1. PROPOSAL

Council is in receipt of a Development Application DA216/15 from Gurjit Singh Diamond Hair & Beauty Salon Pty Ltd for a hair and beauty salon on land known as Lot 5 DP 840077, 180-184 Mort Street Lithgow NSW 2790 (Shop 27 Eskbank Street Lithgow NSW 2790).

The proposal is for a beauty salon to be open within the existing shop, with various hair products for sale and hair services. The development includes some fitout of the proposal with no construction required. Additional signage will be placed on the existing window. See below floor layout and front elevation:

2. SUMMARY

To assess and recommend determination of DA216/15 with recommendation for approval subject to conditions.

3. LOCATION OF THE PROPOSAL

Legal Description: Lot 5 DP 840077
Property Address: 180-184 MORT STREET LITHGOW NSW 2790

4. ZONING: The land is zoned B2 Local Centre in accordance with Council's current planning instrument, being Lithgow Local Environmental Plan (LEP) 2014.
5. PERMISSIBILITY: The development being a hairdressers, is defined as a 'Business Premises' as per below and considered permissible under Lithgow Local Environmental Plan 2014, subject to development consent.

*business premises* means a building or place at or on which:
(a) an occupation, profession or trade (other than an industry) is carried on for the provision of services directly to members of the public on a regular basis, or
(b) a service is provided directly to members of the public on a regular basis, and includes a funeral home and, without limitation, premises such as banks, post offices, hairdressers, dry cleaners, travel agencies, internet access facilities, betting agencies and the like, but does not include an entertainment facility, home business, home occupation, home occupation (sex services), medical centre, restricted premises, sex services premises or veterinary hospital.

Note. Business premises are a type of commercial premises—see the definition of that term in this Dictionary.

5.1 POLICY IMPLICATIONS (OTHER THAN DCP’s)

Policy 7.5 Notification of Development Applications
This policy applies to the development; however the following clause does not require Council to notify this particular application:

2. Applications For Which Notification Will Not Be Given Under This Policy
Development applications for the following types of development will not be notified. (NB: Any structure must conform to applicable setback requirements):
- Development involving a change of use that does not involve the change to a Restricted Premises, Sex Services Premises, Food and Drink Premises, Funeral Chapel, Funeral Home or Retail Premises involving the sale of firearms within the meaning of the Firearms Act 1996

Therefore no adjoining or adjacent landowners have been notified of the proposal as part of this process.

Policy 7.6 Development Applications By Councillors And Staff Or On Council Owned Land
The land that is subject to this application is owned by Lithgow City Council and therefore the application is to be determined at a Council meeting as per this policy.

5.2 FINANCIAL IMPLICATIONS (eg Section 94)

Section 94A Development Contributions Plan 2012
The Section 94A plan applies to this development given it is for a change of use, however the estimated cost is under $100,000 and therefore no levy is applicable.

5.3 LEGAL IMPLICATIONS

Mine Subsidence Compensation Act 1961
The development is not considered to be integrated under this Act (via Section 91 of the EP&A Act 1979 and the approval of the Mine Subsidence Board is not required prior to Council being in a position to determine the application. The development is a deemed approval given it is for a change of use. Therefore it is considered that the proposal will comply with the provisions of this Act.
Environmental Planning and Assessment Act 1979
In determining a development application, a consent authority is required to take into consideration the matters of relevance under Section 79C of the Environmental Planning and Assessment Act 1979. These matters for consideration are as follows:

5.3.1 Any Environmental Planning Instruments

Lithgow Local Environmental Plan 2014

<table>
<thead>
<tr>
<th>Clause</th>
<th>LEP 2014 – Compliance Check</th>
<th>Compliance</th>
</tr>
</thead>
<tbody>
<tr>
<td>Land Use table</td>
<td>B2 Local Centre</td>
<td>Yes</td>
</tr>
<tr>
<td>5.10</td>
<td>Heritage conservation</td>
<td>Yes</td>
</tr>
<tr>
<td>7.10</td>
<td>Essential Services</td>
<td>Yes</td>
</tr>
</tbody>
</table>

Comment: The development provides for a range of retail and business uses that serve the needs of people who live, work and visit the local area. The development will encourage employment opportunities and is within walking distance of Lithgow CBD. The development is for a change of use to utilise an existing unit development within an existing building on Eskbank Street and therefore is considered positive in relation to heritage conservation. The façade of the building will not change and the development will be utilising an area that has been vacant for some time which encourages the use if the heritage precinct further. The development will have access to all essential services and therefore the development complies with the provisions of the LEP.

