

AGENDA ORDINARY COUNCIL MEETING

Date:	Wednesday, 23 August 2023
Time:	9am
Venue:	<i>Simeon Lord Room Esk Library Building 19 Heap Street Esk</i>

Item No.	Description	Page No
1.	Opening of Meeting	-
2.	Leave of absence	-
3.	Confirmation of Previous Minutes	-
4.	Business arising out of minutes of previous meeting	-
5.	Matters of Public Interest	-
6.	Declarations of Interest	-
7.	Reception and consideration of Officers' reports	-

PLANNING AND ECONOMIC DEVELOPMENT

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15.	Fencing of southern Boundary of Lot 2 SP17270	98
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18.	Relocation of Kohn's Highway Sign on Cooeimbardi Road, Cooeimbardi	109
19.	Chemclear Collection – October-November 2023	114
20.	Operations Report for July 2023	116

HR AND CUSTOMER SERVICE

21.	Community Assistance Grants – Summary of Excellence Bursary Applications Awarded for June/July 2023	136
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CHIEF EXECUTIVE OFFICER

23.	Mount Glen Rock – Growing Future Tourism Grant	144
24.	Biosecurity Protection Levy Response.	146
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26.	Mayoral Gala Charity Ball Grant – Establishment of a Foodbank	151

GENERAL

27.	Meetings authorised by Council	-
28.	Mayor's and Councillors' Report	-
29.	Receipt of Petition	-
30.	Consideration of notified motions	-
31.	Reception of Notices of Motion for next meeting	-
32.	Items for reports for future meetings	-
33.	Closure of Meeting	-

Agenda links

Development Application No. 23874	4
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PLANNING

SOMERSET REGIONAL COUNCIL - OFFICER'S REPORT

To: Andrew Johnson, Chief Executive Officer
From: Mark Westaway, Senior Planner
Director: Luke Hannan, Director of Planning and Development
Date: 15 August 2023
Subject: Development Application No. 23874
Development Application for a Reconfiguring a Lot (one lot into two lots)
File No: DA23874 Action Officer: SP-MW
Assessment No: 02694-00000-000

1.0 APPLICATION SUMMARY

Property details

Location: 21 Lowood Minden Road, Lowood
Real property description: Lot 13 RP180766
Site area: 1.216 hectares
Current land use: House and outbuilding
Easements/encumbrances: Nil identified

South East Queensland Regional Plan 2017

Land use category: Urban footprint

Planning scheme details

Planning scheme Somerset Region Planning Scheme (Version 4.2)
Zone: General residential zone

Precinct: Park residential precinct

Desired settlement pattern: Not applicable

Overlays: OM3 Biodiversity overlay
OM8 High impact activities management area overlay

Application details

Proposal: Reconfiguring a Lot – Development Permit – One lot into two lots
Category of assessment: Code assessment
Applicant details: John Armstrong
C/- Grummitt Town Planning Pty Ltd
34 Evans Drive
BENOWA QLD 4217
Owner details: John and Christine Armstrong
Date application received: 3 June 2023
Date application properly made: 13 June 2023

Referrals Not required

Public notification Not required

RECOMMENDED DECISION

Approve the development application subject to the development conditions and requirements contained in the schedules and attachments of this report.



**Locality Plan of Lot 13 RP180766
Situated at 21 Lowood Minden Road, Lowood**

2.0 PROPOSAL

This development application seeks approval for a Development Permit for a Reconfiguring a Lot - one into two lots, on land at 21 Lowood Minden Road, Lowood, formally described as Lot 13 RP180766.

The application is made under Version Four of the Somerset Region Planning Scheme (the planning scheme). The site is located within the General residential zone and Park residential precinct. The application is required because Reconfiguring a Lot is subject to code assessment.

The existing house is intended to be located on proposed Lot 1, which is a 7,551m² lot on the northern two thirds of the site. The site has a frontage of 54.628m to Lowood Minden Road.

Proposed Lot 2 contains an existing shed and has an area of 4,613m², however it only has a frontage of 33.372m to Lowood Minden Road.

The proposed plan of subdivision is provided at Attachment 1.

3.0 SITE DETAILS

3.1 Description of the land

The site is a rectangular allotment with frontage to Lowood Minden Road along the western boundary of the site. The site contains an existing house and outbuildings. The western half of the site slopes gently toward the west and the eastern part of the site slopes gently toward the northeast.

3.2 Access

Access to the site will be via individual driveways from Lowood Minden Road. An additional driveway will be required to serve proposed Lot 1.

3.4 Connection to electricity and telecommunications

The land is within the General residential zone – Park residential precinct, and as such the development conditions require the development to connect to the reticulated electricity and telecommunications networks.

4.0 PLANNING LEGISLATION

The application will be assessed against the matters set out in section 45 and decided in accordance with section 60 of the *Planning Act 2016*.

5.0 ASSESSMENT BENCHMARKS

The proposal requires assessment against the following assessment benchmarks.

5.1 State Planning Policy 2017

A new State Planning Policy (SPP) came into effect on 3 July 2017 and is not currently reflected in the Somerset Region Planning Scheme. An assessment of the proposed development against the assessment benchmarks contained within Part E of the SPP is required.

The application has been assessed against the assessment benchmarks and the proposal is considered to comply.

5.2 South East Queensland Regional Plan 2017

The site is located within the Urban footprint. The application has been assessed against the provisions of the regional plan and the associated regulatory requirements and was considered to comply.

5.3 Schedule 10 of the Planning Regulation 2017

The proposal did not require Council to assess the application against the assessment benchmarks within the Regulation. Where a referral agency undertakes an assessment against a matter in the Regulation, this is discussed in section 6.0 of this report.

The proposal:

- (a) does not impact on any regulated vegetation or koala habitat areas;
- (b) is not located within a koala priority area;
- (c) is not located in proximity to a Queensland heritage place or local heritage place;
- (d) is not known to be on a contaminated land or environmental management register;
- (e) does not involve any environmentally relevant activities.

5.4 Temporary local planning instruments

There are currently no temporary local planning instruments in effect within the Somerset Region.

5.5 Variation approvals

The property is not benefitted by any variation approvals.

5.6 Somerset Region Planning Scheme (Version 4.2)

5.6.1 Strategic framework assessment

An assessment against the strategic framework was not required as this development application was subject to code assessment.

5.6.2 Code compliance summary

The assessment below identifies how the development proposal achieves the assessment benchmarks and where the development proposal:

- (a) proposes an alternative outcome to the identified acceptable outcomes satisfying or not satisfying the corresponding performance outcomes; or
- (b) proposes an outcome where no acceptable outcome is stated in the code and the proposed outcome does not satisfy the performance outcome.

Applicable code	Compliance with overall outcomes	Performance outcomes
Reconfiguring a lot code	Yes	PO1, PO11
Services works and infrastructure code	Yes	No alternative outcomes proposed
Transport access and parking code	Yes	No alternative outcomes proposed
Applicable overlay code	Compliance with overall outcomes	Performance outcomes
Biodiversity overlay code	Yes	No alternative outcomes proposed

The assessment of the development proposal against the performance outcomes of the applicable code(s) is discussed below.

5.6.3 Performance outcome assessment

Reconfiguring a lot code

Performance outcome	Acceptable outcome
Lot size and subdivision design	
PO1 <i>Lot size and dimensions:</i> (a) provide sufficient area for the siting and construction of buildings and structures; (b) provide for safe vehicular and pedestrian access; (c) respond appropriately to site characteristics including slope of the land and topography; and (d) are consistent with the intended character of the zone.	AO1.1 The minimum <i>lot</i> size and dimensions complies with Table 8.3.4.3.B – Minimum Lot Size and Dimensions.

Proposal

Whilst we acknowledge that the reconfiguring of a lot code nominates a minimum frontage dimension of 40m, it also nominates a minimum lot size of 4,000m². It is noted that the proposal meets the requirements of the minimum lot size but falls slightly short of the minimum frontage by just under 7m. This slight shortfall is considered immaterial and will not impact nor alter the character of this park residential precinct, which is characterized by a variety of different lot sizes and shapes. Of note is the adjoining lot immediately to the south of the proposal site, which has a frontage of 33m. Whilst this may have been approved under a superseded planning scheme, it nonetheless contributes to the make up of the character of this immediate area of Lowood Minden Road. Furthermore, the lots to the north of the subject land to the corner of Lowood Minden Road and Forest Hill Fernvale Road have frontages of approximately 22m to 36m. The proposed new lot will therefore be seen as consistent with the character of this immediate area.

Having regard to PO1 of the Reconfiguring of a Lot Code, it is submitted that the proposed development meets the requirements of the performance outcome in that:

- a) The resultant lot size of both lots will be 4,613m² and 7,551m² respectively, which provides more than sufficient area for the siting and construction of buildings and structures;
- b) Will provide for safe vehicular and pedestrian, particularly given that the existing access will be retained to serve the new southern lot;
- c) The site is relatively flat and therefore, responds to the site characteristics and topography;
- d) The lots are consistent with the intended character of the zone in that they exceed the minimum lot size and have a frontage that is characteristic of other lots within the immediate vicinity.

In addition to the above, if a 40m frontage was applied to the southern lot, this would place the existing dwelling house on the northern lot (which is to be retained) less than 5m from the lot boundary. AO5.2 of the General Residential Zone Code requires that buildings and structures are set back a minimum of 10m from the side boundary of the site which would mean the proposal would not meet the requirements of the Zone Code. By replicating the frontage lot width of the lot immediately to the south (i.e. 33m), would increase the setback of the existing dwelling house on the northern lot and be compliant with AO5.2 of the General Residential Code and hence, compliant with Performance Outcome PO5.

For the reasons given above, it is considered that the amendment to the proposal plan of increasing the lot frontage of Lot 2 from 29m to 33m would provide an appropriate form of development, comparable to no. 15 Lowood Minden Road and be in accordance with the Reconfiguring of a Lot Code.

Performance Outcome Assessment

The applicant originally proposed a 29m wide lot and a 58.5m wide lot. While both lots had areas of 4,000m², officers were concerned about the width of the proposed vacant lot. A revised plan was submitted, widening proposed Lot 2 with a frontage length of 33.372m, increasing the size of Lot 2 to 4,613m². This width is consistent with the lot immediately south of the site.

As identified in the applicant's comments, both proposed lots exceed the 4,000m² minimum lot size. It is considered that the proposed layout is consistent with the character of the zone and the immediate locality.

It is recommended that the alternative outcome be accepted in this instance.

Movement network and access

PO11

Access to existing or future public transport services is provided where practicable and reasonably necessary having regard to the location of the *site* and access to public transport.

AO11

All lots are located within 500 metres (radial distance) of an existing or potential public transport route.

Proposal

There are no bus routes on Lowood Minden Road. The planning scheme encourages subdivision of appropriate sized lots, whilst retaining its semi-rural character. This cannot often be balanced against the lack of public transport in such locations.

Performance Outcome Assessment

All lots are over 500m from a potential public transport route.

It is recommended that the alternative outcome be accepted in this instance.

5.6.4 Overall outcome assessment

The proposal is considered to comply with all the relevant performance outcomes. As such, a detailed assessment of the overall outcomes was not required.

5.7 Local government infrastructure plan

5.7.1 Priority infrastructure area

The development land is not located within the priority infrastructure area as shown in the Local government infrastructure plan mapping.

5.7.2 Infrastructure charges

The proposed development is for a subdivision, which adopts a charge consistent with a three or more-bedroom dwelling under the *Somerset Regional Council Charges Resolution (No. 1) 2022*. In determining the appropriate charging area, the land is located within the urban footprint of Lowood.

The draft infrastructure charges notice is attached and includes charges for the networks identified in the below sections of this report.

5.7.3 Trunk infrastructure requirements

5.7.3.1 Water and wastewater networks

The site is located within the connections area or future connections area for the water network as shown in Urban Utilities' Netserv Plan. The recommended conditions require the development to connect to this network to the satisfaction of Urban Utilities.

Infrastructure charges for the water network (where applicable) is managed by Urban Utilities separately from this development application.

5.7.3.2 Public parks and community land network

The proposal is not considered to result in an unreasonable impact on Council's parks and community land network.

An adopted charge for the public parks and community land network applies.

5.7.3.3 Stormwater network

There are no known issues with the existing drainage of the site. Standard development conditions are recommended to ensure non-worsening for other properties and discharge to a lawful point of discharge.

An adopted charge for the stormwater network applies.

5.7.3.4 Transport network

The development is served by an existing street. The development does not trigger additional works. Standard conditions are recommended to ensure acceptable access arrangements and servicing of the site.

Infrastructure charges for the transport network are applicable as the land is within the urban footprint and are as shown on the attached draft notice.

6.0 REFERRAL

6.1 Referral agencies

In accordance with the *Planning Regulation 2017*, there are no referral agencies applicable for this application.

6.2 Third party advice

Council did not seek any third-party advice for this application.

7.0 PUBLIC NOTIFICATION

As the application is subject to code assessment, public notification was not required.

8.0 OTHER RELEVANT MATTERS

There are no other relevant matters applicable for code assessment.

9.0 CONCLUSION

The proposed development is for Reconfiguring a Lot (one lot into two lots). The site is within the Park residential precinct of the General residential zone. The development will create a vacant lot that generally complies with the area requirements.

It is recommended that the application be approved, subject to the imposition of reasonable and relevant conditions, as outlined in the schedules and attachments.

10.0 ATTACHMENTS

1. Proposed Reconfiguration Lot 13 on RP180766, prepared by ONF Surveyors, Drawing No 11525_P1, Revision A, dated 25 July 2023
2. Draft infrastructure charges notice.

RECOMMENDATION

1. THAT Council approve Development Application No. 23874 for a Reconfiguring a Lot (one lot into two lots) on land situated at 21 Lowood Minden Road, Lowood, formally described as Lot 13 RP180766, subject to the recommended conditions and requirements contained in the schedules and attachments to this report.
2. THAT the officer report for this application be published to the website as Council's Statement of Reasons in accordance with s63(5) of the *Planning Act 2016*.

SCHEDULE 1 – GENERAL CONDITIONS		
<i>Assessment Manager</i>		
No	Condition	Timing
1.1	Carry out the development generally in accordance with the material contained in the development application, supporting documentation and the plan(s) listed below, except where amended by these conditions of approval. Proposed Reconfiguration Lot 13 on RP180766, prepared by ONF Surveyors, Drawing No 11525_P1, Revision A, dated 25 July 2023.	At all times.
1.2	Comply with the relevant provisions of the Somerset Region Planning Scheme (Version Four), Planning Scheme Policies and Local Laws.	At all times.
1.3	A Licensed Surveyor must install new Survey Marks in their correct positions in accordance with the Survey Plan and the endorsement of the work must be certified in writing.	Prior to request for endorsement of the Plan of Subdivision for each stage.
1.4	Pay to Council any outstanding rates or charges or expenses that are a charge over the subject land levied by Council; and/or levied but not fully paid over the subject land.	Prior to request for endorsement of the Plan of Subdivision for each stage.
1.5	Pay to Council the applicable amount at the time of request for plan of subdivision endorsement for the issue of new valuations by the Department of Resources. Currently, the amount is set at \$41 per allotment.	Prior to request for endorsement of the Plan of Subdivision for each stage.
1.6	Provide certification from a Licenced Surveyor that all services (e.g. water, drainage, electricity, telecommunications) are wholly contained within the lot that they serve.	Prior to request for endorsement of the Plan of Subdivision for each stage.
1.7	Remove any services made redundant as a result of the development and reinstate the land.	Prior to request for endorsement of the Plan of Subdivision for each stage.
SCHEDULE 2 – ENGINEERING		
<i>Assessment Manager</i>		
No	Condition	Timing
	GENERAL	
2.1	All works are to be designed and constructed in accordance with the requirements of the <i>Somerset Regional Council Planning Scheme</i> .	At all times.
2.2	Bear the costs of works carried out to Council and utility services infrastructure and assets, including any alterations and repairs resulting from compliance with these conditions.	At all times.
	GENERAL SERVICES	
2.3	Connect the development to a reticulated water supply, electricity supply, and telecommunications utilities in accordance with acceptable standards of the relevant regulatory authority so that it is available to each allotment.	Prior to Council's endorsement of the Plan of Subdivision.

	<i>Note: Services are not to cross the boundary between Lot 1 and Lot 2.</i>	
2.4	The applicant must provide written evidence (e.g. connection certificate) from each particular service provider stating either that each lot has been connected to the applicable service, is available at a standard connection, or has a current supply agreement.	Prior to Council's endorsement of the Plan of Subdivision.
	VEHICLE ACCESS	
2.5	All vehicular access for new allotments shall provide convenient and safe access and egress from the site in accordance with <i>Somerset Regional Council Planning Scheme</i> .	At all times.
2.6	The landowner is responsible for construction and maintenance of vehicular access for the property, from the road carriageway to property boundary in accordance with <i>Somerset Regional Council Planning Scheme</i> . Approval is to be sought from Council and the landowner must advise all potential purchasers accordingly.	At all times.
2.7	Make an Access Application to Council and pay the required fees where an application involves works required as stated in the conditions.	Prior to Commencement of Access works.
	STORMWATER	
2.8	Ensure Stormwater drainage is delivered to a lawful point of discharge	At all times.
2.9	Stormwater drainage and flows are to have no actionable nuisance effect on adjoining, upstream, or downstream landholders.	At all times.
SCHEDULE 3 – ADVICE		
<i>Assessment Manager</i>		
This approval has effect in accordance with the provisions of section 71 of the <i>Planning Act 2016</i> . <i>[A copy of section 71 will be enclosed with the Decision Notice]</i>		
Currency Period - Pursuant to section 85 of the <i>Planning Act 2016</i> the approval will lapse if the plan of subdivision is not provided to the local government within the 'currency period' – being four (4) years starting the day the approval takes effect.		
The applicant may make representations (change representations) about a matter in this development application within the applicant's appeal period under the process established in chapter 3, part 5, subdivision 1 of the <i>Planning Act 2016</i> .		
The <i>Planning Act 2016</i> provides for a person to make a change to this development application outside the applicant's appeal period, following the process outlined in chapter 3, part 5, subdivision 2 of the Act.		
This development approval is for the proposed development only. Any additional uses/structures, if triggers assessable development, may require their own planning approval and will be assessed on its own merits.		

Biosecurity Queensland should be notified on 13 25 23 of proposed development(s) occurring in the Fire Ant Restricted Area before earthworks commence. It should be noted that works involving movements of soil associated with earthworks may be subject to movement controls and failure to obtain necessary approvals from Biosecurity Queensland is an offence.

It is a legal obligation to report any sighting or suspicion of fire ants within 24 hours to Biosecurity Queensland on 13 25 23.

The Fire Ant Restricted Area as well as general information can be viewed on the DAF website www.daf.qld.gov.au/fireants

All works shall be carried out in accordance with the *Workplace, Health & Safety Act (as amended)* and the *workplace Health and Safety Regulation (as amended)*.

Upon receiving the certification by a RPEQ, and submission and approval of as constructed drawings and documentation, Council will accept the works as "On Maintenance".

Council will bond the developer for an amount equal to 5% of the operational works and the Developer is required to maintain all works for a period of 12 months for civil works and 18 months for landscaping (maintenance period) from the date of "On Maintenance". Any defective works must be rectified within the maintenance period.

At the end of the maintenance period the works shall be inspected and if satisfactory, shall be placed "Off Maintenance". Bonds or other securities will be released after the works have been placed "Off Maintenance".

The Plan of Subdivision will not be released until all works are completed to Council's satisfaction or uncompleted works are suitably bonded.

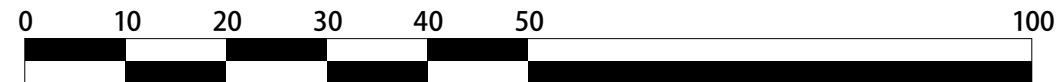
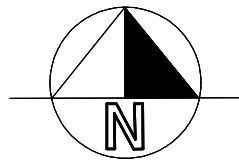
The Applicant has the Right of Appeal to the Planning and Environment Court regarding the conditions of this approval.

Should the Applicant notify Council in writing that the conditions of approval are accepted without dispute and that the right of appeal to the Court will not be exercised, the Decision Notice may be taken to be the development permit."

Attachments for the Decision Notice include:

1. Proposed Reconfiguration Lot 13 on RP180766, prepared by ONF Surveyors, Drawing No 11525_P1, Revision A, dated 25 July 2023

This completes the report for Development Application DA23874.



NOTE :-

Horizontal Co-Ord Datum		DCDB	Contour Interval	Level Datum
Horizontal Co-Ord Origin			Level Origin	Value
Easting	Northing		Surveyed	Date
Azimuth	DCDB	Field Book	Drawn JAF	Date 25/07/2023



Client			Project			
JOHN ARMSTRONG			PROPOSED RECONFIGURATION LOT 13 ON RP180766 - 21 Loowood Minden Road -			
Computer File	Scale	Job No.	Locality	Drawing Number	Rev.	Sheet
M:\Location\Somerset RC_Lowood\11525	1:750	11525	LOWOOD	11525_P1	A	1 of 1

Infrastructure Charges Notice
(Section 119 of the Planning Act 2016)

Applicant:	John Armstrong C/- Grummitt Town Planning Pty Ltd 34 Evans Drive BENOWA QLD 4217
Application:	Reconfiguring a Lot by Subdivision (one lot into two lots)
Notice Number:	XX
Date:	XX
File Reference:	DA23874
Amount of the Levied Charge: <i>(Details of how these charges were calculated are shown overleaf)</i>	\$14,998.00
Automatic Increase of Levied Charge:	The amount of the levied charge is subject to an automatic increase. Refer to the General Information attached to this notice for more information on how the increase is worked out.
Land to which Charge Applies:	13 RP180766
Site Address:	21 Lowood Minden Road, Lowood
Payable to:	Somerset Regional Council
When Payable: <i>(In accordance with the timing stated in Section 122 of the Planning Act 2016)</i>	For reconfiguring a lot—when the local government that levied the charge approves a plan for the reconfiguration that, under the Land Title Act, is required to be given to the local government for approval
Offsets or Refunds:	Not Applicable.

This charge is made in accordance with Council's **Charges Resolution (No. 1) 2022**.

Details of Calculation

Stormwater network

Adopted Charges

Development Description	Number of Units	Units of Measure	Charge Rate	Reference	Amount
RAL	2	Per 3 or more bedroom dwelling unit	\$4,205.00	CR Table 2	\$8,410.00

Discounts

Development Description	Number of Units	Units of Measure	Charge Rate	Reference	Amount
RAL	1	Per 3 or more bedroom dwelling unit	\$4,205.00	CR Table 2	\$4,205.00

Public parks and Community land

Adopted Charges

Development Description	Number of Units	Units of Measure	Charge Rate	Reference	Amount
RAL	2	Per 3 or more bedroom dwelling unit	\$6,348.00	CR Table 2	\$12,696.00

Discounts

Development Description	Number of Units	Units of Measure	Charge Rate	Reference	Amount
RAL	1	Per 3 or more bedroom dwelling unit	\$6,348.00	CR Table 2	\$6,348.00

Transport network

Adopted Charges

Development Description	Number of Units	Units of Measure	Charge Rate	Reference	Amount
RAL	2	Per 3 or more bedroom dwelling unit	\$4,445.00	CR Table 2	\$8,890.00

Discounts

Development Description	Number of Units	Units of Measure	Charge Rate	Reference	Amount
RAL	1	Per 3 or more bedroom dwelling unit	\$4,445.00	CR Table 2	\$4,445.00

Net Charges

Development Description	Stormwater	Public Parks and Community Land	Transport	Total
RAL (1 into 2 lots)	\$4,205.00	\$6,348.00	\$4,445.00	\$14,998.00

Total	\$4,205.00	\$6,348.00	\$4,445.00	\$14,998.00
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** In accordance with Section 3.3 of the Charges Resolution, the discount may not exceed the adopted charge. Where there are any surplus discounts, these will not be refunded, except at Council's discretion through entering an infrastructure agreement, where the surplus discounts may be attached to the land.*

Yours faithfully

Andrew Johnson
Chief Executive Officer

DRAFT

Information Notice

Authority and Reasons for Charge This Infrastructure Charges Notice has been given in accordance with section 119 of the *Planning Act 2016* to support the Local government's long-term infrastructure planning and financial sustainability.

Appeals Pursuant to schedule 1 of the *Planning Act 2016* a person may appeal an Infrastructure Charges Notice. Attached is an extract from the *Planning Act 2016* that details your appeal rights.

Automatic Increase Provision of charge rate (\$) An infrastructure charge levied by Council is to be increased by the difference between the Producer Price Index (PPI) applicable at the time the infrastructure charge was levied, and PPI Index applicable at the time of payment of the levied charge, adjusted by reference to the 3-yearly PPI Index average¹. If the levied charge is increased using the method described above, the charge payable is the amount equal to the sum of the charge as levied and the amount of the increase.

