

**5. CONFIRMATION OF MINUTES**

**5.1 Adopt Ordinary Meeting of Council Minutes 21 June 2023**

The Purpose of this Report is for Council to adopt the Minutes of the Ordinary Meeting of Council held on Wednesday, 21 June 2023

**COUNCIL RESOLUTION**

**Moved By** Cr. I. J. Rasmussen

**Seconded By** Cr. K. A. Bourne

That this Report be received and that:

1.The Unconfirmed Minutes of the Ordinary Meeting of Council held on 21 June 2023, copies of which have been circulated to Members, be taken as read and confirmed.

**CARRIED**



## Ordinary Meeting of Council Minutes

**Date:** Wednesday, 21 June 2023

**Time:** 9:30am

**Location:** Western Downs Regional Council  
Dalby Corporate Office

**Councillors:**

- Cr. P. M. McVeigh (Chairperson)
- Cr. A. N. Smith
- Cr. K. A. Bourne
- Cr. P. T. Saxelby
- Cr. K. A. Maguire
- Cr. I. J. Rasmussen
- Cr. M. J. James
- Cr. O. G. Moore
- Cr. C. T. Tillman

**Officers:**

- J. Taylor, Chief Executive Officer
- G. Cook, General Manager (Infrastructure Services)
- D. Fletcher, General Manager (Community & Liveability)
- B. Bacon, General Manager (Corporate Services)
- C. Craig, Senior Executive Office
- A. Lyell, Executive Services Administration Officer

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**1. DECLARATION OF MEETING OPENING**

The Chairperson declared the Meeting open at 9.30AM.

**2. OPENING PRAYER AND MINUTE SILENCE**

Pastor Stuart Wynd from the Dalby Baptist Church, delivered the opening prayer. This was followed by the observance of a minute silence.

**3. APOLOGIES**

**4. CONGRATULATIONS**

Cr. C.T. Tillman requested that congratulations be extended to the Dalby Filipino-Australian Community Association for hosting the 125th Philippine Independence Day. The teams played in Basketball, Volleyball, chess and table tennis tournaments.

Cr. K. A. Maguire requested that congratulations be extended to Sonia Stenhouse for winning Gold at the Australian Masters Weightlifting Championships at Olympic Park Sydney - 19 June 2023.

Cr. M. J. James requested that congratulations be extended to Judd Alderton who was named number one boxer in Queensland after winning State Title (for J63kg) and was named in Boxing Queensland U17 squad to compete in Australian schools championship.

Cr. M. J. James requested that congratulations be extended Carla Nobbs who captained the Darling Downs touch football team during Queensland Representative School Sport championships in Bundaberg, and was selected to represent Queensland at the National Championships being held in Darwin in August.

Cr. M. J. James requested that congratulations be extended Brock Sankey who was selected in the Queensland 18s boys touch football side - after playing in the Darling Downs team that was undefeated - winners of Grand final - at the 18's Boys State Queensland Representative School Sport Championships.

Cr. M. J. James requested that congratulations be extended Darby Ryan who is currently Number 1 on the leader board for Open Horse and Open Rider at the Australian Stockman's Challenge Association.

Cr O. G. Moore congratulates the recipients of the King's Birthday 2023 Honours List, specifically Don Stiller, former Mayor of Taroom Shire Council, for his services to the Western Downs region and local government.

Cr. K. A. Maguire requested a special mention to Queensland Ballet, Artistic Director Li Cunxin AO who announced his decision to retire at the end of the 2023 season.

**5. CONFIRMATION OF MINUTES**

**5.1 Adopt Ordinary Meeting of Council Minutes 17 May 2023**

The Purpose of this Report is for Council to adopt the Minutes of the Ordinary Meeting of Council held on Wednesday, 17 May 2023

**COUNCIL RESOLUTION**

**Moved By** Cr. P. T. Saxelby  
**Seconded By** Cr. C. T. Tillman

That this Report be received and that:

1.The Unconfirmed Minutes of the Ordinary Meeting of Council held on 17 May 2023, copies of which have been circulated to Members, be taken as read and confirmed.

**CARRIED**

**6. BUSINESS ARISING FROM THE MINUTES OF PREVIOUS MEETINGS**

**6.1 Corporate Services Report Lifting Matter from the Table**

This Report is being presented to Council in order for the report 'Aquatic Strategy 2023-2038', which was considered at Council's Ordinary Meeting of 17 May 2023, to be formally lifted from the table prior to being dealt with at this meeting.

**COUNCIL RESOLUTION**

**Moved By** Cr. K. A. Bourne  
**Seconded By** Cr. M. J. James

That Council resolves that the report Aquatic Strategy 2023-2038, which is currently 'laying on the table' within the *Corporate Services Outstanding Actions* awaiting return to a Council meeting, be lifted from the table to be dealt with later in this meeting.

**CARRIED**

## 7. DECLARATIONS OF CONFLICTS OF INTEREST

### Item 10.2.1 Corporate Services Confidential - Management Arrangements for Aquatic Centres

#### Cr. M. J. James

In accordance with Chapter 5B of the *Local Government Act 2009*, Cr. M. J. James informed the meeting of a Prescribed conflict of interest in respect to this matter due to:

1. my son is an employee of the business SwimFit which is subject to the contractual arrangements under discussion.

Having given due consideration to her position she determined that she would leave the meeting while the matter is discussed and voted on.

### Item 14.1 Corporate Services Report - Land Development to Extend the Leasing Area Dalby Aerodrome

#### Cr. M. J. James

In accordance with Chapter 5B of the *Local Government Act 2009*, Cr. M. J. James informed the meeting of a declarable conflict of interest in respect to this matter due to:

1. a close friendship with Helismart owners (Ben and Steph Smart). Helismart is the business that intends to lease space at the aerodrome under consideration.

Having given due consideration to her position she determined that she would leave the meeting while the matter is discussed and voted on.

### Item 13.1 Executive Services Report Lease of 4 Loam Street, Dalby to Waminda Services Ltd

#### Cr. C. T. Tillman

In accordance with Chapter 5B of the *Local Government Act 2009*, Cr. C. T. Tillman informed the meeting of a Prescribed conflict of interest in respect to this matter due to:

1. She is an executive member of the Waminda Board.

Having given due consideration to her position she determined that she would leave the meeting while the matter is discussed and voted on.

## 8. PRESENTATION OF PETITIONS BY COUNCILLORS

## 9. MAYORAL UPDATE

### 9.1 Executive Services Mayoral Report May 2023

The purpose of this Report is to provide Council with significant meetings, forums and delegations attended by the Mayor during the month of May 2023.

#### COUNCIL RESOLUTION

**Moved By** Cr. A. N. Smith

**Seconded By** Cr. P. T. Saxelby

That this Report be received and noted.

**CARRIED**

## 10. CONFIDENTIAL ITEMS

*Section 254J of the Local Government Regulation 2012 in relation to Closed meetings provides:*

*(1) A local government may resolve that all or part of a meeting of the local government be closed to the public.*

*(2) A committee of a local government may resolve that all or part of a meeting of the committee be closed to the public.*

*(3) However, a local government or a committee of a local government may make a resolution about a local government meeting under subsection (1) or (2) only if its councillors or members consider it necessary to close the meeting to discuss one or more of the following matters—*

*(a) the appointment, discipline or dismissal of the chief executive officer;*

*(b) industrial matters affecting employees;*

*(c) the local government's budget;*

*(d) rating concessions;*

*(e) legal advice obtained by the local government or legal proceedings involving the local government including, for example, legal proceedings that may be taken by or against the local government;*

*(f) matters that may directly affect the health and safety of an individual or a group of individuals;*

*(g) negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government;*

*(h) negotiations relating to the taking of land by the local government under the Acquisition of Land Act 1967;*

*(i) a matter the local government is required to keep confidential under a law of, or formal arrangement with, the Commonwealth or a State.*

*(4) However, a local government or a committee of a local government must not resolve that a part of a local government meeting at which a decision mentioned in section 150ER(2), 150ES(3) or 150EU(2) of the Act will be considered, discussed, voted on or made be closed.*

*(5) A resolution that a local government meeting be closed must—*

*(a) state the matter mentioned in subsection (3) that is to be discussed; and*

*(b) include an overview of what is to be discussed while the meeting is closed.*

*(6) A local government or a committee of a local government must not make a resolution (other than a procedural resolution) in a local government meeting, or a part of a local government meeting, that is closed.*

**COUNCIL RESOLUTION - CLOSE MEETING**

**Moved By** Cr. A. N. Smith

**Seconded By** Cr. K. A. Maguire

That Council resolve to close the Meeting in accordance with Sections 254J (3) (c,g) of the *Local Government Regulation 2012* at 9:54am to discuss the following Confidential Reports:

1. Corporate Services Confidential Management Arrangements for Aquatic Centres
2. Infrastructure Services Confidential Report Liquefied Petroleum Gas (LPG) Business Closure

**CARRIED**

*Cr. M. J. James*

*In accordance with Chapter 5B of the Local Government Act 2009, Cr. M. J. James informed the meeting of a prescribed conflict of interest in respect to this matter due to:*

*a. her son is an employee of the business Swim Fit which is subject to the contractual arrangements under discussion.*

*Having given due consideration to her position she determined that she would leave the meeting while the matter is discussed and voted on.)*

Cr. M. J. James left the meeting during the discussion at 9:55am.

Cr. M. J. James re-joined the meeting at 10:08am.

**COUNCIL RESOLUTION - REOPEN MEETING**

**Moved By** Cr. K. A. Bourne

**Seconded By** Cr. P. T. Saxelby

That Council resolve to reopen the Meeting at 10.10am.

**CARRIED**

**10.1 EXECUTIVE SERVICES**

**10.2 CORPORATE SERVICES**

**10.2.1 Corporate Services Confidential Management Arrangements for Aquatic Centres**

This Report discusses the current management of Council's aquatic facilities and measures proposed to be implemented to support the community's ongoing use and enjoyment of these facilities.

*Cr. M. J. James*

*In accordance with Chapter 5B of the Local Government Act 2009, Cr. M. J. James informed the meeting of a prescribed conflict of interest in respect to this matter due to:*

*a. her son is an employee of the business Swim Fit which is subject to the contractual arrangements under discussion.*

*Having given due consideration to her position she determined that she would leave the meeting while the matter is discussed and voted on.)*

Cr. M. J. James left the meeting during the vote at 10:11am.

