Assessment of application against relevant Development Codes

APPLICATION DETAILS

APPLICATION		PRE	MISES
FILE NO:	MCU/22/0013	ADDRESS:	475
			Pinnacle
			Road,
			Julatten
APPLICANT:	S & J Carney	RPD:	Lot 2 on
			SP292871
LODGED BY:	Emergent Building	AREA:	35.54
	Approvals		hectares
DATE LODGED:	3 June 2022	OWNER:	R Terry & E
			Carney
TYPE OF APPROVAL:	Development Permi	t	
PROPOSED DEVELOPMENT:	Material Change	of Use - D	welling House
	(Secondary Dwelling	g)	-
PLANNING SCHEME:	Mareeba Shire Cou	ncil Planning S	Scheme 2016
ZONE:	Rural zone		
LEVEL OF	Code Assessment		
ASSESSMENT:			
SUBMISSIONS:	n/a		

Relevant Development Codes

The following Development Codes are considered to be applicable to the assessment of the application:

- 6.2.9 Rural zone code
- 8.2.1 Agricultural land overlay code
- 9.3.1 Accommodation activities code
- 9.4.5 Works, services and infrastructure code

6.2.9 Rural zone code

6.2.9.1 Application

- (1) This code applies to assessing development where:
 - (a) located in the Rural zone; and
 - (b) it is identified in the assessment benchmarks for assessable development and requirements for accepted development column of an assessment table in Part 5 of the planning scheme.

6.2.9.2 Purpose

- (1) The purpose of the Rural zone code is to:
 - (a) provide for rural uses including cropping, intensive horticulture, intensive animal industries, animal husbandry, animal keeping and other primary production activities;
 - (b) provide opportunities for non-rural uses that are compatible with agriculture, the environmental features, and landscape character of the rural area where the uses do not compromise the long-term use of the land for rural purposes;
 - (c) protect or manage significant natural resources and processes to maintain the capacity for primary production.
- (2) Mareeba Shire Council's purpose of the Rural zone code is to recognise the importance of primary production to the economy of the region and to maintain and strengthen the range of primary industries which contribute to the rural economy.

The purpose of the Rural zone code is to:

- (a) recognise the diversity of rural uses that exists throughout the region;
- (b) protect the rural character of the region;
- (c) provide facilities for visitors and tourists that are accessible and offer a unique experience;
- (d) protect the infrastructure of the Mareeba-Dimbulah Irrigation Scheme Area from development which may compromise long term use for primary production;
- (e) maintain distinct boundaries between the rural areas and the villages, towns and urban areas of the region;
- (f) provide for a range of uses, compatible and associated with rural or ecological values including recreational pursuits and tourist activities;
- (g) prevent adverse impacts of development on ecological values;
- (h) preserve land in large holdings; and
- (i) facilitate the protection of strategic corridors across the landscape which link remnant areas of intact habitat and transport corridors.
- (3) The purpose of the Rural zone code will be achieved through the following overall outcomes:
 - (a) Areas for use for primary production are conserved and fragmentation below economically viable lot sizes is avoided;
 - (b) The establishment of a wide range of rural pursuits is facilitated, including cropping, intensive horticulture, forestry, intensive animal industries, animal husbandry and animal keeping and other compatible primary production uses;
 - (c) The establishment of extractive industries, mining and associated activities and alternative forms of energy generation is appropriate where environmental impacts and land use conflicts are minimised;
 - (d) Uses that require isolation from urban areas as a consequence of their impacts such as noise or odour may be appropriate where land use conflicts are minimised;

- (e) Development is reflective of and responsive to the environmental constraints of the land;
- (f) Residential and other development is appropriate only where directly associated with the rural nature of the zone;
- (g) Low-impact tourism and recreation activities do not compromise the long-term use of the land for rural purposes;
- (h) The viability of both existing and future rural uses and activities is protected from the intrusion of incompatible uses;
- (i) Visual impacts of clearing, building, materials, access ways and other aspects of development are minimised or appropriately managed;
- (j) Adverse impacts of development both on-site and from adjoining areas are avoided and any impacts are minimised through location, design, operation and management; and
- (k) Natural features such as creeks, gullies, waterways, wetlands and bushland are retained, managed, enhanced and separated from adjacent development.

6.2.9.3 Criteria for assessment

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

Performance outcomes	Acceptable outcomes	Complies	Comments		
For accepted development subject to requirements and assessable development					
Height					
PO1 Building height takes into consideration and respects the following: (a) the height of existing buildings on adjoining premises; (b) the development	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.	•	The development will comply.		
potential, with respect to height, on adjoining premises; (c) the height of buildings in the vicinity of the site; (d) access to sunlight and daylight for the site and adjoining sites; (e) privacy and overlooking; and (f) 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.	n/a	Not applicable.		

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

Performance outcomes	Acceptable outcomes	Complies	Comments
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;	AO2.1 Buildings and structures include a minimum setback of: (a) 40 metres from a frontage to a State-controlled road; and (b) 10 metres from a boundary to an adjoining lot.	n/a	Not applicable.
 (c) privacy and overlooking; (d) air circulation and access to natural breezes; (e) appearance of building bulk; and (f) relationship with road 	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.	n/a	Not applicable.
corridors.	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 State-controlled road;	n/a	Not applicable.
Accommodation density			
PO3 The density of Accommodation activities:	AO3.1 Residential density does not exceed one dwelling house per lot.	n/a	Not applicable.

