



PLANNING AND REGULATORY COMMITTEE MEETING

MINUTES

17 JANUARY 2017

These Committee Recommendations contained within these minutes were adopted at the Council Meeting on 24 January 2017.

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**REPORT OF THE PLANNING AND REGULATORY COMMITTEE MEETING
HELD AT COUNCIL CHAMBERS, 232 BOLSOVER STREET, ROCKHAMPTON
ON TUESDAY, 17 JANUARY 2017 COMMENCING AT 9.05AM**

1 OPENING

2 PRESENT

Members Present:

Councillor C E Smith (Chairperson)
The Mayor, Councillor M F Strelow
Councillor N K Fisher
Councillor C R Rutherford
Councillor M D Wickerson

In Attendance:

Mr M Rowe – General Manager Community Services (Executive Officer)
Mr E Pardon – Chief Executive Officer
Mr S Gatt – Manager Planning and Regulatory Services
Ms M Dansie – Supervisor Local Laws
Ms S Friske – Governance Support Officer

3 APOLOGIES AND LEAVE OF ABSENCE

4 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

COMMITTEE RESOLUTION

THAT the minutes of the Planning and Regulatory Committee held on 6 December 2016 be taken as read and adopted as a correct record.

Moved by: Councillor Wickerson

Seconded by: Mayor Strelow

MOTION CARRIED

**5 DECLARATIONS OF INTEREST IN MATTERS ON THE
AGENDA**

6 BUSINESS OUTSTANDING

6.1 BUSINESS OUTSTANDING TABLE FOR PLANNING AND REGULATORY COMMITTEE

File No: 10097
Attachments: 1. Business Outstanding Table
Authorising Officer: Evan Pardon - Chief Executive Officer
Author: Evan Pardon - Chief Executive Officer

SUMMARY

The Business Outstanding table is used as a tool to monitor outstanding items resolved at previous Council or Committee Meetings. The current Business Outstanding table for the Planning and Regulatory Committee is presented for Councillors' information.

9:06AM Councillor Fisher attended the meeting

COMMITTEE RECOMMENDATION

THAT the Business Outstanding Table for the Planning and Regulatory Committee be received.

Moved by: Councillor Smith
Seconded by: Councillor Wickerson

MOTION CARRIED

7 PUBLIC FORUMS/DEPUTATIONS

Nil

8 OFFICERS' REPORTS

8.1 MONTHLY OPERATIONS REPORT FOR PLANNING AND REGULATORY SERVICES INCLUDING NOVEMBER AND DECEMBER 2016

File No: 1464

Attachments:

1. Monthly Operations Report for Planning and Regulatory Services Period Including November and December 2016
2. Traffic Light Report for November 2016
3. Traffic Light Report for December 2016
4. Financial Matters Report for November 2016
5. Financial Matters Report for December 2016

Authorising Officer: Michael Rowe - General Manager Community Services

Author: Steven Gatt - Manager Planning & Regulatory Services

SUMMARY

The Monthly Operations Report for Planning and Regulatory Services Section including November and December 2016 is presented for Councillor's information.

9:11AM Chief Executive Officer attended the meeting

COMMITTEE RECOMMENDATION

THAT the Planning and Regulatory Services Monthly Operations Report for November and December 2016 be 'received'.

Moved by: Councillor Fisher

Seconded by: Councillor Rutherford

MOTION CARRIED

8.2 PROPOSED ANIMAL INSPECTION PROGRAM

File No: 7437
Attachments: 1. Public Notice April / May 2017
Authorising Officer: Michael Rowe - General Manager Community Services
Author: Steven Gatt - Manager Planning & Regulatory Services

SUMMARY

This report presents an Animal Inspection Program for consideration by Council. Prior to Rockhampton Regional Council officers undertaking an inspection program, the Systematic Inspection Program, to monitor compliance with the Animal Management (Cats and Dogs) Act 2008, Rockhampton Regional Council Local Law 1 (Administration) 2011, and Rockhampton Regional Council Local Law 2 (Animal Management) 2011 must be approved by Council.

