



## **Ordinary Meeting**

**Council Chambers**  
**Date: 21 June 2017**  
**Time: 9:51am**

## **MINUTES**

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## **MEMBERS IN ATTENDANCE**

**Members Present:** Cr T Gilmore (Mayor), Crs, E Brown, K Davies, M Graham, A Pedersen, A Toppin and L Wyatt.

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

Nil

## **BEREAVEMENTS/CONDOLENCES**

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

## **DECLARATION OF ANY MATERIAL PERSONAL INTERESTS/ CONFLICTS OF INTEREST**

Cr Pederson informed the meeting that he has a conflict of interest, in accordance with Section 173 of the *Local Government Act 2009*, in relation to *ITEM-9 EOI-MSC2017-01 PANEL OF APPROVED CONTRACTORS - 2017/2018 OCCASIONAL PLANT HIRE*. Cr Pedersen advised that he would leave the meeting for the duration of the discussion and not vote regarding ITEM-9.

Cr Davies informed the meeting that he has a conflict of interest, in accordance with Section 173 of the *Local Government Act 2009*, in relation to *ITEM-8 TMSC2017-18 REGIONAL BITUMEN RESEAL PROGRAM*. Cr Davies advised that he would leave the meeting for the duration of the discussion and not vote regarding ITEM-8.

## **CONFIRMATION OF MINUTES**

Moved by Cr Wyatt

Seconded by Cr Graham

"That the Minutes of the Ordinary Council Meeting held on 17 May 2017 be confirmed as true and correct."

**CARRIED**

## **BUSINESS ARISING OUT OF MINUTES OF PREVIOUS MEETINGS**

Nil

**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**

Moved by Cr Toppin

Seconded by Cr Pedersen

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

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)		

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:

Plan/Document Number	Plan/Document Title	Prepared by	Dated
-	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)"

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

Moved by Cr Pedersen

Seconded by Cr Brown

"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) Authorise the Chief Executive Officer to engage Cardno for the amount of \$5,620.00 (ex GST) to undertake and make a further alignment amendment to the Mareeba Shire Council Planning Scheme - July 2016 through the inclusion of a new Residential Dwelling House and Outbuilding Overlay, which will retain the current levels of assessment for a Dwelling House in the Low Density Residential Zone, Medium Density Residential Zone and Rural Residential Zone, to take effect on the commencement of the Planning Act 2016 on 3 July 2017;
- (d) Give notice of the alignment amendment by placing a public notice in a local newspaper, government gazette and the Mareeba Shire Council website; and
- (e) 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."

**CARRIED**

## GOVERNANCE AND COMPLIANCE

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

Moved by Cr Davies

Seconded by Cr Graham

"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.
3. That the delegations are made with the Limitations of Power, as attached to these Minutes as Appendix, 1. "

**CARRIED**

## FINANCE

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

Moved by Cr Pedersen

Seconded by Cr Toppin

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

**CARRIED**

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

Moved by Cr Wyatt

Seconded by Cr Toppin

"That Council adopt the 2017/18 Fees and Charges for Finance, attached to these Minutes as Appendix 2."

**CARRIED**

### **ITEM-6 HALL HIRE FEES & CHARGES 2017/2018**

Moved by Cr Brown

Seconded by Cr Graham

"That Council adopt the Hall Hire Fees & Charges (attached to these Minutes as Appendix 3) for the 2017/2018 financial year for the Mareeba Sports Hall and Councils Halls and introduce a fee for the usage of lights in Council's parks to recognise user pays."

**CARRIED**

## INFRASTRUCTURE SERVICES

### TECHNICAL SERVICES

Cr Davies left the room at 10:01am

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

Moved by Cr Graham

Seconded by Cr Wyatt

"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.

