Emma Barnet

From: James Goodwin <James.Goodwin@epa.nsw.gov.au>
Sent: Wednesday, 9 September 2015 5:52 PM
To: Emma Barnet
Cc: Stuart Clark
Subject: Request for comment - Modification 6 to Orica Car Park Waste Encapsulation Remediation Project 06_0197 - Botany Bay LGA

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Dear Emma,

I am responding to your e-mail dated 17 August 2015 requesting comments on the above planning modification request from Orica. I apologise for the delay in responding to you.

The EPA has reviewed the application and provides the following comments:

- The EPA has provided in-principle support to previous Orica proposals for appropriately re-using treated and validated soil from the Orica Car Park Waste Encapsulation Remediation Project (for example, in our letter to yourself dated 3/7/11);
- This in-principle support was contingent on Orica obtaining all necessary planning approvals and obtaining written advice from relevant Accredited Site Auditors on the suitability of the re-using the treated soil at the proposed re-use sites;
- Part of the Modification 6 request (Mod 6 request) aims to address the issue of ensuring the relevant planning approval is in place for the soil re-use;
- The EPA understands from Orica that the relevant Site Auditors have confirmed the suitability of re-using the treated soil at the locations shown in Mod 6 request. However, the EPA recommends that this is confirmed before any planning approval is granted;
- If a planning approval is granted and there is appropriate Site Auditor confirmation, the re-use of the treated material as proposed in the Mod 6 request is considered appropriate;
- Orica has correctly identified in the Mod 6 request that there are Environment Protection Licensing implications around the re-use of material at Stockpile C. The EPA considers that these implications can be appropriately resolved;
- The wording proposed by Orica for amending Condition 7 of the Project Approval could be simplified to clarify what is and is not permitted; and
- Insofar as the EPA's regulatory responsibilities are concerned, the activities proposed in Mod 6 can be appropriately managed using the current conditions of Orica's Environment Protection Licence (#2148).

Please feel free to contact me if your require further information.

Regards

James Goodwin
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