

LONGREACH REGIONAL COUNCIL



Ordinary Meeting

Thursday 18 April 2019

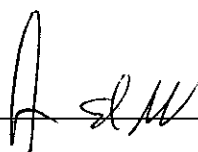
CONFIRMED MINUTES

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Opening of Meeting and Acknowledgement of Country

The Mayor declared the meeting open at 9.00am.

"We acknowledge the Traditional Owners of the land on which we meet today, and we acknowledge elders past, present and future."

Prayer

Reverend Graeme Liersch, Mission Facilitator and Trainer, Central West Queensland Anglican Diocese of Rockhampton, Bush Church Aid (BCA), opened the meeting with a prayer.

Present

Mayor
Deputy Mayor

Cr EL Warren
Cr LJ Nunn
Cr AJ Emslie
Cr TN Harris
Cr TJ Martin
Cr AC Rayner
Cr TF Smith

Officers

Chief Executive Officer
Director Corporate Services
Director Community and Cultural Services
Director Infrastructure Services
Governance Executive Officer
Governance/Human Resources Trainee
Media and Communications Officer
Economic Development and Tourism Manager

Mr Ian Bodill
Ms Elizabeth West
Mr David Perry
Mr Roger Naidoo
Mrs Lorena Newton
Miss Joanne Bartley
Mr Simon Kuttner
Mr Russell Lowry

Consideration of Leave of Absence

Nil

Declaration of any Material Personal Interests / Conflicts of Interest by Councillors and Senior Council Officers

Declaration of Material Personal Interest on any Item of Business

Pursuant to section 172 of the *Local Government Act 2009*, a Councillor who has a material personal interest in an issue to be considered at a meeting of the local government, or any of its committees must:

- (a) Inform the meeting of the Councillor's material personal interest in the matter; and
- (b) Leave the meeting room (including any area set aside for the public), and stay out of the meeting room while the matter is being discussed and voted on.

Declaration of Conflict of Interest on any Item of Business

Pursuant to section 173 of the *Local Government Act 2009*, a Councillor who has a real or perceived conflict of interest in a matter to be considered at a meeting of the local government, or any of its committees must inform the meeting about the Council's personal interest in the matter and if the Councillor participates in the meeting in relation to the matter, how the Councillor intends to deal with the real or perceived conflict of interest.

No declarations were made during this point of the meeting.

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Confirmation of Minutes

Council - Thursday 21 March 2019

(Res-2019-04-078)

Moved Cr Emslie seconded Cr Martin

That the Minutes of the Council held on Thursday 21 March 2019, be confirmed.

CARRIED

Mayoral Minute

The Mayor provided a verbal report on matters addressed by him since the last meeting.

The Mayor commended the presentation of Longreach with the recent Western Queensland Local Government Association's (WQLGA) Conference. There was a big effort made by all and he acknowledged the key people and those behind the scenes that did a lot of work (particularly the horticultural team) to ensure the town was looking its best. Cr Warren extended his appreciation to the Longreach Team for all their efforts!

Cr Warren requested an update on the first Queensland Agricultural Training Colleges (QATC) Transition Group Meeting from Cr Rayner and Cr Smith. Cr Rayner noted that this was the initial forming of the committee, and the process went well. The Transition Group's intentions were outlined for the next few months after which will be reported back to Minister. As a community we need to help provide a good outcome. Cr Smith advised that it was managed well by the Chair, however noted that the required timeframes are very short. The Mayor noted we would like to see a continuation of activity at the campus next year, that is, no closed doors. Cr Smith believes it may lead to a rural based outcome, which led to further discussions about the possible need for a stronger tourism representation at the meetings, being a major economic benefit for the community. Cr Rayner advised that there is an opportunity for anyone to intersect to the Transition Group outside of the committee.

Action - That Council write to the Minister David Littleproud MP, Minister for Agriculture and Water Resources and Member for Maranoa, raising its support for the concept of the region being utilised by the Defence Force for training purposes. This was raised from Cr Martin's comments at the recent WQLGA Conference based on small towns, development of jobs, infrastructure, and sustainable communities.

