YOUR REF: 45-2014/DSC/MCU 29092014 **OUR REF:** MCUC 449/2014 (438235)

22 January 2015

Reef Marina Pty Ltd
C/- RECS Consulting Engineers & Building Design
PO Box 894
PORT DOUGLAS QLD 4877

Attention: Mr Peter Dutaillis

Dear Sir

DECISION NOTICE UNDER S 335 SUSTAINABLE PLANNING ACT 2009: DEVELOPMENT APPLICATION FOR WHARF STREET, PORT DOUGLAS

With reference to the abovementioned Development Application, which was determined by Council at the Ordinary Meeting held on 20 January 2015, please find attached the relevant Decision Notice.

The Notice includes extracts from the Act with respect to making representations about conditions, negotiated decisions, suspension of the appeal period, and lodging an Appeal.

This notice also includes an Infrastructure Charges Notice issued in accordance with section 648F of the *Sustainable Planning Act* 2009.

Your attention is drawn to the Advice statements in respect to compliance with other legislation and in particular compliance with the requirement for any disability access under the Premises Standards.

Should you have any enquiries in relation to this Decision Notice, please contact Neil Beck of Development and Environment on telephone number 07 4099 9451.

Yours faithfully

Donna Graham Manager Development & Environment

Att

43.2014.449

APPLICANT DETAILS

Reef Marina Pty Ltd C/- RECS Consulting Engineers & Building Design PO Box 894 PORT DOUGLAS QLD 4873

ADDRESS

Wharf Street, Port Douglas

REAL PROPERTY DESCRIPTION

Lot 146 on SR861

PROPOSAL

Marina

DECISION

Approved in part subject to conditions (refer to approval package below) and Refused in part.

DECISION DATE

20 January 2015

TYPE

Material Change of Use (Development Permit)

REFERRAL AGENCIES

For an application involving	agency	Advice agency or concurrence agency	Address
Tidal works or development in a coastal management district	Department of State Development, Infrastructure and Planning	Advice or Concurrence	Far North Queensland Regional Office PO Box 2358 CAIRNS QLD 4870

SUBMISSIONS

There were no submissions for this application.

FURTHER DEVELOPMENT PERMITS REQUIRED

Development Permit for Building Works

CODES TO COMPLY WITH FOR SELF-ASSESSABLE DEVELOPMENT

None

DOES THE ASSESSMENT MANAGER CONSIDER THE APPLICATION TO BE IN CONFLICT WITH APPLICABLE CODES, PLANNING SCHEME, STATE PLANNING POLICIES OR PRIORITY INFRASTRUCTURE PLAN (IF YES, INCLUDE STATEMENT OF REASONS)

Not in conflict

A. CONDITIONS FOR APPROVAL IN PART FOR A MATERIAL CHANGE OF USE AND OPERATIONAL WORK FOR PRESCRIBED TIDAL WORK FOR THE EXPANSION OF THE EXISTING MARINA OVER LAND DESCRIBED AS LOT 146 ON SR861, LOCATED AT WHARF STREET, PORT DOUGLAS:

APPROVED DRAWING(S) AND / OR DOCUMENT(S)

The term 'approved drawing(s) and / or document(s)' or other similar expressions means:

Drawing or Document	Reference	Date
General Notes & Locality Plan	4577-100B	29 July 2014
Demolition Plan	4577-101/A	25 July 2014
General Arrangement	4577-102/D	25 July 2014
Marina Setout	4577-103/C	28 July 2014
Pile Layout & Profile	4577-105/C	25 July 2014
Pile Schedule	4577-106/B	25 July 2014
Services Layout	4577-107/C	28 July 2014
Concrete Abutment Details	4577-109	29 July 2014
Typical Pile Bracket Details	4577-110	29 July 2014
Typical Bracket Details	4577-111	29 July 2014
Standard Pontoon Details	4577-112	29 July 2014

Note – The utility berths are not approved. All reference to the utility berths on the approved plans listed in the above table have no force or effect.

ASSESSMENT MANAGER CONDITIONS

- 1. Carry out the approved development generally in accordance with the approved drawing(s) and/or document(s), and in accordance with:
 - The specifications, facts and circumstances as set out in the application submitted to Council; and
 - b. The following conditions of approval and the requirements of Council's Planning Scheme and the *FNQROC Development Manual*.

Except where modified by these conditions of approval

Timing of Effect

2. The conditions of the Development Permit must be effected prior to Commencement of Use, except where specified otherwise in these conditions of approval.

Damage to Council Infrastructure

3. In the event that any part of Council's existing sewer / water or road infrastructure is damaged as a result of construction activities occurring on the site, the applicant/owner must notify Council immediately of the affected infrastructure and have it repaired or replaced at the applicant / owners cost, prior to the Commencement of Use.

Storage of Machinery and Plant

 The storage of any machinery, material and vehicles must not cause a nuisance to surrounding properties to the satisfaction of the Chief Executive Officer.

Demolish Structures

5. All structures not associated with the approved development (including disused services and utilities) must be demolished and/or removed from the subject land prior to Commencement of Use.

Construction Access

6. All construction works and delivery of materials must take place using the existing access location into Lot 146 on SR861 or via Dickson Inlet. Wharf Street is not to be used for the set down of materials or to aid with the construction of the expansion without the express approval of the Chief Executive Officer.

CONCURRENCE AGENCY CONDITIONS & REQUIREMENTS

Concurrency Agency	Concurrence Agency Reference	Date	Council Electronic Reference
Department of State			
Development	SDA-1014-015258	5 December 2014	435421
Infrastructure &			
Planning			

Refer to Appendix 2: Concurrence Agency Requirements. (Please note that these conditions / requirements may be superseded by subsequent negotiations with the relevant referral agencies).

ADVICE

- 1. This approval, granted under the provisions of the *Sustainable Planning Act* 2009, shall lapse four (4) years from the day the approval takes effect in accordance with the provisions of 339 and 341 of the *Sustainable Planning Act* 2009.
- All building site managers must take all action necessary to ensure building materials and / or machinery on construction sites are secured immediately following the first cyclone watch and that relevant emergency telephone contacts are provided to Council officers, prior to commencement of works.

3. This approval does not negate the requirement for compliance with all other relevant Local Laws and other statutory requirements.

Infrastructure Charges Notice

4. A charge levied for the supply of trunk infrastructure is payable to Council towards the provision of trunk infrastructure in accordance with the Adopted Infrastructure Charges Notice, a copy of which is attached for reference purposes only. The original Adopted Infrastructure Charges Notice will be provided under cover of a separate letter.

The amount in the Adopted Infrastructure Charges Notice has been calculated according to Council's Adopted Infrastructure Charges Resolution.

Please note that this Decision Notice and the Adopted Infrastructure Charges Notice are stand-alone documents. *The Sustainable Planning Act* 2009 confers rights to make representations and appeal in relation to a Decision Notice and an Adopted Infrastructure Charges Notice separately.

The amount in the Adopted Infrastructure Charges Notice is subject to index adjustments and may be different at the time of payment. Please contact the Development and Environment Branch at Council for review of the charge amount prior to payment.

The time when payment is due is contained in the Adopted Infrastructure Charges Notice.

5. For information relating to the *Sustainable Planning Act* 2009 log on to www.dsdip.qld.gov.au. To access the *FNQROC Development Manual*, Local Laws and other applicable Policies log on to www.douglas.qld.gov.au.

LAND USE DEFINITIONS*

In accordance with the Douglas Shire Planning Scheme 2008, the approved land use of Marina is defined as:

Premises used to moor or store marine vessels (including power driven, yachts and fishing vessels) on, or adjacent to the water.

The use may include ancillary facilities for the refuelling, servicing, repair, land storage and sale of marine craft and for the sale of related boating gear and equipment.

The use includes:

- slipway;
- marine infrastructure;
- offices and storerooms;
- laundry, toilet and shower facilities;
- general store not exceeding 250m²
- marine retail, including dive stores;
- marine related tourism activities;

- ancillary marina facilities used in connection with the marina;
- sale of freshly caught seafood produce from marine vessels (specifically the vessel the seafood was caught from).

