

Our Ref: 208795
JK: SL

15 June 2020

The General Manager
Goulburn Mulwaree Council
Locked Bag 22
GOULBURN NSW 2580

Attention: Ellie Varga

**RE: JOSEPH GATE STAGE 3
PROPOSED VARIATION AGREEMENT TO VPA
DEVELOPMENT APPLICATION No. DA/0182/1617 & MOD/25/1819
TARALGA RD, GOULBURN**

Dear Ellie,

I refer to recent correspondences and now write to formally request a Variation Agreement to the boathouse pathway construction prior to the Stage 3 Subdivision Certificate release. The Variation Agreement is for the deferment of the boathouse pathway shown on the approved Modified CC/0006/1819 plans sheets CC701-706 dated 7th August 2019.

The request for the deferment of the pathway in Stage 3 is based on site suitability and a delay in this rectification due to negotiations between the developer and Council with regards responsibility. This Variation Agreement is consistent with Clause 6 of the VPA as there is no intent to vary the outcome of the deed.

It is a request under Clause 6.1 that the works for completion be delayed prior to the application for the Stage 5 Subdivision Certificate application scheduled in August 2020.

Should you have any question don't hesitate to contact me.

For and on behalf of,



LandTeam
Justin Kell
Director, Southern Tablelands Branch Manager
Registered Surveyor, No 108



Preamble

This Variation Agreement is for the deferment of the boardwalk and pathway works as approved under MODDA/0025/1819 and MODCC/0006/1819 (sheets CC701-706 dated 07 August 2019).

The request for the deferment of the boardwalk and pathway works from Stage 3 (works initially deferred from Stage 1) to Stage 5 is required as discussions between the developer and Council regarding responsibility for site clean-up works were misinterpreted. This Variation Agreement is consistent with clause 6 of the Voluntary Planning Agreement (VPA) as there is no intent to vary the outcome of the deed.

It is a request under clause 6.1 of the VPA that works for the completion of the boardwalk and pathway be deferred until prior to the issue of a Subdivision Certificate for Stage 5; scheduled to be lodged with Council in August 2020.

St Joseph's Redevelopment Planning Agreement

Goulburn Mulwaree Council and
The Trustees of the Roman Catholic Church for the Archdiocese of
Canberra and Goulburn as Trustee of the Chancery Office.

Clause 6 Further Agreement

The Parties agree that:

1. The boardwalk and pathway works be excluded from the Stage 3 Subdivision Certificate civil works and be deferred for completion until prior to the issue of a Subdivision Certificate for Stage 5.

Execution

Execution as an Agreement

Executed on behalf of the Goulburn Mulwaree Council



17.6.2020

Scott Martin
Director of Planning and Environment

Executed on behalf of the Applicant



Justin Kell
LandTeam Australia Pty Limited