



# **MINUTES**

**Wednesday, 25 January 2023**

**Ordinary Council Meeting**

**MINUTES OF MAREEBA SHIRE COUNCIL  
ORDINARY COUNCIL MEETING  
HELD AT THE COUNCIL CHAMBERS  
ON WEDNESDAY, 25 JANUARY 2023 AT 9:00AM**

**1 MEMBERS IN ATTENDANCE**

Cr Angela Toppin (Mayor), Cr Kevin Davies, Cr Mary Graham, , Cr Lenore Wyatt, Cr Lachlan (Locky) Bensted, Cr Daniel (Danny) Bird, Cr Mario Mlikota

**2 APOLOGIES/LEAVE OF ABSENCE/ABSENCE ON COUNCIL BUSINESS**

Nil

**3 BEREAVEMENTS/CONDOLENCES**

A minute's silence was observed as a mark of respect for those residents who passed away during the previous month.

**4 DECLARATION OF CONFLICTS OF INTEREST**

Cr Mlikota declared a prescribed conflict of interest in relation to *8.2 Change of Development Approval - Adermina Pty Ltd - Material Change of Use - Residential Care Facility and Retirement Facility (Expansion of Mount Kooyong Nursing Home) - Lots 1 & 2 on RP748307 - 62 Mount Kooyong Road, Julatten - MCU/22/0014* as his daughter is employed by the Town Planner lodging the application. Cr Mlikota advised that as a result of this conflict he will leave the meeting whilst the matter is considered and voted on.

Cr Davies informed the meeting that he has a prescribed conflict of interest in relation to *9.4 Expression of Interest Operation and Management of Aquatic Facilities and Dimbulah Caravan Park* due to his involvement with the Mareeba Swimming Club. Cr Davies advised that he would leave the meeting whilst the matter is discussed and voted on.

**5 CONFIRMATION OF MINUTES**

**RESOLUTION 2023/1**

Moved: Cr Mario Mlikota

Seconded: Cr Mary Graham

That the minutes of Ordinary Council Meeting held on 14 December 2022 be confirmed.

**CARRIED**

**6 BUSINESS ARISING OUT OF MINUTES OF PREVIOUS MEETING**

Nil

**7 DEPUTATIONS AND DELEGATIONS**

Nil

**8 CORPORATE AND COMMUNITY SERVICES**

**8.1 BTM & S STANKOVICH PTY LTD - RECONFIGURING A LOT - SUBDIVISION (1 INTO 45 LOTS) IN 3 STAGES - LOT 500 ON SP336235 - EMERALD END ROAD, MAREEBA - RAL/22/0019**

**RESOLUTION 2023/2**

Moved: Cr Lenore Wyatt

Seconded: Cr Daniel (Danny) Bird

1. That in relation to the following development application:

APPLICATION		PREMISES	
<b>APPLICANT</b>	BTM & S Stankovich Pty Ltd	<b>ADDRESS</b>	Emerald End Road, Mareeba
<b>DATE LODGED</b>	27 October 2022	<b>RPD</b>	Lot 500 on SP336235
<b>TYPE OF APPROVAL</b>	Development Permit		
<b>PROPOSED DEVELOPMENT</b>	Reconfiguring a Lot - Subdivision (1 into 45 lots) in 3 stages (Stages 13A, 13B and 14A)		

and in accordance with the Planning Act 2016, the applicant be notified that the application for a development permit for the development specified in (A) is:

Approved by Council in accordance with the approved plans/documents listed in (B), subject to assessment manager conditions in (C), assessment manager’s advice in (D), relevant period in (E), further permits in (F), and further approvals from Council listed in (G);

And

The assessment manager does not consider that the assessment manager’s decision conflicts with a relevant instrument.

(A) APPROVED DEVELOPMENT: Development Permit for Reconfiguring a Lot - Subdivision (1 into 45 lots) in 3 stages (Stages 13A, 13B and 14A)

(B) APPROVED PLANS:

Plan/Document Number	Plan/Document Title	Prepared by	Dated
9013 Master Plan - Sheet 1 of 4	Development Plan Stage 13 - 16	Twine Surveys	01.12.2022
9013 Master Plan - Sheet 2 of 4	Stage 13A - Diagram A	Twine Surveys	01.12.2022
9013 Master Plan - Sheet 3 of 4	Stage 13B - Diagram B	Twine Surveys	01.12.2022
9013 Master Plan - Sheet 4 of 4	Stage 14A - Diagram C	Twine Surveys	01.12.2022

(C) ASSESSMENT MANAGER'S CONDITIONS (COUNCIL)

(a) Development assessable against the Planning Scheme

1. Development must be carried out generally in accordance with the approved plans and the facts and circumstances of the use as submitted with the application, and subject to any alterations:
  - found necessary by the Council's delegated officer at the time of examination of the engineering plans or during construction of the development because of particular engineering requirements; and
  - to ensure compliance with the following conditions of approval.
2. Timing of Effect
  - 2.1 The conditions of the development permit must be complied with to the satisfaction of Council's delegated officer prior to the endorsement of the plan of survey for each stage of the development, or alternative documentation as approved by the Land Title Act, except where specified otherwise in these conditions of approval.
3. General
  - 3.1 The applicant/developer is responsible for the cost of necessary alterations to existing public utility mains, services or installations required by works in relation to the proposed development or any works required by condition(s) of this approval.
  - 3.2 All payments or bonds required to be made to the Council pursuant to any condition of this approval or the Adopted Infrastructure Charges Notice must be made prior to the endorsement of the plan of survey, or alternative documentation as approved by the Land Title Act and at the rate applicable at the time of payment.
  - 3.3 The developer must relocate (in accordance with FNQROC standards) any services such as water, sewer, drainage, telecommunications and electricity that are not wholly located within the lots that are being created/serviced where required by the relevant authority, unless approved by Council's delegated officer.
  - 3.4 Where utilities (such as sewers on non-standard alignments) traverse lots to service another lot, easements must be created in favour of Council for access and maintenance purposes. The developer is to pay all costs (including Council's legal expenses) to prepare and register the easement documents.
  - 3.5 All works must be designed, constructed and carried out in accordance with FNQROC Development Manual requirements (as amended) and to the satisfaction of Council's delegated officer.
  - 3.6 Charges

All outstanding rates, charges, and expenses pertaining to the land are to be paid in full.

### 3.7 Bushfire Management

A Bushfire hazard management plan for the subject land must be prepared by suitably qualified person to the satisfaction of Council's delegated officer.

The future use of each lot must comply with the requirements of the bushfire hazard management plan at all times.

### 3.8 The following road names are approved:

- Kutterul Close - new cul-de-sac off Moondani Avenue; and
- Allambee Close - new cul-de-sac off Karobean Drive.

