

ASSESSMENT OF SITES PROPOSED FOR REZONING

draft Corowa Local Environmental Plan 2011

DIRECTOR ENVIRONMENTAL AND PLANNING SERVICES' REPORT AS SUBMITTED TO AN ORDINARY MEETING OF THE COROWA SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, COROWA ON 15 APRIL 2014.

MAYOR .

GENERAL MANAGER _

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DIRECTOR ENVIRONMENTAL AND PLANNING SERVICES' REPORT AS SUBMITTED TO AN ORDINARY MEETING OF THE COROWA SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, COROWA ON 15 APRIL 2014.

MAYOR _____

Environmental assessment:

Environmental assessment

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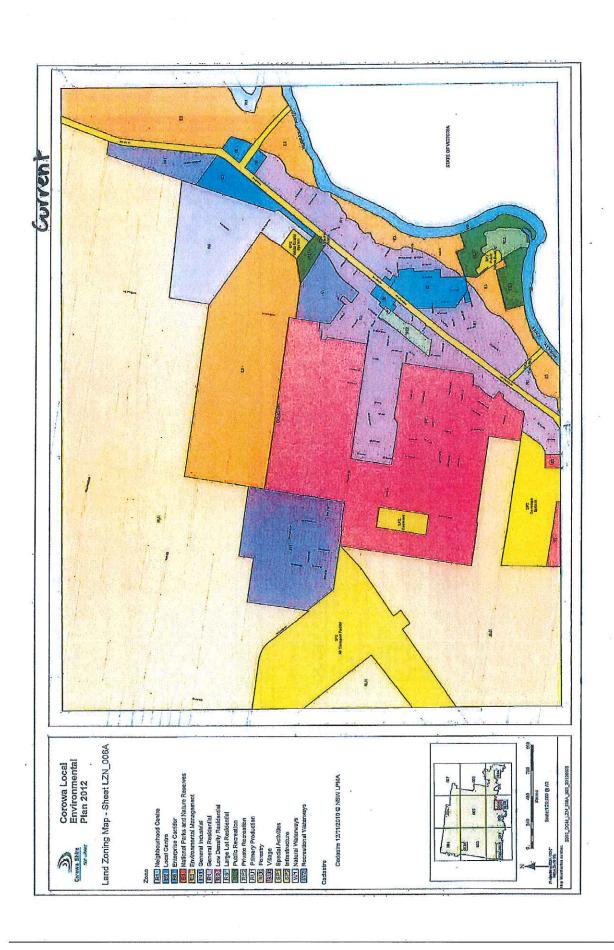
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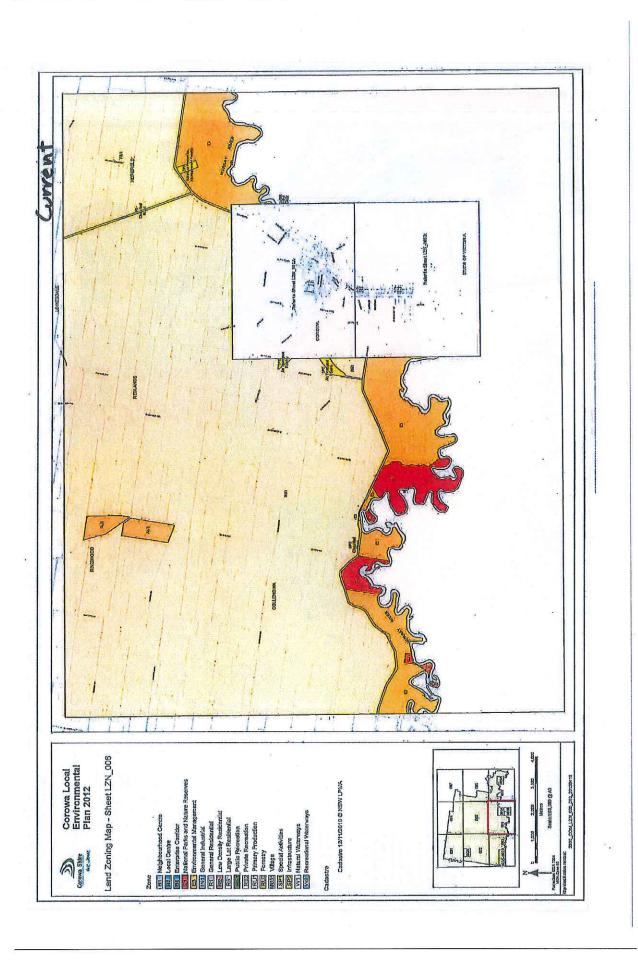
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MAYOR _____

