

Lyall Jackson
Cook Building
82 Henley Beach Rd
MILE END SA 5031

13 October 2026
Our ref: E26/126852

NOTICE OF EXEMPTION – SECTION 19, LOCAL NUISANCE AND LITTER CONTROL ACT 2016 AT St Francis Xavier's Regional Catholic School - 4 Carignane Street, Wynn Vale SA 5127 – DA 25025663

Dear Lyall,

Pursuant to section 19 of the *Local Nuisance and Litter Control Act 2016* (the Act) I hereby declare, that, subject to the conditions outlined herein, the Applicant is exempt from the application of section 18 of the Act in respect of the activity described below (the Activity) that is to be carried out at the property located at

The Activity: The commencement and continuation of a large-scale structural concrete pour associated with construction works at St Francis Xavier's Regional Catholic School, including:

- operation of the concrete pump and associated concrete placement equipment;
- concrete trucks entering, travelling through and exiting the site;
- delivery of concrete to the concrete pump; and
- concrete placement and associated finishing activities necessary to maintain the continuous pour.

Condition(s):

1. The exemption granted by this notice applies only to the following period:

Date: Tuesday, 20 October 2026

Time: 4:00 am to 7:00 am

After 7:00 am, construction activities may continue in accordance with the ordinarily permitted construction hours and all other applicable requirements.

2. Activities undertaken between 4:00 am and 7:00 am must be limited to those reasonably necessary for the commencement and continuation of the structural concrete pour. Other construction activities not required for the concrete pour are not authorised by this exemption.

10. The notification to residents must include the date and hours of the Activity, a brief description of the works and contact details for the nominated site representative.
11. **Ben O'Donnell, Site Supervisor – 0412 157 140**, or another suitably authorised site representative, must be present and contactable throughout the exemption period and be responsible for coordinating the works and responding to any complaints or concerns arising from the Activity.
12. Should a complaint be received during the exemption period, reasonable and practicable measures must be taken as soon as possible to investigate and minimise the source of the nuisance while maintaining the safe operation of the concrete pour.

This declaration has been made on the basis that Council is satisfied that:

- a) there are exceptional circumstances that justify the making of the declaration, namely the requirement for the large-scale structural concrete pour to be undertaken as a continuous placement operation to avoid unintended interruptions or construction joints within the structural element; and
- b) the Applicant's nuisance management measures adequately set out the measures that will be taken to prevent, minimise or address anticipated adverse effects from the Activity on the amenity value of the surrounding area.

If you have any queries regarding this matter, please contact Council on 8397 7444.

Yours sincerely,



Thomas Antal

Team Leader Building and Compliance