## 4. Infrastructure Services and Standards

### 4.1 Access

Access to each allotment must be constructed (from the edge of the road pavement to the property boundary of each lot) in accordance with the FNQROC Development Manual, to the satisfaction of Council's delegated officer.

The provision of layback/roll-over kerbing along the frontage of each allotment will satisfy this condition.

### 4.2 Stormwater Drainage

- (a) The applicant/developer must take all necessary steps to ensure a non-worsening effect on surrounding land as a consequence of the development.
- (b) Prior to works commencing the applicant must submit a Stormwater Management Plan and Report prepared and certified by a suitably qualified design engineer (RPEQ) that meets or exceeds the standards of design and construction set out in the Queensland Urban Drainage Manual (QUDM) and the FNQROC Development Manual to the satisfaction of Council's delegated officer.
- (c) Prior to works commencing the applicant must submit a Stormwater Quality Management Plan and Report prepared and certified by a suitably qualified design engineer (RPEQ) that meets or exceeds the standards of design and construction set out in the Urban Stormwater Quality Planning Guideline and the Queensland Water Quality Guideline to the satisfaction of Council's delegated officer.
- (d) The Stormwater Quality Management Plan must include an Erosion and Sediment Control Plan that meets or exceeds the Soil Erosion and Sedimentation Control Guidelines (Institute of Engineers Australia) to the satisfaction of Council's delegated officer.
- (e) The applicant/developer must construct the stormwater drainage infrastructure in accordance with the approved Stormwater Management Plan and/or Stormwater Quality Management Plan and Report.

- (f) Temporary drainage is to be provided and maintained during the construction phase of the development, discharged to a lawful point and not onto the construction site.
- (g) All stormwater channels through private property must be registered, with the easement for drainage purposes in favour of Council. All documentation leading to the registration of the easement must be completed at no cost to Council.
- (h) All stormwater drainage collected from the site must be discharged to an approved legal point of discharge.
- (i) The applicant (at their cost) must video all stormwater lines and submit the video for inspection by Council's delegated officer prior to the development being taken "off maintenance" to ensure that no defects have occurred during the 12 month maintenance period.
- (j) All drainage easements must be constructed to prevent erosion. Construction may be in the form of a concrete invert, with outlet protection.

#### 4.3 Earthworks

All earthworks must be carried out in accordance with the requirements of the FNQROC Development Manual (as amended) to the satisfaction of Council's delegated officer.

#### 4.4 Roadworks/footpaths - Internal

- (a) Moondani Avenue, Kutterul Close and Allambee Close are to be constructed to Access Street standard in accordance with the FNQROC Development Manual (as amended) to the satisfaction of Council's delegated officer.
- (b) Karobean Drive must be constructed to a Collector Road standard (of the same width as the existing section of Karobean Drive) in accordance with the FNQROC Development Manual (as amended) to the satisfaction of Council's delegated officer.
- (c) Temporary turnaround areas, with a bitumen and/or gravel surface, must be provided at the western end of Karobean Drive and the eastern end of Allambee Close to allow traffic manoeuvring until future stages 15 and 14B are developed.
- (b) 2 metre wide concrete pedestrian footpaths must be installed on at least 1 side of **all** proposed internal roads, including Moondani Avenue and Karobean Drive. The horizontal alignment of all footpaths (with the exception of Karobean Drive) must comply with the FNQROC development Manual (specifically Standard Drawing S1004A) and **must not be constructed abutting the kerbing.**

The Karobean Drive footpath (only) is permitted to be constructed abutting the kerbing.

#### 4.5 Roadworks - External (Karobean Drive/Emerald End Road Intersection)

The intersection of Karobean Drive and Emerald End Road must be constructed to FNQROC Development Manual standards (as amended) to the satisfaction of Council's delegated officer.

#### 4.6 Footpaths - External (Emerald End Road)

**This condition is optional and may be carried out at the applicant/developer's discretion.**

- (a) Council will permit the construction of a 2 metre wide concrete pedestrian footpath within the Emerald End Road reserve to create a pedestrian link between the proposed Karobean Drive pedestrian footpath, the proposed Kutterul Close pedestrian footpath and the Dandaloo Close cul-de-sac head, and the new park/playground constructed adjacent Lot 2 on SP298298.
- (b) The footpath works must be sited as close as practically possible to the western side of the Emerald End Road reserve and must not include any vegetation plantings. The footpath must only meander where needed to avoid existing trees and a culvert crossing/bridge is required to be installed across the stormwater drain situated between drainage reserve Lot 49 on SP220745 and Emerald End Road.
- (c) The footpath may be done in 3 separate Stages or combination of the 3 Stages as follows:
  - Linking the Karobean Drive and Kutterul Close footpaths; and/or
  - Linking the Kutterul Close footpath and Dandaloo Close cul-de-sac head; and/or
  - Linking the Dandaloo Close cul-de-sac head and the park/playground adjacent Lot 2 on SP298298. For this section, the footpath is only required to be constructed to the south-east corner of Lot 10 on SP211136 with Council to complete the link between the end of this footpath and the park/playground.
- (d) The cost of the abovementioned pedestrian footpath works will be credited towards the parks and open space component (only) of the infrastructure charges payable for Stages 13A, 13B and 14A. The parks and open space component accounts for 20% of the total infrastructure charges payable for each Stage.

The cost of the pedestrian footpath works (to be credited) must be provided via an itemised quotation and must be agreed to by Council's delegated officer before works commence.

#### 4.7 Water Supply

- (a) A water service connection must be provided to each proposed lot in accordance with FNQROC Development Manual standards (as amended) to the satisfaction of Council's delegated officer

- (b) Where the existing reticulated water supply does not currently service the site or is not at an adequate capacity, the developer is required to extend or upgrade the reticulated water supply infrastructure to connect the site to Council's existing infrastructure at a point that has sufficient capacity to service the development in accordance with FNQROC Development Manual standards (as amended).

#### 4.8 Sewerage Connection

- (a) The developer must connect the proposed development to Council's reticulated sewerage system in accordance with FNQROC Development Manual standards (as amended) to the satisfaction of Council's delegated officer.
- (b) Where sewerage connections are not available to the site, or where existing connections are not satisfactory for the proposed development, the developer is required to extend or upgrade the reticulated sewerage infrastructure to connect the site to Council's existing infrastructure at a point that has sufficient capacity to service the development in accordance with FNQROC Development Manual standards (as amended).

#### 4.9 Electricity provision/supply

The applicant/developer must ensure that an appropriate level of electricity supply is provided to each allotment in accordance with FNQROC Development Manual standards (as amended) to the satisfaction of Council's delegated officer.

Written advice from an Electricity Service Provider is to be provided to Council indicating that an agreement has been made for the provision of **underground** power reticulation.

