

**From:** [Stephen and Amanda Albury](#)  
**To:** [IPCN Enquiries Mailbox](#)  
**Cc:** [icag.inc@gmail.com](mailto:icag.inc@gmail.com)  
**Subject:** IPCN, this is Alert! IPCN Panel - Wednesday 27th December 2023, 11.30am, holiday traffic on a work day, The Bucketts Way & The Pacific Highway intersection  
**Date:** Wednesday, 27 December 2023 1:29:03 PM  
**Importance:** High

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IPCN Panel re: SSD1569-1659,

This is a photo attached, which is on Facebook, Wednesday 27<sup>th</sup> December 2023, taken at 11.30am. This is the holiday/traffic on a work day, trying to get out of The Bucketts Way onto The Pacific Highway at 12 Mile Creek.

The truck documentation done by Proponent, Consultants and DPIE is FALSE. For anyone who lives here, we try to stay off the road during weekends and long weekends, Christmas, Easter periods. And we definitely stay away from attempting to get out onto The Pacific Highway, because the photo attached shows what happens, and it can get worse than this.

Add any of the trucks for any of the proposed quarries at 50-55 trucks an hour or is that a day (as that depends what documentation we are reading), and the uncalculated number of trucks/heavy vehicles and during peak-times that has NOT been addressed at all. These traffic jams go all through the holiday period/long weekends and ordinary weekends. All these vehicles trying to get out of The Bucketts Way and at the intersection of The Bucketts Way and The Pacific Highway, where only one car or two at the most get out during any time period without the holiday peek/or weekend period.

To bring in another point, the traffic counters on The Bucketts Way were put down during COVID (when people were told to stay at home), and also these tests were not done during Peak holiday traffic such as Christmas periods, so that calculation of how many vehicles use The Bucketts Way to the Pacific Highway is baseless and in documentation does not reflect the actual December-January and Easter School holiday periods. Considering The Bucketts Way is the NSW Tourist Drive 2. We have people coming up here every day and the numbers increase over any weekend, and increase again over school holiday and long weekend periods.

None of the documentation shows what is actually happening like the photo attached and reports are saying it is taking 30 minutes at least to get out of The Bucketts Way onto The Pacific Highway. Yesterday Boxing Day, reports over Facebook were that cars were banked up over a Kilometre from the Highway corner coming out of The Bucketts Way.

**Any documentation to do with truck movements is inaccurate and false.**

For IPCN to rule in favour of this proposed quarry, when they have not conducted truthful vehicle/count during peak times, shows again why IPCN should refuse this proposed quarry and the Documentation of DPIE should be shredded as being false and misleading.

**To be accurate about road traffic**, a camera should have been put up, (traffic camera), which should have been put up for IPCN to watch in real-time at the intersection of The Pacific Highway and one looking north along The Bucketts Way and another camera looking north and south of the camp/stay facility. Then there would be no false narrative written in DPIE documentation that truck movements along The Bucketts Way would be negligible, again this is FALSE and Misleading the truth. It can't handle local traffic, let alone School holiday peak traffic and long weekend traffic. IPCN is to stop the push to approval as DPIE has made some dreadful false conclusions along with the consultants of the proponent in their documentation.

This has been forwarded to IPCN as real-time vehicle traffic problems The Bucketts Way & The Pacific Highway intersection, adding any more vehicles and trucks is pushing this false narrative to the extreme and dangerous for anyone travelling The Bucketts Way, local roads and Pacific Highway. This reminds us of Daracon with DPIE assistance and approvals and IPCN Panel must refuse this proposed quarry as not being a majority Merits based project, regardless of ticking the box of State Significant Development (SSD).  
ICAG Inc. Committee

C/- Secretary

**From:** [Stephen and Amanda Albury](#)  
**To:** [IPCEN Enquiries Mailbox](#)  
**Subject:** ICAG Inc. objection to SSD1159-1659, MARA, and DPIE documentation is FALSE and misleading just take the variance of truck movements page 17 and 21 as examples from MARA report and DPIE report  
**Date:** Wednesday, 27 December 2023 9:44:45 AM  
**Importance:** High

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To IPCN Panel,

**ICAG Inc. objection to SSD1159-1659 – MARA, bias shown towards the people living in Limeburners Creek, Allworth, The Bucketts Way & surrounding areas.**

**For the Community.** MARA was advised from the very beginning from ICAG Inc. and other Community members, that the internet in this area, was little to none and that also included mobile phone use. Yet MARA persisted with the Proponent with Zoom meetings that for those of us that joined the morning session, could not join the evening session for our husbands, as it would not work. They changed the link process and it was worse not better. The Proponent and MARA were determined not to meet the public in a meeting at Limeburners Creek Hall, or even on the footpath as requested at the ICAG Inc. Secretary's place.

