



Application for Licence Amendment

Part V Division 3 of the *Environmental Protection Act 1986*

Licence Number	L7002/1997/8
Licence Holder	Shire of York
Application Number	APP-0026395
Premises	York Waste Transfer Station Spencers Brook Road YORK WA 6302 Legal description - Lot 500 on Plan 76374 (Crown Reserve 121)
Date of Report	18 September 2025
Decision	Revised licence granted

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1. Decision summary

Licence L7002/1997/8 is held by the Shire of York (Licence Holder) for the York Waste Transfer Station (the Premises), located at 3901 Spencers Brook Road, York.

This amendment report documents the assessment of potential risks to the environment and public health from proposed changes to the emissions and discharges during the operation of the Premises. As a result of this assessment, revised Licence L7002/1997/8 has been granted.

The revised licence has been granted in a new format with existing conditions being transferred, but not reassessed, to the new format.

The decision report for the existing licence will remain on the Department of Water and Environmental Regulation's (the department's) website for future reference and will act as a record of the department's decision making.

2. Scope of assessment

2.1 Regulatory framework

In completing the assessment documented in this Amendment Report, the department has considered and given due regard to its Regulatory Framework and relevant policy documents which are available at <https://dwer.wa.gov.au/regulatory-documents>.

2.2 Amendment summary

On 12 November 2024, the Licence Holder applied to the department to amend Licence L7002/1997/1 under section 59 and 59B of the *Environmental Protection Act 1986* (EP Act). The following amendments are being sought:

- Receive up to 200L amounts of waste oil or oily water from individuals or contractors, with a maximum quantity of 10,000L to be received per annual period, within the existing total design capacity of 5,000 tonnes per year.

Increasing the maximum volume of waste oil accepted is requested to better align the facility's capabilities with the needs of the local community and businesses; and

Accepting up to 10,000 litres of waste oil per annum will allow the facility to accommodate larger volumes without requiring any modifications to the existing infrastructure and provide a safer and more efficient way to manage waste oil in larger quantities while ensuring that the waste is disposed of properly through regular collection by a licenced controlled waste operator.

Table 1 below outlines the proposed changes to the existing Licence.

Table 1: Proposed changes

Category	Current design capacity	Proposed design capacity	Description of proposed amendment
Category 62: Solid waste depot – premises on which waste is stored or sorted pending final disposal or re-use	5000 tonnes per annual period	5000 tonnes per annual period	No changes

2.3 Consolidation of Licence

As part of this amendment package the department has consolidated the licence by incorporating changes made under the Amendment Notices as summarised in Table 2.

Table 2: Licences consolidated in this amendment

Instrument	Issued	Summary of approval
L7002/1997/8	24/12/2015	Licence amended
L7002/1997/8	26/04/2016	Notice of amendment and schedule of licenses with amended expiry dates.
L7002/1997/8	16/05/2022	Notice of amendment of licence reporting requirements.

The obligations of the Licence Holder have not changed in consolidating the licence. The department has not undertaken any additional risk assessment of the Premises related to previous Amendment Notices.

In amending the licence, the delegated officer has also:

- updated the format and appearance of the licence.
- revised licence condition numbering, removed any redundant conditions and realigned condition numbers for numerical consistency.
- corrected clerical mistakes and unintentional errors.

The obligations of the licence holder have not changed in these administrative revisions to the licence. The full list of amendments to conditions as they relate to this revised licence are detailed in Section 5.1.

3. Risk assessment

The department assesses the risks of emissions from prescribed premises and identifies the potential source, pathway and impact to receptors in accordance with the *Guideline: Risk assessments* (DWER 2020b).

To establish a Risk Event there must be an emission, a receptor which may be exposed to that emission through an identified actual or likely pathway, and a potential adverse effect to the receptor from exposure to that emission.

3.1 Source-pathways and receptors

3.1.1 Emissions and controls

The key emissions and associated actual or likely pathway during premises operation which have been considered in this Amendment Report are detailed in Table 3 below. Table 3 also details the proposed control measures the Licence Holder has proposed to assist in controlling these emissions, where necessary.

Table 3: Licence Holder controls

Source	Emission/discharge	Potential pathways	Proposed controls
Waste oil storage area	Leachate or oil seepage	Seepage to soils and groundwater	<p>Bunded hardstand area with 3-sided shed to contain waste oil and prevent seepage.</p> <p>Routine inspections of bund area to ensure no leaks or seepage.</p> <p>Any waste oil that cannot be stored safely due to excessive contamination will be removed immediately.</p>
Stormwater runoff (potentially contaminated)	Contaminated stormwater or leachate from waste storage	Overland flow and seepage to soils, surface water and groundwater	<p>Stormwater runoff is directed to an appropriately designed containment area that prevents contact with waste materials.</p> <p>Routine cleaning and maintenance of Stormwater management systems (e.g., drains, bunds).</p> <p>Any contaminated water is collected for disposal.</p>
Oil spill during handling or transportation	Waste oil	Overland flow and seepage to soils, surface water and groundwater.	<p>Spill kits available onsite for quick response to oil spills.</p> <p>Training provided to personnel on spill response procedures.</p> <p>Regular checks of oil handling equipment to prevent leaks and spills.</p>
Gaseous emissions (e.g., from fire or combustion)	Particulate emissions or smoke	Airborne pathway	<p>Firefighting equipment available on-site, including extinguishers and fire hoses.</p> <p>Fire risk assessments are conducted regularly, and waste oil storage is monitored to ensure no fire hazards.</p> <p>Emergency response plan for fire events.</p>
Waste oil collection and transportation	Waste oil transport emissions	Overland flow and seepage to soils, surface water and groundwater.	<p>Oil is removed by Wren Oil in sealed containers to minimise spillage during transportation.</p> <p>Only licensed waste contractors (such as Wren Oil) are used for collection.</p>