State Environmental Planning Policy No 64—Advertising and signage

<table>
<thead>
<tr>
<th>Clause</th>
<th>SEPP 64 – Compliance Check</th>
<th>Compliance</th>
</tr>
</thead>
<tbody>
<tr>
<td>3</td>
<td>Aims and Objectives</td>
<td>Yes</td>
</tr>
<tr>
<td>8</td>
<td>Granting of consent to signage</td>
<td>Yes</td>
</tr>
<tr>
<td>11</td>
<td>Requirement for consent</td>
<td>Yes</td>
</tr>
<tr>
<td>13</td>
<td>Matters for consideration</td>
<td>Yes</td>
</tr>
<tr>
<td>Schedule 1</td>
<td>Assessment criteria</td>
<td>Yes</td>
</tr>
</tbody>
</table>

Comment: The proposed signage for the development is minimal, being a sticker sign on the existing front glass façade. Therefore this signage being for the name ‘Diamond Hair and Beauty’ would comply with the SEPP.

State Environmental Planning Policy (Sydney Drinking Water Catchment) 2011

<table>
<thead>
<tr>
<th>Clause</th>
<th>SEPP (Sydney Drinking Water Catchment) 2011 – Compliance Check</th>
<th>Compliance</th>
</tr>
</thead>
<tbody>
<tr>
<td>10</td>
<td>Development consent cannot be granted unless neutral or beneficial effect on water quality</td>
<td>Yes</td>
</tr>
<tr>
<td>11</td>
<td>Development that needs concurrence of the Chief Executive</td>
<td>NA</td>
</tr>
</tbody>
</table>

Comment: The application is required to be assessed using the Neutral or Beneficial Effect on Water Quality Assessment Tool as below. Given the development satisfies this assessment the development complies with the SEPP.
NEUTRAL OR BENEFICIAL EFFECT ON WATER QUALITY ASSESSMENT TOOL

General Information:

<table>
<thead>
<tr>
<th>Council Name</th>
<th>Lithgow City</th>
</tr>
</thead>
<tbody>
<tr>
<td>Date</td>
<td>25 November 2015</td>
</tr>
<tr>
<td>DA Number</td>
<td>DA216/15</td>
</tr>
<tr>
<td>Assessing Officer</td>
<td>Jessica Heath</td>
</tr>
<tr>
<td>Development Class</td>
<td>Retail/Office- sewered</td>
</tr>
</tbody>
</table>

Assessment Summary:

NorBE Status:  Determined
System Outcome:  Satisfied
User Outcome:  Satisfied

Determination outcome:  Granted
Determination date:  25/11/15

Pre- Assessment Checklist:

- Located within Sydney drinking water Catchment: Yes
- Is development consistent with any existing SCA 88B Instruments on title?: N/A
- Crown perpetual leasehold land?: No
- Water quality impact identifies?: No
- Concentration of flow of water?: No
- Flow of water impeded?: No
- Discharge of pollutants?: No
- Any other matter?: No
- Documentation is completed?: Yes
- Does Water Cycle management Study meet SCA/Council requirements?: Yes

5.3.2 Any draft environmental planning instrument that is or has been placed on public exhibition and details of which have been notified to the consent authority

Nil.

5.3.3 Any Development Control Plan

Outdoor Advertising Development Control Plan

<table>
<thead>
<tr>
<th>Clause</th>
<th>Compliance</th>
</tr>
</thead>
<tbody>
<tr>
<td>Part 1 Objectives</td>
<td>Yes</td>
</tr>
<tr>
<td>Part 3 Procedures</td>
<td>Yes</td>
</tr>
<tr>
<td>Part 4 Design Controls- General</td>
<td>Yes</td>
</tr>
<tr>
<td>Design Controls- Commercial</td>
<td>Yes</td>
</tr>
</tbody>
</table>

Comment: The development proposes to have one sticker sign for 'Diamond Hair and Beauty' on the front glass façade. It is considered that this signage is minimal and could be regarded as one as of right sign. The development complies with the provisions of the DCP.