*This definition is provided for convenience only. This Development Permit is limited to the specifications, facts and circumstances as set out in the application submitted to Council and is subject to the abovementioned conditions of approval and the requirements of Council's Planning Scheme and the *FNQROC Development Manual*.

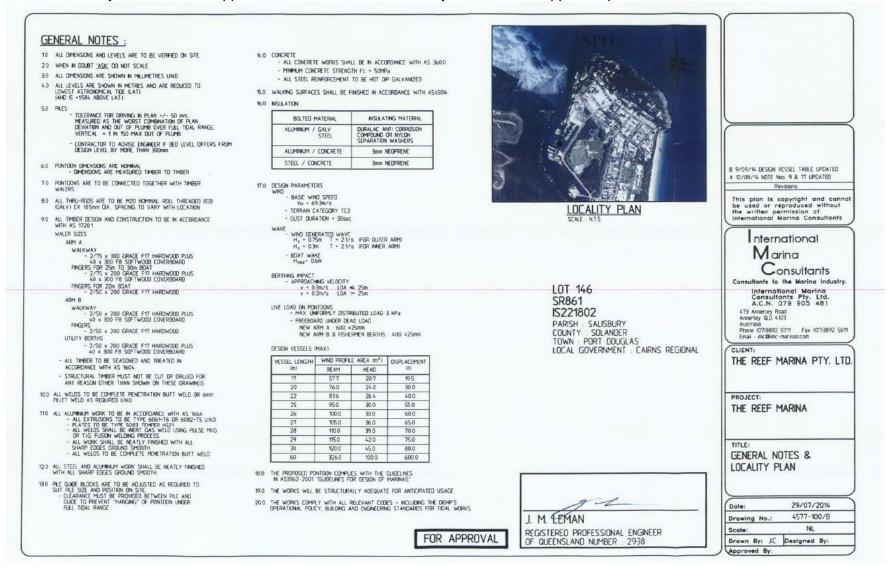
- B. PLANNING GROUNDS FOR REFUSAL IN PART OF THE MATERIAL CHANGE OF USE AND OPERATIONAL WORK FOR PRESCRIBED TIDAL WORK FOR THE EXPANSION OF THE EXISTING MARINA AS IT RELATES TO THE PROPOSED 'UTILITY BERTHS' OVER LAND DESCRIBED AS LOT 146 ON SR861, LOCATED AT WHARF STREET, PORT DOUGLAS:
 - The proposed utility berths and associated service demands generated by commercial and other vessels will take place within the road reserve of Wharf Street.
 - 2. The reliance on Wharf Street to absorb all associated parking and servicing demands generated by the various commercial vessels being moored at this location is in conflict with the purpose statements and desired development outcomes of the Port Douglas Waterfront Planning Area in that:
 - a. The use of the Wharf Street road reserve in this manner does not contribute to a high quality public space;
 - b. Does not provide for or promote pedestrian connectivity which is safe and efficient.
 - c. Will have a detrimental impact on the streetscape in terms of aesthetics for both pedestrian and vehicle traffic.
 - d. Will have an adverse impact on the sense of arrival when entering Port Douglas through having a negative impact on the existing amenity and character of the precinct.
 - e. Places additional and unnecessary pedestrian and vehicle movements in this location which will create conflict with the Bally Hooley rail line.
 - 3. The proposed utility berths conflict with the Performance Criterion 10 & 11 of the Port Douglas Waterfront Planning Area Code as it relates to Parking Access and Mobility in that:
 - a. Vehicle parking and service areas will dominate the streetscape in this location enhancing pedestrian and vehicle conflict.
 - b. Will detrimentally impact of the ability of Wharf Street being a planned connectivity route to convey pedestrians, cyclists, motorists and public transport into and through the Waterfront.

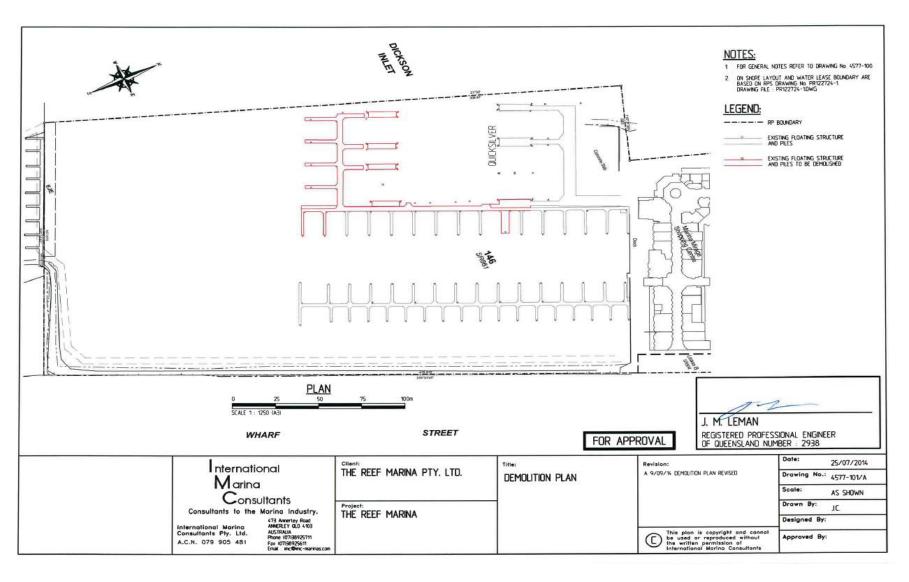
RIGHTS	OF	API	PEAL
Attached			

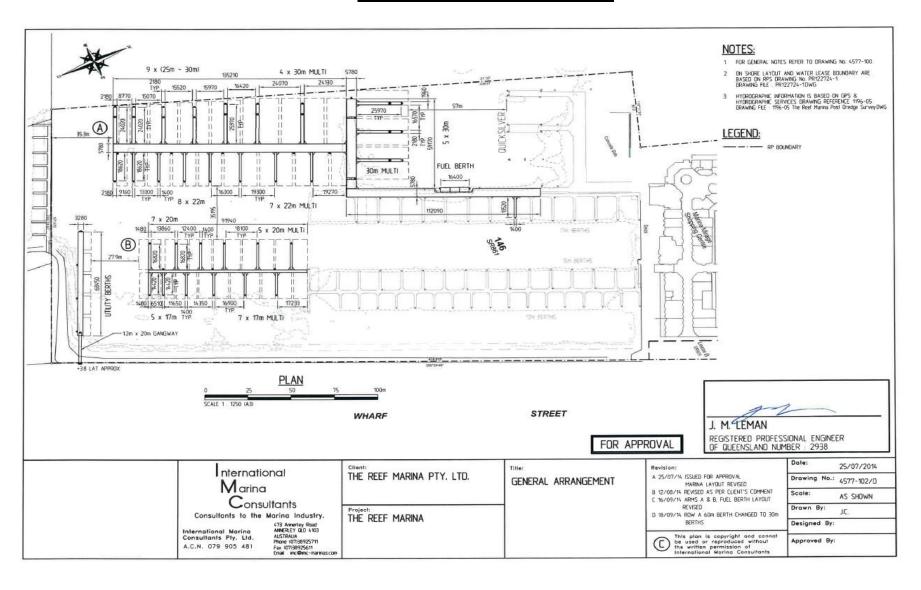
End of Decision Notice

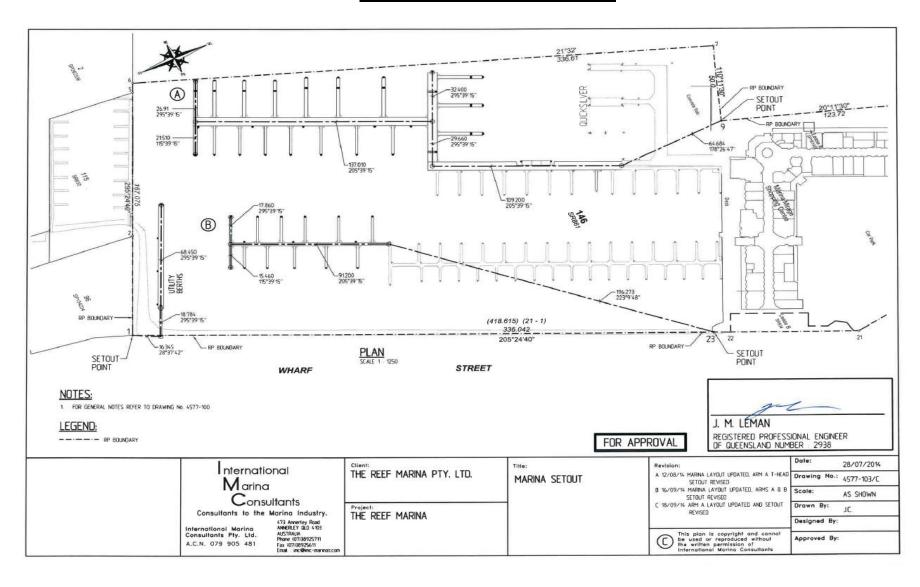
APPENDIX 1: APPROVED DRAWING(S) & DOCUMENT(S)

