

Appendix A

That deferred commencement development consent be granted to Development Application T6-14-122 for the establishment an extractive industry (sand quarry) to extract up to 20,000 cubic metres per annum on 153 Tea Tree Lane, Belmore River, Lot 1324 DP785874 and Lot 323 DP855616, subject to the following conditions of consent.

The following conditions have been imposed in accordance with the requirements of Section 80A of the Environmental Planning Assessment Act 1979 having regard to the relevant matters identified under Section 79C of the Act.

Definitions

Act, the	Environmental Planning and Assessment Act, 1979.
Aboriginal stakeholders	Kempsey Local Aboriginal Land Council, Dunghutti Elders and any other relevant Aboriginal groups
Applicant	Grandia Investments Pty Ltd, or anyone else entitled to act on this consent.
Construction	The demolition of buildings or works, the carrying out of works, including bulk earthworks, and erection of buildings and other infrastructure covered by this consent.
Council	Kempsey Shire Council
Development	The development that is approved by this development consent
EIS	Environmental Impact Statement
EP&A Act	<i>Environmental Planning and Assessment Act 1979</i>
EP&A Regulation	<i>Environmental Planning and Assessment Regulation 2000</i>
EPA	Environment Protection Authority
EPL	Environment Protection Licence issued under the <i>Protection of the Environment Operations Act 1997</i>
Financial Year	Period between 1 July and 30 June
Incident	A set of circumstances that: <ul style="list-style-type: none">• causes or threatens to cause material harm to the environment; and/or• breaches or exceeds the limits or performance measures/criteria in this consent
Material harm to the environment	Actual or potential harm to the health or safety of human beings or to ecosystems that is not trivial

Mitigation	Activities associated with reducing the impacts of the development
NOW	Department of Primary Industries - NSW Office of Water
OEH	Office of Environment and Heritage
POEO Act	<i>Protection of the Environment Operations Act 1997</i>
Rehabilitation	The restoration of land disturbed by the development to a good condition, and ensure it is safe, stable and non-polluting
Site	Lot 1324 DP785874 and Lot 323 DP855616

A. DEFERRED COMMENCEMENT CONDITIONS

Deferred Commencement Conditions

- A1. This deferred commencement development consent shall not operate until such time as the following matters are completed to the satisfaction of the Council:
- Suitable legal and practical access arrangements have been made for the use and maintenance of the haul route between Lot 1324 DP785874 and Lot 323 DP855616 and Belmore River Right Bank Road.

B. GENERAL CONDITIONS

Obligation to Minimise Harm to the Environment

- B1. In addition to meeting the specific performance criteria established under other conditions of this consent, the Applicant shall implement all reasonable and feasible measures to prevent and/or minimise any material harm to the environment that may result from the construction, operation, or rehabilitation of the development.

Terms of Consent

- B2. The development shall be carried out in accordance with the approved plans and the supporting documents set out in the table below, except where modified by any conditions of this consent.

In the event of any inconsistency between conditions of this development consent and the approved plans and supporting documents, the conditions of this development consent prevail. If there is any inconsistency between the plans and documentation referred to in the table, the most recent document shall prevail to the extent of the inconsistency.

The approved plans and supporting documents endorsed with the Council stamp and authorised signature must be kept on site at all times.

Document	Author	Date
Development application form	Applicant	Lodged 22 April 2014
Environmental Impact Statement for Proposed Extractive Industry – Sand Off Belmore River Road, McGuires Crossing (via Kempsey) Site Lot 1324 DP785874 and Lot 323 DP855616	Townplanning Consultants and Drafting Services Pty Ltd	February 2014
Proposed Overall Plan Existing Contour Plan and Typical Section, Project no. 0749-DP (04), Sheet 01	Dennis Partners	21/05/2015
Proposed Access Plan, Project no. 0749-DP (04), Sheet 02	Dennis Partners	21/05/2015
Proposed Staging Plan with Finished Contours	Dennis Partners	21/05/2015

