

Licence Variation



Licence - 3088

SINGLETON COUNCIL
ABN 52 877 492 396
PO BOX 314
SINGLETON NSW 2330

Attention: Ms Katie Hardy

Notice Number 1564835
File Number EF13/3594
Date 28-Jun-2018

To The General Manager

NOTICE OF VARIATION OF LICENCE NO. 3088

BACKGROUND

- A. SINGLETON COUNCIL ("the licensee") is the holder of Environment Protection Licence No. 3088 ("the licence") issued under the *Protection of the Environment Operations Act 1997* ("the POEO Act"). The licence authorises the carrying out of activities at 141 ARMY CAMP ROAD, GLENRIDDING ("the premises").
- B. On 14-May-2018, the Environment Protection Authority ("the EPA") received an application for the variation of the licence.
- C. The application seeks to vary condition U2.1 to remove the requirement to implement a Treated Effluent Reuse Scheme and instead develop an options study to look at all available options to improve or remove treated effluent to or from Doughboy Hollow Creek as part of the Integrated Water Cycle Management (IWCN) planning process. The primary drivers for this application are that Council believes that further assessment of ecological impacts of in-stream flow reduction and potential impacts to downstream users was not fully considered when the original condition U2.1 Pollution Studies and Reduction Program was agreed to.
- D. Therefore, the application sought to vary condition U2.1 to require the provision of the abovementioned options study.
- E. On 23-May-2018, the EPA discussed the variation with both the Department of Industry - Water and Public Works Advisory who agreed with the application and who also raised the issue of the broader Hunter Region drought proofing strategy that is currently under consideration and that this also needs to be considered by the options study.
- F. The EPA notes that the UV disinfection system at the premises is due for completion by 30-Sep-2018 which will result in improved environmental outcomes.
- G. The EPA therefore agrees to vary the condition U2.1 Pollution Studies and Reduction Program. Once the required options study is developed and submitted, the EPA will assess future requirements.

Licence Variation



- H. The EPA has considered Section 45 of the POEO Act when varying the licence.
- I. These changes are detailed below.

VARIATION OF LICENCE NO. 3088

By this Notice the EPA varies the licence. The attached licence document contains all variations that are made to the licence by this notice.

- 1. The following variations have been made to the licence:
 - Section U2 has been varied and expanded to require the development and submission of an options study rather than the implementation of a Treated Effluent Reuse Scheme.

A handwritten signature in blue ink, appearing to read 'Matthew Corradin'.

.....
MATTHEW CORRADIN
A/Unit Head Hunter South
Environment Protection Authority
(by Delegation)

INFORMATION ABOUT THIS NOTICE

- This Notice is issued under section 58(5) of the POEO Act.
- Details provided in this Notice, along with an updated version of the licence, will be available on the EPA's Public Register (<http://www.epa.nsw.gov.au/prpoeo/index.htm>) in accordance with Section 308 of the POEO Act.

Appeals against this decision

- You can appeal to the Land and Environment Court against this decision. The deadline for lodging the appeal is 21 days after you were given notice of this decision.

When this notice begins to operate

- The variations to the licence specified in this Notice begin to operate immediately from the date of this Notice, unless another date is specified in this Notice.
- If an appeal is made against this decision to vary the licence and the Land and Environment Court directs that the decision is stayed the decision does not operate until the stay ceases to have effect or the Land and Environment Court confirms the decision or the appeal is withdrawn (whichever occurs first).



Environment Protection Licence

Licence - 3088

| | |
|-------------------------------|---------|
| <u>Licence Details</u> | |
| Number: | 3088 |
| Anniversary Date: | 01-July |

| |
|------------------------|
| <u>Licensee</u> |
| SINGLETON COUNCIL |
| PO BOX 314 |
| SINGLETON NSW 2330 |

| |
|----------------------------------|
| <u>Premises</u> |
| SINGLETON SEWAGE TREATMENT PLANT |
| 141 ARMY CAMP ROAD |
| GLENRIDDING NSW 2330 |

| |
|----------------------------------|
| <u>Scheduled Activity</u> |
| Sewage treatment |

| | |
|---|---|
| <u>Fee Based Activity</u> | <u>Scale</u> |
| Sewage treatment processing by small plants | > 1000-5000 ML annual maximum volume of discharge |

| |
|---|
| <u>Region</u> |
| North - Hunter |
| Ground Floor, NSW Govt Offices, 117 Bull Street |
| NEWCASTLE WEST NSW 2302 |
| Phone: (02) 4908 6800 |
| Fax: (02) 4908 6810 |
| |
| PO Box 488G |
| NEWCASTLE NSW 2300 |

