



# **AGENDA**

## **Ordinary Meeting**

**Thursday, 18 March 2021**

**commencing at 5pm**

**Council Chambers, 9 Pelican Street, Tewantin**

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**Crs Clare Stewart (Chair), Karen Finzel, Joe Jurisevic, Amelia Lorentson,  
Brian Stockwell, Tom Wegener, Frank Wilkie**

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*“Noosa Shire – different by nature”*

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**1 ATTENDANCE & APOLOGIES**

**2 CONFIRMATION OF MINUTES**

The Minutes of the Ordinary Meeting held on 18 February 2021 be received and confirmed.

The Minutes of the Special Meeting held on 25 February 2021 be received and confirmed.

The Minutes of the Special Meeting held on 2 March 2021 be received and confirmed.

**3 MAYORAL MINUTES**

**4 PETITIONS**

**5 NOTIFIED MOTIONS**

Nil.

**6 PRESENTATIONS**

Nil.

**7 DEPUTATIONS**

Nil.

**8 CONSIDERATION OF COMMITTEE REPORTS****1 PLANNING & ENVIRONMENT COMMITTEE MEETING REPORT – 9 MARCH 2021****ATTENDANCE & APOLOGIES****COUNCILLORS**

Cr Brian Stockwell (Chair)  
Cr Karen Finzel  
Cr Tom Wegener  
Cr Clare Stewart

Cr Wilkie (*non-Committee Councillor*)  
Cr Lorentson (*non-Committee Councillor*)

**EXECUTIVE**

B de Chastel, Chief Executive Officer  
A Dow, Acting Director Environment and Sustainable Development

**COMMITTEE RECOMMENDATIONS TO COUNCIL****1 MCU20/0119 - APPLICATION FOR MATERIAL CHANGE OF USE FOR SHORT TERM ACCOMMODATION AT 1/20 NANNYGAI STREET, NOOSAVILLE**

That Planning and Environment Committee Agenda Item 1 be referred to the General Committee due to the significance of the issue.

**2 51987.44.02 – MINOR CHANGE TO A DEVELOPMENT APPROVAL FOR ENTERTAINMENT AND DINING BUSINESS - TYPE 1 FOOD & BEVERAGES AND A RETAIL BUSINESS - TYPE 2 SHOP & SALON – 6 THOMAS STREET, NOOSAVILLE**

That Planning and Environment Committee Agenda Item 2 be referred to the General Committee for further consideration.

**3 MCU20/0078 DEVELOPMENT APPLICATION FOR MATERIAL CHANGE OF USE FOR TOURIST PARK AT 154 HOLTS ROAD, COOROY**

That Council note the report by the Coordinator Planning to the Planning & Environment Committee Meeting dated 9 March 2021 regarding Application No. MCU20/0078 for a Development Permit for Material Change of Use - Tourist park situated at 154 Holts Rd Cooroy and:

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

**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	Date
		Site Map – Plan of Cooroy No Worries RV Stop at Lot 2 on RP 893989	09.10.2020

#### **Nature and Extent of Approved Use**

3. No more than 20 Recreational Vehicles (RV's, caravans, motorhomes or the like) may stay at the site at any one time.
4. Visitor stays shall not exceed 7 consecutive nights.
5. Wastewater from communal ablutions, laundry, kitchen facilities, and the like, must be directed to holding tanks for disposal offsite. Appropriate plumbing approvals must be held for the associated wastewater system.
6. No on-site release of grey water is permitted.
7. The storage of vehicles (RV's, caravans, motorhomes or the like) must not exceed a total of three at any one time.

#### **Visitor Education**

8. Visitors must be advised of the following requirements:
  - a. No on-site release of grey water or other waste
  - b. Location of nearest dump point and potable water supply
  - c. All dogs must be on a leash when walked in the area and must be restrained at all times during the stopover period
  - d. Owners must pick up and collect their dogs' faeces
  - e. Consideration be given for residents and road users when walking in the area
  - f. Noise must be minimised after 8.30pm

#### **Street Identification**

9. The street address of the development must be clearly visible from the Holts Road frontage of the site by the provision of a street number.
10. Access to the site must be clearly signed with a sign of up to 4m<sup>2</sup>.

#### **Site Access and Driveways**

11. Sealed access driveways must be provided from Holts Road to all parking and manoeuvring areas of the development. The driveways must be generally in accordance with Council standard drawing RS-056 and maintained by the property owner

#### **Car Parking**

12. 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.
13. Directional signage must be provided to direct visitors and customers to the car parking spaces provided on site.

#### **Stormwater Drainage**

14. Stormwater runoff from the development must be disposed of on-site without causing scour or damage to the subject site or any adjoining property.
15. Stormwater drainage works and water quality devices and measures must be provided and maintained generally in accordance with the Stormwater Quality Management Plan included in the Stormwater Drainage for No 154 Holts Rd Cooroy Report dated 26 September 2014, Ref No: 1432 IWMP.doc, prepared by Callaghan & Toth. Particular attention must be given to the construction and maintenance regime of the two proposed Sediment Basins.

#### **Earthworks and Retaining Walls**

16. All earthworks and associated batters must be contained entirely within the subject site unless written permission from the respective landowner(s) is provided to Council. All earthworks must be undertaken in accordance with the provisions of Australian Standard AS3798: Guidelines on Earthworks for Commercial and Residential Developments.

#### **Erosion and Sediment Control**

17. The property owner must ensure non-essential, short or long term, exposure of soil is prevented by minimising the duration of soil exposure to adverse weather conditions and effectively turf or stabilise any exposed area without delay and prior to rainfall occurring.
18. The property owner must ensure sediment does not leave the site or enter onto adjoining properties or the dam on the site due to surface runoff or on tyres of vehicles and/or machinery.
19. The property owner must implement appropriate approved erosion and sediment control measures throughout the life of the development.

#### **Damage to Services and Assets**

20. Any damage caused to existing services and assets as a result of the development works must be repaired at no cost to the asset owner at the following times:
  - a. where the damage would cause a hazard to pedestrian or vehicle safety, immediately; or
  - b. where otherwise, upon completion of the works associated with the development.

Any repair work which proposes to alter the alignment or level of existing services and assets must first be referred to the relevant service authority for approval.

