

5. CONFIRMATION OF MINUTES

5.1 Adopt Ordinary Meeting of Council Minutes 19 July 2023

The Purpose of this Report is for Council to adopt the Minutes of the Ordinary Meeting of Council held on Wednesday, 19 July 2023

COUNCIL RESOLUTION

Moved By Cr. P. T. Saxelby

Seconded By Cr. O. G. Moore

That this Report be received and that:

1. The Unconfirmed Minutes of the Ordinary Meeting of Council held on 19 July 2023, copies of which have been circulated to Members, be taken as read and confirmed.

CARRIED



Ordinary Meeting of Council Minutes

Date: Wednesday, 19 July 2023

Time: 9:30am

Location: Western Downs Regional Council
Chinchilla Customer Service Centre

Councillors:

- Cr. P. M. McVeigh
- Cr. A. N. Smith (Chairperson)
- 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:

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

1. DECLARATION OF MEETING OPENING

The Chairperson declared the Meeting open at 9.30am.

Cr. P. M. McVeigh left the meeting at 9.30am.

Cr. A. N. Smith assumed The Chair.

2. OPENING PRAYER AND MINUTE SILENCE

Sam Herd from the Chinchilla Presbyterian Church delivered the opening prayer. This was followed by the observance of a minute silence.

3. APOLOGIES

There were no apologies.

4. CONGRATULATIONS

Cr O. G. Moore requested that congratulations and thanks be extended to the recently retired Mayor Paul Antonio from Toowoomba Regional Council for his input over the years to Southern Queensland.

Cr M. J. James noted on the back of last month's congratulations to Judd Alderton, that Judd competed at the Australian Junior Boxing Titles, which were held in Adelaide earlier this month, and won his event and is now the 2023 63 kilogram division Australian Champion.

Cr A. N. Smith requested that Congratulations be extended to the Miles and District Rugby League Football Club on hosting a successful League Q Cup.

Cr K. A. Maguire requested that Congratulations be extended to Evelyn Orchard from Miles for being chosen to represent Australia in the U13 futsal team playing in Barcelona.

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

5.2 Adopt Minutes Special Meeting of Council ADOPT 2023-24 Budget 21 June 2023

The purpose of this Report is for Council to adopt the Minutes of the Special Meeting of Council ADOPT 2023-24 Budget held on Wednesday, 21 June 2023.

COUNCIL RESOLUTION

Moved By Cr. P. T. Saxelby

Seconded By Cr. O. G. Moore

That this Report be received and that:

1.The Unconfirmed Minutes of the Special Meeting of Council ADOPT 2023-24 Budget held on Wednesday, 21 June 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

There was no business arising from the minutes of previous meetings.

7. DECLARATIONS OF CONFLICTS OF INTEREST

There were no declarations of conflicts of interest.

8. PRESENTATION OF PETITIONS BY COUNCILLORS

There were no petitions presented by Councillors.

9. MAYORAL UPDATE

9.1 Executive Services Mayoral Report June 2023

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

COUNCIL RESOLUTION

Moved By Cr. O. G. Moore

Seconded By Cr. K. A. Bourne

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

That Council resolve to close the Meeting in accordance with Sections 254J (3) (g) of the *Local Government Regulation 2012* at 9.50AM to discuss the following Confidential Reports:

1. Infrastructure Services Confidential Report Consider Dalby Recycled Water Expression of Interest

CARRIED

COUNCIL RESOLUTION - REOPEN MEETING

Moved By Cr. K. A. Bourne
Seconded By Cr. K. A. Maguire

That Council resolve to reopen the Meeting at 9.55AM.

CARRIED

10.1 EXECUTIVE SERVICES

10.2 CORPORATE SERVICES

10.3 COMMUNITY AND LIVEABILITY

10.4 INFRASTRUCTURE SERVICES

10.4.1 Infrastructure Services Confidential Report Consider Dalby Recycled Water Expression of Interest

The purpose of this Report is for Council to consider undertaking an Expression of Interest process to seek offers for a supply contract to access Dalby's Class A Recycled Water Scheme.

COUNCIL RESOLUTION

Moved By Cr. O. G. Moore
Seconded By Cr. K. A. Maguire

That this Report be received and that;

1. in accordance with *section 228 of the Local Government Regulation 2012*, Council considers that it would be in the public interest to invite expressions of interest to enter into a long-term agreement for the supply of Class A Recycled Water in Dalby before inviting written tenders.

