# ATTACHMENTS DISTRIBUTED UNDER SEPARATE COVER

# DAC 15/06/21 – 99 FREDERICK STREET MERWETHER - DA2020/01212 - PUB - ALTERATIONS, ADDITIONS AND SIGNAGE

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# ATTACHMENTS DISTRIBUTED UNDER SEPARATE COVER

DAC 15/06/21 – 99 FREDERICK STREET MERWETHER - DA2020/01212 - PUB - ALTERATIONS, ADDITIONS AND SIGNAGE

ITEM - 10 Attachment A: Submitted Plans



**COVER SHEET** SITE PLAN 1:200 SITE ANALYSIS PLAN 1:200 EXISTING / DEMOLITION LOWER GROUND FLOOR PLAN 1:100 EXISTING / DEMOLITION GROUND FLOOR PLAN 1:100 EXISTING / DEMOLITION FIRST FLOOR PLAN 1:100 LOWER GROUND FLOOR 1:100 GROUND FLOOR PLAN 1:100 FIRST FLOOR PLAN 1:100 **ROOF PLAN** 1:100 NORTH & EAST ELEVATIONS 1:100 **SOUTH & WEST ELEVATIONS** 1:100 **SECTION 01 & 02** 1:100 SHADOW DIAGRAMS 1:500 3D PERSPECTIVE 1 3D PERSPECTIVE 2 A1 3D PERSPECTIVE 3 A1 SCHEDULE OF MATERIALS A1

LOT 1 DP79757, 99 FREDERICK STREET, MEREWETHER, NSW, 2291



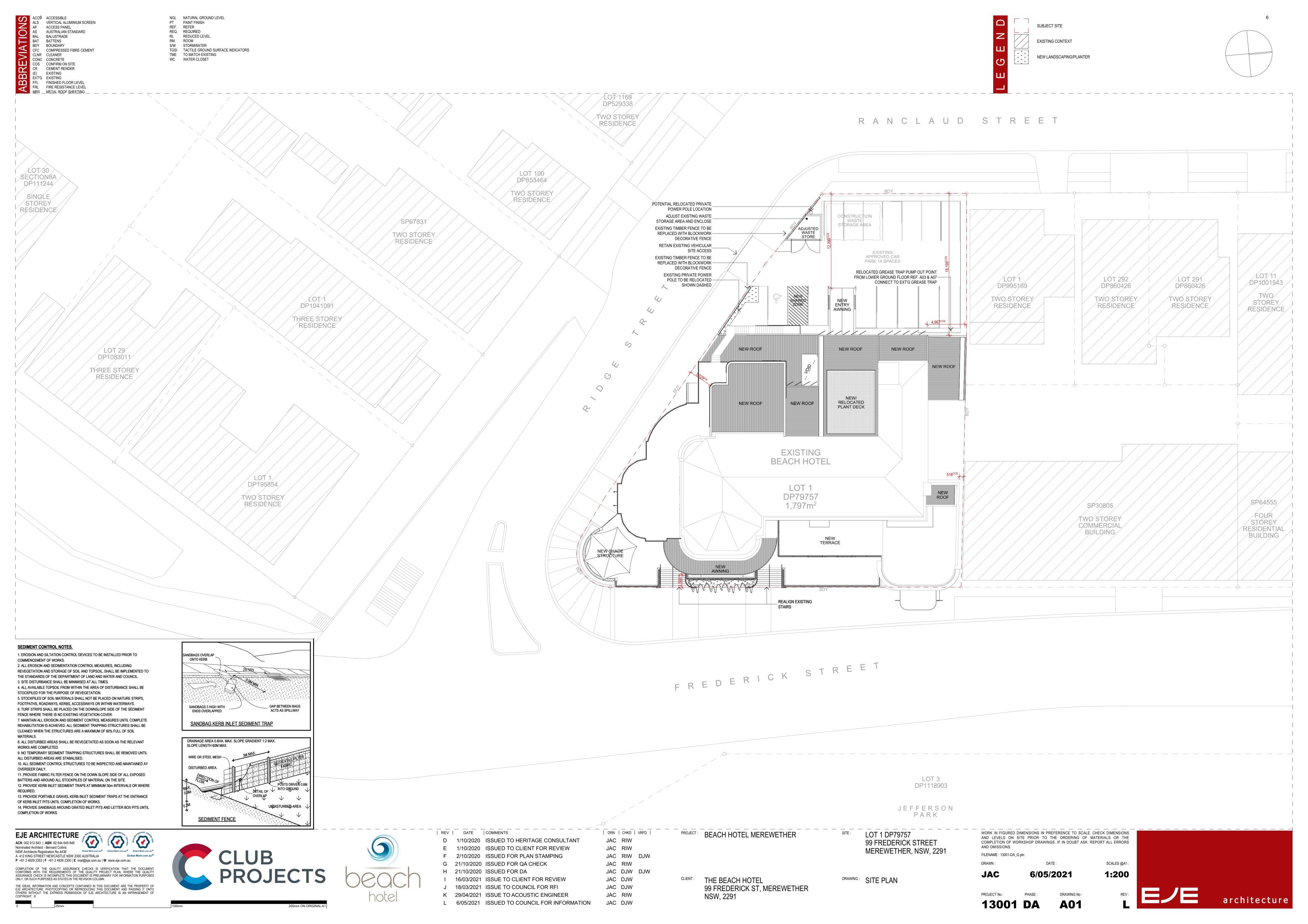


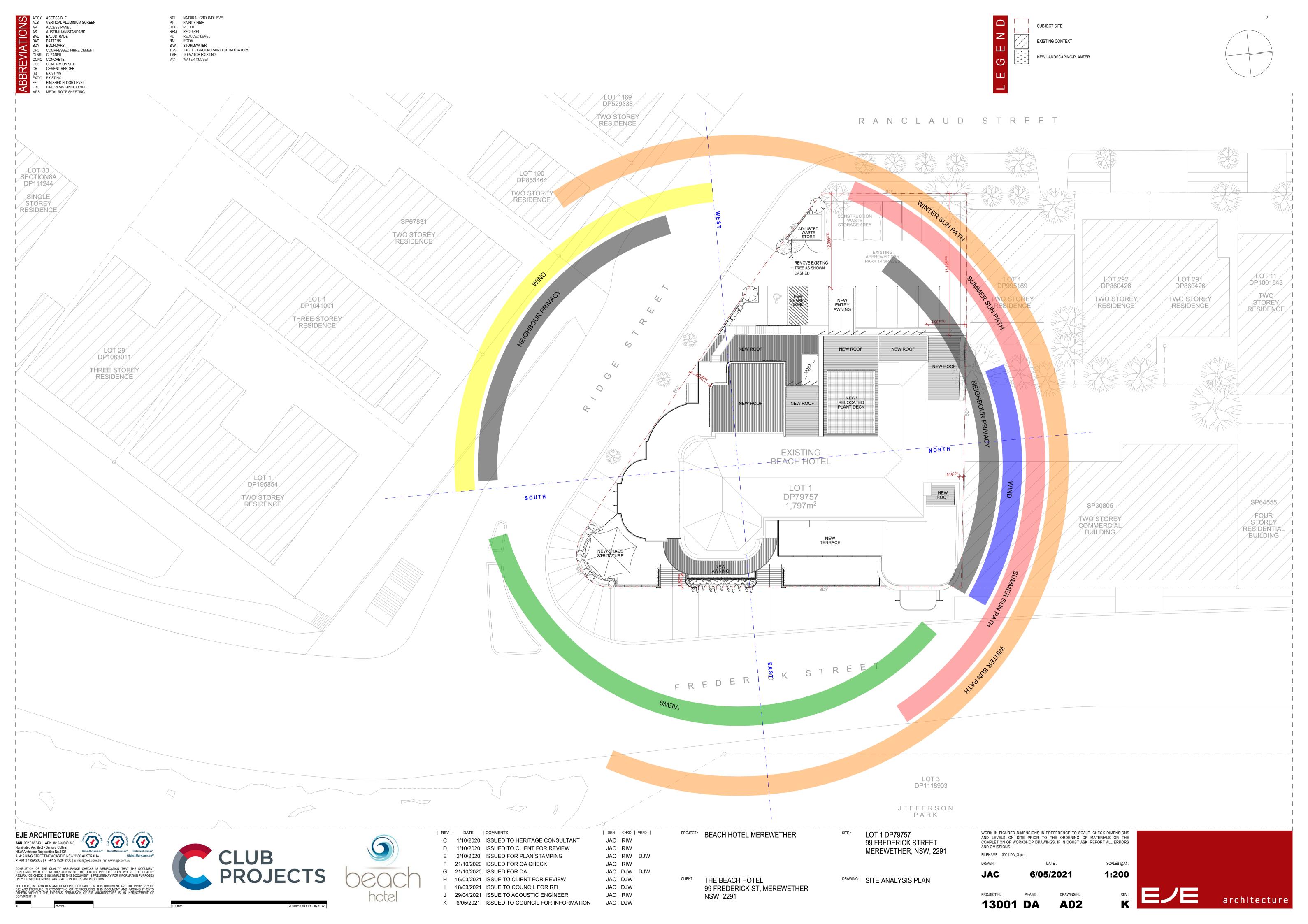
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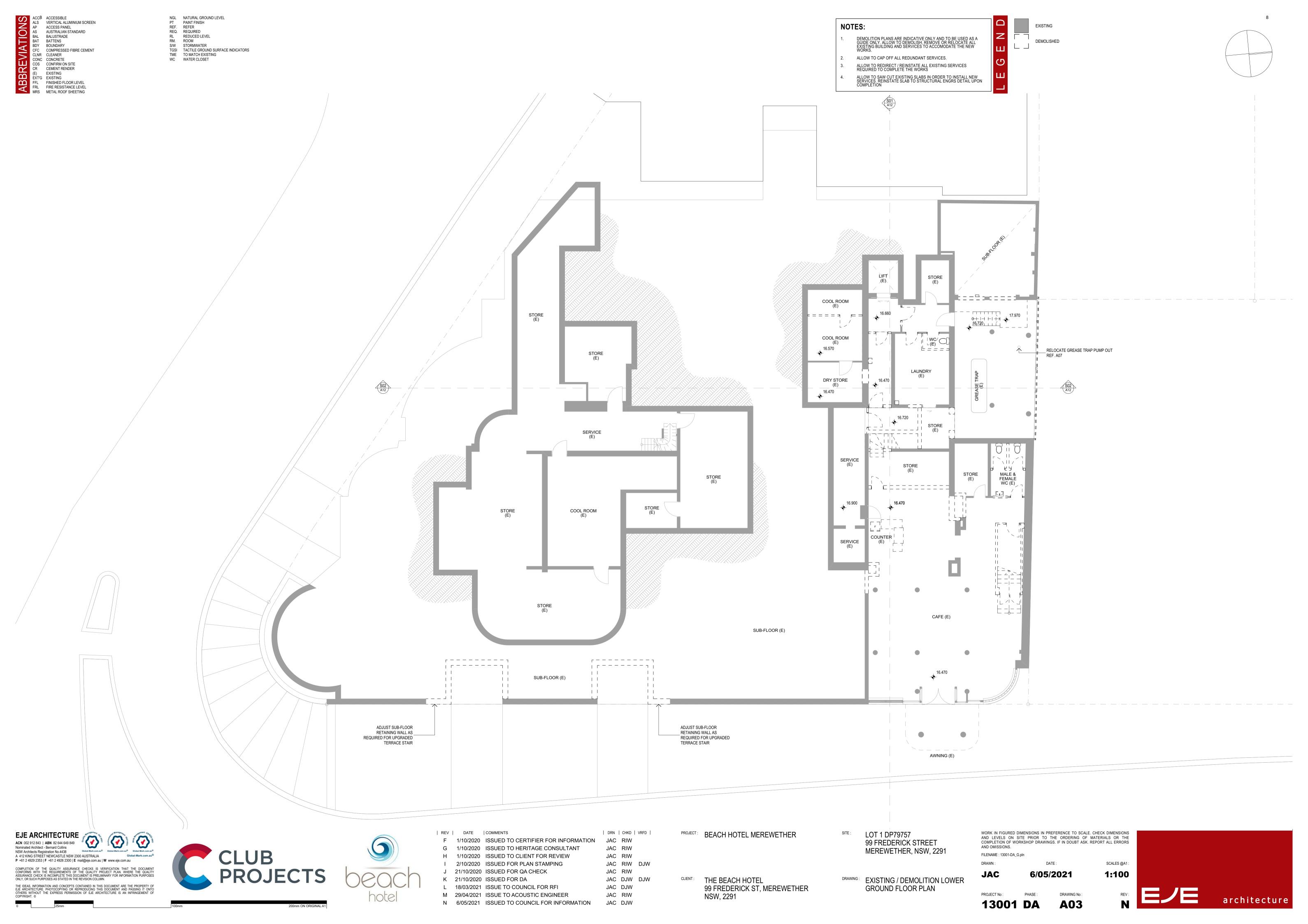


