



SPECIAL MEETING

AGENDA

12 NOVEMBER 2019

Your attendance is required at a Special meeting of Council to be held in the Council Chambers, 4 Lagoon Place, Yeppoon on 12 November 2019 commencing at 11.00am for transaction of the enclosed business.

Chris Murdoch
CHIEF EXECUTIVE OFFICER
8 November 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:

Mrs Chris Murdoch – Chief Executive Officer
Mr Brett Bacon – Executive Director Liveability and Wellbeing
Mr Dan Toon – Executive Director Infrastructure
Mrs Andrea Ellis – Chief Financial Officer
Mr Matthew Willcocks - Chief Technology 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

6.1 PETITION FROM YEPPON SENIOR CITIZENS REQUESTING A PERMANENT VENUE

File No: GV13.4.7

Attachments: Nil

Responsible Officer: Nicole Robertson - Coordinator Executive Support

SUMMARY

Council has received a petition from Yeppoon Senior Citizens requesting consideration of a permanent venue.

RECOMMENDATION

THAT the petition requesting a permanent venue be received.

OFFICER COMMENT

Type text

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.

7 MAYORAL MINUTE

Nil

8 COUNCILLOR/DELEGATE REPORTS

Nil

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

Nil

10 REPORTS

10.1 ONE HOT NIGHT EVENT ON GREAT KEPPEL ISLAND TEMPORARY EVENT AND TEMPORARY ENTERTAINMENT ON PRIVATE LAND APPLICATION

File No: PR21.5.1

Attachments:

1. One Hot Night - site plan [↓](#)
2. Tropical Vibes Application for temporary change in licensed area [↓](#)

Responsible Officer: Brett Bacon - Executive Director Liveability and Wellbeing

Author: Meegan Armstrong - Coordinator Engagement and Events

SUMMARY

This report pertains to an application for a temporary event on private land and a temporary event on public land pursuant to Council's Local Law No.1 (Administration) 2011 for 'One Hot Night' event on the 28 and 29 December 2019, which will feature Busby Marou. Council has received the below two (2) applications for approval:

- 1) Temporary Event Application; and
- 2) Temporary Entertainment on Private Land Application

The proposed licenced event is for all ages and is proposed to be on private land and reserve land adjacent to 70 Esplanade, The Keppels.

OFFICER'S RECOMMENDATION

Recommendation A

THAT in relation to the applications for a Temporary Event Permit and Temporary Entertainment on Private Land Permit for the One Hot Night event, made by D Doxanikas, on Lot 21 on LN1658 and adjacent road reserve, and located at 70 Esplanade, The Keppels, Council resolves to Approve the applications subject to the following conditions:

1.0 ADMINISTRATION

- 1.1 The Applicant is responsible for ensuring compliance with this approval and the Conditions of the approval by an employee, agent, contractor or invitee of the Applicant.
- 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 commencement of use, unless otherwise stated.
- 1.5 This permit is not transferrable and is only valid for the period 28 and 29 December 2019.

2.0 APPROVED PLANS AND DOCUMENTS

- 2.1 The event must be operated in accordance with the plans and supporting information provided with the application.
-

<u>Plan/Document Name</u>	<u>Plan/Document Reference</u>	<u>Dated</u>
Site Plan	Unreferenced	Undated

3.0 OPERATIONAL

- 3.1 The applicant must give seven (7) days written notice to adjoining neighbours and any other persons advised by Council, who may be affected by noise emissions, light spillage, and/or offensive odours generated by the event.
- 3.2 The event must not generate significant noise or light pollution, or otherwise adversely impact upon the surrounding area.
- 3.3 The event must not operate outside the hours specified within the application.
- 3.4 A minimum of four (4) Queensland Police personnel must be engaged for the event. This is in addition to security personnel (not in lieu of security personnel).
- 3.5 Beverages must not be served in glass.
- 3.6 A minimum of two (2) First Aid Officers must be in attendance for the full duration of the event.
- 3.7 Security personnel must be provided on the ferries transporting patrons back to the mainland.
- 3.8 Transportation must be arranged on the mainland to accommodate the effective and efficient dispersal of patrons disembarking from the ferries.
- 3.9 The venue must only be used for the purpose as specified in the application.
- 3.10 The design and construction of any infrastructure must be safe and appropriate for the nature of the entertainment proposed and the number of people expected to attend the event.
- 3.11 The event and its operation must not unreasonably detract from the amenity of the area in which the venue is located.
- 3.12 There must be adequate provision of toilets and sanitary facilities for the use of people attending the event.
- 3.13 The organiser must prepare and submit to Council, for Council approval, a management plan for the control, management and disposal of waste associated with the toilets and sanitary facilities. Such plan must be submitted to Council by 29 November 2019.
- 3.14 There must be adequate provision for the collection and disposal of refuse generated by the event.
- 3.15 Evacuation procedures, including a minimum of two (2) emergency exits, and signage and must be provided.
- 3.16 Lighting must be installed at the entrance point which provides coverage of the foreshore area, to deter anti-social behaviour outside the boundary of the event.
- 3.17 Any lighting within the event must be directed in a manner which does not create a nuisance to adjoining residences.
- 3.18 The applicant is required to hold a current public liability policy, with insurance for a minimum of \$20,000,000 for Council and State owned land, indemnifying the Local Government against any or all claims of damage relating to the event.

4.0 ENVIRONMENTAL

- 4.1 Vegetation located on public land must not be removed or trimmed.
- 4.2 A vegetation condition assessment (including photographs and an audit of trees and

shrubs) must be undertaken of all public land being used for the event and within 100 metres of the event. This assessment must be undertaken and provided to Council by 20 December 2019.

- 4.3 A post-event vegetation condition assessment (including photographs and an audit of trees and shrubs) must be undertaken of all public land being used for the event and within 100 metres of the event and provided to Council by 3 January 2020.
- 4.4 Any vegetation damaged during the event must be rehabilitated to Council's satisfaction. Any vegetation restoration work must restore the vegetation to pre-event cover and condition pre-event cover, within one (1) month after the event using suitable local native plants.