The Mayor and Deputy Mayor attended a Special Local Government Association of Queensland (LGAQ) Meeting in Brisbane on 2 April 2019 in regards to the Local Government Electoral Reform / Regulations. Cr Warren advised that the Minister for Local Government issued a communique which extinguished all our concerns, and noted that next year's election will run the same as previous years. The only thing that may change from this reform, are the duties of the Mayor to direct only the Chief Executive Officer and not the Directors.

Chief Executive Officer's Report

Consideration was given to the Chief Executive Officer's Report.

Repeal of Emergency Services Leave Policy

Consideration of repealing the Emergency Services Leave Policy HR003, due to the provisions now included in the Enterprise Bargaining Agreement 2018-2022.

(Res-2019-04-079)

Moved Cr Rayner seconded Cr Nunn

That Council repeals the Emergency Service Leave Policy 4.3 (HR003), as presented, due to the provisions for Emergency Services Leave being included in the certified Enterprise Bargaining Agreement 2018-2022.

CARRIED



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Director Corporate Services Report

Consideration was given to the Director Corporate Services Report.

Monthly Financial Statements

Consideration of the financial statements for the period ending 31 March 2019:

- Income and Expenditure Statement
- Statement of Financial Position
- Statement of Cashflows

(Res-2019-04-080)

Moved Cr Emslie seconded Cr Martin

That the monthly financial statements for the period ending 31 March 2019, as presented, be adopted.

CARRIED

Review of Public Interest Disclosure Policy

Consideration of a review of the Public Interest Disclosure Policy No 2.9, and the new Public Interest Disclosure Management Directive which will relate to this policy.

(Res-2019-04-081)

Moved Cr Emslie seconded Cr Smith

That Council:

- 1. Adopts the Public Interest Disclosure Policy No 2.9, as presented;*
- 2. Endorses the Public Interest Disclosure Management Directive MD-02-09-01, as presented and approved by Council's Executive Management Team.*

CARRIED

Director Community and Cultural Services Report

Consideration was given to the Director Community and Cultural Services Report.

Mayoral Donations - April 2019

Consideration of applications received in accordance with the Mayoral Donation Policy No. 11.02.

(Res-2019-04-082)

Moved Cr Rayner seconded Cr Martin

That Council endorses the allocation of funds from the Mayoral Donation Program as contained in the following table. This was completed in accordance with the Mayoral Donations Policy No. 11.02:

Organisation/ Individual	Event/Project Activity	Event Date	Grant Requested	Grant Recommended
<i>Connie Elliott</i>	<i>North West 10-12 Years Netball Trials</i>	<i>26 – 27 April 2019</i>	<i>\$350</i>	<i>\$350</i>
<i>Maddy Richards</i>	<i>State Netball Titles</i>	<i>30 April – 6 May 2019</i>	<i>\$350</i>	<i>\$350</i>
<i>Lexie Ross</i>	<i>State Netball Titles</i>	<i>30 April – 6 May 2019</i>	<i>\$350</i>	<i>\$350</i>
<i>Felicity Long</i>	<i>North West 10-12 Years Netball Trials</i>	<i>26 – 27 April 2019</i>	<i>\$350</i>	<i>\$350</i>
TOTAL				<i>\$1,400.00</i>

CARRIED

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Community Donation - April 2019

Consideration of applications received in accordance with the Community Grants Program Policy No. 11.06.

(Res-2019-04-083)

Moved Cr Emslie seconded Cr Martin

1. That Council endorses the allocation of funds from the Community Grants Program as contained in the following table. This was completed in accordance with the Community Grants Program Policy No. 11.06:

