

Mr Harvey Lane
Water & Sewer Project Engineer
Eurobodalla Shire Council
PO Box 99
Moruya NSW 2537

11/03/2020

Dear Mr Lane

**Eurobodalla Southern Water Storage (SSD 7089)
Staging Strategy, Biodiversity Offset Strategy, Stage 1 CEMP**

I refer to your request seeking the Secretary's approval for:

- staging submission of plans and strategies as required under Condition A14;
- the Biodiversity Offset Strategy (BOS) as required under Condition B7; and
- the Stage 1 Construction Environmental Management Plan (CEMP) as required under Condition C2.

The Department has carefully reviewed the documents submitted and is satisfied that they meet the relevant conditions of consent for SSD 7089. Note that some editorial comments have been provided in relation to various documents that will require revision and updates to the current versions (see attachment). Accordingly, the Secretary has approved the documents listed below subject to these revisions and updates being undertaken. The Secretary's approval relates to those stages of the development outlined in the Table below.

Please ensure that the attached comments are addressed, and the approved plans and strategies are updated before being placed on the project website. An updated copy of the relevant updated documents are also to be provided to the Department.

Plan or Strategy – applicability to stage	Document
staging of development	Letter from Eurobodalla Shire Council (ESC) dated 19 December 2019
the BOS in relation to the TRIPS site only	<i>Biodiversity Offset Strategy Eurobodalla Southern Storage</i> , Revision V03 dated 26 September 2019
CEMP and sub plans (excluding Construction Traffic and Noise and Vibration Management Plan Sub Plans) for the TRIPS site clearing	<i>Eurobodalla Southern Water Supply Storage Project: Stage 1 - TRIPS Site Clearing Construction Environmental Management Plan</i> , Revision 1.1 dated 25/02/2020 including all sub plans (excluding Construction Traffic and Noise and Vibration Management Plan Sub Plans)

The Departmental notes that the submitted BOS is for the entire project. However, due to current uncertainties in relation to investigations and negotiations regarding the establishment of Biodiversity Stewardship Agreements, the BOS is only approved in relation to the TRIPS site clearing.

The submission of Construction Traffic and Noise and Vibration Management Plans Sub Plan as part of the overall CEMP is also noted. However due to the nature and short duration of the Stage 1 works, the Department does not consider that the Construction Traffic and Noise and Vibration Management Sub Plans attached to the CEMP are relevant to Stage 1. It is noted that the CEMP does contains relevant traffic and noise management measures applicable to the TRIPS site clearing.

If you wish to discuss the matter further, please contact Heather Nelson on 8217 2057 or by email heather.nelson@planning.nsw.gov.au.

Yours sincerely

A handwritten signature in black ink, appearing to be 'KH', with a stylized, flowing script.

Karen Harragon
Director, Social And Infrastructure Assessments
Social & Infrastructure Assessments

As nominee of the Planning Secretary

Attachment

Editorial comment		
CEMP	Section 1.4	p. 4 states – “TRIPs site clearing is only to occur during February and March 2020”. This a recommendation of the BAR, rather than a specific consent condition
CEMP	Section 2.1	p. 4 Table 2-1: typo “ESS”, OEH is now part of EES (Environment, Energy and Science) group – update all references to OEH
CEMP	Section 2.2	s.23 of the EP&A Act is now s.24 suggest rewording to remove “complying”, e.g. Part 4, Division 4.7 specifies the approvals and licences that are not required for approved SSD, and those that must be granted substantially consistent with the SSD consent.
CEMP	Table 2.2 P.18	Heading should reference applicant’s environmental safeguards, rather than the preceding conditions (also change Table title accordingly)
CEMP	Section 6.1	Clarify - should this be the Principal “Contractor” or Council?
CFFMP	Appendix A Weeds and pathogens management sub-plan	Figure A-1 - remove reference to <i>clandestinus</i> - <i>Bromus</i> sp in legend as per CFFMP Figure 4-1.
CFFMP	Table 3-2	Update Table 3-2 to clarify that most of this is N/A to TRIPS site clearing (also update Table 3-1 & 3-2 cross-referencing). Table 2-6 notes that the Tuross River at the TRIPS site is a major key fish habitat. Table 3-1 states no important fish habitat is present within the development site. Clarify that the TRIPS site clearing does not impact aquatic habitats. Table 3-2 re spread of Leafy Elodea – “extent/ scale” – suggest deleting comment after operation. As Leafy Elodea is present (e.g.in the Tuross River upstream of the TRIPs site) there is potential for impacts offsite (which may not be ‘low’) if fragments are transported elsewhere on equipment used for construction of the river intake and pumping station. It is noted the measures in Appendix A would address this risk.