



## Ordinary Meeting

**Council Chambers**  
**Date: 21 June 2017**  
**Time: 10:00am**

## **AGENDA**

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THE ORDINARY MEETING OF THE MAREEBA SHIRE COUNCIL WILL BE HELD AT COUNCIL CHAMBERS, ON **WEDNESDAY, 21 JUNE 2017** AND THE ATTENDANCE OF EACH COUNCILLOR IS REQUESTED.

PETER FRANKS  
CHIEF EXECUTIVE OFFICER



## ORDER OF BUSINESS

MEMBERS IN ATTENDANCE

APOLOGIES/LEAVE OF ABSENCE/ABSENCE ON COUNCIL BUSINESS

BEREAVEMENTS/CONDOLENCES

DECLARATION OF ANY MATERIAL PERSONAL INTERESTS/CONFLICTS OF INTEREST

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BUSINESS ARISING OUT OF MINUTES OF PREVIOUS MEETING

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## CORPORATE AND COMMUNITY SERVICES

### REGIONAL LAND USE PLANNING

**ITEM-1**                    **M CEK - RECONFIGURING A LOT - SUBDIVISION (1 INTO 2 LOTS) LOT 4 RP733075 - 23 WRIGHT ROAD, MAREEBA - DA/17/0008**

**MEETING:**                Ordinary

**MEETING DATE:**        21 June 2017

**REPORT OFFICER'S TITLE:**                    Senior Planner

**DEPARTMENT:**         Corporate and Community Services

#### APPLICATION DETAILS

APPLICATION		PREMISES	
<b>APPLICANT</b>	M Cek	<b>ADDRESS</b>	23 Wright Road, Mareeba
<b>DATE LODGED</b>	3 April 2017	<b>RPD</b>	Lot 4 on RP733075
<b>TYPE OF APPROVAL</b>	Development Permit		
<b>PROPOSED DEVELOPMENT</b>	Reconfiguring a Lot - Subdivision (1 into 2 lots)		

<b>FILE NO</b>	DA/17/0008	<b>AREA</b>	3.792 hectares
<b>LODGED BY</b>	M Cek	<b>OWNER</b>	M Cek
<b>PLANNING SCHEME</b>	Mareeba Shire Council Planning Scheme - July 2016		
<b>ZONE</b>	Rural zone		
<b>LEVEL OF ASSESSMENT</b>	Code Assessment		
<b>SUBMISSIONS</b>	n/a		

**ATTACHMENTS:**        1. Proposal Plan/s  
 2. Applicant's supporting information dated 30 March 2017

#### EXECUTIVE SUMMARY

*Council is in receipt of a development application described in the above application details.*

*The application is code assessable and was not required to undergo public notification.*

*It has been assessed against the Mareeba Shire Council Planning Scheme and is in conflict with Performance Outcomes PO1, PO2, PO3 and PO6 of the Agricultural Land Overlay Code and Performance Outcome PO1 and Acceptable Outcome AO1 of the Reconfiguring a Lot Code.*

*Both proposed allotments are smaller than the desired minimum reconfigured lot size of 60 hectares for land within the Rural zone.*

*The intent of the planning scheme for the rural zone is to discourage the creation of additional small rural lots. The proposed development, which essentially proposes the creation of an addition small rural lifestyle allotment, is in conflict with this intent.*

*A report tabled at Council's Ordinary Meeting on 17 May 2017 recommended that the application be refused.*

*At this meeting, Council resolved to defer consideration of the application until the 21 June 2017 meeting and request that officers prepare a report outlining possible conditions of approval.*

*The proposed conditions are presented below.*

## **OFFICER'S RECOMMENDATION**

"1. That in relation to the following development application:

<b>APPLICATION</b>		<b>PREMISES</b>	
<b>APPLICANT</b>	M Cek	<b>ADDRESS</b>	23 Wright Road, Mareeba
<b>DATE LODGED</b>	3 April 2017	<b>RPD</b>	Lot 4 on RP733075
<b>TYPE OF APPROVAL</b>	Development Permit		
<b>PROPOSED DEVELOPMENT</b>	Reconfiguring a Lot - Subdivision (1 into 2 lots)		

and in accordance with the Sustainable Planning Act 2009, 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 consider that the assessment manager's decision conflicts with a relevant instrument.

Details of the conflict with the relevant instrument	Reason for the decision, including a statement about the sufficient grounds to justify the decision despite the conflict
<p>1. The proposed development is in conflict with Performance Outcomes PO1, PO2, PO3 and PO6 of the Agricultural Land Overlay Code:</p> <p><b>PO1</b> <i>The fragmentation or loss of productive capacity of land within the 'Class A' area or 'Class B' area identified on the Agricultural land overlay maps (OM-001a-n) is avoided unless:</i></p> <p>(a) <i>an overriding need exists for the development in terms of public benefit;</i>            (b) <i>no suitable alternative site exists; and</i>            (c) <i>loss or fragmentation is minimised to the extent possible.</i></p> <p><b>PO2</b> <i>Sensitive land uses in the 'Class A' area, 'Class B' area or the 'Broadhectare rural' area identified on the Agricultural land overlay maps (OM-001a-n) are designed and located to:</i></p> <p>(a) <i>avoid land use conflict;</i>            (b) <i>manage impacts from agricultural activities, including chemical spray drift, odour, noise, dust, smoke and ash;</i>            (c) <i>avoid reducing primary production potential; and</i>            (d) <i>not adversely affect public health, safety and amenity.</i></p> <p><b>PO3</b> <i>Development in the 'Class A' area or 'Class B' area identified on the Agricultural land overlay maps (OM-001a-n):</i></p> <p>(a) <i>ensures that agricultural land is not permanently alienated;</i>            (b) <i>ensures that agricultural land is preserved for agricultural purposes; and</i>            (c) <i>does not constrain the viability or use of agricultural land.</i></p> <p><b>PO6</b> <i>Any Reconfiguring a lot in the 'Class A' area, 'Class B' area or the 'Broadhectare rural' area identified on the Agricultural land overlay maps (OM-001a-n), including boundary realignments, only occurs where it:</i></p> <p>(a) <i>improves agricultural efficiency;</i>            (b) <i>facilitates agricultural activity; or</i>            (c) <i>facilitates conservation outcomes; or</i>            (d) <i>resolves boundary issues where a structure is built over the boundary line of two lots.</i></p> <p>2. The proposed development is in conflict with Performance Outcome PO1 and Acceptable Outcome AO1 of the Reconfiguring a Lot Code:</p> <p><b>PO1</b> <i>Lots include an area and frontage that:</i></p> <p>(a) <i>is consistent with the design of lots in the surrounding area;</i>            (b) <i>allows the desired amenity of the zone to be achieved;</i>            (c) <i>is able to accommodate all buildings, structures and works associated with the intended land use;</i>            (d) <i>allow the site to be provided with sufficient access;</i>            (e) <i>considers the proximity of the land to:</i>            (i) <i>centres;</i>            (ii) <i>public transport services; and</i>            (iii) <i>open space; and</i>            (f) <i>allows for the protection of environmental features; and</i>            (g) <i>accommodates site constraints.</i></p> <p><b>AO1.1</b> <i>Lots provide a minimum area and frontage in accordance with Table 9.4.4.3B.</i></p> <p>3. That there are not sufficient grounds to justify approval, despite the identified conflicts.</p>	<p>The subject site and immediately surrounding allotments are already developed for rural residential living, notwithstanding the underlying agricultural land classification.</p> <p>Proposed Lot B, the vacant lot, is considerably buffered from nearby intensive rural uses by distance and established vegetation along the banks of Levison Creek. The proposed subdivision does not result in a lessening of future rural opportunities or any further alienation of quality agricultural land.</p> <p>The proposed development is considered to represent the highest and best use of the subject land.</p>

(A) APPROVED DEVELOPMENT: Development Permit for Reconfiguring a Lot - Subdivision (1 into 2 lots)

**(B) APPROVED PLANS:**

<b>Plan/Document Number</b>	<b>Plan/Document Title</b>	<b>Prepared by</b>	<b>Dated</b>
-	Proposed Reconfiguration	-	-

**(C) ASSESSMENT MANAGER'S CONDITIONS (COUNCIL)****(a) Development assessable against the Planning Scheme**

1. Development must be carried out substantially 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 endorsement of the plan of survey, 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.
  - 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 Any existing buildings or structures (pools/tennis courts or fences) 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 Charges

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

### 3.9 Rural Addressing

The applicant must pay a contribution per additional lot for provision of rural addressing at the rate identified in the Fees and Charges Schedule at the time of payment.

## 4. Infrastructure Services and Standards

### 4.1 Access

An access crossover for each allotment, must be constructed from the edge of the road pavement, to the property boundary of each respective allotment, in accordance with the FNQROC Development Manual, to the satisfaction of Council's delegated officer.

### 4.2 Stormwater Drainage

The applicant must ensure a non-worsening effect on surrounding land as a consequence of the development and must take all reasonable and practicable measures to ensure discharge occurs in compliance with the Queensland Urban Drainage Manual (QUDM) and the FNQROC Development Manual.

### 4.3 Water Supply

Proposed Lot A must be provided with a water supply 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) A minimum 2 megalitre water allocation from SunWater's irrigation supply network; or

- (c) on-site water storage tank/s:
  - (i) with a minimum capacity of 90,000L;
  - (ii) fitted with a 50mm ball valve with a camlock fitting;
  - (iii) which are installed and connected prior to the occupation or use of the development.

At the time of construction of a dwelling on proposed Lot B, 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) A minimum 2 megalitre water allocation from SunWater's irrigation supply network; or
- (c) on-site water storage tank/s:
  - (i) with a minimum capacity of 90,000L;
  - (ii) fitted with a 50mm ball valve with a camlock fitting;
  - (iii) which are installed and connected prior to the occupation or use of the development.

#### 4.4 On-Site Wastewater Management

At the time of construction of a new dwelling on proposed Lot B, 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.

5. Additional Payment Condition/s (section 650 of the Sustainable Planning Act 2009)

- 5.1 The additional payment condition has been imposed as the development will create additional demand on trunk infrastructure which will create additional trunk infrastructure costs for council.
- 5.2 The developer must pay \$4,425.00 per additional lot as a contribution toward trunk infrastructure with the amount of the contribution increased on 1 July each year in accordance with the increase for the PPI index for the period starting on the day the development approval takes effect, adjusted by reference to the 3-yearly PPI index average to the date of payment.
- 5.3 The trunk infrastructure for which the payment is required is:
  - The trunk transport network servicing the land (\$4,425.00 per additional allotment)
- 5.4 The developer may elect to provide part of the trunk infrastructure instead of making the payment.
- 5.5 If the developer elects to provide part of the trunk infrastructure the developer must:
  - Discuss with Council's delegated officer the part of the works to be undertaken;
  - Obtain the necessary approvals for the part of the works;
  - Indemnify the Council in relation to any actions, suits or demands relating to or arising from the works;
  - Take out joint insurance in the name of the Council and the developer in the sum of \$20,000,000 in relation to the undertaking of the works;
  - Comply with the reasonable direction of Council officers in relation to the completion of the works;
  - Complete the works to the standards required by the Council; and
  - Complete the works prior to endorsement of the plan of subdivision.

(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) 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.

(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:

- conditions regarding on-site wastewater disposal system design (at time of dwelling construction)
- an approved source of water supply via bore/perennial watercourse

(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.environment.gov.au](http://www.environment.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.datsip.qld.gov.au](http://www.datsip.qld.gov.au).

(E) RELEVANT PERIOD

When approval lapses if development not started (s.341)

- Reconfiguring a Lot not requiring Operational Works – two (2) years (starting the day the approval takes effect);

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

- Development Permit for Operational Works

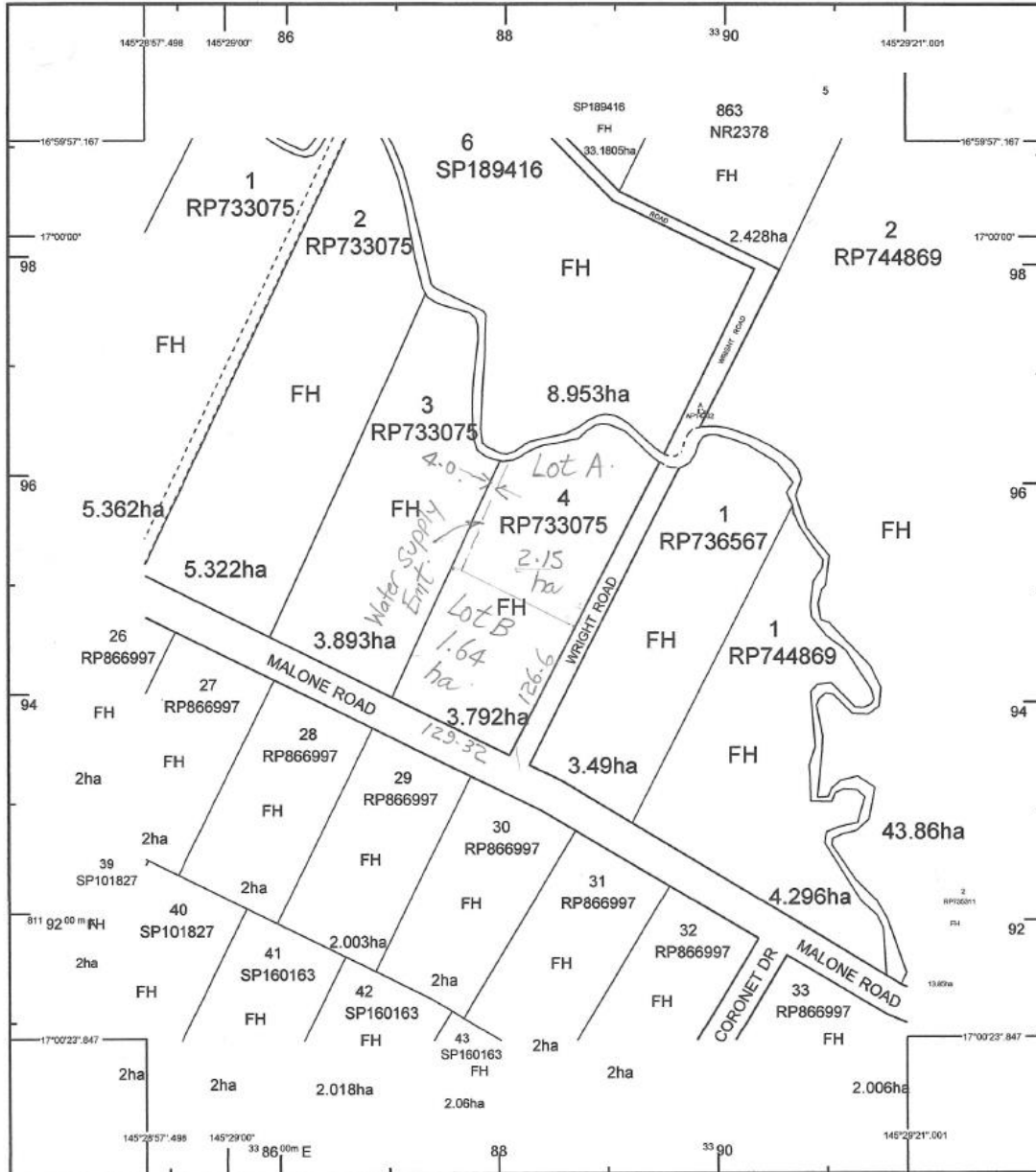
(G) OTHER APPROVALS REQUIRED FROM COUNCIL

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

**Date Prepared:** 5 June 2017

**ATTACHMENT 1**

**PROPOSED PLANS**



STANDARD MAP NUMBER  
7963-11111



MAP WINDOW POSITION & NEAREST LOCATION  
+ ←  
HP239F:250  
11°30'37.50"  
MW562A  
872.00

**SUBJECT PARCEL DESCRIPTION**

DCDB	4RP733075
Lot/Plan	3.792ha
Area/Volume	FREEHOLD
Tenure	MAREEBA SHIRE
Local Government	MAREEBA
Locality	9140/17
Segment/Parcel	

**CLIENT SERVICE STANDARDS**

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146.61.

**ATTACHMENT 2**

DA/17/0008

Town Planner  
Mareeba Shire Council

30.03.17

**23 Wright Rd Mareeba  
RECONFIGURING A LOT - SUBDIVISION (1 INTO 2 LOTS)**

I would like to propose the split of the subject site to form two (2) rural residential sized allotments.

Below are the main reasons for subdivision:

**Land Description**

The land is not viable in any capacity of farming for the following reasons:

- . . The land size is not of commercial size.
- . . The water allocation is only useful for domestic and hobby type uses.
- . . Soil quality is very marginal and is not recommended for many agricultural uses.
- . . Land is dissected by a gully through the middle of it.
- . . Residential living fronting two sides of this block.
- . . Rural residential acreage across Malone Road.
- . . Chemical spraying would create problems with residents nearby.

This property was never a working farm as it has very limited production capabilities.

The topography is rugged and fractured.

On approximately 30% of land there is a gully running through the middle of the property.

Approximately 20% of the farm has unproductive gravel soil.

Having frontage on both Malone Rd and Wright Rd, I have immediate neighbours across two roads on 5 acres blocks also.

12 mgs of water allocation supply is available from Levison Creek.

This property has been for sale for 4 years.

To date I have not be able to achieve one single offer despite the price being very reasonable.

Feedback from Real Estate agents include potential buyers are all pointing to big gully and gravely soil.

To sell the property I am proposing to split property to two blocks and request Mareeba Shire Council for approval of subdivision on this property.

**Block A being 2.15 ha with existing buildings and 6 mgs of water allocation.**

**Block B being 1.6 ha with easement to the Levison Creek and 6 mgs water supply.**

**Block B already has existing access from Malone Road.**

Two smaller blocks would be easier to sell.

Due to recent pension rule changes with land acreage size, I have lost a considerable amount of pension. This situation has created hardship for me and I wish to sell as soon as possible.

Regards  
Milena Cek







**ITEM-2**                      **ALIGNMENT AMENDMENT TO THE MAREEBA SHIRE COUNCIL PLANNING SCHEME - JULY 2016**

**MEETING:**                      Ordinary

**MEETING DATE:**              21 June 2017

**REPORT OFFICER'S TITLE:**              Senior Planner

**DEPARTMENT:**                Corporate and Community Services

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**EXECUTIVE SUMMARY**

*The Planning Act 2016 (PA) was assented to on 25 May 2016 and will commence on 3 July 2017, replacing the Sustainable Planning Act 2009 (SPA).*

*The PA includes new provisions, decision rules and terminology different to SPA, including for example, changes to terminology surrounding categories of development and assessment.*

*Due to its differences with the SPA, the PA allows for an alignment amendment to existing planning schemes, to enable a smoother transition to the new development assessment process.*

*The drafting and completion of an alignment amendment under the Ministers Rules – Alignment Amendment Rules Version 01 (Attachment 1) provides Council with the ability to better prepare for the commencement of the Planning Act 2016 and the Planning Regulation 2017 on 3 July 2017.*

*The Department of Infrastructure, Local Government and Planning engaged Cardno to prepare an alignment amendment (Attachment 2) to the Mareeba Shire Council Planning Scheme – July 2016.*

*The purpose of this report is for Council to resolve to propose to make an alignment amendment, make the alignment amendment; and commence the alignment amendment.*

**OFFICER'S RECOMMENDATION**

"That this Report be received and that Council:

- (a) Make an alignment amendment to the Mareeba Shire Council Planning Scheme – July 2016 under the Alignment Amendment Rules made by the Planning Minister under section 293 of the Planning Act 2016, as outlined in Attachment 2;
  - (b) Make the alignment amendment to the Mareeba Shire Council Planning Scheme – July 2016, as outlined in Attachment 2, to take effect on the commencement of the Planning Act 2016 on 3 July 2017;
-

- (c) Give notice of the alignment amendment by placing a public notice in a local newspaper, government gazette and the Mareeba Shire Council website; and
- (d) Provide the Chief Executive of the Department of Local Government, Infrastructure and Planning a copy of the public notice and a copy of the alignment amendment.”

## **BACKGROUND**

On 3 July 2017, the Planning Act 2016 (the Act) will commence and replace the Sustainable Planning Act 2009 (SPA) as Queensland’s new planning legislation. The Act includes new provisions, decision rules and terminology different to SPA, including for example, changes to terminology surrounding categories of development and assessment.

Chapter 8 of the Act contains transitional provisions providing for the legal transition of existing planning schemes and terminology. Notwithstanding this, the Minister has provided a set of rules outlining a process for Council to make certain non-substantial changes (alignment amendments) to planning schemes to reflect the Act.

The Minister’s rules allow for Council to determine the extent of the alignment amendments with options to apply all or part of the regulated requirements under the Act. It is at the Council’s discretion to either undertake alignment amendments or continue under the transitional provisions.

The rules allow for Council to make non-substantial changes to reflect the Act including:

1. improving and clarifying assessment benchmarks, notably codes, to ensure they are sufficiently robust;
2. reformatting or revising the structure of the planning scheme to improve its clarity or operation;
3. replacing terminology or language with terminology consistent with the Act, including but not limited to names of categories of development or categories of assessment;
4. changes of form not involving substantial changes of substance.

