

06 MAY 2021

ErSed Reference: 21003-ERMR-01-210506

Compliance@planning.nsw.gov.au

Re: SSD-9522: Kemps Creek Warehouse, Logistics and Industrial Facilities Hub (the Yards)

Environmental Representative: Monthly Report (ERMR #01)

Condition of Approval A40 H) for the Yards requires that the ER:

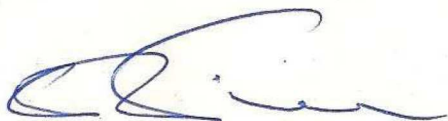
*“prepare and submit to the Planning Secretary and other relevant regulatory agencies, for information, an **Environmental Representative Monthly Report** providing the information set out in the Environmental Representative Protocol under the heading “Environmental Representative Monthly Reports.”*

*The **Environmental Representative Monthly Report** must be submitted within seven calendar days following the end of each month for the duration of the ER’s engagement, or as otherwise agreed with the Planning Secretary”.*

The following report is to be provided to the Planning Secretary.

Please contact me if you require further information.

Sincerely

A handwritten signature in blue ink, appearing to read "Carl Vincent".

Carl Vincent

Principal (ErSed Environmental Pty Ltd)
Environmental Representative for SSD -9522

**Re: SSD-9522: Kemps Creek Warehouse,
Logistics and Industrial Facilities Hub (the Yards)
Environmental Representative Monthly Report (ERMR #01)
For the period to 30 APRIL 2021**



1.	Construction activities carried out during the reporting period	<p>The following works were completed during the period;</p> <p><u>Construction Works</u></p> <ul style="list-style-type: none"> • Temporary site compound / access setup • Demolition • Remove existing dam south of Baker Ln • Grass slashing and stripping topsoil • Establish temporary ESC measures • Bulk earthworks on the eastern areas of the site identified as Lot 8 and Lot 6 on the Development Layout Plan (SSD-9522 Appendix 1) • Heritage salvage works in accordance with ACHMP within the CEMP 				
2.	Proposed upcoming construction works (where known)	<p>The following works are expected in the next period;</p> <p><u>Construction Works</u></p> <ul style="list-style-type: none"> • Works from last month's continuing • Construct slip lane & permanent site access • Remove existing site dam • Establish further ESC measures • Expand topsoil stripping and bulk earthworks to southern area of the site identified as Subdivided Lot 2 on the Development Layout Plan (SSD-9522 Appendix 1) 				
3. ER activities undertaken during this reporting period						
	<u>Site inspections</u>	<p>The ER has undertaken the following inspections;</p> <p>These may have included specific inspections to confirm completion of primary Erosion and Sediment Controls in accordance with the requirements of conditions.</p> <table border="1" data-bbox="456 1122 1465 1245"> <tr> <td data-bbox="456 1122 592 1182">20/04/21</td> <td data-bbox="592 1122 1465 1182"> <ul style="list-style-type: none"> • Initial site inspection for commencement of works and erosion and sediment confirmation of controls required for commencement </td> </tr> <tr> <td data-bbox="456 1182 592 1245">26/04/26</td> <td data-bbox="592 1182 1465 1245"> <ul style="list-style-type: none"> • Initial site inspection with representative of DPIE and confirmation of controls in accordance with temporary PESCP. </td> </tr> </table> <p>A selection of photographs taken as part of inspections is provided, with comments, at item 14.</p>	20/04/21	<ul style="list-style-type: none"> • Initial site inspection for commencement of works and erosion and sediment confirmation of controls required for commencement 	26/04/26	<ul style="list-style-type: none"> • Initial site inspection with representative of DPIE and confirmation of controls in accordance with temporary PESCP.
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	<u>Audits undertaken</u>	<p>The following Audits were undertaken in the period.</p> <table border="1" data-bbox="456 1406 1465 1440"> <tr> <td data-bbox="456 1406 592 1440">NIL</td> <td data-bbox="592 1406 1465 1440"></td> </tr> </table>	NIL			
NIL						
4.	Summary of Community Consultation	<p>The CCS includes the register of consultation and communication for the Project. A summarised extract for the period is provided as Attachment 1.</p> <p>Complete records of the register are available if required.</p>				
5.	Summary of Complaints	<p>The following complaints have been received during the period.</p> <table border="1" data-bbox="456 1671 1465 2016"> <thead> <tr> <th data-bbox="456 1671 592 1704">Date</th> <th data-bbox="592 1671 1465 1704">(received by the Development)</th> </tr> </thead> <tbody> <tr> <td data-bbox="456 1704 592 1738">20/04/21</td> <td data-bbox="592 1704 1465 2016"> <p>From Penrith City Council (PCC)</p> <p><u>Issue</u> Complaint received from PCC reporting that trucks servicing the development were using Abbots Road by to perform U-turns.</p> <p><u>Resolution</u> Frasers issued a response to PCC outlining measures implemented to prevent this occurring again.</p> <ul style="list-style-type: none"> • Continue to communicate truck routes to all suppliers which explains the appropriate truck routes </td> </tr> </tbody> </table>	Date	(received by the Development)	20/04/21	<p>From Penrith City Council (PCC)</p> <p><u>Issue</u> Complaint received from PCC reporting that trucks servicing the development were using Abbots Road by to perform U-turns.</p> <p><u>Resolution</u> Frasers issued a response to PCC outlining measures implemented to prevent this occurring again.</p> <ul style="list-style-type: none"> • Continue to communicate truck routes to all suppliers which explains the appropriate truck routes
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			<ul style="list-style-type: none"> Continue the truck driver induction process & ban offending truck drivers that don't follow the site rules Hand out a hard copy of the driver code of conduct to each truck driver on first site arrival / induction Contact St Mary's police station regarding driver behaviour in the area generally & meet with the Traffic Commander or appropriate person to discuss assistance i.e. for the police to enforce road rules <p>Measures will be implemented on an ongoing basis for duration of project to prevent re occurrence.</p>		
		23/04/21	<p><u>Local resident (via DPIE) & Penrith City Council (PCC) (Via DPIE)</u></p> <p><u>Issue</u> Local Resident - Complaint regarding sediment present on Mamre Road. This sediment has been tracked from the site. PCC - concerns about road safety due to sediment tracking from the Site given that Mamre Road is a busy road with a speed limit of 80 km/h.</p> <p><u>Resolution</u> Fraser's and AWJ issued response to DPIE outlining measures to be implemented to further control sediment movement and tracking from site and stop trucks movements until the below additional measures have been implemented.</p> <ul style="list-style-type: none"> Install a 10m truck wheel bath and additional shaker grid at the exit of the site – See attached sketch Install spray seal pavement at the entrance & exit of site between the existing shaker grid and Mamre Road including the shoulder – see attached sketch Monitor the effectiveness of our controls & deploy a sweeper after hours if required. If need be, we could re-assess our site entry / exit controls once again for additional improvements should that be required. Stripping of grass is minimised and limited to current works areas only Dust monitoring has been set up in accordance with the CEMP Full time water cart is to be employed on site with additional water carts on standby 		
		27/04/21	<p><u>Motorist via PCC and DPIE (date raised by complainant 23/04/21)</u></p> <p><u>Issue</u> Complaint received regarding airborne dust present on Mamre Road from the site.</p> <p><u>Resolution</u> AWJ (principal contractor) issued a response to DPIE outlining measures to be implemented to further control airborne dust from site.</p> <ul style="list-style-type: none"> See measures detailed at 23/4/21 above <p>Measures are to be implemented on an ongoing basis for duration of project to prevent re occurrence. Effectiveness to be monitored and revised measures implemented if required.</p>		
6.	Summary of Incidents	<table border="1"> <tr> <td>NIL</td> <td></td> </tr> </table>		NIL	
NIL					
7.	Summary of Non-Compliances	20/04/21	<p><u>Non Compliance with Condition of Consent B22</u></p> <p><u>Issue</u> AWJ Civil commenced bulk earthworks with preliminary erosion and sediment controls inconsistent with the <i>Construction Stormwater Management Plan (CSMP) incorporating Erosion and Sediment Control Plan (ESCP)</i> prepared by Costin Roe Consulting as included in the CEMP.</p> <p><u>Resolution</u> Costin Roe Consulting inspected the site on 20/04/21 and provided AWJ a hand ESCP sketch detailing appropriate interim erosion and sediment controls for the current working area to be immediately implemented until the permanent site wide controls are established per the requirement of the ESCP within the CEMP. Refer attached</p>		

