



**GLADSTONE**  
REGIONAL COUNCIL

**GENERAL MEETING NOTICE  
AND AGENDA**

**TO BE HELD AT THE COUNCIL CHAMBERS – CIVIC CENTRE  
101 GOONDOON STREET, GLADSTONE**

**On Tuesday 20 June 2023**

**Commencing at 11.00am**

**Leisa Dowling  
CHIEF EXECUTIVE OFFICER**

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**G/1. MAYORAL STATEMENT OF CURRENT ISSUES**

## **G/2. CONFIRMATION OF MINUTES**

### **G/2.1. CONFIRMATION OF GENERAL MEETING MINUTES FOR 6 JUNE 2023**

**Responsible Officer:** Chief Executive Officer

**Prepared By:** Executive Secretary

**Council Meeting Date:** 20 June 2023

**File Ref:** CM7.2

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#### **Purpose:**

Confirmation of the minutes of the General Meeting held on 6 June 2023.

#### **Officer's Recommendation:**

That the minutes of the General Meeting of Council held on 6 June 2023 be confirmed.

#### **Attachments:**

1. Minutes of the General Meeting of Council held on 6 June 2023.

## G/3. DEPUTATIONS

### G/3.1. YARALLA SPORTS CLUB

**Responsible Officer:** Chief Executive Officer

**Prepared By:** Executive Secretary

**Council Meeting Date:** 20 June 2023

**File Ref:** CM7.6

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#### **Purpose:**

Yaralla Sports Club will discuss the five-year outlook of the existing Gladstone Golf Course, a proposal to purchase part of Lot 32 on PL646 and closure of part of an unformed road reserve being Schulz Road.

#### **Officer's Recommendation:**

That the deputation from Yaralla Sports Club be received.

#### **Background:**

Deputation details are as follows:

<b>Time of Presentation</b>	11:05am
<b>Duration of Presentation plus question time</b>	30 mins
<b>Speakers to present</b>	Will Schroeder, CEO Yaralla Sports Club Amanda Taylor, Director, Place Design Group Peter Kelly, Executive Director, 3Plus Communications
<b>Is the matter currently or has previously been subject to legal proceedings?</b>	No
<b>Matter for information only</b>	Yes

#### **Attachments:**

1. Byellee Waters Golf Course Deputation Summary

## **G/4. OFFICERS' REPORTS**

### **G/4.1. DEVELOPMENT APPLICATION DA/28/2022 MATERIAL CHANGE OF USE OF PREMISES FOR EDUCATIONAL ESTABLISHMENT (3 STAGES) AT 2744 ROUND HILL ROAD, AGNES WATER**

**Responsible Officer:** General Manager Customer Experience

**Prepared By:** Principal Planning Lead

**Council Meeting Date:** 20 June 2023

**File Ref:** DA/28/2022, DB1.7

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#### **Development Application:**

**Application Number:** DA/28/2022  
**Applicant:** Goora Gan Steiner School Inc  
C/- Zone Planning Group  
**Owner:** Goora Gan Steiner School Inc  
**Date Of Receipt:** 26 April 2023  
**Location:** 2744 Round Hill Road, AGNES WATER QLD 4677  
**RPD:** Lot 36 RP 619982  
**Area:** 1.9 hectares  
**Current Use of Land:** Vacant Lot  
**Zoning:** Rural Residential – Bicentennial Drive Enterprise Precinct  
**Proposal:** Educational Establishment (3 Stages)  
**Submissions Close Date:** 13 July 2022  
**Number Of Submissions:** One (1) Not Properly Made Submission

#### **Purpose:**

The purpose of this report is to consider and determine the applicant's request for a change to the Negotiated Decision Notice dated 13 December 2023. Specifically in relation to Conditions 1, 2, 8, 14, 15, 16, 18 and 25.

#### **Executive Summary:**

Council is in receipt of a request for a Change Application (Minor) for Development Application DA/28/2022 for a Material Change of Use of Premises for an Educational Establishment (3 stages) at 2744 Round Hill Road, Agnes Waters. The original Development Application was lodged under Gladstone Regional Council Planning Scheme 2015, Version 2 (the Planning Scheme) and triggered Impact Assessment.

Based on the information accompanying the application, referral was not required to the Department of State Development, Infrastructure, Local Government and Planning (DSDILGP) or any other agencies. The applicant advised that Public Notification requirements were undertaken between 22 June 2022 to 13 July 2022 with one not properly made submissions received.

After assessment of the proposal against the Planning Scheme, it was considered that the proposal was generally consistent with the Scheme requirements. It was therefore recommended that the Development Application for a Material Change of Use of Premises for an Educational Establishment (3 stages) at 2744 Round Hill Road, Agnes Water, be approved subject to reasonable and relevant conditions. A Notice of Decision was issued on 2 September 2022.

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Upon receipt of the Notice of Decision dated 2 September 2022, the applicant suspended the Appeal Period and lodged an initial Change Representation on 12 September 2022 against Conditions 4, 15, 16, 20, 22, 23, 24 and 25 of the Notice of Decision. On 22 September 2022, the applicant lodged further Change Representations against Condition 15 and 16. A meeting was held on 13 October 2022 between Council Officers and the applicant and consultant to discuss the representations and Councils initial considerations. The Applicant then submitted final representations on 14 October 2022. The Change Representations were formally considered at Councils General Meeting on 6 December 2022 where Council officers recommended the retention of all conditions of the Decision Notice, with the exception of Condition 25, which was amended. A Negotiated Decision Notice was then issued on 13 December 2023.

On 26 April 2023, Zone Planning Group lodged the Change Application (Minor) on behalf of the Applicant, Goora Gan Steiner School Inc. The Change Application (Minor) seeks amendments to the approved plans to update the administration and classroom buildings, and further representations against the previously submitted operational works wording, turning treatment, pedestrian footpath and associated boundary fencing.

Council officers recommend the Applicant's request for a Change Application be approved in part. The recommendation is supported by a Notice of Reasons and is subject to reasonable and relevant conditions.

### Subject Site:

The subject site is located at 2774 Round Hill Road which is also known as Lot 36 RP 619982. The site is approximately 1.9 hectares with frontage to Round Hill Road. The current road layout and intersection has allowed a large road reserve within the proximity of the sites given the non standard intersection to Bicentennial Drive. The site and surrounding road network can be viewed below in Figure One.

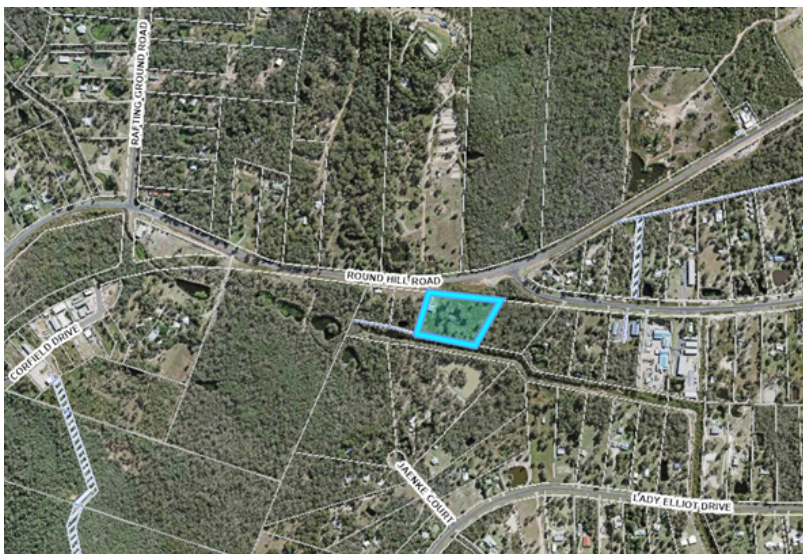


Figure One: Subject Site and surrounds

The site is located within the Rural Residential Zone within the Bicentennial Drive Enterprise Precinct. The sites that border the premises are also located within the precinct with an open space lot towards the rear of the subject site that contains an open drain. To the north-east sites transition to Emerging Community Zone given the proximity to the established town centre and existing services.

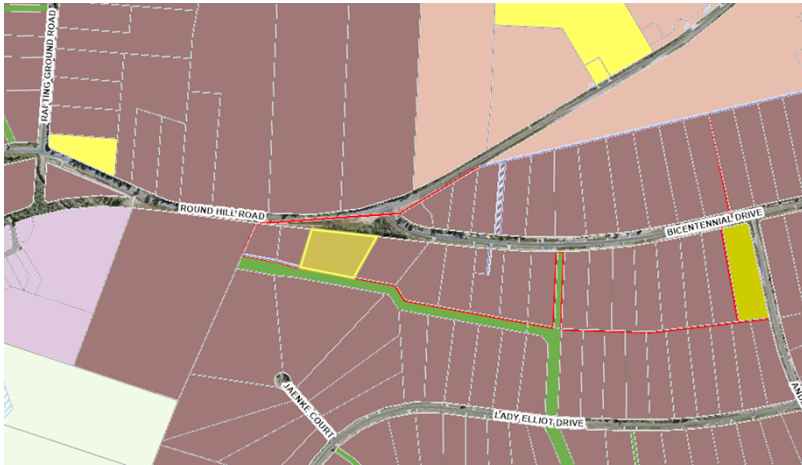


Figure Two: Zoning of Subject Site and surrounds

The site is currently located outside of the mapped services areas for both water and sewer infrastructure. The existing water service currently terminates at 2873 Round Hill Road (the Discovery Christian College) with the approved development to occur west of the site that will result in trunk water being constructed up to 2773 Round Hill Road. With reference to sewer, there is also approved development that will trigger the construction of a trunk sewer pump station and gravity mains at 2853 Round Hill Road (Lot 241 SP 262272) and the land dedication of the second arterial road connection to Captain Cook Drive. The below figure illustrates the existing infrastructure.



Figure Three: Council Infrastructure location



Figure Four: LGIP Map including roads and sewer planned infrastructure



**Background:**

Goora Gan Steiner School history

Goora Gan Steiner School originally began operating at the Agnes Water Community Hall on an infrequent basis that required the staff to set up and pack-up on a regular basis given the community hall could be hired for other community activities. During their search for a property, the school moved to where they currently operate at 1 Surf Club Avenue (Lot 22 SP 178795) via a State Lease within the previous Surf Club. DA/33/2018 was categorised as Impact Assessable and received a submission regarding the operation at the site and traffic. Given the inconsistencies with the planning scheme, the application was restricted to a capacity number noting the state lease had an expiry date with a trigger to ensure the school was finding an alternative location to relocate to within the community.

The Applicant later lodged a Change Application (Minor) on 3 November 2020 to seek an amendment to the capacity numbers within DA/33/2018 approval which was recommended for refusal by officers. However, at the Council General Meeting 15 December 2020, the Council voted to approve the change request and increase the operation numbers. This was acknowledged via the Changed Decision Notice issued on 16 December 2020.

Current Change Application (Minor) - DA/28/2022

Zone Planning Group lodged the Change Application (Minor) on behalf of the Applicant, Goora Gan Steiner School Inc on 26 April 2023. The Change Application (Minor) seeks amendments to the approved plans to update the administration and classroom buildings, and further representations against the previously submitted operational works wording, turning treatment, pedestrian footpath and associated boundary fencing.

**Current Approval:**

The original Development Approval is for the construction of a new Educational Establishment at the vacant site along Round Hill Road for 99 students that will operate as prep to grade six. The approved development includes lower and upper primary classrooms, administrative building, specialty classroom and workshop, library centre, maintenance shed and covered outdoor areas. Figure Five is the overall site plan of the approved school. The Negotiated Decision Notice was considered during Council Meeting dated 6 December 2022 and issued on 13 December 2022.

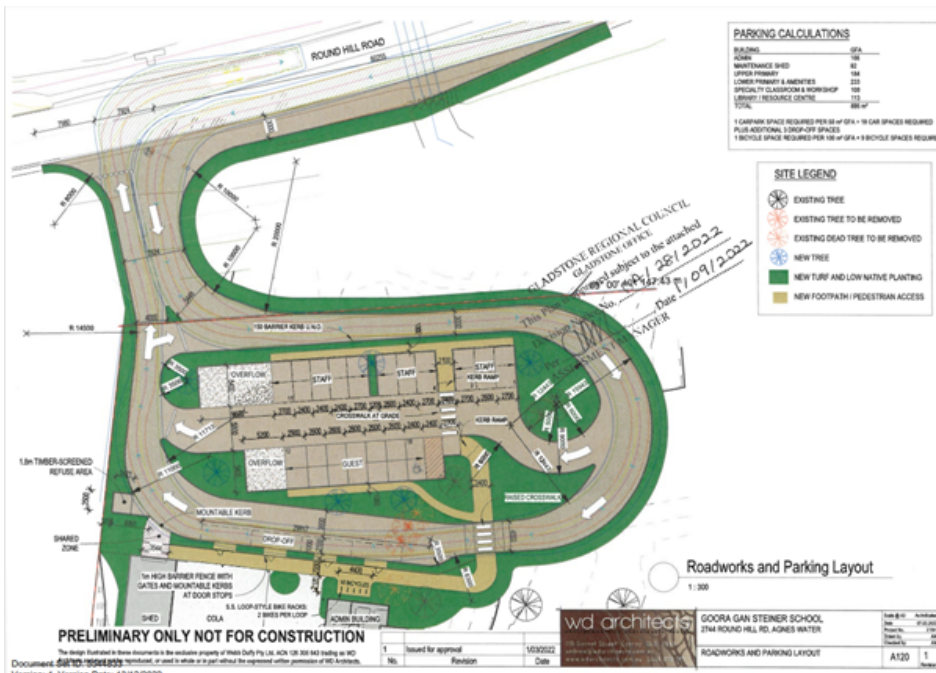


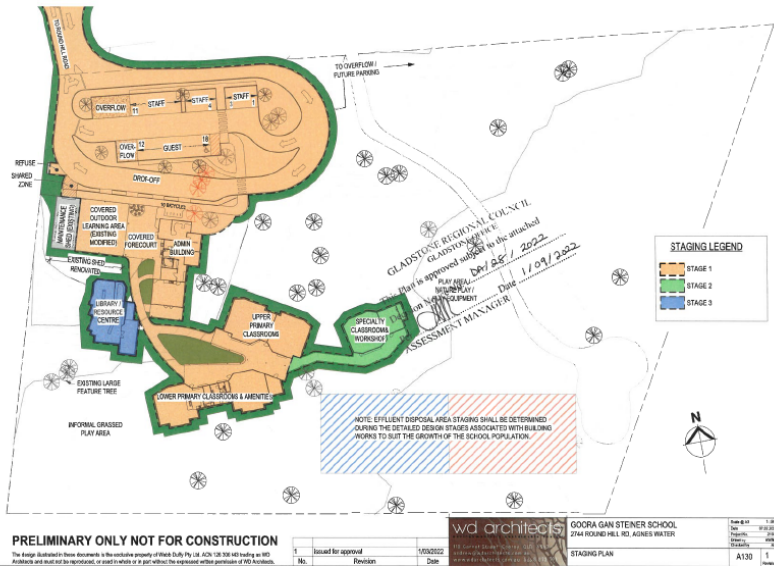
Figure Five: Approved Site Plan

The development will be constructed over three (3) stages which has been reflected in the below table. These can also be viewed via Figures Six to 17.

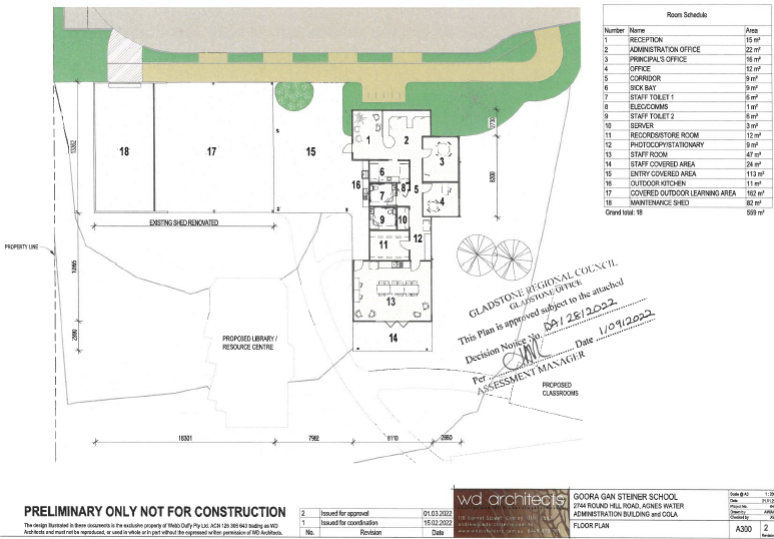
Stage	Structure	GFA
Stage 1	Administrative Building	166m <sup>2</sup> excluding 1m <sup>2</sup> non-GFA
	Covered Outdoor Learning Area & Forecourt	310m <sup>2</sup> non-GFA
	Maintenance Shed	82m <sup>2</sup>
	Lower & Upper Primary Classroom & Amenities	417m <sup>2</sup> excluding 179m <sup>2</sup> non-GFA
	Parking, Overflow parking and Drop Off Zone	18 parking spaces, 4 drop off zones and 10 bicycle spots
Stage 2	Specialty Classroom & Workshop	112m <sup>2</sup> (excluding non-GFA = 82m <sup>2</sup> )
Stage 3	Library Resource Centre	113m <sup>2</sup> (excluding non-GFA = 33m <sup>2</sup> )

The AICN issued with the Decision Notice was for a total charge of \$22,250.

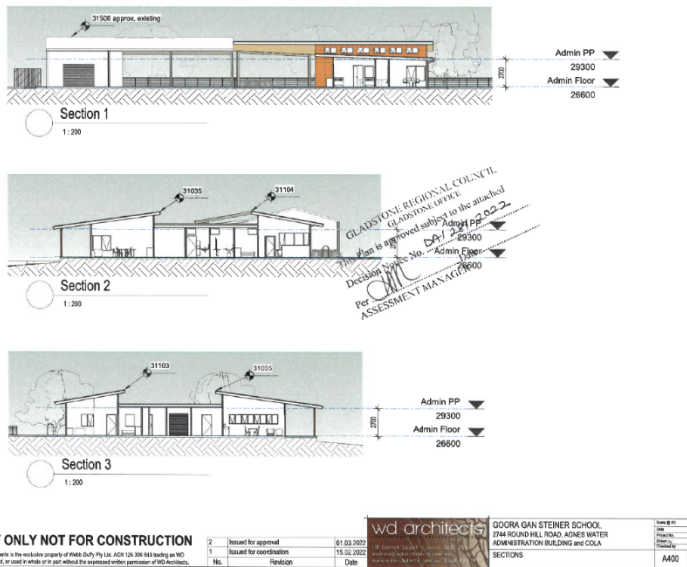
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**Figure Six: Approved Staging Plan**



**Figure Seven: Approved Administrative Building Floor Plan**



**Figure Eight: Approved Administrative Building, Maintenance Shed and Covered Area Sections**

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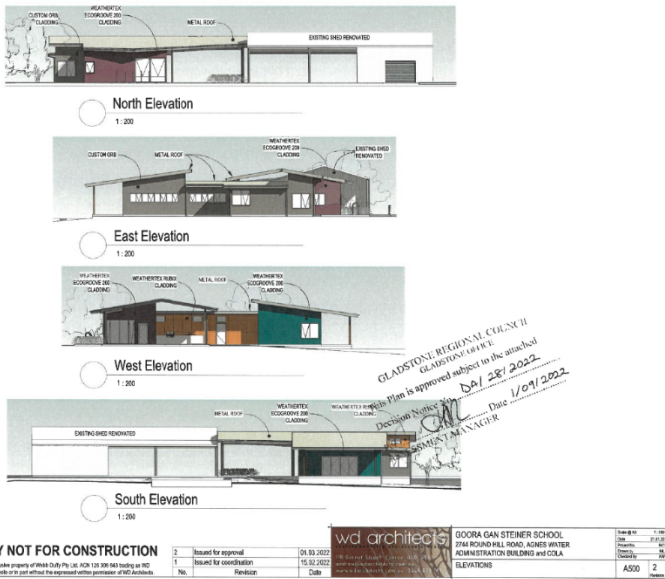


Figure Nine: Approved Administrative Building, Maintenance Shed and Covered Area Elevations



Figure Ten: Approved Lower and Upper Classroom Building Floor Plan

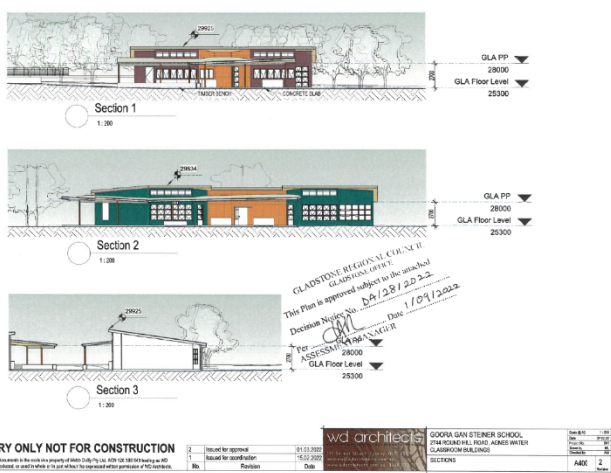
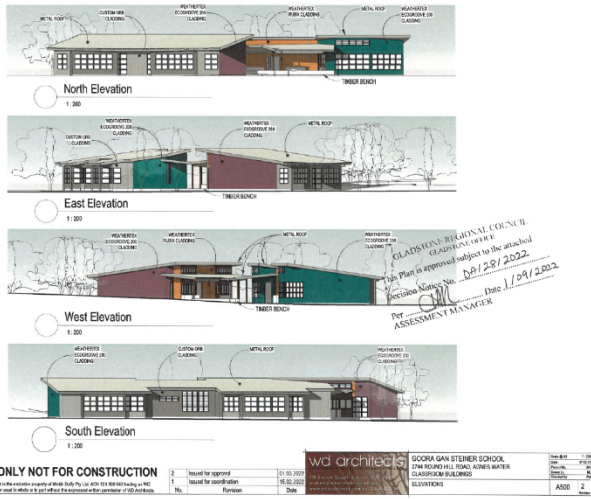
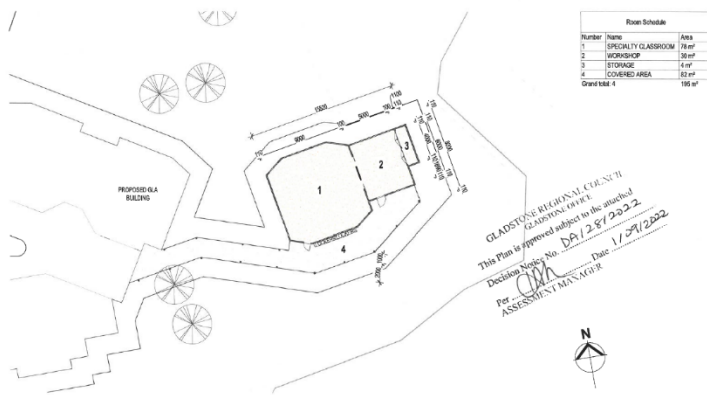


Figure Eleven: Approved Lower and Upper Classroom Building Sections

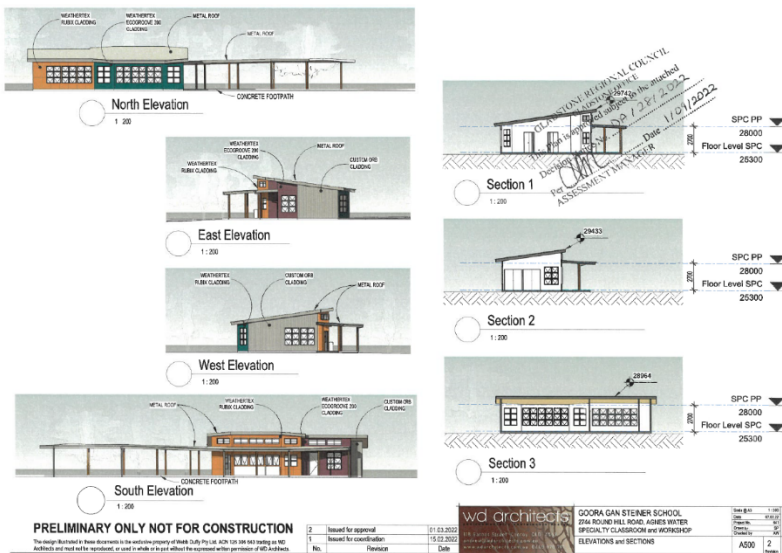
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**Figure Twelve: Approved Lower and Upper Classroom Building Elevations**



**Figure Thirteen: Approved Speciality Classroom and Workshop Floor Plan**



**Figure Fourteen: Approved Speciality Classroom and Workshop Sections and Elevations**



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**Referral:**

Referral was not required to the Department of State Development, Infrastructure, Local Government and Planning, or any other referral agencies.

