

12 September 2013

SF2013/156471
CR2013/006237
MD

General Manager
Wyong Shire Council
DX 7306
WYONG

Attention: Ms Jenny Webb

M1 – PACIFIC MOTORWAY (6003): REMEDIATION OF FORMER MARDI LANDFILL SITE, LOTS 1 & 2 DP 449738, LOT 361 DP 620853 AND UNFORMED ROAD, PART OF LOT 1 DP 817815, 70 – 100 MCPHERSON ROAD, MARDI (DA/542/2013)

Dear Ms Webb,

I refer to Council's letter dated 5 August 2013, received on 8 August 2013 (your reference: DA/542/2013) regarding the subject development application forwarded to Roads and Maritime Services (RMS) for consideration. Please accept my apologies for not responding earlier.

RMS has not previously been formally invited to comment on the subject application.

RMS Responsibilities and Obligations

Transport for NSW and RMS' primary interests are in the road network, traffic and broader transport issues. In particular, the efficiency and safety of the classified road network, the security of property assets and the integration of land use and transport.

In accordance with the *Roads Act 1993*, RMS has powers in relation to road works, traffic control facilities, connections to roads and other works on the classified road network. The M1 – Pacific Motorway (6003) is a classified (State) road and part of the National Land Transport Network. RMS concurrence is required for connections to the road with Council consent, under Section 138 of the Act. McPherson Road is an unclassified local road. Council is the roads authority for McPherson Road and all other public roads in the area with the exception of the M1 – Pacific Motorway. Should road works be required on the classified (State) road, RMS would exercise the functions of roads authority under Sections 64 and 71 of the Act.

Additionally, in accordance with *State Environmental Planning Policy Infrastructure 2007* (ISEPP) Clause 104, RMS is given the opportunity to review and provide comment on the subject development application as it meets the requirements under Schedule 3, Column 2.

RMS owns land adjoining the subject site.

Roads & Maritime Services

RMS Response and Requirements

RMS has reviewed the information provided and has no objections to the proposed development, provided the following matters are addressed and included in Council's conditions of development consent:

- The subject property has a common boundary with the M1 - Pacific Motorway which has been declared as Freeway and any direct access across this common boundary is restricted as shown highlighted on the plan in Attachment 1. Therefore no direct vehicular access shall be permitted to / from the M1 - Pacific Motorway.
- Discharged stormwater from the development shall not exceed the capacity of the M1 – Pacific Motorway stormwater drainage system. Council shall ensure that drainage from the site is catered for appropriately and should advise RMS of any adjustments to the existing system that are required prior to final approval of the development.
- All works associated with the subject development shall be carried out at full cost to Council and at no cost to RMS, to Council requirements.

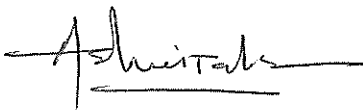
Advice to Council

- All matters relating to internal arrangements on-site such as traffic / pedestrian management, manoeuvring of service vehicles and provision for people with disabilities are matters for Council and the Joint Regional Planning Panel (JRPP) to determine.

On the JRPP's determination of this matter, it would be appreciated if a copy of the Notice of Determination is forwarded to RMS for record and / or action purposes.

Should you require further advice please contact me on (02) 4924 0688.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Ash Tamhane', with a horizontal line underneath.

Ash Tamhane
A/Manager, Land Use
Hunter Region

Enc. Attachment 1 – Property Information

Statement of Intergroup - Continued

LOTS 10 & 14 DELINEATED HEREON ARE
DESIGNED FOR MOTORWAY IMPROVEMENT
OF THE MAIN ROADS ACT 1924.
ACCESS WILL BE DENIED ACROSS THE BOUNDARIES
MARKED E-F-G-R-K-L-M-N-O-P-Q-T.

DRAWING: 5003 505 SS 0190