



ORDINARY COUNCIL MEETING

UNCONFIRMED MINUTES

3 MARCH 2026

The resolutions contained within these minutes will be confirmed at the Ordinary Council Meeting on the 17 March 2026.

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UNCONFIRMED

**MINUTES OF THE ORDINARY MEETING HELD AT COUNCIL CHAMBERS, 4 LAGOON PLACE, YEPPON ON TUESDAY, 3 MARCH 2026 COMMENCING AT 9:00 AM
(DEVELOPMENT & STRATEGIC PLANNING)**

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 *Cr Lance Warcon*.

2 PRESENT

Members Present:

Mayor, Councillor Adam Belot
Deputy Mayor, Councillor Pat Eastwood
Councillor Glenda Mather
Councillor Rhodes Watson
Councillor Wade Rothery
Councillor Lance Warcon
Councillor Andrea Friend

Officers in Attendance:

Alastair Dawson – Interim Chief Executive Officer
Katrina Paterson – General Manager Communities and Environment
Gretta Cowie – Executive Support Officer
Renee Dwyer – Executive Assistant to the Mayor
Greg Abbotts – Manager Planning and Development
Shari Rankin – Coordinator Development Assessment
Jennifer Gleeson – Planning Officer
Jodie Roche – Development Officer
Nat Druery – Coordinator Community Compliance

3 LEAVE OF ABSENCE / APOLOGIES

Nil

4 CONFIRMATION OF MINUTES OF PREVIOUS MEETING**COUNCIL RESOLUTION**

THAT the minutes of the Ordinary Meeting held on 17 February 2026 and 26 February 2026 be taken as read and adopted as a correct record.

Moved by: Councillor Mather

Seconded by: Councillor Watson

MOTION CARRIED UNANIMOUSLY

5 DECLARATIONS OF INTEREST IN MATTERS ON THE AGENDA

NIL

6 DEPUTATIONS

6.1 9:00AM - DEPUTATION - D-221-2025 - 701-709 KEPPEL SANDS ROAD, TUNGAMULL

File No: qA81488
Attachments: Nil
Responsible Officer: Alastair Dawson - Interim Chief Executive Officer
Author: Lynda Bayliss - Executive Support Officer
Greg Abbotts - Manager Planning and Development

SUMMARY

Phil and Michelle McDonald will present in relation to - D-221-2025 - Dwelling House and Ancillary Building & Reconfiguring a Lot (1 Lot into 2 Lots) - 701-709 Keppel Sands Road, Tungamull.

COUNCIL RESOLUTION

THAT the deputation be received.

Moved by: Councillor Friend
Seconded by: Councillor Watson

MOTION CARRIED UNANIMOUSLY

7 BUSINESS ARISING OR OUTSTANDING FROM PREVIOUS MEETINGS

Nil

8 PRESENTATION OF PETITIONS

Nil

9 NOTICES OF MOTION

Nil

10 QUESTIONS ON NOTICE

Nil

11 COMMITTEE REPORTS

Nil

12 AUDIT, RISK AND IMPROVEMENT COMMITTEE REPORTS

Nil

UNCONFIRMED

13 REPORTS

13.1 D-221-2025 - MCU FOR DWELLING HOUSE AND ANCILLARY BUILDING & ROL (1 INTO 2)

File No: D-221-2025

Attachments:

1. Locality and Overlay Plans
2. Reconfiguration of a Lot Plan
3. MCU Site Plans

Responsible Officer: Greg Abbotts - Manager Planning and Development
Katrina Paterson - General Manager Communities and Environment
Alastair Dawson - Interim Chief Executive Officer

Author: Shari Rankin - Coordinator Development Assessment

SUMMARY

Applicant: P G McDonald and M M McDonald and S L McPhee and D C F Rowe C/- Gracemere Surveying and Planning Consultants Pty Ltd

Consultant: Gracemere Surveying and Planning Consultants Pty Ltd

Real Property Address: L 0 , L 1, L 2 SP 331411

Area of Site: 45 ha

Planning Scheme: *Livingstone Planning Scheme 2018*

Planning Scheme Zone: Rural Zone

Planning Scheme Overlays: OM01 Acid sulfate soils
OM02 Agricultural land
OM07 Biodiversity and habitat vegetation
OM12 Bushfire hazard
OM18 Landslide hazard area
OM21 Scenic amenity

Existing Development: Dwelling house and ancillary structures, small scale farming

Level of Assessment: Impact Assessable

Submissions: 2 Submissions received

Referral matters: Infrastructure – State transport infrastructure (10.9.4.2)

Infrastructure Charge Area: Outside the Priority Infrastructure Area

Application received:	24 June 2025
Application properly made:	9 July 2025
Confirmation notice issued:	22 July 2025
Public notification period:	18 September - 13 October 2025
Notice of compliance received:	15 October 2025

Application referred to State agency:	30 July 2025
State agency response:	27 August 2025
Decision period commenced:	24 October 2025
Council briefing date:	24 February 2025
Council meeting date:	3 March 2025

Suspension of Standing Orders

PROCEDURAL RESOLUTION

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 13.1 prior to entering into formal debate.

