



### TOWN PLANNING REPORT

### MATERIAL CHANGE OF USE RURAL INDUSTRY (OFFICE) AND RURAL WORKERS' ACCOMMODATION

Applicant:
DBC RSA Holdings Pty Ltd
C/- wildPLAN Pty Ltd



2021 | APRIL wildPlan PTY LTD



### A PROJECT CONTACT DETAILS

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|----------------|------------------------------|
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### B DOCUMENT INFORMATION

| Client Name       | DBC RSA Holdings Pty Ltd                   |
|-------------------|--|
| Project Reference | WP21 002 DN Leadingham Creek Road          |
| Document Ref.     | WP21 002 DN Development Application Report |

### C PLANNING REPORT TEMPLATE VERSION

| Version | Revision<br>Date | Revision Description        | Planning Act<br>2016 version | Planning<br>Regulation 2017<br>version |
|---------|------------------|-----------------------------|------------------------------|--|
| 3.0     | 1 Sep 2019       | Planning Report<br>Template | 1 Oct 2020                   | 28 Sep 2020                            |

### D DOCUMENT HISTORY

| Version | Execution<br>Date | Description | Preparation | Review |
|---------|-------------------|-------------|-------------|--------|
| 1.0     | 16 Feb 21         | Draft       | UM          | DH     |
| 1.1     | 29 Apr 21         | Draft       | UM          | DH     |

### **E DOCUMENT AUTHORISATION**

| Version | Description                  | Authorised by         | Signature | Execution<br>Date |
|---------|------------------------------|-----------------------|-----------|-------------------|
| 1.1     | Authorised for client review | Dominic<br>Hammersley | 26        | 29 Apr 21         |
| 1.2     | Authorised for lodgment      | Dominic<br>Hammersley | 26        | 30 Apr 21         |



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| Schedule 1 | Searches                              |
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| Schedule 3 | Property Map of Assessable Vegetation |
| Schedule 4 | Code Compliance                       |
|            | ·                                     |
| Schedule 5 | DA Form 1                             |



### 1. **SUMMARY**

### **SITE DETAILS** 1.1

| Site address:              | 130 Leadingham Creek Road          |
|----------------------------|------------------------------------|
|                            | Dimbulah QLD 4872                  |
| Real property description: | Lot 50 on HG806701                 |
|                            | Refer <b>Schedule 1 – Searches</b> |
| Site area:                 | 113.4 hectares                     |
| Existing land use:         | Dwelling House                     |
|                            | Cropping                           |

### **KEY PARTIES TO DEVELOPMENT APPLICATION** 1.2

| Applicant:          | DBC RSA Holdings Pty Ltd                    |
|---------------------|---|
| Owner:              | DBC RSA Holdings Pty Ltd A.C.N. 138 821 191 |
|                     | Trustee Under Instrument 716351047          |
|                     | Refer <b>Schedule 1 – Searches</b>          |
| Assessment manager: | Mareeba Shire Council                       |
| Referral Agencies   | Nil   |

### 1.3 **DEVELOPMENT APPLICATION DETAILS**

| Proposed development:    | Material Change of Use<br>(Rural Workers' Accommodation and Rural Industry) |
|--------------------------|---|
| Type of approval sought: | Development Permit  |
| Related approvals        | Nil   |
| Level of assessment:     | Code Assessment <sup>1</sup>  |
| Notification required:   | Not applicable  |
| Referral required:       | Not applicable  |

### 1.4 STATE PLANNING INSTRUMENT MATTERS

| State Matters of Interest <sup>2</sup> | Water resource planning area boundaries<br>Regulated vegetation management map (Category A<br>and B extract) <sup>3</sup> |
|--|---|
| Applicable SDAP Codes                  | Not applicable  |
| Regional Plan:                         | Far North Queensland Regional Plan 2009–2031  |
| Regional Plan Designation:             | Regional Landscape and Rural Production Area  |

 $<sup>^{\</sup>rm 1}$  Pursuant to Part 5.10 of the Planning Scheme, relevant to the applicability of the Flood Hazard Overlay.

<sup>&</sup>lt;sup>2</sup> Relevant to Application.

<sup>&</sup>lt;sup>3</sup> Refer Schedule 3 – Certification of a Property Map of Assessable Vegetation which reclassifies Lot 50 on HG806701 as containing only Category X vegetation.



### 1.5 LOCAL PLANNING INSTRUMENT MATTERS

| Planning Scheme:                       | Mareeba Shire Planning Scheme 2016   |
|--|--|
| Amendment:                             | Major Amendment No. 1 of 2020  |
| TLPIs:                                 | None applicable to proposed development  |
| Zone:                                  | Rural Zone   |
| Overlays <sup>4</sup> :                | Overlays relevant to the proposed development: <ul> <li>Agricultural Land Overlay</li> <li>Bushfire Hazard Overlay</li> <li>Flood Hazard Overlay</li> <li>Transport Infrastructure Overlay.</li> </ul>   |
| Assessment requirements <sup>5</sup> : | The Assessment Benchmarks of the Planning Scheme, to the extent relevant, including:  Rural Zone Code  Accommodation Activities Code <sup>6</sup> Rural Activities Code <sup>7</sup> Landscaping Code <sup>7</sup> Parking and Access Code  Works, Services and Infrastructure Code  Agricultural Land Overlay Code  Bushfire Hazard Overlay Code  Flood Hazard Overlay Code  Transport Infrastructure Overlay Code. |

<sup>&</sup>lt;sup>4</sup> Overlays that affect the site. The applicability of overlays is discussed in the Planning Report (refer Section 5.3).

<sup>&</sup>lt;sup>5</sup> The applicability of codes is discussed in the Planning Report (refer Section 5.5).

<sup>&</sup>lt;sup>6</sup> Applicable to Rural Workers' Accommodation aspect of development only.

<sup>&</sup>lt;sup>7</sup> Applicable to Rural Industry aspect of development only.



### 2. SITE DETAILS

This development application relates to land at 130 Leadingham Creek Road, Dimbulah, which is more accurately described as Lot 50 on Crown Plan HG806701.

The site has an area of 113.4 hectares and is located north-east of the Dimbulah township. The Walsh River is located approximately 200 metres south of the site.

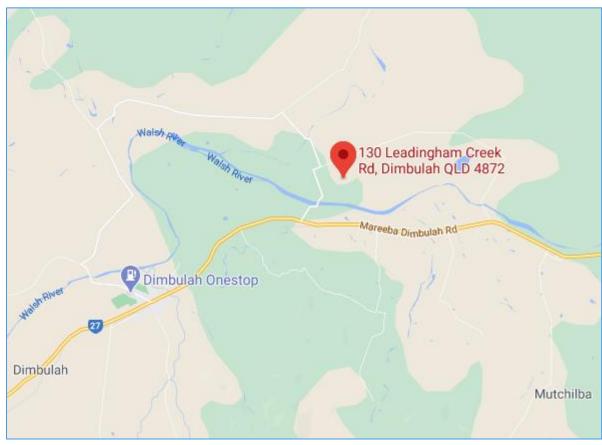
The site is currently improved by a Dwelling House and ancillary structures associated with a citrus cropping enterprise established on the premises.

The locality of the site is predominantly rural. Two (2) dams are located on the site, which provide a water source to the benefit of the premises.

### 2.1 LOCATION

### **TABLE 2-1 SITE LOCATION**

| Site address:              | 130 Leadingham Creek Road |
|----------------------------|---------------------------|
|                            | Dimbulah                  |
| Real property description: | Lot 50 on HG806701        |



**FIGURE 1** SITE LOCATION SOURCE: GOOGLE MAPS 2021





**FIGURE 2**SOURCE: AERIAL IMAGERY OF SITE
STATE OF QUEENSLAND 2020

### 2.2 SITE FEATURES

### TABLE 2-2 SITE CHARACTERISTICS AND SUPPORTING INFRASTRUCTURE

| TABLE 2-2 SITE CHARACTERISTICS AND SUPPORTING INFRASTRUCTURE |  |  |  |  |  |
|--|--|--|--|--|--|
| Site characteristic  | Description  |  |  |  |  |
| Site area  | 113.4 hectares   |  |  |  |  |
| Existing land use  | Dwelling House, associated structures and cropping (citrus)  |  |  |  |  |
| Infrastructure   |  |  |  |  |  |
| • Services   | The site is not located within proximity to Council's reticulated networks. Two (2) dams provide a water source to the benefit of the premises. Sewer treatment is undertaken on-site.   |  |  |  |  |
| • Access   | The site is accessed via Leadingham Creek Road.  |  |  |  |  |
| Environment  |  |  |  |  |  |
| <ul> <li>Topography</li> </ul>                               | The features a gentle fall from north-east to south / south-west.  |  |  |  |  |
| <ul> <li>Existing<br/>vegetation</li> </ul>                  | The site is mapped as Category X relevant to vegetation regulated under the <i>Vegetation Management Act 1999</i> . A Property Map of Assessable Vegetation (PMAV) has recently been granted by the Department of Resources relevant to the site (refer <b>Schedule 3</b> ) which confirms same. |  |  |  |  |



| Site characteristic | Description   |
|---------------------|---|
| EMR/CLR             | The site is not identified on the Contaminated Land Register ('CLR'), or the Environmental Management Register ('EMR').  Refer <b>Schedule 1 – Searches</b> . |
| Other               |   |
| • Easements         | The site is not burdened nor benefitted by any easements.   |



### 3. PROPOSED DEVELOPMENT

The Applicant seeks a Development Permit for Material Change of Use to facilitate the establishment of Rural Workers' Accommodation and Rural Industry (in the form of an 'office') on the premises.

The development is proposed to be located in the south-west of the site, maintaining the agricultural efficiencies of the site to the benefit of the established cropping enterprise. A distance of approximately 20 metres separates the proposed buildings.

The Rural Workers' Accommodation is proposed in the form of a self-contained, single storey building reflective of a typical dwelling, featuring four (4) bedrooms and a double garage.

Consistent with the definition provided by the Planning Scheme, the Rural Workers' Accommodation will be used as quarters for staff employed in the use of land for rural purposes, conducted on the premises. The proposed Rural Workers' Accommodation will accommodate up to four (4) persons, which may comprise workers or the family of workers at any one time.

The proposed Rural Industry development has regard to the establishment of an 'office', which is ancillary to the rural use (cropping) undertaken on the site. The 'office' incorporates a boardroom, reception and office space, in the form of a single-story building that is complementary to the Rural Workers' Accommodation.

Proposed plans of development are provided within Schedule 2.

### 3.1 DEVELOPMENT SUMMARY

### **TABLE 3-1 DEVELOPMENT SUMMARY**

| Material Change of Use        |   |
|-------------------------------|---|
| Description                   | Rural Workers' Accommodation and Rural Industry (office)  |
| Floor Area                    | Rural Workers' Accommodation: 213m <sup>2</sup> Rural Industry (Office): 101m <sup>2</sup> Total: 314m <sup>2</sup>   |
| Building height               | Rural Workers' Accommodation:  One (1) storey and approximately 6 metres  Rural Industry (Office):  One (1) storey and approximately 4 metres.  |
| Setbacks                      | <ul> <li>Adjoining lot:         <ul> <li>Greater than 10 metres (setback distances to the rear boundary, being the nearest boundary, range from approximately 23 – 30 metres)</li> </ul> </li> <li>Road frontage:         <ul> <li>Greater than 100 metres to Leadingham Creek Road frontage (a sealed road)</li> </ul> </li> </ul> |
| Car parking                   | Rural Workers' Accommodation: One (1) double garage<br>Rural Industry (Office): No formal car parks proposed.   |
| Accommodation density on-site | Two (2) dwellings per lot, having regard to the existing Dwelling<br>House and proposed Rural Workers' Accommodation.   |
| Rural worker / hectare ratio  | One (1) rural worker per 28.35 hectares.  |



### 4. STATE PLANNING MATTERS

### **4.1** *PLANNING ACT 2016*

The current version of the *Planning Act 2016* is **1 October 2020.** 

### 4.2 PLANNING REGULATION 2017

The current version of the *Planning Regulation 2017* ('the Regulation') is **28 September 2020.** 

Schedule 10 of the *Planning Regulation 2017* identifies development that is prohibited development.

**Table 4-1** provides a checklist against Schedule 10 and identifies that the development the subject of this development application does not include prohibited development.

TABLE 4-1 PROHIBITED DEVELOPMENT IDENTIFIED IN PLANNING REGULATION 2017

| Prohibited Development  | Prohibition<br>Description<br>(Schedule 10) | Applicable<br>(Y/N) |
|---|---|---------------------|
| Brothels  | Part 2, Division 1                          | N                   |
| Clearing native vegetation  | Part 3, Division                            | N                   |
| Environmentally relevant activities   | Part 5, Division 1                          | Ν                   |
| Koala habitat area  | Part 10, Division 1                         | N                   |
| Noise sensitive place on noise attenuation land   | Part 11                                     | N                   |
| SEQ regional landscape and rural production area and SEQ rural living area                                    | Part 16, Division 1                         | N                   |
| SEQ regional landscape and rural production area and SEQ rural living area (Community activity)               | Part 16, Division 3,<br>Subdivision 1       | N                   |
| SEQ regional landscape and rural production area and SEQ rural living area (Residential development)          | Part 16, Division 5                         | N                   |
| SEQ regional landscape and rural production area and SEQ rural living area (Urban activity - Shopping Centre) | Part 16, Division 6,<br>Subdivision 1       | N                   |
| Wetland Protection Area   | Part 20, Division 1                         | N                   |

### 4.2.1 REGULATED VEGETATION

The Applicant was granted a Property Map of Assessable Vegetation (PMAV) in respect of vegetation located in the vicinity of the proposed development (in the south-west of the site). A copy of the determination is provided as **Schedule 3**.

On this basis, a Relevant Purpose Determination (pursuant to section 22a of the *Vegetation Management Act 1999*) is not required in respect of the development.

In addition, the application does not trigger referral to the DSDMIP for the clearing of native vegetation.

### 4.2.2 REFERRALS

Schedule 10 of the Regulation identifies when a development application requires referral to a referral agency. In respect to referrals, the Regulation identifies the:



- Trigger for referral
- Referral agency
- Limitations on referral agency's powers
- Matters the referral agency's assessment must or may be against (as applicable)
- Matters the referral agency's assessment must or may have regard to (as applicable)
- Fee for referral.

**Table 4-2** provides a referral checklist relevant to the requirements of Schedule 10 and identifies that the subject development application is not subject to any referrals.



