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11 February 2021

Our ref: P62152

Chief Executive Officer Mareeba Shire Council PO Box 154 MAREEBA QLD 4880

Reconfiguring a lot (Boundary realignment) 100 Henry Hannam Drive, Mareeba (Lot 1 on SP261006 & Lot 500 on CP843576)

I am pleased to lodge this development application for the Reconfiguration of a lot (boundary realignment) at 100 Henry Hannam Drive, Mareeba between Lot 1 SP261006 and Lot 500 CP843576.

The relevant information for the application is:

Applicant:	Lakeshore Pty Ltd – Matthew and Louise Kleyn
	c/- Planz Town Planning Pty Ltd
Mailing address:	PO Box 181
	Edge Hill, Cairns QLD 4870
Landowners:	Lakeshore Pty Ltd – Matthew and Louise Kleyn (1 SP261006)
	Donald William Lavers and Dorothy Dell Lavers (500 CP843576)
Application Fee:	\$1,065.00

If you require any further information please do call me.

Yours sincerely,

Jesse Marnock Planz Town Planning

Att. DA Form 1 Landowners Consent Planning Report Survey Plans





DA Form 1 – Development application details

Approved form (version 1.1 effective 22 JUNE 2018) made under section 282 of the Planning Act 2016.

This form **must** be used to make a development application **involving code assessment or impact assessment**, except when applying for development involving building work.

For a development application involving building work only, use DA Form 2 - Building work details.

For a development application involving building work associated with any other type of assessable development (i.e. material change of use, operational work or reconfiguring a lot), use this form (*DA Form 1*) and parts 4 to 6 of *DA Form 2 – Building work details.*

Unless stated otherwise, all parts of this form **must** be completed in full and all required supporting information **must** accompany the development application.

One or more additional pages may be attached as a schedule to this development application if there is insufficient space on the form to include all the necessary information.

This form and any other form relevant to the development application must be used to make a development application relating to strategic port land and Brisbane core port land under the *Transport Infrastructure Act 1994*, and airport land under the *Airport Assets (Restructuring and Disposal) Act 2008*. For the purpose of assessing a development application relating to strategic port land and Brisbane core port land, any reference to a planning scheme is taken to mean a land use plan for the strategic port land, Brisbane port land use plan for Brisbane core port land, or a land use plan for airport land.

Note: All terms used in this form have the meaning given under the Planning Act 2016, the Planning Regulation 2017, or the Development Assessment Rules (DA Rules).

PART 1 – APPLICANT DETAILS

1) Applicant details	
Applicant name(s) (individual or company full name)	Lakeshore Pty Ltd – Matthew and Louise Kleyn
Contact name (only applicable for companies)	c-/ Planz Town Planning Pty Ltd
Postal address (P.O. Box or street address)	PO Box 181
Suburb	Edge Hill
State	QLD
Postcode	4870
Country	Australia
Contact number	07 4041 0445
Email address (non-mandatory)	info@planztp.com
Mobile number (non-mandatory)	0447 323 384
Fax number (non-mandatory)	
Applicant's reference number(s) (if applicable)	P62152

2) Owner's consent

2.1) Is written consent of the owner required for this development application?

Yes – the written consent of the owner(s) is attached to this development application

No – proceed to 3)



PART 2 – LOCATION DETAILS

Note: P		elow and a				3) as applicable) premises part of the development	application. For further information, see <u>DA</u>
3.1) St	reet address	s and lot	on pla	an			
Stre	eet address	AND lot	on pla	an (a <i>ll lo</i>	ts must be liste	ed), Or	
						or adjacent property of the must be listed).	premises (appropriate for development in
	Unit No.	Street I	No.	Street	t Name and	Туре	Suburb
2)		100		Henry	Hannam Di	rive	Mareeba
a)	Postcode	Lot No.		Plan ⁻	Type and Nu	ımber <i>(e.g. RP, SP)</i>	Local Government Area(s)
	4880	1		SP26	1006		Mareeba Shire Council
	Unit No.	Street I	No.	Street	t Name and	Туре	Suburb
b)		100		Henry	Hannam Di	rive	Mareeba
b)	Postcode	Lot No.		Plan ⁻	Type and Nu	imber (e.g. RP, SP)	Local Government Area(s)
	4880	500		CP84	3576		Mareeba Shire Council
e.g. cha Note : Pl	nnel dredging i lace each set o	n Moreton f coordinat	Bay) es in a	separate		set of coordinates is required for	lot or in water not adjoining or adjacent to land r this part.
Longiti		premise		ude(s)		Datum	Local Government Area(s) (if applicable)
Longit			Latt	uuc(3)		WGS84	
						GDA94	
						Other:	
	ordinates of	premise	s by e	asting	and northing]	
Eastin	g(s)	North	ing(s)		Zone Ref.	Datum	Local Government Area(s) (if applicable)
					54	UWGS84	
					55	GDA94	
					56	Other:	
	dditional pre						
schedu	ditional prem ule to this ap required			ant to t	his developr	nent application and their	details have been attached in a
					-	nises and provide any rele	vant details
	•					in or above an aquifer	
	of water boo				•		
On strategic port land under the Transport Infrastructure Act 1994							
	plan descrip		-	•	land:		
Name	of port author	ority for t	he lot	:			
🗌 In a	a tidal area						
Name	of local gove	ernment	for the	e tidal a	area (if applica	able):	
Name	of port author	ority for t	idal a	rea (if a	pplicable):		

On airport land under the *Airport Assets (Restructuring and Disposal) Act 2008* Name of airport:

Listed on the Environmental Management Register (EMR) under the Environmental Protection Act 1994

EMR site identification:					
Listed on the Contaminated Land Register (CLR) under the Environmental	Protection Act 1994				
CLR site identification:					
5) Are there any existing easements over the premises? Note: Easement uses vary throughout Queensland and are to be identified correctly and accurately. For further information on easements and how they may affect the proposed development, see <u>DA Forms Guide.</u>					
Yes – All easement locations, types and dimensions are included in plans submitted with this development application					

🗌 No

PART 3 – DEVELOPMENT DETAILS

Section 1 – Aspects of development

6.1) Provide details about the first	t development aspect					
a) What is the type of developme	nt? (tick only one box)					
Material change of use	oxtimes Reconfiguring a lot	Operational work	Building work			
b) What is the approval type? (tic.	k only one box)					
Development permit	Preliminary approval	Preliminary approval that	at includes			
		a variation approval				
c) What is the level of assessme	nt?					
Code assessment	Impact assessment (requ	ires public notification)				
d) Provide a brief description of t lots):	he proposal (e.g. 6 unit apartment	building defined as multi-unit dwelling	, reconfiguration of 1 lot into 3			
Boundary realignment						
e) Relevant plans <i>Note:</i> Relevant plans are required to be s <u>Relevant plans.</u>	·					
Relevant plans of the propose	•	o the development application				
6.2) Provide details about the se						
a) What is the type of developme		_				
Material change of use	Reconfiguring a lot	Operational work	Building work			
b) What is the approval type? (tic.	k only one box)	_				
Development permit	Preliminary approval	Preliminary approval that approval that approval	at includes a variation			
c) What is the level of assessme	nt?					
Code assessment	Impact assessment (requ	ires public notification)				
d) Provide a brief description of t <i>lots)</i> :	he proposal (e.g. 6 unit apartment	building defined as multi-unit dwelling	, reconfiguration of 1 lot into 3			
e) Relevant plans						
<i>Note</i> : Relevant plans are required to be a <u>Relevant plans</u> .	submitted for all aspects of this develo	opment application. For further informa	ation, see <u>DA Forms Guide:</u>			
Relevant plans of the propose	ed development are attached t	o the development application				
6.3) Additional aspects of development						
 Additional aspects of development are relevant to this development application and the details for these aspects that would be required under Part 3 Section 1 of this form have been attached to this development application Not required 						

Section 2 - Further development details

7) Does the proposed development application involve any of the following?				
Material change of use	Yes – complete division 1 if assessable against a local planning instrument			
Reconfiguring a lot	Xes – complete division 2			
Operational work	Yes – complete division 3			
Building work	Yes – complete DA Form 2 – Building work details			

Division 1 – Material change of use Note: This division is only required to be completed if any part of the development application involves a material change of use assessable against a local planning instrument.

8.1) Describe the proposed material chan	nge of use				
Provide a general description of the proposed use		Provide the planning scheme definition nclude each definition in a new row)		Number of dwelling units <i>(if applicable)</i>	Gross floor area (m ²)
					(if applicable)
8.2) Does the proposed use involve the u	use of existing b	ouildings on the premise	es?		
☐ Yes					
No					

Division 2 – Reconfiguring a lot **Note**: This division is only required to be completed if any part of the development application involves reconfiguring a lot.

9.1) What is the total number of existing lots making up the premises?

9.2) What is the nature of the lot reconfiguration? (tick all applicable boxes)				
Subdivision (complete 10))				
Boundary realignment (complete 12))	Creating or changing an easement giving access to a lot from a construction road (complete 13))			

10) Subdivision 10.1) For this development, how many lots are being created and what is the intended use of those lots:					
Intended use of lots created	Residential	Commercial	Industrial	Other, please specify:	
Number of lots created					
10.2) Will the subdivision be stag	10.2) Will the subdivision be staged?				
Yes – provide additional deta	Yes – provide additional details below				
□ No					
How many stages will the works include?					
What stage(s) will this development application apply to?					

11) Dividing land into parts by agreement – how many parts are being created and what is the intended use of the parts?						
Intended use of parts created	Residential	Commercial	Industrial	Other, please specify:		
Number of parts created						

12) Boundary realignment

12.1) What are the current and proposed areas for each lot comprising the premises?						
Current lot Proposed lot						
Lot on plan description	Area (m ²)	Area (m ²) Lot on plan description Area (m ²)				
1 SP261006	1,051,000	1 SP261006	1,079,800			
500 CP843576 1,895,740 500 CP843576 1,866,940						
10.0) What is the recease for the hour day, realize ment?						

12.2) What is the reason for the boundary realignment?

To relocate the common boundary of Lot 1 and Lot 500 onto the north-western side of Henry Hannam Drive. The northern severance of Lot 500 becomes part of new Lot 1.

13) What are the dimensions and nature of any existing easements being changed and/or any proposed easement? (attach schedule if there are more than two easements)				
Existing or proposed?	Width (m)	Length (m)	Purpose of the easement? (e.g. pedestrian access)	Identify the land/lot(s) benefitted by the easement

Division 3 – Operational work

Note: This division is only required to be completed if any part of the development application involves operational work.

14.1) What is the nature of the operational work?			
Road work	Stormwater	Water infrastructure	
Drainage work	Earthworks	Sewage infrastructure	
Landscaping	Signage	Clearing vegetation	
Other – please specify:			
14.2) Is the operational work necessary to facilitate the creation of new lots? (e.g. subdivision)			
Yes – specify number of new lots:			
□ No			
14.3) What is the monetary value of the proposed operational work? (include GST, materials and labour)			
\$			

PART 4 – ASSESSMENT MANAGER DETAILS

15) Identify the assessment manager(s) who will be assessing this development application

Mareeba Shire Council

16) Has the local government agreed to apply a superseded planning scheme for this development application?