**Mara's Statement** is "creating vibrant communities through powerful conversations", is a huge statement and did not happen. It did not happen with business owners of Accommodation Facilities. It did not happen with people who will be interfered with by noise, vibrations, dust, blasting noise, dust and fumes or truck noise, diesel fumes and visual. As stated MARA held their Zoom meetings in an area that has little to no internet speed. The very community that will suffer if this is approved, was discriminated against. 2 meetings held on the same day, there should have been more meetings over many weeks.

**DPIE/IPCEN discrimination & bias shown to Community who will be adversely affected.**

The very community that will be affected if this unacceptable proposed quarry is approved, continue to be discriminated against by the DPIE staff, who know through decades of documents stating that internet fails us, did not notify any of us by mail. IPCEN did not advise us by mail of the proposed submission period and 28 days who thinks any of that makes any sense and shows the "honest, transparent, above board and balance". What happened to people including ICAG Inc., was the notification of a proposed submission period with the IPCEN Panel did not arrive by mail and in advance of the submission period. DPIE and IPCEN, knowing people have little to no internet, sent an email anyway, which was not received until the night of the 5<sup>th</sup> day, due to computer issues with the Secretary of ICAG Inc. on the home computer. This prevented people/property owners, knowing in advance of this submission period. This was a loss of 5 days to gather the information and notify the community. It may be the preferred way to use internet instead of 'paper/letter/mail advice' for DPIE and IPCEN etc., however to use this method is unsuitable to the majority of people/property owners who do not have a good internet speed, as the majority of people, do have letterboxes and so Australia Post is the preferred option for people, from State Government Departments, who should have done better to contact the very people that will be affected, should this DA be approved.

ICAG Inc. had members attend the Zoom meeting with MARA late by the time staff assisted and the connection worked. The Zoom meeting was not public, did not give people the right to be heard by each other. It was controlled and rushed two (2) x one (1)

hour sessions on the one day 10am and 6pm. When they changed the link from the day to night, many people could not log on conveniently, including ICAG Inc. Secretary. The Zoom was dismissive to people and their properties that will be affected. MARA's documentation did not speak truth of what will be lost in this area of Limeburners Creek & surrounding areas and did not report accurately or at all the actual impacts this proposed quarry will have if approved. The Proponent and consultants did not want to acknowledge the actual impacts people suffer from operating quarries in the surrounding areas already. People's questions are their own, not to be reworded as happened, to suit the false agenda and conclusion. There was a definite power play over property owners who will be affected, and those people raising their concerns and questions. The report, like the DPIE report use words to deflect and diminish the catastrophic impacts, health affects these types of projects actually have on the environment, on people, if these DA's are wrongfully approved.

**Koalas are now listed as Endangered and live in this beautiful Deep Creek Valley. If this proposed quarry is approved, it will destroy this beautiful valley and natural vibrancy and amenity in remnant forests, old growth trees with hollows are in the majority, with a variety of wildlife species that need these forests to survive, not be carved up by haul roads and quarry pit/s and infrastructure. The State Government Department people are responsible for turning vast areas into a wasteland, and this unspoilt area and the headwaters of Deep Creek and major arms of Deep Creek, a Zoned Protected Creek of the Karuah River, Port Stephens-Great Lakes Marine Park, must be protected, instead of approving the destruction of another "Greenfield area", of Forests, unspoilt valley of creeks to river systems and wildlife species including Koala's. Koalas also come from Deep Creek valley into properties in Forest Glen Road and along The Bucketts Way properties and heading west in their travel zone. Our wildlife are under threat of extinction, because of wrongful Government approvals for forest clearing, regardless of SSD developments, cattle, housing etc.**

The proponent through MARA stated they would not be holding any public meetings due to COVID. Yet in their documentation page 4, they state that the proponent led one on one stakeholder meetings? Yet ICAG Inc. was advised they were not going to people's homes, as we attempted to request a public meeting from 2018 onwards on the footpath. When we were being contacted by property owners who were being approached by consultants employed by the proponent, some of which felt so harassed by the staff of the proposed quarry, they sold their beloved property.

