



**Oakdale West Industrial Estate Stage 2:  
SSD 10397**

**Construction Compliance Report  
(QTR 3)  
MARCH 2021**



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## Document control

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	Name of Person making declaration in Appendix A
Accepted for Goodman Properties	Ben Milner
	Senior Project Manager

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**Acronym Glossary**

AQMP (CAQMP)	(Construction) Air Quality Management Plan
CC	Construction Certificate
CCS	Community Communication Strategy
CEMP	Construction Environmental Management Plan
COC	Conditions of Consent
DA	Development Application
DCP	Development Control Plan
DECCW	Department of Environment Climate Change and Water
DPE	Department of Planning and Environment
DPIE	Department of Planning Industry and Environment
EIS	Environmental Impact Statement
ENM	Excavated Natural Material
EPA	Environment Protection Authority
EP&A Act	Environmental Planning and Assessment Act (1979)
ER	Environmental Representative
ESCP	Erosion and Sediment Control Plan
FFMP	Flora and Fauna Management Plan
FIP	Fill Importation Protocol
GLA	Gross Lettable Area
GMP	Ground Water Management Plan
GPSA	Goodman Property Services Australia Pty Ltd
LMP	Landscape Management Plan
NCC	National Construction Code
NRAR	Natural Resource Access Regulator
NVMP (CNVMP)	(Construction) Noise and Vibration Management Plan
OC	Occupation Certificate
OEH	Office of Environment and Heritage
OEMP	Operational Environmental Management Plan
OWE	Oakdale West (Industrial) Estate

PCC	Penrith City Council
RMS	Roads and Maritime Service
RTS	Response to Submissions
SSD	State Significant Development
TfNSW	Transport for NSW
TMP (CTMP)	(Construction) Traffic Management Plan
VENM	Virgin Excavated Natural Material
WAD	Works as Designed
WAE	Works as Executed
WHS	Work Health and Safety
WIK	Works in Kind
WMP	Waste Management Plan
WNSLR	Western North South Link Road
WSFL	Western Sydney Freight Line

# 1 Executive Summary

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This Construction Compliance Report is written in accordance with the Compliance Reporting Post Approval Requirements (Department of Planning and Environment 2018).

## 2 Introduction

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The following information is taken from the Development Consent for SSD 10397.

### 2.1 Project Name and Application Number

Project Name: Oakdale West Industrial Estate  
Application Number: SSD 10397  
Date of Approval: 9 April 2020

### 2.2 Modifications to SSD 10397

Modification 1 (MOD 1) to SSD10397 was issued 23 SEPT 20. This modification is described as;

*Minor design changes to approved plans, including addition of fire stairs on northern elevation*

Appendix B has been updated to reflect the following changes required by MOD 1 to the Conditions of Approval issued 9 April 2020.

***In Part A: Administrative Conditions***

*2. Renumber existing conditions A2(d) and A2(e) as conditions A2(e) and A2(f)*

*3. Insert new Condition A2(d) immediately after Condition A2(c)*

*(d) in accordance with MOD 1;*

A formal variation to construction hours was issued by the DPIE to GPSA on 15 September 2020 in accordance with the following;

*In accordance with Condition B21, fit out works internal to the building only, as outlined in your request and the supporting noise assessment, may be undertaken from 6 am to 2 am, Monday to Sunday.*

*The internal works during the above extended hours can only commence once the warehouse structure is fully enclosed, including roof, windows and wall cladding. The western site boundary*

*noise barrier, required under Condition D75A of SSD-7348, is also to be completed prior to these works commencing, as identified in the noise assessment.*

This variation has been included following Condition B21 within the compliance report at Appendix B.

## 2.3 Purpose of this Report

This report is the **Construction Compliance Report** as required by Section 2.1 Compliance Monitoring and Reporting Schedule within the Compliance Reporting Post Approval Requirements (Department of Planning and Environment 2018).

This report has been prepared and structured to address the relevant Conditions of Consent (CoCs) for the Oakdale West Industrial Estate SSD 10397 planning approval.

**Table 1** cross-references sections in this report that address the applicable planning approval requirements

**Table 1 Planning Approval Requirements**

D14	Compliance Reports of the Development must be carried out in accordance with the Compliance Reporting Post Approval Requirements (Department 2018).
D15	The Applicant must make each Compliance Report publicly available no later than 60 days after submitting it to the Department and notify the Department in writing at least 7 days before this is done.

## 2.4 Project address

The Project is located at 2 Aldington Road Kemps Creek NSW and is comprised of Lot 11 DP 1178389.

## 2.5 Description of Project

The concept proposal for SSD 10397 is described as;

Oakdale West Estate Stage 2 Development including construction, subdivision, fitout, operation and use of a four level automated warehouse, associated office space, internal roads and parking.

## 2.6 Compliance Reporting Schedule

This Report is for the **First Quarter (QTR1)** Compliance Report of the construction phase of the development. Table 2 gives the proposed schedule for compliance reporting.

**Table 2 – Compliance Reporting Schedule**

Compliance Report	Phase	Timing
Pre-Construction Compliance Report	Pre-Construction	Submitted 1 JUNE 2020



Notes:	Construction commenced 2 JUNE 2020	
	First post construction commencement EC Monthly report submitted (14 JULY 2020)	
Construction Compliance Report QTR 1	Construction	Submitted 30 SEPT 2020
Construction Compliance Report QTR 2	Construction	Submitted 23 DEC 2020
<b>Construction Compliance Report QTR 3 (this document)</b>	Construction	MAR 2021
Construction Compliance Report QTR 4 (if required)	Construction	JUNE 2021
Operation Compliance Report	Operation	TBA
Post-Decommissioning Compliance Report	Decommissioning	TBA

## 2.7 Project Activity Summary

Works at Building LOT 2B within the Oakdale West Industrial Estate commenced 2<sup>nd</sup> June 2020.

The works for each aspect of the project during the reporting period (DEC 2020-FEB 2021) are summarised below.

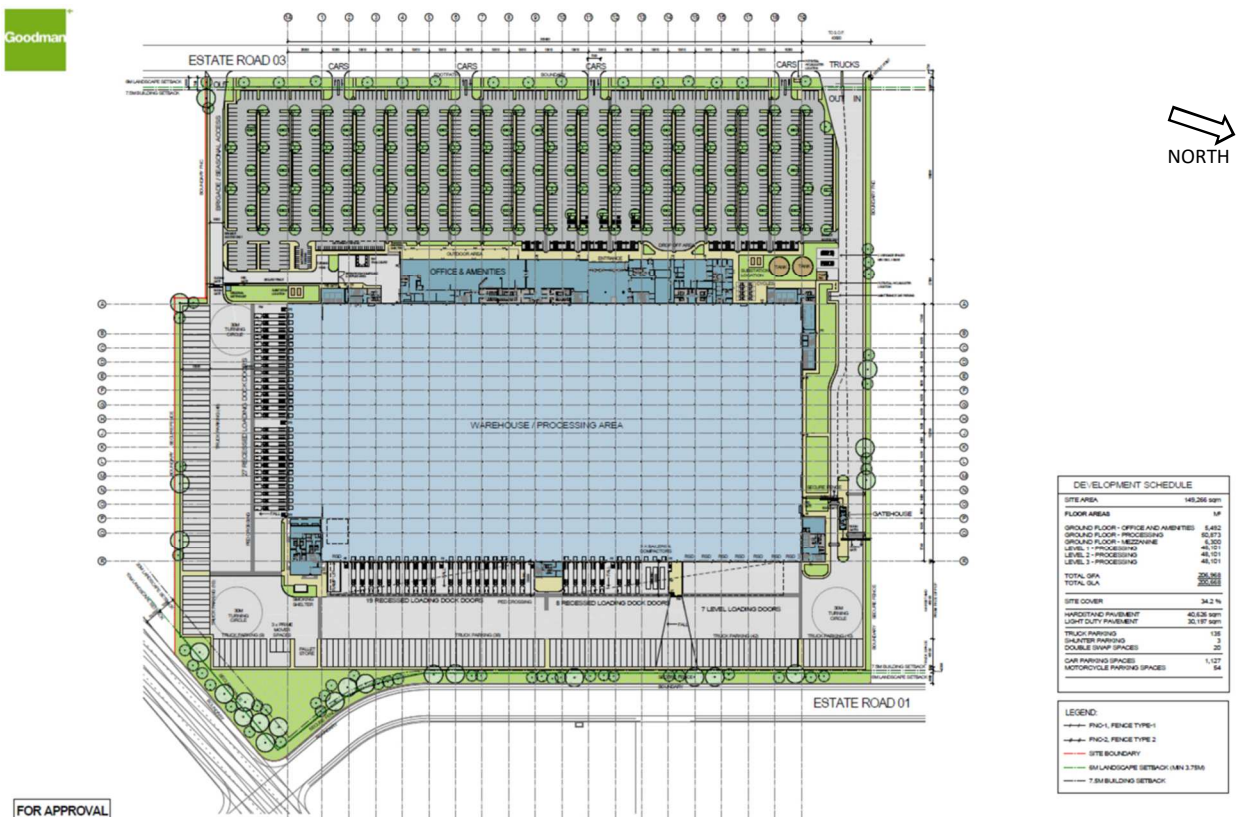
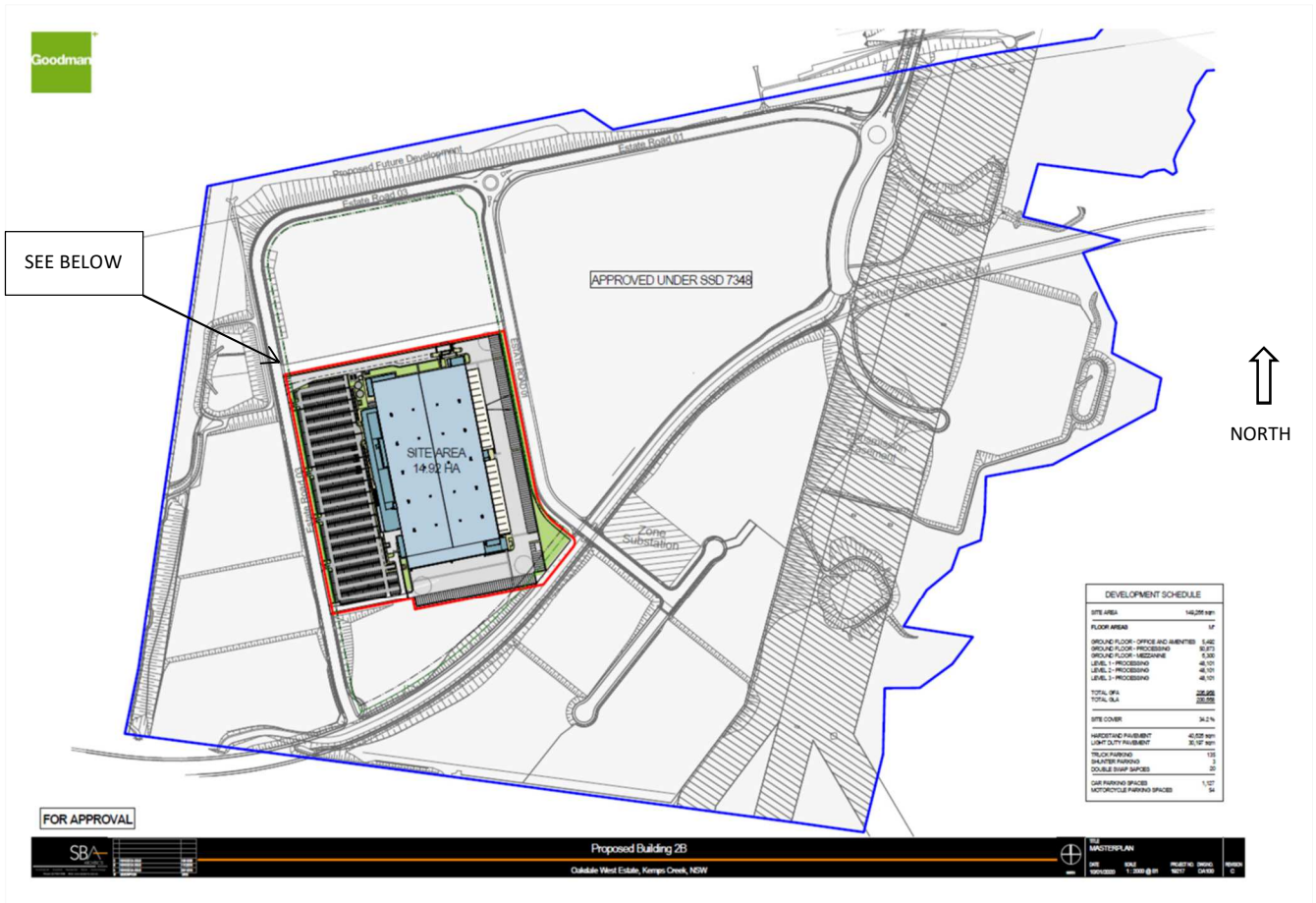
Works at the site to the end of the reporting period were;

