

ECM:1437722:JKH



1 November 2016

Paul Freeman
Team Leader, Resource Assessments
NSW Department of Planning & Environment
23-33 Bridge Street, Sydney NSW 2001
GPO Box 39, Sydney NSW 2001

C/- Paul.Freeman@planning.nsw.gov.au

Dear Paul

Modification of PA07_0127- Castlereagh Coal, Invincible Colliery Extension

I refer to the application submitted by Castlereagh Coal for a Modification Application under Section 75W of the *Environmental Planning & Assessment Act 1979* (EP&A Act) to the existing Invincible Colliery approval of 2008 (PA07_0127).

Council has considered the modification application and raise no objection to the proposal subject to the following matters being considered by NSW Department of Planning & Environment and the proponent:

- Blasting:** It is requested that the road closure timing by the operators be undertaken in consultation with school bus companies to ensure that routes are not disrupted substantially.
- Noise:** One private residence is expected to be affected by noise during the day time, with the intrusive noise limits modelled to be exceeded over the 40dB(A). It is requested that Council be advised of any mitigation measures requested or indicated by the landowner as part of the approval process.
- Social:** The applicants are open to discussions on a Voluntary Planning Agreement (VPA) with Council and it is suggested that this be placed on the approval documentation to ensure that the VPA is entered into as part of the approval process.
- Traffic:** That a management program is undertaken by the operators to ensure that all coal trucks are covered and have been through the truck wash prior to existing onto the highway. This has been a problem with previous operations and should be dealt with appropriately with more stringent conditions of consent.

Visual: It is requested that the operation ensure that visual impacts from viewpoints are minimised through progressive rehabilitation and screening when required. This should include monitoring points in relation to predicted landforms and impacts and actual as part of the development processing.

Please do not hesitate to contact Mrs Jessica Ramsden who is available between 2:00pm and 4:30pm Monday to Friday on (02) 63549999, in Council's Environment & Development Department should you have any queries in relation to this matter.

Yours sincerely

A handwritten signature in black ink, appearing to read 'J. Nichols', written in a cursive style.

J Nichols

ACTING GROUP MANAGER ENVIRONMENT & DEVELOPMENT