Yes – a copy of the decision notice is attached to this development application

Local government is taken to have agreed to the superseded planning scheme request – relevant documents attached

🛛 No

PART 5 - REFERRAL DETAILS

17) Do any aspects of the proposed development require referral for any referral requirements? Note: A development application will require referral if prescribed by the Planning Regulation 2017.
No, there are no referral requirements relevant to any development aspects identified in this development application – proceed to Part 6
Matters requiring referral to the Chief Executive of the Planning Regulation 2017:
Clearing native vegetation
Contaminated land (unexploded ordnance)
Environmentally relevant activities (ERA) (only if the ERA have not been devolved to a local government)
Fisheries – aquaculture
Fisheries – declared fish habitat area
Fisheries – marine plants
Fisheries – waterway barrier works
Hazardous chemical facilities
Queensland heritage place (on or near a Queensland heritage place)
Infrastructure – designated premises
Infrastructure – state transport infrastructure
Infrastructure – state transport corridors and future state transport corridors
Infrastructure – state-controlled transport tunnels and future state-controlled transport tunnels
Infrastructure – near a state-controlled road intersection
On Brisbane core port land near a State transport corridor or future State transport corridor
On Brisbane core port land – ERA
On Brisbane core port land – tidal works or work in a coastal management district
On Brisbane core port land – hazardous chemical facility
On Brisbane core port land – taking or interfering with water
On Brisbane core port land – referable dams
On Brisbane core port land - fisheries
Land within Port of Brisbane's port limits
SEQ development area
SEQ regional landscape and rural production area or SEQ rural living area – tourist activity or sport and respectively.
recreation activity SEQ regional landscape and rural production area or SEQ rural living area – community activity
SEQ regional landscape and rural production area or SEQ rural living area – community activity
SEQ regional landscape and rural production area or SEQ rural living area – indoor recreation
SEQ regional landscape and rural production area or SEQ rural living area – combined use
☐ Tidal works or works in a coastal management district
Reconfiguring a lot in a coastal management district or for a canal
Erosion prone area in a coastal management district
Urban design
Water-related development – taking or interfering with water
Water-related development – removing quarry material (from a watercourse or lake)
Water-related development – referable dams
Water-related development – construction of new levees or modification of existing levees (category 3 levees only)
Wetland protection area
Matters requiring referral to the local government:
Airport land
Environmentally relevant activities (ERA) (only if the ERA have been devolved to local government)
Local heritage places
L Local nontage places

Matters requiring referral to the chief executive of the distribution entity or transmission entity:
Matters requiring referral to:
The Chief executive of the holder of the licence, if not an individual
The holder of the licence, if the holder of the licence is an individual
Oil and gas infrastructure
Matters requiring referral to the Brisbane City Council:
Brisbane core port land
Matters requiring referral to the Minister under the Transport Infrastructure Act 1994:
Brisbane core port land (inconsistent with Brisbane port LUP for transport reasons)
Strategic port land
Matters requiring referral to the relevant port operator:
Land within Port of Brisbane's port limits (below high-water mark)
Matters requiring referral to the Chief Executive of the relevant port authority:
Land within limits of another port (below high-water mark)
Matters requiring referral to the Gold Coast Waterways Authority:
☐ Tidal works, or work in a coastal management district in Gold Coast waters
Matters requiring referral to the Queensland Fire and Emergency Service:
Tidal works marina (more than six vessel berths)

18) Has any referral agency provided a referral response for this development application?			
 Yes – referral response(s) received and listed below are attached to this development application No 			
Referral requirement	Referral agency	Date of referral response	

Identify and describe any changes made to the proposed development application that was the subject of the referral response and the development application the subject of this form, or include details in a schedule to this development application *(if applicable).*

PART 6 – INFORMATION REQUEST

19) Information request under Part 3 of the DA Rules

I agree to receive an information request if determined necessary for this development application

I do not agree to accept an information request for this development application

Note: By not agreeing to accept an information request I, the applicant, acknowledge:

 that this development application will be assessed and decided based on the information provided when making this development application and the assessment manager and any referral agencies relevant to the development application are not obligated under the DA Rules to accept any additional information provided by the applicant for the development application unless agreed to by the relevant parties

• Part 3 of the DA Rules will still apply if the application is an application listed under section 11.3 of the DA Rules.

Further advice about information requests is contained in the DA Forms Guide.

PART 7 – FURTHER DETAILS

20) Are there any associated development applications or current approvals? (e.g. a preliminary approval)			
 Yes – provide details below or include details in a schedule to this development application ☑ No 			
List of approval/development application references	Reference number	Date	Assessment manager
Approval Development application			
Approval Development application			

21) Has the portable long service leave levy been paid? (only applicable to development applications involving building work or operational work)

Yes – a copy of the receipted QLeave form is attached to this development application
 No – I, the applicant will provide evidence that the portable long service leave levy has been paid before the assessment manager decides the development application. I acknowledge that the assessment manager may give a development approval only if I provide evidence that the portable long service leave levy has been paid
 Not applicable (e.g. building and construction work is less than \$150,000 excluding GST)

Amount paid	Date paid (dd/mm/yy)	QLeave levy number
\$		

22) Is this development application in response to a show cause notice or required as a result of an enforcement notice?

Yes – show cause or enforcement notice is attached

🛛 No

23) Further legislative requirements

Environmentally relevant activities

23.1) Is this development application also taken to be an application for an environmental authority for an **Environmentally Relevant Activity (ERA)** under section 115 of the *Environmental Protection Act 1994*?

☐ Yes – the required attachment (form ESR/2015/1791) for an application for an environmental authority accompanies this development application, and details are provided in the table below
 ☑ No

Note: Application for an environmental authority can be found by searching "ESR/2015/1791" as a search term at <u>www.qld.gov.au</u>. An ERA requires an environmental authority to operate. See <u>www.business.qld.gov.au</u> for further information.

Proposed ERA number:	Proposed ERA threshold:	
Proposed ERA name:		

Multiple ERAs are applicable to this development application and the details have been attached in a schedule to this development application.

Hazardous chemical facilities

23.2) Is this development application for a hazardous chemical facility?

Yes – Form 69: Notification of a facility exceeding 10% of schedule 15 threshold is attached to this development application

🛛 No

Note: See <u>www.business.qld.gov.au</u> for further information about hazardous chemical notifications.

Clearing native vegetation

23.3) Does this development application involve clearing native vegetation that requires written confirmation that the chief executive of the <i>Vegetation Management Act 1999</i> is satisfied the clearing is for a relevant purpose under section 22A of the <i>Vegetation Management Act 1999</i> ?
 Yes – this development application includes written confirmation from the chief executive of the Vegetation Management Act 1999 (s22A determination) No
 Note: 1. Where a development application for operational work or material change of use requires a s22A determination and this is not included, the development application is prohibited development. 2. See <u>https://www.qld.gov.au/environment/land/vegetation/applying</u> for further information on how to obtain a s22A determination.
Environmental offsets
23.4) Is this development application taken to be a prescribed activity that may have a significant residual impact on a prescribed environmental matter under the <i>Environmental Offsets Act 2014</i> ?
 Yes – I acknowledge that an environmental offset must be provided for any prescribed activity assessed as having a significant residual impact on a prescribed environmental matter No
Note : The environmental offset section of the Queensland Government's website can be accessed at <u>www.qld.gov.au</u> for further information on environmental offsets.
Koala conservation
23.5) Does this development application involve a material change of use, reconfiguring a lot or operational work within an assessable development area under Schedule 10, Part 10 of the Planning Regulation 2017?
□ Yes ⊠ No
Note : See guidance materials at <u>www.des.qld.gov.au</u> for further information.
Water resources
23.6) Does this development application involve taking or interfering with underground water through an artesian or subartesian bore, taking or interfering with water in a watercourse, lake or spring, or taking overland flow water under the <i>Water Act 2000</i> ?
 Yes – the relevant template is completed and attached to this development application and I acknowledge that a relevant authorisation or licence under the <i>Water Act 2000</i> <u>may be</u> required prior to commencing development No
Note: Contact the Department of Natural Resources, Mines and Energy at <u>www.dnrme.qld.gov.au</u> for further information.
DA templates are available from https://planning.dsdmip.qld.gov.au/ . If the development application involves:
 Taking or interfering with underground water through an artesian or subartesian bore: complete DA Form 1 Template 1 Taking or interfering with water in a watercourse, lake or spring: complete DA Form1 Template 2
Taking overland flow water: complete DA Form 1 Template 3.
Waterway barrier works 23.7) Does this application involve waterway barrier works?
 Yes – the relevant template is completed and attached to this development application No
DA templates are available from <u>https://planning.dsdmip.qld.gov.au/</u> . For a development application involving waterway barrier works, complete DA Form 1 Template 4.
Marine activities
23.8) Does this development application involve aquaculture, works within a declared fish habitat area or removal, disturbance or destruction of marine plants?
 Yes – an associated <i>resource</i> allocation authority is attached to this development application, if required under the <i>Fisheries Act 1994</i> No
Note: See guidance materials at <u>www.daf.qld.gov.au</u> for further information.
Quarry materials from a watercourse or lake
23.9) Does this development application involve the removal of quarry materials from a watercourse or lake under the <i>Water Act 2000?</i>

Yes – I acknowledge that a qua ⊠ No Note: Contact the Department of Natural Re			
information.	sources, wines and Energy at www.	<u>umme.qu.gov.au</u> and <u>www.bus</u>	in and in the second
Quarry materials from land under	r tidal waters		
23.10) Does this development app under the <i>Coastal Protection and I</i>		f quarry materials from	land under tidal water
☐ Yes – I acknowledge that a qua ⊠ No	rry material allocation notice n	nust be obtained prior to	commencing development
Note: Contact the Department of Environme	ent and Science at <u>www.des.qld.gov.a</u>	au for further information.	
Referable dams			
23.11) Does this development app section 343 of the <i>Water Supply</i> (S			
Yes – the 'Notice Accepting a F Supply Act is attached to this deve ⊠ No		m the chief executive adr	ninistering the Water
Note: See guidance materials at www.dnrn	<u>le.qld.gov.au</u> for further information.		
Tidal work or development withi	n a coastal management dis	trict	
23.12) Does this development app	ication involve tidal work or c	development in a coasta	al management district?
 Yes – the following is included with this development application: Evidence the proposal meets the code for assessable development that is prescribed tidal work (only required if application involves prescribed tidal work) A certificate of title 			
No			
Note: See guidance materials at <u>www.des.</u>			
Queensland and local heritage p 23.13) Does this development app	lication propose development		
heritage register or on a place en			?
 ☐ Yes – details of the heritage pla ☑ No 			
Note: See guidance materials at <u>www.des.</u> Name of the heritage place:	<u>na.gov.au</u> for information requirement	Place ID:	leensland neritage places.
		Flace ID.	
Brothels 23.14) Does this development app	ication involve a material cha	ange of use for a brothe	1?
 ☐ Yes – this development applica application for a brothel under Sch ☑ No 	•	•	r a development
Decision under section 62 of the	Transport Infrastructure Ac	ct 1994	
23.15) Does this development app	ication involve new or change	d access to a state-contr	olled road?
 ☐ Yes - this application will be tak Infrastructure Act 1994 (subject to satisfied) ☑ No 			

PART 8 – CHECKLIST AND APPLICANT DECLARATION

24) Development application checklist	
I have identified the assessment manager in question 15 and all relevant referral requirement(s) in question 17 <i>Note</i> : See the Planning Regulation 2017 for referral requirements	⊠ Yes
If building work is associated with the proposed development, Parts 4 to 6 of <i>DA Form 2 – Building work details</i> have been completed and attached to this development application	☐ Yes☑ Not applicable
Supporting information addressing any applicable assessment benchmarks is with development application Note: This is a mandatory requirement and includes any relevant templates under question 23, a planning report and any technical reports required by the relevant categorising instruments (e.g. local government planning schemes, State Planning Policy, State Development Assessment Provisions). For further information, see <u>DA</u> Forms Guide: Planning Report Template.	⊠ Yes
Relevant plans of the development are attached to this development application Note : Relevant plans are required to be submitted for all aspects of this development application. For further information, see <u>DA Forms Guide: Relevant plans.</u>	⊠ Yes
The portable long service leave levy for QLeave has been paid, or will be paid before a development permit is issued (see 21))	☐ Yes☑ Not applicable

25) Applicant declaration

By making this development application, I declare that all information in this development application is true and correct

Where an email address is provided in Part 1 of this form, I consent to receive future electronic communications from the assessment manager and any referral agency for the development application where written information is required or permitted pursuant to sections 11 and 12 of the *Electronic Transactions Act 2001 Note: It is unlawful to intentionally provide false or misleading information.*

Privacy – Personal information collected in this form will be used by the assessment manager and/or chosen assessment manager, any relevant referral agency and/or building certifier (including any professional advisers which may be engaged by those entities) while processing, assessing and deciding the development application. All information relating to this development application may be available for inspection and purchase, and/or published on the assessment manager's and/or referral agency's website.

Personal information will not be disclosed for a purpose unrelated to the *Planning Act 2016*, Planning Regulation 2017 and the DA Rules except where:

- such disclosure is in accordance with the provisions about public access to documents contained in the *Planning Act 2016* and the Planning Regulation 2017, and the access rules made under the *Planning Act 2016* and Planning Regulation 2017; or
- required by other legislation (including the Right to Information Act 2009); or
- otherwise required by law.

