

### City of Wagga Wagga

#### CONSTRUCTION CERTIFICATE

# ENVIRONMENTAL PLANNING & ASSESSMENT ACT, 1979 Section 6.3 (1)(a) & Clauses 142 & 147 ENVIRONMENTAL PLANNING & ASSESSMENT REGULATION 2000

#### **CERTIFICATE DETAILS**

Application No: CC20/0048

Certifying Authority: City of Wagga Wagga

Applicant: RP Powell

PO Box 1414

WAGGA WAGGA NSW 2650

Subject Site: Lot 33 DP 1129644, Lot 34 DP 1129644, 31 Nagle St

EAST WAGGA WAGGA NSW 2650

**Development Consent No:** DA19/0644

Determination Date of Development Consent:

28 Feb 2020

Type of Work: Building

**Description of Development:** Proposed depot & office space for removalist & storage

business

Classification of the Building: Class 5 & 7b

Decision: Approve

#### **Plan Numbers & Specifications:**

Plan No. 190388 BD01 dated 07/01/2020, BD02 dated 05/03/2020, BD03 - BD04 dated 25/11/2019, C1 - C2, C5-C7, C9 - C10 dated 05/03/2020, C3, C8 dated 06/02/2020, C4 dated 04/02/2020, S1-S3 dated 24/01/2020, Drainage Design dated 06/02/2020, Specifications not dated prepared by MJM Consulting Engineers, Site Classification Report dated 21/01/2020 prepared by McMahon Earth Science, Plan No 1/010/20 1 - 3 dated 29/01/2020 prepared by Telfords Building Systems, Fire Services Plan Wagga Fire & Security, Section J Report dated 10/02/2020 prepared by Evergreen Energy Consultants Pty Ltd, Hydrant and Fire Flow Pressure Test dated 31/03/2020 prepared by Riverina Water, Certificate of Compliance for Proposed Building Work dated 16/03/2020 prepared by Trevor Carpenter, Frame Specifications & Sections dated 16/03/2020 prepared by Structure by Design submitted with Application for Construction Certificate received 14/02/2020.

**Attachments:** Fire Safety Schedule

**Certification:** I certify that work, if completed in accordance with these plans

and specification, will comply with the requirements of the Environmental Planning and Assessment Regulation 2000 as referred to in S6.6(2)(f) of the Environmental Planning and

Assessment Act, 1979.

Signature: Date of Decision & Certificate: 02/04/2020

Paul O'Brien

Manager Development Assessment & Building Certification

BPB Accreditation Number (1847)

#### Fire Safety Class 2 - 9

## The Applicant must comply with the following requirements: Condition Relating To Fire Safety Systems In Class 2-9 Buildings

In accordance with Clause 146B of the Environmental Planning & Assessment Regulation 2000, any building work involving the installation, modification or extension of relevant fire safety systems (as defined in Note 1 below) **cannot commence until**:

- a) plans have been submitted to the Principal Certifying Authority showing:
  - i. in the case of building work involving the installation of the relevant fire safety system – the layout, extent and location of key components of the system, or
  - ii. in the case of building work involving the modification or extension of the relevant fire safety system the layout, extent and location of any new or modified components of the system, and
- b) specifications have been submitted to the Principal Certifying Authority that:
  - i. describe the basis for design, installation and construction of the relevant fire safety system, and
  - ii. identify the provisions of the Building Code of Australia upon which the design of the system is based, and
- c) those plans and specifications:
  - i. have been certified by a compliance certificate referred to in section 109C (1)
     (a) of the Environmental Planning & Assessment Act as complying with the relevant provision of the Building Code of Australia, or;
  - ii. unless they are subject to an exemption under clause 164B (See Note 2 below), have been endorsed by a competent fire safety practitioner as complying with the relevant provisions of the Building Code of Australia.

**NOTE 1:** Relevant fire safety system means any of the following:

- Fire Hydrant System
- Fire Hose Reel System
- Sprinkler System (Including wall-wetting sprinkler or drencher system)
- Any type of automatic fire suppression system of a hydraulic nature
- Fire detection and alarm system
- Mechanical ducted smoke control system

**NOTE 2:** Clause 164B of the Environmental Planning & Assessment Regulation 2000, provides for limited exemptions from compliance with the BCA for minor modification or extension of fire safety system works, as follows:

- The existing level of system operational performance will not be reduced, and
- An independent competent fire safety practitioner has endorsed the non-compliance, and

 A fire safety certificate or fire safety statement that includes the fire safety system being modified was issued for the building <u>no more</u> <u>than 6 months</u> before the objection was made.

