

**PURPOSE OF MEETING:**

Gerroa Sand Resource – Community Consultative Committee Meeting

**MEETING NUMBER:**

GER-CCC-02

**MEETING DATE:**

07 December 2009

**VENUE:**

Gerroa Boat Fishermans Club

**ATTENDEES:**

Garry Langton  
Steve Crandell  
Wayde Peterson  
Richard Owen  
Ben van der Wijngaart  
Kel Sekulic  
James Doak  
Terry Barrett

**DISTRIBUTION:**

All Attendees  
Director-General, Department of Planning

Items are given the meeting number first and then an item number, then each item will have an individual number to be carried forward with it if raised again at future meetings.

ITEM #	DATE RAISED	DESCRIPTION	STATUS COMPLETE/ IN PROGRESS	ACTION BY WHOM	ACTION BY WHEN
A		No apologies received by time of meeting (note that Shoalhaven City Council has since sent an apology for non attendance due to staff illnesses).			
B		Kel Sekulic (KS) immediately expressed his displeasure to Garry Langton (GL) for not receiving a phone call inviting him to the meeting and not receiving an agenda prior to the meeting. GL stated that he did not phone people to ascertain their attendance or otherwise.			
C		Agenda's were made available to all attendees from the pile supplied on the table at the meeting(copy of agenda attached).			

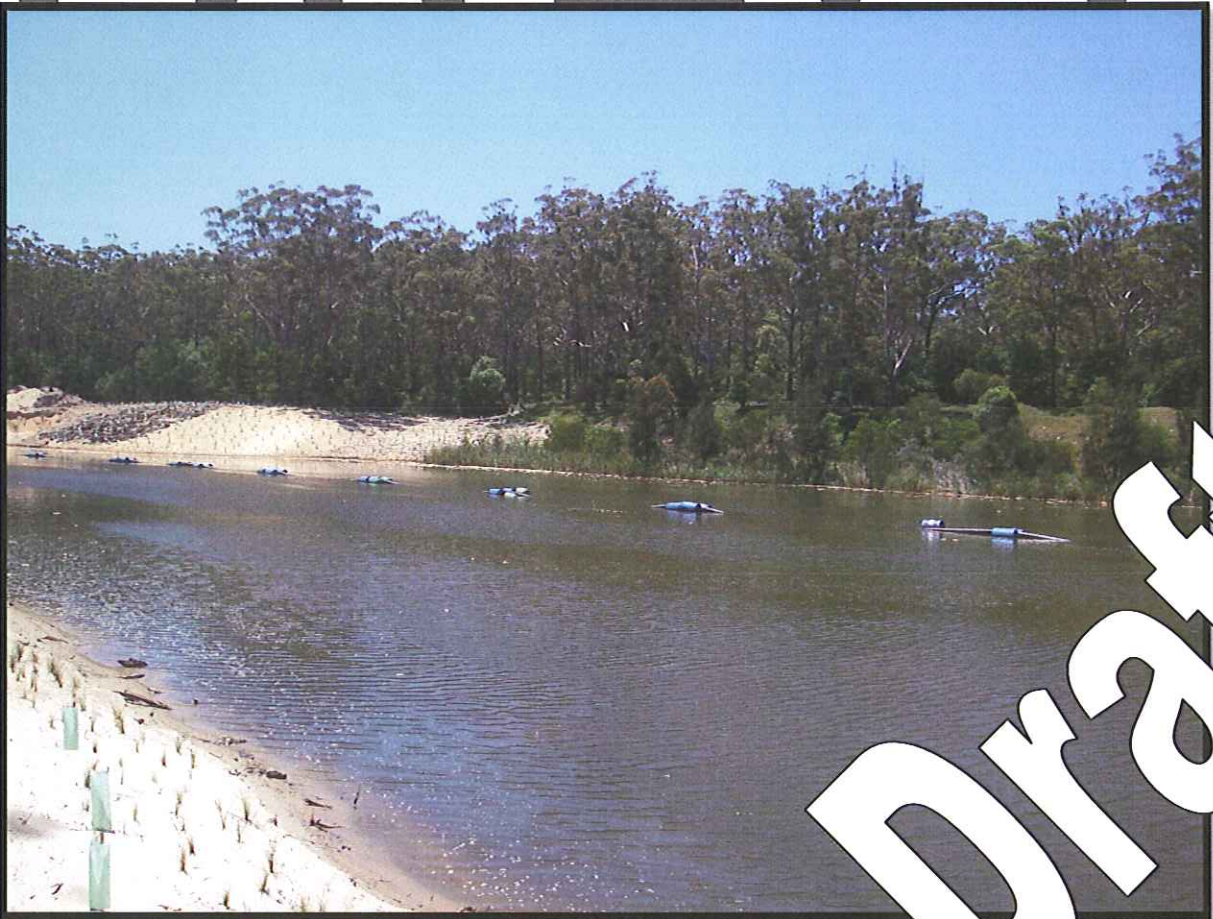
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D		GL ensured all in attendance received a copy of the previous meetings minutes to follow and for review during the meeting.			
1(a)		GL commenced the meeting with agenda item 1a, review of the previous meetings minutes. Ben van der Wijngaart (BVDW) requested that minutes be issued in accordance with guidelines, including on Cleary Bros website and in a public place. BVDW offered Kiama Council as a public place for the minutes to be displayed. He also asked for time after the meeting to further review the minutes from the previous meeting.			
1(b)		GL stated that future meetings may have to move locations as the Fishermans Club were no longer able make available meeting room. BVDW offered Kiama Council chambers. JD offered use of the Gerroa Community Association (GCA) hall. GL said that the GCA hall would be more suitable due to most members of the CCC residing in Gerroa			
2		GL expressed a desire to move to discuss the AEMR that was sent out previously. BVDW Says that Kiama Council did not receive a copy and would please like a copy sent out in due course. Wayde Peterson (WP) advised that he thought Kiama Council had been sent a copy and would confirm (Confirmed sent to Peter Stuckey 10/09/09).			
2(b)		KS interrupted ,and voiced his objection to the minutes from the previous meeting. KS stated that GL had nominated him as a Community Representative and all in attendance had agreed during the previous meeting. GL said that he did not nominate KS as a community member and that the minutes included were correct that no objections were received to KS' involvement. TB commented that he remembers clearly that GL did agree to KS position on the CCC. GL reiterated that he did not propose that KS be placed onto the CCC and that it was not the role of the CCC to do so. RO stated that he remembers that instance			