Recommendation B

THAT Council resolves to endorsement of the event organiser's applications for a Temporary Change in Licensed Area and a Temporary Variation of License issued by the Office of Liquor and Gaming Queensland.

BACKGROUND

One Hot Night is a music event proposed to occur over two days. The event is proposed to occur during the following times:

- 1) Saturday 28 December 2019, event duration 12pm until 9.30pm, six hundred tickets available; and
- 2) Sunday 29 December 2019, event duration 12.00pm until 5.30pm.

Note: the second day will only occur if the Saturday event is sold out (thus it will be dependent upon ticket sales for Saturday 28 December 2019).

The event is defined as a temporary event under *Local Law No.1 (Administration) 2011* and therefore subject to an application for a temporary event on private land. As part of the event 'venue' will include the road reserve adjoining the south-western boundary of 70 Esplanade (Attachment One is a plan of the proposed layout), a separate application is required for A Temporary Event Application for the council controlled area, including road closure. Assessment of both applications is under *Subordinate Local Law No 1.12 (Operation of Temporary Entertainment Events) 2011*.

Council has received a objections from residents of Great Keppel Island, citing consideration be given to the impacts on the surrounding amenity (examples provided included excessive noise and anti-social behaviour) and it has received letters of support from other residents and business operators on Great Keppel

Council officers have worked closely with the event organisers, Busby Marou's promotion company, internal teams and Queensland Police to ensure all necessary documentation is provided for assessment as per the usual process for similar events such as CQUVillage Festival, Tropical Bloom and Oktoberfest.

The Temporary Event Application and the Temporary Entertainment Event on Private Land Application requires the following items for final assessment:

- 1) general event information including:
 - (a) Event name, location, date(s) and start and end times;
 - (b) Anticipated attendance numbers; and
 - (c) Applicant contact details along with a brief description of the event;
- 2) Certificate of Currency regarding current Public Liability Insurance (minimum \$20,000,000);
- 3) a full Risk Assessment for the event;
- 4) food service permits or copy of Food Business Licence;

- 5) copy of Liquor permit;
- 6) amenities management including the number of toilets (male/female ratio);
- 7) road closure information (Traffic Guidance Scheme);
- 8) a Waste Management Plan;
- 9) noise/amplified sound management information;
- 10) community consultation (letters of no objection/objection);
- 11) signage plan;
- 12) approved Police permits; and
- 13) a site plan which includes:
 - (a) number of toilets, entry and exit points and event boundary/fencing;
 - (b) temporary structure information, along with first aid and administration locations;
 - (c) stage and entertainment areas;
 - (d) food, alcohol and water servery stations;
 - (e) waste areas/bin placement; and if applicable
 - (f) road closure details.

Of the above items, the following are still outstanding at the time of writing this report

- 1) Council endorsement of submitted Temporary Change in Licensed Area and Temporary Variation of Licence;
- 2) receipt of a Traffic Management Plan (Traffic Guidance Scheme); and
- 3) Police permits – Special Event Permit and Road Closure Permit.

COMMENTARY

Proposal in Detail

The proposal is for a concert has attracted funding from Tourism and Events Queensland. The event potentially spans two days (depending upon ticket sales) and will be managed in two discrete programmes; the first commencing at midday on 28 December 2019 and finishing at 9.30pm on 28 December 2019 and the second running from midday to 5.30pm on Sunday 29 December 2019. The event comprises a variety of musicians, food, and a licenced bar.

Accommodation is not provided for people attending the event, with patrons needing to book return trips from the mainland or make their own arrangements via other accommodation providers on the island.

As evidenced from the site plan (contained within Attachment One), the stage will be located with 70 Esplanade but the All facilities are contained within the property hosting the event.

Site and Locality

The subject site is located on 70 Esplanade, The Keppels. It has an area of approximately 1,012 square metres and is within a Village Centre precinct of the Major Tourism zone, pursuant to the *Livingstone Planning Scheme 2018*.

The property contains several structures, including a residence. It is adjoined by other residences, some of which are used for business (including holiday lets). The area to the north-east is road reserve and bushland and the area to the south-west, where patrons will be located, is a mixture of formal landscaping and dunes.

Assessment

The proposed location for the event is on Lot 21 on LN1658 and on council reserve land, the Esplanade. As the event is both private and council controlled land, two (2) applications are required, namely the Temporary Event Application for the council controlled area, including road closure and a Temporary Entertainment on Private Land Application. Assessment of both applications is under *Subordinate Local Law No 1.12 (Operation of Temporary Entertainment Events) 2011*.

In addition to Councils requirements under the Temporary Event Application and the Temporary Entertainment on Private Land Application the event organiser will be required to meet the following conditions under the liquor License permit and the Queensland Police Special Event Permit:

Liquor License

- 1) Excessive Noise management;
- 2) Minimum number of security personnel required.

Special Event Permit

- 1) Provision of up to six (6) Queensland Police personnel engaged for the event;
- 2) Sale of mid strength alcohol only
- 3) Sale of all alcohol in cans only (no glass)
- 4) No free pour spirits
- 5) Bag Search at entrance to event
- 6) No pass outs past 6pm
- 7) Minimum of two (2) First Aid Officers
- 8) Provide security personnel on the ferries transporting patrons back to the marina
- 9) Providing transport at the marina to disperse patrons from the ferries

In addition to the above, there are several conditions which are recommended, to provide further safety for patrons and adjoining residences, and to reflect the sensitive nature of the coastal environment:

- 1) Vegetation located on public land must not be removed or trimmed.
- 2) A vegetation condition assessment (including photographs and an audit of trees and shrubs) must be undertaken of all public land being used for the event and within 100 metres of the event. This assessment must be undertaken and provided to Council by 20 December 2019.
- 3) A post-event vegetation condition assessment (including photographs and an audit of trees and shrubs) must be undertaken of all public land being used for the event and within 100 metres of the event and provided to Council by 3 January 2020.
- 4) Any vegetation damaged during the event must be rehabilitated to Council's satisfaction. Any vegetation restoration work must restore the vegetation to pre-event cover and condition pre-event cover, within one (1) month after the event using suitable local native plants.
- 5) Provide sufficient evacuation procedures and signage including minimum of two (2) emergency exits;
- 6) Installation of lighting at the entrance point shining out to the foreshore area to deter anti-social behaviour outside the boundary of the event;

The Event Organiser has provided a total of nine (9) letters of 'no objection' and Council has received a total of eight (8) letters of 'objection' to the event. The key 'objection' themes include:

- 1) proximity to residential properties;
- 2) after party concerns once the event has concluded;
- 3) closing of the Esplanade walkway that is used by locals and tourists;
- 4) management of anti-social behaviour outside of the concert hours and boundary;
- 5) visitors to the island that do not have a ticket to the concert and stand on the outside of the boundary fence; and
- 6) potential affects which the event will have on neighbouring properties in regards to waste, noise, lack of amenities.

