

- **Meeting:** Port Botany Community Consultative Committee Meeting No. 5
- Held: Tuesday 25 November 2014, 5.30pm-7.30pm Conference Centre – Lakes Business Park, 2B Lord St, Botany

## Present:

John Burgess (JB) – Community	Bruce Guy (BG) – DP World
Lynda Newnam (LN) – Community	Gavin Samson – DP World
Ross Salter (RS) – Community Business	Glen Davenport (GD) – Vopak
Representative (Kingsford Timber Mitre 10)	
Mal Jagdev-Imrich (MJI) – Community	Aldo Costabile (AC) – Elgas Limited
Bronwyn Englaro (BE) – Randwick Council	Cliff Bell (CB) – Caltex
Steve Poulton (SP) – City of Botany Bay	John leroklis (JI) – SICTL Stevedores
James Goodwin (JG) – EPA representative	Richard Pollock – Patricks Stevedores,
Larissa Borysko (LB) – EPA representative	Melissa Pollock (MP) – Orora
Rachel Leonard (RL) – Transport NSW	Tony Navaratne (TNA) – Port Authority of
	NSW
David Grasby (DG) – Sydney Water	Brendan Elliott (BEL)– Port Authority of
	NSW
Trent Murray (TM) - Office of the Member	Shane Hobday (SH) – NSW Ports
for Kingsford-Smith	
Roberta Ryan (RR) – Chairperson	Adem Long (AL) – NSW Ports
Sandra Spate (SS) – Minute taker	Alison Wedgwood (AW) – NSW Ports
	Daniela Vujic (DV) – NSW Ports

**Apologies:** Michael Kavanagh – Community Business Representative, Leigh Heany – Electorate Offices for Member for Kingsford Smith, Neil Truskett – Patrick Stevedores, Jean-Michel Tremsal – Vopak, Andrew Battye – WorkCover, Mark Walker – Qenos, Charles Abela – Community, Ryan Bennett – Port Authority of NSW, Karl McCarthy – SICTL Stevedores

ltem	Description	Action/ Responsibility
1	Apologies and Introductions The Chair welcomed attendees and introductions were made.	
2	Accept minutes of last meeting Minutes from the August meeting were moved by CB and seconded by JI and accepted by the meeting.	
3	Actions arising from previous minutes	
3.1	Action 3.3. AW to ask Port Authority of NSW for a timeframe on monitoring results from Penrhyn Estuary. AW reported that it was still in draft form when she spoke to Port Authority of NSW (PAoNSW) JB stressed that it is long overdue. He reported LN has also followed it up and the response was that amendments were still being finalised and it would go on the website when done. SH noted it was typically due around May/June.	SH will follow up with PAoNSW the release of the Penrhyn Estuary monitoring results.
3.2	Action 5.0 (from the February meeting). Provide an update on the status of the Randwick Council Port Botany Forum. The action remains open.	
3.3	Action 6.2. SICTL to provide the CCC with percentages of cargo by rail	AL to circulate



