Contact: Paula Tomkins Phone: 02 9228 6397 Fax: 02 9228 6540

Email: <u>paula.tomkins@planning.nsw.gov.au</u>

Mr Bob Ell Executive Chairman Leda Holdings GPO Box 2522 SYDNEY NSW 2001 Our ref: MP 06\_0318 File: S06/01106

Dear Mr Ell,

Kings Forest (Tweed LGA) - Director General's Environmental Assessment Requirements for Concept Plan at Kings Forest, Kingscliff, Tweed Heads

As you are aware, the Minister for Planning authorised a concept plan for the Kings Forest site on 9 January 2007. Subsequent to this, Director-General's Environmental Assessment Requirements (DGRs) were issued for the application on 10 January 2007. Since this time, additional consultation has been undertaken with government agencies, including Council. This consultation has highlighted some additional requirements for inclusion in the DGRs.

Amended DGRs are attached to this correspondence at Attachment 1.

Attachment 2 lists the relevant plans and documents which are likely to be required upon submission of your proposal however, this should be confirmed with the Department prior to lodgement.

It should be noted that the DGRs have been prepared based on the information provided to date. Under Section 75F(3) of the *Environmental Planning and Assessment Act 1979* ("the Act"), the Director-General may alter or supplement these requirements if necessary and in light of any additional information that may be provided prior to the proponent seeking approval for the project.

It would be appreciated if you would contact the Department at least two weeks before you propose to submit the EA for the project to determine:

- The fees applicable to the application;
- Options available in publishing the EA via the internet; and
- Number and format (hard copy or CD-ROM) of EAs that will be required.

A list of some relevant technical and policy guidelines which may assist in the preparation of this EA are attached at **Attachment 3**.

Prior to exhibiting the EA, the Department will review the document to determine if it adequately addresses the DGRs. The Department may consult with other relevant government agencies in making this decision. If the Director-General considers that the EA does not adequately address the DGRs, the Director-General may require the proponent to revise the EA to address the matters notified to the proponent.

Following this review period the EA will be made publicly available for a minimum period of 30 days. The DGRs will be placed on the Departments website along with other relevant information which becomes available during the assessment of the project. As a result, the Department would appreciate it if all documents that are subsequently submitted to the Department are in a suitable format for the web, and if you would arrange for an electronic version of the EA to be hosted on a suitable website with a link to the Departments website.

If your proposal includes any actions that could have a significant impact on matters of National Environmental Significance (NES), it will require an additional approval under the Commonwealth *Environment Protection Biodiversity Conservation Act 1999* (EPBC Act). This approval is in addition to any approvals required under NSW legislation. It is your responsibility to contact the Commonwealth Department of Environment and Water Resources in Canberra (6274 1111 or http://www.environment.gov.au) to determine if the proposal is likely to have a significant impact on matters of NES and would require an approval under the EPBC Act. The Commonwealth Government has accredited the NSW environmental assessment process for assessing any impacts on matters of NES. As a result, if it is determined that an approval is required under the EPBC Act, please contact the Department immediately as supplementary DGRs will need to be issued.

Copies of responses from government agencies to the Department's request for key issues and assessment requirements are enclosed at **Attachment 4**. Please note that these responses have been provided to you for information only and do not form part of the DGRs for the EA.

Should you have any enquiries about these requirements, please contact Paula Tomkins on 9228 6397 or via email at paula.tomkins@planning.nsw.gov.au

Yours sincerely

21.6.07

Chris Wilson

**Executive Director, Major Project Assessments** 

As delegate for the Director General

# Attachment 1 Director-General's Environmental Assessment Requirements

Section 75F of the Environmental Planning and Assessment Act 1979

Application number	06_0318
Project	Concept Plan for the Kings Forest Site comprising the creation of a residential community (including subdivision), an aged care facility, educational facilities, a village centre, a church, a service station, a golf course and club house, a neighbourhood centre and a regional community facility.
Location	Kings Forest, Kingscliff, Tweed Heads
Proponent	Leda Holdings
Date issued	21 August 2007
Expiry date	21 August 2009
General requirements  Key issues	<ol> <li>The Environmental Assessment (EA) for the Concept Plan must include:</li> <li>An executive summary;</li> <li>A thorough site analysis and description of the existing environment;</li> <li>An outline of the scope of the project including:         <ul> <li>justification for the project taking into consideration any environmental impacts of the project, the suitability of the site and whether the project is in the public interest;</li> <li>alternatives considered; and</li> <li>outline the staged implementation of the project;</li> </ul> </li> <li>Consideration of any relevant statutory and non-statutory requirements, in particular relevant provisions of Environmental Planning Instruments, Far North Coast Regional Strategy and Development Control Plans (including justifications for any noncompliances) as well as impacts, if any, on matters of National Environmental Significance under the Commonwealth Environment Protection and Biodiversity Conservation Act 1999;</li> <li>An assessment of the potential impacts of the project and a draft Statement of Commitments, outlining commitments to public benefits, environmental management, mitigation and monitoring measures to be implemented with a clear identification of who is responsible for these measures;</li> <li>A conclusion justifying the project, taking into consideration the environmental impacts of the proposal, the suitability of the site, and whether or not the project is in the public interest;</li> <li>The plans and documents outlined in Attachment 2;</li> <li>A signed statement from the author of the Environmental Assessment certifying that the information contained in the report is neither false nor misleading; and</li> <li>An assessment of the key issues specified below and a table outlining how these key issues have been addressed.</li> <li>The EA must address the following key issues:</li> </ol>
	<ol> <li>Structure Plan - landuses, subdivision and urban design</li> <li>Provide a Structure Plan for the site that identifies location of indicative landuses, densities, road and open space networks, town/neighbourhood centres, urban design principles, golf</li> </ol>

- course, garbage depot and areas of environmental protection on the site. The Structure Plan is to include:
- (a) Consideration of site's context, topography, opportunities and constraints.
- (b) Concept plan for the proposed golf course and potential impacts on buffers, locality and areas of environmental protection.
- (c) Identification of areas capable of achieving more intensive land uses that provide increased housing supply and choices and promote social and economic development.
- (d) Consideration to provision of employment lands (other than retail) to assist development of a self-sustaining community.
- (e) Consideration of the Far North Coast Regional Strategy's Neighbourhood Planning Principles, specifically addressing the need for affordable housing and for housing diversity.
- 1.2 Consideration of the integration and compatibility of the proposed land uses (eg educational facilities, golf course, town centres, aged care, residential properties) and potential impacts such as access arrangements for each use, traffic, buffers, density controls and suitability of the proposed development with the surrounding area.
- 1.3 Provide consideration of the provision, management, maintenance and rehabilitation of areas of open space and rehabilitation/conservation.
- 1.4 Demonstrate the consistency of the proposed subdivision with the NSW Coastal Design Guidelines and NSW Coastal Policy.

