

# Notice of Modification

## Section 75W of the *Environmental Planning and Assessment Act 1979*

As delegate of the Minister for Planning and Infrastructure, I modify the project approval referred to in Schedule 1, as set out in Schedule 2.



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A/Director  
Industry, Key Sites & Social Projects

Sydney 14 DECEMBER 2013

### SCHEDULE 1

The project approval (06\_0139) granted by the Minister for Planning for the Eastern Creek Waste Project on 22 November 2009.

### SCHEDULE 2

1. In the definitions, delete the definition for DECCW, Department, DWE, EPA, Minister and night, and insert the following definitions in alphabetical order:

Department	Department of Planning and Infrastructure
EPA	Environment Protection Authority
Morning shoulder	The period from 6am to 7am on Monday to Saturday, and 6am to 8am on Sunday and Public Holidays
MPC	The enclosed Materials Processing Centre described in modification application 06_0139 Mod 4, including the operation of conveyors to external stockpiles, but not including operation of the conveyor and chute to the landfill in the quarry void
Minister	Minister for Planning and Infrastructure
Night	The period from 10pm to 6am on Monday to Saturday, and 10pm to 6am on Sundays and Public Holidays
NOW	NSW Office of Water
OEH	Office of Environment and Heritage

2. In condition 2 of Schedule 2, delete the word "and" where it last occurs in condition (f) and condition (g) and insert the following:

- (g) Modification Application 06\_0139 Mod 4 with supporting document titled the document titled S75W Modification 4, dated October 2013 and prepared by Urbis Pty Ltd; and
- (h) conditions of this consent.

3. Delete Table 4 and replace with the following:

Table 4: Noise Impact Assessment Criteria

Location	Day LA <sub>eq</sub> (15 minute) dB(A)	Evening LA <sub>eq</sub> (15 minute) dB(A)	Morning Shoulder LA <sub>eq</sub> (15 minute) dB(A)
Any receiver	36	35	35

4. Insert the following conditions after condition 39a of Schedule 3:
  - 39b. Waste deliveries shall be restricted to the facility's operational hours as defined in condition 39 of Schedule 3.
  - 39c. Notwithstanding condition 39 of Schedule 3, the MPC may be operated during the extended hours of 6am to 10pm Monday to Friday, and 6am to 4pm Weekends and Public Holidays.
5. Except in condition 61 of Schedule 3, delete all references to DECC and DECCW and replace with EPA.
6. In condition 61 of Schedule 3, delete reference to DECCW and replace with OEH.