

TAPERELL RUTLEDGE

L A W Y E R S

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YOUR REFERENCE: MP 09_0121 MOD 5

OUR REFERENCE: JPM:KD:55082

3 December 2018

Mr A Witherdin
Director
Regional Assessments
Department of Planning and Environment
GPO Box 39
SYDNEY NSW 2001

Also by email: Joel.Herbert@planning.nsw.gov.au

Dear Mr Witherdin

**Re: NOTICE OF MODIFICATION
MEMORIAL AVENUE AND THE ESPLANADE, ETTALONG BEACH (MP 09_0121 MOD 5)**

We act on behalf of Mr Keane and refer to your letter to him dated 14 November 2018.

Our client instructs us that the time for making submissions in relation to the subject Modification Request has been extended to close of business on 7 December 2018.

Our client instructs us that he has been given an assurance on behalf of the Applicant that the Applicant will not be proceeding with the modification of the roof area, including addition of a glass balustrade around the perimeter and access by an external staircase from apartments 601 and 602.

Given this assurance, our client makes no objection or submission in relation to the Application.

Yours faithfully

TAPERELL RUTLEDGE

per 

Encl.