when the data is available.       JI reported on this in item 7 of the agenda.       to the CCC :         JF noted rail for SICTL is still in its infancy.       JB asked about the amount of freight moved by rail through port over the last 2 years.       movement c         SH replied it has remained at around 14% though container numbers have grown by 3.5%.       This was cld as JI came i and updated room         3.5       Action 11.2. Suggestions for consultation around groynes including signage on the beach and in the local media to be taken back to Port Authority of NSW from this meeting.       AW provided feedback from the meeting to PAoNSW. Brendan Elliott, PAoNSW Community Consultation Manager will provide an update to the meeting.         4       Development of Terms of Reference for the PB CCC - (AW)       AW to circul the finalised minutes of the meeting.         5.1       RR welcomed MJI to the meeting and reported that due to statutory requirements approval for community members is necessary from Randwick and Botary Councils as well as the DP&E. The process is underway and finalisation is expected shortly.         6       Port Botany Expansion Construction Update - Update on construction activities - SICTL and Patrick - Environmental monitoring - SICTL monthly reports         6.1       - Update on construction activities - SICTL JI read out a report from KMc which reported: Phase 2 construction consisting of 3 additional Auto Stacking Crane block areas will be completed on schedule by the end of December	an
<ul> <li>signage on the beach and in the local media to be taken back to Port Authority of NSW from this meeting. AW provided feedback from the meeting to PAoNSW. Brendan Elliott, PAoNSW Community Consultation Manager will provide an update to the meeting.</li> <li><b>Development of Terms of Reference for the PB CCC</b> - (AW)</li> <li>4.1 AW reported that she has received no feedback to date on the draft Terms of Reference (ToR) circulated to the CCC. She suggested if members still wish to comment there could be an extension. JB said he found no cause for concern.</li> <li><b>5</b> New member application – (RR)</li> <li><b>5.1</b> RR welcomed MJI to the meeting and reported that due to statutory requirements approval for community members is necessary from Randwick and Botany Councils as well as the DP&amp;E. The process is underway and finalisation is expected shortly.</li> <li><b>6 Port Botany Expansion Construction Update</b> - Update on construction activities - SICTL and Patrick - Environmental monitoring - SICTL monthly reports</li> <li><b>6.1</b> - Update on construction activities - SICTL JI read out a report from KMc which reported: Phase 2 construction consisting of 3 additional Auto Stacking Crane</li> </ul>	ail ort. losed, e in
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<ul> <li>2014. All work except some minor defect works is expected to be complete before December 19. Low voltage commissioning may be required during the Christmas period but any works will be inaudible and construction traffic negligible.</li> <li>Contract works to erect 6 additional Auto Stacking Cranes has commenced and all six cranes should be commissioned by May 2015. SICTL have approached EPA about obtaining a modification to the Environment Protection Licence (EPL) to allow sorting and removal of the southern sand stockpile. Removal will occur over a couple of months when the EPL and CEMP update approvals are received and will involve less than 20 trucks a day to minimise traffic impacts. As additional environmental controls will be implemented, the CEMP needs to be updated.</li> <li>There have been no safety or environmental incidents on site since last meeting and no complaints due to construction work.</li> <li>The Chair asked for clarification on the variation. JI replied the large sand stockpile from excavation is at the southern end of the wharf section not yet developed. SICTL is now looking to remove this and to sieve and screen material. This has to be supported by EPL conditions which would be added to the existing EPL. It hasn't yet been</li> </ul>	



	common on this is an any od	
	commence when this is approved. JI and RP noted Environmental Monitoring is continuing across both	
	SICTL and Patrick sites.	
	- Update on construction activities - Patrick	
	RP reported the knuckle site is largely complete. Autostrads have	
	arrived and will be ready for commissioning after Christmas.	
	The new building and control tower are complete and Patrick is seeking	
	operational certificates.	
	New truck grids are complete.	
	Works at the existing terminal includes new light towers and demolition	
	of the old.	
	The new year will see the site commissioned for automation due in March 2015.	
	The new knuckle site cranes are due April and a staged approach will be	
	taken to construction and commissioning.	
	No comments were received from CCC members to the OEMP but there	
	were comments from the councils and agencies around noise	
	management. Comments have been responded to and the updated	
	document is with the DP&E. One question was about whether noise	
	monitoring results are available. These are presented on the website.	
7	Port Botany Expansion Operational Update - SICTL	
7.1	JI reported that business has been running normally. SICTL has	
	established a new vessel service starting next month of medium sized	
	vessels.	
	The annual independent environmental audit was undertaken in October	
	with the draft report due soon. The final report will go on the website.	
	Noise monitoring is being undertaken with the consultant building a	
	noise model in consultation with the EPA.	
	The new ASCs should be running mid year. Responding to a question from last meeting regarding rail modal share	
	JI reported that rail started working in July with 8.5% of freight and has	
	now ramped up to about 15% in October.	
8	Development activities in the Port	
	- NSW Ports/SPC developments	
	- Tenant developments	
8.1	NSW Ports developments	
	SH reported that at Enfield Hutchison should be operating the intermodal	
	terminal by January 2015. NSW Ports is in the process of securing	
	tenants for other areas of the Enfield site and agreement is close with	
	some.	
	Maintenance dredging at Brotherson dock will occur at the end of	
	January to mid February involving grading to even depths. Sand in the dock has become redistributed due to propeller action. NSW Ports is	
	working with terminals around timing to dredge when there are vacant	
	berths.	
	JB asked whether EPA consent is required or whether EPA is informed	
	as a matter of courtesy.	
	SH and DV replied that consent isn't required as this is maintenance	
	dredging and therefore can be assessed and determined by NSW Ports	
	under Part 5 of the EP&A Act.	
	DV noted there are no requirements to consult with EPA as the process	
	is simply shifting material around to ensure vessel sizes are	
	accommodated in berth boxes and transiting areas. No material /	
	sediment is being removed from Brotherson Dock.	



