Development Application and Planning Proposal Review NSW Planning Portal Concurrence and Referral



Land Title Lot 9 DP 253503

Authority	Authority's Reference	Agency Concurrence and Referral	Authority Contact	Authority Notification	Submission Due	Submission Made
NSW Dept. of Planning Housing & Infrastructure	SSD-23480429		Pamela Morales	20/03/2024	18/04/2024	15/04/2024

Address

253-267 Aldington Road, Kemps Creek

Scope of Development Application or Planning Proposal

Environmental Impact Statement (EIS) for Westgate Kemps Creek. Construction and operation of 4 warehouse buildings with a total floor area of 44,600 m2. Site preparation works, including demolition, bulk earthworks, road construction, site servicing, on-site detention, landscaping and subdivision.

Endeavour Energy's G/Net master facility model indicates:

Within or adjacent to the property the electrical network used in the distribution / supply of electricity are:

Electricity Infrastructure / Apparatus	Statutory allocation (road verge / roadway*)	Easement (or other form of property tenure**)	Protected works***	Freehold (adjoining or nearby)
Overhead Power Lines				
🛛 Low voltage	\boxtimes			
🛛 High voltage	\boxtimes			
Transmission voltage				
⊠ Pole / tower	\boxtimes			
Underground Cables				
Low voltage				
High voltage				
Transmission voltage				
🗆 Streetlight / pillar				
Substation				
\Box Pole mounted				
🗆 Padmount				
🗆 Indoor				
□ Zone				
Transmission				
Other:				

Low voltage extra low voltage up to 1,000 volts alternating current (a.c.).

High voltage above 1,000 volts a.c and less than 33,000 volts a.c. [33 kilovolts (kV)].

Transmission voltage 33 kV up to 132,000 volts a.c. (132 kV).

*Rights provided in a public road or reserve. The allocation depends on the classification and date of roadway dedication. ** Other form of property tenure includes but is not limited to restriction, covenant, lease, licence etc.

***Protected works under Section 53 'Protection of certain electricity works' of the *Electricity Supply Act 1995* (NSW).

Other: provide detail of electricity infrastructure / apparatus.



Endeavour Energy ABN 11 247 365 823 T 133 718 Level 40-42, 8 Parramatta Square, 10 Darcy Street Parramatta NSW 2150 PO Box 811, Seven Hills NSW 1730 endeavourenergy.com.au Relevant / applicable clause numbers from Endeavour Energy's standard conditions for Development Application and Planning Proposal Review indicated by \boxtimes .

