



MACKAY CITY PLANNING SCHEME

**PROPOSED AMENDMENT 1 OF
2009:**

**ELEMENTS 1 – 8 OF 2009
(FOR PUBLIC CONSULTATION)**

4 JUNE- 23 JULY 2010

AMENDMENTS TO MACKAY CITY PLANNING SCHEME

Part 1- Introduction

**Division 3- Planning Scheme
Structural Elements**

Division 3 Planning Scheme Structural Elements

1.5 Local Government Area Divided into Four Localities

- (1) The planning scheme is divided into four geographic areas, each termed a 'Locality'. Each Locality has a particular character or characteristics that require particular development outcomes. The four localities cover the entire local government area and are identified on the Locality Key Map. They include the:
 - (a) Mackay City Centre Locality;
 - (b) Mackay Frame Locality;
 - (c) Mackay Hinterland Locality; and
 - (d) Off-Shore Islands Locality.

1.6 Localities Divided into Zones

- (1) The planning scheme divides each Locality into zones as follows:
 - (a) the **Mackay City Centre Locality (Part 4)** is divided into the:
 - (i) Commercial Centre zone;
 - (ii) Commercial (Main Street) zone;
 - (iii) Commercial (Major Facility) zone;
 - (iv) Commercial (Services) zone;
 - (v) City Residential zone;
 - (vi) Waterfront zone;
 - (vii) Mixed Use zone;
 - (viii) Special Activities (City) zone;
 - (ix) Commercial zone;
 - (x) Higher Density Residential zone;
 - (xi) Open Space zone; and
 - (xii) Public Purposes zone.
 - (b) the **Mackay Frame Locality (Part 5)** is divided into the:
 - (i) Commercial zone;
 - (ii) Higher Density Residential zone;
 - (iii) Urban Residential zone;

- (iv) Rural Residential zone;
- (v) Urban Expansion zone;
- (vi) Rural zone;
- (vii) Village zone;
- (viii) Special Activities (Tourism) zone;
- (ix) Industry (High Impact) zone;
- (x) Industry (Low Impact) zone;
- (xi) Sport and Recreation zone;
- (xii) Public Purposes zone; and
- (xiii) Open Space zone.

(c) the **Mackay Hinterland Locality (Part 6)** is divided into the:

- (i) Commercial zone;
- (ii) Higher Density Residential zone;
- (iii) Urban Residential zone;
- (iv) Rural Residential zone;
- (v) Urban Expansion zone;
- (vi) Rural zone;
- (vii) Village zone;
- (viii) Special Activities (Tourism) zone;
- (ix) Industry (High Impact) zone;
- (x) Industry (Low Impact) zone;
- (xi) Sport and Recreation zone;
- (xii) Public Purposes zone; and
- (xiii) Open Space zone.

(d) the **Off-Shore Islands Locality (Part 7)** is divided into the:

- (i) Special Activities (Tourism) zone; and
- (ii) Open Space zone.

(2) Each of the zones are shown on the relevant Zone Map (refer Section 1.9).

1.7 Some Localities are Divided into Precincts

- (1) The planning scheme divides some localities into precincts in order to provide more detailed development outcomes and assessment criteria applicable specifically to a particular part of the locality and to a particular zone. The following localities are divided into precincts:
 - (a) the **Mackay City Centre Locality** is divided into the:
 - (i) City Heart precinct;
 - (ii) Wharf precinct;
 - (iii) City South precinct;
 - (iv) Eastside precinct;
 - (v) West End precinct; and
 - (vi) Riverside precinct.
 - (b) the **Mackay Frame Locality** is divided into the:
 - (i) Goosepond Creek precinct;
 - (ii) Pioneer River (Urban) precinct; and
 - (iii) McCready's Creek precinct.
 - (c) the **Mackay Hinterland Locality** is divided into the:
 - (i) Reliance Creek precinct;
 - (ii) Pioneer River and Southern Streams precinct; and
 - (iii) O'Connell River and Northern Streams precinct.
- (2) The precincts are shown on the Precinct Key Map (refer Section 1.9).