#### 2. Traffic Management and Access

- 2.1 Prepare Traffic Concept Plan in accordance with the RTAs Guide to Traffic Generating Development to include:
  - (a) Details and analysis of proposed access to the site, specifically consider the intersection of Depot Road and Tweed Coast Road.
  - (b) Appropriate arrangements for the provision of road and public transport infrastructure needed to service the site.
  - (c) Details on the existing and future transport networks, traffic generation and circulation with particular attention given to traffic and access connections to surrounding areas.
  - (d) Pedestrian and cycle access within and to the site.

#### 3. Environmental Management

- 3.1 Demonstrate that the development footprint will not adversely impact on existing native flora and fauna. This should include a consideration of the impact on wildlife corridors and threatened species and their habitats in accordance with the draft Guidelines for Threatened Species Assessment (July 2005).
- 3.2 Prepare separate Plans of Management for Vegetation, Koalas, Threatened Species, Aboriginal Cultural Heritage, Feral Animals and Weed Management and Stormwater.
- 3.3 Assess proposed native vegetation clearing with consideration of potential impacts and if applicable, provide details of any offset strategy or other suitable mitigation measures to ensure that there is no net loss of native vegetation values.

- 3.4 Provide a description of the proposed treatment of ecological buffers, including interaction with the Golf course, Asset Protection Zones and stormwater structures.
- 3.5 Should filling of land occur below the RL 3.6m AHD contour, a comprehensive flood assessment (including detailed flood modelling) is to be provided.
- 3.6 Identify the impacts of the development on the existing hydrology, hydrogeology, groundwater and geology of the site. Consideration should be given to flood prone areas and the impact on wetlands, riparian zones, and other important habitat areas.
- 3.7 Consider impacts, if any, associated with climate change and sea level rise.
- 3.8 Address concept drainage and stormwater management issues arising from the development. This should include:
  - (a) Demonstrating that drainage and stormwater runoff will not have a significant impact on the surrounding environments downstream of the development (especially water, wetlands, and important habitat areas).
  - (b) Identification of any on-site treatment of stormwater and waste water in particular relating to Turner Lake, including recycling, Water Sensitive Urban Design, and drainage infrastructure.
- 3.9 Assess the proposal against the Cudgen Lake Coastal Lake Assessment Model, The Statement of Intent for the Coastal Lakes of New South Wales (February 2003) and the Northern Rivers Catchment Action Plan.

#### 4. Heritage

- 4.1 Identify whether the site has significance to Aboriginal cultural heritage and identify appropriate measures to preserve any significance (refer to draft Guidelines for Aboriginal Cultural Heritage Impact Assessment and Community Consultation).
- 4.2 Identify any other items of European heritage significance and provide measures for conservation of such items.

#### 5. Contamination and Acid Sulfate Soils

5.1 Identify potential contamination, acid sulfate soils, and other geotechnical issues on the site and address these in accordance with relevant legislation, planning instruments, and guidelines.

#### 6. Bushfire Risk

6.1 Demonstrate that the future development of the site is consistent with the *Planning for Bushfire Protection 2001* (or relevant policy).

#### 7. Utilities Infrastructure

- 7.1 Prepare a utility and infrastructure servicing report (including plans) for the site that includes:
  - (a) Identification and location of existing and future utility and infrastructure servicing the site.
  - (b) Demonstration that the site can be satisfactorily serviced for utility services.

(c) Augmentation works necessary to fully service the project, accompanied by indicative cost of these works.

8. Development Staging

8.1 Identify staging of the development and demonstrate that land supply and demand will be released in an orderly and coordinated manner. This is to be supported by plans prepared at an appropriate scale.

9. Future Demographics

- 9.1 Prepare a Report that identifies the likely future community to occupy the site and forecast the community services and facilities required. This Report should:
  - (a) Identify the likely demographics and community context after analysing and considering similar development within the region.
  - (b) Provide an analysis of demographic projections.
  - (c) Identify existing facilities and services and the projected demand the development will have on them, as well as any other implications that might arise.
  - (d) Detail recommended strategies and actions to satisfy and mitigate any impacts on the facilities and services required for the development.

10. Planning Agreements and/or Developer Contributions

10.1 Address and provide the likely scope of any planning agreement and/or developer contributions with Council/ Government agencies.

11. Noise

11.1 Demonstrate that the proposal will be designed, constructed, operated and maintained so that there is no unacceptable level of noise impacts (including traffic noise) on amenity in the locality.

12. Off-site Impacts

12.1 Demonstrate that the development will not have any adverse impacts on adjoining lands. This is to include consideration of adjacent land uses, water quality, water quantity, erosion, sedimentation, fire management, fencing, and access. Identify any impacts on Cudgen Nature Reserve.

Consultation

During the preparation of the EA, you should undertake an appropriate and justified level of consultation with the following relevant parties, in particular:

- · Tweed Shire Council;
- · Roads and Traffic Authority; and
- Department of Environment & Conservation.

The following agencies and authorities may also be consulted where relevant:

- Ministry of Transport;
- Department of Education & Training;
- Local Aboriginal Land Council;

	<ul> <li>Department of Primary Industries;</li> <li>Department of Natural Resources;</li> <li>Department of Housing;</li> <li>NSW Health Department, including North Coast Area Health Service;</li> <li>Heritage Office;</li> <li>Northern Rivers Catchment Management Authority;</li> <li>Utility and infrastructure providers; and</li> <li>NSW Emergency Service agencies.</li> </ul> Public Consultation: <ul> <li>Document all community consultation undertaken to date or discuss the proposed strategy for undertaking community consultation. This should include any contingencies for addressing any issues arising from the community consultation and an effective communications strategy.</li> </ul> The consultation process and the issues raised should be described in the Environmental Assessment.
Deemed refusal period	<b>120</b> days

