

Mrs Amanda Albury
151 Forest Glen Road
LIMEBURNERS CREEK NSW 2324

17th May 2019 (Emailed 29th May 2019)

Department of Planning
GPO BOX 39
SYDNEY NSW 2000

Dear Sirs,

RE: Amanda Albury's OBJECTION LETTER RE: Karuah South Quarry – SSD 175_8795 - public record of reasons for being an objector to these types of mining/quarry/extractive industries/developments

My name is; Amanda Albury of 151 Forest Glen Road Limeburners Creek NSW. I live in Forest Glen Road which comes Left off The Bucketts Way NSW Tourist Drive 2 heading North to Allworth turnoff. This is my individual objection to the 'proposed Karuah South Quarry'. Though at times I may reference Ironstone Community Action Group (ICAG Inc.) as I am the Secretary and will use (ICAG Inc. Secretary and/or ICAG Inc. Committee) which will become clearer as you read my objection letter. **To clarify**; ICAG Inc. has their own objection submission letter to the "proposed project", "Karuah South Quarry", formerly Kiely's Karuah Quarry and known to me personally and other ICAG Inc. Committee/Members and Community as Michael Kiely.

I write also for a history/public record of my 14+ years of 'submission periods' and my objections. Once again the general public is expected to read these 'massive worded documents called EIS or EA'. Yet this time it is being called an EIS of (3 Volumes estimated 1500 pages where they are out of order or not numbered at all), in a 28 day (submission period 24th April to 21st May 2019 inclusive weekends), being held after Easter the day before Anzac Day and over Mothers Day and during School holidays. All done I continue to believe the Planning Department Staff and/or Minister, picks submission periods and holds them over 'public holidays', 'dates of significance on the Calendar' and 'during School holidays'. In the hope that there will be less people around to lodge objections or be able to read the EIS/EA or summarised documents, before being able to lodge their objection letters, against the thousands of issues of concern (if people had the time to read the documents fully). This "proposed project" and Hunter Quarries other projects contained in this EIS must be stopped!

This area is the last remaining bushland area on the North side of Pacific Highway, from The Branch Lane Girvan/Karuah to South of Halloran Road North Arm Cove. This area has been handed over by Government Departments of many and supported sadly by Council/s for Hunter Quarries many pits and now this new 'proposed project' of Michael Kiely's Karuah South Quarry. 400+ year old trees on this property includes protected species Flora and Fauna, which I will go into more detail in my submission seeking protection for this bushland area and ALL wildlife, e.g Koalas, Quolls, Phascagales, birds (day & night species), reptiles and the Giant Barred Frog in 2010 was (32 on World Protection List) and Lowland Rainforest, Endangered Ecological Community listed under the Biodiversity Conservation Act of 2016. As each bushland area is approved to be removed by mining/quarries/developments from Government/s, PAC, Land & Environment Court approvals, our wildlife is being extinguished. Sometimes Government, Council, PAC & Land & Environment Court do not give approval for a mining company to proceed, therefore; a precedent has been set in this valley that STOPPED a 'new proposed coal mine' from proceeding. **I am therefore requesting that the same applies to this 'new proposed gravel quarry' and any other extensions Hunter Quarries is planning are also NOT approved.**

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How will Planning Department answer my questions at the public meeting Karuah 5th June 2019 at 6pm:-

- 1) *For what purpose and why does Planning Dept. hold submission periods during Public Holidays such as Christmas, Easter and now Anzac Day, or those days on the Calendar such as Mothers Day?*
- 2) *For what purpose and why does Planning Department hold submission periods during School Holidays?*
- 3) *Who is the person or Government Department/s that decided that the general public COULD ONLY have 28 days submission period, to write objections against documentation that has been prepared over years and years or in this case of this "proposed project" Karuah South Quarry, had been signed off from 2012 to be "Not a Controlled Action" with no "Conditions of Consent" from the Federal/Commonwealth Government?*
- 4) *How is this timeframe of approval for "Not a Controlled Action" with 'No Conditions of Consent' seen to be current to the 2019 Application and general public submission period in 24th April-21st May 2019?*
The responsible Government Departments need to revoke this OLD approval from November 2012 and relook at this entire project and the HARM it will cause, death of the natural environment, 200 & 400+ year old trees, all Wildlife that can't fly or jump away quickly will die, removal of rainforest and impacts to downstream Yalimbah Creek, Karuah River to Port Stephens, as they ARE seeking off property discharge approval with both "clean" and "sediment laden water"/"dirty water holding dams".
- 5) *How is this just, right or fair (28 days) to read and write against this volume of documentation from the mining/quarry/extractive industries Consultants, that have produced such intricate documents that do not advise the general public of the full impact until for example you look at all the maps from R W Corkery, to discover that it is the full property to be removed and impacted in some way leaving the right hand corner of bush to discharge their "clean water", hold their dirty water sediment dam and discharge from this point off the property and downstream into Yalimbah Creek, Karuah River to Port Stephens?*

ALERT! FALSE AND MISLEADING MAPPING IN EIS.

- On the maps submitted in the EIS, there are those that are falsely showing the property in question has already been impacted by Hunter Quarries boundary line is actually wrong and therefore this EIS must be stopped until new maps are issued to all Government Departments, hard copy EIS and USB EIS to the general public. I/ICAG Inc. Committee & public, don't believe the error with these maps have been done by accident. I/we believe it has been done to try to imply that as (HQ is removing part of the mountain to ridge boundary of Michael Kiely's place), **NOT on the section of Lot 11 for Michael Kiely's Karuah South Quarry area, in EIS this is a FALSE and misleading map.** I believe Michael Kiely/Consultants are hoping by misrepresenting these maps, this will give them an approval guaranteed, no questions asked. **However the mapping & boundary line is WRONG. See maps attached called (Attach. 1 & 2).**
- I have stood on this area that I and others believe is actually the edge of Hunter Quarries pit and Michael Kielys property that is currently in the EIS (wrongly shown in maps). We climbed up the rock rubble/overburden dump where Michael was angry that Hunter Quarries had knocked his star pickets over and asked me to take photos. As we walked past through trees and bush, we came to the top and looked down into the pit of Hunter Quarries. **I, ICAG Inc. Committee, our Members do NOT believe the TRUE boundary has been represented correctly in their maps in EIS or documentation given out to community. I believe with other people this has been misrepresented in the EIS and other documentation and is wrong. The EIS period MUST be stopped. These maps must be shown correctly and an explanation given.**
- Now if this area is no longer there (per EIS) Michael & Co., the ridge would not be there either. We have seen tree line, bushland & rainforest removed on the mountain & ridge-line last year from our property at Limeburners Creek. The same ridge we stood on with you Michael is still there. **We can clearly see this from our property Michael, Consultants & Government Departments, PAC, Council/s and it has not been removed.** (Photos).

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- In the EIS the ridge is being removed in Stage 2. Also mentions that Hunter Quarries was not happy for this to occur. **However the ridge line is actually still there and so the maps in their EIS are wrong, is falsely showing something we believe is not actually true.** They would have to remove the ridge to dig down to the area below the mountain Hunter Quarries is currently removing the middle section of Lot 11 and NOT the area of the 'proposed Karuah South Quarry'. **These wrong maps should be seen as fraudulent and Government Departments MUST investigate as this EIS submission period/approval process, should be stopped and become 'nul and void' immediately before being rushed off to PAC.**

I believe as others do, that these maps have been represented in this way (Michael & Consultants) are hoping will be to their advantage. The full Government Departments must investigate my/our claims on this above issue of these maps being misrepresented to the Community and is more than disturbing to those who know the property. Look at attached maps (attachment 1 & 2) from their own documentation.

I Lodge a Complaint:- Planning Department expect the general public to read these documents, understand them or even have a suitable timeframe to be able to read the 3 volumes from cover to cover if they so wish to do. Currently though not surprising this is also I believe a tactic of Planning Department to stop people being able to read these documents fully (only partly in a 28 day timeframe). Most people will not see the fraud in these documents. I believe in 28 days is obviously not long enough. The EIS & 2 Volumes 'twist and turn' supersedes from one paragraph to another page, which I believe has been done to misrepresent the truth and make it a very complex and intricate document to read. **These very documents (EIS & EA) are written on behalf of the environment, wildlife studies, impacts noise/dust to people, discharge impacts, actually being written by the people employed by Michael Kiely.** Most people would not see the deception and tactics used while producing these documents, that we are expected to read '3 Volumes' individually or together at the one time.

I lodge a complaint: - Due to the unrealistic timeframe of the submission period I was not able to read these 3 Volumes from front to back as I should have been able to and would have liked to do. Due to unrealistic, unfair timeframe period set by Minister/Planning Department Staff I was not able to read all these pages in the 3 Volumes. Yet every page I did read had wrongful information contained within these pages. Our environment is based on desk-top analysis programmes of people blowing dust around a simulator to determine that Michael Kiely's quarry is not going to produce any dust impact nor a cumulative dust impact. Really? Go figure! This is all beyond ridiculous, yet these companies are approved on this type of information. Hunter Quarries IS producing dust/noise. Michael Kiely's Karuah South Quarry if approved will ALSO produce dust and noise.

Maps are inadequate and don't show the obvious of noise/dust impacts:- Sadly this does not surprise me, how bad these documents are to everyone and everything else that will be removed, destroyed, impacted by these manuals of false operations procedures. This is documents based on desk top analysis, and data entry statistics and (we think, we believe, graphs). Or graphs that do not show a 360 degrees circle of impact for dust or noise are beyond ridiculous. Yet the reality is anything but what is written in these 3 documents that make up this EIS for the 'proposed project' Karuah South Quarry.

