

DRAFT CONSENT CONDITIONS DA 150/2015

SCHEDULE 1

GENERAL CONDITIONS

A1 Approved Plans and Supporting Documents

The development shall be carried out substantially in accordance with the approved stamped and signed plans and/or documentation listed below except where modified by any following condition. Where the plans relate to alteration or additions only those works shown in colour or highlighted are approved.

Drawing Title	Drawing No.	Revision No.	Revision Date	Prepared by:
Proposed Site Plan	TP0.02	P16	09-01-2015	Rothe Lowman
Ground Floor Plan	TP1.01	P14	09-01-2015	Rothe Lowman
Ground Floor Car Park	TP1.02	P13	09-01-2015	Rothe Lowman
Mezzanine Plan	TP1.03	P7	10-02-15	Rothe Lowman
Roof Plan	TP1.04	P7	10-02-15	Rothe Lowman
Fit Out Plan	TP1.10	P7	02-23-15	Rothe Lowman
Elevations 1	TP2.01	P7	18-11-14	Rothe Lowman
Sections	TP3.01	P6	18-11-14	Rothe Lowman
Fit Out Sections	TP3.02	P5	03-13-15	Rothe Lowman
Fit Out Sections	TP3.03	P5	04-14-15	Rothe Lowman
Signage Location Plan	TP5.01	P6	02-10-15	Rothe Lowman
Pylon and Parking Signage	TP5.03	P2	06-25-15	Rothe Lowman
Cover Sheet Development Application	000	Issue G	01-03-16	Site Image Landscape Architects
Landscape Plan	101	Issue G	01-03-16	Site image Landscape Architects
Landscape Plan	102	Issue G	01-03-16	Site Image Landscape Architects
Landscape Details	501	Issue E	01-03-16	Site Image Landscape Architects

Concept Erosion and Sediment Control Plan	DA01	E	01-04-16	Northrop
Concept Erosion and Sediment Control details	DA02	D	17-08-15	Northrop
Concept Stormwater Management and Levels Plan Part 1 of 3	DA03	E	01-04-16	Northrop
Concept Stormwater Management and Levels Plan Part 2 of 3	DA04	E	01-04-16	Northrop
Concept Stormwater Management and Levels Plan Part 3 of 3	DA05	D	17-08-15	Northrop
Civil Details	DA06	D	17-08-16	Northrop
Concept Bulk Earthworks Plan	DA10	B	01-04-16	Northrop
Concept Bulk Earthworks Sections	DA11	A	01-04-16	Northrop
Phase 1 Environmental Site Assessment Report			January 2015	Geo-Logix
Trolley Management Plan			Lodged as Appendix 13 with DA	Woolworths
Waste Minimisation and Management Plan			February 2015	Woolworths

Note 1: Modifications to the approved plans will require the lodgement and consideration by Council of a modification pursuant to Section 96 of the Environmental Planning and Assessment Act, 1979.

Note 2: The approved plans and supporting documentation may be subject to conditions imposed under section 80A(1)(g) of the Act modifying or amending the development (refer to conditions of consent which must be satisfied prior to the issue of any Construction Certificate).

A2 Plans and Specifications

This approval includes all notes, markings, amendments and stamps shown on the approved plans and specifications and endorsed by the Council or other Authorities having jurisdiction over the work.

A3 Hours of Operation

The hours of operation or trading of the premises shall not be more than:

Supermarket: 6.00 a.m. to 10.00 p.m. 7 days per week, noting that delivery times are restricted to between 7.00 a.m. and 9.00 p.m.

BWS: Hours of operation are limited to 9.00 a.m. to 9.00 p.m. Monday to Saturday and 10.00 a.m. to 9.00 p.m. on Sundays.

Specialty Shops: 9.00 a.m. to 9.00 p.m. 7 days per week.

Hours of operation will be reviewed after 12 months of operation.

Engineering

- A4** No civil engineering works or building works shall be commenced prior to the issue of an appropriate Construction Certificate.
- A5** All earthworks are to be constructed in accordance with Australian Standard 3798-2007, Guidelines on Earthworks for Commercial and Residential Developments.
- A6** Prior to the installation/restoration of any drainage channels, stormwater pipes and pavement, all on-street works shall be required to comply with Council's Development Engineering Specifications. Random audits may be undertaken to ensure compliance with these standards. Any defect found shall be rectified at the applicant's expense.
- A7** All persons working in the road reserve must have appropriate third party current liability insurance for the minimum amount of \$10,000,000.00 and work with due regard to workplace health and safety practices appropriate to construction related activity
- A8** All reasonable and practicable measures must be taken to prevent pollution of any stormwater system as a result of silt run-off, oil and grease spills from any machinery. Wastewater for cleaning equipment must not be discharged direct or in-directly to any stormwater system. Soil used for filling or spoil from the excavation is not to be stockpiled in locations that can be viewed from adjoining premises or a road frontage
- A9** Works must not cause, or be likely to cause, environmental harm resulting from the release of contaminants, dust, noise or sediments from the site. Appropriate Erosion and Sediment Control (ESC) measures to comply with Landcom – Soil and Construction – Managing Urban Stormwater Manual must be installed and maintained for the duration of the works or until all exposed areas have been fully re-vegetated or stabilized. An ESC strategy and plan must be produced and held on site.
- A10** All reasonable and practical measures must be taken to minimise environmental nuisance to neighbours. All issues/complaints brought to the attention of the contractor by neighbours, that relate to work being undertaken (i.e., nuisance to any person, danger to any person or property, creation of a potential danger to public safety for any road and footpath user), are to be reported to Council.

At the completion of works, the site shall be subject to an inspection by Council to ensure civil works are of a suitable standard. Any works deemed unsatisfactory shall be corrected to Council's satisfaction.

