

DEV2013/474

13 February 2014

Aspire Housing Group  
c/- Kari Stephens  
DFS Group  
PO Box 605  
MAROOCHYDORE QLD 4558

Dear Kari,

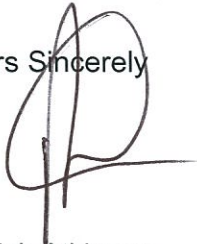
**SECTION 99 CHANGE TO A PDA DEVELOPMENT APPROVAL FOR A PDA  
DEVELOPMENT PERMIT FOR A MATERIAL CHANGE OF USE FOR MULTIPLE  
RESIDENTIAL (2 DWELLING UNITS) AT 37 SEA PRINCE CIRCUIT, HILLCLOSE  
ESTATE, CLINTON DESCRIBED AS LOT 344 ON SP257431**

On 13 February 2014 the Minister for Economic Development (MEDQ) approved the application to change the Priority Development Area (PDA) development approval pursuant to s.99 of the *Economic Development Act 2012*. The MEDQ has decided to grant all of the change to the PDA development approval applied for subject to PDA development conditions set out in the attached PDA Development Approval Package.

The PDA development application and the decision notice can also be viewed in the MEDQ Development Approvals Register via the Department of State Development, Infrastructure and Planning website <http://edq.qld.gov.au/infrastructure-and-planning/priority-development-area-development-approvals.html>.

Should you have any queries in relation to the decision notice, please do not hesitate to contact Gerard McCafferty on 3452 7424.

Yours Sincerely



Patrick Atkinson  
**Director – Development Assessment**



## PDA Decision Notice – Approval

| Site information                        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |                 |
|-----------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------|
| Name of priority development area (PDA) | Clinton                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |                 |
| Site address                            | 37 Sea Prince Circuit, Hillclose Estate, Clinton                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                 |
| Lot on plan description                 | Lot number                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | Lot description |
|                                         | Lot 344                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | SP257431        |
|                                         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |                 |
|                                         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |                 |
| PDA development application details     |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |                 |
| MEDQ reference number                   | DEV2013/474                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |                 |
| Lodgement date                          | 28 November 2013                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                 |
| Type of application                     | <input type="checkbox"/> New development involving:- <div style="margin-left: 20px;"> <input type="checkbox"/> Material change of use           <div style="margin-left: 20px;"> <input type="checkbox"/> Preliminary approval             <input type="checkbox"/> Development permit           </div> <input type="checkbox"/> Reconfiguring a lot           <div style="margin-left: 20px;"> <input type="checkbox"/> Preliminary approval             <input type="checkbox"/> Development permit           </div> <input type="checkbox"/> Operational work           <div style="margin-left: 20px;"> <input type="checkbox"/> Preliminary approval             <input type="checkbox"/> Development permit           </div> <input checked="" type="checkbox"/> Changing a PDA development approval           <input type="checkbox"/> Extending the currency period of a PDA approval         </div> |                 |
| Description of proposal applied for     | Multiple Residential (2 Dwelling Units)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |                 |

**PDA development approval details**

|                                  |                                                                                                                                                           |
|----------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------|
| Decision of the MEDQ             | The MEDQ has decided to grant all of the PDA development approval applied for, subject to PDA development conditions forming part of this decision notice |
| Original decision date           | 26 September 2013                                                                                                                                         |
| Change to approval decision date | 13 February 2014                                                                                                                                          |
| Currency period                  | 4 Years from original decision date                                                                                                                       |

**Plans and specification**

The plans and specifications approved by the MEDQ and referred to in the PDA development conditions concerning the PDA development approval are detailed below.

| <b>Approved plans, reports and specifications</b> |                      | <b>Number (if applicable)</b> | <b>Date (if applicable)</b> |
|---------------------------------------------------|----------------------|-------------------------------|-----------------------------|
| 1.                                                | 02 Site              | 120426                        | 10/09/13                    |
| 2.                                                | 03 Ground Floor Plan | 120426                        | 10/09/13                    |
| 3.                                                | 11a Roof Plan        | 120426                        | 10/09/13                    |
| 4.                                                | 11b Fence Plan       | 120426                        | 10/09/13                    |
| 5.                                                | 11c Landscape Plan   | 120426                        | 10/09/13                    |
| 6.                                                | 04 Elevation 1       | 120426                        | 10/09/13                    |