**COUNCIL RESOLUTION**

**Moved By** Cr. A. N. Smith

**Seconded By** Cr. C. T. Tillman

That Council resolves to:

1. approve additional funds of up to \$348,222.60 (including goods and services tax) in the 2023-24 financial year operational budget for the *Management Services Agreement MM10-17-08 Aquatic & Fitness Centre Management Services*;
2. delegate authority to the Chief Executive Officer to negotiate and execute a variation to the *Management Services Agreement MM10-17-08 Aquatic & Fitness Centre Management Services* to include an increase of up to \$348,222.60 and the payment of a fixed rate on a month-to-month basis to accommodate Council's implementation of new management arrangements;
3. if the Chief Executive Officer is unable to negotiate an acceptable outcome in relation to contractual terms, then to implement alternative, separable site arrangements as required to maintain the current community service obligations; and
4. go to market to tender for new management arrangements in preparation for the winter season of 2024.

**CARRIED**

**Absent did not Vote:** Cr. M. J. James

Cr. M. J. James re-joined the meeting at 10:14am.



**10.3 COMMUNITY AND LIVEABILITY**

**10.4 INFRASTRUCTURE SERVICES**

**10.4.1 Infrastructure Services Confidential Report Liquefied Petroleum Gas (LPG) Business Closure**

The purpose of this Report is for Council to consider closure of Council's Liquefied Petroleum Gas (LPG) retail business.

**COUNCIL RESOLUTION**

**Moved By** Cr. P. T. Saxelby

**Seconded By** Cr. K. A. Bourne

That this Report be received and that Council;

1. cease operation of its Liquefied Petroleum Gas (LPG) retail business and transfer customer accounts to a supplier of the customer's choosing.

**CARRIED**

**11. DEPUTATION**

**12. PLANNING**

**12.1 (030.2023.22.001) Community and Liveability Report Development Application Material Change of Use for Extension to Existing Educational Establishment at 14 Irvingdale Road Dalby Christian Community Ministries C/- Lennox Planning**

The purpose of this Report is for Council to decide the proposed development for a Material Change of Use to establish an Extension to an Existing Educational Establishment (Food Technology and Classrooms Building and Car Parking) on land described as Lot 2 on SP281018 and situated at 14 Irvingdale Road, Dalby.

**COUNCIL RESOLUTION**

**Moved By** Cr. O. G. Moore

**Seconded By** Cr. K. A. Bourne

That this Report be received and that:

1. The application for a Material Change of Use to establish an Extension to Existing Educational Establishment (Food Technology and Classrooms Building and Car Parking) on land described as Lot 2 on SP281018 and situated at 14 Irvingdale Road, Dalby be approved, subject to the following conditions:

**APPROVED PLANS AND DOCUMENT**

1. The development shall be carried out generally in accordance with the Approved Plans and Document listed below, subject to and modified by the conditions of this approval:

Drawing No., Revision	Title and Details	Dated
SK-A01, Revision P3	Proposed Food Tech & GLA Building, Site Plan, prepared by Alpha Architects	01.10.22
SK-A02, Revision P3	Proposed Food Tech & GLA Building, Floor Plan, prepared by Alpha Architects	01.10.22
SK-A03, Revision P3	Proposed Food Tech & GLA Building, Elevations, prepared by Alpha Architects	01.10.22
22020231_R01_V04	Riverine and Overland Flow Hydraulic Flood Impact Assessment Report, prepared by Water Technology Pty Ltd	18/01/2023

2. Where there is any conflict between the conditions of this development approval and the details shown on the Approved Plans and Document, the conditions of this development approval must prevail.

3. The following further Development Permits must be obtained prior to commencement of any work associated with the process:

- 3.1 Building Work;

3.2 Plumbing Work; and

3.3 Operational Work.

**APPROVED DEVELOPMENT**

4. The approved development is a Material Change of Use to establish an Extension to Existing Educational Establishment (Food Technology and Classrooms Building and Car Parking) as shown on the Approved Plans.
5. The development of the proposed building is to occur sequentially over 2 Stages as shown on the Approved Plans.
6. The development of the proposed car parking area is to occur sequentially over 3 Stages as shown on the Approved Plans.
7. Conditions within this approval are applicable to each Stage of the development, unless otherwise specified.

**COMPLIANCE, TIMING AND COSTS**

8. All conditions of the approval shall be complied with before the change occurs (prior to commencement of the use) and while the use continues, unless otherwise noted within these conditions.
9. All costs associated with compliance with these conditions shall be the responsibility of the developer unless otherwise noted.

**FEES AND CHARGES**

10. All fees, rates, interest and other charges levied on the property, shall be paid in full, in accordance with the rate at the time of payment.

**INFRASTRUCTURE CHARGES**

11. All infrastructure charges including those associated with Council's Water, Stormwater, Transport and Parks Networks are now levied under the *Planning Act 2016*. As required under Section 119 of the *Planning Act 2016*, a separate **Infrastructure Charges Notice** is attached relevant to each Stage of the development.

**MAINTENANCE**

12. The development (including landscaping, parking, driveways and other external spaces) shall be maintained in accordance with the Approved Plans and Document, subject to and modified by any conditions of this approval.

**LANDSCAPING – GENERAL**

13. The developer must submit to Council's Planning and Environment Manager or authorised delegate for endorsement, a detailed Landscape Plan for all landscaping associated with the development, prior to commencement of the development.
14. The Landscape Plan must detail:
  - 14.1 all proposed landscaped areas as shown on Approved Plan No. SK-A01, Revision P3, Site Plan, prepared by Alpha Architects and dated 1 October 2022;

- 14.2 the typical species to be planted, consisting mainly of drought-tolerant species suitable to their individual location on-site;
  - 14.3 the number and size of plants; and
  - 14.4 the typical planting detail including preparation, backfill, staking and mulching.
15. The developer must prepare and landscape the property in accordance with the Approved Landscape Plan, or as otherwise approved in writing by Council's authorised delegate. Any amendments approved by Council's authorised delegate are taken to be a part of the Approved Landscape Plan.
16. All approved landscaping treatments for the development are to be maintained on the property at all times.

**LIGHTING**

17. Direct lighting or lighting must not exceed 8.0 lux at 1.5 metres beyond the boundary of the site.
18. Outdoor lighting of the development shall mitigate adverse lighting and illumination impacts by:
- 18.1 providing outdoor lighting that is designed, installed and regulated in accordance with the parameters outlined in Australian Standard 1158.1.1 – Control of Obtrusive Effects of Outdoor Lighting; and
  - 18.2 installation of outdoor lighting that:
    - 18.2.1 provides graduated intensity lighting with lower level brightness at the perimeter of the subject land and higher intensities at the centre of the subject land;
    - 18.2.2 is directed onto the subject land and away from neighbouring properties; and
    - 18.2.3 uses shrouding devices to preclude light overspill onto surrounding properties where necessary.

**REFUSE STORAGE AREAS**

19. Refuse bin storage areas must be screened from public view. Where bin storage occurs outside any buildings, such storage areas shall be screened with a minimum 1.5 metre high solid screen fence or wall.

**VISUAL AND GENERAL AMENITY**

20. Any graffiti on the buildings must be removed.
21. The buildings and the site must be maintained in a clean and tidy manner at all times.
22. All declared weeds and pests must be removed from the subject land and the subject land kept clear of such nuisance varieties at all times during the course of development work and any ensuing defects liability period.

**SETBACKS**

23. The proposed building must have a minimum setback distance of 2.5 metres from any side boundary of the subject site.

**WASTE MANAGEMENT**

24. All waste generated from construction of the premises must be effectively controlled on-site before disposal. All waste must be disposed of in accordance with the *Waste Reduction and Recycling Act 2011*.
25. All waste generated on-site must be managed in accordance with the waste management hierarchy as detailed in the *Waste Reduction and Recycling Act 2011*.

**ACOUSTIC AMENITY - NOISE LIMITS**

26. Noise from activities associated with the use of the site must not exceed the Acoustic Quality Objectives listed in the *Environmental Protection (Noise) Policy 2019* when measured at any sensitive place or commercial place.

**AIR QUALITY AND AMENITY - AIR RELEASE LIMITS**

27. Air emissions (odour and dust) from the development shall not cause environmental nuisance or exceed the Air Quality Objectives listed in the *Environmental Protection (Air) Policy 2019* as measured at any sensitive place or commercial place.

**ENGINEERING WORKS**

28. Submit to Council, an Operational Work application for earthworks, stormwater management, car parking, traffic signage and line marking, erosion and sediment control.
29. Undertake Engineering designs and construction in accordance with Council's Planning Scheme, Development Manual and Standard Drawings, and relevant Australian Standards.

**LOCATION, PROTECTION AND REPAIR OF DAMAGE TO COUNCIL AND PUBLIC UTILITY SERVICES INFRASTRUCTURE AND ASSETS**

30. Be responsible for the location and protection of any Council and public utility services infrastructure and assets that may be impacted on during construction of the development.
31. Repair all damage incurred to Council and public utility services infrastructure and assets, as a result of the proposed development immediately should hazards exist for public health and safety or vehicular safety. Otherwise, repair all damage immediately upon completion of work associated with the development.

**STORMWATER MANAGEMENT**

32. Provide stormwater management generally in accordance with Approved Document entitled Riverine and Overland Flow Hydraulic Flood Impact Assessment Report, prepared by Water Technology Pty Ltd, Revision R01\_V04, dated 18 January 2023, subject to detailed design.
33. The lawful point of discharge for the proposed development works is the drainage channel to the east of the subject site.

### **WATER SUPPLY**

34. Connect the development to Council's reticulated water supply system via a single connection.

### **SEWERAGE**

35. Connect the development to Council's reticulated sewerage system via a single connection. The connection must be designed in accordance with Council's standards and be approved by Council's Utility Services Section.
36. Actual connection to Council's live sewerage infrastructure must be undertaken by or under the supervision of Council.
37. Do not build work within 1.5 metres of the centre of any existing sewer pipework or within the Zone of Influence, whichever is the greater (measured horizontally).
38. Maintain a minimum of a 3 metre wide corridor to be maintained for maintenance/upgrade purposes.
39. Ensure that a clear level area of a minimum of a 2.5 metre radius surrounding any existing sewer manholes on the site, is provided for future maintenance/upgrade purposes.
40. The above minimum clearances to Council's sewer infrastructure do not preclude the need for work to proposed structures to prevent loading to the sewer system.

