### TEMPORARY LOCAL PLANNING INSTRUMENT NO. 02 OF 2020 QUANDAMOOKA LAND ASPIRATIONS AREA

#### Redland City Plan 2018

#### 1. SHORT TITLE

1.1 This Temporary Local Planning Instrument (TLPI) may be cited as Temporary Local Planning Instrument 02/2020 – Quandamooka Land Aspirations Area.

#### 2. OVERVIEW

- 2.1 This TLPI applies to the Quandamooka Land Aspirations Area land identified on a map at **Attachment A**. This land is also described in **Attachment B** by lot descriptions.
- 2.2 The current zoning of the Quandamooka Land Aspirations Area does not facilitate development consistent with the aspirations of the Quandamooka People.
- 2.3 Accordingly, this TLPI provides an interim policy response to facilitate development on land within the Quandamooka Land Aspirations Area on North Stradbroke Island (Minjerribah).
- 2.4 This TLPI recognises the cultural, economic and social wellbeing of the Quandamooka People who are the traditional native title owners of the land and waters that make up North Stradbroke Island (Minjerribah).
- 2.5 The TLPI facilitates development on land within the Quandamooka Land Aspirations Area in accordance with the zones identified in the TLPI.
- 2.6 The TLPI has effect as if the land in the Quandamooka Land Aspirations Area was in the zone identified in **Attachment B** for the purposes of the *Redland City Plan 2018* (the Redland City Plan). The TLPI identifies development and assessment categories and additional assessment benchmarks which apply to the zones identified in the TLPI.
- 2.7 The additional assessment benchmarks are necessary to provide for the safety of people and property and to manage the development of land within the Quandamooka Land Aspirations Area.

#### 3. PURPOSE OF THE TLPI

- 3.1 The purpose of the TLPI is to:
  - i. facilitate development on land within the Quandamooka Land Aspirations Area in accordance with the zones identified in the TLPI and
  - ii. ensure development within the Quandamooka Land Aspirations Area has regard to and considers natural hazards and risks, including risk of bushfire.
- 3.2 To achieve this purpose, the TLPI:
  - i. suspends parts of the Redland City Plan, set out in Section 6 of this TLPI

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- ii. applies to the Quandamooka Land Aspirations Area land identified on a map at **Attachment A**
- iii. assigns a zoning from the Redland City Plan to land in the Quandamooka Land Aspirations Area (**Attachment B**)
- iv. categorises development in the identified zones, specifies the categories of assessment required for assessable development and sets out the assessment benchmarks for development (**Attachment B**).

#### 4. DURATION OF TLPI

- 4.1 This TLPI has effect for a period of two years from the effective date or such longer period as may be permitted by law or unless otherwise repealed sooner.
- 4.2 In accordance with section 9(3)(a) of the *Planning Act 2016*, the effective date for the TLPI is the day on which public notice of the TLPI is published in the Queensland Government gazette.

#### 5. TERMS USED IN THIS TLPI

- 5.1 Where a term used in the TLPI is not defined, the term shall have the meaning assigned to it by
  - i. the Redland City Plan or
  - ii. the *Planning Act 2016* where the term is not defined in the Redland City Plan.
- 5.2 To the extent of any inconsistency between the TLPI and the Redland City Plan, the TLPI prevails.

#### 6. EFFECT OF THIS TLPI

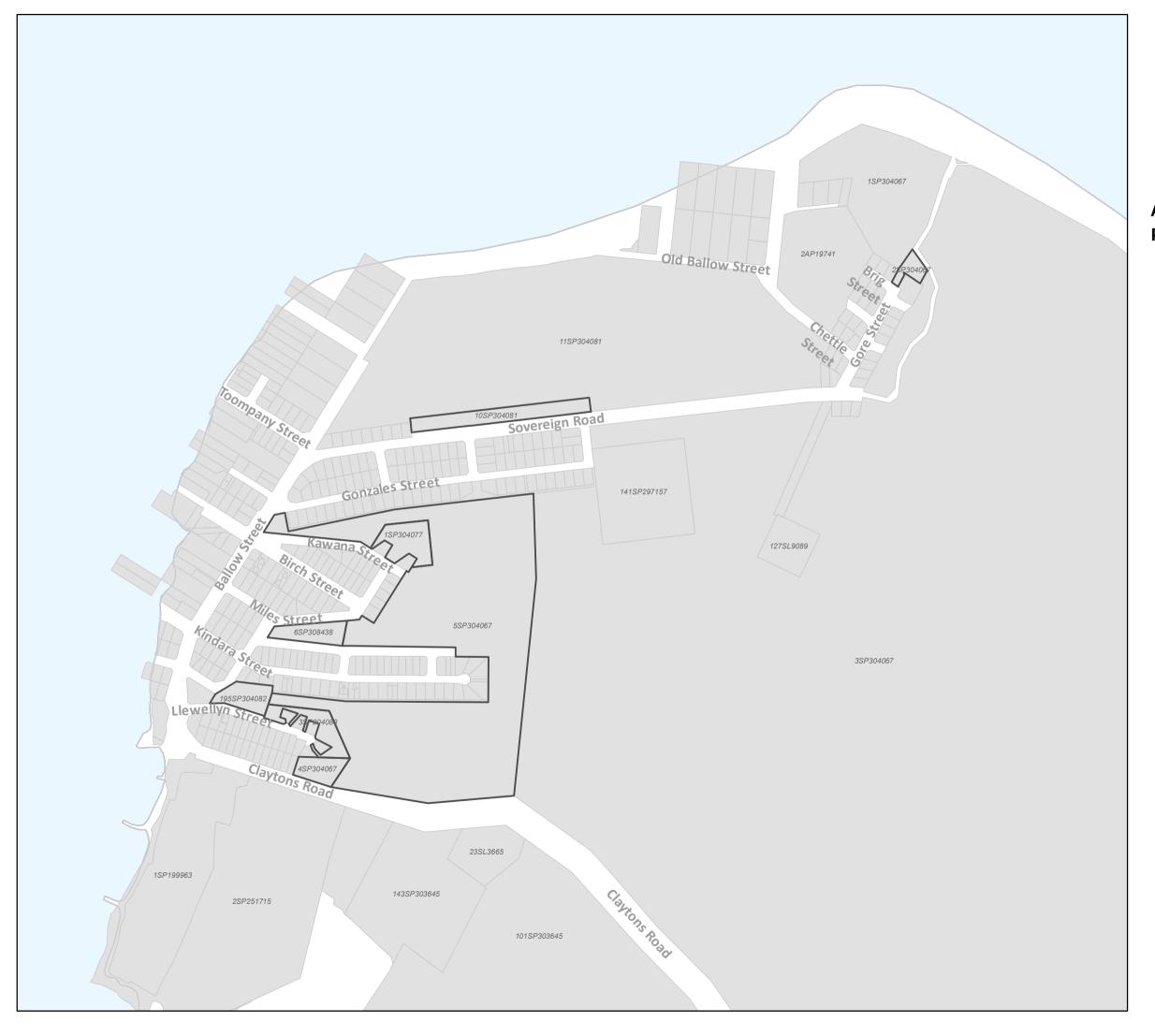
- 6.1. This TLPI is a local categorising instrument under the *Planning Act 2016* which categorises development, specifies the categories of assessment and sets out assessment benchmarks for assessing development.
- 6.2. This TLPI suspends the following sections of the Redland City Plan to the extent those sections apply to the Quandamooka Land Aspirations Area:
  - i. Part 6 Zones, Preliminary, section 6.1(2)
  - ii. Schedule 2, SC2.3 Zone Maps, City Wide Zoning Map ZM-001, North Stradbroke Island Zoning Map ZM-005
- 6.3. Instead, this TLPI applies the zones in **Attachment B** to the Quandamooka Land Aspirations Area as if the land has that zoning under the Redland City Plan.
- 6.4. Development in the Quandamooka Land Aspirations Area is subject to:
  - i. the categories of development, categories of assessment, and assessment benchmarks for the applicable zoning in **Attachment B**, as if the land were in that zone in the Redland City Plan but as modified by **Attachment B** and
  - ii. the Quandamooka Land Aspirations Bushfire Management Code at **Attachment C**.

#### 7. DEFINITIONS

Term	Definition	
APZ	The APZ is the "Asset Protection Zone" in the Minjerribah Township Fire Management Strategy.	
Asset Protection Buffer	The Asset Protection Buffer for certain lots subject to this TLPI is identified in <b>Attachment A</b> .	
Quandamooka Land Aspirations Area	The area identified on the map in <b>Attachment A</b> having the lot descriptions set out in <b>Attachment B</b> .	
Suitably Qualified Person	A Suitably Qualified Person means a person who has both qualifications and experience relevant to bushfire management.  Note: Rural Fire Service Queensland may provide advice as to who is a Suitably Qualified Person	
Minjerribah Township Fire Management Strategy	The Minjerribah Township Fire Management Strategy version 4, prepared by Ten Rivers, as amended from time to time.	

### Attachment A - Maps of Quandamooka Land Aspirations Area and Asset Protection Buffers

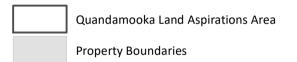
Refer to Attachment A – Maps of Quandamooka Land Aspirations Area and As Buffers	sset Protection



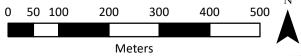
TEMPORARY LOCAL
PLANNING INSTRUMENT
NO.2 (QUANDAMOOKA
LAND ASPIRATIONS) 2020
Redland City Plan 2018

ATTACHMENT A - AMITY (PULAN PULAN) SITES - MAP 1

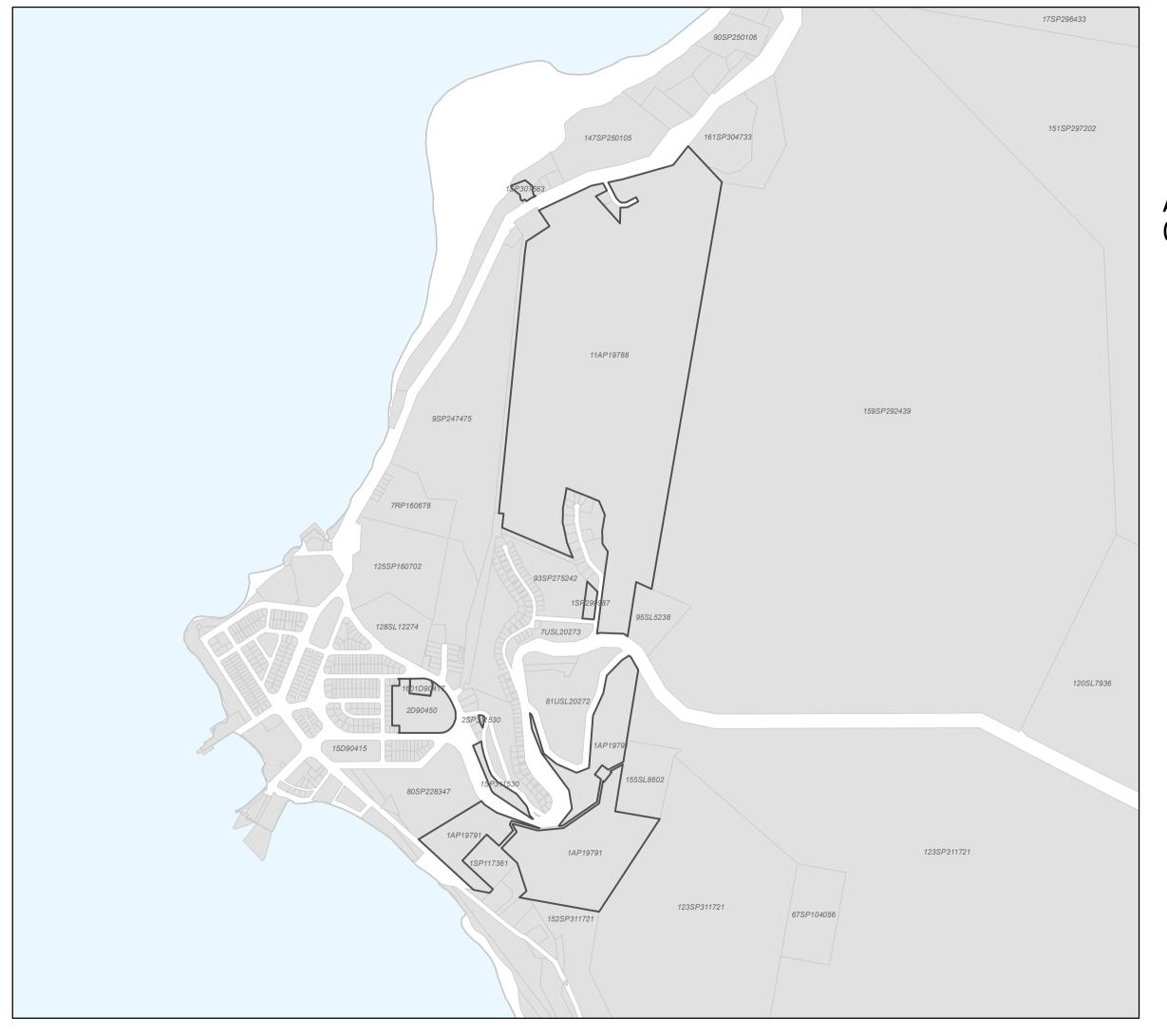
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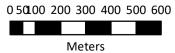
## TEMPORARY LOCAL PLANNING INSTRUMENT NO.2 (QUANDAMOOKA LAND ASPIRATIONS) 2020 Redland City Plan 2018

