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#1845935: EC: TS GPC Ref.: RR2022/011/01 Your Ref.22521

6 January 2023

Michael Andrew Beare C/- Project Urban (Trish Belt) PO Box 638 MAROOCHYDORE BC QLD 4558

Dear Ms Belt,

Referral Agency Response – Approved with Conditions – RR2022/011/01

(GIVEN UNDER SECTION 56 PLANNING ACT 2016)

1. Application Details

This development application was **referred** to the Gladstone Ports Corporation Limited on **16 December 2022**.

Application Number:	RR2022/011/01		
Applicant Name:	Michael Andrew Beare Trustee under instrument 721417513		
Applicant Contact Details:	C/- Project Urban (Trish Belt) PO Box 638 MAROOCHYDORE BC QLD 4558 <u>Trish.belt@projecturban.com.au</u>		
Approval Sought:	Operational works for Prescribed Tidal Works – Private Pontoon, restraint piles and walkway		
Location Street Address:	24 O'Brien Street GRANVILLE QLD 4650		
Location Real Property Description:	Lot 21 SP289765		
Present Zoning:	Residential and Maryborough MSQ Port Area (tidal water)		
Local Government Area:	Fraser Coast		

2. Details of Proposed Development

1. Operational works for Prescribed Tidal Works with Port Limits – Private Pontoon, restraint piles and walkway.

Gladstone Ports Corporation Limited

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Establishment of a pontoon facility and ancillary structures within the Mary River at the riverfront of the site (24 O'Brien Street, Granville).

3. Referral Triggers

This development application was referred to the Gladstone Ports Corporation Limited under the following provision of the *Planning Regulation 2017*

Referral Trigger: Schedule 10, part 13, division 3, table 1, item 1 –

- a) Prescribed assessable development within limits of a port and
- b) On land below high-water mark and within the limits of a port under the *Transport Infrastructure Act 1994.*

4. Details of Referral Response

Referral agency powers: Referral agency powers are not limited in this response.

This development application has been assessed against port authority functions under the *Transport Infrastructure Act 1994*, Chapter 8, Part 3 as required in Schedule 10, Part 13, Division 3, Table 1, Item 4 of the *Planning Regulation 2017* and also matters referred to in Section 22, Part 3.

The Gladstone Ports Corporation Limited directs the assessment manager, under section 56(1)(b)(i) of the *Planning Act 2016* to give any development approval subject to development conditions staged in Attachment 1.

5. Approved Plans

Drawing/report title	Prepared by	Date	Reference no.
Site Plan and Water Allocation	The Marina Specialist Trading as the Jetty Specialist	16/03/2022	JSP-04643-01 Rev A
Layout Plan	The Marina Specialist Trading as the Jetty Specialist	16/03/2022	JSP-04643-02 Rev A
Elevation	The Marina Specialist Trading as the Jetty Specialist	31/05/2022	JSP-04643- 013 Rev D
Starter Jetty Details	The Marina Specialist Trading as the Jetty Specialist	16/03/2022	JSP-04643-04 Rev A
Standard Catwalk Construction	The Marina Specialist Trading as the Jetty Specialist	14/01/2021	JSP-GW-006 Rev M
Headstock & Catwalk Connection	The Marina Specialist	06/10/2010	JSP-DS-040 Rev E
Pile Bracket Construction To suit 400Ø – 450Ø Piles & B Roller Bracket	The Marina Specialist Trading as the Jetty Specialist	09/09/2020	JSP-SD-142 Rev F

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Drawing/report title	Prepared by	Date	Reference no.
Steel Pile & H.D.P.E. Sleeve Details	The Marina Specialist Trading as the Jetty Specialist	14/01/2019	JSP-SC-045 Rev B
FRP Reinforced Pontoon Construction Standard Flat Deck and Float A Boat Pontoons	The Marina Specialist Trading as the Jetty Specialist	09/09/2020	JSP-SD-212 Rev D

For further information please contact Trudi Smith, Planning Specialist on 07 4976 1314 or the undersigned on 07 4976 1287 or via email <u>planning@gpcl.com.au</u>.

Yours sincerely,

Erin Clark Principal Planner

Cc: Assessment Manager – Fraser Coast Regional Council



Attachment 1 Referral Agency Conditions

General

- 1. Unless otherwise stated, all conditions must be complied with and completed prior to the commencement of the development.
- 2. Where additional "approval" is required under these conditions by the Referral Agency (Gladstone Ports Corporation Limited) for drawings or documentation the proponent must submit for review, amend to the satisfaction of, and obtain written approval from the Referral Agency.