Off Street Carparking Development Control Plan

<table>
<thead>
<tr>
<th>Clause</th>
<th>Compliance</th>
</tr>
</thead>
<tbody>
<tr>
<td>Part 1 Objectives</td>
<td>Yes</td>
</tr>
<tr>
<td>Part 6 Car Parking Standards</td>
<td>NA</td>
</tr>
</tbody>
</table>
Comment: The application is for a change of use of an existing building to be used as a hairdresser which will have minimal traffic flow. Additionally the DCP states:

*It should be noted that some developments utilising existing premises, particularly in Main Street Lithgow, will be unable to provide any additional off street parking. Parking for these particular developments will be considered on their individual merits.*

The above statement applies to this proposal as there is no available off street carparking onsite for the development. However, across the road is a large carpark which can cater for any patrons of the proposal.

5.3.4 Any planning agreement that has been entered into under Section 93F, or any draft planning agreement that a developer has offered to enter into under Section 93F?

Nil.

5.3.5 Any matters prescribed by the regulations that apply to the land

The development has been forwarded to Council’s Building Officer for assessment under appropriate regulations. It is considered that as a result of this assessment the development will comply with the provisions of the regulations subject to conditions of consent.

5.3.6 The likely impacts of that development, including environmental impacts on both the natural and built environments, and social and economic impacts in the locality

Adjoining Landuse: The surrounding area is generally for business uses with the proposal to be consistent with the surrounding area. The proposal will not cause any land use conflicts and the development is permissible within the zone.

Services: The development will have connections to Council’s reticulated water and reticulated sewer services. Additionally, there is access to electricity and telecommunication services nearby. Therefore, it is considered that the proposal will be adequately serviced.

Context and Setting: The proposed development will be located within an established building and business area and will have no major impact on the context and setting of the area. The development has been designed to complement existing features of similar development in the area.

Access/ traffic: The proposal will gain access from Eskbank Street for pedestrians only with carparking areas available nearby. It is considered that given the low rate of traffic or parking required for this development that the proposal can utilising existing facilities for access and parking.

Heritage: The land is within a heritage conservation area with some local heritage items nearby. However given the development is for a change of use with no changes to the physical building, the development will have minimal impact on heritage.
Social and Economic Impact: As the proposed development will be generally in keeping with the provisions of the planning instrument and is reasonably compatible with other similar development in the locality, it is expected to have minimal social and economic impact.

Water: The proposed development has been assessed using the NorBE tool as required by the State Environmental Planning Policy (Sydney Catchment Drinking Water) 2011 with a result of satisfied. Therefore it is considered that the development will have minimal impact on water.

Waste: Given the development is for hairdressers the application has been assessed by Council’s Environmental Officer with conditions of consent to be imposed in relation to controlling waste.

Noise and Vibration: There are no nearby sources of noise or vibration that would impact detrimentally the proposal. The proposal is not expected to cause any noise issues in the surrounding area, given it is for business use.

5.3.7 The Suitability of the site for the development

The surrounding land uses are for commercial pursuits with the size and nature of the development to be consistent with those in the surrounding area. The proposal is compatible with the objectives of the zone and is considered to have minimal impact on the surrounding amenity. Therefore, the site is considered to be suitable for the proposed development.

5.3.8 Any submissions made in accordance with this Act or the Regulations

The proposal was sent to Council’s Building Officer and Environmental Officer for commenting with recommendations detailed below. The proposal was not sent to surrounding landowners and therefore no other submissions received.

COUNCIL’S BUILDING OFFICER
I refer to the abovementioned development application in regards to your referral dated 26 November 2015 and provide the following comments.

The proposal provides for the change of use of the existing shop premises (currently vacant) to a hair and beauty salon.