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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:

| |
|--------------------|
| SINGLETON COUNCIL |
| PO BOX 314 |
| SINGLETON NSW 2330 |

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 |
|--------------------|---|---|
| Sewage treatment | Sewage treatment processing by small plants | > 1000 - 5000 ML annual maximum volume of discharge |

A1.2 The objectives of this licence are to:

- a) prevent as far as practicable sewage overflows and sewage treatment plant bypasses;
- b) require proper and efficient management of the system to minimise harm to the environment and public health; and
- c) require practical measures to be taken to protect the environment and public health from sewage overflows and sewage treatment plant effluent.

A1.3 This licence is to be construed in a manner that will promote the objectives referred to in the condition above.

A2 Premises or plant to which this licence applies

A2.1 The licence applies to the following premises:

| Premises Details |
|--|
| SINGLETON SEWAGE TREATMENT PLANT |
| 141 ARMY CAMP ROAD |
| GLENRIDDING |
| NSW 2330 |
| LOT 1 DP 430134, LOT 2 DP 430134, LOT 2 DP 547967, LOT 22 DP 733353, LOT 3 DP 746156, LOT 49 DP 1139912 |
| AS SHOWN IN FIGURE TITLED "EPL 3088 LICENSED PREMISES BOUNDARY", DATED 22 JUNE 2015, REFERENCE DOC15/227692. |

A2.2 The premises also includes the reticulation system owned and operated by the licensee that is associated with the sewage treatment plant(s) identified in condition A2.1.

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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:

- a) 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
- b) the licence information form provided by the licensee to the EPA to assist the EPA in connection with the issuing of this licence.

2 Discharges to Air and Water and Applications to Land

P1 Location of monitoring/discharge points and areas

- P1.1 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.
- P1.2 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

| EPA Identification no. | Type of Monitoring Point | Type of Discharge Point | Location Description |
|------------------------|--|--|--|
| 2 | Total volume monitoring | | The volume measuring flume at the inlet works. |
| 3 | Discharge to waters Effluent quality monitoring | Discharge to waters Effluent quality monitoring | Outlet pit downstream of the maturation pond discharging to Doughboy Hollow labelled as EPA ID Point 3 on drawing labelled "EPA Monitoring Points and Outflow Monitoring" prepared 4/8/14. EPA DOC14/166160. |

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.



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L1.2 The licensee may only discharge untreated or partially treated sewage from the sewage treatment plant and/or the reticulation system subject to the conditions of this licence, including O1 and O2.

L2 Load limits

L2.1 The actual load of an assessable pollutant discharged from the premises during the reporting period must not exceed the load limit specified for the assessable pollutant in the table below.

Note: An assessable pollutant is a pollutant which affects the licence fee payable for the licence.

L2.2 The actual load of an assessable pollutant must be calculated in accordance with the relevant load calculation protocol.

| Assessable Pollutant | Load limit (kg) |
|---|-----------------|
| BOD (Enclosed Water) | 18288.00 |
| Nitrogen (total) (Enclosed Water) | 24384.00 |
| Oil and Grease (Enclosed Water) | 12192.00 |
| Phosphorus (total) (Enclosed Water) | 12192.00 |
| Total suspended solids (Enclosed Water) | 24384.00 |

Note: The load limits referred to in condition L2.1 do not apply to discharges from the reticulation system.

L3 Concentration limits

L3.1 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.

L3.2 Where a pH quality limit is specified in the table, the specified percentage of samples must be within the specified ranges.

L3.3 To avoid any doubt, this condition does not authorise the pollution of waters by any pollutant other than those specified in the table\.

L3.4 Water and/or Land Concentration Limits

POINT 3

| Pollutant | Units of Measure | 50 percentile concentration limit | 80 percentile concentration limit | 90 percentile concentration limit | 100 percentile concentration limit |
|-----------|------------------|-----------------------------------|-----------------------------------|-----------------------------------|------------------------------------|
|-----------|------------------|-----------------------------------|-----------------------------------|-----------------------------------|------------------------------------|