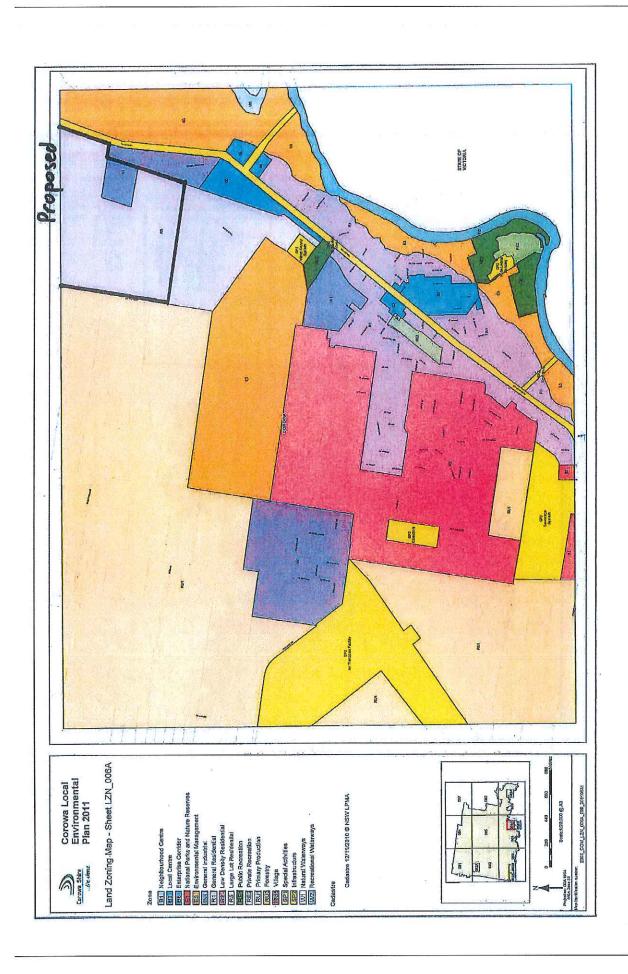
ASSESSMENT OF SITES FOR REZONING



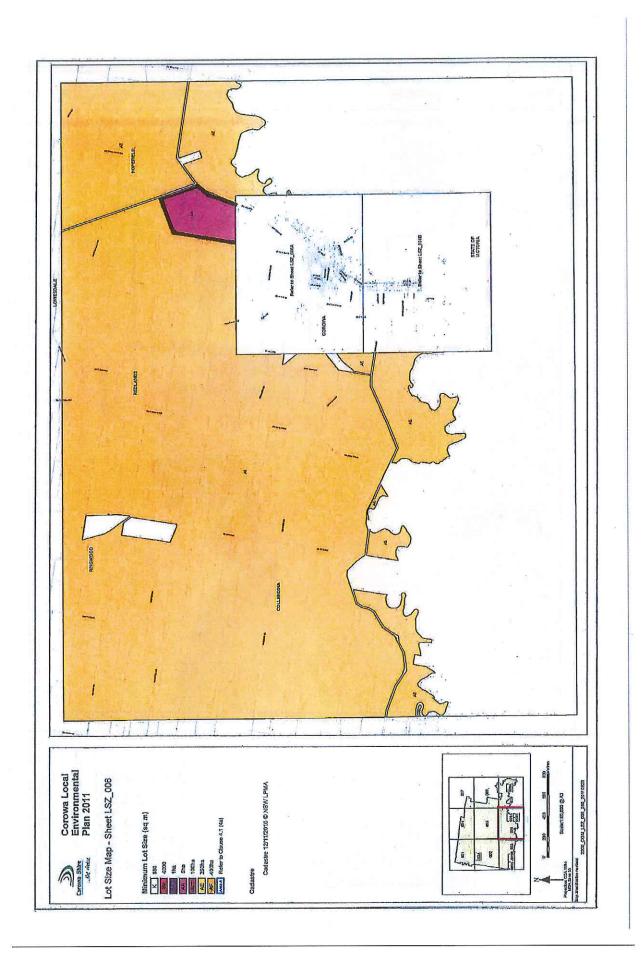
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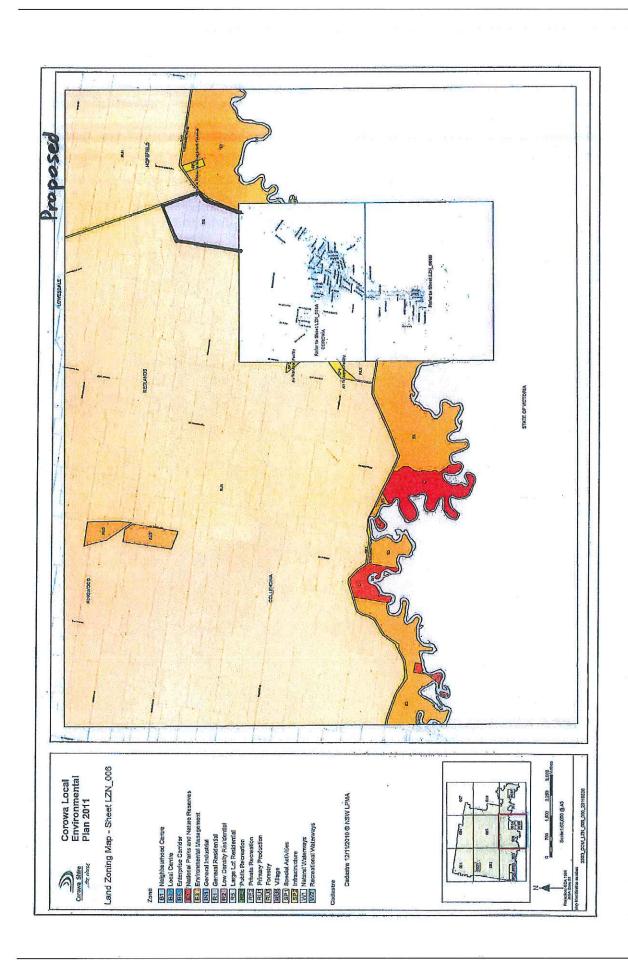
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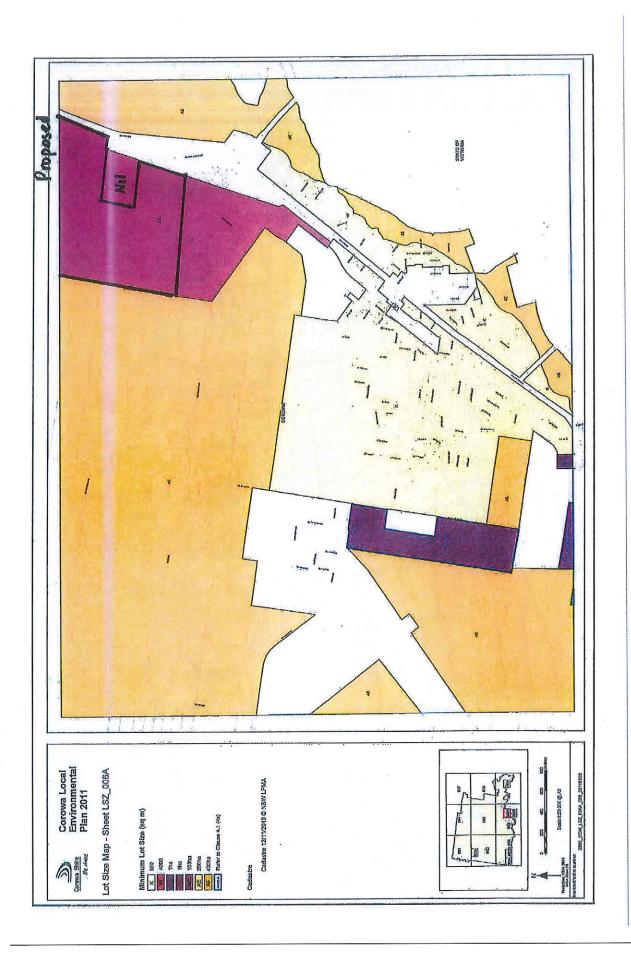
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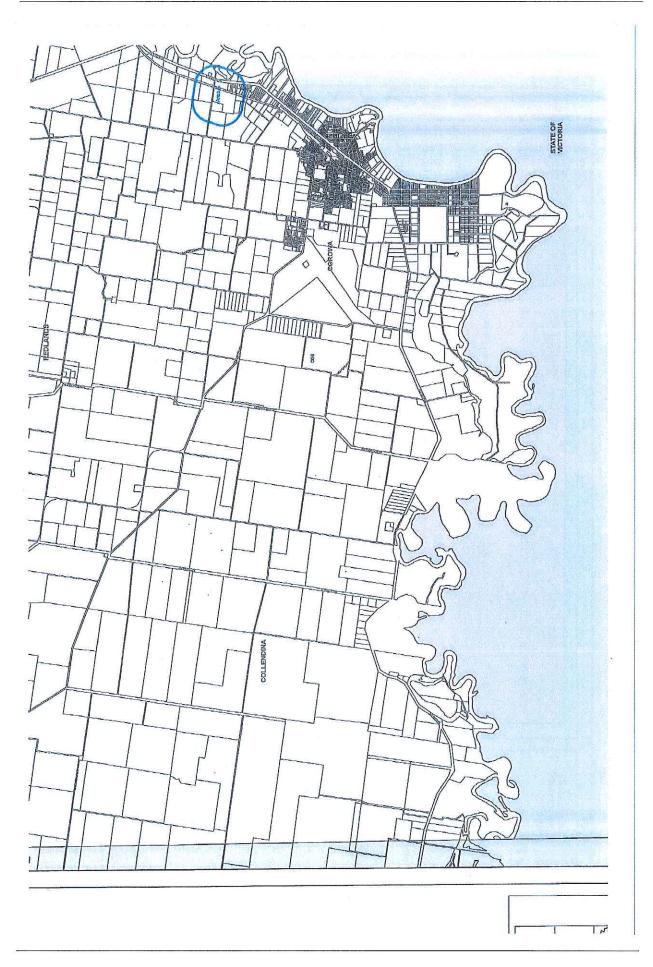
