



## **SPECIAL MEETING**

## **AGENDA**

**30 SEPTEMBER 2019**

*Your attendance is required at a Special meeting of Council to be held in the Council Chambers, 4 Lagoon Place, Yeppoon on 30 September 2019 commencing at 4.00pm for transaction of the enclosed business.*

*Dan Toon*  
**ACTING CHIEF EXECUTIVE OFFICER**  
26 September 2019

**Please note:**

In accordance with the *Local Government Regulation 2012*, please be advised that all discussion held during the meeting is recorded for the purpose of verifying the minutes. This will include any discussion involving a Councillor, staff member or a member of the public.

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**1 OPENING**

**2 ATTENDANCE**

Members Present:

Mayor, Councillor Bill Ludwig (Chairperson)  
Deputy Mayor, Councillor Nigel Hutton  
Councillor Adam Belot  
Councillor Pat Eastwood  
Councillor Jan Kelly  
Councillor Glenda Mather  
Councillor Tom Wyatt

Officers in Attendance:

Mr Dan Toon – Acting Chief Executive Officer  
Mr Brett Bacon – Executive Director Liveability and Wellbeing  
Mrs Andrea Ellis – Chief Financial Officer  
Mr Matthew Willcocks - Chief Technology Officer  
Mr Nick Sheehan - Chief Human Resources Officer

### **3 LEAVE OF ABSENCE / APOLOGIES**

Nil

## **4      DECLARATION OF INTEREST IN MATTERS ON THE AGENDA**

**5 BUSINESS ARISING OR OUTSTANDING FROM PREVIOUS MEETINGS**

Nil



## **6 PRESENTATION OF PETITIONS**

Nil

**7 MAYORAL MINUTE**

Nil

## **8 COUNCILLOR/DELEGATE REPORTS**

Nil

**9     AUDIT, RISK AND BUSINESS IMPROVEMENT COMMITTEE  
       REPORTS**

Nil

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## 10 REPORTS

### 10.1 PROPOSED AMENDMENT TO REGULATED CAR PARKING AREA TIMES - YEPPOON CENTRAL BUSINESS DISTRICT

**File No:** LE19.5.1

**Attachments:**

1. Yeppoon Central Business District Traffic Area Map (Existing times)[↓](#)
2. Yeppoon Central Business District Traffic Area Map (Proposed with one (1) hour time limit modified to two (2) hours)[↓](#)

**Responsible Officer:** David Mazzaferri - Executive Director Livability and Wellbeing

**Author:** David Battese - Manager Liveability

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#### SUMMARY

*This report relates to recent concerns raised by local businesses within the Yeppoon Central Business District Traffic Area regarding impacts from the recently implemented one (1) hour car parking time limit.*

*As a result, officers have carried out further community consultation with businesses within the designated one (1) hour area to understand the depth of these concerns and ascertain what time limit is preferred.*

*The majority of feedback provided suggested that a two (2) hour time limit would be more effective in satisfying business needs.*

*Because of this consultation, it is recommended that Council amend the one (1) hour time limit area to a two (2) hour time limit area (refer Attachment 2).*

#### OFFICER'S RECOMMENDATION

THAT Council resolve to;

1. Amend the one (1) hour time limit within the Yeppoon Central Business District Traffic Area to a two (2) hour time limit as shown in Attachment 2 of this report; and
2. Following a period of three (3) months, seek feedback from businesses within the Yeppoon Central Business District Traffic Area to determine the effectiveness of the time limits.

#### BACKGROUND

At its ordinary meeting of 5 December 2017, Council discussed a report regarding proposed changes to regulated car parking within the Yeppoon Foreshore and Town Centre. At that meeting, Council resolved to declare a new traffic area having a default parking time limit of one (1) hour, a declaration of three (3) off-street car parking areas and the rescinding of all references to off street parking within the local government area of Rockhampton Regional Council.

This was in response to many local business operators voicing concerns to Councillors and officers about vehicle overstays and misuse of parking by other local business owners and staff. A survey of businesses undertaken around that time indicated that the majority of respondents supported regulated parking.

To enable the regulated car parking to occur, Council made amendments to *Local Law No.5 (Parking) 2011* and *Subordinate Local Law No.5 (Parking) 2011*.

**COMMENTARY**

The regulated car parking within the Yeppoon Central Business District commenced on 16<sup>th</sup> September 2019.

Since that time, Council has received several complaints from businesses within the one (1) hour regulated area, (Refer to Attachment 1) raising concerns about the perceived negative impact that the one (1) hour time limit will have on their business.

In response to these complaints, Council Officers undertook face-to-face consultation with businesses within the one- hour limit area to understand the depth of the concerns and to ascertain what time limit is preferred. The majority of feedback has indicated that a two (2) hour time limit would be more effective in satisfying business needs.