#### 4.10 Telecommunications

The applicant/developer must enter into an agreement with a telecommunication carrier to provide telecommunication services to each allotment and arrange provision of necessary conduits and enveloping pipes.

#### 4.11 Lighting

Street lighting must be provided to all roads in accordance with FNQROC Development requirements (as amended) and to the satisfaction of Council's delegated officer.

#### 4.12 Street Trees

One (1) street tree must be planted at centre of each lot's road frontage. Corner allotments must have a street tree planted on each frontage.

All street trees must be provided in accordance with the FNQROC Development Manual - Design Manual D9 Landscaping.

**Plans for the development works required under Conditions 4.1 - 4.12 must be submitted to Council for approval as part of a subsequent application for operational works.**



(D) ASSESSMENT MANAGER'S ADVICE

(a) An Adopted Infrastructure Charges Notice has been issued with respect to the approved development. The Adopted Infrastructure Charges Notice details the type of infrastructure charge/s, the amount of the charge/s and when the charge/s are payable.

(b) The Adopted Infrastructure Charges Notice does not include all charges or payments that are payable with respect to the approved development. A number of other charges or payments may be payable as conditions of approval. The applicable fee is set out in Council's Fees & Charges Schedule for each respective financial year.

(c) Easement Documents

Council has developed standard easement documentation to assist in the drafting of formal easement documents for Council easements. Please contact the Planning Section for more information regarding the drafting of easement documents for Council easements.

(d) Endorsement Fees

Council charges a fee for the endorsement of a Survey Plan, Community Management Statements, easement documents, and covenants. The fee is set out in Council's Fees & Charges Schedule applicable for each respective financial year.

(e) Compliance with applicable codes/policies

The development must be carried out to ensure compliance with the provisions of Council's Local Laws, Planning Scheme Policies, Planning Scheme and Planning Scheme Codes to the extent they have not been varied by a condition of this approval.

(f) Notation on Rates Record

A notation will be placed on Council's Rate record with respect to each lot regarding the following conditions:

- conditions regarding bushfire management
- any registered easements over the subject land

(g) Environmental Protection and Biodiversity Conservation Act 1999

The applicant is advised that referral may be required under the *Environmental Protection and Biodiversity Conservation Act 1999* if the proposed activities are likely to have a significant impact on a matter of national environmental significance. Further information on these matters can be obtained from [www.dcceew.gov.au](http://www.dcceew.gov.au).

(h) Cultural Heritage

In carrying out the activity the applicant must take all reasonable and practicable measures to ensure that no harm is done to Aboriginal cultural heritage (the "cultural heritage duty of care"). The applicant will comply with the cultural heritage duty of care if the applicant acts in accordance with gazetted cultural heritage duty of care

guidelines. An assessment of the proposed activity against the duty of care guidelines will determine whether or to what extent Aboriginal cultural heritage may be harmed by the activity. Further information on cultural heritage, together with a copy of the duty of care guidelines and cultural heritage search forms, may be obtained from [www.dsdsatsip.qld.gov.au](http://www.dsdsatsip.qld.gov.au).

(E) RELEVANT PERIOD

When approval lapses if development not started (s.85)

- Reconfiguring a Lot – four (4) years (starting the day the approval takes effect).

(F) OTHER NECESSARY DEVELOPMENT PERMITS AND/OR COMPLIANCE PERMITS

- Development Permit for Operational Works

(G) OTHER APPROVALS REQUIRED FROM COUNCIL

- Nil

2. That an Adopted Infrastructure Charges Notice be issued for the following infrastructure charge/s for:

<b>Development Type</b>	<b>Rate</b>	<b>Measure</b>	<b>Charge</b>	<b>Credit Detail</b>	<b>Balance</b>
	<i>\$ per Lot</i>	<i>Lots</i>		<i>Lots</i>	
Stage 13A - Residential	\$20,260.00	15 Lots	\$303,900.00	Nil	\$303,900.00
Stage 13B - Residential	\$20,260.00	18 Lots	\$364,680.00	Nil	\$364,680.00
Stage 14A - Residential	\$20,260.00	12 Lots	\$243,120.00	Nil	\$243,120.00
<b>TOTAL CURRENT AMOUNT OF CHARGE</b>					<b>\$911,700.00</b>

**CARRIED**

At 9:04 am, Cr Mario Mlikota left the meeting.

**8.2 CHANGE OF DEVELOPMENT APPROVAL - ADERMINA PTY LTD - MATERIAL CHANGE OF USE - RESIDENTIAL CARE FACILITY AND RETIREMENT FACILITY (EXPANSION OF MOUNT KOOYONG NURSING HOME) - LOTS 1 & 2 ON RP748307 - 62 MOUNT KOOYONG ROAD, JULATTEN - MCU/22/0014**

**RESOLUTION 2023/3**

Moved: Cr Kevin Davies

Seconded: Cr Lenore Wyatt

It is recommended that:

1. “In relation to the application to change the following development approval:

APPLICATION		PREMISES	
<b>APPLICANT</b>	Adermina Pty Ltd	<b>ADDRESS</b>	62 Mount Kooyong Road, Julatten
<b>DATE REQUEST FOR CHANGE TO DEVELOPMENT APPROVAL LODGED</b>	7 December 2022	<b>RPD</b>	Lots 1 & 2 on RP748307
<b>TYPE OF APPROVAL</b>	Development Permit		
<b>PROPOSED DEVELOPMENT</b>	Material Change of Use - Residential Care Facility and Retirement Facility (Expansion of Mount Kooyong Nursing Home)		

and in accordance with the Planning Act 2016, the following

- (a) The approved plan/s of Council’s Decision Notice issued on 23 September 2022 be amended as follows:

Plan/Document Number	Plan/Document Title	Prepared by	Dated
1575-CD-A-000	Cover Sheet	Clarke and Prince Architects	-
1575-CD-A-101	Locality Plan	Clarke and Prince Architects	-
1575-CD-A-102 B	Site Plan - Existing/Demo	Clarke and Prince Architects	13/01/23
1575-CD-A-103 C	Site Plan - Proposed	Clarke and Prince Architects	13/01/23
1575-CD-A-204 A	Proposed Floor Plan - Building 1	Clarke and Prince Architects	05/12/22
1575-CD-A-205 A	Proposed Floor Plan - Building 2	Clarke and Prince Architects	05/12/22
1575-CD-A-400 A	Elevations - Building 1	Clarke and Prince Architects	05/12/22
1575-CD-A-401 A	Elevations - Building 2	Clarke and Prince Architects	05/12/22
1575-CD-A-600 B	Stair & Ramp Details	Clarke and Prince Architects	13/01/23

**CARRIED**

At 9:06 am, Cr Mario Mlikota returned to the meeting.