# Attachment 2 Plans and Documents to accompany the Application

Plans and Documents of the development	The following plans, architectural drawings and diagrams of your proposal as well as the relevant documents will be required to be submitted for your application:
	<ol> <li>The existing site survey plan is to be drawn to 1:500 scale (or other appropriate scale) and show:         <ul> <li>the location of the land, the measurements of the boundaries of the land, the size of the land and north point;</li> <li>the existing levels of the land in relation to buildings and roads;</li> <li>location and height of existing structures on the site; and</li> <li>location and height of adjacent buildings and private open space.</li> </ul> </li> </ol>
	2. A Site Analysis Plan must be provided which identifies existing natura elements of the site (including all hazards and constraints), existing vegetation, property dimensions, footpath crossing levels and alignments, existing pedestrian and vehicular access points and other facilities, slope and topography, natural features such as watercourses rock outcrops, utility services, boundaries, orientation, view corridors and all structures on neighbouring properties where relevant to the application (including windows, driveways etc.
	<ul> <li>3. A locality/context plan drawn to 1:500 scale (or other appropriate scale) should be submitted indicating: <ul> <li>significant local features such as parks, community facilities and open space, water courses and heritage items;</li> <li>the location and uses of existing buildings, shopping and employment areas;</li> <li>traffic and road patterns, pedestrian routes and public transport nodes; and</li> </ul> </li> <li>The existing site plan and locality plan should be supported by a written explanation of the local and site constraints and opportunities revealed through the above documentation.</li> </ul>
	The Environmental Assessment in accordance with the Director- General's Environmental Assessment Requirements as outlined in Attachment 1.
	<ul> <li>5. The Concept plans (where relevant) are to show the following: <ul> <li>Nominated land uses;</li> <li>General dimensions of proposed and/or existing allotments;</li> <li>North point;</li> <li>Name of the road fronting the site;</li> <li>Title showing the description of the land with lot and DP numbers etc;</li> <li>Vegetation retention;</li> <li>Access points; and</li> <li>Type of subdivision proposed (Torrens, strata and/or community)</li> </ul> </li></ul>

Page 8 of 12

title).

6. Other plans including (where relevant):

indicative road and open space networks

Road Hierarchy and Open Space Network Plans - illustrating

Stormwater Concept Plan - illustrating the concept for stormwater

management from the site; View analysis - artists impression, aerial photos, photomontages of the proposed development in the context of the surrounding development; and Landscape Concept Plan - plan or drawing that shows the basic detail of planting design and plant species to be used, listing botanical and common names, mature height and spread, number of plants to be utilised and surface treatments (i.e. pavers, lawn etc). Specialist advice, where required to support your Environmental Specialist advice Assessment, must be prepared by suitably qualified and practising consultants in relation to issues including, but not limited to, the following: Flora and Fauna; Bushfire: Traffic: Landscaping: Geotechnical and/or hydro geological (groundwater); Stormwater/drainage; Urban Design/Architectural; Contamination in accordance with the requirements of SEPP 55; and Acid Sulphate Soil Management Plan. 15 hard copies of the Environmental Assessment; Documents to be 15 sets of architectural and landscape plans to scale, including one (1) set at submitted A3 size (to scale); 1 copy of the Environmental Assessment and plans on CD-ROM (PDF format), not exceeding 5Mb in size (see below); and If the Environmental Assessment is bulky and lengthy in volume, you will be required to package up each Environmental Assessment ready for distribution by the Department to key agencies. Electronic documents presented to the NSW Department of Planning for Electronic publication via the Internet must satisfy the following criteria:-Documents Adobe Acrobat PDF files and Microsoft Word documents must be no bigger that 1.5 Mb. Large files of more than 1.5 Mb will need to be broken down and supplied as different files. File names will need to be logical so that the Department can publish them in the correct order. Avoid sending documents that are broken down in more than 10 files. Image files should not be bigger than 2Mb. The file names will need to be clear and logical so the Department can publish them in the correct Graphic images will need to be provided as [.gif] files. Photographic images should be provided as [.jpg] files. Large maps will need to be presented as individual files and will need to be calibrated to be no more than 2Mb each. Images inserted into the document will need to be calibrated to produce files smaller than 1.5Mb. Large images will need to be presented as individual files and will need to be calibrated to be no more than 2Mb each. The file names will need to be clear and logical so the Department can publish them in the correct order.

Alternatively, these electronic documents may be placed on your own web

site with a link to the Department of Planning's website.

# Attachment 3 State Government technical and policy guidelines

The following list provides relevant technical and Policy Guidelines which may assist in the preparation of the Environmental Assessment. It should be noted, however, that this list is not exhaustive as other documents and policies may need to be reviewed. It is also important to note that not of all of these guidelines may be relevant to your proposal.

The majority of these documents can be found on the relevant Departmental Websites, on the NSW Government's on-line bookshop at <a href="http://www.bookshop.nsw.gov.au">http://www.bookshop.nsw.gov.au</a> or on the Commonwealth Government's publications website at <a href="http://www.publications.gov.au">http://www.publications.gov.au</a>.

Aspect	Policy /Methodology	
Biodiversity		
Flora and Fauna	Draft Guideline for assessment of impacts on Threatened Species under Part 3A (Department of Planning 2005)	
Fish and Aquatic Ecosystems	Why do Fish Need to Cross the Road? Fish Passage Requirements for Waterway Crossings (NSW Fisheries, 2003)	
	Threatened Species Management Manual (NPWS, 1998)	
Coastal Planning		
	NSW Coastal Policy 1997 - A sustainable Future for the New South Wales Coast, NSW Government, 1997	
	Coastal Design Guidelines for NSW, PlanningNSW, February 2003	
	NSW Wetlands Management Policy (DLWC, March 1996)	
Bushfire		
	Planning for Bushfire Protection 2001 (NSW Rural Fire Service)	
Contamination of Lan		
	Best Practice in Contaminated Sites (Commonwealth DEH, 1999, ISBN 0 642 546460)	
Environmental Management Systems		
	NSW Government Interim Water Quality and River Flow Environmental Objectives (DEC)	
	Guidelines for the preparation of Environmental Management Plans (DIPNR, 2004)	
Heritage		
Aboriginal	Draft Guideline for assessment of impacts on Aboriginal Heritage under Part 3A ( Planning 2005)	
Non-Indigenous	Assessing Heritage Significance Update for Heritage Manual (Heritage Office, 2000)	
	NSW Heritage Manual (NSW Heritage Office, 1996)	
Noise		
	Environmental Criteria for Road Traffic Noise (EPA, 1999)	
	Acoustics - Road traffic noise intrusion - Building siting and construction (Standards Australia, 1989, AS 3671-1989)	