The issues raised within the objections have been considered as part of the assessment. It is considered that the concerns are regarding impacts on amenity from antisocial behaviour, noise and light are genuine. However, these concerns can be managed through the imposition of conditions requiring the provision of Police personnel and first aid officers, the management of lighting and hours of operation and monitoring of the environmental impacts. Any costs associated with these requirements will be borne by the event, not the general public.

An assessment of the proposed event and its supporting documentation in conjunction with a review of the objections has resulted in the above recommended conditions. There are several conditions which must be imposed on an approval and as such will be reflected in addition to the conditions as shown in the above recommendation.

In addition to the conditions, the approval holder must:

- (a) *display the approval in the manner, and at the locations, specified by the local government; and*
- (b) *produce the approval for inspection by an authorised person on demand.*

PREVIOUS DECISIONS

There have been no previous decisions made regarding this Temporary Event application or the Temporary Entertainment on Private Land application.

BUDGET IMPLICATIONS

There are no budget implications for Council arising from the consideration of this matter. Compliance with the approved conditions is required to be undertaken by the proponent, at no cost to Council

LEGISLATIVE CONTEXT

The administration of Temporary Events is governed by the requirements prescribed by *Local Law No.1 (Administration) 2011*.

LEGAL IMPLICATIONS

There are no legal implications associated with Council's consideration of this matter. Whilst the applicant has appeal (or review) rights available to them, there are no third party appeal rights associated with the permits or licences issued pursuant to a local law

STAFFING IMPLICATIONS

There are no staffing implications associated with the assessment and management of this application. All administrative activities are accommodated within existing workloads.

RISK ASSESSMENT

Although there are many risks associated with this event, the event organisers by complying with the conditions of the Temporary Event Application, Temporary Entertainment on Private Land Application, Queensland Police Special Event Permit and Liquor Licence have mitigated these risks.

CORPORATE/OPERATIONAL PLAN

Strategy CO2 of Council's Corporate Plan states that *'it will facilitate programs and support local social, cultural, artistic and community building initiatives.'*

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

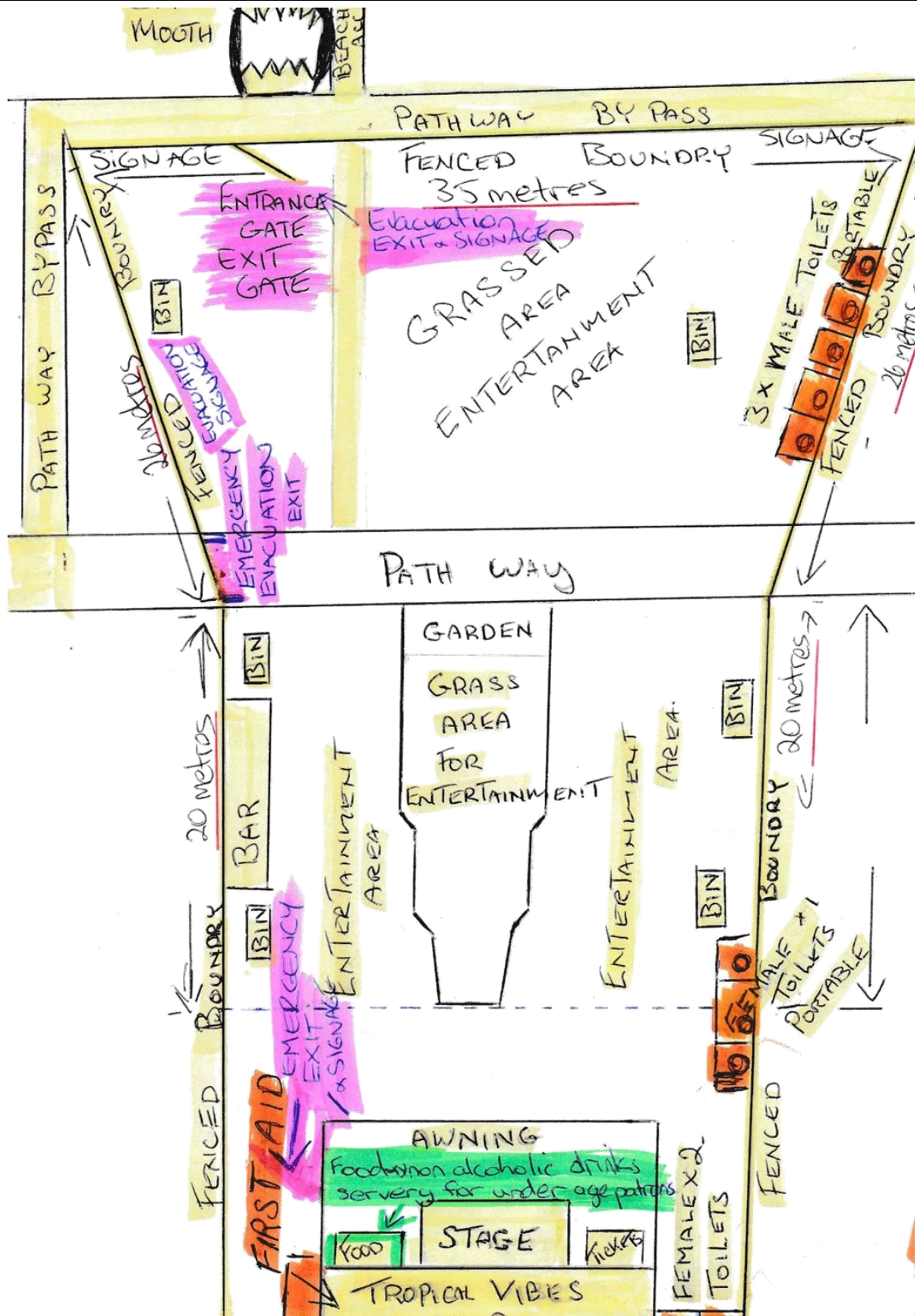
The assessment of this application for a temporary event concludes that the proposed event, subject to conditions, is reasonable and should be approved. Any impacts can be managed or mitigated and the proposal complies with the requirements of the relevant local law. Consequently, it is recommended for approval.

