From: "BNC Planning" <enquire@bncplanning.com.au>

Sent: Fri, 24 Oct 2025 09:38:55 +1000

To: "Development Assessment" < developmentassessment@townsville.qld.gov.au>

Cc: "Estelle Trueman" <estelle.trueman@townsville.qld.gov.au>

Subject: RE-LODGEMENT OF A CHANGE APPLICATION UNDER THE PLANNING ACT 2016

Attachments: DA042-25_Ch-IMCU_1.0_241025.pdf

BNC Planning, acting on behalf of the applicant, herby lodge the attached change application (other) in accordance with the *Planning Act 2016* seeking changes to a development permit for a material change of use. The subject premises is addressed as **27 Marine Parade**, **Arcadia**.

This is the re-lodgement of application MCU21/0152.01 that was returned in response to an inability to respond to an Action Notice. These matters have now been addressed and the application fee remains credited.

The relevant assessment manager application fee will be paid by or on behalf of the applicant following confirmation of receipt of this email by council. We trust this information is sufficient for acceptance of this development application as *properly made* subject to payment of the application fee. Please contact the office should there be any issues or if you require any further information.

Kind regards,



Office 7 / Ground Floor / 41 Denham Street TOWNSVILLE CITY QLD 4810 PO BOX 5493 TOWNSVILLE QLD 4810 T. (07) 4724 1763 E. enquire@bncplanning.com.au

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BNC Ref. DA042-25 TCC Ref. MCU21/0152

> 24 October 2025

ASSESSMENT MANAGER TOWNSVILLE CITY COUNCIL PO BOX 1268 TOWNSVILLE QLD 4810 Via: Online

Dear Assessment Manager,

RE: CHANGE NOTICE UNDER s78 OF THE PLANNING ACT 2016

CHANGE (OTHER) APPICATION TO AN EXISTING MATERIAL CHANGE OF USE DEVELOPMENT PERMIT 27 MARINE PARADE & 5 BRIGHT AVENUE, ARCADIA QLD 4819 – LOTS 16, 31 & 32 ON RP706831

BNC Planning acting on behalf of the applicant lodge this change application under section 78 of the Planning Act 2016 (the Act) for changes to the assessment manager conditions associated with an existing development approval over land addressed as 27 Marine Parade, Arcadia. The subject development approval is in the form of a material change of use development permit issued under the Planning Act 2016 (the Act) to facilitate a Short-term Accommodation extension.

The original development approval (council ref. MCU21/0152) was issued by the Townsville City Council as assessment manager dated 15 June 2022 in the form of a development permit through a negotiated decision notice. The approved use rights related to an expansion of the long-established short-term accommodation activities to add 4 new glamping tents. The original development application was the subject of impact assessment and was approved in full, subject to conditions and did not involve any referral agencies.

The amendments proposed as part of this change application involve the inclusion of a new premises to the approval being the adjacent land at 5 Bright Avene, Arcadia. This additional premises is currently operating as a set of corner shops with a large unformalized car park area. The applicant is in the process of acquiring the site and is seeking to link the uses and construct a new shared car park facility to address the undersupply of parking for the short-term accommodation use, to provide better amenity for sop users and to link the 2 uses together for commercia nexus purposes. Given this results in the application applying to a new parcel of land, the change is considered to be an *other* change under the Act and in accordance with schedule 1 of the *Development Assessment Rules*. Despite this, the scale and intensity of development is generally maintained and there are no changes which would compromise or undermine the integrity of the assessment already undertaken by the Townsville City Council as assessment manager in issuing the parent development permit.

BNC Planning Pty Ltd ABN 80 147 498 397

Office 7 / Ground Floor / 41 Denham St TOWNSVILLE CITY QLD 4810 PO BOX 5493 TOWNSVILLE Q 4810 (07) 4724 1763 or 0438 789 612 enquire@Dncplanning.com.au

www.bncplanning.com.au



In support of the proposed change, the applicant provides the attached Planning Report which demonstrates that the proposal remains generally consistent with the existing development permit and the codes and policies from the applicable planning instruments. The justification provided as part of the original development application, the attached updated application, along with the reasoning provided within this Notice, provides assessing authorities with the surety that the applicable policy outcomes continue to be addressed and that this change request can be supported.

SCOPE OF CHANGE

In summary, the following changes are being sought to the current development proposal and approval:

- The introduction of 5 Bright Avenue, Arcadia as a premise the subject of the approval;
- Amended approved plans for 27 Marine Parade to remove on-site parking;
- The introduction of a new approved plan showing the new car parking works on 5 Bright Avenue;
- Retention of the existing scale and intensity of the established Shop use at 5 Bright Avenue.
- Open scope to amend conditions as needed using the current version as a basis.

SUMMARY

Chapter 3, Part 5, Division 2, Subdivision 2 of the Planning Act 2016 outlines the process required to facilitate a change to an existing development approval with the relevant assessment provisions to apply as if the change were the original development application, with the changes included, but was made when the change application was

For clarity and statutory consistency, this notice is to be taken by:

the Townsville City Council, in their role as the responsible entity, as a change application made in accordance with s78 of the Planning Act 2016 for the changes proposed to the assessment manager.

The following information has been included in support of this *Change Application*:

- Change Application Form (Form 5) and DA Form 1
- **Updated Planning Report**
- A copy of development permit MCU21/0152

The proposal constitutes a development of the site in a manner that continues to meet the strategic outcomes sought by the planning instruments, that responds to the economic demands and localised environmental constraints of the locality and is consistent with the expectations of the community and previous development decisions over the site. This is based on the following characteristics of the proposal:

- The proposal remains generally consistent with an approved development outcome for the site and remains appropriate given the physical characteristics, surrounding land uses and the existing development and use
- The proposal remains consistent with the Strategic Framework for the planning scheme;
- The proposal remains consistent with the outcomes prescribed by all other relevant planning scheme codes and
- The proposal remains consistent with the outcomes prescribed in the relevant State codes, State development assessment provisions and all other relevant regional, State and Federal level planning policies.

I trust this information is sufficient for acceptance of the change application as properly made subject to payment of any relevant processing fees. Please contact me should there be any issues or if you require any further information.



Kind regards,

Benjamin Collings, Director BNC Planning Pty Ltd

Att:





DEVELOPMENT APPLICATION

PLANNING ACT 2016

DEVELOPMENT PERMIT

CHANGE (OTHER) APPICATION TO AN EXISTING MATERIAL CHANGE OF USE

27 MARINE PARADE & 5 BRIGHT AVENUE ARCADIA QLD 4819

RPD: LOT 16 ON RP706831 LOT 31 ON RP706831 LOT 32 ON RP706831



PLANNING REPORT

OTHER CHANGE APPLICATION FOR A DEVELOPMENT Permit PLANNING ACT 2016

IMPACT ASSESSABLE MATERIAL CHANGE OF USE

27 MARINE PARADE & 5 BRIGHT AVENUE, ARCADIA QLD 4819 being LOT 16, LOT 31, Lot 32 on RP706831 for SHORT-TERM ACCOMMODATION EXTENSION AND SHOP



Report Matrix

•						
APPLICATION SUMMARY						
Applicant:	Somerville Hospitality Pty Ltd C/- BNC Planning					
Application Type:	Other Change Application for a Development Permit					
Development Type:	Material Change of Use					
Category of Development (Level of Assessment):	Impact Assessable					
Development Description:	Inclusion of additional address for car park formalisation					
Assessment Manager:	Townsville City Council					
Referral Agencies:	NA NA					
Planning Scheme:	Townsville City Plan 2014					
Planning Scheme Definition(s):	Short-term Accommodation and Shop					
Zoning:	Medium density residential zone and Mixed use zone					
Precincts/Sub-Precincts:	Magnetic Island Medium Density and Magnetic Island Village					
Overlays:	Airport environs, Coastal environment, Cultural heritage and Flood hazard overlay					
SITE DESCRIPTION						
Property Address:	27 Marine Parade & 5 Bright Avenue, Arcadia QLD 4819					
Real (Legal) Property Description:	Lot 16, Lot 31, Lot 32 on RP706831					
Site Area:	3036m ²					
Landowner:	SERPENT HOLDINGS PTY LTD					
Tenure:	Freehold					
Relevant Encumbrances:	NA					
Local Government Area:	Townsville City Council					
Road Frontage(s)	Marine Parade, Bright Avenue, McCabe Crescent					
Existing Use(s)	Outdoor Sales, Short-term Accommodation, Caretaker's Residence and shop					

DOCUMENT CONTROL

Prepared by		Client File Ref. Report			
BNC Planning		Somerville Hospitality Pty Ltd DA042-25 Report No. DA042-25-PR			
Version	Date	Author			
1.0	July 2025	SSM:BNC			

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Appendix 2 Site Details

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1. EXECUTIVE SUMMARY

This change application is made in accordance with the provisions of section 78 of the *Planning Act 2016* (the Act) and is seeking to change an existing development permit for a material change of use facilitating a Short-term Accommodation and Shop use. The subject premises is addressed as 27 Marine Parade & 5 Bright Avenue, Arcadia QLD 4819 more particularly described as Lot 16, Lot 31, Lot 32 on RP706831. The premises is made up of two detached yet adjacent sites within the Medium density residential zone and Mixed use zone under the Townsville City Plan 2014 (the planning scheme). 5 Bright Avenue is currently a Shop/Corner Store with 27 Marine Parade being used for Short-term Accommodation.

For the purpose of this development application BNC Planning act on behalf of the applicant Somerville Hospitality Pty Ltd.

Following a detailed assessment of the proposal against the applicable assessment benchmarks it has been determined that the development proposal is consistent with all applicable codes and policies. The development application is therefore warrants approval in accordance with rules of impact assessment as established under the Act, subject to the imposition of reasonable and relevant conditions and any referral agency responses. A summary of the development application is provided below:

Table 1.0: Development application summary

APPLICATION SUMMARY	
Applicant:	Somerville Hospitality Pty Ltd C/- BNC Planning
Application Type:	Other Change Application for a Development Permit
Development Type:	Material Change of Use
Category of Development (Level of Assessment):	Assessable Development – Impact Assessable
Development Description:	Inclusion of additional address for car park formalisation
Assessment Manager:	Townsville City Council
Referral Agencies:	NA
CATEGORISING INSTRUMENTS	
Planning Scheme:	Townsville City Plan 2014
Planning Scheme Defined Use(s):	Short-Term Accommodation and Shop
Zoning:	Medium density residential zone and Mixed use zone
Precincts/Sub-Precincts:	Magnetic Island Medium Density and Magnetic Island Village
Local Areas:	NA NA
Overlays:	Airport environs, Coastal environment, Cultural heritage and Flood hazard overlay
SITE DESCRIPTION	
Property Address:	27 Marine Parade & 5 Bright Avenue, Arcadia QLD 4819
Real (Legal) Property Description:	Lot 16, Lot 31, Lot 32 on RP706831
Site Area:	3036m ²
Landowner:	SERPENT HOLDINGS PTY LTD & TULMAXCO PTY LTD
Tenure:	Freehold
Relevant Encumbrances:	NA
Local Government Area:	Townsville City Council



2. INTRODUCTION

BNC Planning Pty Ltd has been commissioned by Somerville Hospitality Pty Ltd (the Applicant) to prepare this town planning assessment report to support an *other* change application which seeks Townsville City Council (Council) approval to alter an existing development permit for a Material Change of Use for Short-term Accommodation to now include adjacent land currently used as a Shop such that both uses can share the car parking available. The land subject of this development application is addressed as 27 Marine Parade & 5 Bright Avenue, Arcadia QLD 4819 (the Site).

This report addresses the merits of the development with regard to the provisions of the Townsville City Plan 2014 (the Planning scheme) and relevant sections of the *Planning Act 2016* (the Act) and *Planning Regulation 2017* (the Regulation).

This report is to be read in conjunction with the maps, plans, drawings, and other supporting information accompanying this development application. The assessment of the application is to be undertaken in accordance with Section 45(5) of the Act and Sections 30 and 31 of the Regulation. This report provides the Applicant's assessment of the proposed development against these provisions.

3. SITE AND LOCALITY

The subject premises is a Freehold land holding addressed as 27 Marine Parade & 5 Bright Avenue, Arcadia QLD 4819 more particularly described as Lot 16, Lot 31, Lot 32 on RP706831. The premises is within the Medium density residential zone and Mixed use zone under the Planning scheme. 27 Marine Parade contains a two-storey dwelling house utilised for short-term accommodation and ancillary structures, while 5 Bright Avenue contains several small-scale shops and a large unformed car park. The site forms part of the Magnetic Island Medium Density precinct and the Magnetic Island Village precinct.

As a change application, the original development approval is listed below:

APPLICATION REF.	DECISION AND DATE	ASSESSMENT MANAGER		
MCU21/0152	15 June 2022 (Negotiated Decision)	Townsville City Council		

The following table describes the key characteristics of the site:

Table 2.0: Site characteristics

SITE AND LOCALITY DESCRIPTION	
Property Address:	27 Marine Parade & 5 Bright Avenue, Arcadia QLD 4819
Real (Legal) Property Description:	Lot 16, Lot 31, Lot 32 on RP706831
Site Area:	3036m ²
Landowner:	SERPENT HOLDINGS PTY LTD & TULMAXCO PTY LTD
Tenure:	Freehold
Relevant Encumbrances:	NA
Local Government Area:	Townsville City Council
Zoning:	Medium density residential and Mixed use zone
Precincts/Sub-Precincts:	Magnetic Island Medium Density and Magnetic Island Village
Local areas:	NA
Existing Use(s):	Short-term Accommodation and Shop
Road Frontage:	Marine Parade, Bright Avenue, McCabe Crescent
Significant Site Features:	27 Marine Parade : Two storey dwelling for short-term accommodation and ancillary structures.
Significant Site Features.	5 Bright Avenue: Several small-scale shops.
Topography:	The overall site is developed, with supportive landscaping with no notable topographic features
Surrounding Land Uses:	Commercial, accommodation and residential uses



4. PROPOSAL SUMMARY

The applicant is proposing to alter the existing development approval to include an additional premises (5 Bright Avenue), and to then construct a new formalised car park for both properties to use. This will formalise the existing car parking for the Shop use on 5 Bright Avenue and will have the ability to dedicate seven (7) car parking spaces to the now linked Short-Term Accommodation use at 27 Marine Parade. This will still leave fourteen (14) car parking spaces for the existing shops on 5 Bright Avenue, as well as able dedicated on-street parking. This complies with the car parking concession provided to the short-term accommodation use under the current development permit. The application proposes no other changes to the site, with no proposed building works, and no change in the existing or approved use of the site.