To ensure a seamless transition and interpretation of the Act’s new terminology, it is proposed to undertake an alignment amendment to the Mareeba Shire Council Planning Scheme under the Minister’s rules.

The Department of Infrastructure, Local Government and Planning engaged Cardno to prepare an alignment amendment (**Attachment 2**) to the Mareeba Shire Council Planning Scheme – July 2016.

Further details of the alignment amendment are contained in the Strategic Framework Review document (**Attachment 3**).

## **LINK TO CORPORATE PLAN**

Nil

## **CONSULTATION**

*Internal*  
Council officers

---

*External*

Department of Infrastructure, Local Government and Planning  
Cardno consultants

**LEGAL AND RISK IMPLICATIONS (STATUTORY BASIS, LEGAL AND RISKS)**

The adoption and commencement of the alignment amendment to the Mareeba Shire Council Planning Scheme will ensure the improved planning framework and positive outcomes contained within the planning scheme will be realised.

**POLICY IMPLICATIONS**

The alignment amendment to the Mareeba Shire Council Planning Scheme has been prepared in accordance with the Ministers Rules – Alignment Amendment Rules Version 01 (**Attachment 1**).

**FINANCIAL & RESOURCE IMPLICATIONS***Capital*

Nil – The cost of Cardno’s planning consultancy services has been met by the State.

*Operating*

A budget allocation has been provided in the 2016/17 financial year to complete the public notification of the amended planning scheme.

*Is the expenditure noted above included in the 2016/2017 budget?*

Yes

*If not, you must recommend how the budget can be amended to accommodate the expenditure*

Nil

**IMPLEMENTATION/COMMUNICATION**

Council must give notice of the alignment amendment by placing a public notice in a local newspaper, government gazette and the Mareeba Shire Council website; and provide the Chief Executive of the Department of Local Government, Infrastructure and Planning a copy of the public notice and a copy of the alignment amendment.

**ATTACHMENTS**

1. Ministers Rules – Alignment Amendment Rules Version 01
2. Alignment amendment to the Mareeba Shire Council Planning Scheme (distributed separate to the Agenda)
3. Strategic Framework Review document (distributed separate to the Agenda)

**Date Prepared:** 12 June 2017

**ATTACHMENT 1**

Department of Infrastructure, Local Government and Planning

## Alignment amendment rules

Minister's rules under section 293 of the *Planning Act 2016*

MINISTER'S  
RULES**Version 01****Made 25 November 2016**

This document is a statutory instrument made under the *Planning Act 2016* (the Act)<sup>1</sup>, and given effect by the Minister publishing a gazette notice.

It sets out **rules**<sup>2</sup> that must be followed for making amendments of a type stated in schedule 1 (**alignment amendment**) to local planning instruments<sup>3</sup>.

<sup>1</sup> Section 17 of the *Acts Interpretation Act 1954* provides the power to make and use a statutory instrument between enactment and commencement of the Act.

<sup>2</sup> Section 293(1) of the Act provides for the Minister to make rules about making amendments to a local planning instrument that are of a type the Minister is satisfied:

- (a) are consistent with the Act; and
- (b) do not substantially change the effect of the instrument.

<sup>3</sup> Section 8(3) of the Act defines a local planning instrument as a planning instrument made by a local government and as either a planning scheme, planning scheme policy or temporary local planning instrument.

## Minister's rules for an alignment amendment to a local planning instrument

### 1. What these rules apply to

- 1.1. These rules apply to an alignment amendment of a local planning instrument.

### 2. Propose to make an alignment amendment

- 2.1. The local government must **decide**<sup>4</sup> to propose to make an alignment amendment under these rules to a local planning instrument.

### 3. Make<sup>5</sup> the amendment

- 3.1. After preparing the proposed alignment amendment, the local government must decide to:
  - (a) make the alignment amendment; and
  - (b) commence the alignment amendment upon or after commencement of the Act.
- 3.2. After making the alignment amendment, the local government must publish, as soon as practical, a public notice about the alignment amendment.
- 3.3. The public notice must state the following:
  - (a) the name of the local government;
  - (b) the title of the alignment amendment;
  - (c) the purpose and general effect of the alignment amendment;
  - (d) the date the alignment amendment was made;
  - (e) the commencement date for the alignment amendment<sup>6</sup>; and
  - (f) where a copy of the alignment amendment may be inspected and purchased.
- 3.4. The local government must, as soon as possible after publishing a public notice under section 3.2, give the chief executive:
  - (a) a copy of the public notice;
  - (b) a copy of the alignment amendment; and
  - (c) a copy of the amended instrument, if requested by the chief executive.

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<sup>4</sup> The local government's decision at step 2.1 may also cover and include the local government's decision to make the alignment amendment at step 3.1.

<sup>5</sup> 'Make' within these rules refers to the local government finalising the amendment and it having effect.

<sup>6</sup> While an alignment amendment may be made prior to the Act commencing, an alignment amendment cannot commence until the Act commences.

## Schedule 1 – Scope of amendments made under these rules

1. Amendments to which these rules apply are limited to amendments where the effect of the local planning instrument is not substantially changed as a result, including the circumstances below:
  - (a) improving and clarifying assessment benchmarks, notably codes, to ensure they are sufficiently robust to permit assessment as required by the decision rules for code assessment under the Act, and taking into account matters referred to in section 43(2) of the Act;
  - (b) reformatting or revising the structure of the local planning instrument to improve its clarity or operation, including but not limited to removing or altering certain sections of a QPP-compliant planning scheme which may be redundant;
  - (c) replacing terminology or language from repealed or soon-to-be-repealed legislation<sup>7</sup> with terminology consistent with the Act, including but not limited to names of categories of development or categories of assessment and content for the regulated requirements in the *Planning Regulation 2017*; or
  - (d) changes of form not involving substantial changes of substance.
  
2. An amendment to which these rules apply does not include<sup>8</sup>:
  - (a) a change to a matter of State interest;
  - (b) a substantial change to a policy position as currently expressed in the instrument;
  - (c) a substantial change to a category of development or category of assessment for a particular use or activity;
  - (d) a change, other than a change that is in the opinion of the local government minor or inconsequential, to a person's or entity's development rights under the instrument; or
  - (e) a change which, in the opinion of the local government, would be likely to result in widespread public interest in the local government area and / or in multiple public submissions.

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<sup>7</sup> Specifically, *Integrated Planning Act 1997* (IPA) and *Sustainable Planning Act 2009* (SPA).

<sup>8</sup> An amendment that is not an alignment amendment follows the processes, rules or guidelines as set out in the *Statutory guideline for making and amending local planning instruments* made under SPA or the *Minister's Guidelines and Rules* (currently interim) made under the Act, whichever is relevant at the time.

## Schedule 2 – Definitions and abbreviations

<b>DEFINITIONS</b>	
<b><i>Decide</i></b>	<p>means a local government making a decision in relation to certain matters before proceeding to the next action under this instrument</p> <p>Editor's note – a local government may delegate its power to amend its planning scheme under the <i>Sustainable Planning Act 2009</i> or <i>Planning Act 2016</i> in accordance with section 257 of the <i>Local Government Act 2009</i> and section 238 of the <i>City of Brisbane Act 2010</i>, other than where a decision is required to be made by resolution in accordance with an Act.</p>
<b><i>Public notice</i></b>	<p>means a notice published—</p> <ul style="list-style-type: none"> <li>(i) in the gazette; and</li> <li>(ii) in a newspaper circulating in the local government's area; and</li> <li>(iii) on the local government's website</li> </ul>
<b><i>QPP planning scheme</i></b>	<p>being a planning scheme that complies with the Queensland Planning Provisions</p>

<b>ABBREVIATIONS</b>	
IPA	<i>Integrated Planning Act 1997</i>
SPA	<i>Sustainable Planning Act 2009</i>
The Act	<i>Planning Act 2016</i>

**ATTACHMENT 2**

Distributed electronically to Councillors

A hard copy of the alignment amendment to the Mareeba Shire Council Planning Scheme is available for inspection in the Council Boardroom.



**ATTACHMENT 3**

Distributed electronically to Councillors

A hard copy of the Strategic Framework Review document is available for inspection in the Council Boardroom.



## GOVERNANCE AND COMPLIANCE

### **ITEM-3                      DELEGATIONS - PLANNING ACT 2016**

**MEETING:**                      Ordinary

**MEETING DATE:**            21 June 2017

**REPORT OFFICER'S  
TITLE:**                          Manager Development and Governance

**DEPARTMENT:**              Corporate and Community Services

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#### **EXECUTIVE SUMMARY**

*As part of the monthly delegations update service provided by MacDonnells Law, Council is advised of amendments to various pieces of legislation that require amendments to existing delegations or new delegations to be made by Council. The only changes proposed in this report relate to the Planning Act 2016.*

#### **OFFICER'S RECOMMENDATION**

"That:

1. Council delegates the exercise of the powers contained in the attached Instrument of Delegation to the Chief Executive Officer, with such powers to be exercised subject to any limitations contained in Schedule 1 of the Instrument of Delegation.
2. Any prior delegations of power relating to the same matters contained in the attached Instrument of Delegation are revoked. "

#### **BACKGROUND**

At the meeting of Council held on 21 January 2015, Council delegated to the Chief Executive Officer the necessary statutory powers under various pieces of legislation to enable him to perform the requirements of his role effectively and efficiently manage the operations of the Council.

Council subscribes to a monthly delegations update service provided by MacDonnells Law, under which MacDonnells review the myriad pieces of legislation that provide statutory powers to local government and they then advise the subscribing Councils of any changes to legislation that require amendment of existing delegations or new delegations to be made by Council.

The Instruments of Delegation attached to this report set out those pieces of legislation recently reviewed by MacDonnells and the delegations to be made as a result thereof.

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The Planning Act 2016 ("**PLAA**") was passed in Parliament on 25 May 2016, and commences on 3 July 2017. The PLAA replaces the Sustainable Planning Act 2009 ("**SPA**").

*Advice from Macdonnells Law 'that from 3 July 2017, Council should implement delegations for PLAA in accordance with the enclosed instrument. However, it is recommended Council continues to maintain its existing delegations under SPA after 3 July, as there are transitional arrangements under the PLAA for existing development applications and other existing planning matters that means SPA continues to apply in some circumstances.'*

*Macdonnells Law have also advised 'that a Planning Regulation will eventually be enacted to accompany the PLAA. A Planning Regulation exists in draft form, but has not yet been enacted. Once it has been, we will finalise tables of delegable powers and relevant instruments for the Planning Regulation, and circulate them to our subscribing Councils to adopt.'*

### **Limitations to the Exercise of Power**

All delegations are made subject to the following limitations:

1. The delegate will not exercise any delegated power in relation to a matter which, to the delegate's knowledge, adversely affects, or is likely to affect adversely, Council's relations with the public at large.
2. The delegate will not exercise any delegated power contrary to a resolution or other decision of Council (including a policy decision relating to the matter).
3. The delegate will not exercise any delegated power in a manner, or which has the foreseeable effect, of being contrary to an adopted Council policy or procedure.

### **LINK TO CORPORATE PLAN**

**GOV 5:** Conduct a work management systems and procedures review to develop an efficient organisation supported by cost effective work practices and systems.

### **CONSULTATION**

#### *Internal*

Director Corporate and Community Services

#### *External*

MacDonnells Law

### **LEGAL AND RISK IMPLICATIONS (STATUTORY BASIS, LEGAL AND RISKS)**

There are legal implications for local government if management is not aware of the delegated powers and powers of authorised persons that are required for their sections to operate efficiently.

The statutory powers of employees, whether delegated to their position by the Chief Executive Officer or obtained as a result of an appointment as an authorised person under particular statutes, will be invalid if they cannot be supported by an instrument documenting the particulars.

In the case where Council is challenged on an action taken or a decision made by its employees, there needs to be proof that the employee held the powers required to do so. Such documentation is known as the instrument and is required for delegations, sub-delegations and appointments. Section 260 requires the CEO to establish and maintain a register of delegations and make it available to the public.

### **POLICY IMPLICATIONS**

Nil

### **FINANCIAL & RESOURCE IMPLICATIONS**

*Capital*

Nil

*Operating*

Nil

### **IMPLEMENTATION/COMMUNICATION**

Nil

### **ATTACHMENTS**

1. Instrument of Delegation

***Date Prepared:*** 22 May 2017

## INSTRUMENT OF DELEGATION

### **Mareeba Shire Council** *Planning Act 2016*

Under section 257 of the *Local Government Act 2009*, Mareeba Shire Council resolves to delegate the exercise of the powers contained in Schedule 1 to the Chief Executive Officer.

These powers must be exercised subject to the limitations contained in Schedule 2.

All prior resolutions delegating the same powers to the Chief Executive Officer are repealed.

## Schedule 1

**Planning Act 2016 ("PLAA")**
**CHAPTER 2 – PLANNING**
**Part 3 - State Planning Instruments**

Entity power given to	Section of PA	Description
Person	10(2)(c)	Power to make a written submission about the instrument to the Minister.

**Part 3 - Local Planning Instruments**
**Division 2 – Making or amending planning schemes**

Entity power given to	Section of PA	Description
Local Government	18(1)	Power to propose to make or amend a planning scheme.
Local Government	18(2)	Power to give notice of the proposed planning scheme or proposed amendment to the Chief Executive.
Local Government	18(3)	Power to consult with the Chief Executive.
Local Government	18(3)(b)	Power to consider amended notice given by the Chief Executive about the process for making or amending the planning scheme
Local Government	18(6)	Power to make or amend the planning scheme by following the process in the notice or amended notice.
Local Government	19(1)	Power to apply a planning scheme as a categorising instrument in relation to prescribed tidal works in the tidal area for its non-port local government area, to the extent prescribed by regulation.
Local Government	20(2)	Power to amend a planning scheme by following the process in the Minister's rules.
Local Government	21	In certain circumstances, power to follow the process in the Minister's rules for making or amending an LGIP.
Local Government	22(1)	Power to amend a planning scheme policy by following the process in the Minister's rules.
Local Government	23(1)	Power to make a TLPI if the local government and Minister decide – <ul style="list-style-type: none"> <li>a) there is significant risk of serious adverse cultural, economic, environmental or social conditions happening in the local government area;</li> <li>b) the delay involved in using the process in sections 18 to 22 to make or amend another local planning instrument would increase the risk; and</li> <li>c) the making of the TLPI would not adversely affect State interests.</li> </ul>
Local Government	23(2)	Power to amend a TLPI if the Minister decides the amendment of the TLPI would not adversely affect State interests.
Local Government	23(4)	Power to make or amend a TLPI by following the process in the Minister's rules.
Local Government	24(5)	Power to repeal a TLPI by making, or amending, a planning scheme to specifically repeal the TLPI.
Local Government	25(1)(a)	Power to review planning scheme.

Local Government	25(1)(b)	Power to decide, based on that review, whether to amend or replace the planning scheme.
Local Government	25(2)	Power to: <ul style="list-style-type: none"> <li>a) give written reasons for the decision to the Chief Executive;</li> <li>b) publish a public notice in the approved form about the decision; and</li> <li>c) keep a copy of the public notice in a conspicuous place in the local government's public office for a period of at least 40 business days after the notice is published.</li> </ul>
Local Government	25(3)	Power to undertake an LGIP review.

### Division 3 – State Powers for local planning instruments

Entity power given to	Section of PA	Description
Local Government	26(3)(c)	Power to may make a submission to the Minister about taking the action.
Local Government	26(4)(a)	Power to take action in accordance with Minister's direction under a Notice.
Local Government	26(4)(b)	Power to take other action in accordance with Minister's direction.

## Part 4 - Superseded Planning Schemes

### Division 1 – Applying superseded planning schemes

Entity power given to	Section of PA	Description
Local Government	29(4)(a)	Power to accept, assess and decide a development application (a superseded planning scheme application) under a superseded planning scheme.
Local Government	29(4)(b)	Power to apply a superseded planning scheme to the carrying out of development that was accepted development under the superseded planning scheme.
Local Government	29(6)	Power to decide whether or not to agree to a superseded planning scheme request within the period prescribed by, or extended as required under, the regulation.
Local Government	29(7)	Power to give a decision notice to the person who made the superseded planning scheme request.

### Division 2 - Compensation

Entity power given to	Section of PA	Description
Local Government	30(5)	Power to prepare a report assessing feasible alternatives for reducing the risk stated in subsection (4)(e), including imposing development conditions on development approvals.
Local Government	32(1)(a)	Power to approve all or part of a compensation claim.
Local Government	32(1)(b)	Power to refuse a compensation claim.
Local	32(1)(c)	Power to give a notice of intention to resume the affected owner's interest in



Government		premises under the Acquisition Act, section 7.
Local Government	32(2)	Power to decide to amend the planning scheme to allow premises to be used for the purposes that the premises could be used for under the superseded planning scheme.
Local Government's Chief Executive Officer	32(3)	Power to give the affected owner: a) notice of intention to resume; b) a notice that states the local governments decision and the amount of compensation to be paid and then affected owners appeal rights.

**Part 5 - Designation of premises for development of infrastructure**

Entity power given to	Section of PA	Description
Designator	35(1)	Power to identify premises for the development of 1 or more types of infrastructure that are prescribed by regulation.
Designator	35(2)	Power to include designation requirements about any of the matter contained in 35(2)(a)-(c).
Designator	36(1)(a)	Power to be satisfied that the infrastructure will satisfy statutory requirements, or budgetary commitments, for the supply of the infrastructure.
Designator	36(1)(b)	Power to be satisfied that there is or will be a need for the efficient and timely supply of the infrastructure.
Local Government	36(7)(e)	Power to make submission to a Designator in relation to making or amending a designation.
Local Government	37(6)	Power to follow the process in the designation process rules before making or amending a designation.
Designator	38(1)	Power to:- a) consider properly made submissions; b) decide to make or amend a designation; and c) publish a gazette notice.
Designator	39(2)	Power to extend the duration of a designation, for up to 6 years, by publishing a gazette notice about the extension before the designation stops having effect.
Public Sector Entity	39(4)	Power to discontinue proceedings to resume designated premises.
Designator	40(1)	Power to repeal a designation by publishing a gazette notice that states— a) that the designation is repealed; and b) a description of the designated premises; and c) the type of infrastructure for which the premises were designated; and d) the reasons for the repeal.
Designator	41(4)	Power to: a) repeal the designation; b) decide to refuse the request; and c) decide to take other action that designator considers appropriate in the circumstances.
Designator	41(5)	Power to give a decision notice.
Local Government	42(2)	Power to include a note about the making amendment extension or appeal in the planning scheme.
Local	42(4)	Power to include a note the planning scheme in a way that ensures the other provisions of the scheme that apply to the designated premises remain

Government		effective.
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### CHAPTER 3 – DEVELOPMENT ASSESSMENT

#### Part 1 - Types of development and assessment

Entity power given to	Section of PA	Description
Local Government	46(2)(a)	Power to give an exemption certificate for a development.
Local Government	46(3)(a)	Power to seek agreement from referral agencies about the giving of an exemption certificate.

#### Part 2 - Development applications

##### Division 2 – Making or changing applications

Entity power given to	Section of PA	Description
Owner	51(2)	Power to give owner's consent
Assessment Manager	51(4)(c)	Power to accept an application that does not comply with subsection (1)(a) or (b)(i).
Assessment Manager	51(4)(d)	Power to accept an application that does not comply with subsection (1)(b)(ii) to the extent the required fee has been waived under section 109(b).
Assessment Manager	53(3)	Power to assess and decide a development application even if some of the requirements of the development assessment rules about the notice have not been complied with, if the assessment manager considers any noncompliance has not— (a) adversely affected the public's awareness of the existence and nature of the application; or (b) restricted the public's opportunity to make properly made submissions about the application.
Assessment Manager	53(4)(a)	Power to consider submissions about a development application.
Assessment Manager	53(10)	Power to give notice on behalf of an applicant to a referral agency for a fee.

#### Part 3 - Assessing and deciding development applications

##### Division 1 – Referral agency's assessment

Entity power given to	Section of PA	Description
Assessment Manager	54(5)	Power to give a copy of a development application on behalf of an applicant to a referral agency for a fee.

##### Division 2 – Assessment manager's decision

Entity power given to	Section of PA	Description
Assessment Manager	60(2)(b)	Power to decide to approve the application even if the development does not comply with some of the assessment benchmarks.

Assessment Manager	60(2)(c)	Power to impose development conditions on an approval.
Assessment Manager	60(2)(d)	To the extent the development does not comply with some or all the assessment benchmarks, power to decide to refuse the application only if compliance cannot be achieved by imposing development conditions.
Assessment Manager	60(3)(a)	Power to decide to approve all or part of the application.
Assessment Manager	60(3)(b)	Power to decide to approve all or part of the application, but impose development conditions on the approval.
Assessment Manager	60(3)(c)	Power to decide to refuse the application.
Assessment Manager	60(5)	Power to give a preliminary approval for all or part of the development application, even though the development application sought a development permit.
Assessment Manager	61(3)(a)(i)	Power to decide to approve all or some of the variations sought.
Assessment Manager	61(3)(a)(ii)	Power to decide to approve different variations from those sought.
Assessment Manager	61(3)(b)	Power to decide to refuse the variation orders sought.
Assessment Manager	63(1)	Power to give a decision notice.
Assessment Manager	63(4)	Power to publish a notice about the decision on the assessment managers website.
Assessment Manager	64(6)(a)	Power to give an applicant a decision notice which approves the application.
Assessment Manager	64(6)(b)	Power to give an applicant a decision notice which approves the application subject to development conditions.

