



**MINUTES OF THE  
ORDINARY COUNCIL MEETING  
19 MARCH 2025**

## ORDER OF BUSINESS:

<b>1.</b>	<b>ACKNOWLEDGEMENT OF COUNTRY .....</b>	<b>1</b>
<b>2.</b>	<b>PRAYERS &amp; CONDOLENCES.....</b>	<b>1</b>
<b>3.</b>	<b>ATTENDANCE AND APOLOGIES.....</b>	<b>1</b>
<b>4.</b>	<b>READING AND CONFIRMATION OF MINUTES.....</b>	<b>1</b>
4.1	Ordinary Council Meeting - 19 February 2025 .....	1
<b>5.</b>	<b>ACTIONS FROM COUNCIL MEETINGS .....</b>	<b>1</b>
5.1	Actions from Ordinary Council Meeting 19 February 2025 .....	1
<b>6.</b>	<b>DECLARATIONS OF CONFLICTS OF INTEREST .....</b>	<b>2</b>
<b>7.</b>	<b>MAYORAL MINUTE .....</b>	<b>2</b>
7.1	Procedural Motion - Late Agenda Item.....	2
<b>8.</b>	<b>NOTICES OF MOTION .....</b>	<b>2</b>
	Nil	
<b>9.</b>	<b>READING AND CONSIDERATION OF CORRESPONDENCE .....</b>	<b>2</b>
9.1	Correspondence .....	2
<b>10.</b>	<b>RECEPTION AND READING OF PETITIONS AND JOINT LETTERS.....</b>	<b>2</b>
	Nil	
<b>11.</b>	<b>PORTFOLIO REPORTS .....</b>	<b>3</b>
11.1	Portfolio Report - Cr Richters - Secure Communities Update 2.....	3
11.2	Portfolio Report - Cr Pidgeon - Productive Communities .....	3
11.3	Portfolio Report - Cr McDonald - Resilient Communities.....	3
<b>12.</b>	<b>EXECUTIVE SERVICES REPORTS.....</b>	<b>3</b>
12.1	Chief Executive Officer - Status Report.....	3
12.2	Review of Councillor Portfolios .....	4
12.2.1	Procedural Motion - Review of Councillor Portfolios.....	4
<b>13.</b>	<b>CUSTOMER AND ORGANISATIONAL SERVICES REPORTS .....</b>	<b>4</b>
13.1	Financial Services - Financial Report as at 28 February 2025 .....	4
13.2	Adoption of Amended Fees and Charges 2024-25 .....	4
13.3	Procurement Policy.....	5
13.4	Amiens Historical Association Letter of Support for Hall Relocation .....	5
13.5	Southern Downs Youth Council Induction 2025 .....	5
<b>14.</b>	<b>INFRASTRUCTURE SERVICES REPORTS .....</b>	<b>6</b>

14.1	25_053 Unsealed Road Maintenance for Flood Rectification Contract Approval Request .....	6
14.2	Project Management of January 2024 Flood Event - Contract 25_075 .....	6
14.3	2024-28 LGGSP Stage 2 Application - Relining Sewers .....	6
14.4	RFT EV Charger Installations 25_008B .....	7
<b>15.</b>	<b>PLANNING AND ENVIRONMENTAL SERVICES REPORTS .....</b>	<b>7</b>
15.1	Material Change of Use – Paula & Damian Giuffrida: 104 Hale Haven Drive, Stanthorpe.....	7
15.2	Reconfiguring a Lot: Gary Hayes & Partners Pty Ltd – 11412 Cunningham Highway and Freestone Road, Clintonvale .....	11
15.2.1	Procedural Motion - Reconfiguring a Lot: Gary Hayes & Partners Pty Ltd - 11412 Cunningham Highway and Freestone Road, Clintonvale .....	13
15.3	Pest Management Advisory Committee Meeting .....	14
15.4	Darling Downs-Moreton Rabbit Board Proposed Budget and Operational Plan 2025/2026 .....	14
15.5	Review of the Animal Impoundment Boxes.....	14
15.6	Biodiversity Assets and Corridor Strategy.....	14
15.6.1	Procedural Motion - Biodiversity Assets and Corridor Strategy .....	15
<b>16.</b>	<b>REPORTS OF DEPUTATION OR CONFERENCE &amp; REPORTS FROM DELEGATES APPOINTED BY COUNCIL TO OTHER BODIES .....</b>	<b>15</b>
	Nil	
<b>17.</b>	<b>CONSIDERATION OF CONFIDENTIAL BUSINESS ITEMS .....</b>	<b>15</b>
<b>Meeting In Camera</b>		
<b>Meeting Out Of Camera</b>		
17.1	PID: 93770 - Rate Concession .....	16
17.2	Functional Realignment .....	16
<b>18.</b>	<b>GENERAL BUSINESS .....</b>	<b>16</b>

