

Whitsunday Regional Council
Minutes of the Ordinary Meeting held at
Bowen Council Chambers, 67 Herbert Street, Bowen on
25 October 2017 commencing at **9:00am**

Councillors Present:

A Willcox; J Clifford; R Petterson; J Collins; P Ramage; D Clark and M Brunker

Council Officers Present:

B Omundson (Chief Executive Officer); J Raiteri (Director Engineering Services); G Jarvis (Director Corporate Services); J Wright (Director Community & Environment); N McGaffin (Director Planning & Development); N Kent (Acting Chief Financial Officer); A Hagy (Acting Director Customer Experience); D Mackay (Manager Development Assessment); K Drysdale (Manager Strategic Planning); G Martin (Manager Communications & Marketing); A Sapolu (Manager Legal and Governance); M Douglas (Administration Officer);

Other Details:

The meeting commenced at 9.00am

The meeting adjourned for morning tea at 10.41am

The meeting reconvened from morning tea at 11.14am

The meeting closed at 11.54am

Whitsunday Regional Council
 Minutes of the Ordinary Meeting to be held at
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 on 25 October 2017 commencing at 9:00am

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2. Condolences
2.1 2017/10/25.01 CONDOLENCES

Moved by: **M BRUNKER**
 Seconded by: **D CLARK**

Council observes one (1) minute’s silence for the recently deceased including the late Sam O’Brien who was a journalist at the Bowen Independent.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**3. Mayoral Minute**  
**3.1 2017/10/25.02 Mayoral Minute**

**That Council notes the resignation of Mayor Andrew Willcox as the Council representative on the Reef Catchments (Mackay Whitsunday Isaac) Ltd Board of Directors, and nominates Councillor Jan Clifford as the Council representative, noting that this has also been endorsed by the Greater Whitsunday Council of Mayors.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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3.2 Mayoral Update
11 October - 24th October 2017

Wednesday 11 th October	<ul style="list-style-type: none"> Major Projects Advisory Board Meeting - Cannonvale
Thursday 12 th October	<ul style="list-style-type: none"> Whitsunday Infrastructure Investment Attraction Strategy Consultation Meeting - Brisbane Meeting with Deputy Premier Jackie Tradd, Hon Kate Jones, DG Dave Stewart, DG Frankie Carroll, WROC Mayors and CEO’s - Parliament House Brisbane
Friday 13 th October	<ul style="list-style-type: none"> Collinsville & Scottville Miners Memorial Day - Collinsville
Saturday 14 th October	<ul style="list-style-type: none"> Official opening of Bowen Garden Club - Bowen NQ Sportstars Awards - Bowen

Monday 15 th October	<ul style="list-style-type: none"> • Presentation - Media and Communications Forum - LGAQ Annual Conference - Gladstone
Monday 15 th - 18 th October	<ul style="list-style-type: none"> • LGAQ Annual Conference - Gladstone
Thursday 19 th October	<ul style="list-style-type: none"> • Media Call with Minister Leanne Enoch - Minister for Innovation, Science and the Digital Economy and Minister for Small Business - Proserpine • Meeting with Minister Leanne Enoch, Bronwyn Taha - Proserpine
Friday 20 th October	<ul style="list-style-type: none"> • Don River Improvement Trust Meeting – Bowen • Meet & Greet 2017 Lions District 201Q2 Convention – Bowen
Saturday 21 st October	<ul style="list-style-type: none"> • Isaac Mayor's Charity Ball – Moranbah
Monday 23 rd October	<ul style="list-style-type: none"> • Meeting with Bulk Ports – Bowen • Teleconference with Reef Catchments Board - Bowen
Tuesday 24 th October	<ul style="list-style-type: none"> • 2017 Mackay - Whitsunday Healthy Rivers to Reef Report Card - Airlie Beach • Presented Cheque to CEO Ian Rowan RACQ CQ Rescue from Mayors Charity Ball 2017 - Proserpine • Meeting with Wilmar - Proserpine • Official Opening of Whitsunday Counselling & Support new office premises - Cannonvale • Dinner for The Australian Fishing Championships return to Lake Proserpine - Proserpine

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#### 4. Confirmation of Minutes

##### 4.1 2017/10/25.03 CONFIRMATION OF MINUTES REPORT

Moved by: M BRUNKER

Seconded by: D CLARK

Council confirms the Minutes of the Ordinary Meeting held on 11 October, 2017.