### Division 3 – Development conditions

Entity power given to	Section of PA	Description
Assessment Manager/ Referral Agency	67	Power to make an agreement with an applicant to establish the responsibilities, or secure the performance, of a party to the agreement about a development condition.

## Part 5 - Development Approvals

### Division 2 – Changing development approvals

#### Subdivision 1 – Changes during appeal period

Entity power given to	Section of PA	Description
Assessment Manager	75(4)(b)(ii)	Power to provide an applicant with a notice that they do not agree with the change representations.
Assessment Manager	75(4)(b)(iii)	Power to agree with an applicant to a longer period to make change representations.
Assessment Manager	76(1)	Power to assess change representations against and having regard to the matters that must be considered when assessing a development application to

		the extent those matters are relevant.
Assessment Manager	76(2)	Power to give a negotiated decision notice.
Local Government	76(6)	Power to give a replacement infrastructure charges notice to an applicant.

**Subdivision 2 – Changes after appeal period**

Entity power given to	Section of PA	Description
Assessment Manager	78(3)(c)	Power to consider a change application.
Responsible Entity	79(2)(a)	Power to be satisfied that an application complies with subsection (1).
Assessment Manager	79(2)(b)	Power to be satisfied the application complies with subsection (1)(b)(iii).
Responsible Entity	79(2)(c)	Power to accept an application that does not comply with subsection (1)(a) or (b)(ii).
Responsible Entity	79(2)(d)	Power to accept an application that does not comply with subsection (1)(b)(i) to the extent the required fee has been waived under section 109(b).
Affected Entity	80(3)	Power to give the person who proposes to make the change application a notice (a pre-request response notice) that states— (a) whether the affected entity objects to the change; and (a) the reasons for any objection.
Affected Entity	80(5)(a)	Power to give a responsible entity and the applicant a response notice that states that the affected entity has no objection to the change.
Affected Entity	80(5)(b)	Power to give a responsible entity and the applicant a response notice that states that the affected entity objects to the change and the reasons for objection.
Responsible Entity	81(3)(a)	Power to assess against, or have regard to, the matters that applied when the development application was made.
Responsible Entity	81(3)(b)	Power to assess against, or have regard to, the matters that applied when the change application was made.
Responsible Entity	81(4)(a)	Power to make the change, with or without imposing development conditions, or amending development conditions, relating to the change.
Responsible Entity	81(4)(b)	Power to refuse to make the change.
Responsible Entity	81(7)	Power to agree with applicant to an extension for a minor change application.

**Subdivision 3 – Notice of Decision**

Entity power given to	Section of PA	Description
Responsible Entity	83(1)	Power to give a decision notice.

**Division 3 – Cancelling development approvals**

Entity power given to	Section of PA	Description
Assessment Manager	84(4)	Power to cancel the development approval and give notice of the cancellation.

**Division 4 – Lapsing of and extending development approvals**

Entity power given to	Section of PA	Description
Assessment Manager	86(3)(a)	Power to be satisfied that an application complies with subsection (2).
Assessment Manager	86(3)(b)	Power to be satisfied that an application complies with subsection (2)(b)(ii) before an application can be accepted.
Assessment Manager	86(3)(c)	Power to accept an application that does not comply with subsection (2)(a).
Assessment Manager	86(3)(d)	Power to accept an application that does not comply with subsection (2)(b)(i) to the extent the required fee has been waived under section 109(b).
Assessment Manager	87(1)	Power to consider any matter that the assessment manager considers relevant, even if the matter was not relevant to assessing the development application.
Assessment Manager	87(2)(a)	Power to decide whether to give or refuse the extension sought.
Assessment Manager	87(2)(b)	Power to decide extend the currency period for a period that is different from the extension sought.
Assessment Manager	87(3)	Power to agree to extend the 20 business day period.
Assessment Manager	88(3)	Power to any use security paid under a condition stated in section 65(2)(e) in the approval or agreement under section 67.

**Division 5 – Noting development approvals on planning schemes**

Entity power given to	Section of PA	Description
Local Government	89(1)(a)	Power to consider whether a development approval is substantially inconsistent with its planning scheme.
Local Government	89(1)(b)	Power to give a variation approval.

**Part 6 - Minister's powers**
**Division 3 – Minister's call in**

Entity power given to	Section of PA	Description
Person	102(2)	Power to make representations about the proposed calling notice.
Decision-maker	105(3)	Power to provide Minister with reasonable help.

**Part 7 - Miscellaneous**

Entity power given to	Section of PA	Description
Assessment Manager or Referral Agency or Responsible Entity	109(a)	Power to refund all or part of a required fee.
Assessment Manager or Referral Agency or Responsible Entity	109(b)	Power to waive all or part of a required fee, in the circumstances prescribed by regulation.

**CHAPTER 4 – INFRASTRUCTURE**
**Part 2 - Provisions for Local Governments**
**Division 2 – Changes for trunk infrastructure**
**Subdivision 2 – Charges resolutions**

Entity power given to	Section of PA	Description
Participating Local Government for a distribution-retailer	115(2)	Power to enter into an agreement (a <b>breakup agreement</b> ) about the charges breakup.

**Subdivision 3 – Levying charges**

Entity power given to	Section of PA	Description
Local Government	119(2)	Power to give an infrastructure charges notices.
Local Government	119(6)	Power to give an applicant an amended infrastructure charges notice.

**Subdivision 4 – Payment**

Entity power given to	Section of PA	Description
Local Government	123(1)(a)	Power to make an agreement with recipient of an infrastructure charges notice about whether the levied charge under the notice may be paid other than as required under section 122 including whether the charge may be paid by instalments.
Local Government	123(1)(b)	Power to make an agreement with recipient of an infrastructure charges notice about whether infrastructure may be provided instead of paying all or part of the levied charge.

**Subdivision 5 – Changing charges during relevant appeal period**

Entity power given to	Section of PA	Description
Local Government	125(2)	Power to consider representations.
Local Government	125(3)	Power to give a negotiated notice to the recipient.

**Subdivision 2 – Changing charges during relevant appeal period**

Entity power given to	Section of PA	Description
Local Government	131(2)	Power to agree to an alternative payment time.
Local Government	135(3)	Power to make an agreement with a payer in relation to a refund.

**Division 4 – Miscellaneous provisions about trunk infrastructure**
**Subdivision 1 – Conversion of particular non-trunk infrastructure before construction starts**

Entity power given to	Section of PA	Description
Local Government	140(1)	Power to consider and decide the conversion application.
Local Government	140(3)	Power to give the applicant a notice requiring the applicant to give information that the local government reasonably needs to make the decision.
Local Government	142(3)	Power to amend the development approval by imposing a necessary infrastructure condition for the trunk infrastructure.

**Subdivision 2 – Other Provisions**

Local Government	144(2)	Power to make an agreement with an applicant in relation to a levied charge.
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**Part 3 - Provisions for State infrastructure providers**

Entity power given to	Section of PA	Description
Local Government	149(2)(b)	Power to agree with the state infrastructure provider and the person who provided the replacement infrastructure about when the amount of the levy charge will be paid.

**Part 4 - Infrastructure agreements**

Entity power given to	Section of PA	Description
Public Sector Entity	151(2)	Power to tell the entity making the proposal if the recipient agrees into entering into a negotiations for an infrastructure agreement.
Public Sector Entity	158(1)(a)	Power to enter into an agreement with a person about providing or funding infrastructure.

Public Sector Entity	158(1)(b)	Power to enter into an agreement with a person about refunding payments made towards the cost of providing or funding infrastructure.
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## CHAPTER 5 – OFFENCES AND ENFORCEMENT

### Part 3 - Enforcement notices

Entity power given to	Section of PA	Description
Enforcement authority	167(1)(a)	Power to form reasonable belief that a person has committed, or is committing, a development offence.
Enforcement Authority	167(1)(b)	Power to consider giving an enforcement notice for an offence to a person.
Enforcement Authority	167(2)	Power to give show cause notice.
Enforcement Authority	167(4)	Power to give an enforcement notice to a person if it still considers it appropriate to do so.
Enforcement Authority	167(5)(b)	Power to form reasonable belief that it is not appropriate in the circumstances to give the show cause notice
Enforcement Authority	168(1)	Power to form reasonable belief a person has committed, or is committing, a development offence, and give an enforcement notice to— (a) the person; and (b) if the offence involves premises and the person is not the owner of the premises— the owner of the premises.
Enforcement Authority	168(4)(a)	Power to form a reasonable belief that it is not possible or practical to take steps to make the development accepted development.
Enforcement Authority	168(4)(b)	Power to form a reasonable belief that it is not possible or practical to take steps to make the works comply with a development approval.
Enforcement Authority	168(4)(c)	Power to form a reasonable belief that the works are dangerous.
Enforcement Authority	169(2)(a)	Power to consult with a private certifier about the giving of a notice.
Enforcement Authority	169(3)	Power to form a reasonable belief the works for which the enforcement notice is to be given are dangerous.
Enforcement Authority	169(5)	Power to carry out consultation in the way the enforcement authority considers appropriate.

### Part 4 - Offence proceedings in Magistrates Court

Entity power given to	Section of PA	Description
Person	174(1)	Power to bring offence proceedings.
Representative Person	175(1)(a)	Power to bring offence proceedings by consent for proceedings brought on behalf of a body of persons or a corporation.
Representative Person	175(1)(b)	Power to bring offence proceedings by consent for proceedings brought on behalf of an individual.
Enforcement Authority	176(10)(a)	Power to take action required under an order.
Enforcement	176(10)(b)	Power to recover the reasonable cost of taking the action as a debt owing to



Authority		the authority from the defendant.
Enforcement Authority	178(1)(b)	Power to apply to a Magistrate for an order for the payment of expenses.

#### Part 5 - Enforcement orders in P&E Court

Entity power given to	Section of PA	Description
Person	180(1)	Power to start proceedings in the P&E Court for an enforcement order.
Person	180(11)	Power to apply to the P&E Court for a compliance order.
Enforcement authority	180(13)(b)	Power to take action required under an order.
Enforcement Authority	180(13)(b)	Power to recover the reasonable cost of taking the action as a debt owing to the authority from the defendant.
Person	181(4)	Power to apply to the P&E Court to cancel or change an enforcement order or interim enforcement order.

### CHAPTER 6 – DISPUTE RESOLUTION

#### Part 1 - Appeal rights

Entity power given to	Section of PA	Description
Appellant	229(2)	Power to start an appeal within the appeal period.
Assessment Manager	229(5)	Power to apply to the tribunal of the P&E court to withdraw from the appeal if an appeal is only about a referral agencies response.

#### Division 2 – Applications for declaration

Entity power given to	Section of PA	Description
Person	239(1)	Power to start proceedings for a declaration by a tribunal by filing an application, in the approved form, with the registrar.
Assessment Manager	240(1)	Power to start proceedings for a declaration about whether a development application is properly made.
Responsible Entity	241(2)	Power to start proceedings for a declaration about whether the proposed change to the approval is a minor change.

### CHAPTER 7 – MISCELLANEOUS

#### Part 2 - Taking or purchasing land for planning purposes

Entity power given to	Section of PA	Description
Local Government	263(1)(a)	Power to consider that taking or purchasing land would help to achieve the outcomes stated in a local planning instrument.
Local Government	263(1)(b)(i)	Power to be satisfied that the development would create a need to construct infrastructure on land or to carry drainage over land.
Local	263(1)(b)	Power to be satisfied that a person with the benefit of the approval has taken

Government	(ii)	reasonable steps to get the agreement of the owner of the land to actions that would facilitate the construction or carriage, but has not been able to get the agreement.
Local Government	263(1)(b) (iii)	Power to be satisfied that action is necessary for the development.

## CHAPTER 8 – TRANSITIONAL PROVISIONS AND REPEAL

### Part 1 - Transitional provisions for the repeal of Sustainable Planning Act 2009

#### Division 3 – Planning

Entity power given to	Section of PA	Description
Local Government	293(5)	Power to make an amendment of a type mentioned in subsection (1) by following the process set out in the rules.

#### Division 5 – Infrastructure

Entity power given to	Section of PA	Description
Local Government	304(4)(a)	Power to adopt charges under section 113.
Local Government	304(4)(b)	Power to give an infrastructure charges notice under section 119.
Local Government	304(4)(c)	Power to impose conditions about trunk infrastructure under section 128 or 130.

#### Division 6 – Enforcement and dispute resolution

Entity power given to	Section of PA	Description
Person	312	Power to bring a proceeding under the section of the old Act stated in column 2, after the commencement, whether the matter happened before or after the commencement.

#### Division 7 – Miscellaneous

Entity power given to	Section of PA	Description
Local Government	314(6)	Power to apply funds received under a funding agreement to fulfil the local government's responsibilities under subsections (3) or (4), as required by the local government's policy under the unamended old Act, section 143(2).

## Schedule 2

**Limitations to the Exercise of Power**

1. Where Council in its budget or by resolution allocates an amount for the expenditure of Council funds in relation to a particular matter, in exercising delegated power in relation to that matter, the delegate will only commit Council to reasonably foreseeable expenditure up to the amount allocated.
2. The delegate will not exercise any delegated power in relation to a matter which, to the delegate's knowledge, adversely affects, or is likely to adversely affect, Council's relations with the public at large.
3. The delegate will not exercise any delegated power contrary to a resolution or other decision of Council (including a policy decision relating to the matter).
4. The delegate will not exercise any delegated power in a manner, or which has the foreseeable effect, of being contrary to an adopted Council policy or procedure.
5. The delegate will only exercise a delegated power under this resolution in a manner which complies with the requirements of Council's Planning Scheme, and any exercise of power which involves a departure from or variation of those requirements will only be undertaken by Council.
6. The delegate will not exercise any delegated power which cannot lawfully be the subject of delegation by Council.

[2017 07 01 - PLAA - Delegation Instrument - Mareeba]



## FINANCE

### ITEM-4                      **FINANCIAL STATEMENTS FOR PERIOD ENDING 31 MAY 2017**

**MEETING:**                      Ordinary

**MEETING DATE:**              21 June 2017

**REPORT OFFICER'S TITLE:**                      Manager Finance

**DEPARTMENT:**                Corporate and Community Services

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#### **EXECUTIVE SUMMARY**

*The purpose of this report is to provide Council with an overview of financial matters for the period 1 July 2016 to 31 May 2017.*

#### **OFFICER'S RECOMMENDATION**

"That Council note the financial report for the period ending 31 May 2017."

#### **BACKGROUND**

##### **Financial Summary**

Each month, year to date financial statements are prepared in order to monitor actual performance against budgets.

For the period ending 31 May 2017, Council shows an operational surplus of \$9,290,045 compared to a budgeted surplus of \$6,818,321. This favourable point-in-time variance has arisen due to timing differences between budget and actuals and is expected to normalise with the end of year adjustments.

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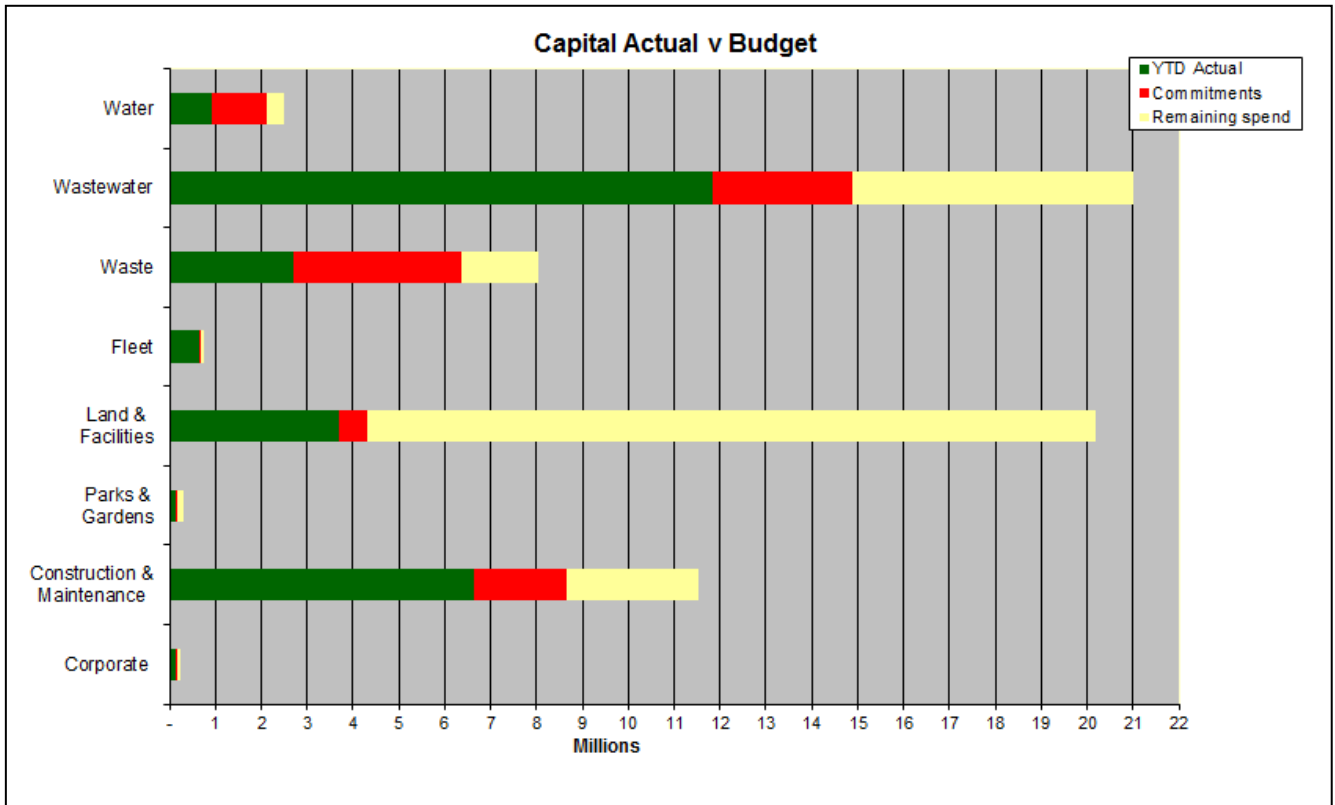
#### ***May 2017 - Snapshot***

Total Operating Income	\$	44,673,037
Total Operating Expenditure	\$	35,382,992
Operating Surplus	\$	9,290,045
Total Capital Income (grants, developer contributions)	\$	14,408,021
<b>Net Result - Surplus</b>	<b>\$</b>	<b>23,698,066</b>

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Capital Expenditure

Total capital expenditure of \$36,998,569 (including commitments) has been spent for the period ending 31 May 2017 against the 2016/17 annual capital budget of \$60,914,307. This budget figure includes \$3.8M for the capital projects under the Works for Queensland Grant.



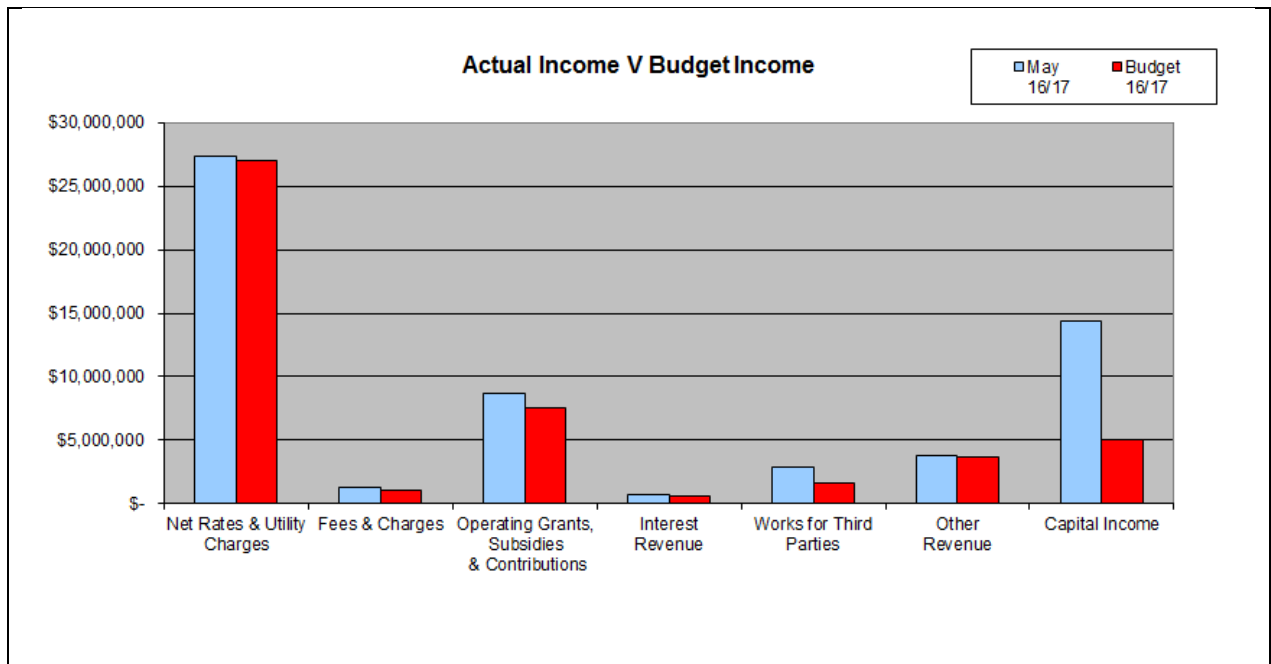
The significant remaining spend in the Land and Facilities section relates to the Mareeba Airport Re-development and this will occur in the next financial year.