ATTACHMENT A - DUNWICH (GUMPI) SITES - MAP 2

#### Legend

Quandamooka Land Aspirations Area
Property Boundaries









TEMPORARY LOCAL
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LAND ASPIRATIONS) 2020
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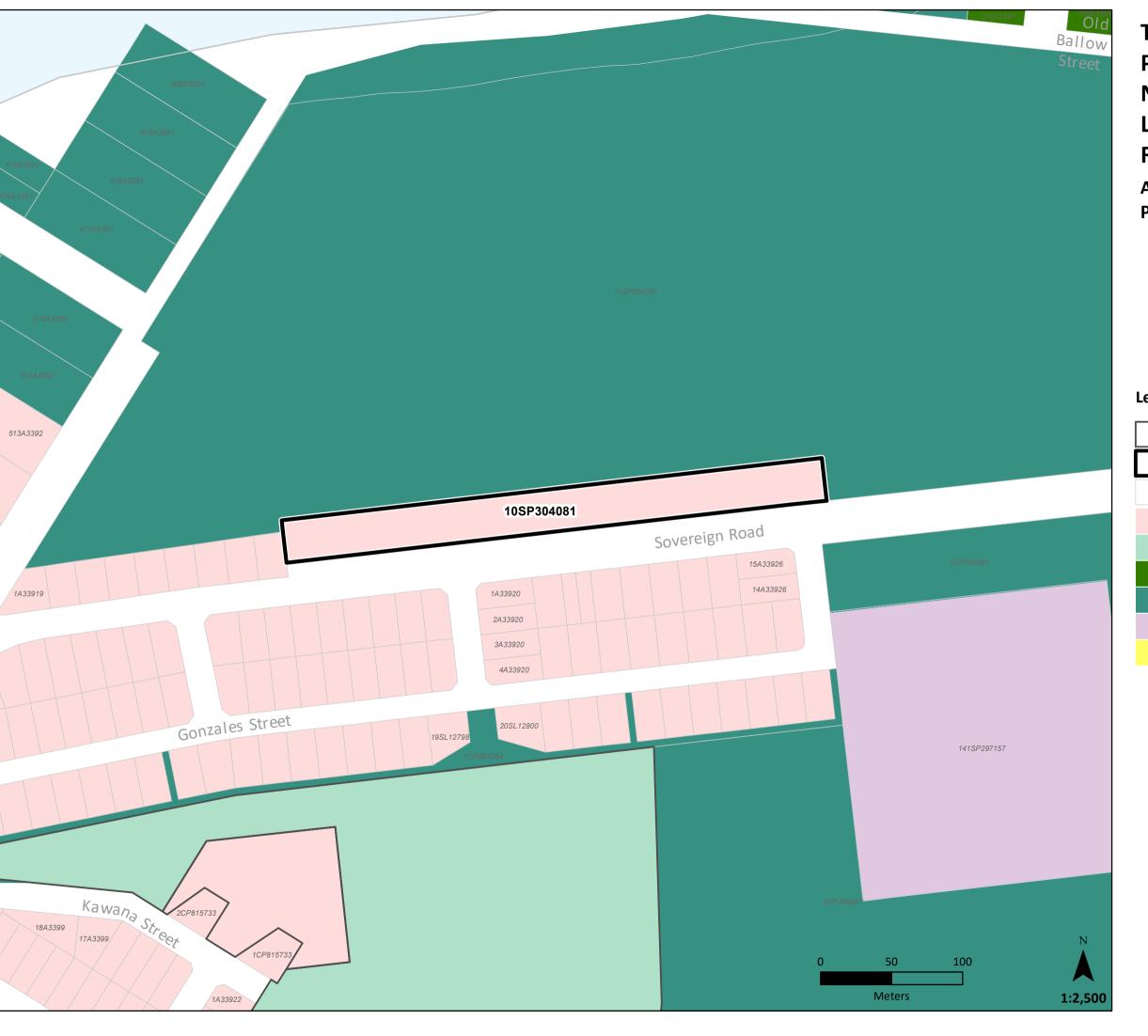
ATTACHMENT A - POINT LOOKOUT (MULUMBA) SITES - MAP 3

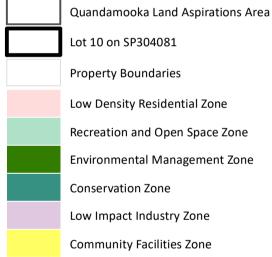
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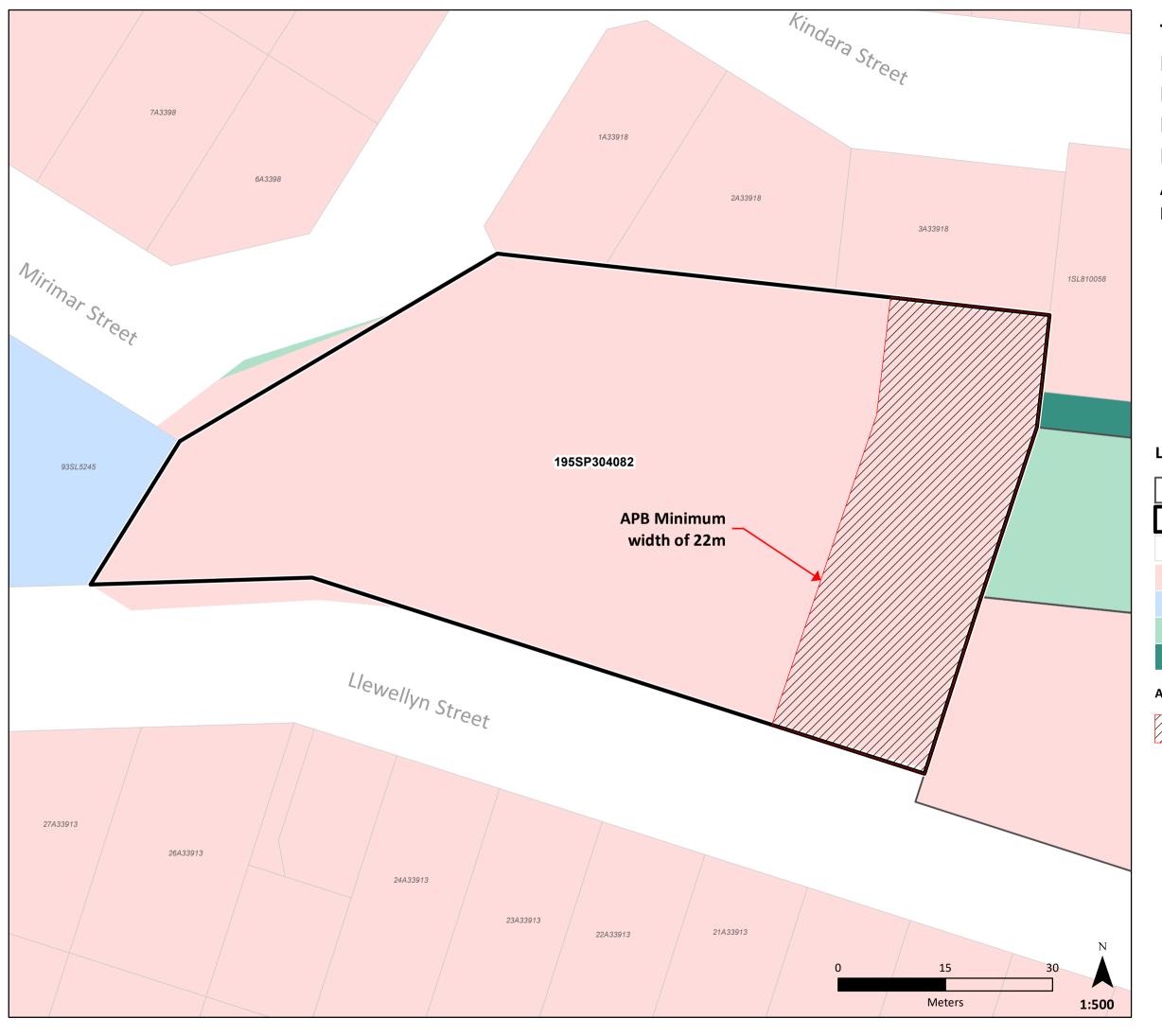
Meters

