

**From:** [Gavin Cherry](#)  
**To:** [Chris Eldred](#)  
**Cc:** [Katelyn Davies - Penrith](#)  
**Subject:** Penrith Council Comments on Transport for NSW aDVCE - Penrith Lakes Employment Lands Subdivision and Works - (DA 9876 MOD 1)  
**Date:** Thursday, 24 August 2023 3:23:24 PM  
**Attachments:** [image004.png](#)  
[image007.png](#)  
[image010.png](#)  
[image011.png](#)  
[image012.png](#)  
[20230814 - TfNSW Response - SYD23-00324-05 - Removal of Left Turn Lane - 14-98 Old Castlereagh Road, Penrith.pdf](#)

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Afternoon Chris

Thankyou for sending Council a copy of the attached advice. This has been very much appreciated.

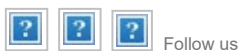
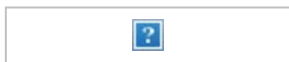
We have reviewed the comments from Transport for NSW and would also concur with their position. Whilst we do appreciate this is ultimately a matter affecting the operation of the State Road, I am advised from Council's Traffic Engineering Team that retention of the required left turn lane from Castlereagh Road into Lugard Street will assist to mitigate the impact of the development on traffic flow and queuing on the road network.

regards

Gavin

**Gavin Cherry**  
**Development Assessment Coordinator**  
**Development Services**

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[www.penrithcity.nsw.gov.au](http://www.penrithcity.nsw.gov.au)



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**From:** Chris Eldred <[Christopher.Eldred@dpie.nsw.gov.au](mailto:Christopher.Eldred@dpie.nsw.gov.au)>

**Sent:** Wednesday, August 16, 2023 3:32 PM

**To:** Gavin Cherry <[gavin.cherry@penrith.city](mailto:gavin.cherry@penrith.city)>

**Cc:** Erin Murphy <[erin.murphy@dpie.nsw.gov.au](mailto:erin.murphy@dpie.nsw.gov.au)>

**Subject:** FW: Comments in Response to Re-referral of Traffic Information - Penrith Lakes Employment Lands Subdivision and Works - (DA 9876 MOD 1)

**EXTERNAL EMAIL: This email was received from outside the organisation.  
Use caution when clicking any links or opening attachments.**

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Hi Gavin,

I refer to the below email regarding Penrith Lakes Employment Lands Subdivision and Works - (DA 9876 MOD 1) and the request to review TfNSW comments prior to providing further comment on the Mod. The Department has received the attached advice from TfNSW and is forwarding to Council to review. A response within 7 days would be appreciated.

Should you have any questions, please feel free to contact me.

Regards,

**Chris Eldred**

**Senior Planning Officer, Regional Assessments**

Planning and Assessment | Department of Planning and Environment

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*The Department of Planning and Environment acknowledges that it stands on Aboriginal land.*

*We acknowledge the traditional custodians of the land and we show our respect for elders past, present and emerging through thoughtful and collaborative approaches to our work, seeking to demonstrate our ongoing commitment to providing places in which Aboriginal people are included socially, culturally and economically.*

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**From:** Michelle Niles

**Sent:** Wednesday, 21 June 2023 9:10 AM

**To:** Gavin Cherry <[gavin.cherry@penrith.city](mailto:gavin.cherry@penrith.city)>

**Cc:** Kate Smith <[kate.smith@penrith.city](mailto:kate.smith@penrith.city)>; Joshua Hull <[Joshua.Hull@penrith.city](mailto:Joshua.Hull@penrith.city)>

**Subject:** RE: Comments in Response to Re-referral of Traffic Information - Penrith Lakes Employment Lands Subdivision and Works - (DA 9876 MOD 1)

Morning Gavin,

Thanks for your response and apologies for my delayed response.

I can forward you a copy of TfNSW response on the additional information when(/if) it is provided for your consideration however please note that the assessment of the modification will continue. As such, should Council wish to provide any comment on the additional information it is recommended that the response be provided as early as possible.

Kind regards,

**Michelle Niles** (she/her)

Acting Team Leader, Regional Assessments

Planning and Assessment

**Department of Planning and Environment**

T (02) 9274 6272 | E [michelle.niles@planning.nsw.gov.au](mailto:michelle.niles@planning.nsw.gov.au)

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I acknowledge the traditional custodians of the land and pay respects to Elders past and present. I also acknowledge all the Aboriginal and Torres Strait Islander staff working with NSW Government at this time.

