

Notice of Modification

Section 75W of the *Environmental Planning & Assessment Act 1979*

As delegate of the Minister for Planning and Infrastructure, under the delegation executed on 13 September 2011, I hereby modify the conditions of the project approval referred to in Schedule 1, subject to the conditions in Schedule 2.



Heather Warton
A/ Executive Director
Major Projects Assessment

Sydney 17 April

2012

SCHEDULE 1

Application made by:	Allied Mills ("The Applicant")
In respect of:	Lot 1 DP 20025, 4 The Crescent, Hurstville
For the following development:	The upgrade and expansion of the existing food processing plant. The development involves: the construction and operation of a dry food mixing plant and associated silos and storage tanks; construction of a new car park, and altered storage arrangements in the existing warehouse.
Proposed Modification:	DA 143-06-01 MOD 2 to modify the scope of the Development Consent, by removing the requirement for annual noise monitoring and allowing 2 way internal traffic movements on site.

SCHEDULE 2

- Replace the definition of 'The Applicant' with the following in the definitions table:

The Applicant	Allied Mills Pty Ltd
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- Replace the definition of 'The Department' with the following in the definitions table:

The Department	The Department of Planning and Infrastructure
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- Replace the definition of 'The Director-General' with the following in the definitions table:

The Director-General	The Director-General of the Department of Planning and Infrastructure, or delegate
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- Replace the definition of 'Department of Land and Water Conservation' with the following in the definitions table:

NOW	NSW Office of Water
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- Replace the definition of 'Roads and Traffic Authority' with the following in the definitions table:

RMS	Roads and Maritime Services
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- Insert the following definition in the definitions table:

AEMR	Annual Environmental Management Report
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- Replace Condition 1.2 in Schedule 2 with the following:

1.2	The Applicant must carry out the development generally in accordance with the: (a) DA No. 143-06-01 submitted to the Department of Urban Affairs and Planning;
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- (b) SEE, titled "*Statement of Environmental Effects for the Proposed Expansion to Existing Manufacturing Facilities at Goodman Fielder Limited, Kingsgrove*", dated 20 June 2001, and prepared by Dick Benbow and Associates Pty Ltd on behalf of Goodman Fielder and DA 143-06-01 MOD 1;
 - (c) The Traffic Impact Statement "*Proposed Industrial Expansion Lot 1, DP 200215, The Crescent, Kingsgrove. Ref: 21-07OR (3)*", dated August 2001 and prepared by Rhodes Thompson Associates on behalf of Goodman Fielder;
 - (d) Additional information supplied to the Department by Dick Benbow and Associates on 16, 24, 27 and 28 August 2001;
 - (e) Additional information supplied to the Department by Goodman Fielder on 4 September 2001;
 - (f) Relevant prescribed conditions in clause 78 of the *Environmental Planning & Assessment Regulation 1994*;
 - (g) Modification Application (DA 143-06-01 MOD 2) with supporting documentation titled "*Allied Mills Kingsgrove Site – request for modification to the approved project*" dated November 2011 and prepared by Sinclair Knight Merz; and
 - (h) These conditions.
8. Replace Condition 4.19 in Schedule 2 with the following:
- 4.9. The Applicant shall review and, where necessary, update the Traffic Management Plan annually as part of the AEMR, and also as directed by the Director-General.
9. Replace Condition 4.24 in Schedule 2 with the following:
- 4.24. The Applicant shall implement the recommendations of the "*Traffic Operations Assessment*" prepared by Sinclair Knight Merz provided in support of DA 143-06-01 MOD 2, and dated 7 November 2011, specifically:
- (a) parking restriction signage in the vicinity of Gate A on The Crescent;
 - (b) a carriageway centre-line in the vicinity of Gate A; and
 - (c) advance signage or a secondary traffic light head in the vicinity of Gate A, in consultation with Council, and to the satisfaction of the Director-General, within 6 months of the approval of DA 143-06-01 MOD 2.
10. Replace Condition 6.3 in Schedule 2 with the following:
- 6.3. Should noise complaints be received, the Director-General may direct the Applicant to commission and pay the full cost of a noise audit. Should any noise audit demonstrate an exceedence of the project specific residential noise limits outlined in Condition 4.5, the Applicant shall employ mitigation measures to reduce noise impacts from the site, to the satisfaction of the Director-General.