**8.3 MAREEBA SHIRE COUNCIL - MATERIAL CHANGE OF USE - CEMETERY AND RECONFIGURING A LOT - SUBDIVISION (1 INTO 2 LOTS) - LOT 2 ON RP730337 - 70 KURANDA HEIGHTS ROAD, KURANDA - MCU/22/0009**

**RESOLUTION 2023/4**

Moved: Cr Mario Mlikota  
 Seconded: Cr Mary Graham

1. That in relation to the following development application:

APPLICATION		PREMISES	
<b>APPLICANT</b>	Mareeba Shire Council	<b>ADDRESS</b>	70 Kuranda Heights Road, Kuranda
<b>DATE LODGED</b>	23 May 2022	<b>RPD</b>	Lot 2 on RP730337
<b>TYPE OF APPROVAL</b>	Development Permit		
<b>PROPOSED DEVELOPMENT</b>	Material Change of Use - Cemetery and Reconfiguring a Lot - Subdivision (1 into 2 lots)		

and in accordance with the Planning Act 2016, the applicant be notified that the application for a development permit for the development specified in (A) is:

Approved by Council in accordance with the approved plans/documents listed in (B), subject to assessment manager conditions in (C), assessment manager’s advice in (D), relevant period in (E), further permits in (F), and further approvals from Council listed in (G);

And

The assessment manager does not consider that the assessment manager’s decision conflicts with a relevant instrument.

(A) APPROVED DEVELOPMENT: Development Permit for Material Change of Use - Cemetery and Reconfiguring a Lot - Subdivision (1 into 2 lots)

(B) APPROVED PLANS:

Plan/Document Number	Plan/Document Title	Prepared by	Dated
2106 SKA-05 A	Staging Plan - Stage 1 - Alternative	Mareeba Shire Council	10/02/2022
ARO0071-SK01	Kuranda Cemetery Residential Land Development Lot 2 on RP730337 Proposed Lot Layout	ARO Industries Pty Ltd	25 October 2022

(C) ASSESSMENT MANAGER’S CONDITIONS (COUNCIL)

(a) Development assessable against the Planning Scheme

**Reconfiguring a Lot aspect**

1. Development must be carried out generally in accordance with the approved plans and the facts and circumstances of the use as submitted with the application, and subject to any alterations:
  - found necessary by the Council's delegated officer at the time of examination of the engineering plans or during construction of the development because of particular engineering requirements; and
  - to ensure compliance with the following conditions of approval.
2. Timing of Effect
  - 2.1 The conditions of the development permit must be complied with to the satisfaction of Council's delegated officer prior to the endorsement of the plan of survey for the development, except where specified otherwise in these conditions of approval.
3. General
  - 3.1 The development approval would not have been issued if not for the conditions requiring the construction of infrastructure or the payment of infrastructure charges/contributions within the conditions of approval.
  - 3.2 The applicant/developer is responsible for the cost of necessary alterations to existing public utility mains, services or installations required by works in relation to the proposed development or any works required by condition(s) of this approval.
  - 3.3 All payments or bonds required to be made to the Council pursuant to any condition of this approval must be made prior to the endorsement of the plan of survey and at the rate applicable at the time of payment.
  - 3.4 The developer must relocate (in accordance with FNQROC standards) any services such as water, sewer, drainage, telecommunications and electricity that are not wholly located within the lots that are being created/serviced where required by the relevant authority, unless approved by Council's delegated officer.
  - 3.5 Where utilities (such as sewers on non-standard alignments) traverse lots to service another lot, easements must be created in favour of Council for access and maintenance purposes. The developer is to pay all costs (including Council's legal expenses) to prepare and register the easement documents.
  - 3.6 Where approved existing buildings and structures are to be retained, setbacks to any new property boundaries are to be in accordance with Planning Scheme requirements for the relevant structure and/or Queensland Development Code.

3.7 All works must be designed, constructed and carried out in accordance with FNQROC Development Manual requirements (as amended) and to the satisfaction of Council's delegated officer.

3.8 Charges

All outstanding rates, charges, and expenses pertaining to the land are to be paid in full.

3.9 Building Envelope - Proposed Lot 1 only

(a) Prior to the endorsement of the survey plan the approved building envelope area for proposed Lot 1 must be defined by markers set at each corner, to the satisfaction of Council's delegated officer.

(b) All future buildings including associated on-site effluent disposal systems must be located within the approved building envelope.

(c) No native vegetation shall be cleared outside the approved building envelope.

4. Infrastructure Services and Standards

4.1 Access

4.1.1 An access crossover must be constructed (from the edge of the road pavement of Kuranda Heights Road to the property boundary of each allotment) in accordance with the FNQROC Development Manual, to the satisfaction of Council's delegated officer.

4.2 Stormwater Drainage

(a) The applicant/developer must take all necessary steps to ensure a non-worsening effect on surrounding land as a consequence of the development.

(b) All stormwater drainage collected from the site must be discharged to an approved legal point of discharge.

4.3 Water Supply

(a) Where the existing reticulated water supply does not currently service the site or is not at an adequate capacity, the developer is required to extend or upgrade the reticulated water supply infrastructure to connect the site to Council's existing infrastructure at a point that has sufficient capacity to service the development in accordance with FNQROC Development Manual standards (as amended).

- (b) A water service connection must be provided to each proposed lot in accordance with FNQROC Development Manual standards (as amended) to the satisfaction of Council's delegated officer.

#### 4.4 Wastewater Disposal

At the time of construction of a future dwelling or outbuilding on proposed Lot 1, any associated on-site effluent disposal system must be constructed in compliance with the latest version On-Site Domestic Wastewater Management Standard (ASNZ1547) to the satisfaction of the Council's delegated officer.

#### 4.5 Electricity provision/supply

The applicant/developer must ensure that an appropriate level of electricity supply is provided to each allotment in accordance with FNQROC Development Manual standards (as amended) to the satisfaction of Council's delegated officer.

Written advice from an Electricity Service Provider is to be provided to Council indicating that an agreement has been made for the provision of power reticulation.

#### 4.6 Telecommunications

The applicant/developer must demonstrate that a connection to the national broadband network is available for each allotment, or alternatively, enter into an agreement with a telecommunication carrier to provide telecommunication services to each lot and arrange provision of necessary conduits and enveloping pipes.

### **Material Change of Use aspect**

1. Development must be carried out generally in accordance with the approved plans and the facts and circumstances of the use as submitted with the application, subject to any alterations:
  - found necessary by Council's delegated officer at the time of examination of the engineering plans or during construction of the development because of particular engineering requirements; and
  - to ensure compliance with the following conditions of approval.
2. Timing of Effect
  - 2.1 The conditions of the development permit must be complied with to the satisfaction of Council's delegated officer prior to the commencement of the use except where specified otherwise in these conditions of approval.