It is noted that only minor internal works are proposed comprising of:
   a) The installation of a bench/counter (movable)
   b) The provision of customer seating (movable)
   c) The installation of two hair washing stations (movable)
   d) The installation of two hair cutting stations (movable)
   e) The installation of a double bowl sink and hot water system.

It is considered that the proposed internal works generally satisfy the provisions and intent of ‘Subdivision 26 Minor Building Alterations (Internal)’ of the ‘State Environmental Planning Policy – Exempt and Complying Development Code 2008’ as ‘Exempt Development’ and do not warrant the issue of a Construction Certificate.
Notwithstanding, all new plumbing and drainage work must be inspected by Council. A condition should be imposed on the Development Consent in this regard.

In addition, Clause 93 of the EP&A Regulation has been considered by Council as to whether the fire protection and structural capacity of the building will be appropriate to the building’s proposed use.

Given the minor nature of approval sought (change of use) the relatively small shop floor area involved and the associated low fire load, the entire ‘Hartley Building’ has not been reviewed against the Clause 93 objectives. However the proposal will not adversely impact on structural capacity of the existing building.

As such, should approval be granted, no objection is given to the proposal subject to the following conditions being implemented on the development consent:

**General Requirements**

1. The development shall take place in accordance with the approved development plans containing Council’s approved development stamp and all associated documentation submitted with the application, except as modified in red by Council and/or any conditions of this consent.

**Requirements During Construction**

2. In accordance with the provisions of the Plumbing and Drainage Act 2011, all plumbing and drainage work be carried out by a licensed plumber and drainer and inspected by Council officers. The Licensed Plumber must submit to Council:
   a) A Notice of Works prior to commencement of any plumbing or drainage work;
   b) A Certificate of Compliance upon completion of the plumbing or drainage work;
   c) A Work-as-executed drainage layout plan upon completion of the plumbing or drainage work.

3. To ensure compliance with Australian Standard 3500 – National Plumbing and Drainage and Council (being the Water and Sewer Authority), compliance certificates are to be issued by Council for the following:
   a) Internal drainage carried out by licensed plumber prior to covering.
   b) External drainage (including onsite waste disposal system) installed by a licensed plumber and prior to covering.
   c) Hot and cold water plumbing installation

   **Note:** forty-eight (48) hours notice shall be given to Council prior to inspections and inspection fees must be paid.

**Requirements Prior to Occupation**

4. Prior to the use/occupation of the structure an Occupation Certificate must be issued by the Principal Certifying Authority (PCA). In this regard an application must be lodged with the PCA in conjunction with any request to carry out a final inspection.

5. Upon completion of the building and prior to issue of an Occupation Certificate, those essential fire safety measures services listed in the attached Fire Safety Schedule must be certified by a competent person, engaged by the owner. Certification is to be submitted to Council stating that the essential fire and other
safety measures have been installed and comply with the relevant standard specified below.

Once the building is occupied, an Annual Fire Safety Statement must be submitted to Council and the NSW Fire Brigades, PO Box A249, SYDNEY SOUTH NSW 2001, and a copy retained on site certifying that:

(i) The essential fire and other safety measures have been maintained and serviced at regular intervals in accordance with the appropriate maintenance specified below and are still operable; and

(ii) That the path of travel is clear of anything which would impede free passage of any person at any time.

Advisory Notes:
AN1. Prior to commencing any construction works (requiring the issue of a Construction Certificate), the following provisions of the Environmental Planning and Assessment Act 1979 are to be complied with:
   a) a Construction Certificate is to be obtained in accordance with Section 81A(2)(a) of the Act, and
   b) a Principal Certifying Authority is to be appointed and Council is to be notified of the appointment in accordance with Section 81A(2)(b) of the Act and Form 7 of the Regulations, and
   c) Council is to be notified at least two days prior of the intention to commence building works, in accordance with Section 81A(2)(c) of the Act in Form 7 of Schedule 1 of the Regulations.

AN2. Modify the existing principle pedestrian entrance to provide a threshold ramp to the requirements of AS1428.1:2009.

ENVIRONMENTAL OFFICER
Environment has assessed the application and has no objections subject to the below conditions:

- All proposed, altered and required mechanical ventilation systems are to comply with Building Code of Australia & Australian Standard 1668 Part 1 & 2.