This information may be stored in relevant databases. The information collected will be retained as required by the *Public Records Act 2002.*

PART 9 – FOR OFFICE USE ONLY

Date received:

Reference number(s):

Notification of engagement of alternative assessment manager		
Prescribed assessment manager		
Name of chosen assessment manager		
Date chosen assessment manager engaged		
Contact number of chosen assessment manager		

Relevant licence number(s) of chosen assessment	
manager	

QLeave notification and payment Note: For completion by assessment manager if applicable	
Description of the work	
QLeave project number	
Amount paid (\$)	
Date paid	
Date receipted form sighted by assessment manager	
Name of officer who sighted the form	

Individual owner's consent for making a development application under the Planning Act 2016 DONALD WILLIAM LAVERS DOROTHY DELL LAVERS AND [Insert full name.] as owner of the premises identified as follows: [Insert street address, let on plan description or coordinates of the premises the subject of the application.] 100 HENRY HANNAM DRIVE WALKAMIN consent to the making of a development application under the Planning Act 2016 by: LAKESHORE PTY LTD - MATTHEW AND LOUISE KLEYANT name of applicant.] on the premises described above for: Unserf details of the proposed development, e.g. material change of use for four storey apartment FARMING building 1 Dell Larra isignature of owner and date signed]



DEVELOPMENT PERMIT

RECONFIGURING A LOT – BOUNDARY REALIGNMENT 100 HENRY HANNAM DRIVE, MAREEBA LOTS 1SP261006 & 500CP843576

11 FEBRUARY 2021

PREPARED BY

PLANZ TOWN PLANNING PTY LTD

on behalf of

LAKESHORE PTY LTD

MATHEW AND LOUISE KLEYN

CREATING GREAT PLACES FOR PEOPLE



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Арр	endix 2	2: Proposal plans	1



Application Summary

Application details		
Proposal	Reconfiguring a lot (boundary realignment)	
Applicant	Lakeshore Pty Ltd – Matthew and Louise Kleyn	
Address	100 Henry Hannam Drive, Mareeba	
Real Property Description	Lot 1 on SP261006 Lot 500 on CP843576	
Property Owners	Lakeshore Pty Ltd – Matthew and Louise Kleyn (1 SP261006) Donald William Lavers and Dorothy Dell Lavers (500 CP843576)	
Lot Size	Lot 1 – 105.1ha Lot 500 – 189.6ha	
Zone	Rural	
Current Use	Farming	
Level of Assessment	Code Assessable	
Referral Triggers	None	



1 PROPOSED DEVELOPMENT

1.1 Nature of the Proposal

This application is over land located at 100 Henry Hannam Drive, Mareeba described as Lot 1 SP261006 and Lot 500 CP843576, and is a code assessable Reconfiguring of a lot (boundary realignment). The site of the boundary realignment is located approximately 3.3 kilometres north-east of Walkamin and 11.5 kilometres south of Mareeba. The site is located in the Rural zone and used for farming (**figure 1**).

Lot 500 is separated by Henry Hannam Drive with 2.88ha located on the northern side of the road, and 186.7ha located on the southern side of the road. The northern section of Lot 500 adjoins Lot 1. The boundary realignment will realign the boundary of lot 500 to be located along the southern side of Henry Hannam Drive (**figure 2**). The boundary realignment will result in a change to the lot sizes by 2.88ha; reducing Lot 500, and increase Lot 1. The changes to the lot sizes are summarised in the table below:

Lot Plan	Current size (ha)	Proposed size (ha)	Current Road frontage (m)	Proposed Road frontage (m)
1 SP261006	105.1	108	1,000	1,300
500 CP843576	189.6	186.7	320	No change

The current alignment allows Lot 500 to be located on each side of Henry Hannam Drive. The northern 2.88 ha area unofficially operates as if it is part of Lot 1, as can be seen in **figure 2**. The boundary realignment is a desirable outcome as it formally allows the northern 2.88ha area of Lot 500 to be integrated into Lot 1 on the northern side of the Henry Hannam Drive. There is an existing Easement B NR4209 which is located on the northern section of Lot 500. It will be transferred onto Lot 1 as a result of the boundary realignment.

No changes to the operation of the sites are proposed, changes to existing water supply and effluent disposal are not required, and referral to SARA is not required for this development. Excavation and fill is not required.

The main compliance considerations for the assessment are road frontage. These matters are addressed in **Section 2** of this report and the development complies with the performance outcomes for these provisions. Council is requested to approve the application subject to reasonable conditions.



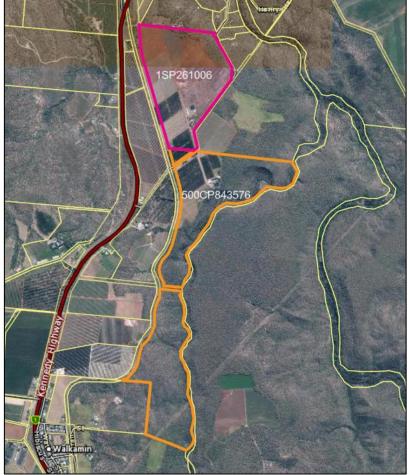


Figure 1: Site location - Lot 1 & Lot 500

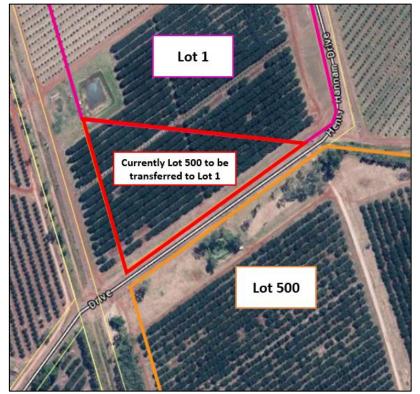


Figure 2: Proposed boundary realignment - 2.88ha land to be transferred to Lot 1

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2 PLANNING CONSIDERATIONS

2.1 State Interest

The Planning Regulations and State Development Assessment Provisions (SDAP) set out the matters of interest to the state for development assessment. The sites are mapped as having:

- Fish habitat areas Queensland waterways for waterway barrier works
- Native Vegetation clearing Regulated vegetation management plan (Category A and B extract)

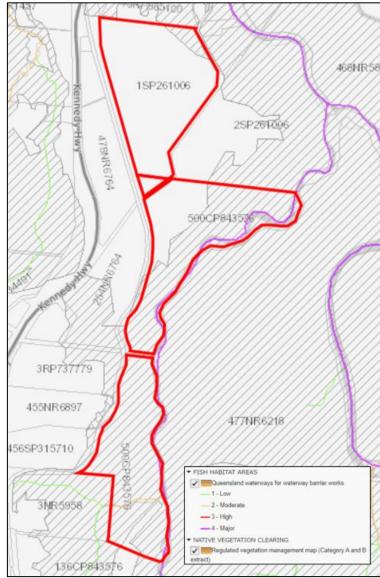


Figure 3: SARA DA mapping

Referral is not required for this application, as the development does not trigger assessment against Queensland's *Planning Regulations 2017* (Schedule 10, Part 3, and Schedule 10 Part 6).



2.2 Planning Scheme Assessment

The proposed development is Code Assessable Development against the Mareeba Shire Planning Scheme. In considering the proposal against the relevant codes, there are Performance Outcomes and Acceptable Outcomes which are to be considered:

- 1. Assessable development must demonstrate that the Performance Outcomes can be achieved.
- 2. The Acceptable Outcomes that are nominated in the Codes are just one means by which the Performance Outcomes may be achieved.

The proposal satisfies the Purpose and Overall Outcomes of the Planning Scheme Codes, as identified in **Appendix 1**. The assessment and compliance table for this development is shown below.

Planning Scheme Assessment Table Codes Applicabi			
Zone Code	6.2.9	Rural	✓
Local Plan Code	None		N/A
	8.2.1	Agricultural land	✓
	8.2.2	Airport Environs	N/A
	8.2.3	Bushfire Hazard	✓
	8.2.4	Environmental significance	✓
	8.2.5	Extractive Resources	N/A
Overlay	8.2.6	Flood Hazard	✓
Codes	8.2.7	Heritage	N/A
	8.2.8	Hill and slope	✓
	8.2.9	Regional infrastructure corridors and substations	✓
	8.2.10	Residential dwelling house and outbuilding	N/A
	8.2.11	Scenic amenity	N/A
	8.2.12	Transport infrastructure	N/A
Use Codes	None		N/A
	9.4.1	Advertising devices	N/A
	9.4.2	Landscaping	✓
Development Codes	9.4.3	Parking and access code	✓
	9.4.4	Reconfiguring a lot code	✓
	9.4.5	Works, services and infrastructure	✓



2.3 Compliance

Road Frontage

The Acceptable Outcome 1.1 of the Reconfiguring a lot code requires lots in the Rural zone to have a minimum area of 60 hectares with a road frontage of 400 metres. The proposed Lot 1 complies with the requirements, however Lot 500, though will be 186.7 hectares, will have a 320m road frontage to Henry Hannam Drive. See summary of compliance with AO in the table below:

Lot Plan	Proposed size (ha)	Proposed Road frontage (m)
1 SP261006	108 – Complies	1,300 - Complies
500 CP843576	186.7 - Complies	320 - Does not comply with AO

As Lot 500 is located on both sides of Henry Hannam Drive, the site has two existing road frontages (one for each side of Henry Hannam Drive). The proposed boundary realignment will transfer the northern road frontage of Henry Hannam Drive to Lot 1. No change to the southern side road frontage of Lot 500 will occur, retaining the existing 320 metre frontage. This is a shortfall of 80 metres.

However, Lot 500 complies with the Performance Outcome 1 criteria. Lot 500 is of a consistent size to the surrounding rural area with existing sufficient access. The development ensures the operation of the sites and surrounding area are not impacted. The boundary realignment solves boundary issues that are inconsistent with the use of the area.



Figure 4: Proposed boundary realignment



APPENDIX 1: ASSESSMENT AGAINST THE PLANNING SCHEME

6.2.9 Rural zone code

Purpose

The purpose of the Rural zone code is to:

- (a) provide for rural uses including cropping, intensive horticulture, intensive animal industries, animal husbandry, animal keeping and other primary production activities;
- (b) provide opportunities for non-rural uses that are compatible with agriculture, the environmental features, and landscape character of the rural area where the uses do not compromise the long-term use of the land for rural purposes;
- (c) protect or manage significant natural resources and processes to maintain the capacity for primary production.

Mareeba Shire Council's purpose of the Rural zone code is to recognise the importance of primary production to the economy of the region and to maintain and strengthen the range of primary industries which contribute to the rural economy.

The purpose of the Rural zone code is to:

- (a) recognise the diversity of rural uses that exists throughout the region;
- (b) protect the rural character of the region;
- (c) provide facilities for visitors and tourists that are accessible and offer a unique experience;
- (d) protect the infrastructure of the Mareeba-Dimbulah Irrigation Scheme Area from development which may compromise long term use for primary production;
- (e) maintain distinct boundaries between the rural areas and the villages, towns and urban areas of the region;
- (f) provide for a range of uses, compatible and associated with rural or ecological values including recreational pursuits and tourist activities;
- (g) prevent adverse impacts of development on ecological values;
- (h) preserve land in large holdings; and
- (i) facilitate the protection of strategic corridors across the landscape which link remnant areas of intact habitat and transport corridors.

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The purpose of the Rural zone code will be achieved through the following overall outcomes:

- (a) Areas for use for primary production are conserved and fragmentation below economically viable lot sizes is avoided;
- (b) The establishment of a wide range of rural pursuits is facilitated, including cropping, intensive horticulture, forestry, intensive animal industries, animal husbandry and animal keeping and other compatible primary production uses;
- (c) The establishment of extractive industries, mining and associated activities and alternative forms of energy generation is appropriate where environmental impacts and land use conflicts are minimised;
- (d) Uses that require isolation from urban areas as a consequence of their impacts such as noise or odour may be appropriate where land use conflicts are minimised;
- (e) Development is reflective of and responsive to the environmental constraints of the land;
- (f) Residential and other development is appropriate only where directly associated with the rural nature of the zone;
- (g) Low-impact tourism and recreation activities do not compromise the long-term use of the land for rural purposes;
- (h) The viability of both existing and future rural uses and activities is protected from the intrusion of incompatible uses;
- (i) Visual impacts of clearing, building, materials, access ways and other aspects of development are minimised or appropriately managed;
- (j) Adverse impacts of development both on-site and from adjoining areas are avoided and any impacts are minimised through location, design, operation and management; and
- (k) Natural features such as creeks, gullies, waterways, wetlands and bushland are retained, managed, enhanced and separated from adjacent development.