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#### Legend



#### **Asset Protection Buffer**







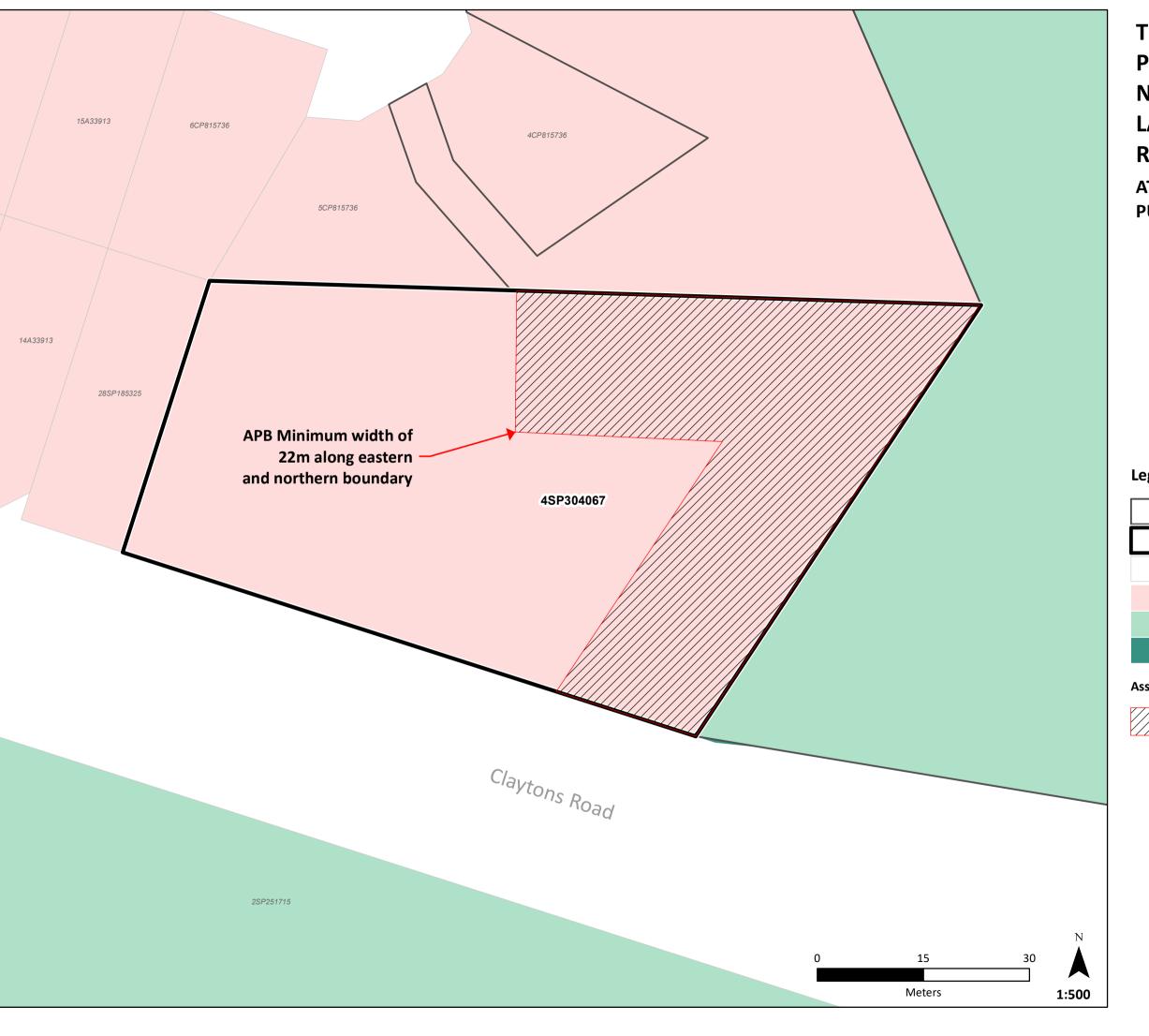
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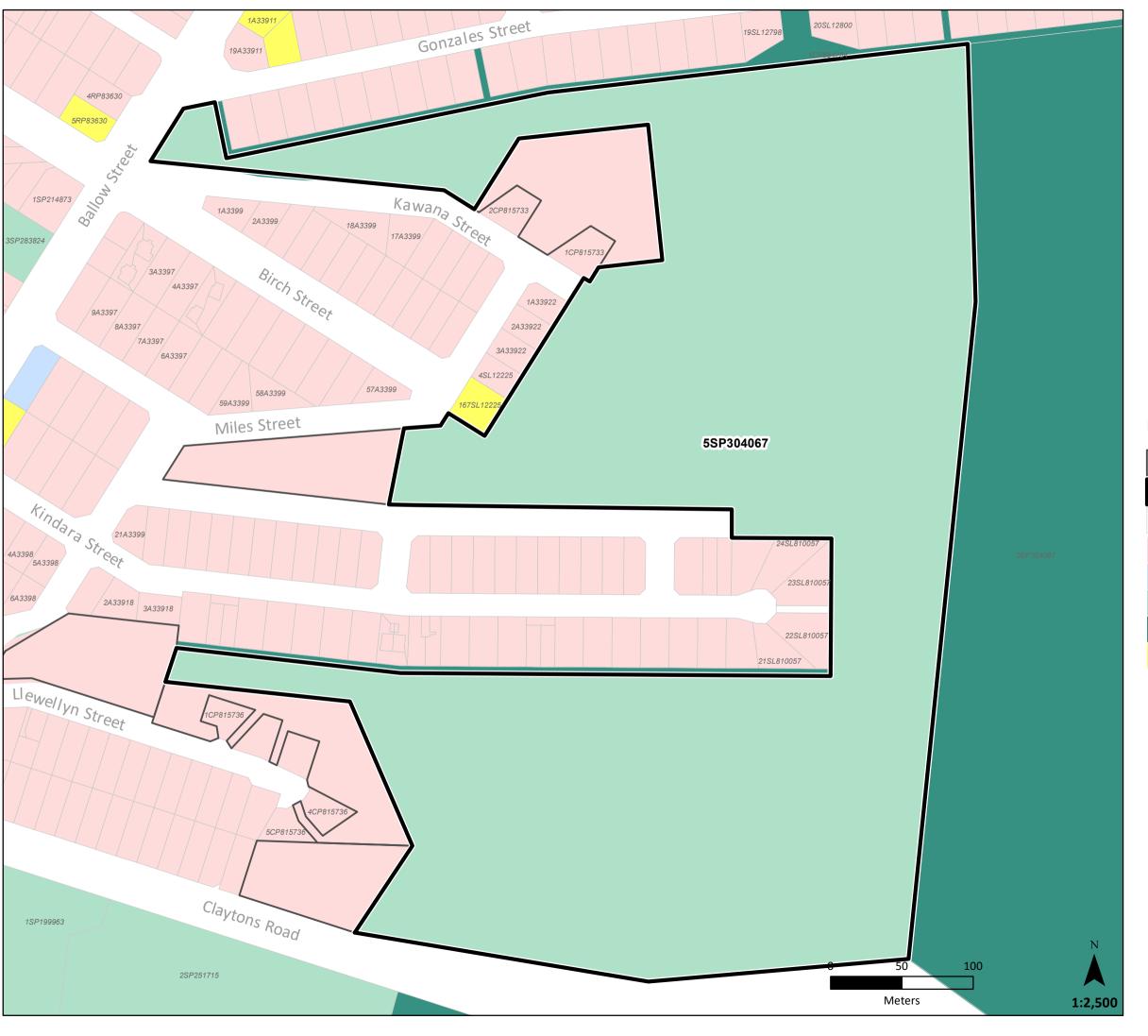
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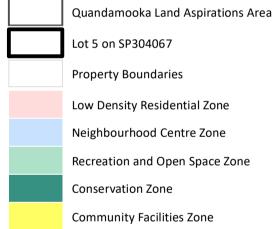