The following is a summary of this feedback-

1. Normanby and Hill Streets

Food businesses – five (5) have no concerns with one hour – two (2) would like changed to two hours.

Retail businesses – eight (8) have no concerns with one hour – three (3) would like changed to two hours.

Service businesses – four (4) like one hour – eight (8) prefer 2 hours.

2. James Street

Food businesses – four (4) say one hour not sufficient.

Retail businesses – seventeen (17) say require more than one hour – two (2) want no regulation – one (1) no concern with one hour (except for elderly clients).

Service businesses – two (2) happy with one hour – two (2) require more than one hour.

As a result of this consultation, it is recommended that Council amend the one-hour time limit area to a two-hour area as shown in Attachment 2 of this report with a set review period.

**PREVIOUS DECISIONS**

At its Ordinary Meeting of 5 December 2017, Council resolved to:

- (1) *Declare a Traffic Area having a default parking limit of one hour, with the inclusion of two and three hour designations being established in specific precincts as supported by Attachment Four Community Engagement WrAPup Car Parking Strategy Yeppoon CBD and as shown in Attachment One (Schedule One - Declaration of Traffic Area);*
- (2) *Endorse and enact the regulated parking strategy once the changes to the Subordinate Local Law No. 5 (Parking) 2011 Schedule One and Schedule Two take effect and regulated parking signage is in place;*
- (3) *Once enacted adequately inform the community of the regulated parking areas (via engagement, media and signage). An initial warning period of one month will be afforded to motorists found overstaying the timed period. After one month the monetary value of an infringement will resume;*
- (4) *Consider a budget allocation at the 17/18 Quarter Two Budget review for updated parking signage in the amount of \$30,000;*
- (5) *Endorse the installation of smart parking beacons and technology to the designated one hour regulated traffic area to be funded from the Yeppoon Town Centre Smart Lighting Project;*
- (6) *Amend Subordinate Local Law No. 5 (Parking) 2011 Schedule One Declaration of traffic area to define a Traffic Area for Yeppoon as shown in Attachment One (Schedule One - Declaration of Traffic Area);*

- (7) *Amend Subordinate Local Law No. 5 (Parking) 2011 Schedule Two Declaration of off-street regulated parking areas to include off-street regulated parking for Queen Street (Lot 10 on Y17136), the Yeppoon Town Centre Car Park (Lot 10 on SP289416) and the Yeppoon Foreshore (part of Lot 65 on SP234671); and*
- (8) *Amend Subordinate Local Law No. 5 (Parking) 2011 Schedule Two Declaration of off-street regulated parking areas to rescind all reference and plans associated with the region of Rockhampton Regional Council.*

At its Ordinary Meeting of 7 August 2018 Council resolved to implement paid parking on Lagoon Place and Anzac Parade around the Yeppoon Lagoon (excluding disabled bays), to be funded from the Yeppoon Town Centre Smart Lighting Project and, that community consultation with key stakeholders occurs around the parameters of the proposed paid parking, once the details have been fully documented.

At the Ordinary Council meeting of 4 September 2018 Council resolved to undertake a process of community engagement regarding the proposed operating hours for paid parking on Lagoon Place and Anzac Parade around Yeppoon Lagoon. Specifically, that Officers engage with key stakeholders operating around the perimeters of the Yeppoon Lagoon in relation to impacts to them. Council approved paid parking charges of \$2 per hour (inclusive of goods and services tax) during operating hours and that the 2018-19 fees and charges be amended to include this new charge. Council acknowledges that the commencement of paid parking will be dependent on the timeframe of the required amendment to the local law and the procurement process for the Yeppoon Town Centre Smart Lighting Project.

At its Ordinary meeting of the 4 September 2018 Council resolved to review draft amendments to *Subordinate Local Law No 5 (Parking) 2018*; and resolved to propose to make *Parking (Amendment No.2) Subordinate Local Law (No. 5) 2018* to allow for the implementation of paid parking around the Yeppoon Lagoon.

At the meeting on 2 October 2018 Council's Advisory Committee for Planning, Finance, Innovation and Business Excellence Councillors supported the recommendation regarding two additional disabled car parks on Anzac Parade at the front of the Keppel Bay Sailing Club and the allocation of two bays on Lagoon Place close to the entrance of the Yeppoon Lagoon, as a fifteen (15) minute drop off and pick up zones.

