

**MINUTES OF THE ORDINARY COUNCIL MEETING OF THE DOUGLAS SHIRE COUNCIL
HELD AT THE DOUGLAS SHIRE COUNCIL CHAMBERS, 64-66 FRONT STREET, MOSSMAN
ON TUESDAY, 31 OCTOBER 2017, COMMENCING AT 10.07AM**

1. PRESENT

Cr Julia Leu (Mayor), Cr Abigail Noli (Deputy Mayor), Cr Michael Kerr, Cr Roy Zammataro, Darryl Crees (Acting Chief Executive Officer), Joanne Jacobson (Acting General Manager Corporate Services), Nicholas Wellwood (General Manager Operations), Michael Kriedemann (Manager Infrastructure), Tracey Crouch (Acting Manager Sustainable Communities), Nicole Barton (Mayoral and Councillor Support Officer) and Brenda Jang (Executive Assistant).

Part Meeting:

Kerrie Hawkes (Executive Officer), Simon Clarke (Planning Coordinator), Jenny Elphinstone (Senior Planning Officer), Nicola Learmond (Sustainability Officer), Robert Donovan (Senior Property Officer), Graham Busby (Property Officer), John Rehn (Manager Finance and IT), Peter Logan (Coordinator Public Spaces) and Peter White (Coordinator Water and Wastewater Operations).

ACKNOWLEDGEMENT OF COUNTRY

Cr Leu acknowledged the Kuku Yalanji people who are the Traditional Custodians of the Land and paid respect to their Elders both past and present and extended that respect to other Indigenous Australians present.

MAYORAL MINUTE

Moved Cr Leu

"That Council grant leave of absence to Cr Carey for the Ordinary Meeting today and the Special Council Meeting on 13 November 2017."

Carried Unanimously

APOLOGIES

Cr David Carey, Linda Cardew (Chief Executive Officer)

2. CONFLICT OF INTEREST/MATERIAL PERSONAL INTEREST

Nil

3.2 MAYORAL MINUTE

Moved Cr Leu

"That Council engage with the community through the Council Facebook page and website to promote awareness of asbestos in and around homes and the dangers when asbestos is disturbed as part of National Asbestos Awareness Month in November 2017."

BACKGROUND INFORMATION

November is National Asbestos Awareness Month which is aimed at educating all Australians about the dangers of asbestos and how to manage asbestos safely when renovating or maintaining homes.

**MINUTES OF THE ORDINARY COUNCIL MEETING OF THE DOUGLAS SHIRE COUNCIL
HELD ON TUESDAY, 31 OCTOBER 2017, COMMENCING AT 10.07AM**

Australia has been ranked among the world's top consumers of asbestos products per capita with 1 in 3 Australian homes containing asbestos in some form or another. Asbestos related cancer is currently incurable and there is no known safe level of exposure to asbestos fibres so it is vital to safely manage asbestos-containing products. Asbestos related diseases are continuing to increase among Australians with exposure to asbestos fibres during home renovations and maintenance contributing to this increase.

Promoting awareness of the dangers of asbestos in and around homes, particularly when renovating or undertaking maintenance, will not only support community well-being but will also provide other benefits such as reduction in the incidences of illegal dumping of asbestos products."

Carried Unanimously

4.1 CONFIRMATION OF MINUTES OF COUNCIL MEETING HELD ON
TUESDAY 10 OCTOBER 2017

Moved Cr Noli

Seconded Cr Kerr

"That the Minutes of the Ordinary Meeting held on Tuesday 10 October, 2017 be confirmed."

Carried Unanimously

4.2 CONFIRMATION OF MINUTES OF SPECIAL MEETING HELD ON
TUESDAY 10 OCTOBER 2017

Moved Cr Noli

Seconded Cr Zammataro

"That the Minutes of the Special Meeting held on Tuesday 10 October, 2017 be confirmed."

Carried Unanimously

4.3 CONFIRMATION OF MINUTES OF SPECIAL MEETING HELD ON
TUESDAY 24 OCTOBER 2017

Moved Cr Kerr

Seconded Cr Noli

"That the Minutes of the Special Meeting held on Tuesday 24 October, 2017 be confirmed."