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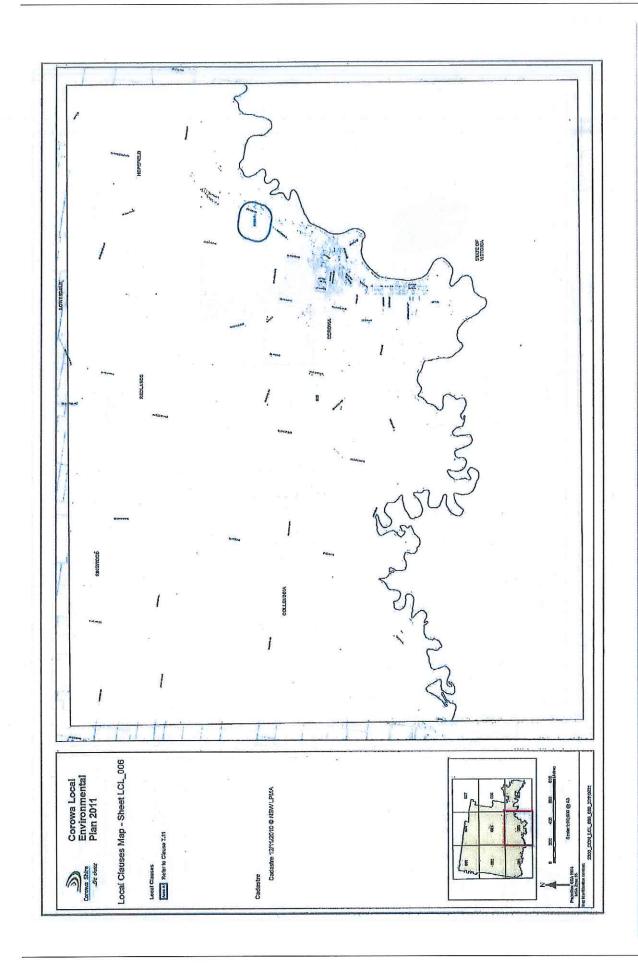
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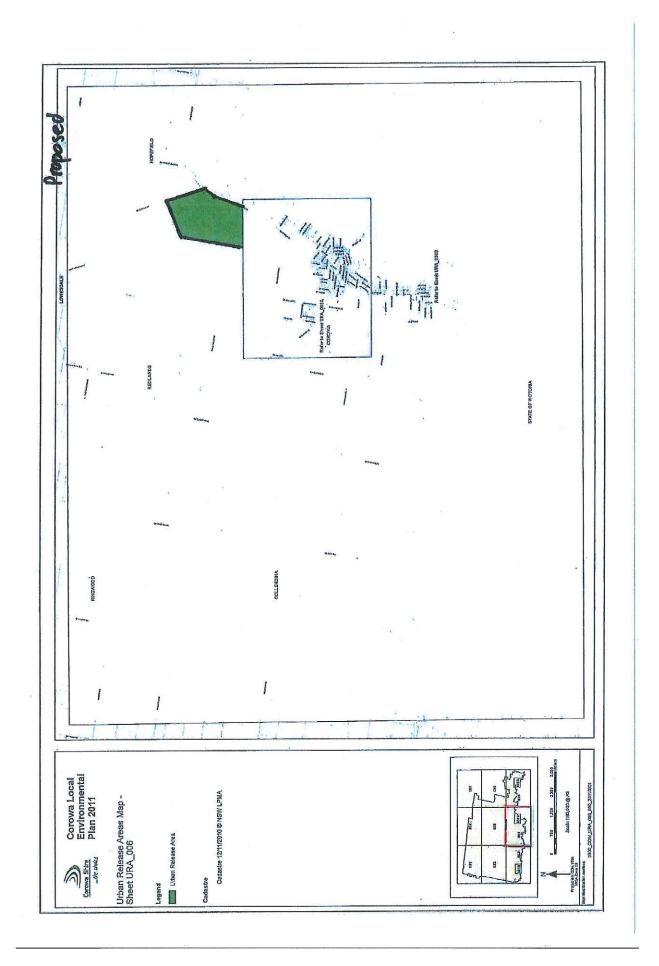
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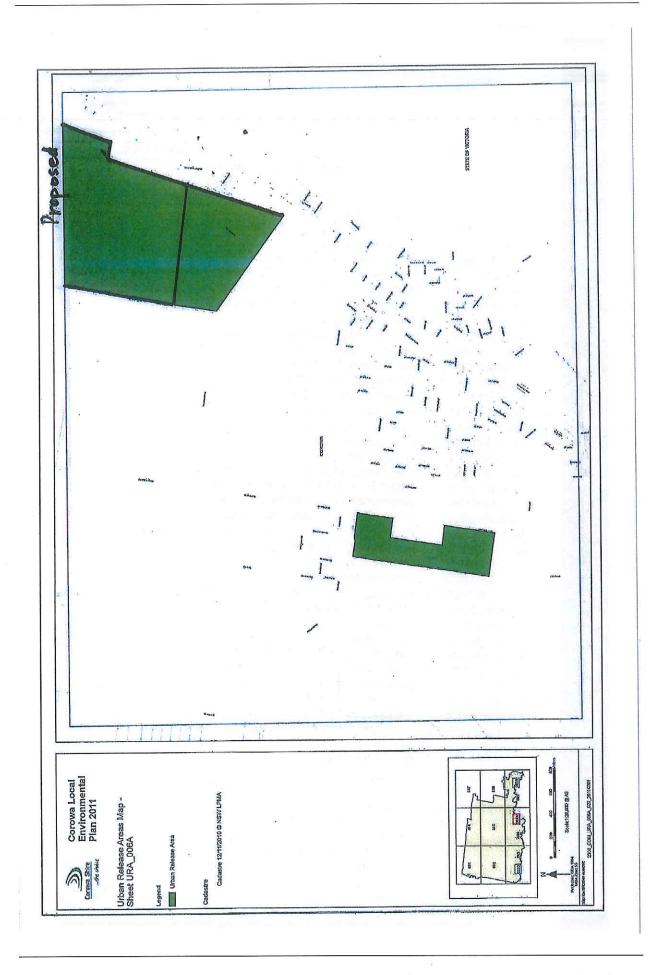
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LAND SUBJECT TO PLANNING PROPOSAL