Cond- ition	Advice	Clause No.	Issue	Detail
		1	Adjoining Sites	Adjoining or nearby development / use should be compatible with the use of Endeavour Energy's sites.
		2	Asbestos	Area identified or suspected of having asbestos or asbestos containing materials (ACM) present in the electricity network.
\boxtimes		3	Asset Planning	Applicants should not assume adequate supply is immediately available to facilitate their proposed development.
		4	Asset Relocation	Application must be made for an asset relocation / removal to determine possible solutions to the developer's requirements.
		5	Before You Dig	Before commencing any underground activity the applicant must obtain advice from the Before You Dig service.
	\boxtimes	6	Bush Fire	Risk needs to be managed to maintain the safety of customers and the communities served by the network.
		7	Construction Management	Integrity of electricity infrastructure must be maintained and not impacted by vehicle / plant operation, excessive loads, vibration, dust or moisture penetration.
		8	Contamination	Remediation may be required of soils or surfaces impacted by various forms of electricity infrastructure.
	\square	9	Demolition	All electricity infrastructure shall be regarded as live and care must be taken to not interfere with any part of the electricity network.
		10	Dispensation	If a proposal is not compliant with Endeavour Energy's engineering documents or standards, the applicant must request a dispensation.
		11	Driveways	For public / road safety and to reduce the risk of vehicle impact, the distance of driveways from electricity infrastructure should be maximised.
		12	Earthing	The construction of any building or structure connected to or in close proximity to the electrical network must be properly earthed.
		13	Easement Management	Preference is for no activities to occur in easements and they must adhere to minimum safety requirements.
		14	Easement Release	No easement is redundant or obsolete until it is released having regard to risks to its network, commercial and community interests.
		15	Easement Subdivision	The incorporation of easements into to multiple / privately owned lots is generally not supported.
		16	Emergency Contact	Endeavour Energy's emergency contact number 131 003 should be included in any relevant risk and safety management plan.
		17	Excavation	The integrity of the nearby electricity infrastructure shall not be placed at risk by the carrying out of excavation work.
		18	Flooding	Electricity infrastructure should not be subject to flood inundation or stormwater runoff.
	\boxtimes	19	Hazardous Environment	Electricity infrastructure can be susceptible to hazard sources or in some situations be regarded as a hazardous source.
\boxtimes		20	Look up and Live	Before commencing any activity near overhead power lines the applicant must obtain advice from the Look Up and Live service.
		21	Modifications	Amendments can impact on electricity load and the contestable works required to facilitate the proposed development.
		22	Network Access	Access to the electricity infrastructure may be required at any time particularly in the event of an emergency.
\boxtimes		23	Network Asset Design	Design electricity infrastructure for safety and environmental compliance consistent with safe design lifecycle principles.

Cond- ition	Advice	Clause No.	Issue	Detail
		24	Network Connection	Applicants will need to submit an appropriate application based on the maximum demand for electricity for connection of load.
		25	Protected Works	Electricity infrastructure without an easement is deemed to be lawful for all purposes under Section 53 'Protection of certain electricity works' of the <i>Electricity Supply Act</i> <i>1995</i> (NSW).
	\boxtimes	26	Prudent Avoidance	Development should avert the possible risk to health from exposure to emissions form electricity infrastructure such as electric and magnetic fields (EMF) and noise.
	\boxtimes	27	Public Safety	Public safety training resources are available to help general public / workers understand the risk and how to work safely near electricity infrastructure.
	\boxtimes	28	Removal of Electricity	Permission is required to remove service / metering and must be performed by an Accredited Service Provider.
	\boxtimes	29	Safety Clearances	Any building or structure must comply with the minimum safe distances / clearances for the applicable voltage/s of the overhead power lines.
		30	Security / Climb Points	Minimum buffers appropriate to the electricity infrastructure being protected need to be provided to avoid the creation of climb points.
		31	Service Conductors	Low voltage service conductors and customer connection points must comply with the 'Service and Installation Rules of NSW'.
	\boxtimes	32	Solar / Generation	The performance of the generation system and its effects on the network and other connected customers needs to be assessed.
	\boxtimes	33	Streetlighting	Streetlighting should be reviewed and if necessary upgraded to suit any increase in both vehicular and pedestrian traffic.
	\boxtimes	34	Sustainability	Reducing greenhouse gas emissions and helping customers save on their energy consumption and costs through new initiatives and projects to adopt sustainable energy technologies.
		35	Swimming Pools	Whenever water and electricity are in close proximity, extra care and awareness is required.
		36	Telecommunications	Address the risks associated with poor communications services to support the vital electricity supply network Infrastructure.
\boxtimes		37	Vegetation Management	Landscaping that interferes with electricity infrastructure is a potential safety risk and may result in the interruption of supply.
Decisio	n			Approve (with conditions)

Environmental Services Team

P 133 718 E Property.Development@endeavourenergy.com.au

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Dharug/Wiradjuri/Dharawal/Gundungurra/Yuin Country

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Endeavour Energy respectfully acknowledges the Traditional Custodians on whose lands we live, work, and operate and their Elders past and present.

