



**BURDEKIN SHIRE COUNCIL**



# **MINUTES**

## **ORDINARY COUNCIL MEETING**

**HELD AT COUNCIL ADMINISTRATION BUILDING,  
145 YOUNG STREET, AYR**

**on 13 March 2012**

**COMMENCING AT 9:00AM**



**TUESDAY 13 MARCH 2012**

## **ORDER OF BUSINESS:**

<b>ITEM</b>	<b>PRECIS</b>	<b>PAGE</b>
<b>1</b>	<b>PRAYER</b>	<b>3</b>
<b>2</b>	<b>DECLARATIONS OF INTEREST</b>	<b>3</b>
<b>3</b>	<b>MINUTES AND BUSINESS ARISING</b>	<b>3</b>
<b>3.1</b>	<b>Ordinary Council Meeting Minutes - 28 February 2012</b>	<b>3</b>
<b>3.2</b>	<b>Preliminary Budget Meeting Minutes - 21 February 2012</b>	<b>4</b>
<b>3.3</b>	<b>Burdekin Road Safety Advisory Committee Meeting Minutes - 23 November 2011</b>	<b>4</b>
<b>3.4</b>	<b>Burdekin Shire Council Local Disaster Management Group Meeting Minutes - 20 January 2012</b>	<b>4</b>
<b>4</b>	<b>REPORTS</b>	<b>5</b>
<b>6</b>	<b>CORPORATE &amp; COMMUNITY SERVICES</b>	<b>5</b>
<b>6.1</b>	<b>Extension to Gudjuda Cultural Centre</b>	<b>5</b>
<b>5</b>	<b>ENVIRONMENT &amp; OPERATIONS</b>	<b>6</b>
<b>5.1</b>	<b>Robert Ahern - Development Application for Reconfiguring a Lot at 29344 Bruce Highway, McDesme (Lot 3 on SP213948, Parish of Antill, County of Gladstone)</b>	<b>6</b>
<b>5.2</b>	<b>Ashley Eaton - Development Application for a Material Change of Use for Home Occupation (Beauty therapy and nail Salon) at 177 Wickham Street, Ayr (Lot 66 on A26516 Parish of Antill, County of Gladstone)</b>	<b>8</b>
<b>5.3</b>	<b>28 TFS Properties Limited - Development Application for Material Change of Use to establish a Sandalwood Industry (forestry) at Foreman Walsh Road, Ayr Dalbeg Road &amp; Pengally Road, Dalbeg (Parish of Dalbeg, County of Gladstone)</b>	<b>10</b>
<b>5.4</b>	<b>27 TFS Properties Limited - Development Application for Material Change of Use to establish a Sandalwood Industry (forestry) at 8474 Ayr Dalbeg Road, Dalbeg (Lot 16 on GS325, Parish of Dalbeg, County of Gladstone)</b>	<b>11</b>
<b>5.5</b>	<b>Guy Hills - Development Application for Reconfiguring a Lot at 30935 and 30951 Bruce Highway and 281 Klondyke</b>	<b>13</b>



Road, Brandon (Lot 8 on RP804060. Lot 24 on SP106384 and Lot 22 on SP238854 Parish of Jarvisfield, County of Gladstone)

5.6	32 TFS Properties Limited - Development Application for Material Change of Use to establish a Sandalwood Industry (forestry) at 7924 & 7888 Ayr Dalbeg Road, Dalbeg (Lots 43 & 44 on GS326, Parish of Dalbeg, County of Gladstone)	15
5.7	33 TFS Properties Limited - Development Application for Material Change of Use to establish Sandalwood Industry (forestry) at 7676 Ayr Dalbeg Road, Dalbeg (Lot 51 on GS639, Parish of Dalbeg, County of Gladstone)	16
6	CORPORATE & COMMUNITY SERVICES	18
6.2	First Amended Budget for 2011-2012	18
7	CORRESPONDENCE FOR INFORMATION	18
7.1	Giru Skate Park to be Listed for Budget Consideration	18
7.2	Burdekin Shire Council Supports Amendments to Local Government Association of Queensland	18
7.3	North Queensland Sports Foundation Representative	19
8	NOTICES OF MOTION	19
9	URGENT BUSINESS	19
9.1	Council Approves Sale of Land for Proposed Trade Training Centre	19
9.2	Council Authorises Roman Catholic Trust Corporation to Enter Upon Land to Undertake Procedures for Proposed Trade Trainig Centre	19
10	GENERAL BUSINESS	20
10.1	Digital Television Reception	20
11	IN COMMITTEE DISCUSSIONS	20
12	DELEGATIONS	20