Organisation/ Name	Event/Project Activity	Event Date	Grant Requested	Grant Approved
Yaraka Sports and Progress Association	Melbourne Cup Luncheon	5 November 2019	Financial \$2,061 In-Kind \$65 Yaraka Hall	Financial \$2,061 In-Kind \$65 (To be allocated from the 2019-2020 Budget)
Yaraka Gymkhana Sub Committee	Yaraka Horse and Bike Gymkhana	6-7 July 2019	Financial \$4,400.00 In-Kind \$600.00 Grader for Kiama Park Hire of Generator Waiver of Fee's Kiama Park	Financial \$4,400 In-Kind \$600 (To be allocated from the 2019-2020 Budget)
Longreach RSL Sub Branch	Longreach Anzac Day 2019	25 April 2019	Financial \$2,395 In-Kind \$1,105 300 Steel Chairs \$600 - P/A System - \$77 Lectern and Large Folding Table - Labour Hours for delivery and pickup \$428	Financial \$2,395 In-Kind \$1,105
Isisford Barcoo Recreational Fishing Association Inc	Southern Cross Television and Isisford Fishing Competition	26-28 July 2019	Financial \$3,600 In-kind \$1,200.00 Plant hire - water truck Rubbish Truck \$200	Financial \$3,600 In-Kind \$1,400 (To be allocated from the 2019-2020 Budget)
Longreach Junior Rugby League	Outback Queensland Trials	Longreach 25 May 2019	Financial \$4,000	\$4,000
TOTAL				\$19,626

2. And that Council develops promotional collateral to make available to recipients for use at these events /activities to promote this support.

CARRIED

Community Grants Program Policy 11.06 Review

Consideration of an amendment to the Community Grants Program Policy 11.06 as requested at the March Ordinary Council Meeting.

(Res-2019-04-084)

Moved Cr Smith seconded Cr Nunn

That Council approves the Community Grants Program Policy No. 11.06, as presented.

CARRIED

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Sponsorship - Channel Country Ladies Day 2019

Council has received correspondence from the Channel Country Ladies Day Committee, seeking sponsorship for the 2019 Channel Country Ladies Day.

(Res-2019-04-085)

Moved Cr Nunn seconded Cr Harris

That Council not approve the request for sponsorship from the Channel Country Ladies Day Committee due to not meeting the requirements of the Sponsorship Policy No. 11.7.

CARRIED

Sponsorship- Central West Rugby League

Council has received correspondence from the Central West Rugby League seeking sponsorship for the 2019 Central West Rugby League competition.

Recommendation:

That Council does not approve the request for sponsorship from the Central West Rugby League to subsidise uniform and travel expenses, due to not meeting the requirements of the Sponsorship Policy 11.7.

LAPSED FOR WANT OF A MOVER

(Res-2019-04-086)

Moved Cr Rayner seconded Cr Martin

That Council:

- 1. Approves the request for financial support to the value of \$5,000 to be provided through the Community Donations Policy No. 11.06; and*
- 2. Advises that individual participants cannot access any other form of support from Council in regards to this event.*

CARRIED

Reallocation of Funds - Darling Room

Consideration for the reallocation of funds from the Childcare Centre Darling Room Project, to complete improvements at the Longreach Childcare Complex, Public Facilities and Parks.

(Res-2019-04-087)

Moved Cr Smith seconded Cr Emslie

That Council approves the reallocation of internal funds totalling \$184,182 to complete improvements at the Longreach Childcare Complex and Council's Public Facilities in Isisford and Longreach, from the Childcare Centre Darling Room Budget as below:

<i>Childcare Complex – Staff Room upgrade</i>	<i>\$ 27,182.00</i>
<i>Childcare Complex – Cold Water Bubblers in play grounds</i>	<i>\$ 15,000.00</i>
<i>Childcare Complex – ceiling repair and internal paint of IHC offices (offices not included in recent painting project)</i>	<i>\$ 25,000.00</i>
<i>Childcare Complex – Centre wide PA system incorporating lock down announcement</i>	<i>\$ 15,000.00</i>
<i>Childcare Complex – improvements to gutter outside staff Room and gutter guards on all buildings</i>	<i>\$ 20,000.00</i>
<i>Childcare Complex – garden/playground improvements</i>	<i>\$ 10,000.00</i>
<i>Isisford Hall Air Conditioners</i>	<i>\$ 4,000.00</i>
<i>Kiama Park Electrical rectification</i>	<i>\$ 40,000.00</i>
<i>Hudson Fysh improvements</i>	<i>\$ 28,000.00</i>
<i>Total for proposed projects</i>	<i>\$ 184,182.00</i>

CARRIED

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Sculpture Installation and Associated Landscaping

Consideration of the reallocation of funds from the Longreach Childcare Centre Darling Room Project to the Longreach Visitor Information Centre – Art installation and Landscaping. This will allow the installation of the winning sculpture, from Longreach regional Council's Sculpture Competition to Qantas Park.

