

# Environment Protection Licence



Licence - 5861

## Licence Details

Number:	5861
Anniversary Date:	29-May

## Licensee

WOLLONGONG CITY COUNCIL

LOCKED BAG 8821

WOLLONGONG NSW 2500

## Premises

HELENSBURGH WASTE DISPOSAL DEPOT

NIXON PLACE

HELENSBURGH NSW 2508

## Scheduled Activity

Waste disposal (application to land)

## Fee Based Activity

## Scale

Waste disposal by application to land

Any capacity

## Region

Waste &amp; Resources - Waste Management

59-61 Goulburn Street

SYDNEY NSW 2000

Phone: (02) 9995 5000

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NSW 1232

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## Information about this licence

### Dictionary

A definition of terms used in the licence can be found in the dictionary at the end of this licence.

### Responsibilities of licensee

Separate to the requirements of this licence, general obligations of licensees are set out in the Protection of the Environment Operations Act 1997 ("the Act") and the Regulations made under the Act. These include obligations to:

- ensure persons associated with you comply with this licence, as set out in section 64 of the Act;
- control the pollution of waters and the pollution of air (see for example sections 120 - 132 of the Act);
- report incidents causing or threatening material environmental harm to the environment, as set out in Part 5.7 of the Act.

### Variation of licence conditions

The licence holder can apply to vary the conditions of this licence. An application form for this purpose is available from the EPA.

The EPA may also vary the conditions of the licence at any time by written notice without an application being made.

Where a licence has been granted in relation to development which was assessed under the Environmental Planning and Assessment Act 1979 in accordance with the procedures applying to integrated development, the EPA may not impose conditions which are inconsistent with the development consent conditions until the licence is first reviewed under Part 3.6 of the Act.

### Duration of licence

This licence will remain in force until the licence is surrendered by the licence holder or until it is suspended or revoked by the EPA or the Minister. A licence may only be surrendered with the written approval of the EPA.

### Licence review

The Act requires that the EPA review your licence at least every 5 years after the issue of the licence, as set out in Part 3.6 and Schedule 5 of the Act. You will receive advance notice of the licence review.

### Fees and annual return to be sent to the EPA

For each licence fee period you must pay:

- an administrative fee; and
- a load-based fee (if applicable).

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The EPA publication “A Guide to Licensing” contains information about how to calculate your licence fees. The licence requires that an Annual Return, comprising a Statement of Compliance and a summary of any monitoring required by the licence (including the recording of complaints), be submitted to the EPA. The Annual Return must be submitted within 60 days after the end of each reporting period. See condition R1 regarding the Annual Return reporting requirements.

Usually the licence fee period is the same as the reporting period.

## Transfer of licence

The licence holder can apply to transfer the licence to another person. An application form for this purpose is available from the EPA.

## Public register and access to monitoring data

Part 9.5 of the Act requires the EPA to keep a public register of details and decisions of the EPA in relation to, for example:

- licence applications;
- licence conditions and variations;
- statements of compliance;
- load based licensing information; and
- load reduction agreements.

Under s320 of the Act application can be made to the EPA for access to monitoring data which has been submitted to the EPA by licensees.

## This licence is issued to:

<b>WOLLONGONG CITY COUNCIL</b>
<b>LOCKED BAG 8821</b>
<b>WOLLONGONG NSW 2500</b>

subject to the conditions which follow.

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## 1 Administrative Conditions

### A1 What the licence authorises and regulates

A1.1 This licence authorises the carrying out of the scheduled activities listed below at the premises specified in A2. The activities are listed according to their scheduled activity classification, fee-based activity classification and the scale of the operation.

Unless otherwise further restricted by a condition of this licence, the scale at which the activity is carried out must not exceed the maximum scale specified in this condition.

Scheduled Activity	Fee Based Activity	Scale
Waste disposal (application to land)	Waste disposal by application to land	Any capacity

### A2 Premises or plant to which this licence applies

A2.1 The licence applies to the following premises:

Premises Details
HELENSBURGH WASTE DISPOSAL DEPOT
NIXON PLACE
HELENSBURGH
NSW 2508
LOT 621 DP 752033, LOT 915 DP 752033, PART LOT 7314 DP 1160101, PART LOT 7315 DP 1160101
THE PREMISES BOUNDARY IS DEPICTED BY THE AREA BOUNDED IN RED ON THE DRAWING LABELLED "SCHEDULE 3 - CROWN LANDS LICENCE NO. 504391" (EPA REF DOC14/299222)

### A3 Information supplied to the EPA

A3.1 Works and activities must be carried out in accordance with the proposal contained in the licence application, except as expressly provided by a condition of this licence.

In this condition the reference to "the licence application" includes a reference to:

- the applications for any licences (including former pollution control approvals) which this licence replaces under the Protection of the Environment Operations (Savings and Transitional) Regulation 1998; and
- the licence information form provided by the licensee to the EPA to assist the EPA in connection with the issuing of this licence.

A3.2 The document entitled "Helensburgh Landfill Environmental Management Plan (LEMP)" May 1998, is not to be taken as part of the documentation in A3.1, other than those parts specifically referenced in this licence.

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## 2 Discharges to Air and Water and Applications to Land

### P1 Location of monitoring/discharge points and areas

P1.1 The following points referred to in the table below are identified in this licence for the purposes of monitoring and/or the setting of limits for the emission of pollutants to the air from the point.

