



Department of Primary Industries

OUT12/32618

21 DEC 2012

Mr Daniel Gorgioski
Metropolitan and Regional Projects North
NSW Department of Planning and Infrastructure
GPO Box 39
SYDNEY NSW 2001

Daniel.Gorgioski@planning.nsw.gov.au

Dear Mr Gorgioski,

**Lakes Estate Residential Subdivision (North Boambee Valley) (MP05_0129)
Comment on the Response to Submissions Report**

I refer to your letters of 12 November 2012 to the Department of Primary Industries (DPI), and to the NSW Office of Water, a division within DPI, in respect to the above matter.

Comment by Fisheries NSW

Fisheries NSW advise the proposal is unlikely to have any direct or indirect impacts on key fish habitats and therefore has no issues to raise.

For further information please contact Patrick Dwyer, Fisheries Conservation Manager (Wollongbar office) on 02 6626 1397 or at: patrick.dwyer@dpi.nsw.gov.au.

Comment by NSW Office of Water

The NSW Office of Water advise:

- (i) in earlier correspondence from the Office, dated 6 October 2009, on this matter, concern was expressed about proposed works within the riparian corridor. The proponent's consultant has since clarified that the riparian works proposed in the Environmental Assessment are no longer proposed and the riparian areas will be retained as natural waterways.
- (ii) as such, the Office has no further comment on the proposal, however recommends the following conditions should the application be approved:
 - To aid in the protection of receiving water source quality, all stormwater runoff must be adequately treated at its source and/ or diverted through the stormwater treatment process designed for the site, prior to the stormwater being discharged to surface water and groundwater sources.
 - All works within or adjacent to waterfront land should be consistent with the NSW Office of Water *Guidelines for Controlled Activities*.
 - The applicant must obtain the relevant licences under the *Water Act 1912* and the *Water Management Act 2000* (whichever is relevant at the time application is made) for all activities that intercept or extract groundwater and surface water prior to commencement of these activities.

NSW Department of Primary Industries
Level 6, 201 Elizabeth Street, Sydney NSW 2000
PO Box K220, Haymarket NSW 1240

Tel: 02 8289 3999 Fax: 02 9286 3208 www.dpi.nsw.gov.au ABN: 72 189 919 072

- The applicant must ensure all monitoring bores and works that intersect groundwater are considered by the NSW Office of Water with respect to the need to obtain a licence. All *Form A* documentation associated with the bores must be submitted to the NSW Office of Water.

For further information please contact Christie Jackson, Planning and Assessment Coordinator (Tamworth office) on 6701 9652 or at: christie.jackson@water.nsw.gov.au.

Comment by Crown Lands

Crown Lands advise there are no outstanding concerns given there is to be no encroachment onto the Crown public roads adjoining the subject land.

It is however noted that a suggestion by the (then) Land and Property Management Authority, in its letter of 1 October 2009 in response to the exhibition of the Environmental Assessment, that the patch of remnant vegetation in the south of Lot 10 DP1071628 be retained and incorporated into a wildlife corridor has not been adopted.

For further information please contact Ian Hanson, Group Leader Natural Resource and Property Services (Grafton office) on 6640 3436, or at: Ian.Hanson@lands.nsw.gov.au.

Other matters

It should be noted that the structure of agencies has changed substantially from those referred to in earlier stage of this project. The Department of Primary Industries (DPI) is now a separate Department within the larger cluster of the Department of Trade and Investment, Regional Infrastructure & Services (NSW T&I). In terms of its divisions potentially applicable to this application, DPI itself comprises:

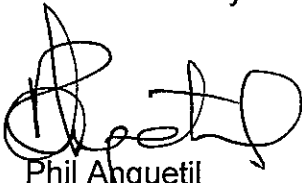
- Forests NSW
- Fisheries NSW
- NSW Office of Water
- Crown Lands

All future referrals to DPI on this matter are to be made to the following addresses. Internal referral of each matter will then be made to relevant DPI divisions.

- for electronic referrals: landuse.enquiries@industry.nsw.gov.au
- for hard copy referrals (printed documents, CD's etc):

Land Use Planning Coordinating Officer
Department of Primary Industries
Locked Bag 21
Orange. NSW 2800

Yours sincerely



Phil Anquetil

Executive Director Business Services