The objection must specify the grounds of the objection and a copy of the plans and specifications of the building works must be included with the objection.

NOTE 3: Clause 190B of the Environmental Planning & Assessment Regulation 2000, states that the principal contractor for the building work must ensure that the most recently approved copy of the plans and specifications for any relevant fire safety system for the building are kept on site and are made available for inspection by the certifying authority, consent authority, council and fire and rescue NSW during building times.

#### **Right of Appeal**

Under s8.16 where the certifying authority is a Council an applicant may appeal to the Land and Environment Court against, the refusal to issue a Construction Certificate, or to issue a Construction Certificate subject to conditions, within 6 months of the date of the decision.

#### **Principal Certifying Authority**

Prior to commencement of work you must appoint a Principal Certifying Authority and notify Council of the appointment. You may elect Council to be the Principal Certifying Authority.



Civic Centre Cnr Baylis & Morrow Sts PO BOX 20 Wagga Wagga NSW 2650 ABN 56 044 159 537 Ph 1300 292 442 Fax 02 6926 9199 council@wagga.nsw.gov.au www.wagga.nsw.gov.au

# Notice of Commencement of Building or Subdivision Work, AND Appointment of a Principal Certifying Authority

Under Section 81A(2) (b) or (c) or (4) (b)(ii) or (c); Section 86(1) and (2) of the Environmental Planning and Assessment Act 1979

& Section 73A of the Building Professionals Board Act 2005

DA	A No:	CC No: CC20/0	048			
	ALL sections must be completed. I	ncomplete forms canno	t be p	orocesse	d and will be returned.	
1. Ty	ype of Notification you are giving to Co	ouncil				
Pleas	se tick the appropriate box(s) corresponding to the n	otification to Council				
	Commencement of Building Work			Complete	Sections 2, 3, 4, 6, and 8	
				-	Section 7 if applicable	
	Commencement of Subdivision Work			-	Sections 2, 3, 4, 6 and 8	
				Complete Section 7 if applicable		
<b>-</b>	Commencement of Building Work for Compl	ing Development		Complete Sections 2, 3, 4, 6 and 8  Complete Section 7 if applicable		
					Complete Section 7 if applicable  Complete Sections 2, 3, 4, 6 and 8	
	Commencement of Subdivision Work for Co	mplying Development		Complete Section 7 if applicable		
	Appointment of a Principal Certifying Author	ity		Complete	Sections 2, 3 and 5	
2. A	ddress of Property Please use CAPIT	TALS				
No	Street		Sub	ourb		
Lot N	No DP/SP No	(Lot and DP numbers can be fo	ound o	n Council's	Rates Notice or Development Consent)	
Land	Dimensions: Width at Frontage		Dep	oth/Length		
3. A	pplicant's Details Please use CAPITAL	S				
Name of Applicant Telephone No		10	(Home)			
Addr	ress			(Work)		
		Postcode		(Mobile)		
Nam	ne e	Signature			Date	
4. D	escription of Development					
5. P	rior Development Consents or Certifica	ates (including plans an	d spe	ecificatio	ns)	
A De	evelopment Consent or a Complying Develo livision work. Please provide details of the app	pment Certificate must hav licable consent or certificate	e bee	en issued w.	for the proposed building work or	
Deve	elopment Application No (eg. DA09/0542)					
Deve	elopment Consent No		D	ate of Dete	ermination	
Com	plying Development Certificate No		D	ate of Dete	ermination	
Cons	struction Certificate No		D	ate of Dete	ermination	

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5. a) Plan Details

The applicant is to obtain a Compliance certificate pursuant to Section 109C of the *Environmental Planning & Assessment Act, 1979*, as amended, from Council or an accredited certifying authority, certifying compliance with the Building Code of Australia for the stages of construction listed in **Column 1**. For the purposes of obtaining the Compliance Certificate the works must be inspected by the accredited certifying authority at the times specified in **Column 2**.

A minimum of 48 hours notice is required to be given for each nominated critical stage inspection. The inspections required for your development are:

**Note 1:** If any structural fill is placed, the appropriate certificate shall be provided to council prior to the relevant critical stage inspection.

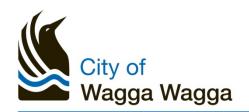
**Note 2:** Council can only issue a final occupation certificate. Interim occupation certificates have been made redundant in the recent overhaul of the Environmental Planning and Assessment Act.

