



**Redland**  
CITY COUNCIL

# **MINUTES**

## **GENERAL MEETING**

**Wednesday, 5 June 2013**

The Council Chambers  
35 Bloomfield Street  
CLEVELAND QLD

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## 1 DECLARATION OF OPENING

The Mayor declared the meeting open at 10.30am and acknowledged the Quandamooka people, who are the traditional custodians of the land on which Council meets.

The Mayor also paid Council's respect to their elders, past and present, and extended that respect to other indigenous Australians who are present.

## 2 DEVOTIONAL SEGMENT

Scott Frame from the Bayside Salvation Army, led Council in a brief devotional segment.

## 3 RECOGNITION OF ACHIEVEMENT

None were presented.

## 4 RECORD OF ATTENDANCE AND LEAVE OF ABSENCE

### MEMBERS PRESENT:

Cr K Williams	Mayor
Cr A Beard	Deputy Mayor & Councillor Division 8
Cr W Boglary	Councillor Division 1
Cr C Ogilvie	Councillor Division 2
Cr K Hardman	Councillor Division 3
Cr L Hewlett	Councillor Division 4
Cr M Edwards	Councillor Division 5
Cr J Talty	Councillor Division 6
Cr M Elliott	Councillor Division 7
Cr P Gleeson	Councillor Division 9
Cr P Bishop	Councillor Division 10

### EXECUTIVE LEADERSHIP GROUP:

Mr B Lyon	Chief Executive Officer
Mr N Clarke	General Manager Organisational Services
Mrs L Rusan	General Manager Community & Customer Services
Mr G Soutar	General Manager Infrastructure & Operations
Mr G Holdway	Chief Financial Officer

### MINUTES:

Mrs E Striplin	Corporate Meetings & Registers Officer
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## 5 RECEIPT AND CONFIRMATION OF MINUTES

### 5.1 GENERAL MEETING MINUTES 15 MAY 2013

#### **COUNCIL RESOLUTION**

Moved by: Cr P Bishop  
Seconded by: Cr A Beard

That the minutes of the General Meeting of Council held on 15 May 2013 be confirmed.

[General Meeting Minutes 15 May 2013](#)

CARRIED 11/0

## 6 MATTERS OUTSTANDING FROM PREVIOUS COUNCIL MEETING MINUTES

The Chief Executive Officer presented the following item for noting:

### 6.1 PETITION (DIVISION 5) REQUESTING FOR COUNCIL TO EXTEND THE OPERATING SEASON OF THE BAY ISLANDS SWIMMING POOL

At the General Meeting on 17 April 2013 Council resolved that the petition, which reads as follows, be received and referred to a Committee or officer for consideration and a report to the local government and that the principal petitioner be advised in writing accordingly.

*Request for Council to "...extend the operating season of the Bay Islands Swimming Pool..."*

A report addressing this matter will be presented to an ensuing Coordination Committee Meeting.

## 7 PUBLIC PARTICIPATION

### MOTION TO ADJOURN MEETING

Moved by: Cr J Talty  
Seconded by: Cr A Beard

That Council adjourn the meeting for a 30 minute public participation segment.

CARRIED 11/0

1. Ms P Beinssen, resident of Amity Point, addressed Council regarding Dog Off-leash Area
2. Mr I Ridoutt from The Barro Group addressed Council regarding Mount Cotton Quarry Extension
3. Mr D Keough, resident of Cornubia, addressed Council regarding Mount Cotton Quarry Extension
4. Miss A Moloney, resident of Mount Cotton, addressed Council regarding Mount Cotton Quarry Extension
5. Mr A Moloney, resident of Mount Cotton, addressed Council regarding Mount Cotton Quarry Extension
6. Mrs T Bowler, resident of Sheldon, addressed Council regarding Mount Cotton Quarry Extension

**MOTION TO EXTEND PUBLIC PARTICIPATION SEGMENT**

Moved by: Cr P Bishop  
Seconded by: Cr J Talty

That the Public Participation segment be extended by ten minutes to allow further speakers.

CARRIED 11/0

7. Ms J Daghish, resident of the Redlands, addressed Council regarding Mount Cotton Quarry Extension
8. Ms J Grosvenor, resident of Redland Bay, also secretary of Yurara Act Society (Thornlands), addressed Council regarding Mount Cotton Quarry Extension
9. Cr D Power, from Logan City Council, addressed Council regarding Mount Cotton Quarry Extension

**MOTION TO EXTEND PUBLIC PARTICIPATION SEGMENT**

Moved by: Cr A Beard  
Seconded by: Cr P Bishop

That the Public Participation segment be extended by five minutes to allow further speakers.

