Your Ref:

Our Ref: F23/20

16 August, 2023

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

Attention: Regional Planning Group

Dear Sir,

RE: APPLICATION FOR A RECONFIGURING A LOT – 1 LOT INTO 41 LOTS (STAGES 1 – 4) AND A BALANCE ALLOTMENT. LOT 1 ON RP747077, RAY ROAD, MAREEBA.

This application is for a Reconfiguring a Lot -1 Lot into 41 Lots and a Balance Allotment over four (4) Stages on land described as Lot 1 on RP747077, situated on Ray Road, Mareeba is submitted on behalf of CONMAT No.2 Pty Ltd.

The application comprises of Application Forms, SmartMaps, Twine Surveys Sketch Plans, and this Town Planning Submission. It is understood that the payment for the Application Fee will be provided to the Mareeba Shire Council.

The Site

The subject land is described as Lot 1 on RP747077, Locality of Mareeba and situated on Ray Road, Mareeba. The site is owned by Gennarino Tatti with CONMAT No. 2 Pty Ltd being the applicant for the proposed Reconfiguration. The site is irregular in shape, has an area of 7.973 hectares, contains frontage to Ray and Carter Roads, and encompasses vacant land. The site is access from the existing Road Network and is provided with all available urban services.

The site contains three (3) existing World War Two structures with these structures noted on the Twine Surveys Pty Ltd Sketch Plan. No change to the existing structure are proposed with the Reconfiguration and each structure is contained within an individual proposed Residential Allotment with sufficient area for a Residential Dwelling without affecting the Structure.

In relation to the current State Governmental Mapping the site is Not Mapped as containing Remnant Vegetation, Regrowth Vegetation and Essential Habitat nor is the site designated as including a Referable Wetland or Wetland Protection Area. The site is not located within 25 metres of a State Controlled Road nor within 25 metres of a Railway Corridor. It is considered that Referral to any State Agencies is not required.

The Proposed Development

The proposed development is for a Reconfiguring a Lot – 1 Lot into 41 Lots over four (4) Stages and a Balance Allotment (Lot 100) in the Low Density Residential Zone of the Mareeba Shire Planning Scheme. The site is located on Ray Road, Mareeba and is more particularly described as Lot 1 on RP747077. The site is irregular in shape, has an area of 7.973 hectares and is vacant.

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A Development Permit for a Reconfiguration of 1 Lot into 41 Lots is sought to subdivide Lot 1 on RP747077. No change to the Low Density Residential Zone is proposed with the Reconfiguration. The proposal provides for the creation of two new roads and 41 Residential Allotments. The proposal will provide additional Residential Allotments while maintaining the existing amenities and aesthetics of the site.

It is noted that the proposed Reconfiguration is the first four (4) Stages over the site with the indicative complete Residential Development's Layout provided on the Twine Surveys Pty Ltd Development Plan for Lot 1 on RP747077. The Reconfiguration of a Lot proposes 41 new Residential Allotments described as proposed Lots 1 – 18, 27 – 48 and a Balance Allotment (100). The proposed areas of the allotments are:

Stage 1			
Proposed Lot 1	1,162 m ²	Proposed Lot 6	1,125 m²
Proposed Lot 2	1,125 m²	Proposed Lot 7	1,125 m²
Proposed Lot 3	1,125 m²	Proposed Lot 8	1,125 m²
Proposed Lot 4	1,125 m²	Proposed Lot 33	1,154 m²
Proposed Lot 5	1,125 m²	Proposed Lot 34	1,125 m².
Stage 2			
Proposed Lot 32	1,181 m²	Proposed Lot 39	1,545 m²
Proposed Lot 35	1,125 m²	Proposed Lot 40	830 m²
Proposed Lot 36	1,125 m²	Proposed Lot 41	1,224 m²
Proposed Lot 37	1,683 m²	Proposed Lot 42	1,418 m²
Proposed Lot 38	1,362 m²	Proposed Lot 43	1,039 m².
Stage 3			
Proposed Lot 9	1,125 m²	Proposed Lot 14	1,125 m²
Proposed Lot 10	1,125 m²	Proposed Lot 15	1,125 m²
Proposed Lot 11	1,125 m²	Proposed Lot 16	1,125 m²
Proposed Lot 12	1,125 m²	Proposed Lot 17	1,164 m²
Proposed Lot 13	1,125 m²	Proposed Lot 18	1,686 m².
Stage 4			
Proposed Lot 27	1,125 m²	Proposed Lot 44	1,529 m²
Proposed Lot 28	1,125 m²	Proposed Lot 45	1,319 m²
Proposed Lot 29	1,125 m²	Proposed Lot 46	1,169 m²
Proposed Lot 30	1,125 m²	Proposed Lot 47	1,125 m²
Proposed Lot 31	1,125 m²	Proposed Lot 48	1,125 m².
Balance Lot			
Proposed Lat 100	2 62 hoctares		

C+200 1

Proposed Lot 100 2.62 hectares.

The site gains access from the existing Road Network, being Ray and Carter Roads. The proposed Residential Allotments gain access from the existing Ray Road and via the new Internal Roads. It is considered that each proposed allotment can be provided with appropriate access via the existing and new Road Networks. The site is connected to all available services with the proposed forty-one (41) Residential Allotments able to be connected to all Urban Services.

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The proposed allotments meet the minimum area requirements of the Mareeba Shire Planning Scheme's Reconfiguring a Lot Code. It is not considered that the proposed Subdivision will be detrimental to the adjacent sites or adversely impact on the surrounding area. It is considered that the Purposes and Performance Outcomes of the Low Density Residential Zone and the Reconfiguring a Lot Code can be met in this instance.

The site is located in the Low Density Residential Zone of the Mareeba Shire Planning Scheme. The proposed Reconfiguration of a Lot is a Code Assessable Use within this Zone. The application is Code Assessable.

Far North Queensland Regional Plan 2009-2031

Lot 1 on RP747077 is identified as being in the Urban Footprint designation of the FNQ Regional Plan Mapping.

The proposal is considered to be a greenfield development. The Reconfiguration is within the Urban Footprint and results in the creation of greater densities without affecting the existing natural environment. The proposal is for the first four (4) Stages of the entire Residential Subdivision over the site and is appropriate and acceptable.

It is considered that the proposed Reconfiguration is not in conflict with the Intent for Urban Footprint designation of the FNQ Regional Plan 2009-2031.

Walkable Neighbourhoods Amended Planning Regulation

An assessment against the relevant aspects of the Amended Regulation is provided as follows:

Connectivity

The site is located within a locality of that historically contained larger Rural/Rural Residential style allotments that have been Zoned Low Density Residential positioned on the outskirts of the Mareeba Residential Township. As the surrounding allotments within the locality are developed, pedestrian connectivity will continue to be provided. Given this, it is considered appropriate that any Pedestrian Connectivity be provided within the property (internal roads) until such time that the surrounding Residential Area is developed.

As the proposal is provided on the edge of the Township's Residential Area, limited existing footpaths exists in proximity to the site. As the proposed Reconfiguration connects with adjoin Residential Development, the Connectivity will be increased and enhanced. The Residential Zoning of the surrounding Allotments ensures that an appropriate level of Connectivity for pedestrian are provided to service the locality in the future.

As part of the development, the Estate can be connected via a pedestrian footpath within its Internal new Road Network, if required. Ray Road, being a Collector Street, is not provided with any pedestrian footpaths other than that partially fronting the St Stephens College. Carter Road is an Access Street and is also not provided with pedestrian footpaths. No proposed Residential Allotments, other than proposed Lot 18, front Carter Road. The proposed internal access will ensure that an appropriate level of Connectivity for pedestrian are provided to service the locality in the future.

The provision of the two (2) new Internal Road connects to the existing Road Network (Ray Road). The proposed Reconfiguration connects to the existing Road Network and allows for any future connection to future Roads in surrounding areas, with the proposal providing a connection via Ray Road and Carter Road.

Maximum length of particular blocks

The proposed development is for the creation of 41 additional Residential Allotments with the requirement for Page the construction of an internal Road Network with a cumulative length great than 250 metres (325 metres). It is noted that the Staged Length of the Internal Road will not exceed 250 metres. The proposal is an Infill Development and the site physically constrained. The length of any block is determined by the irregular shape of the property.

Street Trees

Street trees can be provided in accordance with the FNQROC Development Manual - Design Manual D9 Landscaping, if required. The existing benchmarks are considered appropriate for the locality.

Footpaths

The site is bounded by Carter Road and Ray Road. Ray Road is not provided with a pedestrian footpath nor is Carter Road. It is considered appropriate and acceptable that the provision of a pedestrian footpath is not required with this proposed development, other than the new Internal Roads and will keep with the existing amenity of surrounding Residential Estates whilst achieving appropriate and acceptable Connectivity.