**10.1 - ONE HOT NIGHT EVENT ON
GREAT KEPPEL ISLAND TEMPORARY
EVENT AND TEMPORARY
ENTERTAINMENT ON PRIVATE LAND
APPLICATION**

One Hot Night - site plan

Meeting Date: 12 November 2019

Attachment No: 1



10.1 - ONE HOT NIGHT EVENT ON GREAT KEPPEL ISLAND TEMPORARY EVENT AND TEMPORARY ENTERTAINMENT ON PRIVATE LAND APPLICATION

**Tropical Vibes Application for
temporary change in licensed area**

Meeting Date: 12 November 2019

Attachment No: 2

Liquor Act 1992

Form 16

Queensland
Government**Application for temporary change in licensed area**

Office of Liquor and Gaming Regulation

This application can be submitted online at www.business.qld.gov.au/liquor-gaming

Office use only Date received _____ Receipt no. _____ Amount received _____ Fees: To find out the current application fee go to www.business.qld.gov.au/liquor-gaming	Instructions Please complete in BLOCK letters. Attach extra pages if needed. If you need help completing this form, visit our website www.business.qld.gov.au/liquor-gaming or contact the Office of Liquor and Gaming Regulation (OLGR) on 13 QGOV (13 74 68). Privacy statement – please read OLGR is collecting the information on this form to assess your application for a temporary change in licensed area. This information is authorised by section 105 of the Liquor Act 1992. This information will only be accessed by authorised employees within the department. Business information is placed on a register that may be inspected by the public, authorised by section 43 of the Liquor Act 1992. Your information will not be disclosed to any other parties unless authorised or required by law. Warning False or misleading statements will attract a maximum penalty of 100 penalty units or six months imprisonment and may lead to immediate cancellation of licence. Copyright protects this document. The State of Queensland has no objection to this material being reproduced, made available online or electronically, but only if it is recognised as the owner of copyright and this material remains unchanged.
Part A – Requirements	
Note: section 5 of the Liquor Regulation 2002 states this application must be lodged 21 days before the first event date stated in this application.	
Part B – Details (all applicants to complete)	
Section 1 Licensee details	Liquor licence no. (as shown on licence document) <u>192770</u> Licensee (as shown on licence document) <u>TROPICAL VIBES GRI PTY LTD</u>
Section 2 Premises details	Premises name <u>TROPICAL VIBES GRI</u> Premises address <u>LOT 21 / 70 THE ESPLANADE</u> Locality/suburb <u>GRAND KEPPEL ISLAND</u> State <input checked="" type="checkbox"/> QLD Postcode <u>4700</u> Postal address of premises <u>AS ABOVE</u> Locality/suburb _____ State <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> Postcode <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> Phone <u>0457441995</u> Fax _____ Mobile <u>0457441995</u> Email <u>tropical.vibes@hotmail.com</u>
Section 3 Contact person	Name <u>DAVID DIXON</u> Phone (daytime) <u>0457441995</u> Mobile <u>0457441995</u> Fax _____ Email <u>tropical.vibes@hotmail.com</u>

Section 4 Application details	What are you applying for? <table border="1"> <thead> <tr> <th>Application type</th> <th>Please tick</th> <th></th> </tr> </thead> <tbody> <tr> <td>Temporary increase in licensed area</td> <td><input checked="" type="checkbox"/></td> <td>You will also need to complete Part C of this application form</td> </tr> <tr> <td>Temporary decrease in licensed area</td> <td><input type="checkbox"/></td> <td>You will also need to complete Part D of this application form</td> </tr> </tbody> </table>	Application type	Please tick		Temporary increase in licensed area	<input checked="" type="checkbox"/>	You will also need to complete Part C of this application form	Temporary decrease in licensed area	<input type="checkbox"/>	You will also need to complete Part D of this application form			
Application type	Please tick												
Temporary increase in licensed area	<input checked="" type="checkbox"/>	You will also need to complete Part C of this application form											
Temporary decrease in licensed area	<input type="checkbox"/>	You will also need to complete Part D of this application form											
Section 5 Change in licensed area dates	When do you need the change/s for? <table border="1"> <thead> <tr> <th>Day</th> <th>Date/s</th> <th>Time</th> </tr> </thead> <tbody> <tr> <td>SATURDAY</td> <td>28th DEC 19</td> <td>11.00am - 9.30pm</td> </tr> <tr> <td>SUNDAY</td> <td>29th DEC 19</td> <td>11.00am - 6.00pm</td> </tr> <tr> <td></td> <td></td> <td></td> </tr> </tbody> </table>	Day	Date/s	Time	SATURDAY	28th DEC 19	11.00am - 9.30pm	SUNDAY	29th DEC 19	11.00am - 6.00pm			
Day	Date/s	Time											
SATURDAY	28th DEC 19	11.00am - 9.30pm											
SUNDAY	29th DEC 19	11.00am - 6.00pm											
Section 6 Function details	Name/type of function or event <u>ONE HOT NIGHT</u> <u>BOBBY MARCO PROMOTING NEW ALBUM</u> <u>WITH GUEST INCLUDING BOBBY ALW, ALEX</u> <u>WOYD, SHORT FILL</u>												
Section 7 Adult entertainment permit	Are the premises subject to an adult entertainment permit? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes - what is the permit no.?												
Section 8 Plan of area to be included/excluded	You must attach a sketch layout plan showing the area to be included/excluded in relation to your usual licensed area. Is this plan attached? <input type="checkbox"/> No - do not proceed with this application until the plan is attached <input checked="" type="checkbox"/> Yes												
Section 9 Signature of licensee	Name <u>DOROTHY DIXON</u> Signature <u>[Signature]</u> Date <u>28/12/19</u>												

