

Miss Stefanie Stanley
Acting Compliance Manager Commercial Services
Lithgow City Council
60 Brunswick Street
Lismore NSW 2480

15/02/2022

Dear Miss Stanley

**Blakebrook Quarry (MP07_0020)
Out of Hours Work Protocol**

I refer to the Out of Hours Work Protocol (OHWP) which was submitted in accordance with condition 2A of Schedule 3 of the consent for the Blakebrook Quarry Project (MP 07_0020) and has been prepared in consultation with the Environment Protection Authority (EPA) and surrounding residential landowners.

The Department understands the OHWP has been prepared to seek approval to operate the Asphalt Plant, load and dispatch laden trucks outside of the operating hours approved under condition 1 of Schedule 3 of the consent, however within the limits of approval under condition 8 of Schedule 3. The Department further understands that the hours of operation covered under the OHWP are 6 pm to 7 am Monday to Sunday for limited campaigns of up to five nights per month.

The Department has carefully reviewed the document and is satisfied that it meets the relevant consent condition and has addressed the Department's comments of 23 December 2021.

The Department accepts the request to operate the Asphalt Plant and dispatch products outside of the approved hours of operation under the quarry consent subject to the following conditions.

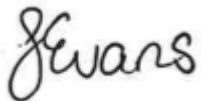
1. Only activities listed in the OHWP must be undertaken.
2. All activities included in the OHWP must comply with the nominated noise level of 35 dB(A) LAeq (15 minute) for works during the evening and night periods, being the Project Noise Trigger Level for those periods under the NSW *Noise Policy for Industry* (EPA, 2017) and agreed with the EPA.
3. The quarry Noise Management Plan must be updated with this noise level for the evening and night periods and the plan approved by the Planning Secretary prior to any out of hours works under this approval.
4. The additional noise mitigation measures included in Table 2 of the OHWP must be adopted and implemented.
5. Written notification of the out of hours work must be provided to the EPA and the surrounding residential landowners at least seven days prior to activities commencing.
6. The written notification must:
 - a. identify the location, duration and activities that would occur outside of the approved hours of operation; and

- b. provide a telephone contact of the duty site manager during the extended hours.
7. If any complaint is received, appropriate mitigation measures must be identified for implementation. The Department and the complainant must be informed of the measures that will be implemented to address the complaint. Should any further complaints be received regarding works under the OHWP during the extended hours, this approval may be revoked by the Department.
8. A record of any complaints received on works undertaken during the extended hours must be provided to the Department within 24 hours of the complaint.

Accordingly, the Planning Secretary has approved the OHWP (Revision V3, dated February 2022). Please ensure that the approved plan is placed on the project website as soon as possible.

If you wish to discuss the matter further, please contact Nagindar Singh on 82896873 or via email at nagindar.singh@planning.nsw.gov.au.

Yours sincerely



Jessie Evans
Director, Resource Assessments
Resource Assessments

As nominee of the Planning Secretary