



**MINUTES OF THE  
SPECIAL MEETING OF COUNCIL  
14 JUNE 2017**

## **ORDER OF BUSINESS:**

<b>1.</b>	<b>ATTENDANCE .....</b>	<b>2</b>
<b>2.</b>	<b>APOLOGIES.....</b>	<b>2</b>
<b>3.</b>	<b>DECLARATIONS OF CONFLICTS OF INTEREST .....</b>	<b>2</b>
<b>4.</b>	<b>EXECUTIVE.....</b>	<b>2</b>
4.1	Adoption of 2017/2018 Budget .....	2
4.2	2017/2018 Operational Plan .....	3
<b>5.</b>	<b>PLANNING, ENVIRONMENT &amp; CORPORATE SERVICES DEPARTMENT REPORTS.....</b>	<b>3</b>
5.1	Invasive Pests Control Scheme .....	3
5.2	Proposed Amendments to the Southern Downs Planning Scheme - Consideration of Submissions .....	4
5.2.1	Proposed Amendments to the Southern Downs Planning Scheme - Consideration of Submissions .....	5
5.2.2	Planning Scheme Amendments - Consideration of Submissions .....	5
5.2.3	Planning Scheme Amendments - Overlay .....	5
<b>Meeting In Camera</b>		
<b>Meeting Out Of Camera</b>		
6.1	Racing Queensland EOI .....	7
6.2	Emu Swamp Dam Feasibility Study .....	7

**MINUTES OF THE SPECIAL COUNCIL MEETING OF  
SOUTHERN DOWNS REGIONAL COUNCIL HELD ON 14 JUNE 2017  
IN THE COUNCIL CHAMBERS, SOUTHERN DOWNS REGIONAL COUNCIL,  
64 FITZROY STREET, WARWICK AT 9.00AM**

**1. ATTENDANCE**

Present: Crs Dobie (Chair), Gow, Kelly, McNally, McNichol, Meiklejohn, Pennisi, Stocks and Windle

Officers: David Keenan (Chief Executive Officer), Peter See (Director Engineering Services), Ken Harris (Director Planning, Environment and Corporate Services), Marion Seymour (Minute Secretary)

**2. APOLOGIES**

Nil

Cr McNally offered a prayer and acknowledged condolences

**3. DECLARATIONS OF CONFLICTS OF INTEREST**

Nil.

**4. EXECUTIVE**

**4.1 Adoption of 2017/2018 Budget**

**Resolution**

**Moved Cr J McNally**

**Seconded Cr R Kelly**

THAT Council:-

1. Adopt the 2017/18 Budget as attached.
2. Adopt the Revenue Statement 2017/2018 as attached.
3. Thank the community for its participation and input.

**Carried**

**Attachments**

1. 2017/2018 Budget - **Attached to the Minutes Under Separate Cover**
2. Revenue Statement 2017/2018 - **Attached to the Minutes Under Separate Cover**

## 4.2 2017/2018 Operational Plan

### Resolution

Moved Cr J McNally

Seconded Cr R Kelly

THAT Council adopt the attached 2017/2018 Operational Plan.

**Carried**

### Attachments

1. Operational Plan 2017/2018 - **Attached to the Minutes Under Separate Cover**

## 5. PLANNING, ENVIRONMENT & CORPORATE SERVICES DEPARTMENT REPORTS

### 5.1 Invasive Pests Control Scheme

#### Resolution

Moved Cr C Gow

Seconded Cr S Windle

THAT Council:-

1. Adopt the Invasive Pests Control Scheme Policy as attached.
2. Agree to Introduce an Invasive Pests Control Special Rate within the 2017/18 financial year.
3. Adopt the Invasive Pests Control Scheme Special Rate – Overall Plan.

**Carried**

### Attachments

1. Invasive Pests Control Scheme Policy - **Attached to the Minutes Under Separate Cover**
2. Invasive Pests Control Scheme Special Rate - Overall Plan - **Attached to the Minutes Under Separate Cover**

## 5.2 Proposed Amendments to the Southern Downs Planning Scheme - Consideration of Submissions

### Resolution

Moved Cr N Meiklejohn

Seconded Mayor T Dobie

THAT Council:

1. Decides not to proceed with the proposed amendments to prevent residential uses within 1 kilometre of an Intensive animal industry, but retain the existing provisions.
2. Decides to amend the Planning Scheme to include the Carnell Raceway environs overlay as publicly notified.
3. Decides to rezone Lots 1 and 2 SP267727 as publicly notified, except that only that part of Lot 2 that is included within the Carnell Raceway environs overlay is to be rezoned to Rural.
4. Decides to amend Table 8.2.7.3 of the Planning Scheme as follows:

**Table 8.2.7.3 – Morgan Park environs overlay and Carnell Raceway environs overlay - Self-assessable and assessable development**