Column 1	Column 2
Footings	After excavation for, and prior to the placement of, any footings
Slab	Prior to pouring any in-situ reinforced concrete building element
Wall frame& roof frame	When the frame has been erected and prior to covering of the framework for any floor, wall, roof or other building element.
Wet areas	Prior to covering waterproofing in any wet areas.
Drainage	Prior to covering any stormwater drainage connections
Final	After the building work has been completed and prior to any occupation certificate being issued in relation to the building

**NOTE 1:** A Final Occupation certificate in relation to the Building cannot be issued by Council or an accredited certifying authority until all Compliance Certificates required by this table have been issued by, or registered with the Council. The applicant shall ensure that prior to or at the time of the application for Occupation Certificate that the application for "Occupation Certificate" from attached to the Council issued Complying development Certificate must be completed and submitted to Council with all required attachments – failure to submit the completed Occupation Certificate application form will result in an inability for Council to book and subsequently undertake occupation certificate inspection.

**NOTE 2:** The above Compliance certificates are required whether or not the work has been inspected by a Structural Engineer, a lending authority or any other person. If the Compliance Certificates are not issued Council may refuse to issue a Building Certificate under Section 149A of the *Environmental Planning & Assessment Act, 1979*, as amended.





#### **Service Agreement**

#### Responsibilities of the Principal Certifying Authority (PCA)

Wagga Wagga City Council (hereafter known as the "Council") will carry out the role of PCA and undertake the critical stage and other required inspection services in a professional manner and in accordance with the requirements of the Environmental Planning and Assessment Act 1979 & Regulation 2000.

Council will provide advice and guidance to assist in the efficient construction process and compliance with legislative requirements.

Council will undertake inspections of the work during construction and prior to issuing an Occupation Certificate (OC), to ascertain compliance with the Development Consent (DC), Construction Certificate (CC) or Complying Development Certificate (CDC) (as applicable), Building Code of Australia (BCA) and relevant standards of construction.

Council PCA fees include the issue of a final OC once the building has been completed in accordance with the DC and the BCA. However, should an applicant require an Interim OC prior to completion of the development, it will be necessary to lodge a separate application accompanied by the prescribed fee.

Inspections for development will be conducted by one of the following Council certifiers:

Certifier	Accreditation No.	Contact
Luka Stanic	2359	Civic Centre
Kira-Lee Foster	0974	Cnr Baylis & Morrow Streets
Paul O'Brien	1847	PO Box 20
Prasad Jayasekera	2982	WAGGA WAGGA NSW 2650
Josh Brockbank	3253	Ph 1300 292 442
Christopher Butt	3231	Fax 02 6926 9199
Andrew Mason	3352	council@wagga.nsw.gov.au

#### Responsibilities of the Principal Contractor/Owner Builder

It is the applicant's responsibility to make arrangements with Council to carry out the relevant mandatory critical stage inspections/other inspections – as listed within the relevant development of complying development consent.

Under Clause 163 of the Environmental Planning and Assessment Regulation 2000, a minimum of **48 hours notice** (excluding weekends and public holidays), must be given to Council to enable the specified stages of construction to be inspected. Failure to provide 48 hours notice may result in an infringement being issued pursuant to the Environmental Planning and Assessment Regulation 2008.

Inspections must be booked in person or by telephoning Council on 1300 292 442 Monday to Friday between 9.00am and 5.00pm.

Building works must not proceed to the subsequent stages of construction prior to obtaining a satisfactory inspection from Council for each relevant stage of construction as specified in this Service Agreement.

Failure to notify Council of the mandatory critical stage inspections may prejudice the issuing of an OC in respect of the building.

All works must be carried out in accordance with the terms and conditions of the DC and CC or CDC (as applicable), the provisions of the BCA and relevant standards.

A new or modified DC and CC or CDC (as applicable) must be obtained for any modifications or variations to the development, prior to the commencement of any works relating to those changes.

Works not carried out in accordance with the DC or CDC (as applicable) or BCA may result in the refusal to issue an OC. A Notice of Proposed Order may also be served to ensure compliance with the DC.

Any structural or other specialist engineering details relating to the building shall be forwarded to Council at Construction Certificate or Complying Development application and thus prior to commencement of building works. Such details are to confirm compliance with the relevant provisions of the BCA and/or relevant standards to the satisfaction of Council.

