



Our reference: SF15/3877; DOC15/30539
Contact: Ramya Gowda, 02 68 835 306, epa.farwest@epa.nsw.gov.au

Mr Howard Reed
NSW Department of Planning and Infrastructure
GPO Box 39
SYDNEY NSW 2001

Cc: Alex Irwin (RW. Corkery & Co.)

Dear Mr Reed,

Thank you for the opportunity to comment on the proposed modification for the Tomingley Gold Mine (Ref No. 09_0155) received by the Environment Protection Authority (EPA) on 9 December 2014.

The EPA has reviewed the information provided and has determined that it supports the proposed modifications contained in the documentation provided to the EPA subject to the Department of Planning and Environment's (DPE) incorporating a number of conditions into the consent. These proposed conditions are shown in **Attachment 1**.

The key conditions relate to measures to protect noise amenity and ensure consistency with the EPA's Interim Noise Construction Guidelines and to ensure protection of water.

These issues are addressed in further detail in Attachment 1. It should be noted that incorporation of the EPA's recommended conditions into DoPI's determination report are important for the EPA's ongoing support of the proposal.

If you have any questions, or wish to discuss this matter further please contact Ms Ramya Gowda in the Dubbo EPA office by telephoning 02 6883 5306.

Yours sincerely,

A handwritten signature in blue ink, appearing to read 'Bradley Tanswell', followed by the date '30/1/15' written in blue ink.

BRADLEY TANSWELL
Acting Head Far West Operations
Environment Protection Authority

Encl- Attachment 1 – Recommended Conditions

ATTACHMENT 1

Recommended Conditions of Approval

NOISE

Hours of Operation

1. All construction activities undertaken at the premises must only be conducted between 7:00am to 6:00 pm Monday to Sunday.
2. This condition does not apply to the delivery of material outside the hours of operation permitted by the above condition, if the delivery is required by police or other authorities for safety reasons; and/or the operation or personnel or equipment are endangered. In such circumstances, prior notification must be provided to the EPA and affected residents as soon as possible or within a reasonable period in the case of emergency.
3. The licensee must notify, by letterbox drop or other suitable means and by detailing works on the project website, potentially affected noise sensitive receivers of the timing and duration of work, at least 48 hours prior to that work commencing. A copy of the notification must be kept by the licensee and made available to the EPA on request.
4. The hours of operation specified in the first condition, may be varied with written consent of the EPA is satisfied that the amenity of the residents in the locality will not be adversely affected.

STORMWATER/SEDIMENT CONTROL – CONSTRUCTION PHASE

A Soil and Water Management Plan (SWMP) must be prepared and implemented. The plan must describe the measures that will be employed to minimise soil erosion and the discharge of sediment and other pollutants to lands and/or waters during construction activities. The SWMP should be prepared in accordance with the requirements for such plans outlines in *Managing Urban Stormwater: Council Handbook* (available from the EPA).

STORMWATER/SEDIMENT CONTROL – OPERATING PHASE

A Stormwater Management Scheme must be prepared for the development and must be implemented. Implementation of the Scheme must mitigate the impacts of stormwater runoff from and within the premises following the completion of construction activities. The Scheme should be consistent with the Stormwater Management Plan for the catchment. If a Stormwater Management Plan has not yet been prepared the Scheme should be consistent with the guidance contained in *Managing Urban Stormwater Council Handbook* (available from the EPA).