

**Our Ref: R10/23**

19 February 2024

Chief Executive Officer  
Cook Shire Council  
10 Furneaux Street  
**Cooktown, QLD, 4895**

**Attention: Planning Department**

Dear Sir/Madam,

**RESPONSE TO INFORMATION REQUEST  
RECONFIGURATION OF A LOT – 1 INTO 4 LOTS  
LOCATED AT 386 CAMERON CREEK ROAD, COOKTOWN  
FORMALLY DESCRIBED AS LOT 36 ON SP297334**

We wish to respond to Council's information request received on the 29 January 2024 in accordance with section 12 of the Development Assessment Rules.

**DA Form 1**

1. The DA Form 1 submitted with the development application has been superseded by version 1.4 dated 15 December 2023.
  - Please submit a completed current DA Form 1.

**Comment:**

Attached.

**Plan of Development – Building Envelopes**

2. Submit an amended proposed plan of development detailing building envelopes for each of the proposed lots, including the existing approved building envelope over proposed Lot 4. The building envelopes must include all dimensions, including access driveway handles.

**Comment:**

Attached.

## Flood Hazard

The subject site is identified as a Potential Flood Hazard Area on the Flood and Other Coastal Hazard Overlay map. The planning report submitted with the development application has not addressed compliance with the Flood and Other Coastal Hazards Overlay Code (8.2.6).

3. Provide a detailed response to the Flood and Other Coastal Hazards Overlay Code.
4. If necessary, amend the site plan to show the proposed building envelopes are located in an area that provides maximum possible flood immunity for the safety of people and the protection of property for all flood events.

### Comment:

This response also corresponds with item 5 regarding stormwater drainage, as it is simply stormwater flow paths that correlate with the flood hazard mapping. The site is mapped within a vast expanse of area within the 'Potential Flood Hazard Area'. Our clients can attest that even in the recent record flood events from Cyclone Jasper which were greater than 1 in 100-year events, that the property did not flood whatsoever. The site is some 30m above the creek level to the north, so extremely unlikely any flooding would ever occur in this area.

The building envelopes on proposed Lot 2 & 3 however have been amended to avoid the drainage flow paths, therefore providing maximum flood immunity for the protection of property and infrastructure.

## Stormwater Drainage

Review of available Lidar ground surface information for the site overlaid with the proposed lot layout and Building Envelope Plan indicates the building envelope for proposed Lot 2 and Lot 3 may be impacted by existing drainage flow paths through the development site. Refer figure below.

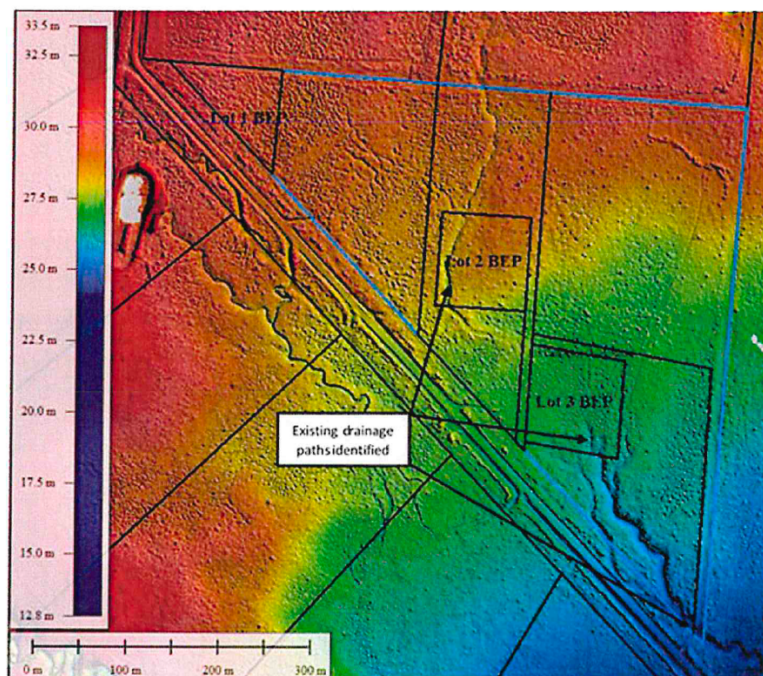


Figure : Existing Drainage Flow Paths Identified within Development Site

**5. Provide a drainage study addressing the following drainage paths as indicated by Lidar level data:**

- a. Existing flow path through the proposed Lot 2 building envelope;
- b. Existing flow path in the south-east corner of the Lot 3 building envelope;
- c. Existing flow path through the Lot 4 driveway access; and
- d. The mitigation measures required to minimise the impacts described in a, b, and c.

