

GENERAL COMMITTEE MEETING - LIVE RECORD MEETING NOTES

15 JULY 2019 - Crs. Frank Wilkie (Chair), Jess Glasgow, Ingrid Jackson, Joe Jurisevic, Frank Pardon, Brian Stockwell and Tony Wellington

3 CLIMATE EMERGENCY DECLARATION**Motion**

Moved: Cr Wellington

Seconded: Cr Glasgow

That Council note the report by the Director Environment and Sustainable Development, Carbon Reduction officer and Climate Change Adaptation Program Coordinator to the Planning & Environment Committee Meeting dated 9 July 2019, and

A. Endorse the following statement:

“Council accepts the latest science on climate change provided in the October 2018 report of the Intergovernmental Panel on Climate Change, and acknowledges that the Noosa Shire is vulnerable to the impacts of climate change including heat waves, more intense storms and sea level rise all of which is likely to adversely affect the Noosa natural and human environment. Council therefore declares that we are in a ‘Climate Emergency’ which requires urgent action by all levels of government”; and

B. Write to State and Federal Members of Parliament representing the Noosa Shire region, advising of Council’s declaration and requesting they also act with urgency to address climate change through legislated programs and policy positions, to drive action to reduce greenhouse gas emissions and to keep global temperatures to a maximum increase of 1.5 degrees Celsius.

Amendment 1

Moved: Cr Jackson

Seconded: Cr Jurisevic

The addition of Item C as follows:

C. That Council commit to

- (a) Immediately fully inform the estimated 2232 property owners whose homes, businesses and assets are affected;
- (b) Support and assist them to take appropriate steps to protect their homes, properties and assets;
- (c) Advise them of the steps Council will take to protect their homes, properties and assets;
- (d) Where homes, properties and assets cannot be protected, advise property owners of what alternative steps are available to them.

Cr Jackson called for a division on the voting. The amendment was lost 1/6.

For: Cr Jackson

Against: Crs Wellington, Wilkie, Pardon, Stockwell, Jurisevic and Glasgow

Amendment 2**Moved: Cr Jackson****Seconded: Cr Jurisevic**

That Items A & B be amended to read:

A. Endorse the following statement:

“Council accepts the latest science on climate change provided in the October 2018 report of the Intergovernmental Panel on Climate Change, and acknowledges that the Noosa Shire is vulnerable to the impacts of climate change including heat waves, more intense storms and sea level rise all of which, unless global action is taken to reduce emissions, is likely to adversely affect the Noosa natural and human environment. Council therefore declares that we are in a ‘Climate Emergency’ which requires urgent action by all levels of government”; and

B. Write to the Prime Minister, the State Premier, State and Federal Opposition Leaders, and State and Federal Members of Parliament representing the Noosa Shire region, advising of Council’s declaration and requesting they also act with urgency to address climate change through legislated programs and policy positions, to drive action to reduce greenhouse gas emissions and to keep global temperatures to a maximum increase of 1.5 degrees Celsius**The Chair ruled that Item A could, with the consent of the mover and seconder, be changed to read:**

A. Endorse the following statement:

“Council accepts the latest science on climate change provided in the October 2018 report of the Intergovernmental Panel on Climate Change, and acknowledges that the Noosa Shire is vulnerable to the impacts of climate change including heat waves, more intense storms and sea level rise all of which, is likely to adversely affect the Noosa natural and human environment. Council therefore declares that we are in a ‘Climate Emergency’ which requires urgent action to reduce emissions by all levels of government”; and

Procedural Motion**Cr Stockwell moved a motion of dissent from the chairperson’s ruling.****Cr Wellington seconded the motion of dissent.****The Procedural motion of dissent was carried.****Amendment 2 reverted to:**