The exiting use rights for 27 Marine Parad and 5 Bright Avenue are defined by the planning scheme as follows:

Short-term Accommodation: Premises used to provide short-term accommodation for tourists or travellers for a temporary period of time (typically not exceeding three consecutive months) and may be self-contained.

The use may include a manager's residence and office and the provision of recreation facilities for the exclusive use of visitors.

Shop: Premises used for the display, sale or hire of goods or the provision of personal services or betting to the public.

The following table describes the key characteristics of the proposed development:

Table 3.0: Proposal summary

ELEMENT	EXISTING USE OF THE SITE	PROPOSED		
Use rights:	Short-term Accommodation and Shop extension	No Change		
Building height/ storeys:	Two storeys	No Change		
Site cover:	~30%	No Change		
Gross floor area:	~400m²	No Change		
Car parking:	Four (4) informal car parking spaces.	21 car parking spaces (7 dedicated to the Short-		
		term accommodation use)		

5. STATUTORY ASSESSMENT

The proposed Short-term Accommodation and Shop is identified as *impact assessable* in the material change of use table of assessment for the Medium density residential zone and Mixed use zone. There are no other components of the planning scheme or *Planning Regulation 2016* which effect the level of assessment for the proposal. The development application is therefore subject to an unbound assessment against the planning scheme, as well as any applicable State Assessment benchmarks.

The development application does not trigger referral agency assessment.

5.1 Assessment Benchmarks Pertaining to State Planning Instruments

Matters Prescribed by Regulation

There are no relevant assessment benchmarks prescribed by Regulation which are relevant to the assessment of this development application.



State Planning Policy

Townsville City Plan 2014 confirms in section 2.1 State planning policy that it has ministerial approval as having adequately integrated the State Planning Policy July 2014 into the planning scheme. There are no stand-alone components of the State planning policy which are relevant to the assessment of this development application.

Regional Plan

There are no stand-alone components of the North Queensland Regional Plan which are relevant to the assessment of this development application.

State Development Assessment Provisions

Under Schedule 10 of the Planning Regulation 2017, the development application does not trigger referral agency involvement.

5.2 Assessment Benchmarks Pertaining to Local Planning Instruments

The applicable planning scheme for the application is the Townsville City Plan 2014 and there are no other identified applicable local planning instruments.

Townsville City Plan 2014

The Planning scheme includes tables of assessment which nominate the categories of development and assessment (levels of assessment) and nominate the assessment benchmarks for assessable development and the requirements for accepted development. The applicable tables of assessment for this development application are:

- Categories of development and assessment Material change of use; and
- Categories of development and assessment Overlays.

Local Government Infrastructure Plan

The development will not impact on the delivery of any planned trunk infrastructure in the immediate locality.

Assessment Benchmarks Summary

A summary of the relevant local level assessment benchmarks is provided in the table below:

Local Planning Instruments					
	The planning scheme as a whole				
	Medium density residential zone and Mixed use zone code				
	Healthy waters code				
	Landscape code				
Dianning Schomo	Transport impact, access and parking code				
Planning Scheme	Works code				
	Airport environs overlay code				
	Coastal environment overlay code				
	Cultural heritage overlay code				
	Flood hazard overlay code				

The development application has been assessed against each of the applicable local level assessment benchmarks and found to be:

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- compliant with the purpose and applicable outcomes from the relevant codes; and
- consistent with the strategic framework for the planning scheme.

5.2.1 Strategic Framework

The applicant relies upon the assessment determinations and decision-making process already undertaken over the history of this project in demonstrating compliance with the planning scheme. More specifically, the development permit provides a concession for car parking for the development to provide a minimum of seven (7) car parking spaces. The change in the development provides for this concession, while having no adverse impact on the existing use of the overall site.

Concerning the strategic framework of the planning scheme, the development demonstrates compliance with aspects of tourism – particularly by:

- 1. supporting tourism activities in the key tourism area of Magnetic Island;
- 2. maintaining accommodation and recreation activities at a scale and form that is relative to the overall character of the island;
- 3. maintaining the role and sense of identity of the Arcadia village by improving access to local shops and small-scale tourism accommodation; and
- 4. improving infrastructure on site to increase utility of surrounding common facilities and local businesses.

The Strategic Intent and the Strategic Framework (the Framework) are a set of high order strategic outcomes and land use strategies which set the overarching policy intent for the lower order, more detailed components of the planning scheme i.e. zones, codes and policies. The Framework is split into four themes which cover the main aspects of land use planning and development governance. Given the level the Framework operates at, it is difficult to provide a direct, site specific assessment of the proposal against its many components. However, a proposal that satisfies the lower order components of the planning scheme, i.e. zone codes, development codes, overlay codes, planning scheme policies, etc. inherently satisfies the intent of the Framework.

The tables below demonstrate how the proposal satisfies the most applicable lower order components of the City Plan 2014. This justification demonstrates how the proposal is a good land use outcome for the site and how it has been designed to adequately address any environmental, economic or social impacts. Each Code has been satisfied by addressing each Acceptable Outcome individually. Where the requirements of an Acceptable Outcome were impractical or inappropriate to address, the Performance Outcome was addressed and satisfied. By satisfying the requirements of the Performance Outcomes, the "Purpose" of the code was inherently satisfied, as is the Strategic Framework for the City Plan 2014 as a whole.

5.2.1 Medium Density Residential Zone Code

Purpose

The extent to which the development remains consistent with the zone code has been established. No changes are proposed to the built form of the site, nor the operational capacity of the site. The additional carparking is provided on a new lot, adjacent to the original site, and increases the ability for development to meet the required number of car parking space as conditioned under the decision notice. As such, the proposed development maintains the extent to which the premises aligns with the zone code.

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As demonstrated by the above assessment, the development is able to objectively satisfy the outcomes and purpose of the zone code. Formalisation of compliance with the code can be ensured through the imposition of standard conditions of approval including the requirements for the development to occur generally in accordance with the plans of development.

5.2.2 Mixed Use Zone Code

Purpose

The development proposes the use of short-term accommodation on new lots within the Mixed use zone only to facilitate new carparking space for the existing site. It does not propose any new built form, or any operations regarding this new within the Mixed use zone other than for on site car parking. The additional carparking provided increases the ability for the development to meet the required number of car parking space as conditioned under the development permit. As such, it is clear that the proposed development aligns with the zone code.

As demonstrated by the above assessment, the development is able to objectively satisfy the outcomes and purpose of the zone code. Formalisation of compliance with the code can be ensured through the imposition of standard conditions of approval including the requirements for the development to occur generally in accordance with the plans of development.

5.2.2 Development Codes

Healthy waters code, Landscape code, Transport impact, access and parking code & Works code

This change application does not involve changes relating to the access or capacity of infrastructure and services and will maintain the existing standard of reticulated sewer and water supply, electricity and telecommunications services, stormwater drainage and landscaping outcomes. Parking and access facilities will be upgraded. The proposed car parking regime will further the extent in which the site supports access and car parking of the development, particularly concerning the formalisation of the existing car park with space markings and formed driveways. The applicant has commissioned an RPEQ engineer to prepare a car parking layout plan to confirm compliance with the development codes, specifically the Works code and Transport, access and parking code. Accordingly, it is requested that conditions of approval be used to allow the material change of use decision to be reached as quickly as possible with detailed design to be left to the operational works stage.

Of note is that the car park area on 5 Bright Avenue, while informal, is still a hardstand finish. As such, stormwater management is not considered a major concern. To the extent that it is appropriate to defer the provision of a stormwater management plan to the operational works stage when the detailed design is available.

Car Parking Rationale

Under the planning scheme, the development is required to provide nine (9) car parking spaces for the Short-term Accommodation, with concession provided under the existing development permit for seven (7) car parking spaces given the budget nature of accommodation provided and the Island setting. The development facilitates 21 on site car parking spaces on 5 Bright Avenue to be utilised by the Short-term Accommodation use as well as the existing shops. This provides seven (7) car parking spaces for the Short-term Accommodation and fourteen (14) car parking spaces for the existing shops. With three (3) existing on street parking spaces fronting Bright Avenue, the existing shops on site will be supported by a total of seventeen (17) car parking spaces.

With seven (7) car parking spaces for the Short-term Accommodation the development complies with the concession provided under the development permit. While utilising these parking spaces, patrons and staff will access the site via



existing pedestrian pathways along Bright Avenue and Marine Parade. The intended utilization of the carparking spaces for specific uses can be marked to demonstrate the reservation for these uses.

The seventeen (17) car parking spaces provided to 5 Bright Avenue are appropriate to facilitate the traffic generated by the shops, considering that, through formalising the car parking arrangement with line marking, the available car parking spaces for the shops has increased, as the informal parking arrangement restricted the available parking of the site. The site is also supported by existing pedestrian pathways and public transport infrastructure to facilitate alternative forms of transportation.

Accordingly, the development is able to objectively satisfy the outcomes and purpose of the development codes, and the concession of the development permit. Given the extent to which the proposal objectively satisfies the codes, a direct assessment against each of the outcomes is not considered necessary in order to demonstrate compliance. Formalisation of compliance with the code can be ensured through the imposition of standard conditions of approval including the requirements for the development to occur generally in accordance with the plans of development and the maintenance of existing property service connections.

5.2.3 Overlay Codes

Airport environs overlay code

The outcomes from the overlay code are either not applicable or are objectively satisfied. The overlay code is primarily drafted to manage building heights and uses that have the potential to impact airspace. No changes are proposed to the built form of the site, nor the operational capacity of the site. As a result, the proposal objectively satisfies the overlay code, a direct assessment against the outcomes is not considered necessary in order to demonstrate compliance. Formalisation of compliance with the codes can be ensured through the imposition of standard conditions of approval requiring development to occur in accordance with the plans of development.

Cultural heritage overlay code

The outcomes from the overlay code are either not applicable or are objectively satisfied. No changes are proposed to the built form of the site, nor the operational capacity of the site. The cultural heritage values of the site will remain unchanged. As a result, the proposal objectively satisfies the overlay code, a direct assessment against the outcomes is not considered necessary in order to demonstrate compliance. Formalisation of compliance with the codes can be ensured through the imposition of standard conditions of approval requiring development to occur in accordance with the plans of development.

Coastal environment overlay code

The outcomes from the overlay code are either not applicable or are objectively satisfied. The development does not involve new structures within the erosion prone area and does not intensify development into the erosion prone area. Compliance with the Coastal environment overlay code has already been demonstrated in the previous application, with development solutions to stormtide inundation management approved. The proposed changes do not alter these stormtide inundation management solutions, and, as such, the development remains consistent with the Coastal environment overlay code. Given the extent to which the proposal objectively satisfies the overlay code, a direct assessment against the outcomes is not considered necessary in order to demonstrate compliance. Formalisation of compliance with the codes can be ensured through the imposition of standard conditions of approval requiring development to occur in accordance with the plans of development and nomination of the required finished floor levels.

Flood hazard overlay code

The outcomes from the overlay code are either not applicable or are objectively satisfied. Compliance with the Flood hazard overlay code has already been demonstrated in the previous application, with development solutions to stormwater and



flood management approved. The proposed changes to the car parking regime will have no adverse impact on floodwater characteristics of the site, as this area does not contain define flood hazard areas. The proposed changes do not alter these stormwater and flood management solutions, and, as such, the development remains consistent with the Flood hazard overlay code. Given the extent to which the proposal objectively satisfies the overlay code, a direct assessment against the outcomes is not considered necessary in order to demonstrate compliance. Formalisation of compliance with the codes can be ensured through the imposition of standard conditions of approval requiring development to occur in accordance with the plans of development and nomination of the required finished floor levels.

5.3 Public Notification

The application is impact assessable and will be subject to public notification.

6. CONCLUSION

This development application is made in accordance with the provisions of Chapter 3, Part 2 of the *Planning Act 2016* and is seeking to change an existing development permit for a material change of use facilitating a Short-term Accommodation extension and Shop. The subject premises is addressed as 27 Marine Parade & 5 Bright Avenue, Arcadia QLD 4819 more particularly described as Lot 16, Lot 31, Lot 32 on RP706831. The premises is within the Medium density residential zone and Mixed use zone under the planning scheme and is currently used for Outdoor Sales, Short-term Accommodation, Caretaker's Residence and Shop.

An assessment of the proposal was undertaken against the applicable assessment benchmarks which confirms that it is consistent with the provisions of the applicable planning instruments, specifically the local government planning scheme. Council is therefore required to **approve** the development application pursuant to the rules of impact assessment established under the Act, and issue a development permit subject to the imposition of reasonable and relevant conditions and any referral agency responses.

STATEMENT OF REASONS

Subject to the imposition of reasonable and relevant conditions, the development is able to comply with the relevant assessment benchmarks against which the application was required to be assessed.