1.8 Overlays

- (1) The planning scheme has nine overlays (**Part 8**) which provide for additional assessment criteria where development is proposed within areas subject to particular issues, features or constraints. The overlays are:
 - (a) Bushfire Management Overlay;
 - (b) Coastal Management and Biodiversity Overlay;
 - (c) Character Heritage Protection Overlay;
 - (d) Development in the Vicinity of Mackay Airport Overlay;
 - (e) Development on Steep Land Overlay;
 - (f) Flood and Inundation Management Overlay;
 - (g) Good Quality Agricultural Land Overlay;

(h) Landscape Character Overlay; and

(i) Acid Sulfate Soils Overlay.

(2) The extent of each Overlay is shown on the relevant Overlay Map (refer **Section 1.9**).

1.9 Planning Scheme Maps

The planning scheme provides planning scheme maps (listed in **Table 1-1** below) to assist with interpretation and implementation of measures.

Table 1-1 Planning Scheme Maps

Name of Map Group		Purpose of Map
Key Map 1	Map Series	Identifies the map series in which a particular site is situated. All relevant planning scheme maps applying to the site will have the same map series reference and thus provides a single point of reference.
Key Map 2	Locality Key Map	Identifies the boundary and name of the Locality in which a particular site is situated.
Key Map 3	Precinct Key Map	Identifies the boundary and name of the Precinct within a Locality in which a particular site is situated.
Zone Maps	Zone Map	Identifies the zone designation in which a particular site is situated. The zone map series reference for a particular site is derived from Key Map 1.
Overlay Maps	Overlay Map	Identifies the type and extent of an Overlay code that may affect a site. The overlay map series reference for a particular site is derived from Key Map 1.
Information Maps	Information Map	Maps contained in the scheme which provide supporting information regarding particular scheme measures.

1.10 Roads, Watercourses and Reclaimed Land

(1) If a road, watercourse or reclaimed land in the City of Mackay area is not shown as being covered by a zone on the zone maps, the following applies:

(a) if the road, watercourse or reclaimed land is adjoined on both sides by land in the same zone – the road, watercourse or reclaimed land has the same zoning as the adjoining land;

(b) if the road, watercourse or reclaimed land is adjoined on one side by land in a zone and adjoined on the other side by land in another zone – the road, watercourse or reclaimed land has the same zoning as the adjoining land and the centreline of the road or watercourse is the boundary between the two zones; and

(c) if the road, watercourse or reclaimed land is adjoined on one side only by land in a zone – the entire road, watercourse or reclaimed land has the same zoning as the adjoining zoned land.

(2) To remove any doubt, it is declared that section (1) also applies to a closed road if the road is closed after the commencement of the planning scheme.

1.11 Determining if development is assessable or self-assessable under the planning scheme

(1) Assessment tables for the localities and overlays identify development that is assessable, self-assessable or exempt under the planning scheme as follows.

- (a) tables for each Locality as follows:
- (i) Mackay City Centre Locality **Table 4-1** and **Table 4-2**;
 - (ii) Mackay Frame Locality **Table 5-1** and **Table 5-2**;
 - (iii) Mackay Hinterland Locality **Table 6-1** and **Table 6-2**; and
 - (iv) Off-Shore Islands Locality **Table 7-1** and **Table 7-2**.
- (b) tables for each Overlay as follows:
- (i) Bushfire Management Overlay **Table 8-1** and **Table 8-2**;
 - (ii) Coastal Management and Biodiversity Overlay **Tables 8-3** and **Table 8-4**;
 - (iii) Character Heritage Protection Overlay **Table 8-5** and **Table 8-6**;
 - (iv) Development in the Vicinity of Mackay Airport Overlay **Table 8-7** and **Table 8-8**;
 - (v) Development on Steep Land Overlay **Table 8-9** and **Table 8-10**;
 - (vi) Flood and Inundation Management Overlay **Table 8-11** and **Table 8-12**;
 - (vii) Good Quality Agricultural Land Overlay **Table 8-13** and **Table 8-14**;
 - (viii) Landscape Character Overlay **Table 8-15** and **Table 8-16**;
 - (ix) Acid Sulfate Soils Overlay **Table 8-17** and **Table 8-18**.
- (2) The assessment tables also identify assessable development under the planning scheme that requires code assessment or impact assessment.
- (3) If development is identified as having a different assessment category under a zone than under an overlay, or under different overlays, the higher assessment category applies as follows:
- (a) self-assessable prevails over exempt;
 - (b) code assessable prevails over self-assessable or exempt; and
 - (c) impact assessable prevails over self-assessable, code assessable or exempt.

