

Our ref: SSD-10474-PA-17

Mr James Sutton
Environmental Manager
Borg Manufacturing Pty Ltd
2 Wella Way
Somersby 2250 NSW

9 April 2024

Subject: St Marys Resource Recovery Facility (Borg) – Alternative arrangement for easement required by Condition A22

Dear Mr Sutton,

I refer to your submission dated 4 April 2024, requesting the Planning Secretary's agreement for an alternative arrangement for an easement as required by Condition A22 of Schedule 2 of the development consent for the St Marys Resource Recovery Facility (Borg) (SSD-10474).

I note that consultation took place with Penrith City Council, which determined that Council should not be identified as the authority empowered to modify or release the easement.

The Department has carefully reviewed the document and agrees that the alternative arrangement fulfils the intent of Condition A22 in SSD-10474.

If you wish to discuss the matter further, please contact David Ansen, Environmental Assessment Officer on (02) 8289 6721.

Yours sincerely



Lindsey Blecher

**Team Leader
Industry Assessments**

As nominee of the Planning Secretary