**PDA Development Conditions**

|    |                                                                                                                                                                                                                                                                                             |                                    |
|----|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------|
| 1. | <b>Carry out the approved development</b><br><br>Carry out the development generally in accordance with the approved plan/s. drawing/s and document/s.                                                                                                                                      | To be maintained                   |
| 2. | <b>Complete all Building and Operational Works</b><br><br>Complete all building and operational work associated with this development approval, including work required by any of the following conditions. Such work is to be carried out generally in accordance with the approved plans. | Prior to commencement of use       |
| 3. | <b>Maintain the Approved Development</b><br><br>Maintain the approved development (including landscaping, parking, driveways and other external spaces) in accordance with the approved drawing(s) and /or documents, and any relevant DSDIP or other approval required by the conditions.  | To be maintained                   |
| 4. | <b>Energy Efficiency</b><br><br>a) Submit to Development Assessment Division of DSDIP a report outlining the energy efficient features employed in the building which is to                                                                                                                 | Prior to commencement of site work |

|    |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                               |
|----|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------|
|    | <p>include but not limited to:</p> <ul style="list-style-type: none"> <li>▪ energy efficient plant and equipment</li> <li>▪ use of gas, solar or heat pump hot water systems as standard with insulated pipes</li> <li>▪ maximise the use of energy efficient lighting</li> <li>▪ implement demand management strategies to reduce energy consumption and</li> <li>▪ the consideration of construction and fit out materials with low embodied energy.</li> </ul> <p>b) Submit to Development Assessment Division of DSDIP written certification that the completed building complies with part a) this condition.</p> | Prior to the commencement of use                                              |
| 5. | <p><b>Vehicle Access</b></p> <p>Construct a vehicle crossover between the existing kerb and channel and the property boundary generally in accordance with the approved Site Plan, "02 Site" dated 10/9/13 and Gladstone Regional Council adopted standards.</p>                                                                                                                                                                                                                                                                                                                                                       | Prior to commencement of use                                                  |
| 6. | <p><b>Soil Erosion and Sediment Control</b></p> <p>a) Submit to Development Assessment Division of DSDIP an Erosion and Sediment Control (E&amp;SC) Program certified by a Registered Professional Engineer of Queensland (RPEQ) or a Certified Professional Erosion and Sediment Control (CPESC) that complies with - <i>ICEA Best Practice Erosion &amp; Sediment Control – November 2008</i>.</p> <p>b) Soil erosion and sediment control shall be monitored and maintained in accordance with the certified E&amp;SC Program</p>                                                                                   | <p>Prior to commencement of work</p> <p>At all times during works on site</p> |
| 7. | <p><b>Water Connection</b></p> <p>Connect the development to the existing water reticulation network in accordance with the Gladstone Regional Council standards.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                  | Prior to commencement of use                                                  |
| 8. | <p><b>Sewerage Connection</b></p> <p>Connect the development to the existing sewerage reticulation network in accordance with the Gladstone Regional Council standards.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                            | Prior to commencement of use                                                  |
| 9. | <p><b>Stormwater Connection</b></p> <p>Connect the development to the existing stormwater network at a lawful point of discharge in accordance with Gladstone Regional Council standards</p>                                                                                                                                                                                                                                                                                                                                                                                                                           | Prior to commencement of use                                                  |