Please consider the environment before printing this email.

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**From:** Gavin Cherry <[gavin.cherry@penrith.city](mailto:gavin.cherry@penrith.city)>  
**Sent:** Friday, 9 June 2023 5:28 PM  
**To:** Michelle Niles <[Michelle.Niles@planning.nsw.gov.au](mailto:Michelle.Niles@planning.nsw.gov.au)>  
**Cc:** Kate Smith <[kate.smith@penrith.city](mailto:kate.smith@penrith.city)>; Joshua Hull <[Joshua.Hull@penrith.city](mailto:Joshua.Hull@penrith.city)>  
**Subject:** Comments in Response to Re-referral of Traffic Information - Penrith Lakes Employment Lands Subdivision and Works - (DA 9876 MOD 1)

Afternoon Michelle

As per below email dated 15 March 2023, Council previously noted that the requirements in the consent did not originate from Penrith Council.

We also requested the provision of Transport for NSW advice which I don't believe was made available to us for comment, prior to it being issued to the applicant.

The response now received again relates to requirements of Transport for NSW and their non-support of the modification application.

The receipt of the applicant's response is noted however as previously advised, for Council to be able to comment on the implications of the proposal. we need to be provided with Transport for NSW's further response and position on this additional information.

Can you please ensure that the further position from Transport for NSW when issued, is provided to Council with at least 7 x days afforded to us to review and provide comment. It is not efficient or appropriate for Council to review the revised information until Transport for NSW's position is understood.

Your assistance to provide Transport's comments when available would be appreciated.

regards

**Gavin Cherry**  
**Development Assessment Coordinator**  
**Development Services**

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**From:** Michelle Niles <[Michelle.Niles@planning.nsw.gov.au](mailto:Michelle.Niles@planning.nsw.gov.au)>  
**Sent:** Friday, June 9, 2023 6:54 AM  
**To:** Gavin Cherry <[gavin.cherry@penrith.city](mailto:gavin.cherry@penrith.city)>  
**Cc:** Kate Smith <[kate.smith@penrith.city](mailto:kate.smith@penrith.city)>; Joshua Hull <[Joshua.Hull@penrith.city](mailto:Joshua.Hull@penrith.city)>  
**Subject:** RE: Penrith Council Submission Comment - Penrith Lakes Employment Lands Subdivision and Works - (DA 9876 MOD 1)

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Good morning Gavin,

The Applicant for Modification 1 to the Penrith Lakes Employment Lands Subdivision and Works development consent (DA 9876) has provided a response to the additional information requested by the Department. A copy of this response is attached and will also be available on the Departments website later today.

The Department would like to provide Council with an opportunity to review the Applicants response. Any further comments on the modification application should be received no later than **Friday 23 June 2023**.

As requested below, a copy of the TfNSW advice received during the notification period is attached.

If you have any questions, please feel free to contact me.

Kind regards,

Michelle Niles (she/her)  
Acting Team Leader, Regional Assessments  
Planning and Assessment  
Department of Planning and Environment

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I acknowledge the traditional custodians of the land and pay respects to Elders past and present. I also acknowledge all the Aboriginal and Torres Strait Islander staff working with NSW Government

at this time.

Please consider the environment before printing this email.

-----Original Message-----

From: Gavin Cherry <[gavin.cherry@penrith.city](mailto:gavin.cherry@penrith.city)>

Sent: Wednesday, 15 March 2023 4:37 PM

To: Michelle Niles <[Michelle.Niles@planning.nsw.gov.au](mailto:Michelle.Niles@planning.nsw.gov.au)>

Cc: Kate Smith <[kate.smith@penrith.city](mailto:kate.smith@penrith.city)>; Joshua Hull <[Joshua.Hull@penrith.city](mailto:Joshua.Hull@penrith.city)>

Subject: Penrith Council Submission Comment - Penrith Lakes Employment Lands Subdivision and Works - (DA 9876 MOD 1)

Afternoon Michelle,

I refer to the attached notice.

I note that Council did not request or inform the conditions of consent that are now subject of the modification application.

I also note that the road authority for Castlereagh Road (subject of the deceleration lane requirements) is Transport for NSW with a small implication for Council in the local road as it continues west from the intersection.

In the first instance, comments from Transport for NSW should be secured and provided to Council to then allow consideration of the resulting implications. It is also considered that Transport for NSW become a concurrence authority under the Roads Act by virtue of the conditioned road works.

Regards

Gavin Cherry  
Development Assessment Coordinator  
Development Services

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