However, the sum of the charge as levied and the amount of the increase is not to exceed the maximum adopted charge the Council could have levied for the development at the time the charge is paid.

GST The Federal Government has determined that contributions made by developers to Government for infrastructure and services under the *Planning Act 2016* are GST exempt.

To whom the charge must be paid Payment of the Charge must be made payable to Somerset Regional Council via Customer Service or Planning and Development Department, PO Box 117 Esk Qld 4312.

The Infrastructure Charge has been calculated in accordance with the charges stated in Council's Charges Resolution. This notice will be escalated to time of payment to the extent permitted under legislation in force at that time.

¹ 3-yearly PPI index average is defined in section 115 of the *Planning Act 2016* and means the PPI index smoothed in accordance with the 3-year moving average quarterly percentage change between quarters. PPI Index is the producer price index for construction 6427.0 (ABS PPI) index number 3101 – Road and Bridge construction index for Queensland published by the Australian Bureau of Statistics.

It is requested that you contact Council's Planning Department to confirm that amount payable prior to making payment.

Payment

This notice is due and payable by the due time shown. Cheques, money orders or postal notes should be made payable to Somerset Regional Council and crossed "Not Negotiable". Change cannot be given on cheque payments. Property owners will be liable for any dishonour fees.

Overseas Payees

Please forward your infrastructure charges payment by way of a bank draft for the required amount in Australian dollars.

Method of Payment

Payment by Mail

Confirm the current Infrastructure Charge applicable and obtain an updated payment notice from Council's Operations Department or Planning and Development Department.

Mail this updated payment notice immediately with your payment to: Somerset Regional Council, PO Box 117, Esk Qld 4312

NOTE: Cheques must be made payable to Somerset Regional Council

Payment at Council Offices

Confirm the current Infrastructure Charge applicable.

Present written confirmation of charges with your payment to Somerset Regional Council at the Customer Service Counters.

NOTE: Cheques must be made payable to Somerset Regional Council

Payment Made by Credit Card

Credit Cards accepted: Mastercard or Visa

Enquiries

Enquiries regarding this Infrastructure Charges Notice should be directed to the Somerset Regional Council, Operations Department OR Planning and Development Department, Esk Office, during office hours, Monday to

Friday by phoning (07) 5424 4000 or email at
mail@somerset.qld.gov.au

DRAFT

SOMERSET REGIONAL COUNCIL - OFFICER'S REPORT

To: Andrew Johnson, Chief Executive Officer
From: Michael O'Connor, Senior Planner
Director: Luke Hannan, Director of Planning and Development
Date: 15 August 2023
Subject: Development Application No. 23693
Development Application for a Development Permit for Material Change of Use for Showroom and Low Impact Industry
File No: DA23693 Action Officer: SP—MO
Assessment No: 00487-00000-000

1.0 APPLICATION SUMMARY

Property details

Location: 9 Peters Street, Esk
Real property description: Lot 4 SP302981
Site area: 0.214 ha (2,140m²)
Current land use: Vacant land
Easements/encumbrances: Nil identified

South East Queensland Regional Plan 2017

Land use category: Urban footprint

Planning scheme details

Planning scheme: Somerset Region Planning Scheme (Version 4.2)
Zone: General residential zone
Precinct: Not within a precinct
Overlays: OM8 High impact activities management area overlay
OM9 Infrastructure overlay
OM13 Stock route management overlay

Application details

Proposal: Showroom and low impact industry
Category of assessment: Impact assessment
Applicant details: Kenneth Frederrick Houghton
C/- Steffan Town Planning
PO Box 6258
FAIRFIELD QLD 4103
Owner details: Kenneth Houghton
Date application received: 18 April 2023
Date application properly made: 18 April 2023

Referrals

State Assessment and Referral Agency

Public notification

Required
Notification period: 6 July to 27 July
Submissions received: Nil received.

RECOMMENDED DECISION

Approve the development application subject to the development conditions and requirements contained in the schedules and attachments of this report.



**Locality Plan of Lot 4 SP302981
Situated at 9 Peters Street, Esk**

2.0 PROPOSAL

This development application seeks approval for a development permit for material change of use for showroom and low impact industry, on land at 9 Peters Street, Esk, formally described as Lot 4 SP302981. The land adjoins the Brisbane Valley Rail Trail on its eastern boundary.

The applicant seeks to establish a new Stihl shop on the site, relocating from the current site directly opposite the subject land, on the corner of Ipswich Street (Brisbane Valley Highway) and Peters Street. The business involves both the sales of mowers and tools (a showroom) and the servicing of similar products (a low impact industry).

The land is within the General residential zone due the previous use of the property. Showroom and low impact industry are not anticipated in this zone, and accordingly the application required impact assessment.

However, land opposite on Peters Street, as well opposite the Rail Trail, is within the Industry zone, and immediately adjoining to the west is the Esk Fire Station. The streetscape is categorised by non-residential uses, with no dwelling houses or residential activities occurring. It is considered that an industry use would be consistent with the mixed business and industry nature of the streetscape.

The proposal involves the development of two warehouse style buildings, with a large awning attached to the showroom building at the rear of the site. The buildings measure 15m x 22m for the showroom, and 11m x 23m for the workshop. The showroom building has a maximum height of 5.323 metres, with the workshop building having an apex height of 4.97 metres. The buildings are intended to be constructed with a Colourbond sheeting finish.

The site provides nine onsite parking spaces, including a disability space. The planning scheme does not require the provision of bicycle parking, however space for bicycle parking has been provided on the proposal plans.

The site provides landscaping to the Peters Street frontage and initially proposed landscaping on the eastern (rail trail) boundary. As part of the information request response, the applicant decided to remove the boundary landscaping. The recommended conditions package includes a requirement to provide landscaping on the rail trail interface, as required by the planning scheme.

The site is located within the urban footprint. As an impact assessment, the application has been assessed against the regional plan and the proposal is considered to be consistent with the goals and strategies of the plan.

The regional plan regulatory provisions do not apply to the development as it is within the urban footprint.

5.3 Schedule 10 of the Planning Regulation 2017

The proposal did not require Council to assess the application against the assessment benchmarks within the Regulation. Where a referral agency undertakes an assessment against a matter in the Regulation, this is discussed in section 6.0 of this report.

The proposal:

- (f) does not impact on any regulated vegetation or koala habitat areas;
- (g) is not located within a koala priority area;
- (h) is not located in proximity to a Queensland heritage place or local heritage place;
- (i) does not involve any environmentally relevant activities.

5.4 Temporary local planning instruments

There are currently no temporary local planning instruments in effect within the Somerset Region.

5.5 Variation approvals

The property is not benefitted by any variation approvals.

5.6 Somerset Region Planning Scheme (Version 4.2)

5.6.1 Strategic framework assessment

The development application has been assessed against the strategic framework of the planning scheme and is considered to overall support Council's strategic intent for the region. The following represents an overview of how the proposal aligns with each of the seven themes that collectively represent the policy intent of the planning scheme.

Settlement pattern

The proposal advances the settlement pattern of the region as it provides for a well-placed mixed business and industry use adjoining the Esk industrial area, that does not compromise future residential activities from occurring on adjoining land.

The development proposal is not impacted by mapped natural hazard areas.

Natural environment

The land does not contain any matters of national, state, or local environmental significance.

Natural resources

The proposal doesn't not impact on any agricultural land, extractive resources, mining tenements or forestry resources. The land is within the water resource catchment of Lake Wivenhoe and is within the water supply buffer on Strategic framework map 6 and the higher risk catchment area on the Catchment management overlay maps.

The development will be required to manage stormwater outflows in accordance with the Somerset Region Planning Scheme, State Planning Policy, and Queensland Urban Drainage Manual.

Community identity and regional landscape character

The Esk identity map includes an Esk Identity Focus and Esk Image Management Area following the Ipswich Street main street strip, to reinforce a traditional building character for the streetscape. As the land is within proximity to Ipswich Street, it is partially within these areas as expressed on the mapping.

The site is considered suitably separated from Ipswich Street, it is considered that the design does not impact on upon the Ipswich Street streetscape identity.

Economic development

The proposed development will expand upon the Esk Industrial Area and support the growth of mixed business and industry offering within the town. This supports the planning intent for industry within the Somerset Region.

Infrastructure and services

The provision of infrastructure and services at the development site meets the desired standard of service and the standard requirements set out in the development codes and Local Government Infrastructure Plan, subject to the imposition of the recommended development conditions package.

Transport

The development aligns with the planning intent for road, public, and active transport networks, and does not interact with the aviation facilities element.

5.6.2 Code compliance summary

The assessment below identifies how the development proposal achieves the assessment benchmarks and where the development proposal:

- (a) proposes an alternative outcome to the identified acceptable outcomes satisfying or not satisfying the corresponding performance outcomes; or
- (b) proposes an outcome where no acceptable outcome is stated in the code and the proposed outcome does not satisfy the performance outcome.

Applicable code	Compliance with overall outcomes	Performance outcomes
General residential zone code	Yes	PO4
Business activities code	Yes	PO4, PO7
Industrial activities code	Yes	PO1
Services works and infrastructure code	Yes	No alternative outcomes proposed
Transport access and parking code	Yes	PO3
Applicable overlay code	Compliance with overall outcomes	Performance outcomes
Infrastructure overlay code	Yes	No alternative outcomes proposed

The assessment of the development proposal against the performance outcomes of the applicable code(s) is discussed below.

5.6.3 Performance outcome assessment

General residential zone code

Performance outcome	Acceptable outcome
Building setbacks	
PO4 Building setbacks: (a) maintain a coherent streetscape character in the zone; and (b) do not detract from the amenity enjoyed by <i>adjoining premises</i> .	AO4.3 Buildings and structures are setback a minimum 3 metres from the rear boundary of the site.
Alternative outcome assessment The proposed awning has a rear setback of two metres to façade, in lieu of the three metres provided by the acceptable outcome.	

The proposed rear setback adjoins currently undeveloped residential land (forming part of the former service station) that is listed on the contaminated land register. Given the shape of the allotment, it considered that any future development of that land will be developed with that boundary acting as a rear boundary.

The proposed design will not result in a loss of amenity enjoyed by adjoining premises and will not result in overshadowing or diminished ventilation should that land be developed in the future.

To support the reduced setback (as well as a reduction in landscaping), the recommended conditions package requires a screen fence to be provided in place of the existing chain link fence.

It is recommended that the alternative outcome be accepted in this instance.

Business activities code

Performance outcome	Acceptable outcome
Built form and materials	
PO4 The building form and finishes contribute to the established or emerging character of the zone and locality.	No acceptable outcome provided.
Alternative outcome assessment The land is within the General residential zone, and as such does not provide a built form consistent with the character of the zone. The proposal provides a built form outcome consistent with the established streetscape, particularly with respect of the development directly adjoining the site as well as the small industry complex at 15 Peters Street. However, as the land is general residential zone, it is not possible to comply with the performance outcome. An assessment of the overall outcomes is required.	
Interface with sensitive land uses or public open space	
PO7 The <i>business activity</i> provides an attractive interface that enhances the visual appearance of commercial buildings that adjoin public open space and land or used or intended for <i>sensitive land uses</i> .	A07 Where the <i>business activity</i> adjoins a public open space and land or used or intended for use by <i>sensitive land uses</i> , the following is provided along the common boundary: (a) a minimum 3 metre wide landscape strip; and (b) screen fencing to a minimum height of 1.8 metres.
Alternative outcome assessment The proposal does not incorporate a landscaping strip to the rail trail nor to the General residential zoned land to the rear of the site. It is noted that the proposal incorporates a two-metre-wide landscaping strip to the street frontage (as required by the Industrial activities code). The original plans provided with the application included the landscaping strip. However, the applicant removed the landscaping as part of the information request response citing that "the development site adjoins a section of the rail trail that has exceptionally low scenic value due to the industrial nature of surrounding development." The response concluded that planting could be undertaken in the rail trail land if desired.	

Council officers maintain that the planning scheme requires the provision of landscaping along this frontage, and that the appearance of commercial buildings is to be attractive along public spaces, and that the provision of a timber paling fence does not achieve the performance outcome.

The recommended conditions require the provision of a two-metre-wide landscaping strip and provides for the type of planting relative to the type of fencing proposed for the frontage.

The recommended conditions also require the installation of a screen fence to the rear of the site to ensure appropriate amenity for future residential uses as intended by the planning scheme.

It is recommended that the alternative solution not be accepted, and that the recommended development condition be applied to ensure compliance with the performance outcome.

Industrial activities code

Performance outcome	Acceptable outcome
Site layout, scale, and intensity	
PO1 The <i>development</i> incorporates a <i>site</i> layout, scale, and intensity that: <ul style="list-style-type: none"> (a) provides an efficient use of the <i>site</i>; (b) enhances the streetscape and softens the visual appearance; (c) ensures that <i>sensitive land uses</i> and public open spaces are not adversely affected; and (d) does not result in overdevelopment. 	AO1.6 A minimum of 10 percent of the <i>site</i> is provided as landscaped open space.
Alternative outcome assessment The proposal plan provides approximately 5% (108m ²) of the site as landscaping for the street frontage. The recommended conditions of approval require the provision of a two-metre-wide landscaping strip adjoining the rail trail. The provision of this landscaping will increase the landscaping area to approximately 8% of the site, which appropriately advances the performance outcome. It is recommended that the alternative outcome be accepted in this instance.	

Industrial activities code

Performance outcome	Acceptable outcome
Vehicle parking and servicing	
PO3 The amount of on-site car parking and service vehicle loading/ unloading is consistent with: <ul style="list-style-type: none"> (a) the nature of the use; (b) the traffic generation of the use; (c) the loading/ unloading needs of the use; (d) the availability of street parking in the Centre zone; and (e) the impact of the <i>road</i> network. Car parks, service vehicle access, loading and manoeuvring areas are of suitable standard for the intended use.	AO3.1 The minimum number of car parking spaces complies with Table 8.3.6.3.B–Minimum car parking requirements.
Alternative outcome assessment	

The proposal provides for nine carparking spaces, including a disabled loading space, as well as providing an area for the loading and unloading of service vehicles. Table 8.3.6.3.B requires the provision of eight parking spaces for the low impact industry component and nine parking spaces for the showroom component, for a total of 17 spaces.

The applicant has identified that their existing servicing and repairs operation does not require significant vehicle parking, as the servicing occurs as a drop off and collect process. In this context, the proposal is intended to provide nine spaces for the showroom component and utilise the loading bay at the rear of the site for the dropping off of products for repair and servicing.

The performance outcome requires that the provision of parking be consistent with the nature of the use and the traffic generation anticipated. It is considered that the provision of parking appropriately reflects the uses occurring on the site and would avoid the provision of an excessive amount of car parking being provided on site.

It is recommended that the alternative outcome be accepted in this instance.

5.6.4 Overall outcome assessment

General residential zone code

The proposal is considered to comply with the relevant acceptable or performance outcomes, and as such, in accordance with the assessment rules under the planning scheme, an assessment of the overall outcomes is not required.

It is noted that the proposal does not align with the purpose statement of the General residential zone. However, it is considered that the alternative use of the premises can be supported through the strategic framework, as discussed earlier in this report.

Business activities code

(a) the type, scale and location of the activity reinforces the town centre network
The proposed use is a mixed business and industry activity that is located adjoining the Industry zone, and supports established business and industry activities in the streetscape. This reinforces the role of the street as an industrial enterprise area, and reinforces the role of Esk as a major rural activity centre, supporting the town centres network.
(b) the built form and layout reinforces the existing or emerging character of the locality
The building form is, however, considered consistent with the established character of the streetscape providing for business and industry activities.
(c) mixed-use residential <i>development</i> is afforded a reasonable level of amenity located above or behind non-residential uses
The proposal does not involve a mixed-use residential development.
(d) the design and layout promotes a vibrant streetscape and a safe public environment
The proposal provides landscaping and transparent fencing supporting a visible streetscape whilst ensuring site security.
(e) sites can be appropriately serviced and do not create unacceptable impacts on the <i>road</i> network
The site is appropriately serviced and no impacts on the road network are anticipated.
(f) operational impacts are appropriately managed
No operational or amenity impacts are anticipated.

Use and development codes

The proposal is considered to comply with the relevant acceptable or performance outcomes, and an assessment of the overall outcomes is not required.

5.7 Local government infrastructure plan

5.7.1 Priority infrastructure area

The development land is located within the priority infrastructure area as shown in the Local government infrastructure plan mapping.

5.7.2 Infrastructure charges

Under *Somerset Regional Council Charges Resolution (No. 1) 2022*, showroom falls within the commercial (bulk-goods) charging category, and low impact industry falls within the other industry charging category.

The draft infrastructure charges notice is attached and identifies how the levied charge for each network has been worked out as required by the *Planning Act 2016*. The below trunk infrastructure sections identify whether an adopted charge does or does not apply.

5.7.3 Trunk infrastructure requirements

5.7.3.1 Drinking water and wastewater networks

The site is located within the connections area or future connections area for both the drinking water and wastewater networks as shown in Urban Utilities' Netserv Plan. The recommended conditions require the development to connect to both networks to the satisfaction of Urban Utilities.

Infrastructure charges for the drinking water and wastewater networks (where applicable) are managed by Urban Utilities separately from this development application.

5.7.3.2 Stormwater network

Stormwater as a result of the development is not anticipated to result in an adverse impact on Council's trunk stormwater network infrastructure, and no additional trunk infrastructure has been identified as being necessary to deliver the development.

Standard development conditions are recommended to ensure no actionable nuisances occur and discharge to a lawful point of discharge is achieved, as required by the Queensland Urban Drainage Manual (QUDM).

An adopted charge for the stormwater network applies.

5.7.3.3 Public parks and community land network

The proposal is not considered to result in an unreasonable impact on Council's trunk public park and community land network infrastructure, and no trunk infrastructure has been identified as being required to support the development.

There is no adopted charge for the public parks and community land network applicable to the proposal.

5.7.3.4 Transport network

The proposal is not anticipated to result in an adverse impact on Council's trunk transport network infrastructure, and no additional trunk infrastructure has been identified as being required to deliver the development.

An adopted charge for the transport network applies.

6.0 REFERRAL

6.1 Referral agencies

In accordance with the *Planning Regulation 2017*, the application required referral to the State Assessment and Referral Agency (SARA) for matters relating to state-controlled roads. SARA advised that they had no requirements for the approval of the development application. SARA's referral agency response will be attached to Council's decision notice and a copy has been attached to this report for Council's reference.

6.2 Third party advice

Council did not seek any third-party advice for this application.

7.0 PUBLIC NOTIFICATION

7.1 Notification requirements

The application was subject to impact assessment, and public notification was required. The application was publicly notified in accordance with the requirements of the *Development Assessment Rules* as follows:

- (a) public notification was served to all adjoining landowners by registered post on 5 July;
- (b) a notice was published in Lockyer and Somerset Independent newspaper on 5 July;
- (c) a notice in the prescribed form was placed on the premises on 6 July and maintained for the minimum period of 15 business days until 27 July.

Council received the notice of compliance on 1 August 2023, confirming that public notification had been undertaken in accordance with the statutory requirements.

7.2 Matters raised in submissions

No comments or submissions were received.

8.0 OTHER RELEVANT MATTERS

8.1 Section 89 Notation

Section 89 of the *Planning Act 2016* requires that if a local government considers a development approval substantially inconsistent with its planning scheme it must notate the approval to the planning scheme. It is not considered that the proposed development is substantially inconsistent with the planning scheme, as the proposal appropriately advances the outcomes sought by the planning scheme.

9.0 CONCLUSION

The proposed development is for a new showroom and low impact industry.

The proposal has demonstrated compliance with acceptable outcomes of each of the applicable assessment benchmarks, or otherwise complied with the relevant performance outcomes.

It is recommended that the application be approved, subject to the imposition of reasonable and relevant conditions, as outlined in the schedules and attachments to this report.

10.0 ATTACHMENT

- 1. Proposal plans
- 2. State Assessment and Referral Agency response
- 3. Draft infrastructure charges notice

RECOMMENDATION

- 1. THAT Council approve Development Application No. 23693 for a Development Permit for Material Change of Use for Showroom and Low Impact Industry on land situated at 9 Peters Street, Esk, formally described as Lot 4 SP302981, subject to the recommended conditions and requirements contained in the schedules and attachments to this report.
- 2. THAT the officer report for this application be published to the website as Council's Statement of Reasons in accordance with s63(5) of the *Planning Act 2016*.

SCHEDULE 1 – GENERAL CONDITIONS		
<i>Assessment Manager</i>		
No	Condition	Timing
1.1	Carry out the development generally in accordance with the material contained in the development application, supporting documentation, and the approved plans and documents listed below, except where amended by these development conditions.	At all times.

	Site Plan (amended in RED by Council), prepared by GVD Building Design, reference 23017KH Issue C Sheet 2, dated 06/06/2023.	
	Floor Plan, prepared by GVD Building Design, reference 23017KH Issue C Sheet 3, dated 06/06/2023.	
	Elevations, prepared by GVD Building Design, reference 23017KH Issue C Sheet 4, dated 06/06/2023.	
	Elevations, prepared by GVD Building Design, reference 23017KH Issue C Sheet 5, dated 06/06/2023.	
1.2	The development must comply with the relevant provisions of the Somerset Region Planning Scheme (Version 4.2) and Local Laws, to the extent they have not been varied by this Development Approval.	At all times.
1.3	A legible copy of this Development Approval, including the approved plans and documents bearing Council's stamp, must be available on the subject land for inspection.	At all times during the construction phase.
1.4	Pay to Council any outstanding rates or charges or expenses that are a charge over the subject land levied by Council, including any charges that are levied but not fully paid over the subject land.	Prior to the commencement of use.
1.5	All development conditions of this Development Approval must be complied with at no cost to Council unless stated otherwise in any specific condition of approval.	At all times.
1.6	Repair any damage to existing infrastructure (e.g. kerb and channel, footpath, or roadway) that may have occurred as part of the development. Any damage that is deemed to create a hazard to the community must be repaired immediately.	At all times.
	Hours of operation	
1.5	The showroom and low impact industry are to be operated between 7am to 6pm Monday to Friday and 7am to 2pm on Saturdays. No operations are to occur on Sundays or public holidays.	At all times.
	Hours for loading and unloading.	
1.6	Loading and unloading is to occur between 7am to 6pm Monday to Friday and 8am to 5pm Saturdays.	At all times.
	Street numbers and building names	
1.7	Install street numbering and any building name at the road frontage of the site, to enable identification by emergency services.	Prior to the commencement of use and to be maintained.
	Unenclosed buildings	
1.8	The unenclosed area of the building must remain an open structure and is not to be enclosed by walls, windows, doors, screens or the like unless otherwise shown on the approved plans.	At all times.
	Fencing	

1.9	Provide security fencing on the front boundary. The fencing must be: (a) a maximum height of 2 metres; and (b) no less than 75 percent (75%) visually transparent.	Prior to the commencement of the use and to be maintained at all times.
1.10	Fencing provided on the Brisbane Valley Rail Trail boundary is to be either: (a) screen fencing with: (i) a minimum height of 1.8 metres; and (ii) setback 2 metres from the boundary; or (b) transparent security fencing with: (i) a maximum height of 2 metres; (ii) no less than 75 percent (75%) visually transparent; (iii) located such that landscaping has a minimum depth of 1.5 metres on one side of the fence.	Prior to the commencement of use and to be maintained.
1.11	Provide screen fencing along the northern site boundary. The fencing must be: (a) a minimum height of 1.8 metres; and (b) no less than zero percent (0%) visually transparent.	Prior to the commencement of use and to be maintained.
	Landscaping	
1.12	Provide a 2-metre-wide landscaping strip along the eastern boundary of the site (as annotated to the approved site plan). Where a screen fence is proposed, the landscaping is to be provided as a combination of shrubs and trees that: (a) acts as a screen to the fence; (b) has a maximum distance of 1 metres between plantings; and (c) is grown to and maintained at a minimum 1.5 metres in height. Where a transparent security fence is proposed, the landscaping is to be provided as a combination of trees, shrubs and ground covers that has a maximum distance of 1 metre between plantings.	Prior to the commencement of use and to be maintained.
1.13	Provide a 2-metre-wide landscaping strip along the site frontage incorporating a combination of shrubs and ground covers that: (a) enables causal surveillance; (b) has a maximum distance of 1 metres between plantings; and (c) is grown to and maintained at a height not exceeding 1.5 metres.	Prior to the commencement of use and to be maintained.
	Visual and General Amenity	
1.14	Any graffiti within the proposed development must be removed immediately.	At all times.
1.15	Screen loading/unloading facilities, plant areas, refuse storage and other outdoor storage facilities on the site from direct view from any adjoining road or public space.	Prior to the commencement of use and to be maintained.
	Indoor and Outdoor Lighting	

1.16	<p>Lighting must be provided to the following areas of the site:</p> <ul style="list-style-type: none"> • The entries and exits of the approved building. • The pathways between the parking areas and the entrances/exits of the building/s. • Throughout car parking areas. 	Prior to commencement of the use and to be maintained at all times.
1.17	<p>The outdoor lighting of the development must mitigate adverse lighting and illumination impacts by:</p> <ul style="list-style-type: none"> • Not causing nuisance by way of light spill or glare at adjacent properties and roadways. • Providing graduated intensity lighting with lower level brightness at the perimeter of the subject land and higher intensities at the centre of the subject land. • Directing lighting onto the subject land and away from neighbouring properties. • Using shrouding devices to preclude light overspill onto surrounding properties where necessary. • Not operating lighting that uses sodium lights or flare plumes. 	Prior to commencement of the use and to be maintained at all times.
SCHEDULE 2 – ENGINEERING Material Change of Use <i>Assessment Manager</i>		
No.	Condition	Timing
	Works	
2.1	Make an Operational Work application to Council and pay the required fees where an application involves earthworks, erosion and sediment control, roadworks, car parks, landscaping, clearing and stormwater drainage required as stated in the following conditions.	Prior to the commencement of Operational Work.
2.2	All works are to be designed and constructed in accordance with the requirements of the <i>Somerset Region Planning Scheme</i> .	At all times.
2.3	Bear the costs of works carried out to Council and utility services infrastructure and assets, including any alterations and repairs resulting from compliance with these conditions.	At all times.
2.4	<p>It is required that the design and construction of civil components of the Operational Work are to be certified by a Registered Professional Engineer Queensland (RPEQ), including:</p> <ul style="list-style-type: none"> • Plans and specifications must be prepared and certified with the Operational Work application. • Certification that the works have been undertaken in accordance with the approved plans, specifications and to Council's requirements. 	Prior to Operational Works Compliance Assessment.
	General Services	
2.5	Connect the development to a reticulated drinking water supply, wastewater (sewer) infrastructure, underground electricity supply, and telecommunications utilities in accordance with acceptable standards of the relevant regulatory authority.	Prior to commencement of use.