Carried Unanimously

5. AGENDA ITEMS

- 5.1. REQUEST FOR MINOR CHANGE TELECOMMUNICATION FACILITY
1-3 ESCAPE CLOSE, PORT DOUGLAS
Simon Clarke, Planning Coordinator

Moved Cr Noli

Seconded Cr Zammataro

"That Council approves the request for a minor change to the development application for a Telecommunication facility over land described as Lot 48 on RP747344 located at 3 Escape Street as follows:

**MINUTES OF THE ORDINARY COUNCIL MEETING OF THE DOUGLAS SHIRE COUNCIL
HELD ON TUESDAY, 31 OCTOBER 2017, COMMENCING AT 10.07AM**

APPROVED DRAWING(S) AND/OR DOCUMENT(S)

The term 'approved drawing(s) and/or document(s)' or other similar expression means:

<i>Drawing or Document</i>	<i>Reference</i>	<i>Date</i>
<i>Draft Site Layout</i>	<i>Huawei Drawing B1232-P1 Revision 01 dated 27 September 2017 and amended by Condition 3.</i>	<i>To be determined</i>
<i>Draft Site Elevation</i>	<i>Huawei Drawing B1232-P2 Revision 01</i>	<i>27 September 2016</i>

ASSESSMENT MANAGER CONDITIONS

1. *Carry out the approved development generally in accordance with the approved drawing(s) and/or document(s), and in accordance with:*
 - a. *The specifications, facts and circumstances as set out in the application submitted to Council; and*
 - b. *The following conditions of approval and the requirements of Council's Planning Scheme and the FNQROC Development Manual.*

Except where modified by these conditions of approval

Timing of Effect

2. *The conditions of the Development Permit must be effected prior to Commencement of Use, except where specified otherwise in these conditions of approval.*

Amendment to Design

3. *The proposed development must be amended to accommodate the following changes:*
 - a. *Incorporate within the design aviation hazard lights being installed in accordance with the specifications of the Civil Aviation Safety Authority;*
 - b. *Incorporate a vegetation buffer of five metres width surrounding the fenced compound to screen the development from the remaining park; and*
 - c. ~~*Incorporate into the tower design the ability to co-locate at least three other telecommunications carriers; and*~~
 - c.d. *Incorporate screening to the gates to minimise visual impact of the use within the compound.*

Details of the above amendments must be endorsed by the Chief Executive Officer prior to issue of a Development Permit for Building Work.

Limited Approval

4. *The Development hereby approved lapses at the expiry of agreement to lease the land from the land owner or entity from which a lease may be attained. Prior to the lapse of the life of the approval the telecommunications tower and all associated infrastructure, buildings, structures and fencing must be decommissioned and removed and the site reinstated to its original condition to the satisfaction of the Chief Executive Officer. All*

**MINUTES OF THE ORDINARY COUNCIL MEETING OF THE DOUGLAS SHIRE COUNCIL
HELD ON TUESDAY, 31 OCTOBER 2017, COMMENCING AT 10.07AM**

costs associated with the decommissioning and final removal shall be borne by the Applicant or entity that operates the tower at the time of removal.

Health

- 5. The facility must comply with all relevant State and National Standards in relation to emission of light, vibration, odour and radiation.*

The telecommunications facility must be operated in accordance with Radio Communications (Electromagnetic Radiation – Human Exposure) Standard 2003 in relation to the limits for continuous exposure of the general public to radio-frequency electromagnetic energy or other Standard of the Commonwealth of Australia more relevant at the time.

- 6. Light overspill must not be emitted from any source on the land so as to become an environmental nuisance.*
- 7. Prior to the commencement of use the Applicant must establish, to the reasonable satisfaction of the Chief Executive Officer, a landscaped screening buffer surrounding the compound and tower site, specifically comprising native species indigenous to the locality including trees that will achieve a mature height of approximately 15 metres (or greater) to obscure direct view of the lower half of the tower, and additional low level trees and shrubs to screen the direct ground level view of the compound and equipment hut.*
- 8. The site must be kept in a neat and tidy manner at all times. Landscaping surrounding the compound, as required under Condition 7 above must be maintained to the satisfaction of the Chief Executive Officer and all ongoing costs associated with maintaining the vegetation buffer, including watering and mulching and future replacement replanting where required are to be the Applicant's responsibility.*