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| | | | | | |
|---------------------------|--|----|----|------|-----------|
| Biochemical oxygen demand | milligrams per litre | 20 | - | 30 | 35 |
| E. coli | colony forming units per 100 millilitres | | | 1000 | |
| Enterococci | colony forming units per 100 millilitres | | | 230 | |
| Nitrogen (total) | milligrams per litre | - | 15 | - | 25 |
| Oil and Grease | milligrams per litre | - | 10 | - | 15 |
| pH | pH | | | | 6.5 - 8.5 |
| Phosphorus (total) | milligrams per litre | - | 10 | - | 15 |
| Total suspended solids | milligrams per litre | 20 | - | 30 | 35 |

L4 Volume and mass limits

- L4.1 For each discharge point or utilisation area specified below (by a point number), the volume/mass of:
- liquids discharged to water; or;
 - solids or liquids applied to the area;
- must not exceed the volume/mass limit specified for that discharge point or area.

| Point | Unit of Measure | Volume/Mass Limit |
|-------|--------------------|-------------------|
| 3 | kilolitres per day | 33600 |

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 the licence.
- L5.2 This condition only applies to the storage, treatment, processing, reprocessing or disposal of waste at the premises if those activities require an environment protection licence.
- L5.3 The licensee may receive and/or transfer sewage and liquid waste generated outside the premises for treatment, processing or reprocessing at the premises. The licensee must take reasonable steps to

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ensure that sewage and liquid waste received at the premises has been lawfully discharged in accordance with a trade waste agreement or customer contract (as applicable) in force between the licensee and the generator of the waste. The licensee must treat, process or reprocess the sewage and liquid waste in accordance with this licence prior to discharge from the premises.

- L5.4 The licensee may receive, store, treat, process or reprocess and/or transfer at the premises sewage products generated or stored outside the premises by the licensee's other sewage treatment systems. Sewage products must be received, treated, processed or reprocessed in accordance with this licence.
- L5.5 Grit or screenings generated by activities on the premises may be disposed of by the licensee within the boundary of the sewage treatment plant(s) on the premises, but only if they are disposed of in a manner that prevents or minimises material harm to the environment.

L6 Potentially offensive odour

- L6.1 No condition in 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.

Note: The requirements of O1.1 apply to the whole of the premises, including the reticulation system.

- O1.2 Biosolids at the premises must be stored, treated, processed, classified, transported and disposed in accordance with the Biosolids Guidelines, or as otherwise approved in writing by the EPA.

Note: This condition does not apply to the reuse or disposal of biosolids by the licensee at locations other than the premises.

O2 Maintenance of plant and equipment

- O2.1 All plant and equipment installed at the premises or used in connection with the licensed activity:

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- a) must be maintained in a proper and efficient condition; and
- b) must be operated in a proper and efficient manner.

Note: The requirements of O2.1 apply to the whole of the premises, including the reticulation system.

O3 Emergency response

- O3.1 In the event of an overflow or bypass that harms or is likely to harm the environment, the licensee must use all practicable measures to minimise the impact of the overflow or bypass on the environment and public health. These measures are to be implemented as soon as practical after the licensee or one of the licensee’s employees or agents becomes aware of the overflow or bypass.

O4 Processes and management

- O4.1 The licensee must ensure that any extensions to the reticulation system are planned, designed, constructed and installed to prevent as far as practicable overflows from the premises.

Note: “The premises” includes both the new and the previously existing parts of the sewage treatment system.

O4.2 Appropriate Treatment Processes

Sewage and effluent must not be discharged from Point(s) 3 unless it has been treated in accordance with the requirements of the table below.

The flows noted in the table below are the inflows to the premises' sewage treatment plant(s).

| Required Treatment Process | Flow Range |
|----------------------------|-------------------------|
| Screening and Ponding | All liquid waste inflow |

- O4.3 However the licensee is not taken to have breached condition O4.2 if the licensee can demonstrate:
- a) the failure to treat the liquid waste as required was solely as a result of a failure of the power supply to the premises, or a failure of essential equipment;
 - b) the failure of power supply or equipment could not reasonably have been prevented; and
 - c) normal operating conditions were restored as soon as possible after the power supply failure or the failure of essential equipment.

O5 Other operating conditions

O5.1 Prohibition on acceptance of pesticides

The licensee must not consent to the receipt of organochlorine pesticides (including dieldrin, heptachlor and chlordane) into the sewage treatment system.

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O5.2 New sewage pumping stations

Dry weather overflows resulting in pollution of waters from any sewage pumping station(s) installed within the sewage treatment system are not permitted.

