

2 September 2021

Glenwaye Pty Ltd
C/- Urbis Pty Ltd
Level 7, 123 Albert St
BRISBANE QLD 4001

Email: sbuhmann@urbis.com.au, and aaldridge@urbis.com.au

Dear Sir/Madam,

DECISION NOTICE – EXTENSION APPLICATION – DEVELOPMENT PERMIT D/162-2015 FOR A MATERIAL CHANGE OF USE FOR A SERVICE STATION, SHOP, SHOWROOM, AND FOOD AND DRINK OUTLET – LOCATED AT 337-341 YAAMBA ROAD, PARK AVENUE – DESCRIBE AS LOT 24 ON SP191047

In relation to the Extension Application made on 12 July 2021 in accordance with section 86 of the *Planning Act 2016*, for an extension to the currency period for the above Development Permit.

Council has considered the request pursuant to section 87 of the *Planning Act 2016* and has decided to approve an extension for an additional four (4) years. This approval will lapse if the first change of use has not commenced by 27 February 2026.

This decision notice is given pursuant to section 87 of the *Planning Act 2016*.

Appeal rights apply to this decision by Council as detailed over the page.

If you have any further queries relating to this matter, please contact Bevan Koelmeyer on 1300 22 55 77.

Yours faithfully,



Tarnya Fitzgibbon
Coordinator Development Assessment

This extract is provided for information purposes only. Whilst care is taken to ensure the data is current, Council accepts no responsibility for reliance on this information where amendments to the legislation are not reflected in the information. The applicant must refer to the Act available on the Legislation Queensland website

Schedule 1 Appeals

section 229

1

Appeal rights and parties to appeals

- (1) Table 1 states the matters that may be appealed to—
 (a) the P&E court; or
 (b) a tribunal.

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- (2) Table 2 states the matters that may be appealed only to the P&E Court.

- (3) Table 3 states the matters that may be appealed only to the tribunal.

- (4) In each table—

- (a) column 1 states the appellant in the appeal; and
 (b) column 2 states the respondent in the appeal; and
 (c) column 3 states the co-respondent (if any) in the appeal; and
 (d) column 4 states the co-respondents by election (if any) in the appeal.

- (5) If the chief executive receives a notice of appeal under section 230(3)(f), the chief executive may elect to be a co-respondent in the appeal.

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Table 1

Appeals to the P&E Court and, for certain matters, to a tribunal

1. Development applications

For a development application other than a development application called in by the Minister, an appeal may be made against—

- (a) the refusal of all or part of the development application; or
 (b) the deemed refusal of the development application; or
 (c) a provision of the development approval; or
 (d) if a development permit was applied for—the decision to give a preliminary approval; or
 (e) a decision for, or a deemed refusal of, an extension application for a development approval that is only for a material change of use of a classified building.

| Table 1 Appeals to the P&E Court and, for certain matters, to a tribunal | | | |
|---|------------------------|---|--|
| 3. Extension applications For an extension application other than an extension application called in by the Minister, an appeal may be made against— (a) the assessment manager's decision on the extension application; or (b) a deemed refusal of the extension application. | | | |
| Column 1 Appellant | Column 2 Respondent | Column 3 Co-respondent (if any) | Column 4 Co-respondent by election (if any) |
| 1. The applicant 2. For a matter other than a deemed refusal of an extension application — a concurrence agency, other than the chief executive, for the application | The assessment manager | If a concurrence agency starts the appeal—the applicant | If a chosen assessment manager is the respondent—the prescribed assessment manager |