

From: [Catherine Murphy](#)
To: [DPTI:Planning Reform Submissions](#)
Cc: [Weymouth, Kylie \(DPTI\)](#)
Subject: Re: Thank you for your submission
Date: Friday, 29 November 2019 6:47:16 AM

Hi DPTI and Kylie

I have had a problem emailing a submission to you last night before the closing date today. I used the email address on your website.

This is the email return response I've had: On 28/11/19, 7:56 pm, "Mail Delivery System - BM" <MAILER-DAEMON@internode.on.net> wrote:

The following message to <DPTI.PlanningReformSubmissions@sa.gov.au> was undeliverable.

The reason for the problem:

5.1.2 - Bad destination host 'DNS Malformed Query Error looking up sa.gov.au. (MX).'

I will embed our response to this email below and hope it finds you?

Dear DPTI

This submission is made on behalf of a community group - Emu Bay Progress Association - on Kangaroo Island. The local Council is Kangaroo Island Council.

Our Submission:

- 1. Disempowerment through lack of consultation, negotiation, short time frames**
- 2. Time to read KI Council response to the Draft P&D Code, but no time to read the Code itself**
- 3. Objection to re-zoning Crown Land as a Commercial Facilities Zone – Land Uses**
- 4. Unsustainability in relation to water and sewerage**

Our local Association strongly objects to the extremely short, state-wide time frame which has disadvantaged communities such as ours. We are left with the cynical feeling this was a deliberate strategy of dis-empowerment, or why not allow more time?

Our Progress Association is strongly opposed, without further community consultation taking place, to Kangaroo Island Council's proposal (which I believe is in line with the state-wide Draft Code) for a Community Facilities Sub-Zone - Land Uses, to be established in our small, beachside Emu Bay district, where lack of development and laid-back lifestyle is THE attraction for both locals as well as tourists.

In order to achieve this Community Facilities Zoning, Kangaroo Island Council has apparently already re-zoned, without consultation, negotiation or advice, a 2 ha parcel of land previously zoned as

Parklands/Crown Lands. This parcel of land was in the 'care and control' of Council, but has now become an opportunity for a private developer to benefit from a commercial precinct, to the exclusion of opinion by community in which this precinct is to be established.

Ratepayers will be seriously impacted by a commercial development constructed on the opposite side of the road to which they live – Hawthorn Avenue, Emu Bay.

Council's proposal relating to this parcel of land, can only be achieved through an unusual Sub-Zoning variation we do not understand. It will be the only zoning of its kind on Kangaroo Island and we're unsure of its purpose and have requested clarification.

In KI Council's response to the Draft P&D Code within the heading 'Community Facilities Zone - Land Uses,' - the justification used is that this development is based on an Emu Bay Structure Plan. Local residents who participated in this planning process are certain that a community facilities development on Crown Land was NEVER part of Structure Plan consultations/considerations.

Our members are critically aware that a commercial development of this kind will be unsustainable with respect to water storage (tanks) and sewerage (septics). There is broad scale rejection by Emu Bay residents of the need for an expensive local CWMS scheme to replace existing tank storage and septic tanks.

Secretary
Emu Bay Progress Association

From: <DPTI.PlanningReformSubmissions@sa.gov.au>

Date: Friday, 22 November 2019 at 2:41 pm

To: Catherine Murphy <[REDACTED]>

Subject: Thank you for your submission

Hello Catherine Murphy,

Thank you for your submission.

It has been forwarded to the appropriate officers for consideration.

Please be advised that your submission will be made publicly available on the SA Planning Portal following the close of consultation.

A 'What We Have Heard' report will be prepared at various points throughout the consultation period and will also be available on the SA Planning Portal.

If you require any further assistance with your submission, please contact us on 1800 318 102 or email us at DPTI.PlanningReform@sa.gov.au.