Furthermore, the Referral Agency will require no less than 10 business days, unless otherwise conditioned by the Assessment Manager, to initially assess the drawings or documentation provided prior to the commencement of the works. Should further information be required for assessment, the Referral Agency will require a further 5 business days to complete the information request assessment and response.

3. The development must be a designed and constructed to mitigate potential adverse impacts to port functions, services and facilities, and to maintain safe navigable access within Port Limits.

Engineering

- 4. Upon completion of the works, the proponent must supply the Referral Agency with certification from an RPEQ Certified Engineer that the development is constructed as per design and generally in accordance with the Approved plans.
- 5. The proponent must inform the Referral Agency of completion of works within Port Limits within 14 days of practical completion and certify that the site is fit for purpose.
- 6. Any site lighting used during construction / development should not negatively impact on the visibility of Navigational Aids utilised for the primary shipping channels within Port Limits nor illuminate a landward glare beyond the site boundary. Lighting must be reviewed during construction and use of the development with respect to navigation. Where an issue is identified or a validated complaint received, the proponent must immediately rectify to the satisfaction of the Referral Agency.
- 7. Any material which is deposited or any debris which falls or is deposited within Port Limits during the construction of the approved development shall be removed by the applicant at their cost and expense prior to the commencement of the use of approved structure. The applicant is to notify the Referral Agency if any material or debris is deposited.
- 8. Upon completion of construction, the applicant shall provide the Referral Agency with written confirmation that the seabed is clear of foreign materials.
- 9. If, as a result of the works, or other cause attributable to the proponent, any bank or tidal structure within Port Limits is displaced, the proponent at its cost and expense shall restore the bank or structure to its former condition and take such other action as is necessary to ensure the stability of the bank or structure to the satisfaction of the Regional Harbour Master.



Construction Vessel Management

- 10. If deemed necessary by the Regional Harbour Master and prior to works within Port Limits commencing, supply to the Referral Agency a Marine Execution Plan that has been approved by the Regional Harbour Master, suitable to the scale of works being undertaken.
- 11. Prior to works within Port Limits commencing, the proponent or their contractor must supply to the Referral Agency for review and approval an Emergency Management Plan for the works within Port Limits for all potential incidents e.g. contaminant spill, riverine flood, adverse weather etc.
- 12. Prior to works within Port Limits commencing, the proponent or their contractor must supply to the Referral Agency for review and approval an Environmental Management Plan, work procedures or equivalent, for the construction works within Port Limits.
- 13. Environmental incident notification must be included in any Management Plans for the works within Port Limits.

