



MINUTES

Ordinary Meeting

Thursday, 19 December 2019

commencing at 6pm

Council Chambers, 9 Pelican Street, Tewantin

**Crs Tony Wellington (Chair), Jess Glasgow, Ingrid Jackson, Joe Jurisevic,
Brian Stockwell, Frank Wilkie**

"Noosa Shire – different by nature"

1 ATTENDANCE & APOLOGIES**COUNCILLORS**

Councillor T Wellington, Mayor
Councillor F Wilkie, Deputy Mayor
Councillor J Glasgow
Councillor J Jurisevic
Councillor B Stockwell

EXECUTIVE

B de Chastel, Chief Executive Officer
K Contini, Director Community Services
K Coyle, Acting Director Environment & Sustainable Development
D Iezzi, Director Executive Services
C Billingham, Director Infrastructure Services

APOLOGIES

Councillor I Jackson

The meeting commenced at 6.00pm.

2 CONFIRMATION OF MINUTES**Council Resolution**

Moved: Cr Jurisevic
Seconded: Cr Glasgow

The Minutes of the Ordinary Meeting held on 21 November 2019 be received and confirmed.

Carried unanimously.

Council Resolution

Moved: Cr Stockwell
Seconded: Cr Wilkie

The Minutes of the Special Meeting held on 28 November 2019 be received and confirmed.

Carried unanimously.

Council Resolution

Moved: Cr Glasgow
Seconded: Cr Jurisevic

The Minutes of the Special Meeting held on 11 December 2019 be received and confirmed.

Carried unanimously.

Council Resolution

Moved: Cr Wilkie
Seconded: Cr Stockwell

The Minutes of the Special Meeting held on 16 December 2019 be received and confirmed.

Carried unanimously.

3 MAYORAL MINUTES

Nil.

4 PETITIONS**1 PETITION: REQUEST FOR PUBLIC TOILET FACILITIES TO SERVICE THE WOOROI MOUNTAIN BIKE TRAILS****Council Resolution**

Moved: Cr Stockwell

Seconded: Cr Wilkie

That the petition tabled by Cr Stockwell requesting that Council provide public toilet facilities to service the Wooroi Mountain Bike Trails (Tewantin National Park) be received and referred to the Chief Executive Officer to determine appropriate action.

Carried unanimously.

5 NOTIFIED MOTIONS

Nil.

6 PRESENTATIONS

Nil.

7 DEPUTATIONS

Nil.

8 CONSIDERATION OF COMMITTEE RECOMMENDATIONS**PLANNING & ENVIRONMENT COMMITTEE RECOMMENDATIONS**

10 DECEMBER 2019 - Crs Brian Stockwell (Chair), Jess Glasgow, Ingrid Jackson and Tony Wellington

Other Councillors in attendance: Nil.

The following Recommendations from the Planning & Environment Committee were adopted without discussion or further amendment.

Council Resolution

Moved: Cr Stockwell

Seconded: Cr Glasgow

The Planning & Environment Committee recommendations dated 10 December 2019 be adopted.

Carried unanimously.

1 MCU18/0138 MATERIAL CHANGE OF USE - EDUCATION - TYPE 3 ADULT AT 64 POINCIANA AVENUE AND 5 MOORINDIL STREET, TEWANTIN

That Council note the report by the Coordinator Planning to the Planning & Environment Committee Meeting dated 10 December 2019 regarding Application No. MCU18/0138 for a Development Permit for Material Change of Use - Education - Type 3 Adult (University of the Third Age – U3A) situated at 64 Poinciana Avenue, Tewanin and:

- A. Approve the application in accordance with the following conditions:

PLANNING**When Conditions must be Complied With**

1. Unless otherwise stated, all conditions of this Decision Notice must be complied with prior to the use commencing, and then compliance maintained at all times while the use continues.

Approved Plans

2. Development undertaken in accordance with this approval must generally comply with the approved plans of development. The approved plans are listed in the following table unless otherwise amended by these conditions.

