

Residents
Samuel Marsden Rd
ORCHARD HILLS NSW 2748

2nd December 2020

**RE Sydney Metro Western Sydney Airport
SSI 10051
Re Rail transport facilities**

Our submission

To the Planning Department,

We asked for your assistance in addressing our serious concerns with the Sydney Metro Western Sydney Airport major infrastructure '**project**' and the major impact this '**project**' has on our property in our previous submission to the Department of planning and environment.

We again ask for your assistance with the announcement of the '**Western Sydney Metro Rail Project**' that has occurred one week later and its release of the Environmental impact Statement (**EIS**) , this has now further impacted on our property.

We submit that the proposed '**Western Sydney Metro Rail Project**' (**EIS**) is unwarranted, based on an incomplete understanding of the current permissible uses to which our Property can be put and of the physical characteristics of our Property, and is antithetical to the objectives and purposes of the Department of planning's '**Western Sydney Metro Rail Project**' and its proposed **EIS**.

Background

We are the owners of no ...Samuel Marsden Drive, Orchard Hills, within the Mulgoa electorate and we have lived here for over 28 years.

Our property consists of our family home and 21 acres of cleared grazing pastoral land that benefits from DA02/31.. approved by Penrith City Council (Council) on 16 April 20.. and modified on 17 May 20.. (Consent). The Consent permits the subdivision of the Property into for residential purposes and the associated construction of bridges over Blaxland Creek and a sealed vehicular access road on the Property. The Consent was physically commenced by the construction of the sealed road on 7 April 20.. pursuant to the Construction Certificate issued by Council dated 3 April 20... Further major works were completed with the building of the first bridge and further associated works to date.

Since the Sydney Airport major infrastructure project '**project**' was announced we found that we had been included in the Departments Draft Cumberland Plain Conservation Plan E2 proposed zoning area, this despite the fact that we had the benefit of our DA02/31.. for residential development, however from our discussions with the Department of planning with a woman called Alex she advised they were not aware of our DA02/31.. and we now understand that they had overlooked, among other important factors, the existence of the consent in preparing the Draft Cumberland Plain Conservation Plan ("Draft Plan") and we have now requested to be removed from the draft plan on this basis.

Alex from the Department of planning requested we send a copy of our DA02/31.. (**Consent**) and other associated information in a submission in order to be excluded from the Draft Cumberland Plain Conservation Plan ("Draft Plan") and the proposed rezoning (copies were submitted)

Please note: It was also discussed with the department of planning Alex at this time that the department of planning interactive map showed the whole neighboring land parcel on our Southern boundary, that is a mirror image of our cleared pastoral land, was not included in the Departments Draft Cumberland Plain Conservation Plan ("Draft Plan") E2 proposed zoning area and this appeared to be very odd at the time.

Western Sydney Metro Airport Rail project (Rail Project)

A week after we provided our submission to the department of planning for the removal of our property from Departments Draft Cumberland Plain Conservation Plan ("Draft Plan") E2 zoning, the plan for the Sydney Metro Western Sydney Airport Rail Transport Facilities (**Rail Project**) was released and it showed that a train stabling and maintenance yard for the '**Rail Project**' is to be built on the whole southern boundary of our property.

Please note: As above note, this now explained the conversation with 'Alex' from the Department of planning of the odd E2 zoning map that did not include the southern boundary neighbor's property now known as the **Western Sydney metro project train stabling yards 'rail project'**.

In addition to this, the '**rail project**' map shows our whole western boundary of our property is also adjacent to the **Western Sydney metro 'rail project'**.

It is our understanding that our western side boundary neighboring property of 30 acres (being our whole western boundary) is being acquired for the '**rail project**' to be used as a construction/staging area yard for the tunnel excavations work from Lansdowne rd Orchard Hills to St Mary's station and will be used for a construction site for the soil & sludge removal from the tunneling works and building of the railway lines leading to the Railway station on Lansdowne rd , Orchard hills .

It is our understanding that our Southern side boundary neighbor (being our whole Southern boundary) has also been acquired for the train stabling yards being 120 acres of cleared grazing pastoral land.