Aspect	Policy /Methodology	
Rehabilitation		
	Managing Urban Stormwater: Soils & Construction (NSW Landcom, March 2004) - "The Blue Book"	
Safety and Hazards		
	Electrical Safety Guidelines (Integral Energy)	
Soils		
	Acid Sulfate Soil Manual (ASSMAC)	
	Contaminated Sites: Sampling Design Guidelines (EPA, 1999)	
Traffic & Transport		
	Guide to Traffic Engineering and Guide to Geometric Design of Rural Roads (Austroads, 2003, AP-G1/03)	
Urban Design: Cycleway/Pathway Design		
	Guidelines for the Design and Construction of Paths and Cycleways along Watercourses and Riparian Areas (Version 2) (DIPNR/DNR)	
Water		
	Water quality guidelines for the protection of aquatic ecosystems for upland rivers. (ANZECC, 2000)	
Floodplain	NSW Government Floodplain Development Manual - the Management of Flood Liable Land (DIPNR, 2005)	
Groundwater	NSW State Groundwater Quality Protection Policy (DLWC, 1998, 0 7313 0379 2)	
Stormwater	Managing Urban Stormwater: Soils & Construction (NSW Landcom, March 2004) - "The Blue Book"	
Waterways	Waterways Crossing Design & Construction (Version 4 – DIPNR/DNR Draft Guidelines)	

# Attachment 4 Agency Responses to Request for Key Issues - For Information Only



Please Quote Council Ref:

GT1/51 and GT1/52

Your Ref No:

MP06 0316 & MP06 0318

For Enquiries Please Contact:

Rowena Michel / Lindsay McGavin

Telephone Direct

(02) 6670 2423

Document2

TWEED SHIRE COUNCIL

24 July 2007

Department of Planning Coastal Assessments Att: Heather Warton GPO Box 39 Sydney NSW 2001

Dear Sir / Madam

Request for Key Issues and Assessment Requirements - Cobaki Lakes and Kings Forest Major Project – Concept Plans

Reference is made to your correspondence dated 10 July 2007, requesting details of key issues and assessment requirements which may be included in the Director-Generals Environmental Assessment Requirements for the abovementioned applications.

11/107 Applos posaus All 200 me 2007 Junes Pila Jankers

Please find attached correspondence from Council to Leda Developments in May 2007, outlining Council's key issues and assessment requirements. Of note, consideration should be given to:

- Section A5 of Council's consolidated DCP Subdivision Manual,
- Provision of employment lands (other than retail) to assist in development of self sustaining communities; and
- Principles of urban design including provision of mixed use development, connectivity and greater use of public transport.

Should you have any queries in relation to the above, please contact Lindsay McGavin or Rowena Michel of Council's Major Assessment Unit on (02) 6670 2468.

Yours faithfully,

**Lindsay McGavin** 

Muchel

Co-ordinator Major Assessment

Encl.



CIVIC AND CULTURAL CENTRE, MURWILLUMBAH PO BOX 816, MURWILLUMBAH NSW 2484 TELEPHONE: (02)6670 2400 FAX: (02)6670 2429 PLEASE ADDRESS ALL COMMUNICATIONS TO THE GENERAL MANAGER
ABN 90 178 732 496
www.tweed.nsw.gov.au





Prease Quote Council Ref.

GT1/51

Your Ref No:

For Enquires Please Contact

Lindsay McGavin

Telephone Direct (02) 6670 2456

Document2

TWEED SHIRE COUNCIL

2 May 2007

Project 28 Pty. Ltd. PO Box 1914 Surfers Paradise 4217

Dear Sir

#### Kings Forest Concept Plan

With reference to previous discussions the following comments are made regarding the proposed concept plan-

#### Depot Road/Tweed Coast Road intersection

A detailed traffic assessment and intersection modelling demonstrating that a roundabout (rather than traffic signals) is the best option and details on how pedestrians are to be managed is to be prepared and provided to Council for further assessment and comment. The following comments are made regarding the roundabout proposal-

- The two lane mundabout with unequal approach volumes may be a problem similar to the Chinderah roundabout at the motorway.
- The proposed development to the east of Tweed Coast Road creates a
  pedestrian attractor requiring pedestrians to cross a four lane arterial road.
  Roundabouts are poor in providing pedestrian crossing opportunities where as
  traffic signals are very good in this regard.
- The impact and operation of the proposed school under both intersection treatments needs to be considered.
- The additional right turn lane into the eastern development is not desirable and right turns out of the development would not be permitted. If the adopted intersection treatment is signals a right turn lane into Depot Road will need to be provided to service existing residential development.

#### Concept Plan

#### **Employment Land**

Council supports the objectives and principles outlined in the draft Concept Plan provided by Mr Van Den Brink however it is considered essential that some land be designated for mixed use or other employment generating activities. Council has adopted a policy of self contained dispersed centres in the Shire and Kings Forest provides an opportunity to create a modern, well planned development with mixed use areas where communities can five work and recreate. This concept has proved beneficial in other areas (eg. Varsity Lakes) for both development yields as well as creating a vibrant community. Council is seeking to obtain a similar outcome for the Kings Forest locality.

**Development Controls** 



CIVIC AND CITTURAL CENTRE, MURWILLUMBAH PO BOX 616, MURWILLUMBAH NSW 2484 TELEPHONE: (02)8670 2400 FAX - (02)6670 2429 PEKASE ACORESS ALE COMMUNICATIONS TO THE GENERAL MANAGER ABN 90 178 732 496 WKW TWO BEBLOOK 90V.8U The concept plan should include development controls such as lot yields/density targets for each precinct and stage. The precincts that include retail and commercial activity should include floor space ratios/targets for these uses. Each precinct/stage should include the type of dwelling mix ratios eg. the percentage of single dwellings, townhouses units etc.

Building design and style requirements/criteria/examples should be included in the plan for the residential and non residential uses:

#### **Community Facilities**

Council's section 94 contributions Plan No. 19 Casuarina Beach/Kings Forest identifies the required community facilities for Kings Forest. The sites for the nominated facilities should be identified in the concept plan.

#### Cycleway

Council's section 94 contributions Plan No. 22 identifies the location of the Shirewide cycleway network. Kings Forest forms part of this network. Discussion regarding the linking of the site to the external network in the initial stages of the development is requested.

#### Open space

Passive and structured open space needs to be clearly identified in accordance with DCP-16 Subdivision Manual.

Council's welcomes the opportunity to discuss the above matters with you further.

