



ORDINARY MEETING

MINUTES

16 AUGUST 2022

The resolutions contained within these minutes were confirmed at the Ordinary Council Meeting of the 20th September 2022.

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MINUTES OF THE ORDINARY MEETING HELD AT COUNCIL CHAMBERS, 4 LAGOON PLACE, YEPPON ON TUESDAY, 16 AUGUST 2022 COMMENCING AT 9.03AM

1 OPENING**Acknowledgement of Country**

"I would like to take this opportunity to respectfully acknowledge the Darumbal People. The traditional custodians and elders past, present and emerging of the land on which this meeting is taking place today."

Opening Prayer

The opening prayer was delivered by Councillor Pat Eastwood.

Guest Attendee

Mayor welcomed Senior Sergeant Neville Zarcovich – Officer in Charge Yeppoon Police Station to the area. Mayor and Councillors also discussed some of their concerns with Senior Sergeant Zarcovich and their hopes to form a good working relationship for the community.

2 PRESENT**Members Present:**

Mayor, Councillor Andrew Ireland (Chairperson)
Deputy Mayor, Councillor Adam Belot
Councillor Nigel Hutton
Councillor Pat Eastwood
Councillor Glenda Mather
Councillor Andrea Friend
Councillor Rhodes Watson

Officers in Attendance:

Cale Dendle - Chief Executive Officer
Michael Kriedemann – Executive Director Infrastructure
Andrea Ellis – Chief Financial Officer
Bob Truscott – Acting Executive Director Liveability & Wellbeing
Tony Lau – Manager Engineering Services
Tammy Wardrop – Principal Planning Officer
Elysha Marriott – Planning Officer
Greg Abbotts – Acting Manager Community Wellbeing
Molly Saunders – Principal Community Development & Engagement Officer
Lyndie Scott – Community Partnerships Bushfire Resilience Officer
Maddie Crgan – Property Development Strategist

3 LEAVE OF ABSENCE / APOLOGIES

Nil

4 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

COUNCIL RESOLUTION

THAT the minutes of the Ordinary Meeting held on 19 July 2022 be taken as read and adopted as a correct record.

Moved by: Councillor Mather

Seconded by: Councillor Eastwood

MOTION CARRIED UNANIMOUSLY

COUNCIL RESOLUTION

THAT the minutes of the Special Meeting held on 26 July 2022 be taken as read and adopted as a correct record.

Moved by: Deputy Mayor, Councillor Belot

Seconded by: Councillor Watson

MOTION CARRIED UNANIMOUSLY

COUNCIL RESOLUTION

THAT the minutes of the Special Meeting Budget Adoption held on 26 July 2022 be taken as read and adopted as a correct record.

Moved by: Deputy Mayor, Councillor Belot

Seconded by: Councillor Watson

MOTION CARRIED UNANIMOUSLY

5 DECLARATIONS OF INTEREST IN MATTERS ON THE AGENDA

I, Councillor Rhodes Watson, have a declarable conflict of interest in Item 12.2 – Temporary Road Closure – Bangalee and Sandy Point Beach Accesses and Farnborough Beach - as I own a property in the immediate area. Consequently, I will leave the Chamber for the discussion and voting in relation to this matter.

I, Councillor Pat Eastwood, have a declarable conflict of interest in Item 12.1 – Upgrade to Gravel Pit Road and Tookers Road, Cawarral – Proposal by Rural Fire Brigades – as I am a shareholder in Surflakes Holdings Pty Ltd. Consequently, I will leave the Chamber for the discussion and voting in relation to this matter.

I, Councillor Adam Belot, have a declarable conflict of interest in Item 12.1 – Upgrade to Gravel Pit Road and Tookers Road, Cawarral – Proposal by Rural Fire Brigades – as I am a shareholder in Surflakes Holdings Pty Ltd. Consequently, I will leave the Chamber for the discussion and voting in relation to this matter.

6 DEPUTATIONS

Nil

7 BUSINESS ARISING OR OUTSTANDING FROM PREVIOUS MEETINGS

7.1 BUSINESS OUTSTANDING TABLE FOR ORDINARY COUNCIL MEETING

File No: GV13.4.1

Attachments: 1. Business Outstanding Table - August

Responsible Officer: Cale Dendle - Chief Executive Officer

SUMMARY

The Business Outstanding table is used as a tool to monitor outstanding items resolved at previous Council or Committee Meetings. The current Business Outstanding table for the Ordinary Council Meeting is presented for Councillors' information.

COUNCIL RESOLUTION

THAT the Business Outstanding table for the Ordinary Council Meeting be received.

Moved by: Councillor Friend

Seconded by: Councillor Watson

MOTION CARRIED UNANIMOUSLY

8 PRESENTATION OF PETITIONS

Nil

9 COUNCILLOR/DELEGATE REPORTS

9.1 COMMUNITY VOICE PANEL - HEALTHY AND INCLUSIVE COMMUNITY - 27 JUNE 2022

File No: GV13.09.05
Attachments: Nil
Responsible Officer: Bob Truscott - Acting Executive Director Liveability & Wellbeing
Author: Jo McLennan - Executive Officer

SUMMARY

Councillor Eastwood facilitated a Healthy and Inclusive Community Voice Panel meeting on 27 June 2022.

COUNCIL RESOLUTION

THAT Council receives the Healthy and Inclusive Community Panel update from the meeting held on 27 June 2022.

Moved by: Councillor Eastwood

Seconded by: Councillor Friend

MOTION CARRIED UNANIMOUSLY

9.2 COMMUNITY VOICE PANEL - WATER, WASTE MANAGEMENT AND ENVIRONMENT - UPDATE**File No:** qA26238**Attachments:** Nil**Responsible Officer:** Michael Kriedemann - Executive Director Infrastructure**Author:** Kat Groves - Executive Assistant to Director Infrastructure Services

SUMMARY

Councillor Friend facilitated a Water, Waste Management and Environment Community Voice Panel meeting on 3 June 2022.

COUNCIL RESOLUTION

THAT Council receives the Water, Waste Management and Environment Community Voice Panel update from the meeting held on 3 June 2022.

Moved by: Councillor Friend**Seconded by:** Councillor Eastwood**MOTION CARRIED UNANIMOUSLY**

10 QUESTIONS/STATEMENT/MOTIONS ON NOTICE FROM COUNCILLORS

10.1 NOTICE OF MOTION - CR HUTTON - LODGEMENT OF DEFENCE LEASES

File No: GV13.4.3

Attachments: 1. NOM - Cr Hutton - Defence Leases

Responsible Officer: Amanda Ivers - Coordinator Executive Support

SUMMARY

Councillor Nigel Hutton has submitted a 'Notice of Motion' in relation to lodgement of Defence leases.

COUNCIL RESOLUTION

THAT Council write to the Prime Minister and Minister of Defence seeking their expedited lodgement of leases for lands acquired (and leased back to private land holders) for the expansion of Shoalwater Bay Military Training Area.

Moved by: Councillor Hutton

Seconded by: Mayor, Councillor Ireland

MOTION CARRIED UNANIMOUSLY

11 AUDIT, RISK AND IMPROVEMENT COMMITTEE REPORTS

Nil

I, Councillor Pat Eastwood, have a declarable conflict of interest in Item 12.1 – Upgrade to Gravel Pit Road and Tookers Road, Cawarral – Proposal by Rural Fire Brigades – as I am a shareholder in Surflakes Holdings Pty Ltd. Consequently, I will leave the Chamber for the discussion and voting in relation to this matter.

I, Councillor Adam Belot, have a declarable conflict of interest in Item 12.1 – Upgrade to Gravel Pit Road and Tookers Road, Cawarral – Proposal by Rural Fire Brigades – as I am a shareholder in Surflakes Holdings Pty Ltd. Consequently, I will leave the Chamber for the discussion and voting in relation to this matter.

09:36AM Councillor Eastwood left the meeting.

09:36AM Deputy Mayor, Councillor Belot left the meeting.

12 REPORTS

12.1 UPGRADE TO GRAVEL PIT ROAD AND TOOKERS ROAD, CAWARRAL - PROPOSAL BY RURAL FIRE BRIGADES

File No:	fA3892
Attachments:	<ol style="list-style-type: none">1. Road Upgrade Notes from Rural Fire Brigade2. Capricorn Enterprise letter of support3. Sporting Shooters Association letter of support
Responsible Officer:	Michael Kriedemann - Executive Director Infrastructure
Author:	Kat Groves - Executive Assistant to Director Infrastructure Services
Previous Items:	<p>10.2 - Notice of Motion - Cr Hutton - Rural Fire Brigades - Ordinary Council - 17 May 2022 9.00am</p> <p>7.2 - Upgrade to Gravel Pit Road and Tookers Road, Cawarral - Proposal by Rural Fire Brigades - Briefing Session - 02 Aug 2022 9.00am</p>

SUMMARY

This report provides a response to the Council Resolution from the Ordinary Meeting held on 17 May 2022. Council officers have spoken to the Rural Fire Brigade and reviewed the estimates to deliver an upgrade to Gravel Pit / Tookers Road in accordance with the desired level of service requested by the Rural Fire Brigade. Officers were not able to recommend any external funding sources that could be utilised in delivering this project and have instead listed a number of existing projects from the 2022/2023 capital budget that may be deferred.

OFFICER'S RECOMMENDATION

THAT Council resolves to:

1. Note that the transport function of the unsealed fire trail in Gravel Pit Road will remain classified as a fire trail in Council's road hierarchy;
2. Endorse that the constructed fire trail will remain as a substantially single lane unsealed road with minor gravel resheet improvements;
3. Note that the minor gravel resheet improvements are estimated to cost approximately \$100,000; and
4. Continue to advocate for this project and identify external funding opportunities to complete the minor gravel resheet improvements.

