

Christine Chapman - RE: NICA Modification Application - 09_0006 Mod 1

From: Stephen Punch <StephenP@maitland.nsw.gov.au>
To: "'Christine Chapman'" <Christine.Chapman@planning.nsw.gov.au>
Date: 3/20/2013 2:54 PM
Subject: RE: NICA Modification Application - 09_0006 Mod 1
CC: David Simm <DavidS@maitland.nsw.gov.au>

Christine,

Thank you for providing the opportunity to comment on the proposed amendment to the NCI project approval (MP 09_0006) dated 19 January 2012.

Council understands that the amendments being sought are the result of a negotiated outcome between NCIA and the McCloy Group in the Land and Environment Court and the subject of a Deed of Settlement between the parties. Council are currently processing a Section 96 application for amendments to the subdivision layout within the adjoining 'Heritage Green' development which is also contemplated by the Deed of Settlement.

Council raises no 'in principle' concerns with the amendments to the NCIA project approval MP 09_0006:

- The amendments to Condition 26 will provide a more stringent control on the acoustic performance of the NCIA operations by applying the 35dBa criteria to a position nearer to the NCIA plant than Kenvil Close.
- The amendments to Condition 6 provide a greater degree of certainty in relation to the timing of the surrender of the existing consent by making the trigger point for the surrender the commencement of any of the operations contemplated by Stages 3-8 of the project approval.

Please do not hesitate to contact me should you have any further queries.

Regards,

Stephen Punch
Principal Planner

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From: Christine Chapman [mailto:Christine.Chapman@planning.nsw.gov.au]
Sent: Tuesday, 19 March 2013 4:17 PM
To: David Simm; Nicki Campbell
Cc: Stephen Punch
Subject: NICA Modification Application - 09_0006 Mod 1

Good afternoon David,

I have made several attempts to contact Council regarding a request for comments made on 13 February 2013.

Comments were requested by 27 February. As I have not received any correspondence to date may I assume that Council has none.

Could you please respond by close of business tomorrow if possible.

Thank you

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