CARRIED 11/0

10. Ms Nemeth, resident of SMBI, addressed Council on SMBI Translink subsidies.

**MOTION TO RESUME MEETING**

Moved by: Cr A Beard  
Seconded by: Cr M Elliott

That the meeting proceedings resume.

CARRIED 11/0

**8 PETITIONS/PRESENTATIONS****8.1 PETITIONS****8.1.1 CR HEWLETT – REQUEST FOR COUNCIL TO REOPEN NORFOLK BEACH ROADWAY TO VEHICULAR TRAFFIC****COUNCIL RESOLUTION**

Moved by: Cr L Hewlett  
Seconded by: Cr M Elliott

**That Council resolve that the petition be received and referred to a committee or officer for consideration and a report to the local government.**

*“Petition requesting Council reopen Norfolk Beach roadway to vehicular traffic in accordance with the Coochiemudlo Island Land Management Plan 2004 until the sealed and sign-posted Victoria Parade East is completed to connect with Victoria Parade South”*

**CARRIED 11/0**

## 8.1.2 CR EDWARDS – REQUEST FOR COUNCIL TO REMOVE THE TRANSLINK LEVY ON RATEABLE SMBI PROPERTIES

### **COUNCIL RESOLUTION**

Moved by: Cr Edwards

Seconded by: Cr M Elliott

That Council resolve as follows:

1. That Council will take no further action as the matter is currently being dealt with as part of the budget deliberations; and
2. That the Principal Petitioner be advised in writing, accordingly.

*“Petition requesting Council remove the \$88 Translink levy on rateable SMBI properties and consider other means of raising the revenue....”*

CARRIED 11/0

## 9 ORDER OF BUSINESS

### 9.1 MOTION TO ACCEPT LATE ITEM

#### **COUNCIL RESOLUTION**

Moved by: Cr M Elliott

Seconded by: Cr J Talty

That the order of business be altered to accept a late item from the General Manager Community and Customer Services *Submission to State Government on Draft State Planning Policy* as Item 12.1.1

CARRIED 11/0

### 9.2 MOTION TO ALTER ORDER OF BUSINESS

#### **COUNCIL RESOLUTION**

Moved by: Cr P Bishop

Seconded by: Cr J Talty

That the order of business be altered to discuss Items 16.1.1 & 16.2.1 (as listed in the Agenda) as Items 11.1.1 and 11.2.1

CARRIED 11/0

## 10 DECLARATION OF MATERIAL PERSONAL INTEREST OR CONFLICT OF INTEREST ON ANY ITEMS OF BUSINESS

Nil

**11 NOTICES OF MOTION****11.1 NOTICE OF MOTION – CR OGILVIE****11.1.1 DOG OFF-LEASH AREA AT AMITY**

Cr Ogilvie moved as follows:

**COUNCIL RESOLUTION**

Moved by: Cr C Ogilvie  
Seconded by: Cr W Boglary

That Council resolve to enter negotiations with Quandamooka Yoolaburrabee Aboriginal Corporation, Straddie Camping, the State Government and the Amity Point Community in order to secure an appropriate area for a Dog Off-Leash Area in the Amity area.

**CARRIED 11/0**

**11.2 NOTICE OF MOTION – CR TALTY****11.2.1 REDLAND BAY MEN'S SHED**

Cr Talty moved as follows:

**COUNCIL RESOLUTION**

Moved by: Cr J Talty  
Seconded by: Cr M Edwards

That Council resolve as follows:

1. To create a parcel of land for community purpose by means boundary realignment and land exchange between lots 101 SP 206320 (Council Freehold) and Lot 600 SP 206320 (RCC trusteeship over State Reserve for Park Purposes) of approximately 6000 square metres mainly parallel to German Church Road;
  - a. To commence the necessary applications to the State Government; and
  - b. make any development application as necessary;
2. That a portion of Lot 101 SP 206320 (Council Freehold), located within the community purposes area, be made available either by lease or permit to occupy to the Redland Bay Men's Shed Incorporated;
3. A budget allocation is made available for all necessary works which may include survey, site establishment, legals and other associated costs;
4. That the result parcel of land be rezoned community purposes as part the planning scheme review process;
5. Delegate authority to the Chief Executive Officer to;
  - a. make the necessary land dealings including land exchange, leasing or permit to occupy; and
  - b. make the necessary applications to the State Government and sign all necessary and associated documentation.

