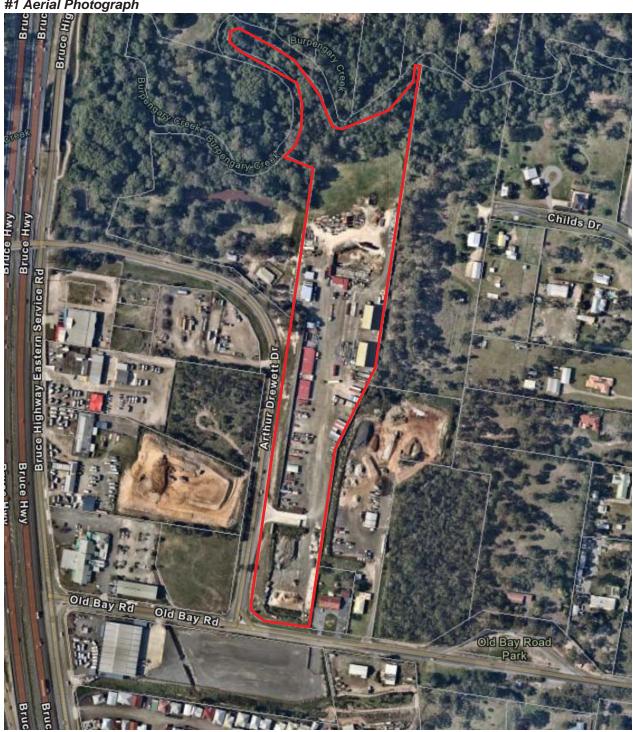
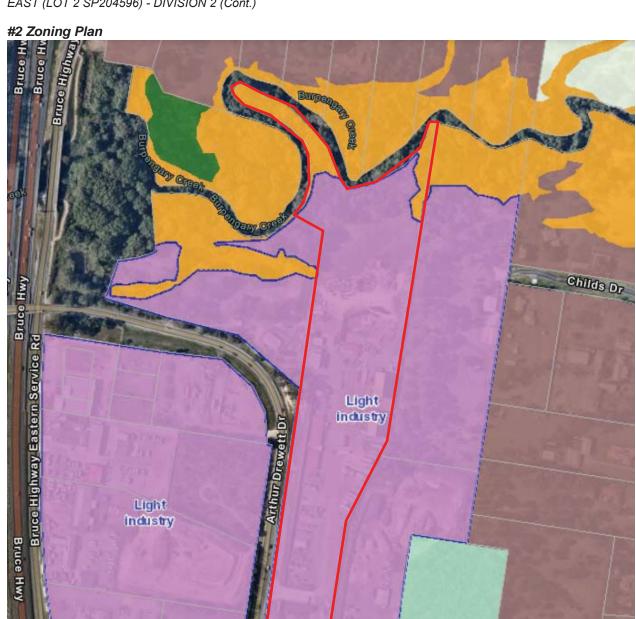
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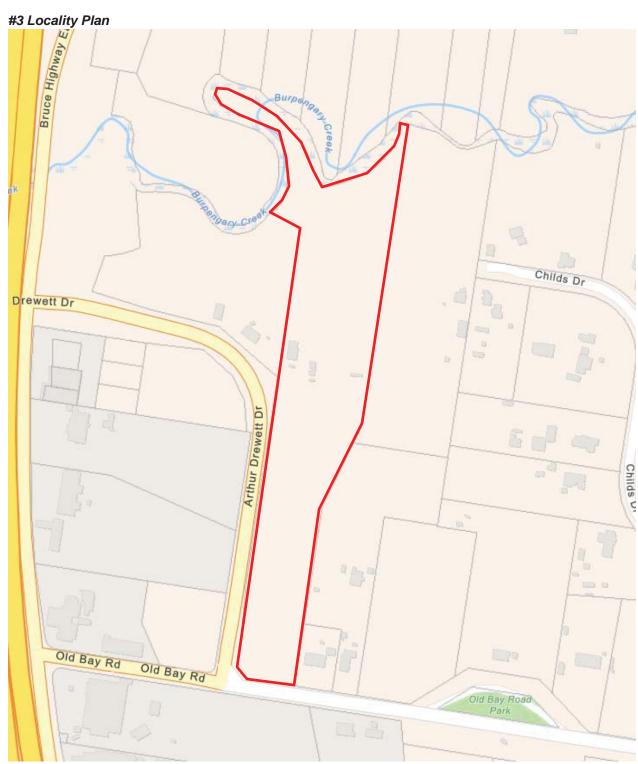
Old Bay Rd