Reason(s) for Conditions or Objection (If applicable)

- To ensure an adequate connection, the applicant will need to engage an Accredited Service Provider (ASP) of an appropriate level and class of accreditation to assess the electricity load and the proposed method of supply for the development.
- An extension or augmentation of the existing electricity distribution network will be required. Whilst there are distribution substations in the area which are likely to have some spare capacity, it is not unlimited and will not be sufficient to provide for the additional load from the proposed development.

Other factors such as the size and rating / load on the conductors and voltage drop (which can affect the quality of supply particularly with long conductor runs) etc. need to be assessed. However the extent of any works required will not be determined until the final load assessment is completed.

• The required padmount substation/s will need to be located within the property (in a suitable and accessible location) and be protected (including any associated cabling not located within a public road / reserve) with an appropriate form of property tenure as detailed in the attached copy of Endeavour Energy's 'Land Interest Guidelines For Network Connection'.

Generally it is the Level 3 Accredited Service Provider's (ASP) responsibility (engaged by the developer) to make sure substation location and design complies with Endeavour Energy's standards the suitability of access, safety clearances, fire ratings, flooding etc. If the substation does not comply with Endeavour Energy's standards, the applicant must request a dispensation.

For further information please also refer to the attached copies of Endeavour Energy's:

- o Mains Design Instruction MDI 0044 'Easements and Property Tenure Rights'.
- o Guide to Fencing, Retaining Walls and Maintenance Around Padmount Substations.
- Endeavour Energy's network asset design policy is generally to progressively underground all new urban developments. All new cabling / reticulation infrastructure must be of an underground construction type. Where existing overhead construction is present on or in proximity of the site, it may require undergrounding as the development proceeds.
- The Civil Design Report prepared by AT&L dated October 2023 includes the following regarding whether electricity services are available and adequate for the development.

4. SERVICES - EXISTING AND PROPOSED

4.4. Electrical

Existing

From our desktop review including reviewing the Dial Before You Dig (DBYD) information, there is power in the area. 11kV & 240V overhead powerlines run along the western side of Aldington Road, and there is no underground power.

There is a 60m wide electricity easement crossing the site which generally prohibits the construction of any above-ground structures. Roads and drainage infrastructure are generally permissible in the easement, noting that Transgrid estimates a pylon to be every 400m with a 60x60m pad.

Given the relatively small size of the Site power should be sourced from either the ESR development just to the south or the FKC development in the north, along Aldington Road. This would involve the construction of a short lead-in, noting lead-in electrical infrastructure is developer-funded.

Individual warehouse electrical substations are shown on the Masterplan by Nettleton Tribe drawing 12253_DA002 and AT&L Service and Utilities coordination plans 21-860-C401 & C402.

- The below extract of the Stage 1 Masterplan shows provisions for four padmount substations.
- Endeavour Energy's Asset Planning and Performance and Customer Network Solutions Branches have provided the following advice:

- 1. Asset Planning and Performance will assess and advise the method of supply when the applicant's Level 3 Accredited Service Provider (ASP3) load application is received via Customer Network Solutions branch.
- 2. Desktop calculations at this point in time indicate a total site load of approximately 1.2 megavolt amperes (MVA) is expected but is subject to actual maximum demand calculations submitted by the customer and is dependent on the expected fit-out or tenant type per warehouse which may increase the power requirement.
- 3. Aldington Road is currently being reconstructed by the group of developers along Aldington Road as a condition requirement by Penrith City Council and as such the existing 22 (kilovolt) kV overhead electricity network is being undergrounded and in accordance with advice provided by Endeavour Energy (EE).
- 4. Multiple developers are also installing dedicated 22 kV underground feeders to their estates from EE's South Erskine Park Zone Substation (ZS) situated within the Oakdale West Estate, and interconnecting these to each other and the Aldington Road feeder at specific locations under the advice of the EE.
- 5. Smaller developments such as Westgate with an estimated 1.2 MVA would not be required to install a dedicated feeder, however should be able to be serviced by the Aldington Road feeder. EE may still require interconnection with other nearby feeders to provide restoration capability during network contingency events and will be advised.
- 6. The Aldington Road feeder capacity has almost been fully allocated / exhausted by several smaller and mid-sized estates including the tentative connection of Westgate (based on a 1.2 MVA estimated assessed load). EE does not reserve capacity and therefore the Aldington Road feeder capacity may be exhausted by other applications as received in the meantime on a first in first served basis, if this occurs then EE will advise an alternate connection point where suitable capacity can be sourced and which may be much further away from the site location.
- 7. The Mamre Road Precinct (MRP) is reticulated in 22 kV and therefore all substation and cable assets are to be 22 kV installed and operated, EE may specify for Supervisory Control and Data Acquisition (SCADA) automated switchgear where applicable.
- The minimum required safety clearances and controls for building and structures (whether temporary or permanent) and working near overhead power lines must be maintained at all times. If there is any doubt whatsoever regarding the safety clearances to the overhead power lines, the applicant will need to have the safety clearances assessed by a suitably qualified electrical engineer / Accredited Service Provider (ASP).

Even if there is no issue with the safety clearances to the building and structures, consideration must be given to WorkCover (now SafeWork NSW) 'Work Near Overhead Power Lines Code of Practice 2006' eg. ordinary persons must maintain a minimum safe approach distance of 3.0 metres to all voltages up to and including 132,000 volts / 132 kilovolt (kV) and includes the following requirements for work near low voltage overhead power / service lines.

Ordinary Persons (m)						
Hand held tools	Operation of crane or mobile plant	Handling of metal materials (Scaffolding, roofing, guttering, pipes, etc)	Handling of non-conductive materials (Timber, plywood, PVC pipes and guttering, etc)	Driving or operating vehicle		
0.5	3.0	4.0	1.5	0.6		

TABLE 4

Approach distances for work near low voltage overhead service lines

• Driveways should be designed to increase the separation to the any electricity infrastructure as much as reasonably possible.

 The planting of large / deep rooted trees near electricity infrastructure is opposed by Endeavour Energy. Existing trees which are of low ecological significance in proximity of electricity infrastructure should be removed and if necessary replaced by an alternative smaller planting. The landscape designer will need to ensure any planting near electricity infrastructure achieves Endeavour Energy's vegetation management requirements.

No planting of trees is allowed in the easement for a padmount substation. Screening vegetation around a padmount substation should be planted a minimum distance of 800mm plus half of the mature canopy width from the substation easement and have shallow / non-invasive roots. This is to avoid trees growing over the easement as falling branches may damage the cubicle and tree roots the underground cables. All vegetation is to be maintained in such a manner that it will allow unrestricted access by electrical workers to the substation easement all times.

Endeavour Energy's G/Net master facility model.

The advice provided regarding the extent of the electricity infrastructure on or near the site is based on a desk top review of Endeavour Energy's G/Net master facility model. This is a computer based geographic information system which holds the data on and is used to map the electricity network. The location, extent and type of any electricity infrastructure, boundaries etc. shown on the plan is indicative only. In addition it must be recognised that the electricity network is constantly extended, augmented and modified and there is a delay from the completion and commissioning of these works until their capture in the model. It only shows the Endeavour Energy electricity network and does not show electricity infrastructure belonging to other authorities or customers owned electrical equipment beyond the customer connection point / point of supply to the property.

Easement (or other form of property tenure).

Title searches will confirm the current owners of a property and shows any registered interests affecting the property such as an easement. Not all interests eg. short term leases and licences are registered on the title. Not all easements for electricity infrastructure will necessarily benefit Endeavour Energy eg. there may be interallotment / easements appurtenant to the land particularly for low voltage service conductors / customer connections. For further advice please refer to Endeavour Energy's:

- Land Interest Guidelines for Network Connection Works.
- Mains Design Instruction MDI 0044 'Easements and Property Tenure Rights'.

