

Date : 9/05/2018 12:25:36 PM
From : "Dearlove, John"
To : "QUICK Calvin"
Cc : "Hammond, Gavin"
Subject : CCRC waste facilities sampling
Attachment : 118050912254100827.jpg;

Hi Calvin,

I am seeking to review and urgently establish some specifications that will list the required waste facility locations, number of sites at each, sample types, sampling parameters and frequencies required in order to provide details within quotation requests or tender documents for undertaking either just the sampling works and or sampling and analysis works. I am seeking to get docs finalised asap to enable the tender process with engagement for works prior to early July when the next round of sampling is due.

Council has a number of locations and sites listed within EPPR01428213 and has recently sampled at s.73 Goondi. I note however that Goondi is not contained within the Permit but Cardwell refuse site is. Additional to above, clarification around which sites we need to be sampling from, the current applicability of some parameters along with historic data matching is also required.

Given details within our permit appear dated I consider that it would be beneficial for all if we could review details, agree to and establish a clear direction from your department on sampling requirements across the board to ensure we capture full extent and get the foundation for future sampling and monitoring in order.

In this regard can I arrange to have a meeting with you to review and discuss these matters asap please ?

Kind Regards

John Dearlove | Coordinator Environmental Services | Cassowary Coast Regional Council

PO Box 887, Innisfail Qld 4860 T | 40302267 Innisfail or 40439187 Tully

E | john.dearlove@ccrc.qld.gov.au

Mobile : sch4p4(6) P



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Date : 12/07/2017 2:30:38 PM
From : "Allpress, Mark"
To : "QUICK Calvin"
Cc : "Gordon, Mark" , "Horton, Daniel"
Subject : FW: goondi
Attachment : EMR Goondi Filter for MA.XLSX;Goondi plus streets.jpg;image002.jpg;

Calvin

As discussed, have had Mark G do some digging into the issue and it appears we did/do have the whole Goondi site on the register as a landfill, however the lot was subject to a subdivision, and it appears this register record has not flowed across to the current (child) lot on plan and is still shows up on the old prop description 28NR807817 which no longer exists . See his notes below .

Mark has also identified a possible explanation for the Fuel depot classification being the FNQEB/ERGON depot which shows up as lot 28 CP 845192 when their prop description is in fact lot 22 CP 845192 (Ergon Depot is at top right of plan) may be you can sort this one out ?

Hope this clarifies the situation. If you need us to do more, please let us know

Regards

Mark Allpress

Manager Environmental Services, Cassowary Coast Regional Council
P: 07 4030 2264 M: <> F: 07 4061 4258
E: mark.allpress@ccrc.qld.gov.au W: www.cassowarycoast.qld.gov.au
Office: 70 Rankin Street, Innisfail Post: PO Box 887, Innisfail, Qld. 4860 Australia

From: Gordon, Mark
Sent: Wednesday, 12 July 2017 1:40 PM
To: Allpress, Mark
Subject: FW: goondi

Hi Mark,

Tried to speak with an officer from the CLU but was referred back to the website by the call centre - the below information was considered to cover our scenario and is copied directly from the website page.....important bit highlighted in yellow. Seems they don't want to speak directly with people any more.....

Managing contaminated land

Reconfiguring land

If you are the owner of a parcel of land which is listed on the Environmental Management Register (EMR) or the Contaminated Land Register (CLR), and you wish to reconfigure the lot, you need to be aware of the nature and extent of contamination present and any risks it may pose to human health or the environment. **If you subdivide the lot and take no action to investigate or deal with any contamination issues, the lot remains on the EMR or CLR and any new lot is also automatically listed.** You must then give notice to any potential buyers that the land is listed on the [EMR or CLR](#)

Regards

Mark Gordon

Senior Environmental Officer

Cassowary Coast Regional Council

Tel (direct); (07) 4030 2258



From: Gordon, Mark
Sent: Wednesday, 12 July 2017 1:07 PM
To: Allpress, Mark
Subject: goondi

Hi Mark,

In relation to the query from Calvin please find attached the filtered EMR plus an aerial photo showing lot on plans, street layouts and names around the closed landfill site.

Reviewing the register, it appears a subdivision or boundary relocation occurred just a little bit before I arrived at Council. The EMR seems to note this and identifies the parent lot (28NR807817 - landfill) as being changed to the current lot of 28CP845192. According to our system lot 28NR807817 no longer exists however at first glance the EMR appears to have acknowledged and catered for that and noted the change. In addition the street names identified match up with those around the closed landfill.

The fuel depot referred to as being for FNQEB (now ERGON) on the same lot (28CP845192) actually appears to be a typo or possibly a submitted incorrect lotplan by ERGON/FNQEB - their lot should be 22 on CP845192 not the listed 28CP845192 - CCRC did not have any fuel storage on the landfill lot that I am aware of. I'm not sure if we can change that on behalf of ERGON but can ask.

