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From: Kristy Harvey <kristy.harvey@finance.nsw.gov.au>
Sent: Thursday, 16 November 2017 9:38 AM
[REDACTED]
Subject: HPRM: RE: DA Application Kempsey High School COLA
Record Number: D17/47135

[REDACTED]

Justification for COLA to be consistent with and meet the requirements of Clause 4.6 (3) of the Kempsey LEP 2013 please see the following:

- (3) *Development consent must not be granted for development that contravenes a development standard unless the consent authority has considered a written request from the applicant that seeks to justify the contravention of the development standard by demonstrating:*
- (a) *that compliance with the development standard is unreasonable or unnecessary in the circumstances of the case, and*

The use of the COLA over existing sporting facilities, is to maintain all weather access as a sports court, to provide shade protection and all weather access. The height of the COLA is in keeping with other building in school grounds and is designed in such a way that provides plenty of natural light and ventilation.

- (b) *that there are sufficient environmental planning grounds to justify contravening the development standard.*

The proposed COLA works are in keeping with other buildings and structures on the existing school grounds and it is noted that within Schedule 2, (Clause 2) of the Education SEPP For complying development building height must not exceed 4 storeys and must not exceed 22m from ground level, which these works though not complying development would be well within those prescriptions in building height.

If you require any further information on the proposed development please do not hesitate to contact me.

Kind Regards

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