#### **Waste**

21. The developer must provide adequate waste storage and disposal facilities.
  22. Refuse bins must not be placed on the existing road formation of Holts Road. A suitably sized all-weather pad shall be constructed adjacent the driveway entrances to provide for waste bin collection.
  23. Public bins must be provided throughout the site to reduce littering. Bins provided must be for refuse and recycling and be decanted into the bulk bins by the site operators.
- B. Find the following matters relevant to the assessment and sufficient reason to approve the application:
1. The development will help to address a significant need for low-cost accommodation for self-contained RV travellers in the Noosa area.
  2. The development will provide economic and community benefit by facilitating visitation to the Noosa hinterland.
  3. The site's location near the Bruce Highway is appropriate to cater for self-contained RV traveller's needs.
  4. The development is suitably screened to surrounding properties and will not result in adverse impacts on water quality entering Lake Macdonald
- C. Advise the applicant that:
1. Vehicles (RV's, caravans, motorhomes or the like) stored on the site must not exceed 3 at any one time and that any excess vehicles must be removed from the site within 3 months of the date of this decision.
  2. A future application is required to obtain approval to store more than 3 vehicles.
- D. Note the report is provided in accordance with Section 63(5) of the *Planning Act 2016*.

**4 COM20/0139 - PLANNING & ENVIRONMENT COURT APPEAL NO D199 OF 2020 - ENFORCEMENT NOTICE ISSUED TO THE PROPERTY OWNER OF 347 EASTERN BRANCH RD, KIN KIN**

That Council note the report by the Manager Development Assessment to the Planning & Environment Committee Meeting dated 9 March 2021 and seek to resolve Planning & Environment Court Appeal No. D199 of 2020 with the owner, ~~where~~ if agreement can be reached on satisfactory sediment and erosion controls for the earthworks undertaken.

**5 NOOSA TRAIL MASTERPLAN**

That Planning & Environment Committee Agenda Item 5 be referred to the General Committee due to the significance of the issue.

**6 POTENTIAL AMENDMENTS TO NOOSA PLAN 2020 RELATING TO HOUSING CHOICE AND AFFORDABILITY**

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

**7 PROPOSED LOCAL LAW AMENDMENT – SHORT STAY LETTING – REVISED VERSION FOLLOWING PUBLIC CONSULTATION**

In accordance with Chapter 5B of the Local Government Act 2009, Cr Stockwell provided the following declaration to the meeting of a **prescribed** conflict of interest in this matter:

I, Cr Stockwell inform the meeting that I have a prescribed conflict of interest in this matter as I am the owner of Lot 45 Noosa Lakes Resort at 3 Hilton Terrace, Tewantin. I am also the Body Corporate Chair. The draft Local Law for Short Stay Letting identifies the resort as one of proposed exempt sites (as identified in Attachment 7 of the Committee Agenda). The draft Local Law therefore has a different impact on me to the majority of short stay accommodation owners. Some would say beneficially, others the reverse, I have a Prescribed Conflict of Interest. As a result of my conflict of interest, I will leave the meeting room while the matter is considered and voted on.

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

**8 DRAFT CLIMATE CHANGE RESPONSE PLAN**

That Planning & Environment Committee Agenda Item 8 be referred to the General Committee due to the significance of the issue.

**9 PLANNING APPLICATIONS DECIDED BY DELEGATED AUTHORITY**

That Council note the report by the Development Assessment Manager to the Planning and Environment Committee Meeting dated 9 March 2021 regarding planning applications that have been decided by delegated authority.

**10 UPDATE ON NOOSA PLAN 2020 IMPLEMENTATION & MINISTER'S CONDITIONS**

That Council note the report by the Principal Strategic Planner to the Planning & Environment Committee Meeting dated 9 March 2021 providing a progress update on the implementation of Noosa Plan 2020 and progress towards meeting the Minister's conditions, noting that the first paragraph of item 3.2 in the report contained an error and should read:

3.2 The remaining component states that by 24 December ~~2021~~ 2020, Council is to *complete the coastal hazards adaption plan (CHAP) and identify any necessary amendments to the Noosa Plan 2020 to fully integrate the SPP state interest for natural hazards, risk and resilience (Erosion prone areas).*

**11 PEREGIAN DIGITAL HUB – HALF YEAR REPORT TO 31 DECEMBER 2020**

That Council note the report by the Acting Director Environment and Sustainable Development to the Planning and Environment Committee meeting dated 09 March 2021 providing a half year report on the performance and activities of The Digital Hub for the period 1 July 2020 to 31 December 2020.

**12 ENVIRONMENT AND SUSTAINABLE DEVELOPMENT DEPARTMENT UPDATE – 2ND QUARTER 2020-21**

That Council note the report by the Acting Director Environment and Sustainable Development to the Planning and Environment Committee Meeting dated 9 March 2021 providing an update on operations of the Environment and Sustainable Development Department for the period 1 October 2020 to 31 December 2020.

**Committee Recommendation**

That the report of the Planning & Environment Committee dated 9 March 2021 be received and the recommendations therein be adopted except where dealt with by separate resolution.



**2 SERVICES & ORGANISATION COMMITTEE MEETING REPORT – 9 MARCH 2021****ATTENDANCE & APOLOGIES****COUNCILLORS**

Cr Joe Jurisevic (Chair)  
Cr Amelia Lorentson  
Cr Clare Stewart  
Cr Frank Wilkie

Cr Karen Finzel (*non-Committee Councillor*)

**EXECUTIVE**

B de Chastel, Chief Executive Officer  
K Contini, Director Community Services

**COMMITTEE RECOMMENDATIONS TO COUNCIL****1 PLAQUES AND MEMORIALS POLICY AND GUIDELINE**

That Council note the report by the Heritage Coordinator to the Services & Organisation Committee Meeting dated 9 March 2021 and:

- A. Adopt the Plaques and Memorials Policy provided at Attachment 1 to this report with an amendment to the 'Special Memorials' section of the policy, item b) 'RSL/War Memorials' to clarify the meaning of "event" to refer to "historical event";
- B. Approve the Plaques and Memorials Policy Guideline provided at Attachment 2 to this report;
- C. Pursuant to sections 97, 98 and 262(3)(c) of the Local Government Act 2009, adopt the new proposed Plaques and Memorials fees for the 2020/21 financial year as detailed in Section 5 of this report, and amend Schedule of Fees & Charges to include the *Plaques and Memorials Fee – standard: \$1,413.50* and *Plaques and Memorials Fee – non-standard: Price on Application*; and
- D. Request the CEO to undertake a review of the Noosa Council Naming of Roads, Parks, Community Infrastructure and Street Numbering Policy.

**2 THE J – HALF-YEAR REPORT TO 31 DECEMBER 2020**

That Council note the report by the Community Facilities Manager to the Services & Organisation Committee meeting dated 9 March 2021 providing an update on the activities of The J for the period 1 July to 31 December 2020.

**3 NOOSA AQUATIC CENTRE – HALF-YEAR REPORT TO 31 DECEMBER 2020**

That Council note the report by the Community Facilities Manager to the Services & Organisation Committee meeting dated 9 March 2021 providing an update on the activities of the Noosa Aquatic Centre for the period 1 July to 31 December 2020.