Performance outcomes	Acceptable outcomes	Applicant Response			
For accepted development subject to requirements and assessable development					
Height	Height				
PO1	A01.1	Not applicable			
 Building height takes into consideration and respects the following: (a) the height of existing buildings on adjoining premises; 	 Development, other than buildings used for rural activities, has a maximum building height of: (a) 8.5 metres; and (b) 2 storeys above ground level. 				
 (b) the development potential, with respect to height, on adjoining premises; 	A01.2	Not applicable			



Perf	ormance outcomes	Acceptable outcomes	Applicant Response
(c)	the height of buildings in the vicinity of the	Buildings and structures associated with a rural	
	site;	activity including machinery, equipment, packing or	
(d)	access to sunlight and daylight for the site	storage buildings do not exceed 10 metres in height.	
	and adjoining sites;		
(e)	privacy and overlooking; and		
(f)	site area and street frontage length.		
Sitin	g, where not involving a Dwelling house		
	–Where for Dwelling house, the setbacks of the Queenslar		
PO2		A02.1	Complies
	elopment is sited in a manner that considers	Buildings and structures include a minimum setback	
	respects:	of:	
(a)	the siting and use of adjoining premises;	(a) 40 metres from a frontage to a State-	
(b)	access to sunlight and daylight for the site	controlled road; and	
	and adjoining sites;	(b) 10 metres from a boundary to an adjoining	
(c)	privacy and overlooking;	lot.	
(d)	air circulation and access to natural breezes;	A02.2	Not applicable
(e)	appearance of building bulk; and	Buildings and structures, where for a Roadside stall,	
(f)	relationship with road corridors.	include a minimum setback of 0 metres from a	
		frontage to a road that is not a State-controlled	
		road.	
		A02.3	Not applicable
		Buildings and structures, expect where a Roadside	
		stall, include a minimum setback of:	
		(a) 10 metres from a frontage to a sealed road	
		that is not a State-controlled road; and	
		(b) 100 metres from a frontage to any other road	
		that is not a State-controlled road;	
Accommodation density			
PO3		A03.1	Not applicable
The	density of Accommodation activities:	Residential density does not exceed one dwelling	
(a)	respects the nature and density of	house per lot.	
	surrounding land use;	AO3.2	Not applicable



Perf	ormance outcomes	Acceptable outcomes	Applicant Response
(b) (c)	is complementary and subordinate to the rural and natural landscape values of the area; and is commensurate to the scale and frontage of the site.	Residential density does not exceed two dwellings per lot and development is for: (a) a secondary dwelling; or (b) Caretaker's accommodation and includes building work or minor building work with a maximum gross floor area of 100m ² ; or (c) Rural worker's accommodation.	
For a	assessable development		
Site	cover		
mani (a) (b) (c) PO5 Deve the e havir (a)	lings and structures occupy the site in a ner that: makes efficient use of land; is consistent with the bulk and scale of buildings in the surrounding area; and appropriately balances built and natural features. elopment complements and integrates with established built character of the Rural zone, ng regard to: roof form and pitch;	AO4 No acceptable outcome is provided. AO5 No acceptable outcome is provided.	Not applicable Not applicable
(b) (c) (d)	eaves and awnings; building materials, colours and textures; and window and door size and location.		
Amenity			
	elopment must not detract from the amenity e local area, having regard to: noise; hours of operation;	AO6 No acceptable outcome is provided.	Not applicable Development is for a ROL boundary realignment.



Performance outcomes	Acceptable outcomes	Applicant Response
(c) traffic;		
(d) advertising devices;		
(e) visual amenity;		
(f) privacy;		
(g) lighting;		
(h) odour; and		
(i) emissions.		
P07	A07	Not applicable
Development must take into account and seek to	No acceptable outcome is provided.	Development is for a ROL boundary realignment.
ameliorate any existing negative environmental		
impacts, having regard to:		
(a) noise;		
(b) hours of operation;		
(c) traffic;		
(d) advertising devices;		
(e) visual amenity;		
(f) privacy;		
(g) lighting;		
(h) odour; and		
(i) emissions.		



8.2.1 Agricultural land overlay code

Purpose

The purpose of the Agricultural land overlay code is to protect or manage important agricultural areas, resources, and processes which contribute to the shire's capacity for primary production.

The purpose of the code will be achieved through the following overall outcomes:

- (a) The alienation, fragmentation or reduction in primary production potential of land within the 'Class A' area or 'Class B' area is avoided, except where:
 - (i) an overriding need exists for the development in terms of public benefit,
 - (ii) no suitable alternative site exists; and
 - (iii) the fragmentation or reduced production potential of agricultural land is minimised;
- (b) 'Class A' areas and 'Class B' areas continue to be used primarily for more intensive agricultural activities which utilise the land quality provided in these areas;
- (c) Grazing on very large land holdings is maintained as the dominant rural activity in the 'Broadhectare rural' area; and
- (d) Land with the 'Broadhectare rural' area is maintained in its current configuration.

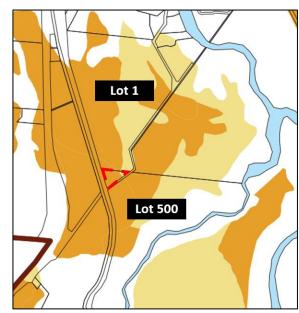


Table 8.2.1.3 – Agricultural land overlay code - For accepted development subject to requirements and assessable development

Performance outcomes	Acceptable outcomes	Applicant Response		
For accepted development subject to requirements and assessable development				
PO1	A01	Complies		
The fragmentation or loss of productive capacity of	Buildings and structures are not located on land			
land within the 'Class A' area or 'Class B' area	within the 'Class A' area or 'Class B' area identified			
identified on the Agricultural land overlay maps	on the Agricultural land overlay maps (OM-001a-n)			
(OM-001a-n) is avoided unless:	unless they are associated with:			
(a) an overriding need exists for the	(a) animal husbandry; or			
development in terms of public benefit;	(b) animal keeping; or			
(b) no suitable alternative site exists; and	(C) cropping; or			



Performance outcomes	Acceptable outcomes	Applicant Response
(c) loss or fragmentation is minimised to the extent possible.	 (d) dwelling house; or (e) home based business; or (f) intensive animal industry (only where for feedlotting); or (g) intensive horticulture; or (h) landing; or (i) roadside stalls; or (j) winery. 	
For assessable development		
 PO2 Sensitive land uses in the 'Class A' area, 'Class B' area or the 'Broadhectare rural' area identified on the Agricultural land overlay maps (OM-001a-n) are designed and located to: (a) avoid land use conflict; (b) manage impacts from agricultural activities, including chemical spray drift, odour, noise, dust, smoke and ash; (c) avoid reducing primary production potentia and (d) not adversely affect public health, safety an amenity. 	;	Not applicable Development is for a ROL boundary realignment.
 PO3 Development in the 'Class A' area or 'Class B' area identified on the Agricultural land overlay maps (OM-001a-n): (a) ensures that agricultural land is not permanently alienated; (b) ensures that agricultural land is preserved for agricultural purposes; and 	AO3 No acceptable outcome is provided.	Complies with performance criteria Development is for a ROL boundary realignment which relocates the boundary of Lot 1 (farming land) to Lot 500 (farming land).



Performance outcomes	Acceptable outcomes	Applicant Response		
(c) does not constrain the viability or use of agricultural land.				
If for Reconfiguring a lot				
PO4 The 'Broadhectare rural area' identified on the Agricultural land overlay maps (OM-001a-n) is retained in very large rural holdings viable for broad scale grazing and associated activities.	AO4 Development does not involve the creation of a new lot within the 'Broadhectare rural' area identified on the Agricultural land overlay maps (OM-001a-n).	Not applicable Development is not mapped as Broadhectare Rural.		
PO5 Reconfiguring a lot in the 'Class A' area, 'Class B' area or the 'Broadhectare rural' area identified on the Agricultural land overlay maps (OM-001a-n) that is severed by a gazetted road occurs only where it does not fragment land used for agricultural purposes.	AO5 No acceptable outcome is provided.	Complies with performance criteria ROL boundary realignment will not sever the gazetted road.		
 PO6 Any Reconfiguring a lot in the 'Class A' area, 'Class B' area or the 'Broadhectare rural' area identified on the Agricultural land overlay maps (OM-001a-n), including boundary realignments, only occurs where it: (a) improves agricultural efficiency; (b) facilitates agricultural activity; or (c) facilitates conservation outcomes; or (d) resolves boundary issues where a structure is built over the boundary line of two lots. 	AO6 No acceptable outcome is provided.	Complies with performance criteria ROL boundary realignment will improve agricultural efficiency by resolving the issue of Lot 500 currently being severed by Henry Hannam Drive.		



8.2.3 Bushfire hazard overlay code

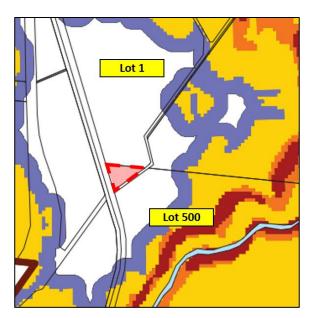
The purpose of the Bushfire hazard overlay code is to minimise the threat of bushfire to people and property.

The purpose of the code will be achieved through the following overall outcomes:

- (a) Development in a Bushfire hazard area is compatible with the nature of the hazard;
- (b) The number of people and properties subject to bushfire hazards are minimised through appropriate building design and location;
- (c) Development does not result in a material increase in the extent, duration or severity of bushfire hazard; and
- (d) Appropriate infrastructure is available to emergency services in the event of a bushfire.

Comment

Bushfire hazard overlay code is **not applicable** as the boundary realignment subject to this report is not mapped as Bushfire hazard.



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8.2.4 Environmental significance overlay code

Purpose

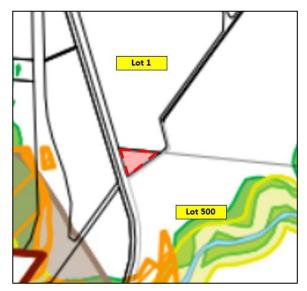
The purpose of the Environmental significance overlay code is to identify and protect matters of environmental significance, which include matters of state environmental significance (MSES) as defined under the state planning policy.

The Environmental significance overlay code ensures that:

- (a) waterways and high ecological significance wetlands are protected and enhanced to maintain ecosystem services and hydrological processes and provide aquatic habitat for flora and fauna; and
- (b) the environmental values of regulated vegetation, wildlife habitat, protected areas and legally secured offset areas are protected and managed.

The purpose of the code will be achieved through the following overall outcomes:

- (a) the biodiversity values, ecosystem services and climate change resilience of areas of environmental significance are protected, managed, enhanced and rehabilitated;
- (b) the biodiversity values of protected areas and legally secured offset areas are protected from development unless overriding community need is demonstrated;
- (c) development is located, designed and managed to minimise the edge effects of development on areas of regulated vegetation and wildlife habitat;
- (d) areas of regulated vegetation and wildlife habitat are managed to minimise biodiversity losses;
- (e) development maintains, protects and enhances a regional network of vegetated corridors that assist in wildlife movement and contribute to the maintenance of habitat and biological diversity;
- (f) development is appropriately setback from waterways and high ecological significance wetlands to minimise direct and indirect impacts on water quality and biodiversity; and
- (g) riparian vegetation and vegetation associated with high ecological significance wetlands is protected and enhanced to improve water quality and natural ecosystem function.



Comment

Environmental significance overlay code is **not applicable** as the boundary realignment subject to this report is not mapped as Environmental significance.



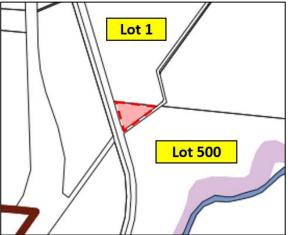
8.2.6 Flood hazard overlay code

Purpose

The purpose of the Flood hazard overlay code is to manage development outcomes in flood hazard areas identified on the **Flood hazard overlay maps (OM-006a-o)** so that risk to life, property, community and the environment during flood events is minimised, and to ensure that development does not increase the potential for flood damage on site or to other property.