|     |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                                                    |
|-----|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------|
| 10. | <p><b>Easements over infrastructure – water supply, sewerage, drainage</b></p> <p>Where public utilities are located on private land, public utility easements must be provided in favour of and at no cost to the grantee, over infrastructure located in private land that becomes contributed assets</p> <p>The terms of the easements must be to the satisfaction of the Chief Executive Officer of the authority which ultimately is to takeover and maintain the contributed assets.</p> | Prior to commencement of use                       |
| 11. | <p><b>Service Conduits &amp; Mains</b></p> <p>Supply and install all service conduits and meet the cost of any alterations to public utility mains, existing mains, services or installations required in connection with the approved development in accordance with the relevant authority or utility standards</p>                                                                                                                                                                          | Prior to commencement of use                       |
| 12. | <p><b>Repair damage to existing infrastructure</b></p> <p>Repair any damage to existing kerb and channel, footpath or roadway (including removal of concrete slurry from footways, roads, kerb and channel and stormwater gullies and drainlines) that may occur during any works carried out in association with the approved development.</p>                                                                                                                                                | Prior to commencement of use                       |
| 13. | <p><b>Outdoor Lighting</b></p> <p>Design and install outdoor lighting to minimise light spill in the adjacent residential properties to be in accordance with <i>AS 4282:1997 Control of the Obtrusive Effects of Outdoor Lighting</i>.</p>                                                                                                                                                                                                                                                    | Prior to commencement of use and to be maintained. |
| 14. | <p><b>Electricity</b></p> <p>Enter into an agreement with an authorised electricity supplier (e.g. Ergon) to provide electricity services to the development and connect, via an underground main, to the existing electrical reticulation network in accordance with the relevant authorised electricity utility standards.</p>                                                                                                                                                               | Prior to commencement of works                     |
| 15. | <p><b>Telecommunications</b></p> <p>Connect each dwelling to the existing Telecommunications Act (Fibre Deployment Bill 2011) Communications Alliance G645:2011 guideline compliant telecommunications network in accordance with relevant service provider standards.</p>                                                                                                                                                                                                                     | Prior to commencement of works                     |

| 16.                                                         | <p><b>Refuse Management</b></p> <p>Enter into an agreement with the Gladstone Regional Council to provide a waste collection service to the development.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Prior to commencement of use                                |  |  |                                        |                                                                                     |  |                            |                                     |          |                         |                                     |          |        |                                |           |                                          |  |                 |                                                                                                                                                                                                  |
|-------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------|--|--|----------------------------------------|-------------------------------------------------------------------------------------|--|----------------------------|-------------------------------------|----------|-------------------------|-------------------------------------|----------|--------|--------------------------------|-----------|------------------------------------------|--|-----------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 17.                                                         | <p><b>Acoustic Treatment</b></p> <p>Submit to Development Assessment Division of DSDIP Principal Engineer, written confirmation that all dwellings erected on Lot 344 on SP257431 adjacent the Dawson Highway have been designed and constructed to comply with "AS 2107:2000, <i>Acoustics – Recommended design sound levels and reverberation times for building interiors</i> and "AS 3671:1989 <i>Acoustics – Road traffic noise intrusion – Building siting and construction</i>" for category 2 and 3 buildings.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | Prior to commencement of use                                |  |  |                                        |                                                                                     |  |                            |                                     |          |                         |                                     |          |        |                                |           |                                          |  |                 |                                                                                                                                                                                                  |
| 18.                                                         | <p><b>Infrastructure Contributions</b></p> <p>Pay to Economic Development Queensland a monetary contribution towards the cost of the provision of essential infrastructure at the rate applicable at the time of payment.</p> <p>The current contribution has been calculated in accordance with Gladstone Regional Council's <i>Adopted Infrastructure Charges Resolution (No. 2) – 2011 Former Gladstone City Local Government area - Amended: 16 July 2013</i>, which is as follows:</p> <p>The current contribution is as follows:</p> <table border="1"> <thead> <tr> <th colspan="3"><b>Table 1 - Adopted charge for residential development</b></th></tr> <tr> <th><i>Residential Use – Charge area 1</i></th><th colspan="2"><i>Adopted infrastructure charge for residential development (\$/dwelling unit)</i></th></tr> </thead> <tbody> <tr> <td>3 or more bedroom dwelling</td><td>\$28,000/dwelling x 1 dwelling unit</td><td>\$28,000</td></tr> <tr> <td>1 or 2 bedroom dwelling</td><td>\$20,000/dwelling x 1 dwelling unit</td><td>\$20,000</td></tr> <tr> <td>Credit</td><td>\$28,000/lot x 1 dwelling unit</td><td>-\$28,000</td></tr> <tr> <td colspan="2"><b>Total Infrastructure Contribution</b></td><td><b>\$20,000</b></td></tr> </tbody> </table> <p><i>*The developer contributions will be adjusted each July with the 3 year rolling average of the Road and Bridge Construction Queensland Index</i></p> | <b>Table 1 - Adopted charge for residential development</b> |  |  | <i>Residential Use – Charge area 1</i> | <i>Adopted infrastructure charge for residential development (\$/dwelling unit)</i> |  | 3 or more bedroom dwelling | \$28,000/dwelling x 1 dwelling unit | \$28,000 | 1 or 2 bedroom dwelling | \$20,000/dwelling x 1 dwelling unit | \$20,000 | Credit | \$28,000/lot x 1 dwelling unit | -\$28,000 | <b>Total Infrastructure Contribution</b> |  | <b>\$20,000</b> | <p>The earlier of the following:</p> <ul style="list-style-type: none"> <li>i. Prior to the endorsement of the building format plan; or</li> <li>ii. Prior to the commencement of use</li> </ul> |
| <b>Table 1 - Adopted charge for residential development</b> |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                             |  |  |                                        |                                                                                     |  |                            |                                     |          |                         |                                     |          |        |                                |           |                                          |  |                 |                                                                                                                                                                                                  |
| <i>Residential Use – Charge area 1</i>                      | <i>Adopted infrastructure charge for residential development (\$/dwelling unit)</i>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |                                                             |  |  |                                        |                                                                                     |  |                            |                                     |          |                         |                                     |          |        |                                |           |                                          |  |                 |                                                                                                                                                                                                  |
| 3 or more bedroom dwelling                                  | \$28,000/dwelling x 1 dwelling unit                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | \$28,000                                                    |  |  |                                        |                                                                                     |  |                            |                                     |          |                         |                                     |          |        |                                |           |                                          |  |                 |                                                                                                                                                                                                  |
| 1 or 2 bedroom dwelling                                     | \$20,000/dwelling x 1 dwelling unit                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | \$20,000                                                    |  |  |                                        |                                                                                     |  |                            |                                     |          |                         |                                     |          |        |                                |           |                                          |  |                 |                                                                                                                                                                                                  |
| Credit                                                      | \$28,000/lot x 1 dwelling unit                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | -\$28,000                                                   |  |  |                                        |                                                                                     |  |                            |                                     |          |                         |                                     |          |        |                                |           |                                          |  |                 |                                                                                                                                                                                                  |
| <b>Total Infrastructure Contribution</b>                    |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | <b>\$20,000</b>                                             |  |  |                                        |                                                                                     |  |                            |                                     |          |                         |                                     |          |        |                                |           |                                          |  |                 |                                                                                                                                                                                                  |