<i>Air</i>			
EPA identification no.	Type of Monitoring Point	Type of Discharge Point	Location Description
3	Landfill gas monitoring		Areas where intermediate or final cover has been placed
4	Landfill gas monitoring		LFGMB1 - "Well Locations - Installation of Groundwater and Gas Monitoring Wells - Helensburgh Waste Facility, Nixon Place, Helensburgh", Douglas Partners, December 2011
17	Landfill Gas Monitoring		LGB5 - "Former Helensburgh Waste Depot Landfill Gas Bore Completion Report", Meinhardt, December 2015 (E315656 N6216351). EPA Reference: DOC16/279048
18	Landfill Gas Monitoring		LGB6 - "Former Helensburgh Waste Depot Landfill Gas Bore Completion Report", Meinhardt, December 2015 (E315712 N6216262). EPA Reference: DOC16/279048
19	Landfill Gas Monitoring		LGB7 - "Former Helensburgh Waste Depot Landfill Gas Bore Completion Report", Meinhardt, December 2015 (E315748 N6216200). EPA Reference: DOC16/279048
20	Landfill Gas Monitoring		LGB8 - "Former Helensburgh Waste Depot Landfill Gas Bore Completion Report", Meinhardt, December 2015 (E315771 N6216116). EPA Reference: DOC16/279048
21	Landfill Gas Monitoring		LGB9 - "Former Helensburgh Waste Depot Landfill Gas Bore Completion Report", Meinhardt, December 2015 (E315949 N6216094). EPA Reference: DOC16/279048

P1.2 The following utilisation areas referred to in the table below are identified in this licence for the purposes of the monitoring and/or the setting of limits for any application of solids or liquids to the utilisation area.

P1.3 The following points referred to in the table are identified in this licence for the purposes of the monitoring and/or the setting of limits for discharges of pollutants to water from the point.

### *Water and land*

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EPA Identification no.	Type of Monitoring Point	Type of Discharge Point	Location Description
1	Overflow drain	Overflow drain	DP1 - Overflow from stormwater pond as specified in Drawing No 500 of City of W'gong, Helensburgh Waste Depot Ext, Leachate Disposal Syst, Site Plan, 10.11.95
2	Leachate Dam		Leachate Dam
5	Ground water monitoring		BH1 - bore hole as shown on Plan 20298/SK 02 Site Plan
6	Groundwater monitoring		GWMB6 - "Well Locations - Installation of Groundwater and Gas Monitoring Wells - Helensburgh Waste Facility, Nixon Place, Helensburgh", Douglas Partners, December 2011
7	Ground water monitoring		BH4 - bore hole as shown on Plan 20298/SK 02 Site Plan
8	Surface water monitoring		WCC ref - Pony Club as shown on Plan 20298/SK 02 Site Plan
12	Groundwater monitoring		LFGMB1 - "Well Locations - Installation of Groundwater and Gas Monitoring Wells - Helensburgh Waste Facility, Nixon Place, Helensburgh", Douglas Partners, December 2011
13	Groundwater monitoring		LFGMB2 - "Well Locations - Installation of Groundwater and Gas Monitoring Wells - Helensburgh Waste Facility, Nixon Place, Helensburgh", Douglas Partners, December 2011
14	Groundwater monitoring		LFGMB3 - "Well Locations - Installation of Groundwater and Gas Monitoring Wells - Helensburgh Waste Facility, Nixon Place, Helensburgh", Douglas Partners, December 2011
15	Groundwater monitoring		LFGMB4 - "Well Locations - Installation of Groundwater and Gas Monitoring Wells - Helensburgh Waste Facility, Nixon Place, Helensburgh", Douglas Partners, December 2011
16	Groundwater monitoring		GWMB5 - "Well Locations - Installation of Groundwater and Gas Monitoring Wells - Helensburgh Waste Facility, Nixon Place, Helensburgh", Douglas Partners, December 2011



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## 3 Limit Conditions

### L1 Pollution of waters

L1.1 Except as may be expressly provided in any other condition of this licence, the licensee must comply with section 120 of the Protection of the Environment Operations Act 1997.

### L2 Concentration limits

L2.1 For each monitoring/discharge point or utilisation area specified in the table below (by a point number), the concentration of a pollutant discharged at that point, or applied to that area, must not exceed the concentration limits specified for that pollutant in the table.

L2.2 Where a pH quality limit is specified in the table, the specified percentage of samples must be within the specified ranges.

L2.3 To avoid any doubt, this condition does not authorise the pollution of waters by any pollutant other than those specified in the table.

L2.4 Water and/or Land Concentration Limits

#### POINT 1

Pollutant	Units of Measure	50 percentile concentration limit	90 percentile concentration limit	3DGM concentration limit	100 percentile concentration limit
pH	pH				6.5-8.5
Total suspended solids	milligrams per litre				50

L2.5 There must be no discharge of contaminated stormwater (stormwater that exceeds the limits specified in condition L2.4) under dry weather conditions or storm events that are less than a 5 day, 75th percentile rainfall event.

Note: A 5 day, 75th percentile rainfall event at the premises equates to a rainfall depth of 35.6mm over any consecutive 5 day period.

L2.6 The licensee must implement "Wollongong City Council: Helensburgh Waste Disposal Depot Erosion and Sediment Control Plan", GHD, May 2015

L2.7 There must be no discharge of leachate to waters under dry weather conditions or storm event(s) of less than 1:25 year, 24 hour recurrence interval.

Note: A 1:25 year, 24 hour duration rainfall event at the premises equates to a rainfall depth of 306 millimetres over any consecutive 24 hour period.