Any capital projects that are not completed will be carried forwarded into the 2017/18 financial year.

Income Analysis

Total income (including capital income of \$14,408,021) for the period ending 31 May 2017 is \$59,081,058 compared to the YTD budget of \$46,637,393.

The graph below shows actual income against budget for the period ending 31 May 2017.



Description	Actual YTD	Budget YTD	Note
Net Rates & Utility Charges	27,314,993	27,040,738	
Fees & Charges	1,279,400	1,064,458	
Operating Grants, Subsidies & Contributions	8,689,400	7,594,009	<b>1</b>
Interest Received	702,798	623,634	
Works for Third Parties	2,877,283	1,621,996	<b>2</b>
Other Revenue	3,809,163	3,634,802	
Capital Income	14,408,021	5,057,756	<b>3</b>

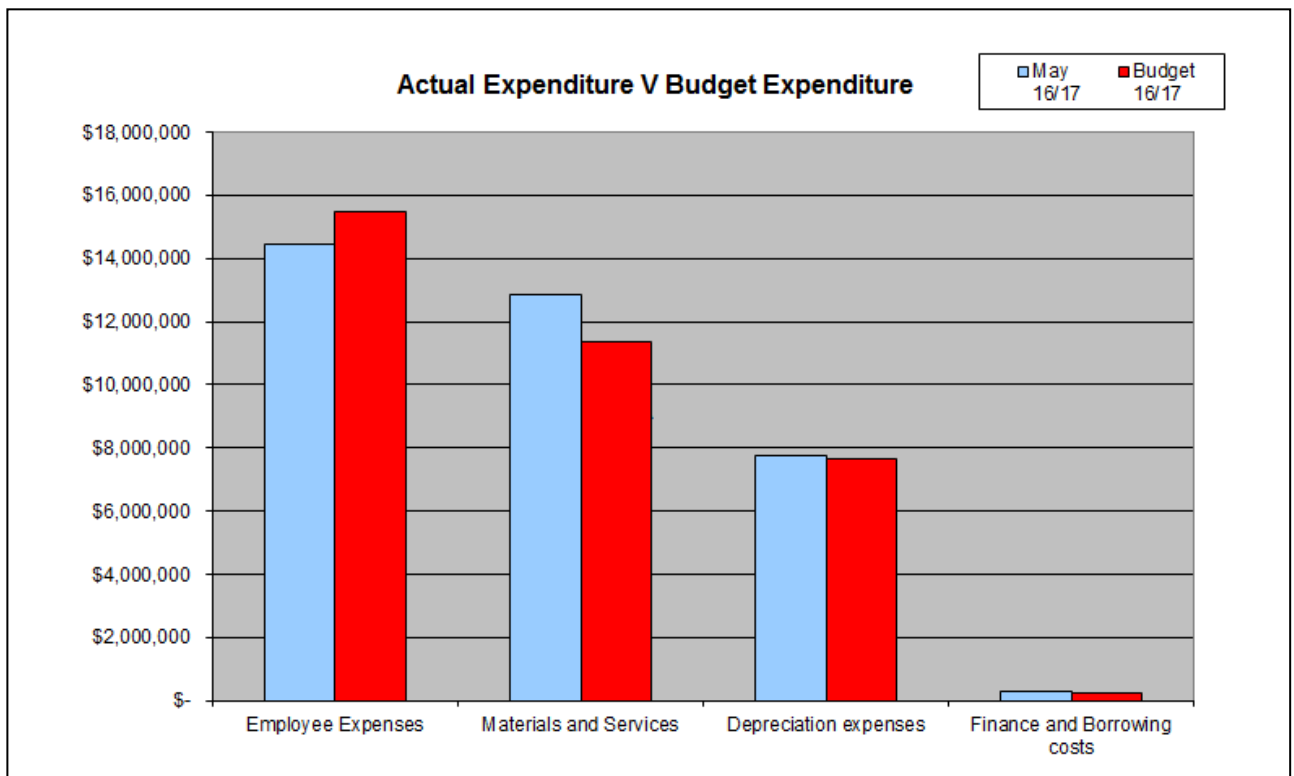
Notes:

1. Council has received an initial prepayment for NDRRA 2016 of \$957k. As the restoration works has no budget allocated, there will be an equivalent offset in expenditure.
2. Majority relates to the timing of the budget for RMPC income (\$230k) and additional MRD works (\$657k) which has no budget allocated. There will be an equivalent offset in expenditure.
3. First milestone claim for the Mareeba Airport upgrade of \$2.3M received, along with \$4.2M for Mareeba WWTP upgrade, \$1.8M for Roads to Recovery capital grant (R2R), \$606k for TIDS, \$425k for Bridges Renewal Program, \$2.8m for the Works for Queensland Grant and \$732k for developer contributions.

### Expenditure Analysis

Total expenses for the period ending 31 May 2017 is \$35,382,992 compared to the YTD budget of \$34,761,316.

The graph below shows actual expenditure against budget for the period ending 31 May 2017.



Description	Actual YTD	Budget YTD	Note
Employee expenses	14,461,858	15,489,115	<b>1</b>
Materials & Services	12,861,689	11,362,915	<b>2</b>
Depreciation expenses	7,772,594	7,665,810	
Finance & Borrowing costs	286,851	243,476	

**Notes:**

1. The majority of the reported savings in employee expenses relate to staff costs being debited to construction/capital projects. This positive variance is expected to reduce next month as staff concentrate on maintenance activities. Also contributing to the variance is the amount of leave staff have taken which is debited to a leave provision in the balance sheet (\$383k) and is not part of the Employee expenses figure above.
2. Expenditure for NDRRA (\$164k) and additional DTMR works (\$740k) that was not budgeted for, are the main contributors to the variance, however the majority of this variance has already been recovered through Works for Third Party income above.



### Loan Borrowings

Council's loan balance as at 31 May 2017 is as follows:

QTC Loans	\$6,619,231
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### **Rates and Sundry Debtors Analysis**

#### Rates and Charges

The total rates and charges payable as at 31 May 2017 is \$3,142,103. As compared to the same time last year, the total rates and charges payable as at 31 May 2016 was \$1,838,656. This reflects the change in rating methodology for unused land (Category N). The total outstanding rates for this category are \$1,763,576. The process to commence acquisition of these properties, as valueless land, will occur shortly.

There are currently 209 properties with payments arrangements that total \$112k.

Rates were issued on 14 February 2017 for the six (6) months January to June 2017, with the discount period closing on 17 March 2017. Total Gross Rates and Charges levied for this six (6) month period were \$16,323,659.

Collection House collected \$313,478 for the month of May. Properties with an outstanding balance of \$50 or greater were sent to Collection House on 28 April 2017. This consisted of 468 properties with a total value of \$576,165.

The outstanding amount for properties currently with debt collection is \$885,848.

#### Sundry Debtors

The total outstanding for Sundry Debtors as at 31 May 2017 is \$2,363,917 which is made up of the following:

<b>Current</b>	<b>30 days</b>	<b>60 days</b>	<b>90 + days</b>
\$533,789	\$1,807,968	\$3,537	\$18,623
22.6%	76.5%	0.1%	0.8%

Included in 30 days is \$1.8M for a milestone payment of the Mareeba Sewerage Treatment Plant. The department advised that this would be paid in June and was received 14 June 2017.

### **LINK TO CORPORATE PLAN**

Nil

**CONSULTATION***Internal*

Director Corporate & Community Services  
Financial Accountant

*External*

Nil

**LEGAL IMPLICATIONS (STATUTORY BASIS, LEGAL RISKS)**

Section 204 of the Local Government Regulation 2012 requires the financial report to be presented to local government if the local government holds its ordinary meetings more frequently (than once per month) - to a meeting in each month.

**POLICY IMPLICATIONS**

Nil

**FINANCIAL & RESOURCE IMPLICATIONS***Capital*

Nil

*Operating*

Nil

**IMPLEMENTATION/COMMUNICATION**

Nil

**ATTACHMENTS**

1. Financial Statements

**Date Prepared:** 12 June 2017

**MAREEBA SHIRE COUNCIL**  
**Budgeted Income Statement by Fund**  
**For the period ending 31 May 2017**

	Actual YTD	Consolidated Budget 2016/17	Actual YTD	General Fund Budget 2016/17	Actual YTD	Waste Services Budget YTD	Actual YTD	Water Services Budget YTD	Actual YTD	Actual YTD	Water Services Budget 2016/17	Actual YTD	Budget 2016/17	Actual YTD	Budget 2016/17
<b>Revenue</b>															
Rates and utility charges	26,086,672	26,768,662	11,009,397	14,936,277	4,378,609	3,986,900	4,308,651	4,976,317	4,999,117	4,976,317	4,976,317	34,646	320,688	320,688	
Less Discounts and Pensioner Remissions	(1,774,630)	(1,722,814)	(1,774,630)	(1,722,814)	-	-	-	-	-	-	-	-	-	-	
Net Rates and Utility Charges	27,314,993	27,040,738	14,265,767	14,108,363	4,378,609	3,986,900	4,308,651	4,976,317	4,999,117	4,976,317	4,976,317	34,646	320,688	320,688	
Fees and Charges	1,276,406	1,064,458	1,249,894	1,036,658	1,114,627	-	27,500	-	25,000	-	-	-	-	-	
Operating Contributions	812,472	734,400	7,651,328	7,042,209	1,114,627	-	-	-	-	-	-	-	-	-	
Interest on Loans	626,638	626,638	216,376	365,617	365,600	165,107	165,107	57,436	57,436	57,436	57,436	92,427	59,000	73,400	
Water Transfer Payments	2,077,298	1,769,569	3,774,344	1,564,211	1,739,240	19,381	19,381	20,700	20,700	20,700	20,700	47,867	32,083	35,038	
Other Revenue	3,065,163	4,015,560	1,667,741	1,435,393	1,033,860	2,346,900	4,326,151	5,031,427	5,189,233	5,031,427	5,031,427	4,811	33,817	37,000	
<b>Total Operating Revenue</b>	<b>44,674,037</b>	<b>41,270,637</b>	<b>28,326,443</b>	<b>25,571,811</b>	<b>8,573,769</b>	<b>5,938,717</b>	<b>4,326,151</b>	<b>5,031,427</b>	<b>5,189,233</b>	<b>5,031,427</b>	<b>5,031,427</b>	<b>1,180,028</b>	<b>937,298</b>	<b>1,124,898</b>	
<b>Expenditure</b>															
Employee Expenses	14,461,059	15,400,115	12,672,537	13,024,498	370,606	462,206	420,235	702,094	659,449	702,094	702,094	601,184	79,268	86,628	
Materials and Services	12,067,689	11,362,815	5,429,923	3,802,589	4,396,403	3,617,249	3,937,270	1,187,410	2,897,435	2,432,431	2,588,968	178,042	195,268	208,163	
Depreciation expense	7,777,594	7,065,819	6,382,012	5,513,359	6,014,574	134,041	76,593	800,381	892,295	897,049	1,130,364	1,233,124	89,632	129,665	
Finance and Investment Costs	286,891	253,476	313,300	173,813	148,280	113,038	132,738	155,010	-	-	-	-	-	-	
<b>Total Operating Expenses</b>	<b>24,582,233</b>	<b>34,082,225</b>	<b>24,777,772</b>	<b>23,560,250</b>	<b>25,447,418</b>	<b>4,963,101</b>	<b>2,607,891</b>	<b>2,684,103</b>	<b>4,398,037</b>	<b>4,398,037</b>	<b>4,398,037</b>	<b>345,699</b>	<b>4,04,292</b>	<b>428,261</b>	
<b>Operating Surplus (Deficit)</b>	<b>9,290,015</b>	<b>6,918,221</b>	<b>4,272,739</b>	<b>2,231,451</b>	<b>2,122,448</b>	<b>1,418,454</b>	<b>1,728,464</b>	<b>1,478,483</b>	<b>801,186</b>	<b>738,250</b>	<b>441,288</b>	<b>834,168</b>	<b>533,008</b>	<b>696,637</b>	
<b>Capital Income</b>															
Capital Contributions	752,024	3,600	467,597	3,600	131,927	-	-	0	142,500	0	0	-	-	-	
Capital Grants and Subsidies	13,972,722	4,388,750	6,907,422	2,813,750	4,077,784	6,535,300	1,200,000	328,000	130,000	328,000	650,000	-	-	-	
Profit/Loss on Sale of Asset	103,275	665,406	110,225	865,406	5,637,206	-	-	6,990	6,990	-	-	-	-	-	
<b>Net Result</b>	<b>24,098,026</b>	<b>11,076,077</b>	<b>11,868,029</b>	<b>5,714,207</b>	<b>6,148,881</b>	<b>1,418,454</b>	<b>2,978,484</b>	<b>1,081,250</b>	<b>1,081,250</b>	<b>1,081,250</b>	<b>1,081,250</b>	<b>834,168</b>	<b>533,008</b>	<b>696,637</b>	



**ITEM-5 FINANCE FEES AND CHARGES 2017-2018**

**MEETING:** Ordinary

**MEETING DATE:** 21 June 2017

**REPORT OFFICER'S TITLE:** Manager Finance

**DEPARTMENT:** Corporate and Community Services

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**EXECUTIVE SUMMARY**

*This report details the proposed 2017/18 Fees and Charges for Finance.*

**OFFICER'S RECOMMENDATION**

"That Council adopt the 2017/18 Fees and Charges for Finance."

**BACKGROUND**

Council as part of its budgetary process and under the legislation of the Local Government Act is required to adopt a Schedule of Fees and Charges each year.

Each relevant department has been responsible for the setting of the Fees and Charges.

Costs for services are reviewed annually, with a cost recovery model applied wherever possible.

**LINK TO CORPORATE PLAN**

N/A

**CONSULTATION**

*Internal*  
Councillors  
Director Corporate and Community Services

*External*  
Nil

**LEGAL AND RISK IMPLICATIONS (STATUTORY BASIS, LEGAL AND RISKS)**

Nil

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**POLICY IMPLICATIONS**

Nil

**FINANCIAL & RESOURCE IMPLICATIONS**

*Capital*

Nil

*Operating*

Nil

**IMPLEMENTATION/COMMUNICATION**

Update schedule of fees and charges displayed on Council's website.

**ATTACHMENTS**

1. Proposed Finance Fees and Charges 2017/18

***Date Prepared:***            *7 June 2017*

Fee	Per	GST STATUS	Proposed Fees 2017/18
<b>Rate Search Fee</b>			
Rates Search Fee	property	NO GST	71.00
Water Meter Reading Fee	search	NO GST	59.50
<b>Dishonoured Cheque Fee</b>			
Dishonoured Cheque Fee	cheque	GST	51.50





**ITEM-6 HALL HIRE FEES & CHARGES 2017/2018****MEETING:** Ordinary**MEETING DATE:** 21 June 2017**REPORT OFFICER'S  
TITLE:** Manager Technical Services**DEPARTMENT:** Infrastructure Services, Technical Services

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**EXECUTIVE SUMMARY**

*The setting of the fees and charges for the 2017/2018 financial year has been the responsibility of each relevant department and has been set either based on a set percentage increase or based on cost recovery of actual activity costing. A revised schedule of fees and charges for hiring of the Mareeba Sports Hall and Council's Halls including a chargeable rate for the usage of power to Council's parks is presented for Council's consideration and adoption.*

**OFFICER'S RECOMMENDATION**

"That Council adopt the Hall Hire Fees & Charges for the 2017/2018 financial year for the Mareeba Sports Hall and Council's Halls and introduce a fee for the usage of lights in Council's parks to recognise user pays."

**BACKGROUND**

Council as part of its budgetary process and under the legislation of the Local Government Act, it is required to adopt a Schedule of Fees & Charges. For the purpose of legislation these fees and charges need to be identified as either regulatory or non-regulatory.

Each relevant department has been responsible for the recommending of the fees and charges for the 2017/2018 financial year. The fees and charges have been recommended on either full cost recovery, discounted community service obligation by direction of Council or based on a set percentage increase.

**LINK TO CORPORATE PLAN**

**GOV 1** - Develop an achievable long term financial plan that underpins Council's long-term financial sustainability.

**CONSULTATION**

*Internal*  
Chief Executive Officer  
Director Infrastructure Services  
Senior Facilities Officer

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*External*  
Nil

## **LEGAL AND RISK IMPLICATIONS (STATUTORY BASIS, LEGAL AND RISKS)**

Local Government Act 2009

## **POLICY IMPLICATIONS**

Nil

## **FINANCIAL & RESOURCE IMPLICATIONS**

*Capital*  
Nil

*Operating*  
Nil

## **IMPLEMENTATION/COMMUNICATION**

On adoption of the 2017/2018 Fees and Charges, advise Customer Service and Facilities Officers.

## **ATTACHMENTS**

1. Hall Hire Fees & Charges for 2017/2018
2. Mareeba Sports Hall Fees & Charges for 2017/2018

***Date Prepared:***            ***9 June 2017***


**Mareeba Shire Council Hall Hire Fees and Charges  
 including use of park lights 2017 - 2018**

<b>Bond - All users</b>			
Bond refundable (refer to Conditions of Hire)		\$	200.00
<b>Commercial or Specific Personal Event (a)</b>			
Day Rate - 8.00am to 6.00pm	GST	\$	105.00 per day
Part Day - (min 4 hours)	GST	\$	15.00 per hour
Night Rate - 6.00pm to midnight	GST	\$	125.00 per night
Part Night Rate - (min 3 hours)	GST	\$	25.00 per hour
Plus Bar/Kitchen - (in addition to any charges above)	GST	\$	60.00
<b>Community Group non-profit (b)</b>			
Day Rate - 8.00am to 6.00pm	GST	\$	52.50 per day
Part Day - (min 4 hours)	GST	\$	7.50 per hour
Night Rate - 6.00pm to midnight	GST	\$	62.50 per night
Part Night Rate - (min 3 hours)	GST	\$	12.50 per hour
Plus Bar/Kitchen - (in addition to any charges above)	GST	\$	30.00
<b>Park Light Hire</b>			
Light hire - (min 4 hours)	GST	\$	10.00 per hour
<b>Circus</b>			
Hire occurrence	GST	\$	255.00
Security Bond occurrence - Deposit or part thereof of bond may be refunded depending upon condition in which grounds are left		\$	655.00

<b>Additional Penalties</b>			
Key Return Policy- lost/not returned - broken locks etc	Occurrence	GST	Council may retain such amount of bond which will cover any costs incurred for replacement items include keys, locks etc

**Notes**

- a Commercial/ Specific Personal Event**- an organisation that produces and distributes goods and services and is run for the benefit of its owners. Or a function that provides an income to the host or is attended by invitation.

**Exception** - A commercial event that delivers a community programme *ie* Yoga or Zumba class, where there are less than 15 participants/attendees who are charged \$6 or less per event, the minimum hours for the part day/night is not applicable and only the hour rate is applicable.

- b Community Group non-profit** - an organisation that does not receive funding (external, State, Federal) or who are not offering a commercial fee for service type activities. For example – schools, sporting clubs, community groups. An event hosted by a local not-for-profit organisations or charity. The event must be accessible by the general public.

**Noise Control** - The playing of pre-recorded or live amplified music is not to exceed the sound levels specified in the Environmental Protection Regulation 1988. Should the noise level exceed that specified in the Environmental Protection Regulation 1988, the deposit will be forfeited to Council.

**Please see facility hire application kit for a full list of "Conditions of Hire"**

**Mareeba Sports Hall**  
**Schedule of Fees and Charges 2017-2018**

<b>Full day hall hire</b>	\$135.00	(7am - 6pm)
<b>Half day hall hire</b>	\$80.00	(4 hours between 7am - 6pm)
<b>Hourly hall hire</b>	\$35.00	per hour
<b>Friday or Saturday night hall hire</b>	\$285.00	(6pm - midnight)
<b>ALCOHOL on premises additional \$205.00 Charge</b>		(additional cleaning/ floor repairs)

**\$500.00 deposit for ALL HIRES for key, cleaning & repairs**

## **INFRASTRUCTURE SERVICES**

### **PROJECT MANAGEMENT**

**ITEM-7                                    TMS2015-13 MAREEBA WASTEWATER TREATMENT  
PLANT UPGRADE - VARIATIONS TO CONTRACT  
CONFIDENTIAL**

#### **REASON FOR CONFIDENTIALITY**

This report is **CONFIDENTIAL** in accordance with Section 275(1)(e) and (h) of the Local Government Regulation 2012, which permits the meeting to be closed to the public for business relating to the following:

- (e) contracts proposed
- (h) other business for which a public discussion would be likely to prejudice the interests of Council or someone else, or enable a person to gain a financial advantage.



