



# **AGENDA**

## **Ordinary Meeting**

**Thursday 19 May 2022**

**commencing at 5pm**

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

---

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

---

*“Noosa Shire – different by nature”*

---

**TABLE OF CONTENTS**

| <b>ITEM</b>  | <b>PAGE</b> |
|--|-------------|
| <b>1. ATTENDANCE &amp; APOLOGIES</b>   | <b>3</b>    |
| <b>2. CONFIRMATION OF MINUTES</b>  | <b>3</b>    |
| <b>3. MAYORAL MINUTES</b>  | <b>3</b>    |
| <b>4. PETITIONS</b>  | <b>3</b>    |
| <b>5. NOTIFIED MOTIONS</b>   | <b>4</b>    |
| <b>6. PRESENTATIONS</b>  | <b>4</b>    |
| <b>7. DEPUTATIONS</b>  | <b>4</b>    |
| <b>8. CONSIDERATION OF COMMITTEE REPORTS</b>   | <b>5</b>    |
| 1    PLANNING & ENVIRONMENT COMMITTEE MEETING REPORT – 10 MAY 2022                               | 5           |
| 2    SERVICES & ORGANISATION COMMITTEE MEETING REPORT – 10 MAY 2022                              | 9           |
| 3    GENERAL MEETING COMMITTEE REPORT – 16 MAY 2022  | 10          |
| <b>9. ORDINARY MEETING REPORTS</b>   | <b>17</b>   |
| 1    COUNCILLOR REPRESENTATION ON VARIOUS BOARDS, EXTERNAL ORGANISATIONS AND WORKING GROUPS 2022 | 17          |
| <b>10. CONFIDENTIAL SESSION</b>  | <b>25</b>   |
| <b>11. PUBLIC QUESTION TIME</b>  | <b>25</b>   |
| 1.    BRIAN O'CONNOR   | 25          |
| <b>12. NEXT MEETING</b>  | <b>25</b>   |
| <b>13. MEETING CLOSURE</b>   | <b>25</b>   |

**1. ATTENDANCE & APOLOGIES**

**2. CONFIRMATION OF MINUTES**

The Minutes of the Ordinary Meeting held on 21 April 2022 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 – 10 MAY 2022****ATTENDANCE & APOLOGIES****COUNCILLORS**

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

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

**EXECUTIVE**

S Waters, Acting Chief Executive Officer  
L Jensen, Acting Director Environment and Sustainable Development

**APOLOGIES**

Nil.

**COMMITTEE RECOMMENDATIONS TO COUNCIL****1 PROPOSED LEASE TENANCY FOR PEREGIAN DIGITAL HUB**

That Council note the report by the Digital Hub Director to the Planning & Environment Committee Meeting dated 10 May 2022 regarding the commercial lease of office space at the Peregian Digital Hub and

- A. Agree to enter a commercial lease of the unit 3b premises of 45m<sup>2</sup> to TP Collab Trading Pty Ltd. for a one year term with a three year extension option, as generally outlined in the report;
- B. Authorise the CEO or delegate to execute any subsequent lease extension, subject to the lessee complying with the terms of the lease.

**2 ECONOMIC DEVELOPMENT GRANT PROGRAM APPLICATION BY NOOSA CHAMBER OF COMMERCE & INDUSTRY INC.**

That Planning & Environment Committee Agenda Item 2 be referred to the General Committee due to the significance of the issue.

**3 132002.220285.E – APPLICATION FOR A MINOR CHANGE TO A DEVELOPMENT APPROVAL FOR SHIRE BUSINESS CENTRE AT 28 EENIE CREEK ROAD, NOOSAVILLE**

That Council note the report by the Coordinator Planning to the Planning & Environment Committee Meeting dated 10 May 2022 regarding 132002.220285.E to make a minor change to an existing approval for Shire Business Centre situated at Noosa Civic 28 Eenie Creek Road, Noosaville and:

- A. Approve the change.
- B. Amend condition 5 to read as follows:

**Scale and Types of Uses**

1. 5 The uses allowed on the subject site and the scale of those uses are as follows:
  2. 5.1 The shop floor space for the Retail Centre shall not exceed 18,000m<sup>2</sup>, TUA. The uses nominated on the approved plans shall generally accord with the following TUA's:
    - Supermarket (Shop) 3,500 m<sup>2</sup>
    - Mini-Major (Shop) 1,200 m<sup>2</sup>
    - Discount Department Store (Shop) 6,500 m<sup>2</sup>
    - Speciality Retail (Shop) & Professional Offices 6,800 m<sup>2</sup>
    - Restaurants 200 m<sup>2</sup>
    - Centre Manager 115 m<sup>2</sup>
    - Staff Areas 50 m<sup>2</sup>
    - Public Toilets 150 m<sup>2</sup>
    - Service Station 100 m<sup>2</sup>
  3. 5.2 The uses allowed in the Retail Centre are:
    - Shops
    - Professional Offices
    - Commercial Premises
    - Commercial Services
    - Restaurants
    - Service Station
    - Service Shops
    - Fast Food Premises
    - Medical Centre
    - Outdoor Entertainment, and
    - Special Purposes
  4. 5.3 The Showroom/Homemaker floor space for the showroom component shall not exceed 7,000m<sup>2</sup> TUA. The uses allowed in the Showroom component are:
    - Showroom
    - Commercial Premises
    - Commercial Services
    - Medical Centre
    - Professional Offices

- Warehouse
  - Educational Establishment, and
  - Special Purposes
5. 5.4. The commercial and business floor space for the Commercial and Business component shall not exceed 5,000m<sup>2</sup> TUA. The uses allowed within the Commercial and Business component are:
- Commercial Premises
  - Commercial Services
  - Medical Centre
  - Professional Offices
  - Warehouse
  - Educational Establishment, and
  - Special Purposes
- 5.4(a) 82m<sup>2</sup> of tenancy BB-03 (as detailed on the Site Plan, Overall Site Plan and Retail Site Plan) may be used as Fast Food Premises