#### MEETING DETAILS:

The motion was Carried 7/0

**CARRIED**

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6. Petitions

6.1 2017/10/25.04 PETITION - CLEAN UP OF DOBBINS LANE, PROSERPINE

Moved by: J CLIFFORD

Seconded by: P RAMAGE

Council resolves to receive the petition, submitted by Chris Hinschen of the St Paul's Anglican Op Shop regarding the proposal to clean up Dobbins Lane, Proserpine.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**9. Questions from Public Gallery**

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**PUBLIC QUESTION TIME**

At this time in the meeting the opportunity is provided to members of the gallery to ask questions of the Council or to make statements about the Council and its operations. Under Council's Standing Orders the following applies in relation to this public question time:

1. In every Council Meeting time shall be set aside to permit members of the public to address the Council on matters of public interest related to local government. Questions from the Public Gallery will be taken on notice and may or may not be responded to at the Meeting and must be submitted in writing to Council prior to the Council Meeting in accordance with Council's Policy for Standing Orders – Meetings. The time allocated shall not exceed fifteen (15) minutes and no more than three (3) speakers shall be permitted to speak at any one (1) meeting. The right of any individual to address the Council during this period shall be at absolute discretion of the Council.
2. If any address or comment is irrelevant, offensive, or unduly long, the Chairperson may require the person to cease making the submission or comment.
3. Any person addressing the Council shall stand, state their name and address, act and speak with decorum and frame any remarks in respectful and courteous language

10. Office of the Mayor and CEO  
10.1 2017/10/25.05 MAYOR'S CHARITY BALL 2017

Moved by: J CLIFFORD  
Seconded by: D CLARK

Council resolves to acknowledge the donation of \$75, 783.12 to the RACQ CQ Rescue that was raised at the Mayor's Charity Ball 2017.

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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10. Office of the Mayor and CEO
10.2 2017/10/25.06 MONTHLY FINANCIAL REPORT - SEPTEMBER 2017

Moved by: J CLIFFORD
Seconded by: J COLLINS

Council receives the Monthly Financial Report for September 2017.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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10. Office of the Mayor and CEO  
10.3 2017/10/25.07 2016/2017 ANNUAL REPORT

Moved by: M BRUNKER  
Seconded by: R PETTERSON

Council resolves to:

- a) adopt the 2016/17 Annual Report;
- b) send a copy of the report to the Hon. Jackie Trad MP, Deputy Premier, Minister for Transport and Minister for Infrastructure and Planning; and
- c) make the report available for viewing on Council's website and Customer Service Centres.

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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12. Planning and Development Services
12.1 2017/10/25.08 PLANNING & DEVELOPMENT MONTHLY REPORT -
SEPTEMBER 2017

Moved by: J CLIFFORD
Seconded by: D CLARK

Council receives the Planning and Development Monthly Report for September 2017.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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12. Planning and Development Services

12.2 2017/10/25.09 20170352 - DEVELOPMENT APPLICATION FOR DEVELOPMENT PERMIT FOR RECONFIGURATION OF A LOT - ONE (1) LOT INTO THREE (3) LOTS, 53 MOUNTNEY ROAD, STRATHDICKIE, WAVELINK PTY LTD

Moved by: M BRUNKER

Seconded by: D CLARK

Council approves the application for Development Permit for Reconfiguration of a Lot - One (1) Lot into Three (3) Lots, made by Wavelink Investments Pty Ltd, on Lot 1 RP746301 and located at 53 Mountney Road Strathdickie, subject to the following conditions:

1.0 ADMINISTRATION

1.1 The approved development must be completed and maintained generally in accordance with the approved drawings and documents:

| Plan/Document Name                                                                          | Prepared By              | Plan Number       | Dated      |
|---------------------------------------------------------------------------------------------|--------------------------|-------------------|------------|
| Proposal Plan                                                                               | Vision Surveys           | 17131-PP-03 Rev C | 21/08/2017 |
| Site & Soil Evaluation Report (Proposed Lot 6)                                              | STA Consulting Engineers | ES154360-B        | 30/05/2017 |
| Site & Soil Evaluation Report (Proposed Lot 7)                                              | STA Consulting Engineers | ES154360-B        | 01/06/2017 |
| Site & Soil Evaluation Report (Proposed Lot 7)                                              | STA Consulting Engineers | ES154360-B        | 01/06/2017 |
| Warning Sign 'Staggered Intersection/Side Road'                                             | Department of Main Roads | TC1131 Rev A      | 05/05/1999 |
| 8501 Gregory Cannon Valley Road / Mountney Road Intersection Improvements – Chainage 9.48km | Department of Main Roads | TMR 2             | 19/05/2017 |

1.2 The following further development permits are required prior to commencement of work on site or commencement of the use:

- Operational Works:
  - Roadworks;
  - Access and Parking; and
  - Erosion Prevention & Sediment Control.

All Operational Works, Plumbing and Drainage Works Development Permits must be obtained prior to the issue of a Building Works Development Permit.

1.3 Where a discrepancy or conflict exists between the written conditions of this approval and the approved plans, the requirements of the written condition(s) will prevail.