and Existing Groundwater Levels, Project no. 0749-DP (04), Sheet 03		
Typical ESCP for Extraction Cell (Existing Contours), Project no. 0749-DP (04), Sheet 04	Dennis Partners	21/05/2015
T6-14-122 – Council Information Request Response	Townplanning Consultants and Drafting Services Pty Ltd	26 May 2015
Proposed Extractive Industry Sand Quarry Lot 1324 DP785874 Lot323 DP855616 Belmore River Right Bank Road Belmore River NSW Ecological Report	Naturecall Environmental	January 2016
Aboriginal Archaeological Site Survey Re: Proposed New Sand Pit for Lot 1324 DP785874 and Lot 323 DP855616 Belmore River Road, McGuires Crossing	Kempsey Local Aboriginal Land Council	23 March 2011
Proposed Sand Extraction Operation on Parts of Lot 1324 DP785874 and Lot 323 DP855616 off Right of Way, Belmore River Road, McGuires Crossing	Kevin Stewart Dunghutti Elder	Not dated.
Water Management Report Proposed Sand Extraction Industry: McGuires Crossing, Belmore River, Issue 2	Dennis Partners	28 June 2011
Traffic Impact Assessment Proposed Extractive Industry Belmore River Road, McGuires Crossing for Crescent Head Sands Pty Ltd Sanctuary Cove QLD 4212	RoadNet	September 2013
Technical (Acoustics) Report (May 2015) for Crescent Head Sands Pty Ltd	Environmental Resources Management Australia Pty Ltd (ERM)	May 2015
Belmore River Road via Gladstone Village, Kempsey Shire Noise Impact Assessment Grandia Investments Pty Ltd	Environmental Resources Management Australia Pty Ltd (ERM)	September 2010
General Terms of Approval	Department of Primary Industries – Water	20 May 2014

Extraction

- B3. The total amount of extractive material extracted in any annual return period shall not exceed 20,000 cubic metres. "Annual return period" means the period covered in any annual report required under condition D48.
- B4. The total amount of extractive material extracted from the quarry shall not exceed 340,000 cubic metres.

Haulage Volume and Route

- B5. Truck movements shall not exceed 12 loads (24 truck movements) in any one day. "Truck movements" includes truck and dog movements.
- B6. The haul route for trucks accessing the quarry shall be via the quarry access road, Belmore River Right Bank Road and South West Rocks Road.

No quarry haul trucks shall head south on Belmore River Right Bank Road from the intersection of the quarry access road and Belmore River Right Bank Road.

Groundwater Avoidance

- B7. All quarry works are to occur at least one (1) metre above the groundwater table.

Life of Consent

- B8. The period during which the development may be carried out is limited to 17 years from the date of commencement notified under condition C15. This condition does not prevent the undertaking of rehabilitation works under condition B9 after the expiration of 17 years.

Site Rehabilitation

- B9. At the expiration of the consent under condition B8, the Applicant shall remove all buildings and facilities associated with the development from the land and rehabilitate the site in accordance with the following:
 - a. Section 3.14 of the EIS (Townplanning Consultants and Drafting Services, 2014); and
 - b. Section 6.14 of the Ecological Report (Naturecall Environmental, 2016).
- B10. All rehabilitation works shall be completed within 12 months of the completion of quarry extraction and processing activities.

C. PRIOR TO COMMENCEMENT OF OPERATIONS UNDER THIS CONSENT

Surrender of Consent

- C1. Operations shall not commence pursuant to this development consent until development consent T6-06-85 has been surrendered in the manner prescribed by clause 97 of the EP&A Regulation.

Consolidation of Lots

- C2. Prior to commencement of the development, Lot 1324 DP785874 and Lot 323 DP855616 shall be consolidated into a single lot.
- C3. A survey plan prepared by a registered surveyor identifying the lot boundaries of the consolidated lot and the extremities of the 'approximate mining area', as shown on the plan titled 'Proposed Staging Plan with Finished Contours and Existing Groundwater Levels' by Dennis Partners (25/5/15) shall be submitted to Council.

