

Our reference: DOC14/242270-01  
Contact: Jacqueline Roberts Ph. 9995 5259

Mr Thomas Piovesan  
Industry, Key Sites & Social Projects  
NSW Department of Planning & Environment  
GPO Box 39  
Sydney NSW 2001

Dear Thomas,

**Exhibition of s75W Modification Applications for the importation of VENM & ENM for the Penrith Lakes Scheme, Castlereagh Road, Castlereagh LGA**

The Environment Protection Authority (EPA) received the Department of Planning and Environment's (DPE's) email dated 17 October 2014 advising of Penrith Lakes Development Corporation Ltd's (PLDC) s75W modification application in regards the importation of an additional five million tonnes of Virgin Excavated Natural Material (VENM) and/or Natural Excavated Material (ENM) fill to the Penrith Lakes Scheme premises.

The EPA has reviewed the associated documentation and provides the following comments below:

VENM and/or ENM Classification

The EPA does not object to PLDC's request to bring additional VENM and/or ENM onto the site. However, the following points below are recommended for the DPE's consideration:

- Given previous issues associated with asbestos at the site, the proponent should include the analysis for asbestos in its sampling and testing programme for VENM and ENM; and
- Ensure waste is classified under the new Waste Classification Guidelines, Part 1: Classifying Waste, EPA 2014. These guidelines were recently published in November 2014.

Transport Noise

The modification notes that up to an additional 238 trucks per day (476 truck movements) will be required to transport the proposed additional 5 million tonnes of VENM and/or ENM, based on a 240 day working year.

The EPA recommends the following periods for the proposed additional truck movements:

- Monday to Friday, 7am – 6pm;
- Saturday, 8am – 1pm; and

- No works Sunday/Public Holidays.

The proponent's Transport Management Plan should also detail how these truck movements will be scheduled to minimise any impact on commuter peak periods.

The EPA would also like to take this opportunity to inform DPE that a local community member wrote to the EPA outlining their concerns in regards the additional traffic movements associated with the proposed application. Please refer "Attachment A" for your information.

#### Air Quality

The EPA notes the proposed measures outlined in the Proponent's Statement of Commitments to manage and mitigate air quality as a result of the proposal.

In addition to those measures outlined, the EPA would also like to recommend to DPE that all vehicles used in the transport of the VENM and/or ENM are suitable and appropriately maintained.

The EPA would also like to note that the Proponent has recently corresponded with the EPA in regards this matter, with the EPA outlining its expectations if the proposed increase of fill was approved. DPE was provided with a copy of this correspondence. Please refer "Attachment B" which is a copy of this letter for your information.

If you would like to discuss this matter further, please contact Jacqueline Roberts on Ph 9995 5259.

Yours sincerely

 21/11/2014

**GREG SHEEHY**  
**Manager – Sydney Industry**  
**Environment Protection Authority**