It is understood that the State Government's requirement for the Walkable Neighbourhoods is to ensure the reconfiguration supports convenient and comfortable walking for transport, recreation, leisure and exercise in the locality of the lot. Any implementation of a Footpath will lead to nowhere not connecting the site to anything. The proposal is considered to be infill development on the outskirts of the Mareeba Residential Township with limited connectivity.

It is noted that the provision of a pedestrian footpath of the specified width and design for a Residential Allotment with a frontage of twenty (20) metres adds an additional \$4,000 to the development costs for that Allotment.

Parks and other areas of open space

The site is adjacent to St Stephens College and within proximity to the Rail Trail that can be used as Parks and Open Space, if required. Additionally, it is noted that Council's current position is to take contributions in lieu of providing any additional Parks.

Each propose Residential Allotment is located within 400 metres of this informal Open Space and/or the adjacent Open Spaces within St Stephens College. The Walkable Neighbourhoods note that 'the reconfiguration ensures access to areas for recreation, leisure or exercise by ensuring that, to the extent topography and other physical constraints reasonably permit, a part of each block for the reconfiguration is within 400m of a park or another area of open space that is accessible to the public.' The adjacent College and Rail Trail are considered to be an acceptable area of open space accessible to the public. The existing constraints of the site, surrounding Residential amenity, character and nature and its location leans to contributions as a more appropriate outcome for the Shire.

Advice provided from the State Government in relation to the Walkable Neighbourhoods Amended Regulation notes that:

The Planning Regulation 2017 (Planning Regulation) requires that new residential neighbourhoods are assessed against benchmarks for the provision of footpaths, street trees, connect street layout, shorter block lengths and proximity to parks. The assessment manager must assess the development application for the residential subdivision against the assessment benchmarks.

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The assessment manager has discretion to determine the extent the benchmarks are relevant to an application. By doing so, the new assessment benchmarks have the flexibility that is required to deal with the many different circumstances encountered by the local government. A planning scheme may set benchmarks that achieve a higher standard than the Planning Regulation prescribes.

The Planning Act 2016 provides for how an assessment manager is to carry out the assessment of a development application. The assessment manager has the discretion to approve a development application, with or without conditions, even if the proposed development does not comply with some of the assessment benchmarks.

In relation to the provision of Parks, the State's Advice noted in underlining that 'As discussed above, the assessment manager has the discretion to approve a development application, with or without conditions, even if the proposed development does not comply with some of the assessment benchmarks.' It is considered that in this instance that the provision of Parkland, Footpaths and oversupply of Street Trees are not required. The proposal is in fitting within the existing Residential Amenity, nature and character of the surrounding Residential Zone. It is considered that Council has sufficient flexibility to allow for the proposed Residential Development without having to meet the extent of the benchmarks given the existing constraints of the site.

It is considered that the proposed Subdivision is acceptable and appropriate and is not considered to conflict with Walkable Neighbourhoods Planning Regulation for land located within the Low Density Residential Zone.

Low Density Residential Zone

A Development Permit for a Reconfiguring a Lot -1 Lot into 41 Lots over four (4) Stages is sought to provide additional Residential Allotments within the Mareeba Residential Area. The site is designated as Low Density Residential Zone and no change to the existing Residential Zone is proposed with the Reconfiguration. The proposal will maintain the existing amenities of the site and complement the existing, adjoining and surrounding Residential Zoning.

The proposal is for a Reconfiguration of 1 Lot into 41 Lots in the Low Density Residential Zone with the purpose of the Reconfiguration is to provide additional Residential Allotments for predominantly dwelling houses supported by community uses and small-scale services and facilities that cater for local residents. The proposed Subdivision is envisaged to maintain the integrity of established Residential areas, which are characterised primarily by Dwelling houses while providing opportunities for other forms of Residential development where existing character and amenity will not be compromised. The proposal provides Residential Allotments of varying sizes allowing for a wide variety of housing types and further development potential.

The site is surrounded by Low Density Residential Allotments with Rural Residential Allotments to the south. It is noted that the site is in proximity to Rural Zone Allotments to the southwest with the site separated by the existing Ray and Carter Roads Road Reserves and Residential Allotments. It is considered that with the

Development Application, the adjacent Residential Allotments and Road Reserves provide for adequate separation from the Rural Uses located to the southwest of the site.

The Subdivision will allow for a detached dwelling house to be located on each allotment which is compatible with the most common form of housing in the locality. The proposal also provides greater densities then existing, further consolidating the urban area. No change to the Residential nature of the area is envisaged from the Page proposed Reconfiguration. The proposed development will ensure to protect the existing Residential area from 6 the intrusion of Incompatible Land Uses as the proposal proposes additional Residential Allotments. It is considered that the proposed Reconfiguration of a Lot is not in conflict with the Intent or Purposes for the Low Density Residential Zone.

Perf	ormance outcomes	Acceptable outcomes	Comment
Heig	tht		
	ding height takes into consideration respects the following: the height of existing buildings on adjoining premises; the development potential, with 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 Development has a maximum building height of: (a) 8.5 metres; and (b) 2 storeys above ground level.	Not Applicable. No Buildings proposed.
Out	buildings and residential scale		
Dom (a) (b)	nestic outbuildings: do not dominate the lot on which they are located; and are consistent with the scale and character of development in the Low-density residential zone.	AO2 Domestic outbuildings do not exceed: (a) 100m² in gross floor area; and (b) 5.5 metres in height above natural ground level.	Not Applicable. No Buildings proposed.
	ng, where not involving a Dwelling house—Where for Dwelling house, the setba	se cks of the Queensland Development Code a	apply.
	elopment is sited in a manner that siders and respects: the siting and use of adjoining premises; access to sunlight and daylight for the site and adjoining sites;	AO3.1 Buildings and structures include a minimum setback of: (a) 6 metres from the primary road frontage; and (b) 3 metres from any secondary road frontage.	Not Applicable. No Buildings proposed.
(c) (d) (e) (f) (g)	privacy and overlooking; opportunities for casual surveillance of adjoining public spaces; air circulation and access to natural breezes; and appearance of building bulk; and relationship with road corridors.	AO3.2 Buildings and structures include a minimum setback of 2 metres from side and rear boundaries.	Not Applicable. No Buildings proposed.

Performance outcomes	Acceptable outcomes	Comment
Accommodation density		
PO4 The density of Accommodation activities: (a) contributes to housing choice and affordability; (b) respects the nature and density of surrounding land use; (c) does not cause amenity impacts beyond the reasonable expectation of accommodation density for the zone; and (d) is commensurate to the scale and frontage of the site.	AO4 Development provides a maximum density for Accommodation activities in compliance with Table 6.2.6.3B.	Not Applicable. No Buildings proposed. However, the proposal provides for 41 new Residential Allotments that allow for a Dwelling House to be provided on each allotment compliant with Table 6.2.6.3B.
Gross floor area		
PO5 Buildings and structures occupy the site in a manner that: (a) makes efficient use of land; (b) is consistent with the bulk and scale of surrounding buildings; and (c) appropriately balances built and natural features.	AO5 Gross floor area does not exceed 600m².	Not Applicable. No Buildings proposed.
For assessable development		
Building design		
PO6 Building facades are appropriately designed to: (a) include visual interest and architectural variation; (b) maintain and enhance the character of the surrounds; (c) provide opportunities for casual surveillance; (d) include a human scale; and (e) encourage occupation of outdoor space.	AO6 Buildings include habitable space, pedestrian entrances and recreation space facing the primary road frontage.	Not Applicable. No Buildings proposed.
PO7 Development complements and integrates with the established built character of the Low density residential zone, having regard to: (a) roof form and pitch; (b) eaves and awnings; (c) building materials, colours and textures; and window and door size and location.	AO7 No acceptable outcome is provided.	Not Applicable. No Buildings proposed. However, any future dwellings or buildings can comply with the requirements of the Low Density Residential Zone Code having regard to the existing amenity.
Non-residential development		
PO8 Non-residential development is only located in new residential areas and:	AO8 No acceptable outcome is provided.	Not Applicable. The proposal is for a 41 Lot Residential Subdivision.