Sufficient justification has been provided and satisfactory grounds have been established to conclude that the proposed development remains consistent with the strategic intent and overall outcomes of the planning scheme. In substantive terms, this conclusion is based on the following reasons:

- > The development fulfills the conditions of the related development permit.
- The development allows the site to better contribute to the achievement of the Strategic Framework.
- > The proposed land use outcome directly aligns with the Purpose of the zone code.
- > The development maintains the existing character and amenity of the local area, with similar built form, setback, and landscaping.
- The development outcome reflects community expectation for land use and development as established by the planning scheme and past development decisions.

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- > The development will maintain the existing level and standard of servicing provided by the relevant infrastructure networks.
- > The site is not identified as being susceptible to any unacceptable or unmanageable natural hazard or infrastructure constraints.
- > The development does not increase the susceptibility of people or property to natural hazards or other health risks.
- The proposal does not undermine the planning scheme.
- The proposal does not establish precedence that could result in the future undermining of the planning scheme.

Version: 1, Version Date: 24/10/2025

APPENDIX 1

DEVELOPMENT APPLICATION FORMS

Change application form

Planning Act Form 5 (version 1.2 effective 7 February 2020) made under Section 282 of the Planning Act 2016.

This form is to be used for a change application made under section 78 of the *Planning Act 2016*. It is important when making a change application to be aware of whether the application is for a minor change that will be assessed under section 81 of the *Planning Act 2016* or for an other change that will be assessed under section 82 of the *Planning Act 2016*.

An applicant must complete all parts of this form, and provide any supporting information that the form identifies as being required to accompany the change application, unless stated otherwise. Additional pages may be attached if there is insufficient space on the form to complete any part.

Note: All terms used in this form have the meaning given under the Planning Act 2016, the Planning Regulation 2017, or the Development Assessment Rules (DA Rules).

PART 1 - APPLICANT DETAILS

1) Applicant details	
Applicant name(s) (individual or company full name)	Somerville Hospitality Pty Ltd C/- BNC Planning
Contact name (only applicable for companies)	Benjamin Collings
Postal address (P.O. Box or street address)	PO Box 5493
Suburb	Townsville
State	QLD
Postcode	4810
Country	AUS
Email address (non-mandatory)	enquire@bncplanning.com.au
Mobile number (non-mandatory)	0438 789 612
Applicant's reference number(s) (if applicable)	DA042-25

2) Owner's consent - Is written consent of the owner required for this change application? Note: Section 79(1A) of the Planning Act 2016 states the requirements in relation to owner's consent.
☑ Yes – the written consent of the owner(s) is attached to this change application☑ No

PART 2 – LOCATION DETAILS

3) Loc	3) Location of the premises (complete 3.1) or 3.2), and 3.3) as applicable)						
3.1) St	treet address	s and lot on pla	an				
 Street address AND lot on plan (all lots must be listed), or Street address AND lot on plan for an adjoining or adjacent property of the premises (appropriate for development in water but adjoining or adjacent to land e.g. jetty, pontoon. All lots must be listed). 							
	Unit No.	Unit No. Street No. Street Name and Type Suburb					
a)		27	Marine Parade	Arcadia			
a)	Postcode	Lot No.	Plan Type and Number (e.g. RP, SP)	Local Government Area(s)			
	4819	16	RP706831	Townsville			
	Unit No. Street No. Street Name and Type Suburb						
b)		5	Bright Avenue	Arcadia			
b)	Postcode	Lot No.	Plan Type and Number (e.g. RP, SP)	Local Government Area(s)			
	4819 31 RP706831 Townsville						



	_								
	Unit No.	Street	No. Stre	Street Name and Type			Su	Suburb	
۵)		5	Brig	Bright Avenue			Arc	cadia	
c)	Postcode	Lot No	o. Pla	Plan Type and Number (e.g. RP, SP)			Lo	cal Government Area(s)	
	4819	32	RP ²	RP706831			To	wnsville	
Note: F	.g. channel dred Place each set o	ging in Mo f coordina	oreton Bay) ates in a separ	ate row.		te area	as, over part of a	a lot or ir	n water not adjoining or adjacent to land
				ide and latitud	_			I	
Longi	tude(s)		Latitude(s)		Datum			Local	Government Area(s) (if applicable
						S84			
					GD.	г			
	ordinatos of	promiso	o by costin	a and northin	_	ei.			
		-	•	g and northing Zone Ref.	Datum			Local	Covernment Area(a) (if a ville also
Eastir	ig(s)	Northi	rig(s)			S84		Local	I Government Area(s) (if applicable
				☐ 54 ☐ 55					
				☐ 56	Oth	-			
3 3) A	dditional pre	mises				01.			
			e relevant to	the original o	developm	nent a	annroval and	the de	tails of these premises have
	en attached i			_	40 (0.0 p.)	.0	approvar arra		name of aroos promises have
⊠ No	t required								
				NTITY DE			le application		
•	see section 78				3	J			
Towns	sville City Co	uncil							
PART	- 4 – CHA	NGE	DETAIL	.S					
5) Pro	vide details o	of the ex	kisting deve	lopment appr	oval subj	ect to	this change	applic	ation
Appro	val type		Referen	ce number		Date	issued		Assessment manager/approval entity
	evelopment p eliminary app		MCU21	/0152		15 Ju	ne 2022		Townsville City Council
	evelopment p eliminary app								
			•		•				
6) Typ	oe of change	propose	ed						
,	6.1) Provide a brief description of the changes proposed to the development approval (e.g. changing a development approval for a five unit apartment building to provide for a six unit apartment building):								
Other change to facilitate additional car parking on an adjacent lot (inclusion of a new premises).									
6.2) V	Vhat type of c	hange o	does this ap	pplication prop	oose?				
☐ Mi	nor change a	pplication	on – procee	d to Part 5					
	☑ Other change application – proceed to Part 6								

PART 5 – MINOR CHANGE APPLICATION REQUIREMENTS

7) Are there any affected entiti	es for this change application	
☐ No – proceed to Part 7		
☐ Yes – list all affected entitie	s below and proceed to Part 7	
	ct 2016 states that the person making the change application must fected entity as identified in section 80(2) of the Planning Act 2016.	
Affected entity	Pre-request response provided? (where a pre- request response notice for the application has been given, a copy of the notice must accompany this change application)	Date notice given (where no pre- request response provided)
	☐ No☐ Yes – pre-request response is attached to this change application	
	☐ No☐ Yes – pre-request response is attached to this change application	
	☐ No☐ Yes – pre-request response is attached to this change application	
original development approv ☐ No ☐ Yes	any additional premises included in this change applic	The pair of the
9) Development details		
,	type of development, approval type, or level of asses	ssment in this change
⊠ No		
Yes – the completed Section	ons 1 and 2 of Part 3 (Development details) of <i>DA For</i> elate to the new or changed aspects of development a	
9.2) Does the change applicati		
⊠ No		
Yes – the completed Part 5 change application is provide	(Building work details) of <i>DA Form 2 – Building work</i> led with this application.	details as it relates to the
40) D-f		
	e change application require referral for any referral re d to each referral agency triggered by the change application as if t ng the proposed change.	
change application is provi	(Referral details) of <i>DA Form 1 – Development applied</i> ded with this application. Where referral is required for <u>for building work</u> is also completed.	
11) Information request under	Part 3 of the DA Rules	
	nation request if determined necessary for this change	application

☐ I do not agree to accept an information	request for this change application	
Note: By not agreeing to accept an information reque	st I, the applicant, acknowledge:	
assessment manager and any referral agencies i	decided based on the information provided when making this relevant to the change application are not obligated under the or the change application unless agreed to by the relevant pa	DA Rules to accept any
	ation is an application listed under section 11.3 of the DA Rule	es.
Further advice about information requests is contained	d in the DA Forms Guide: Forms 1 and 2.	
12) Further details		
□ Part 7 of DA Form 1 – Development application and is provide	olication details is completed as if the change app d with this application.	olication was a
PART 7 – CHECKLIST AND AP	PLICANT DECLARATION	
13) Change application checklist		
I have identified the:		
 responsible entity in 4); and 		
 for a minor change, any affected entitie 	es: and	⊠ Yes
for an other change all relevant referra		_
Note : See the Planning Regulation 2017 for referral re		
For an other change application, the releva	ant sections of DA Form 1 – Development	⊠ Yes
application details have been completed ar		☐ Not applicable
For an other change application, where but	Iding work is associated with the change	
application, the relevant sections of <i>DA For</i>		Yes
completed and is attached to this application		Not applicable
Supporting information addressing any app	olicable assessment benchmarks is attached to	
this application		
	6 and 23.7 of DA Form 1 – Development application details	⊠ Yes
that are relevant as a result of the change application relevant categorising instrument(s) (e.g. the local gov	, a planning report and any technical reports required by the ernment planning scheme, State Planning Policy, State	
	ormation, see <u>DA Forms Guide: Planning report template</u> .	
Relevant plans of the development are atta	ached to this development application	_
	all relevant aspects of this change application. For further	⊠ Yes
information, see <u>DA Forms Guide: Relevant plans.</u>		
14) Applicant declaration		
	clare that all information in this change application	
	Part 1 of this form, I consent to receive future elec	
	vant affected entity or referral agency for the cha	
Act 2001.	ted pursuant to sections 11 and 12 of the <i>Electrol</i>	nic Transactions
Note: It is unlawful to intentionally provide false or mix	sleading information.	
	n this form will be used by the responsible entity a	and/or chosen
	d entity or referral agency and/or building certifier	
	ed by those entities) while processing, assessing	
change application.		
	cation may be available for inspection and purcha	ase, and/or published on
the assessment manager's and/or referral	•	
	or a purpose unrelated to the <i>Planning Act 2016</i> , F	Planning Regulation 2017
and the DA Rules except where:		
	the provisions about public access to documents on 2017, and the access rules made under the	

required by other legislation (including the Right to Information Act 2009); or

otherwise required by law.

This information may be stored in relevant databases. The information collected will be retained as required by the *Public Records Act 2002*.

PART 8 – FOR COMPLETION OF THE ASSESSMENT MANAGER – FOR OFFICE USE ONLY

USE CINET						
Date received:	Reference numb	per(s):				
QLeave notification and pay Note: For completion by assessmen						
Note. For completion by assessme	ті тападет ії арріісаріе	1				
Description of the work						
QLeave project number						
Amount paid (\$)		Date paid (dd/mm/yy)				
Date receipted form sighted	by assessment manager					
Name of officer who sighter	the form					

DA Form 1 – Development application details

Approved form (version 1.6 effective 2 August 2024) made under section 282 of the Planning Act 2016.

This form **must** be used to make a development application **involving code assessment or impact assessment**, except when applying for development involving only building work.

For a development application involving **building work only**, use *DA Form 2 – Building work details*.

For a development application involving **building work associated with any other type of assessable development** (i.e. material change of use, operational work or reconfiguring a lot), use this form (*DA Form 1*) and parts 4 to 6 of *DA Form 2 – Building work details*.

Unless stated otherwise, all parts of this form **must** be completed in full and all required supporting information **must** accompany the development application.

One or more additional pages may be attached as a schedule to this development application if there is insufficient space on the form to include all the necessary information.

This form and any other form relevant to the development application must be used to make a development application relating to strategic port land and Brisbane core port land under the *Transport Infrastructure Act 1994*, and airport land under the *Airport Assets (Restructuring and Disposal) Act 2008*. For the purpose of assessing a development application relating to strategic port land and Brisbane core port land, any reference to a planning scheme is taken to mean a land use plan for the strategic port land, Brisbane port land use plan for Brisbane core port land, or a land use plan for airport land.

Note: All terms used in this form have the meaning given under the Planning Act 2016, the Planning Regulation 2017, or the Development Assessment Rules (DA Rules).

PART 1 - APPLICANT DETAILS

Planning Act 2016					
2.1) Is written consent of the owner required for this development application?					
☐ Yes – the written consent of the owner(s) is attached to this development application☐ No – proceed to 3)					



PART 2 - LOCATION DETAILS

3) Location of the premises (complete 3.1) or 3.2), and 3.3) as applicable) Note: Provide details below and attach a site plan for any or all premises part of the development application. For further information, see <u>DA</u> Forms Guide: Relevant plans.										
3.1) Street address and lot on plan										
Str	eet address	AND lo	ot on pla	an (a <i>ll l</i> o	ots must be list	ed), or				
Street address AND lot on plan for an adjoining or adjacent property of the premises (appropriate for development in water but adjoining or adjacent to land e.g. jetty, pontoon. All lots must be listed).										
	Unit No.	Stree	t No.	Stree	t Name and	I Туре			Suburb	
- \										
a)	Postcode	Lot N	0.	Plan	Type and N	umber	(e.g. R	P, SP)	Local Government Area(s)	
	Unit No.	Stree	t No.	Stree	t Name and	I Туре			Suburb	
1. \										
b)	Postcode	Lot N	0.	Plan	Type and N	umber	(e.g. R	P, SP)	Local Government Area(s)	
е.	oordinates o g. channel dred lace each set o	ging in N	∕loreton B	lay)		ent in ren	note are	as, over part of	a lot or in water not adjoining or adjacent to land	
	ordinates of					de				
Longit			Latitud			Datur	n		Local Government Area(s) (if applicable	
	,			,		□W	GS84	,		
		DA94								
☐ Other:										
☐ Co	ordinates of	premis	es by e	asting	and northin	g				
Eastin	g(s)	North	ing(s)		Zone Ref.	Datur	n		Local Government Area(s) (if applicable)	
					<u></u> 54	□W	GS84			
					☐ 55	GI	DA94			
					☐ 56	Ot	ther:			
3.3) A	dditional pre	mises								
							pplicat	ion and the c	letails of these premises have been	
	ached in a so	hedule	to this	develo	ppment appl	ication				
□ №	t required									
4) Ider	ntify any of th	ne follo	wing th	at appl	y to the pre	mises a	nd pro	ovide any rele	evant details	
☐ In or adjacent to a water body or watercourse or in or above an aquifer										
Name of water body, watercourse or aquifer:										
On strategic port land under the <i>Transport Infrastructure Act 1994</i>										
Lot on plan description of strategic port land:										
Name	of port author	ority for	the lot							
☐ In a	a tidal area									
Name	of local gove	ernmer	nt for the	e tidal a	area (if applic	able):				
Name	of port author	ority for	r tidal a	rea (if a	pplicable)					

