These Committee Recommendations contained within these minutes were adopted at the Council Meeting on 13 June 2017.
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1 OPENING

2 PRESENT

Members Present:
- Councillor C E Smith (Chairperson)
- Councillor N K Fisher
- 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 & Regulatory Services
- Ms C Hayes – Coordinator Health and Environment
- Ms K Moody – Coordinator Local Laws
- Ms T Fitzgibbon – Coordinator Development Assessment
- Mr P Harrison – Coordinator Building, Plumbing and Compliance
- Ms R Phelan – Supervisor Administration
- Ms M Dansie – Supervisor Local Laws
- Mr T Gardiner – Senior Planning Officer
- Mr B Diplock – Planning Officer
- Mr M Mansfield – Supervisor Media and Engagement
- Ms T Richardson – Senior Administration Officer
- Ms A Johnson – Planning Administrator Officer
- Ms C Steinberger – Media Officer
- Ms S Friske – Acting Senior Governance Support Officer
- Ms K West – Acting Governance Support Officer

3 APOLOGIES AND LEAVE OF ABSENCE

Councillor Margaret Strelow tendered her apology and was not in attendance.
Councillor Cherie Rutherford tendered her apology and was not in attendance.

4 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

COMMITTEE RECOMMENDATION

THAT the minutes of the Planning and Regulatory Committee held on 16 May 2017 be taken as read and adopted as a correct record.

Moved by: Councillor Smith
Seconded by: Councillor Wickerson
MOTION CARRIED

5 DECLARATIONS OF INTEREST IN MATTERS ON THE AGENDA

In accordance with s173(2) of the Local Government Act 2009, Councillor Smith disclosed a conflict of interest in respect of Item 8.2 - D/18-2017 - Development Application for a Material Change of Use for Renewable Energy Facility (solar park) due to a relative’s ownership of the property.
6 BUSINESS OUTSTANDING

Nil
7 PUBLIC FORUMS/DEPUTATIONS

7.1 D/162-2015 - DEVELOPMENT APPLICATION FOR A MATERIAL CHANGE OF USE FOR A SERVICE STATION, SHOP, SHOWROOM AND FOOD AND DRINK OUTLET

File No: D/162-2015
Attachments: Nil
Authorising Officer: Tarnya Fitzgibbon - Coordinator Development Assessment
Steven Gatt - Manager Planning & Regulatory Services
Michael Rowe - General Manager Community Services
Author: Thomas Gardiner - Planning Officer

SUMMARY

Council is in receipt of a development application for a Material Change of Use for a Service Station, Shop, Showroom and Food and Drink Outlet, made by Glenwaye Pty Ltd Trustee under instrument 709957847, on land described as Lot 24 on SP191047, Parish of Murchison, located at 337-341 Yaamba Road, Park Avenue.

The application is to be presented to the Planning and Regulatory Committee meeting on 6 June 2017.

Mercy Health and Aged Care (submitter) has requested the opportunity to have a deputation with the Council at the Planning and Regulatory Committee meeting.

COMMITTEE RECOMMENDATION

THAT the deputation by Mercy Health and Aged Care be 'received'.

Moved by: Councillor Wickerson
Seconded by: Councillor Fisher
MOTION CARRIED
8 OFFICERS' REPORTS

8.1 D/162-2015 - MATERIAL CHANGE OF USE FOR SERVICE STATION, SHOP, SHOWROOM AND FOOD AND DRINK OUTLET

File No: D/162-2015
Authorising Officer: Tarnya Fitzgibbon - Coordinator Development Assessment
Steven Gatt - Manager Planning & Regulatory Services
Michael Rowe - General Manager Community Services
Author: Thomas Gardiner - Planning Officer

SUMMARY

Development Application Number: D/162-2015
Applicant: Glenwayne Pty Ltd trustee under instrument 709957847
Real Property Address: Lot 24 on SP191047, Parish of Murchison
Common Property Address: 337-341 Yaamba Road, Park Avenue
Area of Site: 2.686 hectares
Planning Scheme: Rockhampton Region Planning Scheme 2015
Planning Scheme Zone: Specialised Centre Zone, Yaamba Road Precinct
Planning Scheme Overlays: Steep Land Overlay – 15-20% slope
Steep Land Overlay – 20-25% slope
Steep Land Overlay – 25%+ slope
Existing Development: Two (2) Retail Showrooms
Existing Approvals: Development Permit (D-R/971-2005) for Retail Showrooms and Reconfiguring a Lot (Boundary Realignment)
Development Permit (D-R/163-2009) for Reconfiguring a Lot (one lot into three lots including an access easement) (Lapsed)
Approval Sought: Development Permit for a Material Change of Use for Service Station, Shop, Showroom, and Food and Drink Outlet
Level of Assessment: Impact Assessable
Submissions: Three (3) properly made submissions
Referral Agency(s): Department of Infrastructure, Local Government and Planning
Infrastructure Charges Area: Charge Area 1
Application Progress:
Application Lodged: 2 December 2015
Acknowledgment Notice issued: 15 December 2015
Request for Further Information sent: 22 December 2015
Request for Further Information responded to: 14 June 2016
Submission period commenced: 1 July 2016
Submission period end: 22 July 2016
Council request for additional time: 20 April 2017
Government Agency Response: 4 April 2017
Last receipt of information from applicant: 2 April 2017
Statutory due determination date: 20 June 2017

COMMITTEE RECOMMENDATION

That pursuant to s7.6 and s40 Council Meeting Procedures the matter be referred to Council on 13 June 2017 for consideration.