PhysicalAddress Lot Part Lot 61 DP1034631 FEEDMILL, 575-619 HONOUR AVENUE, COROWA 621-661 HONOUR AVENUE, COROWA Lot B DP383301 GEO WAY ROAD, COROWA Lot 1 DP714217 663-703 HONOUR AVENUE, COROWA Lot 1 DP770044 KURRAJONGS, WHITEHEAD STREET, COROWA Lot 60 DP753734 KURRAJONGS, 107 ALMOND LANE, COROWA Lot 1 DP1037767 KURRAJONGS, 91 ALMOND LANE, COROWA Lot 2 DP1037767 37 GEO WAY ROAD, COROWA Lot 62 DP1034631 THE BLOCK, WHITEHEAD STREET, COROWA Lot 62 DP753734 Part Lot 65 DP753734 WHITEHEAD STREET, COROWA WHITEHEAD STREET, COROWA Lot 68 DP753734 WHITEHEAD STREET, COROWA Lot 70 DP753734 WHITEHEAD STREET, COROWA Lot 1 DP779347 WHITEHEAD STREET, COROWA Lot 71 DP753734 LACHLANS ROAD, COROWA Lot 671 DP234668 LACHLANS ROAD, COROWA Lot 672 DP234668 ALMOND LANE, COROWA Lot 1 DP235657 HONEYSUCKLE, LACHLANS ROAD, COROWA Lot 72 DP753734 HONEYSUCKLE, WHITEHEAD STREET, COROWA Lot 73 DP753734 HONEYSUCKLE, RIVERINA HIGHWAY, COROWA Lot 74 DP753734 HONEYSUCKLE, WHITEHEAD STREET, COROWA Lot 75 DP753734 HONEYSUCKLE HOMESTEAD, 6897 RIVERINA HIGHWAY, HOPEFIELD Lot 1 DP1099932 HONEYSUCKLE, RIVERINA HIGHWAY, COROWA Lot 2 DP1099932 20 GEO WAY ROAD, COROWA Lot A DP383301 GEO WAY ROAD, COROWA Lot 64 DP1123907 Part Lot 61 DP1034631 FEEDMILL, 575-619 HONOUR AVENUE, COROWA 621-661 HONOUR AVENUE, COROWA Lot B DP383301 GEO WAY ROAD, COROWA Lot 1 DP714217 663-703 HONOUR AVENUE, COROWA Lot 1 DP770044 KURRAJONGS, WHITEHEAD STREET, COROWA Lot 60 DP753734 KURRAJONGS, 107 ALMOND LANE, COROWA Lot 1 DP1037767 KURRAJONGS, 91 ALMOND LANE, COROWA Lot 2 DP1037767 37 GEO WAY ROAD, COROWA Lot 62 DP1034631 THE BLOCK, WHITEHEAD STREET, COROWA Lot 62 DP753734 WHITEHEAD STREET, COROWA Part Lot 65 DP753734 WHITEHEAD STREET, COROWA Lot 68 DP753734 WHITEHEAD STREET, COROWA Lot 70 DP753734 WHITEHEAD STREET, COROWA Lot 1 DP779347 WHITEHEAD STREET, COROWA Lot 71 DP753734 LACHLANS ROAD, COROWA Lot 671 DP234668 LACHLANS ROAD, COROWA Lot 672 DP234668 ALMOND LANE, COROWA Lot 1 DP235657 HONEYSUCKLE, LACHLANS ROAD, COROWA Lot 72 DP753734 HONEYSUCKLE, WHITEHEAD STREET, COROWA

COROWA SHIRE COUNCIL ABN 43 874 223 315 All correspondence to be addressed to the General Manager 100 Edward St, Ball Park, Corowa PO Box 77, Corowa NSW 2646 Phone D2 6033 8999 Fax 02 6033 3317 Email council@corowa.nsw.gov.au www.corowa.nsw.gov.au

DIRECTOR ENVIRONMENTAL AND PLANNING SERVICES' REPORT AS SUBMITTED TO AN ORDINARY MEETING OF THE COROWA SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, COROWA ON 15 APRIL 2014.

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Lot 73 DP753734

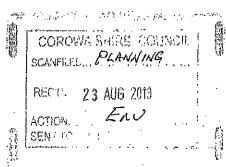
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OUT13/24698

Mr B Parr Corowa.Shire Council P O Box 77 COROWA NSW 2646



Dear Mr Parr

Thank you for contacting the Department of Primary Industries (DPI) concerning the proposed amendment of the Corowa Local Environmental Plan 2012 to rezone and amend minimum lot size provisions for land in the vicinity of the Rivalea feed mill.

Discussions on the Corowa LEP have taken place between Council and DPI over many years. I am satisfied that this current proposal is consistent with negotiations between yourself and me over the years regarding this parcel of land.

The provision of a suitable buffer around the feed mill is supported.

Thank you once more for keeping DPI involved in rural planning matters.

David Davis

Resource Management Officer

22 August 2013

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MAYOR	GENERAL MANAGER	



General Manager Corowa Shire Council PO Box 77

COROWA NSW 2646

Contact Tim Baker

Phone 02 6841 7403

0428 162 097

02 6884 0096

Fax Email

Tim.Baker@water.nsw.gov.au

Our ref ER22452

Dear Mr Corcoran

Planning proposal to amend Corowa LEP 2012 - Rezone and amend minimum lot size provisions for land at Corowa and add Clause 7.11

I refer to your letter dated 20 June 2012 requesting comments on the planning proposal to amend the Corowa LEP 2012. The NSW Office of Water appreclates the opportunity to comment and requests the following comments be considered in finalising the proposal.