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 Water and/ or Land Monitoring Requirements

POINT 3

| Pollutant | Units of measure | Frequency | Sampling Method |
|---------------------------|--|--------------------------------|-----------------|
| Biochemical oxygen demand | milligrams per litre | Once a month (min. of 4 weeks) | Grab sample |
| E. coli | colony forming units per 100 millilitres | Once a month (min. of 4 weeks) | Grab sample |
| Enterococci | colony forming units per 100 millilitres | Once a month (min. of 4 weeks) | Grab sample |
| Nitrogen (total) | milligrams per litre | Once a month (min. of 4 weeks) | Grab sample |

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| | | | |
|------------------------|----------------------|--------------------------------|-------------|
| Oil and Grease | milligrams per litre | Once a month (min. of 4 weeks) | Grab sample |
| pH | pH | Once a month (min. of 4 weeks) | Grab sample |
| Phosphorus (total) | milligrams per litre | Once a month (min. of 4 weeks) | Grab sample |
| Total suspended solids | milligrams per litre | Once a month (min. of 4 weeks) | Grab sample |

M3 Testing methods - concentration limits

- M3.1 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.

M4 Testing methods - load limits

- Note: Division 3 of the *Protection of the Environment Operations (General) Regulation 2009* requires that monitoring of actual loads of assessable pollutants listed in L2.2 must be carried out in accordance with the relevant load calculation protocol set out for the fee-based activity classification listed in the Administrative Conditions of this licence.

M5 Recording of pollution complaints

- M5.1 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.
- M5.2 The record must include details of the following:
- the date and time of the complaint;
 - the method by which the complaint was made;
 - any personal details of the complainant which were provided by the complainant or, if no such details were provided, a note to that effect;
 - the nature of the complaint;
 - the action taken by the licensee in relation to the complaint, including any follow-up contact with the complainant; and
 - if no action was taken by the licensee, the reasons why no action was taken.
- M5.3 The record of a complaint must be kept for at least 4 years after the complaint was made.
- M5.4 The record must be produced to any authorised officer of the EPA who asks to see them.

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M6 Telephone complaints line

- M6.1 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.
- M6.2 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.
- M6.3 The preceding two conditions do not apply until 3 months after: the date of the issue of this licence.
- M6.4 For the purpose of condition M6.1, operating hours are defined as twenty-four hours a day, seven days a week.
- M6.5 The public notification referred to in condition M6.2 must include specific reference to the fact that the complaints line may be used by the community for the reporting of overflows.

M7 Requirement to monitor volume or mass

- M7.1 For each discharge point or utilisation area specified below, the licensee must monitor:
- the volume of liquids discharged to water or applied to the area;
 - the mass of solids applied to the area;
 - the mass of pollutants emitted to the air;
- at the frequency and using the method and units of measure, specified below.

POINT 2

| Frequency | Unit of Measure | Sampling Method |
|-----------|-----------------|---|
| Daily | kilolitres | Electronic level sensor and continuous logger |

- M7.2 In the event that the licensee cannot comply with a volume monitoring method as required by this licence solely due to the failure or malfunction of essential monitoring equipment, volume may be estimated using another agreed method approved in writing by the EPA. This provision only applies for the duration of the failure or malfunction. The licensee is to rectify the failure or malfunction as soon as practicable.
- M7.3 The licensee must:
- submit in writing to the EPA a proposal for a method of volume estimation; or
 - use a method of volume estimation already approved in writing by the EPA,
- to be used in the event that essential monitoring equipment referred to in the previous condition has failed or malfunctioned.

M8 Requirement to record bypass incidents from sewage treatment plants

- M8.1 The licensee must record the following details in respect of each bypass of any of the appropriate

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treatment processes required by condition O4 which may be reasonably expected to adversely affect the quality of the final discharge:

- a) the EPA point identification number through which the bypass discharged;
- b) the date, estimated start time and estimated duration of the bypass;
- c) the estimated volume of the bypass;
- d) the level of treatment of the sewage at the STP prior to discharge;
- e) the probable cause of the bypass;
- f) any actions taken to stop the bypass happening; and
- g) any actions taken to prevent the bypass happening again.

M8.2 The licensee must record the following details in relation to each observed or reported overflow from the reticulation system and from the sewage treatment plant:

- a) the location of the overflow;
- b) the date, estimated start time and estimated duration of the overflow;
- c) the estimated volume of the overflow;
- d) a description of the receiving environment of the overflow;
- e) classification as a dry or wet weather overflow;
- f) the probable cause of the overflow;
- g) any actions taken to stop the overflow happening;
- h) any actions taken to clean up the overflow; and
- i) any actions taken to prevent the overflow happening again.