PROCEDURAL MOTION

That pursuant to s2.18.1(d) and s2.18.11 of Livingstone Shire Council's Meeting Procedures Policy the matter lay on the table pending Mayor Ireland making contact with Surflakes to return to the Council Meeting on 20 September.

Moved by: Mayor, Councillor Ireland

MOTION CARRIED UNANIMOUSLY

I, Councillor Rhodes Watson, have a declarable conflict of interest in Item 12.2 – Temporary Road Closure – Bangalee and Sandy Point Beach Accesses and Farnborough Beach as I own a property in the immediate area. Consequently, I will leave the Chamber for the discussion and voting in relation to this matter.

09:47AM Councillor Watson left the meeting.

09:47AM Councillor Eastwood returned to the meeting.

09:47AM Deputy Mayor, Councillor Belot returned to the meeting.

12.2 TEMPORARY ROAD CLOSURE - BANGALEE AND SANDY POINT BEACH ACCESSSES AND FARNBOROUGH BEACH

File No: qA77687

Attachments: 1. Engagement Plan

Responsible Officer: Michael Kriedemann - Executive Director Infrastructure

Author: Tony Lau - Manager Engineering Services

Previous Items: 7.8 - Bangalee Beach Access Reference Group Update - Briefing Session - 02 Aug 2022 9.00am

SUMMARY

The Bangalee Beach Access Reference Group held their second meeting on 8 June 2022 and is recommending that Council resolves to implement one of the proposed actions, namely to trial a temporary road closure of the section of Farnborough Beach from the Bangalee vehicle beach access to the Sandy Point vehicle beach access.

COUNCIL RESOLUTION

THAT Council resolves to:

1. Temporarily close the Bangalee vehicle beach access (Hinz Avenue), Sandy Point vehicle beach access, and section of Farnborough Beach (foreshore and esplanade) between the two (2) vehicle beach accesses, to vehicular traffic for a three (3) month trial between the hours of 8.00 pm & 4.00 am - Monday to Sunday;
2. Issue infringement notices for breaches of the temporary road closure: and
3. Apply zero (0) penalty units for the first month of the trial then four (4) penalty units thereafter.

Moved by: Councillor Eastwood

Seconded by: Councillor Friend

MOTION CARRIED UNANIMOUSLY

10:01AM Councillor Watson returned to the meeting.

12.3 RESIDUAL CATEGORY D BUSHFIRE RECOVERY EXCEPTIONAL ASSISTANCE PACKAGE FUNDING**File No:** GS15.02.03**Attachments:** Nil**Responsible Officer:** Greg Abbotts - Manager Community Wellbeing
Bob Truscott - Acting Executive Director Liveability & Wellbeing**Author:** Lyndie Scott - Community Partnerships Bushfire Resilience Officer

SUMMARY

The purpose of this report is to provide information in regards to funds proposed to be allocated to the Emu Park West Reservoir Access Road in order to acquit the Category D Bushfire Recovery Exceptional Assistance Immediate Support Package total funding amount of \$1.3 million.

COUNCIL RESOLUTION

That Council Resolves to allocate \$290,656 of the balance of unspent funds at 30 June 2022 to the project completed in 2022 being the Emu Park West Reservoir Access Road.

Moved by: Mayor, Councillor Ireland**Seconded by:** Councillor Friend**MOTION CARRIED UNANIMOUSLY**

12.4 ACQUISITION OF UNALLOCATED STATE LAND - STANAGE BAY DAM

File No:	GR14.4.2
Attachments:	Nil
Responsible Officer:	Sonia Barber - Manager Economy and Places Bob Truscott - Acting Executive Director Liveability & Wellbeing
Author:	Alison Morris - Property Officer
Previous Items:	5.5 - DEALINGS WITH THE DEPARTMENT OF NATURAL RESOURCES, MINES AND ENERGY - LOT 10 ON AP16118 STANAGE BAY - Briefing Session - 08 Jul 2019 5.6 - Dealings with the Department of Natural Resources, Mines and Energy - Lot 10 SP143266 Stanage - Briefing Session - 02 Jun 2020 5.21 - Dealings with the Department of Resources - Lot 10 on Survey Plan 143266 Stanage - Briefing Session - 06 Jul 2021 5.22 - Request from the Stanage Township Organisation Incorporated in relation to Lots 1 and 2 on Survey Plan 104439 Stanage - Briefing Session - 06 Jul 2021 9.00am 8.4 - Feedback - Community Consultation - Stanage - Briefing Session - 07 Jun 2022 7.9 - Feedback - Further Community Consultation - Stanage - Briefing Session - 02 Aug 2022 9.00am 12.6 - DEALINGS WITH THE DEPARTMENT OF NATURAL RESOURCES, MINES AND ENERGY - LOT 10 AP16118 STANAGE - Ordinary Council - 20 Aug 2019

SUMMARY

This report pertains to a request from the Queensland Government Department of Natural Resources to seek Council's interest in either the acquisition, or trusteeship of Unallocated State Land, being a Dam at Stanage Bay, described as Lot 10 on SP143266.

PROCEDURAL MOTION

10.15AM - That pursuant to s2.18.1(i) and s2.18.27 of Livingstone Shire Council's Meeting Procedures Policy the provisions of the Meeting Procedures be suspended to allow adequate time for informal discussion on Item 12.4 prior to entering into formal debate.

Moved by: **Councillor Mather**

MOTION CARRIED UNANIMOUSLY

PROCEDURAL MOTION

10.22AM - That pursuant to s2.18.1(i) and s2.18.27 of Livingstone Shire Council's Meeting Procedures Policy the provisions of the Meeting Procedures be resumed.

Moved by: **Councillor Mather**

MOTION CARRIED UNANIMOUSLY

PROCEDURAL MOTION

That pursuant to s2.18.1(d) and s2.18.11 of Livingstone Shire Council's Meeting Procedures Policy the matter lay on the table pending further consultation with the Stanage Community to determine the future responsibilities of the dam.

Moved by: **Councillor Mather**

MOTION LOST

Cr G Mather voted in the affirmative.

Crs A Belot, P Eastwood, A Friend, N Hutton, A Ireland and R Watson voted in the negative.

COUNCIL RESOLUTION

THAT Council resolves to advise the Department of Resources that it has no interest in acquiring control and management of Lot 10 on SP143266 at Stanage, either as freehold or accepting trusteeship as a community purpose reserve.

Moved by: **Councillor Watson**

Seconded by: **Councillor Hutton**

MOTION LOST

Crs N Hutton, A Ireland and R Watson voted in the affirmative.

Crs A Belot, P Eastwood, A Friend and G Mather voted in the negative.

PROCEURAL MOTION

10.30AM - THAT the meeting be adjourned.

Moved by: **Mayor, Councillor Ireland**

MOTION CARRIED UNANIMOUSLY / LOST**PROCEDURAL MOTION**

10.47AM - THAT the meeting be resumed.

Moved by: **Councillor Mather**

MOTION CARRIED UNANIMOUSLY

12.5 DEVELOPMENT APPLICATION D-32-2022 - RECONFIGURING A LOT (ONE LOT INTO THIRTEEN LOTS) SITUATED 7-9 MEIKLEVILLE STREET, MEIKLEVILLE HILL

File No: D-32-2022

Attachments:

1. Locality Plan
2. Proposal Plan
3. Planning Scheme Code Assessment

Responsible Officer: Erin McCabe - Co-ordinator Development Assessment
David Battese - Manager Liveability

Author: Tammy Wardrop - Planning Officer

SUMMARY

Applicant: J & B Enterprises (Qld) Pty Ltd

Consultant: Capricorn Survey Group (CQ) Pty Ltd

Real Property Address: Lot 3 on RP906604 Area of Site: 9,531 square metres

Planning Scheme: *Livingstone Planning Scheme 2018*

Planning Scheme Zone: Medium density residential zone

Planning Scheme Overlays: OM01 Acid sulfate soils
OM11 Biodiversity (Waterway potential assessment area)
OM12 Bushfire hazard area (potential impact buffer)
OM21 Scenic amenity (Coastal scenic transport route potential assessment area)
OM27 Height limits

Existing Development: Vacant land

Level of Assessment: Impact assessable

Submissions: Five (5) submissions received

Referral matters: Nil

Infrastructure Charge Area: Charge Area 1

Application progress:

Application received:	1 February 2022
Development control unit meeting:	9 February 2022
Application properly made:	14 February 2022
Confirmation notice issued:	24 February 2022
Information request issued:	10 March 2022
Information request response received:	31 March 2022
Public notification period:	7 April 2022 to 10 May 2022
Notice of compliance received:	10 May 2022
Submission consideration period:	10 May 2022 to 24 May 2022
Extension of time agreed to:	17 June 2022

Decision period commenced:	24 May 2022
Additional information from applicant received:	25 July 2022 (amended proposal plan)
Statutory determination date:	23 August 2022

COUNCIL RESOLUTION

RECOMMENDATION A

THAT in relation to the application for a Development Permit for Reconfiguring a Lot (one lot into thirteen lots), made by J & B Enterprises (Qld) Pty Ltd, on Lot 3 on RP906604 and located at 7-9 Meikleville Street, Meikleville Hill, Council resolves to Approve the application given pursuant to Section 60(3)(b) of the *Planning Act 2016*, the assessment manager may decide to approve the application even if the development does not comply with some of the assessment benchmarks and circumstances/relevant matters have been established in support of the development as follows:

- (i) The development does not compromise the Strategic Framework and Settlement pattern theme, Natural environment and hazards theme, Community identity and diversity theme, Transportation and movement theme and Infrastructure and services theme.
- (ii) The development does not comply with acceptable outcomes AO11.1 and AO12.1 of the Reconfiguring a lot code as the proposed lots, ranging between 413 and 592 square metres, do not comply with the minimum lot size of 1,000 square metres for the Medium density residential zone.
- (iii) Despite the non-compliance with the minimum lot size, the development will result in residential uses consistent with existing residential uses in the area and the character of the locality. The proposed lots are of sufficient size and dimension to facilitate residential uses, including on-site vehicle parking and necessary setbacks, and the development is considered to meet the performance outcomes for the code.
- (iv) The development does not comply with acceptable outcome AO17.5 of the Reconfiguring a lot code as the proposed new road, being an Access place with cul-de-sac head cannot provide a clear view from the start of the street to the turning head and does not provide a pedestrian connection from the head of the cul-de-sac to another road.
- (v) Despite the non-compliance, the development is small scale and given the shape of the block, a straight access place is not possible. The access place design is unavoidable given the subject site is bordered by adjoining properties on three (3) sides and there is not opportunity to connect the road to adjoining roads. However, the development provides for the convenient and safe movement between the proposed new road and Meikleville Street and the development can meet the performance outcome for the code.
- (vi) The development does not comply with acceptable outcome AO26.1 of the Reconfiguring a lot code as the long axis of the proposed street is not orientated east-west.
- (i) Despite the non-compliance the shape and orientation of the lot and the existing road frontage to Meikleville Hill, are unable to facilitate an east-west street orientation. Despite this, the location of the site ensures the proposed lots will have plenty of sea breeze and natural cooling and meets the performance outcome for the code.
- (ii) A condition for street trees has been included so that the development performance outcome PO21 of the Reconfiguring a lot code.
- (iii) The development meets the performance outcomes and overall outcomes for the

Biodiversity overlay code, Bushfire hazard overlay code and the Scenic amenity overlay code.

- (iv) The Development is conditioned to comply with the relevant outcomes of the Development works code.
- (v) The development does not compromise the achievement of the state interest – natural hazards, risk and resilience outlined in the State Planning Policy.
- (vi) On balance, the application should be approved because the circumstances favour Council exercising its discretion to approve the application even though the development does not comply with aspects of the assessment benchmarks.

RECOMMENDATION B

THAT in relation to the application for a Development Permit for Reconfiguring a Lot (one lot into thirteen lots), made by J & B Enterprises (Qld) Pty Ltd, on Lot 3 on RP906604 and located at 7-9 Meikleville Street, Meikleville Hill, Council resolves to Approve the application subject to the following conditions:

1.0 ADMINISTRATION

- 1.1 The Developer is responsible for ensuring compliance with this approval and the Conditions of the approval by an employee, agent, contractor or invitee of the Developer.
- 1.2 Where these Conditions refer to “Council” in relation to requiring Council to approve or to be satisfied as to any matter, or conferring on the Council a function, power or discretion, that role of the Council may be fulfilled in whole or in part by a delegate appointed for that purpose by the Council.
- 1.3 All conditions of this approval must be undertaken and completed to the satisfaction of Council, at no cost to Council.
- 1.4 All conditions, works, or requirements of this approval must be undertaken and completed prior to the approval of the survey plan for subdivision (survey plan endorsement), unless otherwise stated.
- 1.5 Where applicable, infrastructure requirements of this approval must be contributed to the relevant authorities, at no cost to Council prior to the approval of the survey plan for subdivision (survey plan endorsement), unless otherwise stated.
- 1.6 The following further Development Permits must be obtained prior to the commencement of any works associated with its purposes:
 - 1.6.1 Operational Works:
 - (i) Road Works;
 - (ii) Sewerage Works;
 - (iii) Water Works;
 - (iv) Stormwater Works;
 - (v) Roof and Allotment Drainage Works;
 - (vi) Earthworks;
 - (vii) Landscaping Works; and
 - (viii) Vegetation Clearing Works
- 1.7 Unless otherwise stated, all works must be designed, constructed and maintained in accordance with the relevant Council policies, guidelines and standards.
- 1.8 All engineering drawings/specifications, design and construction works must comply with the requirements of the relevant *Australian Standards* and must be approved, supervised and certified by a Registered Professional Engineer of Queensland.

2.0 APPROVED PLANS AND DOCUMENTS

- 2.1 The approved development must be completed and maintained generally in accordance with the approved plans and documents, except where amended by the conditions of this permit:

<u>Plan/Document Name</u>	<u>Plan/Document Reference</u>	<u>Dated</u>
Reconfiguration Plan	840-03-ROL Issue B	23 July 2022
Proposed Sewer Layout	D21.654-01	15 March 2022

- 2.2 Where there is any conflict between the conditions of this approval and the details shown on the approved plans and documents, the conditions of approval must prevail.

- 2.3 Where conditions require the above plans or documents to be amended, the revised document(s) must be submitted for approval by Council prior to the submission of a Development Application for Operational Works.

3.0 ROAD WORKS

- 3.1 A Development Permit for Operational Works (road works) must be obtained prior to the commencement of any road works on the site.

- 3.2 All works must be designed and constructed in accordance with the approved plans (refer to condition 2.1), *Capricorn Municipal Development Guidelines*, relevant *Australian Standards* and the provisions of a Development Permit for Operational Works (road works).

- 3.3 Any application for a Development Permit for Operational Works (road works) must:

- 3.3.1 Demonstrate that all road extensions are geometrically aligned with existing roads networks;
- 3.3.2 Be accompanied by longitudinal sections of roads, demonstrating compliance with maximum allowable grade in accordance with relevant standards.

- 3.4 The proposed new cul-de-sac road must include;

- 3.4.1 A permanent sealed turning area which facilitates safe turning movements of the design vehicle including Council refuse collection vehicle; and
- 3.4.2 Associated stormwater and public street lighting infrastructure.

- 3.5 All new Council roads must be provided with street lighting in accordance with *Australian Standard AS1158 "Lighting for Roads and Public Spaces"*, the *Capricorn Municipal Development Guidelines* and road, street and public place lighting policy and procedures.

- 3.6 Traffic signs and pavement markings including any alterations must be provided in accordance with the *Transport Operations (Road Use Management) Act 1995*. Where necessary, existing traffic signs and pavement markings must be modified in accordance with the *Manual of Uniform Traffic Control Devices (Queensland)*.

- 3.7 Any application for a Development Permit for Operational Works (road works) must include details, including signage, of the Council approved road names for all new roads.

4.0 SEWERAGE WORKS

- 4.1 A Development Permit for Operational Works (sewerage works) must be obtained prior to the commencement of any sewerage works on the site.

- 4.2 All works must be designed and constructed in accordance with the approved plans (refer to condition 2.1), *Capricorn Municipal Development Guidelines*, *Water Supply (Safety and Reliability) Act*, *Plumbing and Drainage Act* and the provisions of a

Development Permit for Operational Works (sewerage works).

- 4.3 All lots within the development must be connected to Council's reticulated sewerage network.

- 4.4 Easements must be provided over all sewerage infrastructure located within private property. The easement location(s) and width(s) must be in accordance with the requirements of the *Capricorn Municipal Development Guidelines*.

5.0 WATER WORKS

- 5.1 A Development Permit for Operational Works (water works) must be obtained prior to the commencement of any water works on the site.

- 5.2 All works must be designed and constructed in accordance with the approved plans (refer to condition 2.1), *Capricorn Municipal Development Guidelines*, *Water Supply (Safety and Reliability) Act*, *Plumbing and Drainage Act* and the provisions of a Development Permit for Operational Works (water works).

- 5.3 All lots within the development must be connected to Council's reticulated water network.

6.0 STORMWATER WORKS

- 6.1 A Development Permit for Operational Works (stormwater works) must be obtained prior to the commencement of any stormwater works on the site.

- 6.2 All stormwater drainage works must be designed and constructed in accordance with the approved plans (refer to condition 2.1), *Queensland Urban Drainage Manual*, *Capricorn Municipal Development Guidelines*, *Urban Stormwater Quality Planning Guidelines*, *State Planning Policy*, sound engineering practice and the provisions of a Development Permit for Operational Works (stormwater works).

- 6.3 Any application for Development permit for Operational Works (stormwater works) must be accompanied by a detailed Stormwater Management Plan (quantity and quality) certified by a suitably qualified Registered Professional Engineer of Queensland. The strategy must include the following (but not limited to);

6.3.1 A detailed assessment of the major and minor rainfall event peak discharges for the pre-development and post-development scenarios and identifies discharge point(s) and demonstrate lawful discharge;

6.3.2 Details addressing stormwater quantity impacts and any required measures to mitigate. The volume of any detention must be sufficient to attenuate the peak discharge from the site to ensure no nuisance due to the flow regime, immediately downstream of the development for a selected range of Annual Exceedance Probability events, up to the Defined Flood Event (inclusive) for a range of storm durations, including critical storm duration;

6.3.3 Designs of outlet systems for the proposed drainage systems. Considerations must be given to critical scour velocity, discharge frequency /duration at the discharge location(s) and relevant management measures;

6.3.4 Details addressing the stormwater quality impacts and mitigation measures demonstrating compliance with relevant State Planning Policy water quality objectives;

6.3.5 Full calculations, including electronic modelling files from industry standard modelling software, (inclusive results files) and all details of the modelling assumptions to support the proposed stormwater management strategy;

6.3.6 Detailed engineering plans with details of any new drainage systems, or the amendment and upgrading of exiting drainage systems to implement the proposed drainage strategy; and

6.3.7 Details of ongoing maintenance and management actions required with

regard to any proposed detention basin / retention systems.