Part C – Only complete if applying for temporary increase in licensed area	
Section 10 Proposed increased area/s details	<p>Describe the proposed increased area/s to be included in the licensed area on a temporary basis. <i>Area directly in front of business including grassed area from beach access</i></p> <p>Nature of the area (e.g. car park, street, footpath, park) <i>Grassed and paved area being entrance to TROPICAL VIBES</i></p> <p>Number of bar serveries <i>1</i></p> <p>Size of adjoining consumption area (metres x metres) <i>46 metres x 35 metres</i></p> <p>How the area is to be defined (e.g. rope, temporary fencing) <i>Temporary fencing</i></p> <p>Position of proposed area in relation to current licensed area (must be adjoining current licensed area) <i>Located in front of Tropical Vibes adjoining premises</i></p>
Section 11 Entertainment details	<p>Will the function or event involve entertainment?</p> <p><input type="checkbox"/> No</p> <p><input checked="" type="checkbox"/> Yes – give details of the type/s of entertainment <i>BOSSY MAROU AND GUESTS PLAYING LIVE MUSIC</i></p>
Section 12 Function/event attendance	<p>What is the estimated attendance at the function or event?</p> <p><i>600 – 650 pax</i></p>
Section 13 Security	<p>Number of security to be provided <i>6-7</i></p>
Section 14 Liquor served	<p>How is it intended that liquor be served?</p> <p><input checked="" type="checkbox"/> Cans</p> <p><input checked="" type="checkbox"/> Bottles</p> <p><input checked="" type="checkbox"/> Disposable cups</p> <p><input type="checkbox"/> Glasses</p>
Section 15 Increased area details	<p>Is the proposed area a part of the existing land or building over which the licensee already has control (e.g. a currently unlicensed function room or carpark)?</p> <p><input checked="" type="checkbox"/> No – go to Section 16</p> <p><input type="checkbox"/> Yes – go to Section 17</p>

Section 16 Additional area controlled by local council	Is the proposed additional area a public place, such as a park, or an area controlled by your local council? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes – you must obtain the endorsement of the local authority at Section 18
Section 17 Owner's consent <small>To be signed by the current owner of freehold land and/or the owner of any increased licensed areas.</small>	I, received this application on <input type="text"/> / <input type="text"/> / <input type="text"/> <input type="checkbox"/> I object – please send a written report outlining your reasons to OLGR <input type="checkbox"/> I do not object to this application for a temporary change in licensed area Name Position Signature..... Date <input type="text"/> / <input type="text"/> / <input type="text"/>
Section 18 Council consent to temporarily increase licensed area <small>(Not required for temporary decreases in licensed area) Council consent is only required if you ticked "Yes" at Section 16.</small>	I, of council received this application on <input type="text"/> / <input type="text"/> / <input type="text"/> <input type="checkbox"/> I object – please send a written report outlining your reasons to OLGR <input type="checkbox"/> I do not object to this application for a temporary change in licensed area Name Position Signature..... Date <input type="text"/> / <input type="text"/> / <input type="text"/>
Section 19 Police consent to temporarily increase licensed area <small>(Not required for temporary decreases in licensed area)</small>	I, of station received this application on <input type="text"/> / <input type="text"/> / <input type="text"/> <input type="checkbox"/> I object – please send a written report outlining your reasons to OLGR <input type="checkbox"/> I do not object to this application for a temporary change in licensed area Name Signature..... Date <input type="text"/> / <input type="text"/> / <input type="text"/>
Part D – Only complete if applying for temporary decrease in licensed area	
Section 20 Area/s to decrease	What area/s do you want to decrease?
Section 21 Another licence/permit approval	Will the decreased licensed area be subject to another licence/permit approval? <input type="checkbox"/> No <input type="checkbox"/> Yes – please provide details

Part C – Lodgement and fee payment			
Lodgement details	<p>Please lodge the completed application and fees with your nearest branch of OLGR (see list below). You may lodge your application by post or in person. Counter hours are 8.30 am–4.30 pm Monday to Friday (closed on public holidays).</p> <table border="0"> <tr> <td style="vertical-align: top;"> <p>Brisbane Upper Plaza 33 Charlotte Street, Brisbane Qld 4000 Locked Bag 180, City East Qld 4002</p> <p>Cairns Queensland Government Service Centre Ground Floor, William McCormack Place 5b Sheridan Street, Cairns Qld 4870 PO Box 3005, Cairns Qld 4870</p> <p>Gold Coast 7 Short Street, Southport Qld 4215 PO Box 3520, Australia Fair Southport Qld 4215</p> <p>Hervey Bay Ground Floor Brendan Hansen Building 50–54 Main Street, Pialba Qld 4655 PO Box 3703, Hervey Bay Qld 4655</p> <p>Mackay Level 1 Post Office Square 69 Sydney Street, Mackay Qld 4740 PO Box 1032, Mackay Qld 4740</p> </td> <td style="vertical-align: top;"> <p>Rockhampton Ground Floor State Government Building 209 Bolsover Street, Rockhampton Qld 4700 PO Box 1125, Rockhampton Qld 4700</p> <p>Sunshine Coast Queensland Government Service Centre Ground Floor, Mike Ahern Building 12 First Avenue, Maroochydore Qld 4558 PO Box 819, Maroochydore Qld 4558</p> <p>Toowoomba 137 Herries Street, Toowoomba Qld 4350 PO Box 2788, Toowoomba Qld 4350</p> <p>Townsville Level 1 State Government Building 187 Stanley Street, Townsville Qld 4810 PO Box 1885, Townsville Qld 4810</p> </td> </tr> </table>	<p>Brisbane Upper Plaza 33 Charlotte Street, Brisbane Qld 4000 Locked Bag 180, City East Qld 4002</p> <p>Cairns Queensland Government Service Centre Ground Floor, William McCormack Place 5b Sheridan Street, Cairns Qld 4870 PO Box 3005, Cairns Qld 4870</p> <p>Gold Coast 7 Short Street, Southport Qld 4215 PO Box 3520, Australia Fair Southport Qld 4215</p> <p>Hervey Bay Ground Floor Brendan Hansen Building 50–54 Main Street, Pialba Qld 4655 PO Box 3703, Hervey Bay Qld 4655</p> <p>Mackay Level 1 Post Office Square 69 Sydney Street, Mackay Qld 4740 PO Box 1032, Mackay Qld 4740</p>	<p>Rockhampton Ground Floor State Government Building 209 Bolsover Street, Rockhampton Qld 4700 PO Box 1125, Rockhampton Qld 4700</p> <p>Sunshine Coast Queensland Government Service Centre Ground Floor, Mike Ahern Building 12 First Avenue, Maroochydore Qld 4558 PO Box 819, Maroochydore Qld 4558</p> <p>Toowoomba 137 Herries Street, Toowoomba Qld 4350 PO Box 2788, Toowoomba Qld 4350</p> <p>Townsville Level 1 State Government Building 187 Stanley Street, Townsville Qld 4810 PO Box 1885, Townsville Qld 4810</p>
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Liquor Act 1992