Condition or Advice

With Endeavour Energy's Development Application and Planning Proposal Review process / system the intent of the 'Standard Conditions' being indicated as either a 'Condition' or 'Advice' essentially depends on the risk associated with the matter. If the matter is one that is likely or very likely to be an issue / needed to be addressed by the applicant and may require corrective action, then it is marked as a 'Condition'. If the matter is likely and the consequences of the applicant not addressing it are lower or can be readily rectified, then it is marked as 'Advice'. If the matter is considered to be not applicable / relevant then it is not marked as either.

For example, the obtaining advice from the Before You Dig service in accordance with the requirements of the *Electricity Supply Act 1995* (NSW) and associated Regulations is a standard / regulatory requirement and will be generally indicated as 'Condition'. If the Site Plan from Endeavour Energy's G/Net Master Facility Model indicates there is no underground electricity infrastructure it will be indicated as 'Advice' as a precaution and in regard to any other underground utilities.

Not all of the matters may be directly or immediately relevant or significant to the Development Application or Planning Proposal. However, Endeavour Energy's preference is to alert proponents / applicants of the potential matters that may arise should development within closer proximity of the existing and/or required electricity infrastructure needed to facilitate the proposed development on or in the vicinity of the site occur. Even if a matter is not indicated a 'Condition' or 'Advice', applicants are encouraged to review all of the 'Standard Conditions' as some matters may not have been evident from the information provided with the Development Application and of which the applicant may have additional knowledge.

Decision

In the NSW Planning Portal for the 'Agency response', as Endeavour Energy is not a concurring authority under the provision of the *Environmental Planning and Assessment Act 1979* (NSW), it does not 'Approve' or 'Refuse' a Development Application in the Portal. It will 'Approve (with conditions)' (which may 'Object' in the submission and detail the matters requiring resolution), or if all the matters in the submission are marked are for 'Advice', the outcome of the assessment will also be 'Advice'.

Objection

Endeavour Energy may object to a Development Application if the conditions may substantially impact the proposed development or regarded as a significant risk to the electricity distribution network. Although Council may be able to appropriately condition these matters, Endeavour Energy's recommendation is to address the matters prior to Council granting any consent. This can assist in avoiding the need to later seek modification of an approved Development Application.

Please note Endeavour Energy can only assess the Development Application based on the information provided by the applicant and Council. Due to time and resource constraints it is not possible to refer all development application notifications to the relevant internal stakeholders for review and advice or to request additional information from the applicant or Council. Applicants should be providing proper detailed plans of the electricity infrastructure / easements on or near the site and address the potential impacts of the proposed development thereon in the Statement of Environmental Effects. The provision of inadequate detail may result in Endeavour Energy objecting to the Development Application.

Further Advice

The 'Standard Conditions' include additional advice and contact details and further information is also available on Endeavour Energy's website at https://www.endeavourenergy.com.au/.

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Endeavour Energy	Outages	Your energy	Safety	In the commu	inity Modern gr	rid Sear	ch Q

To resolve any objection or to seek further advice the following are the main contacts and can be reached by calling Endeavour Energy via Head Office enquiries on business days from 9am - 4:30pm on telephone: 133 718. For other matters the contact details are included in Endeavour Energy's standard conditions for Development Application and Planning Proposal Review. Whilst the Environmental Services Team are able to provide general advice, the resolution / approval of any matter/s rests with the relevant contact related to the matter/s.

