

Modification of Infrastructure Approval

Section 5.25 of the *Environmental Planning & Assessment Act 1979*

As delegate of the Minister for Planning under the Instrument of Delegation dated 11 October 2017, I approve the modification of the State significant infrastructure approval referred to in Schedule 1, subject to the conditions in Schedule 2.



Glenn Snow
Director
Transport Assessments

Sydney 25 January 2019

SCHEDULE 1

Infrastructure Approval:	SSI 8285 granted by the Minister for Planning on 29 May 2018
For the following:	Development for the purposes of Parramatta Light Rail 1 (Stage 1) being the construction and operation of a new passenger light rail infrastructure.
Modification:	Modification to make minor editorial changes.

SCHEDULE 2

1. Delete condition A1 and replace with the following:

- A1 The CSSI must be carried out in accordance with the terms of this approval and generally in accordance with the description of the CSSI in the *Parramatta Light Rail (Stage 1) Westmead to Carlingford via Parramatta CBD and Camellia Environmental Impact Statement* (dated August 2017) (the EIS) as amended by:
- (a) the Parramatta Light Rail (Stage 1) Westmead to Carlingford via Parramatta CBD and Camellia Submissions Report (incorporating Preferred Infrastructure Report) (February 2018) (the SPIR);
 - (b) SSI 8285 Administrative modification (November 2018) (MOD 1); and
 - (c) SSI 8285 Correction to Administrative modification (January 2019) (MOD 2).

2. Delete condition A23 and replace with the following:

- A23 For the duration of the works until after the commencement of operation, or as agreed with the Secretary, the approved ER must:
- (a) receive and respond to communication from the Secretary in relation to the environmental performance of the CSSI;
 - (b) consider and inform the Secretary on matters specified in the terms of this approval;
 - (c) consider and recommend to the Proponent any improvements that may be made to work practices to avoid or minimise adverse impact to the environment and the community;
 - (d) review documents identified in Table 2 and any other documents that are identified by the Secretary, for consistency, in the opinion of the ER, with requirements in or under this approval and if so:
 - i) make a written statement to this effect before submission of such documents to the Secretary (if those documents are required to be approved by the Secretary); or
 - ii) make a written statement to this effect before the implementation of such documents (if those documents are required to be submitted to the Secretary for information or are not required to be submitted to the Secretary);
 - (e) regularly monitor the implementation of the documents listed in **Table 2** to ensure implementation is being carried out in accordance with the document and the terms of this approval;
 - (f) as may be requested by the Secretary, help plan, attend or undertake audits of the CSSI commissioned by the Department including scoping audits, programming audits, briefings and site visits, but not independent environmental audits required under **Condition A41** of this approval;
 - (g) as may be requested by the Secretary, assist the Department in the resolution of community complaints;
 - (h) assess and, if acceptable, approve the impacts of minor ancillary facilities comprising lunch sheds, office sheds and portable toilet facilities or other ancillary facilities determined by the ER to have a minor environmental impact; and
 - (i) prepare and submit to the Secretary and other relevant regulatory agencies, for information, an Environmental Representative Monthly Report providing the information set out in the Environmental Representative Protocol under the heading "Environmental Representative Monthly Reports." The Environmental Representative Monthly Report must be submitted within seven (7) days following the end of each month for the duration of the ER's engagement for the CSSI.

3. Delete condition E6 and replace with the following:

- E6 Current condition reports for all existing roads and all existing property and infrastructure in the road reserve where the physical condition is likely to be adversely affected during works must be prepared before commencement of such work. The report must state the

current condition of the asset. A copy of the report must be provided to the asset owner no later than one month before the commencement of works of the CSSI.

4. Delete condition E11 and replace with the following:

- E11 A **Parking Management Strategy** must be prepared before permanent or long term loss of parking i.e. greater than three (3) months. The Strategy must be implemented in consultation with the relevant road authority and Relevant Council(s) to manage car parking impacts and kerbside parking access, particularly for the Westmead, Parramatta North, and Parramatta CBD precincts, as a result of the CSSI. The **Parking Management Strategy** must include, but not be limited to:
- (a) confirmation of the timing of the removal of on and off-street parking associated with the construction of the CSSI;
 - (b) comprehensive parking surveys of all parking spaces to be removed to determine current demand during peak, off-peak, school drop-off and pick-up, and weekend periods;
 - (c) assessment of the impacts of changes to on and off-street parking taking into consideration outcomes of consultation with affected stakeholders;
 - (d) identification of measures to manage any reduction in parking including staged removal, resident parking schemes, managed staff parking arrangements, and provision of alternative parking arrangements for accessible and service spaces;
 - (e) replacement parking for specific impacted kerbside uses (e.g. accessible parking and loading zones) within the local vicinity with consideration of the *Disability Discrimination Act 1992 (DDA) Public Transport Standards and the DDA Access Code (2010)*; and
 - (f) monitoring on the efficacy of these measures, including potential unintended traffic impacts and contingencies in the event that the measures implemented are not adequate.

The **Parking Management Strategy** must be submitted to the Secretary for information and the results of monitoring reported in the **Operational Traffic, Transport and Access Performance Review** required by **Condition E18**.

