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General Manager
Hawkesbury City Council
Council Chambers
George St
WINDSOR NSW 2756

Our ref: IDAS1127000
Our file: A-10128 Your
ref: DA0508/18

Attention: William Pillon

18 February 2021

Dear Sir/Madam

Re: Integrated Development Referral – General Terms of Approval
Dev Ref: DA0508/18
Description: Groundwater Excavation & Pump
Location: 394, 395 & 415 Freemans Reach Road Freemans Reach Lots 1/2 DP77951, Lots 3/4 DP718505 & Lots 1/2 DP85885

I refer to your recent letter regarding an integrated Development Application (DA) proposed for the above location. Attached, please find the WaterNSW General Terms of Approval (GTA) for part of the proposed development requiring a Water Supply Work approval under the *Water Management Act 2000* (WM Act), 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, WaterNSW requests these GTA be included (in their entirety) in Council's development consent. Please also note WaterNSW requests notification:

- if any plans or documents are amended and these amendments significantly change the proposed development or result in additional works or activities for any excavation which interferes with an aquifer.
- if Council receives an application to modify the development consent and the modifications change the proposed work or activities described in the original DA.
- of any legal challenge to the consent.

WaterNSW will ascertain from the notification if the amended plans require review of or variation/s to the GTA. This requirement applies even if the amendment is part of Council's proposed consent conditions and do not appear in the original documentation.

As the proposed work or activity cannot commence before the applicant applies for and obtains an approval, WaterNSW recommends the following condition be included in the development consent:

The attached GTA issued by WaterNSW do not constitute an approval under the *Water Management Act 2000*. The development consent holder must apply to WaterNSW for a Water Supply Work approval **after consent** has been issued by Council **and before** the commencement of any work or activity.

A completed application form must be submitted to WaterNSW together with any required plans, documents, application fee, security deposit or bank guarantee (if required) and proof of Council's development consent.

Application forms are available from the WaterNSW website at:

www.watnsw.com.au [Customer Services](#) [Applications & Fees](#).

WaterNSW requests that Council provide a copy of this letter to the development consent holder.

WaterNSW also requests a copy of the determination for this development application be provided by Council as required under section 91A (6) of the EPA Act.

Yours Sincerely

Saad Khan
On behalf of

Wayne Conners
Senior Water Regulation Officer
Water Regulatory Operations
WaterNSW

Reference Number: IDAS1127000

Issue date of GTA: 18 February 2021

Type of Approval: Water Supply Work

Description: Groundwater Excavation & Pump

Location of work/activity: 394, 395 & 415 Freemans Reach Road Freemans Reach Lot 1/2 DP77951,
Lot 3/4 DP718505 & Lot 1/2 DP85885

DA Number: DA0508/18

LGA: Hawkesbury City Council

Water Sharing Plan Area: Greater Metropolitan Region Groundwater Sources

The GTA issued by WaterNSW do not constitute an approval under the *Water Management Act 2000*. The development consent holder must apply to WaterNSW for the relevant approval **after development consent** has been issued by Council **and before** the commencement of any work or activity.

Condition Number Details

- GT0130-00001 Except as may be expressly provided by a licence under the Protection of the Environment Operations Act 1997 in relation of the development, section 120 of the Protection of the Environment Operations Act 1997 must be complied with in connection with the carrying out of the development.
- GT0131-00001 Except as may be expressly provided by an Environmental Protection Licence, the Applicant must ensure that the discharges from any licenced discharge point/s do not cause exceedances of the Water Quality criteria in Table 8 of the Freemans Reach Sand Extraction Facility Operational Management Plan P1706008JR11V03.
- GT0132-00001 All operational and post-operational works must be carried out in strict accordance with the following documents; a) Freemans Reach Sand Extraction Facility Operational Management Plan P1706008JR11V03 and subsequent accompanying documents P1706008JC23V01-201218a and P1706008JC24V01-210210a; b) Freemans Reach Sand Extraction Facility Inlet Reclamation Plan P1706008JR16V02; c) Freemans Reach Sand Extraction Facility Flood Risk Management Plan P1706008JR09V01; d) Freemans Reach Sand Extraction Facility Waste Management Plan P1706008JR13V01; and e) Freemans Reach Sand Extraction Facility Onsite Wastewater Management Assessment P1706008JR05V01.
- GT0133-00001 The proponent obtains all required approvals and access licenses prior to the commencement of any extraction at the site.
- GT0134-00001 Within 6 months of the date of the application being determined, the Applicant must update their Water Monitoring Plan for the development and implement it after it has been agreed to in writing by the Department of Planning, Industry and Environment, and to the satisfaction of the Secretary. This plan must be prepared by a qualified hydrogeologist/hydrologist and include a) Water Balance; b) Erosion and Sediment Control Report; c) Surface Water Monitoring Report; d) Ground Water Monitoring Report; and e) Surface and Groundwater Response Plan, to address any potential adverse impacts associated with the development.
- GT0135-00001 The Water Balance must: a) include details of all water extracted and used by the development based on appropriate metering arrangements; and b) provide for the reporting of annual water extraction and maximum instantaneous pumping rates to the Department in accordance with the licence under the Water Management Act 2000.