- 1.4 All conditions of this approval must be complied with in full to Council's satisfaction prior to the release of the survey plan.
- 1.5 The applicant shall demonstrate and provide evidence that compliance with all conditions of this development approval and any other subsequent development approvals as a result of this development approval have been complied with at the time of sealing the survey plan or commencement of the use, whichever is the sooner.
- 2.0 **CLEARING, LANDSCAPING AND FENCING**
  - 2.1 Any vegetation removed must be disposed of to the requirements of the Council. Transplanting, chipping or removal from site are the preferred solutions.
  - 2.2 All vegetative waste cleared as part of the development of the site is to be either:
    - a) stored neatly on site and shredded within sixty (60) days of clearing; or
    - b) removed off the site to an approved disposal location.
- 3.0 **WATER INFRASTRUCTURE**
  - 3.1 Design and construct a potable water supply to proposed Lots 2 and 3 in accordance with Council's Planning Scheme or Planning Policy applicable at the time. Such work must be in accordance with an approved detail design at future building application stage.
- 4.0 **ON SITE EFFLUENT DISPOSAL**
  - 4.1 Design and construct an on-site sewerage treatment system to proposed Lots 1, 2 and 3 in accordance with the Wastewater Management Report by STA Consulting Engineers at future building application stage.
- 5.0 **ACCESS AND PARKING**
  - 5.1 A Development Permit for Operational Works (Access) must be obtained prior to commencement of work on site.
  - 5.2 Any application for Operational Works (Access) must be accompanied by engineering design drawings, and certifications of the design, demonstrating compliance with Council's Development Manual (current at the time of development) and this Decision Notice.
  - 5.3 The applicant must design and construct the external access from the pavement of Mountney Road to the property boundary of proposed Lots 1, 2 and 3 to comply with the dimensions, gradients and specifications as indicated on Council's Standard Drawing R0035 prior to signing of the survey plans.
- 6.0 **STORMWATER AND FLOODING**
  - 6.1 All stormwater drainage works must be designed and constructed in accordance with the Queensland Urban Drainage Manual (current at the time of development) and Council's Whitsunday Shire Council Development Manual (current at the time of development) prior to signing of the survey plans.
  - 6.2 All site works must be undertaken to ensure that there is no increase in flood levels and/or flood frequency at any locations where existing landowners and/or users are adversely affected by waterway flooding for all events up to and including Q100.
- 7.0 **ROADWORKS**
  - 7.1 A Development Permit for Operational Works (Roadworks) must be obtained prior to commencement of work on site.

- 7.2 Any application for Operational Works (Roadworks) must be accompanied by engineering design drawings, including calculations and certifications of the design, demonstrating compliance with Queensland Urban Drainage Manual (current at the time of development), Council's Development Manual (current at the time of development) and this Decision Notice.
- 7.3 Mountney Road shall be designed and constructed to a gravel standard and meet as a minimum requirement the Rural Road Design as shown in Table D1.4 of Council's Development Manual.
- 7.4 The road is to be constructed so as to be centrally located in the road reserve from a perpendicular line from the truncation of proposed Lot 1 and Lot 22SP167795 Boundary to the truncation of Lot 23SP276374 to a point past the boundary of proposed Lots 2 and 3 to allow access to all proposed and existing Lots.
- 7.5 Prior to signing of Plan of Survey the applicant must design and construct the Gregory Cannon Valley Road and Mountney Road intersection generally as indicated on DTMR concept drawing 8051 Gregory Cannon Valley Road and Mountney Road Intersection Improvements dated 19th May 2017 and in accordance with the criteria and specifications in Council's Development Manual.
- 7.6 At completion of construction and prior to Signing of Plan of Survey, the Supervising Engineer must provide certification to Council that all construction complies with this Decision Notice and Council's Development Manual.

#### **8.0 ELECTRICITY AND TELECOMMUNICATIONS**

- 8.1 Provide electricity and telecommunications connection to the proposed development to the requirements of the relevant authority. The application must submit to Council, either:
- (a) a certificate of supply demonstrating that existing low-voltage electricity supply is available to the newly created lots; or
  - (b) a certificate of supply that the applicant has entered into an agreement with the authorized electricity supplier, Ergon, to provide electricity services to the newly created lots, payment has been received and the connection will be completed at a date in the future.

If low-voltage electricity supply is unavailable to the newly created lots then the applicant must provide a certificate of supply of the proposed electricity connection date to all future property owners prior to entering into a contract of sale for the newly created lots prior to sealing the plan of survey.

#### **9.0 ENVIRONMENTAL MANAGEMENT PLAN (EMP)**

- 9.1 A Development Permit for Operational Works (Erosion Prevention and Sediment Control) must be obtained prior to commencement of work on site.
- 9.2 The plan must be prepared in accordance with Council's Development Manual (current at the time of the development), the Soil Erosion and Sediment Control Engineering Guidelines for Queensland Construction Sites, June 1996 by The Institution of Engineers, Australia and the EPA Best Practice Urban Stormwater Management – Erosion and Sediment Control Guideline.
- 9.3 The strategy of the plan must be implemented and maintained for the duration of the operational and building works, and until exposed soil areas are permanently stabilised (e.g. turfed, concreted).

9.4 Discharges of water pollutants, wastewater or stormwater from the site must not cause measurable levels of water pollutants in the receiving waters to fall outside the acceptable ranges specified in the 'Australian Water Quality Guidelines for Fresh and Marine Waters', ANZECC 2000.

9.5 No visible emissions of dust must occur beyond the boundaries of the site during earthworks and construction activities on the site. If, at any time during the earthworks and construction activities the dust emissions exceed the levels specified above, all dust generating activities must cease until the corrective actions have been implemented to reduce dust emissions to acceptable levels or wind conditions are such that acceptable levels are achieved.

#### 10.0 MAINTENANCE VALUATION

10.1 The applicant must pay to Council a maintenance valuation fee per lot at the time of sealing of the survey plan at the rate applicable at the time of payment. The current rate is \$35.00 per lot.