- A12** Work involving the operation of construction plant and equipment of any description, shall only be carried out on site during the following times:
- a. 7.00am to 6.00pm, Monday to Friday;
 - b. 7.00am to 5.00pm Saturdays;
 - c. No work is permitted on Sundays or Public Holidays.
- A13** All works must be suitably fenced off and protected during the duration of the works. The maintenance, safety and security of the site is to remain the responsibility of the applicant and appointed representatives and contractors until such time as the road reserve is reinstated to its former state, or to a condition identified in this approval. At the completion of work, all the building waste material is to be removed from site.

Maintenance and Defect Liability Period

- A14** Council will inspect the civil works after the 12 month liability period has expired. During the maintenance and defect liability period, the proponent is responsible for the maintenance of the works and is to provide any repairs of alterations as a result of any defects in materials or construction. Should the works be satisfactory at the time of final inspection, Council will return any bond lodged for the civil works.

Energy Efficiency

- A15** The proposed building(s) must be constructed in accordance with the current requirements for efficient energy use. The Principal Certifying Authority is to be satisfied that the proposed building(s) will comply with Section J and NSW Subsection J(B) of the Building Code of Australia.

Territorial Reinforcement

- A16** Appropriate signage is to be utilised to warn intruders of prosecution. Gates are required to restrict access to the rear of the building.

Environmental Maintenance

- A17** A graffiti removal plan is to be prepared with the objective of removing graffiti within 48 hours of its occurrence.
- A18** Appropriate waste receptacle devices (including facilities for recycling) are to be located at relevant locations throughout the centre.
- A190** The trolley management plan outlined in the Statement of Environmental Effects is to be maintained at all times.

- A20** Industrial waste bins in the loading dock area are to be locked to prevent unauthorised access. All site waste removal shall occur in the loading dock area.

Top Soil

- A21** In the event that the proponent contractor is unable to find a suitable topsoil disposal site, the Singleton Waste Management Facility is to be utilised for that purpose.

Access Control

- A22** Access to the loading dock is to be restricted to all unauthorised persons. Access to tenants only via a large security door with an intercom or security card lock system should be considered.

Access, Traffic and Transport

- A23** The median strip in Bridgman Road shall be a minimum of 900mm wide, 150mm high, in-filled with reinforced concrete and with appropriate line marking and signage.
- A24** The proposed car park entry/exit point at Glass Parade is to be redesigned to minimise conflict between motorised vehicles.
- A25** A drop off point for minibuses/taxis and emergency vehicles is required within the car park adjacent to the primary building entrance. A minimum length of 8m is required including a clear area to the side of any drop off space to allow for easier passenger loading/unloading.

The location of the proposed drop –off point for mini buses/taxis and emergency vehicles will be reviewed after the first 6 months of operation. Any complaints received in this regard will be reviewed by Council in consultation with the property owner/s with a view to the provision of an alternate location.

- A26** Appropriate traffic and line marking must be installed at the Bridgman Road exit to the satisfaction of Council.
- A27** Appropriate signage and line marking must be installed on the shared path along Glass Parade per NSW Bicycle Guidelines and Cycling Aspects of Austroads Guides. At both crossovers, a give way line is to be provided (200mm wide, 200mm long with 200mm gap) either side of the crossover along with a GIVE WAY sign (R1 -2 Special) 375mm high and SHARED PATH sign (R8-2A). The erection of BICYCLE/PEDESTRIAN WARNING signs (W6-9A) and BOTH WAY signs (W8-23A) is required within the car park and the service area to warn vehicles about the likely presence of pedestrians/cyclists moving over the crossovers. Pram ramps are to be provided at both crossovers. Proposed marked pedestrian crossings are to be removed in these locations.

- A28** Six (6) disabled persons parking spaces are to be provided and are to fully comply with AS/NZ 2890.6:2009.
- A29** One hundred and ninety eight (198) customer car parking spaces and seven (70 staff car parking spaces are to be provided in accordance with the Australian/New Zealand Standard 2890.1:2004.

Inspection Requirements for Sanitary Drains

- A30** The proponent shall ensure that Council, being the Plumbing Regulator under delegation by NSW Fair Trading, has been requested to carry out inspection of the works at the following stages of construction:

- a) Internal drainage lines before the floor is laid, or concrete placed;
- b) External drainage lines before backfilling of the trenches; and
- c) Final - on completion of all sanitary plumbing to drainage work.

Requests for inspections may be made either by telephone (02) 65 787 290(02) 65 787 290 or in person at the Customer Services Counter.

Inspection requests are subject to the following:-

- i) Applicants are required to nominate the relevant Notice of Work and address prior to the inspection request being granted.
- ii) Clerical staff only will receive all requests for inspections.
- iii) Where work is not prepared, ready for inspection, applicants will be required to re-book inspections through the Customer Service Centre for the next available day and a re-inspection fee may be charged.
- iv) Inspections must be received before 3.30 pm on the working day prior to when the inspection is required.
- iv) Inspections within the township of Singleton will generally be carried out as AM or PM inspections.

Inspections in outlying areas eg. Putty, Howes Valley, Lambs Valley, Mt Royal etc, may not be available on the next working day and will generally be carried out within two working days (48 hours) or on days specified by Council in those areas. Applicants should contact Council to determine when inspections are available in these areas and advise all contractors of inspection availability.

Alternative Water Supply

- A31** Any rainwater tank system installed, which is required to be connected to the town reticulated supply system must comply with The New South Wales Code of Practice for Plumbing and Drainage 2006 (NSW Plumbing Code), AS/NZS 3500 with all electrical work carried out by a licensed electrician.

Plumbing and Drainage Works

- A32** All plumbing and drainage works shall be carried out by a licensed plumber in accordance with the provisions of the Plumbing and Drainage Act & Regulation 2011, National Plumbing and Drainage Code AS/NZ 3500, and with the approval of Singleton Council being the Plumbing Regulator under delegation by NSW Fair Trading.

Water Plumbing Services

- A33** Any water service connected to an alternative water supply system (tank) must be clearly marked and colour coded in accordance with the requirements of AS/NZS 3500.1 Plumbing and Drainage: Installation of Water Supply System from Rainwater Tanks Part 14.

Building Code of Australia

- A34** All aspects of the building design and construction shall comply with the requirements of the Building Code of Australia.