### **PARKING AND ACCESS - GENERAL**

41. Design and construct all sealed areas with concrete, asphalt or a two-coat bitumen seal.
42. Provide 60 staff car parking spaces generally in accordance with the Approved Plans and in accordance with proposed staging.
43. Prior to commencement of the use of the proposed car park, provide a gate with access from Jerome Street to the proposed staff parking area with an electronic access control system, or as otherwise approved in writing by Council's authorised delegate, as to allow entry exclusively for the staff of the Educational Establishment.
44. Install the access gate at an appropriate location to provide queuing storage for three (3) vehicles, without encroaching onto Jerome Street.
45. Provide vehicle bollards or tyre stops to control vehicular access and to protect landscaping or pedestrian areas where appropriate.

### **VEHICLE ACCESS**

46. Construct a commercial crossover between the property boundary and the edge of the Jerome Street road pavement, having a minimum width of 5.5 metres, generally in accordance with Council's Standard Drawing No. R-006. Culverts under the access shall be a minimum of 1,200 x 300 RCBCs. Ensure that crossover splay is designed to accommodate turning movements of a B99 design vehicle.

47. Construct any new crossovers such that the edge of the crossover is no closer than 1 metre to any existing or proposed infrastructure, including any stormwater gully pit, manhole, service infrastructure (eg power pole, telecommunications pit), road infrastructure (eg street sign, street tree, etc).  
manhole, service infrastructure (eg power pole, telecommunications pit), road infrastructure (eg street sign, street tree, etc).

#### **REDUNDANT CROSSOVERS**

48. Remove all redundant crossovers and reinstate the kerb and channel, road pavement, services, and verge to the standard immediately adjacent the frontage of the site.

#### **ELECTRICITY AND TELECOMMUNICATIONS**

49. Connect the development to electricity and telecommunication services.

#### **EARTHWORKS - GENERAL**

50. Undertake any earthworks in accordance with the provisions of AS3798 *Guidelines on Earthworks for Commercial and Residential Developments* and Approved Document entitled Riverine and Overland Flow Hydraulic Flood Impact Assessment Report, prepared by Water Technology Pty Ltd, Revision R01\_V04, dated 18 January 2023.

#### **EROSION AND SEDIMENT CONTROL - GENERAL**

51. Undertake erosion and sediment control during construction work in accordance with Council's Standard Drawing No's D-005 (Rev A), D-006 (Rev A) and D-007 (Rev A) as applicable.
52. Ensure that all reasonable action is taken to prevent sediment or sediment laden water from being transported to adjoining properties, roads and/or stormwater drainage systems.
53. Remove and clean-up sediment or other pollutants in the event that sediment or other pollutants are tracked/released onto adjoining streets or stormwater systems, at no cost to Council.

#### **ENVIRONMENTAL HEALTH**

54. Undertake operations and construction work associated with this development to the requirements of Council, including the following:
- 54.1 do not cause nuisance to adjoining residents by the way of smoke, dust, stormwater discharge or siltation of drains, at any time, including non-working hours;
  - 54.2 remove immediately, any material spilled or carried onto existing roads to avoid dust nuisance and ensure traffic safety; and
  - 54.3 do not carry out work on Sundays or Public Holidays (unless approved otherwise by Council).

**Timing:** During construction and on-maintenance period and the establishment period of the landscaping or areas disturbed during construction.

55. Do not release contaminants or contaminated water directly or indirectly from the land subject to this approval, or to the ground or groundwater at the land subject to this approval, except for:

- 55.1 uncontaminated overland stormwater flow; and
- 55.2 uncontaminated stormwater to the stormwater system.

**Timing:** Prior to commencement of any work on-site, during work on-site and maintained for the period of the use of the development site.

56. **ROAD UPGRADE - JEROME STREET**

Prior to the commencement of the use of the proposed car park, design and construct the full length of Jerome Street to the following standard:

- a) widening of the existing pavement to seven metres and intersection improvements at Wyley Street, including a two coat bitumen seal;
- b) natural grassed table drains and formation of a natural grasses verge;
- c) tapers to the existing road pavement; and
- d) design all work in consultation with Council prior to the submission of detailed Engineering Drawings and Operational Works application

**Timing:** Prior to commencement of any work on-site, during work on-site and maintained for the period of the use of the development site.

**REFERRAL AGENCY RESPONSE**

The application is subject to the following Referral Agency requirements:

- 1. State Assessment and Referral Agency's Concurrence Agency response dated 27 March 2023.

**ADVISORY NOTES**

**NOTE 1 - Currency Period**

*"A part of a development approval lapses at the end of the following period (the **currency period**)—*

- (a) *for any part of the development approval relating to a material change of use—if the first change of use does not happen within—*
  - (i) *the period stated for that part of the approval; or*
  - (ii) *if no period is stated—6 years after the approval starts to have effect."*

**NOTE 2 - Aboriginal Cultural Heritage**

It is advised that under Section 23 of the *Aboriginal Cultural Heritage Act 2003*, a person who carries out an activity must take all reasonable and practicable measures to ensure the activity does not harm Aboriginal cultural heritage (the "cultural heritage duty of care"). Maximum penalties for breaching the duty of care are listed in the Aboriginal cultural heritage legislation. The information on Aboriginal cultural heritage is available on the Department of Aboriginal and Torres Strait Islander and Partnerships' website [www.datsip.qld.gov.au](http://www.datsip.qld.gov.au).



**NOTE 3 - General Environmental Duty**

General environmental duty under the *Environmental Protection Act 1994* prohibits unlawful environmental nuisance caused by noise, aerosols, particles, dust, ash, fumes, light, odour or smoke beyond the boundaries of the development site during all stages of the development including earthworks, construction and operation.

**NOTE 4 - General Safety of Public During Construction**

The *Work Health and Safety Act 2011* and *Manual of Uniform Traffic Control Devices* must be complied with in carrying out any construction works, and to ensure safe traffic control and safe public access in respect of works being constructed on a road.

**NOTE 5 - Property Note (Audit of Conditions)**

An inspection of the property to ascertain compliance with conditions will be undertaken twelve (12) months after the approval takes effect. If the works are completed prior to this time, please contact Council for an earlier inspection. A property note to this effect will be placed on Council's records.

**NOTE 6 - Duty to Notify of Environmental Harm**

If a person becomes aware that serious or material environmental harm is caused or threatened by an activity or an associated activity, that person has a duty to notify Western Downs Regional Council.

**FORESHADOWED MOTION**

Cr C. T. Tillman foreshadowed that if the motion on the floor failed, she would move

That this Report be received and that:

1. The application for a Material Change of Use to establish an Extension to Existing Educational Establishment (Food Technology and Classrooms Building and Car Parking) on land described as Lot 2 on SP281018 and situated at 14 Irvingdale Road, Dalby be approved, subject to the following conditions:

**APPROVED PLANS AND DOCUMENT**

1. The development shall be carried out generally in accordance with the Approved Plans and Document listed below, subject to and modified by the conditions of this approval:

Drawing No., Revision	Title and Details	Dated
SK-A01, Revision P3	Proposed Food Tech & GLA Building, Site Plan, prepared by Alpha Architects	01.10.22
SK-A02, Revision P3	Proposed Food Tech & GLA Building, Floor Plan, prepared by Alpha Architects	01.10.22
SK-A03, Revision P3	Proposed Food Tech & GLA Building, Elevations, prepared by Alpha Architects	01.10.22
22020231_R01_V04	Riverine and Overland Flow Hydraulic Flood Impact Assessment Report, prepared by Water Technology Pty Ltd	18/01/2023

2. Where there is any conflict between the conditions of this development approval and the details shown on the Approved Plans and Document, the conditions of this development approval must prevail.
3. The following further Development Permits must be obtained prior to commencement of any work associated with the process:
  - 3.1 Building Work;
  - 3.2 Plumbing Work; and
  - 3.3 Operational Work.

**APPROVED DEVELOPMENT**

4. The approved development is a Material Change of Use to establish an Extension to Existing Educational Establishment (Food Technology and Classrooms Building and Car Parking) as shown on the Approved Plans.
5. The development of the proposed building is to occur sequentially over 2 Stages as shown on the Approved Plans.
6. The development of the proposed car parking area is to occur sequentially over 3 Stages as shown on the Approved Plans.
7. Conditions within this approval are applicable to each Stage of the development, unless otherwise specified.

**COMPLIANCE, TIMING AND COSTS**

8. All conditions of the approval shall be complied with before the change occurs (prior to commencement of the use) and while the use continues, unless otherwise noted within these conditions.
9. All costs associated with compliance with these conditions shall be the responsibility of the developer unless otherwise noted.

**FEES AND CHARGES**

10. All fees, rates, interest and other charges levied on the property, shall be paid in full, in accordance with the rate at the time of payment.

## INFRASTRUCTURE CHARGES

11. All infrastructure charges including those associated with Council's Water, Stormwater, Transport and Parks Networks are now levied under the *Planning Act 2016*. As required under Section 119 of the *Planning Act 2016*, a separate **Infrastructure Charges Notice** is attached relevant to each Stage of the development.

## MAINTENANCE

12. The development (including landscaping, parking, driveways and other external spaces) shall be maintained in accordance with the Approved Plans and Document, subject to and modified by any conditions of this approval.

## LANDSCAPING – GENERAL

13. The developer must submit to Council's Planning and Environment Manager or authorised delegate for endorsement, a detailed Landscape Plan for all landscaping associated with the development, prior to commencement of the development.
14. The Landscape Plan must detail:
  - 14.1 all proposed landscaped areas as shown on Approved Plan No. SK-A01, Revision P3, Site Plan, prepared by Alpha Architects and dated 1 October 2022;
  - 14.2 the typical species to be planted, consisting mainly of drought-tolerant species suitable to their individual location on-site;
  - 14.3 the number and size of plants; and
  - 14.4 the typical planting detail including preparation, backfill, staking and mulching.
15. The developer must prepare and landscape the property in accordance with the Approved Landscape Plan, or as otherwise approved in writing by Council's authorised delegate. Any amendments approved by Council's authorised delegate are taken to be a part of the Approved Landscape Plan.
16. All approved landscaping treatments for the development are to be maintained on the property at all times.

