

## Phil Hutson

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**From:** Ramanathan Rajeswaran <Ramanathan.Rajeswaran@canadabay.nsw.gov.au>  
**Sent:** Wednesday, 23 December 2020 6:05 PM  
**To:** Phil Hutson  
**Cc:** Belinda Koytz; Oliver King; Matt Barry; Barbara Ferry-Smith; John Earls  
**Subject:** RE: Kendall Bay Remediation Project, Remediation Complete- Final Road Dilap Report

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

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Hi Phil,

My inspection on Wednesday 23 Dec 2020 revealed that there is no damage to the road pavement within 3m adjacent to the Jemena access Driveway area. As specified in below email chain, this area was concern for Council as potential damage area so that Jemena agrees to repair, should any damage occur during the actives of remediation works.

Regards,  
Raj Ramanathan

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**From:** Phil Hutson <phil.hutson@jemena.com.au>  
**Sent:** Friday, 18 December 2020 3:44 PM  
**To:** Ramanathan Rajeswaran <Ramanathan.Rajeswaran@canadabay.nsw.gov.au>  
**Cc:** Belinda Koytz <Belinda.Koytz@canadabay.nsw.gov.au>; Oliver King <oliver.king@jemena.com.au>; Matt Barry <matt.barry@jemena.com.au>; Barbara Ferry-Smith <barbara.ferry-smith@jemena.com.au>; John Earls <John.Earls@canadabay.nsw.gov.au>  
**Subject:** RE: Kendall Bay Remediation Project, Remediation Complete- Final Road Dilap Report

Thanks Raj, much appreciated.

As discussed, I will be on leave next Wednesday but happy for you to call me on 0401 165 889 on the day with any questions.

FYI- To assist with your inspection next Wednesday, the area of interest to Council (the 3m area of road immediately adjacent to the driveway) is shown in the photo below.



Regards,

**Phil Hutson**

Project Manager - Remediation  
Major Projects

**Jemena**

Level 14, 99 Walker Street, North Sydney  
NSW 2060  
0401 165 889  
[phil.hutson@jemena.com.au](mailto:phil.hutson@jemena.com.au) |  
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**From:** Ramanathan Rajeswaran <[Ramanathan.Rajeswaran@canadabay.nsw.gov.au](mailto:Ramanathan.Rajeswaran@canadabay.nsw.gov.au)>

**Sent:** Friday, 18 December 2020 3:32 PM

**To:** Phil Hutson <[phil.hutson@jemena.com.au](mailto:phil.hutson@jemena.com.au)>; John Earls <[john.earls@canadabay.nsw.gov.au](mailto:john.earls@canadabay.nsw.gov.au)>

**Cc:** Belinda Koytz <[Belinda.Koytz@canadabay.nsw.gov.au](mailto:Belinda.Koytz@canadabay.nsw.gov.au)>; Oliver King <[oliver.king@jemena.com.au](mailto:oliver.king@jemena.com.au)>; Matt Barry <[matt.barry@jemena.com.au](mailto:matt.barry@jemena.com.au)>; Barbara Ferry-Smith <[barbara.ferry-smith@jemena.com.au](mailto:barbara.ferry-smith@jemena.com.au)>

**Subject:** RE: Kendall Bay Remediation Project, Remediation Complete- Final Road Dilap Report

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Hi Phil,

As discussed over the phone today, I will be back on Wednesday from my holiday, so the inspection can be undertaken for the required area on Wednesday and will respond you accordingly.

Regards,

Raj

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**Ramanathan Rajeswaran | Development & Utilities Engineer**  
City of Canada Bay

15-17 Regatta Road Five Dock NSW 2046 | [www.canadabay.nsw.gov.au](http://www.canadabay.nsw.gov.au)  
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**From:** Phil Hutson <[phil.hutson@jemena.com.au](mailto:phil.hutson@jemena.com.au)>

**Sent:** Friday, 18 December 2020 2:11 PM

**To:** John Earls <[John.Earls@canadabay.nsw.gov.au](mailto:John.Earls@canadabay.nsw.gov.au)>; Ramanathan Rajeswaran <[Ramanathan.Rajeswaran@canadabay.nsw.gov.au](mailto:Ramanathan.Rajeswaran@canadabay.nsw.gov.au)>

**Cc:** Belinda Koytz <[Belinda.Koytz@canadabay.nsw.gov.au](mailto:Belinda.Koytz@canadabay.nsw.gov.au)>; Oliver King <[oliver.king@jemena.com.au](mailto:oliver.king@jemena.com.au)>; Matt Barry <[matt.barry@jemena.com.au](mailto:matt.barry@jemena.com.au)>; Barbara Ferry-Smith <[barbara.ferry-smith@jemena.com.au](mailto:barbara.ferry-smith@jemena.com.au)>

**Subject:** RE: Kendall Bay Remediation Project, Remediation Complete- Final Road Dilap Report

**Importance:** High

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Hi John & Raj,

Jemena have made several phone calls this week to follow up on the email below but have not been able to get through.