M9 Other monitoring and recording conditions

M9.1 Biosolids at the premises must be recorded, monitored and classified in accordance with the Biosolids Guidelines, to the extent that those Guidelines are applicable, or as otherwise approved in writing by the EPA.

Note: This condition does not apply to the reuse or disposal of biosolids by the licensee at locations other than the premises.

M9.2 If biosolids are removed from the premises, the licensee must record the

- a) date;
- b) estimated weight of biosolids;
- c) identity of the person removing biosolids.

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:

- 1. a Statement of Compliance,
- 2. a Monitoring and Complaints Summary,

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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; and
7. a Statement of Compliance - Environmental Management Systems and Practices.

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 via eConnect *EPA* or 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 Where the licensee is unable to complete a part of the Annual Return by the due date because the licensee was unable to calculate the actual load of a pollutant due to circumstances beyond the licensee's control, the licensee must notify the EPA in writing as soon as practicable, and in any event not later than the due date. The notification must specify:

- a) the assessable pollutants for which the actual load could not be calculated; and
- b) the relevant circumstances that were beyond the control of the licensee.

R1.7 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.

R1.8 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.

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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.

R4 Other notifications

R4.1 Where either:

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- a) sewage or partially treated sewage is discharged from the premises as a result of a bypass of the sewage treatment plant, or
- b) an observed or reported overflow has occurred from the reticulation system, and overflow or bypass may pose a risk to public health, the licensee is to promptly give appropriate notification to any parties that are likely to be affected, including:
 - i) the potentially affected community,
 - ii) the Safe Food NSW Shellfish Quality Assurance Program, where the bypass or overflow could have potential impacts on shellfish production; and
 - iii) the Department of Health.

R5 Annual system performance report

R5.1 The licensee must supply to the EPA an Annual System Performance Report not later than 60 days after the end of each reporting period.

R5.2 The report is to supplement the Annual Return and must include but need not be limited to:

- a) the 50 percentile, 90 percentile, 100 percentile and 3DGM values calculated from the monitoring data required by this licence for the reporting period for each pollutant which has corresponding concentration limits specified in this licence;
- b) the total amounts of biosolids, as classified in the Biosolids Guideline, disposed of on-site, off-site and to landfill during the reporting period;
- c) a diagram showing the major process elements, discharge points and monitoring points at the premises' sewage treatment plant(s), where there has been any significant change since the previous reporting period or this information has not been provided previously to the EPA;
- d) the number of dry and wet weather bypasses recorded over the reporting period (recorded in accordance with condition M7);
- e) a breakdown of the total number of complaints received by the licensee during the reporting period in relation to the premises into categories of "odours – sewage treatment plant", "odours – reticulation system", "water pollution – sewage treatment plant", "water pollution – reticulation system" and any other category indicated by the complaints;
- f) a summary of observed, reported or recorded wet weather overflows and observed, reported or recorded dry weather overflows and sewage treatment plant bypasses. These data are to be for the current reporting period and for the four previous twelve-month periods, for which data has been collected. Any significant actions taken to address bypasses or overflows are to be noted;
- g) the amount of rainfall measured at a rain gauge at the STP, or at the rain gauge closest to the centre of the catchment of the sewage treatment system, for each month of the reporting period; and
- h) a brief progress report on the implementation over the reporting period of actions specified in PRP100.

R5.3 The Annual System Performance Report must be presented in a format approved in writing by the EPA.

R6 Other reporting conditions

R6.1 When the licensee notifies the Department of Health or Safe Food NSW Shellfish Quality Assurance Program of a bypass or overflow incident, the licensee must also notify the EPA by telephoning its Pollution Line service on 131 555. Notifications are to be given as soon as practicable after the licensee

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or one of the licensee's employees or agents becomes aware of the incident, and must include all relevant information including the information required under condition M7.

Note: The requirements of Part 5.7 of the Act apply to all incidents causing or threatening material harm to the environment.

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.

Note: For the purposes of this condition, "the premises" refers to each Sewage Treatment Plant(s) described in condition A2.1.

G2 Contact number for incidents and responsible employees

G2.1 The licensee must operate 24-hour telephone contact lines for the purpose of enabling the EPA to directly contact one or more representatives of the licensee who can:

- a) respond at all times to incidents relating to the premises; and
- b) contact the licensee's senior employees or agents authorised at all times to:
 - i) speak on behalf of the licensee; and
 - ii) provide any information or document required under this licence.

