



Department of Infrastructure,
Local Government and Planning

GE78-N

**Department of Infrastructure, Local Government and Planning (DILGP)
Statement of reasons for application 1708-906 SDA**

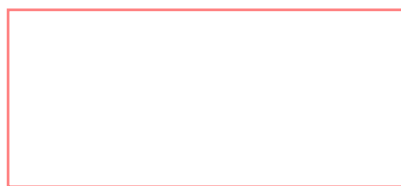
(Given under section 63 of the *Planning Act 2016*)

Departmental role: Assessment Manager

Applicant details

Applicant name:

Applicant contact details:



Location details

Street address: 752 Murlaggan Road & 538 Yarranlea Road, Yarranlea QLD 4356.

Real property description: Lot 2 on A34925;
Lot 2 on RP18242;
Lot 2 on RP18249;
Lot 2 on RP7475; and
Lot 3347 on A341649.

Local government area: Toowoomba Regional Council

Development details

Development permit: Operational work for Drains, sumps and storage to collect Contaminated Agricultural Runoff.

Assessment matters

Aspect of development requiring code assessment	Applicable codes
1.Operational Works	State Code 10 – Taking or interfering with water.

Reasons for the department's decision

- To ensure the person constructing the works is aware of, and understands all the requirements and conditions associated with the construction of the works.
- To specify the dimensions of the works based on assessment under consistent with state code 10.
- To ensure a certification report for the works 'as constructed' is provided to confirm that the storage is consistent with the approval.

Decision:

- Operational Works – Contaminated Agricultural Runoff.
- Approved – subject to conditions.
- Decision issued 8 September 2017.

Darling Downs South West regional office
128 Margaret Street, Toowoomba
PO Box 825, Toowoomba QLD 4350

Relevant material:

- Development application.
- State Development Assessment Provisions published by DILGP.
- Technical agency response.
- *Water Act 2000.*
- *Planning Act 2016*
- *Planning Regulation 2017.*
- DA Rules.

RTI RELEASE - DSDMIP

Planning Act 2016 – Appeal provisions

The following provisions are the **appeal rights** as defined in the *Planning Act 2016*, schedule 2.

Chapter 6 Dispute resolution

Part 1 Appeal rights

228 Appeals to tribunal or P&E Court

- (1) Schedule 1 states—
- (a) matters that may be appealed to—
 - (i) either a tribunal or the P&E Court; or
 - (ii) only a tribunal; or
 - (iii) only the P&E Court; and
 - (b) the person—
 - (i) who may appeal a matter (the **appellant**); and
 - (ii) who is a respondent in an appeal of the matter; and
 - (iii) who is a co-respondent in an appeal of the matter; and
 - (iv) who may elect to be a co-respondent in an appeal of the matter.
- (2) An appellant may start an appeal within the appeal period.
- (3) The appeal period is—
- (a) for an appeal by a building advisory agency—10 business days after a decision notice for the decision is given to the agency; or
 - (b) for an appeal against a deemed refusal—at any time after the deemed refusal happens; or
 - (c) for an appeal against a decision of the Minister, under chapter 7, part 4, to register premises or to renew the registration of premises—20 business days after a notice is published under section 269(3)(a) or (4); or
 - (d) for an appeal against an infrastructure charges notice—20 business days after the infrastructure charges notice is given to the person; or
 - (e) for an appeal about a deemed approval of a development application for which a decision notice has not been given—30 business days after the applicant gives the deemed approval notice to the assessment manager; or
 - (f) for any other appeal—20 business days after a notice of the decision for the matter, including an enforcement notice, is given to the person.
- Note—
See the P&E Court Act for the court's power to extend the appeal period.
- (4) Each respondent and co-respondent for an appeal may be heard in the appeal.
- (5) If an appeal is only about a referral agency's response, the assessment manager may apply to the tribunal or P&E Court to withdraw from the appeal.

- (6) To remove any doubt, it is declared that an appeal against an infrastructure charges notice must not be about—
- (a) the adopted charge itself; or
 - (b) for a decision about an offset or refund—
 - (i) the establishment cost of trunk infrastructure identified in a LGIP; or
 - (ii) the cost of infrastructure decided using the method included in the local government's charges resolution.

229 Notice of appeal

- (1) An appellant starts an appeal by lodging, with the registrar of the tribunal or P&E Court, a notice of appeal that—
- (a) is in the approved form; and
 - (b) succinctly states the grounds of the appeal.
- (2) The notice of appeal must be accompanied by the required fee.
- (3) The appellant or, for an appeal to a tribunal, the registrar must, within the service period, give a copy of the notice of appeal to—
- (a) the respondent for the appeal; and
 - (b) each co-respondent for the appeal; and
 - (c) for an appeal about a development application under schedule 1, table 1, item 1—each principal submitter for the development application; and
 - (ca) for an appeal about a change application under schedule 1, table 1, item 2—each principal submitter for the change application; and
 - (d) each person who may elect to become a co-respondent for the appeal, other than an eligible submitter who is not a principal submitter in an appeal under paragraph (c) or (ca); and
 - (e) for an appeal to the P&E Court—the chief executive; and
 - (f) for an appeal to a tribunal under another Act—any other person who the registrar considers appropriate.
- (4) The **service period** is—
- (a) if a submitter or advice agency started the appeal in the P&E Court—2 business days after the appeal is started; or
 - (b) otherwise—10 business days after the appeal is started.
- (5) A notice of appeal given to a person who may elect to be a co-respondent must state the effect of subsection (6).
- (6) A person elects to be a co-respondent by filing a notice of election, in the approved form, within 10 business days after the notice of appeal is given to the person.

230 Other appeals

- (1) Subject to this chapter, schedule 1 and the P&E Court Act, unless the Supreme Court decides a decision or other matter under this Act is affected by jurisdictional error, the decision or matter is non-appealable.
- (2) The *Judicial Review Act 1991*, part 5 applies to the decision or matter to the extent it is affected by jurisdictional error.
- (3) A person who, but for subsection (1) could have made an application under the *Judicial Review Act 1991* in relation to the decision or matter, may apply under part 4 of that Act for a statement of reasons in relation to the decision or matter.

(4) In this section—

decision includes—

- (a) conduct engaged in for the purpose of making a decision; and
- (b) other conduct that relates to the making of a decision; and
- (c) the making of a decision or the failure to make a decision; and
- (d) a purported decision; and
- (e) a deemed refusal.

non-appealable, for a decision or matter, means the decision or matter—

- (a) is final and conclusive; and
- (b) may not be challenged, appealed against, reviewed, quashed, set aside or called into question in any other way under the Judicial Review Act 1991 or otherwise, whether by the Supreme Court, another court, a tribunal or another entity; and
- (c) is not subject to any declaratory, injunctive or other order of the Supreme Court, another court, a tribunal or another entity on any ground.

231 Rules of the P&E Court

- (1) A person who is appealing to the P&E Court must comply with the rules of the court that apply to the appeal.
- (2) However, the P&E Court may hear and decide an appeal even if the person has not complied with rules of the P&E Court.

Schedule 1 Appeals

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.
- (2) However, table 1 applies to a tribunal only if the matter involves—
 - (a) the refusal, or deemed refusal of a development application, for—
 - (i) a material change of use for a classified building; or
 - (ii) operational work associated with building work, a retaining wall, or a tennis court; or
 - (b) a provision of a development approval for—
 - (i) a material change of use for a classified building; or
 - (ii) operational work associated with building work, a retaining wall, or a tennis court; or
 - (c) if a development permit was applied for—the decision to give a preliminary approval for—
 - (i) a material change of use for a classified building; or
 - (ii) operational work associated with building work, a retaining wall, or a tennis court; or
 - (d) a development condition if—
 - (i) the development approval is only for a material change of use that involves the use of a building classified under the Building Code as a class 2 building; and
 - (ii) the building is, or is proposed to be, not more than 3 storeys; and

- (iii) the proposed development is for not more than 60 sole-occupancy units; 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; or
 - (f) a decision for, or a deemed refusal of, a change application for a development approval that is only for a material change of use of a classified building; or
 - (g) a matter under this Act, to the extent the matter relates to—
 - (i) the Building Act, other than a matter under that Act that may or must be decided by the Queensland Building and Construction Commission; or
 - (ii) the Plumbing and Drainage Act, part 4 or 5; or
 - (h) a decision to give an enforcement notice in relation to a matter under paragraphs (a) to (g); or
 - (i) a decision to give an infrastructure charges notice; or
 - (j) the refusal, or deemed refusal, of a conversion application; or
 - (k) a matter that, under another Act, may be appealed to the tribunal; or
 - (l) a matter prescribed by regulation.
- (3) Also, table 1 does not apply to a tribunal if the matter involves—
- (a) for a matter in subsection (2)(a) to (d)—
 - (i) a development approval for which the development application required impact assessment; and
 - (ii) a development approval in relation to which the assessment manager received a properly made submission for the development application; or
 - (b) a provision of a development approval about the identification or inclusion, under a variation approval, of a matter for the development.
- (4) Table 2 states the matters that may be appealed only to the P&E Court.
- (5) Table 3 states the matters that may be appealed only to the tribunal.
- (6) 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.
- (7) 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.

<p>Table 1 Appeals to the P&E Court and, for certain matters, to a tribunal</p>
<p>1. Development applications An appeal may be made against—</p> <ul style="list-style-type: none"> (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.
<p>Table 1 Appeals to the P&E Court and, for certain matters, to a tribunal</p>

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
The applicant	The assessment manager	If the appeal is about a concurrence agency's referral response—the concurrence agency	<ol style="list-style-type: none"> 1 A concurrence agency that is not a co-respondent 2 If a chosen assessment manager is the respondent—the prescribed assessment manager 3 Any eligible advice agency for the application 4 Any eligible submitter for the application

2. Change applications

An appeal may be made against—

- (a) a responsible entity's decision for a change application, other than a decision made by the P&E court; or
- (b) a deemed refusal of a change application.

**Table 1
Appeals to the P&E Court and, for certain matters, to a tribunal**

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
<ol style="list-style-type: none"> 1 The applicant 2 If the responsible entity is the assessment manager—an affected entity that gave a pre-request notice or response notice 	The responsible entity	If an affected entity starts the appeal—the applicant	<ol style="list-style-type: none"> 1 A concurrence agency for the development application 2 If a chosen assessment manager is the respondent—the prescribed assessment manager 3 A private certifier for the development application 4 Any eligible advice agency for the change application 5 Any eligible submitter for the change application

3. Extension applications

An appeal may be made against—

- (a) The assessment manager's decision about an extension application; or
- (b) A deemed refusal of an extension application.

**Table 1
Appeals to the P&E Court and, for certain matters, to a tribunal**

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

4. Infrastructure charges notices

An appeal may be made against an infrastructure charges notice on 1 or more of the following grounds—

(a) the notice involved an error relating to—

(i) the application of the relevant adopted charge; or

Examples of errors in applying an adopted charge:

- the incorrect application of gross floor area for a non-residential development
- applying an incorrect 'use category', under a regulation, to the development

(ii) the working out of extra demand, for section 120; or

(iii) an offset or refund; or

(b) there was no decision about an offset or refund; or

(c) if the infrastructure charges notice states a refund will be given—the timing for giving the refund; or

(d) the amount of the charge is so unreasonable that no reasonable relevant local government could have imposed the amount.

Table 1
Appeals to the P&E Court and, for certain matters, to a tribunal

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
The person given the infrastructure charges notice	The local government that gave the infrastructure charges notice	—	—

5. Conversion applications

An appeal may be made against—

(a) the refusal of a conversion application; or

(b) a deemed refusal of a conversion application.

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
The applicant	The local government to which the conversion application was made	—	—

6. Enforcement notices

An appeal may be made against the decision to give an enforcement notice.

Table 1 Appeals to the P&E Court and, for certain matters, to a tribunal			
Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
The person given the enforcement notice	The enforcement authority	—	If the enforcement authority is not the local government for the premises in relation to which the offence is alleged to have happened—the local government

**Table 2
Appeals to the P&E Court only**

1. Appeals from tribunal
An appeal may be made against a decision of a tribunal, other than a decision under section 252, on the ground of—

(a) an error or mistake in law on the part of the tribunal; or

(b) jurisdictional error.

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
A party to the proceedings for the decision	The other party to the proceedings for the decision	—	—

2. Eligible submitter appeals
An appeal may be made against the decision to give a development approval, or an approval for a change application, to the extent that the decision relates to—

(a) any part of the development application for the development approval that required impact assessment; or

(b) a variation request

**Table 2
Appeals to the P&E Court only**

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
1 For a development application—an eligible submitter for the development application 2 For a change application—an eligible submitter for the change application	1 For a development application—the assessment manager 2 For a change application—the responsible entity	1 The applicant 2 If the appeal is about a concurrence agency's referral response—the concurrence agency	Another eligible submitter for the application

3. Eligible submitter and eligible advice agency appeals
An appeal may be made against a provision of a development approval, or failure to include a provision in the development approval, to the extent the matter relates to—

(a) any part of the development application or the change application, for the development approval, that required impact assessment; or

(b) a variation request.

**Table 2
Appeals to the P&E Court only**

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
1 For a development application—an eligible submitter for the development application 2 For a change application—an eligible submitter for the change application 3 An eligible advice agency for the development application or change application	1 For a development application—the assessment manager 2 For a change application—the responsible entity	1 The applicant 2 If the appeal is about a concurrence agency's referral response—the concurrence agency	Another eligible submitter for the application

4. Compensation claims

An appeal may be made against—

- (a) a decision under section 32 about a compensation claim; or
- (b) a decision under section 265 about a claim for compensation; or
- (c) a deemed refusal of a claim under paragraph (a) or (b).

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
A person dissatisfied with the decision	The local government to which the claim was made	—	—

Table 2 Appeals to the P&E Court only

5. Registered premises

An appeal may be made against a decision of the Minister under chapter 7, part 4.

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
1 A person given a decision notice about the decision 2 If the decision is to register premises or renew the registration of premises—an owner or occupier of premises in the affected area for the registered premises who is dissatisfied with the decision	The Minister	—	If an owner or occupier starts the appeal—the owner of the registered premises

<p>6. Local laws</p> <p>An appeal may be made against a decision of a local government, or conditions applied, under a local law about—</p> <p>(a) the use of premises, other than a use that is the natural and ordinary consequence of prohibited development; or</p> <p>(b) the erection of a building or other structure.</p>
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Table 2
Appeals to the P&E Court only

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
A person who— (a) applied for the decision; and (b) is dissatisfied with the decision or conditions.	The local government	—	—

Table 3
Appeals to a tribunal only

1. Building advisory agency appeals

An appeal may be made against giving a development approval for building work to the extent the building work required code assessment against the building assessment provisions.

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
A building advisory agency for the development application related to the approval	The assessment manager	The applicant	<p>1 A concurrence agency for the development application related to the approval</p> <p>2 A private certifier for the development application related to the approval</p>

Table 3
Appeals to a tribunal only

2. Inspection of building work

An appeal may be made against a decision of a building certifier or referral agency about the inspection of building work that is the subject of a building development approval under the Building Act.

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
The applicant for the development approval	The person who made the decision	—	—

3. Certain decisions under the Building Act and the Plumbing and Drainage Act

An appeal may be made against a decision under—

- (a) the Building Act, other than a decision made by the Queensland Building and Construction Commission; or
- (b) the Plumbing and Drainage Act, part 4 or 5.

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
A person who received, or was entitled to receive, notice of the decision	The person who made the decision	—	—

4. Local government failure to decide application under the Building Act

An appeal may be made against a local government's failure to decide an application under the Building Act within the period required under that Act.

**Table 3
Appeals to a tribunal only**

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
A person who was entitled to receive notice of the decision	The local government to which the application was made	—	—

RTI RELEASE - DSD/MIP

From: [Redacted]
Sent: Wednesday, 20 September 2017 10:29 AM
To: Maria Johnson
Subject: FW: 1708-906 SDA application correspondence
Attachments: DILGP_Statement of reasons [Redacted] 1708-906 SDA.docx; GE11-N Planning Act 2016 - Appeal provisions.pdf; DILGP_Decision - approval with conditions [Redacted] 1708-906 SDA.pdf

Hi Maria,

We've just noticed that the stamped plans attached to the approval are the incorrect earlier versions. The correct versions are referenced in the text, but wrong ones stamped and attached.

Can you get that corrected please?

Cheers,

[Redacted]

Principal Engineer | General Manager Surface Water, Hydraulics and Infrastructure

[Redacted]

D 07 4659 6118



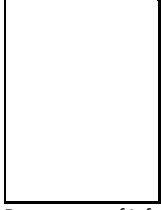
Toowoomba T 07 4639 4100
Brisbane T 07 3846 5885
Bundaberg T 07 4130 5646
rmaeng.com.au

From: No Reply [<mailto:mydas-notifications-prod2@qld.gov.au>]
Sent: Friday, 8 September 2017 2:45 PM
To: [Redacted]
Cc: development@tr.qld.gov.au
Subject: 1708-906 SDA application correspondence

Please find attached a notice regarding application [1708-906 SDA](#).

If you require any further information in relation to the application, please contact the Department of Infrastructure, Local Government and Planning on the details provided in the notice.

This is a system-generated message. Do not respond to this email.
AM10-N



Department of Infrastructure,
Local Government and Planning

Email Id: RFLG-0917-0000-2924

RTI RELEASE - DSDMIP

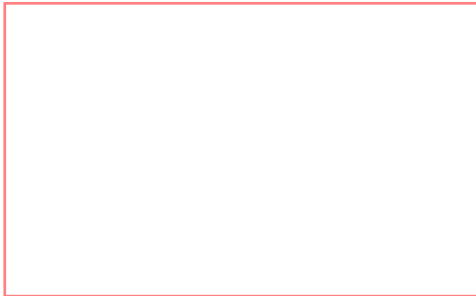
AM10-N



Department of Infrastructure,
Local Government and Planning

Our reference: 1708-906 SDA
Your reference: 11448

8 September 2017



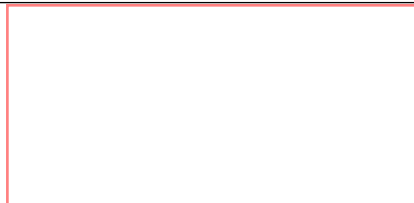
Decision Notice—Approved with Conditions—Development Permit—Operational Work—Taking of Overland Flow—Contaminated Agricultural Runoff
(Given under section 63 of the *Planning Act 2016*)

The development application described below was properly made to the Department of Infrastructure, Local Government and Planning (DILGP) on 17 August 2017.

Applicant details

Applicant name:

Applicant contact details:



Location details

Street address: 752 Murlaggan Road and 538 Yarranlea Road, Yarranlea QLD 4356

Real property description: Lot 2 on A34925
Lot 2 on RP18242
Lot 2 on RP18249
Lot 2 on RP7475
Lot 3347 on A341649

Local government area: Toowoomba Regional Council

Decision

Date of decision: 8 September 2017

Decision details: Approved subject to conditions

Darling Downs South West regional office
128 Margaret Street, Toowoomba
PO Box 825, Toowoomba QLD 4350

Approval details

Development permit	Operational work for Drains, sumps and storage to collect Contaminated Agricultural Runoff
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Conditions

This approval is subject to:

- the assessment manager conditions in Attachment 1.

DILGP has, for conditions of this approval, nominated an entity to be the enforcement authority for that condition under the *Planning Act 2016*.

Rights of appeal

The rights of applicants to appeal to a tribunal or the Planning and Environment Court against decisions about a development application are set out in chapter 6, part 1 of the *Planning Act 2016* (the Act). For particular applications, there may also be a right to make an application for a declaration from a tribunal (see chapter 6, part 2 of the Act).

Copies of the relevant appeal provisions are attached.

Currency period for the approval

This development approval will lapse if development is not started within the following period:

- 2 years.

Approved plans and specifications

Copies of the following approved plans and specifications are enclosed.

Drawing/report title	Prepared by	Date	Reference no.	Version/issue
Aspect of development: Operational Works				
CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1	RMA Engineers	9/08/2017	D-D0201	2
CONTAMINATED WATER MANAGEMENT LAYOUT PLAN – 2.	RMA Engineers	9/08/2017	D-D0202	2
SECTIONS	RMA Engineers	9/08/2017	D-D0203	2

For further information please contact Maria Johnson, Senior Planning Officer, on 46167302 or via email ToowoombaSARA@dilgp.qld.gov.au who will be pleased to assist.

Yours sincerely



Andrew Foley
Manager (Planning)

cc Toowoomba Regional Council, development@tr.qld.gov.au

enc Attachment 1—Assessment manager conditions
Approved plans and specifications

Att Appeal provisions
Statement of reasons

RTI RELEASE - DSDMIP

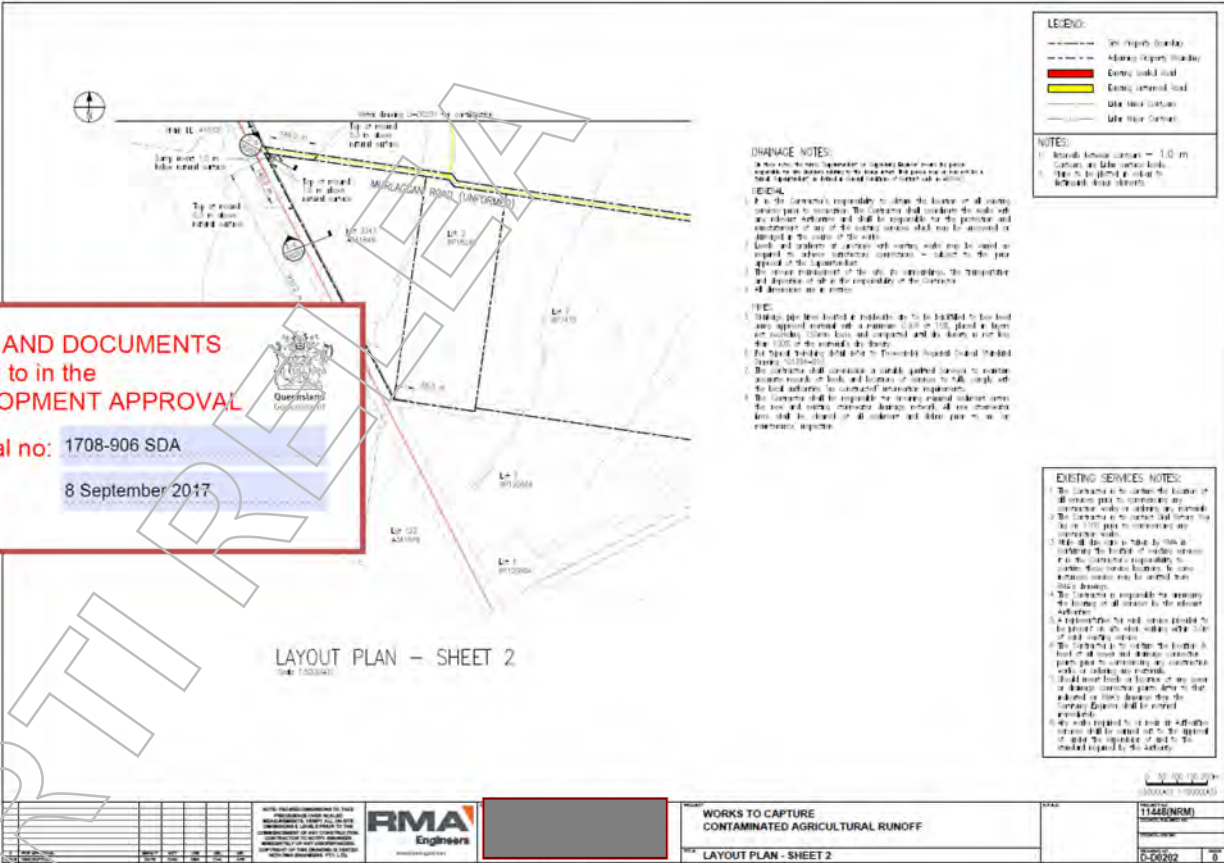
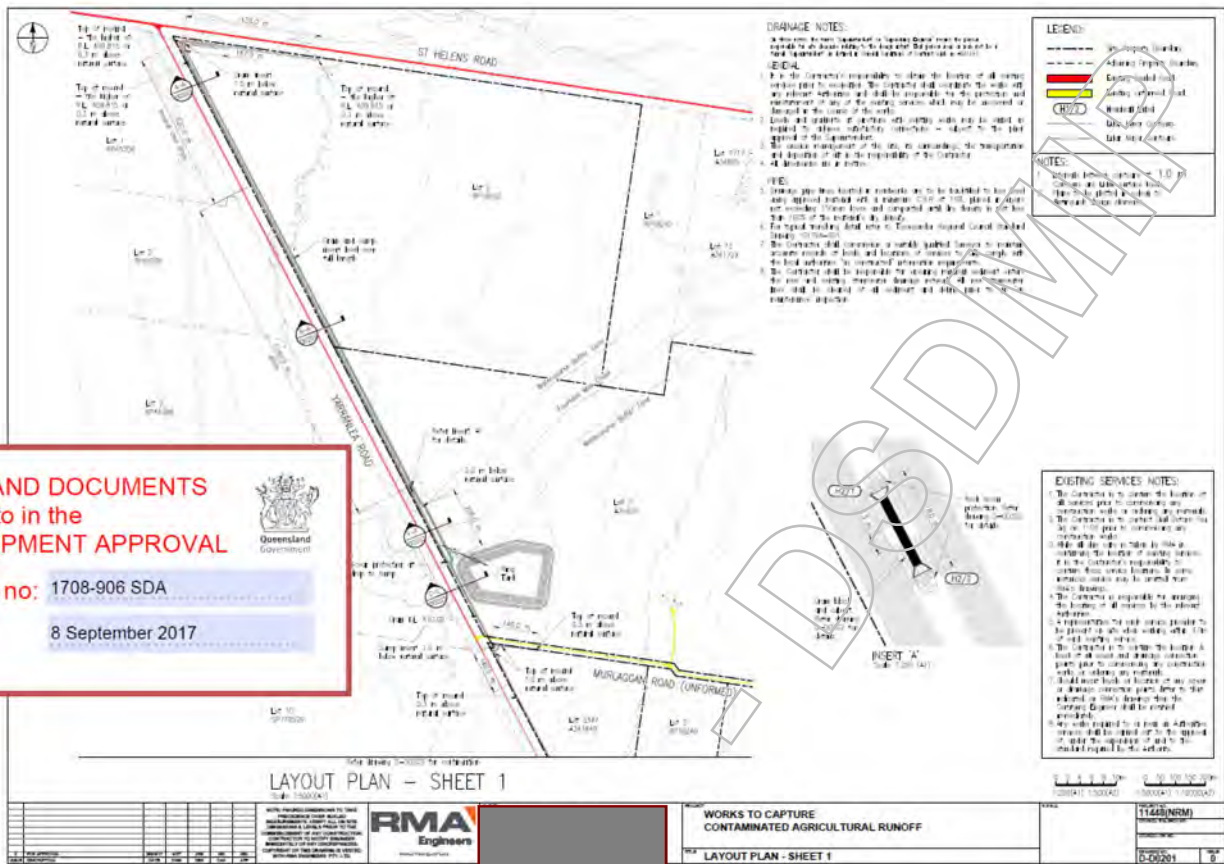
Attachment 1—Assessment manager conditions

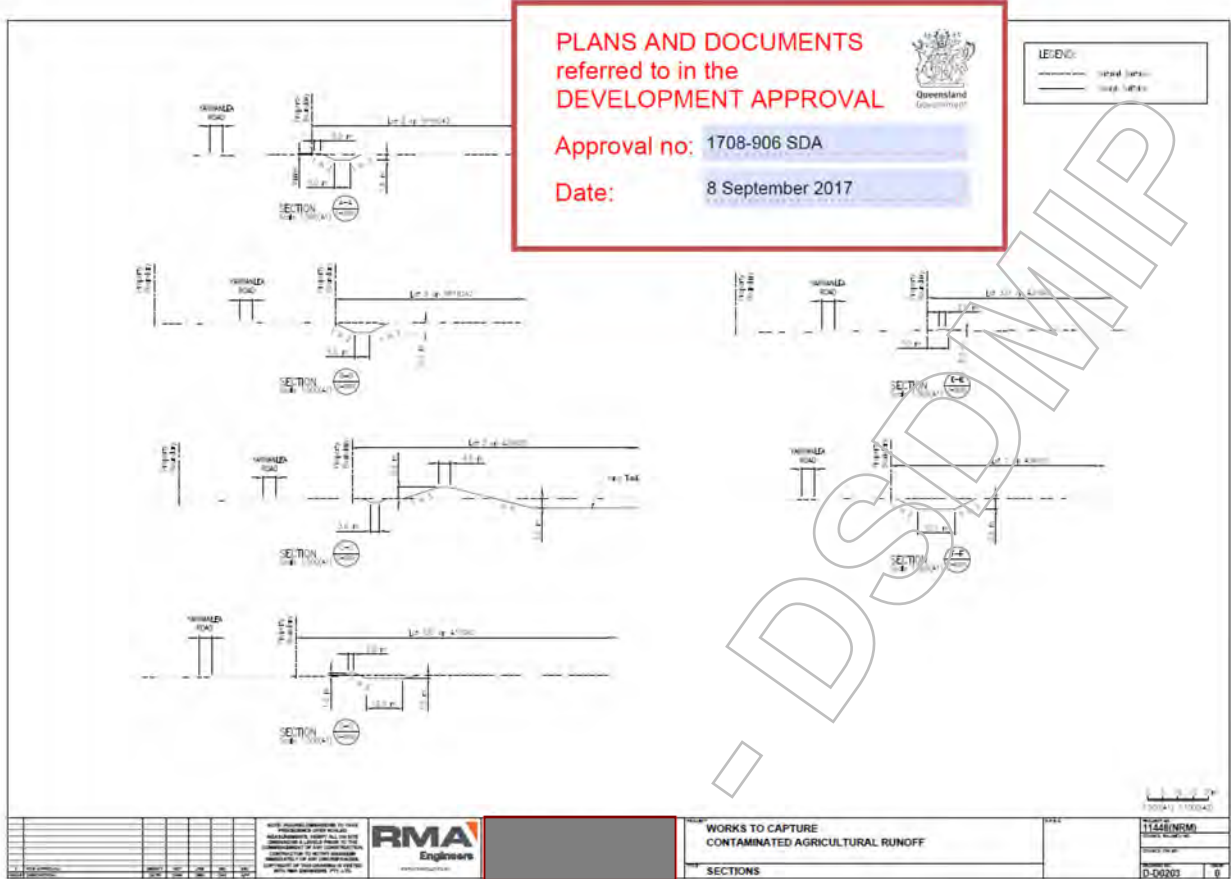
No.	Conditions of development approval	Condition timing
Development permit for operational works – taking of overland flow.		
Schedule 8, Table 4, Item 3 (k) —The chief executive administering the <i>Planning Act 2016</i> nominates the Director-General of Department of Natural Resources and Mines to 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 conditions:		
Construction of works on Lot 2 on RP18242, Lot 2 on A34925 and Lot 3347 on A341649.		
1.	Any person(s) contracted to construct the works authorised by this development approval, must be provided with a full copy of the development approval and made aware of the conditions.	At all times.
2.	Sump 1 on Lot 2 on RP18242 (Works Number: 573751) must have the maximum dimensions of figures in accordance with: <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0201, Version 2; <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> • SECTIONS within the certified report, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0203, Version 2. 	At all times.
3.	Sump 2 on Lot 2 on A34925 (Works Number: 573752) must have the maximum dimensions of figures in accordance with: <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0201, Version 2; <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> • SECTIONS within the certified report, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0203, Version 2. 	At all times.
4.	Pump 1 on Lot 2 on A34925 (Works Number: 573753) must be constructed in accordance with in accordance with: <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0201, Version 2; <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> • With a maximum rate of take of 10 megalitres per day. 	At all times.
5.	Pump 2 on Lot 2 on A34925 (Works Number: 573754) must be constructed in accordance with: <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1, prepared by RMA Engineers, dated 09/08/2017, Ref: D- 	At all times.

No.	Conditions of development approval	Condition timing
	D0201, Version 2; AND <ul style="list-style-type: none"> • With a maximum rate of take of 10 megalitres per day. 	
6.	Drain 1 on Lot 2 on A34925 and Lot 2 on RP18242 (Works Number: 573755) must have the maximum dimensions of figures in accordance with: <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0201, Version 2; AND <ul style="list-style-type: none"> • SECTIONS within the certified report, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0203, Version 2. 	At all times.
7.	Drain 2 on Lot 2 on A34925 (Works Number: 573756) must have the maximum dimensions of figures in accordance with: <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0201, Version 2; AND <ul style="list-style-type: none"> • SECTIONS within the certified report, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0203, Version 2. 	At all times.
8.	Drain 3 on Lot 3347 on A341649 (Works Number: 573750) must have the maximum dimensions of figures in accordance with: <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN – 2, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0202, Version: 2; AND <ul style="list-style-type: none"> • SECTIONS within the certified report, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0203, Version 2. 	At all times.
9.	Drain 4 on Lot 2 on A34925 (Works Number: 573757) must have the maximum dimensions of figures in accordance with: <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN – Sheet 2, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0202, Version: 2; AND <ul style="list-style-type: none"> • SECTIONS within the certified report, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0203, Version 2. 	At all times.

No.	Conditions of development approval	Condition timing
10.	<p>Provide a certification report prepared by a Registered Professional Engineer of Queensland including 'as constructed' plans of the works.</p> <p>The report is to include:</p> <ul style="list-style-type: none"> • The following information should be provided for each sump: <ul style="list-style-type: none"> o A survey of the storages and sumps as constructed including a long section plan of crest level elevation. All heights are to be specified using Australian Height Datum. o A data table identifying following details: <ul style="list-style-type: none"> a) Crest level b) Maximum Height to Top c) Full Supply Level d) Freeboard e) Capacity at Full Supply Level f) Surface area at Full Supply Level. g) Maximum depth at Full Supply Level. • The following information should be provided for each drain: <ul style="list-style-type: none"> o A survey of the drain works as constructed, including the escape. All heights are to be specified using Australian Height Datum. o A data table identifying the following details: <ul style="list-style-type: none"> h) Channel Dimensions i) Channel Conditions j) Channel Slope • The following information should be provided for each control point (eg. Pumps): <ul style="list-style-type: none"> k) Location of the pump (easting and northing GDA94) l) Height of the control point m) Location shown diagrammatically on the water flow diagram n) Maximum rate of take (ML/day) including pump dimensions and pump type o) Digital photographs of each pump. <p>The certified report must be provided to: waterservices.toowoomba@dnrm.qld.gov.au</p> <p>OR</p> <p>WATER SERVICES TOOWOOMBA PO BOX 318 TOOWOOMBA QLD 4350</p>	<p>Within 20 business days of completing the works</p>

Approved plans and specifications





RTI RELEASES



Department of Infrastructure,
Local Government and Planning

GE78-N

**Department of Infrastructure, Local Government and Planning (DILGP)
Statement of reasons for application 1708-906 SDA**

(Given under section 63 of the *Planning Act 2016*)

Departmental role: Assessment Manager

Applicant details

Applicant name:

Applicant contact details:



Location details

Street address: 752 Murlaggan Road & 538 Yarranlea Road, Yarranlea QLD 4356.

Real property description: Lot 2 on A34925;
Lot 2 on RP18242;
Lot 2 on RP18249;
Lot 2 on RP7475; and
Lot 3347 on A341649.

Local government area: Toowoomba Regional Council

Development details

Development permit: Operational work for Drains, sumps and storage to collect Contaminated Agricultural Runoff.

Assessment matters

Aspect of development requiring code assessment	Applicable codes
1.Operational Works	State Code 10 – Taking or interfering with water.

Reasons for the department’s decision

- To ensure the person constructing the works is aware of, and understands all the requirements and conditions associated with the construction of the works.
- To specify the dimensions of the works based on assessment under consistent with state code 10.
- To ensure a certification report for the works ‘as constructed’ is provided to confirm that the storage is consistent with the approval.

Decision:

- Operational Works – Contaminated Agricultural Runoff.
- Approved – subject to conditions.
- Decision issued 8 September 2017.

Darling Downs South West regional office
128 Margaret Street, Toowoomba
PO Box 825, Toowoomba QLD 4350

Relevant material:

- Development application.
- State Development Assessment Provisions published by DILGP.
- Technical agency response.
- *Water Act 2000.*
- *Planning Act 2016*
- *Planning Regulation 2017.*
- DA Rules.

RTI RELEASE - DSDMIP

Planning Act 2016 – Appeal provisions

The following provisions are the **appeal rights** as defined in the *Planning Act 2016*, schedule 2.

Chapter 6 Dispute resolution

Part 1 Appeal rights

228 Appeals to tribunal or P&E Court

- (1) Schedule 1 states—
- (a) matters that may be appealed to—
 - (i) either a tribunal or the P&E Court; or
 - (ii) only a tribunal; or
 - (iii) only the P&E Court; and
 - (b) the person—
 - (i) who may appeal a matter (the **appellant**); and
 - (ii) who is a respondent in an appeal of the matter; and
 - (iii) who is a co-respondent in an appeal of the matter; and
 - (iv) who may elect to be a co-respondent in an appeal of the matter.
- (2) An appellant may start an appeal within the appeal period.
- (3) The appeal period is—
- (a) for an appeal by a building advisory agency—10 business days after a decision notice for the decision is given to the agency; or
 - (b) for an appeal against a deemed refusal—at any time after the deemed refusal happens; or
 - (c) for an appeal against a decision of the Minister, under chapter 7, part 4, to register premises or to renew the registration of premises—20 business days after a notice is published under section 269(3)(a) or (4); or
 - (d) for an appeal against an infrastructure charges notice—20 business days after the infrastructure charges notice is given to the person; or
 - (e) for an appeal about a deemed approval of a development application for which a decision notice has not been given—30 business days after the applicant gives the deemed approval notice to the assessment manager; or
 - (f) for any other appeal—20 business days after a notice of the decision for the matter, including an enforcement notice, is given to the person.
- Note—
See the P&E Court Act for the court's power to extend the appeal period.
- (4) Each respondent and co-respondent for an appeal may be heard in the appeal.
- (5) If an appeal is only about a referral agency's response, the assessment manager may apply to the tribunal or P&E Court to withdraw from the appeal.

- (6) To remove any doubt, it is declared that an appeal against an infrastructure charges notice must not be about—
- (a) the adopted charge itself; or
 - (b) for a decision about an offset or refund—
 - (i) the establishment cost of trunk infrastructure identified in a LGIP; or
 - (ii) the cost of infrastructure decided using the method included in the local government's charges resolution.