**Comment:**

As noted in the flood hazard section above, and in response to not providing a drainage study – costly and unjustified – we have simply amended the building envelopes to address the flow paths as shown on the LIDAR mapping to address all concerns in item 5. The building envelopes were also amended and reduced in size to address concerns raised with SARA regarding the vegetation clearing. As such, these changes will address both parties concerns at the same time.

In terms of the flow path across the access for proposed lot 4, we wish to note that that access is existing and has already been approved (Council file reference DA/3910). The access location and building envelope to now proposed Lot 4 has therefore been settled and not to be considered again or addressed as part of this application. In terms of access in and out, the property can be accessed all year round with rocks placed within the wetter areas to protect access.

**Proposed Lot 1 access driveway location**

The proposed access driveway for proposed Lot 1 is located on a corner and may not achieve sufficient safe intersection sight distance from oncoming traffic on Cameron Creek Road. This is particularly relevant after a wet season when high vegetation growth in road verges typically occurs.

- 6. Provide a Traffic Engineering Report demonstrating safe intersection sight distance can be achieved from the proposed Lot 1 driveway access at the north-west corner of the proposed Building Envelope. The site distance assessment must consider the vegetation growth within the road reserve.**

**Comment:**

As discussed in the meeting, conducting a traffic engineering report is not an option and somewhat cost prohibitive, particularly when there is a simply alternative option that addresses the concern. Moving forward to address this matter, we have simply shifted the crossover to the furthestmost point of the building envelope on proposed Lot 1. That pushes the access some 160m from the corner, which is greater than the 120m separation recently approved in DA/4648.

## **ADDITIONAL INFORMATION**

### **Existing cleared areas within proposed Lot 1**

1. Council is aware that recent vegetation clearing has been undertaken within proposed Lot 1. It is noted that the planning report submitted with the application did not mention the vegetation clearing. It is noted that in accordance with the Referral Agency response for the development approval creating Lot 36 SP297334 (SARA Ref: 1804-5064 and Council file reference DA/3910) vegetation clearing was in accordance with the approved plan and limited to the approved building envelope located in the north-eastern corner (location of building envelope for proposed Lot 4).

Please confirm if relevant approvals under the *Vegetation Management Act 1999* have been obtained for the clearing of native vegetation.

### **Comment:**

The clearing conducted on the property does not relate to any local government interests, rather state interest. With that in mind, it might be best advised to leave matters to be controlled by the relative respective party. We have been advised by the client that the clearing on-site was along the boundary 10m for fire separation. Regardless of all that, it is evidenced from this application that proposed Lot 1 will have a large building envelope area some 7,000m<sup>2</sup> to which it will be approved to be cleared. Relevant approvals under the *Vegetation Management Act 1999* have been submitted through this application process, and approvals will be forthcoming.

That concludes our response to the information request. Should there be any questions or queries in relation to the development application presented, please contact our office immediately. We also ask if possible that all correspondence be sent to our office electronically via email.

Yours faithfully,



Ramon Samanes

**Director, U&i Town Plan**

Bachelor of Applied Science, Majoring in Environmental and Urban Planning

# DA Form 1 – Development application details

Approved form (version 1.4 effective 15 December 2023) 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) | R & M Tree c/- U&i Town Plan |
| Contact name (only applicable for companies)        | Ramon Samanes, Director      |
| Postal address (P.O. Box or street address)         | PO Box 426                   |
| Suburb                                              | Cooktown                     |
| State                                               | Qld                          |
| Postcode                                            | 4895                         |
| Country                                             | Australia                    |
| Contact number                                      | 0411344110                   |
| Email address (non-mandatory)                       | ramon@uitownplan.com.au      |
| Mobile number (non-mandatory)                       | 0411344110                   |
| Fax number (non-mandatory)                          |                              |
| Applicant's reference number(s) (if applicable)     | R10-23                       |

