

SUBMISSION

Re: 08_0194 Stage 1 Project Application - Kings Forest, Kingscliff

To:

Dept of Planning
GPO Box 39
Sydney NSW 2001

Online: http://majorprojects.planning.nsw.gov.au/index.pl?action=view_job&job_id=2642

Dear Sir

I would like to make the following comments on the Kings Forest Stage 1 Plan.

- Golf course should use no toxic organophosphate pesticides – instead use only organic non-toxic pesticides.
- wildlife corridors need to connect and not be fragmented
- need overpasses for wildlife on roads, not just underpasses, including exclusion fencing
- road signage must advise motorists to slow down for wildlife
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- Koala Beach style plan
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- Rate levy to maintain Management Committee
- an URGENT and THOROUGH investigation into claims of illegal clearing adjacent to Kings Forest must be made and, if found to be true, be prosecuted to the full extent of the law.

Sincerely

(Signed)

Name:

Merryl Rigley

Address:

171 Hudson rd, Woolacwin QLD 4039

The Director Metropolitan and Regional Projects North
Major Projects Assessment
Dept of Planning
GPO Box 39
Sydney, NSW 2001
Email: plan_comment@planning.nsw.gov.au

Re: KINGS FOREST Stage 1 Subdivision and Bulk Earthworks - Application No. 08_0194

The proposed development includes or is located adjacent to land of high environmental significance including Cudgen Nature Reserve, Cudgen Creek, Koala habitat, State Protected Wetlands (SEPP 14), Endangered Ecological Communities and habitat of Threatened flora and fauna.

The massive scale of the development requires that Environmental Assessment (EA) undertaken by the Department of Planning (DoP) takes into full consideration all aspects of impacts on the environment. The DoP needs to ensure that the community has full confidence that the development will have minimal impact on native flora, fauna, plant communities and waterways prior to approval of Stage 1.

The trust of the community has already been breached by recent clearing of Melaleuca forest adjacent to Blacks Creek and dredging of the creek within Cudgen Nature Reserve adjacent to the development site. This application should be deferred until there is a court decision on the unauthorised clearing and draining of Blacks Creek.

I object to the Stage 1 application on the following grounds;

Staging of the dedication of environmental protection land to Tweed Shire Council or OEHL throughout the project DGR 2.4.

All environmental protection lands to be dedicated and transferred to Tweed Shire Council and OEHL in the early stages of the project. It is essential that these lands are transferred in their current condition prior to commencement of earthworks which could cause damage to native vegetation and function of wetlands. Alternatively should the dedications be staged there should be strict conditions and a bond to ensure that there is no clearing or degradation of these areas. There is insufficient detail on the dedication of land to Council and OEHL.

Long term management and maintenance of environmental areas and open space DGR 2.5. and Updates of various management plans DGR 9.4.

These two points have not been adequately addressed by the proponent. All EA and recommendations included in the Koala, vegetation, weed, landscaping and buffer management plans should be consistent and there should be no duplication or overlap. There should be an integrated implementation table (work schedules, timing and costing) included for all related works. Planting and restoration areas should be in suitable locations and habitats, e.g. heath has very specific habitat requirements. There should be clear guidelines for the proponent to implement management of the areas over a minimum 5 year period. Tweed Shire Council and OEHL should be involved in the planning of the implementation and maintenance schedules and costings. Measurable Performance and Completion Criteria requires review and must ensure that the proponent achieves successful outcomes within given timeframes.

Koala Plan of Management (KPoM)

Although the KPoM has been revised it still does not adequately ensure the long term protection of Koalas. The fencing of housing enclaves provides some protection from dogs and vehicles but also brings into question numerous other issues such as ability of dogs to move across grids, maintenance of fencing, barrier to movement and entrapment. The east-

west corridor has been deferred to a later stage whereas it should be identified and included in the KPOM. Current road design, proposed golf course provisions and lack of east west corridor do not provide for adequate protection of Koalas. Koalas currently move through the majority of the site.

There are inconsistencies with other management plans particularly related to the planting of the Koala food trees. Plantings should not be in heathland restoration areas, within the identified Littoral Rainforest and APZs. The PoM should include a detailed implementation table as per previous point. Dogs ownership should be prohibited. The KPOM does not sufficiently address DGRs 9.5 – 9.9.

General Points

The Bushfire Risk Management Plan to include ecological considerations. The Asset Protection Zones should not be included within Ecological Buffers.

Removal of Littoral Rainforest which is a state and federally listed Endangered Ecological Community.