Incident Notification

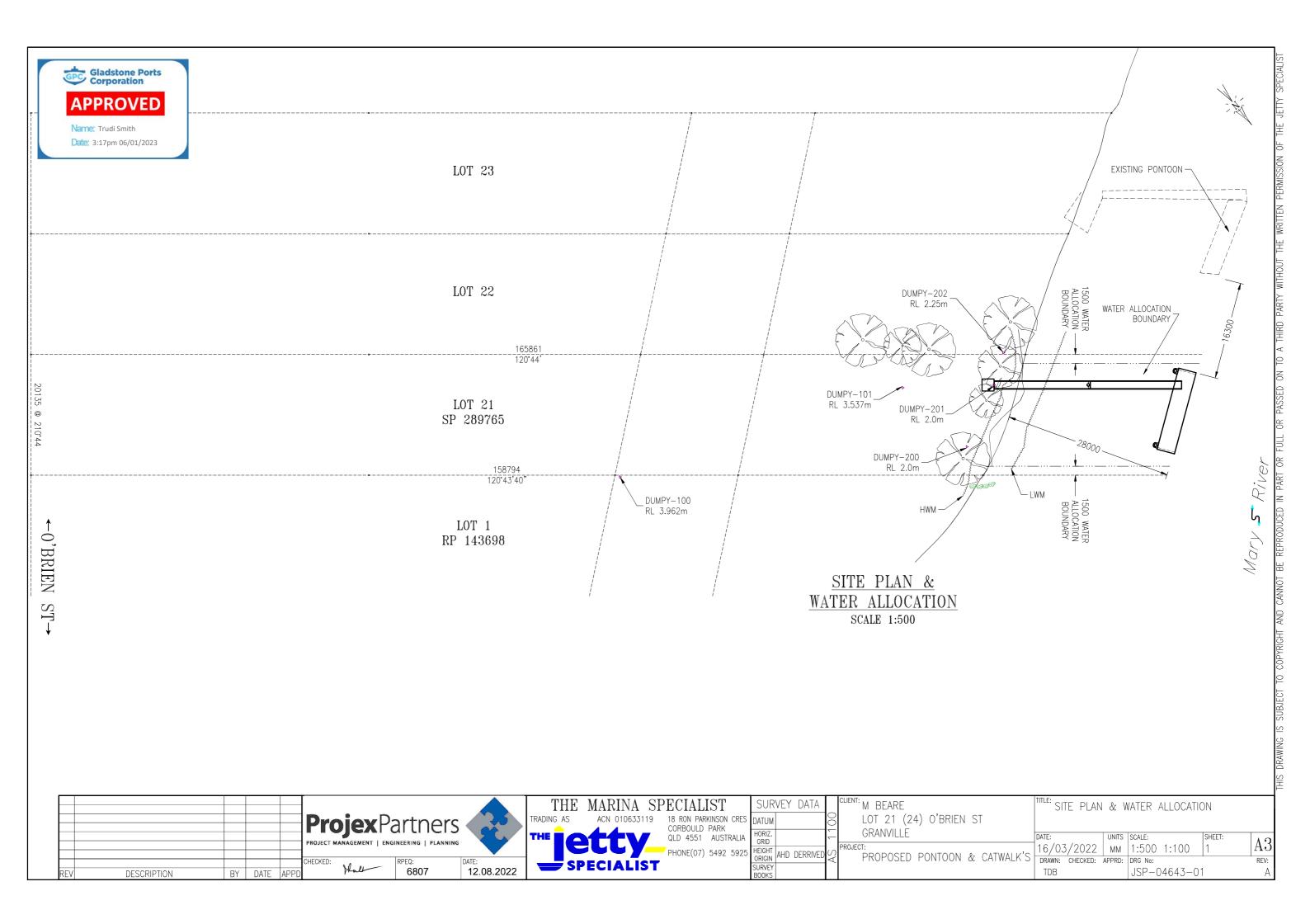
- 14. At all times, Gladstone Ports Corporation Environmental Hotline (07) 4976 1617 is to be notified of the occurrence of any:
 - a) Release / spill of contaminants (e.g. fuels / chemicals / sewerage) of any amount to water, and
 - b) Any environmental complains received by the holder of this approval.