- The proposed site to be rezoned from RU1 to R5 is underlain by alluvial soils of the Lower Murray Shallow Alluvial water source and Lower Murray Alluvial water source. Good quality groundwater with high yields is generally found in this area at depths between 20m and 50m. It is recognised high yield production bores utilised for irrigation exist in the vicinity of the rezoning site in addition to a number of bores used for domestic and stock supplies. Attachment A indicates the location and licensed purpose of these bores.
- Due to the understanding that potable and non-potable water demands of rural-residential lots exceed rainfall collection from roof runoff, it is recognised another water source is generally required. Due to the recognised groundwater supply at the site it is expected new landholders may wish to install additional bores. This is likely to increase the pressure on the local groundwater system and potentially cause conflict with water access by adjacent agricultural industries and users depicted in Attachment A. It is therefore recommended a reticulated supply for non-potable requirements be developed, either via single bores servicing a number of lots or reticulation via the Corowa Town Water Supply. Where the proposal is to utilise groundwater, an assessment by NSW Office of Water may be required to consider the potential impacts on adjoining landholders.
- The groundwater in the area of the planning proposal is administered by the Water Sharing Plan (WSP) for the Lower Murray Groundwater Source and the Water Sharing Plan for the Lower Murray Shallow Groundwater Source. The Lower Murray Shallow WSP sets out a specific rule in Condition 38(1a) specifying water supply works not to be located within 250m of a contamination plume. On-site sewage disposal systems or septic tanks may constitute a contamination plume. The 250m buffer is further supported by the On-site Sewage Management for Single Households - Environment & Health Protection Guidelines.
- If reticulated sewer is not to be provided for this development the Office of Water recommends the use of aerated wastewater systems. This is to minimise the potential impact to groundwater quality due to the potential for a significant number of disposal sites within the proposed R5 zone site.
- No comment is provided on the proposed rezoning from RU1 to IN1 or the proposed buffer clause to protect residential development near the feedmill site.

www.water.nsw.gov.au | NSW Office of Water 209 Cobra St, Dubbo | PO Box 717 Dubbo NSW 2830 | t 02 6884 2560 | f 02 6884 0096

MAYOR	GENERAL MANAGER
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Yours sincerely

Manager Strategic Stakeholder Liaison 29 July 2013

DIRECTOR ENVIRONMENTAL AND PLANNING SERVICES' REPORT AS SUBMITTED TO AN ORDINARY MEETING OF THE COROWA SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, COROWA ON 15 APRIL 2014.

MAYOR GENERAL MANAGER _



Your reference: Our reference:

DOC13/30430 Tobi Edmonds (02) 6229 7094

Mr Bruce Corcoran General Manager Corowa Shire Council PO Box 77 COROWA NSW 2646

Dear Mr Corcoran

Planning proposal to amend Corowa Local Environmental Plan 2012 Rezone and amend minimum lot size provisions for land at Corowa and add Clause 7.11 ("Riverlea")

Thank you for letter dated 20 June 2013 allowing the Office of Environment and Heritage (OEH) the opportunity to provide comment on the planning proposals referred to above.

OEH has reviewed the "Riverlea" proposal and does not support it in its current form. OEH would recommend the following changes to the planning proposal to ensure that future development does not trigger environmental legislation such as the Threatened Species Conservation Act 1995. Based on the information provided we make the following recommendations

- That Lot 65 DP753734 be zoned E3 Environmental Management with a 40 hectare minimum lot size (MLS) to allow the development of one dwelling but no further subdivision which will fragment the remnant of Inland Grey Box Woodland present on the parcel.
- That the Crown Land parcel (Lot 66 DP753734) also be zoned E3 and have a 100 hectare MLS applied to ensure that no further subdivision is permitted. OEH has discussed this course of action with Crown Lands who have agreed in principle to the change provided that the provisions of the land use table did not compromise the functions of the Travelling Stock Reserve.
- That the final zoning is not resubmitted to the Department of Planning and Infrastructure for final approval until the results of surveys for Sloane's Froglet, to be undertaken by OEH in July 2013, have been assessed.

Detailed comments are provided in Attachment 1, while Attachment 2 shows a proposed zone layout which would allow for a limited amount of development on the private land containing Inland Grey Box Woodland.

The planning proposal also does not appear to include any assessment of Aboriginal Cultural Heritage. Without this assessment, Council is not able to claim that archaeological sites will not be impacted, which may result in future issues for development proponents in the area in relation to the National Parks and Wildlife Act 1974.

Should you wish to discuss these matters further please contact Tobi Edmonds on (02) 6229 7094, or at,

tobi.edmonds@environment.nsw.gov.au.

Yours sincerely

PETER EWIN

A/Senior Team Leader Planning South West Region, Regional Operations

Office of Environment and Heritage

Enclosure: Attachment 1 – Detailed comments on Planning Proposal Attachment 2 – OEH's proposed amendments to the rezoning cc: Wayne Garnsey - Department of Planning and Infrastructure

PO Box 318 Buronga NSW 2739

Corner of Sturt Highway and Meleleuca Ave Buronga NSW

Tel. (05) 5021 8915 Fex: (03) 5022 2037

ABN 30 841 387 271

PO Box 318 Buronga NSW 2739

DIRECTOR ENVIRONMENTAL AND PLANNING SERVICES' REPORT AS SUBMITTED TO AN ORDINARY MEETING OF THE COROWA SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, COROWA ON 15 APRIL 2014.

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Corowa Shire

Bob Parr
hob.parr@corowa.nsw.gov.au>

Planning Proposal to amend Corowa Local Environment Plan 2012, rezone and amend minimum lot size provisions for land at Corowa and add Clause 7.11

malcolm.drummond@industry.nsw.gov.au <malcolm.drummond@industry.nsw.gov.au>
To: bob.parr@corowa.nsw.gov.au

11 July 2013 13:59

Dear Mr Parr,

Thank you for the opportunity to provide advice on above proposal. This is a response from the NSW Department of Trade & Investment (DTIRIS) — Mineral Resources Branch (MRB). The Department of Primary Industries, incorporating advice from Agriculture, Fisheries and Forests NSW may respond separately.

MRB have no issues to raise in regard to the planning proposal.

Queries regarding the above information, and future requests for advice in relation to this matter, should be directed to the MRB Land Use team at landuser.minerals@industry.nsw.gov.au.

Regards,

Malcolm Drummond | Senior Geoscientist Land Use | Resources and Energy Division NSW Trade & Investment | 516 High Street | Malitland NSW 2320 | PO Box 344 | Hunter Region Mail Centre NSW 2310 | T: 02 4931 6704 | F: 02 4931 6726 | E: malcolm.drummond@industry.nsw.gov.au

This message is intended for the addressee named and may contain confidential information. If you are not the intended recipient, please delete it and notify the sender. Views expressed in this message are those of the individual sender, and are not necessarily the views of their organisation.

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1 of 1

MAYOR	GENERAL MANAGER	



PARLIAMENTARY COUNSEL

Opinion

Environmental Planning and Assessment Act 1979 Proposed Corowa Local Environmental Plan 2012 (Amendment No 2)

Your ref:

PP_2013_COROW_002_00 DG e2014-014-d04

Our ref:

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In my opinion the attached draft environmental planning instrument may legally be made...