#### 11.0 MISCELLANEOUS

11.1 If any item of cultural heritage is identified during site works, all work must cease and the relevant State Agency must be notified. Work can resume only after State Agency clearance is obtained.

11.2 Any alteration necessary to electricity, telephone, water mains, sewerage mains, and/or public utility installations resulting from the development or in connection with the development, must be at full cost to the developer.

11.3 Any building materials, equipment and the like must be appropriately tied down, placed indoors and secured on site at the time of preparation for cyclone events. The onsite supervisor is to ensure that all contractors/employees take the necessary steps to secure the construction site in the event of a cyclone.

11.4 All construction materials, waste, waste skips, machinery and contractors' vehicles must be located and stored or parked within the site. No storage of materials, parking of construction machinery or contractors' vehicles will be permitted in Mountney Road or adjoining land unless written permission from the owner of that land and Council is provided.

11.5 It is the developer's responsibility for the full rectification of any damage caused to neighbouring public infrastructure (such as footpaths, driveways, fences, gardens, trees and the like) caused by contractors, including clean-up of any litter or waste that is a result of the subject development.

#### 12.0 ADVISORY NOTES

##### 12.1 Hours of work

It is the developer's responsibility to ensure compliance with the Environmental Protection Act 1994, which prohibits any construction, building and earthworks activities likely to cause nuisance noise (including the entry and departure of heavy vehicles) between the hours of 6.30 pm and 6.30 am from Monday to Saturday and at all times on Sundays or Public Holidays.

##### 12.2 Dust Control

It is the developer's responsibility to ensure compliance with the Environmental Nuisance of the Environmental Protection Act 1994 which prohibits unlawful environmental nuisance caused by dust, ash, fumes, light, odour or smoke beyond the boundaries of the property during all stages of the development including earthworks and construction.

##### 12.3 Sedimentation Control

It is the developer's responsibility to ensure compliance with the Environmental Protection Act 1994 and Schedule 9 of the Environmental Protection Regulation 2008 to prevent soil erosion and contamination of the stormwater drainage system and waterways.

**12.4 Noise During Construction and Noise in General**

It is the developer's responsibility to ensure compliance with the Environmental Protection Act 1994.

**12.5 General Safety of Public During Construction**

It is the project manager's responsibility to ensure compliance with the Work Health and Safety Act 2011. It states that the project manager is obliged to ensure construction work is planned and managed in a way that prevents or minimises risks to the health and safety of members of the public at or near the workplace during construction work.

It is the principal contractor's responsibility to ensure compliance with the Work Health and Safety Act 2011. It states that the principal contractor is obliged on a construction workplace to ensure that work activities at the workplace prevent or minimise risks to the health and safety of the public at or near the workplace during the work.

It is the responsibility of the person in control of the workplace to ensure compliance with the Work Health and Safety Act 2011. It states that the person in control of the workplace is obliged to ensure there is appropriate, safe access to and from the workplace for persons other than the person's workers.

**12.6 Enquiries relating to the aforementioned conditions should be directed to the Planning and Community Services who will direct the enquiry to the relevant officer.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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12. Planning and Development Services

12.3 2017/10/25.10 20170384 - DEVELOPMENT APPLICATION FOR RECONFIGURATION OF A LOT - ONE (1) LOT INTO TWO (2) LOTS - GREGORY CANNONVALLEY ROAD, GREGORY RIVER - WAVELINK INVESTMENTS PTY LTD

Moved by: D CLARK

Seconded by: R PETTERSON

Council approves the application for Development Permit for Reconfiguration of a Lot - One (1) into Two (2) Lots, made by Wavelink Investments Pty Ltd, on L: 22 SP: 167795 and located at Gregory Cannon Valley Road GREGORY RIVER, subject to the following conditions:

1.0 ADMINISTRATION

1.1 The approved development must be completed and maintained generally in accordance with the approved drawings and documents:

Plan/Document Name	Prepared By	Plan Number	Dated
Proposal plan	Vision Surveys	17131-PP-01 Rev B	11/07/2017
Site & Soil Evaluation Report Lot 1 – 53 Mountney Road	STA Consulting Engineers	154360	17/07/2017
Site & Soil Evaluation Report Lot 2 – 53 Mountney Road	STA Consulting Engineers	154360	17/07/2017
Warning Sign 'Staggered Intersection/Side Road'	Department of Main Roads	TC1131 Rev A	05/05/1999
8501 Gregory Cannon Valley Road / Mountney Road Intersection Improvements – Chainage 9.48km	Department of Main Roads	TMR 2	19/05/2017

1.2 The following further development permits are required prior to commencement of work on site or commencement of the use:

- Operational Works:
 - Roadworks
 - Access and Parking; and
 - Erosion Prevention and Sediment Control

All Operational Works, Plumbing and Drainage Works Development Permits must be obtained prior to the issue of a Building Works Development Permit.

1.3 The applicant is to comply with the Department of Infrastructure, Local Government and Planning conditions as outlined in correspondence dated 3 August 2017.

