



**CLARENCE ENVIRONMENT CENTRE Inc**

29-31 Skinner Street

South Grafton 2460

Phone/ Fax: 02 6643 1863

Web site: [www.cec.org.au](http://www.cec.org.au)

E-mail: [admin@cec.org.au](mailto:admin@cec.org.au)

# **Submission**

to

**Clarence Valley Council**

[council@clarence.nsw.gov.au](mailto:council@clarence.nsw.gov.au)

on

**Development Application MOD2015/0008**

**Proposed changes to consent conditions for the  
approved quarry development at Boundary Creek**

**Road, Nymboida**

**(Original DA 2014/0024)**

Compiled by John Edwards  
Scientific Licence No. SL 100126  
For the Clarence Environment Centre  
Date: 10<sup>th</sup> August, 2015

Dear General Manager

**Submission to Clarence Valley Council on Development Application (MOD2015/0008). Proposed changes to consent conditions for the approved quarry development at Boundary Creek Road, Nymboida**

The Clarence Environment Centre has received, for comment, yet another proposed change to consent conditions for the above development application. We have already made a submission to Council regarding two earlier changes to consent conditions, proposed by the proponent, and will not comment further on those other than to reinforce of opposition to both.

In regard to this latest proposed change, we have determined that we have no objection to any change to the quarry's access point.

However, in section 1.2.1 of the addendum to the EIS (page 1, paragraph 3) we note the comment that: *“The proponent is of the opinion that to develop the quarry there may be a need to **remove a significant amount of overburden** in the first few years of the commencement of the quarry. This overburden would be potentially used as select fill on major projects such as the Pacific Highway upgrade.”*

Without wasting time re-reading the initial DA, we do not recall any earlier mention of the potential sale or removal of overburden from the site. Had we known of this plan, we would have vigorously opposed such a move as it is vital to retain that material for the required post quarrying rehabilitation of the site.

We are fully aware of the fact that rehabilitation work is seldom if ever enforced, in fact there are scores of disused quarries dotted around the valley which are nothing more than degraded weed-infested wastelands, littered with the debris of previous works, and illegally dumped garbage. The recently approved Kungala quarry, which was closed down some 20 years ago, is a prime example of this problem.

Therefore, the Clarence Environment Centre requests that Council make it clear to the Nymboida quarry proponent that, for the reasons stated above, the approval was granted for hard rock removal only, and that no overburden be allowed to leave the site.

Can we also suggest that, given the seeming inability to force compliance in regard to site rehabilitation, that Council adopt a policy whereby developers be required to lodge a bond with Council to cover such eventualities.

Yours sincerely

John Edwards  
Honorary secretary