The draft environmental planning instrument adopts the maps identified in map cover sheet 2300_COM_MCS_20140310.

This opinion relates to the draft environmental planning instrument only. The maps adopted by the instrument and approved by the Minister or delegate when the instrument is made should have the names and contain the matters referred to in the instrument.

(D COLAGIURI)

Parliamentary Counsel

31 March 2014

DIRECTOR ENVIRONMENTAL AND PLANNING SERVICES' REPORT AS SUBMITTED TO AN ORDINARY MEETING OF THE COROWA SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, COROWA ON 15 APRIL 2014.

MAYOR _____

GENERAL MANAGER _

Environmental Planning and Assessment Act 1979

Corowa Local Environmental Plan 2012 (Amendment No 2)

Corowa Shire Council P.O. BOX 77 Corowa NSW 2646

Map Cover Sheet

The following map sheets are revoked:

Map Sheet	Map Identification Number
Urban Release Area Map URA_606A	2300_COM_URA_006A_020_20130903
Lot Size Map LSZ_006 LSZ_006A	2300_COM_LSZ_006_080_20120509 2300_COM_LSZ_006A_020_20130903
Land Zoning Map LZN 006 LZN 006A	2300_COM_LZN_006_080_20120413 2300_COM_LZN_006A_020_20130923

The following map sheets are adopted:

Map Sheet	Map Identification Number
Urban Rolesso Area Map URA_006 URA_006A	2300_COM_URA_006_080_20140310 2300_COM_URA_006A_020_20140204
Lot Size Map LSZ_006 LSZ_006A	2300_COM_LSZ_006_080_20140204 2300_COM_LSZ_006A_020_20140204
Land Zoning Map LZN_006 LZN_006A	2300_COM_LZN_006_080_20140204 2300_COM_LZN_006A_020_20140204
Local Clauses Map LCL_006	2300_COM_LCL_006_080_20140310

Certified [Title of Council Delegate]	[Date]	Minister for Planning and Infrastructure		[Date]
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2300_COM_MCS_20140310			Page 1 of 1	

MAYOR	GENERAL MANAGER

Corowa Local Environmental Plan 2012 (Amendment No 2) [NSW]

Corowa Local Environmental Plan 2012 (Amendment No 2)

under the

Environmental Planning and Assessment Act 1979

1 Name of Plan

This Plan is Corowa Local Environmental Plan 2012 (Amendment No 2).

2 Commencement

This Plan commences on the day on which it is published on the NSW legislation website.

3 Land to which Plan applies

This Plan applies to the land in Rivalea Feedmill Facility buffer area shown on the Corowa Local Environmental Plan 2012 Local Clauses Map.

4 Maps

Each map adopted by Corowa Local Environmental Plan 2012 that is specified in Column 1 of the following table is declared by this Plan to be amended or replaced, as the case requires, by the map specified opposite in Column 2 of the table as approved by the Minister on the making of this Plan:

Column 1	Column 2 Name of amending or replacement map		
Name of map being amended or replaced			
Corowa Local Environmental Plan 2012 Urban Release Area Map	Corowa Local Environmental Plan 2012 Urban Release Area Map		
	(2300_COM_URA_006_080_20140310)		
Corowa Local Environmental Plan 2012 Urban Release Area Map	Corowa Local Environmental Pian 2012 Urban Release Area Map		
(2300_COM_URA_006A_020_20130903)	(2300_COM_URA_006A_020_20140204)		
Corowa Local Environmental Plan 2012 Lot Size Map	Corowa Local Environmental Plan 2012 Lot Size Map		
(2300_COM_LSZ_006_080_20120509)	(2300_COM_LSZ_006_080_20140204)		
Corowa Local Environmental Plan 2012 Lot Size Map	Corowa Local Environmental Plan 2012 Lot Size Map		
(2300_COM_LSZ_006A_020_20130903)	(2300_COM_LSZ_006A_020_20140204)		
Corowa Local Environmental Plan 2012 Land Zoning Map	Corowa Local Environmental Plan 2012 Land Zoning Map		
(2300_COM_LZN_006_080_20120413)	(2300_COM_LZN_006_080_20140204)		
Corowa Local Environmental Plan 2012 Land Zoning Map	Corowa Local Environmental Plan 2012 Land Zoning Map		
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MAYOR	GENERAL MANAGER	

Corowa Local Environmental Plan 2012 (Amendment No 2) [NSW] Schedule 1 Amendment of Corowa Local Environmental Plan 2012

Schedule 1 Amendment of Corowa Local Environmental Plan 2012

[1] Clause 7.11

Insert after clause 7.10:

7.11 Development within Rivalea Feedmill Facility buffer area

- (1) The objectives of this clause are as follows:
 - (a) to protect the operational environment of the Rivalea Feedmill Facility,
 - (b) to control development near the Rivalea Feedmill Facility to minimise land use conflict.
- (2) This clause applies to land identified as "Rivalea Feedmill Facility buffer area" on the Local Clauses Map.
- (3) Before granting development consent to development on land to which this clause applies, the consent authority must consider the following:
 - (a) the likely adverse impact that any noise or other emissions associated with existing land uses may have on the development,
 - (b) any proposed measures incorporated into the development that limit the impact of such noise and other emissions associated with the existing land use,
 - (c) the likely adverse impact of the development on the operations of the Rivalea Feedmill Facility,
 - (d) whether the development has been sited to maximise the distance between the development and the Rivalea Feedmill Facility and minimise any land use conflict.

[2] Dictionary

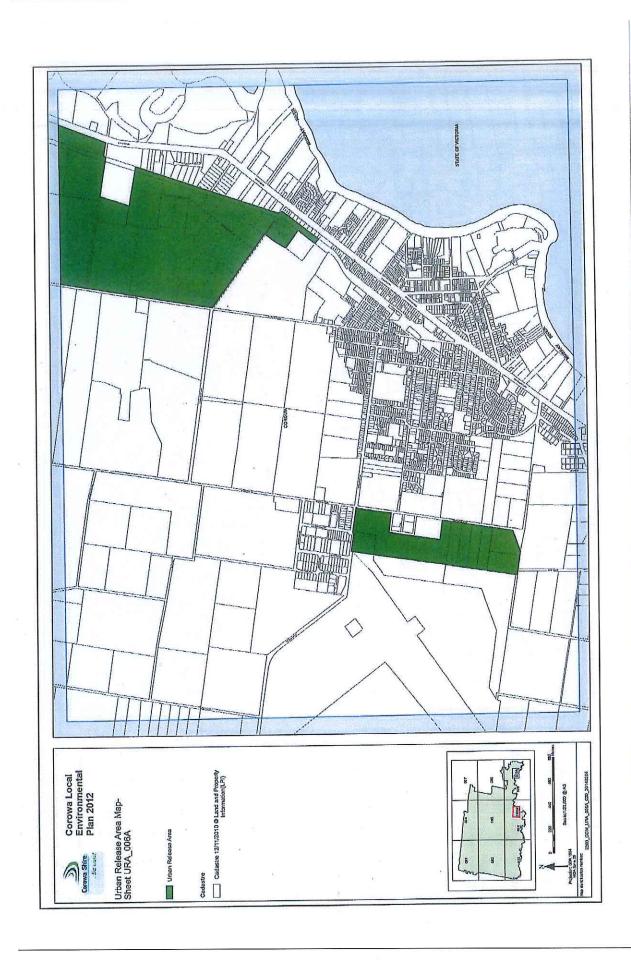
Insert in alphabetical order in the Dictionary:

Local Clauses Mup means the Corowa Local Environmental Plan 2012 Local Clauses Man.