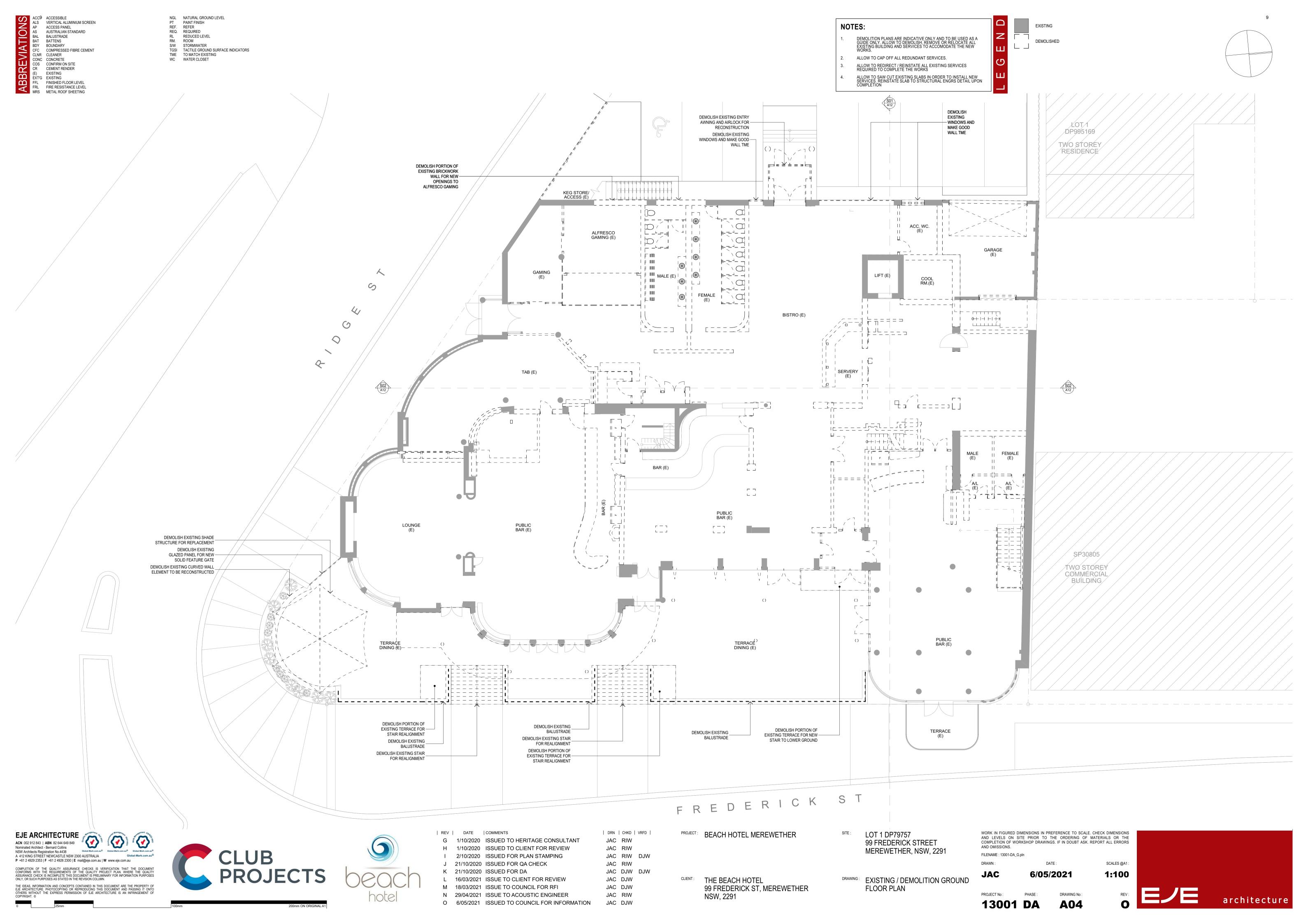
ACN 002 912 843 | ABN 82 644 649 849 Global-Mark.com.au® Nominated Architect - Bernard Collins | NSW Architects Registration No.4438 A 412 KING STREET NEWCASTLE NSW 2300 AUSTRALIA P +61 2 4929 2353 | F +61 2 4926 2300 | E mail@eje.com.au | W www.eje.com.au COMPLETION OF THE QUALITY ASSURANCE CHECKS IS VERIFICATION THAT THE DOCUMENT CONFORMS WITH THE REQUIREMENTS OF THE QUALITY PROJECT PLAN. WHERE THE QUALITY ASSURANCE CHECK IS INCOMPLETE THIS DOCUMENT IS PRELIMARY FOR INFORMATION PURPOSES ONLY, OR SUCH PURPOSES AS STATED IN THE REVISION COLUMN. THE IDEAS, INFORMATION AND CONCEPTS CONTAINED IN THIS DOCUMENT ARE THE PROPERTY OF EJE ARCHITECTURE. PHOTOCOPYING OR REPRODUCING THIS DOCUMENT AND PASSING IT ONTO OTHERS WITHOUT THE EXPRESS PERMISSION OF EJE ARCHITECTURE IS AN INFRINGEMENT OF COPYRIGHT. ©













NGL NATURAL GROUND LEVEL

TGSI TACTILE GROUND SURFACE INDICATORS

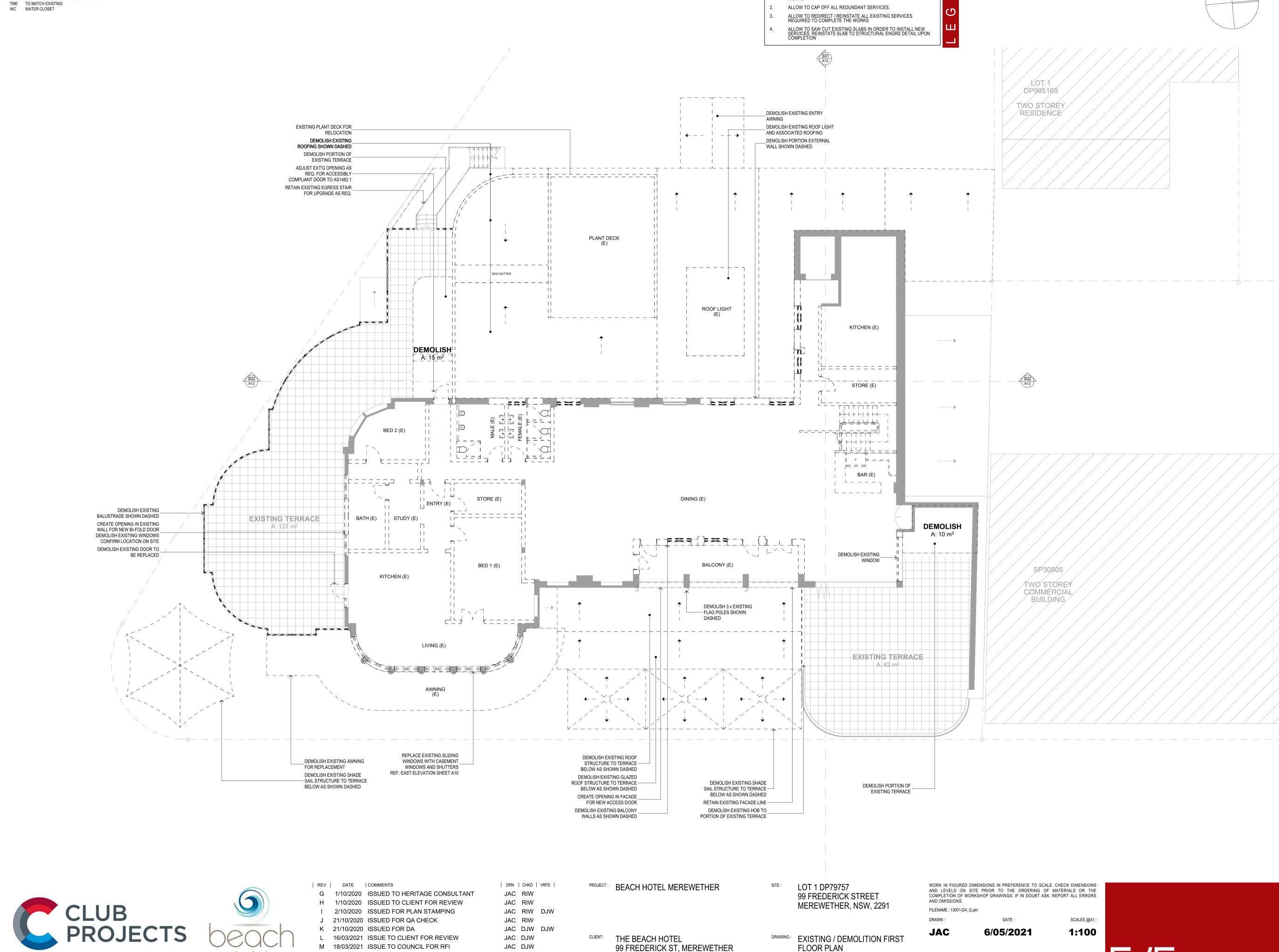
PAINT FINISH

REF. REFER

RM. ROOM

REQ. REQUIRED REDUCED LEVEL

S/W STORMWATER



NSW, 2291

NOTES:

DEMOLITION PLANS ARE INDICATIVE ONLY AND TO BE USED AS A GUIDE ONLY. ALLOW TO DEMOLISH, REMOVE OR RELOCATE ALL EXISTING BUILDING AND SERVICES TO ACCOMODATE THE NEW MORPHS.

