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8 November 2021

Our Reference: D/151-2021  
Enquiries: Amanda O'Mara  
Telephone: 07 4936 8099

Sunwater Limited  
c/- Gideon Town Planning  
PO BOX 450  
ROCKHAMPTON QLD 4700

Dear Sir/Madam

**EXEMPTION CERTIFICATE (D/151-2021) FOR DEVELOPMENT REGARDING A UTILTY INSTALLATION (ROOKWOOD WEIR - INUNDATION AREA) LOCATED AT 540 WEIR PARK ROAD, GOGANGO (REFER TO APPENDIX A – LIST OF AFFECTED SITES).**

In regards to the request for an Exemption Certificate received by Council on 5 November 2021.

Council has assessed the request and has determined that the proposed development is exempt from satisfying the Bushfire Hazard Overlay Code under the *Rockhampton Region Planning Scheme 2015 (version 2.2)* (the planning scheme). Specifically, the proposed development is exempt from triggering assessment for a Material Change of Use in accordance with *Table 5.10.4 Bushfire Hazard Overlay (part)* of the planning scheme.

This exemption only applies to the Bushfire Hazard Overlay Code and *Table 5.10.4 Bushfire Hazard Overlay (part)* under the planning scheme. Development Approval is not required if the development is able to comply with all of the remaining requirements in the *Rockhampton Region Planning Scheme 2015 (version 2.2)*

<b>DESCRIPTION OF THE DEVELOPMENT</b>	Utility Installation (Rookwood Weir - Inundation Area)
<b>REAL PROPERTY DESCRIPTION</b>	Refer to Appendix A – List of affected sites
<b>COMMON PROPERTY DESCRIPTION</b>	540 Weir Park Road, Gogango
<b>REASONS FOR GIVING THE EXEMPTION CERTIFICATE</b>	The effects of the development would be minor or inconsequential, considering the circumstances under which the development was categorised as assessable development.

A report has been provided which demonstrates that due to the construction of the Rookwood Weir, several adjoining lots to the Fitzroy River and creeks will be inundated with water. While the inundation area overlaps with areas mapped as High Hazard area of the Bushfire Hazard Overlay, it will ultimately reduce the bushfire hazard

given the inundation by river water. As such, the proposed development is exempt from triggering assessment under *Table 5.10.4 Bushfire Hazard Overlay (part)* due to the siting of the use reducing the risk of bushfire hazard due to river water inundation.

**CURRENCY PERIOD**

Five (5) Years after the date the certificate was given.

This exemption certificate does not relate to any other development activity on the property and is not transferrable to another property.

This exemption certificate does not alleviate the applicant's obligation to comply with other statutory or local government requirements for this land.

This exemption certificate is issued in accordance with section 46 of the *Planning Act 2016*.

If you have any queries regarding this matter please contact the undersigned on 07 4936 8099.

Yours faithfully

Tarnya Fitzgibbon  
Coordinator Development Assessment  
Planning and Regulatory Services

**APPENDIX A: LIST OF AFFECTED SITES (REAL PROPOERTY ADDRESS)**

Number	Lot & Plan
1	Lot 1 on PN4
2	Lot 2 on SP318749
3	Lot 7 on PAK40219
4	Lot 14 on PN39
5	Lot 10 on SP318746 (previously Lot 10 on PN14)
6	Lot 1 on LR137
7	Lot 25 on PN188
8	Lot 37 on SP311298
9	Lot 77 on PN112
10	Lot 81 on PN111
11	Lot 1711 on PAK4069
12	Lot 1857 on PAK4091
13	Lot A on SP158491
14	Lot 3 on LR37
15	Lot 6 on PN141
16	Lot 3 on SP132038
17	Lot 9 on PN405
18	Lot 4 on SP318753
19	Lot 1 on SP158491