Zone Assessment Category (or category for another overlay if more than one overlay applies)	Overlay Assessment Category			
	Exempt	Self	Code	Impact
Exempt	Exempt	Self	Code	Impact
Self-assessable	Self	Self	Code	Impact
Code	Code	Code	Code	Impact
Impact	Impact	Impact	Impact	Impact

- (4) Laguna Quays Development. Where land that comprises the Laguna Quays Development (as described in 6.7 of Part 6) is affected by an Overlay Code, the making of a material change of use of premises is, for the purposes of the particular Overlay Code, exempt development.
- (5) Where land is not included in a Zone, all development (including an MCU and 'other development') is Impact Assessable. However, the planning scheme provisions do not apply to development on

Strategic Port Land (all development on Strategic Port Land is controlled by the Mackay Port Authority Land Use Plan for the Seaport and Airport).

- (6) For the purposes of this planning scheme the following are exempt from assessment under this planning scheme:
- (a) roadworks conducted by or on behalf of a government entity;
 - (b) the declaration or opening of a State controlled road and the conduct or construction of "ancillary works and encroachments" as defined in the *Transport Infrastructure Act 1994* or the *Transport Infrastructure (State Controlled Roads) Regulation 1994*;
 - (c) the dedication of land for roads, and
 - (d) water treatment or water supply infrastructure undertaken by or on behalf of Mackay City Council.
- (7) Where associated with the purposes referred to in Section 1.11(6) the following activities are also exempt development:
- (i) excavating, crushing, screening and taking road building material from land (whether road or not) except where the above exceeds 5,000 tonnes per annum at an individual site, which is Code Assessable;
 - (ii) parking construction equipment;
 - (iii) site office;
 - (iv) building a dam to store water on land (whether road or not); and
 - (v) removing vegetation.

1.12 Acceptable/Probable Solutions for Assessable Development

An acceptable/probable solution for a specific outcome provides a guide for achieving that outcome in whole or in part, and does not limit the assessment manager's discretion under the IPA⁶ to impose conditions on a development approval.

1.13 Types and Names of Codes

- (1) There are codes for:
- (a) each Locality and each Overlay;
 - (b) general matters applicable to all Localities; and
 - (c) development for a stated purpose or development of a stated type.

⁶ IPA, Chapter 3 (Integrated Development Assessment System (IDAS)), Part 5 (Decision Stage), Division 6 (Conditions)

- (2) The codes are the following:
- (a) code for each Locality as follows:
 - (i) Mackay City Centre Locality Code (**Part 4**);
 - (ii) Mackay Frame Locality Code (**Part 5**);
 - (iii) Mackay Hinterland Locality Code (**Part 6**); and
 - (iv) Off-Shore Islands Locality Code (**Part 7**);
 - (b) code for each Overlay as follows (**Part 8**):
 - (i) Bushfire Management Overlay Code (**Division 2**);
 - (ii) Coastal Management and Biodiversity Overlay Code (**Division 4**);
 - (iii) Cultural Heritage Protection Overlay Code (**Division 6**);
 - (iv) Development in the Vicinity of Mackay Airport Overlay Code (**Division 8**);
 - (v) Development on Steep Land Overlay Code (**Division 10**);
 - (vi) Flood & Inundation Management Overlay Code (**Division 12**);
 - (vii) Good Quality Agricultural Land Overlay Code (**Division 14**);
 - (viii) Landscape Character Overlay Code (**Division 16**); and
 - (ix) Acid Sulfate Soils Overlay Code (**Division 18**).
 - (c) codes for development for stated purpose or of a stated type and for general matters as follows (**Part 9**):
 - (i) Animal Husbandry Code (**Division 2**);
 - (ii) Aquaculture Code (**Division 3**);
 - (iii) Bed and Breakfast Code (**Division 4**);
 - (iv) Caravan Park Code (**Division 5**);
 - (v) Child Care Centre Code (**Division 6**);
 - (vi) Dependent Persons' Accommodation Code (**Division 7**);
 - (vii) Dwelling House Code (**Division 8**);
 - (viii) Environment and Infrastructure Code (**Division 9**);
 - (ix) Extractive Industry Code (**Division 10**);
 - (x) Heavy Vehicle Parking Code (**Division 11**);
 - (xi) Home Based Business and Home Occupation Code (**Division 12**);