- 2.2 Prior to the commencement of use, the applicant must notify Council that all the conditions of the development permit have been complied with, except where specified otherwise in these conditions of approval.

### 3. General

- 3.1 The applicant/developer is responsible for the cost of necessary alterations to existing public utility mains, services or installations required by works in relation to the proposed development or any works required by condition(s) of this approval.
- 3.2 All payments or bonds required to be made to the Council pursuant to any condition of this approval must be made prior to commencement of the use and at the rate applicable at the time of payment.
- 3.3 All works must be designed, constructed and carried out in accordance with FNQROC Development Manual requirements (as amended) and to the satisfaction of Council's delegated officer.
- 3.4 Waste Management  
On site refuse storage area must be provided and be screened from view from adjoining properties and road reserve by 1 metre wide landscaped screening buffer, 1.8m high solid fence or building.

### 4. Infrastructure Services and Standards

#### 4.1 Access

A commercial access crossover must be constructed (from the edge of Kuranda Heights Road to the property boundary of the subject lot) in accordance with the FNQROC Development Manual, to the satisfaction of Council's delegated officer.

#### 4.2 Stormwater Drainage

- (a) The applicant/developer must take all necessary steps to ensure a non-worsening effect on surrounding land as a consequence of the development.
- (b) As part of a subsequent application for operational works, the applicant must submit a Stormwater Management Plan and Report prepared and certified by a suitably qualified design engineer (RPEQ) that meets or exceeds the standards of design and construction set out in the Queensland Urban Drainage Manual (QUDM) and the FNQROC Development Manual, to the satisfaction of Council's delegated officer.



- (c) Prior to works commencing the applicant must submit a Stormwater Quality Management Plan and Report prepared and certified by a suitably qualified design engineer (RPEQ) that meets or exceeds the standards of design and construction set out in the Urban Stormwater Quality Planning Guideline and the Queensland Water Quality Guideline to the satisfaction of Council's delegated officer.
- (d) The Stormwater Quality Management Plan must include an Erosion and Sediment Control Plan that meets or exceeds the Soil Erosion and Sedimentation Control Guidelines (Institute of Engineers Australia) to the satisfaction of Council's delegated officer.
- (e) The applicant/developer must construct the stormwater drainage infrastructure in accordance with the approved Stormwater Management Plan and/or Stormwater Quality Management Plan and Report.
- (f) Temporary drainage is to be provided and maintained during the construction phase of the development, discharged to a lawful point and not onto the construction site.
- (g) All stormwater drainage collected from the site must be discharged to an approved legal point of discharge.
- (h) For any underground stormwater infrastructure installed, the applicant (at their cost) must video these stormwater lines and submit the video for inspection by Council's delegated officer prior to the development being taken "off maintenance" to ensure that no defects have occurred during the 12 month maintenance period.

#### 4.4 Car Parking/Internal Driveways

The applicant/developer must ensure the development is provided with on-site car parking spaces, which are available solely for the parking of vehicles associated with the use of the premises. All car parking spaces and internal driveways must be concrete, bitumen or asphalt sealed and appropriately drained prior to the commencement of the use and to the satisfaction of Council's delegated officer.

All car parking spaces and internal driveways must be constructed in compliance with the following standards, to the satisfaction of Council's delegated officer:

- Australian Standard AS2890:1 Off Street Parking – Car Parking Facilities;
- Australian Standard AS1428:2001 – Design for Access and Mobility.

#### 4.5 Landscaping

Prior to the commencement of the use of the site, a landscape plan must be prepared and submitted to Council's delegated officer for consideration and approval.

The landscape plan must use plant species selected from the Plant Schedule in Planning Scheme Policy 6 - Landscaping and preferred plant species.

The landscaping of the site must be carried out in accordance with the endorsed landscape plan prior to the commencement of the use, and mulched, irrigated and maintained to the satisfaction of Council's delegated officer.

#### 4.6 Water Supply

(a) Where the existing reticulated water supply does not currently service the site or is not at an adequate capacity, the developer is required to extend or upgrade the reticulated water supply infrastructure to connect the site to Council's existing infrastructure at a point that has sufficient capacity to service the development in accordance with FNQROC Development Manual standards (as amended).

(b) A water service connection must be provided to each proposed lot in accordance with FNQROC Development Manual standards (as amended) to the satisfaction of Council's delegated officer.

#### 4.7 On-Site Wastewater Management

All on site effluent disposal associated with the approved use must be in compliance with the latest version of On-Site Domestic Wastewater Management Standard (ASNZ1547) to the satisfaction of the Council's delegated officer.

#### 4.8 Lighting

Where outdoor lighting is required the developer shall locate, design and install lighting to operate from dusk to dawn within all areas where the public will be given access, which prevents the potential for light spillage to cause nuisance to neighbours and must be provided in accordance with Australian Standard 1158.1 – Lighting for Roads and Public Spaces.

Illumination resulting from direct, reflected or other incidental light emanating from the subject land does not exceed 8 lux when measured at any point 1.5m outside the property boundary of the subject site. The lighting fixtures installed on site must meet appropriate lux levels as documented within Australian Standard 4282 – Control of the Obtrusive Effects of Outdoor Lighting.

(D) ASSESSMENT MANAGER'S ADVICE

(a) An Adopted Infrastructure Charges Notice has been issued with respect to the approved development. The Adopted Infrastructure Charges Notice details the type of infrastructure charge/s, the amount of the charge/s and when the charge/s are payable.

(b) The Adopted Infrastructure Charges Notice does not include all charges or payments that are payable with respect to the approved development. A number of other charges or payments may be payable as conditions of approval. The applicable fee is set out in Council's Fees & Charges Schedule for each respective financial year.

(c) Easement Documents

Council has developed standard easement documentation to assist in the drafting of formal easement documents for Council easements. Please contact the Planning Section for more information regarding the drafting of easement documents for Council easements.

(d) Endorsement Fees

Council charges a fee for the endorsement of a Survey Plan, Community Management Statements, easement documents, and covenants. The fee is set out in Council's Fees & Charges Schedule applicable for each respective financial year.

(e) Compliance with applicable codes/policies

The development must be carried out to ensure compliance with the provisions of Council's Local Laws, Planning Scheme Policies, Planning Scheme and Planning Scheme Codes to the extent they have not been varied by a condition of this approval.

(f) Environmental Protection and Biodiversity Conservation Act 1999

The applicant is advised that referral may be required under the *Environmental Protection and Biodiversity Conservation Act 1999* if the proposed activities are likely to have a significant impact on a matter of national environmental significance. Further information on these matters can be obtained from [www.dcceew.gov.au](http://www.dcceew.gov.au).

