

**OUR REF:** MCUC 5150/2013 (423275)

9 July 2014

Mr Slavo Nitschneider  
15 Pandanus Way  
**STANHOPE GARDENS NSW 2768**

Dear Sir

**INFORMATION REQUEST FOR  
MATERIAL CHANGE OF USE – HOUSE (RURAL SETTLEMENT  
PLANNING AREA) – MILKY PINE ROAD, KIMBERLEY**

Reference is made to Council's advice to you (document reference 412959) that the abovementioned application was not properly made, and that further information would be requested by Council to assess the application once it was properly made.

Information has been received by Council from you (document reference 422087) to address the deficiencies in the application, however Council notes that item 3 relating to elevations drawn to scale of the proposed House were not provided.

Council considers the application is still not properly made under section 261 of the *Sustainable Planning Act 2009*.

In addition to the elevations, Council now requires the following further information to complete an assessment of the application:

1. The site plan shows the proposed driveway access will come off Milky Pine Road at a right angle and go straight down to the designated development area on which the House will be located. Due to the slope of the land, engineering drawings should be provide showing the long-section and cross-section of the driveway, including cut and fill.
2. Provide contour and survey data to explain how the House will sit on the land including details regarding the extent of cut and fill required for the development of the House.
3. The carport is shown in a different location on the site plan and floor plan provided. Please confirm the proposed location of the carport; and
4. Please arrange for flagging tape to be placed on the site to denote the location of the driveway, the area proposed to be cleared and the location of the proposed House and carport, so that a site inspection can be undertaken.

If required, Council is willing to convene a meeting to discuss the above information request.

As an applicant, your responsibilities in regard to the information request are outlined in section 278 of the *Sustainable Planning Act 2009*, which is attached for your information.

Should you require any further information or assistance, please contact Susanna Andrews of Council's Development and Environment Branch on telephone number 07 4099 9456.

Yours faithfully

Donna Graham  
Manager Development & Environment

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