**4 NOOSA COMMUNITY SUPPORT – HALF-YEAR REPORT TO 31 DECEMBER 2020**

That Council note the report by the Community Facilities Manager to the Services & Organisation Committee meeting dated 9 March 2021 providing an update on the activities of Noosa Community Support for the period 1 July to 31 December 2020.

**5 NOOSA LEISURE CENTRE – HALF-YEAR REPORT TO 31 DECEMBER 2020**

That Council note the report by the Community Facilities Manager to the Services & Organisation Committee meeting dated 9 March 2021 providing an update on the activities of the Noosa Leisure Centre for the period 1 July to 31 December 2020.

**6 BICENTENNIAL COMMUNITY CENTRE – HALF-YEAR REPORT TO 31 DECEMBER 2020**

In accordance with Chapter 5B of the Local Government Act 2009, Cr Wilkie provided the following declaration to the meeting of a **prescribed** conflict of interest in this matter:

*I, Cr Wilkie, inform the meeting that I have a prescribed conflict of interest in this matter as I am the Secretary of the Noosa Gymnastics Club which is the principal tenant of the Noosa Bicentennial Centre. As a result of my conflict of interest, I will now leave the meeting room while the matter is considered and voted on.*

That Council note the report by the Community Facilities Manager to the Services & Organisation Committee meeting dated 9 March 2021 providing an update on the activities of the Bicentennial Community Centre for the period 1 July to 31 December 2020.

**Committee Recommendation**

That the report of the Services & Organisation Committee dated 9 March 2021 be received and the recommendations therein be adopted except where dealt with by separate resolution.

### 3 AUDIT & RISK COMMITTEE MEETING REPORT – 12 MARCH 2021

#### ATTENDANCE & APOLOGIES

#### COUNCILLORS

Tim Cronin (Chair)  
Kerry Phillips  
Cr Amelia Lorentson  
Cr Clare Stewart

#### EXECUTIVE

Brett de Chastel, Chief Executive Officer  
Michael Shave, Director Corporate Services  
Debra Iezzi, Director Executive Services

#### COMMITTEE RECOMMENDATIONS TO COUNCIL

##### 1 QUEENSLAND AUDIT OFFICE 2021 EXTERNAL AUDIT PLAN

That Council note the 2021 External Audit Plan provided by the Queensland Audit Office (QAO) to the Audit & Risk Committee meeting dated 12 March 2021.

##### 2 INTERNAL AUDIT UPDATE

That Council note the report by the Governance Advisor to the Audit & Risk Committee Meeting dated 12 March 2021 providing an update on internal audit matters and:

- A. Approve the updated Internal Audit Plan provided as Attachment 2 to the report; and
- B. Approve the updated Internal Audit Policy provided as Attachment 3 to the report.

##### 3 EFFECTIVENESS OF AUDIT & RISK COMMITTEE

That Council note the report by the Governance Advisor to the Audit & Risk Committee Meeting dated 12 March 2021 providing an update on Committee roles and functions and approve the amended Audit & Risk Committee Charter provided as Attachment 1 to the report with the following changes:-

1. Page 5, Item 6.1 Membership – Add the following words “Non-Committee Councillors may attend meetings in an Observer capacity.”
2. Page 6, Item 6.6 Meetings, Paragraph 4 – Amend to read “A quorum shall consist of at least three (3) members, ~~the majority of whom must be independent members.~~”

##### 4 RISK MANAGEMENT & GOVERNANCE UPDATE

That Council note the report by the Governance Advisor to the Audit & Risk Committee Meeting dated 12 March 2021 providing an update on risk management and governance matters.

**5 RANSOMWARE CYBER SECURITY INCIDENT**

That Council note the report by the ICT Manager to the Audit and Risk Committee Meeting dated 12 March 2021 providing information on a ransomware cyber security incident.

**Committee Recommendation**

That the report of the Audit & Risk Committee dated 12 March 2021 be received and the recommendations therein be adopted except where dealt with by separate resolution.

**4 GENERAL COMMITTEE MEETING REPORT – 15 MARCH 2021****ATTENDANCE & APOLOGIES****COUNCILLORS**

Cr Frank Wilkie (Chair)  
 Cr Joe Jurisevic  
 Cr Amelia Lorentson  
 Cr Clare Stewart  
 Cr Brian Stockwell  
 Cr Tom Wegener

**EXECUTIVE**

B de Chastel, Chief Executive Officer  
 A Dow, Acting Director Environment and Sustainable Development (*for reports 1 – 6*)  
 K Contini, Director Community Services (*for report 7*)  
 M Shave, Director Corporate Services (*for report 10*)

**APOLOGIES**

Cr Karen Finzel

**COMMITTEE RECOMMENDATIONS TO COUNCIL****1 MCU20/0119 - APPLICATION FOR MATERIAL CHANGE OF USE FOR SHORT TERM ACCOMMODATION AT 1/20 NANNYGAI STREET, NOOSAVILLE**

That Council note the report by the Development Planner to the Planning & Environment Committee Meeting dated 9 March 2021 regarding Application No. MCU20/0119 for a Development Permit for Material Change of Use - Short-term accommodation situated at 1/20 Nannygai Street, Noosaville 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	Date
18010 03 of 14	DA-02	<i>Proposed Site Plan</i> , prepared by Mercury Design	12.03.2018
18010 04 of 14	V2	<i>Ground Floor Plan</i> , prepared by Mercury Design	02.02.2021
18010 05 of 14	DA-02	<i>First Floor Plan</i> , prepared by Mercury Design	12.03.2018

Plan No.	Rev.	Plan/Document Name	Date
18010 07 of 14	DA-02	<i>Elevations (west)</i> , prepared by Mercury Design	12.03.2018
18010 08 of 14	DA-02	<i>Elevations (east)</i> , prepared by Mercury Design	12.03.2018
18010 09 of 14	DA-02	<i>Elevations (north and south)</i> , prepared by Mercury Design	12.03.2018
18010 10 of 14	DA-02	<i>Sections</i> , prepared by Mercury Design	12.03.2018

### Currency

- This development approval lapses if the use has not happened by 18 March 2027, unless an application to extend the currency period is approved by Council.

### Nature and Extent of Approved Use

- The total number of bedrooms on the site must not exceed 4.
- No more than 8 guests may occupy the premises at any time.
- All outdoor areas, including balconies, decks, ~~pool~~ and the like, must not be used after 9pm each night and the pool area not to be used after 8pm each night.
- The premises must not be used as a party house, with no events, functions or parties (e.g. bucks parties, hen's parties, raves, or wedding receptions for example) permitted on site.

### Built Form

- The existing media room on the Ground Floor must be converted back to 'bike parking' only, as per approved plan Ground Floor Plan, prepared by Mercury Design (18010 - 04 of 14 – V2) dated 2 February 2021.

### Amenity

- The operation of the approved use must not detrimentally affect the residential amenity (including but not limited to noise, overlooking, light spill or odour) enjoyed by surrounding residents or cause a nuisance, including a noise nuisance.