## LIGHTING

17. Direct lighting or lighting must not exceed 8.0 lux at 1.5 metres beyond the boundary of the site.
18. Outdoor lighting of the development shall mitigate adverse lighting and illumination impacts by:
  - 18.1 providing outdoor lighting that is designed, installed and regulated in accordance with the parameters outlined in Australian Standard 1158.1.1 – Control of Obtrusive Effects of Outdoor Lighting; and
  - 18.2 installation of outdoor lighting that:
    - 18.2.1 provides graduated intensity lighting with lower level brightness at the perimeter of the subject land and higher intensities at the centre of the subject land;

18.2.2 is directed onto the subject land and away from neighbouring properties; and

18.2.3 uses shrouding devices to preclude light overspill onto surrounding properties where necessary.

#### **REFUSE STORAGE AREAS**

19. Refuse bin storage areas must be screened from public view. Where bin storage occurs outside any buildings, such storage areas shall be screened with a minimum 1.5 metre high solid screen fence or wall.

#### **VISUAL AND GENERAL AMENITY**

20. Any graffiti on the buildings must be removed.
21. The buildings and the site must be maintained in a clean and tidy manner at all times.
22. All declared weeds and pests must be removed from the subject land and the subject land kept clear of such nuisance varieties at all times during the course of development work and any ensuing defects liability period.

#### **SETBACKS**

23. The proposed building must have a minimum setback distance of 2.5 metres from any side boundary of the subject site.

#### **WASTE MANAGEMENT**

24. All waste generated from construction of the premises must be effectively controlled on-site before disposal. All waste must be disposed of in accordance with the *Waste Reduction and Recycling Act 2011*.
25. All waste generated on-site must be managed in accordance with the waste management hierarchy as detailed in the *Waste Reduction and Recycling Act 2011*.

#### **ACOUSTIC AMENITY - NOISE LIMITS**

26. Noise from activities associated with the use of the site must not exceed the Acoustic Quality Objectives listed in the *Environmental Protection (Noise) Policy 2019* when measured at any sensitive place or commercial place.

#### **AIR QUALITY AND AMENITY - AIR RELEASE LIMITS**

27. Air emissions (odour and dust) from the development shall not cause environmental nuisance or exceed the Air Quality Objectives listed in the *Environmental Protection (Air) Policy 2019* as measured at any sensitive place or commercial place.

#### **ENGINEERING WORKS**

28. Submit to Council, an Operational Work application for earthworks, stormwater management, car parking, traffic signage and line marking, erosion and sediment control.

29. Undertake Engineering designs and construction in accordance with Council's Planning Scheme, Development Manual and Standard Drawings, and relevant Australian Standards.

**LOCATION, PROTECTION AND REPAIR OF DAMAGE TO COUNCIL AND PUBLIC UTILITY SERVICES INFRASTRUCTURE AND ASSETS**

30. Be responsible for the location and protection of any Council and public utility services infrastructure and assets that may be impacted on during construction of the development.
31. Repair all damage incurred to Council and public utility services infrastructure and assets, as a result of the proposed development immediately should hazards exist for public health and safety or vehicular safety. Otherwise, repair all damage immediately upon completion of work associated with the development.

**STORMWATER MANAGEMENT**

32. Provide stormwater management generally in accordance with Approved Document entitled Riverine and Overland Flow Hydraulic Flood Impact Assessment Report, prepared by Water Technology Pty Ltd, Revision R01\_V04, dated 18 January 2023, subject to detailed design.
33. The lawful point of discharge for the proposed development works is the drainage channel to the east of the subject site.

**WATER SUPPLY**

34. Connect the development to Council's reticulated water supply system via a single connection.

**SEWERAGE**

35. Connect the development to Council's reticulated sewerage system via a single connection. The connection must be designed in accordance with Council's standards and be approved by Council's Utility Services Section.
36. Actual connection to Council's live sewerage infrastructure must be undertaken by or under the supervision of Council.
37. Do not build work within 1.5 metres of the centre of any existing sewer pipework or within the Zone of Influence, whichever is the greater (measured horizontally).
38. Maintain a minimum of a 3 metre wide corridor to be maintained for maintenance/upgrade purposes.
39. Ensure that a clear level area of a minimum of a 2.5 metre radius surrounding any existing sewer manholes on the site, is provided for future maintenance/upgrade purposes.
40. The above minimum clearances to Council's sewer infrastructure do not preclude the need for work to proposed structures to prevent loading to the sewer system.

**PARKING AND ACCESS - GENERAL**

41. Design and construct all sealed areas with concrete, asphalt or a two-coat bitumen seal.
42. Provide 60 staff car parking spaces generally in accordance with the Approved Plans and in accordance with proposed staging.
43. Prior to commencement of the use of the proposed car park, provide a gate with access from Jerome Street to the proposed staff parking area with an electronic access control system, or as otherwise approved in writing by Council's authorised delegate, as to allow entry exclusively for the staff of the Educational Establishment.
44. Install the access gate at an appropriate location to provide queuing storage for three (3) vehicles, without encroaching onto Jerome Street.
45. Provide vehicle bollards or tyre stops to control vehicular access and to protect landscaping or pedestrian areas where appropriate.

#### **VEHICLE ACCESS**

46. Construct a commercial crossover between the property boundary and the edge of the Jerome Street road pavement, having a minimum width of 5.5 metres, generally in accordance with Council's Standard Drawing No. R-006. Culverts under the access shall be a minimum of 1,200 x 300 RCBCs. Ensure that crossover splay is designed to accommodate turning movements of a B99 design vehicle.
47. Construct any new crossovers such that the edge of the crossover is no closer than 1 metre to any existing or proposed infrastructure, including any stormwater gully pit, manhole, service infrastructure (eg power pole, telecommunications pit), road infrastructure (eg street sign, street tree, etc).  
manhole, service infrastructure (eg power pole, telecommunications pit), road infrastructure (eg street sign, street tree, etc).

#### **REDUNDANT CROSSOVERS**

48. Remove all redundant crossovers and reinstate the kerb and channel, road pavement, services, and verge to the standard immediately adjacent the frontage of the site.

#### **ELECTRICITY AND TELECOMMUNICATIONS**

49. Connect the development to electricity and telecommunication services.

#### **EARTHWORKS - GENERAL**

50. Undertake any earthworks in accordance with the provisions of AS3798 *Guidelines on Earthworks for Commercial and Residential Developments* and Approved Document entitled Riverine and Overland Flow Hydraulic Flood Impact Assessment Report, prepared by Water Technology Pty Ltd, Revision R01\_V04, dated 18 January 2023.

#### **EROSION AND SEDIMENT CONTROL - GENERAL**

51. Undertake erosion and sediment control during construction work in accordance with Council's Standard Drawing No's D-005 (Rev A), D-006 (Rev A) and D-007 (Rev A) as applicable.

52. Ensure that all reasonable action is taken to prevent sediment or sediment laden water from being transported to adjoining properties, roads and/or stormwater drainage systems.
53. Remove and clean-up sediment or other pollutants in the event that sediment or other pollutants are tracked/released onto adjoining streets or stormwater systems, at no cost to Council.

#### **ENVIRONMENTAL HEALTH**

54. Undertake operations and construction work associated with this development to the requirements of Council, including the following:
  - 54.1 do not cause nuisance to adjoining residents by the way of smoke, dust, stormwater discharge or siltation of drains, at any time, including non-working hours;
  - 54.2 remove immediately, any material spilled or carried onto existing roads to avoid dust nuisance and ensure traffic safety; and
  - 54.3 do not carry out work on Sundays or Public Holidays (unless approved otherwise by Council).

**Timing:** During construction and on-maintenance period and the establishment period of the landscaping or areas disturbed during construction.

55. Do not release contaminants or contaminated water directly or indirectly from the land subject to this approval, or to the ground or groundwater at the land subject to this approval, except for:
  - 55.1 uncontaminated overland stormwater flow; and
  - 55.2 uncontaminated stormwater to the stormwater system.

**Timing:** Prior to commencement of any work on-site, during work on-site and maintained for the period of the use of the development site.

#### **REFERRAL AGENCY RESPONSE**

The application is subject to the following Referral Agency requirements:

1. State Assessment and Referral Agency's Concurrence Agency response dated 27 March 2023.

#### **ADVISORY NOTES**

##### **NOTE 1 - Currency Period**

*"A part of a development approval lapses at the end of the following period (the **currency period**)—*

- (a) *for any part of the development approval relating to a material change of use—if the first change of use does not happen within—*
  - (i) *the period stated for that part of the approval; or*
  - (ii) *if no period is stated—6 years after the approval starts to have effect."*

##### **NOTE 2 - Aboriginal Cultural Heritage**

It is advised that under Section 23 of the *Aboriginal Cultural Heritage Act 2003*, a person who carries out an activity must take all reasonable and practicable measures to ensure the activity does not harm Aboriginal cultural heritage (the “cultural heritage duty of care”). Maximum penalties for breaching the duty of care are listed in the Aboriginal cultural heritage legislation. The information on Aboriginal cultural heritage is available on the Department of Aboriginal and Torres Strait Islander and Partnerships' website [www.datsip.qld.gov.au](http://www.datsip.qld.gov.au).

**NOTE 3 - General Environmental Duty**

General environmental duty under the *Environmental Protection Act 1994* prohibits unlawful environmental nuisance caused by noise, aerosols, particles, dust, ash, fumes, light, odour or smoke beyond the boundaries of the development site during all stages of the development including earthworks, construction and operation.

**NOTE 4 - General Safety of Public During Construction**

The *Work Health and Safety Act 2011* and *Manual of Uniform Traffic Control Devices* must be complied with in carrying out any construction works, and to ensure safe traffic control and safe public access in respect of works being constructed on a road.

**NOTE 5 - Property Note (Audit of Conditions)**

An inspection of the property to ascertain compliance with conditions will be undertaken twelve (12) months after the approval takes effect. If the works are completed prior to this time, please contact Council for an earlier inspection. A property note to this effect will be placed on Council's records.

**NOTE 6 - Duty to Notify of Environmental Harm**

If a person becomes aware that serious or material environmental harm is caused or threatened by an activity or an associated activity, that person has a duty to notify Western Downs Regional Council.