Compliance with Acts and Regulations of Food Premises

- A35** The premises including the construction and fit-out shall comply with the Food Act 2003, Food Regulation 2004, Food Standards Code and the Australian Standard 4674-2004 – Design, Construction and Fit-out of Food Premises.

Control of Water-Borne Diseases

- A36** The following equipment is required to be designed/installed and operated in accordance with the relevant Australian Standards:

- a) Mechanical Ventilation and Air Conditioning;
- b) Evaporative Cooling Systems;
- c) Hot Water Systems;
- d) Warm Water Systems;
- e) Humidifying Systems; and
- f) Water Cooling Systems.

The relevant Australian Standards are listed below:

- i) AS 3666 – Air Handling and Water Systems in Buildings –Microbial Control;
- ii) AS 1132 – Methods of Test for Air Filters for Use in Air Conditioning and General Ventilation; and
- iii) AS 1668 - Mechanical Ventilation and Air Conditioning Code.

Cooling and/or Freezing Chamber

- A37** Any refrigerated/cooling/freezing chamber, which is of sufficient size for a person to enter must have –
- a) A door which is capable of being opened by hand from inside without a key; and
 - b) Internal lighting controlled only by a switch which is located adjacent to the entrance doorway inside the chamber; and
 - c) An indicator lamp positioned outside the chamber which is illuminated when the interior light is switched on; and
 - d) An alarm that is:
 - i. Located outside but controllable only from within the chamber; and
 - ii. Able to achieve a sound pressure level outside the chamber of 90dB(A) when measured 3m from the sounding device.

The door required by (a) above must have a doorway with a clear width of not less than 600mm and a clear height of not less than 1.5m.

Hand Wash Facilities at Food Premises

A38 Hand wash basins are to be provided:

- a) Where open food is handled.
- b) At the staff entrance to food handling area.
- c) Where utensil/equipment are washed.
- d) In toilets.

Hand wash basins are to be located:

- e) So they are not obstructed
- f) At bench height, either fixed to wall or set in a bench-top
- g) Clearly designated for the sole purpose of washing hands, arms and face.
- h) Within five (5) metres of any area where open food is handled.

Hand wash basins are to be provided with:

- i) Permanent supply of warm, running, potable water delivered through a single outlet
- j) Hands free taps
- k) Towel dispenser that dispenses a single-use paper or cloth towel or other effective method of drying that prevents the spread of pathogens.
- l) Liquid soap.

Toilets at Food Premises

A39 Toilets are to be separated from areas where food is handled, displayed and stored. Toilet cubicles shall be:

- a) Provided with an air lock with self-closing devices provided to the air lock door OR
- b) Provided with self-closing doors and mechanical exhaust system that operate when the sanitary compartment is in use and for at least 30 seconds after the cubicle is vacated.

A40 Toilets intended for public use shall not be accessed through food areas, except customer dining areas.

Accessibility

A41 Large glass areas eg sliding doors, or glass panels near walkways, shall be provided with a solid panel in contrasting colours for visibility:

A442 Public seating is to be provided at distances of no greater than 60 metres apart.

Works Within a Public Road

A43 All works within a public road are to be inspected and approved by Council under the Roads Act 1993 (as the Roads Authority). Prior to commencement of any works within the road reserve, the proponent is to submit an application in order to obtain a section 138 permit.

PRIOR TO ISSUE OF CONSTRUCTION CERTIFICATE

General

- B1** Prior to the commencement of building work the applicant shall obtain a Construction Certificate for the relevant works in accordance with the provisions of the Environmental Planning and Assessment Act, 1979. Plans, specifications and engineers designs indicating compliance with the applicable performance provisions of the Building Code of Australia (BCA) and development consent conditions shall be submitted to the accredited certifier or certifying authority with the Construction Certificate Application.

Note: Plans submitted with this development application HAVE NOT been assessed by Council for BCA compliance.

- B2** Council requires a construction bond for the public infrastructure works; the bond must be for 20% of the value of the civil works to Council's preferred payment method. Once civil works are completed to Council's satisfaction, the bond is to be retained to cover any failure during the required maintenance period of 12 months. The bond is to be paid at the same time as the application for the relevant Construction Certificate and a copy of the contract construction cost for the public infrastructure works is to be included.
- B3** An Earthworks Plan (identifying the area and volume to be cut and filled, existing and finished surface contours (2.0 metres intervals), finished surface levels, interconnection batters treatment details) is to be provided for the relevant Construction Certificate and approved prior to works being undertaken.
- B4** A Construction Certificate is to be provided for all road works and extensions (including the bus bay) incorporating longitudinal and cross sections, natural and design levels, chainages, existing infrastructure and pavement design based on an approved Geotechnical Report.
- B5** A new Drainage Layout Plan and Strategy with the following information is to be supplied with the relevant Construction Certificate and approved prior to commencement of works:
- ☐ Proposed stormwater pipes diameter, lengths and construction material, identifying on drawing existing and proposed stormwater system network
 - ☐ Proposed pits invert levels
 - ☐ Drainage Easements (if required)
 - ☐ Catchment/Sub-Catchment Area
 - ☐ Drainage calculations
 - ☐ Stormwater calculation table

- ☐ Stormwater longitudinal sections, including:
 - ☐ Pipe sizes
 - ☐ Pipe grades (%)
 - ☐ Pipe Slopes (1 in x)
 - ☐ Full pipes flow velocities (m/s)
 - ☐ Partially full flow velocities (m/s)
 - ☐ Chainages
 - ☐ RCP's class, diameter, USIL and DSIL, location and levels for both the stormwater pipe and the road/building/ground.
 - ☐ Existing and Finished Surface Levels
 - ☐ Water level in structure
 - ☐ Hydraulic grade level
 - ☐ Pipe flows (m3)
 - ☐ Depth to invert
 - ☐ Invert level of drain
 - ☐ Distance between structures
 - ☐ Structure set out

The new drainage plan is to be consistent with the OSD tank capacity noting that the OSD tank is to be designed not to surcharge in AEP events up to 5 percent and the overland flow paths are to be designed to a 1 percent AEP. Flooding issues downstream, emanating from the proposed development, are to be avoided.

