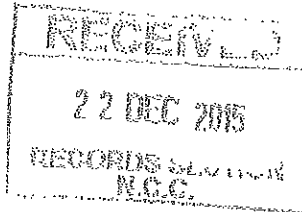


Our reference: DOC15/508605
EF15/8228



Acting General Manager
Newcastle City Council
PO Box 489
NEWCASTLE NSW 2300

Attn: Mr Damian Jaeger

23 DEC 2015

STANDARD POST
17 December 2015

Dear Mr Cordingley

**Proposed Recycling Facility – Benedict Industries Pt Limited
80 Tourle Street, Mayfield West – DA 2015/0291**

I refer to your correspondence to the Environment Protection Authority ("the EPA") dated 12 November 2015 in relation to Development Application 2015/0291, for a proposed recycling facility located at 80 Tourle Street, Mayfield West submitted by Benedict Industries Pty Limited ("the applicant").

The EPA understands that the applicant is requesting amendments to the conditions given in the General Terms of Approval issued by the EPA on 21 September 2015.

The EPA has considered the amendments and provides the following response.

Condition L2.1 – It is the EPA's preference for the consent not be prescriptive and therefore not include a Limits table. Preferably, and similarly to other consents requiring an Environment Protection Licence, the consent has read *In accordance with the discharge limits on an EPL issued by the EPA.*

Condition L4.3 – Amendment accepted and will be reflected in Environment Protection Licence.

Condition L4.6 – The EPA does not concur with the applicant that *the required meteorological data can be more reliably sourced from the Bureau of Meteorology weather station at Williamtown* due to its distance from Mayfield West and the influences of the Hunter River on the weather. The applicant is to source access to data from an alternative meteorological station or alternatively consider installing a weather station that can meet the required parameters.

Condition L4.7 – Cross reference will be amended in Environment Protection Licence.

Condition L4.8 – Cross reference will be amended in Environment Protection Licence.

Condition O2.2 – Standard condition and cannot be varied.

Condition M2.1 – As suggested in condition L2.1, it is the EPA preference not to be prescriptive in the consent. Preferably, the EPA would like the consent to read *In accordance with the monitoring requirements on an EPL issued by the EPA.*

Condition M3.1 – As discussed in condition L4.6, the applicant is to source access to data from an alternative meteorological station or alternatively consider installing a weather station that can meet the required parameters.

Condition M3.2 – As discussed in condition L4.6 and M3.1, the applicant is to source access to data from an alternative meteorological station or alternatively consider installing a weather station that can meet the required parameters.

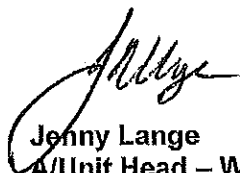
Condition M4.1 – The EPA concurs with the applicant that it is appropriate to undertake noise monitoring across all seasons. Once the EPA has a full suite of sampling over a 12 month period, pending these results, a licence variation application can be submitted to vary the frequency of monitoring. Therefore, the EPA makes no change to this condition.

Condition R2.1 – Similarly to above, no change to condition R2.1.

Condition E2.3 – Amendment accepted and will be reflected in Environment Protection Licence.

If you have any questions regarding this matter, please call Karen Gallagher on 02 4908 6822.

Yours sincerely



Jenny Lange
A/Unit Head – Waste Compliance
NSW Environment Protection Authority

Enclosed: General Terms of Approval forwarded to Newcastle City Council on 21/9/2015

To lodge official correspondence electronically on behalf of your business or company, please email the signed correspondence on company/business letterhead to waste.operations@epa.nsw.gov.au . You do not need to provide a hard copy of the emailed correspondence.