### Car Parking

- Existing car parking on site, as detailed on the approved plans, must be maintained and kept available for users of the short-term accommodation.
- 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.

### Waste Management

- Waste storage and disposal facilities must be provided in accordance with *Planning Scheme Policy 9, Waste Management*, including an external imperviously paved area correctly sized for all refuse and recycling containers and suitably screened from public places and neighbouring properties.
- Waste containers must:
  - At all times be regularly cleaned and maintained in a clean, tidy, sanitary and hygienic condition.
  - Be placed on the kerb side frontage of the premises, for the collection of general waste from the container; and
  - Not be placed on the kerb side frontage for longer than 24 hours before or after the scheduled collection day for the collection of waste in the container.

**Contact Person**

14. Prior to the commencement of the use written confirmation must be provided to Council confirming:
  - a. the name and telephone number of the contact person (which may include the name and contact details of an individual, letting agency, property manager, security firm or the like) for the purposes of the operation of the short stay letting at the premises; and
  - b. that the contact person is available 24 hours a day, 7 days a week; and
  - c. that the contact person resides within 20 minutes travel time (by vehicle) of the premises; and
  - d. that the contact person is to be responsible for the supervision and management of the premises, including addressing complaints about the use of the premises for short stay letting and visitor queries.
15. A sign must prominently and permanently display in letters and numbers not less than 50mm in height, a current up to date written notice detailing the contact person's phone number, and a statement that the contact person is responsible for the supervision and maintenance of the premises. The sign must not exceed 0.2m<sup>2</sup>, be displayed at the front of the premises and be visible to members of the public at all times.

**Code of Conduct**

16. A code of conduct must be developed and provided to all users and occupants of the short-term accommodation, including any website or social media used to promote the use of the premises for short-term accommodation.
17. The code of conduct must advise all users of the premises:
  - a. That the use of the premises must not:
    - i. detrimentally affect the residential amenity (including but not limited to noise, overlooking, light spill or odour) enjoyed by residents in the vicinity of the premises; or
    - ii. cause a nuisance (including a noise nuisance);
    - iii. display unacceptable behavior including:
      - a. loud aggressive behaviour;
      - b. yelling, screaming, arguing; or
      - c. excessively loud cheering, clapping and singing.
    - iv. create a level of noise above the acceptable levels described by Queensland Government legislation for environmental protection (noise).
18. That a user of the premises must not sleep or camp on the premises in a tent, caravan, campervan or similar facility.
  - a. That each vehicle used by an user of the premises must:
    - i. be stored in a manner that does not cause a nuisance or inconvenience to adjoining premises; and
    - ii. be parked within the parking facilities at the premises where provided.
  - b. That each user of the premises must store general waste (including the separation of recyclable waste) produced as a result of the ordinary use or occupation of the premises in a waste container.

- c. That each user of the premises must ensure that the premises, including the grounds of the premises, are kept in a safe and tidy condition.
  - d. That pets occupying the premises must be managed and not cause a nuisance (including a noise nuisance).
  - e. The nature and extent of the approved use as detailed in conditions numbers 4 to 7 of this development approval.
19. The Code of Conduct must be displayed in a prominent location at the premises so that it can be viewed by guests.

#### **Complaints Management**

20. The contact person must maintain a record of all complaints received, identifying how each complaint has been resolved or addressed within a reasonable time.
21. The contact person must respond to all complaints within 30 minutes of notification of a complaint.
22. The contact person, must keep and maintain a register of the use of the premises for short stay letting or home hosted accommodation, and record in the register, each of the following:
- a. on each occasion on which the premises are used, or occupied, for short stay letting or home hosted accommodation on a commercial basis:
    - i. the number of adults who are users of the premises; and
    - ii. the number of minors, an individual who is under 18, who are users of the premises.
  - b. the dates when each person's use, or occupation, of the premises for short stay letting or home hosted accommodation began and ended.
23. The contact person, must make available, for inspection by Council, within 5 business days of receipt of a written request given at any time, each of:
- a. the written record of complaints referred to in condition 18; and
  - b. the register referred to in condition 20.

#### **Protection of Privacy**

24. To ensure privacy is protected between adjoining properties, the window located on the upper level northern building face must either:
- a. be fitted with translucent glazing; or
  - b. be fitted with a fixed external screen.
25. The 'Alfresco' balcony located to the rear of the Ground Floor must include fixed external screens on the northern side of the balcony, positioned in such a way to obscure direct views into the windows or private open space areas of adjoining properties to the west.
- C. Request the Chief Executive Officer carry out a Final Inspection to ensure compliance with the Conditions of approval for both MCU18/0003 and MCU20/0119.
- D. Note the report is provided in accordance with Section 63(5) of the *Planning Act 2016*.



**2 51987.44.02 – MINOR CHANGE TO A DEVELOPMENT APPROVAL FOR ENTERTAINMENT AND DINING BUSINESS - TYPE 1 FOOD & BEVERAGES AND A RETAIL BUSINESS - TYPE 2 SHOP & SALON – 6 THOMAS STREET, NOOSAVILLE**

That Council note the report by the Development Planner to the Planning & Environment Committee Meeting dated 9 March 2021 regarding Application No. 51987.44.02 to make a minor change to an existing approval for Entertainment and Dining Business - Type 1 Food & Beverages and Retail Business - Type 2 Shop & Salon situated at 6 Thomas Street, Noosaville and:

~~A. Approve the change in part.~~

~~B.A.~~ Amend conditions 13, 16 and 24 to read as follows:

- 13 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
15.0319.1.3A	A	<i>New Ground Floor Plan</i> , prepared by and+design	June 2020
15.0319.1.4A	A	<i>New First Floor Plan</i> , prepared by and+design	June 2020
15.0319.3.1A	A	<i>Sections</i> , prepared by and+design	June 2020
15.0319.4.1A	A	<i>Elevations</i> , prepared by and+design	June 2020

16 The approved uses must not operate outside the hours of 6:30am to 10pm, 7 days a week, except Friday and Saturday, where Entertainment and Dining Business Uses may operate until 12 midnight. The requirements of this condition must be included in the Community Management Statement for any Body Corporate for the subject site.

- 24 The building must be well articulated, with strong vertical design feature elements. The awning located within the road reserve must include lightweight timber features. The building must include subtle changes in colours, textures and materials to break up the building facades, with the exception of the northern elevation which may include a mural design. Any changes to the existing mural design and/or colour palette will require written authorisation from Council.

~~C. B~~ Delete conditions 14 and 15.

