

Notice of decision

Section 2.22 and clause 20 of Schedule 1 of the *Environmental Planning and Assessment Act 1979*

Application type	State significant development
Application number and project name	SSD-10447 Remondis Resource Recovery Facility Tomago
Applicant	REMONDIS Australia Pty Ltd
Consent Authority	Minister for Planning and Public Spaces and Minister for Transport and Roads

Decision

The Director under delegation from the Minister for Planning and Public Spaces has, under section 4.38 of the *Environmental Planning and Assessment Act 1979* (**the Act**) granted consent to the development application subject to the recommended conditions.

A copy of the development consent and conditions is available [here](#).

A copy of the Department of Planning, Industry and Environment's Assessment Report is available [here](#).

Date of decision

12 October 2021

Reasons for decision

The following matters were taken into consideration in making this decision:

- the relevant matters listed in section 4.15 of the Act and the additional matters listed in the statutory context section of the Department's Assessment Report;
- the prescribed matters under the *Environmental Planning and Assessment Regulation 2000*;
- the objects of the Act;
- the considerations under s 7.14(2) and 7.16(3) of the Biodiversity Conservation Act 2016 (NSW);
- all information submitted to the Department during the assessment of the development application;
- the findings and recommendations in the Department's Assessment Report; and
- the views of the community about the project (see Attachment 1).

The findings and recommendations set out in the Department's Assessment Report were accepted and adopted as the reasons for making this decision.

The key reasons for granting consent to the development application are as follows:

- the development would provide a range of benefits for the Hunter region and the State as a whole, including 76 operational jobs, a capital investment of \$8.9 million and financial contributions towards local infrastructure;
- the development would increase recycling capacity in the Hunter region and contribute to achieving the NSW Government's targets for 70% resource recovery from municipal, commercial and industrial waste sources;
- the development would remove existing soil contamination to enable continued industrial use of the site, enabling the reuse of industrial buildings that are currently unoccupied;
- the impacts on the community and the environment would be minimal and can be appropriately minimised and managed to an acceptable level, in accordance with applicable NSW Government policies and standards, including:
 - appropriate management of all incoming waste streams, including any non-conforming wastes
 - minimising air and noise emissions by conducting waste handling and processing within enclosed buildings
 - a stormwater management system capable of treating pollutants from the site to ensure minimal impact on receiving waters, including groundwater
 - the development would be safely accommodated on the surrounding road network, with adequate queuing capacity for trucks and parking for staff on site
 - the development includes measures to minimise risks from flooding and fire, and meets the latest fire safety and building code standards.
- no issues were raised by the community, given the large separation distance of the site to residential receivers; and
- weighing all relevant considerations, the development is in the public interest.

Attachment 1 – Consideration of Community Views

The Department exhibited the Environmental Impact Statement for the project from 16 December 2020 until 3 February 2021 (50 days) and received advice from 7 government agencies, and no submissions from the public. Key issues raised by government agencies included waste management and contamination. These are addressed in detail in the Department's Assessment Report.