**CARRIED 11/0**



**12 LATE ITEM****12.1 COMMUNITY & CUSTOMER SERVICES****12.1.1 SUBMISSION TO STATE GOVERNMENT ON DRAFT STATE PLANNING POLICY**

**Datworks Filename:** LUP Policy – Single State Planning Policy

**Attachment:** [RCC Submission on Draft Single State Planning Policy](#)

**Authorising Officer:**



**Louise Rusan**  
**General Manager Community & Customer Services**

**Responsible Officer:**

**Gary Photinos**  
**Manager City Planning & Environment**

**Author:**

**Nastassja Lazarus/Brett Hookway**  
**Strategic Planner**

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**PURPOSE**

To seek Council endorsement of the attachment, for the purposes of preparing a submission to the Department of State Development, Infrastructure and Planning (DSDIP) on the Draft Single State Planning Policy (draft SPP).

**BACKGROUND**

On 22 May 2013 a Council workshop was held to provide Council with an overview of the draft SPP as well as discussion on the content of Council's draft submission to the SPP. A number of key issues and potential implications for Redland City were identified at the workshop.

On 12 April 2013 the DSDIP released the draft SPP for consultation. The draft SPP is a key framework for the State Government's broader commitment to planning reform.

The draft SPP sets out the state's interests in planning and development and how these are to be dealt with in making or amending a local planning instrument, local government development assessment and the preparing and amending of regional plans. The draft SPP is a single policy document and is intended to replace all existing State Planning Policies throughout Queensland.

The 18 state interests in the draft SPP are grouped under five themes. The Structure and layout of the SPP is illustrated in figure 1:

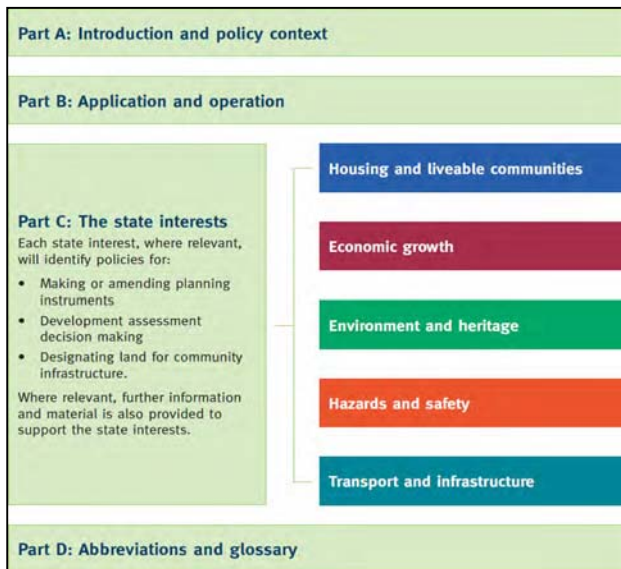


Figure 1: Structure of SPP

The draft SPP sets out the state interests and related policies that local government must take into account in preparing or amending local planning instruments.

A state interest is defined under the *Sustainable Planning Act 2009* (SPA) as:

- An interest that the Minister considers affects an economic or environmental interest of the state or a part of the state, including sustainable development; or
- An interest that the Minister considers affects the interest of ensuring there is an efficient, effective and accountable planning and development assessment system.

The SPP prescribes the development assessment requirements for certain applications and sets out the matters that must be considered by a Minister before designating land for community infrastructure.

## ISSUES

The DSDIP have released the draft SPP for review and comment. The submission period on the draft SPP closes on Wednesday 12 June.

A number of key issues potentially impacting Redland City Council were identified at the Councillor Workshop on 22 May. These issues and a number of other matters have been further detailed in attachment 1.

In general terms Council is supportive of:

- A single SPP, and the consistent structure in which state interests have been presented
- The inclusion of a section on managing competing State interests and the recognition to support local governments to make the best decisions for their local communities
- Incorporation of one set of consistent overriding need provisions that may be used to override any particular state interest provision in specific circumstances

- Key role of DSDIP is to coordinate and resolve state interests through the plan making process

However, despite in principle support not all of the material referenced in the draft SPP is currently available for public viewing and comment. The State is in the process of preparing an interactive mapping system of state interests, SPP guidance material and State development assessment provisions. This material is not proposed to be available until after the end of the current consultation period. Similarly at this stage it is unclear regarding the full extent of the assessment responsibility the State Government is proposing to shift to local government, such as development in coastal management districts and, environmental impacts to matters of State environmental significance e.g. remnant vegetation. Without full details it is not possible to provide detailed commentary on the draft SPP or quantify the potential resource implications to Council arising from the shift in plan making and assessment responsibility from the State to Council. For these reasons it is essential local governments are provided a further opportunity to comment once all material is available.