Performance outcomes	Acceptable outcomes	Comment
 (a) is consistent with the scale of existing development; (b) does not detract from the amenity of nearby residential uses; (c) directly supports the day to day needs of the immediate residential community; and (d) does not impact on the orderly provision of non-residential development in other locations in the shire. 		
Amenity		
PO9 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.	AO9 No acceptable outcome is provided.	Complies, The proposal is for 41 Residential Allotment Subdivision. It is not considered that the proposed Reconfiguration will detract from the local amenity. No change to the existing amenity is envisaged with the Subdivision.
PO10 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.	AO10 No acceptable outcome is provided.	Complies, The proposal is for 41 Residential Allotment Subdivision. It is not considered that the proposed Reconfiguration will detract or negatively impact on the existing environment. No change to the existing amenity is envisaged with the Subdivision and the proposal ensures to take into consideration and seek to ameliorate the existing environment as demonstrated by the proposed layout.

It is not considered that the proposed Reconfiguration conflicts with the Acceptable Outcomes and if not available or able to be met, with the Performance Outcomes of the Low Density Residential Zone.

Airports Environs Overlay Code

The site is located inside of the 8km Bird and Bat Zone of the Bird and Bat Strike Zones and within the 6 km Light Intensity Zone as designated within the Mareeba Overlay Mapping. No buildings or structures are proposed with the Reconfiguration nor is a waste disposal site proposed. The proposal is not considered to contribute to the potentially serious hazard from wildlife (bird or bat) strike and will ensure that potential food and waste sources are covered and collected so that they are not accessible to wildlife. It is considered that the Airports Environs Overlay Code is Not Applicable to the proposed Reconfiguration of 41 Residential Allotments will not affect the Bird and Bat Strike Zone and Light Intensity Zone.

Bushfire Hazard Overlay Code

The site is Mapped as containing areas of Potential Impact Buffer (100 metres) and Medium Bushfire Hazard over the site. The proposal is for the Reconfiguration to subdivide Lot 1 on RP747077 creating an additional Residential Allotment similar to the immediately adjoining and surrounding the site (Low Density Residential Zone).

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The site is clear of any vegetation and is separated by Ray and Cater Roads ensuring appropriate firebreaks to any Hazard Vegetation. Any future dwellings are able to be provided with appropriate setbacks and firebreaks if located within the Mapped Hazard. The proponents will ensure that maintenance and upkeep of the site will be maintained to ensure no build-up of hazardous materials and that existing or proposed firebreaks are maintained. It is not considered that the proposal will affect the Bushfire Hazard of the site as the site will ensure to remove any piling of fuel loads, contains existing firebreaks, and is provided with appropriate water sources. Any appropriate water source will contain sufficient storage of water for Firefighting Supply and will be provided with the appropriate connections where required. As no new proposed Residential Allotments contain Vegetation nor any Bushfire Hazard Mapping, the Bushfire Hazard Overlay is not considered applicable in this instance.

Heritage Overlay Code

The site is Mapped as containing an area of Local Heritage with the site on the Heritage Overlay Mapping. The proposal will not significantly affect the areas of Local Heritage provided over the site. The site contains three (3) existing World War Two structures with these structures noted on the Twine Surveys Pty Ltd Sketch Plan. No change to the existing structure are proposed with the Reconfiguration and each structure is contained within a proposed Residential Allotment with sufficient area for any Residential Dwelling without affecting the Structure. The proposal is for a Reconfiguration of a Lot with no buildings or structures proposed. The proposal will not affect the existing Local Heritage aspects with appropriate setbacks able to be provided if required. It is not considered that the proposal will affect the areas of Local Heritage over the site and can be conditioned to ensure its protection, if required. It is considered that the proposed development is not in conflict with the Purpose of the Heritage Overlay Code and is acceptable.

Landscaping Code

The proposal is for a Reconfiguration of 1 Lot into 41 Lots in the Low Density Residential Zone. It is not considered that the Landscaping Code is applicable.

Parking and Access Code

The proposal is for a Reconfiguration of 1 Lot into 41 Lots in the Low Density Residential Zone. It is not considered that the Parking and Access Code is applicable as no dwellings are proposed with the development. However, it is noted that each allotment will contain the ability to connect to the existing or new Road Network and will not detrimentally affect the existing and new Road Network. Any access can be provided at the time of construction of a dwelling provided on that individual allotment.

Reconfiguration of a Lot Code

The proposal is for a Reconfiguring a Lot -1 Lot into 41 Lots in the Low Density Residential Zone of the Mareeba Shire Planning Scheme. The purpose of the application is to subdivide existing Lot 1 on RP747077 into forty-one (41) Residential Allotments over four (4) Stages and a Balance Allotment. The proposed Subdivision is to preserve the existing nature of the site and the immediate and surrounding amenity in accordance with the Mareeba Shire Planning Scheme as the proposal is for a Residential Estate within the Low Density Residential Area on the outskirts of the Mareeba Township.

The minimum lot size in the Low Density Residential Zone's is 600 m² requiring a minimum frontage of 16 metres. It is also noted that for a greenfield development the minimum allotments size of 350 m² and a frontage of 10 metres. It is noted that the proposed Reconfiguration is to complement the existing Residential Area. Each proposed allotment contains areas greater than the minimum requirements within the Code. Each proposed allotment contains a frontage of 23.0 metres or greater to the proposed new or existing Road Network, other than proposed Lots 38, 39 and 40 which contain frontages of 12.20 metres due to their location on the Cul-desac head. All proposed Residential Allotments contain appropriate frontages and are considered to contain the ability to provide safe and efficient access to the proposed new Internal and existing Road Network without significantly detracting from the functioning of that Network. The proposed layout is considered appropriate and acceptable providing sufficient area and dimensions for their intended use. It is considered that an acceptable provision of access will be provided to each allotment in accordance with the Mareeba Shire Council's Planning Scheme.

Table 9.4.4.3A—Reconfiguring a lot code – For assessable development

Perf	ormance outcomes	Acceptable outcomes	Comment
Area	and frontage of lots		
PO1		AO1.1	Complies,
Lots	include an area and frontage that:	Lots provide a minimum area and	The proposal provides for 41 Low Density
(a) (b) (c) (d) (e) (f) (g)	is consistent with the design of lots in the surrounding area; allows the desired amenity of the zone to be achieved; is able to accommodate all buildings, structures and works associated with the intended land use; allow the site to be provided with sufficient access; considers the proximity of the land to: (i) centres; (ii) public transport services; and (iii) open space; and allows for the protection of environmental features; and accommodates site constraints.	frontage in accordance with Table 9.4.4.3B.	Residential Allotments with areas greater than 350 m² (smallest being proposed Lot 40 of 830 m²) and frontages greater than 10 metres (smallest being 12.20 metres [Cul-de-sac head]). It is not considered that the proposed Reconfiguration is in conflict with Table 9.4.4.3B.
Exist	ing buildings and easements		
exist	infiguring a lot which contains ing land uses or existing buildings structures ensures: new lots are of sufficient area and dimensions to accommodate existing land uses, buildings and structures; and any continuing use is not compromised by the	AO2.1 Each land use and associated infrastructure is contained within its individual lot. AO2.2 All lots containing existing buildings and structures achieve the setback requirements of the relevant zone.	Complies, The site is vacant, and the Reconfiguration proposes that all infrastructure is located within the individual allotment. Not Applicable.

Performance outcomes	Acceptable outcomes	Comment
		Not Applicable
PO3 Reconfiguring a lot which contains an existing easement ensures: (a) future buildings, structures and accessways are able to be sited to avoid the easement; and (b) the reconfiguration does not compromise the purpose of the easement or the continued	AO3 No acceptable outcome is provided.	Not Applicable. No existing Easements provided over the site.
operation of any infrastructure contained within the easement.		
Boundary realignment		
PO4 The boundary realignment retains all attendant and existing infrastructure	AO4 No acceptable outcome is provided.	Not Applicable. The proposal is not for a Boundary Realignment.
connections and potential connections.		
Access and road network		
PO5 Access to a reconfigured lot (including driveways and paths) must not have an adverse impact on: (a) safety; (b) drainage; (c) visual amenity; (d) privacy of adjoining premises; and (e) service provision.	AO5 No acceptable outcome is provided.	Complies, Access to the proposed new 41 Residential Allotments are provided by the existing and new Road Networks. No adverse impact to the safety, drainage, visual amenity, privacy of adjoining premises and service provisions are envisaged with the proposed Layout.
	100	Complies
PO6 Reconfiguring a lot ensures that access to a lot can be provided that: (a) is consistent with that provided in the surrounding area; (b) maximises efficiency and safety; and	AO6 Vehicle crossover and access is provided in accordance with the design guidelines and specifications set out in Planning Scheme Policy 4 – FNQROC Regional Development Manual.	Complies, Vehicle crossovers can be provided in accordance with the relevant Planning Scheme Policies and FNQROC Regional Development Manual. Any crossovers can be provided at the time of construction of a dwelling located over
(c) is consistent with the nature of the intended use of the lot. Note—The Parking and access code should be considered in demonstrating compliance with PO6.		each individual allotment.
PO7	AO7	Not Applicable.
Roads in the Industry zone are designed having regard to: (a) the intended use of the lots; (b) the existing use of surrounding land; (c) the vehicular servicing requirements of the intended use; (d) the movement and turning requirements of B-Double vehicles.	No acceptable outcome is provided.	The site is located within the Low Density Residential Zone.

