

N Diamond for and on behalf of the majority of  
Stakeholders and Objectors and  
specifically, Hawkesbury Council Watch  
110 Kissing Point Road  
Turramurra NSW 2074  
0426 886 882  
4<sup>th</sup> June 2018

**I Neville Diamond, Environmental Litigation Researcher (semi-retired) and part-time  
English teacher of 110 Kissing Point Road Turramurra say on oath:**

**Objection to application to modify the development consent for Elf Farm Supplies at  
Mulgrave (previous application 080255 etc.)** [REDACTED]  
[REDACTED]

**CP080255MOD3 and NP080255MOD3**

[REDACTED]  
[REDACTED]

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED]

[REDACTED] [REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED]

- | [REDACTED]
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[REDACTED]

[REDACTED]

[REDACTED]

### **Issue 3**

#### **More false and misleading information on DOP website (by omission)**

##### **Note To All Parties**

The DP numbers on the original application of 25/11/08 are different to the original EA approved on 11/01/2012 and different to the DP numbers under the current EA Mod and there may be an explanation but it is not in the public domain.

[REDACTED]

[REDACTED]

[REDACTED]

### **Issue 4**

#### **The importation of imported fill / VENM should be strictly controlled by the inclusion of a proper and new traffic management plan (possibly organised by Howard Reed / Assessment)**

This plan must contain proper certification of each individual load to guarantee that no contaminated fill is brought to the site.

Further to this, this information / the certification must be required to be on the EFS website within 7 days and available to members of the public in the proposed new community consultation group

### **Issue 5**

#### **There must be a new Community Consultation Group (CCC) as required by the mandatory Departmental Policy for State Significant Development**

This was one of the issues raised in previous submissions by Diamond and others and ignored by Departmental Staff contrary to Departmental policies and specifically ignored by Cameron Smith in his false and misleading appraisals (the investigation) sent to Diamond.

### **Issue 6**

#### **RE. Relevant to the farcical request by EFS to store the straw in the open without sprinklers**

This suggestion fails to consider the risk associated with any possible fire in the straw bale area

[REDACTED]  
[REDACTED] properly consider the inherent risk which was clearly demonstrated by the fire at Elf Farm Supplies in recent times

It is of note that the fire took some 5 – 7 days to be properly extinguished despite the best efforts of the NSW Fire Brigade.

It is pertinent to this aspect that the sprinklers were not installed contrary to original consent.

The proposed shed was never built, contrary to the original consent

[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED]  
[REDACTED] and probable risk of the likelihood of fatalities if the embers had crossed the railway line and set off a catastrophic fire which could have travelled past the industrial area (including Dave Dunworth's petroleum plant) all the way to South Windsor and Berkshire Park

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

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[REDACTED]

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[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

### **Issue 8**

**The development modification proposal was not fully available at HCC during the exhibition period**

There were numerous documents missing from the exhibition as apposed to the Departmental website

Further to this I am advised there was no current political disclosure statement available at HCC

I have confirmed this position with Christine at HCC and with the General Managers personal secretary Robin

### **Issue 9**

**It follows that Departmental officers acting in the public interest should readvertise to be compliant with Departmental policy** [REDACTED]

[REDACTED]  
[REDACTED]

I, ..... , a JP for NSW ..... , certify:  
[full name of JP] [JP registration number]

[\* include only the text that applies]

1. \* I saw the face of the declarant/deponent *OR*  
\* I did not see the face of the declarant/deponent because he/she was wearing a face covering, but I am satisfied that he/she had a special justification for not removing it, and
2. \* I have known the person for at least 12 months *OR*  
\* I confirmed the person's identity with.....  
[describe identification document relied on]

.....  
[signature of JP]

.....  
[date]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]