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Office of Environment & Heritage
c/o NSW Department of Planning and Environment
GPO Box 39
Sydney NSW 2001

Attention: Jason Maslen

**ST ALOYSIUS' COLLEGE SSDA 8669
WAIVER FOR BIODIVERSITY DEVELOPMENT ASSESSMENT REPORT (BDAR)**

Dear Jason

Willowtree Planning, on behalf of our client St Aloysius' College, write to Department of Planning & Environment to formally request a waiver to the requirement for the preparation of a Biodiversity Development Assessment Report (BDAR) in relation to SSDA 8669. SSDA 8669 in relation to Concept Master Plan and Stage 1 Built Form Approval for the following sites:

- Junior Campus: 29 Burton Street, Kirribilli
- Senior Campus: 1-5 Jeffreys Street, Kirribilli
- Main Campus: 47 Upper Pitt Street, Kirribilli

In accordance with the *Biodiversity Conservation Act 2016* (BC Act), Section 7.9 (2) of the BC Act requires SSD applications be accompanied by a BDAR, unless the Planning Agency Head and the Environment Agency Head determine that the proposed development is not likely to have significant impact on biodiversity values, and as such a BDAR is not required to be prepared. For a waiver to be applied for the future development of the Site, it needs to be demonstrated that the biodiversity values, as defined under the BC Act and the *Biodiversity Conservation Regulation 2017* (BC Regulation), will not be significantly impacted.

An Assessment Report has been prepared by Cumberland Ecology (**Appendix 1**) to consider the biodiversity values of the subject sites and whether the preparation of a BDAR is required to support the proposed Concept Master Plan and Stage 1 Detailed Built Form Approval under SSDA 8669. On the basis of the investigations, it is the opinion Cumberland Ecology that the preparation of a BDAR is not necessary due to the low likelihood of impacts to biodiversity. Therefore, it is recommended that a wavier for the preparation of a BDAR be sought from the Department of Planning and Environment.

In light of the above, Willowtree Planning formally requests a wavier for the preparation of a BDAR in relation SSDA 8669.

We trust the provided information satisfies the requirements of Department of Planning & Environment, as well as the Office of Environment & Heritage.

Please do not hesitate to contact the undersigned on 0499 888 691.

Kind regards



Ashleigh Smith
Senior Town Planner
Willowtree Planning Pty Ltd
ACN 146 035 707

ENCLOSED:

- **Appendix 1:** Biodiversity Assessment prepared by Cumberland Ecology