Yours faithfully

Lindsay McGavin

donlinator Development Assessment

# Paula Tomkins - Fwd: Cobaki and Kings Forest MP06\_0316 & MP06\_0318

From:

Sally Laing

To:

Paula Tomkins

Date:

30/07/2007 3:37 pm

Subject: Fwd: Cobaki and Kings Forest MP06\_0316 & MP06\_0318

>>> Ray Lawlor 26/07/2007 11:35 >>>

I had a call from Lesley Greenwood, 9561 8466, Acting Manager Service Planning for Education Department. The Education Department has been liaising with consultants and have identified 2 school sites in each development, however as she says the 'devil is in the detail'- who is going to pay for land acquisition and construction and what are the costs. So for them key issues will be acquisition, construction and timing. The Education Department have a methodology to establish land acquisition costs based on number of dwellings (?) approx. \$3 MIL/ha. She referred to Cabinet committee and interagency discussions about these matters and possibility of land acquisition only being covered by developer contributions etc. She also referred to North Cooranbong - I am not familiar with this but it is apparently a rezoning in Lake Macquarie of a substantial area for residential subdivision? Ray

Ray Lawlor Contract Planner Coastal Assessments Major Project Assessments 02 9228 6216



**Heather Warton Director Coastal Assessments** Major Projects Assessments Department of Planning GPO Box 39 SYDNEY NSW 2001

2 5 JUL 2007

Attention: Sally Laing, Environmental Planner, Coastal Assessments

Dear Ms Warton

Re: Request for provision of details of key issues and assessment requirements: MP06 0316 and MP06\_0318

Thank you for the opportunity to advise whether any additional key issues should be addressed by the proponent within the Environmental Assessments for these two major residential / town centre developments at Cobaki Lakes and at Kings Forest in Tweed local government area.

The Department requests that a requirement be included that the proponent demonstrate how both proposals will respond to existing and projected needs for housing in Tweed, including the need for affordable housing and for housing diversity. It is further requested that in the future a requirement along these lines be included in similar cases as a matter of course.

Should you require any further information, please contact Philippa Davis, Senior Planner on 8753 8526 or via email to <a href="mailto:philippa.davis@housing.nsw.gov.au">philippa.davis@housing.nsw.gov.au</a>

Yours sincerely

**Christine Hicks** 

Manager

Portfolio Strategy and Planning

20/7/07

To say lang
hur 23/7/07



2.5 JUL 2007

FILE: 07/237 TRIM: H07/90542

Ms Heather Warton Director Coastal Assessments NSW Department of Planning GPO Box 39 SYDNEY NSW 2001

12 W Sound 18 Paula but

Re: Request for Provision of Details of Key Issues and Assessment Requirements MP 06\_0316 & MP 06\_0318

Dear Ms Warton

Thank you for providing NSW Health with the opportunity to review and provide comment on the proposed residential/town centre developments at Cobaki Lakes and Kings Forest, Kingscliff.

I note that the project applications lodged by Leda Manorstead Pty Ltd are for major residential/town centre developments; the Cobaki proposal alone involving a 300 lot subdivision. I would envisage that once the applications have been assessed and more detailed information about projected demographic mix and population numbers for the new developments becomes available, we will be better able to identify the health needs and project the additional demand on health and community services in the region that the new developments will create. However, I would also request that the Department of Planning ensure that the impact on population figures is incorporated into population projections in NSW and for the region.

Having reviewed the documentation pertaining to both proposed developments, I have listed a number of issues below which the Director-General may wish to include in the Environmental Assessment Requirements (DGRs) for each of the applications.

#### Re: Proposed Residential Community Development at Cobaki Lakes

- The project application mentions that the development will include a town centre and two school sites. However, there is no indication of whether consideration has been given to including a medical/health centre or community facilities within the town centre.
- Consideration should be given to ensuring that key health and community facilities both
  within, and external to, the development can be accessed by all residents including the
  aged, children, people with a disability and the economically disadvantaged; through for
  example the creation of a pedestrian friendly environment and links to public transport.
- Inclusion of bike paths, footpaths (that are wide enough to accommodate
  wheelchairs/motorised buggies), adequate lighting etc will also encourage participation in
  healthy activities eg walking, which is a key component of a healthy ageing strategy.
- There is little detail at present as to whether there are plans to ensure access from the residential development to major town centres by transport other than private cars.
- Will the new development include retirement housing?

#### Re: Concept plan for Kings Forest, Kingscliff

- As above, there is no mention in the project plan as to whether the proposed village centre will include a medical/health facility.
- Whilst it is not clear how many older residents will be accommodated in the retirement housing section of the development, it should be noted that the North Coast Area Health Service already has one of the highest rates of growth for residents over the age of 70 years in NSW.

NSW Department of Health ABN 92 697 899 630

- services, community aged care services/packages and residential aged care facilities in the Area
- It should be recognised that retirees often move into this area with limited extended family, or the resources to support self at home, and will therefore require community support and assistance if they are to age in place.
- Inclusion of recreational opportunities for older residents should therefore be considered to improve community integration, reduce social isolation and promote healthy ageing.

Please note that as discussed with Mr Lawler, a consolidated NSW Health response was not possible within the required timeframe. You may, therefore, wish to contact Clare Gardiner on 9391 9032 should you have any queries pertaining to aged care, or Vicky Sheppeard on 9816 0256 for population health issues.

I trust that the information provided above is of assistance. Should you require further information regarding this matter please contact either myself on 02 9391 9476 or Jennifer Sheehan on 02 9391 9514.

Yours sincerely

Cathryn/Cox A/Director

Statewide Services Development Branch

23/7/07



Our Ref: IN07/1314

Valva Allplo7

Heather Warton Director Coastal Assessments NSW Department of Planning GPO Box 39 Sydney NSW 2001

26 MM 2007

Attention: Sally Laing

Dear Sally

RE: Request for provision of details of key issues and assessment requirements – MP 06\_0316- Cobaki Lakes and MP 06\_318- Kings Forest Kingscliff

Thank you for the opportunity to comment on the above projects.

The Northern Rivers Catchment Management Authority (NRCMA) feels that additional to the DGRs in the letter, the following points should also be addressed by the proponent within the Environmental Assessments.

