

Notice of decision

Section 2.22 and clause 20 of Schedule 1 of the *Environmental Planning and Assessment Act 1979*

Application type	State significant development
Application number and project name	SSD-9766 Girraween Waste Recycling and Transfer Facility
Applicant	BENEDICT RECYCLING Pty Ltd
Consent Authority	Minister for Planning and Public Spaces

Decision

The Executive Director, Regions, Industry and Key Sites Assessments under delegation from the Minister for Planning and Public Spaces has, under section 4.38 of the *Environmental Planning and Assessment Act 1979* (the Act) granted consent to the development application subject to the recommended conditions.

A copy of the development consent and conditions is available [here](#).

A copy of the Department of Planning and Environment's Assessment Report is available [here](#).

Date of decision

17 June 2020

Reasons for decision

The following matters were taken into consideration in making this decision:

- the relevant matters listed in section 4.15 of the Act and the additional matters listed in the statutory context section of the Department's Assessment Report;
- the prescribed matters under the *Environmental Planning and Assessment Regulation 2000*;
- the objects of the Act;
- all information submitted to the Department during the assessment of the development application;
- the findings and recommendations in the Department's Assessment Report; and
- the views of the community about the project (see Attachment 1).

The findings and recommendations set out in the Department's Assessment Report were accepted and adopted as the reasons for making this decision.

The key reasons for granting consent to the development application are as follows:

- the development would provide a range of benefits for the region and the State as a whole, including a capital investment value of approximately \$4,557,871, up to 10 construction jobs and 10 operational jobs, and would provide waste management services for the Western Sydney region;
- the development is permissible with development consent, and is consistent with NSW Government policies including the NSW Waste Avoidance and Resource Recovery Strategy 2014-21;
- the impacts on the community and the environment can be appropriately minimised, managed or offset to an acceptable level, in accordance with applicable NSW Government policies and standards.
- the issues raised by the community during consultation and in submissions have been considered and adequately addressed through changes to the project and the recommended conditions of consent.
- weighing all relevant considerations, the project is in the public interest.

Attachment 1 – Consideration of Community Views

The Department exhibited the Environmental Impact Statement for the project from 20 November 2019 until 18 December 2019 (28 days) and received 10 submissions, including 1 objection and 1 in support of the project from the public.

The key issues raised by the community (including in submissions) and considered in the Department's Assessment Report and by the decision maker include the developments impact on traffic, noise and harbour vermin. Other issues are addressed in detail in the Department's Assessment Report.

<i>Issue</i>	<i>Consideration</i>
<p><i>Traffic</i></p> <ul style="list-style-type: none"> increased traffic on local road network 	<p><i>Assessment</i></p> <ul style="list-style-type: none"> The Applicant provided a revised Traffic Impact Assessment that demonstrated there is sufficient capacity within the local road network to accommodate additional traffic caused by the development. The Applicant identified the traffic generated by the development would not impact on the existing level of service of the local road network. The Department's assessment concluded that, subject to recommended conditions and the Applicant's mitigation measures, site access and maneuvering arrangements are satisfactory, and traffic generated by the development can be accommodated on the local and regional road network without any significant impacts on safety or level of service. <p><i>Conditions</i></p> <ul style="list-style-type: none"> A requirement for a traffic management plan and driver code of conduct to be prepared to ensure trucks follow specific haulage routes and manoeuvre safely on-site.
<p><i>Noise</i></p> <ul style="list-style-type: none"> noise disturbance 	<p><i>Assessment</i></p> <ul style="list-style-type: none"> The Applicant demonstrated that the project specific noise levels were satisfied at all off-site receiver locations and that sleep disturbance screening criteria would also be met for the enclosed facility. The Department's assessment concluded potential noise impacts were appropriately assessed under a worst-case scenario and is satisfied that the noise impacts of the development would comply with the relevant criteria. <p><i>Conditions</i></p> <ul style="list-style-type: none"> A requirement to adhere to the construction noise management levels in the Interim Construction Noise Guideline (DECC, 2009). Noise limit LAeq (15 minute) noise emission criteria were provided for various sensitive receivers.
<p><i>Vermine</i></p> <ul style="list-style-type: none"> potential for the site to harbour vermin 	<p><i>Assessment</i></p> <ul style="list-style-type: none"> Summarise the assessment The Applicant highlighted the development would not accept putrescible waste such as food waste and is therefore not considered to attract vermin. The Department's assessment concluded the waste processed at the site is unlikely to attract vermin and is to be stockpiled within enclosed processing sheds. <p><i>Conditions</i></p> <ul style="list-style-type: none"> The Applicant is to implement pest and vermin management measures to prevent pests and vermin on-site.