## TECHNICAL SERVICES

### ITEM-8                      **TMSC2017-18 REGIONAL BITUMEN RESEAL PROGRAM**

**MEETING:**                      Ordinary

**MEETING DATE:**              21 June 2017

**REPORT OFFICER'S  
TITLE:**                          Project Manager Civil

**DEPARTMENT:**                Infrastructure Services, Technical Services

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### **EXECUTIVE SUMMARY**

*Mareeba Shire Council participates in a collective procurement arrangement involving the various regional Councils and following the success of previous programs the Far North Queensland Regional Organisation of Councils (FNQROC) invited quotes for the delivery of the 2017-18 Regional Bitumen Reseal Program.*

*Quotes were requested from suppliers currently registered with FNQROC under its Register of Prequalified Suppliers (ROPS) arrangement for the provision of bitumen and asphalt services.*

*This report recommends FGF Bitumen Pty Ltd is engaged to deliver the program.*

*Councils will undertake to form a separate individual Contract with the supplier as FNQROC does not have formal delegated authority to contract on behalf of Councils.*

### **OFFICER'S RECOMMENDATION**

"That Council:

1. award contract TMSC2017-18 for delivery of the Regional Bitumen Reseal Program to FGF Bitumen Pty Ltd indicative of the quoted delivery rates applied to the current works program valued at an estimated contract amount of \$ 663,497.62 inclusive GST;  
*and*
2. delegate authority to the Chief Executive Officer in accordance with the Local Government Act 2009 to negotiate, finalise and execute any and all matters in relation to these arrangements.

### **BACKGROUND**

Mareeba Shire Councils budget for its combined Bitumen Reseals and Asphalt Overlay Programmes is \$1.37 million dollars. Council undertakes its annual bitumen reseal program in order to maintain and upgrade its road network to a suitable standard and extend the life of its existing road infrastructure.

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In the past four (4) years the utilisation of an FNQROC coordinated collective procurement arrangement for delivery of our Bitumen Reseal Program was successful in achieving economy of scale savings and efficiencies in programme delivery. This year for the first time, Hinchinbrook Shire Council participated in the collective arrangement.

Following the success of these previous arrangements, FNQROC invited quotes for the 2017-18 Regional Bitumen Reseal Program on behalf of the following member Councils:

Cairns Regional Council  
Cassowary Coast Regional Council  
Cook Shire Council  
Douglas Shire Council  
Hinchinbrook Shire Council  
Mareeba Shire Council  
Tablelands Regional Council

Section 226 of the *Local Government Regulation 2012* requires tenders be invited before Local Government enters into a large-sized contract exceeding \$200,000 excl. GST. Under Division 3 of the Regulation there is also provision for exemption where Local Government may enter into a contractual arrangement without first inviting written tenders.

Exceptions include:

- Section 232 Exception for register of prequalified suppliers
- Section 233 Exception for preferred supplier arrangement
- Section 234 Exception for LGA arrangement
- Section 235 Other exceptions
  - (f) the contract is made with, or under an arrangement with, a government agency.

The FNQROC Register of Prequalified suppliers was used as it contained a number of suitable prequalified suppliers in the region and avoided the need for a more time consuming and costly public tender.

## **COMMENT**

The Request for Quotation opened on Wednesday 12 April 2017 and closed on Wednesday, 10 May 2017. Seven (7) submissions were received and these were evaluated in accordance with the evaluation criteria by the Project Steering Committee which included Council Officers from each of the participating Councils.

Quotes were received from the following:

- ASPIC Infrastructure Pty Ltd
- Boral Resources (Qld) Pty Ltd
- FGF Bitumen Pty Ltd
- Fulton Hogan Industries Pty Ltd
- Koppens Developments Pty Ltd
- Pioneer North Queensland Pty Ltd
- Sunstate Road Services Pty Ltd

Submissions were evaluated against the following weighted criteria by the evaluation panel;

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- Relevant Experience and Personnel 15%
- Project Capability 15%
- Works Program 20%
- Local Business 10%
- Price Value For Money 40%

Recommended Respondent: FGF Bitumen Pty Ltd

FGF Bitumen Pty Ltd are recommended as they provided the most competitive (value for money) submission overall. Whilst they did not provide the lowest quote, their score for the non-price criteria was the highest and they provided the second best price for the region overall.

ASPIC provided by far the lowest quote but only scored sixth overall against the non-price criteria.

FGF are a local supplier, with a proven excellent track record of successful delivery and high quality standards. FGF were therefore offered the opportunity to revise their quote in particular in relation Douglas Shire Council where the price was considerably higher than the other submissions.

Given the disparity in price, the Project Steering Committee considered the options available which were identified as follows:

1. Committee recommend contract award to ASPIC.  
This was not a preferred option given ASPICs non-price score
2. Committee recommend contract award to FGF with the exception of Douglas Shire Council who seek alternative arrangements.  
This was not a preferred option due to the risks associated with diluting the strength of the regional arrangement and the need to request new quotes.
3. Committee recommend contract award to FGF but agree to a weighted contribution by each Council towards the additional costs to be incurred by Douglas Shire Council (\$49,000 plus potential of an additional \$45,000).

The Committee recommended Option 3 with the benefits being:

- Significant regional contract award to a local supplier who has consistently demonstrated ability to deliver at a high standard within required timeframes.
- Councils within the region supporting the original intent of the regional collective and as a collective we all benefit; individually we dilute the benefit and risk delivery of the annual program.
- Individual Council contribution towards the additional expenditure by Douglas Shire Council is relatively small compared to individual rates and the overall cost of program delivery.

As the program stands Council contribution are as follows:

Council	Contribution to DSC	% Program	Council Contribution
	FGF Price - Median Price		
CRC	\$ 48,765.06	28.18	\$ 13,741.63
CCRC		18.08	\$ 8,816.05
CSC		4.27	\$ 2,083.94
DSC		21.52	\$ 10,491.94
HSC		2.49	\$ 1,212.04
MSC		11.63	\$ 5,673.61
TRC		13.83	\$ 6,745.86
<b>TOTAL</b>			<b>100.00</b>

The Memorandum of Agreement between Councils for the collective procurement arrangements envisaged that there may be instances where the best overall outcome for the group disadvantaged an individual Council. The agreement therefore included a mechanism for the disadvantaged Council to be reimbursed by the others on a pro rata basis. Whilst this mechanism was originally envisaged to apply to costs associated with the rise and fall in the price of bitumen, the Project Steering Committee considered that, subject to the endorsement by the various Councils, the same intent should apply and Douglas Shire Council be reimbursed for the additional cost above the median price in their area.

Mareeba Shire Councils contribution will increase slightly as the Mareeba reseals program will need to be expanded. This is because the preliminary program forwarded to FNQROC for quotation purposes was conservatively formulated when the reseals budget was unknown and proposed to be cut significantly to fund other priority infrastructure works. The reduced program size combined with a rising bitumen price has contributed to the estimated price per square metre for delivery of the 2017-18 program being considerably higher than in previous years.

## LINK TO CORPORATE PLAN

**ECON 3** - Undertake the management of Council's assets in accordance with the long term asset management plans developed for all infrastructure asset classes to ensure the Shire's infrastructure networks are maintained and renewed to maximise their long term benefit to industry and the community.

## CONSULTATION

### *Internal*

Director Infrastructure Services  
 Manager Technical Services

### *External*

Representatives FNQROC Member Councils

**LEGAL AND RISK IMPLICATIONS (STATUTORY BASIS, LEGAL AND RISKS)**

Nil

**POLICY IMPLICATIONS**

Nil

**FINANCIAL & RESOURCE IMPLICATIONS**

*Capital*

Yes

*Operating*

Nil

*Is the expenditure noted above included in the 2017/2018 budget?*

Yes

*If not you must recommend how the budget can be amended to accommodate the expenditure*

Nil

**IMPLEMENTATION/COMMUNICATION**

Nil

**ATTACHMENTS**

1. Mareeba Shire Council Bitumen Reseal Program

***Date Prepared:*** 12 June 2017

**2017-18 Bitumen Reseal Programme - Preliminary Draft March 2017**

Asset Number	Road Name	Reference Point	Start	Locality	Asset Type	Start Chainage	End	Chainage	Length	Width	Area	Reseal Type
<b>ARRIGA</b>												
RD-029964	Springmount Road	Mareeba - Dimbulah Rd		Arriga	Bitumen	11275	12252	977	6.8	6643.6	14mm-7mm Lock	
RD-029965	Springmount Road	Mareeba - Dimbulah Rd		Arriga	Bitumen	12252	13178	926	6.8	6296.8	14mm-7mm Lock	
RD-029966	Springmount Road	Mareeba - Dimbulah Rd		Arriga	Bitumen	13178	13963	785	6.8	5338	14mm-7mm Lock	
RD-029967	Springmount Road	Mareeba - Dimbulah Rd		Arriga	Bitumen	13963	14675	712	6.8	4841.6	14mm-7mm Lock	
RD-029968	Springmount Road	Mareeba - Dimbulah Rd		Arriga	Bitumen	14675	15490	815	6.8	5542	14mm-7mm Lock	
RD-029969	Springmount Road	Mareeba - Dimbulah Rd		Arriga	Bitumen	15490	16408	918	6.8	6242.4	14mm-7mm Lock	
<b>CHEWKO</b>												
RD-027799	Bryde Road	Chewko Rd		Chewko	Bitumen	26	105	79	5.1	402.9	10mm chip seal	
RD-000710	Bryde Road	Chewko Rd		Chewko	Bitumen	105	885	780	4.3	3354	10mm chip seal	
RD-027801	Bryde Road	Chewko Rd		Chewko	Bitumen	897	1105	208	4.3	894.4	10mm chip seal	
RD-027802	Bryde Road	Chewko Rd		Chewko	Bitumen	1105	1153	48	14.2	681.6	10mm chip seal	
RD-000711	Bryde Road	Chewko Rd		Chewko	Bitumen	1153	1610	457	4.3	1965.1	10mm chip seal	
RD-027985	Chewko Road	Rankin St		Chewko	Bitumen	8894	8946	52	8	416	14mm-7mm Lock	
<b>DIMBULAH</b>												
RD-000660	Brickley Street	Argyle St		Dimbulah	Bitumen	0	20	20	8.5	170	10mm Chip Seal	
RD-027781	Brickley Street	Argyle St		Dimbulah	Bitumen	20	135	115	6.0	690	10mm Chip Seal	
RD-000661	Brickley Street	Argyle St		Dimbulah	Bitumen	135	233	98	10.1	989.8	10mm Chip Seal	
RD-028180	Dimbulah Lane	K&C Crossover Stephens St		Dimbulah	Bitumen	0	193	193	3.6	694.8	10mm Chip Seal	
RD-002998	Leafringham Creek Road	Mareeba - Dimbulah Rd		Dimbulah	Bitumen	5276	5316	40	3.8	152	10mm Chip Seal	
RD-028986	Leafringham Weir Road	Burke Developmental Road		Dimbulah	Bitumen	3432	4343	911	8	7288	10mm Chip Seal	
RD-002957	Leafringham Weir Road	Burke Developmental Road		Dimbulah	Bitumen	4343	5460	1117	8	8936	10mm Chip Seal	
RD-002958	Leafringham Weir Road	Burke Developmental Road		Dimbulah	Bitumen	5474	5554	80	6.5	520	10mm Chip Seal	
RD-004642	Schincartol Road	Top Eureka Rd		Dimbulah	Bitumen	0	40	40	3.5	140	10mm chip seal	
RD-004644	Schincartol Road	Top Eureka Rd		Dimbulah	Bitumen	0	30	30	3.5	105	10mm chip seal	
RD-004992	Stephens Street	Raleigh St		Dimbulah	Bitumen	280	325	45	5.8	261	14mm-7mm Lock	
RD-004993	Stephens Street	Raleigh St		Dimbulah	Bitumen	325	477	152	4	608	14mm-7mm Lock	
RD-005250	Top Eureka Road	Burke Developmental Road		Dimbulah	Bitumen	700	1460	760	3.5	2660	10mm Chip Seal	
RD-018126	Top Eureka Road	Burke Developmental Road		Dimbulah	Bitumen	2260	2753	493	3.5	1725.5	10mm Chip Seal	
RD-018128	Top Eureka Road	Burke Developmental Road		Dimbulah	Bitumen	3837	4332	495	4.5	2227.5	10mm Chip Seal	
RD-018129	Top Eureka Road	Burke Developmental Road		Dimbulah	Bitumen	4346	4713	367	4.2	1541.4	10mm Chip Seal	
RD-005421	Veness Road	Burke Developmental Road		Dimbulah	Bitumen	150	285	135	5.6	756	10mm Chip Seal	
RD-005421	Veness Road	Burke Developmental Road		Dimbulah	Bitumen	334	455	121	5.6	677.6	10mm Chip Seal	
RD-005421	Veness Road	Burke Developmental Road		Dimbulah	Bitumen	514	590	76	5.6	425.6	10mm Chip Seal	
RD-030378	Wolftram Road	Raleigh St Ch 850		Dimbulah	Bitumen	13265	14115	850	3.6	3060	10mm Chip Seal	
<b>JULATTEN</b>												
RD-028307	Euluma Creek Road	Mossman - Mount Molloy Rd (Nth End)		Julatten	Bitumen	3290	3560	270	7.4	1998	10mm Chip Seal	
RD-028308	Euluma Creek Road	Mossman - Mount Molloy Rd (Nth End)		Julatten	Bitumen	3560	3680	120	7.8	936	10mm Chip Seal	
RD-028309	Euluma Creek Road	Mossman - Mount Molloy Rd (Nth End)		Julatten	Bitumen	3680	4155	475	7.4	3515	10mm Chip Seal	
RD-001654	Euluma Creek Road	Mossman - Mount Molloy Rd (Nth End)		Julatten	Bitumen	4155	4624	469	6.8	3189.2	10mm Chip Seal	
<b>KURANDA</b>												
RD-002323	Hickory Road	Silkwood Ave Ch 470		Kuranda	Bitumen	0	40	40	7	280	10mm chip seal	
RD-028535	Hickory Road	Silkwood Ave Ch 470		Kuranda	Bitumen	40	350	310	5.7	1767	10mm chip seal	
RD-028537	Hickory Road	Silkwood Ave Ch 470		Kuranda	Bitumen	350	415	65	7.5	487.5	10mm chip seal	

RD-028539	Hickory Road	Silkwood Ave Ch 470	Kuranda	Bitumen	415	455	40	5	200	10mm chip seal
RD-002869	Kuranda Heights Road	Myola Rd	Kuranda	Bitumen	10	30	20	13.7	274	10mm chip seal
RD-028889	Kuranda Heights Road	Myola Rd	Kuranda	Bitumen	30	130	100	6.2	620	10mm chip seal
RD-028890	Kuranda Heights Road	Myola Rd	Kuranda	Bitumen	130	280	150	5.5	825	10mm chip seal
RD-028891	Kuranda Heights Road	Myola Rd	Kuranda	Bitumen	280	370	90	6.2	558	10mm chip seal
RD-028892	Kuranda Heights Road	Myola Rd	Kuranda	Bitumen	370	520	150	5.5	825	10mm chip seal
RD-029883	Silkwood Avenue	Hickory Rd	Kuranda	Bitumen	390	470	80	7.5	600	10mm chip seal
<b>MAREEBA</b>										
RD-000002	Abbott Street	Northern End past Emmerson St	Mareeba	Bitumen	0	60	60	10	600	10mm chip seal
RD-000003	Abbott Street	Northern End past Emmerson St	Mareeba	Bitumen	60	180	120	4	480	10mm chip seal
RD-000004	Abbott Street	Northern End past Emmerson St	Mareeba	Bitumen	180	355	175	5.3	927.5	10mm chip seal
RD-001494	Eccles Street	Byrnes St N	Mareeba	Bitumen	0	125	125	6	750	10mm chip seal
RD-001886	Gallo Drive	Kennedy Highway	Mareeba	Bitumen	24.5	84	59.5	11.64	692.58	7mm chip seal
RD-001887	Gallo Drive	Kennedy Highway	Mareeba	Bitumen	84	204	120	10.2	1224	7mm chip seal
RD-001888	Gallo Drive	Kennedy Highway	Mareeba	Bitumen	204	348	144	10.2	1468.8	7mm chip seal
RD-002692	Kearney Street	Walsh Street	Mareeba	Bitumen	0	30	30	6	180	7mm Chip Seal
RD-002688	Kearney Street	Kearney Street (Wst End)	Mareeba	Bitumen	270	344	74	7.3	540.2	7mm Chip Seal
RD-002689	Kearney Street	Kearney Street (Wst End)	Mareeba	Bitumen	344	405	61	7.3	445.3	7mm Chip Seal
RD-002690	Kearney Street	Kearney Street (Wst End)	Mareeba	Bitumen	405	460	55	5.45	299.75	7mm Chip Seal
RD-002728	Kenneally Road	Kennedy Highway	Mareeba	Bitumen	1285	1750	465	4.0	1860	10mm Chip Seal
RD-028915	Lanny Street	Bailey St	Mareeba	Bitumen	264	335	71	12	852	10mm Chip Seal
RD-003184	Mareeba Racecourse Access	Mareeba Racecourse Access	Mareeba	Bitumen	0	90	90	5.3	477.9	10mm Chip Seal
RD-003185	Mareeba Racecourse Access	Mareeba Racecourse Access	Mareeba	Bitumen	0	60	60	7.1	424.2	10mm Chip Seal
RD-003186	Mareeba Racecourse Access	Fenwick St Ch 105	Mareeba	Bitumen	0	45	45	4.6	204.75	10mm Chip Seal
RD-003372	McGrath Road	Mulligan Highway	Mareeba	Bitumen	2255	2320	45	5.5	110	14mm-7mm Lock
RD-029829	Rosario Close	Martin Ave	Mareeba	Bitumen	50	85	35	5.6	196	7mm Chip Seal
RD-004535	Rosario Close	Martin Ave	Mareeba	Bitumen	115	210	95	5.8	551	7mm Chip Seal
RD-029885	Slape Road	Jennings Rd	Mareeba	Bitumen	87	540	453	3.6	1630.8	10mm Chip Seal
RD-005045	Studd Road	McGrath Rd	Mareeba	Bitumen	0	30	30	10	300	14mm-7mm Lock
RD-005315	Trevarthen Close	Riverview Tce	Mareeba	Bitumen	7	35	28	8.5	238	7mm Chip Seal
RD-030282	Trevarthen Close	Riverview Tce	Mareeba	Bitumen	35	80	45	7.14	321.3	7mm Chip Seal
RD-005544	Walsh Street	Eccles St Ch105	Mareeba	Bitumen	0	32	32	4	128	10mm Chip Seal
RD-005887	Yvonne Close	Gallo Dr	Mareeba	Bitumen	0	10	10	10.1	101	7mm Chip Seal
<b>BIBOOHRA / MT MOLLOY</b>										
RD-000486	Bilwon Road	Mulligan Highway	Biboohra	Bitumen	11520	12313	793	5.2	4123.6	10mm Chip Seal
RD-028040	Clacherty Street	Main St	Mount Molloy	Bitumen	15	355	340	4	1360	10mm Chip Seal
RD-003673	Mount Molloy Depot Access	Fraser Rd	Mount Molloy	Bitumen	0	75	75	3.5	262.5	7mm Chip Seal
RD-003674	Mount Molloy Depot Access	Fraser Rd	Mount Molloy	Gravel	75	350	275	3.5	962.5	14mm-7mm Lock
<b>MUTCHILBA</b>										
RD-017914	Cascade Close	Oaky Valley Ave	Mutchilba	Bitumen	0	28	28	7.3	204.4	10mm Chip Seal
RD-027933	Cascade Close	Oaky Valley Ave	Mutchilba	Bitumen	28	58	30	5.2	156	10mm Chip Seal
RD-027934	Cascade Close	Oaky Valley Ave	Mutchilba	Bitumen	58	217	159	4.0	636	10mm Chip Seal
RD-017916	Cascade Close	Oaky Valley Ave	Mutchilba	Bitumen	417	1040	623	4.0	2492	10mm Chip Seal
RD-004236	Pin Road	Borzl Rd	Mutchilba	Bitumen	68	100	32	4.2	134.4	10mm Chip Seal
RD-029710	Pin Road	Borzl Rd	Mutchilba	Bitumen	100	462	362	3.5	1267	10mm Chip Seal
RD-004237	Pin Road	Borzl Rd	Mutchilba	Bitumen	462	806	344	6.5	2236	10mm Chip Seal
RD-005642	West Dawson Road	Mutchilba Rd	Mutchilba	Bitumen	0	14	14	10.8	151.2	10mm Chip Seal
RD-030349	West Dawson Road	Mutchilba Rd	Mutchilba	Bitumen	20	418	398	4	1592	10mm Chip Seal
								<b>m<sup>2</sup></b>	<b>21,294.5</b>	
									<b>123,149.5</b>	



**ITEM-9**                                **EOI-MSC2017-01**                                **PANEL**                                **OF**                                **APPROVED**  
**CONTRACTORS - 2017/2018 OCCASIONAL PLANT HIRE****MEETING:**                                Ordinary**MEETING DATE:**                                21 June 2017**REPORT OFFICER'S**  
**TITLE:**                                Senior Fleet Allocation Officer**DEPARTMENT:**                                Infrastructure Services, Technical Services

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**EXECUTIVE SUMMARY**

*The expression of interest for Panel of Approved Contractors, Occasional Plant Hire 2017/2018 closed at 11:00am Tuesday, 21 March 2017. Council received 110 submissions with 1 (one) further submission received after the closing time.*

*Included with the agenda is a list of names of contractors that are recommended to be empanelled as suitable providers under the terms and conditions of the Expression of Interest (EOI) documentation and the Local Government Act.*

**OFFICER'S RECOMMENDATION**

"That Council empanel the contractors listed in the documentation attached to this report for the purpose of providing Occasional Plant Hire EOI-MSC2017-01 for the 2017/2018 financial year."