229 Notice of appeal

- (1) An appellant starts an appeal by lodging, with the registrar of the tribunal or P&E Court, a notice of appeal that—
- (a) is in the approved form; and
 - (b) succinctly states the grounds of the appeal.
- (2) The notice of appeal must be accompanied by the required fee.
- (3) The appellant or, for an appeal to a tribunal, the registrar must, within the service period, give a copy of the notice of appeal to—
- (a) the respondent for the appeal; and
 - (b) each co-respondent for the appeal; and
 - (c) for an appeal about a development application under schedule 1, table 1, item 1—each principal submitter for the development application; and
 - (ca) for an appeal about a change application under schedule 1, table 1, item 2—each principal submitter for the change application; and
 - (d) each person who may elect to become a co-respondent for the appeal, other than an eligible submitter who is not a principal submitter in an appeal under paragraph (c) or (ca); and
 - (e) for an appeal to the P&E Court—the chief executive; and
 - (f) for an appeal to a tribunal under another Act—any other person who the registrar considers appropriate.
- (4) The **service period** is—
- (a) if a submitter or advice agency started the appeal in the P&E Court—2 business days after the appeal is started; or
 - (b) otherwise—10 business days after the appeal is started.
- (5) A notice of appeal given to a person who may elect to be a co-respondent must state the effect of subsection (6).
- (6) A person elects to be a co-respondent by filing a notice of election, in the approved form, within 10 business days after the notice of appeal is given to the person.

230 Other appeals

- (1) Subject to this chapter, schedule 1 and the P&E Court Act, unless the Supreme Court decides a decision or other matter under this Act is affected by jurisdictional error, the decision or matter is non-appealable.
- (2) The *Judicial Review Act 1991*, part 5 applies to the decision or matter to the extent it is affected by jurisdictional error.
- (3) A person who, but for subsection (1) could have made an application under the *Judicial Review Act 1991* in relation to the decision or matter, may apply under part 4 of that Act for a statement of reasons in relation to the decision or matter.

(4) In this section—

decision includes—

- (a) conduct engaged in for the purpose of making a decision; and
- (b) other conduct that relates to the making of a decision; and
- (c) the making of a decision or the failure to make a decision; and
- (d) a purported decision; and
- (e) a deemed refusal.

non-appealable, for a decision or matter, means the decision or matter—

- (a) is final and conclusive; and
- (b) may not be challenged, appealed against, reviewed, quashed, set aside or called into question in any other way under the Judicial Review Act 1991 or otherwise, whether by the Supreme Court, another court, a tribunal or another entity; and
- (c) is not subject to any declaratory, injunctive or other order of the Supreme Court, another court, a tribunal or another entity on any ground.

231 Rules of the P&E Court

- (1) A person who is appealing to the P&E Court must comply with the rules of the court that apply to the appeal.
- (2) However, the P&E Court may hear and decide an appeal even if the person has not complied with rules of the P&E Court.

Schedule 1 Appeals

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.
- (2) However, table 1 applies to a tribunal only if the matter involves—
 - (a) the refusal, or deemed refusal of a development application, for—
 - (i) a material change of use for a classified building; or
 - (ii) operational work associated with building work, a retaining wall, or a tennis court; or
 - (b) a provision of a development approval for—
 - (i) a material change of use for a classified building; or
 - (ii) operational work associated with building work, a retaining wall, or a tennis court; or
 - (c) if a development permit was applied for—the decision to give a preliminary approval for—
 - (i) a material change of use for a classified building; or
 - (ii) operational work associated with building work, a retaining wall, or a tennis court; or
 - (d) a development condition if—
 - (i) the development approval is only for a material change of use that involves the use of a building classified under the Building Code as a class 2 building; and
 - (ii) the building is, or is proposed to be, not more than 3 storeys; and

- (iii) the proposed development is for not more than 60 sole-occupancy units; 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; or
 - (f) a decision for, or a deemed refusal of, a change application for a development approval that is only for a material change of use of a classified building; or
 - (g) a matter under this Act, to the extent the matter relates to—
 - (i) the Building Act, other than a matter under that Act that may or must be decided by the Queensland Building and Construction Commission; or
 - (ii) the Plumbing and Drainage Act, part 4 or 5; or
 - (h) a decision to give an enforcement notice in relation to a matter under paragraphs (a) to (g); or
 - (i) a decision to give an infrastructure charges notice; or
 - (j) the refusal, or deemed refusal, of a conversion application; or
 - (k) a matter that, under another Act, may be appealed to the tribunal; or
 - (l) a matter prescribed by regulation.
- (3) Also, table 1 does not apply to a tribunal if the matter involves—
- (a) for a matter in subsection (2)(a) to (d)—
 - (i) a development approval for which the development application required impact assessment; and
 - (ii) a development approval in relation to which the assessment manager received a properly made submission for the development application; or
 - (b) a provision of a development approval about the identification or inclusion, under a variation approval, of a matter for the development.
- (4) Table 2 states the matters that may be appealed only to the P&E Court.
- (5) Table 3 states the matters that may be appealed only to the tribunal.
- (6) 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.
- (7) 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.

<p>Table 1 Appeals to the P&E Court and, for certain matters, to a tribunal</p>
<p>1. Development applications An appeal may be made against—</p> <ul style="list-style-type: none"> (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.
<p>Table 1 Appeals to the P&E Court and, for certain matters, to a tribunal</p>

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
The applicant	The assessment manager	If the appeal is about a concurrence agency's referral response—the concurrence agency	<ol style="list-style-type: none"> 1 A concurrence agency that is not a co-respondent 2 If a chosen assessment manager is the respondent—the prescribed assessment manager 3 Any eligible advice agency for the application 4 Any eligible submitter for the application

2. Change applications

An appeal may be made against—

- (a) a responsible entity's decision for a change application, other than a decision made by the P&E court; or
- (b) a deemed refusal of a change application.

**Table 1
Appeals to the P&E Court and, for certain matters, to a tribunal**

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
<ol style="list-style-type: none"> 1 The applicant 2 If the responsible entity is the assessment manager—an affected entity that gave a pre-request notice or response notice 	The responsible entity	If an affected entity starts the appeal—the applicant	<ol style="list-style-type: none"> 1 A concurrence agency for the development application 2 If a chosen assessment manager is the respondent—the prescribed assessment manager 3 A private certifier for the development application 4 Any eligible advice agency for the change application 5 Any eligible submitter for the change application

3. Extension applications

An appeal may be made against—

- (a) The assessment manager's decision about an extension application; or
- (b) A deemed refusal of an extension application.

**Table 1
Appeals to the P&E Court and, for certain matters, to a tribunal**

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

4. Infrastructure charges notices

An appeal may be made against an infrastructure charges notice on 1 or more of the following grounds—

(a) the notice involved an error relating to—

(i) the application of the relevant adopted charge; or

Examples of errors in applying an adopted charge:

- the incorrect application of gross floor area for a non-residential development
- applying an incorrect 'use category', under a regulation, to the development

(ii) the working out of extra demand, for section 120; or

(iii) an offset or refund; or

(b) there was no decision about an offset or refund; or

(c) if the infrastructure charges notice states a refund will be given—the timing for giving the refund; or

(d) the amount of the charge is so unreasonable that no reasonable relevant local government could have imposed the amount.

Table 1
Appeals to the P&E Court and, for certain matters, to a tribunal

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
The person given the infrastructure charges notice	The local government that gave the infrastructure charges notice	—	—

5. Conversion applications

An appeal may be made against—

(a) the refusal of a conversion application; or

(b) a deemed refusal of a conversion application.

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
The applicant	The local government to which the conversion application was made	—	—

6. Enforcement notices

An appeal may be made against the decision to give an enforcement notice.

Table 1 Appeals to the P&E Court and, for certain matters, to a tribunal			
Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
The person given the enforcement notice	The enforcement authority	—	If the enforcement authority is not the local government for the premises in relation to which the offence is alleged to have happened—the local government

**Table 2
Appeals to the P&E Court only**

1. Appeals from tribunal
An appeal may be made against a decision of a tribunal, other than a decision under section 252, on the ground of—
(a) an error or mistake in law on the part of the tribunal; or
(b) jurisdictional error.

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
A party to the proceedings for the decision	The other party to the proceedings for the decision	—	—

2. Eligible submitter appeals
An appeal may be made against the decision to give a development approval, or an approval for a change application, to the extent that the decision relates to—
(a) any part of the development application for the development approval that required impact assessment; or
(b) a variation request

**Table 2
Appeals to the P&E Court only**

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
1 For a development application—an eligible submitter for the development application 2 For a change application—an eligible submitter for the change application	1 For a development application—the assessment manager 2 For a change application—the responsible entity	1 The applicant 2 If the appeal is about a concurrence agency's referral response—the concurrence agency	Another eligible submitter for the application

3. Eligible submitter and eligible advice agency appeals
An appeal may be made against a provision of a development approval, or failure to include a provision in the development approval, to the extent the matter relates to—
(a) any part of the development application or the change application, for the development approval, that required impact assessment; or
(b) a variation request.

**Table 2
Appeals to the P&E Court only**

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
1 For a development application—an eligible submitter for the development application 2 For a change application—an eligible submitter for the change application 3 An eligible advice agency for the development application or change application	1 For a development application—the assessment manager 2 For a change application—the responsible entity	1 The applicant 2 If the appeal is about a concurrence agency's referral response—the concurrence agency	Another eligible submitter for the application

4. Compensation claims

An appeal may be made against—

- (a) a decision under section 32 about a compensation claim; or
- (b) a decision under section 265 about a claim for compensation; or
- (c) a deemed refusal of a claim under paragraph (a) or (b).

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
A person dissatisfied with the decision	The local government to which the claim was made	—	—

Table 2 Appeals to the P&E Court only

5. Registered premises

An appeal may be made against a decision of the Minister under chapter 7, part 4.

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
1 A person given a decision notice about the decision 2 If the decision is to register premises or renew the registration of premises—an owner or occupier of premises in the affected area for the registered premises who is dissatisfied with the decision	The Minister	—	If an owner or occupier starts the appeal—the owner of the registered premises

<p>6. Local laws</p> <p>An appeal may be made against a decision of a local government, or conditions applied, under a local law about—</p> <p>(a) the use of premises, other than a use that is the natural and ordinary consequence of prohibited development; or</p> <p>(b) the erection of a building or other structure.</p>
--

Table 2
Appeals to the P&E Court only

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
A person who— (a) applied for the decision; and (b) is dissatisfied with the decision or conditions.	The local government	—	—

Table 3
Appeals to a tribunal only

1. Building advisory agency appeals

An appeal may be made against giving a development approval for building work to the extent the building work required code assessment against the building assessment provisions.

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
A building advisory agency for the development application related to the approval	The assessment manager	The applicant	<p>1 A concurrence agency for the development application related to the approval</p> <p>2 A private certifier for the development application related to the approval</p>

Table 3
Appeals to a tribunal only

2. Inspection of building work

An appeal may be made against a decision of a building certifier or referral agency about the inspection of building work that is the subject of a building development approval under the Building Act.

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
The applicant for the development approval	The person who made the decision	—	—

3. Certain decisions under the Building Act and the Plumbing and Drainage Act

An appeal may be made against a decision under—

- (a) the Building Act, other than a decision made by the Queensland Building and Construction Commission; or
- (b) the Plumbing and Drainage Act, part 4 or 5.

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
A person who received, or was entitled to receive, notice of the decision	The person who made the decision	—	—

4. Local government failure to decide application under the Building Act

An appeal may be made against a local government's failure to decide an application under the Building Act within the period required under that Act.

**Table 3
Appeals to a tribunal only**

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
A person who was entitled to receive notice of the decision	The local government to which the application was made	—	—

RTI RELEASE - DSD/MIP

From: [Redacted]
Sent: Thursday, 28 September 2017 2:13 PM
To: Maria Johnson
Subject: FW: 1708-906 SDA application correspondence
Attachments: DILGP_Statement of reasons [Redacted] 1708-906 SDA.docx; GE11-N Planning Act 2016 - Appeal provisions.pdf; DILGP_Decision - approval with conditions [Redacted] 1708-906 SDA.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

Hi Maria,

Did you have a chance to look at this as yet?

Cheers,

[Redacted]

Principal Engineer | General Manager Surface Water, Hydraulics and Infrastructure

[Redacted]

D 07 4659 6118



Toowoomba T 07 4639 4100
Brisbane T 07 3846 5885
Bundaberg T 07 4130 5646
rmaeng.com.au

From: [Redacted]
Sent: Wednesday, 20 September 2017 10:29 AM
To: 'Maria Johnson' <Maria.Johnson@dilgp.qld.gov.au>
Subject: FW: 1708-906 SDA application correspondence

Hi Maria,

We've just noticed that the stamped plans attached to the approval are the incorrect earlier versions. The correct versions are referenced in the text, but wrong ones stamped and attached.

Can you get that corrected please?

Cheers,

[Redacted]

s. 73(2) - Not relevant/

Principal Engineer | General Manager Surface Water, Hydraulics and Infrastructure

s. 73(2) - Not relevant/ Out of scope

D 07 4659 6118



Toowoomba T 07 4639 4100

Brisbane T 07 3846 5885

Bundaberg T 07 4130 5646

rmaeng.com.au

From: No Reply [<mailto:mydas-notifications-prod2@qld.gov.au>]

Sent: Friday, 8 September 2017 2:45 PM

To: s. 73(2) - Not relevant/ Out of scope

Cc: development@tr.qld.gov.au

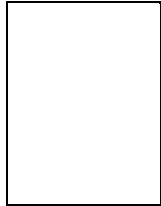
Subject: 1708-906 SDA application correspondence

Please find attached a notice regarding application [1708-906 SDA](#).

If you require any further information in relation to the application, please contact the Department of Infrastructure, Local Government and Planning on the details provided in the notice.

This is a system-generated message. Do not respond to this email.

AM10-N



Department of Infrastructure,
Local Government and Planning

Email Id: RFLG-0917-0000-2924

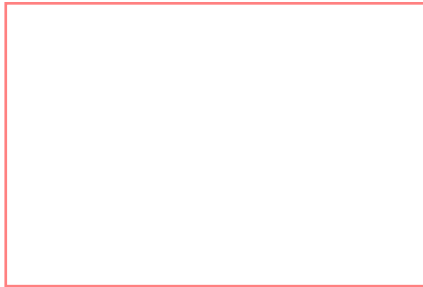
AM10-N



Department of Infrastructure,
Local Government and Planning

Our reference: 1708-906 SDA
Your reference: 11448

8 September 2017



Decision Notice—Approved with Conditions—Development Permit—Operational Work—Taking of Overland Flow—Contaminated Agricultural Runoff
(Given under section 63 of the *Planning Act 2016*)

The development application described below was properly made to the Department of Infrastructure, Local Government and Planning (DILGP) on 17 August 2017.

Applicant details

Applicant name:

Applicant contact details:



Location details

Street address: 752 Murlaggan Road and 538 Yarranlea Road, Yarranlea QLD 4356

Real property description:
 Lot 2 on A34925
 Lot 2 on RP18242
 Lot 2 on RP18249
 Lot 2 on RP7475
 Lot 3347 on A341649

Local government area: Toowoomba Regional Council

Decision

Date of decision: 8 September 2017

Decision details: Approved subject to conditions

Darling Downs South West regional
office
128 Margaret Street, Toowoomba
PO Box 825, Toowoomba QLD 4350

Approval details

Development permit	Operational work for Drains, sumps and storage to collect Contaminated Agricultural Runoff
--------------------	--

Conditions

This approval is subject to:

- the assessment manager conditions in Attachment 1.

DILGP has, for conditions of this approval, nominated an entity to be the enforcement authority for that condition under the *Planning Act 2016*.

Rights of appeal

The rights of applicants to appeal to a tribunal or the Planning and Environment Court against decisions about a development application are set out in chapter 6, part 1 of the *Planning Act 2016* (the Act). For particular applications, there may also be a right to make an application for a declaration from a tribunal (see chapter 6, part 2 of the Act).

Copies of the relevant appeal provisions are attached.

Currency period for the approval

This development approval will lapse if development is not started within the following period:

- 2 years.

Approved plans and specifications

Copies of the following approved plans and specifications are enclosed.

Drawing/report title	Prepared by	Date	Reference no.	Version/issue
Aspect of development: Operational Works				
CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1	RMA Engineers	9/08/2017	D-D0201	2
CONTAMINATED WATER MANAGEMENT LAYOUT PLAN – 2.	RMA Engineers	9/08/2017	D-D0202	2
SECTIONS	RMA Engineers	9/08/2017	D-D0203	2

For further information please contact Maria Johnson, Senior Planning Officer, on 46167302 or via email ToowoombaSARA@dilgp.qld.gov.au who will be pleased to assist.

Yours sincerely



Andrew Foley
Manager (Planning)

cc Toowoomba Regional Council, development@tr.qld.gov.au

enc Attachment 1—Assessment manager conditions
Approved plans and specifications

Att Appeal provisions
Statement of reasons

RTI RELEASE - DSDMIP

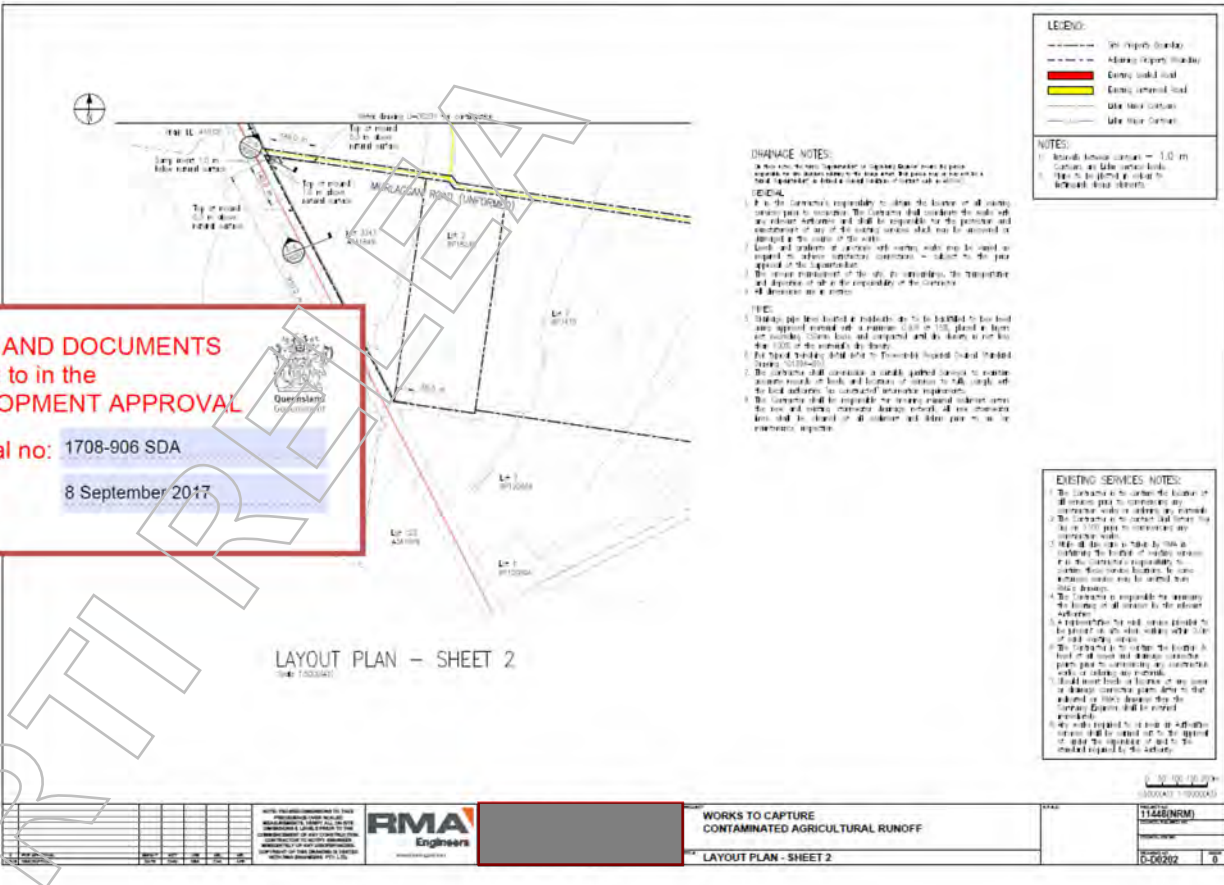
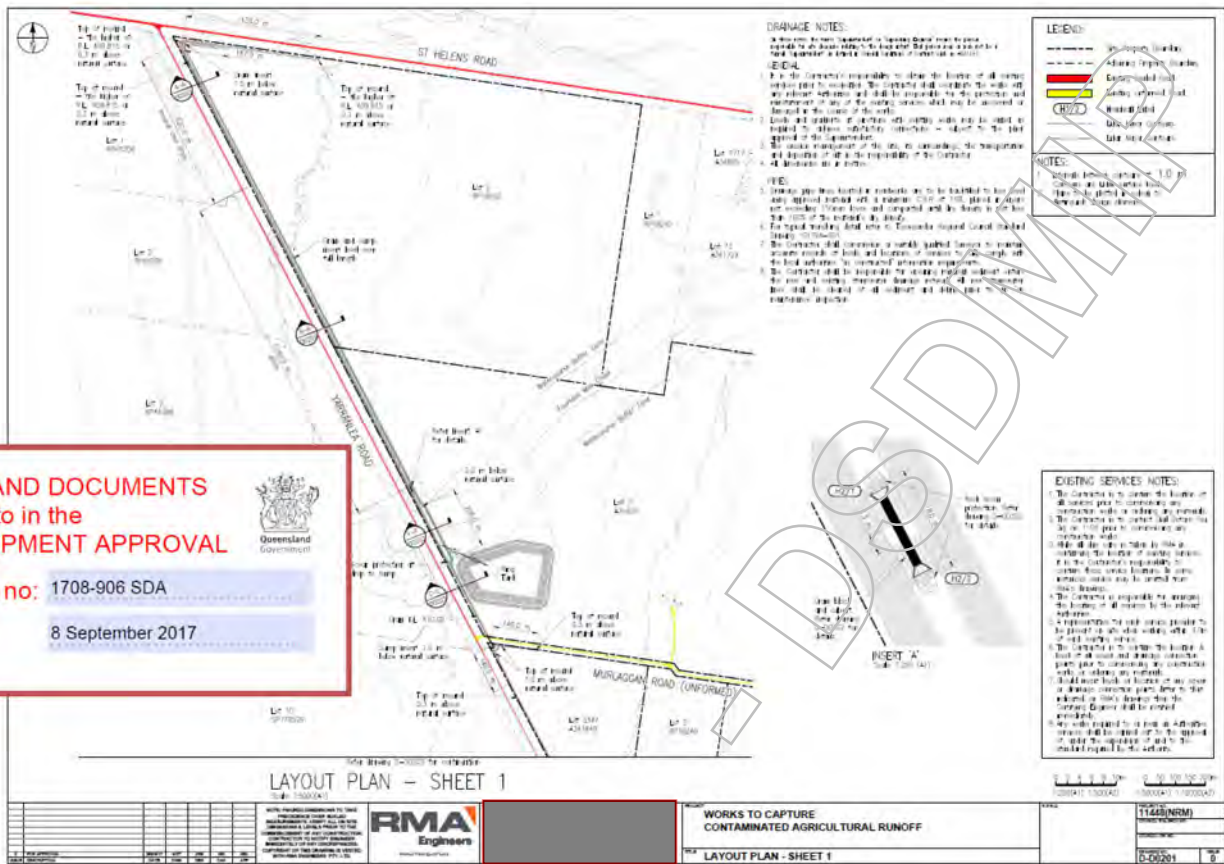
Attachment 1—Assessment manager conditions

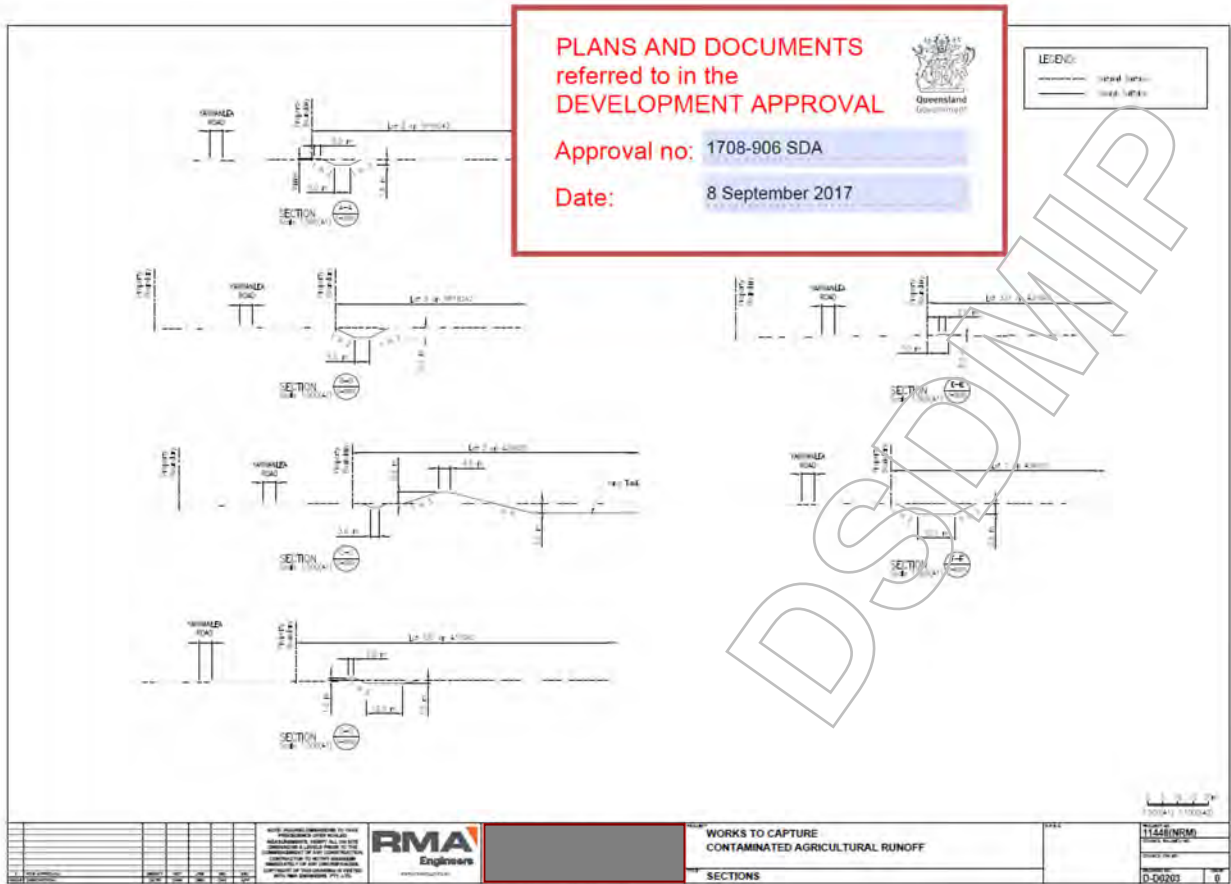
No.	Conditions of development approval	Condition timing
Development permit for operational works – taking of overland flow.		
Schedule 8, Table 4, Item 3 (k) —The chief executive administering the <i>Planning Act 2016</i> nominates the Director-General of Department of Natural Resources and Mines to 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 conditions:		
Construction of works on Lot 2 on RP18242, Lot 2 on A34925 and Lot 3347 on A341649.		
1.	Any person(s) contracted to construct the works authorised by this development approval, must be provided with a full copy of the development approval and made aware of the conditions.	At all times.
2.	Sump 1 on Lot 2 on RP18242 (Works Number: 573751) must have the maximum dimensions of figures in accordance with: <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0201, Version 2; AND • SECTIONS within the certified report, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0203, Version 2. 	At all times.
3.	Sump 2 on Lot 2 on A34925 (Works Number: 573752) must have the maximum dimensions of figures in accordance with: <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0201, Version 2; AND • SECTIONS within the certified report, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0203, Version 2. 	At all times.
4.	Pump 1 on Lot 2 on A34925 (Works Number: 573753) must be constructed in accordance with in accordance with: <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0201, Version 2; AND • With a maximum rate of take of 10 megalitres per day. 	At all times.
5.	Pump 2 on Lot 2 on A34925 (Works Number: 573754) must be constructed in accordance with: <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1, prepared by RMA Engineers, dated 09/08/2017, Ref: D- 	At all times.

No.	Conditions of development approval	Condition timing
	D0201, Version 2; AND <ul style="list-style-type: none"> • With a maximum rate of take of 10 megalitres per day. 	
6.	Drain 1 on Lot 2 on A34925 and Lot 2 on RP18242 (Works Number: 573755) must have the maximum dimensions of figures in accordance with: <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0201, Version 2; AND <ul style="list-style-type: none"> • SECTIONS within the certified report, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0203, Version 2. 	At all times.
7.	Drain 2 on Lot 2 on A34925 (Works Number: 573756) must have the maximum dimensions of figures in accordance with: <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0201, Version 2; AND <ul style="list-style-type: none"> • SECTIONS within the certified report, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0203, Version 2. 	At all times.
8.	Drain 3 on Lot 3347 on A341649 (Works Number: 573750) must have the maximum dimensions of figures in accordance with: <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN – 2, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0202, Version: 2; AND <ul style="list-style-type: none"> • SECTIONS within the certified report, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0203, Version 2. 	At all times.
9.	Drain 4 on Lot 2 on A34925 (Works Number: 573757) must have the maximum dimensions of figures in accordance with: <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN – Sheet 2, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0202, Version: 2; AND <ul style="list-style-type: none"> • SECTIONS within the certified report, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0203, Version 2. 	At all times.

No.	Conditions of development approval	Condition timing
10.	<p>Provide a certification report prepared by a Registered Professional Engineer of Queensland including 'as constructed' plans of the works.</p> <p>The report is to include:</p> <ul style="list-style-type: none"> • The following information should be provided for each sump: <ul style="list-style-type: none"> o A survey of the storages and sumps as constructed including a long section plan of crest level elevation. All heights are to be specified using Australian Height Datum. o A data table identifying following details: <ul style="list-style-type: none"> a) Crest level b) Maximum Height to Top c) Full Supply Level d) Freeboard e) Capacity at Full Supply Level f) Surface area at Full Supply Level. g) Maximum depth at Full Supply Level. • The following information should be provided for each drain: <ul style="list-style-type: none"> o A survey of the drain works as constructed, including the escape. All heights are to be specified using Australian Height Datum. o A data table identifying the following details: <ul style="list-style-type: none"> h) Channel Dimensions i) Channel Conditions j) Channel Slope • The following information should be provided for each control point (eg. Pumps): <ul style="list-style-type: none"> k) Location of the pump (easting and northing GDA94) l) Height of the control point m) Location shown diagrammatically on the water flow diagram n) Maximum rate of take (ML/day) including pump dimensions and pump type o) Digital photographs of each pump. <p>The certified report must be provided to: waterservices.toowoomba@dnrm.qld.gov.au</p> <p>OR</p> <p>WATER SERVICES TOOWOOMBA PO BOX 318 TOOWOOMBA QLD 4350</p>	<p>Within 20 business days of completing the works</p>

Approved plans and specifications





RTI RELEASES



Department of Infrastructure,
Local Government and Planning

GE78-N

**Department of Infrastructure, Local Government and Planning (DILGP)
Statement of reasons for application 1708-906 SDA**

(Given under section 63 of the *Planning Act 2016*)

Departmental role: Assessment Manager

Applicant details

Applicant name:

Applicant contact details:

Location details

Street address: 752 Murlaggan Road & 538 Yarranlea Road, Yarranlea QLD 4356.

Real property description: Lot 2 on A34925;
Lot 2 on RP18242;
Lot 2 on RP18249;
Lot 2 on RP7475; and
Lot 3347 on A341649.

Local government area: Toowoomba Regional Council

Development details

Development permit: Operational work for Drains, sumps and storage to collect Contaminated Agricultural Runoff.

Assessment matters

Aspect of development requiring code assessment	Applicable codes
1.Operational Works	State Code 10 – Taking or interfering with water.

Reasons for the department's decision

- To ensure the person constructing the works is aware of, and understands all the requirements and conditions associated with the construction of the works.
- To specify the dimensions of the works based on assessment under consistent with state code 10.
- To ensure a certification report for the works 'as constructed' is provided to confirm that the storage is consistent with the approval.

Decision:

- Operational Works – Contaminated Agricultural Runoff.
- Approved – subject to conditions.
- Decision issued 8 September 2017.

Darling Downs South West regional office
128 Margaret Street, Toowoomba
PO Box 825, Toowoomba QLD 4350

Relevant material:

- Development application.
- State Development Assessment Provisions published by DILGP.
- Technical agency response.
- *Water Act 2000.*
- *Planning Act 2016*
- *Planning Regulation 2017.*
- DA Rules.

RTI RELEASE - DSDMIP

Planning Act 2016 – Appeal provisions

The following provisions are the **appeal rights** as defined in the *Planning Act 2016*, schedule 2.

Chapter 6 Dispute resolution

Part 1 Appeal rights

228 Appeals to tribunal or P&E Court

(1) Schedule 1 states—

- (a) matters that may be appealed to—
 - (i) either a tribunal or the P&E Court; or
 - (ii) only a tribunal; or
 - (iii) only the P&E Court; and
- (b) the person—
 - (i) who may appeal a matter (the **appellant**); and
 - (ii) who is a respondent in an appeal of the matter; and
 - (iii) who is a co-respondent in an appeal of the matter; and
 - (iv) who may elect to be a co-respondent in an appeal of the matter.

(2) An appellant may start an appeal within the appeal period.

(3) The appeal period is—

- (a) for an appeal by a building advisory agency—10 business days after a decision notice for the decision is given to the agency; or
- (b) for an appeal against a deemed refusal—at any time after the deemed refusal happens; or
- (c) for an appeal against a decision of the Minister, under chapter 7, part 4, to register premises or to renew the registration of premises—20 business days after a notice is published under section 269(3)(a) or (4); or
- (d) for an appeal against an infrastructure charges notice—20 business days after the infrastructure charges notice is given to the person; or
- (e) for an appeal about a deemed approval of a development application for which a decision notice has not been given—30 business days after the applicant gives the deemed approval notice to the assessment manager; or
- (f) for any other appeal—20 business days after a notice of the decision for the matter, including an enforcement notice, is given to the person.

Note—

See the P&E Court Act for the court's power to extend the appeal period.

(4) Each respondent and co-respondent for an appeal may be heard in the appeal.

(5) If an appeal is only about a referral agency's response, the assessment manager may apply to the tribunal or P&E Court to withdraw from the appeal.

- (6) To remove any doubt, it is declared that an appeal against an infrastructure charges notice must not be about—
- (a) the adopted charge itself; or
 - (b) for a decision about an offset or refund—
 - (i) the establishment cost of trunk infrastructure identified in a LGIP; or
 - (ii) the cost of infrastructure decided using the method included in the local government's charges resolution.

229 Notice of appeal

- (1) An appellant starts an appeal by lodging, with the registrar of the tribunal or P&E Court, a notice of appeal that—
- (a) is in the approved form; and
 - (b) succinctly states the grounds of the appeal.
- (2) The notice of appeal must be accompanied by the required fee.
- (3) The appellant or, for an appeal to a tribunal, the registrar must, within the service period, give a copy of the notice of appeal to—
- (a) the respondent for the appeal; and
 - (b) each co-respondent for the appeal; and
 - (c) for an appeal about a development application under schedule 1, table 1, item 1—each principal submitter for the development application; and
 - (ca) for an appeal about a change application under schedule 1, table 1, item 2—each principal submitter for the change application; and
 - (d) each person who may elect to become a co-respondent for the appeal, other than an eligible submitter who is not a principal submitter in an appeal under paragraph (c) or (ca); and
 - (e) for an appeal to the P&E Court—the chief executive; and
 - (f) for an appeal to a tribunal under another Act—any other person who the registrar considers appropriate.
- (4) The **service period** is—
- (a) if a submitter or advice agency started the appeal in the P&E Court—2 business days after the appeal is started; or
 - (b) otherwise—10 business days after the appeal is started.
- (5) A notice of appeal given to a person who may elect to be a co-respondent must state the effect of subsection (6).
- (6) A person elects to be a co-respondent by filing a notice of election, in the approved form, within 10 business days after the notice of appeal is given to the person.

230 Other appeals

- (1) Subject to this chapter, schedule 1 and the P&E Court Act, unless the Supreme Court decides a decision or other matter under this Act is affected by jurisdictional error, the decision or matter is non-appealable.
- (2) The *Judicial Review Act 1991*, part 5 applies to the decision or matter to the extent it is affected by jurisdictional error.
- (3) A person who, but for subsection (1) could have made an application under the *Judicial Review Act 1991* in relation to the decision or matter, may apply under part 4 of that Act for a statement of reasons in relation to the decision or matter.

(4) In this section—

decision includes—

- (a) conduct engaged in for the purpose of making a decision; and
- (b) other conduct that relates to the making of a decision; and
- (c) the making of a decision or the failure to make a decision; and
- (d) a purported decision; and
- (e) a deemed refusal.

non-appealable, for a decision or matter, means the decision or matter—

- (a) is final and conclusive; and
- (b) may not be challenged, appealed against, reviewed, quashed, set aside or called into question in any other way under the Judicial Review Act 1991 or otherwise, whether by the Supreme Court, another court, a tribunal or another entity; and
- (c) is not subject to any declaratory, injunctive or other order of the Supreme Court, another court, a tribunal or another entity on any ground.

231 Rules of the P&E Court

- (1) A person who is appealing to the P&E Court must comply with the rules of the court that apply to the appeal.
- (2) However, the P&E Court may hear and decide an appeal even if the person has not complied with rules of the P&E Court.

Schedule 1 Appeals

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.
- (2) However, table 1 applies to a tribunal only if the matter involves—
 - (a) the refusal, or deemed refusal of a development application, for—
 - (i) a material change of use for a classified building; or
 - (ii) operational work associated with building work, a retaining wall, or a tennis court; or
 - (b) a provision of a development approval for—
 - (i) a material change of use for a classified building; or
 - (ii) operational work associated with building work, a retaining wall, or a tennis court; or
 - (c) if a development permit was applied for—the decision to give a preliminary approval for—
 - (i) a material change of use for a classified building; or
 - (ii) operational work associated with building work, a retaining wall, or a tennis court; or
 - (d) a development condition if—
 - (i) the development approval is only for a material change of use that involves the use of a building classified under the Building Code as a class 2 building; and
 - (ii) the building is, or is proposed to be, not more than 3 storeys; and

- (iii) the proposed development is for not more than 60 sole-occupancy units; 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; or
 - (f) a decision for, or a deemed refusal of, a change application for a development approval that is only for a material change of use of a classified building; or
 - (g) a matter under this Act, to the extent the matter relates to—
 - (i) the Building Act, other than a matter under that Act that may or must be decided by the Queensland Building and Construction Commission; or
 - (ii) the Plumbing and Drainage Act, part 4 or 5; or
 - (h) a decision to give an enforcement notice in relation to a matter under paragraphs (a) to (g); or
 - (i) a decision to give an infrastructure charges notice; or
 - (j) the refusal, or deemed refusal, of a conversion application; or
 - (k) a matter that, under another Act, may be appealed to the tribunal; or
 - (l) a matter prescribed by regulation.
- (3) Also, table 1 does not apply to a tribunal if the matter involves—
- (a) for a matter in subsection (2)(a) to (d)—
 - (i) a development approval for which the development application required impact assessment; and
 - (ii) a development approval in relation to which the assessment manager received a properly made submission for the development application; or
 - (b) a provision of a development approval about the identification or inclusion, under a variation approval, of a matter for the development.
- (4) Table 2 states the matters that may be appealed only to the P&E Court.
- (5) Table 3 states the matters that may be appealed only to the tribunal.
- (6) 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.
- (7) 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.