Performance outcomes	Acceptable outcomes	Comment
Note—The Parking and access code should be considered in demonstrating compliance with PO7.		
Rear lots		
PO8 Rear lots are designed to: (a) provide a high standard of amenity for residents and other users of the site;	AO8.1 Rear lots are designed to facilitate development that adjoins or overlooks a park or open space.	Not Applicable. No rear allotments proposed.
(b) provide a high standard of amenity for adjoining properties; and (c) not adversely affect the safety	AO8.2 No more than two rear lots are created behind any lot with a road frontage.	Not Applicable. No rear allotments proposed.
and efficiency of the road from which access is gained.	AO8.3 Access to lots is via an access strip with a minimum width of: (a) 4 metres where in the Low density residential zone or Medium density residential zone; or (b) 8 metres otherwise.	Not Applicable. No rear allotments proposed.
	AO8.4 A single access strip is provided to a rear lot along one side of the lot with direct frontage to the street.	Not Applicable. No rear allotments proposed.
	AO8.5 No more than 1 in 10 lots created in a new subdivision are rear lots.	Not Applicable. No rear allotments proposed.
	AO8.6 Rear lots are not created in the Centre zone or the Industry zone.	Not Applicable. No rear allotments proposed.
Crime prevention and community safety		
PO9 Development includes design features which enhance public safety and seek to prevent opportunities for crime, having regard to: (a) sightlines; (b) the existing and intended pedestrian movement network; (c) the existing and intended land use pattern; and (d) potential entrapment locations.	AO9 No acceptable outcome is provided.	Complies, It is considered that the proposed Reconfiguration has been designed to enhance public safety while seeking to prevent opportunities for crime via the use of appropriate and acceptable sightlines, pedestrian movement networks, etc.
Pedestrian and cycle movement networ	k	
PO10 Reconfiguring a lot must assist in the implementation of a Pedestrian and cycle movement network to achieve safe, attractive and efficient pedestrian and cycle networks.	AO10 No acceptable outcome is provided.	Can Comply.

Perfo	rmance outcomes	Acceptable outcomes	Comment
Publi	c transport network		
PO11 Wher future future through development (a) (b)	re a site includes or adjoins a re public transport corridor or re public transport site identified gh a structure planning process, opment: does not prejudice the future provision of the identified infrastructure; appropriately treats the common boundary with the future corridor; and provides opportunities to integrate with the adjoining corridor where a it will include an element which will attract pedestrian movement.	AO11 No acceptable outcome is provided.	Not Applicable.
Resid	ential subdivision		
PO12 Resid (a) (b)	ential lots are: provided in a variety of sizes to accommodate housing choice and diversity; and located to increase variety and avoid large areas of similar lot sizes.	AO12 No acceptable outcome is provided.	Complies, The proposal provides for a range of Residential Allotment sizes and variety to accommodate housing choice and diversity. The proposal is considered to keep with the established amenity and nature of the existing and adjoining Residential Areas.
Rural	residential zone		
reside withi	lots are only created in the Rural ential zone where land is located in the 4,000m ² precinct, the 1 re precinct or the 2 hectare	AO13 No acceptable outcome is provided.	Not Applicable. The site is located within the Low Density Residential Zone.
Addit	ional provisions for greenfield dev	elopment only	
new	ubdivision design provides the community with a local identity by ending to: site context site characteristics setting landmarks natural features; and views.	AO14 No acceptable outcome provided.	Complies, The proposed Reconfiguration is for a Residential development located within the Low Density Residential Zone on the outskirts of the Mareeba Township. The proposal continues the existing local identity incorporating site context and characteristics, natural features and views and the likes.
provi perm vehic	oad network is designed to de a high level of connectivity, eability and circulation for local les, public transport, pedestrians yclists.	AO15 No acceptable outcome provided.	Complies, The proposed new internal Roads in addition to the existing Road Network provide a sufficient level of connectivity for the public.

Perfo	rmance outcomes	Acceptable outcomes	Comment
PO16 The r (a) (b)	oad network is designed to: minimise the number of cul-desacs; provide walkable catchments	AO16 No acceptable outcome provided.	Complies.
(c)	for all residents in cul-de-sacs; and include open cul-de-sacs heads.		
conve	nfiguring a lot provides safe and enient access to the existing or e public transport network.	AO17 The subdivision locates 90% of lots within 400 metres walking distance of a future public transport route.	Complies, The proposal is for four (4) stages within the Zoned Low Density Residential Area on the outskirts of the Mareeba Township. Sufficient and convenient access to the existing and future public transport network is achieved.
priori	taging of the lot reconfiguration tises delivery of link roads to ate efficient bus routes.	AO18 No acceptable outcome provided.	Can Comply.
PO19 Provi space (a) (b)	sion is made for sufficient open	AO19.1 A minimum of 10% of the site area is dedicated as open space. AO19.2 A maximum of 30% of the proposed open space can consist of land identified as significant vegetation or riparian corridor buffer.	The proposal is for a Residential Subdivision located on the outskirts of the Mareeba Township. The site is located adjacent to the St Stephens College and the Rail Trail public access track. It is accepted that substantial areas of Open Space are in proximity to the site. It is not considered, in this instance, that additional Open Space is required.
	twork of parks and community is provided: to support a full range of recreational and sporting activities; to ensure adequate pedestrian, cycle and vehicle access; which is supported by appropriate infrastructure and embellishments;	AO20 No acceptable outcome is provided.	Can Comply if required. The proposed Reconfiguration is located on the outskirts of the Mareeba Township with Rural Residential and Rural Allotments provided to the south of the site. The site is located adjacent to the St Stephens College and the Rail Trail public access track. It is noted that Council's current position is to take contributions in lieu of providing any
(d) (e) (f)	to facilitate links between public open spaces; which is co-located with other existing or proposed community infrastructure; which is consistent with the preferred open space network; and		additional Parks. Given the location of the site and the surrounding and adjoining areas, it is considered that the provision of Parks and Community Land is not appropriate with this Development Application.

Perfo	ormance outcomes	Acceptable outcomes	Comment
(g)	which includes a diversity of settings;		

The proposed allotments meet the minimum area requirements of the Mareeba Shire Planning Scheme Reconfiguring a Lot Code. It is not considered that the proposed Subdivision will be detrimental to the adjacent Page sites or adversely impact on the surrounding area. It is considered that the Performance Outcomes of the Reconfiguring a Lot Code can be met in this instance.

Works, Services, and Infrastructure Code

The proposal is for a Reconfiguration of 1 Lot into 41 Lots in the Low Density Residential Zone. Each proposed allotment will be connected to all available services being Reticulated Electricity, Telecommunications, Water and Sewer and will be provided with an appropriate level of Stormwater disposal.

The site gains access from the existing Road Network, being Ray and Carter Roads. The proposed Residential Allotments gain access from the existing Ray Road and via the new Internal Roads. It is considered that each proposed allotment can be provided with appropriate access via the existing and new Road Networks and will be provided at the time of the construction of any Dwelling House on that allotment. The proposed Subdivision will ensure that no change to the existing Residential nature of the site and surrounding area is envisaged.

Any significant Excavation or Filling is proposed with the Reconfiguration and any resultant earthworks will be provided as part of an Operational Works Application.

It is considered that the proposed Reconfiguration complies with the Intent of the Works, Services, and Infrastructure Code.

Conclusion

It is considered that the proposed development being a Reconfiguration of a Lot into forty-one (41) Residential Allotments within four (4) Stages and Balance Area over land described as Lot 1 on RP747077 is appropriate. In particular, the proposed development:

- Can meet the Performance Outcomes and Acceptable Outcomes relating to minimum allotment size and dimension;
- No change to the existing Residential nature or character of the area is envisaged, and the Subdivision will ensure that the new allotments will remain to be used for Residential Uses within the Low Density Residential Zone:
- Can meet the Performance Outcomes and the Intent of the Reconfiguring a Lot Code for land included in the Low Density Residential Zone;
- Can meet the Intent and Objectives and Intent for the Low Density Residential Zone;
- Is not in conflict with the Far North Queensland Regional Plan 2009 2031, in particular the Urban Footprint Designation; and
- Is for the creation of additional Residential Allotments within the Mareeba Township supporting the growth of the Tablelands Region and complimenting the adjoining Residential Area.

