

9 December 2020

Enquiries: Daniel Lamond
Our Ref: MCUC 2020_3711/1(986708)
Your Ref: 12526901-55512-2

Administration Office
64 - 66 Front St Mossman
P 07 4099 9444
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Chiodo Corporation
C/- GHD
PO Box 930
TOWNSVILLE QLD 4810

Email: erin.campbell@ghd.com

Dear Sir/Madam

ADDITIONAL ACTION NOTICE
(in accordance with Section 3.1 of the Development Assessment Rules)

Reference is made to the development application lodged with Council on 7 September 2020, Councils Action Notice dated 13 October 2020 and your response to Councils Action Notice dated 30 November 2020.

Council acknowledges your position with regard to the land use definition that your proposal constitutes. It is Councils view that in order to progress the development application, the Resort complex land use must be applied for.

The application is not a properly made application in accordance with Section 51(5) of the *Planning Act 2016*.

Applicant Details

Name: Chiodo Corporation
Postal Address: C/- GHD
PO Box 930
TOWNSVILLE QLD 4810

Property Details

Street Address: 71-85 Port Douglas Road PORT DOUGLAS
Real Property Description: LOT: 1 SP: 150468
Local Government Area: Douglas Shire Council

Application Details

Application Number: MCUC 2020_3711/1

Nature of Development Proposed: Material Change of Use
Description of the Development Proposed: Material Change of Use (Resort complex)

Reasons why the application is not properly made

The following is a statement of reasons why the application is not a properly made application:

1. The proposal constitutes the 'Resort complex' land use in accordance with the land use definition from the 2018 Douglas Shire Planning Scheme version 1.0. The application is not considered to constitute the three separate land uses proposed as Short-term accommodation, Food and drink outlet and Function facility.

Actions to be undertaken

The following actions must be undertaken in order to make the application a properly made application:

1. Amend DA Form 1 with the correct land use definition of Resort complex and provide statements addressing the relevant parts of the planning scheme with regard to the Resort complex land use requiring impact assessment.

Due Date

Please note that in accordance with section 3.7 of the *Development Assessment Rules*, the application will be taken to have been not made if the above actions are not complied within 20 business days of this action notice unless otherwise agreed.

If the requirements within this notice are not undertaken within this period, Council will return part of the application fee as soon as practicable.

The assessment period for the application will not commence until the application is taken to be properly made.

Please quote Council's application number: MCUC 2020_3711/1 in all subsequent correspondence relating to this development application.

Should you require any clarification regarding this, please contact Daniel Lamond on telephone 07 4099 9444.

Yours faithfully



Paul Hoyer
Manager Environment & Planning