

# yass valley council

the country the people

## Upper Murrumbidgee Catchment Network

9 June 2021

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# Background

- Fill transported into NSW from ACT development sites
- Uses – internal access roads, filling of erosion gullies, landform modifications, building pads
- Locations – ACT border

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# Background cont.

- Truck movements
- Road damage
- Driver behaviour
- Content of fill
- Sediment/dust control
- Water quality
- Potential contamination
- Amenity – noise, visual impacts
- Compliance with consent

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# Permissibility

- Code SEPP – VENM, 100m<sup>3</sup> in a rural zone
- Cl 6.1 Earthworks YLEP 2013 – Earthworks defined as excavation or filling. Filling/waste disposal facility is further defined
- Environmental protection works – defined in LEP, generally permissible without development consent

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# Permissibility – common scenarios

## Defining an activity / permissibility

- Use of soil for environmental protection works – does it need consent?
- Building/maintenance internal access road on rural zoned land – ancillary to agriculture? Does it need consent?
- Landscaping – what is landscaping / when does it become something more?
- Top dressing of paddocks – ancillary to agriculture / disposal of a waste material

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# Permissibility

- Legal advice
- Draft Policy

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# Heavy Haulage Contributions Plan

- Draft prepared/exhibited
- Engaged a different consultant
- Expect draft at June meeting – awaiting final revisions
- Higher haulage rates

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# Compliance

- Limited resources – specialised area of work
- 21/22 Operational Plan – staff, compliance levy, actions
- Inspections, notices
- Police, Weights and Measures, Cross Border Group, NSW EPA, ACT EPA

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# Consents Issued

- Development consents issued – approximately 25 since 2015
- How many more are being done without development consent?

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