G2.2 The licensee is to inform the EPA in writing of the appointment of any subsequent contact persons, or changes to the person's contact details as soon as practicable and in any event within fourteen days of the appointment or change.

G3 Signage

G3.1 The location of EPA point number(s) 2 and 3 must be clearly marked by signs that indicate the point identification number used in this licence and be located as close as practical to the point.

8 Pollution Studies and Reduction Programs

U1 Implementation of Effluent Disinfection

U1.1 The licensee must put in place the necessary equipment and infrastructure to disinfect the final treated

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effluent produced at the sewage treatment plant prior to 30 September 2018. The levels of disinfection should be sufficient to meet the relevant limits at condition L3.1/L3.4.

U2 Implementation of Treated Effluent Reuse

- U2.1 The licensee must undertake an options study that assesses and details the practicable options to improve or remove the discharge of treated effluent to/from Doughboy Hollow Creek and provide this options study to the EPA by 5pm on 31 January 2019.
- U2.2 The options study required by condition U2.1 must be undertaken as part of the Integrated Water Management Cycle planning process, be undertaken in consultation with relevant stakeholders including Department of Industry - Water, Public Works Advisory and downstream users, be undertaken using the concepts of triple bottom line accounting and assess as a minimum, but need not be limited to, the following:
- a) the do nothing option including impacts or otherwise to environmental and ecological values;
 - b) improved discharge quality and formalisation of downstream use agreements; and
 - c) reuse option/s including removal of the discharge to Doughboy Hollow Creek and piping to downstream or other users.
- U2.3 The options study required by conditions U2.1/U2.2 must be provided to the Director Hunter Region at PO Box 488G, Newcastle, 2300 or by email at hunter.region@epa.nsw.gov.au.

9 Special Conditions

E1 Special Dictionary

E1.1

| Term | Definition |
|----------------------|--|
| ug/L | Means micrograms per litre. |
| access chamber | a structure constructed to provide physical access to sewer pipes. Also known as a manhole. |
| approved | Means approved in writing by the EPA. The EPA's approval may be given unconditionally, or subject to conditions. |
| Biosolids | Has the same meaning as in Schedule 1, Part 3 of the Protection of the Environment Operations Act 1997. |
| Biosolids Guidelines | Means the "Environmental Guidelines: Use and disposal of biosolids products" published by the EPA in October 1997, or any subsequently updated guidelines which replace this publication. |
| bypass | Means circumstances where sewage has been received at the sewage treatment plant but is discharged from the plant without it being treated, processed or reprocessed by means of any or all of the designed treatment processes of the plant. A new bypass event is defined as a bypass that commences at least 24 hours after the end of the previous bypass. |

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| cfu | Means colony forming units |
| choke | Means a full partial blockage in a sewer pipe that results in sewage being discharged to the environment. A choke may be caused by structural collapse of the sewer pipes, tree roots, debris or siltation. |
| condition | Means a condition of this licence. |
| directed overflow structure | Means a designed structure (excluding access chambers) in the reticulation system which operates as a relief to allow sewage to discharge at a planned location or a sewage pumping station, but does not include a bypass from a sewage treatment plant. |
| directed overflow | Means an overflow from a directed overflow structure. |
| discharge | Has the same meaning as in Schedule 1, classification [71] of the Protection of the Environment Operations (General) Regulation 1998. |
| dry weather | Except for the purpose of compliance with condition O5.2, dry weather occurs when less than 10 millimetres of rainfall has been measured at a rain gauge in the catchment of the sewage treatment system during a 24 hour period (where there is no rain gauge in the catchment, at the rain gauge closest to the centre of the catchment). For the purpose of compliance with condition O5.2, dry weather means the greater of: (i) the recorded flow into the sewage pumping station is less than or equal to the design wet weather flow, where this flow is determined in accordance with the Public Works Department Sewer Design Guide; or (ii) less than 10mm rainfall has been measured at a rain gauge in the catchment of the SPS during a 24 hour period (where there is no rain gauge in the catchment at the rain gauge closest to the SPS). |
| dry weather overflow | Means an overflow in the reticulation system not caused by wet weather. |
| dry weather sewage treatment plant discharge | Means a discharge of sewage or effluent from the STP that occurs when the flow rate of sewage at the inflow point of the STP does not exceed the flow rate specified in the conditions of this licence. |
| effluent | Means sewage that has received all of the designed treatment processes at the sewage treatment plant. |
| event | In respect to directed overflows an event is an overflow occurrence at one or more overflow locations in the reticulation system which continues until all overflows have ceased discharging for more than 24 hours. |
| fc | Means faecal coliforms expressed in colony forming units per 100mL. |
| harm | Has the same meaning as in the Protection of the Environment Operations Act 1997. |
| infiltration | Means the process by which groundwater enters the reticulation system through faults, such as cracks, in sewer pipes. |
| ISO | Means International Standards Organisation. |
| kL | Means kilolitre. |
| L/s | Means litres per second. |
| leakage | Overflows caused by the leakage of sewage from faults, such as cracks, in sewer pipes to the surrounding environment. |
| metal-A | Means the following metals: arsenic, cadmium, chromium, copper, lead, mercury, nickel, selenium, silver and zinc. |
| mL | Means millilitres. |
| ML | Means megalitres. |

