

Our ref: DOC24/846850

Ms Emmilia Marshall
Maitland City Council
263 High St,
MAITLAND NSW 2320
emmilia.marshall@maitland.nsw.gov.au
Letter uploaded to the NSW Planning Portal

Address: 559 Anambah Road Gosforth MAITLAND NSW 2320

Proposal: Urban subdivision to create 900 residential lots and approval for Stage 1 of development, involving construction of 240 residential lots and associated works.

Development Application no: DA/2024/763, CNR-73930, A-90105. **Received:** 27 September 2024

Subject: Additional information request for Integrated Development Application, *National Parks and Wildlife Act 1974*

Dear Emmilia,

Thank you for referring the above integrated development application to our office. We understand that Council is seeking our general terms of approval pursuant to s4.46 of the *Environmental Planning and Assessment Act 1979*.

We have reviewed the Aboriginal Cultural Heritage Assessment Report, prepared by Heritage Now Pty Ltd, dated 27 August 2024. The Aboriginal Cultural Heritage Assessment Report requires further information to support this integrated development application, please supply:

- Consultation records for Appendix 1
- Archaeological survey methodology
- Archaeological test excavation methodology and results
- Additional mapping and figures
- Revisions required to the Aboriginal Cultural Heritage Assessment Report to comply with guidelines and legislative requirements.

We request additional information in accordance with Clause 43 of the *Environmental Planning and Assessment Regulation 2021*. Our request for information is in **Attachment A**. We request the information is provided by 3 February 2025. This timeframe is to allow for test excavation to be completed.

If you have any questions in relation to this matter, please contact Kosta Contos, Senior Assessments Officer, at Heritage NSW on 9873 8500 or kosta.contos@environment.nsw.gov.au.

Yours sincerely

Nicole Davis

Nicole Davis

Strategic Manager, Heritage Referrals

Heritage NSW

Department of Climate Change, Energy, the Environment and Water

As Delegate under *National Parks and Wildlife Act 1974*

17 October 2024

Attachment A - Request for Information for 559 Anambah Road Gosforth NSW 2320 Road Go, Development Application: DA/2024/763, CNR-73930

We request the following information:

1. A finalised Aboriginal Cultural Heritage Assessment Report (ACHAR) that includes:
 - a. Consultation records and correspondence included in Appendix 1 of the ACHAR to demonstrate requirements have been met under the 'Aboriginal cultural heritage consultation requirements for proponents 2010'.
 - b. Archaeological survey methodology presented in accordance with requirement 5 of 'Code of Practice for Archaeological Investigation of Aboriginal Objects in NSW' (Code of Practice).
 - c. Archaeological test excavation methodology and results presented in accordance with the 'Code of Practice'. Following completion of the test excavation update the significance assessment, measures for avoiding and minimising harm and recommendations to reflect findings.
 - d. Figure/s mapping the areas of potential archaeological deposit and location of AHIMS sites overlaid with proposed works.
 - e. Figure/s mapping the proposed AHIP application area.
 - f. An impact assessment table listing the type, degree and consequence of harm for all Aboriginal sites partially within or inside the application area.
 - g. A significance assessment table for all Aboriginal sites partially within or inside the application area.
 - h. Register the identified potential archaeological deposit (Anambah PAD) within the application area on the Aboriginal Heritage Information Management System.

Emmilia Marshall

From: Kosta Contos <kosta.contos@dcceew.nsw.gov.au>
Sent: Tuesday, 15 July 2025 11:20 AM
To: Emmilia Marshall
Subject: RE: Heritage NSW - RFI - CNR-73930 - 559 Anambah Road Gosforth MAITLAND NSW 2320

Hi Emmilia,

Unfortunately we will not have a response by 4 August 2025. The heritage consultant has informed us last week that the finalised ACHAR will not be ready until mid-late August.

Once we receive that report we will be able to provide a formal response 😊

Please let me know if you need anything else!

Kind regards,

Kosta

From: Emmilia Marshall <emmilia.marshall@maitland.nsw.gov.au>
Sent: Tuesday, 15 July 2025 8:51 AM
To: Kosta Contos <kosta.contos@dcceew.nsw.gov.au>
Subject: RE: Heritage NSW - RFI - CNR-73930 - 559 Anambah Road Gosforth MAITLAND NSW 2320

Hi Kosta,

The application is being reported to the HCCRPP on 13th August 2025 with my report and recommendation due to the panel the week prior. Is it likely to receive a response from you prior to the 4th August 2025?

