

JIM PAPAS DRAFTING PTY. LTD.

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The Chief Executive Officer,
Cairns Regional Council,
P.O. Box 359,
CAIRNS QLD. 4870

August 6, 2013
1253 L05

Attn: Mr. Ross McKim

Dear Sir,

**RE: OCEAN BREEZE ESTATE STAGE 5A, COOYA BEACH ROAD, BOONIE DOON via MOSSMAN
SUSPENSION OF APPLICANT'S APPEAL PERIOD
(Your Ref. 8/10/157 (4034522))**

We refer to your Decision Notice Approval for Operational Works dated July 26, 2013.

Under Section 366 (1) of the Sustainable Planning Act 2009, we request that the Assessment Manager suspend the applicant's appeal period pending further representations from the applicant.

We refer to Clause 5b of the Decision Notice Approval which states: "*Easements must be registered over sewers where the depth is greater than 3m.*"

We note that the relevant sewers are located in the balance lot. We are prepared to provide building envelopes within the proposed lots where the adjacent sewers that are greater than 3.0 metres deep. The extents of the building envelopes are shown on the attached drawing. In the light of this request, we ask that Council reconsider this condition and amend the Decision Notice to permit building envelopes as an alternative solution for this matter.

We find that Clause 6a is vague and uncertain. We request that Council specify the actual requirements of this clause so that we may complete the necessary actions to comply with the provisions of the Council's Decision Notice.

We await your reply.

Yours faithfully,

JIM PAPAS
DRAFTING PTY. LTD.



JIM PAPAS

Attachment: Dwg 1253 C06