CARRIED

12. PLANNING

12.1 (030.2023.19.001) Community and Liveability Report Development Application Material Change of Use for an Agricultural Supplies Store on Lot 31 on SP153811 39 Thrupps Access Road Dalby Wallin C/- Willowtree Planning Pty Ltd

The purpose of this Report is for Council to decide the proposed development for a Material Change of Use to establish an Agricultural Supplies Store on Lot 31 on SP153811 and situated at 39 Thrupps Access Road, Dalby.

COUNCIL RESOLUTION

Moved By Cr. C. T. Tillman

Seconded By Cr. K. A. Bourne

That this Report be received and that:

1. The application for Material Change of Use to establish an Agricultural Supplies Store on land described as Lot 31 on SP153811 and situated at 39 Thrupps Access Road, Dalby be refused, based on the following grounds:
 - (1) The proposed development is inconsistent with the Strategic Plan, as follows:
 - (a) The proposed development is inconsistent with Strategic Element 3.3.11 (Rural Residential Land Use and Development) Specific Outcome 1 of the Strategic Plan which seeks to ensure that Rural Residential land is characterised by low density residential uses that take advantage of the rural lifestyle and character of the surrounding landscape, providing an alternative housing choice. The proposed development is commercial in nature and as such, is inconsistent with the specific outcome to accommodate low density residential uses.
 - (b) The proposed development is inconsistent with Strategic Element 3.3.11 (Rural Residential Land Use and Development) of the Strategic Plan, as the proposed development is not consistent with the purpose or intent of the Zone and there is no overriding community need to support development, or sufficient planning justification that the development could not be established in a more appropriate Zone.
 - (2) The proposed development conflicts with the intent and purpose of the Rural Residential Zone Code, which is to provide for residential uses and activities on large lots, including lots for which the Local Government has not provided infrastructure and services. The proposed development is commercial in nature which is inconsistent with the intent for the Zone to accommodate residential uses and is not compatible with the surrounding rural residential allotments.
 - (3) The proposed development does not satisfy Overall Outcome 5 of the Rural Residential Zone Code, as the development is considered commercial in nature, does not support the day-to-day needs of the immediate residential community, and the development has the potential to impact on the amenity of the surrounding Rural Residential allotments in terms of dust, noise emissions and visual amenity.
 - (4) The proposed development does not satisfy Overall Outcome 16 of the Rural Residential Zone Code, as the development is not consistent with the purpose or intent of the Rural Residential Zone, and there is no overriding community need or valid planning justification as to why the proposed use cannot be more reasonably established in a more appropriate Zone.

CARRIED

12.2 (035.2022.737.001) Community and Liveability Report Development Application for Reconfiguring a Lot (1 Lot into 10 Lots and Road Reserve) of Lot 20 on SP156284 Cemetery Road Chinchilla WA & SG Daniells Pty Ltd C/- Swep Consulting

The purpose of this Report is for Council to consider the proposed development, the Planning Officer's assessment of the merits of the proposal, and the recommendation to decide the development application.

COUNCIL RESOLUTION

Moved By Cr. O. G. Moore

Seconded By Cr. P. T. Saxelby

That this Report be received and that:

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:

Plan No./Reference	Title and Description	Dated
211168, A.101, Issue P2	Lot Layout Plan, prepared by Brandon & Associates	20.12.22

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 Reconfiguring a Lot (1 lot into 10 lots and the creation of a road) as shown on the Approved Plan.

COMPLIANCE, TIMING AND COSTS

4. All conditions of the approval shall be complied with before Council's endorsement of the Plan of Survey (Form 18B), 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.
6. The Plan of Survey (Form 18B) shall not be endorsed by Council until a letter of compliance is received demonstrating the development's compliance with all conditions of this approval.

FEES AND CHARGES

7. 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

8. The development shall be maintained in accordance with the Approved Plan, subject to and modified by any conditions of this approval.

LOT NUMBERING

9. The numbering of all approved lots shall remain as indicated on the Approved Plan (unless otherwise amended/approved by Council).
10. The developer is to make a request to Council for street numbering.

