

Modification of Development Consent

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

As delegate for the Minister for Planning and Public Spaces I approve the modification of the development consent referred to in Schedule 1, subject to the conditions outlined in Schedule 2.



Chris Ritchie
Director
Industry Assessment

Sydney

12 October 2020

File: EF20/26223

SCHEDULE 1

Development Consent:	07_0048 granted by the then Deputy Director-General on 1 August 2010
For the following:	Enviroking Liquid Waste Facility Project
Modification 2	
Modification Application:	MP07_0048-Mod-2
	Modification: <ul style="list-style-type: none">• Extension of the approved hours of operation
Applicant:	Enviroking Pty Ltd
Consent Authority:	Minister for Planning and Public Spaces
The Land:	Lot 931 DP 816814, 843 John Renshaw Drive, Black Hill

SCHEDULE 2

This consent is modified as follows:

1. In the list of definitions delete:

Department	Department of Planning and Infrastructure
Director-General	Director General of the Department of Planning and Infrastructure or delegate
Land	Land means the whole of a lot, or contiguous lots owned by the same landowner, in a current plan registered at the Land Titles Office at the date of this approval
Minister	Minister for Planning and Infrastructure or delegate
NOW	NSW Office of Water
Proponent	Enviroking Investments
RMS	Roads and Maritime Services

And insert in alphabetical order:

Applicant	Enviroking Pty Ltd
Department	NSW Department of Planning, Industry and Environment
Planning Secretary	Planning Secretary under the EP&A Act, or nominee
Land	Has the same meaning as the definition of the term in section 1.4 of the EP&A Act

In Schedule 2: Administrative Conditions

2. Renumber existing Condition 2(e) as 2(f).
3. Insert new Condition 2(e) immediately after 2(d)

(e) Modification application (07_0048-Mod-2) and supporting documentation, including the Modification Report prepared by DFP Planning, dated 11 September 2020.

In Schedule 3: Environmental Conditions

4. Add Condition 12A after Condition 12 as follows:

12A. The Applicant must ensure that noise generated by operation of the development does not exceed the noise limits in 01.

Table 1 Noise Limits (dB(A))

Location	Night L _{Aeq} (15 minute)	Night L _{AMax}
All residential receivers	38	50

Note Noise is to be measured in accordance with the relevant procedures and exemptions (including certain meteorological conditions) of the NSW Noise Policy for Industry. Refer to the plan in Appendix 3 for the location of residential sensitive receivers.

5. Delete Condition 13 and replace with the following:

13. The Applicant shall comply with the construction and operation hours in Table 2, except in emergencies or as otherwise agreed with the Planning Secretary.

Table 2: Construction and Operation Hours for the Project

Activity	Day	Time
Construction	Monday - Friday	7:00 am to 6:00 pm
	Saturday	8:00 am to 1:00 pm
	Sunday and Public Holidays	Nil
Plant Operation	Monday - Friday	5:00 am to 5:00 pm
	Saturday	6:00am to 12:00 pm
	Sunday and Public Holidays	Nil
Collection/Delivery Vehicles	Monday - Friday	1:30 am to 7:00 am – 13 vehicle trips; 7:00 am to 6:00 pm - unrestricted
	Saturday	1:30 am to 7:00 am – 13 vehicle trips; 7:00 am to 6:00 pm - unrestricted
	Sunday and Public Holidays	Nil
Emergency collection vehicle access	Monday – Sunday	24 hours per day

Note:

1. Construction activities may be conducted outside the hours in Table 1 provided that the activities are not audible at any premises beyond the boundary of the site.
2. A 'vehicle trip' includes both inbound and outbound movements.

In the Appendices

6. Add Appendix 3 as follows:

APPENDIX 3: LOCATION OF RESIDENTIAL RECEIVERS