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## **ATTENDANCE**

Councillors L.A. McLaughlin (Mayor), L. Loizou (Deputy Mayor), T.P. List, E. Gazziola, P.M. Dalle Cort, M.J. Haynes and R.H. Lewis

Mr. K. Holt - Chief Executive Officer  
Mr. D.P. Mulcahy - Director Corporate and Community Services  
Mr. T.G. Williams - Director Environment and Operations  
Mr. S. Great - Manager Planning and Development  
Miss T. Jensen - Manager Environment and Health  
Mr. W. Saldumbide - Manager Operations  
Mr. K. Byers - Manager Technical Services  
Mr. T. Cross - Manager Financial Services

Minutes Clerk - Miss S. Cronin

## **1 PRAYER**

The meeting prayer was delivered by Pastor Vucetic of the Ayr Community Church.

## **2 DECLARATIONS OF INTEREST**

The Mayor called for declarations of interest.

No declarations of interest were identified.

## **3 MINUTES AND BUSINESS ARISING**

### **3.1 Ordinary Council Meeting Minutes - 28 February 2012**

#### **Recommendation**

That the minutes of the Ordinary Council Meeting held on 28 February 2012 be received as a true and correct record.

#### **Resolution**

Moved Councillor Haynes, seconded Councillor Loizou that the recommendation be adopted.

CARRIED

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### **3.2 Preliminary Budget Meeting Minutes - 21 February 2012**

#### **Recommendation**

That the minutes of the Preliminary Budget Meeting held on 21 February 2012 be received as a true and correct record.

#### **Resolution**

Moved Councillor Lewis, seconded Councillor List that the recommendation be adopted.

CARRIED

### **3.3 Burdekin Road Safety Advisory Committee Meeting Minutes - 23 November 2011**

#### **Recommendation**

That the minutes of the Burdekin Road Safety Advisory Committee Meeting held on 23 November 2011 be received and adopted.

#### **Resolution**

Moved Councillor Loizou, seconded Councillor Gazzola that the recommendation be adopted.

CARRIED

### **3.4 Burdekin Shire Council Local Disaster Management Group Meeting Minutes - 20 January 2012**

#### **Recommendation**

That the minutes of the Burdekin Shire Council Local Disaster Management Group Meeting held on 20 January 2012 be received and adopted.

#### **Resolution**

Moved Councillor Lewis, seconded Councillor Loizou that the recommendation be adopted.

CARRIED

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## **4 REPORTS**

Nil

## **6 CORPORATE & COMMUNITY SERVICES**

### **6.1 Extension to Gudjuda Cultural Centre**

#### **Executive Summary**

Gudjuda Reference Group Aboriginal Corporation (Gudjuda) has requested financial assistance to complete the extension to the Gudjuda Cultural Centre at Plantation Park.

#### **Recommendation**

That Council provides an interest free loan of \$8,000 (no GST applicable) to the Gudjuda Reference Group Aboriginal Corporation towards the cost of completing the extension to the Gudjuda Cultural Centre at Plantation Park, subject to the following conditions:

1. Repayments to be made over an agreed period of time;
2. Should there be any default in repayment of the financial assistance, interest will be charged at the rate of 15% per annum;
3. The applicant shall keep, repair and maintain the said extension in good repair and condition;
4. The applicant shall indemnify and agree to keep indemnified the Council against any claim arising out of or in any way connected with this transaction from the date of provision of revenue financial assistance, or any activity associated with the use of building extension (all referred to as "the indemnified acts or omissions") save to the extent that the claim arises as a result of any negligent act or omission of the parties, however, any negligent act or omission of one of the parties does not negate the indemnity to the other parties. The applicant shall release and discharge the Council from any claim relating to the indemnified acts or omissions;
5. The applicant shall during the term of this agreement until such time as all monies due and payable to the Council have been received by the Council insure and keep insured in some public insurance office, the building extension against loss or damage by fire, storm, tempest and theft to its full insurable value and will cause all monies received by virtue of such insurance to be forthwith laid out in reinstating the building extension so destroyed or damaged as aforesaid;
6. The applicant must have in place a public risk policy of insurance in the amount of \$10,000,000 (\$10 million) in respect of any liability at law, for any loss of or damage to any property or for the injury (including death) to any