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## L3 Waste

L3.1 The licensee must not cause, permit or allow any waste to be received at the premises, except the wastes expressly referred to in the column titled “Waste” and meeting the definition, if any, in the column titled “Description” in the table below.

Any waste received at the premises must only be used for the activities referred to in relation to that waste in the column titled “Activity” in the table below.

Any waste received at the premises is subject to those limits or conditions, if any, referred to in relation to that waste contained in the column titled “Other Limits” in the table below.

This condition does not limit any other conditions in this licence.

Code	Waste	Description	Activity	Other Limits
NA	General solid waste (non-putrescible)	As defined in Schedule 1 of the POEO Act, in force from time to time	Waste disposal (application to land)	
NA	General solid waste (putrescible)	As defined in Schedule 1 of the POEO Act, in force from time to time	Waste disposal (application to land)	
NA	Asbestos waste	As defined in Schedule 1 of the POEO Act, in force from time to time	Waste disposal (application to land)	
NA	Waste	Any waste received on site that is below licensing thresholds in Schedule 1 of the POEO Act, as in force from time to time		NA

L3.2 Tyres stockpiled on the premises must:

- not exceed fifty (50) tonnes of tyres at any one time; and
- be located in a clearly defined area away from the tipping face; and
- be managed to control vermin; and
- be managed to prevent any tyres from catching fire.

L3.3 The licensee must not dispose of any tyres on the premises which;

- have a diameter of less than 1.2 metres; and
- are delivered at the premises in a load containing more than 5 whole tyres; and
- became waste in the Sydney Metropolitan Area.

L3.4 Tyres from the Sydney Metropolitan Area must not be received at the premises unless:

- they have been shredded into pieces measuring no more than 250mm in any direction; or
- they have had their walls removed; or
- the facility has the capacity, at the time of receiving the tyres, to recycle or reprocess the tyres into a saleable product (including retreading the tyres); or
- the facility has the capacity, at the time of receiving the tyres, to shred the tyres or remove the walls from the tyres; or
- the tyres are from a domestic load containing no more than 5 tyres having a diameter of less than 1.2 metres.

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## **L4 Hours of operation**

- L4.1 Machinery shall not commence working on the premises before the hours of 7.00am on weekdays and 8.15am on weekends and public holidays and must cease operation by 5.00pm.
- L4.2 Scrap metal handling activities and all greenwaste operations at the premises are restricted to normal weekday operating hours and are not permitted outside these times, including weekends and public holidays, without prior written approval from the EPA.

## **L5 Potentially offensive odour**

- L5.1 No condition of this licence identifies a potentially offensive odour for the purposes of section 129 of the Protection of the Environment Operations Act 1997.

Note: Section 129 of the Protection of the Environment Operations Act 1997, provides that the licensee must not cause or permit the emission of any offensive odour from the premises but provides a defence if the emission is identified in the relevant environment protection licence as a potentially offensive odour and the odour was emitted in accordance with the conditions of a licence directed at minimising odour.

## **4 Operating Conditions**

### **O1 Activities must be carried out in a competent manner**

- O1.1 Licensed activities must be carried out in a competent manner.  
This includes:
  - a) the processing, handling, movement and storage of materials and substances used to carry out the activity; and
  - b) the treatment, storage, processing, reprocessing, transport and disposal of waste generated by the activity.

### **O2 Maintenance of plant and equipment**

- O2.1 All plant and equipment installed at the premises or used in connection with the licensed activity:
  - a) must be maintained in a proper and efficient condition; and
  - b) must be operated in a proper and efficient manner.

### **O3 Dust**

- O3.1 All operations and activities occurring at the premises must be carried out in a manner that will minimise the emission of dust from the premises.

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## **O4 Emergency response**

- O4.1 The licensee must have in place and implement procedures to minimise the risk of fire at the premises.
- O4.2 The licensee must extinguish fires at the premises as soon as possible.

## **O5 Processes and management**

- O5.1 The licensee must take all practicable steps to control entry to the premises.
- O5.2 The licensee must ensure that all gates are locked whenever the landfill is unattended.

## **O6 Waste management**

- O6.1 The volume of leachate directed to the utilisation area must not exceed the capacity of the area to assimilate the leachate.
- O6.2 The licensee must have in place and implement procedures to identify and prevent the disposal of any waste not permitted by this licence to be disposed of at the premises.
- O6.3 Cover material must be:
  - a) Daily cover  
Daily cover must be either:
    - i) Virgin excavated natural material ("VENM");
    - ii) Blast furnace slag or asphalt chipping in accordance with the alternative daily cover specifications outlined in the DECC's correspondence dated 15 November 2007;
    - iii) A steel framed and fabric covered moveable structure; or
    - iv) A polymer and fibre based cover as outlined in Wollongong City Council's correspondence to DECC dated 2 October 2007.Cover material must be applied to a minimum depth of 15 centimetres over all exposed landfilled waste prior to ceasing operations at the end of each day.
  - b) Intermediate cover  
Cover material must be applied to a depth of 30 centimetres over surfaces of the landfilled waste at the premises which are to be exposed for more than 90 days.
  - c) Cover material stockpile  
At least two weeks cover material must be available at the premises under all weather conditions. This material may be won on site, or alternatively a cover stockpile must be maintained adjacent to the tip face.
- O6.4 Vehicles leaving the premises must not track materials to external surfaces.
- O6.5 The licensee must not exhume any landfilled waste unless approved in writing by the EPA.

