

OUR REF: MCUC 140/2014 (419175)

8 April 2014

Mr Casey J Dunne & Ms Erin R Riley
PO Box 831
PORT DOUGLAS QLD 4877

Dear Sir/Madam

**NOTICE OF NOT PROPERLY MADE APPLICATION FOR
MATERIAL CHANGE OF USE – HOUSE (SHED)
RURAL SETTLEMENT PLANNING AREA
BAMBOO CREEK ROAD, BAMBOO**

Reference is made to your submitted application for a House (Shed) Rural Settlement Planning Area.

Please note that in accordance with section 261 of the *Sustainable Planning Act* 2009, the application is **not** a properly made application. The following is a statement of reasons why the application is not a properly made application:

- Mandatory supporting information has not been supplied.

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

1. Provide a site plan in accordance with the requirements of Form 5 – Material Change of Use, Item 4 – Mandatory supporting information.
2. Provide a statement about how the development addresses the following codes of the Douglas Shire Planning Scheme 2008 which are applicable to the development:
 - Rural Areas and Rural Settlements Locality Code;
 - Landscaping;
 - Vehicle Parking and Access.

For your future reference, the State Planning Policies referenced in the report were repealed or lapsed on the following dates:

SPP1/92 Development and the Conservation of Agricultural Land – 18 December 2012;

SPP 1/02 Development in the Vicinity of Certain Airports and Aviation Facilities – 3 August 2013;

SPP 2/02 Planning and Management of Development involving Acid Sulfate Soils – 2 December 2013; and

SPP 1/03 Mitigating the Adverse Impacts of Flood, Bushfire and Landslip – 1 September 2013.

Please note that in accordance with section 266 of the *Sustainable Planning Act 2009*, the application will lapse if the above issues are not addressed within 20 business days from receipt of this notice, or a further period as agreed between the assessment manager and the applicant.

The assessment period for the application will not commence until such time as the above issues have been addressed. Council will take no further action until the application is properly made.

Should you require any further information in relation to this matter, please contact Susanna Andrews of the Development and Environment Branch on telephone number 4099 9456.

Yours faithfully

Donna Graham
Manager Development & Environment