

Modification of Minister's Approval

Section 75W of the *Environmental Planning & Assessment Act 1979*

As the delegate of the Minister for Planning and Infrastructure, under delegation dated 14 September 2011, I approve the modification of the project application referred to in schedule 1, subject to the conditions in schedule 2.

Felicity Greenway

A/Director, Infrastructure Projects

Sydney *24 April*

2013

SCHEDULE 1

Project Approval:

07_0051 granted by the Minister for Planning on 29 January 2010

For the following:

The construction and operation of an approximately 17 kilometre four land divided carriageway, comprising a tunnel, six twin bridges, three underpasses, a half interchange and upgrading an existing interchange, referred to as the Pacific Highway Upgrade – Tintenbar to Ewingsdale Project

Modification:

07_0051 MOD 6: Modification to allow construction and operation of a tunnel control centre at McLeods Shoot.

SCHEDULE 2 CONDITIONS

The approval is modified by:

1. Deleting the definition of St Helena Hill tunnel works in the table in Schedule 2, and replacing with the following:

St Helena Hill tunnel works	Works comprising the excavation of the St Helena hill tunnel, including the tunnel portals, twin tunnels, and tunnel control centre, between chainage 27800 and 28500
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2. Deleting condition 1.1 and replacing with the following:

The Proponent shall carry out the project generally in accordance with:

- (a) Major Projects Application 07_0051;
- (b) *Tintenbar to Ewingsdale – Upgrading the Pacific Highway - Environmental Assessment* (volumes 1, 2, 3 and 4), prepared by the Roads and Traffic Authority and dated August 2008;
- (c) *Tintenbar to Ewingsdale – Upgrading the Pacific Highway – Environmental Assessment Submissions Report and Preferred Project Report*, prepared by the Roads and Traffic Authority and dated May 2009, including the revised Statement of Commitments contained therein;
- (d) The Roads and Traffic Authority modification request dated 17 June 2010 and assessment information supplemented by correspondence from the Roads and Traffic Authority on 18 June 2010 (07_0051 MOD 1);
- (e) The Roads and Traffic Authority modification request and letter dated 2 November 2010 (07_0051 MOD 2);
- (f) The Roads and Maritime Services modification request and letter dated 5 October 2012 (07_0051 MOD4);
- (g) The Roads and Maritime Services modification request and letter dated 5 October 2012 (07_0051 MOD3) and additional information dated 25 October 2012;
- (h) The Roads and Maritime Services modification request and letter dated 29 January 2013, and the document titled *Modification request for an extension to blasting hours, airblast overpressure and vibration limits*, prepared by Baulderstone (RPT-ENV-004) dated 25 January 2013 (07_0051 MOD5);
- (i) the Roads and Maritime Services modification request and letter dated 15 April 2013 and the document titled *Pacific Highway Upgrade - Tintenbar To Ewingsdale Modification To Approval: St Helena Tunnel Control Centre*, prepared by Roads and Maritime Services dated April 2013 (07_0051 MOD 6), and
- (j) The conditions of this approval.

3. Deleting condition 6.2 and replacing with the following:

Prior to the commencement of construction of the project, or as otherwise agreed by the Director General, the Proponent shall prepare an Urban Design and Landscape Plan in consultation with the relevant Councils. The Plan shall include, but not necessarily be limited to:

- (a) sections and perspective sketches;
- (b) location and identification of existing and proposed vegetation including use of indigenous and endemic species where possible (including enhancement of local access roads);
- (c) location of mounds, bunds, structures (noise walls, bridges) or other proposed treatments, finishes of exposed surfaces (including paved areas) and form and fabric (noise walls, lighting, fencing and signage);
- (d) location of cuttings and any proposed visual treatments (including plantings);
- (e) design of St Helena Tunnel and tunnel control centre including approaches and plantings;
- (f) progressive landscaping strategies incorporating other environmental controls such as erosion and sedimentation controls, drainage, noise mitigation; and
- (g) monitoring and maintenance procedures.

The Plan shall be submitted for the approval of the Director General no later than one month prior to the commencement of construction, or within such period otherwise agreed by the Director General. Construction works shall not commence until written approval has been received from the Director General.