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21st May 2012

Councillor Ricciardi
Bundaberg Regional Council
2 Bauhinia Street
Woodgate
Childers, 4660

Dear Mr Ricciardi

I wish to bring to your attention what I believe is an unlawful activity with respect to town planning matters in the Bundaberg Regional Council.

At 90 Thomasens Road, Calavos on Lot 4, Registered Plan 188465 at a business known now or formerly as Ag-culture Enterprises the unlawful activity of crushing rock is being conducted. I understand this rock is being imported from the Gladstone area and when crushed is returned to that area.

This land is not zoned for this particular use. I understand that there is no approval from the Bundaberg Regional Council to do this activity on this land and I do not think that it could be claimed to be ancillary to the primary use of the land.

It would appear to me to be a similar situation to the much vaunted Boral v Cairns City Council case which you, when you were a councillor with the former Isis Shire Council, used against me when you tried to have Wagtail Yarns closed down and the machinery removed.

I ask you to be consistent and have this activity closed down and the crushing machinery removed from the premises.

Yours sincerely,

Kevin Scarlett