

From: [REDACTED]
To: [EPD, Customer Services](#)
Subject: 20180627-Submission in objection to EIS201700053 for an MRF at Fyshwick
Date: Wednesday, 27 June 2018 2:45:02 AM
Attachments: [20180627-Submission in objection to EIS201700053 for an MRF at Fyshwick.docx](#)

Good morning,

Please find attached my submission in opposition to the proposed waste transfer station at Fyshwick on the grounds of misrepresentation to Government.

Kind regards

[REDACTED]
[REDACTED]

EPDCustomerServices@act.gov.au

To the Director-General of ACT Planning

Dear Mr Ponton

This submission is in objection to EIS201700053, the CRS proposal to locate a major waste facility at 16 Ipswich St Fyshwick on Section 8, Blocks 9 and 11.

I am concerned with the proponent's misrepresentation of its intentions. At the same time that DA201630668 (S.8, B.11) was under consideration prior to approval, it was apparent that CRS was proposing a major waste facility. This was not information provided to inform the DA process nor was this information addressed in the earlier Direct Sale of Land Eligibility Application process.

However,

- CRS did not amend the Direct Sale process granted by the Minister for the purpose of relocating the Kingston terminal;
- CRS in its DA chose assessment in the Merit Track when the Impact Track was required under the Territory Plan IZ2-Mixed use industrial because rail use is prohibited and
- CRS advised no amendment to the DA201630668 to account for its new proposal.

It is of note that the supporting document for the draft EIS, SUPP-201700053-APPENDIX N (COMMUNITY & STAKEHOLDER ENGAGEMENT REPORT)-01 has extracted the record of the Focus Groups held on 27, 28 February 2017 and noted in the May 2017 Scoping Application as community feedback. Certainly discussion was around the MRF in addition to the WtE incinerator at those meetings. By failing to amend the above applications accordingly or use any other available mechanism to right the situation, CRS has misled Government and gained a benefit.

I request that CRS clearly and convincingly explain why the Minister and his delegates should not be bound by the Planning and Development Act 2007, which requires the Government to refuse the company's request to buy the lease for Block 11 Section 8 for rail use and to refuse consent for the company's DA for a development planned for rail use assessed in the wrong track.

Yours sincerely

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