

14 September 2022

**Enquiries:** Neil Beck  
**Our Ref:** EXEM 2022\_5051/1 (1109760)  
**Your Ref:**

Administration Office  
64 - 66 Front St Mossman  
P 07 4099 9444  
F 07 4098 2902

Fruit City Pty Ltd  
C/- Tony Chiefari  
PO Box 157  
SYDNEY MARKETS NSW 2129

Dear Sir / Madam

### EXEMPTION CERTIFICATE

Council refers to your request for an exemption certificate for the following premises received on 07/09/2022.

#### Summary of Exempt Development

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Operation of a wholesale nursery using existing structure having an area of approximately 160m<sup>2</sup>.

#### Location details

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Street Address: 96 Cape Kimberley Road KIMBERLEY

Real Property Description: LOT: 4 RP: 896306

Local Government Area: Douglas Shire Council

#### Decision

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Council advises that an exemption certificate has been granted on 14 September 2022 for development as detailed in Attachment 1.

#### Referral agencies

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Not Applicable

#### Reasons for giving exemption certificate

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The development is exempt under this certificate under s46(3)(b) of the *Planning Act 2016* for the following reason(s):

- The effects of the development would be minor or inconsequential, considering the circumstances under which the development was categorised as assessable development.

## **When exemption certificate ceases to have effect**

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This exemption certificate does not lapse.

## **Other**

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Please quote Council's application number: EXEM 2022\_ 5051/1 in all subsequent correspondence relating to this request.

Should you require any clarification regarding this matter, please contact Neil Beck on telephone 07 4099 9444.

Yours faithfully



**For**  
**Paul Hoyer**  
**Manager Environment & Planning**

cc Emailed to Climateforce Limited – barney@climateforce.com