

**PLANNING
PERMIT**

Permit No: PA2499/16

Planning Scheme: Pyrenees

Responsible Authority: Minister of Planning

ADDRESS OF THE LAND: Stockyard Hill-Wangatta Road, Stockyard Hill (Lot 2
PS604561R).

THE PERMIT ALLOWS: The use and development of the land for stone
extraction.

THE FOLLOWING CONDITIONS APPLY TO THIS PERMIT:

Development plans

1. Before the development starts, development plans must be prepared to the satisfaction of the Minister for Planning. When approved, the plans will be endorsed by the Minister for Planning and will then form part of this permit. The plans must be fully dimensioned, drawn to a scale and three copies must be provided to the Minister for Planning. The plans must be generally in accordance with the 'Quarry Indicative Layout Plan', but modified (where required) to show:
 - a) Demountable buildings;
 - b) Truck wash areas;
 - c) Hardstand and/or work areas;
 - d) Car parking areas;
 - e) Stockpiling areas; and
 - f) Road treatments.
2. The use and development as shown on the endorsed plan(s) must not be altered without the prior written consent of the Minister for Planning.

Works permit

3. The use and development of the subject land must not commence until a Work Authority and Approved Work Plan is granted for the quarry in accordance with the requirements of the Mineral Resources (Sustainable Development) Act 1990 (MRSDA).

4. The use and development must operate at all times in accordance with the Work Authority and Approved Work Plan. No amendment and or variation to either the Work Authority or Work Plan is permitted unless in accordance with MRSDA.

Materials extracted

5. All materials extracted must only be used for the development of the Stockyard Hill Wind Farm as approved by planning permit PL-SP/05/0548 and development associated with planning permits PA1600101 and PA1600126.
6. Materials extracted shall not be for sale to any other party.

Hours of operation

7. The quarry must only operate between the following hours, unless varied by the written consent of the Minister for Planning:
 - a) 7am to 6pm, from Monday to Friday.
 - b) 7am to 1pm on Saturdays.

Drainage and Water Storage Management Plan

8. Before development starts, a Drainage and Water Storage Management Plan must be submitted to and approved by Earth Resources Regulation within the Department of Economic Development, Jobs, Transport and Resources (DEDJTR). The plans must be in accordance with the Approved Work Plan, but must also include:
 - a) The management and disposal of waste waters generated from the site, in particular from the truck wash and demountable buildings;
 - b) The management of surface water generated on the site, with particular reference to land used for demountable buildings and hardstand areas; and
 - c) The location of a septic tank and effluent disposal fields required to manage wastewater generated on site.

Groundwater Monitoring and Management Plan

9. Before development starts, a Groundwater Monitoring and Management Plan must be prepared to the satisfaction of, submitted to and approved by Earth Resources Regulation within DEDJTR. The plan must be in accordance with the Approved Work Plan, but must also include:
 - a) A detailed groundwater baseline monitoring plan that specifies the method used to establish that groundwater monitoring will be undertaken from the existing bores at the quarry site to establish a groundwater quality baseline, in particular setting out the

- existing beneficial uses of the groundwater in accordance with the State Environment Protection Policy (Groundwaters of Victoria).
- b) A detailed operational groundwater monitoring plan that specifies:
 - i. The method used to undertake biannual monitoring of the quality of the groundwater at the quarry site.
 - ii. That the biannual monitoring must be provided to Earth Resources Regulation within DEDJTR and made available to the public.
 - c) A management response framework to ensure incidents are appropriately managed and performance outcomes are achieved.
10. Once approved, the Groundwater Monitoring and Management Plan forms part of the permit and must be adhered to.

Interception of groundwater

11. During operation if groundwater is intercepted on the site the permit holder must:
- a) Immediately cease excavation;
 - b) Immediately contact the Earth Resources Regulation within DEDJTR and the relevant water authority; and
 - c) not recommence excavation until:
 - i. The relevant water authority has advised that a groundwater licence is not required, or any necessary groundwater licence has been acquired; or
 - ii. The operation is modified to the satisfaction of the relevant water authority and Earth Resources Regulation within DEDJTR.

Accordance with wind farm permit (PL-SP/05/0548/A) Traffic Management Plan

12. Traffic from the quarry shall at all times operate in accordance with any Traffic Management Plan endorsed under planning permit PL-SP/05/0548, unless varied with the written consent of the Pyrenees Shire Council. This does not apply to establishment and rehabilitation of the quarry which is regulated by the Traffic Management Plan required by condition 13 of this permit below.

Traffic Management Plan – establishment and rehabilitation

13. Before the development starts, a Traffic Management Plan must be submitted to and approved by Pyrenees Shire Council for the establishment and rehabilitation of the quarry. When approved, the plan will be endorsed and will then form part of the permit. The plan must be prepared by a suitably qualified traffic engineer in consultation with VicRoads and Pyrenees Shire Council and must:
- a) identify proposed haul routes to and from the quarry site;

- b) include an existing conditions survey of public roads proposed as haul routes (including details of the suitability, design, condition and construction standard of the roads);
- c) identify vehicle access points to the quarry site which ensure safe sight distances, turning movements and which avoid potential traffic conflicts;
- d) identify measures to manage traffic impacts associated with the establishment and rehabilitation of the quarry on surrounding public roads, including but not limited to:
 - i. the designation of operating hours,
 - ii. speed limits,
 - iii. avoidance of school bus routes and/or school bus times where relevant, and
 - iv. road safety signage;
- e) include a program of regular inspections to be carried out during the establishment and rehabilitation phases to identify maintenance works necessary as a result of quarry establishment and rehabilitation traffic; and
- f) Include a program to rehabilitate existing public roads to the condition identified in the surveys carried out under condition 9(b).