(g) Cultural Heritage

In carrying out the activity the applicant must take all reasonable and practicable measures to ensure that no harm is done to Aboriginal cultural heritage (the "cultural heritage duty of care"). The applicant will comply with the cultural heritage duty of care if the applicant acts in accordance with gazetted cultural heritage duty of care guidelines. An assessment of the proposed activity against the duty of care guidelines will determine whether or to what extent Aboriginal cultural heritage may be harmed by the activity. Further information on cultural heritage, together with a copy of the duty of care guidelines and cultural heritage search forms, may be obtained from [www.dsdsatsip.qld.gov.au](http://www.dsdsatsip.qld.gov.au).

(E) RELEVANT PERIOD

When approval lapses if development not started (s.85)

- Material Change of Use aspect – six (6) years (starting the day the approval takes effect).
- Reconfiguring a Lot aspect – four (4) years (starting the day the approval takes effect).

(F) OTHER NECESSARY DEVELOPMENT PERMITS AND/OR COMPLIANCE PERMITS

- Development Permit for Building Work
- Development Permit for Operational Works

(G) OTHER APPROVALS REQUIRED FROM COUNCIL

- Compliance Permit for Plumbing and Drainage Work

2. That an Adopted Infrastructure Charges Notice be issued for the following infrastructure charge/s for:

Development Type	Rate	Measure	Charge	Credit Detail	Balance
	<b>\$ per Lot</b> <small>(20% reduction of standard charge for no town sewer)</small>	<b>Lots</b>		<b>Lots</b>	
<b>Residential</b>	\$16,208.00	2 Lots	\$32,416.00	1 lot	\$16,208.00
<b>TOTAL CURRENT AMOUNT OF CHARGE</b>					<b>\$16,208.00</b>

**CARRIED**

**8.4 CD NASTASI AG PTY LTD & SD NASTASI AG PTY LTD - MATERIAL CHANGE OF USE - UNDEFINED USE - "RURAL WORKERS ACCOMMODATION" AS DEFINED BY THE PLANNING REGULATION 2017 - LOT 51 ON SP243993 - 57 STUDD ROAD, MAREEBA - MCU/22/0022**

**RESOLUTION 2023/5**

Moved: Cr Daniel (Danny) Bird

Seconded: Cr Lachlan (Locky) Bensted

1. That in relation to the following development application:

APPLICATION		PREMISES	
<b>APPLICANT</b>	CD Nastasi AG Pty Ltd & SD Nastasi AG Pty Ltd	<b>ADDRESS</b>	57 Studt Road, Mareeba
<b>DATE LODGED</b>	26 October 2022	<b>RPD</b>	Lot 51 on SP243993
<b>TYPE OF APPROVAL</b>	Development Permit		
<b>PROPOSED DEVELOPMENT</b>	Material Change of Use - Undefined Use - "Rural Workers Accommodation" as defined by the <i>Planning Regulation 2017</i>		

and in accordance with the Planning Act 2016, the applicant be notified that the application for a development permit for the development specified in (A) is:

Approved by Council in accordance with the approved plans/documents listed in (B), subject to assessment manager conditions in (C), assessment manager’s advice in (D), relevant period in (E), further permits in (F), and further approvals from Council listed in (G);

And

The assessment manager does not consider that the assessment manager’s decision conflicts with a relevant instrument.

(A) APPROVED DEVELOPMENT: Development Permit for Material Change of Use - Undefined Use - "Rural Workers Accommodation" as defined by the *Planning Regulation 2017*

(B) APPROVED PLANS:

Plan/Document Number	Plan/Document Title	Prepared by	Dated
0713 DA-01A B	Site Plan	Gregory G Terzi	June 22
0713 DA 02 A	Detail Site Plan	Gregory G Terzi	June 22
0713 DA 03 B	Floor Plan	Gregory G Terzi	June 22
0713 DA 04 A	Elevations	Gregory G Terzi	June 22

(C) ASSESSMENT MANAGER’S CONDITIONS (COUNCIL)

(a) Development assessable against the Planning Scheme

1. Development must be carried out generally in accordance with the approved plans and the facts and circumstances of the use as submitted with the application, subject to any alterations:
  - found necessary by Council’s delegated officer at the time of examination of the engineering plans or during construction of the development because of particular engineering requirements; and
  - to ensure compliance with the following conditions of approval.

## 2. Timing of Effect

- 2.1 The conditions of the development permit must be complied with to the satisfaction of Council's delegated officer prior to the commencement of the use except where specified otherwise in these conditions of approval.
- 2.2 Prior to the commencement of use, the applicant must notify Council that all the conditions of the development permit have been complied with, except where specified otherwise in these conditions of approval.

## 3. General

- 3.1 The applicant/developer is responsible for the cost of necessary alterations to existing public utility mains, services or installations required by works in relation to the proposed development or any works required by condition(s) of this approval.
- 3.2 All payments or bonds required to be made to the Council pursuant to any condition of this approval must be made prior to commencement of the use and at the rate applicable at the time of payment.
- 3.3 All works must be designed, constructed and carried out in accordance with FNQROC Development Manual requirements (as amended) and to the satisfaction of Council's delegated officer.

### 3.4 Noise Nuisance

3.4.1 Refrigeration equipment, pumps, compressors and mechanical ventilation systems must be located, designed, installed and maintained to achieve a maximum noise level of 3dB(A) above background levels as measured from noise sensitive locations and a maximum noise level of 8dB(A) above background levels as measured from commercial locations.

3.4.2 The applicant/developer must ensure the approved accommodation use is operated and managed (including noise generated by guests) to not exceed a maximum noise level of 3dB(A) above background levels as measured from noise sensitive locations.

No amplified music is permitted on-site at any time.

### 3.5 Waste Management

3.5.1 On site refuse storage area/s must be provided and be screened from view from adjoining properties and road reserve by one (1) metre wide landscaped screening buffer or 1.8m high solid fence or building.

3.5.2 Where bulk bins are used and are to be serviced on site, prior to the issue of a development permit for building works, Council's delegated officer must be satisfied that internal access is of adequate design and construction to allow waste collection/delivery vehicles to enter and exit the site in a forward gear only.

### 3.6 Signage

Any advertising devices relating to the development must be wholly sited on the subject site and be limited to a cumulative sign face area of 6m<sup>2</sup> and must:

- (i) Not resemble a traffic control device or give instructions to traffic;

- (ii) Not incorporate highly reflective materials or finishes;
- (iii) Not be illuminated, move, revolve, strobe or flash; and
- (iv) Be kept clean, in good order and safe repair for the life of the development.

The erection of any signage must comply with the Building Act and all other relevant Acts, Regulations and these approval conditions. The sign must be removed at the decommissioning and rehabilitation stage of the development.

### 3.7 Accommodation Capacity

No more than 12 individual workers shall be accommodated on-site at any given time.

Occupancy records must be kept and presented to Council upon request should any complaint of overcrowding be received.

