

Modification of Minister's Approval

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

As delegate of the Minister for Planning, I modify the project approval referred to in Schedule 1, subject to the conditions in Schedule 2.



Anthea Sargeant
Executive Director
Key Sites and Industry Assessments

Sydney

29 July

2016

SCHEDULE 1

Application Number: MP 07_0066

Proponent: Park Pty Ltd

Approval Authority: Minister for Planning

Land: Lots 10, 11, 12 and 13 DP 234887, Lot 7 DP 262783, Lots 3 and 4 DP 573972, Lot 361 DP 1104196, Lots 28 and 34 DP 775776 **and Lots 1, 2 and 3 DP 557904**, Greenleaf Road, Kooragang Island, Newcastle

Project: Marine fuel storage facility, biodiesel production facility, pipeline and associated infrastructure

Modification: MP 07_0066 MOD 4: Modification for the inclusion of additional land, occupation of refurbished office and workshop and addition of a storage tank (T13)

SCHEDULE 2

1. In the definitions, insert the following definition in alphabetical order:

MOD 4 **Modification application to MP 07_0066, including supporting documentation prepared by Umwelt (dated 25 September 2015 and 14 June 2016)**
2. Condition 2 of Schedule 2, is modified by the deletion of the ~~struck-out~~ words and the inclusion of the **bold and underlined** words as follows:
 1. The Proponent shall carry out the project generally in accordance with the:
 - a) EA;

- b) site plan (see Appendix A);
- c) statement of commitments (see Appendix B);
- d) MOD 1;
- e) MOD 2; and
- f) **MOD 4; and**
- g) conditions of this approval.

3. Insert Condition 9A after Condition 9 of Schedule 2 as follows:

9A. Prior to the use or occupation of the refurbished workshop and administration building included as part of MOD 4, the Proponent shall either amalgamate Lots 1, 2, and 3 of DP 557904, or carry out a boundary adjustment, to ensure the building is not located on a lot boundary and meets the fire safety requirements of the BCA.

4. Insert Condition 14A and Condition 14B after Condition 14(b) of Schedule 3 as follows:

14A. Prior to the use or occupation of the refurbished workshop and administration building, or Tank T-13 included as part of MOD 4, the Proponent shall update the approved Emergency Plan to include changes introduced by MOD 4 to the satisfaction of the Secretary.

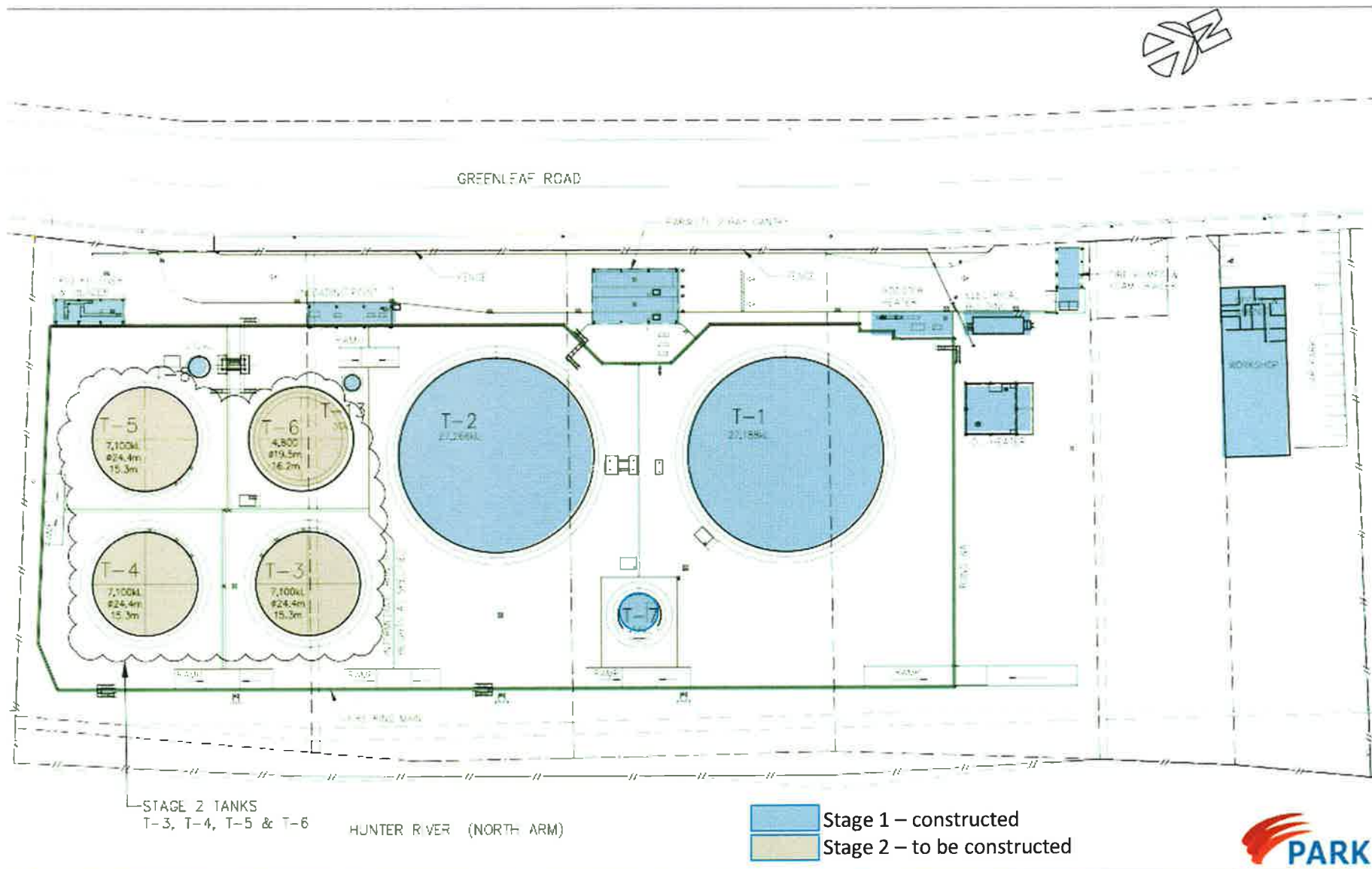
14B. Prior to the use or occupation of the refurbished workshop and administration building, or Tank T-13 included as part of MOD 4, the Proponent shall update the approved Safety Management System to include changes introduced by MOD 4 to the satisfaction of the Secretary.

5. Insert Condition 44 after Condition 43 of Schedule 3 as follows:

LANDSCAPING

44. Prior to the use or occupation of the refurbished workshop and administration building included as part of MOD 4, the Proponent shall prepare an updated Landscape Plan, taking into account the revised site layout. The Landscape Plan shall be designed based on the principles of the Landscape Plan submitted as part of the original application. All landscape works are to be completed in accordance with the plan within 6 months occupation of the refurbished workshop and administration building.

6. Replace the Site Layout Plan within Appendix A with the following Site Layout Plan:



TFA Project Group
17 Dover Street, Sydney NSW 2000 Australia
Ph. 61 7 8204 8200 Fax. 61 7 8204 8200
PROJECT MANAGERS | ENGINEERS | PLANNERS | ENVIRONMENTALISTS

PARK FUELS
FUEL TERMINAL
KOORAGANG ISLAND
NEWCASTLE
NSW

SITE LAYOUT STAGE 1 & 2 TANKS			
LOC	10.11.15	1:400	1:800
ORIGINAL	15303-A01	A	