Light

Old Bay Rd

Light industry

Old Bay Road Park



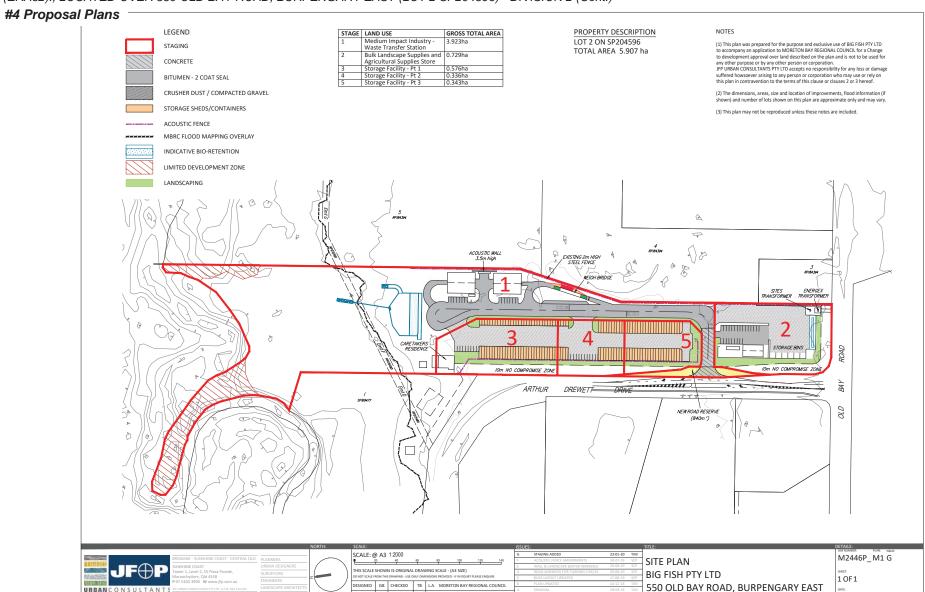
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AWN TJM APPROVED GB COUNCIL REF