Performance outcomes	Acceptable outcomes
Population density	
<b>PO1</b> The development does not individually or cumulatively increase the number of people residing permanently in the environs of Morgan Park or Carnell Raceway.	<b>AO1</b> (a) Land is not subdivided for use for rural, residential or rural residential purposes. (b) There are no <b>Community residences</b> , Multiple dwellings, Residential care facilities, Relocatable home parks or Retirement facilities for permanent occupation established in the <b>area overlay</b> .
Noise	
<b>PO2</b> Development does not introduce uses that are sensitive to noise interference or nuisance unless adequate, practicable, mitigation measures are incorporated into the development.	<b>AO2</b> Premises that are not used for an industrial, business activity or rural purpose incorporate noise attenuation measures including: <ul style="list-style-type: none"> <li>• <b>Double glazing of Acoustic grade windows &gt;Rw30</b>;</li> <li>• Mechanical ventilation;</li> <li>• Concrete or masonry external walls <b>&gt;Rw40</b>; and</li> <li>• <b>Roof/ceiling with noise insulation &gt;Rw38</b></li> </ul> OR The external envelope of habitable rooms in a residential building is constructed in a manner that provides a <b>30dB(A) 40dB(A)</b> reduction for all habitable rooms. <i>Note: To determine whether the components of the building's external envelope can achieve the required reduction reference may be made to MP4.4 of the Queensland Development Code – Buildings in a Transport Noise Corridor - <b>Category 2 construction</b>.</i> OR <b>A report prepared by a suitably qualified person is submitted demonstrating that the external habitable rooms in a residential building will be constructed to achieve a maximum noise level of 45 dB(A) during a motor racing event at Morgan Park or Carnell Raceway, whichever is relevant.</b>

5. Decides to further amend AO37(c) and (f) of Table 9.4.7.3 to change 'encroachment' to 'encroachment of a building'.

**Lost**

### **5.2.1 Proposed Amendments to the Southern Downs Planning Scheme - Consideration of Submissions**

#### **Resolution**

**Moved Cr J McNally**

**Seconded Cr V Pennisi**

THAT Council split the motion in relation to Proposed Amendments to the Southern Downs Planning Scheme – Consideration of Submissions into two parts.

**Carried**

### **5.2.2 Planning Scheme Amendments - Consideration of Submissions**

#### **Resolution**

**Moved Cr J McNally**

**Seconded Cr V Pennisi**

THAT Council:

1. Decides not to proceed with the proposed amendments to prevent residential uses within 1 kilometre of an Intensive animal industry, but retain the existing provisions;
2. Decides to further amend AO37(c) and (f) of Table 9.4.7.3 to change 'encroachment' to 'encroachment of a building'.

**Carried**

### **5.2.3 Planning Scheme Amendments - Overlay**

#### **Resolution**

**Moved Cr V Pennisi**

**Seconded Cr C Gow**

THAT Council defer consideration of the other elements of the Planning Scheme Amendment to the June 2017 General Meeting with a view to not proceeding with the Carnell Overlay.

**Carried**

## 6. CONSIDERATION OF CONFIDENTIAL BUSINESS ITEMS

In accordance with the provisions of Section 275(1) of the *Local Government Regulation 2012*, a local government may resolve to close a meeting to the public and move 'into Committee' to discuss confidential items, such that its Councillors or members consider it necessary to close the meeting.

### Recommendation

THAT the meeting be closed to the public and move into committee to discuss the following items, which are considered confidential in accordance with Section 275(1) of the *Local Government Regulation 2012*, which permits the meeting to be closed to the public for business relating to the following, as indicated:

#### 6.1 Racing Queensland EOI

##### Reason for Confidentiality

This item is considered confidential in accordance with section 275(1)(h) of the *Local Government Regulation 2012*, as it contains information relating to business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

#### 6.2 Emu Swamp Dam Feasibility Study

##### Reason for Confidentiality

This item is considered confidential in accordance with section 275(1)(h) of the *Local Government Regulation 2012*, as it contains information relating to business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

### Meeting In Camera

#### Resolution

**Moved Cr V Pennisi**

**Seconded Cr C Gow.**

THAT the meeting move into closed session.

**Carried**

The Meeting moved into closed session at 10.00am.

10:38 AM Cr R Kelly left the meeting.

10:40 AM Cr R Kelly rejoined the meeting.

10:44 AM Cr J McNally left the meeting.

10:46 AM Cr J McNally rejoined the meeting.

### Meeting Out Of Camera

#### Resolved

THAT the meeting resume in open session at 10.57am.

**Carried**

## 6.1 Racing Queensland EOI

### Resolution

**Moved Cr J McNally**

**Seconded Cr V Pennisi**

THAT Council endorse the submission of an Expression of Interest (EOI) to Racing Queensland (RQ) for the establishment of a Harness and Greyhound Racing facility at the Allora Racecourse; and delegate the Chief Executive Officer to negotiate lease and other conditions with Racing Queensland subject to Council's approved parameters.

**Carried**

## 6.2 Emu Swamp Dam Feasibility Study

### Resolution

**Moved Cr N Meiklejohn**

**Seconded Cr Y Stocks**

THAT Council:-

1. Endorse the Southern Downs Regional Council Emu Swamp Dam Business Case Stage 1 Final Report ("the report"), dated June 2017, authored by GHD Pty Ltd ABN 39 008 488 373.
2. Note the conclusions and recommendations made in the report by GHD Pty Ltd ABN 39 008 488 373.
3. Delegate to the Chief Executive Officer authority to negotiate with the Department of Energy and Water Supply ("DEWS") about changing the scope of the Grant Deed, National Water Infrastructure Development Funds ("NWIDF") Emu Swamp Dam Project (executed 24 February 2017), to allow Council to investigate other water supply options as identified in the report, and the Chief Executive Officer seek confirmation from the Federal and State Governments of their approval to release the report.

**Carried**

Cr Pennisi voted against the motion.

## MEETING CLOSURE

There being no further business, the meeting closed at 11.00am.