**Public Notification and Submissions:**

As per the Table of Assessment for the Rural Residential Zone Code, the proposal for Educational Establishment (3 stages) was categorized as Impact Assessable. As such, Public Notification was warranted and was conducted from 22 June 2022 to 13 July 2022. One (1) Not Properly Made Submission was received against the development proposal.

This submission was actually blank and included no specific objection material. This was not provided after officers requested further detail.

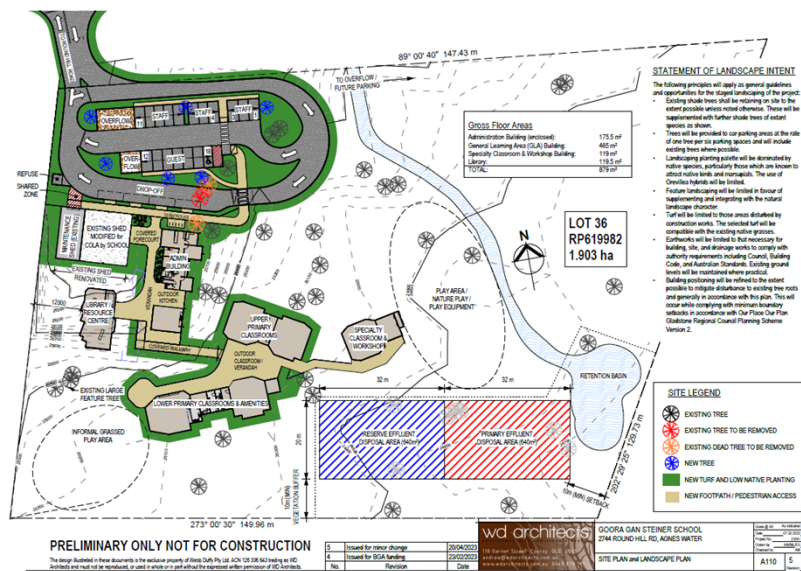
**Assessment:**

**Assessment against Definition of a “Minor Change”**

Assessment has been conducted against section 81 of the Planning Act 2016, inclusive of the definition of a Minor Change, the application is considered to comply on the following grounds:

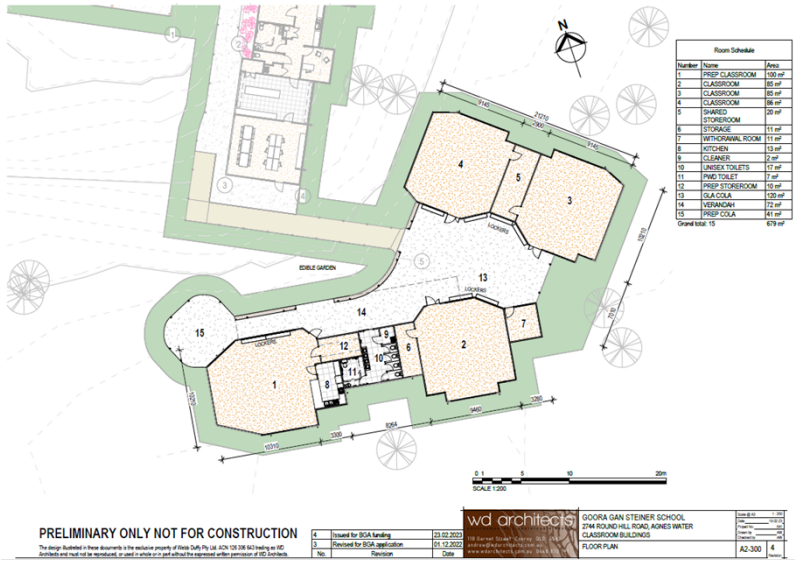
*The proposal would not result in substantially different development*

The Change Application (Minor) seeks to include amendments to the approved plans to update the administration and classroom buildings, and further representations against the previously submitted operational works wording, turning treatment, pedestrian footpath and associated boundary fencing. As a result, the proposal will incorporate a minor increase in the overall Gross Floor Area (GFA) which was a direct result from a recent submission for grant funding. Figure Eighteen to Twenty-four illustrate the proposed amendments to administration and classroom buildings.

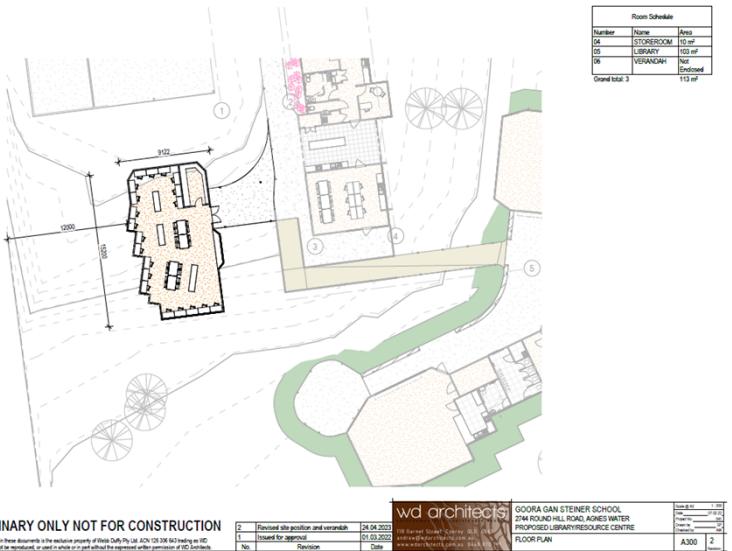


**Figure Eighteen: Amended Site Plan**

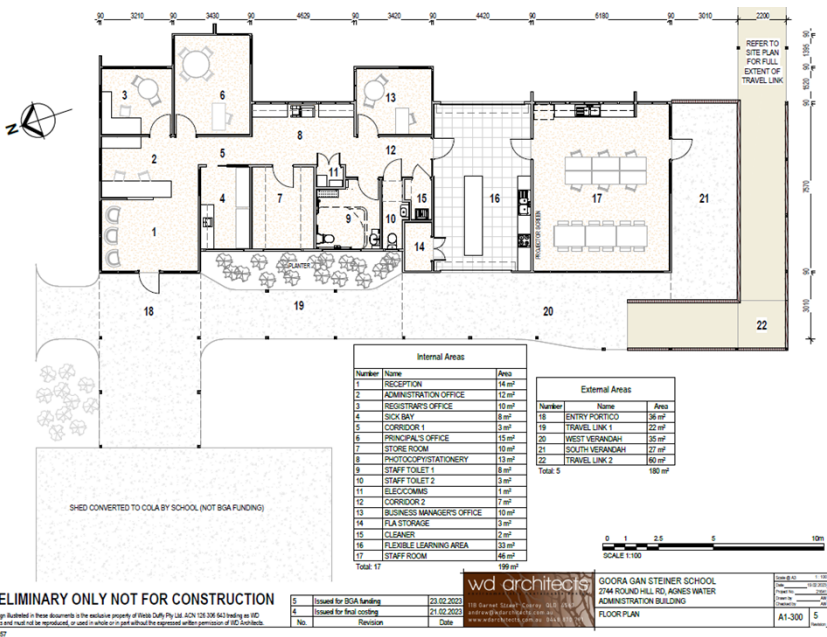
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**Figure Nineteen: Amended Classroom Building Floor Plan**



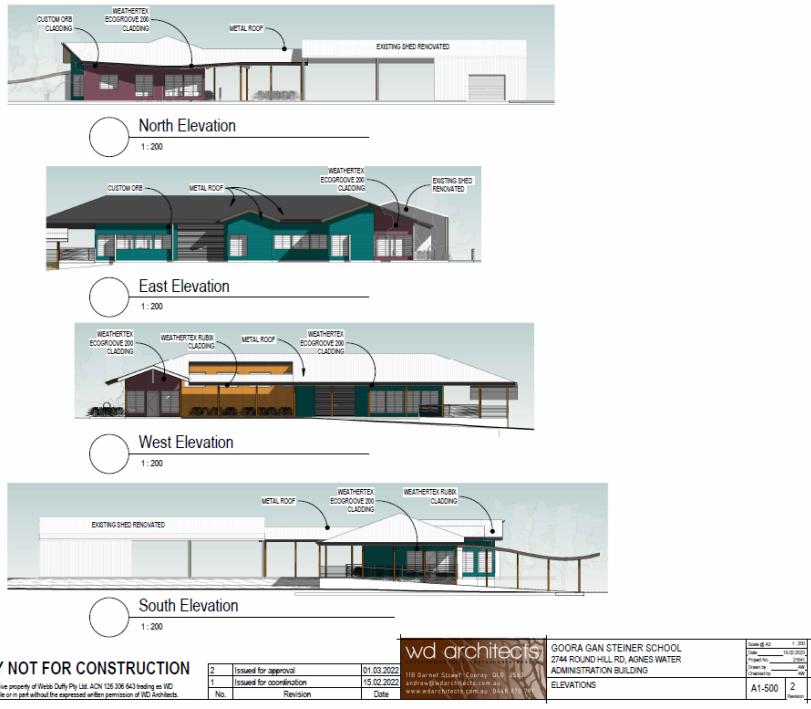
**Figure Twenty: Amended Library Resource Centre Floor Plan**



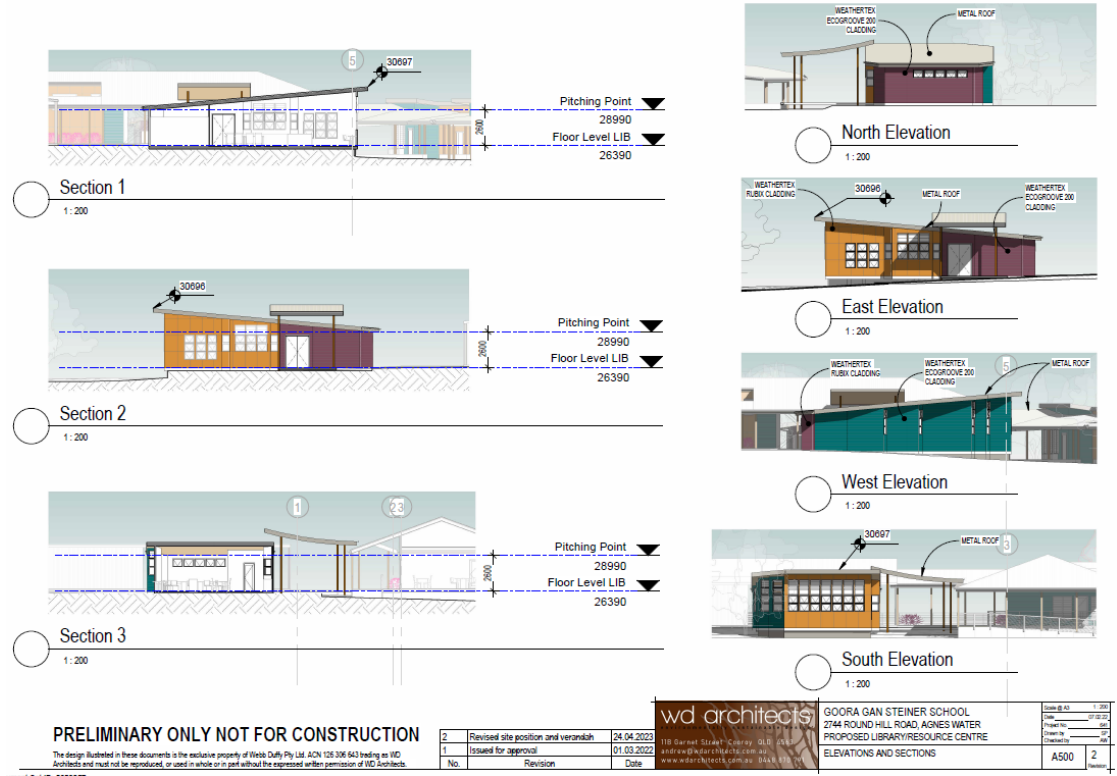
**Figure Twenty-one: Amended Administrative Building Floor Plan**



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**Figure Twenty-two: Amended Administrative Building, Maintenance Shed and Covered Area Elevations**



**Figure Twenty-three: Amended Library Resource Centre Sections and Elevations**

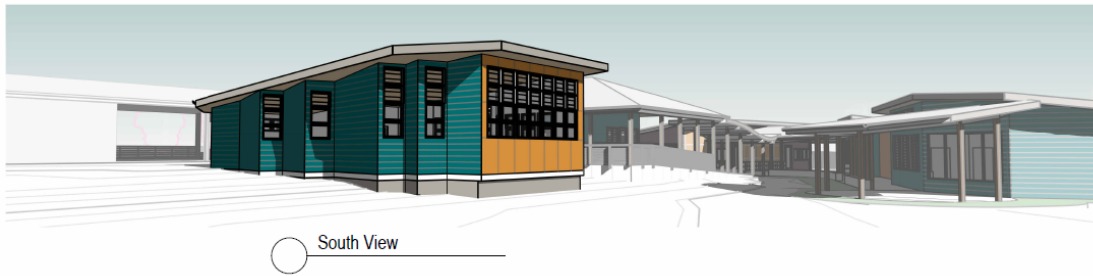


Figure Twenty-four: Perspectives

*In response to the criteria provided under Schedule 1 of the Development Assessment Rules 2017 (DA Rules):*

Substantially Different Development Criteria	Assessment
(a) Involves a new use; or	Complies - There are no additional uses proposed.
(b) Results in the application applying to a new parcel of land; or	Complies - The proposed change does not apply to a new parcel of land.
(c) Dramatically changes the built form in terms of scale, bulk and appearance; or	Complies – The site layout as well as the built form are generally consistent with the originally issued Development Approval.
(d) Changes the ability of the proposed development to operate as intended; or	Complies - The proposed development does not change the operation of the approved use.
(e) Removes a component that is integral to the operation of the development; or	Complies - The proposed change does not involve the removal of any critical components of the development.
(f) Significantly impacts on traffic flow and the transport network, such as increasing traffic to the site; or	Complies - The proposed change does not impact on the flow of traffic or the transport network.
(g) Introduces new impacts or increase the severity of known impacts; or	Complies - The proposed changes do not introduce new impacts. Any potential visual amenity impacts have been adequately addressed through proposed landscaping.
(h) Removes an incentive or offset component that would have balanced a negative impact of the development; or	Complies - The proposed changes do not remove an incentive or offset component.
(i) Impacts on infrastructure provisions.	Complies - The proposed change does not create additional or introduce new impacts on infrastructure.

In response to the definition of Minor Change provided under Schedule 2 the Planning Act 2016:

Minor Change Definition Test	Assessment
(a) The inclusion of prohibited development in the application; or	Complies - Development Application DA/28/2022 and the amended supporting documents for the Change Application (Minor) do not include components that would otherwise be considered as Prohibited Development.
(b) Referral to a referral agency, other than to the chief executive if there were no referral agencies for the development application; or	N/A
(c) Referral to extra referral agencies, other than to the chief executive; or	Complies – The Change Application (Minor) does not result in any additional referrals to any extra referral agencies.
(d) A referral agency to assess the application against, or have regard to, matters prescribed by regulation under section 55(2), other than matters the referral agency must have assessed the application against, or have had regard to when the application was made; or	Complies - The proposed change would not cause a referral agency to assess the application against or have regard to the matters prescribed by regulation, other than matters the referral agency assessed the application against.
(e) Public notification if public notification was not required for the development application	N/A - Public Notification was required for the original application as the application was categorized as Impact Assessable as prescribed by the Planning Scheme. During the notification period, one (1) not properly made submission was received.

**Proposed Changes to Current Approval**

The Applicant proposes changes to Condition 1, 2, 8, 14, 15, 16, 18 and 25 of the Negotiated Notice of Decision issued on 13 December 2022.

The original condition is in **bold**, the applicant's requests are in *italics* and Council's response is in regular type.

**Condition 1**

- Development is to be carried out generally in accordance with the submitted application including the following plans and supporting documentation except where amendments are required to satisfy the conditions of this approval:**

Drawing Number	Revision	Description	Author	Date
<b>A110</b>	<b>3</b>	<b>Site Plan and Landscape Plan</b>	<b>WD Architects</b>	<b>01/03/2022</b>
<b>A120</b>	<b>1</b>	<b>Roadworks and Parking Layout</b>	<b>WD Architects</b>	<b>01/03/2022</b>
<b>A130</b>	<b>1</b>	<b>Staging Plan</b>	<b>WD Architects</b>	<b>01/03/2022</b>

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Drawing Number	Revision	Description	Author	Date
A300	2	Administration Building Floor Plan	WD Architects	01/03/2022
A400	2	Administration Building Sections	WD Architects	01/03/2022
A500	2	Administration Building Elevations	WD Architects	01/03/2022
A900	2	Administration Building Perspectives	WD Architects	01/03/2022
A300	2	Classroom Building Floor Plan	WD Architects	01/03/2022
A400	2	Classroom Building Sections	WD Architects	01/03/2022
A500	2	Classroom Building Elevations	WD Architects	01/03/2022
A900	2	Classroom Building Perspectives	WD Architects	01/03/2022
A300	1	Proposed Library/Resource Centre Floor Plan	WD Architects	01/03/2022
A500	1	Proposed Library/Resource Centre Elevations and Sections	WD Architects	01/03/2022
A900	1	Proposed Library/Resource Centre Perspectives	WD Architects	01/03/2022
A300	2	Specialty Classroom and Workshop Floor Plan	WD Architects	01/03/2022
A500	2	Specialty Classroom and Workshop Elevations and Sections	WD Architects	01/03/2022
A900	2	Specialty Classroom and Workshop Perspectives	WD Architects	01/03/2022

And supporting documents

Document Number	Revision	Description	Author	Date
21562	-	Effluent Disposal Report	Engineers Plus	April 2022
21562		Site Specific Stormwater Management Report	Engineers Plus	April 2022
-	-	Traffic Impact Assessment	Access Traffic Consulting	March 2022
21110	-	Noise Impact Assessment	SoundBase Consulting Engineers	21 April 2022

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*Applicant's Representations*

*The proposed changes will result in revisions to the administration and classroom approved plans. The revision to the development is a direct outcome from a recent funding submission to assist in constructing Stage 1. Notably, the building height will remain as single storey with only minor alterations to the layout and roof form. As such, it is requested that the following plans are updated within Condition 1:*

<b>Drawing Number</b>	<b>Revision</b>	<b>Description</b>	<b>Author</b>	<b>Date</b>
A110	5	Site Plan and Landscape Plan	WD Architects	20/04/2023
A120	1	Roadworks and Parking Layout	WD Architects	01/03/2022
A130	1	Staging Plan	WD Architects	01/03/2022
A1-300	5	Administration Building Floor Plan	WD Architects	23/02/2023
A400	2	Administration Building Sections	WD Architects	01/03/2022
A1-500	2	Administration Building Elevations	WD Architects	01/03/2022
A900	2	Administration Building Perspectives	WD Architects	01/03/2022
A2-300	4	Classroom Building Floor Plan	WD Architects	23/02/2023
A400	2	Classroom Building Sections	WD Architects	01/03/2022
A500	2	Classroom Building Elevations	WD Architects	01/03/2022
A900	2	Classroom Building Perspectives	WD Architects	01/03/2022
A300	1	Proposed Library/Resource Centre Floor Plan	WD Architects	01/03/2022
A500	1	Proposed Library/Resource Centre Elevations and Sections	WD Architects	01/03/2022
A900	1	Proposed Library/Resource Centre Perspectives	WD Architects	01/03/2022
A300	2	Specialty Classroom and Workshop Floor Plan	WD Architects	01/03/2022
A500	2	Specialty Classroom and Workshop Elevations and Sections	WD Architects	01/03/2022
A900	2	Specialty Classroom and Workshop Perspectives	WD Architects	01/03/2022

Officers Comment

A review of the approved site plan provides the approved Gross Floor Area (GFA) as 890m<sup>2</sup>. The proposed amendments lead to a GFA of 879m<sup>2</sup>. This will result in an amendment to the Adopted Infrastructure charges from \$22,250.00 at a GFA of 890m<sup>2</sup> to \$21,755.00 at a GFA of 879m<sup>2</sup>. An amended Adopted Infrastructure Charges Notice will be issued as part of the change decision package.