**MINUTES OF THE ORDINARY COUNCIL MEETING OF  
SOUTHERN DOWNS REGIONAL COUNCIL HELD ON 19 MARCH 2025 IN THE  
COUNCIL CHAMBERS, SOUTHERN DOWNS REGIONAL COUNCIL,  
64 FITZROY STREET, WARWICK AT 9:02AM**

**1. ACKNOWLEDGEMENT OF COUNTRY**

**2. PRAYERS & CONDOLENCES**

Rev Dave Bailey from Rosecity Presbyterian Church offered a prayer for the meeting.

**3. ATTENDANCE AND APOLOGIES**

Present: Crs Hamilton (Chair), Bartley, Deane, Harslett, McDonald, Pidgeon, Richters, Wantling and Windle

Officers: Rachel Brophy (Chief Executive Officer), Susie Glasson (Acting General Manager Customer and Organisational Services), Nick Wellwood (General Manager Infrastructure, Assets & Projects), Dyan Currie (Acting General Manager Planning and Environmental Services), Gurbindar Singh (Chief Financial Officer), Michael Bell (Manager Community Services), James Varughese (Manager Works), Graham Sweetlove (Manager Water), Jon Charles (Manager Sustainability and Strategy), Angela O'Mara (Manager Planning & Development), Nicole Collett (Manager Environmental Services) and Marion Seymour (Minute Secretary)

**4. READING AND CONFIRMATION OF MINUTES**

**4.1 Ordinary Council Meeting - 19 February 2025**

**Resolution**

**Moved Cr R Bartley**

**Seconded Cr J Richters**

THAT the minutes of the Ordinary Council Meeting held on Wednesday 19 February 2025 be adopted.

**Carried Unanimously**

**5. ACTIONS FROM COUNCIL MEETINGS**

**5.1 Actions from Ordinary Council Meeting 19 February 2025**

**Resolution**

**Moved Cr C McDonald**

**Seconded Cr C Pidgeon**

THAT Council receive the report and note the contents.

**Carried Unanimously**

## 6. DECLARATIONS OF CONFLICTS OF INTEREST

Item No	Item Precs	Nature of Conflict
13.4	Amiens Historical Association Letter of Support for Hall Relocation	Cr McDonald declared a declarable conflict of interest in this matter (as defined in Section 150EQ(4)(a) of the <i>Local Government Act 2009</i> ) as a result of a pending matter with the Office of Independent Assessor that concerns Fred Rogers Camp. As a result of Cr McDonald's conflict, she will leave the meeting room while the matter is considered and voted on.

## 7. MAYORAL MINUTE

*In accordance with Section 21 of Council Meetings Policy PL-CS036 Mayor Hamilton moved the following Procedural Motion:*

### 7.1 Procedural Motion - Late Agenda Item

#### Resolution

**Moved Mayor M Hamilton**

THAT Council amend the Agenda for today's Ordinary Council Meeting to include late Agenda Item 17.2.

**Carried Unanimously**

## 8. NOTICES OF MOTION

Nil

## 9. READING AND CONSIDERATION OF CORRESPONDENCE

### 9.1 Correspondence

#### Resolution

**Moved Cr J Richters**

**Seconded Cr C McDonald**

THAT the report of the Chief Executive Officer in relation to Correspondence be received.

**Carried Unanimously**

## 10. RECEPTION AND READING OF PETITIONS AND JOINT LETTERS

Nil

## **11. PORTFOLIO REPORTS**

### **11.1 Portfolio Report - Cr Richters - Secure Communities Update 2**

#### **Resolution**

**Moved Cr J Richters**

**Seconded Cr C Pidgeon**

THAT Council's Secure Communities Update 2 Portfolio Report be received.

**Carried Unanimously**

### **11.2 Portfolio Report - Cr Pidgeon - Productive Communities**

#### **Resolution**

**Moved Cr C Pidgeon**

**Seconded Cr C McDonald**

THAT Council's Productive Communities Portfolio Report be received.