### TABLE 4-2 REFERRALS IDENTIFIED IN SCHEDULE 9 OF THE PLANNING REGULATION 2017

| Referral Aspect                             | Referral Requirement (Schedule 10)                                 | Asp |     | evelopi<br>gger | ment | Jurisdiction |       | SDAP Code<br>/<br>Assessment | Applicable<br>(Y/N) |
|---|--|-----|-----|-----------------|------|--------------|-------|------------------------------|---------------------|
|   |  | OPW | ROL | MCU             | BW   | State        | Other | Matter                       |                     |
| Airport Land                                | Part 1, Division 3, Table 1, Item 1 -<br>Column 2                  | •   | •   | •               | •    |              | •     | Other <sup>8</sup>           | N                   |
| Clearing native vegetation                  | Part 1, Division 4, Table 1-3, Item 1 –<br>Column 2                | •   | •   | •               |      | •            |       | 16                           | N                   |
| Contaminated land                           | Part 4, Division 3, Table 1, Item 1 -<br>Column 2                  |     | •   | •               |      | •            |       | 13 <sup>9</sup>              | N                   |
| Environmentally relevant activities         | Part 5, Division 4, Table 1, Item 1 -<br>Column 2                  |     |     | •               |      |              | •     | 22                           | N                   |
| Fisheries (Aquaculture)                     | Part 6, Division 1, Subdivision 3, Table 1, Item 1 - Column 2      |     |     | •               |      | •            |       | 17                           | N                   |
| Fisheries (Declared Fish Habitat)           | Part 6, Division 2, Subdivision 3, Table 1, Item 1 - Column 2      | •   |     |                 |      | •            |       | 12                           | N                   |
| Fisheries (Marine Plants)                   | Part 6, Division 3, Subdivision 3, Table<br>1-2, Item 1 – Column 2 | •   | •   | •               |      | •            |       | 11                           | N                   |
| Fisheries (Waterway barrier works)          | Part 6, Division 4, Subdivision 3, Table 1, Item 1 - Column 2      | •   |     |                 |      | •            |       | 18                           | N                   |
| Hazardous chemical facilities               | Part 7, Division 3, Table 1, Item 1 -<br>Column 2                  |     |     | •               |      | •            |       | 21                           | N                   |
| Heritage Places (Local heritage places)     | Part 8, Division 1, Subdivision 3, Table 1, Item 1 - Column 2      |     |     |                 | •    |              | •     | Other <sup>10</sup>          | N                   |
| Heritage Places (Queensland heritage place) | Part 8, Division 2, Subdivision 3, Table 1-2, Item 1 – Column 2    | •   | •   | •               | •    | •            |       | 14                           | N                   |

<sup>&</sup>lt;sup>8</sup> The matters the Local Government as referral agency must be against include the impacts of the proposed development, identified by the local government, on land in its local government area, other than airport land.

<sup>&</sup>lt;sup>9</sup> Where for other than contamination because of unexploded ordnance, the Single Assessment Referral Agency (SARA) will assess contaminated land applications against the criteria in the Regulation.

<sup>&</sup>lt;sup>10</sup> For a local heritage place on the local government's local heritage register under the Heritage Act – assessment must be against the code in the *Queensland Heritage Regulation 2015*, schedule 2. For a local heritage place identified in the local government's planning scheme – the assessment must be against the relevant provisions of a local categorising instrument.



| Referral Aspect   | Referral Requirement (Schedule 10)                                      | Asp |     | evelopi<br>gger | ment | Juriso | diction | SDAP Code<br>/<br>Assessment               | Applicable<br>(Y/N) |
|---|---|-----|-----|-----------------|------|--------|---------|--|---------------------|
|   |   | OPW | ROL | мси             | BW   | State  | Other   | Matter                                     |                     |
| Infrastructure-related referrals (Designated premises)  | Part 9, Division 1, Table 1, Item 1 - Column 2 (Assessable Development) | •   | •   | •               | •    | •      |         | Other <sup>11</sup>                        | N                   |
| Infrastructure-related referrals (Electricity infrastructure)   | Part 9, Division 2, Table 1-3, Item 1 – Column 2                        | •   | •   | •               |      |        | •       | Other 12                                   | N                   |
| Infrastructure-related referrals (Oil and gas infrastructure)   | Part 9, Division 3, Table 1 - 3, Item 1 - Column 2                      | •   | •   | •               |      | •      |         | Other 13                                   | N                   |
| Infrastructure-related referrals (State transport infrastructure generally)   | Part 9, Division 4, Subdivision 1, Table 1, Item 1 – Column 2           | •   | •   | •               |      | •      |         | 6  | N                   |
| Infrastructure-related referrals (State transport corridors and future State transport corridor)                    | Part 9, Division 4, Subdivision 2, Table 1-6, Item 1 – Column 2         | •   | •   | •               |      | •      |         | 1, 2, 3, 4                                 | N                   |
| Infrastructure-related referrals (State-controlled transport tunnels and future State-controlled transport tunnels) | Part 9, Division 4, Subdivision 3, Table 1-3, Item 1 – Column 2         | •   | •   | •               |      | •      |         | 5  | N                   |
| Ports (Brisbane core port land)   | Part 13, Division 1, Subdivision 2, Table 1                             |     |     | •               |      |        | •       | Other 14                                   | Ν                   |
| Ports (Brisbane core port land)   | Part 13, Division 1, Subdivision 2, Table 2-11                          | •   | •   | •               | •    | •      |         | 1 <sup>15</sup> , 22, 8, 21,<br>10, 20, 12 | N                   |
| Ports (Land within Port of Brisbane's port limits—referral agency's assessment)                                     | Part 13, Division 2, Table 1, Item 1 – Column 2                         | •   | •   | •               |      | •      |         | 8  | N                   |
|   | Part 13, Division 2, Table 2, Item 1 – Column 2                         | •   | •   | •               |      |        | •       | Other <sup>16</sup>                        | N                   |

 $<sup>^{11}</sup>$  The referral agency's assessment must have regard to the designation.

<sup>&</sup>lt;sup>12</sup> The referral agency's assessment must be against the purposes of the Electricity Act and the Electrical Safety Act.

<sup>&</sup>lt;sup>13</sup> The referral agency's assessment must be against the purposes of the Petroleum and Gas Act.

<sup>&</sup>lt;sup>14</sup> The matters Brisbane City Council assessment as referral agency must be against include the impacts of the proposed development, identified by the council, on land in its local government area, other than Brisbane core port land.

<sup>&</sup>lt;sup>15</sup> Where involving development that is inconsistent with Brisbane port LUP for transport reasons the matters the referral agency must be against include 'the transport reasons'.

<sup>&</sup>lt;sup>16</sup> The referral agency's assessment must be against the safety and operational integrity of the port.





urban activity)

| Referral Aspect   | Referral Requirement (Schedule 10)                             | Asp |    | evelopr<br>gger | ment  | Jurisdiction |   | SDAP Code<br>/<br>Assessment | Applicable<br>(Y/N) |
|---|--|-----|----|-----------------|-------|--------------|---|------------------------------|---------------------|
|   |  |     | BW | State           | Other | Matter       |   |                              |                     |
| Ports (Land within limits of another port – assessable development)   | Part 13, Division 3, Table 1, Item 1 – Column 2                | •   | •  | •               |       |              | • | Other 17                     | N                   |
| Ports (Strategic port land)   | Part 13, Division 5, Subdivision 3, Table 1, Item 1 – Column 2 | •   | •  | •               |       | •            |   | Other 18                     | N                   |
| SEQ Development Area (Reconfiguring a lot – referral agency's assessment)   | Part 15, Division 1, Table 1, Item 1 – Column 2                |     | •  |                 |       | •            |   | Other 19                     | N                   |
| SEQ Development Area (Material Change of Use)   | Part 15, Division 2, Subdivision 3, Table 1, Item 1 – Column 2 |     |    | •               |       | •            |   | Other <sup>20</sup>          | N                   |
| -   | Part 16, Division 2, Subdivision 3, Table 1, Item 1 – Column 2 |     |    | •               |       | •            |   | Other <sup>21</sup>          | N                   |
| SEQ regional landscape and rural production area and SEQ rural living area (Community activity)   |  |     |    | •               |       | •            |   | Other <sup>22</sup>          | N                   |
| SEQ regional landscape and rural production area and SEQ rural living area (Indoor recreation)  |  |     |    | •               |       | •            |   | Other <sup>23</sup>          | N                   |
| SEQ regional landscape and rural production area and SEQ rural living area (Urban activity - biotechnology industry / service station / another |  |     |    | •               |       | •            |   | Other <sup>24</sup>          | N                   |

<sup>&</sup>lt;sup>17</sup> The referral agency's assessment must be against the port authority functions under the Transport Infrastructure Act, Chapter 8, part 3.

<sup>&</sup>lt;sup>18</sup> The referral agency's assessment must be against the Transport Infrastructure Act, section 287A.

<sup>19</sup> The referral agency's assessment must be against whether the development is consistent with the future planning intent for the area in which the premises are located.

<sup>&</sup>lt;sup>20</sup> As stated in Part 15, Division 2, Subdivision 3, Table 1, Item 4

<sup>&</sup>lt;sup>21</sup> As stated in Part 16, Division 2, Subdivision 3, Table 1, Item 4

<sup>&</sup>lt;sup>22</sup> As stated in Part 16, Division 3, Subdivision 4, Table 1, Item 4

<sup>&</sup>lt;sup>23</sup> As stated in Part 16, Division 4, Subdivision 3, Table 1, Item 4

<sup>&</sup>lt;sup>24</sup> As stated in Part 16, Division 6, Subdivision 4, Table 1, Item 4



| Referral Aspect  | ferral Aspect Referral Requirement (Schedule 10)               |     |     | evelopr<br>gger | nent | Juriso | liction | SDAP Code<br>/<br>Assessment | Applicable<br>(Y/N) |
|--|--|-----|-----|-----------------|------|--------|---------|------------------------------|---------------------|
|  |  | OPW | ROL | MCU             | BW   | State  | Other   | Matter                       |                     |
| SEQ regional landscape and rural production area and SEQ rural living area (Combined uses – community activity / indoor recreation / sport and recreation / tourist activity / urban activity) |  |     |     | •               |      | •      |         | Other <sup>25</sup>          | N                   |
| Tidal works or work in a coastal management district   | Part 17, Division 3, Table 1-6, Item 1 – Column 2              | •   | •   | •               |      | •      |         | 7, 8                         | N                   |
| Urban design   | Part 18  |     |     | •               |      | •      |         | 24                           | Ν                   |
| Water related development (Taking or interfering with water)   | Part 19, Division 1, Subdivision 3, Table 1, Item 1 – Column 2 | •   |     |                 |      | •      |         | 10                           | Ν                   |
| Water related development (Removing quarry material)   | Part 19, Division 2, Subdivision 3, Table 1, Item 1 – Column 2 | •   |     |                 |      | •      |         | 15                           | N                   |
| Water related development (Referable dams)   | Part 19, Division 3, Subdivision 3, Table 1, Item 1 – Column 2 | •   |     |                 |      | •      |         | 20                           | N                   |
| Water related development (Levees)   | Part 19, Division 4, Subdivision 3, Table 1, Item 1 – Column 2 | •   |     |                 |      | •      |         | 19                           | N                   |
| Wetland Protection Area  | Part 20, Division 4, Table 1-2, Item 1 –<br>Column 2           | •   | •   | •               |      | •      |         | 9                            | N                   |

<sup>&</sup>lt;sup>25</sup> As stated in Part 16, Division 7, Subdivision 3, Table 1, Item 4



### 4.3 STATE PLANNING POLICY

The current version of the State Planning Policy (SPP) is July 2017.

The *Mareeba Shire Planning Scheme 2016* is identified to appropriately reflect the SPP in effect as at the date of commencement of the Planning Scheme, to the extent relevant.

In that the provisions of the SPP as relevant to the site are not known to have changed substantially in the time since commencement of the Planning Scheme, assessment of the proposed development against the current version of the SPP has not been undertaken.

### 4.4 REGIONAL PLAN

The Far North Queensland Regional Plan 2009 – 2031 ('the Regional Plan') is relevant to the site. The site is located within the Regional Landscape and Rural Production Area pursuant to the Regional Plan.

The Minister has identified that the Planning Scheme, specifically the strategic framework, appropriately advances the Regional Plan, as it applies in the planning scheme area.

On this basis, further assessment against the provisions of the Regional Plan has not been undertaken.



### 5. LOCAL PLANNING MATTERS

The Mareeba Shire Council Planning Scheme 2016 ('the Planning Scheme') is the local planning instrument in force within the Mareeba Shire local government area.

The current version of the Planning Scheme is the 'Major Amendment No.1 of 2020 – Nullinga Dam development area' version, which took effect on and from 26 February 2021.

### 5.1 ZONE

The site is located within the Rural Zone.

### 5.2 OVERLAYS

Overlays applicable to the site and relevant to the development include:

- Agricultural Land Overlay (Class A and Class B)
- Bushfire Hazard Overlay (Potential Impact Buffer)
- Flood Hazard Overlay (Potential Flood Hazard Area)
- Transport Infrastructure Overlay.

### 5.3 CATEGORIES OF DEVELOPMENT AND ASSESSMENT

Pursuant to Table 5.5.9 and Table 5.10.1 of the Planning Scheme, the development application is subject to Code Assessment.

### 5.4 CODE COMPLIANCE

The following codes apply to the assessment of the proposed development:

- Rural Zone Code
- Accommodation Activities Code
- Rural Activities Code
- Landscaping Code
- Parking and Access Code
- Works, Services and Infrastructure Code
- Agricultural Land Overlay Code
- Bushfire Hazard Overlay Code
- Flood Hazard Overlay Code
- Transport Infrastructure Overlay Code.

A detailed assessment against the following Codes is provided in **Schedule 4**:

- Rural Zone Code
- Accommodation Activities Code
- Rural Activities Code
- Agricultural Land Overlay Code
- Bushfire Hazard Overlay Code
- Flood Hazard Overlay Code.

A summary of compliance is provided in respect of the following Codes:



- Landscaping Code: It is relevant to note that the Landscaping Code is applicable to the Rural Industry ('office') aspect of development only. Notwithstanding that the Applicant may elect to undertake landscaping of the premises post-building works, landscaping of the proposed development is not considered necessary in consideration of the nature of the proposed development and inherent use characteristics. In reference to the purpose of the Landscaping Code, the development is proposed within a rural setting, with the Walsh River located south of the site. Contextually, the site provides adequate amenity and environmental value. The siting of development affords appropriate amenity internally and external to the site.
- Parking and Access Code: The Rural Workers' Accommodation provides a double garage to accommodate vehicle parking to the benefit of occupants. The site provides substantial area for vehicle parking and safe maneuverability as required, to a standard relevant to site operations. Development achieves the overall outcomes sought by the Parking and Access Code on this basis.
- Works, Services and Infrastructure Code: Development will be connected to all necessary services, including water (provided by on-site sources), sewer treatment (on-site), telecommunications and electricity. Connections will be provided in accordance with the relevant standards. The Applicant is willing to accept necessary conditions of approval relating to servicing, pursuant to the Works, Services and Infrastructure Code
- Transport Infrastructure Overlay Code: The subject site is accessed via
  Leadingham Creek Road, which is defined as a 'Major Rural Road'. The proposed
  development is considered typical for the zone and location and is commensurate
  with the size of the premises and cropping activity on-site. The site is not proximate
  to a rail corridor and therefore, the development will not compromise rail corridor
  activities.

### 5.4.1 ALTERNATIVE SOLUTIONS

Alternative Solutions provided in respect of Acceptable / Performance Outcomes are detailed in **Table 5-1**.

### **TABLE 5-1 ALTERNATIVE SOLUTIONS**

### **Acceptable Outcome Approval with Performance Outcome Rural Zone Code Complies with Performance Outcome** A Rural workers' accommodation building is The proposed development provides for the limited to the accommodation of: accommodation of one (1) rural worker per 28.35 one rural worker for every 50 hectares: and hectares, which is a higher intensity than that a maximum of ten rural workers in prescribed by AO13.1. Notwithstanding, accommodation provided is directly associated with the cropping facility on-site and is commensurate with the scale and operational needs of the agricultural operation. In addition, less than ten rural workers will be accommodated on-site, being less than the upper limit specified by AO13.1(b). Development complies with PO13 on this basis.



### Flood Hazard Overlay Code

### AO10.1

Buildings, including extensions to existing buildings are:

- elevated above the defined flood level; and
- (b) the defined flood event does not exceed a depth of 600mm; and
- elevated above the defined flood level plus 0.3 metres freeboard where for habitable rooms within a dwelling.

### **Complies with Performance Outcome**

The site is mapped as being within a Potential Flood Hazard Area and not within a modelled flood hazard area (therefore, the level of potential inundation on the site is not known).