INFRASTRUCTURE CHARGES

11. All infrastructure charges including those associated with Council's Sewer, 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.

LANDSCAPING

12. All declared weeds and pests shall be removed from the subject land and the subject land kept clear of such nuisance varieties at all times during the course of the development works and any ensuing defects liability period.
13. Apart from declared weeds and pests, trees, shrubs and landscaped areas currently existing on the subject land shall be retained where possible, and action taken to minimise disturbance during construction work.

ENGINEERING WORKS

14. Submit to Council, an Operational Work application for all works that that will become Council's infrastructure, and earthworks if required.
15. Complete all works approved and works required by conditions of this development approval and/or any related approvals at no cost to Council, prior to Council's endorsement of the Survey Plan (Form 18B) unless stated otherwise.
16. Undertake Engineering designs and construction in accordance with Council's Planning Scheme, Development Manual and Standard Drawings, relevant Australian Standards, Codes of Practice, WSAA, and relevant Design Manuals.
17. Be responsible for any alteration necessary, to electricity, telephone, water mains, sewer mains, stormwater drainage systems or easements and/or other public utility installations resulting from the development or from road and drainage works required in connection with the development.

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

18. Be responsible for the location and protection of any Council and public utility services infrastructure and assets that may be impacted during construction of the development.
19. 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 works associated with the development.

ROADWORKS - NEW ROAD

20. Design and construct the new road intersecting with Cemetery Road as illustrated on the Approved Plan, as a Rural Residential Access Street, generally in accordance with Table 1.12.2 of Council's Planning Scheme Policy 1, relevant

Austrroads' Standards and Council's Planning Scheme and more specifically, include the following:

- 20.1 a minimum road reserve width of 25 metres;
- 20.2 construct the intersection of the new road and Cemetery Road, including right and left turn provisions determined in accordance with Austrroads' Guide to Road Design; and
- 20.3 provision for all stormwater drainage requirements, line marking, signage and street lighting associated with the new road and intersection.

Timing: Prior to Council's endorsement of the Survey Plan (Form 18B).

ROADWORKS AND PEDESTRIAN SAFETY

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

VEHICLE ACCESS

- 23. The developer is to construct a crossover for each proposed Lot with a minimum width of 3 metres in accordance with Council's Standard Drawing R-004, prior to Council's endorsement of the Survey Plan (Form 18B).
- 24. 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) or road infrastructure (eg street sign, street tree, etc).

ELECTRICITY

- 25. Submit to Council, written confirmation from an electricity provider that supply of electricity is available to all the proposed lots, prior to Council's endorsement of the Survey Plan (Form 18B).

TELECOMMUNICATIONS

- 26. Design and provide telecommunications to all lots within the development in accordance with the Australian Government Telecommunications in New Developments Policy.

STREET LIGHTING

- 27. Design and install street lighting to the full frontage of the site along the length of the new road to the intersection of the new road and Cemetery Road to a P5 (or equivalent) standard in accordance with AS/NZS1158. Submit to Council, street light design plans showing the proposed public lighting system for Council's endorsement.
- 28. Ensure that any new street light poles required on external streets are of a consistent standard (ie steel poles) to street light poles. Heritage style poles are not permitted unless specifically approved by Council.
- 29. Enter into an agreement with an electricity supplier to provide a public lighting system in accordance with the lighting design plans as required by the previous condition. Submit to Council, written confirmation from an electricity provider that an agreement has been made to provide a public lighting system.

ON-SITE WASTEWATER DISPOSAL

30. Future Dwellings must be connected to an on-site wastewater disposal system, in accordance with AS1547 and the Queensland Plumbing and Waste Water Code.

Timing: Prior to the issue of a Building Approval for a future Dwelling on the proposed lots.

WATER SUPPLY

31. All future Dwellings on the proposed lots are to be provided with a minimum of a 45,000 litre on-site water supply that is independent from Council's water reticulation system.

STORMWATER MANAGEMENT

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

EROSION AND SEDIMENT CONTROL - GENERAL

34. 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.
35. Remove and clean-up the sediment or other pollutants in the event that sediment or other pollutants are tracked or released onto adjoining streets or stormwater systems, at no cost to Council.

