

Project Refusal

Section 75J of the *Environmental Planning and Assessment Act 1979*

I, the Minister for Planning, determine the project referred to in Schedule 1, by refusing to approve the proposal pursuant to Section 75J(1) of the *Environmental Planning and Assessment Act 1979* for the reasons outlined in Schedule 2.



The Hon Kristina Keneally MP
Minister for Planning

Sydney,

9 August

2009

SCHEDULE 1

Application No.:	05_0137
Proponent:	Somersby Fields Partnership (Vulcan Materials)
Approval Authority:	Minister for Planning
Land:	Lot 41 DP 1046841 and Lot 1 DP 3302768, Peats Ridge Road Somersby
Project:	Somersby Fields Sand Project

SCHEDULE 2

REASONS FOR REFUSAL

1. The planning setting of the quarry in close proximity to a school and residential area would introduce land use conflicts which would necessitate ongoing and onerous management. The extraction of the resource as proposed, is therefore fundamentally and strategically inconsistent with good land use planning, and the broader public interest; and
 2. There remains residual impact and a degree of uncertainty relating to both noise and air quality. If approved, these impacts would necessitate a very stringent ongoing management and control regime. Entire reliance on such controls at this location is unacceptable; and
 3. Given the level of uncertainty associated with the operation of the quarry at this location, and likely adverse social impacts relating to the school population, on balance the benefits of the proposal do not outweigh the residual social and environmental impacts.
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