On airport land under the Airport Assets (Restructuring and Disposal) Act 2008
Name of airport:
Listed on the Environmental Management Register (EMR) under the Environmental Protection Act 1994
EMR site identification:
Listed on the Contaminated Land Register (CLR) under the Environmental Protection Act 1994
CLR site identification:
·
5) Are there any existing easements over the premises? Note: Easement uses vary throughout Queensland and are to be identified correctly and accurately. For further information on easements and how they may affect the proposed development, see <u>DA Forms Guide</u> .
☐ Yes – All easement locations, types and dimensions are included in plans submitted with this development application☐ No
PART 3 – DEVELOPMENT DETAILS Section 1 – Aspects of development
6.1) Provide details about the first development aspect
a) What is the type of development? (tick only one box)
☐ Material change of use ☐ Reconfiguring a lot ☐ Operational work ☐ Building work
b) What is the approval type? (tick only one box)
☐ Development permit ☐ Preliminary approval ☐ Preliminary approval that includes a variation approva
c) What is the level of assessment?
☐ Code assessment ☐ Impact assessment (requires public notification)
d) Provide a brief description of the proposal (e.g. 6 unit apartment building defined as multi-unit dwelling, reconfiguration of 1 lot into 3 lots):
e) Relevant plans Note: Relevant plans are required to be submitted for all aspects of this development application. For further information, see DA Forms guide: Relevant plans .
Relevant plans of the proposed development are attached to the development application
6.2) Provide details about the second development aspect
a) What is the type of development? (tick only one box)
☐ Material change of use ☐ Reconfiguring a lot ☐ Operational work ☐ Building work
b) What is the approval type? (tick only one box)
☐ Development permit ☐ Preliminary approval ☐ Preliminary approval that includes a variation approval
c) What is the level of assessment?
Code assessment Impact assessment (requires public notification)

d) Provide a brief description of the proposal (e.g. 6 unit apartment building defined as multi-unit dwelling, reconfiguration of 1 lot into 3

Note: Relevant plans are required to be submitted for all aspects of this development application. For further information, see DA Forms Guide: Relevant plans.

Relevant plans of the proposed development are attached to the development application



e) Relevant plans

6.3) Additional aspects of devel	opment					
☐ Additional aspects of develo that would be required unde☐ Not required						
6.4) Is the application for State	facilitated	l developme	ent?			
Yes - Has a notice of declara						
□ No	alion bee	ii giveii by t	ne minister:			
Section 2 – Further develop	ment de	etails				
7) Does the proposed developn			ve any of the following?			
Material change of use			division 1 if assessable ag	gainst	a local planning instru	ument
Reconfiguring a lot		- complete	-	<u>, </u>	1 5	
Operational work		- complete				
Building work	Yes -	- complete I	DA Form 2 – Building worl	rk deta	ils	
Division 1 – Material change o						
Note : This division is only required to be a local planning instrument.	completed it	f any part of the	e development application involv	ves a m	aterial change of use asse	ssable against a
8.1) Describe the proposed mat	terial chai	nge of use				
Provide a general description of		Provide th	e planning scheme definit	tion	Number of dwelling	Gross floor
proposed use		(include each	h definition in a new row)		units (if applicable)	area (m²) (if applicable)
						(ii applicable)
8.2) Does the proposed use inv	olve the ı	use of existi	na buildinas on the premis	ses?		
☐Yes			gg			
□ No						
8.3) Does the proposed develop	oment rela	ate to temp	orary accepted developme	ent un	der the Planning Rec	ulation?
☐ Yes – provide details below		<u>'</u>			<u> </u>	anatrorr.
□ No	or morade	y dotallo ili c	a contour to the develop	, inone	арриосион	
Provide a general description of	f the temr	oorary acce	pted development		Specify the stated pe	riod dates
r revide a general decompliant		orary acce	prod dovoropinioni		under the Planning R	
				I.		
Division 2 – Reconfiguring a lo						
Note: This division is only required to be a				ves reco	onfiguring a lot.	
9.1) What is the total number of	existing	iots making	up the premises?			
9.2) What is the nature of the lo	t reconfic	uration? (tic	k all applicable hoxes)			
Subdivision (complete 10)		(III	Dividing land into par	rts bv	agreement (complete 1	1)
Boundary realignment (compl	lete 12)		☐ Creating or changing			
	0.0 12)		from a constructed ro			0 to a lot



10) Subdivision						
10.1) For this devel	opment, how	many lots are	being crea	ted and wha	at is the intended i	use of those lots:
Intended use of lots	s created	Residential	Com	mercial	Industrial	Other, please specify:
Number of lots crea	ated					
10.2) Will the subdi	vicion ho sta	and?				
Yes – provide a						
☐ No	uullionai uela	iis below				
How many stages v	will the works	include?				
What stage(s) will t apply to?	his developm	ent application				
11) Dividing land int	to parts by ag	reement – hov	v many par	ts are being	created and what	t is the intended use of the
Intended use of par	ts created	Residential	Com	mercial	Industrial	Other, please specify:
Number of parts cre	eated					
12) Boundary realig						
12.1) What are the	-		for each lo	ot comprisin		11.4
	Current l			Proposed lot Lot on plan description Area (m²)		
Lot on plan descrip	tion Ar	ea (m²)		Lot on pla	n description	Area (m ²)
12.2) What is the re	eason for the	houndary roali	anmont?			
12.2) What is the re	ason for the	boundary really	griment			
			existing ea	asements be	eing changed and	or any proposed easement?
(attach schedule if there			Dumpaga	of the ease	t2 (
Existing or proposed?	Width (m)	Length (m)	pedestrian a	of the easen access)	nent? (e.g.	Identify the land/lot(s) benefitted by the easement
						•
Division 3 – Operat				, ,		
Note : This division is only 14.1) What is the na				ортепт арриса	ation involves operation	nai work.
Road work	atare or the o	perational wort	Stormwat	er	☐ Water in	frastructure
☐ Drainage work			Earthwork		_	infrastructure
Landscaping			Signage			vegetation
Other – please s	specify:					
14.2) Is the operation	onal work ne	cessary to facil	itate the cr	eation of nev	w lots? (e.g. subdivis	sion)
Yes – specify nu	umber of new	lots:				
No						



14.3) What is the monetary value of the proposed operational work? (include GST, materials and labour)				

PART 4 – ASSESSMENT MANAGER DETAILS

15) Identify the assessment manager(s) who will be assessing this development application				
16) Has the local government agreed to apply a superseded planning scheme for this development application?				
Yes – a copy of the decision notice is attached to this development application				
The local government is taken to have agreed to the superseded planning scheme request – relevant documents attached				
□ No				

PART 5 - REFERRAL DETAILS

•	71(1) 1(2) 2217(12)
	17) Does this development application include any aspects that have any referral requirements? Note: A development application will require referral if prescribed by the Planning Regulation 2017.
	No, there are no referral requirements relevant to any development aspects identified in this development application − proceed to Part 6
	Matters requiring referral to the Chief Executive of the Planning Act 2016:
	☐ Clearing native vegetation
	Contaminated land (unexploded ordnance)
	Environmentally relevant activities (ERA) (only if the ERA has not been devolved to a local government)
	☐ Fisheries – aquaculture
	☐ Fisheries – declared fish habitat area
	☐ Fisheries – marine plants
	☐ Fisheries – waterway barrier works
	☐ Hazardous chemical facilities
	☐ Heritage places – Queensland heritage place (on or near a Queensland heritage place)
	☐ Infrastructure-related referrals – designated premises
	☐ Infrastructure-related referrals – state transport infrastructure
	☐ Infrastructure-related referrals – State transport corridor and future State transport corridor
	☐ Infrastructure-related referrals – State-controlled transport tunnels and future state-controlled transport tunnels
	☐ Infrastructure-related referrals – near a state-controlled road intersection
	Koala habitat in SEQ region – interfering with koala habitat in koala habitat areas outside koala priority areas
	Koala habitat in SEQ region – key resource areas
	Ports – Brisbane core port land – near a State transport corridor or future State transport corridor
	Ports – Brisbane core port land – environmentally relevant activity (ERA)
	Ports – Brisbane core port land – tidal works or work in a coastal management district
	Ports – Brisbane core port land – hazardous chemical facility
	Ports – Brisbane core port land – taking or interfering with water
	Ports – Brisbane core port land – referable dams
	Ports – Brisbane core port land – fisheries
	Ports – Land within Port of Brisbane's port limits (below high-water mark)
	SEQ development area
	SEQ regional landscape and rural production area or SEQ rural living area – tourist activity or sport and recreation activity
	SEQ regional landscape and rural production area or SEQ rural living area – community activity
	SEQ regional landscape and rural production area or SEQ rural living area – indoor recreation
	SEQ regional landscape and rural production area or SEQ rural living area – urban activity
	☐ SEQ regional landscape and rural production area or SEQ rural living area – combined use



SEQ northern inter-urban break – tourist activity or spot SEQ northern inter-urban break – community activity SEQ northern inter-urban break – indoor recreation SEQ northern inter-urban break – urban activity SEQ northern inter-urban break – combined use Tidal works or works in a coastal management district Reconfiguring a lot in a coastal management district Erosion prone area in a coastal management district Urban design Water-related development – taking or interfering with Water-related development – referable dams Water-related development – referable dams Water-related development – levees (category 3 levees only Wetland protection area	for a canal water I (from a watercourse or lake)	
Matters requiring referral to the local government:		
☐ Airport land ☐ Environmentally relevant activities (ERA) (only if the ERA ☐ Heritage places – Local heritage places		
Matters requiring referral to the Chief Executive of the d Infrastructure-related referrals – Electricity infrastructure		ion entity:
Matters requiring referral to: ■ The Chief Executive of the holder of the licence, if ■ The holder of the licence, if the holder of the licence □ Infrastructure-related referrals – Oil and gas infrastruct Matters requiring referral to the Brisbane City Council:	e is an individual	
Ports – Brisbane core port land		
Matters requiring referral to the Minister responsible for Ports – Brisbane core port land (where inconsistent with the Ports – Strategic port land	<u> </u>	
Matters requiring referral to the relevant port operator , if Ports – Land within Port of Brisbane's port limits (below		
Matters requiring referral to the Chief Executive of the re Ports – Land within limits of another port (below high-water)		
Matters requiring referral to the Gold Coast Waterways Tidal works or work in a coastal management district (i)	_	
Matters requiring referral to the Queensland Fire and Em Tidal works or work in a coastal management district (i		berths))
(0)11		
18) Has any referral agency provided a referral response		
☐ Yes – referral response(s) received and listed below a ☐ No	re attached to this development	application
Referral requirement	Referral agency	Date of referral response
Identify and describe any changes made to the proposed referral response and this development application, or inc (if applicable).		

PART 6 - INFORMATION REQUEST

19) Information request under the				
I agree to receive an information request if determined necessary for this development application				
☐ I do not agree to accept an information request for this development application				
Note: By not agreeing to accept an info				
application and the assessment n	will be assessed and decided base nanager and any referral agencies ormation provided by the applicant	relevant to the	development app	lication are not obligated under the DA
Part 3 under Chapter 1 of the DA	A Rules will still apply if the application is an application listed under section 11.3 of the DA Rules or			
Part 2under Chapter 2 of the DA Rules will still apply if the application is for state facilitated development				
Further advice about information reques	sts is contained in the <u>DA Forms G</u>	<u>uide</u> .		
PART 7 – FURTHER DI	ETAILS			
20) Are there any associated de	evelopment applications or c	current appr	ovals? (e.g. a pr	reliminary approval)
Yes – provide details below				
□ No	or include details in a scried		evelopinent ap	phication
List of approval/development application references	Reference number	Date		Assessment manager
☐ Approval☐ Development application	MCU21/0152	15 June 2	022	Townsville City Council
☐ Approval ☐ Development application				
				L
21) Has the portable long service operational work)	ce leave levy been paid? (on	ly applicable to	o development app	olications involving building work or
Yes – a copy of the receipted	d QI eave form is attached t	o this devel	opment applica	ation
□ No – I, the applicant will prov				
assessment manager decide				
give a development approva				
☑ Not applicable (e.g. building		-	_	•
Amount paid	Date paid (dd/mm/yy)		1	number (A, B or E)
\$				
			L	_
22) Is this development applicat	tion in response to a show c	ause notice	or required as	a result of an enforcement
notice?				
Yes – show cause or enforce	ement notice is attached			
⊠ No				

