



MINUTES
of the
GENERAL MEETING

CHAIRPERSON: Cr R Dyne (Mayor)

**Held in the Boardroom
Old Bank Building
46 Nash Street
Gympie Qld 4570**

**On Wednesday 26 August 2009
At 9.00 am**

Gympie Regional Council **GENERAL**

*Mayor RJ Dyne (Chairman),
Crs AJ Perrett, GL Engeman, RA Gâté, LJ Friske,
DR Neilson, IT Petersen, J Watt and JA Walker*

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The meeting commenced at 9:05 am.

PRESENT: Mayor Cr R.J. Dyne (Chairman), Cr G.L. Engeman, Cr I.T. Petersen, Cr L.J. Friske, Cr R.A. Gâté, and Cr J. Watt.

Also in attendance were Acting Chief Executive Officer (Mr C. Manson), and Minutes Clerk (Miss S Bull).

DECLARATIONS OF INTEREST BY COUNCILLORS

Planning & Development Committee Meeting
P44/08/09 – Cr J.A. Walker – Material Personal Interest
P44/08/09 – Cr G.L.Engeman – Conflict of Interest.
P48/08/09 – Cr R.J. Dyne – Conflict of Interest

SECTION 1: OPEN WITH PRAYER

Pastor Rick Roberts from Gympie Christian Families offered a Prayer for the advancement of the Region and the true welfare of its people.

One Minute's silence was observed for family and friends of deceased residents of the Region.

LEAVE OF ABSENCE

G21/08/09 - That Cr D.R. Neilson be granted Leave of Absence from all Council meetings on the 26 August 2009.

G11/06/09 - That Cr Tony Perrett be granted Leave of absence from all Council meeting during the 24 – 27 August 2009 to attend the LGAQ Conference.

SECTION 2: APOLOGIES

G28/08/09 Moved: Cr R.A. Gâté

Seconded: Cr I.T. Petersen

That the apology from Cr J.A. Walker and Cr L.J. Friske be accepted.

Carried

Leave of Absence

G29/08/09 Moved: Cr I.T. Petersen

Seconded: Cr G.L. Engeman

That Cr J. Watt be granted leave of absence from all Council meetings to be held on the 2 September 2009.

Carried

SECTION 3: CONFIRMATION OF MINUTES OF PREVIOUS GENERAL MEETING

G30/08/09 Moved: Cr R.A. Gâté

Seconded: Cr J. Watt

That the Minutes of the Gympie Regional Council General Meeting held on 12 August 2009 be taken as read and confirmed.

Carried

SECTION 4: PETITIONS

Nil

SECTION 5: ADOPTION OF COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE RECOMMENDATIONS

G31/08/09 Moved: Cr R.A. Gâté

Seconded: Cr G.L. Engeman

That the Recommendations of the Community & Economic Development Committee Meeting held on 12 August 2009 as presented, be received.

Carried

G32/08/09 Moved: Cr R.A. Gâté

Seconded: Cr G.L. Engeman

That the Recommendations of the Community & Economic Development Committee Meeting held on 12 August 2009, be adopted.

Carried

<p>SECTION 6: REPORT BY THE COMMUNITY & ECONOMIC DEVELOPMENT COMMITTEE CHAIRMAN</p>
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Cr Rae Gâté presented the following Report:-

Council's Community Service Directorate is currently reviewing Registration Certificates to conduct environmentally relevant activities within the Gympie Regional Council area in order to reflect to the Environmental Protection Act 1994 and subordinate legislation. Changes to relevant activities may affect some operators as some activities are no longer environmentally relevant activities.

Swimming Pools

Season works are progressing satisfactorily. A new plant room has been installed at Tin Can Bay and work on the variable depth pool is progressing well. All pool vacuum cleaners have been serviced in readiness for the new swim season. The recently increasingly warm weather may see a long swim season.

The building of the Community Volunteer Training Facility will be completed shortly, an internal fit out is required prior to the shed being functional.

The Public Gallery has had a number of exhibitions throughout July and August. "Smoke Free Zone" during Naidoc week was opened by Aunty Olive and supported by Corroboree by indigenous Butchella dance troupe.

The Council has approved structural changes to the Amamoor Hall subject to the Amamoor Hall Committee meeting their obligations under the Schedule of Trusts and obligations relating to any necessary building approvals. The proposal is to enclose the front section of the hall into 4 offices to enable more usage by community support groups.

The Cooloola Regional Development Bureau Events web site hits in June 8077. Event support and promotions are under way with the Tin Can Bay Seafood Festival. Planning and discussions for Gympie's steam and heritage weekend with the MVHR and Gold Mining Museum progressing. Works are being arranged for Lake Alford and Matilda information centres to make provision for disabled access.

The Woodworks Museum has provided information to Queensland Education Department to promote the museum to schools, colleges, universities, tafes, distance educational groups and School of the Air. Promotional material has also been forwarded to wedding celebrants and photographers' advising that museum is now open and holding/hosting weddings and or photographs.