Table 1 Appeals to the P&E Court and, for certain matters, to a tribunal
<p>1. Development applications</p> <p>An appeal may be made against—</p> <ul style="list-style-type: none"> (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.
Table 1 Appeals to the P&E Court and, for certain matters, to a tribunal

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
The applicant	The assessment manager	If the appeal is about a concurrence agency's referral response—the concurrence agency	<ol style="list-style-type: none"> 1 A concurrence agency that is not a co-respondent 2 If a chosen assessment manager is the respondent—the prescribed assessment manager 3 Any eligible advice agency for the application 4 Any eligible submitter for the application

2. Change applications

An appeal may be made against—

- (a) a responsible entity's decision for a change application, other than a decision made by the P&E court; or
- (b) a deemed refusal of a change application.

**Table 1
Appeals to the P&E Court and, for certain matters, to a tribunal**

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
<ol style="list-style-type: none"> 1 The applicant 2 If the responsible entity is the assessment manager—an affected entity that gave a pre-request notice or response notice 	The responsible entity	If an affected entity starts the appeal—the applicant	<ol style="list-style-type: none"> 1 A concurrence agency for the development application 2 If a chosen assessment manager is the respondent—the prescribed assessment manager 3 A private certifier for the development application 4 Any eligible advice agency for the change application 5 Any eligible submitter for the change application

3. Extension applications

An appeal may be made against—

- (a) The assessment manager's decision about an extension application; or
- (b) A deemed refusal of an extension application.

**Table 1
Appeals to the P&E Court and, for certain matters, to a tribunal**

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

4. Infrastructure charges notices

An appeal may be made against an infrastructure charges notice on 1 or more of the following grounds—

(a) the notice involved an error relating to—

(i) the application of the relevant adopted charge; or

Examples of errors in applying an adopted charge:

- the incorrect application of gross floor area for a non-residential development
- applying an incorrect 'use category', under a regulation, to the development

(ii) the working out of extra demand, for section 120; or

(iii) an offset or refund; or

(b) there was no decision about an offset or refund; or

(c) if the infrastructure charges notice states a refund will be given—the timing for giving the refund; or

(d) the amount of the charge is so unreasonable that no reasonable relevant local government could have imposed the amount.

**Table 1
Appeals to the P&E Court and, for certain matters, to a tribunal**

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
The person given the infrastructure charges notice	The local government that gave the infrastructure charges notice	—	—

5. Conversion applications

An appeal may be made against—

(a) the refusal of a conversion application; or

(b) a deemed refusal of a conversion application.

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
The applicant	The local government to which the conversion application was made	—	—

6. Enforcement notices

An appeal may be made against the decision to give an enforcement notice.

Table 1 Appeals to the P&E Court and, for certain matters, to a tribunal			
Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
The person given the enforcement notice	The enforcement authority	—	If the enforcement authority is not the local government for the premises in relation to which the offence is alleged to have happened—the local government

**Table 2
Appeals to the P&E Court only**

1. Appeals from tribunal
An appeal may be made against a decision of a tribunal, other than a decision under section 252, on the ground of—
(a) an error or mistake in law on the part of the tribunal; or
(b) jurisdictional error.

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
A party to the proceedings for the decision	The other party to the proceedings for the decision	—	—

2. Eligible submitter appeals
An appeal may be made against the decision to give a development approval, or an approval for a change application, to the extent that the decision relates to—
(a) any part of the development application for the development approval that required impact assessment; or
(b) a variation request

**Table 2
Appeals to the P&E Court only**

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
1 For a development application—an eligible submitter for the development application 2 For a change application—an eligible submitter for the change application	1 For a development application—the assessment manager 2 For a change application—the responsible entity	1 The applicant 2 If the appeal is about a concurrence agency's referral response—the concurrence agency	Another eligible submitter for the application

3. Eligible submitter and eligible advice agency appeals
An appeal may be made against a provision of a development approval, or failure to include a provision in the development approval, to the extent the matter relates to—
(a) any part of the development application or the change application, for the development approval, that required impact assessment; or
(b) a variation request.

**Table 2
Appeals to the P&E Court only**

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
1 For a development application—an eligible submitter for the development application 2 For a change application—an eligible submitter for the change application 3 An eligible advice agency for the development application or change application	1 For a development application—the assessment manager 2 For a change application—the responsible entity	1 The applicant 2 If the appeal is about a concurrence agency's referral response—the concurrence agency	Another eligible submitter for the application

4. Compensation claims

An appeal may be made against—

- (a) a decision under section 32 about a compensation claim; or
- (b) a decision under section 265 about a claim for compensation; or
- (c) a deemed refusal of a claim under paragraph (a) or (b).

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
A person dissatisfied with the decision	The local government to which the claim was made	—	—

Table 2 Appeals to the P&E Court only

5. Registered premises

An appeal may be made against a decision of the Minister under chapter 7, part 4.

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
1 A person given a decision notice about the decision 2 If the decision is to register premises or renew the registration of premises—an owner or occupier of premises in the affected area for the registered premises who is dissatisfied with the decision	The Minister	—	If an owner or occupier starts the appeal—the owner of the registered premises

<p>6. Local laws</p> <p>An appeal may be made against a decision of a local government, or conditions applied, under a local law about—</p> <p>(a) the use of premises, other than a use that is the natural and ordinary consequence of prohibited development; or</p> <p>(b) the erection of a building or other structure.</p>
--

Table 2
Appeals to the P&E Court only

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
A person who— (a) applied for the decision; and (b) is dissatisfied with the decision or conditions.	The local government	—	—

Table 3
Appeals to a tribunal only

1. Building advisory agency appeals

An appeal may be made against giving a development approval for building work to the extent the building work required code assessment against the building assessment provisions.

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
A building advisory agency for the development application related to the approval	The assessment manager	The applicant	1 A concurrence agency for the development application related to the approval 2 A private certifier for the development application related to the approval

Table 3
Appeals to a tribunal only

2. Inspection of building work

An appeal may be made against a decision of a building certifier or referral agency about the inspection of building work that is the subject of a building development approval under the Building Act.

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
The applicant for the development approval	The person who made the decision	—	—

3. Certain decisions under the Building Act and the Plumbing and Drainage Act

An appeal may be made against a decision under—

- (a) the Building Act, other than a decision made by the Queensland Building and Construction Commission; or
- (b) the Plumbing and Drainage Act, part 4 or 5.

Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
A person who received, or was entitled to receive, notice of the decision	The person who made the decision	—	—

4. Local government failure to decide application under the Building Act

An appeal may be made against a local government's failure to decide an application under the Building Act within the period required under that Act.

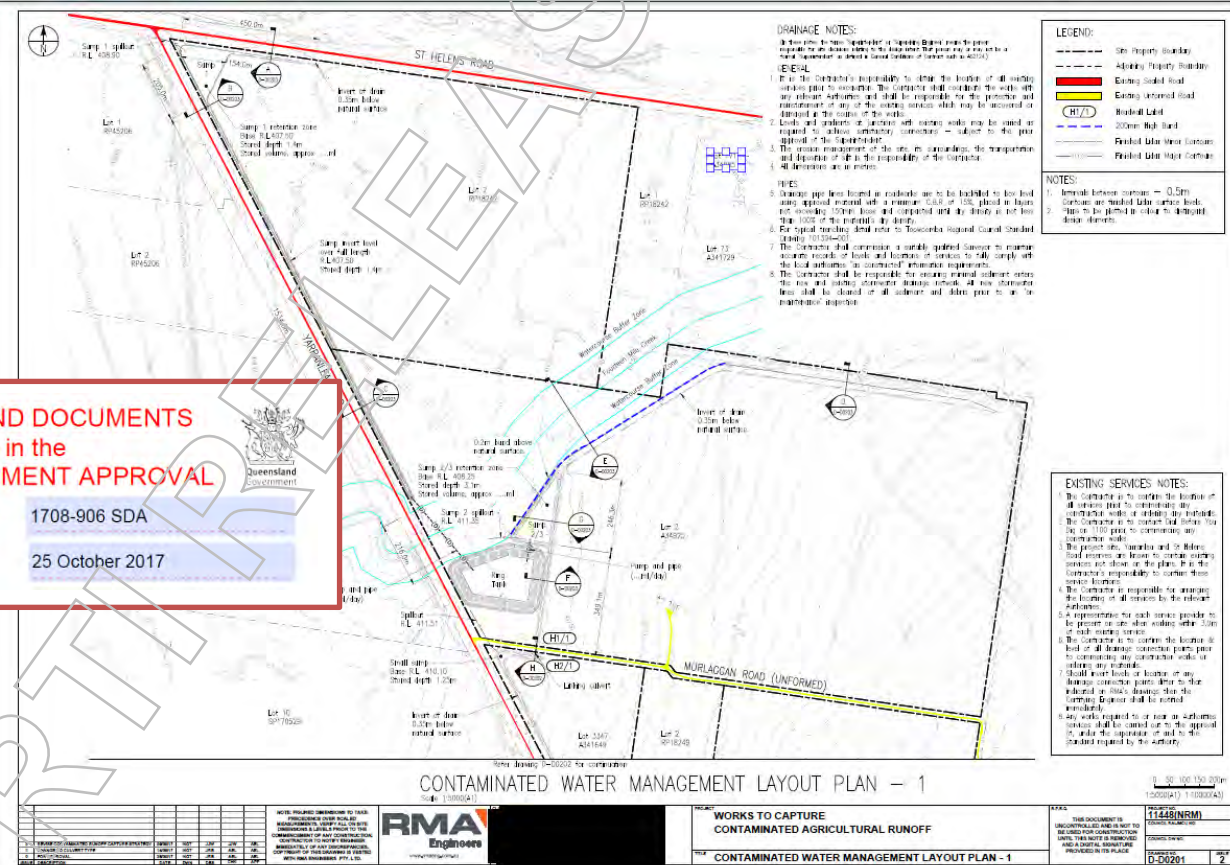
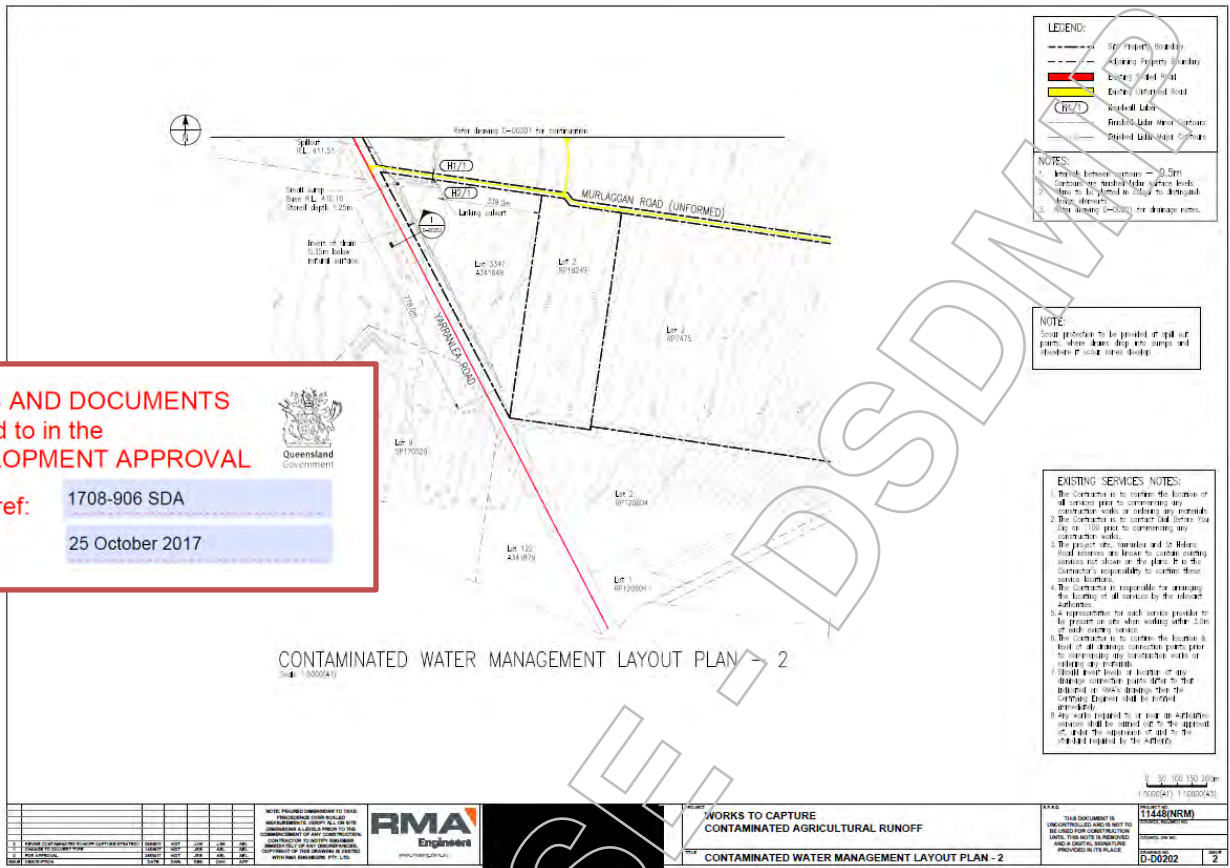
**Table 3
Appeals to a tribunal only**

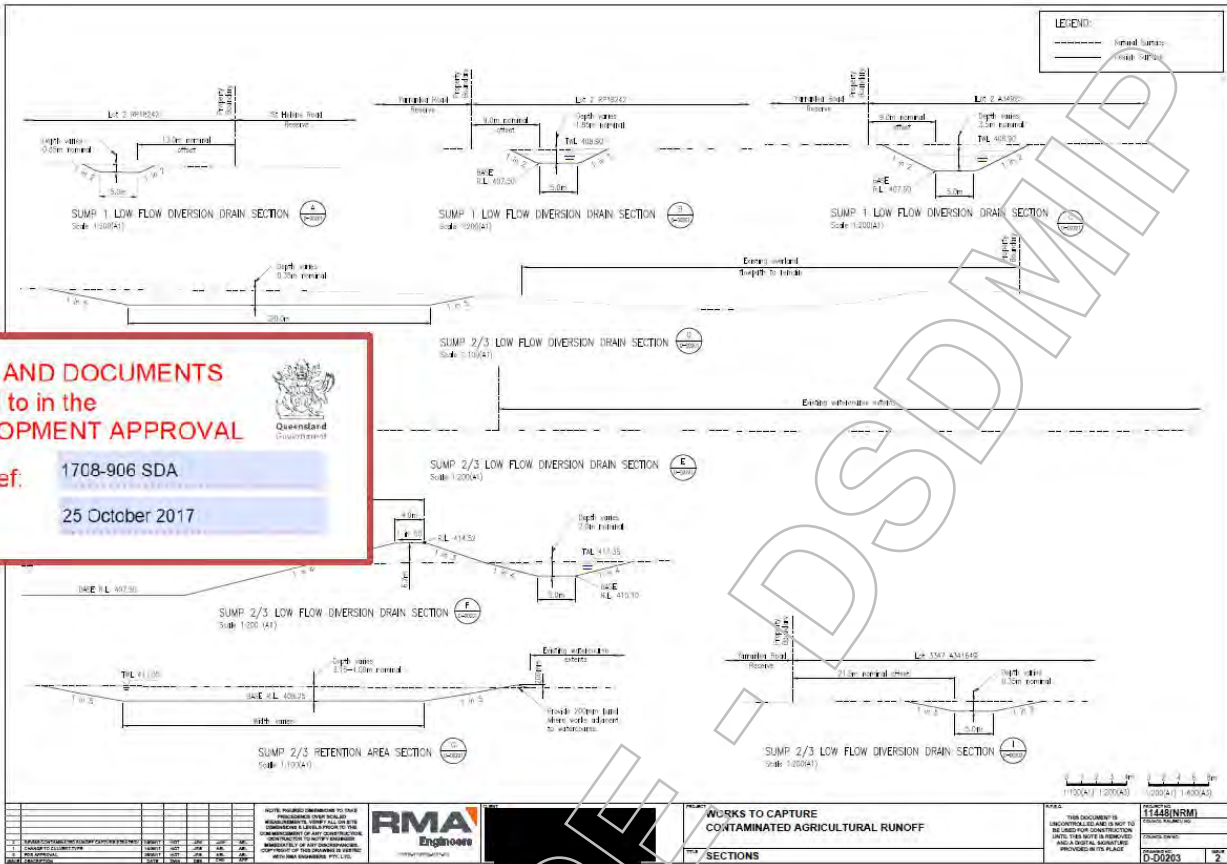
Column 1 Appellant	Column 2 Respondent	Column 3 Co-respondent (if any)	Column 4 Co-respondent by election (if any)
A person who was entitled to receive notice of the decision	The local government to which the application was made	—	—

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Pages 58 through 62 redacted for the following reasons:

Approved plans and specifications





PLANS AND DOCUMENTS
referred to in the
DEVELOPMENT APPROVAL

SARA ref: 1708-906 SDA

Date: 25 October 2017

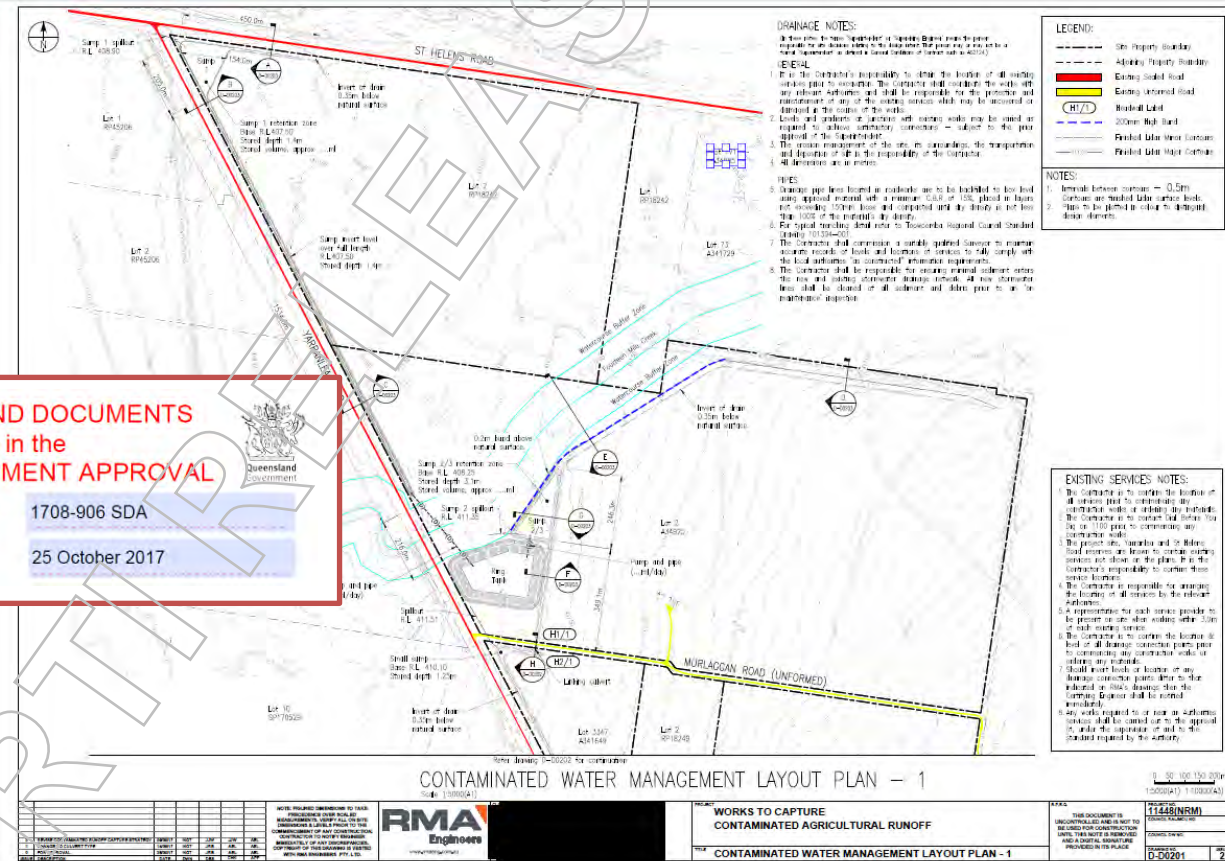
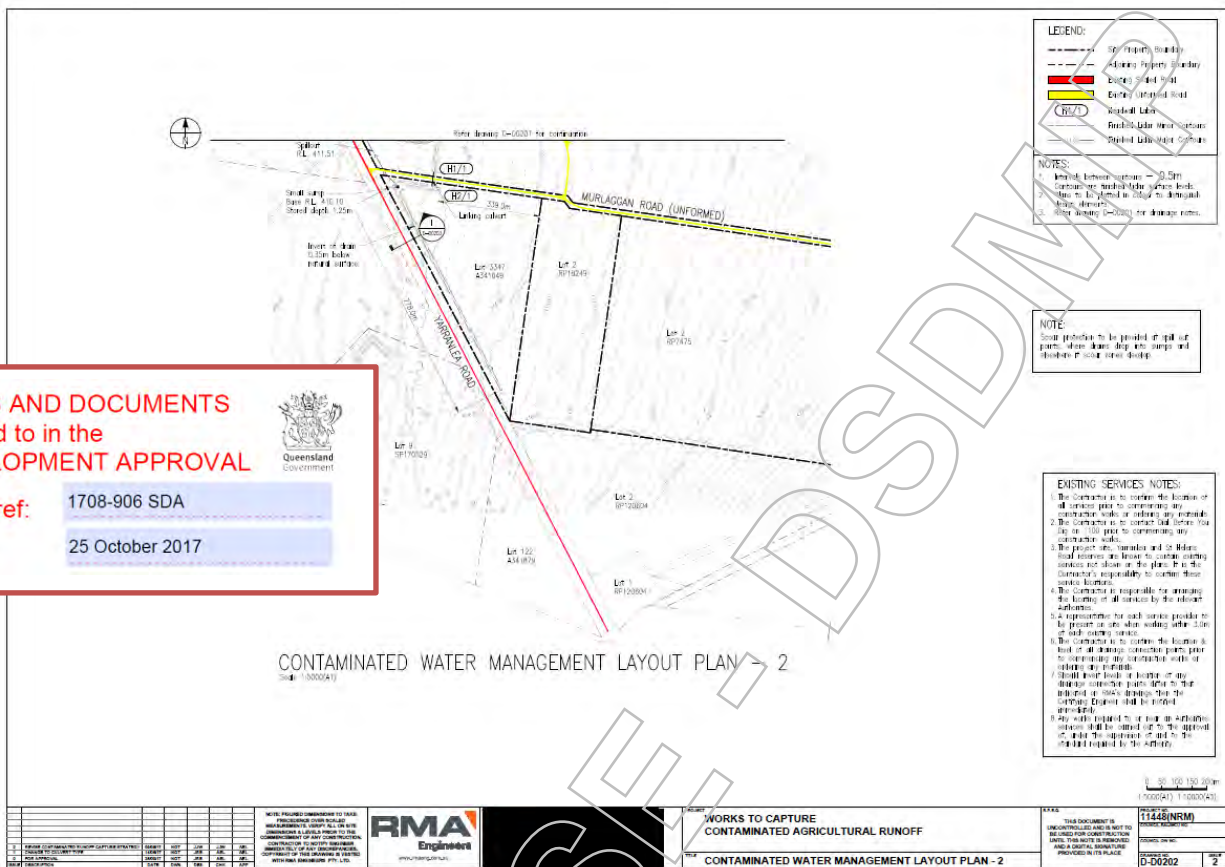


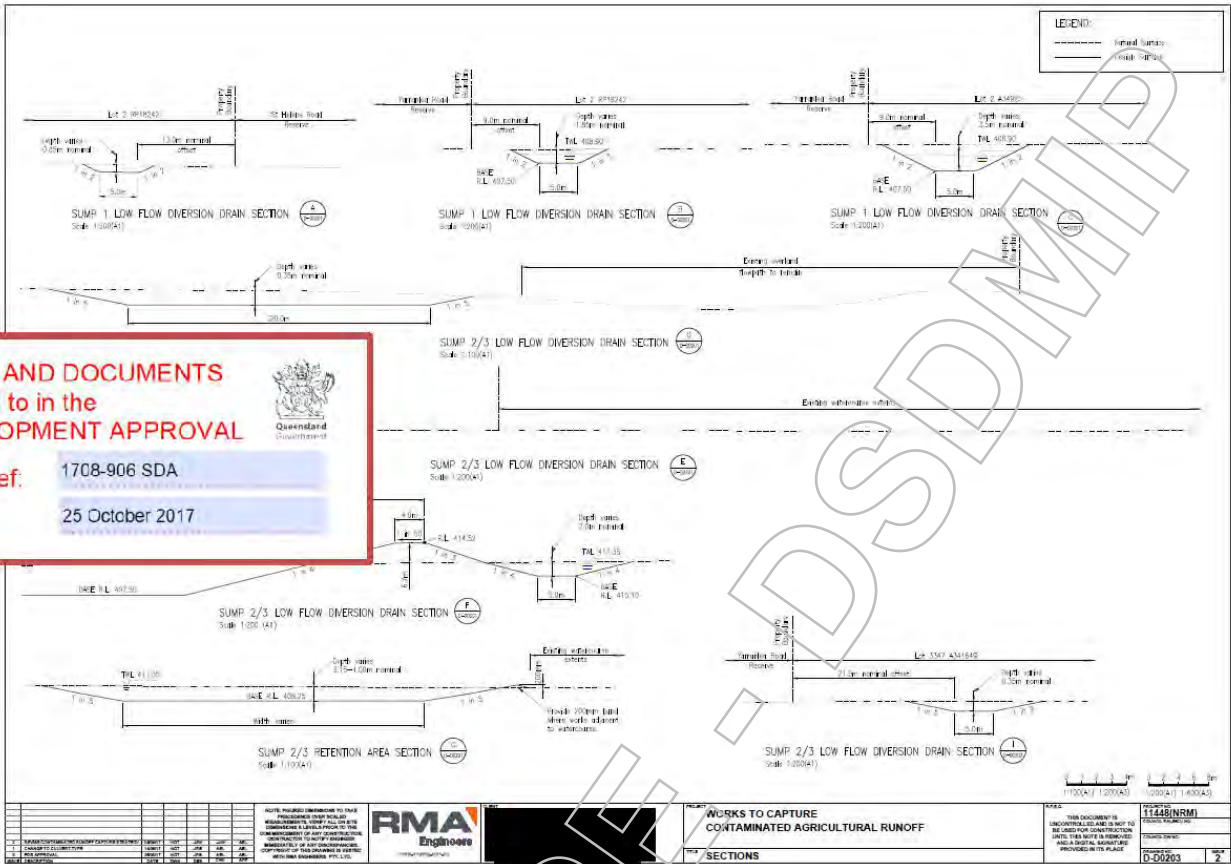
<p>NOTE: THESE DOCUMENTS DO NOT CONSTITUTE A CONTRACT. THE CONTRACT IS THE DEVELOPMENT APPROVAL AND THE DEVELOPMENT APPROVAL CONDITIONS. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE RELEVANT AUTHORITIES. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE RELEVANT AUTHORITIES.</p>		<p>RMA Engineers</p>	<p>WORKS TO CAPTURE CONTAMINATED AGRICULTURAL RUNOFF</p>	<p>THIS DOCUMENT IS UNCONTROLLED. IT IS NOT TO BE USED FOR CONSTRUCTION AND IS VALID ONLY AS ISSUED AND IS SUBJECT TO CHANGE WITHOUT NOTICE. ANY CHANGES WILL BE PROVIDED IN ITS PLACE.</p>
<p>NO. 1</p>	<p>NO. 2</p>			



Pages 65 through 66 redacted for the following reasons:

Approved plans and specifications





PLANS AND DOCUMENTS referred to in the DEVELOPMENT APPROVAL

SARA ref: 1708-906 SDA

Date: 25 October 2017



Department of Infrastructure,
Local Government and Planning

**Department of Infrastructure, Local Government and Planning
Statement of reasons for application 1708-906 SDA**

(Given under section 63 of the *Planning Act 2016*) [where SARA is assessment manager]
 (Given under section 56 of the *Planning Act 2016*) [where SARA is referral agency]
 (Given under section 83 of the *Planning Act 2016*) [where SARA is responsible entity]

Departmental role: **Assessment manager OR Referral agency OR Responsible entity**

Applicant details

Applicant name:
 Applicant contact details:

Location details

Street address: 752 Murlaggan Road, Yarranlea; 752 Murlaggan Road, Yarranlea; 538 Yarranlea Road, Yarranlea; 538 Yarranlea Road, Yarranlea; 538 Yarranlea Road, Yarranlea

Real property description: 2A34925; 2RP18242; 2RP18249; 2RP7475; 3347A341649

Local government area: Toowoomba Regional Council

Development details

Development permit: Operational work for Drains, sumps and storage to collect Contaminated Agricultural Runoff

Assessment matters

Aspect of development requiring code assessment	Applicable codes
1.	e.g. SDAP modules
2.	[delete rows if not applicable]
Aspect of development requiring impact assessment [delete if not applicable]	Applicable codes
1.	e.g. SDAP modules
2.	[delete rows if not applicable]

Impact assessment [delete if not applicable]

The department assessed, or had regard to the following matters during the assessment of the development:

- [list of relevant matters]

Submissions [delete if not applicable]

Matter raised in a submission	How the department dealt with the matter in reaching its decision
1.	
2.	[delete rows if not applicable]

Reasons for the department's decision

The reasons for the decision are:

- [list of reasons for decision—mandatory]

Findings on material questions of fact

- [list findings—mandatory]

Evidence or other material on which the findings were based

- [list evidence—mandatory]

Note: For example, the list may include:

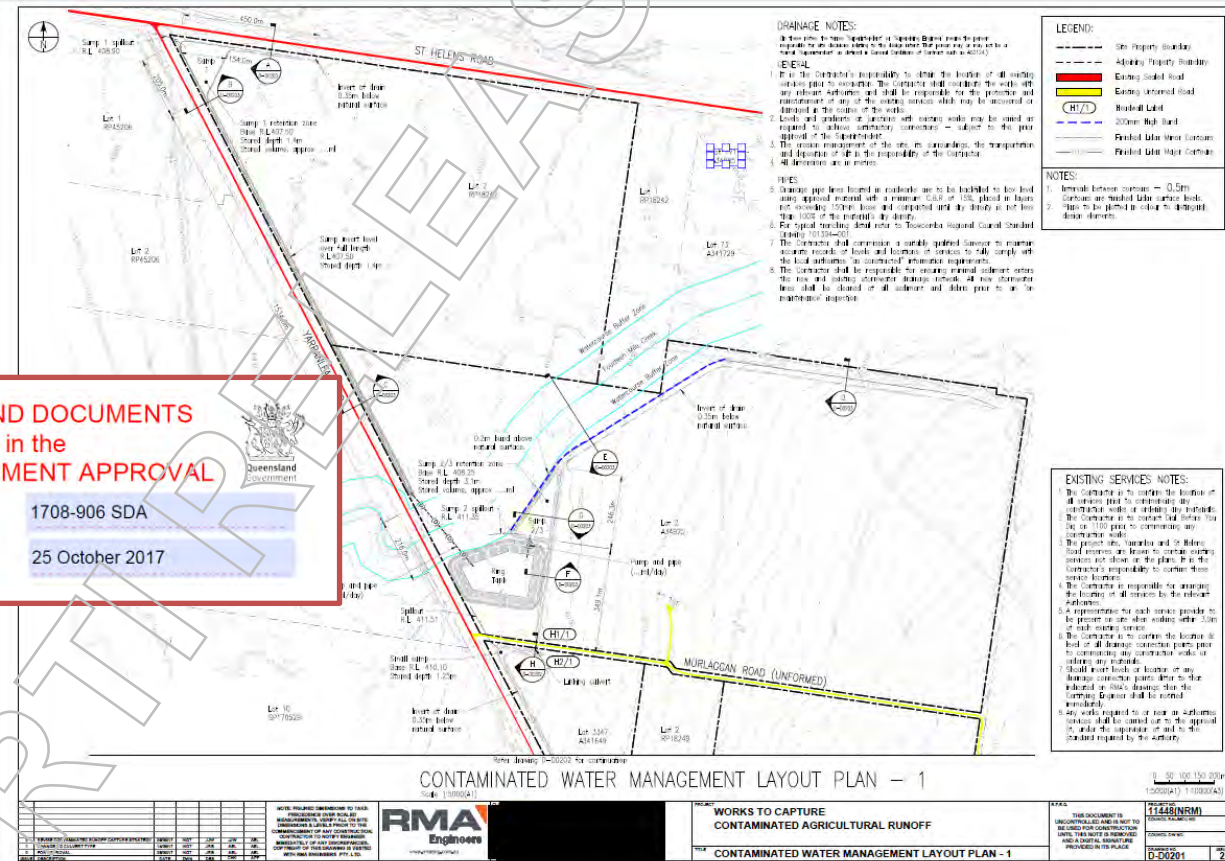
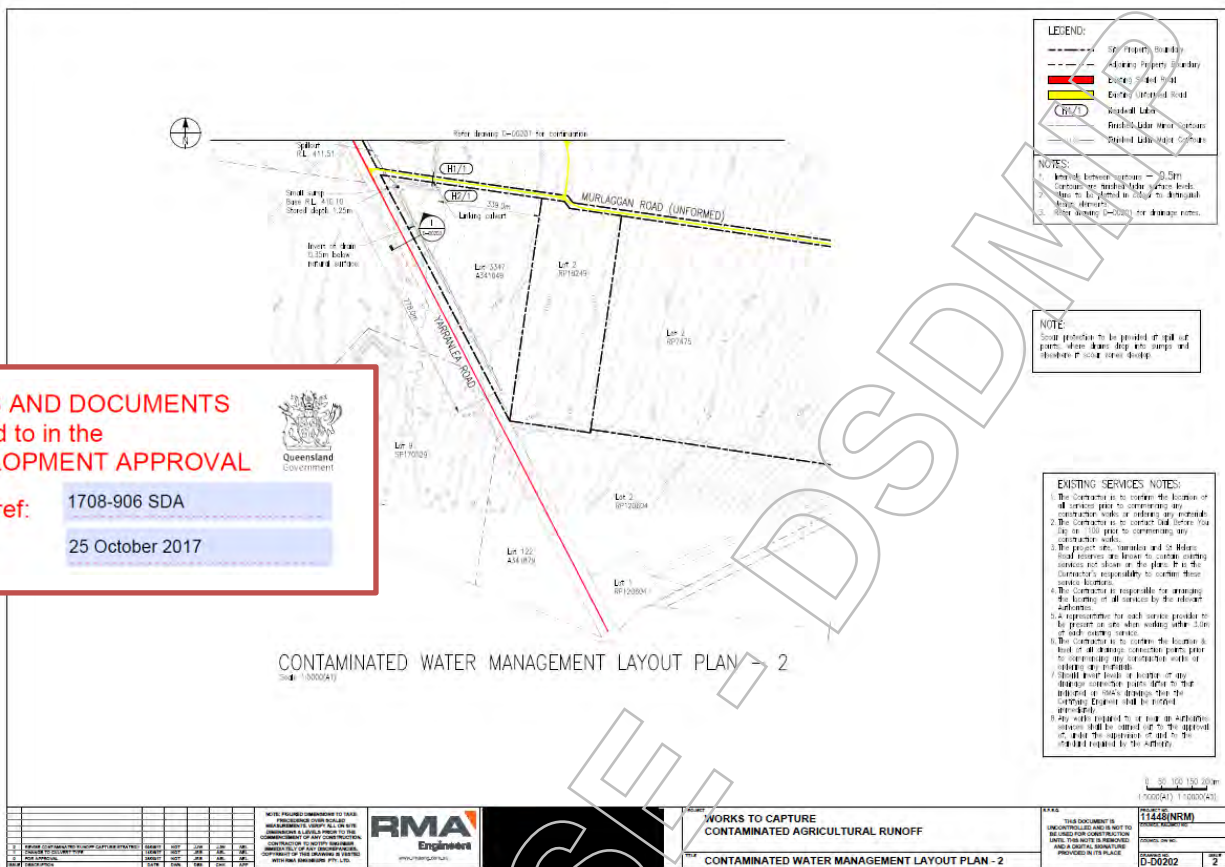
- development application
- [any response to an information request]
- State Development Assessment Provisions published by the Department of Infrastructure, Local Government and Planning
- [any planning instruments considered]
- *Planning Act 2016*
- Planning Regulation 2017

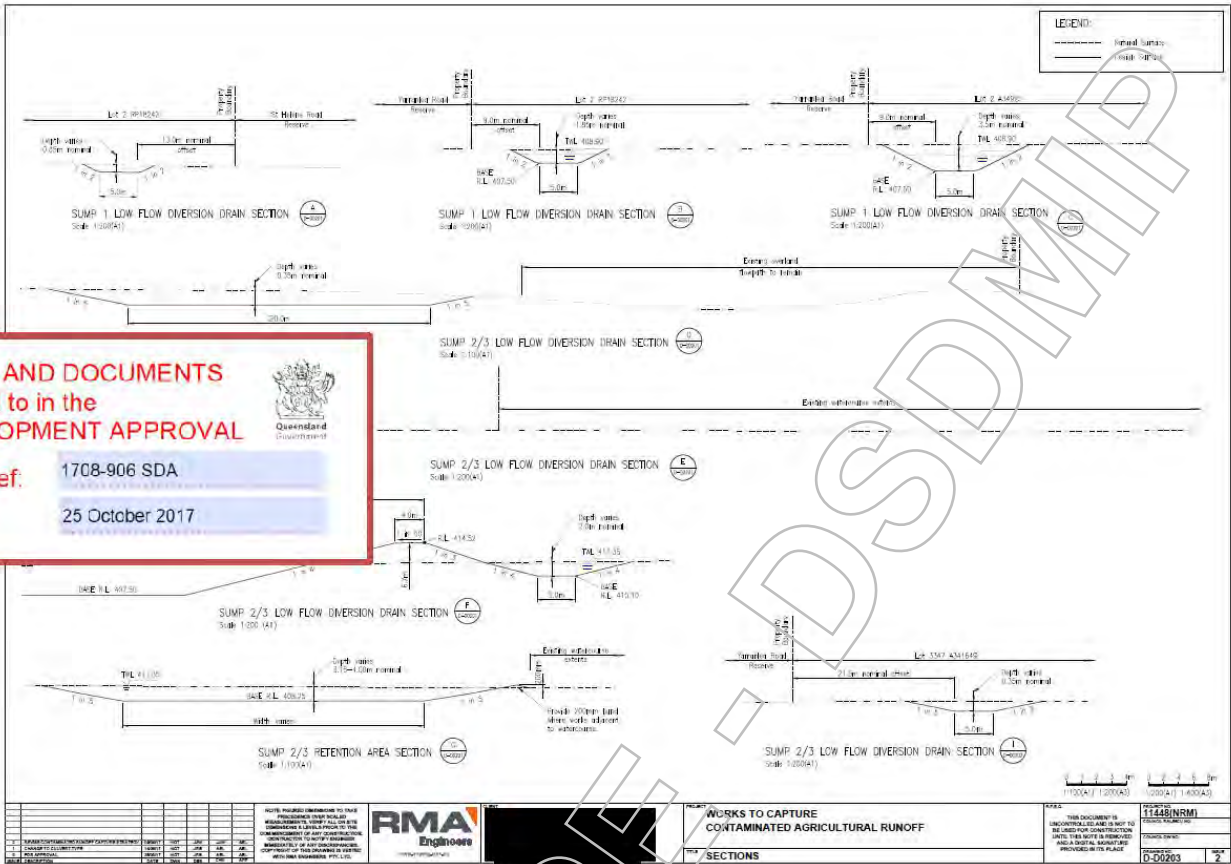
Reasons for approval despite non-compliance [delete section if not applicable]

- [list of reasons for approval despite non-compliance]

Pages 71 through 75 redacted for the following reasons:

Approved plans and specifications





PLANS AND DOCUMENTS
referred to in the
DEVELOPMENT APPROVAL

SARA ref: 1708-906 SDA

Date: 25 October 2017



<p>THIS DOCUMENT IS THE PROPERTY OF RMA ENGINEERS. IT IS TO BE USED ONLY FOR THE PROJECT AND SITE SPECIFICALLY IDENTIFIED IN THIS DOCUMENT. IT IS NOT TO BE REPRODUCED, COPIED, OR DISTRIBUTED IN ANY MANNER WITHOUT THE WRITTEN PERMISSION OF RMA ENGINEERS. ANY UNAUTHORIZED USE OF THIS DOCUMENT IS STRICTLY PROHIBITED.</p>		<p>RMA Engineers</p>	<p>WORKS TO CAPTURE CONTAMINATED AGRICULTURAL RUNOFF</p>	<p>THIS DOCUMENT IS UNCONTROLLED. PLEASE REFER TO THE ORIGINAL FOR CONFIRMATION AND TO OBTAIN THE LATEST REVISIONS. ANY REVISIONS WILL BE PROVIDED IN ITS PLACE.</p>
<p>DATE: 11/04/17 DRAWN BY: [Name] CHECKED BY: [Name] SCALE: 1:1000</p>				

RTI RELEASES



Email: Possible non-compliance Issue - 1708-906 SDA

From: Ian McHugh
Sent: Friday, 31 August 2018 9:57 AM
To: Maria Johnson
Cc: Andrew Foley; ToowoombaSARA; Brittany Hughes
Subject: Possible non-compliance Issue - 1708-906 SDA
Attachments: DECISION NOTICE_SIGNED BY MANAGER_SCANNED_SAAL_1708-906 SDA_25OCT17.pdf; SARA Referral Response for SDA-0417-038325.pdf

Categories: Completed

Hi Maria,

Yesterday afternoon Cath (and subsequently me) took a call from Tim Vale (DNRME Water) who has advised of a possible issue of non-compliance arising from the construction of a CAR dam in accordance with the attached approval (1708-906 SDA, case officer Maria). This possibility has arisen due to an earlier approval on this land for the Yarranlea Solar Farm (SDA-0417-038325 by Maryborough Solar P/L, case officer Brittany). DNRME are actually out there today following up a complaint from a downstream property owner who is questioning the appropriateness of the full CAR dam system based on the use of all the land for Ag being constructed whilst now half the land is taken up by a solar farm.