Perf	ormance outcomes	Acceptable outcomes	Complies	Comments
(a) (b)	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.	AO3.2 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 100m²; or (c) Rural worker's accommodation.		The development complies.
For	assessable developme	nt		
Site	cover			
	dings and structures upy the site in a manner 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.	•	The development complies.
and esta of th	elopment complements integrates with the blished built character ne Rural zone, having rd to: roof form and pitch; eaves and awnings; building materials, colours and textures; and window and door size and location.	AO5 No acceptable outcome is provided.		The development complies.

Performance outcomes	Acceptable outcomes	Complies	Comments
Amenity			
PO6 Development must not detract from the amenity of the local area, 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.	AO6 No acceptable outcome is provided.		The development complies.
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.		The development complies.

8.2.1 Agricultural land overlay code

8.2.1.1 Application

- (1) This code applies to assessing development where:
 - (a) land the subject of development is located within the agricultural land areas identified on the **Agricultural land overlay maps (OM-001a-n)**; and
 - (b) it is identified in the assessment benchmarks for assessable development and requirements for accepted development column of an assessment table in Part 5 of the planning scheme.

Note—Agriculture is appropriately reflected in Overlay Map 1 and is required to be mapped by State Government in response to Economic Growth State Interests.

8.2.1.2 Purpose

- (1) The purpose of the Agricultural land overlay code is to protect or manage important agricultural areas, resources, and processes which contribute to the shire's capacity for primary production.
- (2) The purpose of the code will be achieved through the following overall outcomes:
 - (a) The alienation, fragmentation or reduction in primary production potential of land within the 'Class A' area or 'Class B' area is avoided, except where:
 - (i) an overriding need exists for the development in terms of public benefit,
 - (ii) no suitable alternative site exists; and
 - (iii) the fragmentation or reduced production potential of agricultural land is minimised;
 - (b) 'Class A' areas and 'Class B' areas continue to be used primarily for more intensive agricultural activities which utilise the land quality provided in these areas;
 - (c) Grazing on very large land holdings is maintained as the dominant rural activity in the 'Broadhectare rural' area; and
 - (d) Land with the 'Broadhectare rural' area is maintained in its current configuration.

8.2.1.3 Criteria for assessment

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

Performance outcomes	Acceptable outcomes	Complies	Comments
	subject to requirements and a		
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.	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:		The development complies.
For assessable developme			
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.	AO2 No acceptable outcome is provided.		The development will comply.

Performance outcomes	Acceptable outcomes	Complies	Comments
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 no permanently alienated; (b) ensures that agricultural land is preserved for agricultural purposes and (c) does not constrain the viability or use of agricultural land.	provided.		The development will comply.
If for Reconfiguring a lo	t		_
PO4 The 'Broadhectare rural area' identified on the Agricultural land overlay maps (OM-001a-n) is retained in very large rural holdings viable for broad scale grazing and associated activities.	AO4 Development does not involve the creation of a new lot within the 'Broadhectare rural' area identified on the Agricultural land overlay maps (OM-001a-n).	n/a	Not applicable.
PO5 Reconfiguring a lot in the 'Class A' area, 'Class B' area or the 'Broadhectare rural' area identified on the Agricultural land overlay maps (OM-001a-n) that is severed by a gazetted road occurs only where it does not fragment land used for agricultural purposes.	AO5 No acceptable outcome is provided.	n/a	Not applicable.

Performance outcomes	Acceptable outcomes	Complies	Comments
PO6 Any Reconfiguring a lot in the 'Class A' area, 'Class B' area or the 'Broadhectare rural' area identified on the Agricultural land overlay maps (OM-001a-n), including boundary realignments, only occurs where it: (a) improves agricultural efficiency; (b) facilitates agricultural activity; or (c) facilitates conservation outcomes; or (d) resolves boundary issues where a structure is built over the boundary	AO6 No acceptable outcome is provided.	n/a	Not applicable.
line of two lots.			

9.3.1 Accommodation activities code

9.3.1.1 Application

- (1) This code applies to assessing development where:
 - (a) involving Accommodation activities; and
 - (b) it is identified in the assessment benchmarks for assessable development and requirements for accepted development column of an assessment table in Part 5 of the planning scheme.

9.3.1.2 Purpose

- (1) The purpose of the Accommodation activities code is to facilitate the provision of Accommodation activities in appropriate locations throughout the shire.
- (2) The purpose of the code will be achieved through the following overall outcomes:
 - (a) Accommodation activities are designed, located and operated to minimise any adverse impacts on the natural environment and amenity of surrounding uses;
 - (b) Accommodation activities in the Centre zone are facilitated where they can integrate and enhance the fabric of the centre and are located behind or above commercial development;
 - (c) Accommodation activities provide a high level of amenity and are reflective of the surrounding character of the area:
 - (d) Accommodation activities are generally established in accessible, well-connected locations with access or future access to public transport, cycling and pedestrian networks;
 - (e) Accommodation activities do not compromise the viability of the hierarchy and network of centres, namely:
 - (i) Mareeba as a major regional activity centre, which accommodates the most significant concentrations of regional-scale business, retail, entertainment, government administration, secondary and tertiary educational facilities and health and social services within the shire;
 - (ii) Kuranda as a village activity centre, which accommodates services, arts and cultural facilities, sports and recreation facilities, business and employment uses to support the village and its constituent surrounding rural and rural residential communities;
 - (iii) Chillagoe and Dimbulah as Rural activity centres, which provide commercial and community services to their rural catchments; and
 - (iv) Biboohra, Irvinebank, Julatten, Koah, Mutchilba, Mt Molloy, Myola and Speewah as rural villages, that have limited centre activities and other non-residential activities;
 - (f) Accommodation activities are responsive to site characteristics and employ best practice industry standards.