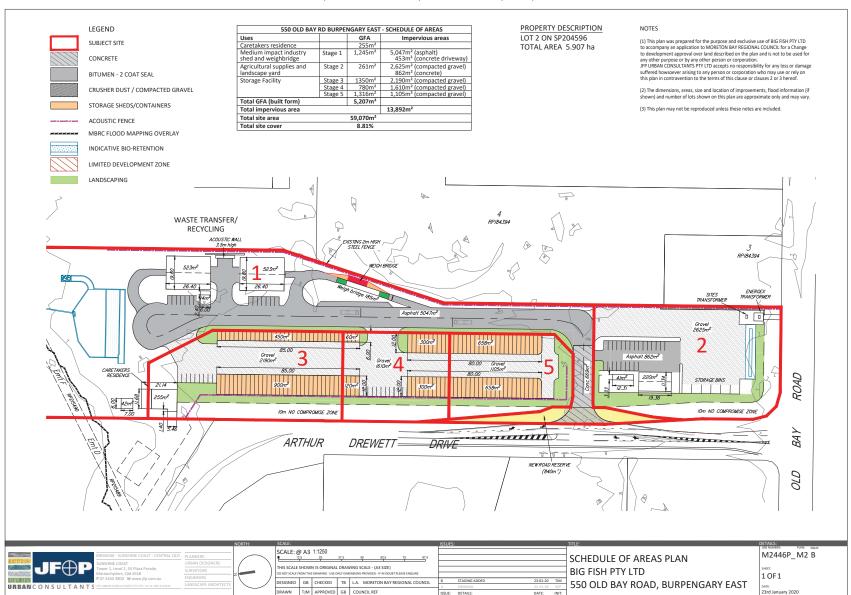
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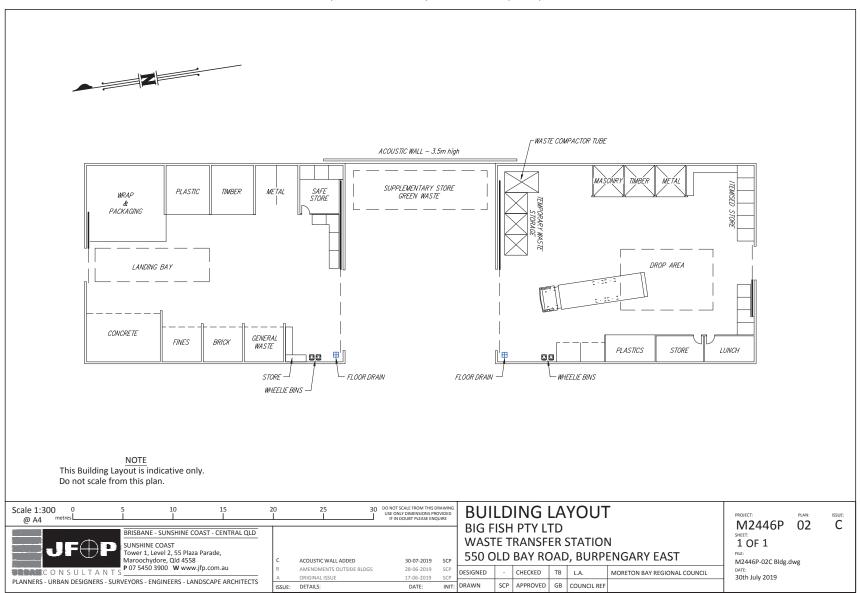
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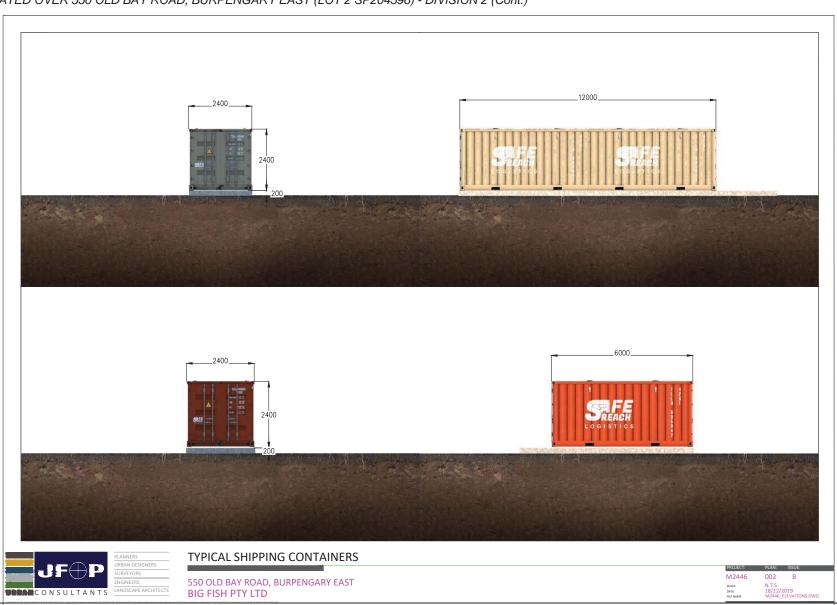
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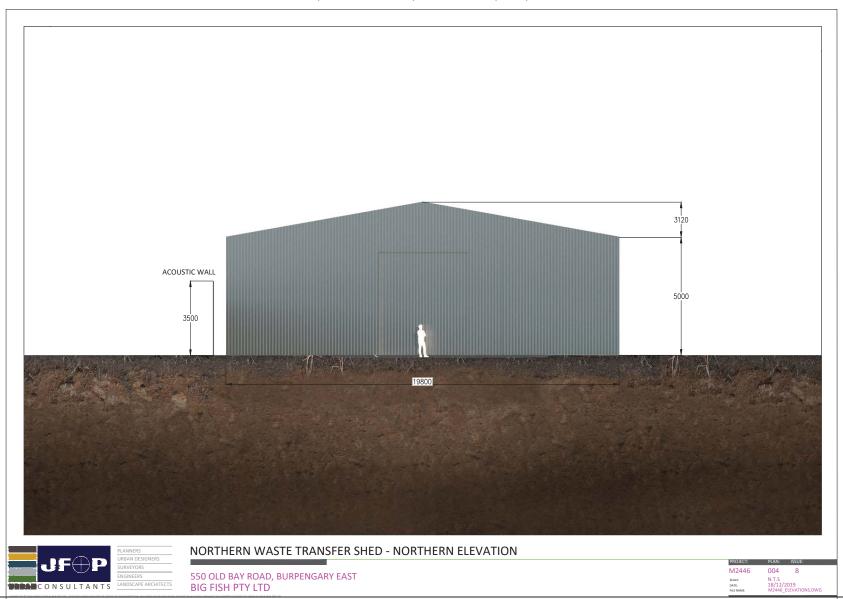