Use of Existing Structure

- C4. This consent permits the use of the existing building on Lot 323 DP855616 solely for the purpose of staff amenities. Prior to the commencement of this consent the following shall be obtained for that building:
- a. A Building Certificate; and
 - b. Approval under Section 68 of the Local Government Act 1993 for the operation of an on-site effluent management system. The application for the Section 68 approval shall be accompanied by an on-site effluent management report prepared by a suitably qualified consultant.

Biodiversity Offset

- C5. There shall be no vegetation removal at the site until:
- a. A Biodiversity Offset Strategy in accordance with Chapter 7.0 and Figure 18 of the Ecological Report (Naturecall, 2016) and OEH's 'Principles for the use of biodiversity offsets in NSW', has been submitted to and approved by Council;
 - b. The Biodiversity Offset Strategy shall include a Biodiversity Monitoring and Adaptive Management Program;
 - c. Council is satisfied that there is a legally binding agreement that ensures the protection in perpetuity of the biodiversity offset referred to in Condition C5a.
- C6. The agreement referred to in condition C5c shall:
- a. Require the Applicant to request Council to rezone the habitat offset area E2 Environmental Protection when Council next undertakes a general review of the

Kempsey Local Environmental Plan 2013 and the owner and Applicant shall not object to the rezoning,

- b. Require the Applicant to register on the title of the land, at its cost, positive covenants for the implementation and maintenance of the Biodiversity Offset Strategy referred to in condition C5.

Environmental Management Plan

- C7. The Applicant shall prepare and submit an Environmental Management Plan for the development to the satisfaction of Council prior to commencement of operations under this consent. The Plan must:
- a. Be prepared by a suitably qualified and experienced expert,
 - b. Identify the statutory approvals that apply to the development,
 - c. Describe the role, responsibility, authority and accountability of all key personnel involved in the environmental management of the development,
 - d. Describe the procedures that would be implemented to:
 - i. Keep the local community and relevant agencies informed about the operation and environmental performance of the development,
 - ii. Receive, handle, respond to, and record complaints,
 - iii. Resolve any disputes that may arise,
 - iv. Respond to any non-compliance,
 - v. Respond to emergencies, and
 - e. Include the operational safeguards, controls and management procedures identified in the approved documentation and the recommendations of relevant studies undertaken in regards to the development;
 - f. Include the following management sub-plans:
 - i. Water Management Sub-Plan that addresses in detail the following:
 - water balance;
 - erosion and sediment control;
 - surface water response plan;
 - monitoring and maintenance;
 - identification of responsible persons; and
 - review period;
 - ii. Traffic Management Sub-Plan incorporating a Drivers Code of Conduct;
 - iii. Waste Management Sub-Plan;
 - iv. Cultural Heritage Management Sub-Plan;
 - v. Complaints Management Sub-Plan;
 - vi. Dust Management Sub-Plan (in accordance with the relevant General Terms of Approval issued by the NSW EPA);
 - vii. Noise Management Sub-Plan;

- viii. Blasting Impacts Management Sub-Plan;
- ix. Weed and Pest Management Sub-Plan;
- x. Greenhouse Gas Management Sub-Plan;
- xi. Hazards and Risk Management Sub-Plan; and
- xii. Rehabilitation Preparation and Management Sub-Plan.

g. A copy of the EMP shall be kept on site at all times.

C8. Preparation of the Environmental Management Plan shall have regard to the document *Guideline for the Preparation of Environmental Management Plans* prepared by the Department of Planning, Infrastructure and Natural Resources, 2004 and shall include:

- a. detailed baseline data;
- b. a description of:
 - i. the relevant statutory requirements (including any relevant approval, licence or lease conditions);
 - ii. any relevant limits or performance measures/criteria;
 - iii. the specific performance indicators that are proposed to be used to judge the performance of, or guide the implementation of, the development or any management measures;
- c. a description of the measures that would be implemented to comply with the relevant statutory requirements, limits, or performance measures/criteria;
- d. a program to monitor and report on the:
 - i. impacts and environmental performance of the development;
 - ii. effectiveness of any management measures;
- e. a contingency plan to manage any unpredicted impacts and their consequences;
- f. a program to investigate and implement ways to improve the environmental performance of the development over time;
- g. a protocol for managing and reporting any:
 - i. incidents;
 - ii. complaints;
 - iii. non-compliances with statutory requirements; and
 - iv. exceedances of the impact assessment criteria and/or performance criteria; and
- h. a protocol for periodic review of the plan.

