

From: Wayne Gersbach
To: [Michelle Niles](#)
Cc: ["Tom Bitmead"](#)
Subject: SSD 5535 MOD 2 - RtS submissions
Date: Monday, 21 January 2019 2:52:01 PM
Attachments: [17012019093829-0001.pdf](#)
[20190121101002913.pdf](#)
Importance: High

Thanks Michelle for sending through the responses.

It appears that my client and all authorities are not poles apart on the issue – all would seem to prefer a signalised intersection (although a final sign-off on the works is still yet to be received) and all would like to have the works completed asap.

Our request suggested that *“The intersection improvement works are to commence no later than 6 months following the execution of a binding agreement to complete the works between the RMS and the landowner and between Council and the landowner”*.

In order to move the matter along, however, my client is prepared to commit to a 6-month construction timeframe from the execution of a binding WAD with RMS and a separate deed with Council, with all works to be completed by the end of 2019. I stress, however, that meeting this timeline will require the utmost cooperation of all authorities. Our client is also prepared to delete reference to the roundabout as a fall-back option in the condition.

A suggested wording therefore might be:

G11. To ensure that satisfactory vehicular and pedestrian access is provided for Wahroonga Adventist School, temporary vehicle access is to be provided to the basement car park via the main hospital entry and the temporary car park to the rear of the school until the new signalised intersection is constructed at the Fox Valley Road and new school access road. The intersection improvement works are to commence upon the execution of a binding agreement to complete the works between the RMS and the landowner and between Council and the landowner, and shall be completed before the end of 2019.

DPE's early determination of our request based on the above would be appreciated. School commences next week and preparations still need to be made for the new Year 10 classes. Your prompt action in this regard is appreciated.

In relation to other administrative matters, please find attached the completed application form, owner's consent etc.

In terms of invoicing, please address to:

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Regards, Wayne