- 6.4 All stormwater must drain to a demonstrated lawful point of discharge and must not adversely affect adjoining land or infrastructure by way of blocking, altering or diverting existing stormwater runoff patterns or have the potential to cause damage to other infrastructure.

7.0 EARTHWORKS

- 7.1 A Development Permit for Operational Works (earthworks) must be obtained prior to the commencement of any site works.
- 7.2 Any application for a Development Permit for Operational Works (site works) must be accompanied by an earthworks' plan which clearly identifies the following:
- 7.2.1 the location and quantum of cut and/or fill;
 - 7.2.2 the type of fill and finished cut and/or fill levels;
 - 7.2.3 details of the retaining structures;
 - 7.2.4 Surface and sub-surface drainage controls;
 - 7.2.5 details of any proposed access routes to the site which are intended to be used to transport fill to or from the site; and
 - 7.2.6 the maintenance of access roads to and from the site so that they are free of all cut and/or fill material and cleaned as necessary.
- 7.3 Lot and embankment filling must be carried out to comply with Level 1 certification requirements in accordance with *Australian Standard AS3798 "Guidelines on Earthworks for Commercial and Residential Developments*, to confirm as "controlled fill" upon completion.
- 7.4 Proposed earthwork must be approved at detailed design submission stage and certified on completion of construction for compliance with the design by a suitably qualified Registered Professional Engineer of Queensland.
- 7.5 Any retaining structures one metre or above in height must be separately approved for structural adequacy by a suitably qualified Registered Professional Engineer of Queensland or equally qualified person at design submission and certified on completion of construction for compliance with the design.
- 7.6 All structures and buildings must comply with the provisions of Queensland Development Code Mandatory Part 1.4 (MP 1.4), relative to relevant infrastructure.
- In the event of non-compliance, a Letter of Consent for building over or near relevant infrastructure must be obtained prior to undertake any works on or near relevant infrastructure.

8.0 LANDSCAPING WORKS

- 8.1 A Development Permit for Operational Works (landscaping works) must be obtained prior to the commencement of any landscaping works.
- 8.2 A landscaping plan must be provided as part of any Operational Works application.
- 8.3 Landscaping (street trees) must be provided in all areas of road reserve for proposed internal roads to the rate of one (1) tree per lot.
- 8.4 Large trees must not be planted within one (1) metre of the centreline of any sewerage infrastructure.
- 8.5 The landscaped areas must be subject to an ongoing maintenance and replanting programme (if necessary) until such time as these areas are accepted off-defects by Council (where applicable). All costs associated with the continued maintenance (including irrigation) during the on-defects period will be the responsibility of the Developer.

- 8.6 Landscaping, or any part thereof, upon reaching full maturity, must not:
- (i) obstruct sight visibility zones as defined in the *Austroads 'Guide to Traffic Engineering Practice'* series of publications;
 - (ii) adversely affect any road lighting or public space lighting; or
 - (iii) adversely affect any Council infrastructure, or public utility plant.
- 9.0 ELECTRICITY AND TELECOMMUNICATIONS
- 9.1 Underground electricity and telecommunication connections must be provided to the proposed development to the standards of the relevant authorities.
- 9.2 Evidence must be provided of a certificate of supply with the relevant service providers to provide each lot with live electricity and telecommunication connections, in accordance with the requirements of the relevant authorities.
- 10.0 ASSET MANAGEMENT
- 10.1 Any alteration necessary to electricity, telephone, water mains, sewerage mains, and/or public utility installations resulting from the development or in connection with the development, must be at full cost to the Developer.
- 10.2 Any damage to existing kerb and channel, pathway or roadway (including removal of concrete slurry from public land, pathway, roads, kerb and channel and stormwater gullies and drainage lines) which may occur during any works carried out in association with the approved development must be repaired. This must include the reinstatement of the existing traffic signs and pavement markings which may have been removed.
- 10.3 'As constructed' information pertaining to assets to be handed over to Council and those which may have an impact on Council's existing and future assets must be provided in accordance with the Manual for Submission of Digital As Constructed Information.
- 11.0 ENVIRONMENTAL
- 11.1 Any application for a Development Permit for Operational Works must be accompanied by a detailed Environmental Management Plan, which addresses, but is not limited to, the following matters:
- (i) water quality and drainage;
 - (ii) erosion and silt/sedimentation management;
 - (iii) acid sulphate soils;
 - (iv) fauna management;
 - (v) vegetation management and clearing;
 - (vi) top soil management;
 - (vii) interim drainage plan during construction;
 - (viii) construction programme;
 - (ix) geotechnical issues;
 - (x) weed control;
 - (xi) bushfire management;
 - (xii) emergency vehicle access;
 - (xiii) noise and dust suppression; and
 - (xiv) waste management.
- 11.2 Any application for a Development Permit for Operational Works must be accompanied by an Erosion and Sediment Control Plan which addresses, but is not limited to, the following:
- (i) topsoil management;

- (ii) dust suppressions;
- (iii) acid sulphate soils;
- (iv) erosion susceptibility and risk;
- (v) erosion risk;
- (vi) concept;
- (vii) design; and
- (viii) implementation, for the construction and post construction phases of work.

11.3 The Erosion Control and Stormwater Control Management Plan must be implemented and maintained on-site for the duration of the works, and until all exposed soil areas are permanently stabilised (for example, turfed, hydromulched, concreted, landscaped). The prepared Erosion Control and Stormwater Control Management Plan must be available on-site for inspection by Council Officers during those works.

12.0 OPERATING PROCEDURES

12.1 All construction materials, waste and waste skips must be located and stored on-site. All construction materials and waste must be secured and not allowed to be washed or blown by the wind off-site. At all times machinery and contractor's vehicles must be parked so as to not unreasonably obstruct the road pavement, road verges/footpaths or any neighbouring property accesses.

ADVISORY NOTES

NOTE 1. Aboriginal Cultural Heritage

It is advised that under Section 23 of the Aboriginal Cultural Heritage Act 2003, a person who carries out an activity must take all reasonable and practicable measures to ensure the activity does not harm Aboriginal Cultural Heritage (the "cultural heritage duty of care"). Maximum penalties for breaching the duty of care are listed in the Aboriginal Cultural Heritage legislation. The information on Aboriginal Cultural Heritage is available on the Department of Seniors, Disability Services and Aboriginal and Torres Strait Islander and Multicultural Affairs website <https://www.dsdsatsip.qld.gov.au/>

NOTE 2. General Environmental Duty

General environmental duty under the *Environmental Protection Act* prohibits unlawful environmental nuisance caused by noise, aerosols, particles dust, ash, fumes, light, odour or smoke beyond the boundaries of the property during all stages of the development including earthworks, construction and operation.

NOTE 3. General Safety Of Public During Construction

The *Workplace Health and Safety Act* and *Manual of Uniform Traffic Control Devices* must be complied with in carrying out any construction works, and to ensure safe traffic control and safe public access in respect of works being constructed on a road.

NOTE 4. Infrastructure Charges Notice

This application is subject to infrastructure charges in accordance with Council policies. The charges are presented on an Infrastructure Charges Notice which has been supplied with this decision notice.

RECOMMENDATION C

THAT in relation to the application for a Development Permit for Reconfiguring a Lot (one lot into thirteen lots), made by J & B Enterprises (Qld) Pty Ltd, on Lot 3 on RP906604 and located at 7-9 Meikleville Street, Meikleville Hill, Council resolves to issue an Infrastructure Charges Notice for the amount of \$300,000.00.

Moved by: Councillor Eastwood

Seconded by: Deputy Mayor, Councillor Belot

MOTION CARRIED

Crs A Belot, P Eastwood, A Friend, N Hutton, A Ireland and R Watson voted in the affirmative.

Cr G Mather voted in the negative.

