

Enquiries: Tim Babich
Phone: (08) 8256 0333
Reference: 570972



30 July 2021

Mr L Ferme
C/- Sarah Constructions
49 Glen Osmond Road
EASTWOOD SA 5063

Dear Mr L Ferme

NOTICE OF EXEMPTION

Section 19, *Local Nuisance and Litter Control Act 2016*

Pursuant to section 19 of the Local Nuisance and Litter Control Act 2016 (the **Act**) I hereby declare that, subject to the conditions outlined herein, the Applicant is exempt from the application of section 18 of the Act in respect to the activity described below (the **Activity**) that is to be carried out at the property located at, and in the vicinity of 1 Harvest Boulevard, ANGLE VALE SA 5117 (the Land).

The Activity: *pouring exposed aggregate concrete*

Conditions:

1. The exemption granted by this notice applies at the following times only:
 - ***Between 5 am and 7am***
2. The exemption granted by this notice applies for the following dates only:
 - ***Between 3 August 2021 and 3 November 2021***
3. The Applicant must deliver correspondence notifying residents and businesses of the works on the Land to each of the properties identified in the Site Nuisance Management Plan no later than **5pm, 30 July 2021**. The correspondence must include the Applicant's contact details for the purpose of stakeholder contact for the duration of the Activity.
4. Provide the Council with a copy of the correspondence delivered in accordance with Condition 3 above via email to playford@playford.sa.gov.au and quote reference 570972.
5. The activity must be undertaken in accordance with the relevant Construction Environmental Management Plan (the CEMP) and the proposed strategy in the document provided at the time of application for minimising, managing, and monitoring the effects of the local nuisance on potentially affected persons.

6. The activity must be undertaken in accordance with the following noise nuisance reduction strategies:
- Further restricting, so far as reasonably practicable, any noisy works between 5am – 7am
 - No operation of vehicles within, or entering or leaving the Land prior to 5am
 - No activities, at or within the immediate vicinity of a construction site, of persons who perform work at the site, or work connected with work at the site prior to 5am.
 - Using new and well-maintained equipment only
 - No idling of equipment when not in use
 - No loud music radios, yelling, or any other unnecessary noise
 - Pre- start meeting to include noise reduction and mitigation instructions to all staff
 - Utilise vehicles fitted with broad band reversing alarms wherever possible.

This declaration has been made on the basis that I am is satisfied that:

- a. there are exceptional circumstances that justify the making of the declaration; and
- b. the Applicant's nuisance management plan adequately sets out the measures that the person will take to prevent, minimise, or address any anticipated adverse effects from the specified activity on the amenity value of the area concerned.

Signed:  (as delegate of the Council)

Date: 30 July 2021

Please Note:

- A declaration means an exemption
- The Council may, by further notice in writing, vary or revoke this declaration under section 18 of the Act.
- This declaration has effect from the date specified in the declaration and remains in force according to its terms for a period not exceeding 3 months, or as specified in the declaration, or until revoked (in writing) by the Council.
- It is an offence under section 18 of the Act to carry on an activity that results in a local nuisance (as defined under section 17 of the Act). The Applicant must take all reasonable steps to ensure that activities on the Land that are conducted outside of the terms of this exemption do not give rise to a local nuisance.
- Pursuant to section 19(7) of the Act this declaration has been published on the Council's website

Kind Regards,



Tim Babich
SENIOR DEVELOPMENT OFFICER - COMPLIANCE