The ICAG Inc. Secretary, also in her capacity as a property owner, eco-tourism accommodation business owner/wildlife reserve, this had been disclosed to the MARA staff from the beginning. Where they responded with they did not know that people had accommodation facilities in the area etc. The question was asked of 'Donations' to community groups. The Secretary of ICAG Inc. replied, that ICAG Inc. does not accept 'donation money from any mining/quarry/development company' as it is dirty money given to community groups for their paid silence. In the capacity of ICAG Inc. Our Secretary had spoken to the Proponents family member in 2018/2019 to request that their staff stopped approaching property owners, who were being harassed and intimidated.

**"challenges linked to the project" are actually impacts that would be catastrophic to**

environment/wildlife/Deep Creek-Karuah River, Port Stephens-Great Lakes Marine Park and people/our animals, Wildlife Reserves and accommodation businesses already living and operating here.

The wrong belief that the road/haul road, being built down the fence-line of a private property makes any sense is most alarming and to believe that by moving the road some 100 metres approximately, to run the haul road between the two (2) dam, in doing this has in some way removed the diesel fumes, and the obvious concerns for that private property owner is unacceptable. This haul road being built, came to the attention of ICAG Inc. in 2018, and had been built over years to date. Forests knocked down and old growth trees and road built over Deep Creek lines (on Council records a DA for a house and driveway) on a property that already has 3 houses. The various DA's between the proponent and this property owners moving fence-lines, shows the working relationship they had with each other, well before any of this was made public to anyone in the community. Assisted by Council staff unknown "as minor scrubbing" is also unacceptable.

**TRUCKS NUMBERS ARE FALSE AND MISLEADING (page 17 and 21) 55 trucks per day leaving the site**

The truck numbers of the proponent and then visiting truck numbers are completely unknown, yet depending on what documentation you read, is written as 25 trucks an hour, 50 trucks an hour or 55 trucks an hour? So what is it? Page 18, MARA report, 55 trucks a day leaving the site = 110 truck movements (A DAY IS FALSE AND MISLEADING) AS THEIR TRUCK NUMBERS VARY A DAY OR PER HOUR IS A GROSS MISREPRESENTATION OF THE ACTUAL TRUCK MOVEMENTS, THE COMMUNITY AND IPCN DO NOT KNOW THE ANSWER TO THIS, AS ALL DOCUMENTATION IS DIFFERENT, THEREFORE THEIR DESK TOP ANALYSIS ARE FALSE. Yet this is not correct by DPIE documentation they said 25, 50, 55 trucks an hour depending on what documentation you are reading at the time. This discrepancy is not minor, insignificant or negligible and is errors or calculated, we don't know. However if IPCN approve any of this on any of the documentation, when there are such VAST discrepancies in all documentation written, then this push to approval will continue to be obvious. They report also mentions that there would be another 10 light vehicles and 6 other vehicles that access and leave the site each day.

They state that they will have the crusher on the floor of the open cut. With all the rock exploding down onto this equipment. How is this going to work. The crusher needs to be in a noise suppressing building regardless of what company, what resource. Yet this is not the case currently. This shows a lack of acknowledgement by everyone concerned of how noisy the crusher actually are, like a fighter jet plane hovering over a roof of a house, shaking it from the ground up and the TV up at 100 and the TV cannot be heard. Yet this is how people live from an operating quarry and this is allowed to continue with decades of letters into DPIE, EPA and Council, shows how unacceptable this planning/approval process actually is.

**The Dictionary meaning of Receptors (an offensive derogative term) is:- an organ cell able to respond to light, heat, other external stimulus and transmit a signal to a sensory nerve.**

(This means people/a persons body (adults, children and animals/wildlife) and central nervous system of these people/animals. A person's body can be catastrophically injured by noise of machinery, drilling, diggers, tractors, chainsaws, generator/pumps, vehicles, blasting, crushers, ground vibrations, the noise associated with all this and more affecting people's hearing, brain and central nervous system, has happened, does happen and will happen if this is wrongfully approved. The toxic fumes, dust, explosive residue and diesel and petrol pumps and water generator pumps sucking out Deep Creek if this was to be given unacceptable approvals. Watching the natural environment being destroyed.

**It is very wrong of people in Government Departments, mining companies/quarries called extractive industries and do not pay anything per tonne, like a coal mine does, yet can claim State Significant Development (SSD).**

The Community was NOT provided with a "balanced" objective information etc. (Page 9 Mara Report). The community that will be affected, does not believe the time frame or the way it was done was fair. The proponent and their hired staff used COVID as many forms of distraction, to hold a public meeting. This happened in Limeburners Creek and Forest Glen Road, that a small populous of the area had visitation from Consultant/proponent and yet property owners who contacted the consultant company were not visited as requested, that the proposed project will have little to no impacts is false.