I'm yet to find a contact for the contaminated land unit from ECM but will endeavour to locate and discuss if any amendments need to be made or if the current EMR notations are sufficient.

Let me know if you need anything else.

Regards

Mark Gordon

Senior Environmental Officer

Cassowary Coast Regional Council

Tel (direct): (07) 4030 2258



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Lot	Plan	Site Address LGA	Owner	Cat	Record Type	N/Activity	Date Recat
28	CP845192	New Parcel			BP		
28	NR807817	LANDFILL S Cassowary	s.73		BP	20	#####
28	CP845192	New Parcel			BP		
28	CP845192	New Parcel			BP		
28	CP845192	FUEL STOR. Cassowary	s.73		BP	29	#####

Published on DES Disclosure Log
RTI Act 2009

Prev Lot/Pl Lvl	
4/I28120	2
	1
28/NR8078	2
5/I28120	2
	1

Published on DES Disclosure Log
RTI Act 2009



Date : 15/05/2018 1:05:02 PM
From : "Dearlove, John"
To : "QUICK Calvin"
Subject : FW: sample parameters
Attachment : image001.png;image003.jpg;image004.jpg;image005.png;

Hi Calvin,

With the data we sent recently with the compliance inspection response letter unfortunately the SGS LOR or limit of reporting was used for each of the sampling parameters in the spreadsheets instead of the actual ANZECC guidelines limits. New spreadsheets have since been compiled with the ANZECC limits known however are awaiting details below to finalise.

s.73

When possible would you mind forwarding details to confirm ANZECC and DES limit requirements or giving me a call to discuss ?

Upon confirmation we can apply to spreadsheet data and provide DES with sample results from 20001 to 2018 along with graphs and review conclusions.

Kind Regards

John Dearlove | Coordinator Environmental Services | Cassowary Coast Regional Council

PO Box 887, Innisfail Qld 4860 T | 40302267 Innisfail or 40439187 Tully

E | john.dearlove@ccrc.qld.gov.au

Mobile [sch4p4\(6\) Per](tel:0800123456)

From: Dearlove, John

Sent: Wednesday, 9 May 2018 9:36 AM

To: 'QUICK Calvin' <Calvin.Quick@des.qld.gov.au>

Subject: RE: sample parameters

No worries Calvin, I appreciate any assistance ☺

Regards John

From: QUICK Calvin [<mailto:Calvin.Quick@des.qld.gov.au>]

Sent: Wednesday, 9 May 2018 9:31 AM

To: Dearlove, John <John.Dearlove@ccrc.qld.gov.au>

Subject: RE: sample parameters

Hi John,

This isn't an easy one to provide a quick answer for. Appropriate limits for sodium, electrical conductivity and nitrate will differ depending on the local geology and environment. It's something I can help provide some guidance around but I'll need some time to look at the data and get my own advice around. I'm happy to do that but I won't be able to do that until next week.

Thanks,
Calvin.



Calvin Quick

Senior Environmental Officer (Compliance)

Minerals & North Queensland Compliance | Environmental Services & Regulation

Department of Environment and Science

P 07 4222 5161 E calvin.quick@des.qld.gov.au W www.des.qld.gov.au

Level 3, 5B Sheridan Street, Cairns Qld 4870

PO Box 7230, Cairns Qld 4870



I acknowledge Aboriginal and Torres Strait Islander people as the Traditional Owners of this country, and their connection to land, sea and community.
I pay my respect to all Traditional Owners, and to the Elders past, present and emerging.

From: Dearlove, John [<mailto:John.Dearlove@ccrc.qld.gov.au>]

Sent: Wednesday, 9 May 2018 8:56 AM

To: QUICK Calvin <Calvin.Quick@des.qld.gov.au>

Subject: sample parameters

Good morning Calvin,

Firstly you can ignore my email late yesterday requesting ANZECC limits as overnight I have found most of the limits and just wanted to check

these with you please if they are correct ? Would you be able to advise the limit for sodium, electrical conductivity and Nitrate please ?

- pH range is 6-8
- electrical conductivity ?
- Dissolved oxygen is lower limit of 4mg/L
- Total Dissolved Solids is 500mg/L
- Ammonia as Nitrogen is 2mg/L
- Manganese is 2mg/L
- Sulphate is 100mg/L
- Nitrate as N ?
- Chemical Oxygen Demand is 150mg/L
- Chloride is 150mg/L
- Total iron is 100mg/L
- Bicarbonate HCO₃ is 150mg/L
- Lead is 0.1mg/L
- Zinc is 1mg/L

It also appears that with Bicarbonate sampling we have a lot of results only for bicarbonate CaCO₃ instead of bicarbonate HCO₃. Can you advise if there is much of a difference between these two ?