The **ORIGINAL MOTION** was **PUT** and **CARRIED (5 to 4)**



**12.2 (030.2023.29.001) Community and Liveability Report Development  
Application for Material Change of Use for a Domestic Outbuilding at Lot 37  
on SP197445 62 Curtis Street Dalby Brownhall**

The purpose of this Report is for Council to decide the proposed development for a Material Change of Use to establish a Domestic Outbuilding on land described as Lot 37 on SP197445 and situated at 62 Curtis Street, Dalby.

**COUNCIL RESOLUTION**

**Moved By** Cr. A. N. Smith

**Seconded By** Cr. P. T. Saxelby

That this report be received and that:

1. The application for a Material Change of Use to **establish a Domestic Outbuilding on land described as Lot 37 on SP197445 and situated at 62 Curtis Street, Dalby**, be approved, subject to the following conditions:

**APPROVED PLANS**

1. The development shall be carried out generally in accordance with the Approved Plans listed below, subject to and modified by the conditions of this approval:

Drawing No./Reference	Plan Title and Details	Dated
1	Site Plan 62 Curtis Street, Dalby, as amended in red by Council on 7/3/23	-
Job No. 2920674028, Sheet 2 of 9	Left Elevation, Rear Elevation, Right Elevation and front Elevation, prepared by Emerald Design & Construction	19-01-2023
Job No. 2920674028, Sheet 3 of 9	Left Elevation and Right Elevation, prepared by Emerald Design & Construction	19-01-2023
Job No. 2920674028, Sheet 4 of 9	Rear Elevation and Front Elevation, prepared by Emerald Design & Construction	19-01-2023
Job No. 2920674028, Sheet 5 of 9	Floor Plan, prepared by Emerald Design & Construction	19-01-2023
Job No. 2920674028, Sheet 6 of 9	Roof Framing Plan, prepared by Emerald Design & Construction	19-01-2023
Job No. 2920674028, Sheet 9 of 9	Typ. Frame Cross-section and Roof Only Frame Cross-section, prepared by Emerald Design & Construction	19-01-2023

2. Where there is any conflict between the conditions of this development approval and the details shown on the Approved Plans, the conditions of this development approval must prevail.
3. The following further Development Permit must be obtained prior to the commencement of any works associated with the process:
  - 3.1 Building Works.

#### **APPROVED DEVELOPMENT**

4. The approved development is a Material Change of Use for a Domestic Outbuilding (112m<sup>2</sup> Shed) with a reduced setback distance of 1 metre from rear and side boundaries as shown on the Approved Plans.
5. The use of the approved Shed must be for residential purposes ancillary to the Dwelling only. Parking or storage of vehicles or equipment associated with a Commercial Activity is not an approved use.

#### **COMPLIANCE, TIMING AND COSTS**

6. All conditions of the approval shall be complied with before the change occurs (prior to commencement of the use) and while the use continues, unless otherwise noted within these conditions.
7. All costs associated with compliance with these conditions shall be the responsibility of the developer unless otherwise noted.

#### **FEES AND CHARGES**

8. All fees, rates, interest and other charges levied on the property, shall be paid in full, in accordance with the rate at the time of payment.

#### **MAINTENANCE**

9. The development (including landscaping, parking, driveways and other external spaces) shall be maintained in accordance with the Approved Plans, subject to and modified by any conditions of this approval.

#### **LOCATION, PROTECTION AND REPAIR OF DAMAGE TO COUNCIL AND PUBLIC UTILITY SERVICES INFRASTRUCTURE AND ASSETS**

10. Repair all damage incurred to Council and public utility services infrastructure and assets, as a result of the proposed development immediately should hazards exist for public health and safety or vehicular safety. Otherwise, repair all damage immediately upon completion of work associated with the development.

#### **STORMWATER MANAGEMENT**

11. Provide overland flow paths that do not alter the characteristics of existing overland flows on other properties or that create an increase in flood damage on other properties.
12. Ensure that adjoining properties and roadways are protected from ponding or nuisance from stormwater as a result of any site works undertaken as part of the proposed development.

13. Discharge all minor storm flows that fall or pass onto the site to the lawful point of discharge in accordance with the Queensland Urban Drainage Manual.

#### **EROSION AND SEDIMENT CONTROL - GENERAL**

14. Ensure that all reasonable action is taken to prevent sediment or sediment laden water from being transported to adjoining properties, roads and/or stormwater drainage systems.
15. Remove and clean-up sediment or other pollutants in the event that sediment or other pollutants are tracked/released onto adjoining streets or stormwater systems, at no cost to Council.

#### **VEHICLE ACCESS**

16. The existing access crossover is to be used to access the development and no new crossover is permitted to Curtis Street.

#### **EARTHWORKS GENERAL**

17. Any building pad for the proposed Domestic Outbuilding is limited to 300mm above ground level of the development footprint, unless approval is obtained from Council for Operational Work.

#### **ADVISORY NOTES**

##### **NOTE 1 - Currency Period**

*"A part of a development approval lapses at the end of the following period (the **currency period**)—*

- (a) *for any part of the development approval relating to a material change of use—if the first change of use does not happen within—*
  - (i) *the period stated for that part of the approval; or*
  - (ii) *if no period is stated—6 years after the approval starts to have effect."*

##### **NOTE 2 - Aboriginal Cultural Heritage**

It is advised that under Section 23 of the *Aboriginal Cultural Heritage Act 2003*, a person who carries out an activity must take all reasonable and practicable measures to ensure the activity does not harm Aboriginal cultural heritage (the "cultural heritage duty of care"). Maximum penalties for breaching the duty of care are listed in the Aboriginal cultural heritage legislation. The information on Aboriginal cultural heritage is available on the Department of Aboriginal and Torres Strait Islander and Partnerships' website [www.datsip.qld.gov.au](http://www.datsip.qld.gov.au).

##### **NOTE 3 - General Environmental Duty**

General environmental duty under the *Environmental Protection Act 1994* prohibits unlawful environmental nuisance caused by noise, aerosols, particles, dust, ash, fumes, light, odour or smoke beyond the boundaries

of the development site during all stages of the development including earthworks, construction and operation.

**NOTE 4 - General Safety of Public During Construction**

The *Work Health and Safety Act 2011* and *Manual of Uniform Traffic Control Devices* must be complied with in carrying out any construction works, and to ensure safe traffic control and safe public access in respect of works being constructed on a road.

**NOTE 5 - Property Note (Audit of Conditions)**

An inspection of the property to ascertain compliance with conditions will be undertaken twelve (12) months after the approval takes effect. If the works are completed prior to this time, please contact Council for an earlier inspection. A property note to this effect will be placed on Council's records.

**NOTE 6 - Duty to Notify of Environmental Harm**

If a person becomes aware that serious or material environmental harm is caused or threatened by an activity or an associated activity, that person has a duty to notify Western Downs Regional Council.

**NOTE 7 - Flood Hazard**

The property is located within the Medium and High Flood Hazard Areas on the Flood Hazard Overlay Map in the Western Downs Planning Scheme 2017 incorporating Amendment 1. Where the floor level is not elevated above the defined flood level, the proposed building works may be subject to inundation during a flood event.

**CARRIED (7 to 2)**

**12.3 (030.2023.63.001) Community and Liveability Report Development  
Application Material Change of Use for a Transport Depot on Lot 58 on  
RP14934 Edward Street Chinchilla PJ Rycks Family Trust C/- Danya Cook  
Town Planning**

The purpose of this Report is for Council to decide the proposed development for Material Change of Use to establish a Transport Depot on land described as Lot 58 on RP14934 and situated at Edward Street, Chinchilla.

**COUNCIL RESOLUTION**

**Moved By** Cr. P. T. Saxelby

**Seconded By** Cr. C. T. Tillman

That this Report be received and that:

1. The application for Material Change of Use to establish a Transport Depot on land described as Lot 58 on RP14934 and situated at Edward Street, Chinchilla be approved, subject to the following conditions:

**APPROVED PLAN**

1. The development shall be carried out generally in accordance with the Approved Plan listed below, subject to and modified by the conditions of this approval:

<b>Plan No./Reference</b>	<b>Plan Title and Details</b>	<b>Dated</b>
SK001, Issue P4	Site Layout Sketch, prepared by Brandon & Associates	08/11/2022

2. Where there is any conflict between the conditions of this development approval and the details shown on the Approved Plan, the conditions of this development approval must prevail.

**APPROVED DEVELOPMENT**

3. The approved development is a Material Change of Use for a Transport Depot as shown on the Approved Plan.

**COMPLIANCE, TIMING AND COSTS**

4. All conditions of the approval shall be complied with before the change occurs (prior to commencement of the use) and while the use continues, unless otherwise noted within these conditions.
5. All costs associated with compliance with these conditions shall be the responsibility of the developer unless otherwise noted.

**FEES AND CHARGES**

6. All fees, rates, interest and other charges levied on the property, shall be paid in full, in accordance with the rate at the time of payment.

**INFRASTRUCTURE CHARGES**

7. All infrastructure charges including those associated with Council's Water, Stormwater, Transport and Parks Networks are now levied under the *Planning Act*

2016. As required under Section 119 of the *Planning Act 2016*, a separate **Infrastructure Charges Notice** is attached.

#### **MAINTENANCE**

8. The development (including landscaping, parking, driveways and other external spaces) shall be maintained in accordance with the Approved Plan, subject to and modified by any conditions of this approval.

#### **LANDSCAPING – GENERAL**

9. The developer must submit to Council's Planning and Environment Manager or authorised delegate for endorsement, a detailed Landscape Plan for all landscaping associated with the development, prior to commencement of the development.
10. The Landscape Plan must detail:
  - 10.1 a minimum 2 metre wide landscaped buffer to the site's Edward Street frontage, and to the unnamed road reserve along the site's south-eastern boundary (to the unnamed road reserve - from the corner at the Edward Street frontage up to the site's access point on this frontage), exclusive of vehicular access points;
  - 10.2 the typical species to be planted, consisting mainly of drought-tolerant species suitable to their individual location on-site;
  - 10.3 the number and size of plants; and
  - 10.4 the typical planting detail including preparation, backfill, staking and mulching.
11. The developer must prepare and landscape the property in accordance with the Approved Landscape Plan, or as otherwise approved in writing by Council's authorised delegate. Any amendments approved by Council's authorised delegate are taken to be a part of the Approved Landscape Plan.
12. All approved landscaping treatments for the development are to be maintained on the property at all times.

