

Our Reference: PR10704#31

4 March 2020

*Ms Lauren Evans
Team Leader
Energy and Recourses Assessments/Planning and Assessment
NSW Planning, Industry & Environment
4 Parramatta Square,
12 Darcy Street,
PARRAMATTA, NSW 2150*

**Menangle Quarry – DA 85/2865 MOD 1 (Amended Application)
Class 1 Appeal (2018/00342158)**

Council refers to the Notice of Exhibition dated 19 February 2020 sent via email inviting Council comment on the proposed modification application for Menangle Quarry.

It is noted that the application was previously subject to a Class 1 Appeal in the NSW Land and Environmental Court.

Furthermore, it is noted from your email that the amended application is similar to the original modification application and involves:

- extending the life of the development consent by a further 15 years to facilitate continued extraction of sand and soil from the floodplain of the Nepean River;
- substituting the approved Stage 3 extraction area with a new Stage 8 extraction area;
- installing and operating a conveyor between the processing area and the new Stage 8 area; and
- establishing the old Stage 3 area as a biodiversity offset area.

After reviewing the submitted information from the applicant, Council confirms its strong objection to the intended works associated with the original and now modification application.

Council is of the opinion that any new works will exacerbate the impacts on the environment including the following matters;

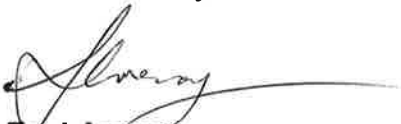
1. The Nepean River banks will be compromised in terms of stability;
2. The increased work will have an uncontrollable effect on flooding of surrounding natural topography;
3. The water quality of the Nepean River will be critically compromised;
4. The application fails to demonstrate convincing control measures to mitigate impact on the abundant flora and fauna;
5. Lack of measures are in place to preserve any Aboriginal Artefacts and the like from the intended expansion and foreseeable failings of the operations;
6. The potential impact from soil erosion and sediment control measures on the River environment;
7. There will be an unacceptable increase in truck vehicle movements on the surrounding street system.
8. The Department and the NSW Land and Environmental Court should note that the area south of the subject site has been recently rezoned from Rural to Residential thus, increasing the residential density adjacent to the Quarry. This consequential Planning action should seriously be considered when determining the modification application.

To this end, Council is dedicated to protecting the surrounding natural environmental and is fiercely opposed to the modification application and the unmeasurable environmental impact on the Nepean River and its Community.

Council requests that the NSW Planning, Industry & Environment and the NSW Land and Environmental Court oppose the modification application in the strongest terms possible. Furthermore, the applicant should be held accountable for all current conditions of the original development consent to ensure compliance and current best practise.

Should you wish to seek further clarification on Council's submission please contact my office or Council's Team Leader Development Assessment, Michael Buckley.

Yours sincerely



Toni Averay

Director Planning