To ensure compliance with the DC and CC or CDC (as applicable) and BCA, the Principal Contractor/Owner Builder may be required to submit third party certification from a suitably qualified person in a specific field (e.g., a structural engineer) to Council, demonstrating a specific matter complies with a relevant standard. Such certification is required to be prepared by an accredited certifier or other suitably qualified and experienced person and must reference the relevant provisions of the BCA, relevant standards and approved drawings. This certification is in addition to the mandatory critical stage inspections that are required to be carried out by Council.

#### **Occupation Certificate (OC)**

An OC must be obtained from Council prior to the occupation or use of a new building (or part of a building) or following the change of an existing building use/classification.

The Environmental Planning and Assessment Act 1979 and Regulation 2000 provides for the imposition of penalties for using or occupying a building prior to the issuing of an OC.

Where an applicant wishes to use or occupy an incomplete development, an application may be made to Council for an Interim OC. Such application will be considered in accordance with the provisions of the Environmental Planning and Assessment Act 1979, the conditions of DC and BCA requirements.

An application for an interim or final OC must be accompanied by interim or final fire safety certificate (where applicable) as required by the Environmental Planning and Assessment Regulation 2000.

#### **PCA Service Fees**

The fees for Council PCA inspection and certification services are payable upon lodgement of a Construction Certificate or Complying Development Certificate Application and thus appointment of Council as the PCA, and are GST inclusive.

The fees include payment for one (1) inspection for each of the mandatory critical stage inspections of the building. Council will provide written notice of the applicable mandatory critical stage inspections as part of the Development or Complying Development Determination.

Any additional mandatory critical stage inspections required due to staging of building works or variations in the construction sequence will attract an additional fee as set in Council Fees and Charges Policy.

Any re-inspections of works required as a result of the relevant stage of construction not being ready, incomplete or unsatisfactory will attract an additional fee in accordance in the Council's Fees and Charges Policy.

Any additional on-site meetings requested by the applicant may attract an additional fee.

Fees do not include any services associated with the investigation, assessment, resolution and enforcement of any unauthorised or non-complying works and additional fees are applicable for these services.

#### **Home Building Act 1989 Requirements**

The Principal Contractor/Owner Builder is required to satisfy the relevant insurance requirements under the Home Building Act 1989, in relation to residential building work. In the case of work carried out by a licensed contractor, details of the licensed contractor and documentary evidence of compliance with the Home Building Act 1989 (i.e. a copy of an insurance certificate issued under Part 6 of the Act) is to be provided to Council prior to works commencing.

In the case of work carried out by any other person, details of the person and owner-builder permit, or if the cost of labour and materials does not exceed \$5,000, a declaration signed by the owner of the land, is to be provided to Council.

#### **Miscellaneous Requirements**

The owner must notify Council in writing of any change in the details or address of the Principal Contractor/Owner Builder.

#### **Your Signature**

I accept the terms and conditions of this service agreement and appoint Council as Principal Certifying Authority for the subject development:

Name			
Address			
Signature			
	Date	Telephone	

- **Note 1:** The appointment of a principal certifying authority may not be made by any contractor or other person who will carry out the building work or subdivision work unless the contractor or other person is the owner of the land on which the work is to be carried out (109E (1A) EPA Act 1979).
- **Note 2:** As stated above, a builder/contractor cannot sign this form and appoint Wagga Wagga City Council as the principal certifying authority unless they are the owner of the land on which approved building works are being carried out.

#### **Privacy Statement**

The personal details requested on this form are required under the Environmental Planning and Assessment act 1979 and will only be used in connection with the requirements of this legislation. Access to this information is restricted to Council officers and other people authorised under the Act. Council is to be regarded as the agency that holds the information. You may make application for access or amendment to information held by Council. You may also request Council to suppress your personal information from a public register.



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## **Final Occupation Certificate**

Note: 1. All details must be legibly printed in ink or typed

Failure to complete the form and supply the required information will result in delays.