### 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 [DA Forms Guide: Relevant plans](#).

#### 3.1) Street address and lot on plan

- ☐ Street address **AND** lot on plan (all lots must be listed), **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).

|    |          |            |                                    |                          |
|----|----------|------------|------------------------------------|--------------------------|
| a) | Unit No. | Street No. | Street Name and Type               | Suburb                   |
|    |          | 386        | Cameron Creek Road                 | Hope Vale                |
|    | Postcode | Lot No.    | Plan Type and Number (e.g. RP, SP) | Local Government Area(s) |
|    | 4895     | 36         | SP297334                           | Cook Shire Council       |
| b) | Unit No. | Street No. | Street Name and Type               | Suburb                   |
|    |          |            |                                    |                          |
|    | Postcode | Lot No.    | Plan Type and Number (e.g. RP, SP) | Local Government Area(s) |
|    |          |            |                                    |                          |

#### 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.

- ☐ Coordinates of premises by longitude and latitude

|              |             |                                                                                                     |                                          |
|--------------|-------------|-----------------------------------------------------------------------------------------------------|------------------------------------------|
| Longitude(s) | Latitude(s) | Datum                                                                                               | Local Government Area(s) (if applicable) |
|              |             | <input type="checkbox"/> WGS84<br><input type="checkbox"/> GDA94<br><input type="checkbox"/> Other: |                                          |

- ☐ Coordinates of premises by easting and northing

|            |             |                                                                                           |                                                                                                     |                                          |
|------------|-------------|-------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------|------------------------------------------|
| Easting(s) | Northing(s) | Zone Ref.                                                                                 | Datum                                                                                               | Local Government Area(s) (if applicable) |
|            |             | <input type="checkbox"/> 54<br><input type="checkbox"/> 55<br><input type="checkbox"/> 56 | <input type="checkbox"/> WGS84<br><input type="checkbox"/> GDA94<br><input type="checkbox"/> Other: |                                          |

#### 3.3) Additional premises

- ☐ Additional premises are relevant to this development application and the details of these premises have been attached in a schedule to this development application  
☐ Not required

### 4) Identify any of the following that apply to the premises and provide any relevant details

- ☐ In or adjacent to a water body or watercourse or in or above an aquifer

Name of water body, watercourse or aquifer:

- ☐ On strategic port land under the *Transport Infrastructure Act 1994*

Lot on plan description of strategic port land:

Name of port authority for the lot:

- ☐ In a tidal area

Name of local government for the tidal area (if applicable):

Name of port authority for tidal area (if applicable):

- ☐ On airport land under the *Airport Assets (Restructuring and Disposal) Act 2008*

Name of airport:

|                                                                                                                                   |
|-----------------------------------------------------------------------------------------------------------------------------------|
| <input type="checkbox"/> Listed on the Environmental Management Register (EMR) under the <i>Environmental Protection Act 1994</i> |
| EMR site identification: <input type="text"/>                                                                                     |
| <input type="checkbox"/> Listed on the Contaminated Land Register (CLR) under the <i>Environmental Protection Act 1994</i>        |
| CLR site identification: <input type="text"/>                                                                                     |

#### 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 [DA Forms Guide](#).*

- ☐ Yes – All easement locations, types and dimensions are included in plans submitted with this development application
- ☐ No

## PART 3 – DEVELOPMENT DETAILS

### Section 1 – Aspects of development

#### 6.1) Provide details about the first 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 3 lots):

Reconfiguration of a Lot – 1 into 4 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

#### 6.2) 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 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 3 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

| 7) Does the proposed development application involve any of the following? |                                                                                                      |
|----------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------|
| Material change of use                                                     | <input type="checkbox"/> Yes – complete division 1 if assessable against a local planning instrument |
| Reconfiguring a lot                                                        | <input checked="" type="checkbox"/> Yes – complete division 2                                        |
| Operational work                                                           | <input type="checkbox"/> Yes – complete division 3                                                   |
| Building work                                                              | <input type="checkbox"/> Yes – complete <i>DA Form 2 – Building work details</i>                     |

