



# MINUTES OF THE GENERAL MEETING OF THE HINCHINBROOK SHIRE COUNCIL

HELD IN THE COUNCIL CHAMBERS  
INGHAM ON TUESDAY  
28 JULY 2015  
AT 9.00 AM

- 
- ATTENDANCE
- Present were Councillors R Bow, PD Lynch, MG Tack, LR Molachino, DG Carr, SJ Kaurila and WG Skinner
  - Also present was the Chief Executive Officer (DA McKinlay), Executive Manager Engineering Services (J Stewart), Executive Manager Development and Planning (RF Pennisi), Executive Manager Environment and Community Services (TV Tanase), Executive Manager Corporate Services (D Tombs) and Executive Assistant (BK Edwards)

- PRAYER
- Councillor Lynch opened the meeting with prayer

*Media and Communications Officer, K Spano was present when the meeting commenced*

1. MINUTES
- *Moved Councillor Kaurila*  
*Seconded Councillor Lynch*
- Resolved that the Minutes of the General Meeting held on 23 June 2015 and Special Budget Meeting and Special Meeting held on 30 June 2015 be approved as a correct record of proceedings and be signed by the Mayor. Carried

2. BUSINESS

2.1 CORPORATE SERVICES

2.1.1 CORPORATE SERVICES ACTIVITY REPORT

Consideration of monthly Corporate Services Activity Report for June 2015.

*Moved Councillor Molachino*  
*Seconded Councillor Carr*

That the Report be received and noted. Carried – 280715-01

2.1.2 MONTHLY STATUS REPORT

Consideration of monthly Executive Manager Corporate Services Status Report for July 2015.

*Moved Councillor Skinner*  
*Seconded Councillor Molachino*

That the Report be received and noted. Carried – 280715-02

2.1.3 FINANCIALS

Consideration was given to a report of financial activities as at 30 June 2015.

*Moved Councillor Lynch*  
*Seconded Councillor Kaurila*

Planning and Development Coordinator, L Doutré entered the meeting at 9.06am

That the Report be received and noted. Carried – 280715-03

## 2.2 ENGINEERING

### 2.2.1 ENGINEERING SERVICES ACTIVITY REPORT

Consideration of monthly Engineering Services Activity Report for June 2015.

*Moved Councillor Skinner*  
*Seconded Councillor Carr*

That the Report be received and noted. Carried – 280715-04

### 2.2.2 MONTHLY STATUS REPORT

Consideration of monthly Executive Manager Engineering Services Status Report for July 2015.

*Moved Councillor Lynch*  
*Seconded Councillor Carr*

That the Report be received and noted. Carried – 280715-05

### 2.2.3 WATER AND SEWERAGE WORKS PROGRAM REPORT

Consideration was given to a report of water and sewerage operations for the month of June 2015.

*Moved Councillor Lynch*  
*Seconded Councillor Skinner*

That the Report be received and noted. Carried – 280715-06

### 2.2.4 WORKS PROGRAM REPORT

Consideration was given to a report of civil operations for the month of June 2015.

*Moved Councillor Kaurila*  
*Seconded Councillor Carr*

That the Report be received and noted. Carried – 280715-07

### 2.2.5 AECOM NDRRA REPORT

Consideration of AECOM's NDRRA General Progress Report as at 30 June 2015.

*Moved Councillor Carr*  
*Seconded Councillor Skinner*

That the Report be received and noted. Carried – 280715-08

### 2.2.6 NOTICE OF MOTION – FORREST BEACH WATER SECURITY PROJECT – SPECIAL FEES AND CHARGES

Consideration of Notice of Motion from Mayor Rodger Bow dated 17 July 2015 regarding his intention to move that part of the following resolution passed by Council at its General Meeting on 31 March 2015 relating to *Item 2.4.10 – Forrest Beach Water Security Project – Special Fees and Charges* stating:

*“ That Council allow a period of 24 months for property owners to pay for the Special Fees and Charges and connection costs if they have notified Council of their intent to connect by 29 May 2015. ”*

be repealed.

*Moved Councillor Lynch*  
*Seconded Councillor Kaurila*

That part of the following resolution passed by Council at its General Meeting on 31 March 2015 relating to *Item 2.4.10 – Forrest Beach Water Security Project – Special Fees and Charges* stating:

*“ That Council allow a period of 24 months for property owners to pay for the Special Fees and Charges and connection costs if they have notified Council of their intent to connect by 29 May 2015. ”*

be repealed.

Carried – 280715-09

#### 2.2.7 FORREST BEACH WATER SECURITY PROJECT – SPECIAL FEES AND CHARGES - ADDENDUM

Consideration of Report to Council from Executive Manager Engineering Services dated 24 June 2015 regarding payment and terms of headworks charges associated with the water main extension project to join Forrest Beach to the Ingham water supply which commenced on 7 April 2015.

*Moved Councillor Kaurila*  
*Seconded Councillor Molachino*

That Council allow a period of five years for property owners to pay the special fees and charges in the sum of \$1,685 to all properties adjacent to the proposed water main along Forrest Beach Road and Bosworths Road.

That the connection costs be paid over a 24 month period for those who choose to connect if they have notified Council of their intention to connect by 31 October 2015.

That interest of 2.5% (based on QTC borrowing rate) be charged to those property owners who take up the five year option for the special fees and charges of \$1,685.