Plan No.	Rev.	Plan/Document Name
1	A	Top Floor North submitted to Council on 28.08.2018
2	A	Upper Floor South submitted to Council on 28.08.2018
3	A	Ground Floor North submitted to Council on 28.08.2018
4	A	Ground Floor South submitted to Council on 28.08.2018

Nature and Extent of Approved Use

3. A maximum of 57 persons are permitted on site at any time, consisting of:
 - a. 50 students;
 - b. 5 tutors; and
 - c. 2 volunteer receptionists
4. The approved operating times are as follows:
 - a. Staff/Tutors on site Monday to Friday between 8.30am to 4pm; and
 - b. Students on site Monday to Friday after 9am

Car Parking

5. A minimum of 12 car parking spaces must be provided and marked on the site, and made available and accessible at all times while the use is operating.
6. All car parking areas and access driveways must be maintained exclusively for vehicle parking and manoeuvring and kept in a tidy and safe condition at all times.

Advertising Devices

7. Any advertising sign or device must comply with Council's policies on advertising.

Sunset condition

8. This development permit lapses on 19 December 2024, unless written consent is provided by Council's delegate to extend the approval. In assessing an extension to the approval, Council will have regard to the use's impact on local on-street car parking and any other relevant matters.
- B. Find the following matters relevant to the assessment and sufficient reason to approve the application:
1. The proposed use provides a highly valued community service and facility for the community and opportunities for social interaction for all members.
 2. The site has not been used for residential purposes for a significant period of time as it was approved for Professional Offices in 1981.
 3. The draft scheme proposes to re-zone the site to Community Facilities Zone (annotation 6 – Educational Establishment) under which the proposal would be a consistent use subject to code assessment.
- C. That Council resolve that any future application fees to change or delete condition 8 will be waived.
- D. Note the report is provided in accordance with Section 63(5) of the *Planning Act 2016*.

2 MCU19/0089 MATERIAL CHANGE OF USE - RETAIL BUSINESS TYPE 5 VEHICLE USES RETAIL BUSINESS TYPE 2 SHOP AND OPW19/0160 OPERATIONAL WORKS - SIGNAGE AT 52 - 54 MARY STREET, NOOSAVILLE

That Council note the report by the Coordinator Planning to the Planning & Environment Committee Meeting dated 10 December 2019 regarding Application No. MCU19/0089 for a Development Permit for Material Change of Use - Retail Business - Type 2 Shop & Salon, Retail Business - Type 5 Vehicle Uses & OPW19/0160 for Operational Works – Signage situated at 52 - 54 Mary St, Noosaville and:

- A. Approve the application in accordance with the conditions contained in the Planning & Environment Committee Agenda dated 10 December 2019.

- B. Find the following matters relevant to the assessment and sufficient reason to approve the application:
 - 1. The proposal will result in no significant additional impacts to the existing development;
 - 2. The design solution for the proposed development is a substantial improvement to the visual amenity of the existing development and is in keeping with the scale, character and amenity of the surrounding area;
 - 3. The proposed development is generally well located on the major road network and will continue to fill a service need for the community and visitors to the area.
- C. Note that the report is provided in accordance with Section 63(5) of the *Planning Act 2016*.

3 MCU19/0017 & RAL19/0004 - REPRESENTATIONS TO CONDITIONS - MATERIAL CHANGE OF USE FOR COMMERCIAL BUSINESS - TYPE 1 OFFICE, TYPE 2 MEDICAL, ANCILLARY DWELLING UNIT AND RECONFIGURATION OF A LOT - ACCESS EASEMENT AT 36 & 40 HOFMANN DR, NOOSAVILLE

That Council note the report by the Development Planner to the Planning & Environment Committee Meeting dated 10 December 2019 regarding representations made in relation to Application No. MCU19/0017 for a Development Permit for Material Change of Use - Ancillary Dwelling Unit, Commercial Business - Type 1 Office, Commercial Business - Type 2 Medical and RAL19/0004 for a Reconfiguration of a Lot – Access Easement (alteration of existing) situated at 36 & 40 Hofmann Dr, Noosaville and:

- A. Agree to amend Condition 24 to read as follows:
 - 24. Appropriate sight lines from the basement car park must be demonstrated with any operational works application and prior to the issue of any Operational works approval. The sight lines must be generally in accordance with the drawing titled *Change to Carparking & Proposed Easements Plan*, Reference No. D-02391.01-C, dated 12.09.2019 and AS/NZS2890.1:2004. Prior to the issue of the development approval for any operational works:
 - a. The survey plan for the required easements within the adjoining property (Lot 5 on SP264847) and the associated easement documents are to be approved to confirm compliance with conditions by Council.
 - b. A written undertaking from the developer (solicitor or alternative acceptable to Council) must be provided to Council that confirms that the easement documents will be submitted with the State Titles Registry in conjunction with the cadastral survey plan upon completion of the relevant civil works on the site. The easements must be registered and copies of the registered documents submitted to Council prior to the commencement of the approved use. The easement documents must be registered within 30 days from the date of the issue of the Operational Works approval.
- B. Agree to delete Condition 34.
- C. Note the report is provided in accordance with Section 63(5) of the *Planning Act 2016*.

4 MCU19/0030.01 - MINOR CHANGE APPLICATION FOR A MATERIAL CHANGE OF USE - MULTIPLE HOUSING - TYPE 4 CONVENTIONAL (3 UNITS) - 217 AND 219 GYMPIE TERRACE, NOOSAVILLE

That Council note the report by the Development Planner to the Planning & Environment Committee Meeting dated 10 December 2019 regarding Application No. MCU19/0030.01 to make a minor change to an existing approval for Multiple Housing - Type 4 Conventional (3 Units) situated at 217 and 219 Gympie Terrace, Noosaville Qld 4566 and:

- A. Approve the change.
- B. Amend Condition 2 to read as follows:
2. Development undertaken in accordance with this approval must generally comply with the approved plans of development. The approved plans are listed in the following table unless otherwise amended by these conditions.

Plan No.	Rev.	Plan/Document Name	Date
C1.0	N/A	Site Plan	16/05/19
C2.0	F	Basement	07/08/19
C3.1	F	Level 1	07/08/19
C3.2	D	Level 2	07/08/19
C5.0	N/A	Level 3	16/05/19
C6.0	F	Elevations	07/08/19
C6.1	F	Elevations	07/08/19
C7.0	N/A	Building Section – Terrace	07/08/19
C7.1	E	Building Section – Dining & Pool	07/08/19
C60.0	F	Pool Details – Level 1 (Ground)	07/08/19
C71.1	B	Stair Details (Fire Escape)	07/08/19
C71.2	N/A	Stair Details Perspective	07/08/19
C73.0	N/A	Pump House	07/08/19
28292-C1.1	A	Preliminary Driveway Plan, as amended and dated by SCG Consulting	17/04//2019
28292-OW5.2	A	Driveway Levels and Sections, prepared by SCG Consulting	17/04//2019

- C. Amend Condition 17 to read as follows:
17. The development site must be landscaped. The works must be undertaken in accordance with an Operational Works approval and the Noosa Plan for that specific area. Landscaped planter boxes to extend along the length of the eastern and western façade of the building in accordance with Approved Plans MCU19/0030 Noosa Council 15 August 2019.

D. Include the following additional conditions:

Fire Pump

46. The diesel fire pump housing is to be of a muted tone, with signage of a contrasting colour and easily distinguishable.

Meter Assembly

47. The outlet side of the meter assembly located in the north western corner of the lot must be setback 2 metres from the northern boundary.

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

5 NEW REPORTING REQUIREMENTS FOR INFRASTRUCTURE CHARGES AND TRUNK INFRASTRUCTURE

That Council note the report by the Infrastructure Assessment Coordinator to the Planning & Environment Committee Meeting dated 10 December 2019 advising of new reporting requirements for infrastructure charges and trunk infrastructure.