Can you please provide the confirmations requested in the email below by COB today?

Department of Planning have issued Jemena with a request to close this out with Council and we require a response from Council to meet this request.

Keen to close this out prior to the Christmas Break.

Regards,

**Phil Hutson**

Project Manager - Remediation  
Major Projects

**Jemena**

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[phil.hutson@jemena.com.au](mailto:phil.hutson@jemena.com.au) |  
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**From:** Phil Hutson

**Sent:** Tuesday, 15 December 2020 3:53 PM

**To:** John Earls <[John.Earls@canadabay.nsw.gov.au](mailto:John.Earls@canadabay.nsw.gov.au)>

**Cc:** Belinda Koytz <[Belinda.Koytz@canadabay.nsw.gov.au](mailto:Belinda.Koytz@canadabay.nsw.gov.au)>; Oliver King <[oliver.king@jemena.com.au](mailto:oliver.king@jemena.com.au)>; Matt Barry <[Matt.Barry@jemena.com.au](mailto:Matt.Barry@jemena.com.au)>; Barbara Ferry-Smith <[Barbara.Ferry-Smith@jemena.com.au](mailto:Barbara.Ferry-Smith@jemena.com.au)>; Ramanathan Rajeswaran <[Ramanathan.Rajeswaran@canadabay.nsw.gov.au](mailto:Ramanathan.Rajeswaran@canadabay.nsw.gov.au)>

**Subject:** RE: Kendall Bay Remediation Project, Remediation Complete- Final Road Dilap Report

**Importance:** High

Hi John,

Hope you are well.

Barbara has been trying to get in touch with you for the last couple of weeks without luck to close out the email below.

Can you please confirm that Council has been able to download the Kendall Bay Post works Haulage Road Dilapidation Report at the link in the email below?

As explained in the email chain below, given the road levy covered all use of the roads by the project except the 3m strip of road immediately adjacent to the driveway access point from Tennyson Road into 140 Tennyson Road which has no damage.

Can Council also confirm if they have any comments or questions?

The Department of Planning have requested confirmation of the items above from Council and therefore we request that Council provide this response by 18 December 2020, so we can close this out with Planning this year.

If no response is received from Council by 18/12/2020 Jemena will take that as Council not having any comments.

As always, happy to discuss at any time (0401 165 889).

Regards,

**Phil Hutson**

Project Manager - Remediation  
Major Projects

**Jemena**

Level 14, 99 Walker Street, North Sydney  
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---

**From:** Phil Hutson

**Sent:** Monday, 23 November 2020 2:00 PM

**To:** 'John Earls' <[John.Earls@canadabay.nsw.gov.au](mailto:John.Earls@canadabay.nsw.gov.au)>

**Cc:** 'Belinda Koytz' <[Belinda.Koytz@canadabay.nsw.gov.au](mailto:Belinda.Koytz@canadabay.nsw.gov.au)>; Oliver King <[oliver.king@jemena.com.au](mailto:oliver.king@jemena.com.au)>; Matt Barry <[Matt.Barry@jemena.com.au](mailto:Matt.Barry@jemena.com.au)>; Barbara Ferry-Smith <[Barbara.Ferry-Smith@jemena.com.au](mailto:Barbara.Ferry-Smith@jemena.com.au)>; Ramanathan Rajeswaran <[Ramanathan.Rajeswaran@canadabay.nsw.gov.au](mailto:Ramanathan.Rajeswaran@canadabay.nsw.gov.au)>

**Subject:** Kendall Bay Remediation Project, Remediation Complete- Final Road Dilap Report

Hi John,

Hope you are well.

Kendall Bay Sediment Remediation Project Update

The remediation works within Kendall Bay were successfully completed in September 2020 and demobilisation (from Kendall Bay / Staging Site 140 Tennyson Rd) completed in Oct 2020.

