



CITY OF  
ADELAIDE

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Enquiries: John Hatzipavlos  
Reference: 3083490

Date: 16 February 2026

Matt Baxter  
City of Adelaide  
12-24 London Road  
Mile End South SA 5031

### NOTICE OF EXEMPTION

Section 19, *Local Nuisance and Litter Control Act 2016*

Dear Matt (the Applicant and Responsible Person)

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 to the activity described below (the Activity) that is to be carried out at the property located at, and in the vicinity of, *City of Adelaide, Local Government Area* (the Land).

**The Activity:** Essential programmed horticulture maintenance activities related to public areas and amenities, including but not limited to leaf blowing, tree maintenance, tree watering, weed spraying, nature strip maintenance, or similar horticulture tasks.

#### Conditions:

1. The exemption granted by this notice applies at the following days and times and only if the Activity cannot be conducted safely during allowable hours:

**Start Date:** 28 February 2026

**Finish Date:** 28 May 2026

#### **Monday to Saturday's**

**Start Time:** 2.00am

**Finish Time:** 7.00am

#### **Sunday's**

**Start Time:** 2.00am

**Finish Time:** 7.00pm

2. The Applicant must deliver correspondence to the Council's reasonable satisfaction notifying nearby residents and businesses of the scheduled early works on the Land in connection with the Activity in respect of each of the properties within the area identified in **Appendix A** no later than **5pm, a minimum seven (7) days prior to the Activity**. The correspondence must include the Applicant's and or Responsible Person's contact details for the purpose of stakeholder contact for the duration of the Activity and invite stakeholder to raise any complaints relating to the Activity direct with the Responsible Person
3. Provide the Council with a copy of the correspondence delivered in accordance with condition 2 above via email to [c.officers@cityofadelaide.com.au](mailto:c.officers@cityofadelaide.com.au)
4. Provide the Council with a copy of any complaints received during the duration of the activity via email to [c.officers@cityofadelaide.com.au](mailto:c.officers@cityofadelaide.com.au)
5. Immediately notify the Council if there are any changes to the Activity, including time, date, or works proposed to be conducted via email to [c.officers@cityofadelaide.com.au](mailto:c.officers@cityofadelaide.com.au)
6. Notify Council when the activity has concluded via email to [c.officers@cityofadelaide.com.au](mailto:c.officers@cityofadelaide.com.au)
7. The Activity must be undertaken in accordance with the steps identified in **Appendix B** provided at the time of application for minimising, managing, and monitoring the effects of potential local nuisance on potentially affected persons.
8. The Activity must be undertaken in accordance with any directions issued by an authorised person of the Council, including in relation to the management of any complaint received by a stakeholder.
9. The following noise nuisance reduction must be implemented at all times when the Activity is being undertaken, so far as reasonably practicable, any noisy works between **2.00am to 7.00am** Monday to Saturday's & **2:00am to 7.00pm** Sunday's
  - Using new and well-maintained equipment only
  - No idling of equipment when not in use
  - No loud music radios, yelling, or any other unnecessary noise
  - Pre- start meeting to include noise reduction and mitigation instructions to all staff
  - Utilise vehicles fitted with broad band reversing alarms wherever possible

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

- a) there are exceptional circumstances that justify the making of the declaration;  
and
- b) the Applicant's nuisance management plan adequately sets out the measures that the person will take to prevent, minimise, or address any anticipated adverse effects from the specified activity on the amenity value of the area concerned.

Signed: Steph Paprzycki-Baker (as delegate of the Council)



Date: 16/02/2026

#### TAKE NOTE

- A declaration means an exemption
- The Council may, by further notice in writing, vary or revoke this declaration under section 18 of the Act.
- This declaration has effect from the date specified in the declaration and remains in force according to its terms for a period not exceeding 3 months, or as specified in the declaration, or until revoked (in writing) by the Council.
- It is an offence under section 18 of the Act to carry on an activity that results in a local nuisance (as defined under section 17 of the Act). The Applicant must take all reasonable steps to ensure that activities on the Land that are conducted outside of the terms of this exemption do not give rise to a local nuisance.
- Pursuant to section 19(7) of the Act this declaration has been published on the Council's website

Kind regards



Steph Paprzycki-Baker  
Team Leader Community Safety





## Appendix B

- Whenever practicable, any excessively loud activities will be scheduled towards the end of the shift.
- Where possible in residential area the use of electric blowers to be used before 7am
- Where practicable vehicles and machinery to be fitted with reverse squawkers rather than beepers.
- Ensure that equipment and machinery are regularly maintained and kept in good working condition.
- monitor activities and conduct regular meetings to discuss any concerns and explore any further strategies to reduce any noise or other local nuisance.
- Endeavour to explore quieter machinery where possible.
- Turn off machinery when not being used.
- Conduct regular team meetings to ensure staff are aware of procedure and their surrounding conditions to try and minimise any additional noise.