Over the last 14+ years, I have read parts there of or as much as I can of the ridiculous documentation (EIS or EA) produced by mining/quarry Consultants that their entire removal of an area, does not cause any or little impacts defies belief and is an absolute lie! This entire submission process for the general public is wrong & ugly due process. It is also irrelevant to me that Rob Corkery on the phone telling me he has done this for a long time. I thought; so have I. Yet I don't get paid for any services I have provided as the Secretary of ICAG Inc., Committee of BGSP Alliance and Member of JCCC, formerly President/Secretary of Rivers SOS. I do this because I can see how wrong this entire process is. I have had the privilege of meeting so many people in different communities around NSW as I travelled each 3 months to different areas of NSW with Rivers SOS, and

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saw again Planning/PAC very rarely stopped a project from proceeding and destroying areas forever such as (Thirlmere Lakes, Cataract River, Nepean River, Goulbourn River Mudgee 8 Km of River cut off and Destroyed, Hunter River used as coal mines drain spoils, the Pagodas at Lithgow, impacts to The Drip Mudgee and our creeks running brown and Jaffa coloured Coal Shaft Creek or Black and/or Orange Unnamed Creek & Mammy Johnsons River, flowing directly to the Karuah River Port Stephens/Marine Park. I have photos of all of this.

I believe that you as Planning and other Government Departments also know how wrong and ugly your approval process is. Yet I have never heard you apologise for your approvals impacting people, killing our natural environment, killing our wildlife, killing life in natural water-sources, draining swamps, creeks and cracking rivers bedrock etc. I have seen with my own eyes what your approvals have done to our natural environment. Those responsible should all be ashamed. Despite Ian MacDonald stating to me in 2009 the ridiculous that “by all reports they can put back the bedrock as good as new if not better” when talking about the cracked rivers South of Sydney and cement and bolt them back together after cracking/draining rivers (like pulling a plug in a bathtub), fish kills/other wildlife deaths are documented by Rivers SOS. Yet sadly this is reality of our natural environment by Government approvals to allow companies to ‘mine under creeks/rivers, swamps & discharge’.

The closest to acknowledgement of (impact) was David Kitto at Stratford hall public meeting saying ‘I can understand how you feel that The Bucketts Way Tourist Drive is under attack from mining greed’. He was reading one of my signs at the side of the hall on a table “The Bucketts Way NSW Tourist Drive 2 under attack from mining greed”. I thought who is this person, who has the gall to state this and yet is the Planning Department and one of many signing off on our natural environment around NSW and The Bucketts Way NSW Tourist Drive 2 and the impacts and death to wildlife and health impacts on people by these approvals. He also stood in people’s homes looking at the overburden dump across the road and said “I can understand how you feel”. No actually I don’t believe that any of you know how people are feeling from your mining/quarry/extractive industry approval, or the feelings of loss, despair, noise/dust impacts, loss of visual aspects of our natural environment, knowing wildlife are dying as the bushland is cleared and being helpless to stop it happening. People impacted by the noise/dust, dust in tank water, from companies you all approved.

The ridiculous amounts of time I have spent writing against these companies and being told one time by Planning Department Staff Colin Phillips, it was my opinion that Duralie Coal’s dirty water was NOT running into Mammy Johnsons River, Karuah River to Port Stephens/Marine Park as it was running upstream... was beyond ridiculous. Then in the Merits Appeal, Land & Environment Court Case in January 2011 to February 2012 of ICAG Inc. Vs Planning Department & Gloucester Coal/Duralie Coal, Judge Preston commented removal of creeks was inevitable and we have unsealed roads in this valley that is producing the dust. Our Government Departments/PAC/Land & Environment Court show no accountability to the environment, loss of wildlife extinction, polluted water, health issues of people suffering by these approvals. **Yet sometimes good sense prevails and they do not give approval to mining companies/quarries/extractive industries. It is hoped that this Karuah South Quarry/Michael Kiely and Hunter Quarries new pits are NOT approved at all.**

- 6) *These Departments have no care or concern for their approvals that impact people either. How would any of you like to be impacted by mining/quarries/gas fields you have approved?*
- 7) *How is this seen to be above board and the Government Departments operating transparently?*
- 8) *Is Government aware, that the 28 days submission period, does not give any time to enlist the help of “independent water quality personnel”, “independent Flora and Fauna experts”. Or a Quantum Qualifier to show the impacts from Hunter Quarries already exists and impacts this ‘proposed project’ Karuah South Quarry’ would have and infact be two companies impacting in the same street, through*

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bushland removal, wildlife death, dust, noise and seeking discharge off site approvals, which will impact downstream to Yalimbah Creek, Karuah River to Port Stephens?

I have NO affiliation with any Government Departments. I therefore do not have a paid silence by fear as people do working in these Departments or mining companies/affiliations or having received donations which silence sports clubs, golf clubs, Pre Schools/Schools, Lions Clubs, Community Groups, Churches from speaking out and objecting to the impacts people are or will continue to suffer. I am also NOT associated with any quarry/mining personnel or Local Council. I therefore am able to lodge an objection to the 'proposed quarry' in an unbiased manner. Unlike the Government Departments, Council letters of Great Lakes Council, in the past have supported mining/quarry ventures in this area of bushland along North Pacific Highway and areas along The Bucketts Way.

Then of course the Consultants working for Michael Kiely to produce EIS & Volume 1 & 2, that on paper they are hoping shows their project will have none to little impact on Environment, bushland, wildlife, Creek/River systems or on people. Yet in reality the claims by Consultants as being unlikely, minimal, low, insignificant etc. are actually false. Anything a mining company/quarry does impacts those around them and further afield from removal of bushland and death to wildlife all being destroyed in numbers undocumented. Then there are the impacts to noise, dust, water pollution, machinery noise, crusher noise the list goes on, on and on. Yet Government Departments NEVER acknowledge these facts of actual impact, not "perceived" as is wrongly written throughout the EIS of the "proposed quarry" Michael Kielys project "Karuah South Quarry".

Karuah South Quarry if approved has defiantly stated that they will NOT cover their crushers in a sound proof building to reduce noise and control dust impacts. I was at Woolworths with my head in a fridge realising my bag was ringing getting louder (Monday 13th May 2019). I picked up my phone. It was Rob Corkery. Rob advised that he would answer the questions in an email though was very busy, advising me he could not attend meeting ICAG Committee & Associates organised (that was good). He mentioned something about taking the communities comments on board. I said well then cover your crushers in a building. He then said "we don't have too, we don't have too, we don't have too Amanda". Not only did I feel that I had an adult tantrum proceeding to explode across the phone at me from Rob Corkery, I also felt I was in some sick time-warp, where on this issue alone I said to him you must cover the crushers regardless of whether they are mobile or not. He then getting frustrated again told me that we have differing opinions. I said No Rob this has nothing to do with differing of opinions. This is about covering the crushers to reduce dust and noise on those people already impacted by Hunter Quarries or other people like us that are already getting Hunter Quarries Dust (**which Government Compliance of Planning Department MUST make (HQ) put ALL crushers into a sound proof and dust reducing building**). **This quarry dusts across 6 lanes of the Pacific Highway looking like bush fire smoke. This quarry is a pest, hazard on the highway traffic, not to mention everyone else being choked by their dust constantly each day and particularly bad in any breeze coming in any direction.**

Our property is over 3km and we get the dust from Hunter Quarries. We will get more dust and more dust as each company is approved and allowed to extend into NEW bushland areas and remove more bushland mountains that we look at from inside our house and our property. We are also on tank water and with the dust from last year to this year accumulating on tables, chairs, screens and roof this is now going into our tank water.

- 9) ***Does anyone in Government care or is concerned enough to acknowledge people with tank water have been contaminated by Hunter Quarries dust from when they started or that dust is now on our house at L.B Creek in our tank water?*** HQ does not care for the environment & does not dust suppress at all.
- 10) ***How can an open cut quarry and/or mine dust suppress 24 hours a day 7 days a week and stop all or any dust from leaving their property they are removing bushland, digging up, exploding, open cut pits?***

- 11) *How is the Planning Department going to answer the general public, if they will not make this company (should it be approved) forced to cover their crushers in a sound proof building regardless of whether the crushers are mobile or not, is irrelevant to people, particularly those people being impacted already by Hunter Quarries dust and noise, being left to suffer and will accelerate as more bushland is removed?***

I have seen too much with my own eyes. I have met many people over the 14+ years impacted by mining companies/quarries, housing/commercial developments. These companies approved to remove all bushland to the ground. NO respect to the bushland, wildlife or community being impacted by Government Departments of many across the 3 tiers of the Australian Government, in a word disgraceful. All the past/present/future approvals of mining/quarries/extractive industries are done at the expense of our Environment. The Government Departments of many continue to hand over our environment to be destroyed and our wildlife killed to extinction in numbers going completely undocumented. I have had enough of these Departments continuing to hand over bushland areas to be cleared to the ground and no amount of pathetic words from mining/gravel Consultants, Government Departments or Council will EVER justify the removal of bushland areas and allow these companies to discharge into creeks, river systems after all the damage around NSW alone including in our valley 12 Mile Creek to Stratford Township. Government Departments continue with the mining Consultants spiel that they have “minimal, insignificant, unlikely, low, very low etc. impacts” is more than pathetic and an absolute lie!

If there was a way that people of NSW could hold the above Departments, to the environmental thugs you are all part of. I would volunteer my services to this cause immediately. As stated I have spent over 14 years of my life writing to these Departments regarding companies (seeking approval or approved). These Companies breach operating requirements & NOTHING happens. I/ICAG Inc. have contacted by phone & writing to the EPA, Planning Compliance & Great Lakes Council/Councillors/Mayor/Deputy Mayor and sent photos.

Discharge events from Duralie Coal turning Creeks Orange like pumpkin soup colour and consistency where the EPA came out and said “Duralie Coal has a bore in the creek and this is where the discoloured water/iron oxide is coming from”. I called back to the bush “you mean next to the creek”. Mark replied “no in the creek Amanda”. I asked him to take photos on my camera. Mark replied “no I would lose my job”. I said “well lose your job today and report water pollution and breach of Conditions by the bore in the creek not next to the Creek as per Legislation”. Mark declined and repeated he would lose his job”. All Great Lakes Council was sent photographs in a document. Yet I had NO responses from Great Lakes Council. Peter Jamieson of EPA wrote that there was no issues of concern and asked why I had not contacted Council. I advised him I did and they could not do anything because the “EPA was the Governing Authority over water pollution”. Once again the Council/EPA playing off an environmental Breach and not doing what they should have in having this issue dealt with and the company fined for “breaching legislation of how close a bore can be to a creek” not in the Creek!