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

#### 4 PLANNING APPLICATIONS DECIDED BY DELEGATED AUTHORITY – MARCH 2022

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

*I, Cr Stewart, inform the meeting that I have a declarable conflict of interest in this matter in relation to the application by Altum Properties Group listed as Item 28 in this report and Altum Properties No.9 P/L TTE, which is listed as item 32 in this report. I have a friendship with Leigh and Rob McCready, who are associated with the applicant. As a result, of my conflict of interest I will now leave the meeting room while the matter is considered and voted on.*

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

*I, Cr Finzel, inform the meeting that I have a declarable conflict of interest in this matter in relation to the application by Altum Properties Group listed as Item 28 in this report and Altum Properties No.9 P/L TTE, which is listed as item 32 in this report. I have known Leigh McCready, who is associated with the applicant, in a volunteer capacity and who was involved with my 2020 election campaign with Future Noosa, which is no longer an entity. As a result of my conflict of interest I will now leave the meeting room while the matter is considered and voted on.*

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 declarable conflict of interest in this matter in relation to the application by Altum Properties Group listed as Item 28 in this report and Altum Properties No.9 P/L TTE, which is listed as item 32 in this report. On 24 February 2020 I sought a review by the Independent Council Election Observer (ICEO) as to the public claims of the Future Noosa Team, of which Leigh McCready was publicly identified as a Campaign Manager. Leigh McCready is associated with the applicant. Although I have a declarable conflict of interest, I do not believe a reasonable person could have a perception of bias because Council's consideration of this application is not to approve or reject it, it is only for noting of a decision that has already been made by staff. Therefore, I will choose to remain in the meeting room. However, I will respect the decision of the meeting on whether I can remain and participate in the decision.*

That Council note the report by the Development Assessment Manager to the Planning & Environment Committee Meeting dated 10 May 2022, regarding planning applications that have been decided by delegated authority.

**5 NOOSA THREATENED FAUNA SPECIES RECOVERY ROAD MAP**

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

**6 VEGETATION ASSESSMENT PROJECT UPDATE**

That Council note the report by the Environment Officer, Vegetation Assessment to the Planning & Environment Committee Meeting dated 10 May 2022 providing an update on the vegetation assessment project.

**Committee Recommendation**

That the report of the Planning & Environment Committee dated 10 May 2022 be received and the recommendations therein be adopted except where dealt with by separate resolution



**2 SERVICES & ORGANISATION COMMITTEE MEETING REPORT – 10 MAY 2022****ATTENDANCE & APOLOGIES****COUNCILLORS**

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

Cr Karen Finzel (*non-Committee Councillor*)  
Cr Brian Stockwell (*non-committee Councillor*)

**EXECUTIVE**

S Waters, Chief Executive Officer  
L Sengstock, Director Infrastructure Services

**APOLOGIES**

Nil.

**COMMITTEE RECOMMENDATIONS TO COUNCIL****1 3D HAZARD MAPPING TOOL – APPOINTMENT OF SIMTABLE™**

That Services & Organisation Committee Agenda Item 1 be referred to the General Committee for further consideration.

**2 CAPITAL PROGRAM DELIVERY STATUS – 31 MARCH 2022**

That Council note the report by the Infrastructure Planning, Design & Delivery Manager to the Services & Organisation Committee Meeting 10 May 2022 providing an update on the delivery of the 2021/2022 capital program as at 31 March 2022.

**Committee Recommendation**

That the report of the Services & Organisation Committee dated 10 May 2022 be received and the recommendations therein be adopted except where dealt with by separate resolution.

**3 GENERAL MEETING COMMITTEE REPORT – 16 MAY 2022****ATTENDANCE & APOLOGIES**

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

**EXECUTIVE**

S Waters Chief Executive Officer  
T Grauf, Acting Director Corporate Services  
K Rawlings, Director Environment and Sustainable Development  
D Iezzi, Director Executive Services

**APOLOGIES**

Nil.

**COMMITTEE RECOMMENDATIONS TO COUNCIL****1 ECONOMIC DEVELOPMENT GRANT PROGRAM APPLICATION BY NOOSA CHAMBER OF COMMERCE & INDUSTRY INC.**

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

*I, Cr Finzel, inform the meeting that I have a prescribed conflict of interest in this matter. In March 2020, Ms Pamela Sweetapple who is the Secretary of the Noosa Chamber of Commerce donated \$2630.33 to my 2020 Election Campaign where I was one of three candidates that ran as a group known as 'Future Noosa' (which is no longer an entity). As a result of my prescribed conflict of interest, I will leave the meeting room while the matter is considered and voted on.*

That the matter lay on the table until the Ordinary Meeting dated 19 May 2022.

**2 NOOSA THREATENED FAUNA SPECIES RECOVERY ROAD MAP**

That Council note the report by the Fauna Management Project Officer to the Planning & Environment Committee Meeting dated 10 May 2022 regarding the *Draft Fauna Threatened Species Road Map* developed by the Fauna Management Project Officer and note that

- A. The Road Map will be subject to an ongoing consultation program prior to finalisation;
- B. Deliverables of the Road Map will be subject to future funding requests under Council's commitment to 'significant implementation' of the *Noosa Environment Strategy* by 2023.

**3 3D HAZARD MAPPING TOOL – APPOINTMENT OF SIMTABLE™**

That Council note the report by the Disaster Management Officer to the Services and Organisation Committee Meeting dated 10 May 2022 and agree to enter into a medium sized\* contractual arrangement with Simtable™ for the provision of a 3D hazard simulation tool for a trial period of two (2) years, in accordance with section 235 (a) of the *Local Government Regulation 2012*. At the end of the 2 year trial, officers will assess the merits of the 3D Hazard Mapping Tool in supporting disaster management activities and whether to continue using it long term. Funding of ongoing costs will then be considered through future budget processes to determine whether general revenue, grants or other funding is applied.

