

# Rye Park *Wind Farm*

Preliminary Environmental Assessment | January 2011

MP10-0223



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# 1 Introduction

## 1.1 Site description and location

The proposed Rye Park Wind Farm is located to the north of Yass and east of Boorowa, New South Wales, on the edge of the Southern Tablelands and the South West Slopes in the vicinity of the township of Rye Park. It is approximately 250km south west of Sydney and is located on freehold and leasehold land within and adjacent to agricultural areas, predominantly used for grazing sheep and cattle. The proposed site is located across three Local Government Areas (LGA); Boorowa Shire, Yass Valley Shire and the Upper Lachlan Shire as shown in Figure 1.

The project would involve the construction and operation of approximately 80 -110 wind turbines, together with the control and maintenance buildings, associated civil works and electrical infrastructure required to connect into the existing transmission network. The turbines would be placed along a series of contiguous ridgelines and surrounding hilltops as indicated in Figure 2.

Following the installation of three on-site wind monitoring towers in 2008, Epuron is continuing to refine the proposal along ridgelines and hilltops that range in elevation from 700 to 800 meters above sea level. The exact site boundary will be confirmed in the Environmental Assessment to be prepared for the site.

The closest rural centre is the township of Rye Park located approximately 3 - 4km to the west of the site. Boorowa is located approximately 17km to the north west and Yass is about 17km to the south of the site. A number of rural residences surround the site, these have been identified through reviews of cadastral and topographic mapping, site inspection and aerial imagery. Epuron's community consultation program outlined in section 5 includes key stakeholders and owners of potentially affected residences.

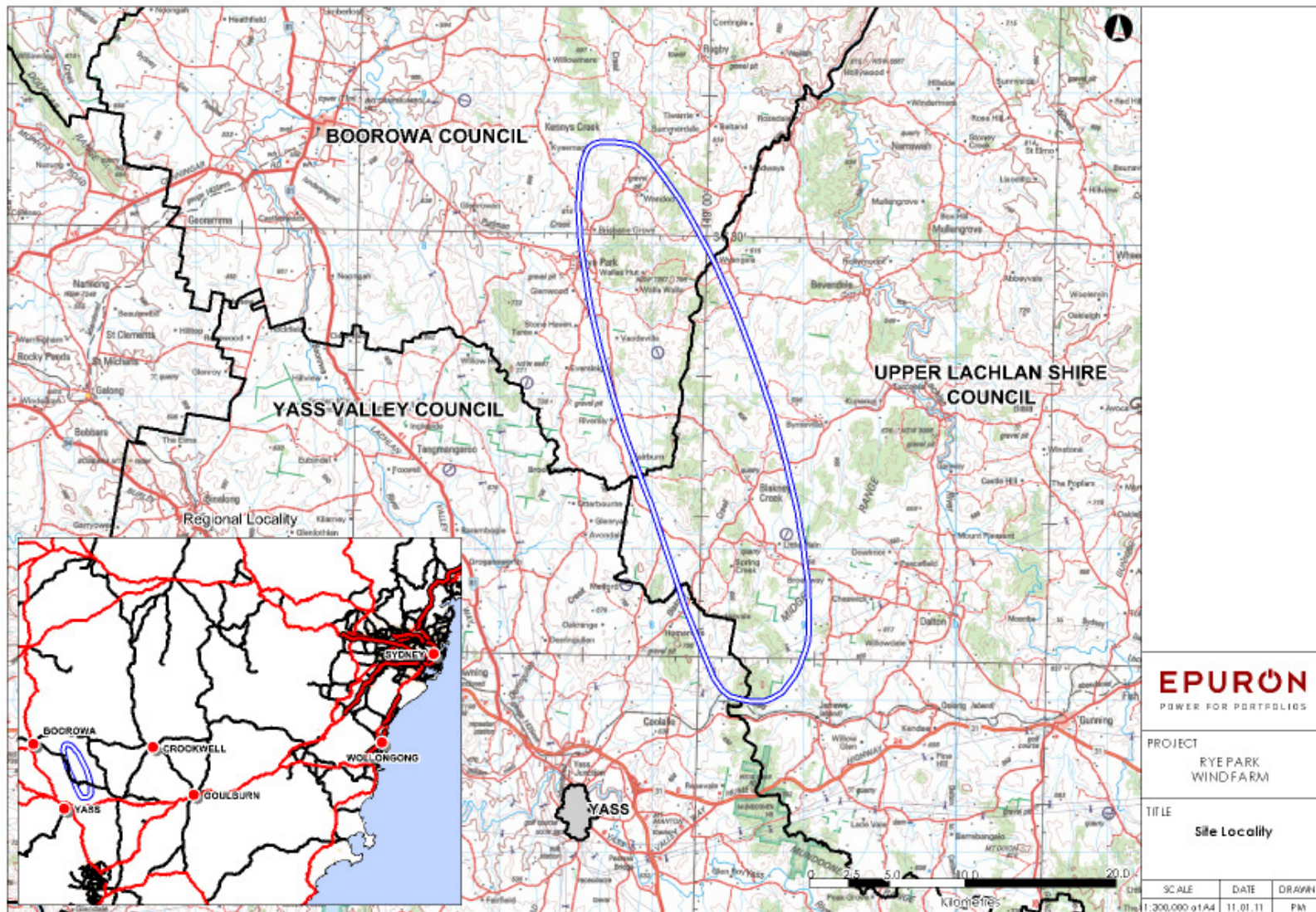


Figure 1 - Locality Map

## 1.2 The Proponent

The proponent for this proposal is Epuron Pty Ltd.

Epuron is the most experienced wind energy development company in NSW. Epuron commenced its operations in 2003 as Taurus Energy Pty Ltd, and since that time has developed the largest wind farm, the largest number of wind farms, and the largest number of wind turbines in NSW as indicated in Table 1.

Epuron operates out of its offices in North Sydney where it has a professional team with considerable development expertise. Epuron undertakes its own wind monitoring, site layout and design, and uses appropriate specialists for detailed site investigations such as biodiversity assessment, archaeological assessment, noise assessment, and visual impact assessment.