- Concreting – Footings & Columns
- Concrete slab pours – Levels Ground (internal & external), levels 1, 2 & 3
- Stormwater and drainage installation
- Structural Steel erection
- Structural Fire Protection
- Roof installation
- Steel fixing
- External wall cladding
- Plumbing
- Pre-Cast Panel Installation
- Glazing / Windows Installation
- Electrical temporary works
- Loading Docks
- Fire Services
- Syphonic Drainage
- Painting
- Mechanical including roof unit installation
- Blockwork
- Landscaping
- Mezzanine Floor – Internal Steelwork
- Acoustic Panelling
- Internal Fit Out – Gyprock Walls and services
- Roller Doors
- High Voltage Electrical
- Stairway fit out – handrails
- King Floor installation

- Handrails to internal staircases

## 2.8 Project General Arrangement

Figure 1 below gives the General Arrangement for the works under SSD 10397



## 2.9 Key Project Personnel

**Table 3 Key Project Personnel**

Role	Name	Company	Contact Details
Snr Project Manager	Ben Milner	Goodman	0410 557 543 <a href="mailto:ben.milner@goodman.com">ben.milner@goodman.com</a>
Snr Project Manager	Graham Pinney	Goodman	0426 956 263 <a href="mailto:graham.pinney@goodman.com">graham.pinney@goodman.com</a>
Environmental Consultant (EC)	Carl Vincent	ERSED	0424 203 046 <a href="mailto:carl.vincent@ersed.com.au">carl.vincent@ersed.com.au</a>
<b>Communications and Community</b>			
Communications and Community Liaison Representative	Dan Thompson	SLR	0428 060 995 <a href="mailto:dthompson@slrconsulting.com">dthompson@slrconsulting.com</a>
<b>Principal Contractor Details</b>			
Contractor's Project Manager	Damien Burns	QANSTRUCT	0409 240 098 <a href="mailto:dburns@qanstruct.com.au">dburns@qanstruct.com.au</a>
Environmental Coordinator	Jason Baker	QANSTRUCT	0448 877 097 <a href="mailto:jbaker@qanstruct.com.au">jbaker@qanstruct.com.au</a>
Work Health and Safety (WHS) Coordinator	Jason Baker	QANSTRUCT	0448 877 097 <a href="mailto:jbaker@qanstruct.com.au">jbaker@qanstruct.com.au</a>

### 3 Compliance Status Summary

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The compliance table provided as **Appendix B** demonstrates the compliance with conditions of consent for SSD 10397

The terminology within **Table 4** has been used to describe compliance status within the Compliance Report Provided at Appendix B. Only these terms are used to describe the compliance status.

**Table 4 Compliance Status Descriptors**

Compliant	The proponent has collected sufficient verifiable evidence to demonstrate that all elements of the requirement have been complied with.
Non-Compliant	The proponent has identified a non-compliance with one or more elements of the requirement.
Not triggered	A requirement has an activation or timing trigger that has not been met at the phase of the development when the compliance assessment is undertaken; therefore an assessment of compliance is not relevant.

Construction Compliance Reports will be issued quarterly from the date of Construction commencement. A schedule for these reports will be confirmed within the first Construction Compliance Report.

Other compliance reports will be issued in accordance with Sec. 2.1 of the Compliance Reporting Post Approval Requirements (Department of Planning and Environment 2018).

#### 3.1 Non Compliances

There were no non-compliances identified during this reporting period

#### 3.2 Recommended Actions

Recommended actions identified associated with Non-Compliances are included within Section 3.1 above. Identified areas of improvement which do not constitute non compliances are detailed at 3.2.1 following.

##### 3.2.1 Identified Areas of Improvement

An independent audit of the CEMP and Sub-plans implementation was undertaken 17 DEC 20. Improvements to CEMP and sub-plans were identified were communicated to the Contractor.

### 4 Previous Report Actions

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NIL

## 5 Incidents

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### 5.1 Incidents

An incident is defined by the Conditions of Consent as;

“An occurrence or set of circumstances that causes or threatens to cause material harm and which may or may not be or cause non-compliance”

Material Harm is defined as harm that:

- a) involves actual or potential harm to the health or safety of human beings or to the environment that is not trivial, or
- b) results in actual or potential loss or property damage of an amount, or amounts in aggregate, exceeding \$10,000, (such loss includes the reasonable costs and expenses that would be incurred in taking all reasonable and practicable measures to prevent, mitigate or make good harm to the environment)

#### 5.1.1 Observations

There have been no incidents this period.

## 6 Complaints

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The following complaints have been raised referable to the development works at the project location which includes multiple projects. These may or may not be associated with the project works for SSD 10397.

12 FEB 21: From Resident 141 Aldington Road

Subject: Road damage in front of 141 Aldington Road

Response: SLR (community coordinator) advised Goodman who provided advice to the resident that contractor would inspect damage and provide advice on what rectification was required.

Resolution: Contractor inspected damage and determined repairs were required and these have been completed.

## Appendix A

### Compliance Report Declaration Form

Project Name : Oakdale West Industrial Estate

Project Application Number : SSD 10397

Description of Project :

The concept proposal is described as Oakdale West Estate Stage 2 Development including;

- construction, subdivision, fitout, operation and
- use of a four level automated warehouse, associated office space, internal roads and parking.

Project Address: 2 Aldington Road, Kemps Creek NSW

Proponent: Goodman Property Services (Aust) Pty Ltd

Title of Compliance Report: Pre-Construction Compliance Report

Date:

I declare that I have reviewed relevant evidence and prepared the contents of the attached Compliance Report and to the best of my knowledge:

- the Compliance Report has been prepared in accordance with all relevant conditions of consent;
- the Compliance Report has been prepared in accordance with the Compliance Reporting Post Approval Requirements;
- the findings of the Compliance Report are reported truthfully, accurately and completely;
- due diligence and professional judgement have been exercised in preparing the Compliance Report; and
- the Compliance Report is an accurate summary of the compliance status of the development.

Notes:

- Under section 10.6 of the Environmental Planning and Assessment Act 1979 a person must not include false or misleading information (or provide information for inclusion in) a report of monitoring data or an audit report produced to the Minister in connection with an audit if the person knows that the information is false or misleading in a material respect. The proponent of an approved project must not fail to include information in (or provide information for inclusion in) a report of monitoring data or an audit report produced to the Minister in connection with an audit if the person knows that the information is materially relevant to the monitoring or audit. The maximum penalty is, in the case of a corporation, \$1 million and for an individual, \$250,000; and
- The Crimes Act 1900 contains other offences relating to false and misleading information: section 307B (giving false or misleading information – maximum penalty 2 years' imprisonment or 200 penalty units, or both).

