CN366225

ecoaccess
environmental licences and permits

Development Permit

Section 3.5.15 *Integrated Planning Act 1997*

EPA Permit[1] number:	IPDE00368706A22
Assessment Manager reference:	as above
Date application received by EPA:	22-FEB-2006
Permit[1] Type:	Development Approval for Development involving a mobile and temporary ERA
Date of Decision:	17-MAR-2006
Decision:	approved with conditions
Relevant Laws and Policies:	Environmental Protection Act 1994 and any subordinate legislation

The Development Permit applies to and binds any person carrying out the activty under the approval.

DESPATCHED
NWells
21 MAR 2006
RL 33426254
Reg Mail No:

Development Description

Property/Location

Lot/Plan:
Lot 4 Plan RP730698

Aspect of Development:
ERA 83(b)(i) Regulated waste transport - transporting regulated waste commercially or in quantities of more than 250kg in a load - for other regulated waste for 1 or more, but less than 36, licensed vehicles.

[1] Permit includes licences, approvals, permits, authorisations, certificates, sanctions or equivalent/similar as required by legislation administered by the Environmental Protection Agency and the Queensland Parks and Wildlife Service

Additional information for applicants

The standard currency periods stated in section 3.5.21 of the Integrated Planning Act 1997 or the nominated currency period, apply to each aspect of development in this permit1. For information on when this permit1 takes effect and the relevant currency periods, please see point 3 in the Notice of Decision.

Contaminated Land

It is a requirement of the *Environmental Protection Act 1994* that if an owner or occupier of land becomes aware a Notifiable Activity (as defined by Schedule 2 of the *Environmental Protection Act 1994*) is being carried out on the land or that the land has been affected by a hazardous contaminant, they must, within 30 days after becoming so aware, give notice to the Environmental Protection Agency.

Environmentally Relevant Activities

The aforementioned description of any environmentally relevant activity (ERA) for which this permit is issued is simply a restatement of the ERA as prescribed in the legislation at the time of issuing this permit. Where there is any conflict between the abovementioned description of the ERA for which this permit is issued and the conditions specified herein as to the scale, intensity or manner of carrying out of the ERA, then such conditions prevai to the extent of the inconsistency.

This permit authorises the ERA. It does not authorise environmental harm unless a condition within this permit explicitly authorises that harm. Where there is no such condition, or the permit is silent on a matter, the lack of a condition or silence shall not be construed as authorising harm.

In addition to this permit, the person to carry out the ERA must be a registered operator under the Environmental Protection Act 1994. For the person to become a registered operator, they must apply for a registration certificate under section 73F of the Environmental Protection Act 1994.

Mark Cavicchiolo
Delegate
Environmental Protection Agency
17- MARCH- 2006

[1] Permit includes licences, approvals, permits, authorisations, certificates, sanctions or equivalent/similar as required by legislation administered by the Environmental Protection Agency and the Queensland Parks and Wildlife Service

CONDITIONS OF APPROVAL

Activity: ERA 83(b)(i) Regulated waste transport - transporting regulated waste commercially or in quantities of more than 250kg in a load - for other regulated waste for 1 or more, but less than 36, licensed vehicles.

Agency Interest: General

General 1: Prevent and/or minimise likelihood of environmental harm.

In carrying out an ERA to which this approval relates, all reasonable and practicable measures must be taken to prevent and / or to minimise the likelihood of environmental harm being caused.

General 2: Maintenance Of Measures, Plant and Equipment.

The operator of an ERA to which this approval relates must:
(a) install all measures, plant and equipment necessary to ensure compliance with the conditions of this approval; and
(b) maintain such measures, plant and equipment in a proper and efficient condition; and
(c) operate such measures, plant and equipment in a proper and efficient manner.

General 3: Records.

Record, compile and keep all monitoring results required by this approval and present this information to the administering authority when requested.

General 4: Waste Records.

A record of all waste fish process waste must be kept detailing the following information:
a) date of pickup of waste;
b) description of waste;
c) quantity of waste;
d) origin of the waste; and
e) destination of the waste.

Note: Trackable wastes as listed in Schedule 1 of the Environmental Protection (Waste Mangement) Regulation 2000 are not covered by this condition. Trackable wastes have simliar recording requirements to this condition in accordance with a waste tracking system established under

contaminants not in accordance with the conditions of this approval.

General 7: Information About Spills.

A written notice detailing the following information must be provided to the EPA within 14 days of any advice provided in accordance with condition General 6:
a) the name of the operator, including their approval / registration number;
b) the name and telephone number of a designated contact person;
c) quantity and substance released;
d) vehicle and registration details;
e) person/s involved (driver and any others);
f) the location and time of the release;
g) the suspected cause of the release;
h) a description of the effects of the release;
i) the results of any sampling performed in relation to the release,
j) actions taken to mitigate any environmental harm caused by the release; and
k) proposed actions to prevent a recurrence of the release.