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person arising out of anything done or omitted respect of the use of the building extension, and against any claims, demands, proceedings, costs, charges and expenses whatsoever in respect thereof;

7. The Council shall have the right from time to time personally or by their duly authorised agent or agents to enter upon land occupied by the applicant at all reasonable times to view and examine the condition of the building extension and may give to the applicant not less than 48 hours notice in writing, specifying any repairs necessary to be done and requiring the applicant forthwith to execute the same and if the applicant shall not proceed diligently with the execution of such repairs, the Council may after the expiration of the period of notice enter upon the said land and execute such repairs and the costs thereof shall be a debt due from the applicant to the Council and be forthwith recoverable by action.

## **Resolution**

Moved Councillor Lewis, seconded Councillor Gazziola that the recommendation lay on the table to enable enquiries to be made to determine the actual cost difference due to the change in design of the structure.

CARRIED

## **5 ENVIRONMENT & OPERATIONS**

### **5.1 Robert Ahern - Development Application for Reconfiguring a Lot at 29344 Bruce Highway, McDesme (Lot 3 on SP213948, Parish of Antill, County of Gladstone)**

#### **Executive Summary**

An application has been received from Brazier Motti on behalf of their client Robert Ahern seeking approval for Reconfiguring a Lot (Subdivision) at 29344 Bruce Highway, McDesme (Lot 3 on SP213948, Parish of Antill, County of Gladstone). A Development Application (Code Assessable) has been triggered in accordance with the Burdekin Shire IPA Planning Scheme.

#### **Recommendation**

That Council approves the Development Application for Reconfiguring a Lot (Subdivision) at 29344 Bruce Highway, McDesme (Lot 3 on SP213948, Parish of Antill, County of Gladstone), subject to the following conditions:

#### **GENERAL**

- 1.1 The Council will not release the formal Plan of Reconfiguration until all rates and charges in arrears in respect of the land, the subject of the application, are paid in full.

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- 1.2 Pay the sum of \$59-60 calculated on the basis of a charge of \$29-80 per lot to be levied on the Council by the Department of Environment & Resource Management for each new valuation.

## **PROPOSAL PLAN**

2. The reconfiguration of the land must be carried out generally in accordance with:-
  - (a) (i) the proposed Brazier Motti plans numbered 55904/001A;
  - (ii) the plans, specifications, facts and circumstances as set out in the application submitted to Council;Except where modified by the conditions of approval and any approval issued there under; and
  - (b) any approval issued under this approval; and
  - (c) any development permit for operational works relating to the reconfiguring of a lot;

## **ROADWORKS**

3. The construction of any crossovers to give access to the land is to be the owner's responsibility and to the satisfaction of the Chief Executive Officer.

## **SERVICES**

4. The applicant must provide a certified statement from a licensed plumber that no existing interconnecting water supply plumbing crosses the boundaries between the proposed new lots.

## **DRAINAGE**

5. The approved development and use(s) must not interfere with the natural flow of stormwater in the locality in such a manner as to cause ponding or concentration of stormwater on adjoining land or roads.

## **PUBLIC UTILITY SERVICES**

6. If any existing public utility service including telephone, electricity, water, sewerage or gas needs to be altered or relocated to complete the reconfiguration the developer must bear the cost of alteration or relocation;

## **ENVIRONMENT & HEALTH**

7. Any future development on the proposed lots must be located a minimum 100m from the high bank of the Burdekin River.

## **ADVICE (Note: These are not conditions)**

- *Unless otherwise specified by these conditions, the conditions must be complied with prior to approval of the Plan of Survey;*



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- *The road abutting the southern boundary of proposed lot 5 is not maintained by council. Council has no plans to construct or maintain this road.*

## **Resolution**

Moved Councillor Loizou, seconded Councillor Dalle Cort that the recommendation be adopted.

