

PCU075069

TREVOR SMITH29 LAKEVIEW ROADMORISSET PARKNSW 2264Department of Planning
Received

2 JUL 2018

Scanning Room

Director - Modifications
Dept of Planning & Environment
GPO Box 39 SYDNEYApplication No
Location
Proponent
Council Area
Approval AuthorityMP 06 0309 MOD 3
Trinity Point Drive, Morisset Park
Johnson Property Group
Lake Macquarie
Minister for Planning**RE: Objection to MP 06 0309 MOD 3**

Dear Sir

I live in the area affected by Johnson Property Group's helipad application seeking assessment under the 18 year old - 2004 Lake Macquarie City Council (LMCC) Local Environment Plan (LEP). This helipad was rejected 10 years ago by the NSW Department of Planning and Environment under the then 2004 LEP. Since then the developer has submitted numerous Trinity Point development applications all of which have been considered under the 2014 LEP.

The developer now wants the helipad application to be considered under the 2004 LEP and I consider this to be an unjust and unfair process. The developer submitted this application on 30/7/2014 and failed to meet the legislative documentary requirements. At this time LMCC should have rejected the application as required under legislation but left this application open and 'pending' to accommodate the developer's assessment under the 2004 LEP. This is morally, legally and ethically wrong.

Rightfully, in 2014 LMC Councillors voted and adopted the 2014 LEP which prohibits private/commercial helipads on Lake Macquarie by supporting Air Services Australia's fundamental principle number 11 which states preference must be given to areas where aircraft operations already exist rather than establishing new flight paths and zones.

A NO Helipad decision at Trinity Point is a good decision as it;

1. Maintains the character and nature for this local area
2. Is a non-essential infrastructure for the marina and tourist facility which have in their own right been approved as viable business.
3. Does not create any jobs
4. Cannot be used for emergency helicopter services as the design and structure do not meet the Westpac helicopter landing site requirements.
5. Has not merit or economic advantage or investment for the local community.

I have examined the proposed flight paths and the proposed needs submitted with Johnson Property Group's application.

Flight paths

The developer states a total of 38 flights per week is required to 'bring in' day trippers, brides, corporate speakers and tourists 'stopping off' on their way to and from the Hunter Valley.

Objection to MPO6-0309 MOD 3

The flight paths listed in the developer's documentation is misleading as flight path "C" is the option pilots will select as they fly to and from the Hunter Valley, land and also take off into the area's most prevailing and dominant winds from the south, south east, east and north east. This takes the flight path directly over, Morisset & Windermere Park, Brightwaters, Mirrabooka and Bonnells Bay all of which will be well below 1000 feet.

It is noted flight path "C" was NOT tested during the acoustic measurements as the documents submitted by the proponent states the noise 'was calculated.'

Noise Testing

The Australian Noise Exposure Forecasting (ANEF) system was selected by the developer. The ANEF system is used by planners to measure noise around large and regional airports and results in contours being applied to areas which may restrict development.

The ANEF system is complex and hard to understand as it uses mathematical calculations and averages noise. As an example the developer displayed and promoted (to the community) that the acoustic tests completed in March 2016 showed that 40 flights per day would be permissible.

The ANEF system should not have been applied as it advantages the developer and does not demonstrate a true reflection of real noise intrusion or applied decibel reading as experienced in Morisset Peninsula and Bardens Bay.

The Helipad Structure

The structure requires an additional 6400 square meters of Lake Macquarie for the developer's private lease and use. It is also understood from the documentation that a cardinal mark will be placed at the northern approach to the marina and the developer will have a licence to control this area from the cardinal mark to the shoreline. This then makes it a 'gated and secluded area' for the potential benefit of a selected few.

There is certainly no merit or advantage for local boat, kayakers, fishers, canoers and general water uses as it does not increase or enhance recreational use for the area.

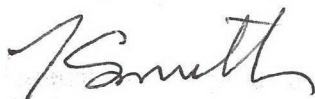
I strongly object to this development application as it;

1. Makes this local environment less liveable as a result of increased noise and air pollution.
2. Detracts from rather than enhances the environmental attractions of southern Lake Macquarie.
3. Impacts on the biological diversity of southern Lake Macquarie by disrupting and driving out endemic bird species.
4. Restricts and limits passive and active water recreational activities.
5. Impacts on the quiet character and nature of this area.

I am only 1 of hundreds home owners who oppose this development application as it has no merit for the local community.

I have not contributed any financial donations to any political organisation.

Signed



TREVOR SMITH

Date:

27th June 2018

Maria Smith
29 Lakeview Rd
Morisset Park
NSW 2264

Director - Modifications.
Dept of Planning & Environ.
GPO Box 39 SYDNEY.

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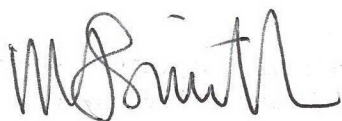
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Date:

27/06/18

M.J. Smith