

[REDACTED]
[REDACTED]
[REDACTED]

**Re: Modification Request for Cultural Events Site, North Byron
Parklands, Yelgun (MP09_0028 MOD 4)**

I wish to object to Parklands proposal, requesting a 20 month extension to their current 5 year Trial.

I object to the 20 month extension to the Trial, because North Byron Parklands have demonstrated that they don't have a genuine interest to comply with the Planning and Assessment Commission (PAC) consent conditions.

Non compliance with Attenuation

I say this, because Parklands has a requirement to attenuate our home against noise which, in accordance with the Approval, was to be carried out before the first festival was held on site, back in 2013.

My home is an identified sensitive receiver in the Project Approval & adjoins the festival site. Four years have past and Parklands still have not complied with the soundproofing of our home.

The Department has not enforced these consent conditions.

To make matters worse, in 2015 Parklands lodged an application (MOD 3) to modify the noise criteria set out by the 2012 PAC. Parkland's proposal was to change the approved noise criteria from background+ to a 60 & 55 dB(A) limit across the board for Zones 1 & 2.

Prior to MOD 3, Parklands were fined on 2 occasions for breaching their noise restrictions. The Department's approval of MOD 3 and specifically the changes to the noise criteria, has made it easier for Parklands to comply.

It appears, that the Department and the PAC did not take into consideration that when they recommended the changes to Parklands noise criteria, it also meant increasing festival noise even more

significantly at our home, an identified sensitive receiver, and despite not having the benefit of attenuation.

Parklands own noise consultants, 'Air Noise and Environment' (ANE) identified that the proposed change in the noise criteria would increase the allowable noise limits at our home by 15-20 decibels.

The 2012 PAC Determination identifies that "a 10 decibels (DB) increase in noise is perceived as twice as loud." This means the MOD 3 approval allows an increase of noise up to 3-4 times louder at our home, than what was originally approved by the 2012 PAC.

We submitted this information and our concerns to the Department during the public exhibition period & again to the PAC Hearing in Feb. 2016.

Despite all this, the Department recommended approval of the new noise criteria knowing full well that Parklands had not complied with the attenuation of our home and that the festival noise could be increased significantly at our home. The PAC approved Parklands modification (MOD 3) in April 2016.

Non-compliance with festival hours

I also wish to advise the Department that we have to contend with loud festival music and other associated noise for more than 15 hours daily and for up to 5 consecutive days at a time. The consent requires that all live music must shut down at midnight, however, the DJs can continue until 2.am. All up this equates to 15 hours of constant music and noise per day.

However, as Parklands do not regularly comply with noise restrictions in the camp ground as required in consent B3(3) and consent C16(c) we are often exposed to **18+ hours of festival noise per day.**

[REDACTED],
we are regularly disturbed by campground noise continuing well after 12.00 a.m. & 2.00 a.m. On one occasion, the noise logger recorded noise as late as 7.30 in the morning.

This was reported to the Department.

We are now in the 5th year of the Trial. Despite this and all of the above, Parklands has still not advanced a satisfactory and reasonable resolution to mitigate us against festival noise impacts.

We have now learnt that one of Parklands proposed layouts for their permanent festival site is located in the north east corner of the festival site. This location [REDACTED] if approved, will **again** increase noise dramatically at our home.

Summary

In 2012 the PAC gave Parklands a 5 Year Trial approval to allow enough time for Parklands to demonstrate that they could implement all their requirements successfully and comply with all their conditions, SoC's and KPI's attached to the approval.

We have been patient and co operative with Parklands over their requirement to attenuate our home. Parklands have had at least 4 years to comply and to date have not done so. This demonstrates that Parklands do not have a genuine desire to resolve the festival impacts [REDACTED].

This is unacceptable and needs to be urgently resolved.

For the above reasons, I ask the Department to refuse Parklands MOD 4 proposal to extend the Trial by 20 months.

Sincerely

[REDACTED]