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| offensive odour | Has the same meaning as in the Protection of the Environment Operations Act 1997. |
| overflow | Is a discharge of untreated or partially treated sewage from the sewage treatment system. |
| reticulation system | Means that part of the sewage treatment system owned and operated by the licensee which collects and transports sewage to the sewage treatment plant and includes all sewer pipes (whether greater or less than 300mm diameter), sewer rising mains, access chambers, vent shafts, designed overflow structures, sewage ejection units and sewage pumping stations, but does not include the sewage treatment plant. |
| sensitive areas | Means sites or components of the environment which are of particular importance because of their ecological, conservation, cultural heritage, recreational, social or commercial values. Areas may be sensitive in terms of human health and/or the biophysical environment. |
| sewage | Means untreated liquid waste received in the reticulation system. |
| sewage products | Means any by-product of the treatment processes and includes biosolids, raw sludge, liquid sludge, thickened sludge, digested sludge, screenings and grit. |
| sewage pumping station (SPS) | Is a structure which controls the transport of sewage through the sewer pipes, where steep hills and other variations in the land topography can prevent or limit the gravity flow of sewage to the sewage treatment plant. |
| sewage treatment plant (STP) | Is a facility at which sewage is stored and treated following delivery from the reticulation system prior to discharge, and includes discharge structures and STP bypass points. |
| sewage treatment system | Means the reticulation system and the sewage treatment plant used for the transport, treatment and discharge of effluent and sewage. |
| Trade waste agreements | Means agreements reached between the licensee and industrial and commercial customers to restrict the amount of toxic and other potentially harmful substances discharged to the reticulation system. |
| TRC | Means total residual chlorine. |
| uncontrolled flow | Means an overflow from any part of the reticulation system that is not a directed overflow. Leakage or overflows from access chambers are examples of uncontrolled overflows. |
| waters | Has the same meaning as in the Protection of the Environment Operations Act 1997. |
| waterway | Means the whole or any part of any river, stream, lake, lagoon, swamp, wetlands, unconfined surface water, natural or artificial watercourse, dam or tidal waters (including the sea), or any water stored in artificial works. Artificial watercourses that are dry, water in underground pipes or channels used or designed to receive or pass rainwater, or any gutter used or designed to receive or pass rainwater are not included in this definition of "waterway". |
| wet weather | Wet weather occurs when 10 millimetres or more of rainfall has been measured at a rain gauge in the catchment of the sewage treatment system during a 24 hour period (where there is no rain gauge in the catchment, at the rain gauge closest to the centre of the catchment). |
| wet weather overflow | A wet weather overflow in the reticulation system is an overflow caused by wet weather. |

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Dictionary

General Dictionary

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| 3DGM [in relation to a concentration limit] | 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 |
| Act | Means the Protection of the Environment Operations Act 1997 |
| activity | Means a scheduled or non-scheduled activity within the meaning of the Protection of the Environment Operations Act 1997 |
| actual load | Has the same meaning as in the Protection of the Environment Operations (General) Regulation 2009 |
| AM | 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> . |
| AMG | Australian Map Grid |
| anniversary date | 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. |
| annual return | Is defined in R1.1 |
| Approved Methods Publication | Has the same meaning as in the Protection of the Environment Operations (General) Regulation 2009 |
| assessable pollutants | Has the same meaning as in the Protection of the Environment Operations (General) Regulation 2009 |
| BOD | Means biochemical oxygen demand |
| CEM | 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> . |
| COD | Means chemical oxygen demand |
| composite sample | 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. |
| cond. | Means conductivity |
| environment | Has the same meaning as in the Protection of the Environment Operations Act 1997 |
| environment protection legislation | Has the same meaning as in the Protection of the Environment Administration Act 1991 |
| EPA | Means Environment Protection Authority of New South Wales. |
| fee-based activity classification | Means the numbered short descriptions in Schedule 1 of the Protection of the Environment Operations (General) Regulation 2009. |
| general solid waste (non-putrescible) | Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997 |