2.6	The applicant must provide written evidence (e.g. connection certificate) from each particular service provider stating either that the development has been connected to the applicable service.	Prior to commencement of use.
	Earthworks	
2.7	All earthworks to be constructed in accordance with AS3798. Fill material is to be placed, compacted, and tested by a suitably qualified inspection and testing organisation.	At all times.
2.8	The foundation design of the proposed building must be certified by a Registered Professional Engineer of Queensland (RPEQ) for the proposed location. A copy of the Certified foundation design is to be submitted to Council as part of the archiving of the Building Development Approval.	As part of the Building Application.
	Vehicle access	
2.9	All vehicular access for new allotments shall provide convenient and safe access and egress from the site in accordance with <i>Somerset Region Planning Scheme</i> .	At all times.
2.10	The landowner is responsible for construction and maintenance of vehicular access for the property, from the road carriageway to property boundary in accordance with <i>Somerset Region Planning Scheme</i> .	At all times.
2.11	Unless included within an Operational Works approval, make an Access Application to Council and pay the required fees where an application involves works required as stated in the conditions.	Prior to Commencement of access works.
2.12	All vehicles shall enter and leave the site in a forward gear	At all times
2.13	All manoeuvring areas shall enable access for a 12.5m minimum Design Vehicle in accordance with <i>Austroads</i> design manual.	As part of Operational Works.
	Car Parking	
2.14	Provide on-site car parking for 9 vehicles, including 1 spaces for disabled persons in accordance with <i>Somerset Region Planning Scheme</i> . All car parking and circulation areas to be provided with sealed surface, line marking, or be otherwise designed in accordance with AS2890 and <i>Somerset Region Planning Scheme</i> .	Prior to the commencement of use and to be maintained at all times.
2.15	Construct and maintain the driveway, vehicle manoeuvring and parking areas of hard standing material such as concrete, bitumen or pavers in accordance with Australian Standards.	At all times.
	Refuse storage area	

2.16	Refuse bin storage areas must be provided as provided on the approved plan and screened from public view with a minimum 1.5 metre high solid fence or wall.	Prior to commencement of use.
2.17	Provide Waste Collection Areas in such locations so as to allow a servicing vehicle to enter and manoeuvre, so as to minimize the risk of injury to persons or damage to property, and leave the property in forward gear.	Prior to commencement of use.
	Stormwater	
2.18	Ensure Stormwater drainage is delivered to a lawful point of discharge	At all times.
2.19	Stormwater drainage and flows are to have no increase in peak discharge immediately downstream of this development for a selected range of storm durations, and a selected range of AEP's up to the defined flood event.	At all times.
2.20	Stormwater drainage and flows are to have no actionable nuisance effect on adjoining, upstream, or downstream landholders.	At all times.
2.21	Stormwater drainage and flows are to have no increase in flood levels on adjoining land that may damage or adversely effect the value or potential use of the land.	At all times.
2.22	Design and construction of all stormwater drainage works must comply with the relevant section/s of the Queensland Urban Drainage Manual (QUDM) and the <i>Somerset Region Planning Scheme</i> .	As part of Operational Works.
	Erosion and Sediment Control	
2.23	<p>Erosion and sedimentation controls shall be implemented, as necessary, and shall be maintained to Council's satisfaction at all times during the course of the project. Should Council determine that proposed controls are ineffective or a downstream drainage system has become silted, the developer will:</p> <ul style="list-style-type: none"> • Be required to install additional measures. • Be responsible for the restoration work. <p>Should the developer fail to complete the works determined by Council within the specified time, the Council will complete the work and recover all costs from the developer associated with the work.</p>	At all times.
2.24	Measures shall be applied to prevent site vehicles tracking sediment and other pollutants onto adjoining streets during the course of the project, and to prevent dust nuisance.	At all times.

2.25	Prepare an Erosion and Sediment Control Plan designed by a Registered Professional Engineer Queensland (RPEQ). Implement all relevant sediment and erosion control measures and temporary fencing as identified on the approved engineering drawings as part of the operational works. All sediment control devices and sediment collection points shall be regularly monitored, sediment removed as necessary and devices maintained responsibly during construction and maintenance period of the development works.	As part of the lodgement of the Operational Works application.
2.26	All wastes to be managed in accordance with the relevant legislation and regulations with regulated waste to be disposed of at a licensed facility and general solid waste to be disposed of at approved landfill sites with the contractor covering all costs incurred for the receipt and management of the waste.	At all times.
2.27	Where vegetation is removed, the vegetation waste shall be disposed of by: <ul style="list-style-type: none"> i) Milling; ii) Chipping and/or mulching iii) Disposal at an approved waste disposal facility. No incineration of vegetation or waste will be permitted at the site. Waste other than vegetation waste, generated as a result of the operations shall be disposed of to an approved disposal facility.	At all times.
2.28	All declared weeds and pests are to be removed from the subject land and kept clear of such nuisance varieties during the course of operations.	At all times.
SCHEDULE 3 – ENVIRONMENTAL <i>Assessment Manager</i>		
No	Condition	Timing
3.1	All solid, semi-solid and liquid waste generated from the construction and occupation of this approved development must be collected and disposed of by Council's contractor or other Council approved waste collector unless otherwise approved by Council.	At all times.
3.2	All construction / demolition or other waste is to be removed from the site and deposited at an approved waste disposal facility in a manner acceptable to Somerset Regional Council unless otherwise authorised by Council.	During construction phase.
3.3	The holder of this development approval must not: <ul style="list-style-type: none"> • Burn or bury waste generated in association with this development approval at or on the development site; nor • Allow waste generated in association with this development approval to burn or be burnt or buried at or on the development site; nor • Stockpile any waste on the development site. 	At all times.
3.4	The holder of this development approval must not:	During construction phase.

	<ul style="list-style-type: none"> Release stormwater runoff into a roadside gutter/swale, stormwater drain or water that results in a build-up of sand, silt or mud in the gutter, drain or water; or Deposit sand, silt or mud in a roadside gutter, stormwater drain or water; or in a place where it could reasonably be expected to move or be washed into a roadside gutter/swale, stormwater drain or water and result in a build-up of sand, silt or mud in the gutter, drain or water. 	
3.5	The approved development shall not cause any adverse impact on the amenity of the neighbourhood by the emission of noise, vibration, odour, glare, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit, oil or otherwise.	At all times.
3.6	Notwithstanding any other development condition of this Development Approval, this Development Approval does not authorise any release of contaminants that cause, or is likely to cause, an Environmental Nuisance or Environmental Harm.	At all times.
SCHEDULE 4 – ADVICE		
Assessment Manager		
This approval has effect in accordance with the provisions of section 71 of the <i>Planning Act 2016</i> , and development may commence in accordance with section 72.		
Currency Period - Pursuant to section 85 of the <i>Planning Act 2016</i> the approval will lapse if the first change of the use under the approval does not start within the currency period – being six (6) years starting the day the approval takes effect.		
The applicant may make representations (change representations) about a matter in this development application within the applicant's appeal period under the process established in chapter 3, part 5, subdivision 1 of the <i>Planning Act 2016</i> .		
The rights of applicants to appeal to a tribunal or the Planning and Environment Court against decisions about a development application are set out in chapter 6, part 1 of the <i>Planning Act 2016</i> . For particular applications, there may also be a right to make an application for a declaration by a tribunal (see chapter 6, part 2 of the <i>Planning Act 2016</i>).		
Separate development approval is required for any building work and plumbing/drainage work necessitated by the conditions contained in this approval.		
Advertising devices are to accord with the requirements of Council's local laws, including by obtaining a local law approval where such approval is required.		
All building work is to comply with the provisions contained in the Building Act, the Building Regulation, the Building Code of Australia, the Queensland Development Code and relevant Australian Standards.		
Dust pollution arising from the construction and maintenance of the works required by this approval are the applicant's responsibility. The applicant must comply with any lawful instruction from Council's Operations department if in Council's opinion a dust nuisance exists.		

Landowners are responsible for the construction and maintenance of any vehicular access for the property, from the road carriageway to property boundary in accordance with Council's standards.

Biosecurity Queensland should be notified on 13 25 23 of proposed development(s) occurring in the Fire Ant Restricted Area before earthworks commence. It should be noted that works involving movements of soil associated with earthworks may be subject to movement controls and failure to obtain necessary approvals from Biosecurity Queensland is an offence.

It is a legal obligation to report any sighting or suspicion of fire ants within 24 hours to Biosecurity Queensland on 13 25 23.

The Fire Ant Restricted Area as well as general information can be viewed on the DAF website www.daf.qld.gov.au/fireants

The current *Aboriginal Cultural Heritage Act 2003* should be adhered to.

The Aboriginal Cultural Heritage Act establishes a Duty of Care for Indigenous Cultural Heritage. This applies on all land and water, including freehold land. The Cultural Heritage Duty of Care lies with the person or entity conducting an activity.

Details on how to fulfil the Cultural Heritage Duty of Care are outlined in the Duty of Care Guidelines gazetted with the Act.

Attachments for the Decision Notice include:

- Site Plan (amended in RED by Council), prepared by GVD Building Design, reference 23017KH Issue C Sheet 2, dated 06/06/2023.
- Floor Plan, prepared by GVD Building Design, reference 23017KH Issue C Sheet 3, dated 06/06/2023.
- Elevations, prepared by GVD Building Design, reference 23017KH Issue C Sheet 4, dated 06/06/2023.
- Elevations, prepared by GVD Building Design, reference 23017KH Issue C Sheet 5, dated 06/06/2023.
- SARA Concurrence Agency Response

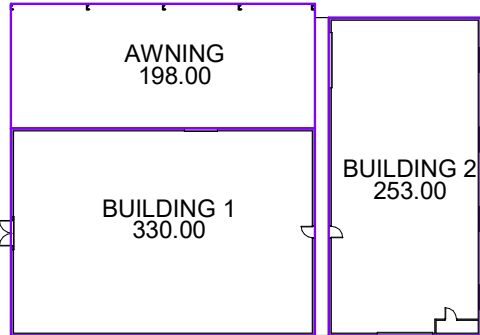
This completes the report for Development Application DA23693.



LOCALITY PLAN

1 : 1000

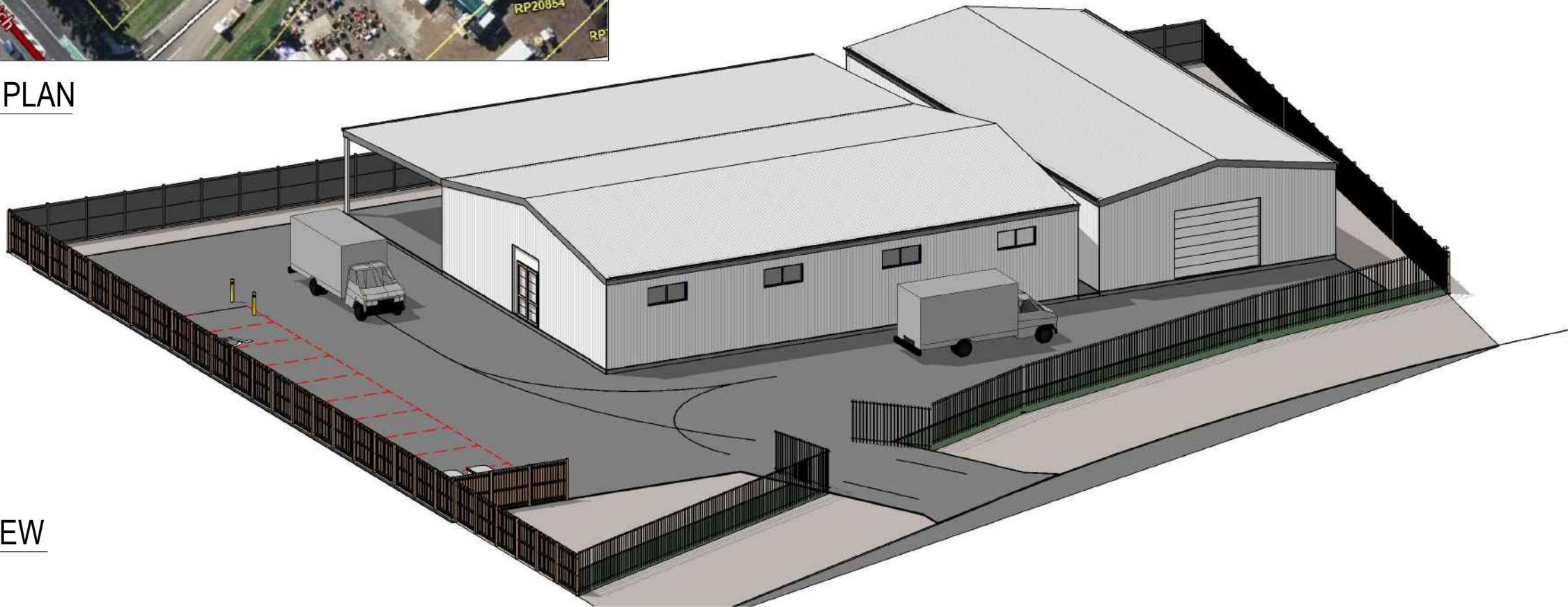
NEW STIHL SHOP (NEW SINGLE STOREY BUILDINGS) FOR K HOUGHTON 9 PETERS ST ESK



FLOOR AREAS	
NAME	AREA
AWNING	198.00
BUILDING 1	330.00
BUILDING 2	253.00
Grand total	781.00

AREA PLAN

1 : 500



3D SITE VIEW

NOTE: DRAWINGS IN PDF FORMAT MAY NOT BE TO CORRECT SCALE

No.	DESCRIPTION	DATE	ISSUE
A	DA - SITE DEVELOPMENT	28.2.23	GVD
B	ADDED SITE INFO	6.4.23	GVD
C	MINOR AMENDMENTS	6.6.23	GVD

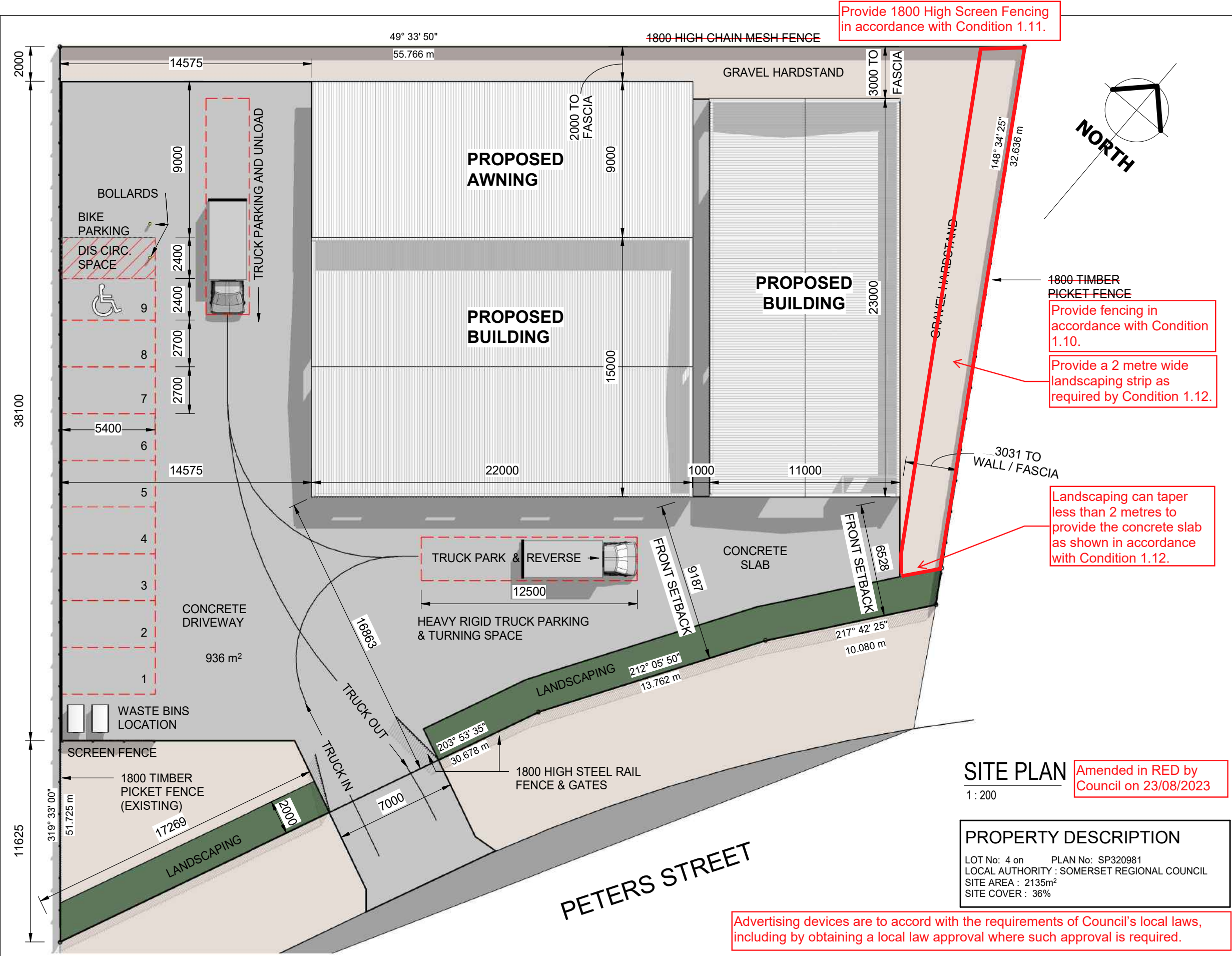
AMENDMENTS:

CLIENT: KEN HOUGHTON
ADDRESS: 9 PETERS STREET, ESK

DRAWN: GVD
ISSUE: C
SH No: P1
DATE: 6.6.23
SCALE: As indicated
PHASE: DA
JOB No: 23017KH

448 BAYSWATER ROAD
MT LOUISA
PO Box 7645 GARBUTT 4814
PH: 07 47743314
admin@gvdbuildingdesign.com.au
QBCC LIC - No. 15212191
BUILDING DESIGN - MEDIUM RISE

GVD BUILDING DESIGN



NOTE: DRAWINGS IN PDF FORMAT MAY NOT BE TO CORRECT SCALE

No.	DESCRIPTION	DATE	ISSUE
A	DA - SITE DEVELOPMENT	28.2.23	GVD
B	ADDED SITE INFO	6.4.23	GVD
C	MINOR AMENDMENTS	6.6.23	GVD

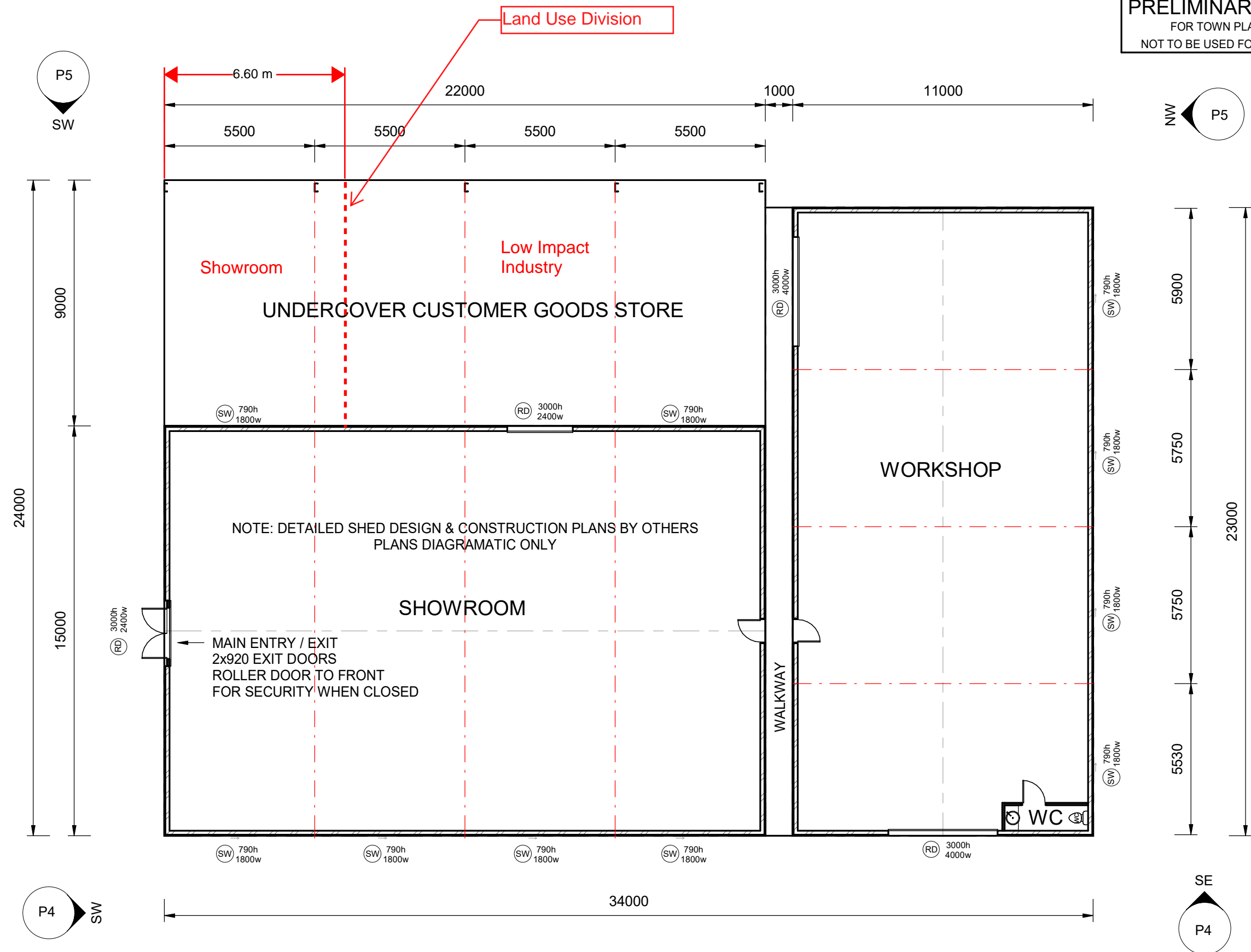
AMENDMENTS:

CLIENT:	KEN HOUGHTON
ADDRESS:	9 PETERS STREET, ESK
DRAWN:	GVD
ISSUE:	C
SH No:	P2
DATE:	6.6.23
SCALE:	As indicated
PHASE:	DA
JOB No:	23017KH

448 BAYSWATER ROAD
MT LOUISA
PO Box 7645 GARBUTT 4814
PH: 07 47743314
admin@gvdbuildingdesign.com.au
QBCC LIC - No. 15212191
BUILDING DESIGN - MEDIUM RISE