*\*medium sized contractual arrangements are valued between \$15,000 and \$200,000, exc. GST*

**4 NOOSA DRIVE PATHWAY PROJECT REFERENCE GROUP - APPOINTMENT OF COUNCILLORS TO REFERENCE GROUP**

That Council note the report by the Infrastructure Planning, Design and Delivery Manager to the General Committee Meeting dated 16 May 2022 regarding the establishment of the Noosa Drive Pathway Project Reference Group and appoint Councillor Wilkie as Chair and Councillor Lorentson as a member of the Group.

**5 2122Q125 – CONTRACT FOR PROJECT MANAGEMENT SERVICES FOR 2022 FLOOD RECOVERY AND RECONSTRUCTION**

That Council note the report by the Disaster Reconstruction Coordinator to the General Committee Meeting dated 16 May 2022 and award Contract number 2122Q125 to Erscon Engineering Consultants (Erscon), under *Section 234 – Exception for LGA arrangement*, of the *Local Government Regulation 2012*, to provide Project Management Services to lead the Disaster Recovery Funding Arrangements (DRFA) activities as per the guidelines outlined by the Queensland Reconstruction Authority (QRA), for a term of 27 Months to the (maximum) value of \$2,100,000.00 GST exclusive as follows:

- A. \$2,000,000 for Project Management services that will exist until the DRFA acquittal date of September 30, 2024. These costs will be recoverable under the guidelines of the DRFA so Council will not have to fund this cost; and
- B. \$100,000 for submission administration that will exist until the DRFA acquittal date of September 30, 2024. These costs are not recoverable under the guidelines of the DRFA and will need funding by Council. It is proposed that the Disaster Management Reserve restricted cash be used to fund this activity.

**6 MCU21/0151 – APPLICATION FOR MATERIAL CHANGE OF USE – TELECOMMUNICATIONS FACILITY SITUATED AT 25 RAILWAY PDE, POMONA**

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

*I, Cr Wegener, inform the meeting that I have a declarable conflict of interest in this matter as I have an NBN tower located on my property and receive income from NBN via a lease arrangement. It could be viewed that I have an interest in mobile phone networks and NBN towers however as the application is by Telstra and it does not indicate NBN or Optus infrastructure I do not believe a reasonable person could believe I have a perception of bias. Therefore, I will choose to remain in the meeting room. However, I will respect the decision of the meeting on whether I can remain and participate in the decision.*

That Council note the report by the Development Planner to the General Committee Meeting dated 16 May 2022 regarding Application No. MCU21/0151 for a Development Permit for Material Change of Use - Telecommunications Facility situated at 25 Railway Pde Pomona and:

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

#### When Conditions Must Be Complied With

1. Unless otherwise stated, all works required by the conditions of this Decision Notice must be completed 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. | Sheet No. | Plan/Document Name  | Date       |
|----------|-----------|---|------------|
| QC100259 | S0        | Site specific notes, prepared by Telstra  | 18.06.2021 |
| QC100259 | S1        | Site Layout and Access, prepared by Telstra   | 18.06.2021 |
| QC100259 | S1-1      | Site Layout, prepared by Telstra  | 18.06.2021 |
| QC100259 | S1-2      | Site Setout Plan – Option 1, prepared by Telstra                                      | 18.06.2021 |
| QC100259 | S3        | East Elevation, prepared by Telstra   | 18.06.2021 |
| QC100259 | G4        | Site Earthing – Option 1, prepared by Telstra   | 18.06.2021 |
| QC100259 | G4-1      | Earthing Scenario 3, prepared by Telstra  | 18.06.2021 |
| QC100259 | G4-4      | Trench Details, prepared by Telstra   | 18.06.2021 |
| QC100259 | E2        | AC Power Connection, prepared by Telstra  | 18.06.2021 |
| QC100259 | T2        | Concrete Foundation Details, prepared by Telstra                                      | 18.06.2021 |
| QC100259 | T2-1      | Equipment Platform – H Frame Detail, prepared by Telstra                              | 18.06.2021 |
| QC100259 | T8        | Compound Fence and Gate Details, prepared by Telstra <i>(as annotated by Council)</i> | 18.06.2021 |
| 501-PL   | A         | Landscape Concept Plan, prepared by Urbis   | 21.12.2021 |

#### Nature and Extent of Approved Use

3. The maximum height of the satellite dish must not exceed the maximum height as reflected in the approved plans with respect with the finished ground level and the natural ground level.
4. No lights are permitted to be attached to the telecommunications facility, except where required for hazard lighting purposes or similar.

#### Currency Period

5. The Currency Period for this development approval lapses if the use has not happened by **19 May 2028**, unless an application to extend the currency period is approved by Council.

#### Health and Safety

6. The development must not, at any time during the life of the development, result in human exposure to environmental electromagnetic emissions exceeding the current regulations, standards and/or recommendations of the Australian Radiation

Protection and Nuclear Safety Agency (ARPANSA). The carrier of the infrastructure must provide, at any time upon request by Council, written certification to demonstrate compliance with this condition. The written certification must assume:

- a. a maximum number of users over the lifetime of the structure;
- b. full power usage;
- c. a maximum down tilt of antennae.

#### **Colours and Finishes**

7. The development must be finished in pale eucalypt or the like in order to visually blend into the landscape.
8. Associated fencing (and gate) as shown on the approved plans must be visually unobtrusive and must be camouflaged through the use of colours, materials and screening vegetation to blend the fence into the visual landscape.