CARRIED

## **5.2 Ashley Eaton - Development Application for a Material Change of Use for Home Occupation (Beauty therapy and nail Salon) at 177 Wickham Street, Ayr (Lot 66 on A26516 Parish of Antill, County of Gladstone)**

### **Executive Summary**

An application has been received from Ashley Eaton, seeking approval for a Home Occupation – Beauty Therapy and Nail salon at 177 Wickham Street, Ayr (Lot 66 on A26516 Parish of Antill, County of Gladstone). A Development Application (Impact Assessable) has been triggered in accordance with the Burdekin Shire Council's IPA Planning Scheme.

### **Recommendation**

That Council approves the Development Application for a Material Change of Use for a Home Occupation – Beauty Therapy and Nail Salon at 177 Wickham Street, Ayr (Lot 66 on A26516 Parish of Antill, County of Gladstone) subject to the following conditions:

### **GENERAL**

- 1.1 The conditions of the development permit must be effected prior to the commencement of the use, except where specified otherwise in these conditions of approval.
- 1.2 The Home Occupation can only be operated strictly in accordance with the supporting material and approved plans submitted with the application and can only be conducted by a person resident therein.
- 1.3 No source of power other than one or more single phase electric motors having a total connected load of not more than 2.2 kilowatts is used.
- 1.4 The floor area used (whether temporarily or permanently) does not exceed more than one-third of the total floor area of the dwelling house, except with and in accordance with the conditions of an express permission of the Council.
- 1.5 No load is imposed on any local utility greater than that which is normally required by other uses permitted in the zone in which the dwelling house is

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situated.

- 1.6 No machinery or apparatus causing interference with reception of radio or television signals is used or operated.
- 1.7 There is no public display of goods on the premises.
- 1.8 Only one sign with a maximum face area of 0.5 m<sup>2</sup> and bearing only the name of the person carrying out the business and the type of business is to be provided on the premises.
- 1.9 The activity does not cause any injury to or have a prejudicial effect on the amenity of the locality in which it is carried out due to the emission of noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, grit, oil, waste products, or anything whatsoever.
- 1.10 The approved use shall be undertaken so that no undue disturbance is caused to neighbouring properties by virtue of noise, bright lights, traffic movements or interference with radio and television reception.

## **BUILDING WORK**

2. A development permit for Building Works is to be obtained before any building works are carried out on the premise.

## **EXTERNAL WORKS**

3. The developer must at its own cost undertake all necessary alterations to public utility mains and services as are rendered necessary by the carrying out of any required external works or other works associated with the approved development.

### **Advice only**

- *Businesses which provide higher risk personal appearance services must hold a licence under the Public Health (Infection Control for Personal Appearance Services) Act 2003. Prior to the commencement of higher risk personal appearance services contact Council's Environment and Health Department for advice on licence application procedures.*
- *A higher risk personal appearance service involves any of the following skin penetration procedures, in which the release of the blood or other body fluid is an expected result:*
  - *body piercing, other than closed ear or nose piercing*
  - *implanting natural or synthetic substances into a person's skin*
  - *scarring or cutting a person's skin using a sharp instrument to make a permanent mark, pattern or design*
  - *tattooing (including cosmetic tattooing or semipermanent make-up).*

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- *The footpath between the kerb and property boundary is to be kept clear of parked vehicles.*

## **Resolution**

Moved Councillor Dalle Cort, seconded Councillor Gazziola that the recommendation be adopted.

CARRIED

### **5.3 TFS Properties Limited - Development Application for Material Change of Use to establish a Sandalwood Industry (forestry) at Foreman Walsh Road, Ayr Dalbeg Road & Pengally Road, Dalbeg (Parish of Dalbeg, County of Gladstone)**

## **Executive Summary**

An application has been received from Groves and Clark Solicitors on behalf of their client TFS Properties Limited seeking approval for a Material Change of Use to establish a Sandalwood Industry (forestry) at 138 Foreman Walsh Road; 8292 Ayr Dalbeg Road; 224 & 313 Foreman Walsh Road; 8228, 8180, 8178, 8064 & 8046 Ayr Dalbeg Road; 364 Foreman Walsh Road; 9 Pengally Road, Dalbeg (Lot 23 on GS314; Lot 25 on GS550; Lot 28 on GS314; Lot 30 on GS333; Lots 32, 33 & 34 on GS314; Lots 37, 38, 39 & 41 on GS315; Parish of Dalbeg, County of Gladstone). A Development Application (Code Assessable) has been triggered in accordance with the Burdekin Shire IPA Planning Scheme.

