BELLINGEN SHIRE COUNCIL



NOTICE OF DEVELOPMENT PROPOSAL

NOTICE OF PROPOSED DEVELOPMENT

Application No:2021/DA-00041Address:Lot 6 Section 19 DP 759026, 4241 Giinnagay Way, URUNGA NSW2455Description:Description:Change of UseSubmissions Close:9th August 2023

Council would like to advise you that the above Development Application has been lodged.

The applicant is: **DA Planning – Jodie Russell**

It is Council's practice to notify adjoining property owners and residents when Development Applications are received. This provides an opportunity for owners and residents to identify issues of concern in relation to the proposed development for Council's consideration.

To view the plans, associated documents and to follow the progress of the Development Application, visit the Public Exhibition on Council's website:

https://www.bellingen.nsw.gov.au/Your-Council/Council-News-Updates/Items-on-Public-Exhibition

Submissions may be lodged via email: council@bellingen.nsw.gov.au or via post. Please ensure the application number is provided, the property on which the development is proposed and the reasons for your concerns are made clear in your submission. Submissions must be lodged by the submissions close date above.

Your submission will be formally acknowledged and will be made publicly available, unless otherwise advised. Any objections received will be addressed in the assessment report prepared by Council as part of the assessment process. All persons who make a submission will be advised of the outcome of this Development Application.

Enquiries regarding this Development Application may be made to the undersigned on (02) 6655 7300.

Yours faithfully

Jessica Veenhuyzen

DEVELOPMENT PLANNER

~		
it ar anti-	-ites	in the state
		7

BELLINGEN SHIRE COUNCIL

ABN: 26 066 993 265 PO Box 117, BELLINGEN NSW 2454 Phone: 02 6655 7300

Application Form



General Requirements

- The Application Guide, available electronically or at the front counter, can be used to help determine the type of approval that the proposal will require.
- Council will not accept incomplete applications. It is the responsibility of the applicant to ensure required information is provided.
- Tick the boxes and fill out the sections as appropriate.
- Review and submit all the plans and documentation required to support the application.
- This form may be used for a single or combined application. Advice on the combining of applications should be first sought from Council prior to making an application(s).
- Fees must be paid at time of lodgement.

Privacy The personal information provided may be available for public access and/or disclosure under various NSW Government **Notice** legislation. For further information please contact Customer & Business Services.

Office Use Only	DA No: MD No: SC No: SWC No:		CC No: LG No: RW No:	B(BC No: VP No:		FILE No: 2021/07-00017 APPN ID: 66496
Offic			l		ATE REC'D:) . (3121	APPN ID: 66970
	PROPERTY ID:		L 878	33			
1	PROPERTY	DETAILS			(THE FOLLOW	ING DET	AILS MUST BE COMPLETED)
Lot	No	Deposit	ed Plan No		Strata Plan N	0	Section No
e	6	75	9026				19
Add	dress No	Street/F	Road Name				
424	1	GINNAG	GAY WAY				
To	wn/Locality		al and				Postcode
I	JRUNGA						2455
Us	E OF LAND AND E	UILDINGS	(Please describe,	eg vacant land; d	welling; etc)		
CA	FE AND RETAIL	SHOP					
2	APPLICATIO	ON SUMM	ARY	TYPE OF WOR	K PROPOSED (P	LEASE T	ICK THE RELEVANT BOXES)
	Building Works	s – New	Building W	/orks – Additio	ns/Alterations		lvertising Sign/s
	Demolition		Subdivisio	n / Boundary /	Adjustment	ange of Use	
	Earth Works		U Works in F	Road Reserve		0	SMS
	Tree Removal/ (Also complete attac		Activities 8	& Events etc		🛛 Ot	her
DES	SCRIBE THE WORKS	3					
CHA	ANGE OF USE FF	ROM RETA	IL SHOP TO CAF	E AND RETAIL	SHOP		
	VAL		RKS		No		TIONAL LOTS
Γ	\$ N/A			AND			
				J	(Relate	s to subc	division of land)

3 APPLICANT DETAILS				
APPLICANT NAME(S)			State of the	
- JODIE RUSS	ELL			
Postal Address		Postcode		
				2454
E-mail Address			Home Phon	e
u				
Business Phone	Business Fax		Mobile Phor	ne
I/we the applicants declare to the correct in every detail and the int Bellingen Shire Council displaying designs, for the purposes of seekin	formation required has be and copying the applica	en supplied. tion/s and su	I/we also he	ereby consent to the
Signature(s)				Date
				15/2/2021
4 OWNER CONSENT DETAIL	.S			
applied and a statement of the cap the land, you must provide a Certif the current Lot and DP number of t <i>I/we the owners of the land to</i> <i>application/s, and hereby grant to</i> <i>land or building relating to the appl</i> OWNER(S) NAME	icate of title or Transfer C the property. which the application/s the council the power to e	apply hereb	wing the tran	sferor, transferee and
Address No Street/Road Name	1	Town/Locali	ty	Postcode
		Town/Locali		Postcode
Address No Street/Road Name E-mail Address		Town/Locali	ty Phone	Postcode
E-mail Address		Town/Locali		Postcode
		Town/Locali		
E-mail Address Signature(s)	9	Town/Locali		
E-mail Address		Town/Locali		
E-mail Address Signature(s) Owner(s) NAME			Phone	
E-mail Address Signature(s)		Town/Locali	Phone	Date
E-mail Address Signature(s) OWNER(S) NAME Address No Street/Road Name			Phone	Date
E-mail Address Signature(s) Owner(s) NAME			Phone	Date
E-mail Address Signature(s) OWNER(S) NAME Address No Street/Road Name			Phone	Date