- The NRCMA is responsible for leading and assisting the community to achieve the targets of the Northern Rivers Catchment Action Plan (CAP). This plan has been endorsed by State Cabinet and assists the Community to achieve the State NRM Targets as determined by the Natural Resources Commission. The applicants should demonstrate how natural resource outcomes resulting from the Concept Plan for the above development are consistent with the targets and intent of the CAP, particularly in relation to the Landuse Planning, Water and Biodiversity targets. (http://www.northern.cma.nsw.gov.au/pdf/nrcmacap0906.pdf).
- The NRCMA is also responsible for assisting in the implementation of the Native Vegetation Act (2003). It is recommended that the applicant be required to demonstrate how the Concept Plan complies with the Native Vegetation Act (2003) in terms of the removal (if any) of native vegetation in areas where zoning does not provide exemption from this Act.

Yours sincerely

Michael Pitt General Manager

Michael Pit

24 July 2007

All communications to be addressed to:

Headquarters NSW Rural Fire Service Locked Mail Bag 17 GRANVILLE NSW 2142

GRANVILLE NSW 2142 HOMEBUSH BAY NSW 2127
Telephone: (02) 8741 5555 Facsimile: (02) 8741 5550

e-mail: developmentcontrol@rfs.nsw.go

Urban Assessments Department of Planning GPO Box 39 SYDNEY NSW 2001

**ATTENTION: Sally Laing** 

7 U .IIII ZUU**7** You**r** Re

Headquarters

15 Carter Street

**NSW Rural Fire Service** 

Your Ref: MP06\_0318 Our Ref: S07/0038 G07/2140

DA07071642308 CS

17 July 2007

Dear Sally,

RE: Request for provision of Key Issues and Assessment Requirements – MP06\_0318, KINGS FOREST, KINGSCLIFF NSW

I refer to your letter dated 10-Jul-2007 seeking the NSW Rural Fire Service key issues and assessment requirements regarding bushfire protection for the above property in accordance with section 75F (4) of the *Environmental Planning and Assessment Act* 1979.

The following key issues and assessment requirements shall be included in the Director-Generals environmental assessment requirements.

- The NSW Rural Fire Service (RFS) notes that the subject site has significant bush fire issues and is identified as bush fire prone. Future residential or Special Fire Protection Purpose developments are likely to be subject to the requirements of Section 100B of the Rural Fires Act 1997 and Section 79BA of the Environmental Planning and Assessment Act 1979.
- 2. Controlling the type of developments permissible in bushfire prone areas.
- 3. Minimising the impact of radiant heat and direct flame contact by separating the development from the bushfire hazard by identifying the extent to which future development can provide for asset protection zones in accordance with *Planning for Bush Fire Protection 2006*. Setbacks will depend on proximity to vegetation, vegetation type and slope.
- 4. Reducing the rate of heat output (intensity) of a bushfire close to a development through control of fuel levels.
- 5. The ability to provide for adequate egress/access to the proposed development as outlined within Section 4.3 of *Planning for Bush Fire Protection 2006*.

- 6. The ability to site and provide for adequate future water supplies for bushfire suppression operations.
- 7. Minimising the vulnerability of buildings to ignition from radiation and ember attack by addressing the construction of assets in accordance with Australian Standard 3959 Building in Bush Fire Prone Areas.
- 8. The future management regimes for any areas of hazard remaining within the subject area. This should focus on the level of hazard posed to future development by the land or adjacent land and how the hazard may change as a result of development.
- 9. A Plan of Management will need to include fuel management within the development and maintenance of asset protection zones in accordance with Planning for Bushfire Protection 2001.

For any enquiries regarding this correspondence please contact Corey Shackleton on 8741 5555

Yours faithfully,

Nika Fomin

**Development Control Co-ordinator** 

The RFS has made getting additional information easier. For general information on *Planning for Bush Fire Protection 2006*, visit the RFS web page at <a href="https://www.rfs.nsw.gov.au">www.rfs.nsw.gov.au</a> and search under *Planning for Bush Fire Protection 2006*.



Contact: David Hart Phone: (02) 6641 6530 Fax: (02) 6641 6601

-ax: (02) 6641 6601 Email: <u>David.Hart@dnr.nsw.gov.au</u>

Our ref: GRA6132923-4 inq377 Your ref: MP06 0316 & MP06 0318

31/7W7 and Hills.

77 JUL 2007

Ms Heather Warton Director, Coastal Assessments Department of Planning GPO Box 39 SYDNEY NSW 2001

Attention: Sally Laing

23 July 2007

Dear Ms Warton

Re: Major project 06\_0318: Kings Forest concept plan

The following comments are in reply to your letter of 10 June 2007 requesting the Department's input into the Director-General's Requirements for the Environmental Assessment for this concept plan.

A number of ecological studies have recognised the high value of the native vegetation, landforms and catchments on the Kings Forest site and the adjoining Cudgen Lake. The area includes a number of endangered ecological communities, state significant wetlands and significant habitats, including the wallum sandplain of the Cudgen Paddock. Kings Forest is on a low lying coastal floodplain that comprises a significant part of the catchment of Cudgen Lake: a lake classified in the Healthy Rivers Coastal Lakes Inquiry with a future management orientation of "healthy modified conditions" and as a priority lake for sustainability assessment and management. The concept plan should appropriately consider these values of the area.

In addition to the matters included in your draft DGRs, the concept plan should be supported by an Environmental Assessment that achieves the following:

- Demonstration of how the procedures set out in the NSW Government's Floodplain Development Manual (April 2005) are to be followed in order to ensure that the proposed development will have no adverse impact on flood behaviour in the catchment and that flood free access will be provided.
- Modelling of the proposal's impacts on Cudgen Lake through application of the Cudgen Lake Coastal Lake Assessment Model (a sustainability assessment model completed in response to the *Independent Public Inquiry into Coastal Lakes: Final Report* (Healthy Rivers Commission, April 2002) and the NSW Government's response: The Statement of Intent for the Coastal Lakes of New South Wales (February 2003)) to ensure that development does not exceed the capacity and limitations of Cudgen Lake and its catchments, and to identify opportunities to offset impacts of development.

Grafton Locked Bag 10 GRAFTON NSW 2460

Phone: (02) 6641 6530 Fax: (02) 6641 6601 Website: naturalresources.nsw.gov.au

- Demonstration of how proposed land uses and land management practices relate to the findings from the recent ecological assessment of the site (Sainty and Associates, July 2007). That report identified certain existing high value areas to be retained, others to be developed as trade-offs, and certain areas to be retained as compensation for those trade-offs. The Environmental Assessment needs to consider the hydrological, soil, biological and landscape attributes of these areas in order to show:
  - how retained areas of high value are to be managed into the future to sustainably maintain their existing values;
  - where ecological values need to be enhanced, what rehabilitation programs are to be undertaken and the performance measures to be used;
  - how effective connectivity between habitat and landscape elements are to be maintained or established;
  - what measures of ecological loss and gain are to be applied in considering trade-offs:
  - for both areas of existing high value areas and those to be enhanced, how proposed land uses are consistent with the current or potential ecological values.
  - what buffers between incompatible land uses will be provided and how those buffers are to be managed.