**CARRIED**

Cr Davies returned to the room at 10:02am

Cr Pedersen left the room at 10:02am

**ITEM-9** **EOI-MSC2017-01 PANEL OF APPROVED CONTRACTORS - 2017/2018 OCCASIONAL PLANT HIRE**

Moved by Cr Toppin

Seconded by Cr Brown

"That Council empanel the contractors listed in the documentation attached to these Minutes as Appendix 4 for the purpose of providing Occasional Plant Hire EOI-MSC2017-01 for the 2017/2018 financial year."

**CARRIED**

Cr Pedersen returned to the room at 10:03am

**ITEM-10** **ENVIRONMENTAL MANAGEMENT POLICY**

Moved by Cr Toppin

Seconded by Cr Brown

"That Council adopt the Environmental Management Policy, attached to these Minutes as Appendix 5."

**CARRIED**



**ADHOC-2****KENNEALLY ROAD SEWER CAPACITY UPGRADE**

Moved by Cr Wyatt

Seconded by Cr Toppin

"That Council submits an application for the Kenneally Road Sewer Capacity Upgrade under the Building Our Regions Program and is committed to delivering the project and has allocated the necessary funds in its 2017/18 Budget."

**CARRIED****ADHOC-3****VOTE OF THANKS - ATHERTON AND MAREEBA ROTARY CLUBS**

Moved by Cr Pedersen

Seconded by Cr Davies

"That Council thank both Atherton and Mareeba Rotary Clubs for their organisation of the successful FNQ Rotary Field Days."

**CARRIED****NEXT MEETING OF COUNCIL**

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

There being no further business, the meeting closed at 10:29 am.

.....  
Cr Tom Gilmore  
Mayor

**APPENDIX 1 - ITEM-3 DELEGATIONS - PLANNING ACT 2016****Limitations to the Exercise of Power**

1. The Chief Executive Officer may sub-delegate the powers contained in Schedule 1.
2. Where Council in its budget or by resolution allocates an amount for the expenditure of Council funds in relation to a particular matter, the delegate in exercising delegated power in relation to that matter, will only commit the Council to reasonably foreseeable expenditure up to the amount allocated.
3. 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, the Council's relations with the public at large.
4. The delegate will not exercise any delegated power in relation to a matter which has already been the subject of a resolution or other decision of the Council (including a policy decision relating to the matter).
5. 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.
6. 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.
7. The delegate will not exercise any power which cannot lawfully be the subject of delegation by Council.
8. Where the delegate refuses a particular matter, or an appeal is made in respect of the delegate's decision, the delegate will refer the matter to Council.
9. Where enforcement action is taken such as the issue of a notice or an order requiring compliance, the details of such action will be reported to Council for information.
10. The delegate will not exercise any delegated power where an application under a planning scheme would result in conflicting land uses, including an existing use or existing use right.

**Section 60(2)(b) to 64(6)(b)**

- (a) Power to approve applications that require code assessment and that are in compliance with relevant assessment benchmarks of the following type:
  - (i) Material change of use - code assessment applications under the Council planning schemes;
  - (ii) Reconfiguration of a lot - code assessment applications under the Council planning schemes including:
    - Creating up to 10 lots plus balance;
    - Rearranging boundaries of lots;
    - Creating an easement to give access to a lot from a constructed road;
    - A dividing land by a lease not exceeding 10 years.
  - (iii) Environmentally relevant activities - all ERAs devolved to local



government;

(iv) Operational work; and

(v) All building work.

**APPENDIX 2- ITEM-5 FINANCE FEES AND CHARGES 2017-2018**

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

**APPENDIX 3 - ITEM-6 HALL HIRE FEES & CHARGES 2017/2018**


**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**

**APPENDIX 4- ITEM-9 EOI-MSC2017-01 PANEL OF APPROVED  
CONTRACTORS - 2017/2018 OCCASIONAL PLANT HIRE**

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

**APPENDIX 5 - ITEM-10 ENVIRONMENTAL MANAGEMENT POLICY**



# 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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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.

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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.

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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:

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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.

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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.

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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.

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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.

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