

Jim Mangleson

From: Jim Mangleson [james.mangleson3@bigpond.com]
Sent: Sunday, 2 February 2014 9:58 AM
To: 'michael'
Cc: 'office@page.minister.nsw.gov.au'
Subject: Byron Shire Council and Flooding Ocean Shores.

Dear Michael,

You will recall you personally visited myself at my office in Mullumbimby on Friday 2nd August 2013 following representations to my local member Don Page concerning incorrect information being given to Minister Robyn Parker.

This related to the adoption of an untrue FloodPlain Management Plan for Marshalls Creek by Byron Shire Council. During that meeting among the material I gave you was solid evidence of Council's acceptance of liability for causing flooding by ordering a flood outlet closed (which was a condition of Development consent for the Ocean Shores Estate), Ministerial and Government warnings of Council's liability as well as Council's then engineer Greg Alderson's confirmation that with this outlet reopened a "significant" reduction in flood levels could be achieved.

I also highlighted the untrue statement in the adopted plan that structural mitigation works were not included in the Plan as they were found to be of "minor" benefits for existing development.

The results of a recent community survey seeking residents opinions of what could be done to relieve flooding has been withheld and I am aware that a large percentage of the population called for reopening of the flood outlet to reduce flood levels.

With the passage of time, a lot of new residents, Councillors and even current members of the FloodPlain Committee are unaware of the true facts pertaining to Council's liability in this matter and the ability to lower flood levels "significantly".

Robyn Parkers assertions concerning studies done that showed the outlet could be counterproductive in flood surges were also incorrect according to the representative to whom she directed myself.

No such studies were ever done.

My wife was told yesterday by a sitting Green Councillor who is a member of the Marshalls Creek FloodPlain committee that the outlet would never be reopened.

Could you tell me what you have done in relation to my complaint to date in order that I can keep both Ministers apprised of progress.

I cannot get any responses from the current Manager of Mayor to email enquiries concerning Council negligence in other current environmental breaches undertaken by them including exposure of acid sulphate soils adjacent to Marshall's Creek.

Sincerely

Jim Mangleson

Mobile 0416 143300