

GENERAL MEETING MINUTES

HELD AT THE GLADSTONE ENTERTAINMENT CONVENTION CENTRE, 56 GOONDOON STREET, GLADSTONE

On 20 October 2020

Commencing at 9.00am

Mark Holmes
CHIEF EXECUTIVE OFFICER (ACTING)

Table of Contents

ITEI	М	PAGE	:
G/0.	3.2. APC	DLOGIES AND LEAVE OF ABSENCE	4
G/0.3	3.3. MES	SSAGES OF CONDOLENCE	5
G/0.	3.4. DEC	CLARATION OF INTERESTS	6
G/1.	MAYOF	RAL STATEMENT OF CURRENT ISSUES	7
G/2.	CONFIR	RMATION OF MINUTES	8
	G/2.1.	CONFIRMATION OF GENERAL MEETING MINUTES FOR 6 OCTOBE	ΞR
		2020	3
G/3.	OFFICE	ERS' REPORTS	9
	G/3.1.	EOI SMART METERS	g
	G/3.2.	REQUEST FOR NEGOTIATED DECISION TO DEVELOPMENT	
		APPLICATION 50/2019 FOR A MATERIAL CHANGE OF USE OF	
		PREMISES FOR A TOURIST PARK (14 SITES AND LODGE (12 GUE	STS))
			10
	G/3.3.		
	G/3.4.	569 COAST ROAD, BAFFLE CREEK - LEASES	19
	G/3.5.	MONTHLY FINANCIAL REPORT FOR THE PERIOD ENDING 29	
		SEPTEMBER 2020	20
	G/3.6.	PSA 144-17 ARBORICULTURE SERVICES - EXTENSION	21
	G/3.7.	MULCH FEES AND CHARGES	22
		ATIONS	
	G/4.1.	REEF GUARDIAN COUNCIL PROGRAM 2020-2024	23
G/5.	COUNC	CILLORS REPORT	24
G/6.	URGEN	IT BUSINESS	25
G/7.	NOTICE	E OF MOTION	26
G/8.	CONFID	DENTIAL ITEMS	27

Elected Members

Councillor - Mayor M J Burnett

Councillor G G Churchill

Councillor K Goodluck

Councillor R A Hansen

Councillor D V O'Grady

Councillor C A Trevor

Councillor N Muszkat

Councillor C Cameron

Councillor D Branthwaite

Officers

Mr M Holmes (Chief Executive Officer - Acting) Mrs T Whalley (Manager Governance) Mrs D Clarke (Executive Assistant)

G/20/4322 Council Resolution:

Moved Cr Hansen Seconded Cr Branthwaite

That in the absence of the Mayor and Deputy Mayor Cr Chris Trevor be appointed as the Chair for the General Meeting held on 20 October 2020.

G/0.3.2. APOLOGIES AND LEAVE OF ABSENCE

APOLOGIES

G/20/4323 Council Resolution:

Moved Cr Muszkat Seconded Cr Cameron

That an apology for Mayor Burnett, Cr Goodluck, Cr O'Grady and Leisa Dowling, Chief Executive Officer who were in attendance at the LGAQ Annual Conference be received.

G/0.3.3. MESSAGES OF CONDOLENCE

Nil

G/0.3.4. DECLARATION OF INTERESTS

PRESCRIBED CONFLICTS OF INTEREST

Cr Trevor

Councillor Chris Trevor advised that he had previously given the Chief Executive Officer notice in writing of a prescribed conflict of interest in relation to the Agnes Water Car Park (the subject of discussion at a recent informal meeting of Council). The subject land directly borders land of a body corporate of which his wife Colleen Trevor is a member as owner of Lot 31 within that body corporate. Cr Trevor advised that he holds a power of attorney over Colleen's financial affairs and vice versa.

While Cr Trevor advised that he did not believe that he stands to gain a benefit or suffer a loss that is no greater than the benefit or loss that a significant proportion of persons in the local government area stand to gain or lose, he believed that as a councillor he would be privy to information that compromises his position in any voting on the matter because as an owner of a lot in the body corporate he may become part of court action against Council.

For that reason, Councillor Trevor advised that he will not be participating in any decisions relating to the Agnes Water Car Park and would leave the room for any future discussion on the matter.

DECLARABLE CONFLICTS OF INTEREST

Cr Trevor

Councillor Chris Trevor advised that despite having previously expressed a concern that he had a Declarable Conflict of Interest in the consideration of the Memorial Park Masterplan (the subject of discussion at a recent informal meeting of Council) on review of the legislation he did not believe that his personal interest in the matter (a significant donation made to an event that was held at memorial park in the past) constituted either a declarable conflict of interest or a prescribed conflict and interest and would not be making a declaration.

Cr Churchill

Councillor Glenn Churchill advised that he had a Declarable Conflict of Interest in matters relating to the planning and future development of Memorial Park (the subject of discussion at a recent informal meeting of Council). Cr Churchill advised that he is a Council appointed member of the PCYC Branch Advisory Committee and is the appointed chair of that Committee. Cr Churchill has held the position of chair for the past 10 years and is also a Diamond Life Member of the Gladstone PCYC.

Cr Churchill advised that he had considered the provisions of s150EF(2) of the *Local Government Act 2009*, which provides that the provisions of *Chapter 5B Councillors' conflicts of interests* does not apply in relation to a councillor's conflict of interest in a matter relating to a corporation or association that arises solely because of a nomination or appointment of the councillor by the local government to be a member of the board of the corporation or association.