#### **Site maintenance**

9. The site must be kept tidy and well maintained at all times for the life of the development.

#### **Cessation of Use**

10. The facility must be removed from the site upon cessation of the use.

#### **Noise**

11. Written certification is required from a suitably qualified person confirming that sound pressure levels from all mechanical plant and equipment comply with the following:
  - a. Air-conditioning and equipment
    - 7am to 10pm: Maximum level allowable = background + 5dB(A)
    - 10pm to 7am: Maximum level allowable = background + 3dB(A)
12. The certification must be submitted to Council, which certifies that operational noise from any fixed plant and equipment complies with the requirements of this Decision Notice.

#### **Vegetation Retention**

13. Existing trees on the site must be retained, except where required to be removed to accommodate the approved use.
14. Existing vegetation in the road reserve must be retained, unless written authorisation from Council is granted for the clearing.

#### **Landscaping Works**

15. The development site must be landscaped generally in accordance with the approved plans and include additional landscaping to enhance the amenity of the site. The works must be undertaken in accordance with an Operational Works approval and the Noosa Plan and Planning Scheme Policy PSP2 - Landscaping for the Pomona area and must include in particular:
  - a. the works shown on the approved Landscape Concept Plan, and in addition include the following:
    - i. 1 x 45L pot size street tree per 8m of road frontage (minimum 7 trees); and
    - ii. Screen planting (minimum 20L pot size) along all boundaries planted

at maximum 3 metre centres with a maximum 3 metre height at maturity.

16. All landscape works must be established and maintained in accordance with the approved design for the life of the development, and in a manner that ensures healthy, sustained and vigorous plant growth. All plant material must be allowed to grow to full form and be refurbished when its life expectancy is reached.
17. The site must be regularly maintained at all times with all landscape works maintained generally in accordance with the approved design for the life of the development.

#### **Damage to infrastructure**

18. Any damage to footpaths, street plantings, natural vegetation/trees kerb and channel, bridges or roadways must be repaired or reinstated to at least pre-existing conditions.

#### **Stormwater Drainage**

19. Stormwater runoff from the development must be disposed of on-site without causing scour or damage to the subject site or any adjoining property.
- B. Note the report is provided in accordance with Section 63(5) of the *Planning Act 2016*.
  - C. Advise the applicant to remove the demountable building (the former exchange building) or obtain building approval within 90 days of the date of this approval.
  - D. Find the following matters relevant to the assessment and sufficient reason to approve the application:
    1. The proposal is minor in nature and is co-located within a site with existing telecommunication facilities.
    2. The proposal can be conditioned to comply with the amenity and character elements sought by the Overall Outcomes in the Noosa Plan 2020.

### **7 OPW22/0029 DEVELOPMENT APPLICATION FOR OPERATIONAL WORKS (PRESCRIBED TIDAL WORKS – NOOSA RIVER OYSTER HABITAT RESTORATION) FOR NOOSA RIVER**

That Council note the report by Coordinator Engineering to the General Committee Meeting dated 16 May 2022 regarding Application No. OPW22/0029 for Operational Works (Prescribed Tidal Works – Noosa River Oyster Habitat Restoration for Noosa River and

- A. Approve the application in accordance with Referral Agency Conditions provided by SARA on 7 April 2022 and the following conditions:

#### **Approved Plans**

20. Phase 1 – Pilot Phase is only approved as part of this development approval.
21. 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       |
|--------------|------|-----------------------------------|------------|
| NROR-2021-00 | A    | General Notes & Site Selection    | 09/07/2021 |
| NROR-2021-01 | -    | Restoration Zones                 | 20/05/2021 |
| NROR-2021-02 | A    | Module Designs                    | 09/07/2021 |
| NROR-2021-03 | A    | Goat Island Restoration Site      | 09/07/2021 |
| NROR-2021-04 | A    | Tewantin Island Restoration Site  | 09/07/2021 |
| NROR-2021-05 | A    | Noosa Sound West Restoration Site | 09/07/2021 |
| NROR-2021-06 | A    | Noosa Sound East Restoration Site | 09/07/2021 |

**Currency Period**

22. The development approval lapses if the works have not been substantially started by **19 May 2024**, unless an application to extend the currency period is approved by Council.

**General Conditions**

23. All works must be undertaken in accordance with the Noosa Oyster Restoration Project – Project Restoration Plan prepared by The Nature Conservancy dated January 2022.
24. All works must be undertaken in accordance with Maritime Safety Queensland (MSQ) and Department of Agriculture and Fisheries (DAF) requirements relating to signage and aids to navigation as detailed in the Noosa Oyster Restoration Project – Project Restoration Plan (Section 7) prepared by The Nature Conservancy dated January 2022.
25. All works must be undertaken in accordance with DAF requirements relating to notifications, marking of approved boundary areas and restoration of marine plants/tidal profiles that are temporarily impacted as a result of the works as detailed in the SARA Decision Notice.
26. All works must be undertaken in accordance with Best Practice Erosion and Sediment Control (BPESC) guidelines for Australia (International Erosion Control Association).
27. All works must be undertaken in accordance with Sections 6.1 and 6.4 of Noosa Oyster Ecosystem Restoration Project - Project Restoration Plan prepared by The Nature Conservancy Australia dated January 2022.
28. All works must be undertaken in accordance with the current Queensland Acid Sulfate Soil Technical Manual: Soil management guidelines, prepared by the Department of Science, Information Technology, Innovation and the Arts, 2014.
29. All materials used for construction works must be clean materials to ensure that the works do not contaminate the waterway.
30. All structures must be designed and constructed such that they are free standing within the waterway and are not connected to or behind the revetment wall.
31. All structures must have no detrimental effects on stormwater drains and/or easements.
32. In the event of collapse or failure of structural integrity of the oyster restoration substrates, the works must be removed from the waterway or reconstructed in accordance with this development approval.
33. All works must be undertaken in accordance with an approved Construction Environmental Management Plan (CEMP) which consolidates the commitments and management measures described in the Noosa Oyster Ecosystem Restoration Project – Project Restoration Plan including, but not limited to:
  - a. A Site Management Plan which describes environmental management measures at the proposed load out site including details of stockpile management;
  - b. An Erosion and Sediment Control Plan (ESCP) in accordance with BPESC guidelines;
  - c. A Marine Plant and Water Quality Monitoring Plan designed to monitor the composition of marine plant assemblages at habitat restoration sites and appropriate sites upstream and downstream; and
  - d. A Marine Biosecurity Management Plan for construction vessels.