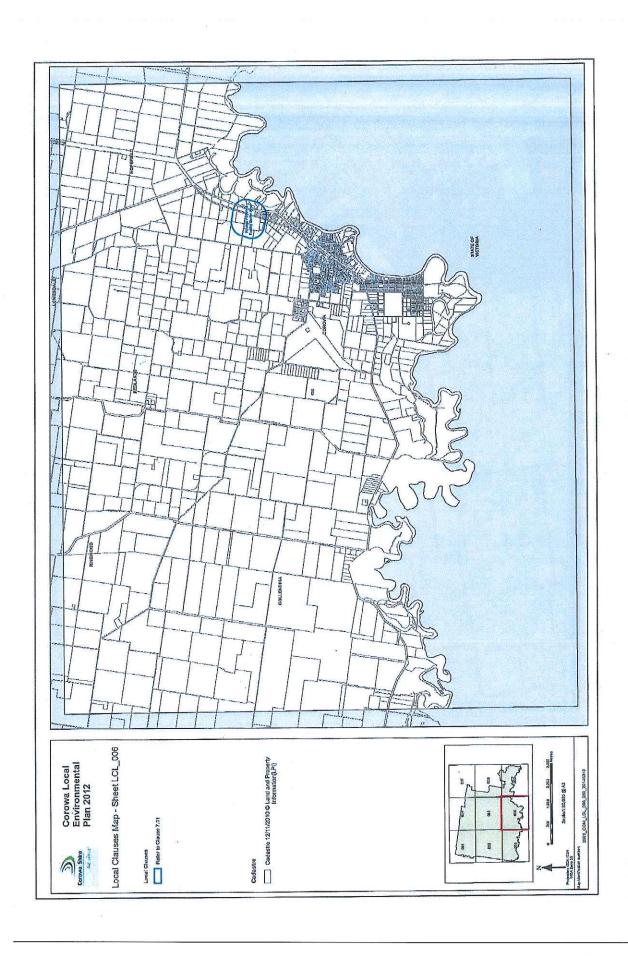
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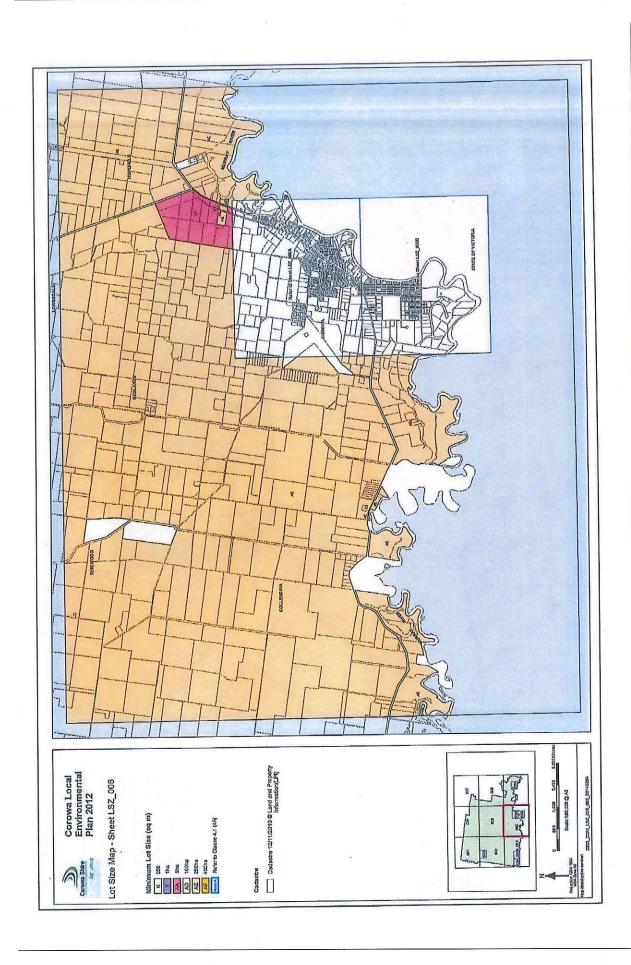
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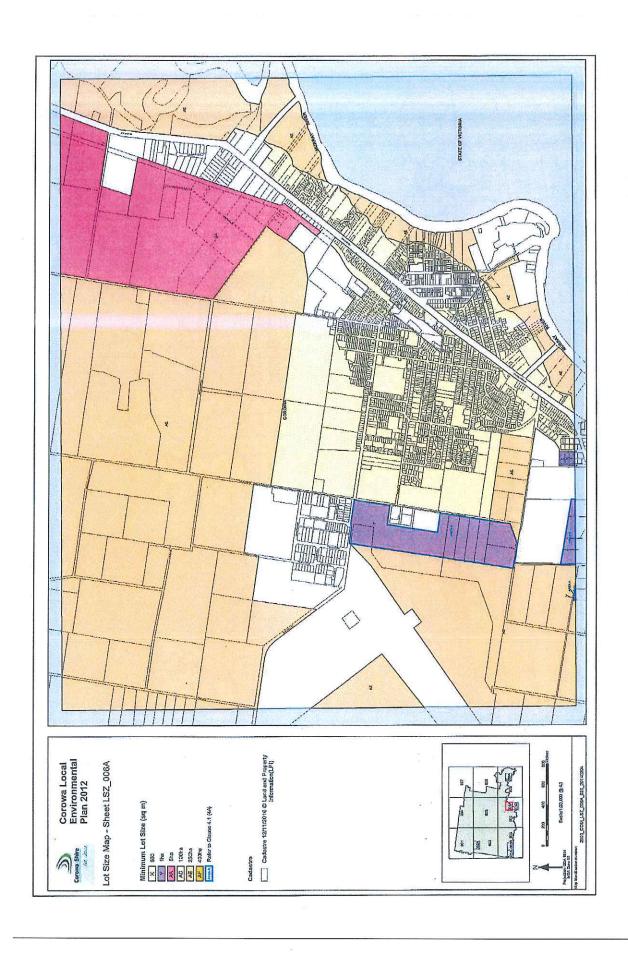