I have advised Tim that the compliance side of the CAR approval is their business and on this basis he will keep us apprised of further actions etc

Regards



**Queensland
Government**

Ian McHugh
Principal Planner
Planning and Development Services, Southern Region
Department of State Development,
Manufacturing, Infrastructure and Planning

P 07 4616 7320
Ground Floor, 128 Margaret Street, Toowoomba QLD 4350
PO Box 825, Toowoomba QLD 4350
www.statedevelopment.qld.gov.au



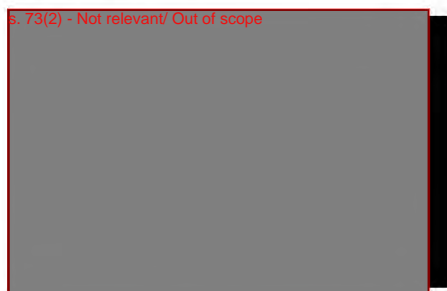
Department of Infrastructure,
Local Government and Planning

AM10-N

Our reference: 1708-906 SDA
Your reference: 11448

25 October 2017

s. 73(2) - Not relevant/ Out of scope



Decision Notice—Approved with Conditions—Development Permit—Operational Work—Taking of Overland Flow—Contaminated Agricultural Runoff
(Given under section 63 of the *Planning Act 2016*)

The development application described below was properly made to the Department of Infrastructure, Local Government and Planning (DILGP) on 17 August 2017.

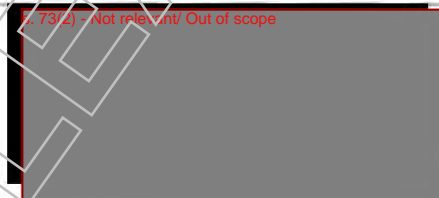
An administrative error in relation to incorrect mapping attached was identified on the 29 September 2017 which has now been rectified.

Applicant details

Applicant name:

Applicant contact details:

s. 73(2) - Not relevant/ Out of scope



Location details

Street address: 752 Murlaggan Road and 538 Yarranlea Road, Yarranlea QLD 4356

Real property description:
Lot 2 on A34925
Lot 2 on RP18242
Lot 2 on RP18249
Lot 2 on RP7475
Lot 3347 on A341649

Local government area: Toowoomba Regional Council

Darling Downs South West regional
office
128 Margaret Street, Toowoomba
PO Box 825, Toowoomba QLD 4350

Decision

Date of decision:	13 October 2017
Decision details:	Approved subject to conditions

Approval details

Development permit	Operational work for Drains, sumps and storage to collect Contaminated Agricultural Runoff
--------------------	--

Conditions

This approval is subject to:

- the assessment manager conditions in Attachment 1.

DILGP has, for conditions of this approval, nominated an entity to be the enforcement authority for that condition under the *Planning Act 2016*.

Rights of appeal

The rights of applicants to appeal to a tribunal or the Planning and Environment Court against decisions about a development application are set out in chapter 6, part 1 of the *Planning Act 2016* (the Act). For particular applications, there may also be a right to make an application for a declaration from a tribunal (see chapter 6, part 2 of the Act).

Copies of the relevant appeal provisions are attached.

Currency period for the approval

This development approval will lapse if development is not started within the following period:

- 2 years.

Approved plans and specifications

Copies of the following approved plans and specifications are enclosed.

Drawing/report title	Prepared by	Date	Reference no.	Version/issue
Aspect of development: Operational Works				
CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1	RMA Engineers	9/08/2017	D-D0201	2
CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 2.	RMA Engineers	9/08/2017	D-D0202	2
SECTIONS	RMA Engineers	9/08/2017	D-D0203	2

For further information please contact Maria Johnson, Senior Planning Officer, on 46167302 or via email ToowoombaSARA@dlgp.qld.gov.au who will be pleased to assist.

Yours sincerely



Andrew Foley
Manager (Planning)

cc: Toowoomba Regional Council, development@tr.qld.gov.au

enc: Attachment 1—Assessment manager conditions
Approved plans and specifications

Att: Appeal provisions
Statement of reasons

RTI RELEASE - DSDMIP



Attachment 1—Assessment manager conditions

No.	Conditions of development approval	Condition timing
Development permit for operational works – taking of overland flow.		
Schedule 8, Table 4, Item 3 (k) —The chief executive administering the <i>Planning Act 2016</i> nominates the Director-General of Department of Natural Resources and Mines 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 conditions:		
Construction of works on Lot 2 on RP18242, Lot 2 on A34925 and Lot 3347 on A341649.		
1.	Any person(s) contracted to construct the works authorised by this development approval, must be provided with a full copy of the development approval and made aware of the conditions.	At all times.
2.	<p>Sump 1 on Lot 2 on RP18242 (Works Number: 573751) must have the maximum dimensions of figures in accordance with:</p> <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0201, Version 2; <p>AND</p> <ul style="list-style-type: none"> • SECTIONS within the certified report, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0203, Version 2. 	At all times.
3.	<p>Sump 2 on Lot 2 on A34925 (Works Number: 573752) must have the maximum dimensions of figures in accordance with:</p> <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0201, Version 2; <p>AND</p> <ul style="list-style-type: none"> • SECTIONS within the certified report, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0203, Version 2. 	At all times.
4.	<p>Pump 1 on Lot 2 on A34925 (Works Number: 573753) must be constructed in accordance with in accordance with:</p> <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0201, Version 2; <p>AND</p> <ul style="list-style-type: none"> • With a maximum rate of take of 10 megalitres per day. 	At all times.
5.	Pump 2 on Lot 2 on A34925 (Works Number: 573754) must be constructed in accordance with:	At all times.

No.	Conditions of development approval	Condition timing
	<ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0201, Version 2; <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> • With a maximum rate of take of 10 megalitres per day. 	
6.	<p>Drain 1 on Lot 2 on A34925 and Lot 2 on RP18242 (Works Number: 573755) must have the maximum dimensions of figures in accordance with:</p> <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0201, Version 2; <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> • SECTIONS within the certified report, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0203, Version 2. 	At all times.
7.	<p>Drain 2 on Lot 2 on A34925 (Works Number: 573756) must have the maximum dimensions of figures in accordance with:</p> <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0201, Version 2; <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> • SECTIONS within the certified report, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0203, Version 2. 	At all times.
8.	<p>Drain 3 on Lot 3347 on A341649 (Works Number: 573750) must have the maximum dimensions of figures in accordance with:</p> <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 2, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0202, Version: 2, <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> • SECTIONS within the certified report, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0203, Version 2. 	At all times.
9.	<p>Drain 4 on Lot 2 on A34925 (Works Number: 573757) must have the maximum dimensions of figures in accordance with:</p> <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - Sheet 2, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0202, Version: 2; <p style="text-align: center;">AND</p>	At all times.

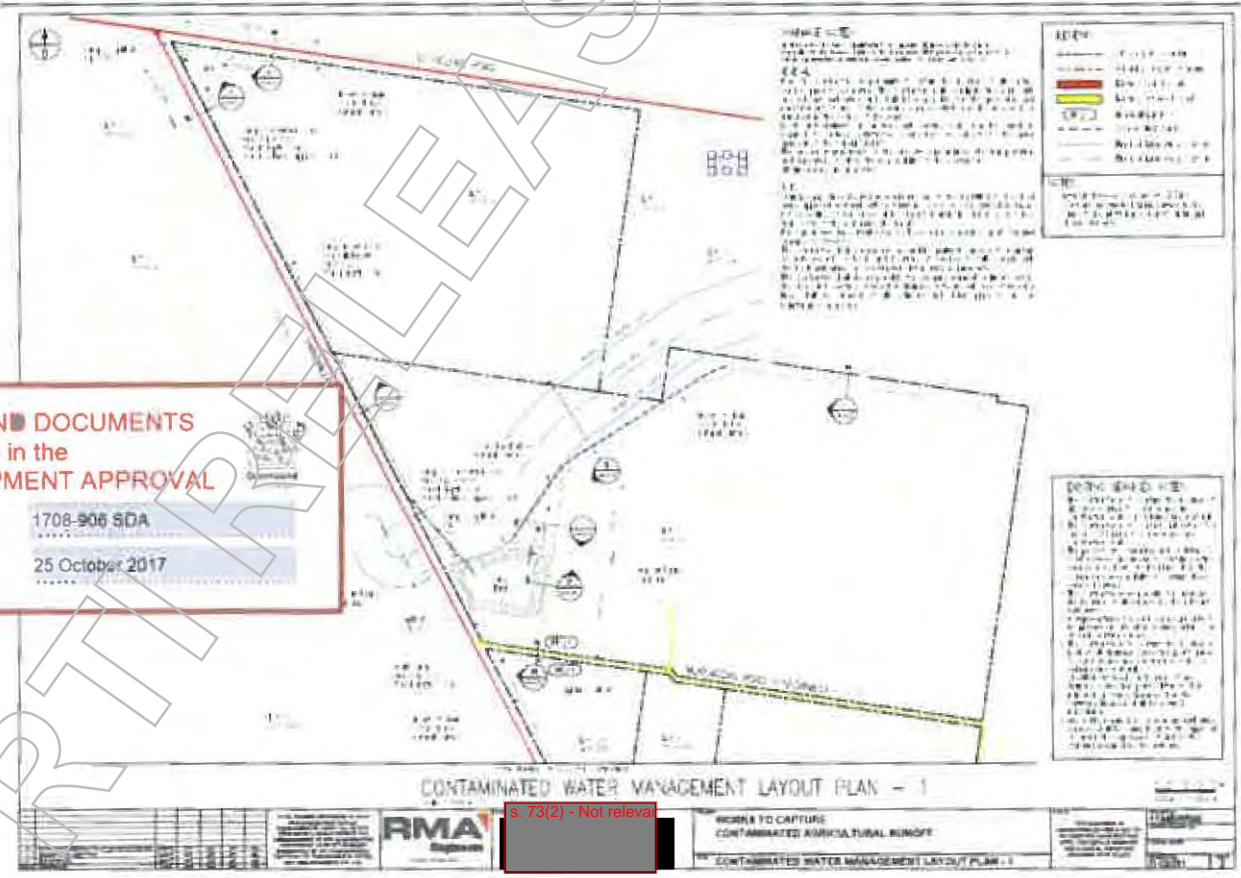
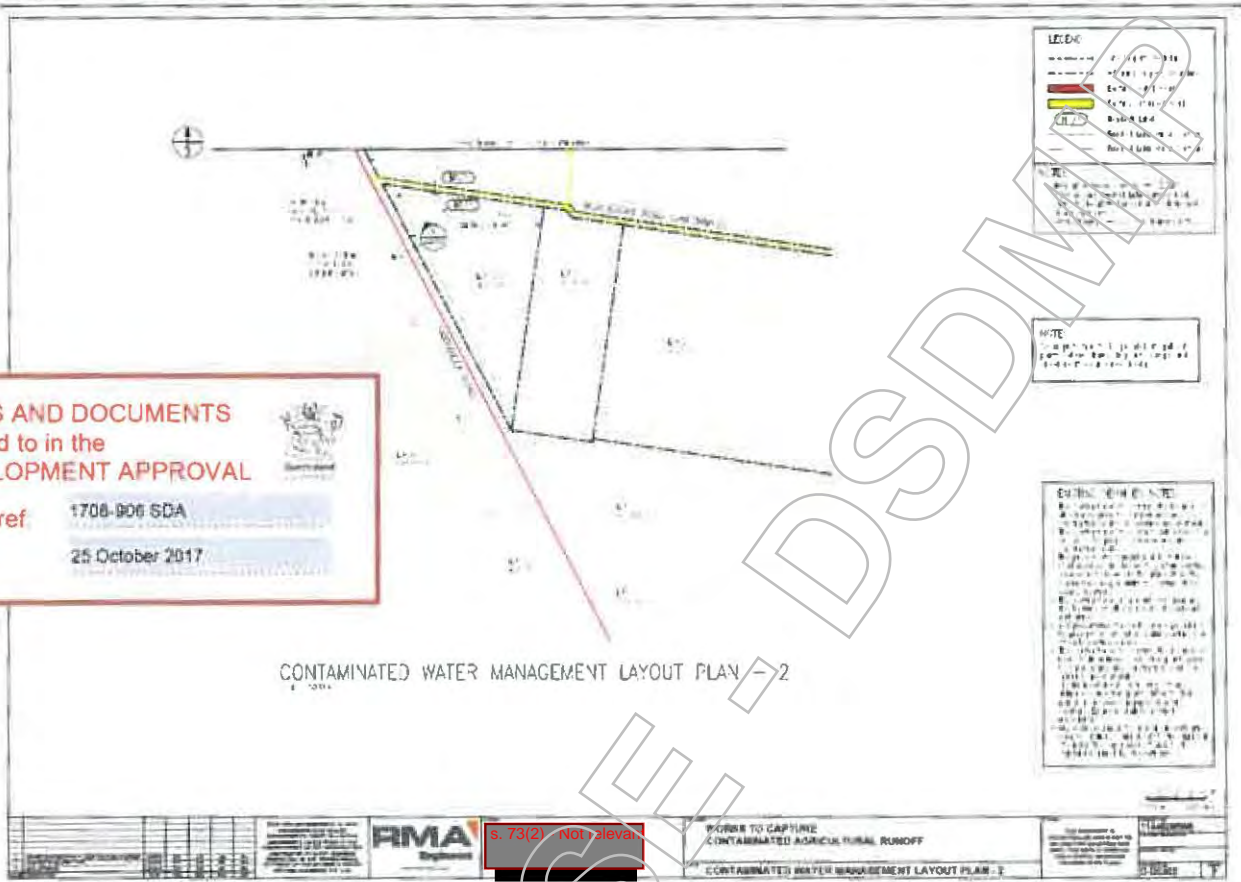
No.	Conditions of development approval	Condition timing
	<ul style="list-style-type: none"> SECTIONS within the certified report, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0203, Version 2. 	
10.	<p>Provide a certification report prepared by a Registered Professional Engineer of Queensland including 'as constructed' plans of the works.</p> <p>The report is to include:</p> <ul style="list-style-type: none"> The following information should be provided for each sump. <ul style="list-style-type: none"> A survey of the storages and sumps as constructed including a long section plan of crest level elevation. All heights are to be specified using Australian Height Datum. A data table identifying following details: <ul style="list-style-type: none"> a) Crest level b) Maximum Height to Top c) Full Supply Level d) Freeboard e) Capacity at Full Supply Level f) Surface area at Full Supply Level. g) Maximum depth at Full Supply Level. The following information should be provided for each drain: <ul style="list-style-type: none"> A survey of the drain works as constructed, including the escape. All heights are to be specified using Australian Height Datum. A data table identifying the following details: <ul style="list-style-type: none"> h) Channel Dimensions i) Channel Conditions j) Channel Slope The following information should be provided for each control point (eg. Pumps): <ul style="list-style-type: none"> k) Location of the pump (easting and northing GDA94) l) Height of the control point m) Location shown diagrammatically on the water flow diagram n) Maximum rate of take (ML/day) including pump dimensions and pump type o) Digital photographs of each pump. <p>The certified report must be provided to:</p> <p>waterservices.toowoomba@dnrm.qld.gov.au</p> <p>OR</p> <p>WATER SERVICES TOOWOOMBA PO BOX 318 TOOWOOMBA QLD 4350</p>	Within 20 business days of completing the works.

Approved plans and specifications

PLANS AND DOCUMENTS referred to in the DEVELOPMENT APPROVAL

SARA ref: 1708-906 SDA

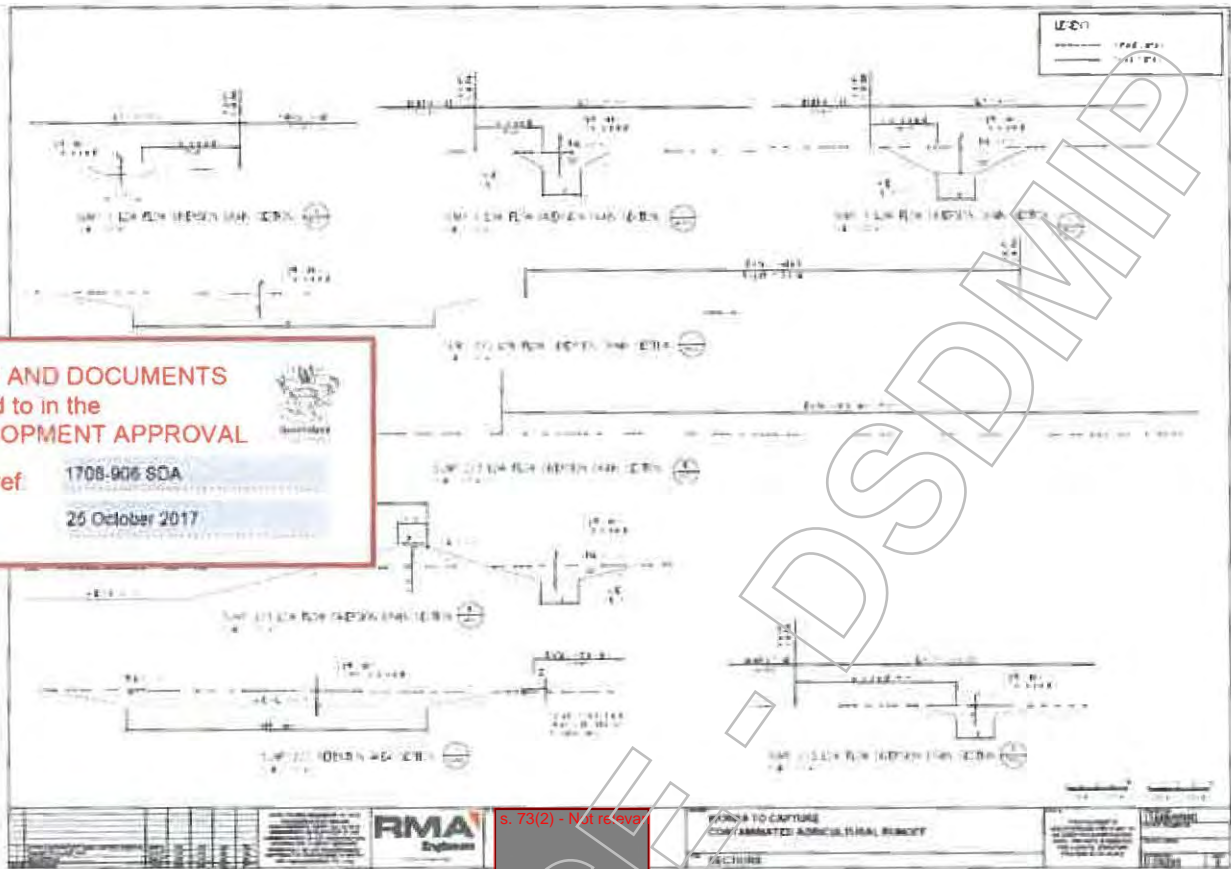
Date: 25 October 2017



PLANS AND DOCUMENTS referred to in the DEVELOPMENT APPROVAL

SARA ref: 1708-906 SDA

Date: 25 October 2017



PLANS AND DOCUMENTS
referred to in the
DEVELOPMENT APPROVAL

SARA ref: 1708-906 SDA
Date: 25 October 2017



Department of Infrastructure,
Local Government and Planning

Our reference: SDA-0417-038325
Your reference: MCUI/2016/6249 & RAL/2016/6250

27 April 2017

The Chief Executive Officer
Toowoomba Regional Council
PO Box 3021
TOOWOOMBA QLD 4350

Attn: Peter Swan

Dear Peter

Concurrence Agency Response – No Requirements – Development Permit – Material Change of Use (Renewable Energy Facility – Solar Farm) and Reconfiguring a Lot (Subdivision by Lease)

65 Roche Road and 352 Yarranlea Road Yarranlea QLD 4356

(Given under section 285 of the *Sustainable Planning Act 2009*)

The referral agency material for the development application described below was received by the Department of Infrastructure, Local Government and Planning (DILGP) under section 272 of the *Sustainable Planning Act 2009* on 6 April 2017.

Applicant details

Applicant name: Maryrorough Solar Pty Ltd

Applicant contact details: 133 Castlereagh Street
SYDNEY NSW 2000

Site details

Street address: 65 Roche Road, and 352 Yarranlea Road, Yarranlea QLD 4356

Real property description: Lot 2742 on A341275; Lot 3360 on SP219873; Lot 123 on SP219873; Lot 2696 on SP219873; Lot 1 on RP7482; Lot 2 on RP120604

Local government area: Toowoomba Regional Council

Application details

Proposed development: Development Permit - Material Change of Use (Renewable Energy Facility – Solar Farm) and Reconfiguring a Lot (Subdivision by Lease)

Referral triggers

The development application was referred to DILGP under the following provisions of the *Sustainable Planning Regulation 2009*:

Referral trigger Schedule 7, Table 3, Item 15A
A material change of use of premises, other than an excluded material change of use, if any part of the land is—
(a) within 25m of a railway or future railway land or
(b) future railway land.

No requirements

DILGP advises the assessment manager, under section 287(2)(a) of the *Sustainable Planning Act 2009*, that it has no requirements relating to the application.

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

If you require any further information, please contact Brittany Hughes, Planning Officer, on 46167307, or via email Brittany.Hughes@dilgp.qld.gov.au who will be pleased to assist.

Yours sincerely



Ian McHugh
A/Manager (Planning)

cc: Maryborough Solar Pty Ltd, ml@ecoenergyworld.com

From: VALE Timothy <Timothy.Vale@dnrm.qld.gov.au>
Sent: Tuesday, 10 October 2017 3:06 PM
To: Maria Johnson
Subject: RE: 1708-906 SDA application correspondence

Hi Maria,

I guess you might be busy. It looks to me as though in the attachment you provided called "DILGP_Decision - approval with conditions s. 73(2) - 1 1708-906 SDA" on pages 7 and 8 the images of the plans are from the first version of Tony's report, not the second revised version.

I noticed that in the bottom right of the figure on all three plans there's the table of the revision number for each figure. The figures you have attached to the approval only have issue 0 – For Approval where as if you look at the figures in the revised report they have issues 1 and 2 named as change to culvert type and revised contaminated runoff capture strategy.

Cheers,
Tim

Timothy Vale

Natural Resources Officer
Water Services, South Region
Department of Natural Resources and Mines
203 Tor St, Toowoomba
PO Box 318, Toowoomba Q. 4350
Phone: 07 4529 1342



From: Maria Johnson [<mailto:Maria.Johnson@dilgp.qld.gov.au>]
Sent: Tuesday, 10 October 2017 11:52 AM
To: VALE Timothy <Timothy.Vale@dnrm.qld.gov.au>
Subject: FW: 1708-906 SDA application correspondence

Ta

Maria Johnson
Senior Planner

Planning and Development Services | Darling Downs South West
Department of Infrastructure, Local Government and Planning
128 Margaret Street Toowoomba QLD 4350
p. 07 4616 7302 | e. maria.johnson@dilgp.qld.gov.au



From: [Redacted: s. 73(2) - Not relevant/ Out of scope]

Sent: Thursday, 28 September 2017 2:13 PM
To: Maria Johnson <Maria.Johnson@dilgp.qld.gov.au>
Subject: FW: 1708-906 SDA application correspondence

Hi Maria,

Did you have a chance to look at this as yet?

Cheers,

[Redacted: s. 73(2) - Not relevant/ Out of scope]

Principal Engineer | General Manager Surface Water, Hydraulics and Infrastructure

[Redacted: s. 73(2) - Not relevant/ Out of scope]

D 07 4659 6118



Toowoomba T 07 4639 4100
Brisbane T 07 3846 5885
Bundaberg T 07 4130 5646
rmaeng.com.au

From [Redacted: s. 73(2) - Not relevant/ Out of scope]

Sent: Wednesday, 20 September 2017 10:29 AM
To: 'Maria Johnson' <Maria.Johnson@dilgp.qld.gov.au>
Subject: FW: 1708-906 SDA application correspondence

Hi Maria,

We've just noticed that the stamped plans attached to the approval are the incorrect earlier versions. The correct versions are referenced in the text, but wrong ones stamped and attached.

Can you get that corrected please?

Cheers,

[Redacted: s. 73(2) - Not relevant/ Out of scope]

Principal Engineer | General Manager Surface Water, Hydraulics and Infrastructure

[Redacted: s. 73(2) - Not relevant/ Out of scope]

D 07 4659 6118



Toowoomba T 07 4639 4100
Brisbane T 07 3846 5885
Bundaberg T 07 4130 5646
rmaeng.com.au

From: No Reply [<mailto:mydas-notifications-prod2@qld.gov.au>]

Sent: Friday, 8 September 2017 2:45 PM

T s. 73(2) - Not relevant/ Out of scope

Cc: development@tr.qld.gov.au

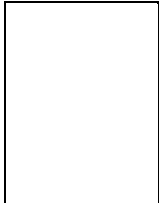
Subject: 1708-906 SDA application correspondence

Please find attached a notice regarding application [1708-906 SDA](#).

If you require any further information in relation to the application, please contact the Department of Infrastructure, Local Government and Planning on the details provided in the notice.

This is a system-generated message. Do not respond to this email.

AM10-N



Department of Infrastructure,
Local Government and Planning

Email Id: RFLG-0917-0000-2924

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If you have received this message in error, you are asked to inform the sender as quickly as possible and delete this message and any copies of this message from your computer and/or your computer system network.

From: Maria Johnson
Sent: Friday, 13 October 2017 3:39 PM
To: 'VALE Timothy'
Subject: RE: 1708-906 SDA application correspondence
Attachments: DILGP_Decision - approval with conditions s. 73(2) - 1708-906 SDA_13OCT17_1.docx

Hi Tim

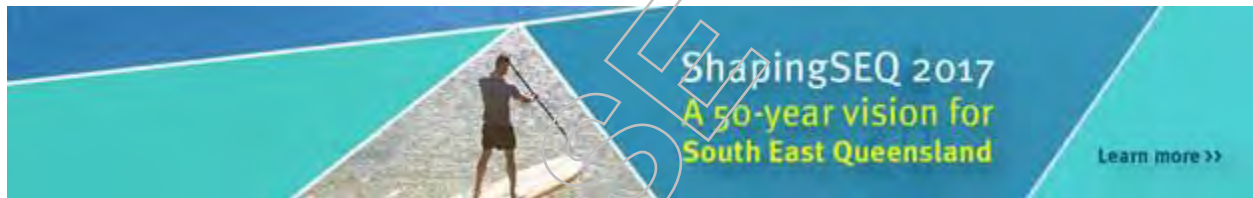
Can you review the attached to ensure I have the correct plans.

Thanks for your assistance.

Talk soon.

Maria Johnson
Senior Planner

Planning and Development Services | Darling Downs South West
Department of Infrastructure, Local Government and Planning
128 Margaret Street Toowoomba QLD 4350
p. 07 4616 7302 | e. maria.johnson@dilgp.qld.gov.au



From: VALE Timothy [<mailto:Timothy.Vale@dnrm.qld.gov.au>]
Sent: Tuesday, 10 October 2017 3:15 PM
To: Maria Johnson <Maria.Johnson@dilgp.qld.gov.au>
Subject: RE: 1708-906 SDA application correspondence

Yes send it back after you've made changes, happy to have another look for you.
Tim

Timothy Vale

Natural Resources Officer
Water Services, South Region

Department of Natural Resources and Mines

203 Tor St, Toowoomba
PO Box 318, Toowoomba Q 4350
Phone: 07 4529 1342



From: Maria Johnson [<mailto:Maria.Johnson@dilgp.qld.gov.au>]
Sent: Tuesday, 10 October 2017 3:12 PM
To: VALE Timothy <Timothy.Vale@dnrm.qld.gov.au>
Subject: RE: 1708-906 SDA application correspondence

Thanks Tim

Might shoot you the amended response to ensure I've attached the right plans if that is ok prior to issuing it?

Talk soon.

Maria Johnson
Senior Planner

Planning and Development Services | Darling Downs South West
Department of Infrastructure, Local Government and Planning
128 Margaret Street Toowoomba QLD 4350
p. 07 4616 7302 | e. maria.johnson@dilgp.qld.gov.au



From: VALE Timothy [<mailto:Timothy.Vale@dnrm.qld.gov.au>]
Sent: Tuesday, 10 October 2017 3:06 PM
To: Maria Johnson <Maria.Johnson@dilgp.qld.gov.au>
Subject: RE: 1708-906 SDA application correspondence

Hi Maria,

I guess you might be busy. It looks to me as though in the attachment you provided called "DILGP_Decision - approval with condition s. 73(2) - Not 708-906 SDA" on pages 7 and 8 the images of the plans are from the first version of Tony's report, not the second revised version.

I noticed that in the bottom right of the figure on all three plans there's the table of the revision number for each figure. The figures you have attached to the approval only have Issue 0 – For Approval where as if you look at the figures in the revised report they have issues 1 and 2 named as change to culvert type and revised contaminated runoff capture strategy.

Cheers,
Tim

Timothy Vale

Natural Resources Officer
Water Services, South Region

Department of Natural Resources and Mines

203 Tor St, Toowoomba
PO Box 318, Toowoomba Q. 4350

Phone: 07 4529 1342



From: Maria Johnson [<mailto:Maria.Johnson@dilgp.qld.gov.au>]
Sent: Tuesday, 10 October 2017 11:52 AM
To: VALE Timothy <Timothy.Vale@dnrm.qld.gov.au>
Subject: FW: 1708-906 SDA application correspondence

Ta

Maria Johnson
Senior Planner

Planning and Development Services | Darling Downs South West
Department of Infrastructure, Local Government and Planning
128 Margaret Street Toowoomba QLD 4350
p. 07 4616 7302 | e. maria.johnson@dilgp.qld.gov.au



From: s. 73(2) - Not relevant/ Out of scope
Sent: Thursday, 28 September 2017 2:13 PM
To: Maria Johnson <Maria.Johnson@dilgp.qld.gov.au>
Subject: FW: 1708-906 SDA application correspondence

Hi Maria,

Did you have a chance to look at this as yet?

Cheers,

s. 73(2) - Not relevant/ Out of scope

Principal Engineer | General Manager Surface Water, Hydraulics and Infrastructure

s. 73(2) - Not relevant/ Out of scope

D 07 4659 6118



Toowoomba T 07 4639 4100
Brisbane T 07 3846 5885
Bundaberg T 07 4130 5646
rmaeng.com.au

From: [Redacted]
Sent: Wednesday, 20 September 2017 10:29 AM
To: 'Maria Johnson' <Maria.Johnson@dilgp.qld.gov.au>
Subject: FW: 1708-906 SDA application correspondence

Hi Maria,

We've just noticed that the stamped plans attached to the approval are the incorrect earlier versions. The correct versions are referenced in the text, but wrong ones stamped and attached.

Can you get that corrected please?

Cheers,

[Redacted]

Principal Engineer | General Manager Surface Water, Hydraulics and Infrastructure

[Redacted]

D 07 4659 6118



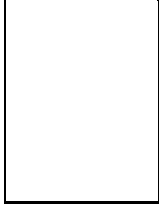
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Sent: Friday, 8 September 2017 2:45 PM
To: [Redacted]
Cc: development@tr.qld.gov.au
Subject: 1708-906 SDA application correspondence

Please find attached a notice regarding application [1708-906 SDA](#).

If you require any further information in relation to the application, please contact the Department of Infrastructure, Local Government and Planning on the details provided in the notice.

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AM10-N



Department of Infrastructure,
Local Government and Planning

Email Id: RFLG-0917-0000-2924

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Department of Infrastructure,
Local Government and Planning

AM10-N

Our reference: 1708-906 SDA

Your reference: 11448

13 October 2017

s. 73(2) - Not relevant/ Out of scope

Decision Notice—Approved with Conditions—Development Permit—Operational Work—Taking of Overland Flow—Contaminated Agricultural Runoff

(Given under section 63 of the *Planning Act 2016*)

The development application described below was properly made to the Department of Infrastructure, Local Government and Planning (DILGP) on 17 August 2017.

An administrative error in relation to incorrect mapping attached was identified on the 29 September 2017 which has now been rectified.

Applicant details

Applicant name:

Applicant contact details:

s. 73(2) - Not relevant/ Out of scope

Location details

Street address: 752 Murlaggan Road and 538 Yarranlea Road, Yarranlea QLD 4356

Real property description: Lot 2 on A34925
Lot 2 on RP18242
Lot 2 on RP18249
Lot 2 on RP7475
Lot 3347 on A341649

Local government area: Toowoomba Regional Council

Darling Downs South West regional
office
128 Margaret Street, Toowoomba
PO Box 825, Toowoomba QLD 4350

Decision

Date of decision:	13 October 2017
Decision details:	Approved subject to conditions

Approval details

Development permit	Operational work for Drains, sumps and storage to collect Contaminated Agricultural Runoff
--------------------	--

Conditions

This approval is subject to:

- the assessment manager conditions in Attachment 1.

DILGP has, for conditions of this approval, nominated an entity to be the enforcement authority for that condition under the *Planning Act 2016*.

Rights of appeal

The rights of applicants to appeal to a tribunal or the Planning and Environment Court against decisions about a development application are set out in chapter 6, part 1 of the *Planning Act 2016* (the Act). For particular applications, there may also be a right to make an application for a declaration from a tribunal (see chapter 6, part 2 of the Act).

Copies of the relevant appeal provisions are attached.

Currency period for the approval

This development approval will lapse if development is not started within the following period:

- 2 years.

Approved plans and specifications

Copies of the following approved plans and specifications are enclosed.

Drawing/report title	Prepared by	Date	Reference no.	Version/issue
Aspect of development: Operational Works				
CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1	RMA Engineers	9/08/2017	D-D0201	2
CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 2.	RMA Engineers	9/08/2017	D-D0202	2
SECTIONS	RMA Engineers	9/08/2017	D-D0203	2

For further information please contact Maria Johnson, Senior Planning Officer, on 46167302 or via email ToowoombaSARA@dilgp.qld.gov.au who will be pleased to assist.

Yours sincerely

*Signature
placeholder*

Andrew Foley
Manager (Planning)

cc Toowoomba Regional Council, development@tr.qld.gov.au

enc Attachment 1—Assessment manager conditions
Approved plans and specifications

Att Appeal provisions
Statement of reasons

RTI RELEASE - DSDMIP

Attachment 1—Assessment manager conditions

No.	Conditions of development approval	Condition timing
Development permit for operational works – taking of overland flow.		
Schedule 8, Table 4, Item 3 (k) —The chief executive administering the <i>Planning Act 2016</i> nominates the Director-General of Department of Natural Resources and Mines 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 conditions:		
Construction of works on Lot 2 on RP18242, Lot 2 on A34925 and Lot 3347 on A341649.		
1.	Any person(s) contracted to construct the works authorised by this development approval, must be provided with a full copy of the development approval and made aware of the conditions.	At all times.
2.	Sump 1 on Lot 2 on RP18242 (Works Number: 573751) must have the maximum dimensions of figures in accordance with: <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0201, Version 2; AND <ul style="list-style-type: none"> • SECTIONS within the certified report, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0203, Version 2. 	At all times.
3.	Sump 2 on Lot 2 on A34925 (Works Number: 573752) must have the maximum dimensions of figures in accordance with: <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0201, Version 2; AND <ul style="list-style-type: none"> • SECTIONS within the certified report, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0203, Version 2. 	At all times.
4.	Pump 1 on Lot 2 on A34925 (Works Number: 573753) must be constructed in accordance with in accordance with: <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0201, Version 2; AND <ul style="list-style-type: none"> • With a maximum rate of take of 10 megalitres per day. 	At all times.
5.	Pump 2 on Lot 2 on A34925 (Works Number: 573754) must be constructed in accordance with:	At all times.

