



**NOTICE TO APPLICANT OF DETERMINATION OF A
DEVELOPMENT APPLICATION**

Section 4.55(2) Modification

Environmental Planning and Assessment Act, 1979

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To: Groundwork Plus
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MILTON QLD 4064

Being the applicant in respect of: **Development Application No. DA1989/0062.01**

- Section 4.55 (2) modification to approved Extractive Industry to enable:**
- a. The annual extraction limit to be described in tonnes rather than cubic metres**
 - b. The annual extraction limit to increase from 50,000m³ to 73,740m³, which if expressed in tonnes (t) is an increase from 139,000t to 205,000t**
 - c. Modernisation / alignment with the conditions of the Environment Protection Licence**

Pursuant to Section 4.16 of the Environmental Planning and Assessment Act, notice is hereby given of the determination by the Council, as Consent Authority, of the Development Application lodged **29 June 2021** relating to the land described as follows:

Lot 1 DP 1136818 & Lot 3 DP 833453 – 4250 Bruxner Highway, Woodview

The Development Application has been determined by:

GRANTING OF CONSENT subject to the conditions specified in the notice.

This consent operates from **31 January 1990**

Lapses on **31 January 1992**

Modified on **TBA**

IMPORTANT NOTICE

**THIS IS A LEGAL DOCUMENT. ENSURE THAT YOU READ THE DOCUMENT CAREFULLY,
AND PARTICULARLY NOTE ALL ATTENDANT INSTRUCTIONS AND CONDITIONS**

DETAILS OF CONDITIONS:

- a. Construction of the access to the Bruxner Highway to the Roads & Traffic Authority requirements of a Type A intersection at the applicant's expense.
- aa. In granting this development consent, Council requires:
- All proposed works be carried out in accordance with any amendment or modification outlined in these conditions
 - Any proposed use the land be in accordance with any amendment or modification outlined in these conditions

and be substantially in accordance with the stamped approved plans,

- Site layout plan drawing number 2580.DRG.001 Rev 1 dated 27/09/2021 prepared by Groundwork Plus
- 28MX3.5M Weighbridge 2x14M, Above ground general arrangement drawing no. 1/4 dated 29.06.21 prepared by Associated Scale Services
- 28MX3.5M Weighbridge 2x14M, Above ground foundation drawing no. 2/4 dated 29.06.21 prepared by Associated Scale Services
- 28MX3.5M Weighbridge 2x14M, Above ground details and sections drawing no. 3/4 dated 29.06.21 prepared by Associated Scale Services
- 28MX3.5M Weighbridge 2x14M, Above ground 3D view drawing no. 4/4 dated 29.06.21 prepared by Associated Scale Services

Statement of Environmental Effects, and/or supporting documents with the application. In the event of any inconsistency between conditions of this development consent and the approved plans and supporting documents, the condition of this development consent prevail. A copy/copies of the approved plan is/are attached to this consent. **(Added)**

- b. Establishment of a vegetation screen along the highway frontage.
- c. The applicant is to obtain State Pollution Control Commission approval and licences to operate the quarry. **(Delete)**
- d. Blasting must not exceed the maximum blast over pressure level of 115 dB (linear) and a peak ground vibration velocity of 5 mm/sec when measured to the nearest affected residence pursuant to the State Pollution Control Commission. **(Delete)**
- e. Testing of the blast overpressure and peak ground vibration velocity by the State Pollution Control Commission. **(Delete)**
- f. Water Quality analysis and approval by the State Pollution Control Commission of waters to be used for irrigation purposes on adjacent land. **(Delete)**
- g. Implementation of Dust Control measures pursuant to State Pollution Control Commission requirements. **(Delete)**
- h. Erosion control and rehabilitation measures to be implemented as required by the Soil Conservation Service. **(Delete)**
- i. Drainage and runoff from the quarry to be channelled into the quarry basin. **(Delete)**
- j. When cumulative quarry product output reaches 4,500,000 tonnes the operator is to submit a detailed rehabilitation plan, including an implementation time schedule, to Council for its review and approval. Following approval, the rehabilitation works are to be implemented in accordance with the time schedule given in the approved plan.

or

If closure of the quarry or cessation of quarry operations is planned to occur prior to cumulative output reaching 4,500,000 tonnes, the operator is to notify the Council of this. At the same time as this notice is given, the operator is to submit a detailed rehabilitation plan including an implementation schedule for Council's review and approval. Following approval, the works in the approved plan are to be implemented in accordance with the schedule in the approved plan. **(Amended)**

- k. The hours of operation shall be limited to:
Monday to Saturday: 7am to 6pm
Sundays & Public Holidays: Closed. **(Added)**
- l. The total amount of material extracted and transported in any annual return period shall not exceed 205,000 tonnes. The total extracted resource shall not exceed 5 million tonnes for the life of the development.

Truck movements, inclusive of all incoming and outgoing trucks, in any one day period shall not exceed thirty-six (36) truck movements Monday to Saturday, excluding Public Holidays. **(Added)**

- m. An amended Environmental Protection Licence shall be obtained from the NSW Environmental Protection Authority prior to the commencement of this modification consent.

The operations shall be undertaken in accordance with the relevant Environmental Protection Licence at all times. **(Added)**

- n. The developer shall provide a suitable means to weigh all materials hauled from the site. Accurate records shall be kept confirming the volumes of all extractions and be provided to Council upon request. Details are to be submitted to and approved by Richmond Valley Council prior to the commencement of haulage. **(Added)**

- o. If required, separate approval shall be obtained for any storage of fuel or any buildings including temporary structures. **(Added)**

- p. Provision of adequate toilet facilities shall be established on site by means of a temporary chemical closet or an approved on-site sewage management system. **(Added)**

- q. Prior to the commencement of operations, the proponent shall submit a Complaints Management Plan and Register which must include:
 - i. A telephone number on which complaints and enquiries about construction and operation activities may be registered.
 - ii. A postal address to which written complaints and enquiries may be sent.
 - iii. An email address to which electronic complaints and enquiries may be sent.
 - iv. Records of all complaints Information on all complaints received, including the means by which they were addressed and whether resolution was reached shall be kept and provided to Council upon request.

The information contained within the Plan must be made available to Council upon request. **(added)**

- r. An amended Traffic Management Plan including a Drivers Code of Conduct shall be submitted to and approved by Richmond Valley Council prior to the commencement of the modification consent. **(added)**

- s. The development shall be undertaken in accordance with the submitted Surface Water Management Plan Ref 2580.800.001 dated May 2021 prepared by Groundworks Plus. **(added)**

- t. Prior to the use of the weighbridge, a Building Information Certificate shall be submitted to and approved by Richmond Valley Council. **(added)**

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