~~D.~~ Refuse to change condition 16 for the following reasons:

- ~~1 The subject site is within the Tourist Accommodation zone, a residential zone, and adjoins the High Density Residential zone. Therefore, any development should be operating within what is considered 'reasonable hours' to ensure any amenity impacts of the development are appropriate and what would be expected within proximity to a residential zone. A 6:00am opening time is not considered appropriate or to be expected within a residential area;~~
- ~~2 The existing condition is in accordance with the hours of operation provisions under Noosa Plan 2006, under which the previous application was approved;~~
- ~~3 The existing condition provides longer hours of operation than provisions under Noosa Plan 2020; and~~
- ~~4 It is considered the earlier operating hours would result in early morning noise nuisances to the adjoining multiple dwelling units to the east.~~

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

### 3 NOOSA TRAIL MASTERPLAN

That Council note the report by the Principal Environment Officer to the Planning & Environment Committee Meeting dated 9 March 2021 and

- A. Note the update on the development of the Noosa Trail Masterplan, the establishment of the Noosa Trail Masterplan Stakeholder Reference Group and the grant funded Trail 5 Upgrade project; and
- B. Adopt the Noosa Trail Masterplan for the purposes of enabling further detailed planning to be undertaken that will include consideration of opportunities and constraints to achieve:-
  1. A shire wide trail network that links the hinterland to the coast and defines trail locations and standards for walkers, runners, mountain bikers, horse riders and canoeists;
  2. Creation of shorter trail loops around existing towns and villages suitable for all ages and abilities;
  3. A significant enhancement of canoe and kayak trails and infrastructure to link to land trails including along Weyba Creek, Eenie Creek, Wooroi, Cooloothin Creek and the Noosa River and Lakes;
  4. Linkages between Cooloola National Park/ Lake Cootharaba/ Boreen Point to Kin Kin and Lake Macdonald;
  5. Opportunities to link to trails in adjoining Shires to create the opportunity for week-long adventures;

Noting that any expansion of the trail network is subject to feasibility assessment, landowner consent, ongoing operational maintenance costs and consideration of any new projects as part of Council's annual budget processes.

### 4 POTENTIAL AMENDMENTS TO NOOSA PLAN 2020 RELATING TO HOUSING CHOICE AND AFFORDABILITY

In accordance with Chapter 5B of the Local Government Act 2009, Cr Jurisevic provided the following declaration to the meeting of a **prescribed** conflict of interest in this matter:

I, Cr Jurisevic, inform the meeting that I have a prescribed conflict of interest in the matter as an item in the report specifically refers to changes in zoning of a site in Doonella St, Tewantin that is at least in part, being developed by Chris Wright, with whom I would be considered as having a close friendship. The nature of the friendship stems from my wife having worked for Chris' wife Kelly and in the same office where Chris's business is located. Kelly was also Treasurer of the Sunshine Beach State High School P&C during my term as P&C President. My wife and I attended Chris and Kelly's wedding as well as several social gatherings together at each other's houses over the years as our children were close friends and attended the same playgroup and school growing up. I have no material interest in the development. As a result of my conflict of interest I will leave the meeting room while the matter is considered and voted on.

That Council note the report on Potential Amendments to Noosa Plan 2020 relating to Housing Choice and Affordability by the Principal Strategic Planner to the Planning & Environment Committee Meeting dated 9 March 2021 and

- A. Prepare amendments to Noosa Plan 2020 in line with the actions outlined in parts 2.1 to 12.1 of the report, in accordance with Division 2 of the Planning Act 2016; and
- B. Update the Noosa Council Housing Needs Assessment prepared by Briggs & Mortar Pty Ltd in 2017 with regard to the provisions of Noosa Plan 2020 and the local housing situation and trends.

## 5 PROPOSED LOCAL LAW AMENDMENT – SHORT STAY LETTING – REVISED VERSION FOLLOWING PUBLIC CONSULTATION

In accordance with Chapter 5B of the Local Government Act 2009, Cr Stockwell provided the following declaration to the meeting of a **prescribed** conflict of interest in this matter:

I, Cr Stockwell, inform the meeting that I have a prescribed conflict of interest in this matter as I am the owner of Lot 45 Noosa Lakes Resort at 3 Hilton Terrace, Tewantin. I am also the Body Corporate Chair. The draft Local Law for Short Stay Letting identifies the resort as one of proposed exempt sites (as identified in Attachment 7 of the Committee Agenda). The draft Local Law therefore has a different impact on me to the majority of short stay accommodation owners. Some would say beneficially, others the reverse, I have a Prescribed Conflict of Interest. As a result of my conflict of interest, I will leave the meeting room while the matter is considered and voted on.

That Council note the report by the Principal Strategic Planner to the Planning & Environment Committee Meeting dated 9 March 2021 and:

- A. Resolve to make:
  1. Administration (Amendment) Local Law (No. 1) 2021 as contained in Attachment 1; and
  2. Administration (Amendment) Subordinate Local Law (No.1) 2021 as contained in Attachment 2;
- B. In accordance with Council's Local Law Making Policy, further consult with the public about the revised versions of Administration (Amendment) Local Law (No.1) 2021 and Administration (Amendment) Subordinate Local Law (No.1) 2021;
- C. Pursuant to section 257 of the *Local Government Act 2009*, delegate to the Chief Executive Officer its powers under section 38 of the Act and section 15 of the *Local Government Regulation 2012* to decide—
  1. how the public interest test of Administration (Amendment) Local Law (No. 1) 2021 contained in Attachment 1 and Administration (Amendment) Subordinate
  2. Local Law (No. 1) 2021 contained in Attachment 2 is to be conducted; and
  3. the matters with which the public interest test report in relation to the local law and subordinate local law must deal; and
  4. the consultation process for the public interest test and how the process is to be used in the public interest test;
- D. Approve the complaints procedure contained in Attachment 4 for the purpose of providing a plain English explanation of the process for dealing with complaints;
- E. Refer the resource requirements for implementing the local law and proposed fees structure for applications and annual renewals to the FY2021/22 budget process;
- F. Allow resident letting agents for on-site managed complexes the ability to submit one application form for their entire letting pool, with the fees applied per property within the letting pool;
- G. Authorise the CEO to make minor amendments to the documents prior to public notification;
- H. That the CEO investigate incorporating a Council employed security firm replicating the Mornington Peninsula model.

## 6 DRAFT CLIMATE CHANGE RESPONSE PLAN

That Council note the report by the Principal Strategic Planner and Carbon Reduction Officer to the Planning & Environment Committee Meeting dated 9 March 2021 and approve the draft Climate Change Response Plan for the purpose of community consultation, provided at Attachment 1 to the report.

