

4 November 2015

Georg Eberl
Engineer
Blacktown City Council
PO BOX 63
BLACKTOWN NSW 2148

Cc Robert Peterson
Aneesh Singh

Dear Georg

Genesis Xero Waste Facility Stormwater Management Plan

I refer to my discussion yesterday with Robert over the telephone and Council's previous correspondence with AT & L in relation to the above.

I now write to you to confirm as follows.

The two temporary On Site Detention ("OSD") basins outside of the Genesis facility land title boundaries at the time of the Genesis approval were felt to be necessary appurtenances to the Waste Facility. As such they formed part of the State Significant Project Approval No. 06_0139.

The currently proposed additional processing building, the Pre-Sort Enclosure ("PSE"), lies within the same title boundaries to which the Genesis project approval applies. I think it is generally accepted by Council that the "temporary" OSDs are currently adequate in terms of position and capacity for the purpose of the proposed PSE.

ACN 114 837 713 Pty Ltd ("**ACN**") as owner of the land, recognises that the portion of land on Lot 2 in DP 1145808 between the western boundary of the Genesis Site and Archbold Road may well become highly desirable for development once Archbold Road is expanded.

If I define it correctly, it would be unsatisfactory to Council if the OSDs continued to exist outside of the waste facility boundaries and more especially if the land immediately abutting Archbold road was released/ sold for development.

I can confirm therefore that ACN does not intend to sell Lot 2. Instead, after the current applications are finalised it is the intention of ACN to apply to expand the operational boundary of the Genesis Xero Waste Facility towards Archbold Road [allowing for the road widening]. I note that no project modification has been lodged as yet as it was felt that overall site issues of roads and drainage needed to be resolved first. In such a case the existing northern and the southern OSDs would continue to be located within the [expanded] Genesis Site for the long term.

If ACN were to part with Lot 2 for an unforeseeable reason, ACN understands that other arrangements would be required to be made to satisfy Council's drainage requirements. ACN would be happy to accept conditions of approval for the PSE providing for alternative stormwater detention arrangements to be entered into in the event that the land in question was sold.

I would be grateful if you could review the matter at your earliest convenience. If you have any questions please do not hesitate to contact me directly on (02) 9519 9999.

Yours sincerely,



Christopher Biggs
GENERAL COUNSEL