

28 May 2015

NSW Planning & Environment
Resource Assessments and Compliance
GPO Box 39
SYDNEY NSW 2001

Attn: Carl Dumpleton

Dear Sir

Re: Proposed Section 75W modification to PA08_0212 - New Berrima Clay/Shale project

Thank you for advising Wingecarribee Shire Council that the Austral Brick Company Pty Limited has lodged a modification application and accompanying environmental assessment with the Department of Planning and Environment seeking to modify its existing development consent 08_0212 for the New Berrima Shale Quarry, involving:

- relocating and expanding the extraction area to better align with the resource;
- relocating site infrastructure (i.e amenity bunds, water management structures and internal roads)
- amending the final landform
- maintaining approved level of production
- reducing the buffer distance from 730 metres to 515 metres
- extending quarrying activities on the site from the approved 31 March 2042 until a proposed 30 June 2045

In response to your request to review the Environmental Assessment accompanying the proposed Section 75W modification to PA08_0212 - New Berrima Clay/Shale project, it is requested that the NSW Department of Planning and Environment have regard to the following comments in its assessment of the modification application:

1. Maintaining approved level of production – no increased traffic generation

As the proposed modification to the existing development consent 08_0212 for the New Berrima Shale Quarry does not include a change to the approved level of production, the proposed modification will not increase traffic generation from the site, or create additional demands upon Council infrastructure from that already approved.

2. Relocated and expanded extraction area with reduced riparian buffer distance to Wingecarribee River from 730 metres to 515 metres

Council is concerned at the potential visual, noise and dust impacts of the proposed relocated and expanded extraction area, and requests that should the relocated and expanded extraction area with reduced riparian buffer distance to Wingecarribee River from 730 metres to 515 metres be approved, that additional barriers including plantings of Southern Highland Shale Woodland Endangered Ecological Community species (which occur naturally in the locality) be provided to assist in minimising visual, noise and dust impacts.

4. Water Quality Measures

The proposed relocated and expanded extraction area is located within a portion of the site which is traversed by water courses. It is suggested that the Department of Planning and Environment in its assessment of the modification application, consider additional measures to ensure water quality is maintained to the satisfaction of NSW Water (Sydney Catchment Authority) and NSW Office of Water.

It is requested that the NSW Department of Planning and Environment have regard to the above comments in its assessment of the modification application, and should you have any queries, please contact Peter Malloy at the Moss Vale office on (02) 4868 0888.

Yours sincerely



Peter Malloy
Town Planner
Planning Development & Regulatory Services