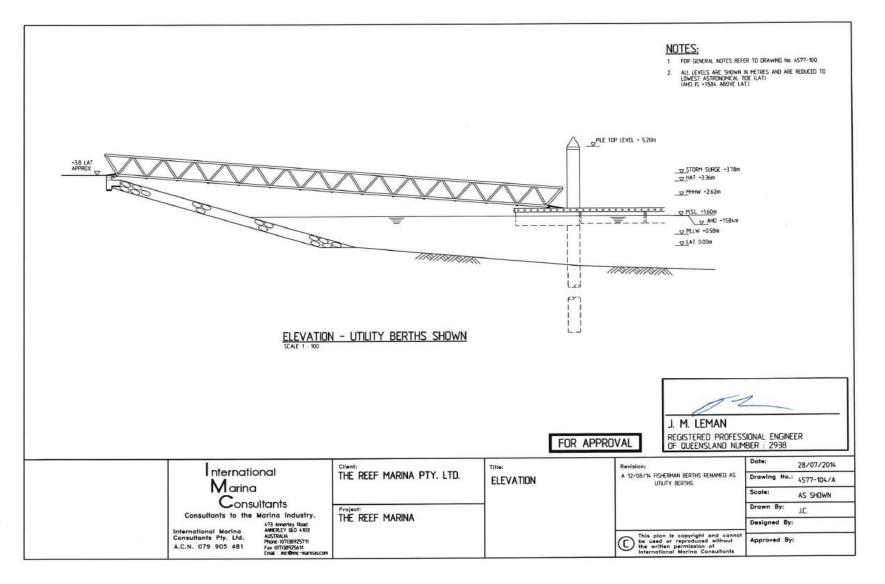
Note – The utility berths are not approved. All reference to the utility berths on the approved plans listed in the above table have no force or effect.

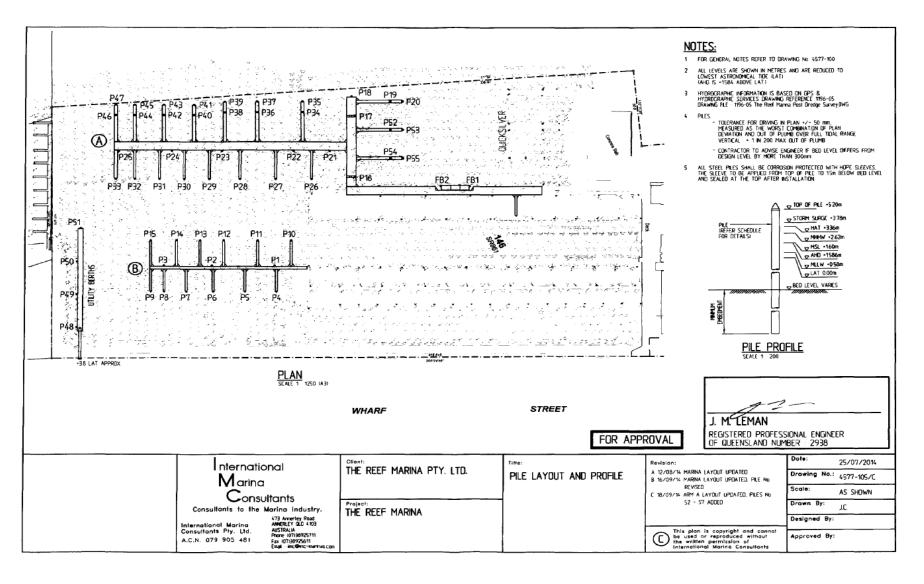












PILE No.	DESIGNED BEO LEVEL (m LAT)	PILE SCHEDULE PILE SZE	MINIMUM EMBEDMENT (m)	PILE TOP LEVEL (m LAT)	ESTIMATED PILE LENGTH (m)
P1	-22	6100 x 127 WALL GRADE 350 CORROSION PROTECTED STEEL PILE	75	+52	150
P2	-23	6100 x 12.7 WALL GRADE 350 CORROSION PROTECTED STEEL PILE	75	+52	150
P3	-22	6100 x 127 WALL GRADE 350 CORROSION PROTECTED STEEL PILE	75	+52	150
Ρ4	-23	4574 x 127 WALL GRADE 350 CORROSION PROTECTED STEEL PILE	63	+52	14.0
P5	-20	4570 x 127 WALL GRADE 350 CORROSION PROTECTED STEEL PILE	63	-52	135
P6	-20	4570 x 127 WALL GRADE 350 CORROSION PROTECTED STEEL PILE	63	•52	135
P7	-21	457¢ x 12.7 WALL GRADE 350 CORROSION PROTECTED STEEL PILE	63	+52	14.0
P8	-22	4570 x 127 WALL GRADE 350 CORROSION PROTECTED STEEL PILE	63	•52	14.0
P9	-22	4574 x 127 WALL GRADE 350 CORROSION PROTECTED STEEL PILE	63	-52	14.0
P10	-22	6100 x 127 WALL GRADE 350 CORROSION PROTECTED STEEL PLE	66	+52	14.0
Pt1	-22	6100 x 12.7 WALL GRADE 350 CORROSION PROTECTED STEEL PILE	66	-52	14.0
P12	-22	6104 x 12.7 WALL GRADE 350 CORROSION PROTECTED STEEL PLE	66	•52	14.0
P13	-22	6100 x 127 WALL GRADE 350 CORROSION PROTECTED STEEL PILE	66	+52	14.0
P14	-22	6100 x 12.7 WALL GRADE 350 CORROSION PROTECTED STEEL PLE	66	+52	14.0
P15	-23	6100 x 12.7 WALL GRADE 350 CORROSION PROTECTED STEEL PILE	66	-52	14.5
P16	-22	6100 x 127 WALL GRADE 350 CORROSION PROTECTED STEEL PILE	72	-52	150
P17	-25	6100 x 127 WALL GRADE 350 CORROSION PROTECTED STEEL PILE	72	+52	150
P18	-25	610¢ x 12.7 WALL GRADE 350 CORROSION PROTECTED STEEL PILE	72	+52	150
P19	-26	610¢ x 127 WALL GRADE 350 CORROSION PROTECTED STEEL PILE	72	+52	150
P20	-27	610¢ x 12.7 WALL GRADE ∋50 CORROSION PROTECTED STEEL PILE	72	+52	155
P21	-25	6100 x 160 WALL GRADE 350 CORROSION PROTECTED STEEL PLE	82	+5.2	16.0
P22	-26	6100 x 16.0 WALL GRADE 350 CORROSION PROTECTED STEEL PILE	82	+52	160
P23	-25	610Φ x 16.0 WALL GRADE 950 CORROSION PROTECTED STEEL PILE	82	+52	160
P24	-25	6104 x 16.0 WALL GRADE 350 CORROSION PROTECTED STEEL PILE	82	-52	160
P25	-25	6100 x 16.0 WALL GRADE 350 CORROSION PROTECTED STEEL PILE	82	+52	160
P26	-27	6100 x 127 WALL GRADE 350 CORROSION PROTECTED STEEL PLE	70	+52	150
P27	-27	6104 x 12.7 WALL GRADE 350 CORROSION PROTECTED STEEL PLE	70	+52	150
P28	-26	610 ≠ x 12.7 WALL GRADE 350 CORROSION PROTECTED STEEL PILE	70	+52	150
P29	-27	610Φ x 127 WALL GRADE 350 CORROSION PROTECTED STEEL PILE	70	+52	150
P30	-26	6100 x 127 WALL GRADE 350 CORROSION PROTECTED STEEL PILE	70	•52	750
P31	-25	6100 x 127 WALL GRADE 350 CORROSION PROTECTED STEEL PILE	70	+52	150
P32	-27	6104 x 127 WALL GRADE 350 CORROSION PROTECTED STEEL PILE	76	+52	150
P33	-25	610¢ x 127 WALL GRADE 350 CORROSION PROTECTED STEEL PILE	76	-52	150
P34	-26	6100 x 127 WALL GRADE 350 CORROSION PROTECTED STEEL PILE	64	+52	145

