

10 MAR 2017

**Alyna Anouhoungheuang**

**From:** Carla Thomas <Carla.Thomas@epa.nsw.gov.au>  
**Sent:** Friday, 10 March 2017 3:18 PM  
**To:** Mail Mail  
**Cc:** Lesley Corkill  
**Subject:** DA 786.1/2016 - 88 Redfern Street Wetherill Park  
**Attachments:** EPA Notice No. 1548119 - GTAs - 88 Redfern Street Wetherill Park.pdf

TO:	Hayley T
FILE:	16/29138
DOC ID:	
CRM:	
SCAN DATE:	13/3/17

Attn: Hayley Tasdarian

Please see attached General Terms of Approval from the EPA in relation to DA 786.1/2016 – 88 Redfern Street Wetherill Park. A hard copy has also been mailed to you.

If you have any questions please call me on (02) 9995 5302.

Regards

**Carla Thomas****Operations Officer – Waste Compliance**

Waste and Resource Recovery Branch, NSW Environment Protection Authority

+61 2 9995 5302

[Carla.Thomas@epa.nsw.gov.au](mailto:Carla.Thomas@epa.nsw.gov.au) [www.epa.nsw.gov.au](http://www.epa.nsw.gov.au) [@EPA NSW](#) [EPA YouTube](#)

**Report pollution and environmental incidents 131 555 (NSW only) or +61 2 9995 5555**

Please send all official electronic correspondence to [waste.operations@epa.nsw.gov.au](mailto:waste.operations@epa.nsw.gov.au)



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# General Terms of Approval - Issued

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Notice No: 1548119

General Manager  
Fairfield City Council  
PO Box 21  
FAIRFIELD NSW 1860  
Attention: Hayley Tasdarian - Development Planner

Notice Number      1548119  
File Number        DOC16/642943  
Date                 10-Mar-2017

**Re: DA786.1/2016 - Alterations to existing recycling facility including the demolition of existing workshop and construction of a recycled products storage shed - Lot: 3 DP: 262054, No. 88 Redfern Street Wetherill Park NSW**

**Issued pursuant to Section 91A(2) Environmental Planning and Assessment Act 1979**

I refer to the development application and accompanying information provided for the proposed alterations to an existing recycling facility including the demolition of existing workshop and construction of a recycled products storage shed at 88 Redfern Street Wetherill Park NSW ("the premises"), received by the Environment Protection Authority (EPA) on 21 December 2016.

Grima Environmental Services Pty Ltd currently hold Environment Protection Licence No. 20647 issued by the EPA for resource recovery and storage of paper and cardboard waste at the premises.

EPA has reviewed the information provided and has determined that it is able to vary the licence for the premises in accordance with the proposal, subject to a number of conditions. The applicant will need to make a separate application to EPA to vary their licence.

The general terms of approval for this proposal are provided at Attachment A. If Fairfield City Council grants development consent for this proposal these conditions should be incorporated into the consent.

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These general terms relate to the development as proposed in the documents and information currently provided to EPA. The EPA understands that no public submissions were received by council about the development application.

In the event that the development is modified either by the applicant prior to the granting of consent or as a result of the conditions proposed to be attached to the consent, it will be necessary to consult with EPA about the changes before the consent is issued. This will enable EPA to determine whether its general terms need to be modified in light of the changes.

In assessing the proposal, the EPA has also identified the following environmental issues that Fairfield City Council may wish to consider in its overall assessment:

## 1. Air Quality Management Plan

The applicant proposes to develop an Air Quality Management Plan as part of the development application. The EPA recommends that the applicant proceed with this prior to the proposed operations commencing, and that council incorporate this requirement into the consent. The EPA does not approve or endorse environmental management plans.

## 2. Fire Safety Risk

There is a potential risk of fire from proposed activities, and the applicant has proposed several methods to minimise the risks. Fairfield City Council should impose conditions on the development to ensure these methods are adopted, and building fire safety standards are incorporated.

## 3. Construction Work

Construction work should be undertaken:

- a) between 7:00 am and 6:00 pm, Mondays to Fridays;
- b) between 8:00 am and 1:00 pm on Saturdays; and
- c) at no time on Sundays or public holidays.

Should council consider permitting works outside of these recommended hours, we recommend that council follow the assessment process outlined in the *Interim Construction Noise Guideline (DECC, 2009)*.

## 4. Waste disposal from the demolition and construction phase

The proposal involves demolition of maintenance workshop along northern boundary of premises and construction of a new recycled products storage shed. The EPA recommends that council place conditions on the development consent requiring the applicant to track the disposal/recovery of waste from the demolition and construction phase. Such waste must only be disposed/recovered at facilities that can lawfully receive that type of waste. As there is an active weigh-bridge at the facility, any outgoing loads of demolition and construction waste should be weighed-out, and linked to a corresponding weigh-bridge dockets for the receiving facility where it is sent for disposal/recovery. The applicant should be required to produce the weigh-bridge dockets to council on request to demonstrate lawful disposal.