DEMOLISHED

PROJECT No:

13001 DA

DRAWING No:

**A05** 

architecture



EJE ARCHITECTURE

ACN 002 912 843 | ABN 82 644 649 849

Nominated Architect - Bernard Collins

Nominated Architect - Bernard Collins



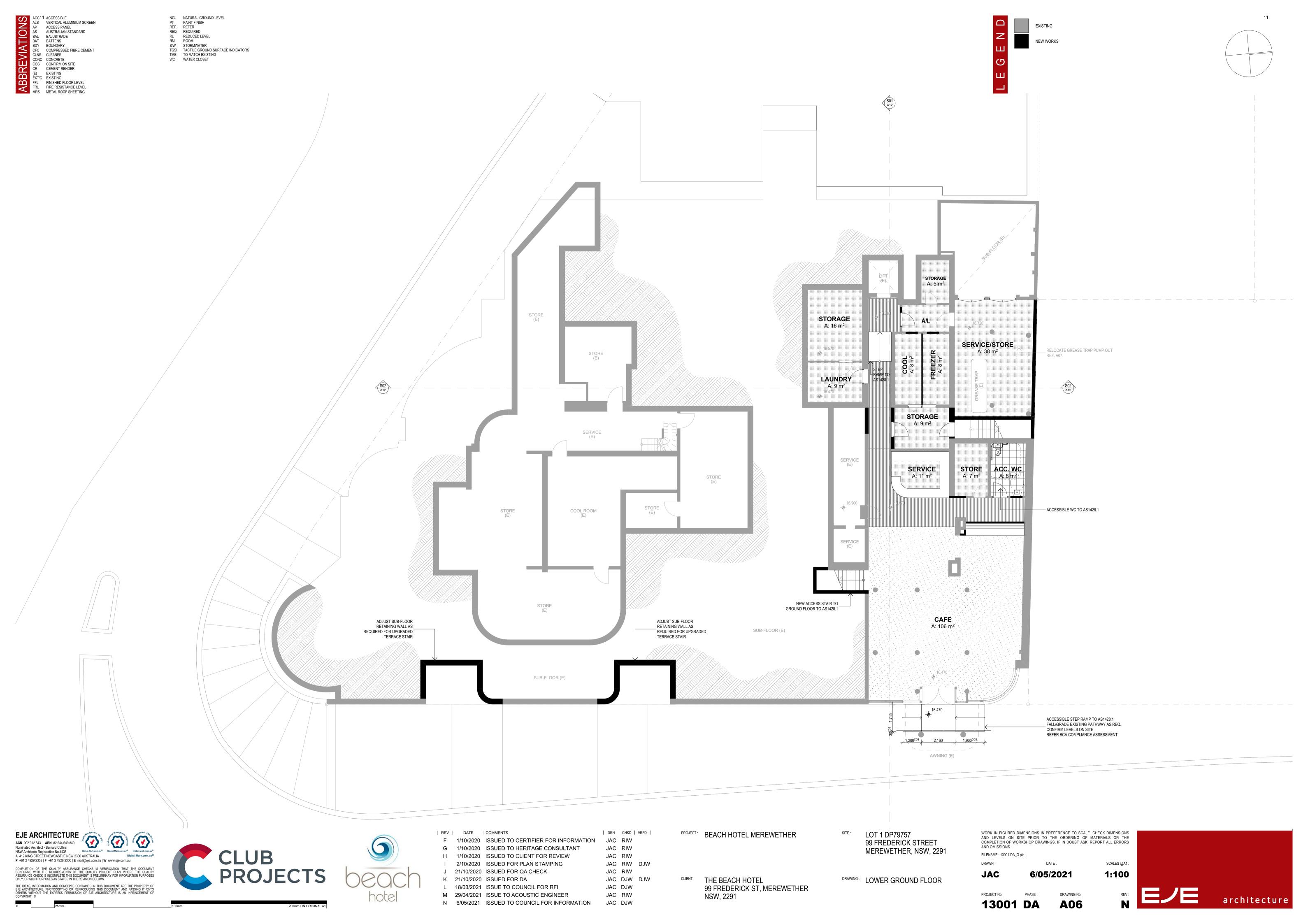


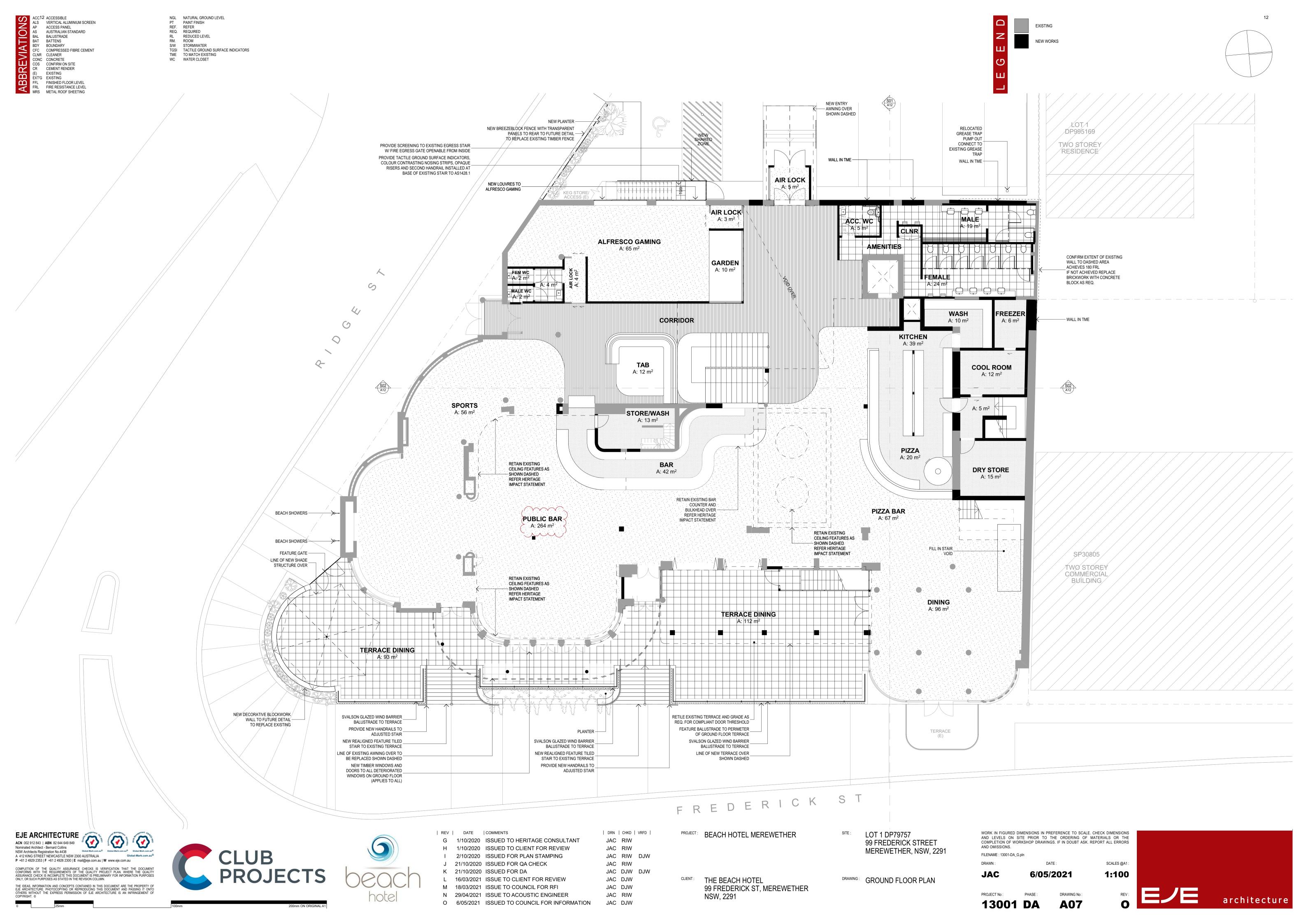
N 29/04/2021 ISSUE TO ACOUSTIC ENGINEER

O 6/05/2021 ISSUED TO COUNCIL FOR INFORMATION

JAC RIW

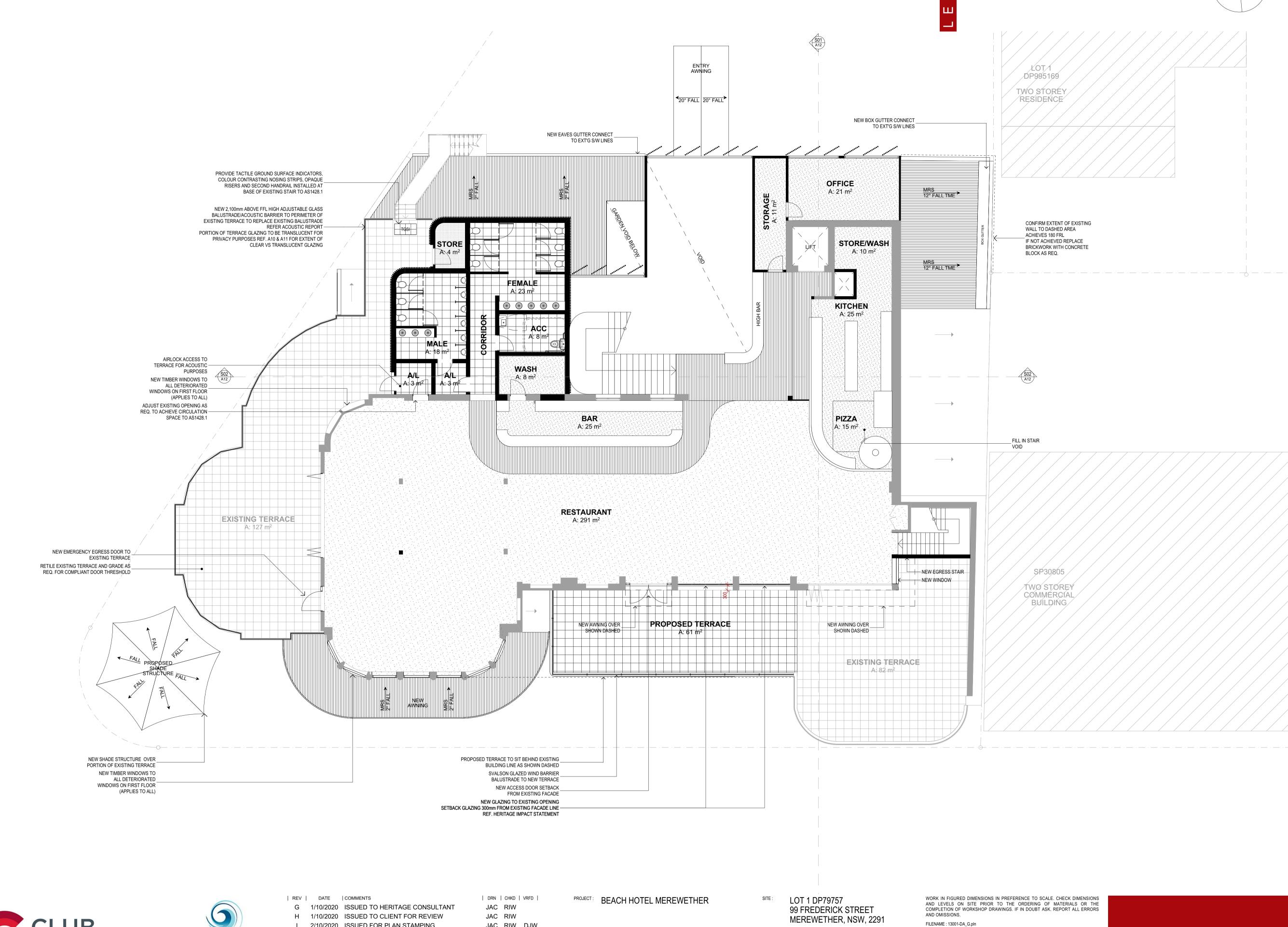
JAC DJW







NGL NATURAL GROUND LEVEL PAINT FINISH REF. REFER REQ. REQUIRED RL REDUCED RM. ROOM REDUCED LEVEL S/W STORMWATER
TGSI TACTILE GROUND SURFACE INDICATORS TME TO MATCH EXISTING WC WATER CLOSET



THE BEACH HOTEL

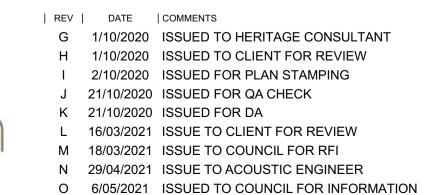
NSW, 2291

99 FREDERICK ST, MEREWETHER









I 2/10/2020 ISSUED FOR PLAN STAMPING J 21/10/2020 ISSUED FOR QA CHECK K 21/10/2020 ISSUED FOR DA L 16/03/2021 ISSUE TO CLIENT FOR REVIEW M 18/03/2021 ISSUE TO COUNCIL FOR RFI

JAC RIW DJW JAC RIW

JAC DJW DJW JAC DJW JAC DJW JAC RIW JAC DJW

DRAWING: FIRST FLOOR PLAN

DRAWN:

DATE: SCALES @A1:

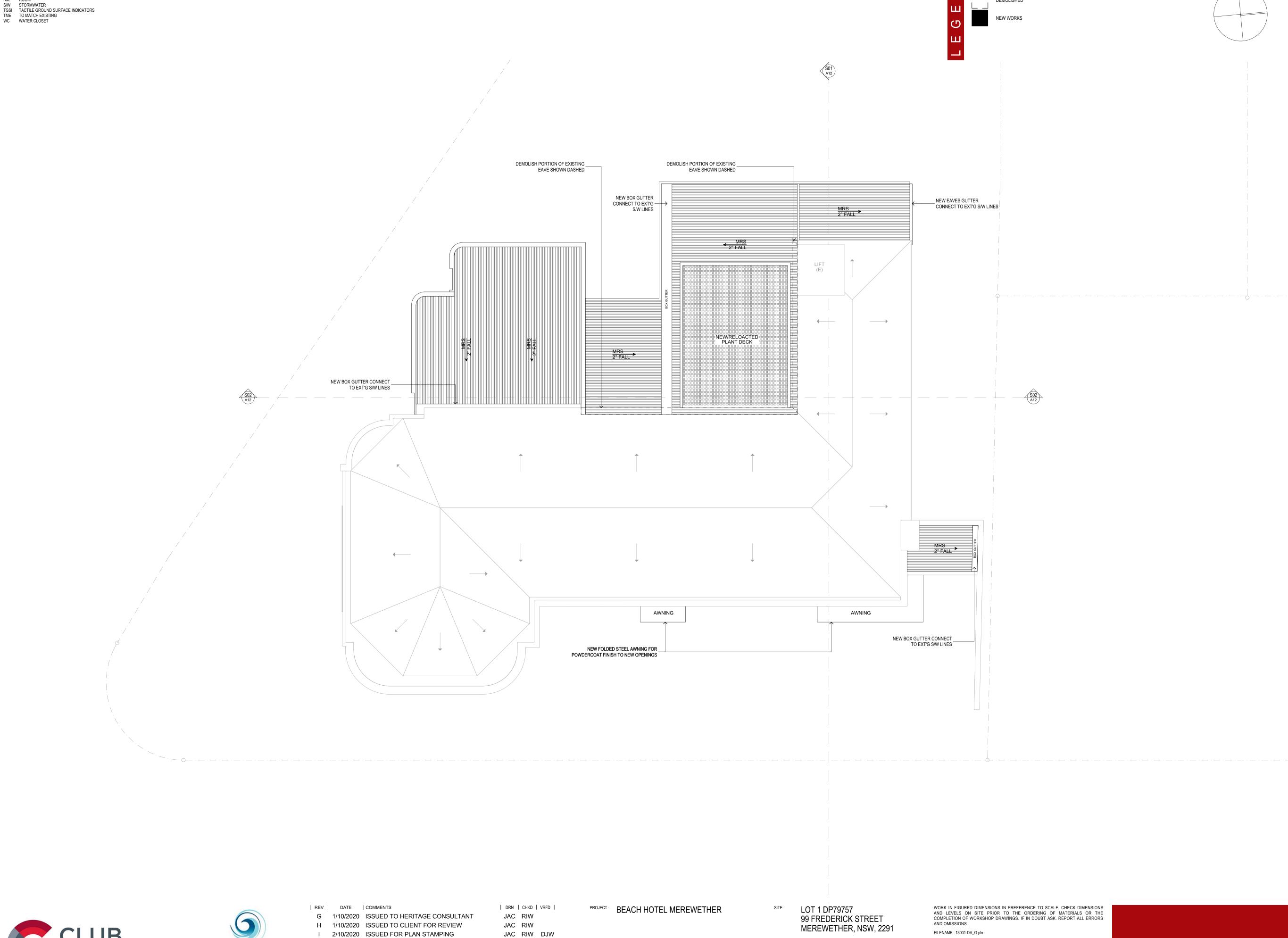






NGL NATURAL GROUND LEVEL PT PAINT FINISH REF. REFER

REQ. REQUIRED
RL REDUCED LEVEL
RM. ROOM



THE BEACH HOTEL

NSW, 2291

99 FREDERICK ST, MEREWETHER

DEMOLISHED

DATE:

6/05/2021

DRAWING No:

**A09** 

SCALES @A1:

1:100

architecture

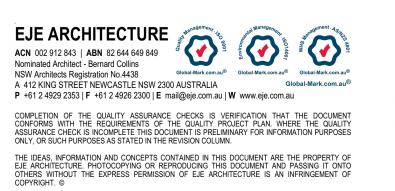
DRAWN:

**JAC** 

PROJECT No:

13001 DA

DRAWING: ROOF PLAN







J 21/10/2020 ISSUED FOR QA CHECK

L 16/03/2021 ISSUE TO CLIENT FOR REVIEW

N 29/04/2021 ISSUE TO ACOUSTIC ENGINEER

O 6/05/2021 ISSUED TO COUNCIL FOR INFORMATION

M 18/03/2021 ISSUE TO COUNCIL FOR RFI

K 21/10/2020 ISSUED FOR DA

JAC RIW

JAC DJW

JAC DJW

JAC RIW

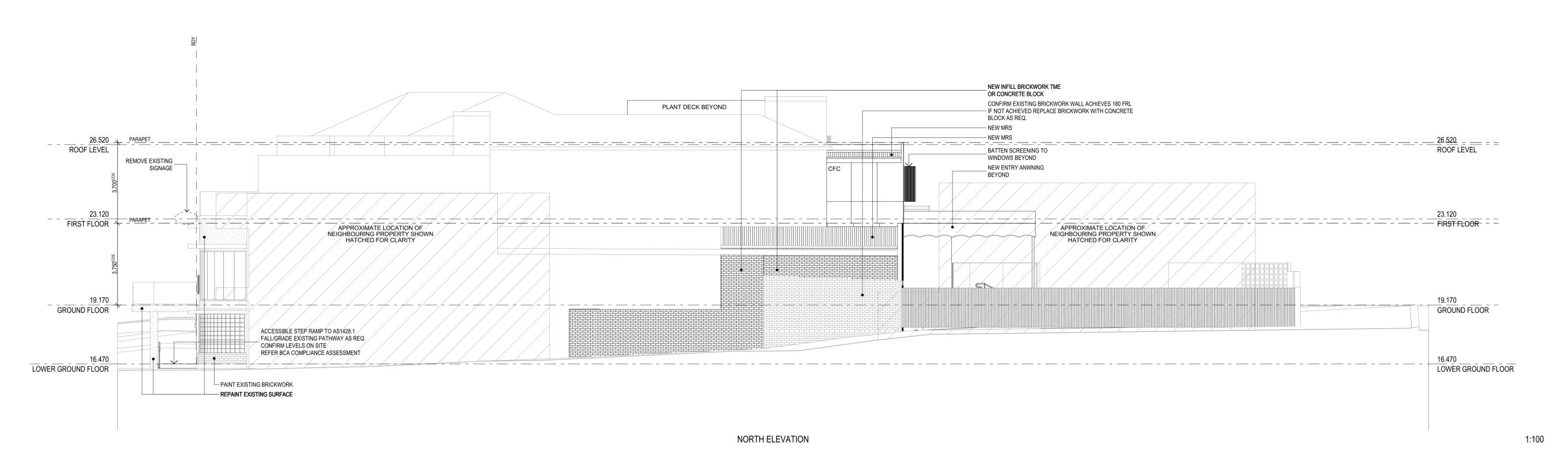
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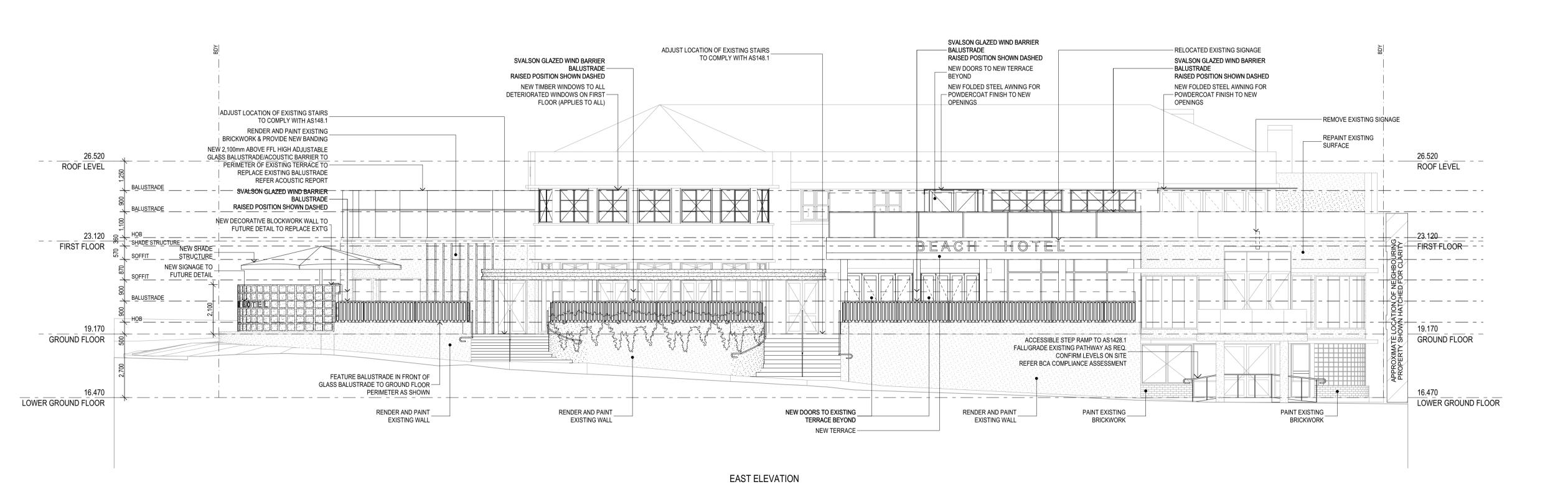
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NGL NATURAL GROUND LEVEL PAINT FINISH REF. REFER REQ. REQUIRED REDUCED LEVEL ROOM S/W STORMWATER
TGSI TACTILE GROUND SURFACE INDICATORS TME TO MATCH EXISTING

WC WATER CLOSET

**EXISTING NEW WORKS** 





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A 412 KING STREET NEWCASTLE NSW 2300 AUSTRALIA P +61 2 4929 2353 | F +61 2 4926 2300 | E mail@eje.com.au | W www.eje.com.au COMPLETION OF THE QUALITY ASSURANCE CHECKS IS VERIFICATION THAT THE DOCUMENT CONFORMS WITH THE REQUIREMENTS OF THE QUALITY PROJECT PLAN. WHERE THE QUALITY ASSURANCE CHECK IS INCOMPLETE THIS DOCUMENT IS PRELIMINARY FOR INFORMATION PURPOSES ONLY, OR SUCH PURPOSES AS STATED IN THE REVISION COLUMN. THE IDEAS, INFORMATION AND CONCEPTS CONTAINED IN THIS DOCUMENT ARE THE PROPERTY OF EJE ARCHITECTURE. PHOTOCOPYING OR REPRODUCING THIS DOCUMENT AND PASSING IT ONTO OTHERS WITHOUT THE EXPRESS PERMISSION OF EJE ARCHITECTURE IS AN INFRINGEMENT OF COPYRIGHT. ©





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	С	1/10/2020	ISSUED TO HERITAGE CONSULTANT	JAC	RIW	
	D	1/10/2020	ISSUED TO CLIENT FOR REVIEW	JAC	RIW	
	Ε	2/10/2020	ISSUED FOR PLAN STAMPING	JAC	RIW	DJ۷
	F	21/10/2020	ISSUED FOR QA CHECK	JAC	RIW	
	G	21/10/2020	ISSUED FOR DA	JAC	DJW	DJ۷
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	I	18/03/2021	ISSUE TO COUNCIL FOR RFI	JAC	DJW	
	J	29/04/2021	ISSUE TO ACOUSTIC ENGINEER	JAC	RIW	
	K	6/05/2021	ISSUED TO COUNCIL FOR INFORMATION	JAC	DJW	

BEACH HOTEL MEREWETHER

99 FREDERICK ST, MEREWETHER

THE BEACH HOTEL

NSW, 2291

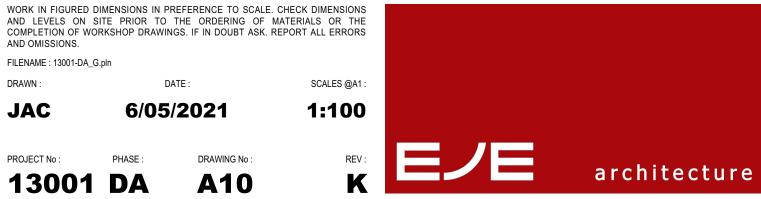
LOT 1 DP79757 99 FREDERICK STREET MEREWETHER, NSW, 2291