(Res-2019-04-088)

Moved Cr Nunn seconded Cr Martin

That Council approves the reallocation of internal funds totalling \$5,000, from the Childcare Centre Darling Room Budget, to the Longreach Visitor Information Centre – Art Installation and Landscaping.

CARRIED

Adjournment: The meeting adjourned for Morning Tea at 10.27am and resumed at 11.06am.

Request to Waiver Building Application Fees for Building Work at the Outback Watersports Club

Consideration of a request from the Outback Watersports Club to waive building application fees.

(Res-2019-04-089)

Moved Cr Smith seconded Cr Rayner

That Council denies the request from the Outback Watersports Club to waiver building application fees due to not complying with Council policy and advises the Club accordingly.

CARRIED

Regional Arts Development Fund (RADF) Committee Member Nominations

Consideration of the appointment of the final position on the Regional Arts Development Fund (RADF) Advisory Committee.

(Res-2019-04-090)

Moved Cr Nunn seconded Cr Martin

That in accordance with section 265 of the Local Government Regulation 2012, Council endorses the appointment of Rowena Arthur, from Longreach, to the Longreach Regional Council Regional Arts Development Fund Advisory Committee for a 22 month term until 28 February 2021.

CARRIED

Director Infrastructure Services Report

Consideration was given to the Director Infrastructure Services Report.

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Late Items

Material Change of Use Application for Low Impact Industry (Mechanical Shed)

Consideration of a development application lodged with Longreach Regional Council on 30 January 2019 by Michael Schmidt for a Development Permit for Material Change of Use for a Low Impact Industry (Motor Vehicle Repair Workshop).

Description:	Material Change of Use for a Low Impact Industry (Motor Vehicle Repair Workshop)
Development:	Development Permit
Applicant:	Michael Schmidt
Owner:	Michael Schmidt
Current Use of Land:	Residential
Address:	54-56 Mitchell Street, Ilfracombe
Real Property Description:	Lot 2 on I4178
Applicable Planning Scheme:	Longreach Regional Planning Scheme 2015 (v2.1)
Zone:	Township zone
Level of Assessment:	Code assessable

(Res-2019-04-091)

Moved Cr Smith seconded Cr Harris

That pursuant to section 63 and 83 of the Planning Act 2016, Council approves the application for a development permit for a Material Change of Use for a Low Impact Industry (Motor Vehicle Repair Workshop) on land located at 54-56 Mitchell Street, Ilfracombe and described as Lot 2 on I4178, subject to the following Conditions:

**Longreach Regional Council – Standard Conditions for use in Development Assessment
Standard Conditions – Material Change of Use**

1. NATURE OF DECISION	
1.1 Approval is granted for a development permit for a Material Change of Use for a Low Impact Industry (Motor Vehicle Repair Workshop) at 54-56 Mitchell Street, Ilfracombe on land described as Lot 2 I4178.	
Relevant Period	
1.2 The relevant period for this approval is in accordance with Section 85 of the Planning Act 2016.	
Compliance Timing	
1.3 Comply with all conditions of this development approval at no cost to Council and prior to the commencement of the use, unless otherwise stated in a specific condition.	
Notification of Commencement of Use	Timing
1.4 The applicant must give Council a written notice of commencement for the development which contains the following: a. application number; b. site address; c. name and telephone number (work and after hours) of a suitable contact person to arrange a site inspection; d. the commencement date for the use.	The notification is to be sent directly to Council's Planning Department and must be provided within 1 week of the use commencing.