6 NOOSA BIOSPHERE RESERVE FOUNDATION - 2018/19 ANNUAL REPORT

That Planning & Environment Committee Agenda Item 6 be referred to the General Committee due to the significance of the issue.

SERVICES & ORGANISATION COMMITTEE RECOMMENDATIONS**10 DECEMBER 2019 – Crs Joe Jurisevic (Chair), Tony Wellington & Frank Wilkie****Apology: Cr Frank Pardon***Other Councillors in attendance: Nil.***4 NOOSA RIVER HOLIDAY PARK - FEES AND CHARGES / PROPOSED USER PAYS SYSTEM FOR ELECTRICITY CONSUMPTION**

Cr Stockwell declared a perceived conflict of interest in this matter (as defined in section 175D of the Local Government Act 2009) due to his role as Group Leader of the Noosa Sea Scouts where he is involved in setting the fees and charges for another not for profit campground in the shire. Cr Stockwell believed that he could consider this item impartially and in the public interest and requested to remain in the meeting room to participate in the debate and vote on this matter.

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

Council Resolution**Moved: Cr Glasgow****Seconded: Cr Wilkie**

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

Carried unanimously.

Cr Stockwell did not vote on the above motion.

Council Resolution**Moved: Cr Wilkie****Seconded: Cr Jurisevic**

That Council note the report by the Property Manager to the Services & Organisation Committee Meeting dated 10 December 2019; and

- A. Set fees and charges for the Noosa River Holiday Park to 30 June 2021 as detailed in Table 1 of this report; and
- B. Note that a 2020/21 capital program budget submission will be made for the metered powerhead installation project (incorporated in the Zero Emissions Noosa Project Implementation budget submission); and
- C. Note that subject to approval of the capital budget in the 2020/21 budget, a user pays electricity system for electricity consumption at the Noosa River Holiday Park will be implemented from 1 July 2021 (detailed as Option 3 in the report); with applicable fees and charges considered as part of the 2021/22 budget process.

Carried unanimously.

5 BOREEN POINT CAMPGROUND FEES AND CHARGES

Cr Stockwell declared a perceived conflict of interest in this matter (as defined in section 175D of the Local Government Act 2009) due to his role as Group Leader of the Noosa Sea Scouts where he is involved in setting the fees and charges for another not for profit campground in the shire. Cr Stockwell believed that he could consider this item impartially and in the public interest and requested to remain in the meeting room to participate in the debate and vote on this matter.

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

Council Resolution

Moved: Cr Wilkie

Seconded: Cr Glasgow

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

Carried unanimously.

Cr Stockwell did not vote on the above motion.

Council Resolution

Moved: Cr Wilkie

Seconded: Cr Jurisevic

That Council note the report by the Property Advisor – Commercial Property to the Services & Organisation Committee Meeting dated 10 December 2019, and

- A. Set fees and charges for the Boreen Point Campground to align with the cessation of the end of the July 2021 Queensland school holidays; and
- B. Adopt the Proposed General Cost Recovery Fees and Commercial Charges schedule for Boreen Point Campground for the period ending Monday 11 July 2021 as detailed in the tables contained within the report.

Carried unanimously.

The following Recommendations from the Services & Organisation Committee were adopted without discussion or further amendment.

Council Resolution

Moved: Cr Glasgow

Seconded: Cr Wilkie

The Services & Organisation Committee recommendations dated 10 December 2019 be adopted except where dealt with or held over by separate resolution.

Carried unanimously.

1 COUNCILLOR REPRESENTATION ON THE NOOSA CYCLING & WALKING STRATEGY AND THE NOOSA HIGH PRIORITY CYCLE CORRIDOR - PROJECT CONTROL GROUPS

That Council note the report by the Infrastructure Planning, Design and Delivery Manager to the Services & Organisation Committee Meeting dated 10 December 2019 and appoint the following three Councillors, Cr Wellington, Cr Stockwell and Cr Wilkie as members of Noosa Cycling & Walking Strategy and Highest Priority Cycling Corridors – Project Control Group (PCG).