Cr Churchill advised that despite s150EF(2) of the *Local Government Act 2009*, he considered himself as having a Declarable Conflict of Interest and would not participate in a decision relating to the Gladstone PCYC, unless advice to the contrary was provided by the Queensland Integrity Commissioner in the testing of the new legislative provisions.

G/1. MAYORAL STATEMENT OF CURRENT ISSUES

G/2. CONFIRMATION OF MINUTES

G/2.1. CONFIRMATION OF GENERAL MEETING MINUTES FOR 6 OCTOBER 2020

File Ref: CM7.2

Purpose:

Confirmation of the minutes of the General Meeting held on 6 October 2020.

Officer's Recommendation:

That the minutes of the General Meeting of Council held on 6 October 2020 be confirmed.

G/20/4324 Council Resolution:

Moved Cr Muszkat Seconded Cr Cameron

That the Officer's Recommendation be adopted.

G/3. OFFICERS' REPORTS

G/3.1. EOI SMART METERS

File Ref: PE1.1

Purpose:

This report seeks a resolution from Council to make use of the provisions in s228(2)(b) of the *Local Government Regulation* 2012, that allows for the invitation of expressions of interest before considering whether to invite written tenders. This resolution is sought in relation to the supply of a Smart Water Meter Solution.

Officer's Recommendation:

That in accordance with Section 228(3) of the *Local Government Regulation 2012*, it would be in the public interest to invite expressions of interest from suppliers of Smart Water Meter Solutions, before inviting written tenders, on the basis that Council wishes to identity options available to it, without making a commitment, for the purpose of thorough option analysis and planning.

G/20/4325 Council Resolution:

Moved Cr Hansen Seconded Cr Branthwaite

That the Officer's Recommendation be adopted.

G/3.2. REQUEST FOR NEGOTIATED DECISION TO DEVELOPMENT APPLICATION 50/2019 FOR A MATERIAL CHANGE OF USE OF PREMISES FOR A TOURIST PARK (14 SITES AND LODGE (12 GUESTS))

File Ref: DA/50/2019 and DB1.7

Development Application:

Application Number: 50/2019
Applicant: Ms D M Laurie
Owner: Ms D M Laurie
Date of Receipt: 9 September 2020

Location: 135 Newtons Road, Rosedale QLD 4674

RPD: Lot 15 RP619121 Area: 16.08 hectares

Current Use of Land: Dwelling House with associated structures

and Camping Grounds

Zoning: Rural Zone

Proposal: Tourist Park (14 Sites and Lodge (12

Guests))

Planning Scheme: Our Place Our Plan Gladstone Regional

Council Planning Scheme Version 2

Number of Submissions: One (1) Properly Made Submission

Purpose:

The purpose of this report is to consider the request for a Negotiated Decision to Development Application 50/2019 for a Material Change of Use of Premises for a Tourist Park (14 Sites and Lodge (12 Guests)) located at 135 Newtons Road, Rosedale, approved at Council's General Meeting on 7 July 2020. The Applicant lodged representations against conditions 1 and 18 to negotiate the approved plans and toilet and showering facilities.

Officer's Recommendation:

That the request for a Negotiated Decision Notice to Development Application 50/2019 for a Material Change of Use of Premises for a Tourist Park (14 Sites and Lodge (12 Guests)) located at 135 Newtons Road, Rosedale, be recommended for approval. The approval is supported by a Negotiated Decision Notice.

Notice of Reasons:

The following provides the Notice of Reasons under section 63(5) of the Planning Act 2016:

Description of the development:

The approved development is for a Material Change of Use of Premises for a Tourist Park (14 Sites and Lodge).

Assessment Benchmarks:

Benchmarks applying to the development:	Benchmark reference:	
State Planning Policy July 2012	 Biodiversity; and 	
	 Natural Hazards, Risk and Resilience 	

Our Place Our Plan Gladstone Regional	Strategic Framework;
Council Planning Scheme, Version 2	 Acid Sulfate Soils Overlay Code;
	Bushfire Hazard Overlay Code;
	 Coastal Hazard Overlay Code;
	Scenic Amenities Overlay Code;
	Rural Zone Code;
	Development Design Code; and
	Landscaping Code

Reasons for the Assessment Managers Decision:

- 1. The Application was properly made in accordance with the *Planning Act 2016* and the Development Assessment Rules; and
- 2. The Application is generally compliant with the relevant benchmarks of the *State Planning Policy July 2017* and the *Our Place Our Plan Gladstone Regional Council Planning Scheme, Version 2* despite conflicts within the Rural Zone Code.