**Deep Creek a Zoned Protected Creek of the Karuah River, Port Stephens-Great Lakes Marine Park.** The area of Deep Creek is not suitable and the merits of this DA are not balanced at all with the harm this type of project would have immediately on the area of Deep Creek, Deep Creek Valley, surrounding forests/wildlife, down-stream Deep Creek to Karuah River. Deep Creek is a Zoned Protected Creek of Karuah River, Port Stephens-Great Lakes Marine Park, must be protected from any such extractive/mining industry.

**Allowing any forest clearing, quarry infrastructure around ANY natural water-sources, is unacceptable.** There are so many destroyed water sources around NSW, as ICAG Inc. Representatives travelled with River SOS for our Regional Meetings every 3 months. The people in Government Departments must start protecting the natural environment of forests, natural creeks to river systems, for wildlife and people. The SEARS requirements failed the community and accommodation businesses in the area that will be affected. People 12km or less were not at 51% input into this flawed community consultation process. As no one came to meet us at our property, they could not determine the actual impacts this will have on people, people's accommodation businesses, or a truthful account of what will happen to the environment, should they be approved.

**MARA community consultation – FAIL**

- **The bias started with the various consultants towards the community. It continued where the community was withheld from their Preliminary documents of which ICAG Inc. Secretary asked for a copy for the community to look at, and was deflected by MARA staff, who kept asking here what she meant.**
- **The MARA Zoom, people's questions were closed down. The questions people had, the documentation did not go up on the website when they said. The map that MARA was using in their documentation, Forest Glen Road, had been conveniently left off their map (page 7).**
- **The proponent and his staff refused to come to people's properties even to meet on**

the footpath, so their social impacts failed, in the rushed process with no public meetings, 3 x fliers and 2 x 1 hour zoom meetings and a phone survey for anyone/group contact, as ICAG Inc. did, or attempted to do. The survey that ICAG Inc. asked for 20 copies, never came. The delay in then asking for 10 and they would be copied by the ICAG Inc. Secretary, ONLY 6 arrived and a courier bag. Unfortunately the people who were handed out the survey either did not complete them or ended up doing them on line. The Courier bag was sent at ICAG Inc. Secretaries request, and was a nice gesture and will be sent back to MARA. People either ended up not filling in the survey or filled them in online. ICAG Inc. emailed 3 as the timeframe had ended.

- The Community despite the wrongfully drawn conclusion by MARA that there was adequate time for 'stakeholders to participate is false; (the community that will lose along with the environment being destroyed, if this project is approved in any way.
- MARA staff were asked by ICAG Inc. Secretary to forward a copy of the notes taken at the phone conversation with MARA staff. These notes did not come to ICAG Inc. or any property owners who participated. It was also noticed that the new buzz word "the team" at the bottom of each email, yet no persons name, removes accountability of this proposed quarry and the horrific affects it will have on environment/wildlife/water, people and our animals, accommodation businesses. There was only 5 community property owners and also ICAG Inc. Committee representatives that were interviewed, this is not an acceptable number of people representing hundreds and hundreds of people who will be affected if this proposed quarry is given unacceptable approval.
- A buffer around the proposed project, will not stop the loss of habitat and wildlife species and destroyed Deep Creek/aquatic wildlife species, air quality from dust, fumes, blasting dust, fumes and explosive residue/chemicals, will not stop ground vibrations and blasting, truck loading, crusher noise/dust or truck/vehicle movements.
- The Community will need a hospital built in the area of Limeburners Creek, for respiratory, heart, stroke, mental health issues.
- Mara was correct though in their writing traffic delays at the intersection of The Bucketts Way and the Pacific Highway, to add more trucks per hour, let alone 25-50-55 trucks an hour is unacceptable. This Christmas weekend. Reports of motorists, that The Bucketts Way was banked up over 1km, attempting to get to The Pacific Highway. This was not addressed in the DPIE reports at all. These trucks will all use local roads in any direction to remove themselves from The Pacific Highway road issues.
- The process to collect accurate concerns was not conducted without bias. The very people to be affected have a right to be outraged and we watched a community property owners who will also be drastically affected be rebuked and down-talked and dismissed. The proponent and their staff, need to be rebuked for the disregard they have for other people living here and how their lack of accountability shown to people caught up in the minorities greed who believe they have a right to

destroy the natural environment, kill wildlife species, pollute and dig up the headwaters of Deep Creek and impact people's lives living in their homes on their properties, where currently we all live in remnant forests with wildlife in this peace and quiet of the forest and wildlife species. This project is not merits based for the majority and caring for our environment and wildlife Core Koala habitat with regular sightings, now listed as Endangered as stated, along with all wildlife species on the proponents land and surrounding properties impacted by haul road vehicle/truck movements and open cut pit quarry workings should not happen ever.

