

Our Ref: JCB:GMC:449270
Contact: Jisella Corradini-Bird
Contact Tel: 4640 4380
Contact Email: jcorradini-bird@marsdens.net.au

Dear Sir/Madam,

13 November 2024

**Randwick City Council ats Maroubra Property Developments Pty Ltd - Land and Environment
Court Case number 2023/00235172**

We are the Solicitors for Randwick City Council ("**the Council**") in the above proceedings commenced by Maroubra Property Developments Pty Ltd in Class 1 of the Land and Environment Court's jurisdiction appealing against the Council's deemed refusal of Development Application No. 80/2023 which seeks consent for the demolition of existing structures and construction of a 8 storey mixed use development comprising 56 units, 2 retail tenancies, 1 commercial tenancies and 3 basement levels containing 90 car parking spaces and associated strata subdivision on the land at 138 Maroubra Road, Maroubra ("**the development application**").

We refer to our previous correspondence dated 17 July 2024, advising that advising that the proceedings were listed for a hearing on 27 and 28 August 2024 and inviting you to attend and speak in relation to your concerns with the development application.

On 7 November 2024, the judgment of Commissioner Horton in *Maroubra Property Developments Pty Limited v Randwick City Council* [2024] NSWLEC 1716 was published.

We confirm that the orders of the Court are as follows:

- (1) *The appeal is dismissed.*
- (2) *Development Application No, 80/2023 for demolition of existing structures and construction for an eight storey mixed use development with three basement levels comprising 56 units, retail and commercial tenancies, 90 car parking spaces and strata subdivisions at 138 Maroubra Road, Maroubra is refused.*

We confirm the appeal was dismissed and the development application was refused.

Please find **enclosed** herewith a copy of the judgment of Commissioner Horton in *Maroubra Property Developments Pty Limited v Randwick City Council* [2024] NSWLEC 1716.

We confirm that these proceedings are now finalised.

Should you have any queries in relation to the above, please do not hesitate to contact Jisella Corradini-Bird at our Campbelltown office.

Yours faithfully

MARSDENS LAW GROUP

A handwritten signature in black ink, appearing to read 'Jisella Bird', written in a cursive style.

JISELLA CORRADINI-BIRD
Partner

A.J. SETON

Partner

Accredited Specialist Local Govt. & Planning

Encl.