

Date : 15/12/2020 10:34:22 AM

From : "Philip W (Department of Environment and Science)"

To : "State Heritage Development"

Subject : 202012-11135 EC Application - Re: Zendesk79195 - Anzac Memorial Park - 600934 - Exemption application

Attachment : Zen79195 - Title search.pdf;Zen79195 - EMR_CLR.pdf;Checklist.docx;Zen79195 - Emails.pdf;Exemption Cert App - Full Pkg - Anzac Park Townsville.pdf;

To add to this conversation reply and type above this text.

Below is the the Department of Environment and Science's response to your email (79195) - Re: Zendesk79195 - Anzac Memorial Park - 600934 - Exemption application.

Philip W (Department of Environment and Science)

Dec 15, 2020, 10:34 AM GMT+10

No hard copy

An application has been received by the Permits and Licencing Team (PaL) and requires your assessment:

Type: new exemption certificate

Zendesk reference: 79195

QHR: 600934

Heritage Place Name: Anzac Memorial Park

Client: Theodore Frederic Brandi

Received date: 14/12/2020

Application date: 14/12/2020

Client email: ted.brandi@townsville.qld.gov.au

Please note application documents and the checklist have been saved to e-docs and can be located by the Zendesk number.

Regards

Philip W

Permit and Licence Management

Regulatory Support

Department of Environment and Science www.des.qld.gov.au

P 1300 130 372 (select option 4)

F: (07) 3330 5875

E: palm@des.qld.gov.au

400 George Street Brisbane 4000

GPO Box 2454 BRISBANE QLD 4001

Ted Brandi

Dec 14, 2020, 10:26 AM GMT+10

Hello,

Please find attached a completed application for an Exemption Certificate for works proposed at the above-referenced place.

Please advise if additional information is required.

Many thanks,

Ted Brandi

Heritage Officer - Land Use & Urban Design
20-364

File B

Page 1 of 14

R

Planning & Community Engagement

P 07 4727 9455 M CTPI 49-Sch4 E ted.brandi@townsville.qld.gov.au

143 Walker Street, Townsville QLD 4810
PO Box 1268, Townsville QLD 4810

townsville.qld.gov.au

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Attachment(s)

[Exemption Cert App - Full Pkg - Anzac Park Townsville.pdf](#)

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CURRENT RESERVE SEARCH

NATURAL RESOURCES, MINES AND ENERGY, QUEENSLAND

Request No: 35816857
Search Date: 15/12/2020 10:22

Title Reference: 49014601
Date GAZETTED: 22/06/1912
PAGE: 1582

Opening Ref: RES 195
Purpose: PARK
Sub-Purpose:
Local Name: ANZAC MEMORIAL PARK
Address: THE STRAND, TOWNSVILLE
County (R) No: R272
File Ref: RES 195

TRUSTEES

TOWNSVILLE CITY COUNCIL GAZETTED ON 31/07/1926 PAGE 284

LAND DESCRIPTION

LOT 290 CROWN PLAN 859212 GAZETTED ON 15/04/1994 PAGE 1437,8
Local Government: TOWNSVILLE

Area: 3.282000 Ha. (SURVEYED)

EASEMENTS AND ENCUMBRANCES

1. EASEMENT IN GROSS No 713245298 20/05/2010 at 15:06
burdening the land
ERGON ENERGY CORPORATION LIMITED A.C.N. 087 646 062
over
EASEMENTS B AND C ON SP185597

ADMINISTRATIVE ADVICES

Dealing	Type	Lodgement Date	Status
717802634	HERITAGE SITE QUEENSLAND HERITAGE ACT 1992	27/01/2017 13:23	CURRENT

UNREGISTERED DEALINGS - NIL

Caution - Charges do not necessarily appear in order of priority

** End of Current Reserve Search **

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Requested By: SMIS .



Department of Environment and Science (DES)
ABN 46 640 294 485
400 George St Brisbane, Queensland 4000
GPO Box 2454 Brisbane QLD 4001 AUSTRALIA
www.des.qld.gov.au

SEARCH RESPONSE
ENVIRONMENTAL MANAGEMENT REGISTER (EMR)
CONTAMINATED LAND REGISTER (CLR)

Transaction ID: 50649527 EMR Site Id: 15 December 2020
This response relates to a search request received for the site:
Lot: 290 Plan: CP859212

EMR RESULT

The above site is NOT included on the Environmental Management Register.

