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**MINUTES OF THE HUNTER & CENTRAL COAST  
JOINT REGIONAL PLANNING PANEL MEETING  
HELD AT ERINA CENTRE,  
ON THURSDAY, 18 JULY 2013 AT 5.00 PM**

Present:

Garry Fielding - Chair  
Jason Perica – Panel Member  
Bob McCotter – Panel Member  
Greg Flynn – Panel Member  
Wayne Herd – Panel Member

Council staff in attendance:

Robert Eyre – Senior Planner  
Peter Pegg – Senior Planner

Apologies: NIL

1. The meeting commenced at 5.00 pm  
The Chair welcomed everyone to the Hunter & Central Coast Joint Regional Planning Panel Meeting.

2. **Declarations of Interest** – Nil

3. **Business Item -**

**Item 1** - 2012HCC020 - Gosford - 42409/2012 - Extractive Industry 5 Staged development,  
Lot 2 DP 362339 No 620 Wisemans Ferry Rd Somersby

4. **Public Submissions**

**Addressing the Panel against the item –**

- Russell Lynch
- Dr Owen Hellyer
- Simon Duff
- Kim Wilson
- Peter Campbell on behalf of Mangrove Mountain District Community Group
- Bruce Davis CCCP & C Vice President on behalf of Gosford Region
- Tony Pickup – Principal Lawyer on behalf of residents – A Pickup, J Mattocks & S Webb, H Montanaro & C Conroy, A Saradon and E Newton

**Addressing the Panel on behalf of the applicant-**

- Tony Tuxworth

## 5. Panel Decision

**Item 1** - 2012HCC020 - Gosford - 42409/2012 - Extractive Industry 5 Staged development, Lot 2 DP 362339 No 620 Wisemans Ferry Rd Somersby

- A. The Joint Regional Planning Panel as consent authority refuses Development Application No 42409/2012 for a proposed Extractive Industry 5 Stages Designated / Integrated Development on LOT: 2 DP: 362339, 620 Wisemans Ferry Road SOMERSBY for the following reasons:
1. The Development Application contains inadequate information to assess air quality impacts, and impact on adjoining resident/human health, particularly by PM<sub>2.5</sub> and PM<sub>10</sub> crystalline silica.
  2. The Development Application contains inadequate information to assess the impact on groundwater resources.
  3. The impact of the proposal on an Aboriginal artefact and potential impact on Aboriginal Cultural Heritage.
  4. The potential impact of the proposal on the amenity of adjoining and nearby residents, particularly in relation to air quality impacts.
  5. The Development Application has not satisfactorily addressed Clause 7(2) of Sydney Regional Environmental Plan No 8 in relation to future suitable agricultural land uses.
  6. The proposal is inconsistent with the objectives of the 1(a) Zone, particularly objective (f).
  7. It is not clear whether the Director General's environmental assessment requirements have been complied with by the applicant, particularly in relation to community consultation.
- B. It is noted that General Terms of Approval have not been issued by the Environment Protection Authority nor by the NSW Office of Water. It is also noted that while an application has not been made as Integrated Development under the National Parks and Wildlife Act 1974, an approval under s90 of that Act is required.
- C. The applicant is to be advised of the Panel's decision and of their right to appeal to the Land and Environment Court within six (6) months after the date of determination.
- D. The people who lodged submissions and relevant agencies are to be notified by the council of the decision.

**Motion** – Jason Perica; **Seconded** - Greg Flynn

**Motion carried unanimously**

## 6. Meeting closed at 6.45pm

Endorsed by

A handwritten signature in black ink, appearing to read 'Garry Fielding', with a stylized, flowing script.

Garry Fielding

Chair

Hunter & Central Coast

Joint Regional Planning Panel

Date: 22 July 2013