

Mr John Vyse  
Organics Business Manager  
Bettergrow Pty Ltd  
PO Box 945  
WINDSOR NSW 2756

Our ref: EF19/12321

Dear Mr Vyse

**Subject: Request to waive requirement to prepare a Biodiversity Development Assessment Report**

I refer to your correspondence received on 3 December 2019 seeking to waive the requirement to prepare a biodiversity development assessment report (BDAR) to be submitted with the state significant development application for the Ravensworth Composting Facility Expansion.

**Description of proposed development**

The expansion of an existing resource recovery facility to process up to 200,000 tonnes per annum of organic material, including water drainage and leachate works, covered hardstand areas, an aerated composting system and associated infrastructure.

Under section 7.9(2) of the *Biodiversity Conservation Act 2016* (BC Act):

*"Any such application is to be accompanied by a biodiversity assessment report unless the Planning Agency Head and the Environment Agency Head determine that the proposed development is not likely to have any significant impact on the biodiversity values".*


This letter is to confirm that the Planning Secretary of the Department of Planning, Industry and Environment and the Chief Executive of the Environment, Energy and Science Division have determined that the proposed development as described above is not likely to have any significant impact on biodiversity values and that a BDAR is therefore not required to accompany any application for development consent for the proposed development.

Evidence that the Chief Executive of the Environment, Energy and Science Division has determined that the proposed development is not likely to have any significant impacts on biodiversity values is attached and dated 16 December 2019.

If there are any amendments to the proposed development, a fresh request for a BDAR waiver determination will be required or a BDAR may need to be prepared.

Should you have any further enquiries, please contact Bianca Thornton, Planning and Assessment, at the Department on (02) 8217 2040.

Yours sincerely



Joanna Bakopanos

**A/Director**

**Industry Assessments, Planning and Assessment**  
(as nominee of the Planning Secretary)

**Determination under clause 7.9(2) of the Biodiversity Conservation Act 2016**

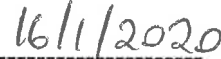
I, Joanna Bakopanos, A/Director Industry Assessments, Planning and Assessments, of the Department of Planning and Environment, under clause 7.9(2) of the *Biodiversity Conservation Act 2016*, determine that the proposed development is not likely to have any significant impact on biodiversity values and therefore a Biodiversity Development Assessment Report is not required.

**Proposed development** means the expansion of an existing resource recovery facility to process up to 200,000 tonnes per annum of organic material, including water drainage and leachate works, covered hardstand areas, an aerated composting system and associated infrastructure as detailed in the BDAR waiver application dated 3 December 2019. If the proposed development changes so that it is no longer consistent with this description, a further waiver request is required.

If you do not lodge the development application related to this determination for the proposed development within 2 years of the issue date of this determination, you must either prepare a BDAR or lodge a new request to have the BDAR requirement waived.



**Joanna Bakopanos**  
**A/Director, Industry Assessments**  
**Planning and Assessment**  
**Department of Planning, Industry and Environment**  
(as nominee of the Planning Secretary)



**Date**

***Determination under clause 7.9(2) of the Biodiversity Conservation Act 2016***

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I, Katrine O’Flaherty, A/Director Hunter Central Coast, of the Department of Planning, Industry and Environment, under clause 7.9(2) of the *Biodiversity Conservation Act 2016*, determine that the proposed development is not likely to have any significant impact on biodiversity values and therefore a Biodiversity Development Assessment Report (BDAR) **is not required**.

**Proposed development** means the development as described in Schedule 1. If the proposed development changes so that it is no longer consistent with this description, a further request to waive the requirement for a BDAR must be lodged or a BDAR prepared.

If you do not lodge the development application related to this determination for the proposed development within 2 years of the issue date of this determination, you must either prepare a BDAR or lodge a new request to have the BDAR requirement waived.



16/12/19

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**Katrine O’Flaherty**  
**A/Director Hunter Central Coast Branch**  
**Energy, Environment and Science Group**  
**Department of Planning, Industry and Environment**

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**Date**

## SCHEDULE 1 – Description of the proposed development

The proposed development is for the expansion of an existing resource recovery facility to process up to 200,000 tonnes per annum of organic material, including water drainage and leachate works, covered hardstand areas, an aerated composting system and associated infrastructure (**Figure 1**).