**Table 1- New South Wales wind farm projects developed by Epuron**

Project	Turbines / Size	Development Status	Region
Cullerin Range	15 turbines - 30 MW	Operating – now owned by Origin Energy	Southern Tablelands
Conroy's Gap	15 turbines - 30 MW	Development Approved – now owned by Origin Energy	Southern Tablelands
Snowy Plains	15 turbines - 30 MW	Development Approved – now owned by Origin Energy	Monaro
Gullen Range	73 turbines	Development Approved	Southern Tablelands
Silverton	598 turbines	JV with Macquarie Capital Wind Fund Project Approval - stage 1 Concept Approval - stage 2	Far Western NSW
Yass Valley	152 turbines	In progress - sold to Origin Energy	Southern Tablelands
White Rock	80 – 120 turbines	EA lodged	Northern Tablelands
Birrema	60 – 80 turbines	Preliminary EA lodged	Southern Tablelands

## 1.3 Development Application process

### 1.3.1 Purpose of this document

This Preliminary Environmental Assessment has been prepared by Epuron, and outlines the scope of the construction, operation and decommissioning/recommissioning phases of the Rye Park Wind Farm proposal. It also identifies and prioritises the associated potential environmental impacts and summarises the approach for the detailed assessments and consultation plan for the Environmental Assessment to be lodged with the Department of Planning.

This Preliminary Environmental Assessment presents:

- a description of the proposal, including preliminary information on the proposed design and infrastructure layout;
- a preliminary assessment identifying key issues in relation to environmental impacts of the proposal;
- an outline of the approach and guidelines the proponent intends to follow for the Environmental Assessment (EA), and;
- the consultation plan the proponent is implementing in relation to this proposal.

### 1.3.2 Planning Context

#### *Local Planning Legislation*

The proposed site straddles three local government areas, Boorowa, Yass Valley and Upper Lachlan Shires, as shown in Figure 1.

#### *Shire of Boorowa Interim Development Order No. 1*

The northern and western extent of the proposed wind farm site is within Boorowa Shire LGA which has a local planning instrument, the Interim Development Order No. 1. The site is within non-urban agriculture zoned lands and energy production is not prohibited in these zones and is permissible with consent.

#### *Upper Lachlan Local Environmental Plan*

The eastern portion of the site is within the Upper Lachlan Shire LGA and the operative LEP is the Upper Lachlan Local Environmental Plan which commenced operation on the 9<sup>th</sup> of July 2010. The zoning of the proposed wind farm site is RU1 Primary Production and energy production is permissible with consent.

#### *Yass Valley Local Environmental Plan*

The Yass Valley LGA was created following council amalgamation in 2004. The operative LEP for the wind farm land is the Yass LEP. The Proposal site (and adjacent properties) is zoned as 1(a) Rural Agriculture Zone for which development requires consent and for which energy production facilities are not prohibited, in accordance with the LEP.

The Yass Valley Council is preparing a new LEP for the entire council area and it is expected that this will be released for exhibition and subsequently adopted in early 2011.

#### *State Planning Legislation - Environmental Planning and Assessment Act (1979)*

This proposal will be a major project assessed under Part 3A of the Environmental Planning and Assessment Act 1979 (the EP&A Act). The EP&A Act integrates the planning and assessment regime that requires approval from the Minister for Planning and incorporates approvals and authorisations required under other NSW legislation.

### *Federal Planning Legislation – Environmental Protection and Biodiversity Conservation Act (1999)*

The Environment Protection and Biodiversity Conservation Act (1999) (EPBC Act) provides for a Commonwealth assessment and approval of proposals that have a significant impact on 'matters of national environmental significance'. Part 13 of the EPBC Act identifies a list of threatened species, threatened communities and key threatening processes. The Proponent will make an EPBC referral for determination by the Commonwealth.

#### 1.3.3 Project application

This Preliminary Environmental Assessment accompanies the Project Application Form and is submitted to the Department of Planning as a Project Application in accordance with Part 3A of the Environmental Planning and Assessment Act 1979 (the EP&A Act).

In relation to this Project Application, we note:

- **Major Project.** The proposed Rye Park Wind Farm would have a capital cost in excess of \$30 million and in the Minister's opinion is considered to be a Major Project, under Part 3A of the EP&A Act (Minister's opinion dated 10 December 2010, included in Appendix A). Part 3A of the EP&A Act consolidates the assessment and approval regime for all Major Projects that require the approval of the NSW Minister for Planning.
- **Critical Infrastructure.** The proposed Rye Park Wind Farm has the capacity to generate in excess of 30 Megawatts and therefore is a Critical Infrastructure Project under section 75C of the EP&A Act by virtue of the Critical Infrastructure declaration made by the NSW Minister for Planning on 11 November 2009.

#### 1.3.4 Next steps

Following review and consultation amongst agencies, the Department of Planning will issue the Director General's Requirements (DGRs) which will provide the specific requirements for the Environmental Assessment. It is understood that the Department of Planning will issue the Director General's Requirements within 28 days of receipt of the Project Application.

Epuron will then prepare an Environmental Assessment for the proposal in accordance with the requirements of the EP&A Act including the Director General's Requirements. This will include detailed expert assessment of key environmental issues, and will be prepared in parallel with detailed community consultation as outlined in section 5.

The Environmental Assessment will contain the detailed and comprehensive assessment of the proposal and will therefore take precedence over this Preliminary Environmental Assessment to the extent of any inconsistency.

Epuron will lodge the final Environmental Assessment which will then be placed on public exhibition and assessed by the Department of Planning before consideration by the Minister for Planning. The Department of Planning will invite submissions from community and public stakeholders during the public exhibition period and will consider the issues raised in any submissions in determining the application.

## 2 Project Description

### 2.1 Wind farm site and context

The proposed Rye Park Wind Farm is located on the boundary of the Southern Tablelands and the South West Slopes region of New South Wales. It has been selected for its windy ridges and cleared grazing land. The majority of land in the region is currently used for commercial agriculture (sheep and cattle grazing) and has been cleared and grazed over many decades.

This proposal would directly involve approximately 40 properties that are currently used for agriculture and grazing purposes. These existing uses would continue with minimal interruption from the wind farm construction and operation.