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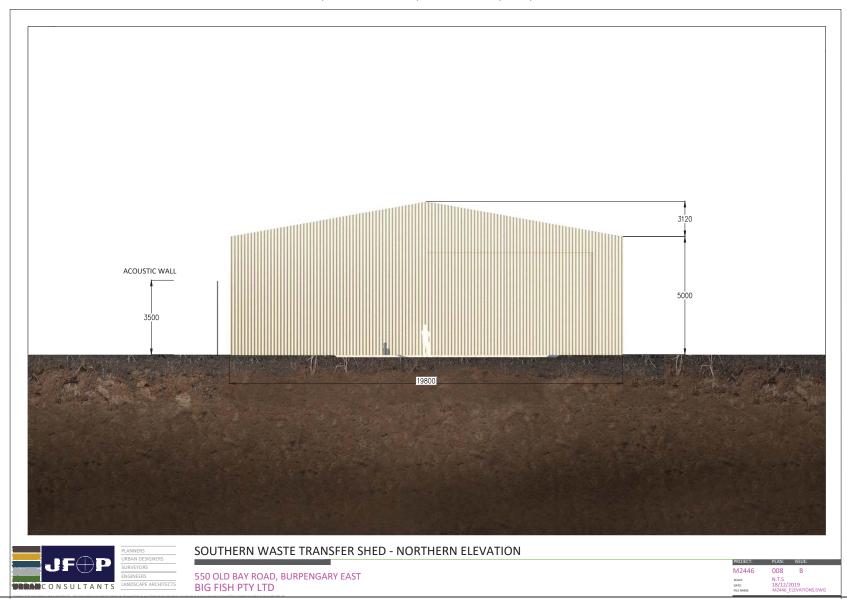
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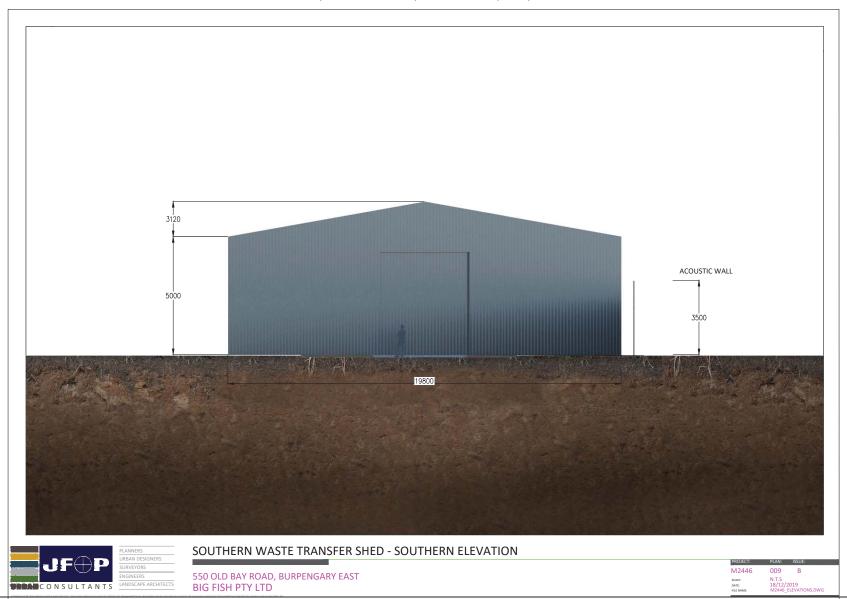
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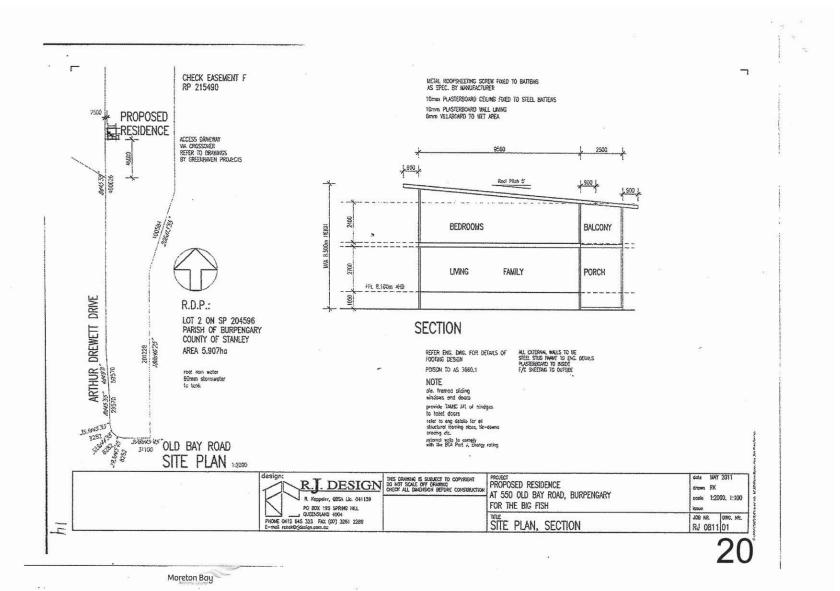
