

20 February 2012

Mr Sam Haddad
Director General
Department of Planning and Infrastructure
GPO Box 39
SYDNEY NSW 2001

Dear Mr Haddad,

**132-138 Killeaton Street St Ives Modification 4
(MP10_0057)**

I refer to the Deputy Director General's letter dated 13 February 2012 referring the above modification application to the Planning Assessment Commission for determination.

Ms Gabrielle Kibble AO, the Chair of the Commission, nominated Mr Lindsay Kelly and me to consider and determine the application. I chaired the Commission for the task.

We have considered the application, the Ku-ring-gai Council's submission, the Department's assessment report and its recommendation supporting the application.

We noted Ku-ring-gai Council's original objection to the application and the subsequent amendments to address the issues raised in Council's submission. Notwithstanding the amendments, Council maintained its view that it does not support the application.

On 13 February 2012, the Commission advised Council of the referral of the application and offered to meet with Council to discuss its concerns. The Commission was advised on 20 February 2012 that a meeting was not required as Council's written submission to the Department adequately expressed its views on the application.

Following careful consideration of the amendments made to the original application, Council's written submission and the Department's assessment report and recommended conditions, we are satisfied that the final recommended modifications are of minor nature and will not adversely impact on the design of the development or residential amenity in the area. The modification application is approved subject to the Department's recommended conditions.

The files and signed instrument of approval are returned with this letter.

Yours sincerely



Donna Campbell
Planning Assessment Commission