### Division 1 – Material change of use

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

| 8.1) Describe the proposed material change of use                                 |                                                                                  |                                          |                                                       |
|-----------------------------------------------------------------------------------|----------------------------------------------------------------------------------|------------------------------------------|-------------------------------------------------------|
| Provide a general description of the proposed use                                 | Provide the planning scheme definition<br>(include each definition in a new row) | Number of dwelling units (if applicable) | Gross floor area (m <sup>2</sup> )<br>(if applicable) |
|                                                                                   |                                                                                  |                                          |                                                       |
|                                                                                   |                                                                                  |                                          |                                                       |
|                                                                                   |                                                                                  |                                          |                                                       |
| 8.2) Does the proposed use involve the use of existing buildings on the premises? |                                                                                  |                                          |                                                       |
| <input type="checkbox"/> Yes                                                      |                                                                                  |                                          |                                                       |
| <input type="checkbox"/> No                                                       |                                                                                  |                                          |                                                       |

### Division 2 – Reconfiguring a lot

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

| 9.1) What is the total number of existing lots making up the premises?          |                                                                                                                         |
|---------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------|
| One (1) Existing Allotment                                                      |                                                                                                                         |
| 9.2) What is the nature of the lot reconfiguration? (tick all applicable boxes) |                                                                                                                         |
| <input checked="" type="checkbox"/> Subdivision (complete 10))                  | <input checked="" type="checkbox"/> Subdivision (complete 10))                                                          |
| <input type="checkbox"/> Boundary realignment (complete 12))                    | <input type="checkbox"/> Creating or changing an easement giving access to a lot from a constructed road (complete 13)) |

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

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

| 12) Boundary realignment                                                            |                        |                         |                        |
|-------------------------------------------------------------------------------------|------------------------|-------------------------|------------------------|
| 12.1) What are the current and proposed areas for each lot comprising the premises? |                        |                         |                        |
| Current lot                                                                         |                        | Proposed lot            |                        |
| Lot on plan description                                                             | Area (m <sup>2</sup> ) | Lot on plan description | Area (m <sup>2</sup> ) |
|                                                                                     |                        |                         |                        |
|                                                                                     |                        |                         |                        |
| 12.2) What is the reason for the boundary realignment?                              |                        |                         |                        |
|                                                                                     |                        |                         |                        |

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

### Division 3 – Operational work

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

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

## PART 4 – ASSESSMENT MANAGER DETAILS

| 15) Identify the assessment manager(s) who will be assessing this development application                                                                                                                                                                                                           |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Cook Shire Council                                                                                                                                                                                                                                                                                  |
| 16) Has the local government agreed to apply a superseded planning scheme for this development application?                                                                                                                                                                                         |
| <input type="checkbox"/> Yes – a copy of the decision notice is attached to this development application<br><input type="checkbox"/> The local government is taken to have agreed to the superseded planning scheme request – relevant documents attached<br><input checked="" type="checkbox"/> No |

## PART 5 – REFERRAL DETAILS

### 17) Does this development application include any aspects that have any referral requirements?

**Note:** A development application will require referral if prescribed by the Planning Regulation 2017.

- ☐ No, there are no referral requirements relevant to any development aspects identified in this development application – proceed to Part 6