GVD BUILDING DESIGN

PRELIMINARY DRAWING ONLY
FOR TOWN PLANNING PURPOSES ONLY
NOT TO BE USED FOR CONSTRUCTION PURPOSES



FLOOR PLAN
1: 150

BUILDING DESIGN
MEDIUM RISE
QBCC LIC.- No. 15212191
NOTE: DRAWINGS IN
PDF FORMAT MAY NOT
BE TO CORRECT SCALE



448 BAYSWATER ROAD
MT LOUISA
PO Box 7645 GARBUTT 4814
PH: 07 47743314
admin@gvdbuildingdesign.com.au

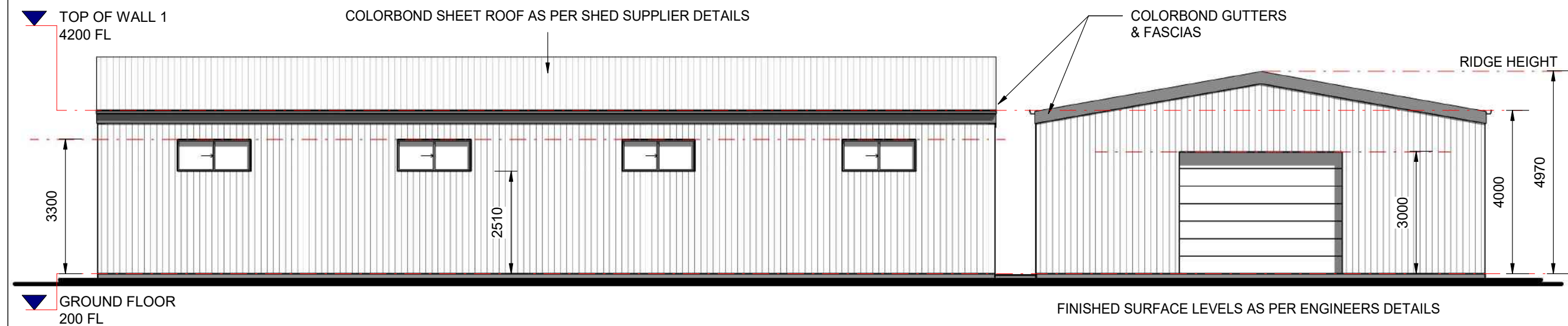
AMENDMENTS	No.	Description	Date	Issued
	B	ADDED SITE INFO	6.4.23	GVD
	C	MINOR AMENDMENTS	6.6.23	GVD

BUILDER:

CLIENT: KEN HOUGHTON
ADDRESS:
9 PETERS STREET, ESK

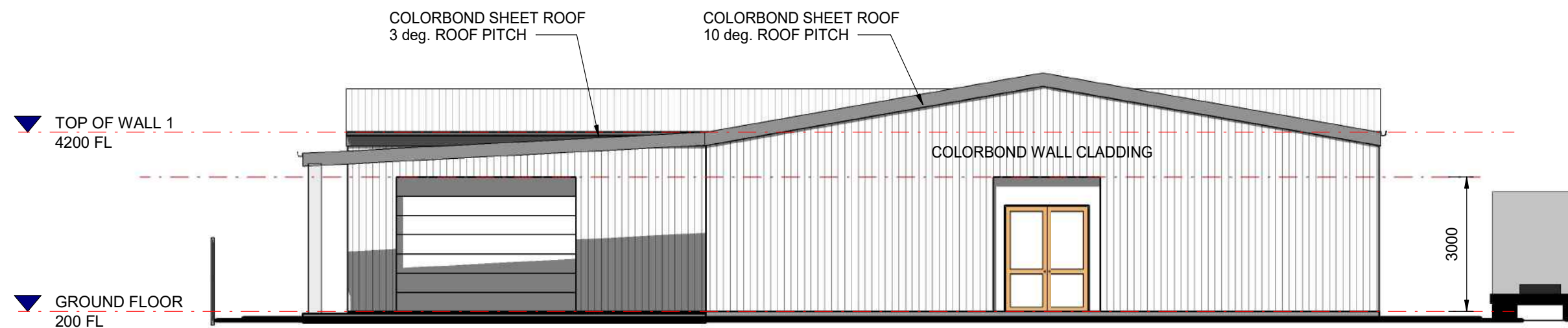
DRN: GVD	DATE: 6.6.23	PHASE:
ISSUE: C	SCALE: 1: 150	DA
SH No: P3	JOB No: 23017KH	





STREET ELEVATION - SE

1 : 100



SIDE ELEVATION - SW

1 : 100

BUILDING DESIGN
MEDIUM RISE
QBCC LIC.- No. 15212191
NOTE: DRAWINGS IN
PDF FORMAT MAY NOT
BE TO CORRECT SCALE



448 BAYSWATER ROAD
MT LOUISA
PO Box 7645 GARBUTT 4814
PH: 07 47743314
admin@gvdbuildingdesign.com.au

AMENDMENTS:	No.	Description	Date	Issued
	B	ADDED SITE INFO	6.4.23	GVD
	C	MINOR AMENDMENTS	6.6.23	GVD

BUILDER:

CLIENT: KEN HOUGHTON

ADDRESS:
9 PETERS STREET, ESK

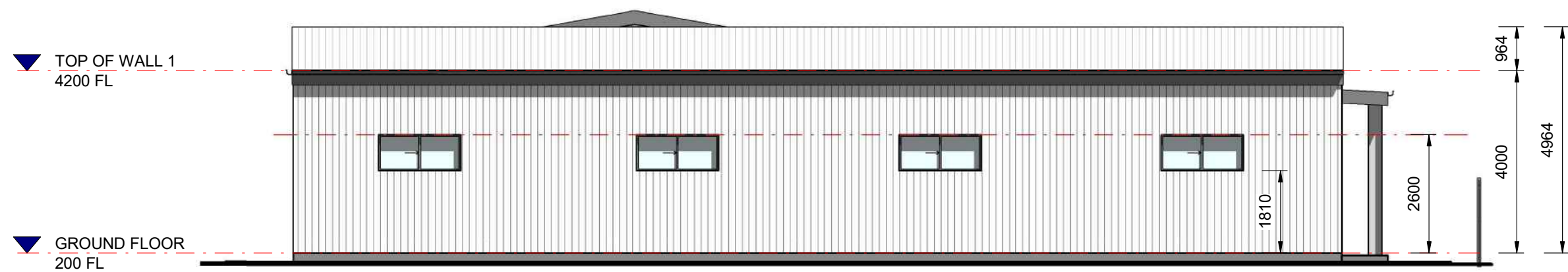
DRN: GVD	DATE: 6.6.23	PHASE: DA
ISSUE: C	SCALE: 1 : 100	
SH No: P4	JOB No: 23017KH	

GVD
BUILDING
DESIGN



REAR ELEVATION - NW

1 : 100



SIDE ELEVATION - NE

1 : 100

BUILDING DESIGN
MEDIUM RISE
QBCC LIC.- No. 15212191
NOTE: DRAWINGS IN
PDF FORMAT MAY NOT
BE TO CORRECT SCALE



448 BAYSWATER ROAD
MT LOUISA
PO Box 7645 GARBUTT 4814
PH: 07 47743314
admin@gvdbuildingdesign.com.au

AMENDMENTS:	No.	Description	Date	Issued
	B	ADDED SITE INFO	6.4.23	GVD
	C	MINOR AMENDMENTS	6.6.23	GVD

BUILDER:

CLIENT: KEN HOUGHTON

ADDRESS:
9 PETERS STREET, ESK

DRN:	GVD	DATE:	6.6.23	PHASE:	DA
ISSUE:	C	SCALE:	1 : 100		
SH No:	P5	JOB No:	23017KH		

GVD
BUILDING
DESIGN



SARA reference: 2305-34560 SRA
Council reference: DA23693
Applicant reference: STP3507

10 July 2023

Chief Executive Officer
Somerset Regional Council
PO Box 117
Esk QLD 4312
mail@somerset.qld.gov.au

Attention: Mr Michael O'Connor

Dear Mr O'Connor

SARA referral agency response—9 Peters Street, Esk

(Referral agency response given under section 56 of the *Planning Act 2016*)

The development application described below was confirmed as properly referred by the State Assessment and Referral Agency (SARA) on 16 May 2023.

Response

Outcome:	Referral agency response - No requirements
	Under section 56(1)(a) of the <i>Planning Act 2016</i> , SARA advises it has no requirements relating to the application.
Date of response:	10 July 2023
Advice:	Advice to the applicant is in Attachment 1
Reasons:	The reasons for the referral agency response are in Attachment 2

Development details

Description:	Development permit	Material change of use for Showroom and low impact industry
SARA role:	Referral agency	
SARA trigger:	Schedule 10, part 9, division 4, subdivision 2, table 4, item 1 (Planning Regulation 2017)	
	Development near a State transport corridor	
SARA reference:	2305-34560 SRA	
Assessment manager:	Somerset Regional Council	
Street address:	9 Peters Street, Esk	

Real property description: Lot 4 on SP302981

Applicant name: Kenneth Frederrick Houghton

Applicant contact details: C/- Steffan Town Planning, PO Box 6258, Fairfield QLD 4103
jane@stpmail.com.au

Human Rights Act 2019 considerations: A consideration of the 23 fundamental human rights protected under the *Human Rights Act 2019* has been undertaken as part of this decision. It has been determined that this decision does not limit human rights.

Representations

An applicant may make representations to a concurrence agency, at any time before the application is decided, about changing a matter in the referral agency response (section 30 of the Development Assessment Rules).

Copies of the relevant provisions are in **Attachment 3**.

A copy of this response has been sent to the applicant for their information.

For further information please contact Phillipa Galligan, Principal Planner, on (07) 4747 3908 or via email IpswichSARA@dsdilgp.qld.gov.au who will be pleased to assist.

Yours sincerely



Kieran Hanna
A/Manager

enc Attachment 1 - Advice to the applicant
 Attachment 2 - Reasons for referral agency response
 Attachment 3 - Representations about a referral agency response provisions

cc Kenneth Frederrick Houghton c/- Steffan Town Planning, jane@stpmail.com.au

Attachment 1—Advice to the applicant

General advice	
1.	Terms and phrases used in this document are defined in the <i>Planning Act 2016</i> , its regulation or the State Development Assessment Provisions (SDAP), (version 3.0). If a word remains undefined it has its ordinary meaning.

Attachment 2—Reasons for referral agency response

(Given under section 56(7) of the *Planning Act 2016*)

The reasons for SARA's decision are:

The proposed development complies with the relevant provisions of State code 1 of the SDAP, in that:

- does not increase the likelihood or frequency of accidents, fatalities, or serious injury for users of a state-controlled road.
- does not adversely impact the structural integrity or physical condition of state-controlled roads, road transport infrastructure, public passenger transport infrastructure or active transport infrastructure.
- does not adversely impact the function efficiency of state-controlled roads or future state-controlled roads.
- does not adversely impact the state's ability to plan, construct, maintain, upgrade or operate state-controlled roads, future state-controlled roads or road transport infrastructure.
- does not significantly increase the cost to plan, construct, upgrade or maintain state-controlled roads, future state-controlled roads or road transport infrastructure.
- does not adversely impact the state's ability to operate public passenger services on state-controlled roads.

Material used in the assessment of the application:

- The development application material and submitted plans
- *Planning Act 2016*
- Planning Regulation 2017
- The SDAP (v3.0)
- The Development Assessment Rules
- SARA DA Mapping system
- *Human Rights Act 2019*

Attachment 3— Representations about a referral agency response provisions

Infrastructure Charges Notice
(Section 119 of the Planning Act 2016)

Applicant: Kenneth Frederrick Houghton
C/- Steffan Town Planning
PO Box 6258
FAIRFIELD QLD 4103

Application: Development Permit for Material Change of
Use for Showroom and Low Impact Industry

Notice number: XX

Date: XX

File reference: DA23693

Amount of the levied charge: **\$35,171.80**
(Details of how these charges
were calculated are shown overleaf)

Automatic increase of levied charge: The amount of the levied charge is subject to
an automatic increase. Refer to the General
Information attached to this notice for more
information on how the increase is worked
out.

Land to which charge applies: Lot 4 SP302981

Site address: 9 Peters Street, Esk

Payable to: **Somerset Regional Council**

When payable: Material change of use—When the change
(In accordance with the timing stated
in Section 122 of the Planning Act
2016) happens

Offsets or refunds: Not applicable.

This charge is made in accordance with Council's **Charges Resolution (No. 1) 2022**.

Details of calculation

Stormwater network

Stage	Development description	Demand (+) / discounts (-)	Units of measure	Adopted charge	Amount
1	Proposed showroom (Commercial - bulk goods)	330	m2 of impervious area	\$10.95	\$3,613.50
1	Proposed showroom undercover area (Commercial - bulk goods)	59.4	m2 of impervious area	\$10.95	\$650.43
1	Proposed workshop (Other industry)	276	m2 of impervious area	\$10.95	\$3,022.20
1	Proposed workshop undercover area (Other industry)	138.6	m2 of impervious area	\$10.95	\$1,517.67
1	Concrete hardstand (Other industry)	936	m2 of impervious area	\$10.95	\$10,249.20
1	Existing lot credit (residential uses)	-1	3 or more bedroom dwelling	\$2,227.00	-\$2,227.00
Total levied charge for network					\$16,826.00

Public parks and community land network

Stage	Development description	Demand (+) / discounts (-)	Units of measure	Adopted charge	Amount
There is no adopted charge for this network applicable to the proposed development					
Total levied charge for network					\$0.00

Transport network

Stage	Development description	Demand (+) / discounts (-)	Units of measure	Adopted charge	Amount
1	Proposed showroom (Commercial - bulk goods)	330	m2 of GFA	\$50.00	\$16,500.00
1	Proposed workshop (Other industry)	253	m2 of GFA	\$16.60	\$4,199.80
1	Existing lot credit (residential uses)	-1	3 or more bedroom dwelling	\$2,354.00	-\$2,354.00
Total levied charge for network					\$18,345.80

Summary of levied charges

Stormwater network	\$16,826.00
Public parks and community land network	\$0.00
Transport network	\$18,345.80
Total levied charge	\$35,171.80

Note: In accordance with Section 3.3 of the Charges Resolution, the discount may not exceed the adopted charge. Where there are any surplus discounts, these will not be refunded, except at Council's discretion through entering an infrastructure agreement, where the surplus discounts may be attached to the land.

Yours faithfully

Andrew Johnson
Chief Executive Officer

Information Notice

Authority and Reasons for Charge This Infrastructure Charges Notice has been given in accordance with section 119 of the *Planning Act 2016* to support the Local government's long-term infrastructure planning and financial sustainability.

Appeals Pursuant to schedule 1 of the *Planning Act 2016* a person may appeal an Infrastructure Charges Notice. Attached is an extract from the *Planning Act 2016* that details your appeal rights.

Automatic Increase Provision of charge rate (\$) An infrastructure charge levied by Council is to be increased by the difference between the Producer Price Index (PPI) applicable at the time the infrastructure charge was levied, and PPI Index applicable at the time of payment of the levied charge, adjusted by reference to the 3-yearly PPI Index average¹. If the levied charge is increased using the method described above, the charge payable is the amount equal to the sum of the charge as levied and the amount of the increase.

However, the sum of the charge as levied and the amount of the increase is not to exceed the maximum adopted charge the Council could have levied for the development at the time the charge is paid.

GST The Federal Government has determined that contributions made by developers to Government for infrastructure and services under the *Planning Act 2016* are GST exempt.

To whom the charge must be paid Payment of the Charge must be made payable to Somerset Regional Council via Customer Service or Planning and Development Department, PO Box 117 Esk Qld 4312.

The Infrastructure Charge has been calculated in accordance with the charges stated in Council's Charges Resolution. This notice will be escalated to time of payment to the extent permitted under legislation in force at that time.

It is requested that you contact Council's Planning Department to confirm that amount payable prior to making payment.

¹ 3-yearly PPI index average is defined in section 115 of the *Planning Act 2016* and means the PPI index smoothed in accordance with the 3-year moving average quarterly percentage change between quarters. PPI Index is the producer price index for construction 6427.0 (ABS PPI) index number 3101 – Road and Bridge construction index for Queensland published by the Australian Bureau of Statistics.

Payment	<p>This notice is due and payable by the due time shown. Cheques, money orders or postal notes should be made payable to Somerset Regional Council and crossed "Not Negotiable". Change cannot be given on cheque payments. Property owners will be liable for any dishonour fees.</p>
Overseas Payees	<p>Please forward your infrastructure charges payment by way of a bank draft for the required amount in Australian dollars.</p>
Method of Payment	<p>Payment by Mail</p> <p>Confirm the current Infrastructure Charge applicable and obtain an updated payment notice from Council's Operations Department or Planning and Development Department.</p> <p>Mail this updated payment notice immediately with your payment to: Somerset Regional Council, PO Box 117, Esk Qld 4312</p> <p>NOTE: Cheques must be made payable to Somerset Regional Council</p> <p>Payment at Council Offices</p> <p>Confirm the current Infrastructure Charge applicable.</p> <p>Present written confirmation of charges with your payment to Somerset Regional Council at the Customer Service Counters.</p> <p>NOTE: Cheques must be made payable to Somerset Regional Council</p> <p>Payment Made by Credit Card</p> <p>Credit Cards accepted: Mastercard or Visa</p>
Enquiries	<p>Enquiries regarding this Infrastructure Charges Notice should be directed to the Somerset Regional Council, Operations Department OR Planning and Development Department, Esk Office, during office hours, Monday to Friday by phoning (07) 5424 4000 or email at mail@somerset.qld.gov.au</p>

Somerset Regional Council - Officer's Report

To: Andrew Johnson, Chief Executive Officer
From: Steven Brennan, Environmental Service Manager
Director: Luke Hannan, Director of Planning and Development
Date: 15 August 2023
Subject: Queensland Government Discussion Paper – Stronger Dogs Laws: Safer Communities
File: Environmental Management/Reports/Environmental Health Reports
Action Officer: ESM

Background/Summary

The Queensland Government is currently seeking feedback on a discussion paper (Attachment 1) titled: *Stronger Dogs Laws: Safer Communities* that proposes changes to the *Animal Management (Cats and Dogs) Act 2008* (the Act) to better protect the community from dangerous dogs.

The Act is the primary law used by local governments in regulating and managing dangerous dogs.

The discussion paper outlines and seeks comment on the below proposals:

- Developing and implementing a comprehensive community education campaign.
- Imposing new state-wide bans on restricted dog breeds.
- Reviewing penalties for owners of dogs that cause harm.
- Introducing a new offence that includes imprisonments as a maximum penalty for the most serious dog attacks.
- Clarifying when a destruction order must be made for a regulated dog.
- Streamlining external review processes for regulated dogs to minimise unnecessary delays experienced by Councils and relevant parties.

Consultation on the proposed discussion paper until midnight 24 August 2023 and is via survey portal or written submission.

Council officer proposed survey submission responses are provided as follows:

Survey question 1. The development and implementation of an evidence-based community education campaign for responsible ownership is a high priority as a key primary prevention strategy.

Officer comment: Agree.

Survey question 2. Do you support dog breeds that are restricted under Commonwealth legislation being banned in Queensland?

Officer comment: Yes, in principle. However, a process for the identification of these breeds would need to be developed. Ideally Councils would have access to analytical support in determining breed identification.

Survey question 3. Do you support the introduction of a new state-wide requirement for dogs to be effectively controlled in public places?

Officer comment: Yes, in principle.

Survey question 4. Do you support the review of penalties in the Act relating to attacks involving regulated dogs to better reflect community expectations?

Officer comment: Yes, in principle.

Survey question 5. Do you support the inclusion of a new offence in Queensland law including imprisonment as a maximum penalty for the most serious dog attacks?

Officer comment: Yes, in principle. It is noted that the discussion paper states, “*The proposed new offence would be a summary offence investigated and prosecuted by suitably trained persons specifically authorised by the Chief Executive of the Department of Agriculture and Fisheries and heard before a court to ensure relevant sentencing principles and options are taken into consideration.*”

Council seeks further clarification on who would be undertaking the prosecution action, the Department or Council? In addition, who would the suitably trained person be employed by, the Queensland Government or Council?

Council has concerns that the cost of running a prosecution in a criminal case under this proposal would place a significant burden on Councils. To remove any doubt, Council's position is that these types of prosecutions are best placed with the State.

Further, the triggers for the new offence would need to be clearly established in the legislation.

Survey question 6 Do you support amendments being made to the Act to make it clear when a destruction order can and must be made for a regulated dog?

Officer comment: Yes, in principle.

Survey question 7 Do you support limiting when appeals from external review decisions (QCAT) about a destruction order can be sought by owners, including placing greater responsibility on owners to offer proof otherwise?

Officer comment: Yes.

Attachments

Attachment 1 – Queensland Government Discussion Paper – Stronger Dogs Laws: Safer Communities

Recommendation

THAT Council endorse the proposed survey submission responses contained in the officer's report in response to the State Government's discussion paper titled: *Stronger Dogs Laws: Safer Communities*.



Strong dog laws: Safer communities

Discussion Paper

Department of Agriculture and Fisheries

June 2023

This publication has been compiled by the Department of Agriculture and Fisheries.

© State of Queensland, 2023

The Department of Agriculture and Fisheries proudly acknowledges all First Nations peoples (Aboriginal peoples and Torres Strait Islanders) and the Traditional Owners and Custodians of the country on which we live and work. We acknowledge their continuing connection to land, waters and culture and commit to ongoing reconciliation. We pay our respect to their Elders past, present and emerging.

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Minister's Foreword

Pets are important in many Queensland families, providing companionship and improving health and wellbeing.

Australia has one of the highest dog ownership rates in the world and Queenslanders embrace dog ownership, recording significant increases since the pandemic shifted our traditional ways of working and social interaction.

The decision to own a pet comes with long term responsibilities. Most Queensland dog owners meet their responsibilities, however, there continues to be some distressing cases of serious dog attacks.

The Queensland Government is committed to community safety. We expect all animal owners to ensure their pets don't present a danger to the community.

I would like to thank the members of the Animal Management Taskforce, the Technical Working Group and sub-working groups who have worked closely with the community to develop proposed changes to our dog laws.

The changes proposed in this Discussion Paper are based on feedback provided by the taskforce and promote responsible dog ownership, protect the community and enforce appropriate penalties when community standards are not met.

This Discussion Paper delivers on the Queensland Government's commitment to hear the views of the community about these important proposals.

We will continue to work closely with local governments that are tasked with enforcing animal management in their communities.



MARK FURNER MP

Minister for Agricultural Industry Development and Fisheries and

Minister for Rural Communities

Introduction

This Discussion Paper outlines issues and seeks your views on different proposals to strengthen dog laws to better protect the community through promoting responsible dog ownership in Queensland.

Proposals include:

- Developing and implementing a comprehensive community education campaign.
- Imposing new state-wide bans on restricted dog breeds.
- Reviewing penalties for owners of dogs that cause harm.
- Introducing a new offence that includes imprisonment as a maximum penalty for the most serious dog attacks.
- Clarifying when a destruction order must be made for a regulated dog.
- Streamlining external review process for regulated dogs to minimise unnecessary delays experienced by councils and relevant parties.

The proposals are based on research and data from Queensland and other jurisdictions as well as feedback from the Animal Management Taskforce (the Taskforce), which was established in late 2021 by the Minister for Agricultural Industry Development and Fisheries and Minister for Rural Communities (the Minister) in response to concerns about increases in reported incidents of serious dog attacks across Queensland.

The Taskforce targeted aspects of the *Animal Management (Cats and Dogs) Act 2008* (the Act) related to regulated dogs, including restricted breeds of dogs and dogs that are declared menacing or dangerous. The Taskforce consisted of elected and officer representatives from six local governments, the Department of Agriculture and Fisheries (DAF), and non-government partners including the RSPCA (Qld). The Taskforce provided valuable local and first-hand experiences of the challenges they face managing dangerous dogs and some owners.

The Taskforce was asked to suggest changes to the Act and other system responses to prioritise community safety, promote responsible dog ownership, and enable effective enforcement action. The proposed changes to the Act and supporting strategies outlined in this Discussion Paper incorporate the Taskforce's suggestions as well as additional options identified by Government.

Have your say

This Discussion Paper provides an opportunity for you to tell us your views about the proposed changes to the law and other strategies to improve responsible dog ownership.

You are invited to make a submission responding to some or all of the questions raised in this Discussion Paper. Submissions in response to this Discussion Paper will remain open for 60 days.

Written submissions should be forwarded or emailed to the following address by close of business on Thursday 24 August 2023. In this discussion paper, there are a series of questions which seek your views on the specific issues. Your responses should be submitted through:

[Take the survey - \(DAF.engagementhub.com.au/dog-laws/userinfo/dog-laws\)](https://daf.engagementhub.com.au/dog-laws/userinfo/dog-laws)

For more information:

- Call: 13 25 23
- Email: catsanddogs@daf.qld.gov.au
- Write to: The Manager, Animal Management, Department of Agriculture and Fisheries, GPO Box 46, Brisbane QLD 4001

Next steps

Once the consultation period ends, the Department of Agriculture and Fisheries, which administers the Act, will bring together feedback received for consideration by the Queensland Government.