The siting of proposed buildings is understood to be based on the Applicant's knowledge of the site and its history with respect to flooding.

The office is proposed to have a Finished Floor Level (FFL) of 466.4 metres. The Worker's Accommodation is proposed to have a FFL of 466.7. For context, the Walsh River water line has been surveyed at 457.21m AHD (as at the date of survey / site plan preparation), with the Leadingham Creek Bridge deck at 460m AHD. The Walsh River is located approximately 216 metres from the proposed Worker's Accommodation.

The FFL of the development is therefore approximately 6.4 metres above the height of the bridge and greater than 9 metres above the height of the surveyed water line.

The Applicant is willing to accept a condition of approval requiring the preparation of a Flood Emergency Management Plan (FEMP) to mitigate risk associated with flooding.



### 6. CONCLUSION

DBC RSA Holdings Pty Ltd seeks a Development Permit for Material Change of Use, to facilitate the establishment of Rural Workers' Accommodation and Rural Industry development (office) on land at 130 Leadingham Creek Road, Dimbulah.

The proposed development will support the continued operation and growth of the existing cropping enterprise established on-site.

The proposed Rural Worker's Accommodation will provide quarters for staff employed in the use of land for rural purposes, conducted on a lot in the same ownership. The proposed Workers Accommodation will accommodate up to four (4) workers at any one time.

The proposed Rural Industry ('office') represents an activity ancillary to rural uses undertaken on the premises.

In the limited instances that the proposed development does not comply with an acceptable outcome (namely in respect to the rural worker / hectare ratio and location of the site within a potential flood hazard area, as detailed within Section 5.4 of this Report), the proposed development complies or can be conditioned to demonstrate compliance with the corresponding performance outcome. Development otherwise complies with applicable assessment benchmarks.

The development is also consistent with applicable State planning instruments and the rural fabric of the locality.

On this basis, the proposed development is considered to advance the purpose of the *Planning Act 2016.* Therefore, we recommend approval of the development application, subject to reasonable and relevant conditions.



### 7. SCHEDULES

**SCHEDULE 1** SEARCHES

**SCHEDULE 2** PROPOSAL PLANS

**SCHEDULE 3** PROPERTY MAP OF ASSESSABLE VEGETATION

**SCHEDULE 4** CODE COMPLIANCE

**SCHEDULE 5** DA FORM 1

### **SCHEDULE 1** SEARCHES

### **CURRENT TITLE SEARCH**

### DEPARTMENT OF RESOURCES, QUEENSLAND

Request No: 36359489

Search Date: 18/02/2021 15:55 Title Reference: 50163196

Date Created: 19/03/1997

Previous Title: 40009465

### REGISTERED OWNER

Dealing No: 716351047 06/03/2015

DBC RSA HOLDINGS PTY LTD A.C.N. 138 821 191

TRUSTEE

UNDER INSTRUMENT 716351047

### ESTATE AND LAND

Estate in Fee Simple

LOT 50 CROWN PLAN HG806701

Local Government: MAREEBA

### EASEMENTS, ENCUMBRANCES AND INTERESTS

- 1. Rights and interests reserved to the Crown by Deed of Grant No. 40009465 (Lot 50 on CP HG806701)
- 2. MORTGAGE No 718593635 22/02/2018 at 10:56
  NATIONAL AUSTRALIA BANK LIMITED A.C.N. 004 044 937

ADMINISTRATIVE ADVICES - NIL UNREGISTERED DEALINGS - NIL

Caution - Charges do not necessarily appear in order of priority

\*\* End of Current Title Search \*\*

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△A △. 1370 F.140

806701

DRAWN WITHIN BLUE LINES

PLAN MUST BE

80670



Department of Environment and Science (DES)
ABN 46 640 294 485
400 George St Brisbane, Queensland 4000
GPO Box 2454, Brisbane QLD 4001, AUSTRALIA
www.des.qld.gov.au

### SEARCH RESPONSE

# ENVIRONMENTAL MANAGEMENT REGISTER (EMR) CONTAMINATED LAND REGISTER (CLR)

Angus Scown 410 Ann St Brisbane QLD 4000

Transaction ID: 50662389 EMR Site Id: 19 February 2021

Cheque Number: Client Reference:

This response relates to a search request received for the site:

Lot: 50 Plan: HG806701 130 LEADINGHAM CREEK RD DIMBULAH

### **EMR RESULT**

The above site is NOT included on the Environmental Management Register.

### **CLR RESULT**

The above site is NOT included on the Contaminated Land Register.

### ADDITIONAL ADVICE

All search responses include particulars of land listed in the EMR/CLR when the search was generated. The EMR/CLR does NOT include:-

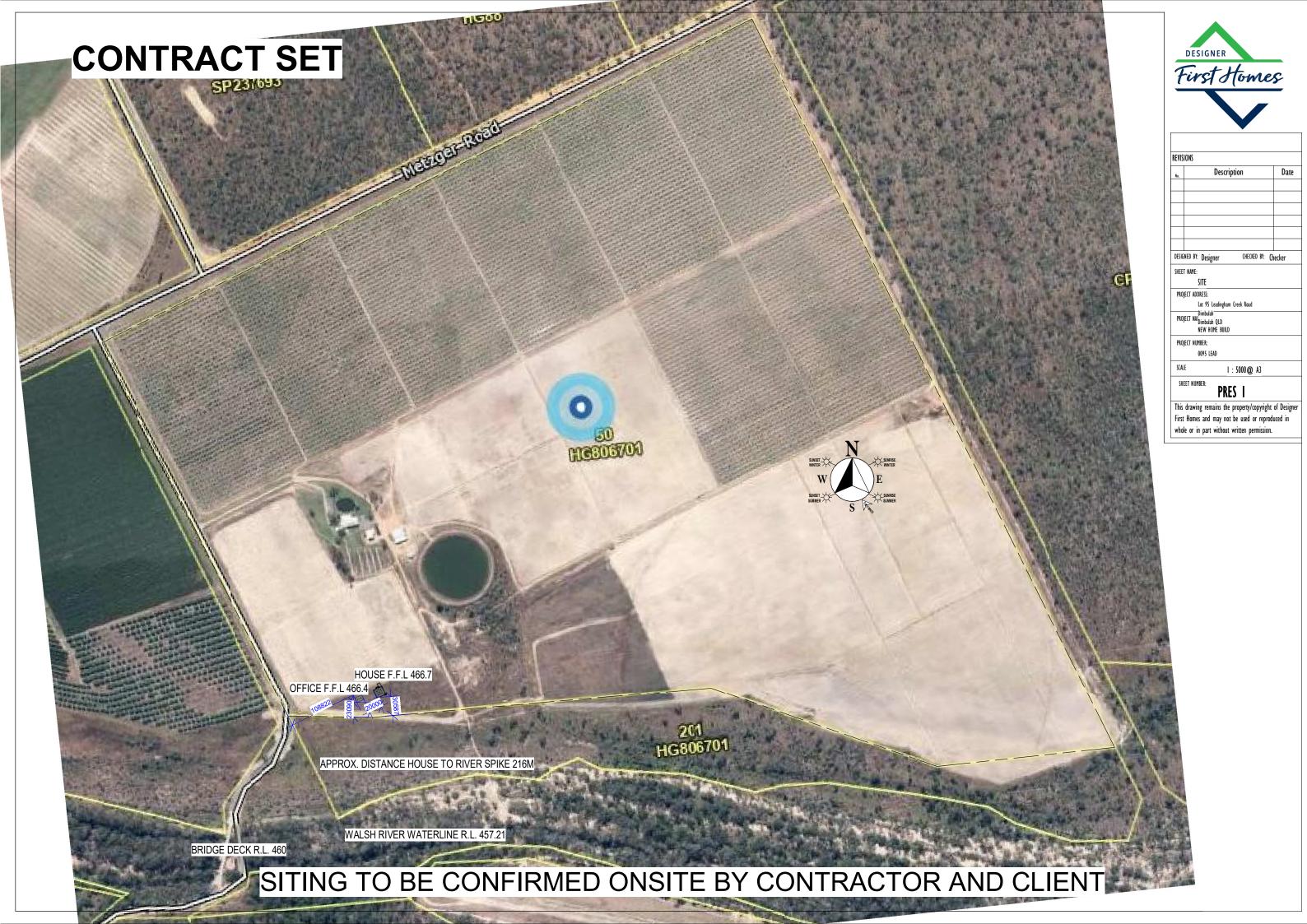
- 1. land which is contaminated land (or a complete list of contamination) if DES has not been notified
- 2. land on which a notifiable activity is being or has been undertaken (or a complete list of activities) if DES has not been notified

If you have any queries in relation to this search please phone 13QGOV (13 74 68)

**Administering Authority** 

## SCHEDULE 2 PROPOSAL PLANS

# SCHEDULE







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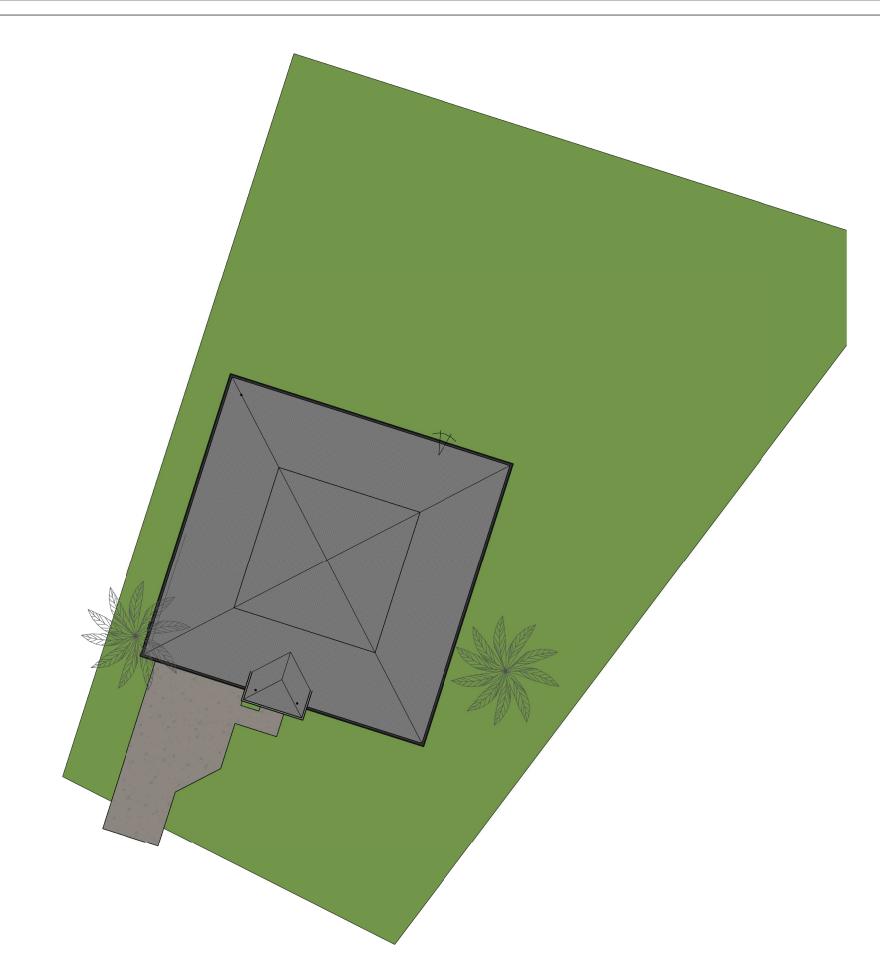
PROPOSED RESIDENCE

FOR:

# Wim Van Nierkerk

AT:

Lot 50 Leadingham Creek Road Dimbulah



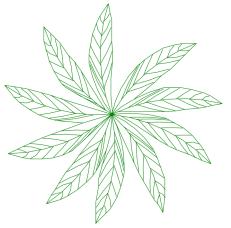


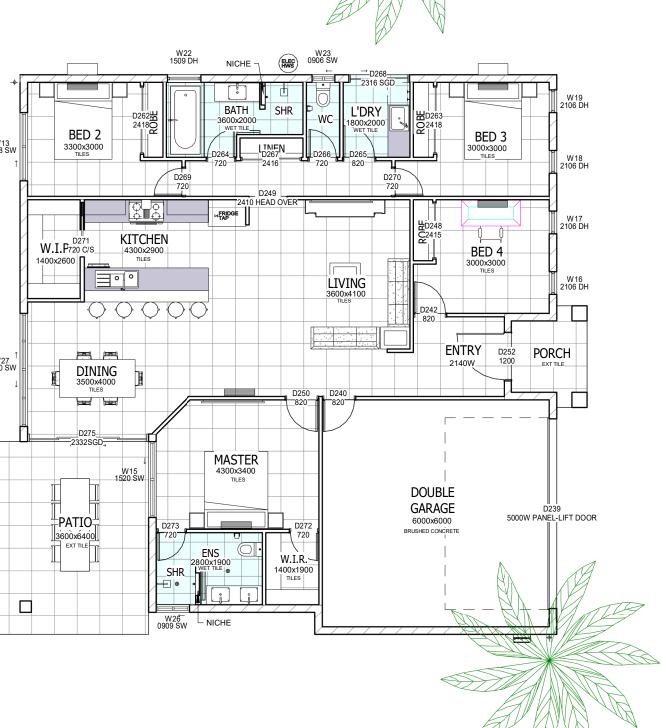
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SITE PLAN
1:200

# Width 15m x Length 14.8m 0214 ELEM 213\_4B\_15W\_15L





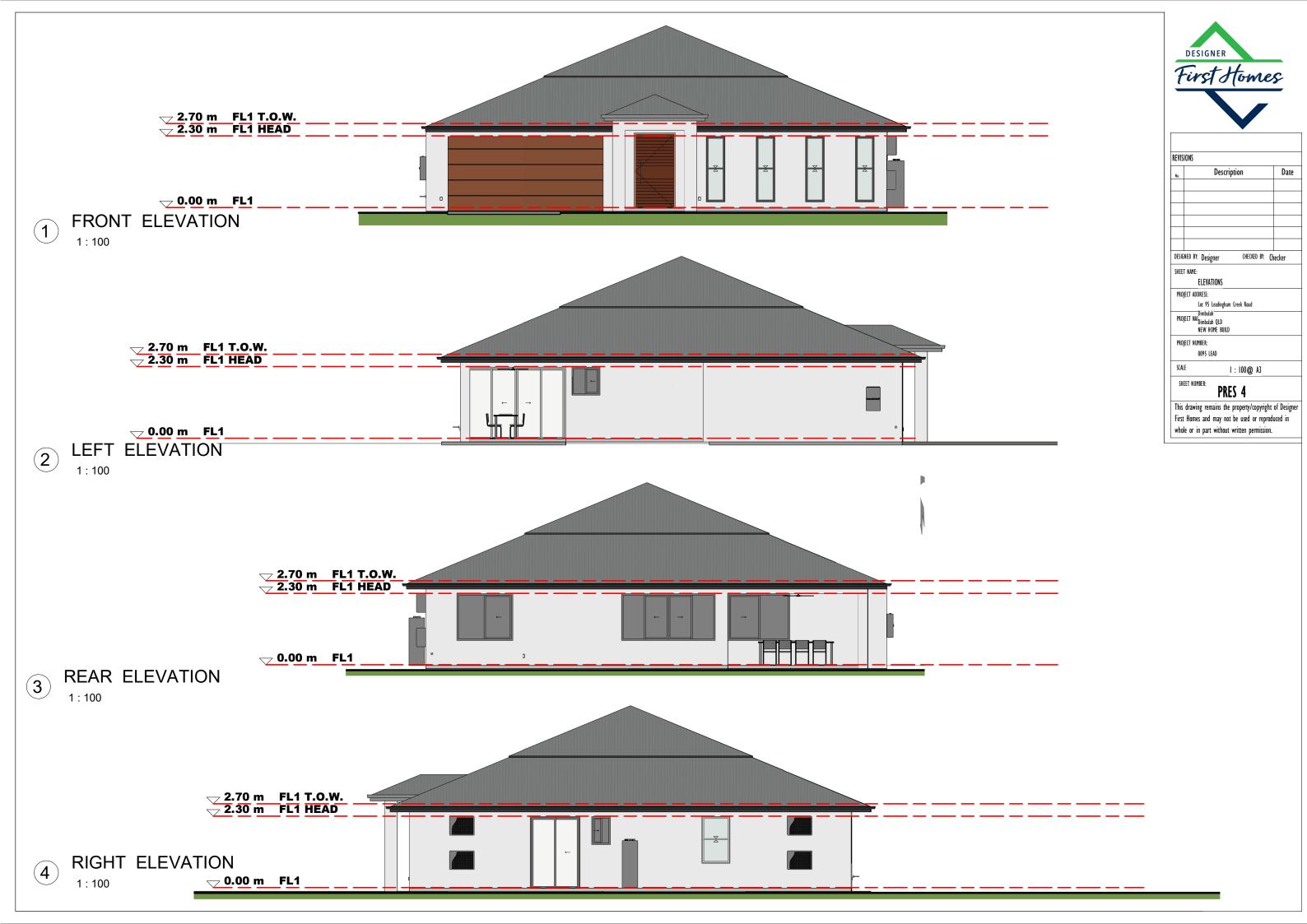
### FLOOR AREAS

| LIVING AREAS | 149 m <sup>2</sup> |
|--------------|--------------------|
| .GARAGE      | 39 m <sup>2</sup>  |
| .PATIO       | 20 m <sup>2</sup>  |
| .PORCH       | 4 m <sup>2</sup>   |
| Grand total  | 213 m <sup>2</sup> |