23) Further legislative require	ments			
Environmentally relevant ac	<u>ctivities</u>			
23.1) Is this development application also taken to be an application for an environmental authority for an				
_	Activity (ERA) under section 115 of the Environmental Pro			
	Yes – the required attachment (form ESR/2015/1791) for an application for an environmental authority accompanies this development application, and details are provided in the table below			
⊠ No				
	tal authority can be found by searching "ESR/2015/1791" as a search ten to operate. See www.business.qld.gov.au for further information.	m at <u>www.qld.gov.au</u> . An ERA		
Proposed ERA number:	Proposed ERA threshold:			
Proposed ERA name:				
☐ Multiple ERAs are applica this development application	ble to this development application and the details have be on.	een attached in a schedule to		
Hazardous chemical faciliti	<u>es</u>			
23.2) Is this development app	lication for a hazardous chemical facility?			
Yes – Form 536: Notificati application	on of a facility exceeding 10% of schedule 15 threshold is	attached to this development		
⊠ No				
	for further information about hazardous chemical notifications.			
Clearing native vegetation				
	application involve clearing native vegetation that requir netation Management Act 1999 is satisfied the clearing is for Management Act 1999?			
☐ Yes – this development ap Management Act 1999 (st ☑ No	oplication includes written confirmation from the chief exec 22A determination)	utive of the <i>Vegetation</i>		
Note: 1. Where a development app	lication for operational work or material change of use requires a s22A den is prohibited development.	etermination and this is not included,		
	<u>//environment/land/vegetation/applying</u> for further information on how to d	obtain a s22A determination.		
Environmental offsets				
	lication taken to be a prescribed activity that may have a selection matter under the Environmental Offsets Act 2014?	significant residual impact on		
having a significant residu	an environmental offset must be provided for any prescribe al impact on a prescribed environmental matter	ed activity assessed as		
No Note: The environmental offset section environmental offsets.	on of the Queensland Government's website can be accessed at www.g	ld.gov.au for further information on		
Koala habitat in SEQ Regio	<u>n</u>			
	_ application involve a material change of use, reconfiguring nent under Schedule 10, Part 10 of the Planning Regulatio			
_	plication involves premises in the koala habitat area in the			
☐ Yes – the development ap ☐ No	plication involves premises in the koala habitat area outsic	de the koala priority area		
Note: If a koala habitat area determ	ination has been obtained for this premises and is current over the land, habitat area guidance materials at <u>www.desi.qld.gov.au</u> for further inform			



23.6) Does this development application involve taking or interfering with underground water through an artesian or subartesian bore, taking or interfering with water in a watercourse, lake or spring, or taking overland flow water under the <i>Water Act 2000</i> ?
 Yes – the relevant template is completed and attached to this development application and I acknowledge that a relevant authorisation or licence under the <i>Water Act 2000</i> may be required prior to commencing development No
Note : Contact the Department of Resources at www.resources.qld.gov.au for further information.
DA templates are available from <u>planning.statedevelopment.qld.gov.au</u> . If the development application involves:
Taking or interfering with underground water through an artesian or subartesian bore: complete DA Form 1 Template 1
 Taking or interfering with water in a watercourse, lake or spring: complete DA Form1 Template 2 Taking overland flow water: complete DA Form 1 Template 3.
Taking overland now water. Complete DA Form F Femplate 3.
Waterway barrier works
23.7) Does this application involve waterway barrier works?
☐ Yes – the relevant template is completed and attached to this development application ☐ No
DA templates are available from <u>planning.statedevelopment.qld.gov.au</u> . For a development application involving waterway barrier works, complete DA Form 1 Template 4.
Marine activities
23.8) Does this development application involve aquaculture, works within a declared fish habitat area or removal, disturbance or destruction of marine plants?
Yes – an associated <i>resource</i> allocation authority is attached to this development application, if required under the <i>Fisheries Act 1994</i>
⊠ No
Note : See guidance materials at <u>www.daf.qld.gov.au</u> for further information.
Quarry materials from a watercourse or lake
23.9) Does this development application involve the removal of quarry materials from a watercourse or lake under the <i>Water Act 2000?</i>
☐ Yes – I acknowledge that a quarry material allocation notice must be obtained prior to commencing development ☐ No
Note: Contact the Department of Resources at www.resources.gld.gov.au and www.business.gld.gov.au for further information.
Quarry materials from land under tidal waters
23.10) Does this development application involve the removal of quarry materials from land under tidal water under the <i>Coastal Protection and Management Act 1995?</i>
☐ Yes – I acknowledge that a quarry material allocation notice must be obtained prior to commencing development ☐ No
Note: Contact the Department of Environment, Science and Innovation at www.desi.qld.gov.au for further information.
Referable dams
23.11) Does this development application involve a referable dam required to be failure impact assessed under section 343 of the <i>Water Supply (Safety and Reliability) Act 2008</i> (the Water Supply Act)?
Yes – the 'Notice Accepting a Failure Impact Assessment' from the chief executive administering the Water Supply Act is attached to this development application
No Note: See guidance materials at www.resources.gld.gov.au for further information



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Water resources

Tidal work or development within a coastal mana		
23.12) Does this development application involve tid	•	coastal management district?
Yes – the following is included with this developm Evidence the proposal meets the code for a	• •	prescribed tidal work (only required
if application involves prescribed tidal work)	acceptable development that is	procention and tront (only roganou
☐ A certificate of title☐ No		
Note: See guidance materials at www.desi.gld.gov.au for further i	information.	
Queensland and local heritage places		
23.13) Does this development application propose d heritage register or on a place entered in a local go		
⊠ Yes – details of the heritage place are provided in	n the table below	
No Note: See guidance materials at www.desi.gld.gov.au for informa	tion requirements regarding developme	ent of Queensland heritage places
For a heritage place that has cultural heritage significance as a lo under the Planning Act 2016 that limit a local categorising instrum development on the stated cultural heritage significance of that pl information regarding assessment of Queensland heritage places	cal heritage place and a Queensland hent from including an assessment ben ace. See guidance materials at www.p	eritage place, provisions are in place chmark about the effect or impact of,
Name of the heritage place: NA (27 Marine Parade	e) Place ID:	249960
Decision under section 62 of the Transport Infras	structure Act 1994	
23.14) Does this development application involve ne	w or changed access to a state	e-controlled road?
Yes – this application will be taken to be an application for a decision under section 62 of the <i>Transport Infrastructure Act 1994</i> (subject to the conditions in section 75 of the <i>Transport Infrastructure Act 1994</i> being satisfied)		
☑ NoWalkable neighbourhoods assessment benchma	rks under Schedule 12A of th	oo Blanning Pogulation
23.15) Does this development application involve received (except rural residential zones), where at least one received the second seco	configuring a lot into 2 or more	
Yes – Schedule 12A is applicable to the developr		sment benchmarks contained in
schedule 12A have been considered	арриозани ана но осос	
No Note: See guidance materials at www.planning.statedevelopmers	at ald gov au for further information	
Note. See guidance materials at www.planning.statedevelopmen	ic.qia.gov.aa ior iariner imormation.	
PART 8 – CHECKLIST AND APPLICA	NT DECLARATION	
24) Development application checklist		
I have identified the assessment manager in questio requirement(s) in question 17	n 15 and all relevant referral	☐ Yes
Note: See the Planning Regulation 2017 for referral requirements	;	
If building work is associated with the proposed development of the building work details have been completed and attack.		
Supporting information addressing any applicable as development application	sessment benchmarks is with	
Note : This is a mandatory requirement and includes any relevant and any technical reports required by the relevant categorising in schemes, State Planning Policy, State Development Assessment Forms Guide: Planning Report Template.	struments (e.g. local government plann	ing i s s
Relevant plans of the development are attached to the Note: Relevant plans are required to be submitted for all aspects information, see DA Forms Guide: Relevant plans.		rther Yes

The portable long service leave levy for QLeave has been paid, or will be paid before a



☐ Not applicable

Yes

development permit is issued (see 21)

25) Applicant declaration	
By making this development application, I declare that correct	all information in this development application is true and
is required or permitted pursuant to sections 11 and 12	for the development application where written information of the <i>Electronic Transactions Act 2001</i>
Note: It is unlawful to intentionally provide false or misleading information	
 Privacy – Personal information collected in this form will be assessment manager, any relevant referral agency and/or which may be engaged by those entities) while processing All information relating to this development application may published on the assessment manager's and/or referral agency personal information will not be disclosed for a purpose us Regulation 2017 and the DA Rules except where: such disclosure is in accordance with the provisions at Act 2016 and the Planning Regulation 2017, and the applanning Regulation 2017; or required by other legislation (including the Right to Information may be stored in relevant databases. The Public Records Act 2002. 	building certifier (including any professional advisers g, assessing and deciding the development application. y be available for inspection and purchase, and/or gency's website. Including Act 2016, Planning Front public access to documents contained in the Planning access rules made under the Planning Act 2016 and formation Act 2009); or
PART 9 – FOR COMPLETION OF THE AS JSE ONLY	SSESSMENT MANAGER – FOR OFFICE
Date received: Reference number	per(s):
Date received: Reference numb Notification of engagement of alternative assessment man	
Notification of engagement of alternative assessment man	
Notification of engagement of alternative assessment man	
Notification of engagement of alternative assessment man Prescribed assessment manager Name of chosen assessment manager	
Notification of engagement of alternative assessment man Prescribed assessment manager Name of chosen assessment manager Date chosen assessment manager engaged	
Notification of engagement of alternative assessment man Prescribed assessment manager Name of chosen assessment manager Date chosen assessment manager engaged Contact number of chosen assessment manager Relevant licence number(s) of chosen assessment manager	
Notification of engagement of alternative assessment man Prescribed assessment manager Name of chosen assessment manager Date chosen assessment manager engaged Contact number of chosen assessment manager Relevant licence number(s) of chosen assessment manager QLeave notification and payment	
Notification of engagement of alternative assessment man Prescribed assessment manager Name of chosen assessment manager Date chosen assessment manager engaged Contact number of chosen assessment manager Relevant licence number(s) of chosen assessment manager	
Notification of engagement of alternative assessment man Prescribed assessment manager Name of chosen assessment manager Date chosen assessment manager engaged Contact number of chosen assessment manager Relevant licence number(s) of chosen assessment manager QLeave notification and payment Note: For completion by assessment manager if applicable	
Notification of engagement of alternative assessment man Prescribed assessment manager Name of chosen assessment manager Date chosen assessment manager engaged Contact number of chosen assessment manager Relevant licence number(s) of chosen assessment manager QLeave notification and payment Note: For completion by assessment manager if applicable Description of the work	
Notification of engagement of alternative assessment man Prescribed assessment manager Name of chosen assessment manager Date chosen assessment manager engaged Contact number of chosen assessment manager Relevant licence number(s) of chosen assessment manager QLeave notification and payment Note: For completion by assessment manager if applicable Description of the work QLeave project number	ager

Landowner's consent to the making of a development application under the *Planning Act 2016*

I/We,	
	{Name}
	{Position}
	TULMAXCO PTY LTD
Being the owner of the premises identified as follows:	
	5 Bright Avenue ARCADIA QLD 4819
	Lots 31 & 32 on RP706831
onsent to the making of a development application ur	nder the <i>Planning Act 2016</i> by:
S	Somerville Hospitality Pty Ltd C/- BNC Planning Pty Ltd
n the premises described above for:	
	Material Change of Use
	Duccool Myskenner Duck Signature of Landowner(s)
	07-10-2025
	Date

The Planning Act 2016 is administered by the Department of Local Government, Infrastructure and Planning, Queensland Government.

Landowner's consent to the making of a development application under the *Planning Act 2016*

I/We,	Nathan Somerville (Name) Director (Position)
	Director {Position}
	SERPENT HOLDINGS PTY LTD
Being the owner of the premises	identified as follows:
	27 Marine Parade ARCADIA QLD 4819
	Lot 16 on RP706831
consent to the making of a devel	lopment application under the Planning Act 2016 by:
	Somerville Hospitality Pty Ltd C/- BNC Planning Pty Ltd
on the premises described abov	e for:
	Material Change of Use
	Waterial Sharings of 323
	1. Lin
	Signature of Landowner(s)
	01, 00 7
	04-08.25
	Date

The Planning Act 2016 is administered by the Department of Local Government, Infrastructure and Planning, Queensland Government.

APPENDIX 2

SITE DETAILS

Document Set ID: 27694812 Version: 1, Version Date: 24/10/2025

Aerial

27 Marine Parade & 5 Bright Avenue, Arcadia QLD 4819

19°9'4"S 146°51'41"E 19°9'4"S 146°51'49"E



19°9'12"S 146°51'41"E



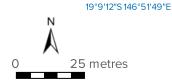
Legend located on next page



Includes material \odot State of Queensland 2025. You are responsible for ensuring that the map is suitable for your purposes. The State of Queensland makes no representation or warranties in relation to the map contents and disclaims all liability.