0.10	Approval had been granted for demolition of 2 of the 3 existing gas	
8.10	impacting on this group. Qenos	
8.9	Orora MP reported that internal works are being undertaken but nothing	
	Kurnell. JG noted the he was aware of the incidents but these were not handled by the EPA Parramatta Office but by its Wollongong Office.	
	CB is not aware of the incident referred to but will follow this up with	
	accidental events and this does not project a good responsible corporate image for the company.	
	record and seemingly doesn't see informing the community of such incidents as a priority. However the community does pick up on these	
	concerned that Caltex doesn't have a good environmental accident	
	oil spills since August and Caltex is believed to be responsible and the problems related to demolition work at the Kurnell refinery. JB is	respond to the CCC.
	spill by putting its booms out. There have been 2 subsequent reported	leaks and
	another oil leak had occurred while at the meeting. Caltex was believed to be the source of the leak and had assisted with containment of the	potential subsequent
	this meeting in August he met with the EPA the following day to find out	26 and two
	JB corrected a comment he had made at the last meeting around the timing of being informed of an incident. He reported that after leaving	incident of a leak on August
0.0	CB noted nothing to report	CB to follow up with Kurnell the
8.8	due to start pumping today. Caltex	CB to follow up
	and built in the second half of this year has been commissioned and is	
8.7	Elgas AC reported that the pipeline to Qenos which was approved mid year	
	chemical tanks on site which should be commissioned in the next couple months.	
2.0	SH reported Terminals is in the final stages of completion of additional	
8.6	GD noted there is nothing to report Terminals Pty Ltd	
8.5	Vopak	
	entrance.	
0.4	AW reported that Patrick Port Services has finished construction of the car park and construction is underway for their new truck driveway	
8.4	Patrick Port Services	
	RP reported demolition of existing cranes for the arrival new cranes.	
8.3	Patrick	
	and noise sources rather than trying to implement measures without such a study.	
	DP World is undertaking a noise study this month to identify noise issues	
	accommodate the arrival of a new one in March. This is being done in consultation with NSW Ports.	
	BG reported on the removal of one crane and moving a crane to	
8.2	DP World	
	approval to carry out the maintenance dredging works.	
	DV replied that impacts on marine mammals are being considered as part of the assessment process. The Harbourmaster also needs to give	
	is now out of migration season.	
	17m. The target is for around 15m. LN asked whether there is sensitivity to marine mammals even though it	
	depths of 16.4m. At Brotherson Dock depths vary between low 12m and	