## **Recommendation**

That Council approves the Development Application for a Material Change of Use to establish a Sandalwood Industry (forestry) at 138 Foreman Walsh Road; 8292 Ayr Dalbeg Road; 224 & 313 Foreman Walsh Road; 8228, 8180, 8178, 8064 & 8046 Ayr Dalbeg Road; 364 Foreman Walsh Road; 9 Pengally Road, Dalbeg (Lot 23 on GS314; Lot 25 on GS550; Lot 28 on GS314; Lot 30 on GS333; Lots 32, 33 & 34 on GS314; Lots 37, 38, 39 & 41 on GS315; Parish of Dalbeg, County of Gladstone) subject to the following conditions:

## **GENERAL**

- 1.1 The conditions of the development permit must be achieved prior to the commencement of the use, except where specified otherwise in these conditions of approval.
- 1.2 The development and conduct of the approved use of the premises, the carrying out and maintenance of any works on the premises and construction and maintenance of any building on the premises must be generally in accordance with the supporting documents in the application submitted.

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- 1.3 Harvesting of the sandalwood trees are to be conducted in an ecologically sustainable manner to ensure that no adverse environmental impacts arise.

## **ROADWORKS**

2. The construction of any crossovers to give access to the land is to be the owner's responsibility and to the satisfaction of the Chief Executive Officer.

## **DRAINAGE**

3. The approved development and use(s) must not interfere with the natural flow of stormwater in the locality in such a manner as to cause ponding or concentration of stormwater on adjoining land or roads.

## **BUILDING WORK**

4. A development permit for Building Works is to be obtained before any building works are carried out on the premise.

## **EXTERNAL WORKS**

5. The developer must at its own cost undertake all necessary alterations to public utility mains and services as are rendered necessary by the carrying out of any required external works or other works associated with the approved development.

### ***ADVICE (Note: These are not conditions)***

- *Any burning on site of crop or waste material is done in accordance with a permit from Queensland Fire & Rescue Service (QFRS).*

## **Resolution**

Moved Councillor Loizou, seconded Councillor Haynes that the recommendation be adopted.

CARRIED

## **5.4 TFS Properties Limited - Development Application for Material Change of Use to establish a Sandalwood Industry (forestry) at 8474 Ayr Dalbeg Road, Dalbeg (Lot 16 on GS325, Parish of Dalbeg, County of Gladstone)**

## **Executive Summary**

An application has been received from Groves and Clark Solicitors on behalf of their client TFS Properties Limited seeking approval for a Material Change of Use to establish a Sandalwood Industry (forestry) at 8474 Ayr Dalbeg Road, Dalbeg. (Lot 16 on GS325 Parish of Dalbeg, County of Gladstone). A Development Application

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(Code Assessable) has been triggered in accordance with the Burdekin Shire IPA Planning Scheme.

## **Recommendation**

That Council approves the Development Application for a Material Change of Use to establish a Sandalwood Industry at 8474 Ayr Dalbeg Road, Dalbeg (Lot 16 on GS325, Parish of Dalbeg, County of Gladstone) subject to the following conditions:

### **GENERAL**

- 1.1 The conditions of the development permit must be achieved prior to the commencement of the use, except where specified otherwise in these conditions of approval.
- 1.2 The development and conduct of the approved use of the premises, the carrying out and maintenance of any works on the premises and construction and maintenance of any building on the premises must be generally in accordance with the supporting documents in the application submitted.
- 1.3 Harvesting of the sandalwood trees are to be conducted in an ecologically sustainable manner to ensure that no adverse environmental impacts arise.

### **ROADWORKS**

2. The construction of any crossovers to give access to the land is to be the owner's responsibility and to the satisfaction of the Chief Executive Officer.

### **DRAINAGE**

3. The approved development and use(s) must not interfere with the natural flow of stormwater in the locality in such a manner as to cause ponding or concentration of stormwater on adjoining land or roads.