**Carried Unanimously**

### **11.3 Portfolio Report - Cr McDonald - Resilient Communities**

#### **Resolution**

**Moved Cr C McDonald**

**Seconded Cr J Richters**

THAT Council's Resilient Communities Portfolio Report be received.

**Carried Unanimously**

## **12. EXECUTIVE SERVICES REPORTS**

### **12.1 Chief Executive Officer - Status Report**

#### **Resolution**

**Moved Cr S Deane**

**Seconded Cr S Windle**

THAT Council receive and note the Chief Executive Officer's Status Report.

**Carried Unanimously**

## 12.2 Review of Councillor Portfolios

### Recommendation

**Moved Cr S Windle**

**Seconded Cr C Pidgeon**

THAT Council adopt the amendments to Councillor Portfolios included as Appendix A, and changes to the Councillor Portfolio Policy as presented.

*In accordance with Section 21 of Council Meetings Policy PL-CS036 Cr McDonald moved the following Procedural Motion:*

### 12.2.1 Procedural Motion - Review of Councillor Portfolios

#### Resolution

**Moved Cr C McDonald**

THAT Agenda Item 12.2 lay on the table and be referred to a future Council Information Session for further discussion.

**Carried**

*The following votes were recorded:*

*For: Crs S Deane, M Harslett, C McDonald, J Richters and R Wantling (5)*

*Against: Crs R Bartley, M Hamilton, C Pidgeon and S Windle (4)*

## 13. CUSTOMER AND ORGANISATIONAL SERVICES REPORTS

### 13.1 Financial Services - Financial Report as at 28 February 2025

#### Resolution

**Moved Cr J Richters**

**Seconded Cr R Wantling**

THAT Council receive and note the Financial Performance Report as at 28 February 2025.

**Carried Unanimously**

### 13.2 Adoption of Amended Fees and Charges 2024-25

#### Resolution

**Moved Cr R Bartley**

**Seconded Cr C Pidgeon**

THAT Council adopt the revised Schedule of General Fees and Charges for 2024/2025.

**Carried Unanimously**

### **13.3 Procurement Policy**

#### **Resolution**

**Moved Cr J Richters**

**Seconded Cr R Wantling**

THAT Council adopt the following policies as presented:

1. PL-FS010 Procurement Policy (Revised).
2. PL-146 Use of Confidentiality Provisions in Council Contracts Policy (New).

**Carried Unanimously**

*09:31am Cr McDonald declared a conflict of interest in Agenda Item 13.4, and left the meeting.*

### **13.4 Amiens Historical Association Letter of Support for Hall Relocation**

#### **Resolution**

**Moved Cr R Wantling**

**Seconded Cr S Deane**

THAT Council provide a letter of support to the Amiens Historical Association supporting their request to relocate the Amiens Memorial Hall from Fred Rogers Camp to the Amiens Historical Association subject to:

1. The removal, relocation and reinstatement are at no cost to Council;
2. The building is accepted in its current condition and state;
3. The removal does not fail any conditions of the Trusteeship of the reserve.

**Carried Unanimously**

*09:32 am Cr C McDonald rejoined the meeting.*

### **13.5 Southern Downs Youth Council Induction 2025**

#### **Resolution**

**Moved Cr M Harslett**

**Seconded Cr C Pidgeon**

THAT Council note the Minutes from the Southern Downs Youth Council Induction Day meeting held at the Warwick Town Hall on 27 February 2025, together with the attached reports highlighting the outcome from the day.

**Carried Unanimously**



## **14. INFRASTRUCTURE SERVICES REPORTS**

### **14.1 25\_053 Unsealed Road Maintenance for Flood Rectification Contract Approval Request**

#### **Resolution**

**Moved Cr J Richters**

**Seconded Cr R Wantling**

THAT Council:-

1. Following the Tender assessment, enter into a contract with BK Civil for the Provision of Unsealed Road Maintenance Services for Flood Rectification works in the Southern Downs Region in accordance with the Schedule of Rates for the proposed treatments as provided in the Tender, with a calculated value of \$5,802,477.77.
2. Delegate authority to the Chief Executive Officer to enter into any variations to the contract terms as deemed necessary for the duration of the contract and authorise additional works under the contract to meet QRA funding timelines for reconstruction works.

**Carried Unanimously**

### **14.2 Project Management of January 2024 Flood Event - Contract 25\_075**

#### **Resolution**

**Moved Cr R Bartley**

**Seconded Cr C Pidgeon**

THAT Council:

1. Following Tender assessment, enter into a contract with GenEng Solutions (Company A) for the Project Management of the January 2024 Flood Event based on the rates tendered.
2. Delegate authority to the Chief Executive Officer to enter into any variations to the contract terms as deemed necessary for the duration of the contract.