The feedback received in response to this Discussion Paper will inform proposed changes to legislation and the design and implementation of other strategies to improve responsible dog ownership in Queensland.

Privacy

This privacy statement applies to anyone who provides feedback as part of the consultation process.

The Department of Agriculture and Fisheries (DAF) is collecting personal information from you, including your name, email address, phone number, geographic location and commentary or opinion, for the purpose of the review of the *Animal Management (Cats and Dogs) Act 2008* (the Act).

Information gathered via survey responses and written submissions will inform the review of the Act and the development of policy and legislative proposals. As part of the legislative review and implementation process, DAF may need to share some information with relevant Queensland government agencies and information may be included in regulatory impact assessment reports, for example to the Office of Best Practice Regulation.

Personal information will **not** be included in these reports or published. Information (excluding personal information) may be compiled into a public report to summarise the consultation process. Please let DAF know if you do not wish to have your response or submission included in a public report by emailing: catsanddogs@daf.qld.gov.au

DAF collects your information to register you as a user on DAF's Engagement Hub and all data is maintained on our Customer Relationship Management system hosted on the Engagement Hub site. We register you to manage your input into this consultation process. We may contact you about the results of the consultation process and/or invite you to participate in future online surveys and activities.

Your participation in any activity is voluntary. If you do not wish to receive further communication and engagement, you can unsubscribe to the site at any time via the link provided in the registration email. For more information on the Engagement Hub and how it is used by DAF, please read the privacy statement at: <https://daf.engagementhub.com.au/privacy-policy>. For general information about how DAF handles your personal information go to: www.daf.qld.gov.au/site-information/privacy

Background

This section provides background information on dog attacks in Australia, the current Queensland framework and a summary of other Australian jurisdictions' laws and penalties in relation to dangerous dogs and dog attacks.

What we know about dog attacks

Australia records an average of 100,000 dog bites annually with an estimated associated cost of \$7 million each year¹. Around 3 percent of attack victims require hospitalisation.

Most dog attacks are predictable and preventable. Data and research from Queensland and other national and international jurisdictions show consistent patterns that we can learn from to better prevent attacks occurring in the first place.

Children are at risk of more severe injury from dog attacks

It is estimated that children are three times more likely to need hospitalisation for dog attacks than adults.

Children are more likely to experience severe implications as a result of dog attacks. They are more likely to need initial and ongoing treatment². Children are more likely to experience injuries to their face and neck³ that require long term injury management, including reconstructive surgeries.

Most people are attacked by dogs they know

Eighty percent of attacks occur in the home, with a majority of those by a dog that a person owns or is known to them. International research confirms dog attacks from owned or known dogs are typically more severe than those from unknown or stray dogs.

Effective responses

There are a range of factors that contribute to a dog attack. Effective responses combine strategies including clear guidance about responsible dog ownership, strong regulation and education and awareness about dog behaviour and peoples' interactions with animals.

Owners and people responsible for dogs play a critical role in preventing dog attacks. People choose their dog and are responsible for its care and wellbeing including de-sexing, socialisation and training, maintaining the dog's health, ensuring it is appropriately supervised and restrained, and monitoring how their dog interacts with people and other animals. Owners must be able to recognise and respond effectively to early signs of concerning behaviour in their dog.

It is also important that people in the community, including children and their parents and care givers understand dog safety to reduce the risk of dog attacks.

Education and awareness raising strategies can help prevent dog bites and attacks from occurring in the first place. They can also reduce the need for enforcement actions against a dog and its owner.

Strong regulation also plays an important role. The Act imposes obligations on all dog owners and conditions on regulated dog owners that make clear the standards of responsible dog ownership.

Enforcement is also an important component of effective dog management. This includes penalties to encourage all dog owners to comply with obligations and standards (sometimes called general deterrence) and additional obligations on owners in response to dog mismanagement (often referred to as specific or individual deterrence). This includes clear obligations and penalties for people who fail to comply.

¹ Pekin, A; Rynhoud, H; Brennan, B; Magalhaes, *Dog bite Emergency department presentations in Brisbane metro south: Epidemiology and exploratory medical geography for targeted interventions*; One Health, 2021 Jun; 12: 100204.

² *ibid.*

³ *ibid.*

Mechanisms to ensure community safety are also important. The Act includes powers that enable the seizure of a dog and for orders to be made for dogs to be destroyed. These powers are focused on community safety rather than penalties for owners who fail to comply with obligations and standards.

You can find more information and additional research from the Australian Veterinary Association (www.ava.com.au/policy-advocacy/advocacy/dangerous-dogs-and-dog-bite-prevention/).

Current Queensland framework

The Act provides for the identification, registration, effective management and responsible management and breeding of dogs⁴. It requires all dogs to be registered and places obligations on owners of dogs that are 'regulated'⁵. Regulated dogs are dogs that have been declared menacing or dangerous and restricted breeds of dogs⁶.

The Act gives powers and responsibilities to local governments, which can also make local laws about dogs generally. For example, a local government can make laws that apply in a local area that prohibit someone who does not have a permit from possessing a dog of a particular breed or imposing registration obligations on owners⁷. Local governments are required to keep a general register about dogs in a local area.

The Act enables authorised persons to investigate, monitor and enforce compliance with the Act⁸.

The Act imposes obligations on particular people to ensure dogs do not attack or cause fear and prohibits anyone from allowing or encouraging a dog to attack or cause fear to people or other animals⁹.

Owners and people who are responsible for a dog must take reasonable steps to ensure the dog does not attack, or act in a way that causes fear to a person or another animal. Failing to take reasonable steps is an offence⁹. It is also an offence for any person to allow or encourage a dog to attack, or to act in a way that causes fear to a person or another animal¹⁰.

These offences include an escalating maximum penalty depending on the harm caused to a person with the highest maximum penalty of 300 penalty units applying if the attack causes death or grievous bodily harm¹¹. Currently, the maximum penalty does not include a provision for a term of imprisonment. Depending on the circumstances of an individual case, a dog owner may also be prosecuted for other criminal offences or be liable to a civil claim for damages as a result of a dog attack.

⁴ *Animal Management (Cats and Dogs) Act 2008*, section 3

⁵ *ibid*, section 4

⁶ *ibid*, section 60

⁷ *ibid*, section 4

⁸ *ibid*, section 4

⁹ *ibid*, section 194

¹⁰ *ibid*, section 195

¹¹ As at 1 July 2022, the penalty unit value is \$143.75 per penalty unit. For example, 300 penalty units is equal to \$43,125.00

Declaration as a regulated dog under the Act

A regulated dog is a declared dangerous dog, a declared menacing dog or a restricted dog. Table 1 describes each of these terms.

Table 1. Definition of regulated dogs under the Act

Declared dangerous dog	A dog which has seriously attacked or acted in a way that caused fear to a person or another animal or, may seriously attack, or act in a way that causes fear to, a person or animal, taking into consideration the way the dog has behaved towards a person or animal. A serious attack means causing bodily harm, grievous bodily harm or death.
Declared menacing dog	A dog which has attacked (in a way that was not serious) or acted in a way that caused fear to a person or another animal or, may attack, or act in a way that causes fear to a person or animal, taking into consideration the way the dog has behaved towards a person or animal.
Restricted dog	A breed of dog included in schedule 1 of the <i>Customs (Prohibited Imports) Regulations 1956 (Cwlth)</i> as being prohibited from being imported into Australia. https://www.aimpe.asn.au/files/Customs_Prohibited_Imports_Regulations_F2011C00162.pdf

A dog which meets the criteria required to be considered regulated may be declared by a local government¹².

A local government must first issue an owner with a notice proposing that the dog be regulated, identifying the dog, giving the reasons for its decision, and inviting a written response about why the declaration should not be made¹³. The notice includes the conditions relevant to the type of declaration being made. The notice must give the owner at least 14 days to respond.

After the response period has passed, the local government must consider any response from the owner and if satisfied that the grounds for making the proposed declaration still exist, must make the declaration¹⁴.

An information notice must be issued to the owner advising them of the decision. Once a dog has been declared dangerous or menacing or if it is a restricted dog, the owner must comply with certain requirements¹⁵ including:

- ensuring the dog is microchipped
- keeping the dog in an enclosure approved by local council that complies with a strict set of requirements including that it is child-proof and the dog is not able to escape or protrude from it
- displaying a sign/public notice at or near each entrance to the place where the dog is kept to notify the public a regulated dog is kept there
- keeping a distinctive collar with a yellow identification tag with the words "Regulated Dog" on the dog at all times
- keeping the dog under effective control when in a public place by someone who has the control of no more than one dog at the same time (that is, on a leash being held by a physically capable adult)
- desexing the dog (dangerous and restricted dogs only)

¹² Animal Management (Cats and Dogs) Act 2008, section 89

¹³ *ibid*, section 90

¹⁴ *ibid*, section 94

¹⁵ *ibid*, schedule 1

- muzzling the dog when it is in a public place (dangerous and restricted dogs only)
- obtaining a permit from the relevant local council (restricted dogs only)
- following all relevant local council laws including registering the dog.

Remote local government areas

Some remote local government areas face additional issues relating to dangerous dogs. Ownership of dogs in some communities is often not clear and registration, microchipping, desexing and containment within one defined property does not always occur.

This results in free roaming dogs forming packs and can lead to uncontrolled breeding, including crossbreeding of dangerous dogs and regulated breeds, as well as difficulties determining ownership of individual dogs. This can result in disproportionate impacts for First Nations peoples in these communities.

Laws in other states and territories

State and territory governments in Australia are responsible for the management of dogs and each has its own laws that generally enable local governments to enforce obligations and standards, with the exception of the Northern Territory where dog management is contained in local bylaws.

Laws in each state and territory include offences relating to dog attacks and penalties differ in each jurisdiction. In New South Wales, South Australia, the Australian Capital Territory, Western Australia, Victoria and Tasmania maximum penalties include various periods of imprisonment for the most serious types of dog attacks. Higher penalties generally apply for offences involving greater culpability or more serious conduct.

Table 2 presents a summary of which Australian jurisdictions have a maximum penalty including imprisonment for dog attacks. Please see Appendix 1 for detailed information.

Table 2. Summary of Australian jurisdictions with imprisonment terms for dog attacks

State or territory	Legislation	Maximum penalty includes imprisonment
Queensland	<i>Animal Management (Cats and Dogs) Act 2008</i>	No
New South Wales	<i>Companion Animals Act 1998</i>	Yes - up to five years imprisonment depending on the charge.
South Australia	<i>Dog and Cat Management Act 1995</i>	Yes - up to two years imprisonment depending on the charge.
Australian Capital Territory	<i>Domestic Animals Act 2000</i>	Yes - up to twelve months imprisonment depending on the charge.
Western Australia	<i>Dog Act 1976</i>	Yes - up to twelve months imprisonment depending on the charge.
Victoria	<i>Domestic Animals Act 1994</i>	Yes - up to six months imprisonment depending on the charge.
Tasmania	<i>Dog Control Act 2000</i>	Yes - up to one month imprisonment depending on the charge.
Northern Territory	Regulated through local bylaws	N/A

In New South Wales, a maximum penalty for people convicted of an offence as a result of a reckless act or omission resulting in a dog rushing at, attacking, biting, harassing or chasing any person or

animal extend to 700 penalty units or 5 years imprisonment and permanent disqualification from owning or being in charge of a dog in a public place, irrespective of whether or not any injury is caused or not¹⁶.

In South Australia, a maximum penalty of \$10,000 or 2 years imprisonment applies if a person is convicted of setting on or urging a dog to attack, harass or chase a person or an animal or bird owned by another person¹⁷.

In the Australian Capital Territory, a maximum penalty of 100 penalty units or 12 months imprisonment applies if a person who is the carer or keeper of a dog that attacks or harasses another person or animal¹⁸.

In Western Australia, a maximum penalty of \$10,000 or 12 months imprisonment or both applies if a person is convicted of setting on or urging a dog to attack or chase a person or animal whether or not an injury is caused¹⁹.

In Victoria, a maximum penalty of 120 penalty units or 6 months imprisonment applies if a person is convicted of wilfully setting on or urging a dog to attack, bite, rush at or chase a person or animal, or a person who is in control of a dangerous dog that attacks or bites a person or animal while person is in control of the dog²⁰.

In Tasmania, a maximum penalty of 30 penalty units or 1 month imprisonment applies if a person who is the owner of a dog that attacks or bites another person or animal²¹.

Issues

This section provides details about each of the identified issues relating to dangerous dogs and proposes amendments to the current legislation. Each issue ends with a question to help us better understand the views of Queenslanders and ensure any amendments reflect community expectations. A list of all questions being posed in relation to strengthening Queensland's dog laws to better protect the community are available at Appendix 2.

Community education and awareness raising campaign

It is proposed that Queensland develop and implement an evidence-based community education campaign that incorporates targeted key messages for dog owners and people responsible for dogs; children; and parents and care givers.

The primary aim of this community education campaign would be to improve responsible dog ownership, prevent dog attacks from occurring in the first place, and reduce the risk of harm if they do. Key messages could be adopted by local government and tailored to include specific local issues.

For dog owners and people responsible for dogs, the campaign would aim to raise awareness about responsible dog ownership, obligations and standards, consequences and penalties including any changes to the law, and practical strategies to monitor and respond to a dog's behaviour.

For children and young people, messages would be age appropriate and delivered in developmentally specific settings and focus on specific vulnerabilities and risks, protective factors and dog safety strategies.

¹⁶ *Companion Animals Act 1998 (NSW)*, section 16

¹⁷ *Dog and Cat Management Act 1995 (SA)*, section 44

¹⁸ *Domestic Animals Act 2000 (ACT)*, section 50

¹⁹ *Dog Act 1976 (WA)*, section 33D

²⁰ *Domestic Animals Act 1994 (Vic)*, section 28

²¹ *Dog Control Act 2000 (Tas)*, section 19

For parents and care givers, the campaign would aim to raise awareness about specific vulnerabilities and risks of children to dog attack, the primary responsibility of parents to care safely for their children, and strategies to reinforce dog safety and protective factors for their children.

For First Nations Local Government Areas, the campaign would focus on the benefits of complying with registration requirements, responsible dog ownership principles and improve the community's understanding of safe behaviours around dogs.

The campaign would include multiple delivery modes including information included with dog registration forms, social media messages delivered through multiple channels and local governments and targeted education for children and young people and their parents and caregivers.

Survey question 1

The development and implementation of an evidence-based community education campaign for responsible ownership is a high priority as a key primary prevention strategy.

Please submit your response via the Engagement Hub survey at:
www.daf.engagementhub.com.au/dog-laws

Banning restricted dogs

Section 63 of the Act defines restricted dogs as those listed in the Commonwealth *Customs (Prohibited Imports) Regulations 1956 (Cwlth)*. These breeds are:

- Dogo Argentino
- Fila Brasileiro
- Japanese Tosa
- American pit bull terrier or pit bull terrier
- Perro de Presa Canario or Presa Canario.

The Act limits ownership of these breeds of dogs to people who have been issued a specific permit in relation to an individual dog²². It is an offence to own or be responsible for a restricted dog without a permit and the maximum penalty is 75 penalty units.

Permit decisions are made by local government. An application for a permit must be refused if:

- the applicant is a child, or has been convicted of an offence against the relevant part of the Act, or
- the application relates to a place with a detached house, or
- the dog has not been de-sexed²³.

A person who is granted a permit must comply with conditions, including that the dog be de-sexed.

It is proposed that these breeds of dogs should be banned in Queensland and an ability to apply for a permit be removed. If progressed, this proposal would require amendments to the Act, including a grandfather clause to allow for dogs under an existing restricted dog permit to continue to be kept.

The amendments could be linked to Commonwealth law which means that any changes to those laws to include additional breeds in the future would flow through to the Queensland framework.

²² *Animal Management (Cats and Dogs) Act 2008*, section 71

²³ *Animal Management (Cats and Dogs) Act 2008*, section 75

This change could increase the risk of restricted breed dogs being concealed and illegally kept. This could undermine community safety as these dogs would not be known to local government and owners would not be subject to mandatory conditions.

The Taskforce suggested that this amendment should have a staggered commencement. A staggered commencement period would mean that the new laws come into effect at different times depending on the circumstances.

For example, the implementation period could include a limited period during which owners could apply for a permit under the current law for a restricted breed dog. The changes to the law could enable valid permit holders to keep the dog to which the permit relates. From the commencement of the changes, local governments would no longer be able to issue any new permits and would have the power to issue penalties to owners and to seize and issue a destruction order for dogs of banned breeds that are not subject to a permit by the commencement date.

Survey question 2

Do you support dog breeds that are restricted under Commonwealth legislation being banned in Queensland?

Please submit your response via the Engagement Hub survey at:

www.daf.engagementhub.com.au/dog-laws

A new requirement for all dogs to be effectively controlled in public places

Local government may make and enforce local laws that are necessary or convenient for the good rule and local government of its local area²⁴. The Act does not prevent a local law from imposing requirements in relation to dogs generally, however, if there is any inconsistency between the Act and a local law, the local law is invalid to the extent of the inconsistency²⁵.

While some local governments in Queensland have made local laws about the control of animals in public places, a requirement could be included in the Act which would then apply state-wide. Such a requirement could use existing requirements as a guide.

The proposed provision would require an owner or responsible person for a dog to ensure that it is not in a public place unless it is under effective control. Effective control could be defined to include a person who is physically able to control the animal, it is on an appropriate leash and supervised, or in a temporary enclosure adequate to contain the animal. Exceptions would include designated dog off-leash areas.

Such a requirement would apply in relation to all dogs and would set a clear standard that dogs in public places must be effectively controlled. Failure to comply with this requirement would result in a monetary penalty imposed by an on-the-spot fine by being included as an infringement notice offence²⁶.

Such a requirement would not override existing conditions in the Act imposed on regulated dogs including that they be muzzled and in the effective control of someone who has control of not more

²⁴ *Local Government Act 2009*, section 28

²⁵ *Animal Management (Cats and Dogs) Act 2008*, section 6

²⁶ *State Penalties Enforcement Regulation 2014*, Schedule 1

than one dog. Existing offences for failing to comply with these conditions and associated higher penalties would apply in relation to regulated dogs²⁷.

Survey question 3

Do you support the introduction of a new state-wide requirement for dogs to be effectively controlled in public places?

Please submit your response via the Engagement Hub survey at:
www.daf.engagementhub.com.au/dog-laws

Reviewing penalties for offences relating to regulated dogs

The Act includes a range of penalties for offences relating to regulated dogs. Maximum penalties are limited to fines which range from 75 penalty units for owning or being responsible for a restricted dog without a permit to 300 penalty units for the failing to take reasonable steps to ensure a dog does not attack or act in a way that causes fear to a person or an animal when death or grievous bodily harm is caused.

Regulated dogs are those that pose the most risk to the community and are likely to cause the most serious harm. Mandatory conditions are imposed when a dog is a regulated dog to manage community safety whilst enabling the dog to remain in its owner's care. Failing to comply with these conditions can increase the risk of dog attack with potentially serious consequences.

Reviewing the maximum penalties that apply for offences relating to regulated dogs would enable the seriousness of these offences to be reinforced and ensure the highest penalties apply to the most serious offences. A review would take into consideration the need for general deterrence to strengthen overall responsible dog ownership and improve specific individual deterrence to encourage people who have breached the standards and requirements in the Act to do the right thing in the future.

Penalties are applied and enforced by local governments and there are limited avenues for review and appeal. Actions taken must be compatible with human rights and an act, decision or statutory provision must not limit a human right or limit a human right only to the extent that is reasonable and demonstrably justifiable in a free and democratic society based on human dignity, equality and freedom²⁸. A review of penalties relating to regulated dogs would include human rights considerations and compliance with legislative standards.

Survey question 4

Do you support the review of penalties in the Act relating to attacks involving regulated dogs to better reflect community expectations?

Please submit your response via the Engagement Hub survey at:
www.daf.engagementhub.com.au/dog-laws

²⁷ *Animal Management (Cats and Dogs) Act 2008*, sections 81 and 93

²⁸ *Human Rights Act 2019*, section 8

A new offence including imprisonment as a maximum penalty for more serious attacks

A permit holder and responsible person for a restricted dog must comply with the conditions of the permit and failure to do so is an offence with a maximum penalty of 75 penalty units²⁹. Each owner and responsible person for a declared dangerous or menacing dog must ensure the conditions imposed are complied with and failure to comply with this requirement is also an offence with a maximum penalty of 75 penalty units³⁰.

The Act also includes general offences for:

- an owner or responsible person who fails to take reasonable steps to ensure a dog does not attack or act in a way that causes fear to a person or another animal³¹ and
- a person who allows or encourages a dog to attack or act in a way that causes fear to a person or another animal³².

Both of these offences include a sliding scale of maximum penalties depending on the seriousness of the attack and the harm caused to a person or an animal:

- if the attack causes the death or grievous bodily harm to a person – 300 penalty units
- if the attack causes the death or grievous bodily harm to an animal – 100 penalty units
- if the attack causes bodily harm to the person or animal – 50 penalty units, or
- otherwise – 20 penalty units.

These penalties will be included in the review proposed above in this Discussion Paper.

If a dog attack is a serious attack that causes harm to a person, the owner or responsible person for the dog may be subject to criminal or civil liability as a result of the harm caused, depending on the circumstances of the case.

Criminal liability may be on the basis of criminal negligence³³ which may be difficult to prosecute given the higher standard of proof and the requirement for the prosecution to prove beyond reasonable doubt that the person owed the prescribed duty of care, omitted to perform that duty, and this caused the harm to the other person.

It is proposed to introduce a new criminal offence in the Act that captures conduct of an owner, or responsible person for a dog, who fails to take reasonable steps to effectively control their dog if the dog causes bodily harm, grievous bodily harm or death to a person. This new offence would also include a sliding scale of maximum penalties including imprisonment if the dog is a regulated dog or the owner or responsible person has previously been convicted of an offence relating to a regulated dog.

The new offence would complement existing offences in the Act and offences available at criminal law to create an appropriate hierarchy of offences reflecting various levels of culpability. It would also bring Queensland in line with laws in New South Wales, Tasmania, the Australian Capital Territory, Victoria and Western Australia which have maximum penalties that include imprisonment for the most serious types of dog attacks.

The proposed new offence would be a summary offence investigated and prosecuted by suitably trained persons specifically authorised by the chief executive of the Department of Agriculture and

²⁹ *Animal Management (Cats and Dogs) Act 2008*, section 81

³⁰ *ibid*, section 93

³¹ *ibid*, section 194

³² *ibid*, section 195

³³ Criminal Code, section 289

Fisheries and heard before a court to ensure relevant sentencing principles and options are taken into consideration.

Including a proposed new offence for the most serious dog attacks would send a clear message to owners and people responsible for dogs that failure to take reasonable steps to protect people in the community from harm from serious dog attacks will not be tolerated.

Survey question 5

Do you support the inclusion of a new offence in Queensland law including imprisonment as a maximum penalty for the most serious dog attacks?

Please submit your response via the Engagement Hub survey at:
www.daf.engagementhub.com.au/dog-laws

Clarifying when a destruction order must be made

The Act gives authorised persons the power to enter places and seize dogs in certain circumstances. For example, an authorised person may enter a place if the occupier consents to the entry, if the entry is authorised by a warrant or if the place is mentioned in a licence as a place of business and is open for carrying on the business. If an authorised person has entered a place under any of these or other circumstances provided in the Act, the person may seize a dog if the person reasonably believed the dog has attacked, threatened to attack or acted in a way that causes fear to a person or another animal.

It also gives powers to authorised persons to destroy a dog. A regulated dog can be immediately destroyed if it is dangerous and cannot be controlled or if its owner asks the person to destroy it³⁴. These are circumstances that justify the immediate destruction of a seized regulated dog without notice being given to the dog's owner or responsible person.

A regulated dog may be destroyed 3 days after it is seized if it has no registered owner and its owner or a responsible person for the dog cannot be identified³⁵.

Otherwise, an authorised person may make a destruction order for a regulated dog and give notice to the owner or a responsible person for the dog. The dog may then be destroyed 14 days after the order is served, if no application for internal review has been made³⁶. A regulated dog declaration can be made for a seized dog at the same time as a proposed destruction order.

There is no guidance provided in the Act about when a destruction order for a dog can be made. In the absence of clear statutory guidance, the Queensland Civil and Administrative Tribunal (QCAT) and the Appeal Tribunal have looked to the objects of the Act³⁷ and the legislative scheme as a whole to determine the legislative intent and developed a test to be applied when applications are made for external review.