When Duralie Coal turned the Unnamed Creek (just one arm with swimming pools of black water) while the other arm of the Creek remained bone dry, as we had NO rain for months. Duralie Coal had a pipe into the Creek line on their property and ran black, oily, smelly water like a ‘grease and oil change’ in the Unnamed Creek. This crime went unpunished. Great Lakes Council came out then emailed and phoned me and said via their Solicitors (unknown to me though should be published in documents to say they too played a part in the destruction of the environment) “could not do anything as the EPA was the Governing Authority over water pollution” that they had tried to go around the EPA or over the top of the EPA and could not. Council stated that there had been a breach of Conditions of Consent and that an illegal discharge had occurred in the Unnamed Creek Duralie Road. The EPA and Council did nothing about this illegal discharge event where the water was black, smelly and oily. Duralie Coal/Gloucester Coal was not fined for this environmental disaster. Great Lakes Council Greg Pivott and Ryan (?) advised that Council Solicitors had told them there was nothing they could do (twice) I will write again to clarify:- “The EPA is the Governing Authority over water pollution”. This all showed

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a complete cover-up and mockery. During this process I was advised by Council and EPA Peter Jamison that when it rained the black water would run out of the Creek into Mammy Johnsons River and by the time it got to the Karuah River Port Stephens, the bigger volume of water would disperse black water (sad fact). I am more than tired of the blatant pathetic documents written by Consultants that are full of rubbish and Council letters that show little to no concern of the impacts on the natural environment or on people. Yet you the Government Departments of many, local Councils, including the Planning Department and PAC as the approval authority on the most part and The Land & Environment Court, approve these companies to proceed with all the wrongness contained in their documentation of the EIS or EA. Yet sometimes you stop companies from proceeding like Gloucester Resources/McKinley Coal (taking the family name to further intimidate and harass this family in McKinleys Lane Gloucester until they all moved off their land) and Rocky Hill Mine (stopped in 2018) by PAC, Council lodged objections & Land & Environment Court stopped this mine from proceeding and 'people power'.

I took our black water samples to Hunter Water Warribrook to test. They were supposed to give me back the gloves, oily rags and water samples and they stopped me from having them write down how many samples I had given them and talked me out of keeping one of the gloves and ½ of the oily rags telling me that was not necessary as I could have them back when they were finished testing them. Stupidly I kept bringing in more samples as they asked as they convinced me they were distraught about this water being in the environment creeks/river systems. Yet in reality, they were deceiving me. They stole all the samples. Staff then told me to my face that they had been destroyed and staff became uncontactable. Then ICAG Inc. Committee attended with me and we met a man who said "if I had seen these samples I would have been equally as concerned as you were" and tried to give us a cheque for the amount of money we had paid for the water testing hundreds of dollars we paid. We did not take the cheque as it is "dirty money" based on hiding the truth of what actually took place in the Unnamed Creek from Duralie Coal. They did not get them all though. If I dropped in they would run away out the back and someone else would come to the counter. Complete and ugly cover-up! (see photos)

28 days to respond to documentation that has been started from years back. In the case of this 'proposed quarry' his Government Documentation states that it was signed off on 2012 as "not a controlled action". When in reality and fact it should be and must be a "Controlled action under Federal Commonwealth regulations with Conditions of Consent" should be mandatory for all companies.

I live in a beautiful unique valley area of mountainous intact bushland. Our property is 25 acres of bushland with gardens around the house to road. We have spent 15 years replanting areas that were cleared to the road, and joining the top paddock bushland corridor back to the bottom dam along the roadside. This has given us privacy from Forest Glen Road and gave back a wildlife corridor for our precious wildlife living on our property and surrounding area especially the little birds of many species that live in/around our gardens.

THERE ARE CREEKS ON Michael Kiely's property:-Along with other people from the Community, ICAG Inc. Committee, Michael Kiely's neighbours, I have also been on this property with the owner Michael Kiely and others many times. Sometimes it was just Michael, Stephen (my husband) and I being shown around. I know first-hand how beautiful the bushland is on this property. I know there are creeks on this property, yet Rob Corkery lied and said at their public meeting in December 12th 2018 that there were no creeks. He was rebuked at the public meeting when a local bushman of the area produced a map where he had shown creeks. Rob was unremorseful and I ended up saying I have walked through some of the creeks. **When the EIS came out it only showed creeks in the right hand corner of the property. Gosh and Rob said there were NO creeks. This map however is incorrect, misleading and inadequate to actually show the creeks that do exist on this property of Michael Kiely. (See map of creeks drawn by local bushman).**

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From our property at Limeburners Creek, we see the area that Michael went into dealership with Hunter Quarries receiving royalties from (HQ). From our property as Michael Kiely full well knows, we also watch the destruction of the natural environment from within our house, on our verandas and around our property. Shameful to say the least and we are being constantly coated with dust from Hunter Quarries (mine 1 area) every day which started very much beginning of last year and is getting worse! This company MUST be stopped from opening up any further areas of bushland, regardless of whether they own the land or not.

- 12) *Who in Government is there to stop (approved quarry/mining) impacts of dust and noise from happening to people's properties?*
- 13) *Is Government pleased, happy they have approved quarries/mines at the expense of our environment, wildlife, people living in their house/property without the torment, anguish, and frustration, sicknesses caused in the first place by the Planning Departments, PAC, and Land & Environment Courts approvals?*
- 14) *Who in Government is there to stop mining companies polluting the environment with dust, noise and waste water?*
- 15) *Who in Government is there to stop the 'approved quarries' from dust leaving their properties (Hunter Quarries or this 'proposed quarry of Michael Kiely's' from dusting people's properties and those of us that are on tank water, with dust/particles on our roof in our tank water, that we then drink including breathing and drinking silica laden dust?*

Silica dust is present - due to the public back-lash from Community to Consultants. Michael Kiely hired a person to confirm that there is silica present in the property/area. So therefore the health concerns, impacts and issues are very real considering that research and Government now recognises that Silica dust/Silicosis is as bad as asbestos. No amount of justifying that the little amount is not a problem is worth trusting for the health and well-being of a wider community that does NOT want silica dust in their lungs.

The Planning Department/Council is responsible for approving Hunter Quarries (2012). HQ 'modifications' and approval from PAC to start a new quarry in pristine bushland, kill the wildlife, impact the people in (2014). Hunter Quarries forced to comply with Conditions of Consent to cover the crusher (2018) in a building after they were fined. (See Attachment 8b)

- 16) *Why does Compliance and Planning Department and EPA, Council therefore NOT hold this company accountable and force Hunter Quarries to cover their crushers in a sound proof building and if Karuah South Quarry is approved, they must cover their crushers regardless of whether they are mobile or not?*

Government Departments and Great Lakes Council have been notified of impacts for a very long time. ICAG Inc. objections to 2014 and individuals stated the obvious impacts of noise and dust. So documentation contained in the EIS about "no records of impacts noise/dust" is therefore FALSE in Hunter Quarries EIS and Karuah South Quarry EIS is completely misrepresented and does not show the actual impacts of noise and dust to the wider community along The Branch Lane Girvan, Limeburners Creek and Karuah area, North Arm Cove.

FALSE & MISLEADING DOCUMENTATION:-

Dust and noise do not stop at right angled lines/graphs in their EIS documentation. The actual effects of Hunter Quarries and the actual effects of Michael Kiely's Karuah South Quarry if it is approved have been downgraded to be negligible or "perceived impacts", misleading representation of the actual impacts of dust and noise and then the cumulative impacts with Hunter Quarries that will happen if Karuah South Quarry is approved.

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- 17) *How will the Planning Department justify and explain to the general public of Karuah Township and surrounding areas at their meeting on Monday 5th June 2019, that all the above impacts are alright, justified, collateral damage, tough luck, leave and sell if you don't like it, can't be helped, can't stop progress, it's unfortunate, etc.?*
- 18) *How will the Planning Department at meeting 5th June 2019 justify the impacts Hunter Quarries is already having on people's health, removal of bushland and death to wildlife in numbers undocumented? Why has these Departments not made HQ1 cover their crushers as per their Conditions of Consent"?*
- I request that Planning notify their Compliance Department to force Hunter Quarries to cover ALL their crushers and comply with their "Conditions of Consent". Before adding another proposed quarry' who blatantly refuses to cover their crushers "because they are mobile" and "will do things different to Hunter Quarries" still refusing to cover crushers if this 'proposed quarry' is approved.

Michael Kiely knows people personally impacted by Hunter Quarries, yet wants to open a gravel mine on his property impacting the same people in the health issues they already suffer, nose bleeds each day, sinus, headaches, dust inside and outside their homes and in their tank water. Yet Michael Kiely knowing all this and more is determined to NOT put his crushers into a sound proof building to reduce these impacts. And the EIS wrongly states that the cumulative impact would be no different to what people are already experiencing and any impacts are "perceived". No not perceived. The impacts people are suffering are real and they have been put into this position by Government approvals in 2012 allowing Hunter Quarries to go bigger, remove more mountain/bushland and kill wildlife in 2014. Dust over 6 lanes of The Pacific Highway like bush fire smoke.

