

6 May 2014

The Secretary
Department of Planning and Environment
GPO Box 39
SYDNEY NSW 2001

Attn: Megan Fu megan.fu@planning.nsw.gov.au

Dear Megan

Section 96(1A) to amend a reference to Acoustic report in Condition B6 – Kempsy District Hospital SSD 5363

In January 2014, the then Department of Planning and Infrastructure approved the redevelopment of Kempsey District Hospital. As part of that approval Condition B6 states:

"Prior to commencement of works, the applicant shall incorporate the recommendations of the Acoustic Schematic Design Report Kempsey District Hospital Prepared by Resonate Acoustics, dated 4 April 2013, in the detailed design drawings and submit to the department documentation demonstrating that the noise impacts have been mitigated. The report shall demonstrate the noise generated by the project would not exceed the limiting sound power levels in Table 5 of the Acoustic Schematic Design Report Kempsey District Hospital prepared by Resonate Acoustics, dated 4 April 2013"

This report's recommendations were based on noise emission goals of 5dB(A) **below** the Environment Protection Authority's (EPA) Industrial Noise Policy (INP). Peer review of the report was conducted as part of the final Value Engineering for the project and the goals adopted in the conditioned report concluded to be unnecessarily stringent. The Peer Review by Acoustic Logic recommended that the EPA values be adopted instead. This recommendation has been endorsed by Resonate Acoustics which has reissued its report based on the Peer Review.

Assessment of the proposed amendment in terms of the heads of consideration of Section 79C confirms that there are no environmental impacts from reverting to the emissions standards in the EPA policy as they are accepted as the appropriate standard for this type of development. The attached report by Resonate Acoustics confirms this position. There are no other changes to the original assessment submitted with the application.

However, in order for the EPA emission standards to be adopted for the project, Condition B6 needs to be amended to reflect the revised report. HI therefore request that this amendment be considered under Section 96(1A) of the Environmental Planning and Assessment Act 1979 and that the follow revised condition be adopted:

Health Infrastructure
ABN 89 600 377 397

Level 6, 77 Pacific Hwy, North Sydney NSW 2060
PO Box 1060 North Sydney NSW 2059
Tel. (02) 9978 5402 Fax. (02) 8904 1377
Website: www.hinfra.health.nsw.gov.au



**Health
Infrastructure**

"The applicant shall incorporate the recommendations of the Acoustic Design Report Kempsey District Hospital prepared by Resonate Acoustics, dated 17 September 2013 in the detail design drawings and submit to the Department documentation demonstrating that the noise impacts have been mitigated. The report shall demonstrate the noise generated by the project would not exceed the resultant environmental noise goals (project specific noise levels) for normal operation at the Kempsey District Hospital redevelopment detailed on page 7 of the Acoustic Design report Kempsey District Hospital Prepared by Resonate Acoustics, dated 17 September 2013"

If you require clarification on this issue please contact Leone McEntee on 9978 5420. We look forward to your favourable consideration of the application.

Yours sincerely,

Sam Sangster
Chief Executive

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