A reduced project team remain to close out the reporting and requirements of the consent conditions.

The remediation works were completed 2 months ahead of schedule and with great feedback received from the local community.

Post works Haulage Road Dilapidation Report

The consent conditions (SSD 6701) required a Road Dilapidation report to be provided to Council prior to the works and a Road Levy be paid (\$20,059- As per Consent Condition A12 d).

The pre-work Road Dilapidation report was provided to council and the road levy paid prior to the remediation works commencing.

A Post works Haulage Road Dilapidation Report has been prepared following completion of site works.

Download the report from the link below:

[https://onlineportal.sharepoint.com/:f:/t/Teams\\_KendallBay/EnOrrHQAGDFLkT73dxR1IKcBL0vd3s0RIXEYK6gpae8RmA?e=k4K61G](https://onlineportal.sharepoint.com/:f:/t/Teams_KendallBay/EnOrrHQAGDFLkT73dxR1IKcBL0vd3s0RIXEYK6gpae8RmA?e=k4K61G)

The road levy covered all use of the roads from the project, however additionally Jemena agreed to prepare a post works dilapidation report covering the pavement directly adjacent to the driveway access point from Tennyson Road into the Staging Site at 140 Tennyson Road (see email chain below). It is understood that this is to manage any additional wear/damage that may occur as vehicles move between the Tennyson Road pavement and the driveway. The extent of this area was proposed to be 2-3m from the driveway. This report covers the entire haulage route, however specific comment is made to address the 2-3m area of interest to Council. The report concludes that "The 3m area of interest to Council directly adjacent to the Staging Site driveway does not show any change from pre-works dilapidation report and no repairs are required to this area".

Can you please confirm Council are able to download the report from the link above?  
Thanks for Council assistance in the lead up to and during the remediation works.

Regards,

**Phil Hutson**  
Project Manager - Remediation  
Major Projects

**Jemena**  
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**From:** Phil Hutson  
**Sent:** Tuesday, 29 January 2019 4:40 PM  
**To:** John Earls <[John.Earls@canadabay.nsw.gov.au](mailto:John.Earls@canadabay.nsw.gov.au)>  
**Cc:** Belinda Koytz <[Belinda.Koytz@canadabay.nsw.gov.au](mailto:Belinda.Koytz@canadabay.nsw.gov.au)>; Oliver King <[oliver.king@jemena.com.au](mailto:oliver.king@jemena.com.au)>  
**Subject:** RE: Kendall Bay Remediation Project, Council Submission on EIS

Hi John,

Thanks for your email below.

Jemena agree that a road levy of \$20,059 and no road pavement bond as described in the email below is appropriate for the Kendall Bay Sediment Remediation Project.

We note that Council will require a dilapidation inspection and report of the pavement adjacent to the driveway access point from Tennyson Road into the Staging Site at 140 Tennyson Road.

It is understood that this is to manage additional wear/damage that may occur as vehicles move between the Tennyson Road pavement and the driveway. The extent of the dilapidation survey is to be confirmed with Council but it is expected that 2-3m from the driveway would be sufficient to meet this requirement. A post-remediation work dilapidation inspection/report will be completed and repairs undertaken to any identified damage to the road pavement in this defined area.

The timing required for payment of the road levy is yet to be confirmed, however Jemena would expect that the payment would be due prior to the beginning of haulage.

Regards,

**Phil Hutson**

Project Manager - Remediation  
Major Projects

**Jemena**

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**From:** John Earls <[John.Earls@canadabay.nsw.gov.au](mailto:John.Earls@canadabay.nsw.gov.au)>

**Sent:** Friday, 25 January 2019 10:19 AM

**To:** Phil Hutson <[phil.hutson@jemena.com.au](mailto:phil.hutson@jemena.com.au)>

**Cc:** Belinda Koytz <[Belinda.Koytz@canadabay.nsw.gov.au](mailto:Belinda.Koytz@canadabay.nsw.gov.au)>

**Subject:** RE: Kendall Bay Remediation Project, Council Submission on EIS

Hi Phil,

Without prejudice

For Option 1 Road Haulage Levy.

Haulage distance over road pavements managed by Council 3.6Km

Estimate of Pavement life  $1 \times 10^6$  Equivalent Standard Axles

Estimate of haulage tonnes 22,100.

