

>>> Nicoleta Diacopoulos <NDiacopoulos@fairfieldcity.nsw.gov.au> 25/03/14 2:45 PM >>>

I confirm

Nicoleta Diacopoulos | Co-ordinator Engineering Assessment |

City Development
Fairfield City Council

PO Box 21, Fairfield NSW 1860
P (02) 9725 0748 | F (02) 9757 4708
M 0427 788 880



From: Pascal VanDeWalle [mailto:Pascal.VanDeWalle@planning.nsw.gov.au]
Sent: Tuesday, 25 March 2014 3:28 PM
To: Nicoleta Diacopoulos
Subject: RE: Mod 8 to Project Application 08_0066 - Oakdale Central - ENM / VENM

Hi Nicoleta,

Thanks for the call.

I'm writing to confirm our discussion, being that Council requests that the importation of ENM requires approval prior to delivery at the site, however that the importation of VENM may continue as previously approved - i.e. approval is not required before VENM is imported to the site, but the Applicant is required to retain adequate supporting documentation to demonstrate that the fill is VENM in accordance with Condition 18C of MP 08_0066, which reads:

18C. The importation of fill must meet the criteria of 'Virgin Excavated Natural Material' (VENM) as defined in EPA Environmental Guidelines – Assessment Classification and Management of Liquid and Non-Liquid Waste 1999. The proponent is required to keep supporting documentation (receipts / dockets) of VENM imported to site."

Please let me know if you have any questions.

Yours Sincerely,

Pascal van de Walle
Senior Planning Officer
Major Projects Assessment
NSW Department of Planning and Infrastructure
23 - 33 Bridge Street Sydney NSW 2000
GPO Box 39 Sydney NSW 2001
www.planning.nsw.gov.au

P: 02 9228 6412| F: 02 9228 6466

From: Stewart Rodham
Sent: Wednesday, 19 March 2014 4:04 PM
To: Nicoleta Diacopoulos

Cc: Alexandra Williams

Subject: RE: RE: Mod 8 to Project Application 08_0066 - Oakdale Central - ENM / VENM

Hi Nici,

Further to our discussion on this matter, I confirm your previous advice to the DoP in relation to appropriate conditions to be applied to the Modification.

To clarify the matter and conditions that should be imposed, I have taken the liberty of amending those conditions for ease of reading. The intent of each recommended condition remains the same, however the wording is amended slightly for readability and updated (current) guideline references.

In this regard, please advise the DoP of Council's preference to have the following conditions imposed:

- Any soils / materials imported onto the site shall meet applicable contamination threshold limits for the proposed land use, as contained within the Department of Environment and Conversation publication *Contaminated Sites: Guidelines for the NSW Site Auditor Scheme (2nd edition) 2006*.
- Any soils / materials imported onto the site must meet the definition of Virgin Excavated Natural Material (VENM) as contained in the Department of Environment, Climate Change and Water publication *Waste Classification Guidelines – Part 1: Classifying Waste (December 2009)*; or Excavated Natural Material (ENM) as per the Excavated Natural Material Exemption 2012, made under the *Protection of the Environment Operations (Waste) Regulation 2005 – General Exemption Under Part 6, Clause 51 and 51A*.
- Prior to the importation of any soils / materials to the site, documentation to clearly satisfy the requirements of VENM / ENM shall be submitted to Fairfield City Council for approval.
- Any supporting documentation (such as records / receipts / dockets / log book entries) relating to the importation of VENM / ENM to the site shall be maintained at all times and made available to Council's Officers upon request.
- Any soils / materials imported onto the site shall be compacted in accordance with the Council's specifications.

Regards,

Stewart Rodham

Environmental Management Coordinator | Environmental Standards
Fairfield City Council

PO Box 21, Fairfield NSW 1860
P (02) 9725 0805 | F (02) 9757 4708



From: Nicoleta Diacopoulos

Sent: Monday, 10 March 2014 4:16 PM

To: Stewart Rodham
Cc: Alexandra Williams
Subject: FW: RE: Mod 8 to Project Application 08_0066 - Oakdale Central - ENM / VENM

**Nicoleta Diacopoulos | Co-ordinator Engineering Assessment |
City Development**
Fairfield City Council

PO Box 21, Fairfield NSW 1860
P (02) 9725 0748 | F (02) 9757 4708
M 0427 788 880



From: Pascal VanDeWalle [<mailto:Pascal.VanDeWalle@planning.nsw.gov.au>]
Sent: Thursday, 6 March 2014 1:57 PM
To: Nicoleta Diacopoulos
Subject: Fwd: RE: Mod 8 to Project Application 08_0066 - Oakdale Central - ENM / VENM

Hi Nicoleta,

I understand that you are still waiting for your Environmental Management Team to confirm that they agree with your recommended changes to Condition 18 however, just so that you are aware, the Applicant would not object to amending Condition 18 as you had suggested. I've provided you with a copy of their email below.