Kind Regards

John Dearlove | Coordinator Environmental Services | Cassowary Coast Regional Council

PO Box 887, Innisfail Qld 4860 T | 40302267 Innisfail or 40439187 Tully

E | john.dearlove@ccrc.qld.gov.au

Mobile sch4p4(6) Pe



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Date : 7/08/2018 4:11:53 PM

From : "SMOLKOVA-BISMARCK Angelina"

To : "Dearlove, John"

Cc : "EMR CLR Registry" , "JOHNS Allen" , "BLANCHARD Scott"

Subject : FW: Incorrect listing on EMR 1994

Attachment : P\An I281109.pdf;Current P\An CP845192 20180711.pdf;Notification-CP845192_L28.pdf;22CP845192 Title 20180711.pdf;118071108370300839.jpg;image001.png;image003.png;image004.png;image006.png;image007.png;image008.png;

Good afternoon Mr Dearlove,

A review of the relevant information has been conducted by the officers of the Waste and Contaminated Land Assessment (WCLA) team.

As a result of this review, it has been established that Lot 28 CP845192 was notified by, then, Johnstone Shire Council and listed on the contaminated land register in 1994 under the provisions of the *Contaminated Land Act 1991*.

In 1998, the Environmental Management Register (EMR) was created under the provisions of the *Environmental Protection Act 1994* (EP Act), and information from the contaminated land register was transferred to the EMR. At that time, the Department of Environment sent to Johnstone Shire Council a letter seeking confirmation whether sites listed on the contaminated land register (including Lot 28 CP845192) fall within the definition of a notifiable activity 'petroleum product or oil storage'. Department's records show that no response has been received from the council, and, therefore, listing of Lot 28 CP845192 was transferred to the EMR.

In 2015, contaminated land provisions in the EP Act changed.

As a result, particulars of land listed on the EMR may be amended under sections 381-383 of the EP Act, which require valid contaminated land investigation documents (CLID) to be lodged with the department. CLID must comply with the requirements of section 389 of the EP Act, be completed by a suitably qualified person and certified by a contaminated land auditor. Based on the recommendations of the CLID and auditor's certification, the Department of Environment and Science will make a decision to amend the EMR.

More information about the process is provided on the website:

<https://www.qld.gov.au/environment/pollution/management/contaminated-land/change-registers>

Section 384 of the EP Act (minor amendments to the particulars of the land to correct a clerical mistake or spelling or grammatical error) does not apply as, currently, there is insufficient evidence to demonstrate that the land was listed on the EMR due to a clerical mistake in the particulars of the land or spelling or grammatical error.

Based on the correspondence received, file record history and relevant legislation, EMR listing of Lot 28 CP845192 will remain unchanged until the process under sections 380-383 is followed, or evidence supporting section 384 is provided.

Should you have any questions related to this information, please do not hesitate to contact me on 3330 5681 or email.

Kind regards,

Angelina



Angelina S. Bismarck

Principal Environmental Officer

Waste and Contaminated Land | Industry & Development Assessment

Department of Environment and Science

P 07 3330 5681

Level 8, 400 George Street Brisbane Q 4000

PO Box 2554 GPO Brisbane Q

From: JOHNS Allen

Sent: Monday, 23 July 2018 12:27 PM

To: 'john.dearlove@ccrc.qld.gov.au'

Cc: EMR CLR Registry

Subject: FW: Incorrect listing on EMR 1994

Dear John,

Thank you for below email enquiry regarding land listed on the Environmental Management Register. I'm conducting an review on the information we may have on file and administrative decisions made under the Environmental Protection Act 1994. This investigation will allow me to provide you with accurate advice regarding any potential errors in listing Lot 28 CP845192 on the EMR.

As you would appreciate, such an investigation will take time to complete. In such instances, the department must exercise care in determining whether to remove land from the EMR. I will provide you with a further update when the department has completed its investigation regarding this matter.

Should you have any further enquiries, please contact me on my details below.



Allen Johns

Team Leader

Waste and Contaminated Land Assessment

Department of Environment and Science

Level 8, 400 George Street, Brisbane QLD 4000

GPO Box 2454, Brisbane QLD 4001

Ph: (07) 3330 5694



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If you are an existing DES customer, your details are already in Connect and you can get your Connect DES Customer Reference by emailing connecthelp@ehp.qld.gov.au.

From: Dearlove, John [<mailto:John.Dearlove@ccrc.qld.gov.au>]

Sent: Wednesday, 11 July 2018 8:37 AM

To: EMR CLR Registry <EMR.CLR.Registry@des.qld.gov.au>

Subject: Site ID 13872 File number 10127204

Dear DES staff,

Further to Councils recent application for details of landfill operations to be included on the EMR Council has received the attached notice which includes search details to indicate that Lot 28 on CP 845192 already has a notifiable activity ie Petroleum product or oil storage. Please be advised that this is incorrect and may have evolved originally from an error by FNQEB/ERGON whereby an incorrect lot and plan number may have been advised. It is understood the Petroleum product or oil storage facility is in fact on Lot 22 CP845192 and not as being on Lot 28 CP845192.

