

Department of Planning & Infrastructure
GPO Box 39
Sydney NSW 2000

Attention: Pilar Aberasturi

SHOALHAVEN CITY COUNCIL – PROJECT APPLICATION MODIFICATION MP 06_0060 & MP 06_0058 – NAVAL COLLEGE ROAD, VINCENTIA – MID BLOCK TRAFFIC SIGNALS

Dear Sir/Madam

Reference is made to your letter received on 27 November 2012 regarding the subject project modification application forwarded to Roads and Maritime Services (RMS) for consideration.

RMS has reviewed the submitted information and maintains our concerns raised in our letter dated 8 June 2012.

RMS does not object to the project modification application in principle subject to the following comments being included in the conditions of the Modification Approval:

- Prior to the issuing of the construction certificate, the developer shall enter into a Works Authorisation Deed (WAD) with the RMS for all works on Naval College Road related to the provision of mid-block traffic signals.
- The mid-block traffic signals shall be located at Council's preferred location approximately 50m north of the developer's proposed location.
- Prior to any occupation, the developer shall provide mid-block traffic signals on Naval College Road in accordance with Austroads *Guide to Road Design Part 4a: Unsignalised and signalised intersections*, Austroads *Guide To Traffic Management Part 6: Intersections, Interchanges and Crossings* (2007) and the RTA *Traffic Signal Design guidelines* (2008).
- Prior to any occupation, the developer shall provide a shared path along Naval College Road connecting the mid-block traffic signals to the proposed shared path along the north-west side of The Wool Road along the frontage of the subject site (refer to Cardno Drawing No. 4007 Project No. 104016 External Road Upgrades Stage 2).
- Where required, lighting shall be upgraded/provided in accordance with Australian Standard AS/NZS1158.
- All roadworks, traffic control facilities and other works associated with this development, including any modifications required to meet RMS standards, will be at no cost to RMS. All works shall be completed prior to occupation.

Roads & Maritime Services

- All roadworks and traffic control facilities must be undertaken by a pre-qualified contractor. Traffic signals must be constructed by a pre-qualified contractor. A copy of pre-qualified contractors can be found on the RMS' website at:

<http://www.rta.nsw.gov.au/doingbusinesswithus/tenderscontracts/prequalifiedcontractors.html>

- RMS will be exercising its powers under Section 64 of the Roads Act, 1993 to become the roads authority for works on Naval College Road. Given this, Section 138 consent under the Roads Act, 1993 shall be obtained from the RMS prior to construction.
- The developer shall apply for, and obtain a Road Occupancy Licence (ROL) from the RMS Traffic Operations Unit (TOU) prior to commencing roadworks on a State Road or any other works that impact a travel lane of a State Road or impact the operation of traffic signals on any road. The application will require a Traffic Management Plan (TMP) to be prepared by a person who is certified to prepare Traffic Control Plans. Should the TMP require a reduction of the speed limit, a Speed Zone Authorisation will also be required from the TOU. The developer shall submit the ROL application 10 business days prior to commencing work. It should be noted that receiving an approval for the ROL within this 10 business day period is dependant upon RMS receiving an accurate and compliant TMP. Note: An approved ROL does not constitute an approval to commence works until an authorisation letter for the works has been issued by RMS Project Manager.

Conditions of development consent relating to road work, traffic control facilities and other structures on the classified road network contrary to those outlined above are unlikely to receive RMS consent under the Roads Act, 1993.

RMS highlights that in deciding whether or not to approve the project modification application under Part 3A of the Environmental Planning and Assessment Act, 1979, it is the Minister's responsibility to consider the environmental impacts of any road works which are ancillary to the development. This includes any works which form part of the proposal and/or any works which are deemed necessary to include as requirements in the conditions of any development consent including noise, loss of parking, etc. Depending on the level of environmental assessment undertaken to date and nature of the works, the Department may require the developer to undertake further environmental assessment for any ancillary road works.

It is requested that the Department advise the applicant that conditions of development consent do not guarantee RMS' final consent to the specific road work, traffic control facilities and other structures and works on the classified road network. In this regard, prior to undertaking any such work, the applicant is required to submit detailed design plans and all relevant additional information prior to commencing work on the State road network. RMS has not carried out a design assessment of the plans provided at this stage and will undertake this assessment as part of the WAD process. The developer will need to pay all RMS fees and charges associated with works. In the first instance, to progress the post consent process, the applicant should email the conditions of modification approval to: development.southern@rms.nsw.gov.au.

Upon the Department's determination of this matter, it would be appreciated if the Department could forward a copy of the Notice of Determination to RMS within the appellant period for advice and consideration.

Yours faithfully



18 DEC 2012

Brian Lefoe
Road Safety and Traffic Manager
Network Management, Southern Region
CC – The General Manager, Shoalhaven City Council (via email)
Roads & Maritime Services