## 5. Variation to Environment Protection Licence

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If consent is granted, the applicant must apply for a licence variation for Environment Protection Licence No. 20647 in order to permit the proposed activities outlined in the development application, specifically:

- Condition L2.1 - Addition of plastic
- Condition L2.2 - Increase in maximum amount of waste that can be stored at any one time

The EPA is likely to vary other conditions of the licence such as the provision of an increased financial assurance as a consequence of the proposal.

If you have any questions, or wish to discuss this matter further please contact Carla Thomas on (02) 9995 5302.

Yours sincerely

A handwritten signature in cursive script, appearing to read 'Lesley Corkill'.

.....  
**LESLEY CORKILL**  
**Unit Head - Waste Compliance**  
**Waste Compliance Section**  
(by Delegation)

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## Administrative conditions

### A1 Information supplied to the EPA

A1.1 Except as expressly provided by these general terms of approval, works and activities must be carried out in accordance with the proposal contained in:

- The development application 786.1/2016 submitted to Fairfield City Council on 29 November 2016;
- Environmental impact statement by Jackson Environment and Planning Pty Ltd dated 29 November 2016 relating to the development; and
- All additional documents supplied to the EPA in relation to the development, including:
- Owners Consent - Dated 29 November 2016

### A2. Fit and Proper Person

A2.2 The applicant must, in the opinion of the EPA, be a fit and proper person to hold a licence under the Protection of the Environment Operations Act 1997, having regard to the matters in s.83 of that Act.

## Limit conditions

### L1. Pollution of waters

L1.1 Except as may be expressly provided by a licence under the Protection of the Environment Operations Act 1997 in relation of the development, section 120 of the Protection of the Environment Operations Act 1997 must be complied with in and in connection with the carrying out of the development.

### L2. Waste

L2.1 The licensee must not cause, permit or allow any waste generated outside the premises to be received at the premises for storage, treatment, processing, reprocessing or disposal or any waste generated at the premises to be disposed of at the premises, except as expressly permitted by a licence under the Protection of the Environment Operations Act 1997.

Code	Waste	Description	Activity	Other Limits
NA	Paper or Cardboard	As defined in Schedule 1 of the POEO Act as in force from time to time	Resource Recovery Waste Storage	NA
NA	Plastic	As defined in Schedule 1 of the POEO Act as in force from time to time	Resource Recovery Waste Storage	NA

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**L2.2** The amount of waste permitted to be stored on the premises at any one time must not exceed 1000 tonnes.

**L2.3** The total amount of waste permitted to be received at the premises per year must not exceed 99,000 tonnes.

## **L3. Potentially offensive odour**

**L3.1** No condition of this licence identifies a potentially offensive odour for the purposes of section 129 of the Protection of the Environment Operations Act 1997.

Note: Section 129 of the Protection of the Environment Operations Act 1997, provides that the licensee must not cause or permit the emission of any offensive odour from the premises but provides a defence if the emission is identified in the relevant environment protection licence as a potentially offensive odour and the odour was emitted in accordance with the conditions of a licence directed at minimising odour.

## **Operating conditions**

### **O2. Dust**

**O2.1** The premises must be maintained in a condition which prevents the emission of dust from the premises.

**O2.2** Activities must be carried out in a manner that minimises the generation of dust.

**O2.3** The licensee must ensure that no material, including sediment or oil, is tracked from the premises.

**O2.4** Trucks entering and leaving the premises that are carrying loads must be covered at all times except during loading and unloading.

### **O3. Processes and management**

**O3.1** Any waste for processing or storage at the premises must be assessed and classified in accordance with the *EPA Waste Classification Guidelines* as in force from time to time.

**O3.2** Each type of waste stored on site for recovery/recycling must be stockpiled separately.

**O3.3** There must be no burning or incineration of waste at the premises.

**O3.4** Clean stormwater must be diverted around 'dirty' areas of the site.

**O3.5** All waste processing and storage must be undertaken inside the building.

### **O4. Emergency Response**

**O4.1** The licensee must prepare, maintain and implement as necessary, a current Pollution Incident Response Management Plan (PIRMP) for the premises.

NOTE: The licensee must develop their PIRMP in accordance with the requirements in Part 5.7A of the Protection of the Environment Operations Act 1997 (the POEO Act) and the POEO Regulations.

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## Reporting conditions

**R1.1** The applicant must provide an annual return to the EPA in relation to the development as required by any licence under the Protection of the Environment Operations Act 1997 in relation to the development. In the return the applicant must report on the annual monitoring undertaken (where the activity results in pollutant discharges), provide a summary of complaints relating to the development, report on compliance with licence conditions and provide a calculation of licence fees (administrative fees and, where relevant, load based fees) that are payable. If load based fees apply to the activity the applicant will be required to submit load-based fee calculation worksheets with the return.

