

16 June 2011

Ms Felicity Greenway
 Department of Planning and Infrastructure
 GPO Box 39
 SYDNEY NSW 2001

Dear Ms Greenway

Proposed Bulk Fuel Storage and Dispatch Facility, Former BHP Steelworks Site, Mayfield (MP08_0130) - Amendment of Project Scope and Reconsultation on Director-General's Requirements

I refer to the project application (MP08_0130) made by Marstel Terminals Newcastle Pty Limited for a bulk fuel storage and dispatch facility under Part 3A of the *Environmental Planning and Assessment Act 1979*, and our meeting of 15 June 2011 to discuss the status of the application.

As discussed at the abovementioned meeting, Marstel has recently reviewed the scope of the project in light of current market and commercial requirements. This review has led to a reduction in the scope of the project, both in terms of proposed storage capacity and the types of materials to be stored and handled (only class C1 and C2 combustible liquids would be stored, with Class 3 flammable liquid storage no longer being included in the current proposal). The amended project represents the first phase of development of the site, and Marstel may seek further separate approval in future to expand the storage capacity of the site and to introduce other materials (including flammable liquids).

The table below summarises the changes to the project storage capacity. All other aspects of the project (including the truck loading gantry, workshop/ MCC and fire pump house) remain unchanged from the original project application. The attached plan shows the proposed configuration of the amended project.

Scope of Original Project		Scope of Amended Project	
Structure	Total Storage Volume (m ³)	Structure	Total Storage Volume (m ³)
One diesel tank	25,850	Three diesel tanks	54,000
Two unleaded petrol tanks	12,000	Two dewatering / slops tanks	35
Three ethanol/ biodiesel tanks	3,420	One biodiesel tank	500
One marine fuel oil tank	25,850	One additive tank	50
Two fire water tanks	3,015	One firewater tank	500

The amended project would involve capital investment of approximately \$30 million, and would therefore remain above the threshold specified under *State Environmental Planning Policy (Major Development) 2005* for declaration as a project to which Part 3A of the *Environmental Planning and Assessment Act 1979* applies. In light of the Government's stated intention to repeal Part 3A, it would be appreciated if you could confirm, based on the Department's current understanding of potential legislative amendments and savings and transitional arrangements, that the project is likely to continue to under Part 3A until determination.

As you are aware, the Director-General's requirements (DGRs) for the project were issued on 25 July 2008. Given the amendments to the scope of the project and the period that has elapsed since the DGRs were issued, Marstel considers it prudent to reconsult with the Director-General with respect to his environmental assessment

requirements. It would be appreciated if you could arrange for consideration of the existing DGRs in this context, and advise whether new or amended assessment requirements will apply to the project pursuant to section 75F(3) of the *Environmental Planning and Assessment Act 1979*.