Form 17

Queensland
Government**Application for temporary variation of licence**

Office of Liquor and Gaming Regulation

This application can be submitted online at www.business.qld.gov.au/liquor-gaming**Office use only**

Date received _____

Receipt no. _____

Amount received _____

Fees:To find out the current
application fee go to
www.business.qld.gov.au/liquor-gaming**Instructions**Please complete in BLOCK letters. Attach extra pages if needed. If you need help completing this form, visit our website www.business.qld.gov.au/liquor-gaming or contact the Office of Liquor and Gaming Regulation (OLGR) on 13 QGOV (13 74 68).**Privacy statement – please read**

OLGR is collecting the information on this form to assess your application for a temporary variation of licence. This information is authorised by section 105 of the Liquor Act 1992. This information will only be accessed by authorised employees within the department. Business information is placed on a register that may be inspected by the public, authorised by section 43 of the Liquor Act 1992. Your information will not be disclosed to any other parties unless authorised or required by law.

Warning

False or misleading statements will attract a maximum penalty of 100 penalty units or six months imprisonment and may lead to immediate cancellation of licence.

Copyright protects this document. The State of Queensland has no objection to this material being reproduced, made available online or electronically, but only if it is recognised as the owner of copyright and this material remains unchanged.

Part A – Requirements**Note:** section 5 of the Liquor Regulation 2002 states this application must be lodged 21 days before the first event date stated in this application.**Part B – Details****Section 1****Licensee details**Liquor licence no. (as shown on licence document) 192770Licensee (as shown on licence document) TROPICAL VIBES GKI PTY LTD**Section 2****Premises details**Premises name TROPICAL VIBES GKIPremises address LOT 21 / 70 THE ESPLANADELocality/suburb GREAT KEPPEL ISLAND State QLD Postcode 4700Postal address of premises AS ABOVELocality/suburb _____ State ☐ ☐ ☐ Postcode ☐ ☐ ☐ ☐Phone 0457441995 Fax _____Mobile 0457441995 Email tropical-vibes@hotmail.com**Section 3****Contact person details**Name DEBORAH DOXANAKIS

Phone _____ Fax _____

Mobile 0457441995 Email tropical-vibes@hotmail.com**Section 4****Temporary variation dates**

When do you need the change/s for?

Day	Date/s	Time
SATURDAY	29th DEC 19	11:00am - 9:30pm
SUNDAY	29th DEC 19	11:00am - 6:00pm

Section 5 Temporary variation details	For what type of occasion do you need the temporary variation? <u>BUSBY MARGO - PROMOTING NEW MARGO WITH SPECIAL GUEST INCLUDING BUSBY ALL SHORT FALL AND LLOYD</u> <u>"ONE HOT NIGHT"</u>
Section 6 Adult entertainment permit	Are the premises subject to an adult entertainment permit? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes – what is the permit no.?
Section 7 Condition numbers	What are the condition number/s to be temporarily varied? <u>- L250</u> <u>- L252</u>
Section 8 Proposed change to the condition	What are the proposed change/s to the condition/s? <u>- IF NONE EXCEEDS 75db(a)</u> <u>- MUSICIANS TO BE ABLE TO PLAY ON VERANDA</u> If your proposed temporary variation relates to noise conditions, you may be required to lodge an acoustic report done by a qualified sound engineer.
Section 9 Temporary change details	What area/s do you want the temporary change in condition/s to relate to? <input checked="" type="checkbox"/> Whole <input type="checkbox"/> Part – please list the area/s
Section 10 Signature of licensee	Name <u>DOROTHY DOMANAKIS</u> Signature <u>[Signature]</u> Date <u>10/10/2019</u>
Section 11 Police endorsement	I, _____ of _____ station received this application on <u>10/10/2019</u> <input type="checkbox"/> I object – please send a written report outlining your reasons to OLGR <input type="checkbox"/> I do not object to this application for a temporary variation of licence Name _____ Position _____ Signature _____ Date <u>10/10/2019</u>

