

51 Grafton Street
PO Box 265, Coffs Harbour
NSW 2450, Australia
DX 7551

MBT
Lawyers

Tel: (02) 6648 7600
Fax: (02) 6648 7666

email: mbtlaw@mbtlawyers.com.au
website: www.mbtlawyers.com.au

24 JUN 1999 (NSW & QLD)

23 June 1999

Messrs Fishburn Watson & O'Brien
Solicitors
DX 7553
COFFS HARBOUR

Our Ref: GRS:991229
Your Ref: Mr C O'Brien

Dear Sir

**RE: COFFS HARBOUR CITY COUNCIL - ACQUISITION OF LAND - PART
LOT 11 DP 233657 PACIFIC HIGHWAY SOUTH, COFFS HARBOUR - CW
JOHNSON**

We advise we act on behalf of Coffs Harbour City Council and we are instructed you act on behalf of Colin William Johnson the registered proprietor of the above property.

We are instructed Council has recently agreed with your client to acquire part of his land for road purposes. This will allow the extension of Stadium Drive in a westerly direction to link with the proposed round-a-bout at Englands Road and Pacific Highway intersection.

We are also instructed Council has formally resolved to enter into a Deed of Agreement with the following undertakings as full and final compensation for the acquisition of the land:

- Council transfer to the owner of Lot 11 DP 233657 approximately 4,100.00 square metres (subject to survey) of land it owns which is currently located to the east of this site and south of the proposed route of Stadium Drive. This land will require reclassification from Community to Operational land under the Local Government Act 1993 and is shown in the plan attached to this report.*
- Council confirm the land referred to above in (1) be rezoned as part of the South Coffs Local Environment Plan Review. The new zoning of the land will be determined as part of the South Coffs Local Environmental Plan Review process.*
- Council extend the sewer service from the point of the RTA extension on the northern part of the site to a point south of the proposed extension of Stadium Drive. This is intended to service the resulting southern part of the site.*
- Council confirm stormwater drainage from the resulting southern part of Lot 11 DP233657 can be taken to a variety of points on Stadium Drive once constructed.*
- Council confirm once Stadium Drive is constructed both resulting land parcels from the subdivision of Lot 11 DP 233657 will obtain vehicular access off Stadium Drive. There may be restrictions imposed on the distance from the new roundabout on the highway.*