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Contact: John Hannagan
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Principal: Greg Tobin
Your ref:

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5 June 2015

Mr Q Cooke
Project Manager Work Approval Development Assessments
EPA Victoria
Email: quentin.cooke@epa.vic.gov.au

Dear Quentin,

**Ballarat Saleyards – Works Approval No. 1001580
Section 22 Notice**

We continue to act for RLX Investment Company Pty Ltd as trustee for the RLX Investment Trust in relation to application for works approval No. 1001580 (**WA1001580**) and proposed Ballarat Planning Scheme Amendment C185.

We refer to the notice to supply further information pursuant to section 22(1) of the Environment Protection Act 1970 issued in relation to WA1001580 on 17 April 2015 (**Notice**).

We refer to our telephone conversation this morning in relation to the section 22 notice dated 17 April 2015 (**Notice**).

We also refer to our letter dated 6 May 2015 in which our client requested an extension of time to respond to the Notice. That letter requested an extension of time to 21 May 2015.

On behalf of our client we have been progressing the work required to address the information requested in the Notice. The Notice refers to 8 issues. The enclosed report addresses issues 1, 2 and 5.

1. *Stormwater Management*

Please see the enclosed report.

2. *Flooding*

Please see the enclosed report.

3. *Groundwater protection,*

Our client has commissioned the drilling of further bores on site to establish the depth of the groundwater table, groundwater quality and other relevant information. Our client has also undertaken further soil testing.

We expect the results of our groundwater assessment will be synthesised into a report provided to you today or Tuesday 10 June 2015. As you would appreciate, obtaining this further information is a time consuming process.

4. *Airport*

Our client has commissioned Biosis to undertake an assessment of the potential bird hazard for aircraft using flight paths serving Ballarat Airport. We have provided a copy of this report and we expect written confirmation that DEDJTR is satisfied early next week.

5. *Waste water*

Please see the enclosed report.

6. *Noise – wash down*

Our client has undertaken an assessment of the truck wash bay at the existing saleyards and at the saleyards in Barnawartha which we are instructed is the same as that proposed for the future site. We are expecting the results of the acoustic testing to be available early next week and we will provide you with a report in relation to this as soon as possible.

7. *Noise – trucks*

The operational procedures to accommodate the movement of trucks around the facility during the night time on weekdays and weekends will be included in the environmental improvement plan (**EIP**). Acoustic testing has been undertaken in relation to the existing site at Ballarat and the similar site at Barnawartha and we anticipate these results will be available next week to inform the EIP.

8. *Construction EIP*

We have written to you in relation to the construction EIP and as indicated in our letter in our client's view it is premature to require a construction EIP as this is appropriately dealt with at a later stage in the process.

If you have any questions please call John Hannagan on 5225 5202 or Greg Tobin on 5225 5252.

Yours faithfully,

A handwritten signature in black ink, appearing to be 'Harwood Andrews', with a long horizontal stroke extending to the right.

HARWOOD ANDREWS