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## 5 Monitoring and Recording Conditions

### M1 Monitoring records

M1.1 The results of any monitoring required to be conducted by this licence or a load calculation protocol must be recorded and retained as set out in this condition.

M1.2 All records required to be kept by this licence must be:

- in a legible form, or in a form that can readily be reduced to a legible form;
- kept for at least 4 years after the monitoring or event to which they relate took place; and
- produced in a legible form to any authorised officer of the EPA who asks to see them.

M1.3 The following records must be kept in respect of any samples required to be collected for the purposes of this licence:

- the date(s) on which the sample was taken;
- the time(s) at which the sample was collected;
- the point at which the sample was taken; and
- the name of the person who collected the sample.

### M2 Requirement to monitor concentration of pollutants discharged

M2.1 For each monitoring/discharge point or utilisation area specified below (by a point number), the licensee must monitor (by sampling and obtaining results by analysis) the concentration of each pollutant specified in Column 1. The licensee must use the sampling method, units of measure, and sample at the frequency, specified opposite in the other columns:

M2.2 Air Monitoring Requirements

**POINT 3,4,17,18,19,20,21**

Pollutant	Units of measure	Frequency	Sampling Method
Methane	percent by volume	Yearly	Special Method 1

M2.3 Water and/ or Land Monitoring Requirements

**POINT 1**

Pollutant	Units of measure	Frequency	Sampling Method
pH	pH	Daily during any discharge	Grab sample
Total suspended solids	milligrams per litre	Daily during any discharge	Grab sample

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## POINT 2

Pollutant	Units of measure	Frequency	Sampling Method
Alkalinity (as calcium carbonate)	milligrams per litre	Yearly	Grab sample
Aluminium	milligrams per litre	Yearly	Grab sample
Arsenic	milligrams per litre	Yearly	Grab sample
Barium	milligrams per litre	Yearly	Grab sample
Benzene	milligrams per litre	Yearly	Grab sample
Cadmium	milligrams per litre	Yearly	Grab sample
Calcium	milligrams per litre	Yearly	Grab sample
Chloride	milligrams per litre	Yearly	Grab sample
Chromium (hexavalent)	milligrams per litre	Yearly	Grab sample
Chromium (total)	milligrams per litre	Yearly	Grab sample
Cobalt	milligrams per litre	Yearly	Grab sample
Conductivity	microsiemens per centimetre	Quarterly	Probe
Copper	milligrams per litre	Yearly	Grab sample
Ethyl benzene	milligrams per litre	Yearly	Grab sample
Fluoride	milligrams per litre	Yearly	Grab sample
Lead	milligrams per litre	Yearly	Grab sample
Magnesium	milligrams per litre	Yearly	Grab sample
Manganese	milligrams per litre	Yearly	Grab sample
Mercury	milligrams per litre	Yearly	Grab sample
Nitrate	milligrams per litre	Yearly	Grab sample
Nitrite	milligrams per litre	Yearly	Grab sample
Nitrogen (ammonia)	milligrams per litre	Yearly	Grab sample
Organochlorine pesticides	milligrams per litre	Yearly	Grab sample
Organophosphate pesticides	milligrams per litre	Yearly	Grab sample
pH	pH	Yearly	Probe
Phosphorus (total)	milligrams per litre	Yearly	Grab sample
Polycyclic aromatic hydrocarbons	milligrams per litre	Yearly	Grab sample
Potassium	milligrams per litre	Yearly	Grab sample
Sodium	milligrams per litre	Yearly	Grab sample
Sulfate	milligrams per litre	Yearly	Grab sample
Toluene	milligrams per litre	Yearly	Grab sample
Total dissolved solids	milligrams per litre	Yearly	Grab sample
Total organic carbon	milligrams per litre	Yearly	Grab sample
Total petroleum hydrocarbons	milligrams per litre	Yearly	Grab sample
Total Phenolics	milligrams per litre	Yearly	Grab sample
Total suspended solids	milligrams per litre	Yearly	Grab sample

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Xylene	milligrams per litre	Yearly	Grab sample
Zinc	milligrams per litre	Yearly	Grab sample

**POINT 5,6,7**

Pollutant	Units of measure	Frequency	Sampling Method
Cobalt	milligrams per litre	Yearly	Grab sample
pH	pH	Quarterly	Probe

**POINT 5,6,7,12,13,14,15,16**

Pollutant	Units of measure	Frequency	Sampling Method
Alkalinity (as calcium carbonate)	milligrams per litre	Quarterly	Grab sample
Aluminium	milligrams per litre	Yearly	Grab sample
Arsenic	milligrams per litre	Yearly	Grab sample
Barium	milligrams per litre	Yearly	Grab sample
Benzene	milligrams per litre	Yearly	Grab sample
Cadmium	milligrams per litre	Yearly	Grab sample
Calcium	milligrams per litre	Quarterly	Grab sample
Chloride	milligrams per litre	Quarterly	Grab sample
Chromium (hexavalent)	milligrams per litre	Yearly	Grab sample
Chromium (total)	milligrams per litre	Yearly	Grab sample
Copper	milligrams per litre	Yearly	Grab sample
Ethyl benzene	milligrams per litre	Yearly	Grab sample
Fluoride	milligrams per litre	Yearly	Grab sample
Lead	milligrams per litre	Yearly	Grab sample
Magnesium	milligrams per litre	Quarterly	Grab sample
Manganese	milligrams per litre	Yearly	Grab sample
Mercury	milligrams per litre	Yearly	Grab sample
Nitrate	milligrams per litre	Yearly	Grab sample
Nitrite	milligrams per litre	Yearly	Grab sample
Nitrogen (ammonia)	milligrams per litre	Quarterly	Grab sample
Organochlorine pesticides	milligrams per litre	Yearly	Grab sample
Organophosphate pesticides	milligrams per litre	Yearly	Grab sample
Polycyclic aromatic hydrocarbons	milligrams per litre	Yearly	Grab sample
Potassium	milligrams per litre	Quarterly	Grab sample
Sodium	milligrams per litre	Quarterly	Grab sample
Standing Water Level	metres	Quarterly	In situ
Sulfate	milligrams per litre	Quarterly	Grab sample
Toluene	milligrams per litre	Yearly	Grab sample
Total dissolved solids	milligrams per litre	Quarterly	Grab sample

