



Environmental Protection Authority

Mr John Walker
Chief Executive Officer
City of Kalgoorlie-Boulder
PO Box 2042
BOULDER WA 6430

Our Ref: CMS17468
Enquiries: Angela Coletti, 6364 7600
Email: Angela.Coletti@dwer.wa.gov.au

Dear Mr Walker

DECISION UNDER SECTION 48A(1)(a) *Environmental Protection Act 1986*

SCHEME: City of Kalgoorlie Boulder - Local Planning Scheme 1 - Amendment 96
LOCATION: Lots 1, Lot 2, Lot 300, Lot 301, Lot 302, Lot 307 and Lot 324 Forrest Street, Kalgoorlie
RESPONSIBLE AUTHORITY: City of Kalgoorlie-Boulder
DECISION: Referral Examined, Preliminary Investigations and Inquiries Conducted. Scheme Amendment Not to be Assessed Under Part IV of EP Act. Advice Given. (Not Appealable)

Thank you for referring the above proposed scheme to the Environmental Protection Authority (EPA).

After consideration of the information provided by you, the EPA considers that the proposed scheme should not be assessed under Part IV Division 3 of the *Environmental Protection Act 1986* (EP Act) but nevertheless provides the attached advice and recommendations.

Please note the following:

- For the purposes of Part IV of the EP Act, the scheme is defined as an assessed scheme. In relation to the implementation of the scheme, please note the requirements of Part IV Division 4 of the EP Act.

- There is no appeal right in respect of the EPA's decision to not assess the scheme.

A copy of this letter and the attached advice and recommendations will be made available to the public via the EPA website.

Yours sincerely



Hans Jacob
Delegate of the Environmental Protection Authority
A/Executive Director
EPA Services

25 September 2018

Encl. Scheme Advice and Recommendations

**ADVICE UNDER SECTION 48A(1)(a)
ENVIRONMENTAL PROTECTION ACT 1986**

City of Kalgoorlie-Boulder - Local Planning Scheme 1 - Amendment 96

Location: Lots 1,2,300-302,307 and 324 Forrest Street, Kalgoorlie

Determination: Scheme Not Assessed – Advice Given (not appealable)

Determination Published: 25 September 2018

Summary

The City of Kalgoorlie-Boulder (the City) has initiated Amendment 96 to its Local Planning Scheme No. 1 in order to transfer Lots 1, 2, 300-302, 307 and 324 Forrest Street, Kalgoorlie from the Railway reserve to the Future Urban zone.

The Environmental Protection Authority (EPA) has considered the scheme in accordance with the requirements of the *Environmental Protection Act 1986* (EP Act). The EPA considers that the scheme amendment, as set out, is unlikely to have a significant effect on the environment and does not warrant formal assessment under Part IV of the EP Act. The EPA has based its decision on the documentation provided by the City. Having considered this matter the following advice is provided.

1. Environmental Factors

The EPA has identified the following preliminary environmental factor relevant to this scheme:

- a) Social Surroundings.

2. Advice and Recommendations regarding Environmental Factors

The seven lots proposed to be transferred to the Future Urban zone are located in close proximity to an active railway line. The Future Urban zone allows a wide range of land uses including residential land uses sensitive to noise emissions from rail transport. There is potential for noise sensitive development to occur on the seven lots.

The EPA recommends that State Planning Policy 5.4 *Road and Rail Transport Noise and Freight Considerations in Land Use Planning* (SPP 5.4) is applied at future planning stages to ensure any proposed residential land use and road and rail transport are mutually compatible.

Conclusion

The EPA concludes that the amendment can be managed to meet the EPA's environmental objectives through compliance with SPP 5.4 to minimise adverse impacts of transport noise.