Construction Process

- 9. No trees or tree roots are to be damaged in the process of construction or use of the premises without the authorisation of the Chief Executive Officer. Attention should be paid not only to the canopy but also to potential root disturbance from fencing and tower foot excavation. Where necessary the assistance of an arborist should be retained to ensure the health of nearby trees.
All construction should occur with minimal damage to existing trees and particular attention be given to the root systems.*

Colours

- 10. The exterior finishes and colours of the facility must be non-reflective and must blend with the natural colours of the surrounding environment.*

Fencing and Signage

- 11. Construct fencing for the perimeter of the facility with a minimum 1.8 metre high mesh security fence being of a dark colour. The facility is to be signed with appropriate hazard and warning signs.*

Underground Connection to Electricity Supply

- 12. Connection to electricity supply must be provided underground.*

**MINUTES OF THE ORDINARY COUNCIL MEETING OF THE DOUGLAS SHIRE COUNCIL
HELD ON TUESDAY, 31 OCTOBER 2017, COMMENCING AT 10.07AM**

Damage to Council Infrastructure

13. *In the event that any part of Council's existing infrastructure is a damaged as a result of construction activities occurring on the site, including but not limited to, mobilisation of heavy construction equipment, stripping, grubbing, the applicant/owner must notify Douglas Shire Council immediately of the affected infrastructure and have it repaired or replaced at the developer's cost, prior to Commencement of Use.*

Lawful Point of Discharge

14. *All stormwater from the property must be directed to a lawful point of discharge such that it does not adversely affect surrounding properties or properties downstream from the development, all to the requirements and satisfaction of the Chief Executive Officer.*

Acid Sulfate Soils – Basement / Pool Disturbance

15. *The footing excavation proposed may result in disturbance of potential acid sulfate soils (PASS). Prior to excavation, in association with a geotechnical assessment, an acid sulfate soil investigation must be undertaken. The investigation must be performed in accordance with the latest 'Guidelines for Sampling and Analysis of Lowland Acid Sulfate Soils in Queensland' produced by the Department of Natural Resources and Mines (previously DNRW), and State Planning Policy 2/02 – Planning and Managing Development Involving Acid Sulfate Soils. Where it is found that PASS exists, treatment of soil must be undertaken on-site to neutralise acid, prior to disposal as fill, in accordance with the DNRM 'Queensland Acid Sulfate Soil Technical Manual'.*

REFERRAL AGENCY CONDITIONS & REQUIREMENTS

Referral Agency	Referral Agency Reference	Date	Council Electronic Reference
State Assessment & Referral Agency (Department of Infrastructure, Local Government & Planning)	SDA-0317-037652	18 May 2017	814603

Refer to Attachment 2: Referral Agency Requirements. (Please note that these conditions / requirements may be superseded by subsequent negotiations with the relevant referral agencies).

ADVICE

1. *This approval, granted under the provisions of the Sustainable Planning Act 2009, shall lapse four (4) years from the day the approval takes effect in accordance with the provisions of sections 339 and 341 of the Sustainable Planning Act 2009.*
2. *All building site managers must take all action necessary to ensure building materials and / or machinery on construction sites are secured immediately following the first cyclone watch and that relevant emergency telephone contacts are provided to Council officers, prior to commencement of works.*
3. *This approval does not negate the requirement for compliance with all other relevant Local Laws and other statutory requirements.*

LAND USE DEFINITIONS*

**MINUTES OF THE ORDINARY COUNCIL MEETING OF THE DOUGLAS SHIRE COUNCIL
HELD ON TUESDAY, 31 OCTOBER 2017, COMMENCING AT 10.07AM**

In accordance with the Douglas Shire Planning Scheme 2006, the approved land use of Telecommunications Facilities is defined as:

*Means the use of premises for the provision of telecommunication services.
The use excludes Low Impact Telecommunications Facilities as defined by the Telecommunications (Low Impact Facilities Determination) 1997 under the Telecommunications Act.*

This definition is provided for convenience only. This Development Permit is limited to the specifications, facts and circumstances as set out in the application submitted to Council and is subject to the abovementioned conditions of approval and the requirements of Council's Planning Scheme and the FNQROC Development Manual.