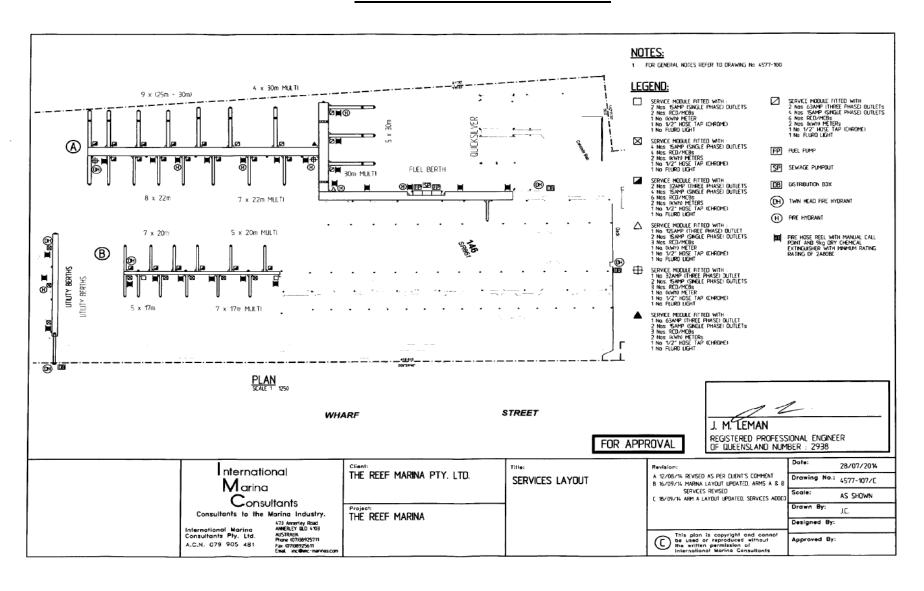
	PILE SCHEDULE						
PLE No.	DESIGNED BED LEVEL (m C 0)	PLE SIZE	HINIPLIM EMBEDMENT (m)	PLE TOP LEVEL (m (.D)	ESTIMATED PLE LENGTH (m)		
P35	-25	610Φ x 12.7 WALL GRADE 350 CORROSON PROTECTED STEEL PILE	6.4	+52	145		
P36	-25	6100 x 12.7 WALL GRADE 350 CORROSON PROTECTED STEEL PILE	64	+52	145		
P37	-26	6100 x 12.7 WALL GRADE 350 CORROSON PROTECTED STEEL PILE	64	+52	145		
P38	-76	5080 x 12.7 WALL GRADE 350 CORROSION PROTECTED STEEL PLE	63	•52	14.5		
P39	-26	5080 x 127 WALL GRADE 350 CORROSION PROTECTED STEEL PLE	63	•52	14.5		
P40	-27	4570 x 12.7 WALL GRADE 350 CORROSION PROTECTED STEEL PLE	63	+52	145		
P41	-27	4570 x 127 WALL GRADE 350 CORROSON PROTECTED STEEL PILE	63	+52	145		
P42	-25	4570 x 127 WALL GRADE 350 CORROSION PROTECTED STEEL PLE	62	+52	140		
P43	-26	4570 x 127 WALL GRADE 350 CORROSION PROTECTED STEEL PILE	62	+52	14.0		
P44	-27	4570 x 127 WALL GRADE 350 CORROSON PROTECTED STEEL PLE	6.0	+52	140		
P45	-26	4570 x 127 WALL GRADE 350 CORROSION PROTECTED STEEL PLE	60	+52	140		
P46	-26	4570 x 12.7 WALL GRADE 350 CORROSION PROTECTED STEEL PILE	60	-52	14-0		
P47	-25	4570 x 12.7 WALL GRADE 350 CORROSION PROTECTED STEEL PILE	6.0	+52	14.0		
P48	-20	5080 x 127 WALL GRADE 350 CORROSION PROTECTED STEEL PILE	64	•52	14.0		
P49	-20	508¢ x 127 WALL GRADE 350 CORROSION PROTECTED STEEL PLE	64	+52	14 0		
P50	-21	508¢ x 127 WALL GRADE 350 CORROSION PROTECTED STEEL PLE	64	+52	14.0		
P51	-22	5084 x 127 WALL GRADE 350 CORROSION PROTECTED STEEL PLE	64	+52	14 0		
P52	-25	610¢ x 12.7 WALL GRADE 350 CORROSON PROTECTED STEEL PILE	72	+52	150		
P53	-25	6100 x 12.7 WALL GRADE 350 CORROSION PROTECTED STEEL PLE	72	+52	150		
P54	-25	610¢ x 12.7 WALL GRADE 350 CORRUSION PROTECTED STEEL PLE	72	+52	150		
P55	-26	640Φ x 12.7 WALL GRADE 350 CORROSION PROTECTED STEEL PLE	72	+52	150		
FB1	-25	4570 x 127 WALL GRADE 350 CORROSION PROTECTED STEEL PLE	58	+52	135		
FB2	-25	4570 x 127 WALL GRADE 350 CORRUSION PROTECTED STEEL PILE	58	+52	135		

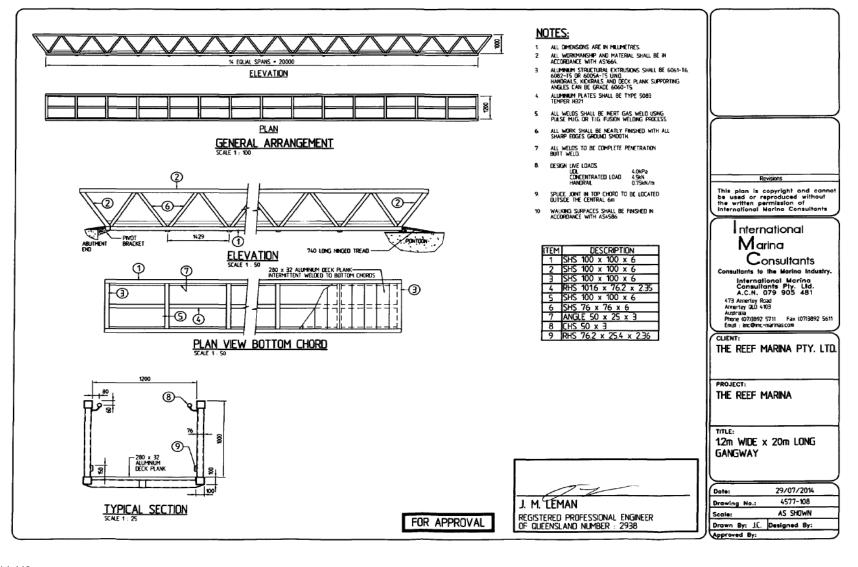
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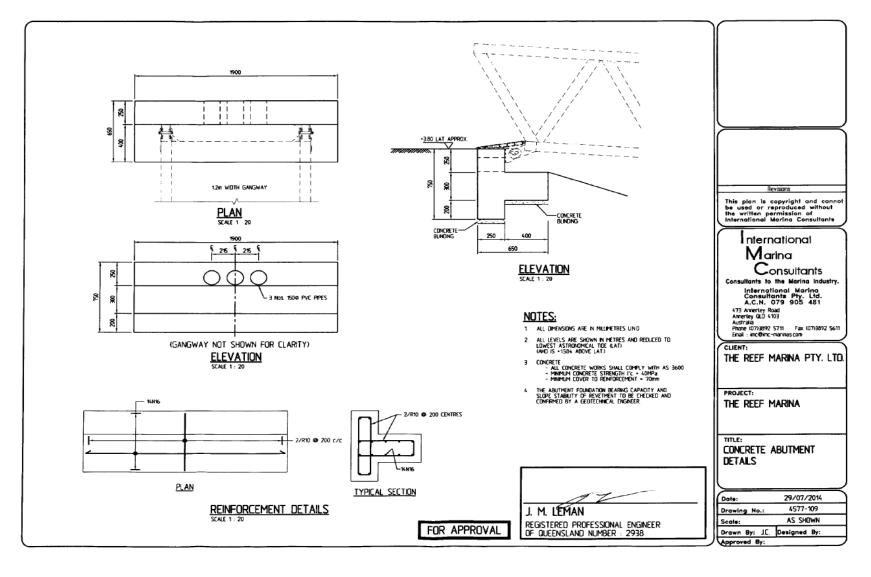
J. M. LEMAN

