



**MINUTES OF THE
ORDINARY COUNCIL MEETING
15 OCTOBER 2025**

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**MINUTES OF THE ORDINARY COUNCIL MEETING OF
SOUTHERN DOWNS REGIONAL COUNCIL HELD ON 15 OCTOBER 2025
IN THE COUNCIL CHAMBERS, SOUTHERN DOWNS REGIONAL COUNCIL,
61 MARSH STREET, STANTHORPE AT 9:00AM**

1. ACKNOWLEDGEMENT OF COUNTRY

2. PRAYERS & CONDOLENCES

Pastor David Tidey from Stanthorpe Baptist Church offered a prayer for the meeting and Councillors acknowledged condolences.

3. ATTENDANCE AND APOLOGIES

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

Officers: Rachel Brophy (Chief Executive Officer), Dean Frost (General Manager Corporate Services), Nick Wellwood (General Manager Infrastructure, Assets & Projects), Dyan Currie (Acting General Manager Planning and Environmental Services) via Teams, Angela O'Mara (Manager Planning and Development) and Marion Seymour (Minute Secretary)

3.1 Leave of Absence - Cr McDonald

Resolution

Moved Mayor M Hamilton

Seconded Cr J Richters

THAT Council grant Cr Cynthia McDonald leave of absence for the Ordinary Council Meetings on Wednesday 15 October 2025 and Wednesday 19 November 2025.

Carried Unanimously

4. READING AND CONFIRMATION OF MINUTES

4.1 Ordinary Council Meeting - 17 September 2025

Resolution

Moved Cr S Windle

Seconded Cr R Bartley

THAT the minutes of the Ordinary Council Meeting held on Wednesday 17 September 2025 be adopted.

Carried Unanimously

5. ACTIONS FROM COUNCIL MEETINGS

5.1 Actions from Council Meeting 17 September 2025

Resolution

Moved Cr S Deane

Seconded Cr C Pidgeon

THAT Council receive the report.

Carried Unanimously

6. DECLARATIONS OF CONFLICTS OF INTEREST

Item No	Item Precise	Nature of Conflict
15.3	Material Change of Use and Reconfiguring a Lot: Gary Hayes Partners Pty Ltd – 1-13 Baguley Street, Warwick – MCU\02268 &RC\01860	Cr Windle 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 the applicant's family being long term friends of Cr Windle's family. As a result of Cr Windle's conflict, she will leave the meeting room while the matter is considered and voted on.
17.3	Draft Planning Scheme Submission Consideration	Cr Pidgeon 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 submission relating to the Planning Scheme. As a result of Cr Pidgeon's conflict, she will leave the meeting room while the matter is considered and voted on.

7. MAYORAL MINUTE

Nil

8. NOTICES OF MOTION

Nil

9. READING AND CONSIDERATION OF CORRESPONDENCE

9.1 Correspondence

Resolution

Moved Cr J Richters

Seconded Cr M Harslett

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 - Mayor Hamilton - Prosperous Communities

Resolution

Moved Cr C Pidgeon

Seconded Cr S Deane

THAT Council's Prosperous Communities Portfolio Report be received.

Carried Unanimously

12. EXECUTIVE SERVICES REPORTS

12.1 Chief Executive Officer - Status Report

Resolution

Moved Cr M Harslett

Seconded Cr C Pidgeon

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

Carried Unanimously

13. CORPORATE SERVICES REPORTS

13.1 Financial Services - Financial Report as at 30 September 2025

Resolution

Moved Cr M Harslett

Seconded Cr S Deane

THAT Council receive and note the Financial Performance Report as at 30 September 2025.

Carried Unanimously

13.2 Operational Plan 2025/26 - First Quarter Update

Resolution

Moved Cr S Windle

Seconded Cr S Deane

THAT Council note the first quarter update of the 2025/2026 Operational Plan

Carried Unanimously

13.3 Minutes of the Audit & Risk Management Committee held 18 September 2025

Resolution

Moved Cr J Richters

Seconded Cr R Wantling

THAT Council receive:

1. The minutes from the Audit and Risk Management Committee meeting held on 18 September 2025; and
2. The Chairperson Report.