	storage tanks and this is underway to be completed by march 2016.	
	There will be flaring for 5 weeks.	
9	Development of a Ports Long Term Master Plan	
9.1	DV reported that NSW Ports is in the process of preparing a 30 year Master Plan which will include Port Botany, Port Kembla, Enfield and Cooks River. It will consider trade forecasts and infrastructure, transport to support this and look at what is sustainable port development to meet requirements. NSW Ports are talking with stakeholders and are keen to get feedback from this group as to what the Master Plan should consider. The aim is to have the Master Plan prepared by mid next year to guide future development. There will be something prepared for the website and AW will provide the link to the group.	
9.2	RS drew attention to the City of Botany Bay Council Vision 2040 and expressed concern regarding metropolitan strategies targeting population growth and land use interface. RR noted the NSW Government Metropolitan Strategy is not yet finalised. DV reported that NSW Ports has met with Botany Council and advised them of the Master Plan. NSW Ports will provide Council with information on how they see themselves fitting into the LGA and will voice concerns regarding lost industrial land and the need to preserve rail and road corridors. SP reported community consultation sessions are occurring in November and December. Council wants input into the direction the community wants it to follow. Each area is required to include infrastructure to support predicted populations in 2031. RS asked whether Botany Council has its own 2031 Strategy. He is concerned with residential development near the Port, particularly a proposal for Rhodes Street of 246 units, up to nine storeys at the old bowling club site which shares a fence with Ports SEPP land. LN noted that navigating all the plans and comments on planning is difficult for ordinary people to understand. DV said the NSW Ports Master Plan will look at trade forecasts and communicate this to stakeholders including councils, State Government and transport agencies for efficient movement of freight. NSW Ports is keen to ensure responsible land use planning and continues to lobby for this. They will also do so as part of the Botany Council vision process.	
9.3	The Chair asked what the opportunity is for input from this group. DV replied there will be a blurb on the website providing information about the Master Plan and seeking input from stakeholders as to what the Master Plan should consider. Such input will be required by early next year in order to finalise the Master Plan by mid next year.	NSW Ports/ Chair to include the Master Plan in the agenda for next meeting.
10	<ul> <li>Port Botany Noise Update</li> <li>Update on EPA Noise Working Group – JG</li> <li>EPA Port Botany Noise Monitoring – JG</li> <li>Port Botany Expansion Rail Noise (as per CoA 2.28)</li> </ul>	
10.1	- Update on EPA Noise Working Group JG reported that some key government agencies have met since the last meeting. Work is towards a long term strategy with decisions to be made about who will contribute and how much. Consultants wouldn't be engaged until the second half of next year if it goes ahead. There are no guarantees but agencies are keen. In the meantime companies have taken actions to address noise sources.	
	LN expressed disapproval at the length of time the process is taking and asked who is being asked for money and how much.	

## Minutes



JG won't disclose details of who is being asked for what and suggested the reality of government is that it takes time to find money for this sort of thing. Two consultants have been chosen from an initial five. Noise modelling is expensive and an upper limit has been taken back to agencies. The strategy is to get government agencies on board. The process is not at the point where agencies have been asked. There is a range of views as to who should pay. LN expressed disappointment that though the working group knows they have to get the money agencies and Councils haven't been asked. She noted the amount Randwick Council is prepared to contribute to light rail and upgrading Heffron Park for South Sydney football. SP replied that Councils are aware of the need for money for the noise strategy but the opportunity to budget for this is at the beginning of the financial year. BE reported that Randwick Council has agreed to contribute to a noise monitoring strategy. Council needs to look at whether it needs to reallocate funds from other areas. LN noted her impression is that there has been no strong request for money. There is anger at how the process has dragged on. Milestones need to be met. JG understands the procedure sounds bureaucratic, but the need is for a long term strategy. Noise won't change overnight. At this stage they have sought advice. DV stated the importance of strategic planning. People are exposed to noise but the aim should be to prevent people being exposed in the first place. This isn't confined to two councils and it is not just about what Ports can do. If new developments are in proximity to the port they need to consider what they can do to mitigate noise impacts. There are examples of other areas in the city using double glazing for example. This matter has been raised by NSW Ports in the past however, neither Botany nor Randwick Councils have considered adopting such measures as part of their planning controls. LN noted she is talking about existing residents. MJI supported LN's comments. It was hot last night and she wanted to open her windows. She couldn't sleep. Long term strategies are all well and good, but residents want to see something happening. SH replied that NSW Ports is encouraging tenants to address noise sources now. DP World is conducting a study to identify the principal sources of noise and the automation of Patrick's is expected to mitigate noise impacts. Forklifts are being converted from beepers but noise issues won't be addressed overnight. TM reported that Matthew Thistlethwaite's office has noted an increase in correspondence regarding port noise. The office has written to major leaseholders at the Port and met with a number of port tenants. He wished to convey the message that his office wants to work with the Port. They have a responsibility to act for constituents. Beeping alarms on machinery seems to be at the centre of complaints. He asked that leaseholders consider their correspondence and meet with the Member for Kingsford-Smith and himself. JB noted that ambient noise is now much greater and he regards the issue of noise broader than just the port. There is plane noise and the changing nature of the area from industrial to residential as well as a change in attitudes and expectations. Some industries here such as the airport and Port will always be noisy and will see a higher level of throughput in times to come. This will be a major issue. He hopes the working group addresses broader issues than just port noise. AW advised that is what the noise strategy is considering - it is not limited to just NSW Ports land. Ports can try and put measures in place