- 1.4 Where a discrepancy or conflict exists between the written conditions of this approval and the approved plans, the requirements of the written condition(s) will prevail.
- 1.5 The applicant shall demonstrate and provide evidence that compliance with all conditions of this development approval and any other subsequent development approvals as a result of this development approval have been complied with at the time of sealing the survey plan.
- 2.0 **CLEARING, LANDSCAPING AND FENCING**
 - 2.1 Any vegetation removed must be disposed of to the requirements of the Council. Transplanting, chipping or removal from site are the preferred solutions.
 - 2.2 All vegetative waste cleared as part of the development of the site is to be either:
 - a) stored neatly on site and shredded within sixty (60) days of clearing; or
 - b) removed off the site to an approved disposal location.
- 3.0 **WATER INFRASTRUCTURE**
 - 3.1 Design and construct a potable water supply to proposed Lot 1 and proposed Lot 2 in accordance with Council's Planning Scheme or Planning Policy applicable at the time. Such work must be in accordance with an approved detailed design at future building application stage.
- 4.0 **ON SITE EFFLUENT DISPOSAL**
 - 4.1 At future building application stage design and construct an on-site domestic sewerage treatment system to proposed lot 1 and proposed lot 2. Such work must be in accordance with Queensland Plumbing and Wastewater code. The Site and Soil Evaluation Report (154360) by STA dated 17th July 2017 for proposed Lots 1 and 2 be noted at future building application stage.
- 5.0 **ACCESS AND PARKING**
 - 5.1 A Development Permit for Operational Works (External and Internal Access) must be obtained prior to commencement of work on site.
 - 5.2 Any application for Operational Works (External and Internal Access) must be accompanied by engineering design drawings, including calculations and certifications of the design, demonstrating compliance with Council's Development Manual (current at the time of development) and this Decision Notice.
 - 5.3 The external access from the pavement of Mountney road to the property boundary must be constructed to comply with the dimensions, gradients and specifications as indicated on Council's Standard Drawing R0035 prior to signing of the survey plans.
 - 5.4 The applicant must design and construct the internal access from the property boundary through that section of the battle axe handle in Lot 1 to a point 80 meters from the boundary of lot 1 past the existing dwelling located on the adjoining lot 1RP746301. It must be constructed to a sealed standard prior to signing of the Survey Plans
 - 5.5 The applicant must design and construct the external access from the pavement of Mountney Road to the property boundary of proposed Lot 2 so as to comply as a minimum with the levels, dimensions, gradients and specifications of a single access as indicated on Council's Standard Drawing R0035 prior to signing of the Plan of Survey.
- 6.0 **STORMWATER AND FLOODING**

6.1 All stormwater drainage works must be designed and constructed in accordance with the Queensland Urban Drainage Manual (current at the time of development) and Council's Whitsunday Shire Council Development Manual (current at the time of development) prior to signing of the survey plans.

7.0 **ROADWORKS**

7.1 A Development Permit for Operational Works (Roadworks) must be obtained prior to commencement of work on site.

7.2 Any application for Operational Works (Roadworks) must be accompanied by engineering design drawings, including calculations and certifications of the design, demonstrating compliance with Queensland Urban Drainage Manual (current at the time of development), Council's Development Manual (current at the time of development) and this Decision Notice.

7.3 Prior to signing of Plan of Survey the applicant must design and construct the Gregory Cannon Valley Road and Mountney road intersection generally as indicated on DTMR concept drawing 8051 Gregory Cannon Valley Road and Mountney road intersection Improvements dated 19th May 2017 and in accordance with the criteria and specifications in Council's Development Manual.

7.4 Mountney Road shall be designed, constructed and maintained to a gravel standard and meet as a minimum requirement the Rural Road Design as shown in Table D1.4 of Council's Development Manual.

7.5 At completion of construction and prior to Signing of Plan of Survey, the Supervising Engineer must provide certification to Council that all construction complies with this Decision Notice and Council's Development Manual.

8.0 **ELECTRICITY AND TELECOMMUNICATIONS**

8.1 Provide electricity and telecommunications connection to the proposed development to the requirements of the relevant authority. The application must submit to Council, either:

- (a) a certificate of supply demonstrating that existing low-voltage electricity supply is available to the newly created lots; or
- (b) a certificate of supply that the applicant has entered into an agreement with the authorized electricity supplier, Ergon, to provide electricity services to the newly created lots, payment has been received and the connection will be completed at a date in the future.

If low-voltage electricity supply is unavailable to the newly created lots then the applicant must provide a certificate of supply of the proposed electricity connection date to all future property owners prior to entering into a contract of sale for the newly created lots prior to sealing the survey plan.

9.0 **ENVIRONMENTAL MANAGEMENT PLAN (EMP)**

9.1 A Development Permit for Operational Works (Erosion Prevention and Sediment Control) must be obtained prior to commencement of work on site.

9.2 The plan must be prepared in accordance with Council's Development Manual (current at the time of the development), the Soil Erosion and Sediment Control Engineering Guidelines for Queensland Construction Sites, June 1996 by The Institution of Engineers, Australia and the EPA Best Practice Urban Stormwater Management – Erosion and Sediment Control Guideline.