The purpose of the code will be achieved through the following overall outcomes:

- (e) Development in the 'Potential flood hazard area':
 - i. maintains the safety of people on the development site from flood events and minimises the potential damage from flooding to property;
 - ii. does not result in adverse impacts on people's safety, the environment or the capacity to use land within the floodplain;
 - iii. locates habitable rooms for all Accommodation activities above a 1% Annual ExceedanceProbability (AEP), including freeboard; and
 - iv. locates the minimum floor level for all building work other than Accommodation activities above the 1% AEP flood level, including freeboard.



Comment

Flood hazard overlay code is **not applicable** as the boundary realignment subject to this report is not mapped as Flood hazard.



8.2.8 Hill and slope overlay code

Purpose

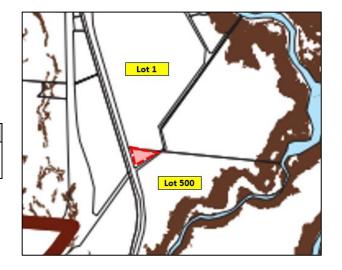
The purpose of the Hill and slope overlay code is to ensure the ongoing stability of land within a hill and slope area to prevent risk to people or property.

The purpose of the code will be achieved through the following overall outcomes:

- (a) Development is located to avoid sloping land where practical; and
- (b) Development on sloping land maintains slope stability and does not increase the potential for erosion or landslide.

Comment

Hill and slope overlay code is **not applicable** as the boundary realignment subject to this report is not mapped as Hill and slope.



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8.2.9 Regional infrastructure corridors and substations overlay code

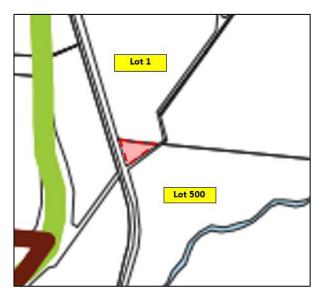
Purpose

The purpose of the Regional infrastructure corridors and substations overlay code is to ensure that:

- (a) 'Stock routes' facilitate the proper and safe movement of stock and maintain public health and safety; and
- (b) 'Major electricity infrastructure' and 'Substations' are protected from development that may prejudice its ongoing operation.

The purpose of the code will be achieved through the following overall outcomes:

- (a) 'Stock routes' are maintained free of impediments, obstructions or diversions;
- (b) development, other than for rural activities, is not located where it will increase the health and safety risk of people by exposure to vector borne disease; and
- (c) 'Major electricity infrastructure' and 'Substations' are appropriately separated from other land uses.



Comment

Regional infrastructure corridors and substation overlay code is **not applicable** as the boundary realignment subject to this report is not mapped as Regional infrastructure corridors and substation.



9.4.2 Landscaping code

Purpose

The purpose of the Landscaping code is to ensure all development is landscaped to a standard that:

- (a) complements the scale and appearance of the development;
- (b) protects and enhances the amenity and environmental values of the site;
- (c) complements and enhances the streetscape and local landscape character; and
- (d) ensures effective buffering of incompatible land uses to protect local amenity.

The purpose of the code will be achieved through the following overall outcomes:

- (a) Landscaping is a functional part of development design and is commensurate with the intended use;
- (b) Landscaping accommodates the retention of existing significant on-site vegetation where appropriate and practical;
- (c) Landscaping treatments complement the scale, appearance and function of the development;
- (d) Landscaping contributes to an attractive streetscape;
- (e) Landscaping enhances the amenity and character of the local area;
- (f) Landscaping enhances natural environmental values of the site and the locality;
- (g) Landscaping provides effective screening both on site, if required, and between incompatible land uses;
- (h) Landscaping provides shade in appropriate circumstances;
- (i) Landscape design enhances personal safety and reduces the potential for crime and vandalism; and
- (j) Intensive land uses incorporate vegetated buffers to provide effective screening of buildings, structures and machinery associated with the use.

Table 9.4.2.3A—Landscaping code - For accepted development subject to requirements and assessable development

Performance outcomes	Acceptable outcomes	Applicant response		
For accepted development subject to requirements and assessable development				
P01	A01	Complies		
Development, other than in the Rural zone,	Development, other than in the Rural zone,			
includes landscaping that:	provides:			
(a) contributes to the landscape character of	(a) a minimum of 10% of the site as			
the Shire;	landscaping;			



Performance outcomes	Acceptable outcomes	Applicant response
 (b) compliments the character of the immediate surrounds; (c) provides an appropriate balance between built and natural elements; and (d) provides a source of visual interest. 	 (b) planting in accordance with Planning Scheme Policy 6 - Landscaping and preferred plant species; (c) for the integration of retained significant vegetation into landscaping areas; (d) on-street landscaping works in accordance with the Design Guidelines set out in Section D9 Landscaping, of the Planning Scheme Policy 4 - FNQROC Regional Development Manual. Note—Where development exceeds a site cover of 90%, areas of landscaping may be provided above ground level to achieve a total supply of landscaping equivalent to 10% of the site area. 	
 PO2 Development, other than in the Rural zone, includes landscaping along site frontages that: (a) creates an attractive streetscape; (b) compliments the character of the immediate surrounds; (c) assists to break up and soften elements of built form; (d) screen areas of limited visual interest or servicing; (e) provide shade for pedestrians; and (f) includes a range and variety of planting. 	 AO2 Development, other than in the Rural zone, includes a landscape strip along any site frontage: (a) with a minimum width of 2 metres where adjoining a car parking area; (b) with a minimum width of 1.5 metres in all other locations; and (c) in accordance with Planning Scheme Policy 6 - Landscaping and preferred plant species. Note—Where development is setback from a frontage less than 1.5 metres, the setback area is provided as a landscape strip 	Not applicable Development site is in the rural zone
 PO3 Development includes landscaping and fencing alongside and rear boundaries that: (a) screens and buffer land uses; 	AO3.1 Development provides landscape treatments alongside and rear boundaries in accordance with Table 9.4.2.3B.	Complies Site is used for farming.



Performance outcomes	Acceptable outcomes	Applicant response
 (b) assists to break up and soften elements of built form; (c) screens areas of limited visual interest; (d) preserves the amenity of sensitive land uses; and (e) includes a range and variety of planting. 	 AO3.2 Shrubs and trees provided in landscape strips alongside and rear boundaries: (a) are planted at a maximum spacing of 1 metre; (b) will grow to a height of at least 2 metres; (c) will grow to form a screen of no less than 2 metres in height; and (d) are mulched to a minimum depth of 0.1 metres with organic mulch. 	Complies Site is used for farming.
	AO3.3 Any landscape strip provided along a side or rear boundary is designed in accordance with Planning Scheme Policy 6 - Landscaping and preferred plant species.	Not applicable
 PO4 Car parking areas are improved with a variety of landscaping that: (a) provides visual interest; (b) provides a source of shade for pedestrians; (c) assists to break up and soften elements; and (d) improves legibility. 	 AO4.1 Landscaping is provided in car parking areas which provides: (a) a minimum of 1 shade tree for every 4 parking spaces, or part thereof, where the car parking area includes 12 or more spaces; (b) a minimum of 1 shade tree for every 6 parking spaces, or part thereof, otherwise; and (c) where involving a car parking area in excess of 500m²: (i) shade structures are provided for 50% of parking spaces; and (ii) a minimum of 10% of the parking area as landscaping. 	Not applicable



Performance outcomes	Acceptable outcomes	Applicant response
	Note—Where a shade structure is provided over part of a car parking area, shade tree planting is not required in this area of the car parking area.	
	AO4.2 Landscaping in car parking areas is designed in accordance with Planning Scheme Policy 6 - Landscaping and preferred plant species.	Not applicable
PO5Landscaping areas include a range and variety of planting that:(a) is suitable for the intended purpose and	AO5.1 Plant species are selected from the Plant Schedule in Planning Scheme Policy 6 - Landscaping and preferred plant species.	Not applicable
 local conditions; (b) contributes to the natural character of the Shire; (c) includes native species; (d) includes locally endemic species, where practical; and (e) does not include invasive plants or weeds. 	AO5.2 A minimum of 25% of (new and existing) plants is provided as larger, advanced stock with a minimum plant height of 0.7 metres and mulched to a minimum depth of 0.1 metres with organic mulch.	Not applicable
PO6 Landscaping does not impact on the ongoing provision of infrastructure and services to the Shire.	 AO6.1 Tree planting is a minimum of (a) 2 metres from any underground water, sewer, gas, electricity or telecommunications infrastructure; and (b) 4 metres from any inspection chamber. AO6.2 	Not applicable Not applicable
	Vegetation below or within 4 metres of overhead electricity lines and power poles has a maximum height of 3.5 metres at maturity. AO6.3	Not applicable
		itor applicable



Performance outcomes	Acceptable outcomes	Applicant response
	 Vegetation adjoining an electricity substation boundary, at maturity, will have: (a) a height of less than 4 metres; and (b) no foliage within 3 metres of the substation boundary, unless the substation has a solid wall along any boundary. 	
For assessable development		
P07	A07	Not applicable
 Landscaping areas are designed to: (a) be easily maintained throughout the ongoing use of the site; (b) allow sufficient area and access to sunlight and water for plant growth; (c) not cause a nuisance to occupants of the site or members of the public; and (d) maintain or enhance the safety of pedestrians through the use of Crime Prevention Through Environmental Design principles. 	No acceptable outcome is provided.	



9.4.3 Parking and access code

Purpose

The purpose of the Parking and access code is to ensure:

- (a) parking areas are appropriately designed, constructed and maintained;
- (b) the efficient functioning of the development and the local road network; and
- (c) all development provides sufficient parking, loading/service and manoeuvring areas to meet the demand generated by the use.

The purpose of the code will be achieved through the following overall outcomes:

- (a) Land uses have a sufficient number of parking and bicycle spaces designed in a manner to meet the requirements of the user;
- (b) Parking spaces and associated manoeuvring areas are safe, functional and provide equitable access;
- (c) Suitable access for all types of vehicles likely to utilise a parking area is provided in a way that does not compromise the safety and efficiency of the surrounding road network;
- (d) Premises are adequately serviced to meet the reasonable requirements of the development; and
- (e) End of trip facilities are provided by new major developments to facilitate alternative travel modes.

Performance outcomes	Acceptable outcomes	Applicant response
For accepted development subject to requirements	and assessable development	
Car parking spaces		
PO1	A01	Not applicable
Development provides sufficient car parking to accommodate the demand likely to be generated by the use, having regard to the:	The number of car parking spaces provided for the use is in accordance with Table 9.4.3.3B .	
 (a) nature of the use; (b) location of the site; (c) proximity of the use to public transport services; 	Note—Car parking spaces provided for persons with a disability are to be considered in determining compliance with AO1.	