MUST BE COMPLETED BY APPLICANT			
DA No:			
CC No:			
CDC No:			

Type of Certificate Sought			
<ul> <li>□ Interim Occupation Certificate</li> <li>□ Final Occupation Certificate. Kerb and Gutter Bond refund required Yes □ No □</li> <li>□ Change of Building Use of an Existing Building</li> <li>□ Occupation/use of a New Building</li> </ul>			
	Applicant's Details		
Title	Name Surname		
Company	ABN		
Postal Address		Post Code	
Phone	Mobile	Work	
Email		Fax	
By signing below, I advise that the application form is completed and the information required by Council is attached.			
Signature Date		Date	
Note: ALL corre	spondence will be forwarded to the address provided above		
Owner's Details			
Owner's Name			
Owner's Address			
Phone Email			
I/we consent to this application (Note: consent of all owners is required)			
Signature		Date	
		Date	
(Owner's signature to consent to lodgement of application)			

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Site Details			
Address City			
Legal Description			
(Lot & DP)			
Site Area m²			
Building Details			
☐ Whole of Building ☐ Part of Building ☐ Use of Building			
Use of building			
Building Code of Australia Classification (this must be the same as that specified in the development consent or complying development certificate)			
Boundary Adjustment			
□ New Building □ Existing Building			
Required Attachments Where Relevant			
Required certificates for Class 2-9 Buildings(Industrial/Commercial)  Final Fire Safety Certificate or Interim Fire Safety Certificate (where relevant) to reflect the requirements of the Fire Safety Schedule.  Energy Efficiency (Section J) Compliance Certificate/Letter.  Structural engineers certification (where required).  Glazing certificate(where required).			
Other Certificates relied on including Class 1&10 Buildings(Residential)  Waterproof Certificate for Wet Areas  Frame & Truss Detail /Certification			
<ul> <li>Termite Protection Certificate ( Copy to Council, sticker installed in power meter box)</li> <li>Basix Compliance Letter</li> <li>Smoke Detector Installation Certificate (Issued by Electrician)</li> </ul>			
Survey report (where required)			
Bushfire letter of compliance     Certificate of Impermiability (for all Lloyd Developments)			
Council has created some of the above listed Compliance Forms for use located on the website under the following link;			
http://www.waqqa.nsw.qov.au/city-of-waqqa-waqqa/planninq-dev/application-forms,-attachments,-quides-and- checklists			
Note: The Regulations require a copy of Development Consent, Construction Certificate or Complying Development Certificate, however it is noted that Council would have a copy of these documents on file, therefore additional copies are not required.			
Refund Details (If Applicable)			
Account Name			
BSB Account Number			
Date of Receipt			
Date received (to be completed by Certifying Authority)			

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# WAGGA WAGGA CITY COUNCIL ASSISTING YOU IN THE NEXT STEP OF THE PROCESS

## REQUIRED PCA SITE SIGNAGE

From the time work is first started on the site until completion, certain signage, including identification of the PCA, must be displayed in a position visible from the street (clauses 98A and 136B of the EP&A Reg 2000). There are fines for not having the correct signage displayed. These signs are forwarded as part of the Construction Certificate documentation. They may also be obtained from Council's Planning and Regulatory Directorate, or contact the Administration Team on 1300 292 442 and we will forward one to you.

### PRIOR TO BOOKING INSPECTIONS

We require the following documentation **BEFORE** you book the relevant inspection. An inspection request may not be accepted, or the inspection carried out, if these details have not been received:-

- Wall bracing details layout plan, including bracing unit types.
- Engineered floor joists layout plan, member sizes, spacings and method of connection.
- Roof trusses layout plan, identification sections, member sizes and spacings.

### **BOOKING INSPECTIONS**

We carry out inspections every weekday (except public holidays). To make an inspection booking, or to confirm requirements, please contact Development Services on 1300 292 442.

Clause 163 of the EP&A Regulation requires that the principal contractor, or the owner builder, must give the PCA **at least 48 hours notice** before each required inspection. Whilst we always endeavour to meet your inspection needs, this may not be achievable with less than 48 hours notice, and is also subject to availability.

**Additional inspections** due to staging of building works, variations in the construction sequence and reinspections as a result of incomplete or unsatisfactory works, may attract an additional inspection fee. Where the number of inspections requested exceeds the number of inspections paid for, you will be required to make payment for future inspections at current rates.

To avoid a potential reinspection and subsequent fees, it is strongly recommended that the principal contractor or owner builder ensures all works are completed and compliant prior to booking an inspection.

Please note: Legislation requires that the PCA is to carry out **all** nominated and critical stage inspections (as listed in the attached approval). An Occupation Certificate might not be issued and the building may not be able to be used or occupied where this does not occur.

### **OCCUPATION CERTIFICATE**

Legislation requires that an Occupation Certificate be issued on finalisation of work and prior to use. Only the PCA can issue the Occupation Certificate. The owner/person benefitting from the consent is required to complete and return to Council an application form for the Occupation Certificate. This can be downloaded from our website www.wagga.nsw.gov.au.