It is recommended that the changes sought to the administration and classroom be approved. As such, amendments will be made to Condition 1.

**Condition 2**

**A Development Permit for Operational Works must be obtained from Council prior to the commencement of construction for Stage 1. The Development Application for Operational Works is to include the following:**

- a. Earthworks (including retaining walls);**
- b. Road works (including signage);**
- c. Pedestrian / Cycle Footpath works;**
- d. Stormwater Management (quantity, quality, flood and drainage control);**
- e. Street lighting, electrical and telecommunications; and**
- f. Landscaping, environmental protection and associated works.**

Applicant's Representations

*With reference to the term 'construction', it is requested that this is amended to state civil works or alike to ensure the applicant can commence building works simultaneously at the subject site to achieve funding deadlines.*

Officers Comment

At minimum, earthworks, stormwater management and the provision of a safe access off Round Hill Road is required to be completed prior to the start of construction for building structures. During assessment of the original application, the Applicant acknowledged that detailed design may alter the proposed access location or design slightly, and as such requested a condition as part of Operational Works to which Council obliged. With regards to roadworks, specifically vehicle access onto Round Hill Road, it is important these works are completed prior to the start of construction to assist in mitigating potential amenity impacts that may arise from construction works such as dust. Additionally, the provision of vehicle access prior to the start of construction will allow safe entry and exit for users of the site. Furthermore, it is also considered necessary to have stormwater management works completed prior to the commencement of construction to ensure compliance is achieved.

In response to the Applicant's representation against Condition 2, it is recommended that Condition 2 be amended to separate works which are required to be completed prior to Building Works from those that can occur simultaneously alongside construction. An additional condition is to be included to address the recommendation.

As such, Condition 2(a) is to read as:

A Development Permit for Operational Works must be obtained from Council prior to the commencement of any Building Works for Stage 1. The Development Application for Operational Works is to include the following:

- (a) Earthworks (including retaining walls);
- (b) Road works (including signage and vehicle access);
- (c) Stormwater Management (quantity, quality, flood and drainage control);

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Condition 2(b) is to read as:

A Development Permit for Operational Works must be obtained from Council prior to the commencement of civil works for Stage 1. The Development Application for Operational Works is to include the following:

- a. Pedestrian / Cycle Footpath works;
- b. Street lighting, electrical and telecommunications; and
- c. Landscaping, environmental protection and associated works.

### **Condition 8**

**Prior to the lodgement of any Operational Works application, the Applicant must submit for approval to Council, an Engineering Services Report prepared by a Registered Professional Engineer of Queensland (RPEQ) that assess and recommends the necessary onsite water requirements for the entire proposed development, noting the relevant water standard qualities that must be adhered to.**

#### Applicant's Representations

*It is requested that this condition is amended to state: As part of the Development Application for Operational Works for Stage 1. This is to allow the separation of some of the civil works application requirements to occur to align with the funding commitments associated with the construction of the school.*

#### Officers Comment

The purpose of Condition 8 is to ensure that water requirements are properly understood before building work commences. To facilitate the separation of site preparation/civil works as requested by the Applicant, it is recommended that the timing for submission of an Engineering Services Report be set as "Prior to Building Works". Condition 8 is to read as:

Prior to Building Works for Stage 1, the Applicant must submit for approval to Council, an Engineering Services Report prepared by a Registered Professional Engineer of Queensland (RPEQ) that assess and recommends the necessary onsite water requirements for the entire proposed development, noting the relevant water standard qualities that must be adhered to.

### **Condition 14**

**As part of the Development Application for Operational Works for Stage 1, the Applicant must construct the channelised right turn treatment lane as per the approved Traffic Impact Assessment Report.**

#### Applicant's Representations

*Upon further review of the condition, there appears to be an incorrect reference from the approved Traffic Impact Assessment. It is therefore requested that the condition reference turn treatments to reflect both the auxiliary left turn and basic right turn design recommendations for the site.*

#### Officers Comment

It is recommended that the change sought to Condition 14 be approved. Condition 14 is to read as:

As part of the Development Application for Operational Works for Stage 1, the Applicant must construct the auxiliary left turn and basic right turn design recommendations for the site as per the approved Traffic Impact Assessment Report.

**Condition 15**

As part of the first application for Operational Works, the Applicant is to submit a Pedestrian/Cycle Network Plan demonstrating provision of a concrete footpath with a minimum width of 2.5 metres to be located within the road reserve and to be constructed: -

- along the frontage of the subject site;
- inclusive of a delineated road crossing of Round Hill Road;
- continue along the northern side of Round Hill Road; and
- connect into the footpath network at the frontage of 2853 Round Hill Road (Lot 214 on SP262272) required as a Condition of DA/18/2017 for the Shopping Centre.

The design of which shall comply with Austroads Standards and Council's Standard Drawing Concrete Pathway/Bikeway Details and is to be certified by an RPEQ experienced in that type of work. The footpath is to be constructed and on maintenance prior to the commencement of use of the first stage.

**Advisory Note: Council's standard drawing is located within the Capricorn Municipal Development Guidelines - Drawings and Specifications at <http://www.cmdg.com.au/index.htm>.**

**Applicant's Representations**

*“With reference to Round Hill Road, it is understood that the road is considered as a Rural Sub-Arterial in terms of hierarchy. The current speed environment for the portion of the site that fronts Round Hill Road up to the proposed termination point at Lot 214 is signed at 80km/hr.*

*As per Council’s Road Hierarchy Policy, an Arterial road is the highest order of road, whose main function is to provide the principal links between centres and rural regions. Within an urban area, they should have the capacity to be developed into multi-lane facilities with access control being a desirable feature to enhance traffic flow. Consequently, development of maximum traffic capacity must be the prime consideration.*

*It is understood that the adjoining property (2773 Round Hill Road) sought Council to consider a signalised intersection to facilitate safe vehicular movement on the off-centre T-intersection. However, during the application assessment process, it is understood Council maintained the policy position that a four-leg roundabout designed at 100km/hr speed environment should be constructed.*

*As part of the Information Request Response, the engaged Applicant provided further justification regarding the preferred design option of signalised light intersection or proposing to reduce the speed environment from Bicentennial Drive to the township of Agnes Water to a 60km/hr environment. Upon review of the material submitted within the Operational Works application, Council have issued a Further Advice Notice stipulating the design speed should be 100km/hr with no consideration of a proposed pedestrian footpath to the subject site (2744 Round Hill Road).*



**GENERAL MEETING AGENDA 20 JUNE 2023**

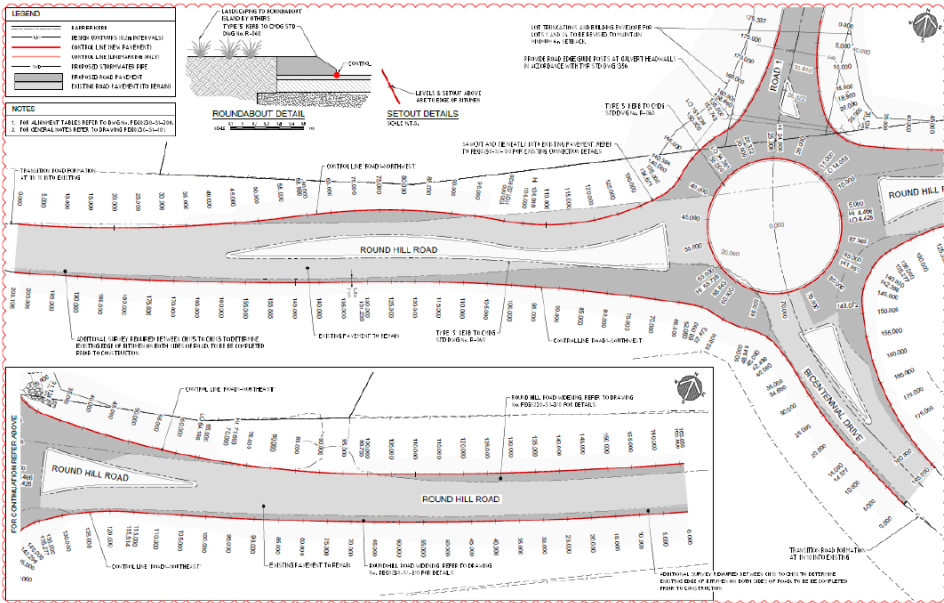


Figure 6: Proposed Roundabout Design for 2773 Round Hill Road

The current policy position from Council appears to maintain the function of the Sub-Arterial Rural Road as a priority, rather than the safety and function of the intersection for pedestrian movement. The requirement for a pedestrian crossing within proximity to this roundabout to Round Hill Road connecting to a footpath on the northern side would be in contradiction with Council wanting to maintain the function of Round Hill Road as a sub-arterial with a sign posted speed of 80km/hr and design speed of 100km/hr.

As previously highlighted by the engaged Traffic Engineer, the proposed pedestrian crossing and pathway would promote pedestrian activity in an unsafe speed environment and put children’s safety at risk.

The Officer’s proposed position of the footpath running along the northern side of Round Hill Road would require additional road crossings near:

- The proposed roundabout leg into 2773 Round Hill Road subject site (dual lanes)
- The proposed sub-arterial road bi-pass road (identified in the LGIP)
- The commercial crossover from the approved Service Station

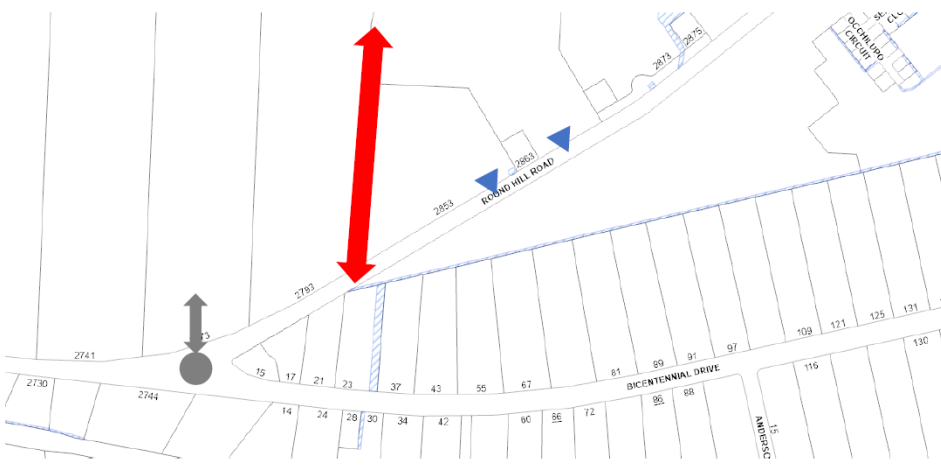


Figure 7: Required External Crossings

As previously highlighted by the Applicant and engaged Traffic Engineer, the road corridor along Round Hill Road up to the approved Shopping Centre encounters varying terrain typologies along the northern side of the road shoulder and a table drain along the southern side of the road corridor. This further restricts the necessary safety separation distances for a shared pathway and the current road environment. Subsequently, highlighting the unfeasible connection between the subject site and future Shopping Centre.

Upon review of the Officer’s Town Planning Report presented at the General Meeting regarding the previously submitted representations, it is acknowledged that the Officer’s referenced the requirements within the Development Design Code in the Planning Scheme. Below is an extract from the relevant assessment benchmarks.

<p><b>PO13</b></p> <p>Footpaths provide pedestrian and bicycle access to site, which is designed to:</p> <ul style="list-style-type: none"> <li>a. provide safe movement;</li> <li>b. avoid unnecessary conflict between pedestrians, bicycles and motor vehicles;</li> <li>c. include durable and stable materials; and</li> <li>d. match any adjacent footpath.</li> </ul>	<p><b>AO13</b></p> <p>Footpaths are:</p> <ul style="list-style-type: none"> <li>a. provided to the full road frontage and designed in accordance with the Engineering Design Planning Scheme Policy;</li> <li>b. connected to the existing footpath network; and</li> <li>c. certified by a Registered Professional Engineer of Queensland.</li> </ul>
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Figure 8: Extract from Planning Scheme

It is argued that the current condition does not facilitate safe movement, avoid conflict between the motor vehicles and match any adjacent footpaths. As such, it is further sought that the proposal is reassessed against the Purpose and Strategic Framework within the Planning Scheme rather than the Performance Outcome in which the pathway could not feasibly comply with. The Overall Outcomes within the Development Design Code state the following:

The purpose of the code will be achieved through the following overall outcomes:

- a. Development is adequately serviced by utility and access infrastructure including roads, water, waste water, power, telecommunications, stormwater management and waste management.
- b. The integrity and **efficiency** of utility and **access infrastructure** systems is **maintained**.
- c. Environmental values of receiving water are protected from adverse development impacts arising from stormwater quality and flow.
- d. Environmental values of receiving water are protected from waste water impacts.
- e. Environmental values of receiving water are protected from development impacts arising from the creation or expansion of non-tidal artificial waterways.
- f. Public health and safety are protected and damage or nuisance caused by stormwater is avoided.
- g. Stormwater is designed to maintain or recreate natural hydrological processes and minimise run-off.
- h. **The function, safety and efficiency of the transport network is optimised.**
- i. Development within close proximity to existing or future public passenger transport facilities supports an integrated approach to land use and transport integration.
- j. Development provides adequate on-site vehicular access and adequate parking and servicing facilities for vehicles and parking facilities for bicycles.
- k. **Access, parking, servicing and associated manoeuvring areas are designed to be safe, functional and meet the reasonable demands generated by the development.**
- l. **Provision of safe and non-discriminatory public and pedestrian access is provided.**

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- m. Works in public streets and spaces enhance the pedestrian amenity and improve streetscape appearance.*
- n. Sensitive land uses in close proximity to activities generating amenity impacts are located and designed to mitigate their impacts.*
- o. Waste generation is minimised and re-use and recycling increased.*
- p. Development provides for the storage of generated waste in an environmentally acceptable and nuisance free manner and waste storage facilities are functionally appropriate for users of the facilities, and*
- q. Developments accessed by common private title have appropriate fire hydrant and infrastructure and unimpeded access to emergency service vehicles for the protection of people, property and environment from fire and chemical incidents.*

*\*Bolded for reference*

*The Overall Outcomes note in several instances that access to development should be designed to achieve safe and functional needs. The pathway requirement clearly does not facilitate safe or necessary connection needs to the urban centre. As previously noted in the application common material and representations from the Applicant and engaged Traffic Engineer, the Educational Establishment does not intend to promote pedestrian connections, rather a service bus and opportunity for vehicle drop off and pick up at the subject site.*

*In summary, it is requested that Council review the Planning Scheme requirements and policy position to require the development to design and construct a pathway connection that cannot be reasonably delivered within the context of this site and is not required.*

*If Council does not support the Traffic Engineer's advice and review of the Planning Scheme requirements, it is highlighted to Council that the condition currently imposed would meet the criteria of a Conversion Application to deem the non-trunk infrastructure to trunk infrastructure.*

*This is evident when applying the assessment to Section 7.2 of the Adopted Infrastructure Charge Resolution (AICR) which states:*

*For infrastructure to be considered trunk infrastructure, each of the following criteria must be met:*

- a) The relevant infrastructure has been specifically designed (i.e. has the capacity) to service other developments in the area;*
- b) The function and purpose of the infrastructure is consistent with other trunk infrastructure identified in a Local Government Infrastructure Plan (LGIP), or a charges resolution for the area;*
- c) The infrastructure is not consistent with non-trunk infrastructure for which conditions may be imposed in accordance with Section 665 of the Sustainable Planning Act 2009;*
- d) The infrastructure delivers the desired standard of service; and*
- e) The type, size and location of the infrastructure are the most cost effective option for servicing multiple users in the area.*

*Upon review of the criteria and recent interpretation from Development Tribunal Appeal No. 19-044 (Attachment 5), the conditioned footpath would achieve criteria 7.2 (i) (a), (c), (d) and (e) due to the location and current condition standard being 2.5m. This condition can provide for the function of trunk footpaths as the infrastructure meets the required standards for a shared path to accommodate pedestrians and cyclists, which requires a minimum width of 2.5m. As the footpath is conditioned to be 2.5m wide, the infrastructure is consistent with the function of trunk footpath infrastructure.*

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*Additionally, this trunk footpath standard would further service four allotments along Round Hill Road being:*

ADDRESS	DESCRIPTION	CURRENT USE
2741 Round Hill Road	Lot 6 RP 616792	Tourist Park
2773 Round Hill Road	Lot 7 RP 616792	Approved Rural Residential Subdivision
2793 Round Hill Road	Lot 8 RP 616792	Undeveloped
2853 Round Hill Road	Lot 214 SP 162272	Approved Shopping Centre, Service Station & Subdivision

*As part of the Decision Notice package, an Adopted Infrastructure Charge Notice was issued for the development dated 2 September 2022 (Attachment 6). After the applicable Vacant Lot Credit has been applied, the development's total levied charge would total \$22,250.00. During the subsequent Operational Works permit, a Bill of Quantities (BOQ) would be endorsed by a RPEQ that would determine the applicable works cost in accordance with Section 6.3 of the AICR. This is expected to well exceed the current levied charge by which Council would be subject to Section 129 (3) of PA which would require the difference of the costs to be refunded to the Applicant.*

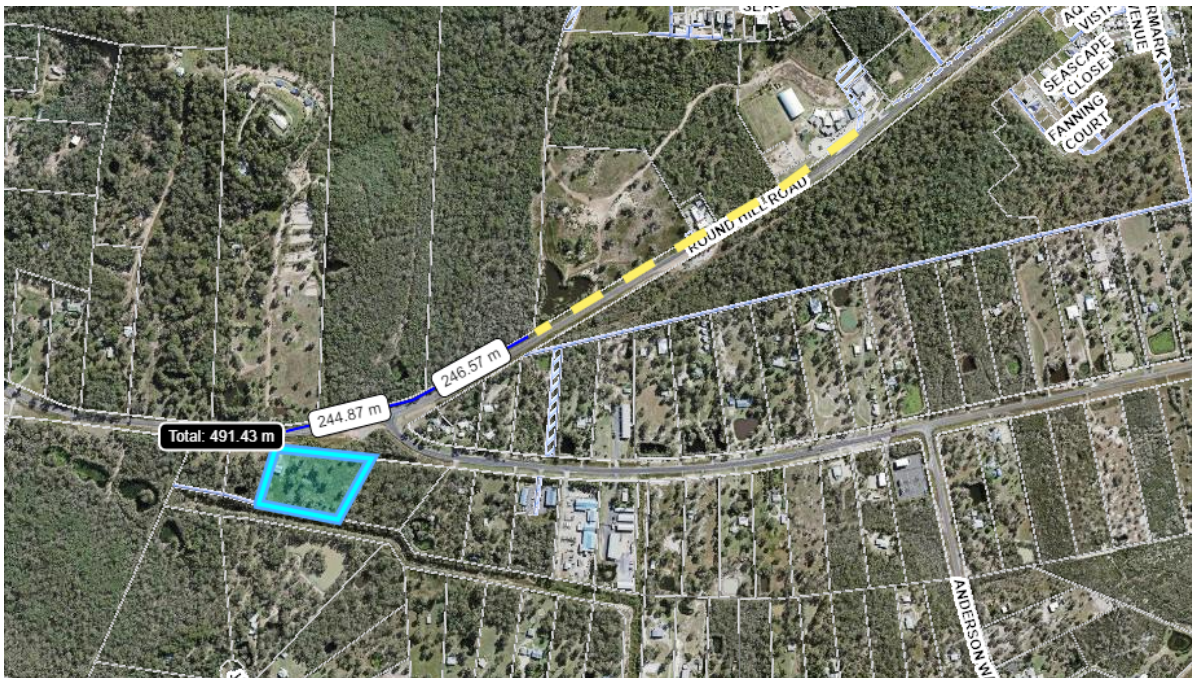
*It is advised that if Council maintains its position that a footpath is required, the Applicant intends to lodge a Conversion Application to seek confirmation that this infrastructure is trunk."*

### Officers Comment

The Applicant highlights the current speed limit of 80km/hr for the portion of the site that fronts Round Hill Road up to the proposed termination point at Lot 214 and references Council's position for a design speed of 100km/hr in relation to the intersection treatment for Development Application 83/2017 for Reconfiguring a Lot (1 into 24 lots) at 2773 Round Hill Road, Agnes Water.

The Applicant raises concerns with the safety implications of the speed limit in relation to safe pedestrian movement across Round Hill Road.

Council notes the established footpath is located on the northern portion of Round Hill Road with no treatments to assist in directing road crossings. It is further noted that the approved Shopping Centre (DA/18/2017) is conditioned to extend the existing pedestrian footpath from the Discovery Christian College which leaves approximately 500m of a missing link between the approved Shopping Centre and the approved Educational Establishment. This is illustrated in Figure Twenty-five below.



**Figure twenty-five: Established footpath network and proposed extension**

This type of commercial anchor (i.e., Shopping Centre) is considered to attract significant activity and may result in students accessing the site during break sessions and before/after school. It is further noted that a Child Care Centre is approved as part of the Shopping Centre development. It is reasonable to anticipate that parents may drop younger children off and allow older children to walk to school as a matter of convenience. This type of interaction is present in the region with Gladstone State High School and Star of the Sea interacting in a similar way for families with children of varying ages.

