

## PLANNING REFUSAL

<b>PLANNING APPLICATION NO:</b>	DA 003-16
<b>LOCATION</b>	Main Street, Lady Barron CTs: 134743/5 & 216180/6
<b>APPLICANT:</b>	Furneaux Freight Pty Ltd
<b>DEVELOPMENT:</b>	Transport Depot in Commercial Zone within Shorelines Water Bodies and Watercourses Special Area

In accordance with Section 57 of the *Land Use Planning and Approvals Act 1993*, you are advised that the application for a **Transport Depot in Commercial Zone within Shorelines Water Bodies and Watercourses Special Area** by **Furneaux Freight Pty Ltd**, for land located at **Main Street, Lady Barron**, has been **REFUSED** by Council as per the officer's recommendation:

1. The variation of the first development standard under *S9.3 Land Use* in the *Lady Barron Commercial Zone Development Plan* has been assessed as not being supported by the zone intent or desired zone character and zone guidelines.
2. The variation of the third development standard under *S9.4 Built Form* in the *Lady Barron Commercial Zone Development Plan* has been assessed as not being supported by the development plan intent.
3. The variation of the third development standard under *S9.6 Landscape Values* in the *Lady Barron Commercial Zone Development Plan* has been assessed as not being supported by the relevant objective.

**Dated at Whitemark, this 28<sup>th</sup> day of April 2016.**

In accordance with section 61(4) of the *Land Use Planning and Approvals Act 1993* you may appeal to the Resource Management and Planning Appeal Tribunal against the decision of Council. Such appeal must be lodged with the Tribunal within 14 days after the posting of this notice. A copy of the Tribunal's Notice of Appeal is attached for your information

All appeals must be lodged within fourteen (14) days after the day on which notice was served {as prescribed by sections 61(3) and 61(4)(a)-(d) of the *Land Use Planning and Approvals Act 1993*}, or in the case of the *Historical Cultural Heritage Act 1995* within fourteen (14) days after notice is given {section 43(i)}.

The Resource Management and Planning Appeal Tribunal will not notify any concerned parties if an appeal has been lodged. It is the concerned parties' responsibility to monitor the public notice section of the local newspaper, or phone the Tribunal, to determine if an appeal has been lodged.



Sophie Pitchford  
**ACTING GENERAL MANAGER**

*I certify that I have checked that the refusal grounds for the application referred to as DA 003-16 for Main Street, Lady Barron corresponds with the decision of the Flinders Council.*