

Mr Adam Kelly  
Director Business Development  
Daracon Group  
20 Kullara Close  
BERESFORD NSW 2322

6/11/2020

Dear Mr Kelly

### **Martins Creek Quarry (SSD 6612) – Amended Development Application**

I refer to your letter lodged via the NSW Planning Portal and dated 7 September 2020 requesting an amendment to the development application for the Martins Creek Quarry (SSD 6612), in accordance with clause 55 of the *Environmental Planning and Assessment Regulation 2000* (EP&A Regulation).

In considering the above request, I note that Buttai Gravel Pty Ltd (hereafter Daracon) had previously written to the Department in 2019 seeking to amend its development application, but that this request was not progressed. I understand that Daracon has since undertaken work to further refine the proposed development to take account of community feedback and the resolution of recent Court proceedings. As such, the requested amendments outlined in your letter dated 7 September 2020 supersede Daracon's previous request and form the basis of your requested amendment to the development application.

The Department has considered the information provided and notes that while the proposed amendments would not affect the main aspects of the project, including mining and processing methods and nature of operations, they would change aspects of the development application that was exhibited in October 2016.

I understand the amendments proposed seek to respond to community submissions and agency advice received during the exhibition of the Environmental Impact Statement (EIS). Based on the information provided in your letter, the Department considers that the proposed changes are likely to result in reduced impacts on the environment and nearby receivers.

Furthermore, I understand that Daracon has commenced preparation of an Amendment Report to provide an updated assessment of the environmental impacts of the proposed amended development. In this regard, I wish to confirm that the Department is satisfied that the Amendment Report can be prepared in consideration of the list of guidelines identified in column 3 of the table in Attachment 2 of your letter.

On the above basis, as delegate of the Independent Planning Commission, I agree to the amendments to the development application for the Martins Creek Quarry (SSD 6612) as detailed in your letter dated 7 September 2020, in accordance with clause 55 of the EP&A Regulation.

If you wish to discuss the matter further, please contact Colin Phillips on 02 9274 6483.

Yours sincerely



Matthew Sprott

**Director Resource Assessments**  
as delegate of the Independent Planning Commission