

SARA reference: 1911-14322 SRA  
Council reference: D/102-2019  
Applicant reference: 114063-01-R01B

24 January 2020

Chief Executive Officer  
Rockhampton Regional Council  
PO Box 1860  
Rockhampton QLD 4700  
enquiries@rrc.qld.gov.au

Attention: Mr Thomas Gardiner

Dear Mr Gardiner

## SARA response—4 Featherstone Street, Parkhurst

(Referral agency response given under section 56 of the *Planning Act 2016*)

The development application described below was confirmed as properly referred by the Department of State Development, Manufacturing, Infrastructure and Planning (the department) on 12 December 2019.

### Response

Outcome:	Referral agency response – with conditions
Date of response:	24 January 2020
Conditions:	The conditions in <b>Attachment 1</b> must be attached to any development approval
Advice:	Advice to the applicant is in <b>Attachment 2</b>
Reasons:	The reasons for the referral agency response are in <b>Attachment 3</b>

### Development details

Description:	Development permit	Material Change of Use for a High Impact Industry and Environmentally Relevant Activity 62 (Resource Recovery and Transfer Facility Operation)
SARA role:	Referral Agency	
SARA trigger:	Schedule 10, Part 5, Division 4, Table 2, Item 1 (10.5.4.2.1)—Environmentally relevant activity (Planning Regulation 2017)	
	Schedule 10, Part 9, Division 4, Subdivision 2, Table 4, Item 1 (10.9.4.2.4.1)—Material change of use of premises near a State transport corridor (Planning Regulation 2017)	
SARA reference:	1911-14322 SRA	

Assessment Manager: Rockhampton Regional Council  
 Street address: 4 Featherstone Street, Parkhurst  
 Real property description: Lot 1 on RP617306  
 Applicant name: Veolia C/- ATC Williams  
 Applicant contact details: PO Box 3309  
 Newmarket QLD 4051  
 mallani@mcarthurplanning.com.au

Environmental Authority: This referral included an application for an environmental authority under section 115 of the *Environmental Protection Act 1994*. Below are the details of the decision:

- Approved
- Reference: EA0002127
- Effective date: the date that related development approval D/102-2019 takes effect
- Prescribed environmentally relevant activity (ERA): ERA 62(1) — Resource recovery and transfer facility operation, operating a facility for receiving and sorting, dismantling, baling or temporarily storing—(b) general waste; (c) category 2 regulated waste and (d) category 1 regulated waste.

If you are seeking further information on the environmental authority, the Department of Environment and Science's website includes a register. This can be found at: [www.des.qld.gov.au](http://www.des.qld.gov.au).

## Representations

An applicant may make representations to a concurrence agency, at any time before the application is decided, about changing a matter in the referral agency response (s.30 Development Assessment Rules). Copies of the relevant provisions are in **Attachment 4**.

A copy of this response has been sent to the applicant for their information.

For further information please contact Jackie Larrarte, Senior Planning Officer, on (07) 4122 0408 or via email [RockhamptonSARA@dsdmip.qld.gov.au](mailto:RockhamptonSARA@dsdmip.qld.gov.au) who will be pleased to assist.

Yours sincerely



Anthony Walsh  
 Manager Planning

cc Veolia C/- ATC Williams, mallani@mcarthurplanning.com.au

enc Attachment 1 - Referral agency conditions  
 Attachment 2 - Advice to the applicant  
 Attachment 3 - Reasons for referral agency response  
 Attachment 4 - Representations about a referral agency response provisions

## Attachment 1—Referral agency conditions

(Under section 56(1)(b)(i) of the *Planning Act 2016* the following conditions must be attached to any development approval relating to this application)

No.	Conditions	Condition timing
<b>Material change of use</b>		
10.9.4.2.4.1—Material change of use of premises near a State transport corridor—The chief executive administering the <i>Planning Act 2016</i> nominates the Department of Transport and Main Roads to be the enforcement authority for the development to which this development approval relates for the administration and enforcement of any matter relating to the following condition(s):		
1.	<p>(a) Stormwater management of the development must ensure no worsening or actionable nuisance to the state-controlled road.</p> <p>(b) Any works on the land must not:</p> <ul style="list-style-type: none"> <li>(i) create any new discharge points for stormwater runoff onto the state-controlled road;</li> <li>(ii) interfere with and/or cause damage to the existing stormwater drainage on the state-controlled road;</li> <li>(iii) surcharge any existing culvert or drain on the state-controlled road;</li> <li>(iv) reduce the quality of stormwater discharge onto the state-controlled road.</li> </ul>	<p>(a) At all times.</p> <p>(b) At all times.</p>
2.	Direct access is not permitted between Yaamba Road (the state-controlled road) and the subject site.	At all times.

## Attachment 2—Advice to the applicant

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General advice	
1.	Terms and phrases used in this document are defined in the <i>Planning Act 2016</i> its regulation or the <i>State Development Assessment Provisions</i> (SDAP), version 2.5. If a word remains undefined it has its ordinary meaning.

## Attachment 3—Reasons for referral agency response

(Given under section 56(7) of the *Planning Act 2016*)

### The reasons for the department's decision are:

The development complies with *State code 1: Development in a state-controlled road environment* and *State code 22: Environmentally relevant activities* of the SDAP. Specifically, the development:

- does not create a safety hazard for users of a state-controlled road
- does not compromise the structural integrity of state-controlled roads, road transport infrastructure or road works
- does not result in a worsening of the physical condition or operating performance of state-controlled roads and the surrounding road network
- does not compromise the state's ability to construct, or significantly increase the cost to construct state-controlled roads and future state-controlled roads
- does not compromise the state's ability to maintain and operate state-controlled roads, or significantly increase the cost to maintain and operate state-controlled roads
- does not compromise the structural integrity of public passenger transport infrastructure or compromise the operating performance of public passenger transport services
- is located and designed to avoid or mitigate environmental harm on environmental values of the natural environment, adjacent sensitive land uses and sensitive receptors
- avoids impacts on matters of state environmental significance.

### Material used in the assessment of the application:

- The development application material and submitted plans
- *Planning Act 2016*
- Planning Regulation 2017
- The SDAP (version 2.5), as published by the department
- The *Development Assessment Rules*
- SARA DA Mapping system.

## **Attachment 4—Representations about a referral agency response provisions**

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