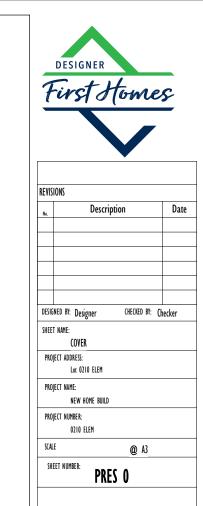


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RURAL INDUSTRY ('OFFICE')

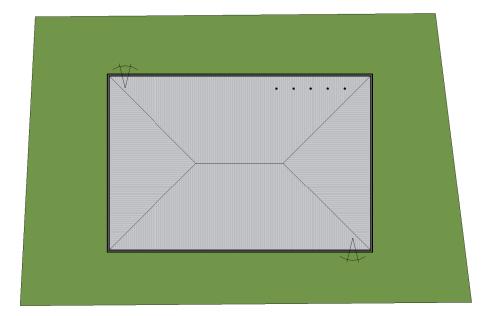
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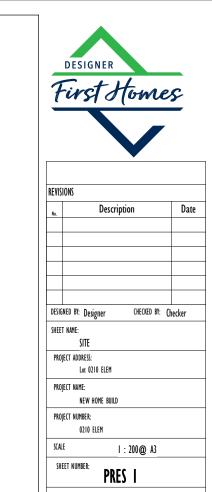
# Wim Van Niekerk

AT:

Lot 50 Leadingham Creek Road Dimbulah

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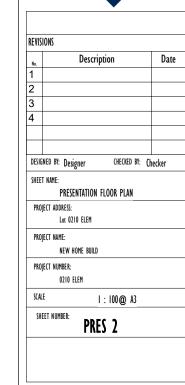


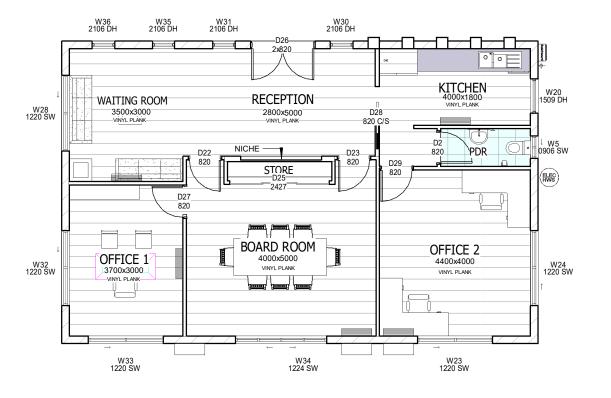


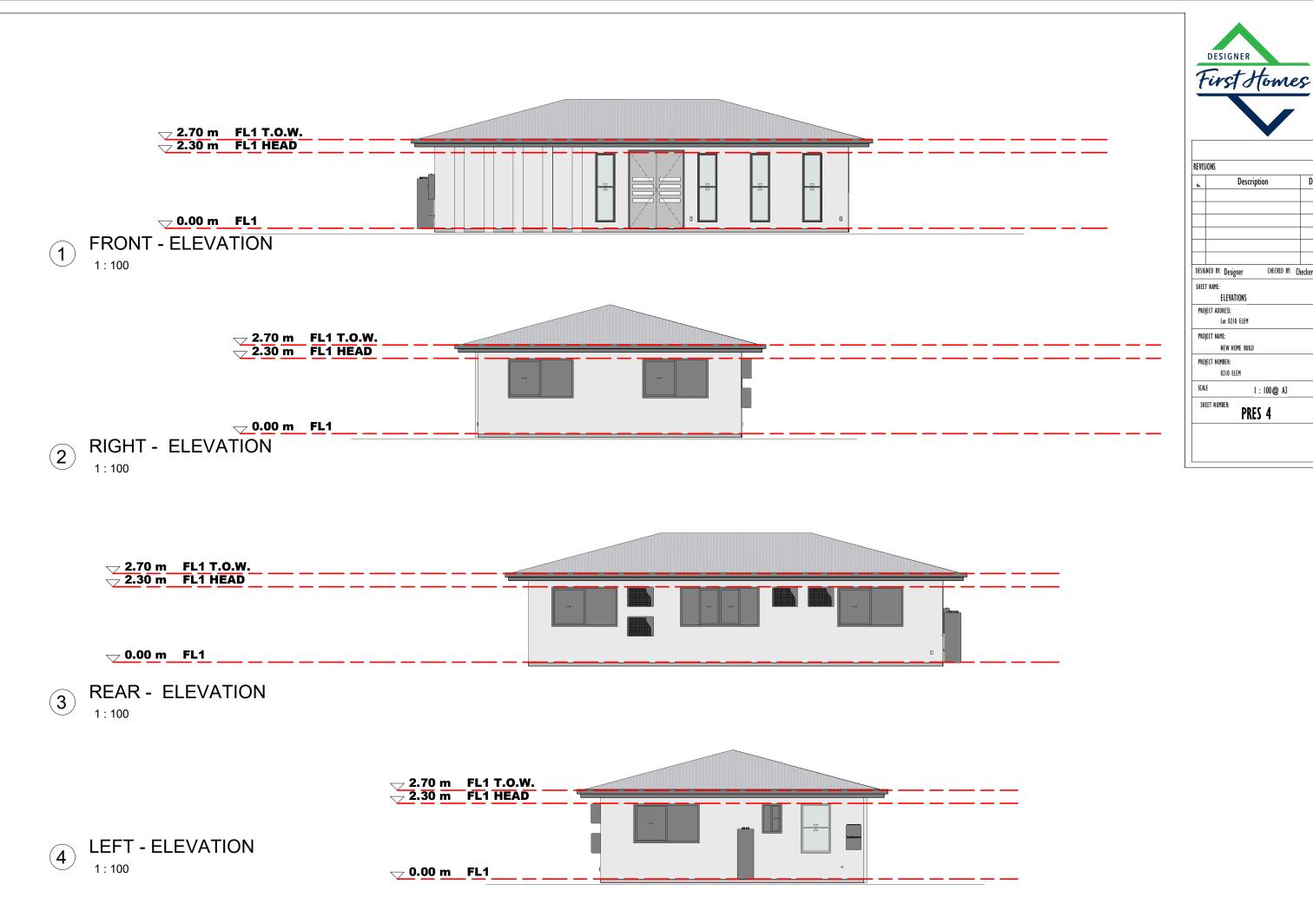
# Width 12.6m x Length 8m 0210 ELEM 101 Office







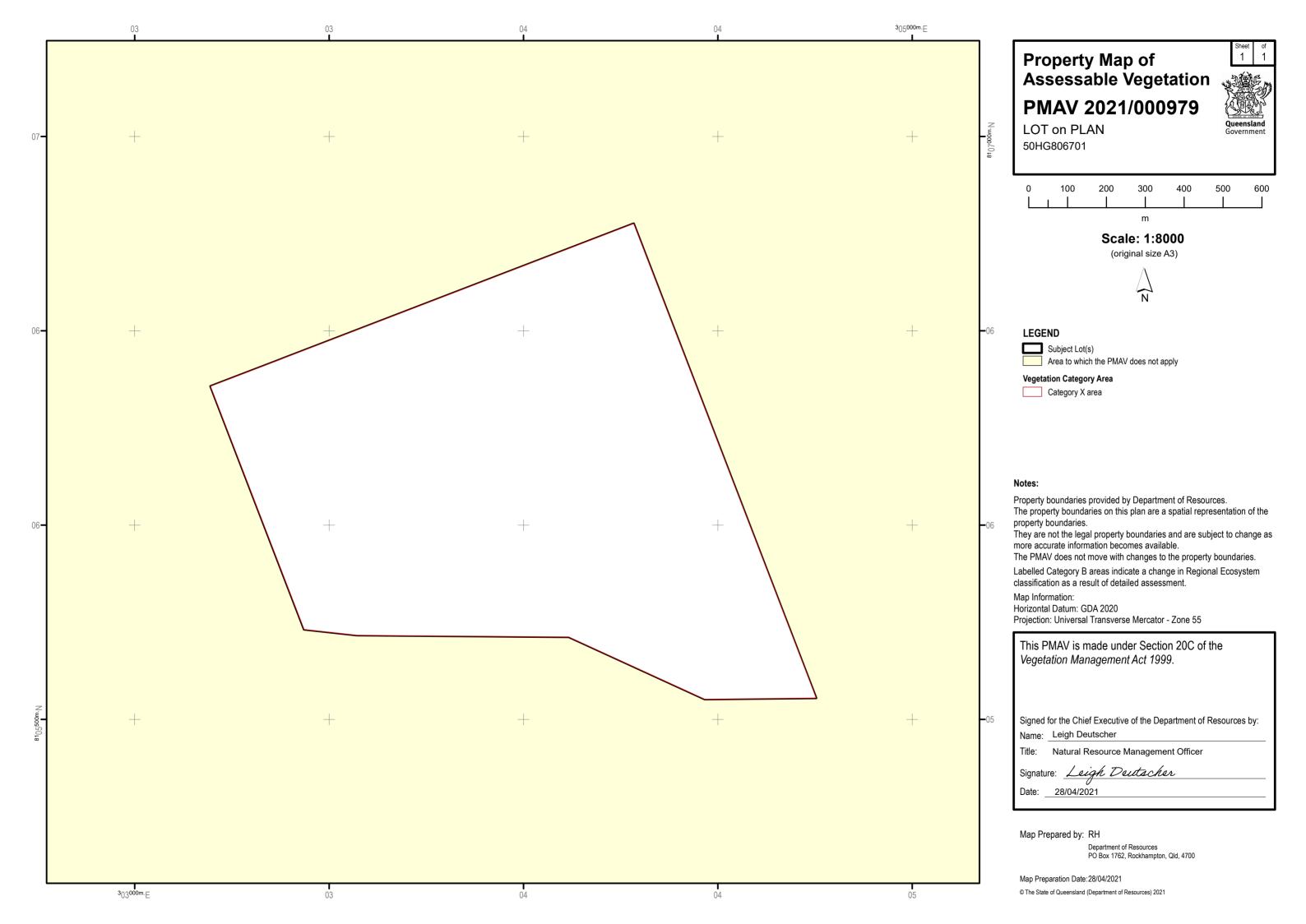




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# **SCHEDULE 4** CODE COMPLIANCE





6.2.9 Rural Zone

# Table 6.2.9.3 – Rural zone code - For accepted development subject to requirements and assessable development

| Heig                     | ht  |  |  |
|--------------------------|---|--|--|
| PO1<br>Build             | ing height takes into consideration and ects the following: the height of existing buildings on adjoining premises; the development potential, with   | AO1.1  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.     | R1.1 Complies  The maximum building height of the proposed Rura Workers' Accommodation is one (1) storey an approximately 6 metres.        |
| (c)<br>(d)<br>(e)<br>(f) | respect to height, on adjoining premises; the height of buildings in the vicinity of the site; access to sunlight and daylight for the site and adjoining sites; privacy and overlooking; and site area and street frontage length. | AO1.2  Buildings and structures associated with a rural activity including machinery, equipment, packing or storage buildings do not exceed 10 metres in height. | R1.2 Complies  The maximum building height of the proposed Rura Industry (office) development is one (1) storey an approximately 4 metres. |



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### Siting, where not involving a Dwelling house

Note-Where for Dwelling house, the setbacks of the Queensland Development Code apply.

### PO2

Development is sited in a manner that considers and respects:

- (a) the siting and use of adjoining premises;
- (b) access to sunlight and daylight for the site and adjoining sites;
- (c) privacy and overlooking;
- (d) air circulation and access to natural breezes:
- (e) appearance of building bulk; and
- (f) relationship with road corridors.

### AO2.1

Buildings and structures include a minimum setback of:

- 40 metres from a frontage to a Statecontrolled road; and
- (b) 10 metres from a boundary to an adjoining lot.

### AO2.2

Buildings and structures, where for a Roadside stall, include a minimum setback of 0 metres from a frontage to a road that is not a State-controlled road.

### AO2.3

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 Statecontrolled road:

### **R2.1 Complies**

Buildings are proposed to be setback greater than 23 metres from the rear boundary (being the boundary nearest the development). The site is not located within proximity to a State-controlled road.

### **R2.2 Not Applicable**

Development for a roadside stall is not proposed.

### **R2.3 Complies**

Buildings are proposed to be setback greater than 100 metres from Leadingham Creek Road, which is a sealed road. The site is not located within proximity to a Statecontrolled road.

Buildings are not proposed proximate to another road frontage.



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### Accommodation density

### PO<sub>3</sub>

The density of Accommodation activities:

- respects the nature and density of surrounding land use;
- 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.

### AO3.1

Residential density does not exceed one dwelling house per lot.

### AO3.2

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<sup>2</sup>; or
- (c) Rural worker's accommodation.

### **R3.1 Not Applicable**

Refer response to AO3.2 below.

### **R3.2 Complies**

An existing Dwelling House is located on the premises. The proposed Rural Workers' Accommodation therefore results in a residential density of two (2) dwellings per lot, as sought by AO3.2.

### For assessable development

### Site cover

### PO4

Buildings and structures occupy the site in a manner that:

- (a) 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.

### AO4

No acceptable outcome is provided.

# R4 Performance Solution (no Acceptable Outcome provided)

The proposed buildings have been sited to retain the primacy of the agricultural enterprise undertaken on-site and maintain site efficiencies. The proposed development is in keeping with the rural character of the area and appropriately balanced in the context of its surrounds.

### PO<sub>5</sub>

Development complements and integrates with the established built character of the Rural zone, having regard to:

- (a) roof form and pitch;
- (b) eaves and awnings:
- (c) building materials, colours and textures; and
- (d) window and door size and location.

### AO5

No acceptable outcome is provided.