C9. The following management sub-plans referred to in Condition C7 shall be prepared in consultation with the National Parks and Wildlife Service (Macleay Area):

- a. The Weed and Pest Management Sub-plan; and
- b. The bushfire management section of the Hazards and Risk Management Sub-plan.

Initial Environmental Management Works

- C10. Prior to commencement of operations under this consent all environmental management works in the approved Environmental Management Plan identified as being required 'prior to commencement' shall be completed and written certification from the Quarry Manager that this has been satisfied provided to Council.

Quarry Site Safety

- C11. A fence is to be installed and maintained around the quarry site boundary to ensure the security of the quarry site.

Limit of Quarry Operations

- C12. The limit of the quarry footprint, including all proposed vegetation clearing, stockpiling, access road and site facilities, as identified in the approved quarry plans, shall be clearly marked on site using durable pegs or other markers and shall remain in place for the duration of quarry operations. The Applicant shall ensure all contractors and employees on the site are made aware of the boundary markers and that no works extend beyond the markers.

Utilities and Services

- C13. Utilities, services and other infrastructure potentially affected by construction and operation shall be identified to determine requirements for access to, diversion, protection, and/or support. Consultation with the relevant owner and/or provider of services that are likely to be affected by the Development shall be undertaken. The cost of any such arrangements shall be borne by the Applicant.

Access Road

- C14. The quarry access road shall be bitumen sealed and maintained for a distance of thirty (30) metres from the intersection with Belmore River Right Bank Road to prevent tracking of soil and material onto the public road.

Commencement Date

- C15. The Applicant shall notify Council in writing of the commencement date of operations under this consent. Council will then provide written confirmation of the lapsing date for quarry operations under this development consent.

D. OPERATIONAL CONDITIONS

Environmental Management Plan

- D1. The Applicant shall implement and adhere to the Environmental Management Plan approved in accordance with Condition C7.

Operation of Plant and Equipment

- D2. The Applicant shall ensure that all plant and equipment used on site are maintained in a proper and efficient condition; and operated in a proper and efficient manner.

Hours of Operation

- D3. Hours of operation shall be limited to the hours set out in table D3; and
- D4. On any school day, no truck movements shall occur during the period that the school bus travels along Belmore River Right Bank Road and the quarry operator shall consult with the bus company to determine the period that the bus traverses the route.

Table D3 – Hours of Operation

Activity	Days	Hours
Quarry Extraction and Processing Activities	Monday to Friday	7.00am-6.00pm
	Saturdays	7.00am-1.00pm
	Sundays and Public Holidays	No Work
Staff Maintenance and Servicing of Plant and Equipment Onsite (only where not audible at any residence)	As required	
Emergency Works	As required	

General Requirements for Monitoring

- D5. All monitoring and reporting in regards to noise shall be undertaken by an independent consultant with the appropriate qualifications and industry registration. The cost of monitoring and reporting is to be met by the Applicant.

Traffic Management

- D6. A Drivers Code of Conduct shall be implemented and included within the quarry EMP referred to in Condition C7. This Code of Conduct may be revised/ updated if approved by Council.
- D7. The Drivers Code of Conduct shall include, but not be limited to, the following:
- An induction procedure for the Code of Conduct;
 - A map of the approved haulage route/s highlighting considerations for;
 - Residential areas;
 - School zones;
 - Known safety issues, including; narrow bridges, concealed driveways, etc
 - A complaints handling and resolution procedure.
- D8. The Applicant shall install W5-22(A) and W8-5(A) “200m” signage at the approaches to the quarry access as recommended in Chapter 5 of the ‘Traffic Impact Assessment’ prepared by RoadNet (2013).
- D9. The Applicant shall undertake ongoing vegetation management to improve visibility site lines at the intersection of the quarry access road and Belmore River Right Bank Road.