General 8: Spill Kit.

An appropriate spill kit, personal protective equipment and relevant operator instructions/emergency procedure guides for the management of wastes and chemicals associated with the ERA must be kept at the site, and in each vehicle used if the activity is a mobile ERA.

General 9: Waste Records.

A record of all waste (fish process waste) must be kept detailing the following information:
a) date of pickup of waste;
b) description of waste;
c) quantity of waste;
d) origin of the waste; and
e) destination of the waste.

Note: Trackable wastes as listed in Schedule 1 of the Environmental Protection (Waste Mangement) Regulation 2000 are not covered by this condition. Trackable wastes have simliar recording requirements to this condition in accordance with a waste tracking system established under

the above Regulation.

Agency Interest: Air

Air 1: Noxious or offensive odours must not be released from any vehicle transporting clinical or related wastes.

Air 2: Nuisance.

The release of noxious or offensive odours or any other noxious or offensive airborne contaminants resulting from the activity must not cause a nuisance at any nuisance sensitive or commercial place.

Agency Interest: Noise

Noise 1: Noise Nuisance.

Noise from the ERA must not cause an environmental nuisance at any nuisance sensitive place or commercial place

Noise 2: Noise Monitoring.

When requested by the administering authority, noise monitoring must be undertaken to investigate any complaint of noise nuisance, and the results notified within 14 days to the administering authority. Monitoring must include:

- LA 10, adj, 10 mins
- LA 1, adj, 10 mins
- the level and frequency of occurrence of impulsive or tonal noise;
- atmospheric conditions including wind speed and direction;
- effects due to extraneous factors such as traffic noise; and
- location, date and time of recording.

Noise 3: The method of measurement and reporting of noise levels must comply with the latest edition of the Environmental Protection Agency's Noise Measurement Manual.

Noise 4: All noise from activities must not exceed the levels specified in Table 1 - Noise limits at any nuisance sensitive or commercial place.

CONDITIONS OF APPROVAL

Agency Interest: Social

Social 1: Complaint Response.

The operator of the ERA must record the following details for all complaints received and provide this information to the administering authority on request:
a) Time, date, name and contact details of the complainant;
b) reasons for the complaint;
c) any investigations undertaken;
d) conclusions formed; and
e) any actions taken.

Agency Interest: Waste

Waste 1: Transport Vehicles.

The regulated waste being transported must be compatible with the container.

Waste 2: Do not cause or permit incompatible wastes to be mixed in the same container.

Waste 3: Any vehicle registered with the administering authority may be replaced with another vehicle provided it is of similar type and no less fit for the transportation of the regulated waste.

Waste 4: Provide details of changes to the 'licensed vehicle' fleet to the administering authority prior to the use of these vehicles for the transport of any regulated waste. The information must be provided in the 'Details of regulated waste vehicles' form.

Waste 5: Regulated waste is not permitted to be released from any vehicle or any container transported by that vehicle other than at a proper and appropriate place that can lawfully accept such waste.

Waste 6: Any loss or spillage of regulated wastes must be cleaned up forthwith.

Waste 7: Regulated waste must be handled and transferred in a proper and efficient manner to prevent any leakage or spillage of waste.

Waste 8: All vehicles (including load areas), containers and secondary containers

used to transport regulated waste must be:
a) maintained in a proper and efficient condition at all times to prevent spillage or leakage of waste;
b) be kept clean at all times whilst regulated waste is not being transported; and
c) in the case of containers and secondary containers, mounted securely in a proper and efficient manner.

Waste 9: Type Of Regulated Waste To Be Carried.

The following regulated waste/s must not be transported under this approval:
asbestos, infectious wastes, cytotoxic waste, equipment contaminated with infectious waste and/or cytotoxic waste

Waste 10: Insurance.

All vehicles used to transport regulated wastes must be covered by a current liability insurance policy with a third party property clause to cover costs of clean up or removal incurred by or on behalf of a government authority as a result of fire, explosion, leakage or spillage of regulated waste and any environmental damage as a result of any vehicle transporting regulated waste.

Waste 11: Waste Compostition.