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## Attachment – Mandatory Conditions for all EPA licences

### Operating conditions

#### Activities must be carried out in a competent manner

Licensed activities must be carried out in a competent manner.

This includes:

- a. the processing, handling, movement and storage of materials and substances used to carry out the activity; and
- b. the treatment, storage, processing, reprocessing, transport and disposal of waste generated by the activity.

#### Maintenance of plant and equipment

All plant and equipment installed at the premises or used in connection with the licensed activity:

- a) must be maintained in a proper and efficient condition; and
- b) must be operated in a proper and efficient manner.

### Monitoring and recording conditions

#### Recording of pollution complaints

The licensee must keep a legible record of all complaints made to the licensee or any employee or agent of the licensee in relation to pollution arising from any activity to which this licence applies.

The record must include details of the following:

- the date and time of the complaint;
- the method by which the complaint was made;
- any personal details of the complainant which were provided by the complainant or, if no such details were provided, a note to that effect;

the nature of the complaint;

- the action taken by the licensee in relation to the complaint, including any follow-up contact with the complainant; and
- if no action was taken by the licensee, the reasons why no action was taken.

The record of a complaint must be kept for at least 4 years after the complaint was made.

The record must be produced to any authorised officer of the EPA who asks to see them.

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## Telephone complaints line

The licensee must operate during its operating hours a telephone complaints line for the purpose of receiving any complaints from members of the public in relation to activities conducted at the premises or by the vehicle or mobile plant, unless otherwise specified in the licence.

The licensee must notify the public of the complaints line telephone number and the fact that it is a complaints line so that the impacted community knows how to make a complaint.

This condition does not apply until 3 months after this condition takes effect.

## Reporting Conditions

### Annual return documents

The applicant must provide an annual return to the EPA in relation to the development as required by any licence under the Protection of the Environment Operations Act 1997 in relation to the development. In the return the applicant must report on the annual monitoring undertaken (where the activity results in pollutant discharges), provide a summary of complaints relating to the development, report on compliance with licence conditions and provide a calculation of licence fees (administrative fees and, where relevant, load based fees) that are payable. If load based fees apply to the activity the applicant will be required to submit load-based fee calculation worksheets with the return.

### Notification of environmental harm

Notifications must be made by telephoning the Environment Line service on 131 555.

**Note:** The licensee or its employees must notify all relevant authorities of incidents causing or threatening material harm to the environment immediately after the person becomes aware of the incident in accordance with the requirements of Part 5.7 of the Act.

The licensee must provide written details of the notification to the EPA within 7 days of the date on which the incident occurred.

### Written report

Where an authorised officer of the EPA suspects on reasonable grounds that:

- a) where this licence applies to premises, an event has occurred at the premises; or
- b) where this licence applies to vehicles or mobile plant, an event has occurred in connection with the carrying out of the activities authorised by this licence, and the event has caused, is causing or is likely to cause material harm to the environment (whether the harm occurs on or off premises to which the licence applies), the authorised officer may request a written report of the event.

The licensee must make all reasonable inquiries in relation to the event and supply the report to the EPA within such time as may be specified in the request.

The request may require a report which includes any or all of the following information:

- c) the cause, time and duration of the event;
- d) the type, volume and concentration of every pollutant discharged as a result of the event;
- e) the name, address and business hours telephone number of employees or agents of the licensee, or a specified class of them, who witnessed the event;

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- f) the name, address and business hours telephone number of every other person (of whom the licensee is aware) who witnessed the event, unless the licensee has been unable to obtain that information after making reasonable effort;
- g) action taken by the licensee in relation to the event, including any follow-up contact with any complainants;
- h) details of any measure taken or proposed to be taken to prevent or mitigate against a recurrence of such an event; and
- i) any other relevant matters.

The EPA may make a written request for further details in relation to any of the above matters if it is not satisfied with the report provided by the licensee. The licensee must provide such further details to the EPA within the time specified in the request.

## General conditions

### **Copy of licence kept at the premises or on the vehicle or mobile plant**

A copy of this licence must be kept at the premises or on the vehicle or mobile plant to which the licence applies.

The licence must be produced to any authorised officer of the EPA who asks to see it.

The licence must be available for inspection by any employee or agent of the licensee working at the premises or operating the vehicle or mobile plant.

## Special Conditions

### **Financial Assurance**

The Environment Protection Licence for the premises will be subject to conditions requiring the proponent to provide a financial assurance to the EPA in the form of an unconditional and irrevocable and on demand guarantee from a bank, building society or credit union operating in Australia as "Authorised Deposit-taking Institutions" under the Banking Act 1959.