

Planning Secretary's Environmental Assessment Requirements

Section 4.12(8) of the *Environmental Planning and Assessment Act 1979*

Part 8 of the Environmental Planning and Assessment Regulation 2021

Application Number	SSD-131269990
Project	Mixed-use development, Parramatta Road CROYDON
Location	Lot 1 DP206411, Lot 1 DP86926, Lots A-C DP84812, Lot 1 DP 86033, Lots 100-101 DP850953 and Lot 1 DP 817488 within Burwood Local Government Area
Proponent	LSH PROPERTY (ALEXANDRIA) PTY LTD
Date of Issue	11 August 2026

Rezoning Report

Content and guidance

The concurrent rezoning should be clearly described in a Rezoning Report which includes the following information.

Issue and Assessment Requirements	Supporting Documentation
1. Rezoning proposal - Site description. - Local context. - Proposed development.	This section shall include: - The legal description of the site - Relevant maps or diagrams - Full description of the proposed development.
2. Proposed Amendments - Address all relevant legislation, environmental planning instruments (EPIs) (including drafts), plans, policies, guidelines and planning circulars. - Identify compliance with applicable development standards and provide an explanation of proposed amendments. - Land application. - Land use zoning.	An explanation of the provisions that are to be included in the proposed legislative changes. This section should be clearly stated and contain enough information on the

Issue and Assessment Requirements	Supporting Documentation
• Height of buildings. • Floor space ratio. • Minimum allotment sizes (if applicable). • Provision of affordable housing (in accordance with ministerial declaration). • Site specific provisions. • Design excellence ○ Rezoning report must include application of section 6.5 of the Burwood LEP (2012) to the entire site. • State Environmental Planning Policies (SEPPs). • Contributions. ○ State contributions. ○ Local contributions (including Affordable Rental Housing Contributions).	proposal including but not limited to proposed zones and/or development standards.
3. Strategic and Site-Specific Merit • Regional, district plans, and strategies. • Local strategic documents (e.g. LSPS, Housing Strategy) • The Department has concerns with the proposed height of 93m and FSR of 3.75:1, particularly toward the nearby southern residential area. Demonstrate that alternative scenarios have been investigated and tested to mitigate (but not limited to) bulk, scale, separation, privacy and overshadowing of the proposed development.	• The proposals demonstrated alignment with the NSW strategic planning framework or current government priority. • A proposal's demonstrated environmental, social and economic impact on the site and surrounds and ability to be accommodated within the capacity of the current and/or future infrastructure and services.
4. Relevant Issues Including, but not limited to the following: • Connecting with Country. • Environmental: • Flooding. • Bushfire. • Biodiversity. • Contamination. • Heritage. • Social and Economic:	• The section must address all relevant issues relating to the subject site and proposed changes.

Issue and Assessment Requirements	Supporting Documentation
• Urban Design. • Affordable housing. • Public benefit. • Economic impacts • Infrastructure funding and delivery: • Transport. • Utilities. • Assess the cumulative impact of the proposal. The assessment must consider other declared Housing Delivery Authority projects that are within 5km travelling distance to the site via the existing road network. The assessment is to be prepared in accordance with 'Cumulative Impact Assessment Guidelines for State Significant Projects' dated October 2022. • Address comments raised by Burwood Council in Attachment A.	
5. Consultation. • Demonstrate that engagement and consultation activities have been undertaken in accordance with the Undertaking Engagement Guidelines for State Significant Projects and identify how issues raised, and feedback received have been considered in the design of the project.	Details of consultation undertaken with Government agencies, Council or other authorities, and community consultation that is to be undertaken in relation to the proposal.
6. Annexures • Proposed statutory maps. • Table which compares existing vs proposed changes to Burwood Council LEP (2021). • Map of declared HDA projects that are within 5km travelling distance to the site via the existing road network.	Include details of the existing and proposed maps, where relevant, to identify the effect of the proposed changes and the area to which it applies.

