

BRIEFING DETAILS

BRIEFING DATE / TIME	Monday, 9 May 2022, 10:00am – 1:10pm Site visit undertaken before briefing including observations at corner of Eurobodalla Road and the Princes Highway
LOCATION	51-53 Nerrigundah Mountain Road, Eurobodalla Eurobodalla Shire Council Administration Building Corner of Vulcan and Campbell Street, Moruya

BRIEFING MATTER(S)

PPSSTH-93 – Eurobodalla – DA0075/22 - 51-53 Nerrigundah Mountain Road, Eurobodalla - Extractive industry comprising a hard rock quarry that will extract approximately 1.87 million tonnes of basalt over two stages for a 15 to 20-year period.

PANEL MEMBERS

IN ATTENDANCE	Clare Brown (Acting Chair), Andrew Hutton, Susan Budd, Amber Schutz and Lindsay Usher
APOLOGIES	None
DECLARATIONS OF INTEREST	None

OTHER ATTENDEES

COUNCIL ASSESSMENT STAFF	Rebecca Ireland, Kelly Ralph
OTHER	Sung Pak

KEY ISSUES DISCUSSED

Council

- Provided background, site location and proposal overview.
- Site is bisected by an easement for access. No land owners consent provided for the DA by the beneficiary of the easement. Council to obtain legal advice to determine if owners consent is required for the DA.
- Applicant seeking to have the easement extinguished and undertake the development in two stages. If the easement cannot be extinguished, then:
 - Option to amend the application to Stage 1 only – possible if Stage 1 itself has economic value to commence.
 - If amended to apply to Stage 1 only would need to consider if new EIS required and whether RPP remains the consent authority.

- Main issues are traffic generation, required intersection works at the corner of Eurobodalla Road and the Princes Highway and road upgrades generally to access the site.
- EIS references provision of a site office and other infrastructure but limited details and no plans provided.
- Addendum to BDAR submitted just prior to the briefing – yet to be uploaded to the portal or referred to relevant agencies by Council. Blast Management Plan required.
- No audits conducted by Council on existing quarry (adjacent but not related), unclear volume of material extracted or the traffic generated by that quarry.
- Council is not aware of noise complaints being registered in relation to the operation of the quarry.
- EPA have issued GTAs but raised environmental issues to be addressed by Council in its assessment of the application, including noise impacts, water quality and air quality.
- EPA GTAs require preparation of a soil and water management plan. The GTA's have been referred to Council's Development Engineers for peer review and further comments.
- Council is satisfied with proposed operating hours.

Panel

The panel noted the following matters:

- The DA and EIS are considered to be lacking in detail and assessment of key issues and an Amended EIS is required to include:
 - Design plans of the intersection upgrades (as identified by TfNSW) at the corner of Eurobodalla Road and the Princes Highway. The assessment to include the removal of vegetation and earthworks and changes to existing intersection configuration.
 - Design details (including earthworks) of upgrades to Eurobodalla Road and Nerrigundah Mountain Road and unnamed Council Road required to accommodate the proposal (separate to any work being undertaken by Council for the dam project). Updated traffic report required to address the matters.
 - Clarification required on the location on site for storage and reuse or disposal of overburden or topsoil that could be used in the rehabilitation of the site.
 - Details of the strategy to deliver the post extraction land use and clarification of the nature of the landform and rehabilitation plan including an estimate of rehabilitation costs.
 - Details of the location of a site office that can comply with the RFS requirements and Blast Zone exclusions.
 - Depending on the final location of the site office the traffic report to be revised to address potential vehicle pedestrian conflict with workers and visitors accessing the site office.
 - Draft Blast Management Plan required – panel noted that blasting could result in fly rock being deposited on the public road or the adjacent quarry.
 - Details of water source (including any water tanks or dams) including a water balance, for dust suppression, material processing and other operational requirements.
 - Details of the location of any proposed crushing plant, stockpile areas, dust mitigation and weighbridge and assessment of the elements including protection and mitigation measures.
 - Identification of extraction exclusion zone required to protect the vegetation at the ridge top at the edge of the Stage 2 extraction works.
 - BDAR required to address vegetation removal arising from all works to be undertaken under the DA.
 - Traffic report required to address all works and reflect actual traffic generation from adjacent quarry operations.
 - Statement of Heritage Impact does not address the SEARS.
- Technical reports and EIS to be updated to address additional matters identified above.
- Council to have discussions with the applicant on the mechanism to deliver the road and intersection upgrades.
- Pending the time taken to address the matters identified above the applicant could be invited to withdraw the current DA and prepare new technical reports and EIS and relodge a new DA.

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- Panel requested details and status of existing Deed of Agreement between Council and adjacent Quarry operator.
- Council to review the EIS and determine if SEARs have been satisfied - any deficiencies to be referred to the applicant.
- Council requested to provide a copy of right of way to the Panel.
- Copy of plan and the conditions of consent for existing quarry be provided to the Panel.
- The applicant is to advise if the application is to be withdrawn or amended and time frame for amendment within 4 weeks of posting of the briefing minutes on the Planning Portal.

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