FILENAME: 13001-DA\_G.pln DRAWN: DATE: 6/05/2021 **JAC** DRAWING: NORTH & EAST ELEVATIONS

PROJECT No:

13001 DA

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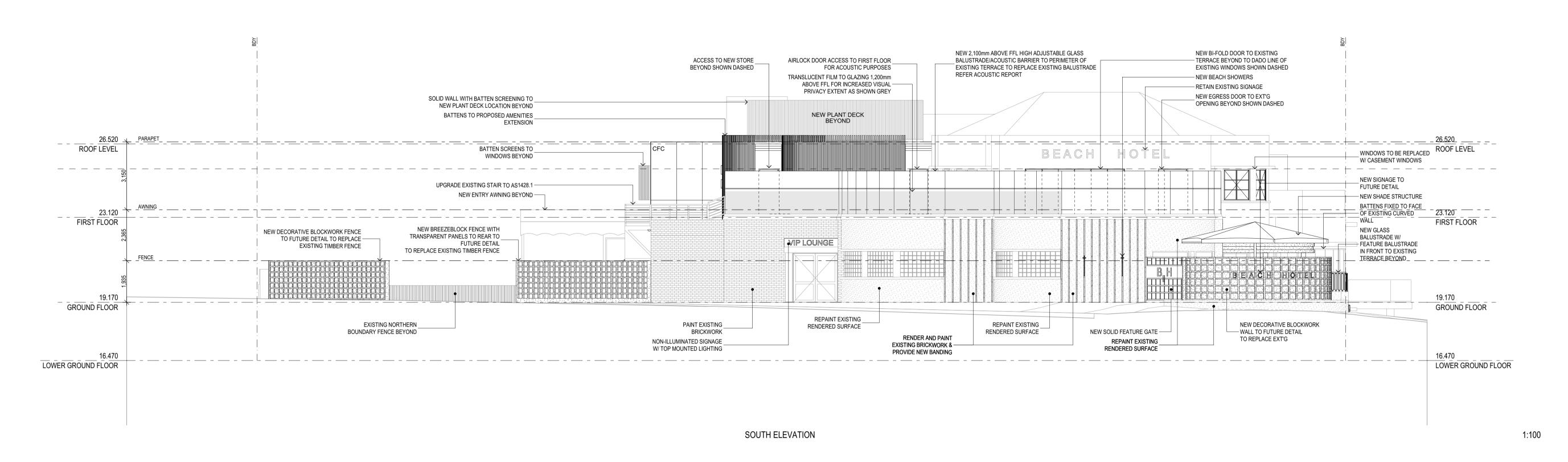


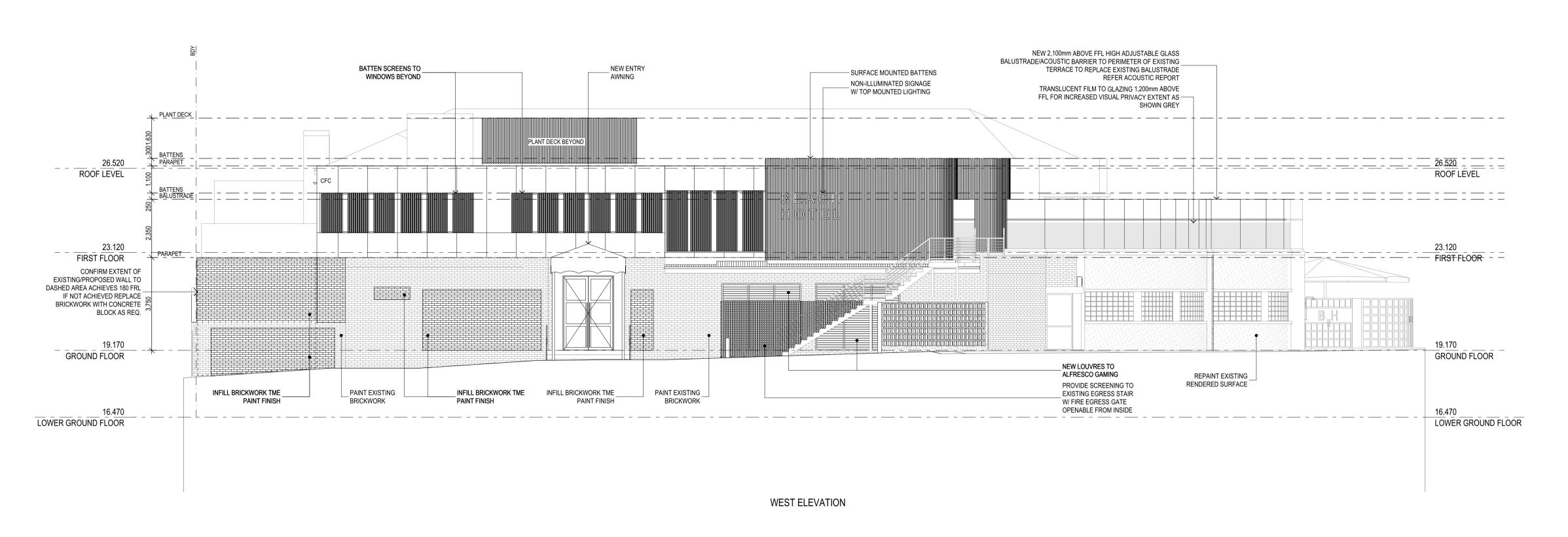
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NGL NATURAL GROUND LEVEL PAINT FINISH REF. REFER REQ. REQUIRED REDUCED LEVEL ROOM S/W STORMWATER
TGSI TACTILE GROUND SURFACE INDICATORS TME TO MATCH EXISTING

WC WATER CLOSET

**EXISTING NEW WORKS** 





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A 412 KING STREET NEWCASTLE NSW 2300 AUSTRALIA Global-Mark.com.au® P +61 2 4929 2353 | F +61 2 4926 2300 | E mail@eje.com.au | W www.eje.com.au COMPLETION OF THE QUALITY ASSURANCE CHECKS IS VERIFICATION THAT THE DOCUMENT CONFORMS WITH THE REQUIREMENTS OF THE QUALITY PROJECT PLAN. WHERE THE QUALITY ASSURANCE CHECK IS INCOMPLETE THIS DOCUMENT IS PRELIMINARY FOR INFORMATION PURPOSES ONLY, OR SUCH PURPOSES AS STATED IN THE REVISION COLUMN.

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F	21/10/2020	ISSUED FOR QA CHECK	JAC	RIW
G	21/10/2020	ISSUED FOR DA	JAC	DJW
Н	16/03/2021	ISSUE TO CLIENT FOR REVIEW	JAC	DJW
- 1	18/03/2021	ISSUE TO COUNCIL FOR RFI	JAC	DJW
J	29/04/2021	ISSUE TO ACOUSTIC ENGINEER	JAC	RIW
K	6/05/2021	ISSUED TO COUNCIL FOR INFORMATION	JAC	DJW

D   <b>V</b>	VRFD	PROJECT:	BEACH HOTEL MEREWETHER
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Ν	DJW		

NSW, 2291

THE BEACH HOTEL

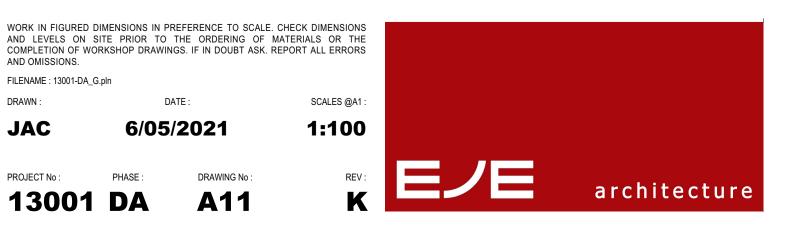
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LOT 1 DP79757 99 FREDERICK STREET MEREWETHER, NSW, 2291

AND OMISSIONS. FILENAME: 13001-DA\_G.pln DRAWN: DATE: **JAC** 6/05/2021 DRAWING: SOUTH & WEST ELEVATIONS

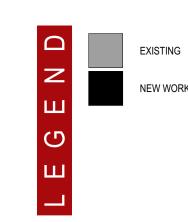
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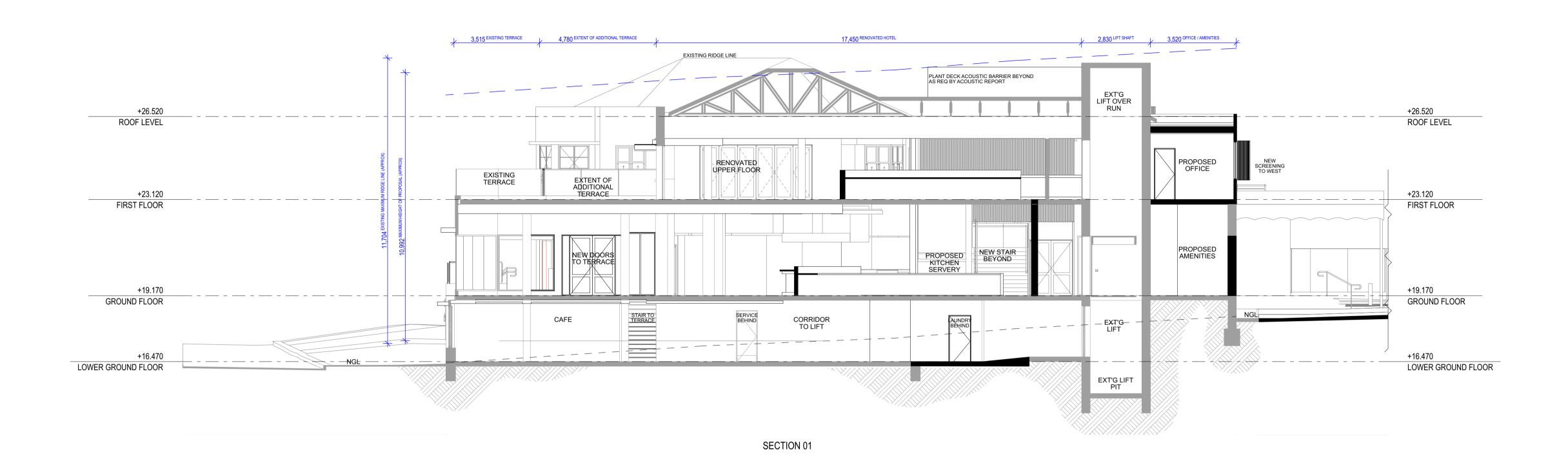
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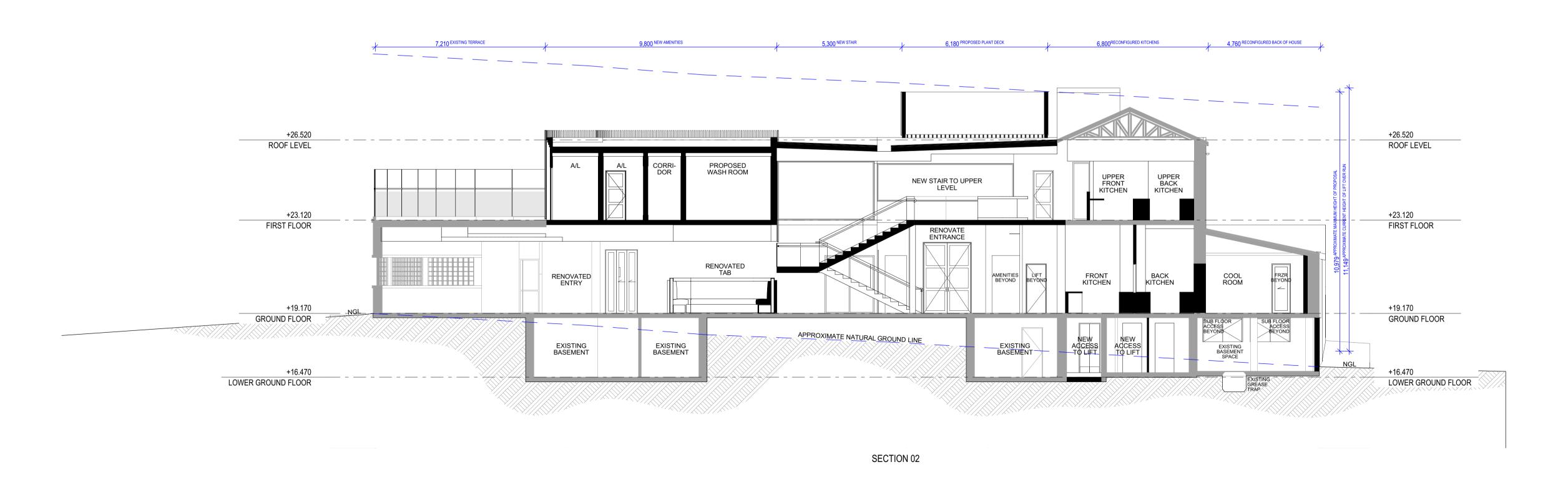


