



Our reference: ECM: 7522149
Contact: Kelly Edmonds
Telephone: 4732 8138

20 February 2017

Mr Kelly McNicol
Planning & Environment NSW

Email: Kelly.McNicol@planning.nsw.gov.au
CC: Susan.Fox@planning.nsw.gov.au

Dear Mr McNicol,

Penrith Glass - 126 Andrews Road, Penrith

State Significant Development Modification SSD 7620 MOD 1

I refer to your email dated 2 December 2017 and more recent telephone calls between Susan Fox and Kelly Edmonds of Penrith City Council, regarding proposed amendments to State Significant Development, known as SSD 7620 MOD 1. Please find below comments for consideration in the assessment of the proposed modification application:-

Drainage and Watery Quality Management

The application does not address the stormwater drainage matters raised in Council's initial response to the modification application (SSD 5267 MOD 1) dated 16 June 2016. To satisfy the stormwater drainage concerns raised as a consequence of this modification application (SSD 5267 MOD 1), the drainage design plan prepared by Penrith City Council, reference BA1, dated 25 March 2015 (as attached) should be included in the scope of works.

In addition Part 3.3 Stormwater Management and Water Quality Considerations of the GRS Response to Submission Report references correspondence provided by Bradley Dekruif on 8 February 2015. This email correspondence has no relevance to the modification application (SSD 5267 MOD 1) and was a consultation response to existing conditions of consent on the issued determination. Reliance by the applicant on this email is not sufficient to address the comments raised in Council's submission and as such the concerns raised by Council remain relevant and unresolved.

To address this it is recommended that the stormwater plan (prepared by Penrith City Council, reference BA1, dated 25 March 2015 – as attached) be included as a condition of consent to be issued by the Department of Planning as part of the modification approval and shall be approved under Section 138 of Roads Act.

With respect to Water Sensitive Urban Design (WSUD) matters, no information has been submitted to respond to Council's concerns and this should be pursued with the applicant. Variations to the proposed WSUD treatment

measures may also impact the stormwater drainage for the site and as such the two matters must be considered and addressed in unison.

Environmental Management

As noted previously, the modification application seeks approval to increase the maximum capacity of the plant from 150,000 tonnes per annum to 200,000 tonnes per annum. The supporting information states that “the additional processing capacity already exists within the current operating framework” and that “the current site infrastructure and processing plant can without change process the additional volumes”.

Noise Management

Council officers have reviewed the ‘Noise Impact Assessment: 126 Andrews Road, Penrith’ prepared by Hibbs and Associates Pty Ltd dated September 2016 (Ref. S9340). It identifies that no changes to plant and equipment are proposed, with the increase to capacity being managed within the existing operations, and concludes that no changes to noise emissions are predicted to occur. It is noted that comments are made in the report regarding the management measures in place for truck movements (delivery times are restricted), however these are not formally captured in the consent. In turn, should significant changes occur to the delivery schedule, this may impact the operational noise assessed through the report.

Air Quality

Council officers have reviewed the ‘Dust and Odour Impact Assessment: 126 Andrews Road, Penrith’ prepared by Hibbs & Associates Pty Ltd dated January 2017 (Ref. S9496-A1), and the Air Quality Impact Assessment prepared by Todoroski Air Sciences included in the Appendix of this document. Again this report acknowledges that though the volumes processed on site will increase, there are no changes to the plant and equipment that will be operational at any one time. It is noted that the report does identify some additional ‘improvements’ that are proposed to be implemented on site (though not required), and also includes a number of mitigation measures. It should be ensured that these measures are implemented and addressed by way of conditions of consent.

General Matters

The applicant will still need to comply with the requirements of the consent in relation to all environmental management aspects, including noise and air quality. It is requested that the Department ensure that the various environmental monitoring and validation requirements specified by conditions of the current consent are translated to the modification consent, in the event that development consent is granted.



Should you require further information please contact Kelly Edmonds on (02) 4732 8138.

Yours sincerely,

Gavin Cherry
Development Assessment Co-ordinator