A. Endorse the following statement:

“Council accepts the latest science on climate change provided in the October 2018 report of the Intergovernmental Panel on Climate Change, and acknowledges that the Noosa Shire is vulnerable to the impacts of climate change including heat waves, more intense storms and sea level rise all of which, unless global action is taken to reduce emissions, is likely to adversely affect the Noosa natural and human environment. Council therefore declares that we are in a ‘Climate Emergency’ which requires urgent action by all levels of government”; and

B. Write to the Prime Minister, the State Premier, State and Federal Opposition Leaders, and State and Federal Members of Parliament representing the Noosa Shire region,

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advising of Council's declaration and requesting they also act with urgency to address climate change through legislated programs and policy positions, to drive action to reduce greenhouse gas emissions and to keep global temperatures to a maximum increase of 1.5 degrees Celsius.

Lost.**Amendment 3****Moved: Cr Jackson****Seconded: Cr Pardon**

That Item B be amended to read:

- B. Write to the Prime Minister, the State Premier, State and Federal Opposition Leaders, and State and Federal Members of Parliament representing the Noosa Shire region, advising of Council's declaration and requesting they also act with urgency to address climate change through legislated programs and policy positions, to drive action to reduce greenhouse gas emissions and to keep global temperatures to a maximum increase of 1.5 degrees Celsius.

Carried.**Committee Recommendation****Moved: Cr Wellington****Seconded: Cr Glasgow**

That Council note the report by the Director Environment and Sustainable Development, Carbon Reduction officer and Climate Change Adaptation Program Coordinator to the Planning & Environment Committee Meeting dated 9 July 2019, and

- A. Endorse the following statement:

"Council accepts the latest science on climate change provided in the October 2018 report of the Intergovernmental Panel on Climate Change, and acknowledges that the Noosa Shire is vulnerable to the impacts of climate change including heat waves, more intense storms and sea level rise all of which is likely to adversely affect the Noosa natural and human environment. Council therefore declares that we are in a 'Climate Emergency' which requires urgent action by all levels of government"; and

- B. Write to the Prime Minister, the State Premier, State and Federal Opposition Leaders, and State and Federal Members of Parliament representing the Noosa Shire region, advising of Council's declaration and requesting they also act with urgency to address climate change through legislated programs and policy positions, to drive action to reduce greenhouse gas emissions and to keep global temperatures to a maximum increase of 1.5 degrees Celsius.

Carried.**The meeting adjourned at 11.27am****The meeting resumed at 11.35am***Cr Wellington left the meeting.*

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1 152006.1999.3 MINOR CHANGE TO DEVELOPMENT APPROVAL TO RECONFIGURE A LOT (52 LOTS & PARK) AT 191 HOLLETT ROAD, NOOSAVILLE**Committee Recommendation****Moved: Cr Glasgow****Seconded: Cr Pardon**

That Council note the report by the Coordinator Planning to the Planning & Environment Committee Meeting dated 9 July 2019 regarding Application No. 152006.1999.3 to make a minor change to an existing approval for Reconfiguring a Lot (Subdivision 1 Lot into 52 Lots plus Park) situated at 191 Hollett Rd, Noosaville and note that the applicant has lodged an appeal with the Planning & Environment Court given the application has not been decided within the period allowed under the Planning Act 2016.

~~A. Refuse the change for the reasons outlined in the Planning & Environment Committee Agenda dated 9 July 2019.~~

~~B. Note the report is provided in accordance with Section 63(5) of the Planning Act 2016.~~

Carried.

Cr Wellington returned to the meeting.