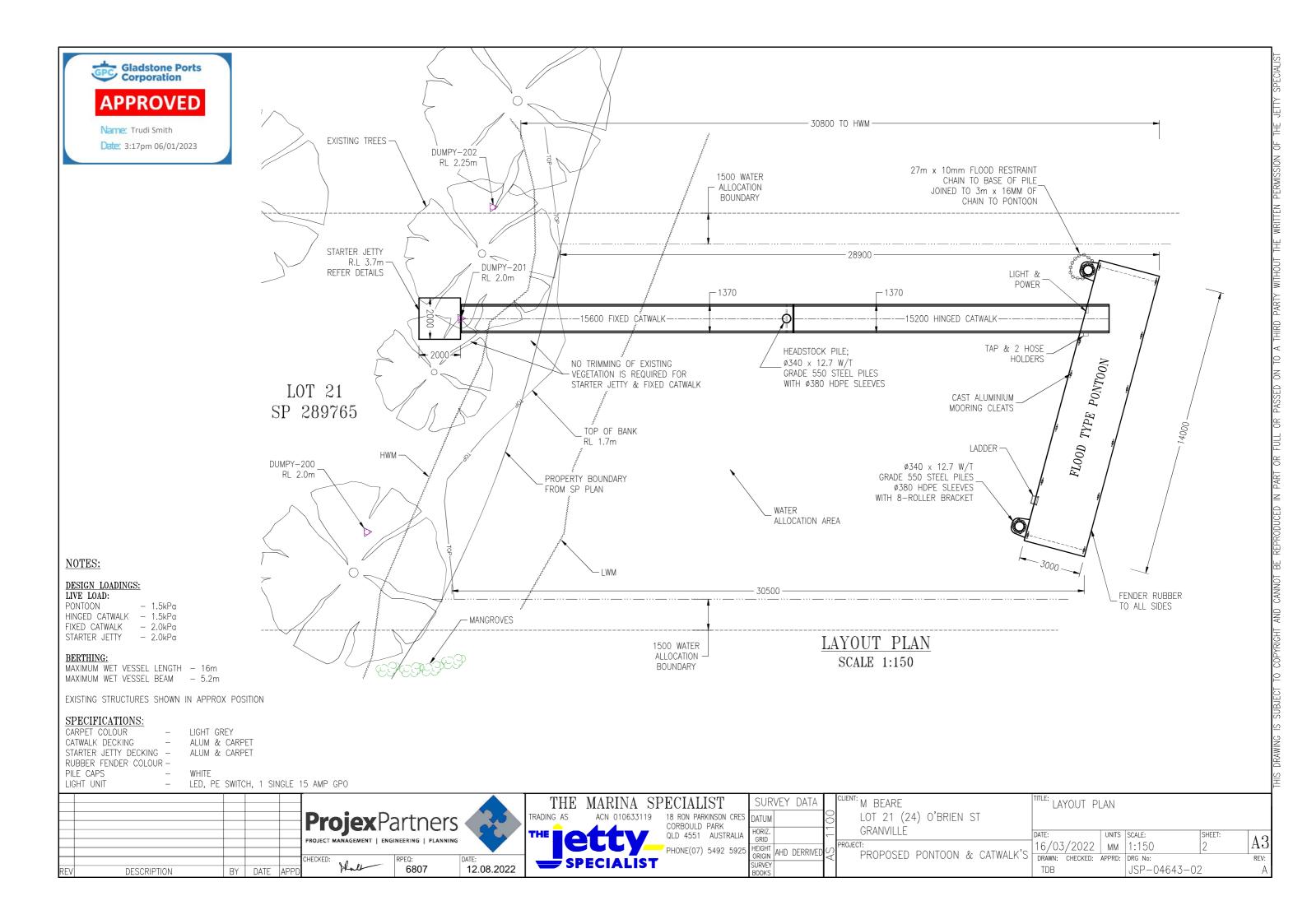
Referral Agency Advice Notes

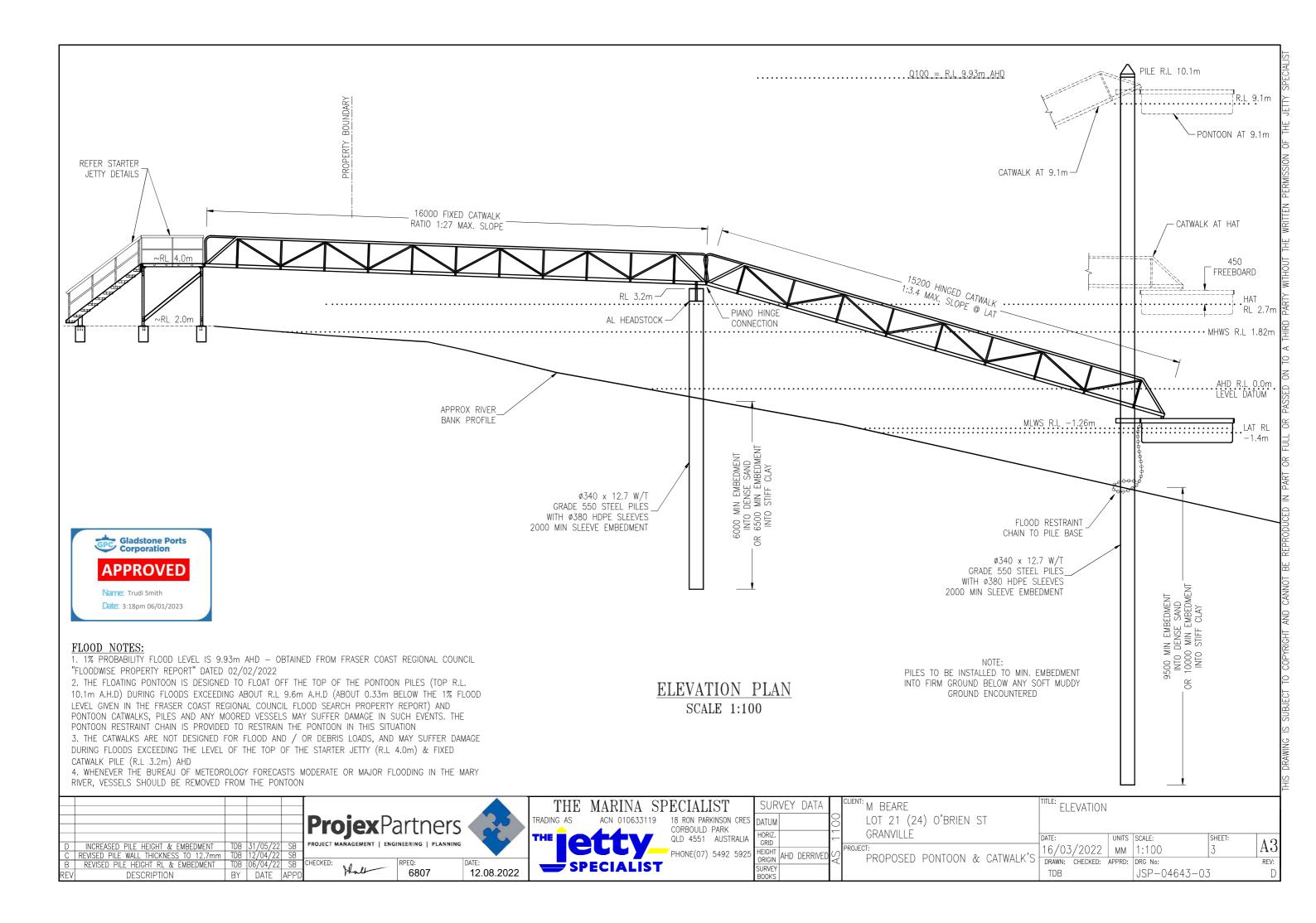
A. Where the Applicant is required to submit further documentation to the Referral Agency, this is to be directed to the Planning section at <u>planning@gpcl.com.au</u>, including reference to the allocated referral response number.

