

Modification of Development Consent

Section 4.55(1A) of the *Environmental Planning and Assessment Act 1979*

As delegate of the Minister for Planning and Public Spaces, under delegation executed on 9 March 2020, I approve the modification of the development consent referred to in Schedule 1, subject to the conditions in Schedule 2.



Chris Ritchie
Director
Industry Assessments

Sydney 24 April 2020

SCHEDULE 1

Approval

Application Number: 07_0161 granted project approval by the then Deputy Secretary, Development Assessment and Systems Performance on 7 September 2010

For the following: Upgrade and expansion of the Willmott sawmill and treatment plant to facilitate an increase in the timber processing capacity

Modification 4

Modification Application: 07_0161-Mod-4 – Installation and operation of H2F Timber Spray System

Applicant: Dongwha Australia Pty Ltd

Consent Authority: Minister for Planning and Public Spaces

Land: 1 Sandy Lane, Bombala (Lot 2 DP 1016573 and Lot 27 DP 1061792)

SCHEDULE 2

The development consent is modified as follows:

1. Throughout Schedules 1 to 4, replace the following terms with new terms:

approval	consent
project	development
Proponent	Applicant
Secretary	Planning Secretary
shall	must

In Schedule 1:

2. Delete the definitions for Council, Department, Project, Proponent and Secretary and insert the following definitions in alphabetical order:

Applicant	Dongwha Australia Pty Ltd, or any person carrying out any development to which this consent applies
Council	Snowy Monaro Regional Council
Department	The Department of Planning, Industry and Environment
Development	The development as described in the EA and Response to Submissions, as modified by MOD 1, MOD 2, MOD 3 and MOD 4
H2F Spray System	The H2F timber spray unit as described in MOD 4
MOD 4	The modification application and supporting documentation including <i>Dongwha Australia Pty Ltd, Bombala Sawmill Modification 4, Modification Report</i> , prepared by GHD, dated February 2020
Planning Secretary	Planning Secretary under the EP&A Act, or nominee
Waste	has the same meaning as the definition of the term in the Dictionary to the POEO Act

In Schedule 2: Administrative Conditions

3. In condition 2, delete all words after MOD 3 and insert the following conditions:

- (g) MOD 4; and
- (h) conditions of this consent.

In Schedule 3: Specific Environmental Conditions

4. Insert new Condition 5F and heading after Condition 5E as follows:

H2F Timber Spray System

- 5F. Prior to commissioning the H2F spray system, the Applicant must provide the following to the satisfaction of the Planning Secretary and the EPA:
 - a) a performance guarantee (or similar) which confirms the demister is fit-for-purpose for controlling emissions of bifenthrin; and

- b) a risk review of bifenthrin emissions from the spray unit based on the expected performance of the demister and plant operating conditions, including volumes of pesticide used.
5. Insert new Condition 5G after Condition 5F as follows:
- 5G. Within 3 months of commencing operation of the H2F spray system, the Applicant must undertake the following post-commissioning testing to the satisfaction of the Planning Secretary and EPA:
- a) testing on the outlet of the H2F demister fan exhaust to confirm the environmental performance of the demister. The Applicant must perform at least one round of monitoring for the following parameters and analytes: temperature, velocity, moisture, Bifenthrin and Volatile organic compounds, in accordance with the sampling and analysis methodology specified in the *Approved Methods for the Sampling and Analysis of Air Pollutants in NSW* (Approved Methods). If the Approved Methods do not specify the sampling and analysis methodology, such as for Bifenthrin, the method used should:
- be based on a recognised, published standard or reference method;
 - be demonstrated to be fit for purpose; and
 - the facility conducting the analysis should be familiar with and, where practicable, accredited under ISO 17025 for the analytical method.
6. Insert new Conditions 29A to 29D and heading after Condition 29 as follows:

Statutory Requirements

- 29A. All waste materials removed from the site must only be directed to a waste management facility or premises lawfully permitted to accept the materials.
- 29B. The Applicant must assess and classify all liquid and non-liquid wastes to be taken off site in accordance with the latest version of EPA's *Waste Classification Guidelines Part 1: Classifying Waste* (EPA, 2014) and dispose of all wastes to a facility that may lawfully accept the waste.
- 29C. Waste generated outside the site must not be received at the site for storage, treatment, processing, reprocessing, or disposal.
- 29D. The Applicant must retain all sampling and waste classification data for the life of the development in accordance with the requirements of EPA.

End of modification
(SSD 07_0161 MOD 4)