Environmental Impact Assessment Requirements

Content and guidance

The Environmental Impact Statement (EIS) must meet the minimum form and content requirements as prescribed by Part 8 of the Environmental Planning and Assessment Regulation 2021 (EP&A Regulation) and the State Significant Development Guidelines. The EIS must also address the issues set out below. Relevant policies, guidelines and planning circulars can be found at <https://www.planningportal.nsw.gov.au/major-projects/assessment/policies-and-guidelines>

Issue and Assessment Requirements	Supporting Documentation
1. Statutory Context - The Department has concerns with the proposed height of 93m and FSR of 3.75:1, particularly toward the nearby southern residential area. Demonstrate that alternative scenarios have been investigated and tested to mitigate (but not limited to) bulk, scale, separation, privacy and overshadowing of the proposed development. - Demonstrate engagement with the Department regarding proposed height and FSR prior to lodgement of the EIS. - Where a concept proposal is pursued, demonstrate that a substantial amount of residential yield is provided for in the first detailed stage. - Address all relevant legislation, environmental planning instruments (EPIs) (including drafts), plans, policies, guidelines and planning circulars. - Identify compliance with applicable development standards and provide a detailed justification for any non-compliances. - Provide an explanation of how the development as described in the EIS is consistent with the development as was described in the request for SEARs (including any components that were not SSD) and provide a justification for any differences. - Address the requirements of any approvals applying to the site, including any concept approval, any endorsed or draft master plan, precinct plan or any recommendation from Gateway determination. - Provide an accurate summary of the detailed assessment of the impacts of the project and integrate the findings and recommendations of technical reports into the justification and evaluation of the project as a whole.	Address in EIS <u>If required:</u> Clause 4.6 Variation Request (for any non-compliances with applicable development standards)

Issue and Assessment Requirements	Supporting Documentation
• If affordable housing is being proposed, provide the name and ABN of the registered community housing provider that will be responsible for managing the affordable housing component, along with documentation confirming the provider's agreement to this responsibility. • Include detailed characterisation on the proposed development and its land uses, demonstrating they are permissible within the respective zones. Characterisation of the proposed development should be guided by planning circular PS 21-008 • Respond to recommendations in regard to GB1/25 from the 25 February 2025 Burwood Local Planning Panel Meeting. • Address comments raised by Burwood Council in Attachment A. • Address to comments raised by external agencies in Attachment B.	
2. Estimated Development Cost and Employment • Provide the estimated development cost (EDC) of the development prepared in accordance with the relevant planning circular using the Standard Form of EDC Report. • As applicable, the EDC Report must separately specify the EDC of the residential component of the development.	EDC Report
3. Contributions and Public Benefit • Address the requirements any relevant contribution plan(s), planning agreement or EPI requiring a monetary contribution, dedication of land and/or works-in-kind agreement. and include details of any proposal for further material public benefit. • Where a voluntary planning agreement is proposed, prepare a draft planning agreement in accordance with the <i>Planning agreements – Practice note - February 2021</i>.	Address in EIS <u>If required:</u> Draft planning agreement
4. Engagement • Engage with the Department regarding proposed height and FSR prior to lodgement of the EIS.	Engagement Report

Issue and Assessment Requirements	Supporting Documentation
- Engage with Burwood Council and TfNSW with regard to the proposed community facility, public domain works and upgrades which may be required; or any other opportunity to provide a public benefit. - Demonstrate that engagement and consultation activities have been undertaken in accordance with the <i>Undertaking Engagement Guidelines for State Significant Projects</i> and identify how issues raised, and feedback received have been considered in the design of the project. - If the development would have required an approval or authorisation under another Act but for the application of s 4.41 of the EP&A Act or requires an approval or authorisation under another Act to be applied consistently by s 4.42 of the EP&A Act, the agency relevant to that approval or authorisation must be consulted - Address comments raised by Burwood Council in Attachment A. - Address to comments raised by external agencies in Attachment B.	
5. Design Quality - Demonstrate how the development will achieve: - design excellence in accordance with any applicable EPI provisions. - good design in accordance with the seven objectives for good design in Better Placed. - Demonstrate that the development: - where required by an EPI or concept approval, or where proposed, has been subject to a competitive design process, carried out in accordance with an endorsed brief and Design Excellence Strategy; or - in all other instances, has been reviewed by the State Design Review Panel (SDRP) where required under the NSW SDRP: Guidelines for Project Teams. - Recommendations of the jury and Design Integrity Panel (where a competitive design process has been held) or the SDRP are to be addressed prior to lodgement.	Design Excellence Strategy (where design excellence is required by an EPI) Competition Report (where a competitive design process has been held) Design Review Report (where the project has been reviewed by the SDRP)
Built Form and Urban Design	Address in EIS Architectural Drawings

