



# **MINUTES**

**Wednesday, 15 April 2026**

**Ordinary Council Meeting**

**MINUTES OF MAREEBA SHIRE COUNCIL  
ORDINARY COUNCIL MEETING  
HELD AT THE COUNCIL CHAMBERS  
ON WEDNESDAY, 15 APRIL 2026 AT 9:00AM**

**1 MEMBERS IN ATTENDANCE**

Cr Angela Toppin (Mayor), Cr Mladen Bosnic, Cr Amy Braes, Cr Nipper Brown, Cr Ross Cardillo, Cr Mary Graham, Cr Lenore Wyatt

**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 2026/46**

Moved: Cr Amy Braes

Seconded: Cr Mary Graham

That the minutes of Ordinary Council Meeting held on 18 March 2026 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 AMENDMENT OF THE APPROVED NAME LIST FOR THE ROAD AND WATER CROSSING NAMING POLICY**

**RESOLUTION 2026/47**

Moved: Cr Lenore Wyatt

Seconded: Cr Ross Cardillo

That Council approve the updated list of names as attached to this report.

**CARRIED**

**8.2 AVENOL DEVELOPMENTS PTY LTD - RECONFIGURING A LOT - SUBDIVISION (1 LOT INTO 2 LOTS) AND ACCESS EASEMENT - LOT 20 ON SP237080 - 147 MARTIN AVENUE, MAREEBA - RAL/26/0001**

**RESOLUTION 2026/48**

Moved: Cr Mladen Bosnic

Seconded: Cr Mary Graham

1. That in relation to the following development application:

APPLICATION		PREMISES	
<b>APPLICANT</b>	Avenol Developments Pty Ltd	<b>ADDRESS</b>	147 Martin Avenue, Mareeba
<b>DATE LODGED</b>	29 January 2026	<b>RPD</b>	Lot 20 on SP237080
<b>TYPE OF APPROVAL</b>	Development Permit		
<b>PROPOSED DEVELOPMENT</b>	Reconfiguring a Lot – Subdivision (1 lot into 2 Lots) and Access Easement		

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), concurrence 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 – Subdivision (1 lot into 2 Lots) and Access Easement

(B) APPROVED PLANS:

Plan/Document Number	Plan/Document Title	Prepared by	Dated
36622/001 B	Proposed Reconfiguration Lots 1, 100 and Emt B in Lot 100 Cancelling Lot 20 on SP237080	Brazier Motti	16/01/2026

(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 a Form 18B, 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 a Form 18B, except where specified otherwise in these conditions of approval.
  - 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 development must be prepared by a suitably qualified person/s. The Bushfire Hazard Management Plan must demonstrate compliance with the relevant performance outcomes of the Mareeba Shire Council Planning Scheme 2016 Bushfire Hazard Overlay Code.

The development must comply with the requirements of the Bushfire Hazard Management Plan at all times.

3.8 Access Easement

An access easement must be provided through Lot 100 to service Lot 1 covering the full extent of the existing access driveway (depicted as "Emt B" on the approved plan). A copy of the easement documents must be submitted to Council for review prior to Council endorsing the Form 18b.

4. Infrastructure Services and Standards

4.1 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.

4.2 Water Supply (Lot 1 only)

A water supply must be provided to Lot 1 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; or

(c) An alternate secure water supply, as approved by Council's delegated officer (e.g. channel supply).

(D) ASSESSMENT MANAGER'S ADVICE

(a) Endorsement Fees

Council charges a fee for the endorsement of a Form 18b, Community Management Statements, easement documents, and covenants. The fees are set out in Council's Fees & Charges Schedule applicable 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) 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
- an approved bushfire management plan
- a registered easement over the subject site (Lot 100)

(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).

(l) Electric Ants

Electric ants are designated as restricted biosecurity matter under the *Biosecurity Act 2014*.

Certain restrictions and obligations are placed on persons dealing with electric ant carriers within the electric ant restricted zone. Movement restrictions apply in accordance with Sections 74–77 of the *Biosecurity Regulation 2016*. Penalties may be imposed on movement of electric ant carriers and electric ants in contravention of the

legislated restrictions. It is the responsibility of the applicant to check if the nominated property lies within a restricted zone.

All persons within and outside the electric ant biosecurity zone have an obligation (a ***general biosecurity obligation***) to manage biosecurity risks and threats that are under their control, they know about, or they are expected to know about. Penalties may apply for failure to comply with a general biosecurity obligation.

For more information please visit the electric ant website at [Electric ants in Queensland | Business Queensland](#) or contact Biosecurity Queensland 13 25 23.

(E) REFERRAL AGENCY CONDITIONS

State Assessment and Referral Agency conditions dated 20 February 2026.

(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

- Nil

**CARRIED**

### 8.3 COUNCIL POLICY REVIEW

#### RESOLUTION 2026/49

Moved: Cr Nipper Brown

Seconded: Cr Mladen Bosnic

That Council:

1. Repeals the:

Volunteer Policy – adopted 9 February 2022

Volunteer Handbook – adopted February 2022, updated May 2022

Use of Council Controlled Roads Policy – adopted 30 April 2022

Sewer Overflow Policy – adopted 20 April 2022

2. Adopts the:

Volunteer Policy

Volunteer Handbook

Use of Council Controlled Roads Policy

Sewer Overflow Policy

**CARRIED**

### 8.4 DELEGATIONS UPDATE FEBRUARY 2026

#### RESOLUTION 2026/50

Moved: Cr Ross Cardillo

Seconded: Cr Lenore Wyatt

That Council:

1. Council delegates to the Chief Executive Officer all the powers appearing in the attached document titled Register of Delegations – Council to CEO with such powers to be exercised subject to any limitations and conditions declared in the *Delegations and Authorisations Policy*; and
2. Council notes and accepts the list of legislation with amended dates of reprint; and
3. Any prior delegations of power relating to the same matters are revoked.