The Planning Scheme sets a clear expectation of the provision of safe and accessible pedestrian and bicycle access. As detailed below, Acceptable Outcome 13 (AO13) of the Development Design Code requires that footpaths are:

- a. provided to the full road frontage and designed in accordance with the Engineering Design Planning Scheme Policy;
- b. connected to the existing footpath network; and
- c. certified by a Registered Professional Engineer of Queensland.

Where this cannot be met, the Performance Outcome (PO13) requires:

Footpaths provide pedestrian and bicycle access to site which is designed to:

- a. Provide safe movement;
- b. Avoid unnecessary conflict between pedestrians and motor vehicles;
- c. Include durable and stable materials; and
- d. Match any adjacent footpath

The Purpose and Overall Outcomes of the Development Design Code also reference 2.1 'Provision of safe and non-discriminatory public and pedestrian access is provided.' The proposal by the applicant to provide no active transport access to the site is directly in conflict with these requirements. It is considered unreasonable to expect that no students or parents would be interested and able to access the school using active transport at all. Furthermore, it is directly in conflict with the Planning Scheme, to specifically condition the absolute restriction of pedestrian and cycle movements to and from the site. The proposed use is an Educational Establishment, the encouragement of active and healthy children accessing this use either by walking or cycling is a reasonable and relevant consideration, which the current conditions require. The footpath and crossing will allow for a consistent and legible crossing that both pedestrians/bike and vehicles can be made aware of via signage design and operational management solutions.

Council also notes the existence of pedestrian crossing in similar speed zones in the region with an example being pedestrian crossing constructed by the Department of Transport and Main Road on road within 100km/hr. See Figure Twenty-six below showing pedestrian crossing (marked with red line) on Tannum Sands Road.

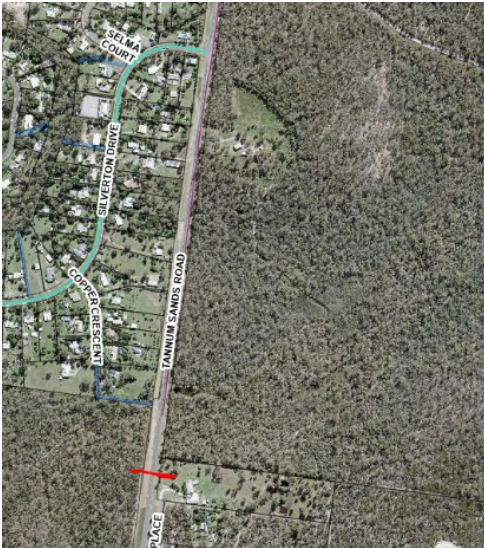


Figure Twenty-six: Existing pedestrian crossing on Tannum Sands Road

It is also important to raise that Council, in the light of recent developments such as the Shopping Centre, approved subdivisions, educational establishment and others, are considering a pre-emptive speed reduction to facilitate safe vehicle and pedestrian movement. Based on this ongoing consideration by Council, it is considered that that potential safety issues for pedestrian movement as raised by the Applicant would be duly addressed if speed reduction to 60km/hr is realized.

It is acknowledged that travel by car may sometimes be the only practical mode of transport available in some communities. However, sustainable modes of travel, which may reduce the demand for car parking, as well as having positive environmental outcomes, must be explored, and encouraged where possible. As such, it is recommended that Condition 15 be maintained.

#### Response to Conversion Application Request

The Change Request material expresses the intent to lodge a Conversion Application should Condition 15 be maintained and also references the potential for the Applicant to be eligible for a refund, should the cost of construction exceed the levied charge (AIC).

A Conversion Application is when an applicant requests that infrastructure that has been conditioned in a Development Approval be considered as Trunk and therefore be subject to offsets against the Adopted Infrastructure Charge Notice. S117 of the Planning Act 2016 sets the criteria for which these are assessed, which is to be in accordance with Section 7.2 of Gladstone Regional Council Adopted Infrastructure Charges Resolution (No. 1) - 2015 Amendment No. 2.

As identified under Section 139 of the Planning Act 2016, a Conversion Application must be made (a) to the local government in writing; and (b) within 1 year after the development approval starts to have effect. Should this application be lodged, it would be assessed by officers and a recommendation presented to Council for determination at a General Meeting. This assessment is not part of this Change Request.

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The Applicant's request for offset and/or refund consideration as stipulated under Section 129 of the Planning Act 2016 would form part of any future Conversion Application assessment and would be presented to Council for their determination.

### **Condition 16**

**An Operational Plan to address Pedestrian & Cycle safety of patrons of the facility shall be submitted to Council prior to commencement of the use.**

#### Applicant's Representation

*Subject to Council's determination on Condition 15, this condition may either become redundant or require further amendments.*

#### *Option 1:*

*If Condition 15 is deleted, it would be suggested that this condition is retained with the below amendments to the wording:*

*An Operational Plan to ensure the safety of patrons of the facility shall be submitted to Council prior to commencement of the use. This plan may include how the Educational Establishment provides bus services only and deters pedestrian and bicycle access from the Agnes Water township.*

#### *Option 2:*

*If Condition 15 is retained, it would be suggested that this condition is deleted. The proposed footpath would become a Council asset which services multiple properties along Round Hill Road. As such, an Operational Plan provided to Council would not remove liability of Council or the individuals utilizing the public infrastructure. The Goora Gan Steiner school will run awareness programs and correspondence to the patrons to ensure they are aware of the sites' preferred accessibility methods.*

*This is however not a Planning Scheme requirement, rather an internal procedural policy that would be regularly updated.*

#### Officer's Comment

It is noted that the required footpath will become a Council asset upon completion. However, Condition 16 relates to the operation of the Educational Establishment as a whole rather than the individual footpath asset itself. Outcome H of the Development Design Code requires that the function, safety and efficiency of the transport network is optimized. This can be achieved through the provision of an Operational Plan for the purpose of pedestrian and cycling safety.

The purpose of Condition 16 is for Council to understand how the Educational Establishment would be operated in the light of pedestrian prioritization. The Operational Plan would provide more clarity on how unsafe practices can be avoided and assist Council in addressing potential future compliance issues.

The Operational Plan should outline what the school is planning to do to improve road safety for students and may include strategies such as, but not limited to:

- a. Appointment of school crossing supervisors ("lollipop" people)
- b. Education programs about road and pedestrian safety around the school including educating students and their parents and carers on safe school vehicle and pedestrian movement.
- c. Advocating to parents and carers to help promote student safety through suggestions such as:
  - i. having agreed pick up times with children
  - ii. drop off and pick up of children at an alternate time to avoid peak time congestion
  - iii. slowing down around school

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- iv. adhering to signage and linemarking at all times
- d. Notifying parents of any parking problems via school newsletters.

Condition 16 clearly defines Council's expectation as it references safety of patrons of the facility and not the maintenance/management of the footpath infrastructure itself. However, to provide further clarity, it is recommended that Condition 16 amended as follows:

An Operational Plan to address Pedestrian & Cycle safety of patrons of the facility shall be submitted to Council prior to commencement of the use. The Operational Plan shall outline strategies to improve road safety for patrons of the facility and how unsafe practices can be avoided.

### **Condition 18**

**Prior to the commencement of Stage 1, a minimum of 10 bicycle spaces are to be constructed onsite within 30m walking distance to the entry of the use. All bicycle spaces are to be constructed in accordance with AS2890.3.**

#### Applicant's Representation

*Subject to Council's determination on Condition 15, this condition may either become redundant or require further amendments. If Council acknowledges the unfeasible pathway requirement and deletes the condition, it is further requested that Condition 18 is removed to ensure access to the facility is via the provided bus service or private vehicle/s.*

#### Officer's Comment

As Condition 15 is being maintained, it is recommended that Condition 18 be retained to ensure alternative means of access as well as promotion of active transport to the educational establishment.

### **Condition 25**

**Prior to the commencement of use of Stage 1, construction of a minimum 1.8m high screen fence for the full extent of the development footprint to the western side boundary and a 1.2m high post and wire fence for the remaining western boundary and the full extent of the eastern and rear boundaries must be completed. Details of which are to be included within any Development Application for Building Works.**

#### Applicant's Representation

*The Goora Gan Steiner school wishes to protect native wildlife populations and their movements to the extent possible, including retaining almost all of the existing vegetation. Fencing the south and east boundaries would adversely affect wildlife movements through the subject site. To allow this to occur at the subject site, it is requested that Condition 25 be amended. This type of fencing is present in all rural schools throughout the region and other areas.*

#### Officer's Comment

It is noted that the adjoining lots on the western and eastern boundary are currently vacant however, future development may occur given the zoning of the area (Rural Residential). As such, it is important for potential amenity impacts to these lots be adequately addressed during assessment stage. As identified by the Applicant, majority of existing vegetation onsite is to be retained and with the condition for a full landscaping plan to be provided as part of Operational Works Application, Council would be able to ensure



## GENERAL MEETING AGENDA 20 JUNE 2023

amenity impacts on adjoining properties are minimized/mitigated. As such, it is recommended that the Applicant's request to amend Condition 25 be supported. Condition 25 is to read as:

Prior to the commencement of use of Stage 1, construction of a minimum 1.2m high post and wire fence for the full extent of the boundaries must be completed. Details of which are to be included within any Development Application for Building Works.

### Anticipated Completion Date:

The associated Change (Minor) Decision Notice is required to be issued within 5 business days of the General Council Meeting decision.

### Officer's Recommendation:

That the request for a Change (Minor) Decision Notice for Development Application 28/2022 for a Material Change of Use for an Educational Establishment (3 stages) located at 2744 Round Hill Road, Agnes Water, be approved in part subject to the following conditions.

### Approved Documentation

1. Development is to be carried out generally in accordance with the submitted application including the following plans and supporting documentation except where amendments are required to satisfy the conditions of this approval:

Drawing Number	Revision	Description	Author	Date
<b>A110</b>	<b>5</b>	<b>Site Plan and Landscape Plan</b>	<b>WD Architects</b>	<b>20/04/2023</b>
A120	1	Roadworks and Parking Layout	WD Architects	01/03/2022
A130	1	Staging Plan	WD Architects	01/03/2022
<b>A1-300</b>	<b>5</b>	<b>Administration Building Floor Plan</b>	<b>WD Architects</b>	<b>23/02/2023</b>
A400	2	Administration Building Sections	WD Architects	01/03/2022
<b>A1-500</b>	<b>2</b>	<b>Administration Building Elevations</b>	<b>WD Architects</b>	<b>01/03/2022</b>
A900	2	Administration Building Perspectives	WD Architects	01/03/2022
<b>A2-300</b>	<b>4</b>	<b>Classroom Building Floor Plan</b>	<b>WD Architects</b>	<b>23/02/2023</b>
A400	2	Classroom Building Sections	WD Architects	01/03/2022
A500	2	Classroom Building Elevations	WD Architects	01/03/2022
A900	2	Classroom Building Perspectives	WD Architects	01/03/2022
<b>A300</b>	<b>2</b>	<b>Proposed Library/Resource Centre Floor Plan</b>	<b>WD Architects</b>	<b>24/03/2023</b>
<b>A500</b>	<b>2</b>	<b>Proposed Library/Resource Centre Elevations</b>	<b>WD Architects</b>	<b>24/03/2023</b>

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Drawing Number	Revision	Description	Author	Date
		<b>and Sections</b>		
<b>A900</b>	<b>2</b>	<b>Proposed Library/Resource Centre Perspectives</b>	<b>WD Architects</b>	<b>24/03/2023</b>
A300	2	Specialty Classroom and Workshop Floor Plan	WD Architects	01/03/2022
A500	2	Specialty Classroom and Workshop Elevations and Sections	WD Architects	01/03/2022
A900	2	Specialty Classroom and Workshop Perspectives	WD Architects	01/03/2022

And supporting documents

Document Number	Revision	Description	Author	Date
21562	2	Effluent Disposal Report	Engineers Plus	27 April 2022
21562	0	Site Specific Stormwater Management Report	Engineers Plus	26 April 2022
-	A	Traffic Impact Assessment	Access Traffic Consulting	8 March 2022
21110	-	Noise Impact Assessment	SoundBase Consulting Engineers	21 April 2022

**Operational Works**

2. **A Development Permit for Operational Works must be obtained from Council prior to the commencement of Building Work for Stage 1. The Development Application for Operational Works is to include the following:**
  - (a) **Earthworks (including retaining walls);**
  - (b) **Road works (including signage and vehicle access);**
  - (c) **Stormwater Management (quantity, quality, flood and drainage control);**
- 2b. **A Development Permit for Operational Works must be obtained from Council prior to the commencement of civil works for Stage 1. The Development Application for Operational Works is to include the following:**
  - (a) **Pedestrian / Cycle Footpath works;**
  - (b) **Street lighting, electrical and telecommunications; and**
  - (c) **Landscaping, environmental protection and associated works.**
3. Development Applications for Operational Works shall be designed and constructed in accordance with Australian Standards, the Engineering Design Planning Scheme Policy under the Our Place Our Plan Gladstone Regional Council Planning Scheme or any other applicable standards at the time of

## GENERAL MEETING AGENDA 20 JUNE 2023

lodgement. Prior to the commencement of the use, all Operational Works conditioned by this approval must be accepted "on maintenance" by Council.

*Advisory Note: The Capricorn Municipal Development Guidelines within the Engineering Design Planning Scheme Policy is the current document for preparing any Development Application for Operational Works which is found at <http://www.cmdg.com.au/index.htm>.*

### **Building, Plumbing and Drainage Works**

4. The Applicant is required to obtain a Development Permit and Building Final for Building Works in accordance with the *Planning Act 2016* for each stage. Construction is to comply with the *Building Act 1975*, the National Construction Code and the requirements of other relevant authorities.
5. The Applicant is required to obtain a Development Permit for Plumbing and Drainage Works and Plumbing and Drainage Final in accordance with the *Planning Act 2016* for each stage. Construction is to comply with the *Plumbing and Drainage Act 2018* and the requirements of other relevant authorities.
6. Prior to the commencement of the use for each stage, all plant and equipment (including air conditioners, exhaust fans and the like) are to be housed, screened and located so that these do not cause environmental nuisance or harm to other uses in the surrounding area.
7. Prior to the commencement of the use for each stage, all lighting at ground level and associated with illuminating ground level areas must be focused downwards and be provided with hoods, shades or other permanent devices to direct illumination downwards and not allow upward lighting to adversely affect the residential uses on this site and the adjoining sites.

### **Water Infrastructure**

8. **As part of the Development Application for Building Works for Stage 1, the Applicant must submit for approval to Council, an Engineering Services Report prepared by a Registered Professional Engineer of Queensland (RPEQ) that assess and recommends the necessary onsite water requirements for the entire proposed development, noting the relevant water standard qualities that must be adhered to.**
9. Prior to the commencement of the use for each stage, the Applicant must install and construct the necessary water facilities as per Condition 8 approved Engineering Services Report for onsite Water.

### **Sewerage Infrastructure**

10. As part of any Development Application for Plumbing and Drainage Works, the Applicant must design and construct the onsite effluent disposal system as recommended in the approved Effluent Disposal Report.
11. As part of the Development Application for Plumbing and Drainage Works for Stage 1, the Applicant must install the recommended fencing and planting as outlined in the approved Effluent Disposal Report.
12. Any future request to connect into Council Sewerage Infrastructure once available shall be at the expense of the owner.

### Stormwater Infrastructure

13. As part of the Development Application for Operational Works for Stage 1, the Applicant is to submit for approval by Council an amended Site Based Stormwater Management Plan. The Site Based Stormwater Management Plan must address both stormwater quantity and quality and be in accordance with the Engineering Design Planning Scheme Policy under the *Our Place Our Plan Our Place Our Plan Gladstone Regional Council Planning Scheme* and the *State Planning Policy – July 2017*. The Site Based Stormwater Management Plan must be certified by a Registered Professional Engineer of Queensland experienced in this type of work

### Transportation Services

14. **As part of the Development Application for Operational Works for Stage 1, the Applicant must construct the auxiliary left turn and basic right turn design recommendations for the site as per the approved Traffic Impact Assessment Report prepared by Access Traffic Consulting and dated 8 March 2022.**
15. As part of the first application for Operational Works, the Applicant is to submit a Pedestrian/Cycle Network Plan demonstrating provision of a concrete footpath with a minimum width of 2.5 metres to be located within the road reserve and to be constructed:-
  - along the frontage of the subject site;
  - inclusive of a delineated road crossing of Round Hill Road;
  - continue along the northern side of Round Hill Road; and
  - connect into the footpath network at the frontage of 2853 Round Hill Road (Lot 214 on SP262272) required as a Condition of DA/18/2017 for the Shopping Centre.

The design of which shall comply with Austroads Standards and Council's Standard Drawing Concrete Pathway/Bikeway Details and is to be certified by an RPEQ experienced in that type of work. The footpath is to be constructed and on maintenance prior to the commencement of use of the first stage.

*Advisory Note: Council's standard drawing is located within the Capricorn Municipal Development Guidelines - Drawings and Specifications at <http://www.cmdg.com.au/index.htm>.*

16. **An Operational Plan to address Pedestrian & Cycle safety of patrons of the facility shall be submitted to Council prior to commencement of the use. The Operational Plan shall outline strategies to improve road safety for patrons of the facility and how unsafe practices can be avoided.**
17. Prior to the commencement of Stage 1, a minimum of 18 car parking spaces are to be constructed on site generally in accordance with the approved plans, including designated disabled car parking spaces. These spaces and all vehicle movement areas are to be constructed, sealed, line marked, provided with wheel stops and maintained in accordance with the Engineering Design Planning Scheme Policy under the *Our Place Our Plan Gladstone Regional Council Planning Scheme* and AS2890.1.
18. Prior to the commencement of Stage 1, a minimum of 10 bicycle spaces are to be constructed onsite within 30m walking distance to the entry of the use. All bicycle spaces are to be constructed in accordance with AS2890.3.

## GENERAL MEETING AGENDA 20 JUNE 2023

19. As part of the Development Application for Operational Works for Stage 1, a Commercial Driveway is to be constructed in accordance with Council's Standard Drawing Urban Commercial/Industrial Driveway.

*Advisory Note: Council's standard drawing is located within the Capricorn Municipal Development Guidelines - Drawings and Specifications at <http://www.cmdg.com.au/index.htm>.*

20. Prior to the commencement of Stage 1, shade street trees are to be constructed within the designated vehicle parking area at a rate of 1 tree per 6 vehicle parking spaces in accordance with Table 9.3.5.3.2 - Plant Species List of the Landscaping Code of the Our Place Our Plan Gladstone Regional Council Planning Scheme and the Capricorn Municipal Development Guidelines - Landscaping C273 Construction Specification.

### Landscaping

21. As part of the Development Application for Operational Works for Stage 1, all grassed footpath areas disturbed by the development are to be top dressed and turfed following completion of construction activity.
22. As part of the Development Application for Operational Works for Stage 1, a full Landscaping Plan is to be provided in accordance with Table 9.3.5.3.2 - Plant Species List of the Landscaping Code of the Our Place Our Plan Gladstone Regional Council Planning Scheme and the Capricorn Municipal Development Guidelines - Landscaping C273 Construction Specification. The Landscaping Plan must include all recommendations outlined in the supporting approved reports, approved plans and conditioned within this package. The full Landscaping Plan is to be certified by a Landscape Architect.
23. As part of the first Development Application for Operational Works for Stage 1, all landscaping areas are to be constructed with an appropriate irrigation system. Details of the irrigation system are to be provided as part of the full Landscaping Plan.

*Advisory Note: Council's construction specification is located Capricorn Municipal Development Guidelines - Drawings and Specifications at <http://www.cmdg.com.au/index.htm>.*

24. As part of the Development Application for Operational Works for Stage 1, street trees are to be constructed along the Round Hill Road frontage, at a rate of 1 tree per 10m in accordance with Table 9.3.5.3.2 - Plant Species List of the Landscaping Code of the Our Place Our Plan Gladstone Regional Council Planning Scheme and the Capricorn Municipal Development Guidelines - Landscaping C273 Construction Specification.

*Advisory Note: Council's standard drawing is located within the Capricorn Municipal Development Guidelines - Drawings and Specifications at <http://www.cmdg.com.au/index.htm>.*

25. **Prior to the commencement of use of Stage 1, construction of a minimum 1.2m high post and wire fence for the full extent of the boundaries must be completed. Details of which are to be included within any Development Application for Building Works.**

### Waste Management

26. As part of any Development Application for Operational Works for Stage 1, a Waste Management Plan is to be submitted and approved by Council. The Waste Management Plan is to be in accordance with the Waste Management Planning Scheme Policy of the Gladstone Regional Planning Scheme.

## GENERAL MEETING AGENDA 20 JUNE 2023

27. Prior to the commencement of the use for Stage 1, refuse bins are to be provided in accordance with the Waste Management Plan.
28. Prior to the commencement of the use for Stage 1, the waste storage area/s are to be sufficient in size to house all waste collection containers including recycling waste containers. The waste storage area/s must be suitably enclosed and imperviously paved, with a hose cock and hose fitted in close proximity to the enclosure to ensure the area can be easily and effectively cleaned.
29. Prior to the commencement of the use for Stage 1, open storage areas shall be adequately screened so as not to detract from the visual amenity of the area. One way of achieving compliance with this condition is as follows:
  - a. Outdoor storage areas are situated in locations not visible from the street; and
  - b. A 1.8m solid screen fence is located around storage areas.

### Environmental Health

30. At all times, the development must achieve the noise generation levels set out in the *Environmental Protection (Noise) Policy 2019*, as amended.
31. At all times, the development must achieve the air quality design objectives set out in the *Environmental Protection (Air) Policy 2019*, as amended.
32. Upon commencement of the use, should service deliveries occur outside the timeframes of 7am-7pm, an Environmental Management Plan is to be submitted to Council for approval which outlines the management strategies to minimise noise impacts to the adjacent residential uses. The Environmental Management Plan is to be in accordance with the maximum limits as per the *Environmental Protection (Noise Policy) 2008* under the *Environmental Protection Act 1994*.

### Lawful Commencement

33. Prior to the commencement of this use, the Applicant is to request that a Compliance Inspection be undertaken by Council to confirm that all conditions of this Development Permit are considered compliant.
34. Upon receipt of confirmation from Council that all conditions of this Development Permit are considered compliant, the Applicant is to notify Council within 20 business days that this approved use has lawfully commenced.

