

MINUTES OF THE SOUTHERN JOINT REGIONAL PLANNING PANEL MEETING HELD AT BEGA VALLEY SHIRE COUNCIL ON FRIDAY 6 DECEMBER 2013 AT 9:00 AM

PRESENT:

Allen Grimwood	Acting Chair
Pam Allan	Panel Member
Alison McCabe	Panel Member
Michael Britten	Panel Member

IN ATTENDANCE:

Mark Fowler	Town Planner, Bega Valley Shire Council
Keith Tull	Manager Planning Services, Bega Valley Shire Council
Danny Madigan	Environmental Services Manager, Bega Valley Shire Council

APOLOGY: Nil

The meeting commenced at 9:18am.

1. Declarations of Interest

Allen Grimwood noted that he has an historical association with two of the consultants that provided reports for the application. This is a non-pecuniary interest, has no relationship to the current application and is not a pecuniary interest.

2. Business Items

ITEM 1 - 2012STH001 - Bega Valley Shire Council - DA2011.05 – Extractive Industry (Sand & Topsoil), Nullica Short Cut Road, Boydtown

Mark Fowler, Town Planner, Bega Valley Shire Council provided an overview of the development application.

3. Public Submissions

Peter Barber	Addressed the panel against the item
Vicky Barber	Addressed the panel against the item
Brendan Toohey Aspen Parks & Resort	Addressed the panel against the item
Garrett Barry Garrett Barry Planning Services	Addressed the panel on behalf of the Applicant (tabled photos relating to views of the inner bund)
Bruce Lyon	Addressed the panel as Applicant

4. Business Item Recommendations

Motion: That DA2011.500 for Extractive Industry (Sand and Topsoil) on Lots 1- 131, 133-147, 157-178, 382, 383 and 386-391 DP 12883, Lots 4 and 5 DP 239401, Lots 21-37 DP 239404, Lot 1 DP 879786, Lot 1 DP 572983, Lots 1 and 2 DP 127299 and Lot 2 DP 750223, Nullica Short Cut Road, Boydtown, be approved, subject to the conditions contained in the attachment to the assessment report and with the following amendments to those conditions:

1. *Insert the following point h in Condition 1;*
“Draft Environmental Management & Rehabilitation Plan Volumes 1 and 2 prepared by Garret Barry Planning Services Pty Ltd dated May 2013.”
2. *Amend Condition 11 to read;*
“The proponent shall prepare an Annual Environmental Management and Rehabilitation Plan (EMRP) that references the approved Environmental Management & Rehabilitation Plan Volumes 1 and 2 dated May 2013. The Annual EMRP reporting period shall be from 1 July through to the 30 June. A copy of the Annual EMRP shall be submitted to Council and the EPA within 1 month from the end of the reporting period.

The EMRP shall include as a minimum;
 - a) describe the development (including rehabilitation) that was carried out in the previous calendar year, and the development that is proposed to be carried out over the current calendar year;
 - b) include a comprehensive review of the monitoring results and complaints records of the project over the previous calendar year, which includes a comparison of these results against:
 - the relevant statutory requirements, limits or performance measures/criteria;
 - the monitoring results of previous years; an
 - the relevant predictions in the EIS and subsequent reports
 - c) identify any non-compliance over the last year, and describe what actions were (or are being taken to ensure compliance;
 - d) identify trends in the monitoring data over the life of the project;
 - e) identify any discrepancies between the predicted and actual impacts of the project, and analyse the potential cause of any significant discrepancies; and describe what measure will be implemented over the current calendar year to improve the environmental performance of the project.”
3. *Amend condition 7 to read;*
“The quarry is to be operated between the following hours: 9:00am to 5:00pm, Monday to Friday. No work is to be carried out on Saturdays, Sundays or public holidays.”
4. *Amend condition 8 to read;*
“The haulage of materials from the site is to be operated between the following hours: 9.00am to 5.00pm, Monday to Friday. No haulage shall take place on Saturdays, Sundays or public holidays. Council may consider an extension to the haulage of materials from the site for one off major development during daylight saving hours from 9.00am to 7.00pm Monday to Friday subject to a written request by the proponent detailing the need for the variation.

Note: Maintenance activities may occur at any time provided they are inaudible at privately-owned residences or tourist accommodation premises.”

5. Amend condition 47 to read;

“The extraction Pits are to be fenced with 1.2m high wire fencing for the duration of extraction and until the rehabilitation of the sites is achieved. The use of barbed wire is not permitted.”

Moved: Allen Grimwood

Seconded: Michael Britten

MOTION CARRIED UNANIMOUSLY

5. The meeting concluded at 10.00am.

Endorsed by

A handwritten signature in black ink, appearing to read 'A. Grimwood', written in a cursive style.

Allen Grimwood
Acting Chair, Southern Joint Regional Planning Panel
10 December 2013