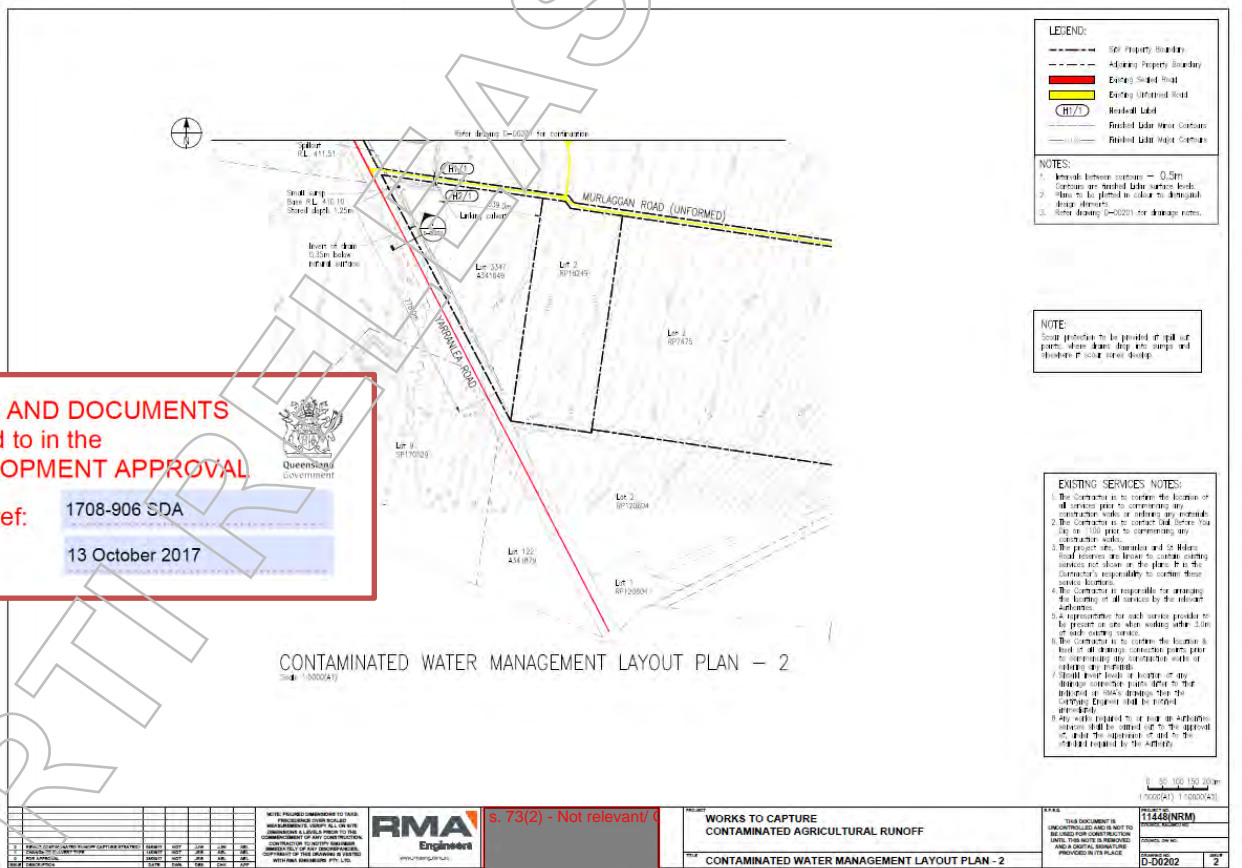
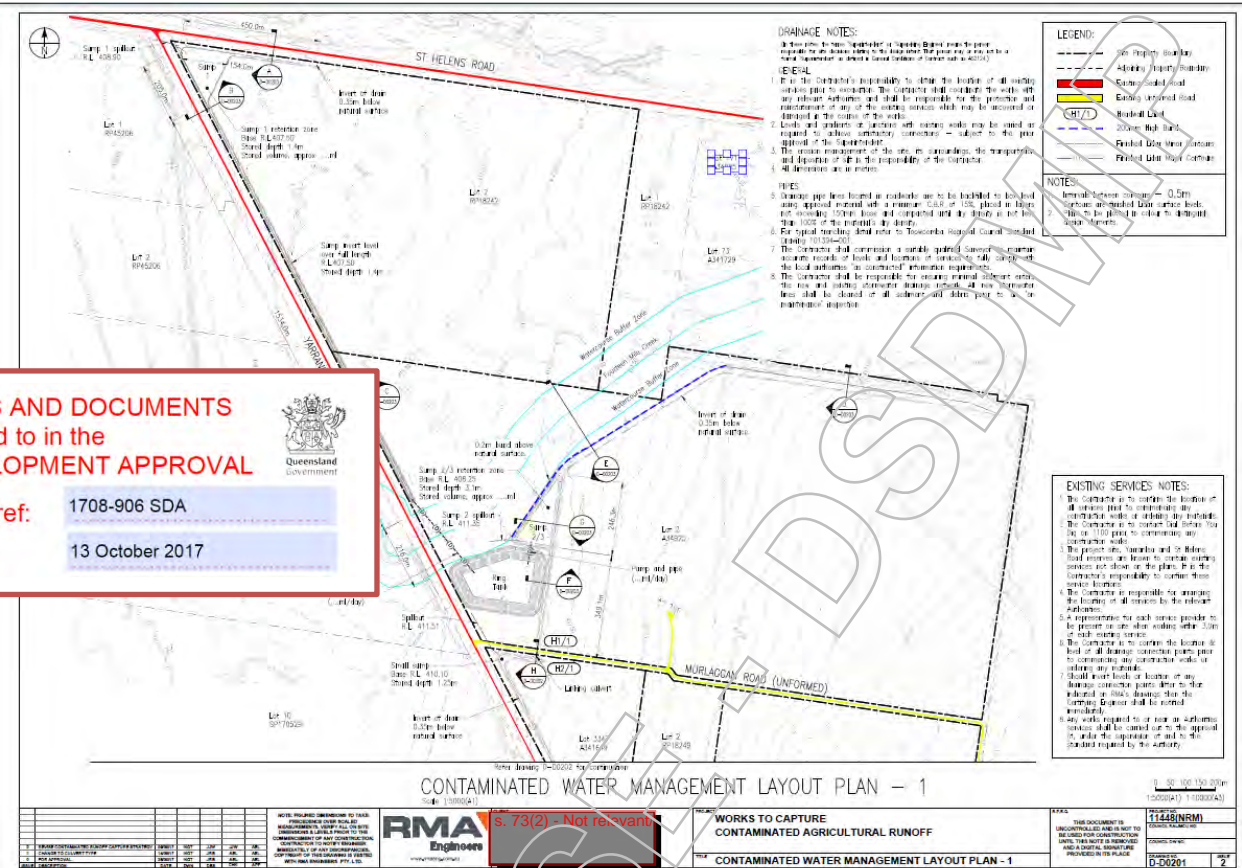
No.	Conditions of development approval	Condition timing
	<ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0201, Version 2; <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> • With a maximum rate of take of 10 megalitres per day. 	
6.	<p>Drain 1 on Lot 2 on A34925 and Lot 2 on RP18242 (Works Number: 573755) must have the maximum dimensions of figures in accordance with:</p> <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0201, Version 2; <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> • SECTIONS within the certified report, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0203, Version 2. 	At all times.
7.	<p>Drain 2 on Lot 2 on A34925 (Works Number: 573756) must have the maximum dimensions of figures in accordance with:</p> <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0201, Version 2; <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> • SECTIONS within the certified report, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0203, Version 2. 	At all times.
8.	<p>Drain 3 on Lot 3347 on A341649 (Works Number: 573750) must have the maximum dimensions of figures in accordance with:</p> <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 2, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0202, Version: 2; <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> • SECTIONS within the certified report, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0203, Version 2. 	At all times.
9.	<p>Drain 4 on Lot 2 on A34925 (Works Number: 573757) must have the maximum dimensions of figures in accordance with:</p> <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - Sheet 2, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0202, Version: 2; <p style="text-align: center;">AND</p>	At all times.

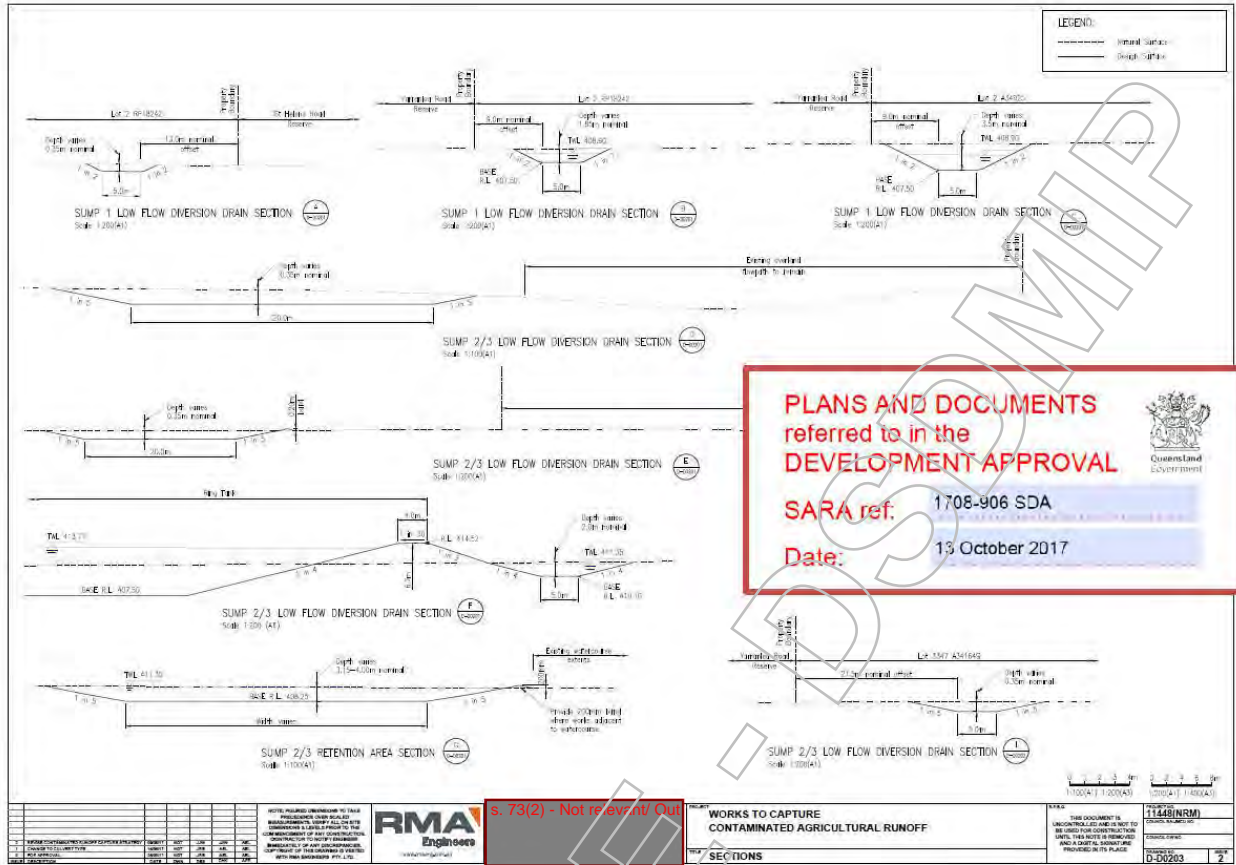
No.	Conditions of development approval	Condition timing
	<ul style="list-style-type: none"> SECTIONS within the certified report, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0203, Version 2. 	
10.	<p>Provide a certification report prepared by a Registered Professional Engineer of Queensland including 'as constructed' plans of the works.</p> <p>The report is to include:</p> <ul style="list-style-type: none"> The following information should be provided for each sump: <ul style="list-style-type: none"> A survey of the storages and sumps as constructed including a long section plan of crest level elevation. All heights are to be specified using Australian Height Datum. A data table identifying following details: <ol style="list-style-type: none"> Crest level Maximum Height to Top Full Supply Level Freeboard Capacity at Full Supply Level Surface area at Full Supply Level. Maximum depth at Full Supply Level. The following information should be provided for each drain: <ul style="list-style-type: none"> A survey of the drain works as constructed, including the escape. All heights are to be specified using Australian Height Datum. A data table identifying the following details: <ol style="list-style-type: none"> Channel Dimensions Channel Conditions Channel Slope The following information should be provided for each control point (eg. Pumps): <ol style="list-style-type: none"> Location of the pump (easting and northing GDA94) Height of the control point Location shown diagrammatically on the water flow diagram Maximum rate of take (ML/day) including pump dimensions and pump type Digital photographs of each pump. <p>The certified report must be provided to: waterservices.toowoomba@dnrm.qld.gov.au</p> <p>OR</p> <p>WATER SERVICES TOOWOOMBA PO BOX 318</p>	<p>Within 20 business days of completing the works.</p>

No.	Conditions of development approval	Condition timing
	TOOWOOMBA QLD 4350	

RTI RELEASE - DSDMIP

Approved plans and specifications





NO.	DESCRIPTION	DATE	BY	CHECKED
1	ISSUED FOR TENDERS	13/10/17	[Signature]	[Signature]
2	ISSUED FOR CONSTRUCTION	13/10/17	[Signature]	[Signature]
3	ISSUED FOR AS-BUILT	13/10/17	[Signature]	[Signature]

NOTE: ALL WORKS TO BE CONSTRUCTED IN ACCORDANCE WITH THE REQUIREMENTS OF THE LOCAL GOVERNMENT'S ACTS AND REGULATIONS AND THE REQUIREMENTS OF ANY CONDITIONS OF CONTRACT AND ANY OTHER DOCUMENTS REFERRED TO IN THIS DOCUMENT.



is. 73(2) - Not relevant Out

WORKS TO CAPTURE CONTAMINATED AGRICULTURAL RUNOFF

THIS DOCUMENT IS UNCONTROLLED AND MUST NOT BE USED FOR CONSTRUCTION UNLESS THE REVISIONS AND AS-BUILT INFORMATION PROVIDED IN ITS PLACE.	11446(NRM) CONTROLLED BY: CONTROL NO: CONTROL DATE: CONTROL BY:
--	--

From: VALE Timothy <Timothy.Vale@dnrm.qld.gov.au>
Sent: Monday, 16 October 2017 8:15 AM
To: Maria Johnson
Subject: RE: 1708-906 SDA application correspondence

Hi Maria,

Those plans look right to me.

Cheers,
Tim

Timothy Vale

Natural Resources Officer
Water Services, South Region

Department of Natural Resources and Mines

203 Tor St, Toowoomba
PO Box 318, Toowoomba Q. 4350
Phone: 07 4529 1342



From: Maria Johnson [<mailto:Maria.Johnson@dilgp.qld.gov.au>]
Sent: Friday, 13 October 2017 3:39 PM
To: VALE Timothy <Timothy.Vale@dnrm.qld.gov.au>
Subject: RE: 1708-906 SDA application correspondence

Hi Tim

Can you review the attached to ensure I have the correct plans.

Thanks for your assistance.

Talk soon.

**Maria Johnson
Senior Planner**

Planning and Development Services | Darling Downs South West
Department of Infrastructure, Local Government and Planning
128 Margaret Street Toowoomba QLD 4350
p. 07 4616 7302 | e. maria.johnson@dilgp.qld.gov.au



From: VALE Timothy [<mailto:Timothy.Vale@dnrm.qld.gov.au>]
Sent: Tuesday, 10 October 2017 3:15 PM
To: Maria Johnson <Maria.Johnson@dilgp.qld.gov.au>
Subject: RE: 1708-906 SDA application correspondence

Yes send it back after you've made changes, happy to have another look for you.
Tim

Timothy Vale

Natural Resources Officer
Water Services, South Region

Department of Natural Resources and Mines

203 Tor St, Toowoomba
PO Box 318, Toowoomba Q. 4350
Phone: 07 4529 1342



From: Maria Johnson [<mailto:Maria.Johnson@dilgp.qld.gov.au>]
Sent: Tuesday, 10 October 2017 3:12 PM
To: VALE Timothy <Timothy.Vale@dnrm.qld.gov.au>
Subject: RE: 1708-906 SDA application correspondence

Thanks Tim

Might shoot you the amended response to ensure I've attached the right plans if that is ok prior to issuing it?

Talk soon.

**Maria Johnson
Senior Planner**

Planning and Development Services | Darling Downs South West
Department of Infrastructure, Local Government and Planning
128 Margaret Street Toowoomba QLD 4350
p. 07 4616 7302 | e. maria.johnson@dilgp.qld.gov.au



From: VALE Timothy [<mailto:Timothy.Vale@dnrm.qld.gov.au>]
Sent: Tuesday, 10 October 2017 3:06 PM

To: Maria Johnson <Maria.Johnson@dilgp.qld.gov.au>
Subject: RE: 1708-906 SDA application correspondence

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Water Services, South Region

Department of Natural Resources and Mines

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PO Box 318, Toowoomba Q 4350
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Senior Planner**

Planning and Development Services | Darling Downs South West
Department of Infrastructure, Local Government and Planning
128 Margaret Street Toowoomba QLD 4350
p. 07 4616 7302 | e. maria.johnson@dilgp.qld.gov.au



From: s. 73(2) - Not relevant/ Out of scope

Sent: Thursday, 28 September 2017 2:13 PM

To: Maria Johnson <Maria.Johnson@dilgp.qld.gov.au>

Subject: FW: 1708-906 SDA application correspondence

Hi Maria,

Did you have a chance to look at this as yet?

Cheers,

s. 73(2) - Not relevant/ Out

Principal Engineer | General Manager Surface Water, Hydraulics and Infrastructure

s. 73(2) - Not relevant/ Out of scope

D 07 4659 6118



Toowoomba **T** 07 4639 4100

Brisbane **T** 07 3846 5885

Bundaberg **T** 07 4130 5646

rmaeng.com.au

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Cheers,

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Principal Engineer | General Manager Surface Water, Hydraulics and Infrastructure

s. 73(2) - Not relevant/ Out of scope

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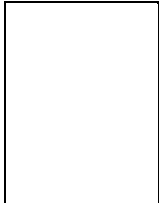
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From: Maria Johnson
Sent: Monday, 23 October 2017 10:35 AM
To: s. 73(2) - Not relevant/ Out of scope
Subject: RE: 1708-906 SDA application correspondence
Attachments: DILGP_Decision - approval with conditions s. 73(2) - 1708-906
SDA_23OCT17_1.docx

Hi Tony

Thank you once again for your patience.

Please find attached Draft Decision with correct plans.

If you can please confirm that it is correct that would be appreciated.

Kind Regards

Maria Johnson
Senior Planner

Planning and Development Services | Darling Downs South West
Department of Infrastructure, Local Government and Planning
128 Margaret Street Toowoomba QLD 4350
p. 07 4616 7302 | e. maria.johnson@dilgp.qld.gov.au



From: s. 73(2) - Not relevant/ Out of scope
Sent: Monday, 23 October 2017 8:54 AM
To: Maria Johnson <Maria.Johnson@dilgp.qld.gov.au>
Subject: RE: 1708-906 SDA application correspondence

Hi Maria,

Did this come out? I haven't seen anything yet?

Cheers,

s. 73(2) - Not relevant/ Out of scope

Principal Engineer | General Manager Surface Water, Hydraulics and Infrastructure

s. 73(2) - Not relevant/ Out of scope

D 07 4659 6118

From: Maria Johnson [<mailto:Maria.Johnson@dilgp.qld.gov.au>]

Sent: Tuesday, 3 October 2017 8:07 AM

To s. 73(2) - Not relevant/ Out of scope

Subject: RE: 1708-906 SDA application correspondence

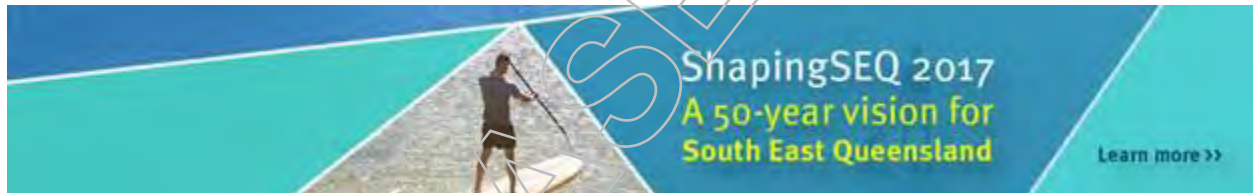
Hey s. 73(2) - Not

Thanks for your patience. Will get your response out today.

Talk soon.

Maria Johnson
Senior Planner

Planning and Development Services | Darling Downs South West
Department of Infrastructure, Local Government and Planning
128 Margaret Street Toowoomba QLD 4350
p. 07 4616 7302 | e. maria.johnson@dilgp.qld.gov.au



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Principal Engineer | General Manager Surface Water, Hydraulics and Infrastructure

s. 73(2) - Not relevant/ Out of scope

D 07 4659 6118



Toowoomba T 07 4639 4100
Brisbane T 07 3846 5885
Bundaberg T 07 4130 5646
rmaeng.com.au

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Subject: FW: 1708-906 SDA application correspondence

Hi Maria,

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Can you get that corrected please?

Cheers,

[Redacted]

Principal Engineer | General Manager Surface Water, Hydraulics and Infrastructure

[Redacted]

D 07 4659 6118



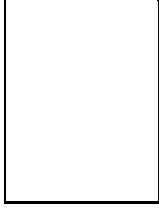
Toowoomba T 07 4639 4100
Brisbane T 07 3846 5885
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rmaeng.com.au

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Sent: Friday, 8 September 2017 2:45 PM
To: [Redacted]
Cc: development@tr.qld.gov.au
Subject: 1708-906 SDA application correspondence

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Department of Infrastructure,
Local Government and Planning

Email Id: RFLG-0917-0000-2924

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RTI RELEASE - DSDMIP



Department of Infrastructure,
Local Government and Planning

AM10-N

Our reference: 1708-906 SDA
Your reference: 11448

23 October 2017

s. 73(2) - Not relevant/ Out of scope

Decision Notice—Approved with Conditions—Development Permit—Operational Work—Taking of Overland Flow—Contaminated Agricultural Runoff

(Given under section 63 of the *Planning Act 2016*)

The development application described below was properly made to the Department of Infrastructure, Local Government and Planning (DILGP) on 17 August 2017.

An administrative error in relation to incorrect mapping attached was identified on the 29 September 2017 which has now been rectified.

Applicant details

Applicant name:

Applicant contact details:

s. 73(2) - Not relevant/ Out of scope

Location details

Street address: 752 Murlaggan Road and 538 Yarranlea Road, Yarranlea QLD 4356

Real property description:
Lot 2 on A34925
Lot 2 on RP18242
Lot 2 on RP18249
Lot 2 on RP7475
Lot 3347 on A341649

Local government area: Toowoomba Regional Council

Darling Downs South West regional
office
128 Margaret Street, Toowoomba
PO Box 825, Toowoomba QLD 4350

Decision

Date of decision:	13 October 2017
Decision details:	Approved subject to conditions

Approval details

Development permit	Operational work for Drains, sumps and storage to collect Contaminated Agricultural Runoff
--------------------	--

Conditions

This approval is subject to:

- the assessment manager conditions in Attachment 1.

DILGP has, for conditions of this approval, nominated an entity to be the enforcement authority for that condition under the *Planning Act 2016*.

Rights of appeal

The rights of applicants to appeal to a tribunal or the Planning and Environment Court against decisions about a development application are set out in chapter 6, part 1 of the *Planning Act 2016* (the Act). For particular applications, there may also be a right to make an application for a declaration from a tribunal (see chapter 6, part 2 of the Act).

Copies of the relevant appeal provisions are attached.

Currency period for the approval

This development approval will lapse if development is not started within the following period:

- 2 years.

Approved plans and specifications

Copies of the following approved plans and specifications are enclosed.

Drawing/report title	Prepared by	Date	Reference no.	Version/issue
Aspect of development: Operational Works				
CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1	RMA Engineers	9/08/2017	D-D0201	2
CONTAMINATED WATER MANAGEMENT LAYOUT PLAN – 2.	RMA Engineers	9/08/2017	D-D0202	2
SECTIONS	RMA Engineers	9/08/2017	D-D0203	2

For further information please contact Maria Johnson, Senior Planning Officer, on 46167302 or via email ToowoombaSARA@dilgp.qld.gov.au who will be pleased to assist.

Yours sincerely

*Signature
placeholder*

Andrew Foley
Manager (Planning)

cc Toowoomba Regional Council, development@tr.qld.gov.au

enc Attachment 1—Assessment manager conditions
Approved plans and specifications

Att Appeal provisions
Statement of reasons

Attachment 1—Assessment manager conditions

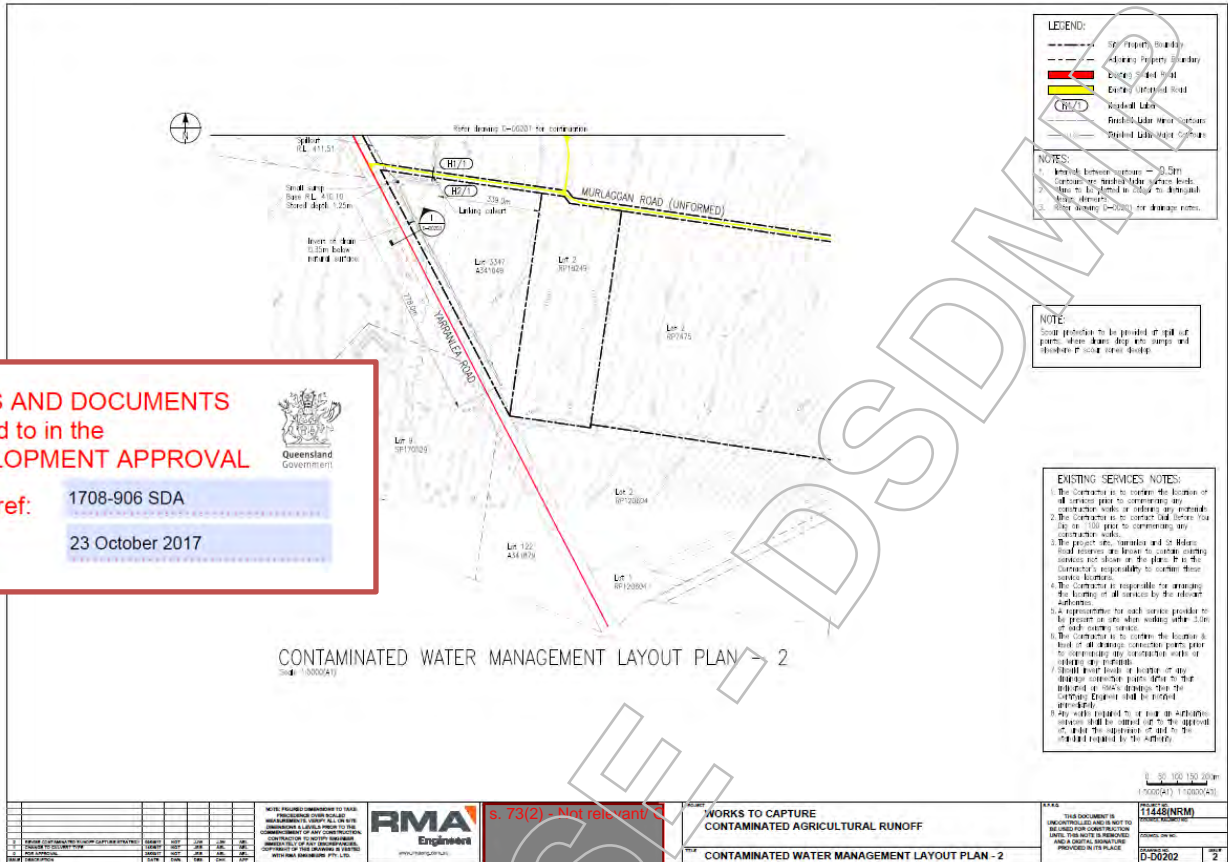
No.	Conditions of development approval	Condition timing
Development permit for operational works – taking of overland flow.		
Schedule 8, Table 4, Item 3 (k) —The chief executive administering the <i>Planning Act 2016</i> nominates the Director-General of Department of Natural Resources and Mines to 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 conditions:		
Construction of works on Lot 2 on RP18242, Lot 2 on A34925 and Lot 3347 on A341649.		
1.	Any person(s) contracted to construct the works authorised by this development approval, must be provided with a full copy of the development approval and made aware of the conditions.	At all times.
2.	<p>Sump 1 on Lot 2 on RP18242 (Works Number: 573751) must have the maximum dimensions of figures in accordance with:</p> <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0201, Version 2; <p>AND</p> <ul style="list-style-type: none"> • SECTIONS within the certified report, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0203, Version 2. 	At all times.
3.	<p>Sump 2 on Lot 2 on A34925 (Works Number: 573752) must have the maximum dimensions of figures in accordance with:</p> <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0201, Version 2; <p>AND</p> <ul style="list-style-type: none"> • SECTIONS within the certified report, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0203, Version 2. 	At all times.
4.	<p>Pump 1 on Lot 2 on A34925 (Works Number: 573753) must be constructed in accordance with in accordance with:</p> <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0201, Version 2; <p>AND</p> <ul style="list-style-type: none"> • With a maximum rate of take of 10 megalitres per day. 	At all times.
5.	Pump 2 on Lot 2 on A34925 (Works Number: 573754) must be constructed in accordance with:	At all times.

No.	Conditions of development approval	Condition timing
	<ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0201, Version 2; <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> • With a maximum rate of take of 10 megalitres per day. 	
6.	<p>Drain 1 on Lot 2 on A34925 and Lot 2 on RP18242 (Works Number: 573755) must have the maximum dimensions of figures in accordance with:</p> <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0201, Version 2; <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> • SECTIONS within the certified report, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0203, Version 2. 	At all times.
7.	<p>Drain 2 on Lot 2 on A34925 (Works Number: 573756) must have the maximum dimensions of figures in accordance with:</p> <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0201, Version 2; <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> • SECTIONS within the certified report, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0203, Version 2. 	At all times.
8.	<p>Drain 3 on Lot 3347 on A341649 (Works Number: 573750) must have the maximum dimensions of figures in accordance with:</p> <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 2, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0202, Version: 2; <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> • SECTIONS within the certified report, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0203, Version 2. 	At all times.
9.	<p>Drain 4 on Lot 2 on A34925 (Works Number: 573757) must have the maximum dimensions of figures in accordance with:</p> <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - Sheet 2, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0202, Version: 2; <p style="text-align: center;">AND</p>	At all times.

No.	Conditions of development approval	Condition timing
	<ul style="list-style-type: none"> SECTIONS within the certified report, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0203, Version 2. 	
10.	<p>Provide a certification report prepared by a Registered Professional Engineer of Queensland including 'as constructed' plans of the works.</p> <p>The report is to include:</p> <ul style="list-style-type: none"> The following information should be provided for each sump: <ul style="list-style-type: none"> A survey of the storages and sumps as constructed including a long section plan of crest level elevation. All heights are to be specified using Australian Height Datum. A data table identifying following details: <ol style="list-style-type: none"> Crest level Maximum Height to Top Full Supply Level Freeboard Capacity at Full Supply Level Surface area at Full Supply Level. Maximum depth at Full Supply Level. The following information should be provided for each drain: <ul style="list-style-type: none"> A survey of the drain works as constructed, including the escape. All heights are to be specified using Australian Height Datum. A data table identifying the following details: <ol style="list-style-type: none"> Channel Dimensions Channel Conditions Channel Slope The following information should be provided for each control point (eg. Pumps): <ol style="list-style-type: none"> Location of the pump (easting and northing GDA94) Height of the control point Location shown diagrammatically on the water flow diagram Maximum rate of take (ML/day) including pump dimensions and pump type Digital photographs of each pump. <p>The certified report must be provided to: waterservices.toowoomba@dnrm.qld.gov.au</p> <p>OR</p> <p>WATER SERVICES TOOWOOMBA PO BOX 318</p>	<p>Within 20 business days of completing the works.</p>

No.	Conditions of development approval	Condition timing
	TOOWOOMBA QLD 4350	

Approved plans and specifications

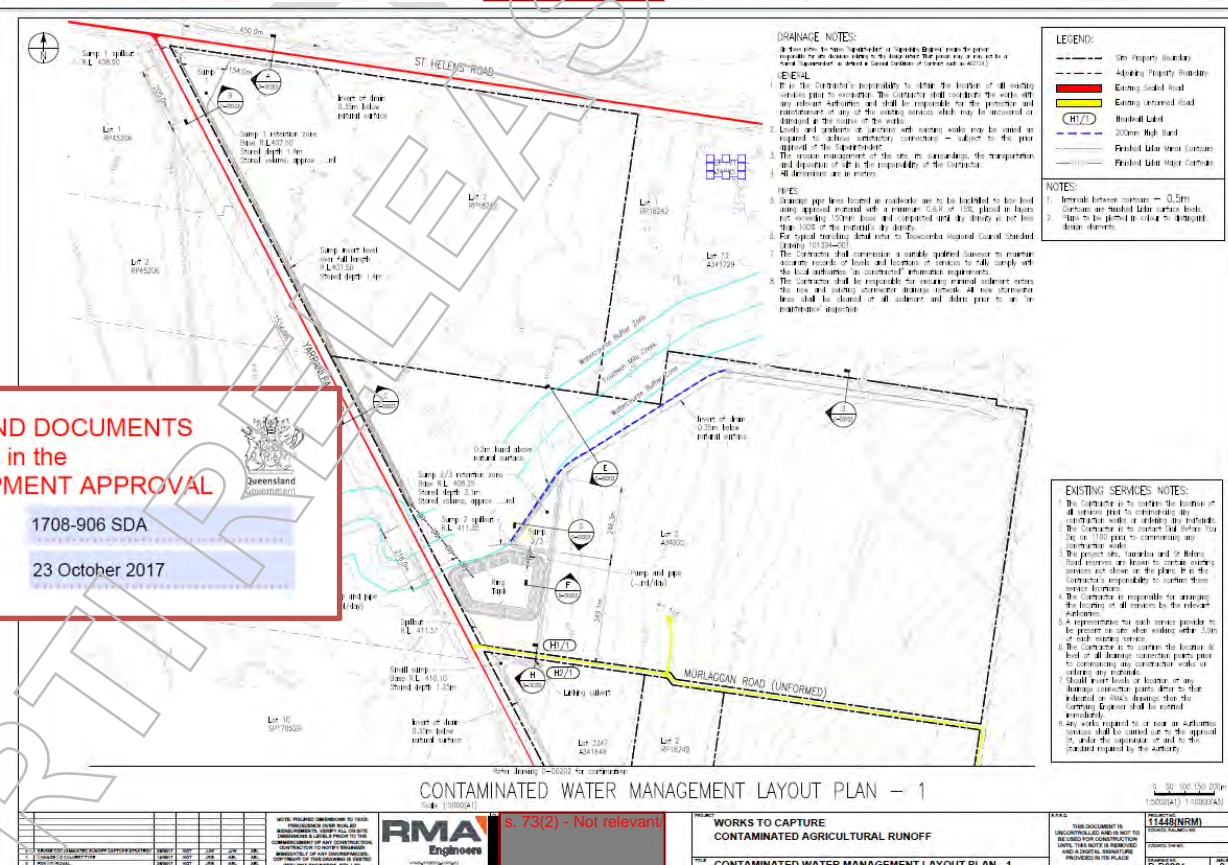


PLANS AND DOCUMENTS referred to in the DEVELOPMENT APPROVAL

SARA ref: 1708-906 SDA

Date: 23 October 2017

s. 73(2) - Not relevant

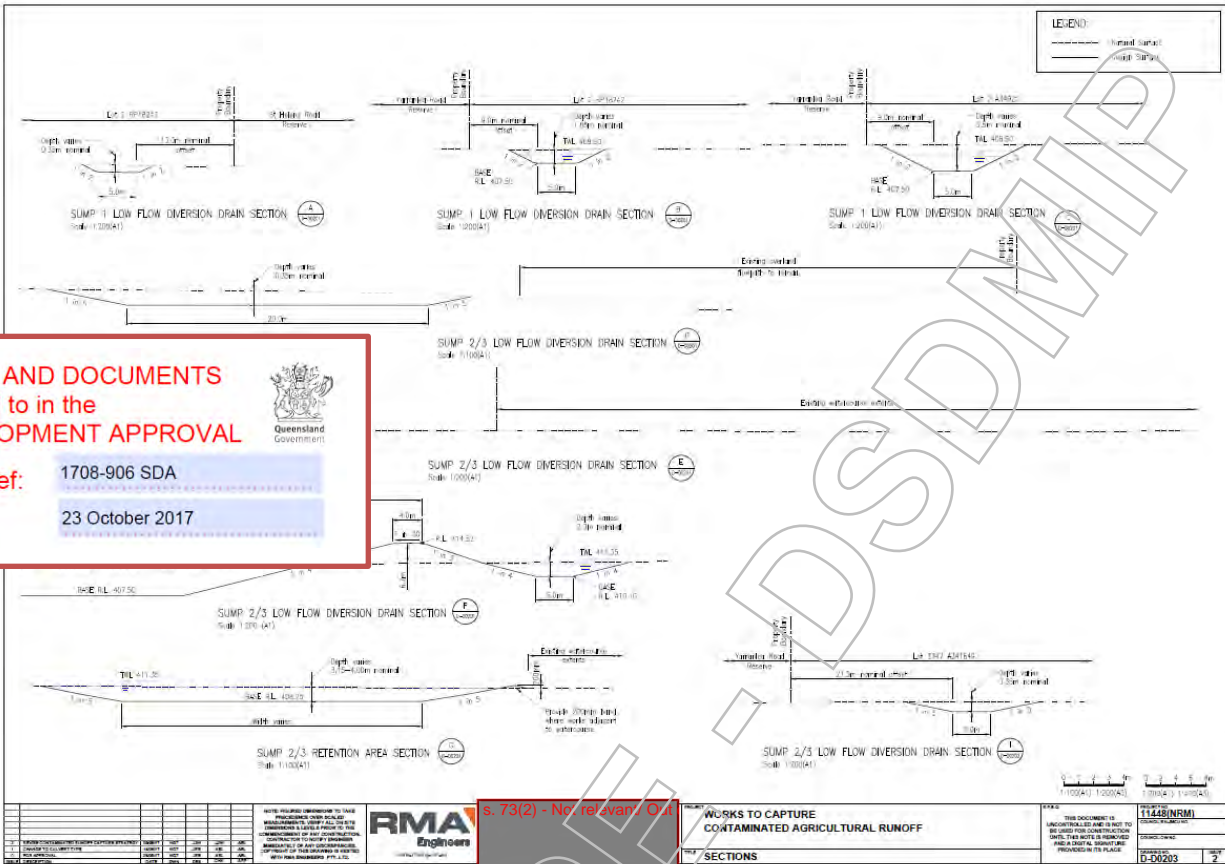


PLANS AND DOCUMENTS referred to in the DEVELOPMENT APPROVAL

SARA ref: 1708-906 SDA

Date: 23 October 2017

s. 73(2) - Not relevant



s. 73(2) - No release of info

RTI RELEASED

From: Andrew Foley
Sent: Friday, 7 September 2018 1:00 PM
To: Tim O'Leary
Cc: Duncan Livingstone; Danielle Harris
Subject:

Thanks Tim.