Issue and Assessment Requirements	Supporting Documentation
• Demonstrate that alternative scenarios have been investigated and tested to mitigate (but not limited to) bulk, scale, separation, privacy and overshadowing of the proposed development • Demonstrate engagement with the Department regarding proposed height and FSR prior to lodgement of the EIS. • Engage with Burwood Council and TfNSW with regard to the proposed community facility, public domain works and upgrades which may be required; or any other opportunity to provide a public benefit. • Where a concept proposal is pursued, it must be demonstrated that a substantial amount of residential yield is provided for in the first detailed stage. • Demonstrate how the proposed built form (layout, height, bulk, scale, separation, setbacks, interface and articulation) addresses and responds to the context, site characteristics, streetscape and existing and future character of the locality. Where relevant explain and illustrate the application of any bonuses under an EPI. • Review and consider potential impacts resulting from SSD-96618959 and SSD-96622458 • Respond to recommendations in regard to GB1/25 from the 25 February 2025 Burwood Local Planning Panel Meeting • Demonstrates that a significant portion of the proposed residential yield will be delivered within the first stage (where concept proposal is pursued). • Provide an assessment of the development against: ○ the design principles for residential apartment development set out in Schedule 9 of the Housing SEPP and the <i>Apartment Design Guide</i> (ADG). This should include a table which demonstrates how each dwelling (including affordable dwellings) performs against the ADG design criteria. • If affordable housing is proposed, provide a floorplan outlining the gross floor area and dwellings that are provided as affordable housing. • Address comments raised by Burwood Council in Attachment A. • Address to comments raised by external agencies in Attachment B.	Design Report Staging plan (if involving a concept) Survey Plan Schedule of Colours, Materials and Finishes Design Verification Statement

Issue and Assessment Requirements	Supporting Documentation
6. Environmental Amenity - Assess amenity impacts on the surrounding locality, including solar access, visual privacy, view loss and view sharing, as well as wind, lighting and reflectivity impacts. A high level of environmental amenity for any surrounding residential or other sensitive land uses must be demonstrated. - Provide a Pedestrian Wind Environment Study. This assessment must be informed by a Wind Tunnel Study and any mitigation measures provided in built form and not landscaping. - Provide a solar access analysis of the overshadowing impacts of the development within the site, on surrounding properties and public spaces (during winter solstice) at hourly intervals between 9am and 3pm, comparing the proposed development, existing situation and where applicable, a development with no bonuses applied. - Address comments raised by Burwood Council in Attachment A.	Shadow Diagrams Chapter 4 Housing SEPP Assessment (ADG) Wind and pedestrian impact assessment (including wind tunnel assessment) Reflectivity assessment View Impact Analysis
7. Visual Impact - Provide a visual analysis of the development from key viewpoints, including photomontages or perspectives showing the proposed and likely future development. - If the proposal would result in significant visual impact not anticipated by the planning controls, provide a visual impact assessment that addresses the visual impacts of the development on the existing catchment. - Address comments raised by Burwood Council in Attachment A.	Visual Impact Analysis Visual Impact Assessment
8. Transport - Provide a Transport Impact Assessment (TIA) in accordance with the processes and methodology recommended in the <i>Guide to Transport Impact Assessment</i> (GITA) published by TfNSW. - If the construction of the development would cause interruptions to regular pedestrian and transport routes (including public transport, active transport or general traffic), a preliminary Construction Traffic (or Transport) Management Plan (CTMP) should be prepared as part of the TIA to mitigate any such impacts.	Transport Impact Assessment Preliminary Construction Traffic (or Transport) Management Plan