Part C – Lodgement and fee payment											
Lodgement details	<p>Please lodge the completed application and fees with your nearest branch of OLGR (see list below). You may lodge your application by post or in person. Counter hours are 8.30 am–4.30 pm Monday to Friday (closed on public holidays).</p> <table border="0"> <tr> <td style="vertical-align: top;"> Brisbane Upper Plaza 33 Charlotte Street, Brisbane Qld 4000 Locked Bag 180, City East Qld 4002 </td> <td style="vertical-align: top;"> Rockhampton Ground Floor State Government Building 209 Bolsover Street, Rockhampton Qld 4700 PO Box 1125, Rockhampton Qld 4700 </td> </tr> <tr> <td style="vertical-align: top;"> Cairns Queensland Government Service Centre Ground Floor, William McCormack Place 5b Sheridan Street, Cairns Qld 4870 PO Box 3005, Cairns Qld 4870 </td> <td style="vertical-align: top;"> Sunshine Coast Queensland Government Service Centre Ground Floor, Mike Ahern Building 12 First Avenue, Maroochydore Qld 4558 PO Box 819, Maroochydore Qld 4558 </td> </tr> <tr> <td style="vertical-align: top;"> Gold Coast 7 Short Street, Southport Qld 4215 PO Box 3520, Australia Fair Southport Qld 4215 </td> <td style="vertical-align: top;"> Toowoomba 137 Herries Street, Toowoomba Qld 4350 PO Box 2788, Toowoomba Qld 4350 </td> </tr> <tr> <td style="vertical-align: top;"> Hervey Bay Ground Floor Brendan Hansen Building 50–54 Main Street, Pialba Qld 4655 PO Box 3703, Hervey Bay Qld 4655 </td> <td style="vertical-align: top;"> Townsville Level 1 State Government Building 187 Stanley Street, Townsville Qld 4810 PO Box 1885, Townsville Qld 4810 </td> </tr> <tr> <td style="vertical-align: top;"> Mackay Level 1 Post Office Square 69 Sydney Street, Mackay Qld 4740 PO Box 1032, Mackay Qld 4740 </td> <td></td> </tr> </table>	Brisbane Upper Plaza 33 Charlotte Street, Brisbane Qld 4000 Locked Bag 180, City East Qld 4002	Rockhampton Ground Floor State Government Building 209 Bolsover Street, Rockhampton Qld 4700 PO Box 1125, Rockhampton Qld 4700	Cairns Queensland Government Service Centre Ground Floor, William McCormack Place 5b Sheridan Street, Cairns Qld 4870 PO Box 3005, Cairns Qld 4870	Sunshine Coast Queensland Government Service Centre Ground Floor, Mike Ahern Building 12 First Avenue, Maroochydore Qld 4558 PO Box 819, Maroochydore Qld 4558	Gold Coast 7 Short Street, Southport Qld 4215 PO Box 3520, Australia Fair Southport Qld 4215	Toowoomba 137 Herries Street, Toowoomba Qld 4350 PO Box 2788, Toowoomba Qld 4350	Hervey Bay Ground Floor Brendan Hansen Building 50–54 Main Street, Pialba Qld 4655 PO Box 3703, Hervey Bay Qld 4655	Townsville Level 1 State Government Building 187 Stanley Street, Townsville Qld 4810 PO Box 1885, Townsville Qld 4810	Mackay Level 1 Post Office Square 69 Sydney Street, Mackay Qld 4740 PO Box 1032, Mackay Qld 4740	
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015016 2012

10.2 YEPPOON SENIOR CITIZENS ASSOC. INC.

File No: CR2.13.34
Attachments: 1. Yeppoon Senior Citizen Association Inc. correspondence 4 Oct 2019 [↓](#)
Responsible Officer: Brett Bacon - Executive Director Liveability and Wellbeing
Author: Craig Newsome - Coordinator Public Environments

SUMMARY

This report is for the briefing of Councillors prior to consideration of the matter at a future Council meeting.

This report relates to a request by the president of the Yeppoon Senior Citizens Association Inc. seeking Council's consideration for parking concessions, providing its members free parking for a period of five hours, for the purpose of attending a Christmas party function at the Keppel Bay Sailing Club. Council's consideration is also requested for a free parking card to be given to Senior Rate Payers over the age of seventy (70). This matter was previously raised to the Mayor and council staff in attendance at a meeting with the Yeppoon Senior Citizens Association Inc. 3 October 2019

RECOMMENDATION

THAT Council resolve to maintain the present parking regimes recently implemented throughout the Yeppoon town centre and lagoon precinct and await the outcome of the adopted trial period prior to considering any further concessions or changes.

BACKGROUND

Council Mayor and staff met with members of the Yeppoon Senior Citizens Association Inc. 3 October 2019. The idea of Council providing a concession to members for a Christmas party was raised and the president of the Yeppoon Senior Citizens Association Inc. was advised to write to Council regarding this matter. Subsequently Mayor Ludwig has requested this matter be raised for discussion at a Briefing Session. A copy of correspondence to Council from the president of the Yeppoon Senior Citizens Association Inc. is included as Attachment One of this report.

COMMENTARY

The existing regulatory regime is designed to be uniform in its application and does not benefit one specific group above all other users and user groups. In principle, a regulatory framework provides Council with the ability to apply a rule in a non-discriminatory manner and respond consistently to members of the community without the risk of a real or perceived bias. Progressive and on-going alterations, concessional change and adjustments to a regime has the potential to confuse and undermine the core principles supporting the original reasoning for regulated parking and the controls determined by resolutions of Council.

The desire to access the Yeppoon foreshore area and surrounding businesses is not limited to Yeppoon Senior Citizens Association Inc. and it may not be the only group of users having concerns about the potential impact that paid and regulated parking may have on members.

Likewise, when considering the request for a free parking card for seniors over seventy years of age, financial difficulty is not limited to those over seventy or those located within a retirement village or other exclusive group. Financial difficulty is experienced throughout the community, including the underprivileged, residents within lower socio-economic areas, home owners and lower income earners, single parents and carers, persons experiencing mental and physical health issues, all forming in part of the community and whom may also benefit from free parking.

Accordingly, before making a decision on the requests by Yeppoon Senior Citizens Association Inc. it may be judicious for Council to consider the number of other community groups and individuals, the potential for similar requests and how this may impact on

Councils governance. It must also be recognised that giving specific groups free parking potentially undermines the reasons why Council has introduced regulated parking and paid parking.

With respect to the Christmas party, there are numerous options available, including arranging with the sailing club to use its courtesy bus to shuttle people to and from the multistorey car park and parking in the sailing club's car park on the western side of Anzac Parade. Those options are readily implemented and accommodate all members of the community.