	but if the noise source is outside their boundary Ports still receives the complaint. RS noted positively that tenants are undertaking noise monitoring and attempting to identify noise sources. He asked whether DP World can share the results of their study. BG replied that they will highlight the major issues and how they are responding to them. RS sought to clarify that there is a process if a tenant wants to change from a noise based alarm to a visual alarm. AL replied, that NSW Ports some time ago were informed that they (tenants) have to undertake a risk assessment. ACFS went through this process and found lights and quackers were acceptable Most companies have independent risk assessors. RS noted that from a community point of view it's useful to know that a process can be undertaken. He asked whether NSW Ports knows who has noise based alarms and who at WorkCover may he contact to try and obtain relevant reports. AL replied no, NSW Ports does not know. AW replied that the informal survey NSW Ports undertook with tenants is on their website and has been updated since last meeting. It contains a list of everyone who admitted they are using beepers and whether they plan to change this. Andrew Battye from WorkCover attended the last CCC meeting and may be the person to contact.	BG to take a request from the CCC back to DP World that members would like to see the report from noise monitoring.
10.2	<ul> <li>EPA Port Botany Noise Monitoring JG reported the reason for recent noise monitoring from 5<sup>th</sup> to 13<sup>th</sup> November was issues regarding noise monitoring in July. There are constant complaints that it is noisy but there are difficulties identifying where noise is coming from with a lot of noise sources. Monitoring in November involved an improved process with a noise logger at Wassell Street with continuous audio recording, a trial on NSW Ports' roof of a "barn own" logger to identify where noise is coming from, and EPA staff undertaking attended monitoring on November 7<sup>th</sup> and 12<sup>th</sup>. A huge amount of data was collected but is not yet analysed. Preliminary feedback suggests it is difficult to identify where noise is coming from. Average levels of noise as well as background noise were quieter than July and feedback from residents suggests it was quieter during this period. A variety of factors may affect noise e.g. if one ship is in front of another it acts as a noise shield, wind direction and the inversion effect in winter bends noise towards residents. Complaints spike in winter. JG outlined the next steps as sleep disturbance analysis, analysis and interpretation of attended and barn own monitoring data, review of data collection approaches and further monitoring. JB asked if figures collected contrast with the Sydney averages. JG replied that though levels are not necessarily high some sources of noise are more noticeable. The focus is not on numbers but on what is the source. TM suggested when the weather warms up people open windows more. AW reported that four years of complaints data from NSW Ports indicates June typically has the highest levels of complaints. She suggested recent increases in noise complaints may also be a result of a ramping up of public awareness as the public becomes aware of how to complain about issues. JG said the EPA has offered to talk to residents one on one. BE asked whether Ports tenants were aware of the monitoring. SH replied that NSW Ports hadn't alerted tenants</li></ul>	JG to distributed data from EPA Port Botany Noise Monitoring to the CCC.





SH reported that as part of Conditions of Consent noise associated with rail lines into the Port Expansion have to be discussed at each meeting. There have been no complaints due to this activity since the last meeting.         J reported that during data gathering SICTL's consultant measured sounds coming from different parts of rail operations e.g. locomotives moving in, shutting activities, loading and unloading. This data will be publicly available.         11       Port Traffic and Safety         1.1       - Port Botany Emergency exercises - SH         3K reported that a tabletop exercise of the Port Botany Emergency Plan, was successfully undertaken on 14 <sup>th</sup> October involving Ambulance, Fire and Police at the Mascot local area command facilities. The scenario for the exercise was a traffic accident involving a vehicle carrying dangerous goods and resulted in minor changes to the Plan. JB noted that in October a container vessel broke tis mooring and prior to that another vessel and there was a gas leak at the gas terminal and a major fuel spiil at the Cattex Banksmeadow plant. Fortunately none of these events lead to a major catastrophed but to good luck and the courageous actions of some individuals. It is of major concern that these incidents continue to occur and more concerning that need ay luck will run out and a major uncontrollable life threatening incident will occur. So far incidents have usually occurred outside the peak period but he foresees major problems with access and egress during peak periods when emergency services woril be able to get in or people out. There is potential for catastrophic outcomes. Traffic is already gridlocked on most week days at peak hours in and around the port precinct and he has serior of the any or nois the as recincing that roads are closed. SP noted that the Senency State Plan refers to educating the public bu	14	- Foreshore Beach groynes – TNA	
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10.3 - Port Botany Expansion Rail Noise	10.3 11	rail lines into the Port Expansion have to be discussed at each meeting. There have been no complaints due to this activity since the last meeting. JI reported that during data gathering SICTL's consultant measured sounds coming from different parts of rail operations e.g. locomotives moving in, shunting activities, loading and unloading. This data will be publicly available. <b>Port Traffic and Safety</b>	