### **END OF CONDITIONS**

### **Advice to Applicant:**

An Adopted Infrastructure Charge Notice in relation to the infrastructure charges applicable to this development has been provided separately.

### **Attachments:**

1. 13 December 2022 Negotiated Decision Notice and Plans
2. 2 September 2022 Adopted Infrastructure Charge Notice
3. Applicants Change Request Letter

## G/4.2. PROPOSED AMENDMENTS TO THE ANIMAL MANAGEMENT LOCAL LAW AND SUBORDINATE LOCAL LAW

**Responsible Officer:** General Manager Finance Governance and Risk

**Prepared By:** Governance Business Partner

**Council Meeting Date:** 20 June 2023

**File Ref:** LE3.1

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### **Purpose:**

This report provides an opportunity for Council to consider the public submissions on proposed changes to the Animal Management Local Law and Subordinate Local Law and to decide if Council should proceed with making the amendments as proposed.

### **Officer's Recommendation:**

That Council resolve:

1. To make *Animal Management (Amendment) Local Law (No. 1) 2023* as advertised.
2. To make *Animal Management (Amendment) Subordinate Local Law (No. 1) 2023* as advertised, but amended as follows—
  - a) *Animal Management (Amendment) Subordinate Local Law (No. 1) 2023*, section 8 (Amendment of sch 8 (Requirements for proper enclosures for animals)) subsection (1)(b), '10m<sup>2</sup>'—  
omit, insert—  
'9m<sup>2</sup>'; and
  - b) *Animal Management (Amendment) Subordinate Local Law (No. 1) 2023*, section 9(6)—  
omit, insert—  
'(6) Schedule 13, definition **multi-residential premises**—  
omit, insert—  
'**multi-residential premises** means each of the following—
    - (a) a residence which forms part of a group of 2 or more residences in circumstances where 2 or more of the residences of the group are directly adjacent to each other and share—
      - (i) a common wall; or
      - (ii) a ceiling in circumstances where 1 residence is directly under the floor of another residence; or
    - (b) a residence which forms part of a group of 2 or more residences in circumstances where 2 or more of the residences of the group are adjacent to each other and share common facilities, for example, community facilities for carparking, entertainment, dining or recreation; or
    - (c) a residence situated on a lot which forms part of a community titles scheme as defined in the *Body Corporate and Community Management Act 1997*.

Examples of multi-residential premises—  
Flats, boarding houses, tenement buildings, home units, town houses and duplexes'.

## GENERAL MEETING AGENDA 20 JUNE 2023

3. To adopt, pursuant to section 32 of the Local Government Act 2009, in the form attached to this report to Council, consolidated versions of each of *Local Law No. 2 (Animal Management) 2011* and *Subordinate Local Law No. 2 (Animal Management) 2011*.
4. To adopt the *Queensland Racing Pigeon Federation Inc Australia Code of Practice - Keeping and Racing Pigeons, Version 2.0, 2000* to provide guidance to Council in assessing and determining the standards to apply in keeping racing pigeons in accordance with Section 8(2), Schedule 5 of *Subordinate Local Law No. 2 (Animal Management) 2011*.
5. In accordance with Section 12(2) of *Animal Management (Cats and Dogs) Act 2008*, Council has adopted Council issued registration tags as its '*registration device*' to help identify dogs.

### Summary:

Following public consultation *Animal Management (Amendment) Local Law (No. 1) 2023* and *Animal Management (Amendment) Subordinate Local Law (No. 1) 2023* is presented for Council's consideration. There was a substantial response to public consultation with only two minor changes to the amending local law and subordinate local law recommended as a result of the feedback received.

### Link to Corporate Plan:

Accountable Council - We are providing good stewardship built on a foundation of trust.

Connecting Communities - We work with you and for you, supporting the success of our communities.

Delivering Value - We work efficiently to deliver value for your rates.

### Background:

The objective of the Animal Management Local Law and Subordinate Local Law is to:

- balance community expectations with the rights of individuals; and
- protect the community against risks to health and safety; and
- prevent pollution and other environmental damage; and
- protect the amenity of the local community and environment.

At the General Meeting on the 21 March 2023, Council resolved to make *Animal Management (Amendment) Local Law (No. 1) 2023* and *Animal Management (Amendment) Subordinate Local Law (No. 1) 2023* and proceeded to public consultation.

Public consultation was carried out on the proposed changes for the period commencing 22 March 2023 closing on 12 May 2023 (52-day period). Council advertised the public consultation process on Council's website, its conversations platform (Council's community engagement site) and in the following newspapers:

- The Coastal Rag
- Gladstone Today
- Gladstone Observer

The public submissions received, along with the survey results and survey comments are attached to this report.

Council is legislatively obligated to consider the public submissions received and decide whether to:

1. proceed with making the amending local law and subordinate local law as proposed;
2. proceed with making the amending local law and subordinate local law with amendments; or
3. not proceed with making the amending local law and subordinate local law.



## GENERAL MEETING AGENDA 20 JUNE 2023

Councillors may, as a result of public submissions, propose to make any other changes it considers necessary.

### **Risk Management Summary:**

Council has a minimal risk appetite for Health, Safety and Wellbeing, Environment, Regulation and Legal and Reputation Risks. The proposed changes presented in the amending local law and subordinate local law seek to further enhance the local law objectives which is consistent with Council's risk appetite.

### **Options and Opportunity Analysis:**

#### Option 1 – Adopt the Officer's Recommendation

The Officer's recommendation is that Council amend *Local Law No. 2 (Animal Management) 2011* and *Subordinate Local Law No. 2 (Animal Management) 2011* to incorporate the following changes:

1. Updating property descriptions, legislative and other related references that have changed since the implementation of the Local Law and Subordinate Local Law.
2. Alignment of dog designations to support the State Government's position on no dogs in protected areas, such as National Parks and Conservation Parks where dogs are specifically prohibited, and areas identified as Matters of State Environmental Significance which has resulted in recommended changes on:
  - (a) Prohibiting dogs on the foreshore of Wild Cattle Island adjacent to the Wild Cattle Island National Park Tannum Sands
  - (b) Prohibiting dogs on Springs Beach/Red Rock Beach Agnes Water through to Deepwater National Park; and
  - (c) Designating the northern tip of the Agnes Water Main Beach adjacent to Joseph Banks Conservation Park as dogs on leash.
3. Other Dog Related Issues:
  - (a) Set a minimum enclosure size for dangerous and menacing dogs
  - (b) Extend the dog off-leash area for the Agnes Water main beach to commence from the Atlantis Boulevard Beach Access approximately 500m south of the existing Surf Club beach access
  - (c) Protection for the Rainbow Bee-Eater Bird Nesting Area, Seventeen Seventy SES Grounds by designating the SES Grounds dog on-leash during bird nesting season and off-leash for the balance of the year (current designation is off-leash all year round)
  - (d) Adjust the definition of 'Multi Residential Premises' to cater for developments that are multi-residential in nature but not 'group titled'
  - (e) Amend the 'Additional Minimum Standards' requirement to include microchipping for dogs (in addition to the requirement under the *Animal Management (Cats and Dogs) Act 2008*) to allow a broader scope of enforcement action other than fines which currently is the only option available under the State legislation (ie. Other action available under a Local Law is the issue of Compliance Notices)
  - (f) Removing the requirement for greyhounds in the Greyhound Adoption Program that have achieved 'Green Collar Approval' from being muzzled in public places.
4. Animals other than Dogs:
  - (a) Racing Pigeons:
    - I. Increase the minimum allotment size for keeping racing pigeons to 1,000m<sup>2</sup> and no more than 20 racing pigeons in a designated town area over 1,000m<sup>2</sup>.
    - II. Minor amendments to definitions to ensure that there is clarity between pigeons and 'racing pigeons' which are the birds that are let out to free fly and can cause issues roosting on adjacent property

## GENERAL MEETING AGENDA 20 JUNE 2023

- III. Add a requirement to locate racing pigeon enclosures at the furthest most appropriate point from adjoining homes
- IV. Adopt the Code of Practice for keeping Racing Pigeons
- (b) Bees – exclude native stingless bees from the keeping and control of bees given that they do not present a risk to the wellbeing of residents and the amenity of residential living
- (c) Exclude stock grazing unfenced roads from the requirement to be fully enclosed on the property
- (d) Remove from the Minimum Standards for an enclosure for ‘self-latching’ gates for stock and other animals kept for primary production
- (e) Amend the ‘Additional Minimum Standards’ to include microchipping for cats to provide a broader scope of enforcement action other than fines (ie. Refer to 3(e) - Compliance notices, etc.).

The Officer’s Recommendation incorporates two minor changes be made to the amending subordinate local law, following the public consultation:

1. That the minimum enclosure size be set at 9m<sup>2</sup> rather than the proposed 10m<sup>2</sup>. Despite receiving two submissions suggesting that the minimum enclosure size for dangerous dogs be increased from 10m<sup>2</sup> to 20m<sup>2</sup> and other suggestions that dangerous dogs should not be allowed in urban areas at all, the officer’s recommendation is on the basis that there are products that come as standard pre-fabricated enclosures at 3m x 3m (9m<sup>2</sup>) readily and affordably available on the market that many residents are currently using to successfully house their dog. To set the minimum size at 10m<sup>2</sup> would exclude these products from use and potentially lead to fewer affordable enclosure options for dog owners and/or reduce the level of compliance for suitable and safe housing of dangerous or menacing dogs.
2. That the definition of ‘multi-residential premises’ be amended slightly to make it clear that any one of the three options listed, meet the definition of ‘multi-residential premises’.

Option 1 has considerable public support as indicated by the public submissions and survey results, with the exception of the two proposed ‘dogs prohibited’ areas at Tannum Sands and Agnes Water / Seventeen Seventy. Given the divided community views, the decision that Council makes for or against, will attract a level of community dissatisfaction regardless of which option is selected.

### Option 2 – Adopt the Recommendation with amendments

Should Council decide that as a result of public submissions, it would like further changes to the amending local law and subordinate local law, the resolution to give this option effect would be similar to the recommendation, but with the changes listed in the relevant section of the resolution via the words ‘*subject to the following amendments.....*’.

## **Stakeholder Engagement:**

### Internal Stakeholders

Council Teams responsible for the monitoring and enforcement of the local law and subordinate local law have been involved in the amendment process from the commencement of the review.

### State Government Consultation

Under Section 29(1) and 29A of the *Local Government Act 2009* and Council’s local law making process, Council is required to conduct a State Government interest check on any proposal to change a Local Law. Council sought feedback from the following Government entities:

- Department of State Development, Infrastructure and Local Government and Planning
- Department of Environment and Science
- Department of Agriculture and Fisheries
- Department of Justice and Attorney General

## GENERAL MEETING AGENDA 20 JUNE 2023

Two of the Departments elected to respond, which are attached to this report, both offering no objection to the proposed amendments.

### Public Consultation

Council received nine written submissions (refer to Attachment 6) which are summarised below:

- Five submitters supported the proposal to exclude native stingless bees from the requirements of keeping and controlling bees
- One submitter did not support allowing stock to be grazed on unfenced roads
- One submitter did not support allowing dogs at the SES Grounds at Agnes Water and suggested that the off-leash area for Agnes Water Main Beach should be as per the current designation north of the Surf Club or alternatively a 500 metre area only between Atlantis Boulevard and the Surf Club. They supported having a fenced off park area for dogs off-leash
- One submitter suggested aligning the minimum enclosure requirements for dangerous and menacing dogs to the Victorian legislation covering this topic
- Submission 8 & 9 suggests no dogs on any beaches in the Agnes Water area and that a fenced dog park be provided in lieu of allowing dogs on the beaches.

A community survey was also conducted using Council's Conversations platform which included a series of questions (with accompanying maps) on the major changes proposed in the amending local laws. A total of 542 contributions from 490 contributors were received and 150 of the contributors also provided additional comments. It should be noted that 9.5% of the survey results came from an email address that was used more than once, which suggests that some of the 490 contributors responded more than once to the survey.

The survey results are contained in Attachment 7 and summarised below:

- 536 (98.89%) of survey respondents are local with only 6 (1.11%) of the respondents living outside the region
- 82% are dog and cat owners
- 17% own stock, poultry or larger animals
- There is majority support for the following changes:
  - Dog off leash designation for foreshore adjacent to township of Bangalee on Wild Cattle Island
  - Dog on leash designation for foreshore adjacent to Joseph Banks Conservation Park Agnes Water
  - The dog off-leash designation on Agnes Water Main Beach being extended down to the Atlantis Boulevard Beach Access
  - The 1770 SES Grounds being designated on-leash during the Rainbow Bee-Eater Bird Nesting Season
  - The minimum allotment size for keeping pigeons being increased to 1000m<sup>2</sup> with a maximum of 20 birds to be kept
  - Excluding native stingless bees from the requirements of keeping bees in town areas
  - Setting a minimum size for dangerous dog enclosures (10m<sup>2</sup>).
- Two proposed changes had a similar amount of yes and no responses:
  - Prohibiting dogs on the foreshore of Wild Cattle Island Tannum Sands adjacent to the National Park; and
  - Prohibiting dogs on the foreshore at Springs Beach to Red Rock Beach through to Deepwater National Park.

*In considering the competing views of the community, Officers recommend moving forward with the proposed changes to prohibit dogs in these areas for the following reasons:*

- *the changes support the State Government's interests in ensuring minimal disturbance of protected areas from domestic animals such as dogs;*
- *the survey highlighted the value that the community holds for wildlife (turtle nesting, shorebirds, wallabies) which dogs can negatively impact on; and*

## GENERAL MEETING AGENDA 20 JUNE 2023

- *there are already designated beaches in these areas where dogs can be walked on and off leash providing a balanced approach to facilitating access to public beaches for dog owners, the community and native fauna.*

A summary of the survey comments accompanying the survey questions, is detailed below with the full results attached to this report as Attachment 8.

- There were a high number of comments that indicated residents consider more needs to be done to control dogs in public areas, particularly in the Agnes Water / Seventeen Seventy area.
- There were a number of comments that highlighted the values held for wildlife (turtle nesting, shorebirds, wallabies) and social values (walking, picnicking at the beach) that can be impacted by off-leash dogs.
- A number of responses indicated the need for more off-leash agility areas for dogs in the region, particularly in the Agnes Water/Seventeen Seventy Area, with suggestions also including more of these facilities for Calliope, Gladstone and Tannum Sands and that an upgrade/more maintenance is needed for Webb Park Gladstone.
- There were several suggestions that more needs to be done about roaming cats.
- There were a number of suggestions that there should be no dogs on any of the regional beaches.
- There were several requests for Barney Point Beach Gladstone to be dog off-leash
- Some residents suggested that a 'shared' arrangement between dogs and people on beaches through setting times when dogs can be at the beach (mostly early morning or late afternoon).
- Several submitters indicated that they would like to see a dog on leash designation for footpaths only through Millennium Esplanade Tannum Sands (perhaps at set hours) rather than dogs having to be on the road through this area.
- Two comments suggested the minimum area for a dangerous and menacing dog enclosures should be 20m<sup>2</sup> and a number of suggestions that dangerous dogs should be banned completely from urban areas.
- Other notable comments included:
  - A one-off registration fee for a pet for the life of the animal.
  - More signage for dog designations and more shade in dog off-leash parks.
  - Compulsory desexing of pets except for registered breeders.
  - Responsible dog owners permitted to keep 3 dogs.
  - More scrutiny of registered breeders.
  - Those that surrender dogs be banned from keeping a pet for several years.
  - Increase the number of livestock for small acreages.

### **Legal and Regulatory Implications:**

The development and amendment of Local Laws is governed by:

- *Local Government Act 2009* (chapter 3, division 2);
- *Local Government Regulation 2012* (chapter 3, part 1); and
- GRC P-2018-10 Local Law-Making Process Policy.

To date, all regulatory requirements have been met in the making of this Local Law and subordinate Local Law.

### Human Rights

The decision to make or amend a local law requires consideration of human rights issues in accordance with the *Human Rights Act 2019* ("HRA"). In this instance, the Human Rights potentially impacted by Council's decision are:

- freedom of movement; and
- property rights.

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Under the HRA, section 58, it is unlawful for Council:-

- to make a decision in a way that is not compatible with human rights; or
- in making a decision, to fail to give proper consideration to a human right relevant to the decision.

As the human rights identified above may be limited by Council's decision, Council must make a determination about whether each limit on a person's human rights, and its impact on the person, is reasonable and demonstrably justifiable.

In the circumstances, whilst Council's decision to make each of the proposed amending local law and subordinate local law, may limit human rights, or impact on persons, the limitation, and impact, is reasonable and demonstrably justifiable for the following reasons:

### *Freedom of Movement:*

The proposed changes are reasonable and respect an individual's freedom of movement whilst balancing community expectations, the risks to public health and safety and the impacts on the environment, in particular:

- the proposed restrictions on movement relate only to public areas where an individual may wish to be accompanied by a dog/s – it does not restrict the movement of an unaccompanied individual;
- it has been traditionally accepted in Queensland that in the interests of public safety, community health and wellbeing, residential amenity and environmental impacts there are limitations on how domestic animals are to be controlled in public which may impact on an individual's freedom of movement (ie. dog on leash) – the proposed changes align with those accepted traditions; and
- there are protections in place for those individuals that rely on a service dog for freedom of movement in that service dogs can be taken into restricted and prohibited areas as provided for in State and Federal Government legislation.

### *Property Rights:*

The proposed changes relating to enclosures for dangerous dogs and the identification of dogs and cats provides a reasonable balance between an individual's rights to keep property (dogs and cats) with the rights of the community to the safe enjoyment of their homes and public spaces.

The proposed changes relating to the number racing pigeons allowed to be kept and the housing of the birds provides a reasonable balance between the rights of an individual to keep pigeons with the rights of the community to the enjoyment of their residential amenity.

Whilst the changes proposed do impact on an individual's property rights (namely what animals can and can't be kept, the number allowed to be kept and how the animals are kept), individual property rights have been balanced against the rights of individuals and the community to the safe and peaceful enjoyment of their residential amenity and public spaces which can be impacted by the keeping and control of animals. It has been traditionally accepted in Queensland that there are limitations on how domestic animals are to be kept and controlled in the interests of public safety, community health and wellbeing, residential amenity and environmental impacts – the proposed changes align with those accepted traditions.

**Financial and Resource Implications:**

There will be financial and resource implications in making the amending local law and amending subordinate local law, which has been budgeted for, including:

- Legal costs associated with advice on finalising the making of the amending local law and subordinate local law.
- Updating Council and the community's information resources to include the changes adopted.
- Changing or installing new signs at those locations where the dog designation has changed.
- Advertising the making of the amending local law and subordinate local law in the Government Gazette.

**Anticipated Resolution Completion Date:**

31 July 2023

**Attachments:**

1. Animal Management (Amendment) Local Law (No.1) 2023
2. Animal Management (Amendment) Subordinate Local Law (No.1) 2023
3. Local Law No. 2 (Animal Management) 2011 (consolidated)
4. Subordinate Local Law No. 2 (Animal Management) 2011 (consolidated)
5. State Government submissions on proposed Local Law changes
6. Public Submissions
7. Survey Results
8. Survey Comments
9. Racing Pigeon Code of Practice

### **G/4.3. MONTHLY FINANCIAL STATEMENTS FOR THE PERIOD ENDING 31 MAY 2023**

**Responsible Officer:** General Manager Finance Governance and Risk

**Prepared By:** Management Accounting Specialist

**Council Meeting Date:** 20 June 2023

**File Ref:** FM15.1

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#### **Purpose:**

This report seeks Council adoption of the Monthly Financial Statements for the year 2022-23 to date, for the period ended 31 May 2023.

#### **Officer's Recommendation:**

That Council adopt the Monthly Financial Statements attached to the officer's report for the 2022-23 year to date, for the period ended 31 May 2023 as required under Section 204 Local Government Regulation 2012.

#### **Summary:**

#### **Link to Corporate Plan:**

Accountable Council - We are providing good stewardship built on a foundation of trust.

#### **Background:**

The 2022-23 budget was adopted on 25 July 2022, with a projected operating surplus of \$0.5m. Council officers have also undertaken a reforecasting process (the quarter 3 forecast), resulting in an operating surplus of \$9.9m.

To allow for greater transparency and scrutiny of Councils operating position throughout the year, annual rating revenue and service charges have been applied across the year rather than in the period of the rates generation. This represents a significant change to the way that these reports have previously been presented but will allow for more meaningful analysis.

The percentage of year passed (pro-rata rate) as at 31 May 2023 is 91.78%.

Major movements from quarter one (Q1) forecast compared with quarter three (Q3) forecast are as follows:

- Reduction in water consumption with more than average wet season, therefore forecasting less water sales than estimated in Q1 forecast -\$3.3m
- Increase in refuse tipping fees with overall increased tonnages to landfill +\$0.6m offset by increase in Council costs of waste disposal -\$0.5m
- Increase in income tax equivalents revenue ex- Gladstone Area Water Board (GAWB) +\$10.8m
- Reduction in sales revenue relating to recoverable work due to delays with construction on Dawson/ Drynan Roads intersection -\$2.6m
- Reduction in costs relating to recoverable work due to delays with construction on Dawson/ Drynan Roads intersection +\$2.6m
- Increase in fines and penalties income +\$0.3m

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- Uplift in overtime costs -0.3m
- Decrease in consultant costs (primarily in the asset management and ICT areas) +\$1.2m
- Decrease in contractor costs in addition to Dawson/ Drynan Roads intersection identified above (primarily in the parks and sewerage areas) +\$0.8m.
- Increase in other materials and services -\$0.8m reflecting year to date spend on water and sewer maintenance, emergency works and increased material use on RMPC contract for Tannum Sands Road Shared Pathway (to be offset by billable revenue).