Reasons for approval despite any non-compliance with certain benchmarks:

Benchmark reference:	Reasons for the approval despite non- compliance with benchmark:
Strategic Framework – 3.3 Gateway to the World – Strategic Outcome 3.3.1 (14)	Generally compliant with Strategic Framework – 3.3 Gateway to the World – Strategic Outcome 3.3.1 (14)
Strategic Framework – 3.4 Community Living – Strategic Outcome 3.4.1 (9)	Generally compliant with Strategic Framework – 3.4 Community Living – Strategic Outcome 3.4.1 (9)
Strategic Framework – 3.7 Our environment and heritage – Strategic Element 3.7.2 – Sustainable management of the natural environment and resources	Generally compliant with Strategic Framework – 3.7 Our environment and heritage – Strategic Element 3.7.2 – Sustainable management of the natural environment and resources
Strategic Framework – 3.8 Our rural and coastal townships and places – Strategic Outcome 3.8.1 (1)	Generally compliant with Strategic Framework – 3.8 Our rural and coastal townships and places – Strategic Outcome 3.8.1 (1)
Strategic Framework – 3.8 Our rural and coastal townships and places – Strategic Outcome 3.8.1 (6)	Generally compliant with Strategic Framework – 3.8 Our rural and coastal townships and places – Strategic Outcome 3.8.1 (6)
Strategic Framework – 3.8 Our rural and coastal townships and places – Strategic Element 3.8.2 – Southern townships and place	Generally compliant with Strategic Framework – 3.8 Our rural and coastal townships and places – Strategic Element 3.8.2 – Southern townships and place
Acid Sulfate Soils Overlay Code – Table 8.2.1.3.1	Compliance with Acid Sulfate Soils Overlay Code – Table 8.2.1.3.1 via conditions.
Bushfire Hazard Overlay Code - Table 8.2.4.3.1 – Performance Outcome 1	Compliance with Bushfire Hazard Overlay Code – Table 8.2.4.3.1 – Performance Outcome 1 via a condition
Coastal Hazard Overlay Code - Table 8.2.5.3.1 – Performance Outcome 2	Generally compliant with Coastal Hazard Overlay Code – Table 8.2.5.3.1 – Performance Outcome 2
Coastal Hazard Overlay Code - Table 8.2.5.3.1 – Performance Outcome 4	Compliance with Coastal Hazard Overlay Code Table 8.2.5.3.1 – Performance Outcome 4 via a condition

