History of Development Application DA/978/2006 – 167 Woodville Road, Merrylands

5 October 2006 –
Lodged a Section 96 Modification for the use of part of the existing premises for the purposes of a kebab outlet and to operate until 4am, 7 days a week.

31 October 2006 –
Council sends the applicant a 21 day Further Information letter that raised the following issues:

- The proposal is beyond the scope of a Section 96 modification.

The provision of the kebab shop as a separate self-contained use requires the lodgement of a development application. The applicant was also notified that the section 96 modification had been converted to a development application which therefore required the applicant to provide concurrence.

- Acoustic Report

Council requested that an acoustical investigation of the proposal be undertaken by a suitably qualified acoustical consultant describing and assessing the impact by the proposal.

- Management Plan Required

Council requested that a management plan be submitted that addresses the following issues:

  o Measures to prevent the congregation of youth on the premises
  o Collection of rubbish from the site
  o Measures to encourage patrons to leave the site in a quiet manner
  o Details of any music played within the premises
  o Details of any security guards that will patrol/attend the site; and
  o Impact of any external lighting on adjoining properties.

- Advertising Fee Required

The applicant was notified that there are outstanding advertising fees to the amount of $675.00 required to be paid within 14 days.
8 November 2006 – Advertising of the application commenced

29 November 2006 – Advertising period ends. 4 submissions received.

19 February 2007 – Council sends a follow up later to applicant requesting for the submission of the requested information per Council’s letter dated 31 October 2006 within 14 days

28 February 2007 – Applicant asks for an extension of time to provide Council with the information it requested per Council’s letter dated 31 October 2006.

11 April 2007 – Applicant requests for a further extension to provide Council with the information it requested in Council’s letter dated 31 October 2006.

27 May 2007 – Applicant requests for another extension of time to provide Council with the information it requested in Council’s letter dated 31 October 2006 due to issues with the provision of an acoustic report.

20 June 2007 – Council sends applicant a 7 day notice informing them that information required for the assessment of their application remains outstanding. As such, the applicant is given a further 7 days to provide Council with the outstanding information.


6 August 2007 – Management Plan submitted to Council

12 October 2007 – Council sends the applicant a 21 day Further Information letter that raised the following issues:

- Advertising Fee Required

The applicant was notified that there are outstanding advertising fees to the amount of $675.00 required to be paid within 14 days.