ENVIRONMENTAL HEALTH

36. Undertake operations and construction work associated with this development to the requirements of Council, including the following:

36.1 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;

36.2 remove immediately, any material spilled or carried onto existing roads to avoid dust nuisance and ensure traffic safety; and

36.3 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 landscaping or areas disturbed during construction.

37. 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:

37.1 uncontaminated overland stormwater flow; and

37.2 uncontaminated stormwater to the stormwater system.

Timing: Prior to commencement of any works on-site, during works 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 reconfiguring a lot—if a plan for the reconfiguration, that under the Land Title Act, is required to be given to a local government for approval is not given to the local government within —

(i) the period stated for that part of the approval; or

(ii) if no period is stated— 4 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.

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 - 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 6 - Infrastructure Charges

An Infrastructure Charges Notice is attached to this approval.

FORESHADOWED MOTION

Cr. I. J. Rasmussen foreshadowed if the motion on the floor is successful, he would move:

That council investigates an amendment to the Planning Scheme to address the perceived requirements for rural residential development in the Chinchilla area.

POINT OF ORDER

Raised By Cr. O. G. Moore

If the motion moved by Cr I. J. Rasmussen was a Foreshadowed Motion or Urgent General Business.

The Chair determined the Motion as a Foreshadowed Motion.

The **Original Motion** was **PUT** and **CARRIED (7 to 1)**

In accordance with Section 254H of the *Local Government Regulation 2009*, the reasons provided for not adopting the Officers' recommendation are as follows:

1. The development will result in the continuation of the growth of rural residential land;
2. The location is relatively close to the existing urban areas of Chinchilla;
3. The land is surrounded by similar sized rural residential properties; and
4. The land is not considered viable as an agricultural block.

COUNCIL RESOLUTION

Moved By Cr. I. J. Rasmussen

Seconded By Cr. M. J. James

That council investigates an amendment to the Planning Scheme to address the perceived requirements for rural residential development in the Chinchilla area.

FORESHADOWED MOTION

Cr. K. A. Bourne foreshadowed that if the motion on the floor failed, she would move:

That council investigates an amendment to the Planning Scheme to address the perceived requirements for rural residential development in the Western Downs region.

The **Original Motion** was **PUT** and **CARRIED (5 to 3)**

11. DEPUTATION

11.1 Megan Kruger

Ms Kruger addressed Council in regards to safety concerns around accessing Bulldog Park along Slessar Street, Chinchilla. Ms Kruger advised that Bulldog Park is a very busy sporting precinct and there is no pathway connecting the park to other areas. Children are required to walk on the street (with traffic often speeding) or through overgrown verges in order to access the park. Some also cross the adjoining railway line. Pathways need to be extended to the park, to provide safe access to the many children who frequent the precinct on a daily basis to participate in sport.

COUNCIL RESOLUTION - ADJOURN MEETING

That Council resolve to adjourn the Meeting.

Moved By Cr. P. T. Saxelby

Seconded By Cr. K. A. Maguire

The Meeting adjourned at 10.41am.

The Meeting resumed at 11.00am.

CARRIED

12.3 (040.2023.136.001) Community and Liveability Report Development Application for Operational Work (Earthworks) at Lot 32 on RP869192 84 Mahon Street Dalby Donges

The purpose of this Report is for Council to decide the development application for Operational Work (Earthworks) for a shed pad on land described as Lot 32 on RP869192 and located at 84 Mahon Street, Dalby.

COUNCIL RESOLUTION

Moved By Cr. K. A. Bourne

Seconded By Cr. I. J. Rasmussen

That this Report be received and that:

1. The development application for Operational Work (Earthworks) on land described as Lot 32 on RP869192 and located at 84 Mahon Street, Dalby, be approved, subject to the following conditions:

GENERAL

1. The development application for Operational Work (Earthworks) on land described as Lot 32 on RP869192 and located at 84 Mahon Street, Dalby, be approved, subject to the following conditions:

GENERAL

1. Undertake all approved work at no cost to Council and in accordance with the Approved Plans, approval conditions and Western Downs Regional Council's Planning Scheme Policy 1 Design and Construction Standards.
2. This approval extends to Earthworks as detailed in the Approved Plans.
3. The approval is subject to construction being undertaken in accordance with the Plans prepared by the applicant, as listed below:

Plan No.	Title and Details	Dated
2	Site Layout Plan, as amended in red by Council on 28/06/2023	-

4. Adhere to the following hours of construction unless otherwise approved in writing by Council:

Monday to Saturday:	6.30am to 6.30pm	Work permitted
Monday to Sunday:	6.30pm to 6.30am	No work permitted
Sunday and Public Holidays:		No work permitted

Do not conduct work or business that causes audible noise from or on the site outside the above hours.