**BACKGROUND**

In accordance with Section 231 of the *Local Government Regulation 2012* titled "Exception for contractor on approved contractor list", Council is required to empanel the applicants that Council deem to be suitable providers in order for them to provide occasional plant hire.

Only these contractors who are listed in the panel of suitable suppliers can be used for the purpose of providing occasional plant hire. This does not exclude other contractors from being engaged on a job by job basis should empanelled contractors not be available as long as they have been engaged under the conditions of the Mareeba Shire Council.

**Local Supplier**

The definition of local suppliers must comply with the definition adopted by Council in the Mareeba Shire Council procurement policy and which:

- i.    *is beneficially owned by persons who are residents or ratepayers in the Mareeba shire Council; or*
- ii.   *has its principle place of business/registered office within the Mareeba Shire Council;*  
*or*

- iii. *Otherwise has a place of business within the Mareeba Shire Council which solely or primarily employs persons who are residents or ratepayers of the Shire.*

In addition to the procurement policy a “local supplier” for the purpose of the EOI is a supplier nearest to the township where the goods or services are required. Both local and non-local suppliers are included in the panel of suitable providers. However, when considering a non-local supplier a 10% margin is proposed to be applied for the purpose of assessment.

A schedule of the suitable suppliers sorted by plant type, zones (1, 2, 3, 4, and 5 on attached map) and price is available from both the personal assistant to the CEO.

A detailed listing of names and addresses of contractors tendered for 2017/2018 EOI is attached below.

### **CONSULTATION**

#### *Internal*

Director Infrastructure Services  
HR Department  
Finance Department  
Senior Plant Allocation Officer  
Fleet Administration Assistant  
Tenders and Contracts Officer  
Senior Advisor Workplace Health and Safety

#### *External*

Nil

### **LEGAL AND RISK IMPLICATIONS (STATUTORY BASIS, LEGAL AND RISKS)**

Nil

### **POLICY IMPLICATIONS**

Complies with Mareeba Shire Council Procurement Policy with Local Government Act.

### **FINANCIAL & RESOURCE IMPLICATIONS**

#### *Capital*

Nil

#### *Operating*

To ensure cost effective selection of contractors to undertake occasional work for Council.

### **IMPLEMENTATION/COMMUNICATION**

1. Once the Mareeba Shire Council empanels the listed contractors with the purpose of providing Occasional Plant Hire for 2017/18, all contractors will be notified in writing by the Tenders and Contracts Officer;

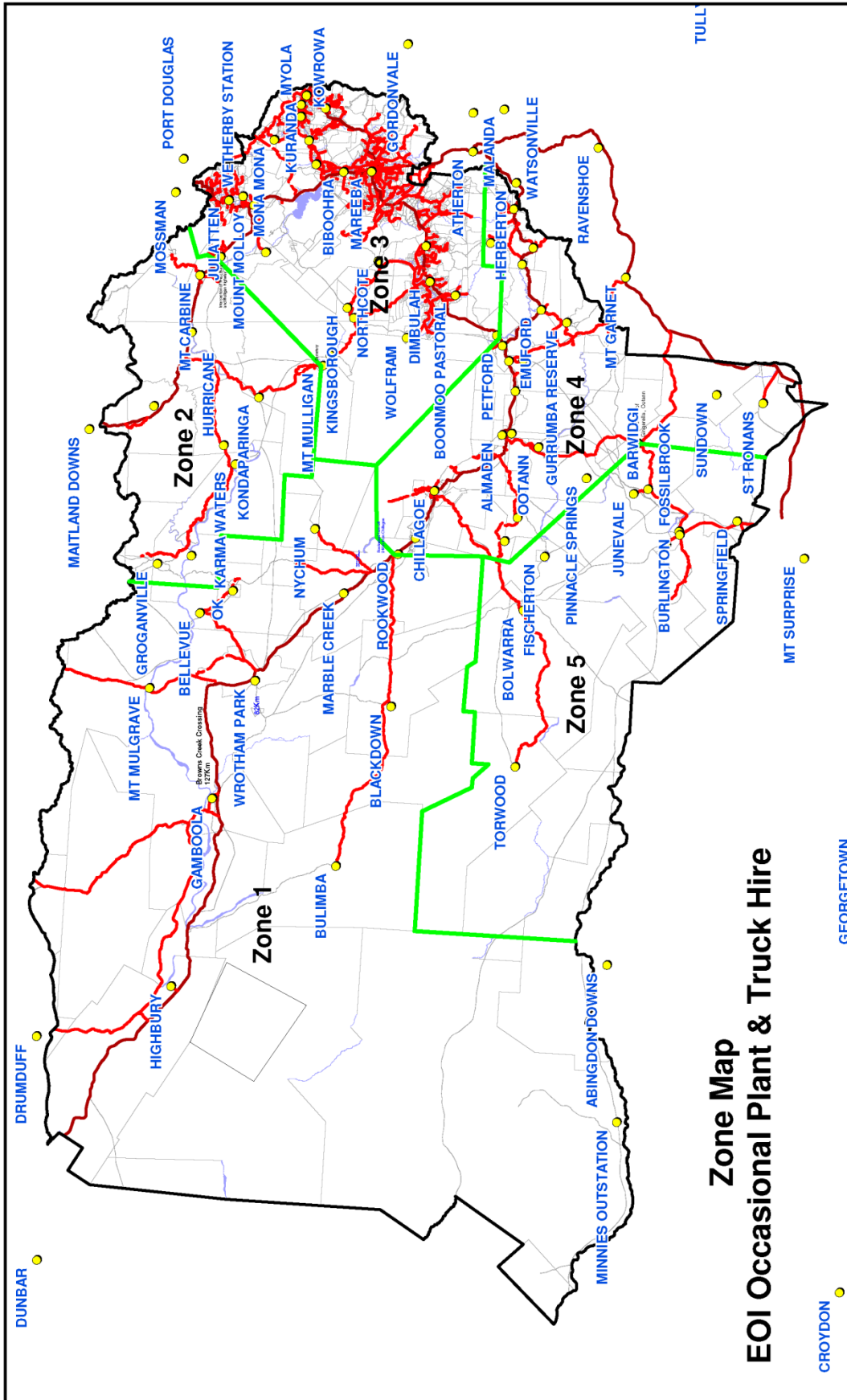


2. From 1 July 2017, those contractors empanelled by the Mareeba Shire Council can be called upon to carry out various works for the Mareeba Shire Council.

**ATTACHMENTS**

1. Locality Map showing zones;
2. List of Panel of Providers EOI-MSC2017-01.

***Date Prepared:***            *31 May 2017*



### Zone Map

## EOI Occasional Plant & Truck Hire

CROYDON



GEORGETOWN

Scale 1cm = (????) m or km) at A4  
Map Grid of Australia Zone 55 (GDA94)

©2016 Mareeba Shire Council (MSC). Based on or contains data provided by MSC and the State of Queensland, Department of Natural Resources & Mines (DNRM) (2016). In consideration of these agencies permitting use of this data you acknowledge and agree that these agencies give no warranty in relation to the data (including accuracy, reliability, completeness, currency or suitability) and accept no liability (including without limitation, liability in negligence) for any losses, damage or costs (including consequential damage) relating to any use of the data. Data must not be used for direct marketing or be used in breach of the privacy laws.



LATE TENDER, NOT TO BE USED UNLESS TENDERED CONTRACTORS ARE UNAVAILABLE	
Business Name	Town
AA Taylors Treelopping	TOLGA QLD 4882
A & C Bobcat & Backhoe Hire	WONGA BEACH QLD 4873
AC & KL Pedersen	MOUNT MOLLOY QLD 4871
ALJ & CA Evans	MAREEBA QLD 4880
All Terrain Slashing & Mulching	RAVENSHOE QLD 4888
Atherton Location Services	ATHERTON QLD 4883
Avalon Group Services	RAVENSHOE QLD 4888
Arkey Haulage Pty Ltd	MAREEBA QLD 4880
Aussie Drill Kings Pty Ltd	NORTH CAIRNS QLD 4870
B & L Dozer Hire	MAREEBA QLD 4880
B & S Wilson Earthmoving	MAREEBA QLD 4880
BATT Wharton Family	YUNGABURRA QLD 4884
BJS Plumbing & Civil	ATHERTON QLD 4883
Bono's Excavations	ATHERTON QLD 4883
Brian Teece	TOLGA QLD 4882
Byrnes Earthmoving Pty Ltd	KAIRI QLD 4872
CWE Contracting Pty Ltd	MUTCHILBA QLD 4872
CJ's Truck 'N' Hire P/L	YUNGABURRA QLD 4884
Chris Dempsey Cranes	RAVENSHOE QLD 4888
Coleman Contracting	ATHERTON QLD 4883
Cairns Mulch	BABINDA QLD 4861
Coates Hire	PORTSMITH QLD 4870
Dale Mattsson Backhoe Hire	KOAH QLD 4881
Davis Transport P/L	MAREEBA QLD 4880
DJ & DS McLean	GORDONVALE QLD 4865
D & D Backhoe Hire	MAREEBA QLD 4880
Easy Bobcat Hire	MAREEBA QLD 4880
Elite Earthmoving, Machinery and Training Services	DIMBULAH QLD 4872
Edmonds Transport	MOUNT MOLLOY QLD 4871
Erroll Fitzgerald	RAVENSHOE QLD 4888
Fern Park Contracting	MOSSMAN QLD 4873
FNQ Concrete Pumping	JULATTEN QLD 4871
Far Northern Concrete Pumping	MAREEBA QLD 4880
Far North Towing P/L	MAREEBA QLD 4880
Flexihire P/L	CAROLE PARK QLD 4300
GP & RL Fielding Tipper Hire	OAK VALLEY QLD 4811
Gus Cerasani & Son Eng	MAREEBA QLD 4880
Gordon W Rasmussen	MOUNT MOLLOY QLD 4871
George Bailey	KURANDA QLD 4881
Gregg Construction P/L	MAREEBA QLD 4880
George Allan Fitzgerald	INNOT HOT SPRINGS QLD 4872
Goldfinch Enterprises P/L	MAREEBA QLD 4880
Gosper Slashing & Mowing Service	MAREEBA QLD 4880
Hastings Deering P/L	CAIRNS QLD 4870

<i>Business Name</i>	<i>Town</i>
Howlett Plant Hire P/L	ATHERTON QLD 4883
Heavy Equipment Hire P/L (HEH)	MAREEBA QLD 4880
Harry's Backhoe Hire P/L	MOUNT GARNET QLD 4872
Hydro-Vac Excavations FNQ	TRINITY BEACK QLD 4879
Harvest Mareeba P/L	MAREEBA QLD 4880
Ironbark Holdings P/L	JULATTEN QLD 4871
JC & DK Simpson	CHILLAGOE QLD 4871
James Trimble Backhoe Hire	ATHERTON QLD 4883
J & R Grego	FRESHWATER QLD 4870
J A Slashing	REDLYNCH QLD 4870
Kaban Sawmill, Timber & Trucks (KSTAT)	CHILLAGOE QLD 4871
Kuranda Backhoe Hire	KURANDA QLD 4881
Kidner Contracting P/L	RAVENSHOE QLD 4888
Kuranda Landscape Supplies	KURANDA QLD 4881
L & C Bensted Slashing	MAREEBA QLD 4880
Mareeba Truck & Backhoe Hire	MAREEBA QLD 4880
M & C Zillfleisch	JULATTEN QLD 4871
Mareeba Transport	MAREEBA QLD 4880
Meteor Car and Truck Rentals	TOWNSVILLE QLD 4810
Mareeba Mowing & Slashing	MAREEBA QLD 4880
Mia Buona Ricchezza P/L	MANUNDA QLD 4870
Macca's Dynamic Earthworks	TOLGA QLD 4882
MDB Excavations	SPEEWAH QLD 4881
Mareeba Concrete Company	MAREEBA QLD 4880
Mareeba Crane Hire	MAREEBA QLD 4880
Millers Contracting	COOKTOWN QLD 4895
Marrin P/L	MOSSMAN QLD 4873
M.D.G. Earthmoving P/L	RAVENSHOE QLD 4888
North West Services P/L	PROSERPINE QLD 4800
NCH Civil Construction	ATHERTON QLD 4883
Nastana P/L	MALANDA QLD 4885
Oakdare Holdings P/L	MOSSMAN QLD 4873
PJ Porter & S DeVecchi	DIMBULAH QLD 4872
Puma Earthmoving Plant Hire P/L	PROSERPINE QLD 4800
PF & PL Arkey	MAREEBA QLD 4880
PM & TK Abdy	MUTCHILBA QLD 4872
Paul Jennings	MAREEBA QLD 4880
R.D Abdy	TOLGA QLD 4882
RAKS Earthmoving	WALKAMIN QLD 4872
Robinson Civil Group	HERBERTON QLD 4887
Rainforest Contractors FNQ P/L	GORDONVALE QLD 4865
RC & KR Mahoney	MALANDA QLD 4885
Sharpe Bros (Aust) P/L	GOSFORD NSW 2250
Sparky's Mini Excavator, Truck & Bobcat Hire	JULATTEN QLD 4871
Shane Simpson	CHILLAGOE QLD 4871

<i>Business Name</i>	<i>Town</i>
SJ & RK Phillips	RAVENSHOE QLD 4888
Stabilised Pavements of Australia P/L	GARBUTT QLD 4814
STJ Earthmoving	MAREEBA QLD 4880
SO & KG Chatfield	RAVENSHOE QLD 4888
Sticklizard Transport	ATHERTON QLD 4883
Suck It Up Vactron Trucks	MAREEBA QLD 4880
S & K Civil Contracting	ATHERTON QLD 4883
Taffy's Backhoe Hire	MAREEBA QLD 4880
Tropic Excavations	MAREEBA QLD 4880
T & K Fitzgerald	ATHERTON QLD 4883
TMC (Transport & Machinery Contractors)	MAREEBA QLD 4880
Tutt Bryant	CAIRNS QLD 4870
T & C White Grade Hire P/L	MOSSMAN QLD 4873
Tableland Earthmoving & Raw Materials (TERM)	MAREEBA QLD 4880
Viv Bowyer Contracting	MAREEBA QLD 4880
W & J Truck Hire	CAIRNS QLD 4870
WP & MD Dal Santo	DIMBULAH QLD 4872
Watto's Earthmoving & Machinery Hire P/L	TOLGA QLD 4882
Wade Venturato	MAREEBA QLD 4880
Wallace Quarrying & Mining P/L	MAREEBA QLD 4880
Wongabel Quarries N Concrete	ATHERTON QLD 4883



**ITEM-10 ENVIRONMENTAL MANAGEMENT POLICY**

**MEETING:** Ordinary

**MEETING DATE:** 21 June 2017

**REPORT OFFICER'S TITLE:** Senior Environmental Advisor

**DEPARTMENT:** Infrastructure Services

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**EXECUTIVE SUMMARY**

*This report deals with the introduction of a new Environmental Management Policy for Mareeba Shire Council. It aims to enable the environmental management aspirations of the Corporate Plan and provide consistency and transparency in Council responses to environmental management.*

**OFFICER'S RECOMMENDATION**

"That Council adopt the Environmental Management Policy."

**BACKGROUND**

The current Environmental Management Policy (The Policy) requires updating to reflect the MSC Corporate Plan 2014 - 2019, current environmental protection strategies being implemented such as bio-security management, regulation of pollution matters, and MSC's Reef Guardian Council participation. The Policy is also required to provide a platform for future environmental leadership initiatives.

The Corporate Plan sets the vision for "*A growing and confident Shire, comprised of diverse communities who share common values of a relaxed lifestyle and respect for the beauty of the natural environment.*" Consequently, "*a natural and living environment that provides safety and enjoyment for the community and visitors*" is a key strategic priority and goal for this Council.

The Policy is required as a mechanism to implement the Corporate Plan by informing and guiding Council's actions, and supporting the implementation of operational projects. It is also necessary to provide transparency for the community about how Council fulfils this corporate goal.

The Policy addresses and provides a platform for a range of environmental aspects. It entails a whole of Council approach and is applicable to all Councillors, employees and contractors. The Policy has special regard to legislation, the Corporate Plan but also the need for effective environmental management that addresses risk and empowers employees to integrate environmental management in day to day decisions within the areas of their authority.

## **LINK TO CORPORATE PLAN**

The proposed Policy supports the Environment Key Strategic Priority goal: A natural and living environment that provides safety and enjoyment for the community and visitors.

## **CONSULTATION**

### *Internal*

Manager Governance and Compliance  
Coordinator Compliance  
Director Infrastructure Services

### *External*

Nil

## **LEGAL AND RISK IMPLICATIONS (STATUTORY BASIS, LEGAL AND RISKS)**

The adoption of the Policy and subsequent actions will have a positive legal and risk implication in that it will provide some degree of protection against high level enforcement dealings.

## **POLICY IMPLICATIONS**

Nil - The Policy has been drafted to complement the Corporate Plan, support and be consistent with other Council Policies.

## **FINANCIAL & RESOURCE IMPLICATIONS**

### *Capital*

Nil

### *Operating*

Nil

*Is the expenditure noted above included in the 2016/2017 budget?*

NA

## **IMPLEMENTATION/COMMUNICATION**

The Policy will be uploaded to Sharepoint and the Website as appropriate and communicated to all employees through email as is standard practice.

## **ATTACHMENTS**

1. Draft Environmental Management Policy.

**Date Prepared:** 6 June 2017





# ENVIRONMENTAL MANAGEMENT POLICY

Draft <input checked="" type="checkbox"/>	Final <input type="checkbox"/>	Version:
File ref:		Policy Section:
Date Adopted:		Review Date:
Author:	Senior Environmental Advisor	Review Officer: Manager Governance and Compliance

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### **POLICY INTENT**

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The objective of this Policy is to:

1. Establish Council's commitment to a natural and living environment that provides safety and enjoyment for the community and visitors as per the Corporate Plan 2014-2019; and
2. Empower staff to make decisions that achieve a balance between the environmental, social and economic needs of the community: the Triple Bottom Line; and
3. Outline the framework for effective environmental risk management; and
4. Acknowledge Council's obligations under the *Environmental Protection Act 1994 (Qld)* and other relevant environmental legislation.

### **SCOPE**

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This policy is applicable to the Mareeba Shire Council (MSC), its councillors, employees and contractors in all Council operations and activities.

The policy also extends to others such as volunteers, students on work experience and committee members who are acting on Council's behalf.

The CEO, Directors and Managers are responsible for ensuring that this policy is understood and adhered to by all.

### **BACKGROUND/SUPPORTING INFORMATION**

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#### Environmental Legislation

The *Environmental Protection Act 1994 (Qld)* is the key environmental protection legislation in Queensland and aims to protect the environment while allowing for development that improves the total quality of life, both now and in the future, in a way that maintains the ecological processes on which life depends (**Ecologically Sustainable Development**). The Act defines Environmentally Relevant Activities (ERAs) such as waste processing and wastewater treatment and provides conditional authorisation to undertake these activities at a set place. MSC is licensed for the following ERAs:

- Composting and soil conditioner manufacturing
- Waste disposal
- Sewage treatment
- Water treatment

Other key environmental legislation in Queensland, such as the *Vegetation Management Act 1999* and the *Nature Conservation Act 1992*, regulate for vegetation, animal and habitat protection.

#### MSC Corporate Plan 2014 - 2019:

Environment is one of the key strategic priorities identified in the Corporate Plan 2014 - 2019, with a focus on a natural and living environment that provides safety and enjoyment for the community and visitors.

Outlined in the Corporate Plan is:

MSC's vision of *"A growing and confident Shire, comprised of diverse communities who share common values of a relaxed lifestyle and respect for the beauty of the natural environment of the region."* and

MSC's mission *"to preserve the values expressed in its vision by creating the foundations for a strong and financially sustainable future for the Shire, by responsible and accountable decision-making, cost-effective service provision, and community capacity building through collaborative partnerships."*

The Corporate Plan outlines MSC's corporate values and principles including, of particular relevance, empowering staff to make decisions that achieve a balance between the *"environmental, social and economic needs of the community: the Triple Bottom Line"*.

