



Our reference: EF4920; DOC14/104088-03
Our Contact: Mr Andrew Helms; (02) 6332 7604

The General Manager
Bathurst Regional Council
Private Mail Bag 17
BATHURST NSW 2795

Attention: Ms Loretta McLean

30 June 2014

Dear Mr Sherley,

DREAMLAND QUARRY EXTENSION – DEVELOPMENT APPLICATION 2014/0155

I refer to the above application and to the public and agency submissions forwarded to the Environment Protection Authority (EPA) by Council on 16 June 2014.

The EPA has reviewed these submissions, including twelve submissions from local residents, and considers that the General Terms of Approval issued by the EPA on 11 June 2014 (Notice No. 1522653) are appropriate to control any environmental impacts from the activities described in the Environment Impact Statement (EIS), and as raised in a number of these submissions.

The EPA notes that four of the submissions by neighbouring residents raised specific concerns about the hours of operations proposed for the quarry extension and consider these to be excessive. The EPA recommended hours of operation of 7:00 am to 6:00 pm – Monday to Friday, 8:00 am to 6:00 pm on Saturdays with no work on Sundays or Public Holiday's, are consistent with the standard day time operating hours as defined by the Industrial Noise Policy. Should Council in granting consent undertake to restrict the day time operating hours on Saturdays (ie: from 8:00 am to less than 6:00 pm), those hours would be adopted in any environment protection licence issued by the EPA.

Should you have any enquiries in regard to this matter please contact Mr Andrew Helms at the EPA's Central West (Bathurst) Office by telephoning (02) 6332 7604.

Yours sincerely

A handwritten signature in dark ink, appearing to read 'Darryl Clift'.

DARRYL CLIFT
Head Central West Unit
Environment Protection Authority

General Terms of Approval - Issued



Notice No: 1522653

The General Manager
Bathurst Regional Council
Private Mail Bag 17
BATHURST NSW 2795

Attention: Ms Loretta McLean

Notice Number 1522653
File Number EF13/4920
Date 11-Jun-2014

Dear Mr Sherley

DREAMLAND QUARRY EXTENSION - DEVELOPMENT APPLICATION 2014/0155
Issued pursuant to Section 91A(2) Environmental Planning and Assessment Act 1979

I refer to the development application and accompanying Environmental Impact Assessment (EIS) provided for the "Dreamland" Quarry Extension project received by the Environment Protection Authority (EPA) on 12 May 2014.

The EPA has reviewed the EIS and has determined that it is able to issue an Environment Protection Licence for the proposal, subject to a number of conditions. The applicant will need to make a separate application to the EPA to obtain this licence should the project be approved by Bathurst Regional Council (Council).

The EPA's General Terms of Approval for this proposal are provided at Attachment A. If Council grants development consent for this proposal these conditions should be incorporated into the consent. The EPA also recommends that Council include progressive rehabilitation conditions in relation to the premises in line with current best practice.

In the event that the development is modified either by the applicant prior to the granting of consent or as a result of the conditions proposed to be attached to the consent, it will be necessary to consult with EPA about the changes before the consent is issued. This will enable EPA to determine whether its general terms need to be modified in light of the changes.

General Terms of Approval - Issued



Notice No: 1522653

Should you have any enquiries in relation to this matter please contact Mr Andrew Helms at the EPA's Central West Office (Bathurst) by telephoning (02) 6332 7604.

Yours sincerely

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DARRYL CLIFT
Head Central West Unit
Environment Protection Authority

(by Delegation)

General Terms of Approval - Issued



Notice No: 1522653

ATTACHMENT

Administrative conditions

Except as expressly provided by these General Terms of Approval, works and activities must be carried out in accordance with the proposal contained in:

- the Development Application 2014/0155 submitted to Bathurst Regional Council on 9 April 2014; and
- the accompanying Environmental Impact Statement prepared by R.W. Corkery and Co. Pty Limited and dated 16 April 2014.

The proponent must apply for and hold an in-force Environment Protection Licence issued by the NSW Environment Protection Authority prior to the proponent carrying out any scheduled development work and scheduled activity as defined by Schedule 1 of the *Protection of the Environment Operations Act 1997*.

The proponent must comply with any additional requirements imposed by an in-force environment protection licence issued by the NSW Environment Protection Authority.

Operating hours

Operational activities at the premises must only be conducted during the following hours:

- a) 7 am to 6 pm Monday to Friday;
- b) 8 am to 6 pm Saturdays; and
- c) at no time on Sundays or public holidays.

Noise

Noise from the premises must not exceed 35 dB(A) LA_{eq} (15 minute) at any time at any neighbouring residential property.

To determine compliance with the 35 dB(A) LA_{eq} (15 minute) noise limit, noise must be measured:

- a) approximately on the property boundary, where any dwelling is situated 30 metres or less from the property boundary closest to the premises; or
- b) within 30 metres of a dwelling facade, but not closer than 3 metres where any dwelling on the property is situated more than 30 metres from the property boundary closest to the premises.

The noise limit does not apply at properties where the proponent has a written agreement with the landowner to exceed the noise limit.

General Terms of Approval - Issued



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Air quality

Activities occurring at the premises must be carried out in a manner that will minimise the emission of dust from the premises.

The premises must be maintained in a condition which minimises or prevents the emission of dust from the premises.

Trucks entering and leaving the premises that are carrying loads must be covered at all times, except during loading and unloading.

Water management

The proponent must comply with Section 120 of the Protection of the Environment Operations Act 1997, except where expressly provided for in any condition of an environment protection licence held by the proponent.

The proponent must develop and implement an Erosion and Sediment Control Plan for the premises within 3 months of the granting of development consent consistent with the EPA endorsed publication *"Managing Urban Stormwater - Soils and Construction, 4th Edition"* (Landcom, 2004) (or any revision) and the EPA produced addendum publication *"Volume 2E: Mines and Quarries"* (DECC, 2008) (or any revision).

Erosion and sediment control structures (basins or sumps) must be constructed to meet the design criteria for Type D Sediment retention basins (> 3 years) as specified in the EPA produced addendum publication *"Volume 2E: Mines and Quarries"* (DECC, 2008) (or any revision).

Waste

The proponent must not cause, permit or allow any waste to be received at the premises, except the wastes expressly referred to in the column titled "Waste" and meeting the definition, if any, in the column titled "Description" in the table below.

Any waste received at the premises must only be used for the activities referred to in relation to that waste in the column titled "Activity" in the table below.

Code	Waste	Description	Activity	Other limits
NA	General or specifically exempted waste	Waste that meets all the requirements of a resource recovery exemption under Clause 51A of the Protection of the Environment Operations (Waste) Regulation 2005	As specified in each resource recovery exemption	NA

General Terms of Approval - Issued



Notice No: 1522653

Activities must be carried out in a competent manner

Activities must be carried out in a competent manner.

This includes:

- a) the processing, handling, movement and storage of materials and substances used to carry out the activity; and
- b) the treatment, storage, processing, reprocessing, transport and disposal of waste generated by the activity.

Maintenance of plant and equipment

All plant and equipment installed at the premises or used in connection with the activity:

- a) must be maintained in a proper and efficient condition; and
- b) must be operated in a proper and efficient manner.