Name of Authorised Reporting Officer Ben Milner

Title Mr

Signature



Qualification Bachelor of Construction Management

Company GOODMAN PROPERTY SERVICES (AUS) PTY LTD

Company Address L17, Castlereagh St. Sydney NSW 2000

## Appendix B

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### Compliance Report

Not triggered	Not triggered
Complaint	Complaint
Non-Compliant	Non-Compliance identified previous reporting period and resolved
Non-Compliant	Non-Compliant –identified this reporting period Ref to Section 3.0 Summary for and discussion of noncompliance

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Unique ID	Compliance Requirement / Development Consent Condition	Development Phase	Monitoring Methodology	Comments / Evidence	Compliance Status
<b>SCHEDULE 2</b>					
<b>PART A – ADMINISTRATIVE CONDITIONS</b>					
<b>OBLIGATION TO MINIMISE HARM TO THE ENVIRONMENT</b>					
A1.	In addition to meeting the specific performance measures and criteria in this consent, all reasonable and feasible measures must be implemented to prevent, and if prevention is not reasonable and feasible, minimise, any material harm to the environment that may result from the construction and operation of the development, and any rehabilitation required under this consent.	At all times	Ongoing and regular inspections by Principals Snr Project Managers Delegate and Environmental Consultant  Ongoing confirmation of application of Environmental Management Plans	Regular EC inspections and Audits	COMPLIANT
<b>TERMS OF CONSENT</b>					
A2.	The development may only be carried out: (a) in compliance with the conditions of this consent; (b) in accordance with all written directions of the Planning Secretary; (c) in accordance with the EIS and RTS; (d) in accordance with MOD 1; (e) the Development Layout in <b>Appendix 1</b> ; and (f) in accordance with the management and mitigation measures in <b>Appendix 3</b> .	At all times	Ongoing and regular inspections by Principals Contract Snr Project Managers Delegate and Environmental Consultant. Ongoing confirmation of application of Environmental Management Plans	No Non-compliances during period covered by this report. Non-compliances have been reported within previous reports	COMPLIANT
A3.	Consistent with the requirements in this consent, the Planning Secretary may make written directions to the Applicant in relation to: (a) the content of any strategy, study, system, plan, program, review, audit, notification, report or correspondence submitted under or otherwise made in relation to this consent, including those that are required to be, and have been, approved by the Planning Secretary; and (b) the implementation of any actions or measures contained in any such document referred to in condition A3.	At all times			NOT TRIGGERED
A4.	The conditions of this consent and directions of the Planning Secretary prevail to the extent of any inconsistency, ambiguity or conflict between them and a document listed in condition (c). In the event of an inconsistency, ambiguity or conflict between any of the documents listed in condition (c), the most recent document prevails to the extent of the inconsistency, ambiguity or conflict.	At all times			NOT TRIGGERED



LIMITS OF CONSENT																															
Lapsing																															
A5.	This consent lapses five (5) years after the date from which it operates, unless the development has physically commenced on the land to which the consent applies before that date.				NOT TRIGGERED																										
A6.	The total area of warehousing and office space at the development must not exceed a maximum gross lettable area of 200,700 square metres.	At all times	Confirmation by Construction Certifier to be sighted.		NOT TRIGGERED																										
A7.	The Applicant must ensure construction of the development does not generate more than 935 vehicle trips (1,870 total vehicle movements) during the day, evening and night, on the public road network. <i>Note: This condition does not apply to construction vehicles using the West-North-South Link Road.</i>	At all times	Vehicle movements to be monitored and reported in accordance with the requirements of the project CTMP	25/3/21 – ER confirmed & sighted records. Records derived from gate house physical check list for HV and Visitors PLUS Blue Glue Records	COMPLIANT																										
A8.	The Applicant must keep accurate records of the number of vehicles entering or leaving the site, for the duration of construction and provide these records to the Planning Secretary on request.	During Construction	Vehicle movements to be monitored and reported in accordance with the requirements of the project CTMP	EC sighted Qanstruct Car Truck Register – sample records from Nov 2020	COMPLIANT																										
A9.	The development must be consistent with the development controls in the OWE, as shown in <b>Table 1</b> . <b>Table 1 Development Controls</b>	Applicable to design	Confirmation by Construction Certifier to be sighted.	Sighted Confirmation letter from SBA Architects 12 MAY 2020	COMPLIANT																										
<table border="1"> <thead> <tr> <th>Development Aspect</th> <th>Control</th> </tr> </thead> <tbody> <tr> <td>Minimum building setbacks from:</td> <td></td> </tr> <tr> <td>• Southern Link Road</td> <td>20 m</td> </tr> <tr> <td>• Western North-South Link Road</td> <td>20 m</td> </tr> <tr> <td>• Local estate Roads</td> <td>7.5m</td> </tr> <tr> <td>• Western site boundary</td> <td>40 m</td> </tr> <tr> <td>• Southern site boundary</td> <td>20 m (excluding parking areas)</td> </tr> <tr> <td>Rear boundary setbacks within the estate</td> <td>5 m</td> </tr> <tr> <td>Side boundary setbacks within the estate</td> <td>0 m, subject to compliance with fire rating requirements</td> </tr> <tr> <td>Building height – Building 2B</td> <td>28 m</td> </tr> <tr> <td>Minimum lot size</td> <td>5,000 m2</td> </tr> <tr> <td>Minimum frontage</td> <td>40 m (excluding cul-de-sacs) 35 m minimum lot width at the building line</td> </tr> <tr> <td>Site coverage</td> <td>Maximum of 65 per cent (excluding awnings)</td> </tr> </tbody> </table>		Development Aspect	Control	Minimum building setbacks from:		• Southern Link Road	20 m	• Western North-South Link Road	20 m	• Local estate Roads	7.5m	• Western site boundary	40 m	• Southern site boundary	20 m (excluding parking areas)	Rear boundary setbacks within the estate	5 m	Side boundary setbacks within the estate	0 m, subject to compliance with fire rating requirements	Building height – Building 2B	28 m	Minimum lot size	5,000 m2	Minimum frontage	40 m (excluding cul-de-sacs) 35 m minimum lot width at the building line	Site coverage	Maximum of 65 per cent (excluding awnings)				
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<b>NOTIFICATION OF COMMENCEMENT</b>					
A10.	The date of commencement of each of the following phases of the development must be notified to the Department in writing, at least one month before that date: (a) construction, excluding any early pre-construction works, such as installation of erosion and sediment controls or laydown of construction materials; and	One month prior to commencement of construction		Sighted email GPSA to DPIE, 6 APRIL 2020	COMPLIANT
	(b) operation.	One month prior to commencement of Operations			NOT TRIGGERED
A11.	If the construction or operation or decommissioning of the development is to be staged, the Department must be notified in writing at least one month before the commencement of each stage, of the date of commencement and the development to be carried out in that stage.	One month prior to commencement of construction or operation		Staging of development not proposed	NOT TRIGGERED
<b>EVIDENCE OF CONSULTATION</b>					
A12	Where conditions of this consent require consultation with an identified party, the Applicant must: (a) consult with the relevant party prior to submitting the subject document to the Planning Secretary for approval; and	As required by relevant condition		See relevant consent condition	COMPLIANT
	(b) provide details of the consultation undertaken including: (i) the outcome of that consultation, matters resolved and unresolved; and (ii) details of any disagreement remaining between the party consulted and the Applicant and how the Applicant has addressed the matters not resolved.	As required by relevant condition		See relevant consent condition	COMPLIANT
<b>STAGING, COMBINING AND UPDATING STRATEGIES, PLANS OR PROGRAMS</b>					
A13.	With the approval of the Planning Secretary, the Applicant may: (a) prepare and submit any strategy, plan or program required by this consent on a staged basis (if a clear description is provided as to the specific stage and scope of the development to which the strategy, plan or program applies, the relationship of the stage to any future stages and the trigger for updating the strategy, plan or program); (b) combine any strategy, plan or program required by this consent (if a clear relationship is demonstrated between the strategies, plans or programs that are proposed to be combined); and (c) update any strategy, plan or program required by this consent (to ensure the strategies, plans and programs required under this consent are updated on a regular basis and incorporate additional measures or amendments to improve the environmental performance of the development).	At all times		Staging of development not proposed	NOT TRIGGERED

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A14.	If the Planning Secretary agrees, a strategy, plan or program may be staged or updated without consultation being undertaken with all parties required to be consulted in the relevant condition in this consent.	At all times		Staging of development not proposed	NOT TRIGGERED
A15.	If approved by the Planning Secretary, updated strategies, plans or programs supersede the previous versions of them and must be implemented in accordance with the condition that requires the strategy, plan or program.	At all times			NOT TRIGGERED
A16.	Before the commencement of construction, the Applicant must: (a) consult with the relevant owner and provider of services that are likely to be affected by the development to make suitable arrangements for access to, diversion, protection and support of the affected infrastructure;	Prior to commencement of construction		Sighted letter from GPSA to PCA confirming no existing utility services at premises e	COMPLIANT
	(b) prepare a dilapidation report identifying the condition of Aldington Road and Abbotts Road (between the site and Mamre Road), including roads, gutters and footpaths; and	Prior to commencement of construction		Sighted dilapidation report James Townsend Dilapidation Surveys Pty Ltd 4 APRIL 2020	COMPLIANT
	(c) submit a copy of the dilapidation report the Planning Secretary and Council.	Prior to commencement of construction		Sighted email link to transfer to PCC 9 APRIL 2020	COMPLIANT
A17.	Unless the Applicant and the applicable authority agree otherwise, the Applicant must: (a) repair, or pay the full costs associated with repairing, any public infrastructure that is damaged by carrying out the development, including but not limited to, Bakers Lane, Aldington Road and Abbotts Road; and (b) relocate, or pay the full costs associated with relocating, any public infrastructure that needs to be relocated as a result of the development, including but not limited to, Bakers Lane, Aldington Road and Abbotts Road.	At all times		Repairs to Bakers Lane have been undertaken as and when required.	COMPLIANT
<b>STRUCTURAL ADEQUACY</b>					
A18.	All new buildings and structures, and any alterations or additions to existing buildings and structures, that are part of the development, must be constructed in accordance with the relevant requirements of the National Construction Code (NCC). <b>Note:</b> ☑ Under Part 6 of the EP&A Act, the Applicant is required to obtain construction and occupation certificates for the proposed building works. ☑ Part 8 of the EP&A Regulation sets out the requirements for the certification of the development.	During construction	Certification by design architect	Sighted Structural Design Certification –Costin Roe Consulting to QANSTRUCT 16 APRIL 2020	COMPLIANT
<b>COMPLIANCE</b>					
A19.	The Applicant must ensure that all of its employees, contractors (and their sub-contractors) are made aware of, and are instructed to comply with, the conditions of this consent relevant to activities they carry out in	During Construction	Environment Consultant to sight and confirm staff and contractor inductions in accordance with the	EC undertook full induction to confirm in accordance with CEMP	COMPLIANT

