

22 November 2019

Andrew Rode  
Senior Environmental Assessment Officer  
Energy and Resources Division- Planning & Assessment Group  
Department of Planning, Industry and Environment  
Level 30, 320 Pitt Street,  
SYDNEY NSW 2001

Dear Andrew

**SSD5581- Modification 3 - Airly Mine Extension Project**

I refer to State Significant Development 5581 in relation to Modification 3 for Airly Mine and your request for submissions on the proposal. It is noted that Mod 3 is for the following:

- Increase ROM coal production from 1.8Mtpa to 3Mtpa
- Amend the approved 20 year time line for the increased production
- Increase workforce to 200FTE personnel
- Increase average laden coal trains and water trains leaving the site to 3 trains per day over any calendar year and maintaining maximum of 5 trains per day.
- Include underground blasting activities for removal of geotechnical structures in the event they are encountered within mining areas.

Council has considered the Environmental Impact Statement (EIS) and provide the following comment in relation to Clause 5.2.4 of the EIS

1. The existing Onsite Wastewater Management System approved by Council on 7 June 2011 (034/10S68) was designed and installed to treat a maximum wastewater load of 19,980 litres/day (up to 150 persons/day). Accordingly the proposed staff increase from 150 to 200 may exceed the design capacity of the Onsite Wastewater Management System.

Therefore, it is requested that certification prepared by a suitably qualified wastewater consultant be submitted to Council to verify that the existing Onsite Wastewater Management System is capable of treating the additional proposed wastewater loads whilst maintaining its current level of performance.

In the event that the wastewater consultant finds the existing Onsite Wastewater Management System is undersized and/or cannot maintain its current level of performance, an application made under Section 68 of the *Local Government Act 1993* is to be furnished to Council for the upgrade of

the Onsite Wastewater Management System. Such application must be accompanied by:

- the prescribed application fees (as determined by Council),
- a wastewater report prepared by a suitably qualified wastewater consultant detailing the required upgrades,
- manufacturers specifications for any required tanks/pumps/equipment/etc., and
- details/specifications for any required effluent disposal system.

To ensure that the Onsite Wastewater Management System is suitable, and that adequate levels of environmental protection are maintained, Council would request that the above information be supplied prior to determination of the modification.

Council has no objection to the proposal subject to Council's original conditions remaining on the consent and consideration be made to the above point 1.

It should be noted that the matter is being reported to Council's ordinary meeting of 15 November 2019 and if the elected Council has any issues then a supplementary submission may follow.

Please do not hesitate to contact Mrs Jessica Ramsden who is available Thursday to Friday on (02) 63549999, in Council's Economic Development & Environment Department should you have any queries in relation to this matter.

Yours sincerely



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**DIRECTOR ECONOMIC DEVELOPMENT & ENVIRONMENT**