- The layout, deposition and method of installation of fixtures and fittings, together with wall, floor and ceiling finishes of premises used for the purpose of skin penetration (includes acupuncture, skin piercing, beauty treatment & hairdressing) are to comply with requirements of the Public Health Act 1991, and Regulations thereunder (guidance may also be obtained from Skin penetration Guidelines and NSW Health Department fact sheets).

- A free standing wash hand basin (as distinct from a sink, hair wash basin or the like, separate from a basin serving toilet facilities) shall be provided within the work area where facials, waxing/hair removal. Spray tanning, pedicure & manicure treatment are being carried out. Wash hand basins shall be fitted with hot & cold potable water supplied under pressure through an approved mixing device which can be adjusted to enable hands being washed under hot running water at a temperature of at least 40°C.

- A wash basin (as distinct from a free standing wash hand basin, kitchen facilities or the like, and separate from a basin serving toilet facilities) shall be
provided within the premises. Wash basins shall be fitted with hot & cold potable water supplied under pressure through an approved mixing device which can be adjusted to enable equipment and utensils to be washed under hot running water at a temperature of at least 40C.

- The walls and floor of the premises are to be constructed with an approved smooth impervious material capable of being easily cleaned.

- All shelving, benches, fittings and furniture on which appliances and utensils are to be placed shall be constructed of durable, smooth, impervious material capable of being easily cleaned.

- The wall at the rear of all wash basins shall be finished with glazed tiles or other smooth and impervious material, and be laid from floor level to a height of 450mm above the top of the basin and from the centre of the basin to a distance of 150mm beyond each side of the basin.

- The premises must be provided with facilities that are adequate for the purpose of keeping appliances and utensils clean.

- The premises must be provided with washing, drainage, ventilation and lighting facilities that are adequate for the carrying out of the approved activity.

- The premises shall be provided with facilities that are adequate for the purpose of storing appliances and utensils in a hygienic manner.

- Suitable receptacles with close-fitting lids shall be provided and maintained in a clean and serviceable condition for the disposal of soiled towels and trade wastes.

- All appliances in general use shall be disinfected in accordance with the Skin Penetration Guidelines.

- A sharps container shall be provided for the storage of used disposable needles in the skin penetration.

- No other disinfectant other than Hospital grade Disinfectant (as expressed in Regulation 23(f)(1) of the Therapeutic Goods and Cosmetic Regulation) is to be used on the premises. Notification of Skin Penetration Procedure Premises be completed and submitted to Lithgow City Council prior to operation.

- Public Health Act 2010 Division 4, Sections 38 and 39 Public Health Regulation 2010 Part 4, Clauses 21 to 33You can view the Act and the Regulation online at: www.legislation.nsw.gov.au

**Liquid Trade Waste**

- No floor waste is to be located the hair cutting area.
• All sinks used for hair washing or rinsing and/or washing of hair cutting implements must be fitted with sink screens to prevent hair going into the sewerage system.

• Annual Liquid Trade Waste Fees are applicable to this type of business in accordance with Council’s current Fees & Charges.

5.3.9 The public interest

There have been no issues raised from the public regarding planning issues.

6. DISCUSSION AND CONCLUSIONS

The proposal is considered to generally comply with the relevant provisions of the applicable Environmental Planning Instruments. The proposal is not considered likely to have any significant negative impacts upon the environment or upon the amenity of the locality. As such it is recommended that development consent is issued subject to the conditions outlined below.

7. ATTACHMENTS

Schedule A- Conditions of consent.

8. RECOMMENDATION

THAT development application DA216/15 is approved subject to conditions set out in Schedule A.

