



# **MINUTES**

**Wednesday, 19 July 2023**

**Ordinary Council Meeting**

**MINUTES OF MAREEBA SHIRE COUNCIL  
ORDINARY COUNCIL MEETING  
HELD AT THE COUNCIL CHAMBERS  
ON WEDNESDAY, 19 JULY 2023 AT 9:15 AM**

**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**

Nil

**5 CONFIRMATION OF MINUTES**

**RESOLUTION 2023/133**

Moved: Cr Mario Mlikota

Seconded: Cr Daniel (Danny) Bird

That the minutes of Ordinary Council Meeting held on 21 June 2023 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 N EVANS - RECONFIGURING A LOT - BOUNDARY REALIGNMENT (3 INTO 3 LOTS) - LOT 25 ON DA126, LOT 82 ON RP851550 & LOT 2 ON RP744259 - 2143 MOSSMAN - MOUNT MOLLOY ROAD & BROWN ROAD, JULATTEN - RAL/22/0021**

**RESOLUTION 2023/134**

Moved: Cr Lachlan (Locky) Bensted

Seconded: Cr Lenore Wyatt

1. That in relation to the following development application:

APPLICATION		PREMISES	
<b>APPLICANT</b>	N Evans	<b>ADDRESS</b>	2143 Mossman-Mount Molloy Road and Brown Road, Julatten
<b>DATE LODGED</b>	16 December 2022	<b>RPD</b>	Lot 25 on DA126, Lot 82 on RP851550 and Lot 2 on RP744259
<b>TYPE OF APPROVAL</b>	Development Permit		
<b>PROPOSED DEVELOPMENT</b>	Reconfiguring a Lot – Boundary Realignment (3 lots into 3 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), referral agency conditions in (E), relevant period in (F), further permits in (G), and further approvals from Council listed in (H);

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 – Boundary Realignment (3 Lots into 3 Lots)

(B) APPROVED PLANS:

Plan/Document Number	Plan/Document Title	Prepared by	Dated
AU006487-1C	Plan of Lots 1-3 – Cancelling Lot 25 on DA126, Lot 82 on RP851550 & Lot 2 on RP744259	RPS	09/06/2023

(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, 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 the endorsement of the plan of survey 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 Where approved existing buildings and structures are to be retained, setbacks to new property boundaries are to be in accordance with Planning Scheme requirements for the relevant structure and/or Queensland Development Code. A plan demonstrating compliance must be submitted prior to endorsement of the plan of survey.
  - 3.6 Charges

All outstanding rates, charges and expenses pertaining to the land are to be paid in full.
  - 3.7 Lot 2 and Lot 3 must achieve a minimum lot size of 60 hectares. Lot 1 must not exceed 3,700m<sup>2</sup> in size.
4. Infrastructure Services and Standards

#### 4.1 Access

An access crossover to Lot 1 must be constructed (from the edge of Button Close to the property boundary of Lot 1) in accordance with FNQROC Development Manual Standards, to the satisfaction of Council's delegated officer.

#### 4.2 Stormwater Drainage

4.2.1 The applicant/developer must take all necessary steps to ensure a non-worsening effect on surrounding land as a consequence of the development and must take all reasonable and practical measures to ensure discharge occurs in compliance with the Queensland Urban Drainage Manual (QUDM) and the FNQROC Development Manual, to the satisfaction of Council's delegated officer.

4.2.2 All stormwater drainage must be discharged to an approved legal point of discharge.

#### 4.3 Water Supply

At the time of construction of a dwelling on Lot 1, a water supply must be provided via:

- (a) a bore or bores are provided in accordance with the Design Guidelines set out in the Planning Scheme Policy 4 – FNQROC Regional Development Manual; or
- (b) on-site water storage tank/s:
  - (i) with a minimum capacity of 90,000L; and
  - (ii) which are installed and connected prior to the occupation of the dwelling.

#### 4.4 On-Site Wastewater Management

At the time of construction of any future dwelling on Lot 1, any associated on-site effluent disposal system must be constructed in compliance with the latest version On-Site Domestic Wastewater Management Standard (AS/NZS 1547) 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 Lot 1 (only) 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 Lot 1, 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.

#### (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) 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.

(c) 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.

(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) REFERRAL AGENCY CONDITIONS

State Assessment and Referral Agency conditions dated 27 June 2023.

(F) RELEVANT PERIOD

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

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

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

- Nil

(H) OTHER APPROVALS REQUIRED FROM COUNCIL

- Access approval arising from condition number 4.1 (Please contact Planning Section to obtain application form and applicable fee.