2

06/04/2018

5	T	YPE OF APPLICATION (PLEASE TICK THE TYPE OF APPLICATIONS BEING LODGED)
(A)	CON	SENTS/CERTIFICATES ISSUED UNDER THE ENVIRONMENTAL PLANNING & ASSESSMENT ACT
		mplying Development Certificate (Please tick one of the following boxes to indicate the Environmental Planning rument, you will also need to complete Section 7)
		SEPP (Exempt and Complying Development Codes) 2008
		SEPP (Affordable Rental Housing) 2009
		SEPP (Temporary Structures) 2007
		SEPP (Infrastructure) 2007
	Mo	dification to Complying Development Certificate (CDC No:)
Ø	Sta	ndard Development Consent
(Atta		dification of Development Consent (DA No:)
	Des	signated Development Consent
	Inte	egrated Development Consent (Please indicate under which Act the licences/permits are required)
		Fisheries Management Act 1994
		Heritage Act 1977
		National Parks & Wildlife Act 1974 [] s90
		Protection of the Environment Operations Act 1997 [] ss43(a), 47 & 55 [] ss43(b), 48 & 55 [] s43(d), 55 & 122
		Rural Fires Act 1997
		Roads Act 1993
		Water Management Act 2000 [] s91
	Per	mit to Clear Vegetation (Made pursuant to Clause 10 of State Environmental Planning Policy (Vegetation in Non Rural Areas) (2017) & Chapter 6 of Bellingen Shire Development Control Plan 2017.)
	Sul	odivision Certificate
		odivision Works Certificate
		nstruction Certificate (If you tick this box you will need to complete Section 7) dification of Construction Certificate (CC No:)
(B)		ROVALS ISSUED UNDER THE LOCAL GOVERNMENT ACT 1993 (SECTION 68)
		tall/alter and operate a sewerage management system
		rry out sewerage works
		rry out water supply works (eg install a water meter)
		[] Domestic [] Other size (please specify)
	Oth	er (Please specify eg. operation of a caravan park, sale of goods in a public place)

1/12/2021

(C) APPROVAL	S ISSUED UNDER THE	ROADS ACT 1993 (SECTI	ON 138)		
Roads A	ct Consent					
Proposed v	works or use of the	road reserve:				
		ONC	/D. 5			
6 FORWA	ARDING INSTRUCTI DN)	UN5	(PLE	ASE PROVIDE	INSTRUCT	IONS FOR FORWARDING THE
Post to A	pplicant			Pick Up	(Phone N	No:)
7 BUILDI	NG DETAILS					
Please complet	te ONLY if you require	a construction certific	ate or	complying de	velopment	certificate.
CLASSIFICATION	I: (AS PER BUIL	DING CODE OF AUSTR	ALIA)			
BUILDER/COM	PANY NAME					
	-1					1
Address No.	Street/Road Name			Town/Loca	ality	Postcode
E-mail Addres	S					
		1				
Licence No.		Business Phone			Mobile	Phone
PLUMBER/WAS	STEWATER CONSULTA	NT				
Address No.	Street/Road Name			Town/Loc	ality	Postcode
E-mail Addres	SS					
Licence No.		Business Phone			Mobile	Phone
8 BUILDI	NG SUSTAINABILIT	Y INDEX (BASIX)				
D BAS	IX Certificate supplie	d (see application ou	ide fo	r further detai	(s)	
- 5/10						