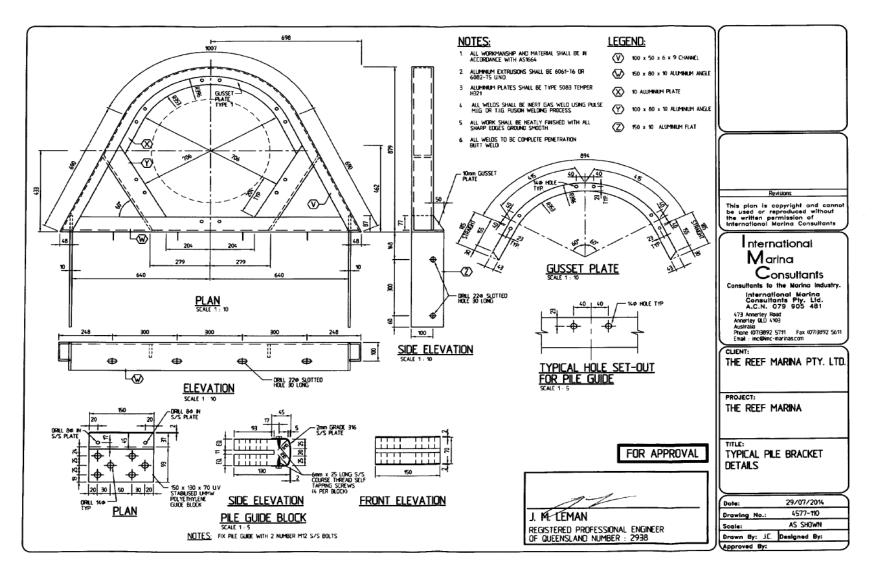
REGISTERED PROFESSIONAL ENGINEER
OF QUEENSLAND NUMBER : 2938

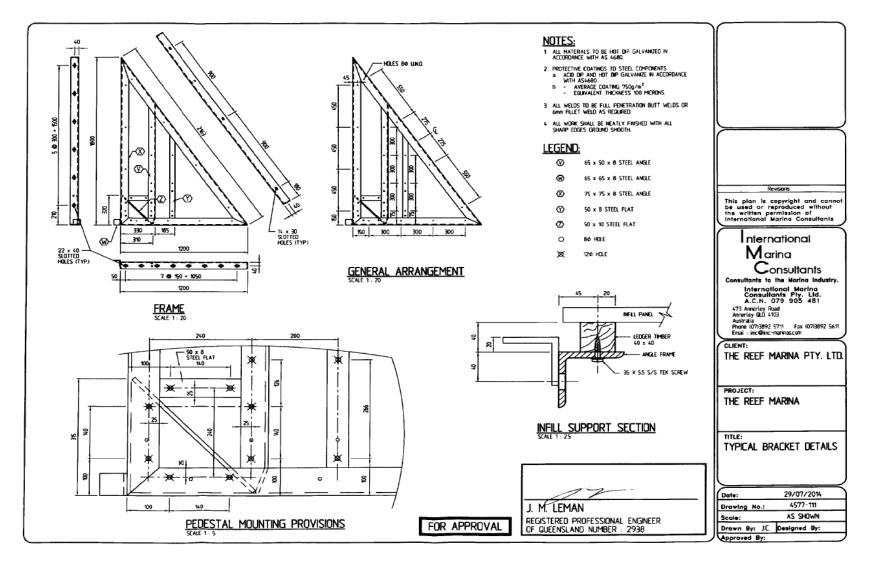
25/07/2014 Client:
THE REEF MARINA PTY. LTD. nternational A 16/09/14 PILE SCHEDULE UPDATED B 18/09/14 PILES PS2 ~ PS7 ADDED Drawing No.: 4577-106/B PILE SCHEDULE Marina Scale: Consultants Drawn By: Project: THE REEF MARINA J.C. Consultants to the Marina Industry. 473 Americy Road AMERICY QLD 4103 AUSTRALIA Phone (07)38925711 Fax (07)38925611 Email: arc@wrc-marnascon Designed By: International Marina Consultants Pty. Ltd. This plan is copyright and cannot be used or reproduced without the written permission of international Marina Consultants Approved By: A.C.N. 079 905 481

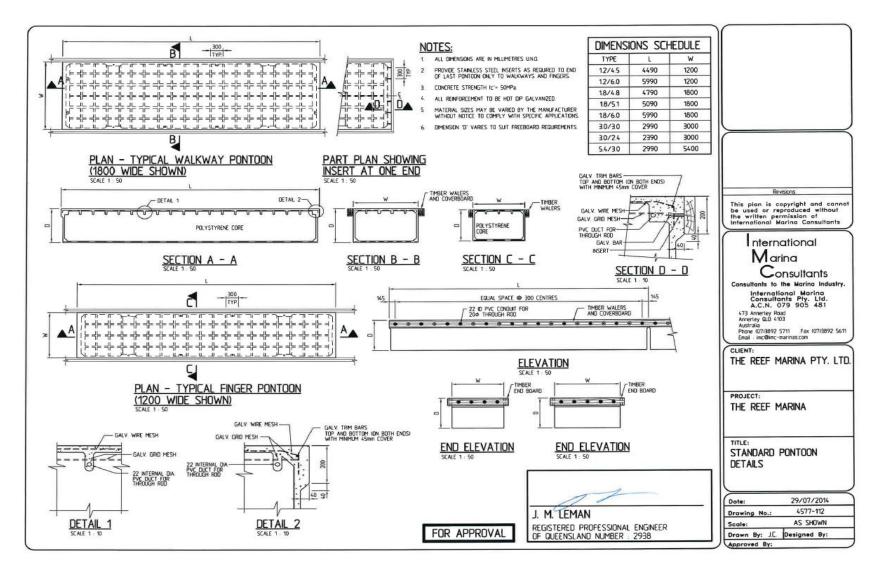












APPENDIX 2: REFERRAL AGENCY REQUIREMENTS



Department of State Development, Infrastructure and Planning

Our reference: SDA-1014-015258 Your reference: MCU449/2014

5 December 2014

Ms Linda Cardew Chief Executive Officer Douglas Shire Council PO Box 723 Mossman QLD 4873

Att: Neil Beck

Dear Ms Cardew

Concurrence agency response—with conditions

Material change of use (Marina) involving operational works (prescribed tidal works) at Wharf Street, Port Douglas and more particularly described as Lot 146 on SR861in the Douglas Shire (Given under section 285 of the Sustainable Planning Act 2009)

The referral agency material for the development application described below was received by the Department of State Development, Infrastructure and Planning under section 272 of the Sustainable Planning Act 2009 on 22 October 2014.

