



Our reference: ECM: 7567667
Contact: Gavin Cherry
Telephone: 4732 8125

28 March 2017

Department of Planning
Email: Amy.Robertson@planning.nsw.gov.au

Dear Ms Robertson,

Penrith Lakes Scheme Modification Application

I refer to Council's previous submission dated 4 November 2016 and the NSW Department of Planning and Environment's Submission Report dated 1 March 2017 which was received by Council on 10 March 2017.

Below is further comment in response to a review of the issued submissions report:-

- The commentary provided in response to the acoustic and noise management concerns raised by Council are noted however the Noise Management Plan previously submitted does not form part of the application and as such reliance on the details and recommendations of this report would be expected to be addressed through an addendum report. That report would then confirm that site conditions, environmental conditions and traffic movements have not changed to the point that necessitates reassessment through a revised acoustic report or noise management plan. Notwithstanding this it is noted that the EPA is the appropriate regulatory authority for the environmental aspects of this proposal and consultation has occurred with the EPA as part of the assessment process. It is however recommended that EPA be requested to provide strict controls relating to noise, dust and sediment tracking as part of their environmental protection licences (EPL).
- The submission report confirms that motion activated CCTV is not proposed to be installed however Council's submission recommended that this be considered and imposed as a requirement by the Department in the assessment of the proposed Section 75W Application. The response outlined within the submissions report does not provide any commentary on whether this recommended management measure can be imposed or incorporated despite it not being specifically proposed by the applicant. The Department is again requested to consider this management measure as a condition of consent in consultation with the Environmental Protection Authority as the relevant regulatory authority for the works.

Should you require any further information or would like to discuss this matter further, please do not hesitate to contact me on (02) 4732 8125.

Yours sincerely,

Gavin Cherry
Development Assessment Co-ordinator