9.3 The strategy of the plan must be implemented and maintained for the duration of the operational and building works, and until exposed soil areas are permanently stabilised (e.g. turfed, concreted).

9.4 Discharges of water pollutants, wastewater or stormwater from the site must not cause measurable levels of water pollutants in the receiving waters to fall outside the acceptable ranges specified in the 'Australian Water Quality Guidelines for Fresh and Marine Waters', ANZECC 2000.

9.5 No visible emissions of dust must occur beyond the boundaries of the site during earthworks and construction activities on the site. If, at any time during the earthworks and construction activities the dust emissions exceed the levels specified above, all dust generating activities must cease until the corrective actions have been implemented to reduce dust emissions to acceptable levels or wind conditions are such that acceptable levels are achieved.

10.0 MAINTENANCE VALUATION

10.1 The applicant must pay to Council a maintenance valuation fee per lot at the time of sealing of the survey plan at the rate applicable at the time of payment. The current rate is \$35.00 per lot.

11.0 MISCELLANEOUS

11.1 If any item of cultural heritage is identified during site works, all work must cease and the relevant State Agency must be notified. Work can resume only after State Agency clearance is obtained.

11.2 Any building materials, equipment and the like must be appropriately tied down, placed indoors and secured on site at the time of preparation for cyclone events. The on site supervisor is to ensure that all contractors/employees take the necessary steps to secure the construction site in the event of a cyclone.

11.3 All construction materials, waste, waste skips, machinery and contractors' vehicles must be located and stored or parked within the site. No storage of materials, parking of construction machinery or contractors' vehicles will be permitted in Mountney Road, Gregory Cannonvalley Road or adjoining land unless written permission from the owner of that land and Council is provided.

11.4 It is the developer's responsibility for the full rectification of any damage caused to neighbouring public infrastructure (such as footpaths, driveways, fences, gardens, trees and the like) caused by contractors, including clean up of any litter or waste that is a result of the subject development.

12.0 ADVISORY NOTES

12.1 Hours of work

It is the developer's responsibility to ensure compliance with the Environmental Protection Act 1994, which prohibits any construction, building and earthworks activities likely to cause nuisance noise (including the entry and departure of heavy vehicles) between the hours of 6.30 pm and 6.30 am from Monday to Saturday and at all times on Sundays or Public Holidays.

12.2 Dust Control

It is the developer's responsibility to ensure compliance with the Environmental Nuisance of the Environmental Protection Act 1994 which prohibits unlawful environmental nuisance caused by dust, ash, fumes, light, odour or smoke beyond the boundaries of the property during all stages of the development including earthworks and construction.

12.3 Sedimentation Control

It is the developer's responsibility to ensure compliance with the Environmental Protection Act 1994 and Schedule 9 of the Environmental Protection Regulation 2008 to prevent soil erosion and contamination of the stormwater drainage system and waterways.

12.4 Noise During Construction and Noise in General

It is the developer’s responsibility to ensure compliance with the Environmental Protection Act 1994.

12.5 General Safety of Public During Construction

It is the project manager’s responsibility to ensure compliance with the Work Health and Safety Act 2011. It states that the project manager is obliged to ensure construction work is planned and managed in a way that prevents or minimises risks to the health and safety of members of the public at or near the workplace during construction work.

It is the principal contractor’s responsibility to ensure compliance with the Work Health and Safety Act 2011. It states that the principal contractor is obliged on a construction workplace to ensure that work activities at the workplace prevent or minimise risks to the health and safety of the public at or near the workplace during the work.

It is the responsibility of the person in control of the workplace to ensure compliance with the Work Health and Safety Act 2011. It states that the person in control of the workplace is obliged to ensure there is appropriate, safe access to and from the workplace for persons other than the person’s workers.

12.6 Enquiries relating to the aforementioned conditions should be directed to the Planning and Community Services who will direct the enquiry to the relevant officer.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**12. Planning and Development Services**

**12.4 2017/10/25.11 20170583 - REQUEST FOR REDUCTION ON INFRASTRUCTURE CHARGES - 20 HORSFORD PLACE PROSERPINE - LOT 8 SP 211549**

**Moved by: J COLLINS**

**Seconded by: J CLIFFORD**

**Council approves the request made by MS Cutuli C/O Wynne Planning and Development Pty Ltd for a 50% reduction in infrastructure charges applicable to Development Permit Number 20170583 at Lot 8 SP 211549, 20 Horsford Place, Proserpine.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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12. Planning and Development Services

12.5 2017/10/25.12 20170300 - REFERRAL ENTITY RESPONSE - STATE DEVELOPMENT AREA APPLICATION FOR MATERIAL CHANGE OF USE FOR NON-RESIDENT WORKFORCE ACCOMMODATION IN THE GALILEE BASIN STATE DEVELOPMENT AREA - CARMICHAEL RAIL NETWORK PTY LTD

Moved by: J CLIFFORD

Seconded by: M BRUNKER

Council seeks an urgent face to face meeting with the Coordinator General on the issue of workers' accommodation and general operations noting that it is Council's first preference that the proposed workers be accommodated either in the close towns of Bowen or Collinsville, utilising the available residential accommodation in both towns.

