

Modification of Development Consent

Section 4.55(1A) of the *Environmental Planning and Assessment Act 1979*

As delegate for the Minister for Planning, under delegation executed on 11 October 2017, I approve the modification of the development consent referred to in Schedule 1, subject to the conditions outlined in Schedule 2.



Chris Ritchie
Director
Industry Assessments

Sydney 29 MAY

2019

File: EF19/718

SCHEDULE 1

Application No:	SSD 5041
Applicant:	Sell and Parker Pty Ltd
Consent Authority:	Minister for Planning
Development:	Increasing the processing capacity of the existing metal recycling facility, including reconfiguration and expansion of the facility into the adjoining site at 23-43 Tattersall Road, Kings Park.
Date of Original Consent:	12 November 2015
Modification:	SSD 5041 MOD 3 – changes to plant including conversion of an existing shear, realignment of the overhead conveyor and relocation of the pre-shedder, increase in operational hours for cleaning and maintenance, and administrative changes for the discharge of wastewater.

SCHEDULE 2

This consent is modified as follows:

1. Insert the following definition in alphabetical order:

Modification Assessments	<p>The document assessing the environmental impact of a proposed modification of this consent and any other information submitted with the following modification applications made under the EP&A Act:</p> <ol style="list-style-type: none"> (a) Modification Application SSD 5041 MOD 1 and accompanying document titled <i>Statement of Environmental Effects 23-43 and 45 Tattersall Road, Kings Park</i> dated August 2016 prepared by Higgins Planning, additional information from Higgins Planning dated 22 December 2016 and further additional information from Allens and Linklaters dated 9 February 2017; and (b) Modification Application SSD 5041 MOD 2 and accompanying document titled <i>Statement of Environmental Effects 23-43 and 45 Tattersall Road, Kings Park</i> dated December 2017 prepared by Higgins Planning. (c) Modification Application SSD 5041 MOD 3 and accompanying document titled <i>Section 4.55(1A) Application (SSD 5041 – Mod 3), 23-43 and 45 Tattersall Road, Kings Park</i> dated 11 February 2019 and Response to Submissions dated 4 April 2019 prepared by Arcadis Australia Pacific Pty Ltd
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In Schedule 2

2. Delete Condition A2 and replace with the following:

- A2. The Applicant shall carry out the Development in accordance with the:
- (a) EIS prepared by ERM dated July 2014;
 - (b) Response to Submissions report prepared by ERM dated 7 January 2015;
 - (c) Supplementary Response to Submissions prepared by Mecone dated 30 June 2015;
 - (d) Supplementary Response to Submissions prepared by Sell and Parker Pty Ltd dated 3 September 2015;
 - (e) Modification Assessments
 - (f) Site layout plans and drawings (See Appendix A);
 - (g) Management and Mitigation Measures (see Appendix B);

3. Delete condition B6(e).

4. Delete condition B7(e)

5. Delete Condition B26 and replace with the following:

- B26. The Applicant shall ensure that noise generated by the construction and/or operation of the Development does not exceed the noise criteria in Table 2.

Table 2: Noise criteria (dB(A))

Location	Noise criteria (dB(A))				
	Day	Evening	Night	Morning Shoulder	
	L _{Aeq} (15 minute)	L _{Aeq} (15 minute)	L _{Aeq} (15 minute)	L _{Aeq} (15 minute)	L _{Aeq} (1 minute)
189 Sunnyholt Road	46	46	38	46	58

6. Delete Condition B31 and replace with the following:

B31. The Applicant shall ensure that noise generated by the construction and/or operation of the Development does not exceed the noise criteria in Table 3.

Table 3: Hours of Construction and Operation

Activity		Day	Hours
Construction		Monday – Friday	7 am to 6 pm
		Saturday	8 am to 1 pm
		Sunday & Public Holidays	Nil
Operation	Oxy-acetylene torch cutting	Monday – Saturday	9 am to 3 pm
		Sunday & Public Holidays	Nil
	Cleaning and maintenance	Monday – Saturday	9pm to 6 am
		Sunday & Public Holidays	24 hours
	All other activities	Monday – Saturday	6 am to 9 pm
		Sunday & Public Holidays	Nil