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2 APPROVED DOCUMENTS			
2.1 The development of the site must be carried out generally in accordance with the following approved plans and documents; except as altered by other conditions of this development approval:			
Plan / Document Title	Drawing Number	Date	Prepared by
Site Plan	DA18/19-031 A	19 March 2019	Unknown
Decision notice and approved plans/drawings to be submitted with subsequent application(s)			Timing
2.2 A copy of this decision notice and accompanying stamped approved plans/drawings must be submitted with any operational works or building works application relating to or arising from this development approval.			As indicated within the wording of the condition.
Decision notice and approved plans/drawings to be retained on site			Timing
2.3 A copy of this decision notice and stamped approved plans/drawings must be retained on site at all times. This decision notice must be read in conjunction with the stamped approved plans to ensure consistency in construction, establishment and maintenance of approved works.			At all times.
3 AMENITY			
Hours of operation			Timing
3.1 All activities associated with the approved development are limited to: a. 8:00am – 5:00pm Monday to Friday; and b. No operation of Saturday, Sundays and Public Holidays.			At all times once use has commenced.
Noise Attenuation – Roller Doors			Timing
3.2 The sliding door on the eastern façade of the workshop and the most two most western roller doors on the southern facade of the workshop structure, must remain closed during any repairing and servicing of vehicles.			At all times once use has commenced.
Location of equipment and ventilation/refrigeration units			Timing
3.3 All service equipment, mechanical ventilation and refrigeration units associated with the use of the premises must be installed, located and screened to the satisfaction of the Chief Executive Officer and must not cause nuisance or disturbance to persons outside the boundaries of the premises.			At all times once use has commenced.
Refuse storage area			Timing
3.4 A screened refuse storage area must be located on-site and be located behind the main building façade.			Prior to the commencement of the use and maintained for the life of the development.
Screening of storage			Timing
3.5 The storage of any machinery or materials must be screened so as not to be visible from any road that the site fronts.			At all times once use has commenced.
3.6 The location of outdoor storage is to be to the satisfaction of the Chief Executive Officer.			
No nuisance from lighting			Timing
3.7 All external lighting devices provided as part of the approved development must: a. be positioned on the premises and shielded so as not to cause glare or other nuisance to surrounding residents and motorists;			At all times.

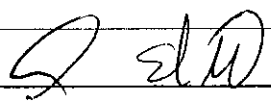
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<p>and b. not exceed 8.0 lux at 1.5 meters beyond the boundary of the site.</p>	
4 CAR PARKING, LOADING & UNLOADING	
<p>Loading and unloading of vehicles – operations 4.1 Loading and unloading of vehicles must: a. Not cause undue disruption in Mitchell Street and Leichhardt Street; and b. As practically possible, stand entirely within the site when waiting to be loaded and unloaded.</p>	<p>Timing At all times once use has commenced.</p>
5 ACCESS, KERB & CHANNEL, FOOTPATHS	
<p>Design of cross-over 5.1 A vehicular crossing (location as per the approved plans) in Leichhardt Street must be constructed by the applicant (at no cost to Council) in accordance with the following Council Standard Drawing/s for vehicular crossings in accordance with Institute of Public Works Engineering Australasia (IPWEA) Standard Drawing RS-056, Vehicle Crossings – Rural Driveway.</p>	<p>Timing Prior to the commencement of the use.</p>
<p>Access to the building 5.2 Any stairs, ramps, associated handrails and tactile ground surface indicators must be located wholly within private property.</p>	<p>Timing At all times.</p>
6 LANDSCAPING	
<p>6.1 A landscape plan must be submitted to the satisfaction of Council that provides; a. Tree/shrub planting in locations generally in accordance with the tree planting shown on the approved Site Plan but also extending along the eastern side boundary up to the northern façade of the Dwelling House over the subject site. b. Landscaped garden beds, comprising of predominantly native species and trees and shrubs, in various locations within the subject site.</p> <p>The landscape plan must reflect the approved layout (including amendments through this approval) and comply with the Landscape code. The plan must also demonstrate the following:</p> <ol style="list-style-type: none"> Locations and names of existing and proposed trees; Location of drainage, sewerage and other underground services and overhead power lines; Fence sizes and materials; Locations and species of proposed plants; A method of retaining roof storm water for irrigation maintenance of landscaped areas. 	<p>Timing Approval of the landscaping plan must be obtained prior to: (i) the commencement of use; or (ii) the issue of a certificate of classification</p>
<p>Use of quality landscape materials 6.1 All plants, materials, hardscape and watering systems proposed in response to condition 6.1 must be of acceptable quality and be installed and maintained to the satisfaction of the Chief Executive Officer, prior to the commencement of the use.</p>	<p>Timing At all times.</p>

