

Notice of Modification

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

As delegate of the Minister for Planning, under the delegation executed on 14 September 2011, I hereby modify the Project Approval referred to in Schedule 1, subject to the conditions in Schedule 2.



Chris Ritchie
A/Director – Industry, Key Sites and Social
Projects

Sydney *15 MAY* 2014

SCHEDULE 1

Application Number:	08_0066
Proponent:	Goodman Property Services
Approval Authority:	Minister for Planning & Infrastructure
Land:	Lot 21 in DP 1173181
Project:	Establishment of a DHL Logistics Hub and associated infrastructure (Oakdale Central)
Modification:	08_0066 MOD 8

SCHEDULE 2

1. In the definitions, delete the definition for Department, Director-General and RTA and insert the following definitions in alphabetical order:

EPA	Environment Protection Authority
Mod 8	The modification as described in the letter report titled " <i>Section 75W Modification Application (MP08_0066) – Oakdale Central, Horsley Park (Lot 21 in Deposited Plan 1173181)</i> ", dated 18 February 2014 and prepared by McKenzie Group.
NOW	NSW Office of Water
Department	Department of Planning and Environment
RMS	Roads and Maritime Services
Secretary	Secretary of the Department of Planning and Environment

2. Delete the following references:
 - a. DECC in conditions 22 and 26, and replace with EPA;
 - b. DECC in condition 34 and replace with OEH;
 - c. Director-General in all instances and replace with Secretary;
 - d. DWE in condition 20(a) and replace with NOW; and
 - e. RTA in all instances and replace with RMS.
 3. In Condition 2(b) of Schedule 2 insert the following words after "25.03.13;"

"and modification application 08_0066 MOD8 with supporting document titled *"Section 75W Modification Application (MP08_0066) – Oakdale Central, Horsley Park (Lot 21 in Deposited Plan 1173181)"*, dated 18 February 2014 and prepared by McKenzie Group;"
 4. In Condition 15 of Schedule 3 insert the word "former" in front of the word "DWE's".
 5. In Condition 18 of Schedule 3 insert the word "former" in front of the word "DECC's".
 6. Replace Condition 18C of Schedule 3 with the following words:

18C Any soils / materials imported onto the site must meet the definition of Virgin Excavated Natural Material (VENM) as contained in the Department of Environment, Climate Change and Water publication *Waste Classification Guidelines – Part 1: Classifying Waste (December 2009)*; or Excavated Natural Material (ENM), as per the Excavated Natural Material Exemption 2012, made under the *Protection of the Environment Operations (Waste) Regulation 2005 – General Exemption* Under Part 6, Clause 51 and 51A.
 7. After condition 18C of Schedule 3 insert new condition 18D as follows:

18D. Prior to the importation of any soils / materials to the site that meet the requirements of ENM, documentation to clearly demonstrate that these soils / materials satisfy the requirements of ENM shall be submitted to, and approved by, Fairfield City Council.
 8. After condition 18D of Schedule 3 insert new condition 18E as follows:

18E. Any soils / materials imported onto the site shall meet applicable contamination threshold limits for the proposed land use, as contained within the Department of Environment and Conservation publication *Contaminated Sites: Guidelines for the NSW Site Auditor Scheme (2nd edition) 2006*.
 9. After condition 18E of Schedule 3 insert new condition 18F as follows:

18F. Any supporting documentation (such as records / receipts / dockets / log book entries) relating to the importation of VENM / ENM to the site shall be maintained at all times and made available to Council's Officers upon request.
 10. In Condition 20(b) of Schedule 3 insert the words "the former" in front of the word "DWE's".
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