2 COASTAL HAZARDS MAPPING REFINEMENT**Motion****Moved: Cr Stockwell****Seconded: Cr Wellington**

That Council note the report by the Program Coordinator Climate Change Adaptation to the Planning & Environment Committee Meeting dated 9 July 2019 and:

~~A. Endorse the Coastal Hazards Mapping Refinement report provided in Attachment 1, including the methodologies contained therein, for the purposes of completing the coastal hazards adaptation plan, informing land use planning, and capital works planning, design and delivery; and~~

~~B. Note that any associated mapping outputs developed using these methodologies may be reviewed and updated periodically as required in response to new relevant information, legislative requirements or climate change projections in accordance with Council's Climate Change Response Policy 2017.~~

Amendment**Moved: Cr Jackson****Seconded: Cr Pardon**

That Item B be amended to read:

B. Note that any associated mapping outputs developed using these methodologies ~~may~~ will be reviewed and updated periodically as required in response to new relevant information, legislative requirements or climate change projections in accordance with Council's Climate Change Response Policy 2017.

Carried.

Committee Recommendation**Moved: Cr Stockwell****Seconded: Cr Wellington**

That Council note the report by the Program Coordinator Climate Change Adaptation to the Planning & Environment Committee Meeting dated 9 July 2019 and:

- A. Endorse the Coastal Hazards Mapping Refinement report provided in Attachment 1, including the methodologies contained therein, for the purposes of completing the coastal hazards adaptation plan, informing land use planning, and capital works planning, design and delivery; and
- B. Note that any associated mapping outputs developed using these methodologies will be reviewed and updated periodically as required in response to new relevant information, legislative requirements or climate change projections in accordance with Council's Climate Change Response Policy 2017.

Carried.**4 EVENTS POLICY - PUBLIC CONSULTATION OUTCOMES AND AMENDED POLICY FOR ADOPTION****Motion****Moved: Cr Stockwell****Seconded: Cr Glasgow**

That Council note the report by the Property Advisor to the Services & Organisation Committee Meeting dated 9 July 2019 and:

- A. Adopt the final Events Policy included as Attachment 2, subject to it being amended to exclude wedding ceremonies;
- B. Authorise the CEO to make any required minor amendments to the Policy prior to publication;
- C. Note staff will now proceed to finalise event guidelines to support the policy;
- D. Request the CEO to investigate options for Council's website to inform residents of all upcoming road closures; ~~and~~
- E. Request the CEO to investigate options to undertake detailed community land management planning for the Hastings Street Precinct in accordance with the *Land Act 1994* for future Council consideration;
- E-F. Request the CEO to investigate options for an environmental management charge to apply to attendees of tourism events, corporate events and events run by for-profit organisations as foreshadowed in section i) of the policy; and
- F-G. Note the table of events shown on page 6 of the Services and Organisation Committee Agenda dated 9 July 2019 is incorrect and should read as follows:

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<u>Event Type</u>	<u>2016</u>	<u>2017</u>	<u>2018</u>
<u>Tourism</u> (e.g. Noosa Tri, Noosa Food & Wine and Festival of Surfing)	<u>6</u>	<u>7</u>	<u>7</u>
<u>Community</u> (e.g. nippers carnivals, surf contests, ocean swims and charity events)	<u>27</u>	<u>29</u>	<u>26</u> <ul style="list-style-type: none"> • <u>4 – Main Beach</u> • <u>17– Main Beach West</u> • <u>4 – Noosa Woods</u> • <u>1 – Lions Park</u>
<u>Corporate</u> (e.g. corporate dinners, team building and conference events)	<u>20</u>	<u>16</u>	<u>18</u> <ul style="list-style-type: none"> • <u>5 – Main Beach West</u> • <u>12 – Noosa Woods</u> • <u>1 – Hastings St (Cup Day)</u>
<u>Total:</u>	<u>53</u>	<u>52</u>	<u>51</u>

Cr Glasgow left the meeting.

Amendment 1

Moved: Cr Pardon

Seconded: Cr Jackson

That Item F be removed.

Cr Glasgow returned to the meeting.

Lost.

Amendment 2

Moved: Cr Jackson

Seconded: Cr Wilkie

That F be changed to read:

- F. Request the CEO to investigate options for and feasibility of an environmental management charge to apply to attendees of tourism events, corporate events and events run by for-profit organisations as foreshadowed in section j) of the policy; and

Carried.