Council has appointed Cr Rae Gate as Gympie Regional Council's representative on the board of the Tourism Transition Advisory Board.

G33/08/09 Moved: Cr R.A. Gâté Seconded: Cr J. Watt

That the Report be received.

Carried

<p>SECTION 7: ADOPTION OF PLANNING & DEVELOPMENT COMMITTEE RECOMMENDATIONS</p>

Cr G.L. Engeman declared a Conflict of Interest in Minute P44/08/09 due to perceived business interests and chose to remain in the meeting.

Cr R.J. Dyne declared a Conflict of Interest in Minute P48/08/09 due to being a patron of the organisation and chose to remain in the meeting.

Cr J.A. Walker declared a Material Personal Interest in Minute P44/08/09 due to being the property owner (2008-0745).

G34/08/09 Moved: Cr I.T. Petersen Seconded: Cr J. Watt

That the Recommendations of the Planning & Development Committee Meeting held on 19 August 2009 as presented, be received.

Carried

G35/08/09 Moved: Cr I.T. Petersen Seconded: Cr J. Watt

That the Recommendations of the Planning & Development Committee Meeting held on 19 August 2009, be adopted.

Carried

SECTION 8: REPORT BY THE PLANNING & DEVELOPMENT COMMITTEE CHAIRMAN

Cr Ian Petersen presented the following Report:-

STRATEGIC PLANNING MATTERS

The Committee is recommending that Council accepts the invitation from Fauna and Flora International to join the Great Sandy Links Technical Committee to join that group as part of the process to ensure Council has a voice in the future direction of the Great Sandy Biosphere. Environmental Planner Ms Amy Gosley will be Council's representative .

The Department of Environment and Resource Management is seeking Council approval to amend locality boundaries for one lot from Traveston to Tandur and one from Wolvi to Wilsons Pocket. The Committee is recommending that Council consent to these changes as they better describe the location and will improve identification by emergency services.

The Committee is recommending that Council proceed with an amendment to the Planning Scheme to convert two parcels of Council land on Langton Rd and Noosa Rd from Community Zone to Industry Zone and further that the Minister for Infrastructure and Planning be advised accordingly and invited to consider the usual "State Interest" check. The proposal has been advertised and no submissions have been received.

APPLICATIONS FOR MATERIAL CHANGE OF USE:-

The committee recommended approval for MCU's in relation to:-
A home business at Duffy Court, a plastic reprocessing facility at Wallander Rd Imbil, extensions to a Child Care Facility at Wilson's Pocket Rd, and representations in relation to approval conditions at Litschner Rd

RECONFIGURING A LOT APPLICATIONS

The Committee is recommending that Council approve a boundary realignment at Boonaravale Rd, and representations in relation to approvals at Stewart Rd and Fritz Rd.

NEW APPLICATIONS

Three new code assessable, four new reconfiguring applications and two new Operational Works Applications were noted.

DEVELOPMENT APPLICATIONS APPROVED

Fifteen applications were approved under delegated authority.

GENERAL MATTERS

The Director of Planning presented a very comprehensive report on the new *Sustainable Planning Bill 2009* highlighting a few of the benefits that may be delivered when the Bill becomes an Act but also pointing out some of the

elements which could well be quite counter productive. Extensive training will be necessary and obviously that will impose an extra cost burden on Council, and some of the cultural changes which will result are likely to cause some heartburn.

The Committee is recommending that Council approve the siting of a shipping container on Council land at the Vietnam Veterans Community Hall at Cooloola Cove. The container is required for secure storage of equipment and will be painted and landscaped.

The Committee considered a proposal for affordable housing utilising smaller lots and is generally supportive of the proposal which would need a Reconfiguring a Lot application.

Following the State Government's decision to veto the Rainbow Shores development, The Committee is recommending that Council press for completion of the Master Plan for Inskip Point. This document is urgently needed as it will have significant impact on Council's future planning for the area, and in fact for the whole region.

G36/08/09 Moved: Cr I.T. Petersen

Seconded: Cr J. Watt

That the Report be received.

Carried

SECTION 9: OTHER MATTERS

9/1	Noisy and Hard to Locate Sports Study 2009-2028
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Re: **G37/08/09** Noisy and Hard to Locate Sports Study 2009-2028
 From: Colin Jensen, Coordinator-General, Director-General, Department of Infrastructure and Planning, PO Box 15099, City East, Queensland, 4002.

File: 1066997

Date: 17 August 2009.

“Thank you for your letter of 27 July 2009 about the potential relocation of Suncoast Model Aero Club and Suncoast Motocross Club to the Traveston area of Gympie Regional Council.

I note that the newspaper articles referred to in your letter relate to the recently released Sunshine Coast Regional Council draft Noisy and Hard to Locate Sports Study 2009 – 2028. I understand that the findings in this study are based on a preliminary assessment only.

I acknowledge your concerns about the lack of consultation with respect to relocation of sporting clubs to the Traveston area of Gympie Regional Council. At this time, no studies have been undertaken to investigate potential sport and recreation opportunities in the Traveston area. For this reason, no consultation has occurred.