	Compliance with Coastal Hazard Overlay
Coastal Hazard Overlay Code - Table 8.2.5.3.1 – Acceptable Outcome 5.1	Code Table 8.2.5.3.1 – Acceptable
0.2.3.3.1 – Acceptable Outcome 3.1	Outcome 5.1 via a condition
Coastal Hazard Overlay Code Table	
Coastal Hazard Overlay Code - Table	Compliance with Coastal Hazard Overlay
8.2.5.3.1 – Acceptable Outcome 5.2	Code Table 8.2.5.3.1 – Acceptable
	Outcome 5.2 via a condition
Coastal Hazard Overlay Code - Table	Compliance with Coastal Hazard Overlay
8.2.5.3.1 – Acceptable Outcome 6	Code Table 8.2.5.3.1 – Acceptable
	Outcome 6 via a condition
Coastal Hazard Overlay Code - Table	Compliance with Coastal Hazard Overlay
8.2.5.3.1 – Performance Outcome 12	Code Table 8.2.5.3.1 – Performance
	Outcome 12 via a condition
Scenic Amenity Overlay Code – Table	Generally compliant with Scenic Amenity
8.2.11.3.1 – Performance Outcome 2	Overlay Code - Table 8.2.11.3.1 -
	Performance Outcome 2
Rural Zone Code – Table 6.2.22.3.1 –	Generally compliant with Rural Zone Code
Performance Outcome 10	- Table 6.2.22.3.1 - Performance Outcome
l chamanac dataana 10	10
Rural Zone Code – Table 6.2.22.3.1 –	Generally compliant with Rural Zone Code
Performance Outcome 11	Table 6.2.22.3.1 – Performance Outcome
renormance Outcome 11	- Table 6.2.22.3.1 - Performance Outcome
Dural Zana Coda Tabla C 0 00 0 4	
Rural Zone Code – Table 6.2.22.3.1 –	Generally compliant with Rural Zone Code
Performance Outcome 14	- Table 6.2.22.3.1 - Performance Outcome
	14
Rural Zone Code – Table 6.2.22.3.1 –	Compliance with Rural Zone Code Table
Performance Outcome 15	6.2.22.3.1 – Performance Outcome 15 via a
	condition
Development Design Code – Table	Compliance with Development Design
9.3.2.3.1 – Acceptable Outcome 1.2	Code – Table 9.3.2.3.1 – Acceptable
·	Outcome 1.2 via a condition
Development Design Code – Table	Compliance with Development Design
Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 2.2	Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable
Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 2.2	Code – Table 9.3.2.3.1 – Acceptable
9.3.2.3.1 – Acceptable Outcome 2.2	Code – Table 9.3.2.3.1 – Acceptable Outcome 2.2 via a condition
9.3.2.3.1 – Acceptable Outcome 2.2 Development Design Code – Table	Code – Table 9.3.2.3.1 – Acceptable Outcome 2.2 via a condition Generally compliant with Development
9.3.2.3.1 – Acceptable Outcome 2.2	Code – Table 9.3.2.3.1 – Acceptable Outcome 2.2 via a condition Generally compliant with Development Design Code – Table 9.3.2.3.1 –
9.3.2.3.1 – Acceptable Outcome 2.2 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1	Code – Table 9.3.2.3.1 – Acceptable Outcome 2.2 via a condition Generally compliant with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1
9.3.2.3.1 – Acceptable Outcome 2.2 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1 Development Design Code – Table	Code – Table 9.3.2.3.1 – Acceptable Outcome 2.2 via a condition Generally compliant with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1 Compliance with Development Design
9.3.2.3.1 – Acceptable Outcome 2.2 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1	Code – Table 9.3.2.3.1 – Acceptable Outcome 2.2 via a condition Generally compliant with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1 Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable
9.3.2.3.1 – Acceptable Outcome 2.2 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 11.1	Code – Table 9.3.2.3.1 – Acceptable Outcome 2.2 via a condition Generally compliant with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1 Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 11.1 via a condition
9.3.2.3.1 – Acceptable Outcome 2.2 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 11.1 Development Design Code – Table	Code – Table 9.3.2.3.1 – Acceptable Outcome 2.2 via a condition Generally compliant with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1 Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 11.1 via a condition Compliance with Development Design
9.3.2.3.1 – Acceptable Outcome 2.2 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 11.1	Code – Table 9.3.2.3.1 – Acceptable Outcome 2.2 via a condition Generally compliant with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1 Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 11.1 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable
9.3.2.3.1 – Acceptable Outcome 2.2 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 11.1 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 15	Code – Table 9.3.2.3.1 – Acceptable Outcome 2.2 via a condition Generally compliant with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1 Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 11.1 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 15 via a condition
9.3.2.3.1 – Acceptable Outcome 2.2 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 11.1 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 15 Development Design Code – Table	Code – Table 9.3.2.3.1 – Acceptable Outcome 2.2 via a condition Generally compliant with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1 Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 11.1 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 15 via a condition Compliance with Development Design Outcome 15 via a condition
9.3.2.3.1 – Acceptable Outcome 2.2 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 11.1 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 15	Code – Table 9.3.2.3.1 – Acceptable Outcome 2.2 via a condition Generally compliant with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1 Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 11.1 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 15 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 15 via Acceptable
9.3.2.3.1 – Acceptable Outcome 2.2 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 11.1 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 15 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 16	Code – Table 9.3.2.3.1 – Acceptable Outcome 2.2 via a condition Generally compliant with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1 Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 11.1 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 15 via a condition Compliance with Development Design Outcome 15 via a condition
9.3.2.3.1 – Acceptable Outcome 2.2 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 11.1 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 15 Development Design Code – Table	Code – Table 9.3.2.3.1 – Acceptable Outcome 2.2 via a condition Generally compliant with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1 Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 11.1 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 15 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 15 via Acceptable
9.3.2.3.1 – Acceptable Outcome 2.2 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 11.1 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 15 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 16	Code – Table 9.3.2.3.1 – Acceptable Outcome 2.2 via a condition Generally compliant with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1 Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 11.1 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 15 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 15 via a condition
9.3.2.3.1 – Acceptable Outcome 2.2 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 11.1 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 15 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 16 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 16	Code – Table 9.3.2.3.1 – Acceptable Outcome 2.2 via a condition Generally compliant with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1 Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 11.1 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 15 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 16 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 16 via a condition Compliance with Development Design
9.3.2.3.1 – Acceptable Outcome 2.2 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 11.1 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 15 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 16 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 19	Code – Table 9.3.2.3.1 – Acceptable Outcome 2.2 via a condition Generally compliant with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1 Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 11.1 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 15 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 16 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 16 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 19 via a condition
9.3.2.3.1 – Acceptable Outcome 2.2 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 11.1 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 15 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 16 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 19 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 19	Code – Table 9.3.2.3.1 – Acceptable Outcome 2.2 via a condition Generally compliant with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1 Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 11.1 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 15 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 16 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 16 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 19 via a condition Compliance with Development Design
9.3.2.3.1 – Acceptable Outcome 2.2 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 11.1 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 15 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 16 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 19	Code – Table 9.3.2.3.1 – Acceptable Outcome 2.2 via a condition Generally compliant with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1 Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 11.1 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 15 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 16 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 19 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 19 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable
9.3.2.3.1 – Acceptable Outcome 2.2 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 11.1 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 15 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 16 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 19 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 21	Code – Table 9.3.2.3.1 – Acceptable Outcome 2.2 via a condition Generally compliant with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1 Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 11.1 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 15 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 16 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 19 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 19 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 21 via a condition
9.3.2.3.1 – Acceptable Outcome 2.2 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 11.1 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 15 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 16 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 19 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 21 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 21	Code – Table 9.3.2.3.1 – Acceptable Outcome 2.2 via a condition Generally compliant with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1 Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 11.1 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 15 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 16 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 19 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 19 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 21 via a condition Generally compliant with Development
9.3.2.3.1 – Acceptable Outcome 2.2 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 11.1 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 15 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 16 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 19 Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 21	Code – Table 9.3.2.3.1 – Acceptable Outcome 2.2 via a condition Generally compliant with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 5.1 Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 11.1 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 15 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 16 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 19 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 19 via a condition Compliance with Development Design Code – Table 9.3.2.3.1 – Acceptable Outcome 21 via a condition

Development Design Code – Table 9.3.2.3.1 – Performance Outcome 38	Compliance with Development Design Code – Table 9.3.2.3.1 – Performance Outcome 38 via a condition
Landscaping Code – Table 9.3.5.3.1	Generally compliant with Landscaping Code – Table 9.3.5.3.1

Relevant Matters under Section 45(5)(b) of the Act that the Development was Assessed Against:

1. The subject site is not constrained by Flood Hazard Overlay under the Planning Scheme. However, updated flood information and data is considered relevant in the assessment of this proposal.

Matters raised in Submissions and Council's response in dealing with these matters:

Tabled in this report.

Matters prescribed by a Regulation:

- 1. The State Planning Policy July 2017 Part E;
- 2. The Central Queensland Regional Plan; and
- 3. The Our Place Our Plan Gladstone Regional Council Planning Scheme, Version 2.