*Please Refer to attachment 1-Revenue bridge chart that shows major revenue movement from budget to Q1 forecast to Q3 forecast.*

*Please Refer to Attachment 2-Expenditure bridge chart showing major expenditure movement from budget to Q1 forecast to Q3 forecast.*

### Statement of Income and Expenditure

#### Income

##### Recurrent Revenue

<b>Total recurrent revenue</b>	2022-23	Actual as %
Actual	<b>\$197.8m</b>	
Budget	<b>\$210.9m</b>	<b>93.75%</b>
Forecast	<b>\$233.1m</b>	<b>84.85%</b>

Of note:

<b>Net rates and utility charges</b>	2022-23	Actual as %
Actual	<b>\$145.0m</b>	
Budget	<b>\$170.5m</b>	<b>85.01%</b>
Forecast	<b>\$168.3m</b>	<b>86.11%</b>

Council's primary source of recurrent revenue is the generation of annual rates, along with access charges for water, sewerage and waste. This generation was completed in July, with notices issued to ratepayers in August. These charges have been split across the course of the year, to align with the delivery of these services.

Discounts of \$13.9m have been applied for payments received by the due date.

Water consumption revenue is raised upon completion of the water meter reading cycles during the year with the July-December readings completed, generating \$8.2m by 31 March. The January-June cycle will be read in July and accrued into June. Wet weather has impacted the revenue generated by water consumption charges and adjustments have been reflected in the current forecast.



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<b>Total interest revenue</b>	2022-23	Actual as %
Actual	<b>\$4.6m</b>	
Budget	<b>\$1.3m</b>	<b>355.21%</b>
Forecast	<b>\$5.3m</b>	<b>87.23%</b>

Interest revenue at a rate of 3.92% has been received from Queensland Treasury Corporation for the month of May and current term deposit rates are yielding up to a 4.63% return to Council. The forecast for interest revenue reflects more accurately an estimate of expected return within the current economic climate.

<b>Sales revenue</b>	2022-23	Actual as %
Actual	<b>\$5.0m</b>	
Budget	<b>\$3.4m</b>	<b>144.68%</b>
Forecast	<b>\$7.1m</b>	<b>69.62%</b>

Claims of \$0.8m have been made for Dawson Highway Drynan Drive Water Main Relocation this year. This project has been delayed and is reflected in the reduced forecasted revenue amount compared to Q1 forecast. The additional contractor and materials expenses shown in the relevant expenses sections have also been adjusted accordingly.

<b>Income tax equivalents</b>	2022-23	Actual as %
Actual	<b>\$18.6m</b>	
Budget	<b>\$5.2m</b>	<b>358.80%</b>
Forecast	<b>\$18.7m</b>	<b>99.68%</b>

Council has increased the income tax equivalents in the Q3 forecast that is expected to be received from the Gladstone Area Water Board (GAWB) to \$18.4m. This is due to a significantly improved position reported by GAWB over initial estimates provided during Q1 forecast preparation. This income has been confirmed and paid in the final quarter of the year.

The remaining forecast of \$0.2m relates to income tax equivalents from the Gladstone Airport Corporation (GAC), which are received and recognised after the end of each quarter. Q3 payment has been received in April 2023 and reflected in the actuals figure.

<b>General purpose grant</b>	2022-23	Actual as %
Actual	<b>\$2.2m</b>	
Budget	<b>\$8.2m</b>	<b>26.65%</b>
Forecast	<b>\$9.0m</b>	<b>24.21%</b>

The budget was prepared based on advice received in December 2021 that Council should expect a 4% decrease in its allocation from the State Government. A further assumption has been made that Council will receive 75% of the 2023-24 allocation in the final quarter of 2022-23.

## GENERAL MEETING AGENDA 20 JUNE 2023

The forecasted allocation for 2022-23 has increased by \$0.1m based on the actual payments received year to date. Council is still forecasting to receive an advance payment on the 2023-24 grant prior to 30 June 2023.

<b>Grants, subsidies, contributions and donations (excluding the general purpose grant)</b>	2022-23	Actual as %
Actual	<b>\$2.3m</b>	
Budget	<b>\$1.8m</b>	<b>130.51%</b>
Forecast	<b>\$2.6m</b>	<b>89.15%</b>

\$1.5m of revenue has been recognised from State Government grants and subsidies. The forecast has also been adjusted to account for increase in trainees and apprentices with commencement and completion rebates funded through State and Federal Government.

### Capital Revenue

<b>Capital grants revenue</b>	2022-23	Actual as %
Actual	<b>\$9.2m</b>	
Budget	<b>\$12.4m</b>	<b>73.67%</b>
Forecast	<b>\$10.0m</b>	<b>91.96%</b>

Capital grants revenue is recognised as project milestones are met. Therefore, the revenue recognised on the Statement of Income and Expenditure does not necessarily reflect the funding received during the year. Where milestones are still to be achieved, revenue is recognised as a contract liability on the Statement of Financial Position.

Capital revenue recognised for significant projects is detailed below with the forecast updated to reflect major changes:

<b>Project</b>	Budget	Forecast	Actual
<b>State Government Grants &amp; Subsidies</b>			
Gladstone Aquatic Centre Upgrade-Stage 3	<b>\$1.0m</b>	<b>\$0.8m</b>	<b>\$0.8m</b>
Bindaree Road, Miriam Vale	<b>\$1.6m</b>	<b>\$0.5m</b>	<b>\$1.1m</b>
Murphy Road, Captain Creek	<b>\$0.8m</b>	<b>\$0.7m</b>	-
Langmorn Road- Gravel Re-sheets	<b>\$0.6m</b>	-	-
Toolooa St Gladstone –Pavement Renewal	<b>\$0.5m</b>	<b>\$0.7m</b>	<b>\$0.5m</b>
Gladstone Sewer Mains Renewals	-	<b>\$0.8m</b>	<b>\$0.8m</b>
A05-Rising Main	-	<b>\$0.1m</b>	-
Mount Alma Road	<b>\$0.4m</b>	<b>\$0.2m</b>	<b>\$0.4m</b>
Other State Government Funding	<b>\$0.7m</b>	<b>\$1.0m</b>	<b>\$0.5m</b>

## GENERAL MEETING AGENDA 20 JUNE 2023

Project	Budget	Forecast	Actual
<b>Federal Government Grants &amp; Subsidies</b>			
Round Hill Road – Pavement Renewal	\$1.6m	\$0.1m	\$0.3m
Benaraby Landfill – Capping of Cell 2	\$1.0m	\$1.3m	\$1.1m
Gorge Road, Lowmead (Baffle Creek Crossing)	\$0.6m	\$0.3m	\$0.3m
Stockbridge Road – Bridge Renewal	\$1.3m	\$1.1m	\$1.1m
Langmorn Road – Gravel Resheeting	-	\$0.4m	\$0.6m
Charnwood Road -Gravel Resheeting	\$0.4m	\$0.5m	\$0.5m
Other Federal Government Funding	\$1.9m	\$1.5m	\$1.2m

## Expenditure

### Recurrent expenditure

Total recurrent expenditure	2022-23	Actual as %
Actual	\$196.0m	
Budget	\$210.5m	93.10%
Forecast	\$223.2m	87.81%

Of note:

Employee benefits	2022-23	Actual as %
Actual	\$63.6m	
Budget	\$67.4m	94.41%
Forecast	\$68.7m	92.60%

Employee benefits are the largest component of Councils recurrent expenditure. A vacancy rate of 7.5% has been factored into the 2022-23 budget. The average vacancy rate year to date is 8.6%.

Overtime expenses year to date are \$1.7m. Overtime expenses were increased by \$0.3m in the Q3 forecast to reflect the uplift in additional hours worked.

Consultants	2022-23	Actual as %
Actual	\$2.8m	
Budget	\$4.9m	56.96%
Forecast	\$4.1m	67.13%

The lag in consultant spending is primarily attributable to Asset Management consultants. Current YTD spend is \$1.0m compared to revised forecast of \$1.7m in this area. Adjustments have been made during

## GENERAL MEETING AGENDA 20 JUNE 2023

the Q3 forecasting process, where work has been identified that will not be completed by 30 June 2023 is to be included in the 2023-24 financial year.

<b>Contractors</b>	2022-23	Actual as %
Actual	<b>\$20.8m</b>	
Budget	<b>\$22.0m</b>	<b>94.43%</b>
Forecast	<b>\$25.3m</b>	<b>82.10%</b>

The forecast has been updated to reflect a reduction of \$3.4m in contractor costs that will not eventuate by 30<sup>th</sup> June 2023. Of this amount, \$2.6m relates to Dawson Highway/Drynan Drive intersection upgrade expected not to be incurred by the end of the financial year.

<b>Fuel</b>	2022-23	Actual as %
Actual	<b>\$2.2m</b>	
Budget	<b>\$1.7m</b>	<b>125.67%</b>
Forecast	<b>\$3.0m</b>	<b>85.60%</b>

Forecasted fuel spend reflects the volatility in fuel prices. Fuel usage across Council has slightly reduced compared to the same period last year down 2%.

<b>Software expenses</b>	2022-23	Actual as %
Actual	<b>\$2.7m</b>	
Budget	<b>\$3.6m</b>	<b>75.67%</b>
Forecast	<b>\$3.6m</b>	<b>75.02%</b>

The timing of invoices for various software subscriptions contributes towards this lag.

<b>Staff &amp; Council associated expenses</b>	2022-23	Actual as %
Actual	<b>\$1.7m</b>	
Budget	<b>\$2.3m</b>	<b>72.44%</b>
Forecast	<b>\$2.1m</b>	<b>79.91%</b>

Recruitment and onboarding costs are currently below forecast, as well as expenses relating to staff training and travel. The total expected spend for the year has been reassessed as part of the Q3 forecast and updated accordingly.

**Statement of Financial Position**

	Current Value	Budget	Variance (Actual to Budget)	Forecast	Variance (Actual to Forecast)
Year-to-date Assets	\$2.7b	\$2.6b	4.23%	\$2.7b	(2.42%)
Year-to-date Liabilities	\$205.8m	\$143.1m	43.82%	\$187.1 m	10.02%
Year-to-date Liabilities (excl. unearned rates revenue)	\$192.1m	\$143.1m	34.21%	\$187.1m	2.67%

*Due to the change in reporting for unearned rates revenue, liabilities have been presented both including and excluding this line item. The two will converge and be the same by June 2023, as all rates revenue is recognised on the profit and loss.*

The forecast for assets and liabilities reflects the expected positions at 30 June 2023 and take into account the below:

**Assets**

The forecast movement in property, plant and equipment (PPE) is dependent on the delivery of the capital works program as well as any revaluation movement at 30 June.

**Liabilities**

The current balance includes a \$2.2m provision for the restoration and batter protection of cell 2a of the Benaraby Landfill. This provision is now expected to be credited back to the land revaluation reserve towards the end of the 2022-23 year.

During the preparation of the 2021/22 financial statements, a liability was recognised relating to a financial guarantee with Council's bulk water provider for \$34.3m. This liability was not recognised at the time of budget preparation but has now been accounted for in this forecast under other non-current liabilities. The prepaid waste levy from federal government from 24-25 and 25-26 is also reflected in the other non-current liabilities section.

Significant balance sheet movement is still expected to occur throughout the year:

- Cash to decrease as expenses are incurred and loan repayments are made
- Unearned rates revenue to decrease as recognised on the profit and loss each month
- Borrowings to decrease as loan repayments are made

**GENERAL MEETING AGENDA 20 JUNE 2023**

**Capital Expenditure**

The Works Planning & Scheduling team continue to monitor changes to the expected capital position for 2022-23.

	<b>Actual</b>	<b>Budget</b>	<b>Actual as % of Budget</b>	<b>Forecast</b>	<b>Actual as % of Forecast</b>
Year to date capital expenditure	\$45.6m	\$51.4m	89.69%	\$57.6m	79.12%
Commitments (open purchase orders)	\$11.3m				
<b>Total</b>	<b>\$56.9m</b>		<b>110.69%</b>		<b>98.75%</b>

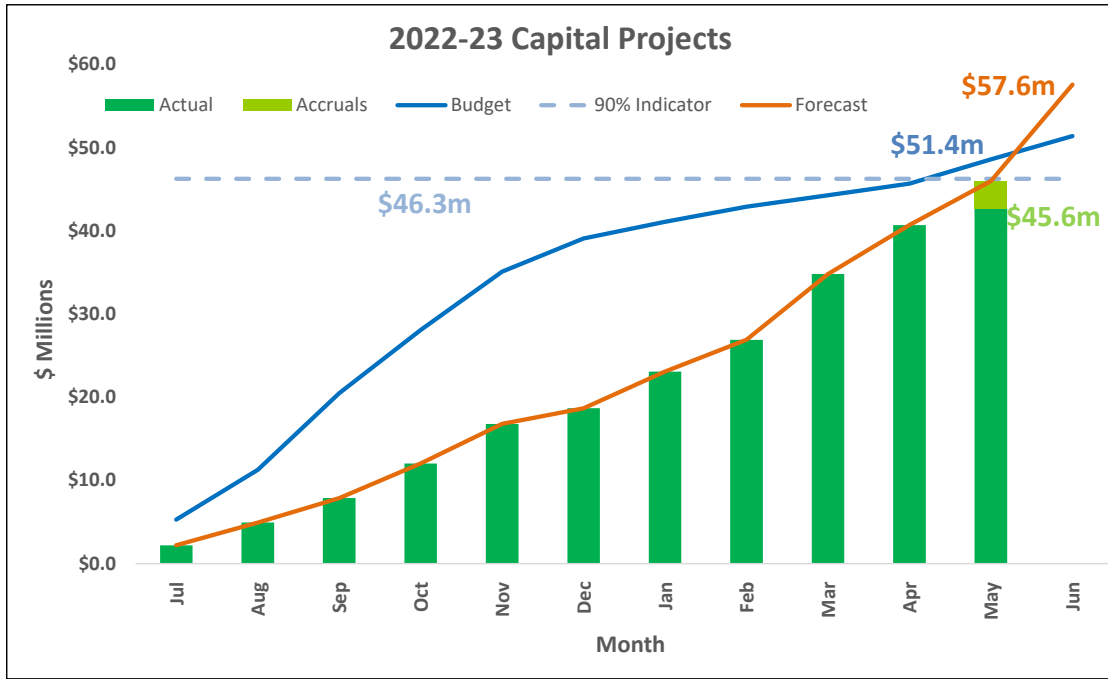
Of the \$11.3m in commitments:

- \$3.4m relates to Asphalt Overlays and bitumen reseals
- \$2.0m relates to fleet replacement
- \$1.5m relates to Round Hill Road-Pavement Renewal Program
- \$0.7m relates to A05 Rising Main - Replacement/reline

Capital expenditure against groups with significant capital expenditure budgets are shown in the table below:

Group	YTD Actual	Commitments	Budget	Actual as % of Budget	Forecast	Actual as % of Forecast
Road Assets	\$20.7m	\$6.6m	\$21.4m	97%	\$28.3m	73%
Sewerage Assets	\$10.2m	\$1.9m	\$9.9m	103%	\$12.1m	85%
Delivery Support and Performance	\$4.0m	\$2.0m	\$6.0m	66%	\$5.7m	69%
Property Assets	\$2.7m	\$0.1m	\$4.1m	65%	\$2.4m	112%
Asset Governance			\$1.0m			
Waste Assets	\$2.5m		\$2.1m	118%	\$2.4m	103%
Parks & Environment Assets	\$0.7m	\$0.1m	\$1.7m	44%	\$0.9m	82%
Property Services	\$1.7m	\$0.1m	\$1.4m	117%	\$1.7m	100%
Events & Entertainment	\$0.7m	\$0.04m	\$1.0m	69%	\$0.7m	98%
Water Assets	\$1.1m	\$0.4m	\$1.0m	103%	\$1.6m	65%
Strategic Projects		\$0.1m	\$0.9m			
Other	\$1.4m	\$0.04m	\$0.8m	172%	\$1.7m	83%
<b>Total</b>	<b>\$45.6m</b>	<b>\$11.3m</b>	<b>\$51.4m</b>	<b>88.69%</b>	<b>\$57.6m</b>	<b>79.12%</b>

Accrual estimates of \$3.3m have been included in the actuals, to account for major claims relating to May work.



**Outstanding Rates**

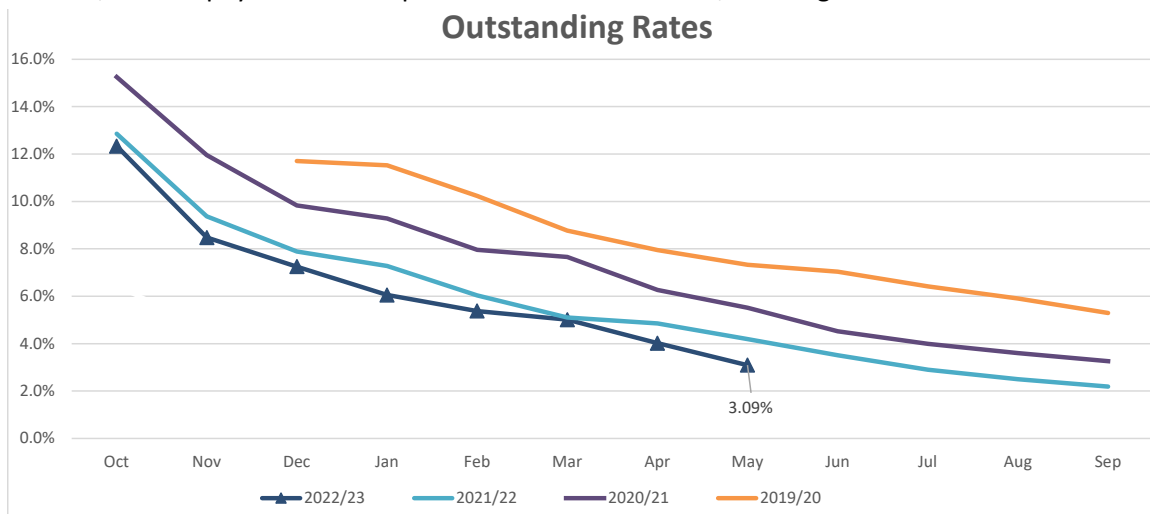
Outstanding rates percentage for the month end 31 May 2023 is at its lowest since commencement of collation of data in this reporting format (2014/2015)

Outstanding rates, as a percentage of gross rates levied (2022/2023), and collectible, is at 3.09% at the end of May 2023, compared to 4.20% for the same period last year (2021/2022).

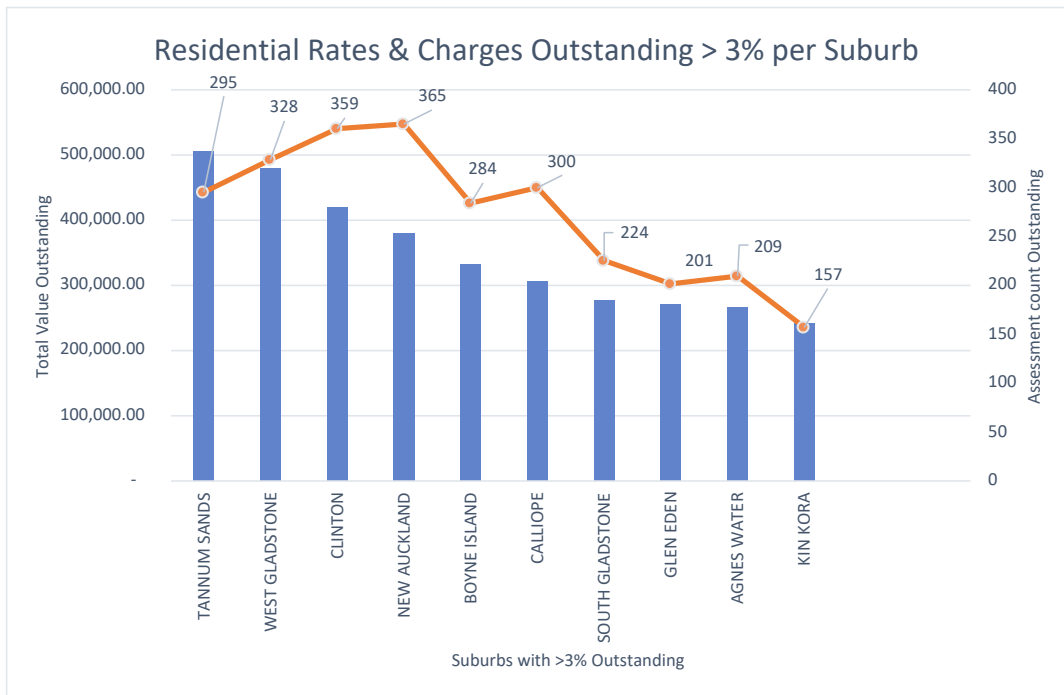
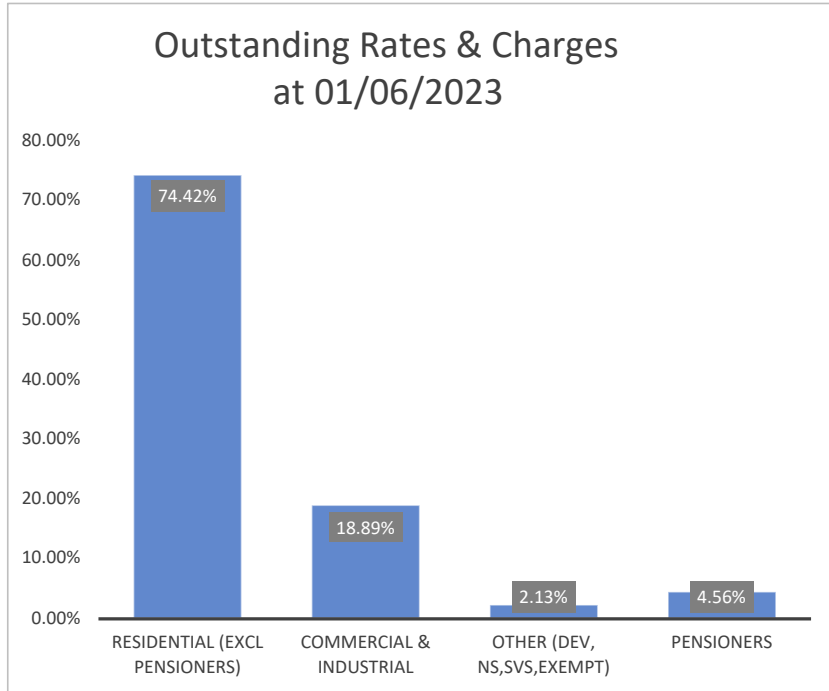
Of the \$6.1m of outstanding rates 18.89% relates to commercial / industrial assessments and 81.11% represents residential assessments.