The proposed Rugby Wind Farm, for which DGR's have been issued, is located to the north and adjoins this Rye Park proposal.

The ridges most likely to contain turbines contain varying densities of vegetation with generally cleared areas where turbines are proposed. More vegetation and woodlands are located along the sides of the ridges into the valleys, however there are some patches of woodland on ridge tops that will be considered in the biodiversity assessment. The surrounding slopes and gullies will not likely contain turbines but may be affected if access routes or powerlines are routed through them. In general the slopes and gullies carry more native vegetation than the ridges.

Avoiding and minimising impact to sensitive vegetation has been considered during initial design and will be further developed with the benefit of mapped constraint areas identified during the detailed assessments. All such studies and constraints will be included in the Environmental Assessment.

A number of rural residences surround the site and will require careful consideration through the environmental impact assessment to minimise the potential for noise and visual impacts.

### 2.2 Wind farm description


The project is a moderate size wind farm, with approximately 80 - 110 wind turbines proposed. At this stage, exact turbine numbers and locations have not been fixed, so for the purpose of providing an indication of the possible project extent, the estimation of turbine numbers is based on 100 turbines.

Final turbine numbers and power output for the site is dependant on the outcomes of the various engineering and environmental studies and is subject to change from the estimates given below.

The proposal would also involve the construction, operation and decommissioning of:

- approximately 80 – 110 wind turbines, each with:
  - a capacity between 1.5 and 3.4 MW;
  - three blades mounted on a tubular steel tower of up to 100 metres high, with a combined height of a blade and tower restricted to a maximum tip height of 152 metres;
  - an adjacent pad mounted turbine transformer, crane hardstand area, and related turbine laydown area;
- a substation and transmission connection linking the turbines to the two existing TransGrid 132kV transmission lines (Yass – Cowra) to the west of the site or the 330kV transmission line (Yass – Bannaby) that passes immediately to the south of the site, or both the 132kV and 330kV depending on the ultimate site configuration;
- electrical connections between wind turbines and the on-site substation, which would be a combination of underground cable and overhead powerlines linking segments of the site;
- onsite control buildings and equipment storage facilities;



- temporary concrete batching plant facilities;
  - access tracks required for each turbine and the related facilities above;
  - minor upgrades to access on local roads, as required for the installation and maintenance of wind turbines and the related facilities above; and a number of permanent monitoring masts for wind speed verification and monitoring.
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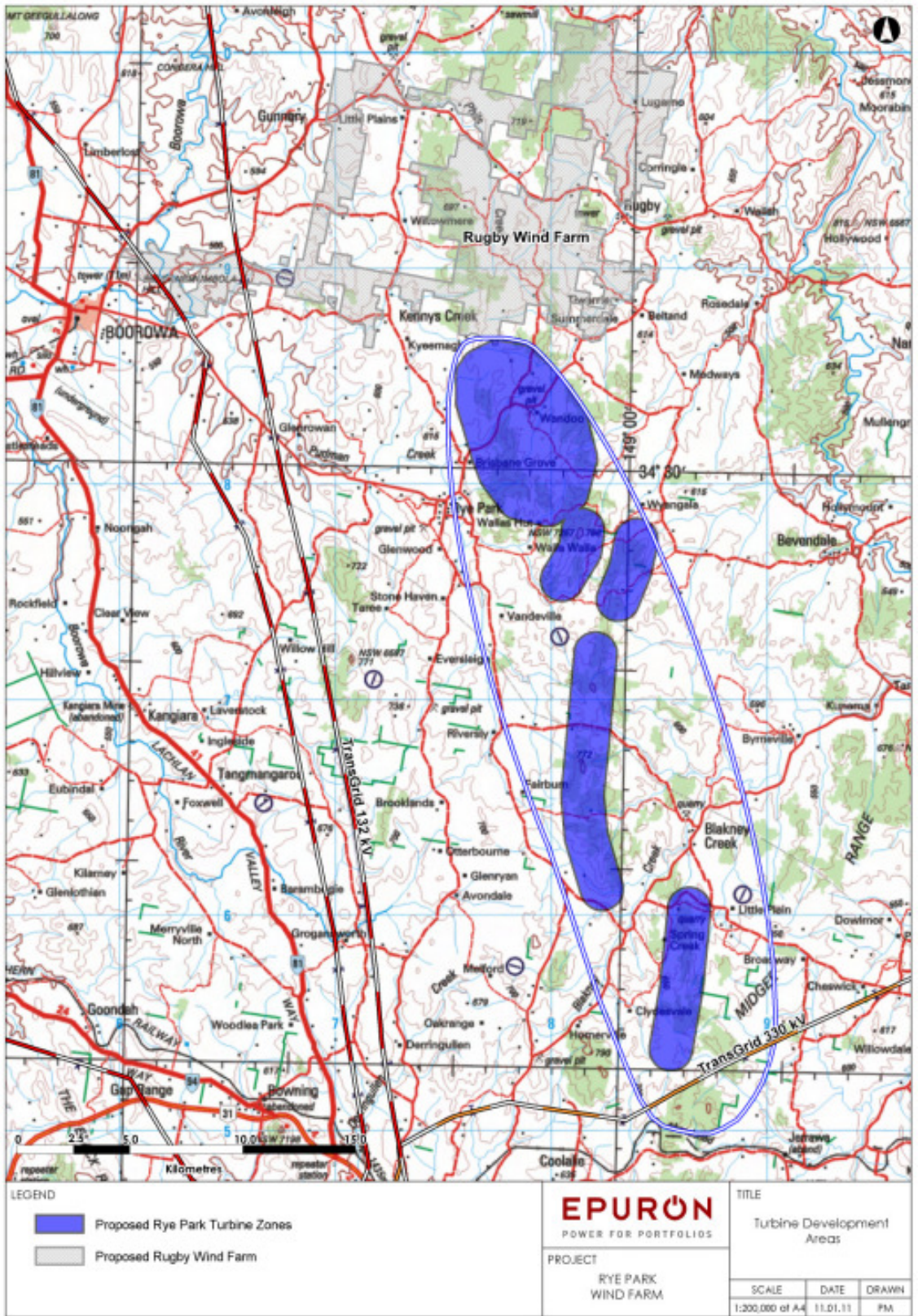


Figure 2 - Proposed wind turbine development area

## 2.3 Wind farm layout

At this stage in the project development the turbine and infrastructure layout has not been finalised. Further detailed design will be completed taking into consideration the findings from the detailed assessments, constraints and engineering design as well as feedback from community consultation.