4

9 CONSTRUCTION D	ETAILS (REQUIRMENT OF THE	ABS)					
No of existing dwellings or	No of existing dwellings on the land on which the new building is to be erected?						
No of existing dwellings to	be demolished in connectio	on with the erection of the ne	w building?				
Does the land contain a du	ual occupancy?						
STRUCTURE 1							
No of dwellings included in Value of new work \$ (inclu Is the building to be attach Is the building to be attach No of storeys (including un	Description of new building (eg dwelling, shop, garage, shed or carport)						
Floor	Frame	Walls	Roof				
20 concrete or slate 40 timber 80 other 90 not specified	 40 timber 60 steel 70 aluminium 80 other 90 not specified 	 11 brick (double) 12 brick (veneer) 20 concrete or stone 30 fibre cement 40 timber 50 curtain glass 60 steel 70 aluminium 80 other 90 not specified 	 10tiles 20concrete or slate 30fibre cement 60steel 70aluminium 80other 90not specified 				
No of dwellings included in Value of new work \$ (inclu Is the building to be attach Is the building to be attach No of storeys (including un	Description of new building (eg dwelling, shop, garage, shed or carport)						
Floor	Frame	Walls	Roof				
120 concrete or slate 140 timber 111 brick (double) 110tiles 140 timber 60 steel 12 brick (veneer) 120concrete or slate 180 other 70 aluminium 120 concrete or stone 130fibre cement 190 not specified 80 other 140 timber 160 steel 190 not specified 180 other 100 timber 170 aluminium 190 not specified 140 timber 170 aluminium 150 curtain glass 180 other 190 not specified 170 aluminium 150 curtain glass 190 not specified							

5

17/2/2021



BELLINGEN SHIRE COUNCIL ABN: 26 066 993 265 P O Box 117, BELLINGEN NSW 2454 Administration Office: (02) 6655 7300

APPLICATION CHECKLIST PLANS AND DRAWINGS

Office Use Only	
FILE No: 202, Jac	-00067
DATE REC'D:	

General Requirements

PLAN SIZE : Please indicate the size of the plan. A2, A3, A4, etc.

- NO. OF COPIES : Please indicate the number of Sets of the Plan.
- PLAN TYPE : Please indicate by placing a tick in the appropriate Plan Box.

PLANS SUBMITTED	Sheet									
	1	2	3	4	5	6	7	8	9	10
Plan size	24	Ay								
No. of copies	3	3								
Site	V									
Floor (Residential) Confidential		1.								
Floor (Commercial)										
Elevations										
Plan view										
Sections										
Construction details										
Driveway										
Subdivision										
Survey										
Landscape										
Engineering										
Traffic										
Other (Indicate)				1						
Λ										
Checked by:										

DEVELOPMENT APPLICATION

CHANGE OF USE

STATEMENT OF ENVIRONMENTAL EFFECTS

Lot 6 Section 19 DP759026 4241 Giinagay Way Urunga

> February 2021 Ref: 1011

> > DA PLANNING PO BOX 766 COFFS HARBOUR NSW 2450 Phone: 6655 9336 Email: info@daplanning.com.au

Site description & surrounding land uses

The subject site is zoned R1 – General Residential. It is currently used as a café and retail shop and is permissible with Council consent.

The properties surrounding the site are zoned R1 General residential and contain existing dwellings, except for the lot adjacent to the north to the site. This site was used previously as a service station and is currently not tenanted.



Figure 1: Aerial view Source: Six Maps

Proposed development details

The site is currently used as a café and retail shop and consent is required by Council to allow for its continual use.

Type of business	Café and retail shop
Existing Use	Café and retail shop. See below for further details.
Hours of operation	Tuesday to Friday – 8 am to 2pm Saturday – 8am to 2pm Sunday – 8am to 1 pm Closed Monday
Number of Staff	During peak times, there may be three staff working
Facilities provided	There are toilet and handwashing facilities available for staff use.
Capacity	20 seats. See attached plan for current seating/table arrangements
Delivery arrangements	Delivery times vary according to the supplier. A majority of the deliveries are prior to opening.
Waste Management Details	See attached Waste Management Plan
Smoke Free Areas	See attached plan.
Water/sewer	Water and sewer connections are already in place.
Fire Safety Measures	A fire extinguisher is located in the kitchen and is serviced regularly
Signage details	No signage is proposed at this moment.
Staging	It is proposed to stage the development in two stages. See below for further details.
Car Parking	See attached the plan for proposed carparking arrangements. The area is bitumen sealed. The staff currently park at the rear of the café.

Stage 1:

Currently the café serves: Coffee, freshly prepared juices and smoothies, cakes/muffins, toasted sandwiches. All food is prepared and stored in accordance with the Food Safety Code.

A retail shop is located within the building for the sale of produce, skincare products and clothing.

It also proposed to hold live music events on Monday to Sunday between approximately 10 am and 1pm, but not necessarily every day. The day will be subject to the musician's availability.

Markets – It is proposed to hold market days on a Friday when there are 5 Fridays in the month.

Stage 2:

In addition to the above, it is proposed to have the following events.

Live music on a Friday night from 6.30pm until 9pm. To be held when there are 5 Fridays in the month. A liquor licence will be obtained so alcohol can be served at these events. Food will be provided, and further details will be provided for at a later stage.

It is proposed at a later stage to allow the capacity to be increased to above 20 patrons. Toilet facilities may be required to be provided for patron's use.

If there is a need to place furniture or signage on Council owned land, an application will be submitted to Council.

Waste Management Plan – Change of use.