#### Matters requiring referral to the **Chief Executive of the Planning Act 2016**:

- ☒ Clearing native vegetation
- ☐ Contaminated land (*unexploded ordnance*)
- ☐ Environmentally relevant activities (ERA) (*only if the ERA has not been devolved to a local government*)
- ☐ Fisheries – aquaculture
- ☐ Fisheries – declared fish habitat area
- ☐ Fisheries – marine plants
- ☐ Fisheries – waterway barrier works
- ☐ Hazardous chemical facilities
- ☐ Heritage places – Queensland heritage place (*on or near a Queensland heritage place*)
- ☐ Infrastructure-related referrals – designated premises
- ☐ Infrastructure-related referrals – state transport infrastructure
- ☐ Infrastructure-related referrals – State transport corridor and future State transport corridor
- ☐ Infrastructure-related referrals – State-controlled transport tunnels and future state-controlled transport tunnels
- ☐ Infrastructure-related referrals – near a state-controlled road intersection
- ☐ Koala habitat in SEQ region – interfering with koala habitat in koala habitat areas outside koala priority areas
- ☐ Koala habitat in SEQ region – key resource areas
- ☐ Ports – Brisbane core port land – near a State transport corridor or future State transport corridor
- ☐ Ports – Brisbane core port land – environmentally relevant activity (ERA)
- ☐ Ports – Brisbane core port land – tidal works or work in a coastal management district
- ☐ Ports – Brisbane core port land – hazardous chemical facility
- ☐ Ports – Brisbane core port land – taking or interfering with water
- ☐ Ports – Brisbane core port land – referable dams
- ☐ Ports – Brisbane core port land – fisheries
- ☐ Ports – Land within Port of Brisbane's port limits (*below high-water mark*)
- ☐ SEQ development area
- ☐ 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
- ☐ SEQ northern inter-urban break – tourist activity or sport and recreation activity
- ☐ SEQ northern inter-urban break – community activity
- ☐ SEQ northern inter-urban break – indoor recreation
- ☐ SEQ northern inter-urban break – urban activity
- ☐ SEQ northern inter-urban break – 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 licence is an individual

☐ Infrastructure-related referrals – Oil and gas infrastructure

Matters requiring referral to the **Brisbane City Council**:

☐ Ports – Brisbane core port land

Matters requiring referral to the **Minister responsible for administering the *Transport Infrastructure Act 1994***:

☐ Ports – Brisbane core port land *(where inconsistent with the Brisbane port LUP for transport reasons)*

☐ Ports – Strategic port land

Matters requiring referral to the **relevant port operator**, if applicant is not port operator:

☐ Ports – Land within Port of Brisbane's port limits *(below high-water mark)*

Matters requiring referral to the **Chief Executive of the relevant port authority**:

☐ Ports – Land within limits of another port *(below high-water mark)*

Matters requiring referral to the **Gold Coast Waterways Authority**:

☐ Tidal works or work in a coastal management district *(in Gold Coast waters)*

Matters requiring referral to the **Queensland Fire and Emergency Service**:

☐ Tidal works or work in a coastal management district *(involving a marina (more than six vessel berths))*

**18) Has any referral agency provided a referral response for this development application?**

☐ Yes – referral response(s) received and listed below are attached to this development application

☒ No

| Referral requirement | Referral agency | Date of referral response |
|----------------------|-----------------|---------------------------|
|                      |                 |                           |
|                      |                 |                           |

Identify and describe any changes made to the proposed development application that was the subject of the referral response and 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 determined necessary for this development application

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

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

- *that this development application will be assessed and decided based on the information provided when making this development application and the assessment manager and any referral agencies relevant to the development application are not obligated under the DA Rules to accept any additional information provided by the applicant for the development application unless agreed to by the relevant parties*
- *Part 3 of the DA Rules will still apply if the application is an application listed under section 11.3 of the DA Rules.*

*Further advice about information requests is contained in the [DA Forms Guide](#).*

## PART 7 – FURTHER DETAILS

### 20) Are there any associated development applications or current approvals? (e.g. a preliminary approval)

- ☒ Yes – provide details below or include details in a schedule to this development application  
☐ No

| List of approval/development application references                                                         | Reference number        | Date | Assessment manager |
|-------------------------------------------------------------------------------------------------------------|-------------------------|------|--------------------|
| <input checked="" type="checkbox"/> Approval<br><input checked="" type="checkbox"/> Development application | DA/3907 – 1 into 8 lots | 2018 | Cook Shire Council |
| <input type="checkbox"/> Approval<br><input type="checkbox"/> Development application                       |                         |      |                    |

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

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

| Amount paid | Date paid (dd/mm/yy) | QLeave levy number (A, B or E) |
|-------------|----------------------|--------------------------------|
| \$          |                      |                                |

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

- ☐ Yes – show cause or enforcement notice is attached  
☒ No

### 23) Further legislative requirements

#### **Environmentally relevant activities**

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

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

**Note:** Application for an environmental authority can be found by searching “ESR/2015/1791” as a search term at [www.qld.gov.au](http://www.qld.gov.au). An ERA requires an environmental authority to operate. See [www.business.qld.gov.au](http://www.business.qld.gov.au) for further information.

|                      |  |                         |  |
|----------------------|--|-------------------------|--|
| Proposed ERA number: |  | Proposed ERA threshold: |  |
| Proposed ERA name:   |  |                         |  |

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

#### **Hazardous chemical facilities**

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

- ☐ Yes – Form 69: Notification of a facility exceeding 10% of schedule 15 threshold is attached to this development application  
☒ No

**Note:** See [www.business.qld.gov.au](http://www.business.qld.gov.au) 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

**Note:** 1. Where a development application for operational work or material change of use requires a s22A determination and this is not included, the development application is prohibited development.  
2. See <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 *Environmental Offsets Act 2014*?