9.3.1.3 Criteria for assessment

Table 9.3.1.3A—Accommodation activities code - For accepted development subject to

requirements and assessable development

Performance outcomes	Acceptable outcomes	Complies	Comments
	ubject to requirements and asse	essable developme	ent
All Accommodation activities	s, apart from Dwelling house		
PO1 Accommodation activities are located on a site that includes sufficient area: (a) to accommodate all buildings, structures, open space and infrastructure associated with the use; and (b) to avoid adverse impacts on the amenity or privacy of nearby land uses.	AO1 Development is located on a site which provides the applicable minimum site area and minimum road frontage specified in Table 9.3.1.3B.	n/a	Not applicable.
	s, apart from Tourist park and D	1	
PO2 Accommodation activities are provided with 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 refuse area is provided that: (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 accommodate a minimum of two bulk refuse bins where involving a residential care facility or retirement facility.	n/a	Not applicable.

Performance outcomes	Acceptable outcomes	Complies	Comments
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.	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: (i) 2 metres at ground level; and (ii) 8 metres above ground level; or (c) are treated with: (i) a minimum sill height of 1.5 metres above floor level; or (iii) 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.	n/a	Not applicable.
PO4 Accommodation activities are provided with sufficient private and communal open space areas which: (a) accommodate a range of landscape treatments, including soft and hard landscaping; (b) provide a range of	AO4.1 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.	n/a	Not applicable.
opportunities for passive and active recreation; (c) provide a positive outlook and high quality of amenity to residents;	AO4.2 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.	n/a	Not applicable.

Perfo	ormance outcomes	Acceptable outcomes	Complies	Comments
(d) (e)	is conveniently located and easily accessible to all residents; and contribute to an active and attractive	AO4.3 Clothes drying areas are provided at the side or rear of the site so that they are not visible from the street.	n/a	Not applicable.
	streetscape. Caretaker's Accommod	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: (a) is located to facilitate loading and unloading from a motor vehicle; (b) is separate to, and does not obstruct, on-site vehicle parking or manoeuvring areas; (c) has a minimum space of 2.4m² 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.	n/a	Not applicable.
PO5	Caretaker S ACCOMMING	AO5.1	n/a	Not applicable.
Caret is of a which	taker's accommodation a scale and intensity is consistent with that a surrounding area.	Only one caretaker's accommodation is established on the title of the non-residential use.	1170	. tot application
Note— Accom develo benchi	-Where Caretaker's amodation is assessable apment additional assessment marks are provided under "for sable development".	AO5.2 In the Rural zone, Caretaker's accommodation has a maximum gross floor area of 200m ² .	n/a	Not applicable.

Performance outcomes	Acceptable outcomes	Complies	Comments
If for Dwelling house			

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Performance outcomes	Acceptable outcomes	Complies	Comments
		Complies	
PO6 Where a Dwelling house involves a secondary dwelling, it is designed and located to: (a) not dominate the site; (b) remain subservient to the primary dwelling; and (c) be consistent with the character of the surrounding area;	AO6.1 The secondary dwelling is located within: (a) 10 metres of the primary dwelling where on a lot that has an area of 2 hectares or less; or (b) 20 metres of the primary dwelling where on a lot that has an area of greater than 2 hectares.	Complies with PO6	The subject site has an area in excess of 2 hectares and the secondary dwelling will be sited approximately 99m away from the primary dwelling. The GFA of the secondary dwelling is 143m2. The development does not satisfy AO6.1(a) and (b) and must therefore be assessed against PO6. The floor area of the secondary dwelling will be 143m² which remains a modest size and will not dominate the site. The secondary dwelling will be occupied by the parents of the land owners and will be subservient to the primary dwelling. The proposal will not impact the character of the area as the secondary dwelling will be setback from site boundaries and visually screened by dense vegetation in most directions. The development complies with PO6.

Perf	ormance outcomes	Acceptable outcomes	Complies	Comments
		AO6.2 A secondary dwelling has a maximum gross floor area of 100m ² .	✓ / ×	
If for	Dual occupancy			
occu	re establishing a Dual pancy on a corner lot, uilding is designed to: maximise opportunities	AO7.1 Where located on a corner allotment, each dwelling is accessed from a different road frontage.	n/a	Not applicable.
(b)	for causal surveillance; provide for separation between the two dwellings; and provide activity and visual interest on both frontages.	AO7.2 The maximum width of garage or carport openings that face a public street is 6 metres or 50% of the building width, whichever is the lesser.	n/a	Not applicable.
If for	Multiple dwelling, Resid	dential care facility or Retiremen	t facility	
	elopment is appropriately ed within the Shire to: maximise the efficient utilisation of existing infrastructure, services and facilities; and minimise amenity impacts through the collocation of compatible uses.	AO8 Multiple dwelling, Residential care facility or Retirement facility uses are located on land within 800 metres of the boundary of land within the Centre zone.	n/a	Not applicable.
facility assess assess provid	-Where Residential care or Retirement facility is sable development additional sment benchmarks are ed under "for assessable opment".			

