

General Terms of Approval - Issued



Notice No: 1584317

Department of Planning and Environment
GPO Box 39
SYDNEY NSW 2001

Attention: Jack Murphy

Notice Number 1584317
Date 21-Aug-2019

STATE OF NSW
(DEPARTMENT
OF PLANNING
AND
ENVIRONMENT)

Trading as
DEPARTMENT
OF PLANNING
AND
ENVIRONMENT

ABN 38 755 709
681

Re: Modification of conditions of consent for Blakebrook Quarry and increased asphalt plant production

Issued pursuant to Section 4.46 Environmental Planning and Assessment Act 1979

I refer to the development application and accompanying information provided for the proposed modification of conditions of consent for Blakebrook Quarry to incorporate an asphalt plant and increase the production from the asphalt plant from 15,000m³ to 50,000m³ received by the Environment Protection Authority (EPA) on 29 July 2019.

EPA has reviewed the information provided and has determined that it is able to issue a licence for the proposal, subject to a number of conditions. The applicant will need to make a separate application to EPA to obtain this licence.

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The general terms of approval for this proposal are provided at attachment A. If development consent is granted for this proposal these conditions should be incorporated into the consent.

These general terms relate to the development as proposed in the documents and information currently provided to EPA. In the event that the development is modified either by the applicant prior to the granting of consent or as a result of the conditions proposed to be attached to the consent, it will be necessary to consult with EPA about the changes before the consent is issued. This will enable EPA to determine whether its general terms need to be modified in light of the changes.

As this is a modification of consent, the terms of approval relate to those changes aspects only. Please provide a copy of the determination for our records.

If you have any questions, or wish to discuss this matter further please contact Janelle Bancroft on 66402513.

Yours sincerely

A handwritten signature in dark ink, appearing to read 'Benjamin Lewin', written over a horizontal dotted line.

Benjamin Lewin
Acting Manager
North - North Coast
(by Delegation)

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Administrative conditions

A1. Information supplied to the EPA

A1.1 Except as expressly provided by these general terms of approval, works and activities must be carried out in accordance with the proposal contained in:

- the development application MP07-0020 submitted;
- the *Statement of Environmental Effects For a Modification to the Conditions of Consent for Blakebrook Quarry (MP 07_0020 SSD) for the proposed inclusion of an ancillary asphalt plant and other minor amendments* and dated 24 July 2019 relating to the development; and

Limit conditions

L1. Pollution of waters

L1.1 Except as may be expressly provided by a licence under the Protection of the Environment Operations Act 1997 in relation of the development, section 120 of the Protection of the Environment Operations Act 1997 must be complied with in and in connection with the carrying out of the development.

L5. Waste

L5.1 The licensee must not cause, permit or allow any waste generated outside the premises to be received at the premises for storage, treatment, processing, reprocessing or disposal or any waste generated at the premises to be disposed of at the premises, except as expressly permitted by a licence under the Protection of the Environment Operations Act 1997.

L5.2 This condition only applies to the storage, treatment, processing, reprocessing or disposal of waste at the premises if it requires an environment protection licence under the Protection of the Environment Operations Act 1997.

Note: Condition L5.2 is included to ensure that a premises based activity is not used as a waste facility (unless that scheduled activity is permitted by another condition).

O2. Dust

O2.1 Activities occurring at the premises must be carried out in a manner that will minimise emissions of dust from the premises.

O2.2 Trucks entering and leaving the premises that are carrying loads must be covered at all times, except during loading and unloading.

Note: For activities that are likely to have major dust impacts (for example, coal mines and extractive industries), additional, more detailed general terms of approval may be appropriate. These may require dust control measures for traffic areas, open stockpiles, processing and loading areas, including ceasing dust generating activities during certain meteorological conditions.)

O3. Odour

O3.1 The operation of the premises must not cause or permit the emission of offensive odour beyond the boundary of the premises.

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O3.2 Activities occurring at the premises must be carried out in a manner that adopts best practice and minimises the generation of odour. Controls must include those identified in Table 5-1 of the document '*Blakebrook Quarry Asphalt Plant Air Quality Assessment*' prepared by Mitchell Hanlon Consulting Pty Ltd and released on 1 April 2019.

Reporting conditions

R1.1 The applicant must provide an annual return to the EPA in relation to the development as required by any licence under the Protection of the Environment Operations Act 1997 in relation to the development. In the return the applicant must report on the annual monitoring undertaken (where the activity results in pollutant discharges), provide a summary of complaints relating to the development, report on compliance with licence conditions and provide a calculation of licence fees (administrative fees and, where relevant, load based fees) that are payable. If load based fees apply to the activity the applicant will be required to submit load-based fee calculation worksheets with the return.