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17 January 2024

Our Reference: DA240001
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Burnett Water P/L
c/- Epic Environmental P/L
Level 17, 95 North Quay
Brisbane QLD 4000

Dear Sir/Madam

ACTION NOTICE—NOT PROPERLY MADE APPLICATION
(Given under section 3.1 of the Development Assessment Rules)

The North Burnett Regional Council received your development application for the following premises on 3 January 2024.

Location details

Street address:	PARADISE DAM ROAD, CORINGA
Real property description:	Lot 2 on SP339382
Local government area:	North Burnett Regional Council

Application details

Application number:	DA240001
Approval sought:	Development Permit
Nature of development proposed:	Material Change of Use
Description of development proposed:	Bulk Landscape Supplies (stockpiling material)

This development application is not a properly made application under section 51(5) of the *Planning Act 2016*.

The reasons why North Burnett Regional Council is not satisfied that the application is properly made are:

- A superseded version 1.1 of the DA Form 1 has been used to submit the development application
- The DA Form 1 has been incorrectly or insufficiently completed.
- The 'Operational Work – Bulk Earthworks / Stockpiling' aspect is determined to not be relevant in this circumstance as related work activities would be conducted as part of the land use. The application would be assessed solely as a Material Change of Use – Bulk Landscape Supplies.
- Executed land owner's consent to submit the development has not been provided. Landowner consent is required as the development has been lodged by a third party on behalf of Burnett Water Pty Ltd.

Address all correspondence to the Chief Executive Officer

The following actions must be taken to make the development application comply with section 51(5) of the *Planning Act 2016*:

- Please complete and submit a new DA Form 1 version 1.4. The following amendments are to be incorporated—
 - Section 2 owner's consent is required
 - Section 3.1-3.3 relevant checkboxes are incomplete
 - Section 3.1(a) address details are incomplete
 - Section 6.2 and 14.1-14.3 details relating to Operational Work to be removed
- Please arrange for the execution of and submit landowners consent from BURNETT WATER PTY LTD ACN: 097 206 614.

The above actions must be completed and a notice given to North Burnett Regional Council advising that the action notice has been complied with, within 20 business days starting the day after receiving this notice, or a further period agreed with North Burnett Regional Council; otherwise the application will be taken to have not been made in accordance with section 3.7 of the Development Assessment Rules.

Should you require any further assistance in process, please contact Council's Development Services Department on 1300 696 272.

Yours faithfully



Kim Mahoney

General Manager – Corporate and Community