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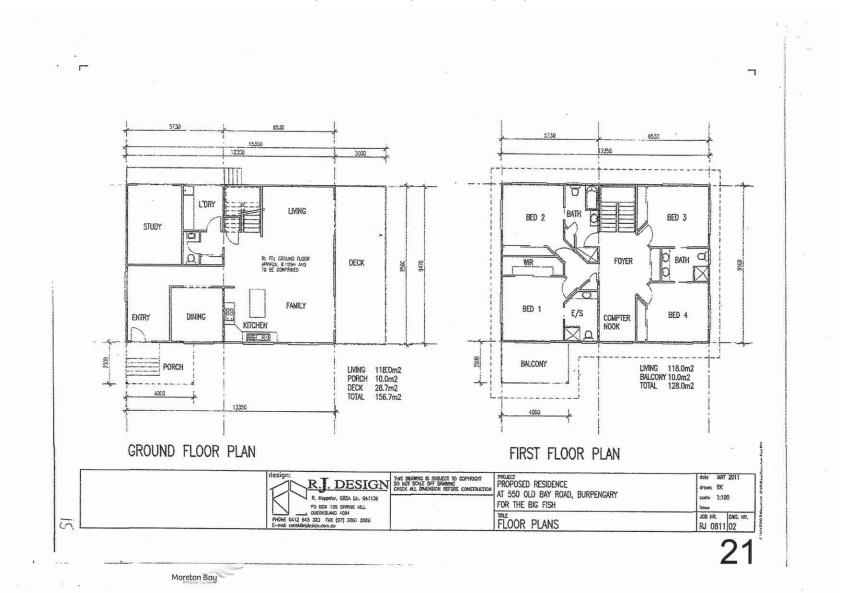
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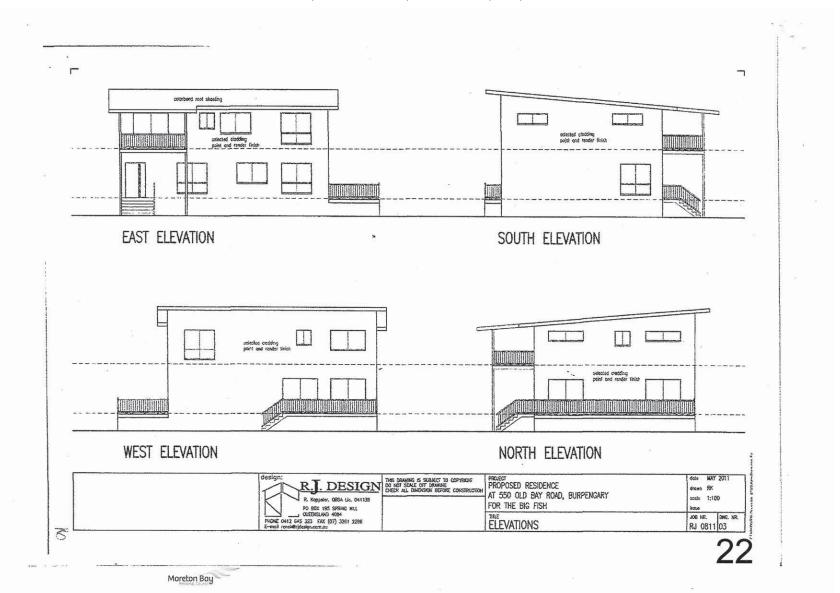
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#5 Properly Made Submission