5. Delete condition E39 and replace with the following:

- E39 In order to undertake out-of-hours work described in **Condition E25 (c) and (d)**, the Proponent must identify appropriate work and respite periods for the works in consultation with the community at each affected precinct at three monthly intervals. This consultation must be ongoing and include (but not be limited to) providing the community with:
- (a) a schedule of likely out-of-hours work for a period of no less than two (2) months for medium to high risk work (as defined in the **Out of Hours Works Protocol (Condition E28)**);
 - (b) a schedule of likely out-of-hours work for a period of no less than seven (7) days for low risk work (as defined in the **Out-of-Hours Works Protocol (Condition E28)**);
 - (c) the potential works, location and duration;
 - (d) the noise characteristics and likely noise levels of the works; and
 - (e) likely mitigation and management measures.

The Proponent shall consider and respond to the affected community's preference for alternative hours and/or durations.

The outcomes of the community consultation, the identified respite periods and the scheduling of the likely out-of-hour works must be provided to the AA, ER and the Secretary.

6. Delete Condition E128 and replace with the following:

E128 The importation of waste and storage of virgin excavated natural material (VENM), treatment, processing, reprocessing or disposal of any waste, must comply with the *Protection of the Environment Operations Act 1997*, and the *Protection of the Environment Operations (Waste) Regulation 2014*, where orders or exemptions apply under the regulation.

7. Delete Table 2 and replace with the following:

Table 2: Reports and Notifications that must be submitted to the Secretary

Where there is an inconsistency between Table 2 and a condition, the requirements of the condition prevail.

Condition	Report / Notification / Appointment	Timing ¹	Purpose
Part A – Administrative			
A13	Staging Report	No later than one month before the commencement of construction (or operation) of the proposed stages of construction	Approval
A19 / A20	Environmental Representative	No later than one month before the commencement of works	Approval
A23	Environmental Representative Monthly Reports	Within seven days following the end of each month	Information
A29	Noise and Vibration Report	Within seven days following the end of each month	Information
A30 / A31	Compliance Tracking Program	At least one month before the commencement of works	Information
A34	Pre-Construction Compliance Report	No later than one month before the commencement of construction (or each stage of construction in staging report)	Information
A38	Pre-Operation Compliance Report	No later than one month before commencement of operation	Information
A40	Environmental Audit Program	No later than one month before the commencement of construction	Information
A43	Environmental Audit Reports	Within six weeks of completing the audit	Information
A44	Notification of Incidents	Immediately after the Proponent becomes aware of an incident	Notification
A45	Incident Report	Within one week of notification of an incident	Information
A47	Notification of Incident notified under POEO	Within 24 hours after notification give to EPA	Information

¹ Where a project is staged, all required approvals must be obtained before the commencement of the relevant stage.

Condition	Report / Notification / Appointment	Timing ¹	Purpose
Part B – Communication Information and Reporting			
B1 / B3	Community Communication Strategy	No later than one month before the commencement of works	Approval
B9 / B10	Complaints	On request	Information
Part C – Construction Environmental Management			
C7	Construction Environmental Management Plan	No later than one month before the commencement of construction	Approval
C16	Construction Monitoring Program	At least one month before the commencement of construction	Information
C18	Site Establishment Management Plan	One month before establishment of any construction ancillary facility	Approval
Part D – Operation Environmental Management			
D3 / D6 / D7	Operational Management Plan	No later than one month before the commencement of operation	Information
Part E – Key Issues			
Traffic and Transport			
E10	Network Management Strategy	Before impacts on the road network commence	Information
E11	Parking Management Strategy	Before long term loss of parking occurs	Information
E14	Pedestrian and Cyclist Network and Facilities Strategy	Before construction of pedestrian/cyclist permanent built works	Information
E19	Operational Traffic, Transport and Access Performance Review	Within one month of completion	Information
Noise and Vibration			
E28	Out-of-Hours Work Protocol	Before commencement of any out-of-hours works	Approval
E39	Out-of-Hours Work Respite	Following consultation at three monthly intervals	Information
E48	Operational Noise and Vibration Review	Before the implementation of mitigation measures	Approval

Condition	Report / Notification / Appointment	Timing ¹	Purpose
E58	Noise and Vibration Compliance Assessment Report	Within one month of its completion	Information
E59	Noise and Vibration Compliance Assessment Report – update	Within one month of its completion	Information
Heritage			
E64 / E64A	Heritage Interpretation Strategy	Before work affecting identified items	Information
E67	CHIP Hostel Options Analysis	Before commencement of construction in Cumberland Hospital East or at the intersection of Fleet and Factory streets that could preclude alternative outcomes	Approval
E75	Archaeological Excavation Report	Within 12 months of completing archaeological investigations	Information
Urban Design and Visual Amenity			
E84	Feasibility of wire-free running	Before construction commences in identified locations	Information
E85	Feasibility of grass track	Before construction commences in identified locations	Information
E87	Urban Design Requirements Report	Following review by the Design Review Panel	Approval
E93	Design Review Panel members	Before development of detailed design and before construction commences	Approval
E95	Design Review Panel Terms of Reference	Following formation of Design Review Panel	Approval
Biodiversity and Revegetation			
E102	Independent Arborist	Before works commence	Approval
E106	Tree Register	Before the removal or damage of a tree for the purposes of the CSSI	Information
Socio-Economic, Land Use and Property			
E113	Flood Management Design Report	At each design stage with potential to cause adverse flooding impacts	Information
E117	Electromagnetic Management Plan	Before commencement of operations	Information
E124	Site Audit Statement	No later than one month before commencement of operation	Information

Condition	Report / Notification / Appointment	Timing¹	Purpose
E132	Final Hazard Analysis and Construction Safety Study	Before commencement of construction of any hazardous works or works adjacent to hazardous infrastructure	Approval
E133	Post-Startup Compliance Report	Three months after commencement of operations	Information
E137	Sustainability Strategy	Within six months of the date of approval	Information