Carried Unanimously

14. INFRASTRUCTURE, ASSETS AND PROJECTS REPORTS

Nil

15. COMMUNITIES, PLANNING AND ENVIRONMENTAL SERVICES REPORTS

15.1 Change Representations for Realignment of boundaries (Two (2) lots into two (2) lots - 11412 Cunningham Highway and Freestone Road, Clintonvale - RC\02052

Recommendation

Moved Cr J Richters

Seconded Cr C Pidgeon

THAT Council approve the change representations made in relation to 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, and Conditions 2 and 3 are amended as follows:

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 and eastern (Freestone Road) boundary. The covenant is also to restrict the construction of any internal driveway or access from Freestone Road within an area of 60.0 metres from the common boundary of proposed Lot 6 and Lot 1 RP21319 ~~the covenant area~~. 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.

Fencing, Landscaping and Buffers

3. The existing fence along the common boundary of proposed Lot 6 and Lot 1 RP21319, and along the Freestone Road frontage of proposed Lot 6 for at least the width of 60.0 metres from the common boundary of proposed Lot 6 and Lot 1 RP21319 ~~the covenant required in Condition 2~~, is to be retained and maintained.

Where there is no fencing in these locations, standard rural wire fencing is to be provided at the applicants cost.

Amendment

Cr Bartley proposed the following amendment:

That the conditions be amended to retain the 60 metre covenant for 150 metres from the southern boundary along the eastern boundary.

Resolution

Moved Cr R Bartley

Seconded Cr R Wantling

Carried

The following votes were recorded:

For: Crs R Bartley, S Deane, C Pidgeon, R Wantling and S Windle (5)

Against: Crs M Hamilton, M Harslett and J Richters (3)

Resolution

Moved Cr R Bartley

Seconded Cr C Pidgeon

THAT Council approve the change representations made in relation to 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, and Conditions 2 and 3 are amended as follows:

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 ~~and eastern (Freestone Road) boundary~~. The covenant is also to restrict the construction of any internal driveway or access from Freestone Road ~~within the covenant area and a length of 150 metres from the common boundary of proposed Lot 6 and Lot 1 RP21319 the covenant area~~. 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.

Fencing, Landscaping and Buffers

3. The existing fence along the common boundary of proposed Lot 6 and Lot 1 RP21319, and along the Freestone Road frontage of proposed Lot 6 for at least the ~~width length of 150 metres from the common boundary of proposed Lot 6 and Lot 1 RP21319 the covenant required in Condition 2~~, is to be retained and maintained.

Where there is no fencing in these locations, standard rural wire fencing is to be provided at the applicants cost.

Carried

The following votes were recorded:

For: Crs R Bartley, S Deane, C Pidgeon, R Wantling and S Windle (5)

Against: Crs M Hamilton, M Harslett and J Richters (3)

15.2 Material Change of Use - Consideration of Change Representations - 10 Deutscher Road, Mount Tully - MCU\02647

Resolution

Moved Cr M Harslett

Seconded Cr S Windle

THAT Council refuse the change representations made in relation to the application for a Material Change of Use for the purpose of Short-term accommodation (Three (3) buildings, up to 16 guests) on land at 10 Deutscher Road, Mount Tully, described as Lot 10 SP145282 for the following reasons and amend Condition 24:

- The proposed development will result in an increase of traffic to the local road network.
- The current unsealed section of Deutscher Road is not considered to be a standard to adequately cater for the traffic generated by the scale of the proposed use.
- The conditions achieve compliance with the relevant assessment benchmarks of the Rural zone code and Short-term accommodation code.
- The existing conditions are a reasonable response to mitigate the impacts as a result of the changes that the development will cause.

Condition 24 be amended as follows:

24. Deutscher Road is to be improved to Council's Sealed Rural Minor Access standard, from the existing sealed section to the site entrance OR

Alternatively, the proposed development is to be accessed along Mt Tully Road only via an approved vehicle crossover, wholly contained within the subject premises and

Note: approval for Minor Works – Works in Road Reserve is required for any new access, or existing access that has not been previously approved.