Scanned By:TYRRELL@MBRCDOM On: 21/02/2020 PM Moreton Bay Regional Council

<u>To:</u> The Assessment Manager At Morton Bay Regional Council <u>Subject:</u> 550 Old Bay Road, Burpengary East. Qld. 4505.

Location: On Lot 2 on SP204596

Application Reference: DA/25589/2011/VCHG3

**Contents:** - 3 pages consisting of the following

- opening introduction
- the areas of concern to date are as follows
- summary

- 3 original attached pages from JFP Urban Consultants

From: Brian Baxter

Land Owner Of: 61 & 65 Childs Drive

Burpengary East. QLD. 4505

Date: February / 21 / 2020

MORETON BAY REGIONAL COUNCIL

2 1 FEB 2020

CABOOLTURE CUSTOMER SERVICE CENTRE

Dear Sir / Madam,

I am responding to the proposed development change proposal that has a submission response time from February / 07 /2020 to February / 27 / 2020 as per the attached.

Before I start to highlight the areas needing clarification, I do have apprehensive concerns as to the proposals submitted and weather all matters will be completed as per the proposed development and in a timely manner based on past history if it were accepted by the regional council. History has previously proven this is an area of huge concern.

Since the commencement of the development (approximately 8 years ago) of this parcel of land I have witnessed first-hand, the operating procedures and activity that has not conformed with the councils guide lines. My comments just made can be supported with documented history including council visits pertaining to irregularities which are archived in your system.

#### The areas of concern to date are as follows

1) – the acoustic wall shown to run from the length on the eastern wall alongside the existing tin fence from opposite the indicative Bio- Retention system up to Old Bay Road, what is the height of that acoustic wall and the material the wall is to be made from?

There is an additional short section of 3.5m acoustic wall shown to be erected between the two sheds. This for me needs clarification as I understand there to be that 3.5m wall .... plus the other acoustic wall as shown on the site plan map.

- 2) the Bio-Retention system currently in place is that working? What are the operating and environmental criteria requirements for a fully functioning system? Who checks and services it?
- 3) the 2 sheds shown on the site plan (M2446P\_M1 G) only one of the sheds shows 1 as a waste transfer station. What is the second shed to be used for?

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TTEM 4.3 - DA/25589/2011/VCHG/3 - REQUEST TO CHANGE (OTHER) - MATERIAL CHANGE OF USE - DEVELOPMENT PERMIT FOR A WAREHOUSE, CARETAKER'S ACCOMMODATION, BULK LANDSCAPE SUPPLIES, AGRICULTURAL SUPPLIES STORE, MEDIUM IMPACT INDUSTRY AND ENVIRONMENTALLY RELEVANT ACTIVITY (ERA62)., LOCATED OVER 550 OLD BAY ROAD, BURPENGARY EAST (LOT 2 SP204596) - DIVISION 2 (Cont.)

