

# INDEPENDENT ENVIRONMENTAL AUDIT REPORT - RESPONSE

87-89 JOHN WHITEWAY DRIVE, GOSFORD, NSW, 2250

Report Prepared By Geosyntec

REPORT REFERENCE 21322 R1

REPORT DATE 22-Dec-22

RESPONSE PREPARED BY RL

RESPONSE VERSION # 1

RESPONSE DATED 27-Feb-23

Table 3.2. Non-Compliances to SSD Consent Conditions

Geosyntec ID	Document	SSD Condition No.	Details of Non-Compliance	Recommendations	Deicorp Response
G24	SSD	A24	A formal Incident Report has not been provided in accordance with SSD conditions in Appendix 2 of SSD consent, Items 3 & 4	Incident report must be prepared and submitted to DP&E in accordance with SSD Conditions.	Incident was notified to the Department of Planning on 27th October 2022. Email confirming attached.
G60	SSD	C1	The applicant did not notify the Planning Secretary in writing of the dates of the intended commencement of construction at least 48 hours before the date	No recommendation was made as the report has now been submitted.	No Response
G73	SSD	C14	The CEMP was submitted to DP&E after the construction commencement date.	No recommendation was made as the report has now been submitted.	No Response
G75	SSD	C16	Evidence of community consultation and development of strategies (with community) to manage high noise-generating works has not been included in the Construction Noise and Vibration Management Sub-Plan.	The Construction Noise and Vibration Management Sub-Plan should be updated to include strategies that have been developed with the community for managing high noise-generating works.	The CNVMSP was developed to guide construction activities that would lead to minimal noise disturbance. If such noise was flagged by surrounding residents (and that these activities were affecting their amenities), the steps outlined in our report describe the protocols necessary to address these impacts. The protocols proposed in the CNVMSP were formulated by the EPA, an authority that is well-versed in addressing such matters. If attempts were made in preparing a CNVMSP document in consultation with the residents, it is unlikely to be agreed upon and therefore protocols recommended by the EPA in their document, EPA Interim Construction Noise Guideline were used.

G80	SSD	C21	Complaints on 6 & 7 October 2022 indicated that sediment control was removed (although the Auditor notes that this was to assist water for getting into the drain) (see further in Section 3.9). Complaint on 18 October 2022 indicated that mud has entered the stormwater drain (see further in Section 3.9). The Auditor notes that sediment controls were observed to be appropriate at the time of the Audit.	Periodic monitoring (at least daily) is conducted to ensure the coir logs are effectively covering the drains.	Periodic Inspections & Maintenance of Sediment Control Devices is being implemented onsite
G88	SSD	D4	Delivery of the excavator occurred out of hours (the night of 18 November 2022).	Site diary should include the commencement and conclusion time of construction activity. Out-of-hours delivery should obtain relevant prior approval unless Council deems otherwise. Written confirmation from Council is obtained on when out of hours delivery is not required.	Onsite works are restricted to the approved DA Working Hours. Site Diary monitors works completed onsite daily. All future machinery deliveries that do not require road closures are conducted during approved DA Working Hours. All machinery deliveries requiring road closures are coordinated and approved by Central Coast Council.
G103	SSD	D19	Mud was tracked on public road on 18 October 2022. However, the Auditor notes that after the Incident, additional measures have been implemented (including installation of cattle grid and paving of the access road) to minimise similar occurrence.	The road is periodically monitored throughout the day to ensure that construction vehicles have not resulted in sediment tracking on the road. Where evidence of sediment is observed, mitigation measures must be immediately implemented.	In addition to additional measures implemented onsite, a street sweeper is deployed onsite whenever excavated material is removed from site via trucks.
G104	SSD	D20	Mud was reportedly to have entered the drain on the complaint dated 18 October 2022 (see further in Section 3.9).	Periodic monitoring (at least daily) is conducted to ensure the coir logs are effectively covering the drains.	Periodic Inspections & Maintenance of Sediment Control Devices is being implemented onsite
G172	SSD	Appendix 2. Item 3	An incident report has not been provided for the incident dated 18 October 2022.	A formal Incident Report must be provided for all incidents in accordance with SSD Appendix 2 item 3 and 4.	Incident was notified to the Department of Planning on 27th October 2022. Email confirming attached.
G173	SSD	Appendix 2. Item 4	An incident report has not been provided for the incident dated 18 October 2022.	A formal Incident Report must be provided for all incidents in accordance with SSD Appendix 2 item 3 and 4.	Incident was notified to the Department of Planning on 27th October 2022. Email confirming attached.