Report prepared by: Supervisor:

Signed:……………………………………………… Signed:………………………………………………

Dated:……………………………………………… Dated:………………………………………………

REASONS FOR CONDITIONS

The conditions in Schedule A have been imposed for the following reasons:

• To ensure compliance with the terms of the relevant Planning Instruments
• To ensure no injury is caused to the existing and likely future amenity of the neighbourhood
• Due to the circumstances of the case and the public interest.
• To ensure access, parking and loading arrangements will be made to satisfy the demands created by the development.
• To ensure the structural integrity of the development.
• To ensure the protection of the health and safety of the occupants of the development.
• To protect the environment.
• To prevent, minimise, and/or offset adverse environmental impacts.
• To ensure there is no unacceptable impact on the water quality.
Schedule A
Conditions of Consent (Consent Authority)

Please Note: It should be understood that this consent in no way relieves the owner or applicant from any obligation under any covenant affecting the land.

ADMINISTRATIVE CONDITIONS
1. The development shall take place in accordance with the approved development plans containing Council’s approved development stamp and all associated documentation submitted with the application, except as modified in red by Council and/or any conditions of this consent.

2. That the hours of operation be limited to:
   - Monday to Friday: 9:00am to 6:00pm
   - Saturday: 9:00am to 3:00pm
   - Sunday & Public Holidays - closed

Requirements During Construction
3. In accordance with the provisions of the Plumbing and Drainage Act 2011, all plumbing and drainage work be carried out by a licensed plumber and drainer and inspected by Council officers. The Licensed Plumber must submit to Council:
   a) A Notice of Works prior to commencement of any plumbing or drainage work;
   b) A Certificate of Compliance upon completion of the plumbing or drainage work;
   c) A Work-as-executed drainage layout plan upon completion of the plumbing or drainage work.

4. To ensure compliance with Australian Standard 3500 – National Plumbing and Drainage and Council (being the Water and Sewer Authority), compliance certificates are to be issued by Council for the following:
   a) Internal drainage carried out by licensed plumber prior to covering.
   b) External drainage (including onsite waste disposal system) installed by a licensed plumber and prior to covering.
   c) Hot and cold water plumbing installation
   Note: forty-eight (48) hours notice shall be given to Council prior to inspections and inspection fees must be paid.

Requirements Prior to Occupation
5. Prior to the use/occupation of the structure an Occupation Certificate must be issued by the Principal Certifying Authority (PCA). In this regard an application must be lodged with the PCA in conjunction with any request to carry out a final inspection.

6. Upon completion of the building and prior to issue of an Occupation Certificate, those essential fire safety measures services listed in the attached Fire Safety Schedule must be certified by a competent person, engaged by the owner. Certification is to be submitted to Council stating that the essential fire and other safety measures have been installed and comply with the relevant standard specified below.
   Once the building is occupied, an Annual Fire Safety Statement must be submitted to Council and the NSW Fire Brigades, PO Box A249, SYDNEY SOUTH NSW 2001, and a copy retained on site certifying that:
   (i) The essential fire and other safety measures have been maintained and serviced at regular intervals in accordance with the appropriate maintenance specified below and are still operable; and
   (ii) That the path of travel is clear of anything which would impede free passage of any person at any time.
**Environmental requirements**

7. All proposed, altered and required mechanical ventilation systems are to comply with Building Code of Australia & Australian Standard 1668 Part 1 & 2.

8. The layout, deposition and method of installation of fixtures and fittings, together with wall, floor and ceiling finishes of premises used for the purpose of skin penetration (includes acupuncture, skin piercing, beauty treatment & hairdressing) are to comply with requirements of the Public Health Act 1991, and Regulations thereunder (guidance may also be obtained from Skin penetration Guidelines and NSW Health Department fact sheets).

9. A free standing wash hand basin (as distinct from a sink, hair wash basin or the like, separate from a basin serving toilet facilities) shall be provided within the work area where facials, waxing/hair removal. Spray tanning, pedicure & manicure treatment are being carried out. Wash hand basins shall be fitted with hot & cold potable water supplied under pressure through an approved mixing device which can be adjusted to enable hands being washed under hot running water at a temperature of at least 40°C.

10. A wash basin (as distinct from a free standing wash hand basin, kitchen facilities or the like, and separate from a basin serving toilet facilities) shall be provided within the premises. Wash basins shall be fitted with hot & cold potable water supplied under pressure through an approved mixing device which can be adjusted to enable equipment and utensils to be washed under hot running water at a temperature of at least 40°C.

11. The walls and floor of the premises are to be constructed with an approved smooth impervious material capable of being easily cleaned.