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7 ADVERTISING DEVICES	
<p>Advertising device approval required</p> <p>7.1 No advertising device is to be erected on the premises without the necessary development permit for operational work (advertising device).</p>	<p>Timing</p> <p>At all times.</p>
8 EROSION AND SEDIMENT CONTROL	
<p>Erosion and sediment control</p> <p>8.1 Erosion and sediment control:</p> <p>a. Erosion, sediment and dust control measures must be implemented in accordance with the approved plan/drawings and the Best Practice Erosion & Sediment Control (IECA Australasia, November 2008).</p>	<p>Timing</p> <p>At all times while works are occurring.</p>
9 WASTE	
<p>Design of waste storage facilities</p> <p>9.1 Sufficient waste storage including general waste, recyclable waste and other development-specific waste types are to be provided wholly within nominated Development Envelope.</p> <p>9.2 Waste and recycling storage facilities must be provided in accordance with the following provisions:</p> <p>a. Adequate waste containers must be provided to contain the volume and type of waste and recyclable matter generated by the development;</p> <p>b. Waste storage area must be designed and constructed so it can be easily cleaned whilst ensuring that no waste or recyclable matter is released to the stormwater system or any waterway.</p> <p>c. The applicant must enter into a contract/agreement with a private waste collector, if using skip bins;</p> <p>d. General waste in wheelie bins must be brought to the kerbside for collection;</p> <p>e. The applicant must contact Council for the supply of wheelie bins, at their cost.</p>	<p>Timing</p> <p>Prior to the commencement of the use.</p>
10 CONSTRUCTION ACTIVITY AND NOISE	
<p>Management of construction activity</p> <p>11.1 Construction activity must be limited to the hours of 6.30am to 6.30pm Monday to Saturdays, with no work to occur on Sundays.</p> <p>11.2 The release of dust and particulate matter from construction activities must not cause an environmental nuisance.</p>	<p>Timing</p> <p>At all times while works are occurring.</p>
<p>Noise management</p> <p>11.3 Noise from construction activities must not cause an environmental nuisance.</p>	<p>Timing</p> <p>At all times while works are occurring.</p>
11 ENGINEERING	
<p>General – Engineering standard</p> <p>12.1 Construct all works in accordance with the approved plans of development and in accordance with Council's adopted standards.</p> <p>12.2 The cost of carrying out works and providing services to the proposed development, as required by the conditions of approval, shall be at the expense of the applicant.</p>	<p>Timing</p> <p>As indicated within the wording of the condition</p>



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<p>Rectification 12.3 Be responsible for the full cost of 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.</p>	<p>Timing At all times</p>
<p>13 SEWERAGE/WASTE WATER INFRASTRUCTURE</p>	
<p>Wastewater 13.1 If required, connect the development to Council's wastewater reticulation system via internal reticulation works, at the applicant's cost. 13.2 A Plumbing Application must be submitted to Council.</p>	<p>Timing Prior to the commencement of the use.</p>
<p>14 WATER SUPPLY RETICULATION</p>	
<p>14.1 Connect the development to Council's water reticulation system via internal reticulation works, at the applicant's cost. 14.2 A Plumbing Application must be submitted to Council.</p>	<p>Timing Prior to the commencement of the use.</p>
<p>15 ELECTRICITY AND TELECOMMUNICATIONS</p>	
<p>Electricity and Telecommunications - General 15.1 Provide electricity supply and telecommunications to the development at the applicant's cost.</p>	<p>Timing Prior to the commencement of the use.</p>
<p>16 GENERAL</p>	
<p>16.1 If any item of cultural heritage is identified during site works, all works must cease and the relevant State Agency must be notified. Work can resume only after State Agency clearance is obtained. 16.2 Pay all outstanding rates, sewerage, cleaning, water charges or other charges due to Council prior to the issuing of any building certification of the proposal.</p>	<p>Timing As indicated within the wording of the condition</p>
<p>ADVICE</p>	
<p>(a) When an Application Lapses Should the development not be completed within the relevant period, this approval will lapse. A new application will need to be made to Council, unless an approval has been obtained for an extension of this period.</p>	<p>For your information</p>
<p>(b) Changes requiring further approval Changes to the approved design that are not generally in accordance with the approved plans/drawings require approval in accordance with the Planning Act 2016. The Planning Act 2016 sets out the procedures for changing approvals where the change can be classified as a minor change. If the change is not a minor change, the change application must be assessed in accordance with Section 86 of the Planning Act 2016.</p>	<p>For your information</p>
<p>(c) Appeals The applicant has a right of appeal to the Planning and Environment Court regarding this decision, pursuant to Schedule 1 of the Planning Act 2016. A copy of that section is attached to the decision notice.</p>	<p>Timeframes associated with appeals are set out in attached information.</p>

