

Contact: Department of Planning and Environment—Water
Phone: 1800 633 362
Email: waterlicensing.servicedesk@dpie.nsw.gov.au

Our ref: IDAS-2023-10344
Your ref: RE2023/00003

2 June 2023

The General Manager
Newcastle City Council
PO Box 489
NEWCASTLE NSW 2300

Attention: Steven Masia

Uploaded to the ePlanning Portal

Dear Sir/Madam

Re: IDAS-2023-10344 - Referral Advice
Dev Ref: RE2023/00003

**Description: Subdivision and associated infrastructure including roads,
stormwater, landscaping and earthworks**

Location: 144 Woodford Street MINMI

Thank you for your referral of the above development to the Department of Planning and Environment—Water (Licencing and Approvals) for comment. The proposal has been reviewed and the following comments are provided for your attention and consideration.

As per our previous advice, the proposed modification to Minmi East Precinct Stage 1B will reduce the development footprint towards Back Creek (2nd order watercourse). The Statement of Environmental Effects (SEE) prepared by ADW Johnson dated April 2023, shows the proposed modification seeks to include a drainage reserve between Stage 37 and 39. Other aspects appear to remain unchanged. As such the comments previously provided by the former NRAR Licencing & Approvals team dated 25 October 2021 remain applicable.

In preparing detailed designs and plans for the subdivision implementation, the proposal should continue to ensure that all works on waterfront land as defined by the *Water Management Act 2000* continue to be in accordance with the Guidelines for Controlled Activities on Waterfront Land. This particularly includes the design of watercourse crossings – roads and stormwater outlet designs.

If you have any questions regarding this correspondence, please use Water Assist to obtain further information or make an enquiry: <https://water.dpie.nsw.gov.au/water-assist>

Yours Sincerely



For
Sandra White
Manager
Licensing and Approvals
Department of Planning and Environment—Water



25 October 2021

The General Manager
Newcastle City Council
PO Box 489
NEWCASTLE NSW 2300

Attention: Olivia Magrath

Uploaded to the ePlanning Portal

Dear Sir/Madam

Re: IDAS-2021-10322 – Referral Advice

Dev Ref: DA2018/01351

Description: Subdivision and associated infrastructure including roads, stormwater, landscaping and earthworks

Location: 144 Woodford Street MINMI

Natural Resources Access Regulator (NRAR) has reviewed documents for the above development application which has been referred as advice and has the following comments.

NRAR notes that the Statement of Environmental Effects (SEE) prepared by ADW Johnson dated 21 July 2021, details that the Minmi subdivision development will achieve the following:

- Riparian corridors (RC) are provided generally in accordance with NRAR guidelines. RCs are zoned E2 and are excluded from development except for road crossings and infrastructure requirements and for some passive recreation pursuits.
- No Asset Protection Zones are to be incorporated in RCs.
- Road embankments/batters which fringe the RCs are in R2 zones and will be vegetated upon completion thereby adding width to the RCs.
- Will maintain hydrologic flow regimes downstream.
- Development footprint is generally compliant with NRAR guidelines.
- Propose to dedicate RCs to Council if acceptable to Council.

Based on SEE presented, the development would appear to be consistent with NRAR guidelines and requirements. Detailed plans are not provided to confirm at this stage and to identify variations from the concept plan approval.

NRAR notes that the Concept Approval does not require future development applications to be subject to integrated development provisions. As such, future works on waterfront land will not be subject to general terms of approval issued by NRAR.

In preparing detailed designs and plans for the subdivision implementation, the proposal should continue to ensure that all works on waterfront land as defined by the *Water Management Act 2000* continue to be in accordance with the NRAR Guidelines for Controlled Activities on Waterfront Land. This particularly includes the design of watercourse crossings – roads and other infrastructure and stormwater outlet designs.

The NRAR Guidelines can be found <https://www.dpie.nsw.gov.au/nrar/how-to-apply/controlled-activities/guidelines-for-controlled-activities>.

Further information on controlled activity approvals under the WM Act can be obtained from NRAR's website: <https://www.dpie.nsw.gov.au/nrar> go to How to Apply > Controlled activity Approvals.

Yours sincerely



For
Alison Curran
Manager Licensing & Approvals
Water Regulatory Operations
Natural Resources Access Regulator