Carried – 280715-10

### 2.3 DEVELOPMENT AND PLANNING

#### 2.3.1 ECONOMIC DEVELOPMENT AND PLANNING ACTIVITY REPORT

Consideration of monthly Economic Development and Planning Activity Report for June 2015.

*Moved Councillor Lynch*  
*Seconded Councillor Kaurila*

That the Report be received and noted.

Carried – 280715-11

#### 2.3.2 MONTHLY STATUS REPORT

Consideration of monthly Executive Manager Development and Planning Status Report for July 2015.

*Moved Councillor Kaurila*  
*Seconded Councillor Molachino*

That the Report be received and noted.

Carried – 280715-12

#### 2.3.3 RECONFIGURING A LOT – SUBDIVISION OF ONE LOT INTO TWENTY-THREE LOTS – LOT 2 ON SP255373, PARISH OF CORDELIA – DENNEY STREET, DUNGESS

Consideration of Report to Council from Planning and Development Coordinator dated 13 July 2015 in relation to an application made by Milford Planning Consultants Pty Ltd for Benway Pty Ltd, seeking a Development Permit for Reconfiguring a Lot – Subdivision of one lot into twenty-three lots. (066/0244)

*Moved Councillor Molachino*  
*Seconded Councillor Tack*

That Council approve the application for the subdivision and the creation of easements, subject to the following conditions:

### Approved Plans

1. Carry out the approved development generally in accordance with the approved drawing(s) and/or document(s), and in accordance with:-
  - a. The specifications, facts and circumstances as set out in the application submitted to Council, including recommendations and findings confirmed within technical reports and
  - b. The following conditions of approval and the requirements of Council's Planning Scheme and best practice engineering.

### Timing of Effect

2. Conditions of the Development Permit must be satisfied prior to issue of a Compliance Certificate for the Survey Plan, except where specified otherwise in these conditions of approval.

### Amendments to Plan

3. The proposed Plan of Subdivision must be amended to accommodate the following changes:
  - a. Allotments 1-14 are to be set back a minimum 4.0m from the top of the existing western revetment wall (excluding the existing swimming pool on proposed Lot 5). This setback area is to be common property and incorporate the existing Easement A on SP176758
  - b. Provision of a 2.0m x 2.0m truncation to the north-western corner of Lot 1 and
  - c. Allotments 15-23 are to be set back a minimum 2.0m from the top of the existing eastern revetment wall; including Lot 15 from the southern boundary. This setback area is to be common property

Details of the above amendments must be endorsed by the Chief Executive Officer prior to issue of a Compliance Certificate for the Survey Plan.

### Building Envelope Plan

4. The applicant is to submit a Building Envelope Plan, within which the dwelling on each lot is required to be sited. The setbacks for the envelopes are required to be:
  - a. Set back 1.0m from the side and rear boundaries and
  - b. Set back 4.0m from the access road within common property, excluding carports.

Other structures ancillary to the dwelling, such as swimming pools and sheds, may be sited outside of the Building Envelope Plan but will be subject to the setback provisions specified by the Queensland Development Code.

### Revetment Wall

5. Any building works or earthworks (including the filling of land) within 5.0m of the existing revetment walls will require certification from a Registered Professional Engineer of Queensland (RPEQ) specifically stating that the proposed works will not detrimentally impact upon the structural integrity of the revetment wall.

Note: notification will be attached to the rates file of each created allotment to this effect.

6. No permanent building works are permitted within the common property setback area from any revetment wall. Any structure, including a fence is to be readily removable, at the body corporates cost, if access to the revetment wall is required.

## Water Supply and Sewerage Works Internal

7. Where required, undertake the following water supply and sewerage works internal to the subject land:
  - a. Provide a single internal sewer connection to each lot
  - b. Any redundant sewer infrastructure must be decommissioned and removed and
  - c. Existing water connections and private water service pipes must be located within Common Property or the lot it serves. In any instances where an existing service is contained on or through another lot, the service must be relocated to comply with this requirement.

The plan of the works must be endorsed by the Chief Executive Officer prior to the issue of a Compliance Certificate for the Survey Plan.

## Existing Services

8. Written confirmation of the location of existing electrical and telecommunications services for the land must be provided by either the applicant or a licensed surveyor. In any instance where existing services are contained within another lot, either:
  - a. Relocate the services to be contained within each respective lot or
  - b. Realign the boundaries of the common property and the lots in question.

The location of services must be detailed prior to the issue of a Compliance Certificate for the Survey Plan.

## Damage to Infrastructure

9. In the event that any part of Council's existing sewer or water infrastructure is damaged as a result of work associated with the development, Council must be notified immediately of the affected infrastructure and have it repaired or replaced at no cost to Council.
10. All works must be completed prior to the issue of a Compliance Certificate for the Survey Plan.

## Lawful Point of Discharge

11. All stormwater from allotments and from the common property must be directed to a lawful point of discharge such that it does not adversely affect surrounding properties.

## Stockpiling and Transportation of Fill Material

12. Soil used for filling or spoil from the excavation associated with reconfiguring a lot, is not to be stockpiled in locations that can be viewed from adjoining premises or a public road frontage for any longer than one (1) month from the commencement of works.

Transportation of fill or spoil to and from the site must not occur within:

- a. peak traffic times
  - b. before 7:00 am or after 6:00 pm Monday to Friday
  - c. before 7:00 am or after 1:00 pm Saturdays or
  - d. on Sundays or Public Holidays.
13. Dust emissions or other air pollutants, including odours, must not extend beyond the boundary of the site and cause a nuisance to surrounding properties.