COMMITTEE RECOMMENDATION

THAT in accordance with the *Animal Management (Cats and Dogs) Act 2008* and *Local Government Act 2009*, Council approves an inspection program, the Systematic Inspection Program, for the locality of Mount Morgan, The Mine, Boulder Creek, Horse Creek, Hamilton Creek, Waltherhall, Baree and Moongan between 1 April 2017 to 31 May 2017.

Moved by: Councillor Rutherford
Seconded by: Councillor Fisher

MOTION CARRIED

9 NOTICES OF MOTION

Nil

10 URGENT BUSINESS\QUESTIONS

10.1 PREVIOUS ENFORCEMENT MATTER

File No: 11098

Authorising Officer: Steven Gatt - Manager Planning and Regulatory Services

SUMMARY

The matter related to the status of the enforcement notice is to be discussed in closed session.

COMMITTEE RECOMMENDATION

THAT an update be provided on a previous enforcement notice in closed session.

Moved by: Councillor Fisher

Seconded by: Councillor Wickerson

MOTION CARRIED

11 CLOSED SESSION

In accordance with the provisions of section 275 of the *Local Government Regulation 2012*, a local government may resolve to close a meeting to the public to discuss confidential items, such that its Councillors or members consider it necessary to close the meeting.

COMMITTEE RESOLUTION

THAT the meeting be closed to the public to discuss the following items, which are considered confidential in accordance with section 275 of the *Local Government Regulation 2012*, for the reasons indicated.

12.1 Proposed Enforcement Proceedings - Traffic Offence

This report is considered confidential in accordance with section 275(1)(f), of the *Local Government Regulation 2012*, as it contains information relating to starting or defending legal proceedings involving the local government.

12.2 Previous Enforcement Matter

This report is considered confidential in accordance with section 275(1)(f), of the *Local Government Regulation 2012*, as it contains information relating to starting or defending legal proceedings involving the local government.

Moved by: Councillor Wickerson

Seconded by: Councillor Smith

MOTION CARRIED

COMMITTEE RESOLUTION

10:11AM

THAT pursuant to s7(11) *Council Meeting Procedures* the meeting moves into Closed Session and be closed to the public.

Moved by: Councillor Wickerson

Seconded by: Councillor Fisher

MOTION CARRIED

COMMITTEE RESOLUTION

10:24AM

THAT pursuant to s7(11) *Council Meeting Procedures* the meeting moves out of Closed Session and be opened to the public.

Moved by: Councillor Fisher

Seconded by: Councillor Wickerson

MOTION CARRIED

12 CONFIDENTIAL REPORTS

12.1 PROPOSED ENFORCEMENT PROCEEDINGS - TRAFFIC OFFENCE

File No: 11098

Attachments: Nil

Authorising Officer: Michael Rowe - General Manager Community Services

Author: Steven Gatt - Manager Planning & Regulatory Services

This report is considered confidential in accordance with section 275(1)(f), of the *Local Government Regulation 2012*, as it contains information relating to starting or defending legal proceedings involving the local government.

SUMMARY

This report seeks approval to commence proceedings in the Magistrate Court against for parking in a designated parking space for a time longer than the maximum time indicated on the official traffic sign installed for the space by section 205(1)(a) of the Transport Operations (Road Use Management – Road Rules) Regulation 2009. The alleged offender has requested that the matter be heard in Court.

COMMITTEE RECOMMENDATION

THAT Council resolve to proceed with Magistrate Court prosecutions for parking in a designated parking space for a time longer than the maximum time indicated on the official traffic sign installed for the space as required by section 205(1)(a) of the *Transport Operations (Road Use Management – Road Rules) Regulation 2009*.

Moved by: Mayor Strelow

Seconded by: Councillor Wickerson

MOTION CARRIED UNANIMOUSLY

12.2 PREVIOUS ENFORCEMENT MATTER

File No: 11098

Authorising Officer: Steven Gatt - Manager Planning and Regulatory Services

SUMMARY

An update on the status of the enforcement notice was provided to Councillors by the Manager of Planning and Regulatory Services.

13 CLOSURE OF MEETING

There being no further business the meeting closed at 10:26am.

SIGNATURE

CHAIRPERSON

DATE