- 19) *Is Hunter Quarries for real allowing dust clouds to leave their properties?*
- 20) *Michael Kiely's Consultants blatantly refusing to cover their crushers, yet says "we will do things differently to Hunter Quarries".*

This project must be refused approval entirely because:-

- *The impacts to wildlife are too great.* No amount of bio-credits, bio banking, offsetting, will replace the wildlife that will be killed if this project precedes on this 21+ ha property.
- *The impacts to flora is too great and 400 year old gum trees with hollows cannot be offset,* paid for in offset credits and so this is unsuitable and unrealistic to try to state that the value of this bushland with trees (fig trees 200+ years old) and 400+ year old gum trees with hollows around 60 can be mitigated for the loss is pathetically ridiculous. Rain forested areas, Bangalow Palms, etc. The actual value of this bushland intact in the remainder of Lot 11 and the surrounding bushland areas of Hunter Quarries owned land are of much greater value that their EIS could ever show. It is a much higher level of bushland for wildlife left intact and can NEVER be mitigated or credits bought so therefore this project MUST be rejected entirely! If approved these trees must remain intact and these areas left out of the quarry footprint.
- *Wildlife Koalas, Quolls, brush Turkeys, Eagles, Phascogales, Wallabies,* etc. cannot keep losing their habitat through ruthless land clearing, just because a company puts in an application does not mean it should be rushed through a Government process to be assisted to a fast paced approval.

Cont'd this project must be refused approval entirely because:-

- This project must be rejected entirely. No amount of credits paid for would EVER replace the habitat of the Koalas or the Koalas (themselves) or other wildlife, which will be killed if this project is approved. There is a much higher value if this bushland is left intact for all this wildlife and Flora mentioned and more that live on this property.
- **Health issues.** People are already suffering nose bleeds from Hunter Quarries that they attribute only happened when the quarry got bigger. This quarry must be rejected. Hunter Quarries must be refused any further bushland clearing. (Supply photos). **Health issues** dust and noise impacts on their property, inside their houses, dust in their tank water.
- **This company is seeking off site discharge of sediment laden water.** If approved this must not happen. Must be a "Controlled Action" with "Conditions of Consent". No offsite discharge/No Creek to River Discharge/All sediment laden water regardless of compounds/chemicals being added must remain on the property. All this discharge water will make its way in time into Yalimbah Creek, Karuah River to Port Stephens. Into the mangroves and past the oyster leases.
- **There is nothing nice about destroyed creeks/rivers** which can be seen around NSW and along The Bucketts Way. (Supply photos).
- **The proposed quarry MUST be a Controlled Action with Conditions of Consent** if Government Departments of many and PAC seek this quarry to destroy everything and be approved. These Conditions of Consent must be allocated if approved to protect downstream users of Yalimbah Creek systems, Karuah River to Port Stephens (oyster industry, tourism industry, Marine Park).
- **This proposed quarry MUST not be given off site discharge rights or ability.** The Environment belongs to us all, the creeks and River systems also belong to us all. For those industries like Oyster Farming, Tourism and peoples enjoyment of this natural beautiful area of Port Stephens Blue Water Wonderland. This project must be rejected entirely to preserve everything as no amount of payment, offsetting or bio-banking will EVER make up for the damage that will be done if this project is approved.
- **Climate change has scientifically been recognised.** In 2018 Brian Preston Land & Environment Court Judge ruled against a 'pending coal mine' at Gloucester regarding (Gloucester Resources, Rocky Hill, and McKinleys Coal) and therefore has set a precedent for other quarries/mines in this area and else-where. No removal of bushland/mountains where wildlife are in abundance. Clouds are drawn to this mountain range and rain clouds can move up the valley to areas and towns along The Bucketts Way NSW Tourist Drive 2 from 12 Mile Creek, The Branch Lane Girvan, Limeburners Creek, Allworth, Booral, Stroud, Stroud Road, Wards River, Craven Stratford, Gloucester and further up the valley. No removal of any bushland and/or Mountains. Protecting the environment and not adding to the dreadful impacts from Hunter Quarries where Government should rescind this approval granted in 2014 and NOT authorise any further quarry/mining in this last remaining area of bushland along the North Pacific Highway Karuah.
- **In reading the EIS I am dumfounded that there is another application to open up a NEW area of bushland for Hunter Quarries.** No MORE QUARRIES. No more approvals. Hunter Quarries

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Cont'd this project must be refused approval entirely because:-

should not be approved to further their carnage on bushland/wildlife and neither should Karuah South Quarry/Michael Kiely/formerly Kielys Karuah Quarry or any other company of any name.

- ***No operating times to start from 5am, truck movements or not.*** This would set a precedent and must not be allowed if this is approved. People are already impacted by Hunter Quarries and Michael Kiely's proposal would be no different. Despite R W Corkery stating they will do things differently. It is not up to the general public to come second best for companies that want to rush their trucks down to Sydney leaving at 5am, they would be being loaded before and during this time which is ridiculous for people already impacted by Hunter Quarries loading/crushers/mining works.
- ***No 24 hour a day maintenance or any part of working operation either.*** This would also set a precedent. No company should be approved to operate 24 hours a day, regardless of whom or what they are mining/quarrying/extracting.
- ***Why should companies be able to impact people as they do and start at times while people are still sleeping?*** OR be allowed to operate 24 hours a day. ***How would you the Government Departments feel if this was happening to you or your family members?***
- ***Why are your approvals alright to unleash this type of attack on people living in their own homes on their properties?***

No one asks for a quarry or mining company to impact them on their property or inside their house with the windows, doors closed and TV on loud, breathing and drinking contaminated tank water. No one!

- ***The truck movements in the EIS are too varying and misleading*** of just how many truck movements will move out of the Branch Lane corner onto the Highway. There could be hundreds or thousands per week per day? I feel this area needs further investigation by ALL Government Departments and the General Public. ***Hunter Quarries already drops gravel on the underpass and The Pacific Highway***, and has smashed windscreens of people's cars, yet does not get held accountable by any Government Department that should be responsible for policing these impacts. I don't believe that Michael Kiely or anyone else operating on that property (if approved) would be any different as they are ALL self-regulating, self-monitoring, self-everything at the expense of everything and everyone else that is left to suffer the approval systems allowing them all with no regard, concern or consequences of their impacts/death to OUR Environment/Wildlife, Water, Creeks & River systems and continue to not be held accountable to the obvious health impacts they have on people. Perhaps gravel to Sydney should be carted down on rail if this 'proposed quarry' is intending to move anywhere and up to hundreds of truck movements a day. **WHAT? How many? The EIS with the truck variance is questionable and too much of a difference.**
- ***How many people is he planning to employ?*** This is too much of a variance.
- ***I object to the Government already having authorised "the proposed action is "Not a Controlled Action" dated 25th November 2012.*** A mine with no "conditions of Consent" is a mine not able to be held accountable by public or Government Departments for Compliance to these Conditions of consent". If it is approved it MUST be "Controlled Action with Conditions of Consent".

Cont'd this project must be refused approval entirely because:-

be held accountable by public or Government Departments for Compliance to these Conditions of Consent". If it is approved it MUST be "Controlled Action with Conditions of Consent".

- ***I am concerned once again how quickly this Consultancy Company operated with Government assistance and requirements necessary via all Government Departments letters.*** (Attached list of all Government Departments that have pre-approved), this 'proposed project'.
- ***Karuah and surrounding areas did not receive flyers in their letter boxes***, of those people; they did not get the Consultants notification. Then there were others like myself that requested for around 4 months a copy of the document they sent (18 in total at that stage) to houses/properties that my question of ***Where did these 18 flyers/letters go, what area or street?*** Has NOT been answered by R W Corkery staff. As a property owner already impacted by Hunter Quarries in Limeburners Creek. I requested a copy of this document which they chose to not send me, even though I wrote emails and phoned constantly asking them for a copy of the document that should have come across to me instantly upon request. This sadly shows me again and again over, how Consultants companies use their position (as ugly as it is) to drag out information & timeframes to the general public, just as the Government Departments do. Our post code is 2324 as well!
- ***I can't answer the question why people did not get these brochures in the mail.*** I sent the Consultants of R W Corkery a very detailed email of what the reasons maybe. As ICAG Inc. Committee and JCCC Committee on two different letter box deliveries in Stroud, it was obvious that someone was going around removing them out of people's letterboxes at night. Then the time that Wards River people did not get their letters from the Department/Duralie Coal. Then the time the protest signs went down on people's properties in Wards River and no one's dogs barked. All being done under the cover of darkness! I however dispute R W Corkery's claims or insinuations in their EIS that no one responded so therefore no one is concerned of this 'proposed project', is complete rubbish! ***I continue to question what streets, locations did these 18 flyers go?***
- ***I am however disturbed that the Oyster Farmers Cole Bros (Co-op) for everyone who has a letterbox and did not get the flyer*** to not realise that this 'proposed quarry' was intending to creek/river discharge their sediment laden dirty water off site. It was only after I and ICAG Committee Rep. came with me and we went into Oyster Farms and contacted them directly that this explained why people were not at these meetings as we had expected them to be. Simply they did not know about this. Also time constraints and hiding the true intentions of 'this proposed quarry', no-where did it say on any of the brochures "YES we are seeking off site discharge approval" on the front page would have been transparent. Yet no it was hidden and twisted between "clean water discharge" off site and "sediment laden water discharge off site" in the EIS and Volume 1 and 2. I believe mislead the mass of general public just scanning through the water section and people missed the actual true intentions of Michael Kielys 'proposed project' Karuah South Quarry.
- ***Sadly there are people in the community that don't understand or realise the impacts of Hunter Quarries has on the people already.*** The attitudes of some "If it's not impacting me I don't want to know about it" OR "It's not worrying me and they can do what they like on their property", OR "It is just another hole in the ground" OR "It's about jobs", is both naive and divisive in the Karuah, Girvan, North Arm Cove and Limeburners Creek (properties = people impacted) that are being impacted by dust, noise, visual and/or heartache of loss of bushland/death to wildlife by people that

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can see the very real destructive forces on the natural environment/wildlife deaths if this project is approved and continued health issues to people.