# R5 Performance Solution (no Acceptable Outcome provided)

Whilst there is no discernible built character profile in the locality, the proposed development is considered to be consistent with residential development typical of North Queensland. Moreover, the proposed development is in keeping with the rural character of the area and appropriately balanced in the context of its surrounds.



130 Leadingham Creek Road, Dimbulah | April 2021

|  |   | Development complies with PO5 on this basis.  |
|--|---|---|
| Amenity  |   |   |
| A06 evelopment must not detract from the nenity of the local area, having regard to: ) noise; ) hours of operation; ) traffic; ) advertising devices; ) visual amenity; privacy; ) lighting; ) odour; and emissions.   | R6 Performance Solution (no acceptable outcome provided)  In consideration of the scale, style and siting of the proposed Rural Workers' Accommodation and Rura Industry ('office'), the development will not detract from the amenity of the area as sought by PO6.  The development is considered to be consistent with expectations for the locality / zone. |   |
| PO7 Development must take into account and seek to 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. | AO7 No acceptable outcome is provided.  | R7 Performance Solution (no Acceptable Outcome provided)  The proposed buildings are sited in the far south-west of the site, on land not utilised for cropping, in seeking to minimise environmental impacts associated with rural activities undertaken on-site.  In addition, the construction of the proposed development will appropriately attenuate relevant environmental impacts, in a manner consistent with expectations Development complies with PO7 in this regard. |



# 9.3.1 Accommodation Activities Code

# Table 9.3.1.3A – Accommodation activities code - For accepted development subject to requirements and assessable development

| erformance Outcome / Acceptable Out  | come  | Response   |
|--|---|--|
| or accepted development subject to rec   | uirements and assessable development  |  |
| All Accommodation activities, apart from PO1 Accommodation activities are located on a   | AO1 Development is located on a site which  | R1 Performance Solution (Acceptable Outcome no   |
| provides the applicable minimum site area and minimum road frontage specified in table 9.3.1.3B.   | <b>applicable)</b> Table 9.3.1.3B does not prescribe a minimum site area for Rural Workers' Accommodation.  |  |
| infrastructure associated with the use; and (b) to avoid adverse impacts on the amenity or privacy of nearby land uses.  |   | The design of the subject development and exceedance of applicable setbacks demonstrate that the site (of 113. hectares) is of sufficient area to accommodate the development, without generating adverse impacts of local amenity.  |
| All Accommodation activities, apart from PO2 Accommodation activities are provided with  | Tourist park and Dwelling house  AO2.1 A refuse area is provided that:  | R2 Performance Solution (Acceptable Outcome No   |
| on-site refuse storage areas that are:  (a) sufficient to meet the anticipated demand for refuse storage; and  (b) appropriately located on the site having regard to potential odour and noise impacts on uses on the site and adjoining sites. | (a) includes a water connection;     (b) is of a size and configuration to accommodate 2x240 litre bins per dwelling or accommodation unit where involving a use other than a residential care facility or retirement facility; and     (c) is of a size and configuration to | Applicable) The proposed development is not of a nature or scale that requires a designated refuse area (beyond that provided to a typical Dwelling House). Refuse storage will be provided in a manner sufficient to meet the needs of the development, as sought by PO2. |



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### All Accommodation activities, except for Dwelling house

### PO<sub>3</sub>

Accommodation activities are designed to avoid overlooking or loss of privacy for adjoining uses.

Note—These provisions apply to any adjoining use, both on an adjoining site and on the same site.

### **AO3**

The windows of habitable rooms:

- (a) do not overlook the windows of a habitable room in an adjoining dwelling or accommodation unit; or
- (b) are separated from the windows of a habitable room in an adjoining dwelling or accommodation unit by a distance greater than:
  - 2 metres at ground level; and
  - (ii) 8 metres above ground level; or
- (c) are treated with:
  - a minimum sill height of 1.5 metres above floor level; or
  - fixed opaque glassed installed below 1.5 metres; or
  - (iii) fixed external screens; or
  - (iv) a 1.5 metre high screen fence along the common boundary.

# R3 Performance Solution (Acceptable Outcome not applicable)

The proposed Rural Worker's Accommodation is not located adjacent to another Dwelling or accommodation unit (no overlooking will occur). In addition, the development will incorporate relevant privacy measures provided to a typical Dwelling (including window treatments, glazing materials and furnishings), to the extent required in achieving a sufficient level privacy.





### PO4

Accommodation activities are provided with sufficient private and communal open space areas which:

- accommodate a range of landscape treatments, including soft and hard landscaping;
- provide a range of opportunities for passive and active recreation;
- (c) provide a positive outlook and high quality of amenity to residents;
- is conveniently located and easily accessible to all residents; and
- (e) contribute to an active and attractive streetscape.

### A04.1

Development, except for Caretaker's accommodation, Dwelling house, Dual occupancy or Home based business, includes communal open space which meets or exceeds the minimum area, dimension and design parameters specified in Table 9.3.1.3C.

### A04.2

Development includes private open space for each dwelling or accommodation unit which meets or exceeds the minimum area, dimension and design parameters specified in **Table 9.3.1.3D**.

### A04.3

Clothes drying areas are provided at the side or rear of the site so that they are not visible from the street.

### AO4.4

If for Dual occupancy, Multiple dwelling, Residential care facility or Retirement facility, development provides a secure storage area for each dwelling or accommodation unit which:

- is located to facilitate loading and unloading from a motor vehicle;
- is separate to, and does not obstruct, on-site vehicle parking or manoeuvring areas;
- (c) has a minimum space of 2.4m<sup>2</sup> per dwelling or accommodation unit;
- (d) has a minimum height of 2.1 metres;
- (e) has minimum dimensions to enable secure bicycle storage;
- (f) is weather proof; and
- (g) is lockable.

# R4.1 Performance Solution (Acceptable Outcome not applicable)

Table 9.3.1.3C does not prescribe communal open space requirements for Rural Workers' Accommodation.

In response to PO4, it is noted that proposed buildings feature appropriate setbacks between buildings and from site boundaries, which will provide for appropriate privacy and amenity. The rural outlook of the development provides a high level of amenity and opportunity for recreation.

# R4.2 Performance Solution (Acceptable Outcome not applicable)

Table 9.3.1.3D does not prescribe private open space requirements for Rural Workers' Accommodation.

Refer response to PO4 above.

### R4.3 Will Comply

Sufficient clothes drying areas will be provided to facilitate the drying of clothes by occupants. The site is appropriately setback from road frontage boundaries providing sufficient external amenity.

### **R4.4 Not Applicable**

Development for a Dual Occupancy, Multiple Dwelling, Residential Care Facility or Retirement Facility is not proposed. Refer response to PO4 above.



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### If for Rural workers' accommodation

### PO13

The Rural workers' accommodation is directly associated with an agricultural based rural activity on the same premises and is commensurate with the scale of agricultural operations.

### AO13.1

A Rural workers' accommodation building is limited to the accommodation of:

- (a) one rural worker for every 50 hectares; and
- a maximum of ten rural workers in total.

### AO13.2

The agricultural based rural activity is a minimum of 50 hectares in area.

### **R3.1 Performance Solution (Complies)**

The proposed development provides for the accommodation of one (1) rural worker per 28.35 hectares, which is a higher intensity than that prescribed by AO13.1. Notwithstanding, the accommodation provided is directly associated with the cropping facility on-site and is commensurate with the scale and operational needs of the agricultural operation. In addition, less than ten rural workers will be accommodated on-site, being less than the upper limit specified by AO13.1(b).

Development complies with PO13 on this basis.

### **R13.2 Complies**

The site has an area of 113.4 hectares, which is greater than double the minimum area specified by AO13.2.

### PO14

Rural workers' accommodation is provided with amenities commensurate with the:

- (a) needs of the employees; and
- (b) permanent or seasonal nature of the employment.

### A014.1

The Rural workers' accommodation is:

- (a) for permanent occupation; and
- (b) fully self-contained.

### OR

### AO14.2

The Rural workers' accommodation:

- (a) is for seasonal occupation (up to 3 months);
- shares facilities with an existing Dwelling house or Caretaker's residence; and
- is located within 100 metres of the Dwelling house or Caretaker's residence.

### **R14.1 Complies**

It is intended that the proposed Rural Workers' Accommodation, which is fully self-contained, be for permanent occupation.

# R14.2 Not Applicable

Refer response to AO14.1 above.



# 9.3.6 Rural Activities Code

# Table 9.3.6.3A – Rural Activities Code - For accepted development subject to requirements and assessable development

| Performance Outcome / Acceptable Outcome   |   | Response   |  |
|--|---|--|--|
| For accepted development subject to requ   | irements and assessable development                                     |  |  |
| PO1 – P18 Not Applicable   |   |  |  |
| If for Rural industry  |   |  |  |
| PO9 Rural industry is located on sites which have sufficient area to: (a) accommodate all buildings, structures and infrastructure associated with the use; and (b) provide sufficient separation between the use and adjoining premises and uses. | AO9 Development is located on a lot with a minimum area of 10 hectares. | R9 Complies The site has a total area of 113.4 hectares. |  |

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# 8.2.1 Agricultural Land Overlay Code

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

| or accepted development subject to req   | uirements and assessable development   |   |
|--|--|---|
| PO1 The fragmentation or loss of productive capacity of land within the 'Class A' area or 'Class B' area identified on the Agricultural land overlay maps (OM-001a-n) is avoided unless:  (a) an overriding need exists for the development in terms of public benefit;  (b) no suitable alternative site exists; and (c) loss or fragmentation is minimised to the extent possible. | Buildings and structures are not located on land within the 'Class A' area or 'Class B' area identified on the Agricultural land overlay maps (OM-001a-n) unless they are associated with:  (a) animal husbandry; or  (b) animal keeping; or  (c) cropping; or  (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. | R1 Complies  Development for Rural Workers' Accommodation ar Rural Industry ('office') associated with existing croppir activities undertaken on site is proposed. Developme complies with AOI on this basis.  It is also relevant to note that development is proposed a land designated as Class B Agricultural Land, retaining Class A land for productive purposes. |



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| 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 potential; and (d) not adversely affect public health, safety and amenity. | No acceptable outcome is provided.     | R2 Performance Solution (no Acceptable Outcome provided)  The Rural Workers' Accommodation is proposed to be sited in the far south-west of the site, on Class B land not utilised for cropping activities. The development therefore maintains primary production potential of the site, whilst managing environmental impacts.  In addition, the Workers' Accommodation will be designed and constructed to attenuate noise, odour, dust and drift impacts associated with local agricultural activities.   |
|--|--|---|
| 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 (c) does not constrain the viability or use of agricultural land.  | AO3 No acceptable outcome is provided. | R3 Performance Solution (no Acceptable Outcome provided)  The site contains both Class A and Class B Agricultural Land. Development is proposed on Class B Agricultural Land, retaining the Class A land for productive purposes.  Additionally, the development has been sited in the far south-west of the site, on land not utilised for cropping, retaining the balance of the site in agricultural production.  The development does not fragment nor alienate agricultural land and will not unduly constrain the use of the site more broadly for agricultural production. |



# 8.2.3 Bushfire Hazard Overlay Code

# Table 8.2.3.3 – Bushfire hazard overlay code - For accepted development subject to requirements and assessable development

| Performance Outcome / Acceptable Outc   | ome   | Response  |
|---|---|---|
| or accepted development subject to req  | uirements and assessable development  |   |
| Water supply for fire-fighting purposes   |   |   |
| PO1 Development where within a 'Bushfire hazard area' and 'Potential impact buffer (100 metres)' identified on the Bushfire hazard overlay maps (OM-003a-o) maintains the safety of people and property by providing an adequate, accessible and reliable water supply for fire-fighting purposes which is safely located and has sufficient flow and pressure characteristics. | Where within a 'Bushfire hazard area' and 'Potential impact buffer (100 metres)' identified on the Bushfire hazard overlay maps (OM-003a-o) AO1.1 Where in a reticulated water service area, the on-site water supply has flow and pressure characteristics of 10 litres a second at 200 kPa. OR  | R1.1 Not Applicable Refer to the response to R1.2 below.  |
| Note— A Bushfire hazard management plan must be prepared by suitably qualified persons in seeking to demonstrate compliance with the Performance outcome.   | Where access to the reticulated water network is not available, a minimum on site water storage of 5,000 litres is provided that must comprise:  (a) a separate tank; or  (b) a reserve section in the bottom part of the main water supply tank; or  (c) a dam; or  (d) a swimming pool.  Note—Where a water tank is provided for fire-fighting purposes it is fitted with standard rural fire brigade | R1.2 Complies  A dam is located on-site, which has greater than 5,000 litre of storage volume. The site is also proximate to Walsh Cree |
|   | fittings and the tank is provided with a hardstand area for heavy vehicles.   |   |



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### Land use

### PO2

Development within a 'Bushfire hazard area' and 'Potential impact buffer (100 metres)' identified on the **Bushfire hazard overlay maps (OM-003a-o)** is appropriate to the bushfire hazard risk having regard to the:

- (a) the bushfire risk compatibility of development;
- (b) the vulnerability of and safety risk to persons associated with the use; and
- (c) consequences of bushfire in regard to impacts on essential infrastructure, buildings and structures.

Note— A Bushfire hazard management plan must be prepared by suitably qualified persons in seeking to demonstrate compliance with the Performance outcome.

### AO2

All buildings, structures, infrastructure and facilities associated with the following uses are located outside any area of the site located within a 'Bushfire hazard area' and a 'Potential impact buffer (100 metres)' identified on the Bushfire hazard overlay maps (OM-003a-o):

- (a) child care centre; or
- b) community care centre; or
- (c) correctional facility; or
- (d) educational establishment; or
- (e) emergency services; or
- (f) hospital; or
- (g) residential care facility; or
- (h) retirement facility; or
- (i) rooming accommodation; or
- (j) shopping centre; or
- (k) tourist park; or
- tourist attraction.

### **R1.2 Complies**

The proposed development is for Rural Workers' Accommodation and Rural Industry.



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### Lot design

### PO<sub>3</sub>

Reconfiguring a lot within a 'Bushfire hazard area' and 'Potential impact buffer (100 metres)' identified on the **Bushfire hazard overlay maps (OM-003a-o)** minimises the potential adverse impacts of bushfire on the safety of people, property and the environment through lot design that:

- (a) is responsive to the nature and extent of bushfire risk; and
- (b) allows efficient emergency access to buildings for fire-fighting appliances.

Note— A Bushfire hazard management plan must be prepared by suitably qualified persons in seeking to demonstrate compliance with the Performance outcome.

Where within a 'Bushfire hazard area' and 'Potential impact buffer (100 metres)' identified on the Bushfire hazard overlay maps (OM-003a-o)

### AO3.1

No new lots are created.

OR

### AO3.2

All lots include a building envelope that achieves a radiant heat flux level of 29kW/m² at the permitter of the building envelope.

Note—Where a radiant heat flux of 29kW/m² is achieved and this relies on cleared or maintained land external to the land the subject of the development application it must be demonstrated that land external to the site will be maintained to a standard that does not exceed the level of bushfire hazard identified in a Bushfire hazard management plan.

### **R3 Not Applicable**

Development for Reconfiguring a Lot is not proposed.





### Firebreaks and access

### PO4

In a 'Bushfire hazard area' and 'Potential impact buffer (100 metres)' identified on the **Bushfire hazard overlay maps (OM-003a-o)**, vehicular access is designed to mitigate against bushfire hazard by:

- ensuring adequate access for firefighting and other emergency vehicles;
- (b) ensuring adequate access for the evacuation of residents and emergency personnel in an emergency situation, including alternative safe access routes should access in one direction be blocked in the event of a fire; and
- (c) providing for the separation of developed areas and adjacent bushland.