#### **FENCING**

13. The applicant shall install a chain wire fence with a minimum height of 1.8 metres along the boundaries of the property.
14. Fencing material shall be compatible with that used within the locality.
15. Boundary fences are not to be erected in a parallel arrangement with existing fences erected along the same boundary. That is, any existing fence shall be completely removed.

#### **LIGHTING**

16. Outdoor lighting associated with the use must be designed, sited, installed and tested to comply with Tables 2.1 and 2.2 of Australian Standard 4282-1997 Control of the Obtrusive Effects of Outdoor Lighting using a Control Level of 1.

### **REFUSE STORAGE AREAS**

17. Refuse bin storage areas must be screened from public view. Where bin storage occurs outside any buildings, such storage areas shall be screened with a minimum 1.5 metre high solid screen fence or wall.

### **WASTE MANAGEMENT**

18. All waste generated from construction of the premises must be effectively controlled on-site before disposal. All waste must be disposed of in accordance with the *Waste Reduction and Recycling Act 2011*.
19. All waste generated on-site must be managed in accordance with the waste management hierarchy as detailed in the *Waste Reduction and Recycling Act 2011*.

### **ACOUSTIC AMENITY - NOISE LIMITS**

20. Noise from activities associated with the use of the site must not exceed the Acoustic Quality Objectives listed in the *Environmental Protection (Noise) Policy 2019* when measured at any sensitive place or commercial place.
21. In the event that Council receives a bona fide noise complaint in relation to noise emissions produced from the site, Council reserves the right to review the approved operating hours. In this instance, the applicant may be required to undertake a Noise Impact Assessment and implement any recommendations in relation to noise attenuation.

### **OPERATING HOURS**

22. Unless otherwise approved in writing by Council, the approved use must only operate between the following hours:

Monday to Friday	6:00am - 6:00pm
Saturday	6:00am - 2:00pm

### **AIR QUALITY AND AMENITY - AIR RELEASE LIMITS**

23. Air emissions (odour and dust) from the development shall not cause environmental nuisance or exceed the Air Quality Objectives listed in the *Environmental Protection (Air) Policy 2019* as measured at any sensitive place or commercial place.

### **ENGINEERING WORKS**

24. Undertake Engineering designs and construction in accordance with Council's Planning Scheme, Development Manual and Standard Drawings, and relevant Australian Standards.
25. Be responsible for the full cost of any alterations necessary, to easements and/or other public utility installations in connection with the development.
26. Design and construct road crossings for utility services, where required under any existing roads to service the development, by thrust boring.

**LOCATION, PROTECTION AND REPAIR OF DAMAGE TO COUNCIL AND PUBLIC UTILITY SERVICES INFRASTRUCTURE AND ASSETS**

27. Be responsible for the location and protection of any Council and public utility services infrastructure and assets that may be impacted on during construction of the development.
28. Repair all damage incurred to Council and public utility services infrastructure and assets, as a result of the proposed development immediately should hazards exist for public health and safety or vehicular safety. Otherwise, repair all damage immediately upon completion of work associated with the development.

**STORMWATER MANAGEMENT**

29. Provide overland flow paths that do not alter the characteristics of existing overland flows or create an increase in flood damage on other properties.
30. Ensure that adjoining properties and roadways are protected from ponding as a result of any site works undertaken.

**FLOODING GENERAL**

31. The development site is impacted by extreme risk of flooding during a Q100 event. The applicant is to prepare a Flood Risk Management Plan (FRMP) and submit to Council's Planning and Environment Manager or authorised delegate for endorsement. The areas to be addressed are to include, but not be limited to the following:
  - 31.1 flood warning triggers;
  - 31.2 evacuation and safety procedures;
  - 31.3 emergency services' contact numbers;
  - 31.4 electrical services protection;
  - 31.5 property protection.
32. The Flood Risk Management Plan (FRMP) is to be kept in a prominent location in the proposed development and available to customers, staff and Council at all times.
33. The Flood Risk Management Plan (FRMP) is to be implemented, kept on-site, monitored, reviewed and updated at a minimum of two (2) year intervals starting from the initial date of approval by Council, and maintained for the period of the use of the development on the site. The FRMP is to be made available for review at the request of Council's Planning and Environment Manager within 48 hours of such request.
34. The owner or agent shall hold a formal Register signed by the new owner or the agent confirming they have been briefed on and provided with a copy of the current Flood Emergency Plan. The Register shall be made available for inspection upon request from Council.
35. Any boundary fencing must be constructed of chain link design or similar, to allow the flow of flood water through the site.



### **PARKING AND ACCESS - GENERAL**

36. Ensure access to parking spaces, manoeuvring areas and driveways remain unobstructed and available for their intended purpose during the hours of operation.
37. Maintain dust suppression treatment to all internal vehicle manoeuvring areas within the proposed hard stand ensuring no adverse impact on adjoining properties.
38. In the event that Council receives a bona fide complaint in relation to dust emissions produced from the site, Council reserves the right to require the applicant to provide either concrete, asphalt, or bitumen seal to heavy vehicle manoeuvring and parking areas.
39. Ensure loading and unloading operations are conducted wholly within the site, and vehicles enter and exit the site in a forward direction.

### **VEHICLE ACCESS**

40. Design and construct a commercial crossover between the property boundary and the new bitumen edge of the Edward Street road pavement, having a minimum width of 18 metres, generally in accordance with Council's Standard Drawing No. R-006, Revision C. Ensure that crossover splay is designed to accommodate turning movements of a Type 1 Road Train (36.2 metres) exiting the development.
41. Design and construct a commercial crossover between the property boundary and the new bitumen edge of the road pavement within the road reserve to the south-east of the site, having a minimum width of 14 metres, generally in accordance with Council's Standard Drawing No. R-006, Revision C. Ensure that crossover splay is designed to accommodate turning movements of a Type 1 Road Train (36.2 metres) entering the development.
42. Construct any new crossovers in the location shown on the Approved Plan of development, amended as follows:
  - 42.1 the edge of the crossover must be no closer than 1 metre to any existing or proposed infrastructure (eg power pole, telecommunications pit), road infrastructure (eg street sign, street tree, etc).

### **ROADWORKS - FRONTAGE WORKS**

43. Design and construct Edward Street along the frontage of Lot 58 on RP14934, to the following standard:
  - 43.1 widening of the existing pavement to 8 metres, including a two coat bitumen seal;
  - 43.2 natural grassed table drains and formation of a natural grassed verge;
  - 43.3 tapers to the existing road pavement;
  - 43.4 provision of stormwater drainage and easement (if required); and
  - 43.5 design all work in consultation with Council prior to submission of detailed Engineering Drawings.

**NOTE:** The development application is conditioned to provide bitumen upgrade to the section of Edward Street adjoining the property.

During the adoption of the 2022/2023 Budget, Council resolved to undertake the conditioned works for Edward Street, Chinchilla including:

- (a) the reconstruction/construction of the intersection of Downs Street and Edward Street;
- (b) the upgrade and construction of a bitumen surface to 8.5 metres wide, kerb and channel, on Edward Street, Chinchilla; and
- (c) other associated road and civil works required to be carried out on behalf of developers to satisfy approved development application conditions.

Condition 43 of the approval will be met once Council has completed the works to Edward Street and Downs Street to satisfy the conditions of approval.

To pay for the required roadworks, Council will impose a special rate levee on the property and other relevant properties in the Edward Street Special Rate Area in accordance with Sections 92 and 94 of the *Local Government Act 2009*.

#### **ROADWORKS AND PEDESTRIAN SAFETY**

- 44. Install signage for all work on or near roadways in accordance with the Manual for Uniform Traffic Control Devices – Part 3, Works on Roads.
- 45. Submit to Council, an application for any footpath, road or lane closures, and ensure all conditions of that approval are complied with during construction of the work.

#### **TYPE 1 ROAD TRAIN ROUTE**

- 46. The section of Edward Street between the Warrego Highway and the site entrance to the property is not currently an approved Type 1 Road Train Route. Obtain an approval for the route to be used by multi-combination vehicles, from the National Heavy Vehicle Regulator prior to allowing access for multi-combination vehicles via the above road section.

#### **ELECTRICITY AND TELECOMMUNICATIONS**

- 47. Connect the development to electricity and telecommunication services.

#### **EARTHWORKS**

- 48. No earthworks are permitted.

#### **EROSION AND SEDIMENT CONTROL - GENERAL**

- 49. Ensure that all reasonable action is taken to prevent sediment or sediment laden water from being transported to adjoining properties, roads and/or stormwater drainage systems.
- 50. Remove and clean-up sediment or other pollutants in the event that sediment or other pollutants are tracked/released onto adjoining streets or stormwater systems, at no cost to Council.

## ENVIRONMENTAL HEALTH

51. Undertake operations and construction work associated with this development to the requirements of Council, including the following:
- 51.1 do not cause nuisance to adjoining residents by the way of smoke, dust, stormwater discharge or siltation of drains, at any time, including non-working hours;
  - 51.2 remove immediately, any material spilled or carried onto existing roads to avoid dust nuisance and ensure traffic safety; and
  - 51.3 do not carry out work on Sundays or Public Holidays (unless approved otherwise by Council).
- Timing:** During construction and on-maintenance period and the establishment period of the landscaping or areas disturbed during construction.
52. Do not release contaminants or contaminated water directly or indirectly from the land subject to this approval, or to the ground or groundwater at the land subject to this approval, except for:
- 52.1 uncontaminated overland stormwater flow; and
  - 52.2 uncontaminated stormwater to the stormwater system.
- Timing:** Prior to commencement of any work on-site, during work on-site and maintained for the period of the use of the development site.

## ADVISORY NOTES

### NOTE 1 - Currency Period

*"A part of a development approval lapses at the end of the following period (the **currency period**)—*

- (a) *for any part of the development approval relating to a material change of use—if the first change of use does not happen within—*
  - (i) *the period stated for that part of the approval; or*
  - (ii) *if no period is stated—6 years after the approval starts to have effect."*

### NOTE 2 - Aboriginal Cultural Heritage

It is advised that under Section 23 of the *Aboriginal Cultural Heritage Act 2003*, a person who carries out an activity must take all reasonable and practicable measures to ensure the activity does not harm Aboriginal cultural heritage (the "cultural heritage duty of care"). Maximum penalties for breaching the duty of care are listed in the Aboriginal cultural heritage legislation. The information on Aboriginal cultural heritage is available on the Department of Aboriginal and Torres Strait Islander and Partnerships' website [www.datsip.qld.gov.au](http://www.datsip.qld.gov.au).