Carried Unanimously

5.2. TELECOMMUNICATIONS FACILITY AT OLD PORT ROAD, PORT DOUGLAS
Simon Clarke, Planning Coordinator

Moved Cr Noli

Seconded Cr Zammataro

"That Council approves the development application for Telecommunications Facility over land identified as Department of Transport and Main Roads' Road Reserve between Old Port Road and Port Douglas Road, Port Douglas (Site Coordinates : -16.523882 145.467985), subject to the following:

APPROVED DRAWING(S) AND / OR DOCUMENT(S)

The term 'approved drawing(s) and / or document(s)' or other similar expressions means:

<i>Drawing or Document</i>	<i>Reference</i>	<i>Date</i>
<i>Site Layout and Access</i>	<i>Q113844 SHT S1</i>	<i>1 February 2017</i>
<i>Site Layout</i>	<i>Q113844 SHT S1-1</i>	<i>1 February 2017</i>
<i>Antenna Layout</i>	<i>Q113844 SHT S1-2</i>	<i>1 February 2017</i>
<i>North East Elevation</i>	<i>Q113844 SHT S3</i>	<i>1 February 2017</i>

ASSESSMENT MANAGER CONDITIONS

1. *Carry out the approved development generally in accordance with the approved drawing(s) and/or document(s), and in accordance with:*
 - a. *The specifications, facts and circumstances as set out in the application submitted to Council; and*
 - b. *The following conditions of approval and the requirements of Council's Planning Scheme and the FNQROC Development Manual.*

Except where modified by these conditions of approval

Timing of Effect

2. *The conditions of the Development Permit must be effected prior to Commencement of Use, except where specified otherwise in these conditions of approval.*

Limited Approval

3. *The Development hereby approved lapses at the expiry of any license agreement with the Department of Transport and Main Roads or any renewal of it. Prior to the lapse of the life of the approval the telecommunications tower and all associated infrastructure, buildings, structures and fencing must be decommissioned and removed and the site reinstated to its original condition to the satisfaction of the Chief Executive Officer. All costs associated with the decommissioning and final removal shall be borne by the Applicant or entity that operates the tower at the time of removal.*

Health

4. *The facility must comply with all relevant State and National Standards in relation to emission of light, vibration, odour and radiation.*

The telecommunications facility must be operated in accordance with Radio Communications (Electromagnetic Radiation – Human Exposure) Standard 2003 in relation to the limits for continuous exposure of the general public to radio-frequency electromagnetic energy or other Standard of the Commonwealth of Australia more relevant at the time.

Construction Process

5. *All construction and use of the premises should occur with minimal damage to existing trees and particular attention to be given to the root systems. Attention should be paid not only to the canopy but also to potential root disturbance from fencing and tower foot excavation. Where necessary the assistance of an arborist should be retained to ensure the health of nearby trees.*

Colours

6. *The exterior finishes and colours of the facility must be non-reflective and must blend with the natural colours of the surrounding environment.*

Fencing and Signage

7. *Construct fencing for the perimeter of the facility with a minimum 1.8 metre high mesh security fence being of a dark colour. The facility is to be signed with appropriate hazard and warning signs.*

Acid Sulfate Soils – Basement / Pool Disturbance

8. *The footing excavation proposed may result in disturbance of potential acid sulfate soils (PASS). Prior to excavation, an acid sulfate soil investigation must be undertaken. The investigation must be performed in accordance with the latest 'Guidelines for Sampling and Analysis of Lowland Acid Sulfate Soils in Queensland' produced by the Department of Natural Resources and Mines (previously DNRW), and State Planning Policy 2/02 – Planning and Managing Development Involving Acid Sulfate Soils. Where it is found that PASS exists, treatment of soil must be undertaken on-site to neutralise acid, prior to disposal as fill, in accordance with the DNRM 'Queensland Acid Sulfate Soil Technical Manual'.*

**MINUTES OF THE ORDINARY COUNCIL MEETING OF THE DOUGLAS SHIRE COUNCIL
HELD ON TUESDAY, 31 OCTOBER 2017, COMMENCING AT 10.07AM**

REFERRAL AGENCY CONDITIONS & REQUIREMENTS

<i>Referral Agency</i>	<i>Referral Agency Reference</i>	<i>Date</i>	<i>Council Electronic Reference</i>
<i>State Assessment & Referral Agency (Department of Infrastructure, Local Government & Planning)</i>	<i>SDA-0417-038878</i>	<i>7 June 2017</i>	<i>816729</i>