Freshwater Planning Pty Ltd request that Council provide a copy of the Draft Conditions/Recommendation with sufficient time for review prior to Tabulating the Item on the Agenda or a Decision is provided. If you have any queries, please do not hesitate to contact Freshwater Planning Pty Ltd.

Yours faithfully,

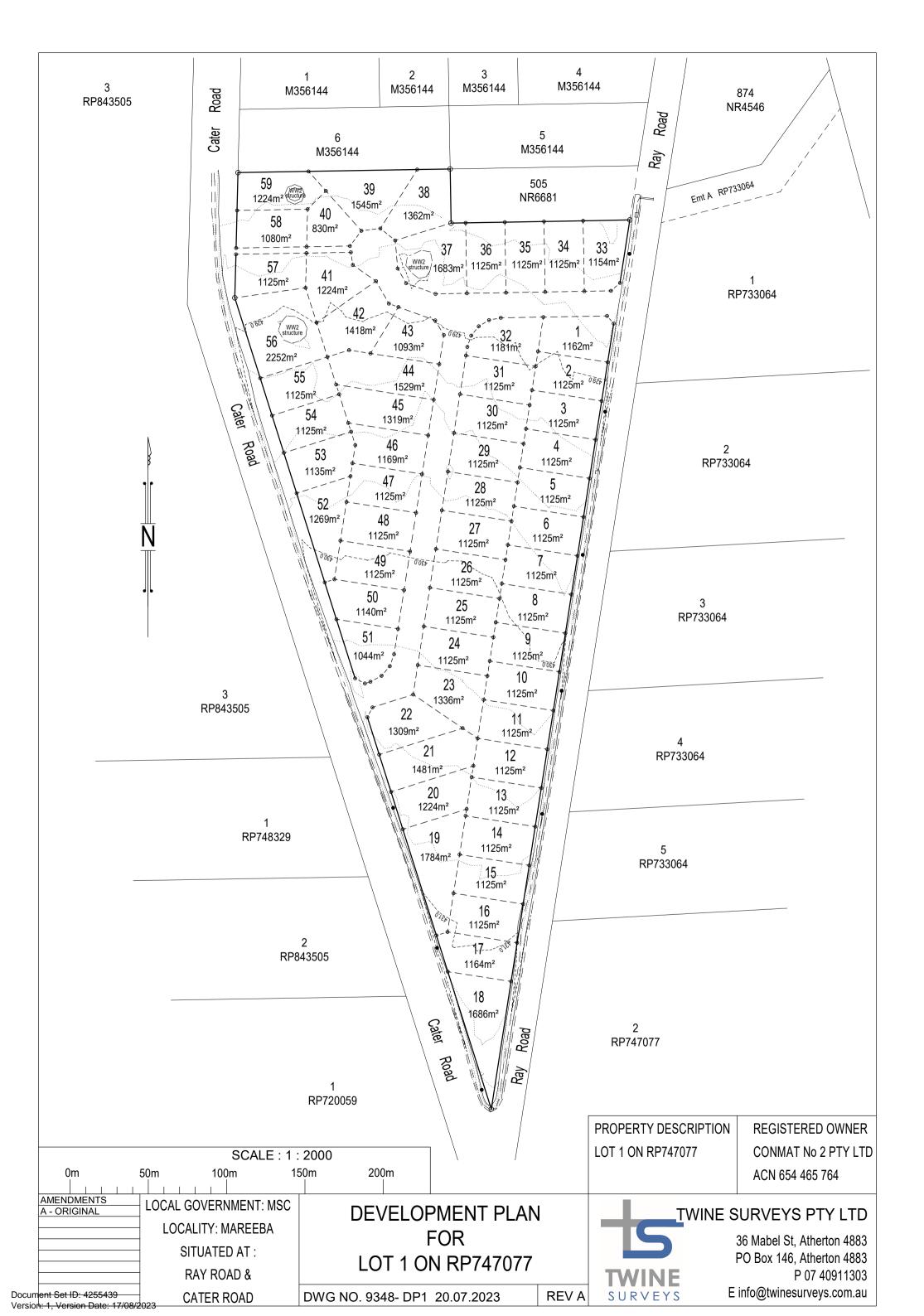
Page 16

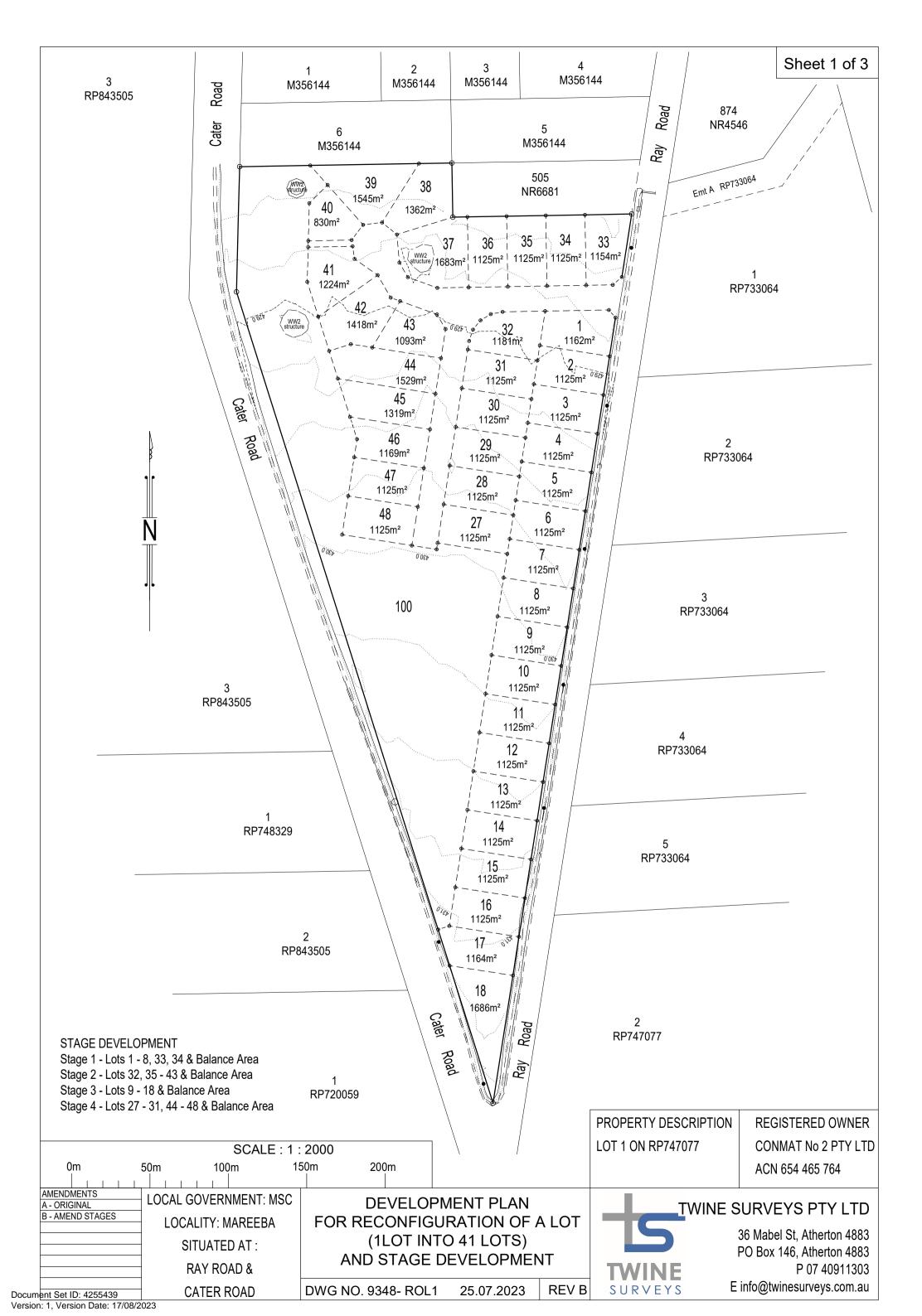
MATTHEW ANDREJIC

FRESHWATER PLANNING PTY LTD

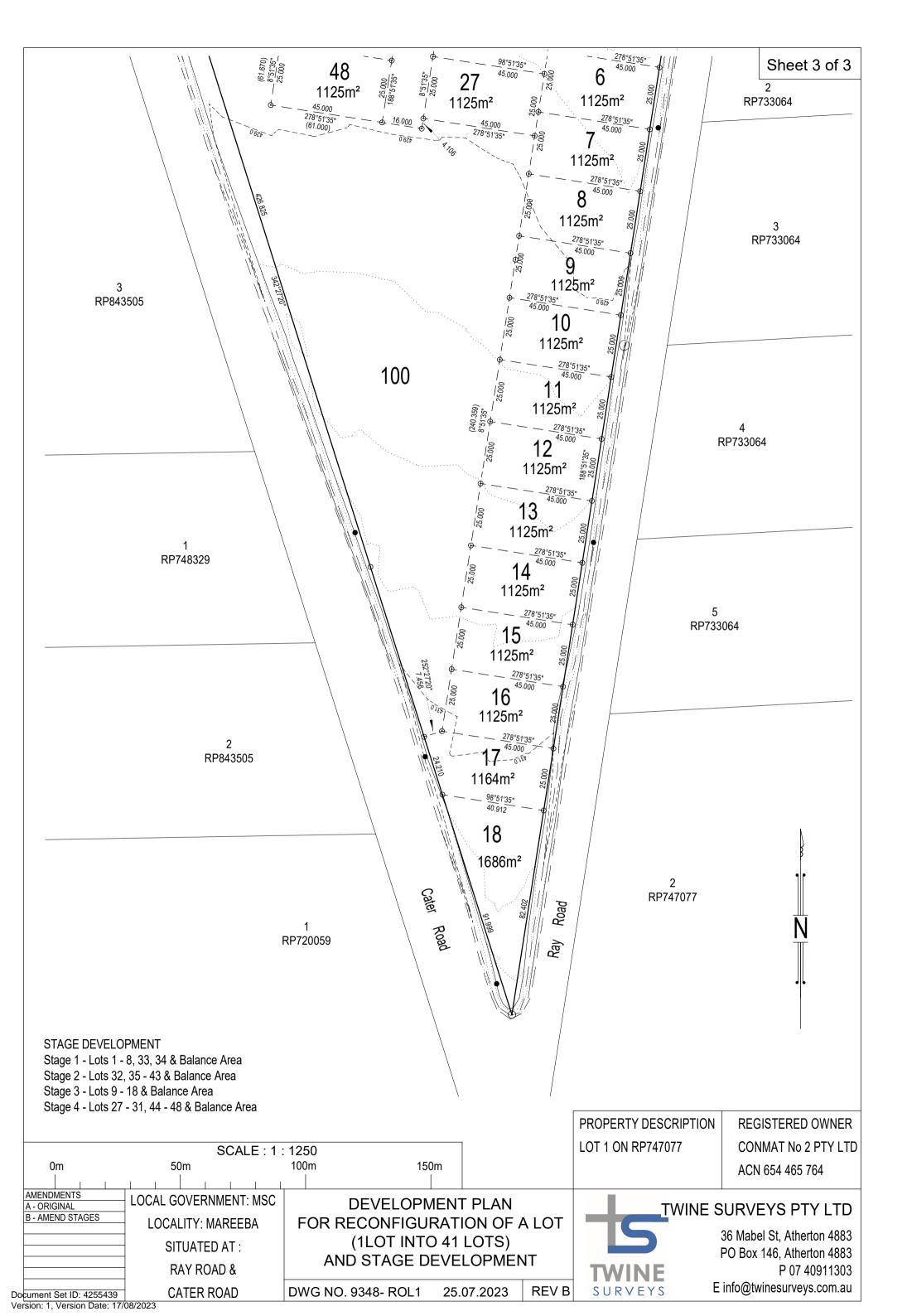
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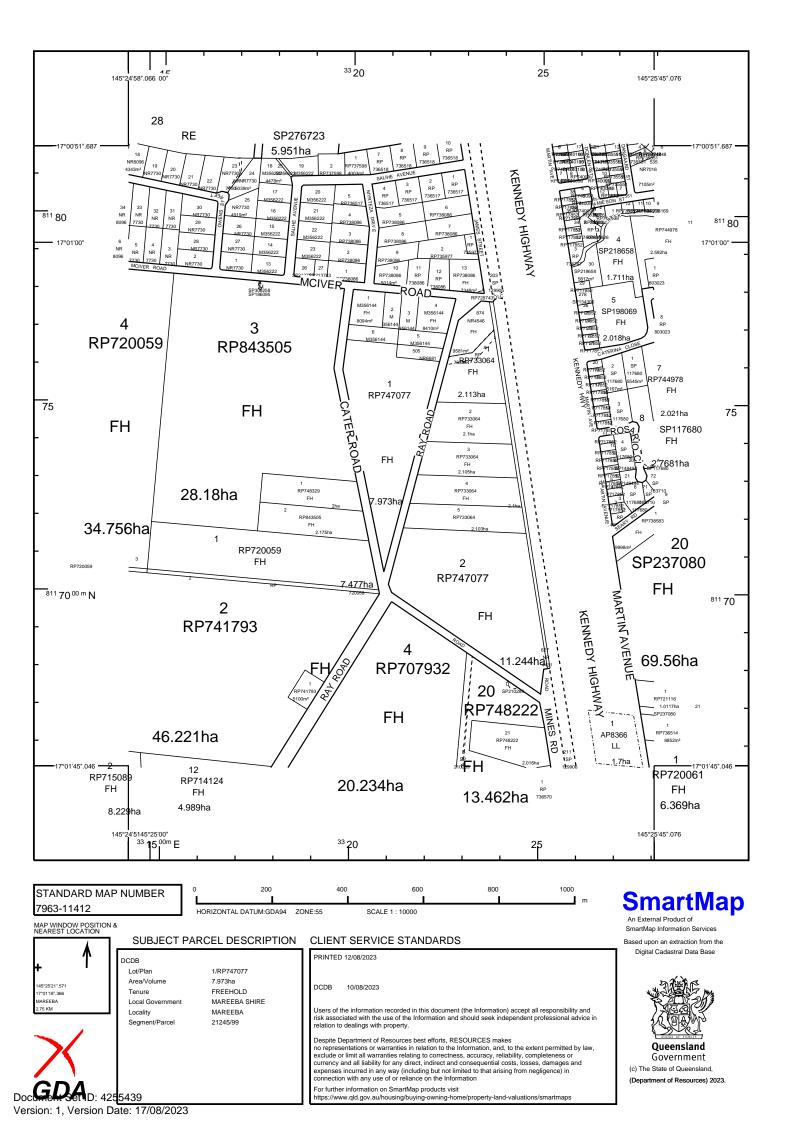
E: FreshwaterPlanning@outlook.com 17 Barron View Drive, FRESHWATER QLD 4870











01 August 2023

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

Dear Sir,

APPLICATION FOR A RECONFIGURATION OF A LOT RE:

> (1 LOT INTO 41 LOTS) **LOT 1 ON RP747077**

RAY ROAD & CATER ROAD, MAREEBA

Under Section 51 of the Planning Act, 2016 it is mandatory for the owner of the land to which a Development Application relates to consent to the making of the Application.

GENNARINO TATTI as the registered owner of property on RAY ROAD & CATER ROAD, MAREEBA and more particularly described as LOT 1 ON RP747077,

authorise Freshwater Planning Pty Ltd to lodge a Town Planning Application on our behalf.

GENNARINO TATTI

Signed by Roseria a Signed by GILSENT STEITTER Under Power St attorney thomas Joseph 16.8.2023. Ditroi. 4/4/2023

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)	CONMAT No2 Pty Ltd
Contact name (only applicable for companies)	
Postal address (P.O. Box or street address)	C/ Freshwater Planning Pty Ltd 17 Barronview Drive
Suburb	Freshwater
State	QLD
Postcode	4870
Country	Australia
Contact number	0402729004
Email address (non-mandatory)	FreshwaterPlanning@outlook.com
Mobile number (non-mandatory)	
Fax number (non-mandatory)	
Applicant's reference number(s) (if applicable)	F23/20

2) Owner's consent
2.1) Is written consent of the owner required for this development application?
☑ Yes – the written consent of the owner(s) is attached to this development application
□ No – proceed to 3)



