



## Industry & Investment

**ANNEXURE 9**

Our ref: OUT10/7048  
Your ref: DA441/2009/1:Mr P Kauter:kp

### WOOLLAHRA COUNCIL RECORDS DEPT.

Woollahra Municipal Council  
(Attn: Peter Kauter)  
PO Box 61  
DOUBLE BAY NSW 1360

25 MAY 2010

Doc No ..... 04559/10 .....  
File ..... DA09/0441 .....  
Action ..... P. KAUTER .....

Dear Peter

**Re: Development Application No. DA441/2009/1**  
**Property: 1 New Beach Road DARLING POINT NSW 2027**  
**Proposal: Marina Redevelopment**

Thankyou for your letter dated 5 May 2010 requesting Industry and Investment (I&I) comment on the amended application to the above proposal. I&I NSW has reviewed this amendment in light of the policies and provisions under the *Fisheries Management Act 1994* and has no objections providing the following general terms of approval are included in any development consent issued for this proposal:

1. A permit to harm marine vegetation under the *Fisheries Management Act* is to be obtained from this Department for these works. The area of *Halophila* seagrass to be harmed must be outlined in the permit application. Permit application forms are available at [http://www.dpi.nsw.gov.au/\\_data/assets/pdf\\_file/0010/331975/Part-7-Fisheries-Management-Act-permit-application.pdf](http://www.dpi.nsw.gov.au/_data/assets/pdf_file/0010/331975/Part-7-Fisheries-Management-Act-permit-application.pdf)
2. The Acid Sulphate Soil Management Plan submitted with this application is to be implemented. These works must not result in any subsequent Acid Sulphate Soil related impacts on the adjoining aquatic environment. Any leachate that is discharged from the worksite must be tested before discharge and treated so that the required pH levels are achieved.
3. Environmental safeguards (silt curtains, booms etc.) are to be used during the proposed dredging works to ensure there is no escape of turbid plumes into the aquatic environment. Turbid plumes caused by run off, pile driving etc. have the potential to smother aquatic vegetation and have a deleterious effect on benthic organisms. Silt curtains are to be positioned so that they exclude adjacent seagrass from harm.
4. To minimise sediment re-suspension and dispersion during construction, pile driving and the raising of swing moorings is to be conducted in calm wind conditions during periods of minimal tidal amplitude.
5. No harm to any marine vegetation, including via shading, occurs without a permit from this Department.
6. Demolished material is deposited appropriately on land. Any rubble that enters the water is to be removed.

Cronulla Fisheries Centre  
PO Box 21, Cronulla NSW 2230  
202 Nicholson Parade, Cronulla  
Tel: 02 9527 8411 Fax: 02 9527 8576  
ABN 72 189 919 072 – 002 [www.industry.nsw.gov.au](http://www.industry.nsw.gov.au)

7. The materials used for construction should not be deleterious to marine life, for example antifouling paints or treated woods must not be used. These materials inhibit marine growth and reduce the habitat available to marine life.
8. All other relevant authorities have no objections to this proposal.

For any further information please telephone me on (02) 9527 8552.

Yours sincerely,



Carla Ganassin  
Conservation Manager  
Aquatic Habitat Protection Unit

20 May 2010