These figures include \$1.6m of rates that are currently being repaid under an authorised payment plan, for which there were 33 commercial/industrial assessments and 917 residential assessments. A total of 950 assessments, which is a decrease from 1,353 assessments in April 2023 (this movement is a result of removal of arrangements on sold property, default arrangements and paid-up arrangements).

There were 6,558 ratepayers who had paid their rates in advance, totalling \$10.8m.



\*2019-20 discount date extended by 60 days





**Sustainability Ratios**

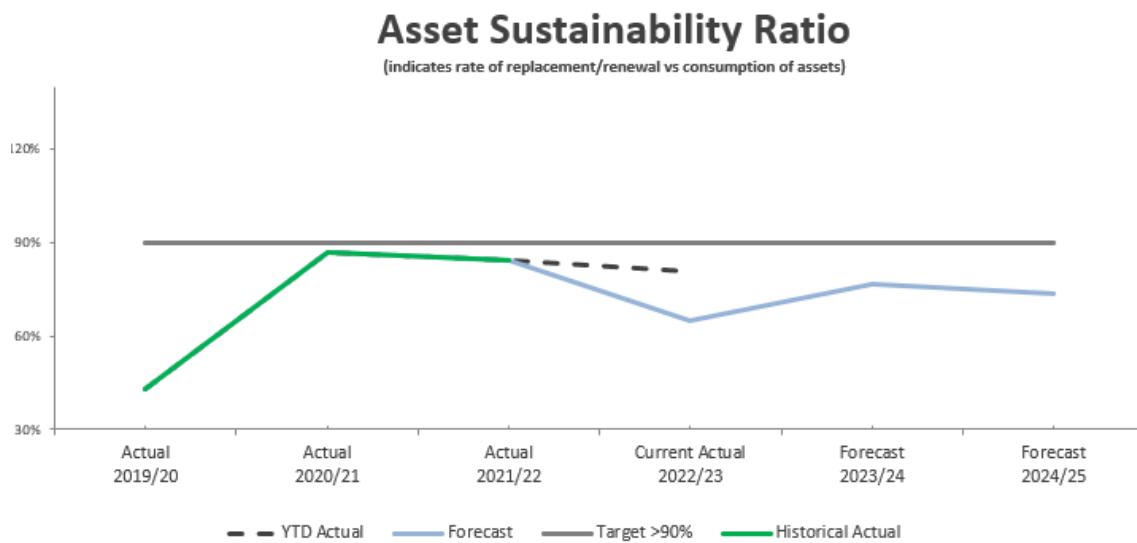
Financial ratios provide a useful snapshot of Council’s financial status and emerging trends. Individual ratios do not provide enough information to form a comprehensive opinion of Council's financial position and performance, but when the right mix of ratios are considered together, they become a valuable tool in analysing Council's overall financial performance.

Asset Sustainability Ratio

This ratio compares Council's expenditure on capital renewal assets with the rate at which our assets are depreciating. As Council invests in the renewal of its asset base on a rolling cycle, the expected results can vary from year to year. The results for a single year are dependent on the delivery of renewal projects in the capital program.

Infrastructure renewals have accounted for 78.90% of capital expenditure with the balance on new and upgrade projects.

<i>Asset Sustainability Ratio</i>			
CURRENT YTD	BUDGET	FORECAST	TARGET
81.01%	58.30%	65.07%	>90%



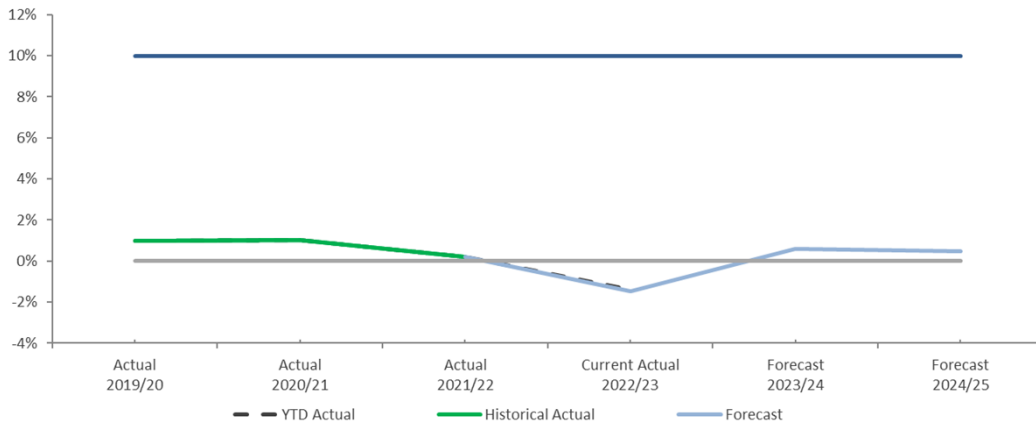
Interest Coverage Ratio

This ratio indicates the percentage of operating revenue required to cover net interest costs. The negative results of this ratio indicate that Councils interest revenue is now exceeding its interest costs.

<i>Interest Coverage Ratio</i>			
CURRENT YTD	BUDGET	FORECAST	TARGET
(1.39%)	0.15%	(1.47%)	0 - 10%

### Interest Coverage Ratio

(Indicates extent of commitment of revenue to interest payments)



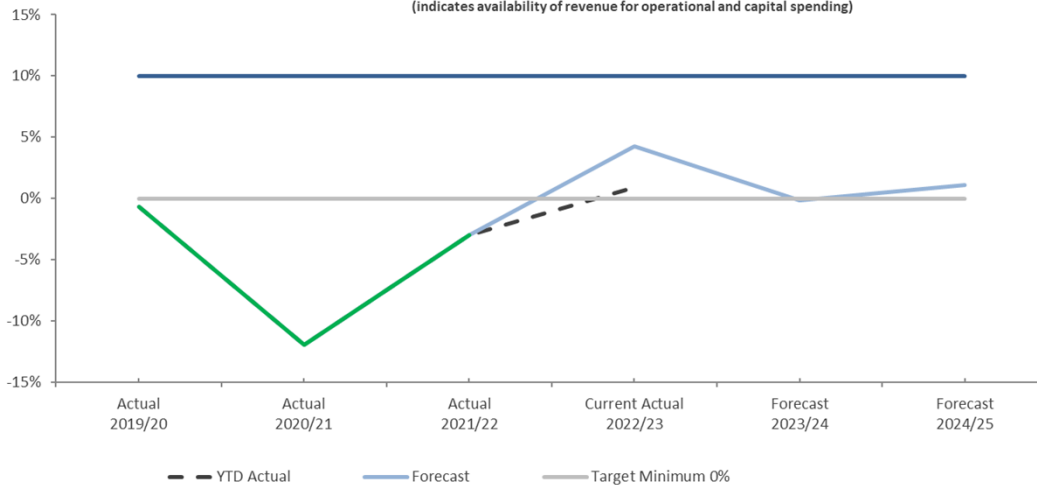
### Operating Surplus Ratio

A positive result for this ratio indicates that operating revenue can be used to fund capital expenditure, on top of the operational costs of Council.

Operating Surplus Ratio			
CURRENT YTD	BUDGET	FORECAST	TARGET
0.91%	0.22%	4.24%	0 - 10%

### Operating Surplus Ratio

(indicates availability of revenue for operational and capital spending)



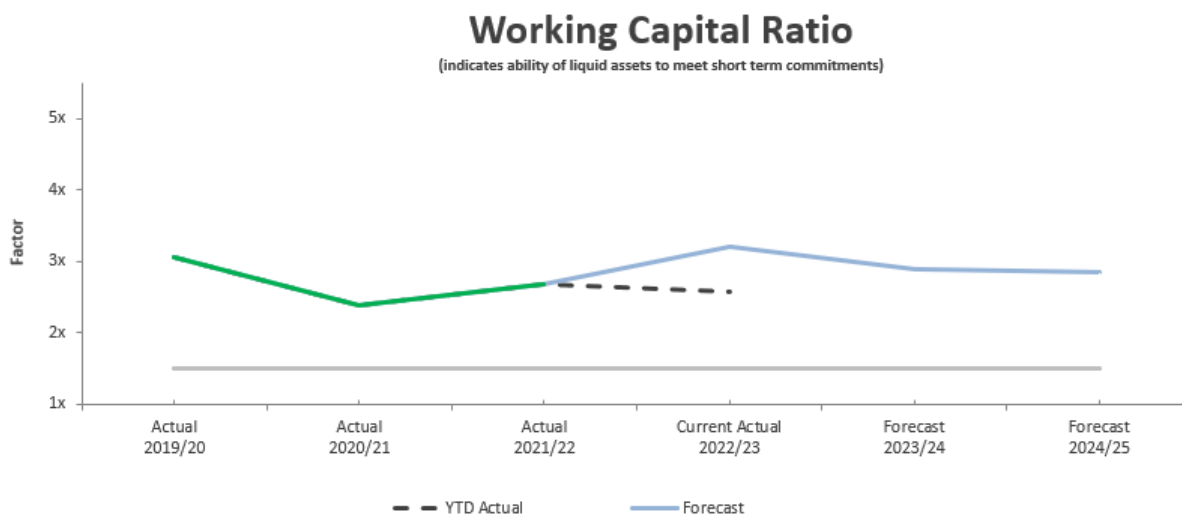
### Working Capital Ratio

The working capital ratio shows the ability of Councils current assets, to cover the commitments of its current liabilities. Council has a significant balance of cash, causing this ratio to reflect favorably.

To account for the change in reporting of rates revenue, the ratio has also been presented excluding the liability for unearned rates revenue, as this does not recognise an obligation to pay, simply an accounting adjustment for reporting. The two will converge and be the same by June 2023, as all rates revenue is recognised on the Statement of Comprehensive Income.

Excluding unearned rates revenue provides a clearer picture, showing that the target ratio has been well exceeded.

<b>Working Capital Ratio</b>			
CURRENT YTD	BUDGET	FORECAST	TARGET
2.07x	2.45x	2.71x	Greater than 1:1
<b>Working Capital Ratio (excl. unearned rates revenue)</b>			
2.61x			



**Net Financial Liabilities Ratio**

The ratio shows the extent to which operating revenue covers net financial liabilities.

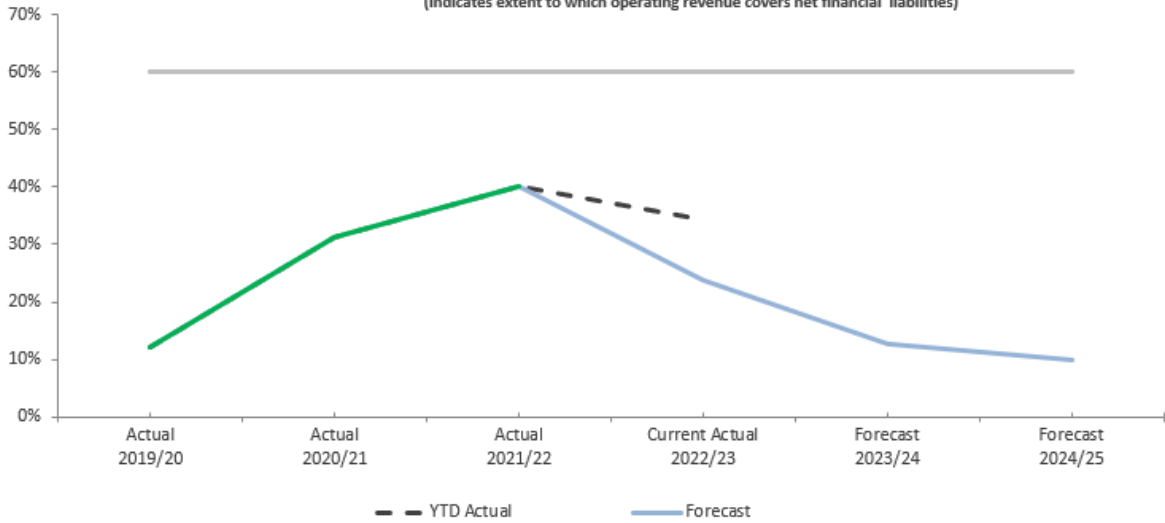
To account for the change in reporting of rates revenue, the ratio has also been presented excluding the liability for unearned rates revenue, as this does not recognise an obligation to pay, simply an accounting adjustment for reporting. The two will converge and be the same by June 2023, as all rates revenue is recognised on the Statement of Comprehensive Income.

Excluding unearned rates revenue provides a clearer picture, showing that the target ratio has been well exceeded.

<b>Net Financial Liabilities Ratio</b>			
CURRENT YTD	BUDGET	FORECAST	TARGET
34.23%	15.58%	23.65 %	< 60%
<b>Net Financial Liabilities Ratio (excl. unearned rates revenue)</b>			
25.50%			

### Net Financial Liabilities Ratio

(indicates extent to which operating revenue covers net financial liabilities)



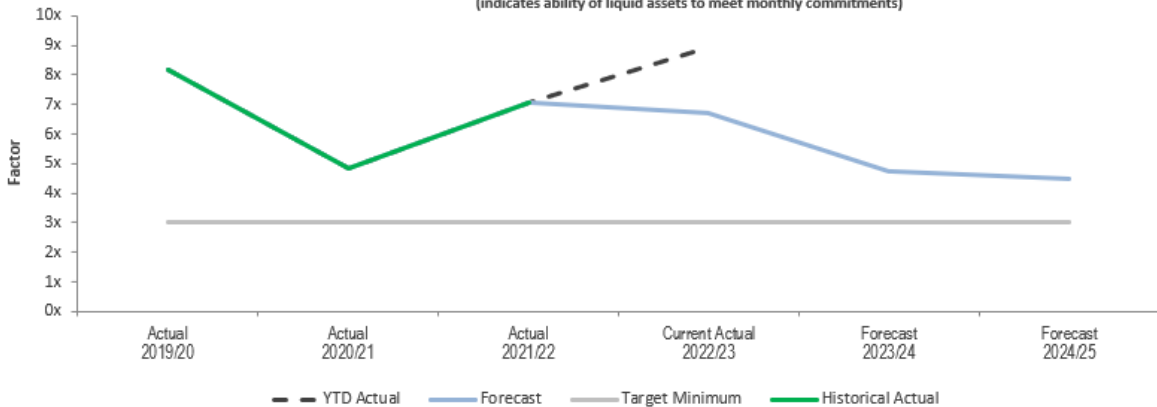
### Cash Expenses Cover Ratio

This ratio indicates the number of months that Councils cash balance could cover its monthly cash expenses. The current result reflects a continuing strong cash position proportional to operating costs.

Cash Expenses Cover Ratio			
CURRENT YTD	BUDGET	FORECAST	TARGET
8.94x	5.00x	6.73x	> 3x

### Cash Expenses Cover

(indicates ability of liquid assets to meet monthly commitments)



### Risk Management Summary:

Nil

### Options and Opportunity Analysis:

Nil

## **GENERAL MEETING AGENDA 20 JUNE 2023**

### **Stakeholder Engagement:**

The report seeks specialist input from the following internal sources:

Procurement and supply – Manager Contracts and Procurement  
Vacancies – Recruitment, Remuneration and Benefits Business Partner  
Capital expenditure – Manager Works Planning and Scheduling  
Outstanding rates and prepaid rates – Manager Revenue Services

### **Legal and Regulatory Implications:**

Council is required to receive an update at least monthly relative to its financial position, Section 204 Local Government Regulation 2012.

### **Financial and Resource Implications:**

Nil

### **Anticipated Resolution Completion Date:**

20 June 2023

### **Attachments:**

1. Monthly Financial Statements for the period ending 31 May 2023
2. Operating Statements for the month end May 2023
3. Revenue Bridge Chart
4. Expenditure Bridge Chart

## **G/4.4. ENDORSEMENT OF RECONCILIATION ACTION PLAN - INNOVATE RAP**

**Responsible Officer:** General Manager Community Development and Events

**Prepared By:** First Nations Liaison Officer

**Council Meeting Date:** 20 June 2023

**File Ref:** CR3.3

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### **Purpose:**

The purpose of this report is to seek final endorsement of Council's Innovate Reconciliation Action Plan (RAP) 2023-2025. Upon Council's approval the Innovate RAP will then be submitted to the Reconciliation Australia for a final endorsement.

### **Officer's Recommendation:**

For Council to approve the Innovate Reconciliation Action Plan (RAP) 2023-2025.

### **Summary:**

Council's Reconciliation Action Plan (RAP) is about developing strong foundations on which to build relationships to achieve a lasting and successful investment in reconciliation. Our RAP is a commitment to reconciliation that documents what is currently occurring and highlights our future planning using a holistic approach. The RAP creates lasting and meaningful relationships, encourages respect, and promotes sustainable opportunities for Aboriginal and Torres Strait Islander Australians within our region. The Innovate RAP 2023-2025 consists of 22 actions with 114 deliverables and following council endorsement will seek final endorsement from Reconciliation Australia.

### **Link to Corporate Plan:**

Connecting Communities - We work with you and for you, supporting the success of our communities.

### **Background:**

Council's journey on building relationships and fostering respect first began in 2015 and gained momentum early in 2016 following the election of Mayor Burnett and the commitment to fly the First Nation flags at the Council Chamber in Gladstone.

In 2018, Council developed its first Reflect RAP and successfully implemented the actions and deliverables within.

In the same year, Council endorsed its first RAP Reference Group consisting of two elected members, 10 community members and Council's First Nations Liaison Officer. The group has been integral in the development of the RAP, taking a leading role in its creation.

In 2021, Council progressed with the next level of RAP, and developed the Innovate RAP guiding its reconciliation activities for the next two years.

In July 2021, co-Chairperson of the RAP Reference Group, Cr Natalia Muszkat, tabled a Notice of Motion to endorse the Uluru Statement from the Heart, which was unanimously supported by Council. The Uluru

## **GENERAL MEETING AGENDA 20 JUNE 2023**

Statement from the Heart was also adopted state-wide by the Local Government Association of Queensland and nationally by the Australian Local Government Association.

The development of Council's third RAP was identified as a 22/23 Operational Plan item and was developed by the RAP Reference Group and Council's RAP Champions. Each of the actions across the four pillars of Respect, Relationships, Opportunities and Governance have been discussed and agreed on by the relevant Business Units across the Council.

The 2023-2025 Innovate RAP has been endorsed by Council's Executive Leadership Team on 24 May 2023 and conditional endorsement received by Reconciliation Australia on 26 May 2023.

This second Innovate RAP will support Council's reconciliation journey through the delivery of programs that encourage education, respect, empowerment, and opportunity for the First Nations community.

### **Risk Management Summary:**

Council's Risk Management Policy establishes a minimal appetite for residual risk in Health, Safety and Wellbeing; and Reputation. The risk category of Health Safety and Wellbeing encompasses our employees, contractors, volunteers, consultants, and the broader community. The proposed RAP will support reconciliation, create opportunities and is within Council's risk appetite.

### **Options and Opportunity Analysis:**

Council's 2023-2025 Innovate RAP will continue to develop and strengthen relationships between First Nations people, the broader community, stakeholders, and Council employees. Council also recognises, respects, and embraces the diverse skills and experiences of its employees from various backgrounds.

Our connection with our First Nations people, the broader community and stakeholders will continue to create vital opportunities for our business.

### **Stakeholder Engagement:**

A highly consultative co-design approach was undertaken in the development of the RAP including consultation with Council's RAP Reference Group which consists of two Elected members, Community members and Council's First Nations Liaison Officer.

The group will meet quarterly to discuss the new Innovate RAP and is responsible for sharing Council's reconciliation journey to the wider community.

Furthermore, the progress of the RAP will be supported by the Executive Leadership Team through monthly reporting and education.

### **Legal and Regulatory Implications:**

Nil

### **Financial and Resource Implications:**

Each business unit with RAP deliverables will ensure financial and other resources are managed within Council's operational budget. There is a risk the RAP actions will not be completed due to timeframe and budgetary constraints, and this will be monitored and reported to the Executive Leadership Team monthly. Council may apply for Grants to support the delivery of some action items.

**GENERAL MEETING AGENDA 20 JUNE 2023**

**Anticipated Resolution Completion Date:**

Adopt and action relevant deliverables detailed in the Innovate RAP by June 2025.

**Attachments:**

1. Innovate Reconciliation Action Plan 2023 – 25



## **G/4.5. REGIONAL ARTS DEVELOPMENT FUNDING ROUND 1 22/23 TURKEY BEACH PROGRESS ASSOCIATION**

**Responsible Officer:** General Manager Community Development and Events

**Prepared By:** Manager Arts and Entertainment, Acting

**Council Meeting Date:** 20 June 2023

**File Ref:** CC7.16

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### **Purpose:**

The purpose of this report is to seek Council endorsement of the Regional Arts Development Fund Committee's recommendations for the Turkey Beach Progress Association Application.

### **Officer's Recommendation:**

That Council:

1. Accepts the recommendations of the RADF Committee and approves a further \$900 of funding to the Turkey Beach Progress Association for the Turkey Beach 50<sup>th</sup> Birthday Celebration: Research the history behind street names, to bring the total project funding to \$1,000.

### **Summary:**

The Regional Arts Development Fund (RADF) and the funding partnership offered by Arts Queensland is an important component of arts and culture development in the Gladstone Region. The applications received in round 1 were generally of a high quality and demonstrated alignment to the RADF priorities.

The Turkey Beach 50th Birthday Celebration application was presented to Council on the 16 May 2023 with the requested amount of \$100 being granted. When processing the funding, the applicant noted an administrative error in their application and the total funding required for the project is \$1,000.

The RADF Committee are recommending approval of the additional \$900 funding required to deliver the project.

### **Link to Corporate Plan:**

Accountable Council - We are providing good stewardship built on a foundation of trust.  
Connecting Communities - We work with you and for you, supporting the success of our communities.

### **Background:**

Regional Arts Development Fund (RADF) is a Queensland Government and Gladstone Regional Council partnership to support local arts and culture in Regional Queensland. Local arts, cultural groups, and individuals can apply for funding for short-term projects during two rounds each year in March and August.