### **BUILDING WORK**

4. A development permit for Building Works is to be obtained before any building works are carried out on the premise.

### **EXTERNAL WORKS**

5. The developer must at its own cost undertake all necessary alterations to public utility mains and services as are rendered necessary by the carrying out of any required external works or other works associated with the approved development.

### **ADVICE (Note: These are not conditions)**

- *Any burning on site of crop or waste material is done in accordance with a permit from Queensland Fire & Rescue Service (QFRS).*

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## **Resolution**

Moved Councillor Gazzola, seconded Councillor List that the recommendation be adopted.

CARRIED

### **5.5 Guy Hills - Development Application for Reconfiguring a Lot at 30935 and 30951 Bruce Highway and 281 Klondyke Road, Brandon (Lot 8 on RP804060, Lot 24 on SP106384 and Lot 22 on SP238854 Parish of Jarvisfield, County of Gladstone)**

## **Executive Summary**

An application has been received from Cleve McGuane Surveys Pty Ltd on behalf of their client Guy Hills seeking approval for Reconfiguring a Lot (Boundary Realignment) at 30935 and 30951 Bruce Highway and 281 Klondyke Road, Brandon (Lot 8 on RP804060, Lot 24 on SP106384 and Lot 22 on SP238854 Parish of Jarvisfield, County of Gladstone). A Development Application (Code Assessable) has been triggered in accordance with the Burdekin Shire IPA Planning Scheme.

## **Recommendation**

That Council approves the Development Application for Reconfiguring a Lot (Boundary Realignment) at 30935 and 30951 Bruce Highway and 281 Klondyke Road, Brandon (Lot 8 on RP804060, Lot 24 on SP106384 and Lot 22 on SP238854 Parish of Jarvisfield, County of Gladstone), subject to the following conditions:

### **GENERAL**

- 1.1 The Council will not release the formal Plan of Reconfiguration until all rates and charges in arrears in respect of the land, the subject of the application, are paid in full.
- 1.2 Pay the sum of \$89.40 calculated on the basis of a charge of \$29-80 per lot to be levied on the Council by the Department of Environment & Resource Management for each new valuation.
- 1.3 Provide evidence from a suitably qualified person that proposed lots 22 and 23 can be provided with on-site treatment of sewerage in accordance with the On Site Sewerage Code and AS/NZS 1547:2000.

### **ROADWORKS**

2. The construction of any crossovers to give access to the land is to be the owner's responsibility and to the satisfaction of the Chief Executive Officer.

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## PROPOSAL PLAN

3. The reconfiguration of the land must be carried out generally in accordance with:-
  - (a) (i) the proposed Cleve McGuane Surveys Pty Ltd plan numbered 28469-3;
  - (ii) the plans, specifications, facts and circumstances as set out in the application submitted to Council;Except where modified by the conditions of approval and any approval issued there under; and
  - (b) any approval issued under this approval; and
  - (c) any development permit for operational works relating to the reconfiguring of a lot;

## PUBLIC UTILITY SERVICES

4. If any existing public utility service including telephone, electricity, water, sewerage or gas needs to be altered or relocated to complete the reconfiguration the developer must bear the cost of alteration or relocation;

## ENVIRONMENT & HEALTH

5. Any future development on the proposed lots must be located a minimum 50m from the high bank of Plantation Creek.

## DRAINAGE

6. The approved development and use(s) must not interfere with the natural flow of stormwater in the locality in such a manner as to cause ponding or concentration of stormwater on adjoining land or roads.

## SERVICES

7. The applicant must provide a certified statement from a licensed plumber that no existing interconnecting water supply plumbing crosses the boundaries between the proposed new lot.

### **ADVICE (Note: These are not conditions)**

- *Unless otherwise specified by these conditions, the conditions must be complied with prior to approval of the Plan of Survey;*
- *It is noted that the existing dwelling house located on proposed lot 22 and any new house on proposed lot 23 will be in the vicinity of existing agricultural land uses. The owner of proposed lots 22 and 23 is to be responsible for the establishment and ongoing maintenance of any buffer required between any residential and agricultural land uses. Any buffer should incorporate measures to minimise the impact of dust, smoke, noise and ash in*

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*accordance with the "Planning Guidelines: Separating Agricultural and Residential Land uses – August 1997."*

- *Proposed lot 23 may not be able to connect to council's reticulated water supply.*

## **Resolution**

Moved Councillor Loizou, seconded Councillor Lewis that the recommendation be adopted.