Perf	ormance outcomes	Acceptable outcomes	Complies	Comments
PO9		AO9.1	n/a	Not applicable.
Build (a)	ings are designed to: reduce the appearance of building	External walls do not exceed 10 metres in continuous length unless including a minimum of		
(b)	bulk; provide visual interest through articulation and variation;	three of the following building design features and architectural elements: (a) a change in roof profile;		
(c)	be compatible with the embedded, historical character for the	or (b) a change in parapet coping; or		
(d)	locality; and be compatible with the scale of surrounding buildings	(c) a change in awning design; or(d) a horizontal or vertical change in the wall plane;		
facility asses asses	-Where Residential care or Retirement facility is sable development additional sment benchmarks are ed under "for assessable	(e) a change in the exterior finishes and exterior colours of the development.		
develo	opment".	AO9.2 For a Multiple dwelling, Residential care facility or Retirement facility, the maximum width of a garage or carport opening that faces a road is 6 metres.	n/a	Not applicable.
		AO9.3 For a Multiple dwelling, Residential care facility or Retirement facility, the building(s) include awnings with a minimum overhang of 600mm.	n/a	Not applicable.
		AO9.4 For a Multiple dwelling, Residential care facility or Retirement facility, roof forms include one or more of the following types: (a) pyramidal; (b) hip or hipped; (c) gable; (d) skillion.	n/a	Not applicable.
If for	Residential care facility	or Retirement facility		
PO10 The site: (a)	layout and design of the promotes safe and easy pedestrian, cycle	AO10.1 The development incorporates covered walkways and ramps on site for weather protection between all buildings.	n/a	Not applicable.

Perf	ormance outcomes	Acceptable outcomes	Complies	Comments
(b)	and mobility device movement; defines areas of pedestrian movement;	AO10.2 Pedestrian paths include navigational signage at intersections.	n/a	Not applicable.
	and assists in navigation and way finding. -Where Residential care or Retirement facility is	AO10.3 Buildings, dwellings and accommodation units include identification signage at entrances.	n/a	Not applicable.
asses asses provid	sable development additional sment benchmarks are led under "for assessable opment".	AO10.4 An illuminated sign and site map is provided at the main site entry.	n/a	Not applicable.
		AO10.5 Buildings, structures and pathways associated with a Residential care facility or Retirement facility are not located on land with a gradient greater than 8%.	n/a	Not applicable.
If for	Home based business			
comp	e based businesses are patible with the built form, acter and amenity of the bunding area, having	AO11.1 The Home based business is located within a dwelling house or outbuilding associated with a dwelling house.	n/a	Not applicable.
	rd to: size and scale; intensity and nature of use;	AO11.2 The Home based business does not occupy a gross floor area of more than 50m ² .	n/a	Not applicable.
(c)	number of employees; and hours of operation.	AO11.3 No more than 1 person (other than the residents of the site) is employed by the Home based business at any one time.	n/a	Not applicable.
		AO11.4 The Home based business, unless a home office, bed and breakfast or farm stay, does not operate outside the hours of 7.00 am and 6.00 pm.	n/a	Not applicable.
		AO11.5 The Home based business does not involve the public display of goods external to the building.	n/a	Not applicable.
		AO11.6 The Home based business does not involve the repair, cleaning or servicing of any motors, vehicles or other machinery.	n/a	Not applicable.

Performance outcomes	Acceptable outcomes	Complies	Comments
	AO11.7 Any equipment or materials associated with the Home based business are screened from public view and adjacent properties by fencing or landscaping.	n/a	Not applicable.
	AO11.8 The business does not involve the use of power tools or similar noise generating devices.	n/a	Not applicable.
PO12 Home based businesses involving accommodation activities are appropriately scaled and designed to avoid	AO12.1 Home based businesses involving accommodation activities are limited to the scale specified in Table 9.3.1.3E.	n/a	Not applicable.
detrimental impacts on the amenity and privacy of surrounding residences.	AO12.2 A farm stay dwelling or accommodation unit is located within 20 metres of the primary dwelling house.	n/a	Not applicable.
	AO12.3 A farm stay is setback 100 metres from any property boundary.	n/a	Not applicable.
	AO12.4 Entertainment and dining facilities associated with an accommodation activity are: (a) located at least 5 metres from the bedrooms of adjoining residences; and (b) located or screened so that they do not directly overlook private open space areas of adjoining properties.	n/a	Not applicable.
If for Rural workers' accomm			
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 (b) a maximum of ten rural workers in total.	n/a	Not applicable.
	AO13.2 The agricultural based rural activity is a minimum of 50 hectares in area.	n/a	Not applicable.