Committee Recommendation

Moved: Cr Stockwell

Seconded: Cr Glasgow

That Council note the report by the Property Advisor to the Services & Organisation Committee Meeting dated 9 July 2019 and:

- A. Adopt the final Events Policy included as Attachment 2, subject to it being amended to exclude wedding ceremonies;
- B. Authorise the CEO to make any required minor amendments to the Policy prior to publication;
- C. Note staff will now proceed to finalise event guidelines to support the policy;
- D. Request the CEO to investigate options for Council's website to inform residents of all upcoming road closures;

- E. Request the CEO to investigate options to undertake detailed community land management planning for the Hastings Street Precinct in accordance with the *Land Act 1994* for future Council consideration;
- F. Request the CEO to investigate options for and feasibility of an environmental management charge to apply to attendees of tourism events, corporate events and events run by for-profit organisations as foreshadowed in section j) of the policy; and
- G. Note the table of events shown on page 6 of the Services and Organisation Committee Agenda dated 9 July 2019 is incorrect and should read as follows:

Event Type	2016	2017	2018
Tourism (e.g. Noosa Tri, Noosa Food & Wine and Festival of Surfing)	6	7	7
Community (e.g. nippers carnivals, surf contests, ocean swims and charity events)	27	29	26 <ul style="list-style-type: none"> • 4 – Main Beach • 17 – Main Beach West • 4 – Noosa Woods • 1 – Lions Park
Corporate (e.g. corporate dinners, team building and conference events)	20	16	18 <ul style="list-style-type: none"> • 5 – Main Beach West • 12 – Noosa Woods • 1 – Hastings St (Cup Day)
Total:	53	52	51

Carried.

5 EXPRESSIONS OF INTEREST FOR COMMUNITY ACTIVATION LEVEL 1 OF PEREGIAN BEACH SURF CLUB

Cr Wellington declared a perceived conflict of interest in this matter (as defined in section 175D of the Local Government Act 2009) due to local resident and former Committee member of Ocean Life Saving Association Inc and current Committee member of Peregian Beach Community Association, Barry Cotterell providing a \$200 donation to his 2016 election campaign on 17/03/2016. Cr Wellington further advised that Mr Cotterell does not appear to be a current Committee member of Ocean Life Saving Association Inc (one of the EOI submitters) but he may have once held a position on that committee. Further, he advised that Mr Cotterell is not a submitter on the EOI process but he is president of the Peregian Beach Community Association which has some affiliation with Ocean Life Saving Association Inc. Cr Wellington also advised that as far as he is aware, there is no direct or indirect pecuniary benefit to Mr Cotterell arising from the Council decision in regard to the EOI. Cr Wellington also advised that he has not nor has ever been a member of Ocean Life Saving Association Inc, Peregian Beach Community Association or Surf Life Saving Queensland. Cr Wellington believed that he could consider this item impartially and in the public interest and requested to remain in the meeting room to participate in the debate and vote on this matter.

Cr Wilkie declared a perceived conflict of interest in this matter (as defined in section 175D of the Local Government Act 2009) due to local resident and former Committee member of Ocean Life Saving Association Inc and current Committee member of Peregian Beach Community Association, Barry Cotterell providing a \$200 donation to his 2016 election campaign on 12/02/2016. Cr Wilkie further advised that Mr Cotterell is the president of the Peregian Beach Community Association but that organisation did not provide any donation to his electoral campaign. He advised further that the Peregian Beach Community Association is not an applicant in the EOI process. Cr Wilkie advised that Ocean Life Saving Association Inc is an applicant in the current EOI process and Mr Cotterell is not an executive member of that organisation. Further, Cr Wilkie advised that Ocean Life Saving

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Association Inc did not make a contribution to his electoral campaign and that the Peregrine Beach Community Association is noted on the Ocean Life Saving Association website as being a member of the Ocean Life Saving Association Alliance. Cr Wilkie also advised that he is not a member of the Peregrine Beach Community Association, Ocean Life Saving Association Inc or Surf Life Saving Queensland. Cr Wilkie believed that he could consider this item impartially and in the public interest and requested to remain in the meeting room to participate in the debate and vote on this matter.