- **The EIS does not contain an intact (Contents list) of headings with numbers throughout the EIS, Volume 1 and 2 for quick reference.** WHY? I don't believe this was a mistake, error, or an 'in-hindsight moment'. What it did do was to confuse people, it is misleading to the general public trying to find all the chapters on "sediment laden discharge water" or "dirty water" and they could not find it via the contents index page. You had to read each page, each word, paragraph. I believe this was done to be underhanded, cagy, deceptive, confusing and untruthful. It would have made more sense to have every number within the documentation listed on the contents page as it should have been. Any sediment laden discharge water is completely missing off the Contents list. **See example water chapters NOT included in the Contents page of the EIS, Volume 1 and 2, (Page 13b & 13c).**

Cont'd this project must be refused approval entirely because:-

- ***I object to this 'proposed quarry' being given any form of creek to Karuah River discharge*** via any amount or means. In the EIS they have a black and white photo and on the USB stick of the EIS in colour the water from the road pipe is YELLOW. ***This needs Government investigation.***
- ***What is this yellow water from? Iron oxide from where?*** In the EIS there is NOTHING written about the source of the Yellow water on the Port Stephens side of the Pacific Highway – ***Why not?***
- ***I object to ANY company/mine/quarry DISCHARGING into creeks, river systems.*** The "Precautionary Principal" must be adopted and this project must NOT be approved at all. It is too late if Yalimbah Creek, Karuah River, Port Stephens show signs of discoloured water, dead wildlife or this river system shows suspended rock particles and dead oysters. (Copy of dead oyster report attached).
- ***The Government MUST realise that too many creeks, rivers, swamps have been destroyed in NSW alone;*** because they have allowed companies to use them as drains. When in reality WE ALL should be smarter and NOT keep approving discharge approvals. Just come up to Stroud/Stroud Road onwards and see what these approvals have actually done to our natural environment. (Photos attached).
- ***Properties Devalued as quarries/mines are approved*** or keep extending through modifications and further applications. No Government Department keeps check of the footprint these mines ARE actually leaving. ***Why not?*** Properties at Limeburners Creek, Girvan and Karuah, North Arm Cove have all been devalued because of the impacts from Hunter Quarries. Yet this quarry was given further approval to remove more bushland and kill wildlife in 2014 with Great Lakes Council's blessings and OEH and other Government Departments, handing over Flora and Fauna on Threatened, Endangered and Vulnerable protection lists. Also confirmed and approved by Planning Assessment Commission, (PAC approval in 2014). More wildlife deaths, more flora/tree species destroyed/died. **(Attached 13d, 13e, 13f regarding, Hunter Quarries removal of Flora species).**
- ***Our property has been devalued as we can see the mountain being removed, wildlife deaths being undocumented dying in the millions and impacts by dust that settles on our glass tables each day/night on our veranda. Where is our compensation and people's compensation worse off than us?***

Cont'd this project must be refused approval entirely because:-

- **Blasting** People are impacted by Hunter Quarries blasting. All dust SHOULD remain on their property. Yet does not and comes across the highway or to properties on south side of Pacific Highway, up The Branch Lane Girvan or across to properties at Limeburners Creek. Our air on our property is compromised by Hunter Quarries removing a mountain range. We are being impacted. We have tank water and it is being contaminated. Our air is no longer always clean. In a wind storm the dust comes at us constantly. I have been hanging washing out see the blast (not heard it thankfully) and then see the cloud of dust coming on an Easterly breeze and then dragged off the clothes from the clothes line and run inside. ***Why should I or anyone have to live like this, Hilton Grugeon or Government Departments of many including the Planning Dept, EPA, Council?***
- ***Dust product unnatural for the environment.*** If a company has to/MUST add a product to sink the particles to the bottom of the “dirty water holding dam/sediment laden water dam”, then this water MUST never be discharged off site. Surely this makes sense to all Government Departments and Councils of Port Stephens and Midcoast Council. The Precautionary Principal must be adopted. It is not worth this company and/or Hunter Quarries being given approval to discharge like Duralie Coal was via creeks. It is wrong of Government Departments and State Government, of many to think this is alright and to continue to pollute the environment, whether you have given companies the ‘right to do discharge events’ or not into OUR natural environment which MUST be stopped from being polluted in any amount or means. This project if approved MUST BE a “Controlled Action with Conditions of Consent” from the Federal/Commonwealth Government. In the EIS this entire section has been ‘white washed’ of the downstream affects/damage this ‘pending quarry’ would have. Therefore the Precautionary Principal must be adopted. No harm to downstream users/oyster industry/tourism/environment/wildlife = No Approval of this project or any more like it including Hunter Quarries that must be revoked and scaled back.

I researched information on citrus based dust suppression products Australia and overseas.

There was NO material Safety Data Sheet in the entire EIS, volume 1 and volume 2 to tell people what this “citrus based” chemical to sink particles and contaminates to the bottom of the dirty water holding dam/sediment laden water dam” before discharging off site into the natural environment, creek systems, Yalimbah Creek to Karuah River, Port Stephens.

I researched citrus based products. I am not convinced or do I give my approval or permission for our Government Departments of many, Council/s or PAC to allow a company to use this product to then assist them to ‘pretend that the water is clean and able to be discharged’. In reality it is not “clean water”, or it would not need to be treated would it! The water would naturally run out of dams just like on our property. Yet obviously on coal mines/quarries/AGL Gas dirty water holding dams (plastic lined) this water is toxic to the natural environment. It changes the water quality immediately. *Our dam water is rain water.* Mining/quarry/gas industries produce substances in water such as coal/dust, gravel dust, explosive residue, petrol, oils, drilling fluids, detergents, or citrus/based flocculants/chemicals as this ‘proposed quarry’ is seeking to ‘sink suspended particles to the bottom’. The dam will be left in time with a thick sludge at the bottom. ***What do they intend to do with this if they are approved?*** Companies like the above use this terminology in the hope that people buy into their seeking to discharge into our natural environment. Companies that can’t operate without using these types of products must not be approved to operate at all. The ‘Precautionary Principal’ must be adopted to keep our downstream water quality safe for all future generations and NOT approve this quarry or any others in this bushland area or allow them to discharge off site.

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Polo citrus supply dust suppression to reduce dust on mining and industries. Degrease plus E Magiclean. Mining and industrial cleaning E/Blitz E-Degrease plus.

Does the citrus products contain:- Chlorohydrocarbons?

- Propylene Glycol?
- Methanol?
- Sodium Hydroxide?
- Sodium Hypochlorite (industrial bleach)?
- Hydrogen Peroxide 35% or 50%
- Diatomaceous Earth?
- Activated Carbon?
- Sulphuric Acid?
- Ferric Chloride?
- Polyaluminium Chloride?
- Hydrochloric Acid? Hydrofluoric Acid? Phosphoric Acid?

Company Polo Citrus – polocitrus.com.au orange oil reduced dust emissions (1990 operational) foam reduces dust. I am missing the natural citrus product in this list above. ***Safe for the environment?*** I do not believe so.

Then R W Corkery sent me information to hand out at a public meeting ICAG Inc. Committee and our Associates were organising on Wednesday 15th May 2019 6.15pm Karuah Community Hall about the product they ‘intend to use’ or not called Haloklear natural flocculants “we’ve never killed a fish”. Really? The picture on the brochure is not an Australian Native Fish. Used to treat storm water, industrial and municipal water including pollutants in construction site runoff reversing water contamination.... Etc.... and “are not going to cause harm to the environment” and “essential tool they need to meet state and national discharge regulations” etc. “our chemistries are less toxic when water is returned to its natural environment” and “All of Halo Klear’s products exhibit exceptionally low toxicity and the dual product system has been proven to have zero toxicity”. And “our products are 100% biodegradable through enzymatic activity”. ***What about oysters, fish, plant life, added nutrients, changing the water quality with the use of this product?***

*Disclaimer: “third party toxicity testing concluded that no fish were killed by the dual produce system when both parts were used in combination of following best management practices” and “a greener alternative to commodity chemicals”. And the company states “products are not only safe for the environment, but they helped our customers solve their discharge problems while enhancing project economics in industries like (construction, dredging, remediation of environment, industrial process/water, mining, oil & gas, stormwater, dewatering pits, aggregate, tunnelling, coal ash, metals recycling, wheel wash). ***What does this product do to oysters/wildlife?****

NOTE: The Precautionary Principal must be adopted as this product going into our creeks and river systems, if and when problems show up will be too late for the downstream users of Yalimbah Creek/Karuah River and our Oyster Farmers.

This ‘proposed quarry’ must NOT be approved in any format and Hunter Quarries must be closely monitored for any off site discharge and scaled back in their bushland removal and not approved any further areas as the bushland removal on Lot 5 at the back of Michael Kiely’s property has quarry locked the bushland off and stopped the easy transfer of Australian Wildlife. It is a crime to kill native Australian Wildlife yet Government Departments give approvals to mining companies/quarries/developments that remove bushland constantly which murders wildlife in their nest, hollow, bushland area, swamps, creeks and dams. This must stop!

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21) *Who compensates people being impacted by mines/quarries/extractive industries in Government or Councils?*

While I acknowledge that the Planning Department staff (Anthony Barnes/Colin Phillips) put advertisements in the Newcastle Herald and the Port Stephens Examiner. The Planning Department did not advertise in all the papers of the area (to be impacted) in this instance, Port Stephens and Great Lakes/Midcoast Council area, including local papers of Port Stephens area, Karuah, Medowie, Gloucester Advocate, Great Lakes Advocate, local Nelson Bay paper, Myall Nota, North Arm Cove local paper etc. If a company is seeking to discharge, this should also be written up with the advertising. Clearly it was not!