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WC WATER CLOSET







EJE ARCHITECTURE

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В	1/10/2020	ISSUED TO CLIENT FOR REVIEW	JAC	RIW	
С	2/10/2020	ISSUED FOR PLAN STAMPING	JAC	RIW	DJ'
D	21/10/2020	ISSUED FOR QA CHECK	JAC	RIW	
Ε	21/10/2020	ISSUED FOR DA	JAC	DJW	DJ'
F	16/03/2021	ISSUE TO CLIENT FOR REVIEW	JAC	DJW	
G	18/03/2021	ISSUE TO COUNCIL FOR RFI	JAC	DJW	
Н	29/04/2021	ISSUE TO ACOUSTIC ENGINEER	JAC	RIW	
1	6/05/2021	ISSUED TO COUNCIL FOR INFORMATION	JAC	DJW	

PROJECT: BEACH HOTEL MEREWETHER

THE BEACH HOTEL

NSW, 2291

99 FREDERICK ST, MEREWETHER

99 FREDERICK STREET MEREWETHER, NSW, 2291

LOT 1 DP79757

DRAWING: SECTION 01 & 02

WORK IN FIGURED DIMENSIONS IN PREFERENCE TO SCALE. CHECK DIMENSIONS AND LEVELS ON SITE PRIOR TO THE ORDERING OF MATERIALS OR THE COMPLETION OF WORKSHOP DRAWINGS. IF IN DOUBT ASK. REPORT ALL ERRORS AND OMISSIONS.

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JAC 6/05/2021 1:100

**A12** 

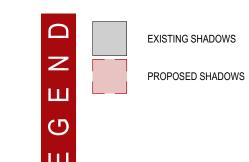
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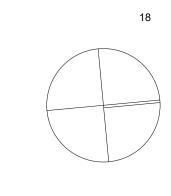
13001 DA



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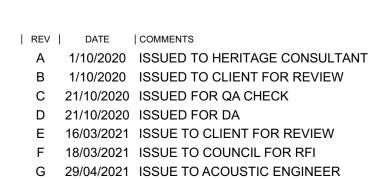












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| DRN | CHKD | VRFD | JAC RIW JAC RIW JAC RIW JAC DJW DJW JAC DJW JAC DJW

JAC RIW

JAC DJW

PROJECT: BEACH HOTEL MEREWETHER

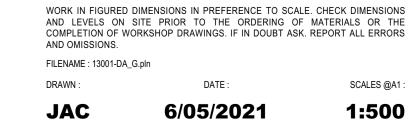
THE BEACH HOTEL

NSW, 2291

99 FREDERICK ST, MEREWETHER

LOT 1 DP79757 99 FREDERICK STREET MEREWETHER, NSW, 2291

DRAWING: SHADOW DIAGRAMS



PROJECT No:

13001 DA

6/05/2021 1:500

DRAWING No:

**A13** 



ACC.19 ACCESSIBLE
ALS VERTICAL ALUMINIUM SCREEN
AP ACCESS PANEL
AS AUSTRALIAN STANDARD
BAL BALUSTRADE
BAT BATTENS
BDY BOUNDARY
CFC COMPRESSED FIBRE CEMENT
CLNR CLEANER
CONC CONCRETE
COS CONFIRM ON SITE
CR CEMENT RENDER
(E) EXISTING
EXT'G EXISTING
FFL FINISHED FLOOR LEVEL
FRL FIRE RESISTANCE LEVEL
MRS METAL ROOF SHEETING

NGL NATURAL GROUND LEVEL
PT PAINT FINISH
REF. REFER
REQ. REQUIRED
RL REDUCED LEVEL
RM. ROOM
S/W STORMWATER
TGSI TACTILE GROUND SURFACE INDICATORS
TME TO MATCH EXISTING
WC WATER CLOSET

EJE ARCHITECTURE

ACN 002 912 843 | ABN 82 644 649 849

Nominated Architect - Bernard Collins

NSW Architects Registration No.4438

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P +61 2 4929 2353 | F +61 2 4926 2300 | E mail@eje.com.au | W www.eje.com.au COMPLETION OF THE QUALITY ASSURANCE CHECKS IS VERIFICATION THAT THE DOCUMENT CONFORMS WITH THE REQUIREMENTS OF THE QUALITY PROJECT PLAN. WHERE THE QUALITY ASSURANCE CHECK IS INCOMPLETE THIS DOCUMENT IS PREJIMINARY FOR INFORMATION PURPOSES ONLY, OR SUCH PURPOSES AS STATED IN THE REVISION COLUMN. THE IDEAS, INFORMATION AND CONCEPTS CONTAINED IN THIS DOCUMENT ARE THE PROPERTY OF EJE ARCHITECTURE. PHOTOCOPYING OR REPRODUCING THIS DOCUMENT AND PASSING IT ONTO OTHERS WITHOUT THE EXPRESS PERMISSION OF EJE ARCHITECTURE IS AN INFRINGEMENT OF COPYRIGHT. ©





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| DRN | CHKD | VRFD | JAC RIW JAC RIW JAC RIW JAC RIW JAC DJW DJW JAC DJW JAC DJW

JAC RIW

JAC DJW

PROJECT: BEACH HOTEL MEREWETHER

THE BEACH HOTEL 99 FREDERICK ST, MEREWETHER NSW, 2291

LOT 1 DP79757 99 FREDERICK STREET MEREWETHER, NSW, 2291

DRAWING: 3D PERSPECTIVE 1

WORK IN FIGURED DIMENSIONS IN PREFERENCE TO SCALE. CHECK DIMENSIONS AND LEVELS ON SITE PRIOR TO THE ORDERING OF MATERIALS OR THE COMPLETION OF WORKSHOP DRAWINGS. IF IN DOUBT ASK. REPORT ALL ERRORS AND OMISSIONS.

6/05/2021

FILENAME: 13001-DA\_G.pln DRAWN:

**JAC** 

DATE: SCALES @A1:

**A14** 

PROJECT No: 13001 DA



ACC20 ACCESSIBLE
ALS VERTICAL ALUMINIUM SCREEN
AP ACCESS PANEL
AS AUSTRALIAN STANDARD
BAL BALUSTRADE
BAT BATTENS
BDY BOUNDARY
CFC COMPRESSED FIBRE CEMENT
CLNR CLEANER
CONC CONCRETE
COS CONFIRM ON SITE
CR CEMENT RENDER
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NGL NATURAL GROUND LEVEL
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REF. REFER
REQ. REQUIRED

REQ. REQUIRED
RL REDUCED LEVEL
RM. ROOM
S/W STORMWATER
TGSI TACTILE GROUND SURFACE INDICATORS
TME TO MATCH EXISTING
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EJE ARCHITECTURE

ACN 002 912 843 | ABN 82 644 649 849

Nominated Architect - Bernard Collins

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| DRN | CHKD | VRFD | JAC RIW JAC RIW JAC RIW

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JAC DJW

PROJECT: BEACH HOTEL MEREWETHER

THE BEACH HOTEL 99 FREDERICK ST, MEREWETHER NSW, 2291

LOT 1 DP79757 99 FREDERICK STREET MEREWETHER, NSW, 2291

DRAWING: 3D PERSPECTIVE 2

WORK IN FIGURED DIMENSIONS IN PREFERENCE TO SCALE. CHECK DIMENSIONS AND LEVELS ON SITE PRIOR TO THE ORDERING OF MATERIALS OR THE COMPLETION OF WORKSHOP DRAWINGS. IF IN DOUBT ASK. REPORT ALL ERRORS AND OMISSIONS.

FILENAME: 13001-DA\_G.pln DRAWN:

**JAC** 

DATE: SCALES @A1:

PROJECT No: 13001 DA



**A15** 

6/05/2021



ACC21 ACCESSIBLE
ALS VERTICAL ALUMINIUM SCREEN
AP ACCESS PANEL
AS AUSTRALIAN STANDARD
BAL BALUSTRADE
BAT BATTENS
BDY BOUNDARY
CFC COMPRESSED FIBRE CEMENT
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CONC CONCRETE
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EXT'G EXISTING
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FRL FIRE RESISTANCE LEVEL
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| REV | DATE | COMMENTS A 1/10/2020 ISSUED TO HERITAGE CONSULTANT B 1/10/2020 ISSUED TO CLIENT FOR REVIEW C 1/10/2020 ISSUED TO CLIENT FOR REVIEW D 21/10/2020 ISSUED FOR QA CHECK

G 18/03/2021 ISSUE TO COUNCIL FOR RFI

H 29/04/2021 ISSUE TO ACOUSTIC ENGINEER

E 21/10/2020 ISSUED FOR DA F 16/03/2021 ISSUE TO CLIENT FOR REVIEW

I 6/05/2021 ISSUED TO COUNCIL FOR INFORMATION

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THE BEACH HOTEL 99 FREDERICK ST, MEREWETHER NSW, 2291

LOT 1 DP79757 99 FREDERICK STREET MEREWETHER, NSW, 2291

DRAWING: 3D PERSPECTIVE 3

WORK IN FIGURED DIMENSIONS IN PREFERENCE TO SCALE. CHECK DIMENSIONS AND LEVELS ON SITE PRIOR TO THE ORDERING OF MATERIALS OR THE COMPLETION OF WORKSHOP DRAWINGS. IF IN DOUBT ASK. REPORT ALL ERRORS AND OMISSIONS.

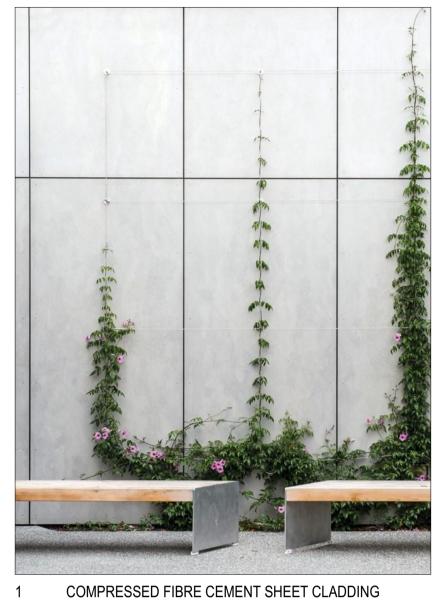
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PROJECT No: **A16** 13001 DA



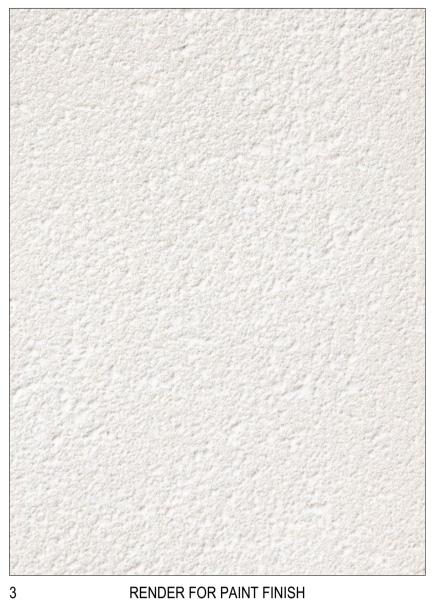
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RL REDUCED LEVEL RM. ROOM S/W STORMWATER
TGSI TACTILE GROUND SURFACE INDICATORS
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**BATTENS** 





















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JAC DJW

PROJECT: BEACH HOTEL MEREWETHER

THE BEACH HOTEL

NSW, 2291

99 FREDERICK ST, MEREWETHER

LOT 1 DP79757 99 FREDERICK STREET MEREWETHER, NSW, 2291

DRAWING: SCHEDULE OF MATERIALS

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DATE: DRAWN: SCALES @A1: 6/05/2021 **JAC** N.T.S.