3.1.2 Receptors

In accordance with the *Guideline: Risk assessments* (DWER 2020b), the Delegated Officer has excluded employees, visitors and contractors of the Licence Holder's from its assessment. Protection of these parties often involves different exposure risks and prevention strategies and is provided for under other state legislation.

Table 4 below provides a summary of potential human and environmental receptors that may be impacted because of activities upon or emission and discharges from the prescribed premises (*Guideline: Environmental siting* (DWER 2020a)).

Table 4: Sensitive human and environmental receptors and distance from prescribed activity

Human receptors	Distance from activity / prescribed premises
H1 - 3861 Spencers Brook-York Road, YORK	Directly opposite on Spencer's Brook Road, adjacent to the northern boundary of the Premises.
H2 - 38 Prunster Road, YORK	Adjacent to the northern boundary of the Premises. Dwelling is approximately 200m north of the northern boundary of the Premises
H3 - 666 Buckingham Road, COLD HARBOUR	Approximately 200m south of the southern boundary of the Premises, on opposite side of Avon River
H4 – Avon River – Aboriginal Cultural Heritage Registered Site	Adjacent to the southern boundary of the Premises.
Environmental receptors	Distance from activity / prescribed premises
Avon River	Adjacent to southern boundary of the Premises. Premises is within the Avon River Management Area under the <i>Waterways Conservation Act</i> .
Underlying groundwater - Combined - Fractured Rock West - Fractured Rock	No site specific data provided. The alluvium probably consists of silts, sands and clays but mostly fine-grained material. It is not known to be a major aquifer. The groundwater level may be as much as 15 to 20 metres below the surface. The groundwater salinity is variable, being generally fresh in the valley sides with salinity increasing into the centre of the valleys. References: Balleau (1972); GSWA Record 1992/6 by A. Laws.
Threatened Ecological Community – Priority 3 (Critically Endangered) - Eucalypt woodlands of the Western Australian Wheatbelt	Adjacent to southern boundary of Premises, within Avon River foreshore area.



Figure 1: Distance to sensitive receptors

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3.2 Risk ratings

Risk ratings have been assessed in accordance with the *Guideline: Risk Assessments* (DWER 2020b) for those emission sources which are proposed to change and considers potential source-pathway and receptor linkages as identified in Section 3.1. Where linkages are in-complete they have not been considered further in the risk assessment.

Where the Licence Holder has proposed mitigation measures/controls (as detailed in Section 3.1), these have been considered when determining the final risk rating. Where the Delegated Officer considers the Licence Holder's proposed controls to be critical to maintaining an acceptable level of risk, these will be incorporated into the licence as regulatory controls.

Additional regulatory controls may be imposed where the Licence Holder's controls are not deemed sufficient. Where this is the case the need for additional controls will be documented and justified in **Table 5**. The Revised Licence L7002/1997/8 that accompanies this Amendment Report authorises emissions associated with the operation of the Premises i.e. Category 62 activities.

The conditions in the Revised Licence have been determined in accordance with *Guidance Statement: Setting Conditions* (DER 2015).

Table 5. Risk assessment of potential emissions and discharges from the Premises during operation

Risk Event					Risk rating C = consequence L = likelihood	Applicant controls sufficient?	Conditions of licence	Justification for additional regulatory controls
Source/Activities	Potential emissions	Potential pathways and impact	Receptors	Applicant controls				
Receiving, storing and transferring 200L waste oil amounts	Seepage, leaks and spills of waste oil during transfer and/or storage	Overland flow, stormwater contamination and seepage potentially causing ecosystem disturbance impacting surface water quality	Residential Receptors adjacent to north, east and south	Refer to section 3.1 Refer to section 3.1	C = Moderate L = Possible Medium Risk	Y	Conditions 1 & 3 Existing Conditions 2, 3, 6, 9, 14	Specific quantity limits and requirements for the receipt, handling and storage of waste oil amounts have been included in existing Condition 1 & 3, based on information provided by the licence holder. Discharges to the environment may also be regulated under the <i>Environmental Protection (Unauthorised Discharges) Regulations 2004</i> .
	Contaminated stormwater from waste storage		Avon River TEC adjacent to southern boundary Groundwater (likely >15m bgl)		C = Moderate L = Possible Medium Risk	Y		
	Particulate emissions or smoke from accidental fire	Airborne pathway	Residential Receptors adjacent to north, east and south TEC adjacent to southern boundary	Refer to section 3.1	C = Moderate L = Possible Medium Risk	Y		

Note 1: Consequence ratings, likelihood ratings and risk descriptions are detailed in the *Guideline: Risk assessments* (DWER 2020b).