Branch / Section	Matters	Email
Customer Network Solutions	Electricity supply or asset relocation who are responsible for managing the conditions of supply with the applicant and their Accredited Service Provider (ASP).	CWAdmin@endeavourenergy.com.au
Easements Officers	Easement management or protected works / assets.	Easements@endeavourenergy.com.au
Property	Property tenure eg. the creation or release of easements.	network_property@endeavourenergy.com.au
Field Operations (to the relevant Field Service Centre).	Safety advice for building or working near electrical assets in public areas (including zone and transmission substations).	Construction.Works@endeavourenergy.com.au

Please note Endeavour Energy's above contacts do not have access to the NSW Planning Portal. To resolve any matters direct contact should be made with the responsible contact. This will avoid double handling and possible delays in responding to the applicant / Council.

Accredited Service Providers

The Accredited Service Provider (ASP) scheme accredits organisations to perform contestable work on the NSW electricity distribution network. Contestable works are works that are required for the electricity distribution network provider to supply the load in the power lines where a new or altered connection is being requested.

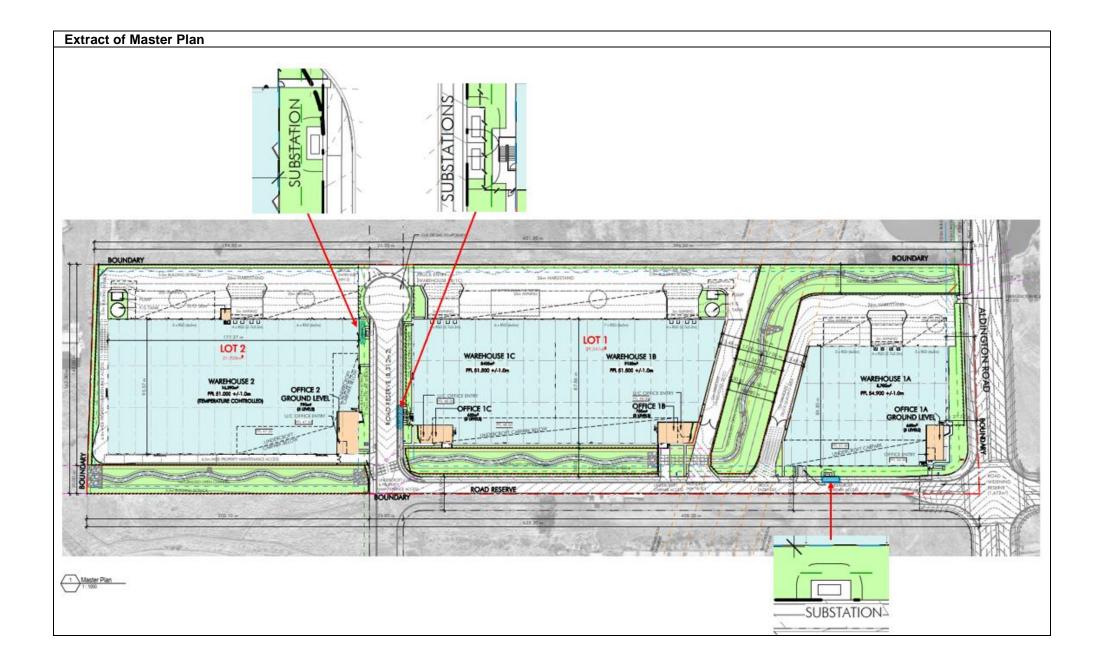
Endeavour Energy is urging applicants / customers to engage with an ASP prior to finalising plans to in order to assess and incorporate any required electricity infrastructure as well as addressing safety issues such as safety clearances. In so doing the consideration can also be given to its impact on the other aspects of the proposed development. This can assist in avoiding the making of amendments to the plan or possibly the need to later seek modification of an approved development application.