### NOTE 3 - General Environmental Duty

General environmental duty under the *Environmental Protection Act 1994* prohibits unlawful environmental nuisance caused by noise, aerosols, particles, dust, ash, fumes, light, odour or smoke beyond the boundaries of the development site during all stages of the development including earthworks, construction and operation.

**NOTE 4 - General Safety of Public During Construction**

The *Work Health and Safety Act 2011* and *Manual of Uniform Traffic Control Devices* must be complied with in carrying out any construction works, and to ensure safe traffic control and safe public access in respect of works being constructed on a road.

**NOTE 5 - Property Note (Audit of Conditions)**

An inspection of the property to ascertain compliance with conditions will be undertaken twelve (12) months after the approval takes effect. If the works are completed prior to this time, please contact Council for an earlier inspection. A property note to this effect will be placed on Council's records.

**NOTE 6 - Duty to Notify of Environmental Harm**

If a person becomes aware that serious or material environmental harm is caused or threatened by an activity or an associated activity, that person has a duty to notify Western Downs Regional Council.

**CARRIED**

### 13. EXECUTIVE SERVICES

#### 13.1 Executive Services Report Lease of 4 Loam Street, Dalby to Waminda Services Ltd

The purpose of this Report is to consider a request received from Waminda Services to renew a lease for 4 Loam Street, Dalby.

*Cr. C. T. Tillman*

*In accordance with Chapter 5B of the Local Government Act 2009, Cr. C. T. Tillman informed the meeting of a Prescribed conflict of interest in respect to this matter due to:*

*a. She is an executive member of the Waminda Board.*

*Having given due consideration to her position she determined that she would leave the meeting while the matter is discussed and voted on.*

Cr. C. T. Tillman left the meeting at 10.37am.

#### **COUNCIL RESOLUTION**

**Moved By** Cr. O. G. Moore

**Seconded By** Cr. M. J. James

That this Report be received and that:

1. The exception contained in section 236(1)(b)(ii) of the *Local Government Regulation 2012* applies to the proposed lease.
2. Waminda Services be offered a five (5) year lease from 30 June 2023 with an option for a further five (5) year term, over land described as Lots 1 & 3 on RP15812 and Lot 46 on RP15805 being 4 Loam Street, Dalby; and
3. to delegate to the Chief Executive Officer the power to finalise and execute the proposed lease and ancillary documents.
4. That the Chief Executive Officer approach Waminda to explore options for Waminda to acquire this property from Council.

#### **FORESHADOWED MOTION**

Cr A N Smith foreshadowed that if the motion on the floor failed, he would move,

That this Report be received and that:

1. The exception contained in section 236(1)(b)(ii) of the *Local Government Regulation 2012* applies to the proposed lease.
2. Waminda Services be offered a five (5) year lease from 30 June 2023 with an option for a further five (5) year term, over land described as Lots 1 & 3 on RP15812 and Lot 46 on RP15805 being 4 Loam Street, Dalby; and
3. to delegate to the Chief Executive Officer the power to finalise and execute the proposed lease and ancillary documents.

The ORIGINAL MOTION was PUT and **CARRIED (7 to 1)**  
**Absent did not Vote:** Cr. T. Tillman

Cr. C. T. Tillman re-joined the meeting at 10:51am.

### **13.2 Executive Services Chief Executive Officer Report May 2023**

The purpose of this Report is to provide Council with significant meetings, forums and delegations attended by the Chief Executive Officer during the month of May 2023.

#### **COUNCIL RESOLUTION**

**Moved By** Cr. K. A. Maguire  
**Seconded By** Cr. M. J. James

That this Report be received.

**CARRIED**

### **13.3 Executive Services Report Outstanding Actions May 2023**

The purpose of this Report is to provide Council with an updated on the status of outstanding Council Meeting Action Items to 17 May 2023.

#### **COUNCIL RESOLUTION**

**Moved By** Cr. K. A. Bourne  
**Seconded By** Cr. O. G. Moore

That this Report be received.

**CARRIED**

#### **COUNCIL RESOLUTION - ADJOURN MEETING**

**Moved By** Cr. P. T. Saxelby  
**Seconded By** Cr. C. T. Tillman

That Council resolve to adjourn the Meeting.

**CARRIED**

*The Meeting adjourned at 11.00am.*

*The Meeting resumed at 11.10am.*

## 14. CORPORATE SERVICES

### 14.1 Corporate Services Report Land Development to Extend the Leasing Area at Dalby Aerodrome

This report concerns the land development of five new commercial land allotments at the Dalby Aerodrome to facilitate an approved lease proposal for a new hangar site and to prepare for future demand.

*Cr. M. J. James*

*In accordance with Chapter 5B of the Local Government Act 2009, Cr. M. J. James informed the meeting of a declarable conflict of interest in respect to this matter due to:*

*a. she has a close friendship with Helismart owners (Ben and Steph Smart). Helismart is the business that intends to lease space at the aerodrome under consideration.*

*Having given due consideration to her position she determined that she would leave the meeting while the matter is discussed and voted on.)*

Cr. M. J. James left the meeting at 11.10am.

#### **COUNCIL RESOLUTION**

**Moved By** Cr. K. A. Bourne

**Seconded By** Cr. C. T. Tillman

That Council resolves to approve the allocation of \$1,551,000 (including goods and services tax) in the 2023/24 budget, comprising:

1. \$715,000 capital expenditure (including goods and services tax) to upgrade the non-compliant fire management services at Dalby Aerodrome, to meet current regulatory standards;
2. \$836,000 capital expenditure (including goods and services tax) to undertake the land development works for five new commercial leasing blocks, as outlined in the report; and
3. \$16,500 (including goods and services tax) operating budget to cover maintenance expenses as contained in the report.

**CARRIED**

**Absent Did not Vote:** Cr. M. J. James

Cr. M. J. James re-joined the meeting at 11.14am.

#### 14.2 Corporate Services Report Aquatic Facilities Strategy 2023-2038

The purpose of this Report is to seek the adoption of the *Aquatic Facilities Strategy 2023-2038*. The Strategy guides the future direction of aquatic facilities across the Western Downs, delivering benefit to the community by balancing priorities and needs across the region. This Strategy reflects the needs and aspirations of the local community, as well as material and financial constraints.

##### **COUNCIL RESOLUTION**

**Moved By** Cr. M. J. James

**Seconded By** Cr. K. A. Bourne

That Council resolves to adopt the Aquatic Facilities Strategy 2023-2038, as contained in Attachment One.

**CARRIED**

#### 14.3 Corporate Services Report Showgrounds Strategy 2023-2038 Report

The purpose of this Report is to seek the adoption of the *Showgrounds Strategy 2023-2038*. The Strategy will guide the future direction of showgrounds across the Western Downs, delivering benefit to the community by balancing priorities and needs across the region.

##### **COUNCIL RESOLUTION**

**Moved By** Cr. K. A. Maguire

**Seconded By** Cr. C. T. Tillman

That Council resolves to adopt the *Showgrounds Strategy 2023-2038*, as contained in Attachment One.

**CARRIED**



#### 14.4 Corporate Services Derivatives Risk Management - Council Policy

This report discusses the adoption of a *Derivatives Risk Management – Council Policy* which will enable Council to seek opportunities for savings in some procurement activities, by reducing risk of fluctuation in foreign exchange risk.

##### **COUNCIL RESOLUTION**

**Moved By** Cr. A. N. Smith

**Seconded By** Cr. K. A. Bourne

That Council resolves to adopt the *Derivatives Risk Management - Council Policy* as presented.

##### **PROCEDURAL MOTION**

**Moved By** Cr. O. G. Moore

That this report lay on the table pending additional information and an information session from Queensland Treasury Corporation.

The **PROCEDURAL MOTION** was **PUT** and **LOST (1 to 8)**

The **ORIGINAL MOTION** was **PUT** and **CARRIED (7 to 2)**

**For:** Cr. P. M. McVeigh, Cr. A. N. Smith, Cr. K. A. Bourne,  
Cr. P. T. Saxelby, Cr. K. A. Maguire,  
Cr. M. J. James, and Cr. C. T. Tillman

**Against:** Cr. I. J. Rasmussen and Cr. O. G. Moore

#### 14.5 Corporate Services Report Financial Report May

The purpose of this report is to provide Council with the Financial Report for the period ending 31 May 2023 and:

1. seek approval for the inclusion of a new fee to be added to the fees and charges register for impounding a seized item to be effective from 21 June 2023, and;
2. seek approval to increase the 2022-23 capital works programme expenditure budget for projects projected to go over budget due to the increase in prices.

##### **COUNCIL RESOLUTION**

**Moved By** Cr. K. A. Bourne

**Seconded By** Cr. A. N. Smith

That Council resolve to receive the May 2023 Financial Report and approve:

1. the proposed amendments to the 2022-23 Capital Works Programme as stated in attachment two with additional expenditure required of \$2,528,730; and
2. the inclusion of one new fee to the 2022-23 fees and charges register for Impound Seized Item (excluding animals), to be effective from 21 June 2023.

**CARRIED**

## 15. INFRASTRUCTURE SERVICES

### 15.1 Infrastructure Services Report Building Our Regions Fund Dalby Hutton Bore 1 Project

The purpose of this Report is to confirm Council's commitment to the construction of the Dalby Hutton Bore Project to facilitate funding payments from the Building Our Regions Funding Round 6.

#### **COUNCIL RESOLUTION**

**Moved By** Cr. P. T. Saxelby

**Seconded By** Cr. A. N. Smith

That this Report be received and that Council:

1. acknowledges the approved funding of \$500,000 (gst exclusive) provided from Building Our Regions Round 6 (BoR R6) for the Dalby Hutton Bore 1 Project;
2. confirms the Dalby Hutton Bore 1 Project was included as part of the approved Dalby Water Supply Upgrade Bore Development Project adopted Budget 22 June 2022, as such Council has budgeted for its agreed financial contribution of \$500,000 the BoR R6 Dalby Hutton Bore 1 project;
3. commits to the delivery of the Dalby Hutton Bore 1 Project and acknowledges responsibility for any funding shortfall if costs or other contributors change.