### 3.8 Notification of Potential Rural Zone Impacts

The applicant is to erect signage in plain sight and in large legible writing at the kitchen/dining area, recreational area, and on each accommodation building advising guests that the subject land is zoned Rural under the Mareeba Shire Council Planning Scheme 2016 and is in a rural locality. The signage should generally state the following:

*"Guests should take note:*

- *The locality may be used for intensive rural uses;*
- *Guests may experience off site effects from rural activities, including noise, sprays and dust that may cause a loss of residential amenity. Existing and/or self-assessable agricultural and rural uses in the locality have a 'right to farm' or a right to legally continue the use."*

### 3.9 Bushfire Management

3.9.1 A Bushfire Management Plan for the site, incorporating evacuation procedures for guests, must be prepared to the satisfaction of Council's delegated officer. The approved use must comply with the requirements of the Management Plan at all times.

3.9.2 An on-site water supply for firefighting purposes must be provided with a minimum capacity of 5,000 litres that must comprise either:

- (a) a stand-alone tank; or
- (b) a reserve section in the bottom part of the main water supply tank;  
or
- (c) a dam; or
- (d) a swimming pool.

Where tank water supply is provided, the outlet must be fitted with a 50mm ball valve with a camlock fitting for connection to firefighting appliances.

#### 4. Infrastructure Services and Standards

##### 4.1 Stormwater Drainage

4.1.1 The applicant/developer must take all necessary steps to ensure a non-worsening effect on surrounding land as a consequence of the development.

4.1.2 All stormwater drainage concentrated by the development must be collected from site and discharged to an approved legal point of discharge.

##### 4.2 Car Parking/Internal Driveways

(a) The applicant/developer must ensure that all car parking for the rural workers accommodation occurs on site and not on adjoining road reserves.

(b) All car parking spaces and trafficable areas must be at minimum gravel surfaced and appropriately drained prior to the commencement of the use, to the satisfaction of Council's delegated officer.

(c) All car parking spaces and internal driveways must be constructed in compliance with the following standards, to the satisfaction of Council's delegated officer:

- Australian Standard AS2890:1 Off Street Parking – Car Parking Facilities;
- Australian Standard AS1428:2001 – Design for Access and Mobility.

(d) All parking spaces and trafficable areas must be maintained in good order and safe repair for the life of the development, to the satisfaction of Council's delegated officer.

A sign must be erected in proximity to the access driveway indicating the availability of on-site parking.

##### 4.3 Non-Reticulated Water Supply

The development must be provided with a potable water supply that can satisfy the standards for drinking water set by the Australian Drinking Water Guidelines 2004 (National Health and Medical Research Council and the National Resource Management Ministerial Council).

All non-potable sources of water must be sign posted "non-potable water supply" or similar in order to deter consumption.

##### 4.4 On-Site Wastewater Management

All on site effluent disposal associated with the approved use must be in compliance with the latest version of On-Site Domestic Wastewater Management Standard (ASNZ1547) to the satisfaction of the Council's delegated officer.

##### 4.5 Lighting

Where outdoor lighting is required, the developer shall locate, design and install lighting to operate from dusk to dawn within all areas where the public will be given access, which prevents the potential for light spillage to cause nuisance to neighbours and must be provided in accordance with Australian Standard 1158.1 – Lighting for Roads and Public Spaces.



Illumination resulting from direct, reflected or other incidental light emanating from the subject land does not exceed 8 lux when measured at any point 1.5m outside the property boundary of the subject site. The lighting fixtures installed on site must meet appropriate lux levels as documented within Australian Standard 4282 – Control of the Obtrusive Effects of Outdoor Lighting.

(D) ASSESSMENT MANAGER'S ADVICE

(a) A number of other charges or payments may be payable as conditions of approval. The applicable fee is set out in Council's Fees & Charges Schedule for each respective financial year.

(b) Compliance with applicable codes/policies

The development must be carried out to ensure compliance with the provisions of Council's Local Laws, Planning Scheme Policies, Planning Scheme and Planning Scheme Codes to the extent they have not been varied by a condition of this approval.

(c) Compliance with Acts and Regulations

The erection and use of the building must comply with the Building Act and all other relevant Acts, Regulations and Laws, and these approval conditions.

(d) Environmental Protection and Biodiversity Conservation Act 1999

The applicant is advised that referral may be required under the *Environmental Protection and Biodiversity Conservation Act 1999* if the proposed activities are likely to have a significant impact on a matter of national environmental significance. Further information on these matters can be obtained from [www.dcceew.gov.au](http://www.dcceew.gov.au).

(e) Cultural Heritage

In carrying out the activity the applicant must take all reasonable and practicable measures to ensure that no harm is done to Aboriginal cultural heritage (the "cultural heritage duty of care"). The applicant will comply with the cultural heritage duty of care if the applicant acts in accordance with gazetted cultural heritage duty of care guidelines. An assessment of the proposed activity against the duty of care guidelines will determine whether or to what extent Aboriginal cultural heritage may be harmed by the activity. Further information on cultural heritage, together with a copy of the duty of care guidelines and cultural heritage search forms, may be obtained from [www.dsdsatsip.qld.gov.au](http://www.dsdsatsip.qld.gov.au).

(E) RELEVANT PERIOD

When approval lapses if development not started (s.85)

- Material Change of Use aspect – six (6) years (starting the day the approval takes effect)

(F) OTHER NECESSARY DEVELOPMENT PERMITS AND/OR COMPLIANCE PERMITS

- Development Permit for Building Work

(G) OTHER APPROVALS REQUIRED FROM COUNCIL

- Compliance Permit for Plumbing and Drainage Work

**CARRIED**

## **8.5 DELEGATIONS UPDATE DECEMBER 2022**

### **RESOLUTION 2023/6**

Moved: Cr Daniel (Danny) Bird

Seconded: Cr Mary Graham

That:

1. Council delegates the exercise of the powers contained in the attached Instrument of Delegations, with such powers to be exercised subject to any limitations and conditions; and
2. Any prior delegations of power relating to the same matters are revoked.

**CARRIED**

## **8.6 COUNCIL POLICY REVIEW**

### **RESOLUTION 2023/7**

Moved: Cr Mario Mlikota

Seconded: Cr Lenore Wyatt

That Council:

1. Repeals the
  - (a) Compliance and Enforcement Policy – adopted 21 November 2018
2. Adopts the
  - (a) Compliance and Enforcement Policy

**CARRIED**

## **8.7 OPERATIONAL PLAN 2022/23 PROGRESS REPORT OCTOBER TO DECEMBER 2022**

### **RESOLUTION 2023/8**

Moved: Cr Lenore Wyatt

Seconded: Cr Mary Graham

That Council receives and notes the progress report on implementation of the 2022/23 Operational Plan for the period October to December 2022.