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- 4) when it is shown as waste transfer, what does that exactly mean for example
- bio waste
- chemical
- general

Is the waste to be stored for any length of time?

Concerns here is vermin especially rats and snakes.

Is the waste to be stored in bins .... define storage and transfer.

- 5) what will the air quality be like?
- 6) what are the height limitations on material storage?
- 7) I want clarification what is the council regulations on the transportation and concrete being dumped from building sites on location followed by storage and finally a mobile crushing plant is brought in and that concrete being crushed on the site? This has been a problem in the past. As there is a mobile crushing plant currently on site what are the council's regulations with such activity, this is not just for concrete?

My question is, operating a mobile crushing plant on location.

- 8) Dust. This has been an ongoing issue since and during operation. Some days have been exceptionally bad with my tenants having to close up their house to try to limit the dust caused by plant and equipment operating in the yard as well as in windy conditions. The complete house has had to be continually pressure cleaned due to the dust residue as explained. This was never an issue prior to development. My question is what regulations will be put in place to control this as per explained?
- 9) it needs to be noted that the turnaround points out from the northern shed (the shed closest to the creek) and directly in front of the bio-retention area is not used as shown. The turnaround points is around that bio-retention area giving the trucks a wider area to turn and easier to come and go from. This is the real turn around area and where a lot of dust also becomes an issue. If you were to look at it as it is now .. today it looks as if it gets limited use however, when it is not wet it is used consistently. Additional to this, the intended acoustic wall needs extending way further than is shown on the drawing. As I highlighted this information is based on years of use and nothing has changed from that.

Note: the presented attached plan with the highlighted used drive turning area which is not consistent with what they have submitted. This is marked with red crosses and highlighted in yellow. Also note the homes location to the highlighted turning area. As mentioned, this is a constant issue.

10) - Operating times. This has been an ongoing issue and to date still yard operating times are not adhered to.

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#### Summary

I am <u>not in support of such a proposal</u> owing to the fact of the ongoing issues past to current history over the years that just keep manifesting and the time it takes to try to right the wrong that is done with this operator. <u>I am not convinced</u> this is good for the location and environment. What people need to keep in mind here is the people making such decisions with this proposal is the total impact it has on neighbours and as mentioned the environment. People have to live here where as owners and employees leave to go home to the peace and serenity of their own home / environments.

It has been noted that the attached documentation that I received from JFP Urban Consultants attention from Timothy Balcombe that the - Application Notification Period begins on Friday February 07 2020 and ends Thursday February 27 2020, however the council has clearly stated that it is from February 04 2020 and ends Thursday February 25 2020. This was pointed out and highlighted in a discussion with the council on February 20 2020 which they also needed to check and clarify as it appears to be misleading and at the same time very confusing.

Currently the yard at 550 Old Bay Road is being used as a truck depot with the sheds being used for steel fabrication and that is and has been supported by the use of grinders and alike with the continual running of plant and equipment, namely generators.

Additional to 550 proposal I would also like to highlight that the land to the east of this property owned by the one in the same person / company (542 Old Bay Road) is an ongoing problem especially with starting times operating of plant and equipment. Once again there is history of extra activity outside the guidelines of that specified by the Morton Bay Reginal Council. My point here is both locations mentioned in this document are not working within the guidelines stipulated by the council and it is we the owners and the existing residence that have to put up with such inconsistencies on a regular basis and it is becoming an issue where and questions asked.....why is it that there are still the same existing issues, the council does not have an appropriate permanent rectification plan in place.

This comment can also be support by archived documentation on all activities to present day.

Finally, what is a concern and typical of owner's operations with not conforming to the MBRC guidelines, why is it that the 2 sheds located on site were recently built without the council's approval?

I am sure that if every land owner wanting to put similar infrastructures on their properties in the MBRC and not obtaining the required building permits the council would be very proactive in making sure it was built to their recommended specifications and if not, then it is obvious what comes next. Once again this is highlighting how this operation functions and the level of inconsistencies and ongoing concerns we have.