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Total organic carbon	milligrams per litre	Quarterly	Grab sample
Total petroleum hydrocarbons	milligrams per litre	Yearly	Grab sample
Total Phenolics	milligrams per litre	Yearly	Grab sample
Xylene	milligrams per litre	Yearly	Grab sample
Zinc	milligrams per litre	Yearly	Grab sample

## POINT 8

Pollutant	Units of measure	Frequency	Sampling Method
Conductivity	microsiemens per centimetre	Quarterly	Probe
Dissolved Oxygen	milligrams per litre	Quarterly	Probe
Faecal Coliforms	colony forming units per 100 millilitres	Quarterly	Grab sample
Nitrogen (ammonia)	milligrams per litre	Quarterly	Grab sample
pH	pH	Quarterly	Probe
Potassium	milligrams per litre	Quarterly	Grab sample
Redox potential	millivolts	Quarterly	Probe
Total dissolved solids	milligrams per litre	Quarterly	Grab sample
Total organic carbon	milligrams per litre	Quarterly	Grab sample

M2.4 Special Method 1 means monitoring undertaken in accordance with Benchmark Techniques 17 and 18 of the document Environmental Guidelines: Solid Waste Landfills (1996) for the purposes of the above table.

## M3 Testing methods - concentration limits

- M3.1 Monitoring for the concentration of a pollutant emitted to the air required to be conducted by this licence must be done in accordance with:
- any methodology which is required by or under the Act to be used for the testing of the concentration of the pollutant; or
  - if no such requirement is imposed by or under the Act, any methodology which a condition of this licence requires to be used for that testing; or
  - if no such requirement is imposed by or under the Act or by a condition of this licence, any methodology approved in writing by the EPA for the purposes of that testing prior to the testing taking place.

Note: The *Protection of the Environment Operations (Clean Air) Regulation 2010* requires testing for certain purposes to be conducted in accordance with test methods contained in the publication "Approved Methods for the Sampling and Analysis of Air Pollutants in NSW".

M3.2 Subject to any express provision to the contrary in this licence, monitoring for the concentration of a pollutant discharged to waters or applied to a utilisation area must be done in accordance with the Approved Methods Publication unless another method has been approved by the EPA in writing before any tests are conducted.



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## **M4 Recording of pollution complaints**

- M4.1 The licensee must keep a legible record of all complaints made to the licensee or any employee or agent of the licensee in relation to pollution arising from any activity to which this licence applies.
- M4.2 The record must include details of the following:
- a) the date and time of the complaint;
  - b) the method by which the complaint was made;
  - c) any personal details of the complainant which were provided by the complainant or, if no such details were provided, a note to that effect;
  - d) the nature of the complaint;
  - e) the action taken by the licensee in relation to the complaint, including any follow-up contact with the complainant; and
  - f) if no action was taken by the licensee, the reasons why no action was taken.
- M4.3 The record of a complaint must be kept for at least 4 years after the complaint was made.
- M4.4 The record must be produced to any authorised officer of the EPA who asks to see them.

## **M5 Telephone complaints line**

- M5.1 The licensee must operate during its operating hours a telephone complaints line for the purpose of receiving any complaints from members of the public in relation to activities conducted at the premises or by the vehicle or mobile plant, unless otherwise specified in the licence.
- M5.2 The licensee must notify the public of the complaints line telephone number and the fact that it is a complaints line so that the impacted community knows how to make a complaint.
- M5.3 The preceding two conditions do not apply until 3 months after: the date of the issue of this licence.

## **M6 Other monitoring and recording conditions**

- M6.1 The licensee must monitor the remaining disposal capacity (in cubic metres) of the landfill.
- M6.2 The licensee must make available to the EPA the results of monthly Trade Waste monitoring of leachate and include these results in the Annual Report.

## **6 Reporting Conditions**

### **R1 Annual return documents**

- R1.1 The licensee must complete and supply to the EPA an Annual Return in the approved form comprising:

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1. a Statement of Compliance,
2. a Monitoring and Complaints Summary,
3. a Statement of Compliance - Licence Conditions,
4. a Statement of Compliance - Load based Fee,
5. a Statement of Compliance - Requirement to Prepare Pollution Incident Response Management Plan,
6. a Statement of Compliance - Requirement to Publish Pollution Monitoring Data,
7. a Statement of Compliance - Environmental Management Systems and Practices; and
8. a Statement of Compliance - Environmental Improvement Works.

At the end of each reporting period, the EPA will provide to the licensee a copy of the form that must be completed and returned to the EPA.

R1.2 An Annual Return must be prepared in respect of each reporting period, except as provided below.