Perform	nance outcomes	Acceptable outcomes	Complies	Comments
PO14		A014.1	n/a	Not applicable.
Rural accomm with commer (a) no	workers' nodation is provided amenities nsurate with the: eeds of the mployees; and	The Rural workers' accommodation is: (a) for permanent occupation; and (b) fully self-contained. OR	IIIa	ivot applicable.
(b) pe	ermanent or seasonal ature of the mployment.	AO14.2 The Rural workers' accommodation: (a) is for seasonal occupation (up to 3 months); (b) shares facilities with an existing Dwelling house or Caretaker's residence; and (c) is located within 100 metres of the Dwelling house or Caretaker's residence.	n/a	Not applicable.
	essable development			
If for Ca	aretaker's Accommod	ation		
accomm necessa of the pr regard to (a) ho (b) na (c) se (d) si ac (e) pr	usion of Caretaker's nodation on the site is ary for the operation rimary use, having o: ours of operation; ature of the use; ecurity requirements; ite location and ccess; and roximity to other land ses.	AO15 No acceptable outcome is provided.	n/a	Not applicable.
	esidential care facility	or Retirement facility		
range of types the types the (a) m re (b) all (c) cc m (d) ac fir ar (e) ca	ent facilities include a f housing designs and at: neet the needs of esidents; llow for 'ageing in lace'; onsider differing nobility needs; occommodate differing nancial situations; nd ater for different ousehold types.	AO16 No acceptable outcome is provided.	n/a	Not applicable.

Perf	ormance outcomes	Acceptable outcomes	Complies	Comments
If for	r Tourist park			
The Tourist park is		AO17 No acceptable outcome is provided. e park users with nient access to tourist ions, community		Not applicable.
acco	density of commodation provided in the Tourist park: is commensurate with the size and utility of the site; is consistent with the scale and character of development in the surrounding area; ensures sufficient infrastructure and services can be provided; does not adversely impact on the existing amenity of nearby	AO18.1 Where park areas are proposed to exclusively accommodate caravans, motor homes, tents or cabins, accommodation site densities do not exceed: (a) 40 caravan or motor home sites per hectare of the nominated area(s); or (b) 60 tent sites per hectare of the nominated area(s); or (c) 10 cabins (maximum 30m² gross floor area per cabin) per hectare of the nominated area(s).	n/a	Not applicable.
(e)	uses; ensures a high level of amenity is enjoyed by residents of the site; and does not place undue pressure on environmental processes in the surrounding area.	AO18.2 Where park areas are proposed to be used for any combination of caravans, motor homes, tents or cabins, then the lowest applicable density identified by AO18.1 shall be applied to the nominated area(s).	n/a	Not applicable.
desig	ommodation sites are gned and located: to provide sufficient land for necessary services and infrastructure;	AO19.1 A minimum of 50% of provided caravan and motor home accommodation sites have a concrete slab with a minimum length of 6 metres and a minimum width of 2.4 metres.	n/a	Not applicable.
(b) (c)	to achieve sufficient separation between land uses; is consistent with the scale and character of development in the surrounding area; and to prevent amenity and privacy impacts on nearby land uses.	AO19.2 Caravan, motor home, tent and cabin accommodation sites are set back a minimum of: (a) 2 metres from an internal road; and (b) 1.5 metres from the side and rear boundaries of the site.	n/a	Not applicable.

Performance outcomes	Acceptable outcomes	Complies	Comments
PO20 A Tourist park is provided with sufficient and appropriately located refuse	AO20.1 A central refuse collection area is provided to service all accommodation sites.	n/a	Not applicable.
collection areas.	AO20.2 The refuse collection area must be kept in a sanitary condition at all times with all refuse stored in weather-proof and securable receptacles to prevent them from attracting vermin and wildlife.	n/a	Not applicable.
	AO20.3 The refuse collection area is constructed on an impervious surface such as a concrete slab.	n/a	Not applicable.
	AO20.4 A water connection is provided within the refuse collection area to facilitate cleaning of receptacles and the collection area.	n/a	Not applicable.
	AO20.5 Refuse collection areas are located a minimum of 10 metres from any recreational areas, communal cooking facilities and accommodation sites.	n/a	Not applicable.

Table 9.3.1.3B - Minimum site area and minimum site frontage

Use	Minimum site area	Minimum frontage
Dual occupancy	 (a) 600m² in the Medium density residential zone; or (b) 1,000m² in the Low density residential zone; or (c) 600m² in the Centre zone. 	20 metres
Home based business	600m ²	-
Multiple dwelling	800m ²	20 metres
Residential care facility	2,000m ²	30 metres
Retirement facility	2,000m ²	30 metres
Rooming accommodation	800m ²	20 metres
Short-term accommodation	800m ²	20 metres
Tourist park	1 hectare	50 metres
Caravan and motor home sites	100m ² including sufficient area for the parking of a motor vehicle.	10 metres to an internal road
Tent sites	40m² including sufficient area for the parking of a motor vehicle.	6 metres to an internal road
Cabin sites	130m² including sufficient area for the parking of a motor vehicle.	10 metres to an internal road

Table 9.3.1.3C - Communal open space

Use	Minimum area	Minimum dimension	Design elements		
Multiple dwelling	50m ²	5 metres	 Provides for clothes drying and recreational facilities; One continuous area; and Separated from any habitable room by a minimum of 3 metres. 		
Retirement facility or Residential care facility	Indoor communal space and communal open space as specified below.				
Rooming accommodation	Rate of 5m ² per resident	5 metres	 One continuous area; 20% shaded; and 10% of the provided area is screened for use for clothes drying. 		
Indoor communal space	Rate of 1m ² per resident and 40m ²	-	Located centrally; andProvides a range of facilities.		
Communal open space	30% site area and 50m²	5 metres	Provided at ground level.		