We are seriously concerned that the train stabling yards will further limit our ability to use and develop our property . The **Western Sydney metro 'rail project'** Environmental impact Statement (**EIS**) has not addressed the severe environmental impact of noise , dust , pollution , access or traffic control impact on our property as the whole planning of the **Western Sydney metro 'rail project'** Environmental impact Statement (**EIS**) has been drafted without the knowledge of our properties residential development DA02/31.. and that there will be residential housing on our property only 30 meters from the train stabling yards , being our now shared southern boundary line.

On Wednesday 7TH October 2020 we had an onsite meeting at our property with our local member Tanya Davies MP. It was decided at that meeting that an onsite meeting with the 'Government project's key planners is crucial in ensuring that our interests are appropriately considered, and any '**project**' impacts avoided or adequately compensated as our property is uniquely and significantly affected by all government departments involved in the **Sydney Metro Western Sydney Airport major infrastructure 'project'**. The current planning decisions and property acquisitions that have now essentially hemmed us into an industrial construction pocket for the next 4 to 6 years that will have severe impacts of noise, dust , property access and traffic and health issues. These have not been addressed for our property in the (**EIS**).

The NSW state government now owns and has acquired all of our 21 acre properties western , southern and eastern boundaries neighboring land.

The **Western Sydney metro 'rail project'** plan shows our whole southern and western boundaries (21 acres) are entirely surrounded by the **Western Sydney metro 'rail project'** by the acquisition of the adjoining cleared pastoral acreage land by NSW Department of planning for the metro rail and infrastructure project however the Environmental impact Statement (**EIS**) has not considered or been aware that our property benefits from a DA02/31.. for residential development.

In addition to my submission I would just like to add the human aspect of the stress and agony this has had on myself and my family during the COVID19 pandemic. Our family business has been impacted so severely by the COVID19 pandemic and we have suffered immensely in this 2020 year.

To have to deal with now fighting for our family home , property and financial future and any normality of life during this world pandemic has had a tremendous a mental and physical health impact on us. My husband who was fit and healthy has had heart failure and as a result heart surgery from all this stress during this horrendous time. Because our property is so uniquely affected by so many aspects of the '**project**' we find ourselves writing many lengthy submissions whilst working seven days a week trying to save our family business.

We are currently waiting for a response for our previous submissions to the The Hon. Robert Gordon STOKES, MP. Member of legislative assembly for Pittwater & Minister for Planning of Public spaces and a response from The Department of planning and environment.

This submission today to the Department of Planning for the **Western Sydney metro 'rail project' (EIS)** is the third submission to the department of planning that we have been required to submit in the last few months and many announcements have happened during and in between the individual submissions that further impact on our property.

As per our meeting with Tanya Davies on the 7TH October 2020 we are still waiting on the opportunity to meet with all related parties of this major infrastructure government '**project**' to discuss our submissions and our unique circumstances as we are with having to deal with all of the government departments in relation to this major infrastructure **Sydney Metro Western Sydney Airport** project that impacts so uniquely and severely on our property.

In mid October 2020 we also requested a meeting with metro rail and are also waiting on a response for a meeting date.

We respectfully request a meeting as above with all related parties of this major infrastructure government '**project**' to include our properties DA02/31.. for residential development and therefore our actual position in relation to the '**project**' and demonstrate how our property is uniquely and severely impacted.

We respectfully request discussions for possible rezoning amendment to our current DA02/31.. from a residential development to similar zoning of the '**projects**' rail and stabling yards to commercial and/or industrial zoning as given that the Department of Planning and Environment have advised that they did not have any information of our existing residential development DA02/31.. and this has not been considered in the Department of Planning & Environmental '**project**' and the '**rail project**' property acquisitions and project planning stages including the **EIS's** and has hemmed us into an all government owned industrial land pocket.

We look forward to meeting with you to discuss.

Yours sincerely,

Residents
Samuel Marsden Rd
Orchard Hills
NSW 2748