		<p>sketch prepared by Costin Roe dated and issued to AWJ on 20/04/21.</p> <p>AWJ to implement the interim erosion and sediment controls ASAP.</p>				
		<p>20/04/21 <u>Non Compliance with Condition of Consent B24</u></p> <p><u>Issue</u> Bulk earthworks commenced ahead of ER written statement required under this condition.</p> <p><u>Resolution</u> ER inspection conducted on 20/04/21 and written statement to be issued to satisfy the condition requirement once the ER is satisfied that controls are in place per Condition B22.</p>				
8.	Evaluation of Environmental Performance	<p>Two non-compliances were identified and reported. A response was received from DPIE (05/04/21) determining to record the breaches with no further enforcement action</p> <p>All other works have been undertaken consistent with of the approved management plans and the Conditions of Consent.</p>				
9.	Analysis of Lesson Learnt and Opportunities for improvement	<p>A greater focus will need to be paid to the conditions of consent which specifically require confirmation of actions prior to progress of works or activities in certain areas.</p> <p>This has been communicated to the Principal and the Contractor.</p>				
10.	Any changes to the project including changes to CEMP and other Project Documentation	NIL				
11.	Any meetings attended by ER	<p>The ER has been involved in the following meetings;</p> <table border="1"> <tr> <td>03 FEB 21</td> <td> <u>Preliminary feedback on CEMP</u> Remote meeting and discussion giving preliminary feedback on CEMP and compliance requirements in respect to environmental management during development. </td> </tr> <tr> <td>29 MAR 21</td> <td> <u>Pre- construction meeting with Contractor</u> Meeting with selected contractor to introduce the role of the Environmental Representative and key aspects/compliance requirements for the development. Discussion of the CEMP and key roles and responsibilities in its application. </td> </tr> </table>	03 FEB 21	<u>Preliminary feedback on CEMP</u> Remote meeting and discussion giving preliminary feedback on CEMP and compliance requirements in respect to environmental management during development.	29 MAR 21	<u>Pre- construction meeting with Contractor</u> Meeting with selected contractor to introduce the role of the Environmental Representative and key aspects/compliance requirements for the development. Discussion of the CEMP and key roles and responsibilities in its application.
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12.	Summary of documents issued by the ER	<p>The following documents were issued by the ER; these were uploaded to the DPIE portal.</p> <table border="1"> <tr> <td>21003-YARDS-LTR-210429</td> <td>Letter to DPIE confirming process for management of non-compliance with Condition D24 and continued management of ESC pending completion of primary sediment control basins.</td> </tr> </table>	21003-YARDS-LTR-210429	Letter to DPIE confirming process for management of non-compliance with Condition D24 and continued management of ESC pending completion of primary sediment control basins.		
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	Closing Remarks	The ER will maintain increased surveillance of the works pending construction of primary sediment controls and satisfaction of the requirements of Condition B24				