12.6 DEVELOPMENT APPLICATION D-53-2022 FOR A DEVELOPMENT PERMIT FOR RECONFIGURING A LOT (ONE INTO SEVEN LOTS) AT 34 KERR STREET, MEIKLEVILLE HILL

File No: D-53-2022

Attachments:

1. Locality Plan
2. Proposal Plan
3. Planning Scheme Code Assessment

Responsible Officer: Erin McCabe - Co-ordinator Development Assessment
David Battese - Manager Liveability

Author: Elysha Marriott - Planning Officer

SUMMARY

Applicant: Physikal Health Services Pty Ltd

Consultant: Vision Surveys (Qld) Pty Ltd

Real Property Address: Lot 15 on SP149615 Area of Site: 9,836 square metres

Planning Scheme: *Livingstone Planning Scheme 2018*

Planning Scheme Zone: Medium density residential zone

Planning Scheme Overlays: OM02 Agricultural Land Classification
OM12 Bushfire Hazard Area – Potential impact buffer
OM18 Landslide Hazard Area
OM21 Scenic Amenity - Management Area A
OM27 Heights Limits

Existing Development: Vacant land

Level of Assessment: Impact assessable

Submissions: Seven (7) submissions received

Referral matters: Not applicable

Infrastructure Charge Area: Charge Area 1

Application progress:

Application received:	15 February 2022
Application properly made:	15 February 2022
Development control unit meeting:	16 February 2022
Confirmation notice issued:	22 February 2022
Information request issued:	11 March 2022
Information request response received:	9 May 2022
Public notification period:	19 May 2022 – 8 June 2022
Notice of compliance received:	9 June 2022

Submission consideration period:	10 June 2022 – 24 June 2022
Decision period commenced:	25 June 2022 (25 days)
Extension of time agreed to:	16 August 2022 (additional 10 business days)
Statutory determination date:	16 August 2022

COUNCIL RESOLUTION

RECOMMENDATION A

THAT in relation to the application for a Development Permit for a Reconfiguring a Lot (one lot into seven lots, access easement and removal of Covenant J), made by Physikal Health Services Pty Ltd, on Lot 15 on SP149615, and located at 34 Kerr Street, Meikleville Hill Council resolves to Approve the application given pursuant to Section 60(3)(b) of the *Planning Act 2016*, the assessment manager may decide to approve the application even if the development does not comply with some of the assessment benchmarks and circumstances/relevant matters have been established in support of the development as follows:

- (i) The development does not comply with Acceptable Outcome AO11.1 of the Reconfiguring a lot code as the proposed lots do not meet the minimum lot size and dimension specified within Table 9.3.3.4.2.
- (ii) Despite the non-compliance with Acceptable Outcome AO11.1 of the Reconfiguring a lot code, the development complies with Performance Outcome PO11 as the development does not increase the likelihood of significant land use conflict, compromise the potential to use adjoining land for its zoned purpose or compromise the safe and efficient operation of major transport or infrastructure networks.
- (iii) The development does not comply with Acceptable Outcome AO12.1 of the Reconfiguring a lot code as the proposed lots do not meet the minimum lot size and dimension specified within Table 9.3.3.4.2.
- (iv) The development does not comply with Acceptable Outcome AO12.2 of the Reconfiguring a lot code as the proposed lots do not contain a constraint free rectangular building location envelope.
- (v) Despite the non-compliance with Acceptable Outcomes AO12.1 and AO12.2 of the Reconfiguring a lot code, the development complies with Performance Outcome PO12 as the proposed lots are sufficient in size and dimension for a range of residential uses consistent with the intent of the zone and provide suitable area for building and structures, onsite services and parking, and areas for open space.
- (vi) The development does not comply with Acceptable Outcome AO17.5 of the Reconfiguring a lot code as the proposed access place road is not straight with a clear view from the start of the street to the turning head.
- (vii) Despite the non-compliance with Acceptable Outcome AO17.5 of the Reconfiguring a lot code, the development complies with Performance Outcome PO17 as the shape of the proposed access place road is unavoidable given the slope, shape and location of the site provides no alternative.
- (viii) The development complies with all Overall Outcomes of the Bushfire hazard overlay code.
- (ix) The development does not comply with Acceptable Outcome AO9.2 of the Landside hazard overlay code as the proposed lots do not comply with the minimum lot size and dimension specified in Table 8.2.8.4.1.1.

- (x) Despite the non-compliance with Acceptable Outcome AO9.2 of the Landslide hazard overlay code, the development complies with Performance Outcome PO9 as the development does not result in an unacceptable risk of landside hazard and has been designed to minimise the need for excessive earthworks.
- (xi) The development does not comply with Acceptable Outcome AO6.1 of the Scenic amenity overlay code as the development results in lots smaller than 1,500 square metres.
- (xii) Despite the non compliance with Acceptable Outcome AO6.1 of the Scenic amenity overlay code, the development complies with Performance Outcome PO6 as the development minimises fragmentation of land that may lead to the removal of vegetation.
- (xiii) The development does not compromise the achievement of the state interest – environment and heritage - Water quality and state interest - natural hazards, risk and resilience outlined in the State Planning Policy.
- (xiv) The development does not compromise the achievement of regional outcomes outlined in the Central Queensland Regional Plan.
- (xv) On balance, the application should be approved because the circumstances favour Council exercising its discretion to approve the application even though the development does not comply with some aspect of the assessment benchmarks.

RECOMMENDATION B

THAT in relation to the application for a Development Permit for a Reconfiguring a Lot (one lot into seven lots, access easement and removal of Covenant J), made by Physikal Health Services Pty Ltd, on Lot 15 on SP149615, and located at 34 Kerr Street, Meikleville Hill Council resolves to Approve the application subject to the following conditions:

1.0 ADMINISTRATION

- 1.1 The Developer is responsible for ensuring compliance with this approval and the Conditions of the approval by an employee, agent, contractor or invitee of the Developer.
- 1.2 Where these Conditions refer to “Council” in relation to requiring Council to approve or to be satisfied as to any matter, or conferring on the Council a function, power or discretion, that role of the Council may be fulfilled in whole or in part by a delegate appointed for that purpose by the Council.
- 1.3 All conditions of this approval must be undertaken and completed to the satisfaction of Council, at no cost to Council.
- 1.4 All conditions, works, or requirements of this approval must be undertaken and completed prior to the approval of the survey plan for subdivision (survey plan endorsement), unless otherwise stated.
- 1.5 Where applicable, infrastructure requirements of this approval must be contributed to the relevant authorities, at no cost to Council prior to the approval of the survey plan for subdivision (survey plan endorsement), unless otherwise stated.
- 1.6 The following further Development Permits must be obtained prior to the commencement of any works associated with its purposes:
 - 1.6.1 Operational Works:
 - (i) Road Works;
 - (ii) Sewerage Works;
 - (iii) Water Works;
 - (iv) Stormwater Works;

- (v) Earthworks;
- (vi) Clearing Works; and
- (vii) Landscaping Works.

1.7 Unless otherwise stated, all works must be designed, constructed and maintained in accordance with the relevant Council policies, guidelines and standards.

1.8 All engineering drawings/specifications, design and construction works must comply with the requirements of the relevant *Australian Standards* and must be approved, supervised and certified by a Registered Professional Engineer of Queensland.

2.0 APPROVED PLANS AND DOCUMENTS

2.1 The approved development must be completed and maintained generally in accordance with the approved plans and documents, except where amended by the conditions of this permit:

<u>Plan/Document Name</u>	<u>Plan/Document Reference</u>	<u>Dated</u>
Plan of Proposed Development	21224-PP-01 Rev A	14 February 2022
Landslide Risk Assessment	CQ18972	23 April 2021
Stormwater Management Plan	002-21-22	11 January 2022
Preliminary Overall Layout Plan	0022122 – SK01 Rev A	Not dated

2.2 Where there is any conflict between the conditions of this approval and the details shown on the approved plans and documents, the conditions of approval must prevail.

2.3 Where conditions require the above plans or documents to be amended, the revised document(s) must be submitted for approval by Council prior to the submission of a Development Application for Operational Works.

3.0 ROAD WORKS

3.1 A Development Permit for Operational Works (road works) must be obtained prior to the commencement of any road works on the site.

3.2 All works must be designed and constructed in accordance with the approved plans (refer to condition 2.1), *Capricorn Municipal Development Guidelines*, relevant *Australian Standards* and the provisions of a Development Permit for Operational Works (road works).

3.3 Any application for a Development Permit for Operational Works (road works) must:

- 3.3.1 demonstrate that all new roads and road reserves included in the application connect with existing constructed road(s) and road reserve(s) at the time of making the application;
- 3.3.2 be accompanied by longitudinal sections of roads, demonstrating compliance with maximum allowable grade in accordance with relevant standards;
- 3.3.3 include details to demonstrate compliance with drainage (flood immunity and trafficability requirements); and
- 3.3.4 be accompanied by details of the Council approved road names for all new roads, in accordance with Councils policy "*Naming of Infrastructure Assets Policy*".

3.4 The proposed new road must be designed and constructed in accordance with the approved plans (refer to condition 2.1), including all necessary infrastructure to

comply with the road classification requirements of an Urban Access Place.

- 3.5 The terminating y-turnaround must be designed and constructed with a permanent sealed turning area which complies with the relevant performance and technical criteria, and facilitates safe turning movements of the design vehicle including Council refuse collection vehicle. Details of the design must be provided as part of an application for Operational Works (road works).
- 3.6 All roads must be provided with public space lighting in accordance with Australian Standard AS1158 "*Lighting for Roads and Public Spaces*", *Capricorn Municipal Development Guidelines* and road, street and public place lighting policy and procedures.
- 3.7 Traffic signs and pavement markings including any alterations must be provided in accordance with the *Manual of Uniform Traffic Control Devices (Queensland)*. Where necessary, existing traffic signs and pavement markings must be modified in accordance with the *Manual of Uniform Traffic Control Devices (Queensland)*.
- 3.8 Any retaining structures within road reserves must not be constructed unless approved as part of a Development Permit for Operational Works (road works). Retaining walls must be wholly contained within the proposed private allotments and not be constructed as Council-owned infrastructure.
- 3.9 Any retaining structures above one (1) metre in height must:
- (i) be separately approved for structural adequacy by a Registered Professional Engineer of Queensland at design submission, and certified on completion of construction for compliance with the design; and
 - (ii) have a detailed inspection and 'as constructed' record provided to Council by a Registered Professional Engineer of Queensland, prior to acceptance of the works, including certification that the wall's foundation ground conditions nominated in the design were inspected and achieved during construction; and
 - (iii) not be modified or altered without Council's prior written approval.

