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- (e) Following preparation and compaction of road sub-grade;
- (f) Following placement and compaction of each road pavement layer and prior to laying of the next pavement layer or surfacing layer;
- (g) Of the finished pavement surface prior to any bitumen seal;
- (h) At the point of completion of all works before placing on-maintenance; and
- (i) At the point of requesting Council to accept the works off-maintenance.
- ENG 37 Submit to Council, all inspection and test data in its entirety prepared by the applicant, Engineer, Principal Contractor or by Subcontractors in relation to the Operational Work or as described in the application prior to commencement of the use. Undertake any further inspection, testing or analysis required, due to failure of work to meet specifications or where the testing previously provided is considered insufficient on behalf of the Principal Contractor by a NATA accredited entity (where applicable).
- ENG 38 Uncover all works covered prior to inspection to allow inspection by Council at Council's sole discretion.
- ENG 39 Allow Council to enter a work site to which this approval relates and undertake testing or analysis of any part of the construction, and Council is not liable for the rectification of or compensation for any damage caused in the testing or analysis process. Should work be found to be not constructed to specification or of poor quality, any reasonable instruction given by Council Officers must be considered to be a condition of approval and undertaken by the Principal Contractor.
- ENG 40 Where complete or incomplete works under this approval adversely affect adjoining properties, Council land, roads or other infrastructure, Council requires by notice, works to be completed.
- ENG 41 Undertake any works for the safety or health of the community or protection of infrastructure where Council deems it necessary.

### MAINTENANCE

- ENG 42 Submit to Council, a written request to place constructed works on-maintenance or offmaintenance from the developer's certifying Engineer stating that all approved works have been completed and are ready for Council inspection.
- ENG 43 Pay to Council, a maintenance bond of 5% of the cost of the operational work as estimated or accepted by Council, prior to commencement of the on-maintenance period.
- ENG 44 Maintain all works that will become Council infrastructure for a period of 12 months (maintenance period) from commencement of the on-maintenance period. Undertake any necessary maintenance or repairs to non-conforming work, defects and/or damage to any works undertaken in relation to this approval, even where damage has resulted from a third party activity within the maintenance period.
- ENG 45 The maintenance bond will be entirely forfeited to Council should there be any failure by the applicant to undertake any such works considered by Council as necessary, to rectify any non-compliant works and to protect public safety. In the event that the bond is insufficient to address the non-compliant works, Council reserves the right to seek restitution. After expiration of the maintenance period and where required maintenance is suitably undertaken to Council's satisfaction, the bond will be returned accordingly, after the project is accepted off-maintenance.
- ENG 46 The on-maintenance period commences only when Council provides written confirmation that all of the following are completed:
  - (a) satisfactory completion of all works and conditions of Operational Work approval including associated Material Change of Use approval;

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- (b) provision of all necessary test and quality audit requirements;
- (c) lodgement with Council, of certification from an RPEQ that the works have been undertaken in accordance with the approved plans and specifications and to Council's requirements;
- (d) lodgement of a maintenance bond of 5% of the cost of the operational work as accepted by Council;
- (e) submission of "As Constructed" data in the required format; and
- (f) compliance with the conditions of approval for any Operational Work and associated Material Change of Use approval and any other approvals on the subject site.

### AS CONSTRUCTED INFORMATION

ENG 47 Submit to Council within 10 working days of completion of the operational work, suitable "As Constructed" drawings in hard copy and AutoCAD format and on GDA Zone 56 coordinates. The "As Constructed" drawings or data capture methods as required by Council must be certified by a Registered Professional Engineer of Queensland (RPEQ) on every drawing and shall be to an appropriate electronic format and standard as required by Council's Infrastructure Services General Manager.

ENG 48 Provide "As Constructed" data for the following elements, where applicable:

(a) Roadworks.

The approval is subject to construction being undertaken in accordance with the Approved Plans prepared by Baker Rossow Consulting Engineers, Project No 180237, as listed below:

Sheet No.	Rev	Drawing/Plan Title	Date
HR_101	Α	Road Typical Cross Section and Details	30/9/22
HR_201	Α	Greenwood Creek Road Setout Plan – Sheet 1 of 3	30/9/22
HR_202	Α	Greenwood Creek Road Setout Plan - Sheet 2 of 3	30/9/22
HR_203	Α	Greenwood Creek Road Setout Plan - Sheet 3 of 3	30/9/22
HR_204	Α	Greenwood Creek Road Detailed Layout – Sheet 1 of 3	30/9/22
HR_205	Α	Greenwood Creek Road Detailed Layout – Sheet 2 of 3	30/9/22
HR_206	Α	Greenwood Creek Road Detailed Layout – Sheet 3 of 3	30/9/22
HR_207	Α	Greenwood Creek Road Longitudinal Section – Sheet 1 of 5	30/9/22
HR_208	Α	Greenwood Creek Road Longitudinal Section – Sheet 2 of 5	30/9/22
HR_209	Α	Greenwood Creek Road Longitudinal Section – Sheet 3 of 5	30/9/22
HR_210	Α	Greenwood Creek Road Longitudinal Section - Sheet 4 of 5	30/9/22
HR_211	Α	Greenwood Creek Road Longitudinal Section – Sheet 5 of 5	30/9/22
HR_212	Α	Greenwood Creek Road Cross Section – Sheet 1 of 4	30/9/22
HR_213	Α	Greenwood Creek Road Cross Section – Sheet 2 of 4	30/9/22
HR_214	Α	Greenwood Creek Road Cross Section - Sheet 3 of 4	30/9/22
HR_215	Α	Greenwood Creek Road Cross Section – Sheet 4 of 4	30/9/22
HR_301	Α	Tim Dwyer Setout Plan - Sheet 1 of 2	30/9/22

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HR_302	A	Tim Dwyer Setout Plan - Sheet 2 of 2	30/9/22
HR_303	A'	Tim Dwyer Detailed Layout- Sheet 1 of 2	30/9/22
HR_304	Α.	Tim Dwyer Detailed Layout- Sheet 2 of 2	30/9/22
HR_305	Α .	Tim Dwyer Longitudinal Section – Sheet 1 of 4	30/9/22
HR_306	Α	Tim Dwyer Longitudinal Section – Sheet 2 of 4	30/9/22
HR_307	Α	Tim Dwyer Longitudinal Section – Sheet 3 of 4	30/9/22
HR_308	Α	Tim Dwyer Longitudinal Section – Sheet 4 of 4	30/9/22
HR_309	Α	Tim Dwyer Cross Section – Sheet 1 of 5	30/9/22
HR_310	Α	Tim Dwyer Cross Section - Sheet 2 of 5	30/9/22
HR_311	A	Tim Dwyer Cross Section - Sheet 3 of 5	30/9/22
HR_312	Α.	Tim Dwyer Cross Section - Sheet 4 of 5	30/9/22
HR_313	A	Tim Dwyer Cross Section - Sheet 5 of 5	30/9/22
HR_401	Α	Vehicle Turning Path Plan	30/9/22

#### **ADVICE NOTES**

The applicant be advised that:

- (a) Prior to commencement of the use or endorsement of the survey plan as applicable, the applicant shall contact Council to arrange a Development Compliance Inspection.
- (b) The applicant must ensure compliance with environmental conditions whether required to hold an Environmental Authority or not. These include, but are not limited to water quality, air quality, noise levels, waste waters, lighting and visual quality as a result of any activity or by-product or storage of materials within the confines of the building(s) and property boundaries.

Any amendment, alteration or addition to the development approval will require further consideration by Council in assessing any changes to the environmental conditions.

- (c) The Aboriginal Cultural Heritage Act 2003 (ACHA) is administered by the Department of Aboriginal and Torres Strait Islander and Multicultural Affairs (DATSIMA). The ACHA establishes a duty of care to take all reasonable and practicable measures to ensure any activity does not harm Aboriginal cultural heritage. This duty of care:
  - (i) is not negated by the issuing of this development approval;
  - (ii) applies on all land and water, including freehold land;
  - (iii) lies with the person or entity conducting an activity; and
  - (iv) if breached, is subject to criminal offence penalties.

Those proposing an activity involving surface disturbance beyond that which has already occurred at the proposed site must observe this duty of care. Details of how to fulfil this duty of care are outlined in the duty of care guidelines gazetted with the ACHA. The applicant should contact DATSIP's Cultural Heritage Co-ordination Unit on telephone (07) 3224 2070 for further information on the responsibilities of developers under the ACHA.

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(d) The relevant period for the development approval (Operational Work) shall be two (2) years starting the day the approval is granted or takes effect. In accordance with Section 85(1)(c) of the Planning Act 2016 (PA), the development approval for Operational Work lapses if the development does not substantially start within the abovementioned relevant period.

An applicant may request Council to extend the **relevant period** provided that such request is made in accordance with Section 86 of PA <u>and</u> before the development approval lapses under Section 85 of the PA.

- (e) Council is to be indemnified against any claims arising from works carried out by the applicant on Council's property.
- (f) The relevant Planning Scheme for this Development Permit is the South Burnett Regional Council Planning Scheme 2017. All references to the Planning Scheme and Schedules within these conditions refer to the above Planning Scheme.

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# FINANCIAL AND RESOURCE IMPLICATIONS

No implication can be identified.