**CARRIED**

**8.2 R GORRY - RECONFIGURING A LOT - SUBDIVISION (1 INTO 6 LOTS) - LOT 1 ON SP218094 - 12 BARNWELL ROAD, KURANDA - RAL/23/0003**

**RESOLUTION 2023/135**

Moved: Cr Daniel (Danny) Bird

Seconded: Cr Kevin Davies

1. That in relation to the following development application:

APPLICATION		PREMISES	
<b>APPLICANT</b>	R Gorry	<b>ADDRESS</b>	12 Barnwell Road, Kuranda
<b>DATE LODGED</b>	9 March 2023	<b>RPD</b>	Lot 1 on SP218094
<b>TYPE OF APPROVAL</b>	Development Permit		
<b>PROPOSED DEVELOPMENT</b>	Reconfiguring a Lot – Subdivision (1 into 6 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 part only** 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: **In Part Only** – Development Permit for Reconfiguring a Lot – Subdivision (**1 into 4 Lots only**)

(B) APPROVED PLANS:

Plan/Document Number	Plan/Document Title	Prepared by	Dated
22003	Proposed Site Plan	Scope Town Planning	March 2023

(C) ASSESSMENT MANAGER’S CONDITIONS (COUNCIL)

(a) Development assessable against the Planning Scheme

1. This development permit authorises the subdivision of the site into **4 Lots only. Lots 1, 2 and 3 depicted on the approved plan must be amalgamated to form 1 single allotment.** The extent and location of lot boundaries for the 4 approved lots may vary 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 approved development may still occur in Stages. The conditions of this development permit relevant to each Stage of the development must be complied with, to the satisfaction of Council’s delegated officer prior to the endorsement of the plan of survey for that Stage, 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 within the conditions of approval or the Adopted Infrastructure Charges Notice.

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 or the Adopted Infrastructure Charges Notice 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 Any existing buildings or structures and/or incidental works that straddle the new boundaries must be altered, demolished or removed, as required, to align with the new property boundaries and/or be wholly contained within a new allotment, unless approved by Council's delegated officer.
- 3.7 All works must be designed, constructed and carried out in accordance with FNQROC Development Manual requirements and to the satisfaction of Council's delegated officer.

### 3.8 Lot Size & Configuration

Lots 1, 2 and 3 must be amalgamated to form 1 single allotment. Each of the 4 approved lots must achieve a minimum lot size of 1.5 hectares and an average lot size of at least 1.9 hectares when calculated over all 4 Lots.

- 3.9 In order to secure lawful access to Lots 4, 5 and 6, the lease on the section of road reserve adjacent Lot 1 on SP218094 (described as Lease A on AP20246) must be cancelled so that this land can revert back to publicly accessible road reserve.

### 3.10 Building Envelopes

- (a) In order to provide protection to Cain Creek and its riparian environment, promote wildlife movement across the land and to ensure building flood immunity is achieved over each allotment, building envelopes are to be established on all 4 allotments that extend no further than 60 metres into each lot when measured from the eastern boundary of each lot.
- (b) Prior to the endorsement of the survey plan the approved building envelope areas must be defined by survey markers set at each corner, to the satisfaction of Council's delegated officer. A building envelope plan must be produced and submitted to Council to be included on the rates notice for each allotment.
- (c) All future buildings including associated on-site effluent disposal systems must be located within the approved building envelopes.
- (d) No vegetation shall be cleared outside the approved building envelopes.

### 3.11 Slope Stability

For any new building work proposed on a slope of 15% or greater, the applicant/developer must provide Council with a site specific geotechnical report

prepared by a suitably qualified Registered Professional Engineer of Queensland (RPEQ) that certifies:

- the long-term stability of the development site; and
- that the development site will not be adversely affected by land slide/slip activity originating on sloping land above the development site.

### 3.12 Cain Creek

No clearing is to occur within 25 metres of the high bank of Cain Creek. Additionally, any fencing installed between any new lot within 25 metres of Cain Creek must be 3 strand wire fencing only so as to accommodate wildlife movement.

### 3.13 Charges

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

## 4. Infrastructure Services and Standards

### 4.1 Access

4.1.1 New or existing access crossovers must be upgraded/constructed (from the edge of Barnwell Road to the property boundary of each allotment) in accordance with the FNQROC Development Manual, to the satisfaction of Council's delegated officer.