- B6** Erosion and Sediment Control devices are required on site during and after site construction. Details are to be provided which show:
- ☐ Establishment to site
 - ☐ Clear and strip
 - ☐ Earthworks and
 - ☐ Completion of all works
- B7** A new Geotechnical Investigation Report is to be prepared and submitted to Council to be approved with the relevant Construction Certificate documentation, including the area where the proposed retaining wall is to be built and following the suggestion of further investigation to assess the presence/absence of land contamination as identified on the Geotechnical Report prepared by Geo-Logix Pty Ltd, dated 23rd January 2015 (Report Ref: 1401107Rpt01FinalV01_23Jan15); also, samples are to be tested and the following information included:
- a. Geotechnical risk (if any) and recommendations
 - b. Estimated site settlement: to be presented in a table
 - c. Reactive soil movements
 - d. Footings recommendations (i.e., depth, construction methods, etc.)
 - e. Plasticity index
 - f. Linear shrinkage
 - g. Expansion index
 - h. Potential geotechnical issues based on soil/site classification and possible actions to minimise impact

Trade Waste Control

- B8** The applicant must contact Singleton Council's Trade Waste Section, to determine the requirements for the disposal of wastewater and liquid trade

waste (including grease traps or grease arrestors). The applicant must obtain written authority for connection of trade waste to the sewer system prior to the issue of the relevant Construction Certificate.

Integrated Landscape, Lighting and Crime Prevention Plan

- B9** A revised lighting plan is to be prepared by a qualified consultant and submitted for approval with the Construction Certificate application.

Consideration must be given to the relationship with the scale of plantings and the proportions of the proposed development, consistency with the existing landscape character of the area, potential views, solar access, car park shading, pedestrian and vehicular safety and crime surveillance.

All landscaping and lighting works shall be completed prior to the issue of an Occupation Certificate.

Landscape Maintenance Strategy

- B10** To ensure the survival of the landscaping following the completion of works, a landscape maintenance strategy for the owner/occupier to administer over a 12 month establishment period following the issue of the Occupation Certificate shall be prepared and provided and provided to the Principal Certifying Authority for approval with the relevant Construction Certificate application. The strategy is to address maintenance issues such as, but not limited to plant survival, irrigation, soil testing, weeding, staking, fertilizing, remedial pruning and plant replacement.

Water & Sewer Developer Charges for the Singleton Local Government Area

- B11** Prior to the issue of the relevant Construction Certificate a certificate of compliance from Singleton Council, issued under the provisions of the Local Government Act 1993, shall be submitted to the Principal Certifying Authority.

Please note the issuing of a compliance certificate may require the payment of additional fees and charges. Please contact Council's Utilities Engineer (Special Projects and Development) for further information.

Reticulated water and sewer is to be provided to the site consistent with Council's requirements and at no cost to Council.

Existing Sewer Main – Foundations

- B12** Any footing located within the zone of influence of the sewer main trench will require a structural engineer's design specific to the site.

The building foundation system is to be designed so that the pressure from the foundations is not transferred to the main. The design must also consider the effect of the sewer main and trench on the building foundations.

The full cost of the design and construction of the foundation system is to be borne by the owner.

Certification of the design by a practicing structural engineer is to be submitted with an application for the relevant Construction Certificate.

Existing Sewer Main – Location

- B13** The existing sewer main must be marked on site prior to the preparation of the Construction Certificate plans.

Council's Utilities Engineer (Special Projects & Development) can be contacted to determine depth of the main and to arrange for the sewer main on the property to be located.

The location and depth of the sewer main is to be shown on drawings submitted for the relevant Construction Certificate.

The sewer main must also be marked on site prior to inspection of any piercing.

It is the responsibility of the applicant to verify the location of any underground utilities, including sewer, prior to any works on the site.

Phase 2 Contamination Assessment

- B14** A Phase 2 Environmental Site Assessment is to be undertaken to Council's satisfaction consistent with the recommendations of the Phase 1 Environmental Site Assessment Report prepared by Geo-Logix for Woolworths Limited, dated January 2015.

Any site contamination will require remediation consistent with Council requirements prior to the issue of the relevant Construction Certificate.

Remediation

- B15** Prior to the issue of the relevant Construction Certificate:
- a) A remediation plan is to be prepared by a suitably qualified consultant to remediate the concentrations of contaminants identified on site.
 - b) Remediation of the site is to be carried out and completed in accordance with the remediation plan prepared, and signed off by the suitably qualified consultant.
 - c) Certification is to be provided to Council by the suitably qualified consultant confirming that remediation of the site has occurred, and that all contamination has been removed.

Construction, Waste and Environmental Management Plan

- B16** A Management Plan is to be submitted to and approved prior to the issue of the relevant Construction Certificate. The plan must address but not be

limited to the following:

- a) Estimated quantities of materials that are reused, recycled, removed from site.
- b) On site material storage areas during construction.
- c) Materials and methods used during construction to minimise waste.
- d) Nomination of approved end location of all waste generated with particular reference to spoil proposed to be removed from the site.

All requirements of the approved Management Plan must be implemented during the construction of the development.

Road Condition Report

- B17** If soil is to be brought or removed from site, the applicant/contractor is to prepare, prior to issue of the relevant Construction Certificate, a Road Condition Report, identifying the final stockpile location/source and all existing problems with the roadway along the identified haul route (excluding State Controlled Roads). On completion, the haul route shall be subject to a joint inspection by the proponent and Council Officers to identify any further damage that has occurred. If any additional damage has occurred, all rectification works shall be at the applicant's expense, to the satisfaction of Council. The report is to contain (but not be limited to): location of existing deficiencies of the roadway and site photos of the route especially at areas where turning movements will occur.

PRIOR TO COMMENCEMENT OF WORKS

- C1** The applicant shall ensure that arrangements are made for Council to carry out inspections of the development at relevant stages.