Issue and Assessment Requirements	Supporting Documentation
• Address comments raised by Burwood Council in Attachment A. • Address to comments raised by external agencies in Attachment B.	
9. Noise and Vibration • Provide a noise and vibration impact assessment prepared in accordance with the relevant NSW Environment Protection Authority (EPA) guidelines. The assessment must detail construction and operational noise and vibration impacts on nearby sensitive receivers and structures and outline the proposed management and mitigation measures that would be implemented. • Address comments raised by Burwood Council in Attachment A. • Address to comments raised by external agencies in Attachment B.	Noise and Vibration Impact Assessment
10. Water Management • Detail the proposed drainage design and servicing infrastructure to be incorporated as part of the development (stormwater and wastewater). • Demonstrate how the development complies with council's drainage requirements and identify proposed stormwater treatment and water quality management measures to minimise adverse environmental impacts. • Address to comments raised by external agencies in Attachment B.	Integrated Water Management Plan
11. Ground and Groundwater Conditions • Assess potential impacts on soil resources and related infrastructure and riparian lands on and near the site and including soil erosion. • Where required provide a Groundwater Impact Assessment in accordance with relevant Groundwater Guidelines. If the proposed development is on land identified as having high salinity or acid sulfate soil potential in an EPI provide a Salinity Management Plan or Acid Sulfate Soil Management Plan that includes appropriate management measures and strategies.	Geotechnical Assessment <u>If required:</u> Groundwater Impact Assessment Salinity Management Plan Acid Sulfate Soils Management Plan

Issue and Assessment Requirements	Supporting Documentation
Address to comments raised by external agencies in Attachment B.	
12. Contamination and Remediation In accordance with Chapter 4 of the <i>State Environmental Planning Policy (Resilience and Hazards) 2021</i>, assess and quantify any soil and groundwater contamination and demonstrate that the site is suitable (or will be suitable, after remediation) for the development.	Preliminary Site Investigation Report <u>If required:</u> Detailed Site Investigation Remedial Action Plan Preliminary Long-term Environmental Management Plan
13. Trees and Landscaping - Provide a landscape plan, that: - details the proposed site planting, including location, number and species of plantings, heights of trees at maturity and proposed canopy coverage (as a percentage of the site area). - provides evidence that opportunities to retain significant trees have been explored and/or inform the plan. - If the proposal involves impacts to trees, provide an Arboricultural Impact assessment that assesses the number, location, condition and significance of trees to be removed and retained including: - any existing canopy coverage to be retained on-site. - tree root mapping. if the proposal involves significant impacts to tree-protection zones of retained trees identified as being significant	Landscape Plan <u>If required:</u> Arboricultural Impact Assessment
14. Ecologically Sustainable Development (ESD) - Identify how ESD principles (as defined in section 193 of the EP&A Regulation) are incorporated in the design and ongoing operation of the development. - Where relevant, provide an assessment of the development against the standards for non-residential development set out in Chapter 3 of <i>State Environmental Planning Policy (Sustainable Buildings) 2022</i>.	ESD Report BASIX Certificate

Issue and Assessment Requirements	Supporting Documentation
15. Biodiversity - Unless a waiver has been granted, provide a Biodiversity Development Assessment Report (BDAR) that assesses any biodiversity impacts associated with the development in accordance with the <i>Biodiversity Conservation Act 2016</i> and the <i>Biodiversity Assessment Method 2020</i>. OR - If the development is on biodiversity certified land, provide information to identify the site (using associated mapping) and demonstrate the proposed development is consistent with the relevant biodiversity measure conferred by the biodiversity certification.	Biodiversity Development Assessment Report or BDAR Waiver
16. Waste Management - Provide the measures to be implemented to manage, reuse, recycle and safely dispose of waste, including in accordance with any council waste management requirements. - Identify appropriately sited waste storage areas, collection access paths/roads, and appropriate servicing arrangements for the site.	Waste Management Plan
17. Social Impact The EIS must consider social impacts and, should any significant social impacts be identified, a Social Impact Assessment must be prepared in accordance with the <i>Social Impact Assessment Guideline for State Significant Projects</i>.	Address in EIS Social Impact Assessment in accordance with the guidelines
18. Flood Risk - Identify the flood planning area and level as set out in the relevant EPI and other supporting documents to determine; - The flood extent and velocity up to the Probable Maximum Flood and risk on-site having regard to adopted flood studies and, floodplain risk management studies and plans - The site access and egress routes - the potential effects of climate change, - any relevant provisions of the <i>NSW Flood Risk Management Manual</i>, and any other relevant guidelines	Flood Impact and Risk Assessment (FIRA)