## STANDARD ADVICE

Please note that in order to lawfully undertake development, it may be necessary to obtain approvals other than this PDA development approval, some specific advices are outlined below. Other advices may include other approvals under the *Economic Development Act 2012* as well as the *Sustainable Planning Act 2009* (e.g. for building work), the *Plumbing and Drainage Act 2002* and the *Commonwealth Environmental Protection and Biodiversity Act 1999*. Carrying out development may also be subject to 'duty of care' legislation such as the *Aboriginal Cultural Heritage Act 2003*. For advice on other approvals that may be necessary in relation to your proposal, please seek professional advice.

### **Gladstone Regional Council – Nominated Assessing Authority**

For any conditions in this package that require the consideration of Gladstone Regional Council, you will need to submit the relevant forms, plans and/or reports and fee to the entity nominated in the condition/s. When satisfied that the condition has been met, the applicable entity will issue a response in the manner required by the condition/s (e.g. a letter of endorsement or authorisation or a permit). No costs will be incurred by DSDIP or Gladstone Regional Council.

### **Noise and Dust Emissions**

All development involving the emission of noise and dust from building/construction activities requires that the emission be in accordance with the requirements of the *Environmental Protection Act 1994*. Pursuant to Division 3 Section 440R of the *Environmental Protection Act 1994*, a builder or building contractor must not carry out building work on a building site in a way that makes or causes audible noise to be made from the building work on

- (a) Sundays or public holidays, at any time; or
- (b) Saturdays or business days, before 6.30 a.m. or after 6.30 p.m.

*Please note: The above information has been provided to the applicant as an advice only, and does not form part of the development approval conditions. This advice has been provided to the applicant to inform them of other obligations they may have to comply with (under state legislation or local laws) prior to their activity commencing.*

**\*\* End of Package \*\***