Note—Where it is not practicable to provide firebreaks in accordance with A04.2 Fire Maintenance Trails are provided in accordance with the following:

- located as close as possible to the boundaries of the lot and the adjoining hazardous vegetation;
- ii. the minimum cleared width not less than 6 metres:
- iii. the formed width is not less than 2.5 metres;
- iv. the formed gradient is not greater than 15%;
- v. vehicular access is provided at both ends:
- vi. passing bays and turning areas are provided for fire-fighting appliances located on public land.

Note— A Bushfire hazard management plan must be prepared by suitably qualified persons in seeking to demonstrate compliance with the Performance outcome.

### AO4.1

In a 'Bushfire hazard area' and 'Potential impact buffer (100 metres)' identified on the **Bushfire hazard overlay maps (OM-003a-**

- o), roads are designed and constructed:
- a) with a maximum gradient of 12.5%;
- (b) to not use cul-de-sacs; and
- (c) a constructed road width and weather standard complying with Planning Scheme Policy 4 FNQROC Regional Development Manual.

### AO4.2

In a 'Bushfire hazard area' and 'Potential impact buffer (100 metres)' identified on the **Bushfire hazard overlay maps (OM-003a-o)**, firebreaks are provided:

- (a) consisting of a perimeter road that separates lots from areas of bushfire hazard;
- (b) a minimum cleared width of 20 metre;
- (c) a maximum gradient of 12.5%; and
- (d) a constructed road width and weather standard complying with Planning Scheme Policy 4 FNQROC Regional Development Manual.

### **R4.1 Not Applicable**

Development for Reconfiguring a Lot (involving new road) is not proposed.

### **R4.2 Not Applicable**

Development for Reconfiguring a Lot (involving new road) is not proposed.



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### Hazardous materials

### PO<sub>5</sub>

Public safety and the environment are not adversely affected by the detrimental impacts of bushfire of hazardous materials manufactured or stored in bulk.

Note— A Bushfire hazard management plan must be prepared by suitably qualified persons in seeking to demonstrate compliance with the Performance outcome.

### AO5

The processing or storage of dangerous goods or hazardous materials is not undertaken in a 'Bushfire hazard area' and a 'Potential impact buffer (100 metres)' identified on the **Bushfire hazard overlay maps (OM-003a-o)**.

### **R5 Will Comply**

The proposed development does not involve the processing or storage of dangerous goods or hazardous materials.

### Landscaping

### **PO6**

Landscaping within a 'Bushfire hazard area' and a 'Potential impact buffer (100 metres)' identified on the **Bushfire hazard overlay maps (OM-003a-o)** does not result in a material increase in the extent, duration or severity of bushfire hazard having regard to:

- (a) fire ecology;
- (b) slope of site; and
- (c) height and mix of plant species.

Note—Frost hollows and the associated grass kill facilitates a rapid curing of fuel and exacerbates bushfire hazard.

Note— A Bushfire hazard management plan must be prepared by suitably qualified persons in seeking to demonstrate compliance with the Performance outcome.

### A06

No acceptable outcome is provided.

# R6 Performance Solution (no Acceptable Outcome provided)

No landscaping is proposed that will result in a material increase in the extent, duration or severity of bushfire hazard.



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### Infrastructure

### PO7

Infrastructure services located in a 'Bushfire hazard area' and a 'Potential impact buffer (100 metres)' identified on the **Bushfire** hazard overlay maps (OM-003a-o) are protected from damage or destruction in the event of a bushfire.

Note— A Bushfire hazard management plan must be prepared by suitably qualified persons in seeking to demonstrate compliance with the Performance outcome.

### AO7

The following infrastructure services are located below ground:

- (a) water supply;
- (b) sewer;
- (c) electricity;
- (d) gas; and
- (e) telecommunications

### **R7. Performance Solution**

Infrastructure services will be designed in consideration of bushfire hazard risk.

The Applicant is willing to accept a condition of approval in this regard.

### Private driveways

### PO8

All premises located in a 'Bushfire hazard area' and a 'Potential impact buffer (100 metres)' identified on the **Bushfire hazard overlay maps (OM-003a-o)** are provided with vehicular access that enables safe evacuation for occupants and easy access by fire-fighting appliances.

Note— A Bushfire hazard management plan must be prepared by suitably qualified persons in seeking to demonstrate compliance with the Performance outcome.

### **80A**

Private driveways:

- do not exceed a length of 60 metres from the street frontage;
- (b) do not exceed a gradient of 12.5%;
- (c) have a minimum width of 3.5 metres:
- (d) have a minimum vertical clearance of 4.8 metres:
- (e) accommodate turning areas for firefighting appliances in accordance with the Queensland Fire and Emergency Services' Fire Hydrant and Vehicle Access Guidelines; and
- (f) serve no more than three dwellings or buildings.

### **R8. Performance Solution**

Adequate vehicular access will be provided to enable safe evacuation by occupants and easy access by fire-fighting appliance.

The Applicant is willing to accept a condition of approval in this regard.



# 8.2.6 Flood Hazard Overlay Code

# Table 8.2.6.3A – Flood hazard overlay code - For accepted development subject to requirements and assessable development

| Performance Outcome / Acceptable Outco   | ome  | Response  |  |
|--|--|---|--|
| For accepted development subject to requirements and assessable development                                      |  |   |  |
| All flood hazard areas   |  | RI Will Comply  |  |
| PO1 Development prevents the carriage or dispersal of contaminants or pollutants into the receiving environment. | AO1 The processing or storage of dangerous goods or hazardous materials is:  (a) not undertaken in a flood hazard area identified on the Flood hazard overlay maps (OM-006a-o); or  (b) is located above the defined flood level plus 0.3 metre freeboard. | The proposed development does not involve the processin or storage of dangerous goods or hazardous materials.   |  |
| PO2  | AO2  | P2 Not Applicable   |  |
| Essential community infrastructure is able to function effectively during and immediately after flood events.    | Design levels for buildings must comply with the flood immunity standards specified in <b>Table 8.2.6.3.B</b> and <b>Table 8.2.6.3.C</b> where within a flood hazard area identified on the <b>Flood hazard overlay maps (OM-006a-o)</b> .                 | The site is mapped as being within a Potential Flood Haza Area and not within a modelled flood hazard area (therefo the level of potential inundation on the site is not known). The siting of proposed buildings is understood to be base on the Applicant's knowledge of the site and its history wirespect to flooding.  |  |
|  |  | The Rural Industry ('office') is proposed to have a Finisher Floor Level (FFL) of 466.4 metres. The Worker Accommodation is proposed to have a FFL of 466.7. For context, the Walsh River water line has been surveyed 457.21m AHD (as at the date of survey / site plan preparation with the Leadingham Creek Bridge deck at 460m AHD. The Walsh River is located approximately 216 metres from the proposed Rural Worker's Accommodation. |  |
|  |  | The FFL of the development is therefore approximately 6 metres above the height of the bridge and greater than metres above the height of the water line.   |  |
|  |  | The Applicant is willing to accept a condition of approrequiring the preparation of a Flood Emerger   |  |



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| PO3 – PO9 Not Applicable | Development for community infrastructure is not proposed. |
|--------------------------|---|
|                          | flooding.   |
|                          | Management Plan (FEMP) to mitigate risk associated with   |





### Significant flood hazard area, Low flood hazard area or Potential flood hazard area

### PO10

Development, where involving a Material change of use or Building work, is located and designed to:

- (a) maintain hydrological function of the premises;
- not increase the number of people calculated to be at risk from flooding;
- (c) minimises the flood impact on adjoining premises;
- ensure the safety of all persons by ensuring that a proportion of buildings are set above the defined flood level;
- (e) reduce the carriage of debris in flood waters;
- (f) reduce property damage; and
- (g) provide flood immune access to buildings.

Note—Where the development is located in a 'Potential flood hazard area' identified on the Flood hazard overlay maps (OM006a-o) and there is no defined flood level a hydraulic (flood hazard assessment) report prepared by a RPEQ is required in substantiation of an alternative outcome is required or the defined flood level from the adjacent representative hazard zone is used.

### AO10.1

Buildings, including extensions to existing buildings are:

- (a) elevated above the defined flood level; and
- (b) the defined flood event does not exceed a depth of 600mm; and
- (c) elevated above the defined flood level plus 0.3 metres freeboard where for habitable rooms within a dwelling.

### OR

### AO10.2

Buildings used for Commercial activities or Industrial activities include a minimum floor level of 0.3 metres above the defined flood where for the following components of the use:

- (a) administrative areas; or
- (b) services, plant and equipment associated with the building.

Note—AO10.2 accepts that the cost of flood impact is an operational cost of the Commercial activity or Industrial activity.

Note—Building work must be certified by a qualified structural engineer to be flood proof including the ability to withstand damage from floodwater and debris.

### AO10.3

All building work below the defined flood level must be high set (comprising pier and beam construction) and retains the flood storage and conveyance capacity of the premises.

Note—Building work must be certified by a qualified structural engineer to be flood proof including the ability to withstand damage from floodwater and debris.

### **R10.1 Performance Solution**

The site is mapped as being within a Potential Flood Hazard Area and not within a modelled flood hazard area (therefore, the level of potential inundation on the site is not known).

The siting of proposed buildings is understood to be based on the Applicant's knowledge of the site and its history with respect to flooding.

The office is proposed to have a Finished Floor Level (FFL) of 466.4 metres. The Worker's Accommodation is proposed to have a FFL of 466.7. For context, the Walsh River water line has been surveyed at 457.21m AHD (as at the date of survey / site plan preparation), with the Leadingham Creek Bridge deck at 460m AHD. The Walsh River is located approximately 216 metres from the proposed Worker's Accommodation.

The FFL of the development is therefore approximately 6.4 metres above the height of the bridge and greater than 9 metres above the height of the water line.

The Applicant is willing to accept a condition of approval requiring the preparation of a Flood Emergency Management Plan (FEMP) to mitigate risk associated with flooding.

### R10.2 Not Applicable

Refer response to AO10.1 above.

# R10.3 Performance Solution (Acceptable Outcome Not Applicable)

The site is mapped as being within a Potential Flood Hazard Area and not within a modelled flood hazard area (therefore, the level of potential inundation on the site is not known).

Due to the scale of the development, the proposed development is not expected to detrimentally impact upon the flood storage and conveyance capacity of the premises. Refer response to AO10.1 above.



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### PO11

Development involving earthworks in a Flood hazard area below the defined flood level must protect life and property on premises and off premises through maintaining:

- (a) flood storage capacity of land;
- (b) flood conveyance function of land:
- flood and drainage channels;
- (d) overland flow paths; and
  - flood warning times.

### A011

Development does not involve in excess of 50m³ of fill above ground level per 1,000m² of site area.

### R11 Complies

Development does not involve in excess of 50m³ fill above ground level.

### For assessable development

### PO12

Flood risk management minimises the impact on property and appropriately protects the health and safety of persons at risk of Extreme, high or significant flood hazard, and:

- indicates the position and path of all safe evacuation routes off the site; and
- (b) if the site contains or is within 100 metres of a flood hazard area, hazard warning signage and depth indicators are provided at key hazard points, such as at floodway crossings.

Note—A Material change of use or Reconfiguring a lot that involves new gross floor area or increases the number of persons living, working or residing in the 'Extreme flood hazard area' identified on the Flood hazard overlay map (OM006a-o) is supported by a Flood Emergency Evacuation Plan prepared by suitably qualified persons having regard to Floodplain Management in Australia: Best Practice Principles and Guidelines (2000), prepared by Standing Committee on Agriculture and Resource Management (SCARM), CSIRO.

### AO12

No acceptable outcome is provided.

### **R12 Not Applicable**

Development is not proposed on land mapped as having extreme, high or significant flood hazard.

The Applicant is prepared to accept a condition of approval requiring the preparation of a Flood Emergency Management Plan (FEMP) to mitigate risk associated with flooding.



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| Significant flood hazard area, Low flood hazard area or Potential flood hazard area  |                                    |  |  |
|--|------------------------------------|--|--|
| PO13 AO13  |                                    | R13 Not Applicable                                   |  |
| Development, where involving   | No acceptable outcome is provided. | Development for Reconfiguring a Lot is not proposed. |  |
| Reconfiguring a lot, is located and designed   |                                    |  |  |
| to:  |                                    |  |  |
| <ul> <li>(a) maintain hydrological function of the premises;</li> </ul>  |                                    |  |  |
| <ul> <li>(b) not increase the number of people<br/>calculated to be at risk from flooding;</li> </ul>  |                                    |  |  |
| (c) minimises the flood impact on adjoining premises;  |                                    |  |  |
| <ul> <li>ensure the safety of all persons by<br/>ensuring that a proportion of buildings<br/>are set above the defined flood level;</li> </ul>   |                                    |  |  |
| (e) reduce the carriage of debris in flood waters;   |                                    |  |  |
| reduce property damage; and     provide flood immune access to buildings.  |                                    |  |  |
| Note—Where the development is located in a 'Potentia flood hazard area' identified on the <b>Flood hazard overlay maps (OM006a-o)</b> and there is no defined flood level a hydraulic (flood hazard assessment) report prepared by a RPEQ is required in substantiation of an alternative outcome is required or the defined flood level from the adjacent representative hazard |                                    |  |  |

# **SCHEDULE 5** DA FORM 1

# 1

# DA Form 1 – Development application details

Approved form (version 1.3 effective 28 September 2020) 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 only 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) | DBC RSA Holdings Pty Ltd |
| Contact name (only applicable for companies)        | Dominic Hammersley       |
| Postal address (P.O. Box or street address)         | PO Box 8028              |
| Suburb  | Cairns                   |
| State   | QLD                      |
| Postcode  | 4870                     |
| Country   | Australia                |
| Contact number                                      | 0487 967 533             |
| Email address (non-mandatory)                       | dominic@wildplan.com.au  |
| Mobile number (non-mandatory)                       | As Above                 |
| Fax number (non-mandatory)                          |                          |
| Applicant's reference number(s) (if applicable)     | WP21 002 DN              |

| 2) Owner's consent   |
|--|
| 2.1) Is written consent of the owner required for this development application?  |
| <ul><li>☐ Yes – the written consent of the owner(s) is attached to this development application</li><li>☑ No – proceed to 3)</li></ul> |



