



10 June 2021

TfNSW Reference: SYD16/01747/07

Client Reference: SSD 7709 MOD 2

Director

Department of Planning, Industry and Environmental

GPO Box 39

SYDNEY NSW 2001

Attention: **Carl Dumpleton**

**MODIFICATION TO CONSTRUCTION RELATED CONDITIONS, MOOREBANK
PRECINCT WEST STAGE 2 - MOOREBANK AVENUE AND ANZAC ROAD
INTERSECTION UPGRADE, MOOREBANK**

Dear Sir/Madam,

Reference is made to your correspondence dated 16 May 2021, to review the proposed modification application (SSD 7709 MOD 2) which was referred to Transport for NSW (TfNSW) for comment.

TfNSW has reviewed the modification application and objects to the proposed changes to TfNSW Condition B87 for the following reasons:

1. The intention of TfNSW Condition B87 is to ensure that existing utilities and services currently within Moorebank Avenue are relocated to the back of the kerb for maintenance reasons.
2. The applicant has not provided adequate justification for the proposed relocation of the overhead transmission line described as *'existing overhead 33KV (high voltage) transmission line running along the southern side of Anzac Road to Moorebank Avenue, to the northern side of the road and under the pavement within the roadway'*, including reasons why the transmission line needs to be within the roadway and not behind the back of the kerb. The applicant has also not provided a plan or map that clearly shows the land or road impacted by the proposed relocation of utilities.

It also appears that the proposed relocation of the existing overhead 33KV (high voltage) transmission line on Anzac Road is outside the scope and area the subject of the Moorebank Precinct West Stage 2 SSD consent.

For these reasons, TfNSW considers that there is insufficient information provided to properly assess this proposed modification application. Furthermore, if the proposed land and road to be impacted is outside the scope and area of the Moorebank Precinct West Stage 2 SSD consent, TfNSW submits that the proposed modification application

is not considered to be of minimal environmental impact under section 4.55(1A) of the *Environmental Planning and Assessment (EP&A Act) 1979* as stated in the application.

3. The applicant should provide evidence that Liverpool City Council has given written support to the relocation of the existing overhead 33KV (high voltage) transmission line on Anzac Road. This is because Liverpool City Council is the owner and roads authority for Anzac Road.

TfNSW considers that these works should be adequately assessed, and if able to be approved, be addressed pursuant to a separate condition(s) to be provided by Liverpool City Council, not by way of modification to Condition B87. However, potential amendments to the consent conditions can only be properly considered by TfNSW once the proponent has provided the requested information above.

4. The Department of Planning, Industry and Environment needs to be satisfied that the proposed relocation of an existing overhead 33KV (high voltage) transmission line on Anzac Road is permissible under section 4.55 of the EP&A Act.
5. TfNSW notes that the plan provided in Appendix B - Updated MPW Masterplan entitled "*Access Masterplan*" dated April 2021 of the proposed modification application does not appear to form part of this application, nor has it been assessed and is therefore irrelevant, and as such should be disregarded.

If you have any further questions, Mr. Felix Liu would be pleased to take your call on 8849 2113 or email development.sydney@rms.nsw.gov.au. I hope this has been of assistance.

Yours sincerely,



Malgy Coman
Senior Land Use Planner