4.1.2 In lieu of constructing a new road to service Lots 5 and 6, the driveways servicing these lots must be sealed for their entire length (from the edge of Barnwell Road to the property boundary of each lot). The driveways must be bitumen, concrete or asphalt sealed (including any necessary road base foundation) with a minimum width of 3 metres and constructed with one-way crossfall to ensure the driveways drain properly into the surrounding road reserve.

### 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 and must take all reasonable and practical measures to ensure discharge occurs in compliance with the Queensland Urban Drainage Manual (QUDM) and the FNQROC Development Manual, to the satisfaction of Council's delegated officer.
- (b) All stormwater drainage must be discharged at a lawful point of discharge.

#### 4.3 Water Supply

At the time of construction of a new dwelling on any lot, a water supply must be provided via:

- (a) a bore or bores are provided in accordance with the Design Guidelines set out in the Planning Scheme Policy 4 – FNQROC Regional Development Manual; or
- (b) on-site water storage tank/s:
  - (i) with a minimum capacity of 90,000L; and
  - (ii) which are installed and connected prior to the occupation of the dwelling.

#### 4.4 On-Site Wastewater Management

At the time of construction of a new dwelling on any lot, 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.

### (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) 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.

(d) 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.

(e) Notation on Rates Record

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

- An approved building envelope plan
- Conditions regarding on-site water supply applicable at time of dwelling construction of each lot.
- Conditions regarding on-site effluent disposal applicable at time of dwelling construction on each lot.
- Conditions relevant to any future building works on sloping land
- Conditions relevant to the protection of the Cain Creek riparian environment – clearing and fencing restrictions.

(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)

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

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

- Nil

(G) OTHER APPROVALS REQUIRED FROM COUNCIL

- Access approval arising from condition number 4.1 (Please contact Planning Section to obtain application form and applicable fee)

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

Development Type	Rate	Measure	Charge	Credit Detail	Balance
	<b>\$ per Lot</b> <small>(40% reduction of standard charge for no town water/sewer)</small>	<b>Lots</b>		<b>Lots</b>	
<b>Residential</b>	<b>\$12,460.80</b>	<b>4 Lots</b>	\$49,843.20	1 lot (\$12,460.80)	<b>\$37,382.40</b>
<b>TOTAL CURRENT AMOUNT OF CHARGE</b>					<b>\$37,382.40</b>

3. That Council has approved the application **in part only** due to part of the application (that part creating proposed Lots 1, 2 and 3 with areas of 7,500<sup>2</sup>, 7,000m<sup>2</sup> and 8,052m<sup>2</sup> respectively) conflicting with the following:

(a) *Strategic Framework*

*3.3 Settlement pattern and built environment*

*3.3.1 Strategic outcomes*

(4) *Rural residential areas are intended to support rural residential development of varying densities, to prevent further fragmentation and alienation of rural areas, conservation areas and biodiversity areas within the regional landscape. Rural residential areas predominantly maintain the current density of development, with infill subdivision of rural residential areas generally limited to identified areas where consistent with the desired character and where adequate services and infrastructure are available or can be adequately and cost-effectively provided.*

*3.3.10 Element – Rural residential areas*

*3.3.10.1 Specific outcomes*

(2) *Infill development within rural residential areas occurs only where appropriate levels of infrastructure are available and provided, the existing rural living character can be maintained and an activity centre is proximate.*

(3) *No further subdivision of greater than anticipated density occurs within rural residential areas that are not proximate to an activity centre and its attending physical and social infrastructure.*

(4) *Rural residential areas across Mareeba Shire are characterised by a range of lot sizes, consistent with the form of historical subdivision in the vicinity of proposed development.*

(b) *Reconfiguring a Lot code*

**PO1**

*Lots include an area and frontage that:*

- (a) *is consistent with the design of lots in the surrounding area;*
- (b) *allows the desired amenity of the zone to be achieved;*
- (c) *is able to accommodate all buildings, structures and works associated with the intended land use;*
- (d) *allow the site to be provided with sufficient access;*
- (e) *considers the proximity of the land to:*
  - (i) *centres;*
  - (ii) *public transport services; and*
  - (iii) *open space; and*
- (f) *allows for the protection of environmental features; and*
- (g) *accommodates site constraints.*

And that there are not sufficient town planning grounds to approve the entire application despite these conflicts and Lots 1, 2 and 3 should be amalgamated to form a single allotment.