ADVICE

- 1. This approval, granted under the provisions of the Sustainable Planning Act 2009, shall lapse four (4) years from the day the approval takes effect in accordance with the provisions of sections 339 and 341 of the Sustainable Planning Act 2009.*
- 2. All building site managers must take all action necessary to ensure building materials and / or machinery on construction sites are secured immediately following the first cyclone watch and that relevant emergency telephone contacts are provided to Council officers, prior to commencement of works.*
- 3. This approval does not negate the requirement for compliance with all other relevant Local Laws and other statutory requirements.*

LAND USE DEFINITIONS*

In accordance with the Douglas Shire Planning Scheme 2006, the approved land use of Telecommunications Facilities is defined as:

Means the use of premises for the provision of telecommunication services.

The use excludes Low Impact Telecommunications Facilities as defined by the Telecommunications (Low Impact Facilities Determination) 1997 under the Telecommunications Act.”

Carried Unanimously

- 5.3. DOUGLAS SHIRE COUNCIL LOCAL GOVERNMENT INFRASTRUCTURE PLAN
Simon Clarke, Planning Coordinator

Moved Cr Noli

Seconded Cr Leu

“That Council resolves to:

- 1. endorse the draft Local Government Infrastructure Plan.*
- 2. appoint a pre-approved LGIP panel reviewer to review of the Local Government Infrastructure Plan, as required by the Ministerial Guidelines under the Planning Act 2016.*
- 3. refer the Local Government Infrastructure Plan to the State Government for its First State Interest Check, following completion of the LGIP Panel review.*

**MINUTES OF THE ORDINARY COUNCIL MEETING OF THE DOUGLAS SHIRE COUNCIL
HELD ON TUESDAY, 31 OCTOBER 2017, COMMENCING AT 10.07AM**

4. *commence public notification of the Local Government Infrastructure Plan following completion of the First State Government Interest Check.”*

Carried Unanimously

- 5.4. REQUEST TO EXTEND CURRENCY PERIOD COMBINED APPLICATION
ANDREASSEN ROAD, CRAIGLIE
Simon Clarke, Planning Coordinator

Moved Cr Noli

Seconded Cr Kerr

“That Council:

1. *approves an extension to the currency period for the Development Application to adopt development rights associated with the Residential 1 Planning Area over parts of the land in the Conservation Planning Area and a Development Permit for Reconfiguration of a Lot (3 lots into 105 lots) on land located at the Captain Cook Highway and Andreassen Road, Craiglie, more particularly described as Lot 1 on RP725770, Lot 3 on RP730522 and Lot 24 SR423 for 6 years, up to and including 9 September 2023, subject to the conditions contained in the Court Order dated 9 September 2013;*
2. *provides a copy of this decision to the Planning and Environment Court.”*

Carried Unanimously

- 5.5. OPERATIONAL WORK REMOVE TREES 11 TI TREE ST PT DOUGLAS
Jenny Elphinstone, Senior Planning Officer

Moved Cr Zammataro

Seconded Cr Kerr

“That Council approves a Preliminary Approval for the development application for Operational Work (Vegetation Damage) to remove two significant trees over land described as Lot 25 on RP728667, located at 11 Ti-Tree Street. Port Douglas, subject to the following:

APPROVED DRAWING(S) AND / OR DOCUMENT(S)

The term ‘approved drawing(s) and / or document(s)’ or other similar expressions means:

<i>Drawing or Document</i>	<i>Reference</i>	<i>Date</i>
<i>Site Plan</i>	<i>Generally as submitted with application on 5 September 2017 Council document 826336 and as amended by Condition 3.</i>	<i>5 September 2017</i>

ASSESSMENT MANAGER CONDITIONS

1. *Prior to an application for a Development Permit for Operational work (Vegetation Damage) being lodged, a Development Permit for Building Work must be current for a Swimming Pool in the front yard of the land.*

**MINUTES OF THE ORDINARY COUNCIL MEETING OF THE DOUGLAS SHIRE COUNCIL
HELD ON TUESDAY, 31 OCTOBER 2017, COMMENCING AT 10.07AM**

Amendment to Design

2. *The application for a Development Permit must be accompanied by amended plans that detail:*
 - a. *The detail and particular location of the swimming pool and associated pool fencing;*
 - b. *Landscaping in lieu of the removed significant trees having regard to the requirements for swimming pool fencing and overhead power lines connecting the house. All landscaping must be on the land.*
3. *Carry out the approved development generally in accordance with the approved drawing(s) and/or document(s), and in accordance with:*
 - a. *The specifications, facts and circumstances as set out in the application submitted to Council; and*
 - b. *The following conditions of approval and the requirements of Council's Planning Scheme and the FNQROC Development Manual.*

Except where modified by these conditions of approval.

