

Kiersten Fishburn
Secretary
Department of Planning Industry and Environment
Attention: Mr Chris Ritchie
Director – Industry Assessments
Department Planning, Industry and Environment
4 Parramatta Square, 12 Darcy Street
PARRAMATTA NSW 2150

Via email: (chris.ritchie@planning.nsw.gov.au)

Dear Secretary

Request to Modify Planning Conditions within Application Number 08_0008

Environmental Service Group (ESG) on behalf of Property & Development NSW (PDNSW) write to you to request a modification of the Planning Approval (08_000).

Due to recent discussions, the transfer station located at Matraville is not considered a viable option and ESG seek approval for a modification to all conditions associated with the transfer of the material at the site to this location. The remainder of the project remains unchanged, with the material to be handled, removed offsite and disposed to the facility in Idaho. However, the storage location of the material prior to overseas shipping will not be at the Veolia facility at Matraville as per the Approval.

We are seeking to have the Approval modified to allow transport of the waste material to a holding yard in Adelaide from which the material will be shipped to the facility located in Idaho via the Port of Adelaide. The facility in Adelaide is licenced to store the material with the majority (>90%) of Australia's Class 7 (UN2912) classified material exported through the Adelaide port.

It is requested that the following conditions are removed from the approval:

- A5. Prior to the commencement of remediation works, the Proponent must provide written evidence to the Planning Secretary to demonstrate that an Environmental Protection Licence is in place for the temporary storage of waste material from the site at the Veolia Waste Transfer facility in Matraville
- B10. Waste material that is packaged and secured within shipping containers on suite must be transported from the site to the Veolia Waste Transfer facility in Matraville in accordance with all relevant regulations for waste transport.
- B11. The temporary storage of the waste material at the Veolia Transfer facility in Matraville must be undertaken in accordance with all limits and requirements of the Environmental Protection Licence for the facility.

It is noted that the project Approval transitioned to a State Significant Development (SSD) project on 6 December 2021. As such, it is considered that the modification can be assessed as having a minor environmental impact, in accordance with s4.55(1A) of the *Environmental Planning and Assessment Act 1979* (EP&A Act), on the following grounds:

- The modification relates only to the interim location of the material once removed from the Hunters Hill site. There will be no additional or changes in environmental impact beyond a change in traffic routes, which is covered in the Transport Management Plan submitted as part of this application request.
- The project will remain substantially the same as originally approved. The only modification is the interim location for the material once it leaves the Hunters Hill site. All other aspects of the project remain unchanged.
- ESG has been advised that notification and/or exhibition will not be required for this modification application. Notwithstanding, in the event that it was notified and/or exhibited, ESG would be willing to respond to any submissions received as part of the assessment process.

A copy of the updated Transport Management Plan is provided outlining the management and route of the waste material from the site at Hunters Hill to the storage facility in Adelaide.

Should you have any questions or require any further clarification, please feel free to contact Scott Burrows on 9289 6559 or the undersigned.

Yours sincerely



Peter Graham
Executive Director, Environmental Service Group
Property & Development NSW