**CARRIED**

### 15.2 Infrastructure Services 2021-22 Flood Damage Betterment Funding Program

This report provides an update regarding Council's applications for Betterment funding through Queensland Reconstruction Authority's Disaster Recovery Funding Arrangements Program

#### **COUNCIL RESOLUTION**

**Moved By** Cr. O. G. Moore

**Seconded By** Cr. K. A. Maguire

That this Report be received and noted.

**CARRIED**

**15.3 Infrastructure Services Report Wandoan Creek Bridge Bundi Road Naming Consideration**

The purpose of this report is to seek Council's direction regarding naming the bridge over Wandoan Creek on Bundi Road, Wandoan.

**COUNCIL RESOLUTION**

**Moved By** Cr. A. N. Smith

**Seconded By** Cr. K. A. Maguire

That this report be received and that Council proceed to name the bridge over the Wandoan Creek on Bundi Road, Wandoan, '*Sundown Bridge*'.

**CARRIED**

**15.4 Infrastructure Service Report - Petition For Disability Parking Space Outside Chemist**

The purpose of this report is to provide Council with information pertaining to the petition received 'Miles Disabled Parking'.

**COUNCIL RESOLUTION**

**Moved By** Cr. A. N. Smith

**Seconded By** Cr. K. A. Bourne

That this report be received and no further action to be undertaken.

**CARRIED (8 to 1)**

**15.5 Infrastructure Services Report Russell Park Mountain Bike Trail Project - Cultural Heritage Monitoring during Construction**

The purpose of this report is to provide a project update regarding to the Cultural Heritage Monitoring required to deliver the Russell Park Mountain Bike Trail (MTB) Project.

**COUNCIL RESOLUTION**

**Moved By** Cr. K. A. Maguire

**Seconded By** Cr. C. T. Tillman

That this Report be received and noted.

**CARRIED**

**15.6 Infrastructure Services Works May 22/23 Capital Works Progress Update**

The purpose of this Report is for the Works Department to provide an update to Council regarding the 2022/23 Capital Works Program for the month of May 2023.

**COUNCIL RESOLUTION**

**Moved By** Cr. O. G. Moore

**Seconded By** Cr. A. N. Smith

That this Report be received and noted.

**CARRIED**

## 16. COMMUNITY AND LIVEABILITY

### 16.1 Community and Liveability Report Temporary Closure Chinchilla Weir Boat Ramp Amended Schedule

The purpose of this Report is to seek Council's approval to temporarily close the Chinchilla Weir Boat Ramp to facilitate scheduled upgrades to be conducted by Marine Safety Queensland based on an amended schedule received from Marine Safety Queensland.

#### **COUNCIL RESOLUTION**

**Moved By** Cr. A. N. Smith

**Seconded By** Cr. P. T. Saxelby

That this Report be received and that:

1. Council resolve to temporarily close the Chinchilla Weir Boat Ramp for an estimated period of eight (8) weeks commencing on 10 July 2023 and concluding on 04 September 2023.
2. Authority be delegated to the Chief Executive Officer to amend/extend closure dates, should delays be experienced or amend/reduce re-opening of the Chinchilla Weir Boat Ramp should works be completed ahead of schedule.

**CARRIED**

### 16.2 Community and Liveability Report Local Events Program Round Three 2022.2023

The purpose of this Report is to provide Council with the Unconfirmed Minutes of the Western Downs Regional

Council Community Grants Assessment Reference Group Meeting held on 16 May 2023 in relation to the Assessment of Round Three of the 2022/2023 Local Events Program and to seek adoption of the

recommendations contained in those Unconfirmed Minutes.

#### **COUNCIL RESOLUTION**

**Moved By** Cr. K. A. Maguire

**Seconded By** Cr. C. T. Tillman

That this Report be received and that:

1. Council note the Unconfirmed Minutes of the Western Downs Regional Council Community Grants

Assessment Reference Group Meeting held on 16 May 2023.

2. The Recommendations of the Western Downs Regional Council Community Grants Assessment

Reference Group Meeting held on 16 May 2023 be adopted as follows:

- a. Confirmation of Minutes of Previous Meeting

That the Unconfirmed Minutes of the Western Downs Regional Council Community Grants

Assessment Reference Group Meeting held on 21 September 2022 copies of which have been

circulated to Members, be taken as read and confirmed; and

b. That the applicants for Round Two of the 2022/2023 Local Events Program be advised as follows:

	Applicant	Project Description	Total Project Cost	Applicant Contribution	Amount Requested	Amount Approved (Excl. G.S.T.)	Justification/ Conditions	Suggestions
1	Queensland Country Women's Association Maranoa Division	Queensland Country Women's Association Centenary Maranoa Division Jimbour House Garden Party	\$22,900.00	\$2,500.00	\$4,000.00	\$2,000.00		
							FOR: Cr. K.A. Bourne, Cr. K.A. Maguire, Cr. O.G. Moore, Cr. P.T. Saxelby and Cr. C.T. Tillman AGAINST: DID NOT VOTE:	
2	Chinchilla Community Commerce & Industry	One Long Table	\$78,352.78	\$10,000.00	\$ 2,000.00 plus In Kind up to \$2,000.00	\$2,000.00 cash plus up to \$2,000.00 In Kind		
							FOR: Cr. K.A. Bourne, Cr. K.A. Maguire, Cr. O.G. Moore, Cr. P.T. Saxelby and Cr. C.T. Tillman AGAINST: DID NOT VOTE:	
3	Meandarra Primary P&C Association	Meandarra State School P&C Fundraising Show 2023	\$23,450.00	\$500.00	\$ 5,000.00	\$5,000.00		
							FOR: Cr. K.A. Bourne, Cr. K.A. Maguire, Cr. O.G. Moore, Cr. P.T. Saxelby and Cr. C.T. Tillman AGAINST: DID NOT VOTE:	
	<b>TOTAL FUNDED</b>					<b>\$9,000.00 cash plus \$2,000.00 In Kind</b>		

c. That it be a recommendation to Council that an exemption under the Community Grants Council Policy be granted in relation to the Meandarra State School P&C Fundraising Show as the Show is of significant public interest.

**CARRIED**

### 16.3 Community and Liveability Report Regional Arts Development Fund Round Three 2022.2023

The purpose of this Report is to provide Council with the Unconfirmed Minutes of the Western Downs Regional Council Community Grants Assessment Reference Group Meeting held on 16 May 2023. This is in relation to the assessment and proposed adoption of Round Three of the 2022/2023 Regional Arts Development Fund Program.

#### **COUNCIL RESOLUTION**

**Moved By** Cr. C. T. Tillman

**Seconded By** Cr. P. T. Saxelby

That this Report be received and that:

1. Council note the Unconfirmed Minutes of the Western Downs Regional Council Community Grants Assessment Reference Group Meeting held on 16 May 2023.
2. The Recommendations of the Western Downs Regional Council Community Grants Assessment Reference Group Meeting held on 16 May 2023 be adopted as follows:

a. Confirmation of Minutes of Previous Meeting

That the Unconfirmed Minutes of the Western Downs Regional Council Community Grants Assessment Reference Group Meeting held on 21 September 2022, copies of which have been circulated to Members, be taken as read and confirmed.

b. That the applicants for Round Three of the 2022/2023 Regional Arts Development Fund Program be advised as follows:

	Applicant	Project Description	Total Project Cost	Applicant Contribution	Amount Requested	Amount Approved (Excl. G.S.T.)	Justification /Conditions	Suggestions
1	<b>Amanda Marchant</b>	Mentoring and workshops in music development, networking with like-minded individuals and the opportunity to expand our target audience on social media.	\$9,940.50	\$5,964.30	\$3,976.20	<b>\$2,144.40</b>		
							<b>FOR:</b> Cr. K.A. Bourne, Cr. K.A. Maguire, Cr. O.G. Moore, Cr. P.T. Saxelby and Cr. C.T. Tillman <b>AGAINST:</b> <b>DID NOT VOTE:</b>	
2	<b>Ziyra Marchant</b>	Topology's Brisbane Creative Bootcamp 2023 and Topology Mentorship Program	\$7,340.50	\$4,404.30	\$2,936.20	<b>\$930.40</b>		
							<b>FOR:</b> Cr. K.A. Bourne, Cr. K.A. Maguire, Cr. O.G. Moore, Cr. P.T. Saxelby and Cr. C.T. Tillman <b>AGAINST:</b> <b>DID NOT VOTE:</b>	
3	<b>Miles Regional Arts Council Inc</b>	Festival of Workshops	\$6,860.50	\$359.50	\$4,800.00	<b>\$4,116.00</b>		
							<b>FOR:</b> Cr. K.A. Bourne, Cr. K.A. Maguire, Cr. O.G. Moore, Cr. P.T. Saxelby and Cr. C.T. Tillman <b>AGAINST:</b> <b>DID NOT VOTE:</b>	
4		Youth Acting for Screen and Screen Production	\$13,688.00	\$5,577.00	\$2,492.00	<b>\$1,500.00</b>		

	<b>Greg Huglin</b>	Workshop and Screening with Academy Award Winning Cinematographer Greg Huglin				<b>FOR:</b> Cr. K.A. Bourne, Cr. K.A. Maguire, Cr. O.G. Moore, Cr. P.T. Saxelby and Cr. C.T. Tillman <b>AGAINST:</b> <b>DID NOT VOTE:</b>
<b>TOTAL FUNDED</b>						<b>\$8,690.80</b>

**CARRIED**

#### 16.4 Community and Liveability Report Nomination Special Holidays 2024

The purpose of this Report is to seek Council's endorsement of the proposed nominated Show Holidays in 2024 in line with the *Holidays Act 1983*.

##### **COUNCIL RESOLUTION**

**Moved By** Cr. K. A. Maguire

**Seconded By** Cr. C. T. Tillman

That this Report be received and that:

In accordance with the *Holidays Act 1983*, Council submits the following dates to be appointed as 2024 gazetted Show Holidays: -

Chinchilla	24 May 2024
Dalby	12 April 2024
Miles	21 May 2024
Tara	12 August 2024
Wandoan	5 April 2024

**CARRIED**

#### 17. NOTICES OF MOTION

##### 17.1 CONSIDERATION OF NOTICES OF MOTION/BUSINESS

##### 17.2 RECEPTION OF NOTICES OF MOTION FOR NEXT MEETING

#### 18. URGENT GENERAL BUSINESS

#### 19. MEETING CLOSURE

The Meeting concluded at 12.30pm.