PROJECT No: 13001 DA



# ATTACHMENTS DISTRIBUTED UNDER SEPARATE COVER

DAC 15/06/21 – 99 FREDERICK STREET MERWETHER - DA2020/01212 - PUB - ALTERATIONS, ADDITIONS AND SIGNAGE

ITEM - 10 Attachment B: Draft Schedule of Conditions

# DRAFT SCHEDULE OF CONDITIONS



**Application No:** DA2020/01212

**Land:** Lot 1 DP 79757

**Property Address:** 99 Frederick Street Merewether

**Proposed Development:** Pub - alterations, additions and signage

### **SCHEDULE 1**

### **APPROVED DOCUMENTATION**

1. The development is to be implemented in accordance with the plans and supporting documents set out in the following table except where modified by any conditions of this consent.

Plan No / Supporting	Reference /	Prepared by	Dated
Document	Version		
Site Plan	Project: 13001 Rev:	EJE Architecture	6/05/2021
Drawing No. A01	L		
Demolition Lower Ground	Project: 13001 Rev:	EJE Architecture	6/05/2021
Floor Plan	L		
Drawing No. A03			
Demolition Ground Floor	Project: 13001 Rev:	EJE Architecture	6/05/2021
Plan	0		
Drawing No. A04			
Demolition First Floor Plan	Project: 13001 Rev:	EJE Architecture	6/05/2021
Drawing No. A05	0		
Lower Ground Floor Plan	Project: 13001 Rev:	EJE Architecture	6/05/2021
Drawing No. A06	N		
Ground Floor Plan	Project: 13001 Rev:	EJE Architecture	6/05/2021
Drawing No. A07	0		
First Floor Plan	Project: 13001 Rev:	EJE Architecture	6/05/2021
Drawing No. A08	0		
Roof Plan	Project: 13001 Rev:	EJE Architecture	6/05/2021
Drawing No. A09	0		
North and East Elevations	Project: 13001 Rev:	EJE Architecture	6/05/2021
Drawing No. A10	K		
South and West Elevations	Project: 13001 Rev:	EJE Architecture	6/05/2021
Drawing No. A11	K		
Section 01 and 02	Project: 13001 Rev:	EJE Architecture	6/05/2021
Drawing No. A12	0		
Revised Noise Impact	Report Number. 20-	Reverb Acoustics	April 2021
Assessment	2512-R3		
The Beach Hotel Plan of	n/a	By applicant	Received May
Management			2021
Statement of Heritage	Version 1 Doc ID:	EJE Architecture	23/10/2020
Impact	6663193		
Site Waste Minimisation and	Site Waste Minimisation and n/a Andrew Lazarus 28/09/2020		

Management Plan (SWMMP)			
' ' ' ' ' ' ' ' ' ' ' ' ' ' ' ' ' ' '	Version 1 Doc ID: 6863595	Rathmore Group	19/03/2021

In the event of any inconsistency between conditions of this development consent and the plans/supporting documents referred to above, the conditions of this development consent prevail.

# CONDITIONS TO BE SATISFIED PRIOR TO THE ISSUE OF A CONSTRUCTION CERTIFICATE

- 2. The on-site parking and driveway are to meet the following requirements:
  - a) Provide a minimum of 14 parking spaces, including a space for a person with a disability.
  - b) Comply with the requirements of Section 7.03 'Traffic, Parking and Access' of the Newcastle Development Control Plan 2012 and AS/NZS 2890.1:2004
     Parking facilities Off-street car parking.
  - c) Be constructed with a basecourse of adequate depth to suit design traffic, being sealed with either bitumen seal, asphaltic concrete, concrete or interlocking pavers and being properly maintained.

Full details are to be included in documentation for a Construction Certificate application.

- 3. Letterboxes, landscaping and any other obstructions to visibility are to be kept clear of a 2.0m by 2.5m splayed area within the property boundary, each side of the driveway entrance, or limited to 1.2m in height in that area, in accordance with AS/NZS 2890.1:2004 Parking facilities Off-street car parking. Details are to be included in documentation for a Construction Certificate application.
- 4. The proposed accessibility ramp encroaching onto the public road reserve is to be designed in a manner that is consistent with the submitted plans and relevant conditions. Full details are to be included in documentation for a Construction Certificate application.

Note: A separate application must be lodged and consent obtained from Council City of Newcastle for all works, within the road reserve pursuant to Section 138 of the *Roads Act 1993* (NSW), before the issue of any Construction Certificate.

The construction of the accessibility ramp over City of Newcastle (CN) land will attract additional fees and charges. These fees will be calculated in accordance with CN's 2020/21 Fees & Charges. The calculation is as a per square metre rate determined as per the adjoining property's statutory land value (SLV) by the NSW Valuer General. The calculation is noted below:

99 Frederick Street SLV: \$3,570,000 99 Frederick Street total area: 1,858sqm Fee per sqm = \$3,570,000 / 1,858sqm = **\$1,921,42** r

Fee per sqm = \$3,570,000 / 1,858sqm = \$1,921.42 p/sqm of encroachment.

- 5. The first-floor balustrades of the proposed terrace facing Frederick Street are not to exceed 1100 mm in height, to protect views to upper floor of the heritage item. Full details to be provided with the documentation for a Construction Certificate.
- 6. The proposed film over the balustrades facing Ridge Street is to be removed. All balustrades at the first floor are to be translucent and cannot be obscured, to protect

views to the heritage item. Full details to be provided with the documentation for a Construction Certificate.

- 7. A full archival photographic record is to be undertaken of the Beach Hotel (including interiors), prior to any works commencing on the site. The archival record is to be in accordance with the requirements of:
  - a). The NSW Heritage Office publication 'How to Prepare Archival Records of Heritage Items' (1998); and
  - b). The Department of Planning's 'Recording Places of Cultural Significance' (1991).

The archival record is to be submitted to the City of Newcastle (CN) for inclusion in the City Library collection, and confirmation that the records have been submitted to CN shall be provided to the Principal Certifying Authority, prior to the issue of a Construction Certificate.

Note: The documentation shall include a summary report detailing the Development Application number, project description, date and authorship of the photographic record, method of documentation and any limitations of the photographic record. Photographs are to be provided in both black and white, and colour. Written confirmation is to be included in the documentation, issued with the authority of the applicant, owner(s) and the photographer (as required), that the CN is granted a perpetual non-exclusive license to make use of the copyright in all images supplied, including the right to make copies available to third parties. The signatures of the applicant, owner(s) and the photographer (as required) must be included. The photographic record is to include architectural plans and negatives of all images. Digital based recording is to be submitted on CD or USB drive with images saved as JPEG, TIFF or PDF files.

- 8. The building the subject of the application is to be upgraded so as to comply with the Performance Requirements of Parts CP1, CP2, CP4, CP8, DP1, DP2, DP3, DP4, DP5, DP6, DP8, EP1.1, EP1.2, EP1.3, NSW EP1.4, EP2.2, EP4.1, EP4.2, FP2.1, FP2.5, EP3.1, EP3.3, EP3.4, FP4.1, FP4.2, FP4.3 and G6 of The National Construction Code of Australia. Full details are to be included in the application for a Construction Certificate.
- 9. The acoustic screen on the southern side of the first-floor terrace facing Ridge Street is to be 50% obscured from the bottom. Full details are to be included in documentation for a Construction Certificate.
- 10. The Plan of Management is to be amended to the satisfaction of CN and to be in accordance with the conditions of this consent and include the following:
  - a) All management measures proposed to be implemented to minimise potential noise impacts from the facility, including the relevant recommendations of the approved Acoustic Assessment Report prepared by Reverb Acoustics, dated April 2021.
  - b) Installation of and management of a closed-circuit television (CCTV) system in accordance with Liquor License standards.
  - c) The external of the premises including both the frontages to Frederick and Ridge Streets is to be well lit and covered by CCTV.
  - d) Ensure patrons do not crowd or loiter in the vicinity of the premises in such a manner that pedestrian movement is obstructed or hindered.
  - e) The use of first floor deck on the southern side of the building facing Ridge Street is to close at 10:00pm each night, except as may be needed in an emergency.

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f) Ensure the manner in which the business of the premises is conducted and/ or the behaviour of persons entering and leaving the premises does not cause undue disturbance to the amenity of the neighbourhood. In this regard, the management shall be responsible for the control of noise and litter generated by persons and/or premises operations.

g) Record in a register full details of any disturbance complaint/s made by a person to management or staff in respect to the manner in which the business of the premises is conducted and/or the behaviour of persons entering or leaving the premises. Such recording will include time, date, and nature of the complaint/s, complainant's details if provided and all actions undertaken by management / staff to resolve such complaints.

The Plan of Management is to be provided to the written satisfaction of Council. Councils' written correspondence is to be provided to the Principal Certifier prior to the issue of any Construction Certificate.

The design and construction of the proposed development is to be in accordance with the relevant requirements of the Australian Standard 4674-2004 Design, Construction and Fit-Out of Food Premises. Full details are to be included in the documentation for the Construction Certificate application.

### CONDITIONS TO BE SATISFIED PRIOR TO THE COMMENCEMENT OF WORK AND **DURING THE CONSTRUCTION PHASE**

- Building demolition is to be planned and carried out in accordance with Australian Standard 2601:2001 - The Demolition of Structures.
- A Hazardous Substances Management Plan is to be prepared by a competent person for the building(s) or parts of the building(s) proposed to be demolished in accordance with Australian Standard 2601:2001 - The Demolition of Structures. A copy of the Hazardous Substances Management Plan is to be provided to the City of Newcastle and to the demolisher prior to commencement of work.
- Demolition works are to be undertaken in accordance with Australian Standard 2601:2001 - The Demolition of Structures and the following requirements:
  - Demolition works are to be conducted in accordance with the submitted a) Hazardous Substances Management Plan and a copy of the Hazardous Substances Management Plan is to be kept on site for the duration of the proposed development;
  - b) The removal, handling and disposal of any asbestos material is to be undertaken only by an asbestos removal contractor who holds the required class of Asbestos Licence, issued by SafeWork NSW;
  - A copy of all waste disposal receipts are to be kept on site for the duration of the c) proposed development and made available to authorised City of Newcastle (CN) officers upon request;
  - Seven working days' notice in writing is to be given to the CN and the d) owners/occupiers of neighbouring premises prior to the commencement of any demolition work. Such written notice is to include the date demolition will commence and details of the name, address, contact telephone number(s) and

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licence details (type of licences held and licence numbers) of any asbestos removal contractor and demolition contractor. Notification to owners/occupiers of neighbouring premises is also to include CN's contact telephone number (4974 2000) and the SafeWork NSW telephone number (4921 2900); and

- e) On sites where asbestos materials are to be removed, a standard commercially manufactured sign containing the words 'DANGER ASBESTOS REMOVAL IN PROGRESS' measuring not less than 400mm x 300mm is to be erected in a prominent position during asbestos removal works.
- 15. A rigid and durable sign is to be erected on any site on which building work, subdivision work or demolition work is being carried out, before the commencement of the work:
  - a) showing the name, address and telephone number of the Principal Certifier for building work and subdivision work, and
  - b) showing the name, address and telephone number of the Principal Contractor for any building work and including a telephone number on which the Principal Contractor may be contacted at any time for business purposes, and
  - c) stating that unauthorised entry to the work site is prohibited, and
  - d) being erected in a prominent position that can be read easily by anyone in any public road or other public place adjacent to the site.

