



Super Brand PTY LTD
PO Box 566
Coolangatta QLD 4225

08/05/2013

Tweed Shire Council
PO Box 816
Murwillumbah NSW 2484

Attention: Denise Galle

Dear Ms Galle,

Re: Development Application DA13/0132 for a change of use to surfboard manufacturing, extension of mezzanine level and associated signage at Lot 19 SP 80033; No. 19/23-25 Ourimbah Road Tweed Heads

We refer to your correspondence dated 19 April 2013 regarding the aforementioned development application ("the Application").

With respect to structural issues that may affect air quality I can advise that Superbrand Pty Ltd ("Superbrand") will be undertaking the following further remedial action:

1. After inspecting adjoining walls in the roof cavity it was noticed that holes were not properly sealed in the original building works. Superbrand has undertaken to rectify this at its own expense; and
2. Whirly birds are to be installed to ensure the premises remains properly ventilated overnight so that fumes do not settle and are therefore liable to impact adjoining premises at opening time.

In our view these remedial work will rectify the issues identified in the complaint to council. In this regard we note that the complainant states "that they experienced odours first thing in the morning when the surfboard premises was first opened up".

We believe that the remedial works will rectify the identified issues without requiring the expense of an Air Quality Assessment Report. We believe Superbrand should be given the opportunity to demonstrate that there will be no adverse impact on adjoining premises.

LJ.74580.

TWEED SHIRE COUNCIL	
FILE No:	DA13/0132 Pt 1
DOC. No:	
RECD:	- 9 MAY 2013
ASSIGNED TO:	NARREN J.
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You will note the **attached** reference from Stuart Eaglesham highlights that the ventilation works that have been undertaken at the premises are of the highest standard.

Further, we question whether the Air Quality Assessment Report should be required in circumstances where our ventilation clearly have been undertaken to the Building Code of Australia and AS/NZS 1668-1: 1998 & AS 1668-2-1991.

Following receipt of your correspondence Superbrand has sought a quote for an Air Quality Assessment Report to be conducted. We have been advised that such a report would cost in excess of \$6,000. Further we are advised that the request for the Report appears excessive in light of the works already meeting the required building standards.

Superbrand is also aware of the complainant who has raised issues in relation to ventilation quality at our premises. In our opinion the complainant is vexatious and has been making unsubstantiated complaints in an effort to harm our business.

As to the impact on our business we are concerned that the excessive nature of the environmental reporting may make it uneconomical for Superbrand to continue operations in the Tweed Shire Council region. We currently employ 12 people within our business in both surfboard manufacturing and clothing sales. We will unfortunately have to revisit our commitment to maintaining our base within Tweed Heads if we are constantly required to undertake excessive works as a result of unjustified complaints.

Previously, Superbrand also based its operations in the same factory complex, however in different premises. This premises had development approval for surfboard manufacturing despite the fact that the ventilation works were not to the same standard as we have installed in our current premises.

We welcome the opportunity to further engage with the Tweed Shire Council in an effort to resolve the current issues and to ensure our neighbours are not adversely impacted by ventilation issues.

If you have any further questions in relation to the above please feel free to contact me.

Yours sincerely,

Adam Fletcher
General Manager
SUPERbrand Pty Ltd

6th May, 2013

TO WHOM IT MAY CONCERN

My name is Stuart Eaglesham and this letter concerns a complaint from a neighbouring factory adjoining Super Boards, Ourimbah Road, Tweed Heads.

After installing ventilation and filter systems in many surfboard factories in the Tweed Heads and Gold Coast Area I can categorically state that the Management of Super Boards have never hesitated to proceed with any work to a minimum of Australian Standards and I consider them to be a local leader in Environment Standards and Cleanliness.

Yours faithfully

A handwritten signature in black ink, appearing to read 'Stuart Eaglesham', written in a cursive style.

Stuart Eaglesham
ABN 84 920 042 844
PO BOX 349
Coolangatta QLD 4225