#### **Asset Protection Buffer**

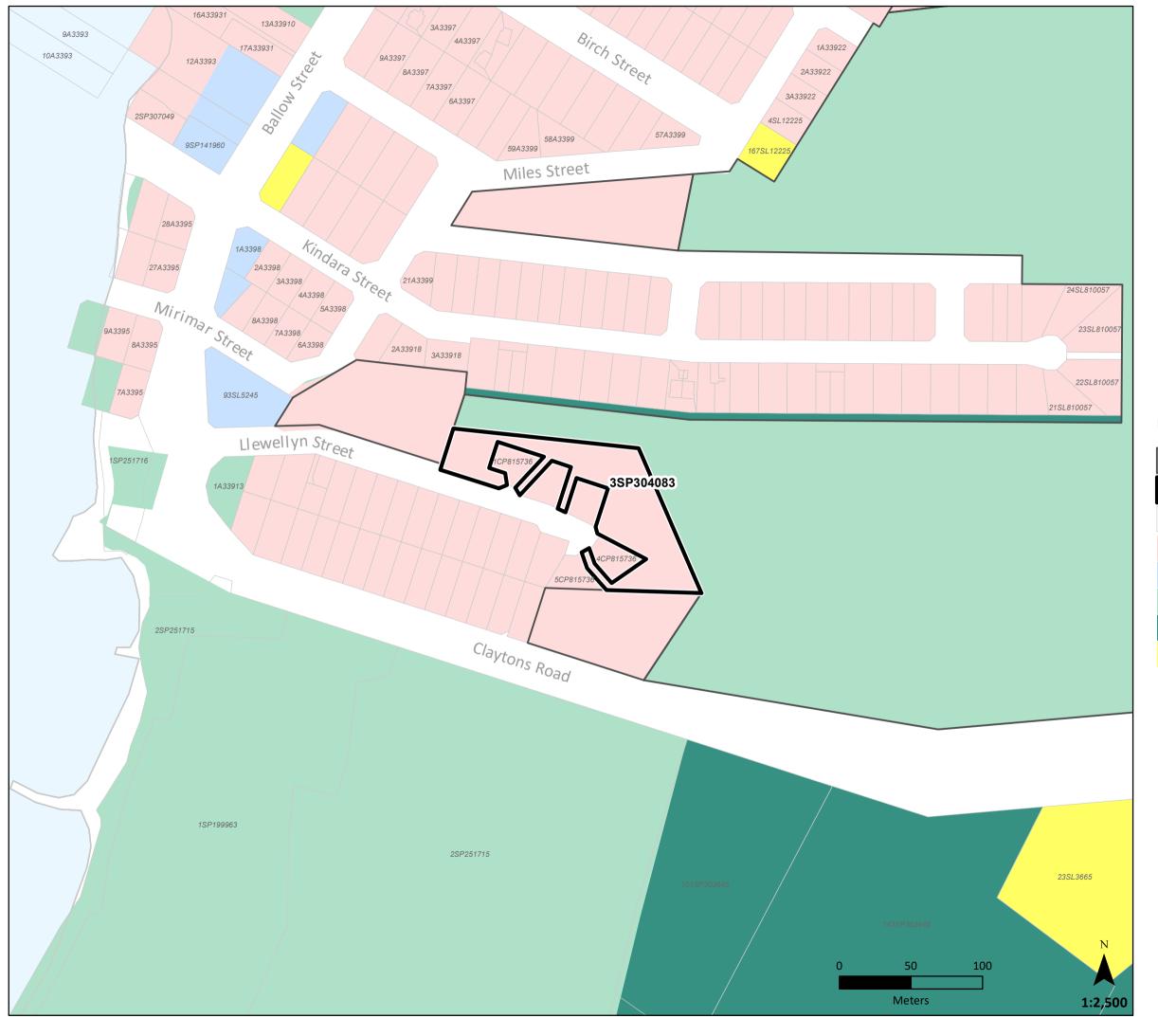


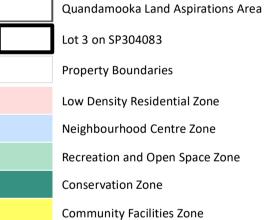










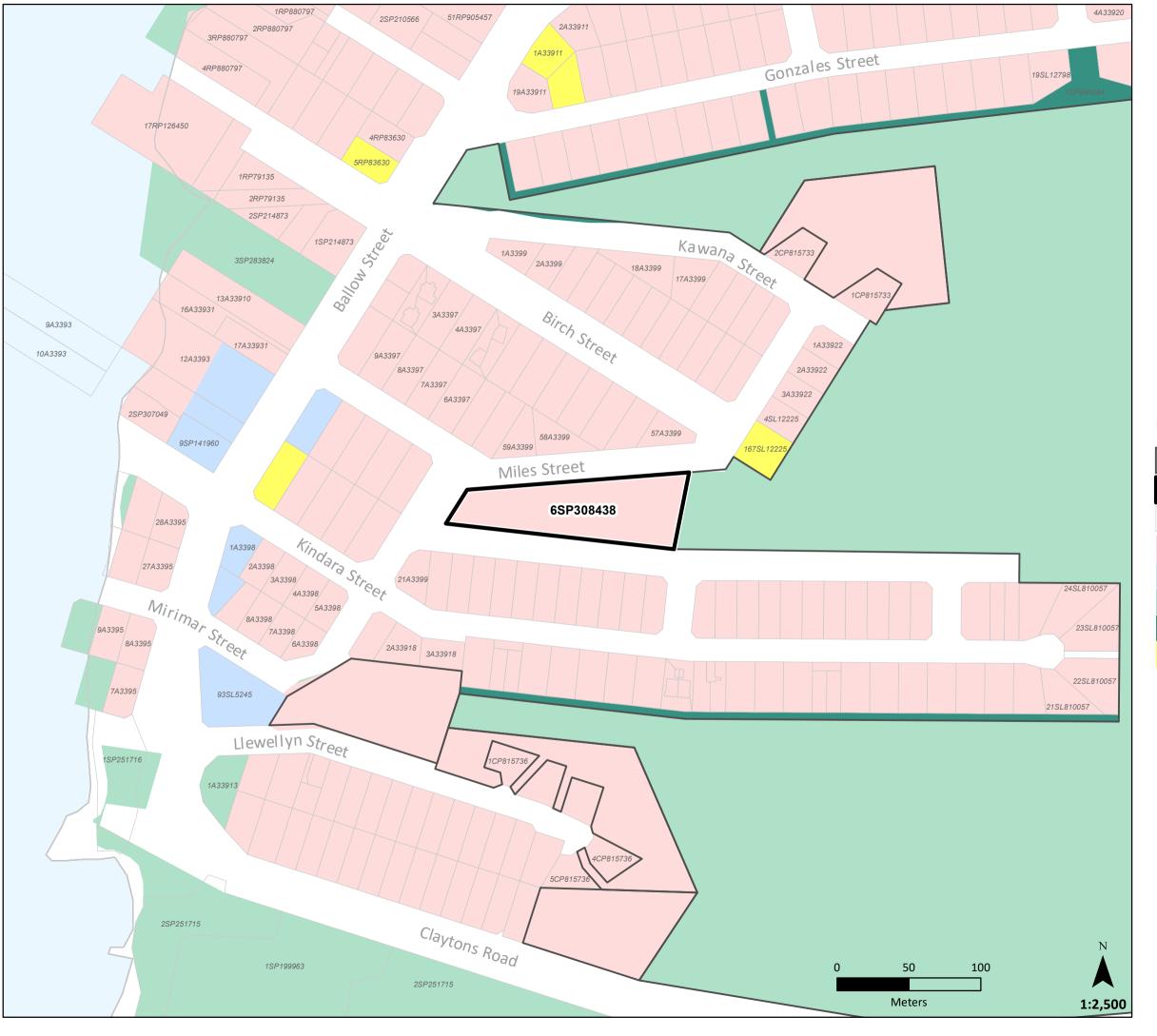


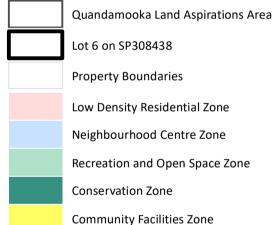




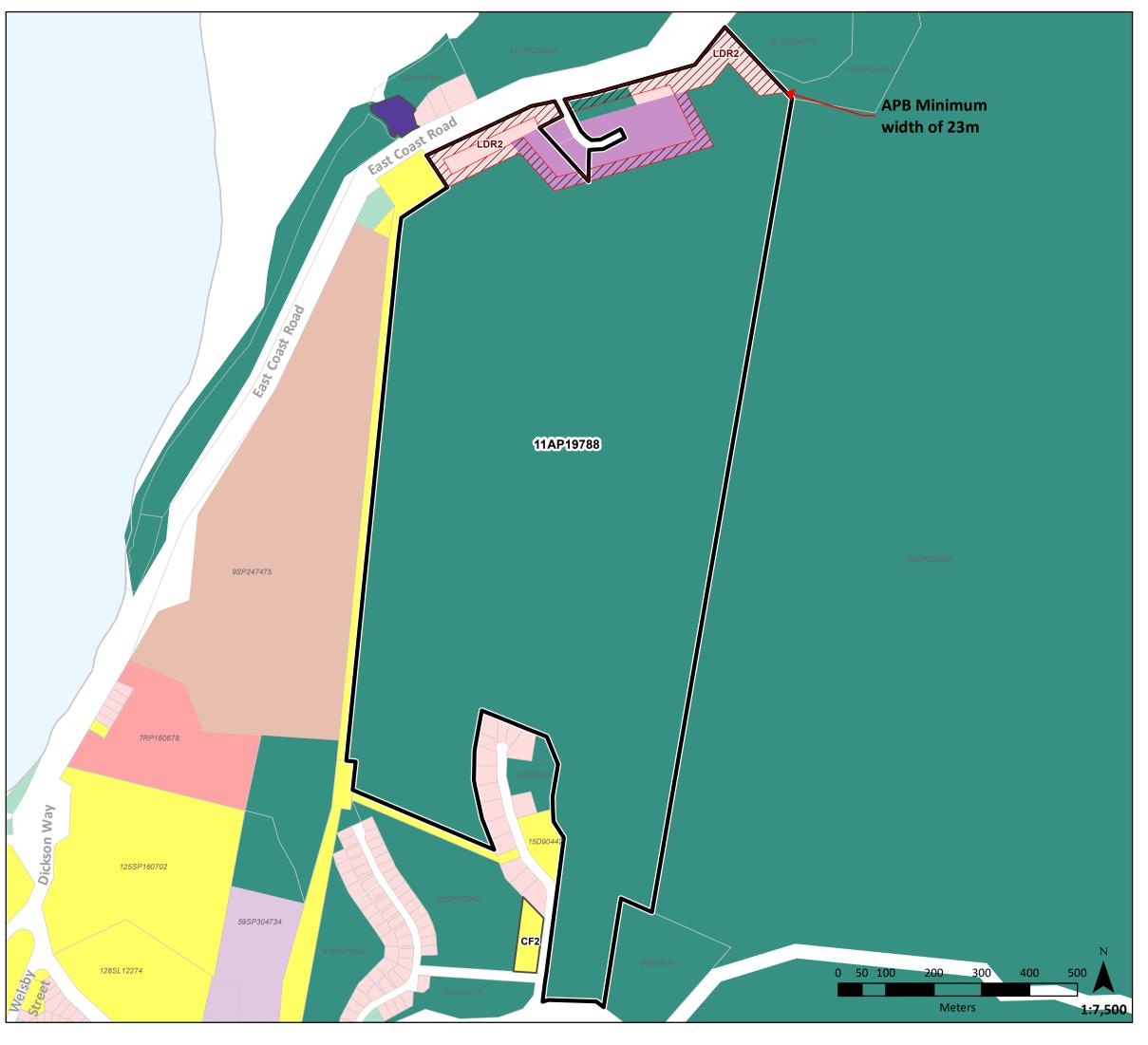












(GUMPI) SITES - MAP 12

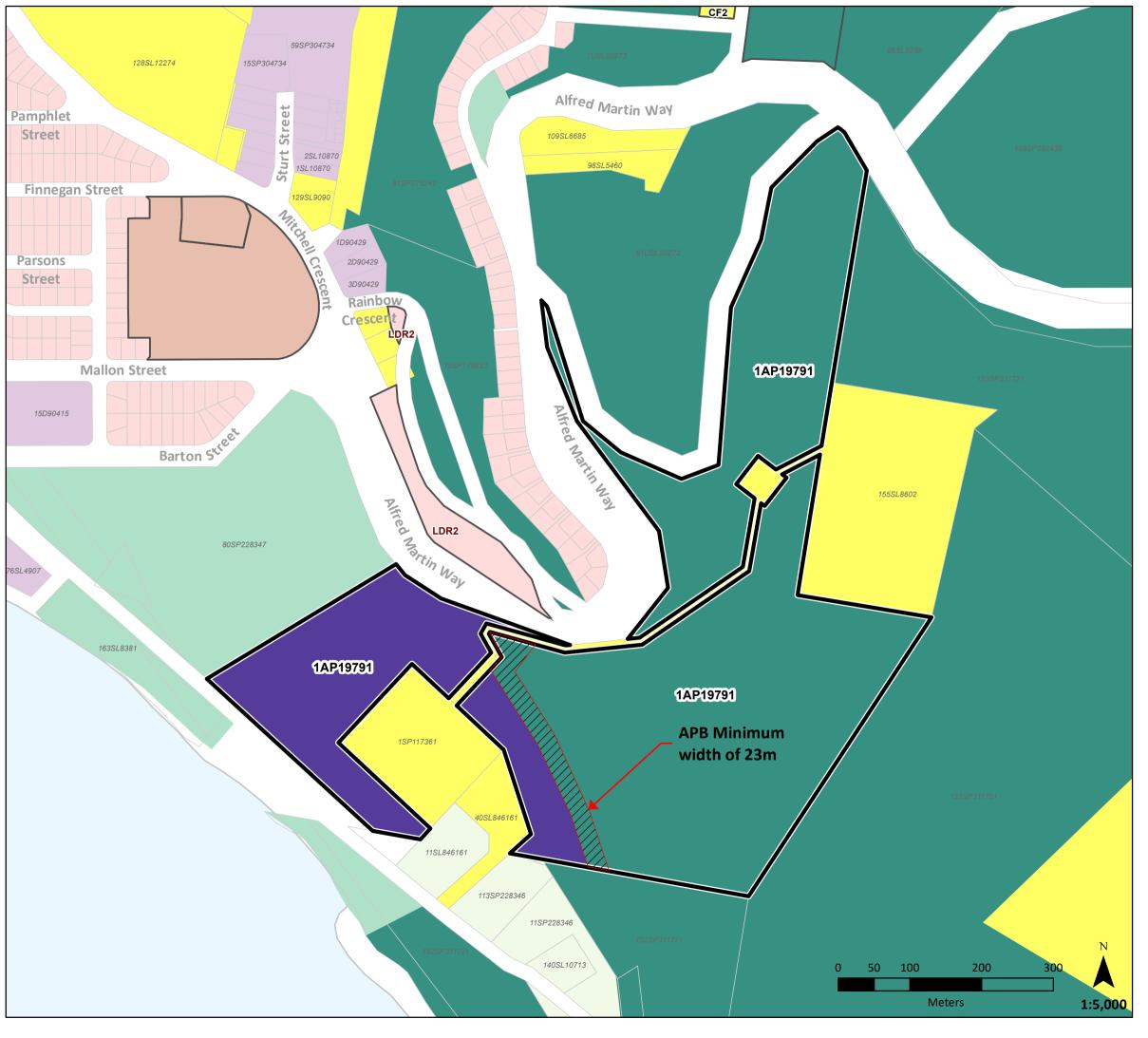
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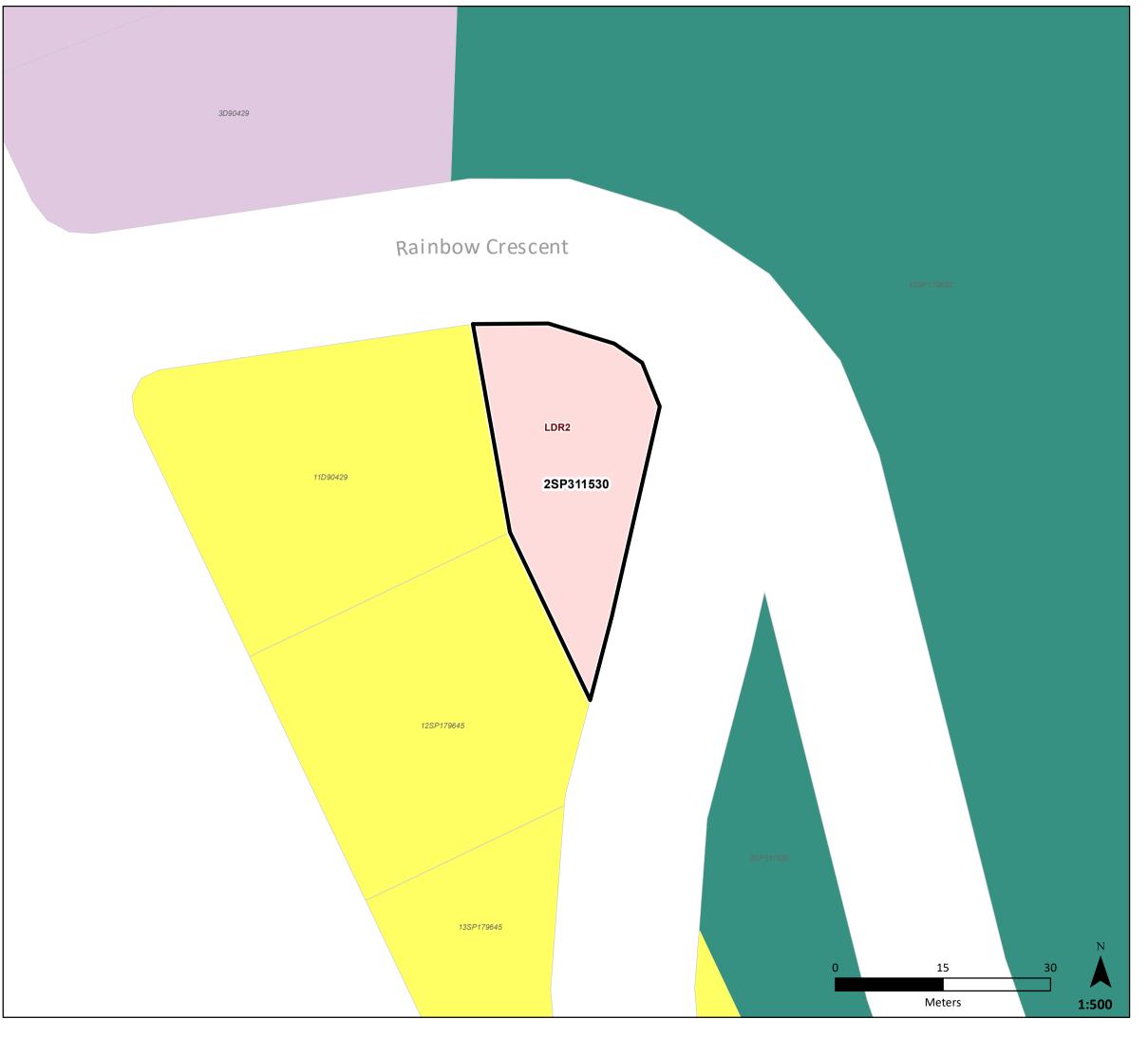
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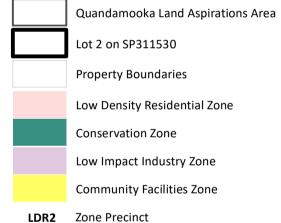