Moved by: Mayor, Councillor Belot

MOTION CARRIED UNANIMOUSLY

Resumption of Standing Orders

PROCEDURAL MOTION

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: Mayor, Councillor Belot

MOTION CARRIED UNANIMOUSLY

COUNCIL RESOLUTION

THAT in relation to the application for a Development Permit for a Material Change of Use for a Dwelling House and Ancillary Building, and Reconfiguring a Lot (1 Lot into 2 Lots), made by P G McDonald, M M McDonald, S L McPhee, and D C F Rowe, on Lot 0 on SP331411, Lot 1 on SP331411 , and Lot 2 on SP331411 and located at 701-709 Keppel Sands Road, Tungamull, Council resolves to Refuse the application pursuant to Section 60(3)(c) of the *Planning Act 2016*.

Moved by: Councillor Warcon

Seconded by:

MOTION LAPSED DUE TO WANT OF A SECONDER

COUNCIL RESOLUTION

THAT in relation to the application for a Development Permit for a Material Change of Use for a Dwelling House and Ancillary Building, and Reconfiguring a Lot (1 Lot into 2 Lots), made by P G McDonald, M M McDonald, S L McPhee, and D C F Rowe, on Lot 0 on SP331411, Lot 1 on SP331411 , and Lot 2 on SP331411 and located at 701-709 Keppel Sands Road, Tungamull, Council resolves to approve the application subject to reasonable and relevant conditions and that Council resolves to issue an infrastructure charges notice.

Moved by: Deputy Mayor, Councillor Eastwood

Seconded by: Councillor Friend

MOTION CARRIED

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

Cr L Warcon voted in the negative.

Meeting Adjourned and Resumed

PROCEDURAL MOTION

10:49 AM

THAT the meeting be adjourned for morning tea

Moved by: Councillor Mather

MOTION CARRIED UNANIMOUSLY

PROCEDURAL MOTION

11:12 AM

THAT the meeting be resumed.

Moved by: Councillor Friend

MOTION CARRIED UNANIMOUSLY

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13.2 D-405-2025 - REQUEST FOR FEE REDUCTION FOR OPW STAGE 1 OF RELOCATABLE HOME PARK

File No: D-405-2025
Attachments: Nil
Responsible Officer: Shari Rankin - Coordinator Development Assessment
Greg Abbotts - Manager Planning and Development
Katrina Paterson - General Manager Communities and Environment
Alastair Dawson - Interim Chief Executive Officer
Author: Jodie Roche - Development Officer

SUMMARY

INA Operations Pty Ltd have made representations to Council seeking a reduction in the development application fees for Operational Works for Earthworks, Roadworks, Stormwater Works and Water Works - Stage 1 Relocatable Home Park, located at Lot 6000 Taranganba Road, Taroomball (Lot 6000 on SP346289) due to minimal Council assets being created for this development.

COUNCIL RESOLUTION

THAT Councillors resolve to support the reduced application fee of \$10,342.50, based on the appropriate cost-recovery fee calculation for the assessment of this particular development application.

Moved by: Councillor Warcon
Seconded by: Councillor Watson

MOTION CARRIED UNANIMOUSLY

13.3 D-230-2025 - REQUEST FOR WAIVER OF LEVIED INFRASTRUCTURE CHARGES**File No:** D-230-2025**Attachments:**

1. Locality Plan
2. MCU Site Plan

Responsible Officer: Greg Abbotts - Manager Planning and Development
Katrina Paterson - General Manager Communities and Environment
Alastair Dawson - Interim Chief Executive Officer**Author:** Shari Rankin - Coordinator Development Assessment

SUMMARY

L A Lloyd has made representations to Council seeking the waiver of levied infrastructure charges for Material Change of Use for a Pet Crematorium located at 383 Pine Mountain Drive, Mulara (Lot 8 SP220202).