**Carried Unanimously**

### **14.3 2024-28 LGGSP Stage 2 Application - Relining Sewers**

#### **Resolution**

**Moved Cr J Richters**

**Seconded Cr S Deane**

THAT Council endorse the Stage 2 2024-28 LGGSP application for the Sewer Relining Project at Warwick and Stanthorpe 2025-28.

**Carried Unanimously**

#### 14.4 RFT EV Charger Installations 25\_008B

##### Resolution

**Moved Cr R Bartley**

**Seconded Cr J Richters**

THAT Council :-

1. Conduct public engagement for the proposed Australiana and Weeroona Park EV Charging locations to inform the community of the installations and seek feedback before construction;
2. Conditionally accept the offer from NRMA Electric Highways Pty Ltd to build, own and operate two (2) 150 kW to 180 kW ultra-rapid DC fast charger unit solution at the Council proposed location within Australiana Park Warwick;
3. Conditionally accept the offer from i-Charge Solutions International for the desired location in Weeroona Park Stanthorpe for one (1) 60 kW and one (1) 22 kW Charger.

**Carried**

*The following votes were recorded:*

*For: Crs R Bartley, S Deane, M Hamilton, M Harslett, C McDonald, C Pidgeon, J Richters and S Windle (8)*

*Against: Cr R Wantling (1)*

#### 15. PLANNING AND ENVIRONMENTAL SERVICES REPORTS

##### 15.1 Material Change of Use – Paula & Damian Giuffrida: 104 Hale Haven Drive, Stanthorpe

##### Resolution

**Moved Cr J Richters**

**Seconded Cr M Harslett**

THAT the application for a Material Change of Use for the purpose of Short-term accommodation (Existing dwelling, up to 10 guests) on land at 104 Hale Haven Drive, Stanthorpe, described as Lot 2 RP169985, be approved subject to the following conditions:

##### Schedule 1 - Southern Downs Regional Council Conditions

##### Approved Plans

1. The development of the site is to be generally in accordance with the following proposal plans submitted with the application, and subject to the final development being amended in accordance with the conditions of this approval.

Plan Name	Plan No.	Date
Site Plan, prepared by the applicant (as amended in red)	-	23 June 2024 (received date)
Floor Plan, prepared by the applicant	-	8 June 2024 (received date)

2. Where there is any conflict between the conditions of this approval and the details shown on the approved plans and documents, the conditions of approval prevail.

##### Land Use and Planning Controls

3. This approval allows for the use of the building for the following uses only:

- Short-term accommodation (existing building, up to 10 guests)
4. The maximum number of guests accommodated at any one time must not exceed 10 persons.
  5. No person is to reside in any building identified for short term accommodation for more than 45 days consecutively, or more than 90 days in any 12 month period. The approved accommodation must not be occupied by persons for the purpose of permanent accommodation, excluding those persons in a manager's residence for the premises.
  6. The Short term accommodation building is to be rented as a whole, not as individual rooms.
  7. The number of guest vehicles associated with any one stay must not exceed five (5).
  8. Prepare a Site Management Plan (SMP) to manage the operational aspects for the development. The SMP must include the following aspects:
    - i. Code of conduct for guests
    - ii. Confirmation the premises will not be used as a party house
    - iii. A complaints management process
    - iv. Hours of operation and when restriction come into play i.e. music playing
    - v. Management of any fire places or any outdoor fire pits
    - vi. Site care and maintenance
    - vii. Refuse management
    - viii. A guest vehicle limit of five (5) vehicles per stay.

The plan must be submitted and approved by Council's Planning Services Department prior to the commencement of the use.

9. **Bushfire Management and Evacuation Plan** is to be submitted to Council's Planning Services Team for approval. The Bushfire Management Plan is to address management of the bushfire risk to the property and guests and must include, but not limited to the following:
  - i. Evacuation procedures for guests in the event of a bushfire emergency;
  - ii. Procedure for advising guests of any local fire bans/danger levels.

A copy of the approved Bushfire Management and Evacuation Plan is to be displayed in a prominent location within the existing dwelling for guests to view.

### **Building and Site Design**

10. A copy of the Certificate of Compliance for Plumbing and Drainage Works is to be provided to Council (see advisory note below).
11. A copy of the Form 11 (Certificate of Classification) issued for the building works is to be provided to Council prior to the use commencing (see advisory note below).