PREVIOUS DECISIONS

No Council resolutions have been made in relation to this request. However, the matter has previously been discussed during a meeting with Yeppoon Senior Citizens Association Inc. 3 October 2019.

BUDGET IMPLICATIONS

If the existing regulatory regime were to be altered to accommodate the desires of the Yeppoon Senior Citizens Association, there would be a reduction in the estimated revenue to be generated from paid parking. The reduction would be anywhere in the order of a few hundred dollars (if limited to the request for free parking for the Christmas party) through to thousands of dollars (if anyone over seventy could park for free).

LEGISLATIVE CONTEXT

A local government may, under a local law, define any part of its area to be controlled by regulated parking. This area must be authorised, defined and signed before any form of regulated parking whether it is by parking meters, park at areas or time limits, can be established.

The introduction of paid parking around the Yeppoon Lagoon required a local law amendment; this was approved at the Ordinary Meeting of Council on 4 September 2018 and the amendment has been completed.

LEGAL IMPLICATIONS

There are no legal implications associated with the consideration of this matter.

STAFFING IMPLICATIONS

Where existing regulatory regimes are altered to accommodate individual requests such as presented within this report, change from routine will impact on staff resources, associated with operations, administrative processing and verifying claims.

RISK ASSESSMENT

Reputational risks may be high, where members of the community observe Council to be providing concessions to the Yeppoon Senior Citizens Association Inc. and not to other groups or individuals who might be considered to be equally 'deserving'. Such action may raise questions of fairness and reasonableness.

Reputational risks through adverse reaction from members of Yeppoon Senior Citizens Association Inc. feeling aggrieved by a Council decision not provide them with concessions, although likely is considered to be low as such a decision would support a majority portion of the community.

CORPORATE/OPERATIONAL PLAN

In accordance with Council's corporate plan it is necessary for council to provide transparent and accountable decision making reflecting positive leadership to the community.

LOCAL GOVERNMENT PRINCIPLES

The local government principles relevant to this matter are to ensure transparent and effective processes regarding decision-making remain in the public interest, demonstrating good governance, ethical and legal behaviour of councillors and local government employees.

CONCLUSION

Council has to date received two requests for concessions or variations from the paid parking regime since the parking regimes go live date 14 October 2019. It is recommended and considered appropriate that Council adhere to the present regimes and await the outcome of trial periods resolved by Councillors, prior to considering any further concession and change.

10.2 - YEPPOON SENIOR CITIZENS ASSOC. INC.

**Yeppoon Senior Citizen Association
Inc. correspondence 4 Oct 2019**

Meeting Date: 12 November 2019

Attachment No: 1

YEPPOON SENIOR CITIZENS ASSOC INC.

Friday 4th. October

Councillor Bill Ludwig

Mayor Livingstone Shire Council

Dear Bill

Thank you for attending our meeting on the 3rd. October and accompanying Traffic Law personnel.

The Association has booked the Commodore Room at the Keppel Bay Sailing Club for our Christmas break up party on the 5th. December 9.30 am to 2.30 pm. Morning tea and Buffet Lunch. Being a 5hour function we are requesting that we be excused from paying Parking Fees for this time please. I will ask that my members not park in the Lagoon area and park only in parking bays closest to the Sailing Club.

They will be given a sign with their Name on, that they are a Senior Citizen and attending Xmas Function and will return by 2.30pm. to be place on their dashboard.

Members also discussed if the Council Could consider giving a Free Parking card, Photo ID and registration number included to all Senior Rate Payers over the age of 70. This would include Retirement Village Home owners as they pay their rates through their Fees. With the cost of living these days we are finding it hard to survive and Rates increasing every year.

We as an Association would appreciate your thoughts on this please.

Thank you



President Yeppoon Senior Citizens Assoc. Inc.

10.3 ANNUAL REPORT - 1 JULY 2018 TO 30 JUNE 2019

File No: CM4.9.1
Attachments: Nil
Responsible Officer: Andrea Ellis - Chief Financial Officer
Author: Tanya Callaghan - Support Services Officer

SUMMARY

The Annual Report 2018-19 for the period from 1 July 2018 to 30 June 2019 is presented to Council, pursuant to section 182 of the Local Government Regulation 2012.

OFFICER'S RECOMMENDATION

THAT Council adopts the Annual Report 2018-19 for the period 1 July 2018 to 30 June 2019.

COMMENTARY

In accordance with legislation, Council is required to prepare and adopt an annual report which provides a comprehensive report on Council's activities and financial performance for the financial year.

In addition to statutory inclusions, a best practice approach has been applied to the Annual Report 2018-19 with several additions incorporated to ensure a comprehensive, transparent and accountable document is available to the community.

Council must adopt its annual report within one month after the day the Auditor General signed off on the financial statements which occurred on 14 October 2019.

PREVIOUS DECISIONS

Council adopted the annual report for the period 1 July 2017 to 30 June 2018 on 12 November 2018.

BUDGET IMPLICATIONS

No budget implications have been identified.

LEGISLATIVE CONTEXT

Section 182 of the *Local Government Regulation 2012* states:

- (1) A Local Government must prepare an annual report for each financial year.
- (2) The Local Government must adopt its annual report within 1 month after the day the Auditor-General gives the Auditor General's audit report about the Local Government's financial statements for the financial year to the Local Government.

LEGAL IMPLICATIONS

No legal implications have been identified.

STAFFING IMPLICATIONS

No staffing implications have been identified.

RISK ASSESSMENT

Council will be non-compliant with its annual report requirements under Section 182 of the *Local Government Regulation 2012* if the annual report is not adopted within the determined legislative timeframe.

CORPORATE/OPERATIONAL PLAN

Corporate Plan Reference: Strategy GO1: Inform and empower the community through ongoing engagement and communication.

CONCLUSION

The Annual Report 2018-19 has been prepared in accordance with legislation in order to provide the community with an all-inclusive overview of Council's performance and operations in the 2018-19 financial year. As such, it is recommended that Council adopts the Annual Report 2018-19.

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