PART 2 - LOCATION DETAILS

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</u> : Relevant plans.									
3.1) St	treet addres	s and l	ot on pl	an					
⊠ Str	eet address	AND I	ot on pla	an (a <i>ll l</i> e	ots must be liste	ed), or			
	Street address AND lot on plan for an adjoining or adjacent property of the premises (appropriate for development in water but adjoining or adjacent to land e.g. jetty, pontoon. All lots must be listed).								
Unit No. Street			t No.	Stree	t Name and	Туре			Suburb
2)				Ray F	Road				Mareeba
a)	Postcode	Lot N	0.	Plan	Type and Nu	ımber (e.g. RF	, SP)	Local Government Area(s)
	4880	1		RP74	17077				Mareeba Shire Council
	Unit No.	Stree	t No.	Stree	t Name and	Туре			Suburb
L									
b)	Postcode	Lot N	0.	Plan	Type and Nu	ımber (e.g. RF	P, SP)	Local Government Area(s)
e.	3.2) Coordinates of premises (appropriate for development in remote areas, over part of a lot or in water not adjoining or adjacent to land e.g. channel dredging in Moreton Bay) Note: Place each set of coordinates in a separate row.								
☐ Co	ordinates of	premis	es by lo	ongitud	de and latitud	le			
Longit	ude(s)		Latitud	de(s)		Datur	m		Local Government Area(s) (if applicable)
				_	'GS84				
						. —	DA94		
							ther:		
☐ Co	ordinates of	1		easting	and northing				
Easting(s) Northing(s) Zo		Zone Ref.		Datum		Local Government Area(s) (if applicable)			
				GS84					
				= -	DA94				
0.0\.4					☐ 56		ther:		
	dditional pre								
					this developr opment appli		pplicati	on and the d	etails of these premises have been
	t required	cricadio	, 10 11113	ucven	эрттепт аррп	cation			
4) Ider	ntify any of t	he follo	wing th	at app	ly to the prer	nises a	nd pro	vide any rele	vant details
☐ In o	or adjacent t	o a wa	ter body	y or wa	tercourse or	in or a	bove a	n aquifer	
Name	of water boo	dy, wat	ercours	e or a	quifer:				
On	strategic po	ort land	under t	he <i>Tra</i>	nsport Infras	structur	e Act 1	994	
Lot on	plan descrip	ption of	strate	gic port	land:				
ł	of port auth		_						
	a tidal area	•							
		ernmer	nt for th	e tidal	area (if applica	able):			
ř	of port auth								
☐ On airport land under the Airport Assets (Restructuring and Disposal) Act 2008									
	Name of airport:								

Listed on the Environmental Management Register (EN	MR) 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> .					
 Yes – All easement locations, types and dimensions are included in plans submitted with this development application No 					
M INU					

PART 3 - DEVELOPMENT DETAILS

Section 1 – Aspects of development

6.1) Provide details about the first development aspect
a) What is the type of development? (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 assessment?
☐ Code assessment ☐ Impact assessment (requires public notification)
d) Provide a brief description of the proposal (e.g. 6 unit apartment building defined as multi-unit dwelling, reconfiguration of 1 lot into lots):
Residential Subdivision of 1 Lot into 41 Lots and Balance Allotment
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 quide:</u> Relevant plans.
Relevant plans of the proposed development are attached to the development application
6.2) Provide details about the second development aspect
a) What is the type of development? (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 approv
c) What is the level of assessment?
☐ Code assessment ☐ Impact assessment (requires public notification)
d) Provide a brief description of the proposal (e.g. 6 unit apartment building defined as multi-unit dwelling, reconfiguration of 1 lot into lots):
e) Relevant plans Note: Relevant plans are required to be submitted for all aspects of this development application. For further information, see DA Forms Guide: Relevant plans .
Relevant plans of the proposed development are attached to the development application
6.3) Additional aspects of development
 ☐ Additional aspects of development are relevant to this development application and the details for these aspects that would be required under Part 3 Section 1 of this form have been attached to this development application ☑ Not required

Section 2 – Further development details

Section 2 – Further develop	ment det	alis					
7) Does the proposed development	nent applic	ation invo	ve any of the follo	wing?			
Material change of use	☐ Yes –	complete	division 1 if asses	sable agains	t a local _l	planning instru	ument
Reconfiguring a lot							
Operational work	☐ Yes – complete division 3						
Building work	DA Form 2 – Build	ding work de	tails				
Division 1 – Material change of Note: This division is only required to be local planning instrument. 8.1) Describe the proposed ma	completed if a		e development applica	ation involves a	material ch	ange of use asse	essable against i
Provide a general description o proposed use	f the	Provide th	ne planning schem th definition in a new ro			er of dwelling applicable)	Gross floor area (m²) (if applicable)
8.2) Does the proposed use inv Yes No Division 2 – Reconfiguring a lo	ot					a lot.	
9.1) What is the total number of							
9.2) What is the nature of the lo	ot reconfigu	ration? (tid	ck all applicable boxes)			
Subdivision (complete 10))			Dividing land into parts by agreement (complete 11))				
Boundary realignment (complete 12))			Creating or changing an easement giving access to a lot from a constructed road (complete 13))				
40) 0 1 1 1 1 1							
10) Subdivision							
10.1) For this development, how			1		ided use		
Intended use of lots created	Residen	itial	Commercial	Industrial		Other, please	e specify:
Number of lots created	45 & Bal	lance					
10.2) Will the subdivision be sta							
✓ Yes – provide additional det✓ No							
How many stages will the works	s include?		4				
What stage(s) will this develop	1 _ 1						

apply to?

11) Dividing land in parts?	ito parts b	y agreement	– how ma	any parts	are being	created and wha	t is the intended use of the
Intended use of pa	rts create	d Reside	ntial	Comr	nercial	Industrial	Other, please specify:
Number of parts cr	reated						
12) Boundary reali	anment						
12.1) What are the		nd proposed	areas for	each lot	comprising	the premises?	
	Curre	ent lot			· · · · ·	Prop	posed lot
Lot on plan descrip	otion	Area (m²)			Lot on plan	description	Area (m²)
40.0) \\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\				10			
12.2) What is the r	eason for	the boundary	/ realignm	ient?			
13) What are the d	imensions	and nature	of any exis	sting ea	sements be	ing changed and	or any proposed easement?
Existing or	Width (rpose of	the easem	ent? (e.g.	Identify the land/lot(s)
proposed?			ped	destrian ad	cess)		benefitted by the easement
Division 3 – Opera	tional wo	rk					
Note: This division is only				he develo _l	oment applicat	ion involves operatio	nal work.
14.1) What is the r	lature or tr	ne operationa		ormwate	r	☐ Water in	frastructure
☐ Drainage work				rthworks			infrastructure
Landscaping			Sig	gnage		☐ Clearing	vegetation
Other – please	•						
14.2) Is the operat			o facilitate	the crea	ation of new	lots? (e.g. subdivis	sion)
Yes – specify n	umber of	new lots:					
No No 14.3) What is the r	nonotary	value of the n	roposed c	poration	nal work? //r	saluda CST matarial	a and labour
\$	nonetary v	raide of the p	noposeu c	peration	iai work: (iii	iciude GST, material	s and labour)
<u> </u>							
PART 4 – ASS	ESSM	ENT MAN	NAGER	DET	AILS		
45) Islandifu dha ass			و والقديد و واد		in a dain day		-4:
15) Identify the ass Mareeba Shire Co		manager(s) v	wno wiii be	e assess	ing this dev	elopment applica	ation
		nt agreed to a	annly a sur	nersede	d nlanning s	scheme for this d	levelopment application?
Yes – a copy of			• • • • • • • • • • • • • • • • • • • •				ievelopinient application:
☐ The local gover					•		request – relevant documents
attached							
⊠ No							

PART 5 - REFERRAL DETAILS

 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
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)
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)
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)
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Fisheries – waterway barrier works Hazardous chemical facilities Heritage places – Queensland heritage place (on or near a Queensland heritage place)
Hazardous chemical facilities Heritage places – Queensland heritage place (on or near a Queensland heritage place)
Heritage places – Queensland heritage place (on or near a Queensland heritage place)
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
☐ SEQ regional landscape and rural production area or SEQ rural living area – tourist activity or sport and recreation activity
SEQ regional landscape and rural production area or SEQ rural living area – community activity
SEQ regional landscape and rural production area or SEQ rural living area – 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 not an individual					
• The holder of the licence , if the holder of the licen					
☐ Infrastructure-related referrals – Oil and gas infrastru	cture				
Matters requiring referral to the Brisbane City Council: Ports – Brisbane core port land					
Matters requiring referral to the Minister responsible for	or administering the <i>Transpo</i>	ort Infrastructure Act 1994:			
Ports – Brisbane core port land (where inconsistent with the					
Ports – Strategic port land		,			
Matters requiring referral to the relevant port operator,		r:			
Ports – Land within Port of Brisbane's port limits (below)	w high-water mark)				
Matters requiring referral to the Chief Executive of the	•				
Ports – Land within limits of another port (below high-wa					
Matters requiring referral to the Gold Coast Waterways Tidal works or work in a coastal management district	-				
Matters requiring referral to the Queensland Fire and E	mergency Service:				
☐ Tidal works or work in a coastal management district		essel berths))			
18) Has any referral agency provided a referral respons	e for this development applicat	tion?			
☐ Yes – referral response(s) received and listed below ☐ No					
Referral requirement	Referral agency	Date of referral response			
Troising requirement	Troibinal agency	Date of forestal respense			
Identify and describe any changes made to the proposed development application that was the subject of the referral response and this development application, or include details in a schedule to this development application (if applicable).					
PART 6 – INFORMATION REQUEST					
19) Information request under Part 3 of the DA Rules					
□ I agree to receive an information request if determine	d necessary for this developm	ent application			
I do not agree to accept an information request for th	is development application				
Note: By not agreeing to accept an information request I, the applicant	_	an madica distributa d			
 that this development application will be assessed and decided application and the assessment manager and any referral agent Rules to accept any additional information provided by the appli 	cies relevant to the development appli	cation are not obligated under the DA			