CARRIED

### **5.6 TFS Properties Limited - Development Application for Material Change of Use to establish a Sandalwood Industry (forestry) at 7924 & 7888 Ayr Dalbeg Road, Dalbeg (Lots 43 & 44 on GS326, Parish of Dalbeg, County of Gladstone)**

## **Executive Summary**

An application has been received from Groves and Clark Solicitors on behalf of their client TFS Properties Limited seeking approval for a Material Change of Use to establish a Sandalwood Industry (forestry) at 7924 & 7888 Ayr Dalbeg Road, Dalbeg. (Lots 43 & 44 on GS326 Parish of Dalbeg, County of Gladstone). A Development Application (Code Assessable) has been triggered in accordance with the Burdekin Shire IPA Planning Scheme.

## **Recommendation**

That Council approves the Development Application for a Material Change of Use to establish a Sandalwood Industry at 7924 & 7888 Ayr Dalbeg Road, Dalbeg (Lots 43 & 44 on GS326, Parish of Dalbeg, County of Gladstone) subject to the following conditions:

## **GENERAL**

- 1.1 The conditions of the development permit must be achieved prior to the commencement of the use, except where specified otherwise in these conditions of approval.
- 1.2 The development and conduct of the approved use of the premises, the carrying out and maintenance of any works on the premises and construction and maintenance of any building on the premises must be generally in accordance with the supporting documents in the application submitted.
- 1.3 Harvesting of the sandalwood trees are to be conducted in an ecologically sustainable manner to ensure that no adverse environmental impacts arise.



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## **ROADWORKS**

2. The construction of any crossovers to give access to the land is to be the owner's responsibility and to the satisfaction of the Chief Executive Officer.

## **DRAINAGE**

3. The approved development and use(s) must not interfere with the natural flow of stormwater in the locality in such a manner as to cause ponding or concentration of stormwater on adjoining land or roads.

## **BUILDING WORK**

4. A development permit for Building Works is to be obtained before any building works are carried out on the premise.

## **EXTERNAL WORKS**

5. The developer must at its own cost undertake all necessary alterations to public utility mains and services as are rendered necessary by the carrying out of any required external works or other works associated with the approved development.

### ***ADVICE (Note: These are not conditions)***

- *Any burning on site of crop or waste material is done in accordance with a permit from Queensland Fire & Rescue Service (QFRS).*

## **Resolution**

Moved Councillor Haynes, seconded Councillor Gazziola that the recommendation be adopted.

CARRIED

### **5.7 TFS Properties Limited - Development Application for Material Change of Use to establish Sandalwood Industry (forestry) at 7676 Ayr Dalbeg Road, Dalbeg (Lot 51 on GS639, Parish of Dalbeg, County of Gladstone)**

## **Executive Summary**

An application has been received from Groves and Clark Solicitors on behalf of their client TFS Properties Limited seeking approval for a Material Change of Use to establish a Sandalwood Industry (forestry) at 7676 Ayr Dalbeg Road, Dalbeg. (Lot 51 on GS639 Parish of Dalbeg, County of Gladstone). A Development Application (Code Assessable) has been triggered in accordance with the Burdekin Shire IPA Planning Scheme.

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## **Recommendation**

That Council approves the Development Application for a Material Change of Use to establish a Sandalwood Industry at 7676 Ayr Dalbeg Road, Dalbeg (Lot 51 on GS639, Parish of Dalbeg, County of Gladstone) subject to the following conditions:

### **GENERAL**

- 1.1 The conditions of the development permit must be achieved prior to the commencement of the use, except where specified otherwise in these conditions of approval.
- 1.2 The development and conduct of the approved use of the premises, the carrying out and maintenance of any works on the premises and construction and maintenance of any building on the premises must be generally in accordance with the supporting documents in the application submitted.
- 1.3 Harvesting of the sandalwood trees are to be conducted in an ecologically sustainable manner to ensure that no adverse environmental impacts arise.

### **ROADWORKS**

2. The construction of any crossovers to give access to the land is to be the owner's responsibility and to the satisfaction of the Chief Executive Officer.