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	respect of the development.		approved CEMP	(27 JULY 20) Audit of CEMP and sub plans 17 DEC 20 confirms compliance 1414 Inductees confirmed as at 28 FEB 21	
<b>OPERATION OF PLANT AND EQUIPMENT</b>					
A.20	All plant and equipment used on site, or to monitor the performance of the development must be: (a) maintained in a proper and efficient condition; and (b) operated in a proper and efficient manner.	During Construction	EC to sight and confirm staff and contractor inductions in accordance with the approved CEMP	Blue Glue Records sighted. Blue Glue requires induction and plant service records to be uploaded prior to site entry Sighted sample random record for contractor Inner Parts Interiors (19 JAN 21)	COMPLIANT
<b>EXTERNAL WALLS AND CLADDING</b>					
A21.	The external walls of all buildings including additions to existing buildings must comply with the relevant requirements of the NCC.	Applicable to design	EC to sight confirmation letter from design Architect to PCA	Sighted Confirmation letter from SBA Architects 27 MAY 2020	COMPLIANT
A22.	Before the issue of a Construction Certificate and an Occupation Certificate, the Applicant must provide the Certifying Authority with documented evidence that the products and systems proposed for use or used in the construction of external walls including finishes and claddings such as synthetic or aluminium composite panels comply with the requirements of the NCC.	Prior to construction Prior to issue of a Construction Certificate	EC to sight confirmation letter from design Architect to PCA	Sighted Confirmation letter from SBA Architects 27 MAY 2020	COMPLIANT
A23.	The Applicant must provide a copy of the documentation given to the Certifying Authority to the Planning Secretary within seven days after the Certifying Authority accepts it.	Prior to Construction	EC to sight submission to Planning Secretary and CA acceptance	Uploaded to DPIE 02/06/20	COMPLIANT
<b>UTILITIES AND SERVICES</b>					
A24.	Before the construction of any utility works associated with the development, the Applicant must obtain relevant approvals from service providers.	Prior to Construction of Utility works		Sighted letter Endeavour Energy to JDG Consulting <b>UIL5802 – 2019/02200/001</b> 27 APRIL 2020 Sighted Works Deed – Sydney Water (Case no 182879 ) Sighted NBN Current Design Drawing Sighted High Voltage	COMPLIANT

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				Reticulation approval – Endeavour Energy Ref: UIL5802 – 2019/02200/001	
A25.	Before the commencement of operation of the development, the Applicant must obtain a Compliance Certificate for water and sewerage infrastructure servicing of the site under section 73 of the <i>Sydney Water Act 1994</i> (NSW).	Prior to Operation	EC to sight compliance Certificate under sec 73 of the Sydney Water Act 1994		NOT TRIGGERED
A26.	Before the issue of a Subdivision or Construction Certificate for the development, the Applicant (whether or not a constitutional corporation) is to provide evidence, satisfactory to the Certifying Authority, that arrangements have been made for the provision of communication facilities to the development.	Prior to issue of the Construction Certificate		NBN Current Design Drawing submitted to PCA and CC issued 28 MAY 2020	COMPLIANT
A27.	The Applicant must demonstrate that the carrier has confirmed in writing they are satisfied that the fibre ready facilities are fit for purpose.	Prior to Operation	EC to sight written confirmation		NOT TRIGGERED
A28.	The Applicant must comply with the requirements of Endeavour Energy for the location and design of the pad mounted substations for the development. The Applicant must submit evidence of compliance prepared by a Level 3 Accredited Service Provider to the satisfaction of Endeavour Energy, prior to the commencement of construction.	At all times		Sighted letter Endeavour Energy to JDG Consulting <b>UIL5802 – 2019/02200/001</b> 27 APRIL 2020	COMPLIANT
A29.	The Applicant must obtain any other relevant approvals from Endeavour Energy, prior to the commencement of construction.	Prior to Construction		Sighted letter Endeavour Energy to JDG Consulting <b>UIL5802 – 2019/02200/001</b> 27 APRIL 2020	COMPLIANT
<b>SUBDIVISION</b>					
A30.	The Applicant shall subdivide the site generally in accordance with the subdivision plan included in the EIS.	At all times	EC to review and cite certifications and correspondence from PCA confirming Subdivision in accordance with the Sub division plan	Sighted CC issued 28 MAY 2020	COMPLIANT
<b>WORKS AS EXECUTED PLANS</b>					
A31.	Before the issue of the final Occupation Certificate, works-as-executed drawings signed by a registered surveyor demonstrating that the stormwater drainage and finished ground levels have been constructed as approved, must be submitted to the PCA.	Prior to issue of the final Occupation Certificate	EC to sight submission of WAE to PCA		NOT TRIGGERED
<b>APPLICABILITY OF GUIDELINES</b>					
A32.	References in the conditions of this consent to any guideline, protocol, Australian Standard or policy are to such guidelines, protocols, Standards or policies in the form they are in as at the date of this consent.	At all times			NOT TRIGGERED
A33.	However, consistent with the conditions of this consent and without altering any limits or criteria in this consent, the Planning Secretary may,	At all times			NOT TRIGGERED

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	when issuing directions under this consent in respect of ongoing monitoring and management obligations, require compliance with an updated or revised version of such a guideline, protocol, Standard or policy, or a replacement of them.				
<b>ADVISORY NOTES</b>					
AN1.	All licences, permits, approvals and consents as required by law must be obtained and maintained as required for the development. No condition of this consent removes any obligation to obtain, renew or comply with such licences, permits, approvals and consents.	At all times		This CCMR	COMPLIANT
<b>SCHEDULE B – ENVIRONMENTAL PERFORMANCE CONDITIONS</b>					
<b>VISUAL AMENITY</b>					
<b>Building Design</b>					
B1.	The Applicant must construct Building 2B in accordance with the EIS and RTS and as shown on the figures in <b>Appendix 1.</b>	Prior to Commencement of Construction	EC to sight written confirmation by design Architect	Sighted Confirmation letter from SBA Architects 12 MAY 2020	COMPLIANT
<b>Landscape Plan</b>					
B2.	Prior to the commencement of construction of Building 2B, the Applicant must prepare a detailed Landscape Plan in consultation with Council and to the satisfaction of the Planning Secretary. The Landscape Plan must: (a) detail the plant species and layouts for all areas of the development; (b) include a diverse mix of species to provide canopy trees and understorey planting, to assist in achieving the objectives of Council’s Cooling the City Strategy; (c) detail monitoring and maintenance procedures, including irrigation requirements.	Prior to Commencement of Construction	EC to sight Project LMP and Approval / Acceptance by Planning Secretary	Sighted LMP – SCAPE R2 23 APRIL 2020 & Confirmation of acceptance by DPIE 7 MAY 2020	COMPLIANT
B3.	The Applicant must: (a) not commence construction of Building 2B until the Landscape Plan is approved by the Planning Secretary.	Prior to Commencement of Construction		Confirmation of acceptance by DPIE 7 MAY 2020	COMPLIANT
	(b) must implement the most recent version of the Landscape Plan approved by the Planning Secretary; and	At all times	EC to monitor implementation of LMP during construction period.	Sighted LMP – SCAPE R2 23 APRIL 2020 as most current	COMPLIANT
	(c) maintain the landscaping and vegetation on the site in accordance with the approved Landscape Plan for the life of the development. If the monitoring carried out as part of condition B2 indicates that any aspect of the landscaping has not been successful, the Applicant must undertake replanting and rehabilitation works, as reasonably practicable.	At all times	EC to monitor implementation of LMP during construction period.	Regular and ongoing inspection and reporting by EC during construction period	COMPLIANT

Reflectivity					
B4.	The visible light reflectivity from building materials used in the façades and roof of the warehouse building must be designed to minimise glare. A report demonstrating compliance with these requirements is to be submitted to the satisfaction of the Certifying Authority prior to the issue of a Construction Certificate.		EC to sight confirmation letter from design Architect to PCA	Sighted Confirmation letter from SBA Architects 27 MAY 2020	COMPLIANT
Lighting and Security Cameras					
B5.	The Applicant must ensure the lighting associated with the development: (a) complies with the latest version of AS 4282-1997 – <i>Control of the obtrusive effects of outdoor lighting</i> (Standards Australia, 1997); and (b) is mounted, screened and directed in such a manner that it does not create a nuisance to surrounding properties or the public road network.	At all times			NOT TRIGGERED
B6.	The Applicant must ensure any security cameras or illuminated signage installed as part of the development are directed away from adjacent private properties.	At all times			NOT TRIGGERED
Signage and Fencing					
B7.	All signage and fencing must be erected in accordance with the development plans included in the EIS and RTS. <i>Note: This condition does not apply to temporary construction and safety related signage and fencing.</i>	Prior to Operation			NOT TRIGGERED
B8.	All fencing along building frontages must be located behind the landscape setbacks and not along the front boundary. The fencing must be a maximum height of 2.1 metre and be an open style.	Prior to Operation			NOT TRIGGERED
TRAFFIC, ACCESS AND PARKING					
Roadworks					
B9.	Prior to any use of Aldington Road and Abbotts Road for construction traffic, the Applicant must submit a Construction Traffic Management Plan (CTMP) to the satisfaction of Council. The CTMP shall be: (a) prepared in accordance with Council's Engineering Construction Specification for Civil Works (b) be prepared by a suitably qualified consultant with appropriate training and certification from TfNSW; (c) be approved by Council, prior to any construction traffic using Aldington	Prior to use of Aldington Road or Abbotts Road	EC to sight submission of CTMP to Council and Acceptance prior to authority given to contractor to use Aldington Rd and Abbotts Rd	Letter DPIE to GPA 29 June Confirming review and acceptance of <ul style="list-style-type: none"> <li>CTMP (ref Cond.B9)</li> <li>Council &amp; LTC Approval of CTMP (ref Cond. B10)</li> <li>Sec 138 of Roads Act</li> </ul>	COMPLIANT