At its Ordinary Meeting of 1 April 2019 Council resolved to:

*...designate the following car parking areas, as depicted in Attachment Three, two (2) hour regulated parking areas:*

- 1) *Appleton Park playground parking area;*
- 2) *skate park parking area;*
- 3) *Keppel Bay Sailing Club northern foreshore parking area; and*
- 4) *Southern lagoon parking on-street parking areas (out the front and side of Council Chambers).*

## **BUDGET IMPLICATIONS**

If the current time limits are altered, there will be minimal costs associated with changing the existing signage.

## **LEGISLATIVE CONTEXT**

The management of local laws and the regulation of car parking is guided by:

- 1) Section 29(1) of the *Local Government Act 2009*;
- 2) *Subordinate Local Law No.5 (Parking) 2011*; and
- 3) *Legislative Standards Act 1992*.

As *Subordinate Local Law No.5 (Parking) 2011* has been amended to include the Yeppoon Central Business District Traffic Area, all that is required to effect a change to a parking time

limit is a resolution of Council and the erection of the appropriate signage to reflect the change.

### **LEGAL IMPLICATIONS**

There are no identified legal implications associated with changes to the regulated parking times.

### **STAFFING IMPLICATIONS**

Some impact on operational, administrative and marketing resources is expected

### **RISK ASSESSMENT**

The risks associated with this matter are considered to be:

1. Reputational risks – potential for business operators within the Yeppoon Central Business District raising questions of fairness and reasonableness if the timed car parking adversely affects their businesses.

### **CORPORATE/OPERATIONAL PLAN**

**Corporate Plan Reference:** Strategy CO4: Promote and encourage community health and wellbeing through programs addressing environmental health, community safety issues, social cohesion and inclusiveness.

### **LOCAL GOVERNMENT PRINCIPLES**

The local government principles are –

- (a) Transparent and effective processes, and decision-making in the public interest; and
- (b) Sustainable development and management of assets and infrastructure, and delivery of effective services; and
- (c) Democratic representation, social inclusion and meaningful community engagement; and
- (d) Good governance of, and by, local government; and
- (e) Ethical and legal behaviour of councillors and local government employees.

### **CONCLUSION**

The recent concerns raised by businesses within the one hour regulated car parking area in the Yeppoon Central Business Traffic Area has generally been reinforced through face-to-face consultation undertaken by officers.

Accordingly, it is recommended that Council consider amending the one-hour time limit to a two-hour time limit as shown in Attachment 2 of this report.

The effectiveness of the time limits within the Yeppoon Central Business District Area should be reviewed after three months.



**10.1 - PROPOSED AMENDMENT TO  
REGULATED CAR PARKING AREA  
TIMES - YEPPOON CENTRAL  
BUSINESS DISTRICT**

**Yeppoon Central Business District  
Traffic Area Map (Existing times)**

**Meeting Date: 30 September 2019**

**Attachment No: 1**





# ATTENTION

This is a friendly reminder that from **14 October 2019** Livingston Shire Council will be implementing regulated and paid parking. Council has responded to the need for regular turnover of carpark spaces to provide more equitable access for customers of local businesses and visitors to our foreshore attractions.

Council's Local Laws Officers will be monitoring parking areas on a regular basis at the times outlined below. It is important to be familiar with the different areas, how to make payment and payment locations.

Please ensure that you check the time you enter your park, as well as acknowledge what area you are parking in.

Thank you for your assistance.

## TRAFFIC AREAS\*



1 Hour Time Limit



2 Hour Time Limit



3 Hour Time Limit

**8.30am - 5.00pm Monday to Friday**

**8.00am - 12.00pm Saturday**



Paid Parking

*\*Unless otherwise signed*

**8.30am - 5.00pm Monday to Sunday**



Free Park Anytime



Parking  
(Outside of Business Hours)

★ **FOUR PAY STATIONS** ★  
**PAYMENT BY CARD ONLY**



OR DOWNLOAD THE APP

**'Capricorn Coast Smart Parking'**

AVAILABLE FOR USE FROM 14 OCTOBER 2019

For more information head to

## **10.1 - PROPOSED AMENDMENT TO REGULATED CAR PARKING AREA TIMES - YEPPOON CENTRAL BUSINESS DISTRICT**

**Yeppoon Central Business District  
Traffic Area Map (Proposed with one  
(1) hour time limit modified to two (2)  
hours)**

**Meeting Date: 30 September 2019**

**Attachment No: 2**



Proposed modified 2 hour parking zone (as at 26.09.19)



## **11 PUBLIC FORUMS/DEPUTATIONS**

Nil

## 12 URGENT BUSINESS/QUESTIONS

*Urgent Business is a provision in the Agenda for members to raise questions or matters of a genuinely urgent or emergent nature, that are not a change to Council Policy and can not be delayed until the next scheduled Council or Committee Meeting.*

## **13 CLOSURE OF MEETING**