Table 9.4.3.3A—Parking and access code – For accepted development subject to requirements and assessable development



Performa	nce outcomes	Acceptable outcomes	Applicant response
and (e) acce	ilability of active transport infrastructure; I essibility of the use to all members of the nmunity.		
Vehicle cr	ossovers		
(a) ensi road (b) min	ossovers are provided to: sure safe and efficient access between the d and premises; nimize interference with the function and pration of roads; and	AO2.1 Vehicular access to/from Council roads is designed and constructed in accordance with the Standard drawings in Planning Scheme Policy 4 - FNQROC Regional Development Manual.	Will be complied with where necessary
	operation of roads; and (c) minimise pedestrian to vehicle conflict.	 AO2.2 Development on a site with two or more road frontages provides vehicular access from: (a) the primary frontage where involving Community activities or Sport and recreation activities, unless the primary road frontage is a State-controlled road; or (b) from the lowest order road in all other instances. 	Complies The sites are located in the rural zone and are used for farming
	AO2.3 Vehicular access for particular uses is provided in accordance with Table 9.4.3.3E .	Not applicable Not a use listed in Table 9.4.3.3.E	
appropriat (a) the mov (b) the	anoeuvring and car parking areas include te pavement treatments having regard to: intensity of anticipated vehicle vements; nature of the use that they service; and character of the surrounding locality.	AO3 Access, manoeuvring and car parking areas include pavements that are constructed in accordance with Table 9.4.3.3C.	Will be complied with where necessary



Performance outcomes	Acceptable outcomes	Applicant response
For assessable development		
Parking area location and design		
 Car parking areas are located and designed to: (a) ensure safety and efficiency in operation; and (b) be consistent with the character of the surrounding locality. 	AO4.1 Car parking spaces, access and circulation areas have dimensions in accordance with AS/NZS 2890.1 Off-street car parking.	Will be complied with where necessary
	AO4.2 Disabled access and car parking spaces are located and designed in accordance with AS/NZS 2890.6 Parking facilities - Off-street parking for people with disabilities.	Will be complied with where necessary
	AO4.3 The car parking area includes designated pedestrian routes that provide connections to building entrances.	Will be complied with where necessary
	 AO4.4 Parking and any set down areas are: (a) wholly contained within the site; (b) visible from the street where involving Commercial activities, Community activities, Industrial activities or a use in the Recreation and open space zone; (c) are set back behind the main building line where involving a Dual occupancy, Multiple dwelling, Residential care facility or Retirement facility; and (d) provided at the side or rear of a building in all other instances. 	Not applicable



Performance outcomes	Acceptable outcomes	Applicant response
Site access and manoeuvring		
 PO5 Access to, and manoeuvring within, the site is designed and located to: (a) ensure the safety and efficiency of the external road network; (b) ensure the safety of pedestrians; (c) provide a functional and convenient layout; and (d) accommodate all vehicles intended to use the site. 	 AO5.1 Access and manoeuvrability is in accordance with: (a) AS28901 – Car Parking Facilities (Off Street Parking); and (b) AS2890.2 – Parking Facilities (Off-street Parking) Commercial Vehicle Facilities. Note—Proposal plans should include turning circles designed in accordance with AP34/95 (Austroads 1995) Design Vehicles and Turning Path Templates. 	Not applicable
	 AO5.2 Vehicular access has a minimum sight distance in accordance with Part 5 of AUSTROADS. AO5.3 Vehicular access is located and designed so that all vehicles enter and exit the site in a forward gear. 	Will be complied with where necessary Complies
	AO5.4 Pedestrian and cyclist access to the site: (a) is clearly defined; (b) easily identifiable; and (c) provides a connection between the site frontage and the entrance to buildings and end of trip facilities (where provided).	Not applicable
 PO6 Development that involves an internal road network ensures that it's design: (a) ensure safety and efficiency in operation; 	 AO6.1 Internal roads for a Tourist park have a minimum width of: (a) 4 metres if one way; or (b) 6 metres if two way. AO6.2 	Not applicable Not applicable



Perfo	ormance outcomes	Acceptable outcomes	Applicant response
(b)	uses on the site and on adjoining sites, having regard to matters of: (i) hours of operation; (ii) noise (iii) light; and (iv) odour;	 For a Tourist park, internal road design avoids the use of cul-de-sacs in favour of circulating roads, where unavoidable, cul-de-sacs provide a full turning circle for vehicles towing caravans having: (a) a minimum approach and departure curve radius of 12 metres; and (b) a minimum turning circle radius of 8 metres. 	
(c) (d)	accommodates the nature and volume of vehicle movements anticipated to be generated by the use; allows for convenient access to key on-site	AO6.3 Internal roads are imperviously sealed and drained, apart from those for an Energy and infrastructure activity or Rural activity.	Not applicable
(e)	features by pedestrians, cyclists and motor vehicles; and (e) in the Rural zone, avoids environmental degradation.	AO6.4 Speed control devices are installed along all internal roads, apart from those for an Energy and infrastructure activity or Rural activity, in accordance with Complete Streets.	Not applicable
		AO6.5 Internal roads, apart from those for an Energy and infrastructure activity or Rural activity, are illuminated in accordance with AS 4282 (as amended) - Control of Obtrusive effects of outdoor lighting.	Not applicable
		AO6.6 Where involving an accommodation activity, internal roads facilitate unobstructed access to every dwelling, accommodation unit, accommodation site and building by emergency services vehicles.	Not applicable
		AO6.7 For an Energy and infrastructure activity or Rural activity, internal road gradients:	Will be complied with where necessary Roads already exist.



Performance outcomes	Acceptable outcomes	Applicant response
	(a) are no steeper than 1:5; or(b) are steeper than 1:5 and are sealed.	
Servicing		
 PO7 Development provides access, maneuvering and servicing areas on site that: (a) accommodate a service vehicle commensurate with the likely demand generated by the use; (b) do not impact on the safety or efficiency of internal car parking or maneuvering areas; (c) do not adversely impact on the safety or efficiency of the road network: 	 A07.1 All unloading, loading, service and waste disposal areas are located: (a) on the site; (b) to the side or rear of the building, behind the main building line; (c) not adjacent to a site boundary where the adjoining property is used for a sensitive use. A07.2 	Not applicable Not applicable
 efficiency of the road network; (d) provide for all servicing functions associated with the use; and (e) are located and designed to minimise their impacts on adjoining sensitive land uses and streetscape quality. 	Unloading, loading, service and waste disposal areas allow service vehicles to enter and exit the site in a forward gear. AO7.3 Development provides a servicing area, site access and maneuvering areas to accommodate the applicable minimum servicing vehicle specified in Table 9.4.3.3B .	Not applicable
Maintenance		
PO8 Parking areas are used and maintained for their intended purpose.	AO8.1 Parking areas are kept and used exclusively for parking and are maintained in a suitable condition for parking and circulation of vehicles.	Not applicable
	AO8.2 All parking areas will be compacted, sealed, drained, line marked and maintained until such time as the development ceases.	Not applicable



Performance outcomes	Acceptable outcomes	Applicant response
End of trip facilities		
PO9 Development within the Centre zone; Industry zone or Emerging community zone provides facilities for	AO9.1 The number of bicycle parking spaces provided for the use is in accordance with Table 9.4.3.3D.	Not applicable
 active transport users that: (a) meet the anticipated demand generated from the use; (b) comprise secure and convenient bicycle parking and storage; and (c) provide end of trip facilities for all active transport users. 	AO9.2 End of trip facilities are provided in accordance with Table 9.4.3.3D.	Not applicable
If for Educational establishment or Child care centre recreation activities or Tourist park	re where involving more than 100 vehicle movemen	ts per day or Renewable energy facility, Sport and
PO10 The level of traffic generated by the development on the surrounding local road network must not result in unacceptable impacts on adjacent land and local road users.	 AO10 A traffic impact report is prepared by a suitably qualified person that identifies: (a) the expected traffic movements to be generated by the facility; (b) any associated impacts on the road network; and any works that will be required to address the identified impacts. 	Not applicable



9.4.4 Reconfiguring a lot code

Purpose

The purpose of the Reconfiguring a lot code is to ensure that land is:

- (a) arranged in a manner which is consistent with the intended scale and intensity of development within the area;
- (b) provided with access to appropriate movement and open space networks; and
- (c) contributes to housing diversity and accommodates a range of land uses.

The purpose of the code will be achieved through the following overall outcomes:

- (a) Subdivision of land achieves the efficient use of land and the efficient provision of infrastructure and transport services;
- (b) Lots are of a suitable size and shape for the intended or potential use having regard to the purpose and overall outcomes of the relevant zone or precinct.
- (c) Subdivision of land creates lots with sufficient area and dimensions to accommodate the ultimate use, meet user requirements, protect environmental features and account for site constraints;
- (d) A range and mix of lot sizes is provided to facilitate a variety of industry and housing types;
- (e) Subdivision design incorporates a road network that provides connectivity and circulation for vehicles and provide safe and efficient access for pedestrians, cyclists and public transport;
- (f) Subdivision design provides opportunities for walking and cycling for recreation and as alternative methods of travel;
- (g) Subdivision of land provides and integrates a range of functional parkland, including local and district parks and open space links for the use and enjoyment of the residents of the locality and the shire;
- (h) Subdivision of land contributes to an open space network that achieves connectivity along riparian corridors and between areas with conservation values;
- (i) Subdivision within the Rural zone maintains rural landholdings in viable parcels;
- (j) Land in historical townships is not reconfigured to be used for urban purposes; and
- (k) Residential subdivision and greenfield development is designed to consider and respect:
 - i. topography;
 - ii. climate responsive design and solar orientation;
 - iii. efficient and sustainable infrastructure provision;
 - iv. environmental values;

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- v. water sensitive urban design;
- vi. good quality agricultural land; and
- vii. the character and scale of surrounding development.

Table 9.4.4.3A-	Reconfiguring a lot code – For assessable development	t
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Performance outcomes	Acceptable outcomes	Applicant response		
Area and frontage of lots				
 PO1 Lots include an area and frontage that: (a) is consistent with the design of lots in the surrounding area; (b) allows the desired amenity of the zone to be achieved; (c) is able to accommodate all buildings, structures and works associated with the intended land use; (d) allow the site to be provided with sufficient access; (e) considers the proximity of the land to: (i) centres; (ii) public transport services; and (iii) open space; and (f) allows for the protection of environmental features; and 	AO1.1 Lots provide a minimum area and frontage in accordance with Table 9.4.4.3B.	 Complies with performance criteria A lot in the Rural zone requires to be a minimum area of 60 hectares and road frontage of 400 metres. Lot 1 will be 108 hectares and have a 1.3km road frontage to Henry Hannam Drive. Lot 500 will be 186.7 hectares and have a 320m road frontage to Henry Hannam Drive. See Section 2.3 for further discussions. 		
(g) accommodates site constraints. Existing buildings and easements				
PO2 Reconfiguring a lot which contains existing land uses or existing buildings and structures ensures: (a) new lots are of sufficient area and	AO2.1 Each land use and associated infrastructure is contained within its individual lot. AO2.2	Complies		
dimensions to accommodate existing land uses, buildings and structures; and	AUZ.Z	No changes to any existing buildings is proposed.		



Performance outcomes	Acceptable outcomes	Applicant response
 (b) any continuing use is not compromised by the reconfiguration. 	All lots containing existing buildings and structures achieve the setback requirements of the relevant zone.	
 PO3 Reconfiguring a lot which contains an existing easement ensures: (a) future buildings, structures and accessways are able to be sited to avoid the easement; and (b) the reconfiguration does not compromise the purpose of the easement or the continued operation of any infrastructure contained within the easement. 	AO3 No acceptable outcome is provided.	 Complies with performance criteria There is an existing easement B NR4209. No changes to the operation of the sites are proposed. The boundary realignment can ensure that: 1. future development on the site will avoid being sited on the easement 2. it does not compromise the purpose and operation of the easement.
Boundary realignment		
PO4 The boundary realignment retains all attendant and existing infrastructure connections and potential connections.	AO4 No acceptable outcome is provided.	Complies with performance criteria No changes to the operation of the sites are proposed. No changes to the existing and potential infrastructure connections is proposed.
Access and road network	I	
 PO5 Access to a reconfigured lot (including driveways and paths) must not have an adverse impact on: (a) safety; (b) drainage; (c) visual amenity; (d) privacy of adjoining premises; and (e) service provision. 	AO5 No acceptable outcome is provided.	Complies with performance criteria No changes to the access and operation of the sites are proposed.
PO6 Reconfiguring a lot ensures that access to a lot can be provided that:	AO6 Vehicle crossover and access is provided in accordance with the design guidelines and	Will be complied with where necessary No changes to the access and operation of the sites are proposed.