The property already has an existing bin service. The bins are currently stored in the bin storage area located on the service station site. There is adequate room at the rear of the café to store bins if they are required to be removed.

The café currently has the following bins to service the cafe:

- 2 x 240 litre yellow bins for recycling
- 2 x 240 litre green bins for organic waste
- 2 x 240 litre red bins for general waste

There are additional bins within the bin storage area that belong to the service station.

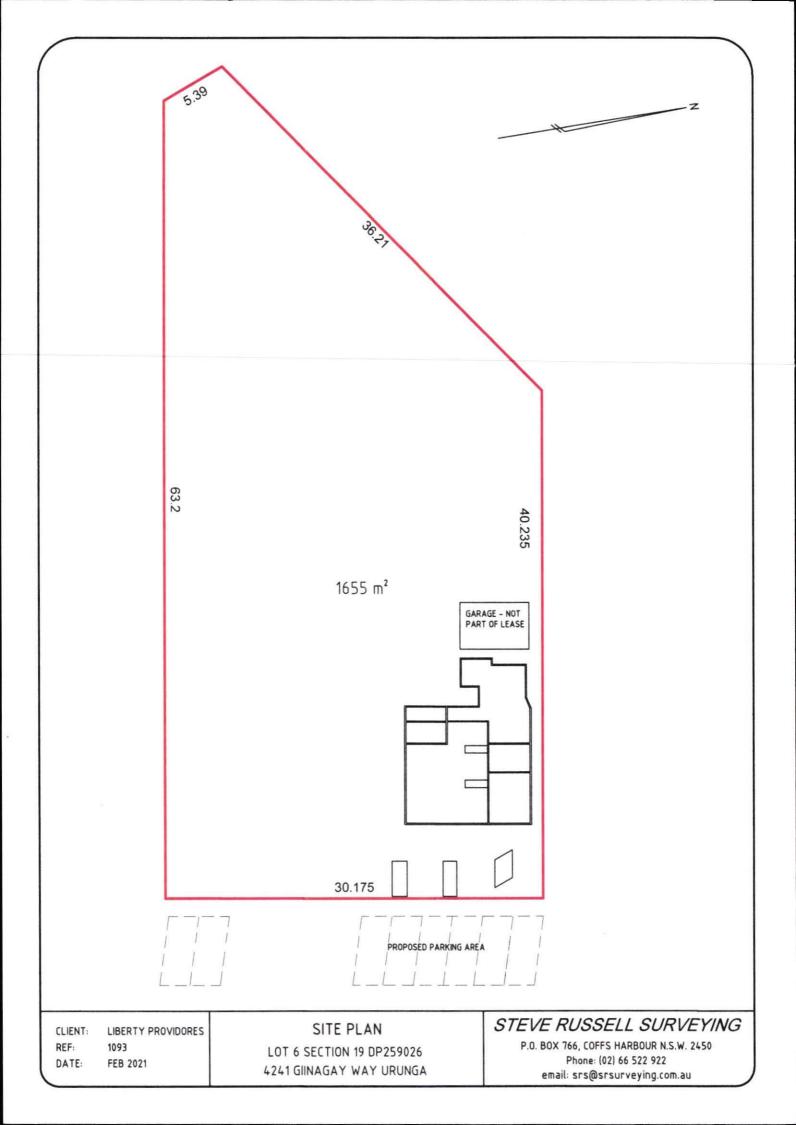
They are also 2 x 240 litre red bins for general waste from Handybin Waste Services.