**Brian Baxter** 

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Scanned By: TYRRELL@MBRCDOM On: 21/02/2020 PM Moreton Bay Regional Council

BRISBANE | SUNSHINE COAST | CENTRAL QLD FON-TIKE BUSINESS CENTRE TOWER 1, LEVEL 2, SUITE TIL 209.
SS PLAZA PARADE, MAROOCHYDORE QLD 4558.
JFP URBAN CONSULTANTS FTY LTD ABN 79 050 414 045



4 February 2020 Job Ref: M2446P

C/- Harcourts North Lakes PO Box 635 NORTH LAKES QLD 4509

Att: Mr Brian V Baxter

Re: Notice to adjoining owners - 65 Childs Drive Burpengary East

Dear Sir/Madam,

Pursuant to Section17.1(c) of the Development Assessment Rules, a Development Application which requires Impact Assessment has been lodged with Moreton Bay Regional Council in respect of land that adjoins your land.

In accordance with the provisions of Section 17.1(a) of the Development Assessment Rules, please find a copy of the public notice enclosed. A site plan is also included for your perusal.

The Application Notification period begins on Friday, 7 February 2020 and ends on Thursday, 27 February 2020. Submissions may be made to the Assessment Manager, Moreton Bay Regional Council during the Notification Period.

Yours faithfully,

TIMOTHY BALCOMBE

SENIOR URBAN PLANNER

JFP URBAN CONSULTANTS

#### Enclosed:

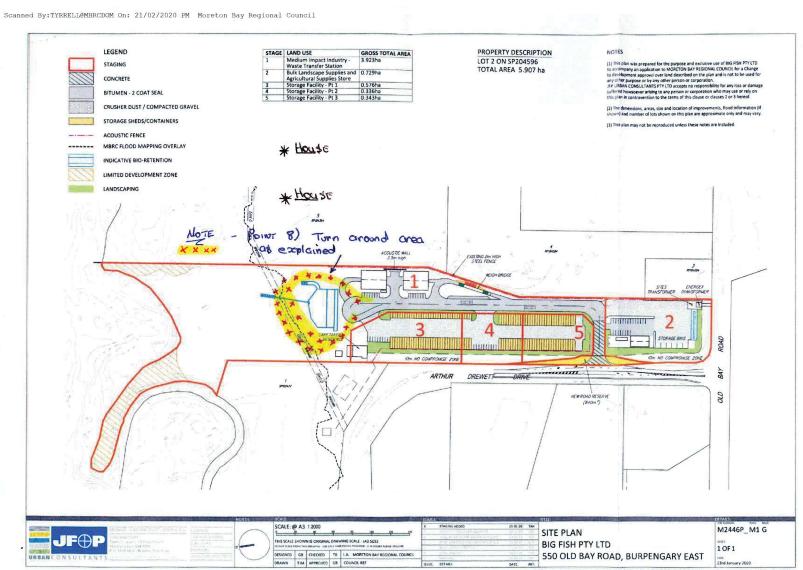
- Copy of Public Notice
- Copy of Site Plan

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what treatment measures of WATER RUN OFF ARE CURRENT

2011 STORAGE FACILITY + CHIE TAKER RECIDENCE



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Scanned By: TYRRELL@MBRCDOM On: 21/02/2020 PM Moreton Bay Regional Council

### **Proposed Development**

# Make a submission from 7/02/2020 to 27/02/2020

Change proposed: Additional uses being: Bulk landscape supplies, Agricultural supplies store, Medium impact industry and Environmentally Relevant Activity (ERA 62) to an existing approval for a Storage Facility and Caretakers Accommodation

Where: 550 Old Bay Road Burpengary East

On: Lot 2 on SP204596

Existing approval: Development Permit for a Storage Facility and a Caretaker's Residence (ref: DA/25589/2011/VCHG/1)

## Application ref: DA/25589/2011/VCHG/3

You may obtain a copy of the application and make a submission to:

The assessment manager at Moreton Bay Regional Council, PO Box 159 Caboolture QLD 4510 mrbc@moretonbay.qld.gov.au 07 32050555 www.moretonbay.qld.gov.au

Public notification requirements are in accordance with the Planning Act 2016