Use	Minimum area	Minimum dimension	Design elements		
Short-term accommodation	50m ² and 20% site area	5 metres	One c10% c	ed at ground level; ontinuous area; and of the provided area is ned for use for clothes	
Tourist park	Includes at least each of the below communal facilities.		of the (unles facilitie Separ	ed within 100 metres sites they serve is private recreation es are provided); and ated from any site by mum of 10 metres.	
Covered cooking area	50m ²	-		ing barbeque and ashing facilities	
Laundry	-	-	Includ facilities	ing clothes drying es.	
Recreational open space	Rate of 5m ² per site	-	Includ playgr	ing a children's ound.	

Note—Provision of communal open space for a Multiple dwelling is not required by **Table 9.3.1.3C** where more than 75% have access to ground floor private open space.

Note—For a Tourist park, the calculation of recreational open space is inclusive of pool areas, sporting facilities, such as football fields and tennis courts, and any unobstructed grassed areas having a minimum dimension of 3 metres that are provided in addition to accommodation sites for recreational purposes. Planted landscape areas and vegetated areas are excluded from the calculation.

Note—Indoor communal space may include lounge areas, a library / reading room, a TV/games/recreation room, meeting space/s, hairdresser or a convenience store.

Table 9.3.1.3D - Private open space

Use	Minimum area per dwelling or accommodation unit	Minimum dimension	Design elements
Caretaker's accommodation	As specified below	<i>1</i> .	
Ground level	50m ²	5 metres	 Provided as unobstructed area; and Directly accessible from the main living area.
Above ground level	15m ²	2.5 metres	Provided as a balcony.
Outdoor service court	5m ²	-	Provided for clothes drying
Dual occupancy	40m ²	3 metres	 Located at ground level. 20% shaded; and Accessed from the main living area of the dwelling.

Use	Minimum area per dwelling or accommodation unit	Minimum dimension	Design elements
Dwelling house	40m ²	3 metres	 Located at ground level; 20% shaded; and Accessed from the main living area of the dwelling.
Home based business	40m ²	3 metres	 Located at ground level; 20% shaded; and Accessed from the main living area of the dwelling.
Ground level	15m ²	3 metres	 20% shaded; and Directly accessible from the main living area.
Above ground level	10m ²	3 metres	Directly accessible from the main living area.
Multiple dwelling	As specified below	<i>I</i> .	
Ground level	35m ²	3 metres	 20% shaded; and Directly accessible from the main living area.
Above ground level	15m ²	3 metres	Directly accessible from the main living area.
Residential care facility	6m ²	2 metres	 Provided as a shaded courtyard or balcony; and Directly accessible from the main living area.
Retirement facility	As specified below	<i>I</i> .	
Ground level	20m ²	3 metres	 Provided as a courtyard or similar space; Grade does not exceed 5%; and Directly accessible from the main living area at ground level.

Use	Minimum area per dwelling or accommodation unit	Minimum dimension	Design elements
Above ground level	6m ²	2 metres	 Provided as a balcony or similar space; and Directly accessible from the main living area.
Rooming accommodation	As specified below	' .	
Short-term accommodation	As specified below	' .	
Ground level	15m ²	3 metres	 20% shaded; and Directly accessible from the main living area.
Above ground level	10m ²	3 metres	Directly accessible from the main living area.

Note—For Caretaker's accommodation, the outdoor service court may form part of the provided private open space.

Table 9.3.1.3E – Maximum scale of accommodation activities associated with a Home based business

Design	Maximum number of rooms	Maximum number of guests
Bed and breakfast	3 rooms for guest accommodation	6 guests at any one time
Farm stay	1 farm stay dwelling or accommodation unit in addition to the primary dwelling	10 guests at any one time

9.4.5 Works, services and infrastructure code

9.4.5.1 Application

(1) This code applies to assessing development where it is identified in the assessment benchmarks for assessable development and requirements for accepted development column of an assessment table in Part 5 of the planning scheme.

9.4.5.2 Purpose

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

9.4.5.3 Criteria for assessment

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

Performance outcomes	Acceptable outcomes	Complies	Comments	
For accepted development subject to requirements and assessable development				
Water supply				

Performance outcomes	Acceptable outcomes	Complies	Comments
PO1 Each lot has an adequate volume and supply of water that: (a) meets the needs of users; (b) is adequate for fire-fighting purposes; (c) ensures the health, safety and convenience of the community; and (d) minimises adverse impacts on the receiving environment.	AO1.1 Development is connected to a reticulated water supply system in accordance with the Design Guidelines and Specifications set out in the Planning Scheme Policy 4 – FNQROC Regional Development Manual other than where located: (a) in the Conservation zone, Rural zone or Rural residential zone; and (b) outside a reticulated water supply service area.	n/a	Not applicable.
	Development, where located outside a reticulated water supply service area and in the Conservation zone, Rural zone or Rural residential zone is provided with: (a) a bore or bores are provided in accordance with the Design Guidelines set out in the Planning Scheme Policy 4 – FNQROC Regional Development Manual; or (b) on-site water storage tank/s: (i) with a minimum capacity of 90,000L; (ii) fitted with a 50mm ball valve with a camlock fitting; and (iii) which are installed and connected prior to the occupation or use of the development.		The development will comply.
Wastewater disposal			