A further critical issue to Council is for the State to clarify its intentions regarding a number of State Planning Regulatory Provisions (SPRP). A number of SPRP's currently impact on Redlands including the SEQ Regional Plan, SEQ Koala and the recent Coastal Protection SPRP. Further advice is needed as to how or if the SPRP's will continue to operate with the commencement of the single SPP.

## **STRATEGIC IMPLICATIONS**

### **Legislative Requirements**

The SPP is a statutory instrument. It sets out the State interests and related policies for Queensland, the SPP applies to:

- Making or amending of a local planning instrument
- Assessment of development applications
- Community infrastructure designations undertaken by a Minister
- Making or amending of a regional plan

### **Risk Management**

The limited information provided by the State Government makes it difficult to determine potential risks.

### **Financial**

Financial implications are unknown due to the limited information provided by the State Government. However increased local government responsibility in both the plan making and assessment processes will have resource and potentially financial implications to Council.

### **People**

An objective of the draft SPP is to empower local governments, this will likely result in a shift of responsibilities from State to local Government. There are likely implications with regards to plan making and assessment functions. This has implications for the City Planning and Environment Group and the Sustainable Assessment Group.

## Environmental

The draft SPP consolidates a number of environmental policies into the one document.

## Social

The draft SPP consolidates a number of existing social policies into the one document.

## Alignment with Council's Policy and Plans

The SPP will reflect a number of themes in the corporate plan, including:

1. Healthy natural environment
2. Green living
3. Embracing the bay
4. Wise planning and design
5. Supportive and vibrant economy
6. Strong and connected communities
7. Inclusive and ethical governance
8. An efficient and effective organisation

## CONSULTATION

On 22 May 2013 a Council workshop was held to provide Council with an overview of the draft SPP as well as discussion on the content of Council's draft submission to the SPP. Internal consultation was also undertaken.

## OPTIONS

1. That Council resolve to endorse Attachment 1 for the purposes of preparing a written submission to the Department of State Development, Infrastructure and Planning (DSDIP) on the Draft State Planning Policy (draft SPP); and delegate authority under *section 257(1)(b) of the Local Government Act 2009* to the CEO to finalise the written submission on the Draft State Planning Policy prior to the 12 June 2013.
2. That Council resolve not to endorse the attachment for the purposes of preparing a submission to the Government Department of State Development, Infrastructure and Planning (DSDIP) on the Draft State Planning Policy (draft SPP).

## OFFICERS/COUNCIL RESOLUTION

Moved by: Cr J Talty  
Seconded by: Cr W Boglary

That Council resolve to:

1. Endorse Attachment 1 for the purposes of preparing a written submission to the Department of State Development, Infrastructure and Planning (DSDIP) on the Draft State Planning Policy (draft SPP); and
2. Delegate authority under *section 257(1)(b) of the Local Government Act 2009* to the CEO to finalise the written submission on the Draft State Planning Policy prior to the 12 June 2013.

CARRIED 11/0

**13 MOTION TO ADJOURN GENERAL MEETING FOR THE CONDUCT OF THE COORDINATION COMMITTEE MEETING AT 11.50AM****COUNCIL RESOLUTION**

Moved by: Cr M Elliott  
Seconded by: Cr C Ogilvie

That the meeting be adjourned to enable the conduct of the Coordination Committee meeting.

CARRIED 11/0

**14 MOTION TO RECONVENE GENERAL MEETING AT 12.53PM****COUNCIL RESOLUTION**

Moved by: Cr P Bishop  
Seconded by: Cr J Talty

That the General Meeting be reconvened.

CARRIED 11/0

**15 ADOPTION OF COMMITTEE MEETING REPORT & RECOMMENDATIONS****15.1 COORDINATION COMMITTEE MEETING – 5 JUNE 2013**

Moved by: Cr P Bishop  
Seconded by: Cr J Talty

That the Report and Recommendations of the Coordination Committee meeting held 5 June 2013 be adopted.

[Coordination Committee Report 5 June 2013](#)

CARRIED 11/0

**16 MAYORAL MINUTE****16.1 SPECIAL BUDGET MEETING****COUNCIL RESOLUTION**

Moved by: Cr K Williams

That Council resolve to approve Thursday 27 June 2013 as the date for the Special Meeting for the adoption of the budget, amending the previously agreed date of 20 June 2013.

CARRIED 11/0

**17 NOTICES OF MOTION TO REPEAL OR AMEND RESOLUTIONS**

Nil

**18 URGENT BUSINESS WITHOUT NOTICE**

Nil

**19 MEETING CLOSURE**

There being no further business, the Mayor declared the meeting closed at 12.54pm.

Signature of Chairperson: \_\_\_\_\_

Confirmation date: \_\_\_\_\_