This design optimisation will be completed prior to submission of the Environmental Assessment.

Epuron is developing a number of wind turbine layouts for the various wind turbines under consideration. Proposed layouts have undergone a preliminary review to determine constructability. Further studies will provide greater information in determining the optimised locations for wind farm infrastructure. These include, but are not limited to, the environmental constraints, final geotechnical investigations, and community and stakeholder considerations.

Biodiversity and archaeology assessments are being conducted based on a “development envelope” approach, and will identify any constraints around which Epuron can accommodate relocation of turbines, roads and other infrastructure.

Noise and visual impact assessments will then be completed based on a final proposed layout which will be submitted with the final Environmental Assessment. The assessments will be carried out on the basis of the most representative project impacts, however a worst case impact assessment will also be provided.

Detailed geotechnical investigations and final engineering design can only be carried out once consent conditions are known and a turbine supplier has been selected. Accordingly, minor changes to the layout are still possible prior to construction. Epuron will ensure that any minor changes are not detrimental to the project and, if any revisions are material, will resubmit noise and visual impact assessments based on the revised layout prior to construction.

## 2.4 Land boundaries and subdivision

In some locations the development may require boundary adjustments or subdivision to facilitate the development and reduce impacts on land use of the involved properties, these areas will be highlighted in the Environmental Assessment and approval sought for the relevant changes.



## 3 Project Justification

### 3.1 Project Benefits

Wind farms, including the Rye Park Wind Farm, offer several strategic and long term benefits. In addition to specific local and environmental benefits, wind farms:

- reduce greenhouse gas emissions, helping to move towards cleaner electricity generation and reduce the impact of climate change in a carbon-constrained environment;
- supply renewable energy that would assist electricity retailers to fulfil their obligations under state and federal renewable energy targets, and would otherwise lead to increased burning of fossil fuels;
- provide additional generation capacity into the NSW grid that would assist in meeting load growth and result in a clean, reliable generation mix; and,
- provide an opportunity for regional investment as the renewable energy sector grows in the Southern Tablelands.

The Rye Park Wind Farm offers several specific benefits to the environment and local community:

- this project would directly inject funds into the local community through:
  - the direct provision of local jobs in construction and operation;
  - use of local services in both the construction and operation phases; and,
  - ongoing landowner payments and financial contributions to the local community being re-injected in the local community;
- in a typical year, based on a typical capacity factor of 35% (and assuming 100 turbines at 2.5 Megawatts each), the wind farm could produce around 766,500 Megawatt-hours of clean, renewable energy, enough for the average consumption of around 90,000 homes; and
- this in turn will lead to a significant reduction in greenhouse gas emissions through the avoidance of around 730,000 tonnes of carbon dioxide each year from coal fired power stations, the equivalent of removing 170,000 cars from our roads.

The EA will contain detailed project justification including greenhouse gas abatement derived from the online NSW Wind Farm Greenhouse Gas Saving Tool developed by MMA Consultants for the DECCW Wind Precincts initiative.

### 3.2 Project Viability

In Australia, wind farms are viable because of specific legislation which requires electricity retailers to source a certain percentage of electricity from renewable sources. The Federal Government's expanded Renewable Energy Target (RET) creates a renewable energy market of over 41,000GWh/annum for large scale projects (LRET), requiring approximately 10,000MW of additional renewable energy capacity to be built. Wind energy is anticipated to be the most successful technology under the RET because of its maturity, reliability, predictability and it is currently the lowest cost of proven renewable energy.

The RET is a market based mechanism designed to encourage investment in renewable technologies that will provide the lowest cost generation of renewable electricity in the National Electricity Market. Projects like the Rye Park Wind Farm would encourage renewable investment in NSW and reduce the costs of production by reducing transmission losses to the NSW load centres.

Data collected from wind monitoring masts located throughout the state have established that the Southern Tablelands area has some of the fastest wind speeds in NSW. To confirm the viability of wind projects in NSW, Epuron has established a vast network of wind monitoring. The data from Epuron's extensive wind monitoring, together with three wind monitoring masts on the Rye Park site, confirm that wind speeds are high at the site and more than sufficient for a viable wind farm.

# 4 Preliminary Environmental Assessment

## 4.1 Introduction

The Environmental Assessment will be carried out in accordance with the Director General's Requirements (DGRs) to be released by the Department of Planning. All assessments (including expert reports) will be completed taking into consideration experience from other wind farm projects, consultation with stakeholders, and industry best practice guidelines.

Epuron has used its experience in wind farm development, together with a preliminary assessment of the site, to identify the key issues to be assessed in relation to the project. This process has included a review of the Director General Requirements and environmental assessments of recent wind farm projects in NSW including those nearby the site.

Environmental issues most often associated with wind farms include:

- Visual amenity
- Biodiversity including flora and fauna
- Electromagnetic interference (Telecommunications)
- Soil and landforms
- Climate and air emissions
- Property value issues
- Noise amenity
- Indigenous and European heritage
- Traffic and transport
- Water and groundwater
- Safety issues (including aviation and bushfire safety)
- Health issues (including infrasound and electromagnetic fields)

These issues are assessed both individually and cumulatively, and taking into account appropriate consultation with relevant stakeholders.

The following outlines the key issues relevant to the Rye Park Wind Farm, and summarises Epuron's approach to addressing each issue. As a general rule, in undertaking this assessment:

- issues identified as Key Issues will be addressed through use of an independent expert assessment together with specific on-site assessment and field work;
- additional issues will be addressed, where necessary, via desktop assessment, precedent and consultation.

The focus on this delineation is to ensure that every issue is adequately addressed considering the potential risks and impacts associated with the issue, and without burdening the Environmental Assessment with details which are unlikely to affect the ultimate assessment of the proposal.

