

From: philbest313@gmail.com
Sent: Monday, 8 February 2021 3:22 PM
To: 'CONNOR Andrew'
Cc: 'bryce.hertslet@ehp.qld.gov.au'; 'KARLE Matt'; 'Maiwar Electorate Office'; 'complaints@des.qld.gov.au'
Subject: MCQ Operations Major Urgent Complaint
Attachments: MattKarleQuarryBlastingLicenseConditionsFebruary2017.pdf; MCQ-Blasting-Activity-2001-2020.jpg; January-23-2021-EmailTo-BCC-CEO-TotalNonComplianceComplaint.pdf; USBM-18thJune2020McqBlast.jpg; SarosReportBE15010-June-18-20-Estimated.jpg; SeismographTraceNoted- MCQ-Blast-2020-06-18_0147.jpg; TerrockEngineersDefinesNonCompliantDecibelNoiseLevels.jpg; TerrockEngineersDefinedMaximumBlastLevels.jpg; TerrockEngineers-3SSGD-Only200MetresFromBlastZone.jpg

Importance: High

Dear Andrew,

We hope that 2021 finds you well and safe.

- We just wanted to touch base with you regarding the Mt Coot-tha Quarry (MCQ) and our final conclusions, where we have advised BCC City Legal that their MCQ has never complied with the conditions of their DA Schedule-F.
- So we are not talking about an occasional lapse, or perhaps a misjudgement or an accident, we are referring to a Total Disengagement by the MCQ with ALL Schedule-F Conditions, for at least 2 decades.

Our January 2021 and September 2020 BCC Complaints:

Our BCC complaints can be seen here:

<http://www.mtcoot-tha.org/BCC-CEO-Complaint.htm>

Additionally the City Legal response, which states that they will not discuss the matter, hence no BCC complaint reference number has assigned.

We are unsure as to the role played by the DES.

- Because of previous advice that the DES is only ever concerned about Environmental Nuisance.
- On other occasions we believe that the DES has used AS2187.2 Appendix-J conditions to override the Schedule-F statutory conditions, when Appendix-J clearly states as the primary statement that their data cannot ever be use to override statutory conditions.
- However the MCQ EA Schedule-F contains clearly stated conditions, that the MCQ is supposed to always comply with and the DES department is responsible for the MCQ Schedule-F compliance.
- Additionally the EP-Act.
- Whilst our findings are that these have never been complied with.

Our commercial discussions with the Environmental Defenders Brisbane Office, indicated that there was an overarching BCC responsibility to comply with the Schedule-F Noise Regulations as well as the Noise Sensitive Place monitoring regulations.

- We believe that no non-overpressure noise has ever been complied with, plus that they have never done any monitoring in Noise Sensitive Places as clearly and repeatedly stipulated by their Schedule-F.
- Each Blast sounds “like a bomb going off inside our precious homes” which badly affects our family mental health.
- The 19 requests to the BCC asking to be provided with each estimated blast strength have been read but totally ignored – hence we expect the worst with every blast.

Hence we cannot understand why there appears to be no attempt by the EHP/DES to ever force the MCQ to operate (even once) in compliance with Schedule-F.

As you may recall that in 2011, the MCLR Whistle Blower event forced the MCQ to stop publishing the much further away Sussex Street as their seismic blast vibration footprint reporting. Our statistician later measured this as a 300% misrepresentation.

We ask that you please contact the BCC asap:

Hence we request that you email and again write a formal letter to the CEO-Office and Ms Mica Julien, asking them to provide clear evidence of Total Schedule-F Compliance along the lines mentioned above.

- Please ask them to respond to the total non-compliance complaint information, as provided by the Mt Coot-tha Local Residents (MCLR).
- It is important to understand that placing an additional seismic monitoring transducer in areas as defined by Schedule-F, is not at all an expensive exercise.
- The Local Residents funded seismic blast vibration measurements with Tony Zoitsas of Saros on more than 10 occasions, after the BCC Mr Bell refused to allow Heilig technician Nathan Russell to do this.
- The only reason for never doing this, even when we offered to pay the costs, is that they are afraid of what the seismic values would show.

Whilst the MCQ operations may be in decline, the local residents are still very much afraid of what the MCQ might do to their homes.

- On the 18th June 2020, the MCQ created the strongest ever measured blast, which would have measured more than 30mm/sec in our homes.
- As we have not been advised of any MCQ closure, we are extremely afraid of what the MCQ may choose to do to our homes, after our new complaint.
- Experience has shown that whenever we lodge a major complaint, the blast strength increases further to be the strongest ever measured.
 - You may recall the 2016 MCLR complaint meeting in Steven Miles Office, immediately following this on the 6th August was the strongest ever measured blast.
 - In late 2019 and early 2020, we lodged another complaint direct to the MCQ and Ms Mica Julien, the next blast was the strongest ever measured.
 - We believe that when the MCQ starts operating again in 2021, that this alarming trend will continue.

Hence these strongest ever 2020 seismic operations has made the MCLR to be extra sensitive to any seismic and noise effects and insist that you urgently liaise with the MCQ regarding the Schedule-F compliance.

- The BCC provided Terrock Engineering report showed that our home is only 200metres from the closest blast zone (see attached).
- In seismic terms when the home is founded on the same rock strata as that being blasted, 200 metres is almost nothing.

Understandably, we are extremely anxious and very concerned and ask that the DES contacts the BCC before any more MCQ blasting is done.

We don't know what the MCQ will do next to harm us, and we fully expect the worst.

Please contact the MCQ urgently to stop this from happening again.

Thank you for reading this email, your time and focus are highly valued.

Please provide an urgent 2019-HRC-Act compliant response.

Yours Sincerely, Philip Best.

Philip Best - Electrical Engineer - ABN: 64 056 607 713

Chairperson Mt Coot-tha Local Residents (MCLR)

Active Member Mt Coot-tha Protection Alliance (MCPA)

M: 0411-123400

f: www.facebook.com/SaveMountCoottha

w: www.MtCoot-tha.org (alias www.SaveMtCoot-tha.org, retired: www.BanTheBlasting.org)

e: PhilBest313@gmail.com

L: www.linkedin.com/in/philbest/

Epictetus, Discourses II :

*"If you lost the capacity to read, or play music, you would think it was a disaster.
But many people think nothing of losing the capacity to be honest, decent and civilised."*

Cr Judy Maqub :

"The BCC shows Callous Disregard for the (Mt Coot-tha) Local Residents."

-----Original Message-----

From: CONNOR Andrew <Andrew.Connor@ehp.qld.gov.au>

Sent: Tuesday, 12 December 2017 11:34 AM

To: Phil Best <PhilBest313@gmail.com>

Subject: Automatic reply: Blast Notification - Wednesday 13th December - 15th request for estimated blast strength

I am out of the office until 2 January 2018. Bryce Hertslet is the acting Executive Director for Industry, Development and Southeast Queensland Compliance within EHP. Bryce can be contacted on 3330 6335 or emailed at bryce.hertslet@ehp.qld.gov.au for assistance.