CLR RESULT

The above site is NOT included on the Contaminated Land Register.

ADDITIONAL ADVICE

All search responses include particulars of land listed in the EMR/CLR when the search was generated.
The EMR/CLR does NOT include:-

1. land which is contaminated land (or a complete list of contamination) if DES has not been notified
2. land on which a notifiable activity is being or has been undertaken (or a complete list of activities) if DES has not been notified

If you have any queries in relation to this search please phone 13QGOV (13 74 68)

Administering Authority

Regional Info & Filing (hard copy) Electronic application received Regional - Action Required

Department/Office: 400 George Street	AR / ZenDesk No.: 79195
Project No: N/A	Application No: N/A
Permit No: N/A	PaLM Coordinator: Philip Wright
Heritage No: 600934 - Anzac Memorial Park	

Queensland Heritage Act 1992 & Queensland Heritage Regulation 2003

PaLM NON-SPA Validation Checklist

Application Type		Indicate by Yes <input checked="" type="checkbox"/>	
<input type="checkbox"/> Development by the State (s71)	<input type="checkbox"/> Nominate a place to the Heritage Register (s35)	<input type="checkbox"/> Remove a place from the Heritage Register (s36)	NOTE: No validation required for nomination and removal applications – No application checks or searches required.
<input checked="" type="checkbox"/> Exemption Certificate (s72)			
<input type="checkbox"/> Exemption Certificate by the State (s72)			
Application Details			
Company/Business Name: Townsville City Council			
Individual or Contact Name: Theodore Frederic Brandi			
Lot/Plan & Location details: Lot 290 Plan CP859212			
Application Dates			
Date Received: 14/12/2020	Application Date: 14/12/2020		
Due Date: 04/01/2021			
Application Checks		Indicate by Yes <input checked="" type="checkbox"/>	
Please note: A blank box may indicate an 'INVALID' application			
<input checked="" type="checkbox"/> Current version of application form used <input checked="" type="checkbox"/> Applicant details completed <input checked="" type="checkbox"/> Name & address of QLD Heritage Registered place <input checked="" type="checkbox"/> Heritage Register number provided <input checked="" type="checkbox"/> Forms signed and dated <input checked="" type="checkbox"/> Supporting documentation provided (This includes for example; reports, plans, photos etc)			
S71 applications require:			
Report of Chief Executive of the Department or Agency proposing development, material required under s4 of the Regulation (details of place, its significance, the proposed development & impact of development on significance)			
S72 applications require:			
Scaled site plan, recent photographs, Heritage agreement, Heritage Impact Statement			
<input checked="" type="checkbox"/> Title search completed - Smartmaps <input type="checkbox"/> Is on EMR/CLR: <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes - Email: EMR.CLR.Registry@ehp.qld.gov.au <input checked="" type="checkbox"/> CHIMS search completed		<input checked="" type="checkbox"/> Is the application valid <input checked="" type="checkbox"/> Bring-up sent via email to Heritage Team	

#79195 Exemption Certificate application - Anzac Park, Townsville 600934

Submitted	Received via	Requester
December 14, 2020, 10:26 AM	Mail	Ted Brandi <ted.brandi@townsville.qld.gov.au>

Status	Type	Priority	Group	Assignee
Open	Task	Normal	PaL AO3 Validate	-

Source	Business Area	Action Type	Application Type
Email	Heritage	Application	Exemption Certificate

Ted Brandi Dec 14, 10:26 AM

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Hello,

Please find attached a completed application for an Exemption Certificate for works proposed at the above-referenced place.

Please advise if additional information is required.

Many thanks,

Ted Brandi

Heritage Officer - Land Use & Urban Design
Planning & Community Engagement

P 07 4727 9455 **M** CTPI 49-Sch4 **E** ted.brandi@townsville.qld.gov.au

143 Walker Street, Townsville QLD 4810
PO Box 1268, Townsville QLD 4810

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Application form

Heritage

Exemption Certificate

Use this form to apply for an Exemption Certificate under the Queensland Heritage Act 1992 for development on a Queensland Heritage Place (a place entered in the Queensland Heritage Register).