Conditions of Approval:

The following provides the Conditions of Approval under section 63(2)(3e) of the *Planning Act* 2016:

Approved Documentation

1. Development is to be carried out generally in accordance with the submitted application including the following plans and supporting documentation except where amendments are required to satisfy the conditions of this approval:

Drawing Number	Revision	Description	Author	Date
PD 2198	3	Site Plan	John Poulsen Building Design	21/5/20
PD2199	-	Proposed Camp Kitchen Floor Plan	John Poulsen Building Design	21/5/20
PD2199	-	Proposed Camp Kitchen Elevations	John Poulsen Building Design	21/5/20
PD 2200	-	Proposed Toilets No. 2 Floor Plan	John Poulsen Building Design	21/5/19
PD 2200	-	Proposed Toilets No. 2 Elevations	John Poulsen Building Design	21/5/19
PD 2201	-	Proposed Toilets No.3 Floor Plan	John Poulsen Building Design	21/5/19
PD 2201	-	Proposed Toilets No.3 Elevations	John Poulsen Building Design	21/5/19

PD 2202	-	Proposed Toilet No. 4 Floor Plan	John Poulsen Building Design	21/5/19
PD 2202	-	Proposed Toilet No. 4 Elevations	John Poulsen Building Design	21/5/19
PD 2203	-	Proposed Toilet No. 5 Floor Plan	John Poulsen Building Design	21/5/19
PD 2203	-	Proposed Toilet No. 5 Elevations	John Poulsen Building Design	21/5/19
PD 2204		Proposed Toilet No. 6 Floor Plan	John Poulsen Building Design	21/5/19
PD 2204	-	Proposed Toilet No. 6 Elevations	John Poulsen Building Design	21/5/19

Special Conditions

- 2. At all times, the total number of guests must not exceed 45 people on site during the operation of the 14 Camp Sites and Lodge (12 guests).
- 3. The Operation of the Tourist Park shall be monitored by the onsite Manager with respect to the number of a guests and compliance with conditions of this approval.
- 4. At all times, open campfires are prohibited unless a permit from Rural Fire Services has been obtained.
- 5. Boundaries are to be clearly delineated for Campers to mitigate trespassing on adjoining properties. Camping is to remain within the approved Camping Areas 1 and 2 and outside of the Esplanade reserve.
- 6. Prior to the commencement of the use, the Applicant must submit an Emergency Response and Evacuation Plan to Council for approval. The Plan is to:
 - a. Be prepared by a suitably qualified person;
 - b. Be provided for the whole of the site;
 - c. Provide an evacuation and emergency plan in the event of a bushfire or flood event;
 - d. Be implemented by the Applicant for the life of the approval.

Bushfire Event

- Identify of the location and severity of all bushfire risks including vegetation, topography and bushfire history;
- ii. Identify fire risk reduction features including fire-fighting facilities to be installed and their ongoing maintenance schedule; and
- iii. Demonstrate that the site will be adequately serviced with onsite firefighting equipment.

Flood and Cyclone Event

 Identify an alternative evacuation route in order to achieve an acceptable level of flood risk;

- ii. Identify any influence including storm tide which alters the behaviour of flood hazard; and
- iii. Identify of the location and severity of all flood risks including creeks, waterways and floodplains.
- 7. As part of any Development Application for Building Works, the Applicant is to construct all internal roads with a minimum width of 6m and a minimum formed width of 4m and with a maximum grade of 12.5%.
- 8. As part of Building Works, a cleared fire break is to be provided at a minimum of 10m *of the immediate development footprint*.
- 9. Prior to the commencement of the use, a water tank of a minimum size of 50,000 litres is to be constructed prior to the commencement of the use for the purpose of on-site potable water.
- 10. At all times, an adequate supply of water must be provided and maintained for the purposes of drinking, cooking and personal hygiene. The water supply for drinking purposes must be potable water in accordance with the *Water Supply (Safety and Reliability) Act 2008.*

Advisory Note: If water obtained from a particular water outlet in the campground is not suitable for drinking, a sign must be permanently displayed at the outlet stating that it is "Unsuitable for Drinking".

- 11. As part of Building Works, the Applicant is to provide an easily accessible concrete water storage tank or in-ground swimming pool or dam. The water storage infrastructure is:
 - a) To be constructed with fire brigade fittings;
 - b) To have a minimum capacity of 5,000 litres;
 - c) To be located within 100m of the immediate development footprint;
 - d) To be located outside of the Coastal Hazard Overlay; and
 - e) To be readily identifiable with clear signage.

Building, Plumbing and Drainage Works

- 12. The Applicant is required to obtain a Development Permit and Building Final for Building Works in accordance with the *Planning Act 2016*. Construction is to comply with the *Building Act 1975*, the National Construction Code and the requirements of other relevant authorities.
- 13. The Applicant is required to obtain a Development Permit and Building Final for Building Works to reclassify the current Dwelling House to a Class 1b prior to the commencement of use.
 - Advisory Note: A final inspection is required prior to the commencement of operation.
- 14. The Applicant is required to obtain a Development Permit for Plumbing and Drainage Works and Plumbing and Drainage Final in accordance with the *Planning Act 2016*. Construction is to comply with the *Plumbing and Drainage Act 2018* and the requirements of other relevant authorities.
- 15. Details of the proposed colour scheme, materials and finishes for all external areas of the new structures are to be submitted to Council for approval prior to the issue of a Development Permit for Building Works.
- 16. As part of Building Works, all outdoor lighting is to comply with Australian Standard AS4282 Control of the Obtrusive Effects of Outdoor Lighting.
- 17. Prior to the commencement of the use, all lighting at ground level and associated with illuminating ground level areas must be focused downwards and be provided with hoods,

shades or other permanent devices to direct illumination downwards and not allow upward lighting.

