
Sent: 29/11/2016 9:21:08 PM
Subject: Online Submission

29/11/2016

MR Jeremy Farrell
1 / 67 Evans ST
Freshwater NSW 2096

RE: Mod2016/0293 - 80 Evans Street FRESHWATER NSW 2096

Dear General Manager and Ms Haidari,

My name is Jeremy Farrell and I live with my wife Phoebe Farrell at unit 1, 67 Evans Street Freshwater, across the road from the development.

The purpose of this submission is to object to the modification application to extend the construction hours of development consent DA2014/875 granted by the Joint Regional Planning Panel on 1 December 2014 (Consent).

It is firstly necessary to make a complaint in relation to the dust that is being generated by this project. I am an environment and planning solicitor with some experience in the mining and extractive industries sector. The volume of dust that is being generated by the project is unlike any that I have experienced in urban development. It was not described in detail in the applicant's environmental assessment documentation. It is causing serious issues with the enjoyment of our property and the property of my neighbours. Cars, balconies, washing, internal and external surfaces are covered daily with a thick coat of dust. It is extending inside to residences, and this is made significantly worse when the northerly winds blow. It requires an enormous and onerous additional cleaning burden on us.

It is my submission that the Council should use the modification application to impose further dust suppression conditions on the applicant to prevent further impacts on neighbours, particularly conditions requiring groundwater or potable water to be applied to uncovered ground.

In relation to this modification application, I do not object to internal works provided that such works comply with strict residential noise criteria and are not audible.

In relation to external works on weeknights between 5-6pm, the residents of our block, myself included, are already suffering from the effects of noise impacts associated with the development, particularly truck movements and construction noise in the morning. We are about to have our first child and further noise disturbance late in the day would be a serious impact on our amenity. In winter, this would permit construction noise in the dark. It is not appropriate to impose further noise impacts on residents after hours during the time when residents should have the quiet enjoyment of their residences.

In relation to external works on weekends from 1-3pm, this is again totally inappropriate. Saturday afternoon between 1-3pm is typically a period where residents of all ages (babies, children, young adults and elderly people) rest and recover from their busy lives. The residents in our block also entertain guests during this period on outdoor balconies. Construction noise during this period is another significant disturbance which should not be supported by the

Council.

Accordingly, it is my submission that the modification application should not be approved as proposed.

If approved, the Consent should be subject to further dust related conditions, and any external works in excess of the currently permitted hours should be expressly prohibited.

Jeremy Farrell
1/67 Evans Street Freshwater