# LINK TO CORPORATE/OPERATIONAL PLAN

Growing our Region's Economy and Prosperity

 GR8 Support and advocate for appropriate growth and development with responsive planning schemes, process, customer service and other initiatives.

# COMMUNICATION/CONSULTATION (INTERNAL/EXTERNAL)

Refer to CONSULTATION in this report.

# LEGAL IMPLICATIONS (STATUTORY BASIS, LEGAL RISKS)

No implication identified.

### POLICY/LOCAL LAW/DELEGATION IMPLICATIONS

No implication can be identified.

#### ASSET MANAGEMENT IMPLICATIONS

The reconstructed Greenwood Creek Road, and Tim Dwyer Road remain Council assets.

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# REPORT

# 1. APPLICATION DETAILS

Site address	79 Tim Dyer Road, East Nanango				
Real property description	Lot 169 on CSH697				
Easements or encumbrances on title	N/A				
Area of Site	1450687 Ha				
Current Use	Rural	Rural			
Environmental Management Register or Contaminated Land Register	Existing Cattle Dip				
Applicant's name	D Cassidy & Co				
Zone	Rural				
Applicable Overlays	Nil				
Proposed use as defined	N/A - Operational Work				
Details of proposal	Upgrading Greenwood Creek Road between Hamilton Road and Tim Dwyer Road, and Tim Dwyer Road from Greenwood Creek to the quarry access.				
Application type	Aspects of	Type of Approval Requested			
	Development	Preliminary Approval	Development Permit		
	Material Change of Use (MCU)				
	Reconfiguration of a Lot (RAL)				
	Building Work (BW)	•			
	Operational Work (OPW)		X		
Level of Assessment	Code Assessment				
Pre-lodgement / Consultation history	- NIL		51		
Key planning issues e.g. vegetation, waterway corridors, overland flow	manat than "A annutual aloualomeant upon income the for amountinual				
Referral agencies	Agency	Concurrence/ Advice			
	NA	NA			
Public notification	NA				
Planning Regulation 2017	-				

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### 2. THE SITE

This section of the report provides a description of the site, details about the existing use and notable characteristics of the site, the standard of servicing, and the form of development in the immediately locality.

### 2.1. SITE DESCRIPTION & EXISTING USE

Table 1 - Maps & Descriptions (Source: Queensland Globe)

Greenwood Creek Road between Hamilton Road and Tim Dwyer Road, and Tim Dwyer Road from Greenwood Creek to the quarry access. The existing road will be upgraded to a 6m pavement on an 8m formation. Sections of Greenwood Creek will be bitumen sealed. The remainder of the road will remain unsealed.



# 3. PROPOSAL DETAILS

The proposal plans as set out in Table 1 below are included in.

### 3.1. REFERRAL AGENCIES

To determine whether the development application requires referral to the State Assessment and Referral Agency (SARA) or 'another entity', an assessment of the proposal against Schedule 10 of the Regulation has been undertaken.

The application does not require referral to any referral agencies prescribed under Schedule 10.

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# 3.2. DEVELOPMENT CODE ASSESSMENTS

The proposal has been assessed against the relevant codes and requirements of the Planning Scheme, and is considered to comply without exception, or where identified as non-compliant, has been addressed through conditions.

# SERVICE AND WORKS CODE

Performance outcomes		Assessment benchmarks	Assessment
General		and the last of the second of the second	
PO1	The development is planned and designed considering the land use constraints of the site for achieving stormwater design objectives.	AO1.1 A stormwater quality management plan provides for achievable stormwater quality treatment measures that meet the design objectives identified in Table 9.4.4.	N/A for Operational Work
PO2	Development does not discharge wastewater to a waterway or off-site unless demonstrated to be best practice environmental management for that site.	AO2.1 A wastewater management plan prepared by a suitably qualified person and addresses:  (a) wastewater type; (b) climatic conditions; (c) water quality objectives; (d) best-practice environmental management; and AO2.2 Wastewater is managed in accordance with a waste management hierarchy that: (a) avoids wastewater discharge to waterways; or (b) minimises wastewater discharge to waterways by re-use, recycling, recovery and treatment for disposal to sewer, surface water and groundwater.	
PO3	Construction activities avoid or minimise adverse impacts on stormwater quality.	AO3.1 An erosion and sediment control plan addresses the design objectives for the construction phase in Table 9.4.4.	Erosion and sediment control has been conditioned – ENG 32 No changes to stormwater arrangements. Culvert extensions only.
PO4	Operational activities avoid or minimise changes to waterway hydrology from adverse impacts of altered stormwater quality and flow.	AO4.1 Development incorporates stormwater flow control measures to achieve the design objectives for the post-construction phase in Table 9.4.4.	N/A

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Performance outcomes	Assessment benchmarks	Assessment	
Infrastructure	THE THE THE PERSON AND ASSESSED FROM	44 4 YO K JAN 1	
PO5 Development is provided with infrastructure which:  (a) conforms with industry standards for quality;  (b) is reliable and service failures are minimised; and  (c) is functional and readily augmented.	AO5.1 Except in the Rural zone, all development occurs on a site with frontage to a sealed road.  and AO5.2 Infrastructure is designed and constructed in accordance with the standards contained in PSP1  — Design and Construction Standards.	Infrastructure has been designed in accordance with the PSP1, and/or in accordance with relevant engineering standards.	
Vehicle parking			
PO6 Vehicle parking and access is provided to meet the needs of occupants, employees, visitors and other users.	AO6.1 Vehicle parking spaces are provided on-site in accordance with Table 9.4.5.  and  AO6.2 A service bay is provided on-site for the service vehicle nominated in Table 9.4.5.  and  AO6.3 Driveway crossings are provided to the standard contained in PSP1 – Design and Construction Standards.  and  AO6.4 Vehicle parking and manoeuvring areas are provided in accordance with the standards contained in PSP1 – Design and Construction Standards.	N/A	
Landscaping	Standards.		
PO7 Landscaping is appropriate to the setting and enhances local character and amenity.	AO7.1 Landscaping is provided in accordance with the relevant zone code provisions.  and  AO7.2 Where shade tree planting is required in vehicle parking areas each planting bed has a minimum area of 2m² and is unsealed and permeable.  and  AO7.3 Plantings along frontages or boundaries are in the form of defined gardens with three tier planting comprised of groundcovers, shrubs (understorey), and trees (canopy) and provided with a drip irrigation system, mulching and border barriers.	N/A	

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Performance outcomes		Assessment benchmarks	Assessment	
PO8	Plant species avoid adverse impacts on the natural and built environment, infrastructure and the safety of road networks.	AO8.1 Landscaping utilises plant species that are appropriate for the location and intended purpose of the landscaping and AO8.2 Species selection avoids non-invasive plants.  Editor's Note. Guidance on plant selection is provided in Branching Out - Your Handy Guide to tree Planting in the South Burnett available from Council.	N/A	
Fillir	ng and excavation		A STREET, STRE	
PO9	Development results in ground levels that retain:  (a) access to natural light;  (b) aesthetic amenity;  (c) privacy; and  (d) safety.	AO9.1 The depth of:  (a) fill is less than 2m above ground level; or  (b) excavation is less than 2m below ground level.  and  AO9.2 The toe of the fill, or top of the excavation is not less than 0.5m inside the site property boundary.  and  AO9.3 Works do not occur on slopes over 15% in grade.  and  AO9.4 Retaining walls over 1m in height are terraced 1.5m for every 1m in height and landscaped.  and  AO9.5 Batter slopes are not steeper than 25% and are grassed and terraced 1.5m for every 1m in height.  and  AO9.6 Filling or excavation for the purpose or retention of water:  (a) is certified by an RPEQ engineer to safely withstand the hydraulic loading;  (b) directs overflow such that no scour damage or nuisance occurs on adjoining lots.	N/A  Roadwork is for widening of the existing formation.	
PO10	Filling or excavation does not cause damage to public utilities.	AO10.1 Filling or excavation does not occur within 2m horizontally of any part of an underground water supply, sewerage, stormwater, electricity or telecommunications system.	Roadwork is for widening of the existing formation. Public Utilities have been identified with survey and considered in the design.	