**7 NOOSA AQUATIC CENTRE CAFE LEASE TENDER ASSESSMENT - T000031**

That Council note the report by the Community Facilities Manager to the General Committee meeting dated 15 March 2021 and

- A. Award tender T000031 to David Evans, trading as Poolside NAC; and
- B. Award the lease agreement for an initial term of two (2) years, commencing 1 April 2021 at a rate of \$45,000 p.a. ex GST and increasing to \$50,000 p.a. ex GST in year 2, with an option to extend for a further three (3) periods of twelve (12) months each at a rate of \$55,000 p.a. ex GST in year 3 with CPI increases to be applicable in years 4 and 5, if the options are executed. The options to extend will be at Council's discretion and subject to the Contractor's demonstrated ability to meet the requirements of the lease agreement.

**8 NOOSA NORTH SHORE BEACH CAMPGROUND MANAGEMENT SERVICES TENDER – T000033**

That Council note the report by the Property Advisor – Commercial Property to the General Committee Meeting dated 15 March 2021 and

- A. Award contract T000033 to 1 Eight Pty Ltd for the Noosa North Shore Beach Campground Management Services for an initial five (5) year period commencing 1 April 2021; and
- B. Authorise the Chief Executive Officer to exercise future options to extend the contract for a further 1 x 2 year period subject to satisfactory performance at Council's sole discretion.

**9 MCU19/0114 & RAL19/0027 – APPLICATION FOR A SENIORS LIVING COMMUNITY, NEW COOROY GOLF CLUBHOUSE & FACILITIES AND BOUNDARY REALIGNMENT & ACCESS EASEMENT AT 30, 114, 122 & 144 MYALL STREET COOROY**

That Council note the report by the Coordinator Planning, to the General Committee Meeting dated 15 March 2021 regarding Application MCU19/0114 and RAL19/0027 for a Development Permit for Material Change of Use – Entertainment & Dining Type 2 Recreation amusement fitness, Multiple Housing - Type 3 Retirement and Special Needs (Seniors Living Community) and Reconfiguring a Lot (Boundary Realignment and access easement) situated at 30, 114, 122 and 144 Myall St Cooroy and:

- A. Refuse the application for the following reasons:
  - 1. The proposal is not consistent with SEQ Regional Plan as the development would result in a high density residential development within an area which contains ecological values and is not included with the planning schemes urban growth boundaries.
  - 2. The proposed development is contrary to State Planning Policy as it will irreversibly impact on good agricultural land.
  - 3. The proposed development is not consistent with Desired Environmental Outcomes of the Noosa Plan 2006 as the proposal will adversely impact on good agricultural land, is at odds with the expected rural character and amenity of the area and is more suitably located within the urban growth boundary. The proposal will also result in the loss of land intended to accommodate recreational activities for the community.
  - 4. The proposed development is inconsistent with the Noosa Plan's Strategic Framework as the proposed development will not conserve land for agricultural

purposes and will result in development inconsistent with the rural character and amenity of the locality.

5. The proposed development is not consistent with Overall Outcomes 6.7.2 a) (i) and (iv), c), d), r), s), y), cc), gg), rr) and ss) and Specific Outcomes O1, O3, O7, O8, O9, O10, O15, O18, O19, O20, O25, O27, O81, O82 and O88 of Cooroy and Lake Macdonald Locality Code as:
  - i. It results in high density residential development outside of the Urban Growth Boundary which is not consistent with the Priority Infrastructure Plan.
  - ii. It utilises Rural zoned land for the purpose of Multiple Housing which is an inconsistent use in the zone with the land intended to be maintained for its rural character and use for agricultural.
  - iii. It utilises Open Space Recreation zoned land for the purpose of Multiple Housing which is an inconsistent use in the zone with the land intended to be used for recreational purposes.
  - iv. It utilises rural land intended to be protected and managed to preserve the scenic and environmental values of the area.
  - v. It does not preserve agricultural land, conserve open space for biodiversity and water quality purposes or provide development at a density consistent with the sites environmental constraints and proximity to the Lake Macdonald water supply catchment.
  - vi. The development does not minimise cut and fill and is excessive.
  - vii. The development results in adverse impacts on the sites environmental values.
  - viii. The development has the potential to impact on water quality of Lake Macdonald.
  - ix. The proposal will result in a detrimental impact on the scenic vista from the major road network and the entry into Cooroy township.
  - x. The proposed built form does not complement traditional streetscape and building forms.
  - xi. The height of club house will dominate surrounding spaces and the existing skyline.
  - xii. Parts of the development are located too close to Myall Street and are not consistent with the streetscape.
  - xiii. The excessive site cover results in excessive bulk and development which is not compatible with surrounding development.
  - xiv. The development has the potential to impact on the acoustic amenity of the surrounding area, as no acoustic measures are proposed to be implemented for the new golf club house.
6. The proposed development does not comply with Overall Outcomes 14.44.2 a), b) and j) and Specific Outcomes O16 and O17 of the Residential Uses Code as:
  - i. It is proposed on land that is not suited to the development of residential buildings;
  - ii. It is not consistent with the character of the neighbourhood;
  - iii. It does not maximise the use of the natural topography and minimise the need for cut and fill; and
  - iv. It is not located within reasonable proximity to a variety of essential services.

7. The proposed development fails to meet Overall Outcomes 13.7.2 a), b), c), d) (i), (ii), (iii) and (v), e) and g) and Specific Outcomes O1, O3, O4, O5, O6, O8, O9, O10, O14, O15, O18 and O19 of the Biodiversity Overlay Code as the proposal will result in the removal of significant vegetation and intrude into the site's riparian buffer.
8. The proposal does not comply with Overall Outcomes 14.157.2 a) and b) of the Water Sensitive Design Code as the development:
  - i. is not designed and could not be constructed in a manner that does not impede, long term attainment of relevant Environmental Values and Water Quality Objectives as specified in the Environmental Protection Policy 2009;
  - ii. proposes infrastructure within the riparian zone and an extent of cut and fill that is likely to create adverse impacts on downstream ecosystems, properties and infrastructure due to changes to stormwater flow, water quality or ecosystem health.
9. The application proposes development within the Water Supply Catchment which may result in adverse effects on the quality of water entering Lake Macdonald contrary to Specific Outcome O11 of the Natural Hazards and Natural Resources Overlay Code.
10. The proposal does not comply with Overall Outcome 14.111.2 (c) and Specific Outcome O7 of the Driveways and Car Parking Code as:
  - i. Sufficient visitor parking is not provided and appropriately located for visitors of the Retirement and Special Needs use; and
  - ii. Sufficient parking is not provided for the golf club house.
11. The proposal does not comply with Overall Outcome 14.111.2 (c) and Specific Outcome O8 of the Driveways and Car Parking Code and Specific Outcome O7 and O36 of the Residential Uses Code as internal driveways are too narrow to satisfactorily accommodate internal traffic movements.
12. The proposed built form and landscaping is not consistent with the preferred character within Cooroy and will result in an appearance of excessive bulk, limited landscaping and continual roof form.
13. Noosa Plan 2020 has identified that it can meet the requirements for residential accommodation until 2041 within the current Urban Growth Boundary. The application has failed to demonstrate a significant planning need to develop outside of these boundaries, nor any overriding community benefit which would justify approving the development despite its conflict with the Planning Scheme and relevant State Planning Policies.
14. In preparing the Noosa Plan 2020 and in reviewing submissions pertaining to this property Council considered the development potential and suitability of this site and it was considered that despite its inclusion within the Urban Footprint of the SEQ Regional Plan, commitment of the land for urban purposes was neither necessary nor appropriate.
15. The proposal is not consistent with the provisions of the Noosa Plan 2020 which seek that the land is developed for rural residential purposes.
16. The proposal does not comply with the overall outcomes sought by the Biodiversity, Waterways and Wetlands overlay code in Noosa Plan 2020 as the development:
  - i. is not designed, sited, nor could it be constructed in a way that avoids adverse impacts on ecologically important areas, ecological systems and processes.
  - ii. does not propose to conserve, manage, enhance and nor rehabilitate to