Note 2: Proposed Licence Holder's controls are depicted by standard text. **Bold and underline text** depicts additional regulatory controls imposed by department.

4. Consultation

Table 6 provides a summary of the consultation undertaken by the department.

Table 6: Consultation

Consultation method	Comments received	Department response
Licence Holder was provided with draft amendment on 11/06/2025	The Licence Holder advised that it had reviewed the draft licence and have no further comments. An updated site plan indicating (in red lines) the locations of all locked gates was provided.	Figure 2 – Site Plan updated

5. Conclusion

Based on the assessment in this Amendment Report, the Delegated Officer has determined that a Revised Licence will be granted, subject to conditions commensurate with the determined controls and necessary for administration and reporting requirements.

5.1 Summary of amendments

Table 7 provides a summary of the proposed amendments and will act as record of implemented changes. All proposed changes have been incorporated into the Revised Licence as part of the amendment process.

Table 7: Summary of licence amendments

Existing condition	Reference/ Condition no.	Proposed amendments
1.2.1	Waste Acceptance Condition 1 – Table 1	Inclusion of a separate waste type of 'waste oils, oily wastes and oily water' with annual and single quantity receipt limits
1.2.3 Table 1.2.2	Waste Processing Condition 3 – Table 3	Inclusion of a separate waste type of 'waste oils, oily wastes and oily water' with specific process limits for receipt, handling and storage.
Schedule 1	Schedule 1	Figure 1 – Premises map updated Figure 2 – Site plan included

Table 8: Consolidation of licence conditions in this amendment

Existing condition	Condition summary	Revised licence condition	Conversion notes
Expiry date	N/A	N/A	Updated in accordance Notice of amendment and schedule of licenses with amended expiry dates.
Contents	N/A	N/A	Redundant section deleted
Introduction	N/A	N/A	Redundant section deleted
Instrument Log	N/A	Licence history	Updated to include this amendment, and applicable Notices of Amendments detailed in Table 2.
N/A	N/A	All	References to 'shall' updated to 'must' as per current licensing wording. Minor subheading, numbering and wording changes to update all conditions into current licensing format and improve clarity with no changes to requirements or intentions of conditions. Correction of grammatical and typographical errors.
1.1	N/A	Interpretation	Included as per current licensing format with no changes to requirements or intentions of conditions.
1.2.1 Table 1.2.1	Waste acceptance	1 Table 1	Revised to current licensing format and wording.
1.2.2	Waste acceptance not met	2	Revised to current licensing format and wording.
1.2.3 Table 1.2.2	Waste processing	3 Table 3	Revised to current licensing format and wording.
1.2.4	Security measures	4	Revised to current licensing format and wording.
1.2.5	Pest control	5	Revised to current licensing format and wording.
1.2.6	Bund perimeter valves	Deleted	Redundant condition

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Existing condition	Condition summary	Revised licence condition	Conversion notes
1.2.7	Stormwater drains	6	Revised to current licensing format and wording.
1.2.9	Windblown waste	7	Revised to current licensing format and wording.
1.2.10	Signage	8	Revised to current licensing format and wording.
1.2.11	Firefighting	9	Revised to current licensing format and wording.
1.2.12	Notification of green waste burning	3 Table 2 – Green waste – Process limit e)	Revised to current licensing format and wording.
2.1.1 Table 2.1.1	Monitoring inputs and outputs	10 Table 3	Revised to current licensing format and wording.
3.1.4	Complaints	11	Revised to current licensing format and wording.
3.1.1	Records	12 & 13	Revised to current licensing format and wording.
3.1.3	Annual Audit Compliance Report	14	Revised to current licensing format and wording.
3.2.1 Table 3.2.1	Environmental Report	N/A	Deleted - all information required is also required by AACR or other condition
3.3.1	Notification requirements	N/A	Redundant condition deleted.
1.1.2	N/A	Definitions	<p><u>Definitions added:</u> ACN; Annual Audit Compliance Report; books; department; DWER; discharge; emission; EP Act; EP Regulations; hazardous waste; License Holder; prescribed premises; waste</p> <p><u>Definitions updated:</u> annual period; CEO; clean fill; hardstand; Inert Waste Type 1; licence; premises</p> <p><u>Definitions removed:</u> Act; Fire Control Officer; Licensee; lined; Schedule 2; usual working day</p>

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Existing condition	Condition summary	Revised licence condition	Conversion notes
Schedule 2	Annual Audit Compliance Report N1 form	N/A	Redundant attachments. Deleted from Licence

References

1. Department of Environment Regulation (DER) 2015, *Guidance Statement: Setting Conditions*, Perth, Western Australia.
2. Department of Water and Environmental Regulation (DWER) 2020a, *Guideline: Environmental Siting*, Perth, Western Australia.
3. Department of Water and Environmental Regulation (DWER) 2020b, *Guideline: Risk Assessments*, Perth, Western Australia