Amendment

Mayor Hamilton proposed the following amendment to Condition 24:

24. Deutscher Road is to be improved to Council's Sealed Rural Minor Access standard, from the existing sealed section to the site entrance OR

Alternatively, the gully between the existing sealed section and the site entrance is to be improved to a stabilised road pavement with associated low flow drainage to Council's engineering standards OR

Alternatively, the proposed development is to be accessed along Mt Tully Road only via an approved vehicle crossover, wholly contained within the subject premises

Note: approval for Minor Works – Works in Road Reserve is required for any new access, or existing access that has not been previously approved.

Resolution

Moved Mayor M Hamilton

Seconded Cr C Pidgeon

Carried

The following votes were recorded:

For: Crs S Deane, M Hamilton, M Harslett, C Pidgeon, J Richters and S Windle (6)

Against: Crs R Bartley and R Wantling (2)

Resolution

Moved Cr M Harslett

Seconded Cr S Windle

THAT Council refuse the change representations made in relation to the application for a Material Change of Use for the purpose of Short-term accommodation (Three (3) buildings, up to 16 guests) on land at 10 Deutscher Road, Mount Tully, described as Lot 10 SP145282 for the following reasons and amend Condition 24:

- The proposed development will result in an increase of traffic to the local road network.
 - The current unsealed section of Deutscher Road is not considered to be a standard to adequately cater for the traffic generated by the scale of the proposed use.
 - The conditions achieve compliance with the relevant assessment benchmarks of the Rural zone code and Short-term accommodation code.
 - The existing conditions are a reasonable response to mitigate the impacts as a result of the changes that the development will cause.
24. Deutscher Road is to be improved to Council's Sealed Rural Minor Access standard, from the existing sealed section to the site entrance OR

Alternatively, the gully between the existing sealed section and the site entrance is to be improved to a stabilised road pavement with associated low flow drainage to Council's engineering standards; OR

Alternatively, the proposed development is to be accessed along Mt Tully Road only via an approved vehicle crossover, wholly contained within the subject premises

Note: approval for Minor Works – Works in Road Reserve is required for any new access, or existing access that has not been previously approved.

Carried

The following votes were recorded:

For: Crs S Deane, M Hamilton, M Harslett, C Pidgeon, J Richters and S Windle (6)

Against: Crs R Bartley and R Wantling (2)

Cr Windle declared a conflict of interest in Agenda Item 15.3 and left the meeting for the discussion and vote. Cr Windle left the meeting at 9:55am.

15.3 Material Change of Use and Reconfiguring a Lot: Gary Hayes Partners Pty Ltd - 1-13 Baguley Street, Warwick - MCU\02268 & RC\01860

Recommendation

THAT the application for Material Change of Use of premises to establish Multiple Dwelling (36 units) and Reconfiguring a Lot – Subdivision by Community Title (One lot into 37 lots and Common Property) on land at 1-13 Baguley Street Warwick, described as Lot 35 W3029, be refused, for the following reasons:

- (a) The development will not represent a high standard of design that will positively contribute to the creation of a safe, convenient or attractive community due to the lack of streetscape activation, dominant carports, sub-par building design and layout and relatively high density of development in an area with a predominately low density residential character.

- (b) The increased demand on the existing water, sewer and stormwater infrastructure resulting from the development has not been addressed through the application, and it is unclear if upgrades to the infrastructure are necessary. The drainage stormwater in heavy rain events in the area is already a known issue that will be impacted further as a result of the development. Insufficient information has been provided to demonstrate negligible impact on the surrounding local community resulting from the implementation of the development in a known stormwater drainage deficient area.
- (c) The lack of information provided in relation to the proposed on-site works within the flood hazard area, means it cannot be guaranteed that the development maintains the safety of people on the development site, or results in no adverse impacts to downstream properties.
- (d) The proposal does not comply with the overall outcomes of the Medium density residential zone code, Flood hazard overlay code, Residential uses code and Reconfiguring a lot code.
- (e) The development conflicts with the outcomes identified in the draft Southern Downs Planning Scheme in relation to setbacks, design infrastructure servicing and stormwater.

Procedural Motion

In accordance with section 21 of Council Meetings Policy, Cr Richters moved the following procedural motion:

THAT Agenda Item 15.3 be deferred to the November Ordinary Council Meeting in accordance with the Applicant's request.