12.1	TNA reported that geotechnical investigations and contamination testing have been undertaken and consultants engaged to undertake environmental assessments. The Expression of Interest stage for the contract closed at the end of October and a short list is being developed. The aim is to tender in January with construction occurring in the next low season. Port Authority of NSW is in discussion with Sydney Water around a governance agreement for the three groyne option which is preferred by Sydney Water pending resolution of the contribution with PAoNSW. DG reported that extension works to the stormwater lines means Sydney Water won't incur current maintenance costs. If agreement can be reached around governance he hopes Sydney Water approval will be given for the works.	
12.2	BEL reported he is developing a communication strategy for the beach stabilisation project. There is a strong commitment from PAoNSW to keep people informed. He will provide a monthly update to the community for the life of construction. The contractor will need to follow protocols when dealing with the community. Access will be maintained throughout construction, but there will be occasions where the public needs to be separated from construction equipment. BE asked whether access onto the beach will be maintained. BEL replied that beach access in all its forms will be maintained but may be modified e.g. for large earthmoving equipment and pedestrians, or small craft around large barges. There will be safety exclusion zones. which will be communicated in advance.	
	JB asked TNA whether there had been changes to draft designs as these were relatively low intrusion. TNA replied there hadn't been significant changes.	
13	Safety and Environmental Incidents/Complaints – AW	
13.1	AW reported a total of 11 complaints since August with 10 related to general port noise, and 1 related to ship noise from Port Botany expansion which was reported to the Department of Planning as per Conditions of Approval. There was a separate complaint relating to trucks travelling Bunnerong Road through Matraville. SH reported that a company on the corner of Beauchamp and Botany Roads has an approved exemption from RMS as it has difficulty getting to its site as trucks cannot turn right into the site from Beauchamp Rd but this is contrary to the community perception that trucks of that size are not permitted on Bunnerong Road south of Wentworth Avenue. LN asked if this was approved by Botany Council. AL replied that the RMS approved the heavy vehicle route. The site is in the Botany Council area but the route is in Randwick Council. LN noted a complaint on her website about this. She remembers when the business was not there a few years ago and then it was. She asked when it was approved by Botany Council. Residents in Randwick Council had no opportunity to voice their concerns as the development was approved by Botany.	
13.2	JB shares LN's view that it is the wrong use for the site. JB noted he has spoken with security people at the boat ramp area who	SH to raise with
10.2	have expressed concerns regarding access and egress to the boat ramp site. Trucks are running the red light. The security people say they have reported the issue up the line but are worried it is a death waiting to happen. JB has expressed concerns at this meeting previously with trucks driving three abreast. There has been talk of red light cameras and CCTV.	PAoNSW the issues around trucks and safety at the access point to the boat ramp



## Minutes

	SH and AW reported they have raised the issue with the Minister for Roads and have provided feedback to the RMS around provision of red light cameras.	from Foreshore Road.
14	General Business/Next meeting :	
14.1	The meeting ended at 7.25pm The chair thanked CCC members for their attendance and for making the committee work. SH thanked everyone on behalf of NSW Ports for their attendance and contribution and wished everyone a Merry Christmas.	
14.2	The next meeting is 24 <sup>th</sup> February 2015.	
	These minutes have been endorsed by the meeting Chair $\mathcal{V}_{\mathcal{A}}$	
	Signed: Date	e: 17/12/14