Cath – ToowoombaSARA can send out what they are asking for,

Cheers Andrew

From: Tim O'Leary
Sent: Friday, 7 September 2018 11:11 AM
To: Andrew Foley <Andrew.Foley@dsmip.qld.gov.au>
Cc: Duncan Livingstone <Duncan.Livingstone@dsmip.qld.gov.au>; Danielle Harris <Danielle.Harris@dsmip.qld.gov.au>
Subject:

Hi Andrew

Happy for you to send the documents as requested, no need for an RTI application.

Cheers



**Queensland
Government**

Tim O'Leary
A/Manager
SARA Appeals and Advice Team
Department of State Development,
Manufacturing, Infrastructure and Planning
P 07 3452 7681
Level 13, 1 William Street, Brisbane QLD 4000
PO Box 15009, City East QLD 4002
www.dsmip.qld.gov.au

From: Andrew Foley
Sent: Friday, 7 September 2018 10:13 AM
To: Duncan Livingstone <Duncan.Livingstone@dsmip.qld.gov.au>
Cc: ToowoombaSARA <ToowoombaSARA@dsmip.qld.gov.au>
Subject: FW:

G'day Duncan

See attached letter.

Pages 125 through 129 redacted for the following reasons:

Annexure 7.1

DILGP native title assessment report—SARA assessment manager

DILGP reference: 1708-906 SDA

Proposed dealing details

Proposed Dealing

A development application has been lodged under the *Planning Act 2016* by Cameron and Belinda Saal for the construction of sumps, drains, storage dam and pumps to collect Contaminated Agricultural Runoff

Proposed Dealing Area

Lot(s)/Plan(s): Lot 2 on A34925, Lot 2 on RP18242, Lot 2 on RP18249, Lot 2 on RP7475 and Lot 3347 on A341649

Current Tenure: Freehold

Locality Description: 752 Murlaggen Road and 538 Yarranlea Road, Yarranlea

Attached Plan/Map: As per submitted application

Decision

A check of the tenure for lot 2 on A34925 revealed that it is freehold and is covered by land purchase 10653227 (issued 07 May 1887) which is a grant of an estate in fee simple i.e. freehold estate.

A check of the tenure for lot 2 on RP18242 revealed that it is freehold and is covered by land purchase 10469049 (issued 26 July 1883) which is a grant of an estate in fee simple i.e. freehold estate.

A check of the tenure for lot 2 on RP18249 revealed that it is freehold and is covered by land purchase 10394187 (issued 25 May 1881) which is a grant of an estate in fee simple i.e. freehold estate.

A check of the tenure for lot 2 on RP7475 revealed that it is freehold, and is covered by deed of grant 10741174 which was issued 22 March 1889.

A check of the tenure for lot 3347 on A341649 revealed that it is freehold and is covered by land purchase 10394131 (issued 18 May 1881) which is a grant of an estate in fee simple i.e. freehold estate.

The proposed dealing can therefore proceed without further reference to Native Title as the whole area is covered by a previous exclusive possession act (PEPA) in accordance with section 23B(2)(c) of the *Native Title Act 1993*.

As there is currently no claim over the area, the proposed dealing it is also considered to satisfy the requirements of Module BB of the Native Title Work Procedures.

Note: see appendix 1 for assessment against the whole of government native title work procedure modules and any additional considerations.

Native Title Parties & Procedural Rights

Type of native title party	Name of native title party	Procedural rights
Native Title Representative Body	Queensland South Native Title Services Ltd	Not required

Endorsement

Name: Sophie Smith

Title: Native Title Officer

Signature:



Date: 22 August 2017

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Appendix 1 – Assessment and considerations

Assessment

(in accordance with the Department of Natural Resources and Mine's whole of government native title work procedures)

Module AB. Is this a dealing that can proceed without further reference to native title?

No

Module AC. Is there a registered ILUA that covers the proposed dealing?

No

Module AD. Is there a determination of native title that covers the proposed dealing area?

No

Module BA. Is there or has there been a valid grant or vesting of exclusive possession over the proposed dealing area?

Yes – Go to Module BB

Part of the proposed dealing area

No – Go to Module CA

Module BB. Can the extinguishing effect of the PEPA / QNTIME Conclusion be relied upon?

Yes – Go to Reason for Decision

No

FOR RELEASE - DSDMIP

CAPTURE OF CONTAMINATED AGRICULTURAL RUNOFF


Lots 2/RP18242, 2/A34925, 3347/A341649, 2/RP18249, 2/RP7475
Yarranlea Rd, Yarranlea

Date 17 August 2017

Project Number 11448

REPORT CONTROL SHEET

RMA ref. no:	11448
Project name:	Lots 2/RP18242, 2/A34925, 3347/A341649, 2/RP18249, 2/RP7475 Yarranlea Rd, Yarranlea
Report title:	Capture of Contaminated Agricultural Runoff
Report author:	<div style="border: 1px solid red; width: 150px; height: 25px;"></div>

Document control						
Revision	Author	Reviewer	Approved for issue			
			Name	RPEQ no.	Signature	Date
0	<div style="border: 1px solid red; width: 300px; height: 100px;"></div>			2210		
1				2210	<div style="border: 1px solid red; padding: 2px;"> RPEQ 2210</div>	17/08/2017

Disclaimer:

This report is a professional opinion based on the information available at the time of writing. It is not intended as a quote, guarantee or warranty and does not cover any latent defects.

This report will comment on the Civil infrastructure to the project and may outline probable costs but the extent of the commission of RMA does not extend to detailed cost feasibility, as such the costs should not be relied on for financing arrangements.

The conclusions in this report should not be read in isolation. We recommend that its contents be reviewed in person with the author so that the assumptions and available information can be discussed in detail to enable the reader to make their own risk assessment in conjunction with information from other sources.

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1. Introduction

1.1 Site Location

The site is located on Yarranlea Rd, Yarranlea, near the intersection with St Helen's Road. The property descriptions are Lots 2/RP18242, 2/A34925, 3347/A341649, 2/RP18249 and 2/RP7475.

SmartMaps of the properties and surrounds are in **Appendix A**. The locality plan is in **Appendix B**.

1.2 Overview

The site is situated on the floodplain of the Upper Condamine River in the Condamine-Balonne catchment on the Pittsworth floodplain.

The property is an existing grain farming property. There is no existing irrigation infrastructure and contaminated runoff currently discharges to downstream properties.

1.3 General topography

The natural fall on the subject property is west and north.

1.4 Proposed Works

The proposed works are to capture the contaminated agricultural runoff from farming operations on the property for re-use. The works include tail drains, sumps and a pumped storage.

All of the works are located clear of the mapped waterway crossing Lot 2/RP18242.

Tail drains and sumps are all cut below natural ground and have no sides raised above existing natural surface. They are sized to intercept only the first 25mm of run-off from the property.

CAR rules require that the proposal traps only runoff from the site itself. Accordingly, a low mound is located between the southern side of the mapped waterway and the tail drain leading to Sump 2/3. This is to keep waterway flows (which largely derive from an external catchment) out of the tail drain.

Drains and sumps are sized to store a volume equivalent to 25mm times the property area. Once that volume has been trapped, all additional surface flow overtops and flows naturally to downstream properties in a similar manner to existing.

Small pumps are installed to transfer captured runoff to the main storage once rain event runoff has ceased.

Sizing of the various components and estimates of annual capture have been determined using a 2D hydraulic model and a daily water balance model.

Details are provided in the following sections.

2. Capture analysis

2.1 Analysis methodology

In order to assess the likely volumes of contaminated runoff generated from the site, and consequential re-use potential, a daily water balance model was set up.

Using historical rainfall records, the water balance model calculates daily run-off from the site, tracks capture, storage and re-use volumes, and assists in determining optimum storage and re-use potential. The model tracks only direct runoff from the site. External runoff is assumed to be passed through.

The model is an Excel spreadsheet and can be supplied for verification on request.

2.2 Catchment

The catchment boundary was adopted as the lot boundaries approximately as indicated in **Figure 1**.

Figure 1: Catchment boundaries



2.3 Rainfall data

Rainfall data adopted in this analysis was obtained from the Bureau of Meteorology for the nearest suitable station (41082 - Pittsworth). The station has data records extending back to 1887, however only records for the last 50 years were used in the analysis.

2.4 Run-off calculations

Rainfall was converted to run-off using the K factor (USDA Model) method outlined in the Water Resources Commission Farm Water Supplies Manual 1992 (Section 1.3).

Catchment parameters adopted in the analyses are detailed in **Table 1** below.

Table 1: Catchment parameters

Catchment area (ha)	Soil group	Hydrologic condition	Fraction impervious	Land use or cover
400	C	Good	0	Crops (Small grain, straight row)

2.5 Losses

The model ignored seepage but included storage evaporation losses using BOM data for the locality and the calculated surface area of the storage each analysis day.

2.6 Capture philosophy

It is understood that the limits for capture of contaminated agricultural runoff relate to individual runoff events and are not annual limits. Capture of 25mm of runoff from a 400ha property equates to a capture volume of 100 ML (per event). Those figures were used in the initial modelling, however the actual property area and capture volume are 418.95ha and 104.7ML respectively.

The water balance model considered alternative definitions of “individual runoff event” by regarding rainfall which occurred on consecutive or nearly consecutive days as a single event.

Initial modelling using the historical rainfall records indicated that annual capture volumes were relatively insensitive over the modelled period when the period of dry days delineating runoff events was set to five days or more. For modelling purposes, five dry days was therefore adopted as the delineator of individual rainfall events.

2.7 Re-use of captured runoff

2.7.1 General philosophy

The model tracks capture, storage and re-use volumes for each day in the modelling period.

Captured runoff is pumped from the sump if there is available water and if the storage is not full. Re-use is removed from the storage if there is water available and if there is irrigation demand in accordance with the adopted annual irrigation pattern.

“Typical” annual desired irrigation patterns were applied for each of two types of crop – cotton and wheat. Irrigation demand used complex decision matrices based on antecedent rainfall, crop type and time of year. Details are provided in **Appendix C**.

2.8 Model analyses

Runoff modelling investigated the relationship between storage volume, re-use irrigated area and irrigation reliability for cotton and wheat crop types and for historical data periods from 10 years to 50 years.

The modelling indicated that a storage size of around 200 ML is about the “sweet spot” with capture limited to 100ML from an individual runoff event.

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3. Surface flow modelling

3.1 General

To assess surface flow patterns across the site for both the existing situation and with tailwater capture infrastructure in place, a 2D (TufLOW) hydraulic model was set up.

3.2 Model structure

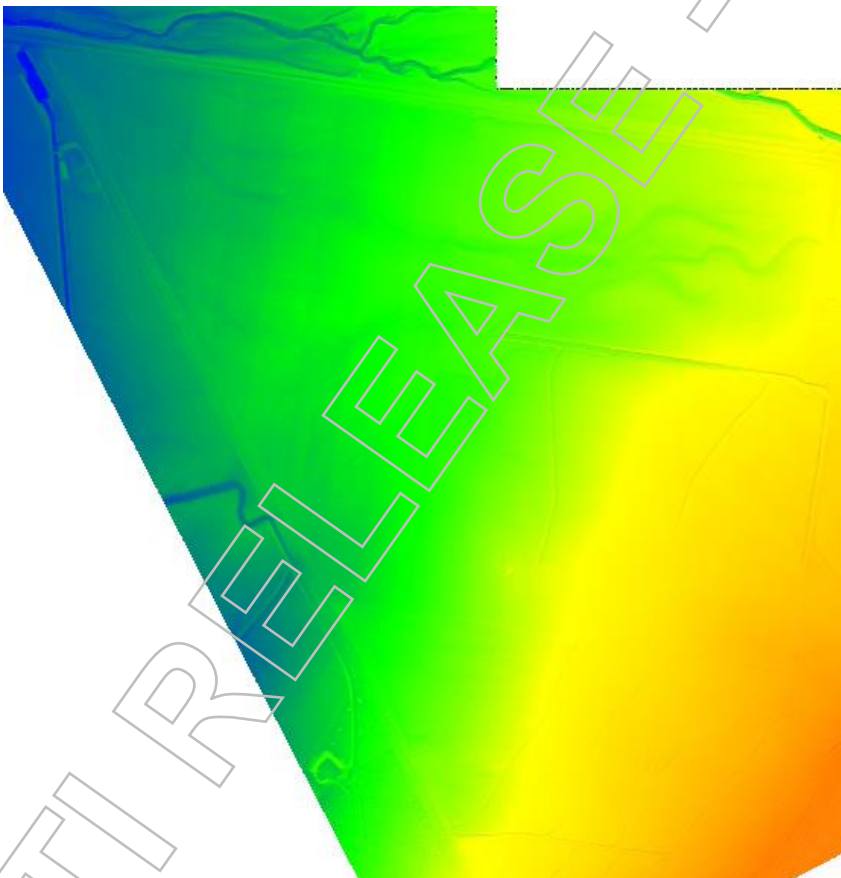
Base topography for the modelling was Lidar survey obtained from the Department of Natural Resources and Mines (2013 survey).

Tailwater capture and storage was modelled in 12D software and added to the base TufLOW model to assess and design those components. The pump link to the storage dam was also included in the model.

A relatively fine 2m grid spacing was adopted and rain was applied as "rain on grid".

Figure 2 below illustrates the base topography.

Figure 2: 2D hydraulic model topography - existing



3.3 Hydrology

The proposal is to capture only the first 25mm of contaminated surface runoff from the site.

The yield modelling demonstrates that events resulting in runoff up to 25mm can occur, on average, several times a year. These events are therefore smaller and more frequent than the standard design events commonly used for road or urban drainage.

For the surface runoff modelling, a “design event” was chosen using the following process:

- Review the daily water balance model and select events which result in a modelled runoff of 25 – 30mm
- With each event, review six minute pluviograph data available from nearby BOM stations for completeness, discounting any event where complete six minute data is not available

A number of events were considered, but six minute pluviograph data for most was either non-existent or incomplete.

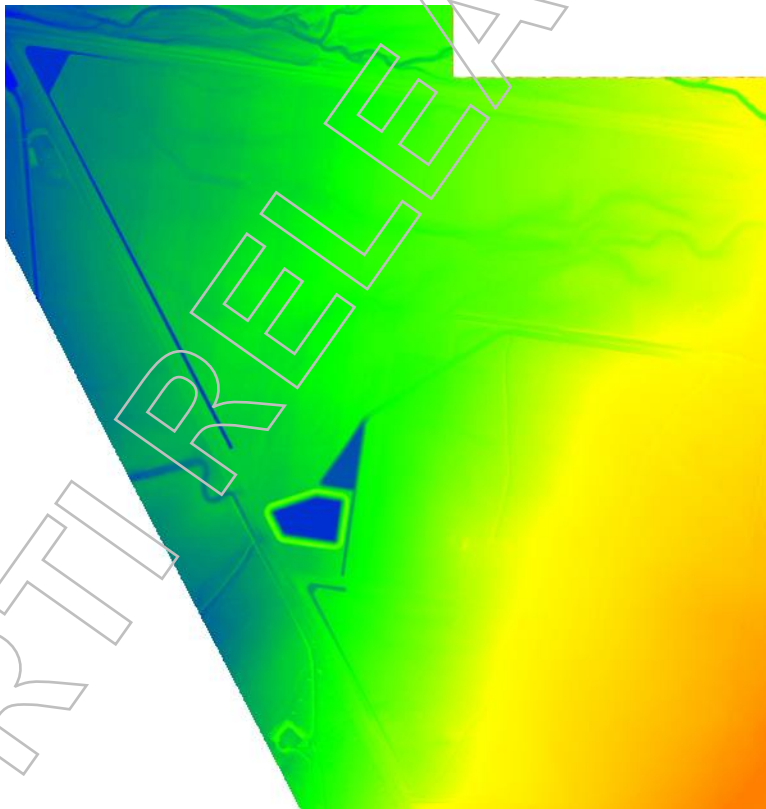
A suitably complete record of rainfall in the period 19 - 20 November 2008 (one of the selected 25mm runoff events) was, however, available from the Clifton recording station. The pattern was adopted as the design pattern.

Initial and continuing losses were applied to the recorded hyetograph such that the net rainfall for the event matched the runoff for the event in the daily balance model.

3.4 Proposed works

Figure 3 below illustrates the model topography with the capture and storage works included.

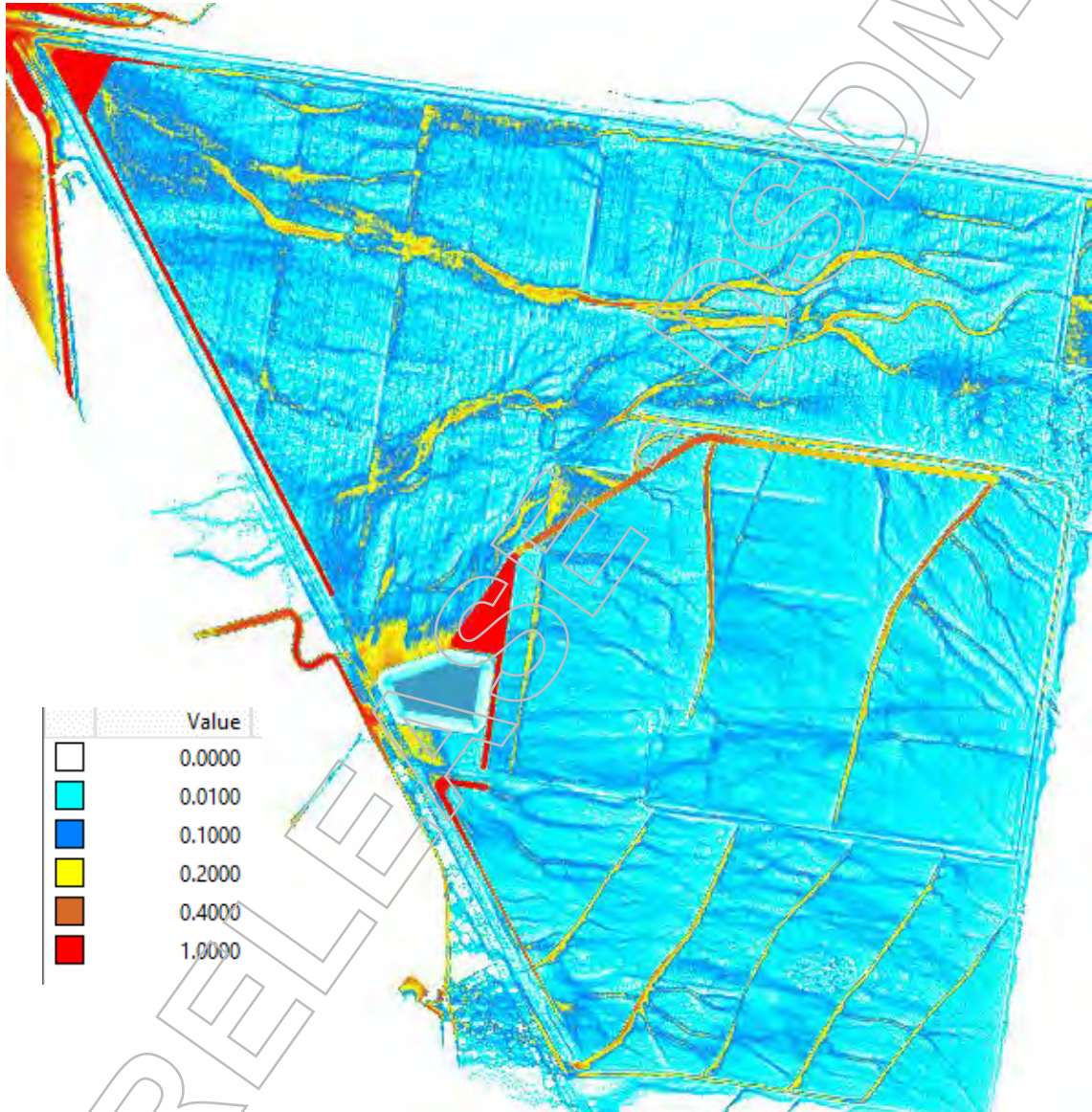
Figure 3: 2D hydraulic model topography – proposed



3.5 Maximum flow depths

Figure 4 below illustrates the modelled maximum flow depths for the design event with the proposed works.

Figure 4: Maximum flow depths – design event



4. Proposed works

4.1 General

The proposed capture works include tailwater drains, sumps, transfer pumps and a storage dam. Irrigation works to distribute captured runoff for re-use will also be required, but designs have not been finalised as yet.

To avoid interfering with surface flows in the mapped waterway, separate components of the works are located either side of the waterway. Stored volumes each side are pro-rated to the respective property areas.

Concept details of the proposed works are provided on the drawings in **Appendix D**.

4.2 South of Murlaggan Road

South of Murlaggan Road, the works consist of taildrains, a small sump at the intersection of Murlaggan and Yarranlea Roads and a culvert under Murlaggan Road which connects the drains to Sump 2/3.

The drain adjacent to the southern edge of the mapped waterway extends about 1480m generally east from Sump 2/3.

The drain along Yarranlea Road extends south about 780m from the Murlaggan Road intersection.

The stored volume in Sump 2/3 and connecting drains is controlled by the lowest edge of Sump 2/3 (RL 411.35m). This is the natural low point in the property adjacent to the mapped waterway at the western corner of Sump 2/3.

The total stored volume in Sump 2/3 and adjoining drains (at the point of spill out) is 62,483m³.

4.3 North of Murlaggan Road

4.3.1 General

The main capture and storage infrastructure is located north of Murlaggan Road.

4.3.2 Tailwater drain and Sump 1

Sump 1 is constructed at the intersection of St Helens and Yarranlea Roads.

A tailwater drain extends south from Sump 1, approximately 1750 m. It terminates at the northern edge of the mapped waterway corridor. The base of the drain is level to minimise its overall depth as the flow direction is against the natural fall of the land.

The drain extends about 450m east from Sump 1, along St Helens Road.

The stored volume in the sump and drains is controlled by the lowest edge of Sump 1 (RL 408.9m) which is the natural low point in the property at the intersection of St Helens and Yarranlea Roads.

The total stored volume in Sump 1 and adjoining drains (at the point of spill out) is 40,781m³.

4.3.3 Dam

The storage dam is located outside the limits of the mapped waterway and does not substantively interfere with existing surface flow patterns. The dam is filled by pumping alone and does not gravity capture any surface runoff.

The neat fill volume of the dam embankment (above natural surface level) is 41,500m³.

4.3.4 Pumps

Whilst design details are yet to be finalised, it is currently anticipated that two 10 inch transfer pumps, each with a daily capacity of approximately 10 ML will be installed, one pumping from the southern end of the Sump 1 drain, and the other pumping from Sump 2/3.

The approximate daily transfer capacity is 20 ML. Transferring the captured runoff to the main storage, after the runoff event ceases, will take about 5 days.

4.3.5 Irrigated area and re-use infrastructure

The anticipated location of the area to be irrigated with captured runoff is indicated in the attached plans. Details of the actual area and distribution infrastructure are yet to be determined.

4.4 Management of capture volumes

The sump and drain arrangements have been located and designed such that the total volume stored (once runoff ceases) is equivalent to the volume allowed under the CAR rules. Storage volumes are limited by natural spillout at the lowest edges of the sumps.

Pumping of trapped water will not commence until flows from the runoff has ceased. Transfer pumps are relatively small.

The arrangement therefore naturally limits the total capture from any runoff event to that allowed by the CAR rules.

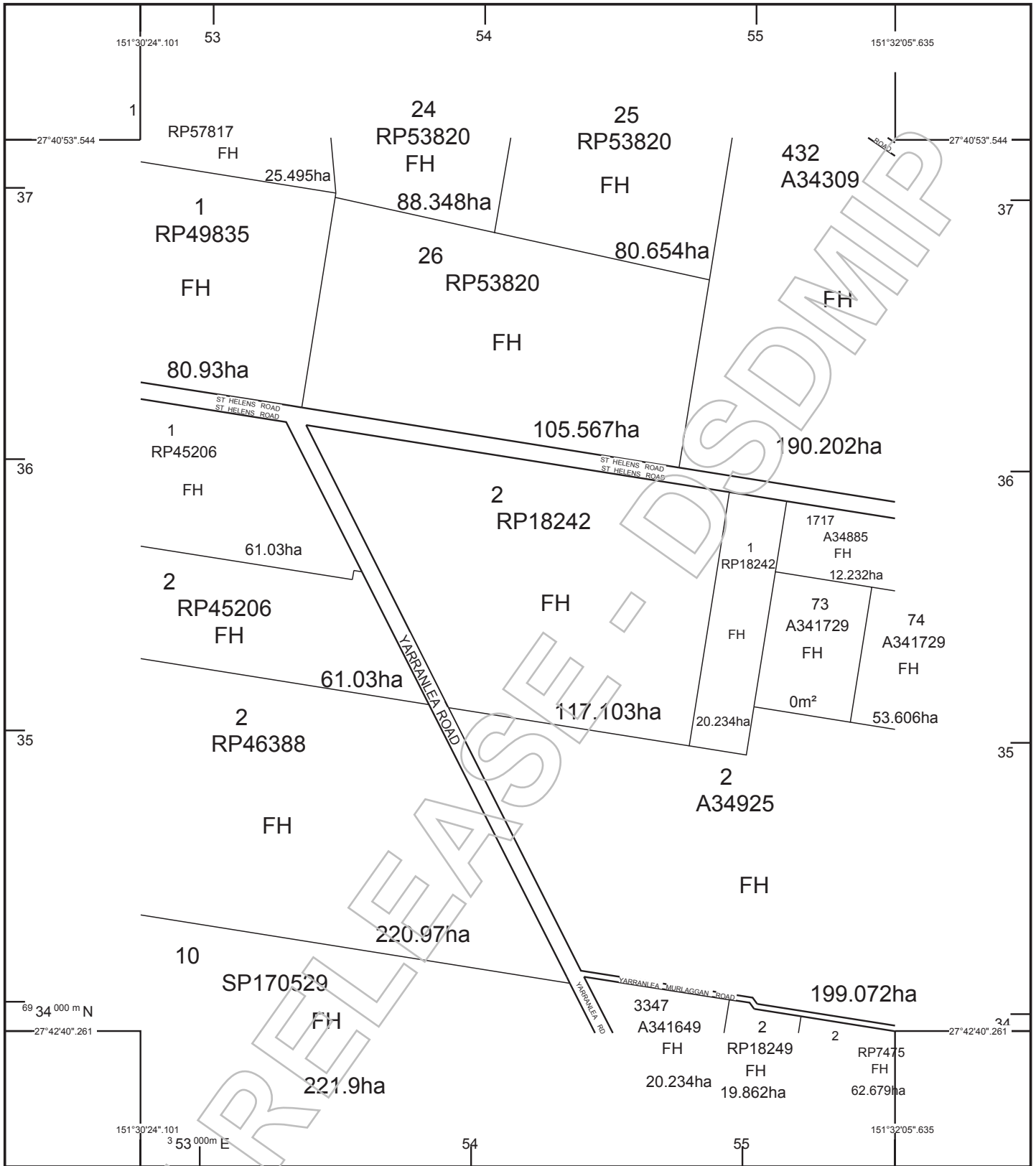
5. Conclusion

The proposed works comply with the Water Resource (Condamine and Balonne) Plan 2004 in that only the first 25mm of contaminated runoff is captured. The works and management arrangements will not interfere with overland flow from external catchments.

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Appendix A SmartMaps

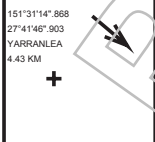
RTI RELEASE - DSDMIP



STANDARD MAP NUMBER
9242-43341



MAP WINDOW POSITION & NEAREST LOCATION



SUBJECT PARCEL DESCRIPTION

DCDB	2/RP18242
Lot/Plan	117.103ha
Area/Volume	FREEHOLD
Tenure	TOOWOOMBA REGIONAL
Local Government	YARRANLEA
Locality	39703/28
Segment/Parcel	

CLIENT SERVICE STANDARDS

PRINTED (dd/mm/yyyy) 15/05/2017

DCDB 13/05/2017 (Lots with an area less than 3000m² are not shown)

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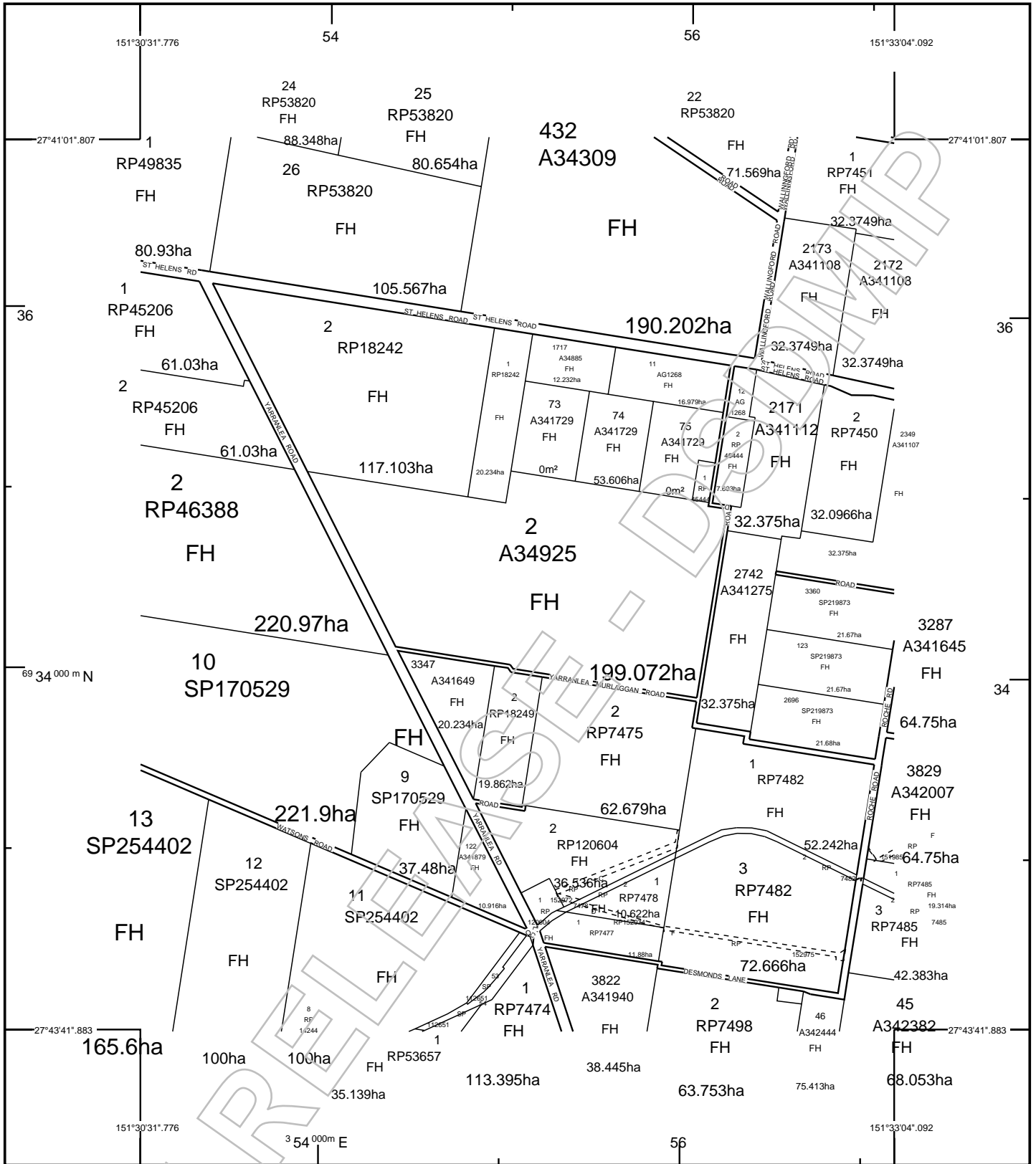
SmartMap

An External Product of
SmartMap Information Services
Based upon an extraction from the
Digital Cadastral Data Base

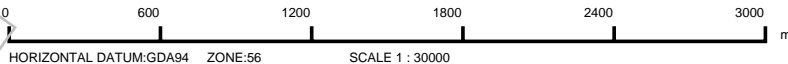


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STANDARD MAP NUMBER
9242-43342



MAP WINDOW POSITION & NEAREST LOCATION



SUBJECT PARCEL DESCRIPTION

DCDB	2/A34925
Lot/Plan	199.072ha
Area/Volume	FREEHOLD
Tenure	TOOWOOMBA REGIONAL
Local Government	YARRANLEA
Locality	39703/27
Segment/Parcel	

CLIENT SERVICE STANDARDS

PRINTED (dd/mm/yyyy) 15/05/2017

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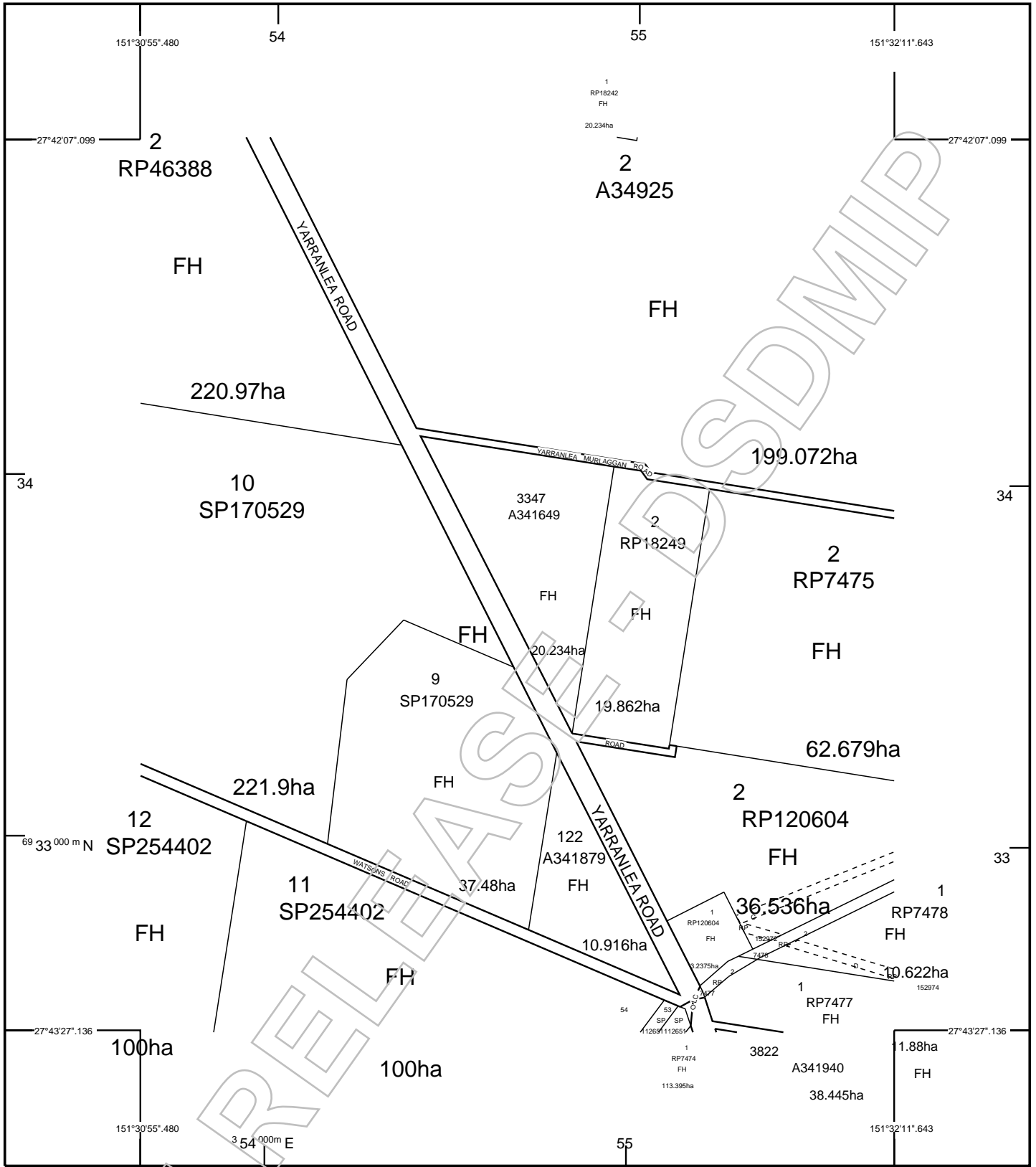
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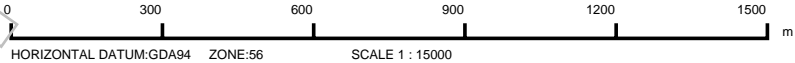


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STANDARD MAP NUMBER
9242-43342



MAP WINDOW POSITION & NEAREST LOCATION



SUBJECT PARCEL DESCRIPTION

DCDB	3347/A341649
Lot/Plan	20.234ha
Area/Volume	20.234ha
Tenure	FREEHOLD
Local Government	TOOWOOMBA REGIONAL
Locality	YARRANLEA
Segment/Parcel	39703/18

CLIENT SERVICE STANDARDS

PRINTED (dd/mm/yyyy) 15/05/2017

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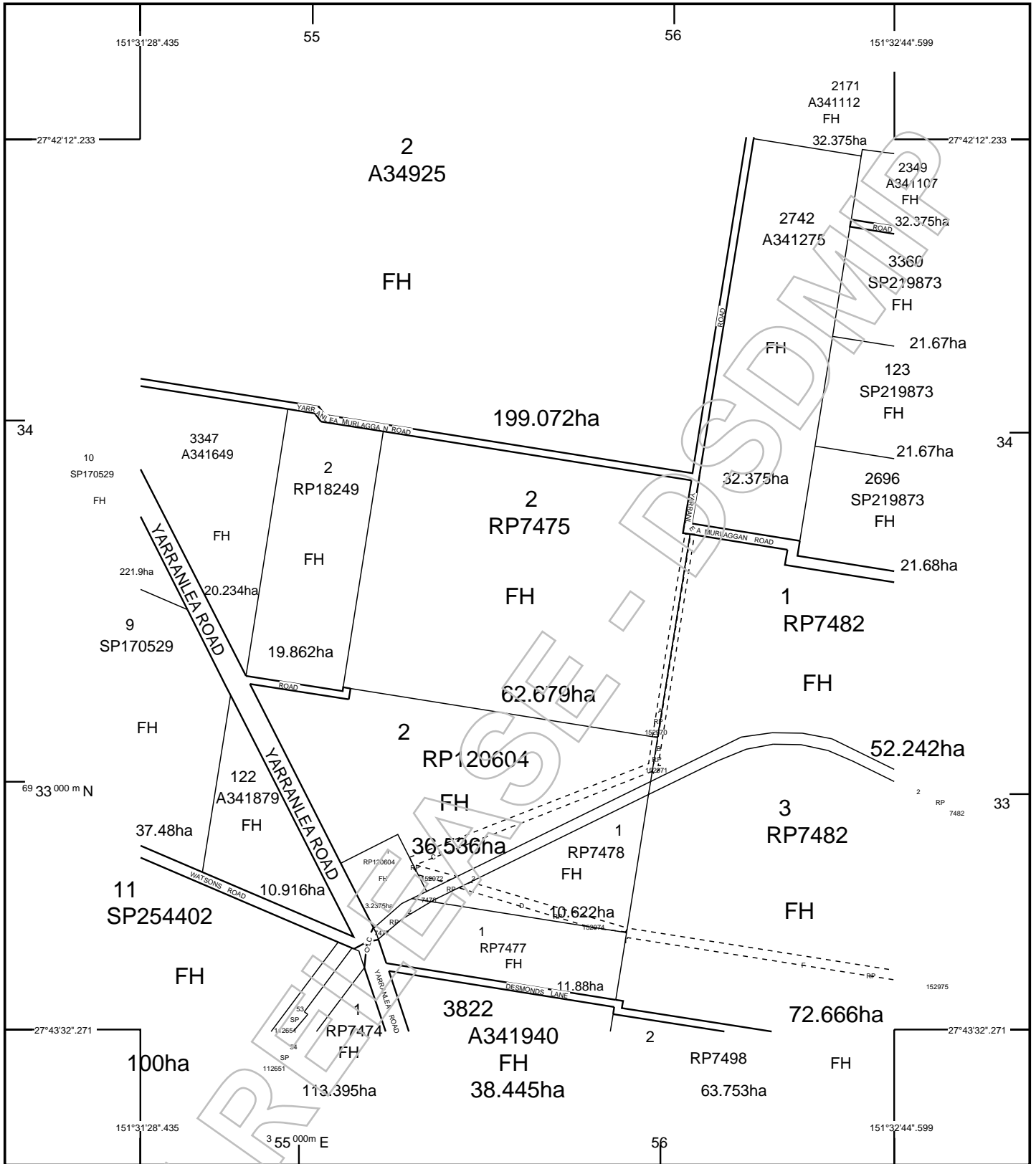
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STANDARD MAP NUMBER
9242-43313



MAP WINDOW POSITION & NEAREST LOCATION



SUBJECT PARCEL DESCRIPTION

DCDB	2/RP7475
Lot/Plan	62.679ha
Area/Volume	FREEHOLD
Tenure	TOOWOOMBA REGIONAL
Local Government	YARRANLEA
Locality	39703/16
Segment/Parcel	

CLIENT SERVICE STANDARDS

PRINTED (dd/mm/yyyy)	15/05/2017
DCDB	13/05/2017 (Lots with an area less than 1500m ² are not shown)
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For further information on SmartMap products visit http://nrw.qld.gov.au/property/mapping/blinmap	

SmartMap

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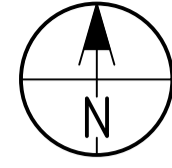


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Appendix B Locality plan

RTI RELEASE - DSDMIP



LEGEND:

- Site Property Boundary
- Adjoining Property Boundary
- Existing Sealed Road
- Existing Unformed Road
- ← Sump 1 Drain and Retention Zone
- ← Sump 2/3 Drain and Retention Zone
- Ring Tank
- (D)--(D)-- Drainage Pipe
- Finished Lidar Minor Contours
- 414.00 Finished Lidar Major Contours

NOTES:

- Intervals between contours – 0.5m
Contours are finished Lidar surface levels.
- Plans to be plotted in colour to distinguish design elements.

