

Your ref: 2202-27317 SRA
Douglas Shire Council ref: MCUI 2021_4066
Our ref: 12597438

22 May 2023

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Withdrawal of Wangetti Trail Material Change of Use Application (SARA Reference: 2202-27317 SRA and Council Reference: MCUI 2021_4066)

Dear Tony

Regarding the Wangetti Trail Material Change of Use (MCU) development application (ref. MCUI 2021_4066), GHD Pty Ltd (GHD) on behalf of our client, Department of Tourism, Innovation and Sport (DTIS) would like to withdraw the development application (SARA Reference: 2202-27317 SRA and Council Reference: MCUI 2021_4066) under Section 52 of the *Planning Act 2016*.

As part of the Wangetti Trail project, detailed design reviews including value engineering of the SP2 Southern Section between Palm Cove and Ellis Beach have been undertaken. To inform this review, additional third-party consultants were engaged to provide advice on the geotechnical conditions through which the trail passes. The findings of this report have been implemented into the final detailed design submitted for the suite of approvals required to construct the SP2 component of the trail in the Cairns Regional Council LGA.

Learnings from this review will be implemented into detailed design of the Wangetti South SP3 section which falls within the Douglas Shire LGA. It is expected that detailed design of SP3 may result in changes to the current concept design package, including the trail alignment, which was assessed in the development application MCUI 2021_4066 referred to in this letter. DTIS is committed to best practice design and will seek to optimize opportunities to improve safety and reduce the overall engineering required as part of the trail construction.

Following advice received from Council and discussions with DTIS, it has been determined that the most appropriate process is to withdrawal the current development application and submit a new development application following completion of the design review.

GHD hereby request the Wangetti Trail MCU application (ref. MCUI 2021_4066) be withdrawn under Section 52 of the *Planning Act 2016* for the following reasons:

- DTIS are in the process of undertaking a detailed design review of the Wangetti South SP3.
- Preliminary investigation completed for SP3 to date have indicated that design changes to the trail alignment may be required.

- The revised trial alignment and design changes may not be in accordance with that presented in supporting information to the original MCU application, therefore withdrawal of the current MCU application and submission of a new application would be more appropriate.
- DTIS require additional time to work through the various matters raised by Council in the draft conditions.

Following the withdrawal of the MCU application, DTIS propose to finalise the design and undertake additional discussions with Council and SARA on the design changes before submitting a new MCU application for the Wangetti Trail Project. We have notified the Council about withdrawing this development application under Section 52 of the *Planning Act 2016*.

Should you have any questions, please feel free to contact me. Thank you for your assistance on the project to date and we will inform SARA of the revised design and revised development application in due course.

Regards



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