# PART 2 - LOCATION DETAILS

| 3) Location of the premises (complete 3.1) or 3.2), and 3.3) as applicable)  Note: Provide details below and attach a site plan for any or all premises part of the development application. For further information, see <u>DA Forms Guide: Relevant plans.</u> |  |                           |                               |   |                |                                 |   |
|--|--|---------------------------|-------------------------------|---|----------------|---------------------------------|---|
| 3.1) S   | treet addres   | s and lo                  | t on plan                     |   |                |                                 |   |
| ⊠ Str  | eet address  | AND lo                    | t on plan                     | (all lots must be liste                 | ed), <b>or</b> |                                 |   |
| Str  | eet address<br>ter but adjoining                       | <b>AND</b> log or adjac   | t on plan t<br>ent to land e  | for an adjoining e.g. jetty, pontoon. A | or adjace      | ent property of the be listed). | e premises (appropriate for development in          |
|  | Unit No.   | Street                    | reet No. Street Name and Type |   |                |                                 | Suburb  |
| 2)   | 130 Leadingham Creek Road                              |                           |                               |   | Dimbulah       |                                 |   |
| a)   | a) Postcode Lot No. Plan Type and Number (e.g. RP, SP) |                           |                               | Local Government Area(s)                |                |                                 |   |
|  |  | 50                        | H                             | G806701                                 |                |                                 | Mareeba Shire                                       |
|  | Unit No.   | Street                    | No. St                        | treet Name and                          | Туре           |                                 | Suburb  |
| L١   |  |                           |                               |   |                |                                 |   |
| b)   | Postcode   | Lot No                    | o. Pi                         | lan Type and Nu                         | ımber (e.      | g. RP, SP)                      | Local Government Area(s)                            |
|  |  |                           |                               |   |                |                                 |   |
| Note: F  | g. channel dred<br>Place each set d                    | dging in M<br>of coordina | Moreton Bay)<br>ates in a sep |   |                | te areas, over part o           | a lot or in water not adjoining or adjacent to land |
|  | ude(s)   | promov                    | Latitude(                     |   | Datum          |                                 | Local Government Area(s) (if applicable)            |
| Longit   |  |                           | Latitudo                      | 3)                                      |                | <br>S84                         | Ecodi Government / trea(g) (ii applicable)          |
|  |  |                           |                               |   | GD             |                                 |   |
|  |  |                           |                               |   | Oth            |                                 |   |
| ☐ Co   | ordinates of   | premise                   | es by east                    | ting and northing                       | 9              |                                 |   |
| Eastin   | ıg(s)  | North                     | ing(s)                        | Zone Ref. Da                            |                |                                 | Local Government Area(s) (if applicable)            |
|  |  |                           |                               | □ 54                                    | ☐ WGS84        |                                 |   |
|  |  |                           |                               | □ 55 □ GDA94                            |                |                                 |   |
|  |  |                           |                               | □ 56                                    | Oth            | er:                             |   |
| 3.3) A   | dditional pre  | mises                     |                               |   |                |                                 |   |
|  |  |                           |                               |   |                | lication and the                | details of these premises have been                 |
|  | acned in a so<br>t required                            | chedule                   | to this de                    | evelopment appli                        | ication        |                                 |   |
|  | t required   |                           |                               |   |                |                                 |   |
| 4) Ide   | ntify any of t   | he follov                 | wing that a                   | apply to the pren                       | nises and      | d provide anv re                | evant details                                       |
|  |  |                           |                               | r watercourse or                        |                |                                 |   |
| . —  | of water boo   |                           | •                             |   |                | oro an aquiio                   |   |
|  |  |                           |                               | •                                       | structure      | Act 1994                        |   |
| On strategic port land under the <i>Transport Infrastructure Act 1994</i> Lot on plan description of strategic port land:  |  |                           |                               |   |                |                                 |   |
| Name of port authority for the lot:  |  |                           |                               |   |                |                                 |   |
|  | a tidal area   | Officy TOT                | 110 101.                      |   |                |                                 |   |
| . —  |  | ernmen                    | t for the ti                  | dal area (if applica                    | ahle):         |                                 |   |
|  | _  |                           |                               | a (if applicable):                      | <i>abic)</i> . |                                 |   |
|  |  |                           |                               | t Assets (Restru                        | cturing a      | nd Disnosal) Ac                 | 2008  |
|  | of airport:  | under t                   | ile Allport                   | i Assets (Nestru                        | Ciuring a      | na Disposarij Ac                | 2000  |

| Listed on the Environmental Management Register (EMR) under the Environmental Protection Act 1994  |   |  |  |  |  |
|--|---|--|--|--|--|
| EMR site identification:   |   |  |  |  |  |
| Listed on the Contaminated Land Register (CLR) unde  | r 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> . |   |  |  |  |  |
| <ul> <li>Yes – All easement locations, types and dimensions are included in plans submitted with this development application</li> <li>No</li> </ul>   |   |  |  |  |  |
| ···  |   |  |  |  |  |

# PART 3 – DEVELOPMENT DETAILS

# Section 1 – Aspects of development

| 6.1) Provide details about the  | first development aspect                 |  |  |  |  |
|---|--|--|--|--|--|
| a) What is the type of develop  | oment? (tick only one box)               |  |  |  |  |
| Material change of use  | Reconfiguring a lot                      | Operational work                                 | ☐ Building work                          |  |  |
| b) What is the approval type?   | (tick only one box)                      |  |  |  |  |
| □ Development permit  | ☐ Preliminary approval                   | ☐ Preliminary approval that                      | includes a variation approval            |  |  |
| c) What is the level of assess  | ment?                                    |  |  |  |  |
|   | Impact assessment (require               | es public notification)                          |  |  |  |
| d) Provide a brief description lots):   | of the proposal (e.g. 6 unit aparti      | ment building defined as multi-unit dw           | velling, reconfiguration of 1 lot into 3 |  |  |
| Material Change of Use (Rura  | al Workers' Accommodation)               |  |  |  |  |
| e) Relevant plans  Note: Relevant plans are required to Relevant plans.   | o be submitted for all aspects of this o | development application. For further in          | nformation, see <u>DA Forms guide:</u>   |  |  |
| Relevant plans of the prop  | oosed development are attach             | ed to the development applica                    | ation                                    |  |  |
| 6.2) Provide details about the  | second development aspect                |  |  |  |  |
| a) What is the type of develop  | oment? (tick only one box)               |  |  |  |  |
| Material change of use  | Reconfiguring a lot                      | Operational work                                 | Building work                            |  |  |
| b) What is the approval type?   | (tick only one box)                      |  |  |  |  |
| □ Development permit  | ☐ Preliminary approval                   | ☐ Preliminary approval that                      | includes a variation approval            |  |  |
| c) What is the level of assess  | ment?                                    |  |  |  |  |
|   | Impact assessment (require               | es public notification)                          |  |  |  |
| d) Provide a brief description lots):   | of the proposal (e.g. 6 unit aparti      | ment building defined as multi-unit dw           | relling, reconfiguration of 1 lot into 3 |  |  |
| Material Change of Use (Rura  | al Industry)                             |  |  |  |  |
| e) Relevant plans  Note: Relevant plans are required to be submitted for all aspects of this development application. For further information, see <u>DA Forms Guide:</u> Relevant plans. |  |  |  |  |  |
| Relevant plans of the prop  | oosed development are attach             | ed to the development applica                    | ation                                    |  |  |
| 6.3) Additional aspects of dev  | velopment                                |  |  |  |  |
|   |  | levelopment application and the transfer to this |  |  |  |

| Section 2 – Further develop  | ment de    | etails                  |   |  |             |                                 |   |  |
|--|------------|-------------------------|---|--|-------------|---------------------------------|---|--|
| 7) Does the proposed developm  | nent appli | ication invol           | ve any of the follow                                    | ving?                                  |             |                                 |   |  |
| Material change of use   | ⊠ Yes -    | - complete o            | division 1 if assessa                                   | able agains                            | t a local   | planning instru                 | ument                                       |  |
| Reconfiguring a lot  | ☐ Yes -    | - complete o            | division 2  |  |             |                                 |   |  |
| Operational work   | ☐ Yes -    | s – complete division 3 |   |  |             |                                 |   |  |
| Building work  | Yes -      | - complete I            | DA Form 2 – Buildii                                     | ng work det                            | ails        |                                 |   |  |
| Division 1 – Material change of  | fuso       |                         |   |  |             |                                 |   |  |
| <b>Note</b> : This division is only required to be a                               |            | f any part of the       | e development application                               | on involves a i                        | material cl | nange of use asse               | ssable against                              |  |
| local planning instrument.   | orial abo  | ngo of ugo              |   |  |             | _                               | -   |  |
| 8.1) Describe the proposed mat<br>Provide a general description of<br>proposed use |            | Provide th              | e planning scheme<br>h definition in a new row          |  |             | er of dwelling<br>f applicable) | Gross floor<br>area (m²)<br>(if applicable) |  |
| Rural workers' accommodation   |            | Rural Wor               | kers' Accommodati                                       | ion                                    | 1           |                                 | 213m <sup>2</sup> (approx.)                 |  |
| Office ancillary to rural activities   |            | Rural Indu              | ustry   |  | N/A         |                                 | 100m <sup>2</sup> (approx.)                 |  |
|  |            |                         |   |  |             |                                 |   |  |
| 8.2) Does the proposed use invo  | olve the u | use of existi           | ng buildings on the                                     | premises?                              |             |                                 |   |  |
| Yes  |            |                         |   |  |             |                                 |   |  |
| ⊠ No   |            |                         |   |  |             |                                 |   |  |
| Division 2. Describeration of le   |            |                         |   |  |             |                                 |   |  |
| Division 2 – Reconfiguring a lo<br>Note: This division is only required to be of   |            | f any part of the       | e development applicatio                                | on involves red                        | configuring | a a lot.                        |   |  |
| 9.1) What is the total number of   |            |                         |   |  | ormgam,     | , a                             |   |  |
|  |            |                         |   |  |             |                                 |   |  |
| 9.2) What is the nature of the lo  | t reconfig | guration? (tic          | k all applicable boxes)                                 |  |             |                                 |   |  |
| Subdivision (complete 10))   |            |                         | Dividing land in  | nto parts by                           | agreen      | nent (complete 1                | 1))   |  |
| ☐ Boundary realignment (compl  | ete 12))   |                         | Creating or changing an easement giving access to a lot |  |             |                                 |   |  |
|  |            |                         | from a constru  | from a constructed road (complete 13)) |             |                                 |   |  |
| 10) Subdivision  |            |                         |   |  |             |                                 |   |  |
| 10.1) For this development, how  | v many lo  | nts are heind           | r created and what                                      | is the inten                           | ded use     | of those lots:                  |   |  |
| Intended use of lots created   | Reside     |                         | Commercial  | Industrial                             | aoa aoo     | Other, please                   | specify:                                    |  |
| interface ase of lots oreated  | reside     | indi                    | Commercial  | nercial industrial                     |             | Otrior, picase                  | opcony.                                     |  |
| Number of lots created   |            |                         |   |  |             |                                 |   |  |
| 10.2) Will the subdivision be sta  | ged?       |                         |   |  |             |                                 |   |  |
| ☐ Yes – provide additional deta☐ No  | ails belov | V                       |   |  |             |                                 |   |  |
| How many stages will the works   | include?   | ?                       |   |  |             |                                 |   |  |
| What stage(s) will this developn apply to?   |            |                         |   |  |             |                                 |   |  |

| 11) Dividing land int                            | o parts b   | y agr   | eement – how             | v many        | y parts            | s are being o   | created and wha       | it is the  | intended use of the                        |
|--|-------------|---------|--------------------------|---------------|--------------------|-----------------|-----------------------|------------|--|
| Intended use of par                              | ts create   | d       | Residential              |               | Com                | mercial         | Industrial            | Ot         | ther, please specify:                      |
|  |             |         |                          |               |                    |                 |                       |            |  |
| Number of parts cre                              | eated       |         |                          |               |                    |                 |                       |            |  |
| 12) Boundary realig                              | ınment      |         |                          |               |                    |                 |                       |            |  |
| 12.1) What are the                               |             | nd pr   | oposed areas             | for ea        | ach lo             | t comprising    | the premises?         |            |  |
| ,  | Curre       |         |                          |               |                    | Proposed lot    |                       |            |  |
| Lot on plan descript                             | tion        | Area    | a (m²)                   |               |                    | Lot on plan     | description           | Area       | a (m²)                                     |
|  |             |         |                          |               |                    |                 |                       |            |  |
| 12.2) What is the re                             | eason for   | the h   | oundary reali            | anmer         | nt?                |                 |                       |            |  |
| TEIE) What is the re                             | 40011101    | 110 5   | ourrain, roun            | grimor        |                    |                 |                       |            |  |
|  |             |         |                          |               |                    |                 |                       |            |  |
| 13) What are the di<br>(attach schedule if there |             |         |                          | existi        | ng ea              | sements bei     | ng changed and        | d/or any   | / proposed easement?                       |
| Existing or proposed?                            | Width (r    | m)      | Length (m)               |               | ose o<br>strian ad | f the easeme    | ent? (e.g.            |            | ify the land/lot(s) fitted by the easement |
|  |             |         |                          |               |                    |                 |                       |            |  |
|  |             |         |                          |               |                    |                 |                       |            |  |
| Division 3 – Operat                              | ional wo    | rlz     |                          |               |                    |                 |                       |            |  |
| Note: This division is only                      |             |         | mpleted if any pai       | rt of the     | develo             | pment applicati | on involves operation | onal work  | ς.   |
| 14.1) What is the na                             | ature of th | ne op   | erational work           | <b>&lt;</b> ? |                    |                 |                       |            |  |
| Road work  |             |         |                          | -             | nwate              |                 | ☐ Water in            |            |  |
| ☐ Drainage work☐ Landscaping                     |             |         | ∐ Earthwork<br>□ Signage |               |                    | s               |                       |            |  |
| Other – please s                                 | specify:    |         |                          | Joigin        | aye                |                 |                       | y veget    | auon                                       |
| 14.2) Is the operation                           |             | nece    | essary to facili         | itate th      | ne cre             | ation of new    | lots? (e.g. subdiv    | ision)     |  |
| Yes – specify nu                                 |             |         | •                        |               |                    |                 | , <u> </u>            |            |  |
| □ No   |             |         | <u>'</u>                 |               |                    |                 |                       |            |  |
| 14.3) What is the m                              | onetary v   | /alue   | of the propos            | ed op         | eratio             | nal work? (in   | clude GST, materia    | ls and lal | bour)                                      |
| \$   |             |         |                          |               |                    |                 |                       |            |  |
|  |             | - K 1 T |                          | -D -          | <b>\</b>           | A II. C         |                       |            |  |
| PART 4 – ASSI                                    | ESSIVII     | ⊏IN I   | I WANAG                  | EKL           | JE 1.              | AILS            |                       |            |  |
| 15) Identify the asse                            | essment     | mana    | ager(s) who w            | ill be a      | assess             | sing this dev   | elopment applic       | ation      |  |
| Mareeba Shire Cou                                | ncil        |         |                          |               |                    |                 |                       |            |  |
| 16) Has the local go                             | overnmer    | nt agr  | eed to apply a           | a supe        | ersede             | ed planning s   | cheme for this        | develop    | ment application?                          |
| Yes – a copy of                                  |             |         |                          |               |                    | •               |                       |            |  |
| The local govern                                 | nment is t  | aken    | to have agree            | ed to t       | ne su              | perseded pla    | anning scheme         | request    | t – relevant documents                     |
| ⊠ No   |             |         |                          |               |                    |                 |                       |            |  |