4.0 SEWERAGE WORKS

- 4.1 A Development Permit for Operational Works (sewerage works) must be obtained prior to the commencement of any sewerage works on the site.
- 4.2 All works must be designed and constructed in accordance with the approved plans (refer to condition 2.1), *Capricorn Municipal Development Guidelines*, *Water Supply (Safety and Reliability) Act*, *Plumbing and Drainage Act* and the provisions of a Development Permit for Operational Works (sewerage works).
- 4.3 All lots must be connected to Council's sewer network and must be provided with its own separate property point of connection located wholly within its respective property boundaries, to facilitate sewer connection.
- 4.4 Easements must be provided over all sewerage infrastructure located within private property. The easement location(s) and width(s) must be in accordance with the requirements of the *Capricorn Municipal Development Guidelines*.

5.0 WATER WORKS

- 5.1 A Development Permit for Operational Works (water works) must be obtained prior to the commencement of any water works on the site.
- 5.2 All works must be designed and constructed in accordance with the approved plans (refer to condition 2.1), *Capricorn Municipal Development Guidelines*, *Water Supply (Safety and Reliability) Act*, *Plumbing and Drainage Act* and the provisions of a Development Permit for Operational Works (water works).
- 5.3 All lots must be connected to Council's water network and must be provided with its own separate property point of connection located wholly within its respective

property boundaries, to facilitate water connection.

- 5.4 The existing water connection point(s) must be disconnected.

6.0 STORMWATER WORKS

- 6.1 A Development Permit for Operational Works (stormwater works) must be obtained prior to the commencement of any stormwater works on the site.

- 6.2 All stormwater drainage works must be designed and constructed in accordance with the approved plans (refer to condition 2.1), *Queensland Urban Drainage Manual*, *Capricorn Municipal Development Guidelines*, sound engineering practice and the provisions of a Development Permit for Operational Works (stormwater works).

- 6.3 All stormwater must achieve demonstrated lawful discharge and must not adversely affect the upstream or downstream land when compared to pre-development condition or damage infrastructure.

- 6.4 The proposed bio retention basin, as shown on the plan (refer to condition 2.1), is not approved in its current form. Waterwise bioretention street trees, must be provided in lieu of a bio retention basin. The number of trees required to meet water quality targets must be confirmed as part of an application for Operational Works (stormwater works).

- 6.5 Stormwater management works must be designed and constructed in accordance with the Storm Water Management Report (refer to condition 2.1), and the provisions of a Development Permit for Operational Works (stormwater works), and must include:

6.5.1 Designs of outlet systems for the proposed drainage systems. Considerations must be given to critical scour velocity, discharge frequency /duration at the discharge location(s) and relevant management measures;

6.5.2 Full calculations, including electronic modelling files from industry standard modelling software, (inclusive results files) and all details of the modelling assumptions to support the proposed stormwater management strategy; and

6.5.3 Detailed engineering plans with details of any new drainage systems, or the amendment and upgrading of exiting drainage systems to implement the proposed drainage strategy.

7.0 EARTHWORKS

- 7.1 A Development Permit for Operational Works (earthworks) must be obtained prior to the commencement of any site works.

- 7.2 All earthworks must be designed and constructed in accordance with *Australian Standard AS3798 "Guidelines on Earthworks for Commercial and Residential Developments"* and the recommendations of the approved site-specific slope stability report (refer to condition 2.1).

- 7.3 All earthworks must be undertaken such that stormwater runoff is managed and discharged lawfully and must not adversely affect the adjoining properties compared to pre-development conditions or damage infrastructure.

- 7.4 Any application for a Development Permit for Operational Works (earthworks) must be accompanied by an earthworks' plan certified by a Registered Professional Engineer of Queensland which clearly identifies the following:

7.4.1 the location of cut and/or fill;

7.4.2 the type of fill to be used and the manner in which it is to be compacted;

7.4.3 the quantum of fill to be deposited or removed and finished cut and/or fill levels;

- 7.4.4 retaining structures (if any):
- 7.4.5 surface and sub-surface drainage controls;
- 7.4.6 details of any proposed access routes to the site which are intended to be used to transport fill to or from the site; and
- 7.4.7 the maintenance of access roads to and from the site so that they are free of all cut and/or fill material and cleaned as necessary.
- 7.5 All earthworks must be approved at detailed design submission stage and certified on completion of construction for compliance with the design by a suitably qualified Registered Professional Engineer of Queensland.
- 7.6 Lot and embankment filling must be carried out to comply with Level 1 certification requirements in accordance with Australian Standard AS3798 "Guidelines on Earthworks for Commercial and Residential Developments, to confirm as "controlled fill" upon completion.
- 7.7 Any retaining structures one metre or above in height must be separately approved for structural adequacy by a suitably qualified Registered Professional Engineer of Queensland or equally qualified person at design submission and certified on completion of construction for compliance with the design.
- 7.8 All earth works must be undertaken to ensure that no nuisance results from an increase in:
 - 7.8.1 peak discharge immediately downstream of the development for a selected range of storm durations, and a selected range of Annual Exceedance Probability (AEP) events up to Defined Flood Event (inclusive); or
 - 7.8.2 downstream or upstream flood inundation levels; or
 - 7.8.3 velocity profiles.
- 8.0 CLEARING WORKS
- 8.1 A Development Permit for Operational Works (clearing works) must be obtained prior to the commencement of any clearing works on the site.
- 8.2 Any application for a Development Permit for Operational Works (clearing works) must include a plan documenting the "Extent of Clearing".
- 8.3 Retained trees must be protected from impacts of adjacent clearing or earthworks through use of exclusion fencing or protective barriers as per *Australian Standard 4970 – 2009 Protection of Trees on Development Sites*.
- 8.4 A suitably qualified fauna spotter catcher must be engaged to conduct a pre-assessment of wildlife habitats and breeding places and provide a report to Council as part of the Operational Works (clearing works) identifying the management actions to be undertaken.
- 8.5 A weed management, rehabilitation and planting plan must be provided as part of the Operational Works application.
- 9.0 LANDSCAPING WORKS
- 9.1 A Development Permit for Operational Works (landscaping works) must be obtained prior to the commencement of any landscaping works.
- 9.2 A landscaping plan must be provided as part of any Operational Works application.
- 9.3 Landscaping (street trees) must be provided in all areas of road reserve for proposed internal roads to the rate of one (1) tree per lot.
- 9.4 Large trees must not be planted within one (1) metre of the centreline of any sewerage infrastructure.
- 9.5 The landscaped areas must be subject to an ongoing maintenance and replanting

programme (if necessary) until such time as these areas are accepted off-defects by Council (where applicable). All costs associated with the continued maintenance (including irrigation) during the on-defects period will be the responsibility of the Developer.

9.6 Landscaping, or any part thereof, upon reaching full maturity, must not:

- (i) obstruct sight visibility zones as defined in the *Austroads 'Guide to Traffic Engineering Practice'* series of publications;
- (ii) adversely affect any road lighting or public space lighting; or
- (iii) adversely affect any Council infrastructure, or public utility plant.

10.0 ELECTRICITY AND TELECOMMUNICATIONS

10.1 Underground electricity and telecommunication connections must be provided to the proposed development to the standards of the relevant authorities.

10.2 Evidence must be provided of a certificate of supply with the relevant service providers to provide each lot with live electricity and telecommunication connections, in accordance with the requirements of the relevant authorities.

11.0 ASSET MANAGEMENT

11.1 Any alteration necessary to electricity, telephone, water mains, sewerage mains, and/or public utility installations resulting from the development or in connection with the development, must be at full cost to the Developer.

11.2 Any damage to existing kerb and channel, pathway or roadway (including removal of concrete slurry from public land, pathway, roads, kerb and channel and stormwater gullies and drainage lines) which may occur during any works carried out in association with the approved development must be repaired. This must include the reinstatement of the existing traffic signs and pavement markings which may have been removed.

11.3 'As constructed' information pertaining to assets to be handed over to Council and those which may have an impact on Council's existing and future assets must be provided. This information must be provided in accordance with the Manual for Submission of Digital As Constructed Information.

12.0 ENVIRONMENTAL

12.1 Any application for a Development Permit for Operational Works must be accompanied by a detailed Environmental Management Plan, which addresses, but is not limited to, the following matters:

- (i) water quality and drainage;
- (ii) erosion and silt/sedimentation management;
- (iii) acid sulphate soils;
- (iv) fauna management;
- (v) vegetation management and clearing;
- (vi) top soil management;
- (vii) interim drainage plan during construction;
- (viii) construction programme;
- (ix) geotechnical issues;
- (x) weed control;
- (xi) bushfire management;
- (xii) emergency vehicle access;
- (xiii) noise and dust suppression; and
- (xiv) waste management.

- 12.2 Any application for a Development Permit for Operational Works must be accompanied by an Erosion and Sediment Control Plan certified by a Certified Professional in Erosion and Sediment Control (CPESC) or suitably qualified Registered Professional Engineer of Queensland.

The plan must demonstrate how the Construction-Phase stormwater management design objectives of the State Planning Policy (Appendix 2 Table A) will be achieved and also addresses the following, but is not limited to;

- (i) top soil management;
- (ii) dust suppression;
- (iii) acid sulphate soils (if applicable);
- (iv) erosion susceptibility and risk;
- (v) interim drainage plan during construction; and
- (vi) Implementation and maintenance procedures during construction phases of work.

- 12.3 The Erosion Control and Stormwater Control Management Plan must be implemented and maintained on-site for the duration of the works, and until all exposed soil areas are permanently stabilised (for example, turfed, hydromulched, concreted, landscaped). The prepared Erosion Control and Stormwater Control Management Plan must be available on-site for inspection by Council Officers during those works.