22) *Why not advertise in as many papers as you can to contact as many people as possible of a 'pending application/submission period'?*

If you are all proud about your approval process, you should be advertising in more than two (2) papers. Regardless of being told for over 14 years that this is the "legislative requirements.", it continues to show me and others, that less advertising to the general public is actually done when quarries/mines have had years to correlate their documentation for the Planning Department's approval and by less advertising this means less people to know about it and lodge an objection. I am not interested in the drummed up supporter letters or the "drop in meetings R W Corkery held where there are no names of the people they spoke too". I was not alone in thinking how silly this part of the EIS actually is and how it was done and recorded with no details of who they actually spoke too. It falsely showed that one person at the School or one person in a shop spoke on behalf of the Oyster Industry as a whole when in reality this is not true. If the person at the School knew that children attending that School were sick and suffered bleeding noses each day or most days of the week. ***Would that have changed the comments they made? ICAG Inc. Committee if we had the time would have gone and spoke to all those shops that are listed in the EIS and told them some valuable truths of actual impacts that people are already suffering under Hunter Quarries. Then to add another quarry to the same area would double the impacts of those people, through noise and dust, health impacts suffer.***

For the first time Children are old enough to witness their impacts down they are suffering from Hunter Quarries. These young School children I have known families for sometime that suffer for the best-parts of their life in silence isolated by community that either don't realise of the impacts they suffer or don't care, let down by Government approvals, Council approvals, leaves these people impacted on their properties every day. Where is the fairness in this?

It is so very sad that the people impacted by Hunter Quarries, Michael Kiely has met personally or friends with these people. These people feel cheated by him. They saw him oppose Hunter Quarries North in 2013-2014. I was asked to describe Michael in a word. I could not. I used many words as recorded in ICAG Inc. amended minutes submitted as part of ICAG Inc. objection to this 'proposed project'. Doreen always told me that she did not have anything to do with Michael's mining business. Yet to run away from a person known to her as already being impacted by Hunter Quarries made us realise fact through sadness. Both Michael & Doreen went to these people's houses to listen to their impacts they were suffering as I did a witness to all meetings. Knowing they are impacted by noise and dust will not (cover your crushers), which should be done if you are approved regardless of whether they are mobile or not should be something done immediately.

The community/people are left to suffer in silence, while trying to live their life and "manage" the noise, dust and impacts from crushers on their own properties from Hunter Quarries is just not fair. ***How do you expect people to do this?*** The noise from crushers is dreadful and sounds like a hovering jet fighter plane (I have witnessed this personally on people's properties noise and dust impacts). ***How is this noise level allowed, approved or justified as being alright to inflict on people that did not ask for this industry to take up residence in their area?***

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These people are impacted from starting time to finishing time; Hunter Quarries impacts their enjoyment of their own property and has stolen their peace and quiet and making them sick, that families attribute the death of their child to dust/Silica dust inside/outside their house and in their tank water.

Hunter Quarries should ONLY be doing maintenance on Saturday, yet I have been advised for years and years always after the fact that they had their crushers operating as well on Saturday. This will always happen as mines/quarries are not Government regulated with strict operating procedures. People do complain to Council, EPA and are worn down with nothing happening. I know the things I have been involved in and reported and NONE have charged the company with 'non-compliance'. The difference is that for the time being I go home to a quiet property, though we are being impacted from dust from last year very much accelerating as the Bushland Mountains are removed.

These people have suffered enough through Hunter Quarries assault on the environment, wildlife, their personal health impacts and you Michael doing this to the very same people. I should not be as shocked as I am. It is so very sad and I can't put one word to it. You have treated these people the way you have with disdain and disrespect. The misrepresentation of the EIS on noise and dust issues has NOT been covered in real time impacts. The ugly terminology used in minutes from Council taken by R W Corkery staff that the impacts are "perceived impacts" throughout the EIS/Volumes 1 and 2 are as ugly as the entire EIS and the 'proposed project'.

23) *Who decided that 2 Newspapers was all that is needed to be advertised in?*

24) *What is their name that set this staged submission period in motion for us all (who cares for our environment) to jump through Government hoops, even when we know this approval system is 'geared up to assist the mining companies, quarries, extractive industries and large developments that destroy the area they are impacting, kill our wildlife, pollute our water and don't preserve anything.*

Cont'd this project must be refused approval entirely because:-

- I object to areas of bushland being removed, quarried or mined. Stage 1 and 2 are over 50+ acres. That is more than double our property. The bushland will be clear-felled and open cut. Karuah South Quarry is seeking approval for both Stage 1 and Stage 2. The entire property will have a serious disturbance of the natural environment, impacts, displacement and death to wildlife is obvious. Our property the wildlife is spectacular. We have to be careful that we don't walk on lizards, dig up burrowing animals/birds when gardening and our trees have birds, possums and white ant nests house Kookaburras and Goanna eggs.
- If Government Departments of many keep handing over bushland, our wildlife will become extinct. It is little consequence that the "swift parrot can fly" if their bushland trees/feeding and breeding trees keep being removed like Duralie Coal did in one area (alone) of mountains/valley 475ha of bushland removed/felled/cleared and burnt.
- Our Government cannot keep making the same mistakes over and over again, through BAD approval process to allow companies to continue to wipe out our bushland and wildlife.
- Eucalypt trees 400+ year old gum trees. ***Why would anyone want to destroy trees of this age, all these trees with hollows? Why would anyone want to destroy 200 year old fig trees with hollows and food trees for vast species of wildlife for food and habitat?*** This project must be rejected entirely and the "Precautionary Principal" must be adopted. No quarry approval = No harm to these tree species or our wildlife. These trees were left from the old logging industry as seed trees, when logging first started hundreds of years ago. No one should have the right to destroy or give

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Cont'd this project must be refused approval entirely because:-

permission for trees of this age to be removed. No amount of gravel is worth this harm to these tree species. No amount of bio credits for plant and animals species destroyed/killed should this project be approved and reading the rubbish justification in words, where many species of plants and animals are not written up in the documentation is more than alarming. These trees MUST have a tree preservation order over the entire property. The value of these tree species being intact for the wildlife for future generations cannot be offset or mitigated.

- The constant justification in the EIS that Upper Yalimbah Creek has been cut off from the Pacific Highway and Blue Rock Close with pipes and that on one page they say it would not impact Yalimbah Creek due to the catchment being cut by roads. Then on the next page they say that there are pipes under the roads and their "sediment laden water would make its way to these pipes under the road, downstream to Yalimbah Creek" etc. All written in a twisted way to be as difficult as possible.
- The removal of Lowland Rainforest, Endangered Ecological Community (EEC) listed under the Biodiversity Conservation Act of 2016. Should be protected not added to and removed through senseless approvals to destroy more natural bushland areas. This area of rainforest is listed as threatened community under the Commonwealth EPBC Act, yet has been handed over by a signed document in 2012 "Not a Controlled Action".
- Wildlife on species lists are handed over again and again, until we have no wildlife and no bushland habitat, rainforest areas. It is MOST disgusting that Government, mining companies and their Consultants have 'hatched a plan' of either Flora or Fauna credits. Meaning companies can buy their way out of the impacts they are actually going to have on plant/tree species and wildlife species.
- ICAG Inc. Committee & Associates requested a site visit. It was declined however:- If Michael has nothing to hide and the above trees are still standing and intact and to answer our questions, why would he not want to take people on his property as he did in 2013-2014. Our fear is that he has already started clearing his land. If this 'proposed quarry' is approved to operate without any regard for the tree species, wildlife that live on this property, then ICAG Inc. Committee and our Associates must be allowed to bring people with us (Water Ecologists, Flora/Fauna Experts & Journalists to assist us to catalogue and photograph both Flora and Fauna species on this property for Photographic History and Heritage of this property. **The value of this property intact is a greater need AND VALUE than giving approval for it to be quarried.**
- Ugly legislation allows companies to purchase 'species credits', which the EIS speaks of regarding Koalas a total of 345 Koala species credits would be required to offset the impacts of other project on Koala Habitat. The sad reality is that NO species credits will EVER offset Koala's habitat - removal and death to Koalas and other wildlife. This project will HARM everything on this property and through dust, noise and water pollution harm other people and downstream Creeks Yalimbah Creek, Karuah River to Port Stephens. Therefore this project MUST be REJECTED. The State Government wants to purchase land that Koalas live on. Purchase all the areas remaining that are not quarried and stop any further removal of anymore bushland. (EIS 2.3.4.2)
- ICAG Inc. question to How much is a Koala worth in the dollar value. Has not been answered and there is nothing written in the EIS. Obviously people understand a dollar value put to 345 Koala

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- Credits. Though no credits or offsetting is appropriate for this property with the Flora and Fauna species. **This entire property and surrounding properties of Hunter Quarries MUST be put in Offset in Perpetuity and never developed at all or further.**
- **Also vegetation credits** are equally, ugly and alarming as 'species credits'. Page 2-43, 2-44 of EIS. Government Departments continue to hand over areas of bushland, rainforest, wildlife habitat and wildlife are being wiped out of entire areas due to these Government approvals.
- The land in this entire area between Hunter Quarries 1 (Old Karuah Red) and their NEW 2014 approved Hunter Quarries 2. The land is even more important to keep intact from any further impacts by Hunter Quarries or by Michael Kiely's proposed Karuah South Quarry. No Department of Government including OEH should continue to hand over precious wildlife habitat and you know your approvals are killing wildlife in numbers going completely undocumented as I have stated elsewhere. STOP approving quarries and mines and developments that clear bushland to the ground. Whatever happens on this side of the Highway has an immediate impact to life/wildlife/habitat. It will also have an impact downstream, off site as their dust blows away or flows away contaminating downstream Yalimbah Creek, Karuah River to Port Stephens.
- **Complaints:-** I was contacted by many people trying to lodge their submissions on line of the NEW Planning Departments Website. This is wrong and too hard for people to lodge objections in this way. This is not seen as being transparent or helpful and quite the opposite.
 - 1) People could not get their pass word to work.
 - 2) People lost their document on the website when they were about to send it. Like it has been set and timed out.
 - 3) People must be able to lodge objections via (ordinary) email for ease and convenience.
 - 4) As Planning no longer has a fax, this has taken this form of sending objections is obsolete.
 - 5) People could not access the website of Planning at all to lodge their objections.
 - 6) If Planning expects people to lodge objections in a ridiculous time frame bring back a more simplistic way of lodging letters than your current format (website) in April/May 2019.
 - 7) As I have never trusted the planning website from past experiences, Planning MUST include at least two/three email addresses for people to send their objection letters too. This is common sense to supply emails. Anything else would draw conclusions that Planning is trying to make it even harder for people to lodge their submission letters?