The Appeal Tribunal has considered that the decision to destroy a dog is a major one and should not be made unless there is no other way to ensure the community is protected from the risk of harm³⁸. It

³⁴ *Animal Management (Cats and Dogs) Act 2008*, section 127(2)

³⁵ *ibid*, section 127(3)

³⁶ *Animal Management (Cats and Dogs) Act 2008*, section 127(6)

³⁷ *ibid*, section 3(c) and (d)

³⁸ *Winika v Moreton Bay Regional Council* (2015) QCAT 436

has described the destruction of a dog as a 'last resort'³⁹. It has interpreted the legislative scheme as giving higher priority to the protection of the community than individual rights of dog owners.

However, the Appeal Tribunal has also applied the test for when a dog can be immediately destroyed without notice given to the owner more generally to the making of a destruction order. It has stated that the essential test in making a destruction order is whether the dog can be controlled, taking into consideration the threat, or likely threat, to the safety of other animals or to people by attacking them⁴⁰.

In the case of *Nguyen v Gold Coast City Council Animal Management*⁴¹, the Appeal Tribunal developed a list of matters that should be considered when determining whether a dog can be controlled. The test and criteria outlined in that case have been applied in more recent cases by QCAT⁴².

A destruction order is not a penalty or sanction against a dog's owner or a responsible person for the dog. Its primary purpose is the protection of the community from the risk of serious dog attack of a person or another animal. The primary consideration when determining whether a destruction order is made for a dog should be the protection of the community.

It is proposed to amend the Act to simplify and make clear the circumstances where a destruction order may be made for a regulated dog by enshrining in the Act the test applied by the Appeal Tribunal with some modifications to clearly distinguish when a dangerous dog declaration is likely to provide adequate protection and when a destruction order is required.

For example, the Act could be amended to make it clear that a destruction order may be made for a regulated dog when an authorised officer is reasonably satisfied the dog:

- may seriously attack, or act in a way that causes fear to, a person or animal, and
- cannot be effectively controlled.

It is also proposed to make it clear that an authorised officer *must* make a destruction order for a regulated dog if reasonably satisfied the dog:

- has seriously attacked a person and is likely to seriously attack a person in the future and
- cannot be effectively controlled.

The Act could also be amended, based on the reasons in the case of *Nguyen*⁴³, to include guidance about what to consider when determining whether a dog can be effectively controlled. The following matters should be taken into consideration:

- the relevant history of the behaviour of the dog giving rise to consideration of the making of a destruction order
- any other relevant history of the behaviour of the dog including the circumstances giving rise to the declaration that the dog is a regulated dog
- the current behaviour of the dog including whether the behaviour of the dog has been, and/or could be, modified through appropriate training
- the arrangements for the dog at its place of residence including the security of any enclosure and whether any interaction by the dog with persons, including household members and other persons entering upon the property, poses a threat of harm to such persons

³⁹ *Thomas v Ipswich City Council* (2015) QCATA 97

⁴⁰ *Nguyen v Gold Coast City Council Animal Management* (2017) QCATA 121

⁴¹ *ibid*, page 9

⁴² *Mitchell v Gympie Regional Council* (2022) QCATA 40, *Ethell v Redland City Council* (2021) QCAT 384

⁴³ *Nguyen v Gold Coast City Council Animal Management* (2017) QCATA 121

- the financial capacity of the dog owner to provide the necessary control measures and enclosures
- the risk the dog poses to community health or safety including the risk of harm to people and other animals outside the place of residence of the dog
- compliance by the owner of the dog with any permit conditions imposed as a result of the dog being declared a regulated dog
- whether the owner of the dog demonstrates insight into and understanding of the dog's behaviour and has acted appropriately to mitigate any risk posed by the dog to people or animals
- the rights of individuals including the owner of the dog.

Including additional clarity in the Act about when a destruction order can and must be made for a dog will set clear expectations about responsible dog ownership and when the protection of the community will outweigh individual rights of owners. It will also provide clarity and improve consistency for decision makers in local governments across Queensland and for QCAT and the Appeal Tribunal.

Survey question 6

Do you support amendments being made to the Act to make it clear when a destruction order can and must be made for a regulated dog?

Please submit your response via the Engagement Hub survey at:
www.daf.engagementhub.com.au/dog-laws

Streamlining review processes

A destruction order can be contested by the dog's owner or responsible person applying for an internal review of the decision within 14 days of being notified about the order. An internal review involves the making of the destruction order being considered afresh.

If the person is not satisfied with the outcome of the internal review, they can apply to the QCAT for the external review of the destruction order. The external review by QCAT is an administrative review process and QCAT has a fresh hearing of the making of the destruction order.

If the owner or responsible person is not satisfied with the outcome of the external review by QCAT, they can appeal the decision to the QCAT internal Appeal Tribunal. An appeal on a question of law is as of right⁴⁴. An appeal on a question of fact or mixed law and fact may only be made with the leave of the Appeal Tribunal⁴⁵.

Most internal and external review applications made under the Act relate to destruction orders for dogs. It can take some time for these avenues of review and appeal to be exhausted, in some cases more than 12 months. During that time, the dog is impounded by local government. This can be costly and place significant burden on local government, be inhumane for the dog, and result in uncertainty for the community.

⁴⁴ *Queensland Civil and Administrative Tribunal Act 2009*, section 142(1)

⁴⁵ *ibid*, section 142(3)(b)

A local government may recover reasonable and necessary costs incurred in relation to a seized dog from the dog's owner including costs related to accommodation, food and living conditions and the costs of destroying the dog⁴⁶. Owners can also visit a seized dog⁴⁷.

The making of a destruction order is an administrative decision, which must be sufficiently defined and subject to appropriate review and be consistent with principles of natural justice⁴⁸. However, the multiple levels of internal and external review and appeal result in significant delay with adverse consequences for dogs, local government and the community.

In June 2022, the President of QCAT issued a practice direction about applications for review of decisions made about animals under the Act. It contains information to assist parties to understand the process and provides directions to them about some of the things they must do. This practice direction may assist to streamline external review processes for destruction order decisions.

Amending the Act to make it clear when a destruction order can and must be made will improve consistency in state-wide decision making and may result in fewer applications for review. It is also proposed to limit when an external review decision about a destruction order can be appealed to a question of law. This may further streamline review processes to provide greater certainty for local government and the community and more humane outcomes for dogs.

The voice of dog attack victims represents an important inclusion in post incident investigations. Victim recall is vital in assisting council investigators to establish a comprehensive account of the incident as well as circumstances surrounding the attack. Effective decision making about declaring a dog dangerous or issuing a destruction order relies on comprehensive and quality evidence, including the perspective of victims. Ensuring declarations and orders are grounded in comprehensive evidence which incorporates victim impacts will also inform subsequent decisions made by owners about contesting these original decisions via internal and external reviews.

Survey question 7

Do you support limiting when appeals from external review decisions (QCAT) about a destruction order can be sought by owners, including placing greater responsibility on owners to offer proof otherwise?

Please submit your response via the Engagement Hub survey at:
www.daf.engagementhub.com.au/dog-laws

Conclusion

This Discussion Paper outlines issues regarding dangerous dogs and dog attacks and seeks your views on strengthening dog laws to better protect the community through promoting responsible dog ownership in Queensland.

Your input to this important reform process is appreciated and DAF looks forward to hearing your views.

⁴⁶ *ibid*, section 102

⁴⁷ *Animal Management (Cats and Dogs) Act 2008*, section 129

⁴⁸ *Legislative Standards Act 1992*, section 4(3)(a) and (b)

Appendix 1 – Overview of Australian legislation covering dangerous dogs

State or territory	Legislation	Provisions relating to aggressive dogs	Maximum penalty
Queensland	<i>Animal Management (Cats and Dogs) Act 2008</i>	Owners and those in control of a dog must ensure that the dog does not attack, cause fear to, someone else or another animal.	
		If the attack causes the death to a person.	300 penalty units*
		If the attack causes the death or grievous bodily harm to the animal.	100 penalty units*
		if the attack causes bodily harm to the person or animal.	50 penalty units*
		In all other cases	20 penalty units*
New South Wales	<i>Companion Animals Act 1998</i>	A dog rushes at, attacks, bites, harasses or chases any person or animal, whether it results in an injury or not.	100 Penalty Units*
		Encouraging dog to attack, bite, harass or chase any person or animal whether it results in an injury or not.	200 Penalty Units*
		Encouraging a restricted dog or declared dangerous or menacing dog to attack, bite, harass or chase any person or animal whether it results in an injury or not.	700 Penalty Units* and/or 5 years imprisonment and permanent disqualification from owning or being in charge of a dog in a public place.
		A dog rushes at, attacks, bites, harasses or chases any person or animal whether it results in an injury or not which is a result of a reckless act or omission by the dog's owner or person in charge at the time.	200 Penalty Units* and/or 2 years imprisonment
		A restricted, dangerous or menacing dog rushes at, attacks, bites, harasses or chases any person or animal whether or not any injury is caused or not.	400 Penalty Units*
		A restricted, dangerous or menacing dog rushes at, attacks, bites, harasses or chases any person or animal whether or not any injury is caused and is the result of a reckless act or omission by the dog's owner or person. in charge of the dog at the time.	500 Penalty Units* and/or 4 years imprisonment
		A restricted, declared, dangerous or menacing dog attacks or bites any person whether or not any injury is caused due to the owner's failure to comply with the control requirements.	700 Penalty Units* and/or 5 years imprisonment and permanent disqualification from owning or being in

State or territory	Legislation	Provisions relating to aggressive dogs	Maximum penalty
			charge of a dog in a public place.
Tasmania	<i>Dog Control Act 2000</i>	If a dog not under the effective control on private premises, or public place, rushes at or chases any person.	Up to 5 penalty units*
		If a dangerous or restricted breed dog attacks or bites any person or animal and the injuries are not a serious injury the owner of the dog is guilty of an offence.	Up to 10 penalty units*
		If a dog attacks or bites any person and causes a serious injury to the person, the owner of the dog is guilty of an offence.	Up to 30 penalty units*
		If a dog attacks or bites any animal and causes a serious injury or death to the animal, the owner of the dog is guilty of an offence.	Up to 20 penalty units*
		If a dangerous or restricted breed dog (other than an operating guard dog on non-residential premises), attacks or bites any person or animal, the owner of the dog is guilty of an offence.	Fine not exceeding 30 penalty units* or imprisonment for a term not exceeding one month, or both.
		If a dog attacks a person, the owner of the dog must notify the council within 24 hours after the attack	Up to 5 penalty units*
Australian Capital Territory	<i>Domestic Animals Act 2000</i>	If a dog attacks or harasses another person or animal the carer or keeper of a dog is guilty of an offence.	50 penalty units*
		If a dog attacks person or animal causing serious injury the carer or keeper of a dog is guilty of an offence.	Up to 100 penalty units and/or imprisonment for 1 year or both
		A person does or omits to do something which results in a dog attack causing serious injury and the person intends the attack to occur or is reckless or negligent about the attack causing serious injury to the other person or animal.	Up to 100 penalty units, imprisonment for 1 year or both.
Victoria	<i>Domestic Animals Act 1994</i>	A person must not wilfully set on or urge a dog to attack, bite, rush at or chase any person or animal except when hunting.	120 penalty units* or imprisonment for 6 months.
		A person must not train a dog to attack, bite, rush at, chase or in any way menace persons, animals or anything worn by persons.	60 penalty units* or imprisonment for 3 months.
		If a dangerous dog, (that is not a guard dog guarding non-residential premises), attacks or bites any person or animal, the person in	120 penalty units* and imprisonment for not exceeding 6 months

State or territory	Legislation	Provisions relating to aggressive dogs	Maximum penalty
		control of the dog at the time is guilty of an offence.	
		If a dangerous dog attacks or bites any person or animal and causes death or a serious injury to the person or animal, the person in control of the dog at the time is guilty of an offence.	40 penalty units* and imprisonment for not exceeding 6 months
		If a dog attacks or bites any person or animal and the injuries caused by the dog are not serious in nature.	10 penalty units*
		If a dog rushes at or chases any person, the person in control of the dog at the time is guilty of an offence	4 Penalty units*
South Australia	<i>Dog and Cat Management Act 1995</i>	A person who sets on or urges a dog to attack, harass or chase a person or an animal or bird owned or kept by another person they is guilty of an offence (whether or not actual injury resulted).	Maximum penalty: \$10,000 or imprisonment for 2 years.
		A person who owns or is responsible for the control of a dog is guilty of an offence if the dog attacks, harasses or chases or otherwise endangers the health of a person or an animal or bird owned by another person whether or not actual injury is caused).	Penalties If the dog is a dangerous dog or a dog of a prescribed breed, for a first offence - \$5,000 and for a subsequent offence - \$10, 000 In any other case - \$2,500
Western Australia	<i>Dog Act 1976</i>	If a dog attacks or chases any person, or any animal owned by another person, whether or not any injury is caused, every person liable for the control of the dog commits an offence.	Penalty \$10,000
		A person must not set on or urge a dog to attack or chase any person or any animal whether or not any injury is caused.	\$10 000, or 12 months imprisonment, or both
Northern Territory		Under local bylaws	

Appendix 2 – Survey questions

Please submit your response via the Engagement Hub survey at:

www.daf.engagementhub.com.au/dog-laws

Survey question 1 - The development and implementation of an evidence-based community education campaign for responsible ownership is a high priority as a key primary prevention strategy.

Survey question 2 - Do you support dog breeds that are restricted under Commonwealth legislation being banned in Queensland?

Survey question 3 - Do you support the introduction of a new state-wide requirement for dogs to be effectively controlled in public places?

Survey question 4 - Do you support the review of penalties in the Act relating to attacks involving regulated dogs to better reflect community expectations?

Survey question 5 - Do you support the inclusion of a new offence in Queensland law including imprisonment as a maximum penalty for the most serious dog attacks?

Survey question 6 - Do you support amendments being made to the Act to make it clear when a destruction order can and must be made for a regulated dog?

Survey question 7 - Do you support limiting when appeals from external review decisions (QCAT) about a destruction order can be sought by owners, including placing greater responsibility on owners to offer proof otherwise?

SOMERSET REGIONAL COUNCIL - Officer's Report

To: Andrew Johnson, Chief Executive Officer
From: Luke Hannan, Director Planning and Development
Director: Luke Hannan, Director Planning and Development
Date: 16 August 2023
Subject: Planning and Development Department Monthly Report – July 2023
File Ref: Governance/Reporting/Officer Reports
Action Officer: DPAD, ESM, SP, NRMO

Report

A summary of the Department's activities during the month of July 2023 is provided for Council's information.

Planning Development Applications

A total of nine (9) development applications were received in July 2023.

Assessment Type	June 2022	July 2022	June 2023	July 2023
Building Works assessable against the Planning Scheme	10	12	8	3
Material Change of Use	15	9	2	3
Reconfiguring a Lot	1	2	6	-
Operational Works	-	3	2	2
Combined Applications	1	-	2	1
Total	27	26	20	9

The list of applications received is provided in Appendix 1.

A total of eleven (11) development applications were decided in July 2023.

Approved/Refused	June 2022	July 2022	June 2023	July 2023
Refused - Council	-	-	1	-
Refused - Delegated Authority	-	-	-	-
Approved - Council	12	1	4	1
Approved - Delegated Authority	24	9	12	11
Total	36	10	17	12

The list of applications decided is provided in Appendix 1A.

Planning Compliance Matters

Non-compliant planning / land use activities under investigation in this period include but are not limited to:

- o Function Facilities
- o Animal Keeping
- o Workshops / Vehicle Sales
- o Transport Depot
- o Vegetation Clearing.

Activities located in Esk, Mount Tarampa, Toogoolawah, Wanora, Coal Creek, Winya, Glamorgan Vale, Clarendon, Fernvale, Royston, Sandy Creek, Villeneuve.

Building Development Approvals

A total of forty- five (45) building approvals were issued in the region for July 2023.

Assessment Type:

Building Works

Status	June 2022	July 2022	June 2023	July 2023
Accepted Applications	78	84	73	52
Approved - Council	10	23	6	11
Approved - Private Certifier	63	56	51	34

The list of applications approved is provided in Appendix 2.

Building Compliance Matters

The following are non-compliant building activities in this period:

June 2023:

Unapproved building works in Coominya, Fernvale and Harlin.

Unlawful use of buildings or structures at Coominya, Esk and Harlin.



Plumbing Compliance Permits and Inspections

A total of twenty-three (23) plumbing and drainage approvals were issued in the region for July 2023.

Assessment Type:

Plumbing Approval

Status	June 2022	July 2022	June 2023	July 2023
Approved	14	28	19	23
Info Request	14	14	1	1
Total	28	52	20	24
Plumbing Inspections	106	84	112	107

The list of applications approved is provided in Appendix 3.

Mid-Brisbane (Black Snake Creek Catchment) Wastewater Risk Mitigation Program

Council's plumbing inspectors have continued working through the next phase of the Wastewater Risk Mitigation Program within Mid-Brisbane (Black Snake Creek Catchment). Twenty-one eligible properties in the Glamorgan Vale area were sent invitations to apply for an upgrade subsidy; eight of which have volunteered for an inspection, with six inspections resulting in the allocation of funding.

Two properties have had a plumbing application approved and finalised with the installation of HSTP.

Economic Development – Kilcoy Streetscape Revitalisation Project

In July 2023, Council commenced engagement on the Draft Master Plan for the *Kilcoy Streetscape Revitalisation* project.

Specific community engagement undertaken in July included:

- Promotion of Draft Master Plan draft via media / social media platforms.
- Availability of an online survey accessible via Council's 'Have Your Say' portal.
- Community engagement via a Pop-up stall consultation at Yowie Markets on 29 July 2023.

Kilcoy Streetscape Revitalisation - Draft Master Plan Snapshot July 2023



Environmental Health Services

Food Safety Training



Council subscribes to the *I'm ALERT* food safety training package which offers food businesses, community groups, schools and the general public access to free online interactive food safety training. Just go to www.somerset.imalert.com.au

A total of 10 users completed the training during the month of June.

Swimming Pool Water Quality Monitoring

Swimming pool water sampling was not conducted during the month as pools in the region are not currently open. Sampling will recommence in conjunction with the swimming season which is expected to commence in the middle of September.



Mosquito Monitoring



Officers have commenced planing for the 2023-2024 mosquito surveillance program in conjunction with Queensland Health. The main aim of the annual surveillance program is to establish the level of confidence in:

- the assumption that mosquitoes *Aedes aegypti* or *Aedes albopictus* are not present in the Somerset Region, and
- the likelihood of early detection – to facilitate eradication.

In addition to the Queensland Dengue Management Plan 2015 – 2020; Queensland Health is currently working with local governments in SEQ to establish an emergency response framework that will be triggered on confirmation of positive *Aedes aegypti* or *Aedes albopictus* identification in SEQ.

An overview of the section activities for the month is contained in Appendix 4.

Pest Management

The following is a report on activities in the Pest Management section.

Invasive Animal Control

The following is a summary of pest animal control activities for the months: June and July

Wild dogs

1080 baits injected:

	June 2023	July 2023
Mt Kilcoy	-	40
Kingaham	-	117
Sunday Creek	-	22
Old Yabba	-	22
Colinton	-	28
Middle Creek	-	32
Glamorgan Vale	-	15
Bryden	-	17
Jimna	11	-
Total	11	293



Dingo scalps presented:

	June 2023	July 2023
Mt Byron	-	1
Sheep station Creek	-	2
Kilcoy	7	1
Total	18	4

Feral pigs 1080 grain:

	June 2023	July 2023
	-	-
Total	-	-



Feral pig scalps presented:

	June 2023	July 2023
Sheep station Creek	-	10
Jimna	23	-
Total	23	10

Rabbits:



- Officers have been working with landholders to control rabbit infestations in the following areas:
 - Harlin, Neurum and Hazeldean.
- Officers are continuing to work closely with Seqwater in controlling rabbits around Somerset, on ground baiting has commenced at Kirkleah camp grounds.

Fox:



- Pest Management Officers are continuing to monitor den sites that have been found and fumigated. Fox breeding season there has been an increase in reports of poultry being attacked and taken.

Invasive Plant Control

A summary of invasive plant and other vegetation treatment activities for the month is as follows:

June 2023:

- **Mother of Millions-** Coominya, Fernvale, Lowood, Neurum, Moore, Linville, Toogoolawah, Eskdale, Esk, Harlin, Buaraba, Atkinson Dam, Bryden, Dundas, Colinton, Hazeldean,
- **Giant rats tail grass** – Jimna, Gregors Creek, Colinton, Harlin, Mt Kilcoy, Esk, Coominya, Mt Tarampa
- **Fireweed-** Lowood, Wivenhoe Pocket, Fernvale, Kilcoy, Sandy Creek, Mt Kilcoy, Harlin, Glamorganvale, Esk, Coominya, Eskdale, Mt Tarampa, Clarendon, Hazeldean,
- **Lantana-** D'Aguilar Hwy West, Coominya, Tarampa, Minden, Biarra
- **Lantana Mechanical control-** D'Aguilar Hwy West, Biarra, Lowood, Minden, Esk Crowsnest Rd
- **Council managed infrastructure-** Esk landfill
- **Element 5-** D'Aguilar Hwy West, Gatton Esk Rd, Esk Hampton Rd, Brisbane Valley Hwy, Esk Kilcoy, Wivenhoe Somerset Rd
- **Element 15-** Brisbane Valley Highway
- **Lantana chemically treated** – 11,450m² / 11.45Ha
- **Herbicide applied** – 18,270.

July 2023:

- **Mother of Millions-** Neurum, Linville, Minden, Esk, Eskdale, Moore, Glamorganvale, Lowood, Fernvale, Buaraba, Toogoolawah, Tallegalla, Coominya
- **Annual Ragweed-** Toogoolawah, Sandy Creek, Neurum, Fernvale, Moore, Linville, Gregors Creek, Coominya,
- **Giant rats tail grass** – Prenzlau, Sandy Creek, Mt Kilcoy, Esk, Fernvale, Neurum, Gregors Ck, Linville, Coominya,
- **Fireweed-** Fernvale, Neurum, Kilcoy, Coal Creek, Lowood, Coominya, Minden, Prenzlau, Buaraba, Tallegalla, Tarampa, Fernvale, Glamorgan Vale
- **Groundsel-** Moore, Glamorganvale, Lowood,
- **Prickly Pear-** Moore, Linville, Neurum, Villeneuve, Winya, Esk, Monsaldale, Crossdale, Avoca Vale, Ivory Creek, Somerset
- **Leucaena-** Somerset Village, Hazeldean
- **Lantana** – Jimna, Kingaham Rd, Kimbala Rd, Cooeimbardi Rd, Neurum
- **Council managed infrastructure-** Esk landfill
- **Element 5-** Kilcoy Murgon Rd, Esk Kilcoy Rd- lantana control
- **Lantana chemically treated** – 49,000 / 4.9Ha.
- **Herbicide applied** – 30,170L.

Lantana Chemical Subsidy Program

The second round of the 2022/23 program has been expended.

Compliance under the *Biosecurity Act 2014*:

	June 2023	July 2023
Information notices	1	1

Biosecurity Orders	-	-
Enter and Clear action	-	-

Regulatory Services

An overview of the section activities for the month are contained in Appendix 4.

Natural Resource Management

Land for Wildlife

- Facilitated Land for Wildlife Workshop – Fauna Forensics – 8 July 2023, Esk.

Somerset Flora and Fauna



- Ongoing engagement with Griffith University Social Marketing team to promote Koala awareness in the Somerset region, with a focus on the 2023 Somerset Free Tree Day events.
- Ongoing participation in the Esk Koala survey and rehabilitation project with partners Care4Esk, AELA and University of the Sunshine Coast, and associated coordination with the State Koala Survey Team deployment. The pest management (plants) component of this project commenced in this period, entailing Lantana and Cats Claw Creeper treatment.

Catchment Management

- Officer participation in the Council of Mayors Water and Catchment Investment Strategy consultation – 7 July 2023.
- Resilient Rivers Project Updates:
 - All Black Snake Creek Projects are now in a maintenance phase to secure establishment.
 - Submissions have been prepared for projects across the Council managed reserves of the Mid Brisbane River Catchment and submitted to the Resilient Rivers Taskforce for consideration.



Offsets – Planting



Delivery of Councils Capital Works Offsets:
The 23/24 Offset program elements are being negotiated, with initial delivery expected in the vicinity of Moore station on the Brisbane Valley Rail Trail in August, pending suitable climatic conditions.

Collaborations

- Council provided tree to the Somerset Region's schools in support of the National tree Day events – 28 July 2023.
- Negotiating delivery arrangements with other Council staff and contractors in respect of the Queensland Reconstruction Authority granted funding for Recreational assets, including site meeting held 25 July 2023.
- Officer participation in Environment Protection and Biodiversity Conservation Act (Federal) training – 31 July 2023.

Business Recovery Officer



Below is a summary of the Business Recovery Officer's (BRO) activities during the month of July 2023.