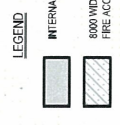
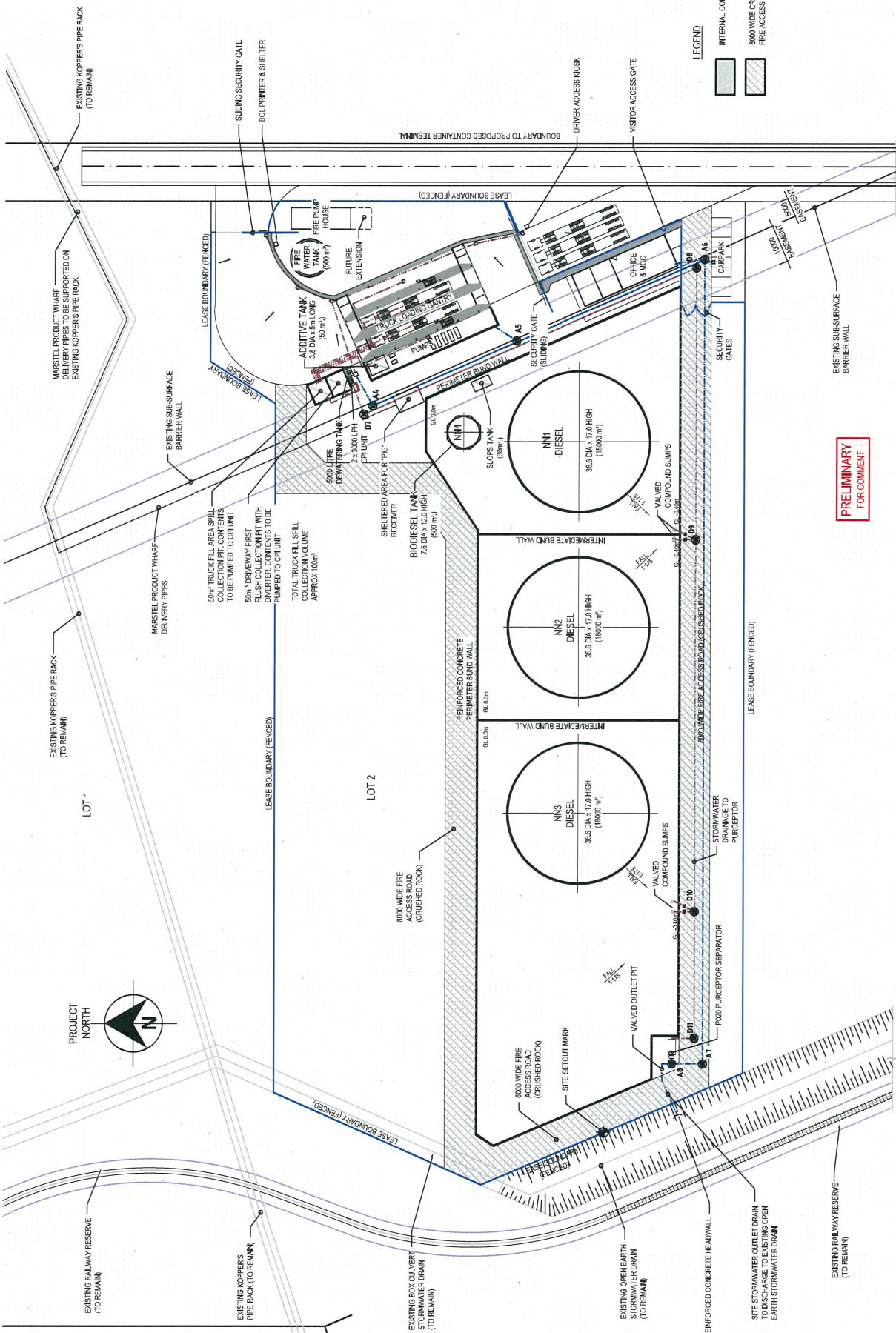
Please do not hesitate to contact me on the details below should you wish to discuss or clarify the above, or if the Department requires further information on the amended project at this time.

Yours sincerely



Scott Jeffries
Associate Director - Environment
scott.jeffries@aecom.com

Mobile: +61 439 883 332
Direct Dial: +61 2 8934 0389
Direct Fax: +61 2 8934 0001



PRELIMINARY
FOR COMMENT

PRELIMINARY	NOT FOR CONSTRUCTION
PROJECT NO.	218894
SCALE	1:500 (A1)
DRAWING NO.	L005
SIZE	A1
REV.	06

PROJECT	NEWCASTLE TERMINAL
TITLE	SITE LAYOUT
DRAWN	DESIGNED
CHECKED	APPROVED
DATE	

REV	DATE	REVISION DETAILS
06		ACCESS REVISED, LAYOUT UPDATED
05		BUND WALL CONFIGURATION AMENDED
04		BUND HEIGHT OF 2.25m ADOPTED
03		BUNDED AREA ENLARGED
02		LAYOUT REVISED TO PAGE-GREEN-12822-APPID
01		