#### Sediment and Erosion Control

14. All soil and water management measures associated with construction activities associated with reconfiguring a lot, must be installed/implemented prior to discharge of water from the site, such that no external stormwater flow from the site adversely affects surrounding properties (in accordance with the requirements of the Environmental Protection Act 1994).

#### Storage of Machinery and Plant

15. The storage of any machinery, material and vehicles, must not cause a nuisance to surrounding properties, to the satisfaction of the Chief Executive Officer.

#### Community Management Statement

16. The applicant is to provide a Community Management Statement for the development, which is to include the following:
  - a. The statement is not to specify that the development will be staged or otherwise
  - b. Inclusion of any relevant details regarding waste management as required by Condition 18
  - c. Reference to compliance with the Building Envelope Plan as required by Condition 4
  - d. Reference to compliance with the storm tide immunity as required by Condition 17
  - e. Reference to a maximum permitted height of any structure on the land to two storeys and
  - f. Inclusion and/or revision of any relevant matters to ensure compliance with all other Conditions of this approval.

The Community Management Statement is to be submitted, to the satisfaction of the Chief Executive Officer, prior to the issue of a Compliance Certificate for the Survey Plan.

#### Storm Tide Immunity

17. All habitable floor areas of development on the new residential lots must have immunity from inundation associated with a defined 1% AEP Storm Tide Event. The defined level is 3.82m AHD.

Note: notification will be attached to the rates file of each created allotment to this effect.

#### Waste Management

18. Refuse storage is required to service the site in accordance with Council's requirements. The applicant is to include in the Community Management Statement details of the proposed waste management arrangements, including the location of waste pick-up ensuring no detrimental impacts to neighbouring properties or the function of Denney Street.

Full detail on waste management is to be submitted, to the satisfaction of the Chief Executive Officer, prior to the issue of a Compliance Certificate for the Survey Plan.

#### Easement A on SP176758

19. The existing maintenance easement on the land, Easement A on SP176758, is to be wholly contained within common property, excepting proposed Lot 5.

Carried – 280715-13

2.3.4 RECONFIGURING A LOT – SUBDIVISION OF ONE LOT INTO TWO LOTS, REARRANGEMENT OF BOUNDARIES AND ACCESS EASEMENT – LOT 2 ON RP730831 AND LOT 4 ON RP716440, PARISH OF TREBONNE – 3 AND 5 HAWKINS STREET, INGHAM

Consideration of Report to Council from Planning and Development Coordinator dated 9 July 2015 in relation to an application made by Hansen Surveys Pty Ltd for Frank Fraser Pty Ltd, seeking a Development Permit for Reconfiguring a Lot – Subdivision of one lot into two lots, rearrangement of boundaries and access easement. (065/0156)

*Moved Councillor Lynch*  
*Seconded Councillor Molachino*

That Council approve the application for the subdivision, boundary realignment and the creation of easements, subject to the following conditions:

Approved Plans

1. Carry out the approved development generally in accordance with the approved drawing(s) and/or document(s), and in accordance with:-
  - a. The specifications, facts and circumstances as set out in the application submitted to Council, including recommendations and findings confirmed within technical reports and
  - b. The following conditions of approval and the requirements of Council's Planning Scheme and best practice engineering.

Timing of Effect

2. Conditions of the Development Permit must be satisfied prior to issue of a Compliance Certificate for the Survey Plan, except where specified otherwise in these conditions of approval.

Amendments to Plan

3. The proposed Plan of Subdivision must be amended to accommodate the following changes:
  - a. Easement B on Lot 4 is to be amended to capture the existing power pole and overhead power line. Alternatively, the power line is to be realigned so as to fit within the nominated 5.0m wide easement.

Details of the above amendments must be endorsed by the Chief Executive Officer prior to issue of a Compliance Certificate for the Survey Plan.

Access

4. To facilitate appropriate line of sight for vehicles exiting the site, the applicant is required to clear under storey vegetation from within the Hawkins Street road reserve. Clearing and trimming should be a distance of 15 metres from the kerb immediately adjacent the crossover or to an extent that permits visibility of northbound traffic on Hawkins Street to a point before the southern extent of Log Bridge Creek.

No clearing or trimming is permitted within the bounds of the creek. Details of the proposed clearing/trimming are to be submitted to Council, for the satisfaction of the Chief Executive Officer, with all works completed prior to the issue of a Compliance Certificate for the Survey Plan.

Water Supply and Sewerage Works Internal

5. Existing water connections and private water service pipes must be located within the lot they serve or within the reciprocal service easements. This includes all water meters. In any instances where an existing service is contained on or through another lot, the service must be relocated to comply with this requirement.

The plan of the works must be endorsed by the Chief Executive Officer prior to the issue of a Compliance Certificate for the Survey Plan.

#### Existing Services

6. Written confirmation of the location of existing electrical and telecommunications services for the land must be provided by either the applicant or a licensed surveyor. In any instance where existing services are contained within another lot, relocate the services to be contained within each respective lot or to within the reciprocal services easements.

Location of services must be detailed prior to the issue of a Compliance Certificate for the Survey Plan.