General

- Involvement in the Kilcoy Streetscape Revitalisation Project – Draft Master Plan consultation. Visited businesses within Kilcoy to promote round two online engagement.
- Facilitated the *Small Business and Primary Producer Hubs* held in Kilcoy and Esk (Lowood to be held in August), which was an opportunity for small business owners and farmers to meet face-to-face with Dept. Employment Small Business and Training, Queensland Rural and Industry Development Authority and the Small Business Financial Counselling Service.
- Attendance at the Agritourism Workshop presented by Southern Queensland Country Tourism.

Events

- Final preparations for the Regenerative Agriculture Forum (to be held in August)
- Planning continues for educational workshops and forums for the remainder of 2023.

Business Communications

- Continued efforts to meet and build relationships with local businesses and primary producers.

Somerset Regional Council Grant Finder – July 2023

Total registrations

5 New registrations

194 Total

Registrations are people that have registered to your portal via the signup form and are still active. Total cumulative registrations are shown above.

Total alerts

1,876 Emails sent

136 People with active alerts

Email alerts sent to people requesting specific profile of grants

Number of grants on your portal

1,294 grants worth \$68.6B Somerset Regional Council Staff

1,271 grants worth \$62.6B External/Public Users (Essentials)

Total number of grants available within your portal. The total that one person can see will vary depending on their organisation type and location.

Recommendation

THAT the Department of Planning and Development Monthly Report for July 2023 be received and the contents noted.

Appendix 1

During July 2023 the following Development Applications were received:

Lodgement	Application No	Applicant	Property Address	Description
4 July 2023	DA23948	TCERT Pty Ltd	4 Caballo Way, Winya	BWUPS - Domestic Outbuilding (exceeding 70% GFA of dwelling house and siting variation)
5 July 2023	DA23951	C/- Town Planning Alliance	31 and 33 Prospect Street, Lowood	MCU - Childcare Centre (90 placements)
6 July 2023	DA23958	C/- Suncoast Building Approvals	53 Beaconsfield Road, Sandy Creek	BWUPS - Domestic Outbuilding (siting variation)
10 July 2023	DA23966	Project BA	Linville Road, Linville	MCU - Dwelling House (with no road frontage and affected by overlays)
11 July 2023	DA23970	Pieter Eversteyn	126 Banks Creek Road, Fernvale	BWUPS - Outbuilding (on vacant land)
13 July 2023	DA23976	C/- DRW Consulting	5 Erskine Street, Fernvale	OP Works - Stormwater Drainage associated with a Subdivision
20 July 2023	DA23990	C/- Innovative Planning Solutions	32 Fulham Street, Toogoolawah	MCU - Shop and Two Short Term Accommodation
20 July 2023	DA23992	C/- Sargeant Planning	Forest Hill Fernvale Road, Fernvale	COMB - RAL - Subdivision (one into two lots) - OP Works - Earthworks, Roadworks, Drainage Works and Vegetation Clearing
28 July 2023	DA24012	C/- Harrison Infrastructure Group	156 Cambridge Drive, Mount Hallen	OP Works Associated with Subdivision - Stage 5A

Appendix 1A

During July 2023 the following Development Applications were decided:

Decision Date	Application No	Approved/ Refused:	Description	Primary Address
3 July 2023	DA23825	Approved – Delegated Authority	OP Works - Associated with Earthworks, Roadworks and Stormwater Drainage for a Child Care Centre	9-11 Park Street, Lowood
4 July 2023	DA23489	Approved – Delegated Authority	RAL - Boundary Realignment (two into two lots)	601 Larsens Road, Coominya
6 July 2023	DA23938	Approved – Delegated Authority	BWUPS - Domestic Outbuilding (siting variation)	38 Aliza Place, Hazeldean
11 July 2023	DA23728	Approved – Delegated Authority	OP Works - Earthworks and Roadworks (associated with a subdivision of one into 88 lots)	55 Clarendon Road, Lowood
11 July 2023	DA23858	Approved – Delegated Authority	OP Works - Earthworks and Retaining Wall	5/13 First Avenue, Somerset Dam
18 July 2023	DA23770	Approved – Delegated Authority	BWUPS - Domestic Outbuilding (exceeding 20% site cover, two domestic outbuildings and 70% GFA of the dwelling and siting variation)	85 Banks Creek Road, Fernvale
19 July 2023	DA22272	Approved – Council	Minor Change – MCU – Childcare Centre (Extension to Existing Centre)	9-11 Park Street, Lowood
21 July 2023	DA23948	Approved – Delegated Authority	BWUPS - Domestic Outbuilding (exceeding 70% GFA of dwelling house and siting variation)	4 Caballo Way, Winya
24 July 2023	DA23609	Approved – Delegated Authority	BWUPS - Domestic Outbuilding (exceeding 70% GFA of the dwelling house)	19 Crest Court, Esk
26 July 2023	DA23958	Approved – Delegated Authority	BWUPS - Domestic Outbuilding (siting variation)	53 Beaconsfield Road, Sandy Creek
26 July 2023	DA23970	Approved – Delegated Authority	BWUPS - Outbuilding (on vacant land)	126 Banks Creek Road, Fernvale
27 July 2023	DA23915	Approved – Delegated Authority	BWUPS - Domestic Outbuilding (siting variation)	772 Sandy Creek Road, Sandy Creek

Appendix 2

Details of the Approved Building Developments for July 2023:

Determined	Application No:	Approved/ Finalised:	Description	Primary Address
3 July 2023	DA23942	Approved - Private Certifier	Replace Roof Cladding on Dwelling	46 Mary Smokes Creek Road, Royston
3 July 2023	DA23952	Approved - Private Certifier	New Dwelling	Silverleaves Road, Mount Beppo
4 July 2023	DA21285	Approved - Council	As-constructed Open Bay Shed and as-constructed Storage Shed	261 Hamiltons Lane, Mount Beppo
4 July 2023	DA23953	Approved - Private Certifier	New Dwelling	11 Homestead Drive, Winya
5 July 2023	DA23872	Approved - Council	New Shed	15 Sea Eagle Drive, Lowood
5 July 2023	DA23873	Approved - Council	New Shed	6 Jelica Place, Esk
5 July 2023	DA23896	Approved - Council	New Open Patio	2/18 Tawney Street, Lowood
5 July 2023	DA23954	Approved - Private Certifier	New Shed	46 Hills Road, Borallon
5 July 2023	DA23956	Approved - Private Certifier	Dwelling Extension	158 Reinbotts Road, Lowood
5 July 2023	DA23971	Approved - Private Certifier	New Shed	40-48 Nerel Court, Hazeldean
6 July 2023	DA23538	Approved - Council	Removal Dwelling and New Farm Shed	66 Tuites Lane, Biarra
6 July 2023	DA23612	Approved - Council	Removal Dwelling	346 Fulham Road, Cressbrook
6 July 2023	DA23869	Approved - Council	New Patio	102 Pine Crescent, Esk
6 July 2023	DA23961	Approved - Private Certifier	New Dwelling with attached patio, garage and carport	39 Klibbe Road, Lowood
6 July 2023	DA23964	Approved - Private Certifier	New Shed	26 York Court, Mount Hallen
7 July 2023	DA23967	Approved - Private Certifier	New Swimming Pool	8 Langtons Lane, Esk
10 July 2023	DA23965	Finalised	Re-Roofing of Dwelling	41 Marsilea Road, Fernvale
11 July 2023	DA23692	Approved - Council	New Shed	4 Bunya Pine Place, Fernvale
12 July 2023	DA23973	Approved - Private Certifier	New Covered Area	35 Lakeview Drive, Esk
12 July 2023	DA23974	Approved - Private Certifier	New Shed and Awning	38 Aliza Place, Hazeldean
13 July 2023	DA23975	Approved - Private Certifier	New Swimming Pool and Barrier	454 Claus Road, Glamorgan Vale
14 July 2023	DA23962	Approved - Council	New Shed	20 Bunya Pine Place, Fernvale
14 July 2023	DA23978	Approved - Private Certifier	New Secondary Dwelling	26 Beaconsfield Road, Sandy Creek
14 July 2023	DA23982	Approved -	New Shed	1068 Cooeimbari Road,

		Private Certifier		Fulham
14 July 2023	DA23983	Approved - Private Certifier	New Dwelling	20 Cypress Circuit, Fernvale
14 July 2023	DA23996	Approved - Private Certifier	New Dwelling	310 Gregors Creek Road, Gregors Creek
17 July 2023	DA23986	Approved - Private Certifier	Secondary Dwelling	410 Kilcoy Murgon Road, Mount Kilcoy
18 July 2023	DA23901	Approved - Council	Alterations to Existing Dwelling	227 Zabels Road, Minden
18 July 2023	DA23987	Approved - Private Certifier	New Carport and Shed	18 Mallard Street, Lowood
18 July 2023	DA23988	Approved - Private Certifier	Roof sheet replacement on dwelling	253 Spring Creek Road, Harlin
18 July 2023	DA24003	Approved - Private Certifier	New Patio and Enclosure	35 Blue Gum Drive, Lowood
20 July 2023	DA23993	Approved - Private Certifier	New Dwelling	17 Cypress Circuit, Fernvale
20 July 2023	DA23994	Approved - Private Certifier	New Dwelling	27 Grevillea Way, Rifle Range
20 July 2023	DA23995	Approved - Private Certifier	New Shed	152 Banks Creek Road, Fernvale
21 July 2023	DA23997	Approved - Private Certifier	New Dwelling	6 Bunya Pine Place, Fernvale
24 July 2023	DA24000	Approved - Private Certifier	New Carport	4 Stoneywood Street, Fernvale
25 July 2023	DA24021	Fees Not Paid	New Carport	Crossdale Road, Crossdale
25 July 2023	DA24004	Approved - Private Certifier	I/G Pool and Barrier	38 Titmarsh Circuit, Fernvale
25 July 2023	DA24009	Fees Not Paid	New Shed	9 Crest Court, Esk
26 July 2023	DA24006	Approved - Private Certifier	New Dwelling, I/G Pool, Pool House and Garage	3468 Esk Kilcoy Road, Hazeldean
26 July 2023	DA24007	Approved - Private Certifier	New Shed	53 Beaconsfield Road, Sandy Creek
27 July 2023	DA24010	Fees Not Paid	I/G Pool and Barrier	3 Oakland Park Drive, Hazeldean
28 July 2023	DA22002	Approved - Council	New Shed	126 Banks Creek Road, Fernvale
28 July 2023	DA24011	Fees Not Paid	Re-Roof of 2 x Existing Dwellings, a Patio, Carport, Pool Hut and 2 x Sheds	97 Wunulla Lane, Mount Kilcoy
28 July 2023	DA24018	Fees Not Paid	New Dwelling with attached Alfresco	11 Cypress Circuit, Fernvale

Building Approvals – July 2023																								
Locality	New Houses				Removal Dwellings				Alterations/Additions				Commercial/Industrial				Sheds/Carports/Pool				Demolitions			
	P Cert		Council		P Cert		Council		P Cert		Council		P Cert		Council		P Cert		Council		P Cert		Council	
	(C)	(P)	(C)	(P)	(C)	(P)	(C)	(P)	(C)	(P)	(C)	(P)	(C)	(P)	(C)	(P)	(C)	(P)	(C)	(P)	(C)	(P)	(C)	(P)
Glamorgan Vale Village	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Minden Town/Village	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Lowood Town	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	1	2	2	-	-	-	-
Fernvale Town	4	4	-	-	-	-	-	-	1	1	-	-	-	-	-	-	2	2	3	3	-	-	-	-
Esk Town	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	3	3	1	1	-	-	-	-
Toogoolawah Town	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Coominya Village	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Somerset Village	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Kilcoy Town	1	1	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Harlin Village	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Villeneuve Village	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Moore Village	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Linville Village	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Jimna Village	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Wanora / G'vale Area	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	2	2	-	-	-	-	-	-
Lwd - Minden Corridor	2	2	-	-	-	-	-	-	1	1	1	1	-	-	-	-	1	1	-	-	-	-	-	-
WHPkt / Split'dCk / F'vale	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	1	-	-	-	-	-	-
Rural Esk	-	-	-	-	-	-	1	1	-	-	-	-	-	-	-	-	1	1	1	1	-	-	-	-
Rural Cya /Atk Dam	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Rural Tgh / Harlin / C'ton	1	1	-	-	-	-	1	1	1	1	-	-	-	-	-	-	1	1	1	1	-	-	-	-
Rural S'Dam / Bryden	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1	1	-	-	-	-	-	-
Wool,r / Gregor Ck / H,dean	2	2	-	-	-	-	-	-	-	-	-	-	-	-	-	-	3	3	-	-	-	-	-	-
Rural Villen've / Mt Archer	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Mt Kilcoy / Sand Ck /R'ston	2	2	-	-	-	-	-	-	2	2	-	-	-	-	-	-	1	1	-	-	-	-	-	-
Rural Moore / Linville	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Rural Jimna	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Total	12	12	-	-	-	-	2	2	5	5	1	1	-	-	-	-	17	17	8	8	-	-	-	-
“C”=Current Month Total “P”=Progressive Total for Financial Yr G:Buildoc/Reports/BuildStat July2023							Private Certifier				Council				Total									
			Number for Month				34				11				45									
			Value for the Month				\$6,978,720.00				\$424 264.00				\$7,402,984.00									
			Progressive YTD No				34				11				45									
			Progressive YTD Value				\$6.978.720.00				\$424 264.00				\$7.402.984.00									

Appendix 3 - Plumbing

Plumbing and Drainage Approvals July 2023

Application No.	Received Date	Approval Date	Days to Approve	Water	Sew	Sept	HSTP	Ext	P&D
DA23812	23 May 2023	3 July 2023		Y	-	-	Y	-	Y
DA23361 Amended	26 June 2023	4 July 2023		-	-	-	Y	-	Y
DA23859	8 June 2023	5 July 2023		-	-	-	Y	-	Y
DA23802	5 April 2023	6 July 2023		-	-	-	Y	-	D
DA23933	28 June 2023	7 July 2023		-	-	-	Y	-	D
DA23912	26 June 2023	7 July 2023		-	-	-	Y	-	D
DA23918	23 June 2023	10 July 2023		Y	-	-	-	-	P
DA23960	23 June 2023	13 July 2023		Y	Y	-	-	-	Y
DA23949	4 July 2023	13 July 2023		Y	Y	-	-	-	Y
DA23946	4 July 2023	17 July 2023		Y	Y	-	-	-	Y
DA23947	4 July 2023	17 July 2023		Y	Y	-	-	-	Y
DA23955	4 July 2023	17 July 2023		Y	-	-	Y	-	Y
DA23707	11 July 2023	17 July 2023		Y	-	-	Amended Y	-	Y
DA23968	10 May 2023	17 July 2023		Y	Y	-	-	-	Y
DA23963	7 July 2023	17 July 2023		Y	-	-	Y	-	Y
DA23959	6 July 2023	17 July 2023		Y	-	-	Y	-	Y
DA23929	24 June 2023	18 July 2023		Y	-	-	Y	-	Y
DA23653	20 April 2023	24 July 2023		Y	-	-	Y	-	Y
DA24002	24 July 2023	26 July 2023		Y	-	-	Y	-	Y
DA23991	20 July 2023	26 July 2023		Y	Y	-	-	-	Y
DA23979	14 July 2023	31 July 2023		-	-	-	Y	-	D
DA23984	17 July 2023	31 July 2023		-	-	-	Y	-	D
DA23843 Amended	17 July 2023	27 July 2023		Y	-	-	-	-	P
Total Number of Approvals:									23
Average Days to Approve:									-

Appendix 4 - Environmental Services

Regulatory Services	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	April	May	June	22-23
Dog Attack on a Person	0	1	1	1	1	5	4	1	2	1	1	0	18
Dog attack on Another Animal	3	0	2	1	2	7	3	3	0	1	2	2	26
Barking Dogs	6	9	8	4	9	7	11	5	5	10	13	13	100
Animal Issues - Miscellaneous	13	7	9	3	4	17	9	27	0	4	3	2	98
Dogs Wandering at Large	10	16	8	11	5	7	5	4	12	7	8	12	105
Livestock Wandering at Large	7	10	3	4	11	10	7	9	13	5	7	9	95
After Hours Emergency call out Dogs	1	0	1	2	0	0	0	0	0	1	1	1	7
After Hours Emergency call Out Stock	1	5	3	2	2	2	3	2	6	1	7	10	44
Request for Animal Traps	3	4	7	7	8	4	5	3	4	2	6	9	62
Request to Impound Animals	8	10	14	19	13	10	9	5	14	10	26	24	162
Abandoned Motor Vehicle	4	3	2	3	3	6	3	5	3	1	4	1	38
Illegal Camping	0	1	0	1	3	5	10	7	3	3	2	5	40
Visual Pollution	0	0	2	2	1	5	0	0	0	2	1	4	17
Local Law Investigations – other local law issues	0	2	3	1	2	2	4	4	5	1	2	1	27
Overgrown Allotments	5	2	4	16	14	13	14	13	12	19	8	3	123
Restricted activity – Selling Vehicles	0	0	0	0	0	0	1	0	0	0	0	0	1
Unlawful Materials on Footpath	1	1	3	1	0	0	1	1	0	2	1	0	11
Litter and Illegal Dumping of Rubbish less than 200 litres	9	1	7	3	2	8	3	2	2	1	4	0	42
Total Regulatory Services CSR's	71	72	77	81	80	108	92	91	81	71	96	96	1016

Pest Management	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	April	May	June	22-23
Pest Plants - Council Land	3	3	5	0	2	1	5	1	1	1	1	1	24
Pest Plants - Private Land	16	45	34	14	10	5	7	8	8	2	5	4	158
Pest Plants - Road Reserves	0	3	4	0	2	0	2	1	3	3	1	0	19
Pest Animals - General Enquires	4	12	11	9	10	2	5	11	14	6	13	6	103
Total Pest Management CSR's	23	63	54	23	24	8	19	21	26	12	20	11	304

Environmental Health	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	April	May	June	22-23
General Environmental Complaints	1	3	1	3	1	1	3	3	0	3	2	3	24
Food Premises Complaints	0	1	0	1	2	1	0	0	1	1	0	3	10
Miscellaneous Health Issues	1	4	2	2	1	1	4	3	0	0	3	1	22
Mosquito Complaints	0	0	0	0	0	0	0	0	0	0	0	0	0
Environmental Issues - Dust Nuisance	0	0	0	0	0	0	0	3	0	0	1	1	5
Environmental Issues - Light Nuisance	0	0	0	0	0	0	0	0	0	0	0	0	0
Environmental Issues - Noise Nuisance	1	2	0	1	1	3	2	2	3	4	2	4	25
Environmental Issues - Odour Nuisance	0	0	3	1	3	0	0	2	2	1	4	1	17
Environmental Issues - Smoke Nuisance	0	3	1	0	1	0	0	2	1	0	2	1	12
Environmental Issues - Water Pollution	0	0	1	1	2	0	0	0	0	0	0	1	5
Local Laws - Illegal Vending	0	0	0	0	0	0	0	0	0	0	0	0	0
Local Laws - Obstruction of Footpath by a Business	0	1	0	0	0	0	0	0	0	0	0	0	0
Illegal Dumping - over 200L	4	4	3	5	4	4	4	2	3	2	6	4	45
Illegal Dumping - Asbestos	0	0	0	0	0	0	0	0	0	0	1	0	1
Illegal Dumping – one of items – non-investigation	6	1	5	3	1	8	3	0	7	1	4	2	41
Illegal Dumping - Tyres	3	0	1	0	0	0	1	0	1	0	0	2	8
Total Environmental Health CSR's	16	18	17	17	16	18	18	17	18	95	25	23	215

Total all Environmental Services CSR's	110	153	148	121	120	134	129	129	125	95	141	130	1535
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Dog Registration	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	April	May	June	22-23
Dogs Registered	5676	5217	5178	5145	5077	5066	5040	5782	5756	5742	5665	5507	5507
Unpaid Notices	0	0	0	0	0	0	0	0	0	0	0	0	0
Infringement Notice Issued	12	5	15	5	3	0	7	6	5	6	4	6	74
Registration Compliance activities	3	50	1	1	3	0	4	0	0	0	0	0	62

Animal Pound Operations	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	April	May	June	22-23
Dogs	7	6	10	13	3	3	15	1	7	11	16	12	104
Cats	2	7	13	13	22	9	5	1	8	3	17	6	106
Stock	0	0	13	0	1	0	0	0	1	1	0	0	26

Inspections and Approvals	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	April	May	June	22-23
Food Business Inspections	1	9	6	13	12	5	6	6	7	2	29	35	127
Food Business Re-inspections	0	0	0	0	0	1	0	0	2	0	2	0	5
Kennel Inspections	1	0	0	0	0	0	0	0	4	21	21	1	47
Poultry Farm Inspections	1	0	0	0	3	5	0	0	0	0	2	8	19
Local Law - Prescribed Activity Approvals	2	3	3	5	2	0	0	8	3	4	4	3	33

FINANCE

SOMERSET REGIONAL COUNCIL - Officer's Report

To: Andrew Johnson, Chief Executive Officer
From: Geoffrey Smith, Director Finance
Director: Geoffrey Smith, Director Finance
Date: 14 August 2023
Subject: Action under section 130 of the Local Government Regulation 2012
File Ref: Rates and government valuations – rate payments – FY2024
Action Officer: DFIN

Background/Summary

It is recommended that Council use section 130 of the Local Government Regulation 2012 to potentially save administrative costs in respect of rate payments received on 4 and 5 October 2023. The due date showing on rate notices that issue on 22 August 2023 will be 3 October 2023.

The regulation says:

130(7) The local government may, by resolution, change the discount period to end on a later day (the new discount day).

130(8) However, if the discount period is changed under subsection (7), the local government must also, by resolution, change the due date for payment to a later day that is no earlier than the new discount day.

Attachments

Nil

Recommendation

THAT Council, under subsections 130 (7) and (8) of the Local Government Regulation 2012, change the discount date and the due date for payment for the current rating period to 5 October 2023.

SOMERSET REGIONAL COUNCIL - Officer's Report

To: Andrew Johnson, Chief Executive Officer
From: Geoffrey Smith, Director Finance
Director: Geoffrey Smith, Director Finance
Date: 14 August 2023
Subject: Thriving Suburbs Program/ Growing Regions Program
File Ref: Thriving Suburbs Program
Action Officer: DFIN

Background/Summary

Council wrote to the Minister for Infrastructure, Transport, Regional Development and Local Government and the Minister for Regional Development, Local Government and Territories objecting to the exclusion of Somerset Regional Council from the Australian Government's \$600 million Growing Regions Program on 12 June 2023. A response was received on 1 August 2023 and is attached.

While the response confirms that the relevant Department has changed the guidelines to the Growing Regions Program in response to Council's submission, the revised guidelines still do not allow Somerset Regional Council (and other regional Australian councils near capital cities) to apply for funding under the Growing Regions Program.

Council officers have been liaising with representatives of the Department of Infrastructure, Transport, Regional Development and Local Government about the draft guidelines for an alternative funding option called the Thriving Suburbs Program (\$200 million total funding) and it is proposed that the projects identified in relation to Growing Regions Program of Toogoolawah Gateway Centre, Toogoolawah Pool Upgrade and Kilcoy Indoor Sports Centre upgrade stage 1 be included in Thriving Suburbs Program applications. Endorsement is sought for Council's submissions about the Thriving Suburbs Program draft guidelines.

Attachments

Letter from the Chief of Staff of the Minister for Infrastructure, Transport, Regional Development and Local Government, the Hon Catherine King MP of 1 August 2023

Recommendation

THAT Council endorse Council's submissions about the Thriving Suburbs Program draft guidelines with the following objectives:

- Requesting that the maximum funding available for a single project under Thriving Suburbs be limited to \$5 million compared to \$15 million available under Growing Regions Program to ensure better opportunity for rural councils near capital cities versus urban councils given the relatively lower total funding available under Thriving Suburbs.
- Requesting that selection criteria for Thriving Suburbs Program be similar to those of Growing Regions Program to ensure better opportunity for rural councils near capital cities versus urban councils under what is nominally an urban funding program
- Requesting that no more than 50% project Federal funding be available for any applicant (other than First Nations applicants) under the Thriving Suburbs Program given the limited amount of total funding available
- Requesting a review of the geographic limits of the Growing Regions Program for future rounds of that program to address issues such as why Gold Coast City (population 732,000) has been identified as an eligible regional area while Somerset Region (population 26,000) is apparently part of the Brisbane metropolitan region.



Office of the Hon Catherine King MP

**Minister for Infrastructure, Transport, Regional Development and Local Government
Member for Ballarat**

Ref: MC23-063530

Mr Andrew Johnson
Chief Executive Officer
Somerset Regional Council
PO Box 117
ESK QLD 4312

via: mail@somerset.qld.gov.au

Dear Mr Somerset,

Thank you for your letter of 12 June 2023 to the Hon Catherine King MP, Minister for Infrastructure, Transport, Regional Development and Local Government and the Hon Kristy McBain MP, Minister for Regional Development, Local Government and Territories regarding the geographic eligibility criteria for the Growing Regions Program. The Ministers have asked me to respond on their behalf.

