

COUNCIL ASSESSMENT REPORT

Panel Reference	2016WES016
DA Number	D2016-482
LGA	Dubbo Regional Council
Proposed Development	Extractive Industry (Quarry)
Street Address	20L Sheraton Road, Dubbo
Applicant/Owner	Regional Hardrock P/L
Date of DA lodgement	7 October 2016
Number of Submissions	3
Recommendation	Refusal
Regional Development Criteria (Schedule 4A of the EP&A Act)	8 Particular designated development (a) extractive industry.
List of all relevant s79C(1)(a) matters	• Environmental Planning and Assessment Act, 1979 • Environmental Planning and Assessment Regulation, 2000 • State Environmental Planning Policy No.33 – Hazardous and Offensive Development • State Environmental Planning Policy No.55 – Remediation of Land • State Environmental Planning Policy (infrastructure) 2007 • State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries) 2007 • State Environmental Planning Policy (State and Regional Development) 2011 • Dubbo Local Environmental Plan 2011 • Dubbo Development Control Plan 2013 • Planning Agreement s93F Environmental Planning and Assessment Act, 1979
List all documents submitted with this report for the Panel's consideration	• Development Plans • Draft Conditions of Consent • General Terms of Approval (EPA) dated 1 February 2017 • Correspondence from Ashurst Australia dated 28 November 2016 • Correspondence to Department of Planning and Environment dated 23 March 2017 • Land and Environment Court Judgement dated 16 February 2011
Report prepared by	Director Environmental Services, Dubbo Regional Council
Report date	18 April 2017

Summary of s79C matters

Have all recommendations in relation to relevant s79C matters been summarised in the Executive Summary of the assessment report?

Yes

Legislative clauses requiring consent authority satisfaction

Have relevant clauses in all applicable environmental planning instruments where the consent authority must be satisfied about a particular matter been listed, and relevant recommendations summarized, in the Executive Summary of the assessment report?

Yes

e.g. Clause 7 of SEPP 55 - Remediation of Land, Clause 4.6(4) of the relevant LEP

Clause 4.6 Exceptions to development standards

If a written request for a contravention to a development standard (clause 4.6 of the LEP) has been received, has it been attached to the assessment report?

Not Applicable

Special Infrastructure Contributions

Does the DA require Special Infrastructure Contributions conditions (S94EF)?

No

Note: Certain DAs in the Western Sydney Growth Areas Special Contributions Area may require specific Special Infrastructure Contributions (SIC) conditions

Conditions

Have draft conditions been provided to the applicant for comment?

No

Note: in order to reduce delays in determinations, the Panel prefer that draft conditions, notwithstanding Council's recommendation, be provided to the applicant to enable any comments to be considered as part of the assessment report