For this purpose, Epuron proposes to note some general issues which have previously been assessed in relation to wind farms in general, but not to carry out a project assessment of these issues as they have previously been demonstrated to not affect the assessment of projects or the consent conditions relevant.

## 4.2 Environmental risk assessment

Epuron has carried out an environmental impact risk assessment based on information collected to date on site, at nearby sites, generally within the region and based on similar proposals in other regions.

In relation to each risk, Epuron has established a priority which takes into consideration:

- The level of information already available about that issue;
- The extent to which site specific assessment is required to define that issue;

- The likelihood of that issue occurring, and potential impacts of that issue if it did occur; and
- The extent to which standard industry practice, statutory requirements, and standard consent conditions adequately address the issue.

A risk assessment is presented in Table 2 and summarises the sources of impact, typical mitigation options, and proposed strategies for addressing each issue in the Environmental Assessment. These issues and the proposed assessment methodologies are discussed in more detail below.

*Table 2 - Environmental impact risk assessment*

Issue	Sources of impact Options for mitigation	Investigation strategy
Landscape and visual	Impacts: Loss of visual amenity Impact on scenic character Shadow flicker disturbance Cumulative visual impacts  Mitigation: Screening key views using landscape measures	Key issue
Noise	Impacts: Operational or construction noise may impact residences nearby  Mitigation: Mitigation available through turbine selection, location, and other noise control measures	Key issue
Biodiversity	Impacts: Clearing of vegetation during construction and maintenance Loss or modification of habitat Potential for spread of weeds through soil disturbance and traffic movement Impact on threatened species or endangered ecological communities  Mitigation: Relocation of equipment Appropriate environmental management procedures Species-specific mitigation options	Key issue
European and Indigenous Heritage	Impacts: Potential to impact indigenous or European heritage values and items  Mitigation: Relocation of equipment Appropriate environmental management procedures	Key issue

Issue	Sources of impact Options for mitigation	Investigation strategy
Electromagnetic interference (Telecommunications)	Impacts: Loss of communication signals Reduction in strength of broadcast signals (TV or radio) Mitigation: Relocation of equipment Site specific mitigation	Additional issue - requires assessment
Traffic and transport	Impacts: Increased traffic may be a safety risk in the local area Construction traffic may contribute to road pavement deterioration Turbines may distract drivers Mitigation: Traffic management plan	Additional issue - requires assessment
Soil and landforms	Impacts: Erosion Mitigation: Standard practices apply	General environmental risk analysis and assessment
Water and groundwater	Impacts: Availability of water for construction Environmental pollution Mitigation: Standard practices apply	General environmental risk analysis and assessment
Climate and air emissions	Impacts: Dust generation Greenhouse gas impacts Mitigation: Standard practices apply Greenhouse gas impacts are beneficial	General environmental risk analysis and assessment
Social	Impacts: Land use change Economic impacts Mitigation: Economic impacts are positive	General environmental risk analysis and assessment
Safety	Impacts: Aviation safety Bushfire safety Fire management Mitigation: Standard practices apply	General environmental risk analysis and assessment
Property value	Impacts: Potential impact on property valuation Mitigation: Not required	No further assessment
Health	Impacts: Epilepsy Infrasound Electromagnetic fields (EMF) Mitigation: Standard practices apply	No further assessment

## 4.3 Assessment of Key Issues

### 4.3.1 Visual amenity

Visual amenity, particularly at surrounding residences and highly used public locations within 5km, will require detailed and site specific assessment by specialist consultants.

The visual amenity assessment will include use of site visits and inspections together with desktop tools including computer modelling of shadow flicker and zones of visual impact, as well as preparation of photomontages for various locations. Cumulative impacts will be considered and assessed where relevant.

The visual impact assessment will be completed in accordance with best practice and reference to Wind Farms and Landscape Values: National assessment Framework (Auswind and Australian Council of National Trusts June 2007).

### 4.3.2 Operational and construction noise

Noise impacts, particularly at nearby residences within 2km, will require detailed and site specific assessment.

The noise impact assessment will use established protocols to determine the potential acoustic impacts at nearby residences through a combination of background noise measurement and desktop noise analysis to ensure compliance with the appropriate noise guidelines.

Relevant guidelines for assessment include:

- the World Health Organisation *guidelines for community noise* (1999)
- the South Australian Environmental Protection Authority's *Wind Farms – Environmental Noise Guidelines* (2009);
- the *NSW Industrial Noise Policy* (EPA, 2000).

NSW has adopted the 2003 version of the *South Australian Environment Protection Authority's Wind Farms – Environmental Noise Guidelines* for the assessment of wind farm noise impacts. These guidelines have recently been updated, and Epuron considers that the revised 2009 guidelines provide the most advanced and comprehensive benchmark for noise assessment of wind farms in Australia. An Australian Standard (*AS 4959-2010 Acoustics - Measurement, prediction and assessment of noise from wind turbine generators*) has also been released and the Director General may require the proponent to consider this in the assessment of potential noise impacts.

The noise impact assessment will be undertaken in accordance with the requirements outlined in the Director General's Requirements.

### 4.3.3 Biodiversity including flora and fauna

Biodiversity will require site specific assessment of flora, ground-based fauna, and aerial fauna (including bats and birds). Detailed site survey is essential to assess possible impacts.

The biodiversity assessment will include detailed site investigation including field visits and bat identification using anabat loggers. The biodiversity assessment will consider and implement where appropriate a number of guidelines in accordance with the Department of Environment and Climate Change and Water (DECCW) and the Department of the Environment, Water, Heritage and the Arts.

Some of the guidelines to be considered include:

- AusWEA (2005) *Wind Farms and Birds: Interim Standards for Risk Assessment*. Australian Wind Energy Association. July 2005.
- DECCW (2004) *Threatened Biodiversity Survey and Assessment: Guidelines for Developments and Activities – Working Draft*. November 2004.
- DEH (2006) *Wind Farm collision risk for birds – Cumulative risks for threatened and migratory species*.