Yours sincerely

**David Hart** 

Senior Natural Resource Officer

Your reference Our reference

: MP 06 0318

Contact

: FIL07/7113 DOC07/27256 : Kelly Roche, 66402511

1 AUG 2007

2/8/07.

Heather Warton
Director Urban Assessments
Department of Planning
GPO Box 39
SYDNEY NSW 2001

3 0 JUL 2007

Tombine

Dear Ms Warton

RE: MP 06\_0318 Kings Forest major project application - Recommended Information Requirements for Environmental Assessment

I refer to your request for the Department of Environment and Climate Change's (DECC) requirements for the environmental assessment (EA) in regard to the above proposal received by DECC on 12 July 2007.

DECC has considered the details of the project as provided by The Department of Planning (DOP) and the proponent, Leda Manorstead Pty Ltd, and has identified the information it requires to assess the project in Attachments 1. The proponent should ensure that the EA is sufficiently comprehensive and detailed to allow DECC to determine the extent of the impact(s) of the proposal.

DECC is recommending both comprehensive as well as more specific and targeted environmental assessment requirements.

Justification for each of the key information requirements for the Cobaki Lakes project is summarised below:

1. the impacts on local surface water quality;

2. the impacts of the project on threatened species and their habitat;

3. the impacts of the project on Aboriginal cultural heritage values;

4. an assessment of any land contamination and;

5. the actions that will be taken to avoid or mitigate impacts or compensate to prevent unavoidable impacts identified in 1-4 above.

Should you have any inquiries please contact Kelly Roche on (02) 66402511.

Yours sincerely

JØN/KEATS

Head Industry and Waste Unit North Coast Climate Change and Environment Protection

Att: Attachment A DECC EA Requirements
Attachment B Guidance Material

PO Box 498, Grafton NSW 2460 NSW Government Offices, 49 Victoria Street, Grafton NSW Tel: (02) 6640 2500 Fax: (02) 6642 7743 ABN 30 841 387 271 www.environment.nsw.gov.au

Department of Environment and Conservation NSW ...

# Attachment A – Department of Environment and Climate Change's Environmental Assessment Requirements

## **Environmental impacts of the project**

- 1. The following environmental impacts of the project need to be assessed, quantified and reported on:
  - Water quality
  - Contaminated Land
  - Noise
  - Threatened Species
  - Aboriginal cultural heritage
- 2. These should be assessed in accordance with the relevant guidelines listed in Attachment B.
- 3. Describe mitigation and management options that will be used to prevent, control, abate or mitigate identified environmental impacts associated with the project and to reduce risks to human health and prevent the degradation of the environment. This should include an assessment of the effectiveness and reliability of the measures and any residual impacts after these measures are implemented.
- 4. Based on the information provided to the Department of Environment and Climate Change (DECC), the applicant will not require an Environment Protection Licence because the activity is not scheduled under the *Protection of the Environment Operations Act 1997*.

#### Water quality

The environmental outcomes for the project in relation to water should be:

- There is no pollution of waters during the construction and operational phases of the development;
- There is no inconsistency with any relevant Statement of Joint Intent established by the Healthy Rivers Commission; and
- It is acceptable in terms of the achievement or protection of the River Flow Objectives and Water Quality Objectives.

The Environmental Assessment (EA) should document the measures that will achieve the above outcomes.

#### **Contaminated Land**

The EA must document the assessment and management of any land contamination to ensure that the land is not allowed to be put to a use that is inappropriate because of the presence of contamination. Under the *Contaminated Land Management Act 1997* there is a responsibility to notify the DEC of sites that pose a significant risk of harm to human health or the environment.

#### Noise

The proposal must be designed, constructed, operated and maintained so that there are no adverse impacts from noise (including traffic noise).

#### Impacts of the project on threatened species and their habitat

Possible impacts of the development proposal include habitat loss, habitat fragmentation and isolation, habitat degradation as a result of exotic weed infestation and domestic animal presence, increased recreational use of the high conservation value areas, dumping of garden rubbish, modifications to hydrological regimes and nutrient cycling, habitat and ecosystem modification, and increased stormwater runoff.

The EA will need to include a comprehensive assessment of the above issues and also address the following:

- 1. A field survey of the site should be conducted and documented in accordance with the draft "Guideline for threatened species assessment'.
- Likely impacts on threatened species and their habitat need to be assessed, evaluated and reported on. The assessment should specifically report on the considerations listed in Step 3 of the draft guideline.
- Describe the actions that will be taken to avoid or mitigate impacts or compensate to prevent unavoidable impacts of the project on threatened species and their habitat. This should include an assessment of the effectiveness and reliability of the measures and any residual impacts after these measures are implemented.
- 4. The EA needs to clearly state whether it meets each of the key thresholds set out in Step 5 of the draft guideline.

#### Impacts of the project on Aboriginal cultural heritage values

The project site is known to possess significant Aboriginal heritage values. A comprehensive study of the project area is essential to identify the nature and extent of cultural values, in consultation with the Aboriginal community.

- 1. The EA should address and document the information requirements set out in the draft "Guidelines for Aboriginal Cultural Heritage Impact Assessment and Community Consultation" involving surveys and consultation with the Aboriginal community.
- 2. Identify the nature and extent of impacts on Aboriginal cultural heritage values across the project area.
- 3. The extent and significance of sites identified will need to be assessed and preferably any development in this/these area/s would avoid disturbance the site/s.
- 4. Describe the actions that will be taken to avoid or mitigate impacts or compensate to prevent unavoidable impacts of the project on Aboriginal cultural heritage values. This should include an assessment of the effectiveness and reliability of the measures and any residual impacts after these measures are implemented.
- 5. The EA needs to clearly demonstrate that effective community consultation with Aboriginal communities has been undertaken in determining and assessing impacts, developing options and making final recommendations.

Note: If any part of the EA is relying on past surveys, it should be verified that the work is consistent with the requirements within the above 3A guidelines.