### **DRAINAGE**

3. The approved development and use(s) must not interfere with the natural flow of stormwater in the locality in such a manner as to cause ponding or concentration of stormwater on adjoining land or roads.

### **BUILDING WORK**

4. A development permit for Building Works is to be obtained before any building works are carried out on the premise.

### **EXTERNAL WORKS**

5. The developer must at its own cost undertake all necessary alterations to public utility mains and services as are rendered necessary by the carrying out of any required external works or other works associated with the approved development.

### **ADVICE (Note: These are not conditions)**

- *Any burning on site of crop or waste material is done in accordance with a permit from Queensland Fire & Rescue Service (QFRS).*

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## **Resolution**

Moved Councillor List, seconded Councillor Haynes that the recommendation be adopted.

CARRIED

## **6 CORPORATE & COMMUNITY SERVICES**

### **6.2 First Amended Budget for 2011-2012**

#### **Executive Summary**

An amended budget for the 2011/12 financial year is submitted for adoption to better reflect estimates of income and expenditure for the year. The main purposes of the first amended budget are to bring in the actual retained surplus, include carryover projects and funding, and to include any changes to operating and capital budgets.

#### **Recommendation**

That the amended budget and report for the period ending 30 June, 2012 as tabled be adopted.

#### **Resolution**

Moved Councillor Lewis, seconded Councillor Loizou that the recommendation be adopted.

CARRIED

## **7 CORRESPONDENCE FOR INFORMATION**

### **7.1 Giru Skate Park to be Listed for Budget Consideration**

#### **Resolution**

Moved Councillor Gazzola, seconded Councillor Dalle Cort that the proposed Giru Skate Park be listed for budget consideration.

CARRIED

### **7.2 Burdekin Shire Council Supports Amendments to Local Government Association of Queensland**

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## **Resolution**

Moved Councillor Loizou, seconded Councillor Gazziola that Burdekin Shire Council supports amendments to the LGAQ Constitution as proposed to the LGAQ as a result of the change in the Local Government Election date from 31 March 2012 to 28 April 2012.

CARRIED

### **7.3 North Queensland Sports Foundation Representative**

## **Resolution**

Moved Councillor List, seconded Councillor Gazziola that Councillor McLaughlin be reappointed as Burdekin Shire Council's representative for the North Queensland Sports Foundation until the 2012 North Queensland Games are closed.

CARRIED

## **8 NOTICES OF MOTION**

Nil

## **9 URGENT BUSINESS**

### **9.1 Council Approves Sale of Land for Proposed Trade Training Centre**

## **Resolution**

Moved Councillor Haynes, seconded Councillor Dalle Cort that Council approves in principle the sale of a strip of 6m of land from the north western boundary of Lot 1 on RP731381 to the Roman Catholic Trust Corporation for the Diocese of Townsville (RCTC) for the purposes of allowing construction of a proposed Trade Training Centre on adjoining land described as Lot 2 on RP731381 subject to the following:

- the sale price is to be negotiated between the parties;
- the RCTC is to submit and be responsible for the costs of a Lot Reconfiguration (boundary realignment) and associated survey plan preparation and registration and any changes to utilities and services

CARRIED

### **9.2 Council Authorises Roman Catholic Trust Corporation to Enter Upon Land to Undertake Procedures for Proposed Trade Training Centre**

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## **Resolution**

Moved Councillor List, seconded Councillor Loizou that Council authorises the Roman Catholic Trust Corporation for the Diocese of Townsville (RCTC) to enter upon the land described as Lot 1 on RP731381 for the purposes of undertaking necessary procedures such as soil tests associated with the proposed construction of a Trade Training Centre on its land described as Lot 2 on RP731381.

CARRIED

## **10 GENERAL BUSINESS**

### **10.1 Digital Television Reception**

## **Resolution**

Moved Councillor Lewis, seconded Councillor List that Council contacts the Digital Switchover Taskforce requesting advice on any information they may have in relation to complaints regarding the new digital signal in the Burdekin.

CARRIED

## **11 IN COMMITTEE DISCUSSIONS**

Nil

## **12 DELEGATIONS**

Nil

There being no further business the meeting closed at 10.30am.

**These minutes were confirmed by Council at the Ordinary Council Meeting held on Tuesday 27 March, 2012.**

**MAYOR**