- DEH (2005) EPBC Act Policy Statements, Supplementary Significant Impact Guidelines 2.1.1 Wind Farm Industry Sector.

#### 4.3.4 Indigenous and European heritage

Heritage assessment will require site specific assessment of European and indigenous heritage, as well as searches of relevant databases and consultation with members of the local indigenous communities. Detailed site survey is essential to understand possible impacts.

The investigation and assessment will be on Indigenous and Non-Indigenous cultural, archaeological and built heritage items and issues. It will be in consideration of the following guidelines and statutory requirements:

- Aboriginal Cultural Heritage Consultation Requirements for Proponents (DECCW 2010)
- Guidelines for Aboriginal Cultural Impact Assessment & Community Consultation (DEC July 2005)

### 4.4 Additional issues to be assessed

#### 4.4.1 Telecommunications impacts

A number of telecommunications towers in the area have been identified and the operators of equipment on each of these towers which have services that cross the site will be consulted in carrying out the assessment of potential impacts to telecommunication signals.

#### 4.4.2 Traffic and Transport

A traffic and transport assessment will be completed taking into consideration any potential environmental issues associated with transport of equipment to site, site construction vehicles and worker transport and operational traffic impacts.

#### 4.4.3 Soil and Landform issues

A soil and landform issues assessment will focus on soil disturbance from vegetation clearing and erosion from excavation work given the erosion prone nature of the slopes of the site.

#### 4.4.4 Water and groundwater

There will be a review of standard construction environment management plans to ensure that impacts from mobilisation of sediment and pollutants generated during excavation, road works, transport of machinery etc will be adequately covered by avoidance, minimizing and managing. It will also address sources of water required for construction.

#### 4.4.5 Climate and air emissions

There will be a review of standard construction environment management plans to ensure that impacts from dust and emissions generated during excavation, road works, transport of machinery will be adequately covered by avoidance, minimizing and managing.

Greenhouse gas emissions -The proposal would make a positive contribution to the reduction in greenhouse gas emissions by providing alternative electricity sourced from fossil fuels.

#### 4.4.6 Safety hazards and risks

Safety hazards and risks in relation to aviation, traffic, and bushfire will be assessed and be based on best practice procedures and will include appropriate consultation with the relevant authorities.

Epuron will review aviation impacts considering the local aviation operations and the Australian Aviation regulations.

## 4.5 Additional issues which do not require further assessment

The Crookwell 1 wind farm was the first grid-connected wind farm proposed and constructed in NSW. It was constructed in 1998, and since then, a total of 21 wind farms consisting of approximately 1200 turbines have been assessed and approved in NSW, of which approximately 760 turbines were developed by Epuron.

This substantial amount of investigation and analysis of a range of specific wind farm issues over the past 10 years provides a valid basis for considering that some issues do not warrant further assessment because the impacts have been clearly shown to be minimal or the impacts are manageable.

### 4.5.1 Property Valuation

Wind farm developments which appropriately address noise and visual amenity concerns have been demonstrated previously to not materially impact the valuation of surrounding properties. Wind farms are approved by following a merit based assessment by the consent authority including assessment of noise and visual impacts.

In August 2009, the NSW Valuer General undertook an investigation into the impacts of wind farms on surrounding land values. This report, titled Preliminary Assessment of the Impact of Wind Farms on Surrounding Land Values in Australia, reviewed previous studies into the issue as well undertaking an investigation into 8 wind farms (in NSW and Vic) using conventional land valuation analysis of actual market data. The main findings were that:

*“the wind farms do not appear to have negatively affected property values in most cases.”*

*“From our analysis of previous studies and our own investigations, the majority of wind farms erected in Australia appear to have had no quantifiable effect on land values.”*

*“A relatively small number of “lifestyle” type properties located very close (less than 500 metres) to wind farms in Victoria were found to have lower than expected sale prices (based on a statistical analysis), and it is possible that audio and visual aspects of wind farms contributed to this. Evidence suggests that any such wind farm related impacts on land values can be readily alleviated by ensuring a suitable separation distance between the wind turbines and any nearest residential dwellings.”*

*“Generally, the separation distances identified in NSW appear to be sufficient in this regard.”*

In summary, wind farms do not appear to have negatively affected property values in most cases and this is consistent with other studies.

Accordingly Epuron believes no further assessment or commentary on land value impacts is required. If applicable the above information will be included in the EA for information.

Importantly, two recent court decisions have found that property valuation impacts are not relevant or lawful considerations in the assessment of wind farms (or any development, for that matter).

- In *Parkesbourne Mummel Landscape Guardians v. Minister for Planning (2010) NSWLEC 1102*, the Commissioners were asked to consider impacts on property values and sought compensation. The Commissioners concluded that the proposal was permissible with development consent and that they were unable to lawfully consider loss of value issues.
- In *Taralga Landscape Guardians v. Minister for Planning (2007) NSWLEC 79*, in considering a request for compensation of nearby landowners in relation to a possible reduction in property value, Chief Justice Preston concluded that:

*“Creating such a right for compensation would strike at the basis of the conventional framework of land use planning but would also be contrary to the relevant objective of the EP&A Act, in Section 5(a)(ii) for “the promotion and co-ordination of the orderly and economic use and development of land.””*

Accordingly Epuron believes no further assessment or commentary on land value impacts is required. If applicable the above information will be included in the EA for information.

## 4.5.2 Health Impacts

Possible health impacts that have been raised in association with wind farms include:

- shadow flicker and its potential to act as an epilepsy trigger;
- audible noise and its potential to disrupt sleep;
- inaudible noise (infrasound); and
- electromagnetic fields (EMF).

These impacts are not specific to any particular wind farm.

Shadow flicker has previously been found to not create an epilepsy trigger because the flicker frequency is outside the frequency band associated with photosensitive epilepsy [NHMRC 2010]. Shadow flicker will be assessed as an amenity impact in the visual impact assessment.

Wind farms in Australia apply strict noise criteria in line with World Health Organisation guidelines. Audible noise is assessed as an amenity issue and the amenity guidelines applied are more restrictive than the World Health Organisation guidelines. To that end, meeting the amenity guidelines means that any health-related requirements will automatically be met. Audible noise is therefore assessed as an amenity impact in the visual impact assessment.