**CARRIED**

**8.5 RENEWAL OF MANAGEMENT AGREEMENT - ABATTOIR SWAMP MOUNT MOLLOY - LOT 37 ON RP892266****RESOLUTION 2026/51**

Moved: Cr Nipper Brown

Seconded: Cr Mary Graham

That Council approves the renewal of the Management Agreement for Lot 37 on RP892266, known as Abattoir Swamp Environmental Park, for non-exclusive community management of the land by the Mitchell River Watershed Management Group Inc., until the agreement is terminated by either party.

**CARRIED**

**8.6 AGISTMENT PERMIT POLICY EXCEPTION - CALCULATION OF ANNUAL PERMIT FEE****RESOLUTION 2026/52**

Moved: Cr Ross Cardillo

Seconded: Cr Lenore Wyatt

That Council approve the commencing annual agistment permit rental fee of \$2,658.00 (incl GST), increasing by CPI each subsequent year, for Road Reserve SEGPART 9172086, abutting Lot 215 CPDA451 Bakers Road Mount Molloy.

**CARRIED**

**8.7 FINANCIAL STATEMENTS PERIOD ENDING 31 MARCH 2026****RESOLUTION 2026/53**

Moved: Cr Mladen Bosnic

Seconded: Cr Amy Braes

That Council receives the Financial Report for the period ending 31 March 2026.

**CARRIED**

## 8.8 APPOINTMENT OF AUTHORISED PERSONS FROM OTHER LOCAL GOVERNMENTS

### RESOLUTION 2026/54

Moved: Cr Ross Cardillo

Seconded: Cr Lenore Wyatt

That Council:

1. Pursuant to section 202(3) of the *Local Government Act 2009* (LGA), an authorised person of another local government, including Cairns Regional Council, Tablelands Regional Council, Cook Shire Council, and Douglas Shire Council (Neighbouring Local Government), may be appointed as authorised persons of Mareeba Shire Council; and
2. Pursuant to section 257(1)(b) of the LGA, delegates to the Chief Executive Officer the power to appoint an authorised person of a Neighbouring Local Government in accordance with section 202 of the LGA.

**CARRIED**

## 9 INFRASTRUCTURE SERVICES

### 9.1 INFRASTRUCTURE SERVICES, CAPITAL WORKS MONTHLY REPORT - MARCH 2026

#### RESOLUTION 2026/55

Moved: Cr Amy Braes

Seconded: Cr Mary Graham

That Council receives the Infrastructure Services Capital Works Monthly Report for the month of March 2026.

**CARRIED**

### 9.2 INFRASTRUCTURE SERVICES, TECHNICAL SERVICES OPERATIONS REPORT - MARCH 2026

#### RESOLUTION 2026/56

Moved: Cr Lenore Wyatt

Seconded: Cr Mary Graham

That Council receives the Infrastructure Services, Technical Services Operations Report for March 2026.

**CARRIED**

**9.3 INFRASTRUCTURE SERVICES, WATER AND WASTE OPERATIONS REPORT - MARCH 2026****RESOLUTION 2026/57**

Moved: Cr Lenore Wyatt

Seconded: Cr Amy Braes

That Council receives the Infrastructure Services, Water and Waste Operations Report for March 2026.

**CARRIED****9.4 INFRASTRUCTURE SERVICES, WORKS SECTION ACTIVITY REPORT - MARCH 2026****RESOLUTION 2026/58**

Moved: Cr Nipper Brown

Seconded: Cr Mary Graham

That Council receives the Infrastructure Services, Works Progress Report for the month of March 2026.

**CARRIED****9.5 INFRASTRUCTURE SERVICES, DISASTER RECOVERY OPERATIONS REPORT - MARCH 2026****RESOLUTION 2026/59**

Moved: Cr Amy Braes

Seconded: Cr Mladen Bosnic

That Council receives the Infrastructure Services, Disaster Recovery Operations Report for March 2026.

**CARRIED****9.6 TRAFFIC ADVISORY COMMITTEE - MINUTES OF MEETING HELD 17 MARCH 2026****RESOLUTION 2026/60**

Moved: Cr Lenore Wyatt

Seconded: Cr Mladen Bosnic

That Council receives the minutes of the Traffic Advisory Committee Meeting held Tuesday, 17 March 2026.

**CARRIED**

**10 OFFICE OF THE CEO**

**10.1 GREAT WHEELBARROW RACE ADVISORY COMMITTEE - MINUTES OF MEETING HELD 17 MARCH 2026**

**RESOLUTION 2026/61**

Moved: Cr Ross Cardillo

Seconded: Cr Nipper Brown

That Council receives the minutes of the Great Wheelbarrow Race Advisory Committee Meeting held Tuesday, 17 March 2026.

**CARRIED**

**11 CONFIDENTIAL REPORTS**

Nil

**12 BUSINESS WITHOUT NOTICE**

Nil

**13 NEXT MEETING OF COUNCIL**

The next meeting of Council will be held at 9:00am on 20 May 2026.

There being no further business, the meeting closed at 9:27am.

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Cr Angela Toppin

Chairperson