



Contact: Jeremy Morice
Phone: 02 4224 9736
Email: Jeremy.Morice@dpi.nsw.gov.au

General Manager
Shellharbour City Council
Locked Bag 155
Shellharbour City Centre NSW 2529

Our ref: IDAS1103920
Your Ref: DA0569/2017

Attention: Jasmina Micevski

21 February 2018

Dear Jasmina

Re: Integrated Development Referral – General Terms of Approvals
Development Reference: DA0569/2017
Description: Four Stage Residential Subdivision of Land and Associated Works to Create 142 Residential Lots and One Residual Environmental Reserve Lot
Location: Lot 1 DP 558196 81 Escarpment Drive, Calderwood

I refer to your recent letter regarding an integrated Development Application (DA) proposed for the above location. Attached, please find DPI Water's General Terms of Approval (GTA) for part of the proposed development requiring a Controlled Activity 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, DPI Water request these GTA's be included (in their entirety) in Council's development consent. Please also note DPI Water requests notification:

- If any plans or documents are amended and these amendments significantly change the proposed development or result in additional works or activities (i) in the bed of any river, or lake or estuary; (ii) on the banks of any river, lake or estuary; (iii) on land within 40 metres of the highest bank of a river, lake or estuary; or (iv) any excavation which interferes with an aquifer.

DPI Water 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.

- If Council receives an application under s96 of the EPA Act 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.

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

The attached GTA issued by DPI Water do not constitute an approval under the *Water Management Act 2000*. The development consent holder must apply to DPI Water for a Controlled Activity 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 DPI Water together with any required plans, documents, application fee, security or bank guarantee (if required) and proof of Council's development consent. Finalisation of an approval can take up to eight (8) weeks from the date the application and all required supporting documentation is received.

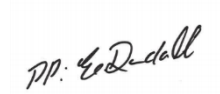
Application forms are available from the DPI Water website at:

www.water.nsw.gov.au » [Water licensing](#) » [Approvals](#).

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

DPI Water 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



Brendan Mee
Water Regulation Office
Water Regulatory Operations
Lands & Water



General Terms of Approval

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

Reference Number:	IDAS1103920
Issue date of GTA:	21 February 2018
Type of Approval:	Controlled Activity
Description:	Four Stage Residential Subdivision of Land and Associated Works to create 142 residential lots and one residual environmental reserve lot
Location of work/activity:	81 Escarpment Drive CALDERWOOD
DA Number:	DA0569/2017
LGA:	Shellharbour City Council
Water Sharing Plan Area:	Greater Metropolitan Region Unregulated River Water Sources

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

Condition Number	Details
Design of works and structures	
GT0009-00004	Before commencing any proposed controlled activity on waterfront land, an application must be submitted to Crown Lands and Water Division, and obtained, for a controlled activity approval under the Water Management Act 2000.
GT0019-00002	Any proposed excavation on waterfront land must be undertaken in accordance with a plan submitted as part of a controlled activity approval, to be approved by Crown Lands and Water Division.
Erosion and sediment controls	
GT0014-00003	A. The consent holder must ensure that any proposed materials or cleared vegetation, which may: i. obstruct water flow, or ii. wash into the water body, or iii. cause damage to river banks, are not stored on waterfront land, unless in accordance with a plan held by Crown Lands and Water Division as part of a controlled activity approval. B. When the carrying out of the controlled activity has been completed, surplus materials must be removed from waterfront land.
GT0021-00004	The proposed erosion and sediment control works must be inspected and maintained throughout the construction or operation period of the controlled activity and must not be removed until the site is fully stabilised.
Plans, standards and guidelines	
GT0002-00161	A. This General Terms of Approval (GTA) only applies to the proposed controlled activity described in the plans and associated documents found in Schedule 1, relating to Development Application 0569.2017 provided by Council to Crown Lands and Water Division. B. Any amendments or modifications to the proposed controlled activity may render the GTA invalid. If the proposed controlled activity is amended or modified, Crown Lands and Water Division, Wollongong Office, must be notified in writing to determine if any variations to the GTA will be required.
GT0005-00069	A. The application for a controlled activity approval must include the following plan(s): - 1. Detailed civil construction plans; 2. Erosion and sediment control plans. B. The plan(s) must be prepared in accordance with Crown Lands and Water Division's guidelines located on the website https://www.water.nsw.gov.au/water-licensing/approvals/controlled-activity .
GT0010-00003	All documents submitted to Crown Lands and Water Division as part of an application for a controlled activity approval must be prepared by a suitably



General Terms of Approval

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

Reference Number: IDAS1103920

Issue date of GTA: 21 February 2018

Type of Approval: Controlled Activity

Description: Four Stage Residential Subdivision of Land and Associated Works to create 142 residential lots and one residual environmental reserve lot

Location of work/activity: 81 Escarpment Drive CALDERWOOD

DA Number: DA0569/2017

LGA: Shellharbour City Council

Water Sharing Plan Area: Greater Metropolitan Region Unregulated River Water Sources

qualified person.

GT0012-00002 Any proposed controlled activity must be carried out in accordance with plans submitted as part of a controlled activity approval application, and approved by Crown Lands and Water Division.

GT0030-00001 The application for a controlled activity approval must include plans prepared in accordance with Crown Lands and Water Division's guidelines located on the website as follows: <http://www.water.nsw.gov.au/water-licensing/approvals/controlled-activity>.

Rehabilitation and maintenance

GT0023-00001 Vegetation clearance associated with the proposed controlled activity must be limited to where the controlled activity is to be carried out, as shown on the approved plan(s).

Reporting requirements

GT0016-00002 The consent holder must inform Crown Lands and Water Division in writing when any proposed controlled activity carried out under a controlled activity approval has been completed.

SCHEDULE 1

The plans and associated documentation listed in this schedule are referred to in general terms of approval (GTA) issued by DPI Water for integrated development associated with DA0569/2017 as provided by Council:

- Pre-DA advice from Jeremy Morice (2017)
- SEE (November 2017)
- Water Cycle Management Cycle (November 2017)