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

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

parties

PART 7 – FURTHER DETAILS

20) Are there any associated	development applications or	current appr	ovals? (e.g. a prelim	ninary approval)		
	Yes – provide details below or include details in a schedule to this development application					
⊠ No						
List of approval/development application references	Reference number	Date		Assessment manager		
Approval						
Development application						
Approval						
Development application						
21) Has the pertable languer	wice leave levy been neid? /-			ations in tables by italian to an		
 Has the portable long ser operational work) 	vice leave levy been paid? (o)	піу арріісавіе то) аечеюртепт аррііса	ations involving bullaing work or		
Yes – a copy of the receip	ted QLeave form is attached	to this devel	opment application	on		
	rovide evidence that the porta					
	ides the development applica val only if I provide evidence					
Not applicable (e.g. building	•	•	~	•		
Amount paid	Date paid (dd/mm/yy)	·	QLeave levy nu	,		
\$						
22) Is this development applic notice?	cation in response to a show of	cause notice	or required as a	result of an enforcement		
Yes – show cause or enfor	rcement notice is attached					
No						
E-3 · · · ·						
23) Further legislative require	ments					
Environmentally relevant ac	<u>ctivities</u>					
23.1) Is this development app Environmentally Relevant A						
	ment (form ESR/2015/1791) fo					
accompanies this develop	ment application, and details					
No Note: Application for an environment	tal authority can be found by searchi	na "ESD/2015/1	701" as a search torn	n at www. ald gov au. An EDA		
requires an environmental authority to				ii at <u>www.qiu.gov.au</u> . Ali EKA		
Proposed ERA number:		Proposed E	RA threshold:			
Proposed ERA name:						
Multiple ERAs are applicable to this development application and the details have been attached in a schedule to this development application.						
Hazardous chemical facilities	es_					
23.2) Is this development app	olication for a hazardous che	mical facilit	y ?			
Yes – Form 69: Notificatio	n of a facility exceeding 10%			tached to this development		
application						
No Note: See your hysiness ald gay an for further information about hazardous chemical notifications						

Clearing native vegetation 23.3) Does this development application involve clearing native vegetation that requires written confirmation that the chief executive of the Vegetation Management Act 1999 is satisfied the clearing is for a relevant purpose under section 22A of the Vegetation Management Act 1999?
 Yes – this development application includes written confirmation from the chief executive of the Vegetation Management Act 1999 (s22A determination) No
 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. See https://www.qld.gov.au/environment/land/vegetation/applying for further information on how to obtain a s22A determination.
Environmental offsets
23.4) Is this development application taken to be a prescribed activity that may have a significant residual impact on a prescribed environmental matter under the <i>Environmental Offsets Act 2014</i> ?
☐ Yes – I acknowledge that an environmental offset must be provided for any prescribed activity assessed as having a significant residual impact on a prescribed environmental matter
No Note: The environmental offset section of the Queensland Government's website can be accessed at www.qld.gov.au 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?
Yes – the development application involves premises in the koala habitat area in the koala priority area
Yes – the development application involves premises in the koala habitat area outside the koala priority area
No Note: 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 www.des.qld.gov.au 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 www.dnrme.gld.gov.au for further information.
DA templates are available from https://planning.dsdmip.qld.gov.au/ . If the development application involves:
Taking or interfering with underground water through an artesian or subartesian bore: complete DA Form 1 Template 1 Taking or interfering with water in a waterscurred lake or enring; complete DA Form 1 Template 3.
 Taking or interfering with water in a watercourse, lake or spring: complete DA Form1 Template 2 Taking overland flow water: complete DA Form 1 Template 3.
Waterway barrier works
23.7) Does this application involve waterway barrier works?
Vac. the velocity template is completed and attached to this development application
☐ Yes – the relevant template is completed and attached to this development application
No DA templates are available from https://planning.dsdmip.qld.gov.au/ . For a development application involving waterway barrier works, complete DA Form 1 Template 4.
No DA templates are available from https://planning.dsdmip.qld.gov.au/ . For a development application involving waterway barrier works, complete
No DA templates are available from https://planning.dsdmip.qld.gov.au/ . For a development application involving waterway barrier works, complete DA Form 1 Template 4.
No DA templates are available from https://planning.dsdmip.qld.gov.au/ . 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

Note: See guidance materials at <u>www.daf.qld.gov.au</u> for further information.

Quarry materials from a watercourse or lake
23.9) Does this development application involve the removal of quarry materials from a watercourse or lake under the <i>Water Act 2000?</i>
☐ Yes – I acknowledge that a quarry material allocation notice must be obtained prior to commencing development ☐ No
Note: Contact the Department of Natural Resources, Mines and Energy at www.dnrme.gld.gov.au and www.business.gld.gov.au for further information.
Quarry materials from land under tidal waters
23.10) Does this development application involve the removal of quarry materials from land under tidal water under the <i>Coastal Protection and Management Act 1995?</i>
☐ Yes – I acknowledge that a quarry material allocation notice must be obtained prior to commencing development ☐ No
Note : Contact the Department of Environment and Science at www.des.qld.gov.au for further information.
Referable dams
23.11) Does this development application involve a referable dam required to be failure impact assessed under section 343 of the <i>Water Supply (Safety and Reliability) Act 2008</i> (the Water Supply Act)?
Yes – the 'Notice Accepting a Failure Impact Assessment' from the chief executive administering the Water Supply Act is attached to this development application
No Note: See guidance materials at www.dnrme.gld.gov.au for further information.
Tidal work or development within a coastal management district
23.12) Does this development application involve tidal work or development in a coastal management district?
Yes – the following is included with this development application:
Evidence the proposal meets the code for assessable development that is prescribed tidal work (only required if application involves prescribed tidal work)
A certificate of title
No Note: See guidance materials at www.des.gld.gov.au for further information.
Queensland and local heritage places
23.13) Does this development application propose development on or adjoining a place entered in the Queensland heritage register or on a place entered in a local government's Local Heritage Register ?
☐ Yes – details of the heritage place are provided in the table below ☐ No
Note: See guidance materials at www.des.qld.gov.au for information requirements regarding development of Queensland heritage places.
Name of the heritage place: Place ID:
<u>Brothels</u>
23.14) Does this development application involve a material change of use for a brothel?
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 Transport Infrastructure Act 1994
23.15) Does this development application involve new or changed access to a state-controlled road?
Yes – this application will be taken to be an application for a decision under section 62 of the <i>Transport Infrastructure Act 1994</i> (subject to the conditions in section 75 of the <i>Transport Infrastructure Act 1994</i> being satisfied)
⊠ No

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
Note : See guidance materials at www.planning.dsdmip.qld.gov.au 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	☐ Yes☒ Not applicable
Supporting information addressing any applicable assessment benchmarks is with the development application Note: This is a mandatory requirement and includes any relevant templates under question 23, a planning report and any technical reports required by the relevant categorising instruments (e.g. local government planning schemes, State Planning Policy, State Development Assessment Provisions). For further information, see DAForms Guide: Planning Report Template .	⊠ Yes
Relevant plans of the development are attached to this development application Note : Relevant plans are required to be submitted for all aspects of this development application. For further information, see <u>DA Forms Guide</u> : Relevant plans.	⊠ Yes
The portable long service leave levy for QLeave has been paid, or will be paid before a	Yes
development permit is issued (see 21)	Not applicable
25) Applicant declaration	
By making this development application, I declare that all information in this development correct	application is true and
Where an email address is provided in Part 1 of this form, I consent to receive future electrons the appropriate and any referral agency for the development application with the development application application with the development application ap	

from the assessment manager and any referral agency for the development application where written information is required or permitted pursuant to sections 11 and 12 of the Electronic Transactions Act 2001

Note: It is unlawful to intentionally provide false or misleading information.

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

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

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

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

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

Date received:	Reference numb	ence number(s):		
Notification of engagement of alternative assessment manager				
Prescribed assessment manager				
Name of chosen assessment manager				
Date chosen assessment manager engaged				
Contact number of chosen assessment manager				
Relevant licence number(s) of chosen assessment				
manager				
QLeave notification and payment				
Note: For completion by assessme	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