



**Department of  
Primary Industries**  
Office of Water

GREATER HUME SHIRE COUNCIL	
Received:	23 NOV 2012
Doc ID:	
File:	P. 502-1
Officer	Action
GM	
DCCS	
DE	
DEP	✓ Action

Contact: David Finnimore  
Phone: 02 6024 8852  
Fax: 02 6023 2778  
Email: david.finnimore@water.nsw.gov.au  
Our ref: 50 ERM2012/0934  
Our file: DA 42-12/13

The General Manager  
Greater Hume Shire Council  
PO Box 99  
Holbrook NSW 2644

Attention: Colin Kane

16 November 2012

Dear Sir

**Re: Integrated Development Referral – General Terms of Approval**  
**Dev Ref: DA 42-12/13**  
**Description of proposed activity: Resource Recovery Composting Operation.**  
**Site location: "Kalawa" 92 Patterson Road**  
**Gerogery NSW 2642**

I refer to your recent letter regarding an integrated Development Application (DA) proposed for the subject property. Attached, please find the Office of Water's General Terms of Approval (GTA) for works requiring approval under the *Water Management Act 2000*, as detailed in the subject DA.

Please note Council's statutory obligations under section 91A (3) of the *Environmental Planning and Assessment Act 1979* (EPA Act) which requires a consent, granted by a consent authority, to be consistent with the general terms of any approval proposed to be granted by the approval body.

If the proposed development is approved by Council, the Office of Water requests that these GTA be included (in their entirety) in Council's development consent. Please also note the following:

- The Office of Water should be notified if any plans or documents are amended and these amendments significantly change the proposed development or result in additional works requiring approval under the *Water Management Act 2000*.
- Once notified, the Office of Water will ascertain if the amended plans require review or variation/s to the GTA. This requirement applies even if the proposed works are part of Council's proposed consent conditions and do not appear in the original documentation.
- The Office of Water should be notified if Council receives an application to modify the development consent and the modifications change any works requiring approval under the *Water Management Act 2000*.
- The Office of Water requests notification of any legal challenge to the consent.

As the works requiring approval under the *Water Management Act 2000* cannot commence before the applicant applies for and obtains approval, the Office of Water recommends the following condition be included in the development consent:

"The Construction Certificate will not be issued over any part of the site requiring approval under the *Water Management Act 2000* until a copy of the approval has been provided to Council".

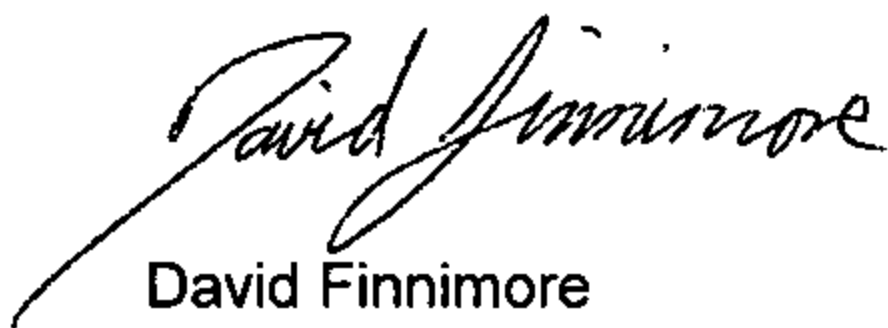
**The attached GTA are not the approval under the *Water Management Act 2000* (WM Act).** The applicant must apply (to the Office of Water) for the required approval **after consent** has been issued by Council **and before** the commencement of any work requiring approval

Finalisation of approval under the *Water Management Act 2000* (WM Act) can take up to 12-16 weeks from the date the Office of Water receives all documentation (to its satisfaction). Applicants must complete and submit (to the undersigned) an application form for the appropriate work approval together with any required plans, documents, the appropriate fee and proof of Council's development consent.

The Office of Water requests that Council provide a copy of this letter to the applicant.

The Office of Water also requests that Council provides the Office of Water with a copy of the determination for this development application as required under section 91A (6) of the EPA Act.

Yours Sincerely

A handwritten signature in black ink, appearing to read 'David Finnimore', with a long, sweeping underline that extends to the left.

David Finnimore  
Licensing Officer  
Office of Water - Licensing South

**for work requiring a approval  
under the Water Management Act 2000**

**File No:**

DA Number: DA 42-12/13

**LGA:** Greater Hume Shire Council

170912