- (xii) Industrial Code (**Division 13**);
- (xiii) Local Community Facilities Code (**Division 14**);
- (xiv) Motel Code (**Division 15**);
- (xv) Multiple Dwelling Units, Accommodation Units and Dual Occupancy Code (**Division 16**);
- (xvi) Operational Works (Earthworks) Code (**Division 17**);
- (xvii) Place of Worship Code (**Division 18**);
- (xviii) Reconfiguration of a Lot Code (**Division 19**);
- (xix) Recreation Facilities Code (**Division 20**);
- (xx) Residential Storage Sheds Code (**Division 21**);
- (xxi) Retail and Commercial Code (**Division 22**);
- (xxii) Rural Industries Code (**Division 23**);
- (xxiii) Service Station Code (**Division 24**);
- (xxiv) Telecommunications Facilities Code (**Division 25**); and
- (xxvi) Tourist Accommodation Resorts Code (**Division 26**).

1.14 Codes Applicable to on-going Use

A code that is applicable to a material change of use is also applicable to the on-going use that results from that change⁷.

1.15 Planning Scheme Seeks to Achieve Outcomes

- (1) The planning scheme seeks to achieve outcomes that are identified according to the following levels:
 - (a) desired environmental outcomes;
 - (b) overall outcomes for and purpose of a code;
 - (c) specific outcomes for a code;
 - (d) probable solutions for a specific outcome, or acceptable solutions for complying with a self-assessable development.

⁷ IPA, Section 2.1.23(3) (Local planning instruments have force of law) relates with respect to regulating the use of premises and also IPA, Section 4.3.4 (Compliance with identified code for use of premises) with respect to an offence under the Act.

AMENDMENTS TO MACKAY CITY PLANNING SCHEME

Part 4- Mackay City Centre Locality

**Division 15- Overall Outcomes,
Specific Outcomes and Probable
and Acceptable Solutions for the
Special Activities (City) Zone**

Division 15 Overall Outcomes, Specific Outcomes and Probable and Acceptable Solutions for the Special Activities (City) Zone

- (1) The overall outcomes for the zone are the purpose of the code.
- (2) The overall outcomes for the **Special Activities (City) zone** are the following:
 - (a) the zone represents an appropriate 'Gateway' entrance to the City Centre from the north via the Forgan Bridge, which emphasises the Centre's relationship with activities along the Pioneer River and showcases key sites containing the Mackay Convention Centre Complex, Bluewater Quay on the eastern side and the Customs House on the western side.
 - (b) the zone accommodates a wide range of activities comprising indoor entertainment, cultural and leisure uses, short stay visitor accommodation, convention facilities and tourist activities.
 - (c) shopping facilities more suited to the Commercial Centre or Commercial (Major Facility) zones are inconsistent with the overall outcomes of the zone.
 - (d) residential uses located in the zone:
 - (i) are primarily intended to meet the demand for a range of short-term accommodation; and
 - (ii) have appropriate design response to mitigate traffic noise;
 - (iii) may include long-stay residential uses provided that these are complementary to rather than the primary use of any site; do not conflict with other preferred uses such as dining, entertainment, tourism and convention activities; and are not located at ground floor or at first floor.
 - (e) development is consistent with the waterfront theme, maintains views of the river and is sited and designed to capture breezes to the south of River Street.
 - (f) dining and entertainment uses are focussed on the range of waterside recreational opportunities the waterfront provides and its role as a key attractor and activity node at the eastern end of the Wharf Precinct.
 - (g) at street level, the uses form an active frontage to River Street and to any public access along the Pioneer River frontage.
 - (h) buildings have a character which reflects and responds to the tropical climate and the protection and sensitive reuse of heritage buildings.
- (3) Specific outcomes and probable and acceptable solutions for the Special Activities (City) Zone are as follows.

