

21 September 2022

## Decision Statement

### MLC School – Burwood

#### **1. Background**

MLC School (the School), is the proponent for minor alterations to the existing food technology classrooms/kitchen, at Rowley Street, Burwood.

The proposed activity has been classified as a Class 1 - Review of Environmental Factors (REF) 'minor school development' in accordance with the NSW Code of Practice for Part 5 Activities for registered non-government schools (the Code).

EPM Projects has prepared a REF to assess the potential impacts of the proposal in accordance with Part 5 of the Environmental Planning and Assessment Act 1979 (EP&A Act), clause 228 of the Environmental Planning and Assessment Regulation 2000 (EP&A Regulation) and the Code.

In order for the activity to proceed, the school must make a determination of the REF in accordance with Part 5 of the EP&A Act.

#### **2. Description of the proposed activity**

The proposed activity, which involves minor alterations to the existing food technology classrooms/kitchen, comprises of:

- Demolition of the existing kitchen fit out in rooms G29 and G31
- Installation of new wall and floor coverings
- New partition walls to create a pantry and storeroom area
- New ramp entries to rooms
- Fit out of new kitchens in room G29 and G31 and pantry and storeroom cupboards

#### **3. Consideration of Environmental impacts**

Environmental impacts generated by the proposal will be minimal for the following reasons:

- There is no change to the existing building footprint or envelope;
- The proposal is consistent with the existing school use;
- The proposal is compatible with the existing surrounding land uses; and
- The proposal will not generate an increase in staff or student numbers or vehicle movements to the site.



The main issues discussed in the REF relate to:

- Legislative planning requirements of Commonwealth, State and local planning policies and legislation, specifically Chapter 3 of the State Environmental Planning Policy - Transport and Infrastructure 2021 (the T&I SEPP);
- Environmental considerations including the potential impacts to the item of local heritage significance; BCA compliance and waste management.

The REF addresses the requirements of Part 5 of the EP&A Act by considering, to the fullest extent possible, all matters affecting or likely to affect the environment from the proposed activity. The REF also considers factors prescribed under clause 228 of the EP&A Regulation.

#### **4. Conclusion**

The REF concludes that the proposal will not affect threatened species, populations, ecological communities, or their habitats.

The REF also finds that the proposed activity will not impact on matters of National Environmental Significance or Commonwealth land, and therefore does not require a referral under the Environment Protection and Biodiversity Conservation Act 1999.

The REF concludes that the works are consistent with applicable plans and policies with regard to heritage and BCA and includes appropriate mitigation measures with regard to mitigation measure for an appropriate waste management plan during the construction works. The key conclusions of the environmental impacts detailed in the REF are accepted for the following reasons:

- The REF has been prepared by persons appropriately qualified and trained to consider and assess the impacts of the proposal.
- The REF provides a true and fair review of the proposal concerning its potential effects on the environment; and
- The REF is comprehensive and takes into account, to the fullest extent possible, all matters affecting or likely to affect the environment as a result of the proposal.

#### **5. Determination**

I, **Ross Kirby** am authorised by MLC School, to determine the proposal for the minor alterations to the existing food technology classrooms/kitchen at the MLC School, Rowley Street, Burwood, and have not conducted the prior assessment of the Review of Environmental Factors (REF).

I have reviewed and examined the REF prepared by EPM Projects for the minor alterations to the existing food technology classrooms/kitchen, at Rowley Street, Burwood, in accordance with Part 5 of the EP&A Act.

Having taken into consideration the assessment and evaluation of the proposal outlined in the REF, I determine that it is not likely to significantly affect the environment, and is not likely to significantly affect threatened species, populations, ecological communities or their habitats. I determine that an Environmental Impact Statement (EIS) and Species

Impact Statement (SIS) are not required.

The proposed activity may now proceed subject to the following conditions:

1. Compliance with any relevant provisions of the National Construction Code (NCC).
2. Implementation and compliance with the mitigation measures stipulated in Section 6 of the REF.

I can confirm that this Decision Statement and the REF for the proposal will be made available on the school's website prior to the commencement of the proposed activity.

Yours sincerely,

A handwritten signature in blue ink, appearing to be 'Ross Kirby', with a long horizontal stroke extending to the right.

Ross Kirby  
Head of Finance Systems and Administration