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Version: 1, Version Date: 24/10/2025



Scale: 1:1368

Printed at: A4
Print date: 23/4/2025

Not suitable for accurate measurement. **Projection:** Web Mercator EPSG 102100 (3857)

For more information, visit https://qldglobe.information.qld.gov.au/help-info/Contactus.html



Department of Natural Resources and Mines, Manufacturing, and Regional and Rural Development

Aerial

27 Marine Parade & 5 Bright Avenue, Arcadia QLD 4819



Legend

Roads and tracks Land parcel **Parcel** Motorway Land parcel - gt 1 ha Highway **Parcel** Secondary Land parcel - gt 10 ha Connector **Parcel** Local Easement parcel **Restricted Access Road** Mall Strata parcel **Busway Bikeway** Volumetric parcel **Restricted Access Bikeway** Land parcel - gt 1000 ha Walkway **Parcel Restricted Access** Walkway Land parcel label Non-vehicular Track Land parcel label - gt 1 Track ha **Restricted Access Track** Ferry Land parcel label - gt 10 **Proposed Thoroughfare** ha Green bridges Land parcel label - gt **Bridges** 1000 ha **Tunnels** Places: Land parcel 16RP706831

Railway stations

Railways



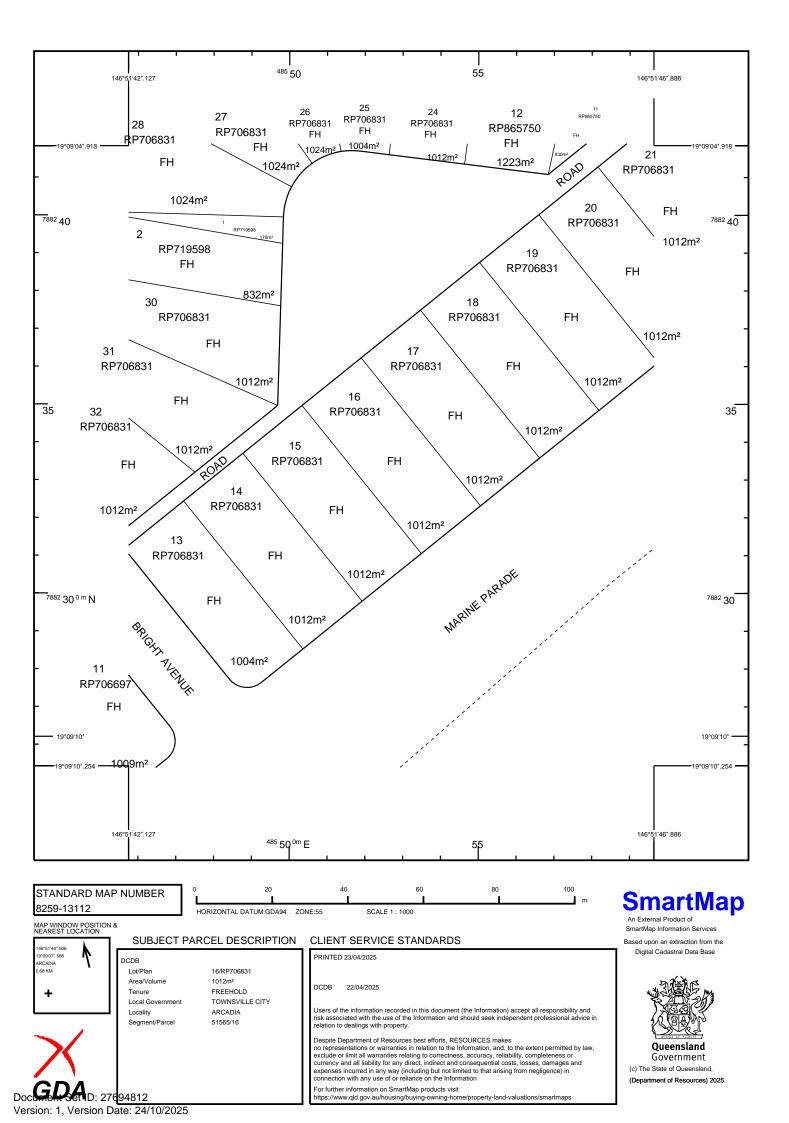
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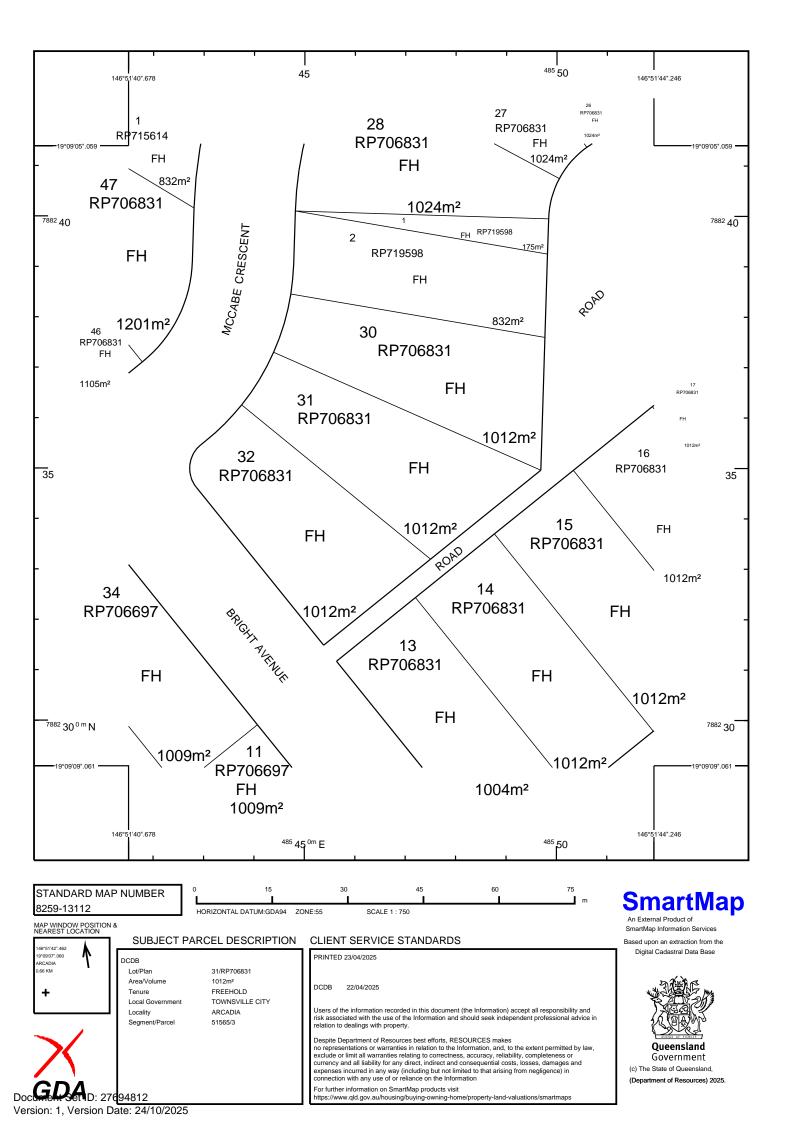
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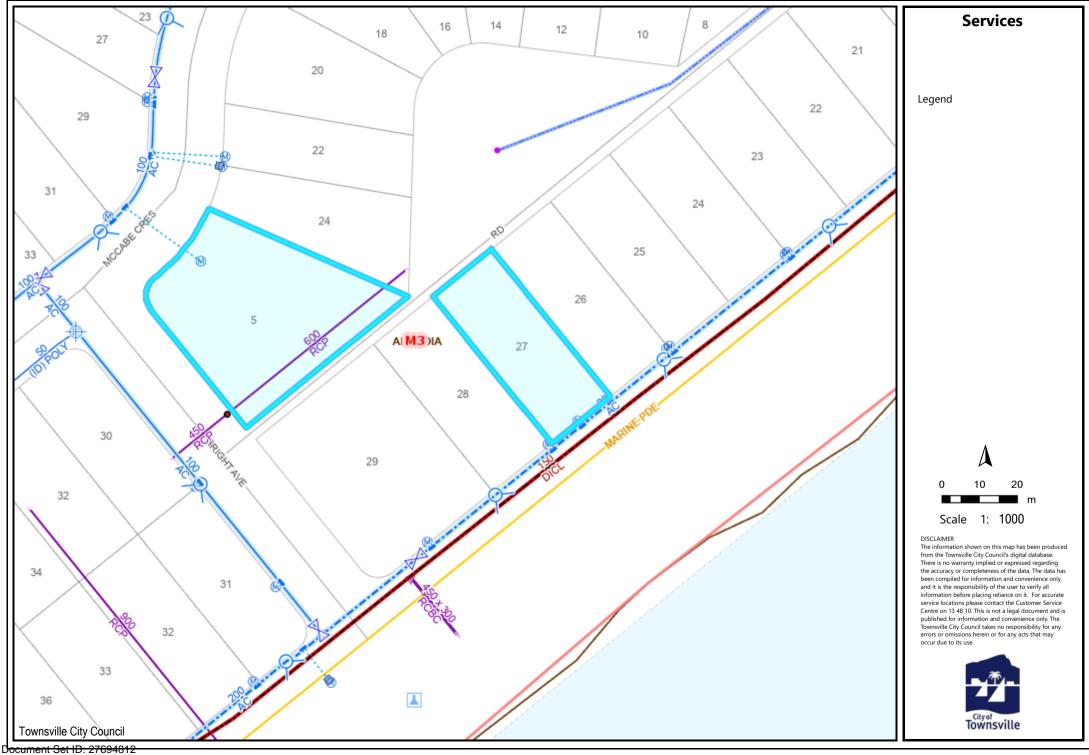
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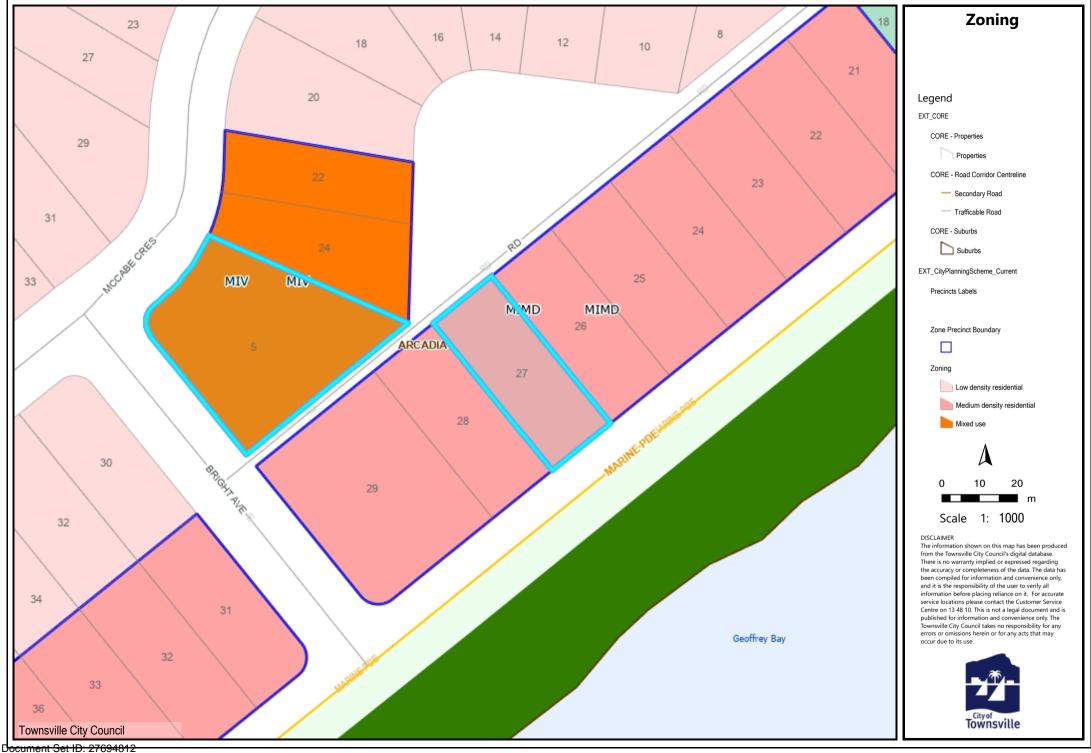
32RP706831