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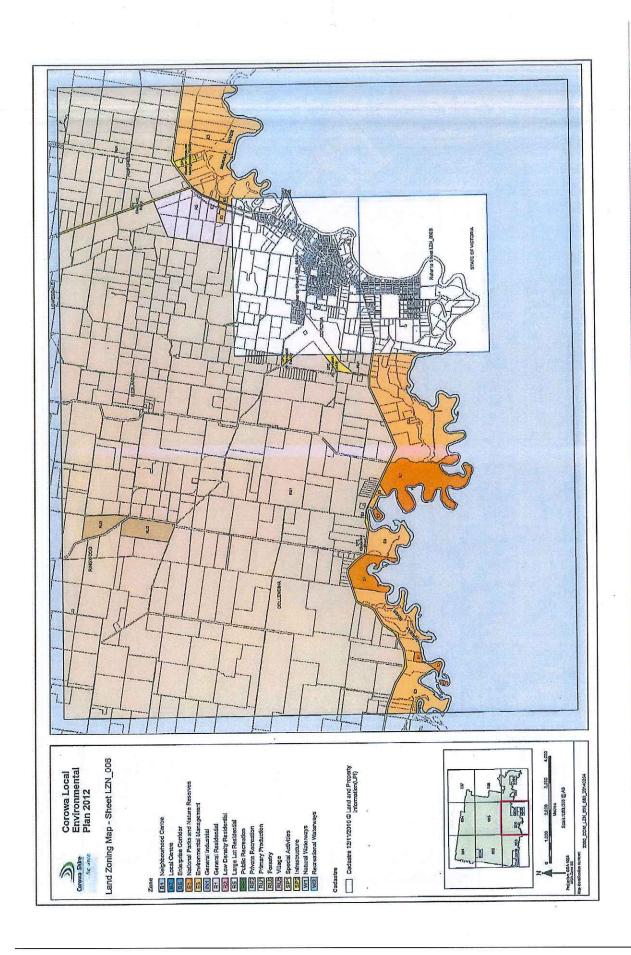


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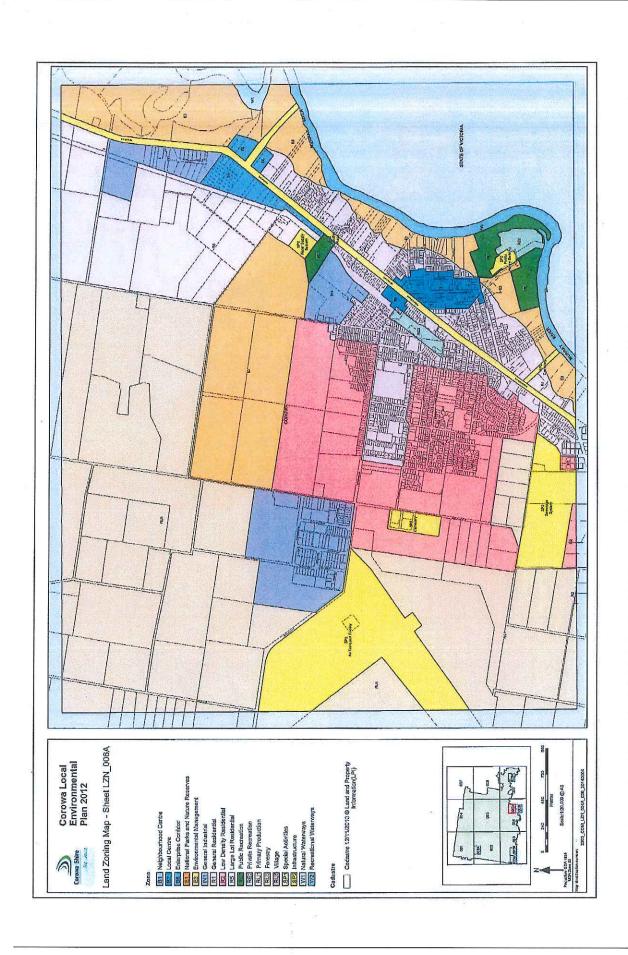
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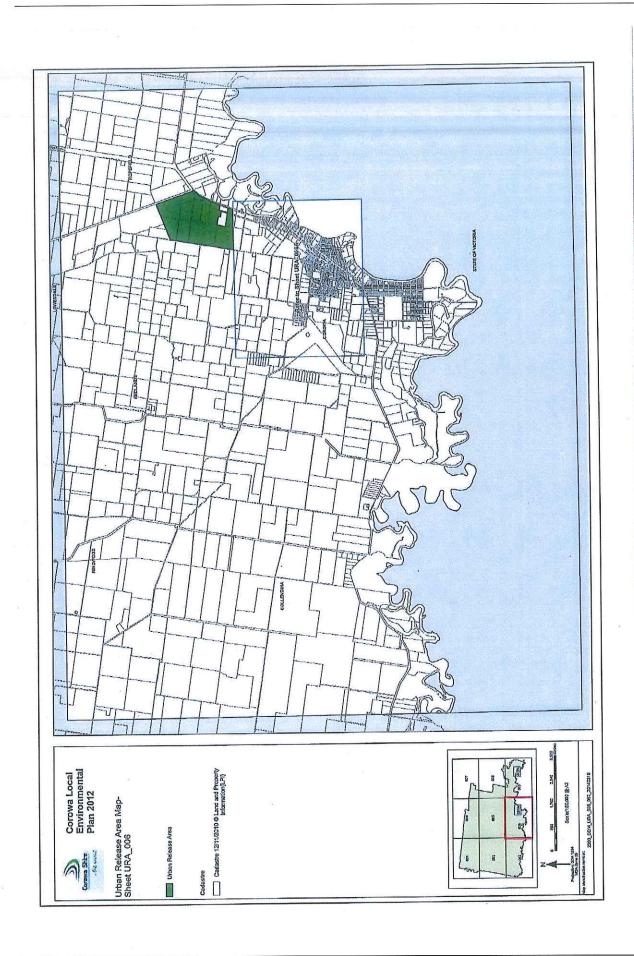
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GENERAL MANAGER _

B PARR **DIRECTOR ENVIRONMENTAL AND PLANNING SERVICES**

DIRECTOR ENVIRONMENTAL AND PLANNING SERVICES' REPORT AS SUBMITTED TO AN ORDINARY MEETING OF THE COROWA SHIRE COUNCIL HELD IN THE COUNCIL CHAMBERS, COROWA ON 15 APRIL 2014.

MAYOR _____ GENERAL MANAGER _____