Pursuant to section 175E(4) of the Local Government Act 2009, the remaining Councillors gave consideration to whether the conflicts were a real conflict or perceived conflicts and whether Cr Wellington and Cr Wilkie may participate in the meeting for the debate and vote on this matter or whether they must leave the meeting for the debate and vote on this matter.

Committee Recommendation**Moved: Cr Jurisevic****Seconded: Cr Pardon**

That Cr Stockwell be appointed as Acting Chairperson of the meeting for this item for the purpose of considering the conflict of interest declarations by Cr Wilkie and Wellington.

Carried.

Crs Stockwell, Wellington and Wilkie did not vote on the above motion.

Committee Recommendation**Moved: Cr Jurisevic****Seconded: Cr Glasgow**

That Councillors note the perceived conflict of interest declaration of Cr Wellington and resolve that this represents a perceived conflict of interest in this matter and Cr Wellington may remain in the meeting room to participate in the debate and vote on this matter.

Carried.

Crs Wellington and Wilkie did not vote on the above motion.

Cr Wellington left the meeting.

Committee Recommendation**Moved: Cr Glasgow****Seconded: Cr Pardon**

That Councillors note the perceived conflict of interest declaration of Cr Wilkie and resolve that this represents a perceived conflict of interest in this matter and Cr Wilkie may remain in the meeting room to participate in the debate and vote on this matter.

Cr Wellington returned to the meeting.

Carried.

Cr Jackson voted against the motion.

Crs Wellington and Wilkie did not vote on the above motion.

Cr Wilkie resumed the Chair.

Motion**Moved: Cr Stockwell****Seconded: Cr Pardon**

That Council note the report by the Property Advisor to the Services & Organisation Committee Meeting dated 9 July 2019 regarding the recent Expression of Interest process undertaken for Level 1 of the Peregrine Beach Surf Club and:

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- A. Agree not to offer a Trustee Permit for Level 1 of the building, as outlined in the Expression of Interest process;
- B. Offer a 3-year Trustee Permit to Surf Lifesaving Queensland Sunshine Coast Branch over Lot 165 MCH5180 (the whole building and surrounds) for surf lifesaving purposes at Peregian Beach, subject to the Permittee:
- Providing annual reporting of key performance indicators and progress toward establishment of a new Peregian Beach Surf Club entity, as outlined in the submitted Strategic Plan;
 - Facilitating community access and use of the Level 1 building space where such usage does not compromise surf lifesaving activities, as outlined in the submitted Strategic Plan;
 - Agreeing that opportunities for ratepayer financial support are by application through its community grants program and no commitment is provided by Council for direct ratepayer capital investment identified in the submitted Strategic Plan; and
 - Agreeing that building maintenance by Council is at Council's discretion subject to its independent assessment and asset maintenance planning;
- C. Authorise the CEO to enter into a 3-year Trustee Permit, as generally outlined above; and
- D. Agree to negotiate a long-term Trustee Lease over Lot 165 MCH5180 for the new Peregian Beach Surf Club entity, subject to satisfactory performance and progress under the Trustee Permit with any future long-term Trustee Lease to explicitly prohibit the installation and operation of gambling machines or gambling facility.

