

ORDINARY COUNCIL MEETING	7.2
24 JUNE 2014	

REPEAL MOTION NEGOTIATED DECISION – 5957R DAVIDSON STREET,
CRAIGLIE – CR MELCHERT

“5.2. REQUEST FOR NEGOTIATED DECISIONS FOR MATERIAL CHANGE OF USE
(CODE ASSESSMENT) AND NEGOTIATED INFRASTRUCTURE CHARGES NOTICE -
SERVICE INDUSTRY– 5957R DAVIDSON STREET CRAIGLIE

Jenny Elphinstone: 8/7/2906: #422117 & #422079

Moved Cr Carey Seconded Cr Melchert

RECOMMENDATION:

That Council in part approve the request for a Negotiated Decision for the Material Change of Use for Service Industry over land described as Lot 57 on C22511, located at 5957R Davidson Street, Craiglie, whereby:

1. The Assessment Manager Condition 3(f) is amended as follows:

f. Either:

i. Include “No Standing” signage adjacent to the road frontage for the full width of the property frontage to Davidson Street (Captain Cook Highway).;

OR

ii. Where the Applicant demonstrates agreement from the State of Queensland for the provision of a bus stop and shelter adjacent to the land on the State-controlled road:

- Provide a bus stop and shelter adjacent to the land; and
- Provide “No Standing” signage adjacent to the remaining road frontage to Davison Street (Caption Cook Highway); and
- Design of the bus stop and shelter is to match the bus stop and shelter currently existing nearby on the eastern side of Davidson Street (Captain Cook Highway) to the satisfaction of the Chief Executive Officer; MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON TUESDAY 3 JUNE 2014, COMMENCING AT 10.00AM

3

2. Include the following condition:

25. Where the Applicant has chosen to provide a bus stop and shelter in accordance with Condition 3.f.ii all associated costs with the provision of the bus stop and shelter must be borne by the land owner. The bus stop signage (indicating a maximum stop time of 30mins) must be provided prior to the commencement of the land use and shelter must be provided within twelve months of the commencement of the land use.

3. That Council issue a Negotiated Infrastructure Charges Notice, calculated giving credit to the land use approved under the Town Planning Consent 1072 issued by the former Douglas Shire Council.

4. The remaining Conditions, Approved Plans and Documents and Advice Notes of the Decision Notice issued on 24 February 2014 remain unchanged.

Carried unanimously “

Background

At the meeting held on 3rd June 2014 I ask two questions about the proposed on street parking provisions one of which related to the applicant’s position on the proposed new condition. The answers I was given, according to the applicant who was present at the meeting, suggests there is some variation of understanding between the applicant and Council. The information I was given fundamentally effected my decision making processes.

If my repeal motion is successful I intend to move an alternate motion which will be identical to the original except for a variation to the on-street parking provision.

I will circulate the proposed minor variation prior to the meeting.