Requests for inspections may be made either by telephone (02) 65 787 290 or in person at the Customer Services Counter.

Inspection requests are subject to the following:-

Applicants are required to nominate the relevant development application number and location prior to the inspection request being granted. Clerical staff only will receive all requests for inspections.

Where work is not prepared, ready for inspection, applicants will be required to re-book inspections through the Customer Service Centre for the next available day and a re-inspection fee may be charged.

Inspections must be received before 3.30 pm on the working day prior to when the inspection is required, except as detailed below.

Inspections within the township of Singleton will generally be carried out as AM or PM inspections.

Inspections in outlying areas eg. Putty, Howes Valley, Lambs Valley, Mt Royal etc, may not be available on the next working day and will generally be carried out within two working days (48 hours) or on days specified by

Council in those areas. Applicants should contact Council to determine when inspections are available in these areas and advise all contractors of inspection availability.

Where Council has been appointed as the PCA, inspection requests will not be accepted if evidence of payment of building insurance under the Home Building Act, 1989 or evidence of an owner builders permit has not been received by Council.

C2 A permit to carry out civil engineering works within the road reserve is required under Section 138 Roads Act.

C3 A Traffic/Pedestrian Management and Control Plan is to be provided in accordance with the RMS Traffic Control at Work Sites – Version 4 June 2010, is to be prepared and endorsed by a suitably qualified Traffic Controller and submitted to Council for approval, and then it will need to be held on site. The Traffic/Pedestrian Management and Control Plan is to be established prior to any alterations to ensure the safety of the normal flow of traffic on the road or deviation of pedestrians.

The selection or design and implementation of TCPs must only be undertaken by person/persons who are qualified, authorised and have passed RMS approved training courses. The TCP must include the name and certificate number of the accredited person. The TCP is to include the different stages of these works (i.e., demolition, pavement restoration, pits construction, etc.).

C4 A sign displaying the following information is to be erected adjacent to the access point and to be easily seen from the public road. The sign is to be maintained for the duration of works:

- a. A general plan of the project.
- b. A warning note: "Unauthorised access to the site is prohibited".
- c. The owner of the site.
- d. The person/company carrying out the site works and telephone number, and email address (including 24 hour 7 days emergency numbers).

C5 Advisory signage & letter drops to all properties affected by the works are to occur at least 5 days prior to construction commencing, and a signage identifying the location of the project, general allotment layout, contact numbers (including out of office hours emergency numbers) must be provided at all entrance points to the development. All signage must be appropriately positioned, prior to the commencement of any works on the site.

DURING CONSTRUCTION

D1 Erosion and Sediment Control (ESC) devices are to be installed and maintained at all times during site works and construction.

D2 The contractor must implement a suitable Dust Management Strategy (DMS) to minimise dust nuisance on adjacent properties. Details of the DMS must be incorporated into the erosion & sediment control strategy and be noted on the contractor's ESC plan. Dust control measures, e.g. vegetative cover, mulches, irrigation, barriers and stone shall be applied to reduce surface

and airborne movement of sediment blown from exposed areas.

- D3** All traffic management devices shall be installed and maintained in accordance with the approved traffic management plan.
- D4** A bund wall shall be provided around the site in order to help direct runoff away from the process operations. Design details are to be submitted to and approved by Council.
- D5** The site shall be secured to prevent the depositing of any unauthorised material.
- D6** Measures shall be implemented to prevent vehicles tracking sediment, debris, soil and other pollutants onto any road.
- D7** All trucks entering or leaving the site shall have their trays suitably covered to prevent spillage of any material from the truck onto the road.
- D8** All necessary works are to be carried out to ensure that any natural water flow from adjoining properties is not impeded or diverted.
- D9** The site shall be kept clean and tidy during the construction period and all unused building materials and rubbish shall be removed from the site upon completion of the project. The following restrictions apply during construction:
- a. Stockpiles of topsoil, sand, aggregate, spoil or other material shall be stored clear of any drainage path or easement, natural watercourse, or road surface and shall have measures in place to prevent the movement of such material off site.
 - b. Building operations such as washing tools, concreting, etc., shall be undertaken only within the site.
 - c. Builders waste must not be burnt or buried on site. All waste (including felled trees) must be contained and removed to a Waste Disposal Depot.
- D10** **Natural and subsurface water flows shall not be redirected or concentrated to adjoining properties. Water flows shall follow the original flow direction without increased velocity.**
- D11** Water quality control devices shall be constructed at the point of discharge of stormwater from the site.
- D12** The site is required to be clean, tidy, free of rubbish, rocks, sticks, unauthorized stockpiles, etc.
- D13** Earthworks and site grading to be free draining and in accordance with the approved design
- D14** Works-As-Executed drawings are to be provided for the drainage and stormwater structures, pavement design and road construction. Drawings are to indicate the following and are to be approved by Council:

- a. Reinforce concrete pipes and pits, including diameter, upstream and downstream invert levels, location, connections and levels for both the stormwater pipe/pit and the building/road/ground.
- b. Water & Sewer, including diameter, hydrants, valves, property connection branches, upstream and downstream invert levels, location, connections and levels for the pipes, man holes and the building/road/ground.

D15 A digital copy of all test results is to be lodged for Council's consideration including:

- a. Fill compaction test results
- b. Concrete test results
- c. Pipework material quality statements (water, sewer, stormwater, etc.)
- d. Geofabric material quality statements
- e. GPT's Technical Information
- f. Retaining Wall Construction Statement

D16 The registered proprietor of the land shall be responsible for all costs incurred in the necessary relocation of any services affected by the required construction works. Council and other service authorities should be contacted for specific requirements prior to commencement of any works.