The proponent requests ongoing maintenance of Blacks Creek within the site which includes removal of sediment. Drainage of the site relies on the flow of Blacks Creek from Kings Forest through Cudgen Nature Reserve to Cudgen Creek. Sections of the creek are within state protected wetlands. Adequate drainage through Blacks Creek is required in time of flood but the EA has not provided details of recommended cross sections.

Monitoring of the success of all plantings and restoration should be undertaken by an independent consultant. An independent environmental officer should be employed throughout the project to ensure compliance with relevant conditions of consent. Both positions to be funded by the proponent through Tweed Shire Council.

Insufficient details of proposed earthworks with likely adverse effects on hydrology and native plant communities. There are proposed cuts of up to 2m adjacent to existing native vegetation.

Signature 

Printed Name DAVID HEAD

Address 37/130 JUTLAND ST, OXLEY, 4075

Date 22/1/12

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Address _____

Date _____

[Handwritten Signature]

JALIE THOMAS

2 DALLAW CRESENT MANTONWAY KAYS

4212

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2. Cudgen Lake (a State Significant Coastal Lake), Cudgen Nature Reserve, Cudgen Creek system (nominated marine protected areas) and Blacks Creek need an Ecological Health Study (EHS) urgently before any earthworks drainage enters the Cudgen Marine System. There needs to be a Sustainability Assessment and Management Strategy prepared. There needs to be a referral to UNESCO for the impacts of this development on World Heritage values of the Caldera's coastal lowlands which are integral food sources in winter. Cudgen waterways provide significant feeding and breeding habitat for many water bird species including threatened species. Tweed already has the highest concentration of threatened species in Australia which is why resumption of Kings Forest should be seriously considered.
3. The development footprint of this project is too large considering the high level of biodiversity, threatened species and endangered ecological communities at risk. The community needs till at least end of February to understand the issues and there needs to be public consultation by both the developer and state planning.
4. The Cudgen Paddock and eastern side were assessed by NSW Dept Environment officers in the 2005 zoning, council staff and councillors for the Concept Plan 2009 and other ecologists who all agreed this was the minimum area needed to maintain biodiversity. A golf course encourages feral species, further threatening native species in Cudgen Nature Reserve. No development is the best plan.
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Locking koalas out is a barrier to their movement on the site, contrary to the Concept KPOM. There is no proof that cattle grids deter dogs. Who will bear the expense of fence maintenance? There is no such thing as a koala-friendly dog and one bite will kill a koala. The scent of a dog disturbs native species. The current KPOM does not prohibit dog breeds, numbers or require dusk-to-dawn housing. It relies on the residents to enforce the KPOM when there should be an on-site environmental compliance officer from DEH or council.

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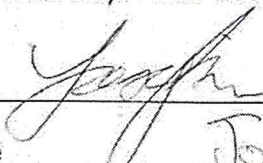
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Signature

Printed Name

Address

Date


Josephine Kjaer-Schuster
Kings Ford, Sydney, NSW
22/11/12

SUBMISSION

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Name: Kali O'Brien

Address: 6 cormerant place, Kingscliff

KOZ

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Signature [Signature]
Printed Name RED PORTER
Address P.O. Box 30, Byron Bay, NSW 2481
Date 22.1.2012

179

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49 Bray's Creek Rd Tyalgum NSW

2484

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Signature

Hope Gray

Printed Name

Hope Gray

Address

4a Peter Street, Banora Point NSW

Date

22/01/12

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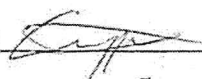
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Printed Name Cindy Cropper

Address Caravan park Kingscliff.

Date 22.1.12

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 Dept of Planning
 GPO Box 39
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 Email: plan_comment@planning.nsw.gov.au

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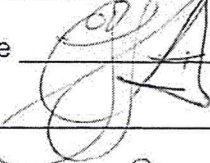
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Signature

KABBY EDWARD LEO JACQUES

Printed Name



Address

1/2 UNIT 2 153 MURKUMBAT ST
MURKUMBAT NSW

Date

23-1-2012

* FOR YOUR OWN SALES *

2484

Attention:

The Director Metropolitan and Regional Projects North
Major Projects Assessment
Dept of Planning
GPO Box 39
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Email: plan_comment@planning.nsw.gov.au

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Printed Name JULIE LEWIN

Address 1453 Kyogle Rd, UKI NSW 2454

Date 23 January, 2012

I fully support Team Koala.

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Printed Name Kylie Skye Macdonald

Address PO Box 3137 Box Ubi NSW 2454

Date 25.1.12

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B. Apperood

Address

2 Rowlands Creek Road

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