#### Asset Protection Buffer













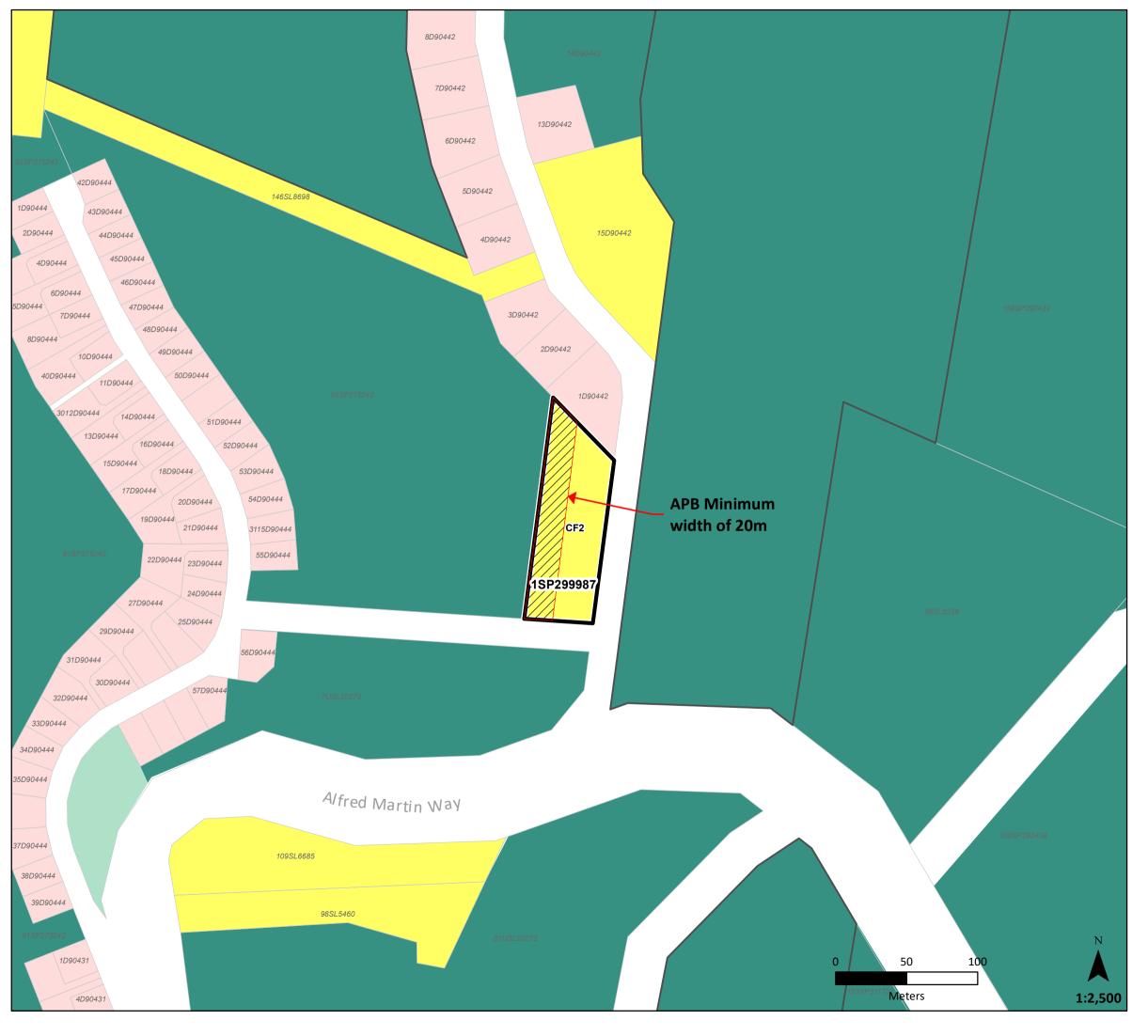
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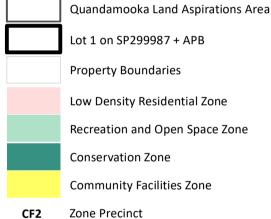
#### Asset Protection Buffer







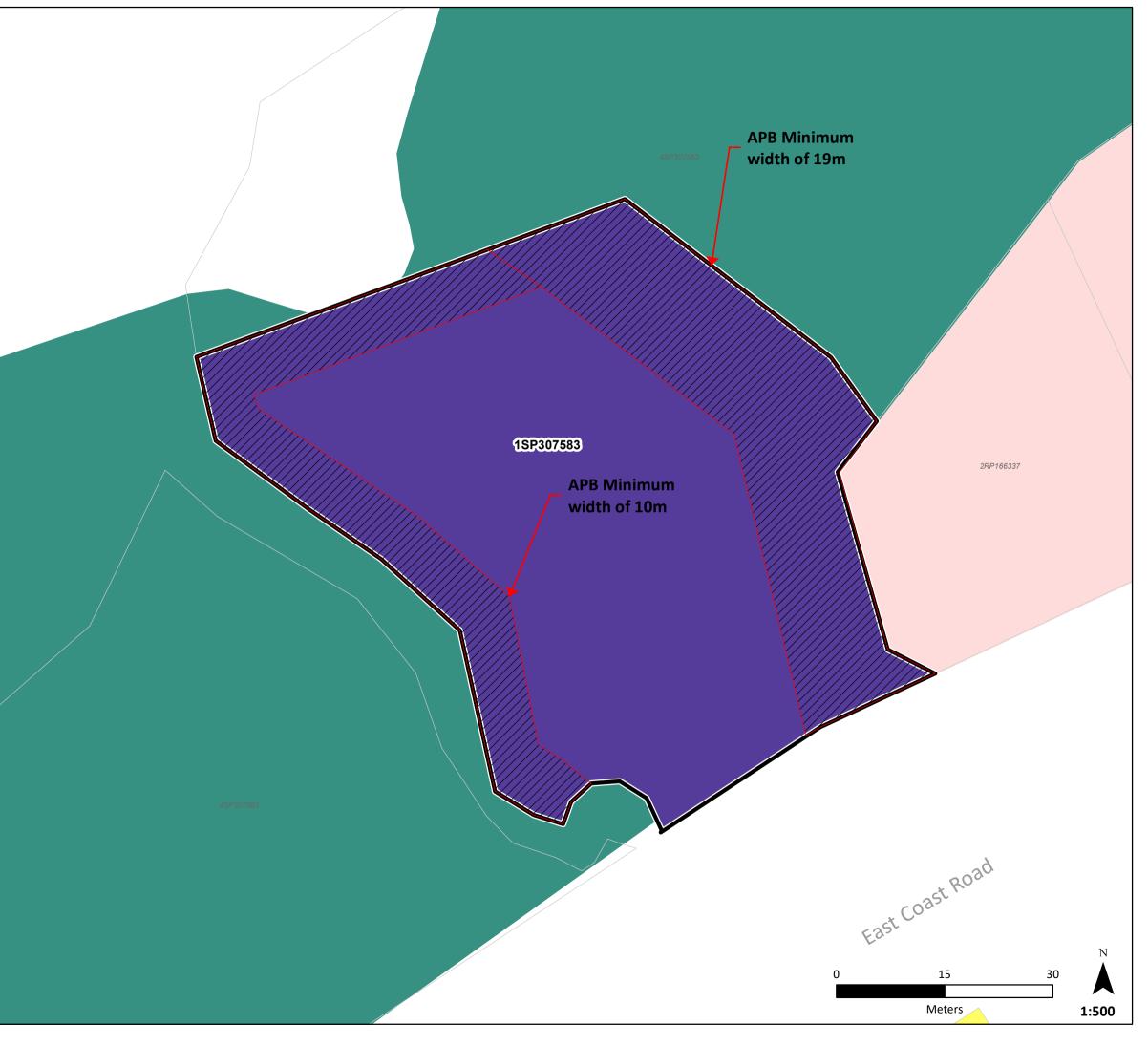
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#### **Asset Protection Buffer**