#### Damage to Infrastructure

7. In the event that any part of Council's existing sewer or water infrastructure is damaged as a result of work associated with the development, Council must be notified immediately of the affected infrastructure and have it repaired or replaced at no cost to Council. All works must be completed prior to the issue of a Compliance Certificate for the Survey Plan.

#### Lawful Point of Discharge

8. All storm water from allotments and from the common property must be directed to a lawful point of discharge such that it does not adversely affect surrounding properties.

#### Sediment and Erosion Control

9. All soil and water management measures associated with construction activities, must be installed/implemented prior to discharge of water from the site, such that no external stormwater flow from the site adversely affects surrounding properties (in accordance with the requirements of the Environmental Protection Act 1994).

#### Storage of Machinery and Plant

10. The storage of any machinery, material and vehicles must not cause a nuisance to surrounding properties, to the satisfaction of the Chief Executive Officer.

Carried – 280715-14

#### 2.3.5 RECONFIGURING A LOT – SUBDIVISION OF TWO LOTS INTO THREE LOTS – LOTS 1 AND 2 ON RP726421, PARISH OF CORDELIA – HALIFAX ROAD, FORESTHOME

Consideration of Report to Council from Planning and Development Coordinator dated 13 July 2015 in relation to a request made by Hansen Surveys Pty Ltd for GR and MA Spina for Reconfiguration of Land approval over Lots 1 and 2 on RP726421, Parish of Cordelia.

(066/0247)

*Moved Councillor Molachino*

*Seconded Councillor Kaurila*

That Council approve the reconfiguration of a lot on the grounds that:

- a) The land supports an existing horticultural activity that plays a small but significant role in our local economy. The application will facilitate an expansion of the existing industry and broadens the economic base of the Shire
- b) The lot layout reflects the existing farming pattern of the land and the new allotment will continue to be used sustainably for intensive agriculture, without any loss of good quality agricultural land.

Subject to the following Conditions:



#### Approved Plans

1. Carry out the approved development generally in accordance with the approved drawing(s) and/or document(s), and in accordance with:-
  - a. The specifications, facts and circumstances as set out in the application submitted to Council, including recommendations and findings confirmed within technical reports; and
  - b. The following conditions of approval and the requirements of Council's Planning Scheme and best practice engineering.

#### Timing of Effect

2. Conditions of the Development Permit must be satisfied prior to issue of a Compliance Certificate for the Survey Plan, except where specified otherwise in these conditions of approval.

#### Access

3. The application does not include approval to change any existing access arrangements to the State Controlled Road. Any modifications to existing accesses to Halifax Road into the future will require the specific approval of the Department of Transport and Main Roads.

#### Existing Services

4. Written confirmation of the location of existing electrical and telecommunications services for the land must be provided by either the applicant or a licensed surveyor. In any instance where existing services are contained within another lot, relocate the services to be contained within each respective lot or to within the reciprocal services easements.

Location of services must be detailed prior to the issue of a Compliance Certificate for the Survey Plan.

#### Lawful Point of Discharge

5. All storm water from allotments and from the common property must be directed to a lawful point of discharge such that it does not adversely affect surrounding properties.

#### Existing Creek and Drainage Systems

6. All existing creek systems and drainage areas must be left in their current state, including no channel alterations and no removal of vegetation, unless consented to in writing by the Chief Executive Officer.

#### Sediment and Erosion Control

7. All soil and water management measures associated with construction activities, must be installed/implemented prior to discharge of water from the site, such that no external stormwater flow from the site adversely affects surrounding properties (in accordance with the requirements of the Environmental Protection Act 1994).

#### Storage of Machinery and Plant

8. The storage of any machinery, material and vehicles must not cause a nuisance to surrounding properties, to the satisfaction of the Chief Executive Officer.

Carried – 280715-15

2.3.6 RECONFIGURING A LOT – BOUNDARY REALIGNMENT – LOT 2 ON SP202134 AND LOT 3 ON RP735982, PARISH OF WATERVIEW – BRUCE HIGHWAY, BAMBAROO

Consideration of Report to Council from Planning and Development Coordinator dated 9 July 2015 in relation to an application made by Hansen Surveys Pty Ltd for DN and LN Reinaudo, seeking a Development Permit for Reconfiguring a Lot – Boundary Realignment. (068/0049)

*Moved Councillor Lynch*

*Seconded Councillor Kaurila*

That Council approve the Development Permit for the boundary realignment, subject to the following proposed conditions:

Approved Plans

1. Carry out the approved development generally in accordance with the approved drawing(s) and/or document(s), and in accordance with:
  - a. The specifications, facts and circumstances as set out in the application submitted to Council, including recommendations and findings confirmed within technical reports and
  - b. The following conditions of approval and the requirements of Council's Planning Scheme and best practice engineering.

Timing of Effect

2. Conditions of the Development Permit must be satisfied prior to issue of a Compliance Certificate for the Survey Plan, except where specified otherwise in these conditions of approval.

Access

3. The application does not include approval to change any existing access arrangements to the State Controlled Road. Any modifications to existing accesses to the Bruce Highway will require the specific approval of the Department of Transport and Main Roads.

Existing Services

4. Written confirmation of the location of existing electrical and telecommunications services for the land must be provided by either the applicant or a licensed surveyor. In any instance where existing services are contained within another lot, relocate the services to be contained within each respective lot or to within the reciprocal services easements.

Location of services must be detailed prior to the issue of a Compliance Certificate for the Survey Plan.