- D10. No vehicles shall access to or from the site through the Hat Head national Park or by using Tea Tree Lane.
- D11. The Applicant shall collect comprehensive traffic data (including holiday periods in which the sand quarry is operating) in accordance with relevant standards and guidelines over a full twelve (12) months, from the date of commencement of quarry operations, and thence every five (5) years for the life of the quarry. The results of this data should be made available to Council for future planning purposes.

Visual Impact Management

- D12. The vegetated buffer areas around the perimeter of the quarry shown on the approved plans shall be maintained for the life of the quarry.
- D13. Each cell is to be rehabilitated as soon as practicable following the completion of quarrying in that area of the quarry site.

Vegetation Protection Works

- D14. Prior to clearing of each cell, the Applicant shall:
- a. Clearly mark the clearing limit at each stage (or 'cell') to delineate the clearing area and retained vegetation. The barrier/fence shall be sufficient to prevent accidental incursions beyond the approved extent of quarry operations but should allow fauna movement.
 - b. Submit to Council a survey prepared by a registered surveyor identifying the location of the barrier/fence.
- D15. Council shall inspect and approve the location of the barrier/ fence prior to clearing for each stage at the site to determine if the barrier/ fence is correctly located and may instruct the Applicant to move the barrier if it is considered that the barrier does not protect any area of vegetation not approved for removal. The Applicant shall relocate the barrier where directed and submit a revised survey to Council.
- D16. The Applicant shall be responsible for ensuring no incursions into the protected vegetation areas including instructing all operators on site to remain within the permitted area.
- D17. Clearing and earthworks are to avoid damage to root zones of the retained trees.
- D18. No vehicles, equipment or stockpiles of any type are to be stored or located outside of the identified area of disturbance for each stage.

Flora and Fauna Management

- D19. Clearing is to be undertaken in accordance with the recommendations within Chapter 6 of the Ecological Report by Naturecall Environmental (January, 2016).
- D20. A vegetated buffer area between 50m and 100m in width is to be maintained between the 'approximate mining area', as shown on the plan titled 'Proposed Staging Plan with Finished Contours and Existing Groundwater Levels' by Dennis Partners (25/5/15), and adjacent wetlands and the Hat Head National Park. All quarry operations are to be excluded from this buffer area.

- D21. The buffer areas referred to in Condition D20 are to be managed as an environmental protection area;
- D22. The recommendations referred to in Condition D19 are to be included in the EMP required by Condition C5.

Surface Water Management and Erosion Control

- D23. All surface water management and soil erosion controls shall be constructed in accordance with the document Managing Urban Stormwater Soils and Construction Volume 1, 4th Edition (Landcom, 2004).
- D24. All surface water management measures shall be in accordance with the recommendations of the "Water Management Report" (Dennis Partners, 28 June 2011).
- D25. All surface runoff within the quarry shall be managed in accordance with the plan titled "Typical ESCP for Extraction Cell (Existing Contours) Project No. 0749-DP (04)" dated 21/5/2015.
- D26. The construction of erosion and sedimentation control measures shall be undertaken in conjunction with clearing works for each quarry cell.
- D27. Soil/mulch stockpiles are to be located within each active quarry cell as shown on "Typical ESCP for Extraction Cell (Existing Contours) Project No. 0749-DP (04)" by Dennis Partners (21/05/15).
- D28. All stockpiles and associated surface water runoff controls shall be constructed in accordance with the document 'Managing Urban Stormwater Soils and Construction Volume 1, 4th Edition' (Landcom, 2004).