Environmental and Health

- 18. Provide and maintain adequate toilet and showering facilities as per the Subordinate Local Law No. 1.6 (Operation of Camping Grounds) 2011 as follows:
 - a. at least 4 uni-sex showers (in separate cubicles), for every 14 individual camp sites (within the camping ground);
 - b. at least 2 handbasins; and
 - c. for water closets for every 14 individual camp sites (within the camping group)
 - i. 6 uni-sex water closet pedestals;
 - ii. and 0.9 metres of urinal stall.

The following toilet and shower facilities are to be fixed and constructed in accordance with the Plumbing and Drainage Act 2018 and obtain building approval under the Building Act 1975.

Sewerage Infrastructure

- 19. As part of any Development Application for Plumbing and Drainage Works, any on-site effluent disposal systems are to be designed to withstand inundation during a Flood Event.
- 20. Prior to the commencement of the use, the Applicant must construct a suitably sized on-site sewerage treatment system, designed by a suitably qualified professional to cater for the development.

Transportation Services

- 21. Prior to the commencement of use, the Applicant is to construct all internal driveways with a minimum cleared width of 6m and a minimum formed width of 4m and with a maximum grade of 12.5%.
- 22. Prior to the commencement of the use, a 7m wide Rural Road Access driveway is to be constructed in accordance with Council's Standard Drawing Rural Roads Access.
 - Advisory Note: Council's standard drawing is located within the Capricorn Municipal Development Guidelines Drawings and Specifications at http://www.cmdg.com.au/index.htm.
- 23. Prior to the construction of any works within Councils road reserve, the Applicant shall obtain a Works on a Council Road Approval in conformity with Council's Subordinate Local Law No. 1.15.

Advisory Note: Council's Local Law No. 1.15 – Application to Construct (and maintain) a Driveway (vehicle crossover) is found at http://www.gladstone.gld.gov.au/forms

Waste Management

24. As part of any Development Application for Building Works, a Waste Management Plan is to be submitted and approved by Council. The Waste Management Plan is to be in accordance with the Waste Management Planning Scheme Policy of the Our Place Our Plan Gladstone Regional Council Planning Scheme.

- 25. Prior to the commencement of the use, refuse bins are to be provided in accordance with Table SC6.7.3.2 of Schedule 6.7 Waste Management at a rate of one 240L waste storage bin and one 240L recycling bin per 4 campsites.
- 26. Prior to the commencement of the use, open storage areas shall be adequately screened so as not to detract from the visual amenity of the area. One way of achieving compliance with this condition is as follows:
 - a. Outdoor storage areas are situated in locations not visible from the street; and
 - b. A 1.8m solid screen fence is located around storage areas.

Miscellaneous

- 27. Prior to the commencement of the use, the Applicant must submit a Property Pest Management Plan for approval by Council. The Plan is to detail what restricted matter under the *Biosecurity Act 2014* (Qld) the Plan relates to; the location of restricted matter on the site; and what actions will be undertaken to manage the restricted matter before, during and after the development activity. The Plan must be drafted by a suitably qualified person who has a minimum of five years of experience in invasive species management. Upon approval of the Pest Management Plan, the Applicant must undertake all recommended actions.
 - Advisory Note: Council's Regulatory Services Division (Pest Management Section) can provide support in the development of this Property Pest Management Plan which are contactable on (07) 4970 0700.
- 28. At all times, the development must achieve the noise generation levels set out in the *Environmental Protection (Noise) Policy 2008*. That is the development must prevent or minimise the generation of any noise or vibration such that nuisance is not caused to other nearby sensitive land uses.

Lawful Commencement

- 29. Prior to the commencement of this use, the Applicant is to request a Compliance Inspection be undertaken by Council to confirm that all conditions of this Development Permit are considered compliant.
- 30. Upon receipt of confirmation from Council that all conditions of this Development Permit are considered compliant, the Applicant is to notify Council within 20 business days that this approved use has lawfully commenced.

END OF CONDITIONS

G/20/4326 Council Resolution:

Moved Cr Churchill Seconded Cr Branthwaite

That the Officer's Recommendation be adopted.

G/3.3. PSA 13-21 SUPPLY AND DELIVERY OF SODIUM HYPOCHLORITE

File Ref: PE1.1

Purpose:

This report seeks Council's approval to enter into a contract with Coogee QCA Pty Ltd for the Supply and Delivery of Sodium Hypochlorite.

Officer's Recommendation:

That Council:

- 1. Endorse the Tender Evaluation Panel's recommendation and award the Supply and Delivery of Sodium Hypochlorite for PSA 13-21 to Coogee QCA Pty Ltd; and
- 2. Authorise the Chief Executive Officer to enter into a 1-year contract with three (3) 1-year

G/20/4327 Council Resolution:

Moved Cr Hansen Seconded Cr Cameron

That the Officer's Recommendation be adopted.