Lawful Point of Discharge

5. All storm water from allotments and from the common property must be directed to a lawful point of discharge such that it does not adversely affect surrounding properties.

Existing Creek and Drainage Systems

6. All existing creek systems and drainage areas must be left in their current state, including no channel alterations and no removal of vegetation, unless consented to in writing by the Chief Executive Officer.

Sediment and Erosion Control

7. All soil and water management measures associated with construction activities, must be installed/implemented prior to discharge of water from the site, such that no external stormwater flow from the site adversely affects surrounding properties (in accordance with the requirements of the Environmental Protection Act 1994).

## Storage of Machinery and Plant

8. The storage of any machinery, material and vehicles must not cause a nuisance to surrounding properties, to the satisfaction of the Chief Executive Officer.

Carried – 280715-16

### 2.3.7 MATERIAL CHANGE OF USE – HOME OCCUPATION (BED AND BREAKFAST – 2 BEDROOMS) – LOT 2 ON RP722347, PARISH OF TREBONNE – 34 TOWNSVILLE ROAD, INGHAM

Consideration of Report to Council from Planning and Development Coordinator dated 8 July 2015 in relation to an application made by Villa Veron Bed and Breakfast, seeking a Development Permit for Material Change of Use – Home Occupation (Bed and Breakfast – 2 Bedrooms). (058/0380)

*Moved* Councillor Tack  
*Seconded* Councillor Kaurila

That Council approve the application for Material Change of Use, subject to the following conditions:

#### 1. Approved Plan(s)

Carry out the approved development generally in accordance with the approved drawing(s) and/or document(s) and in accordance with the specifications, facts and circumstances as set out in the application submitted to Council.

Except where otherwise directed by Conditions.

#### 2. Timing of Effect

Conditions of the Development Permit must be satisfied prior to the commencement of use, except where specified otherwise in these conditions of approval.

#### 3. Approved Use

Unless otherwise approved by the Chief Executive Officer, the site is approved for:

- a. Use for two bedrooms as bed and breakfast accommodation.

Permanent residential occupancy of the bedrooms nominated for the use is not permitted, unless otherwise approved by the Chief Executive Officer.

#### 4. Lawful Point of Discharge

All stormwater from the property must be directed to a lawful point of discharge such that it does not adversely affect surrounding properties or properties downstream from the development, all to the requirements and satisfaction of the Chief Executive Officer.

#### 5. Landscaping

Landscaping is to be employed adjacent to the guest parking spaces in accordance with the approved plans. The landscaping should assist in reducing any noise or headlight spillage from the guest vehicles to the neighbouring properties.

All landscaping is to be established within sixty (60) days of the commencement of use and is to be maintained at all times to the satisfaction of the Chief Executive Officer.

#### 6. Signage

The applicant is to submit details on the proposed signage fronting Townsville Road to the satisfaction of the Chief Executive Officer, prior to the commencement of works.

Carried – 280715-17

2.3.8 DEPARTMENT OF NATURAL RESOURCES AND MINES - APPLICATION TO CONVERT LEASEHOLD LAND TO FREEHOLD TITLE – LOT 21 ON CWL3671, PARISH OF CORDELIA – FOUR MILE ROAD, BRAEMEADOWS

Consideration of Report to Council from Planning and Development Coordinator dated 13 July 2015 in relation to a request from the Department of Natural Resources and Mines seeking Council's views and / or recommendations in relation to application to convert leasehold land to freehold title over Lot 21 on CWL3671. (077/0001)

*Moved Councillor Kaurila*  
*Seconded Councillor Skinner*

That Council advise the Department of Natural Resources and Mines (DNRM) that it has no objection in relation to the application to convert leasehold land (currently described as Term Lease 0/232266) to freehold title over Lot 21 on CWL3671, Parish of Cordelia subject to the following conditions:

The Applicant and subsequent owner(s) being advised and formally acknowledging:

- a) Lot 21 on CWL3671 does not have a Council maintained road frontage;
- b) Council has no intention of constructing or maintaining the gazetted roads accessing Lot 21 on CWL3671
- c) The responsibility of maintaining access to Lot 21 on CWL3671 from the un-maintained roads is solely the responsibility of the owner(s) and no ongoing or future maintenance burdens are imposed on Council.

Carried – 280715-18

3.9 REQUEST FOR EXTENSION OF RELEVANT PERIOD – RECONFIGURATION OF A LOT – SUBDIVISION OF ONE LOT INTO TWO LOTS – 9 MCILWRAITH STREET, INGHAM - LOT 38 ON 12247, PARISH OF TREBONNE

Consideration of Report to Council from Planning and Development Coordinator dated 13 July 2015 in relation to an application made by Glenn Mounser, seeking an extension of the relevant period for a further two years to complete existing reconfiguration of land – subdivision of one lot into two lots. (065/0153)

*Moved Councillor Lynch*  
*Seconded Councillor Kaurila*

That Council approve the request to extend the development approval currency period for a further two years, subject to the following conditions:

Conditions of Development	Time at which compliance with condition is required
The conditions of development for this development permit are as follows:	
<p>General</p> <p>(a) The development of the site is to be generally in accordance with the following plans that are to be the approved Plans of Development, except as altered by any other condition of this approval:</p> <p>(i) Plan of proposed Subdivision – Lot 1 into 2, 9 McIlwraith Street, Ingham, Prepared by G Mounser 10/01/2014, Dwg 2014/01 (Rev1) .</p>	At all times
<p>Site Access</p> <p>(b) The applicant must construct property accesses to all lots in accordance with Hinchinbrook Shire Council standards or demonstrate such is already in existence.</p>	Prior to Council releasing the survey plan
<p>Utility services</p> <p>(c) The Applicant must demonstrate that all utility services to the lots are separate and located wholly within the particular lot being served.</p>	Prior to Council releasing the survey plan

Conditions of Development The conditions of development for this development permit are as follows:	Time at which compliance with condition is required
Flooding and Inundation (d) The Developer must demonstrate that the acceptable solution S1.1 clause (ii) of the "Flooding and Inundation Code" can be achieved and (e) A proposal plan must be submitted to Council for consideration and approval. Such approval will form part of this development permit and must be complied with at all times.	Prior to Council releasing the survey plan
Stormwater (f) The Developer must demonstrate that suitable disposal of stormwater runoff from each of the allotments can be achieved without impacting on other allotments within the development or neighbouring properties (g) A stormwater plan must be submitted to Council's for consideration and approval. Such approval will form part of this development permit and must be complied with at all times.	Prior to Council releasing the survey plan
Connection to Ingham Reticulated Sewerage Network (h) The Applicant must extend Council's existing gravity sewerage line to the proposed new lot (Duffy Street) (i) The works must meet Council's standard for a gravity sewer line and incorporate the installation of a man hole or approved inspection opening at the termination point (j) A plan detailing sewerage related works must be submitted to Council for consideration and approval.	Prior to Council releasing the survey plan    Prior to any works commencing on site

Carried – 280715-19

3.10 SITING RELAXATION APPLICATION – LOT 13 ON L46918, PARISH OF CORDELIA – 87 PATTERSON PARADE, LUCINDA

Consideration of Report to Council from Planning & Development Coordinator dated 13 July 2015 in relation to a Siting Relaxation Application, made by Audiore Builders Pty Ltd for an open carport at 87 Patterson Parade, Lucinda. (061/0004)

*Moved Councillor Molachino*  
*Seconded Councillor Kaurila*

That Council approve the siting relaxation application for the new open carport on Lot 13 on L46918, described as 87 Patterson Parade, Lucinda on the grounds that the proposed location of the new carport on the land will not adversely impact on the amenity of neighbouring properties or compromise the aesthetics of the streetscape. The recommendation for approval is subject to following conditions:

Approved Plans

1. Carry out the approved development generally in accordance with the approved drawings and in accordance with:-
  - a. The specifications, facts and circumstances as set out in the application submitted to Council
  - b. The following conditions of approval and the requirements of Council's Planning Scheme.

Except where modified by these conditions of approval.

#### Lawful Point of Discharge

2. All stormwater from the property must be directed to a lawful point of discharge such that it does not adversely affect surrounding properties or properties downstream from the development, all to the requirements and satisfaction of the Chief Executive Officer.

#### Boundary Treatment

3. The existing boundary treatment, including fencing and landscaping, adjacent the proposed carport must be retained. If removed, the treatment must be replaced with new fencing and/or landscaping to the satisfaction of the Chief Executive Officer.

#### Finish

4. The exterior colour and materials of any proposed structures must be non-reflective. Details of the proposed building materials and colour scheme for the exterior walls, features and roof, including any changes to the building materials and colour scheme must receive prior approval from the Chief Executive Officer.

#### Damage to Infrastructure

5. In the event that any part of Council's existing water or sewer infrastructure is damaged as a result of construction activities occurring on the site, including but not limited to, mobilisation of heavy earthmoving equipment, stripping and grubbing, the applicant/owner must immediately notify Council and have it repaired or replaced by Council, at the developer's cost, prior to the Commencement of Use.

#### Crossover

6. The crossover and driveway supporting the carport must be constructed to the satisfaction of the Chief Executive Officer.

Carried – 280715-20

#### 2.3.11 SITING RELAXATION APPLICATION – LOT ON RP707672, PARISH OF CORDELIA – 27 VICTORIA MILL ROAD, INGHAM

Consideration of Report to Council from Planning and Development Coordinator dated 13 July 2015 in relation to a Siting Relaxation Application made by Blane Marsh for a 14.5m x 10m shed at 27 Victoria Mill Road, Ingham. (061/0004)

*Moved Councillor Molachino*  
*Seconded Councillor Skinner*

That Council approve the siting relaxation for the proposed shed at the rear of land at 27 Victoria Mill Road, Ingham, on the grounds that the proposed location will not adversely impact on the amenity of neighbouring properties and is consistent with the rear setbacks of sheds on these properties, subject to following conditions:

#### Approved Plans

1. Carry out the approved development generally in accordance with the approved drawings and in accordance with:-
  - a. The specifications, facts and circumstances as set out in the application submitted to Council
  - b. The following conditions of approval and the requirements of Council's Planning Scheme.

Except where modified by these conditions of approval.

#### Amendment to Plan

2. The proposed plans must be amended to accommodate the following changes:

- a. The shed is to be sited a minimum of 2.0 metres from the eastern side boundary to Lot 5 on RP707672.

Details of the above amendments must be endorsed by the Chief Executive Officer prior to issue of a Development permit for Building Works.