The CEMP should be submitted to Council for approval 20 business days prior to the commencement of works.

34. A monitoring report must be provided to Council on a six-monthly basis for the first year (and annually for the following 4 years) following completion of construction works which details the results of restoration monitoring and evaluation, including adaptive management measures taken and the success or otherwise of those measures.
  35. Upon completion of construction works, any construction debris or waste must be removed from site and disposed of appropriately.
  36. Lighting associated with the construction phase must be designed, installed, operated and maintained in accordance with Section 3 of AS4282 Control of the Obtrusive Effects of Outdoor Lighting.
  37. Wastewater and sillage must only be disposed of at approved pumpout facilities.
  38. Any construction and post construction activity must not impact on the condition of the waterway, and is to be conducted so as not to breach the Environmental Protection Act EPA (1994) and the Environmental Protection (Water) Policy 2009.
  39. Certification by a Registered Professional Engineer of Queensland that states that the oyster habitat restoration substrates are constructed in accordance with best practice methods and is structurally sound must be submitted to Council. This certification must be submitted to Council within three (3) months of the completion of the works.
  40. After completion, the proposed works must be maintained in a sound state of repair in accordance with the approved plans
- B. Note the report is provided in accordance with Section 63(5) of the Planning Act 2016.

## **8 FINANCIAL PERFORMANCE REPORT – APRIL 2022**

That Council note the report by the Financial Services Manager (Acting) to the General Committee Meeting dated 16 May 2022 outlining April 2022 year to date financial performance against budget, including changes to the financial performance report with the inclusion of key financial sustainability indicators.

## **9 OPERATIONAL PLAN PROGRESS REPORT – THIRD QUARTER 2021-22**

That Council note the report by the Chief Executive Officer to the General Committee Meeting dated 16 May 2022 regarding the 2021-22 Operational Plan and:

- A. Note the progress report for the 2021-22 Operational Plan to 31 March 2022 provided as Attachment 1; and
- B. Note the status of Council's Key Performance Indicators provided as Attachment 2.

### **Committee Recommendation**

That the report of the General Committee dated 16 May 2022 be received and the recommendations therein be adopted except where dealt with by separate resolution.



---

**9. ORDINARY MEETING REPORTS****1 COUNCILLOR REPRESENTATION ON VARIOUS BOARDS, EXTERNAL ORGANISATIONS AND WORKING GROUPS 2022**

**Author** Chief Executive Officer, Scott Waters  
CEO's Office

**Index** ECM/ Councillors/Mayor-Governance & Administration

**Attachments** Nil

---

**EXECUTIVE SUMMARY**

The purpose of this report is to:

1. Highlight those Committees, Boards, Working Groups etc. that require Councillors as members; and
2. Identify which Councillors are proposed to be appointed to the various Boards etc. following discussions with Councillors.

This report does not deal with statutory Council Committees (except for the Audit Committee listed at Item FF). Councillor membership of the Council Committees will be dealt with in a separate report to Council at a later date.

**RECOMMENDATION**

That Council note the report by the Chief Executive Officer to the Ordinary Meeting dated 19 May 2022 and make the following Councillor appointments (noting that these supersede any prior appointments):

- A. Appoint Cr Stewart - Mayor as Chair and Cr Jurisevic as Deputy Chair to the Local Disaster Management Group;
- B. Appoint the Cr Jurisevic as Chair to the Local Disaster Recovery Committee;
- C. Appoint Cr Stewart - Mayor, Cr Wegener and Cr Stockwell to the Case Management Working Group;
- D. Appoint Cr Wegener to the Environment Levy Working Group;
- E. Appoint Cr Finzel as Chair of the Regional Arts Development Fund Committee (RADF);
- F. Appoint Cr Wilkie to the Rufous Street Project Control Group;
- G. Appoint Cr Finzel as Chair of the Noosa Heritage Reference Group;
- H. Appoint the Cr Wilkie as Chair and Cr Stewart - Mayor and Cr Jurisevic to the Capital Works Executive;
- I. Appoint Cr Wilkie as Chair and Cr Stewart - Mayor and Cr Lorentson to the Transport Strategy Steering Group;
- J. Appoint Cr Stewart – Mayor, as Chair, and Cr Wilkie to the CEO Performance Review Committee;
- K. Appoint Cr Stewart - Mayor and Cr < > to the Teewah and Cooloola Working Group;
- L. Appoint Cr Wilkie and Cr Finzel as Council's representatives for the Hinterland Playground Reference Group;
- M. Appoint the Cr Wilkie as Chair and Cr Finzel and Cr Stockwell to the Noosa Biosphere Trails PCG;

