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Planning & Assessments,  
Dept of Planning Industry & Environment  
Locked Bag 5022,  
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24<sup>th</sup> August 2020.

RE: OBJECTION LETTER RESOURCE RECOVERY FACILITY SSD-10446

My name is Joanne Spiteri my husband Peter and I live at 2550 Elizabeth Drive, Luddenham. Luddenham is a small agricultural village. There are many agricultural farms in the area including market gardens, honey farm, olive farm, 3 large intensive commercial poultry farms, sheep and cattle farms.

Most residents on Adams Road, Elizabeth Dr, and Luddenham Road are not serviced by Sydney Water. They collect their drinking water from their roofs and the dams are used for a water source for our animals and is also used for irrigation.

My husband and I run a poultry and sheep farm. We currently grow 40,000 ducks for Pepe Ducks every six weeks. We also have the capacity to grow 100,000 chickens every eight weeks. We currently have approx. 45 head of sheep.

We OBJECT to the Luddenham Resource Recovery Facility. We have concerns with current land use and future land use.

#### PERMISSIBILITY

Under Liverpool Local Environment plan 2008 (Liverpool LEP). The development for a Resource Recovery Facility is not permissible in land zone RU1 Primary Production under Liverpool LEP.

The Western Sydney Aerotropolis Planning Package currently on exhibition shows the RRF site falling predominantly within the proposed Agribusiness zoning of the proposed Aerotropolis SEPP, land along the eastern boundary of the RRF site is shown Environment and Recreation zoning. As such the proposed Resource Recovery Facility may not be permissible use under the proposed Aerotropolis SEPP based on the existing proposal.

#### EXISTING USE RIGHTS

The RRF lodged the application under the current SEPP and the current SEPP states a Resource Recovery Facility is permissible, but under the proposed Agricultural SEPP a Resource Recovery Facility is not permissible.

A business can still operate under the “Existing use Rights”.

“Existing use rights are designed to permit continuation of a lawful use of land for the purpose for which it was used immediately before the law changed to prohibit that use. A continuing use right to an existing use right, except the change to the law made the use permitted with approval.”

Under Section 4.66 of the EPA act put limitations on existing use rights. Although a person continue to use their land in a particular way, generally they cannot do the following.

The continuance of the use where that use is abandoned (that is, land has not been used in that particular way for a continuous period of 12 months)

In the RRF report is stated that the quarry had not been operating for 18 months and the RRF will not be approved prior to the change of zone. So how can they operate in the new Agri business zone?

## COMPATIBLE LAND USE AND AGRI BUSINESS

A Resource Recovery Facility deals with commercial and industrial waste. Agriculture and Agri business deals with food we provide not only for the people of Australia but food we export around the world. Australia is known for their high standard in Agriculture. This is reflected by the stringent rules we must all adhere to. Agribusiness is a great opportunity to export our beef, chicken, horticultural goods, lamb etc around the world.

Having a Resource Recovery Facility is not compatible with a high standard agribusiness zone.

Australian agricultural businesses are amongst the best in the world. We are heavily regulated industry. Some regulations that the poultry industries have to adhere to are

- FSANZ Poultry Meat production and Processing Standard (Food Authority NSW) and Salmonella Enteritidis Control Order (Food Authority NSW)
- Model Code of practice for the welfare of Animals Poultry.
- Any Local Government (DA) restrictions
- Traceability-Property Identification Code
- Australian Standards and Guidelines for the Land Transport of Animals
- Work Health and Safety Regulation
- Animal Welfare & Bio Security
- National Water Biosecurity Manual Poultry Production.
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We feel there will be a conflict of interest in land use.

## ENTRY AND EXIST OF FACILITY

Our farm is only 300 metres from the entry and exist points of the proposed RRC site. We currently have five poultry sheds. Four of the sheds are close to Adams Road. Our agricultural dam is near shed 1 and is the closest to the road.

The proposed development for a Resource Recovery Facility will accept 600,000 tonne per annum of commercial and industrial waste. Dispatch 540,000 tonne per annum of recycled product. Facility will dispatch between 60,000 and 120,000 of non recyclable waste to an offsite waste facility.

Previous owners had an approval to dispatch 300,000 tonne of clay and shale per annum. The entry and exist point were on Elizabeth Drive, Luddenham. Elizabeth Drive is an arterial road.

The entry and exist will now be on Adams Road. Adams Road is a rural collector road and has a 3 tonne limit. The entry and exist now has impact on not only our large poultry farm but many local residents. The previous entry and exist points had not impact on any of the neighbours.

A traffic management plan needs to be established.

## SITE SUITABILITY

The site is neither compatible with the WSA nor the agribusiness zone.

NSW Government website – NSW Government Western Sydney Aerotropolis Agribusiness states “This precinct would support the production and value adding of sustainable, high quality fresh produce and pre prepared consumer foods bringing opportunities to existing and new business, market and products”.

The Agribusiness zone should be an economic hub. Many businesses may be turned off by having a waste facility in an Agribusiness zone. This may result in less interest in the Agri business precinct. Residents may also be at a disadvantage trying to achieve a reasonable price for their properties.

There may be conflict of interest or incompatibility in land use.

## POULTRY FARM CONCERNS

Our property will be impacted by daytime noise, night time noise, sleep disturbance, vibration, air quality, dust emission, impact on traffic, damage to roads, dangerous goods transportation, attraction to wildlife, venin, change in visual landscape, trucks in transit with their loads uncovered and causing dust emissions, potential for litter, surface water contamination.

This will cause issues in animal husbandry, animal welfare, bio security, water bio security, traceability and air quality.

## TRAFFIC

There is no detail or plan of traffic movements other than it will be 24hours a day, 7 days a week. There is no relief from, dust, noise, vibration, day noise, night noise, emissions from the trucks. How many trucks will entry the facility with commercial and industrial waste? How many trucks will be despatched? Adams Road is not an arterial road? This will not only impact my family life, the running of my farm but also the whole community of Luddenham.

Luddenham is a small village. It has never had such an industry here before. We need to know the details of how this will affect our community.

## COMMUNITY CONSULTATION

The Luddenham community were not aware that the Coombes Family Trust had lodged an application for a Resource Recovery Centre in Luddenham. Only a handful of residents were notified.

A proposal for a Resource Recovery Centre was lodged for Park Road Wallacia. The proposal was for 95,000 tonne of waste to be accepted. A majority of Luddenham residents were notified. Some residents live 11 kilometres away from the proposal. Why was there a lack of notification for the Luddenham RRF? Luddenham RRF are proposing six times the amount of Wallacia and Luddenham residents would be impacted by this proposed development much more than they would from the proposal in Wallacia. Residents are angry that they were not informed of this State Significant development in their area.

## CONCLUSION

The development will have a negative impact on my family's health and business, the current residents, businesses and farms in the Luddenham area. It may also have a negative impact on future businesses in the Agri Business zone.

This proposed development for a Resource Recovery Facility is not compatible nor is it permissible in an Agri Business zone.

A Resource Recovery Facility may turn business off investing in an Agri Business precinct especially when such a development may not be permissible.

We hope our comments will be taken into consideration.

Regards

Joanne & Peter Spiteri