

## DETERMINATION AND STATEMENT OF REASONS

### SYDNEY CENTRAL CITY PLANNING PANEL

<b>DATE OF DETERMINATION</b>	22 July 2024
<b>DATE OF PANEL DECISION</b>	22 July 2024
<b>PANEL MEMBERS</b>	Abigail Goldberg (Chair), David Ryan, Steve Murray, Moninder Singh, Chris Quilkey
<b>APOLOGIES</b>	None
<b>DECLARATIONS OF INTEREST</b>	None

Papers circulated electronically on 18 July 2024.

#### MATTER DETERMINED

PPSSCC-506 – Blacktown – DA0173/22 - 30 Tattersall Road, Kings Park - Designated and Integrated Development for a proposed battery sorting and transfer station.

#### PANEL CONSIDERATION AND DECISION

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

#### Development application

The panel determined to approve the development application pursuant to section 4.16 of the *Environmental Planning and Assessment Act 1979*.

The decision was unanimous.

#### REASONS FOR THE DECISION

The panel determined to approve the application for the reasons outlined in the council assessment report, replicated as follows:

*The proposed development is consistent with the objectives and provisions of the Blacktown Local Environmental Plan 2015 and applicable State Environmental Planning Policies (Section 4.15(1)(a)(i) of the Environmental Planning and Assessment Act 1979).*

*The use of the site as a battery sorting and transfer station contributes to the recycling process providing positive environmental outcomes (Section 4.15(1)(b) of the Environmental Planning and Assessment Act 1979).*

*The site is suitable for the proposed development (Section 4.15(1)(c) of the Environmental Planning and Assessment Act 1979).*

*The proposed development is in the public interest (Section 4.15(1)(e) of the Environmental Planning and Assessment Act 1979).*

Further, the panel gave the following additional reasons for approval:

The EPA played a key role in reviewing the application as the proposal involves hazardous materials with related risks including the potential spread of fire that it was important to mitigate through the building design and conditions. Environmental protection measures have also been proposed to minimise potential impacts on the natural environment such as pollution of waterways, air quality and noise.






The site is within the Kings Park Industrial Area, which Council considers appropriate for the use. No submissions were received.

#### **CONDITIONS**

The development application was approved subject to the conditions in the council assessment report.

#### **CONSIDERATION OF COMMUNITY VIEWS**

In coming to its decision, the panel notes that no written submissions were made during public exhibition and therefore no issues of concern were raised.

PANEL MEMBERS	
 Abigail Goldberg (Chair)	 David Ryan
 Steve Murray	 Chris Quilkey
 Moninder Singh	

SCHEDULE 1		
1	PANEL REF – LGA – DA NO.	PPSSCC-506 – Blacktown – DA0173/22
2	PROPOSED DEVELOPMENT	Designated and Integrated Development for a proposed battery sorting and transfer station.
3	STREET ADDRESS	30 Tattersall Road, Kings Park
4	APPLICANT/OWNER	Applicant: Battery Recyclers Pty Ltd Owner: Sell & Parker (Holdings) Pty Ltd
5	TYPE OF REGIONAL DEVELOPMENT	General development over \$30 million
6	RELEVANT MANDATORY CONSIDERATIONS	<ul style="list-style-type: none"> <li>Environmental planning instruments: <ul style="list-style-type: none"> <li>Environmental Planning and Assessment Act, 1979</li> <li>Environmental Planning and Assessment Regulation, 2021</li> <li>State Environmental Planning Policy (Biodiversity and Conservation) 2021</li> <li>State Environmental Planning Policy (Industry and Employment) 2021</li> <li>State Environmental Planning Policy (Planning Systems) 2021</li> <li>State Environmental Planning Policy (Resilience and Hazards) 2021</li> <li>State Environmental Planning Policy (Transport and Infrastructure) 2021</li> <li>Blacktown Local Environmental Plan 2015</li> </ul> </li> <li>Draft environmental planning instruments: Nil</li> <li>Development control plans: <ul style="list-style-type: none"> <li>Blacktown Development Control Plan 2015</li> </ul> </li> <li>Planning agreements: Nil</li> <li>Provisions of the <i>Environmental Planning and Assessment Regulation 2021</i></li> <li>Coastal zone management plan: Nil</li> <li>The likely impacts of the development, including environmental impacts on the natural and built environment and social and economic impacts in the locality</li> <li>The suitability of the site for the development</li> <li>Any submissions made in accordance with the <i>Environmental Planning and Assessment Act 1979</i> or regulations</li> <li>The public interest, including the principles of ecologically sustainable development</li> </ul>
7	MATERIAL CONSIDERED BY THE PANEL	<ul style="list-style-type: none"> <li>Council assessment report: 4 June 2024</li> <li>Written submissions during public exhibition: 0</li> </ul>
8	MEETINGS, BRIEFINGS AND SITE INSPECTIONS BY THE PANEL	<ul style="list-style-type: none"> <li>Preliminary Briefing: 30 November 2023 <ul style="list-style-type: none"> <li><u>Panel members</u>: Abigail Goldberg (Chair), Steve Murray, David Ryan, Chris Quilkey, Moninder Singh</li> <li><u>Council assessment staff</u>: Bertha Gunawan, Alan Middlemiss, Ian Arnott</li> <li><u>Applicant</u>: Jordon Rodgers, Mark Jackson, Morgan Parker, Chloe Rich, Craig Ley</li> </ul> </li> </ul>
9	COUNCIL RECOMMENDATION	Approval
10	DRAFT CONDITIONS	Attached to the council assessment report