Note: The term "reporting period" is defined in the dictionary at the end of this licence. Do not complete the Annual Return until after the end of the reporting period.

R1.3 Where this licence is transferred from the licensee to a new licensee:

- a) the transferring licensee must prepare an Annual Return for the period commencing on the first day of the reporting period and ending on the date the application for the transfer of the licence to the new licensee is granted; and
- b) the new licensee must prepare an Annual Return for the period commencing on the date the application for the transfer of the licence is granted and ending on the last day of the reporting period.

Note: An application to transfer a licence must be made in the approved form for this purpose.

R1.4 Where this licence is surrendered by the licensee or revoked by the EPA or Minister, the licensee must prepare an Annual Return in respect of the period commencing on the first day of the reporting period and ending on:

- a) in relation to the surrender of a licence - the date when notice in writing of approval of the surrender is given; or
- b) in relation to the revocation of the licence - the date from which notice revoking the licence operates.

R1.5 The Annual Return for the reporting period must be supplied to the EPA by registered post not later than 60 days after the end of each reporting period or in the case of a transferring licence not later than 60 days after the date the transfer was granted (the 'due date').

R1.6 The licensee must retain a copy of the Annual Return supplied to the EPA for a period of at least 4 years after the Annual Return was due to be supplied to the EPA.

R1.7 Within the Annual Return, the Statements of Compliance must be certified and the Monitoring and Complaints Summary must be signed by:

- a) the licence holder; or
- b) by a person approved in writing by the EPA to sign on behalf of the licence holder.

R1.8 The Annual Return must be accompanied by/or include an Annual Report which must contain an assessment of environmental performance relevant to licence conditions including:

- a) tabulated results of all monitoring data required to be collected by this licence;
- b) a graphical presentation of data from at least the last three years (if available) in order to show variability and/or trends. Any statistically significant variations or anomalies should be highlighted and

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explained;

c) an analysis and interpretation of all monitoring data;

d) an analysis of and response to any complaints received;

e) identification of any deficiencies in environmental performance identified by the monitoring data, trends or incidents and of remedial action taken or proposed to be taken to address these deficiencies; and

f) recommendations on improving the environmental performance of the facility.

## R2 Notification of environmental harm

Note: The licensee or its employees must notify all relevant authorities of incidents causing or threatening material harm to the environment immediately after the person becomes aware of the incident in accordance with the requirements of Part 5.7 of the Act.

R2.1 Notifications must be made by telephoning the Environment Line service on 131 555.

R2.2 The licensee must provide written details of the notification to the EPA within 7 days of the date on which the incident occurred.

## R3 Written report

R3.1 Where an authorised officer of the EPA suspects on reasonable grounds that:

a) where this licence applies to premises, an event has occurred at the premises; or

b) where this licence applies to vehicles or mobile plant, an event has occurred in connection with the carrying out of the activities authorised by this licence,

and the event has caused, is causing or is likely to cause material harm to the environment (whether the harm occurs on or off premises to which the licence applies), the authorised officer may request a written report of the event.

R3.2 The licensee must make all reasonable inquiries in relation to the event and supply the report to the EPA within such time as may be specified in the request.

R3.3 The request may require a report which includes any or all of the following information:

a) the cause, time and duration of the event;

b) the type, volume and concentration of every pollutant discharged as a result of the event;

c) the name, address and business hours telephone number of employees or agents of the licensee, or a specified class of them, who witnessed the event;

d) the name, address and business hours telephone number of every other person (of whom the licensee is aware) who witnessed the event, unless the licensee has been unable to obtain that information after making reasonable effort;

e) action taken by the licensee in relation to the event, including any follow-up contact with any complainants;

f) details of any measure taken or proposed to be taken to prevent or mitigate against a recurrence of such an event; and

g) any other relevant matters.

R3.4 The EPA may make a written request for further details in relation to any of the above matters if it is not satisfied with the report provided by the licensee. The licensee must provide such further details to the EPA within the time specified in the request.

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## R4 Other reporting conditions

- R4.1 The licensee must record the following data in relation to fires occurring at the premises:
- Time and date when the fire started.
  - Whether the fire was authorised by the licensee, and, if not, the circumstances which ignited the fire.
  - The time and date that the fire burnt out or was extinguished.
  - The location of fire (eg. clean timber stockpile, putrescible garbage cell, etc).
  - Prevailing weather conditions at the time of the fire.
  - Observations made in regard to smoke direction and dispersion.
  - The amount of waste that was combusted by the fire.
  - Action taken to extinguish the fire;
  - Action taken to prevent a reoccurrence.

The data must be recorded on each day that the fire is burning.

- R4.2 The licensee or its employees or agents must notify the occurrence of all fires on the premises in accordance with conditions R2.1 and R2.2 as soon as practical after becoming aware of the fire.
- R4.3 The licensee must notify the EPA within 24 hours by telephoning the Environment Line service on 131 555 if surface monitoring detects methane above 1.25%(v/v), and increase the frequency of monitoring to daily, until the EPA determines otherwise.

## 7 General Conditions

### G1 Copy of licence kept at the premises or plant

- G1.1 A copy of this licence must be kept at the premises to which the licence applies.
- G1.2 The licence must be produced to any authorised officer of the EPA who asks to see it.
- G1.3 The licence must be available for inspection by any employee or agent of the licensee working at the premises.