### **Amenity and Environmental Controls**

12. All wastes are to be suitably collected and disposed of so as not to adversely impact on the environment.
13. A sufficient number of suitable waste receptacles must be provided on site at all times. Waste receptacles must be regularly serviced to prevent unsightly accumulations of waste or environmental harm being caused. The bins are to be stored where screened from view from all roads and public places
14. Advertising Devices relating to the Short-term accommodation may **only** be erected on the subject land, i.e. Lot 2 RP169985. The location, size, type and content of any advertising sign or device located on the land is to be compatible with the Rural residential character of

the surrounding area. No advertising signs or devices are to be located on any other land, unless all applicable approvals are obtained under the Planning Scheme and the relevant local laws. No advertising signs or devices are to be located within the road reserve.

15. Any external lighting must be installed so that light shines down and away from adjacent properties and roads, and does not exceed 8 lux at the property boundary.

### **Fencing, Landscaping and Buffers**

16. The existing landscaping on the site is to be retained.
17. The existing 1.8 metre high screen fence located on the eastern boundary shall be retained and maintained to provide visual screening.

### **Car Parking and Vehicle Access**

18. Maintain the existing 3.0 metre wide all-weather driveway from Hale Haven Drive to the Short-term accommodation use. The vehicle entrance/driveway/carpark may remain gravel, provided they are appropriately maintained and do not cause a dust nuisance. If complaints are received (which in the opinion of an authorised person is not frivolous, vexatious nor based on mistaken belief) or the vehicle entrance and driveway become eroded with material deposited outside the site, or potholes form that would increase noise associated with vehicle movements, the entrance/driveway/carpark shall be sealed to Council's standards.
19. A minimum of five (5) car parking spaces are to be provided on site. Provision is to be made for disabled parking.
20. The car park area is to be defined by signage or a low physical barrier along the edge of the car parking area and driveways.

### **Roadworks**

21. Any footpaths, kerbing and channelling, roadworks and drainage works damaged during construction of the development are to be reinstated to the pre-existing condition, unless otherwise required by the General Manager Infrastructure, Assets & Projects.

### **Stormwater**

22. The proposed development must have a lawful point of discharge determined in accordance with the *Queensland Urban Drainage Manual* (QUDM). A stormwater management plan, including plans for any proposed stormwater infrastructure, may be required to demonstrate compliance with QUDM. Any required stormwater management plan must be prepared by a suitably qualified RPEQ and submitted for endorsement by Council prior to the commencement of the use.

For any proposed use where it cannot be satisfactorily demonstrated that storm-water associated with the use can be directed to the frontage kerb or alternative lawful point of discharge, an inter-allotment drainage system must be designed and constructed in accordance with QUDM.

Inter-allotment drainage systems and overland flow paths, including those affecting adjacent properties, must be wholly contained within easements. Easements are to have a minimum width of three (3) metres, and be provided to Council at no cost to Council.

### **Water Supply and Waste water**

23. A reticulated water supply system-is to be provided to service the building. This system is to be connected to Council's water supply system.
24. All sewage generated from this property must be disposed of by means of an on-site sewage facility (OSSF) in accordance with the AS/NZS 1547:2012 - *On-site Domestic Wastewater Management, Queensland Plumbing and Wastewater Code* and the *Standard Plumbing and Drainage Regulation 2003*.

## Electricity, Street Lighting and Telecommunications

25. The existing reticulated electricity and telecommunications connections must be maintained to the proposed development to the standards of the relevant authorities.