Numerous studies have found that current wind farm developments using modern up-wind wind turbines do not generate appreciable infrasound, and that sound below the hearing threshold does not cause psychological or physiological impacts.

In relation to EMF, the issues associated with wind farms are no different to the issues associated with the electricity industry in general and the use of industry best practice (and in particular the appropriate location of associated powerlines and related easements) ensure EMF risk is adequately managed.

The National Health and Medical Research Council (NHMRC) has recently carried out a review of the available evidence in relation to health impacts of wind farms, including journal articles, surveys, literature reviews and government reports. This review included discussion of shadow flicker, blade glint, audible noise, infrasound, and EMF. As a result, the NHMRC has issued a public statement titled *Wind Turbines and Health (July 2010)*. While acknowledging that the evidence is limited, the statement concludes:

- “there is currently no evidence linking these phenomena with adverse health effects”; and
- “there is no published scientific evidence to support adverse effects of wind turbines on health”.

An assessment of potential health impacts is therefore not required.

## 4.5.3 Noise impacts – Van Den Berg Effect

The Van Den Berg effect stems from Dr Van Den Berg’s Doctoral thesis at the University of Groningen in 2006 following research into a wind farm on the Rhede plain in northern western Germany. The thesis concluded that using measured wind speeds recorded at 10m to calculate hub height wind speeds for noise assessments can lead to under-estimation of turbine noise during stable atmospheric conditions.

This particular issue will not be considered further in the assessment because of advancements in the noise assessment guidelines which now use hub height wind speeds for modelling and accordingly Epuron proposes to use the SA EPA Guidelines of 2009 for this proposal. By using hub height wind speeds for modelling any inaccuracies in calculating from 10m reference wind speeds (as per SA EPA Guidelines 2003) will be minimised.

In *Parkesbourne Mummel Landscape Guardians v. Minister for Planning (2010) NSWLEC 1102*, this issue was investigated by expert meteorologists (paragraph 131 of the judgment refers). The experts analysed actual wind speed data collected at different heights and locations on at particular site and concluded that *the Van Den Berg effect would occur rarely if at all* because of the topographically induced turbulence. Dr Van Den Berg notes himself in his report that the research at Rhede, an extremely flat plain, does not apply to hilly or mountainous regions such as found along the Great Dividing Range of NSW. This proposal is in a hilly region and therefore the Van Den Berg effect is unlikely to occur.

# 5 Consultation

## 5.1 Community perceptions

A Newspoll conducted for the Clean Energy Council in May 2010 found that nine out of every ten Australians think that Australia should produce more renewable energy. Exactly 90 per cent of people polled think Australia needs “more renewable energy”, and almost eight in every ten people polled said it should be ‘much more’. <http://www.cleanenergycouncil.org.au/cec/resourcecentre/newspoll.html>

Several community perception studies have been conducted in rural areas on the issue of wind farm development in NSW. The studies produced similar trends, showing general support for wind farms in NSW and in the local region.

In October 2007 Epuron commissioned a, *Report on Community Perceptions of Wind Farms in the Southern Tablelands, New South Wales* by Environmental Resources Management (ERM), to assess attitudes of local residents towards the construction of a wind farm in their local community. The survey was conducted by telephone survey of 300 residents in the Goulburn – Crookwell – Yass region within the southern tablelands of NSW, incorporating the proposed Rye Park Wind Farm.

The outcomes of the study undertaken as adapted from ERM (2007) are as follows:

- Eighty percent of respondents are concerned with the threat of global warming and its impact on the environment. Conversely, 16% of respondents indicated that were not concerned.
- General awareness of wind turbines was very high. Almost all of respondents had claimed that they had seen a wind turbine. Further, in excess of 8 in 10 respondents had seen the current wind farm located at Crookwell.
- Approximately 90% of respondents were aware of announcements relating to wind farms.
- Eighty-nine percent of respondents were in favour of wind farm projects to be developed in the southern tablelands with 5% opposed. Of the 89%, 83% stated *“I would be happy to see a wind farm, built on farm land near where I live”*
- Eighty-seven percent of respondents supported the development of a wind farm within 25 kilometres of their house, with 71% supporting development of a wind farm within 1 kilometre of their house.
- With respect to the construction of multiple wind farms, 75% accepted two ‘typical’ wind farms (15 to 80 turbines) in their local rural area, with 17% opposed

These results were further supported by a poll of constituents in the Upper Lachlan Shire Council during the 2008 election. The poll showed that 70% of constituents were in support of wind farms in the local area.

A further and more recent survey of 2022 residents and 300 businesses conducted by AMRinteractive on behalf of the NSW Department of Environment, Climate Change and Water (DECCW) under the NSW Wind Precincts initiative provided similar levels of support for wind farms. The NSW/ACT cross border precinct, in which the Rye Park Wind Farm is located, had above average levels of support for wind farms with 89% respondents supporting wind farms in NSW, 85% of respondents supporting wind farms in their local area and 84% of respondents supporting wind farms within 10km of their residence (AMRinteractive 2010).

The figures that upwards of 70% of people in support of wind energy in particular and renewable energy in general are replicated consistently in polls that cover the area where the proposed Rye Park Wind Farm will be located.

## 5.2 Consultation Objectives

Prospective wind energy projects in NSW are limited to sites with elevated land, good wind speeds, usually in rural areas, and with good transmission line access. Such sites are relatively rare, and often, these sites are located in the vicinity of rural dwellings and in some cases in the vicinity of small to medium sized regional communities. This can cause conflict where local community members feel impacted by the development and yet do not see any direct benefits from the development.

While unfortunate, the limited number of appropriate wind farm sites means that this conflict is often unavoidable and cannot be eliminated by simply moving the wind farm to a different location.

Accordingly, community consultation is not focussed on alternate locations of a wind farm, but rather, on understanding and mitigating the impacts of the wind farm, and on showing and maximising its benefits to the local community.