#### Lawful Point of Discharge

3. All stormwater from the property must be directed to a lawful point of discharge such that it does not adversely affect surrounding properties or properties downstream from the development, all to the requirements and satisfaction of the Chief Executive Officer.

#### Use

4. The use of the shed shall be for purposes ancillary to the residential use of the land.

#### Finish

5. The exterior colour and materials of any proposed structures must be non-reflective. Details of the proposed building materials and colour scheme for the exterior walls, features and roof, including any changes to the building materials and colour scheme must receive prior approval from the Chief Executive Officer.

#### Damage to Infrastructure

6. In the event that any part of Council's existing sewer infrastructure is damaged as a result of construction activities occurring on the site, including but not limited to, mobilisation of heavy earthmoving equipment, stripping and grubbing, the applicant/owner must immediately notify Council and have it repaired or replaced by Council, at the developer's cost, prior to the Commencement of Use.

Carried – 280715-21

*Councillor DG Carr declared a Real Conflict of Interest in Item 2.3.12 (as defined in section 173 of the Local Government Act 2009) as his wife is a member of the RADF Committee and excluded himself from the meeting while the matter was debated and the vote taken.*

#### 2.3.12 ROUND 2 – 2014 / 2015 RADF APPLICATIONS

Consideration of Report to Council from RADF Liaison Officer dated 23 June 2015 in relation to regarding applications received for Round 2 funding for 2014 / 2015 and seeking approval from Council to fund projects totalling \$24,754 which is available in RADF funds for the 2014 / 2015 financial year and seeking approval from Council for these funds to be distributed.

(061/0004)

*Moved Councillor Kaurila*  
*Seconded Councillor Skinner*

That Council endorse the recommendation as presented by the RADF Committee and approve funding totalling \$24, 754 inclusive of GST for the specific projects as follows:

- Robyn Barrie – The Big Picture – This project will bring an artist to the community with ability and experience in the creation of large scale artworks to run an arts development workshop and demonstrate steps involved in creating large scale artworks. \$1,530
- Elements Studio – Limited to your Imagination – Developmental Workshops – This project will engage professional artists to run arts developmental workshops for local community groups. \$4,520
- Jessica Blake – Children of Lourdes Music CD – This project will produce a professionally recorded music CD featuring approximately 250 Hinchinbrook Shire children currently attending Our Lady of Lourdes Primary School. \$5,109

- Karen Venables – Westpac Wall Public Art Project – This project will use a local artist to design and create a painted image which will adorn the Westpac Bank Side Wall in celebration of the cane cutter and the sugar cane industry. The image will compliment the Mercer Lane Mosaic Mural. \$4,500
- John Heard – Public Art Work Sculpture – The artist will construct a sculpture out of marine grade stainless steel of a frog leaping out of the water in line with the Aboriginal Dreamtime Story Tiddalik. \$3,300.

#### Extension of Final Funds

The following were provided to ensure full use of funds after a number of Final Round applications were rejected on the grounds of not meeting application guidelines. All activities following are in alignment with Hinchinbrook Shire Council's Corporate Plan 2014 – 2019:

- Hinchinbrook Shire Council – Photography Equipment – Purchase of additional equipment to assist with photography media to increase use of TYTO Recording Studio, making it a dual purpose space for creative arts, for photography enthusiasts and open the use to the public to assist in upskilling in photography. This would assist too with the extension of current workshops approved via RADF which are teaching artists how to photograph their works to sell online. \$3,015.60
- Hinchinbrook Shire Council – Seniors Art Workshops – Two Painting Workshops for Senior Demographic run in celebration of 2015 Seniors Week. The workshops aim to create participation and introduce this client group into new forms of Visual Arts. All participants will take home one small completed artwork per workshop. \$2,779.40.

Carried – 280715-22

*Councillor DG Carr returned to the meeting*

*The meeting adjourned for morning tea at 10.00 am and Media and Communications Officer, K Spano and Planning and Development Coordinator, L Doutre left the meeting*

*The meeting resumed at 10.12 am*

## 2.4 ENVIRONMENT AND COMMUNITY SERVICES

### 2.4.1 ENVIRONMENT AND COMMUNITY SERVICES ACTIVITY REPORT

Consideration of monthly Environment and Community Services Activity Report for June 2015.

*Moved Councillor Kaurila*  
*Seconded Councillor Molachino*

That the Report be received and noted.

Carried – 280715-23

### 2.4.2 MONTHLY STATUS REPORT

Consideration of monthly Executive Manager Environment and Community Services Status Report for July 2015.

*Moved Councillor Molachino*  
*Seconded Councillor Kaurila*

That the Report be received and noted.

Carried – 280715-24

### 2.4.3 HINCHINBROOK MEETING PLACE – RESERVE FOR BOTANICAL GARDENS AND NURSERY R.635

Consideration of Report to Council from Community Services Officer dated 13 July 2015 regarding a discrepancy identified during a recent review of all Council Reserves for the management of the Hinchinbrook Meeting Place.

*Moved Councillor Kaurila*  
*Seconded Councillor Skinner*



That Council approve commencement of the process to re-survey and re purpose, via application to the Department of Natural Resources and Mines, to become a reserve for recreation in the area currently occupied by the structures known as the Hinchinbrook Meeting Place within the reserve for Botanical Gardens and Nursery, in Lot 3 on Crown Plan I22484.