Performance outcomes	Acceptable outcomes	Complies	Comments
PO2 Each lot provides for the treatment and disposal of effluent and other waste water that: (a) meets the needs of users; (b) is adequate for firefighting purposes; (c) ensures the health, safety and convenience of the community; and (d) minimises adverse impacts on the receiving environment.	AO2.1 Development is connected to a reticulated sewerage system in accordance with the Design Guidelines and Specifications set out in the Planning Scheme Policy 4 – FNQROC Regional Development Manual other than where located: (a) in the Conservation zone, Rural zone or Rural residential zone; and (b) outside a reticulated sewerage service area.	n/a	Not applicable.
	AO2.2 An effluent disposal system is provided in accordance with ASNZ 1547 On-Site Domestic Wastewater Management (as amended) where development is located: (a) in the Conservation zone, Rural zone or Rural residential zone; and (b) outside a reticulated sewerage service area.	•	The development will comply.
Stormwater infrastructure			
PO3 Stormwater infrastructure is designed and constructed to collect and convey the design storm event to a lawful point of discharge in a manner that mitigates impacts on life and property.	AO3.1 Where located within a Priority infrastructure area or where stormwater infrastructure is available, development is connected to Council's stormwater network in accordance with the Design Guidelines and Specifications set out in the Planning Scheme Policy 4 – FNQROC Regional Development Manual.	n/a	Not applicable.

Performance outcomes	Acceptable outcomes	Complies	Comments
	AO3.2 On-site drainage systems are constructed: (a) to convey stormwater from the premises to a lawful point of discharge; and (b) in accordance with the Design Guidelines and Specifications set out in the Planning Scheme Policy 4 – FNQROC Regional Development Manual.	•	The development will comply.
Electricity supply			
PO4 Each lot is provided with an adequate supply of electricity	The premises: (a) is connected to the electricity supply network; or (b) has arranged a connection to the transmission grid; or (c) where not connected to the network, an independent energy system with sufficient capacity to service the development (at near average energy demands associated with the use) may be provided as an alternative to reticulated electricity where: (i) it is approved by the relevant regulatory authority; and (ii) it can be demonstrated that no air or noise emissions; and (iii) it can be demonstrated that no adverse impact on visual amenity will occur.		The development will comply.

Performance outcomes	Acceptable outcomes	Complies	Comments
PO5 Each lot is provided with an adequate supply of telecommunication infrastructure	AO5 Development is provided with a connection to the national broadband network or telecommunication services.	•	The development will comply.
Existing public utility servi	ices		
PO6 Development and associated works do not affect the efficient functioning of public utility mains, services or installations.	Public utility mains, services are relocated, altered or repaired in association with the works so that they continue to function and satisfy the relevant Design Guidelines and Specifications set out in the Planning Scheme Policy 4 – FNQROC Regional Development Manual.	•	The development will comply.
Excavation or filling			
PO7 Excavation or filling must not have an adverse impact on the:	AO7.1 Excavation or filling does not occur within 1.5 metres of any site boundary.	n/a	Not applicable.
(a) streetscape; (b) scenic amenity; (c) environmental values; (d) slope stability;	AO7.2 Excavation or filling at any point on a lot is to be no greater than 1.5 metres above or below natural ground level.	n/a	Not applicable.
(e) accessibility; or (f) privacy of adjoining premises.	AO7.3 Earthworks batters: (a) are no greater than 1.5 metres in height; (b) are stepped with a minimum width 2 metre berm; (c) do not exceed a maximum of two batters and two berms (not greater than 3.6 metres in total height) on any one lot; (d) have a slope no greater than 1 in 4; and (e) are retained.	n/a	Not applicable.

Performance outcomes	Acceptable outcomes	Complies	Comments
	AO7.4 Soil used for filling or spoil from excavation is not stockpiled in locations that can be viewed from: (a) adjoining premises; or (b) a road frontage, for a period exceeding 1 month from the commencement of the filling or excavation.	n/a	Not applicable.
	AO7.5 All batters and berms to be constructed in accordance with the Design Guidelines and Specifications set out in the Planning Scheme Policy 4 – FNQROC Regional Development Manual.	n/a	Not applicable.
	AO7.6 Retaining walls have a maximum height of 1.5 metres and are designed and constructed in accordance with the Design Guidelines and Specifications set out in the Planning Scheme Policy 4 – FNQROC Regional Development manual.	n/a	Not applicable.
	AO7.7 Excavation or filling at any point on a lot is to include measures that protect trees at the foot or top of cut or fill batters by the use of appropriate retaining methods and sensitive earth removal or placement and in accordance with the Design Guidelines and Specifications set out in the Planning Scheme Policy 4 – FNQROC Regional Development manual.	n/a	Not applicable.
For assessable development			1
Transport network			

Performance outcomes	Acceptable outcomes	Complies	Comments
PO8 The development has access to a transport network of adequate standard to provide for the safe and efficient movement of vehicles, pedestrians and cyclists.	AO8.1 Vehicle access, crossovers, road geometry, pavement, utilities and landscaping to the frontage/s of the site are designed and constructed in accordance with the Design Guidelines and Specifications set out in the Planning Scheme Policy 4 – FNQROC Regional Development manual.	n/a	Not applicable.
	AO8.2 Development provides footpath pavement treatments in accordance with Planning Scheme Policy 9 – Footpath Paving.	n/a	Not applicable.
Public infrastructure			
PO9 The design, construction and provision of any infrastructure that is to be dedicated to Council is cost effective over its life cycle and incorporates provisions to minimise adverse impacts.	AO9 Development is in accordance with the Design Guidelines and Specifications set out in the Planning Scheme Policy 4 – FNQROC Regional Development Manual.	n/a	Not applicable.
Stormwater quality			