13.0 OPERATING PROCEDURES

- 13.1 All construction materials, waste, waste skips, machinery and contractors' vehicles must be located and stored or parked within the site. No storage of materials, parking of construction machinery or contractors' vehicles will be permitted in Kerr Street or Clearview Lane.

ADVISORY NOTES

NOTE 1. Aboriginal Cultural Heritage

It is advised that under Section 23 of the Aboriginal Cultural Heritage Act 2003, a person who carries out an activity must take all reasonable and practicable measures to ensure the activity does not harm Aboriginal Cultural Heritage (the "cultural heritage duty of care"). Maximum penalties for breaching the duty of care are listed in the Aboriginal Cultural Heritage legislation. The information on Aboriginal Cultural Heritage is available on the Department of Seniors, Disability Services and Aboriginal and Torres Strait Islander and Multicultural Affairs website <https://www.dsdsatsip.qld.gov.au/>.

NOTE 2. General Environmental Duty

General environmental duty under the *Environmental Protection Act* prohibits unlawful environmental nuisance caused by noise, aerosols, particles dust, ash, fumes, light, odour or smoke beyond the boundaries of the property during all stages of the development including earthworks, construction and operation.

NOTE 3. General Safety Of Public During Construction

The *Workplace Health and Safety Act* and *Manual of Uniform Traffic Control Devices* must be complied with in carrying out any construction works, and to ensure safe traffic control and safe public access in respect of works being constructed on a road.

NOTE 4. Water and Sewerage Services

In accordance with the Water Supply (Safety & Reliability) Act 2008, it is an offence to interfere with a service provider's infrastructure. Livingstone Shire Council is the service provider and Infrastructure is the department responsible

for water and sewerage services. Alterations to existing services consequential to necessary connections to existing sewerage and / or water infrastructure must be at the responsibility and cost of the Developer. Please contact Infrastructure for further information. Negotiation with other service authorities such as Telstra and Ergon may also be required to adequately affect these connections.

NOTE 5. Infrastructure Charges Notice

This application is subject to infrastructure charges in accordance with Council policies. The charges are presented on an Infrastructure Charges Notice which has been supplied with this decision notice.

NOTE 6. Future Site-Specific Landslide Risk Assessment and Slope Stability Analysis

As per the recommendations of the approved Landslide Risk Assessment and Slope Stability Analysis (refer to condition 2.1), site specific landside risk assessment and slope stability analysis are required following the creation of each allotment and the proposed construction is known.

RECOMMENDATION C

THAT in relation to the application for a Development Permit for Reconfiguring a Lot (one lot into seven lots, access easement and removal of Covenant J) only, made by Physikal Health Services Pty Ltd, on Lot 15 on SP149615, and located at 34 Kerr Street, Meikleville Hill, Council resolves to issue an Infrastructure Charges Notice for the amount of \$150,000.00.

Moved by: Councillor Hutton

Seconded by: Deputy Mayor, Councillor Belot

MOTION CARRIED UNANIMOUSLY

12.7 MONTHLY FINANCIAL REPORT FOR THE PERIOD ENDING 31 JULY 2022**File No:** FM12.14.1**Attachments:** 1. Monthly Financial Report - July 2022**Responsible Officer:** Andrea Ellis - Chief Financial Officer**Author:** Caitlyn Good - Management and Treasury Accountant

SUMMARY

Presentation of the Livingstone Shire Council Monthly Financial Report for the Period Ending 31 July 2022 by the Chief Financial Officer.

11:24AM Councillor Watson left the meeting.

COUNCIL RESOLUTION

THAT the Livingstone Shire Council Monthly Financial Report for the period ending 31 July 2022 be received.

Moved by: Mayor, Councillor Ireland**Seconded by:** Councillor Friend**MOTION CARRIED UNANIMOUSLY**

12.8 OPERATIONAL PLAN 2021-2022 Q4 PERFORMANCE REPORT

File No: CM4.6.2
Attachments: 1. Quarter 4 Operational Plan 2021-2022
Responsible Officer: Poala Santini - Coordinator Governance
Nicole Carr - Support Services Officer
Andrea Ellis - Chief Financial Officer
Author: Ursula Sleeman - Governance Officer

SUMMARY

The 2021-2022 Operational Plan progress report for Quarter 4 as at 30 June 2022 is presented, pursuant to Section 174(3) of the Local Government Regulation 2012.

COUNCIL RESOLUTION

THAT Council receives the 2021-2022 Operational Plan Performance Report as at 30 June 2022.

Moved by: Deputy Mayor, Councillor Belot

Seconded by: Councillor Friend

MOTION CARRIED UNANIMOUSLY

11:28AM Councillor Watson returned to the meeting.

12.9 INTERNAL AUDIT PLAN FY2023

File No: CM4.3.2

Attachments: 1. LSC Strategic Internal Audit Plan
Incorporating the Annual Internal Audit Plan
FY2023

Responsible Officer: Andrea Ellis - Chief Financial Officer
Cale Dendle - Chief Executive Officer

Author: Catherine Parfitt - Risk & Governance Officer

SUMMARY

The Strategic Three-Year Internal Audit Plan incorporating the Annual Internal Audit Plan FY2023, has been reviewed by Council's Executive Leadership Team and contracted internal auditors Pacifica Pty Ltd. The revised Plan was thereafter presented to the Audit, Risk and Improvement Committee at which time the Committee recommended that the revised Plan be presented to Council for adoption.

COUNCIL RESOLUTION

THAT Council approve the revised Strategic Internal Audit Plan Incorporating the Annual Internal Audit Plan FY2023.

Moved by: Councillor Friend
Seconded by: Councillor Watson

MOTION CARRIED UNANIMOUSLY

12.10 BUSINESS CONTINUITY MANAGEMENT SYSTEM POLICY (COMMUNITY POLICY)

File No: qA22515
Attachments: 1. Business Continuity Management System Policy
Responsible Officer: Poala Santini - Coordinator Governance
Andrea Ellis - Chief Financial Officer
Author: Catherine Parfitt - Risk & Governance Officer

SUMMARY

In consultation with C3 Resilience, Council has developed a business continuity management framework as well as an array of business continuity sub plans for Council's critical business functions.

Specifically, the framework comprises of a Business Continuity Management System Policy (Community Policy) which is presented today for adoption, as well as supporting procedures associated with business continuity activation and governance.

COUNCIL RESOLUTION

THAT Council adopts the Business Continuity Management System Policy.

Moved by: Councillor Friend
Seconded by: Deputy Mayor, Councillor Belot
MOTION CARRIED UNANIMOUSLY

12.11 STRATEGIC PLAN REGARDING COUNCIL MEMORIAL EVENTS

File No: C 2.1.5
Attachments: Nil
Responsible Officer: Bob Truscott - Acting Executive Director Liveability & Wellbeing
Author: Trish Weir - Manager Customer Engagement & Communications

SUMMARY

This report discusses the sequencing for two memorial services, which Livingstone Shire Council currently manages, namely the United States of America's Independence Day Remembrance Day Service at St Christopher's Chapel and the Canal Creek Memorial Service.

OFFICER'S RECOMMENDATION

THAT Council resolves to:

- 1) Conduct the United States of America's Independence Day Remembrance Day Service at St Christopher's Chapel every three (3) years to coincide with Talisman Sabre exercises (assuming that by the year 2023/2024, American troops will be permitted to attend, as this was not the case for 2021); and
- 2) Canal Creek Service every five (5) years from 2023, which will be recognition of eighty (80) years since the event.

COUNCIL RESOLUTION

THAT Council resolves to:

- 1) Conduct the United States of America's Independence Day Remembrance Day Service at St Christopher's Chapel every year; and
- 2) Canal Creek Service every two (2) years from 2023; and
- 3) Elected members play an active role in the organisation of these events with a combined budget of approximately \$5,000.00.

Moved by: Deputy Mayor, Councillor Belot

Seconded by: Councillor Watson

MOTION CARRIED UNANIMOUSLY

12.12 COMMUNITY ENGAGEMENT (INTERNAL AND EXTERNAL) FRAMEWORK

File No: CR2.5.1
Attachments: 1. Engagement Framework
Responsible Officer: Trish Weir - Manager Customer Engagement & Communications
Bob Truscott - Acting Executive Director Liveability & Wellbeing
Author: Meegan Armstrong - Coordinator Engagement & Events

SUMMARY

Officers have undertaken a review of the Customer Engagement Framework, which was adopted in 2017. The Customer Engagement Framework continues to guide council's objectives regarding purposeful and quality community engagement.

COUNCIL RESOLUTION

THAT Council endorses the updated and reviewed Community (Internal and External) Engagement Framework.

Moved by: Councillor Friend
Seconded by: Councillor Eastwood
MOTION CARRIED UNANIMOUSLY

12.13 YEPPOON JUNIOR RUGBY LEAGUE INCORPORATED LETTER REGARDING BARMARYEE MULTI SPORTS PRECINCT.

File No: CP5.09.02-366
Attachments: Nil
Responsible Officer: Greg Abbotts - Manager Community Wellbeing
Bob Truscott - Acting Executive Director Liveability & Wellbeing
Author: Molly Saunders - Principal Community Development & Engagement Officer

SUMMARY

This report details Yeppoon Junior Rugby League Incorporated's concerns regarding the condition and useability of Barmaryee Multi Sports Precinct, in particular their licenced area.

12:03PM Councillor Friend left the meeting.

12:05PM Councillor Friend returned to the meeting.