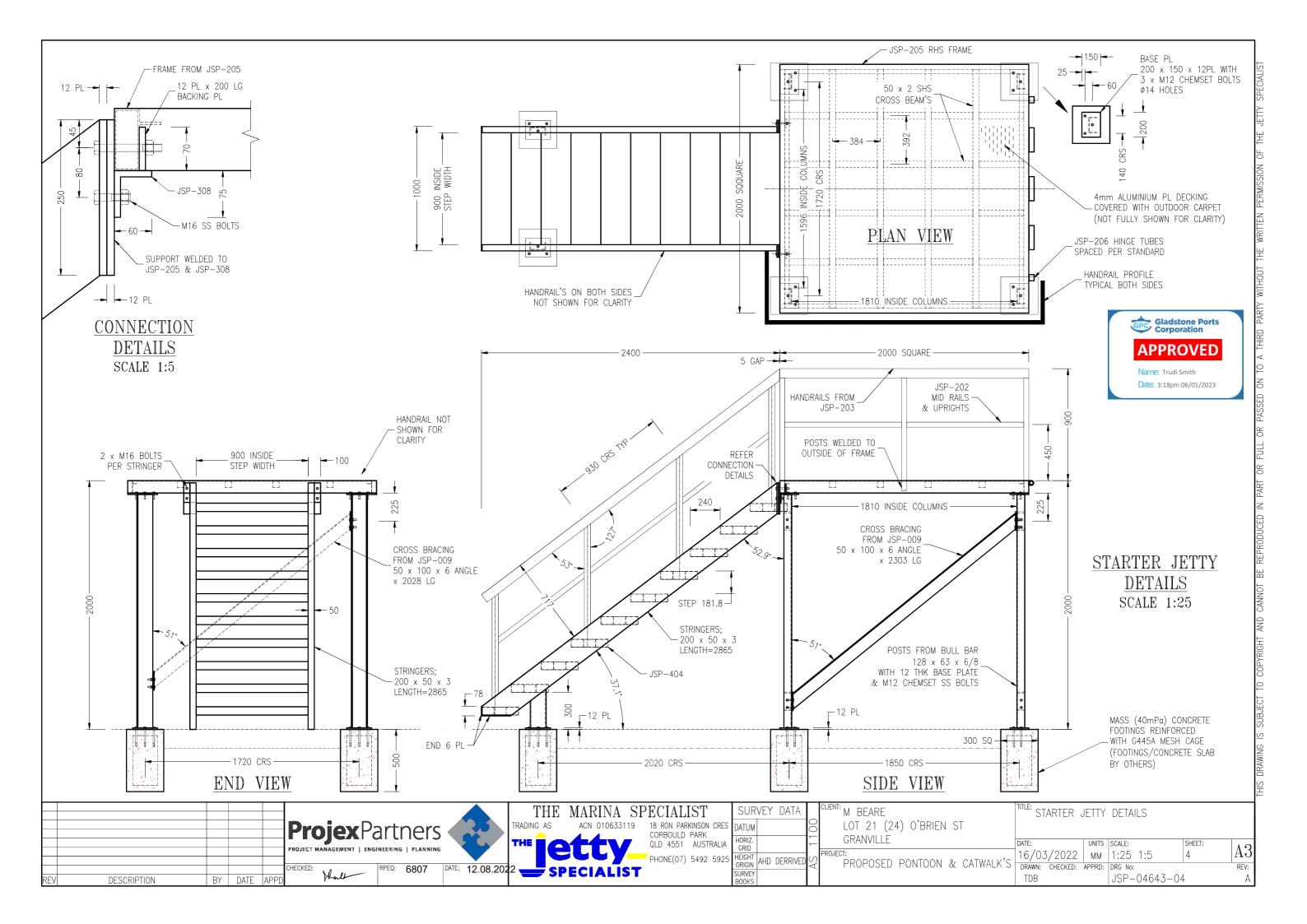


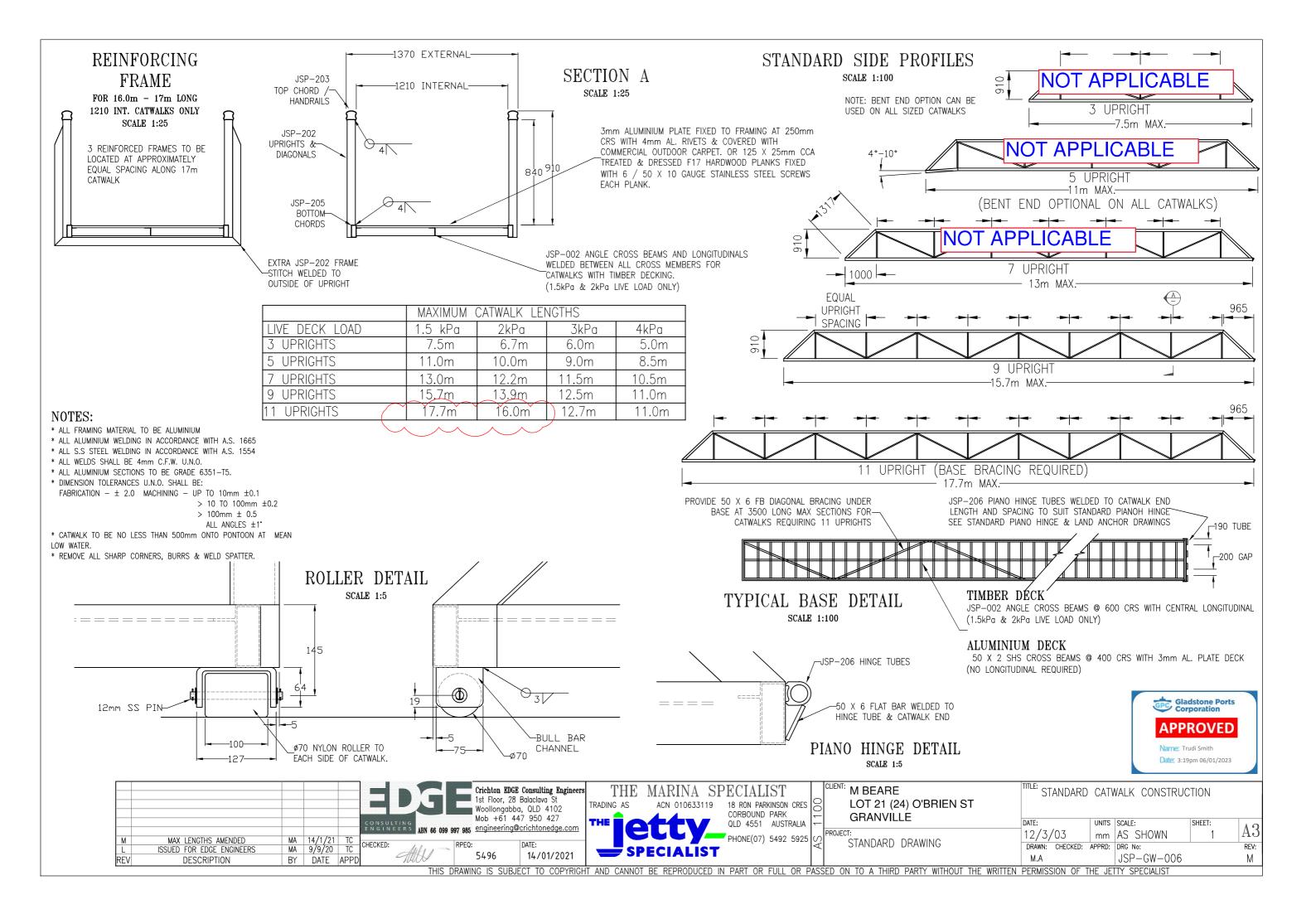
Attachment 2 Approved Plans and Specifications