Yours Sincerely,

Pascal van de Walle
Senior Planning Officer
Major Projects Assessment
NSW Department of Planning and Infrastructure
23 - 33 Bridge Street Sydney NSW 2000
GPO Box 39 Sydney NSW 2001
www.planning.nsw.gov.au

P: 02 9228 6412 | F: 02 9228 6466



Please consider the environment before printing this email.

>>> Andrew Cowan <acowan@mckenzie-group.com.au> 06/03/14 12:06 PM >>>

Hi Pascal,

I have spoken with Goodman and AT&L regarding the points raised below. No objection is raised to the condition being worded as requested.

Upon receipt of Council's final response, I will amend the submission accordingly.

Regards

Andrew Cowan
Senior Planner
T. +61 2 8298 6800
F. +61 2 8298 6899
M. 0400 878 696



This e-mail and attachments (if any) is intended only for the addressee(s) and is subject to copyright. This email contains information which may be confidential or privileged. If you are not the intended recipient please advise the sender by return email, do not use or disclose the contents and delete the message and any attachments from your system. Unless specifically stated, this email does not constitute formal advice or commitment by the sender.

From: Pascal VanDeWalle [<mailto:Pascal.VanDeWalle@planning.nsw.gov.au>]

Sent: Thursday, 6 March 2014 9:54 AM

To: Andrew Cowan

Subject: Fwd: Mod 8 to Project Application 08_0066 - Oakdale Central - ENM / VENM

Andrew,

Further to my email below, I also approached Fairfield Council with the same questions.

Council have provided the following interim comments to the proposed modification application:

1. Item 2 should be included in the conditions.
2. Item 1 should not be included in the conditions.
3. Item 6 to be updated to include the requirement that the test results be 'approved' by Council.

I will send you Council's final response once received, however would you have any comments or concerns with the above?

Yours Sincerely,

Pascal van de Walle

Senior Planning Officer
Major Projects Assessment
NSW Department of Planning and Infrastructure
23 - 33 Bridge Street Sydney NSW 2000
GPO Box 39 Sydney NSW 2001
www.planning.nsw.gov.au

P: 02 9228 6412 | F: 02 9228 6466



Please consider the environment before printing this email.

>>> Pascal VanDeWalle 05/03/14 5:57 PM >>>

Andrew,

Would you be able to confirm why Items 1 and 2 of Council's email below (also as shown in your letter application for modification application (MOD) 8 to MP 08_0066) have not been included in your recommended condition 18.

Yours Sincerely,

Begin forwarded message:

From: Nicoleta Diacopoulos <NDiacopoulos@fairfieldcity.nsw.gov.au>

Date: 10 February 2014 4:02:56 pm AEDT

To: "'samuel@atl.net.au'" <samuel@atl.net.au>

Cc: Wayne Pope <WPope@fairfieldcity.nsw.gov.au>

Subject: 10-33 Oakdale ENM Filling Authorisation

I refer to your request for Council to consider a resource classification for Excavated Natural Material (ENM).

The Resource Recovery Characterisation report, number RR-01, document number S0001265, dated 23 January 2014, prepared by DLA Environmental, specifies that the selected fill to be used will be from 467 Great Western Highway, Eastern Creek. The select fill to be used is classified as Excavated Natural Material (ENM).

Council's Environmental Management Standards Branch have raised no objection to the proposal pursuant to the following being undertaken;

1. The use of ENM in this instance is approved in accordance with the submitted:
 - Earthwork Specification Filling, Cutting and Testing Report, dated 6 May 2013, report number: PSM1541-003S Rev 2 and
 - The Resource Recovery Characterisation Report, number RR-01, Document number S0001265, dated 23 January 2014, prepared by DLA Environmental.
2. Proposed soils to be imported to the site shall meet applicable threshold limits for the proposed land use as contained within the Department of Environment and Conversation Guidelines for the NSW Site Auditor Scheme 2006.
3. The importation of fill must meet the criteria of 'Virgin Excavated Natural Material' as defined in EPA Environmental Guidelines - Assessment Classification and Management of Liquid and Non- Liquid Waste 1999, or 'Excavated Natural Material' as per the Excavated natural material exemption 2012, made under the Protection of the Environment Operations (Waste) Regulation 2005 – General Exemption Under Part 6, Clause 51 and 51A.
4. The compaction of fill shall be in accordance with the council's specifications.
5. The proponent is required to keep supporting documentation (receipts/ dockets) of VENM/ ENM imported to site.
6. The proponent must submit to Council test results, certificates and other relevant documentation to satisfy the requirements of VENM/ ENM proposed prior to being imported.

Nicoleta Diacopoulos | Co-ordinator Engineering Assessment |

City Development

Fairfield City Council

PO Box 21, Fairfield NSW 1860

P (02) 9725 0748 | F (02) 9757 4708

M 0427 788 880

Pascal van de Walle

Senior Planning Officer
Major Projects Assessment
NSW Department of Planning and Infrastructure
23 - 33 Bridge Street Sydney NSW 2000
GPO Box 39 Sydney NSW 2001
www.planning.nsw.gov.au

P: 02 9228 6412| F: 02 9228 6466