Issue and Assessment Requirements	Supporting Documentation
- Where the development is occurring on flood prone land a flood impact and risk assessment (FIRA) must be prepared having regard to the <i>Flood Impact and Risk Assessment – Flood Risk Management Guide LU01</i>. When determining the scope and category of the FIRA the requirements outlined in the FIRA guide must be considered. - Detail any flood risk management measures that are to be incorporated as part of the development having regard to relevant guidelines (including any design solutions, flood modification measures, property modification measures, operational procedures or Flood Emergency Response Plan).	
19. Aboriginal Cultural Heritage - Where there is known, or reasonably likely, to be Aboriginal cultural heritage on or near the site demonstrate that impacts have been adequately investigated and assessed by: - Identifying that an appropriate prior planning process has already considered these impacts, e.g. a rezoning or development application, or - Providing an initial assessment of the potential impacts. - If potential impacts are significant, provide an Aboriginal Cultural Heritage Assessment Report (ACHAR) which: - Identifies, describes and assesses any impacts to Aboriginal cultural heritage sites or values associated with the site. - Is prepared in accordance with relevant guidelines.	Aboriginal Cultural Heritage Assessment Report
20. Environmental Heritage - Where there is potential for direct or indirect impacts on environmental heritage, provide a Statement of Heritage Impact and Archaeological Assessment (where required), in accordance with the relevant guidelines. - Address comments raised by Burwood Council in Attachment A.	Statement of Heritage Impact Archaeological Assessment
21. Public Space Engage with Burwood Council and TfNSW with regard to the proposed community facility, public domain works and upgrades which may be required; or any other opportunity to provide a public benefit.	Public Space Plan

Issue and Assessment Requirements	Supporting Documentation
• If public space is proposed as part of the development, demonstrate how the development: ○ maximises the amount, access to and quality of public spaces (including open space, public facilities and streets/plazas within and surrounding the site), reflecting relevant design guidelines and advice from the local council and the Department. ○ provides accessible public space. ○ maximises permeability and connectivity. ○ maximises the amenity of public spaces in line with their intended use, such as through adequate facilities, solar access, shade and wind protection. ○ maximises street activation. ○ minimises potential vehicle, bicycle and pedestrian conflicts. • Address comments raised by Burwood Council in Attachment A.	
22. Hazards and Risks • If the development is affected by above ground dangerous goods storages from the surrounding developments and/or underground high-pressure dangerous goods pipelines in the vicinity of proposal location: ○ Report on any consultation outcomes with operators. ○ Consider whether the development would cause these storages non-compliance with <i>Australian Standards</i>. • Where applicable, provide a Hazard Analysis in line with relevant guidelines and planning circular.	<u>If required:</u> Hazard Analysis
23. Essential services and utilities • Demonstrate that services that are essential for the development are available or that adequate arrangements have been made to make them available when required such as but not limited to: ○ the supply of water, ○ the supply of electricity, ○ the supply of telecommunications facilities, ○ the disposal and management of sewage,	Address in EIS Services and infrastructure report

Issue and Assessment Requirements	Supporting Documentation
○ stormwater drainage or on-site conservation, ○ suitable vehicular access. • Assess the capacity of existing services and utilities and identify any upgrades required to facilitate the development • Assess the impact of the proposal on existing utility infrastructure and service provider assets and describes how any potential impacts would be managed.	

ATTACHMENT A – Burwood Council Response to SEARs

ATTACHMENT B – External Agency Response to SEARs