An Exemption Certificate may only be issued for development at a Queensland Heritage Place that:

- will not have a detrimental impact on its cultural heritage significance, or
- will have no more than a minimal detrimental impact on the cultural heritage significance of the place, or
- is permitted under a heritage agreement.

1. Applicant details

Is this application being made by, or on behalf of, a department or agency of the Queensland Government?

NO YES

DEPARTMENT/AGENCY OR CORPORATION NAME Townsville City Council	
FAMILY NAME OF APPLICANT OR ORGANISATION REPRESENTATIVE Brandi	
GIVEN NAME (S) Theodore Frederic	TITLE MR.
RESIDENTIAL ADDRESS, OR REGISTERED BUSINESS ADDRESS FOR CORPORATIONS PO BOX 1268, TOWNSVILLE QLD	POSTCODE 4810
TELEPHONE 4727 9455	
EMAIL Ted.brandi@townsville.qld.gov.au	
POSTAL ADDRESS (WRITE "AS ABOVE" IF SAME AS RESIDENTIAL/REGISTERED BUSINESS ADDRESS) AS ABOVE	POSTCODE

2. Details of place

NAME OF HERITAGE PLACE AND/ OR FORMER NAME Anzac Memorial Park (ADJOINING – Within adjacent road reserve)		
QUEENSLAND HERITAGE REGISTER NUMBER 600934		
STREET ADDRESS 14 The Strand, Townsville City 4810		
REAL PROPERTY DESCRIPTION	LOT 290	PLAN CP 859212

R

LOCAL GOVERNMENT AUTHORITY
TOWNSVILLE CITY COUNCIL

OWNERSHIP DETAILS
COUNCIL OF THE CITY OF TOWNSVILLE AS TRUSTEE

3. Pre-lodgement

3.1 Have you consulted with the Department of Environment and Science (DES) about this application or other applications relating to this place?

- NO → Go to section 3.2
 YES → Provide following details

NAME OF DES CONTACT OFFICER

BRIEF DESCRIPTION OF ADVICE GIVEN

3.2 Have you attended a pre-lodgement meeting with DES about this application?

- NO → Go to section 4
 YES → Provide following details

DATE OF MEETING

NAMES OF PERSONS WHO ATTENDED THE MEETING

4. Proposed Development

4.1 General details

Type of development proposed (e.g. building work, landscaping, archaeological excavation)	Landscaping.
Brief description of proposed development	Removal of two <i>ficus Benjaminas</i> trees from the Australian Office of War Graves "Garden of Remembrance" section at the eastern end of the park.
Reason for carrying out development	Deemed necessary for various reasons enumerated in the attached reports, including deterioration, medium-term damage to surrounding infrastructure, and to enable better growth of nearby trees. Due to infrastructure damage and trip hazards if left in situ, it is not proposed to replace the same species of trees, but replace with suitable shade trees (species to be confirmed) that can be better managed to minimise damage and trip hazard.
Estimated cost of development (for statistical purposes)	\$10,000.

4.2 Is the development permitted under a current heritage agreement?

- NO → Go to section 4.3
 YES → Provide the following details

NAME OF AGREEMENT

DATE OF COMMENCEMENT
PERSONS WHO ENTERED THE AGREEMENT

4.3 Will the development help to conserve the place?

- NO → Go to section 4.4
- YES → Provide the following details

List conservation techniques to be used	
List any heritage policies for the place that have been used to guide the development	
Has advice been sought from a heritage consultant or specialist conservation tradesperson <i>(if yes, provide details)</i>	

4.4 How will the development change the place?

Describe the existing condition of the place including any structural or maintenance issues	As noted above, the two trees proposed for removal are part of a cluster of trees within the abovementioned section of the park.
List the changes that will be made to the place as a consequence of the development	As above.
Provide details of any existing features to be removed or demolished	Please see attached arborist's reports.
List significant features of the place affected by development	As above and per attached. The trees are not felt to be of heritage significance per se – while mature, they are not noted in the 2006 Anzac Memorial Park Conservation Management Plan.
Describe work that alters or varies original building details (e.g. vents, capping, carving, chimneys, window and door hardware, fittings, decoration or glazing)	N/A
Describe changes to the setting or context of the place (including views to and from the place)	As above and per attached. The canopies of the two trees proposed for removal are quite large, and there may be a reduction in shade provided at ground level until the gaps can be filled by nearby and replacement trees as their canopies expand.