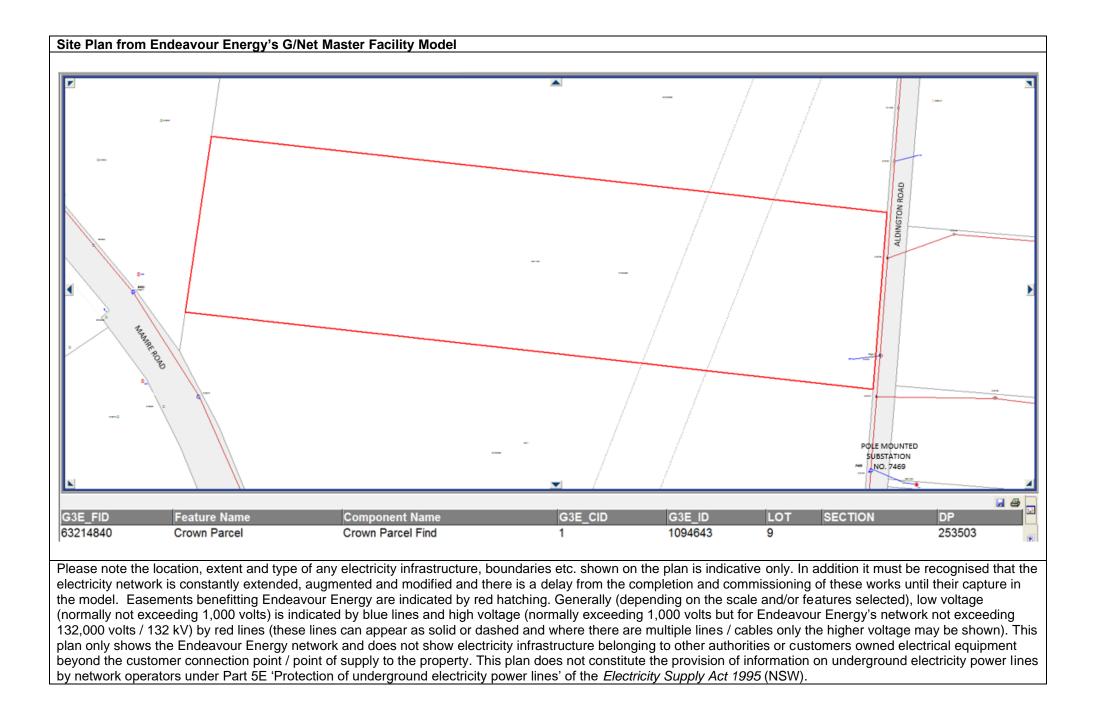
Details of the ASP Scheme which accredits organisations to perform contestable work on the NSW electricity distribution network are available via the following link to the Energy NSW website at https://www.energysaver.nsw.gov.au/get-energy-smart/dealing-energy-providers/installing-or-altering-your-electricity-service.

Duty of Care

All individuals have a duty of care they must observe when working in the vicinity of electricity infrastructure. Before you do anything:

- 1) Contact Before You Dig and Look Up and Live to obtain the details of the electricity infrastructure on or near the site noting they are a guide only to what might be in the area and may not be entirely accurate.
- 2) Comply with the conditions and consider the advice provided above.
- 3) If needed contact Endeavour Energy on 133 718 or the contacts provided above for assistance.
- 4) **DO NOT** attempt any work near electricity infrastructure until all required approvals and safety measures are in place.
- 5) Proceed only if you have satisfied yourself it is safe.
- 6) Always remember, even the briefest contact with electricity at any voltage can have serious consequences to a person's health and safety and can be fatal.





LEGEND	
PS	Padmount substation
	Indoor substation
G	Ground substation
<u> </u>	Kiosk substation
COT	Cottage substation
\bigcirc	Pole mounted substation
HC	High voltage customer substation
MU	Metering unit
SS	Switch station
ISS	Indoor switch station
(AT)	Voltage regulator
$\overline{\Box}$	Customer connection point
	Low voltage pillar
	Streetlight column
	Life support customer
Ň	Tower
$\overline{\mathbf{O}}$	Pole
Ŏ	Pole with streetlight
Ō	Customer owned / private pole
	Cable pit
LB	Load break switch
AR	Recloser
	Proposed removed
	Easement
	Subject site