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For particular material changes of use, an appeal can also be made to a Building and Development Committee. Please refer to the prerequisites in Sections 308(3)5 of the Planning Act 2016, attached to this decision notice, to determine whether you have appeal rights to a Building and Development Committee.

Submitters who made properly made submissions have a right of appeal to the Planning and Environment Court regarding this decision, pursuant to Schedule 1 of the Planning Act 2016. A copy of that section is attached to the decision notice.

A right of appeal to the Planning and Environment Court regarding this decision is available, pursuant to Schedule 1 of the Planning Act 2016. A copy of that section is attached to the decision notice.

A right of appeal to the Planning and Environment Court regarding this decision is available, pursuant to Schedule 1 of the Planning Act 2016. A copy of that section is attached to the decision notice.

(d) Applicant's responsibilities

The applicant is responsible for securing all necessary approvals and tenure, providing statutory notifications and complying with all relevant laws.

Nothing in this decision notice alleviates the need for the applicant to comply with all relevant local, State and Commonwealth laws and to ensure appropriate tenure arrangements have been made where the use of/reliance upon land other than that owned by the applicant is involved. Without limiting this obligation, the applicant is responsible for:

- a Obtaining all other/further necessary approvals, licences, permits, resource entitlements etc by whatever name called required by law before the development the subject of this approval can be lawfully commenced and to carry out the activity for its duration;*
- b Providing any notifications required by law (by way of example only, to notify the administering authority pursuant to the Environmental Protection Act 1994 of environmental harm being caused/threatened by the activity, and upon becoming aware the premises is being used for a 'notifiable activity');*
- c Securing tenure/permission from the relevant owner to use private or public land not owned by the applicant (including for access required by conditions of approval);*
- d Ensuring the correct siting of structures on the land. An identification survey demonstrating correct siting and setbacks of structures may be requested of the applicant to ensure compliance with this decision notice and applicable codes;

 - i) Providing Council with proof of payment of the Portable Long Service Leave building construction levy (or proof of appropriate exemption) where the value of the Operational Works exceeds \$80,000. Acceptable proof of payment is a Q.Leave – Notification and Payment Form approved by the Authority. Proof of payment must be provided before**

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<p><i>Council can issue a development permit for the Operational Works. This is a requirement of section 77(1) of the Building and Construction Industry (Portable Long Service Leave) Act 1991; and</i></p> <p><i>ii) Making payment of any outstanding Council rates and charges applicable to the development site prior to the lodgement of subdivision plans.</i></p>	
<p>(e) Aboriginal Cultural Heritage Act <i>The Aboriginal Cultural Heritage Act 2003 ('AHCA') is administered by the Department of Aboriginal and Torres Strait Islander and Multicultural Affairs (DATSIMA). The AHCA establishes a duty of care to take all reasonable and practicable measures to ensure any activity does not harm Aboriginal cultural heritage. This duty of care:</i></p> <ol style="list-style-type: none"> <i>a. Is not negated by the issuing of this development approval;</i> <i>b. Applies on all land and water, including freehold land;</i> <i>c. Lies with the person or entity conducting an activity; and</i> <i>d. If breached, is subject to criminal offence penalties.</i> <p><i>Those proposing an activity involving surface disturbance beyond that which has already occurred at the proposed site must observe this duty of care.</i></p> <p><i>Details of how to fulfil this duty of care are outlined in the duty of care guidelines gazetted with the AHCA.</i></p> <p><i>The applicant should contact DATSIMA's Cultural Heritage Coordination Unit on (07) 3405 3050 for further information on the responsibilities of developers under the AHCA.</i></p>	<p>For your information</p>