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Performance outcomes		Assessment benchmarks		Assessment	
PO11 Filling and excav water ponding or premises or near that will adversel the health of the	the by premises y impact on	excavati (a) the (i) (ii)	e premises:     are self-draining; and,     has a minimum slope     of 0.25%; and,     rface water flow is:         directed away from         neighbouring         properties; or	N/A	
All operational work	subject to an ove	erlay	to the district of the	Lange of the second	
Biodiversity overlay	A.F.	10 ST	The state of the s	The April 19 Co.	
PO12 Development average minimises or mitimadverse impacts environmental significant and the second point of the second point	gates on areas of gnificance.	works a identified of the area	ses and associated re confined to areas not d on Overlay Map 05.  evelopment is compatible environmental values of a.  there development within identified on Overlay is unavoidable, es recommended by a qualified ecologist are rated to protect and the environmental values derlying ecosystem to elopment site to the	N/A	
PO13 Biodiversity value identified areas of environmental sign protected from the development	of gnificance are	Protecte Overlay minimur boundar	extent practical. evelopment adjacent to ed Areas identified on Map 05 is set back a m of 100m from the park ries in the absence of rent 'Management Plans'	N/A	
PO14 There are no signatures effects of quality, ecological biodiversity value	on water al and es.	works a outside natural ond identifie	ses and associated re confined to areas overland flow paths and drainage features.  The Waterway Corridors on Overlay Map 05 are need in a natural state.	N/A	

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Performance outcomes		Assessment benchmarks	Assessment
Flood hazard overlay		22. 1000 年800 年100 日本	75. 100 . 4 . 100 . 10
PO15	Development directly, indirectly and cumulatively avoids any significant increase in water flow, velocity or flood level, and does not increase the potential for flood damage either on site or other properties.	AO15.1 Works associated with the proposed development do not:  (a) involve a net increase in filling greater than 50m³ in the area identified on Overlay Map 03;  (b) result in any reductions of on-site flood storage capacity and contain within the site any changes to depth / duration/velocity of flood waters; or  (c) change flood characteristics outside the site in ways that result in:  (i) loss of flood storage;  (ii) loss of/changes to flow paths;  (iii) acceleration or retardation of flows; or  (iv) any reduction in flood warring times	N/A
Daris		warning times.	God and the state of the state of
	Earthworks do not restrict	AO16.1 Earthworks do not alter	Site is not near any
	access to and along major electricity infrastructure corridors by the electricity providers, using their normal vehicles and equipment.	levels along the boundaries of existing easements by more than 300mm and do not result in increased inundation of electricity infrastructure.	existing easements
PO17	There is no worsening of drainage or erosion conditions affecting the bulk supply and linear infrastructure.	No outcome specified.	N/A
Water	r catchments overlay		
	There are no significant adverse effects on the water quality of the Region's drinking water supply.	AO18.1 Development within the Bjelke-Petersen Dam Water Resource Catchment Area and the 800m buffer to Boondooma and Gordonbrook Dams shown on Overlay Map 06 has no significant adverse effect on the quantity and availability of raw water for consumption, as determined by a suitably qualified water quality expert.  Or  AO18.2 Development within the Cooyar Creek water supply buffer area shown on Overlay Map 06 complies with the specific outcomes and measures of the Seqwater Development Guidelines: Development Guidelines for Water Quality Management in Drinking Water Catchments 2012.	Site is not within a water supply catchment

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# 4. CONSULTATION

# Referral Agencies

No referral agencies

### Council Referrals

INTERNAL REFERRAL SPECIALIST	REFERRAL / RESPONSE
Development Engineer	Council's Development Engineer has carried out the assessment

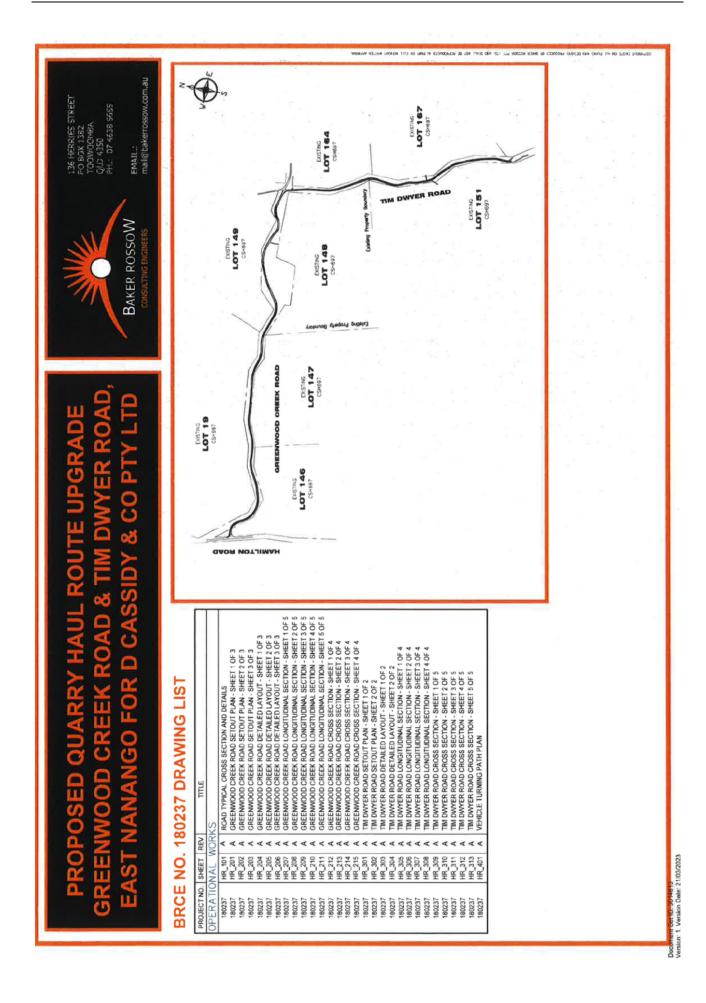
# 5. RECOMMENDATION

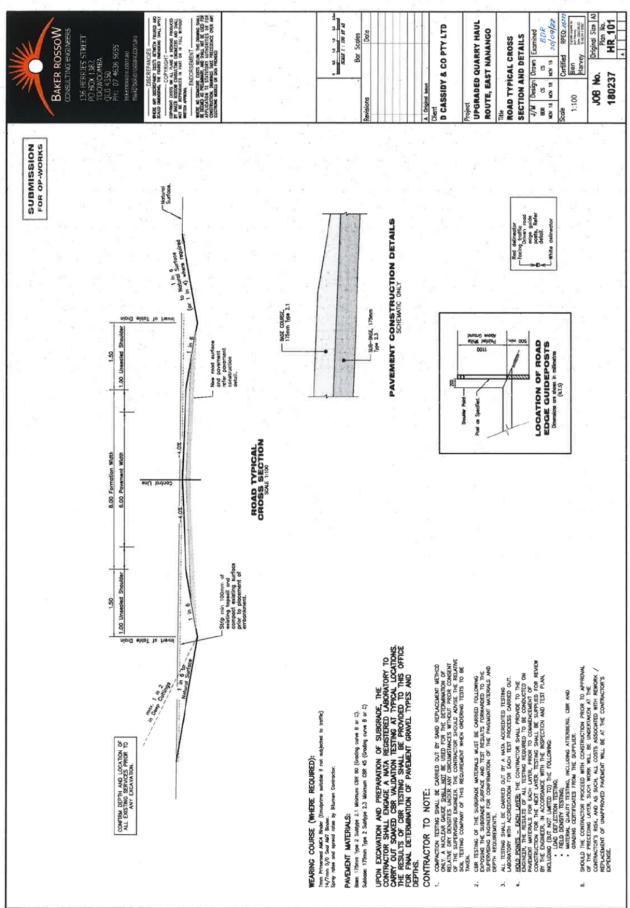
The proposed development has been assessed against the requirements of the South Burnett Regional Council Planning Scheme 2017. It is considered that the proposed development generally complies with the requirements of the Planning Scheme and as such, the applicant should be provided with a Development Permit. The Development Permit should contain the conditions detailed in the Officer's Recommendation in order to ensure that the proposal complies with the South Burnett Regional Council Planning Scheme 2017.

# **ATTACHMENTS**

1. Attachment A - Approved Plans

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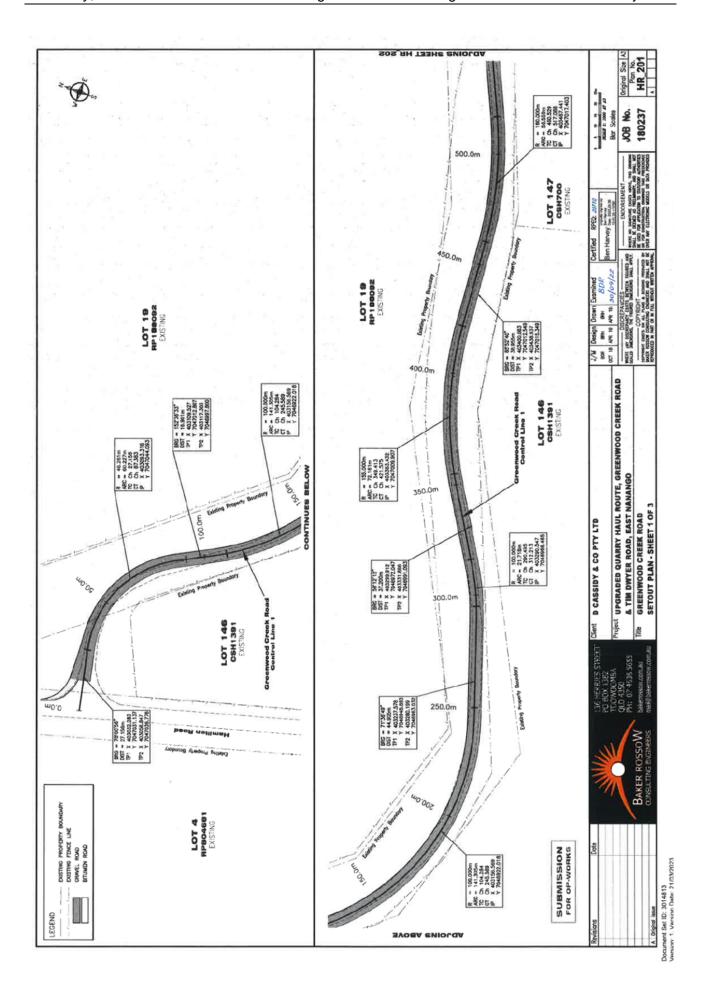


