

11 May 2021

**ENQUIRIES:** Miss G Pham on 9725 0319

Willowtree Planning  
Suite 7 Level 7  
100 Walker Street  
NORTH SYDNEY NSW 2060

Dear Sir/Madam,

**NOTICE OF DEFERRED COMMENCEMENT  
CONSENT BECOMING OPERATIVE  
PAN-71957**

ENVIRONMENTAL PLANNING AND ASSESSMENT ACT, 1979

Reference is made to the Development Application relating to the land described below, which was determined by Council by the granting of a "*Deferred Commencement Consent*".

<b><i>Property Description:</i></b>	Lot 1 DP 781975, Lot 2 DP 781975, Lot 3 DP 781975, Lot 4 DP 781975, No. 250 Victoria Street Wetherill Park
<b><i>Description of Development:</i></b>	Demolition of Existing Industrial Buildings and Associated Structures, Removal of Existing Landscaping, Earthworks and Construction of Retaining Walls in Order to Create a Level Building Platform for Future Development
<b><i>Development Application No.:</i></b>	62.1 / 2021
<b><i>Date of Determination:</i></b>	11 May 2021
<b><i>Date Consent Will Lapse:</i></b>	11 May 2026

Pursuant to Section 4.16 (3) of the Environmental Planning and Assessment Act, 1979 I wish to advise that the relevant matters specified within Schedule "A" of the Deferred Commencement Consent have been addressed to the satisfaction of Council.

As such, the Development Consent is operative as of 11 May 2021 in accordance with the approved plan (a copy of which is attached) and is subject to the conditions outlined in Schedule "B" of the Deferred Commencement Consent.

Please note the following additional advice, which applies to your Development Consent:

## **ADVICE TO APPLICANT**

The following information is provided for your information to ensure compliance with other relevant Council policy and any other relevant requirements.

### **HOW LONG DOES THIS APPROVAL LAST?**

Pursuant to Section 4.53 of the Environmental Planning and Assessment Act, 1979 physical commencement of construction works/use of the land, building or work is required within a five (5) year period from the issue of the date of consent after which time the approval will lapse.

### **WHAT RIGHTS OF REVIEW EXIST?**

Pursuant to Division 8.2 of the Environmental Planning and Assessment Act, 1979 an applicant who is dissatisfied with the determination with respect to the matters relating to the EP & A Act, may within a six (6) month period from the date of determination, request Council, in writing, to review the determination.

### **WHAT APPEAL RIGHTS EXIST?**

Pursuant to Section 8.10 of the Environmental Planning and Assessment Act, 1979 an applicant may seek a Right of Appeal to the Land and Environment Court within six (6) months from the date of consent if they are dissatisfied with the determination by the consent authority.

A handwritten signature in black ink, appearing to read 'L. Hawke', with a stylized flourish at the end.

**LIAM HAWKE**  
**CO-ORDINATOR DEVELOPMENT PLANNING**