- 
- N. Appoint Cr Stewart - Mayor as Chair and Cr Stockwell and Cr Wegener to the Climate Change Response Plan Group;
- O. Appoint the Wilkie as Chair, and Cr Finzel and Cr Lorentson to the Climate Change Adaption Plan Project Control Group;
- P. Appoint Cr Stewart - Mayor to the Noosa River Stakeholder Advisory Committee;
- Q. Appoint the following Councillors to the the Management Committee for the Memorandum of Understanding (MOU) with the Sunshine Coast University (SCU):
1. Cr Finzel until December 2022;
  2. Cr Lorentson from January 2022 until August 2023; and
  3. Cr Wegener from September 2023 until March 2024;
- R. Appoint Cr Lorentson as Council's Observer on the Tourism Noosa Board;
- S. Appoint Cr Wegener to the Noosa Biosphere Reserve Foundation Board;
- T. Appoint Cr Jurisevic to the Northern SEQ Regional Roads and Transport Group;
- U. Appoint Cr Wegener to the Mary River Catchment Coordinating Committee with Cr Jurisevic as proxy;
- V. Appoint Cr Stewart - Mayor as Council's representative to the State Government Peer to Peer Economy and Short-Term Letting Industry Reference Group;
- W. Appoint Cr Wilkie as Council's representative to the Sunshine Coast Airport Community and Aviation Forum;
- X. Appoint Cr Stockwell to the Climate Emergency Australia Strategic Advisory Group;
- Y. Appoint Cr Stewart - Mayor to the Council of Mayors (SEQ);
- Z. Appoint Cr Jurisevic as Councils representative and Cr Wegener as Proxy to the Council of Mayors (SEQ) Waste Working Group;
- AA. Appoint Cr Stewart - Mayor to the Council of Mayors (SEQ) SEQ 2032 Legacy Working Group;
- BB. Appoint all councillors to attend the Councillor Discussion Forums;
- CC. Appoint the following Councillors to the Regional Sporting complexes:
1. Cr Finzel as Council's representative on the Cooroy Sports Complex Committee;
  2. Cr Lorentson as Council's representative on the Girraween Sports Complex Committee;
  3. Cr Jurisevic as Council's representative Tewanin Sports Complex Committee;
- DD. Appoint Cr Lorentson on the Noosa World Surfing Reserve Committee;
- EE. Appoint Cr Wilkie be the Council's representative on the Cooroy Futures Group;
- FF. Appoint Cr Stewart – Mayor and Cr Wegener to the Audit and Risk Committee.

---

## REPORT

It is proposed to make the following appointments after discussion with Councillors:

### **A. Noosa Local Disaster Management Group**

Under the Disaster Management Act 2009 (Section 29), Local Governments are required to establish a Local Disaster Management Group to coordinate Council's disaster management function. This is an important function of Council in coordinating the local response to natural disasters such as flooding.

It is proposed to appoint the Mayor as Chair and Cr Jurisevic as Deputy Chair to the Local Disaster Management Group;

**B. Noosa Local Disaster Recovery Committee**

Under the Disaster Management Act 2009 (Section 29), Local Governments are required to establish a Local Disaster Recovery Committee to coordinate Council's disaster recovery management. This is an important function of Council in coordinating the local response to natural disasters such as flooding.

It is proposed to appoint the Cr Jurisevic as Chair to the Local Disaster Recovery Committee;

**C. Case Management Working Group**

Council has a Case Management Working Group which has oversight of the carriage of Council's litigation. The primary focus is on Planning and Environment Court cases. Several senior staff also sit on this Working Group including the CEO, the Director of Environment and Sustainable Development and the Planning Manager. This Working Group does not have authority to settle cases (which is the role of Council), but it does review progress and ensure that a consistent approach is taken to litigation.

It is proposed that the Mayor, Cr Wegener and Cr Stockwell be appointed to the Case Management Working Group.

**D. Environment Levy Working Group**

The Council established an Environment Levy Working Group to assist in the identification, assessment and recommendations in relation to properties worthy of protection using funds raised under the Environment Levy. Similar to the Case Management Working Group, this Working Group does not have decision making powers, as the final decision on land acquisition is for Council.

It is proposed that Cr Wegener be appointed to the Environment Levy Working Group.

**E. Regional Arts Development Fund (RADF)**

Council co-funds support for the local arts community via the Regional Arts Development Fund. As part of that process, an assessment Committee oversees the assessment of applications.

It is proposed that Cr Finzel be appointed as Chair of the RADF Committee.

**F. Rufous Street Project Control Group**

The Council established a Rufous Street Project Control Group (PCG) to assist in the Rufous Street development, which includes the construction of the new community house, carpark and green space. This Group includes the Director of Community Services, Project Manager and other staff involved in the Rufous Street Project.

It is proposed that Cr Wilkie be appointed to the Rufous Street Project Control Group.

**G. Noosa Heritage Reference Group**

The Noosa Heritage Reference Group was established in 2016 to provide input and advice to Council on heritage related matters. The Reference Group provides input and suggestions regarding heritage priorities and potential heritage projects in the Noosa Shire and assists in identifying partnership opportunities. The role of Chair of the Group is assumed by a Councillor.

It is proposed that Cr Finzel be appointed to the role of Chair of the Noosa Heritage Reference Group.

**H. Capital Works Executive**

The Capital Works Executive assists in the co-ordination of the delivery of the Capital Works program. Membership consists of the Mayor and two Councillors plus senior staff who are responsible of the delivery of the capital works program.

It is proposed that Cr Wilkie be appointed Chair, and Cr Stewart - Mayor and Cr Jurisevic be appointed to the Capital Works Executive.

**I. Transport Strategy Steering Group**

The Council established a Transport Strategy Steering Group to assist with implementation of Transport Strategy initiatives and to provide oversight of the whole Transport Strategy Project.

It is proposed that Cr Wilkie as Chair and Cr Stewart - Mayor and Cr Lorentson be appointed to the Transport Strategy Steering Group.

**J. CEO Performance Review Committee**

The Employment Contract of Noosa Council's Chief Executive Officer prescribes that:

*The Officer's performance shall be reviewed annually, no later than one month after each anniversary of the date of commencement, by a Sub-Committee of the Council appointed for that purpose comprising the Mayor, and subject to the Mayor's agreement, at least one Councillor ('Performance Review Committee').*

It is proposed that the Mayor and Deputy Mayor be appointed to the CEO Performance Review Committee and that the role of Chair be assumed by the Mayor.