Should you wish to discuss this matter further, officers from the Department of Infrastructure and Planning are meeting with Council on 19 August 2009 and would welcome discussion. If you require any further assistance, please contact Mrs Megan Rosenberg, Senior Planner, Southern Regional Division, Planning Group, Department of Infrastructure and Planning, on 4151 9740 who will be pleased to assist.”

Report: (Manager Strategic Planning – Kerry Rolfe)

Ms Rosenberg was present at the Planning and Development Committee Meeting on 19th August. The Manager Strategic Planning indicated that she knew the name of the person in Department of Infrastructure and Planning who had been dealing with the clubs. This name was provided after the meeting and Ms Rosenberg will be following up. It is expected another letter will follow in due course.

G37/08/09

Moved: Cr G.L. Engeman

Seconded: Cr R.A. Gâté

That the information be received.

Carried

SECTION 10: LATE ITEMS**Late Item 1 Legal Proceedings**

Re: **G38/08/09** Legal Proceedings
From: Compliance and Local Disaster Coordinator – Mr Ron Potter
File:
Date: 21 August 2009

Report: (Compliance and Local Disaster Coordinator – Mr Ron Potter)

On the 18th August 2009, the Magistrate's Court dealt with a rooster matter pursuant to Council's Local Laws No 2 (Keeping and Control of Animals).

Prosecution was successful pursuant to (former) Cooloola Shire Council Local Law No 2 – Section 26 (Duty to avoid nuisances) Section 26 (d) A person must not fail to comply with a notice within the time allowed in the notice. 2 February 2009.

The animal owner was found guilty and fined \$2000.00 for the offence and ordered to pay professional costs of \$2000.00 (total of \$4000.00).

Council now has the ability to issue a further notice to permanently remove the nuisance animal from the property pursuant to (Former) Cooloola Shire Council Local Law No 2 – Section 26 (Duty to avoid nuisances) - Section 26 (e) states that;

Notwithstanding that a person has been penalised under subsection (d) hereof for failing to comply with a notice under subsection (c), the Local Government may give further written notice to the keeper of the animal requiring the person to remove the animal.

G38/08/09 Moved: Cr R.A. Gâté

Seconded: Cr J. Watt

That Council authorise the Chief Executive Officer to issue the animal owner a further notice pursuant to Section 26(e) of the (former) Cooloola Shire Council Local Law Number 2 (Keeping and Control of Animals) to permanently remove the animal from the owner's property.

Carried

SECTION 11: GENERAL BUSINESS

Leave of Absence - Cr R.A. Gâté

G39/08/09 Moved: Cr J. Watt**Seconded: Cr I.T. Petersen**

That Cr R.A. Gâté be granted Leave of Absence from all Council meetings on the 2 September 2009.

Carried

Normanby Overpass

Cr Jan Watt asked if Council had received an update regarding the status of the Normanby Overpass to which Mayor Dyne responded that recent information indicated a six month repair time.

Cr Watt suggested that the Department of Main Roads be requested to provide directional signage to the Mary Valley on the highway and on Power Road. Mayor Dyne advised that the Director of Engineering would be asked to contact MRD to affect this request.

Bush Fire Hazard Reduction Committee Meeting

Cr Ian Petersen reported that the Bush Fire Hazard Reduction Committee Meeting was held on Thursday, 20 August 2009. He commented on the need for increased awareness within the community of hazards and dangers of bush fires at this time.

Industrial Land Use Study

Cr Ian Petersen advised Council that the Industrial Land Use Study is due for imminent release. Cr Petersen reported that Council's concerns regarding Industrial Land at Kybong have not been resolved in the Study, but most other recommendations put forward by Council have been included.

Mayor Ron Dyne highlighted the need for a whole of Government approach to resolving Land Use issues and advised that he would raise this matter at the upcoming RPAC meeting on 4 September 2009.

Cr Petersen concurred that individual departments appear to be in conflict and the Government needs to adopt a “whole of government” approach in many areas. Mayor Dyne also highlighted his concern that as there is no Labor Member in Government from Caboolture to Rockhampton, there is no “champion in cabinet” to progress concerns. Cr Petersen added that the lack of industrial land development to the south of Gympie affects not only this Region, but development for the State.

Community Cabinet Meeting in Bundaberg on 30 August 2009
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Mayor Ron Dyne advised that he would attend the Community Cabinet Meeting in Bundaberg on 30 August 2009. Deputations have been arranged with Hon Kate Jones, Minister for Climate Change and Sustainability; Hon Stirling Hinchliffe, Minister for Infrastructure and Planning and with Hon Andrew Fraser, Treasurer and Minister for Economic Development.

Rainbow Beach Foreshore

Cr Graham Engeman advised that he had received positive comments from residents at Rainbow Beach regarding the newly acquired views along the foreshore and that residents were hopeful that the views will be maintained when the revegetation occurs by using low height plants.

There being no further business the meeting closed at 9.38am.

Confirmed this NINTH day of SEPTEMBER 2009

CHAIRMAN
Cr R.J. Dyne