Council sought assistance to address this matter from the Cairns DEHP via email of 12 July 2017 however no responses was received. Could you please advise how this matter can be progressed to remove incorrect activity details from Council land.

Kind Regards

John Dearlove | Coordinator Environmental Services | Cassowary Coast Regional Council

PO Box 887, Innisfail Qld 4860 T | 40302267 Innisfail or 40439187 Tully

E | john.dearlove@ccrc.qld.gov.au

Mobile sch4p4(6) Pe

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JOHNSTONE SHIRE COUNCIL

NOTIFICATION OF CONTAMINATED SITE

ESSENTIAL INFORMATION

Local Authority area JOHNSTONE SHIRE COUNCIL

Information provided by Name CHRIS WEBB Contact ph. no. (070) 30 2222

Organisation HEALTH DEPARTMENT

Address P.O. BOX 887

INNISFAIL Postcode 4860

Name by which the property is known locally:

FNQEB DEPOT

Location

Street address PINE STREET

Town/suburb INNISFAIL QLD Postcode 4860

Council area JOHNSTONE SHIRE

Lot-on-Plan description of each parcel of land (*individual parcels of land which make up the property should be included. Please attach a separate notification for each parcel*)

L 28 ON CP845192 006-006469

Name and postal address of owner Name FNQEB

PO BOX 358

CAIRNS QLD Postcode 4870

Description of the source of the suspected contamination or the prescribed purpose for which the land is or has been used (*a short description of the land or cause of contamination will be sufficient. A separate attachment can be made if space is insufficient*)

FUEL BOWSER

LA=Johnstone

lot 28 CP845192

RUQER.

orig. as
"1/10/99 R.989"
to delete
duplicate
(correct info.
from
ancil.)

sch4p4(6) P

25/10/97

ddb-006469 PRO

THE FAR NORTH QUEENSLAND ELECTRICITY BOARD
LAND USED FOR PRESCRIBED PURPOSES
CONTAMINATED LAND ACT 1991

AREA	ADDRESS	PROPERTY DESC	PARISH	AUTHORITY	TENURE	USE
1.						
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3.						
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8.						
9.						
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21.						
22.						
23.						
24.	INNISFAIL ✓ 066-0003	1-9 PINE ST ✓ R.989 ALLOT 1 TO 4 SECT 22, ALLOT 1 SECT 37 lot 28 CP845192	JOHNSTONE	JOHNSTONE ✓ 60	RESERVE	DEPOT (EX DIESEL POWER STATION) 3516-
25.						
26.						
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Date : 12/06/2018 2:13:37 PM

From : "Hammond, Gavin"

To : "Dearlove, John"

Subject : FW: Written notice of a notifiable activity

Attachment : Item 2.1 EMR Notifiable activity.pdf;Item 2.2 Goondi map.pdf;

Regards,

Gavin Hammond | Manager Regulatory Services | Cassowary Coast Regional Council

PO Box 887, Innisfail Qld 4860 | T 07 4043 8839 (Innisfail) 07 4043 9139 (Tully) | M sch4p4(6) Person

E | gavin.hammond@ccrc.qld.gov.au W | cassowarycoast.qld.gov.au

From: Hammond, Gavin

Sent: Tuesday, 12 June 2018 2:13 PM

To: 'emr.clr.registry@ehp.qld.gov.au'

Subject: Written notice of a notifiable activity

Can you please manage this request.

Regards,

Gavin Hammond | Manager Regulatory Services | Cassowary Coast Regional Council

PO Box 887, Innisfail Qld 4860 | T 07 4043 8839 (Innisfail) 07 4043 9139 (Tully) | M sch4p4(6) Pe

E | gavin.hammond@ccrc.qld.gov.au W | cassowarycoast.qld.gov.au

Published on DES Disclosure Log
RTI Act 2009

Notice

Environmental Protection Act 1994

Notifiable Activity

This is the template is for use by land owners, occupiers, auditors or local government authorities when giving written notice to the administering authority that a notifiable activity has been, or is being, carried out on land under section s.320A of the Environmental Protection Act 1994 (the EP Act).

Please complete all fields below. You can use this template to provide notification of multiple land parcels and/or multiple instances of a notifiable activity. Where this is the case, please clearly identify which land parcel or notifiable activity the information relates to.

GUIDE

Please ensure that all information is current and correct.

In some circumstances the duty to notify about a notifiable activity may arise for a number of different people.

In such circumstances a number of persons may comply with their individual duty to notify by jointly providing this notice.

1. Details of person(s) giving notice

- ☐ I am the **owner** of the land
- ☐ I am the **occupier** of the land (e.g. tenant)
- ☒ I am a representative of the **local government authority** for the land
- ☐ I am an **auditor** performing an auditor's function for the land
- ☐ A joint notification is being provided by more than 1 person, the details of each person are attached.

