

Notice of Modification

Section 75W of the *Environmental Planning and Assessment Act 1979*

As delegate of the Minister for Planning under delegation executed on 14 September 2011, the Planning Assessment Commission of New South Wales (the Commission) hereby approve the modification of the Project Application referred to in Schedule 1, subject to the conditions outlined in Schedule 2.



Gabrielle Kibble AO
Member of the Commission

Sydney

13 May 2014

SCHEDULE 1

Application No:	Development Application (DA 205-08-01), assented under the <i>Clyde Waste Transfer Terminal (Special Provisions) Act 2003</i> , as modified by MOD 113-11-2006, DA 205-08-01 MOD 2 and DA 205-08-01 MOD 3
Proponent:	Veolia Environmental Services (Australia) Pty Ltd
Approval Authority:	Minister for Planning
Land:	322 Parramatta Road, Auburn in the Auburn local government area (Lot 201 DP 1007683)
Project:	Clyde Waste Transfer Terminal
Modification:	DA 205-08-01 MOD 4: permanently increase the permissible waste acceptance rate of the facility to 500,000 tonnes a year.

SCHEDULE 2

This project approval is modified by:

- Replacing the definition of 'Department' in the definitions list in Schedule 2 as follows:

Department, the	the Department of Planning and Environment
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- Inserting a new definition of 'Secretary' in the definitions list in Schedule 2 in alphabetical order as follows:

Secretary, the	the Secretary of the Department of Planning and Environment (or nominee)
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- Deleting the definitions of 'DECCW' and 'Director-General' in the definitions list in Schedule 2.
- Replacing all references to 'DECCW' in the consent with 'EPA'.
- Replacing all references to 'Director-General' in the consent with 'Secretary'.
- Replacing Condition 1 in Schedule 2 with the following:

1. The development shall be carried out in accordance with:
 - (a) DA No. 205-08-01;
 - (b) the EIS prepared for the "Clyde Transfer Terminal" by Maunsell McIntyre Pty Ltd, dated 14 August 2001;
 - (c) the Supplementary EIS prepared for the "Clyde Transfer Terminal" by Maunsell McIntyre Pty Ltd, dated 18 December 2001;
 - (d) all additional information supplied by the Applicant or the Applicant's consultants or subconsultants to the Department or integrated approval bodies pertaining to the development, including:
 - Noise Mitigation Details provided to the EPA by Vipac Engineers & Scientists Ltd by facsimile dated 15 February 2002;
 - Stormwater Outlet Design, dated 18 February 2002, provided to the Department by Maunsell Australia Pty Ltd;
 - Information on traffic, odour and noise, dated 9 April 2002, provided to the independent assessor Mr John Court by Maunsell Australia Pty Ltd;
 - Information on the construction EMP, stormwater drainage, site contamination, landscaping and rehabilitation of Duck River, and the property boundary, dated 10 April 2002, provided to Waterways Authority by Maunsell Australia Pty Ltd;
 - Information on odour management, Duck River cycleway, and traffic management, dated 10 April 2002, provided to the independent assessor Mr John Court by Maunsell Australia Pty Ltd;
 - Information on the property boundary, dated 17 April 2002, provided to Waterways Authority by Maunsell Australia Pty Ltd;
 - Information on modifications to pipeline, pipe outlet, scour protection works, detention basin, weighbridge and noise barrier, dated 19 April 2002, provided to Waterways Authority by Maunsell Australia Pty Ltd;
 - Information on a proposed community consultative committee and possible community enhancement projects, dated 4 June 2002, provided to the Department by the Applicant;
 - Information on Parramatta Road plans and odour control procedure, dated 12 June 2002, provided to the Department by Maunsell Australia Pty Ltd; and
 - Information on odour management, dated 4 July 2002, provided to the Department by the Applicant;
 - (e) modification application MOD-133-11-2006, accompanied by *Statement of Environmental Effects Modification to the Terminal Building Forced Ventilation System Clyde Waste Transfer Station*, prepared by Environ and dated October 2006, the *Odour Mitigation Study Clyde Waste Transfer Terminal Addendum to Final Report*, prepared by the Odour Unit and dated July 2006, and Veolia Environmental Services' letter (and attachments) to the Department of Planning dated 15 February 2007;
 - (f) modification application DA-205-08-01-MOD-2;
 - (g) modification application DA-205-08-01-MOD-3 and accompanying letter dated 14 December 2009; and
 - (h) modification application DA-205-08-01 MOD 4 and accompanying Environmental Assessment letter prepared by Veolia Environmental Services (Australia) Pty Ltd and dated 20 January 2014,

except as modified by the following conditions.

7. Replacing Condition 8 in Schedule 2 with the following:
 8. No waste shall be received at the development except waste to be transported by rail from Clyde to the Crisps Creek Intermodal Facility for disposal or treatment at Woodlawn.
8. Deleting Condition 9 in Schedule 2 and inserting the words 'Deleted'.
9. Replacing Condition 10 in Schedule 3 with the following:
 10. The Applicant shall ensure that no more than 500,000 tonnes per annum of waste is received at the development in any calendar year.