protect and improve biodiversity, ecosystem health, landscape stability and resilience of ecological linkages and riparian vegetation

- iii. is not designed nor propose a layout that provides for the protection and establishment of appropriate buffers to waterways, wetlands, native vegetation and significant fauna habitat.
- iv. does not protect and enhance the terrestrial and aquatic native flora and fauna and their habitats
- v. does not propose landscaping for the rehabilitation of ecologically important areas, degraded ecosystems and habitats to achieve a functional and healthy ecosystem state that requires minimal human intervention.

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

## **10 FINANCIAL PERFORMANCE REPORT - FEBRUARY 2021**

That Council note the report by the Manager Financial Services to the General Committee Meeting dated 15 March 2021 outlining February 2021 year to date financial performance against budget, including performance against key financial sustainability indicators.

### **Committee Recommendation**

That the report of the General Committee dated 15 March 2021 be received and the recommendations therein be adopted except where dealt with by separate resolution.

**9 ORDINARY MEETING REPORTS****1 NOOSA RIVER STAKEHOLDER ADVISORY COMMITTEE – EXPRESSION OF INTEREST OUTCOME**

**Author** Environmental Services Manager, Craig Doolan  
Environment & Sustainable Development Department

**Index** ECM/ Subject/ Waterways Management – Noosa River

**Attachments** Nil

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**EXECUTIVE SUMMARY**

Not applicable.

**RECOMMENDATION**

That Council note the report by the Environmental Services Manager to the Ordinary Meeting dated 18 March 2021 about the outcome of the Expression of Interest process for the Noosa River Stakeholder Advisory Committee.

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**REPORT**

At the January Ordinary Meeting, Noosa Council noted the Terms of Reference for the Noosa River Stakeholder Advisory Committee (NRSAC), a partnership initiative between Noosa Shire Council and Maritime Safety Queensland (MSQ). The Terms of Reference provided a framework for the establishment of the Committee, allowing for up to 10 members to be appointed to represent local river user sectors.

As part of the resolution of this Ordinary Meeting, Council requested Maritime Safety Queensland to agree to amend the draft Terms of Reference to increase the number of committee members up to 12. This was agreed to by Maritime Safety Queensland.

A specific invitation has been sent to Kabi Kabi and this position was not considered to be one of the 12 to be filled by community representatives.

**Expression of Interest**

An Expression of Interest for positions on the NRSAC was opened on 18 February 2021 and closed on 5 March 2021. The EOI was promoted in the following ways:

- A post on the Council Facebook page on 18 February announcing the EOI was open and providing a link to the application page.
- Direct email correspondence on 18 February to known stakeholders, from previous River Plan consultation and those that had made themselves known during discussion on the Terms of Reference at the January round of meetings.
- Direct contact by MSQ to known community stakeholders they work closely with.
- Direct email correspondence on 18 February to all Noosa Shire Councillors inviting them to share the details of the EOI process with any interested persons.
- A follow up post on the Noosa Council Facebook page on 4 March reminding people about the EOI and that there was only one day left.
- A radio interview on the morning of 5 March with Sunshine Coast ABC about the issues on the Noosa River and the role of the NRSAC in supporting decision-making.



The application form was placed on Council's website asking for details of the applicant, what user sectors they would represent, whether they were representing an organisation and two questions by which the application would be assessed;

- *Describe your knowledge and experience with regard to management issues of the Noosa River and its catchment. Please include relevant positions held, employment and business and/or individual interest.*
- *Describe how you are linked to your community or stakeholder representative group and the way you will bring forward the views of that group to NRSAC, and feedback discussions and decisions.*

A third question was asked, that was optional and did not form part of the assessment;

- *What are the top 3-5 issues that you feel are the priority for the Noosa River and its catchment, and briefly describe what solutions would you propose in order to address them.*

### Assessment process

Twenty (20) applications were received. These were assessed against the two criteria above. Seven of those applications were received together, requesting to be considered as a group submission with all seven as candidates. These seven applicants were considered individually by both Council and MSQ.

The initial assessment was undertaken by a staff member of Noosa Council and a staff member of Maritime Safety Queensland. Each criteria was scored out of 10 by both officers, providing a total score out of 40 for each candidate. At the end of the scoring, an assessment was also made that all river use sectors identified in the Terms of Reference were appropriately represented.

This initial assessment was presented to Council's Chief Executive Officer and the Maritime Safety Queensland General Manager for review.

The 12 selected nominees were, in alphabetical order:

<b>Name</b>	<b>Sectors represented (as nominated by the candidate, primary sector first)</b>	<b>Organisation representing (if relevant)</b>
Ben Broadfoot	Recreational fishing, conservation group	OzFish Unlimited
Bruce Davidson	Recreational fishing	
Michael Gloster	Conservation group, recreational boating	Noosa Parks Association
Jane Harris	Recreational boating	
Nick Hluszko	Other – community leader experienced in river issues	Noosa North Shore Association
Richard Howard	NRM group, conservation group	Noosa Integrated Catchment Association
Peter Hunnam	NRM group, recreational boating	
Chris Massoud	Commercial fishing	
Phillip Moran	NRM group	Noosa & District Landcare Association
Noel Playford	Other – residents and ratepayers, Other – recreational users	Noosa Residents & Ratepayer Association
Lachlan Stevens	Commercial boating, tourism	Noosa Commercial Boatman's Association
David Stielow	Commercial operator, tourism	

The eight nominees that were not selected will be notified and invited to provide input as required to their areas of interest. It is expected that those members that represent the same sectors will keep in touch with those eight as part of their community engagement.