Sediment and Erosion Control

D17 Prior to the commencement of work, erosion and sediment control barriers shall be installed in accordance with Council's Guidelines for Erosion and Sediment Control from Building Sites as follows:-

- a) A dish shaped diversion drain or similar structure will be constructed above the proposed building site to divert run-off to a stable discharge area such as rock outcrop or area with a dense ground cover. This diversion drain is to be lined with turf or otherwise appropriately stabilised.
- b) Silt fence consisting of driven pickets at 3metre maximum centres, geotextile filter fabric securely attached to the pickets with the base of the fabric buried a minimum 150mm below undisturbed ground surface and/or straw bales fixed in a 100mm deep trench and held in position with stakes driven 600mm into the ground.
- c) The site entrance/exit shall be constructed at a minimum width of 3 metres with a surface of compacted chitter, gravel or a sealed surface. A diversion drain shall be installed to minimise runoff via the access to the road.
- d) Provision of a blue metal filled groin adjacent to the kerb inlet. The groin shall be 900mm long by 200mm diameter to be filled with 10-18mm blue or crushed rock.
- e) Vegetation and/or existing building structures will be cleared from the construction site only, other areas to remain undisturbed.
- f) Top soil from the construction site will be stripped and stockpiled in a location where it will not be eroded from the site.
- g) Cut and fill to be topsoiled using stored material, or purchased top soil if required, and vegetated on a temporary basis until final landscaping is undertaken.
- h) Measures shall be applied to prevent site vehicles tracking sediment

and other pollutants onto any sealed roads serving the development.

These controls are to be effectively maintained throughout the building phase. Failure to comply with these requirements may lead to Council instituting legal proceedings under the Protection of the Environment Operations Act 1997. Should any soil or sediment escape from the building site (for example from an access or vehicle tyres) it is to be cleaned off the roadway or gutter immediately to ensure it can not enter the drainage system. Any nearby drainage pit must be protected with blue metal sausages.

Details of the proposed soil erosion and sedimentation controls to be implemented on-site must be submitted with the relevant construction certificate application and approved by the Certifying Authority. Under no circumstances are any works commence prior to these controls being in place on-site.

Hoarding Requirements

- D18** The approved development will require an "A Class" (Fence) or "B Class" (Overhead Protective Structure) hoarding or both. The applicable hoarding requirements are as follows:

a) "A Class" Hoarding Requirements

An "A Class" hoarding must be constructed on the footpath adjacent to the building site to protect pedestrians during demolition and building works.

Approval is required under the Roads Act for any occupation of the footpath or adjacent public road.

Council's Works Section must be contacted to obtain further advice about procedures for footpath/road closures.

b) "B Class" Hoarding Requirements

A "B Class" hoarding must be certified by a practising professional structural engineer in accordance with the requirements of the Department of Industrial Relations and Technology.

A "B Class" hoarding must be constructed over Council's footpath to protect pedestrians during demolition or erection of a new building.

Erection of Signs

- D19** A signboard (minimum size 600mm x 400mm) must be erected in a prominent position indicating the following:-

- a) Name, address and telephone number of the Principal Certifying Authority for the work; and
- b) Name of the principal contractor for any building work and a telephone

number on which that contractor may be contacted outside working hours; and

c) Stating that unauthorised entry to the work site is prohibited.

The signboard must be maintained during the course of building/demolition works and removed upon completion.

Registered Surveyors Report

D20 The building is to be set out by a Registered Surveyor in the position approved by Council.

Appointment of PCA and Issue of Construction Certificate

D21 No work shall commence in connection with this Development Consent until:

- a) The relevant Construction Certificate for the building work has been issued by:
 - i) the Consent Authority (Singleton Council); or
 - ii) an Accredited Certifier; and
- b) The person having the benefit of the development consent has:
 - i) appointed a Principal Certifying Authority (PCA) for the building work, and
 - ii) notified the principal certifying authority that the person will carry out the work as an owner-builder, if that is the case; and
- c) The PCA has, no later than 2 days before the building work commences:
 - i) notified the Council of his or her appointment, and
 - ii) notified the person having the benefit of the development consent of any critical stage inspections and other inspections that are to be carried out in respect of the building work; and
- d) The person having the benefit of the development consent, if not carrying out the work as an owner-builder, has
 - i) appointed a Principal Contractor for the building work who must be the holder of a contractor license if any residential building work is involved, and
 - ii) notified the Principal Certifying Authority of such an appointment, and
 - iii) unless that person is the Principal Contractor, notified the principal contractor of any critical stage inspections and other inspections that are to be carried out in respect of the building work, and
- e) The person having the benefit of the development consent has given at least 2 days notice to the Council of the person's intention to commence the erection of the building.

Note: If Council is appointed as the PCA, the nomination will be subject to the payment of a fee for the service to cover the cost of undertaking all necessary inspections and the issue of the appropriate certificates. Completion of a contract for appointment of Council as the PCA is required to be submitted to Council prior to commencement of any works.

Temporary Closet Requirements

- D22** Temporary closets shall be provided on site from the commencement of building work. No inspections will be made until the closets are installed.

A temporary closet shall be:-

- a) A water closet connected to the sewerage system to Council approval; or
- b) A water closet connected to an approved septic tank; or
- c) A chemical closet supplied by a contractor approved by Council.

Control of Waste

- D23** Suitable provision for the containment of building waste materials generated by the building process, shall be provided within the boundaries of the building site prior to any construction work being commenced above natural or excavated ground level, as follows:-

- a) Such containment measures are to be either by means of a screened area of silt stop fabric or shade cloth, having dimensions of 1.8 x 1.8 x 1.2 metre high area OR equivalent size waste disposal bin.
- b) The provision of a suitable enclosure or bin shall be maintained for the term of the construction to the completion of the project.
- c) The enclosure or bin shall be regularly cleaned to ensure proper containment of the building wastes generated on the construction site.
- d) Building waste shall be disposed of at an approved waste disposal or recycling facility. Building waste shall not be disposed of by burning on site.

- D24** The proponent shall ensure that Council, being the Plumbing Regulator under delegation by NSW Fair Trading, has been requested to and carried out inspection of the works at the following stages of construction:
Internal drainage lines before the floor is laid, or concrete placed.
Stackwork before being covered.
External drainage lines before backfilling of the trenches.
Final - on completion of all sanitary plumbing to drainage work.