Timing of Effect

4. *The conditions of the Preliminary Approval must be effected prior to the lodgement of an application for a Development Permit for Operational Work (Vegetation Damage), except where specified otherwise in these conditions of approval.*
5. *No vegetation damage is to occur until the Issue of a Development Permit is issued.*

Ant Plants and Other Protected Species

6. *A clearing permit (protected plants) must be obtained from the Department of Environment and Heritage Protection prior to the clearing of vegetation and/or tree removal where plant species protected under the provisions of the Nature Conservation Act 1992 occur within the area covered by this development approval.*

ADVICE

1. *This Preliminary Approval, granted under the provisions of the Planning Act 2016, shall lapse two (2) years from the day the approval takes effect in accordance with the provisions of section 85 of the Planning Act 2016.*
2. *This approval does not negate the requirement for compliance with all other relevant Local Laws and other statutory requirements.*
3. *For information relating to the Planning Act 2016 log on to www.dilgp.qld.gov.au. To access the FNQROC Development Manual, Local Laws and other applicable Policies, log on to www.douglas.qld.gov.au.*
4. *Council waves the application fee for the Development Permit for Operational work (Vegetation Damage)."*

Carried Unanimously

**MINUTES OF THE ORDINARY COUNCIL MEETING OF THE DOUGLAS SHIRE COUNCIL
HELD ON TUESDAY, 31 OCTOBER 2017, COMMENCING AT 10.07AM**

- 5.6. REQUEST FOR A NEGOTIATED DECISION 2L OASIS DRIVE, WONGA BEACH
Jenny Elphinstone, Senior Planning Officer

Moved Cr Leu

Seconded Cr Noli

“That Council does not support the request for a negotiated decision notice, further to Council’s decision regarding the Reconfiguration of a Lot (1 lot into 7 lots and drainage reserve) over land described as Lot 2 on SP259953, located at 2L Oasis Drive, Wonga Beach, dated 19 September 2017.”

Carried Unanimously

- 5.7. OPERATIONAL WORK ADVERTISING DEVICES 5-7 TEAMSTERS CLOSE, CRAIGLIE
Jenny Elphinstone, Senior Planning Officer

Moved Cr Kerr

Seconded Cr Noli

“That Council approves the development application for Operational Work for three (3) Advertising Devices over land described as Lots 0 and 10 on SP144722, located at 0/5-7 and Lot 10/5-7 Teamsters Close, Craiglie, subject to the following:

APPROVED DRAWING(S) AND / OR DOCUMENT(S)

The term ‘approved drawing(s) and / or document(s)’ or other similar expressions means:

<i>Drawing or Document</i>	<i>Reference</i>	<i>Date</i>
<i>Site Plan/Locality Plan</i>	<i>RECS Project 100-2017 Sheet DA2 Revision A</i>	<i>12 September 2017</i>
<i>Proposed Signage</i>	<i>Generally in accordance with RECS Project 100-2017 Sheet DA1 Revision A dated 12 September 2017 and as amended by Condition 3.</i>	<i>To be determined</i>
<i>Elevations</i>	<i>Generally in accordance with RECS Project 100-2017 Sheet DA3 Revision A dated 12 September 2017 and as amended by Condition 3.</i>	<i>To be determined</i>

ASSESSMENT MANAGER CONDITIONS

1. *Carry out the approved development generally in accordance with the approved drawing(s) and/or document(s), and in accordance with:*
 - a. *The specifications, facts and circumstances as set out in the application submitted to Council; and*
 - b. *The following conditions of approval and the requirements of Council’s Planning Scheme and the FNQROC Development Manual.*

Except where modified by these conditions of approval

Timing of Effect

**MINUTES OF THE ORDINARY COUNCIL MEETING OF THE DOUGLAS SHIRE COUNCIL
HELD ON TUESDAY, 31 OCTOBER 2017, COMMENCING AT 10.07AM**