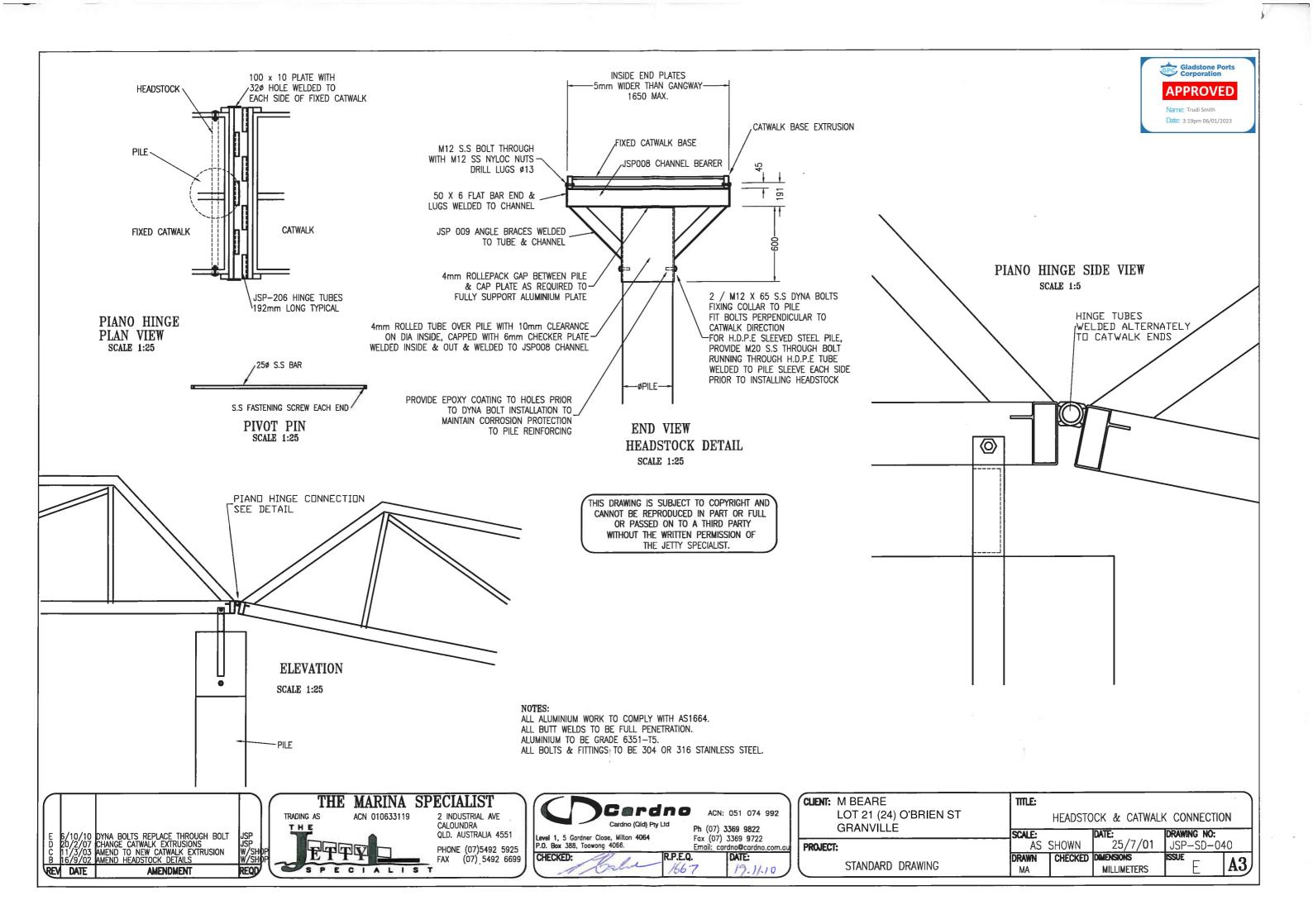


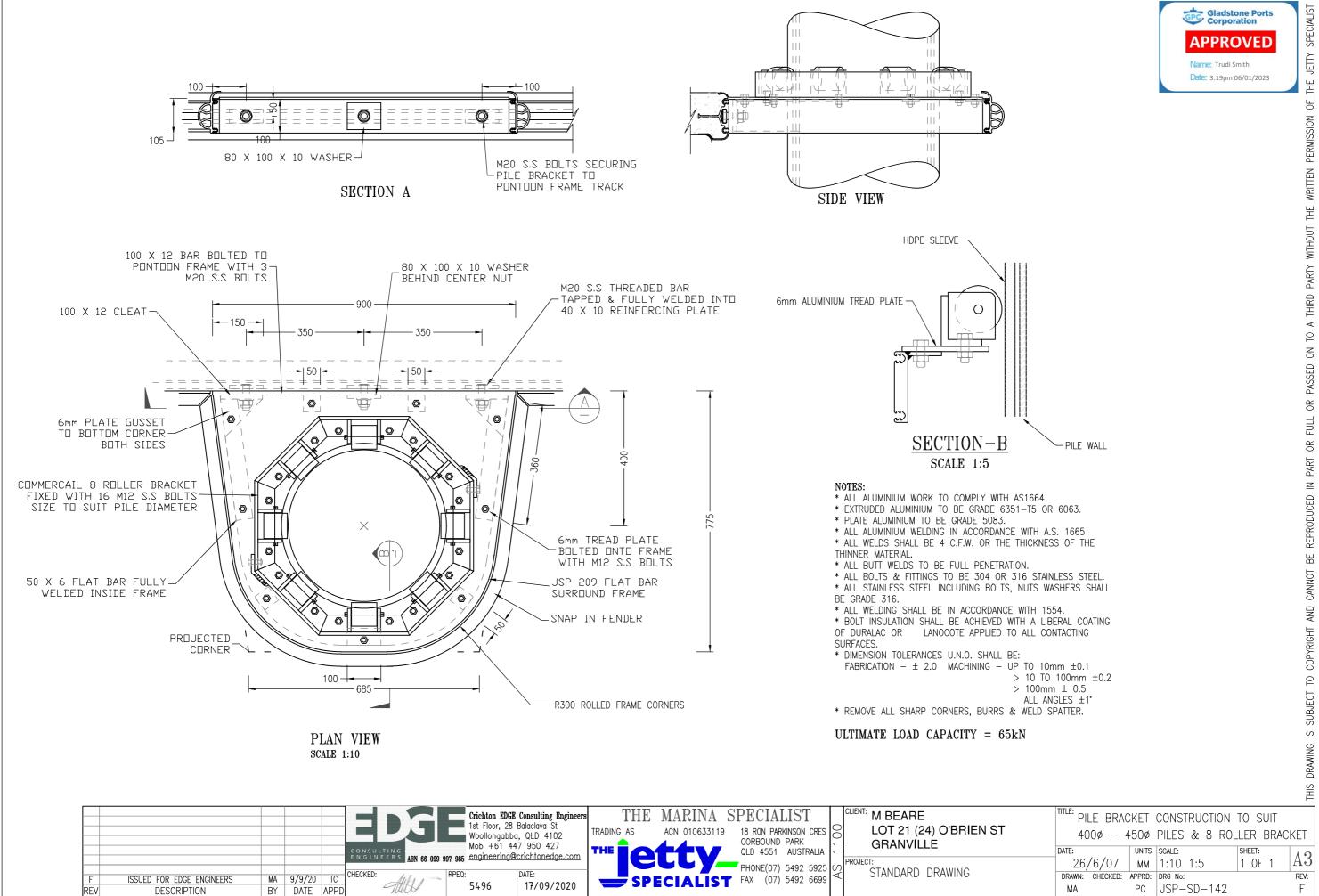














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