At the meeting held by R W Corkery on 12th December 2018 at Karuah Community Hall 6pm. To 8.30 pm. I took notes.

- Iron out problems or mitigation methods.
- Still opportunity to give information
- Air quality (going to meet requirements) though is not going to cover crushers in a building.
- There are no hardrock quarries in Sydney.
- State significant, rock on site, on Pacific Highway for transport
- Area of known quarries, though there are problems with existing quarries (dust/noise etc.)
- Rock quality is high
- Project for 25 years 2 stages (5 years) 300,000 tonnes, stage 2, 6 to 25 years 600,000 tonnes. Now I am confused $5 + 6 = 11$ years. The variance does not make sense.

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- Hours similar to Hunter Quarries, though they are seeking a 5am start to the trucks to Sydney market. ***Does this mean that the trucks will be loaded from the day before? Or does this mean that the trucks will be loaded at 3am, 4am to leave by 5am?***
- Confirmed that Lot 11 is Michael Kielys property
- Stage 1 quarry entrance (as per property), quarry access road, pad, crusher, offices
- Stage 2 - 6 to 25 years ***which is it? 6 or 25? Or somewhere in-between? How many ACTUAL years is this project seeking to run? This is misleading, confusing and shows me that for 11 years of destruction/production or 25 years destruction/production on this property, you can NEVER get back the tree species, the age of the trees, the wildlife species in such a short period of time. 400+ years – 11 or 25 years. This property MUST remain intact and not disturbed by any form of quarry/mining operations.***
- Stage 2 - 6-25 years does not make sense.
- Pillar between the 2 quarries Hunter Quarries and Karuah South Quarry (Michael Kiely) will come down. This is the ridge that we see from our property.
HQ / KSQ
- Stage 1 in 3 parts and they will do in stages so they don't have to double handle. **No questions were answered as to who would be present to catch wildlife before bushes cleared, trees felled.**
- They told us they have changed as a result of local and residents and Council and said they would do things differently. Unlikely this would happen as they won't cover their crushers, they are another company destroying the bushland, killing wildlife, impacting people through dust and noise.
- Advised us they did computer analysis "westerly direction from North Arm Cove" and the faces of the quarry would be visible.
- They said they have orientated the quarry in such a way so they are shielding and have the workings at the back areas that will be vegetated.
- Question asked not answered: ***Are all pits to be filled on completion?***
- Advised us that middle of 2017 the Ecologists were on site.
- They outsourced air, noise, ground water ecology, traffic for these reports
- They have taken this technical information required from Department of Planning, EPA, OEH, Midcoast Council legislative requirements.
- HQ fence not adequate height to stop animals and has gaps (***I don't know what they are intending to do about this one?***)
Mentioned that 2 private properties had been sold in the Branch and said they have to come off the maps and pointed to them at the back of bushland from Hunter Quarries.
- They did a radius of 2km from Michael Kiely's site, emphasis on people who live in this area and how they use their land.
- Dust and Noise – Drilling dust, crushing plant, dust from trucks, sealed road
- Wheel wash minimises dust.
- Truck movements 5am loaded transport 7am? ***I am confused though they wanted to leave at 5am?***
- Seek to minimise dust though never get rid of all dust
- Michael is not the manager to operate quarry on this property. (Irrelevant to me/us who operates mine) it is the environmental catastrophe that will happen if this quarry is approved that concerns me.
- Impact Statement – What approval is?
- Contracted operators
- ***Question mobile crushing plants out in the open not in the shed why? Answer: water vs runoff, mist sprays on crusher, clogs up using water and MIST will be ORANGE PEEL.***
- Drill, trucks, crushing, air quality

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- They said end of January to Department of Planning, EIS middle to late February 2019
- They will construct a 4m high fence to stop noise?
- Air quality North Star Air Quality P/L
- Cumulative air quality impacts of the project and Hunter Quarries (they have not done this adequately or at all) and stating in the EIS that people will manage to live with the noise and dust as they are resilient (page.....) would be a joke if this was not so serious!
- They have brought it back to prevent maximum impact... ***Question on who or what? And What about any other modifications they may seek if this is approved?***
- They are presenting “best outcome design”. Though in real terms it is complete rubbish written in their 3 documents.
- They will be 300 metres away from houses No 23, 20 and No. 22.
- They say dust suppression on roads operational area processing plant etc.
- Question, they were asked How if 300 metres away from peoples properties to stop impacts. They repeated they will do things differently.
- They said it’s a growth industry resource many clients approached.
- They also said they would further change the quarry to reduce people’s impacts, yet will not cover the crushers.
- My question: have you done studies comparison of Hunter Quarries Dust? Answer NO.
- Dust tests being done on Michael Kiely’s property. ***Question whereabouts?***
- People’s lives are being replicated on desk top. They advised that they are doing study on 48.8 (x3) desk top. Fine dust (assumptions they have made) these levels on (mitigation) methods will be done based on projected figures based on assumptions. People are already being impacted!
- Automated on a 6 day cycle at Robs place measuring Pm10 property south of Highway.
- PM 2.5 wind speed/every day of year 365 predictions.
- Then stated “predicted levels of dust are being met by Hunter Quarries”. What rubbish!
- Question I asked. ***Where is the PM 2.5 dust monitor?*** Answer No Pm2.5 monitor at this time; they say they will stipulate a Pm2.5 monitor, health issues.
- Question I asked. ***Why would you be given approval of Pm 2.5/2 when PM10 is set? No answer.***
- Noise and Vibrations:- Spectrum Acoustics P/L, cumulative noise impacts of project and produced mitigation of 4m high fence on Southern side, product loading, product load behind stock piles etc.
- Blasting:- All blasts would be designed to satisfy ground vibration air blast over pressure criteria. ***Question how is this going to stop impacts on people affected? In their EIS Council staffs have suggested that they blast all together to reduce impacts.***
- Hunter Quarries was mentioned my notes say “because would not get away – stop”.
- Properties are 300 metres away at the closes point. This is justified throughout their EIS.
- Talked about sizes of blast that it would be small and take into consideration the location of the blast and take that into account.
- They added that it was largely shielded from visibility though then said it would be seen from the Pacific Highway both ways.
- Computer graphics. I did not write anything for this heading. Sorry.
- My question: What are you going to do with the dirty water? Not answered
- Then Consultant Rob said Rob Trotter cleared areas towards quarry AND WILL SEE FROM HIGHWAY, mentioned bitumen internal road? umltian?
- Talked about traffic/transport/roads
- Ecology 21 ha property removed shading, cleared lantana, weed infestation. Though nothing about these giant magnificent trees.

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- Mentioned 11.6 ha of vegetation, progressively cleared, native vegetation clearance, Bio Diversity offsetting would involve vegetation at bottom will stay? *Nothing about how big this area will be, what will happen in this area, how it will be impacted. Nothing about where the offsetting is to be located on another property? Or just buying credits for the animals and plants that will be killed/felled to the ground.*
- Irrigation YES
- Bushland left for what/ Shield??
- Mentioned about entering into Bio payment. *For what and how many dollars is he going to pay for each 200+ year old FIG Trees and 400+ year old GUM Trees & all Wildlife he is going to kill?*
- I see this as land locking areas of bushland with Hunter Quarries impacts on either side of Karuah South Quarry (3 sides actually). The entire bushland area must remain as offset for Hunter Quarries destruction.
- I asked about their “dirty water holding dams”, they responded with 2 sediment basins. Then said the EPA has said they don’t have to catch every bit of water”. Really can I have a copy of this signed document from an EPA staff person that has written and approved off site discharge? I don’t know what type of water “clean water” and is it really or “sediment laden water”?
- They falsely said there will not be much water. So wrong, so misleading, so misguided. Spraying water, orange peel to stop dust, rain water carrying contaminated water along the ground, dams over flowing in rain events or being let out on purpose if they are approved “discharge approval off site of their sediment laden water as well”.
- They say that Aboriginal cultural and historic Heritage and no sites found. I asked what would be done if artefacts were found, would they be put on a search and destroy like Duralie Coal. He replied they did not find anything. It would be up to OEH, Aboriginal Community and whatever the Karuah Land Council wanted to do. They looked at 5 sites ONLY on the entire property. Field survey conducted on 17th May 2018. No Aboriginal sites recorded within the site areas of 5. Michael (public Aboriginal Heritage) feedback, details of assessment.
- I asked if they were seeking discharge of “dirty water” off the property? Rob did not answer. I asked if they have any “dirty water holding dams”? Answer Yes. I said again Are you Yes or No Rob seeking Government approval seeking creek discharge”? He talked about the sediment laden water and the dam over flowing and the need to remove the level of water. I replied “so you are seeking creek discharge into Yalimba Creek....” There was a very big discussion and Yallimbah Creek was mentioned by Rob, the pipes under the highway in one location/pipe drain was mentioned. Further discussion of creeks located on this property that he refuted and being produced with a map of creeks he continued to deny they exist. He then said yes they would be seeking a discharging licence will be asked for.
- Ground water studies done by R W Corkery

It is pathetic that a Blue Book referenced in the EIS throughout the 3 Volumes did not explain what it was. I contacted the Planning Department and R W Corkery in the same email. Then I called the Planning Department and said this should have been in the EIS and Anthony advised me it was a book that had been designed from Landcom Housing Developers (that knock the bushland to the ground I have added for clarify and urgency) and they wrote a book on sediment containment, discharge dams on construction sites, erosion, sediment controls in place, which has been happily adopted by Government Departments, mining companies/quarries and their Consultants. Yet this is “the fox guarding the hen house”. Within this Blue Book they have discharge levels that again are sadly adopted by all parties involved in assisting the mine/quarry/developments to proceed to approval.

No independent water ecologists have been enlisted to get true base line data for our natural environment.