G/3.4. 569 COAST ROAD, BAFFLE CREEK - LEASES

File Ref: CP8.2

Purpose:

The purpose of this report is for Council to consider leasing land located at 569 Coast Road, Baffle Creek to three (3) not for profit community organisations.

Officer's Recommendation:

That Council:-

- That section 236(1)(b)(ii) of the Local Government Regulation 2012 applies to the proposed lease of Lease B on SP318677 in Lot 7 SP172472 to Baffle Creek Mens Shed Inc.
- 2. That section 236(1)(c)(iii) of the *Local Government Regulation 2012* applies to the proposed lease of Lease A on SP318677 in Lot 7 on SP172472 to Baffle Creek Community Inc and Deepwater/Baffle Creek Riders Club Inc.
- 3. Authorise the Chief Executive Officer to enter into a ten year Lease at 569 Coast Road, Baffle Creek with the following:
 - a) Baffle Creek Community Inc Lease A on SP 318677 in Lot 7 SP172472;
 - b) Baffle Creek Mens Shed Inc Lease B on SP 318677 in Lot 7 SP 172472; and
 - c) Deepwater/Baffle Creek Riders Club Inc Lease C on SP 318677 in Lot 7 SP 172472.
- 4. Note that Deepwater/Baffle Creek Riders Club Inc name may change.

G/20/4328 Council Resolution:

Moved Cr Hansen Seconded Branthwaite

That the Officer's Recommendation be adopted.

G/3.5. MONTHLY FINANCIAL REPORT FOR THE PERIOD ENDING 29 SEPTEMBER 2020

File Ref: FM15.1

Purpose:

This report seeks Council adoption of the Monthly Financial Statements for the 2020-21 year to date, for the period ended 29 September 2020.

Officer's Recommendation:

That Council adopt the Monthly Financial Statements attached to the officer's report for the 2020-21 year to date, for the period ended 29 September 2020 as required under Section 204 Local Government Regulation 2012.

G/20/4329 Council Resolution:

Moved Cr Churchill Seconded Cr Muszkat

That the Officer's Recommendation be adopted.

G/3.6. PSA 144-17 ARBORICULTURE SERVICES - EXTENSION

File Ref: PE1.1

Purpose:

The purpose of this report is to obtain Council approval to extend PSA 144-17 Arboriculture Services for a further four (4) months on existing terms and conditions.

Officer's Recommendation:

That Council endorse the contract extension and authorise the Chief Executive Officer to offer a four (4) month contract extension to Treescape Australasia Pty Ltd for the provision of arboriculture services under the current terms and conditions of the contract.

G/20/4330 Council Resolution:

Moved Cr Hansen Seconded Cr Cameron

That the Officer's Recommendation be adopted.

G/3.7.MULCH FEES AND CHARGES

File Ref: FM7.1

Purpose:

To seek Council's endorsement of proposed temporary changes to the 2020/2021 Fees and Charges for Council's "Sale of Mulch" and "Council Loading Mulch" fees.

Officer's Recommendation:

That Council adopt the proposed temporary change to the 2020/2021 Fees and Charges for the "Sale of Mulch" and "Loading of Mulch" fees for a period of one (1) month.

G/20/4331 Council Resolution:

Moved Cr Hansen Seconded Cr Muzkat

That the Officer's Recommendation be adopted.

G/4. DEPUTATIONS

G/4.1. REEF GUARDIAN COUNCIL PROGRAM 2020-2024

File Ref: CM7.6

Purpose:

A presentation to Council will be held by the Great Barrier Reef Marine Park Authority to present the key aspects and opportunities for the Reef Guardian Council Program 2020-2024.

Officer's Recommendation:

That the Deputation from Great Barrier Reef Marine Park Authority be received.

G/20/4332 Council Resolution:

Moved Cr Hansen Seconded Branthwaite

That the Reef guardian partnership report be received.

CARRIED

A presentation was provided by Great Barrier Reef Marine Park Authority (Refer to Addendum 1).

G/5. COUNCILLORS REPORT

Verbal reports received from Cr Churchill regarding the 45th Rio Tinto Martin Hanson Memorial Art Awards and Cr Branthwaite regarding the Lake Awoonga Adventure Race.

G/6. URGENT BUSINESS

G/7. NOTICE OF MOTION

G/8. CONFIDENTIAL ITEMS

There being no further business the Acting Chair formally closed the meeting.

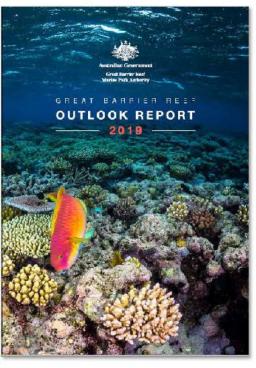
THE MEETING CLOSED AT 10.28am

ATTACHMENTS Addendum 1



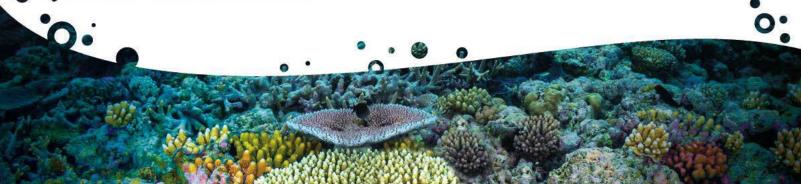


Reef Health



Key findings:

- · Key threats are:
 - Climate change
 - Coastal development
 - Land-based run-off
 - Direct use
- Condition of the Reef has continued to deteriorate overall since 2014
- Long-term future outlook now very poor for ecosystem and poor for heritage
- Size and variability: despite deterioration, many areas still beautiful



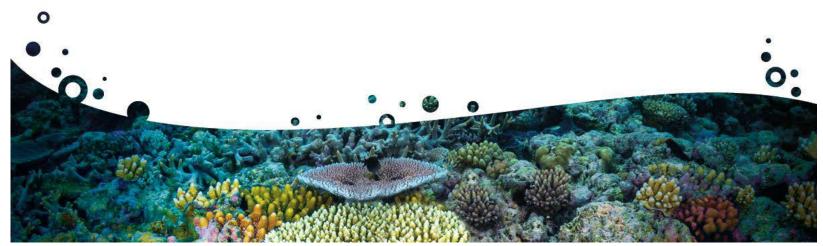


Reef Guardian - councils VISION Local Government Areas in the **Great Barrier Reef Catchment** A local government alliance to reduce land-based impacts on the Great Barrier Reef through collaboration, education and targeted action. Mackey • QUEENSLAND

Reef Guardian Councils program – key points

Goal

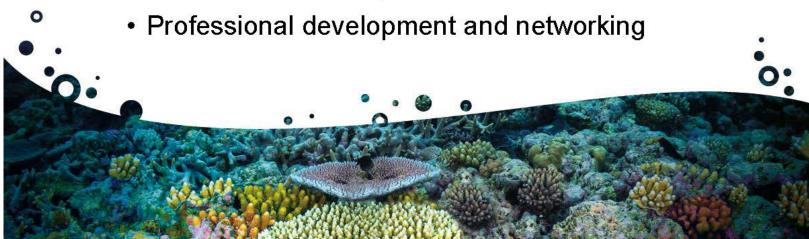
The goal of the RGC program is to facilitate and highlight the role of local government in addressing threats to the Great Barrier Reef as detailed in the five-year Outlook Report.





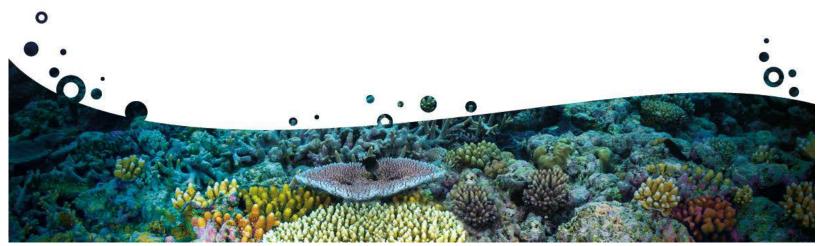
Roles - the Authority

- Advocate
- Program management
- Reef related information and resources
- Support council events
- Communicating Reef Guardian Council actions and their relationship to the Reef

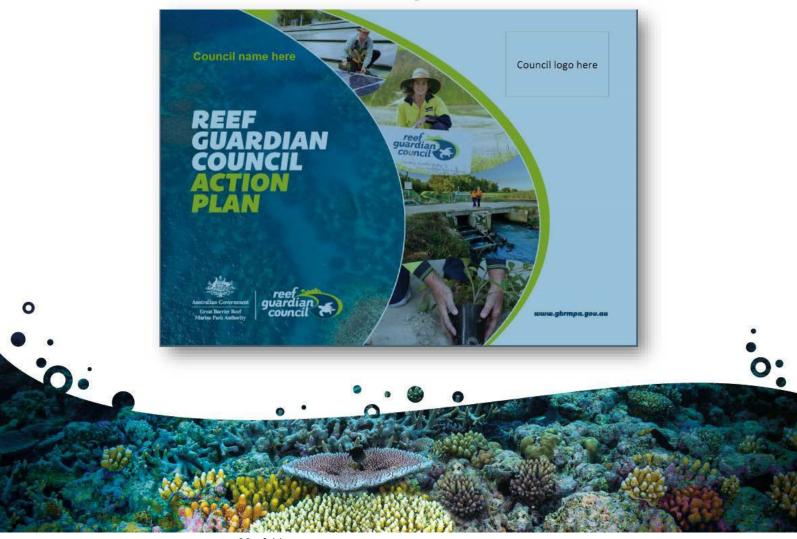


Roles - Reef Guardian Councils

- Actions to address Reef threats (and Reef heritage/cultural values)
- Collaborate
- Integrate the program into council business
- Share information and success stories



Action plans



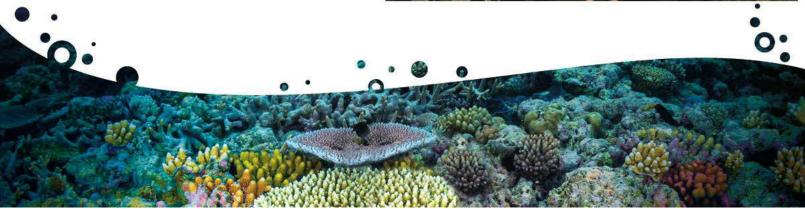


Professional development and networking

Aim

To provide Reef Guardian Council officers professional development and networking opportunities to encourage innovation and the uptake of best practices







42 of 44

Where to from here?

- Action plans
- Working Group meetings
- Executive Committee meeting 17 November
- Reporting
- Promotion social media, media, highlights report, report card

