

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

**ATTENTION: Holly Hutchens**

Dear Ms Hutchens,

**STATE ENVIRONMENTAL PLANNING POLICY (INFRASTRUCTURE) 2007  
DEVELOPMENT APPLICATION MODIFICATION – DA2018/01197.02  
10 Dangar Street, Wickham NSW 2293**

Transport for NSW (TfNSW) refers to Council's ePlanning Portal referral (CNR-13242) regarding the above Development Application (DA) Modification. The proposed works fall under the provisions of Clause 86 of *State Environmental Planning Policy (Infrastructure) 2007* (ISEPP), which requires concurrence from TfNSW before approval may be granted by Council.

TfNSW is empowered to assess and determine whether to provide concurrence to the DA Modification under the ISEPP as it is the rail authority for the Newcastle Light Rail corridor for the purpose of the ISEPP.

TfNSW has reviewed the documents that were provided through the ePlanning Portal and additional information including:

- Statement of Environmental Effects (SEE) by KDC dated 25 September 2020;
- Architectural Plans by Team2 Architects dated 23 September 2020; and
- Retaining Wall Analysis Report: Three level Basement Proposal by MPC Consulting Engineers dated 1 December 2020.

TfNSW has determined the proposed modification (DA2018/01197.02) will not create any new material impacts on the Newcastle Light Rail corridor compared to the approved DA2018/0117. The Conditions of Consent relating to the protection of the Newcastle Light Rail as presented in the Notice of Determination for DA2018/01197, City of Newcastle dated 30 April 2019 remain relevant to the subject modification DA.

It is understood that separate referral responses will be provided by TfNSW (Development Services North) under Clause 101 and Clause 104 and Sydney Trains under Clause 85 and Clause 86 of the ISEPP.

If you have any further inquiries in relation to this development application, please contact Robert Rutledge via email at [Robert.rutledge@transport.nsw.gov.au](mailto:Robert.rutledge@transport.nsw.gov.au)

Yours sincerely



4/2/2021

**Mark Ozinga**

Principal Manager, Land Use Planning & Development  
Customer Strategy and Technology

CD20/07965