Only the following waste materials are permitted to be accepted: fish process waste

Attachment - Tables

Table 1 - Noise limits

Noise level dB(A) measured as	Monday to Saturday			Sundays and public holidays		
	7am - 6pm	6pm - 10pm	10pm - 7am	9am - 6pm	6pm - 10pm	10pm - 9am
	Noise measured at a 'nuisance sensitive place'					
$L_{A10, adj. 10 mins}$	55 + 5	45 + 5	40 + 0	55 + 5	45 + 5	40 + 0
$L_{A1, adj. 10 mins}$	50+ 10	45 + 10	35 + 5	50+ 10	45 + 10	35 + 5
	Noise measured at a 'Commercial place'					
$L_{A10, adj. 10 mins}$	55 + 5	45 + 5	40 + 0	55 + 5	45 + 5	40 + 0
$L_{A1, adj. 10 mins}$	50+ 10	45 + 10	35 + 5	50+ 10	45 + 10	35 + 5

[1] Permit includes licences, approvals, permits, authorisations, certificates, sanctions or equivalent/similar as required by legislation administered by the Environmental Protection Agency and the Queensland Parks and Wildlife Service

Attachment – Definitions

Words and phrases used throughout this permit[1] are defined below. Where a definition for a term used in this permit[1] is sought and the term is not defined within this permit[1] the definitions provided in the relevant legislation shall be used.

"administering authority" means the Environmental Protection Agency or its successor.

"annual return" means the return required by the annual notice (under section 316 of the *Environment Protection Act 1994*) for the section 73F registration certificate that applies to the development approval.

"approval" means 'notice of development application decision' or 'notice of concurrence agency response' under the *Integrated Planning Act 1997.*

"authorised place" means the place authorised under this development approval for the carrying out of the specified environmentally relevant activities.

"commercial place" means a place used as an office or for business or commercial purposes.

"dwelling" means any of the following structures or vehicles that is principally used as a residence –

- a house, unit, motel, nursing home or other building or part of a building;
- a caravan, mobile home or other vehicle or structure on land;
- a water craft in a marina.

"infectious waste" means waste containing viable micro-organisms or their toxins which are known or suspected to cause disease in animals or humans.

"intrusive noise" means noise that, because of its frequency, duration, level, tonal characteristics, impulsiveness or vibration –

- is clearly audible to, or can be felt by, an individual; and
- annoys the individual.
- In determining whether a noise annoys an individual and is unreasonably intrusive, regard must be given to Australian Standard 1055.2 – 1997 Acoustics – Description and Measurement of Environmental Noise Part 2 – Application to Specific Situations.

"$L_{A\ 10,\ adj,\ 10\ mins}$" means the A-weighted sound pressure level, (adjusted for tonal character and impulsiveness of the sound) exceeded for 10% of any 10 minute measurement period, using Fast response.

"$L_{A\ 1,\ adj,\ 10\ mins}$" means the A-weighted sound pressure level, (adjusted for tonal character and impulsiveness of the sound) exceeded for 1% of any 10 minute measurement period, using Fast response.

"$L_{A,\ max\ adj,\ T}$" means the average maximum A-weighted sound pressure level, adjusted for noise character and measured over any 10 minute period, using Fast response.

"land" in the "land schedule" of this document means land excluding waters and the atmosphere.

'liquid or semi-liquid waste' means a waste which failed the paint filter liquid test described in the document SW-846 'Test Methods for Evaluation of Solid Wastes Physical/Chemical Methods' published by the United States Environmental Protection Agency, Revision 5, April 1998 or updated version thereof.

"mg/L" means milligrams per litre.

"noxious" means harmful or injurious to health or physical well being.

"NTU" means nephelometric turbidity units.

"nuisance sensitive place" includes –

- a dwelling, residential allotment, mobile home or caravan park, residential marina or other residential premises; or
- a motel, hotel or hostel; or
- a kindergarten, school, university or other educational institution; or
- a medical centre or hospital; or
- a protected area under the *Nature Conservation Act 1992*, the *Marine Parks Act 1992* or a World Heritage Area; or
- a public thoroughfare, park or gardens; or

and includes a place within the curtilage of such a place reasonably used by persons at that place.

[1] Permit includes licences, approvals, permits, authorisations, certificates, sanctions or equivalent/similar as required by legislation administered by the Environmental Protection Agency and the Queensland Parks and Wildlife Service

"offensive" means causing offence or displeasure; is disagreeable to the sense; disgusting, nauseous or repulsive.

"regulated waste" means non-domestic waste mentioned in Schedule 7 of the *Environmental Protection Regulation 1998* (whether or not it has been treated or immobilised), and includes -

- for an element - any chemical compound containing the element; and
- anything that has contained the waste.

"site" means the place to which this development approval relates or the premises to which this development approval relates.

"waters" includes river, stream, lake, lagoon, pond, swamp, wetland, unconfined surface water, unconfined water natural or artificial watercourse, bed and bank of any waters, dams, non-tidal or tidal waters (including the sea), stormwater channel, stormwater drain, roadside gutter, stormwater run-off, and groundwater and any part thereof.

END OF CONDITIONS

[1] Permit includes licences, approvals, permits, authorisations, certificates, sanctions or equivalent/similar as required by legislation administered by the Environmental Protection Agency and the Queensland Parks and Wildlife Service