Resolution

Moved Cr J Richters

Carried Unanimously

09:56 am Cr S Windle rejoined the meeting.

15.4 Material Change of Use: Adrian P Bakker C/- Revolution Town Planning - 108 Coochie Road, Dalveen - MCU02648

Recommendation

THAT the change application in relation to the Development Permit dated 27 May 2025 for Material Change of Use for the purpose of Function facility (Existing shed, up to 60 guests), Caretaker's accommodation and Short-term accommodation (Five (5) units - One (1) existing dwelling house (up to eight (8) guests) and Four (4) cabins), over three (3) stages, on land at 108 Coochie Road, Dalveen, described as Lot 2 SP268864, be approved in part, and the conditions be amended as follows:

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
Part Site Plan South – prepared by Revolution Town Planning	SK01	19 April 2025
Part Site Plan North – prepared by Revolution Town Planning	SK02	19 April 2025

Part Site Plan – prepared by Southern Downs Building Design Pty Ltd	240262 DD Issue E Sheet 002	14 February 2025
Floor Plan – prepared by Southern Downs Building Design Pty Ltd	240262 sk. Sheet 101 [D]	29 August 2024
Detail Plan – Toilets – prepared by Southern Downs Building Design Pty Ltd	240262 sk. Sheet 102 [A]	29 August 2024
Detail Plan – Deck – prepared by Southern Downs Building Design Pty Ltd	240262 sk. Sheet 103 [A]	29 August 2024
Building Elevations – prepared by Southern Downs Building Design Pty Ltd	240262 sk. Sheet 401 [A]	29 August 2024
Illustrative Views – prepared by Southern Downs Building Design Pty Ltd	240262 sk. Sheet 901 [A]	29 August 2024
Proposed Development 108 Coochie Road, Dalveen Traffic Impact Statement – prepared by Pekol Traffic and Transport	24-664 Revision B	18 December 2024
Operational Management Plan Function Facility + Short-term accommodation, Coochie Road, Dalveen – prepared by Revolution Town Planning	Version 3	25 June 2025

Land Use and Planning Controls

13. The proposed Caretaker's accommodation is to include a site office for the management of the development. The site office is to be accessible to guests of the development, and is to include, but is not limited to including, all documents and records listed in section 7 of the *Operational Management Plan Function Facility + Short-Term Accommodation, Coochie Road, Dalveen, Version 2 3*, dated *25 June February* 2025, prepared by *Revolution Town Planning*.

Building and Site Design

16. The design, colours and materials of the Function facility building and the Short-term accommodation cabins are to be in accordance with the rural character of the area. **Details of the design, colours and materials of the buildings are to be submitted to and approved by Council's Planning Department prior to the issue of any Development Permit for Building Work.** The buildings are to be constructed in the approved design, colours and materials.

Note: Examples of suitable colours for the proposed buildings may include the following Hex Colour Codes: #274625, #828b7d, #e4e1d0, #bcc5b8, #ada79d, #000000, #3d3d3d, #f0efef, #cbcac8, #bca98c, #93703f, #d3b484, #dbdbdc, #8c8778, #69442e, #9d8461, #f8ead6, #cfdba6, #ceb68b, #acbb90, #d6dcc5, #aa7c57, #fdf0d0, #eee1c7.

17. ~~Deleted. A copy of the Certificate of Compliance for Plumbing and Drainage Works is to be provided to Council (see advisory note below).~~
18. ~~Deleted. A copy of the Form 21 (Final Inspection Certificate) and the Form 11 (Certificate of Occupancy) issued for the building works are to be provided to Council prior to the use commencing (see advisory note below).~~

Amenity and Environmental Controls

24. 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. A waste collection contractor must be engaged to supply suitable waste and recycling receptacles and service waste and recycling receptacles. *The management of waste and waste receptacles must be in accordance with Sections 4.0, 4.1, 4.2, 4.3 and 5.0 of the Waste Management Plan, prepared by Revolution Town Planning,*

submitted as part of *Operational Management Plan Function Facility & Short – Term Accommodation, Coochie Road, Dalveen, Version 3, dated 25 June 2025, prepared by Revolution Town Planning.*

25. ~~Deleted. All wastes are to be suitably collected and disposed of so as not to adversely impact on the environment.~~

27. Any rubbish and litter resulting from events must be collected daily and disposed of immediately following the event at an approved Waste Management Facility. The site is to be left in a clean and tidy condition.