30Tonnes per truck.

$22100/30 = 737$  Truck Movements

5.4 Equivalent Standard Axles per Truck and dog combination

$737 \times 5.4 \text{ESA} = 3980 \text{ESA}$

Cost of Road =  $3.6\text{km} \times 7 \text{ metre trafficable width} \times \$200 \text{ per square metre (Renewal cost)} = \$5,040,000$

Calculation of Jemena consumption of road pavement life  $3980/1 \times 10^6 = 0.004$

Road levy  $0.004 \times \$5,040,000 = \$20,059$

There is a lot of inaccuracies that would take a lot of time and discussion to resolve.

I have not included the return ESA's of the empty trucks and the construction cost is an underestimate.

Council would be satisfied with a Road Levy payment of \$20,059.

No road bond would be need to be lodged as there would be an argument of the pre-existing condition of road pavement and Jemena is not the sole destructor of the pavement.

Please confirm Jemena's concurrence to proceed with a single road levy in the amount of \$20,059 and no road pavement bond. However, Council requires that Jemena provides its written undertaking to repair the road pavement damage that will occur adjacent to the Jemena access Driveway. A dilapidation inspection and report of the pavement adjacent the driveway/access point is required.

Regards

**John Earls | Manager, Strategic Asset Services & Innovation**  
City of Canada Bay





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**From:** Phil Hutson [<mailto:phil.hutson@jemena.com.au>]  
**Sent:** Monday, 14 January 2019 3:42 PM  
**To:** John Earls  
**Cc:** Belinda Koytz; Oliver King  
**Subject:** Kendall Bay Remediation Project, Council Submission on EIS

Hi John,

Thanks for your time to talk earlier today regarding the Council's conditions for protection of road pavement for the Kendall Bay Sediment remediation project.

Please find below a summary of key points from our conversation.

#### Background

- Jemena prepared a response to submission (RTS- dated 30/11/18) to reply to Council submission on the EIS (Reference 31/10/201814).
- Jemena understand that Council are satisfied with the RTS with further discussion proposed to confirm conditions for protection of Council road pavement.

#### Jemena Position

- Jemena acknowledge it is appropriate for Council to have condition/s in place to recover cost from use of Council roads by the project.
- Jemena consider the preferred option would be to establish a road levy (Option 1). Alternatively a bond/dilapidation surveys/repairs could be established (Option 2). Jemena do not consider that establishing both options is appropriate as they both achieve the same outcome (ie. recover costs from the use of Council roads).
- Jemena consider establishing a road levy (Option 1) the most simple, clear and fair option. A road levy can be easily applied, is less subjective and therefore considered likely to be a better arrangement for both Council and Jemena.
- Jemena understand that Council may consider a bond requirement to accompany the road levy. If a bond is considered necessary, Jemena request that the bond reflect the upper estimate of the sum of the road levies (ie. as discussed today likely to be closer to \$10,000 rather than \$200,000).

#### Information for road levy calculation

- Provided that Council agree that a road levy is appropriate, can Council please provide an approximate estimate of the road levy?
- Information on the proposed haulage route, estimated quantity of material and estimated number of trucks is available in the EIS (Chapter 16 & Appendix 14). Some specific references from the EIS are provided below.
- Preferred heavy vehicle route is shown on Figure 16-8 (p.16-18 of EIS, figure also attached above). Preferred route utilises Tennyson Rd, Gale St, Mortlake St, Cabarita St, Cabarita Rd, Frederick St, Ian Parade, Broughton St and Great Western Highway (distance to M4 highway via this route is 4.4km).
- Section 16.5.1 of EIS states- The Project is expected to generate approximately 9,600 tonnes of waste material, while requiring the importation of 12,500 tonnes of material. Loading capacity of a truck and trailer, estimated to be approximately 30 tonnes.

#### Council response to Department of Planning

- Department of Planning are awaiting Council response to confirm they are satisfied with the RTS. Following the conversation with Belinda last week and today with John, could I please request that Council respond to Planning confirming Council are satisfied with the RTS? Understand the response to Planning may note that further discussions are currently being undertaken between Council/Jemena to confirm the conditions for protection of Council road pavement. If there is anything you would like to discuss prior to responding to Planning that I can assist with, please do not hesitate to contact me (M: 0401 165 889).

Regards,

**Phil Hutson**

Project Manager - Remediation  
Major Projects

**Jemena**

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