FULL NAME Gavin sch4p4(Hammond		TITLE Mr
COMPANY/ORGANISATION/LOCAL GOVERNMENT AUTHORITY Cassowary Coast Regional Council		
POSTAL ADDRESS PO Box 887 Innisfail QLD		POSTCODE 4860
PHONE 07 40438839	FAX 07 40614258	
EMAIL gavin.hammond@ccrc.qld.gov.au		

Lot and plan details can be obtained from the land title certificate, rates notice or your local government (local council).

If you do not know the lot and plan, please provide sufficient information about the land to enable it to be identified.

2. Details of land subject to the notification

STREET ADDRESS Leichardt Street Innisfail QLD
--

Notice

Notifiable Activity

This should be a map, aerial photograph or GPS coordinates (e.g. MGA-Easting/Northing or GDA-Latitude/Longitude) which illustrate the actual location of the notifiable activity and any potential contamination on the property.

Notifiable activities are listed in Schedule 3 of the EP Act.

Example

14 Engine reconditioning works—carrying out engine reconditioning work at a place where more than 500 litre (L) of any of the following are stored:

- (a) halogenated and non-halogenated hydrocarbon solvents
- (b) dangerous goods in class 6.1 under the dangerous goods code
- (c) industrial degreasing solutions.

Where relevant state the subtype(s), the actual volume being stored/used/manufactured/disposed etc and other specifics about the activity

More information about notifiable activities can be found on the Queensland Government website www.qld.gov.au

LOCAL/PROPERTY NAME (IF APPLICABLE)

Goondi Bend landfill

LOT ON PLAN

Lot 28 on CP 845192

LOCAL GOVERNMENT AUTHORITY

Cassowary Coast Regional Council

3. Map, locality plan or GPS coordinates

Provide a map, locality plan or GPS coordinates of the location of the notifiable activity

☒ Map attached

☒ Locality plan attached

☐ GPS coordinates provided below

4. Details of notifiable activity

If providing notification of multiple notifiable activities, provide answers to each of the questions below for each notifiable activity. Additional information can be included as attachments.

☐ The details of multiple notifiable activities are attached.

State the number and subtype of the activity as listed in Schedule 3 of the *Environmental Protection Act 1994*

Waste Disposal Facility

When did the notifiable activity commence?

Month:

Year: 1975 approx

Is the notifiable activity still being carried out?

☐ Yes

☒ No

If no, when did the notifiable activity cease?

Month: March

Year: 2007

Specific details of the notifiable activity (i.e. threshold amounts, type(s) of chemicals of dangerous goods being stored on the site)

75,000 tonnes or more but <100,000 tonnes annually

Notice Notifiable Activity

Actual volume(s) (where applicable)

5. Evidence and supporting information

Examples of the types of evidence that could be provided include (but are not limited to):

- If any investigation of the nature and extent of contamination has been undertaken on the site, provide details of the method used, sampling results and any recommendations about the future management of the contamination. If a written report about the contamination is available, please provide a copy of the report and maps where available.
- Any licences or approvals issued relevant to the activity being notified, for example licence or approvals under the EP Act or the Flammable and Combustible Liquids Regulation 1994.
- Evidence of relevant notifiable activities that are being or have been carried out on the land, e.g. business documentation outlining the activities being undertaken on the site or photographs of industrial activities.
- The results of any compliance monitoring done in relation to notifiable activities or possible contamination of the site.

PROVIDE DETAILS OF EVIDENCE AND SUPPORTING INFORMATION INCLUDING TITLES OF ANY ATTACHMENTS

Certificate of Registration ENRE 00629207

If you are not the landowner, provide the details of the owner of the property (if known).

6. Details of land owner

FULL NAME Cassowary Coast Regional Council		TITLE
POSTAL ADDRESS PO Box 887 Innisfail QLD		POSTCODE 4860
PHONE 07 40302222	FAX 07 40614258	
EMAIL enquiries@cassowarycoast.qld.gov.au		

Notice
Notifiable Activity

If a joint notification is being provided by more than one person a signed declaration by each person must be attached.

7. Declaration

I declare that:

- The information I have provided within this form is true and correct to the best of my knowledge.
- I understand that all information within or attached to this written notice may be disclosed publicly in accordance with the *Right to Information Act 2009* and the *Evidence Act 1977*.
- I understand that it is an offence under section 480 of the *Environmental Protection Act 1994* to give the administering authority a document containing information that I know is false, misleading or incomplete in a material particular.

NAME	sch4p4(6) Personal	
	Gavin	Hammond
SIGNATURE	sch4p4(6) Personal information	
DATE		

Please submit this notice using one of the following methods:

Email: emr.clr.registry@ehp.qld.gov.au

The email subject line should state 'Written notice of a notifiable activity'.

The file size limit for submission via e-mail is 14MB. Any submission via email which exceeds 14 MB will need to be broken down into separate emails, with each email clearly Part X of X (e.g. Part 1 of 2), included in the subject line of the email.