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		<p>he was the one that initially asked if anybody had any problems with KS becoming a member of the CCC.</p> <p>GL again stated that it is not the role of this CCC to nominate suitable members, they must be approved by the Department of Planning (DoP).</p> <p>GL stated that the objection should be noted in the minutes so that we can move on.</p> <p>BVDW requested that KS be advised as to what his role in the CCC is.</p> <p>WP stated that Cleary Bros is in discussion with the DoP in this regard.</p> <p>BVDW requested some clarity and stated that it should be resolved promptly.</p> <p>GL stated that the issue was between CB and the DoP and asked attendees to please move on.</p> <p>TB stated that this was ridiculous and all the time is being wasted on issues of membership and blames CB for creating the ongoing issue.</p> <p>GL again stated that the CCC is not the regulatory authority for member appointments and requested that the CCC move to environmental issues and questions.</p> <p>TB asked the CCC to decide KS membership now and then move on.</p> <p>GL reiterated that the matter is between CB and the DoP to resolve.</p> <p>KS stated that it was already decided last meeting.</p> <p>KS tabled a letter from CB claiming that CB had accepted him as a Community Representative.</p> <p>GL viewed the letter and stated that it was not referring to this current CCC.</p> <p>KS stated that he was frustrated that CB view him as a representative of an organisation that he does not in fact represent.</p> <p>RO interjected that he wanted to move on and discuss environmental matters. KS asked WP if he had received any documentation from the DoP instructing him to invite KS to CCC meetings.</p> <p>WP stated that he has received some correspondence from the DoP but the issue is</p>			