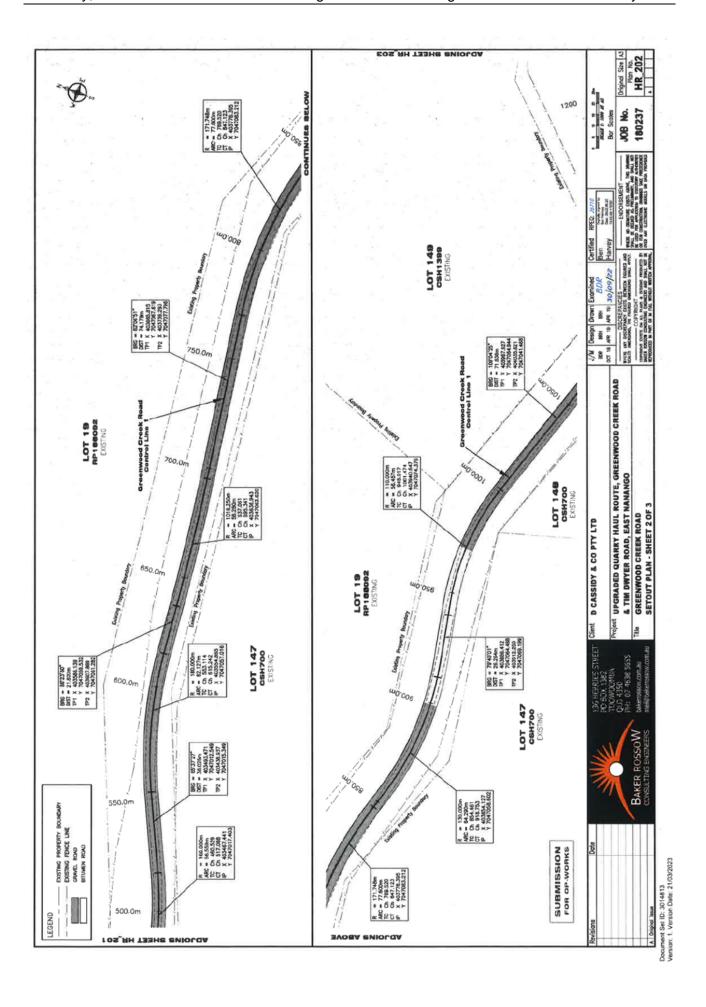


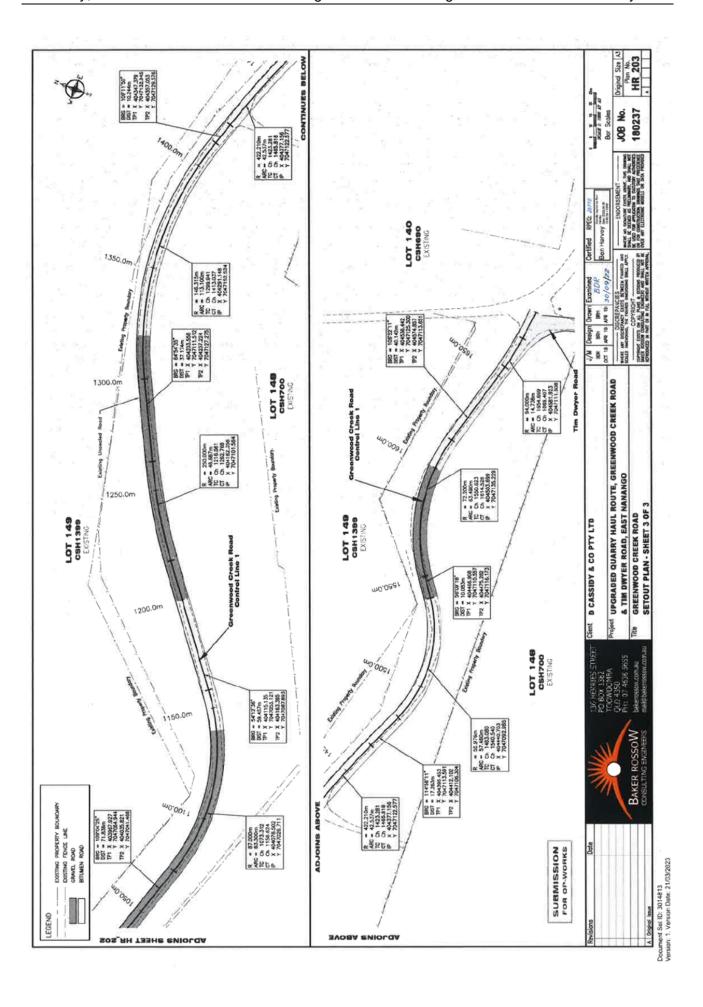
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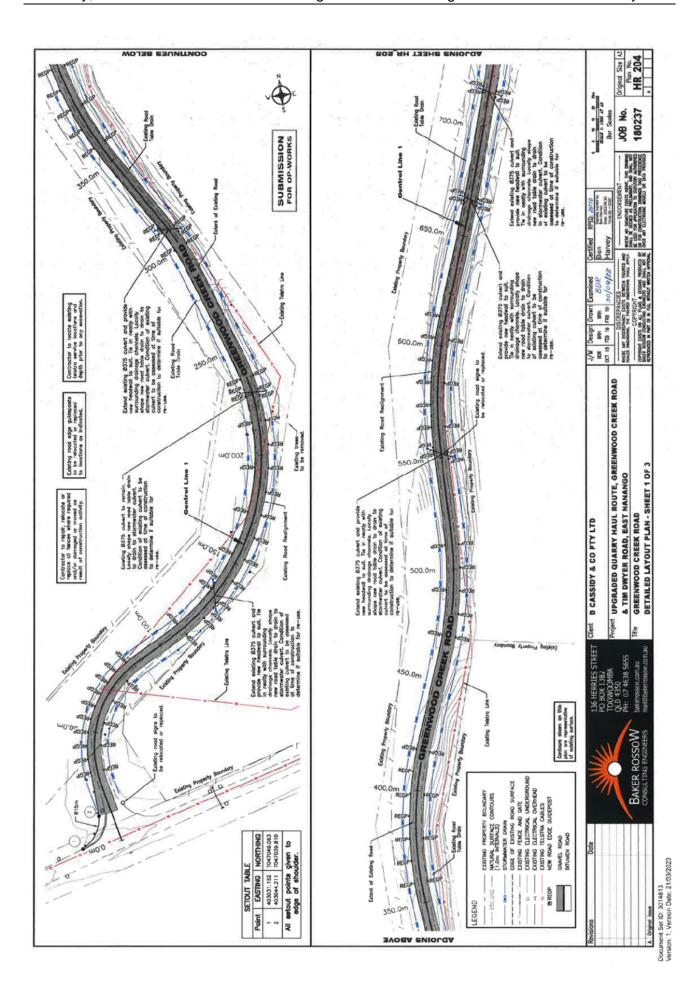
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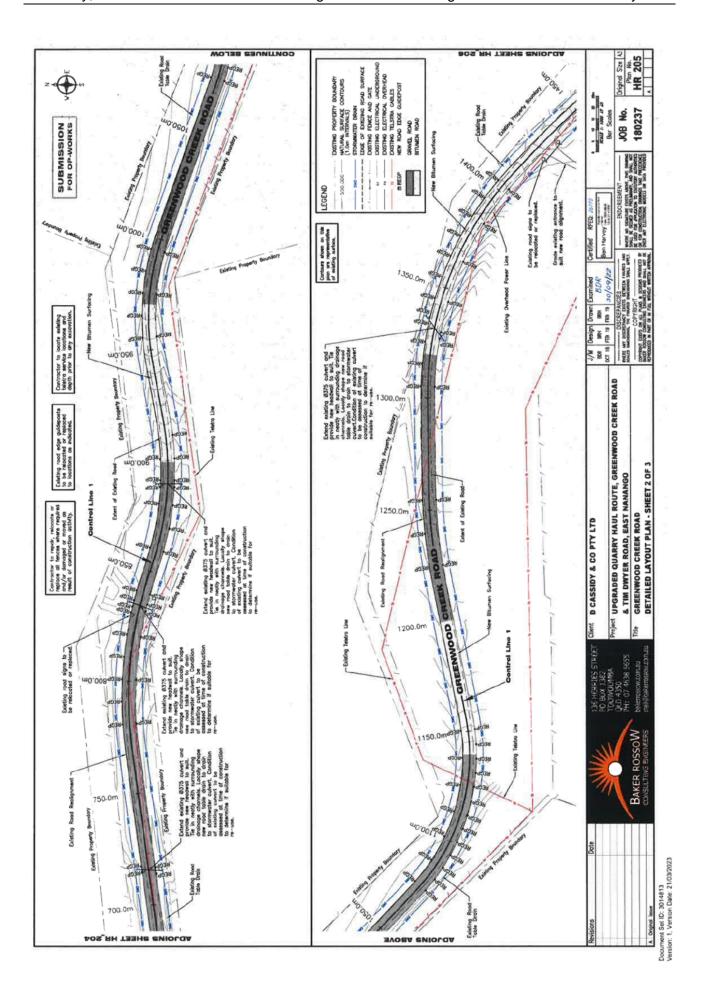
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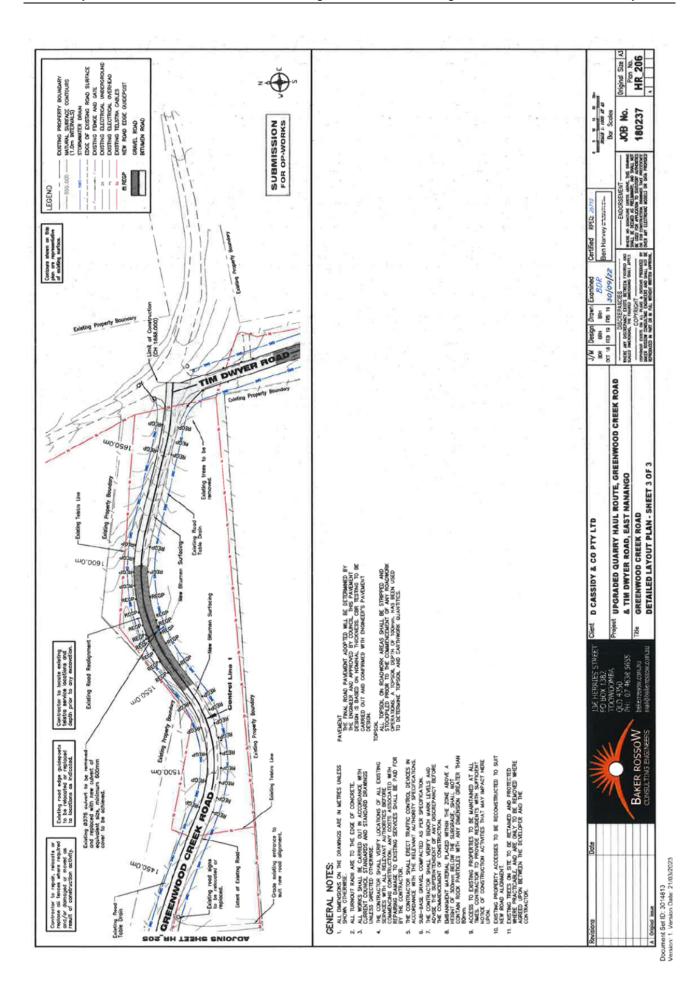