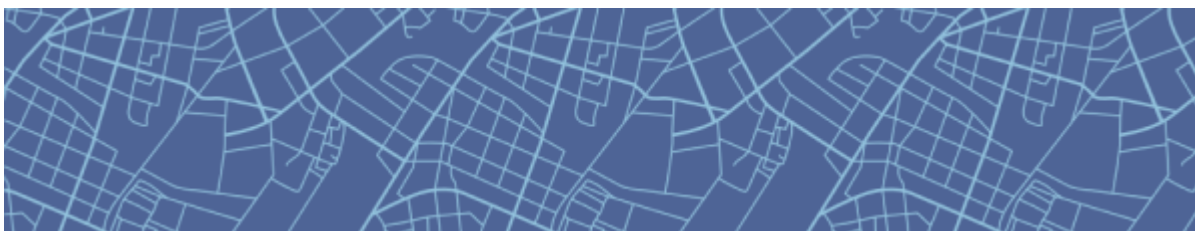
Many thanks,

Emmilia Marshall

Senior Development Planner
City Planning

02 4934 9791 | +61 474 932 785 | emmilia.marshall@maitland.nsw.gov.au

maitland
CITY COUNCIL



We acknowledge the Wonnarua People as the Traditional Owners and Custodians of the land within the Maitland Local Government Area.

From: Kosta Contos <kosta.contos@dcceew.nsw.gov.au>
Sent: Friday, 11 July 2025 10:10 AM
To: Emilia Marshall <emilia.marshall@maitland.nsw.gov.au>
Subject: RE: Heritage NSW - RFI - CNR-73930 - 559 Anambah Road Gosforth MAITLAND NSW 2320

Hi Emilia,

The mod for DA2024/763 was rejected as the information requested in the previous RFI has not been provided.

Once the ACHAR has been updated with the test excavation results and other items requested in the RFI, we can resume the assessment. The heritage consultant has informed me this week that they will provide this by the end of next week 😊

Kind regards,

Kosta

From: Emilia Marshall <emilia.marshall@maitland.nsw.gov.au>
Sent: Tuesday, 8 July 2025 1:25 PM
To: Kosta Contos <kosta.contos@dcceew.nsw.gov.au>
Subject: RE: Heritage NSW - RFI - CNR-73930 - 559 Anambah Road Gosforth MAITLAND NSW 2320

Hi Kosta,

Just checking in on the re-referral for DA 2024/763. Was there a reason the referral was rejected in the portal?

Requested clause	Clause Description	Clause type
EP&A Regulation 2021, s38 (Amendment of development application)		Notification/Info

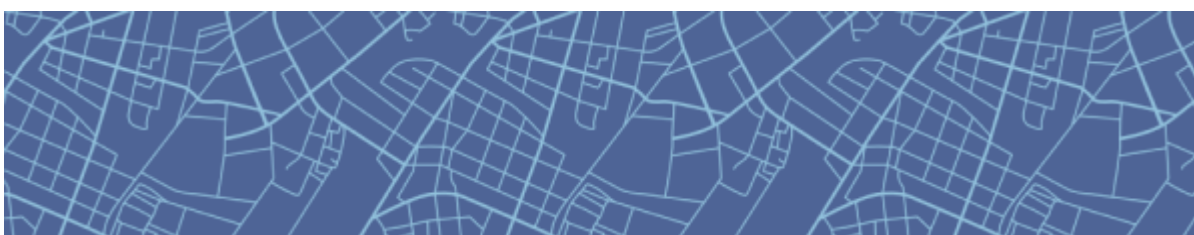
Thank you and kind regards,

Emilia Marshall

Senior Development Planner
City Planning

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We acknowledge the Wonnarua People as the Traditional Owners and Custodians of the land within the Maitland Local Government Area.

From: Kosta Contos <kosta.contos@environment.nsw.gov.au>

Sent: Wednesday, 9 April 2025 1:10 PM

To: Emmilia Marshall <emmilia.marshall@maitland.nsw.gov.au>

Subject: RE: Heritage NSW - RFI - CNR-73930 - 559 Anambah Road Gosforth MAITLAND NSW 2320

Hi Emmilia,

Thank you for providing the update 😊

I haven't heard anything about a withdrawal either! I will follow up with the heritage consultant to see if test excavation will be happening.

I'll look out for that new DA as well, thank you for the heads up.

Kind regards,

Kosta

From: Emmilia Marshall <emmilia.marshall@maitland.nsw.gov.au>

Sent: Tuesday, 8 April 2025 4:33 PM

To: Kosta Contos <kosta.contos@environment.nsw.gov.au>

Subject: RE: Heritage NSW - RFI - CNR-73930 - 559 Anambah Road Gosforth MAITLAND NSW 2320

Hi Kosta,

Council has not received any indication from the applicant that the DA is being withdrawn. Have they indicated otherwise to you?

Council did provide an extension to the comprehensive RFI due date, till 30th May 2025. I suspect the applicant will provide the amended ACHAR as part of the RFI response.