☐ 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](http://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](http://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 Water Act 2000?**

☐ Yes – the relevant template is completed and attached to this development application and I acknowledge that a relevant authorisation or licence under the *Water Act 2000* may be required prior to commencing development

☒ No

**Note:** Contact the Department of Natural Resources, Mines and Energy at [www.dnrme.qld.gov.au](http://www.dnrme.qld.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 watercourse, lake or spring: complete DA Form 1 Template 2
- Taking overland flow water: complete DA Form 1 Template 3.

### **Waterway barrier works**

23.7) Does this application involve **waterway barrier works**?

☐ Yes – the relevant template is completed and attached to this development application

☒ No

DA templates are available from <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 removal, disturbance or destruction of marine plants?**

☐ Yes – an associated resource allocation authority is attached to this development application, if required under the *Fisheries Act 1994*

☒ No

**Note:** See guidance materials at [www.daf.qld.gov.au](http://www.daf.qld.gov.au) 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 *Water Act 2000*?

- ☐ 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.qld.gov.au](http://www.dnrme.qld.gov.au) and [www.business.qld.gov.au](http://www.business.qld.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 *Coastal Protection and Management Act 1995*?

- ☐ 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](http://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 *Water Supply (Safety and Reliability) Act 2008* (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.qld.gov.au](http://www.dnrme.qld.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.qld.gov.au](http://www.des.qld.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](http://www.des.qld.gov.au) for information requirements regarding development of Queensland heritage places.

|                             |  |           |  |
|-----------------------------|--|-----------|--|
| Name of the heritage place: |  | Place ID: |  |
|-----------------------------|--|-----------|--|

### **Brothels**

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 *Prostitution Regulation 2014*  
☒ 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 *Transport Infrastructure Act 1994* (subject to the conditions in section 75 of the *Transport Infrastructure Act 1994* 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](http://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

☒ Yes

**Note:** See the Planning Regulation 2017 for referral requirements

If building work is associated with the proposed development, Parts 4 to 6 of [DA Form 2 – Building work details](#) 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 [DA Forms Guide: Planning Report Template](#).

☒ Yes

Relevant plans of the development are attached to this development application

**Note:** Relevant plans are required to be submitted for all aspects of this development application. For further information, see [DA Forms Guide: Relevant plans](#).

☒ Yes

The portable long service leave levy for QLeave has been paid, or will be paid before a development permit is issued (see 21)

☐ Yes

☒ Not applicable

### 25) Applicant declaration

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

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

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

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

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

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

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

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

Date received:  Reference number(s):

| Notification of engagement of alternative assessment manager |  |
|--------------------------------------------------------------|--|
| Prescribed assessment manager                                |  |
| Name of chosen assessment manager                            |  |
| Date chosen assessment manager engaged                       |  |
| Contact number of chosen assessment manager                  |  |
| Relevant licence number(s) of chosen assessment manager      |  |

