

Modification of Development Consent

Section 4.55 (1A) of the *Environmental Planning and Assessment Act 1979*

As delegate of the Minister for Planning, I approve the modification of the development consent referred to in Schedule 1, subject to the conditions in Schedule 2.



David Gainsford
Executive Director
Priority Projects Assessments

Sydney 14th December 2018

SCHEDULE 1

Development consent:	SSD 7237 granted by the Executive Director, Priority Project Assessments on 15 December 2016.
For the following:	Redevelopment of the existing Arthur Phillip High School and Parramatta Public School campuses, involving: <ul style="list-style-type: none">• remediation, the demolition of existing buildings and structures;• retention and revitalisation of existing heritage items;• construction of a new 17 storey 'vertical' school and two storey sports complex for the Arthur Philip High School; and• construction of a new four storey U-shaped building for Parramatta Public School
Applicant:	NSW Department of Education
Consent Authority:	Minister for Planning
The Land:	Arthur Philip High School and Parramatta Public School, 80-100 and 175 Macquarie Street, Parramatta (Lots 1-3 DP115296, Lot 414 DP 820542, Lot 27A DP 449406, Lots 23-26 DP 7809, Lot 413 DP 820541, Lots 62-65 DP 758829)
Modification:	SSD 7237 MOD 4: extension of construction hours.

SCHEDULE 2

The consent (SSD 7237) is modified as follows:

- (a) Schedule 2 Part C – Hours of Work, Condition C1 is amended by the insertion of the **bold and underlined** words / numbers and deletion of the ~~**bold and struckout**~~ words / numbers as follows:

Hours of Work

C1. The hours of construction, including the delivery of materials to and from the Subject Site, must be restricted as follows:

- a) between 7 am and 6 pm, Mondays to Fridays inclusive;
- b) between 7.30 am and 3.30 pm, Saturdays; and
- c) no work on Sundays and public holidays.

Works may be undertaken outside these hours where:

- i) the delivery of materials is required outside these hours by the Police or other authorities; or
- ii) it is required in an emergency to avoid the loss of life, damage to property and/or to prevent environmental harm; or
- iii) variation is approved in advance in writing by the Secretary or her nominee; or
- (iv) where the works are inaudible at the nearest sensitive receivers; or**
- (v) works are carried out during the following hours ('the extended construction hours') subject to the requirements of Condition C1A:**
 - 1. between 6 pm to 10 pm Mondays to Fridays**
 - 2. between 3.30 pm and 5 pm, Saturdays.**

- (b) Schedule 2 Part C – is amended by the insertion of the following new condition C1A

Extended Construction Hours

C1A. During the extended construction hours outlined in condition C1(v), the following requirements must be met:

- a) **No deliveries of materials to the site or collection of materials from the site are to be made;**
- b) **Construction works between the hours of 6 pm to 8 pm, Mondays to Fridays shall be limited to low-noise power and battery hand-held tools only and shall exclude the use of the following tools:**
 - i) **angle grinders;**
 - ii) **hammer drills;**
 - iii) **jackhammers;**
 - iv) **circular saws; and**
 - v) **any tool that generates a noise level equal to, or louder than any of the above listed tools.**
- c) **Construction works between the hours of 8 pm and 10 pm, Mondays to Fridays shall be limited to no-noise generating tools or equipment and:**
 - i) **be undertaken internally, within the fully completed and weatherproof external façade of the building with all external windows and doors fully installed and closed during works;**

- ii) be limited to internal fitout works only, such as the installation of ceilings and partition walls, finishes and services; and
 - iii) not involve the operation or use of the southern external hoist on the Arthur Phillip High School site adjacent to Macquarie Street.
 - d) All workers during the extended hours are to be informed of the following requirements and the builder is to ensure the following practices are adhered to:
 - i) access to the site during the extended hours is restricted to site personnel only;
 - ii) workers are not to loiter or take breaks in any external areas of the site during the extended construction hours; and
 - iii) workers entering or exiting the site or within any external areas are to take care not to speak in raised voices, talk on mobile phones, use any radio including car radio, cause noise disturbance through the transportation of tools or any other activity.
 - e) All construction works shall be carried out in accordance with the requirements of condition B32 and the recommendations of the Extended Hours Construction Noise Impact Assessment prepared by Acoustic Logic and dated 27 February 2018 (as amended by this condition).
- (c) Schedule 2 Part C – is amended by the insertion of the following new condition C1B
- C1B. If investigation of complaint(s), through appropriate noise testing, establishes that offensive noise has occurred or works have been carried out during the extended construction hours outlined in condition C1(v) in breach of conditions of approval, and the complaint is justified, then the Department may require by notice to the applicant, that the construction hours be restricted or revert to the approved hours in the original consent.**

**End of modification
(SSD 7237 MOD 4)**