COUNCIL RESOLUTION

THIS REPORT IS WITHDRAWN

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

13.4 POLICY REVIEW- RISK BASED LAND USE COMPLIANCE POLICY**File No:** qA82040**Attachments:**

1. Current Risk Based Land Use Compliance Policy
2. Marked up Copy with Changes
3. Final Copy

Responsible Officer: Greg Abbotts - Manager Planning and Development
Katrina Paterson - General Manager Communities and Environment
Alastair Dawson - Interim Chief Executive Officer**Author:** Greg Abbotts - Manager Planning and Development
Nat Druery - Coordinator Public Environments

SUMMARY

The Risk Based Land Use Compliance Policy has been reviewed and is being presented to Council for consideration and adoption.

COUNCIL RESOLUTION

THAT Council adopts the revised Risk Based Land Use Compliance Policy.

Moved by: Councillor Warcon**Seconded by:** Councillor Rothery**MOTION CARRIED UNANIMOUSLY**

14 URGENT BUSINESS QUESTIONS

NIL

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15 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

11:25am

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.

16.1 Acquisition of land - Portion Lot 28 RP 860145

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.

16.2 Request for Fee Waiver - Lot 10 on SP 239026

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.

16.3 Waiver of Fees - Lot 1 on RP605408

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: Councillor Mather

Seconded by: Councillor Watson

MOTION CARRIED UNANIMOUSLY

COUNCIL RESOLUTION

12:41am

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

Moved by: Councillor Mather

Seconded by: Councillor Watson

MOTION CARRIED UNANIMOUSLY

16 CONFIDENTIAL REPORTS

16.1 ACQUISITION OF LAND - PORTION LOT 28 RP 860145

File No: qA24221

Attachments:

1. Valuation Report
2. ROL Casey Drive
3. Overlays

Responsible Officer: Katrina Paterson - General Manager Communities and Environment
Alastair Dawson - Interim Chief Executive Officer

Author: Greg Abbotts - Manager Planning and Development

Previous Items: 9.4 - Notice of Motion - Councillor Rhodes Watson - 9 Casey Drive - Ordinary Council - 19 Aug 2025 11:00 AM

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 seeks approval to acquire a portion of land as identified in the Local Government Infrastructure Plan (LGIP) for the purposes of drainage. This land also serves as an important link in wildlife corridor feeding into Fig Tree creek system.

COUNCIL RESOLUTION

THAT Council authorises the Chief Executive Officer to enter into an infrastructure agreement with the landowner of Lot 28 RP 860145 to acquire the portion of land as identified in the Local Government Infrastructure Plan as D-47; and

THAT the CEO updates Council on the outcome of the negotiation.

Moved by: Councillor Watson

Seconded by: Councillor Friend

MOTION CARRIED UNANIMOUSLY

16.2 REQUEST FOR FEE WAIVER - LOT 10 ON SP 239026**File No:** qA24334**Attachments:**

1. Letter of 10 February 2026
2. Request for Consideration
3. Site Photos 1
4. Site Photos 2

Responsible Officer: Katrina Paterson - General Manager Communities and Environment
Alastair Dawson - Interim Chief Executive Officer**Author:** Greg Abbotts - Manager Planning and Development

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

Council has received a request for fee waivers over various applications in order to bring a private dwelling to a compliant state.

OFFICER'S RECOMMENDATION

THAT Council does not approve a reduction or waiver of fees

MOTION LAPSED FOR WANT OF MOVER***Motion be put to a vote*****FORESHADOWED MOTION**

THAT Council waive application fees provided all relevant applications are properly submitted by 30 June 2026

Moved by: Councillor Rothery**Seconded by:** Councillor Friend**MOTION CARRIED**

Crs A Friend, G Mather, W Rothery and R Watson voted in the affirmative.

Crs A Belot, P Eastwood and L Warcon voted in the negative.

16.3 WAIVER OF FEES - LOT 1 ON RP605408

File No: qA82108
Attachments: Nil
Responsible Officer: Katrina Paterson - General Manager Communities and Environment
Alastair Dawson - Interim Chief Executive Officer
Author: Greg Abbotts - Manager Planning and Development
Nat Druery - Coordinator Public Environments
Previous Items: 5.8 - Slashing Charges - Proposed Withdrawal - Briefing Session - 24 Feb 2026

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

Council has received a request that the outstanding slashing charges and related State Penalties Enforcement Registry (SPER) infringements be withdrawn due to personal matters.

COUNCIL RESOLUTION

THAT Council resolve to withdraw the outstanding invoices for the slashing of the overgrown allotment and the outstanding PIN's sitting with SPER for Lot1 RP605408

Moved by: Councillor Mather

Seconded by: Councillor Friend

MOTION CARRIED UNANIMOUSLY

17 CLOSURE OF MEETING

There being no further business the meeting closed at 1:00 pm.

Mayor Adam Belot
CHAIRPERSON

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