That Council resume management of the facility and offer the facility for hire to community groups and individual community members with terms and conditions for hire based on those currently used for the Showgrounds and Halifax Hall accessing the existing fee structure for the Hinchinbrook Meeting Place detailed in Councils 2015/2016 Commercial Charges, Regulatory Fees and other Charges. Carried – 280715-25

2.4.4 TRUSTEE LEASE OVER RECREATION RESERVE R.951 – LOT 119 ON CROWN PLAN CWL3455 – INGHAM DIRT BIKE CLUB INC

Consideration of Report to Council from Community Services Officer dated 7 July 2015 regarding application by Ingham Dirt Bike Club to renew their Trustee Lease for 20 years.

*Moved Councillor Molachino*  
*Seconded Councillor Lynch*

That Council approve a Trustee Lease to be drawn up for Reserve for Recreation R.951 Lot 119 on Crown Plan CWL3455, area 19.6ha to Ingham Dirt Bike Club Inc., subject to the following terms:

- compliance with all clauses for a Trustee Lease according the *Land Act 1994*, including the requirement that the Ingham Dirt Bike Club Inc. are responsible for the maintenance and upkeep of the land including pest and weed management
- 20 year Trustee Lease term at \$20 ex GST per annum rental
- minimum Public Liability insurance of \$20,000,000 for the term of the Lease and copy of policy provided to Council annually
- payment of relevant water and property rates
- that Ingham Dirt Bike Club Inc. shall pay all costs associated for Trustee Lease application, registration and any surveying fees, if required.

Carried – 280715-26

2.4.5 PEST SURVEY PLAN

Consideration of Report to Council from Pest Management Officer dated 30 June 2015 seeking Council approval for a Pest Survey Program allowing authorised officers to carry out pest surveys throughout the Hinchinbrook Shire.

*Moved Councillor Skinner*  
*Seconded Councillor Kaurila*

That Council approve the Pest Survey Program to be conducted for the whole of the Hinchinbrook Local Government Area, valid for a period of three months commencing on the 26 August 2015.

Further that Council note the purpose of the Program is to survey and map areas for the monitoring and control of declared pests. Carried – 280715-27

2.4.6 HINCHINBROOK COMMUNITY PASS – MUSEUM OF TROPICAL QUEENSLAND

Consideration of Report to Council from Executive Manager Environment and Community Services dated 30 June 2015 regarding Council's partnership with the Museum of Tropical Queensland to provide free entry to Hinchinbrook residents to the Museum.

*Moved Councillor Kaurila*  
*Seconded Councillor Tack*

That Council accept Option 3 proposed by Museum of Tropical Queensland at a yearly cost of \$7,800 (excluding GST), thereby providing Hinchinbrook residents with free admission to the Museum. Carried – 280715-28

2.4.7 COUNCILLOR OPPORTUNITIES – ATTENDANCE AT 13<sup>TH</sup> QUEENSLAND WEED SYMPOSIUM 2015

Consideration of Report to Council from Executive Assistant dated 9 July 2015 regarding Councillor Wally Skinner's attendance at the 13<sup>th</sup> Queensland Weed Symposium 2015 to be held in Longreach from Monday 14 September to Friday 18 September 2015. (007/0064)

*Moved* Councillor Lynch  
*Seconded* Councillor Kaurila

That Council endorse Councillor Wally Skinner's attendance at the 13<sup>th</sup> Queensland Weed Symposium 2015 in Longreach from Monday 14 September to Friday 18 September 2015.

Carried – 280715-29

2.4.8 COUNCILLOR OPPORTUNITIES – ATTENDANCE AT WASTE Q CONFERENCE

Consideration of Report to Council from Executive Assistant dated 14 July 2015 regarding Councillor Sherry Kaurila's attendance at the Waste Q Conference to be held in Cairns from 9 to 11 September 2015. (007/0064)

*Moved* Councillor Molachino  
*Seconded* Councillor Carr

That Council endorse Councillor Sherry Kaurila's attendance at the Waste Q Conference in Cairns from 9 to 11 September 2015.

Carried – 280715-30

2.5 GOVERNANCE

2.5.1 OFFICE OF THE CEO ACTIVITY REPORT

Consideration of monthly Corporate Governance Activity Report for June 2015.

*Moved* Councillor Molachino  
*Seconded* Councillor Carr

That the Report be received and noted.

Carried – 280715-31

2.5.2 MONTHLY STATUS REPORT

Consideration of monthly Chief Executive Officer Status Report for July 2015.

*Moved* Councillor Lynch  
*Seconded* Councillor Carr

That the Report be received and noted.

Carried – 280715-32

2.5.3 HALF YEARLY CORPORATE PLAN AND QUARTERLY OPERATIONAL PLAN

Consideration was given to the Half Yearly Corporate Plan and Quarterly Operational Plan Report for the half year / quarter ending June 2015.

*Moved* Councillor Lynch  
*Seconded* Councillor Kaurila

That the Report be received and noted.

Carried – 280715-33

2.5.4 COUNCILLOR ACTIVITY REPORT

Consideration of Councillor Activity Reports as at 30 June 2015 to ensure transparency and public scrutiny of Councillor workload.

*Moved* Councillor Skinner  
*Seconded* Councillor Molachino

That the Report be received and noted.

Carried – 280715-34

3. CONCLUSION – This concluded the business of the meeting which closed at 10.51 am

APPROVED and adopted on 25 August 2015

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MAYOR