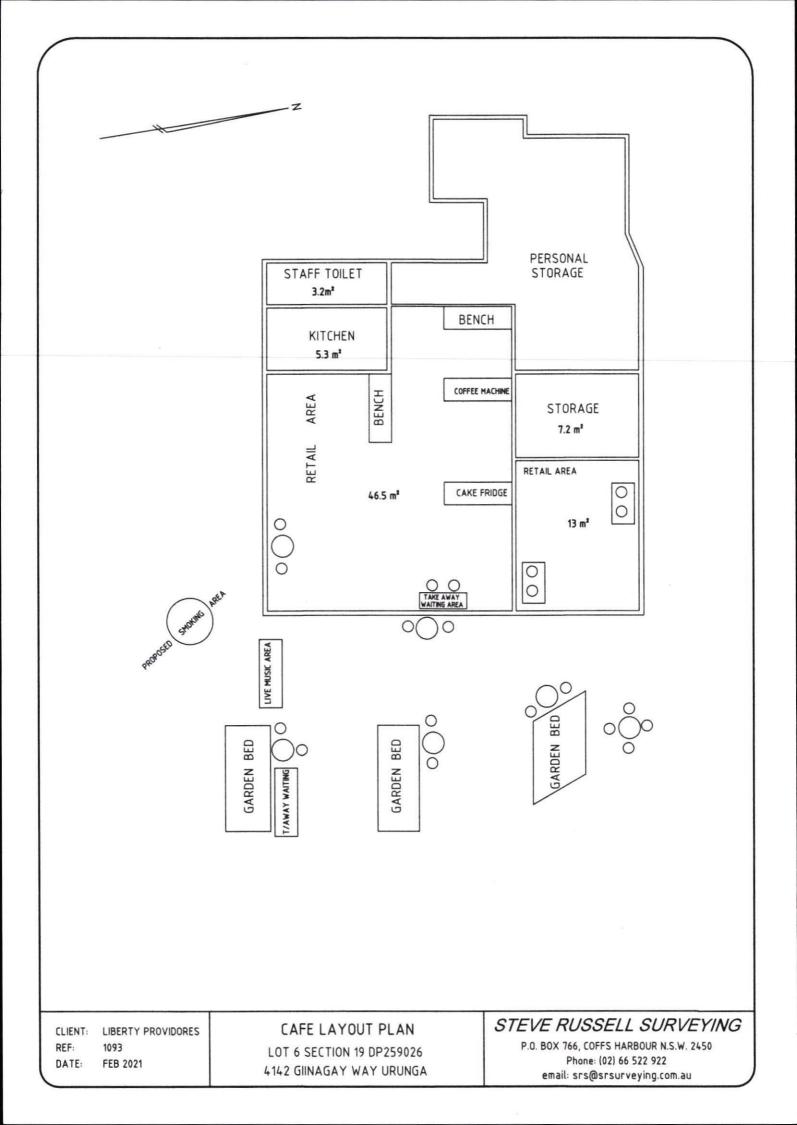
These bins are collected fortnightly by Handybin, so that there is a weekly general waste

.

collection.

These above bins currently meet the waste generated by the café.







Traffic Plan of Management

For Liberty Providores



Figure 1: Liberty Providores cafe - yellow building

Document Name:	Lik	Liberty Providores Urunga			
Directory	htt	ps://nambuccaeng	-my.sharepoint.com/personal/tim_nambuccaeng_com/Documents/NAMBUCCA	Created By:	V. Lyzogub
Path:	ENGINEERING/2021/21086 - Urunga Liberty Providores/21086 - Traffic Plan of Management - Liberty Providores.docx Authorised R				S. Cruwys
Revision:	1	Revision	10/10/2022		
		Date:			
© Coffs Enginee	ring P	ty Ltd t/a Nambuco	ca Engineering ™		



1.0 INTRODUCTION

1.1 General

Nambucca Engineering has been engaged to assess and provide a solution to the current onstreet parking for Liberty Providores, at 4241 Giinagay Way, Urunga, NSW, 2455. The scope of the plan considers customer parking, pedestrian access, staff and delivery vehicle parking and the impact on, and access to, neighbouring properties.

Liberty Providores is a small coffee shop serving light meals and beverages. It operates from an existing building that has housed various businesses over the decades, from fruit shops and general stores to antique and curiosities.

Locals know Liberty Providores is a convenient place to grab a coffee in a hurry or hang around and catch up with friends.

1.2 Location

Liberty Providores fronts Giinagay Way, which until July 2016 was the Pacific Highway. The road is sign posted 50km/h and typically experiences very low traffic volume as it predominately services local residents from the surrounding villages of Mylestom, Raleigh and Urunga, as well as tourists to the area.

Residents and tourists typically access Urunga via Bellingen St or Ferry St to the north of Liberty Providers or Plot Rd to the south. Figure 3 shows the location of Liberty Providores with respect to Urunga.

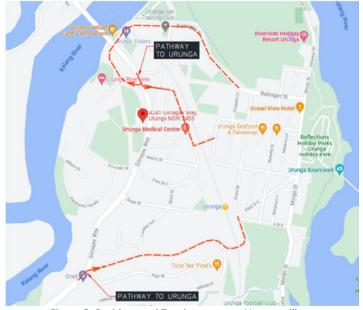


Figure 2: Resident and Tourist access to Urunga village



Connectivity to the Pacific Motorway at Ballards Rd Interchange to the south and Waterfall Way and Mailman's Track interchanges to the north means Giinagay Way at Urunga no longer receives commuter traffic travelling through to other destinations. Figure 4 shows connectivity to Pacific Motorway.

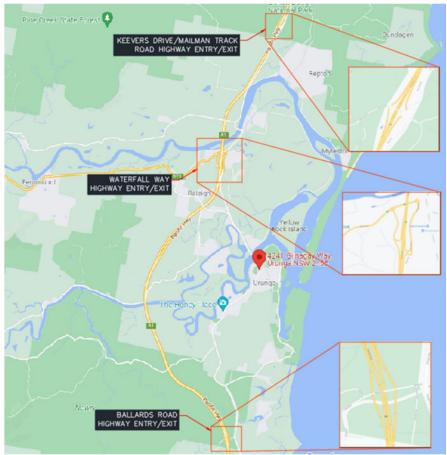


Figure 3: Urunga & surrounding villages connectivity to Pacific Highway.