**K. Teewah & Cooloola Working Group**

The Teewah and Cooloola Working Group was formed as a direct response to concerns raised about the impacts of visitors accessing Teewah Beach within the Cooloola section of The Great Sandy National Park covering both recreational beach driving and camping. The Group comprises the Mayor and one Councillor from Noosa Council in addition to the State Member for Noosa, the Gympie Mayor and/or one Gympie Councillor and representatives from various organisations including Tourism Noosa, Destination Gympie Region, Qld Police, Noosa North Shore Association Inc, Teewah Landowners Association, Rainbow Beach Chamber of Commerce etc.

It is proposed that the Mayor and Cr < > be appointed to the Teewah and Cooloola Working Group.

**L. Hinterland Playground Reference Group**

This reference group was established by Council to assist with the development of the proposed hinterland playground at Cooroy. It includes members from the Cooroy community, Council staff and two Councillors.

It is proposed that the Council representatives for this reference group be Cr Wilkie and Cr Finzel.

**M. Noosa Biosphere Trails Project Control Group (PCG)**

A Noosa Trail Masterplan Project Reference Group has been established to help guide the implementation of the masterplan recommendations including the trail 5 upgrade.

It is proposed that Cr Wilkie, Cr Finzel and Cr Stockwell be appointed to the Noosa Biosphere Trails Project Control Group.

**N. Climate Change Response Plan**

The CCRP provides high level guidance and direction to the project team on information gathering (including scope) involved in informing the CCRP, methods for engaging relevant key stakeholders and groups, and the content of the final plan.

It is proposed that Cr Stewart be appointed as Chair and Cr Stockwell and Cr Wegener be appointed to the Climate Changer Response Plan Committee.

**O. Climate Change Adaption Plan (CCAP) Project Control Group (PCG)**

The CCAP PCG provides high-level guidance and direction to the project team on both the processes involved in conducting the background assessment report, assessments and the content of the final Climate Change Adaptation Plan. This includes ensuring relevant public and private interests are considered and nominated deadlines are being met. The Group comprises three Councillors, the CEO (ex officio), three Directors and the Principal Strategic Planner.

It is proposed that Wilkie as Chair and Cr Stockwell and Cr Wegener be appointed to the CCAP PCG.

**P. Noosa River Stakeholder Advisory Committee**

The purpose is to engage key community stakeholders to provide objective advice and recommendations towards the sustainable use, conservation and management of the Noosa River and its catchment. NRSAC is not a decision-making body. Advice and recommendations provided by NRSAC to relevant management agencies are non-binding.

It is proposed to appoint the Mayor, Cr Stewart to the Noosa River Stakeholder Advisory Committee.

**Q. Management Committee for Memorandum of Understanding (MOU) with Sunshine Coast University (SCU)**

The Management Committee provides a forum for the parties to discuss their respective priorities, collaborate, cooperate, provide leadership across the full range of activities to be considered under the MOU, assist in the implementation of the objectives, establish working groups to resolve issues of mutual significance, identify ways to deepen the relationship between the parties and undertake any other activity consistent with the stated objectives of this MOU.

It is proposed to appoint Cr Finzel until December 2022; Cr Lorentson from January 2022 until August 2023 and Cr Wegener from September 2023 until March 2024 to the Management Committee for the Memorandum of Understanding (MOU) with the Sunshine Coast University (SCU).

**R. Tourism Noosa**

For many years, Tourism Noosa's Constitution has provided for a Councillor Representative on its Board of Directors. That representative can either be an Observer or a Board member. It is proposed that a Councillor continue to attend meetings as an observer.

It is proposed that Cr Lorentson be appointed as Noosa Council's Observer to the Tourism Noosa Board.

**S. Noosa Biosphere Reserve Foundation Board**

The Noosa Biosphere Reserve Foundation is a not for profit organisation established by the Noosa Council to identify 'big ideas' aligned with the aims of the UNESCO Man and the Biosphere program. The Board's role is to manage a charitable trust to support projects and ideas that enhance biodiversity conservation and promote sustainable living in Noosa. The Noosa Biosphere Reserve Board is made up of 8 Directors who collectively guide the direction of the Foundation and liaise with project stakeholders. One board member is a Councillor.

It is proposed that Cr Wegener be appointed to the Noosa Biosphere Reserve Foundation Board.

**T. Northern SEQ Regional Roads and Transport Group**

The Northern SEQ Regional Roads and Transport Group is a group of consisting of members from Councils and Road Authorities within a region that meet on a regular basis to discuss road related issues of mutual interest. The Northern SEQ Regional Road Group comprises Moreton Council, Somerset Council, Sunshine Coast Regional Council and Noosa Council. Noosa Council has one Councillor representative on the Group.

It is proposed that Cr Jurisevic be appointed to the Northern SEQ Regional Roads and Transport Group.

**U. Mary River Catchment Coordinating Committee (MRCCC)**

Spanning an area from Maleny to River Heads near Hervey Bay, the aim of the MRCCC is to promote within the community and through interested sectors, a common view of sustainable and productive catchments. Key roles include education and awareness, planning, best management practices, landcare support, consultation and working with Government.

It is proposed that Cr Wegener be appointed to the Mary River Catchment Coordinating Committee with Cr Jurisevic as the proxy representative.

**V. Peer-To-Peer Economy and Short-Term Letting Industry Reference Group**

This is a reference group established by the State government to look at the statewide implications of the growth in short-term letting. The reference group is managed by the Minister for Tourism and contains members from across a range of sectors including the tourism sector, local government, short-term letting providers, state government agencies etc. Via the LGAQ, two local governments were invited to be members of the reference group, namely Cairns City Council and Noosa Shire Council and each is required to provide a representative for the reference group meetings.

It is proposed that the Council representative for this reference group be the Mayor.

**W. Sunshine Coast Airport Community and Aviation Forum**

The Sunshine Coast Airport has established a community forum which they use to undertake stakeholder engagement on issues arising from the operation of the Sunshine Coast airport. Some of the key issues which arise for consultation include aircraft noise, flight paths and future planning for development at the airport.