Post to:

Permit and Licence Management
Department of Environment and Heritage
Protection
GPO Box 2454
BRISBANE QLD 4001

Courier or hand delivery to:

Permit and Licence Management
Department of Environment and Heritage
Protection
Level 3, 400 George Street
BRISBANE QLD 4001
Hours: 8.30am–5.00 pm business days

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The Department of Environment and Heritage Protection (EHP) is assessing information provided on this form as notified under Section 320A of the *Environmental Protection Act 1994* to make a determination whether a site is to be listed on the Environmental Management Register (EMR). This register is publically available. This information may be provided to other parties, including the owner of land, the local government authority and other government departments, under Chapter 7, Part 8 of the *Environmental Protection Act 1994* for the purposes of including land in a relevant land register. The information provided on this form will not otherwise be used or disclosed unless required or authorised by law. For queries about privacy matters email: privacy@ehp.qld.gov.au or telephone: (07) 3330 6270.



Date : 12/11/2018 1:13:46 PM

From : "Dearlove, John"

To : "QUICK Calvin"

Subject : Goondi EMR file

Attachment : DES Show cause notice re EMR details.pdf;EMR Notifiable activity.pdf;FW: Incorrect listing on EMR 1994;FW: Incorrect listing on EMR 1994;FW: Written notice of a notifiable activity;118111214143800857.gif;

Hi Calvin,

Further to discussions last Friday please receive attached files relevant to our progress so far with having Goondi bend landfill listed on the EMR along with removal of the petroleum product oil storage facility which has been incorrectly assigned to Lot 22 on CP845192 and not the correct Lot 28 on CP845192.

Any suggestions or referrals you can advise to progress this would be appreciated.

Kind Regards

John Dearlove

Coordinator Environmental Services | Cassowary Coast Regional Council

P: 07 40302267 (Innisfail) or 403439187 (Tully) M: sch4p4(6) Person

E: john.dearlove@ccrc.qld.gov.au W: www.cassowarycoast.qld.gov.au

PO Box 887, Innisfail QLD 4860



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Department of Environment and Science (DES)
 ABN 46 640 294 485
 400 George St Brisbane, Queensland 4000
 GPO Box 2454 Brisbane QLD 4001 AUSTRALIA
 Email: emr.clr.registry@des.qld.gov.au



Site ID: 13872
 File Number: 101/27204
 Enquiries to: emr.clr.registry@des.qld.gov.au

State Land and Asset Management
 Department of Natural Resources, Mines and
 Energy
 PO Box 94
 INNISFAIL QLD 4870

cc: The Chief Executive Officer
 Cassowary Coast Regional
 Council
 PO Box 887
 INNISFAIL QLD 4870

SHOW CAUSE NOTICE TO OWNER OF LAND - PROPOSAL TO INCLUDE PARTICULARS OF LAND ON THE ENVIRONMENTAL MANAGEMENT REGISTER

In accordance with section 375 of the *Environmental Protection Act 1994* (EP Act) notice is given that particulars of the parcel of land described below are proposed for inclusion on the Environmental Management Register (EMR).

Lot: 28 Plan: CP845192
 Cassowary Coast Regional council

PINE STREET
 GOONDI HILL 4860

The Department of Environment and Science believes grounds exist for including particulars of the parcel of land on the EMR because notification has been received that the land has been used for the following notifiable activity. Notifiable activities are mainly industrial/commercial activities that have been known to cause contamination of land and refer to both past and current activities.

LANDFILL—disposing of waste (excluding inert construction and demolition waste).

As particulars of the land are already recorded in the EMR, I have attached a search response showing the current particulars recorded on the register, which we are proposing to add to.

As the owner of the land you may make a submission about why particulars of the land should not be included on the EMR. Submissions must be accompanied by a written declaration by the owner that the owner:

- (i) has not knowingly included any false or misleading information in the submission; and
- (ii) has given all relevant information to the authority.

Submissions must be received no later than 25 business days from the date of this notice.

After this date, if no submission has been received from the owner, particulars of the land will be recorded on the EMR. However, if you wish the particulars to be recorded earlier, you may advise in writing that you do not intend to make a submission.

With the issuing of this show cause notice under section 375, the following requirement applies under section 408 of the EP Act:

The owner must before agreeing to dispose of the land to someone else (the buyer), give written notice to the buyer stating that the land is the subject of a show cause notice under section 375.

For further information about contaminated land matters visit www.qld.gov.au, and search for "contaminated land".

sch4p4(6) Personal information

Simone Ventura
A/Manager – (Assessment) Industry & Development
BRISBANE

Delegate of Administering Authority
Environmental Protection Act 1994

Date: 26/6/18

Published on DES Disclosure Log
RTI Act 2009



Department of Environment and Science (DES)
ABN 46 640 294 485
400 George St Brisbane, Queensland 4000
GPO Box 2454 Brisbane QLD 4001 AUSTRALIA
www.des.qld.gov.au

SEARCH RESPONSE
ENVIRONMENTAL MANAGEMENT REGISTER (EMR)
CONTAMINATED LAND REGISTER (CLR)

Transaction ID: 50465151 EMR Site Id: 13872 20 June 2018
This response relates to a search request received for the site:
Lot: 28 Plan: CP845192

EMR RESULT

The above site IS included on the Environmental Management Register.