31RP706831

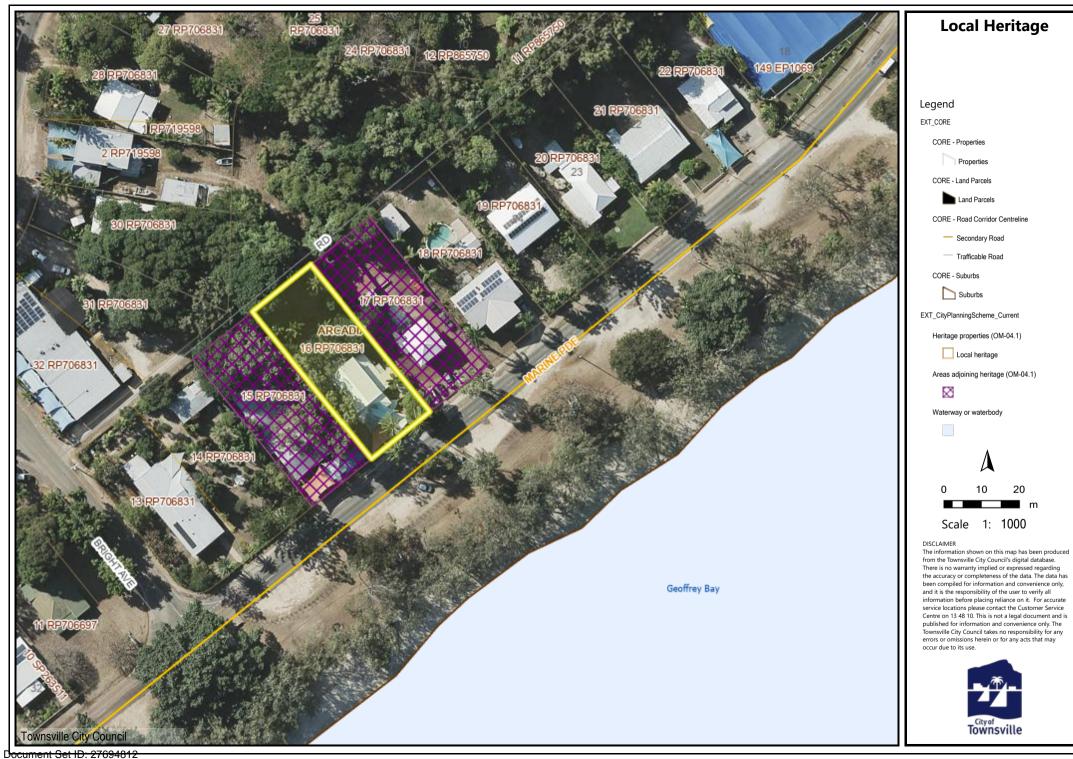












Properties

Land Parcels

 Secondary Road Trafficable Road

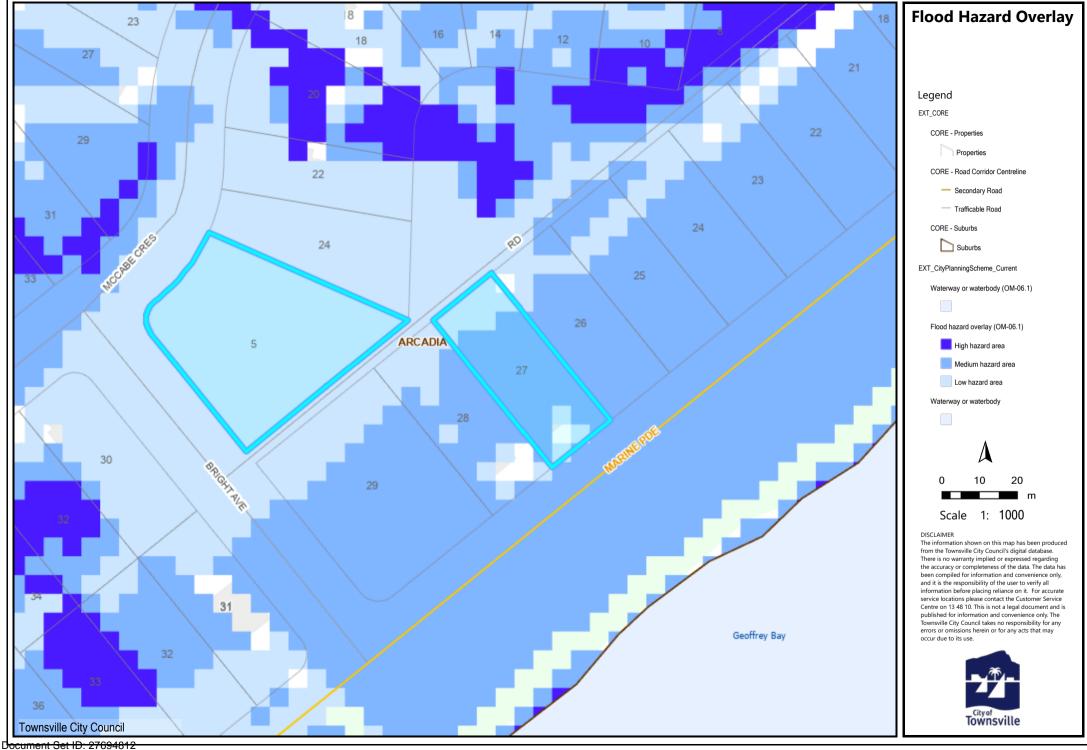
Suburbs

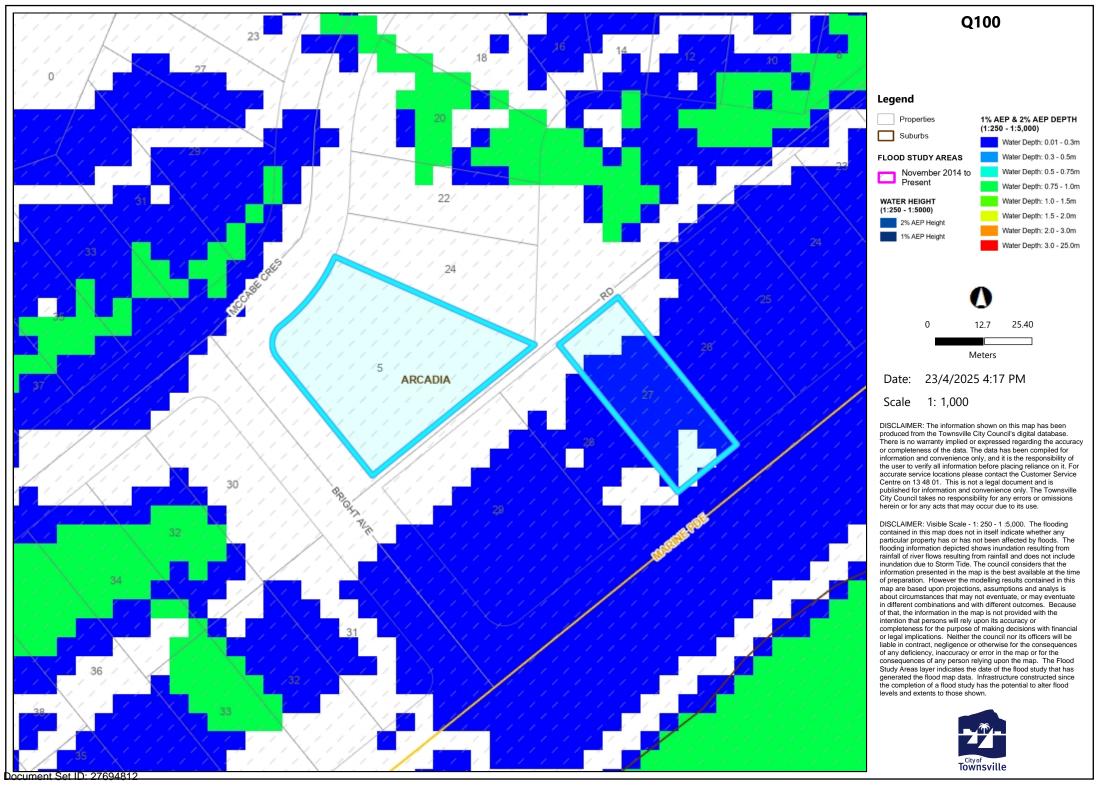
Local heritage

20

Scale 1: 1000

Townsville

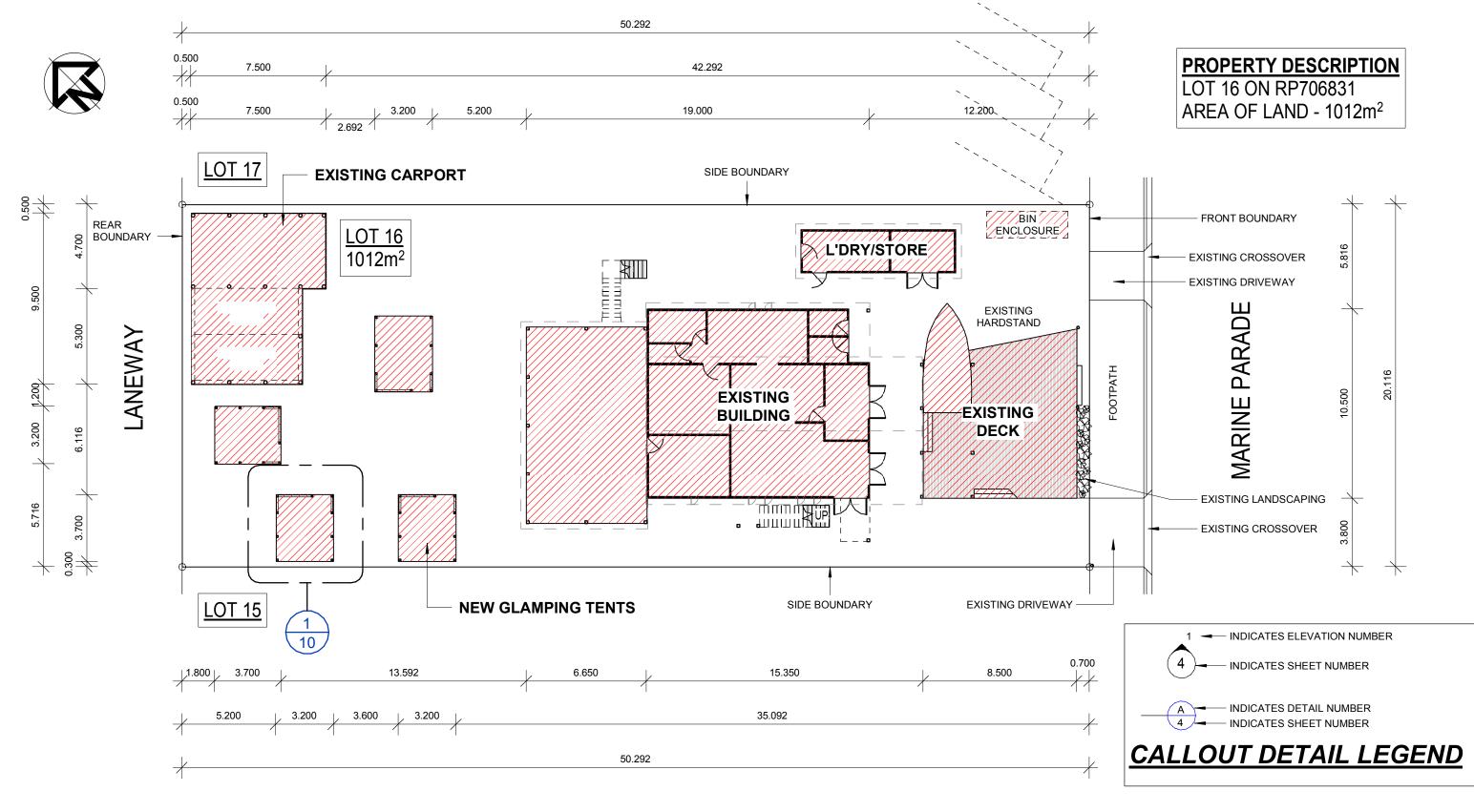




APPENDIX 3

PLANS OF DEVELOPMENT

Document Set ID: 27694812 Version: 1, Version Date: 24/10/2025



SITE LAYOUT PLAN SCALE: 1:200

AS CONSTRUCTED

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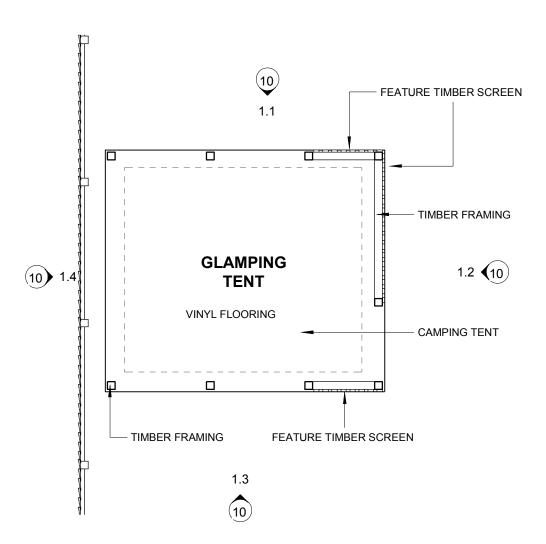
building designers association of queensland inc.

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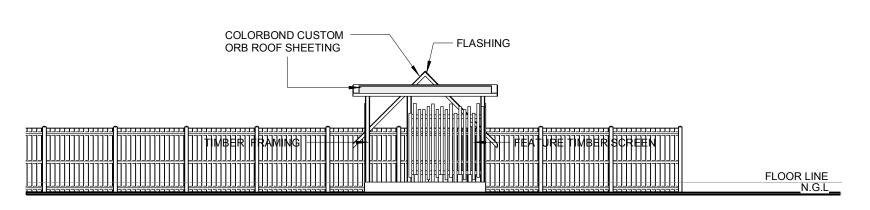
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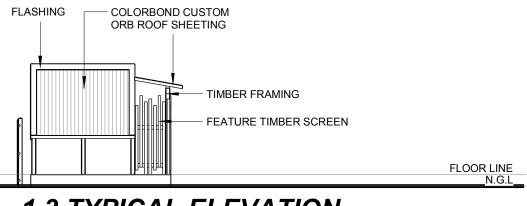
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TYPICAL GLAMPING TENT LAYOUT PLAN SCALE: 1:50



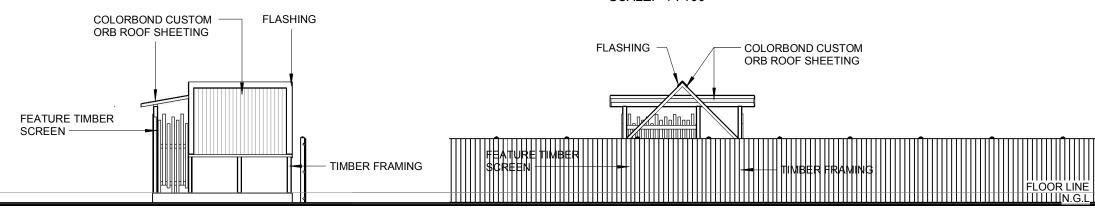
1.2 TYPICAL ELEVATION SCALE: 1:100



1.3 TYPICAL ELEVATION SCALE: 1:100



GLAMPING TENT



1.1 TYPICAL ELEVATION

1.4 TYPICAL ELEVATION

SCALE: 1:100

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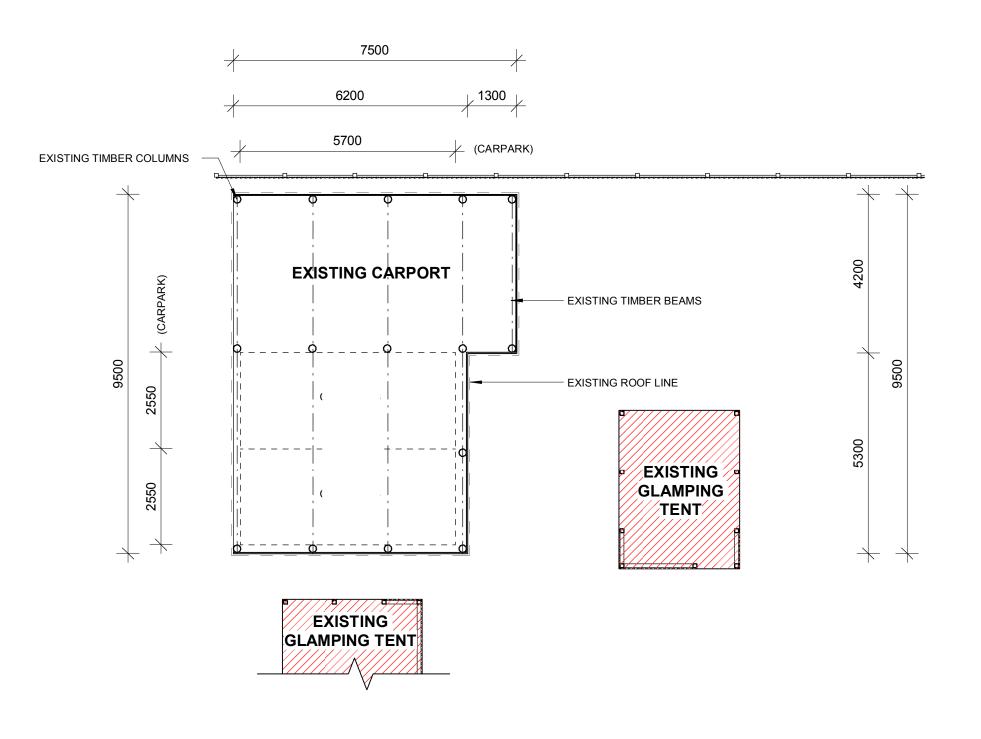