### Advisory Notes

- (i) Unless otherwise stated, all conditions of this approval are to be complied with to the satisfaction of the Director Planning and Environmental Services, prior to the use commencing, and then compliance maintained at all times while the use continues.
- (ii) Any proposal to increase the scale or intensity of the use on the subject land, that is assessable development under the Planning Scheme, would be subject to a separate application for assessment in accordance with the *Planning Act 2016* and would have to comply with the requirements of the Planning Scheme.
- (iii) It is your responsibility to notify Council when a development, or part of, is nearing completion and ready for commencement of the use. The commencement of use is when the Infrastructure Charges associated with your development are to be paid, unless paid earlier.
- (iv) The works that have been carried out to existing dam are not part of this approval. If the works involve excavation and/or filling of more than a depth of 1m or excavation and/or filling of greater than 100m<sup>3</sup>, a development application for Operational work may be required to be submitted to Council for assessment. Depending on the purpose of the Dam, The Department of Resource have exception that can apply that may result in no formal application process with Council.
- (v) It is encouraged that you arrange for a free compliance inspection to be carried out prior to the use commencing. This will involve a physical inspection of the premises along with an internal audit of Council's records. Written advice will be provided for your records advising if compliance with the conditions has been achieved.
- (vi) The General Environmental Duty under the *Environmental Protection Act 1994* prohibits unlawful environmental nuisance caused by noise, aerosols, particles dust, ash, fumes, light, odour or smoke, beyond the boundaries of the property during all stages of the development including earthworks, construction and operation.
- (vii) Prior to the commencement of use, an application must be submitted and approved by Council for a permit under Local Law No. 1 (Administration) 2011 and Subordinate Local Law No. 1.19 (Rental Accommodation) 2011.
- (viii) **Plumbing and Drainage Approval is to be obtained** in accordance with the *Plumbing and Drainage Act 2018* for the proposed plumbing and drainage works. The application for Plumbing and Drainage approval must be submitted to Council with the appropriate **forms, plans and fees** associated with this application. A **Certificate of Compliance must be issued** for the works prior to the use commencing.
- (ix) **Building Approval is to be obtained** for a Class 1B in accordance with the *Planning Act 2016* for the proposed building work. The building application must be submitted to a Building Certifier with the appropriate **forms, plans and fees** associated with this application. The building plans are to accord with the plans approved in this approval. The building is to be constructed in accordance with the Building Approval prior to the commencement of the use. A **Form 11 (Certificate of Classification) must be issued for the building works prior to the use commencing.**
- (x) The applicant is to permit Council officers access to the site in accordance with the powers of entry provisions of the *Local Government Act 2009*, subject to 48 hours notice and reasonable security and health restrictions on access, so as to ensure the use is being conducted in accordance with the conditions of the approval.
- (xi) The supply of water for human consumption, food preparation, food utensil washing or personal hygiene, including the supply of water for drinking water, showers, baths, hand

basin and kitchen sinks, must be connected to a drinking water supply, in accordance with the *Plumbing Code of Australia* and the *Australian Drinking Water Quality Guidelines* produced by the *National Health and Medical Research*.

- (xii) This area is expressly identified as being potentially impacted by lawful non-residential uses. In commencing a residential use, the owner(s) acknowledges and accepts that the use may be potentially impacted by emissions from the lawful non-residential use. It is the responsibility of the property owner(s) to take all measures necessary to ensure that the proposed dwelling is developed and maintained in such a way as to mitigate impacts from the surrounding lawful non-residential use. These measures must be undertaken at the expense of the property owner(s).
- (xiii) Site works must be constructed such that they do not, at any time, in any way restrict, impair or change the natural flow of runoff water, or cause a nuisance or worsening to adjoining properties or infrastructure.
- (xiv) Prior to constructing or upgrading an access, an application must be submitted and approved by Council for a permit under Local Law No. 1 (Administration) 2011 and Subordinate Local Law No. 1.15 (Carrying Out Works on a Road or Interfering with a Road or its Operation) 2011.
- (xv) All Development Permits for Plumbing and Drainage Works should be obtained prior to the issue of a Development Permit for Building Works.
- (xvi) This approval for Short-term Accommodation may potentially affect your rates and charges levied on your property. The potential impact may include, but is not limited to:
  - General Rates may change to a commercial category
  - State Emergency Management Levy may change classes
  - Sewerage Access Charges may change to a different category
  - Domestic Waste Collection may be removed and require a separate waste collection direct from a waste collection provider

For further information, please contact Council's Revenue section on 1300 697 372.

### **Aboriginal Cultural Heritage**

- (xvii) All reasonable and practicable measures must be taken to ensure that no harm is caused to Aboriginal cultural heritage (the "cultural heritage duty of care"). The cultural heritage duty of care is met if the development is conducted in accordance with gazetted cultural heritage duty of care guidelines. Further information on cultural heritage, together with a copy of the duty of care guidelines and cultural heritage search forms, may be obtained from [www.datsip.qld.gov.au](http://www.datsip.qld.gov.au)

**Carried Unanimously**

## **15.2 Reconfiguring a Lot: Gary Hayes & Partners Pty Ltd – 11412 Cunningham Highway and Freestone Road, Clintonvale**

### **Recommendation**

THAT the application for Realignment of boundaries (Two (2) lots into two (2) lots), on land at 11412 Cunningham Highway and Freestone Road, Clintonvale, described as Lot 1 ML2118 and Lot 2 ML477, be approved subject to the following conditions:

### **Schedule 1 - Southern Downs Regional Council Conditions**

#### **Approved Plans**

1. The development of the site is to be generally in accordance with the following

proposal plan submitted with the application, and subject to the final development being amended in accordance with the conditions of this approval.