2 2019 KERBSIDE BULK WASTE COLLECTION

That Council note the report by the Waste Coordinator to the Services & Organisation Committee Meeting dated 10 December 2019 providing an overview of the 2019 Kerbside Bulk Waste Collection Service and request a further report to Council to examine options for providing the service into the future.

3 COOROY BUTTER FACTORY MANAGEMENT UPDATE

That Council note the report by the Acting Manager Libraries & Galleries to the Services & Organisation Committee Meeting dated 10 December 2019 and

- A. Authorise the CEO to enter into an agreement with the Cooroy Future Group Inc to operate the Butter Factory for a further three-year period, commencing 1 January 2020. This agreement is to be in accordance with Council's Community Leasing Policy and subject to continued satisfactory performance by the Group, reviewed on an annual basis;
- B. Provide funding of \$114,500 (ex GST) to the Cooroy Future Group Inc to support operations for the first year to December 2020 in line with the approach outlined in the Finance section of this report;
- C. Refer future funding arrangements to the 2020/21 budget process; and
- D. Extend congratulations to the Cooroy Future Group on their success thus far in operating the Butter Factory.

6 ORGANISATIONAL STRUCTURE

That Council note the report by the Director Executive Services Department to the Services & Organisation Committee Meeting dated 10 December 2019 detailing the changes made to the organisational structure and position establishment since 28 June 2019 and approve the updated organisational structure provided at Attachment 2 to the report.

7 TOURISM NOOSA 2018-19 ANNUAL REPORT AND FUNDING AGREEMENT EXTENSION

That Services & Organisation Committee Agenda Item 7 be referred to the General Committee due to the significance of the issue.

8 2019 ANNUAL DISASTER AND RECOVERY MANAGEMENT UPDATE

That Council note the report by the Project Officer, Disaster Management and Special Projects to the Services & Organisation Committee Meeting dated 10 December 2019 providing an update on disaster management activities and thank the members and advisors to the Noosa Local Disaster Management Group for their participation.

9 BUDGET WRAP UP

That Council note the report by the Director Corporate Services to the Services & Organisation Committee Meeting dated 12 December 2019 providing a summary of Council's financial performance against the 2018/19 budget.

GENERAL COMMITTEE RECOMMENDATIONS

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

The following Recommendations from the General Committee were adopted without discussion or further amendment.

Council Resolution

Moved: Cr Jurisevic

Seconded: Cr Stockwell

The General Committee recommendations dated 16 December 2019 be adopted.

Carried unanimously.

1 NOOSA BIOSPHERE RESERVE FOUNDATION – 2018/19 ANNUAL REPORT

That Council note the report by the Environmental Services Manager to the Planning & Environment Committee Meeting dated 10 December 2019 and note the 2018/19 Annual Report and audited Financial Statements received from the Noosa Biosphere Reserve Foundation as provided at Attachments 1 and 2 to the report and thank Mr Dick Barnes for his efforts in the Noosa Biosphere Reserve Foundation.

2 TOURISM NOOSA 2018-19 ANNUAL REPORT AND FUNDING AGREEMENT EXTENSION

That Council note the report by the Chief Executive Officer to the Services & Organisation Committee Meeting dated 10 December 2019 regarding Tourism Noosa's 2018/19 Annual Report and Funding Agreement and:

1. Note the Annual Report for the 2018/19 financial year (including the 2018/19 financial statements) as provided at Attachment 1 to the report; and
2. Agree to extend the existing Funding Agreement between Tourism Noosa and Council for a further two year period as currently provided for in Clause 2 of the Funding Agreement.

