

**Public record pursuant to s39(1) of the *Environmental Protection Act 1986***

**Proposal Title:** Tonkin Highway Modification Works - Guildford Road to Hepburn Avenue

**Proposal Location:** City of Bayswater and City of Swan

**Case Number:** CMS 17664

**Date referral received:** 05-08-20

**Date more information received:** n/a

**Referrer:** Commissioner of Main Roads

**Proponent:** Commissioner of Main Roads

**Potential significant effects:**

Excavation of soils and potential temporary dewatering during construction that may potentially expose acid sulphate soils and contaminated soils containing pyritic cinders. Construction noise and unexpected aboriginal heritage finds.

**Public comment on referral information:**

Do not assess:	1
Assess: a) Referral information	0
b) Environmental review - no public review	1
c) Public environmental review	0
<i>Total submissions:</i>	2

**Decision:** s. 39A – Not Assess

Referral Examined, preliminary investigations and inquiries conducted. Proposal not to be assessed under Part IV of the EP Act – No advice given.

**Explanation of decision:**

The EPA considers that the likely environmental effects of the proposal are not so significant as to warrant formal assessment because the existing environment is highly modified from existing development, and the extent and consequence of the predicted impacts as a result of the proposal are predicted to be small. The EPA is of the view that the potential impacts of the proposal can be adequately managed through implementation of the proposal in accordance with the referral documentation, the proponent's management and mitigation measures.

The EPA notes other statutory processes relevant to this proposal may include: Groundwater abstraction (from any dewatering) and the management of contaminated soils that will require consideration in accordance with the *Rights in Water and Irrigation Act 1914* and the *Contaminated Sites Act 2003*, respectively.

**Appeals:** This decision is appealable. Appeals close 16-09-2019. Appeals are administered by the Office of the Appeals Convenor.



**Dr Tom Hatton**

CHAIRMAN

Delegate of the Environmental Protection Authority

**Date:** 28 August 2019