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		<p>ongoing.</p> <p>TB stated that WP must divulge what the correspondence says.</p> <p>WP stated that the correspondence is a matter between CB and the DoP.</p> <p>KS stated that the correspondence concerned him and he had a right to know what is in it.</p> <p>GL again stated the objection was noted and that the CCC must move on and continue with item 2 on the agenda.</p> <p>TB stated that he cannot approve the minutes or otherwise as he has just received them.</p> <p>BVDW stated that he had already brought that up at the meetings start.</p> <p>TB apologised for being a little late and asked that the CCC continue.</p>			
2		<p>GL asked for any comments on the AEMR.</p> <p>TB drew the CCC's attention to page 4 about the sites groundwater testing and particularly a sentence which he stated didn't make sense. TB then asked if an ecologist had viewed and approved the results.</p> <p>WP asked for clarification of the question.</p> <p>TB stated that the question was simple and was disappointed that WP did not understand.</p> <p>WP stated that an ecologist was not consulted to interpret the groundwater results.</p> <p>TB asked if CB had completed any ecology reports on the site.</p> <p>WP stated that an ecologist had been asked to complete a report about the site.</p> <p>TB asked what methods the ecologist was using.</p> <p>WP stated that he cannot comment at this time on the methods that the qualified ecologist was using to complete his report.</p> <p>TB asked if the ecology report would be included in future AEMR's.</p> <p>WP stated that if available at the time of preparation of the AEMR an ecology report may be included.</p> <p>TB said it should be included as an appendix.</p> <p>WP stated that he cannot at this point designate where the report would fit into any</p>			

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		<p>future AEMR.</p> <p>TB stated that the groundwater is being extensively tested and the results should be included with the ecology report as the relationship between the two must be considered. RO stated that the vegetation would suffer if the water quality was poor and added that the water quality is obviously not going downwards.</p> <p>TB stated that other things can affect vegetation quality such as clearing.</p> <p>JD added that salt spray can affect the quality of the vegetation.</p> <p>BVDW added that the water table can also affect the vegetation quality.</p> <p>RO stated that the site floods twice a year. TB stated that flooding hadn't happened recently.</p> <p>RO disagreed and stated that it had already happened twice this year.</p> <p>TB commented that a sentence in the AEMR stating that common sources of phosphorus in the man made environment were landfills and sewage treatment plants was misleading and that both of those sites near the sand resource were of excellent quality and did not contribute to any groundwater contaminants.</p> <p>WP responded that the sentence had been taken out of context by TB and many of the analytes in the report have background information on known man made causes of increased levels taken from the Australian Government Website – National Pollution Inventory and CB do not state that the surrounding sites cause any groundwater contamination as there is no contamination evident as per the AEMR results.</p> <p>TB stated that the AEMR was a total confusion and not put together well.</p> <p>KS stated that CB use the AEMR as a tool to argue for the increase of the limits set out in the consent for analyte levels.</p> <p>TB stated that the analyte levels were set out in the court.</p> <p>BVDW stated that the DoP cannot overrule the courts decision anyway.</p>			

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		<p>WP stated that CB simply made a recommendation as part of the AEMR process for the DoP to consider. CB simply requested that the analyte levels of some of the analytes be brought in line with the historical background results that have been achieved in the area since testing commenced.</p> <p>KS stated that CB was trying to mislead the CCC.</p> <p>WP stated that CB were not misleading the CCC, the historical results are in some cases higher than the limits set in the consent and that CB had simply requested that the DoP amend the limits so that they were in line with those historical results in the area.</p> <p>KS stated that the recommendation really means nothing as the DoP cannot approve it.</p>			
3		<p>BVDW asked that future correspondence be emailed.</p> <p>WP stated that some members of the CCC still do not use email.</p> <p>BVDW stated that it saves time and paper for everything to be emailed.</p> <p>GL was happy for all correspondence to him to be emailed.</p> <p>BVDW stated that the group could liaise via email if required from time to time if everyone's email address were available.</p> <p>WP stated that all correspondence should go through the chairman.</p> <p>TB asked if a water quality baseline was monitored.</p> <p>WP stated that the baseline data for water quality was supplied in the Quarry Environmental Management Plan as an appendix.</p>			
4		<p>WP and SC commenced a safety induction for all CCC attendees.</p> <p>A Site tour was completed. CB requested that no photos be taken by individuals. WP took photos as requested, copies are supplied with these minutes as an appendix.</p>			



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