Air Quality Management

- D29. Disturbance shall be confined to one (1) hectare at any time.
- D30. Water sprays/ trucks shall be used to minimise dust emissions from exposed areas and the quarry access road as required.
- D31. Water sprays shall be used on processing equipment to minimise dust emissions as required.
- D32. A speed limit of 30km per hour shall be implemented on the quarry access road and within the quarry site.
- D33. All laden trucks shall cover loads prior to leaving the quarry in accordance with the Drivers' Code of Conduct referred to in Condition C7.

Noise Management

- D34. Haul trucks shall not enter or leave the quarry site outside of the operating hours specified in Condition D3.
- D35. All plant and equipment operating on site shall be maintained in good working order.
- D36. All plant and equipment operating on site shall be fitted with factory fitted controls such as engine covers and mufflers.

- D37. The Applicant shall minimise drop heights during loading of trucks to minimise noise impacts.
- D38. Internal quarry roads shall be maintained to minimise body noise from empty trucks.
- D39. The Applicant shall undertake compliance noise monitoring during the initial three (3) months of operation to verify if the modelled noise levels are confirmed. A copy of the report on the results shall be submitted to Council within 1 month of the completion of the initial 3 month monitoring period.

Weed Management

- D40. Measures shall be implemented to prevent the spread of weeds including identification surveys, hygiene procedures for equipment, footwear and clothing, weed disposal protocols and other site management measures and those described in Section 6.1.7 of the Ecological Report (Naturecall Environmental, 2016).

Greenhouse Gas Management

- D41. The Applicant shall:
- a. implement measures to reduce the consumption of fuel through optimisation of operational activities and logistics, the use of more efficient plant and vehicles and a fuel management strategy, and
 - b. investigate opportunities for the use of biodiesel and implement any recommendations as a result of the investigations.

Waste Management

- D42. All waste materials removed from the site shall only be directed to a waste management facility or premises lawfully permitted to accept the materials.
- D43. All liquid and/or non-liquid waste generated on the site shall be assessed and classified in accordance with Waste Classification Guidelines (Department of Environment, Climate Change and Water, 2009), or any superseding document.

Cultural Heritage Management

- D44. Representatives of the Dunghutti Elders and the Kempsey Local Aboriginal Land Council shall be present at the quarry when vegetation clearing for each cell is being undertaken.
- D45. The Applicant shall provide all plant operators that undertake initial ground disturbance within the site with a cultural heritage induction to cover legislative requirements regarding Aboriginal cultural heritage, the importance of Aboriginal cultural heritage, an introduction on how to identify Aboriginal objects and the procedure to be followed in the event that suspected Aboriginal material is uncovered within the site.
- D46. If suspected Aboriginal material is uncovered within the site, work in the surrounding area is to stop immediately and the Applicant shall stop work and notify the NSW Office of Environment and Heritage, the Kempsey Local Aboriginal Land Council and the Dunghutti Elders.

- D47. The Applicant is bound to comply with its legislative requirements in respect to any Aboriginal heritage material encountered on site.

Bushfire Management

- D48. The Applicant shall take all reasonable measures to prevent the ignition and/or spread of bushfires at the quarry site.

Complaints Register

- D49. The Applicant shall record details of all complaints received in a Complaints Register. The Register shall record, but not necessarily be limited to:
- a. The date and time of the complaint;
 - b. The means by which the complaint was made (telephone, mail or email);
 - c. Any personal details of the complainant that were provided, or if no details were provided, a note to that effect;
 - d. The nature of the complaint;
 - e. Any action(s) taken by the Applicant in relation to the complaint, including any follow-up contact with the complainant; and
 - f. If no action was taken by the Applicant in relation to the complaint, the reason(s) for no action being taken.

The Complaints Register shall be made available for inspection by the Council upon request. The Applicant shall also make summaries of the Register, without details of the complainants, available for public inspection upon request.