Lot: 28 Plan: CP845192
Address: PINE STREET
GOONDI HILL 4860

The site has been subject to the following Notifiable Activity or Hazardous Contaminant.

PETROLEUM PRODUCT OR OIL STORAGE - storing petroleum products or oil -

(a) in underground tanks with more than 200L capacity; or

(b) in above ground tanks with -

(i) for petroleum products or oil in class 3 in packaging groups 1 and 2 of the dangerous goods code - more than 2, 500L capacity; or

(ii) for petroleum products or oil in class 3 in packaging groups 3 of the dangerous goods code - more than 5, 000L capacity; or

(iii) for petroleum products that are combustible liquids in class C1 or C2 in Australian Standard AS1940, 'The storage and handling of flammable and combustible liquids' published by Standards Australia - more than 25, 000L capacity.

CLR RESULT

The above site is NOT included on the Contaminated Land Register.

ADDITIONAL ADVICE

All search responses include particulars of land listed in the EMR/CLR when the search was generated.

The EMR/CLR does NOT include:-

1. land which is contaminated land (or a complete list of contamination) if DES has not been notified
2. land on which a notifiable activity is being or has been undertaken (or a complete list of activities) if DES has not been notified

If you have any queries in relation to this search please phone 13QGOV (13 74 68)

Administering Authority

Date : 7/08/2018 4:11:53 PM
From : "SMOLKOVA-BISMARCK Angelina"
To : "Dearlove, John"
Cc : "EMR CLR Registry" , "JOHNS Allen" , "BLANCHARD Scott"
Subject : FW: Incorrect listing on EMR 1994
Attachment : Plan I281109.pdf;Current Plan CP845192 20180711.pdf;Notification -CP845192_L28.pdf;22CP845192 Title 20180711.pdf;118071108370300839.jpg;image001.png;image003.png;image004.png;image006.png;image007.png;image008.png;

Good afternoon Mr Dearlove,

A review of the relevant information has been conducted by the officers of the Waste and Contaminated Land Assessment (WCLA) team. As a result of this review, it has been established that Lot 28 CP845192 was notified by, then, Johnstone Shire Council and listed on the contaminated land register in 1994 under the provisions of the *Contaminated Land Act 1991*.

In 1998, the Environmental Management Register (EMR) was created under the provisions of the *Environmental Protection Act 1994* (EP Act), and information from the contaminated land register was transferred to the EMR. At that time, the Department of Environment sent to Johnstone Shire Council a letter seeking confirmation whether sites listed on the contaminated land register (including Lot 28 CP845192) fall within the definition of a notifiable activity 'petroleum product or oil storage'. Department's records show that no response has been received from the council, and, therefore, listing of Lot 28 CP845192 was transferred to the EMR.

In 2015, contaminated land provisions in the EP Act changed.

As a result, particulars of land listed on the EMR may be amended under sections 381-383 of the EP Act, which require valid contaminated land investigation documents (CLID) to be lodged with the department. CLID must comply with the requirements of section 389 of the EP Act, be completed by a suitably qualified person and certified by a contaminated land auditor. Based on the recommendations of the CLID and auditor's certification, the Department of Environment and Science will make a decision to amend the EMR.

More information about the process is provided on the website:

<https://www.qld.gov.au/environment/pollution/management/contaminated-land/change-registers>

Section 384 of the EP Act (minor amendments to the particulars of the land to correct a clerical mistake or spelling or grammatical error) does not apply as, currently, there is insufficient evidence to demonstrate that the land was listed on the EMR due to a clerical mistake in the particulars of the land or spelling or grammatical error.

Based on the correspondence received, file record history and relevant legislation, EMR listing of Lot 28 CP845192 will remain unchanged until the process under sections 380-383 is followed, or evidence supporting section 384 is provided.

Should you have any questions related to this information, please do not hesitate to contact me on 3330 5681 or email.

Kind regards,

Angelina



Angelina S. Bismarck
Principal Environmental Officer
Waste and Contaminated Land | Industry & Development
Assessment
Department of Environment and Science
P 07 3330 5681
Level 8, 400 George Street Brisbane Q 4000
PO Box 2554 GPO Brisbane Q

From: JOHNS Allen
Sent: Monday, 23 July 2018 12:27 PM
To: 'john.dearlove@ccrc.qld.gov.au'
Cc: EMR CLR Registry
Subject: FW: Incorrect listing on EMR 1994

Dear John,

Thank you for below email enquiry regarding land listed on the Environmental Management Register. I'm conducting an review on the information we may have on file and administrate decisions made under the Environmental Protection Act 1994. This investigation will allow me to provide you with accurate advice regarding any potential errors in listing Lot 28 CP845192 on the EMR.