Performance outcomes	Acceptable outcomes	Applicant response
 (a) is consistent with that provided in the surrounding area; (b) maximises efficiency and safety; and (c) is consistent with the nature of the intended use of the lot. Note—The Parking and access code should be considered in demonstrating compliance with PO6. 	specifications set out in Planning Scheme Policy 4 – FNQROC Regional Development Manual.	
 PO7 Roads in the Industry zone are designed having regard to: (a) the intended use of the lots; (b) the existing use of surrounding land; (c) the vehicular servicing requirements of the intended use; (d) the movement and turning requirements of B-Double vehicles. Note—The Parking and access code should be considered in demonstrating compliance with PO7. 	AO7 No acceptable outcome is provided.	Not applicable
Rear lots		
 PO8 Rear lots are designed to: (a) provide a high standard of amenity for residents and other users of the site; (b) provide a high standard of amenity for 	AO8.1 Rear lots are designed to facilitate development that adjoins or overlooks a park or open space. AO8.2 No more than two rear lots are created behind any	Not applicable Development does not create a Rear lot Not applicable Development does not create a Rear lot
adjoining properties; and (c) not adversely affect the safety and efficiency of the road from which access is gained.	lot with a road frontage. AO8.3 Access to lots is via an access strip with a minimum width of:	Not applicable Development does not create a Rear lot



Performance outcomes	Acceptable outcomes	Applicant response
	 (a) 4 metres where in the Low density residential zone or Medium density residential zone; or (b) 8 metres otherwise. 	
	AO8.4 A single access strip is provided to a rear lot along one side of the lot with direct frontage to the street. Note—Figure A provides further guidance in relation to the desired outcome.	Not applicable Development does not create a Rear lot
	AO8.5 No more than 1 in 10 lots created in a new subdivision are rear lots.	Not applicable Development does not create a Rear lot
	AO8.6 Rear lots are not created in the Centre zone or the Industry zone.	Not applicable Development does not create a Rear lot
Crime prevention and community safety		
 PO9 Development includes design features which enhance public safety and seek to prevent opportunities for crime, having regard to: (a) sightlines; (b) the existing and intended pedestrian movement network; (c) the existing and intended land use pattern; and (d) potential entrapment locations. 	AO9 No acceptable outcome is provided.	Not applicable



Performance outcomes	Acceptable outcomes	Applicant response		
Pedestrian and cycle movement network				
 PO10 Reconfiguring a lot must assist in the implementation of a Pedestrian and cycle movement network to achieve safe, attractive and efficient pedestrian and cycle networks. Public transport network 	AO10 No acceptable outcome is provided.	Not applicable		
 PO11 Where a site includes or adjoins a future public transport corridor or future public transport site identified through a structure planning process, development: (a) does not prejudice the future provision of the identified infrastructure; (b) appropriately treats the common boundary with the future corridor; and (c) provides opportunities to integrate with the adjoining corridor where a it will include an element which will attract pedestrian movement. 	AO11 No acceptable outcome is provided.	Not applicable		
Residential subdivision	-	-		
 PO12 Residential lots are: (a) provided in a variety of sizes to accommodate housing choice and diversity; and (b) located to increase variety and avoid large areas of similar lot sizes. 	AO12 No acceptable outcome is provided.	Not applicable Development is not for a subdivision		
Rural residential zone	Rural residential zone			
PO13	A013	Not applicable		



Performance outcomes	Acceptable outcomes	Applicant response
New lots are only created in the Rural residential zone where land is located within the 4,000m ² precinct, the 1 hectare precinct or the 2 hectare precinct.	No acceptable outcome is provided.	Site is not located in Rural residential zone
Additional provisions for greenfield development or	nly	
PO14The subdivision design provides the new community with a local identity by responding to:(a) site context(b) site characteristics(c) setting(d) landmarks(e) natural features; and(f) views.	AO14 No acceptable outcome provided.	Not applicable Development is not greenfield development
PO15 The road network is designed to provide a high level of connectivity, permeability and circulation for local vehicles, public transport, pedestrians and cyclists.	AO15 No acceptable outcome provided.	Not applicable Development is not greenfield development
 PO16 The road network is designed to: (a) minimise the number of cul-de-sacs; (b) provide walkable catchments for all residents in cul-de-sacs; and (c) include open cul-de-sacs heads. Note—Figure B provides further guidance in relation to the desired outcome. 	AO16 No acceptable outcome provided.	Not applicable Development is not greenfield development
PO17	A017	Not applicable Development is not greenfield development



Performance outcomes	Acceptable outcomes	Applicant response
Reconfiguring a lot provides safe and convenient access to the existing or future public transport network.	The subdivision locates 90% of lots within 400 metres walking distance of a future public transport route.	
PO18 The staging of the lot reconfiguration prioritises delivery of link roads to facilitate efficient bus routes.	AO18 No acceptable outcome provided.	Not applicable Development is not greenfield development
PO19 Provision is made for sufficient open space to: (a) meet the needs of the occupiers of the lots	AO19.1 A minimum of 10% of the site area is dedicated as open space.	Not applicable Development is not greenfield development
 (a) Intert the needs of the occupies of the focupies of the area are protected; (b) retain riparian corridors, significant vegetation and habitat areas and provides linkages between those areas; and (c) meet regional, district and neighbourhood open space requirements. 	AO19.2 A maximum of 30% of the proposed open space can consist of land identified as significant vegetation or riparian corridor buffer.	Not applicable Development is not greenfield development
 PO20 A network of parks and community land is provided: (a) to support a full range of recreational and sporting activities; (b) to ensure adequate pedestrian, cycle and vehicle access; (c) which is supported by appropriate infrastructure and embellishments; (d) to facilitate links between public open spaces; (e) which is co-located with other existing or proposed community infrastructure; 	AO20 No acceptable outcome is provided.	Not applicable Development is not greenfield development



Perf	ormance outcomes	Acceptable outcomes	Applicant response
(f)	which is consistent with the preferred open space network; and		
(g)	which includes a diversity of settings;		

Table 9.4.4.3B—Minimum area and dimensions for Reconfiguring a lot

Zone	Туре	Minimum area	Minimum frontage
Rural	All lots	60 hectares	400 metres



9.4.5 Works, services and infrastructure code

Purpose

The purpose of the Works, services and infrastructure code is to ensure that all development is appropriately serviced by physical infrastructure, public utilities and services and that work associated with development is carried out in a manner that does not adversely impact on the surrounding area.

The purpose of the code will be achieved through the following overall outcomes:

- (a) Development provides an adequate, safe and reliable supply of potable, fire-fighting and general use water in accordance with relevant standards;
- (b) Development provides for the treatment and disposal of wastewater and ensures there are no adverse impacts on water quality, public health, local amenity or ecological processes;
- (c) Development provides for the disposal of stormwater and ensures that there are no adverse impacts on water quality or ecological processes;
- (d) Development connects to the road network and any adjoining public transport, pedestrian and cycle networks while ensuring no adverse impacts on the safe, convenient and efficient operation of these networks;
- (e) Development provides electricity and telecommunications services that meet its desired requirements;
- (f) Development is connected to a nearby electricity network with adequate capacity without significant environment, social or amenity impact;
- (g) Development does not affect the efficient functioning of public utility mains, services or installations;
- (h) Infrastructure dedicated to Council is cost effective over its life cycle;
- (i) Work associated with development does not cause adverse impacts on the surrounding area; and
- (j) Development prevents the spread of weeds, seeds or other pests.

Table 9.4.5.3 - Works, services and infrastructure code – For accepted development subject to requirements and assessable development

Performance outcomes	Acceptable outcomes	Applicant response
For accepted development subject to requirements	and assessable development	
Water supply		
PO1	A01.1	Not applicable
Each lot has an adequate volume and supply of	Development is connected to a reticulated water	
water that:	supply system in accordance with the Design	
(a) meets the needs of users;	Guidelines and Specifications set out in the Planning	



 (b) is adequate for fire-fighting purposes; (c) ensures the health, safety and convenience of the community; and (d) minimises adverse impacts on the receiving environment. 	 Scheme Policy 4 – FNQROC Regional Development Manual other than where located: (a) in the Conservation zone, Rural zone or Rural residential zone; and (b) outside a reticulated water supply service area. AO1.2 Development, where located outside a reticulated water supply service area and in the Conservation zone, Rural zone or Rural residential zone is provided with: (a) a bore or bores are provided in accordance 	Complies with performance criteria The sites are already operating as farms. The boundary realignment will not have an effect on the existing operations of the sites. No changes to the operation of the sites in regards to water supply is proposed.
	 (d) a bore of bores are provided in accordance with the Design Guidelines set out in the Planning Scheme Policy 4 – FNQROC Regional Development Manual; or (b) on-site water storage tank/s: (i) with a minimum capacity of 90,000L; (ii) fitted with a 50mm ball valve with a camlock fitting; and (iii) which are installed and connected prior to the occupation or use of the development. 	
Wastewater disposal		
 PO2 Each lot provides for the treatment and disposal of effluent and other waste water that: (a) meets the needs of users; (b) is adequate for fire-fighting purposes; (c) ensures the health, safety and convenience of the community; and (d) minimises adverse impacts on the receiving environment. 	 AO2.1 Development is connected to a reticulated sewerage system in accordance with the Design Guidelines and Specifications set out in the Planning Scheme Policy 4 – FNQROC Regional Development Manual other than where located: (a) in the Conservation zone, Rural zone or Rural residential zone; and (b) outside a reticulated sewerage service area. 	Not applicable



Stormwater infrastructure	 AO2.2 An effluent disposal system is provided in accordance with ASNZ 1547 On-Site Domestic Wastewater Management (as amended) where development is located: (a) in the Conservation zone, Rural zone or Rural residential zone; and (b) outside a reticulated sewerage service area. 	Complies with performance criteria The sites are already operating as farms. The boundary realignment will not have an effect on the existing operations of the sites. No changes to the operation of the sites in regards to wastewater disposal is proposed.	
PO3 Stormwater infrastructure is designed and constructed to collect and convey the design storm event to a lawful point of discharge in a manner that mitigates impacts on life and property.	AO3.1 Where located within a Priority infrastructure area or where stormwater infrastructure is available, development is connected to Council's stormwater network in accordance with the Design Guidelines and Specifications set out in the Planning Scheme Policy 4 – FNQROC Regional Development Manual.	Not applicable	
	 AO3.2 On-site drainage systems are constructed: (a) to convey stormwater from the premises to a lawful point of discharge; and (b) in accordance with the Design Guidelines and Specifications set out in the Planning Scheme Policy 4 - FNQROC Regional Development Manual. 	Complies with performance criteria The sites are already operating as farms. The boundary realignment will not have an effect on the existing operations of the sites. No changes to the operation of the sites in regards to stormwater drainage is proposed.	
Electricity supply			
PO4 Each lot is provided with an adequate supply of electricity	AO4 The premises: (a) is connected to the electricity supply network; or	Complies	



Telecommunications infrastructure	 (b) has arranged a connection to the transmission grid; or (c) where not connected to the network, an independent energy system with sufficient capacity to service the development (at near average energy demands associated with the use) may be provided as an alternative to reticulated electricity where: (i) it is approved by the relevant regulatory authority; and (ii) it can be demonstrated that no air or noise emissions; and (iii) it can be demonstrated that no adverse impact on visual amenity will occur. 	
PO5 Each lot is provided with an adequate supply of telecommunication infrastructure	AO5 Development is provided with a connection to the national broadband network or telecommunication services.	Complies
Existing public utility services		
PO6 Development and associated works do not affect the efficient functioning of public utility mains, services or installations.	AO6 Public utility mains, services are relocated, altered or repaired in association with the works so that they continue to function and satisfy the relevant Design Guidelines and Specifications set out in the Planning Scheme Policy 4 – FNQROC Regional Development Manual.	Complies



Excavation or filling							
PO7 Excavation or filling must not have an adverse impact on the:	AO7.1 Excavation or filling does not occur within 1.5 metres of any site boundary.	Not applicable					
 (a) streetscape; (b) scenic amenity; (c) environmental values; (d) slope stability; 	AO7.2 Excavation or filling at any point on a lot is to be no greater than 1.5 metres above or below natural ground level.	Not applicable					
 (e) accessibility; or (f) privacy of adjoining premises. 	 AO7.3 Earthworks batters: (a) are no greater than 1.5 metres in height; (b) are stepped with a minimum width 2 metre berm; (c) do not exceed a maximum of two batters and two berms (not greater than 3.6 metres in total height) on any one lot; (d) have a slope no greater than 1 in 4; and (e) are retained. 	Not applicable					
	 AO7.4 Soil used for filling or spoil from excavation is not stockpiled in locations that can be viewed from: (a) adjoining premises; or (b) a road frontage, for a period exceeding 1 month from the commencement of the filling or excavation. AO7.5 	Not applicable Not applicable					
	All batters and berms to be constructed in accordance with the Design Guidelines and Specifications set out in the Planning Scheme Policy 4 – FNQROC Regional Development Manual.	Not applicable					