Specific Outcomes		Acceptable / Probable Solutions	
Assessable Development			
P1	Buildings adopt a contemporary architecture responding to the riverfront location and to the tropical climate with pitched roofs and eaves, openings to views and breezes, and deeply shaded verandahs and seating areas.	S1	No solution specified.
P2	The development of a multi-purpose facility is encouraged, which functions as a key focus for a wide range of indoor entertainment, cultural and leisure activities in the City and the region which is complementary in scale, intensity and architecture to the riverfront setting and the City Centre role and function.	S2	No solution specified.
P3	The development of a hotel and convention centre is encouraged, with direct pedestrian links to and which complements and supports the multi-purpose facility.	S3	No solution specified.
P4	Places of cultural heritage significance are respected and their values conserved in redevelopment and re-use.	S4	No solution specified.
P5	New development provides an active frontage to River Street.	S5	No solution specified.
P6	New development is primarily non-residential in character.	S6	Permanent residential uses: (i) do not conflict with preferred uses e.g. dining, entertainment, short-term accommodation, and tourism; and (ii) where provided, are located above first floor..
P7	New development maintains views of the river and is sited and designed to capture prevailing breezes.	S7	No solution specified.
P8	Dining and entertainment uses interact with a range of waterfront recreational activities and enhance the location as a key attractor and activity node at the gateway to the Wharf Precinct.	S8	No solution specified.
P9	The maximum scale, bulk and intensity of new development is comparable to that which could be achieved in the most intensive proximate zoning.	S9	No solution specified.

AMENDMENTS TO MACKAY CITY PLANNING SCHEME

Part 5- Mackay Frame Locality

Division 3- Assessment Categories and Relevant Assessment Criteria for Making a Material Change of Use - Mackay Frame Locality

Use	Assessment Category													Relevant Assessment Criteria – applicable code if development is self-assessable or requires code assessment
	Commercial Zone	Higher Density Residential Zone	Urban Residential Zone	Rural Residential Zone	Urban Expansion Zone	Rural Zone	Village Zone	Special Activities (Tourism) Zone	Industry (High Impact) Zone	Industry (Low Impact) Zone	Sport & Recreation Zone	Public Purposes Zone	Open Space Zone	
Dwelling House	Impact Assessable	Code Assessable	Self assessable except where the use: • is not complying with the acceptable solutions of the applicable code, which is Code assessable ; or • is situated on an allotment less than 450m ² in area; which is Code Assessable	Self assessable except where the use: • is not complying with the acceptable solutions of the applicable code, which is Code assessable ; or • is situated on an allotment less than 450m ² in area; which is Code Assessable	Self assessable except where the use: • is not complying with the acceptable solutions of the applicable code, which is Code assessable ; or • is situated on an allotment less than 450m ² in area; which is Code Assessable	Self assessable except where the use: • is not complying with the acceptable solutions of the applicable code, which is Code assessable ; or • is situated on an allotment less than 450m ² in area; which is Code Assessable	Self assessable except where the use: • is not complying with the acceptable solutions of the applicable code, which is Code assessable ; or • is situated on an allotment less than 450m ² in area; which is Code Assessable	Code Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	If self assessable; Dwelling House Code If code or impact assessable; Mackay Frame Locality Code Dwelling House Code Environment & Infrastructure Code For impact assessable development, 'relevant assessment criteria' are provided to assist the preparation of an application and in no way affect the regard given to the planning scheme as a whole in accordance with section 3.5.5 of the IPA Formatted: Don't keep with next, Don't keep lines together Formatted: Don't keep with next, Don't keep lines together Formatted: Don't keep with next, Don't keep lines together Formatted: TableFontA3, No bullets or numbering, Don't keep with next, Don't keep lines together, Tab stops: Not at 2.54 cm
Educational Establishment	Code Assessable except where the use: • is within an existing building; which is exempt	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Code Assessable	Code Assessable except where the use: • has a GFA of 100 m ² or less; and • is within an existing building; which is exempt	Impact Assessable	Impact Assessable	Impact Assessable except where the use: • is within an existing building; which is Code Assessable	Impact Assessable	Code Assessable	Impact Assessable	If code or impact assessable; Mackay Frame Locality Code Environment & Infrastructure Code For impact assessable development, 'relevant assessment criteria' are provided to assist the preparation of an application and in no way affect the regard given to the planning scheme as a whole in accordance with section 3.5.5 of the IPA Formatted: TableFontA3, No bullets or numbering, Don't keep with next, Don't keep lines together, Tab stops: Not at 2.54 cm Formatted: Don't keep with next, Don't keep lines together Formatted: TableFontA3, No bullets or numbering, Don't keep with next, Don't keep lines together, Tab stops: Not at 2.54 cm
Extractive Industry	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	For impact assessable development, regard will be given to the planning scheme as a whole in accordance with section 3.5.5 of the IPA Formatted: TableFontA3, No bullets or numbering, Don't keep with next, Don't keep lines together, Tab stops: Not at 2.54 cm Formatted: Don't keep with next, Don't keep lines together
Family Day Care	Impact Assessable	Code Assessable	Exempt	Exempt	Exempt	Exempt	Exempt	Code Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	If code or impact assessable; Mackay Frame Locality Code Environment & Infrastructure Code For impact assessable development, 'relevant assessment criteria' are provided to assist the preparation of an application and in no way affect the regard given to the planning scheme as a whole in accordance with section 3.5.5 of the IPA Formatted: TableFontA3, No bullets or numbering, Don't keep with next, Don't keep lines together, Tab stops: Not at 2.54 cm
Forestry	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Exempt	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Code Assessable	Code Assessable	If code or impact assessable; Mackay Frame Locality Code Environment & Infrastructure Code For impact assessable development, 'relevant assessment criteria' are provided to assist the preparation of an application and in no way affect the regard given to the planning scheme as a whole in accordance with section 3.5.5 of the IPA

