



Contact: Brendan Mee
Phone: 02 4904 2524
Fax:
Email: Brendan.mee@dpi.nsw.gov.au

The General Manager
Campbelltown City Council
PO Box 57
CAMPBELLTOWN NSW 2560

Our ref: IDAS1102901
File No: N/A
Your Ref: DA3293/2017

26 February 2018

Attention: Andrew MacGee

Dear Sir/Madam

**Re: Integrated Development – for controlled activity described as: Cemetery & Park
Located at: 166-176 St Andrews Road, Varroville**

Department of Industry - Water has reviewed documents for the above development application and considers that, for the purposes of the *Water Management Act 2000* (WM Act), a controlled activity approval is not required and no further assessment by this agency is necessary for one of the following reasons.

- The proposed activity is **not occurring on waterfront land** (which includes (i) the bed of any river together with any land within 40 metres inland of the highest bank of the river, or (ii) the bed of any lake, together with any land within 40 metres of the shore of the lake, or (iii) the bed of any estuary, together with any land within 40 metres inland of the mean high water mark of the estuary).
- The proposed activity is **exempt** from section 91E (1) of the WM Act in relation to controlled activities specified in clause 39 of Subdivision 4, and Part 2 of Schedule 5 of the Water Management (General) Regulation 2011 that are carried out in, on or under waterfront land. **See attached** for details of the exemptions.
- The proposed activity is **not a controlled activity** as defined by the WM Act.

However the Department of Industry – Water would be open and willing to consult with the chosen developer and council on this proposal, and in this case we would strongly recommend this collaboration due to the scale and complexity of this proposal.

Additionally whilst the proponent is exempt from obtaining a CAA under the public authority exemption, they are still required to ensure the development is consistent with the objects and principles of the Water Management Act and the Department of Industry Guidelines on <http://www.water.nsw.gov.au/water-licensing/approvals/controlled-activity>.

Should the proposed development be varied in any way that results in development extending onto land that is waterfront land, or encompassing works that are defined as controlled activities, then Department of Industry - Water should be notified.

Further information on controlled activity approvals under the WM Act can be obtained from Department of Industry - Water website: www.water.nsw.gov.au go to *Water licensing > Approvals > Controlled activities*.

Please direct any questions regarding this correspondence to Brendan Mee by email to Brendan.mee@dpi.nsw.gov.au.

Yours sincerely

P.P. 

**Brendan Mee - Water Regulation Officer
NSW Department of Primary Industries - Water**