

## SOUTHERN JOINT REGIONAL PLANNING PANEL

Meeting held at 1:00 pm on Monday 1 December 2014 at Wagga Wagga City Council

Panel Members: Allen Grimwood, Mark Grayson, Bob McCotter, Kerry Pascoe and Rod Kendall

Apologies: Kerry Pascoe declared a non-pecuniary interest in relation to Supermix Concrete which supplies concrete to his business and is in direct competition with the applicant.

### Determination and Statement of Reasons

**2013STH011- Wagga Wagga - DA13/0307 [2 Gillard Road, East Wagga Wagga] as described in Schedule 1.**

**Date of determination:** 1 December 2014

**Decision:**

- (a) The Panel determined to approve the development application as described in Schedule A pursuant to section 80 of the *Environmental Planning and Assessment Act 1979*.
- (b) In the event that the applicant does not advise Council of the commencement date of the new consent, the Panel advises the applicant that the council has the powers to enforce the existing conditions of consent in respect to the existing quarry operations (DA 292/88).

**Panel consideration:**



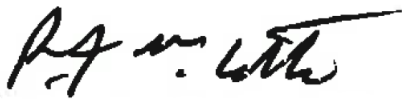
The Panel considered: the matters listed at item 6, the material listed at item 7 and the material presented at meetings and the matters observed at site inspections listed at item 8 in Schedule 1.

**Reasons for the panel decision:**

The Panel is satisfied that the quarry operations may continue with appropriate environmental safeguards in place. The Panel is satisfied that the adopted conditions of consent as amended by the Panel will provide the basis for ongoing compliance. The use is permitted in the RU1 Primary Production Zone and satisfies the objectives of that zone.

**Conditions:** The development application was approved subject to the conditions in Appendix A of the Council Assessment Report as amended at the meeting.

**Panel members:**

 <b>Allen Grimwood (Chair)</b>	 <b>Mark Grayson</b>	 <b>Bob McCotter</b>
<b>Kerry Pascoe</b>	<b>Rod Kendall</b>	

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### SCHEDULE 1

1	<b>JRPP Reference – LGA- Council Reference:</b> 2013STH011- Wagga Wagga - DA13/0307
2	<b>Proposed development:</b> Extension to Existing Tarcoola Quarry
3	<b>Street address:</b> 2 Gillard Road, East Wagga Wagga
4	<b>Applicant/Owner:</b> Tarcoola Quarries
5	<b>Type of Regional development:</b> Designated Development – Extractive industries
6	<b>Relevant mandatory considerations</b> <ul style="list-style-type: none"> <li>• Wagga Wagga Local Environmental Plan 2010 (LEP 2010)</li> <li>• State Environmental Planning Policy (Rural Lands) 2008</li> <li>• State Environmental Planning Policy No.44 – Koala Habitat Protection</li> <li>• State Environmental Planning Policy (State and Regional Development) 2011</li> <li>• State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries) 2007</li> <li>• State Environmental Planning Policy No. 55 – Remediation of Land</li> <li>• State Environmental Planning Policy No. 33 - Hazardous and Offensive Development</li> <li>• Wagga Wagga Development Control Plan 2010</li> <li>• The likely impacts of the development, including environmental impacts on the natural and built environment and social and economic impacts in the locality.</li> <li>• The suitability of the site for the development.</li> <li>• Any submissions made in accordance with the EPA Act or EPA Regulation.</li> <li>• The public interest.</li> </ul>
7	<b>Material considered by the panel:</b> Council Assessment Report dated 17 November 2014 Written submissions during public exhibition: <ul style="list-style-type: none"> <li>• 11 public submissions and 6 public authority submissions were received during the initial notification period</li> <li>• 6 public submissions and 4 public authority submissions were received during the second notification period</li> <li>• 4 public submissions and 5 public authority submissions were received during the third notification period</li> <li>• 7 public submissions and 5 public authority submissions were received during the fourth notification period</li> </ul> Verbal submissions at the panel meeting: Support- Nil; Against- Nick Stephenson on behalf Wagga Floodplain Resident Protection Association; On behalf of the applicant- Karl Rosen and the applicant - Ken Tyson
8	<b>Meetings and site inspections by the panel:</b> Site visit on 07 February 2014; Panel Meetings: 11 April 2014, 01 December 2014
9	<b>Council recommendation:</b> Approval with Conditions
10	<b>Draft conditions:</b> as attached to assessment report and as amended at the Panel meeting on 1 December 2014