13.

Photos and comments from inspections	
Photo	Date, Location & Comment
	<p>20/04/21 – Entrance from Mamre Road</p> <p>A temporary construction access has been created off Mamre road at the southern extent of the boundary</p> <p>The access has a gravelled entrance in and a cattle grid at the exit</p>
	<p>20/04/21 – Eastern boundary</p> <p>The new fence line / project boundary is being installed along Mamre road</p> <p>It was discussed that the existing boundary has been surveyed and has been flagged to identify the limit of the project initially. Once the eastern fence line has been installed this will become the functional limit to the project infrastructure works</p>
	<p>20/04/21 – Central works area</p> <p>Works have commenced in and around the central area of the works as part of the establishment of the future main site compound. Earthworks have also established extended further North and West beyond what is required for establishment of the initial site compound.</p> <p>It was communicated by the ER that this is believed to be commencement of construction. See details and discussions regarding non-compliance within Part A of this report.</p>
	<p>20/04/21 – SW corner of the development</p> <p>Ongoing investigation/ archaeological test digs are progressing in this area.</p>
	<p>26/04/21 – rear of main topsoil stockpile</p> <p>Sediment fence is installed below the main topsoil stockpile – this is per indicated in the current PESCP.</p>
	<p>26/04/21 – western extent of current works</p> <p>A graded diversion has been cut across the lower extent of the work area as indicated in the ESCP.</p> <p>This confirms the lowest extent of the catchment to the temporary basin per the current PESCP.</p>

Attachment 1 – Extract of Consultation and Communication Register

Date	Responsible Rep	In/Out/Meeting	Initial Communication Method/Tool	Contact Name/Organisation	Nature of Complaint/Enquiry/Communication	Summary of Issues/Details of Communication	Resolution
20/04/2021	Frasers Property	In	Email	Penrith City Council	complaint - truck use of Abbots Road	Complaint received from PCC re the use of Abbots Road by trucks servicing the development to perform U-turns.	Response sent to PCC on 21.4.21 by Frasers outlining measures implemented to prevent this occurring again. Measures are to be implemented ongoing for duration of project to prevent re occurrence
23/04/2021	Communications & Community Liaison Representative	Out	Email	multiple (Bakers Lane Stakeholders)	Notice of Commencement of Works	Notice of commencement of works and provision of contact details for enquiry or complaint	Distributed Measures to be implemented ongoing for duration of project to prevent re occurrence. Effectiveness to be monitored and revised measures implemented if required.
23/04/2021	Frasers Property	In	Email	DPIE	complaint - dust trucked onto Mamre Road	Complaint received from local resident and PCC via DPIE regarding sediment present on Mamre Road from the site	Response sent to DPIE on 23.04.21 by Frasers and 26.04.21 by AWJ outlining measures to be implemented to further control sediment movement from site.
26/04/2021	Communications & Community Liaison Representative	Out	Post	multiple (all adjoining properties)	Notice of Commencement of Works	Notice of commencement of works and provision of contact details for enquiry or complaint	distributed via post

Date	Responsible Rep	In/Out/ Meeting	Initial Communication Method/Tool	Contact Name/Organisation	Nature of Complaint/Enquiry/ Communication	Summary of Issues/Details of Communication	Resolution
27/04/2021	Frasers Property	In	Email	DPIE	complaint - airborne dust present Mamre Road	Complaint received from local resident and PCC via DPIE regarding airborne dust present on Mamre Road from the site	Response sent to DPIE on 03.05.21 outlining measures to be implemented to further control airborne dust from site. Measures to be implemented ongoing for duration of project to prevent re occurrence. Effectiveness to be monitored and revised measures implemented if required.
28/04/2021	Communications & Community Liaison Representative	Out	Post	multiple (all adjoining properties)	Notification of WAD/construction of temporary access	Notice sent to property occupiers in proximity to temporary access advising commencement of construction, providing detail and contacts for enquiry/complaint	distributed via post