Moved by: Councillor Smith
Seconded by: Councillor Fisher
MOTION CARRIED
8.2  D/18-2017 - DEVELOPMENT APPLICATION FOR A MATERIAL CHANGE OF USE FOR RENEWABLE ENERGY FACILITY (SOLAR PARK)

File No:  D/18-2017
Attachments:  1. Locality Plan  
              2. Development Plan  
              3. Landscape Plan
Authorising Officer:  Amanda O'Mara - Senior Planning Officer  
                      Michael Rowe - General Manager Community Services
Author:  Brandon Diplock - Planning Officer

SUMMARY
Development Application Number:  D/18-2017
Applicant:  Eco Energy World Australia Pty Ltd on behalf of Maranbah Solar Pty Ltd C/- RPS Australia East Pty Ltd
Real Property Address:  Lot 742 Cherryfield Road, Gracemere
Common Property Address:  Lot 742, 770 and 778 on LIV40192, Lot 1009 on LIV40267, Lot 2 on RP613051 and Lot 13 on LN424, Parish of Bouldercombe
Area of Site:  706.22 hectares
Planning Scheme:  Rockhampton Region Planning Scheme 2015
Planning Scheme Zone:  Rural Zone
Planning Scheme Overlays:  Agricultural Land Classification Overlay  
                          Biodiversity Waterways Overlay  
                          Bushfire Hazard Overlay  
                          Infrastructure Corridors (Elec Transmission)  
                          Mining Leases Overlay  
                          Steep Land Overlay  
                          Transport Noise Corridor
Existing Development:  Not Applicable
Existing Approvals:  Not Applicable
Approval Sought:  Development Permit for a Material Change of Use for Renewable Energy Facility (solar park)
Level of Assessment:  Impact Assessable
Submissions:  One (1) properly made
Referral Agency(s):  Department of Infrastructure, Local Government and Planning, and Powerlink Queensland
Infrastructure Charges Area:  Charge Area 3
Application Progress:
| Application Lodged:          | 21 February 2017 |
| Acknowledgment Notice issued: | 6 March 2017     |
| Submission period commenced:  | 23 March 2017     |
Submission period end: 13 April 2017
Council request for additional time: 12 May 2017
Government Agency Response: 21 March 2017
Last receipt of information from applicant: 19 April 2017
Statutory due determination date: 16 June 2017

COMMITTEE RECOMMENDATION

That pursuant to s7.6 and s40 Council Meeting Procedures the matter be referred to Council on 13 June 2017 for consideration.

Moved by: Councillor Wickerson
Seconded by: Councillor Fisher
MOTION CARRIED
8.3 COMMITTEE REPORT DELEGATIONS - APRIL 2017

File No: 7028
Attachments: Nil
Authorising Officer: Steven Gatt - Manager Planning & Regulatory Services
                      Michael Rowe - General Manager Community Services
Author: Tarnya Fitzgibbon - Coordinator Development Assessment

SUMMARY
This report outlines the development applications received in April 2017 and whether they will be decided under delegation or decided by Council.

COMMITTEE RECOMMENDATION

THAT this report be received.

Moved by: Councillor Fisher
Seconded by: Councillor Wickerson

MOTION CARRIED
8.4 SOLE SOURCE SUPPLIER APPROVAL

File No: 10323
Attachments: Nil
Authorising Officer: Steven Gatt - Manager Planning & Regulatory Services
Author: Catherine Hayes - Coordinator Health and Environment

SUMMARY

This report seeks Council approval for sole source suppliers for specific vector control chemicals.

COMMITTEE RECOMMENDATION

THAT Council approve the sole source supplies in accordance with s235(a) of the Local Government Regulation 2012.

Moved by: Councillor Smith
Seconded by: Councillor Fisher
MOTION CARRIED
8.5 NEW DOG BREEDER LEGISLATION UNDER THE ANIMAL MANAGEMENT (CATS AND DOGS) ACT 2008

File No: 7896
Attachments: Nil
Authorising Officer: Michael Rowe - General Manager Community Services
Author: Steven Gatt - Manager Planning & Regulatory Services

SUMMARY

The Queensland Government has introduced new laws that will promote the responsible breeding of dogs through the Animal Management (Protecting Puppies) and Other Legislation Amendment Act. This impacts Local government regulatory functions that are responsible for managing cats and dogs within their local area under the Animal Management (Cats and Dogs) Act 2008 (the Act).

The new amendment targets dog breeders and suppliers through registration laws which are an extension of the animal management laws under the Act.

9:49AM Chief Executive Officer left the meeting
9:57AM Chief Executive Officer returned to the meeting
9:58AM Chief Executive Officer left the meeting

COMMITTEE RECOMMENDATION

THAT Council approve the commencement of enforcement activities on the amendments to the Animal Management (Cats and Dogs) Act incorporating the Animal Management (Protecting Puppies) and Other Legislation Amendment Act 2008 from 31 July 2017.

Moved by: Councillor Smith
Seconded by: Councillor Wickerson
MOTION CARRIED
9  NOTICES OF MOTION

Nil
11 CLOSURE OF MEETING

There being no further business the meeting closed at 10:11am.

____________________________________
SIGNATURE

____________________________________
CHAIRPERSON

____________________________________
DATE