



## Department of Primary Industries

OUT16/38257

Ms Megan Dawson  
Resource Assessments  
NSW Department of Planning and Environment  
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SYDNEY NSW 2001

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Dear Ms Dawson

### **DPI response to request for comment on proposed Modification to Luddenham Quarry (DA 315-7-2003 MOD 4)**

I refer to your email of 14 September 2016 to the Department of Primary Industries (DPI) in respect to the above matter. Comment has been sought from relevant divisions of DPI. Views were also sought from NSW Department of Industry - Lands that are now a division of the broader Department and no longer within NSW DPI. Any further referrals to DPI can be sent by email to [landuse.enquiries@dpi.nsw.gov.au](mailto:landuse.enquiries@dpi.nsw.gov.au).

DPI has reviewed the application and accompanying environmental assessment and provides the following recommendations:

- The proponent should distinguish between any earth dams and sediment ponds that are collecting surface water runoff from the disturbed areas within the site and any sediment ponds or dams that are collecting clean water runoff from undisturbed areas.
- The proponent should clarify if any clean water is being collected in dams or sediment ponds for use as a water supply. If clean water is being collected, the proponent should consult with DPI Water to ensure appropriate licences are held.
- Clean water runoff from undisturbed areas should be permitted under the site's 'nil water discharge policy'. Clean water runoff should be diverted away from the development to the downstream catchments unless it is in accordance with an appropriate water access licence.
- The proponent should clarify whether the term "existing earth dams" refers only to sediment ponds or also to dams. The proponent should provide further details to clarify if the clean water dams include the existing dams in the north-west corner of Lot 1 DP838361 and east of Sediment Pond 2 on Lot 1 DP838361.
- The proponent should clarify if a water supply is proposed to be sourced from the three existing small dams which are located on the stockpile site.
- The proponent should provide further detail on the proposed location of the 4.5 m high earth mounds along Oaky Creek riparian corridor and whether the mounds will disturb or impact any part of the vegetated riparian corridor.

- Any approval for the project should consider a condition of consent requiring that at the close of operations land is rehabilitated to a level that provides future agricultural investment opportunities.

Yours sincerely



Mitchell Isaacs

**Director, Planning Policy & Assessment Advice**

14 October 2016