

BOARD OF THE ENVIRONMENT PROTECTION AUTHORITY

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Our Ref: EN-EM-EV-DE-256427/M409239/_2A_CouncilLetter_3ABC_Decision



ENVIRONMENT PROTECTION AUTHORITY

7 March 2019

Mr Harry Galea
Acting General Manager
George Town Council
PO Box 161
GEORGE TOWN TAS 7253

planning@georgetown.tas.gov.au

Dear Mr Galea

**ENVIRONMENTAL ASSESSMENT DECISION
PERMIT APPLICATION (DA 2018/186)
PATRIARCH & SONS PTY LTD – WOOD PROCESSING WORKS & WOODCHIP MILL**

I am writing to you about the above permit application, which was referred to the Board of the Environment Protection Authority (the Board) for assessment under the *Environmental Management and Pollution Control Act 1994* (EMPC Act) and received on 3 January 2019.

The Board has delegated to me its functions and powers in relation to section 25 of the EMPC Act.

I have completed my environmental assessment of the application. All supporting information and any relevant comments received from the public and government agencies were taken into account.

In accordance with section 25(5)(a) of the EMPC Act, I am notifying George Town Council that the conditions and restrictions in the enclosed Permit Part B, together with the definitions in Schedule 1 and the associated attachments, must be contained in any permit granted by Council for the application under the *Land Use Planning and Approvals Act 1993* (LUPA Act).

Council should note that, under section 25(2)(e) of the EMPCA Act, section 57(6) of the LUPA Act now applies. The period in section 54(1) of the LUPA Act has been extended to 42 days in accordance with section 25(2)(d) of the EMPC Act.

A copy of the Environmental Assessment Report (EAR) is enclosed. The EAR describes the reasons for my decision and the reasons for the conditions and restrictions in Permit Part B. The EAR is also available on the EPA website at <http://epa.tas.gov.au/assessment/completed-assessments>.

Please note that, to satisfy the requirements of section 25(8) of the EMPC Act, the Council must:

- not include any other condition or restriction which is inconsistent with, or which extends the operation of, any conditions or restrictions which I have required to be contained in the permit; and
- notify the Board of its decision to grant or refuse to grant a permit; and
- at the same time as it notifies the applicant of its decision on the application, provide the EAR including attachments (or a link to the EAR on the EPA website) to the applicant and to anyone who made representations.

It is suggested that Council:

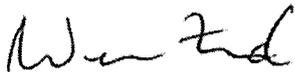
- call the Council's portion of the permit 'Part A';
- include a condition in 'Part A' along the lines of 'The person responsible for the activity must comply with the conditions contained in Schedule 2 of Permit Part B, which the Board of the Environment Protection Authority (EPA) requires the planning authority to include in the permit, pursuant to section 25(5) of the *Environmental Management and Pollution Control Act 1994*', and
- attach the enclosed Permit Part B to the permit, including Schedules 1, 2 and 3 and any attachments.

I understand Council will advise the applicant and any representors of their appeal rights in relation to its decision.

If a permit is granted, please provide EPA Tasmania with a full copy of the final permit (including all attachments).

If you have any queries regarding the above, please contact Danielle McPhail on (03) 6165 4571.

Yours sincerely



Wes Ford
DIRECTOR, ENVIRONMENT PROTECTION AUTHORITY
Delegate for the Board of the Environment Protection Authority

Encl:

- *Environmental Assessment Report, including Permit Part B*