

## Environmental Health Referral Response - industrial use

<b>Application Number:</b>	DA2022/2056
<b>Proposed Development:</b>	Temporary use of land for five (5) events per year in association with an artisan food and drink industry
<b>Date:</b>	16/01/2023
<b>To:</b>	Tony Collier
<b>Land to be developed (Address):</b>	Lot A DP 413126 , 26 Orchard Road BROOKVALE NSW 2100

### Reasons for referral

This application seeks consent for large/and or industrial development.

And as such, Council's Environmental Investigations officers are required to consider the likely impacts.

### Officer comments

Development consent is sought for temporary use of the land for five (5), single events per annum which involves utilisation of the existing approved artisan food and drink industry, albeit with an increased development footprint, increased patron numbers, and installations of a temporary nature (minor physical works).

The applicant has not provided an acoustic report however, it is deemed unnecessary due to the following considerations:

- Proposal being located in an industrial zone;
- The nearest residential receiver being located approximately 250m north east of the proposed site;
- The proposal is located at an existing artisan food and drink industry where live music is played; and
- The frequency and temporary nature of the proposal.

The proposal is therefore supported.

Note: Should you have any concerns with the referral comments above, please discuss these with the Responsible Officer.

### Recommended Environmental Investigations Conditions:

#### ON-GOING CONDITIONS THAT MUST BE COMPLIED WITH AT ALL TIMES

#### Ongoing prevention of offensive noise

The noise level emanating from amplified music or public address system installed on the premises must not exceed a level of 5dB(A) above background level when measured within a habitable room at any affected residential zoned premises for an LAeq 15 minute period during the evening or night.

Reason: To reduce the noise nuisance to residents, and to assist in compliance with the Protection of the Environment Operations Act 1997 and Regulations.