Note: The maximum number of events held per week is limited to one (1), as outlined by Condition 7.

32. Lighting is to be provided within the development including adjacent to the internal driveways. Any lighting is to be located such that there is no interference with any residences, *in accordance with the Australian Standards for external lighting.* **Details of the proposed lighting are to be submitted to and approved by Council's Planning Department prior to the issuing of any Development Permit for Building Works.** Lighting is to be provided in accordance with the approved plan.

All vehicle operation areas must be illuminated in accordance with the requirements of Australian Standard AS1158 "Lighting for roads and public spaces".

Fencing, Landscaping and Buffers

34. A fence 1.8 metres high shall be erected along the all boundaries of the adjoining Lot 1 SP268864, ~~except except~~ within the access easement. This fencing is to be provided at the developer's cost.

Roadworks

48. Prior to commencing the use, provide written advice from the Department of Transport and Main Roads (DTMR) that no change to the intersection of Coochie Road and New England Highway is required as a result of the development.

The advice should have regard for the impact of development traffic, and the stock-grid adjoining the intersection. As required, complete any necessary works identified in consultation with DTMR.

Note: The following intersection safety treatments may be required:

- Upgrade the Coochie Road – New England Highway intersection to a Basic Left-turn (BAL) intersection standard; and*
- Widen/remove the cattle grid within Coochie Road to enable two-way traffic to cross at the existing grid location; and*
- Seal the intersection turnout from the existing sealed road edge to the existing cattle grid location; and*
- Install advance side road intersection signs on both New England Highway intersection approaches – green backing with supplementary side road street name and distance to intersection plates; and*
- Remove the existing fence within the road reserve of Coochie Road.*

Please note that all works should be identified and constructed in consultation with DTMR, and is to be at no cost to Council.

Advisory Notes

- (x) **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 **Final Inspection Certificate of Compliance** must be issued for the works prior to the use commencing.

Procedural Motion

In accordance with section 21 of Council Meetings Policy, Cr Bartley moved the following procedural motion:

THAT Agenda Item 15.4 be deferred to the November Ordinary Council Meeting in accordance with the Applicant's request.

Resolution

Moved Cr R Bartley

Carried Unanimously

15.5 Operational Works: Warwick Finance Professionals Pty Ltd - 6/109 Palmerin Street, Warwick (Advertising Device) - OPW\0002887

Resolution

Moved Cr S Windle

Seconded Cr R Bartley

THAT the application for Operational Works - Advertising device (not ancillary to and associated with a lawful use on the same land), on land at 6/109 Palmerin Street, Warwick, described as Lot 6 SP141542, be refused for the following reasons:

- a) The proposed development conflicts with the strategic outcomes and land use strategies within the Strategic framework as the development is not considered to respect the existing character of the area.
- b) The proposal conflicts with the outcomes of the Advertising devices code as the device will not be static and will not be limited to advertising tourism uses in the immediate area.
- c) The proposal conflicts with the Performance outcomes of the Principal centre zone as the development is not considered to be sympathetic to or respectful of the heritage character of the locality.
- d) The development has the potential to affect the safe movement of vehicles through the Palmerin Street/Grafton Street intersection.
- e) The development conflicts with the outcomes identified in the draft Southern Downs Planning Scheme.

Carried

The following votes were recorded:

For: Crs R Bartley, S Deane, M Hamilton and S Windle (4)

Against: Crs M Harslett, C Pidgeon, J Richters and R Wantling (4)

Accordingly the Mayor declared the motion carried with her casting vote.

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 Sale of Land for Overdue Rates and Charges

Reason for Confidentiality

This item is considered confidential in accordance with section 254J(3)(e) of the *Local Government Regulation 2012*, as it contains information relating to legal advice obtained by the local government or legal proceedings involving the local government including, for example, legal proceedings that may be taken by or against the local government.

17.2 PID: 143610 - Rate Exemption/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.

17.3 Draft Planning Scheme Submission Consideration

Reason for Confidentiality

This item is considered confidential in accordance with section 254J(3)(g) of the *Local Government Regulation 2012*, as it contains information relating to negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.