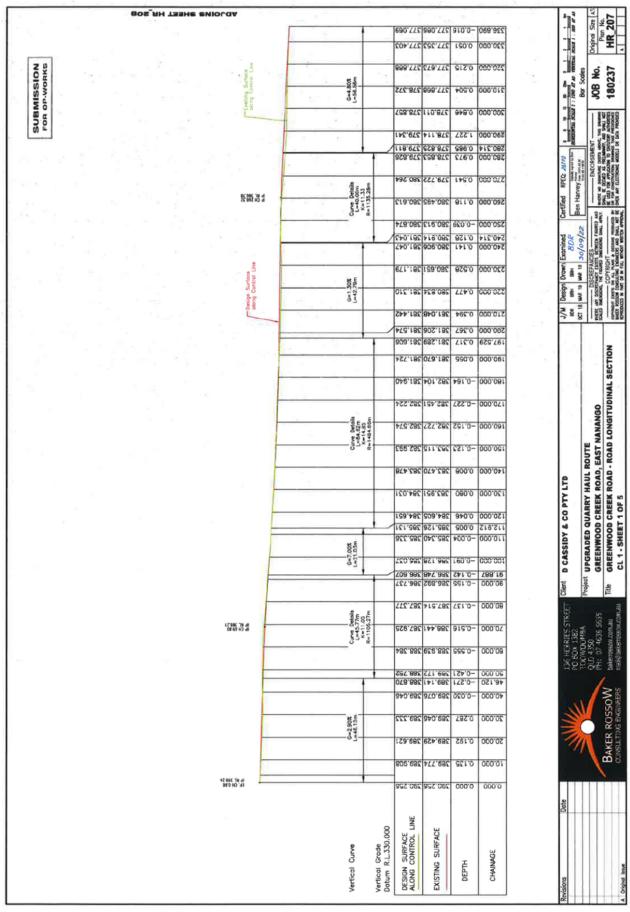




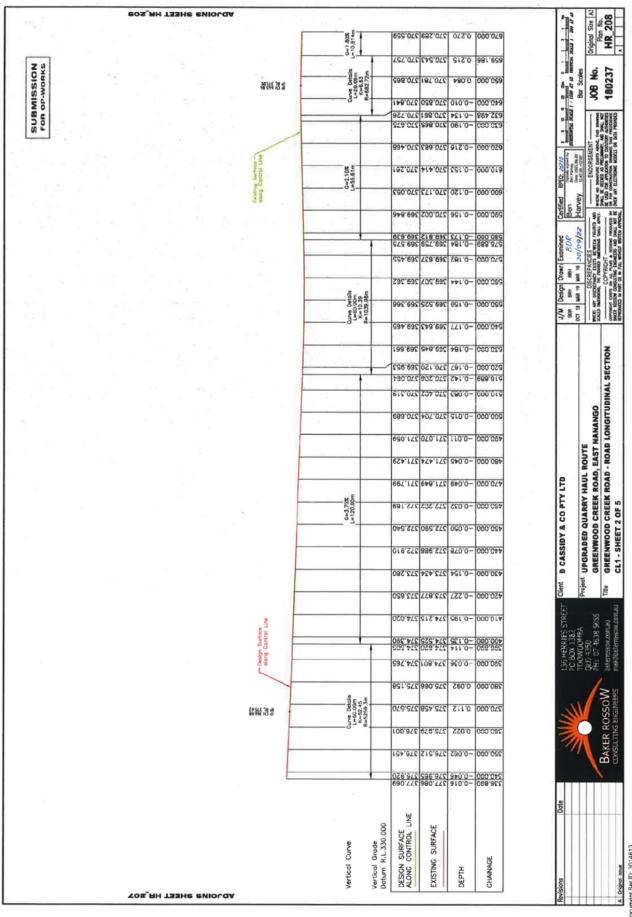






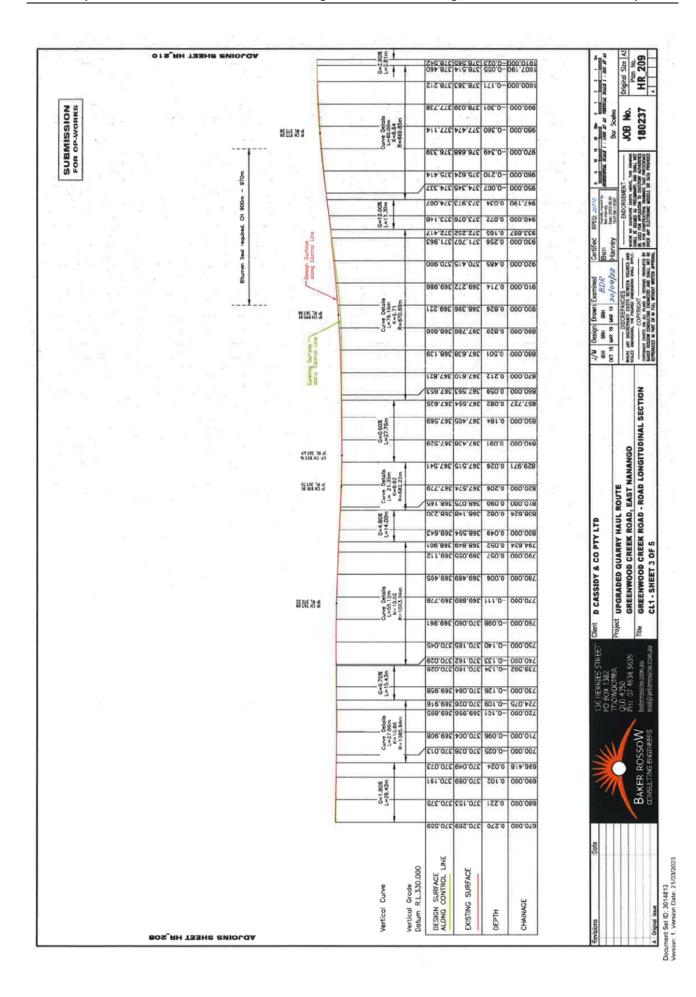


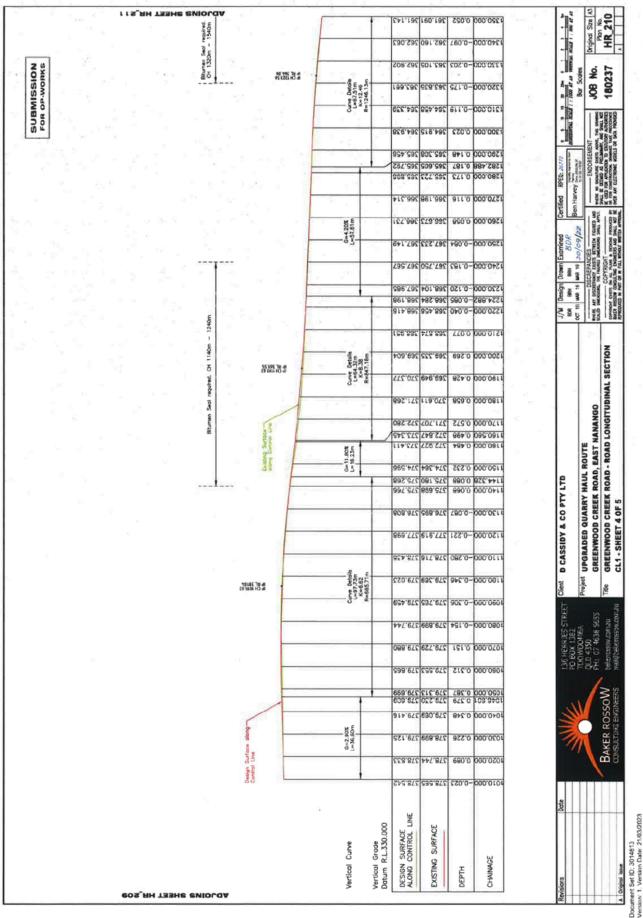
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