It is proposed that the Council representative for the Airport Forum be Cr Wilkie.

**X. Climate Emergency Australia Strategic Advisory Group**

In 2019, Noosa Council declared a climate emergency, one of 96 Australian local governments that represent 8.66 million Australian citizens. CEA is an alliance of local governments working together to have all levels of government acknowledge and respond to the climate emergency with urgency and based on scientific evidence. CEA exists to support all councils (those who have declared a climate emergency, and those who have not) to share knowledge, resources and to work together to achieve the common goal of effectively responding to the climate emergency from both a Council and community perspective. The CEA Strategic Advisory Group will ensure oversight and high-level guidance of the work of CEA during the 12-month start-up period following its initiation, and act as the voice of local government across Australia with regards to the work of CEA.

It is proposed to appoint Cr Stockwell to the Climate Emergency Australia Strategic Advisory Group.

**Y. Council of Mayors (SEQ)**

The Council of Mayors (SEQ) meets on a regular basis in Brisbane and addresses issues affecting south-east Queensland. It is an opportunity for the Mayors of those member councils to work together to advocate to other levels of government on SEQ Council needs. It is a very effective lobbying voice given that it represents "1 in 7 Australians". The Council of Mayors (SEQ) is supported by a number of staff who are employed to give effect to decisions and to undertake work on behalf of the organisation. More information about the Council of Mayors (SEQ) can be found on their website - <https://seqmayors.qld.gov.au/>

It is proposed to appoint Cr Stewart to the Council of Mayors (SEQ).

**Z. Council of Mayors (SEQ) Waste Working Group**

The focus of this working group is to provide support in the implementation of the SEQ Waste Management Plan. It also provides a forum for councils to share learnings and engage with industry and government partners. Council are invited to nominate one primary Councillor with a proxy Councillor

It is proposed to appoint Cr Jurisevic as Council's representative and Cr Wegener as Proxy to the Council of Mayors (SEQ) Waste Working Group.

**AA. Council of Mayors (SEQ) SEQ 2032 Legacy Working Group**

The Council of Mayors (SEQ) SEQ 2032 Legacy Working Group was established to identify, collaborate and work on regional legacy and advocacy priorities for SEQ ahead of the 2032 Brisbane Olympic and Paralympic Games.

It is proposed to appoint Cr Stewart to the Council of Mayors (SEQ) SEQ 2032 Legacy Working Group

**BB. Councillor Discussion Forum**

This is an informal catch up between Councillors held once per month to share information and ideas and to get short updates from staff on current issues. It is not a decision making process but is helpful in keeping all Councillors up-to-date on current issues. The Councillor Discussion Forum is attended by all Councillors.

**CC. Regional Sporting complexes**

There are three regional sporting complexes in the Shire with multiple sporting bodies sharing the facilities. These are located at Tewantin, Cooroy and Girraween and each have co-ordinating committees.

For the Cooroy Sports Complex, Cr Finzel is proposed as Council's representative.

For the Girraween Sports Complex, Cr Jurisevic is proposed as Council's representative.

For the Tewantin Sports Complex, Cr Jurisevic is proposed as Council's representative.

**DD. Noosa Surfing Reserve**

This is a community-based committee which has been successful in achieving national and international surfing reserve recognition for Noosa. The committee meets to look at management options for the surfing reserve.

It is proposed that Cr Lorentson be the Council's representative on this committee.

**EE. Cooroy Futures Group**

The Cooroy Futures Group manages the Cooroy Butter Factory and undertakes a number of other activities in the Cooroy township.

It is proposed that Cr Wilkie be the Council's representative on this committee.

**FF. Audit and Risk Committee**

The Audit and Risk Committee is a statutory requirement under the Local Government Act and the Committee reports directly to Council and has an important role in managing risk, oversight of financial controls, liaison with Council's auditors and also the review of Council's financial statements.

It is proposed that Council appoint Cr Stewart – Mayor and Cr Wegener to the Audit and Risk Committee.

**Other Representation**

It is quite likely that Council will establish other Working Groups or committees during this term and their membership and purpose will be dealt with at the time of establishment.

**Previous Council Consideration**

Council made a range of appointments to the various Boards and Committees in May 2020. Councillors requested to review these nominations halfway through the current term.

**Finance**

Nil.

**Risks & Opportunities**

Nil.

**Consultation****External Consultation - Community & Stakeholder**

Nil.

**Internal Consultation**

The proposed Councillor nominations have been discussed with the Mayor and Councillors by the Chief Executive Officer.

Departments/Sections Consulted:

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



**10. CONFIDENTIAL SESSION****11. PUBLIC QUESTION TIME****1. BRIAN O'CONNOR**

Q1: With just a few parcels of land available at the Cooroy Business Park and industrial park and the council actively examining these sites for affordable housing, will Noosa Council undertake a study into the likely take-up of available commercial land in the Noosa Hinterland over the next 10 years, with a view to ascertaining where to locate and rezone suitable additional and flood-free land for rural enterprise and commercial activities so as to grow and diversify the local economy?

Q2: Noosa Council regularly must deal with complaints about inappropriate backyard businesses creating nuisance for neighbours or wanting to expand in-situ. When the council acts on complaints, or refuses expansion, what is to happen to these businesses or where can they relocate? Similarly, work-from-home desktop computer businesses and so-called 'next-generation' digital start-ups look to co-locate to a business hub offering creative and practical synergies of co-habitation. What is Noosa Council doing to facilitate this type of job-creation economic activity in the hinterland, where a younger cohort of people is moving for lifestyle and a relatively cheaper mortgage?

**12. NEXT MEETING**

The next Ordinary Meeting will be held on 16 June 2022 at the Council Chambers, 9 Pelican Street, Tewantin commencing at 5pm.

**13. MEETING CLOSURE**