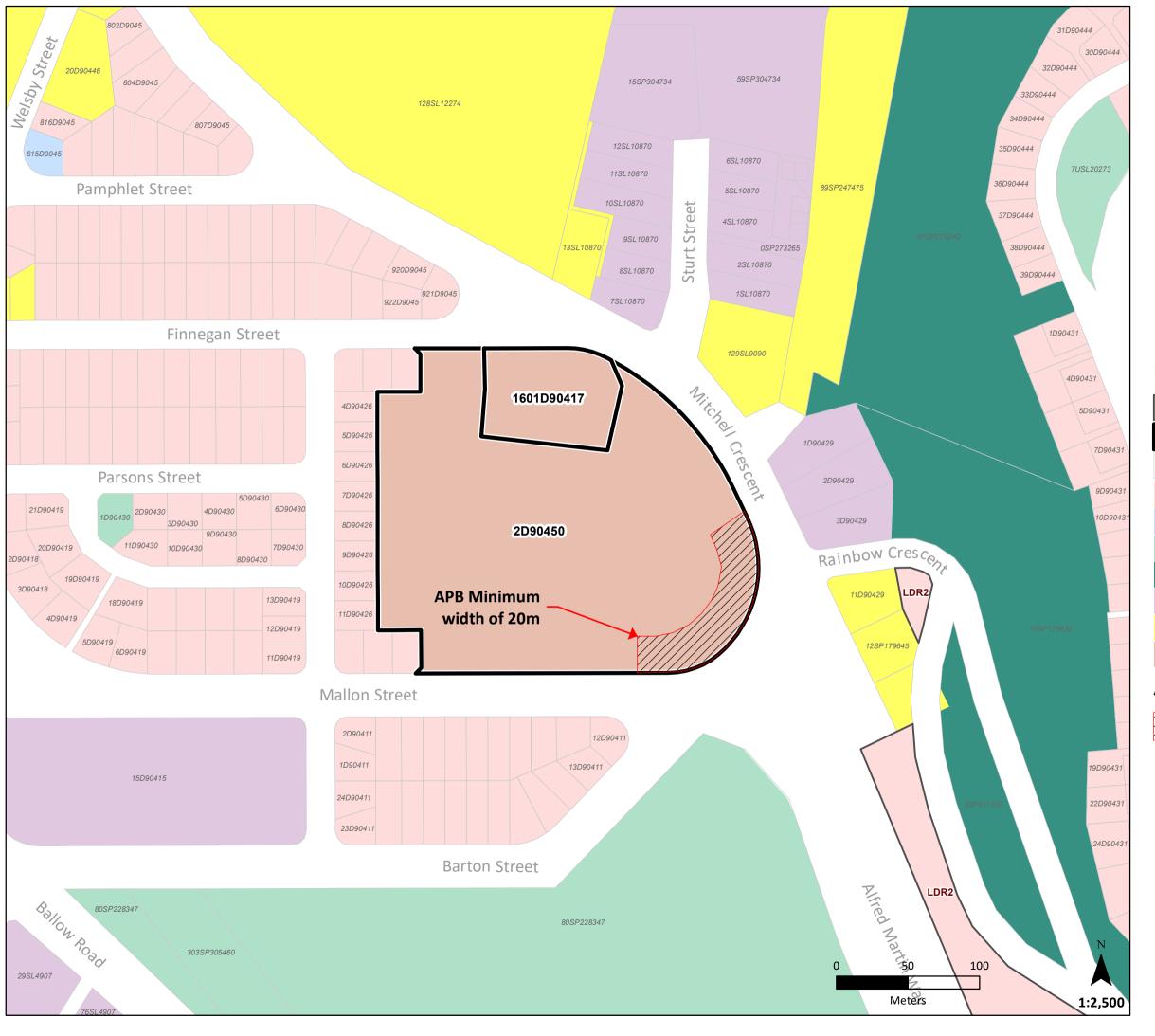
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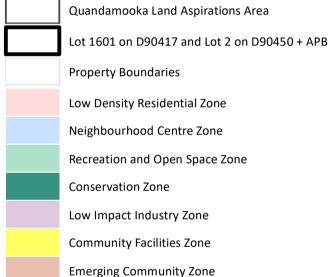
#### **Asset Protection Buffer**







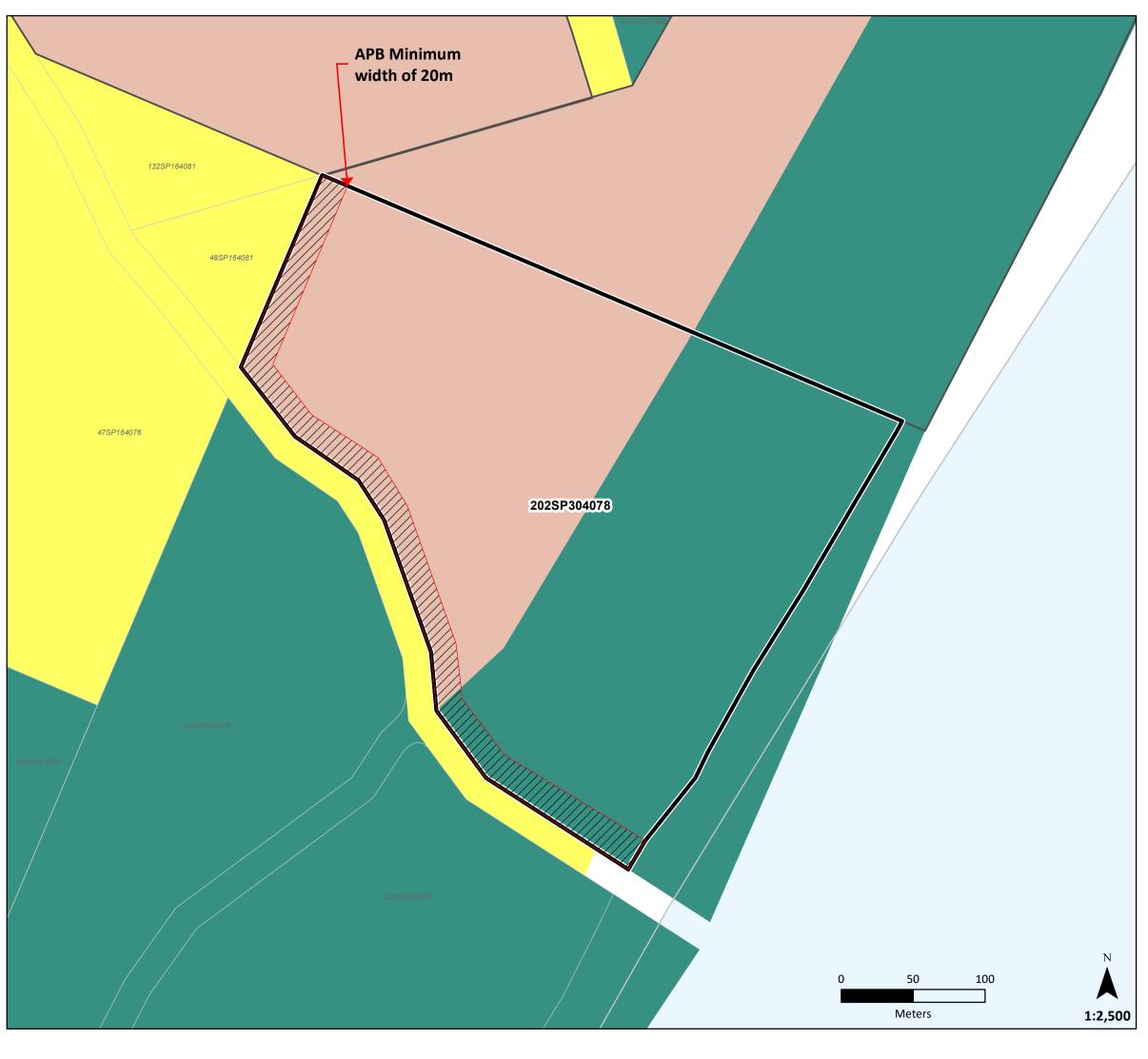
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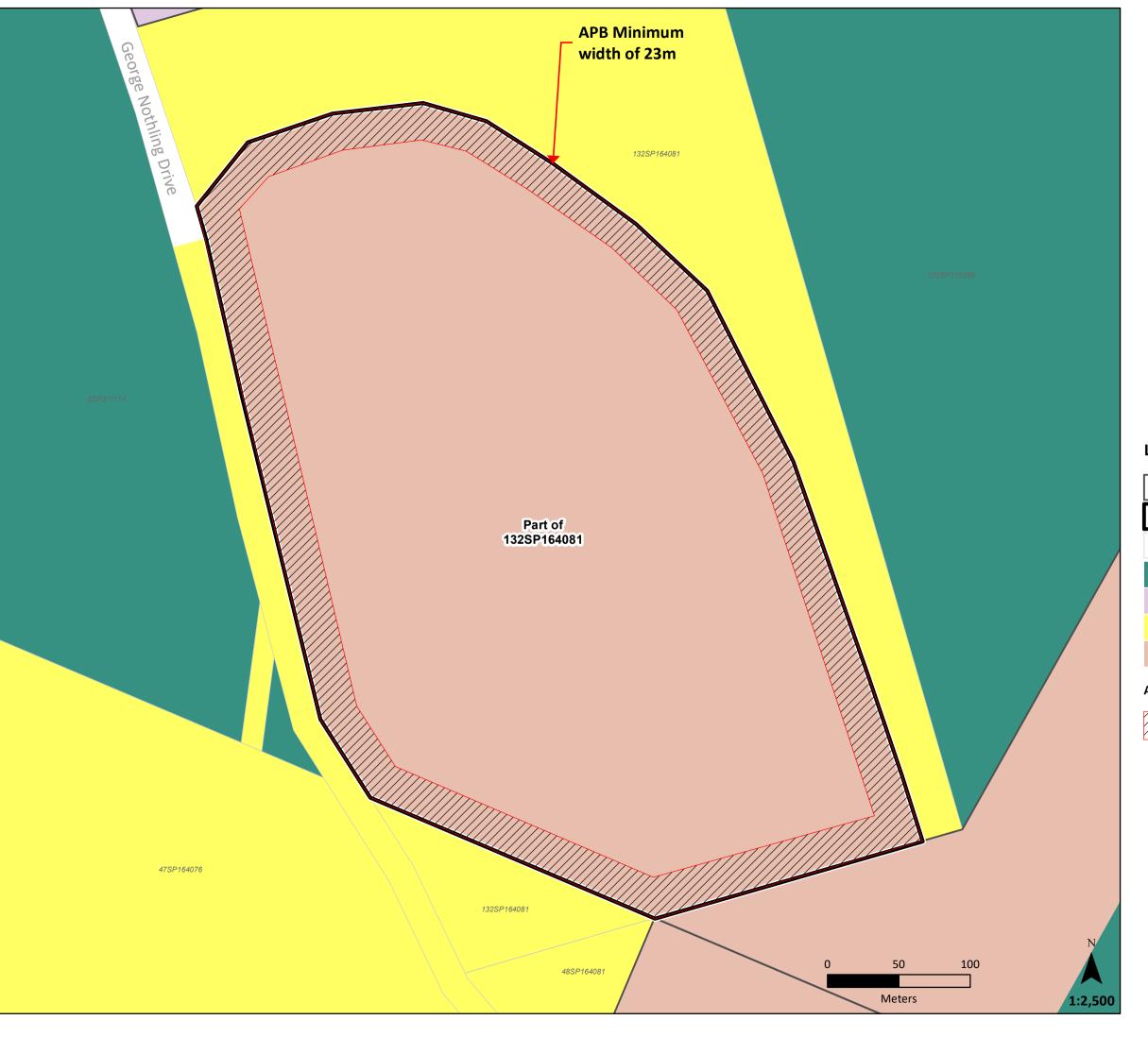
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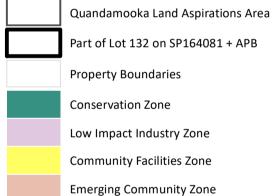
#### **Asset Protection Buffer**