COUNCIL RESOLUTION

THAT Council resolves to honour clause 13.1 of the current licence agreement between Livingstone Shire Council and the Yeppoon Junior Rugby League Club Incorporated by reducing the licence fee from \$12,160.00 per annum by 50% to \$6,080.00 per annum for the 22/23 and 23/24 licence periods in recognition that since 2020 their licenced area at Barmaryee Multi Sports Precinct was "*partially unfit for use*".

Moved by: Councillor Hutton
Seconded by: Councillor Eastwood

MOTION CARRIED UNANIMOUSLY

12.14 FEES AND CHARGES AMENDMENT TO YEPPOON TOWN CENTRE CARWASH AND VACUUM FEES

File No: qA24356
Attachments: 1. Fees and Charges 22/23 Extract
Responsible Officer: Michael Kriedemann - Executive Director Infrastructure
Author: Daniel Pearce - Manager Community Assets

SUMMARY

During a recent review of the adopted Fees and Charges it was discovered that there was an error with respect to the fees for the Yeppoon Town Centre carwash and vacuums.

COUNCIL RESOLUTION

THAT Council resolves to:

- (a) Amend the car wash and vacuum fees from the Fees and Charges schedule to reflect an increase in the car wash fee charging brackets from the current \$5, \$10 and \$15 to \$6, \$12 and \$18; and
- (b) That the vacuum fee charging brackets be amended from the current \$2, \$4, and \$6 to \$3, \$6 and \$9.

Moved by: Councillor Watson
Seconded by: Mayor, Councillor Ireland

MOTION LOST

Crs A Ireland and R Watson voted in the affirmative.

Crs A Belot, P Eastwood, A Friend, N Hutton and G Mather voted in the negative.

COUNCIL RESOLUTION

THAT Council resolves to:

- (a) Amend the car wash and vacuum fees from the Fees and Charges schedule to reflect an increase in the car wash fee charging brackets from the current \$5, \$10 and \$15 to \$6, \$12 and \$18; and
- (b) That the vacuum fee charging brackets be amended from the current \$2, \$4, and \$6 to \$3, \$6 and \$9; and
- (c) Not change the time allocations for both the car wash and vacuum.

Moved by: Councillor Watson
Seconded by: Mayor, Councillor Ireland

MOTION CARRIED

Crs A Belot, P Eastwood, N Hutton, A Ireland, G Mather and R Watson voted in the affirmative.

Cr A Friend voted in the negative.

12.15 POLICY REVIEW - RETAIL WATER AND SEWERAGE SERVICE PROVIDER - MANAGEMENT AND FUNCTIONS POLICY (V3.0)

File No:	qA24705
Attachments:	<ol style="list-style-type: none">1. Draft Retail Water and Sewerage Service Provider - Management and Functions Policy2. Draft Trade Waste Procedure (v1.0)3. Draft Trade Waste Plan (v4)
Responsible Officer:	Nige Deacon - Manager Water and Waste Operations Michael Kriedemann - Executive Director Infrastructure
Author:	Carrie Burnett - Policy & Planning Officer
Previous Items:	12.12 - Trade Waste Environmental Management Plan - Ordinary Council - 10 Jun 2014 9:00am 12.4 - Trade Waste Approval Process - Ordinary Council - 04 Nov 2014 9:00am 12.15 - Sub Meters for Trade Waste Charging - Ordinary Council - 08 Dec 2015 9.00am

SUMMARY

This report seeks Council's adoption of Version 3 of the Retail Water and Sewerage Service Provider – Management and Functions Policy.

COUNCIL RESOLUTION

THAT Council:

- 1) Adopt the Retail Water and Sewerage Service Provider – Management and Functions Policy (v3.0); and
- 2) Endorse the Executive Director Infrastructure's approval of the:
 - a) Trade Waste Procedure (v1.0); and
 - b) Trade Waste Plan (v4).

Moved by: Councillor Friend

Seconded by: Councillor Eastwood

MOTION CARRIED UNANIMOUSLY

PROCEDURAL MOTION

12.32PM - THAT the meeting be adjourned for lunch.

Moved by: Mayor, Councillor Ireland

MOTION CARRIED UNANIMOUSLY

PROCEDURAL MOTION

1.10PM - THAT the meeting be resumed.

Moved by: Mayor, Councillor Ireland

MOTION CARRIED UNANIMOUSLY

**12.16 INFRASTRUCTURE PORTFOLIO QUARTERLY MANAGEMENT REPORT FOR
PERIOD 1 APRIL 2022 TO 30 JUNE 2022****File No:** CM4.13.04**Attachments:** Nil**Responsible Officer:** Michael Kriedemann - Executive Director Infrastructure**Author:** Kat Groves - Executive Assistant to Director
Infrastructure Services

SUMMARY

This report provides a summary of a range of operational activities within the Infrastructure portfolio of Council for the period 1 April 2022 to 30 June 2022.

COUNCIL RESOLUTION

THAT the Infrastructure portfolio management report for the period 1 April 2022 to 30 June 2022 be received.

Moved by: Councillor Friend**Seconded by:** Councillor Mather**MOTION CARRIED UNANIMOUSLY**

12.17 LIVEABILITY AND WELLBEING PORTFOLIO MANAGEMENT REPORT

File No: CM14.13.02
Attachments: Nil
Responsible Officer: Bob Truscott - Acting Executive Director Liveability & Wellbeing
Author: Jo McLennan - Executive Officer

SUMMARY

This report provides a summary of a range of strategic and operational activities within the Liveability and Wellbeing portfolio of Council for the period 1 April 2022 to 30 June 2022.

COUNCIL RESOLUTION

THAT the Liveability and Wellbeing portfolio management report for the period 1 April 2022 to 30 June 2022 be received.

Moved by: Deputy Mayor, Councillor Belot
Seconded by: Councillor Mather

MOTION CARRIED UNANIMOUSLY

12.18 NOMINATION FOR SPECIAL HOLIDAY 2023

File No: LE19.2.1
Attachments: Nil
Responsible Officer: Cale Dendle - Chief Executive Officer
Author: Amanda Ivers - Coordinator Executive Support

SUMMARY

This report seeks to amend Livingstone's application for a public holiday to align with the Rockhampton Show in 2023.

COUNCIL RESOLUTION

THAT the Chief Executive Officer be authorised to submit a nomination for a Special Public Holiday for the Livingstone Shire local government area to align with the Friday of Rockhampton Show.

Moved by: Councillor Hutton
Seconded by: Councillor Friend

MOTION CARRIED UNANIMOUSLY

12.19 CHANGE OF ORDINARY COUNCIL MEETING DATE FOR OCTOBER 2022

File No: GV13.4.1
Attachments: Nil
Responsible Officer: Cale Dendle - Chief Executive Officer
Author: Justine Schofield - Executive Assistant to the Mayor

SUMMARY

This report proposes a change to the date for the Ordinary Council Meeting scheduled for 18 October 2022.

COUNCIL RESOLUTION

THAT Council resolves to reschedule its Ordinary Council Meeting of 18 October 2022 to 25 October 2022, to accommodate Councillors participating in the 2022 Local Government Association of Queensland's 2022 Annual Conference.

Moved by: Councillor Mather
Seconded by: Councillor Watson

MOTION CARRIED UNANIMOUSLY

6 URGENT BUSINESS\QUESTIONS

7 CLOSED SESSION

In accordance with the provisions of section 254J of the *Local Government Regulation 2012*, a local government may resolve to close a meeting to the public to discuss confidential items, such that its Councillors or members consider it necessary to close the meeting.

COUNCIL RESOLUTION

1.46PM - THAT the meeting be closed to the public to discuss the following items, which are considered confidential in accordance with section 254J of the *Local Government Regulation 2012*, for the reasons indicated.

15.1 The Gateway Business and Industry Park

This report is considered confidential in accordance with section 254J(3)(g), of the *Local Government Regulation 2012*, as it contains information relating to negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interest of the local government.

Moved by: Mayor, Councillor Ireland

Seconded by: Councillor Friend

MOTION CARRIED

Crs A Belot, P Eastwood, A Friend, A Ireland, G Mather and R Watson voted in the affirmative.

Cr N Hutton voted in the negative.

COUNCIL RESOLUTION

1.46PM - THAT the meeting moves out of closed session and be opened to the public.

Moved by: Mayor, Councillor Ireland

Seconded by: Councillor Hutton

MOTION CARRIED UNANIMOUSLY

8 CONFIDENTIAL REPORTS

15.1 THE GATEWAY BUSINESS AND INDUSTRY PARK

File No: ED08.05.02

Attachments:

1. Plan of stage three (A and B)
2. Summary of tenders
3. Copy of tenders received

Responsible Officer: Sonia Barber - Manager Economy and Places
Bob Truscott - Acting Executive Director Liveability & Wellbeing

Author: Maddie Crigan - Property Development Strategist

This report is considered confidential in accordance with section 254J(3)(g), of the *Local Government Regulation 2012*, as it contains information relating to negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interest of the local government.

SUMMARY

This report pertains to the sale of land at the Gateway Business and Industry Park.

COUNCIL RESOLUTION

THAT Council resolve to:

- 1) delegate the Chief Executive Officer to enter into contracts of sale in relation to tenders two and three contained in this report; and
- 2) continue marketing the lots within stage three (A and B) of the Gateway Business and Industry Park that did not sell through the tender process.

Moved by: Mayor, Councillor Ireland

Seconded by: Councillor Eastwood

MOTION CARRIED UNANIMOUSLY

9 CLOSURE OF MEETING

There being no further business the meeting closed at 1.50 pm.



Mayor, Councillor Andy Ireland
CHAIRPERSON

20th September 2022

DATE