5. Be responsible to carry out Work Health and Safety legislative requirements.
6. Ensure all work sites are maintained in a clean, orderly state at all times.

7. Manage all waste in accordance with the relevant legislation and regulations and dispose of regulated waste at a licensed facility of Western Downs Regional Council by a licensed regulated waste disposal contractor.
8. Be responsible for the location and protection of any Council and public utility services infrastructure and assets that may be impacted during construction of the development.
9. Repair all damage incurred to Council and public utility services infrastructure and assets, as a result of completed or incomplete work under this approval, 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.
10. Fill shall be suitably compacted, so as to prevent erosion or displacement of the fill, due to overland stormwater flow or flooding. Any damage to the filling shall be rectified as soon as practicable. The land owner shall be responsible for any clean-up required as a result of any erosion of the shed pad.
11. Submit to Council, the following for approval in the event it is proposed to import material to or export material from the site, prior to the Pre-start Meeting:
 - 11.1 details of the location of any material to be sourced for fill including the volume of fill to be moved from any particular source site;
 - 11.2 details of the final location for any material to be exported from the site from excavations including the volume to be moved to any particular site; and
 - 11.3 the proposed haulage route/s and truck sizes for carting of the material.

Note: Further Development Applications may be required to be submitted to and approved by Council for sites proposed to import material from or export material to, or conditions may be applied to any sites endorsed in accordance with this condition; eg submit a Traffic Management Plan to Council for acceptance, or rehabilitation of the site. Any required approvals are to be in place prior to commencement of the work.

12. Ensure that development work on the subject land does not lead to ponding of stormwater or cause actionable nuisance to adjoining properties, and drains freely to a lawful point of discharge in accordance with the Queensland Urban Drainage Manual.
13. This approval does not extend to any material proposed to be imported to or exported from the site:
 - 13.1 other than from or to site/s that have a current Development Approval enabling them to export/accept any material; or
 - 13.2 the material is being exported to and accepted at a licensed Council refuse facility.

INSPECTIONS AND TESTING

14. Submit to Council, the Pre-start Meeting Agenda at the confirmation of a date and time for the Meeting.
15. Provide Council with a minimum of two clear working days' notice to undertake compulsory inspections and meetings at the following stages:
 - 15.1 Pre-start Meeting with Council, Contractor and developer.
 - 15.2 At the point of completion of all work.
16. Submit to Council, all inspection and test data in its entirety prepared by the applicant, Engineer, Principal Contractor or by Subcontractors in relation to the Operational Work or as described in the application prior to commencement of the use. Undertake any further inspection, testing or analysis required, due to failure of work to meet specifications or

where the testing previously provided is considered insufficient on behalf of the Principal Contractor by a NATA accredited entity (where applicable).

17. Uncover all work covered, prior to inspection, to allow inspection by Council at Council's sole discretion.
18. Allow Council to enter a work site to which this approval relates and undertake testing or analysis of any part of the construction. Council is not liable for the rectification of or compensation for any damage caused in the testing or analysis process. Should work be found to be not constructed to specification or of poor quality, rectification work must be undertaken by the Principal Contractor.
19. Undertake any work for the safety or health of the community or protection of infrastructure where Council deems it necessary.

CARRIED

UNCONFIRMED

13. EXECUTIVE SERVICES

13.1 Executive Services Report Local Government Association of Queensland Annual Conference 16 - 18 October Gladstone

The purpose of this Report is to seek Council's direction regarding the delegates from Western Downs Regional Council to be approved to attend the 123rd Annual Conference of the Local Government Association of Queensland, to be held 16-18 October 2023, at the Gladstone Entertainment Convention Centre.