Applicant details

Applicant name: Reef Marina Pty Ltd

Applicant contact details: C/- RECS Consulting Engineers

PO Box 894

Port Douglas QLD 4877 peter@recs.net.au

Site details

Street address: Wharf Street, Port Douglas

Far North Queensland Regional Office Ground Floor, Calms Port Authority PO Box 2358 Calms QLD 4870

SDA-1014-015258

Lot on plan: Lot 146 on SR861 Local government area: Douglas Shire

Application details

Proposed development: Development permit for material change of use (Marina)

involving operational works (prescribed tidal works)

Aspects of development and type of approval being sought

Nature of Development	Approval Type	Brief Proposal of Description	Level of Assessment
Material Change of Use	Development permit	Construction of additional fully serviced marine berths from 115 to approximately 145	Code Assessment
Operational Work	Development permit	Tidal works	Code Assessment

Referral triggers

The development application was referred to the department under the following provisions of the Sustainable Planning Regulation 2009:

Referral trigger Schedule 7, Table 2, Item 13 – Tidal works, or development in a

coastal management district

Schedule 7, Table 2, Item 15 - Tidal works, or development in a

coastal management district

Conditions

Under section 287(1)(a) of the Sustainable Planning Act 2009, the conditions set out in Attachment 1 must be attached to any development approval.

Reasons for decision to impose conditions

Under section 289(1) of the Sustainable Planning Act 2009, the department must set out the reasons for the decision to impose conditions. These reasons are set out in Attachment 2.

Further advice

Under section 287(6) of the Sustainable Planning Act 2009, the department offers advice about the application to the assessment manager—see Attachment 3.

Approved plans and specifications

The department requires that the following plans and specifications set out below and in Attachment 4 must be attached to any development approval.

Drawing/Report Title	Prepared by	Date	Reference no.	Version/Issue
Aspect of development: N	laterial change of use	involving opera	tional works	
Demolition Plan	International Marina Consultant	25 June 2014	REPQ 2938, drawing number 4577-	A

Department of State Development, Infrastructure and Planning

SDA-1014-015258

Till the state of		*	101-A,	8
General Arrangement	International Marina Consultant	18 September 2014	RPEQ 2938, drawing number 4577- 102/D	D
Marina Setout	International Marina Consultant	18 September 2014	RPEQ 2938, drawing number 4577- 103/C	С
Elevation	International Marina Consultant	12 August 2014	RPEQ 2938, drawing number 4577- 104/A	A
Standard Pontoon Details	International Marina Consultant	29 July 2014	RPEQ 2938, drawing number 4577- 112	NA

A copy of this response has been sent to the applicant for their information.

For further information, please contact Joanne Manson, Senior Planning Officer, SARA Far North QLD on 4037 3228, or email joanne.manson@dsdip.qld.gov.au who will be pleased to assist.

Yours sincerely

Robin Clark

Manager (Planning)

Rober Clah

Reef Marina Pty Ltd, c/- RECS Consulting Engineers, email: peter@recs.net.au cc:

enc: Attachment 1—Conditions to be imposed
Attachment 2—Reasons for decision to impose conditions
Attachment 3—Further advice
Attachment 4—Approved Plans and Specifications

SDA-1014-015258

Our reference: SDA-1014-015258

Your reference: 42-2014/DSC/MCU 29092014

Attachment 1—Conditions to be imposed

No.	Conditions	Condition timing
	opment Permit for a material change of use (marina) involving op ribed tidal works)	erational works
in a co 2009, t Enviro Main F which t	ule 7, Table 2, Item 13 and Schedule 7, Table 2, Item 15: Tidal word pastal management district —Pursuant to section 255D of the Sustaine chief executive administering the Act nominates the Director-General and Heritage Protection and Director-General of Department and Heritage Protection and Director-General of Department and (Maritime Safety Queensland) to be the assessing authority for the development approval relates for the administration and enforcement to the following condition(s):	ainable Planning Act eral of Department of at of Transport and or the development to
1.	The development must be carried out generally in accordance with the following plans:	At all times
	 Demolition Plan – prepared by International Marina Consultants, REPQ 2938, drawing number 4577-101-A, dated 25 June 2014, Revision A. 	
	 General Arrangement - prepared by International Marina Consultants, RPEQ 2938, drawing number 4577-102/D, dated 18 September 2014, Revision D 	
	 Marina Setout - prepared by International Marina Consultants, RPEQ 2938, drawing number 4577-103/C, dated 18 September 2014, Revision C. 	
	d) Elevation - prepared by International Marina Consultants, RPEQ 2938, drawing number 4577-104/A, dated 12 August 2014, Revision A.	
	 e) Standard Pontoon Details - prepared by International Marina Consultants, RPEQ 2938, drawing number 4577- 112, dated 29 July 2014. 	
2.	Provide written notice to:	(a) At least two
	 Regional Harbour Master (Cairns) PO Box 1787 Cairns QLD 4870; and Department of Environment and Heritage Protection, 	weeks prior to the commencement of the works
	Permit and Licence Management, Implementation and Support Unit, GPO Box 2464, Brisbane QLD 4001	(b) Within two weeks after the completion of works
	when the development authorised under this approval has:	425424545450
	(a) commenced; and (b) when it has been completed.	
	These notices must state this permit number, the location and name of registered place and the condition number under which the notice is being given.	
	opment Permit for a material change of use (marina) involving op ribed tidal works)	erational works

SDA-1014-015258

No.	Conditions	Condition timing
to be t	t nominates the Director-General of Department of Environment and the assessing authority for the development to which this development ministration and enforcement of any matter relating to the following co	approval relates for
3.	During the construction phase of the works:	For the duration of the works subject of
	 (a) install and maintain all measures, plant and equipment necessary to ensure compliance with these conditions; 	this approval
	(b) only use materials which are:	
	 clean and free of silt; 	
	free from pests, chemicals and other contaminants as defined under section 11 of the Environmental Protection Act 1994; and	
	iii. suitable for the purpose; and	
	(c) promptly remove any material or debris which has been deposited within the coastal management district or tidal waters, other than in accordance with this approval.	
4.	Erosion and sediment control measures are to be installed and maintained to prevent the release of sediment to tidal waters.	Prior to commencement of the works and maintained until their completion
5.	Any disturbed or oxidised acid sulphate soil must be treated and managed in accordance with the current Queensland Acid Sulfate Soil Technical Manual: Soil management guidelines, prepared by the Department of Natural Resources and Mines.	For the duration of the works the subject of this approval
	opment Permit for a material change of use (marina) involving operibed tidal works)	erational works
—Purs the Ac Safety approv conditi	orner or or	executive administering ain Roads (Maritime nich this development
Mainte	enance of safe navigation	
6.	"As Constructed" drawings must be provided to the Regional Harbour Master (Cairns) PO Box 1787, Cairns, QLD 4870	Within two weeks of the completion of the works
Protec	ction of navigable waterways	32
7.	The construction, operation or maintenance of the structure, and any ship moored at this structure, must not impede the safe navigation of other ships or restrict safe access to or from neighbouring structures.	At all times
8.	Any ship, dry berth or device (including Air Lifting Pontoons) berthed, moored or attached to the pontoon/structure must not exceed the following sizes:	At all times
	Maximum size as detailed on drawing General arrangement, prepared by International Marina	

SDA-1014-015258

No.	Conditions	Condition timing					
9.	The pontoons must be constructed totally within the approved quayline.	At all times					
Aids t	o navigation						
10.	Any navigational aid that is damaged due to the construction, operation or maintenance of the approved development must be promptly repaired or replaced at the applicant's cost. In the event that any damage is caused to any aid to navigation, the Harbour Master must be immediately contacted on telephone 4052 7412.						
Lighti	ng	00°					
11.	All structures associated with the development must be lit/marked in accordance with the following specifications, such that they are clearly visible to approaching ships and does not cause a risk to the safe navigation of other ships:						
	freestanding piles must have retro-reflective tape fitted.						
	 lighting must be provided in accordance with section 3 of AS 4282-1997 'Control of the obtrusive effects of outdoor lighting' 						

SDA-1014-015258

Our reference: SDA-1014-015258

Your reference: 42-2014/DSC/MCU 29092014

Attachment 2—Reasons for decision to impose conditions

The reasons for this decision are:

- to ensure the proposed development is carried out generally in accordance with the plans of development submitted with the development application
- · to facilitate the monitoring of the development works for compliance purposes
- to ensure the development avoids or minimises adverse impacts on coastal resources and their values
- to ensure the treatment of acid sulphate soils is undertaken in accordance with the relevant guidelines
- to ensure the development does not encroach on the navigable waterway in a way that impedes the safe passage of vessels
- to ensure that the development does not interfere with any existing aids to navigation
- to ensure that at all times, all lights on or above the development site do not interfere with safe navigation in surrounding waterways

Our reference: SDA-1014-015258 Your reference: MCU449/2014

Attachment 3—Further advice

General advice

State Planning Policy 2014 interim development assessment provisions

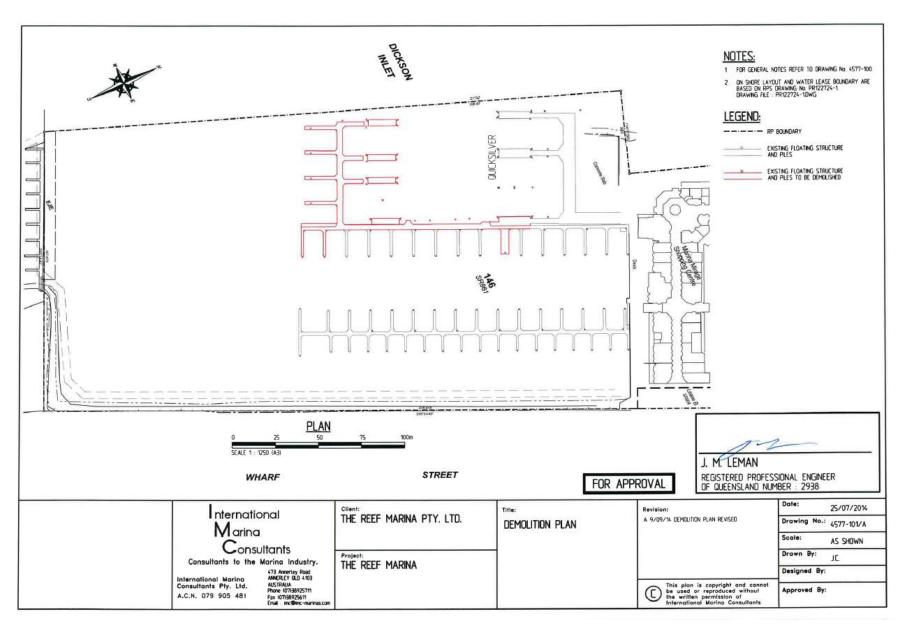
 Douglas Shire Council, in its role as assessment manager, must assess the development application against the State Planning Policy July 2014, and in particular the interim development assessment provisions, such as Biodiversity, Coastal environment and Natural hazards, risk and resilience, and to the extent it is relevant to the proposed development.

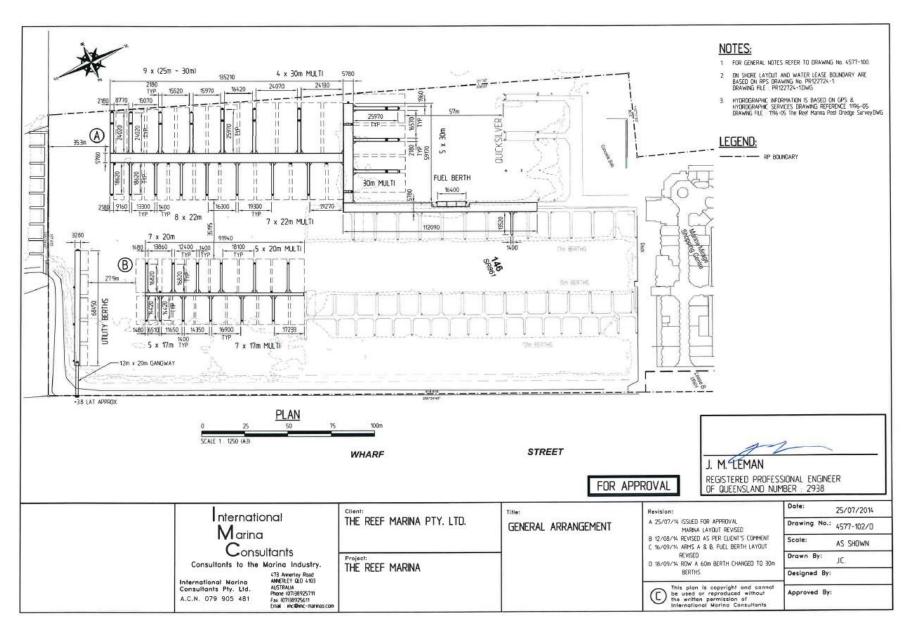
SDA-1014-015258

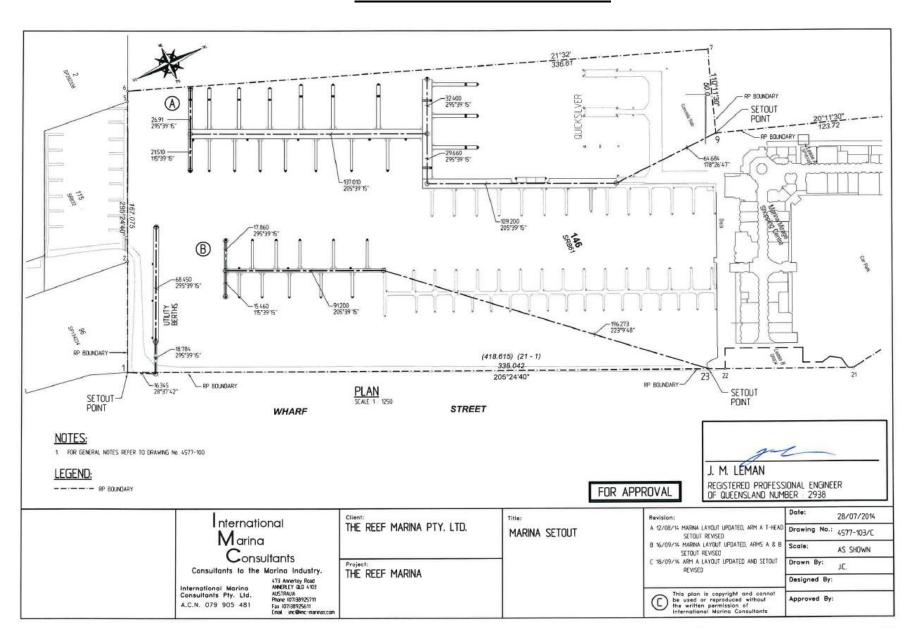
Our reference: SDA-1014-015258

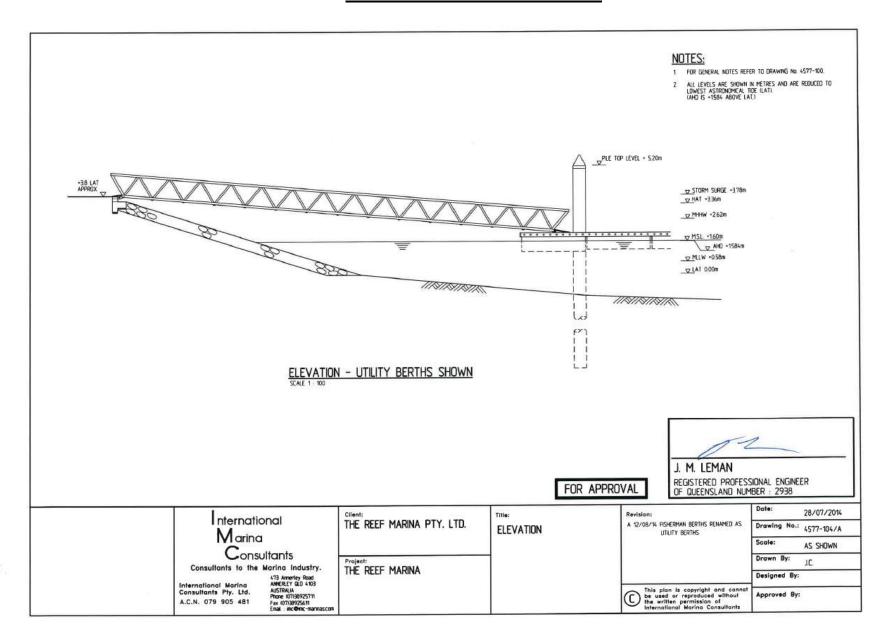
Your reference: 42-2014/DSC/MCU 29092014