3 PROPOSED LOCAL LAW AMENDMENTS - ADVERTISING DEVICES - POST 2ND ROUND OF CONSULTATION

That Council note the report by the Principal Strategic Planner to the General Committee Meeting dated 16 December 2019 and resolve:

- A. To make the following changes in response to submissions to the Administration and Other Subordinate Local Law (Amendment) Subordinate Local Law (No.1) 2019 shown in tracked change extracts in Attachment 1:
 - i. amend the requirements for sandwich board / A-Frame signs to clarify that the sandwich board / A-Frame must be placed on the property to which it refers, or where this is not practically possible, immediately abutting the property on public land;

- ii. remove the 2m clear pedestrian walkway requirement for sandwich board / A – Frame signs and instead state that clear pedestrian, wheelchair and pram access must be maintained at all times;
 - iii. clarify the wording for event directional signage to say that it must only be displayed on the days of the event and not more than 7 days prior to the event;
- B. Having considered the content of a public interest test report in relation to anti-competitive provisions contained in each of Administration (Amendment) Local Law (No. 1) 2019 and Administration and Other Subordinate Local Law (Amendment) Subordinate Local Law (No. 1) 2019, note the content of the public interest test report in Attachment 2 and implement the recommendations of the public interest test report;
- C. To proceed with the making of, and make, Administration (Amendment) Local Law (No. 1) 2019 as altered in Attachment 3;
- D. To proceed with the making of, and make, Administration and Other Subordinate Local Law (Amendment) Subordinate Local Law (No. 1) 2019 as altered in Attachment 4;
- E. To note that each of Administration (Amendment) Local Law (No. 1) 2019 and Administration and Other Subordinate Local Law (Amendment) Subordinate Local Law (No. 1) 2019 contain anti-competitive provisions;
- F. To bring forward the consolidated version of:
- a. Local Law No. 1 (Administration) 2015;
 - b. Subordinate Local Law No. 1 (Administration) 2015; and
 - c. Subordinate Local Law No. 4 (Local Government Controlled Areas, Facilities and Roads) 2015;

for adoption and commencement in early 2020 to enable the local law amendments to commence when the new Noosa Plan takes effect.

4 51987.2951.01 - PLANNING & ENVIRONMENT COURT APPEAL NO. 245 OF 2019 (M DESIGN & FOURTEEN ENTERPRISES) - MINOR CHANGE TO A DEVELOPMENT APPROVAL FOR ADDITION OF A SWIMMING POOL AND DECK AT 42 SEAVIEW TERRACE, SUNSHINE BEACH

That Council note the report by the Manager Development Assessment to the General Committee meeting dated 16 December 2019 regarding Planning & Environment Court Appeal No. 245 of 2019 and agree to settle the appeal generally in accordance with the following conditions:

PLANNING

When Conditions must be Complied With

1. This development approval for a minor change to Town Planning Consent (TPC1918) for a dwelling in a Sand Dune Problem Area, must be undertaken in accordance with the conditions of approval.
2. The applicant must provide a copy of this development approval to the private building certifier who assesses the subsequent development application for a development permit for building works for the construction of the pool and deck area.

Approved Plans

3. Development must be undertaken strictly in accordance with the approved plans listed in the following table unless otherwise amended by these conditions.

Drawing No.	Rev.	Plan	Date
2.1	C	<i>Ground Floor – Demolition</i> , prepared by M Design	18.09.18
2.2	C	<i>Ground Floor Proposed</i> , prepared by M Design	18.09.18
5.1	C	<i>Sections</i> , prepared by M Design	18.09.18
P1 Sheet 1 of 3	A	<i>Cover Page</i> , prepared by Rienmac Pty Ltd	14.09.18
P2 Sheet 2 of 3	A	<i>Pool Plan</i> , prepared by Rienmac*	14.09.18
P3 Sheet 3 of 3	A	<i>Details</i> , prepared by Rienmac*	14.09.18

***Note:** The foundations are to be modified to comply with the Core Geotechnical Consultants report dated, September 2019 (ref J000867-003-R-Rev 0).

Approved Documents

4. Development must be undertaken strictly in accordance with the approved documents listed in the following table unless otherwise amended by these conditions.