Immediately adjacent to the property is a shuttered and defunct service station due to more convenient petrol stations 1.8km to the north (BP, Giinagay Way Urunga) and 700m to the south (SHELL, Giinagay Way, Urunga).

2.0 SCOPE OF WORK

2.1 General

The design considerations included:

- Six (6) parking spots to **AS2890.5 Parking Facilities Part 5: On-street parking** and to Council Requirements
- One (1) accessible parking space to AS2890.5 Parking Facilities Part 5: On-street parking
- Pedestrian safety



- Proposed delivery vehicle loading and offloading bay as well as manoeuvring areas to accommodate for the turning radius.
- Nominated staff car parking areas, and
- Dimensions of the existing tree and driveways within the verge

These are included in the Nambucca Engineering Job No. 21086 C01, C02 & C03 drawings, hereafter referred to as "the drawings".

3.0 TRAFFIC MANAGEMENT

3.1 Customer Parking

Nambucca Engineering propose that six (6) carparks and one (1) disabled access carpark required by Bellingen Shire Council be located as shown on drawing CO3 – Parking Plan

The car parks have been set back from the café for the following reasons.

- Provide open space for pedestrians between the parked cars and café.
- Provide traffic approaching from the south with an unobstructed view of the rear of the parked vehicles.

The existing gum tree obstructs the sight lines of cars reversing out of the first two spaces. However, as the rear of the vehicle approaches the fog line of Giinagagy Way, their view of approaching traffic is unobstructed.

The Disabled Access parking space has been located two (2) parking spaces away from the tree so that it is outside the drop zone of the tree but still close to the café entry.

3.2 Pedestrian Safety

Pedestrian safety shall be managed utilising the following tools and strategies (refer to the drawings for more details):

- Parking spaces are set back from the café to provide ample safe passage and seating arrangements, while also providing unobscured sightlines for approaching traffic.
- The parking spaces include wheel stops, parking dots and line marking, chevron and bollard as described in AS2890.1 Parking Facilities Part 1: Off-street car parking, AS2890.5 Parking Facilities Part 5: On-Street parking and AS2890.6 Parking Facilities Part 6: Off-street parking for people with disabilities

3.3 Vehicle Access to Adjoining Property

Vehicle access to the adjoining property is maintained at the northern end of the marked parking bays and a "NO PARKING" added.



3.4 Properties Opposite Liberty Providores

"No Parking" signage as per **AS1742.11 Manual of uniform traffic control devices Part 11: Parking Controls** is proposed to be erected on the opposite side of the road to prevent customers parking across the resident's driveways.

3.5 Staff and Delivery Parking

Staff carparking is proposed to be located immediately to the south of the café building as unmarked parking spaces. Two to three staff vehicles are expected daily.

The delivery vehicles shall have an unmarked unloading zone to the south of the car park as shown on the drawings.

It is recommended that Liberty Providores encourage their delivery drivers to park as far south as possible to improve the sight lines for vehicle exiting the car park.

The expected delivery schedule is provided below. Typical delivery stops are less than ten (10) minutes.

- K'Pane' once daily in a small minivan
- Coffs Providores 2-3 times per week (refer to Figure 4)
- Hearthfire twice weekly in a minivan
- Celestial Roots -every 2 months in a car
- JR Parry 3 times per week in a small Norco van (refer to Figure 4)
- Tutti Fruitty 3-4 times per week (refer to Figure 4)
- Yamstick fortnightly in a minivan



Figure 4: Delivery vehicle to Liberty Providores

The Staff and delivery parking is proposed to be managed by:



- providing and communicate the Parking Plan (C03) to all staff and delivery drivers
- obtaining written confirmation they understand the Parking Plan (C03), and will not use customer parking spaces or block access to neighbouring properties.

Suppliers delivering in the small trucks shown in Figure 4 must approach from the south and park just off the road shoulder, as shown on plan CO2 - Delivery Vehicle Plan. The garden bed surrounding the gum tree will need to be removed to maximise space for the small trucks re-enter the traffic lane.

4.0 Action Plan

The following action plan is recommended to improve parking and access to Liberty Providores and surrounding residences.

- 1. Install parking dots/line marking, wheel stops, bollard and signs as per plan C01 Property Access & Civil Plan.
- 2. Provide and communicate the parking plan (CO3) to all staff and delivery drivers. A sign off sheet is provided to record the training for each staff member and delivery driver.
- 3. Keep the Parking Plan (CO3) and sign off sheet on site and communicate to all new staff and delivery drivers.