## 8 Special Conditions

### E1 Final Landfill Cap

- E1.1 The licensee must install a 3 layer landfill cap in accordance with the "Wollongong City Council: Helensburgh Landfill Closure 21-22933 - Design Drawings" (DOC15/160109) and the "Wollongong City Council: Helensburgh Waste Disposal Depot Waste Exhumation Management Plan", June 2015 (DOC/203739).
- E1.2 The licensee must prepare and implement a Quality Assurance / Quality Control (QA/QC) program for the construction and installation of the approved landfill cap outlined in Condition E1.1.

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The licensee must submit a report prepared in accordance with the QA/QC program to the EPA within 2 months of the completion of the final landfill cap.

The QA/QC program must be prepared in accordance with all relevant Australian Standards and include:

- i) a description of the works undertaken;
- ii) works as executed drawings;
- iii) a discussion of the QA/QC activities undertaken;
- iv) results of quality control testing undertaken (including material validation, GCL installation, etc.);
- v) photographs documenting all major stages of installation;
- vi) a statement from a qualified engineer confirming the works were constructed in accordance with the specifications;
- vii) any variations should be noted and explained.

Note: The QA/QC report must be prepared by a suitably qualified, independent, 3rd party consultant.

- E1.3 The licensee may exhume waste for the purposes of completing the landfill cap at the premises. When exhuming waste, the licensee must implement the "Wollongong City Council: Helensburgh Waste Disposal Depot Waste Exhumation Plan", June 2015 (DOC15/203739).

Note: The above condition does not authorise the licensee to pollute waters or emit offensive odour beyond the boundary of the premises. The licensee must still comply with s120, s126 and s129 of the Protection of the Environment Operations Act 1997.

## E2 Environmental Obligations of Licensee (Works & Programs)

- E2.1 While the licensee's premises are being used for the purpose to which the licence relates, the licensee must:
- a) Clean up any spill, leak or other discharge of any waste(s) or other material(s) as soon as practicable after it becomes known to the licensee or to one of the licensee's employees or agents.
  - b) In the event(s) that any liquid and non-liquid waste(s) is unlawfully deposited on the premises, such waste(s) must be removed and lawfully disposed of as soon as practicable or in accordance with any direction given by the EPA.
  - c) Provide all monitoring data as required by the conditions of this licence or as directed by the EPA.
- E2.2 In the event of an earthquake, storm, fire, flood or any other event where it is reasonable to suspect that a pollution incident has occurred, is occurring or is likely to occur, the licensee (whether or not the premises continue to be used for the purposes to which the licence relates) must:
- a) make all efforts to contain all firewater on the licensee's premises,
  - b) make all efforts to control air pollution from the licensee's premises,
  - c) make all efforts to contain any discharge, spill or run-off from the licensee's premises,
  - d) make all efforts to prevent flood water entering the licensee's premises,
  - e) remediate and rehabilitate any exposed areas of soil and/or waste,
  - f) lawfully dispose of all liquid and solid waste(s) stored on the premises that is not already securely disposed of,
  - g) at the request of the EPA monitor groundwater beneath the licensee's premises and its potential to migrate from the licensee's premises,
  - h) at the request of the EPA monitor surface water leaving the licensee's premises; and
  - i) ensure the licensee's premises is secure.

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- E2.3 After the licensee's premises cease to be used for the purpose to which the licence relates or in the event that the licensee ceases to carry out the activity that is the subject of this licence, that licensee must:
- a) remove and lawfully dispose of all liquid and non-liquid waste stored on the licensee's premises; and
  - b) rehabilitate the site, including conducting an assessment of and if required remediation of any site contamination.

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## Dictionary

### General Dictionary

<b>3DGM [in relation to a concentration limit]</b>	Means the three day geometric mean, which is calculated by multiplying the results of the analysis of three samples collected on consecutive days and then taking the cubed root of that amount. Where one or more of the samples is zero or below the detection limit for the analysis, then 1 or the detection limit respectively should be used in place of those samples
<b>Act</b>	Means the Protection of the Environment Operations Act 1997
<b>activity</b>	Means a scheduled or non-scheduled activity within the meaning of the Protection of the Environment Operations Act 1997
<b>actual load</b>	Has the same meaning as in the Protection of the Environment Operations (General) Regulation 2009
<b>AM</b>	Together with a number, means an ambient air monitoring method of that number prescribed by the <i>Approved Methods for the Sampling and Analysis of Air Pollutants in New South Wales</i> .
<b>AMG</b>	Australian Map Grid
<b>anniversary date</b>	The anniversary date is the anniversary each year of the date of issue of the licence. In the case of a licence continued in force by the Protection of the Environment Operations Act 1997, the date of issue of the licence is the first anniversary of the date of issue or last renewal of the licence following the commencement of the Act.
<b>annual return</b>	Is defined in R1.1
<b>Approved Methods Publication</b>	Has the same meaning as in the Protection of the Environment Operations (General) Regulation 2009
<b>assessable pollutants</b>	Has the same meaning as in the Protection of the Environment Operations (General) Regulation 2009
<b>BOD</b>	Means biochemical oxygen demand
<b>CEM</b>	Together with a number, means a continuous emission monitoring method of that number prescribed by the <i>Approved Methods for the Sampling and Analysis of Air Pollutants in New South Wales</i> .
<b>COD</b>	Means chemical oxygen demand
<b>composite sample</b>	Unless otherwise specifically approved in writing by the EPA, a sample consisting of 24 individual samples collected at hourly intervals and each having an equivalent volume.
<b>cond.</b>	Means conductivity
<b>environment</b>	Has the same meaning as in the Protection of the Environment Operations Act 1997
<b>environment protection legislation</b>	Has the same meaning as in the Protection of the Environment Administration Act 1991
<b>EPA</b>	Means Environment Protection Authority of New South Wales.
<b>fee-based activity classification</b>	Means the numbered short descriptions in Schedule 1 of the Protection of the Environment Operations (General) Regulation 2009.
<b>general solid waste (non-putrescible)</b>	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997

