

Our ref: STH06/01275/02
Contact: Andrew Lissenden 4221 2769
Your ref: PA06_0074 MOD 5

29 November 2018

Jack Murphy
Resource Assessments, Planning Services
NSW Department of Planning and Environment
BY EMAIL: information@planning.nsw.gov.au

PEPPERTREE QUARRY – MODIFICATION 5 (PA 06_0074 MOD 5)

Dear Jack

Roads and Maritime Services (RMS) refers to your email dated 1 November 2018 regarding the above application to modify the project approval for the Peppertree Quarry.

RMS has completed an assessment of the proposed modification, based on the information provided and focussing on the impact to the state road network. For this development, the key state road is the Hume Highway which is located approximately 8km, via the local road network, to the north-west of the existing Peppertree Quarry development.

RMS notes that the proposed modification does not seek to:

- Change conditions of the currently issued consolidated approval that requires product from the quarry to be transported entirely by rail with the exception of transportation of donated materials and in an emergency where it would be transported by road with the written approval of the Secretary of the NSW Department of Planning and Environment (DP&E); and
- Change vehicle movements (e.g. staff, general maintenance vehicles, etc) to and from the site. These vehicles access the site via an existing interchange on the Hume Highway and then via Marulan South Road which is a local road managed by Goulburn Mulwaree Council.

Having regard for the above RMS does not believe the modification will have a significant impact on the state road network (i.e. the Hume Highway). On this basis RMS does not object to the modification application.

RMS does however note that the proposal is seeking to construct a new intersection on Marulan South Road to allow trucks hauling overburden material from the quarry to cross Marulan South Road and access a new overburden area (South-west Overburden Emplacement) that is proposed as part of this modification. The Environmental Assessment advising that the quarry owner is negotiating with Council to

deproclaim/deregister the affected section of Marulan South Road and if it becomes a private road then future intersection operation may be provided via traffic signal control. Noting this RMS suggests that the following requirement is included as a condition in any modified approval issued.

- If traffic signals are to be installed at the intersection of the new Haul Road and Marulan South Road (refer to *Peppertree Quarry Modification 5 Environmental Assessment* prepared by Element Environment, Revision 3, dated 31 October 2018) the following requirements should be complied with:
 - If there is uncontrolled access to the site and it is open to any vehicle wishing to enter the site, then even if the road (i.e. Marulan South Road) is privately owned, it is regarded as a road related area under the *Road Transport Act 2013* and RMS must authorise any traffic signal installation. Hence the design, installation and operation must comply with RMS policy and guidelines and approval must be gained from RMS prior to their installation; or
 - If there is a controlled access to the site via a barrier, gate, security checkpoint or any other means, then the road (i.e. Marulan South Road) within the site is deemed a private road, in which case RMS has no role in the authorisation of traffic signals and the property owner is not obliged to follow RMS policy or guidelines. In this situation the property owner carries all the risk and RMS staff will not audit or comment on the design, installation or operation of the traffic signals. Noting that RMS policy and guidelines in regard to the design, installation and operation of traffic signals do exist it would be good practice in this scenario to use these documents for guidance.

Upon determination of this matter, it would be appreciated if DP&E could email a copy of the Notice of Determination to RMS via development.southern@rms.nsw.gov.au.

If you have any questions please contact Andrew Lissenden on 4221 2769.

Yours faithfully



Chris Millet
Manager Land Use
Southern Region

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