

Our Ref: SO32-T00009

29 January 2022

Ms Kiersten Fishburn
Planning Secretary
NSW Department of Planning, Industry and Environment
Locked Bag 5022
Parramatta NSW 2124

Dear Ms Fishburn

Eurobodalla Southern Storage SSD 7089 – Stage 4 Partial Clearing of the Permanent Works and Inundation Area

Further to previous correspondence regarding staging of works, please find attached the following documentation for the Eurobodalla Southern Storage project:

1. Partial Clearing of the Permanent Works and Inundation Area (Stage 4) Construction Environmental Plan (CEMP) (Condition C2);
2. Partial Clearing of the Permanent Works and Inundation Area (Stage 4) Construction Soil and Water Management Plan (CSWMP) as Appendix B of the CEMP, with associated Appendix B of the CSWMP providing evidence of satisfactory consultation with EPA, DPIE Fisheries and DPIE Water (NRAR) (Conditions A12, B13 and B14);
3. Partial Clearing of the Permanent Works and Inundation Area (Stage 4) Construction Flora and Fauna Management Plan (CFFMP, as Appendix C of the CEMP for Planning Secretary's approval (Conditions B3 and B6), with associated Appendix F of the CFFMP providing evidence of satisfactory consultation with DPIE Fisheries (Condition A12);
4. Letter from SMEC justifying the variations in the CFFMP from the project Environmental Impact Statement (EIS) with its revised clearing timeframes, and how the CFFMP meets the objectives and the intent of the Environmental Impact Statement and is compliant with the conditions of consent.

Further to the information contained in the letter from SMEC referenced in point (4) above, it is considered by Eurobodalla Shire Council that approval of the CFFMP, and its revised management and mitigation measures in relation to timing of clearing works, by the Planning Secretary would be consistent with the intent of Condition A4, which provides for revised management and mitigation measures and directions by the Planning Secretary to prevail in the extent of any inconsistency, ambiguity or conflict between them and a document listed in Condition A2(c) (i.e. the EIS).

Please don't hesitate to contact me if you need any further information to assist in your review.

Yours sincerely



Harvey Lane
Water & Sewer Project Engineer

cc Mr Mark Wisely – Senior Planning Officer – Water Assessments