## Attachment B - Guidance Material

## 1. Assessing Environmental Impacts

#### Water quality

- National Water Quality Management Strategy: Australian and New Zealand Guidelines for Fresh and Marine Water Quality (ANZECC 2000)
- NWQMS Australian Guidelines for Water Quality Monitoring and Reporting (ANZECC 2000)
- Healthy Rivers Commission Report into Coastal Lakes and Statement of Joint Intent
- The relevant targets within the State Water Management Outcomes Plan

#### Wastewater

- National Water Quality Management Strategy: Guidelines for Sewerage Systems Effluent Management (ARMCANZ/ANZECC 1997)
- National Water Quality Management Strategy: Guidelines for Sewerage Systems Use of Reclaimed Water (ARMCANZ/ANZECC 2000)
- Environmental Guidelines for the Utilisation of Treated Effluent by Irrigation (NSW DEC 2004)
- Environment and Health Protection Guidelines: 'Onsite Sewage Management for Single Households', February 1998 (Silver Book).

#### Stormwater

- Managing Urban Stormwater: Soils and Construction (NSW Landcom, 2004)
- Managing Urban Stormwater: Source Control (EPA 1998)
- Managing Urban Stormwater: Treatment Techniques (EPA 1998).

#### Contaminated Land

- Managing Land Contamination: Planning Guidelines SEPP55 Remediation of Land, Department of Urban Affairs and Planning and NSW EPA, 1998:
- Contaminated Sites Guidelines for Consultants Reporting on Contaminated Sites (Environment Protection Authority (EPA) 1997);
- Contaminated Sites Guidelines on Significant Risk of Harm and Duty to Report (EPA, 1999).

#### Noise and vibration

- NSW Industrial Noise Policy (EPA, 1999)
- NSW Environmental Criteria for Road Traffic Noise (EPA, 1999)
- Chapter 171 Noise Control Guideline, Construction Site Noise, Environmental Noise Control Manual, 1994.

## 2. Assessing Threatened Species Impacts

Draft Guidelines For Threatened Species Assessment - Available from Department of Planning.

# 3. Assessing Aboriginal Cultural Heritage Impacts

- Draft Guidelines For Aboriginal Cultural Heritage Impact Assessment and Community Consultation - Available from Dept of Planning
- Interim Community Consultation Requirements for Applicants:
   <a href="http://www3.environment.nsw.gov.au/npws.nsf/Content/Protecting+Aboriginal+objects+and+places">http://www3.environment.nsw.gov.au/npws.nsf/Content/Protecting+Aboriginal+objects+and+places</a>
- Aboriginal Cultural Heritage Standards and Guidelines Kit Available shortly on-line through DEC's webpage.

#### **Crown Lands NSW**

Director Coastal Assessments Department of Planning GPO Box 39 SYDNEY NSW 2001 36 Marina Parade PO Box 291J COFFS HARBOUR 2450 telephone (02) 66919613 facsimile (02) 66519975 www.lands.nsw.gov.au

Our Reference: **GF04A3** Your Reference: **MP 06\_0318** 

27 July 2007

Dear Sir or Madam:

#### Re: Key Issues - Concept Plan MP 06 0318 Kings Forest.

I refer to your letter dated 10 July 2007 seeking details of key issues and assessment requirements for the proposed Residential Community Development, Kings Forest, Kingscliff.

The subject development area adjoins unsurveyed Crown land comprising the bed of Cudgen Creek being Reserve 56146 from Sale or Lease Generally and Reserve 1011268 for Future Public Requirements and various Crown public roads.

The above Crown reserve is also included in Reserve 1012191 for Access and Public Requirements, Rural Services, Tourism Purposes and Environmental and Heritage Conservation, known as the Tweed Coast Regional Crown Reserve, administered by the Department of Lands.

The Department's concerns are limited to the impact of the development on the future use and enjoyment by the general public of the adjoining Crown lands. Relevant issues are listed hereunder.

- (1) There are a number of Crown public roads that will require closing and acquisition by the applicant or transferred to Council's control including that constructed without consent adjoining the southwestern boundary of Lot 2 DP 819015, while others may need to be retained to allow public access to Cudgen Creek
- (2) Sewage and stormwater runoff to be treated on site and not directed onto adjoining Crown roads or Cudgen Creek
- (3) Effective erosion and sedimentation mitigation measures in place.
- (4) Discussion of resultant impact of potential exponential increase in visitation and recreational use of Cudgen Creek and its foreshore
- (5) Address the potential existence of acid sulphate soils and any impact on Crown lands resulting from its disturbance

- (6) Take into full account climate change and any resultant impact on water levels
- (7) Requires justification of 50 metres ecological buffer and locating a vehicle service station adjacent to lands zoned 7(a) and SEPP 14 Wetland.
- (8) Indigenous endemic plantings are encouraged to reduce escape of nonnative species thus creating a potential weed management problem on Crown lands
- (9) Any marine grasses and water quality of Cudgen Creek to be monitored and managed
- (10) Reiterate the need to address visual impact issues as outlined in the Director General's Environmental Assessment Requirements
- (11) Address need for riparian vegetation buffers any related lopping or removal of vegetation for view enhancement purposes
- (12) Provision, management and ongoing maintenance of general public open space and general public access along Cudgen Creek and its foreshore
- (13) Given the nature of Cudgen Creek the Department would not consider foreshore works or structures such as dredging, shoreline revetment or erection of jetties for motorised vessels at this stage.

Please contact me on the above number if you wish to discuss this matter further.

Yours sincerely

Stephen Channells Crown Lands Division Department of Lands COFFS HARBOUR



# Record of Minister's opinion for the purposes of Clause 6(1) of the State Environmental Planning Policy (Major Projects) 2005

I, the Minister for Planning, have formed the opinion that the development described in the Schedule below, is development of a kind that is described in Schedule 2 of the State Environmental Planning Policy (Major Projects) 2005 – namely Schedule 2 Clause 1(1)(i) of the MP SEPP being development for subdivision of land in a residential zone into more than 25 lots in the coastal zone - and is thus declared to be a project to which Part 3A of the *Environmental Planning and Assessment Act 1979* applies for the purpose of section 75B of that Act.

#### Schedule

#### Kings Forest

Creation of a residential community (including subdivision) providing a range of residential dwelling types, an aged care facility, educational facilities, a village centre, a church, a service station, a golf course and club house, a neighbourhood centre and a regional community facility, generally as described in letters dated 17 November 2006 and 8 December 2006 from Planning Workshop Australia to the Department of <u>Planning</u>.

Frank Sartor

Minister for Planning