EXISTING SERVICES NOTES:

- The Contractor is to confirm the location of all services prior to commencing any construction works or ordering any materials.
- The Contractor is to contact Dial Before You Dig on 1100 prior to commencing any construction works.
- The project site, Yarranlea and St Helens Road reserves are known to contain existing services not shown on the plans. It is the Contractor's responsibility to confirm these service locations.
- The Contractor is responsible for arranging the locating of all services by the relevant Authorities.
- A representative for each service provider to be present on site when working within 3.0m of each existing service.
- The Contractor is to confirm the location & level of all drainage connection points prior to commencing any construction works or ordering any materials.
- Should invert levels or location of any drainage connection points differ to that indicated on RMA's drawings then the Certifying Engineer shall be notified immediately.
- Any works required to or near an Authorities services shall be carried out to the approval of, under the supervision of and to the standard required by the Authority.

SITE LAYOUT PLAN
Scale 1:10000(A1)

0 100 200 300 400m
1:10000(A1) 1:20000(A3)

ISSUE	DESCRIPTION	DATE	DWN	DES	CHK	APP
2	REVISE CONTAMINATED RUNOFF CAPTURE STRATEGY	09/08/17	NGT	JJW	JJW	AEL
1	CHANGE TO CULVERT TYPE	14/06/17	NGT	JRB	AEL	AEL
0	FOR APPROVAL	26/05/17	NGT	JRB	AEL	AEL

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TITLE
SITE LAYOUT PLAN

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PROJECT NO.
11448(NRM)

COUNCIL RAL/MCU NO.

COUNCIL OW NO.

DRAWING NO.
D-D0101

ISSUE
2

Appendix C Irrigation decision matrices

RTI RELEASE - DSDMIP

Irrigation decision matrix - Wheat

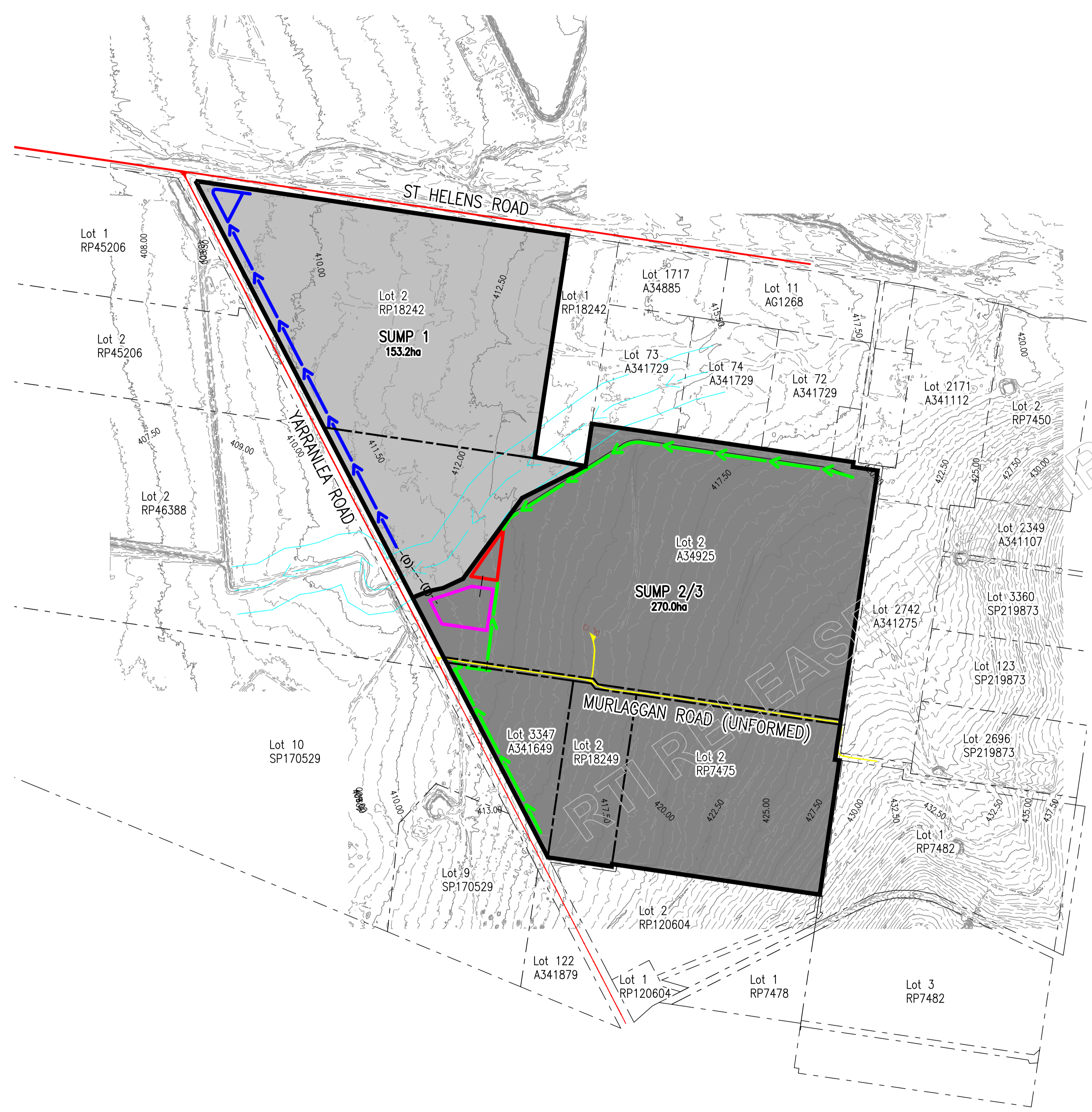
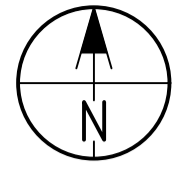
Month	Irrigation and rainfall in previous 30 days (mm)	Daily application rate	Application days
January	>=0	-	-
February	>=0	-	-
March	>=0	-	-
April	>=0	-	-
May	>=0	-	-
June	>=0	-	-
July	<=5	25	2
	>5 <=25	15	2
	>25	-	-
August	<=5	25	2
	>5 <=25	15	2
	>25 <=50	25	1
	>50	-	-
September	<=50	30	3
	>50 <=1000	30	3
	>100	-	-
October	<=50	30	3
	>50 <=1000	30	3
	>100	-	-
November	>=0	-	-
December	>=0	-	-

Irrigation decision matrix - Cotton

Month	Irrigation and rainfall in previous 30 days (mm)	Daily application rate	Application days
January	<=5	50	2
	>5 <=50	50	2
	>50 <=100	25	1
	>100	-	-
February	<=5	50	2
	>5 <=50	50	2
	>50 <=100	25	1
	>100	-	-
March	>=0	-	-
April	>=0	-	-
May	>=0	-	-
June	>=0	-	-
July	<=5	25	2
	>5 <=25	15	2
	>25	-	-
August	<=5	25	2
	>5 <=25	15	2
	>25 <=50	25	1
	>50	-	-
September	<=50	50	3
	>50	-	-
	<=5	50	3
October	>5 <=50	30	2
	>50 <=70	25	1
	>70	-	-
	<=5	50	2
November	>5 <=50	50	2
	>50	-	-
	<=5	50	2
December	>5 <=50	50	2
	>50 <=100	20	1
	>100	-	-
	<=5	50	2

Appendix D Concept plans

RTI RELEASE - DSDMIP



LEGEND:

- Site Property Boundary
- - - - - Adjoining Property Boundary
- █ Existing Sealed Road
- █ Existing Unformed Road
- SUMP 1**
0.0ha Catchment and Area
- █ Catchment Boundary
- ← Sump 1 Drain and Retention Zone
- ← Sump 2/3 Drain and Retention Zone
- █ Ring Tank
- Finished Lidar Minor Contours
- 414.00 — Finished Lidar Major Contours

NOTES:

- Intervals between contours — 1.0m
- Contours are finished Lidar surface levels.
- Plans to be plotted in colour to distinguish design elements.

SITE CATCHMENT PLAN
Scale 1:10000(A1)

- EXISTING SERVICES NOTES:**
- The Contractor is to confirm the location of all services prior to commencing any construction works or ordering any materials.
 - The Contractor is to contact Dial Before You Dig on 1100 prior to commencing any construction works.
 - The project site, Yarranlea and St Helens Road reserves are known to contain existing services not shown on the plans. It is the Contractor's responsibility to confirm these service locations.
 - The Contractor is responsible for arranging the locating of all services by the relevant Authorities.
 - A representative for each service provider to be present on site when working within 3.0m of each existing service.
 - The Contractor is to confirm the location & level of all drainage connection points prior to commencing any construction works or ordering any materials.
 - Should invert levels or location of any drainage connection points differ to that indicated on RMA's drawings then the Certifying Engineer shall be notified immediately.
 - Any works required to or near an Authorities services shall be carried out to the approval of, under the supervision of and to the standard required by the Authority.

0 100 200 300 400m
1:10000(A1) 1:20000(A3)

ISSUE	DESCRIPTION	DATE	DWN	DES	CHK	APP
2	REVISE CONTAMINATED RUNOFF CAPTURE STRATEGY	09/08/17	NGT	JJW	JJW	AEL
1	CHANGE TO CULVERT TYPE	14/06/17	NGT	JRB	AEL	AEL
0	FOR APPROVAL	26/05/17	NGT	JRB	AEL	AEL

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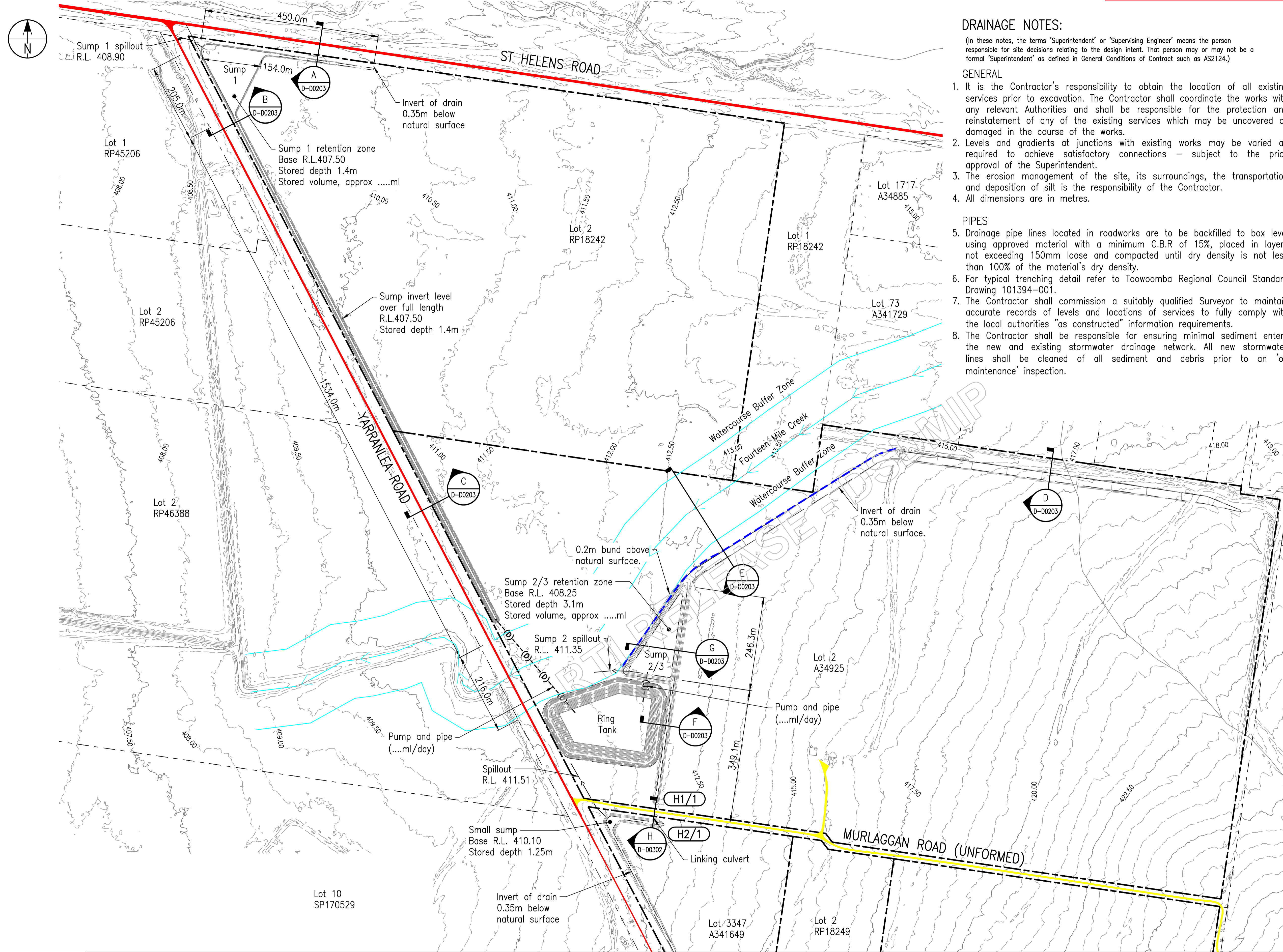
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TITLE
SITE CATCHMENT PLAN

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PROJECT NO. 11448(NRM)	
COUNCIL RAL/MCU NO.	
COUNCIL OW NO.	
DRAWING NO. D-D0102	ISSUE 2



DRAINAGE NOTES:

(In these notes, the terms 'Superintendent' or 'Supervising Engineer' means the person responsible for site decisions relating to the design intent. That person may or may not be a formal 'Superintendent' as defined in General Conditions of Contract such as AS2124.)

GENERAL

- It is the Contractor's responsibility to obtain the location of all existing services prior to excavation. The Contractor shall coordinate the works with any relevant Authorities and shall be responsible for the protection and reinstatement of any of the existing services which may be uncovered or damaged in the course of the works.
- Levels and gradients at junctions with existing works may be varied as required to achieve satisfactory connections - subject to the prior approval of the Superintendent.
- The erosion management of the site, its surroundings, the transportation and deposition of silt is the responsibility of the Contractor.
- All dimensions are in metres.

PIPES

- Drainage pipe lines located in roadworks are to be backfilled to box level using approved material with a minimum C.B.R of 15%, placed in layers not exceeding 150mm loose and compacted until dry density is not less than 100% of the material's dry density.
- For typical trenching detail refer to Toowoomba Regional Council Standard Drawing 101394-001.
- The Contractor shall commission a suitably qualified Surveyor to maintain accurate records of levels and locations of services to fully comply with the local authorities "as constructed" information requirements.
- The Contractor shall be responsible for ensuring minimal sediment enters the new and existing stormwater drainage network. All new stormwater lines shall be cleaned of all sediment and debris prior to an 'on maintenance' inspection.

LEGEND:

- Site Property Boundary
- Adjoining Property Boundary
- Existing Sealed Road
- Existing Unformed Road
- Headwall Label
- 200mm High Bund
- Finished Lidar Minor Contours
- Finished Lidar Major Contours

NOTES:

- Intervals between contours - 0.5m
Contours are finished Lidar surface levels.
- Plans to be plotted in colour to distinguish design elements.

EXISTING SERVICES NOTES:

- The Contractor is to confirm the location of all services prior to commencing any construction works or ordering any materials.
- The Contractor is to contact Dial Before You Dig on 1100 prior to commencing any construction works.
- The project site, Yarranlea and St Helens Road reserves are known to contain existing services not shown on the plans. It is the Contractor's responsibility to confirm these service locations.
- The Contractor is responsible for arranging the locating of all services by the relevant Authorities.
- A representative for each service provider to be present on site when working within 3.0m of each existing service.
- The Contractor is to confirm the location & level of all drainage connection points prior to commencing any construction works or ordering any materials.
- Should invert levels or location of any drainage connection points differ to that indicated on RMA's drawings then the Certifying Engineer shall be notified immediately.
- Any works required to or near an Authorities services shall be carried out to the approval of, under the supervision of and to the standard required by the Authority.

Refer drawing D-D0202 for continuation

CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1

Scale 1:5000(A1)

0 50 100 150 200m
1:5000(A1) 1:10000(A3)

ISSUE	DESCRIPTION	DATE	DWN	DES	CHK	APP
2	REVISE CONTAMINATED RUNOFF CAPTURE STRATEGY	09/08/17	NGT	JJW	JJW	AEL
1	CHANGE TO CULVERT TYPE	14/06/17	NGT	JRB	AEL	AEL
0	FOR APPROVAL	26/05/17	NGT	JRB	AEL	AEL

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CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1

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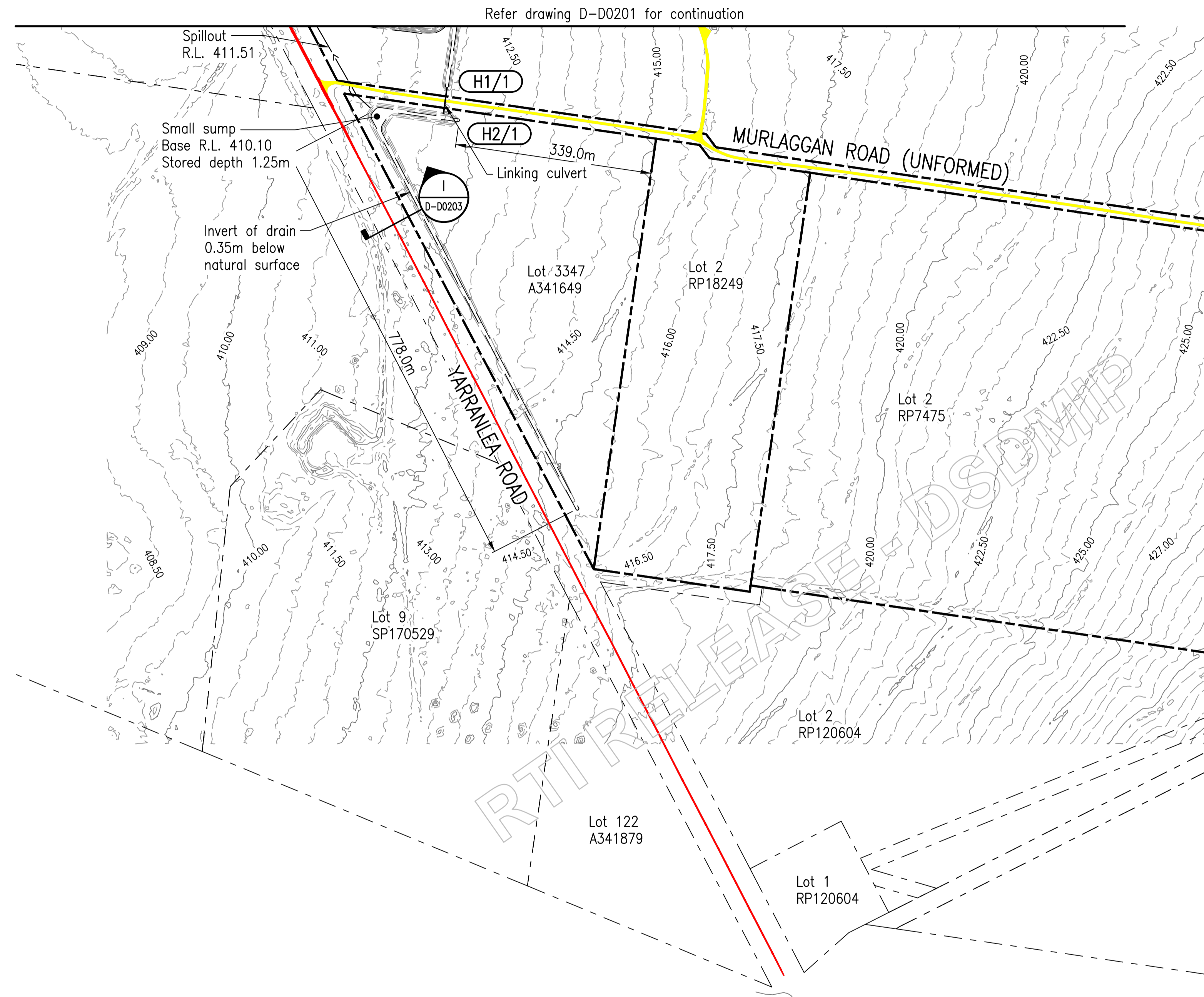
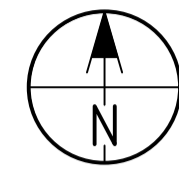
COUNCIL OW NO.

DRAWING NO.

D-D0201

ISSUE

2



CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 2

Scale 1:5000(A1)

LEGEND:

- Site Property Boundary
- Adjoining Property Boundary
- Existing Sealed Road
- Existing Unformed Road
- H1/1 Headwall Label
- Finished Lidar Minor Contours
- 414.00 Finished Lidar Major Contours

NOTES:

1. Intervals between contours - 0.5m
2. Contours are finished Lidar surface levels.
3. Plans to be plotted in colour to distinguish design elements.
4. Refer drawing D-D0201 for drainage notes.

NOTE:

Scour protection to be provided at spill out points, where drains drop into sumps and elsewhere if scour zones develop.

EXISTING SERVICES NOTES:

1. The Contractor is to confirm the location of all services prior to commencing any construction works or ordering any materials.
2. The Contractor is to contact Dial Before You Dig on 1100 prior to commencing any construction works.
3. The project site, Yarranlea and St Helens Road reserves are known to contain existing services not shown on the plans. It is the Contractor's responsibility to confirm these service locations.
4. The Contractor is responsible for arranging the locating of all services by the relevant Authorities.
5. A representative for each service provider to be present on site when working within 3.0m of each existing service.
6. The Contractor is to confirm the location & level of all drainage connection points prior to commencing any construction works or ordering any materials.
7. Should invert levels or location of any drainage connection points differ to that indicated on RMA's drawings then the Certifying Engineer shall be notified immediately.
8. Any works required to or near an Authorities services shall be carried out to the approval of, under the supervision of and to the standard required by the Authority.

0 50 100 150 200m
1:5000(A1) 1:10000(A3)

ISSUE	DESCRIPTION	DATE	DWN	DES	CHK	APP
2	REVISE CONTAMINATED RUNOFF CAPTURE STRATEGY	09/08/17	NGT	JJW	JJW	AEL
1	CHANGE TO CULVERT TYPE	14/06/17	NGT	JRB	AEL	AEL
0	FOR APPROVAL	26/05/17	NGT	JRB	AEL	AEL

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WORKS TO CAPTURE CONTAMINATED AGRICULTURAL RUNOFF

TITLE

CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 2

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COUNCIL OW NO.

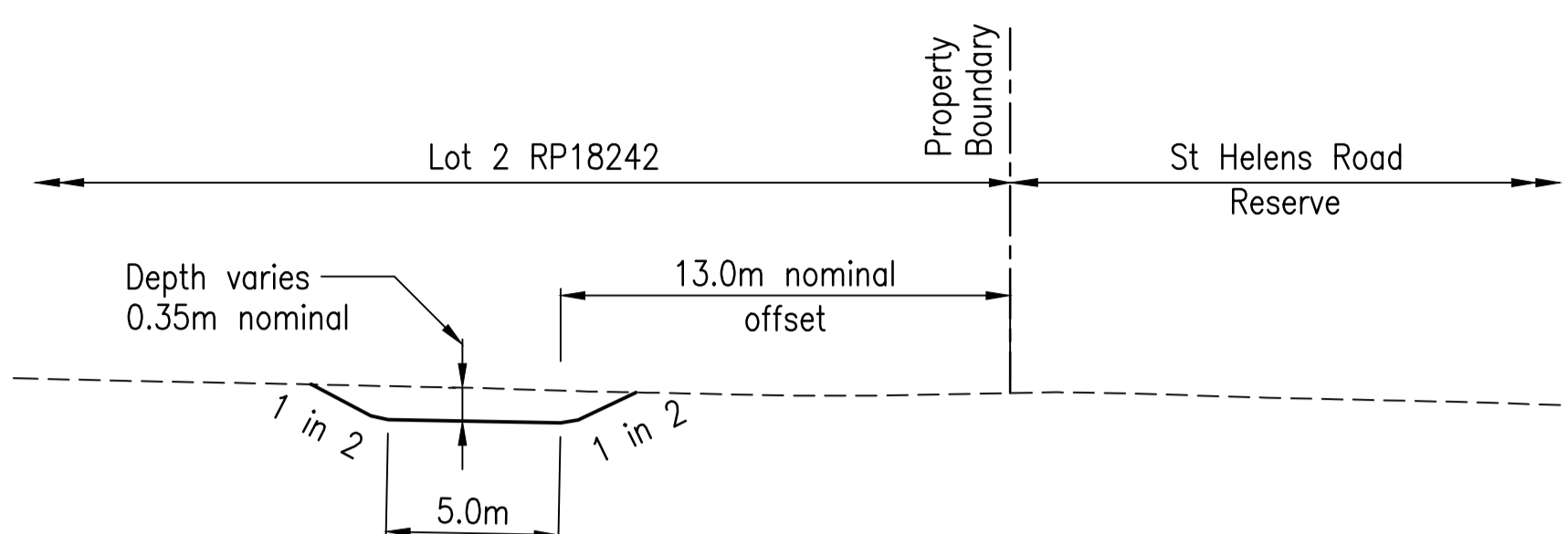
DRAWING NO.
D-D0202

ISSUE
2

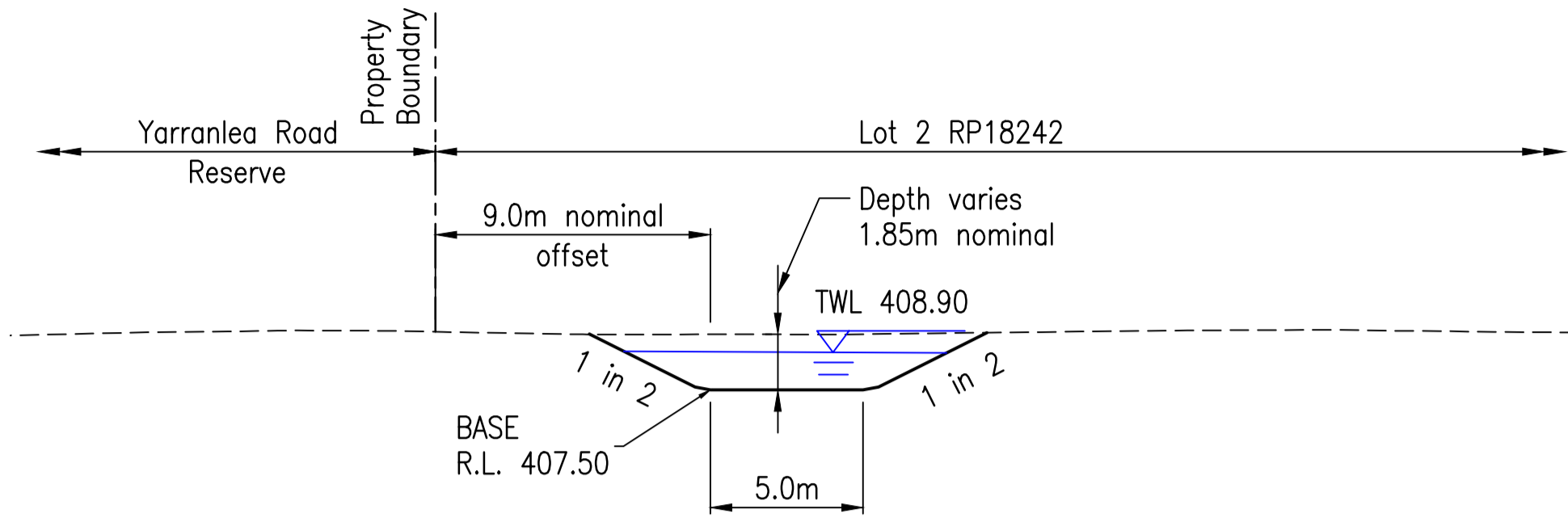
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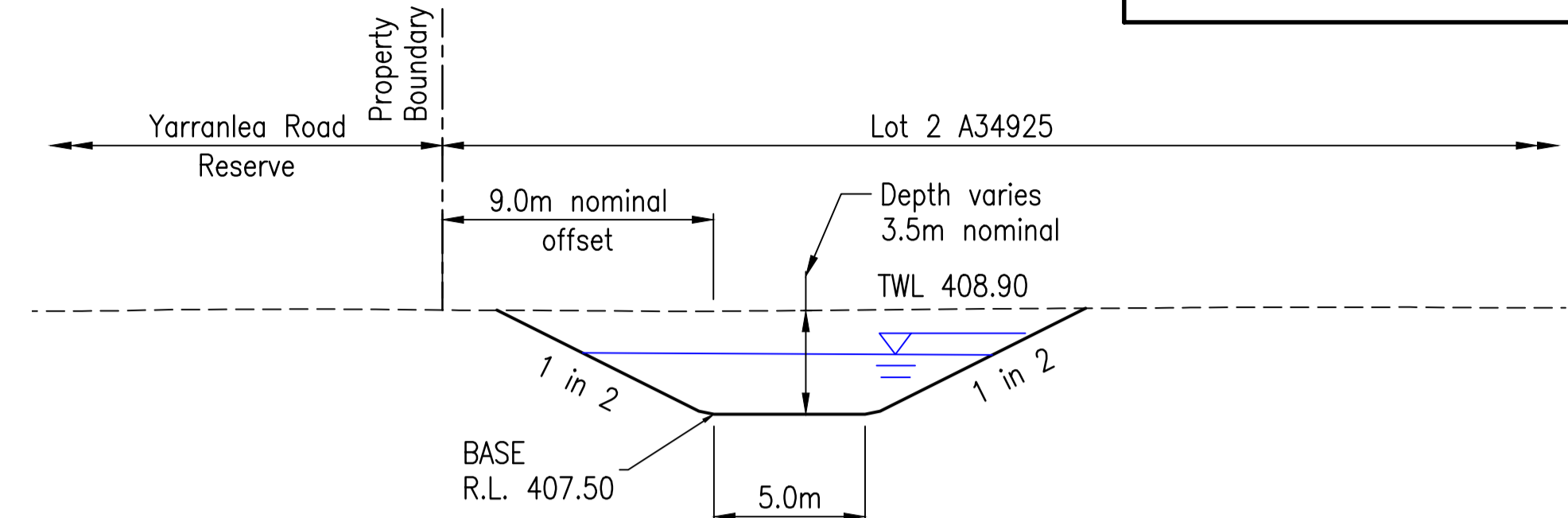
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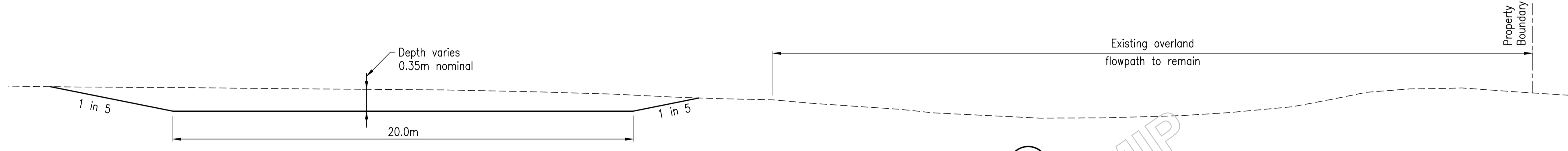
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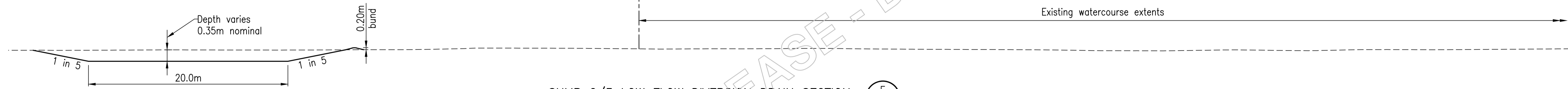
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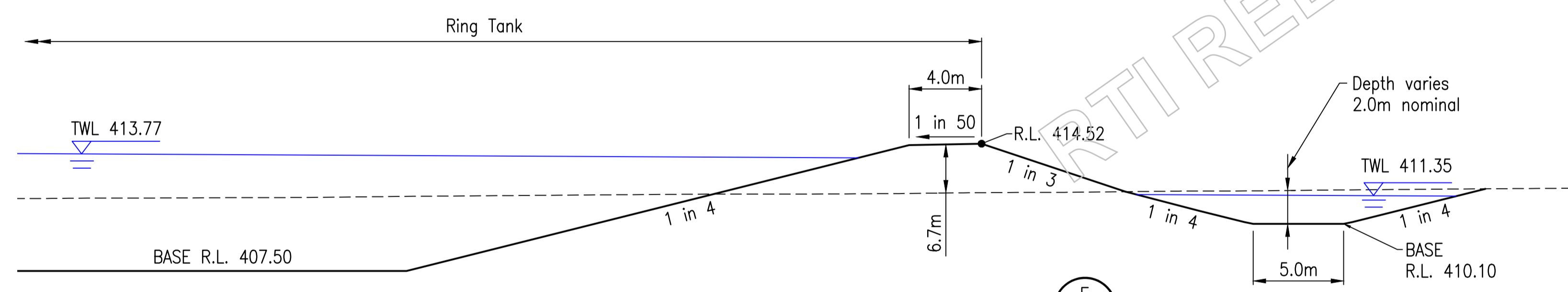
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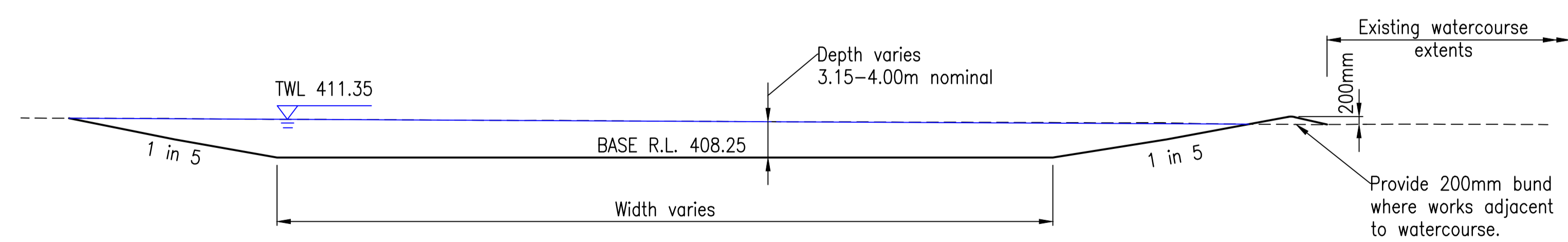
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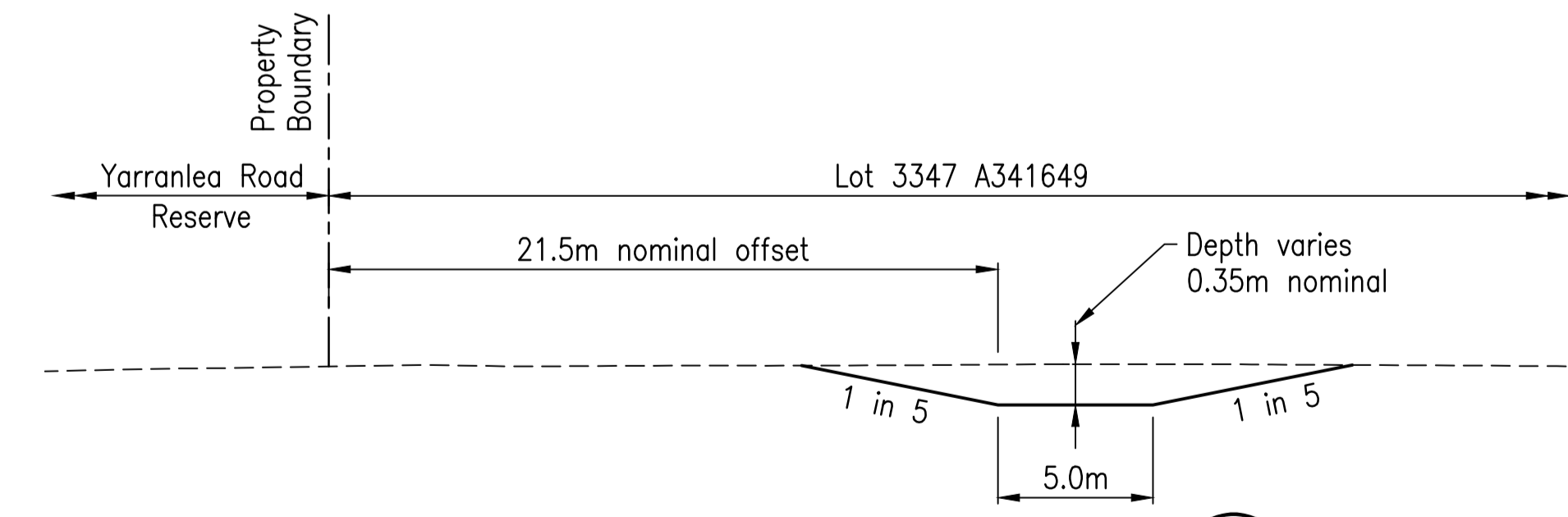
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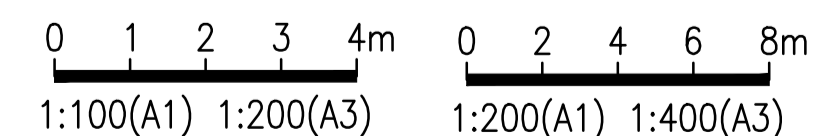
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Scale 1:100(A1)



