

APPENDIX C – SUBMISSIONS



Our Reference: DOC17/377058-01

Joanna Bakopanos
Team Leader
Industry Assessments
Department of Planning & Environment
GPO Box 39
SYDNEY NSW 2001

Dear Ms Bakopanos

BY EMAIL & STANDARD POST

**Section 75W Modification to the BlueScope Paint Line Facility - 25-55 Templar Road, Erskine Park
(DA-206-8-2004-i MOD 6)**

I refer to your letter dated 17 July 2017 seeking comments on the proposed modification to Development Consent DA-206-8-2004-i relating to a proposed increase in the night time sleep disturbance criteria from 47dB(A) to 54dB(A) at the BlueScope Steel Limited ("BlueScope Steel") premises located at 22-55 Templar Road, Erskine Park ("the premises"). A modification is sought to align with a recent variation of environment protection licence number no.12495 ("the licence").

The Environment Protection Authority ("EPA") has reviewed BlueScope Steel's proposal and supporting information, including the document titled "*BlueScope Steel Western Sydney Service Centre - Paint Line Heavy Vehicle Horn Noise Assessment*" prepared by SLR Consulting Australia Pty Ltd dated 7 April 2017 ("the NIA").

Predicted noise levels in the NIA are below sleep disturbance criterion suggested in the Application Notes to the NSW Industrial Noise Policy. The EPA has not received complaints about horn noise from the premises at residential receivers.

Increasing the LA1(1min) limit as requested will not necessarily increase actual noise levels. Truck horn noise from the premises should remain at existing levels. Keeping a LA1(1min) limit on the consent will hold BlueScope Steel accountable for horn noise levels generated from the premises. Subsequently, the EPA has no objection to the development consent being modified to reflect the current noise limits on the licence (**Attachment A**).

If you would like to discuss this further, please contact Alexander Spaller on (02) 9995 5894.

Yours sincerely

A handwritten signature in black ink that reads "Christine Mitchell" followed by the date "20/7/17".

Christine Mitchell
Unit Head Sydney Industry
Environment Protection Authority
Enc: Attachment A: Limit Conditions

Attachment A: Limit Conditions

L4 Noise limits

L4.1 Noise generated at the premises must not exceed:

- (a) 35 dB(A) LAeq(15 minute) during the day, evening or night; and*
- (b) a night time sleep disturbance criteria of 54 dB(A) LA1, 1minute at the nearest affected residential receivers within the residential areas of Erskine and St Clair.*

Where LAeq means the equivalent continuous noise level – the level of noise equivalent to the energy-average of noise levels occurring over a measurement period.

Note: For the purpose of Condition L4.1:

- Day is defined as the period from 7am to 6pm Monday to Saturday and 8am to 6pm Sundays and Public Holidays;*
- Evening is defined as the period from 6pm to 10pm;*
- Night is defined as the period from 10pm to 7am Monday to Saturday and 10pm to 8am Sundays and Public Holidays.*

L4.2 To determine compliance with Condition L4.1, noise from the premises is to be measured at the receivers specified in Condition L4.1 at the most affected point within the residential boundary, or at the most affected point within 30 metres of the dwelling where the dwelling is more than 30 metres from the boundary. Where internal noise levels are to be measured, the measurement should be conducted with windows open to provide normal ventilation where required.

Where it can be demonstrated that direct measurement of noise from the premises is impractical, the EPA may accept alternative means of determining compliance (see Chapter 11 of the NSW Industrial Noise Policy, January 2000). A modifying factor correction must be applied for tonal, impulsive or intermittent noise in accordance with the "Environmental Noise Management – NSW Industrial Noise Policy, January 2000".

L4.3 Noise from the premises is to be measured at 1m from the dwelling façade of a residential receiver (specified in Condition L4.1) to determine compliance with the LA1, 1minute noise limits in Condition L4.1.

L4.4 Noise from the premises associated with reversing alarms, amplified telephones or external announcement or amplified pager systems or any other alarm or system likely to cause disturbance must not be audible at the nearest affected receivers during the evening period between 6:00pm until 10:00pm and the night time period which extends from 10:00pm until 7:00am during any 24-hour period.

L4.5 The noise emission limits identified in this licence apply under all meteorological conditions except:

- a) during rain and wind speeds (at 10m height) greater than 3m/s; and*
- b) under "non-significant weather conditions".*

Note Field meteorological indicators for non-significant weather conditions are described in the NSW Industrial Noise Policy, Chapter 5 and Appendix E in relation to wind and temperature inversions.

From: Michael Middleton <Michael.Middleton@penrith.city>
Sent: Friday, 28 July 2017 5:25 PM
To: Melissa Prochazka
Cc: Peter Wood
Subject: RE: Proposed modification - BlueScope Paint Line Facility - Council Notification - DA-206-8-2004-i MOD 6

Hi Melissa,

I refer to the above matter and to our recent discussions regarding the proposed modification to the BlueScope Paint Line Facility, 25-55 Templar Road, Erskine Park (DA-206-8-2004-i MOD 6).

Given the time constraints, I have not been able to conduct a thorough assessment of the proposal, but have had a brief look at the information submitted to support the proposal.

I note that the development consent is issued by the Department of Planning. As per our recent phone conversation, BlueScope (BSL) would like to modify Development Application (DA) DA-206-8-2004-i. The request is to increase the night time sleep disturbance limit in the development consent to align with the current approved limit within the Environment Protection Licence (EPL) 12495 for the site.

I note that the request stems from non-compliances with the original EPL concerning truck and forklift horns. I also note that these are mandatory safety precautions when entering and exiting the buildings and the Bluescope have had the horns tested and risk assessed and their volumes reduced where practicable. The site has an Environmental Management Plan in place to address noise.

Given the above, Council has no objection to the proposal.

If you require further information, please phone me on the number below.

Michael Middleton
Health Team Leader

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PENRITH
CITY COUNCIL



From: Melissa Prochazka [mailto:Melissa.Prochazka@planning.nsw.gov.au]
Sent: Monday, 17 July 2017 4:43 PM
To: Penrith City Council - RECORDS

Cc: Joanna Bakopanos

Subject: Proposed modification - BlueScope Paint Line Facility - Council Notification - DA-206-8-2004-i MOD 6

Good afternoon,

Please find attached the proposed 75W modification to the BlueScope Paint Line Facility, 25-55 Templar Road, Erskine Park (DA-206-8-2004-i MOD 6).

The modification application and associated documents are available on the Department's website at http://majorprojects.planning.nsw.gov.au/index.pl?action=view_job&job_id=8662

Should you wish to make a submission, it should be made to the Department by close of business on **Monday 24 July 2017**.

If you have further questions, please contact Melissa Prochazka on (02) 8289 6695 or via email at melissa.prochazka@planning.nsw.gov.au

Kind regards,

Melissa Prochazka
Senior Planning Officer (Part-time: Monday, Wednesday & Thursday)
Industry Assessments
Department of Planning & Environment
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