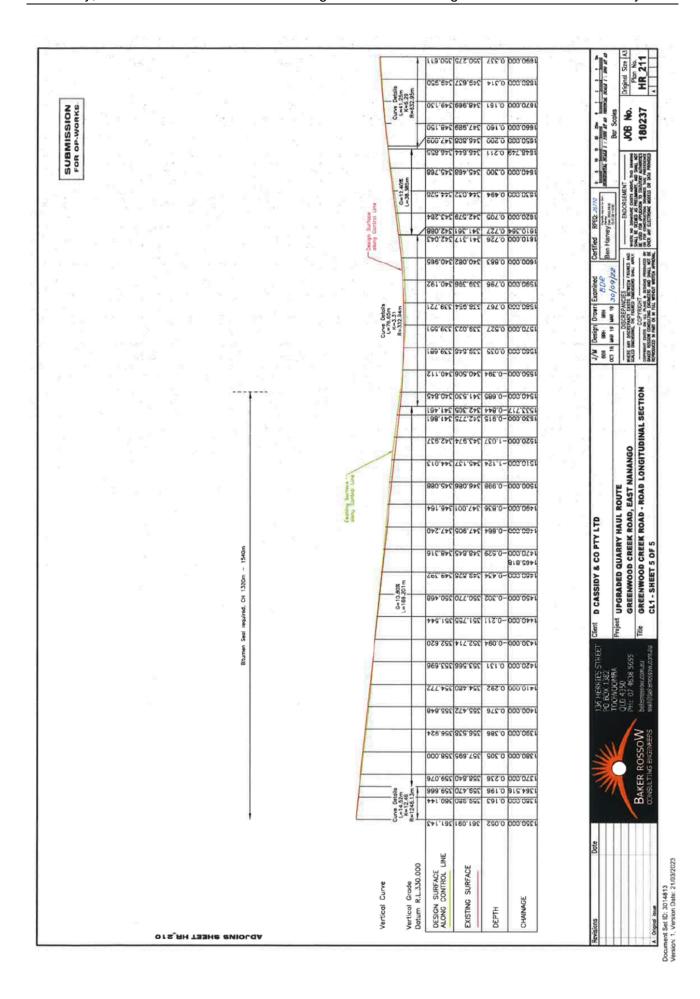
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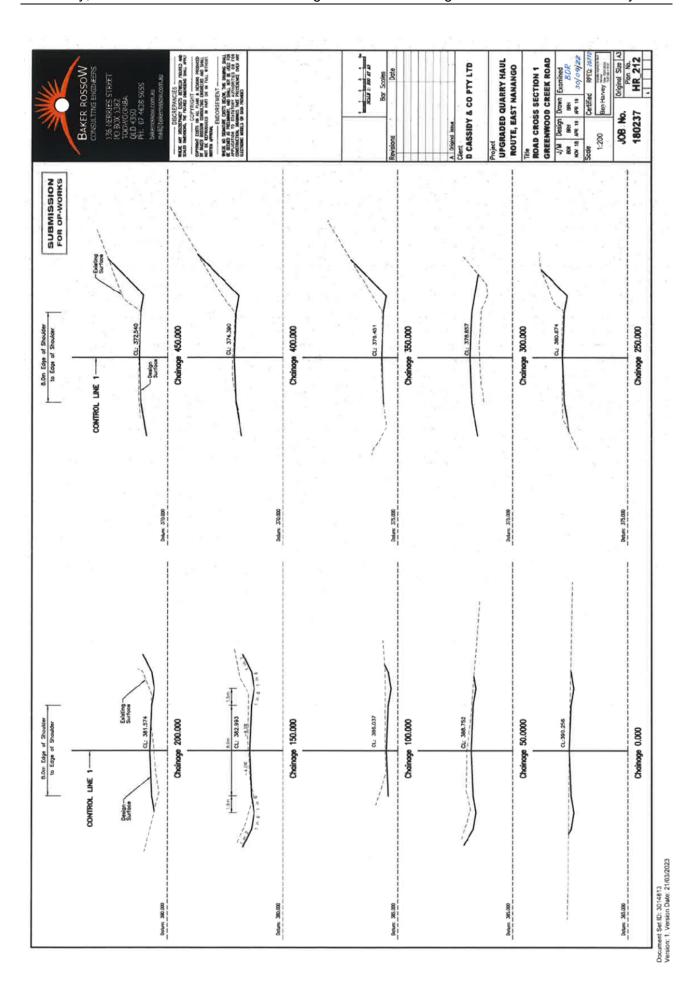
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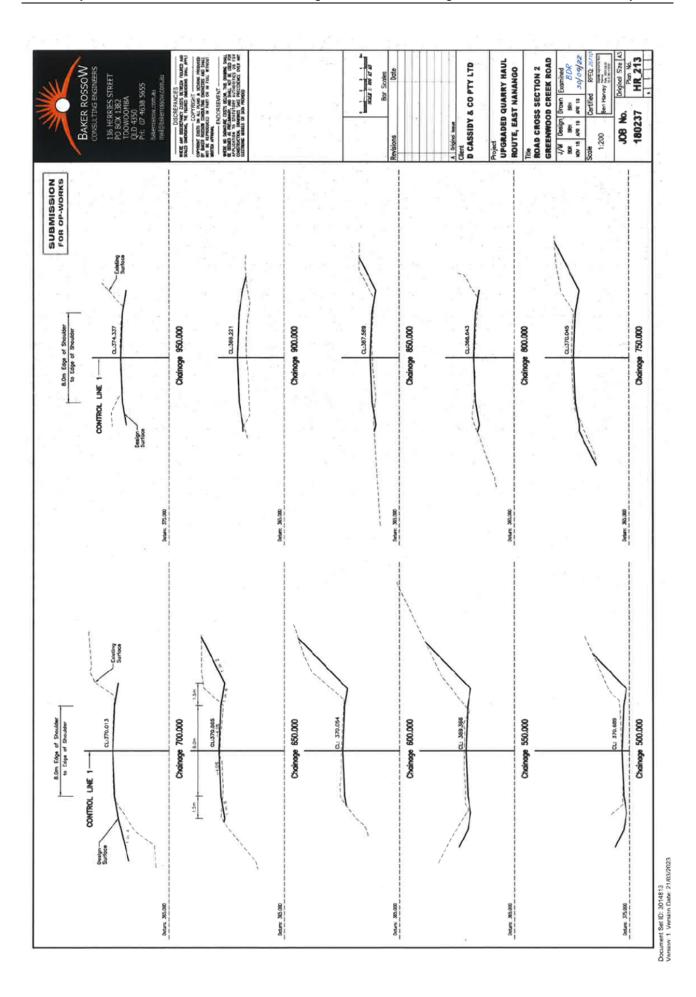