Furthermore, if accommodation in towns is unavailable Council's second preferred position is a work camp situated in close proximity of Bowen and Collinsville with the following conditions:

- Prior to any works commencing on site, Environmental Management Plans (EMPs) for the construction and operational phases of Camp 2 are to be provided to Whitsunday Regional Council prior to commencement of construction and operation. The EMPs for both the construction and operational phases of Camp 2 are to account for impacts outside the Galilee Basin State Development Area.**
- In the event of a bushfire or flooding event Queensland Police are to be notified and consulted regarding road closures to Councils road network.**
- An emergency response plan is to be provided to Whitsunday Regional Council detailing evacuation routes and evacuation assembly areas to be used during a severe weather event.**
- A rehabilitation plan is to be provided to Whitsunday Regional Council prior to construction detailing the measures to be taken to decommission and rehabilitate Camp 2 and the batching plant to enable the land to be used for rural purposes.**
- Prior to works commencing on site, a water supply strategy is to be provided to Whitsunday Regional Council demonstrating sufficient supply is available to Rail Camp 2 and the batching plant and that there are no expectations on Whitsunday Regional Council to provide sufficient water supply.**
- A copy of the Erosion and Sediment Control Plan and Water Quality Management Plan is to be provided to Whitsunday Regional Council prior to commencement of construction and operation.**
- Any changes to the proposal or building plans for Camp 2 are to be provided to Whitsunday Regional Council prior to the commencement of construction.**
- A copy of the proposal and building plans for the Batching plant are to be provided to Whitsunday Regional Council prior to the commencement of construction.**

- All work on roads under the control of Whitsunday Regional Council is to be undertaken in accordance with the requirements of the Whitsunday Regional Council Development Manual, and if not specified in that manual, in accordance with Austroads design guidelines, particularly the following publications:
 - Rural Road Design: A Guide to the Geometric Design of Rural Roads, and
 - The Guide to Road Design series.
- Usage of unsealed roads when flooded, or subsequent to flooding, by any vehicles associated with the project will cease at the direction of Whitsunday Regional Council, and not recommence without authorisation from Whitsunday Regional Council.
- Where intermediate sight distance (as outlined in Section 4.2.8 of the Austroads "Unsealed Roads Manual") is not available, a usable paved carriageway width of at least 7.0 m is to be provided, including pavement widening and construction as necessary, unless lesser widths are accepted in writing by Whitsunday Regional Council.
- Ongoing maintenance of all roads under the control of Whitsunday Regional Council, including necessary maintenance, periodic renewal of road signage and possible use of dust palliatives is to be the subject of an infrastructure agreement with Council, to be finalised and agreed upon prior to the commencement of construction of the rail project.
- Access to Rail Construction Camp 2 is to be located and constructed in accordance with instructions from Whitsunday Regional Council and is to comply with the requirements of the Whitsunday Regional Council Development Manual.
- Provide adequate and safe access for firefighting/other emergency vehicles and for safe evacuation.
- Solid waste is to be stored on site in vermin-proof facilities until it is transferred to a licensed refuse facility.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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12. Planning and Development Services  
12.6 2017/10/25.13 ELECTRIC VEHICLE SUPER HIGHWAY

Moved by: R PETERSON  
Seconded by: J CLIFFORD

Council resolves to enter into a Licence Agreement with Energy Impact Pty Ltd for the installation and use of Road Reserve for the purposes of installing Electric Vehicle Charging Infrastructure.

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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12. Planning and Development Services
12.7 2017/10/25.14 LGIP PUBLIC CONSULTATION

Moved by: J CLIFFORD
Seconded by: R PETERSON

Council resolves to:

- a) Publicly consult on the proposed Local Government Infrastructure Plan subject to conditions imposed by the Minister; and
- b) undertake public consultation in accordance with the Public Consultation Plan and Statutory Guideline 04/14 Making and Amending Local Planning Instruments between the period 6 November 2017 and 22 December 2017.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**13. Community and Environment**

**13.1 2017/10/25.15 COMMUNITY & ENVIRONMENT - MONTHLY REPORT  
- SEPTEMBER 2017**

**Moved by: R PETERSON**

**Seconded by: P RAMAGE**

**Council receives the Community & Environment Monthly Report for September 2017.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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13. Community and Environment

**13.2 2017/10/25.16 REQUEST FOR SEWERAGE CHARGES
CONCESSION - CONGREGATION OF JEHOVAH'S
WITNESSES INC. BOWEN**

Moved by: J CLIFFORD

Seconded by: M BRUNKER

Council approves a sewerage service charge concession for the property on rates assessment 1200859 - Lot 1 RP746287 (75 Argyle Park Road, Bowen) for the Congregation of Jehovah's Witnesses Inc. equivalent to 75% of the sewerage service charge levied.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**13. Community and Environment**

**13.3 2017/10/25.17 REQUEST FOR COUNCIL FEE WAIVERS - OCTOBER 2017**

**Moved by: J CLIFFORD**

**Seconded by: R PETERSON**

**Council approves the waiving of fees for the following recipients;**

- **Queens Beach State School;**
- **Surf Life Saving Qld North Barrier Branch Inc.;**
- **Reef to Ranges; and**
- **Collinsville Lions Club Inc.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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13. Community and Environment

