

General Terms of Approval - Issued



Notice No: 1556286

Department of Planning and Environment
GPO Box 39
SYDNEY NSW 2001

Attention: Genevieve Seed

Notice Number 1556286
File Number EF13/3226 DOC17/407900
Date 01-Sep-2017

Re: Modification Application to allow extraction of the first 10 m of cap rock in the south pit prior to completion of detailed groundwater assessment

Issued pursuant to Section 91A(2) Environmental Planning and Assessment Act 1979

I refer to the development application and accompanying information provided for the modification application relating to early extraction of material from the south pit at Blakebrook Quarry received by the Environment Protection Authority (EPA) on 7 August 2017.

The EPA understands from the documentation provided that Lismore City Council is seeking to extract a maximum depth of 10m of cap rock from South Pit. The EPA understands from the documentation provided that the depth of extraction will be at least 15 m above the shallow water bearing zone. The environmental assessment states that "the water bearing zones will not be interfered with by the extraction proposed". Further the EPA understands that the modification does not seek to increase consented extraction limits and that the modification allows extraction until the submission of a groundwater assessment report by 30 September 2018. At this time the original Major Project approval 07_0020 will be the appropriate consent for the premises.

The general terms of approval for this proposal are provided below. I understand that DPI (Water) is also providing comment on the proposal and will provide expert feedback on groundwater measures. If the Department of Planning and Environment grants development consent for this proposal these conditions should be considered for incorporation into the consent.

1. The modification consent lapses on 30 September 2018.
2. The extraction authorised by this modification is not to interfere with the water bearing zones.
3. A monitoring regime at groundwater bores BQS1S, BQS1L and BQS1D is to be undertaken to evaluate any impacts of the extraction of the groundwater level or quality.
4. Should any impact of groundwater be detected, all quarrying activities in the South Pit are to cease until the Department of Planning and Environment authorises recommencement of extraction.

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These general terms relate to the development as proposed in the documents and information currently provided to EPA. In the event that the development is modified either by the applicant prior to the granting of consent or as a result of the conditions proposed to be attached to the consent, it will be necessary to consult with EPA about the changes before the consent is issued. This will enable EPA to determine whether its general terms need to be modified in light of the changes.

Attachment A indicates proposed changes to the Environment Protection Licence No 3384 issued to Lismore City Council for extractive activities at Blakebrook Quarry.

If you have any questions, or wish to discuss this matter further please contact Janelle Bancroft on 6640 2313.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Graeme Budd', written over a horizontal dotted line.

Graeme Budd

Head Environmental Management Unit

North - North Coast

(by Delegation)

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Administrative conditions

Note: Mandatory conditions for all general terms of approval

A1. Information supplied to the EPA

A1.1 Except as expressly provided by these general terms of approval, works and activities must be carried out in accordance with the proposal contained in:

- the development application MP07_0020 submitted to the Department of Planning and Environment on 27 July 2017;
- any environmental impact statement *Blakebrook Quarry, Modification Application, Environmental Assessment, August 2017* relating to the development; and
- all additional documents supplied to the EPA in relation to the development.
- Regardless of the scale of extractive activity authorised by this licence, extraction is not to exceed the limits provided in the development consent 07_0020 of 600,000T/annum and use is to cease by 2039.

A2. Fit and Proper Person

A2.1 The applicant must, in the opinion of the EPA, be a fit and proper person to hold a licence under the Protection of the Environment Operations Act 1997, having regard to the matters in s.83 of that Act.

Limit conditions

L3. Waste

Note: *Mandatory conditions to be placed on all general terms of approval*

L3.1 The licensee must not cause, permit or allow any waste generated outside the premises to be received at the premises for storage, treatment, processing, reprocessing or disposal or any waste generated at the premises to be disposed of at the premises, except as expressly permitted by a licence under the Protection of the Environment Operations Act 1997.

L3.2 This condition only applies to the storage, treatment, processing, reprocessing or disposal of waste at the premises if it requires an environment protection licence under the Protection of the Environment Operations Act 1997.

Note: *Condition L3.2 is included to ensure that a premises based activity is not used as a waste facility (unless that scheduled activity is permitted by another condition).*