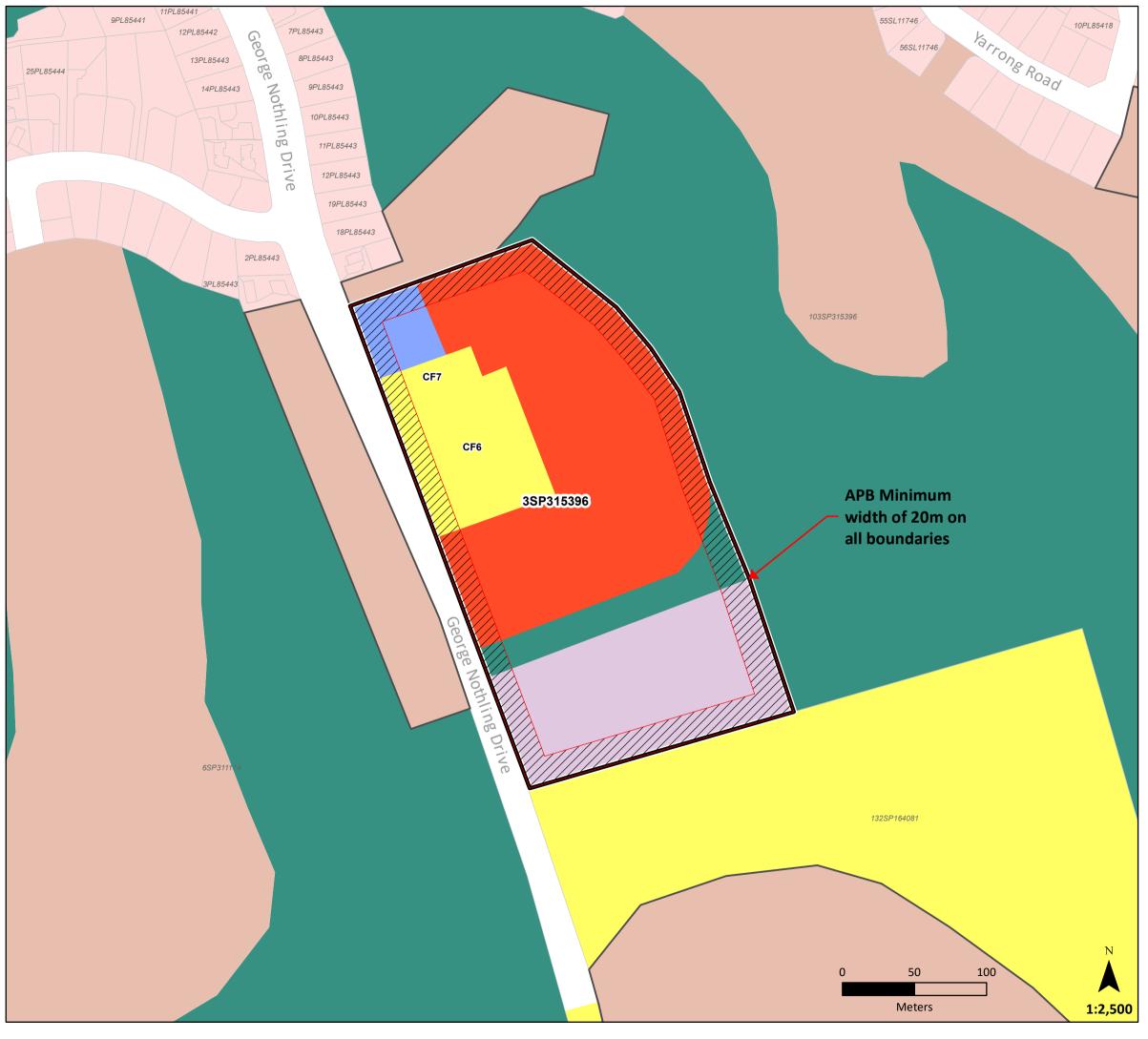
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#### **Asset Protection Buffer**







#### Legend



#### Asset Protection Buffer

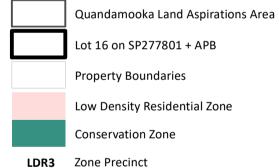






(MULUMBA) SITES - MAP 22

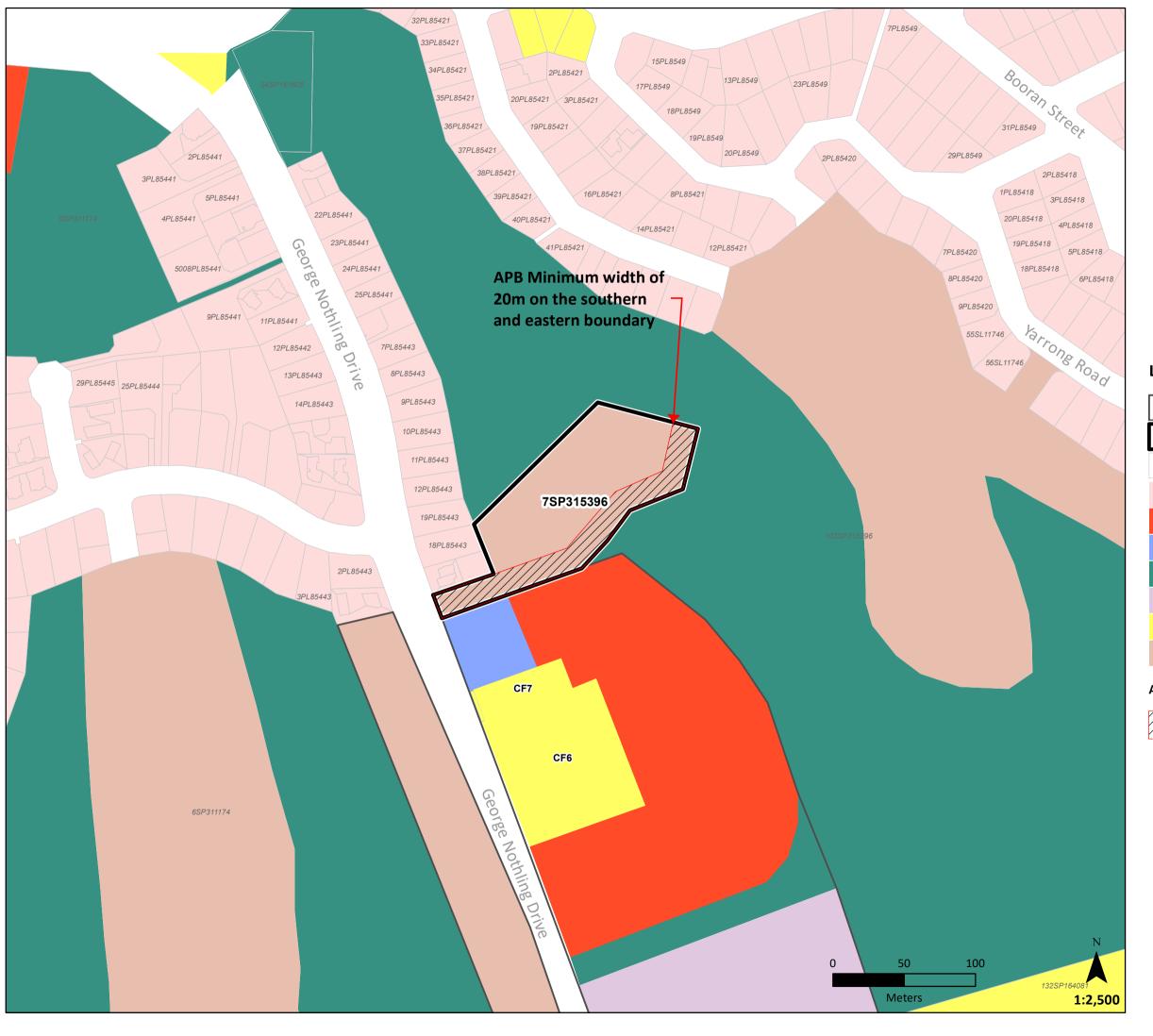
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#### **Asset Protection Buffer**







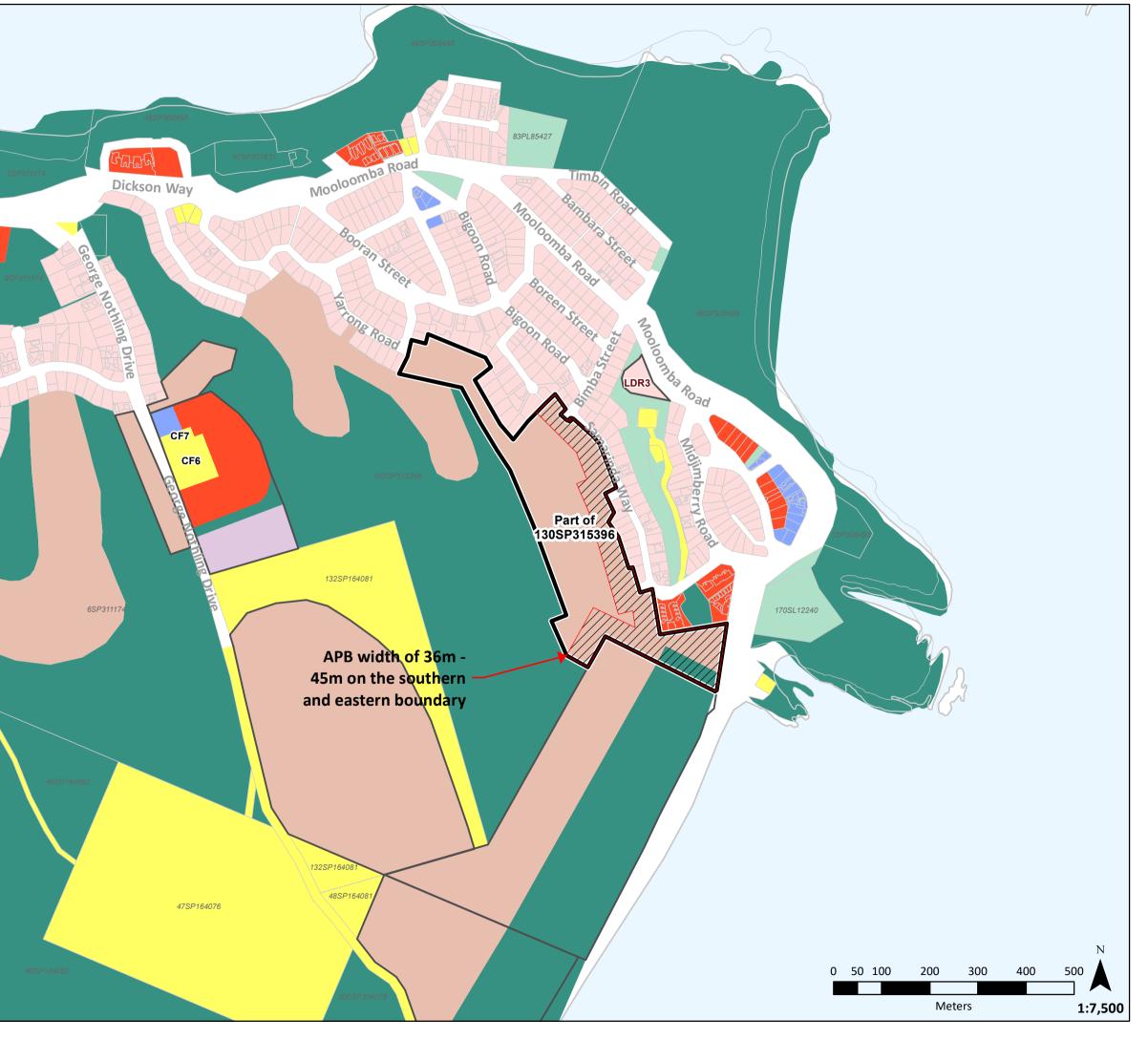
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#### **Asset Protection Buffer**







