



23 May 2024

James McDonough
Team Leader, Resource Assessments
Department of Planning, Housing and Infrastructure

via email: [REDACTED]

Dear James,

Eagleton Quarry Project (SSD-7332)
Questions on Notice and Request for Additional Information

I refer to the State significant development application for the Eagleton Quarry Project (SSD-7332) (**Application**), currently before the NSW Independent Planning Commission (**Commission**) for determination.

Following the Commission's meeting with the Department on 16 May 2024, the Commission is seeking a response from the Department on the following matters:

1. the Department's assessment of the Project against:
 - the RU2 zone objectives and provisions of cl 7.1, 7.2 and 7.8 of the *Port Stephens Local Environmental Plan 2013*;
 - the relevant provisions of *State Environmental Planning Policy No. 44 – Koala Habitat Protection*;
2. clarification as to whether the amendment made by the Applicant to the Application constituted a minor amendment under s 38(2)(a) of the *Environmental Planning and Assessment Regulation 2021* (the Regulations).

The Commission is also seeking a copy of the following documents:

- any correspondence from the Applicant on the recommended conditions of consent; and
- any written advice from the EPA on the recommended hours of operation.

The Commission requests that the Department provide a response by **5pm on Wednesday 29 May 2024**. This letter and your response will be made publicly available on the Commission's website.

Should you require any clarification in relation to the above, or wish to discuss further, please contact Tahlia Hutchinson, [REDACTED] or 9383 2120

Yours sincerely,

[REDACTED]
Stephen Barry
Planning Director