Establishment and Rehabilitation

- 14. All traffic required to establish and rehabilitate the quarry shall be restricted to the haul routes identified in the endorsed traffic management plan unless the prior written consent of VicRoads and the Pyrenees Shire Council (as relevant) is obtained.
- 15. Rehabilitation must commence in accordance with the Work Authority following the completion of extraction of material necessary for the Stockyard Hill Wind Farm.

Other conditions

- 16. The use must be managed so that the amenity of the area is not detrimentally affected, through the:
 - a) transport of materials, goods or commodities to or from the land
 - b) appearance of any building, works or materials
 - c) emission of noise, artificial light, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil
 - d) presence of vermin.
- 17. Noise levels emanating from the land must comply with the requirements of the Environment Protection Authority's Noise from Industry in Regional Victoria guideline (EPA publication 1411).
- 18. Provision must be made on the land for the storage and collection of garbage and other solid waste. This area must be graded and drained and screened from public view to the satisfaction of the Minister for Planning.

19. All roads/storage areas/external stockpiles/vacant or grazed areas must be maintained to avoid dust nuisance to the satisfaction of the Minister for Planning.
20. No polluted and/or sediment laden run-off is to be discharged directly or indirectly into Councils drains or watercourses. To this end, pollution or litter traps must be provided on site.
21. All works must be undertaken in a manner that minimises soil erosion, and any exposed areas of soil must be stabilised to prevent soil erosion, to the satisfaction of the Minister for Planning.
22. Soil erosion control measures must be employed throughout the construction stage of the development to the satisfaction of the Minister for Planning. All cleared areas for vehicle use must be stabilised, drained and surfaced to prevent soil erosion to the satisfaction of the Minister for Planning.
23. The area approved by this permit and subject to the extraction is to be rehabilitated, on completion of the removal of quarried material, to the satisfaction of the Minister for Planning.
24. All topsoil to be removed during the earthworks must be stockpiled, maintained in a weed-free condition, re-spread on disturbed ground after completion of the earthworks and re-vegetated to prevent erosion, all to the satisfaction of the Minister for Planning.
25. No environmental weeds may be planted on or allowed to invade the site.
26. Access to the site shall only be at the nominated crossing shown on the endorsed plan. The crossing and road pavement works are to be constructed to the satisfaction of the Pyrenees Shire Council.
27. The loading and unloading of goods from vehicles must only be carried out on the land at all times.

Expiry

28. This permit will expire if one of the following circumstances applies:
 - a) the development is not started within five years of the date of this permit
 - b) the development is not completed within ten years of the date of this permit.
 - c) the Work Authority and Approved Work Plan for the use issued under the provisions of the MRSDA is no longer in force in accordance with this MRSDA.
 - d) The development of the Stockyard Hill Wind Farm as approved by planning permit PL-SP/05/0548/A and development associated with planning permits PA1600101 and PA1600126 is completed.

29. The Minister for Planning may extend the permit if a request is made in writing:

- a) prior to the expiry of the permit, or
- b) within six months after the permit expires.

Date Issued:

8/6/17



Signature for the Minister

IMPORTANT INFORMATION ABOUT THIS PERMIT

WHAT HAS BEEN DECIDED?

The Minister has granted and issued a permit under Division 6 of Part 4 of the *Planning and Environment Act 1987*.

WHEN DOES A PERMIT BEGIN?

A permit operates-

- from the date specified in the permit or if no date is specified, from the date on which it was issued.

WHEN DOES A PERMIT EXPIRE?

1. A permit for the development of land expires if the development or any stage of it does not start within the time specified in the permit; or

the development requires the certification of a plan of subdivision or consolidation under the *Subdivision Act 1988* and the plan is not certified within two years of the issue of the permit, unless the permit contains a different provision; or

the development or any stage is not completed within the time specified in the permit, or, if no time is specified, within two years after the issue of the permit or in the case of a subdivision or consolidation within five years of the certification of the plan of subdivision or consolidation under the *Subdivision Act 1988*.

2. A permit for the use of land expires if-

- the use does not start within the time specified in the permit, or if no time is specified, within two years after the issue of the permit; or

- the use is discontinued for a period of two years.

3. A permit for the development and use of land expires if-

- the development or any stage of it does not start within the time specified in the permit; or

- the development or any stage of it is not completed within the time

- specified in the permit, or, if no time is specified, within two years after the issue of the permit; or

- the use does not start within the time specified in the permit, or, if no time is specified, within two years after the completion of the development; or

- the use is discontinued for a period of two years.

4. If a permit for the use of land or the development and use of land or relating to any of the circumstances mentioned in section 6A(2) of the *Planning and Environment Act 1987*, or to any combination of use, development or any of those circumstances requires the certification of a plan under the *Subdivision Act 1988*, unless the permit contains a different provision-

- the use or development of any stage is to be taken to have started when the plan is certified; and

- the permit expires if the plan is not certified within two years of the issue of the permit.

5. The expiry of a permit does not affect the validity of anything done under that permit before the expiry.

6. In accordance with section 97H of the *Planning and Environment Act 1987*, the responsible authority specified in the planning scheme is the responsible authority for the administration and enforcement of the *Planning and Environment Act 1987* and the relevant planning scheme in respect of this permit (whether or not the permit is amended) except that the Minister remains the responsible authority in respect of—

- any matters which the permit specifies to be done by, approved by or done to the satisfaction of the Minister; and

- any extension of time under section 69 in relation to the permit; and

- the correction of the permit under section 71(1); and

- the amendment of the permit under section 97J.

WHAT ABOUT REVIEWS?

In accordance with section 97M of the *Planning and Environment Act 1987*, the applicant may not apply to the Victorian Civil and Administrative Tribunal for a review of any condition in this permit.