



**BRIEFING DETAILS**

<b>BRIEFING DATE / TIME</b>	Tuesday, 22 March 2022, 10:00am
<b>LOCATION</b>	MS Teams Teleconference

**BRIEFING MATTER(S)**

2019STH007 – Wagga Wagga – DA19/0036 - 225-265 Trahairs Road, Bomen 2650 - Waste Disposal Facility (Non-Putrescible Landfill)

**PANEL MEMBERS**

<b>IN ATTENDANCE</b>	Tim Fletcher (Acting Chair), Renata Brooks, Clare Brown, Neil Smith, Greg Conkey
<b>APOLOGIES</b>	None
<b>DECLARATIONS OF INTEREST</b>	None

**OTHER ATTENDEES**

<b>COUNCIL ASSESSMENT STAFF</b>	Steve Cook, Paul O'Brien, Peter Thompson
<b>APPLICANT</b>	Michial Sutherland, Nicola Smith, Chris Egan
<b>PLANNING PANEL SECRETARIAT</b>	Sung Pak

**KEY ISSUES DISCUSSED**

**Applicant briefing**

- Applicants request for a deferral of determination to enable additional information to be submitted in response to the findings of two Peer Reviews (Groundwater and air quality impacts) recently completed.
- The length of the deferral period requested (4 months) to allow for a winter sampling regime.
- The applicant outlined their reasons for seeking a deferral which included an opportunity to formally respond to the Peer Reviews, which they believe afforded them natural justice in the assessment process.
- The applicants also outlined reasons (eg. COVID, availability of expert consultants, referral agency delays) which had contributed to an excessively long and complicated assessment process. It was noted the application had been with Council for over 3 years.
- The applicant believes they had always provided additional information when requested to clarify air quality and groundwater issues and intends to provide further additional

information in response to the Peer Reviews; this can be done in a timely manner and will potentially provide greater clarity for the Panel to reach a considered conclusion.

- The applicant was questioned on some aspects of the proposal such as the need and extent of blasting proposed as well as the method of disposal of the existing waste on site.

#### **Council briefing**

- Council staff outlined the findings of both Peer Reviews and their recommendations. A number of questions were asked to clarify aspects of the reports.
- Whether further public notification of any additional material submitted by the applicant would be required.
- Whether further advice from the consultants who undertook the Peer Reviews would be required, the extent to which this would lead to additional delays.
- Discussion on the need for further advice from Council on the issue of compatible land uses as set out in the objectives of the SAP in light of the peer review reports as well as the other issues identified by the Panel in the last Council Briefing meeting on 15/12/21, including the impact of proposed blasting, the need for a weighbridge facility and the feasibility of excluding fly ash from landfill deliveries.

The Panel agreed that it would be prudent to defer any decision on the applicant's request for a deferral and/or any potential determination of the subject application until Council had provided the additional information set out below:

- The Panel requests Council to provide a supplementary report addressing the following:
  - The matters raised by the Panel in the previous Briefing Meeting of 15/12/21 as identified above.
  - Further advice on the issue of compatible land uses as outlined in the objectives of the SAP.
  - Advice on any additional modifications to the original assessment given the information provided in the Peer Reviews.
  - Confirm the Panel has been provided with all responses/further information provided by the applicant to Council.
- The Supplementary Report to be provided by Council to the Panel within 21 days.
- The Panel's decisions are pending until additional information is provided by Council

**TENTATIVE DETERMINATION DATE SCHEDULED FOR: 26 April 2022**