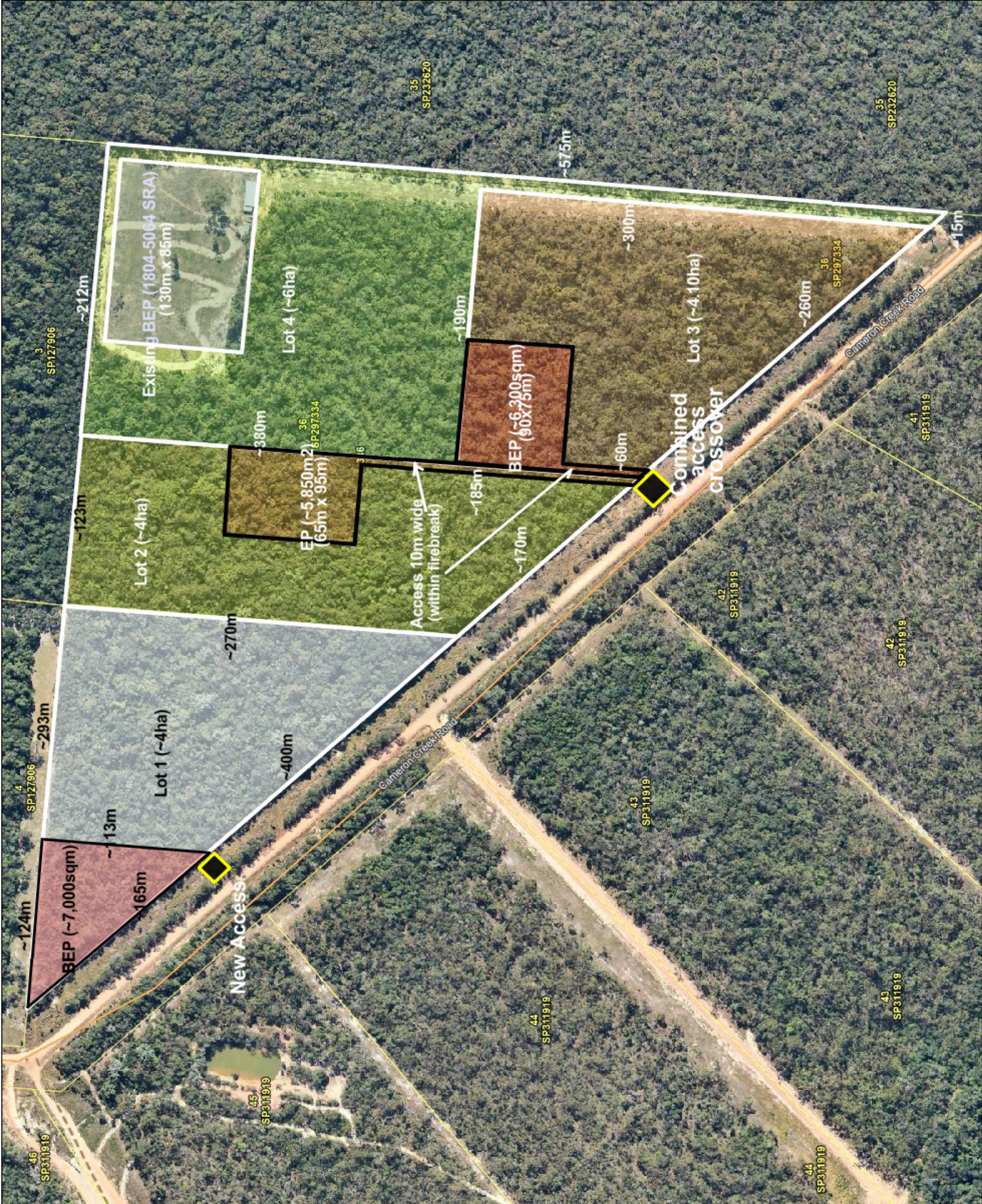
| QLeave notification and payment                                 |  |                      |  |
|-----------------------------------------------------------------|--|----------------------|--|
| <i>Note: For completion by assessment manager if applicable</i> |  |                      |  |
| Description 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                            |  |                      |  |

# Subdivision Layout Plan - 1 int 4 Lots

386 Cameron Creek Rd, Hope Vale (Lot 36 on SP29733) Plan#2.0, dated 17.02.24, prepared by U&i Town Plan

15°23'35"S 145°8'19"E

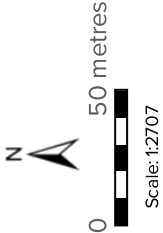
15°23'35"S 145°8'49"E



15°23'56"S 145°8'19"E

15°23'56"S 145°8'49"E

Legend located on next page



Printed at: A3

Print date: 19/2/2024

Not suitable for accurate measurement.

Projection: Web Mercator EPSG 102100 (3857)

For more information, visit <https://qldglobe.information.qld.gov.au/help-info/Contact-us.html>

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