13.4 2017/10/25.18 REQUEST FOR DONATION - ALPHA EPSILON BRANCH - ESA INTERNATIONAL PROSERPINE

Moved by: J COLLINS

Seconded by: J CLIFFORD

Council approves the request for a donation of \$135.00 for the hire of the Proserpine Community Centre to the Alpha Epsilon Branch of ESA International in support of their Art & Craft Expo.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**13. Community and Environment**

**13.5 2017/10/25.19 WHITSUNDAY CATCHMENT LANDCARE -  
MEMORANDUM OF UNDERSTANDING**

**Moved by: R PETERSON**

**Seconded by: J CLIFFORD**

**Council resolves to endorse the Memorandum of Understanding between the Whitsunday Regional Council and the Whitsunday Catchment Landcare group and develop a new Whitsunday Catchment Landcare native tree nursery agreement.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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14. Engineering Services

**14.1 2017/10/25.20 ENGINEERING SERVICES - MONTHLY REPORT -
SEPTEMBER 2017**

Moved by: J CLIFFORD

Seconded by: D CLARK

Council receives the Engineering Services Monthly Report for the period ending 30 September, 2017.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**15. Customer Experience**

**15.1 2017/10/25.21 CUSTOMER EXPERIENCE MONTHLY REPORT -  
SEPTEMBER 2017**

**Moved by: R PETERSON**

**Seconded by: J CLIFFORD**

**Council receives the Customer Experience Monthly Report for September 2017.**

**MEETING DETAILS:**

The motion was Carried 7/0

CARRIED

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17. Procedural Motion

17.1 2017/10/25.22 PROCEDURAL MOTION - ADJOURN

Moved by: J CLIFFORD

Seconded by: M BRUNKER

That the meeting be adjourned for the purpose of morning tea at 10.41am.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**17. Procedural Motion**

**17.2 2017/10/25.23 PROCEDURAL MOTION - RECONVENE**

**Moved by: D CLARK**

**Seconded by: J CLIFFORD**

**That the meeting be reconvened from morning tea at 11.14 am.**

**MEETING DETAILS:**

The motion was Carried 7/0

CARRIED

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17. Procedural Motion

17.3 2017/10/25.24 PROCEDURAL MOTION - CLOSURE OF MEETING

Moved by: R PETERSON

Seconded by: P RAMAGE

That Council close the meeting to the public at 11.15am in accordance with Section 275 of the Local Government Regulation 2012, for the purpose of discussing employee or industrial matters, budget, rating concessions, contractual matters, legal proceedings, planning matters or other business likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

Item 17.1.1 - Business Activities Report - September 2017

(c) the local government's budget

Item 17.1.2 - Whitsunday Regional Council v Bluedrum Pty Ltd & Ors

(f) starting or defending legal proceedings involving it

Item 17.2.1 - Rates and Sundry Debtors - September 2017

(f) starting or defending legal proceedings involving it

Deputy Mayor Collins declared a Material Personal Interest and left the meeting room at 11.32am taking no part in the discussion on this matter and returned at 11.33am.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**17. Procedural Motion**

**17.4 2017/10/25.25 PROCEDURAL MOTION - REOPEN OF MEETING**

**Moved by: J CLIFFORD**

**Seconded by: M BRUNKER**

**That Council reopen the meeting to the general public at 11.50am.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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17.1 Confidential Matters - Office of the Mayor and CEO

17.1.1 2017/10/25.26 BUSINESS ACTIVITIES REPORT - SEPTEMBER 2017

Moved by: J CLIFFORD

Seconded by: P RAMAGE

Council receives the Business Activities Report for September 2017.

MEETING DETAILS:

The motion was Carried 7/0

CARRIED

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**17.1 Confidential Matters - Office of the Mayor and CEO**

**17.1.2 2017/10/25.27 WHITSUNDAY REGIONAL COUNCIL V BLUEDRUM  
PTY LTD & ORS**

**Moved by: D CLARK**

**Seconded by: J COLLINS**

**Council resolves to instruct the Chief Executive Officer to proceed as proposed by McKays Solicitors.**

**MEETING DETAILS:**

The motion was Carried 7/0

**CARRIED**

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17.2 Confidential Matters - Corporate Services

17.2.1 2017/10/25.28 RATES AND SUNDRY DEBTORS - SEPTEMBER 2017

Moved by: J CLIFFORD

Seconded by: R PETERSON

Council receives the report showing the actions taken to collect outstanding debtors and rates for September 2017.

MEETING DETAILS:

Deputy Mayor Collins declared a Material Personal Interest in accordance with Section 172(2)(c) of the Local Government Act 2009 due to the matter of him currently undertaking legal proceedings with one of the debtors and left the meeting room at 11.52am taking no part in the debate on this matter.

The motion was Carried 6/0

CARRIED

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*Deputy Mayor Collins returned to the meeting room at 11.53am.*

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The meeting closed at 11.54am

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Confirmed as a true and correct recording on 8 November, 2017

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**Cr Andrew Willcox  
MAYOR**