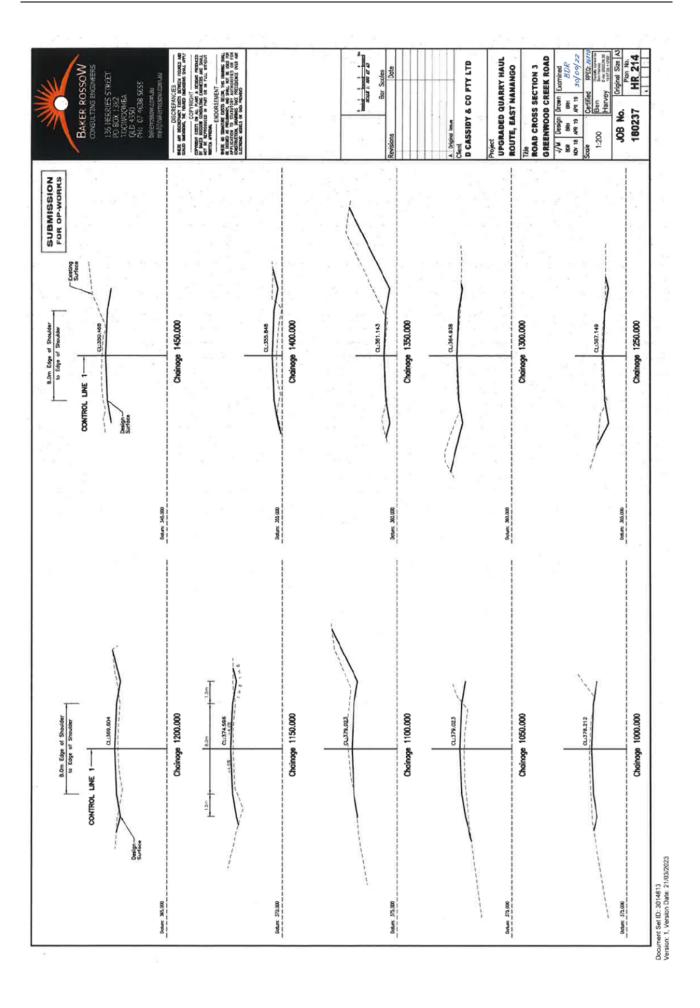


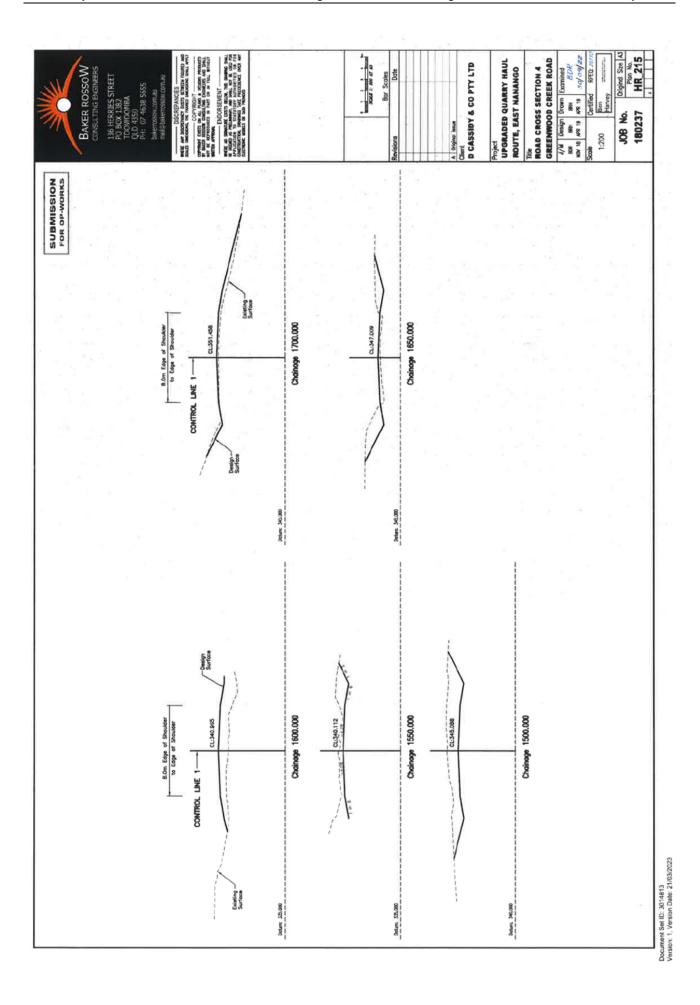
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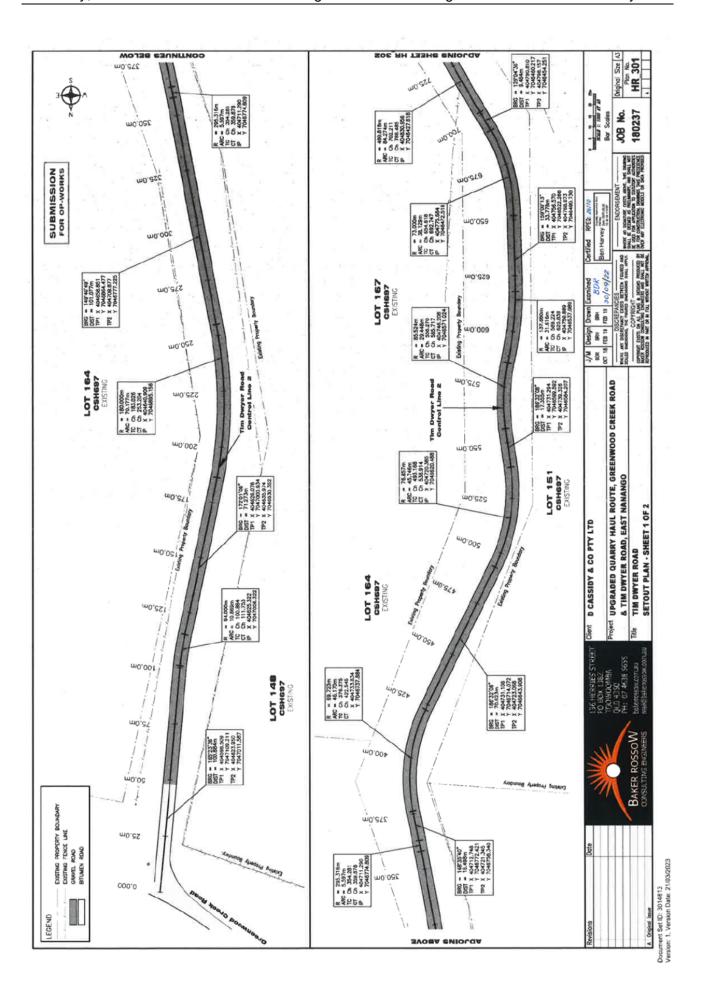