17.4 Planning & Environment Appeal No. 527 of 2025 - REL Events Pty Ltd - 396 Keoghs Road & Hopgoods Road, Elbow Valley

Reason for Confidentiality

This item is considered confidential in accordance with section 254J(3)(e) of the *Local Government Regulation 2012*, as it contains information relating to legal advice obtained by the local government or legal proceedings involving the local government including, for example, legal proceedings that may be taken by or against the local government.

Meeting In Camera

Resolution

Moved Cr S Windle

Seconded Cr M Harslett

THAT the meeting move into closed session.

Carried Unanimously

The Meeting moved into closed session at 10:18am.

Meeting Out Of Camera

Resolved

THAT the meeting resume in open session at 10:19am.

Procedural Motion - Meeting Adjournment

In accordance with section 21 of Council Meetings Policy, Cr Deane moved the following procedural motion:

THAT the meeting adjourn for a short period.

Resolution

Moved Cr S Deane

Carried Unanimously

The meeting adjourned at 10:20am and reconvened at 10:25am at which time there were present Mayor Hamilton and Crs Bartley, Deane, Harslett, Pidgeon, Richters, Wantling and Windle.

Cr Pidgeon declared a Conflict of Interest in relation to Agenda Item 17.3 due to the lodgement of a submission to the Planning Scheme and advised she would leave the meeting for the discussion and vote on that item.

Meeting In Camera

Resolution

Moved Cr S Windle

Seconded Cr S Deane

THAT the meeting move into closed session.

Carried Unanimously

The Meeting moved into closed session at 10:27am.

10:31 am Cr C Pidgeon left the meeting during discussion on Agenda Item 17.3.

10:35 am Cr C Pidgeon rejoined the meeting.

Meeting Out Of Camera

Resolved

THAT the meeting resume in open session at 10:40am.

17.1 Sale of Land for Overdue Rates and Charges

Resolution

Moved Cr R Bartley

Seconded Cr S Windle

THAT Council:

1. Pursuant to section 140(2) of the *Local Government Regulation 2012*, sell the land as described in updated Attachment 1: Sale of Land for Overdue Rates List 2025/26; and
2. Delegate its power to the Chief Executive Officer to take all further steps under Chapter 4, Part 12, Division 3 of the *Local Government Regulation 2012* to complete the sale of the land or end the sale procedures if appropriate.

Carried Unanimously

17.2 PID: 143610 - Rate Exemption/Concession

Resolution

Moved Cr S Windle

Seconded Cr R Bartley

THAT Council allow the rate exemption/concession to 1 January 2021 for PID: 143610 (Lease C).

Carried Unanimously

Cr Pidgeon declared a conflict of interest in Agenda Item 17.3 and left the meeting for the discussion and vote. Cr Pidgeon left the meeting at 10:41am.

17.3 Draft Planning Scheme Submission Consideration

Resolution

Moved Cr M Harslett

Seconded Cr S Windle

THAT Council resolve in line with the recommendations outlined in Attachment 1 – Summary of submission zoning considerations for the draft Planning Scheme.

Carried Unanimously

10:42am Cr Pidgeon rejoined the meeting.

17.4 Planning & Environment Appeal No. 527 of 2025 - REL Events Pty Ltd - 396 Keoghs Road & Hopgoods Road, Elbow Valley

Resolution

Moved Cr R Bartley

Seconded Cr S Windle

THAT Council resolve:

1. To adopt the recommendation detailed in the confidential report of the Manager Planning and Development dated 15 October 2025 (Id: Item 17.4 from OCM 15 October 2025 – MCU\02611) and authorise the Chief Executive Officer to take action to give effect to the adopted recommendation;
2. That the confidential report of the Manager Planning and Development dated 15 October 2025 (Id: Item 17.4 from OCM 15 October 2025 – MCU\02611) is deemed confidential and be treated as such in accordance with sections 171 and 200 of the *Local Government Act 2009* and that the document remain confidential.

Carried Unanimously

18. GENERAL BUSINESS

Nil.

MEETING CLOSURE

There being no further business, the meeting closed at 10:43am.