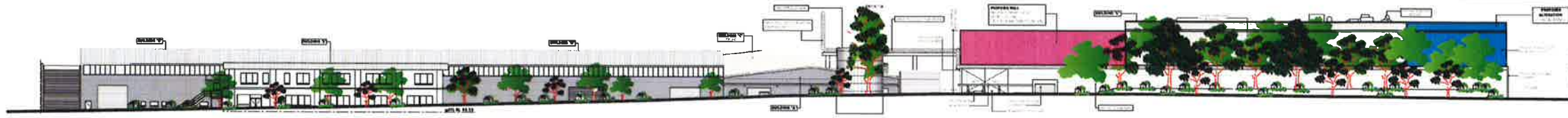
7. Insert new Condition after B35C as follows:

B35D. Prior to the commencement of operation of the relocated pre-shredder the Applicant shall submit a Final Stockpile Plan to the satisfaction of the Secretary and FRNSW.

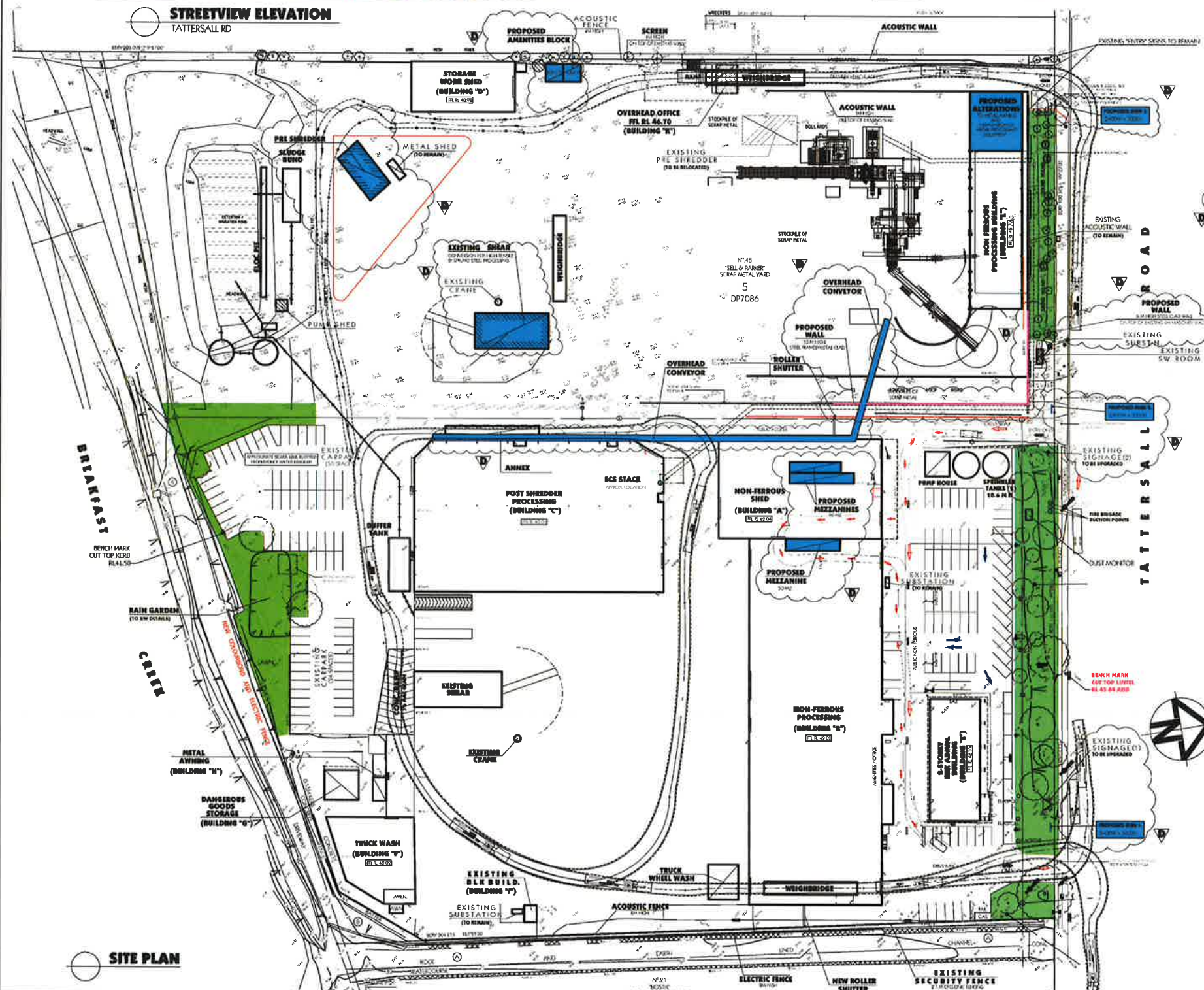
In the Appendices

8. Add new Site Plan to Appendix A.

APPENDIX A: SITE LAYOUT AND PLANS



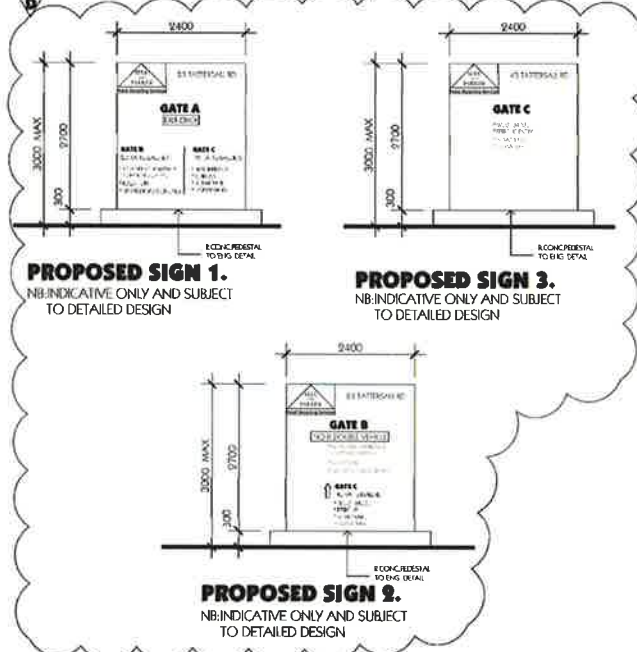
STREETVIEW ELEVATION
TATTERSALL RD



LEGEND

- EXISTING STRUCTURE TO REMAIN
- EXISTING STRUCTURE TO BE REWORKED
- PROPOSED ALTERATIONS & ADDITIONS
- EXISTING STRUCTURE TO BE FOR REUSE OR TO BE RELOCATED
- PROPOSED WALL EXTENSION
- LANDSCAPED AREAS TO REMAIN

DEVELOPMENT DATA			
SITE AREA	39 478 M ² approx.		
	FLOOR AREAS	OFFICE / AMEN	ASPHALT
BUILD "A"	1878 M ²	124 M ²	
BUILD "B"	3162 M ²	488 M ²	
BUILD "C"	9981 M ²		106 M ²
BUILD "D"	415 M ²		
BUILD "E"	984 M ²		
BUILD "F"	494 M ²		
BUILD "G"	81 M ²		
BUILD "H"	25 M ²		
BUILD "I"	17 M ²		
BUILD "J"	47 M ²		
BUILD "K"	593 M ²		
TOTAL	10 677 M²	688 M²	106 M²



REV	BY	DESCRIPTION	DATE
A	CZ	SECTION 96	01/09/18
B	CZ	AMENDATION APPLICATION 4 55	03/10/18
C	CZ	MODIFICATION APPLICATION 4 55	01/01/19
D	CZ	MODIFICATION APPLICATION 4 55	09/01/19

GENERAL NOTES

- All dimensions and floor areas are to be verified by the builder prior to the commencement of any building work. Any discrepancies are to be brought to the attention of the engineer.
- Levels shown are approximate unless accompanied by reduced levels.
- Figure dimensions must be taken in preference to walls.
- All boundary alterations must be verified by the acceptor prior to the commencement of any building work.
- When engineering drawings are required, such must take preference to this drawing.
- Whenever it is to be changed by "Detailed" requirements and AS 2002-1:1992.
- All services to be located and verified by the builder with relevant authorities before any building work commences.

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PROJECT: PROPOSED ALTERATIONS TO EXISTING RECYCLING CENTRE
LOT 2 DP550592 & LOT 5 DP7086, No 23 & 45
TATTERSALL RD, KINGS PARK

CLIENT: SELL & PARKER METAL

DATE: DA 2182-17

PROJECT NO: P4144

TYPE: DEVELOPMENT APPLICATION

SCALE: A101

DATE: 17/01/19