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| flow weighted composite sample | Means a sample whose composites are sized in proportion to the flow at each composites time of collection. |
| general solid waste (putrescible) | Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997 |
| grab sample | Means a single sample taken at a point at a single time |
| hazardous waste | Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997 |
| licensee | Means the licence holder described at the front of this licence |
| load calculation protocol | Has the same meaning as in the Protection of the Environment Operations (General) Regulation 2009 |
| local authority | Has the same meaning as in the Protection of the Environment Operations Act 1997 |
| material harm | Has the same meaning as in section 147 Protection of the Environment Operations Act 1997 |
| MBAS | Means methylene blue active substances |
| Minister | Means the Minister administering the Protection of the Environment Operations Act 1997 |
| mobile plant | Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997 |
| motor vehicle | Has the same meaning as in the Protection of the Environment Operations Act 1997 |
| O&G | Means oil and grease |
| percentile [in relation to a concentration limit of a sample] | 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. |
| plant | Includes all plant within the meaning of the Protection of the Environment Operations Act 1997 as well as motor vehicles. |
| pollution of waters [or water pollution] | Has the same meaning as in the Protection of the Environment Operations Act 1997 |
| premises | Means the premises described in condition A2.1 |
| public authority | Has the same meaning as in the Protection of the Environment Operations Act 1997 |
| regional office | Means the relevant EPA office referred to in the Contacting the EPA document accompanying this licence |
| reporting period | 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. |
| restricted solid waste | Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997 |
| scheduled activity | Means an activity listed in Schedule 1 of the Protection of the Environment Operations Act 1997 |
| special waste | Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997 |
| TM | 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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| TSP | Means total suspended particles |
| TSS | Means total suspended solids |
| Type 1 substance | Means the elements antimony, arsenic, cadmium, lead or mercury or any compound containing one or more of those elements |
| Type 2 substance | Means the elements beryllium, chromium, cobalt, manganese, nickel, selenium, tin or vanadium or any compound containing one or more of those elements |
| utilisation area | Means any area shown as a utilisation area on a map submitted with the application for this licence |
| waste | Has the same meaning as in the Protection of the Environment Operations Act 1997 |
| waste type | Means liquid, restricted solid waste, general solid waste (putrescible), general solid waste (non - putrescible), special waste or hazardous waste |

Mr Tim Gilbert

Environment Protection Authority

(By Delegation)

Date of this edition: 08-February-2000

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End Notes

- 1 Licence varied by notice V/M upgrade, issued on 07-Jul-2000, which came into effect on 07-Jul-2000.
- 2 Licence varied by notice 1006849, issued on 12-Mar-2002, which came into effect on 06-Apr-2002.
- 3 Licence varied by notice 1029201, issued on 27-Aug-2003, which came into effect on 21-Sep-2003.
- 4 EPA Condition ID S40934 amended 13-08-04
- 5 Licence varied by notice 1048163, issued on 20-Oct-2005, which came into effect on 14-Nov-2005.
- 6 Licence varied by notice 1061992, issued on 24-Aug-2006, which came into effect on 24-Aug-2006.
- 7 Licence varied by notice 1074941, issued on 27-Jun-2007, which came into effect on 27-Jun-2007.
- 8 Licence varied by notice 1076640, issued on 05-Oct-2007, which came into effect on 05-Oct-2007.
- 9 Condition A1.3 Not applicable varied by notice issued on <issue date> which came into effect on <effective date>
- 10 Licence varied by notice 1510596 issued on 02-Jan-2013
- 11 Licence fee period changed by notice 1511680 on 08-Feb-2013
- 12 Licence varied by notice 1524272 issued on 04-Dec-2014
- 13 Licence varied by notice 1532369 issued on 28-Aug-2015
- 14 Licence varied by notice 1534738 issued on 05-Nov-2015
- 15 Licence varied by notice 1545998 issued on 28-Feb-2017
- 16 Licence varied by notice 1557931 issued on 28-Mar-2018