As you would appreciate, such an investigation will take time to complete. In such instances, the department must exercise care in determining whether to remove land from the EMR. I will provide you with a further update when the department has completed its investigation regarding this matter.

Should you have any further enquiries, please contact me on my details below.



Allen Johns
Team Leader
Waste and Contaminated Land Assessment
Department of Environment and Science
Level 8, 400 George Street, Brisbane QLD 4000
GPO Box 2454, Brisbane QLD 4001
Ph: (07) 3330 5694



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If you are an existing DES customer, your details are already in Connect and you can get your Connect DES Customer Reference by emailing connecthelp@ehp.qld.gov.au.

From: Dearlove, John [<mailto:John.Dearlove@ccrc.qld.gov.au>]

Sent: Wednesday, 11 July 2018 8:37 AM

To: EMR CLR Registry <EMR.CLR.Registry@des.qld.gov.au>

Subject: Site ID 13872 File number 10127204

Dear DES staff,

Further to Councils recent application for details of landfill operations to be included on the EMR Council has received the attached notice which includes search details to indicate that Lot 28 on CP 845192 already has a notifiable activity ie Petroleum product or oil storage. Please be advised that this is incorrect and may have evolved originally from an error by FNQEB/ERGON whereby an incorrect lot and plan number may have been advised. It is understood the Petroleum product or oil storage facility is in fact on Lot 22 CP845192 and not as being on Lot 28 CP845192.

Council sought assistance to address this matter from the Cairns DEHP via email of 12 July 2017 however no responses was received.

Could you please advise how this matter can be progressed to remove incorrect activity details from Council land.

Kind Regards

John Dearlove | Coordinator Environmental Services | Cassowary Coast Regional Council

PO Box 887, Innisfail Qld 4860 T | 40302267 Innisfail or 40439187 Tully

E | john.dearlove@ccrc.qld.gov.au

Mobile sch4p4(6) Person

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JOHNSTONE SHIRE COUNCIL

NOTIFICATION OF CONTAMINATED SITE

ESSENTIAL INFORMATION

Local Authority area JOHNSTONE SHIRE COUNCIL

Information provided by Name CHRIS WEBB Contact ph. no. (070) 30 2222

Organisation HEALTH DEPARTMENT

Address P.O. BOX 887

INNISFAIL Postcode 4860

Name by which the property is known locally:

FNQEB DEPOT

Location

Street address PINE STREET

Town/suburb INNISFAIL QLD Postcode 4860

Council area JOHNSTONE SHIRE

Lot-on-Plan description of each parcel of land (*individual parcels of land which make up the property should be included. Please attach a separate notification for each parcel*)

L 28 ON CP845192 006-006469

Name and postal address of owner Name FNQEB

PO BOX 358

CAIRNS QLD Postcode 4870

Description of the source of the suspected contamination or the prescribed purpose for which the land is or has been used (*a short description of the land or cause of contamination will be sufficient. A separate attachment can be made if space is insufficient*)

FUEL BOWSER



Department of Environment and Science (DES)
ABN 46 640 294 485
400 George St Brisbane, Queensland 4000
GPO Box 2454 Brisbane QLD 4001 AUSTRALIA
www.des.qld.gov.au

SEARCH RESPONSE
ENVIRONMENTAL MANAGEMENT REGISTER (EMR)
CONTAMINATED LAND REGISTER (CLR)

Transaction ID: 50496502 EMR Site Id: 13872 12 November 2018
This response relates to a search request received for the site:
Lot: 28 Plan: CP845192

EMR RESULT

The above site IS included on the Environmental Management Register.

Lot: 28 Plan: CP845192
Address: PINE STREET
GOONDI HILL 4860

The site has been subject to the following Notifiable Activity or Hazardous Contaminant.

PETROLEUM PRODUCT OR OIL STORAGE - storing petroleum products or oil -

(a) in underground tanks with more than 200L capacity; or

(b) in above ground tanks with -

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(ii) for petroleum products or oil in class 3 in packaging groups 3 of the dangerous goods code - more than 5, 000L capacity; or

(iii) for petroleum products that are combustible liquids in class C1 or C2 in Australian Standard AS1940, 'The storage and handling of flammable and combustible liquids' published by Standards Australia - more than 25, 000L capacity.

LANDFILL - disposing of waste (excluding inert construction and demolition waste).

CLR RESULT

The above site is NOT included on the Contaminated Land Register.

ADDITIONAL ADVICE

All search responses include particulars of land listed in the EMR/CLR when the search was generated.

The EMR/CLR does NOT include:-

1. land which is contaminated land (or a complete list of contamination) if DES has not been notified
2. land on which a notifiable activity is being or has been undertaken (or a complete list of activities) if DES has not been notified

If you have any queries in relation to this search please phone 13QGOV (13 74 68)

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