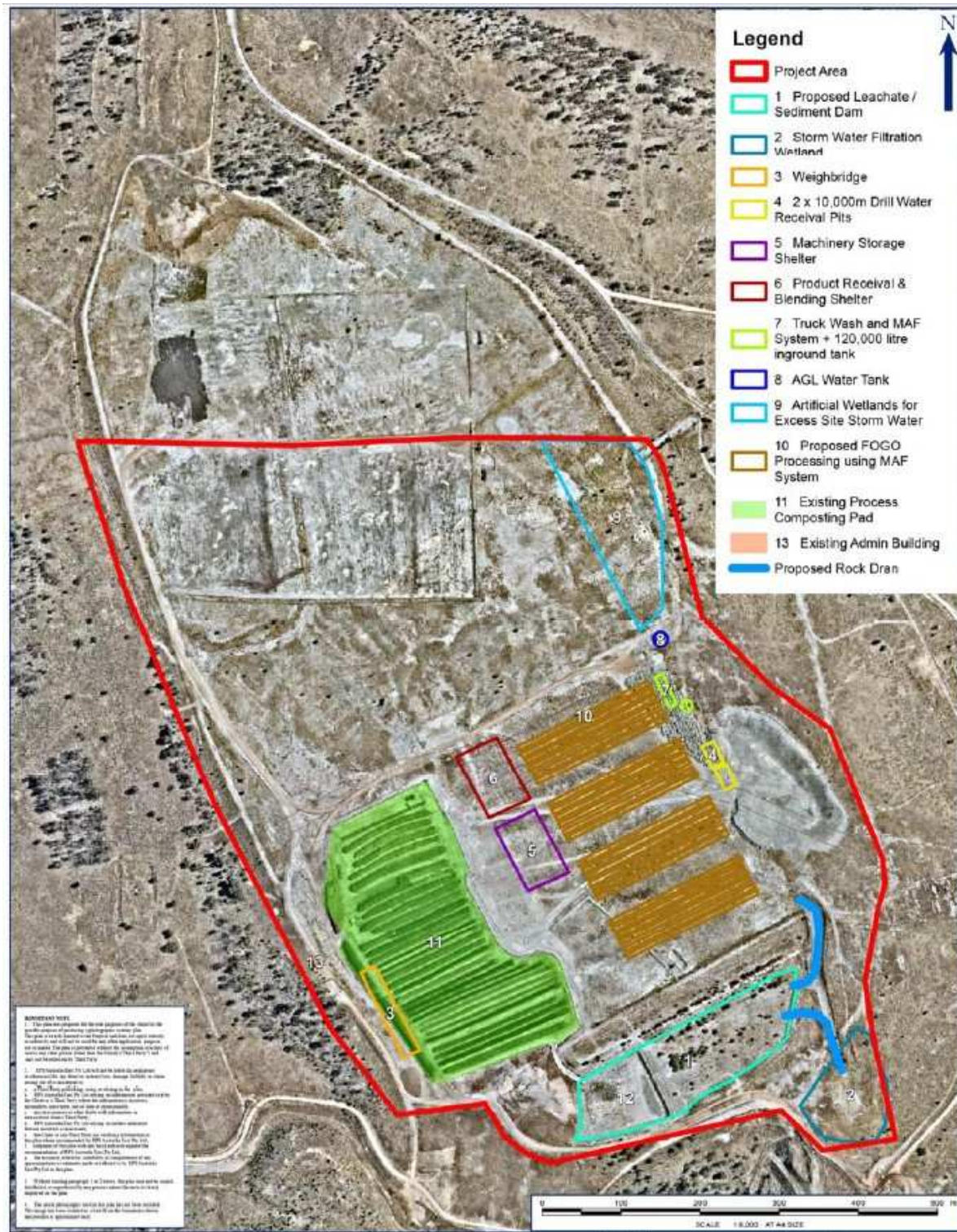


Figure 1. Map of the proposed expansion project of the nutrient recycling facility at Ravensworth.