



OUT19/7462

William Hodgkinson
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NSW Department of Planning, Industry and Environment

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Dear Mr Hodgkinson

**Kemps Creek Warehouse, Logistics and Industrial Facilities Hub (SSD 9522)
Environmental Assessment**

I refer to your email of 5th June 2019 to the Department of Planning, Industry and Environment (DPIE) – Lands, Water and Department of Primary Industries (DPI) about the above matter.

The following advice for you to consider is from relevant branches of Lands & Water and DPI.

DPIE – Water and Natural Resources Access Regulator

- The proponent needs to identify water take requirements for the construction phase of the project, and demonstrate that take of water is appropriately licensed under the Water Management Act 2000.
- Works on waterfront land should be carried out in accordance with the Guidelines for Controlled Activities (2012) <https://www.industry.nsw.gov.au/water/licensing-trade/approvals/controlled-activities>. Asset protection zones should also be located outside of Vegetation Riparian Zones and areas of riparian offsetting should be identified.

DPI - Agriculture

- While it is acknowledged that this development is within the Western Sydney Employment Area there is little information provided as to why this site should be developed ahead of the planning framework proposed for the Aerotropolis. It could be maintained as productive rural land until an appropriate sequence of development was determined, particularly noting that the Agricultural Impact Statement supporting the proposal notes the rapid decline in the Agricultural industry in Western Sydney over the past decade.

DPI - Fisheries

- Additional sediment controls are required along South Creek. Appendix 11 – Overland Flow Report proposes the installation of a single silt fence along the top of the bank of South Creek. Due to the scale of the earthworks at Kemps Creek, and recent increases in sediment input to South Creek from other construction sites, Fisheries recommends that three parallel silt fences be installed to protect South Creek from sediment runoff. This would involve.
 1. One silt fence installed at the top of the bank,
 2. A second silt fence parallel and offset 10m from top of bank,
 3. A third silt fence parallel and offset 20m from top of bank.During short periods where work is required within 20m of the bank, these offsets may be reduced to 5m each.
- Any flows directed to South Creek, including water diversion drains must have erosion and sedimentation controls installed to ensure that sediment is not being transferred to the creek.

Any further referrals to DPIE – Lands, Water and DPI can be sent by email to:
landuse.enquiries@dpi.nsw.gov.au.

Yours sincerely



Liz Rogers
Manager, Assessments
DPIE Water – Strategic Relations
1st August 2019