Plan Name	Plan No.	Date
Boundary Realignment Proposed Lots 5 & 6 Cancelling Lot 1 on ML2118 and Lot 2 on ML477 – prepared by Gary Hayes and Partners Pty. Ltd.	W6298-02 Sheet 1/1	26 November 2024

### **Easements and Covenants**

2. A statutory covenant to prohibit the construction of buildings for a residential use is to be provided over proposed Lot 6 along the full length of the southern boundary. The covenant is to have a width of 60.0 metres. The covenant documentation is to be submitted to Council for approval prior to the signing of the Plan of Subdivision.

*Note: A residential use refers to a Dwelling which is defined in Schedule - 1 Definitions of the Southern Downs Planning Scheme v5.*

### **Stormwater Drainage**

3. All proposed lots must have a lawful point of discharge determined in accordance with the *Queensland Urban Drainage Manual (QUDM)*. A stormwater management plan, including plans for any proposed stormwater infrastructure, may be required to demonstrate compliance with QUDM. Any required stormwater management plan must be prepared by a suitably qualified RPEQ and submitted for endorsement by Council prior to the lodgement of the survey plan.

For any proposed lot where it cannot be satisfactorily demonstrated that roof-water associated with future building works can be directed to the frontage kerb or alternative lawful point of discharge, an inter-allotment drainage system must be designed and constructed in accordance with QUDM.

Inter-allotment drainage systems and overland flow paths, including those affecting adjacent properties, must be wholly contained within easements. Easements are to have a minimum width of three (3) metres, and be provided to Council at no cost to Council.

### **Electricity, Street Lighting and Telecommunications**

4. Prior to Council signing the Plan of Subdivision, written advice must be provided from Ergon Energy confirming that it has been made aware of the proposed development.

### **Advisory Notes**

- (i) The General Environmental Duty under the *Environmental Protection Act 1994* prohibits unlawful environmental nuisance caused by noise, aerosols, particles dust, ash, fumes, light, odour or smoke, beyond the boundaries of the property during all stages of the development including earthworks, construction and operation.
- (ii) The Flood hazard overlay is based on a 1% Annual Exceedance Probability (AEP) flood event. An event of this size may occur, on average, once every 100 years, however it may occur more frequently. Flood events may also be larger than the 1% AEP and therefore areas located outside of the overlay are not guaranteed of flood immunity.

- (iii) Site works must be constructed such that they do not, at any time, in any way restrict, impair or change the natural flow of runoff water, or cause a nuisance or worsening to adjoining properties or infrastructure.

### **Telecommunications in New Developments**

- (iv) For information for developers and owner builders, on important Commonwealth telecommunication rules that need to be complied with, visit [www.infrastructure.gov.au\tind](http://www.infrastructure.gov.au/tind)

### **Aboriginal Cultural Heritage**

- (v) All reasonable and practicable measures must be taken to ensure that no harm is caused to Aboriginal cultural heritage (the “cultural heritage duty of care”). The cultural heritage duty of care is met if the development is conducted in accordance with gazetted cultural heritage duty of care guidelines. Further information on cultural heritage, together with a copy of the duty of care guidelines and cultural heritage search forms, may be obtained from [www.datsip.qld.gov.au](http://www.datsip.qld.gov.au)

### **Approval Times**

- (vi) In accordance with the *Planning Act 2016*, this approval will lapse four years from the day the approval takes effect, unless the Plan of Subdivision is submitted to Council within the currency period. **Council will NOT approve the plan unless all conditions of this approval have been complied with to the satisfaction of Council and within the currency period of the approval.**
- (vii) The approved Plan of Subdivision must be lodged for registration in the Office of the Registrar of Titles within six months of the date of Council’s Compliance Certificate and approval of the Plan of Subdivision. If the Plan of Subdivision is not registered within this timeframe, Council’s approval of the Plan of Subdivision will lapse. Council may reapprove the Plan of Subdivision subject to payment of the applicable fee.