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	Road and Abbots Road; (d) include but not be limited to: (i) swept path analysis at critical points (bends and intersections) along the entire Aldington Road / Abbots Road route for the largest proposed vehicle to use this route; (ii) a detailed road safety audit of the Aldington Road / Abbots Road route that factors the increase in traffic volumes (both in light & heavy vehicles), and proposes measures such that the road can safely accommodate this increase (including upgrades to road infrastructure, signage and line marking treatments, vehicle length restrictions and temporary traffic control measures during the construction period); (iii) left-in, left-out restrictions at the intersection with Mamre Road for construction vehicles.			Approval (ref Cond. B11) • Confirmation of Completion to satisfaction of Council (ref Cond. B12)	
B10.	The CTMP and any proposed measures must be to the satisfaction of Council and will be subject to Local Traffic Committee and Council approval.	At all times	EC to sight submission of CTMP to Council and Acceptance prior to authority given to contractor to use Aldington Rd and Abbots Rd		COMPLIANT
B11.	Prior to any works (infrastructure, signage and line marking) that are on or affect a local road, a Section 138 <i>Roads Act, 1993</i> application shall be lodged and approved by Council. All works shall be carried out in accordance with the Roads Act approval, and Council's specification, guidelines and best engineering practice.	Prior to works on local Roads			COMPLIANT
B12.	The Applicant must provide written evidence to the satisfaction of the Planning Secretary, demonstrating the roadworks required by condition B9 and B10 have been completed to the satisfaction of Council, prior to using Abbots Road and Aldington Road for construction access.	Prior to use of Aldington Road or Abbots Road			COMPLIANT
<b>Construction Access</b>					
B13.	The Applicant must ensure: (a) no fill material is transported to the site via Bakers Lane or Aldington Road; (b) construction traffic does not use Bakers Lane during the hours of 8 am – 9.30 am and 2.30 pm – 4 pm, Monday to Friday when schools are in use, to avoid conflict with peak school traffic on Bakers Lane; (c) construction traffic only uses Abbots Road and Aldington Road to access the site during the hours of 8 am – 9.30 am and 2.30 pm – 4pm, Monday to Friday, when schools are in use, subject to Conditions B9 and B12; and (d) all construction traffic associated with the development ceases to use Bakers Lane and Aldington Road when the Western North-South Link Road opens to traffic.	During Construction	EC to review application, Monitoring and reports in accordance with the approved CTMP	Regular and ongoing inspection and audit of documentation by EC  No Non-compliances this period.  WNSLR /Compass Drive open to project use January 2021	COMPLIANT



Operational Access					
B14.	The Applicant must ensure all traffic associated with operation of the development accesses the site from the Western North-South Link Road, and the future Southern Link Road, and does not use Bakers Lane or Aldington Road.	During Operation	EC to review application, Monitoring and reports in accordance with the approved CTMP	Regular and ongoing inspection and audit of documentation by EC	NOT TRIGGERED
Construction Traffic Management Plan					
B15.	<p>Prior to the commencement of construction of the development, the Applicant must prepare a Construction Traffic Management Plan (CTMP) to the satisfaction of the Planning Secretary. The plan must form part of the CEMP required by condition C2 and must:</p> <p>(a) be prepared by a suitably qualified and experienced person(s);</p> <p>(b) be prepared in consultation with Council, TfNSW, Mamre Anglican School, Emmaus Catholic College, Emmaus Catholic Care Village and Trinity Catholic Primary School;</p> <p>(c) detail specific measures to manage construction traffic to avoid school drop-off and pick-up times (8 am – 9.30 am and 2.30 pm – 4 pm, Monday to Friday), when the schools are in use, and Higher School Certificate exam periods, including any temporary infrastructure arrangements and traffic safety measures;</p> <p>(d) detail the measures to be implemented to ensure road safety and network efficiency during construction, including scheduling deliveries of heavy plant and equipment outside of peak periods, or during school holidays where possible;</p> <p>(e) detail heavy vehicle routes, access and parking arrangements;</p> <p>(f) include a Driver Code of Conduct to:</p> <p>(i) minimise the impacts of construction on the local and regional road network;</p> <p>(ii) minimise conflicts with other road users;</p> <p>(iii) minimise road traffic noise, particularly during night-time periods; and</p> <p>(iv) ensure truck drivers use specified routes;</p> <p>(g) include a program to monitor the effectiveness of these measures; and</p> <p>(h) detail procedures for early notification for residents and the community (including local schools), of any potential disruptions to routes.</p>	Prior to Construction	EC to sight DPIE Approval of CTMP	Letter from DPIE to GPS Aus Pty Ltd Approving CEMP including CTMP 22 MAY 2020	COMPLIANT
B16.	<p>The Applicant must:</p> <p>(a) not commence construction of the development until the CTMP required by condition B15 is approved by the Planning Secretary; and</p> <p>(b) implement the most recent version of the CTMP approved by the Planning Secretary for the duration of construction.</p>	Prior to Construction	EC to sight DPIE Approval of CTMP	Letter from DPIE to GPS Aus Pty Ltd Approving CEMP including CTMP 22 MAY 2020	COMPLIANT

Operational Traffic Management Plan					
B17.	<p>The Applicant must prepare an Operational Traffic Management Plan (OTMP) for the development. The OTMP must form part of the OEMP required by condition C5 and must:</p> <ul style="list-style-type: none"> <li>(a) be prepared by a suitably qualified and experienced expert, in consultation with Council and TfNSW;</li> <li>(b) detail the numbers and frequency of truck movements, sizes of trucks, vehicle routes and hours of operation;</li> <li>(c) include measures to maintain road safety and network efficiency;</li> <li>(d) detail measures to minimise noise from development related traffic, including, procedures for receiving and addressing complaints from the community about development related traffic and noise;</li> <li>(e) include a Driver’s Code of Conduct that addresses:                             <ul style="list-style-type: none"> <li>(i) designated routes, ensuring no use of Bakers Lane or Aldington Road for operational access;</li> <li>(ii) travelling speeds and adherence to site-specific speed limits;</li> <li>(iii) procedures to ensure drivers adhere to designated heavy vehicle routes; and</li> <li>(iv) procedures to ensure drivers implement safe driving practices.</li> </ul> </li> </ul>	During Operations			NOT TRIGGERED
B18.	<p>The Applicant must:</p> <ul style="list-style-type: none"> <li>(a) not commence operation of the development until the OTMP required by condition B17 is approved by the Planning Secretary; and</li> <li>(b) implement the most recent version of the OTMP approved by the Planning Secretary for the duration of operation.</li> </ul>	During Operations			NOT TRIGGERED
Operating Conditions					
B19.	<p>The Applicant must ensure:</p> <ul style="list-style-type: none"> <li>(a) all access points, internal driveways, turning areas and parking are designed and constructed in accordance with the latest version of AS 2890.1:2004 <i>Parking facilities off-street car parking</i> (Standards Australia, 2004) and AS 2890.2:2002 <i>Parking facilities Off-street commercial vehicle facilities</i> (Standards Australia, 2002);</li> <li>(b) the swept path of the longest vehicle entering and exiting the site, as well as manoeuvrability through the site, is in accordance with the relevant Austroads guidelines;</li> <li>(c) the development does not result in any vehicles queuing on the public road network;</li> <li>(d) heavy vehicles and bins associated with the development are not</li> </ul>	During Operations			NOT TRIGGERED

	<p>parked on local roads or footpaths in the vicinity of the site;</p> <p>(e) all vehicles are wholly contained on site before being required to stop;</p> <p>(f) all loading and unloading of materials is carried out on site;</p> <p>(g) the proposed turning areas in the car park are kept clear of any obstacles, including parked cars, at all times.</p>																
<b>Parking</b>																	
B20.	The Applicant must provide sufficient parking facilities on site for heavy vehicles and for site personnel, to ensure that traffic associated with the development does not utilise public and residential streets or public parking facilities.	During Operations			NOT TRIGGERED												
<b>NOISE</b>																	
<b>HOURS OF WORK</b>																	
B21.	<p>The Applicant must comply with the hours detailed in <b>Table 2</b>, unless otherwise agreed in writing by the Planning Secretary.</p> <p><b>Table 2 Hours of Work</b></p> <table border="1"> <thead> <tr> <th>Activity</th> <th>Day</th> <th>Time</th> </tr> </thead> <tbody> <tr> <td>Construction</td> <td>Monday – Sunday</td> <td>6 am to 10 pm</td> </tr> <tr> <td>Concrete works (internal to building only)</td> <td>Monday – Sunday</td> <td>3 am to 10 pm</td> </tr> <tr> <td>Operation</td> <td>Monday – Sunday (including public holidays)</td> <td>24 hours</td> </tr> </tbody> </table> <p><i>Note: Concrete works (internal to building only) include concrete pours inside Building 2B, following the installation of all building walls and the building roof.</i></p>	Activity	Day	Time	Construction	Monday – Sunday	6 am to 10 pm	Concrete works (internal to building only)	Monday – Sunday	3 am to 10 pm	Operation	Monday – Sunday (including public holidays)	24 hours	During Construction	EC to monitor works against requirements of the approved CEMP	<p>Access is controlled by Gate Pass-Key Security.</p> <p>Gates are closed and notifications out of ours confirm no entry possible.</p> <p>Access to site currently</p> <ul style="list-style-type: none"> <li>• 5am to 2am Monday to Saturday with nil Sunday</li> <li>• External works do not commence until 6am in accordance with Condition B21.</li> <li>• Nil access on Sunday</li> </ul> <p>Contractor is working extended hours as approved by DPIE;</p>	COMPLIANT
Activity	Day	Time															
Construction	Monday – Sunday	6 am to 10 pm															
Concrete works (internal to building only)	Monday – Sunday	3 am to 10 pm															
Operation	Monday – Sunday (including public holidays)	24 hours															
	NOTE: DPIE Approval Letter to Goodman Property Services Australia Pty Ltd (15/09/20)			Contractor is working extended hours as approved by DPIE;													

