

Green Pastures  
McFarland's Down  
St. Mary's  
Isles of Scilly  
TR21 ONS

3<sup>rd</sup> Nov 2015

Council of the Isles of Scilly  
Planning & Development Department  
Town Hall  
The Parade  
St Mary's  
Isles of Scilly  
TR21 0LW

F.A.O. Senior Officer: Planning and Development Management

Dear Madam,

**Comment on Planning Reference P/15/088/CLE  
Application for a Certificate of Lawfulness of an Existing Use of the land as  
an inert and excavation waste transfer facility.  
Pendrathen Quarry, Pendrathen, St. Mary's, Isles of Scilly.**

We refer to your letter of 20th<sup>th</sup> October 2015 advising us of the above noted Planning Reference , to which we have the following comments.

We contest several points in Mulciber's application for lawful use of Pendrethen quarry. They did not obtain the lease until 2011 and our correspondence from the Duchy states that it was so Mulciber could re-landscape and tidy the site.

In 2012 Miss Montpoloki arranged for Kier builders to illegally dump thousands of tons of material from the Porthcressa site in the Pendrathen quarry. As this dumping obviously contained very mixed materials we asked her by email why it could not be recycled and used on site. She replied because they had to use A-1 Fill and the very small amount of recycling they could do was on-site with their own crusher. She said the same had happened with the School build. She did not once mention materials being sought or used from Pendrathen quarry. The current lessee allowed the Council to dump hundreds of tons of mixed waste from Moorwell in 2012. This material contains asbestos, is hazardous and is still on site. The E. A. say it must be moved. Mulciber make no mention of this in their statement. We have legitimate fears that this sort of unlawful practice will continue.

We have asked you in previous correspondence what the nature was of the fire at the quarry in September. The fire service attended so there must be a report. You have made no reply. Burning material at the quarry is in breach of Mulciber's permit and again proof that they have no regard for public safety and the law.

Incidentally, how will they assess the limit of 8000 tonnes with no weighbridge?

On reading the deeds of our property it is apparent that we residents bear responsibility for McFarlands Down and its upkeep. The continued use by Mulciber's vehicles will destroy its fabric. In Mulciber's statement no mention is made of mitigation

procedures for noise, dust and pollution caused during the transit of materials, nor reparation should damage or accident occur. Based on previous experience, the clouds of dust raised on McFarlands by transport during the drier months will be horrendous. The mitigation referred to is only for operation on site.

Activity is allowed on site from 8.30 am so vehicles will likely move along the road before 8 am with constant vibration and noise. Hundreds of tons transported along the rough unmade road which is McFarlands Down takes a long time and the diesel and dust pollution will in itself be a hazard. A full environmental assessment must be carried out before any activities are allowed at Pendrethen quarry.

It is an unsuitable site for the activities planned, on a Heritage Coastline in an Area of Outstanding Natural Beauty.

Yours Faithfully

Nick and Geri Bright