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B. J. SWITZER

SHEET NO. - 11

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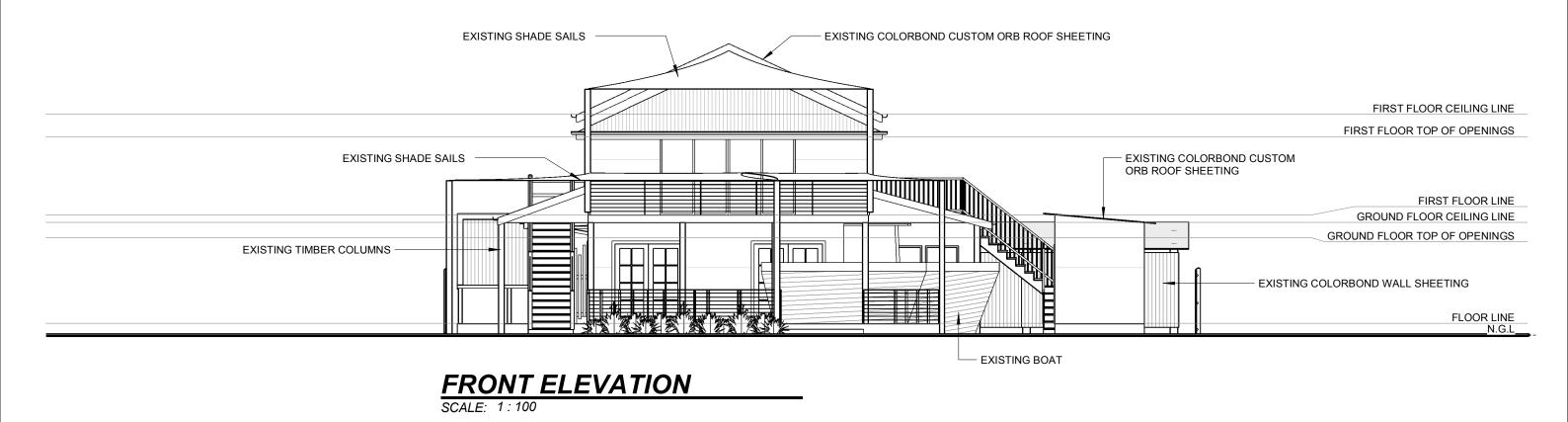
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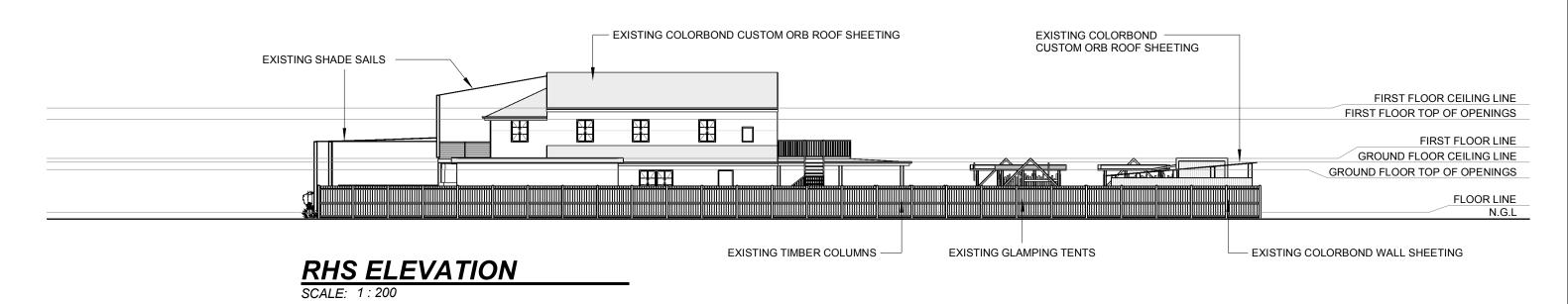
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CHECKED BY -





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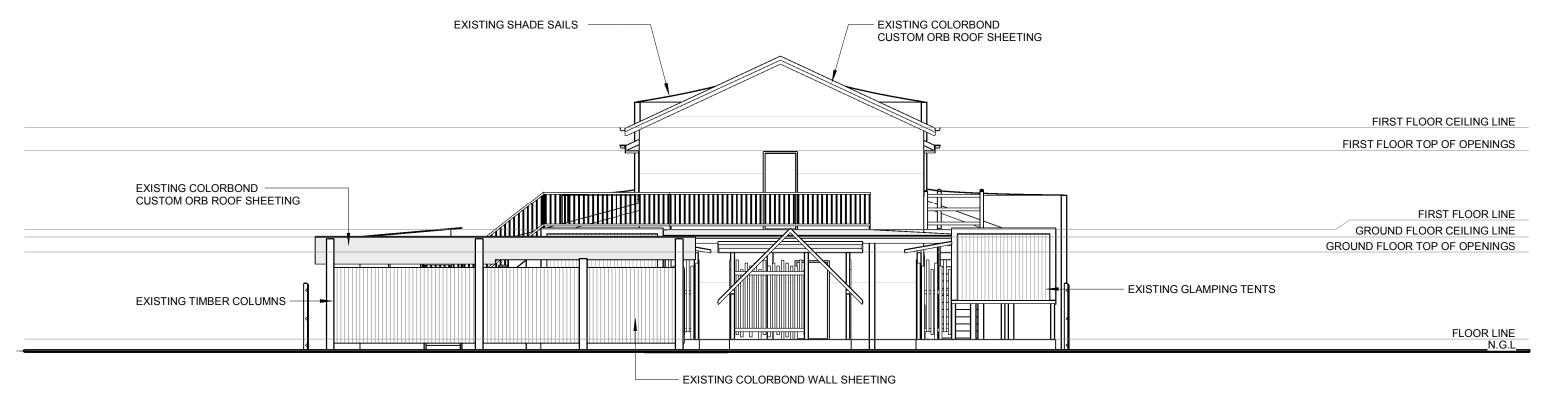


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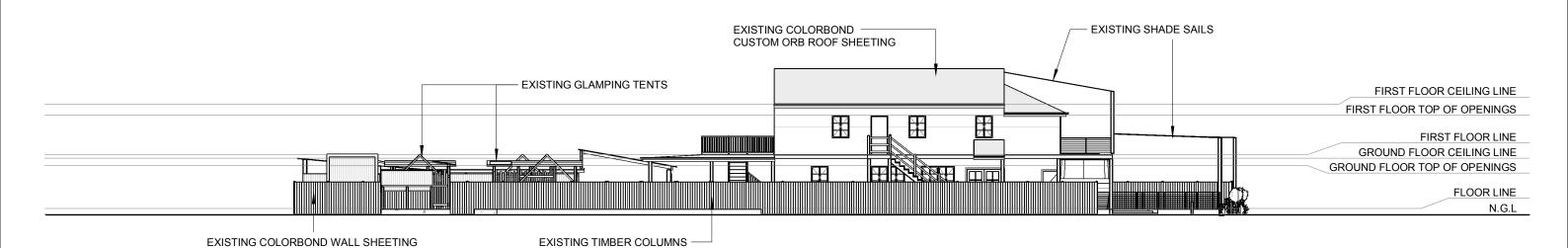
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				RESIDENTIAL DESIGN DRAFTING
				CONTRACTOR LICENCE
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CLIENT - ARCADIA BEACH GUEST HOUSE PROJECT - EXTENSION LOCATION - 27 MARINE PARADE, ARCADIA QLD 4819 PROJECT NO. - 18-5039-ABG REVISION DATE - MAY 2018 DRAWN - BG SCALE - AS SHOWN CHECKED BY -B. J. SWITZER SHEET NO. - 12



REAR ELEVATION SCALE: 1:100



LHS ELEVATION SCALE: 1:200

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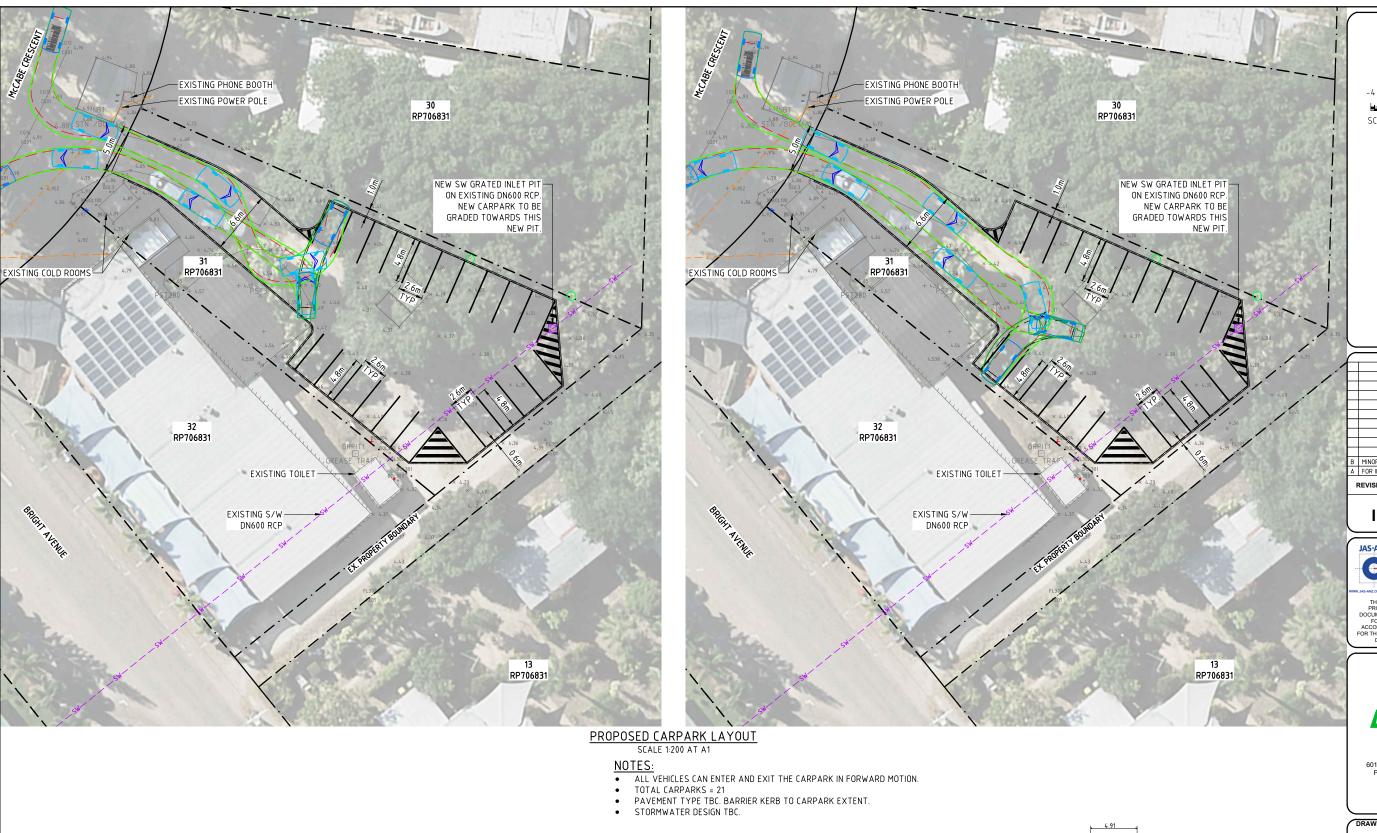


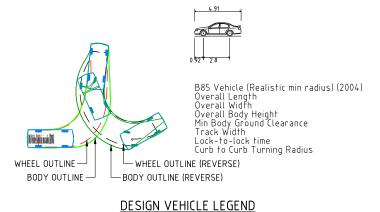
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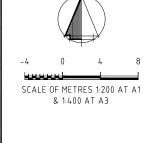
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DESIGN VEHICLE LEGEND B85 PASSENGER SCALE 1:200 AT A1



В	MINOR AMENDMENT	DEJ	11/06/25
Α	FOR INFORMATION	DEJ	04/06/25
	REVISION	APP'D	DATE
г			

INFORMATION







LCJ Engineers Pty Ltd ABN 54 131 516 446 601 Finders Street, Townsville QLD 4810 PO Box 1498, Aitkenvale QLD 4814 Tel: (07) 4721 5800 townsville@Qlegnigneers.com.au www.lcjengineers.com.au

DRAWN	DESIGN	IED
AC		AC
APPROVED	•	DATE
RPEQ:		

CLIENT SOMERVILLE HOSPITALITY PTY LTD C/ BNC PLANNING PROPOSED CARPARK

5 BRIGHT AVENUE

ARCADIA

DRAWING

4.910m 1.870m 1.421m 0.159m 1.770m 4.00s 5.750m

CONCEPT CARPARK PLAN

SHEET NO. REVISION

BNCA039 SK02 B

APPENDIX 4

OTHER SUPPORTING INFORMATION

Document Set ID: 27694812 Version: 1, Version Date: 24/10/2025