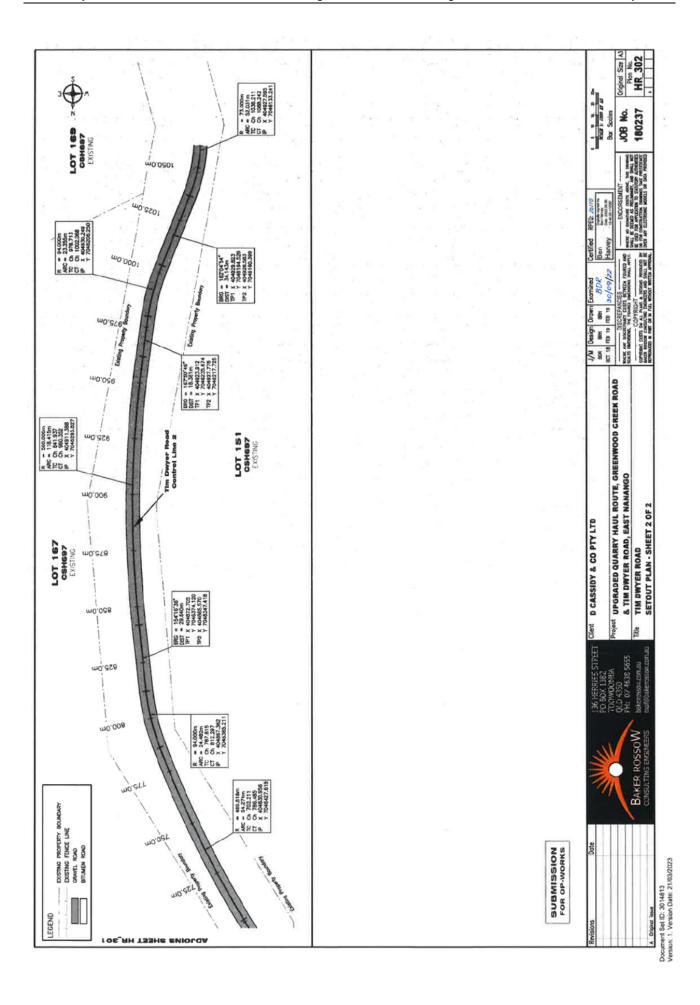


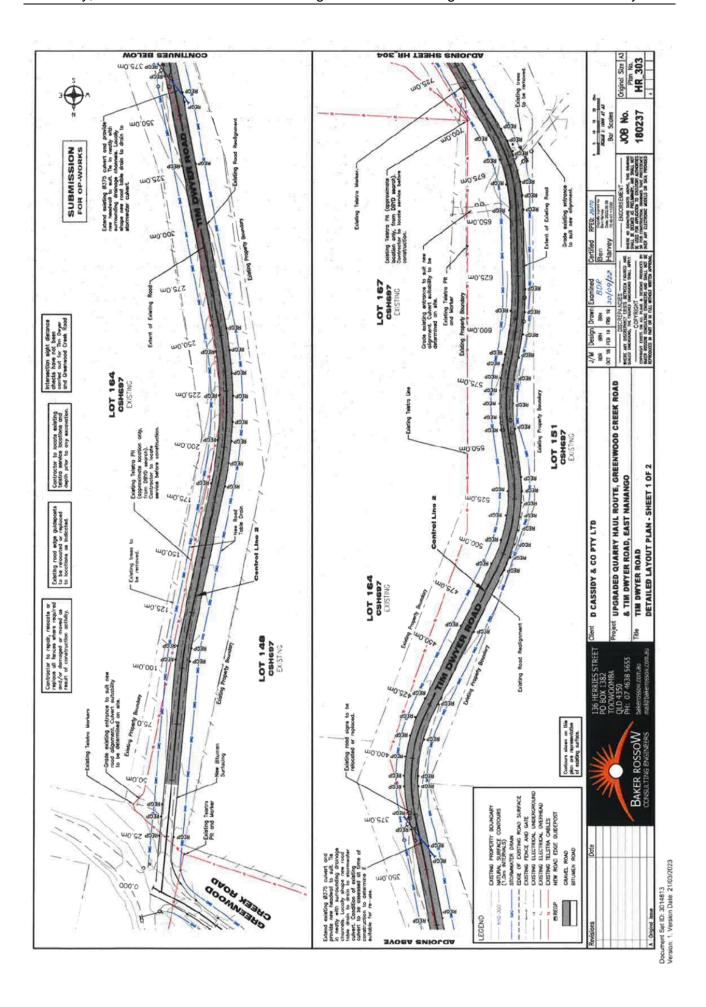


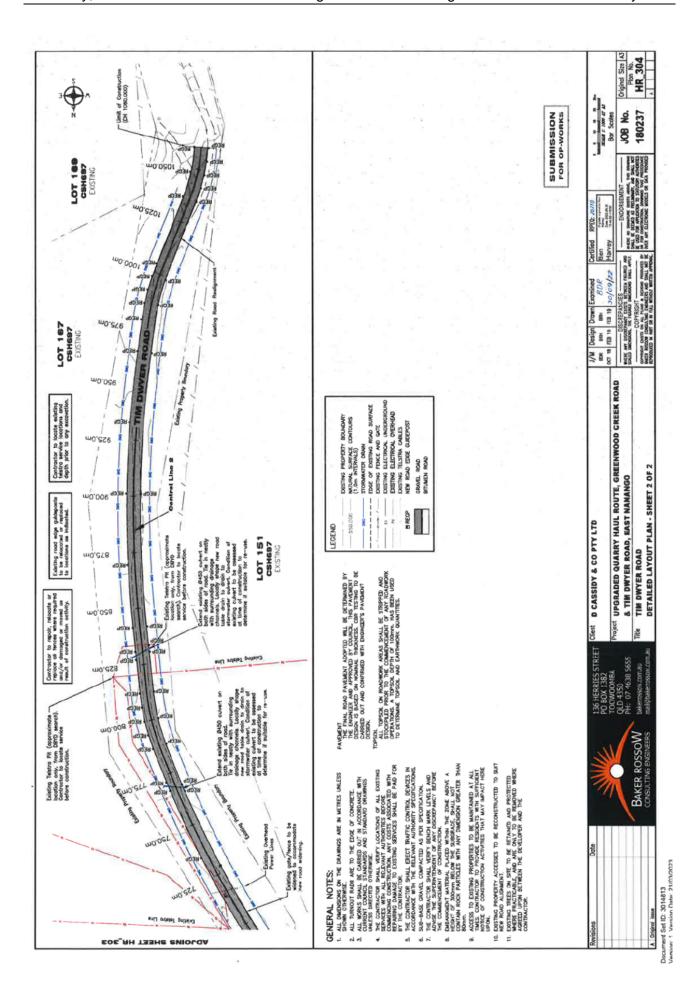


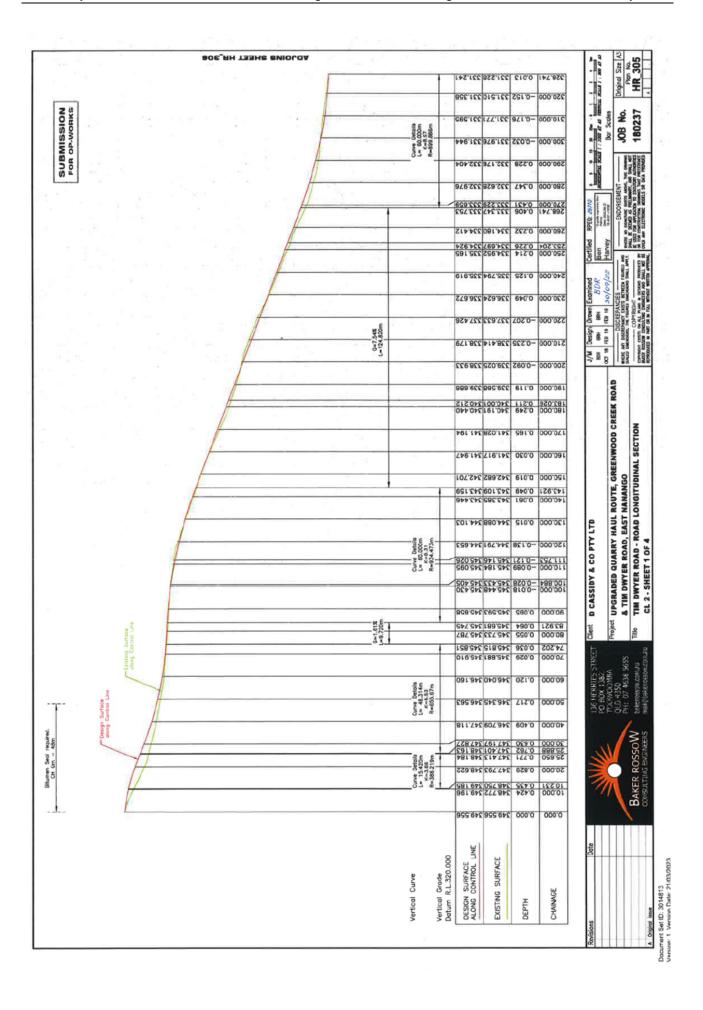


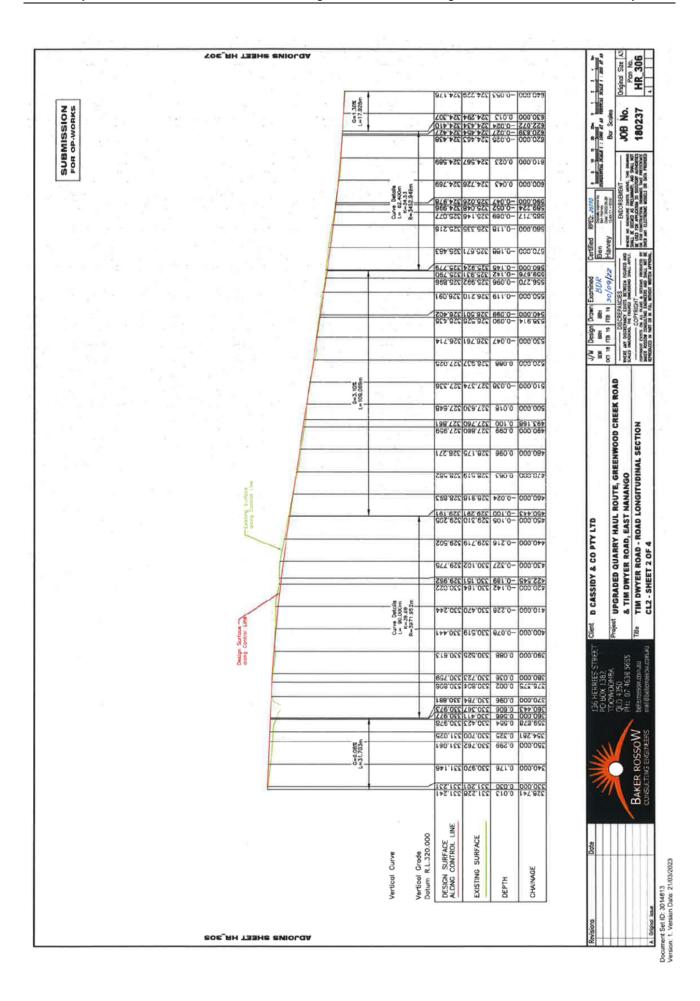


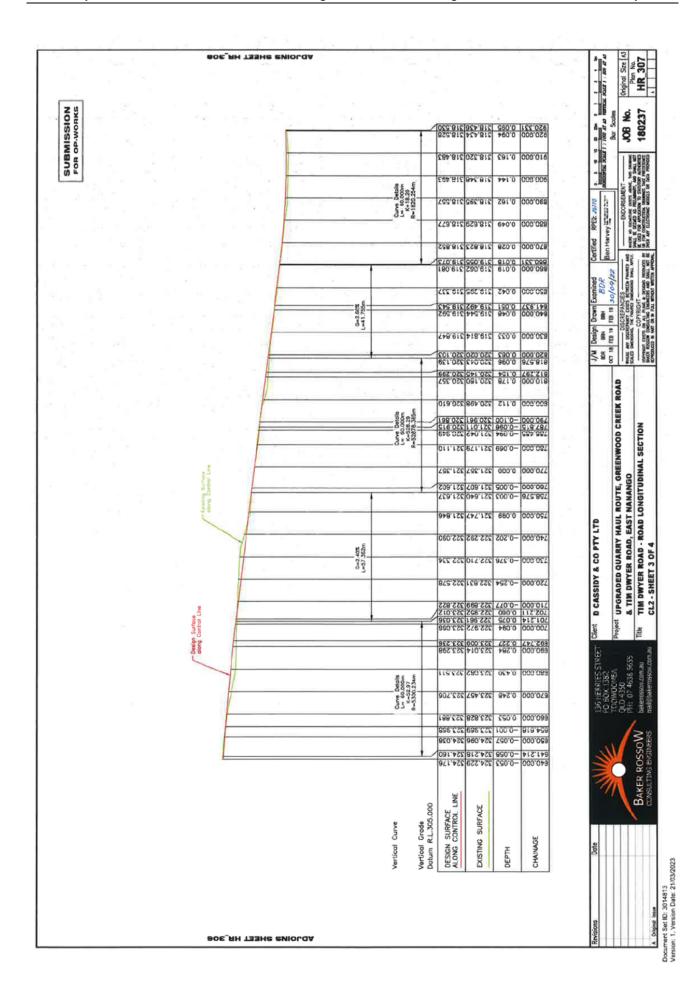












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