Regards

Communications and Engagement Team

Planning and Development

Development Division

Department of Planning, Transport and Infrastructure

E dpti.planningengagement@sa.gov.au

50 Flinders Street Adelaide 5000 • PO Box 1815 Adelaide SA 5001 • DX 967 •

www.saplanningportal.sa.gov.au

<!--[if !vml]-->  <!--[endif]--> <!--[if !vml]-->  <!--[endif]--> <!--[if !vml]-->  <!--[endif]-->

<!--[if !vml]-->  <!--[endif]-->

collaboration . honesty . excellence . enjoyment . respect

We acknowledge and respect Aboriginal peoples as South Australia's first peoples and nations, we recognise Aboriginal peoples as traditional owners and occupants of land and waters in South Australia and that their spiritual, social, cultural and economic practices come from their traditional lands and waters; and they maintain their cultural and heritage beliefs, languages and laws which are of ongoing importance; We pay our respects to their ancestors and to their Elders.

Information contained in this email message may be confidential and may also be the subject of legal professional privilege or public interest immunity. Access to this email by anyone else is unauthorised. If you are not the intended recipient, any use, disclosure or copying of this document is unauthorised and may be unlawful.

Consultation Submission Form

COMPLETE

Collector: Web_Link_Prod (Web Link)
Started: Tuesday, November 19, 2019 1:00:26 PM
Last Modified: Tuesday, November 19, 2019 1:29:29 PM
Time Spent: 00:29:02
IP Address: [REDACTED]

Page 1: Planning and Design Code for South Australia

Q1 Which part of the Planning and Design Code would you like to make a submission about?(Please click the circle to select which part of the Code you wish to comment on. You can also see which council areas are included in the rural and urban code via the links below.)

My submission relates to Rural code. (click here for council areas)

Page 2: Planning and Design Code for South AustraliaPersonal Details

Q2 Please provide your contact details below (Name, Postcode & Email are mandatory)Please be advised that your submission will be made publicly available on the SA Planning Portal.

Name	Catherine Murphy
Address	[REDACTED]
Your Council Area	Kangaroo Island Council
State	SA
Postcode	5223
Country	Australia
Email Address	[REDACTED]

Page 3: Planning and Design Code for South Australia

Q3 Which sector do you associate yourself with? **Community Group**

Page 4: Planning and Design Code for South Australia

Q4 Would you like to make comment on **General comments**

Page 5: Planning and Design Code for South Australia

Q5 Enter your feedback for Rules of Interpretation **Respondent skipped this question**

Consultation Submission Form

Q6 Enter your feedback for Referrals

Respondent skipped this question

Q7 Enter your feedback for Mapping

Respondent skipped this question

Q8 Enter your feedback for Table of Amendments

Respondent skipped this question

Page 6: Planning and Design Code for South Australia

Q9 Please enter your feedback for overlaysclick next at the bottom of the page for next topic

Respondent skipped this question

Page 7: Planning and Design Code for South Australia

Q10 Please enter your feedback for zones and subzonesclick next at the bottom of the page for next topic

Respondent skipped this question

Page 8: Planning and Design Code for South Australia

Q11 Please enter your feedback for general policyclick next at the bottom of the page for next topic

Respondent skipped this question

Page 9: Planning and Design Code for South Australia

Q12 Please enter your feedback for Land use Definitionclick next at the bottom of the page for next topic

Respondent skipped this question

Page 10: Planning and Design Code for South Australia

Q13 Please enter your feedback for Admin Definitionclick next at the bottom of the page for next topic

Respondent skipped this question

Page 11: Planning and Design Code for South Australia

Consultation Submission Form

Q14 Please enter your general feedback here

The Emu Bay Progress Association on Kangaroo Island, with a financial membership of 56 plus over 120 residents on the group email list, (a number of whom live off-island and some internationally), wish to assert their right to an ample opportunity to provide specific feedback on the new P&D Code - its zoning requirements etc. We request a genuine consultative time line for the next process stage, prior to the Code passing into law. As a disparate group, it was impossible to provide feedback on the extensive documents which are the Draft Code within the brief, allocated feedback time line. Our members were also unable to attend the information session about the Draft Code held on Kangaroo Island. We were given insufficient notice of this information session and don't want that to be repeated in the future. Since we are facing potential developments, which the majority of members, as well as the Kangaroo Island Council, do not support, it is crucial that we are afforded a lengthy period of consultation about the next stage of this P&D Code. With thanks, Catherine Murphy, Secretary, Emu Bay Progress Association

Page 12: Planning and Design Code for South Australia

Q15 Do you have any attachments to upload?(pdf only)

Respondent skipped this question