Requests for inspections may be made either by telephone (02) 65 787 290 (02) 65 787 290 or in person at the Customer Services Counter.
Inspection requests are subject to the following:-

Applicants are required to nominate the relevant Notice of Work and address prior to the inspection request being granted.
Clerical staff only will receive all requests for inspections.
Where work is not prepared, ready for inspection, applicants will be required to re-book inspections through the Customer Service Centre for the next available day and a re-inspection fee may be charged.
Inspections must be received before 3.30 pm on the working day prior to when the inspection is required.
Inspections within the township of Singleton will generally be carried out as AM or PM inspections.
Inspections in outlying areas eg. Putty, Howes Valley, Lambs Valley, Mt Royal etc, may not be available on the next working day and will generally be

carried out within two working days (48 hours) or on days specified by Council in those areas. Applicants should contact Council to determine when inspections are available in these areas and advise all contractors of inspection availability.

Approved Plans Kept on Site

- D25** A copy of the approved plans must be kept on site for the duration of site works and be made available upon request.

Archaeological Discovery during Works

D26

- a) Should any historical relics be discovered on the site during works, all excavation or disturbance to the area is to stop immediately and the Heritage Council of NSW should be informed in accordance with section 146 of the Heritage Act 1977.
- b) Should any Aboriginal relics be discovered then all excavation or disturbance of the area is to stop immediately and the Office of Environment and Heritage is to be informed in accordance with section 91 of the National Parks and Wildlife Act, 1974.

Building Materials

- D27** The placing of building materials or the carrying out of building operations upon or from Council's footway or roadway is prohibited unless prior consent in writing is obtained from Council.

Footpath Clearance - Gates

- D28** Gates must be installed so that they do not open onto Council's footpath.

Vegetation

- D29** Any vegetation and/or trees removed as a consequence of this approval shall not be burnt on the site. Onsite mulching of the material is recommended.

Burning and Burying of Waste

- D30** No materials or rubbish resulting from the land clearing, demolition and building works must be burnt or buried on the site.

Site Conditions

- D31** Only clean and unpolluted water is to be discharged from the site to Council's stormwater system.

- D32** Erosion and Sediment Control devices are to be installed and maintained at all time during site works and construction.
- D33** All traffic management devices shall be installed and maintained in accordance with the approved traffic management plan.
- D34A** bund wall shall be provided around the site in order to help direct runoff away from the process operations. Design details are to be submitted to and approved by Council.
- D35** The site shall be secured to prevent the depositing of any unauthorised material.
- D36** Dust control measures, e.g. vegetative cover, mulches, irrigation, barriers and stone shall be applied to reduce surface and airborne movement of sediment blown from exposed areas.
- D37** All trucks entering or leaving the site shall have their trays suitably covered to prevent spillage of any material from the truck onto the road.
- D38** All relevant works are to be carried out to ensure that any natural water flow from adjoining properties is not impeded or diverted.
- D39** The site shall be kept clean and tidy during the construction period and all unused building materials and rubbish shall be removed from the site upon completion of the project. The following restrictions apply during construction:
- Stockpiles of topsoil, sand, aggregate, spoil or other material shall be stored clear of any drainage path or easement, natural watercourse, or road surface and shall have measures in place to prevent the movement of such material off site.
 - Building operations such as washing tools, concreting, etc., shall be undertaken only within the site.
 - Builders waste must not be burnt or buried on site. All waste (including felled trees) must be contained and removed to a Waste Disposal Depot.
- D40** All natural and subsurface water-flow shall not be re-directed or concentrated to adjoining properties. Water flows shall follow the original flow direction without increased velocity.
- D41** On-site detention systems shall be provided to maintain all stormwater discharges from the 1:1 year storm up to the 1:100 year storm at pre-development levels.
- D42** Water quality control devices shall be constructed at the point of discharge of stormwater from the site.
- D43** Any alteration of the approved design is to be submitted to Council for approval, prior to its construction.

- D44** Any damage to Council's infrastructure (water, sewer, stormwater, street trees, footpaths and roads) during the course of construction is to be immediately reported to Council's Development Engineer and repaired to Council's satisfaction at the full cost to the applicant.

PRIOR TO OCCUPATION CERTIFICATE

- E1** The building(s) shall not be occupied or used until an Occupation Certificate has been issued by the Principal Certifying Authority.

Section 109H (1B) of the Environmental Planning and Assessment Act, 1979 prevents the Principal Certifying Authority from issuing an Occupation Certificate until all conditions of development consent have been completed.

- E2** Works-As-Executed drawings are to be provided to Council for approval related to works in the road reserve (i.e. drainage and stormwater structures, pavement design, water and sewer connections, road construction etc.):
- (a) Reinforced concrete pipes and pits, including diameter, upstream and downstream invert levels, location, connections and levels for both the stormwater pipe/pit and building/road/ground;
 - (b) Water and sewer, including diameter, hydrants, valves, PCBs, upstream and downstream invert levels, location connections and levels for pipes, man holes and the building/road/ground.

Drawings are to be supplied in hard and electronic copy using AutoCAD software consistent with Council's requirements.

The proponent shall submit a digital copy of all test results required to confirm compliance with Council's standards. The following details are required:

- (i) Fill compaction tests
- (ii) Concrete test results
- (iii) Pipework material quality statements
- (iv) Geofabric material quality statements
- (v) Gross Pollutant Trap Technical Information
- (vi) Retaining Wall Construction Statement
- (vii) Subgrade, sub-base and base test results
- (viii) Application rates

- E3** Any existing infrastructure damaged due to the proposed works including, but not limited to, (kerb, concrete pipes, headwalls, pits, channels, pavement, etc.) is to be repaired or replaced at the proponent's expense prior to occupation of the premises. The proponent must notify Singleton Council immediately if any structure is damaged.

- E4** Prior to the issue of any Occupation Certificate the applicant shall provide Council with relevant construction documentation and certifications of works.

This documentation must be submitted prior to the issue of any Occupation Certificate.