Document
<p>M Design & Fourteen Enterprises Pty Ltd (Appellants v Noosa Shire Council (Respondent), Planning and Environment Appeal No.245 of 2019, Joint Expert Report dated 7 August 2019 including all Attachments:</p> <p>Attachment 1</p> <ul style="list-style-type: none"> <i>Working Notes: M Design and Fourteen Enterprises Pty Ltd as trustee v Noosa Shire Council – 42 Seaview Terrace, Sunshine Beach</i>, prepared by Omtrek dated July 2019; and <p>Attachment 2</p> <ul style="list-style-type: none"> <i>Geotechnical Report, proposed swimming pool 42 Seaview Terrace, Sunshine Beach, Updated in Response to Joint Information Request by Coastal Engineering Experts</i>, prepared by Core Consultants Pty Ltd and dated 24 September 2019; and <p>Attachment 3</p> <ul style="list-style-type: none"> Core Consultants email advice of 27 September 2019; and <p>Attachment 4</p> <ul style="list-style-type: none"> Coastal Erosion Historic Assessments by Neil Collins

Performance Bond

5. Security in the form of a cash bond or trading bank guarantee to the sum of **\$20,000** must be submitted to Council, to secure performance of all conditions of this approval, prior to the issue of a Development Permit for Building Works. The cash bond or trading bank guarantee will be returned on performance of the conditions of approval less any costs incurred by Council in respect of enforcing performance of this permit. Council reserves the right to call upon the bond or guaranteed sum to effect compliance with conditions.

Landscaping

6. The existing trees, in particular the *Pandanus tectorius* located in the south east corner of the site must be retained as shown on the approved plan by M Design, Drawing No. 2.1, Issue C, dated 18 September 2018.

7. Existing vegetation in the road reserve must be retained, unless written authorisation from Council is granted for the clearing.
8. Trees to be retained must be protected from clearing or construction activities by:
 - a. clearly marking vegetation to be retained with flagging tape;
 - b. installing protective fencing around the drip line of the vegetation;
 - c. restricting stockpiling, storage and vehicle parking to those areas which are already cleared; and
 - d. using low impact construction techniques around vegetation.

Earthworks

9. Earthworks required on site must be carried out in accordance with Council's Planning Scheme Policy PSP5 *Engineering Design Standards*, so as not to cause the additional ponding of water on any adjoining lands or concentrate or direct overland flow on to an adjoining property.

Geotechnical Stability

10. All works must be carried out strictly in accordance with the geotechnical report prepared by Core Consultants Pty Ltd and dated 24 September 2019, including the following recommendations (which are the minimum specifications):
 - 10.1. piles are to be a minimum of 10m deep;
 - 10.2. pile arrangement number, arrangement and spacing and associated A frame structure and capping beams are to be, as a minimum, in accordance with Drawing Number P1001 entitled 'A Frame for Slope Stabilisation General Arrangement' and in accordance with Figure B4 entitled 'Case 4; Piles Support';
 - 10.3. grout columns are to be installed between the micro-piles to a minimum depth of 10m to prevent all sand flow between the piles; and
 - 10.4. a minimum of 56 piles are required with 50 required under the eastern side of the pool.
11. All works associated with the construction of the pool are to be certified by a Registered Professional Engineer of Queensland (RPEQ) to ensure compliance with the geotechnical report prepared by Core Consultants Pty Ltd and dated 24 September 2019, and the conditions of approval.

Coastal Protection

12. To protect the coastal dune system, a mix of native endemic coastal vegetation consisting of ground covers, shrubs and trees must be planted for a width of 5m for the full length of the seaward boundary in accordance with Council's Planning Scheme Policy PSP3 Landscaping Plants and Guidelines. The planted vegetation must have a minimum pot size of 200mm and must be planted at the following density:
 - a. trees must have a maximum spacing of 5m;
 - b. shrubs must have a maximum spacing of 2m; and
 - c. ground covers planted between the trees and shrub stems to provide a dense coverage.
13. An access gate or like device allowing access to the beachfront area is not permitted to be installed.