Performance outcomes	Acceptable outcomes	Complies	Comments
PO10 Development has a non-worsening effect on the site and surrounding land and is designed to: (a) optimise the interception, retention and	AO10.1 The following reporting is prepared for all Material change of use or Reconfiguring a lot proposals: (a) a Stormwater Management Plan and Report that meets or	n/a	Not applicable.
removal of waterborne pollutants, prior to the discharge to receiving waters; (b) protect the environmental values of waterbodies affected by the development, including upstream, on-site and downstream	exceeds the standards of design and construction set out in the Queensland Urban Drainage Manual (QUDM) and the Design Guidelines and Specifications set out in the Planning Scheme Policy 4 – FNQROC Regional Development Manual; and (b) an Erosion and Sediment Control Plan that meets		
waterbodies; (c) achieve specified water quality objectives;	or exceeds the Soil Erosion and Sedimentation Control Guidelines (Institute of		
(d) minimise flooding; (e) maximise the use of natural channel design principles;	Engineers Australia), including: (i) drainage control; (ii) erosion control;		
(f) maximise community benefit; and (g) minimise risk to public safety.	(iii) sediment control;and(iv) water qualityoutcomes.		

Performance outcomes	Acceptable outcomes	Complies	Comments
	For development on land greater than 2,500m² or that result in more than 5 lots or more than 5 dwellings or accommodation units, a Stormwater Quality Management Plan and Report prepared and certified by a suitably qualified design engineer (RPEQ) is prepared that demonstrates that the development: (a) meets or exceeds the standards of design and construction set out in the Urban Stormwater Quality Planning Guideline and the Queensland Water Quality Guideline; (b) is consistent with any local area stormwater water management planning; (c) accounts for development type, construction phase, local climatic conditions and design objectives; and (d) provides for stormwater quality treatment measures reflecting land use constraints, such as soil type, landscape features (including landform), nutrient hazardous areas, acid sulfate soil and rainfall erosivity.	n/a	Not applicable.

Porformanaa autoomaa	Acceptable outcomes	Complies	Comments
Performance outcomes	Acceptable outcomes	Complies	Comments
PO11 Storage areas for stormwater detention are retention: (a) protect or enhance the environmental values of receiving waters; (b) achieve specified water quality objectives; (c) where possible, provide for recreational use; (d) maximise community benefit; and (e) minimise risk to public safety.		n/a	Not applicable.
Excavation or filling			
PO12 Traffic generated by filling or excavation does not impact on the amenity of the surrounding area.	transportation of fill to or from	n/a	Not applicable.
	AO12.2 Transportation of fill to or from the site does not occur: (a) within peak traffic times; and (b) before 7am or after 6pm Monday to Friday; (c) before 7am or after 1pm Saturdays; and (d) on Sundays or Public Holidays.	n/a	Not applicable.

Performance outcomes	Acceptable outcomes	Complies	Comments		
	•	·			
PO13 Air pollutants, dust and sediment particles from excavation or filling, do not cause significant environmental harm or nuisance impacts.	AO13.1 Dust emissions do not extend beyond the boundary of the site.	n/a	Not applicable.		
	AO13.2 No other air pollutants, including odours, are detectable at the boundary of the site.	n/a	Not applicable.		
	AO13.3 A management plan for control of dust and air pollutants is prepared and implemented.	n/a	Not applicable.		
PO14 Access to the premises (including driveways and paths) does not have an adverse impact on: (a) safety; (b) drainage; (c) visual amenity; and (d) privacy of adjoining premises.	ACCESS to the premises (including all works associated with the access): (a) must follow as close as possible to the existing contours; (b) be contained within the premises and not the road reserve, and (c) are designed and constructed in accordance with the Design Guidelines and Specifications set out in the Planning Scheme Policy 4 – FNQROC Regional Development manual.	n/a	Not applicable.		
Weed and pest management					
PO15 Development prevents the spread of weeds, seeds or other pests into clean areas or away from infested areas.	AO15 No acceptable outcome is provided.	n/a	Not applicable.		
Contaminated land					

Performance outcomes	Acceptable outcomes	Complies	Comments		
PO16 Development is located and designed to ensure that users and nearby sensitive land uses are not exposed to unacceptable levels of contaminants	AO16 Development is located where: (a) soils are not contaminated by pollutants which represent a health or safety risk to users; or (b) contaminated soils are remediated prior to plan sealing, operational works permit, or issuing of building works permit.	n/a	Not applicable.		
Fire services in developments accessed by common private title					
PO17 Fire hydrants are located in positions that will enable fire services to access water safely, effectively and efficiently.	AO17.1 Fire hydrants are located in accessways or private roads held in common private title at a maximum spacing of: (a) 120 metres for residential development; and (b) 90 metres for any other development.	n/a	Not applicable.		
	AO17.2 Fire hydrants are located at all intersections of accessways or private roads held in common private title.	n/a	Not applicable.		