12. All shelving, benches, fittings and furniture on which appliances and utensils are to be placed shall be constructed of durable, smooth, impervious material capable of being easily cleaned.

13. The wall at the rear of all wash basins shall be finished with glazed tiles or other smooth and impervious material, and be laid from floor level to a height of 450mm above the top of the basin and from the centre of the basin to a distance of 150mm beyond each side of the basin.

14. The premises must be provided with facilities that are adequate for the purpose of keeping appliances and utensils clean.

15. The premises must be provided with washing, drainage, ventilation and lighting facilities that are adequate for the carrying out of the approved activity.

16. The premises shall be provided with facilities that are adequate for the purpose of storing appliances and utensils in a hygienic manner.

17. Suitable receptacles with close-fitting lids shall be provided and maintained in a clean and serviceable condition for the disposal of soiled towels and trade wastes.

18. All appliances in general use shall be disinfected in accordance with the Skin Penetration Guidelines.
19. A sharps container shall be provided for the storage of used disposable needles in the skin penetration.

20. No other disinfectant other than Hospital grade Disinfectant (as expressed in Regulation 23(f)(1) of the Therapeutic Goods and Cosmetic Regulation) is to be used on the premises. Notification of Skin Penetration Procedure Premises be completed and submitted to Lithgow City Council prior to operation.

21. Public Health Act 2010 Division 4, Sections 38 and 39 Public Health Regulation 2010 Part 4, Clauses 21 to 33 You can view the Act and the Regulation online at: www.legislation.nsw.gov.au

**Liquid Trade Waste**

22. No floor waste is to be located the hair cutting area.

23. All sinks used for hair washing or rinsing and/or washing of hair cutting implements must be fitted with sink screens to prevent hair going into the sewerage system.

24. Annual Liquid Trade Waste Fees are applicable to this type of business in accordance with Council's current Fees & Charges.

**ADVISORY NOTES**

AN1. Prior to commencing any construction works (requiring the issue of a Construction Certificate), the following provisions of the Environmental Planning and Assessment Act 1979 are to be complied with:
   a) a Construction Certificate is to be obtained in accordance with Section 81A(2)(a) of the Act, and
   b) a Principal Certifying Authority is to be appointed and Council is to be notified of the appointment in accordance with Section 81A(2)(b) of the Act and Form 7 of the Regulations, and
   c) Council is to be notified at least two days prior of the intention to commence building works, in accordance with Section 81A(2)(c) of the Act in Form 7 of Schedule 1 of the Regulations.

AN2. Modify the existing principle pedestrian entrance to provide a threshold ramp to the requirements of AS1428.1:2009.
LITHGOW CITY COUNCIL

FIRE SAFETY SCHEDULE

Issued pursuant to Clause 168 of the Environmental Planning and Assessment Regulation 2000

Owner: Lithgow City Council

Legal Description: Lot 5, DP 840077

Property Address: Diamond Hair & Beauty Salon premises at 27 Eskbank Street Lithgow

Development Consent No: DA216/15

Date of Determination: <Insert DA Approval Date>

The following essential fire safety measures shall be implemented in the whole of the building premises and each of the fire safety measures must satisfy the standard of performance listed in the schedule, which, for the purpose of Clause 168 of the Environmental Planning and Assessment Regulation 2000, is deemed to be the current fire safety schedule for the building.

A copy of this Fire Safety Schedule, together with the Final Fire Safety Certificate, is to be displayed in a prominent location in the building in accordance with Clause 172 of the Environmental Planning and Assessment Regulation 2000.

Schedule

<table>
<thead>
<tr>
<th>Statutory Fire Safety Measure</th>
<th>Minimum Standard of Performance / Design / Installation</th>
<th>Maintenance Standard</th>
<th>Currently Implemented</th>
<th>Proposed / Required to be Implemented</th>
</tr>
</thead>
<tbody>
<tr>
<td>Portable fire extinguishers</td>
<td>Clause E1.6 BCA AS2444-2001</td>
<td>AS1851-2005</td>
<td>X</td>
<td></td>
</tr>
</tbody>
</table>