

18 February 2022

Residents of Kingston Estate Hervey Bay
Attention: Tracey Messer

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Dear Tracy

RE: REQUIREMENT TO COMPLY WITH ALL REQUIREMENTS OF THE APPROVED DEVELOPMENT - OPW20/0095 – OPERATIONAL WORKS FOR LANDSCAPING (KINGSTON ESTATE STAGES 1, 2 AND 3)

Thank you for recent discussions and on-going work regarding the abovementioned subject. This development is recognised as a value-adding exercise being undertaken by the estate developer to increase visual and environmental amenity within previous stages of an established residential area.

Council is of the understanding that approved works of this development are being impacted by third party interference, such as removal of or damage to proposed street trees, planting beds, edging, etc. As these works are yet to become a Council asset, resolution of this matter is limited to private action between the developer and residents.

Council wishes to remind you that a person may not contravene with a development approval pursuant Section 164 of the *Planning Act 2016*. All approved works under this development permit are required to be undertaken pursuant the approved plan and imposed development conditions, unless otherwise approved by the Assessment Manager. To the extent that any changes are proposed or been undertaken by a third party from that of the approved development, a change to the development permit would be warranted.

Upon completion, acceptance of this development as 'On Maintenance' requires all works to have been carried out in accordance with the approved plans and documentation. The approved works have been designed pursuant Council's standards to expectations of the planning scheme and to align with future Council operational maintenance and management procedures.

Moving forward, we wish to advise that pursuant Council's Tree Management Policy, the verge area located between the back of kerb and property frontage and inclusive assets, such as street verges, garden beds, edging etc. are prohibited from being interfered with without prior consent of Council. Should maintenance be required, Council may be contacted to arrange inspection and confirmation of works required. Should a local resident impacted by this project not wish to have a street tree, it is recommended they liaise with yourself and Council in writing with a request to review planting locations and possible alternatives.

Council also recommends educating residents to adopt a tree under Council's 'Greening the Fraser Coast strategy'. Council has committed to plant 100,000 trees by 2020 to maintain and enhance the unique natural environment and lifestyle of our local government area. This strategy also to provide comfortable places and spaces for a healthy community, cooler suburbs and better liveability. Further information on this initiative is available within publications on Council's website.

Should you have any enquiries in relation to the above, please contact me on the number below.

Yours faithfully

A handwritten signature in black ink, appearing to read 'C. Sontar'.

Cameron Sontar
SENIOR PLANNER

Contact Officer: Cameron Sontar
Phone: 1300 79 49 29
Docs Reference: #4509630