



26 May 2026

Planning Officer: Carl Ewin  
Direct Telephone: 07 4086 4656  
Our Reference: RAL/25/0011  
Your Reference: F24/41

BTM & S Stankovich Pty Ltd  
C/- Freshwater Planning Pty Ltd  
17 Barron View Drive  
FRESHWATER QLD 4870

Dear Applicants,

## **Change Representations Not Agreed** *Planning Act 2016*

I refer to your application and the change representations you made in respect of Council's Decision Notice dated 18 September 2026. On 20 May 2026, Council decided your representations.

Details of the decision are as follows:

### **APPLICATION DETAILS**

Application No:	RAL/25/0011
Street Address:	Karobean Drive, Moondani Avenue, Emerald End Road and Pontos Place, Mareeba
Real Property Description:	Lot 500 on SP352770 (Formerly Lot 500 on SP342226)
Planning Scheme:	Mareeba Shire Council Planning Scheme 2016

### **DECISION DETAILS**

Council, on 18 September 2025, Council decided to issue the following type of approval:

Type of Approval:	Development Permit for Reconfiguring a Lot – Subdivision (1 into 25 Lots and Balance Allotment) – Amaroo Stage 16
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**In relation to representations, Council on the 20 May 2026, decided to resolve the following:**

- (a) The request by Freshwater Planning Pty Ltd on behalf of the Applicant to amend the Decision Notice to require the Parks and Open Space component of the Adopted Infrastructure Charges payable for the development (20% of charges or \$116,812.80) to be used specifically to advance the Mareeba East Destination Park be **refused**.  
and;
- (b) **The Decision Notice issued on 18 September 2025 remain unchanged.**

In relation to the representations, Council decided that the Decision Notice shall remain unchanged for the following reasons:

- *This approach would be inconsistent with the allocation and expenditure of infrastructure charges collected from other developers in the Shire, governed by the Local Government Infrastructure Plan (LGIP), and could also set a negative precedent for future developments.*
- *Allocating infrastructure charges for particular projects at the time of deciding development applications would compromise the purpose of the LGIP.*

**RIGHTS OF APPEAL**

You are entitled to appeal against the Decision as previously outlined in the Decision Notice. A copy of the relevant appeal provisions from the *Planning Act 2016* was included in the Decision Notice.

Please note that in accordance with the *Planning Act 2016*, the applicant's appeal period is no longer suspended once you have received this notice.

**OTHER DETAILS**

If you wish to obtain more information about Council's decision, electronic copies are available on line at [www.msc.qld.gov.au](http://www.msc.qld.gov.au), or at Council Offices.

Yours faithfully



**BRIAN MILLARD**  
**COORDINATOR PLANNING & BUILDING**