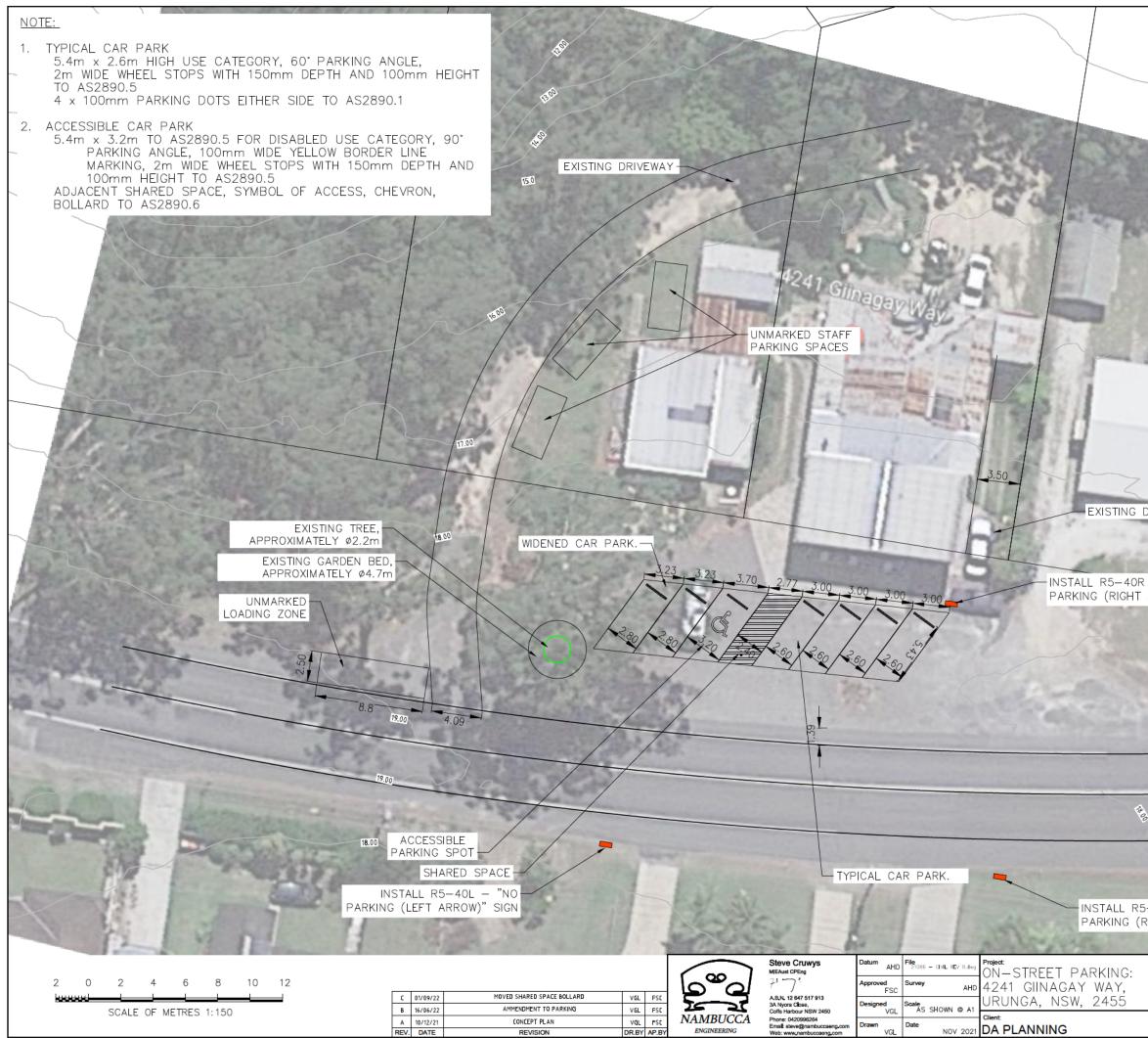
5.0 Conclusion

Liberty Providores fronts Giinagay Way, which at this location is a low volume road due to the surrounding road network providing bypasses to other places of interest.

Implementing the proposals of this plan will improve the parking and access to Liberty Providores and the surrounding residences.