	<p><i>In accordance with Condition B21, fit out works internal to the building only, as outlined in your request and the supporting noise assessment, may be undertaken from 6 am to 2 am, Monday to Sunday.</i></p> <p><i>The internal works during the above extended hours can only commence once the warehouse structure is fully enclosed, including roof, windows and wall cladding. The western site boundary noise barrier, required under Condition D75A of SSD-7348, is also to be completed prior to these works commencing, as identified in the noise assessment.</i></p>				
B22.	<p>Works outside of the hours identified in condition B21 may be undertaken in the following circumstances:</p> <p>(a) works that are inaudible at the nearest sensitive receivers;</p> <p>(b) for the delivery of materials required outside these hours by the NSW Police Force or other authorities for safety reasons; or</p> <p>(c) where it is required in an emergency to avoid the loss of lives, property or to prevent environmental harm.</p>	During Construction	EC to monitor works against requirements of the approved CEMP	Nil Out of Hours Works Confirmed 25/03/21	NOT TRIGGERED

**Operational Noise Limits**

B23.	<p>The Applicant must ensure that noise generated by operation of the development does not exceed the noise limits for the OWE, as shown in <b>Table 3</b>.</p> <p><b>Table 3</b> Noise Limits dB(A)</p> <table border="1"> <thead> <tr> <th>Location</th> <th>Day LAeq(15 minute)</th> <th>Evening LAeq(15 minute)</th> <th>Night LAeq(15 minute)</th> <th>Night LMax</th> </tr> </thead> <tbody> <tr> <td>N1 N1 Emmaus Village Residential Emmaus Village Residential</td> <td>44</td> <td>43</td> <td>41</td> <td>52</td> </tr> <tr> <td>N3 Kemps Creek – nearest residential property</td> <td>39</td> <td>39</td> <td>37</td> <td>52</td> </tr> <tr> <td>N4 &amp; N5 Kemps Creek – other residences</td> <td>39</td> <td>39</td> <td>37</td> <td>52</td> </tr> <tr> <td>All other non-associated residences</td> <td>402</td> <td>352</td> <td>352</td> <td>52</td> </tr> <tr> <td>N2 Emmaus Catholic College (school)</td> <td colspan="4"><b>When in use: 45 Leq(1h)</b></td> </tr> </tbody> </table> <p><b>Notes:</b></p> <p>1. Noise generated by the development is to be measured in accordance with the relevant procedures and modifications, including certain meteorological conditions, of the Noise Policy for Industry (EPA, 2017). Refer to the plan in Appendix 2 for the location of residential sensitive receivers.</p> <p>2. or background + 5 dB, whichever is higher.</p>	Location	Day LAeq(15 minute)	Evening LAeq(15 minute)	Night LAeq(15 minute)	Night LMax	N1 N1 Emmaus Village Residential Emmaus Village Residential	44	43	41	52	N3 Kemps Creek – nearest residential property	39	39	37	52	N4 & N5 Kemps Creek – other residences	39	39	37	52	All other non-associated residences	402	352	352	52	N2 Emmaus Catholic College (school)	<b>When in use: 45 Leq(1h)</b>				During Operation			NOT TRIGGERED
Location	Day LAeq(15 minute)	Evening LAeq(15 minute)	Night LAeq(15 minute)	Night LMax																															
N1 N1 Emmaus Village Residential Emmaus Village Residential	44	43	41	52																															
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B24.	The noise limits in <b>Table 3</b> do not apply to receivers N3, N4 & N5 if the Applicant has Noise Agreement/s with the relevant landowner/s to exceed the noise limits, and the Applicant has provided written evidence to the Planning Secretary that agreement/s are in place.	During Operation			
<b>Design and Validation</b>					
B25.	The Applicant shall design and install all rooftop mechanical plant and services to ensure cumulative noise levels do not exceed 37 dB(A) at the western site boundary or 41 dB(A) at the southern site boundary. The Applicant shall provide written evidence to the satisfaction of the Planning Secretary, prior to the commencement of operation, confirming that rooftop mechanical plant and services have been installed to achieve these noise levels.	Prior to Commencement of Operation			NOT TRIGGERED
B26.	Within 6 months of the commencement of operation, the Applicant must undertake noise validation monitoring to confirm the rooftop mechanical plant and services comply with the predictions in the EIS, to the satisfaction of the Planning Secretary. If the results of monitoring show that noise from the development is exceeding the noise limits in Condition B23, the Applicant must investigate and implement all reasonable and feasible noise mitigation measures to achieve compliance.	Within 6 Month of Commencement of Operation			NOT TRIGGERED
<b>Construction Noise</b>					
B27.	The Applicant must implement all feasible and reasonable noise mitigation measures to minimise construction noise from the development. Any activities that could exceed the construction noise management levels detailed in the <i>Interim Construction Noise Guideline</i> (DECC, 2009), must be identified and managed in accordance with the Construction Noise Management Plan required by condition B30.	During Construction	EC to review application, Monitoring and reports in accordance with the approved CNMP	EC (SSD 10397) Regular site inspections and reviews of noise monitoring data at western boundary ER (SSD 7348) Site inspection confirm noise mitigation measures in place at project boundaries	COMPLIANT
B28	The Applicant must maintain the temporary noise curtain installed adjacent to Emmaus Catholic Care Village for the duration of construction, unless otherwise agreed with the Planning Secretary, or until such time as the permanent noise wall shown in <b>Appendix 2</b> is completed.	During Construction	EC to confirm installation of Temporary Noise Curtain	Permanent wall confirmed as completed 30/10/20. Temporary curtain has been removed	COMPLIANT
B29.	The Applicant must maintain a real-time noise monitor at the western boundary of the site for the duration of construction. Where monitoring identifies any exceedance of the construction noise management levels, the Applicant must implement further feasible and reasonable mitigation	During Construction	ER from SSD 7348 to confirm installation & maintenance of real time noise monitor	EC (SSD 10397) Monthly reviews of noise monitoring data at western boundary.	COMPLIANT

	measures to reduce construction noise levels. The environmental representative for the OWE must review and provide the results of noise monitoring to the Planning Secretary on request, including details of the measures taken to minimise noise to ensure compliance with the noise goals.		ER from SSD7348 to track and maintain results of noise monitoring provided by principal or their contractors	Monthly data retained by EC	
<b>Construction Noise Management Plan</b>					
B30.	<p>The Applicant must prepare a Construction Noise Management Plan (CNMP) for the development to the satisfaction of the Planning Secretary. The CNMP must form part of the CEMP in accordance with condition C2 and must:</p> <ul style="list-style-type: none"> <li>(a) be prepared by a suitably qualified and experienced noise expert;</li> <li>(b) be approved by the Planning Secretary prior to the commencement of construction;</li> <li>(c) describe procedures for achieving the noise management levels in EPA’s <i>Interim Construction Noise Guideline</i> (DECC, 2009), as may be updated or replaced from time to time;</li> <li>(d) describe the measures to be implemented to manage noise <b>generating</b> activities during sensitive periods, including evenings, night-time and on Sundays, including but not limited to: <ul style="list-style-type: none"> <li>(i) maintenance of the temporary noise curtain along the western boundary of the Emmaus Catholic Care Village for the duration of construction;</li> <li>(ii) minimising coinciding use of multiple high noise generating equipment;</li> <li>(iii) orienting noisy equipment away from the sensitive receivers on the western boundary;</li> <li>(iv) ensuring concrete trucks for internal concreting works (between 3 am and 6 am) are located to the east of Building 2B to maximise noise shielding for the Emmaus Catholic Care Village;</li> <li>(v) ensuring all equipment has non-tonal reversing alarms;</li> <li>(vi) regular maintenance and compliance checks of plant and equipment;</li> <li>(vii) consultation with adjacent sensitive receivers prior to and during construction;</li> </ul> </li> <li>(e) include measures to minimise noise from construction vehicles on the public road network and on site, including but not limited to, a Driver Code of Conduct and induction training for drivers to minimise road traffic noise;</li> <li>(f) include a monitoring program that: <ul style="list-style-type: none"> <li>(i) includes quarterly attended noise monitoring at the nearest sensitive</li> </ul> </li> </ul>	Prior to Construction	EC to sight preparation of CNMP and submission to Planning Secretary	Letter from DPIE to GPS Aus Pty Ltd Approving CEMP including CNMP 22 MAY 2020	COMPLIANT

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	<p>receivers to determine compliance with the construction noise management levels in the <i>Interim Construction Noise Guideline</i>;</p> <p>(ii) evaluates and reports on the effectiveness of the noise management measures;</p> <p>(iii) includes procedures to relocate, modify, mitigate or stop work to ensure compliance with the construction noise management levels; and</p> <p>(g) include procedures for recording and responding to complaints.</p>				
B31.	<p>The Applicant must:</p> <p>(a) not commence construction of the development until the CNMP required by condition B30 is approved by the Planning Secretary; and</p>	Prior to Construction	EC to sight preparation of CNMP and submission to Planning Secretary	Letter from DPIE to GPS Aus Pty Ltd Approving CEMP including CNMP 22 MAY 2020	COMPLIANT
	<p>(b) implement the most recent version of the CNMP approved by the Planning Secretary for the duration of construction.</p>	During Construction	<p>EC to review application, Monitoring and reports in accordance with the approved CNMP</p> <p>EC to review and confirm most recent version of CNMP is being implemented</p>	Current CNMP Version 1.3 (06/5/20)	COMPLIANT
<b>SOIL AND WATER</b>					
<b>Discharge Limits</b>					
B32.	The development must comply with section 120 of the POEO Act, which prohibits the pollution of waters.	At all times	EC to monitor application and reporting as per the approved CEMP	Regular inspections by EC	COMPLIANT
<b>Erosion and Sediment Control</b>					
B33.	<p>The Applicant must prepare an Erosion and Sediment Control Plan (ESCP) for the development to the satisfaction of the Planning Secretary. The ESCP must form part of the CEMP required by condition C2 and must:</p> <p>(a) be prepared by a suitably qualified and experienced person(s);</p> <p>(b) be generally consistent with the Erosion and Sediment Control Plan(s) for the OWE;</p> <p>(c) include detailed erosion and sediment controls developed in accordance with the relevant requirements of <i>Managing Urban Stormwater: Soils and Construction – Volume 1: Blue Book</i> (Landcom, 2014) guideline; and</p> <p>(d) include procedures for maintaining erosion and sediment controls in</p>	Prior to Construction	EC to sight preparation of ESCP and submission to Planning Secretary	Letter from DPIE to GPS Aus Pty Ltd Approving CEMP including ESCP 22 MAY 2020	COMPLIANT