COUNCIL RESOLUTION

Moved By Cr. K. A. Bourne

Seconded By Cr. C. T. Tillman

That this Report be received and that:

1. Council appoints two (2) Councillors, Cr. P.M. McVeigh and Cr. A.N. Smith, as delegates to attend the 2023 Local Government Association of Queensland Annual Conference.
2. Council approves four (4) Councillors, Cr. K. A. Bourne, Cr K. A. Maguire, Cr. M. J. James, and Cr. C. T. Tillman, as observers to attend the 2023 Local Government Association of Queensland Annual Conference.

CARRIED

13.2 Executive Services Chief Executive Officer Report June 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 June 2023.

COUNCIL RESOLUTION

Moved By Cr. P. T. Saxelby

Seconded By Cr. C. T. Tillman

That this Report be received.

CARRIED

13.3 Executive Services Report Outstanding Actions June 2023

The purpose of this Report is to provide Council with an updated on the status of outstanding Council Meeting Action Items to 21 June 2023.

COUNCIL RESOLUTION

Moved By Cr. I. J. Rasmussen

Seconded By Cr. K. A. Maguire

That this Report be received.

CARRIED

14. CORPORATE SERVICES

14.1 Corporate Services Report Rescind Council Policy - External Social Media Policy

The purpose of this report is to seek Council's resolution to rescind the Council Policy - External Social Media Policy.

COUNCIL RESOLUTION

Moved By Cr. M. J. James

Seconded By Cr. K. A. Maguire

That Council resolves to rescind the *External Social Media Policy – Council Policy*, noting that it will be replaced by the *Council Social Media – Organisational Policy*.

CARRIED

14.2 Corporate Services Report Financial Report June

The purpose of this report is to provide Council with the interim Financial Report for the period ending 30 June 2023, remove projects from the 2022-23 capital works programme, and delete a building application fee from the 2023-24 fees and charges register.

A final report will be provided to the October 2023 Council meeting after the Queensland Audit Office (QAO) has audited and provided its opinion. It will include a report on the business unit outcomes and the finalised capital works programme.

COUNCIL RESOLUTION

Moved By Cr. I. J. Rasmussen

Seconded By Cr. K. A. Maguire

That Council resolve to receive the June 2023 Interim Financial Report and approve the removal of:

1. one fee from the 2023-24 fees and charges register for Assessment against a performance provision of the Queensland Development Code (siting), to be effective from 19 July 2023, and;
2. capital projects in the 2022-23 capital works programme to the value of \$281,080.

CARRIED

15. INFRASTRUCTURE SERVICES

15.1 Infrastructure Services Report Works June 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 June 2023.

COUNCIL RESOLUTION

Moved By Cr. I. J. Rasmussen

Seconded By Cr. K. A. Bourne

That this Report be received and noted.

CARRIED

UNCONFIRMED

16. COMMUNITY AND LIVEABILITY

16.1 Community and Liveability Report Application Skilling Queenslanders Work Program

The purpose of this Report is to seek Council approval for the out-of-session Skilling Queenslanders for Work (SQW) Program - Works Skills Traineeship application.

COUNCIL RESOLUTION

Moved By Cr. K. A. Maguire

Seconded By Cr. M. J. James

That this Report be received and that Council resolves to approve the draft application (out-of-session) for the Skilling Queenslanders for Work - Work Skills Traineeship program, to support upskilling of up to 10 long-term unemployed persons in the Tara district through the program.

CARRIED

16.2 Community and Liveability Report Request Motions Local Government Association Queensland Annual Conference

The purpose of this Report is to seek Council's endorsement of attached motions for the Local Government Association Queensland (LGAQ) National Conference held on 16 - 18 October 2023 in Gladstone

COUNCIL RESOLUTION

Moved By Cr. K. A. Bourne

Seconded By Cr. O. G. Moore

That this Report be received and the following motions to the Local Government Association of Queensland Annual Conference be approved for inclusion in the Annual General Meeting (AGM) held 16th October 2023 - 18th October 2023 in Gladstone:

1. Invest in Reliable Long-Term Water Supply in Regional and Rural Australia by Reassessing Nathan Dam and Pipeline Feasibility
2. Drinking Water Quality Improvement Pathway
3. Resilient Roads Funding
4. Support Extension of Current Inland Rail Proposal to Gladstone
5. Closing the Health Care Gap in Regional Australia
6. Regional Connectivity Improvements in Regional Australia

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 11.43am.

UNCONFIRMED