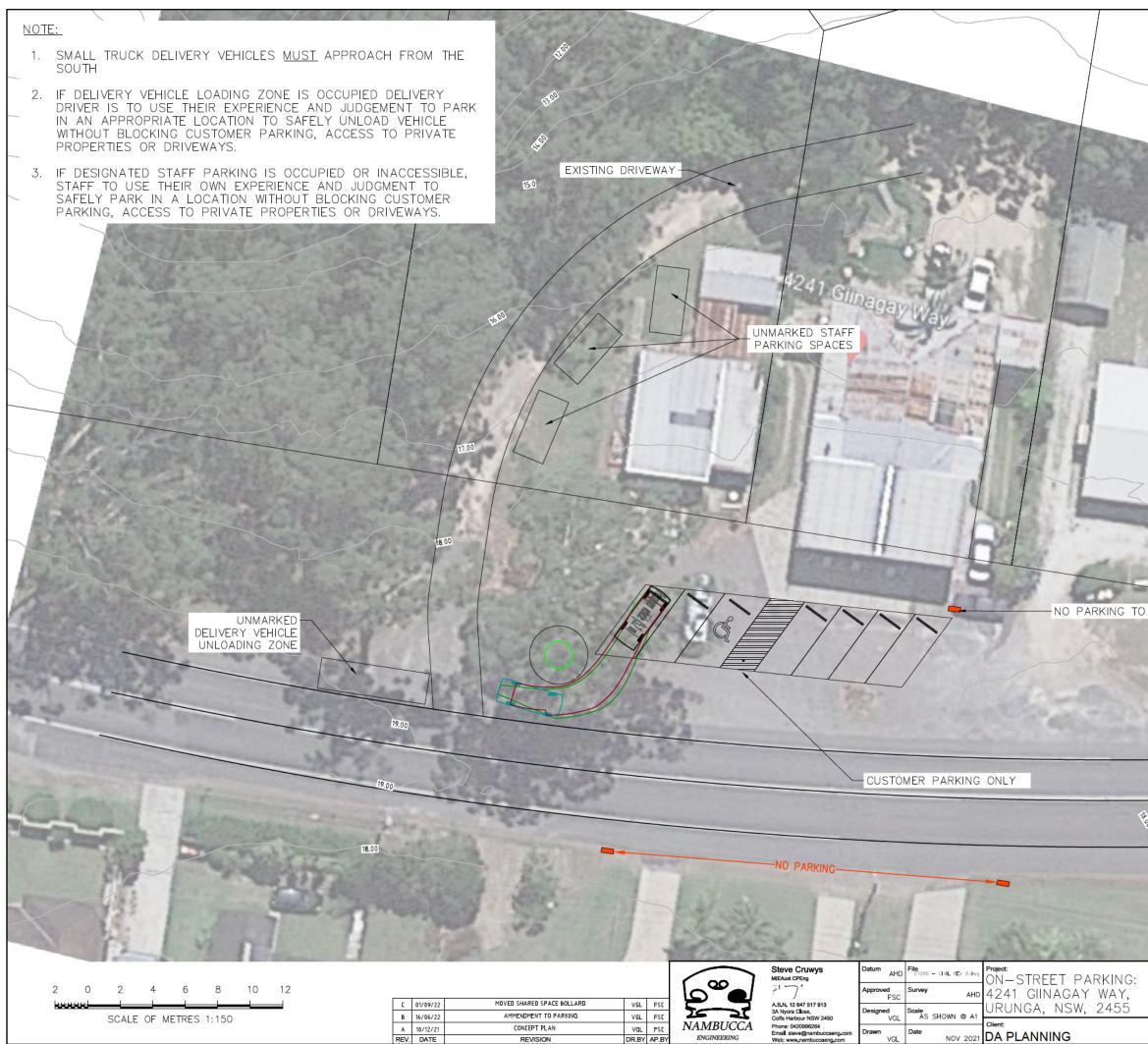
Attachments

Parking Plan CO1 – Property Access & Civil Plan Parking Plan CO2 – Delivery Vehicle Turning Plan Parking Plan CO3 – Parking Plan Consultation for Liberty Providores Parking plan – Sign off sheet



13.00	
14.00	
15.0	
18.00	
122	
77.00	
	2
DRIVEWAY	-0
- "NO ARROW)" SIGN	5
10.01	
- formaling	
	-
400 "NO	
-40R - "NO RIGHT ARROW)" SIGN	Skill -
Drawing Title: PROPERTY ACCESS & CIVIL PLAN	Job No. 21086 Drawing No.
	CO1
© COPYRIGHT 2021 The design shown on this drawing is applicable to this project only, and may not be reproduced in part on it whole, or be used for any other project or purpose without the written consent of Nambuccd Engineering with whom copyright resides.	0





13.00	
<u> </u>	
14.00	
15.0	
TEOD	5
44.5	P. W.
17.00	Con Ma
	-44
	12
18.00	10
- I - I	P
THE RIGHT	
	-
18.00	22
and the second second	and in
and the second se	
	Total Contract
>	Site-
	(Line)
21	36-
Drawing Title: DARKING DIAN	Job No. 21086
Title: PARKING PLAN	Drawing No.
COPYRIGHT 2021 The design stores on this drawing is applicable to this project only, and may not be reproduced in part of in whole, or be used for any other project or purpose without the written consert of Nambucca Engineering with whom copyright resilies.	Amendment No.

Consultation for Liberty Providores Parking Plan

Liberty Providores parking plan C03 has been explained to me. Whilst work at, or delivering goods to Liberty Providores, I undertake to use my own judgement and experience to;

- 1. park safely and appropriately,
- 2. not use customer parking spaces,
- 3. not block access to neighbouring properties of Liberty Providores, Giinagay Way, Urunga.

NAME (Please print clearly)	Company	Signature	Date