SUMP 2/3 LOW FLOW DIVERSION DRAIN SECTION
Scale 1:200(A1)



ISSUE	DESCRIPTION	DATE	DWN	DES	CHK	APP
2	REVISE CONTAMINATED RUNOFF CAPTURE STRATEGY	09/08/17	NGT	JJW	JJW	AEL
1	CHANGE TO CULVERT TYPE	14/06/17	NGT	JRB	AEL	AEL
0	FOR APPROVAL	26/05/17	NGT	JRB	AEL	AEL

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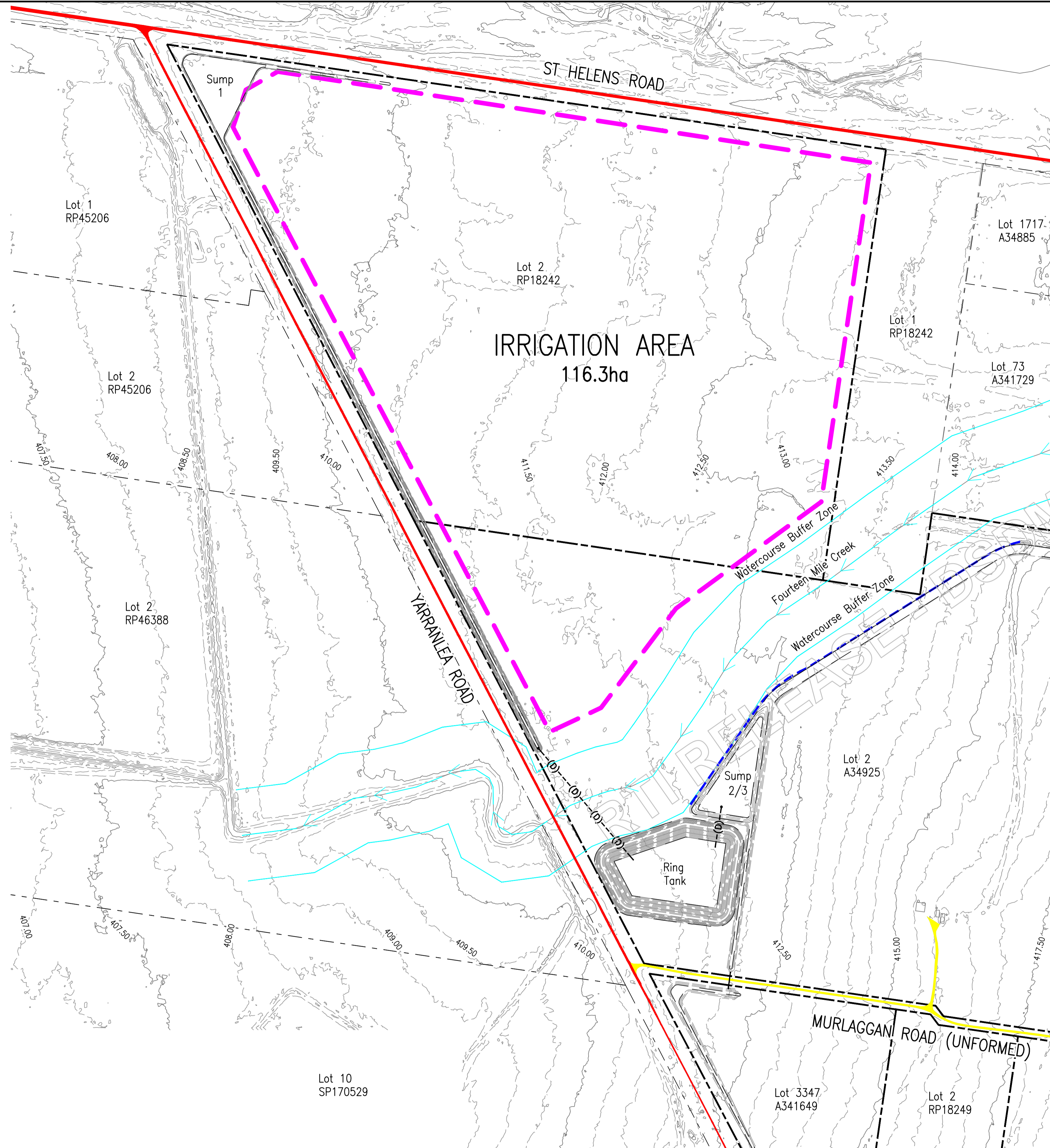
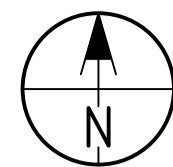
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PROJECT
WORKS TO CAPTURE CONTAMINATED AGRICULTURAL RUNOFF

TITLE
SECTIONS

R.P.E.Q.
THIS DOCUMENT IS UNCONTROLLED AND IS NOT TO BE USED FOR CONSTRUCTION UNTIL THIS NOTE IS REMOVED AND A DIGITAL SIGNATURE PROVIDED IN ITS PLACE

PROJECT NO. 11448(NRM)	COUNCIL RAL/MCU NO.
COUNCIL OW NO.	
DRAWING NO. D-D0203	ISSUE 2



LEGEND:

- Site Property Boundary
- - - - - Adjoining Property Boundary
- Existing Sealed Road
- Existing Unformed Road
- Approximate Irrigation Area
- 200mm High Bund

IRRIGATION AREA
0.0ha Irrigation Catchment Area

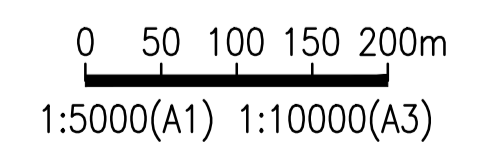
- (D)--(D)-- Drainage Pipe
- Finished Lidar Minor Contours
- 414.00 Finished Lidar Major Contours

- NOTES:**
- Intervals between contours – 0.5m
Contours are finished Lidar surface levels.
 - Plans to be plotted in colour to distinguish design elements.
 - Refer drawing D-D0201 for drainage notes.
 - Refer drawing D-D0201-0202 for contaminated water management details.

NOTE:
Approximate area to be irrigated. Details to be confirmed.

- EXISTING SERVICES NOTES:**
- The Contractor is to confirm the location of all services prior to commencing any construction works or ordering any materials.
 - The Contractor is to contact Dial Before You Dig on 1100 prior to commencing any construction works.
 - The project site, Yarranlea and St Helens Road reserves are known to contain existing services not shown on the plans. It is the Contractor's responsibility to confirm these service locations.
 - The Contractor is responsible for arranging the locating of all services by the relevant Authorities.
 - A representative for each service provider to be present on site when working within 3.0m of each existing service.
 - The Contractor is to confirm the location & level of all drainage connection points prior to commencing any construction works or ordering any materials.
 - Should invert levels or location of any drainage connection points differ to that indicated on RMA's drawings then the Certifying Engineer shall be notified immediately.
 - Any works required to or near an Authorities services shall be carried out to the approval of, under the supervision of and to the standard required by the Authority.

POSSIBLE IRRIGATED AREA LAYOUT
Scale 1:5000(A1)



ISSUE	DESCRIPTION	DATE	DWN	DES	CHK	APP
2	REVISE CONTAMINATED RUNOFF CAPTURE STRATEGY	09/08/17	NGT	JJB	JJB	AEL
1	CHANGE TO CULVERT TYPE	14/06/17	NGT	JRB	AEL	AEL
0	FOR APPROVAL	01/06/17	NGT	JRB	AEL	AEL

NOTE: FIGURED DIMENSIONS TO TAKE PRECEDENCE OVER SCALED MEASUREMENTS. VERIFY ALL ON SITE DIMENSIONS & LEVELS PRIOR TO THE COMMENCEMENT OF ANY CONSTRUCTION. CONTRACTOR TO NOTIFY ENGINEER IMMEDIATELY OF ANY DISCREPANCIES. COPYRIGHT OF THIS DRAWING IS VESTED WITH RMA ENGINEERS PTY. LTD.

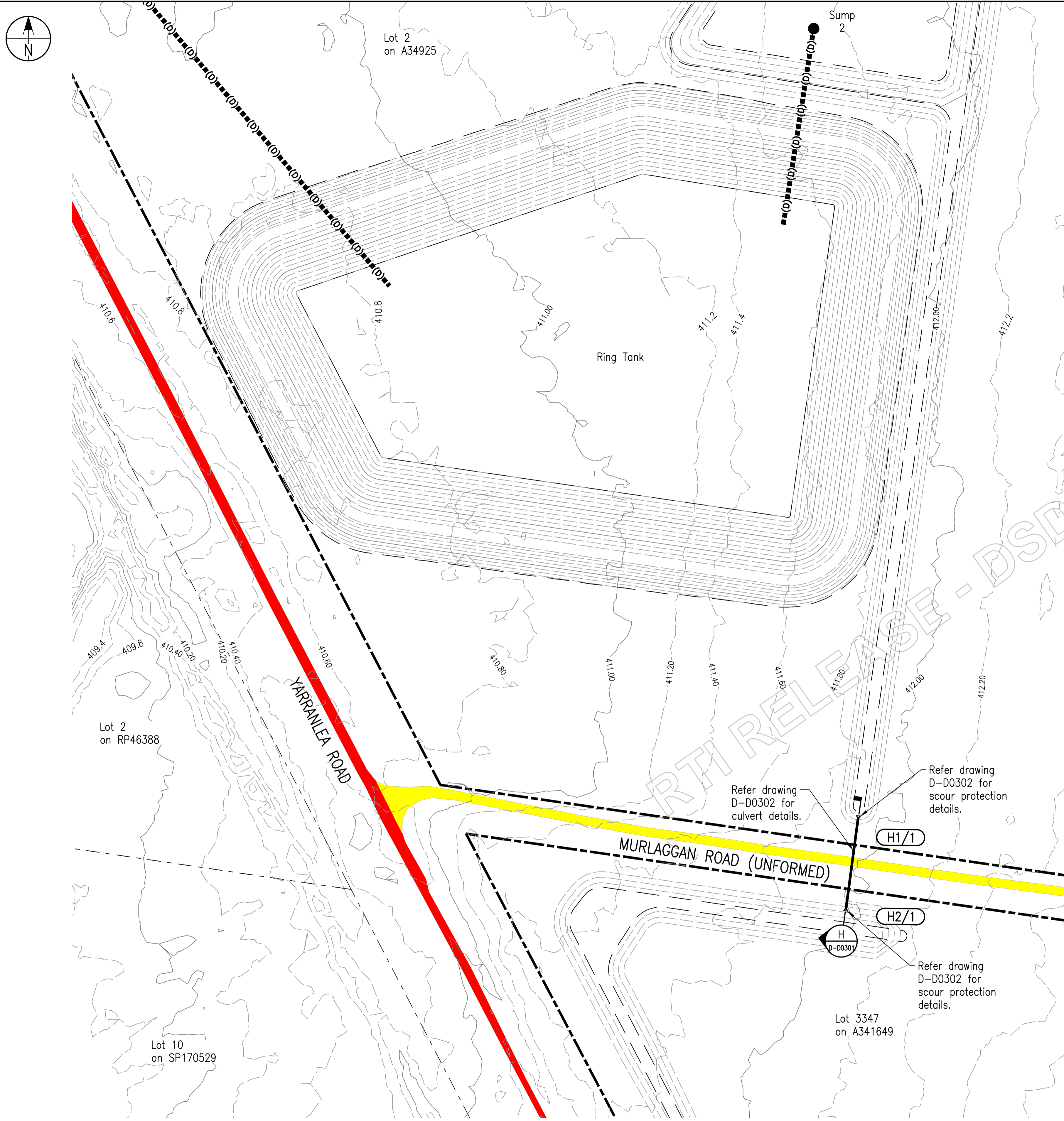


CLIENT

PROJECT
WORKS TO CAPTURE CONTAMINATED AGRICULTURAL RUNOFF

TITLE
POSSIBLE IRRIGATED AREA LAYOUT

R.P.E.Q.	THIS DOCUMENT IS UNCONTROLLED AND IS NOT TO BE USED FOR CONSTRUCTION UNTIL THIS NOTE IS REMOVED AND A DIGITAL SIGNATURE PROVIDED IN ITS PLACE	
PROJECT NO.	11448(NRM)	
COUNCIL RAL/MCU NO.		
COUNCIL OW NO.		
DRAWING NO.	D-D0204	
ISSUE	2	



DRAINAGE NOTES:

(In these notes, the terms 'Superintendent' or 'Supervising Engineer' means the person responsible for site decisions relating to the design intent. That person may or may not be a formal 'Superintendent' as defined in General Conditions of Contract such as AS2124.)

GENERAL

1. It is the Contractor's responsibility to obtain the location of all existing services prior to excavation. The Contractor shall coordinate the works with any relevant Authorities and shall be responsible for the protection and reinstatement of any of the existing services which may be uncovered or damaged in the course of the works.
2. Levels and gradients at junctions with existing works may be varied as required to achieve satisfactory connections – subject to the prior approval of the Superintendent.
3. The erosion management of the site, its surroundings, the transportation and deposition of silt is the responsibility of the Contractor.
4. All dimensions are in metres.

PIPES

5. This drawing is to be read in conjunction with the stormwater drainage longitudinal sections. Pipe sizes are listed on the longitudinal sections.
6. All stormwater drainage pipes to be class 2 spigot and socket R.R.J R.C.P unless noted otherwise. Alternative products can be used subject to the prior approval of the Superintendent and Council.
7. Stormwater drainage pipe lines located in roadworks are to be backfilled to box level using approved material with a minimum C.B.R of 15%, placed in layers not exceeding 150mm loose and compacted until dry density is not less than 100% of the material's dry density.
8. For typical trenching detail refer to Toowoomba Regional Council Standard Drawing 101394-001.
9. The Contractor shall commission a suitably qualified Surveyor to maintain accurate records of levels and locations of services to fully comply with the local authorities "as constructed" information requirements.
10. The Contractor shall be responsible for ensuring minimal sediment enters the new and existing stormwater drainage network. All new stormwater lines shall be cleaned of all sediment and debris prior to an 'on maintenance' inspection.

LEGEND:

- Site Boundary
- - - - - Adjoining Property Boundary
- █ Existing Sealed Road
- █ Existing Unformed Road
- (H1/1) Headwall Label
- Drainage Pipe
- (D)---(D)--- Drainage Pipe and Pump
- - - - - Finished Lidar Minor Contours
- 414.00— Finished Lidar Major Contours

NOTES:

1. Intervals between contours – 0.2m
2. Contours are finished Lidar surface levels.
3. Plan to be plotted in colour to distinguish design elements.

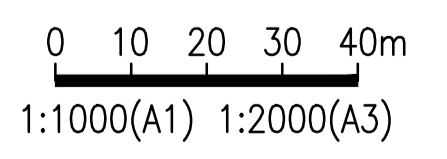
NOTE:

Scour protection to be provided at spill out points, where drains drop into sumps and elsewhere if scour zones develop.

EXISTING SERVICES NOTES:

1. The Contractor is to confirm the location of all services prior to commencing any construction works or ordering any materials.
2. The Contractor is to contact Dial Before You Dig on 1100 prior to commencing any construction works.
3. The project site, Yarranlea and St Helens Road reserves are known to contain existing services not shown on the plans. It is the Contractor's responsibility to confirm these service locations.
4. The Contractor is responsible for arranging the locating of all services by the relevant Authorities.
5. A representative for each service provider to be present on site when working within 3.0m of each existing service.
6. The Contractor is to confirm the location & level of all drainage connection points prior to commencing any construction works or ordering any materials.
7. Should invert levels or location of any drainage connection points differ to that indicated on RMA's drawings then the Certifying Engineer shall be notified immediately.
8. Any works required to or near an Authorities services shall be carried out to the approval of, under the supervision of and to the standard required by the Authority.

DETAIL AT MURLAGGAN ROAD
Scale 1:1000(A1)



ISSUE	DESCRIPTION	DATE	DWN	DES	CHK	APP
2	REVISE CONTAMINATED RUNOFF CAPTURE STRATEGY	09/08/17	NGT	JJB	JJB	AEL
1	CHANGE TO CULVERT TYPE	14/06/17	NGT	JRB	AEL	AEL
0	FOR APPROVAL	26/05/17	NGT	JRB	AEL	AEL

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CLIENT	
PROJECT	WORKS TO CAPTURE CONTAMINATED AGRICULTURAL RUNOFF
TITLE	DETAIL AT MURLAGGAN ROAD

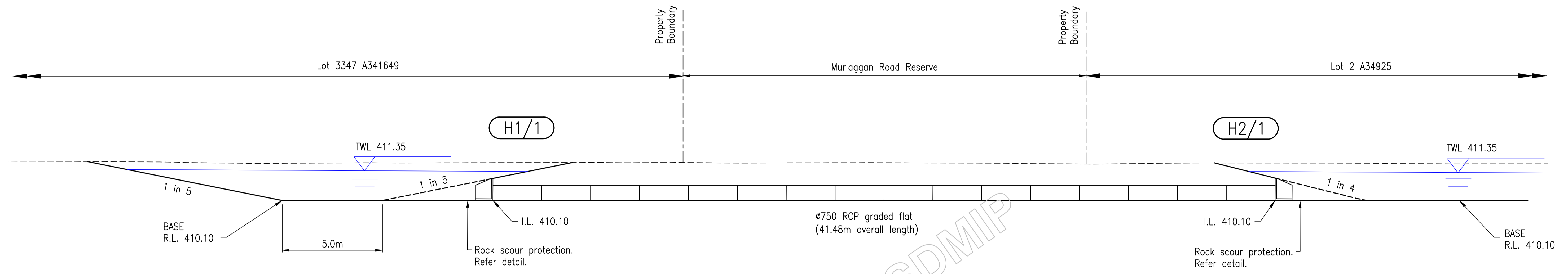
R.P.E.Q.	THIS DOCUMENT IS UNCONTROLLED AND IS NOT TO BE USED FOR CONSTRUCTION UNTIL THIS NOTE IS REMOVED AND A DIGITAL SIGNATURE PROVIDED IN ITS PLACE
PROJECT NO.	11448(NRM)
COUNCIL RAL/MCU NO.	
COUNCIL OW NO.	
DRAWING NO.	D-D0301
ISSUE	2

LEGEND:

H1/1 Headwall Label

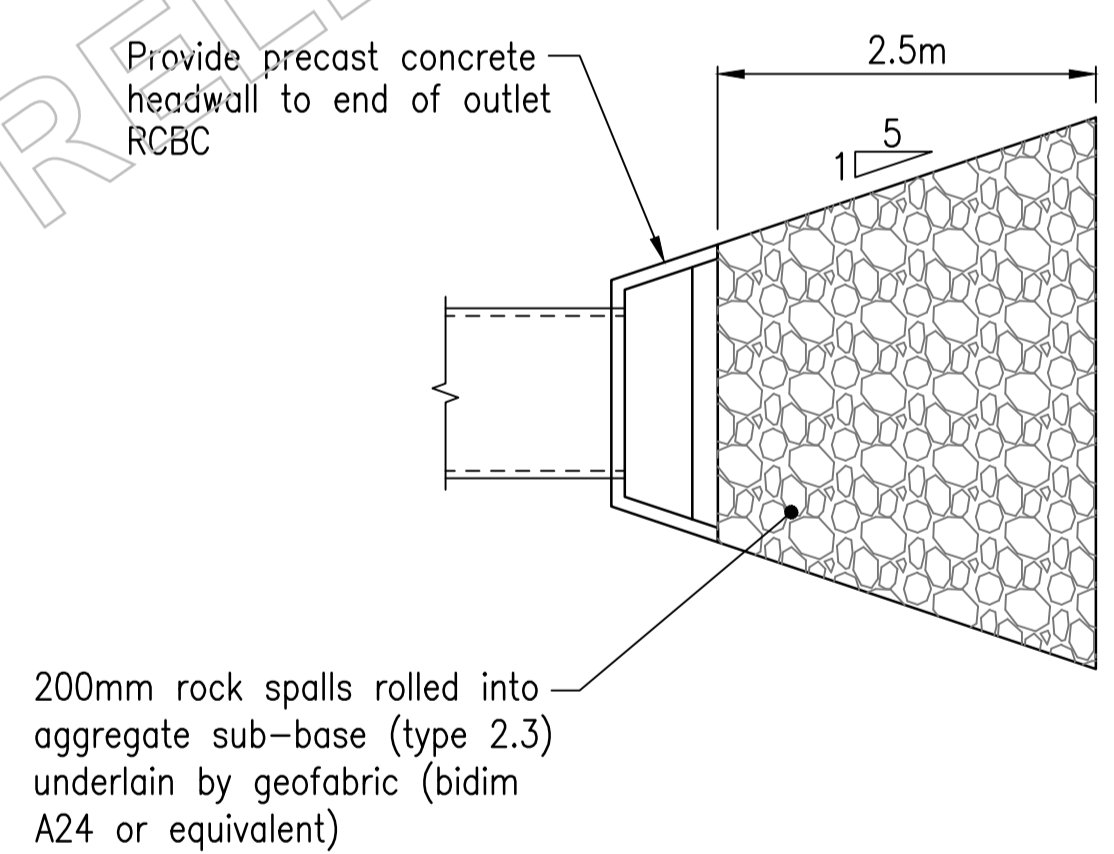
———— Design Surface

- - - - - Natural Surface



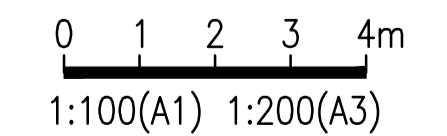
MURLAGGAN ROAD LINKING CULVERT CROSS SECTION
1:100 (A1) H
C-D0201

RTI RELEASE - DSDMIP



TYPICAL OUTLET SCOUR PROTECTION
Do not scale

- EXISTING SERVICES NOTES:**
1. The Contractor is to confirm the location of all services prior to commencing any construction works or ordering any materials.
 2. The Contractor is to contact Dial Before You Dig on 1100 prior to commencing any construction works.
 3. The project site, Yarranlea and St Helens Road reserves are known to contain existing services not shown on the plans. It is the Contractor's responsibility to confirm these service locations.
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 8. Any works required to or near an Authorities services shall be carried out to the approval of, under the supervision of and to the standard required by the Authority.



ISSUE	DESCRIPTION	DATE	DWN	DES	CHK	APP
2	REVISE CONTAMINATED RUNOFF CAPTURE STRATEGY	09/08/17	NGT	JJW	JJW	AEL
1	CHANGE TO CULVERT TYPE	14/06/17	NGT	JRB	AEL	AEL
0	FOR APPROVAL	26/05/17	NGT	JRB	AEL	AEL

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CLIENT

PROJECT
WORKS TO CAPTURE CONTAMINATED AGRICULTURAL RUNOFF

TITLE
CULVERT DETAILS

R.P.E.Q.
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PROJECT NO.
11448(NRM)

COUNCIL RAL/MCU NO.

COUNCIL OW NO.

DRAWING NO.
D-D0302

ISSUE
2

AM8-N



Department of Infrastructure,
Local Government and Planning

Our reference: 1708-906 SDA
Your reference: 11448



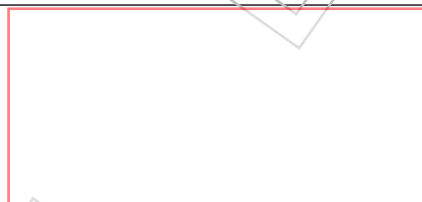
Confirmation Notice – Development Permit – Operational Works – Taking of Overland Flow
(Given under section 2 of the Development Assessment Rules).

The development application described below was properly made to the Department of Infrastructure, Local Government and Planning (DILGP) on 21 August 2017. Please review the details below and advise if any corrections are needed.

Applicant details

Applicant name:

Applicant contact details:



Location details

Street address: 752 Murlaggan Road, 538 Yarranlea Road, Yarranlea, QLD 4356

Real property description: Lot 2 on A34925
Lot 2 on RP18242
Lot 2 on RP18249
Lot 2 on RP7475
Lot 3347 on A341649

Local government area: Toowoomba Regional Council

Application details

Development permit: Operational work for Drains, sumps and storage to collect Contaminated Agricultural Runoff.

DILGP's assessment will be under the following provisions of the *Planning Regulation 2017*:

- 8.4.3.k Operational work that involves taking or interfering with water under the *Water Act 2000*

For further information please contact Maria Johnson, Senior Planning Officer, on 46167302 or via email ToowoombaSARA@dilgp.qld.gov.au who will be pleased to assist.

Yours sincerely



Andrew Foley
Manager (Planning)

RTI RELEASE - DSDMIP

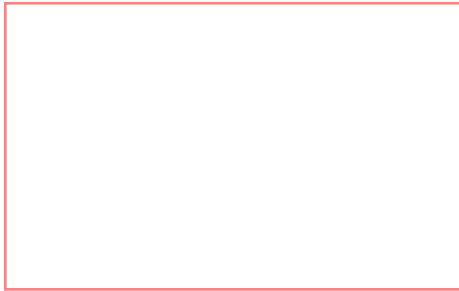
AM10-N



Department of Infrastructure,
Local Government and Planning

Our reference: 1708-906 SDA
Your reference: 11448

8 September 2017



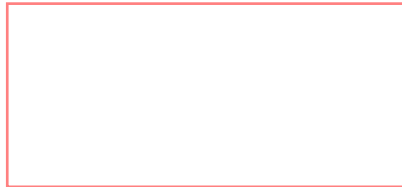
Decision Notice—Approved with Conditions—Development Permit—Operational Work—Taking of Overland Flow—Contaminated Agricultural Runoff
(Given under section 63 of the *Planning Act 2016*)

The development application described below was properly made to the Department of Infrastructure, Local Government and Planning (DILGP) on 17 August 2017.

Applicant details

Applicant name:

Applicant contact details:



Location details

Street address: 752 Murlaggan Road and 538 Yarranlea Road, Yarranlea QLD 4356

Real property description: Lot 2 on A34925
Lot 2 on RP18242
Lot 2 on RP18249
Lot 2 on RP7475
Lot 3347 on A341649

Local government area: Toowoomba Regional Council

Decision

Date of decision: 8 September 2017

Decision details: Approved subject to conditions

Darling Downs South West regional office
128 Margaret Street, Toowoomba
PO Box 825, Toowoomba QLD 4350

Approval details

Development permit	Operational work for Drains, sumps and storage to collect Contaminated Agricultural Runoff
--------------------	--

Conditions

This approval is subject to:

- the assessment manager conditions in Attachment 1.

DILGP has, for conditions of this approval, nominated an entity to be the enforcement authority for that condition under the *Planning Act 2016*.

Rights of appeal

The rights of applicants to appeal to a tribunal or the Planning and Environment Court against decisions about a development application are set out in chapter 6, part 1 of the *Planning Act 2016* (the Act). For particular applications, there may also be a right to make an application for a declaration from a tribunal (see chapter 6, part 2 of the Act).

Copies of the relevant appeal provisions are attached.

Currency period for the approval

This development approval will lapse if development is not started within the following period:

- 2 years.

Approved plans and specifications

Copies of the following approved plans and specifications are enclosed.

Drawing/report title	Prepared by	Date	Reference no.	Version/issue
Aspect of development: Operational Works				
CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1	RMA Engineers	9/08/2017	D-D0201	2
CONTAMINATED WATER MANAGEMENT LAYOUT PLAN – 2.	RMA Engineers	9/08/2017	D-D0202	2
SECTIONS	RMA Engineers	9/08/2017	D-D0203	2

For further information please contact Maria Johnson, Senior Planning Officer, on 46167302 or via email ToowoombaSARA@dilgp.qld.gov.au who will be pleased to assist.

Yours sincerely



Andrew Foley
Manager (Planning)

cc Toowoomba Regional Council, development@tr.qld.gov.au

enc Attachment 1—Assessment manager conditions
Approved plans and specifications

Att Appeal provisions
Statement of reasons

RTI RELEASE - DSDMIP

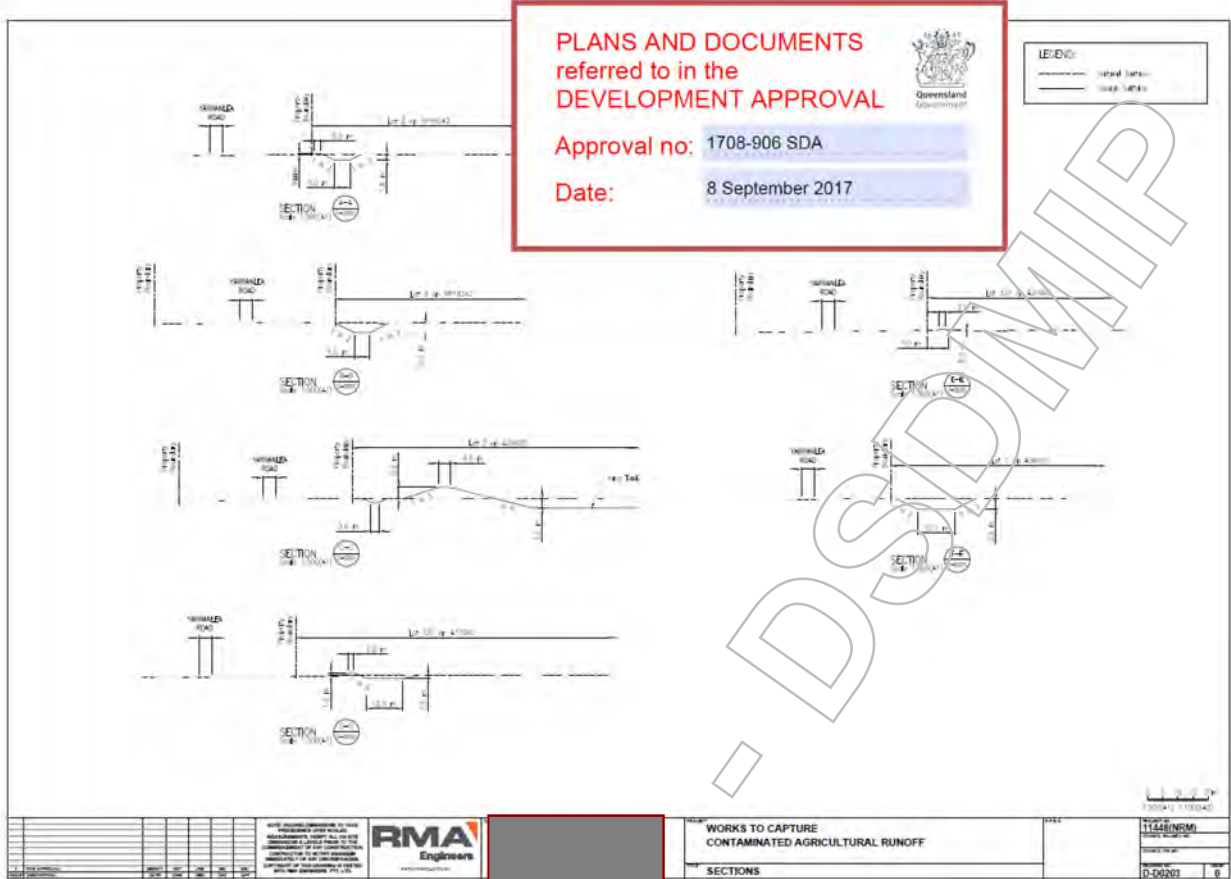
Attachment 1—Assessment manager conditions

No.	Conditions of development approval	Condition timing
Development permit for operational works – taking of overland flow.		
Schedule 8, Table 4, Item 3 (k) —The chief executive administering the <i>Planning Act 2016</i> nominates the Director-General of Department of Natural Resources and Mines 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 conditions:		
Construction of works on Lot 2 on RP18242, Lot 2 on A34925 and Lot 3347 on A341649.		
1.	Any person(s) contracted to construct the works authorised by this development approval, must be provided with a full copy of the development approval and made aware of the conditions.	At all times.
2.	<p>Sump 1 on Lot 2 on RP18242 (Works Number: 573751) must have the maximum dimensions of figures in accordance with:</p> <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0201, Version 2; <p>AND</p> <ul style="list-style-type: none"> • SECTIONS within the certified report, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0203, Version 2. 	At all times.
3.	<p>Sump 2 on Lot 2 on A34925 (Works Number: 573752) must have the maximum dimensions of figures in accordance with:</p> <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0201, Version 2; <p>AND</p> <ul style="list-style-type: none"> • SECTIONS within the certified report, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0203, Version 2. 	At all times.
4.	<p>Pump 1 on Lot 2 on A34925 (Works Number: 573753) must be constructed in accordance with in accordance with:</p> <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0201, Version 2; <p>AND</p> <ul style="list-style-type: none"> • With a maximum rate of take of 10 megalitres per day. 	At all times.
5.	<p>Pump 2 on Lot 2 on A34925 (Works Number: 573754) must be constructed in accordance with:</p> <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1, prepared by RMA Engineers, dated 09/08/2017, Ref: D- 	At all times.

No.	Conditions of development approval	Condition timing
	D0201, Version 2; AND <ul style="list-style-type: none"> • With a maximum rate of take of 10 megalitres per day. 	
6.	Drain 1 on Lot 2 on A34925 and Lot 2 on RP18242 (Works Number: 573755) must have the maximum dimensions of figures in accordance with: <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0201, Version 2; AND <ul style="list-style-type: none"> • SECTIONS within the certified report, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0203, Version 2. 	At all times.
7.	Drain 2 on Lot 2 on A34925 (Works Number: 573756) must have the maximum dimensions of figures in accordance with: <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN - 1, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0201, Version 2; AND <ul style="list-style-type: none"> • SECTIONS within the certified report, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0203, Version 2. 	At all times.
8.	Drain 3 on Lot 3347 on A341649 (Works Number: 573750) must have the maximum dimensions of figures in accordance with: <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN – 2, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0202, Version: 2; AND <ul style="list-style-type: none"> • SECTIONS within the certified report, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0203, Version 2. 	At all times.
9.	Drain 4 on Lot 2 on A34925 (Works Number: 573757) must have the maximum dimensions of figures in accordance with: <ul style="list-style-type: none"> • CONTAMINATED WATER MANAGEMENT LAYOUT PLAN – Sheet 2, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0202, Version: 2; AND <ul style="list-style-type: none"> • SECTIONS within the certified report, prepared by RMA Engineers, dated 09/08/2017, Ref: D-D0203, Version 2. 	At all times.

No.	Conditions of development approval	Condition timing
10.	<p>Provide a certification report prepared by a Registered Professional Engineer of Queensland including 'as constructed' plans of the works.</p> <p>The report is to include:</p> <ul style="list-style-type: none"> • The following information should be provided for each sump: <ul style="list-style-type: none"> o A survey of the storages and sumps as constructed including a long section plan of crest level elevation. All heights are to be specified using Australian Height Datum. o A data table identifying following details: <ul style="list-style-type: none"> a) Crest level b) Maximum Height to Top c) Full Supply Level d) Freeboard e) Capacity at Full Supply Level f) Surface area at Full Supply Level. g) Maximum depth at Full Supply Level. • The following information should be provided for each drain: <ul style="list-style-type: none"> o A survey of the drain works as constructed, including the escape. All heights are to be specified using Australian Height Datum. o A data table identifying the following details: <ul style="list-style-type: none"> h) Channel Dimensions i) Channel Conditions j) Channel Slope • The following information should be provided for each control point (eg. Pumps): <ul style="list-style-type: none"> k) Location of the pump (easting and northing GDA94) l) Height of the control point m) Location shown diagrammatically on the water flow diagram n) Maximum rate of take (ML/day) including pump dimensions and pump type o) Digital photographs of each pump. <p>The certified report must be provided to: waterservices.toowoomba@dnrm.qld.gov.au</p> <p>OR</p> <p>WATER SERVICES TOOWOOMBA PO BOX 318 TOOWOOMBA QLD 4350</p>	<p>Within 20 business days of completing the works</p>

Approved plans and specifications



RTI RELEASES



Department of Infrastructure,
Local Government and Planning

GE78-N

**Department of Infrastructure, Local Government and Planning (DILGP)
Statement of reasons for application 1708-906 SDA**

(Given under section 63 of the *Planning Act 2016*)

Departmental role: Assessment Manager

Applicant details

Applicant name:

Applicant contact details:

Location details

Street address: 752 Murlaggan Road & 538 Yarranlea Road, Yarranlea QLD 4356.

Real property description: Lot 2 on A34925;
Lot 2 on RP18242;
Lot 2 on RP18249;
Lot 2 on RP7475; and
Lot 3347 on A341649.

Local government area: Toowoomba Regional Council

Development details

Development permit: Operational work for Drains, sumps and storage to collect Contaminated Agricultural Runoff.

Assessment matters

Aspect of development requiring code assessment	Applicable codes
1.Operational Works	State Code 10 – Taking or interfering with water.

Reasons for the department's decision

- To ensure the person constructing the works is aware of, and understands all the requirements and conditions associated with the construction of the works.
- To specify the dimensions of the works based on assessment under consistent with state code 10.
- To ensure a certification report for the works 'as constructed' is provided to confirm that the storage is consistent with the approval.

Decision:

- Operational Works – Contaminated Agricultural Runoff.
- Approved – subject to conditions.
- Decision issued 8 September 2017.

Darling Downs South West regional office
128 Margaret Street, Toowoomba
PO Box 825, Toowoomba QLD 4350

Relevant material:

- Development application.
- State Development Assessment Provisions published by DILGP.
- Technical agency response.
- *Water Act 2000*.
- *Planning Act 2016*
- *Planning Regulation 2017*.
- DA Rules.

RTI RELEASE - DSDMIP