Monitoring and Annual Reporting

- D50. By the end of July each year, or other timing as may be agreed by Council, the Applicant shall submit an annual report in accordance with the Environmental Management Plan required by condition C7. Annual reports must review the environmental performance of the development including:
- a. A description of the development that was carried out in the previous financial year, and the development that is proposed to be carried out over the next financial year.
 - b. A comprehensive review of the monitoring results and complaints records of the development over the previous year, which includes a comparison of these results against the:
 - i. the relevant statutory requirements, limits or performance measures/criteria;
 - ii. requirements of any plan or program required under this consent;
 - iii. the monitoring results of previous years; and

- iv. the relevant predictions in the EIS and Response to Submissions documents.
- c. Identification of any non-compliance over the last year with a description of what actions were (or are being) taken to ensure compliance.
- d. Identification of any trends in the monitoring data over the life of the development.
- e. Identification of any discrepancies between the predicted and actual impacts of the development, and analyse the potential cause of any significant discrepancies.
- f. A description of measures that will be implemented over the next year to improve the environmental performance of the development.
- g. A copy of the Complaints Register for that reporting period.

Contributions – Road Maintenance Levy

- D51. From the date of commencement of the operation identified in condition B14, the Applicant shall pay a cash contribution to Council at the rate of \$1.75 per cubic metre (indexed as described below) of material extracted and transported from the site towards the upgrading and maintenance of Council's road system in accordance with the following:
- a. Submission of a quarterly return to Council specifying the amount of material in tonnes extracted and transported within the previous three months. The quarterly return is to be submitted within fourteen days of the end of each period and is to be in the form of a Statutory Declaration given by the Applicant (or if the Applicant is a Corporation, by a Director of that Corporation) and is to include:
 - i. Copies of all invoices and Company records relating to the amount extracted,
 - ii. Records of the weights recorded at the weigh bridge, or by any other approved method for weighing the material hauled,
 - iii. Payment of the required contribution.
 - b. Any payments received after the specified periods shall accrue interest at a daily rate equivalent to 10% per annum, or equivalent to Council's current interest rate for late payment of annual Council rates, whichever is the lesser.
 - c. The contribution rate shall be subject to indexation in accordance with the "Price Index of Materials Used in Building Other Than House Building", as published by the Australian Bureau of Statistics or other approved system of indexation as may be adopted by Council from time to time.
 - d. Council shall have the right to request and inspect all relevant records at any time, subject to prior written notice being provided by Council.

Limit of Clearing and Quarry Operations

- D52. No works, activities or vegetation clearing shall occur outside of the marked boundary required by condition C12, and in no circumstances outside of the approved quarry site boundaries.

Community Relations

- D53. The Applicant shall erect a site contact information sign at the entrance to the quarry access road near the intersection with Belmore River Right Bank Road.
- D54. The sign shall provide the phone number, postal address and email address of the permanent site contact so that complaints concerning the operation of the quarry can be received and addressed in a timely manner.

General Terms of Approval – Department of Primary Industries – Water

- D55. The licence shall lapse if the work is not commenced and completed within three years of the date of the issue of the licence.
- D56. The licensee shall within two months of completion or after the issue of the license if the work is existing, furnish to NSW office of water:-
- a. details of the work set out in the attached form "A" (must be completed by a driller).
 - b. a plan showing accurately the location of the work, in relation to portion and property boundaries.
 - c. a one litre water sample for all licences other than those for stock, domestic, test bores and farming purposes.
 - d. details of any water analysis and/or pumping tests.
- D57. The licensee shall allow NSW Office of Water or any person authorised by it, full and free access to the works, either during or after construction, for the purpose of carrying out inspection or test of the works and its fittings and shall carry out any work or alterations deemed necessary by the Department for the protection and proper maintenance of the works, or the control of the water extracted and for the protection of the quality and the prevention from pollution or contamination of sub-surface water.
- D58. If a work is abandoned at any time the licensee shall notify NSW Office of Water that the work has been abandoned and seal off the aquifer by:-
- a. backfilling the work to ground level with clay or cement after withdrawing the casing (lining); or
 - b. such methods as agreed to or directed by NSW Office of Water.
- D59. If the bore authorised by this license is lined with steel or plastic casing the inside diameter of that casing shall not exceed 220 mm.
- D60. Water shall not be pumped from the bore authorised by this license for any purpose other than groundwater investigation.