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Your ref: DA2022/0107
Our ref: 12547851

03 May 2022

Rachel Heath
Planit Consulting
PO Box 1623
Kingscliff NSW 2487

DA2022/0107 Bentley Quarry, Lot 2 DP1196757, 1465 Bentley Road Bentley – Request For Information Response 2

Dear Rachel

In response to the letter from Planit Consulting dated 28 April 2022 requesting further information in regard to WaterNSW's response to our letter dated 18 March 2022, we provide the following information.

WaterNSW have agreed the proposal is exempt from a Water Access Licence (WAL) for groundwater. However, WaterNSW have indicated it has not been demonstrated how the proposal is exempt from requiring a Work Approval under Section 90 of the Water Management Act and potentially a surface WAL.

To confirm what the issue was, WaterNSW was contacted on 28 April 2022. WaterNSW explained the concern was in relation to the basin being made larger than required for sediment and erosion control. It was explained the water captured in the basin would be used for environmental purposes e.g., dust control, washing trucks so they don't track sediment onto Bentley Road. WaterNSW indicated that providing this use was approved by Council and EPA, it would be considered exempt according to Schedule 1 of the Water Management (General) Regulation 2018, and a Works Approval would not be required.

In relation to the surface water WAL, WaterNSW acknowledged that the property had sufficient harvestable rights to supply the necessary volume of water, if required.

We trust the above information will allow the application to be determined. If you have any further questions, regarding the above, please contact the undersigned.

Regards

A handwritten signature in blue ink that reads 'Ben'.

Ben Luffman
Senior Environmental Consultant

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