**CARRIED**

**8.3 NEGOTIATED DECISION NOTICE - G & G CORDENOS AND S CORDENOS - MATERIAL CHANGE OF USE - CHILD CARE CENTRE - LOT 53 ON SP204554 - 47 ANZAC AVENUE, MAREEBA - MCU/22/0017**

**RESOLUTION 2023/136**

Moved: Cr Daniel (Danny) Bird

Seconded: Cr Lenore Wyatt

It is recommended that:

1. "In relation to the written representations made by Planning Plus regarding conditions of the following development approval:

APPLICATION		PREMISES	
<b>APPLICANT</b>	G & G Cordenos and S Cordenos	<b>ADDRESS</b>	47 Anzac Avenue, Mareeba
<b>DATE LODGED</b>	24 June 2022	<b>RPD</b>	Lot 53 on SP204554
<b>TYPE OF APPROVAL</b>	Development Permit		
<b>PROPOSED DEVELOPMENT</b>	Material Change of Use - Child Care Centre		

and in accordance with the Planning Act 2016, the following:

- (a) Condition 4.8 of Council’s Decision Notice issued on 24 April 2023 be amended as follows:

#### 4.8 Anzac Avenue widening

4.8.1 *The applicant/developer must widen the Anzac Avenue sealed pavement by 4.5 metres on the development side, commencing at the eastern end of the existing kerb and channel and extending for a distance of 50 metres to the east, in accordance with FNQROC Development Manual standards (as amended) to the satisfaction of Council's delegated officer.*

4.8.2 *Kerb and channel is to be provided on the development side, for the entire length of the widening required under 4.8.1.*

4.8.3 *The agreed value of the widening required under 4.8.1 will be credited against the adopted infrastructure charges payable for this development, where the applicant/developer has completed the widening required under 4.8.1 at their cost. Prior to the commencement of the widening required under 4.8.1, the applicant/development must submit full specifications and costings for the widening for agreement by Council's delegated officer.*

2. A Negotiated Decision Notice be issued to the applicant / referral agencies and submitters advising of Council's decision."

**CARRIED**

#### **8.4 PROPOSED AMENDMENT TO PLANNING SCHEME POLICY 4 - FNQROC REGIONAL DEVELOPMENT MANUAL**

##### **RESOLUTION 2023/137**

Moved: Cr Mario Mlikota

Seconded: Cr Mary Graham

That Council:

1. Amends the Planning Scheme Policy 4 - FNQROC Regional Development Manual in accordance with Section 22 of the Planning Act 2016 and Chapter 3 Minister's rules for making and amending a planning scheme policy; and
2. Proceeds to public consultation of the proposed amendments as required under Chapter 3 Minister's rules for making and amending a planning scheme policy.

**CARRIED**

**8.5 DEVELOPMENT AND GOVERNANCE QUARTERLY REPORT - APRIL TO JUNE 2023****RESOLUTION 2023/138**

Moved: Cr Mario Mlikota

Seconded: Cr Lachlan (Locky) Bensted

That Council That Council receives the quarterly report of the Development and Governance Group for the April to June 2023 quarter.

**CARRIED**

**8.6 OPERATIONAL PLAN 2022/23 PROGRESS REPORT JANUARY TO MARCH 2023****RESOLUTION 2023/139**

Moved: Cr Kevin Davies

Seconded: Cr Daniel (Danny) Bird

That Council receives and notes the progress report on the implementation of the 2022/23 Operational Plan for the period April to June 2023.

**CARRIED**

**8.7 COUNCIL POLICY REVIEW****RESOLUTION 2023/140**

Moved: Cr Lenore Wyatt

Seconded: Cr Daniel (Danny) Bird

That Council:

1. Repeals the:
  - (a) Submetering Policy – adopted 20 July 2016
  - (b) Sub-metering Installation Guideline (Potable Water Supply) – adopted 20 July 2016
  - (c) Public Interest Disclosure Management Plan – adopted 20 July 2022
  - (d) Water Restriction Policy – adopted 30 April 2022
  - (e) Fraud and Corruption Control Policy – adopted 21 July 2021
  - (f) Fraud and Corruption Control Plan – adopted 21 July 2021
2. Adopts the:
  - (a) Water Meter and Sub-metering Policy
  - (b) Water Meter and Sub-metering Installation Guideline (Potable Water Supply)
  - (c) Public Interest Disclosure Management Plan
  - (d) Water Restriction Policy



- (e) Fraud and Corruption Control Policy
- (f) Fraud and Corruption Control Plan

**CARRIED**

## **8.8 FINANCIAL STATEMENTS PERIOD ENDING 30 JUNE 2023**

### **RESOLUTION 2023/141**

Moved: Cr Kevin Davies  
Seconded: Cr Lenore Wyatt

That Council receives the Financial Report for the period ending 30 June 2023.