**CARRIED****8.8 MAREEBA AIRPORT FUTURE OPTIONS****RESOLUTION 2023/9**

Moved: Cr Mario Mlikota

Seconded: Cr Daniel (Danny) Bird

That Council:

1. Determines that it is in the public interest to invite expressions of interest before inviting written tenders.
2. Call for Expressions of Interest (EOI) from suitably qualified and experienced proponents to operate and further develop the Mareeba Airport.
3. Engage an independent expert to provide advice and support for the EOI process.

**CARRIED****8.9 DEVELOPMENT AND GOVERNANCE QUARTERLY REPORT - OCTOBER TO DECEMBER 2022****RESOLUTION 2023/10**

Moved: Cr Lenore Wyatt

Seconded: Cr Mary Graham

That Council That Council receives the quarterly report of the Development and Governance Group for the October to December 2022 quarter.

**CARRIED****8.10 AGISTMENT PERMIT - LOT 539 SP146295 - BOWERS STREET MAREEBA****RESOLUTION 2023/11**

Moved: Cr Lenore Wyatt

Seconded: Cr Mario Mlikota

That Council

1. Decide that section 236(1)(c)(iii) of the *Local Government Regulation 2012* (Qld) applies to the disposal of a valuable non-current asset – that being part of Lot 539 SP146295 Bowers Street Mareeba – other than by tender or auction.
2. Approve a renewal term of three years for the Agistment Land Occupancy Permit over part of Lot 539 SP146295 Bowers Street Mareeba as issued to the current Permittee, Trustee for the HMBT Trust.

**CARRIED**

**8.11 FINANCIAL STATEMENTS PERIOD ENDING 31 DECEMBER 2022****RESOLUTION 2023/12**

Moved: Cr Daniel (Danny) Bird

Seconded: Cr Kevin Davies

That Council receives the Financial Report for the period ending 31 December 2022.

**CARRIED**

**8.12 SALE OF LAND DUE TO RATES AND CHARGES IN ARREARS****RESOLUTION 2023/13**

Moved: Cr Kevin Davies

Seconded: Cr Lachlan (Locky) Bensted

That Council:

- 1 Sell the land listed below due to the rates and charges which have accrued on the rateable lands remaining unpaid for three (3) years or longer, in accordance with section 140 of the Local Government Regulation 2012; and

<b>Property No</b>	<b>Property Description</b>
10341	Lot 210 C 5041
10543	Lot 6 I 3148
13987	Lot 13 BUP 71296
17500	Lot 93 RP 734453
20440	Lot 3 RP 895742

- 2 Delegate to the Chief Executive Officer its power to take all further steps under Chapter 4, Part 12 Division 3 of the Local Government Regulation 2012 to effect sale of land (including, for avoidance of doubt, the power to end sale procedures including the authority to remove a property where circumstances arise whereby the continuation of this action is considered unwarranted or inappropriate).

**CARRIED**

**8.13 NQ SPORTS FOUNDATION****RESOLUTION 2023/14**

Moved: Cr Mario Mlikota

Seconded: Cr Kevin Davies

1. That Cr Mlikota be appointed as Council's Elected Member delegate and Cr Davies as proxy to the North Queensland Sports Foundation.

2. That the CEO be appointed as Council's Council Officer delegate and that Manager Customer & Community Services as proxy to the North Queensland Sports Foundation.

**CARRIED**

## **9 INFRASTRUCTURE SERVICES**

### **9.1 INFRASTRUCTURE SERVICES, CAPITAL WORKS MONTHLY REPORT - DECEMBER 2022**

#### **RESOLUTION 2023/15**

Moved: Cr Kevin Davies  
Seconded: Cr Lenore Wyatt

That Council receives the Infrastructure Services Capital Works Monthly Report for the month of December 2022.

**CARRIED**

### **9.2 TRAFFIC ADVISORY COMMITTEE - MINUTES OF MEETING HELD 6 DECEMBER 2022**

#### **RESOLUTION 2023/16**

Moved: Cr Kevin Davies  
Seconded: Cr Lenore Wyatt

That Council receives the minutes of the Traffic Advisory Committee Meeting held Tuesday, 6 December 2022.

**CARRIED**

### **9.3 T-MSC2022-15 DRFA FALLON ROAD GEOTECHNICAL - TENDER EVALUATION**

#### **RESOLUTION 2023/17**

Moved: Cr Lenore Wyatt  
Seconded: Cr Mario Mlikota

That Council awards Tender T-MSC2022-15 Fallon Road Geotechnical Works to GEO Construct Pty Ltd for \$562,507.73 (ex GST) subject to QRA approval.

**CARRIED**

At 9:38 am, Cr Kevin Davies left the meeting.

### **9.4 EXPRESSION OF INTEREST OPERATION AND MANAGEMENT OF AQUATIC FACILITIES AND DIMBULAH CARAVAN PARK**

#### **RESOLUTION 2023/18**

Moved: Cr Daniel (Danny) Bird  
Seconded: Cr Mary Graham

That Council seeks Expressions of Interest to manage and operate Council's Aquatic Facilities and Dimbulah Caravan Park under Section 228(3) of the *Local Government Regulation 2012*, before considering whether to invite written tenders from short-listed respondents under Section 228(6) and Section 228 (7).

**CARRIED**

At 9:39 am, Cr Kevin Davies returned to the meeting.

#### **9.5 INFRASTRUCTURE SERVICES, TECHNICAL SERVICES OPERATIONS REPORT - DECEMBER 2022**

##### **RESOLUTION 2023/19**

Moved: Cr Mary Graham  
Seconded: Cr Lachlan (Locky) Bensted

That Council receives the Infrastructure Services, Technical Services Operations Report for December 2022.

**CARRIED**

#### **9.6 INFRASTRUCTURE SERVICES, WATER AND WASTE OPERATIONS REPORT - DECEMBER 2022**

##### **RESOLUTION 2023/20**

Moved: Cr Kevin Davies  
Seconded: Cr Mary Graham

That Council receives the Infrastructure Services, Water and Waste Operations Report for December 2022.

**CARRIED**

#### **9.7 INFRASTRUCTURE SERVICES, WORKS SECTION ACTIVITY REPORT - DECEMBER 2022**

##### **RESOLUTION 2023/21**

Moved: Cr Mary Graham  
Seconded: Cr Daniel (Danny) Bird

That Council receives the Infrastructure Services, Works Progress Report for the month of December 2022.

**CARRIED**

**10 CONFIDENTIAL REPORTS**

Nil

**11 BUSINESS WITHOUT NOTICE**

Nil

**12 NEXT MEETING OF COUNCIL**

The next meeting of Council will be held at 9:00am on 15 February 2023.

There being no further business, the meeting closed at 9:49am.

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Cr Angela Toppin

Chairperson