4.5 Will building, repairing, cleaning or other work required by the development directly affect or alter a significant heritage feature?

- NO → Go to section 5
- YES → Provide the following details

List the works required to carry out the development	
List trade skills to be used in carrying out the work	
List conservation or traditional work methods to be used that will match existing appearance, techniques or materials at the heritage place	
List new materials and work methods not previously found at the heritage place that will be used	
Provide details of any chemicals or cleaning treatments to be used	

5. Supporting information (no larger than A3 format)

Supporting information must be provided to fully describe the development and enable assessment of its impact on the cultural heritage significance of the Queensland heritage place. A request for further information may be made by DES if incomplete information is provided.

5.1 Mandatory information required for all applications

Tick the boxes to show information is attached to support the application.

- Scaled site plan (show heritage register boundary, existing features of the place, location and extent of development and any proposed demolition)
- Recent photographs of the place (show all areas that will be affected by the development)
- Copy of heritage agreement (for development under a heritage agreement only)

5.2 Additional supporting information as required

Tick the boxes to show what other information is attached to support the application.

- Scaled drawings of proposed development including plans, sections and elevations
- Specification of works proposed
- Technical reports (e.g. arborist's report, engineer's structural assessment, archaeological management plan)
- Heritage impact statement

6. Consent of owner

Under the *Queensland Heritage Act 1992* an Exemption Certificate application may be made by the owner of a place or with the owner's consent another person who has an interest in the place.

6.1 Are you the owner of the place?

- YES → Go to Section 7
- NO → Provide the following details

WHAT IS YOUR INTEREST IN THE PLACE? (e.g. lessee, trustee)
Staff officer of owner organisation

OWNER'S NAME (INDIVIDUAL OR ORGANISATION)
Townsville City Council (as Trustee)

6.2 Is the owner an organisation or represented by a legally authorised entity?

- NO → Go to Section 6.3
- YES → Provide the following details

NAME OF PERSON AUTHORISED TO PROVIDE OWNER'S CONSENT
Bronwyn Bignoux

POSITION OF AUTHORISED PERSON
Coordinator Land Use

6.3 Signature of owner or authorised person

As owner of the place, the subject of this application, or the legally authorised representative of the owner, I consent to the making of this application.

OWNER'S OR AUTHORISED PERSON'S SIGNATURE

CTPI 49-Sch4

DATE

10 December 2020

OWNER'S OR AUTHORISED PERSON'S FULL NAME

BRONWYN BIGNOUX

7. Applicant declaration

Note: If you have not told the truth in this application you may be liable for prosecution under the relevant Acts or Regulations.

- I do solemnly and sincerely declare that the information provided is true and correct to the best of my knowledge and I make this solemn declaration conscientiously believing the same to be true and by virtue of the provisions of the *Oaths Act 1867*.
- I understand that all information supplied on or with this application form may be disclosed publicly in accordance with the *Right to Information Act 2009* and the *Evidence Act 1977*.

APPLICANT'S FULL NAME

Theodore Frederic Brandi

APPLICANT'S SIGNATURE CTPI 49-Sch4	DATE 10 December 2020
---------------------------------------	--------------------------

8. Applicant checklist

- Application form completed and signed
- Owner's consent given
- Supporting information attached (no larger than A3 format)

Send one copy of the completed form and supporting information to:

Email:

PaLM@des.qld.gov.au

OR

Mail:

Permit and Licence Management
Department of Environment and Science
GPO Box 2454
Brisbane QLD 4001

Further information

- email palm@des.qld.gov.au
- call 13 QGOV (13 74 68) and ask to speak to an officer in heritage development
- visit www.qld.gov.au/environment/land/heritage/