

4 August 2023

Markus Schuster  
Bennet Plumbing and Civil

Email: markus@bennettpc.com.au

Dear Markus,

### **Out of hours construction works for 11-15 Seaford Road, Seaford**

Thank you for your written request for an exemption from section 18 of the Local Nuisance and Litter Control Act 2016 (the Act), for out of hours construction works at 11-15 Seaford Road, Seaford.

Clause 23 of the Environment Protection (Noise) Policy 2007 states that construction activity resulting in noise with an adverse impact on amenity must not occur on a Sunday or other public holiday, and must not occur on any other day except between 7am and 7pm. Exceptions to this requirement and other necessary measures are also prescribed in clause 23 of the policy, which allow for us to permit an exemption under the Act. Further information on construction noise is available from the Environment Protection Authority website.

Your request is for 03 October 2023 to 06 October 2023 from 7pm to 7am.

Pursuant to section 19 of the Local Nuisance and Litter Control Act 2016 (the Act), we are satisfied that there are exceptional circumstances that justify the construction hours commencing before 7:00am and that your nuisance management plan adequately sets out the measures you will take to prevent, minimise or address any anticipated adverse effects from the construction activity on the amenity value of the locality. The development site is a reasonable distance from residential dwellings and the traffic management plan has been approved.

Accordingly, we declare an exemption under section 19 of the Act to allow for the overnight construction time subject to the details set out in your written request and this letter.

Please contact Rabih Halabi, Development Compliance Officer on 8384 0553 if you require further information.

Yours sincerely



Dianne Hockey  
**Team Leader Planning**