#### Legend



#### **Asset Protection Buffer**







#### Legend



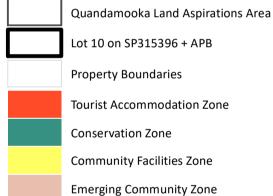
#### **Asset Protection Buffer**







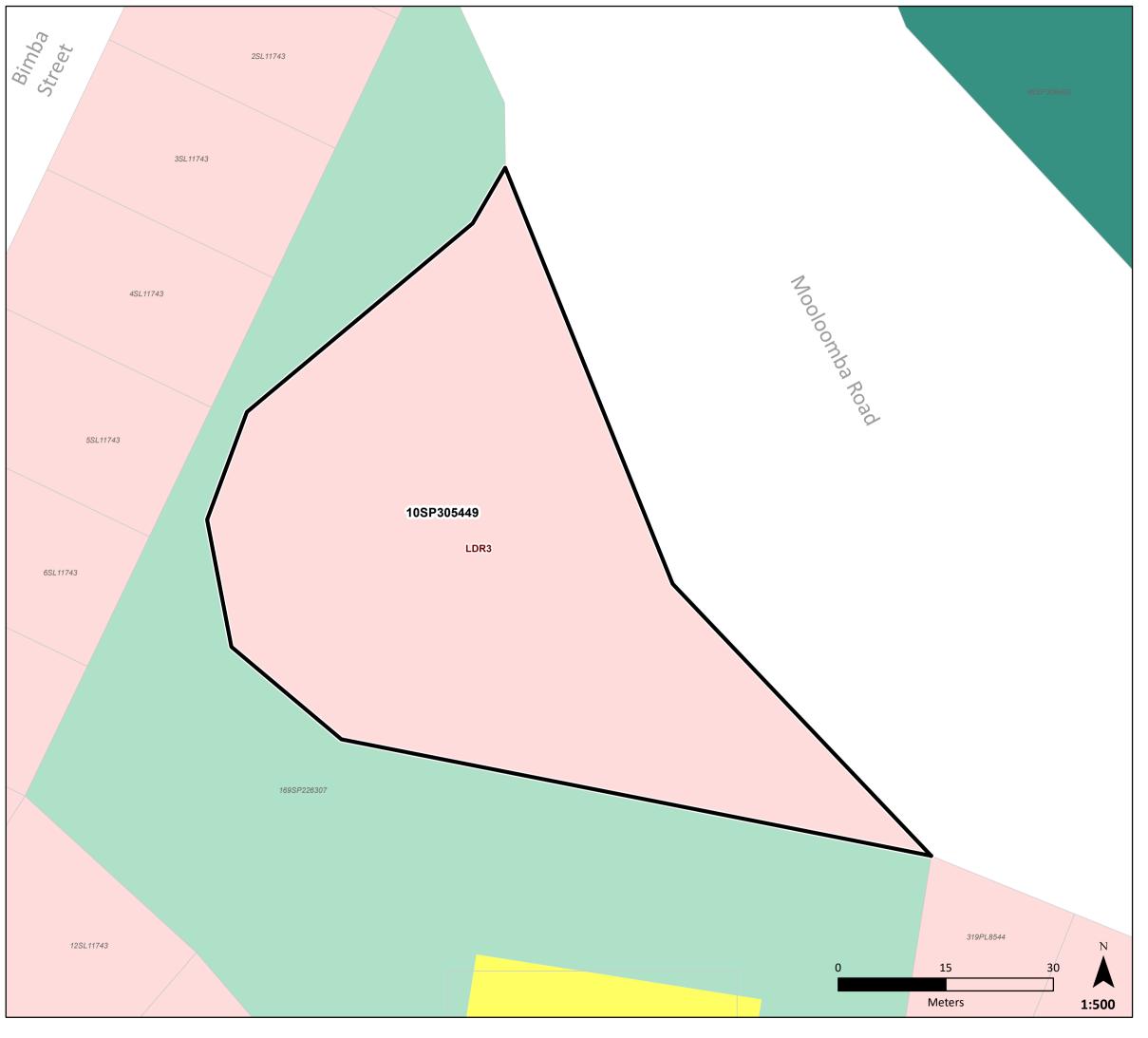
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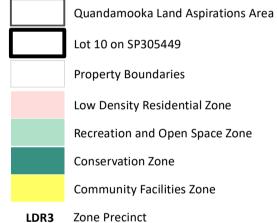
#### **Asset Protection Buffer**













Attachment B – Categories of Development and Assessment, and Assessment Benchmarks for Quandamooka Land Aspirations Area

Table 1 Table of Categories of Development and Assessment, and Assessment Benchmarks - Quandamooka Land Aspirations Area

Column 1  Quandamooka Land Aspirations Area Site	Column 2 Zone	Column 3 Categories of development and assessment	Column 4 Assessment benchmarks for assessable development
Lot 195 on SP304082	Low Density Residential Zone	The following provisions apply to all lots in column 1 and 2:	The following provisions apply to all lots in column 1 and 2:
Lot 2 on SP304067	Neighbourhood Centre Zone	(a) Subject to (c), development that is accepted development for the	As per the Redland City Plan for the Column 2 Zone in the Redland City
Lot 4 on SP304067	Low Density Residential Zone	Column 2 Zone in the Redland City Plan, including where it is accepted development because it is compliant with requirements (accepted subject to requirements), is code assessable	Plan AND
Lot 5 on SP304067	Recreation and Open Space Zone	development (b) Subject to (c), development that is assessable development for the	The Quandamooka Land Aspirations Bushfire Management Code at <b>Attachment C</b> .
Lot 11 on AP19788	Low Density Residential (Precinct LDR2 Park Residential) + Medium Impact Industry Zone + Conservation Zone	Column 2 Zone in the Redland City Plan is as per the Redland City Plan  (c) Operational work that is the clearing of native vegetation to	
Lot 1 on AP19791	Waterfront and Marine Industry Zone + Conservation Zone		
Lot 1 on SP311530	Low Density Residential Zone (Precinct LDR2 Park Residential)		
Lot 2 on SP311530	Low Density Residential Zone (Precinct LDR2 Park Residential)		
Lot 1 on SP299987	Community Facilities Zone (Precinct CF2)		
Lot 1 on SP307583	Waterfront and Marine Industry Zone		
Lot 2 on D90450	Emerging Community Zone		
Lot 1601 on D90417	Emerging Community Zone		
Part of Lot 202 on SP304078	Emerging Community Zone + Conservation Zone		
Part Lot 132 on SP164081	Emerging Community Zone		
Lot 3 on SP315396	Local Centre Zone Tourist Accommodation Zone Community Facilities Zone (CF 6/7) Low Impact Industry Zone Conservation Zone		

Column 1  Quandamooka Land Aspirations Area Site	Column 2 Zone	Column 3 Categories of development and assessment	Column 4 Assessment benchmarks for assessable development
Lot 16 on SP277801	Low Density Residential Zone (Precinct LDR3 Point Lookout) + Conservation Zone		
Lot 7 on SP315396	Emerging Community Zone		
Part of Lot 130 on SP315396	Emerging Community Zone + Conservation Zone		
Lot 9 on SP315396	Emerging Community Zone		
Lot 10 on SP315396	Emerging Community Zone + Conservation Zone		
Lot 10 on SP304081	Low Density Residential Zone		
Lot 10 on SP305449	Low Density Residential Zone (Precinct LDR3 Point Lookout)		
Lot 3 on SP304083	Low Density Residential Zone		
Lot 1 on SP304077	Low Density Residential Zone		
Lot 6 on SP308438	Low Density Residential Zone		

### **Attachment C - The Quandamooka Land Aspirations Bushfire Management Code**

#### **Application**

This code applies to assessable development which **Attachment B** states is subject to the Quandamooka Land Aspirations Bushfire Management Code.

Any provision of the Redland City Plan applicable to the interpretation or application of a code is to apply to this code. Specifically, development that complies with:

- (a) the purpose and overall outcomes of this code complies with this code
- (b) the performance or acceptable outcomes complies with the purpose and overall outcomes of the code.

However, unless development complies with the relevant acceptable outcome(s), it will not comply with the associated performance outcome(s). Further, unless development complies with the relevant performance outcome(s) it will not comply with the purpose and overall outcomes of the code.

#### **Purpose**

The purpose of the code is to provide for the safety and wellbeing of occupants by ensuring that bushfire risks are managed through:

- (a) the introduction of an Asset Protection Buffer for certain lots listed in **Attachment B**, or an APZ and
- (b) additional bushfire management requirements for specific lots and
- (c) subject to (a) and (b), assessing all development on the Quandamooka Land Aspirations Area against the Minjerribah Township Fire Management Strategy.

#### **Overall outcomes**

The purpose of the code will be achieved through the following overall outcome:

Development avoids or mitigates the risks that natural hazards, specifically bushfire, pose to the safety of people and property.

#### **Assessment Criteria**

**Table 2 Criteria for assessable development** 

Relevant land	Performance outcome	Acceptable outcome
All lots in the Quandamooka Land Aspirations Area shown on Attachment A	PO1 Development is designed and undertaken to provide adequate protection to address the bushfire hazard on the site.	For lots with an Asset Protection Buffer in accordance with <b>Attachment A</b> , either A01 or A02 is achieved for the development.
		For lots without an Asset Protection Buffer in accordance with <b>Attachment A</b> ,

Relevant land	Performance outcome	Acceptable outcome
		A02 is achieved for the development.
		A01 An Asset Protection Buffer in accordance with Attachment A is established and maintained that meets all of the following requirements:
		(a) the Asset Protection Buffer is established prior to development commencing and
		(b) a report prepared by a Suitably Qualified Person concludes that native vegetation in the Asset Protection Buffer is low hazard and
		(c) Buildings and structures are not located within the Asset Protection Buffer and
		(d) the Asset Protection Buffer is maintained to achieve an outcome that native vegetation in the Asset Protection Buffer is low hazard for the duration of the development
		A02 An APZ is established and maintained in accordance with the version of the Minjerribah Township Fire Management Strategy applicable at the time of approval,

Relevant land	Performance outcome	Acceptable outcome
		that meets all of the following requirements:
		(a) the APZ is established prior to development commencing and
		(b) a report prepared by a Suitably Qualified Person concludes that native vegetation in the APZ is low hazard and
		(c) sufficient evidence is provided that the APZ will be maintained in accordance with the Minjerribah Township Fire Management Strategy for the duration of the development.
	PO2 Development:	No acceptable
	i. incorporates bushfire hazard mitigation measures that:  a. include formalised perimeter roads and  b. ensure building envelope separation from any adjacent medium, high or very high potential bushfire intensity areas by a distance that achieves a radiant heat flux level of 29kW/m2 or less and  ii. ensures that the design of the lot layout does not create lots within	outcome provided.
	bushfire prone areas and on ridgelines, saddles and crests where slopes exceed 15% and	
	<b>PO3</b> Subject to performance outcomes 1 and 2 and any applicable Specific Lot Performance Outcome (set out below),	No acceptable outcome provided.

Relevant land	Performance outcome	Acceptable outcome
	development occurs in accordance with the version of the Minjerribah Township Fire Management Strategy applicable at the time of approval.	
Specific Lot Performance Outcomes		
Part of Lot 132 on SP164081	Development maintains connectivity to George Nothling Drive to ensure any future structures are not exposed to radiant heat levels greater than 29kW/m2.	No acceptable outcome provided.
Lot 7 on SP315396	i. Development ensures dual access/egress to a formal site perimeter road (with hydrants) is achieved at the southern end (George Nothling Drive) and north west corner of the site (George Nothing Drive); and ii. Alignment of the Asset Protection Buffer is in accordance with the TFMS, as currently indicated as TFMS firetrail light attack 2/3/2; and iii. Any cul-de-sac must have secondary access to the perimeter road; and iv. The site road reserve must be extended to the east to Billa Street and the unnamed road off Yarrong Road (see Figure 1) to provide through access benefits.	No acceptable outcome provided.