2. *The conditions of the Development Permit must be effected prior to Commencement of Use, except where specified otherwise in these conditions of approval.*

Amended Design

3. *The design is to be amended whereby:*
 - a. *size of the advertising devices must be reduced whereby:*
 - i. *The proposed projecting off-wall advertising device for Malone's Butchery is replaced with the location and dimensions of the existing Malone's Butchery sign and this sign is made structurally sound; and*
 - ii. *The proposed flat wall advertising devices for Sail Structures FNQ and RAM Engineering are each of the maximum dimensions 3m width by 2m height; and*
 - b. *The area of Lot 0 surrounding the Malone's Butchery advertising device is to be relandscaped.*

A copy of the amended plan must be provided to satisfaction of the Chief Executive Officer prior to the erection and display of any Advertising Devices.

Body Corporate Consent

4. *The erection and display of any advertising device on the landscaping area adjacent to the building, on Lot 0 on SP144722, must only be with the consent of the Body Corporate and the landscaping must be maintained.*

Landscaping

5. *The area of Lot 0 surrounding the Malone's Butchery advertising device must be landscaped to the satisfaction of the Chief Executive Officer. All advertising devices and the landscaping must be maintained in a neat and tidy manner.*

No Animation, Flashing or Illumination

6. *No advertising device is to be illuminated, flashing or animated.*

Advertising Device Content

7. *The advertising device content can only be for a business occupying land at 5-7 Teamsters Close, Craiglie, Lots 1-10 on SP144722.*

ADVICE

1. *This approval does not authorise the trespass onto any neighbouring land for the purpose of erecting and/or maintaining the advertising devices.*
2. *This approval, granted under the provisions of the Planning Act 2009, shall lapse two (2) years from the day the approval takes effect in accordance with the provisions of section 85 of the Planning Act 2016.*
3. *All building site managers must take all action necessary to ensure building materials and / or machinery on construction sites are secured immediately following the first cyclone watch and that relevant emergency telephone contacts are provided to Council officers, prior to commencement of works.*

MINUTES OF THE ORDINARY COUNCIL MEETING OF THE DOUGLAS SHIRE COUNCIL
HELD ON TUESDAY, 31 OCTOBER 2017, COMMENCING AT 10.07AM

4. *This approval does not negate the requirement for compliance with all other relevant Local Laws and other statutory requirements.*
5. *For information relating to the Planning Act 2016 log on to www.dilgp.qld.gov.au.*
6. *To access the FNQROC Development Manual, Local Laws and other applicable Policies, log on to www.douglas.qld.gov.au.”*

Carried Unanimously

5.8 DAINTREE NATIONAL PARK MANAGEMENT PLAN SUBMISSION
Nicola Learmond, Sustainability Officer

Moved Cr Leu

Seconded Cr Noli

“That Council resolves to support and submit the attached Daintree National Park Management Plan Submission to the Department of National Parks, Sport and Racing.”

Carried Unanimously

5.9 RENEWAL OF TRUSTEE PERMIT - AUSTRALIAN VOLUNTEER COAST
GUARD ASSOCIATION LOT 51 SP288958
Robert Donovan, Senior Property Officer

Moved Cr Leu

Seconded Cr Noli

“That Council resolves to:

1. *Offer a further trustee permit to the Australian Volunteer Coast Guard Association Inc. over land sited at Lot 51 SP288958 Wharf Street Port Douglas, for the purpose of operational and social congregation purposes in pursuit of the objects for which the Trustee Permit is constituted and for which the premises are suitable including continuous service in monitoring radio frequencies and conducting maritime search and rescue operations for all vessels in the Ellis Beach to Hope Islands and storage of flares and associated flammable materials:*
 - a. *for a term of 8 months commencing from 1 November 2017 and expiring on 30 June 2018, or until such time as the dispute between the Flotilla QF10 and its parent body the Australian Volunteer Coast Guard Association is resolved and a lease is formally in place; whichever is the sooner.*
 - b. *utilising the terms and conditions in Council's Standard Terms Document for Trustee Leases, registered under dealing numbers 71193233 & 713488911*
2. *Delegate authority to the Chief Executive Officer in accordance with section 257 of the Local Government Act 2009 to finalise any matters associated with the execution of the Trustee Permit.”*

Carried Unanimously

**MINUTES OF THE ORDINARY COUNCIL MEETING OF THE DOUGLAS SHIRE COUNCIL
HELD ON TUESDAY, 31 OCTOBER 2017, COMMENCING AT 10.07AM**

5.10 COUNCIL TO CEO DELEGATION UPDATE
Mandy Boyle, Senior Governance Officer

Moved Cr Noli

Seconded Cr Kerr

“That Council resolves to delegate, under section 257(1)(b) of the Local Government Act 2009, the authority listed in Attachment 1 of this report to the Chief Executive Officer.”