CARRIED

Additional Late Items

(Res-2019-04-092)

Moved Cr Martin seconded Cr Nunn

That Council endorses the receipt of the following additional late items for consideration by Council:

- 1. Peter Kenyon - Specialist in Initiatives in Strengthening Communities;*
- 2. Application for the Extension of Trading Hours - The Commercial Hotel, Longreach; and*
- 3. Queensland Agricultural Training Colleges (QATC) Transition - Longreach Local Community Stakeholder Group.*

CARRIED

Application for the Extension of Trading Hours - The Commercial Hotel, Longreach

Consideration of an application requesting extended trading hours which has been submitted to the Office of Liquor and Gaming Regulation of the Department of Justice and Attorney-General by the Commercial Hotel, Longreach.

(Res-2019-04-093)

Moved Cr Harris seconded Cr Rayner

That Council replies to the Office of Liquor and Gaming Regulation objecting to the application for the proposed trading hours from 9:00am to 1:00am at the Commercial Hotel, 102 Eagle Street, Longreach as there is no demonstrated need or identified requirement for the Hotel to open earlier; and that Council believes the extended trading hours would lessen the quiet and good order of the community if the application was approved.

CARRIED

Int 

CONFIRMED

Peter Kenyon - Specialist in Initiatives in Strengthening Communities

Seeking retrospective endorsement for the engagement of Bank of Ideas (Peter Kenyon) to visit and assess the Longreach region within his strengths based assessment model.

(Res-2019-04-094)

Moved Cr Martin seconded Cr Rayner

That Council, retrospectively, endorses the engagement of Bank of I.D.E.A.S. to undertake a review of the Longreach Regional Council Economic Development Strategy "Outback Prosperity 2021" and investigate the delivery of a community strengthening conference to enrich the Longreach community.

CARRIED

Queensland Agricultural Training Colleges (QATC) Transition - Longreach Local Community Stakeholder Group

Consideration of an amendment to the Council representatives nominated to participate in the Longreach Local Community Stakeholder Group for the Queensland Agricultural Training Colleges (QATC) Transition Project, Department of Agriculture and Fisheries.

(Res-2019-04-095)

Moved Cr Nunn seconded Cr Emslie

That Council endorses that Cr Smith replaces Mayor Warren as one of Council's nominated representatives on the Longreach Local Community Stakeholder Group, for the Queensland Agricultural Training Colleges (QATC) Transition Project, Department of Agriculture and Fisheries, and that Mayor Warren be appointed his proxy.

CARRIED

Closed Matters

(Res-2019-04-096)

Moved Cr Martin seconded Cr Emslie

That pursuant to section 275(1) of the Local Government Regulation 2012 the meeting be closed at 12.25pm to discuss the following matters, which are considered confidential for the reasons indicated.

Consideration of Tenders - Oma Waterhole Rising Main Project

This report is considered confidential in accordance with section 275(1)e, of the Local Government Regulation 2012, as it contains information relating to: contracts proposed to be made by it.

CARRIED

(Res-2019-04-097)

Moved Cr Martin seconded Cr Rayner

That the Meeting re-opened at 12.32pm.

CARRIED

Consideration of Tenders - Oma Waterhole Rising Main Project

Council to consider the tenders for the construction of the Oma Waterhole Rising Main Project.

(Res-2019-04-098)

Moved Cr Smith seconded Cr Nunn

That Council:

- 1. Does not accept any of the tenders submitted for the Oma Waterhole Rising Main Project; and*
- 2. Agrees to defer this Project at this time and seeks appropriate funding to complete the Project in the future; and*
- 3. Includes the replacement of the Isisford Town Weir in the Water Security Strategy; and*
- 4. Informs the Isisford Community, through the Isisford Industry and Recreation Development Association Inc (IIRDA) of this decision.*



CARRIED

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Closure of Meeting

There being no further business, the meeting was closed at 12.32pm.

Minutes Certificate

These minutes are confirmed.	
 _____ Cr Ed Warren Mayor	 _____ Ian Bodill Chief Executive Officer