**CARRIED**

## **9 INFRASTRUCTURE SERVICES**

### **9.1 PARKS AND OPEN SPACES ACTION PLAN QUARTERLY REPORT - APRIL TO JUNE 2023**

#### **RESOLUTION 2023/142**

Moved: Cr Daniel (Danny) Bird  
Seconded: Cr Lachlan (Locky) Bensted

That Council receives the Parks and Open Spaces Action Plan Progress Report for the months of April 2023 – June 2023.

**CARRIED**

### **9.2 INFRASTRUCTURE SERVICES, CAPITAL WORKS MONTHLY REPORT - JUNE 2023**

#### **RESOLUTION 2023/143**

Moved: Cr Mary Graham  
Seconded: Cr Mario Mlikota

That Council receives the Infrastructure Services Capital Works Monthly Report for the month of June 2023.

**CARRIED**

**9.3 TRAFFIC ADVISORY COMMITTEE - MINUTES OF MEETING HELD 20 JUNE 2023****RESOLUTION 2023/144**

Moved: Cr Kevin Davies

Seconded: Cr Lenore Wyatt

That Council

1. receives the minutes of the Traffic Advisory Committee Meeting held Tuesday, 20 June 2023; and
2. as recommended by the Committee in Item 6.1 of the Minutes, writes to the Department of Transport and Main Roads requesting the department undertakes a speed limit review with a view to reducing the current 100kph speed on the Mulligan Highway between River Road and the Bilwon Road intersection to 80kph and investigate installing Town Entry Treatments for Biboohra like that installed at Emerald Creek.

**CARRIED**

**9.4 T-MSC2023-16 GAMBOOLA CROSSING BRIDGE CONSTRUCTION****RESOLUTION 2023/145**

Moved: Cr Kevin Davies

Seconded: Cr Mario Mlikota

That Council, subject to approval by the Queensland Reconstruction Authority who are funding the project, awards Tender T-MSC2023-16 Gamboola Crossing Bridge Construction to Lift Tek Pty Ltd T/A Dempsey Cranes and Construction (Alternative Tender) for the amount of \$16,326,243.46 (excl GST).

**CARRIED**

**9.5 INFRASTRUCTURE SERVICES, TECHNICAL SERVICES OPERATIONS REPORT - JUNE 2023****RESOLUTION 2023/146**

Moved: Cr Lenore Wyatt

Seconded: Cr Mary Graham

That Council receives the Infrastructure Services, Technical Services Operations Report for June 2023.

**CARRIED**

**9.6 INFRASTRUCTURE SERVICES, WATER AND WASTE OPERATIONS REPORT - JUNE 2023**

**RESOLUTION 2023/147**

Moved: Cr Lenore Wyatt

Seconded: Cr Lachlan (Locky) Bensted

That Council receives the Infrastructure Services, Water and Waste Operations Report for June 2023.

**CARRIED**

**9.7 INFRASTRUCTURE SERVICES, WORKS SECTION ACTIVITY REPORT - JUNE 2023**

**RESOLUTION 2023/148**

Moved: Cr Daniel (Danny) Bird

Seconded: Cr Kevin Davies

That Council receives the Infrastructure Services, Works Progress Report for the month of June 2023.

**CARRIED**

**10 OFFICE OF THE CEO**

**10.1 TOURISM & ECONOMIC DEVELOPMENT QUARTERLY REPORT**

**RESOLUTION 2023/149**

Moved: Cr Lenore Wyatt

Seconded: Cr Daniel (Danny) Bird

That Council notes the Report.

**CARRIED**

**11 CONFIDENTIAL REPORTS**

Council determined that it was not necessary to close the meeting to discuss this matter.

**11.1 QAO MANAGEMENT LETTER - AUDIT OF ASSET MANAGEMENT**

**RESOLUTION 2023/150**

Moved: Cr Daniel (Danny) Bird

Seconded: Cr Mario Mlikota

That Council receive and note the attached report.

**CARRIED**

**12 BUSINESS WITHOUT NOTICE**

Nil

**13 NEXT MEETING OF COUNCIL**

The next meeting of Council will be held at 9:00 am on 16 August 2023.

There being no further business, the meeting closed at 9:51am.

.....

Cr Angela Toppin

Chairperson