The objectives of the community consultation are:

- To ensure the community is fully informed about the proposal, its likely impacts, and its likely benefits;
- To ensure that the community has sufficient notice regarding upcoming events such as Open House days and exhibition periods.
- To ensure that Epuron fully understands the local context for the proposal, including any local impacts that the proposal may have or opportunities that it could provide;
- In that context, to provide multiple opportunities for dialogue in various forms to allow the community to receive information and provide feedback about the proposal;
- To incorporate the feedback into the design of the wind farm where possible;
- To explain where and how this feedback can be and has been incorporated; and,
- To build positive, trust-based relationships with members of the local community.

Epuron's consultation process will also look at how best to maximise the local and regional benefit of the development.

While some will object to the proposal, it is hoped that the community will form the view that their collective interests are best served by assisting Epuron with the identification and mitigation of potential impacts of importance to the community.

Further specific consultation is carried out with key stakeholders including local indigenous representatives, other affected parties (e.g. telecommunications carriers) as well as representatives from the local and relevant state government agencies.

### 5.3 Consultation approach

Epuron will consult with the community and stakeholders through a variety of means, including:

- Newsletters updating the community on progress and involvement opportunities
- Media opportunities
- Community Open House in the local area
- Letters to identified residents within 5kms of the proposed site
- Follow up phone calls and/or individual meetings to concerned landowners



*Planning Focus Meeting: Gullen Range Wind Farm*

The Community Open House information day will seek to inform the community about the wind farm as well as seeking individual and community views on issues that the community perceives as being important. A summary of the project and the expected impacts will be presented, with professional and expert staff available to respond to queries and better understand issues raised. Follow up phone calls, emails, letters can progress individual issues raised.

## 6 Glossary and acronyms

AusWEA	Australian Wind Energy Association (now part of Clean Energy Council)
DCP	Development Control Plan
DECCW	NSW Department of Environment, Climate Change and Water
DEH	Commonwealth Department of Environment and Heritage, now the Department for Environment, Water Resources, Heritage and the Arts
DGRs	NSW Department of Planning's Director General's Requirements. The Environmental Assessment report must address issues as directed in the DGRs
DoP	NSW Department of Planning
EA	Environmental Assessment report, format dictated by the DGRs
EMF	Electromagnetic fields
EPA	Environment Protection Agency
GWh	gigawatt-hour
kV	kilovolt
LEP	Local Environmental Plan
MW	megawatt, equal to 1,000,000 watts
MWh	megawatt-hour
NHMRC	National Health and Medical Research Council
PFM	Planning Focus Meeting
SEPP	State Environmental Planning Policy

## 7 References

- AMRinteractive (2010). Community attitudes to wind farms in NSW. *Report for DECCW*.
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- Commonwealth (2006). Significant Impact Guidelines. EPBC Act Policy Statement 1.1. Matters of National Environmental Significance.
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- South Australian Environment Protection Authority (2009). *Wind Farms – Environmental Noise Guidelines*.
- Taralga Landscape Guardians Inc v Minister for Planning and RES Southern Cross Pty Ltd (2007) NSWLEC 59
- Van Den Burg (2006). “The sound of high winds: the effect of atmospheric stability on wind turbine sound and microphone noise “
- World Health Organisation (1999). *WHO Guidelines for Community Noise*.

# 8 Appendices

## 8.1 Major Project – Minister’s Opinion



Planning

Contact: Neville Osborne  
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Fax: (02) 9228 6355  
Email: Neville.Osborne@planning.nsw.gov.au

Mr Andrew Durran  
Executive Director  
Epuron Pty Ltd  
Level 11  
75 Miller Street  
NORTH SYDNEY NSW 2060

Our ref.: 10/23654

Dear Mr Durran

**Subject: Rye Park Wind Farm (MP10\_0223)**

I refer to your correspondence dated 23<sup>rd</sup> November, 2010, and additional information dated 6<sup>th</sup> December, 2010, seeking confirmation that the above proposal is a project to which Part 3A of the *Environmental Planning and Assessment Act 1979* (the Act) applies.

On 8<sup>th</sup> December, 2010, the Director, Infrastructure Projects branch of the Department, as delegate for the Minister, formed the opinion under clause 6 of the *State Environmental Planning Policy (Major Development) 2005* (the Major Development SEPP) that the above proposal is development of a kind that is described in Schedule 1 of the Major Development SEPP.

The project is therefore subject to determination by the Minister for Planning under Part 3A of the Act.

Section 75E of the Act requires you to lodge an application for your project with the Director-General. The application must include a completed application form (available at [http://www.planning.nsw.gov.au/assessingdev/pdf/part3a\\_applicationform.pdf](http://www.planning.nsw.gov.au/assessingdev/pdf/part3a_applicationform.pdf)) and a Preliminary Environmental Assessment. Please include both hard and electronic copies of each of these documents.

You are also advised that your project meets the definition of 'critical infrastructure' under Section 75C of the Act, by virtue of the Minister's declaration of 11<sup>th</sup> November, 2009 in relation to renewable energy projects. Consequently, under Clause 8F(1)(b) of the *Environmental Planning and Assessment Regulation 2000* (the Regulation), landowner's consent is not required for the purpose of this project application, subject to the notification requirements specified in Clause 8F(3) of the Regulation being carried out by the Proponent.

Please note that it is the Proponent's responsibility to meet the landowner notification requirements of Clause 8F(3)(c) of the Regulation within 14 days of the lodgement of the project application. It is noted that the project may also involve linear infrastructure (grid connection) and, if so, you will need to comply with the public notification requirements of Clause 8F(3)(a) of the Regulation prior to the commencement of the exhibition period for the



project. If these notifications are not carried out, the Proponent will be required to obtain landowners consent for the purposes of the application from all landowners traversed by the project prior to the determination of the project.

The Major Project Application Number for this project is MP10\_0223. Please use this number in all correspondence with the Department. Your contact officer for this proposal, Neville Osborne, can be contacted on 02-9228-6337 or via email at [Neville.Osborne@planning.nsw.gov.au](mailto:Neville.Osborne@planning.nsw.gov.au). Please mark all correspondence regarding the proposal to the attention of the contact officer.

Yours sincerely,



10/12/10

Daniel Keary  
Director

**Infrastructure Projects**

## Site Photos



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