- Property owners in Forest Glen Road and ICAG Inc. c/- Secretary were denied being given a copy of the Scoping Report, infact the Secretary of ICAG Inc. spoke to MARA staff asking for a copy of the Preliminary Environment Assessment and was denied, being asked what she meant, was defective and not helpful.
- Deep Creek is A Zoned Protected Creek of the Karuah River, Port Stephens-Great Lakes Marine Park, and should not be associated with the name of a proposed quarry/mine at all. They were contacting people via Woodbury Civil Pty Ltd, this should have been their new quarry company name. The Woodbury Civil quarry!

**No amount of Conditions of Consent will ever protect the wildlife/their environment/Forests, water sources, people our health/our animals health** etc. There are enough examples of DPIE not doing their job in upholding these companies Conditions of Consent and its left to the community members/community groups in an attempt to having these companies caught and prosecuted. E.g. Duralie Coal by 31<sup>st</sup> December 2010, DPIE would have rescinded ALL the Conditions of Consent and this is what pushed ICAG Inc. and JCCC to the Land & Environment Court Vs Planning Minister, Department DPIE, Gloucester Coal. PAC/DPIE have also been responsible for removing Conditions of Consent against Duralie Coal with train times and operating times.

MARA documentation stated that due to concerns of using Forest Glen Road and Deep Creek Road etc. A property 1.6km north of Forest Glen Road has given access (property with 2 dams). Yet in their presentation at IPCN they continue to state they will use Forest Glen Road as their vehicle access while constructing the haul road and Deep Creek Road and during emergencies, means they are seeking to deregister a 19 home residential rural road of private homes on a single bitumen track that is a no through road, into their haul road at any time, any day, and for anything they deem as an emergency, means that Forest Glen Road and also Deep Creek Road, becomes their haul road forever or at all under any circumstances, is unacceptable. No access using any of these mentioned roads should happen at all ever. They state that Forest Glen Road will not be feasible, yet they persist and are being assisted by DPIE to use Forest Glen Road Limeburners Creek, shows how unbalanced the Planning Department actually is towards ALL parties. As they sold off this small parcel of land to the end property owners of Forest Glen Road, they no longer have any 'legal access' to their properties. However there is a huge difference between property vehicles to haul road vehicles to a proposed/operating quarry mine. Neither are compatible with the 19 operating private homes currently here in Forest Glen Road, Deep Creek Road, or any private homes in surrounding areas.

There were many other issues raised, environment, wildlife, water, air pollution,



contaminated tank water, people/health issues, wildlife reserves and eco-tourism accommodation facilities.

**NO CREEK TO RIVER DISCHARGE OFF SITE, AT ALL EVER How would discharge water be treated, to potable drinking water?**

***No information about the crushers, noise, dust produced and ground vibrations also produced, or housing crushers in a dust and noise suppressing buildings. We would have thought that if they are all so community focussed, this would be the least they could proposed to do, regardless of whether they proposed their crushers to be mobile or not.***

The IPCN Panel must stop this process. The documentation has too many conflicting information contained, and to pursue this proposed project to any form of approval on these documents from the various consultants and DPIE should not be happening at all. ICAG Inc. and the Community, Property owners have been prevented from submitting all the documentation put to the community, as we should have been able to do this. This is then a form not being accountable to what is written, as the timeframe Vs thousands of pages is unachievable and a mockery of Democracy and process and also of accountability, which is lacking in these types of documentation and proposed/operating companies, including all documentation produced by various Government Departments.

NOTE: The ICAG Inc. Committee and the Community we believe, were withheld the information that DPIE had attended the proponents property on 9<sup>th</sup> December 2021. The ICAG Inc. and Community we believe, were also withheld the information that IPCN held a conference with the Proponent and also with Council representatives. If ICAG Inc. had also been advised, we would have requested the minutes of these meetings to become public before the rushed submission period with IPCN. This once again shows that the Proponent was met without the public knowing, or the public and property owners also being met or phone conferenced, including members from ICAG Inc. Committee.

It is these discrepancies mentioned and there are so many more, that ICAG Inc. Committee, Community members, have a hard time believing are all errors.

**ICAG Inc. request the IPCN stops this process, until these discrepancies have all been showcased fully to the IPCN Panel for them to realise how wrong this all is. These documents need to all be rewritten and then resubmitted to the community. This project must be stopped and refused to continue by IPCN order.**

ICAG Inc. Committee

C/- Secretary – A Albury