Reference Number: IDAS1127000

Issue date of GTA: 18 February 2021

Type of Approval: Water Supply Work

Description: 80mm submersible pump

Location of work/activity: 394,395 & 415 Freemans Reach Road Freemans Reach 2/1 DP77951, 3/4 DP718505 & 1/2 85885

DA Number: DA0508/18

LGA: Hawkesbury City Council

Water Sharing Plan Area: Greater Metropolitan Region Groundwater Sources

GT0136-00001 The Surface Water Monitoring Report must include: a) A detailed baseline data on surface water flows and quality in all waterbodies and wetlands within the site; b) A surface water impact assessment criteria; c) results of monitoring of surface water flows and quality; d) results of monitoring of bank and bed stability; e) a protocol for the investigation, notification and mitigation of identified exceedances of the surface water impact assessment criteria; and f) results of monitoring the effectiveness of and compliance with the Inlet Reclamation Plan P1706008JR16V02.

GT0137-00001 The Groundwater Monitoring Report must include: a) Location of all measuring and sampling points; b) survey positioning of all measurement points to the accuracy prescribed by the department; c) frequencies of water level measurement and water quality sampling; d) metering locations and reading schedules; e) replacement procedures for damaged monitoring bores; f) detailed baseline data on ground water levels, flows and quality, based on statistical analysis; g) groundwater impact assessment criteria; h) results of monitoring of regional groundwater levels and quality; i) results of monitoring groundwater level effects on adjacent wetlands, vegetation, and on ground water supply to adjoining properties; and j) results of monitoring of the investigation, notification and mitigation of identified exceedances of the groundwater impact assessment criteria.

GT0138-00001 Extraction must not commence until the department has agreed in writing to the Water Monitoring plan.

GT0139-00001 Post closure monitoring period to be determined by the department on review of all information required by the Water Management Plan at a time six months after completion of extraction and thereafter if required every six months until pre-development groundwater conditions return.



General Terms of Approval

for proposed development requiring approval under
s89, 90 or 91 of the Water Management Act 2000

Reference Number: IDAS1127000

Issue date of GTA: 18 February 2021

Type of Approval: Water Supply Work

Description: 80mm submersible pump

Location of work/activity: 394,395 & 415 Freemans Reach Road Freemans Reach 2/1 DP77951, 3/4
DP718505 & 1/2 85885

DA Number: DA0508/18

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SCHEDULE 1

The plans and associated documentation listed in this schedule are referred to in general terms of approval (GTA) issued by WaterNSW for integrated development associated with DA0508/18 as provided by Council:

- Martens Consulting Engineers (2018), Environmental Impact Statement. Proposed Sand Extraction Facility – 374, 395 and 415 Freemans Reach Road, Freemans Reach, NSW, ref: P1706008JR03V01.
- Martens Consulting Engineers (2019), Acid Sulfate Soils Management Plan: Proposed Sand Extraction Facility – 374, 395 and 415 Freemans Reach Road, Freemans Reach, NSW, ref: P1706008JR04V01.
- Martens Consulting Engineers (2018), Hydrogeological Assessment: Proposed Sand Extraction Facility – 374, 395 and 415 Freemans Reach Road, Freemans Reach, NSW, ref: P1706008JR08V01.
- Martens Consulting Engineers (2020), RE: RESPONSE TO REQUEST FOR FURTHER INFORMATION REGARDING THE PROPOSED SAND EXTRACTION AND PROCESSING FACILITY, 374, 395 and 415 FREEMANS REACH ROAD, FREEMANS REACH, NSW (DA0508/18) ref: P1706008JC23V01