Completion of Works Inspection

- E5** At the completion of works, the site shall be subject to an inspection by Development Engineering Unit to ensure civil works are of a suitable standard. Any works deemed unsatisfactory shall be corrected to the satisfaction of Development Engineering Personnel prior to the issue of any occupation certificate.

Completion of Car Parking and Bus Bay

- E6** Prior to the issue of an Occupation Certificate, the Principal Certifying Authority must ensure that the vehicle access and off street parking facilities have been constructed in accordance with the approved design and relevant Australian Standards.
- E7** A bus bay is to be constructed along Glass Parade in the area between the primary vehicular access point and the loading dock. The dimensions of the bus bay are to be sufficient for the purposes of a long rigid bus. The bus bay must be designed consistent with the NSW Government Transport State Transit Bus Infrastructure Guide. The bus bay is to be constructed and certified prior to the issue of an occupation certificate.
- E8** Bus stop and bus zone signage must be installed to Council's satisfaction prior to release of an Occupation Certificate.

Completion of Landscaping and Lighting

- E9** All approved landscaping and lighting must be constructed to Council's satisfaction prior to release of an Occupation Certificate
- E10** A lighting maintenance policy must be approved by Council prior to occupation of the premises. The policy must include reference to maintenance of the following matters:

Security lighting is to be established over exit/entrance points to create an even distribution of light with no glare;

Lighting along pedestrian pathways is to be of a standard where facial recognition is available to a distance of 15 metres;

Areas beside thoroughfares should be evenly lit to avoid opportunities for concealment/entrapment;

Security lighting shall project outwards towards pathways and not towards windows or doors unless in the loading dock where that is the area in need of protection and the lighting should highlight the access areas;

Signs in public places shall be lit so that information can be seen and understood;

Use of vandal resistant, high mounted light fixtures; and
Appropriate lighting of staff parking areas.

Surveillance

E11 The following surveillance measures shall be incorporated into the construction and landscaping of the proposed development:

The design of shop fronts shall be emphasised with windows and transparent materials;

Use of vandal resistant mirrors around toilet facilities;

Well defined and located lighting consistent with Australian and New Zealand lighting standards;

Appropriate security alarm systems;

Placement of Automatic Teller Machines within direct view of pedestrian movement and the use of reflective panelling around their periphery to facilitate additional surveillance;

Use of visually permeable fencing along the pedestrian path which separates the loading bay area from the general car park;

CCTV surveillance cameras shall be strategically installed, operated and maintained throughout the premises with particular coverage to:

- All principal entrances and exits including fire doors
- All areas within the premises occupied by the public, excluding toilets
- The area within a 50 metre radius external to the public entrances to the premises;
- Approved outdoor areas including car parks and the loading bay area
- Covered hallways to public toilets and any secured area;
- Loading bay and staff car park area.

CCTV recordings must be retained for 30 days. Automatic time and date facilities must be included in all recordings. All recordings must be provided to Police, Special Inspectors or Council upon request. Recordings must include CCTV software. All CCTV equipment must be of high-grade digital quality and checked daily to establish correct working. Correct workings shall be logged on a daily basis to the standard of NSW Police and Council. All CCTV recording devices shall be operated 24 hours per day 7 days per week or all trading hours plus one (1) hour after closure of the premises if it does not trade 24 hours a day. A CCTV Management Plan must be approved by Council prior to occupation of the premises.

Advices

Lapsing of Consent

In accordance with Section 95 of the Environmental Planning and Assessment Act 1979 (as amended), this Development Consent lapses five (5) years after the date from which it operates unless building, engineering or construction work has substantially physically commenced. The building

must be completed, in accordance with the approved plans and specifications, within five (5) years from the date when the building was substantially physically commenced.

Process for Modification

The plans and/or conditions of this Consent are binding and may only be modified upon written request to Council under Section 96 of the Environmental Planning and Assessment Act, 1979 (as amended). The request shall be accompanied by the appropriate fee and application form. You are not to commence any action, works, contractual negotiations, or the like, on the requested modification unless and until the written authorisation of Council is received by way of an amended consent.

Right of Appeal

Section 97 of the Environmental Planning and Assessment Act 1979 (as amended), gives the applicant the right to appeal to the Land and Environment Court within six (6) months after the date on which you receive this notice. Section 97 does not apply to the determination of a development application for State significant development or local designated development that has been the subject of a Commission of Inquiry.

Critical Stage Inspections

Critical stage inspections must be called for by the Principal Contractor or Owner Builder as detailed in the construction certificate.

Work must not continue beyond each critical stage until the PCA is satisfied that work is proceeding in accordance with this consent, the construction certificate(s) and the Act.

NOTE 1: The PCA may require additional inspections to the mandatory critical stage inspections listed in The Regulations.

NOTE 2: The PCA may, in addition to the inspections, require the submission of compliance certificates, survey reports or evidence of suitability in accordance with Part A2.2 of the BCA in relation to any matter relevant to the development.

Construction Certificate Plans

The applicant is advised that the Construction Certificate plans and specifications must comply with the provisions of the Building Code of Australia.

In this regard the development plans do not contain sufficient information to determine compliance with the Building Code of Australia.

Details showing full compliance with the Building Code of Australia are to be provided in the Construction Certificate plans and specifications.

Work Cover Requirements

The Work Health and Safety Act 2011 and regulations, codes of practice and guidelines control and regulate the development industry.

For further information go to WorkCover NSW's website:
<http://workcover.nsw.gov.au/Industry/Construction/default.htm>

Access

The applicant is advised that Council will not accept responsibility for access and that the care, control and maintenance thereof is the sole responsibility of the users.

Road Closures

If any Council road(s) are proposed to be closed then the application requires referral to the Local Traffic Committee/Council and notice of the road closure is required to be given in a local newspaper (in accordance with Section 116 of the Roads Act 1993) with a minimum period of 28 days to be given for the receipt of submissions. The cost of the notification is to be borne by the consent holder (Applicant).

SCHEDULE 2

ADD GENERAL TERMS OF APPROVAL DPI WATER