Any such sign is to be maintained while the building work, subdivision work or demolition work is being carried out.

- 16. All building work is to be carried out in accordance with the provisions of the National Construction Code.
- 17. Prior to commencement of site works, the developer is to submit to the City of Newcastle, for approval, a Construction Traffic Management Plan (CTMP), addressing traffic control measures to be implemented in the public road reserve during the construction phase.

The CTMP is to be prepared by a Transport for NSW accredited person with a Design and Audit Traffic Control Plans Certificate in accordance with Australian Standard 1742.3:2009 – 'Manual of uniform traffic devices - traffic control for works on roads'. The plan is to ensure the provision for safe, continuous movement of traffic and pedestrians within the road reserve.

- 18. Any alteration to natural surface levels on the site is to be undertaken in such a manner as to ensure that there is no increase in surface water runoff to adjoining properties or that runoff is impounded on adjoining properties, as a result of the development.
- 19. On-site car parking accommodation is to be provided for a minimum of 14 vehicles, including a space for a person with a disability and such being set out generally in accordance with the details indicated on the submitted plans except as otherwise provided by the conditions of consent.
- 20. All parking bays are to be permanently marked out on the pavement surface.
- 21. All new roof and surface waters are to be conveyed to the street gutter by way of a sealed pipe system, extending through the footway to Council requirements, in accordance with Element 7.06 'Stormwater' of Newcastle Development Control Plan 2012.
- 22. Stormwater is to be conveyed to the existing property stormwater drains by way of a

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sealed pipe system. The existing drains are to be checked for adequacy and cleared of any obstructions.

- Construction/demolition work that generates noise that is audible at residential premises is to be restricted to the following times:
  - Monday to Friday, 7:00 am to 6:00 pm and
  - Saturday, 8:00 am to 1:00 pm.

No noise from construction/demolition work is to be generated on Sundays or public holidays.

City of Newcastle's (CNs) 'Prevent Pollution' sign is to be erected and maintained in a conspicuous location on or adjacent to the property boundary, so it is clearly visible to the public, or at other locations on the site as otherwise directed by the CN, for the duration of demolition and construction work.

The sign can be obtained by presenting your development application receipt at CN's Customer Enquiry Centre, Wallsend Library or the Master Builders Association Newcastle.

### CONDITIONS TO BE SATISFIED PRIOR TO THE ISSUE OF AN OCCUPATION CERTIFICATE, A SUBDIVISION CERTIFICATE OR A STRATA CERTIFICATE

- All public footways, footpaving, kerbs, gutters and road pavement damaged during the works are to be immediately repaired following the damage, to a condition that provides for safe use by pedestrians and vehicles. Full restoration of the damage is to be carried out to City of Newcastle's satisfaction prior to the completion of demolition work or prior to the issue of any Occupation Certificate in respect of development involving building work.
- 26. Acoustic treatment is to be implemented in accordance with the recommendations set out in the report prepared by Reverb Acoustic, dated April 2021. Written final certification verifying that the recommended acoustic treatment has been implemented in accordance with the requirements of the above report is to be submitted to the Principal Certifier and the City of Newcastle prior to the issue of an Occupation Certificate.

The acoustic consultant may need to be involved during the construction Note: process, in order to ensure that final certification is achieved.

27. All Prior to issue of an Occupation Certificate, the food business must notify the relevant enforcement agency, under the Food Act 2003 and (for licensed food businesses) under the Food Regulation 2010.

Notification is to be provided to Council by going to www.newcastle.nsw.gov.au and download a copy of the 'Council Food Business Notification Form' or contact Council's Regulatory, Planning and Assessment on (02) 4974 2525.

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# CONDITIONS TO BE SATISFIED DURING THE OPERATION AND USE THE DEVELOPMENT

28. The hours of operation or trading of the entire premises are to be not more than:

DAY	Ground Floor	Lower Ground and First Floor
Monday	5:00am to 3:00am	5:00am to 12:00am
Tuesday	5:00am to 3:00am	5:00am to 12:00am
Wednesday	5:00am to 3:00am	5:00am to 12:00am
Thursday	5:00am to 3:00am	5:00am to 12:00am
Friday	5:00am to 3:00am	5:00am to 12:00am
Saturday	5:00am to 3:00am	5:00am to 12:00am
Sunday	10:00am to 10:00pm	10:00am to 10:00pm

The first-floor terrace facing Ridge Street is to operate between 10AM - 10PM Monday - Sunday only unless a separate application to vary the hours of operation or trading has been submitted to and approved by the City of Newcastle.

- 29. The maximum number of persons permitted in the pub is to be restricted to a total of 1,230 persons. A sign is to be displayed in a prominent position in the building, stating the maximum number of persons that are permitted in the building.
- 30. The use and occupation of the premises, including all plant and equipment installed thereon, is not to give rise to any offensive noise, as defined under the *Protection of the Environment Operations Act 1997*.

Should City of Newcastle (CN) consider that offensive noise has emanated from the premises, the owner/occupier of the premises will be required to submit an acoustic assessment prepared by a suitably qualified acoustical consultant recommending acoustic measures necessary to ensure future compliance with this condition and will be required to implement such measures within a nominated period. Furthermore, written certification from the said consultant, verifying that the recommended acoustic measures have been satisfactorily implemented, will be required to be submitted to CN prior to the expiration of the nominated period.

31. The use and occupation of the premises is not to give rise to the emission of any 'air impurity' as defined under the *Protection of the Environment Operations Act 1997*, that interferes unreasonably with the amenity of neighbouring premises and/or other sensitive receivers.

Should City of Newcastle (CN) consider that unreasonable levels of air impurities have been emitted from the premises, the owner/occupier will be required to engage a suitably qualified consultant to recommend measures to control emission of air impurities to an acceptable level and such measures will be required to be implemented within a nominated time period. Furthermore, written certification from the suitably qualified consultant will be required to be submitted to CN, confirming that air impurity emissions from the premises do not interfere unreasonably with the amenity of neighbouring premises and/or other sensitive receptors, before the expiration of the nominated period.

- 32. The noise control recommendations in section 8 of the Noise Impact Assessment prepared by Reverb Acoustics Pty Ltd (Report No. 20-2512-R3) dated April 2021 are to be implemented in the ongoing operation of the premises, except as otherwise required by the conditions of this consent or subsequent Liquor Licensing requirement.
- 33. The premises is to be operated at all times in accordance with the approved Plan of Management as may be varied from time to time after consultation with NSW Police

and supported and Liquor & Gaming NSW. A copy of the Plan of Management is to be kept on the premises and made available for inspection on the request of a police officer, City of Newcastle officer, or Liquor & Gaming NSW inspector. Any amendments to the Plan of Management are to be provided to NSW Police and City of Newcastle for approval.

- 34. A courtesy bus is to operate for all patrons to arrive and leave the pub quietly and safely. The courtesy bus operating hours are to be reflected within the plan of management and a public telephone contact number. Full details are to be included within an amended plan of management.
- 35. All parking and loading bays are to be permanently marked out on the pavement surface, with loading bays facilities being clearly indicated by signs.

#### **ADVISORY MATTERS**

- Any proposed business identification sign or advertising sign is to be designed in accordance with the provisions of Newcastle Development Control Plan 2012 and be the subject of a separate development application that is to be approved prior to the sign being erected or placed in position, except when such signage meets 'exempt development' criteria.
- It is recommended that, prior to commencement of work, the free national community service 'Dial before you Dig' be contacted on 1100 or by fax on 1200 652 077 regarding the location of underground services in order to prevent injury, personal liability and even death. Inquiries should provide the property details and the nearest cross street/road.
- Any necessary alterations to public utility installations are to be at the developer/demolisher's expense and to the requirements of the City of Newcastle (CN) and any other relevant authorities. CN and other service authorities should be contacted for specific requirements prior to the commencement of any works.
- Prior to commencing any building works, the following provisions of Part 6 of the *Environmental Planning and Assessment Act 1979* are to be complied with:
  - a) A Construction Certificate is to be obtained; and
  - b) A Principal Certifier is to be appointed for the building works and the City of Newcastle (CN)is to be notified of the appointment; and
  - c) CN is to be given at least two days notice of the date intended for commencement of building works.
- A Construction Certificate application for this project is to include a list of fire safety
  measures proposed to be installed in the building and/or on the land and include a
  separate list of any fire safety measures that already exist at the premises. The lists
  are to describe the extent, capability and basis of design of each of the measures.
- Prior to the occupation or use of a new building, or occupation or use of an altered portion of, or an extension to a building, an Occupation Certificate is to be obtained from the Principal Certifier appointed for the proposed development. An application for an Occupation Certificate is to contain the information set out in Clause 149 of the Environmental Planning and Assessment Regulation 2000.
- A copy of the final Fire Safety Certificate (together with a copy of the current fire safety schedule) is to be given to the Commissioner of Fire and Rescue NSW and a further copy of the Certificate (together with a copy of the current fire safety schedule) is to be prominently displayed in the building.

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An annual Fire Safety Statement in the form described in Clause 175 of the Environmental Planning and Assessment Regulation 2000 is to be submitted to the City of Newcastle and a copy (together with a copy of the current fire safety schedule) is to be given to the Commissioner of Fire and Rescue NSW. A further copy of the Statement (together with a copy of the current fire safety schedule) is to be prominently displayed in the building.

- It is an offence under the provisions of the Protection of the Environment Operations Act 1997 to act in a manner causing, or likely to cause, harm to the environment. Anyone allowing material to enter a waterway or leaving material where it can be washed off-site may be subject to a penalty infringement notice (i.e. 'on-the-spot fine') or prosecution.
- Failure to comply with the conditions of consent constitutes a breach of the Environmental Planning and Assessment Act 1979, which may be subject to a penalty infringement notice (i.e. 'on-the-spot fine') or prosecution.

### **END OF CONDITIONS**

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### **SCHEDULE 2**

#### REASONS FOR THE DETERMINATION & CONSIDERATION OF COMMUNITY VIEWS

The determination decision was reached for the following reasons:

• The proposed development, subject to the recommended conditions, is consistent with the objectives of the applicable environmental planning instruments, being Newcastle Local Environmental Plan 2012and applicable State Environmental Planning Policies.

- The proposed development is, subject to the recommended conditions, consistent with the objectives of the Newcastle Development Control Plan 2012
- The proposed development is considered to be of an appropriate scale and form for the site and the character of the locality.
- The proposed development has appropriate management and mitigation of impacts through conditions of consent.
- The proposed development, subject to the recommended conditions, will not result in unacceptable adverse impacts upon the natural or built environments.
- The proposed development is a suitable and planned use of the site and its approval is within the public interest.

### REASONS WHY THE CONDITIONS HAVE BEEN IMPOSED

The following conditions are applied to:

- Confirm and clarify the terms of Council's determination;
- Identify modifications and additional requirements that will result in improved compliance, development and environmental outcomes;
- Prevent, minimise, and/or offset adverse environmental impacts including economic and social impacts;
- Set standards and measures for acceptable environmental performance; and
- Provide for the ongoing management of the development.

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# ATTACHMENTS DISTRIBUTED UNDER SEPARATE COVER

DAC 15/06/21 – 99 FREDERICK STREET MERWETHER - DA2020/01212 - PUB - ALTERATIONS, ADDITIONS AND SIGNAGE

ITEM - 10 Attachment C: Processing Chronology

# THE CITY OF NEWCASTLE Report to Development Applications Committee Meeting on 15 June 2021



# **PROCESSING CHRONOLOGY**

# DA2020/01212- 99 Frederick Street Merewether

23 October 2020	Application lodged
5 November 2020 to 19 November 2020	Public Notification period
28 January 2021	Request for additional information
18 March 2021	Additional information received
20 April 2021	Public Voice Meeting held
6 May 2021	Additional information received