



Department of Primary Industries

OUT14/32273

Mr Ashley Cheong
Industry, Key Sites and Social Projects
NSW Department of Planning and Environment
GPO Box 39
SYDNEY NSW 2001

Ashley.Cheong@planning.nsw.gov.au

Dear Mr Cheong,

**Kings Park Waste Metal Recovery, Processing and Recycling Facility
(SSD_5041) - Response to exhibition of Environmental Impact Statement**

I refer to your email dated 27 August 2014 requesting advice from the Department of Primary Industries (DPI) in respect to the above matter.

Comment by NSW Office of Water

The Office of Water has reviewed the EIS for this project and provides the following comments.

Breakfast Creek and Riparian Land

The EIS notes that "*the existing riparian vegetation within the operational boundary is sparse*" (see Section 6.6.2, page 114). Annex B (Development Consents) includes the development consent for the metal recycling facility (dated 27 November 1996), which includes a Condition of Approval 11(E) requiring that the "*landscaping is to include suitable species (including ground cover, shrubs and trees) which at maturity will provide a dense screen of vegetation*".

As it appears the revegetation objective of the 1996 consent does not appear to have been met, the Office of Water recommends that any new approval includes a condition that will require revegetation to meet the original objectives. This should be implemented through a Vegetation Management Plan prepared in accordance with the Office of Water's *Guidelines for vegetation management plans on waterfront land* (2012).

Table 7.4 – Environmental Risk Analysis

It is recommended the analysis in Table 7.4 is revised to include specific actions/mitigation measures that are proposed to mitigate potential impacts on the Breakfast Creek riparian corridor.

Table 9.1 – Summary of Mitigation Measures

It is recommended the measures proposed in Table 9.1 include the riparian corridor along Breakfast Creek as a separate issue.

The mitigation measures should include:

- a fully structured riparian corridor to be established on the site consisting of trees, shrubs and groundcover from the relevant vegetation community; and

a Vegetation Management Plan is to be prepared for the protection, rehabilitation and ongoing maintenance of the riparian corridor at the site, in accordance with the Office of Water's *Guidelines for vegetation management plans on waterfront land* (2012).

Annex N – Landscape Plan

The Landscape Plan (Annex N) does not locate the riparian corridor footprint within the site boundary. The plan appears to show that a combination of seeded lawn, native trees and shrubs are proposed to be established within the riparian corridor but it does not indicate local native groundcovers are to be established.

The riparian corridor should consist of fully structured native vegetation (including groundcover species, shrubs and trees) from the relevant local vegetation community to improve riparian habitat diversity.

It is suggested the Landscape Plan is amended to show:

- the location of Breakfast Creek;
- the location of the top of bank;
- the footprint of the riparian corridor (measured from the top of bank) within the site; and
- the riparian corridor to be planted with native plant species from relevant local vegetation community, including trees, shrubs and groundcover species.

For further information please contact Janne Grose, Planning and Assessment Coordinator (Penrith office) on 4729 8262 or at janne.grose@water.nsw.gov.au.

Yours sincerely



Kristian Holz
Policy, Legislation and Innovation