*In accordance with Section 21 of Council Meetings Policy PL-CS036 Cr Bartley moved the following Procedural Motion:*

#### **15.2.1 Procedural Motion - Reconfiguring a Lot: Gary Hayes & Partners Pty Ltd - 11412 Cunningham Highway and Freestone Road, Clintonvale**

#### **Resolution**

#### **Moved Cr R Bartley**

THAT Agenda Item 15.2 lay on the table until the April 2025 Ordinary Council Meeting.

**Carried Unanimously**



### **15.3 Pest Management Advisory Committee Meeting**

#### **Resolution**

**Moved Cr C Pidgeon**

**Seconded Cr S Deane**

THAT Council receive the Minutes of the Pest Management Advisory Committee meeting held in Warwick on Thursday, 13 February 2025.

**Carried Unanimously**

### **15.4 Darling Downs-Moreton Rabbit Board Proposed Budget and Operational Plan 2025/2026**

#### **Resolution**

**Moved Cr C Pidgeon**

**Seconded Cr R Bartley**

THAT Council resolve to endorse the Darling Downs-Moreton Rabbit Board proposed budget and operational plan for 2025/2026.

**Carried Unanimously**

### **15.5 Review of the Animal Impoundment Boxes**

#### **Resolution**

**Moved Cr S Deane**

**Seconded Cr M Harslett**

THAT Council endorse the permanent closure of the impoundment boxes after hours at the Warwick and Stanthorpe animal pounds, and have the impoundment boxes open during Council's business hours only.

**Carried**

*The following votes were recorded:*

*For: Crs S Deane, M Hamilton, M Harslett, C Pidgeon and S Windle (5)*

*Against: Crs R Bartley, C McDonald, J Richters and R Wantling (4)*

### **15.6 Biodiversity Assets and Corridor Strategy**

#### **Recommendation**

**Moved Cr R Wantling**

**Seconded Cr S Deane**

THAT Council adopt the Southern Downs Assets and Corridor Strategy 2025-2028.

In accordance with Section 21 of Council Meetings Policy PL-CS036 Mayor Hamilton moved the following Procedural Motion:

### 15.6.1 Procedural Motion - Biodiversity Assets and Corridor Strategy

#### Resolution

Moved Mayor M Hamilton

THAT Agenda Item 15.2 lay on the table until the April 2025 Ordinary Council Meeting.

**Carried Unanimously**

## 16. REPORTS OF DEPUTATION OR CONFERENCE & REPORTS FROM DELEGATES APPOINTED BY COUNCIL TO OTHER BODIES

Nil

## 17. CONSIDERATION OF CONFIDENTIAL BUSINESS ITEMS

In accordance with the provisions of Section 254J(3) 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 254J(3) of the *Local Government Regulation 2012*, which permits the meeting to be closed to the public for business relating to the following, as indicated:

#### 17.1 PID: 93770 - Rate Concession

##### Reason for Confidentiality

This item is considered confidential in accordance with section 254J(3)(d) of the *Local Government Regulation 2012*, as it contains information relating to rating concessions.

#### 17.2 Functional Realignment

##### Reason for Confidentiality

This item is considered confidential in accordance with section 254J(3)(b) of the *Local Government Regulation 2012*, as it contains information relating to industrial matters affecting employees.

### Meeting In Camera

#### Resolution

Moved Cr S Windle

Seconded Cr J Richters

THAT the meeting move into closed session.

**Carried Unanimously**

*The Meeting moved into closed session at 10:10am.*

## **Meeting Out Of Camera**

### **Resolved**

THAT the meeting resume in open session at 10:49am.

## **17.1 PID: 93770 - Rate Concession**

### **Resolution**

**Moved Cr M Harslett**

**Seconded Cr R Bartley**

THAT Council does not allow concession on Sewerage Access Charges for PID: 93770

**Carried**

*The following votes were recorded:*

*For: Crs R Bartley, S Deane, M Hamilton, M Harslett, C McDonald, C Pidgeon, R Wantling and S Windle (8)*

*Against: Cr J Richters (1)*

## **17.2 Functional Realignment**

### **Resolution**

**Moved Cr J Richters**

**Seconded Cr C Pidgeon**

THAT under Section 196(1) of the Local Government Act 2009, Council approves the realignment of SDRC functions subject to staff and union consultation and consideration of their feedback.

**Carried**

*The following votes were recorded:*

*For: Crs S Deane, M Hamilton, M Harslett, C McDonald, C Pidgeon, J Richters, R Wantling and S Windle (8)*

*Against: Cr R Bartley (1)*

## **18. GENERAL BUSINESS**

Nil

## **MEETING CLOSURE**

There being no further business, the meeting closed at 10:51am.