AMENDMENTS TO MACKAY CITY PLANNING SCHEME

Part 6- Mackay Hinterland Locality

Division 3- Assessment Tables for each Zone in the Mackay Hinterland Locality– Making a Material Change of Use

Use	Assessment Category													Relevant Assessment Criteria – applicable code if development is self-assessable or requires code assessment
	Commercial Zone	Higher Density Residential Zone	Urban Residential Zone	Rural Residential Zone	Urban Expansion Zone	Rural Zone	Village Zone	Special Activities (Tourism) Zone	Industry (High Impact) Zone	Industry (Low Impact) Zone	Sport & Recreation Zone	Public Purposes Zone	Open Space Zone	
Dwelling House	Impact Assessable	Code Assessable	Self Assessable except where: • not complying with the acceptable solutions of the applicable code, which is Code assessable ; or • remises are situated on an allotment less than 450m ² in area; which is Code Assessable	Self Assessable except where: • not complying with the acceptable solutions of the applicable code, which is Code assessable ; or • remises are situated on an allotment less than 450m ² in area; which is Code Assessable	Self Assessable except where: • not complying with the acceptable solutions of the applicable code, which is Code assessable ; or • remises are situated on an allotment less than 450m ² in area; which is Code Assessable	Self Assessable except where: • not complying with the acceptable solutions of the applicable code, which is Code assessable ; or • remises are situated on an allotment less than 450m ² in area; which is Code Assessable	Self Assessable except where: • not complying with the acceptable solutions of the applicable code, which is Code assessable ; or • remises are situated on an allotment less than 450m ² in area; which is Code Assessable	Code Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	If self assessable ; Dwelling House Code If code or impact assessable ; Mackay Hinterland Locality Code Dwelling House Code Environment & Infrastructure Code For impact assessable development, 'relevant assessment criteria' are provided to assist the preparation of an application and in no way affect the regard given to the planning scheme as a whole in accordance with section 3.5.5 of the IPA
Educational Establishment	Code Assessable except where the use: • is within an existing building; which is Exempt	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Code Assessable except where the use: • has a GFA of 100m ² or less; and • is within an existing building which is Exempt	Impact Assessable	Impact Assessable	Impact Assessable except where the use: • is within an existing building; which is Code Assessable	Impact Assessable	Code Assessable	Impact Assessable	If code or impact assessable ; Mackay Hinterland Locality Code Environment & Infrastructure Code For impact assessable development, 'relevant assessment criteria' are provided to assist the preparation of an application and in no way affect the regard given to the planning scheme as a whole in accordance with section 3.5.5 of the IPA
Extractive Industry	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	For impact assessable development, regard will be given to the planning scheme as a whole in accordance with section 3.5.5 of the IPA
Family Day Care	Impact Assessable	Code Assessable	Code Assessable	Exempt	Exempt	Exempt	Code Assessable	Code Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	If code or impact assessable ; Mackay Hinterland Locality Code For impact assessable development, 'relevant assessment criteria' are provided to assist the preparation of an application and in no way affect the regard given to the planning scheme as a whole in accordance with section 3.5.5 of the IPA
Forestry	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Exempt	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Impact Assessable	Code Assessable	Code Assessable	If code or impact assessable ; Mackay Hinterland Locality Code Environment & Infrastructure Code For impact assessable development, 'relevant assessment criteria' are provided to assist the preparation of an application and in no way affect the regard given to the planning scheme as a whole in accordance with section 3.5.5 of the IPA

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