Amendment**Moved: Cr Jackson****Seconded: Cr Wilkie**

Amend the third dot point under B to read:

- Agreeing that opportunities for ratepayer financial support are by application through its community grants program or through other normal Council processes and no commitment is provided by Council within the terms of the offered permit for direct ratepayer capital investment identified in the submitted Strategic Plan; and

Carried.**Committee Recommendation****Moved: Cr Stockwell****Seconded: Cr Pardon**

That Council note the report by the Property Advisor to the Services & Organisation Committee Meeting dated 9 July 2019 regarding the recent Expression of Interest process undertaken for Level 1 of the Peregian Beach Surf Club and:

- A. Agree not to offer a Trustee Permit for Level 1 of the building, as outlined in the Expression of Interest process;
- B. Offer a 3-year Trustee Permit to Surf Lifesaving Queensland Sunshine Coast Branch over Lot 165 MCH5180 (the whole building and surrounds) for surf lifesaving purposes at Peregian Beach, subject to the Permittee:

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- Providing annual reporting of key performance indicators and progress toward establishment of a new Peregrine Beach Surf Club entity, as outlined in the submitted Strategic Plan;
 - Facilitating community access and use of the Level 1 building space where such usage does not compromise surf lifesaving activities, as outlined in the submitted Strategic Plan;
 - Agreeing that opportunities for ratepayer financial support are by application through its community grants program or through other normal Council processes and no commitment is provided by Council within the terms of the offered permit for direct ratepayer capital investment identified in the submitted Strategic Plan; and
 - Agreeing that building maintenance by Council is at Council's discretion subject to its independent assessment and asset maintenance planning;
- C. Authorise the CEO to enter into a 3-year Trustee Permit, as generally outlined above; and
- D. Agree to negotiate a long-term Trustee Lease over Lot 165 MCH5180 for the new Peregrine Beach Surf Club entity, subject to satisfactory performance and progress under the Trustee Permit with any future long-term Trustee Lease to explicitly prohibit the installation and operation of gambling machines or gambling facility.

Carried.**Committee Recommendation****Move: Cr Stockwell****Seconded: Cr Jackson**

That the meeting be adjourned at 2.35pm, to reconvene at 3.00pm.

Carried.

The meeting reconvened at 3.03pm.

*Cr Wellington was not in attendance at reconvening of the meeting.***6 LGAQ ANNUAL CONFERENCE PROPOSED MOTION – UTILITY RELOCATION COSTS****Committee Recommendation****Moved: Cr Jurisevic****Seconded: Cr Glasgow**

That item 6 be deferred to the Ordinary Meeting dated 18 July 2019 to allow staff to provide further information.

~~That Council note the report by the Project Manager to the General Committee Meeting dated 15 July 2019 and approve the submission of the following motion to the Local Government Association Queensland 2019 Annual Conference for consideration and debate:~~

~~That the Local Government Association of Queensland lobby the State Government and public utility infrastructure owners for the development of a more equitable cost sharing protocol for the relocation or replacement of their infrastructure arising from local government works related to the remaining life of the asset and any capacity upgrade generated by the relocation or replacement works.~~

Carried.*Cr Wellington returned to the meeting.*

7 LGAQ ANNUAL CONFERENCE PROPOSED CO-SPONSORED MOTION – SUPPORT FOR THE “ULURU STATEMENT FROM THE HEART”**Committee Recommendation****Moved: Cr Stockwell****Seconded: Cr Wilkie**

That Council note the report by the Chief Executive Officer to the General Committee Meeting dated 15 July 2019 and co-sponsor, with Cherbourg Aboriginal Shire Council, the following motion to the Local Government Association Queensland annual conference for consideration and debate:

“That the Local Government Association of Queensland recognises the Uluru Statement from the Heart and:

1. *Hears and supports the Aboriginal and Torres Strait Islander peoples’ call for the establishment of a First Nation’s Voice to be enshrined in the Constitution and for a referendum on this matter;*
2. *Looks forward to working with our constituents, other levels of governments and all Australians to take this next step towards reconciliation; and*
3. *Requests that the Australian Local Government Association consider expressing similar support for the Uluru Statement from the Heart.”*

Carried.**8 ALLIANCE AND FUNDING AGREEMENT BETWEEN NOOSA COUNCIL AND THE NATURE CONSERVANCY****Committee Recommendation****Moved: Cr Glasgow****Seconded: Cr Pardon**

That Council note the report by the Director, Environment & Sustainable Development Department to the General Committee Meeting dated 15 July 2019 and:

- A. Approve the Alliance and Funding Agreement with The Nature Conservancy provided as Attachment 1 to the report; and
- B. Authorise the CEO to make minor amendments to finalise the document and to sign and execute the Alliance and Funding Agreement with The Nature Conservancy.