In round one 2022/23, fourteen (14) applications were received, requesting \$78,797.40. One incomplete application was received, with an unknown request for funding. At the Council Meeting 16 May 2023, ten (10) applications were recommended for funding, totaling \$58,045.40

Project change requests are an approved process under the RADF funding, available to all successful applicants should their project change at any time.

**Risk Management Summary:**

The Officer's Recommendation is consistent with Council's Risk Appetite.

**Options and Opportunity Analysis:**

The RADF Committee is committed to the development of arts and culture in the region and recognise that the fund is a *development* fund. It is important however that good governance principles are maintained when assessing applications. The recommendations made to Council are aligned with the fund's guidelines, criteria, and outcomes.

Should Council choose not to provide the additional funding, there is a risk that the project is unable to proceed.

**Stakeholder Engagement:**

The Regional Arts Development Fund Committee met on Thursday evening, 13 April 2023 for the round 1 assessment meeting. The Committee were all in agreement regarding the recommendations made to Council in this report and made mention of the amount for the Turkey Beach Project being an odd amount, recognizing they would be supportive of more funds for this project. Council endorsed this application at the Council Meeting 16 May 2023 and made mention of the amount seeming too low and were supportive of additional funds.

**Legal and Regulatory Implications:**

The RADF Committee has no legislative standing under the Local Government Act 2019 or Local Government Regulation 2012. Council endorsement of funding recommendations is required.

RADF is a financial partnership between the Queensland Government (Arts Queensland) and Gladstone Regional Council to support local arts and culture in regional Queensland. RADF is informed by Council's Arts and Culture Policy and bound by the Regional Arts Development Fund Terms of Reference.

**Financial and Resource Implications:**

RADF is a financial partnership between the Queensland Government (Arts Queensland) and Gladstone Regional Council.

The current reported position for the Regional Arts Development Fund is a surplus of \$181,247.11.

Expenses for round two 2021/2022 and round one 2022/2023 funded projects and the Arts Law capacity building project are yet to be reported.

The actual remaining available funds for the 2022/2023 rounds are \$93,152.00. Should Council adopt the Officer's recommendation, the remaining funds available for round two 2022/2023 and collaborative initiatives would be \$92,252.00.

**Anticipated Resolution Completion Date:**

23 June 2023

**Attachments:**

Nil

## G/4.6. CQ REGIONAL WASTE AND RESOURCE RECOVERY MANAGEMENT PLAN

**Responsible Officer:** General Manager Strategy and Transformation

**Prepared By:** Manager Strategy and Improvement, Acting

**Council Meeting Date:** 20 June 2023

**File Ref:** WM12.1

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### **Purpose:**

The purpose of this report is to present the final draft of the Regional Waste and Resource Recovery Management Plan – Central Queensland, for Council endorsement. The plan is then proposed for endorsement by the Central Queensland Regional Organisation of Councils (CQROC) at their meeting on 27 June 2023.

### **Officer's Recommendation:**

That Council:

1. Endorse the Regional Waste and Resource Recovery Management Plan – Central Queensland; and
2. Continue to work with the Central Queensland Regional Organisation of Councils (CQROC) to seek the necessary funding and support to implement the plan.

### **Summary:**

The Regional Waste and Resource Recovery Management Plan – Central Queensland (The Plan) provides participating Councils (Gladstone, Rockhampton, Livingstone, Woorabinda, Central Highlands and Banana) a series of actions to be taken collectively, and for individual Councils, to improve waste and resource recovery outcomes in the Central Queensland region.

The Plan provides an implementation roadmap and estimates for implementation, from 2024 to 2031.

The Plan has considered several inputs when being prepared:

- Queensland Government's Waste Management and Resource Recovery Strategy and sub-strategies
- National Waste Policy
- National Waste Policy Action Plan

The work undertaken for Council's 22/23 Operational Plan Item – *Understanding our Future Waste Needs*, has informed the Regional Plan.

The plan is being used to inform the GRC Waste Working Group's implementation and timeline mapping, as part of our Waste Action Plan.

### **Link to Corporate Plan:**

- **Accountable Council** - We are providing good stewardship built on a foundation of trust.
- **Delivering Value** - We work efficiently to deliver value for your rates.

**Background:**

The Queensland Government released its Waste Management and Resource Recovery Strategy in June 2019. Queensland's vision is to become a zero-waste society, where waste is avoided, reused and recycled to the greatest possible extent. Current waste reduction targets by 2050 are:

- reduce waste generation by household by 25%;
- recycle 75% of all waste types; and
- send no more than 10% of all waste to landfill.

The strategy is underpinned by a waste levy, which commenced on 1 July 2019, the aim of which is to encourage business and industry to reduce, reuse and recycle more and send less waste to landfills.

Since the waste levy started, annual payments have been provided to Councils on the amount of Municipal Solid Waste disposed to landfill, to ensure that the levy has no direct cost impact on households. To progress the State towards achieving its targets, from 1 July 2023 the existing levy zone will be divided into two new zones – metro and regional – and annual payments will be reduced in accordance with each Council's levy zone arrangements. The major regional councils of Cairns, Townsville, Mackay, Rockhampton, Gladstone, Bundaberg and Fraser Coast will see year on year decreases, starting at 95% from 1 July 2023 and reducing to 20% by 1 July 2030.

Recognising the impact of changes to the levy rate and annual payment arrangements, the Queensland Government has funded the development of Regional Waste and Resource Recovery Management Plans across the State.

The established CQROC Working Group has been working with the appointed consultant over the past 11 months to co-design The Plan.

The Draft Plan was presented to Council on 14 February 2023. Following this draft, the below changes have been made:

- Refinement of the implementation and project delivery mechanisms
- Inclusion of greater details for Recyclables due to the tender process undertaken, resulting in only out of region solutions.

The draft Plan also resulted in advocacy and escalation of the lack of clarity around how funding from the State will be managed and allocated as well as the gap between State policy and the reality of waste management in Regional QLD.

**Risk Management Summary:**

Council is required to implement changes that improve our current waste and resource recovery outcomes, to meet community and Government expectations. Failure to do so could result in financial, environmental and reputational consequences.

It is worth noting that The Plan highlights that the existing circumstances for waste generation and disposal in Central Queensland make meeting the objectives and targets in the Queensland Waste Management and Resource Recovery Strategy and National Waste Policy Action Plan *impossible*.

As such, The Plan recommends realistic and achievable actions that contribute towards the State and National goals.

Working collaboratively with the CQROC presents a proactive, strategic and cost-effective approach to implementing improvements.

### **Options and Opportunity Analysis:**

By adopting the Regional Waste and Resource Recovery Management Plan – Central Queensland, Council is well positioned to implement strategic, practical and long-term solutions for our region and Central Queensland.

A summary of the 4 priority areas and recommendations from The Plan is below:

#### **1. Food Organics Green Organics (FOGO)**

- Organics is a priority focus area for the Central Queensland region
- Councils with reducing advance payments of the waste levy (eg. Gladstone and Rockhampton) should explore FOGO
- All Councils should continue to receive self-haul garden organics
- To support the roll out of a new kerbside collection system, significant and early investment is required in education to drive initial behaviour, followed up by ongoing education efforts – implementation of this action has been scheduled as *immediate* for Gladstone.
- Education and behaviour change at a regional level should also be explored
- The implementation timeline flags commencement and operation of a kerbside organic waste collection service (pending Council approval) for Gladstone in 2026.

#### **2. Material Recycling and Recovery**

- The Plan proposes a focus on a *regional* kerbside recycling solution in areas where there is critical mass (Rockhampton, Gladstone, Central Highlands & Livingstone)
- The Plan supports a CQ regional Materials Recycling Facility (MRF) as a good cost-solution for Councils
- The plan notes that upgraded facilities to better segregate waste could be beneficial however are limited by the cost of transport and notes that in some cases, it may be economically beneficial to do nothing with this material, or to dispose to landfill rather than transport at cost.
- Consideration should however be given to precincts, focusing on tyres, plastics, solar panels & e-wastes.
- Education and behaviour change are critical deliverables and are scheduled on the implementation plan for all Council's to commence immediately.
- The Plan proposes construction or upgrades to improve transfer facilities for all Council's.

#### **3. Residual Waste Management**

- The Plan highlights the need for a regional solution (either Energy from Waste (EfW), Landfill or Refuse Derived Fuel (RDF))
- It notes however that EfW and RDF are both cost prohibitive solutions
- Recommends a long-term residual waste strategy for the Central Queensland region should be developed.
- Notes that the establishment of new landfill capacity or either a waste to PEF or thermal EfW solution could take 10 years to progress from inception to commissioning. As such, whilst long-term residual solutions are not required immediately, this lead time should be considered in planning.

#### 4. General

- Recommends the CQ Working Group continues to collaborate, to implement The Plan
- A Resource, namely a Regional Waste Management Plan Coordinator is to be funded by the State to support implementation and coordination of the Regional Plan.
- Moving into the implementation phase, Regional collaboration is recommended on:
  - New recycling processing solution (already underway)
  - Education, behaviour change, pricing and regulation strategies
  - Harmonisation of bin types
  - Long-term residual waste solution
  - Service procurement
  - Resource Recovery Precinct approach development
  - Harmonised data collection and management
  - Staff capacity building and training

Individual Council Action is recommended for:

- BAU Services including kerbside & self-haul
- Potential new organics solution (sub-regional collaboration to be reviewed)
- New transfer infrastructure
- Community participation
- Education and behaviour change
- Progressively close and rehabilitate landfills

Strategic ownership of the Plan, and the underlying actions sit with the CQROC. The Waste and Resource Recovery Working Group was established under the CQROC to develop the Plan; however, no formal ongoing structure currently exists. This will need to be established as the first action in Implementing the Plan. This group will have responsibility to steer the outcomes of the region in resource recovery and recycling.

By participating in the working group and the development of the plan, Council supported the approach. Should Council choose not to endorse the final draft plan, CQROC endorsement of the plan would be delayed.

Rockhampton Regional Council has endorsed the plan. Other participating Councils will consider their endorsement during the month of June.

#### **Stakeholder Engagement:**

The plan has been co-designed by the members of the CQROC;

- Rockhampton Regional Council
- Livingstone Shire Council
- Banana Shire Council
- Central Highlands Regional Council
- Woorabinda Aboriginal Shire Council
- Gladstone Regional Council

Through the consultation and design phases of The Plan, Gladstone Regional Council has been represented by the Manager Waste Program Delivery and Forecasting Analyst.

The Plan was developed by consultants – SLR Consulting Australia, appointed by the Local Government Association Queensland (LGAQ) and funded by the Queensland State Government.

Councils were presented with the draft plan for feedback in February 2023.

## **GENERAL MEETING AGENDA 20 JUNE 2023**

### **Legal and Regulatory Implications:**

A Governance Framework is provided within the Plan.

### **Financial and Resource Implications:**

Once adopted, resources dedicated to implementation of the Plan will be required.

Officers will continue representation on the CQROC Working Group and a Gladstone Regional Council working group will be formed, to drive our regional implementation.

Estimates of budget required for implementation of the plan have been forecast in Council's Long Term Financial Forecast and will be considered each year during the annual budget process.

### **Anticipated Resolution Completion Date:**

27 June 2023 – CQROC Endorsement

### **Attachments:**

1. Regional Waste and Resource Recovery Management Plan – Central Queensland
2. Regional Waste and Resource Recovery Management Plan – Central Queensland – Executive Summary

## **G/4.7. 2023 WORLD HYDROGEN SUMMIT - ROTTERDAM**

**Responsible Officer:** General Manager Strategy and Transformation

**Prepared By:** Economic Development Specialist

**Council Meeting Date:** 20 June 2023

**File Ref:** CM7.2

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### **Purpose:**

To provide an update following participation as a delegate in the Austrade delegation to the World Hydrogen 2023 Summit and Exhibition, 9-11 May 2023 in Rotterdam, Netherlands. Attendance was at the invitation of the Queensland Government, Department of Energy and Public Works (EPW) - Strategic Engagement and Coordination | Hydrogen.

### **Officer's Recommendation:**

That Council receives the World Hydrogen 2023 Summit and Exhibition attendance report from the Economic Development Specialist.

### **Summary:**

The Queensland Government, Department of Energy and Public Works (EPW) – Strategic Engagement and Coordination | Hydrogen, provided Council a complimentary delegate registration to join the Austrade delegation to the World Hydrogen 2023 Summit and Exhibition on 9-11 May 2023 in Rotterdam, Netherlands. The registration included full delegate access to the summit, expo and associated events and forums.

Council's Economic Development Specialist, Garry Scanlan attended the conference representing both the Gladstone Regional Council and the Central Queensland Hydrogen Technology Cluster (CQH2).

### **Link to Corporate Plan:**

Resilient Economy - We play our part in supporting the success of our region.

### **Delegation Report:**

#### **2023 World Hydrogen Summit and Expo: 9-11 May 2023**

The World Hydrogen 2023 Summit and Exhibition is one of the world's largest events dedicated to global hydrogen development. There were over 1600 delegates, 400 exhibitors, 11,500 visitors, 220 speakers and 72 summit sessions.

The Australian delegation included over 35 companies and organisations involved in the development of the hydrogen sector. This is the second year Australia has participated in the event. Australia is expected to become the second largest net-exporter of low emissions hydrogen by 2030 and the largest by 2050. It was a truly global opportunity for Council and the Central Queensland Hydrogen Technology Cluster (CQH2) to reinforce and support Gladstone's position as Queensland's Hydrogen Hub.



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The Gladstone Region featured strongly in the delegation collateral and on the AUSTRADE Stand at the Summit. The Gladstone Region was acknowledged and understood as a national Hydrogen Hub by the delegates and visitors to the stand. The Region and Council were acknowledged by the members of the Australian delegation and some stand visitors as facilitating an unprecedented number of hydrogen related projects in the region.

Given Gladstone's strategic place in the developing Hydrogen sector for Queensland (Qld) and Australia, representation at the Summit and Expo was well received, timely and valuable. The Economic Development specialist spent considerable time engaging with all members of the Australian delegation of 36 companies and representative organisations, including other State and Federal Government representatives but no other Councils. This was a vital opportunity for Council and CQH2 to reinforce Gladstone's position as Queensland's Hydrogen Hub. The only other Cluster attending and representing Queensland was H2Q (South East Qld). CQH2 provided balance and another regional perspective to the H2Q positioning as the dominant Queensland Cluster influencing policy and strategy.

One objective of attending the expo was to identify the predominant technology for producing hydrogen and the preferred form of hydrogen. Across the 400 exhibitors there was a plethora of technology options and variations on offer and there did not appear to be one dominant technology sector. Our representative engaged with Bosch, Thyssenkrupp Nucera, Phelan Energy Group and Air Liquide amongst others and whilst the technology and presentations were impressive, it will prove difficult for regions to navigate the technology options, without the support of professional organisations.

Manufacturers are looking to scale hydrogen technology from 1GW cell production per year to over 5GW integrated supply chain cell production. Interestingly all technology manufacturers and hydrogen producers see themselves as part of a comprehensive supply chain and sector coupling, much like the CQH2 ecosystem map that the Gladstone Region has produced. Much of the production is focused on green hydrogen for heating and industrial use rather than export. With neither ammonia nor MCH featuring in the discussions or presentations on hydrogen production in Europe.

Whilst it was difficult to get away from the Australian stand given the level of interest in Gladstone and Australia, our Officer attended several of the Summit Sessions covering hydrogen production, storage and distribution, application in decarbonising industry and hydrogen's place in mobility.

Europe and the US are well advanced in adopting hydrogen across industry, mobility, and domestic sectors, much more so than Australia. Whilst Europe has some limitations on the ability to produce hydrogen, they are looking to the Mid-East for supply where there are significant numbers of global sized developments either coming into production or under construction for export. Mobility options at least in the lower sized engines seem to be developing towards hydrogen combustion engines, rather than fuel cells. The larger payload mobility solutions are in the compressed or liquified hydrogen sector. Hydrogen refueling is well advanced across Europe and well understood and accepted.



**Port of Rotterdam Tour**

The Port of Rotterdam is one of the world's largest multi-commodity Ports with over 42 linear kilometers of berth face. The Port is committed to facilitating hydrogen trade to support the decarbonising economy in Europe. The Port is facilitating the development of large-scale hydrogen production and export facilities and the import of green hydrogen and derivatives.

Shell, Uniper, Air Liquide and BP are just some of the Global majors that are developing export facilities in the Port of Rotterdam. Most of the developments are on reclaimed land, much like Fisherman’s landing in Gladstone. Most of the early production will be for domestic mobility and industry decarbonisation with the energy coming from offshore wind.

The Port of Rotterdam is working with common user terminal providers including VOPAK (Ace Terminals) and Kollé Terminals to manage the mix of storage and material handling and shipping types. These are multi-modality terminals with interdependent comingled storage across H2, Ammonia, Co2 and other products with road, rail, sea, and pipeline distribution.

GRC and EPW met with both VOPAK (Ace terminals) and Kollé Terminals to discuss the common user model operation and the possible application in the Port of Gladstone. VOPAK Australia have previously visited Gladstone and had meetings on developing a common user terminal model.

Kollé Terminals were extremely interested in the opportunity and more detail has been provided. Kollé Terminals were also invited to Gladstone to inspect the Port precinct. Discussions will continue.

## Stakeholder Engagement

### Consulate General of Netherlands

Met with Trade and Consular officials to discuss the emerging Hub in Gladstone. The Consulate are looking to form a delegation to Australia, to attend the Asia Pacific Hydrogen Summit and Forum 2023, which will take place on 26 – 27 October in Sydney, Australia. They are currently considering the Northwest of Western Australia, and Queensland. We discussed itineraries and invited the Consulate to consider Gladstone. Further follow-up is occurring.

### Chilean Delegation

Met with the Chilean Delegation and discussed mutual development opportunities and challenges. Their education representative was interested in the work being undertaken by Central Queensland University (CQU). Contacts have been exchanged and introductions have been made with CQU.

### Genesis / Technip Energies

Company with considerable experience in Hydrogen / PtX projects. They explained their capability and how they support organisations and regions to prioritise projects, identifying which projects are “real and viable” and what is needed to facilitate each. Considering learnings from Gladstone and the emerging competition for project space and resources, as well as Councils lack of technical expertise in this area, follow-up conversations would be beneficial.

### White Hydrogen / Delafield Pty. Ltd.

An Australian clean energy technology with research and development facilities and offices in Queensland, specialising in producing hydrogen from biomass. Their flagship product and process are modular and low-cost technology that converts crude glycerol, a low-value waste product from biodiesel to hydrogen-rich gas. The technology utilises proprietary inventions and novel technologies to enable a self-sustaining process and produce low-cost hydrogen. White Hydrogen’s modular technology is scalable for deployment at end-user sites, where hydrogen is used for processes, fuel cells or stored in metal hydrides, reducing the need for hydrogen transportation. This on-site hydrogen production method is a promising alternative in the transition phase towards a fully renewable and carbon-neutral hydrogen economy. Ongoing discussions with local biofuel producers and a review of opportunities in the Gladstone Region will continue.

### Abel Energy

A project development company specialising in early-stage green hydrogen, green methanol, and other hydrogen-derived fuels infrastructure projects. Their flagship project is at Bell Bay in Tasmania with three other areas under investigation. The Bell Bay project aims to produce 300,000 tonnes of renewable, green methanol per year. The plant will combine green hydrogen from a 240MW water electrolysis plant with synthesis gas from a biomass gasifier, to produce green methanol. The production process will use 100% renewable power from hydro and new wind production assets, fresh water from major river systems and biomass residues recovered from existing Tasmanian plantation forestry operations. During discussions over the Gladstone Ecosystem Roadmap with the Abel Energy Co-founder and CEO, his interest in the Gladstone Region was revisited after previously looking at the region some time ago. An invitation to visit the region was extended and information provided.

### Maersk Mc-Kinney Moller Center for Zero Carbon Shipping Copenhagen / Sumitomo

A brief from the center and one of their partners, Sumitomo was received, based on the work being done to move international shipping to disposable zero emissions through the introduction of renewable fuels. This is a relevant discussion for the Port of Gladstone as the last bunker only facility on the east coast of Australia going north. The Center indicated that ammonia as a bunker fuel may not be the dominant fuel and that Methanol and other renewable fuels are emerging. They suggest that the fuel source will be variable and need to be flexible depending on source, location, cost, and the type of trade being serviced. They further indicated that more work and research needed to be undertaken before nominating a future fuel source. This will need to be monitored by the Port of Gladstone as a bunkering port to ensure the supply moves with the demand. The majority of Gladstone trade is tramp shipping, not origin return

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shipping so closed loop bunkering arrangements may not be available. It will be interesting to monitor which fuel type becomes the globally accepted and available fuel for tramp shipping.

### Energy Estates / EConnect Energy / IQUAY

Working together to develop renewable energy export facilities at Abbot Point in North Queensland. They intend to use the navigation systems associated with the port but the 1.8km Abbot Point Jetty is too long for exporting liquid hydrogen and other renewable exports. They are investigating a floating jetty-less system that reduces the need for jetty infrastructure and dredging, enabling near shore delivery of cryogenic pipelines and products.

### Mitsui & Co (USA) Inc.

Providers of business and trading solutions for the green chemical industries. Briefed representatives on the developments in Gladstone and the Gladstone Green Energy Ecosystem Roadmap.

### Queensland Hydrogen Networking Dinner hosted by Qld Government (EPW/TIQ)

Highlighted the opportunity for strong global partnerships to develop world scale projects across the State to a collective of 30 invited guests.

### Australian Business in Europe (ABIE) / Trade and Investment Queensland Networking Dinner, The Australian Residence

45 guests representing Australian business, education, research, and finance institutions from across Europe met to hear from the Australian Embassy Netherlands, Trade and Investment Queensland and EPW on opportunities to grow and strengthen Queensland-Netherlands business and research opportunities.

## **Attachments:**

Nil

**G/5. COUNCILLORS REPORT**

**G/6. URGENT BUSINESS**

**G/7. NOTICE OF MOTION**

**G/8. CONFIDENTIAL ITEMS**