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	efficient working order for the duration of construction, to ensure the development complies with condition B32.				
B34.	The Applicant must: (a) not commence construction of the development until the ESCP required by condition B33 is approved by the Planning Secretary; and	Prior to Construction	EC to sight preparation of ESCP and submission to Planning Secretary	Letter from DPIE to GPS Aus Pty Ltd Approving CEMP including ESCP 22 MAY 2020	COMPLIANT
	(b) implement the most recent version of the ESCP approved by the Planning Secretary for the duration of construction.	During Construction	EC to review application, Monitoring and reports in accordance with the approved ESCP. EC to review and confirm most recent version of ESCP is being implemented	Regular and ongoing site inspections by EC	COMPLIANT
B35.	The Applicant must install the erosion and sediment control measures approved in accordance with Condition B34, prior to the commencement of construction.	During Construction	EC to review application, Monitoring and reports in accordance with the approved ESCP	Qanstruct CPESC Inspection and report 24 June 2020 EC site inspection 2 JULY 2020	COMPLIANT
<b>Stormwater Management System</b>					
B36.	The Applicant must install and operate a stormwater management system for the development, to the satisfaction of the Planning Secretary. The system must: (a) be designed by a suitably qualified and experienced person(s); (b) be generally consistent with the <i>Civil, Stormwater and Infrastructure Services Report</i> , prepared by AT&L, dated January 2020; (c) be in accordance with applicable Australian Standards and Penrith City Council's <i>Design Guidelines for Engineering Works, Water Sensitive Urban Design Policy December 2013</i> and <i>Water Management Development Control Plan</i> ; (d) ensure peak stormwater flows from the site do not exceed pre-development flows in any downstream areas for all rainfall events up to and including the 1 in 100-year average recurrence interval; (e) ensure peak stormwater flows from the site do not exceed existing flows in the Water NSW drainage lines and water pipelines corridor; and (f) incorporate rainwater harvesting measures to supplement non-potable water demand for the development.	Prior to Operation	EC to sight certification of stormwater design engineer		NOT TRIGGERED
B37.	All stormwater drainage infrastructure on the site, including bio-retention basins, shall remain under the care, control and ownership of the registered proprietor of the lots.	Operations			NOT TRIGGERED



AIR QUALITY					
Dust Minimisation					
B38.	The Applicant must take all reasonable steps to minimise dust generated during all works authorised by this consent.	During Construction	EC to monitor application and reporting as per the approved CAQMP & CEMP	Regular and ongoing site inspections by EC	COMPLIANT
B39.	During construction, the Applicant must ensure that: (a) exposed surfaces and stockpiles are suppressed by regular watering; (b) all trucks entering or leaving the site with loads have their loads covered; (c) trucks associated with the development do not track dirt onto the public road network; and (d) public roads used by these trucks are kept clean.	During Construction	EC to monitor application and reporting as per the approved CAQMP ESCP & CEMP	Regular and ongoing site inspections by EC	COMPLIANT
Construction Air Quality Management Plan					
B40.	Prior to the commencement of construction, the Applicant must update the Construction Air Quality Management Plan (CAQMP) for the OWE, to include the development. The updated CAQMP must: (a) be prepared by a suitably qualified and experienced person(s); (b) identify the control measures to be implemented to minimise emissions from all construction sources; (c) detail procedures for measuring the performance of the control measures and triggers for implementing additional reasonable and feasible measures, if required, to minimise emissions; and (d) include procedures for complaints handling and response.	Prior to Construction	EC to sight CAQMP and acceptance by the Planning Secretary	Letter from DPIE to GPS Aus Pty Ltd Approving CEMP including CAQMP 22 MAY 2020	COMPLIANT
B41.	The Applicant must: (a) not commence construction of the development until the updated CAQMP required by condition B40 is approved by the Planning Secretary; and (b) implement the most recent version of the CAQMP approved by the Planning Secretary for the duration of construction.	Prior to Construction	EC to sight CAQMP and acceptance by the Planning Secretary EC to review and confirm revision of CAQMP implemented	Letter from DPIE to GPS Aus Pty Ltd Approving CEMP including CAQMP 22 MAY 2020	COMPLIANT

WASTE MANAGEMENT					
<b>Waste Storage</b>					
B42.	Waste must be secured and maintained within designated waste storage areas at all times and must not leave the site onto neighbouring public or private properties.	At all times	EC and Snr Project Managers Delegate to regularly inspect site	Regular and ongoing site inspections by EC	COMPLIANT
<b>Waste Management Plan</b>					
B43.	The Applicant must implement the Waste Management Plan (WMP) in the EIS for the duration of construction and operation of the development.	During Construction & Operation	EC and Snr Project Managers Delegate to regular inspect site and monitor implementation of the WMP	Letter from DPIE to GPS Aus Pty Ltd Approving CEMP including WMP 22 MAY 2020	COMPLIANT
<b>Statutory Requirements</b>					
B44.	The Applicant must assess and classify all liquid and non-liquid wastes to be taken off site in accordance with the latest version of EPA's <i>Waste Classification Guidelines Part 1: Classifying Waste (EPA, 2014)</i> and dispose of all wastes to a facility that may lawfully accept the waste.	During Construction & Operation	EC and Snr Project Managers Delegate to regular inspect site and monitor implementation of the WMP	Letter from DPIE to GPS Aus Pty Ltd Approving CEMP including WMP 22 MAY 2020 EC Sighted Waste Management Reports from Waste Contractor (AUG 2020)	COMPLIANT
B45.	Waste generated outside the site must not be received at the site for storage, treatment, processing, reprocessing, or disposal.	During Construction	EC and Snr Project Managers Delegate to regular inspect site and monitor implementation of the WMP and FIP	Letter from DPIE to GPS Aus Pty Ltd Approving CEMP including WMP 22 MAY 2020	COMPLIANT
<b>BUSHFIRE PROTECTION</b>					
B46.	The Applicant shall ensure the development complies with: (a) the relevant provisions of <i>Planning for Bushfire Protection 2006</i> ; (b) the construction standards and asset protection zone requirements recommended in the Oakdale Industrial Estate - West Bushfire Protection Assessment, prepared by Australian Bushfire Protection Planners Pty Ltd, dated September 2016 and updated 13 January 2020; and (c) <i>AS2419.1 – 2005 Fire Hydrant Installations</i> for firefighting water supply.	Operations			NOT TRIGGERED

HAZARDS AND RISK					
<b>Dangerous Goods</b>					
B47.	The quantities of dangerous goods stored and handled at the site must be below the threshold quantities listed in the Department of Planning's <i>Hazardous and Offensive Development Application Guidelines – Applying SEPP 33</i> at all times.	Operations			NOT TRIGGERED
<b>Bunding</b>					
B48.	The Applicant must store all chemicals, fuels and oils used on site in appropriately banded areas in accordance with the requirements of all relevant Australian Standards, and/or EPA's <i>Storing and Handling of Liquids: Environmental Protection – Participants Manual</i> (Department of Environment and Climate Change, 2007).	At all times	EC to regularly inspect and monitor site activities against approved CEMP	Regular and ongoing site inspections by EC confirms compliance	COMPLIANT
<b>HERITAGE</b>					
<b>Unexpected Finds Protocol</b>					
B49	If any item or object of Aboriginal heritage significance is identified on site: (a) all work in the immediate vicinity of the suspected Aboriginal item or object must cease immediately; (b) a 10 m wide buffer area around the suspected item or object must be cordoned off; and (c) the Biodiversity and Conservation Division of the Department must be contacted immediately.	During Construction	EC to regularly inspect and monitor site activities against approved CEMP		NOT TRIGGERED
B50.	Work in the immediate vicinity of the Aboriginal item or object may only recommence in accordance with the provisions of Part 6 of the <i>National Parks and Wildlife Act 1974</i> (NSW).	During Construction	EC to regularly inspect and monitor site activities against approved CEMP		NOT TRIGGERED
B51.	If any archaeological relics are uncovered during construction of the development, then all works in the immediate vicinity of the relic must cease immediately. Unexpected finds must be evaluated and recorded in accordance the requirements of Department of Premier and Cabinet, Heritage Division.	During Construction	EC to regularly inspect and monitor site activities against approved CEMP		NOT TRIGGERED

COMMUNITY ENGAGEMENT					
B52.	The Applicant must consult with the community regularly throughout the development, including consultation with the nearby sensitive receivers identified in <b>Appendix 2</b> , relevant regulatory authorities, Registered Aboriginal Parties and other interested stakeholders. Community engagement shall be undertaken in accordance with the Community Communication Strategy for the OWE.	During Construction	EC to regularly inspect and monitor site activities against approved CEMP including CCS	Regular agency and community stakeholder meetings.  Meeting this period 10/2/21.  ER Monthly reports include consultation records.	COMPLIANT
PART C - ENVIRONMENTAL MANAGEMENT, REPORTING AND AUDITING					
ENVIRONMENTAL MANAGEMENT					
Management Plan Requirements					
C1.	Management plans required under this consent must be prepared in accordance with relevant guidelines, and include: (a) details of: (i) the relevant statutory requirements (including any relevant approval, licence or lease conditions); (ii) any relevant limits or performance measures and criteria; and (iii) the specific performance indicators that are proposed to be used to judge the performance of, or guide the implementation of, the development or any management measures; (b) a description of the measures to be implemented to comply with the relevant statutory requirements, limits, or performance measures and criteria; (c) a program to monitor and report on the: (i) impacts and environmental performance of the development; and (ii) effectiveness of the management measures set out pursuant to paragraph (c) above; (d) a contingency plan to manage any unpredicted impacts and their consequences and to ensure that ongoing impacts reduce to levels below relevant impact assessment criteria as quickly as possible; (e) a program to investigate and implement ways to improve the environmental performance of the development over time; (f) a protocol for managing and reporting any: (i) incident and any non-compliance (specifically including any exceedance of the impact assessment criteria	Prior to Construction	Management plans will be prepared by suitably qualified experts to satisfy the condition and submitted to the Planning Secretary for review. EC to review all management plans prior to submission to the Planning Secretary.	Letter from DPIE to GPS Aus Pty Ltd Approving CEMP including all sub plans  22 MAY 2020	COMPLIANT