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The clearance procedure and removal of wildlife is disgusting. In the EIS it also talks about bashing the tree with equipment, before it is to be cut down. What about nocturnal wildlife living in these tree hollows. They come out at night-time and go back in the day time ready to fall to the ground with their tree/hollow/home in the day time. Where is there ANY sense in any of this?

What wildlife organisations will be present? This question still has not been answered.

What clearance procedures and how much bushland are being removed at one time? These are questions R W Corkery did not answer.

Rivercare, Landcare Groups must only clear 10 metre strips of weed species at a time, so that the wildlife can move, though usually this is uncovering, native vegetation and not clear felling everything to the ground or turning it into an open cut mine/quarry. ***Why are mining companies/quarries not made to do the same thing?***

I don't trust the Ecological studies done on Plants and animals. By the EIS it is sadly obvious that plant/tree species are MISSING within the EIS and Volume 1 and 2. In my letter/submission it should be abundantly clear of just how much information is missing. I don't believe this has been done in error. I believe it has been done to be underhanded in trying to downgrade this property and not show there is actually heritage significant trees on this property for the surrounding area of Port Stephens Karuah, NSW, Australia, Regional and World Wide Significance and these trees and wildlife must be preserved intact forever life not a death in 2019.

I am once again disgusted with OEH that continues to hand over our environment in their letter dated 22nd May 2018. You must start protecting our environment, protecting our wildlife, protecting our down-stream of Port Stephens. Do you even realise that these significant 200+ year old Fig Trees and 400+ year old Eucalyptus trees are MAJOR, SIGNIFICANT AND HIGHLY DEPENDENT on Government Departments doing the right thing and PRESERVING these trees and entire bushland area from any further destruction or removal.

The people of NSW could not be compensated enough money for the loss of the above trees or wildlife species living on this property and adjoining Hunter Quarries land they are busy destroying, while currently seeking more approvals going through the Government hoops/process to date. No amount of species credits, bio diversity credits can replace these trees or replace Lowland Rainforest in this area. Offsetting species and flora is as ugly as adding a product to the water to sink particles and then discharging off the property.

The Precautionary Principal has been misguided in the EIS and badly misinterpreted that this project causes 'little impact'. When in reality the project would:- If approved cause harm of everything contained in my letter and more VS No harm, no impact, no project, no impact to environment, no impact to habitat and wildlife, no impact to Lowland Sep 14 Rainforest in NSW North Coast, no harm to 200+ year old Fig Trees and 400+ year old Eucalypt Trees where no amount of paid credits or offsetting could EVER replace the hollows in these trees around 60 gum trees on this property or replace all the wildlife that lives in these trees and bushland area that will be killed if this project is approved. This entire project should also be rejected because of the harm that will be caused throughout any of its enterprise.

I still have not had my question answered from Planning. ***Why did Planning give Duralie Coal full rescinding rights to have ALL their "Conditions of Consent" removed by end of December 2012?***

These Conditions that people in the Community (JCCC) Community Group went to almost 2 years of Commission of Inquiries in Sydney before Duralie Coal had turned over a sod of grass and Duralie Coal

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was given approval to commence in 2002 and stop in 2010 (a promised 8 year boutique mine). JCCC had secured almost “100 Conditions of Consent” for their love and seeking protection for Mammy Johnsons River and the valley, to Karuah River Port Stephens/Marine Park.

ICAG Inc. went to Land & Environment Court Vs Planning Dept. and Gloucester Coal/Duralie Coal to keep the “Conditions of Consent” that the Planning Department had decided they would remove December 2010. One of these “Conditions of Consent” was the “No River Discharge”. No direct discharge into Mammy Johnsons River.

In 2009-2010 Duralie Coal had put 3 separate Applications to discharge into this River. The Court case went from January 2011 to February 2012. While Judge Brian Preston awarded Duralie Coal to proceed through 475 ha of bushland in one area of mountains alone, and dug up all the headwaters of Unnamed Creek/springs and killed wildlife in numbers undocumented. We did achieve and He upheld “No River Discharge Condition of Consent”. However he gave Duralie Coal all the Creeks. He made a landmark decision that the offset bushland was increased on the Western Mountain Range Johnsons Creek Road and that Duralie Coal could not do anything to it including run their vehicles in this area, or irrigate. We however forgot to have lighting of fires in this area must not happen and the CCC and Duralie staff periodically light this area of bushland, because they can, not because they should. We also got areas protected for the Giant Barred Frogs where they cannot slash these paddocks. He understood people were being impacted by coal dust from uncovered rail wagons, though did not stipulate a condition of consent. Planning allowed Duralie Coal to expand their operating hours, their railway hours which went to PAC at a Stroud meeting and they approved the extended hours. Yet PAC refused to meet people already impacted by Duralie Coal, noise, dust from trains and operating hours and spent time with Duralie Coal as they did with Hunter Quarries. They did not meet the people already impacted by dust and noise. ***What part of this PAC process is transparent in their decision making if they REFUSE to meet local people being impacted by these mining companies/quarries?*** Perhaps PAC may surprise me and seek to meet property owners impacted already by Hunter Quarries and therefore will be impacted by Michael Kiely’s Karuah South Quarry if it is approved by PAC to start production. **I request PAC reject this quarry protecting Fauna/Flora.**

At the start of ICAG Inc. Merits Appeal/Preliminary Court proceedings in 2010, getting ready to lodge Application in January 2011. We had a counter-attack from a shocking source. I started receiving phone calls from people in Stroud. Phone calls with very cranky people. The story was so unbelievable I thought this is a sick joke. They were calling me and telling me to do something. I was the Secretary of ICAG etc. By the 2nd, 3rd, 4th and 5th call I was dumfounded. So I called Great Lakes Council I requested that I be put through the Mayor urgently. The Mayor at the time Jan McWilliams answered the phone and I told her that I was hearing extremely disturbing gossip about her being passed around Stroud and I had received many phone calls and emails and it just could not be true, it is so ridiculous and she needs to put a stop to it. Jan asked me what it was about. I can still remember trying to find the words to explain my urgency of the phone call. I told her I had been told by many phone calls “that the local Councillor Karen Hutchinson, is going around Stroud telling people that you tasted the water in the ‘Dirty water holding dam’ and it tasted alright and therefore it is alright to discharge” I was expecting her to get angry at such rubbish. Yet she said she did. I said did what stunned. Then I got a ‘blow by blow description of what she did. Jan McWilliams told me “I clambered over the rocks”. I said What rocks? Jan McWilliams said “the rocks around the dam”. Jan continued “I clambered over the rocks, I bent down, I put my hands together and I took a mouthful, it tasted alright. I said “if you think that because you tasted the water of Duralie Coal’s dirty water holding dam and you have PH reading, acid, heavy metals detectors in your tongue, you have another thing coming”. Jan then replied “they are old Conditions of Consent”. I said NO Jan they ARE “the Conditions of Consent”. Jan said NO they are OLD Conditions of Consent”, I said No they are the current “Conditions of Consent’ for the life of the mine that should have been December 2010.

I continue to be disgusted at Great Lakes Council’s determined effort to derail ICAG Inc. Court Case and tried so hard to assist Duralie Coal in their disgraceful efforts to give the people of Stroud false information. Judge

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Preston did stop Duralie Coal from discharging 24 hours a day 7 days a week directly into Mammy Johnsons River, which happens to be Stroud and Stroud Roads drinking water. Though as I said above he gave them the creeks and Mammy Johnsons River, that they turn orange, red, brown, grey, black. These Council people along with Len Roberts are currently part of Midcoast Council yet for all the photos they received from me personally. They stayed silent on Duralie Coal's impacts. I can only hope that when they hold their Council meeting in June 26, 2019, that these 3 people along with the rest of the Councillors and Council Hierarchy, will not approve Karuah South Quarry/Michael Kiely's 'proposed quarry' like they have supported Duralie Coal for all this time. The rest of the old Great Lakes Councillors responsible for supporting Duralie Coal is no longer at Council it seems or Ron Hartley, Lisa Schiff or Glen Hanford.

I am also disturbed that Council has been represented within the EIS and being supportive of this 'proposed quarry', where minutes taken by R W Corkery and 2 Council Representatives. The Director of Midcoast Council phoned me last week stating that the minutes were not the words or Council's decision and they had to have their meeting on 26th June to discuss the proposal, inviting me and others to attend and lodge our objections. (See email attached) received stating **"Council does not have an official position on the application – that has to be determined by the elected body"**. Yet the way the EIS is written it makes the Council sound like they are 100% supportive of this 'proposed project' which I believe is misguided, misleading to anyone that reads it and 'slaps the people in the face', that are already being impacted by Hunter Quarries and will be if this 'proposed quarry' of Michael Kiely's is approved.

It makes perfect sense to the majority of people, to leave this bushland area/s intact for the wildlife and rule against the pending gravel quarry/mine and preserve all habitat and wildlife living in this area (offset in Perpetuity). Protecting OUR environment does NOT belong to Michael or Hilton Grugeon of Hunter Quarries or the Government Departments of many to destroy.

I give my full permission and expect my objection submission to be uploaded up onto the Planning's Website and therefore will be a public record of what this 'proposed project' intends to do 'if approved' to the entire and intact bushland area, rainforest, palms, tree ferns hundreds of years old, 400+ year old gum trees around 55-60 or more if they have NOT been tampered with by Michael Kiely they should ALL still be standing proud and alive and MUST remain untouched if this project should be relentlessly be approved by either State Government Departments of The Planning Dept. or Planning Assessment Commission (PAC).

I therefore do NOT give my permission for any further quarries/industries/mines to be given approval to operate in this area of bushland, that by aerial photographs shows very clearly what is happening to this last remaining bushland in this area 2019 and MUST BE PROTECTED.

Hunter Quarries Licence must be scaled back and their licence approved in 2014 must be rescinded'.

This 'proposed quarry' of Michael Kiely Karuah South Quarry MUST be rejected entirely.

Yours faithfully

A. Albury

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