



Department of Infrastructure,
Local Government and Planning

Our reference: SDA-0117-036553

2 February 2017

Richard Hewitt
C/- Urban Sync
PO Box 2970
CAIRNS QLD 4870
matt@urbansync.com.au

Attn: Matt Ingram

Dear Mr Hewitt

Notice about application that is not properly referred

Material change of use for a caravan park on land situated at Captain Cook Highway, Port Douglas and described as Lot 45 on SR835.

(Given under section 272 of the *Sustainable Planning Act 2009*)

The Department of Infrastructure, Local Government and Planning received your referral agency material on 1 February 2017.

The application does not meet the requirements for a properly referred application under section 272(1) of the *Sustainable Planning Act 2009*. The reasons for this decision are:

- requires referral agency assessment for development impacting on State transport infrastructure
- the relevant referral fee has not been paid.

Findings on material questions of fact

- The application material identifies that there are 150 sites.
- Schedule 7, Table 3, Item 2 of the Sustainable Planning Regulation 2009 (SPR) triggers referral for an aspect of development identified in Schedule 9 Development impacting on State transport infrastructure and thresholds of the SPR.
- Schedule 9, Item 1A (MCU) specifies for a tourist park, a trigger threshold of accommodation for 75 people for LGA population 2.
- Schedule 26 of the SPR defines LGA population 2 as not being LGA population 1 mentioned in schedule 25 of the SPR.
- Schedule 7A, Part 2, Item 48(a) sets a referral fee of \$3024.00.

Evidence or other material on which the findings were based

- Development application and supporting information
- *Sustainable Planning Act 2009*
- Sustainable Planning Regulation 2009

The application will not be accepted as properly referred until the following actions are taken:

- Pay the department the referral agency assessment fee of \$3024.00.

Please be advised that this application will lapse unless you take the necessary action(s) within the agreed period by the assessment manager. Please be further advised that the department's assessment period only commences once the application is properly referred.

If you require any further information, please contact Patricia Gadsden, Senior Planning Officer, SARA Far North QLD on 4037 3233, or via email patricia.gadsden@dilgp.qld.gov.au who will be able to assist.

Yours sincerely

A handwritten signature in black ink, appearing to read 'G Kenna', with a long horizontal line extending to the left from the start of the signature.

Graeme Kenna
Manager (Planning)