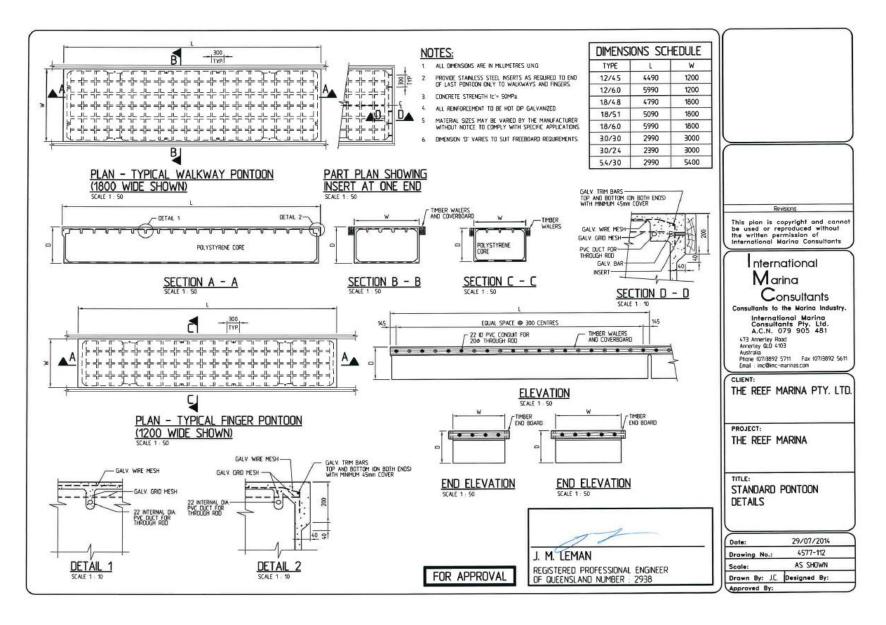
Attachment 4—Approved plans and specifications











APPENDIX 3: INFRASTRUCTURE CHARGES NOTICE

	The	Reef Marina	Pt	y Ltd		N/A		0
	DI	EVELOPERS	N.A	ME		ESTATE NAME		STAGE
	0		Ī	Port Douglas		Lot 146 \$R861		2614
STREET	No. & 1	NAME	•	SU	IBURB	LOT & RP No.8		PARCEL No.
Al Al	MCU			MCUC	449/2014	30-Sep-14		4
DEVELO	PMENT	TYPE	•	COUNC	IL FILE NO.	R&B INDEX QUARTER ENDING		VALIDITY PERIOD
435525					1	This logaheet is indexed appropriately only for payments made wit the quarter noted above.		
DSC Refer	ence D	oc . No.			SION No.			4
	DIST	\$ / EDC	1	NET EDC	ADJUSTMENT	AMOUNT DUE	AMOUNT PAID	Receipt Code & GL Code
WATER Existing	11	6,704.00	x	7.40	0.00	\$49,609.60		86 GL 07470.0135.0823
Proposed	11	663.04	x	7.40	0.00	\$4,906.51		875GL 07470.0135.0824
Port Douglas Water sub -				tal	35 3700	\$54,516.11		
SEWERAGE Existing	2	3,590.59	x	7.40	0.00	\$26,570.39		882 GL 07480.0135.0823
Proposed	2	537.47	x	7.40	0.00	\$3,977.31		888 GL 07480.0135.0824
Pt D Town Area		Sewerage su	b-	total	2	\$30,547.70		
OPEN SPACE	DSC A	rea				\$0.00		894 GL 07230.0135.0825
Off-Site Car Parking	0.00					\$0.00		0
7.5p					TOTAL	\$85,063.82		
Prepared by		Nell Bed	k		on		Amount Pald	
Checked by					on		Date Paid	
Date Payable								
Amendments	33					Date	5	

Note:

The Infrastructure Charges in this Notice are payable in accordance with Section 629 of the Sustainable Planning Act 2009 (SPA).

Charge rates are subject to index adjustments (QLD Road & Bridge Index, ABS data as per SPA). The total charge amount indicated on this notice is current at the date of issue. The total charge due at the date of payment must reflect the current indexed value. Please contact the Development & Environment Douglas Shire Council prior to payment for review.

Charges are payable to: Douglas Shire Council. You can make payment at any of Council's Business Offices or by mail with your cheque or money order to Douglas Shire Council, PO Box 723, Mossman QLD 4873. Cheques must be made payable to Douglas Shire Council and marked 'Not Negotiable.' Acceptance of a cheque is subject to collection of the proceeds. Post dated cheques will not be accepted

Any enquiries regarding Infrastructure Charges can be directed to the Development & Environment, Douglas Shire Council on 07 4099 9444 or by email on enquiries@douglas.qld.gov.au

YOUR REF: 45-2014/DSC/MCU 29092014 **OUR REF:** MCUC 449/2014 (438235)

22 January 2015

Reef Marina Pty Ltd
C/- RECS Consulting Engineers & Building Design
PO Box 894
PORT DOUGLAS QLD 4877

Dear Sir/Madam

ADOPTED INFRASTRUCTURE CHARGES NOTICE FOR WHARF STREET, PORT DOUGLAS

Please find attached an Adopted Infrastructure Charges Notice issued in accordance with section 648F of the *Sustainable Planning Act* 2009 (the Act).

The amount in the Adopted Infrastructure Charges Notice has been calculated according to Council's Adopted Infrastructure Charges Resolution.

The amount in the Adopted Infrastructure Charges Notice is subject to index adjustments and may be different at the time of payment. Please contact Development and Environment at Council for review of the charge amount prior to payment.

These charges are payable prior to the change of use occurring in accordance with section 648H of the Act.

Please also find attached extracts from the Act regarding the following:

- your right to make representations to Council about the Adopted Infrastructure Charges Notice; and
- your Appeal rights with respect to the Adopted Infrastructure Charges Notice.

Should you have any enquiries in relation to this Adopted Infrastructure Charges Notice, please contact Neil Beck of Development and Environment on telephone number 07 4099 9451.

Yours faithfully

Donna Graham Manager Development & Environment

Att

INFRASTRUCTURE CHARGES NOTICE

	The	Reef Marina	Pt	y Ltd		N/A		0
	D	EVELOPERS	NA	ME		ESTATE NAME		STAGE
	0			Port	Douglas	Lot 146 \$R861		2614
STREET	No. & I	NAME	•	SU	IBURB	LOT & RP No.8		PARCEL No.
al al	MCU	*		MCUC	449/2014	30-Sep-14		4
DEVELOR	PMENT	TYPE	•	COUNC	IL FILE NO.	R&B INDEX QUARTER ENDING		VALIDITY PERIOD
435525					1	This logsheet is indexed appropriately only for payments made with the quarter noted above.		
DSC Refer	ence D	oc . No.		VER	SION No.		0 0	
	DIST	\$ / EDC	170	NET EDC	ADJUSTMENT	AMOUNT DUE	AMOUNT PAID	Receipt Code & GL Code
WATER Existing	11	6,704.00	x	7.40	0.00	\$49,609.60		86GL 07470.0135.0823
Proposed	11	663.04	x	7.40	0.00	\$4,906.51		875GL 07470.0135.0824
Port Douglas	22000000	Water sub	- to	tal	07000	\$54,516.11		
SEWERAGE Existing	2	3,590.59	x	7.40	0.00	\$26,570.39		882 GL 07480.0135.0823
Proposed	2	537.47	x	7.40	0.00	\$3,977.31	S	888 GL 07480.0135.0824
Pt D Town Area		Sewerage su	b-	total	20	\$30,547.70		
OPEN SPACE	DSC A	rea				\$0.00		894 GL 07230.0135.0825
Off-Site Car Parking	0.00					\$0.00		
727					TOTAL	\$85,063.82		8
Prepared by		Nell Bed	k		on		Amount Pald	
Checked by					on		Date Paid	
Date Payable							* X000800000	
Amendments	33					Date	,	

Note:

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