

Notice of Modification

Section 75W of the *Environmental Planning & Assessment Act 1979*

As delegate of the Minister for Planning and Infrastructure, under the delegation executed on 13 September 2011, I hereby modify the conditions of the project approval referred to in Schedule 1, subject to the conditions in Schedule 2.

Chris Wilson
Executive Director
Major Projects Assessment

Sydney



2011

SCHEDULE 1

Project Approval

The Car Park Remediation Project (06_0197), which was approved on 12 November 2009

SCHEDULE 2

1. Insert the following definition into the definitions table

Southlands	Lot 1 on DP 85542 Lot 11 on DP 109505, Lot 1 on DP 1078077 and Lot 1 on DP 254392, McPherson Street, Banksmeadow.
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2. Replace Condition 2 in Schedule 2 with the following:

- 2 The Proponent shall carry out the project generally in accordance with the:

- (a) EA;
- (b) site plans (see Appendix A);
- (c) Submissions Report;
- (d) Remedial Action Plan (RAP);
- (e) Statement of Commitments (see Appendix B);
- (f) Exemption Application and EPA Exemption Order (see Appendix C);
- (g) Technology Assessment;
- (h) Modification application (06_0028 Mod 2) with supporting documentation titled *Supporting Documentation for a Request to Modify a Major Project Car Park Waste Encapsulation Remediation, Treatment of contaminated soils and concrete at the Directly-heated Thermal Desorption Plant other than those in the CPWE*, prepared by Orica;
- (i) Modification application (06_0028 Mod 3) with supporting documentation titled *Orica Car Park Waste Encapsulation Remediation (CPWE) Storage of treated materials on Southlands*, prepared by Orica and dated 15 September 2011;
- (j) conditions of this approval.

3. Replace Condition 7 of Schedule 2 with the following:

- 7 Nothing in this approval permits the disposal of surplus validated soil from the project outside land owned by Orica described in Schedule 1, or outside land owned by Orica within the Botany Industrial Park except for storage at area known as Southlands – Lot 1 on DP 85542 Lot 11 on DP 109505, Lot 1 on DP 1078077 and Lot 1 on DP 254392 and disposal at a licensed landfilling facility that can lawfully receive the surplus validated soil

4. Insert Condition 7A after Condition 7 of Schedule 2

Treated, validated soil may be temporarily stored at the Southlands site for a period of up to 24 months from the date of approval of Mod 3, subject to the storage location being approved by the site auditor.

5. Replace Condition 47 of Schedule 3 with the following Condition 47

47 Unless otherwise agreed with the Director-General, the Proponent shall comply with the construction and operation hours in Table 3.

Table 3: Construction and Operation Hours for the Project

Activity	Day	Time
Construction	Monday – Friday	7am to 6pm
	Saturday	8am to 1pm
	Sunday and Public Holidays	Nil
Operation of ESB and transportation	Monday – Friday	7am to 7pm
	Saturday	7am to 7pm
	Sunday and Public Holidays	Nil
Operation of FSB and DTD	Monday – Friday	24 hours per day
	Saturday	24 hours per day
	Sunday and Public Holidays	24 hours per day
Transport of treated, validated surplus material to Southlands	Monday – Saturday	9am to 4pm
	Sunday and Public Holidays	Nil

6. Insert the following Condition 49A after Condition 49 of Schedule 3

49B the Proponent shall update the approved Traffic Management Plan, to the satisfaction of the Director-General, prior to the transport of surplus validated material to Southlands.