

**PQCEG minutes meeting 8**

2.30pm 28 November 2018 Somerville Community House

**1. Attendance**

Chair: Rob Gerrand  
Chris DeFreitas  
Daniel Petroni  
Jo Murray  
Geoff Gilbert ERR  
Martin O'Shaughnessy EPA  
David Chalke Tyabb Ratepayers  
David Bergin Shire  
Leah Collins  
Dianne Anderson  
Susan Milton and Franc Amendola (BERG)  
Kerren Clark (minutes)

**2. Apologies**

Vince Lopardi SRW, Emma Gasper, Ian McLeod ERR, Martin Reeves ERR, Mindy Abel

**3. Minutes of the previous meeting**

Approved as circulated.

**4. Matters arising from the minutes**

All addressed in items below.

**5. Community grants program**

Members asked for a copy of the media release that generated the article in the local paper (it has been circulated) and they asked to be invited to the next cheque presentation ceremony – all agreed this is a good idea.

**6. Site activity update**

Chris provided overview of site activities and supply contracts since last meeting. HMS Cerberus currently a major client. Chris advised work had slowed down since the rain started and there will not be much work until the site dries out.

**7. Complaints and compliments register**

Jo tabled the register and it will soon be added to the website.

**8. Pottery Road intersection upgrade**

David B reported that lawyers for the Mornington Shire and Bayport are negotiating a revised cost share agreement that will be put to Councillors for a vote. The agreement, if supported, will provide for the intersection upgrade to proceed. There was some discussion about the likelihood of success but aside from Crs Morris and Mayor Payne being supportive, the result will not be known until the day.

**9. VCAT proceedings**

Rob referred to the VCAT decision that was circulated. He said it is long and complex but ultimately the decision was in favour of the defendant. When members requested a summary, Geoff said that the applicant was unable to establish or prove their claim that existing use rights did not apply to the site.

## 10. Tree planting and bund works

Chris said that works have been hampered by rain, but they are very close to joining the new bund to the existing southern section. He hopes to restart by Friday, if the ground has dried out enough.

Rob asked if bund was constructed from clay or topsoil and Chris confirmed it was topsoil sourced from site.

Leah asked if any decision had been made to alter the design of the bund fronting her property. Chris said that he had re-measured again and confirmed that the bund needed to be pushed back in some areas so that it was setback 10.0m from boundary. He added that he is still working on the final design and, once both sections were joined it would become clearer whether the existing bund would be pushed further back.

Di reported that she has heard that trucks are coming to the site from a landfill in Cranbourne. Chris said that the only material imported to the site is crush rock aggregates (from Hillview or Hansen) to line haul roads coming out of pit and Pottery Road. Martin advised that is entirely appropriate.

There was discussion to understand the relevance of the observation by Di and residents said they were concerned that material was being brought in to construct the bund. Chris confirmed that no material is coming in for bund works. All materials are being sourced from the site.

Leah asked if all materials coming in to site such as rock are documented and Jo said that they are.

BERG offered to assist with tree planting.

## 11. Safety

David C circulated a diagram and photos of the road and spoke to them. He observed that two 80km/hr release and one "trucks entering" sign that are supposed to be present are currently absent. After some discussion it became clear that Jo has been in constant contact with the traffic management consultant, she is not getting an adequate response. Franc says that although he does not work in traffic management, he does have a license. He said that non-compliant contractors can be pursued by VicRoads and they risk losing their license. It was agreed that there would be a notice issued to the contractor ordering them to comply with contract.

Following a long discussion regarding signage and speed, Franc said that signage and speed limits are a VicRoads matter and it is irresponsible for residents to try and make road safety decisions. It was agreed that Rob will write to VicRoads asking them to come inspect the site. The letter will be copied to Council.

The email from Digby at Council (circulated with the agenda) was discussed and David B said he would arrange a formal response to Rob.

## 12. Dust

Daniel spoke to chart on the agenda. He is happy to circulate report that goes to DEDJTR but he thinks chart is adequate. He confirmed that there are no daily results, deposition gauges are collected monthly by an accredited scientist and then analysed.

Daniel said live monitoring is not in place and not required. Martin said that live monitoring just tells you 'you have a problem right now', ie need to water. The monitoring in use is the universal standard across the board. It is not pointless because it gives overall loading of nuisance dust exposure for the month. Graphs are valid and serve a purpose.

The quarry may install live monitoring not recommended or mandatory. Daniel added that the results of the monitoring in place do not justify live monitoring.

Martin discussed the difference between nuisance and health dust. He said nuisance dust is typically what one might see on the patio etc. As PQV results are within limits, the dust is likely only nuisance dust from gross deposition and does not necessarily signify a health issue so live monitoring is not indicated. However, it is open for the quarry to do so should it wish at a later date in consultation with the community and DEDJTR and EPA if the situation changes.

Franc asked about OHS. Daniel said workers wear personal monitors when crushing. Martin observed that OHS is fundamentally a different approach, workers are 'up close and personal' and that is why they require PPE. Nonetheless Franc argued for access to personal data. Martin said that data from PPE don't extrapolate. He asked whether workers wear masks and they do not. He said that the absence of masks implies dust is not a health flag. No masks being worn indicates that there is not an onsite OHS problem and the personal monitoring is simply confirming same.

Martin stated 4g per square m per month for nuisance dust is across the board, all locations and similar industries. Since the 1960s and data and observations are constantly updated. Long history of continuity, a validated benchmark.

Notwithstanding, Franc requests more monitoring OBO local residents."

### 13. Noise

Daniel spoke to the materials attached to the agenda papers in answer to David C's questions regarding impulsive versus intermittent noise. The response from the acoustics engineer is that no noise from quarry are impulsive or intermittent by EPA standards.

David C asked for copy of opinion and Daniel agreed to supply.

Leah is still upset about noise and dust and not satisfied. Limits are acceptable in the eyes of the EPA but not for her.

The Chair noted that since last year, many decisions have been to ameliorate noise and dust and it takes time for things to be in place. For example, trees take time to grow.

Susan asked if the opinion obtained was an expert opinion and Daniel confirmed that it was. He was asked when the sample data was collected and Daniel confirmed it was over a continuous 2½ week period whilst the quarry was in operation.

David C asked whether the can EPA review the opinion and Martin said yes, at the request of the chair. Geoff suggested supplying the report and data to EPA and Daniel agreed to do so.

Martin said judgements regarding impulsive or intermittent noise are subjective when made by an individual. Two weeks of data collection is long enough if it is representative.



Martin also said that Arup is a well-regarded consultant in this field and explained logarithmic nature of noise.

Daniel asked about the ERR noise monitor and Geoff said they have it, people have been trained but not yet used.

#### 14. General business

#### 15. Next meeting

2.30pm (please note new time) 13 February 2019