

WESTERN JOINT REGIONAL PLANNING PANEL

Electronic Meeting held between 30 June and 7 July 2016

Panel Members: Gordon Kirkby (Chair), Mark Grayson, Ruth Fagan, Lindsay Dunstan, Lindsay Mathieson

Apologies: None Declarations of Interest: None

Determination and Statement of Reasons

2016HCC003 – Western Plains – DA2016/70 [Lot 19 DP 753252, Eulandool Road, Benolong] as described in Schedule 1.

Date of determination: 7 July 2016

Decision:

The panel determined to approve the development application as described in Schedule 1 pursuant to section 80 of the *Environmental Planning and Assessment Act 1979*.

Panel consideration:

The panel considered: the matters listed at item 6, the material listed at item 7 and the material presented at meetings and the matters observed at site inspections listed at item 8 in Schedule 1.

Reasons for the panel decision:

The panel adopted the assessment of those matters in the Council Assessment Report.

Conditions: The development application was approved subject to the conditions in the Council Assessment Report as amended below:

Inclusion of a new condition to read as follows:

The Biodiversity Management Plan required as per Condition 33 of State Significant Development Consent (SSD-5251) shall apply to the Quarry the subject of this Development Application, which specific regard to the Pink-tailed Worm Lizard.

{Reason: To ensure that the Pink-tailed Worm Lizard is not detrimentally impacted by the proposed development}

Panel members:

 Gordon Kirkby	 Ruth Fagan	 Mark Grayson
 Lindsay Mathieson	 Lindsay Dunstan	

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SCHEDULE 1

1	JRPP Reference – LGA – Council Reference: 2016HCC003 – Western Plains – DA2016/70
2	Proposed development: Karingle Quarry. Extractive industry for the quarrying of basalt and associated activities, including on-site processing (crushing and screening) for use with Dubbo Zirconia Project (SSD-5251).
3	Street address: Lot 19 DP 753252, Eulandool Road, Benolong
4	Applicant/Owner: Australian Zirconia Limited
5	Type of Regional development: Designated Development – Extractive Industry.
6	Relevant mandatory considerations: • Environmental planning instruments: ○ State Environmental Planning Policy (State and Regional Development) 2011 ○ State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries) 2007 ○ State Environmental Planning Policy (Rural Lands) 2008 ○ State Environmental Planning Policy 55 – Remediation of Land ○ Orana REP No1 – Siding Spring ○ Dubbo Local Environmental Plan 2011 • Draft environmental planning instruments: • Development control plans: • Planning agreements: • Regulations: None • The likely impacts of the development, including environmental impacts on the natural and built environment and social and economic impacts in the locality. • The suitability of the site for the development. • Any submissions made in accordance with the <i>Environmental Planning and Assessment Act 1979</i> and EPA Regulation. • The public interest, including the principles of ecologically sustainable development.
7	Material considered by the panel: Council Assessment Report Dated 29 June 2016 Written submissions during public exhibition: nil
8	Meetings and site inspections by the panel:
9	Council recommendation: Approval
10	Draft conditions: As per the Assessment Report