

**To:** Raj Autar, Director Infrastructure and Environment  
**From:** Karen Visman, Acting Manager City Environment  
**Date:** 2 February 2023  
**Subject:** Decision Statement and Determination of REF and Addendum –  
remediation and park upgrades at Kotlash Park, Lurnea  
**Reference** 2022/3828

---

### **Proposal**

Remediation and park upgrades at Kotlash Park, Lurnea. Details and relevant documents are saved in 2022/3828.

### **Reviewed documents**

- Kotlash Park, Lurnea – remediation and park upgrades. Review of Environmental Factors (Sure Environmental, 15 January 2023) (saved as 028577.2023), and
- Review of Environmental Factors Addendum. Kotlash Park, Lurnea – remediation and park upgrades. (Sure Environmental, 15 January 2023) (saved as 029070.2023).

### **Assessment Pathway**

The Review of Environmental Factors (REF) and associated addendum was prepared under Part 5 of the *Environmental Planning and Assessment Act 1979* (EP&A Act), with Liverpool City Council as the determining authority. The State Environmental Planning Policy (Transport and Infrastructure) 2021 allows environmental management works to be carried out without development consent under Division 12 section 2.73 (Parks and other public reserves) of the SEPP. Pedestrian facilities, including kerb adjustments and ramps, are exempt development under section 2.113(1)(a)(iv) of the SEPP.

### **Consideration of Review of Environmental Factors**

The REF and associated addendum have been reviewed and considered. The following internal consultation was undertaken for the REF review:

- Contamination – minor amendments were made to a previous version of the REF and is now considered satisfactory.

City Presentation was consulted regarding landscaping matters such as tree management and turf establishment. Consultation for biodiversity and heritage matters was not considered warranted for this project.

The REF identifies that the main potential adverse impact of the proposal is in relation to dust generation and noise, which would be controlled by the proposed safeguards and management measures. All other impacts were negligible or positive.

In my opinion the REF (with addendum) addresses the requirements of sections 5.5, 5.6 and 5.7 of the EP&A Act. The REF also addresses potential impacts to Matters of National

Environmental Significance under the *Environment Protection and Biodiversity Conservation Act 1999*.

**Review Conclusion**

The proposed activity is not likely to have a significant impact on the environment and therefore an EIS is not required.

The proposed activity will not be carried out in a declared area of outstanding biodiversity value and is not likely to significantly affect threatened species, populations or ecological communities, or their habitats or impact biodiversity values, meaning a SIS and/or BDAR is not required.

The proposed activity would not require a referral to the Department of Climate Change, Energy, the Environment and Water for impacts to Matters of National Environmental Significance.

**Publication**



Publication of this REF should be considered under Section 171 of the Environmental Planning and Assessment Regulation 2021 due to it potentially being considered to be in the public interest to publish the review.

**Recommendation & Certification**

It is recommended that the remediation and park upgrades at Kotlash Park, Lurnea proceeds subject to compliance with the REF (including environmental safeguards identified in Section 6) and the associated addendum (including environmental safeguards identified in Section 5).

No additional conditions are required.

I certify that I have reviewed and endorse the contents of this REF document and, to the best of my knowledge, it is in accordance with the EP&A Act, the EP&A Regulation and the Guidelines approved under clause 170 of the EP&A Regulation, and the information it contains is neither false or misleading.

<p><b>REF reviewed by:</b></p>  <p><b>Karen Visman</b> Acting Manager City Environment 2/2/2023</p>	<p><b>REF determined by:</b></p>  <p><b>Raj Autar</b> Director Infrastructure and Environment 2/2/2023</p>
--	--