Carried Unanimously

5.11 SCHEDULE OF FEES AND CHARGES FOR WONGA BEACH CARAVAN
PARK
Mandy Boyle, Senior Governance Officer

Moved Cr Noli

Seconded Cr Zammataro

“That Council adopts the following Schedule of Fees and Charges for Wonga Beach Caravan Park:

- *Up to two people: \$30 per night*
- *Additional Person: \$5 per night*
- *Children under 3 years: Free*
- *Off peak 'seventh night free' weekly rate (1 October to 31 March): \$180”*

Carried Unanimously

5.12 FINANCIAL REPORT FOR THE PERIOD ENDED 30 SEPTEMBER 2017
John Rehn, Manager Finance and IT

Moved Cr Leu

Seconded Cr Noli

“That Council notes the Financial Report for the period ended 30 September 2017.”

Carried Unanimously

5.13 FINAL MANAGEMENT REPORT FROM QUEENSLAND AUDIT OFFICE
John Rehn, Manager Finance and IT

Moved Cr Noli

Seconded Cr Zammataro

“That Council notes the observations contained within the Final Management Report (Observation Report) from the Queensland Audit Office for the 2016/17 financial year.”

Carried Unanimously

5.14 BIOSECURITY MANAGEMENT PLAN
Peter Logan, Coordinator Public Spaces

Moved Cr Leu

Seconded Cr Noli

“That Council resolves to adopt the Douglas Shire Biosecurity Management Plan and the Douglas Shire Council Invasive Plants and Animals Surveillance Program.”

Carried Unanimously

MINUTES OF THE ORDINARY COUNCIL MEETING OF THE DOUGLAS SHIRE COUNCIL
HELD ON TUESDAY, 31 OCTOBER 2017, COMMENCING AT 10.07AM

5.15 WATER AND WASTEWATER QUARTERLY REPORT FOR THE PERIOD
ENDING 30 SEPTEMBER 2017
Nicholas Wellwood, General Manager Operations

Moved Cr Noli

Seconded Cr Kerr

“That Council notes the Quarterly Report of the Water and Wastewater branch for the period ending 30 September 2017.”

Carried Unanimously

6. NOTICES OF MOTION

Nil.

7. URGENT BUSINESS

Nil.

8. PETITIONS

Nil.

9. CLOSED SESSION

Moved Cr Kerr

Seconded Cr Zammataro

“That Council resolves to move into Closed Session to discuss the following matter:

9.1 *Prejudicial Matter S275(1)(H) Local Government Regulation 2012 – Internal Report Audit Plan 2017/2018”*

Carried Unanimously

OUT OF CLOSED SESSION

Moved Cr Noli

Seconded Cr Kerr

“That Council resolves to move out of Closed Session.”

Carried Unanimously

9.1 PREJUDICIAL MATTER S275(1)(H) LOCAL GOVERNMENT
REGULATION 2012 - INTERNAL AUDIT PLAN 2017/2018
Darryl Crees, Acting Chief Executive Officer

Moved Cr Noli

Seconded Cr Kerr

“That Council endorses the Annual Internal Audit Plan for the 2017/2018 Financial Year.”

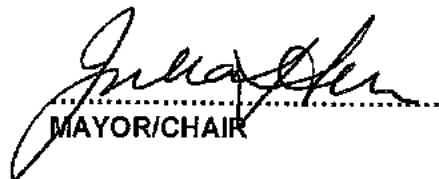
Carried Unanimously

MINUTES OF THE ORDINARY COUNCIL MEETING OF THE DOUGLAS SHIRE COUNCIL
HELD ON TUESDAY, 31 OCTOBER, 2017 COMMENCING AT 10.07AM

CLOSURE OF MEETING

The meeting closed at 11.23 am.

CONFIRMED THIS 21ST DAY OF NOVEMBER 2017


MAYOR/CHAIR