	Retaining walls have a maximum height of 1.5 metres and are designed and constructed in accordance with the Design Guidelines and Specifications set out in the Planning Scheme Policy 4 – FNQROC Regional Development manual.	
	AO7.7 Excavation or filling at any point on a lot is to include measures that protect trees at the foot or top of cut or fill batters by the use of appropriate retaining methods and sensitive earth removal or placement and in accordance with the Design Guidelines and Specifications set out in the Planning Scheme Policy 4 – FNQROC Regional Development manual.	Not applicable
For assessable development		
Transport network		
PO8 The development has access to a transport network of adequate standard to provide for the safe and efficient movement of vehicles, pedestrians and cyclists.	AO8.1 Vehicle access, crossovers, road geometry, pavement, utilities and landscaping to the frontage/s of the site are designed and constructed in accordance with the Design Guidelines and Specifications set out in the Planning Scheme Policy 4 – FNQROC Regional Development manual.	Not applicable
The development has access to a transport network of adequate standard to provide for the safe and efficient movement of vehicles, pedestrians and	Vehicle access, crossovers, road geometry, pavement, utilities and landscaping to the frontage/s of the site are designed and constructed in accordance with the Design Guidelines and Specifications set out in the Planning Scheme Policy	Not applicable Not applicable
The development has access to a transport network of adequate standard to provide for the safe and efficient movement of vehicles, pedestrians and	Vehicle access, crossovers, road geometry, pavement, utilities and landscaping to the frontage/s of the site are designed and constructed in accordance with the Design Guidelines and Specifications set out in the Planning Scheme Policy 4 – FNQROC Regional Development manual. AO8.2 Development provides footpath pavement treatments in accordance with Planning Scheme	



cost effective over its life cycle and incorporates provisions to minimise adverse impacts.	Scheme Policy 4 – FNQROC Regional Development Manual.	
Stormwater quality		
 PO10 Development has a non-worsening effect on the site and surrounding land and is designed to: (a) optimise the interception, retention and removal of waterborne pollutants, prior to the discharge to receiving waters; (b) protect the environmental values of waterbodies affected by the development, including upstream, on-site and downstream waterbodies; (c) achieve specified water quality objectives; (d) minimise flooding; (e) maximise the use of natural channel design principles; (f) maximise community benefit; and (g) minimise risk to public safety. 	 AO10.1 The following reporting is prepared for all Material change of use or Reconfiguring a lot proposals: (a) a Stormwater Management Plan and Report that meets or exceeds the standards of design and construction set out in the Queensland Urban Drainage Manual (QUDM) and the Design Guidelines and Specifications set out in the Planning Scheme Policy 4 – FNQROC Regional Development Manual; and (b) an Erosion and Sediment Control Plan that meets or exceeds the Soil Erosion and Sedimentation Control Guidelines (Institute of Engineers Australia), including: (i) drainage control; (ii) erosion control; and (iv) water quality outcomes. 	Complies with performance criteria The sites are already operating as farms. The boundary realignment will not have an effect on the existing operations of the sites, and will not have a worsening effect on the sites and surrounding lands in regards to stormwater quality.
	 AO10.2 For development on land greater than 2,500m² or that result in more than 5 lots or more than 5 dwellings or accommodation units, a Stormwater Quality Management Plan and Report prepared and certified by a suitably qualified design engineer (RPEQ) is prepared that demonstrates that the development: (a) meets or exceeds the standards of design and construction set out in the Urban Stormwater 	Not applicable



PO11 Storage areas for stormwater detention and retention: (a) protect or enhance the environmental values of receiving waters; (b) achieve specified water quality objectives; (c) where possible, provide for recreational use; (d) maximise community benefit; and (e) minimise risk to public safety.	 Quality Planning Guideline and the Queensland Water Quality Guideline; (b) is consistent with any local area stormwater water management planning; (c) accounts for development type, construction phase, local climatic conditions and design objectives; and (d) provides for stormwater quality treatment measures reflecting land use constraints, such as soil type, landscape features (including landform), nutrient hazardous areas, acid sulfate soil and rainfall erosivity. AO11 No acceptable outcome is provided. 	Complies with performance criteria The sites are already operating as farms. The boundary realignment will not have an effect on the existing operations of the sites, and will not have a worsening effect on the sites and surrounding lands in regards to stormwater quality.
Excavation or filling		
PO12 Traffic generated by filling or excavation does not impact on the amenity of the surrounding area.	AO12.1 Haul routes used for transportation of fill to or from the site only use major roads and avoid residential areas. AO12.2	Not applicable
	 AO12.2 Transportation of fill to or from the site does not occur: (a) within peak traffic times; and (b) before 7am or after 6pm Monday to Friday; (c) before 7am or after 1pm Saturdays; and 	Not applicable



	(d) on Sundays or Public Holidays.					
PO13 Air pollutants, dust and sediment particles from excavation or filling, do not cause significant	AO13.1 Dust emissions do not extend beyond the boundary of the site.	Not applicable				
environmental harm or nuisance impacts.	AO13.2 No other air pollutants, including odours, are detectable at the boundary of the site.	Not applicable				
	AO13.3 A management plan for control of dust and air pollutants is prepared and implemented.	Not applicable				
 PO14 Access to the premises (including driveways and paths) does not have an adverse impact on: (a) safety; (b) drainage; (c) visual amenity; and (d) privacy of adjoining premises. 	 AO14 Access to the premises (including all works associated with the access): (a) must follow as close as possible to the existing contours; (b) be contained within the premises and not the road reserve, and (c) are designed and constructed in accordance with the Design Guidelines and Specifications set out in the Planning Scheme Policy 4 – FNQROC Regional Development manual. 	Not applicable				
Weed and pest management						
PO15 Development prevents the spread of weeds, seeds or other pests into clean areas or away from infested areas.	AO15 No acceptable outcome is provided.	Complies with performance criteria The sites are already operating as farms. The boundary realignment will not have an effect on the existing operations of the sites.				
Contaminated land						
PO16 Development is located and designed to ensure that users and nearby sensitive land uses are not exposed to unacceptable levels of contaminants	AO16 Development is located where:	Not applicable				

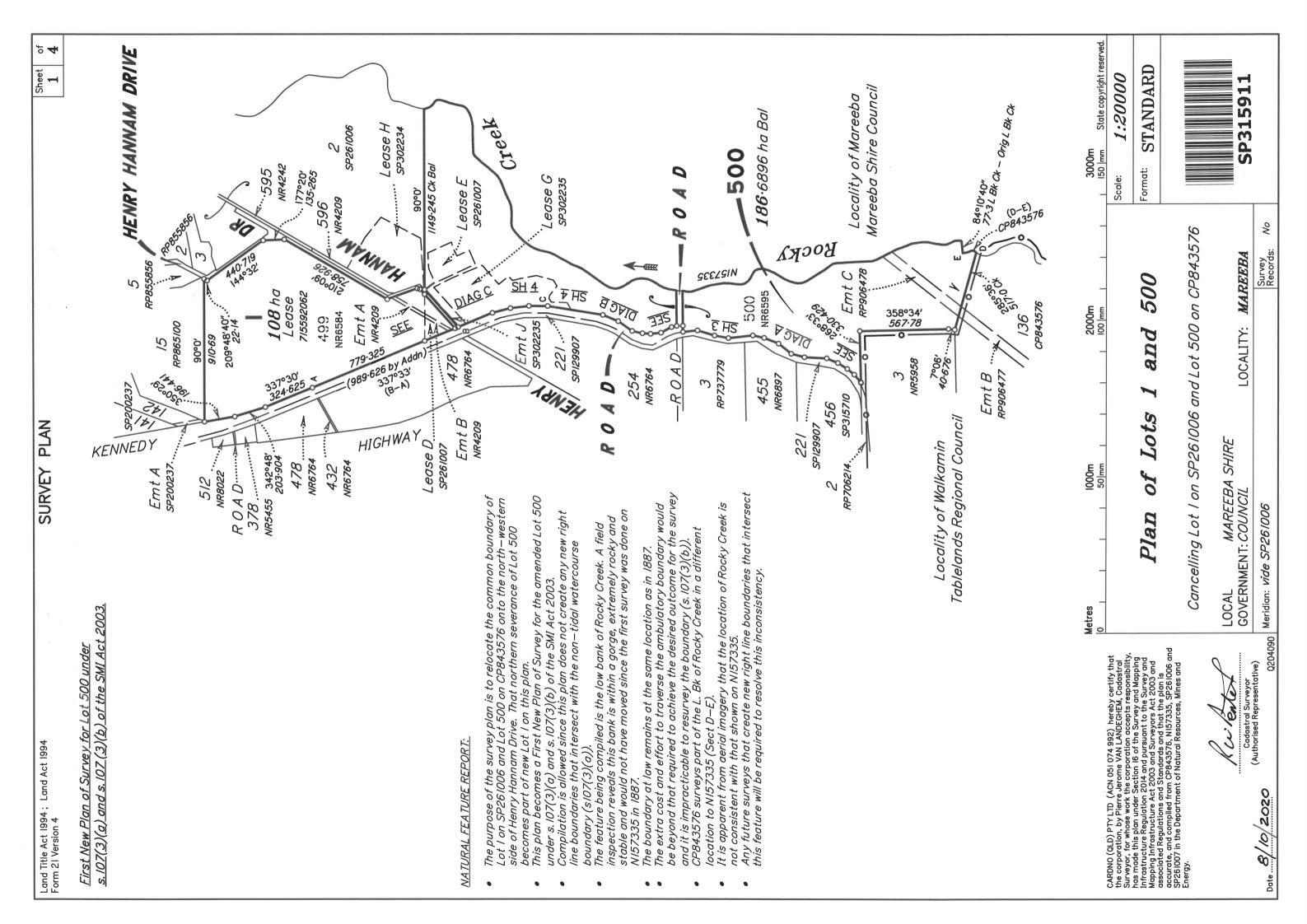


	 (a) soils are not contaminated by pollutants which represent a health or safety risk to users; or (b) contaminated soils are remediated prior to plan sealing, operational works permit, or issuing of building works permit. 	
Fire services in developments accessed by common	private title	
P017	A017.1	Not applicable
Fire hydrants are located in positions that will	Fire hydrants are located in accessways or private	
enable fire services to access water safely,		
effectively and efficiently.	spacing of:	
	(a) 120 metres for residential development; and	
	(b) 90 metres for any other development.	
	A017.2	Not applicable
	Fire hydrants are located at all intersections of	
	accessways or private roads held in common private	
	title.	



APPENDIX 2: PROPOSAL PLANS

Drawing or Document	Reference	Date
Survey Plan	Sheet 1 of 4	08/10/2020
Survey Plan	Sheet 2 of 4	08/10/2020
Additional Sheet	Sheet 3 of 4	08/10/2020
Additional Sheet	Sheet 4 of 4	08/10/2020



or Mutilated Plans will not be accepted. Sheet of Plans may be rolled. y not be placed in the outer margins.	DE 302235 to be registered prior this plan hings 720310701 and 720310703 prior to registration of the 1 mail, reference, and Lodger Code)	Created	ts Road Secondary Interests	0	SE ALLOCATIONS ncumbered Lots Partially Encumbered	FASEMENT ALLOCATIONS		R6584 I 1 Act) 84209 I 1 Act)		5) 500	LEASE ALLOCATIONS	Lots to be Encumbered		500			500		 6. Building Format Plans only. 1 certify that : * As far as it is practical to determante, no part
WARNING : Folded or Mu Plans Information may not	4. Lodged by A. Lodged by TO RESCRATE AND DR302335 to be to regestered dealings 720310701 b be regestered prior to regest plan. (Include address, phone number, email, reference, and Lodger Code)		New Lots	I and 500	MORTGAGE ALLOC Mortgage Lots Fully Encumbered		Easement	601490792 (Emt A on NR6584 under s.285 of the Land Act) 601484581 (Emt B on NR4209 under s.285 of the Land Act)	701716108 (Emt C on RP906478)	720310703 (Emt J on SP302235)	ING	Lease	720310701	(Lease D on SP261007) 720310701	(Lease E on SP261007 and Lease G on SP302235)	715558644 (1 area D on SD261007)	715558644 (Leases E & F on SP261007)		
Land Title Act 1994; Land Act 1994 Form 21B Version 2	(Dealing No.)	Existing	nce Description	28 Lot I on SP261006 09 Lot 500 on CP843576															
Land Title Act If Form 2IB Versic			Title Reference	50934028 50109609															

of the building shown on this plan encroaches onto adjoining lots or road. * Part of the building shown on this plan encroaches onto adjoining * lots and road Cadastral Surveyor /Director * Date *delete words not required	7. Lodgement Fees:	Lodgement \$	New Titles	Photocopy \$	TOTAL \$	8. Insert Plan Number SP315911
				5. Passed & Endorsed :	By: CARDNO (QLD) PTY LTD Date: 08/10/2020	Signed : Designation : Pierre Jerome VAN LANDEGHEM Liaison Officer
	Lot 499 on NR6584 and Lot 500 on NR6595	Lot 500 on NR6595	Orig			
		500	Lots	2. Orig Grant Allocation :	3. References : Dept File :	Local Govt : Surveyor : <i>Q204090</i>

