

# Decision Statement

Project details	
<b>Project name</b>	<b>Pedestrian bridge over Dobroyd Parade, Haberfield project</b>
<b>Project location</b>	<b>Haberfield, 2045</b>
<b>Activity description</b>	<p>Transport for NSW (Transport) proposes to construct a pedestrian bridge across Dobroyd Parade and upgrade the road infrastructure at the intersection of Dobroyd Parade and Waratah Street (the proposal). The proposal is located within Haberfield, in the Inner West Local Government Area (LGA) adjacent to Iron Cove Creek, which is the border to the City of Canada Bay LGA. Once constructed the proposal would replace the existing at-grade (street level) pedestrian crossing and provide a safer crossing for pedestrians over Dobroyd Parade.</p> <p>The bridge would include stairwells and lifts on either side for accessibility and an access ramp to the northern lift landing. The lift would be of suitable size to accommodate multiple people, a minimum of two bikes, and long enough for a cargo bike up to 2.6 metres long.</p> <p>Key features of the proposal, as described in the Review of Environmental Factors (REF) (Transport, 2023c) would include:</p> <ul style="list-style-type: none"> <li>• new pedestrian bridge including a covered walkway for weather protection, built over Dobroyd Parade at the Waratah Street intersection</li> <li>• new lifts and stairs on either side of the pedestrian bridge, with a short access ramp to the lower lift landing on the northern side</li> <li>• removal of existing at-grade (street-level) road crossing on Dobroyd Parade and extension of the existing fence in the median</li> <li>• widening the footpaths on approach to the Waratah Street crossing and a new kerb ramp to provide a smoother transition between the footpath and the road for bike users</li> <li>• installing a concrete barrier along Dobroyd Parade in front of the pedestrian bridge</li> <li>• relocation of utilities, new landscaping, signage and linemarking</li> <li>• bicycle wheeling ramps on stairs.</li> </ul>

Division 5.1 of the *Environmental Planning and Assessment Act 1979* (EP&A Act) applies to the proposal. A review of environmental factors (REF) has been prepared and considered against the requirements of sections 5.5 and 5.7 of the EP&A Act. This assessment is considered to be in accordance with the factors required to be considered under section 171 of the Environmental Planning and Assessment Regulation 2021 (EP&A Regulation).

In addition, this assessment has considered impacts to threatened species, ecological communities and migratory species listed under *Environment Protection and Biodiversity Conservation Act 1999 (Commonwealth)* (EPBC Act).

Following public display of the REF a submissions report was prepared to address submissions and finalise the environmental safeguards.

Transport for NSW has determined under delegated authority that the activity detailed in the Pedestrian bridge over Dobroyd Parade, Haberfield project REF and submissions report may for the following reasons:

### **1. Significance of impact on the environment**

The proposal described in the REF and submissions report will have some environmental impacts which can be ameliorated satisfactorily. This assessment has considered that these impacts are unlikely to be significant and therefore an environmental impact statement does not need to be prepared and approval for the proposal does not need to be sought under Division 5.2 of the EP&A Act. Various safeguards and management measures are proposed.

### **2. Significance of impact on NSW-listed biodiversity matters**

The REF and submissions report has considered the potential impacts of the proposal on areas of outstanding biodiversity value and on threatened species, ecological communities or their habitats for both terrestrial and aquatic species as defined by the BC Act and the Fisheries Management Act 1994.

The proposal described in the REF and submissions report will not affect areas of outstanding value or significantly affect other biodiversity values listed under the BC Act. Therefore, the concurrence of the Coordinator-General Environment, Energy and Science Group, DPE and a species impact statement or a Biodiversity Development Assessment Report (BDAR) [is/is not] required.

The proposal described in the REF and submissions report will not significantly affect biodiversity values listed under the FM Act.

In addition to the above, the assessment considered the effect of the proposal on:

- Conservation agreements under the National Parks and Wildlife Act 1974 (NPW Act)
- Plans of management under the NPW Act.
- Biodiversity stewardship sites under the BC Act.
- Wilderness areas under the Wilderness Act 1987.

Biodiversity offsets for any impacted biodiversity values have been considered in accordance with Transport for NSW Biodiversity Policy and associated guidelines.

### **3. Significance of impact on nationally-listed biodiversity matters**

The REF and submissions report has considered the potential impacts of the proposal on threatened species, ecological communities and migratory species as defined in the EPBC Act.

The proposal is not likely to significantly impact nationally-listed threatened species, ecological communities or migratory species.

### **4. Impacts to Commonwealth land and matters of national environmental significance**

The assessment has also addressed the potential impacts of the proposal on [other] matters of national environmental significance and any impacts on the environment of Commonwealth land and concluded that there will be no significant impacts. Therefore, there is no need for a referral to be made to the Australian Department of Climate Change, Energy, the Environment and Water for a decision by the Australian Government Minister for the Environment on whether assessment and approval is required under the EPBC Act.

**5. Tree and hollow replacement (including amenity trees)**

Trees and hollows to be removed have been assessed and replacement has been identified in accordance with Transport for NSW's Tree and Hollow Replacement Guideline.

The REF identified a range of environmental outcomes and safeguards that would be required to avoid or reduce the environmental impacts. After consideration of the issues raised in the public submissions, the environmental safeguards for the proposal have been updated as outlined in section 4.2 of the response to submissions report.

Having regard to the Review of Environmental Factors and the Submissions Report, I determine the activity may proceed:

<b>Signature</b>	
<b>Name of authorised person</b>	Julie Sundkvist
<b>Position</b>	Director
<b>Branch</b>	Eastern Harbour City
<b>Division</b>	Greater Sydney
<b>Date of determination</b>	5 April 2024