	and performance criteria); (ii) complaint; (iii) failure to comply with statutory requirements; and (g) a protocol for periodic review of the plan. <i>Note: the Planning Secretary may waive some of these requirements if they are unnecessary or unwarranted for particular management plans.</i>				
<b>CONSTRUCTION ENVIRONMENTAL MANAGEMENT PLAN</b>					
C2.	The Applicant must prepare a Construction Environmental Management Plan (CEMP) in accordance with the requirements of condition C1 and to the satisfaction of the Planning Secretary. The CEMP must be reviewed by the Environmental Representative for the OWE to ensure it is consistent with the requirements of this consent and the relevant requirements of the OWE consent.	Prior to Construction		Letter from DPIE to GPS Aus Pty Ltd Approving CEMP including all sub plans 22 MAY 2020	COMPLIANT
C3.	As part of the CEMP required under Condition C2 of this consent, the Applicant must include the following: (a) Construction Traffic Management Plan (see Condition B15); (b) Construction Noise Management Plan (see Condition B30); (c) Erosion and Sediment Control Plan (see Condition B33); (d) Construction Air Quality Management Plan (see Condition B40) (e) Community Consultation and Complaints Handling.	Prior to Construction		Letter from DPIE to GPS Aus Pty Ltd Approving CEMP including all sub plans 22 MAY 2020	COMPLIANT
C4.	The Applicant must: (a) not commence construction of the development until the CEMP is approved by the Planning Secretary; and (b) carry out the construction of the development in accordance with the CEMP approved by the Planning Secretary and as revised and approved by the Planning Secretary from time to time.	Prior to Construction		Letter from DPIE to GPS Aus Pty Ltd Approving CEMP including all sub plans 22 MAY 2020	COMPLIANT
<b>OPERATIONAL ENVIRONMENTAL MANAGEMENT PLAN</b>					
C5.	The Applicant must prepare an Operational Environmental Management Plan (OEMP) in accordance with the requirements of condition C1 and to the satisfaction of the Planning Secretary.	Prior to Operations			NOT TREIGGERED
C6.	As part of the OEMP required under Condition C5 of this consent, the Applicant must include the following: (a) describe the role, responsibility, authority and accountability of all key personnel involved in the environmental management of the development; (b) describe the procedures that would be implemented to: (i) keep the local community and relevant agencies informed about the operation and environmental	Prior to Operations			NOT TREIGGERED

	<p>performance of the development;</p> <p>(ii) receive, handle, respond to, and record complaints;</p> <p>(iii) resolve any disputes that may arise;</p> <p>(iv) respond to any non-compliance;</p> <p>(v) respond to emergencies; and</p> <p>(c) include the following environmental management plans:</p> <p>(i) Operational Traffic Management Plan (see Condition B17); and</p> <p>(ii) Noise Validation Monitoring (see Condition B26).</p>				
C7.	<p>The Applicant must:</p> <p>(a) not commence operation until the OEMP is approved by the Planning Secretary; and</p> <p>(b) operate the development in accordance with the OEMP approved by the Planning Secretary (and as revised and approved by the Planning Secretary from time to time).</p>	Prior to Operations			NOT TRIGGERED
<b>REVISION OF STRATEGIES, PLANS AND PROGRAMS</b>					
C8.	<p>Within three months of:</p> <p>(a) the submission of a Compliance Report under condition C15;</p> <p>(b) the submission of an incident report under condition C10;</p> <p>(c) the approval of any modification of the conditions of this consent; or</p> <p>(d) the issue of a direction of the Planning Secretary under condition (a) which requires a review, the strategies, plans and programs required under this consent must be reviewed, and the Department must be notified in writing that a review is being carried out.</p>	During construction	All Strategies, Plans And Programs to be reviewed within three months and cited by EC	<p>Sighted Qanstruct internal Audit 30<sup>th</sup> July 2020 of Management Systems</p> <p>Plus review of procedures following non-compliances relating to TMP and access.</p> <p>Sighted correspondence re contractor review of implementation CEMP and sub plans NOV-DEC 2020 –</p> <p>Sighted independent audit of CEMP /Sub plans implementation 17 DEC 20</p>	COMPLIANT
C9.	<p>If necessary, to either improve the environmental performance of the development, cater for a modification or comply with a direction, the strategies, plans and programs required under this consent must be revised, to the satisfaction of the Planning Secretary. Where revisions are required, the revised document must be submitted to the Planning Secretary for approval within six weeks of the review.</p> <p><b>Note:</b> This is to ensure strategies, plans and programs are updated on a regular basis and to incorporate any recommended measures to improve the environmental performance of the development.</p>	During construction	All Strategies, Plans And Programs to be reviewed and submitted to the Planning Secretary within six weeks (if required) and cited by EC.		NOT TRIGGERED

REPORTING AND AUDITING					
Incident Notification, Reporting and Response					
C10.	The Planning Secretary must be notified in writing to <a href="mailto:compliance@planning.nsw.gov.au">compliance@planning.nsw.gov.au</a> immediately after the Applicant becomes aware of an incident. The notification must identify the development (including the development application number and the name of the development if it has one) and set out the location and nature of the incident. Subsequent notification requirements must be given, and reports submitted in accordance with the requirements set out in Appendix 4.	At all times	Written notification provided immediately and cited by EC.	Incident Management Procedures within CEMPs submitted to DPE and accepted 22 MAY 2020  See details of incident and notification Section 5 this Report	COMPLIANT
Non-Compliance Notification					
C11.	The Planning Secretary must be notified in writing to <a href="mailto:compliance@planning.nsw.gov.au">compliance@planning.nsw.gov.au</a> within seven days after the Applicant becomes aware of any non-compliance.	At all times	Written notification provided within seven days and cited by EC.	Incident Management Procedures within CEMPs submitted to DPE and accepted 22 MAY 2020  Non compliances managed in accordance with Conditions  See Section 6: Non Compliances	COMPLIANT
C12.	A non-compliance notification must identify the development and the application number for it, set out the condition of consent that the development is non-compliant with, the way in which it does not comply and the reasons for the non-compliance (if known) and what actions have been, or will be, undertaken to address the non-compliance.	At all times	Written notification provided within seven days and cited by EC.	Incident Management Procedures within CEMPs submitted to DPE and accepted 22 MAY 2020  Non compliances managed in accordance with Condition  See Section 6: Non Compliances	COMPLIANT
C13.	A non-compliance which has been notified as an incident does not need to also be notified as a non-compliance.	At all times	EC to confirm non-compliance reporting is in accordance with Incident Management Procedure within CEMP.	Incident Management Procedures within CEMPs submitted to DPE and accepted 22 MAY 2020  Non compliances managed in accordance with Conditions  See Section 6: Non Compliances	COMPLIANT

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Compliance Reporting					
C14.	No later than 6 weeks before the date notified for the commencement of operation, a Compliance Monitoring and Reporting Program prepared in accordance with the Compliance Reporting Post Approval Requirements (Department 2018) must be submitted to the Planning Secretary.	6 Weeks prior to Commencement of Operations	EC to include requirement for Pre Operations Compliance Monitoring Report within Compliance Monitoring Schedule	Compliance Monitoring Schedule	NOT TRIGGERED
C15.	Compliance Reports of the development must be carried out in accordance with the Compliance Reporting Post Approval Requirements (Department 2018).	At all times	EC to prepare compliance monitoring reports	This CCMR	COMPLIANT
C16.	The Applicant must make each Compliance Report publicly available no later than 60 days after submitting it to the Planning Secretary and notify the Planning Secretary in writing at least 7 days before this is done.	At all times	EC to sight report on website and written notification	Email confirmation that PCCR (2/06/20) uploaded to website (26/06/20)	COMPLIANT
Monitoring and Environmental Audits					
C17.	Any condition of this consent that requires the carrying out of monitoring or an environmental audit, whether directly or by way of a plan, strategy or program, is taken to be a condition requiring monitoring or an environmental audit under Division 9.4 of Part 9 of the EP&A Act. This includes conditions in respect of incident notification, reporting and response, non-compliance notification, compliance reporting and independent auditing. <i>Note: For the purposes of this condition, as set out in the EP&amp;A Act, "monitoring" is monitoring of the development to provide data on compliance with the consent or on the environmental impact of the development, and an "environmental audit" is a periodic or particular documented evaluation of the development to provide information on compliance with the consent or the environmental management or impact of the development.</i>	At all times	EC to review all monitoring or environmental audits.	Confirmation of Audits scheduled and performed within monthly reports prepared by the EC and submitted to Goodman	COMPLIANT
ACCESS TO INFORMATION					
C18.	At least 48 hours before the commencement of construction until the completion of all works under this consent, including rehabilitation and remediation, the Applicant must: (a) make the following information and documents (as they are obtained or approved) publicly available on its website: (i) the documents referred to in condition A2 of this consent; (ii) all current statutory approvals for the development; (iii) all approved strategies, plans and programs required under the conditions of this consent; (iv) the proposed staging plans for the development if the construction, operation or decommissioning of the development is to be staged; (v) minutes of CCC meetings;	Prior to commencing construction and then at all times	Updates to website by Goodman.  EC to cite the latest information required by the condition is on website.	All documents available at  <a href="https://au.goodman.com/oakdale-industrial-estate/oakdale-west-planning">https://au.goodman.com/oakdale-industrial-estate/oakdale-west-planning</a>  Confirmed as complete and current 28/03/21	COMPLIANT



<p>(vi) regular reporting on the environmental performance of the development in accordance with the reporting requirements in any plans or programs approved under the conditions of this consent;</p> <p>(vii) a comprehensive summary of the monitoring results of the development, reported in accordance with the specifications in any conditions of this consent, or any approved plans and programs;</p> <p>(viii) a summary of the current stage and progress of the development;</p> <p>(ix) contact details to enquire about the development or to make a complaint;</p> <p>(x) a complaints register, updated monthly;</p> <p>(xi) the Compliance Report of the development;</p> <p>(xii) audit reports prepared as part of any Independent Audit of the development and the Applicant's response to the recommendations in any audit report;</p> <p>(xiii) any other matter required by the Planning Secretary; and</p> <p>(b) keep such information up to date, to the satisfaction of the Planning Secretary.</p>				
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