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<b>flow weighted composite sample</b>	Means a sample whose composites are sized in proportion to the flow at each composites time of collection.
<b>general solid waste (putrescible)</b>	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997
<b>grab sample</b>	Means a single sample taken at a point at a single time
<b>hazardous waste</b>	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997
<b>licensee</b>	Means the licence holder described at the front of this licence
<b>load calculation protocol</b>	Has the same meaning as in the Protection of the Environment Operations (General) Regulation 2009
<b>local authority</b>	Has the same meaning as in the Protection of the Environment Operations Act 1997
<b>material harm</b>	Has the same meaning as in section 147 Protection of the Environment Operations Act 1997
<b>MBAS</b>	Means methylene blue active substances
<b>Minister</b>	Means the Minister administering the Protection of the Environment Operations Act 1997
<b>mobile plant</b>	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997
<b>motor vehicle</b>	Has the same meaning as in the Protection of the Environment Operations Act 1997
<b>O&amp;G</b>	Means oil and grease
<b>percentile [in relation to a concentration limit of a sample]</b>	Means that percentage [eg.50%] of the number of samples taken that must meet the concentration limit specified in the licence for that pollutant over a specified period of time. In this licence, the specified period of time is the Reporting Period unless otherwise stated in this licence.
<b>plant</b>	Includes all plant within the meaning of the Protection of the Environment Operations Act 1997 as well as motor vehicles.
<b>pollution of waters [or water pollution]</b>	Has the same meaning as in the Protection of the Environment Operations Act 1997
<b>premises</b>	Means the premises described in condition A2.1
<b>public authority</b>	Has the same meaning as in the Protection of the Environment Operations Act 1997
<b>regional office</b>	Means the relevant EPA office referred to in the Contacting the EPA document accompanying this licence
<b>reporting period</b>	For the purposes of this licence, the reporting period means the period of 12 months after the issue of the licence, and each subsequent period of 12 months. In the case of a licence continued in force by the Protection of the Environment Operations Act 1997, the date of issue of the licence is the first anniversary of the date of issue or last renewal of the licence following the commencement of the Act.
<b>restricted solid waste</b>	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997
<b>scheduled activity</b>	Means an activity listed in Schedule 1 of the Protection of the Environment Operations Act 1997
<b>special waste</b>	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997
<b>TM</b>	Together with a number, means a test method of that number prescribed by the <i>Approved Methods for the Sampling and Analysis of Air Pollutants in New South Wales</i> .



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<b>TSP</b>	Means total suspended particles
<b>TSS</b>	Means total suspended solids
<b>Type 1 substance</b>	Means the elements antimony, arsenic, cadmium, lead or mercury or any compound containing one or more of those elements
<b>Type 2 substance</b>	Means the elements beryllium, chromium, cobalt, manganese, nickel, selenium, tin or vanadium or any compound containing one or more of those elements
<b>utilisation area</b>	Means any area shown as a utilisation area on a map submitted with the application for this licence
<b>waste</b>	Has the same meaning as in the Protection of the Environment Operations Act 1997
<b>waste type</b>	Means liquid, restricted solid waste, general solid waste (putrescible), general solid waste (non - putrescible), special waste or hazardous waste

Ms Debbie Maddison

Environment Protection Authority

(By Delegation)

Date of this edition: 10-November-2000

# Environment Protection Licence

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## End Notes

- 1 Licence fee period changed by notice 1027159 on 07-May-2003.
- 2 Licence varied by notice 1031209, issued on 13-Nov-2003, which came into effect on 08-Dec-2003.
- 3 Licence varied by notice 1040749, issued on 20-Sep-2004, which came into effect on 15-Oct-2004.
- 4 Licence varied by notice 1047638, issued on 17-May-2005, which came into effect on 11-Jun-2005.
- 5 Licence varied by change to DEC Region allocation, issued on 17-Mar-2006, which came into effect on 17-Mar-2006.
- 6 Licence varied by notice 1058303, issued on 16-May-2006, which came into effect on 16-May-2006.
- 7 Licence varied by change to EPA Region, issued on 07-Aug-2006, which came into effect on 07-Aug-2006.
- 8 Licence varied by notice 1067922, issued on 18-Mar-2008, which came into effect on 18-Mar-2008.
- 9 Licence varied by notice 1085613, issued on 13-Jun-2008, which came into effect on 13-Jun-2008.
- 10 Licence varied by notice 1092799, issued on 17-Oct-2008, which came into effect on 17-Oct-2008.
- 11 Condition A1.3 Not applicable varied by notice issued on <issue date> which came into effect on <effective date>
- 12 Licence varied by Correction to EPA Region data record., issued on 28-Jun-2010, which came into effect on 28-Jun-2010.
- 13 Licence varied by notice 1513564 issued on 20-May-2013
- 14 Licence varied by notice 1526896 issued on 19-Dec-2014
- 15 Licence varied by notice 1531436 issued on 01-Sep-2015
- 16 Licence varied by notice 1541401 issued on 20-Jun-2016