I note that a DA for an MHE (DA/2025/52) has been lodged on the RU2 portion of the same site. A referral was sent to DPE Heritage on 20/02/2025 (Case reference: A-97283).

Please feel free to contact me should you wish to discuss.

Many thanks,

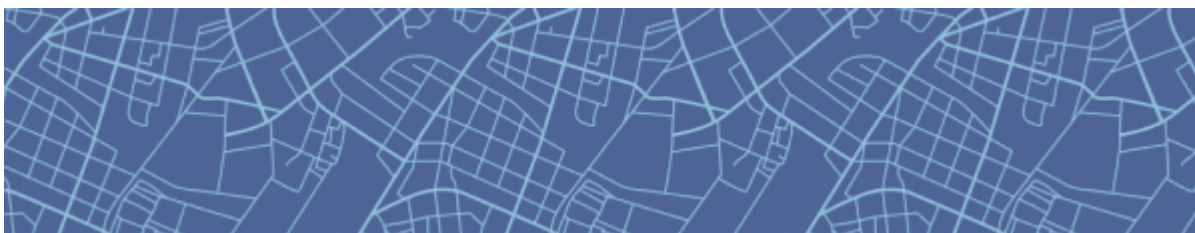
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From: Kosta Contos <kosta.contos@environment.nsw.gov.au>

Sent: Tuesday, 8 April 2025 2:48 PM

To: Emmilia Marshall <emmilia.marshall@maitland.nsw.gov.au>

Subject: RE: Heritage NSW - RFI - CNR-73930 - 559 Anambah Road Gosforth MAITLAND NSW 2320

Hi Emmilia,

Hope you're well!

I wanted to reach out in regards to this project. Are there any updates on whether the applicant will be withdrawing their application?

Kind regards,

Kosta

From: Emmilia Marshall <emmilia.marshall@maitland.nsw.gov.au>

Sent: Wednesday, 27 November 2024 11:19 AM

To: Kosta Contos <kosta.contos@environment.nsw.gov.au>

Cc: Nicole Davis <Nicole.Davis@environment.nsw.gov.au>

Subject: RE: Heritage NSW - RFI - CNR-73930 - 559 Anambah Road Gosforth MAITLAND NSW 2320

Good morning Kosta,

Thank you for the update – much appreciated.

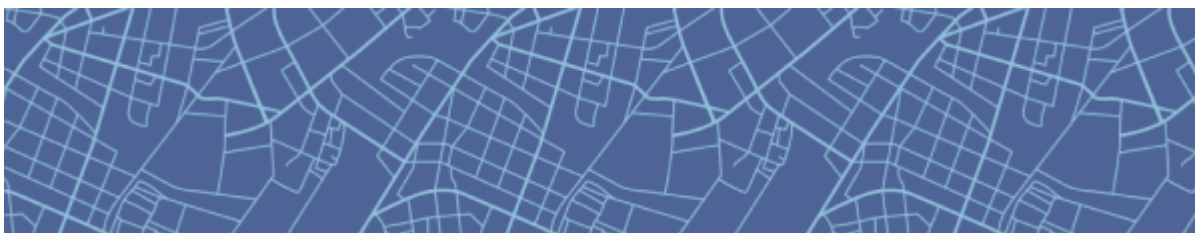
Kind Regards,

Emmilia Marshall

Senior Development Planner
City Planning

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From: Kosta Contos <kosta.contos@environment.nsw.gov.au>

Sent: Wednesday, 27 November 2024 10:36 AM

To: Emmilia Marshall <emmilia.marshall@maitland.nsw.gov.au>

Cc: Nicole Davis <Nicole.Davis@environment.nsw.gov.au>

Subject: Heritage NSW - RFI - CNR-73930 - 559 Anambah Road Gosforth MAITLAND NSW 2320

Hi Emmilia,

I wanted to update you in regards to the RFI for this project.

The RFI submission date has been extended to 1 April 2025 as the consultant has requested additional time due to the upcoming Christmas break and scheduling issues.

Kind regards,

Kosta

Kosta Contos (*he/him*)

Senior Assessments Officer - ACH Approvals

Heritage NSW

**Department of Climate Change,
Energy, the Environment and Water**

M 0425 901 566 **E** kosta.contos@environment.nsw.gov.au

dcceew.nsw.gov.au

Level 14
12 Darcy Street
Parramatta NSW 2150
Dharug Country

Working days Monday to Friday, 9:00am - 4:00pm



I acknowledge the Traditional Owners of Country and recognise their continuing connection to lands, waters and communities. I pay respect to Aboriginal and Torres Strait Islander cultures, and to Elders past, present and emerging. I also acknowledge Aboriginal and Torres Strait Islander staff currently working with NSW Government.

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