# PART 5 - REFERRAL DETAILS

| 17) Does this development application include any aspects that have 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 Act 2016:  |
| ☐ Clearing native vegetation   |
| Contaminated land (unexploded ordnance)  |
| Environmentally relevant activities (ERA) (only if the ERA has not been devolved to a local government)  |
| Fisheries – aquaculture  |
| Fisheries – declared fish habitat area   |
| Fisheries – marine plants  |
| Fisheries – waterway barrier works   |
| ☐ Hazardous chemical facilities  |
| ☐ Heritage places – Queensland heritage place (on or near a Queensland heritage place)   |
| ☐ Infrastructure-related referrals – designated premises   |
| ☐ Infrastructure-related referrals – state transport infrastructure  |
| ☐ Infrastructure-related referrals – State transport corridor and future State transport corridor  |
| ☐ Infrastructure-related referrals – State-controlled transport tunnels and future state-controlled transport tunnels  |
| ☐ Infrastructure-related referrals – near a state-controlled road intersection   |
| ☐ Koala habitat in SEQ region – interfering with koala habitat in koala habitat areas outside koala priority areas   |
| ☐ Koala habitat in SEQ region – key resource areas   |
| Ports – Brisbane core port land – near a State transport corridor or future State transport corridor   |
| Ports – Brisbane core port land – environmentally relevant activity (ERA)  |
| Ports – Brisbane core port land – tidal works or work in a coastal management district   |
| Ports – Brisbane core port land – hazardous chemical facility  |
| Ports – Brisbane core port land – taking or interfering with water   |
| Ports – Brisbane core port land – referable dams   |
| Ports – Brisbane core port land – fisheries  |
| Ports – Land within Port of Brisbane's port limits (below high-water mark)   |
| SEQ development area   |
| <ul> <li>SEQ regional landscape and rural production area or SEQ rural living area – tourist activity or sport and<br/>recreation activity</li> </ul>  |
| 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 – urban activity   |
| 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 –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 has been devolved to local government)  |

| ☐ Heritage places – Local heritage places   |                                       |                           |  |  |  |
|---|---------------------------------------|---------------------------|--|--|--|
| Matters requiring referral to the Chief Executive of the distribution entity or transmission entity:  |                                       |                           |  |  |  |
| ☐ Infrastructure-related referrals — Electricity infrastructure   |                                       |                           |  |  |  |
| Matters requiring referral to:  |                                       |                           |  |  |  |
| The Chief Executive of the holder of the licence, if  |                                       |                           |  |  |  |
| • The <b>holder of the licence</b> , if the holder of the licence   |                                       |                           |  |  |  |
| Infrastructure-related referrals – Oil and gas infrastruct  | ure                                   |                           |  |  |  |
| Matters requiring referral to the <b>Brisbane City Council</b> :  Ports – Brisbane core port land   |                                       |                           |  |  |  |
| Matters requiring referral to the Minister responsible for  | administering the <i>Transport Ir</i> | nfrastructure Act 1994:   |  |  |  |
| Ports – Brisbane core port land (where inconsistent with the  |                                       |                           |  |  |  |
| ☐ Ports – Strategic port land   |                                       |                           |  |  |  |
| Matters requiring referral to the relevant port operator, if  | applicant is not port operator:       |                           |  |  |  |
| Ports – Land within Port of Brisbane's port limits (below   | high-water mark)                      |                           |  |  |  |
| Matters requiring referral to the Chief Executive of the re   | -                                     |                           |  |  |  |
| Ports – Land within limits of another port (below high-water  | r mark)                               |                           |  |  |  |
| Matters requiring referral to the <b>Gold Coast Waterways</b> A Tidal works or work in a coastal management district (iii   | _                                     |                           |  |  |  |
| Matters requiring referral to the <b>Queensland Fire and Em</b> Tidal works or work in a coastal management district (ii)   |                                       | berths))                  |  |  |  |
|   |                                       | ,,                        |  |  |  |
| 18) Has any referral agency provided a referral response f  | or this development application?      |                           |  |  |  |
| ☐ Yes – referral response(s) received and listed below ar ☐ No  | e attached to this development a      | application               |  |  |  |
| Referral requirement  | Referral agency                       | Date of referral response |  |  |  |
|   |                                       |                           |  |  |  |
|   |                                       |                           |  |  |  |
| Identify and describe any changes made to the proposed of referral response and this development application, or inclinify (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   |                                       | application               |  |  |  |
| I do not agree to accept an information request for this  |                                       |                           |  |  |  |
| Note: By not agreeing to accept an information request I, the applicant, a  that this development application will be assessed and decided ba   |                                       | aking 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 |                                       |                           |  |  |  |

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 <u>DA Forms Guide</u>.

parties

# PART 7 – FURTHER DETAILS

| 20) Are there any associated  |   |                        |                   |                                 |  |  |
|---|---|------------------------|-------------------|---------------------------------|--|--|
| <ul><li>☐ Yes – provide details below or include details in a schedule to this development application</li><li>☒ No</li></ul> |   |                        |                   |                                 |  |  |
| List of approval/development application references   | Reference number  | Date                   |                   | Assessment manager              |  |  |
| Approval Development application  |   |                        |                   |                                 |  |  |
| Approval Development application  |   |                        |                   |                                 |  |  |
|   |   |                        |                   |                                 |  |  |
| 21) Has the portable long service operational work)   | vice leave levy been paid? (or  | nly applicable to devi | elopment applicat | ions involving building work or |  |  |
| Yes – a copy of the receip  | ted QLeave form is attached   | to this developm       | ent application   | ١                               |  |  |
| assessment manager deci   | ovide evidence that the portal<br>des the development applicatival only if I provide evidence | tion. I acknowled      | ge that the as    | sessment manager may            |  |  |
| Not applicable (e.g. building   |   | •                      | _                 | •                               |  |  |
| Amount paid   | Date paid (dd/mm/yy)  | QL                     | eave levy nun     | nber (A, B or E)                |  |  |
| \$  |   |                        |                   |                                 |  |  |
|   |   | •                      |                   |                                 |  |  |
| 22) Is this development applic notice?  | cation in response to a show o  | cause notice or r      | equired as a re   | esult of an enforcement         |  |  |
| ☐ Yes – show cause or enfor ☐ No  | cement notice is attached   |                        |                   |                                 |  |  |
| 23) Further legislative require   | ments   |                        |                   |                                 |  |  |
| Environmentally relevant activities   |   |                        |                   |                                 |  |  |
| 23.1) Is this development app Environmentally Relevant A  |   |                        |                   |                                 |  |  |
| accompanies this developr   | nent (form ESR/2015/1791) forment application, and details                                    |                        |                   |                                 |  |  |
| Note: Application for an environment  | al authoritv can be found by searchir   | na "ESR/2015/1791"     | as a search term  | at www.gld.gov.au. An ERA       |  |  |
| requires an environmental authority to  | o operate. See <u>www.business.qld.gc</u>   | v.au for further infor | mation.           |                                 |  |  |
| Proposed ERA number:  |   | Proposed ERA           | threshold:        |                                 |  |  |
| Proposed ERA name:  |   |                        |                   |                                 |  |  |
| Multiple ERAs are applicate this development application  | ole to this development applic<br>on.   | ation and the de       | tails have bee    | n attached in a schedule to     |  |  |
| Hazardous chemical facilitie  | <u>es</u>   |                        |                   |                                 |  |  |
| 23.2) Is this development app   | lication for a hazardous che  | mical facility?        |                   |                                 |  |  |
| Yes – Form 69: Notification   | n of a facility exceeding 10%   | of schedule 15 to      | hreshold is atta  | ached to this development       |  |  |
| ⊠ No  | _ ``  |                        |                   |                                 |  |  |
| Note: See www.business.qld.gov.au for further information about hazardous chemical notifications.                             |   |                        |                   |                                 |  |  |

| Clearing native vegetation  |
|---|
| 23.3) Does this development application involve <b>clearing native vegetation</b> 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 <i>Vegetation Management Act 1999</i> (s22A determination)   |
| 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 <a href="https://www.qld.gov.au/environment/land/vegetation/applying">https://www.qld.gov.au/environment/land/vegetation/applying</a> 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 <b>prescribed environmental matter</b> under the <i>Environmental Offsets Act 2014</i> ?   |
| <ul> <li>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</li> <li>No</li> </ul>   |
| Note: The environmental offset section of the Queensland Government's website can be accessed at <a href="https://www.qld.gov.au">www.qld.gov.au</a> for further information on environmental offsets.  |
| Koala habitat in SEQ Region   |
| 23.5) Does this development application involve a material change of use, reconfiguring a lot or operational work which is assessable development under Schedule 10, Part 10 of the Planning Regulation 2017?   |
| <ul> <li>☐ Yes – the development application involves premises in the koala habitat area in the koala priority area</li> <li>☐ Yes – the development application involves premises in the koala habitat area outside the koala priority area</li> <li>☐ No</li> </ul>   |
| <b>Note</b> : If a koala habitat area determination has been obtained for this premises and is current over the land, it should be provided as part of this development application. See koala habitat area guidance materials at <a href="https://www.des.qld.gov.au">www.des.qld.gov.au</a> 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> may be required prior to commencing development  |
| No  Note: Contact the Department of Natural Resources, Mines and Energy at <a href="https://www.dnrme.qld.gov.au">www.dnrme.qld.gov.au</a> for further information.   |
| DA templates are available from <a href="https://planning.dsdmip.qld.gov.au/">https://planning.dsdmip.qld.gov.au/</a> . If the development application involves:  |
| <ul> <li>Taking or interfering with underground water through an artesian or subartesian bore: complete DA Form 1 Template 1</li> <li>Taking or interfering with water in a watercourse, lake or spring: complete DA Form1 Template 2</li> </ul>  |
| 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 <a href="https://planning.dsdmip.qld.gov.au/">https://planning.dsdmip.qld.gov.au/</a> . 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 <a href="https://www.daf.qld.gov.au">www.daf.qld.gov.au</a> for further information.  |

| Quarry materials from a watercourse or lake  |   |  |  |  |  |  |
|--|---|--|--|--|--|--|
| 23.9) Does this development application involve the <b>rem</b> under the <i>Water Act 2000?</i>  | oval of quarry materials from                     | a watercourse or lake                  |  |  |  |  |
| <ul><li>☐ Yes – I acknowledge that a quarry material allocation</li><li>☒ No</li></ul>   | notice must be obtained prior t                   | o commencing development               |  |  |  |  |
| <b>Note</b> : Contact the Department of Natural Resources, Mines and Energinformation.   | y at <u>www.dnrme.qld.gov.au</u> and <u>www.l</u> | <u>business.qld.gov.au</u> for further |  |  |  |  |
| Quarry materials from land under tidal waters  |   |  |  |  |  |  |
| 23.10) Does this development application involve the <b>res</b> under the <i>Coastal Protection and Management Act 1995</i>                          |   | m land under tidal water               |  |  |  |  |
| <ul><li>☐ Yes – I acknowledge that a quarry material allocation</li><li>☒ No</li></ul>   | notice must be obtained prior t                   | o commencing development               |  |  |  |  |
| Note: Contact the Department of Environment and Science at www.de  | s.qld.gov.au for further information.             |  |  |  |  |  |
| Referable dams   |   |  |  |  |  |  |
| 23.11) Does this development application involve a <b>refer</b> section 343 of the <i>Water Supply (Safety and Reliability)</i> .                    |   |  |  |  |  |  |
| Yes – the 'Notice Accepting a Failure Impact Assessr Supply Act is attached to this development application  |   | dministering the Water                 |  |  |  |  |
| No Note: See guidance materials at <a href="https://www.dnrme.gld.gov.au">www.dnrme.gld.gov.au</a> for further info                                  | ormation.   |  |  |  |  |  |
| Tidal work or development within a coastal managen   | nent district                                     |  |  |  |  |  |
| 23.12) Does this development application involve tidal w   | ork or development in a coas                      | stal management district?              |  |  |  |  |
| Yes – the following is included with this development  | • •   |  |  |  |  |  |
| <ul> <li>Evidence the proposal meets the code for asse<br/>if application involves prescribed tidal work)</li> </ul>                                 | ssable development that is pre                    | scribed tidal work (only required      |  |  |  |  |
| ☐ A certificate of title   |   |  |  |  |  |  |
| No   |   |  |  |  |  |  |
| Note: See guidance materials at <a href="https://www.des.qld.gov.au">www.des.qld.gov.au</a> for further inform  Queensland and local heritage places | ation.  |  |  |  |  |  |
|  |   | antanadia tha Ossanaland               |  |  |  |  |
| 23.13) Does this development application propose devel<br>heritage register or on a place entered in a local govern                                  |   |  |  |  |  |  |
| <ul><li>☐ Yes – details of the heritage place are provided in the</li><li>☒ No</li></ul>   |   |  |  |  |  |  |
| Note: See guidance materials at www.des.qld.gov.au for information re  |   | Queensland heritage places.            |  |  |  |  |
| Name of the heritage place:  | Place ID:   |  |  |  |  |  |
| <u>Brothels</u>  |   |  |  |  |  |  |
| 23.14) Does this development application involve a mater   | erial change of use for a broth                   | hel?                                   |  |  |  |  |
| Yes – this development application demonstrates how the proposal meets the code for a development  |   |  |  |  |  |  |
| application for a brothel under Schedule 3 of the <i>Prostitution Regulation 2014</i> ⊠ No   |   |  |  |  |  |  |
| Decision under section 62 of the <i>Transport Infrastruc</i>   | cture Act 1994                                    |  |  |  |  |  |
| 23.15) Does this development application involve new or  |   | ntrolled road?                         |  |  |  |  |
| Yes – this application will be taken to be an application <i>Infrastructure Act 1994</i> (subject to the conditions in se                            | on for a decision under section 6                 | 62 of the <i>Transport</i>             |  |  |  |  |
| satisfied)<br>⊠ No   |   | ŭ                                      |  |  |  |  |

| Walkable neighbourhoods assessment benchmarks under Schedule 12A of the Planning Regulation   |
|---|
| 23.16) Does this development application involve reconfiguring a lot into 2 or more lots in certain residential zones (except rural residential zones), where at least one road is created or extended? |
| ☐ Yes – Schedule 12A is applicable to the development application and the assessment benchmarks contained in schedule 12A have been considered  |
| No No   |
| <b>Note</b> : See guidance materials at <a href="www.planning.dsdmip.qld.gov.au">www.planning.dsdmip.qld.gov.au</a> for further information.  |

# 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  Note: See the Planning Regulation 2017 for referral requirements  | ⊠ Yes  |
| If building work is associated with the proposed development, Parts 4 to 6 of <u>DA Form 2 – Building work details</u> have been completed and attached to this development application  | <ul><li>☐ Yes</li><li>☒ Not applicable</li></ul> |
| Supporting information addressing any applicable assessment benchmarks is with the development application   | 57   |
| <b>Note</b> : 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 <a href="DA">DA</a> <a href="DA">Forms Guide: Planning Report Template</a> . | ⊠ 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  |
| development permit is issued (see 27)  | Not applicable     ■                             |
| OF) Applicant declaration  |  |
| 25) Applicant declaration  | Constitution Constitution and I                  |
| By making this development application, I declare that all information in this development correct   | t application is true and                        |
| $oxed{oxed}$ Where an email address is provided in Part 1 of this form, I consent to receive future elec   |  |
| from the assessment manager and any referral agency for the development application was required or permitted pursuant to accretions 11 and 12 of the Floatrania Transactions 16   |  |
| is required or permitted pursuant to sections 11 and 12 of the <i>Electronic Transactions Ac</i> Note: It is unlawful to intentionally provide false or misleading information.  | 1 200 1  |
| <b>Privacy</b> – Personal information collected in this form will be used by the assessment manag  | ger and/or chosen                                |
| assessment manager, any relevant referral agency and/or building certifier (including any pro-   |  |
| which may be engaged by those entities) while processing, assessing and deciding the development application may be available for inspection and p   |  |
| published on the assessment manager's and/or referral agency's website.  | and/or   |
| Personal information will not be disclosed for a purpose unrelated to the <i>Planning Act 2016</i> ,   | Planning   |
| Regulation 2017 and the DA Rules except where:   |  |
| <ul> <li>such disclosure is in accordance with the provisions about public access to documents c<br/>Act 2016 and the Planning Regulation 2017, and the access rules made under the Planning Regulation 2017; or</li> </ul>  |  |
| 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 retain   | ned as required by the                           |

# PART 9 – FOR COMPLETION OF THE ASSESSMENT MANAGER – FOR OFFICE USE ONLY

| <u> </u>  |                              |                      |  |
|---|------------------------------|----------------------|--|
| Date received:                                    | Reference num                | nber(s):             |  |
|   |                              |                      |  |
| Notification of engagement of                     | of alternative assessment ma | nager                |  |
| 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 pay                       | ment                         |                      |  |
| Note: For completion by assessmen                 | nt manager if applicable     |                      |  |
| Description of the work                           |                              |                      |  |
| QLeave project number                             |                              |                      |  |
| Amount paid (\$)                                  |                              | Date paid (dd/mm/yy) |  |
| Date receipted form sighted by assessment manager |                              |                      |  |

Name of officer who sighted the form