

12 December 2018

Susan Fox
Contact Officer
NSW Planning and Environment

Dear Susan,

Response to Exhibition of Modification Request for Regain Spent Potlining Processing Facility (MP 06_0050 MOD 2)

Thank you correspondence dated 19 November 2018 requesting Council's comments on the proposed Tomago Spent Potlining Facility Modification (MP 06_0050 MOD 2) located at 638 Tomago Road TOMAGO 2322 (Lot: 3 DP: 808004).

Council were engaged during the preparation of the modification documentation in August this year. Upon review of the documentation submitted as part of this package, Council's comments remain consistent with those identified previously. The increased capacity of the facility including the footprint, vehicle movements and stormwater runoff should consider the cumulative impact on the ecological constraints of the site, water quality and traffic impacts. Any assessment of the modification should consider and include the following:

- Traffic impact assessment and stormwater management plans should be updated to ensure they support the increase as a result of the modification.
- The indirect ecological impacts due to the construction and operation should include (but not limited to):
 - Vegetation mapped as Supplementary and Marginal Habitat under the Port Stephens Comprehensive Koala Plan of Management. The subject site forms part of an area of known generation persistence for koalas and forms potential habitat and/or corridors for threatened species such as Koalas, Squirrel Glider and Wallum Froglet; and
 - Wetlands identified in the Port Stephens Local Environmental Plan 2013 and the *State Environmental Planning Policy (Coastal Management) 2018*.
- The development shall comply with the existing (and modified) Environment Protection Licence (EPL) 13269, Environmentally Hazardous Chemicals Licence #88 and the Project Approval (06_0050), including the Secretary's Environmental Assessment Requirements (SEARs) issued for the project.

Thank you for the opportunity to comment during the exhibition period of the proposed modification.



Yours Sincerely,
Sophie Efkarpidis
Development Planner
Development Assessment and Compliance