#### Effective Environmental Risk Management

It is recognised that whilst providing services and essential infrastructure to the community, MSC will encounter environmental risks which may impact on the natural environment. Further, environmental management improves environmental performance and business efficiency. As a holder of public funds, MSC Councillors and Senior Management are aware of their responsibility to ensure high standards of environmental protection and recognise that effective environmental management will:

- minimise environmental liabilities;
- maximize the efficient use of resources;
- reduce waste;
- demonstrate a good corporate image;
- build awareness of environmental concern among employees;
- gain a better understanding of the environmental impacts of Council activities; and
- increase profit through improving environmental performance and more efficient operations.

#### **POLICY STATEMENT**

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MSC recognises the important role Councillors, Council employees and others have in the protection of the environment, minimising environmental risk and the impacts of Council operations. MSC will strive for environmental protection of the Shire's natural assets through meeting the following sustainability and environmental risk management objectives:

- Comply with all relevant environmental legislation and regulations and all applicable legal requirements.
- Implement all reasonable and practicable measures to minimise environmental harm (**General Environmental Duty**).
- Purchase goods and services having regard to the sound contracting principle of environmental protection as outlined in the MSC Procurement Policy.
- Identify and consider environmental risks when undertaking works.

- Pursue appropriate and cost effective strategies to recycle, renew and reclaim resources and reduce fuel and energy usage e.g.
  - Mulch and/or compost is produced from the recycling of green waste and other organic material
  - Energy efficient lighting is installed in Council buildings and facilities.
  - Fuel efficient vehicles and equipment are purchased for Council's fleet.
- Integrate environmental protection measures into the day to day business of Council by actions such as staff training and environmental awareness, energy auditing, waste prevention and preparation of environmental management plans for each site licensed by statutory environmental regulators.
- Waste management services and facilities comply with environmental standards and minimise the impact of solid and liquid waste on the environment.
- Advocate for environmental awareness in the community through programs and partnerships that support the preservation of the Shire's natural environment.
- When deemed necessary, Council will exercise its regulatory powers to facilitate environmental protection in the areas of air, noise, water and waste.
- Provide for appropriate waste and wastewater management infrastructure to accommodate future population growth.
- Prepare to manage the health risk from waste and wastewater in the community following natural disasters.
- Reduce the economic, social and environmental impacts of pests through cooperative partnerships.

#### **IMPLEMENTATION**

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These commitments are achieved via:

- Continuing Council's membership of the Reef Guardian Council Program and development of its Reef Guardian Action Plan which underpins Council's commitment to clean and healthy waterways, improved environmental outcomes and managing the effects of climate change.
- Implementation of sustainability and climate change adaptive measures that saves on power, water and waste bills, and seek recognition through partnerships eg. Participation in programs with the Queensland Government or LGAQ.
- Identification of appropriate environmental protection measures for inclusion into Council's Operational Plans and Capital Works Programs.
- Implementation of Council's Pest Management Plan.
- Actively complying with statutory environmental authorities.
- Managing environmental risk throughout the whole of life of Council projects.

- Where appropriate, integrate environmental performance objectives and targets into customer service levels.
- Ensure Council's activities are undertaken consistent with the objectives of this Environmental Management Policy.
- Monitor compliance with this Environmental Management Policy, procedures, statutory environmental authorities and promote a culture of continuous improvement.
- Appropriately responding to reports of environmental pollution within the Mareeba Shire.

**REVIEW**

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It is the responsibility of the Management Development and Governance to monitor the adequacy of this policy and recommend appropriate changes. This policy will be formally reviewed every four years following issue of the Corporate Plan or as required by Council.

**DISTRIBUTION REGISTER**

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Date	Issue No.	Copy No.	Issued To	Copy Type

**This policy is to remain in force until otherwise determined by Council.**

**ITEM-11                                    INFRASTRUCTURE SERVICES - MONTHLY REPORT -  
MAY 2017**

**MEETING:**                                Ordinary

**MEETING DATE:**                    21 June 2017

**REPORT OFFICER'S  
TITLE:**                                    Director Infrastructure Services

**DEPARTMENT:**                        Infrastructure services

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**EXECUTIVE SUMMARY**

*This report sets out activities undertaken by the groups within Infrastructure Services during the month of May 2017.*

**OFFICER'S RECOMMENDATION**

"That Council receive and note the Infrastructure Services, Monthly Activities report for the month of May 2017."

**BACKGROUND****MONTHLY ACTIVITIES****WORKS GROUP****Maintenance Activities**

Maintenance activities accruing more than \$1,000 in expenditure were carried out in May at the following locations:

Description	Activity
Ootann Road, Almaden	Grading unsealed roads
Blackdown Road, Arbouin	Grading unsealed roads
Bower Road, Arriga	Slashing
Chettle Road, Arriga	Slashing
Kimalo Road, Arriga	Slashing
Tyrconnell Road, Arriga	Slashing
Bolwarra Road, Crystalbrook	Grading unsealed roads
Leedingham Creek Road, Dimbulah	Slashing
Wolfram Road, Dimbulah	Slashing
Gamboola Road, Gamboola	General repairs and maintenance
Strathleven Road, Gamboola	Grading unsealed roads
Drumduff Road, Hughes Crossing, Highbury	Grading unsealed roads
Hales Siding Road, Irvinebank	Grading unsealed roads
Pedersen Road, Irvinebank	Grading unsealed roads
Euluma Creek Road, Julatten	Slashing
Black Mountain Road, Julatten	Grading unsealed roads, slashing
Koah Road, Koah	Bitumen patching, grading unsealed roads, road inspections, slashing
Popovic Road, Koah	Clean inlet/outlets culverts, grading unsealed roads, slashing

Description	Activity
Barang Street, Kuranda	Bitumen patching, pavement repairs
Barron Falls Road, Kuranda	Bitumen patching, slashing, tree clearing / vegetation management
Black Mountain Road, Kuranda	Grading unsealed roads, slashing
Coondoo Street, Kuranda	Pavement repairs, slashing
Green Forest Road, Kuranda	Culvert repairs, road furniture, slashing
Kuranda Heights Road, Kuranda	Slashing
Oak Forest Road, Kuranda	Bitumen patching, slashing
Rob Veivers Drive, Kuranda	Bitumen patching, general repairs and maintenance, mowing
Bulimba Road, Lyndside	Grading unsealed roads
Davies Creek Road, Mareeba	Grading unsealed roads, slashing
Emerald End Road, Mareeba	Slashing
Gilmore Road, Mareeba	Slashing
Kay Road, Mareeba	Grading unsealed roads, slashing
Lockwood Road, Mareeba	Slashing
Malone Road, Mareeba	Slashing
Sabin Road East, Mareeba	Grading unsealed roads, slashing
Tinaroo Creek Road, Mareeba	Road furniture, slashing
Fraser Road, Mt Molloy	Slashing
Main Street, Mt Molloy	Slashing
Wetherby Road, Mt Molloy	Grading unsealed roads, slashing
Mount Mulgrave Road, Mt Mulgrave	Grading unsealed roads
Mutchilba Road, Mutchilba	Bitumen patching
Springmount Road, Mutchilba	Slashing
Oaky Valley Avenue, Mutchilba	Slashing
Fassio Road, Paddy's Green	Slashing
Springs Road, Paddy's Green	Slashing
Sandridge Road, Watsonville	Grading unsealed roads
Shiffon Road, Watsonville	Grading unsealed roads, slashing
Toy Creek Road, Watsonville	Grading unsealed roads
Walsh River Road, Watsonville	Grading unsealed roads
West Bischoff Mill Road, Watsonville	Grading unsealed roads
Arbouin Mine Road, Watsonville	Grading unsealed roads

The table below shows the current budget position of road maintenance for Mareeba Shire Council.



Annual Budget	Year to Date Budget	Year to Date Actual
\$3,294,997	\$3,019,800	\$2,996,297

An additional \$49,680 is yet to be journalled to the 2016/17 Bitumen Reseal budget for preparation and line marking activities currently costed against the Road Maintenance budget line.

## **Capital Works**

### **Works For Queensland Funded Project**

#### **Todeschini Bridge - Chewko Road**

A level three bridge inspection conducted earlier this year indicated potential problems due to kerb and abutment cracking at Todeschini Bridge on Chewko Road.

The bridge restoration commenced on May 8. Works involved a retro-bond and high strength fibre wrap of the concrete kerb exterior face and abutments.

The restoration works were completed mid-May and were carried out by Council staff and two level II bridge technicians from Timber Restoration Systems.



#### **Nissen Creek Bridge - Mt Lewis Road**

The load limit at Nissen Creek Bridge was reduced to five (5) tonne earlier this year as a result of a level three bridge inspection.

Timber Restoration Systems from Caboolture were engaged to design and assist construction of a retro-fit solution to return the bridge to T44 condition using a combination of salvaged materials from previous bridge works and a glulam kerb and deck system.

Works commenced 16 May and were completed 22 May. The bridge was closed to all traffic between 7:00am and 6:00pm on Friday, 19 May for the installation of the replacement deck and kerb system.



### **Sabin Road West Intersection Widen and Seal**

Works at Sabin Road West commenced mid-April but the presence of ground water forced the project to be delayed until mid-May.

The project recommenced on 15 May and involved the widening and upgrading of the existing Malone Road and Sabin Road West intersection, the widening of Malone Road, the installation of concrete kerbing, driveway upgrades and a two-coat bitumen seal.

The existing subgrade was found to be unsuitable and was excavated to a depth of 500mm and replaced with rock and bidim prior to placing the base gravel.

It is anticipated that the project will be sealed early June weather permitting.



### **Gilmore Road Widening and Seal**

The Gilmore Road widening and seal project commenced late May. The extent of works include the widening of 1,400m of narrow road, the upgrading of existing accesses and a two coat bitumen seal.

These works are programmed to be sealed in late June.



## **2016/17 Capital Works**

### **Kowa Street Pavement Widening**

Works commenced mid-April on the widening of 463m of Kowa Street, Mareeba commencing at the intersection of Basalt and Kowa Streets. The project scope included pavement widening and sealing, driveway works, culvert headwall construction and barrier kerb installation.

The project was sealed in early May and will be line marked in June.



### **Raleigh Street, Dimbulah - Pavement Rehabilitation and Widening**

Works commenced mid-April on the pavement rehabilitation and widening of Raleigh Street, Dimbulah. The project scope included pavement widening and sealing, footpath construction and kerb ramp installation, new barrier kerb and channel and the formalising of existing parking.

The project was sealed May 16 and will be line marked in June.



### **Bicentennial Lakes Paved Footpath Renewal**

Work commenced early April on the replacement of damaged and uneven sections of paved footpath at the Bicentennial Lakes precinct and were completed 10 May.

A total of 713m<sup>2</sup> were replaced in eight sections at an average cost of \$104m<sup>2</sup>.



### **Algoma Road Culvert Renewal**

Works commenced on 24 May at the Algoma Road culvert renewal site. The existing culvert was originally constructed using steel pipes and these had become rusted and the culvert was in a severe state of disrepair.

Four 750mm  $\varnothing$  black max pipes were inserted inside the existing steel pipes and the edges were sealed. Holes were bored through the top of the existing concrete deck and a sand / cement mix (grout) will be poured around the new pipes.



### **2016/17 Gravel Resheets**

The following sections of unsealed roads were resheeted in May. The resheeting works were done in conjunction with Council's programmed maintenance grades.

<b>Road</b>	<b>Chainage Start</b>	<b>Chainage Finish</b>	<b>Tonnes</b>
Davies Creek Road	750	1000	461
	2100	2500	726
	2700	3050	648
	3600	3860	416
	4800	5250	469
Cobra Road	2500	4200	2488
Emerald Falls Road	0	440	634

### **DTMR Third Party Work**

On 2 May work commenced on 3.39km of gravel resheeting on the Herberton - Petford Road. The project involves the addition of 150mm of Type 4.3 road base to the existing pavement for a width of 8m.

The resheet works are located at the end of the bitumen seal at Watsonville and continue through to Bakerville.

The project has a construction cost of \$595,000 and is progressing well. The works are programmed for completion by 16 June.



### **TMR Routine Maintenance Performance Contract (RMPC)**

Routine maintenance activities were undertaken during May 2017 at the following location;

<b>Primary Location</b>	<b>Activity Name</b>
Kennedy Highway - Cairns/Mareeba	Rest area servicing
Mulligan Highway - Mt Molloy/Lakeland	Roadside litter collection, rural
	Rest area servicing
	Other sign work
Mulligan Highway - Mareeba/Mt Molloy	Tractor slashing, urban
	Pothole patching includes traffic control
	Tractor slashing, rural includes (2)x traffic control
Mossman - Mt Molloy Road	Other bituminous surface work
	Roadside litter collection, rural
	Tractor slashing, rural includes (2)x traffic control
Mareeba - Dimbulah Road	Repair or replace guide markers
	Tractor slashing, rural includes (2)x traffic control
Burke Developmental Road	Pothole patching includes traffic control
	Install new and/or relocate old signs standard B size (800x600) and 1 post
	Repair or replace guide markers
	Tractor slashing, rural includes (2)x traffic control
Herberton - Petford Road	Light shoulder grading rural, includes traffic control

The total claim to DTMR for the works listed above for the month of May 2017 was \$96,694.22

## Parks and Gardens Section

### Maintenance Activities

Parks and Gardens maintenance activities accruing more than \$1,000 in expenditure were carried out in May at the following locations:

Location
Parks and Gardens, Chillagoe
Basalt Gully and Bi-Centennial Lakes, Mareeba
Mary Andrews Gardens, Mareeba
Arnold Park, Mareeba
Centenary Park, Mareeba
Barron Esplanade, Mareeba
Byrnes Street Medians, Mareeba
Anzac Park, Mareeba
Parks, Library, CBD and Streets, Kuranda
Esplanade, Kuranda
Old Kuranda Depot / Amphitheatre, Kuranda
Town Hall Park, Dimbulah
Borzi Park, Mareeba
Davies Park, Mareeba
Firth Park, Mareeba
Vains Park, Mt Molloy
Hunter Park, Fallon Road, Kuranda
Street Mowing, Mareeba
Furniture and Playground Equipment, Mareeba
Drainage Easements, Mareeba
Sunset / Sunbird Park, Mareeba
Mowing and Maintenance, Irvinebank
Street Mowing, Bibohra
Basalt Gully, Mareeba

The table below shows the current budget position of Parks and Gardens maintenance for Mareeba Shire Council.

Annual Budget	Year to Date Budget	Year to Date Actual
\$1,545,967	\$1,419,988	\$1,708,370

## Bridge Section

### Maintenance Activities

Bridge maintenance activities accruing more than \$1,000 in expenditure were carried out in May at the following locations:

Location
Inspections
Chewko Road, Atherton Creek Bridge
Mt Lewis Road, Nissan Creek Bridge
Strathleven Road, Gamboola Crossing
Re-active Maintenance
Inspections and General Expenses

Annual Budget	Year to Date Budget	Year to Date Actual
\$514,697	\$471,642	\$296,509



Mareeba Shire Council's bridge inspection program has been formalised and is operating under a works order system. 332 bridges and major culverts have been identified as requiring inspection within our local roads network.

To date, 277 inspections have been completed.

### Land Protection Section

Annual Budget	Year to Date Budget	Year to Date Actual
\$394,729	\$364,220	\$403,429

**Yellow Crazy Ants:** The Senior Land Protection Officer represented Council at the recent Yellow Crazy Ant Reference Group Meeting. Council staff assists the Yellow Crazy Ant work group in laying lures as well as the toxic baits and slash access tracks for the electric ant crew.

**Siam Weed:** All siam sites have been revisited and retreated as necessary. Property inspections around Springmount have located a new incursion adjacent to an Ergon Energy owned property. Council's Senior Land Protection Officer met with the local Ergon manager and requested that vehicles coming into Mareeba Shire are thoroughly cleaned down as it is highly probable that this incursion has come off an Ergon vehicle. The site has been thoroughly searched, the infestation mapped onto Council's GIS and all plants chemically treated.

**Rotary Field Day:** Land Protection staff ran a pest and weeds stall at the Rotary Field Day for three (3) days. Officers received numerous reports of suspected sightings of declared pests and handed out information about Natural Resource Management.

**The Barron River Catchment's Invasive Aquatic Plant Problem:** Mareeba Shire Council currently have three (3) volunteers from the Muluridgi Aboriginal Tribal Corporation. These workers are being supervised by one of the Land Protection Officers and the workers are engaged in searching for the five (5) main weeds in the riparian area. Officers are capturing data on the source of the incursions and hand removing as much of the weed as possible. The benefits to the volunteers are learning to use GPS units to create weed maps, learning about the many different techniques to be employed in weed removal, gaining experience in weed identification and the necessity of thorough clean down of vehicle, tools and the persons boots and clothing.

**Multi-species control work on Upper Walsh River Catchment:** Officers have carried out a follow up treatment in conjunction with the Mitchell River Group and effected landowners. The main target species are Rubber Vine, Bellyache Bush, Physic Nut and Siam Weed. The control work is from the Emu Creek, Irvinebank to the Walsh River confluence.

**Feral Pigs:** Land Protection staff have carried out coordinated baiting over the MSF Sugar cane lands covering approximately 3,000 hectares of the Arriga area and disposed of several hundred pigs over that range. This work is now being followed up

by a pig shooting program conducted by the landowners. Several permanent silo traps have been constructed in the area.

**Coordinated wild dog baiting programs:** A number of large scale cattle properties have been baited on the Lynd and Tate River catchments as well as some smaller properties closer to town.

## **WATER AND WASTEWATER GROUP**

### **Capital and Maintenance Works Projects**

- Kuranda Suburban Water Security Upgrade Project - 100% design completed and major works with the concrete reservoir at Platypus Close completed along with the construction and installation of the pressure pump shed and pump installation on Warril Drive for the pressure system whilst the new reservoir on Hilltop Close is being constructed.



New water pressure pump shed and pressure pumps Warril Drive



Platypus Close Water Reservoir Construction

- Hastie Road Sewer Main Project awarded to BJS Plumbing and Civil Contracting. This is a Work for Queensland fully funded project. Under boring the section at the Barron River delayed until 18 June with a full works crew to begin on the project itself by late June.
- Leachate Management Project at the Mareeba Landfill tender assessment complete and awarded to fgf Developments. A pre-start meeting for this project was held Monday, 29 May and the new pump station and pumps for the project have been ordered.

### **Environmental Monitoring - Treatment**

- Mareeba STP compliant with Transitional Environmental Plan (TEP).
- Kuranda STP remains compliant with licence conditions.
- Mareeba Landfill - noncompliant with surface waters conditions. Program notice submitted. TEP prepared and submitted to DEHP.

### **WASTE**

#### **Waste Operations**

- 221 cubic metres of mulch sold in bulk sales.
- 2.9 Tonnes of recyclable material transported to Cairns MRF (including chemical drums)
- Current Mareeba Landfill Compaction Rate of 1.03 tonnes per cubic metre.
- 6 month trial of E-Waste collection at the Mareeba WTS, in conjunction with TechCollect, has commenced.
- All transfer stations and Mareeba landfill are currently operational.

- Kuranda WTS steel pile was set on fire in the early hours of Tuesday 23 May, Qld Police Service notified QFS and Council and the fire was extinguished by QFS with assistance from Council staff and machinery. There were concerns by the Police and QFS that the fire could escalate and endanger nearby properties.



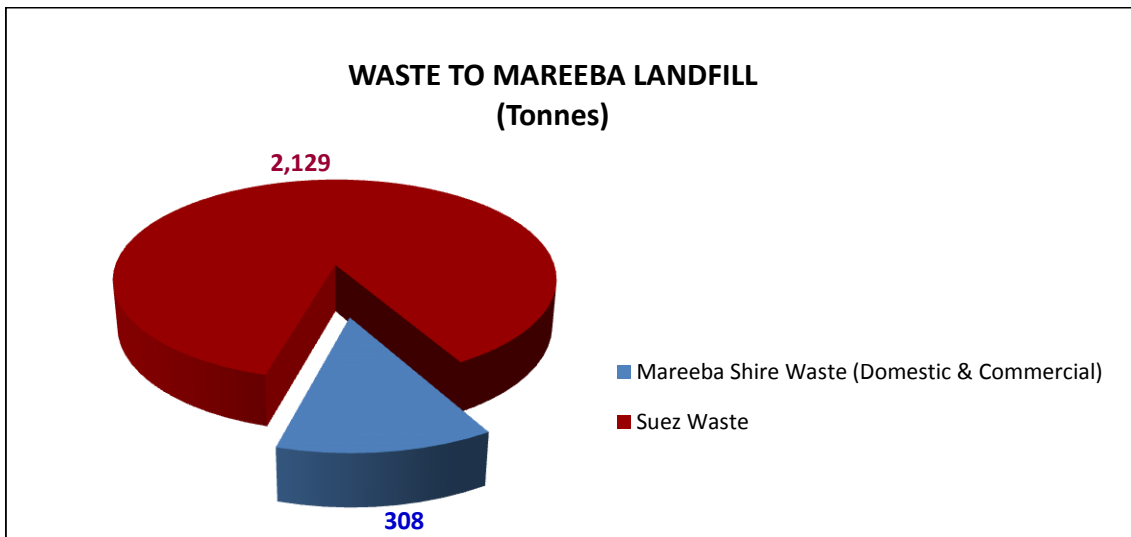
### Old Mareeba Landfill Capping Project

- Waste placement and profiling complete.
- Select fill LLDPE liner subgrade complete - inspection & approval pending.
- Southern and Western leachate trenches and sumps installed.
- Fabtech LLDPE liner installers on site and installation scheduled to commence.
- Excavated northern waste cell drainage plinth constructed against Cell 2.
- Northern bund profile established and approved for LLDPE liner coverage.
- Gas panel collection drain along the spine of the mound established.