Carried.

Cr Jackson left the meeting.

Cr Glasgow left the meeting.

9 APPOINTMENT OF EXTERNAL MEMBER TO COUNCIL'S AUDIT AND RISK COMMITTEE**Committee Recommendation****Moved: Cr Wellington****Seconded: Cr Jurisevic**

That Council note the report by the Chief Executive Officer to the General Committee Meeting dated 15 July 2019 in relation to the upcoming vacancy for an external member on Council's Audit and Risk Committee and:

- A. Thank Cameron Jagers for his outstanding contribution to the Audit and Risk Committee in his capacity as an external member of that committee for the past five years; and
- B. Appoint Tim Cronin as an external member of the Audit Committee for a term of two years.

Carried.

Cr Glasgow returned to the meeting.

10 FINANCIAL PERFORMANCE REPORT – JUNE 2019 INTERIM POSITION**Committee Recommendation****Moved: Cr Wilkie****Seconded: Cr Jurisevic**

That Council note the report by the Manager Financial Services to the General Committee Meeting dated 15 July 2019 providing results of the interim 2018/19 full year financial performance against budget.

Carried.**CLOSURE OF THE MEETING TO THE PUBLIC****Committee Recommendation****Moved: Cr Wellington****Seconded: Cr Pardon**

That the meeting be closed to the public pursuant to section 275(1) (f) and (g) of the Local Government Regulation 2012 for the purpose of discussing Item 11 - Confidential: Not for Public Release - REC17/0011 Planning & Environment Court Appeal No. D30 Of 2018 - Negotiated Decision Notice & Infrastructure Charges Notice for Reconfiguring a Lot At 29 & 35A Tait St & 30 Eagle Dve, Tewantin.

Carried.**RE-OPENING OF THE MEETING TO THE PUBLIC****Committee Recommendation****Moved: Cr Wellington****Seconded: Cr Glasgow**

That the meeting be re-opened to the public.

Carried.

- 11 CONFIDENTIAL: NOT FOR PUBLIC RELEASE - REC17/0011 PLANNING & ENVIRONMENT COURT APPEAL NO. D30 OF 2018 - NEGOTIATED DECISION NOTICE & INFRASTRUCTURE CHARGES NOTICE FOR RECONFIGURING A LOT AT 29 & 35A TAIT ST & 30 EAGLE DVE, TEWANTIN**

Committee Recommendation

Moved: Cr Pardon

Seconded: Cr Jurisevic

That Council note the report by the Manager Development Assessment to the General Committee Meeting dated 15 July 2019 regarding Planning & Environment Court Appeal D30 of 2018 and agree to settle the appeal generally in accordance with the following:

- A. Delete conditions 7 & 22
- B. Amend conditions 13 & 20 as follows:
 - 13. An arborist's report is to be submitted for approval as part of the operational works application. The purpose of the arborist's report is to identify the native vegetation to be retained on site, whilst recognising the need for vegetation clearing to occur in order to carry out the development. The vegetation to be retained must be clear of proposed services, not present a nuisance to neighbouring properties and be generally suitable for the proposed location.
 - 20. A residential driveway must be constructed for lots 7, 8, 17, 20 and 21. The works must be undertaken in accordance with an Operational Works approval.
- C. Amend the Infrastructure Charges Notice issued for the approved development providing an offset of \$150,000 against the infrastructure charges payable.

Carried.

The meeting closed at 4.26pm.