5 NOOSA SPIT SHORELINE EROSION UPDATE - DECEMBER 2019

That Council note the report by the Project Coordinator – Flooding, Coastal and Foreshores to the General Committee Meeting dated 16 December 2019 and

- A. Note the Noosa Spit Shoreline Erosion Management Plan as contained in Attachment 1 to the report; and
- B. Refer funding for the implementation of the first phase of the Noosa Spit Shoreline Erosion Management Plan for consideration in the 2020/21 financial year budget process.

6 FINANCIAL PERFORMANCE REPORT - NOVEMBER 2019

That Council note the report by the Manager Financial Services to the General Committee Meeting dated 16 December 2019 outlining November 2019 year to date financial performance against budget, including key financial sustainability indicators.

9 ORDINARY MEETING REPORTS**1 COUNCILLOR VACANCY****Council Resolution****Moved: Cr Wilkie****Seconded: Cr Glasgow**

That Council note the report by the Chief Executive Officer to the Ordinary Meeting dated 19 December 2019 and:

- A. Note the Councillor vacancy due to the automatic loss of office of former Cr Frank Pardon due to him being disqualified from holding office pursuant to section 154 of the Local Government Act;
- B. Resolve pursuant to section 163 (5) of the Local Government Act, not to fill the current Councillor vacancy due to the proximity of the March 2020 election;
- C. Appoint Cr Jurisevic to the Capital Works Executive and Cr Stockwell to the Cooroy Hinterland Playground Project External Working Group; and
- D. Note that the membership of the Services and Organisation Committee will be Cr Jurisevic (Chairperson), Cr Wilkie and Cr Wellington with the quorum of the Committee remaining as two Councillors.

Carried unanimously.

10 CONFIDENTIAL SESSION

Nil.

11 PUBLIC QUESTION TIME**1 BRIAN O'CONNOR****Question 1:**

What is Noosa Council's vision for Pomona, and the northern hinterland more generally, in the areas of economic development and diversification, rural enterprise and nature-based tourism?

Response by Kerri Coyle, Acting Director Environment & Sustainable Development:

The current Local Economic Development Plan outlines the vision and plans for the Noosa Shire and specifies 68 actions. A core principle of the Plan is diversification.

The Rural and Food sector is listed as a priority sector and multiple activities have been completed or are underway. A rural and food sector profile was published in 2018, 'A Taste for Noosa', Tourism Noosa has continued to expand the Noosa Country Drive product and work is continuing on the Noosa Trail Network. Country Noosa, Slow Food Noosa and the Food and Agribusiness Network (FAN) continue to be very active and work collaboratively with Noosa Council teams.

The proposed New Noosa Plan includes a number of changes that support and enable increased opportunities for nature-based tourism activity and accommodation. Pomona and the Northern Hinterland is included as part of the listed activities and planning changes.

Question 2:

What actions does the Council believe it should take, and in what timeframe, to bring about the vision?

Response by Kerri Coyle, Acting Director Environment & Sustainable Development:

The Local Economic Plan (LEP) and new Planning Scheme provisions are already contributing to a more sustainable, connected and active Hinterland. The LEP and associated 68 actions will be reviewed, beginning in 2020, providing an opportunity for considered input and comment.

The new Planning Scheme introduces a place based approach for Local Plan Areas including Hinterland villages such as Pomona. The Strategic framework states,

“A place based approach to planning is intended to protect and preserve these unique, distinct and vibrant local areas. While the community of Noosa Shire shares many values and priorities, the on the ground approach to land use planning, infrastructure provision, urban design, community and economic development differs from place to place.”

The 2020-21 Council budget will be an important contributor to Council achieving the economic vision of increased diversity across the Noosa Shire including the Hinterland. The recently announced expanded community consultation process will provide plenty of opportunity for comment and input. In addition, the budget also includes funding to develop and commence a place based process in early 2020 where Council will work with Local Areas and towns over the coming years to take a more localised planning approach.

The Economic Development Manager and team are available to meet and discuss.

12 NEXT MEETING

The next Ordinary Meeting will be held on 16 January 2020 at the Council Chambers, 9 Pelican Street, Tewantin commencing at 6pm.

13 MEETING CLOSURE

The meeting closed at 6.15pm.