The 8 applicants that were not selected as part of the NRSAC were, in alphabetical order:

<b>Name</b>	<b>Sectors represented (as nominated by the candidate, primary sector first)</b>	<b>Organisation representing (if relevant)</b>
Trevor Clarey	Recreational fishing, commercial fishing	
Jo-Anne Daley	Recreational boating, other – official buoy mooring boat occupiers	
Gwen Gilson	Other - aquaculture	
Brian Kennedy	Recreational boating, Other – concerned user of the river	
Agnes Reed	Recreational boating	
Grenville Snowdon	Recreational boating	Noosa Yacht and Rowing Club
Jason Styles	Commercial operator on the river, recreational boating	
Mark Wacker	Recreational boating, recreational fishing	

### Previous Council Consideration

#### **Ordinary Meeting Minutes, 21 January 2021, Item 2, Page 3**

*That Council note the report by the Environment Services Manager and Environment Officer (Rivers and Coast) to the General Committee Meeting dated 18 January 2021 and:*

- A. *Note the consultation reports for the two periods of public consultation on the Noosa River Plan, from 20 July to 26 August 2018 and 02 December to 10 January 2020.*
- B. *Note the Draft Terms of Reference for the joint Noosa Shire Council and Maritime Safety Queensland Noosa River Stakeholder Advisory Committee and*
  1. *Request Maritime Safety Queensland to agree to amend the draft terms of reference to increase the number of committee members up to 12; and*
  2. *Further note that the Draft Terms of Reference will be reviewed by the Noosa River Stakeholder Advisory Committee at its first meeting.*
- C. *Authorise the Chief Executive Officer to make amendments to the Terms of Reference for the Noosa River Stakeholder Advisory Committee in consultation with Maritime Safety Queensland following any feedback from the Noosa River Stakeholder Advisory Committee.*
- D. *Request the CEO to report back to Council in March 2021 on the proposed membership of the Noosa River Stakeholder Advisory Committee and further, request Maritime Safety Queensland to work with Council to ensure that the first meeting of the committee occurs within one month of the finalisation of the committee membership.*
- E. *Appoint Councillor Stewart to be an observer at meetings of the Noosa River Stakeholder Advisory Committee.*
- F. *Acknowledge and welcome the permanent presence of Maritime Safety Queensland in Noosa and resolve that, while MSQ maintains an active presence, Noosa Shire Council no longer seeks to take over management of anchoring, mooring and living on board on the Noosa River.*

**Ordinary Meeting Minutes, 16 July 2020, Item 2, Page 7**

That Council note the report by the Environmental Services Manager to the Planning & Environment Committee meeting dated 7 July 2020 and:

- A. *Approve the Project Management Plan (provided as Attachment 1 to the report) as meeting the requirements of the Project Implementation Plan outlined in the Alliance & Funding Agreement subject to Council appointing an independent scientific expert to provide a review of the project's Monitoring Evaluation and Reporting Plan. The review is to include an assessment of the effectiveness of the methodology, project's goals, measures, outputs and outcomes within the context of ecological restoration and the terms of the three year contract, and recommendations (if any) for improvement to be included in the Monitoring and Evaluation Plan; and*
- B. *Note the Terms of Reference of the Noosa River Oyster Restoration Project Technical Advisory Group (provided as Attachment 2 to the report); and*
- C. *Establish a Noosa River Stakeholder Reference Group to provide strategic input, local knowledge and expertise into River Management initiatives, initially providing input into this Shellfish Restoration project and more broadly into finalisation and implementation of the Noosa River Plan, and*
- D. *Delegate to the CEO to determine the Terms of Reference and undertake a process to establish the Noosa River Stakeholder Reference Group together with the appropriate role for Councillor representation on that Group.*

**Finance**

There are no additional financial implications of the creation and management of the NRSAC. Outcomes of the Committee that may require Council investment will be assessed as part of normal budget processes.

**Risks & Opportunities**

An open EOI process was undertaken to remove the risk of perception of bias, or hand-picking candidates. The Terms of Reference also stipulated a range of river user sectors to be engaged, ensuring representation from all key sectors. The size of the committee was limited to allow it to remain focused and one of the key criteria was the ability to represent a significant sector of the Noosa community. This has resulted in well-qualified and well-intentioned persons missing out. To mitigate the risk of negativity towards the NRSAC, these will be invited to provide input to relevant issues going forward. This will particularly be the case with the nominees under the Recreational Boating category which had the highest number of nominees as a category.

Since the previous Community & Industry Advisory Committee (CIAC) ended in 2012 there has been no such representative group for the Noosa River. This has presented challenges in developing and delivering a Noosa River Plan that is supported by a range of different sectors. One of the benefits of this type of consultative group for the Noosa River is that the stakeholders, while diverse, are all fundamentally interested in the same thing – a healthy, biodiverse and clean river that sustainably supports the environmental, social and economic needs of our community. If there is good will and a cooperative approach to this Committee, the opportunity to make positive change on the Noosa River is very strong.

There are many Government agencies (local, State and Commonwealth) involved in aspects of the management of the Noosa River, and this Committee is being set up with just two of them – Noosa Council and Maritime Safety Queensland. There is a risk of not being able to immediately deal with some issues associated with the river without those other State agencies. Bringing all agencies together from the start is extremely challenging and the approach of this group has been to start with the two most relevant agencies to the issues generally raised in the local community. The vast majority of concerns raised in the feedback to the Noosa River Plan drafts has been within the remit

of Noosa Shire Council or Maritime Safety Queensland. This group provides the opportunity for some 'quick wins', while allowing the group to evolve over time to suit a wider variety of needs.

## Consultation

### External Consultation - Community & Stakeholder

The Expression of interest was advertised locally, as noted in the body of this report. Maritime Safety Queensland officers have been involved in all steps in this process.

### Internal Consultation

Chief Executive Officer

Departments/Sections Consulted:

<input checked="" type="checkbox"/> <b>Chief Executive Officer</b> Executive Officer Executive Support	<input type="checkbox"/> <b>Community Services</b> Director Community Development Community Facilities Libraries & Galleries Local Laws Waste & Environmental Health	<input type="checkbox"/> <b>Corporate Services</b> Director Financial Services ICT Procurement & Fleet Property Revenue Services
<input type="checkbox"/> <b>Executive Services</b> Director Community Engagement Customer Service Governance People and Culture	<input checked="" type="checkbox"/> <b>Environment &amp; Sustainable Development</b> x Director Building & Plumbing Services Development Assessment Economic Development x Environmental Services Strategic Land Use Planning	<input type="checkbox"/> <b>Infrastructure Services</b> Director Asset Management Buildings and Facilities Civil Operations Disaster Management Infrastructure Planning, Design and Delivery

**10 CONFIDENTIAL SESSION**

Nil.

**11 PUBLIC QUESTION TIME**

Nil.

**12 NEXT MEETING**

The next Ordinary Meeting will be held on 15 April 2021 at the Council Chambers, 9 Pelican Street, Tewanin commencing at 5pm.

**13 MEETING CLOSURE**