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*Private and Confidential
Without Prejudice*

6th March 2013

Director-General
NSW Department of Planning & Infrastructure
GPO Box 39
SYDNEY NSW 2000

Email: information@planning.nsw.gov.au

Dear Sir or Ma'am,

Re: **OBJECTION TO MP 09_0066 MOD 6**
Proposed Development re Thomas Street Carpark, CHATSWOOD 2067

1. I wish to object in the strongest possible terms to Modification 6 of the proposed Thomas Street carpark development. The modifications contradict all the guarantees provided by Willoughby City Council, as the right-of-way between Thomas Street and Fleet Lane, Chatswood, was, not only for vehicular access but also for pedestrians and particularly the disabled, something totally overlooked in Modification 6. Pedestrian access is almost impossible for the disabled, acknowledging that the ramp for the disabled at 12 Thomas Street is only accessible from Fleet Lane, thereby contravening the *Commonwealth Disability Discrimination Act, 1992*. Proper access to the buildings between the proposed development and the railway station will be for heavy duty vehicles, which will make pedestrian use both dangerous and disabled usage impossible.

2. The disabled already have great difficulty accessing the building, despite there being a disabled ramp, because of the development in progress. The problems include setting down disabled patients who are wheelchair bound and then making sure they have access to the building prior to seeking distant parking. Many disabled are accompanied by elderly relatives, who are going to be denied access to consultations because of the need to park a long way from the building. The proposed Modification 6 is discriminatory, intrusive and contrary to undertakings promised by Willoughby City Council.

3. The only aspect of the development that has not been extended is the limitation of public access car spaces to 250, which should be increased because the developers have sought to increase one of the blocks from 29 to 47 storeys and the other from 29 to 37 storeys, thereby grossly inflating the number of people accessing the building, which totally ignores the already congested traffic within the precinct and lack of parking. Additional parking being proposed is not for public parking, which remains at 250 parking spots, while the number of proposed car spots is being dramatically increased. The inevitable impact the development will have on traffic flow and increased demand for parking by visitors is ignored.

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- 8 MAR 2013

Director-General



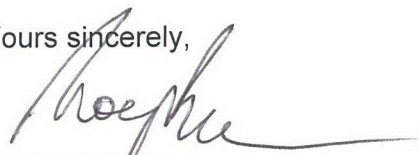
4. A proper acoustic report has not been adequately produced and those reports that have been provided do not adequately address the concerns of those within the region. Open space that was to be provided will be denied, additional pedestrian access between Thomas Street and Albert Avenue will be curtailed and light and enjoyment of the facilities at 12 Thomas Street will be so diminished as to make it intolerable for people like myself, who service the disabled and disadvantaged as a consultant neurologist.

5. The guaranteed separation between the proposed development and 12 Thomas Street, with promised vehicular access and pedestrian access, is being totally compromised to the point that proper usage of 12 Thomas Street, and adjoining buildings, is going to be so restricted as to deny proper usage for all those who have been there long before this proposed development was initially approved. Modification 6 ignores people like myself whose patient population relies on the facilities already available that will, from now on, be denied because of the approved or proposed modifications, which fly in the face of all guarantees given to date.

6. Visual impacts have not been considered, skylight considerations have been ignored, amenity impacts have not been adequately addressed, traffic considerations have been totally disregarded and discrimination of the disabled is paramount within the proposed development which cannot be approved or allowed to continue.

7. The provision of open spaces and plaza access, with open air separation from existing buildings, is destroyed by Modification 6 and the proposed development is a travesty of the original design intent and eliminates the crucial elements that were part of the justification for the project as a whole. The rights of those already working within those buildings, between the proposed development and the railway line have been trampled. This confirms that undertakings, made by Council, have been ignored and it would appear are continuing to be ignored, compounding the already existing traffic and access problems, so endemic within Chatswood and massively increased by this proposed Modification 6. It denies natural justice to those who have worked so hard for so long to maintain their right to eke out a living within the existing parameters.

Yours sincerely,



ROY G BERAN
NEUROLOGIST

cc. Mr Matthew Benson mb@mbtown.planning.com

cc. information@planning.nsw.gov.au

cc. The Hon. Gladys Berejiklian, MP
Member for Willoughby, Minister for Transport
Level 35 Governor Macquarie Tower, 1 Farrer Place, SYDNEY NSW 2000

(Please ensure that our objection is sent to Planning Assessment Commission)

cc. Mayor Pat Reilly, Willoughby City Council, PO Box 57,
CHATSWOOD NSW 2057

- cc. Councillor Wendy Norton – wendy.norton@willoughby.nsw.gov.au
- cc. Councillor Mandy Stevens – mandy.stevens@willoughby.nsw.gov.au
- cc. Councillor Judith Rutherford – judith.rutherford@willoughby.nsw.gov.au
- cc. Councillor John Hooper – john.hooper@willoughby.nsw.gov.au
- cc. Councillor Gail Giles-Gidney – gail.giles-gidney@willoughby.nsw.gov.au
- cc. Councillor Stuart Coppock – stuart.coppock@willoughby.nsw.gov.au
- cc. Councillor Angelo Roza – angelo.roza@willoughby.nsw.gov.au
- cc. Councillor Lynne Saville – lynne.saville@willoughby.nsw.gov.au
- cc. Councillor Michelle Sloane – michelle.sloane@willoughby.nsw.gov.au
- cc. Councillor Nic Wright – nic.wright@willoughby.nsw.gov.au
- cc. Councillor Hugh Eriksson – hugh.eriksson@willoughby.nsw.gov.au
- cc. Councillor Tony Mustaca – tony.mustaca@willoughby.nsw.gov.au