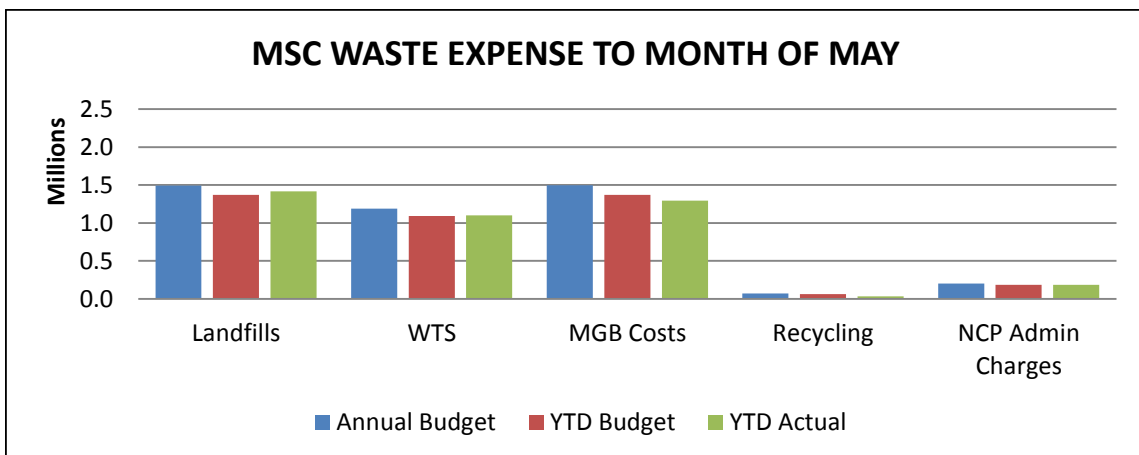
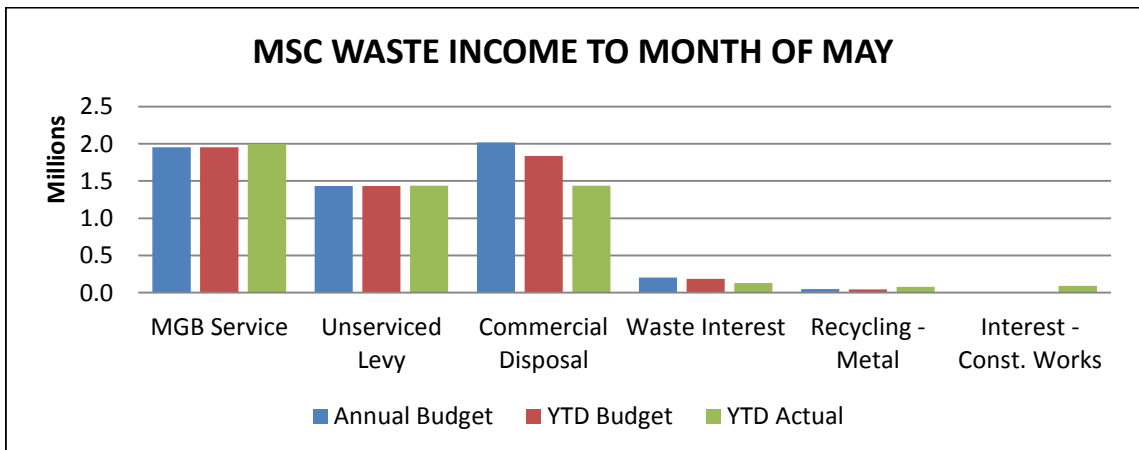


### Waste to Mareeba Landfill

The Mareeba Shire waste shown in the pie chart below is the waste collected at each of the waste transfer stations (Mareeba included), and deposited directly to the Mareeba landfill. The commercial waste shown below is derived from the Suez recycling plant in Cairns and deposited into the Mareeba landfill.



**Financial Operational Budget Information (Per Budget Section Overall)**



## **TECHNICAL SERVICES GROUP**

### **Design**

- 2016/17 Capital Works
  - Bolwarra Road, Tate River Crossing Renewal and Upgrade - Design complete, construction tender specifications have been prepared.
  - Therwine Street, Kuranda - Redevelopment redesign being undertaken.
  - Rob Veivers Drive, Kuranda Rehabilitation and Widening - Preliminary plans received from Design contractor and reviewed, awaiting final plans.
- 2017/18 Capital Works
  - Chewko Road, Mareeba - Detail Survey started
  - Oak Forest Road, Myola - Survey started
  - Ootann Road, Almaden - Upgrade to two lane bitumen seal
- Works for Queensland
  - Sabin Road West, Mareeba Intersection Improvements - Minor design amendments undertaken
  - Gilmore Road, Mareeba Widening - Minor Design amendments undertaken
  - Margherita Close, Mareeba Widening and Seal - Design work underway as well as minor public consultation.
- Miscellaneous Works
  - Bunny Seary Lookout, Mareeba - Detail Survey and boundary locations

### **Subdivisions**

- Current - Under Construction
  - Mt Emerald Wind Farm - Irrigation Pipeline Protection Slab
  - Springmount Road and Kippin Drive Upgrade
- On Maintenance - Monitoring for 12 months as the Defects Liability Period prior to becoming a Council Asset
  - Mt Emerald Wind Farm - Irrigation Pipeline Protection Slab
  - Amaroo Stage 8
  - Wylandra Stage 6B and 6C
  - Hoolahan Drive - Construction of easement drainage
- Operational Works
  - 112 Barnwell Road - Dam construction completed and being monitoring

### **Project Management**

#### **Building**

- Columbarium Wall at Dimbulah Cemetery is 90% completed.
- Kowa Street Workshop stormwater management upgrade completed.
- Purchase Order issued for the sewer rising main upgrade - Hastie Road. Barron River under bore to commence end of June.

- Airfirst issued with purchase order for the replacement of the air-conditioning units at the Mareeba Leagues Club.
- Tenders to replace the air-conditioners at the Mareeba Library close on 13 June 2017.
- Mareeba Pool facilities upgrade - Tenders received, further request from contractors to provide additional quote to upgrade both male and female amenities eliminating any upgrade to the kiosk area.
- Commenced upgrades to PCYC building as recommended by Council's building certifier. Waiting for heritage requirements so these can be passed to the building contractor.
- Pre-start meeting for the construction of the leachate rising main from the Mareeba Landfill to the WWTP

### **Vandalism and Graffiti**

During May 2017, 11 reports of graffiti and vandalism were recorded.

- Mareeba Arnold Park
- Mareeba Centenary Park
- Mareeba Rankin Street Council Office
- Mareeba Theatre Hall
- Mareeba Sports Hall
- Speewah Bus Stop
- Kuranda Visitor Information Centre
- Kuranda Centenary Park toilets
- Dimbulah Tennis Courts toilets

<b>Graffiti and Vandalism</b>	<b>Year to date actuals</b>
2015-16	\$2,134
2016-17	\$15,793

Currently there is no allocated budget for graffiti and vandalism.

### **NDRRA 2014**

- Two 2014 NDRRA contracts (TMSC2015-29 and TMSC2015-30) suspended during construction works due to a weather event have now been awarded

## **PROJECT PROGRESS REPORTS**

### **MAREEBA AIRPORT UPGRADE**

#### **Funding**

The Mareeba Airport Upgrade project is funded through a \$13 million grant from the State Government and a \$5 million grant from the Federal Government. Council has received milestone payments of \$1.6 million from the State Government and \$1 million

from the Federal Government to date. Further payments will be due in September 2017 following lodgement of milestone reports.

### **Programme**

A programme of works has been prepared which reflects the works and commitment made by Council in the funding agreements. The project is on schedule to meet final completion ahead of the target completion date of August 2018 as set in the funding agreement.

Construction of the Airside Infrastructure is scheduled to commence in July 2017 following negotiation and award of tender TMS2017-04.

### **Airport Water Supply Upgrade**

Tender TMS2016-07 for upgrade of the water supply services was awarded to FGF Developments Pty Ltd in July 2016 and work commenced from mid-August 2016. Certification of the fire-fighting system to meet Queensland Fire and Rescue Services (QFRS) requirements has been completed and the project achieved Practical Completion on 4 May 2017.

### **Aviation Commercial Precinct - Early Works**

Bonadio Farming has been engaged under QMS2016-17 for early works on the Aviation Commercial Precinct, which includes completion of ground clearing, removal of underground cobbles and boulders and reinstatement of the site. The contractor has commenced removal of rocks from the northern section of the Aviation Commercial Precinct, with approximately 15,000 cubic metres of rock removed and stockpiled to date. Final works to remove rock from new road corridors is underway, with the work scheduled for completion by end of June 2017. Significantly more rock has been encountered than anticipated. This work has been necessary to mitigate risk associated with unfavourable ground conditions for construction of the new aviation commercial precinct.

### **Airside Infrastructure**

Jacobs Engineering Group has been engaged to undertake the detailed design and documentation for the runway, taxiways, airfield lighting and aviation commercial precinct (Western Lease Area).

Four (4) firms were invited to tender on this work after being shortlisted through invitations for Expressions of Interest. Tenders closed on 9 May 2017 and conforming and non-conforming tenders were received from all four (4) tenderers. Evaluation of tenders has been completed and Council officers are obtaining clarification and further pricing information from tenderers.

This process has taken longer than anticipated due to tender prices being higher than the available budget; however, it is anticipated that tender TMS2017-04 will be awarded by early July 2017.

### **Stakeholder Engagement**

A Communication and Stakeholder Engagement Plan has been developed, which sets out the engagement strategy for delivery phase of the project. Current airport users have been surveyed and an e-newsletter was distributed in late-April 2017. Further engagement work in relation to distribution of project information and engagement with local businesses regarding work opportunities on the project is underway.

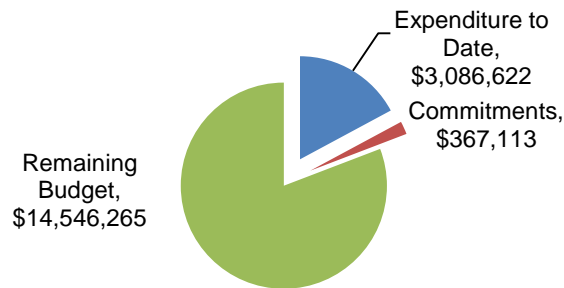
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### Aviation Commercial Precinct Leasing Opportunities

To date, four (4) applications have been received for leasing of sites within the new aviation commercial precinct. Council has received many enquiries regarding leasing of land, with further lease applications expected to be received when construction of the airside infrastructure commences.

### Expenditure



16 May 2017 - Excavation of rock for aviation commercial precinct



22 May 2017 - Excavation of rock for leases and taxilanes adjacent existing western apron



29 May 2017 - Site reinstatement following rock removal  
- western side of aviation precinct

**MAREEBA WASTEWATER TREATMENT PLANT - DESIGN & CONSTRUCTION  
CONTRACT TMSC2015-13****Funding**

The Mareeba Wastewater Treatment Plant Upgrade project is funded through a \$1.5 million grant from the State Government's Building Our Regions program and a \$5 million grant from the Federal Government's National Stronger Regions Fund, with the balance of the project funded by Mareeba Shire Council. Further funding of \$411,000 has been received from the State Government's Local Government Grants and Subsidies Scheme for the upgrade of trade and industrial waste receival facilities.

The Federal Government has paid Council \$3 million to date from National Stronger Regions Fund. Payments of \$1.2 million have been received from the State Government's Building Our Regions program. The initial payment of \$123,300 has been received from the State Government's Local Government Grants and Subsidies Scheme. Further payment of \$1,800,000 has been approved by the Australian Government following lodgement of reports in April 2017 and will be received in June 2017.

**Programme**

Council has awarded Contract TMSC2015-13 Mareeba Wastewater Treatment Plant - Design and Construction to Downer Utilities Australia Pty Ltd.

Downer mobilised to site in late May 2016, supplied final 100% design stage drawings on 15 July 2016 and construction currently progressing ahead of schedule by several weeks. During May 2017, the following work was undertaken:

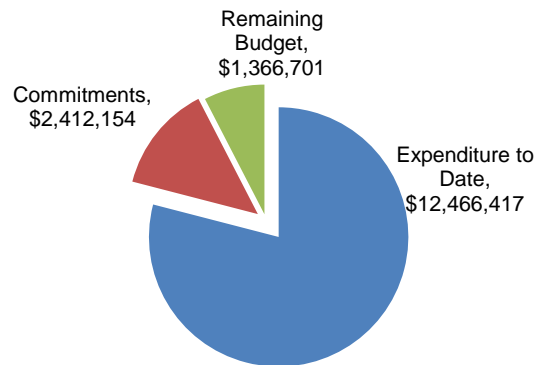
- Continuation of electrical installation;
- Construction of concrete site roads;
- Commencement of testing and running site equipment.

Aqseptence Group (formerly Bilfinger Water Technologies) mobilised to site in late May 2017 and commenced installation of the packaged inlet works under contract TMSC2015-09. The inlet works are scheduled to be completed and ready for commissioning by the end of June 2017.

Primary activities scheduled for June 2017 are continuation of electrical installation, civil works and testing of mechanical equipment in preparation for the wet commissioning trial in early July 2017. Training of Council's operators will also commence in late June 2017.

Practical completion is scheduled for early July 2017, with full handover of the plant to Council in August/September 2017, following successful commissioning, optimisation and process-proving by the contractor.

## Expenditure



4 May 2017 - Commencement of road drainage works



4 May 2017 - Mechanical equipment, pipework, handrails and lighting installed to sequential batch reactor (SBR)



10 May 2017 - Commencement of slab for inlet works



23 May 2017 - Concrete pathway constructed to Control Room



23 May 2017 - Installation of pumps for return activated sludge (RAS) and waste activated sludge (WAS)



23 May 2017 - Diffusers installed to sequential batch reactor (SBR)



23 May 2017 - Construction of site roads



24 May 2017 - Aeration blowers powered-up and run-in



26 May 2017 - Council's Water & Wastewater Engineer and treatment plant operator inspect the recently installed diffusers





26 May 2017 - Installation of the packaged inlet works underway



26 May 2017 - Sub-base prepared ready for construction of concrete road in front of sludge dewatering building, blower building and administration building

**LINK TO CORPORATE PLAN**

**ECOM 3** - Undertake the management of Council's assets in accordance with the long term asset management plans developed for all infrastructure asset classes to ensure the Shire's infrastructure networks are maintained and renewed to maximise their long term benefit to industry and the community.

**CONSULTATION**

Internal  
Infrastructure Services staff

External  
Nil

**LEGAL AND RISK IMPLICATIONS (STATUTORY BASIS, LEGAL AND RISKS)**

Nil

**POLICY IMPLICATIONS**

Nil

**FINANCIAL & RESOURCE IMPLICATIONS**

Capital  
Included in 2016/2017 budget

Operating  
Included in 2016/2017 budget

Is the expenditure noted above included in the 2016/2017 budget?  
Yes

If not you must recommend how the budget can be amended to accommodate the expenditure  
Nil

**IMPLEMENTATION/COMMUNICATION**

Advice is provided to residents and businesses affected by any activities.

**ATTACHMENTS**

Nil

**Date Prepared:** 5 June 2017

## **BUSINESS WITHOUT NOTICE**

## **NEXT MEETING OF COUNCIL**

The next meeting of Council will be held at 9:00 am on Wednesday 19 July 2017

# FOR INFORMATION

## SUMMARY OF NEW PLANNING APPLICATIONS & DELEGATED DECISIONS FOR THE MONTH OF MAY 2017

Summary of new Planning Development Applications and Delegated Decisions for May 2017

New Development Applications					
Application #	Lodgement Date	Applicant/ Address	Property Description	Application Type	Status
DA/17/0015	9/05/2017	Visionstream Pty Ltd 1615 Mossman-Mount Molloy Road, Julatten	Lot 1 on RP744270	Material Change of Use - Telecommunications Facility	In referral stage.
DA/17/0016	9/05/2017	Loughton Holdings Pty Ltd 275-285 Byrnes Street, Mareeba	Lot 45 on SP243989 & Lot 1 on RP700542	Material Change of Use - Low Impact Industry (Motor Vehicle Showroom)	In referral stage.
DA/17/0017	10/05/2017	RJ Neate & D Pregl 21-31 Keeble Street, Mareeba	Lot 56 on SP291993 & Lot 57 on SP276126	Reconfiguring a Lot - Boundary Realignment	Approved on 27 May 2017.
DA/17/0018	22/05/2017	BM Dwyer 136 & 166 Orchid Close, Bibbohra	Lot 92 on SP140888 & Lot 43 on RP735026	Reconfiguring a Lot - Boundary Realignment	Approved on 26 May 2017.
DA/17/0019	23/05/2017	PA Ryle 1 Warril Drive, Kuranda	Lot 77 on RP742969	Reconfiguring a Lot - Subdivision (1 into 2 lots)	In decision making stage.
DA/17/0020	26/05/2017	ME Wallace & AS Knudsen 25 Rainforest Drive, Julatten	Lot 10 on RP747823	Material Change of Use - Animal Keeping	In acknowledgement stage.
DA/17/0021	30/05/2017	Northern Building Approvals 26 Herberton Street, Mareeba	Lot 8 on RP700527	Reconfiguring a Lot - Subdivision (1 into 2 lots)	In decision making stage.
DA/17/0022	30/05/2017	GJ & ML Casey 182 Kanervo	Lot 201 on RP843530	Reconfiguring a Lot - Subdivision (1 into 2 lots)	In acknowledgement stage.

May 2017 (Regional Land Use Planning)

		Road, Koah			
OW/17/0002	7/04/2017	Gregg Construction Pty Ltd 169 Masterson Road, Mutchilba	Lot 262 on HG316	Operational Works - Earthworks (Water Storage Dam)	Approved on 17 May 2017.
OW/17/0003	7/04/2017	Aecom Australia Pty Ltd 63-65 Byrnes Street, Mareeba	Lot 305 & 306 on M3563	Operational Works - Advertising Signs	Approved on 26 May 2017.

Decision Notices issued under Delegated Authority					
Application #	Date of Decision Notice	Applicant	Address	Property Description	Application Type
DA/17/0017	30/05/2017	RJ Neate & D Pregl	21-31 Keeble Street, Mareeba	Lot 56 on SP291993 & Lot 57 on SP276126	Reconfiguring a Lot - Boundary Realignment
DA/17/0018	26/05/2017	BM Dwyer	136 & 166 Orchid Close, Bibbohra	Lot 92 on SP140888 & Lot 43 on RP735026	Reconfiguring a Lot - Boundary Realignment
OW/17/0001	25/05/2017	BTM & S Stankovich Pty Ltd	Karobean Drive, Mareeba	Lot 200 on SP292105	Operational Works - Roadworks, Stormwater, Water Infrastructure, Drainage, Earthworks, & Sewerage Infrastructure
OW/17/0002	17/05/2017	Gregg Construction Pty Ltd	169 Masterson Road, Mutchilba	Lot 262 on HG316	Operational Works - Earthworks (Water Storage Dam)
OW/17/0003	26/05/2017	Aecom Australia Pty Ltd	Lot 305 & 306 on M3563	Lot 305 & 306 on M3563	Operational Works - Advertising Signs

Extensions to Relevant Period issued					
Application #	Date of	Applicant	Address	Property	Application Type

May 2017 (Regional Land Use Planning)

	Decision			Description	
REC/10/0023	15/05/2017	D Rankine	382 Bilwon Road, Biboohra	Lot 22 on SP160167	Reconfiguring a Lot - Subdivision (1 into 4 lots) - extension of two (2) years to 15 May 2019.

**Building Work assessable against the Planning Scheme Decision Notices issued under Delegated Authority**

Application #	Date of Decision	Applicant	Address	Property Description	Application Type
BAP/17/0006	8/05/2017	N & M Turner	8 Mclver Road, Mareeba	Lot 3 on M356144	Application for non-compliant gross floor area for class 10a shed.
BAP/17/0007	11/05/2017	T, D & Y Blake	8 Debel Close, Mareeba	Lot 6 on RP903630	Application for Class 1a dwelling - building work assessable under Flood Hazard Overlay and Accommodation Activities Code.

**Survey Plans endorsed**

Application #	Date	Applicant	Address	Property Description	No of Lots
DA/16/0037	16/05/2017	M Clayton	475 Nile Mile Road, Julatten	Lot 107 on RP74897015	2 lots
DA/16/0053	3/05/2017	WJ & JF Collins	69 Costin Street, Mareeba	Lot 3 on SP184956	2 lots
DA/16/0061	3/05/2017	D & J Boshammer & S Matthews	151 Ray Road, Mareeba	Lot 1 on RP720057	2 lots
MC2004/47	16/05/2017	T,D,S & A Adil & H Ahmet	Blacks Road, Mareeba	Lot 100 on SP280055	2 lots

May 2017 (Regional Land Use Planning)