Given the location of the Toogoolawah Gateway Centre project, it will not be eligible for the Growing Regions Program. However, you may wish to consider applying for funding under the new Thriving Suburbs Program, which was announced as part of the May 2023-24 Federal Budget and will cover communities within the Greater Capital City Statistical Areas (GCCSAs) such as Toogoolawah.

Through the Growing Regions and Thriving Suburbs programs, the Government is giving nationwide access to community infrastructure grants that will deliver merit based, locally driven and priority projects to Australian communities.

I am also pleased to advise section 5.2.1 of the Growing Regions Program guidelines has been revised with references to 'Statistical Area Level 4' removed and replaced with the correct wording 'Greater Capital City Statistical Area'. The revised guidelines have been published on the Department of Infrastructure, Transport, Regional Development, Communication and the Arts (my departments) website and the Business Grants Hub and GrantConnect websites.

I encourage you to monitor the department's website for further information about the Thriving Suburbs Program as it becomes available at www.infrastructure.gov.au.

You may also like to visit the GrantConnect website at www.grants.gov.au for information on other open grant opportunities.

Thank you for bringing the Somerset Regional Council's concerns to the Ministers' attention.

Yours sincerely,


Joseph Solomon
Chief of Staff

1 / 8 / 2023

cc Office of the Hon Kristy McBain MP, Minister for Regional Development, Local Government and Territories.
The Hon Shayne Neumann MP, Federal Member for Blair

SOMERSET REGIONAL COUNCIL - Officer's Report

To: Andrew Johnson, Chief Executive Officer
From: Geoffrey Smith, Director Finance
Director: Geoffrey Smith, Director Finance
Date: 8 August 2023
Subject: Lease on lot 154 CSH2118
File Ref: Council properties
Action Officer: DFIN

Background/Summary

Coominya refuse and recycling centre is located on lot 154 CSH2118. This is a Council reserve.

Council has contracted with Kaine Diverse Group Pty Ltd from 1 July 2022 until 30 June 2025 to operate Coominya refuse and recycling centre under the terms of tendered contract 1244.

Kaine Diverse Group Pty Ltd separately leased part of lot 154 CSH2118 under a trustee lease effective from 8 December 2016 which terminated on 8 December 2021.

Logically, it is not possible for an entity other than Kaine Diverse Group Pty Ltd to occupy the site until 30 June 2025 given contract 1244 however Kaine Diverse Group Pty Ltd cannot occupy the land without a trustee lease.

Local Government Regulation s236 (1) (c) (iii) allows for the "disposal of an interest in land ... for the purpose of renewing the lease of land to the existing tenant of the land".

Attachments

Nil

Recommendation

THAT the Chief Executive Officer be authorised to offer a renewed lease over the part of lot 154 CSH3118 described in the lease commencing 8 December 2016 on the same terms and conditions as that lease but with a termination date of 30 June 2025 and further that Council resolve that this represents the renewal of the lease consistent with Local Government Regulation s236 (1) (c) (iii).

SOMERSET REGIONAL COUNCIL – Officer’s Report

To: Andrew Johnson – Chief Executive Officer
From: Matthew McGoldrick – Director Corporate and Community Services
Director: Matthew McGoldrick – Director Corporate and Community Services
Date: 23 August 2023
Subject: Fencing of southern Boundary of Lot 2 SP17270
File Ref: SRC - Council Properties - Operation and Maintenance
Action Officer: DCORP

Background/Summary

At the Ordinary Council Meeting on 11 August 2021 the following decision was made:

- 1. THAT Council proceed with the best value for money quotation for the replacement of boundary fencing at properties Lot 2 SP17270 (Mount Beppo) and Lot 94 CC3388 (Reinbotts Road).*
- 2. THAT Council fund the replacement of the boundary fences at Lot 2 SP17270 and Lot 94 CC3388 and that applicable sections of the fence be replaced on a cost sharing basis with adjoining owners.”*

While the fencing matters associated with Lot 94 CC3388 (Reinbotts) have been resolved, the fencing of the southern boundary Lot 2 SP17270 (Mount Beppo) was not completed due to an agreement with the adjoining owner not being achieved. At that time, Council was not able to reach agreement as to the supplier, who provided the best value for money quotation for the fencing. Concern was also raised regarding surveying the boundary fence.

With the passage of time, Council Officers have now recalled quotations from suppliers, and increased the scope to include a boundary identification survey.

Three quotations have been received, with the best value-for-money offer at \$23,490 including GST.

With updated quotations and to move forward with the original intent from the decision on 11 August, Council may wish to consider authorising the Chief Executive Officer to seek an agreement with the neighbour regarding the survey and fencing costs and seek a co-contribution towards the cost of the fencing and survey, based on Council funding 50% contribution towards the best value for money offer.

Attachments

Confidential Attachment – Summary of Quotations received.

Recommendation

THAT Council authorise the Chief Executive Officer to seek an agreement with the neighbour of Lot 2 SP17270 regarding the survey and fencing costs and seek a co-contribution towards the cost of the fencing and survey, based on Council funding 50% contribution towards the best value for money offer.

CORPORATE AND COMMUNITY SERVICES





SOMERSET REGIONAL COUNCIL - Officer's Report

To: Andrew Johnson, Chief Executive Officer
 From: Daniel Rowe, Community and Tourism Manager
 Director: Matthew McGoldrick, Director Corporate and Community Services
 Date: 15 August 2023
 Subject: Tourism and Promotions Report – July 2023
 File Ref: Tourism – Promotions
 Action Officer: CTM













Background/Summary


The following is the July 2023 summary of activities for Somerset Visitor Information Centres and the Tourism team members.

Visitor Statistics

	Somerset	Brisbane	Other SEQ	Rest of state	Interstate	International	Total
 Esk VIC	86	73	74	012	93	3	341
 Fernvale VIC	116	191	89	31	65	4	498
 Kilcoy VIC	235	121	208	73	309	35	981
 The Condensery	197	57	104	10	34	1	403

Motivators

	First	Second	Third
Esk	 Glen Rock Gallery	 Maps and Directions	 Brisbane Valley Rail Trail
Fernvale	 Maps and Directions	 Brisbane Valley Rail Trail	 Caravanning and Camping
Kilcoy	 Maps and Directions	 Outdoor Activities	 Caravanning and Camping
The Condensery	 The Condensery exhibitions	 The Condensery Building	 Culture and Heritage

Active Volunteers 	
Esk	10
Fernvale	21
Kilcoy	8
TOTAL	37

Digital Media

Facebook



3,946
(+47)
Reach 112,428
(+22%)

Instagram



1650 (+34)
Reach: 1,575
(-43%)

Website



Page Views: 7690
Visitors: 4004 new, 614 returning
Peak Time: Sunday, 9 July
Most Popular Pages: Take the Road Less Travelled – campaign, Landing, Events
Device Type: 68% Mobile, 22% Desktop, 10% Tablet

Glen Rock Art Gallery (Esk Visitor Information Centre)

The July exhibition at Glen Rock Gallery represents six different artists utilising numerous mediums including bitumen, oil, acrylic, pottery and metal work. All artists are a part of the Coal Creek Pottery community and are inspired by the colours and countryside of the Coal Creek area.

Visitor Information Centre Volunteer Famil

A volunteer famil took place on Thursday, 22 June and focused on the Esk and Toogoolawah areas. 25 volunteers attended a range of tourism operators including The Condensery, Hav'a'chat Café, Skydive Ramblers, the Esk Caravan Park, the Esk Grand Hotel, Brisbane Valley Roasters and the Glen Rock Gallery.

Trade Shows

A stand has been secured for the Moreton Bay Expo in February 2024. Operators will be invited to attend once more details have been finalised.

Regional Tourism Organisation

The Agritourism workshop was held in Esk on Thursday, 20 July with Southern Queensland Country Tourism. Fifteen agricultural businesses the full day event to learn how more about the tourism industry in Somerset and Southern Queensland Country and diversify their agricultural businesses.

Planning is underway for a Tourism Industry Resilience & Business Continuity Planning workshop to be held in Esk at the end of August with Southern Queensland Country Tourism.

Tourism Operator Development

The Best of Brisbane Region Experiences Support Program and Transformational Experiences Mentoring Program started on Tuesday, 11 July with all participants attending sessions at the Kilcoy Visitor Information Centre. Both groups of mentees attended a networking lunch as a way of meeting new Somerset businesses and developing relationships to collaborate within the region.

Regional Event Support and Development 2023-2024

Officers are actively working with event organisers to encourage and support the development of new and existing regional events in 2023-2024, including:

- Agritourism events
- Sporting events
- Adventure race events

Council and Experience Somerset have agreed to sponsor and provide event support to the following regional events:

- Queensland Cross Country Championships 2023, hosted by Queensland Athletics
- Legends of Beef 2024, hosted by Brisbane Valley Farm Direct
- BVRT Festival of Cycling 2023, hosted by Brisbane Valley Rail Trail Users Association

Marketing Implementation Plan

Officers are actioning the Experience Somerset Marketing Plan and associated documents, and aim to complete 50 per cent of these items by 30 June 2024.

Marketing Campaigns

Officers have run the following marketing campaigns this month:

<i>Campaign</i>	<i>Results</i>
Winter – Take the Road Less Travelled V1 Dates active: 4-31 July 2023 Targeted to: SEQ audiences aged 30-65+ Objective: Visits to campaign landing page Additional Marketing: -EDM sent to visitor database (currently 2296 contacts)	Landing page views: 2,414 Reach: 92,401 Impressions: 229,982
Winter – Take the Road Less Travelled V2 Dates active: 4-31 July 2023 (stopped on Targeted to: SEQ audiences aged 30-65+ (no interests specified) Objective: Visits to campaign landing page	Landing page views: 295 Reach: 23,608 Impressions: 33,638
The above campaigns were run simultaneously with Southern Queensland Country Tourism's winter campaign, "Country is Calling". Somerset content was featured across a four week period. Results will be available in the coming months	

Tourism and Marketing Activities

- Promotions Officer working on submission for LGAQ Time to Shine Competition.
- Promotions Officer working with SQCT on a potential promotional initiative.
- Promotions Officer working on LGAQ Conference Presentation.

Twenty-seven boxes of the Experience Somerset Visitor Guide were distributed to 11 Visitor Information Centres and one tourism operator throughout July, along with 15 boxes sent to the Let's Go Caravanning and Camping Show for distribution on the Caravanning QLD and Southern Queensland Country stands in early June.

Attachments

Nil.

Recommendations

THAT Council receive the Tourism and Promotions Report for the month of July 2023 and that the contents be noted.

SOMERSET REGIONAL COUNCIL - Officer's Report

To: Andrew Johnson – Chief Executive Officer
From: Matthew McGoldrick – Director Corporate and Community Services
Director: Matthew McGoldrick – Director Corporate and Community Services
Date: 23 August 2023
Subject: Corporate and Community Services Monthly Report - July 2023
File Ref: SRC/Governance/Reporting
Action Officer: DCORP

Background/Summary

Details of the Corporate and Community Services report for the month of July 2023 are as follows:

Records

Recruitment is continuing for a Records Team Leader. The Records Team have performed admirably whilst short staffed.

Information and Communication Technology (ICT)

Software and infrastructure upgrades continue in line with budgetary considerations and operational requirements, and work continues implementing audit recommendations in line with target dates.

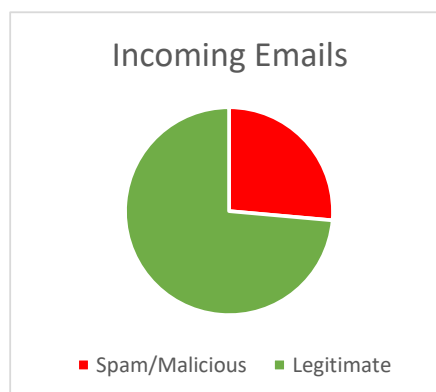
Enhancements to our cybersecurity defences and antivirus systems have been investigated and implemented, along with new vulnerability monitoring.

Upgrades to equipment and processes continue to be implemented across all sites to increase the capabilities of a distributed workforce, while returning improved functionality to a centralised building setup in Esk.

Cyber Security

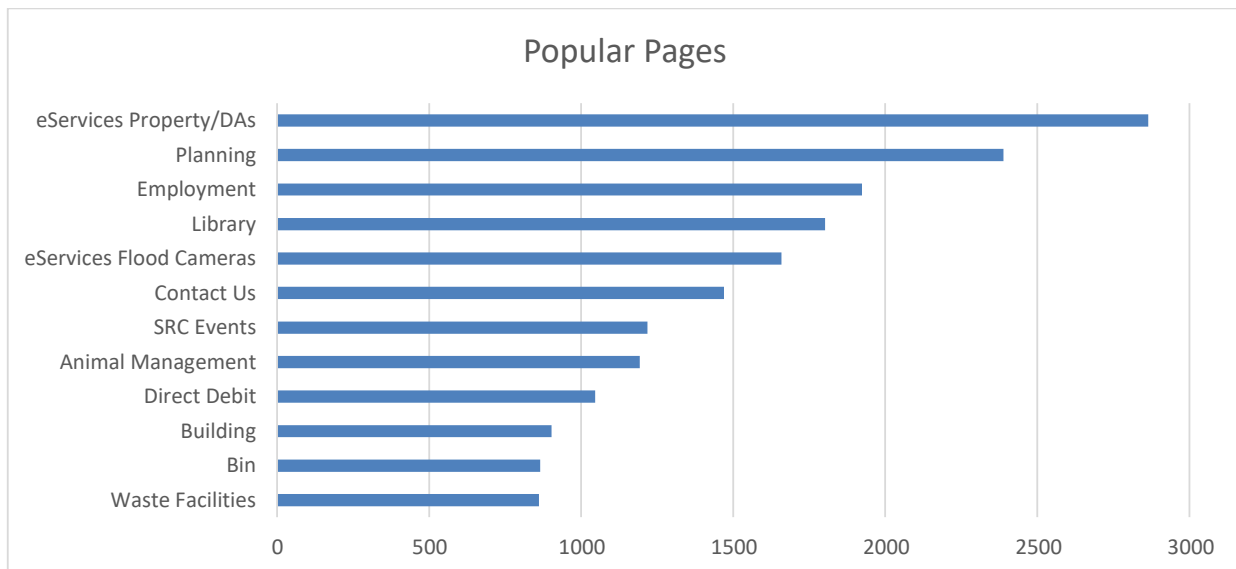
The number of incoming malicious emails remained steady with a slight decrease in total emails overall. Phishing emails continue to target Office365, file sharing services and videoconferencing utilities, with several incoming malicious emails received from compromised email accounts at vendors and other government entities including Councils.

Internet facing resources continue to be bombarded with targeted attacks, with the Australian Cyber Security Centre (ACSC) and Queensland Government Chief Information Officer (QGCIO) warnings of ongoing campaigns by foreign nations and organised hacker groups targeting Australian government and business networks enduring.



Websites

The primary corporate website (somerset.qld.gov.au) received 41,887 page views for the month, and eServices (eservices.somerset.qld.gov.au) received 18,088.



Governance and Business Improvement

Delegations from Chief Executive Officer to Employees

The power of delegation is an element of decision making by local governments. As both Council and the Chief Executive Officer have a vast breadth of responsibilities to be undertaken, the *Local Government Act 2009* facilitates the delegation of responsibilities from both Council to the Chief Executive Officer, and from the Chief Executive Officer to other employees. This enables a local government to exercise its responsibilities in the most efficient and effective manner. A decision made pursuant to a delegation has the same force and effect as one made by the person or body that granted the delegation.

The focus of the elected Council is on setting strategy and policy, which is then implemented by the Chief Executive Officer and Council employees. Once adopted, routine decision making can be exercised by an appropriately skilled person.

We are excited to share that significant progress has been made in developing a system for the efficient review and distribution of delegations from our CEO to relevant staff. This aligns with our team values of 'Empowered workforce,' 'Positive Interaction,' and 'Excellence.' The Information Services Team will soon be preparing options for delegating CEO powers further down the organisational structure. This presents a fantastic opportunity for us to review and improve our work systems and processes, empowering our workforce to make timely decisions and take appropriate actions.

This is a complex undertaking, and progress won't happen overnight. Completing this project successfully will require collaboration across the organisation. All staff have been encouraged to email any suggestions, impediments, or points of frustration encountered in their roles, along with possible solutions. This feedback will be treated confidentially and will help create an implementable action plan.

Annual Report

In accordance with the Local Government Regulation 2012, s190(1), the Chief Executive Officer is required to assess the local government's progress towards implementing the 5 year corporate plan and annual operational plan and include this assessment in Council's annual report. Contributions are being developed by various staff across the organisation for inclusion in the draft Annual Report for the 2022-2023 period.

Community Development

Preparations are underway for a host of community events to be held in the latter part of the year. The Teddy Bear's Picnic will be held in Esk during the September school holidays, the Kilcoy Wellbeing Festival in Mental Health Week in October and the Regional Seniors Event at the Civic Centre in late October to celebrate Senior's Month.

A new initiative, to be known as the "Hub @ the Hub" will commence at the Kilcoy Community Wellness Hub on the last Wednesday of each month from August. A variety of support services will be present at the one location from 10am to 2pm. Residents are encouraged to call in and learn more. A financial resilience officer also commenced outreach at the Kilcoy hub on a fortnightly basis and it is hoped that more people will take advantage of the help these professionals can offer, due to the cost of living increases. To help promote this service and the hub in general a "mobile bub" will be held in front of the Kilcoy IGA on 14 September to celebrate RUOK Day.

Community Recovery and Resilience

The Community Recovery and Resilience Officer (CRRO) was part of a consultation process to discuss the financial resilience and recovery services on offer to the community in the Somerset region. This was a scoping exercise conducted by the Community Services Industry Alliance to help inform future initiatives which may be planned for the region as part of the Disaster Recovery Funding Arrangements.

The CRRO was part of the district Disaster Management Interagency meeting where the Community Disaster Volunteer program was discussed. Also discussed was the idea of bringing a Community Recovery exercise into the region.

Healing Garden workshops this month were delivered to the Fernvale PCYC RUBY group which included women from diverse backgrounds who have lived experience of family violence. The group was very successful and many community resources and ideas were shared through the craft making. Disaster preparedness materials were also distributed and mindfulness strategies formed an integral part of the program.

The Community Recovery and Resilience Officer and Community Development Coordinator in collaboration with the Community Services Industry Alliance (CSIA) delivered a Business Continuity Planning Workshop for Disability support providers and community groups in the Somerset region. Fourteen representatives from Somerset organisations as well as Councillor Kylie Isidro, took part in the full day of planning and preparedness. The guest speakers included officers from QFES and Somerset Regional Council.

The CRRO also facilitated a workshop for young people with a focus on keeping an active mind for overall health. This was to cover the parts of the Wheel of Wellbeing activities as part of the Lowood Talkin it up Day. On the whole, 150 young people engaged in the activity which was intended to improve focus and learning.

Youth Engagement

Results from the youth engagement strategy survey from Kilcoy, Lowood and Toogoolawah high schools have been compiled and recorded. A similar survey has been added to the Somerset Regional Council website under "Have Your Say" and a brief for consultants to develop a strategy has been prepared. Consultation will take place with council officers, Councillors and support services before consultants are appointed.

The Youth and Community Development Officer attended the Talk'in It Up event at Lowood High School on the 14 July. 171 students and 26 teachers from West Moreton attended with students from Lowood and Toogoolawah participating. The annual event is designed to raise the importance of mental health amongst youth and how to manage mental health.

The annual Somerset Skateboarding and Scooter Championship was held at Fernvale Skatepark on 1 July. The Skateboarding Best Trick Jam took place across the day. Rumble Skateboarding and Free Style Scootering Association ran the event and provided prizes and giveaways for Junior Boys and Girls and Open Men's categories. Mayor Graeme Lehmann presented trophies and congratulated all participants. A free community barbecue, facilitated by Lowood Community Action Group was provided during lunch break.

Arts and Culture



Attendance at cultural events
7675



Council events
64



Partnerships
6



Grant Funded Projects
\$89,950.45

Events

Council led events

Mayoral Gala Charity Ball

- preparations are well underway for the upcoming Mayoral Ball.

Libraries



12551 physical items circulated



6805 Visitors



53 Event and activities



83 New Members

- Libraries welcomed three new volunteers to the team who are hard at work in the local history space.
- Winter school holiday events were received well, with attendance of 268 taking part in events around the region.
- Bulk loan outreach to aged care facilities around the region continues with staff visiting Aloka, Alkira, Glenwood facilities.
- Promotion of the new QR payment option available in all libraries.
- Local history digitisation project *Rails and Tall Tales* concludes. Funded via a State Library of Queensland grant the project engaged a contractor to assess Somerset Libraries local history collection, conduct a public digitisation and oral history workshop and publish oral histories associated with workers on the Brisbane Valley Railway Line.

Somerset Civic Centre



467 Visitors



25 Events

EVENTS



\$10 940 Ticket Sales



\$2,010.91 Revenue

- A quieter month for the start of the new financial year
- 25 events in total, including 14 workshops, seven council events/workshops, three private hire events and one community event.
- The Valley of the Lakes Gardening group hosted a floral art workshop
- Highest event attendance was for the Garden Club Meeting (100)
- Total of \$10,940 in ticket sales for the month.

The Condensery



403 VISITORS



11 Public and Educational Programs



6 Exhibitions presented and



"Feedback and Engagement
"Fantastic works about rural life. Evoked many fond memories."
"Terrific art."
"Brilliant!"
"Wonderful."

- In July, The Condensery exhibited *Things I want to say*, which closed on 16 July. Feedback was overwhelmingly positive:
 - "Beautiful, thank you!"
 - "Thank you. Very Interesting."
 - "Well-done. Lovely building, history and art."
 - "Thoroughly enjoyed."
- The final youth engagement for *Things I want to say* was held. This Art Party was well attended with over 90 visitors.
- The Condensery was closed from 17-22 July for exhibition change-over.
- *The Good*, an exhibition of work by Anna Louise Richardson toured by M&G NSW opened on 22 July. 69 people attended the opening event.
- Throughout the month, Makiko Ramsay and Jane Nicolson, local artists, have delivered workshops for *Healing Garden*. They worked with 7 schools/community groups with 248 participants.
- In development:
 - *Ex tenebris lux*, exhibition by Toogoolawah artist Naomi McKenzie
 - *Intimate Immensity*, exhibition by Ian Friend
 - *Littoralis*, exhibition in the Bomb Shelter by Anita Holtzclaw
 - *Healing Garden*, exhibition by Hiromi Tango and local artists
 - *Remnants | Impressions*, exhibition in the Bomb Shelter by Louis Lim
- Programs in development:
 - Artist-in-residence and mentorship with Kellie O'Dempsey
 - The Collage Collision, collage workshops by Kellie O'Dempsey
 - Performance Drawing by Kellie O'Dempsey
 - Storytime, a First 5 Forever creative playgroup
 - Additional Healing Garden workshops at The Condensery and SRC Libraries

Attachments

Nil

Recommendation

THAT Council receive the Corporate and Community Services monthly report for July 2023 and the contents be noted.

OPERATIONS

SOMERSET REGIONAL COUNCIL - Officer's Report

To: Andrew Johnson, Chief Executive Officer
From: Gary Love, Engineering Services Manager
Director: Craig Young, Director Operation
Date: 29 January 2021
Subject: Relocation of Kohn's Highway Sign on Cooeimbardi Road, Cooeimbardi
File Ref: Roads – maintenance - sign
Action Officer: ESM (Gary Love)

Background/Summary

Council Officers received a request for the replacement of the original and faded Kohn's Highway Sign on Cooeimbardi Road, Cooeimbardi.

This Kohn's Highway sign was installed for the opening of Cooeimbardi Road which was opened by Cr HC Kohn on 6 October 1961 and has since become a landmark in local history along this section of road.

Upon receiving this request Council Officers reviewed the current Manual of Uniform Traffic Control Devices (MUTCD) and Australian Standards and noted that the existing sign did not conform to current technical standards. Although it does not meet current standards Council Officers did not want to remove this sign given the local history, associated to it.

Council Officers have reviewed the opportunity to allow this sign to be viewed and visited by the local community and in doing so noted that its current location did not provide a safe area for the community to pull over and view. Two other areas along Cooeimbardi Road were considered for the relocation of the sign to allow for the safe pull over of vehicles for visitor to view the sign.

Proposed location number 1 is approximately 650m to the south of the existing sign location in a section of Cooeimbardi Road, adjacent to un-named road 3148. This area has a widened road reserve in which a pull off area could be constructed. This section of road is gravel and is located near existing culvert structure. Existing trees and vegetation would have to be removed for the purpose of the road widening pull over area.

Proposed location number 2 is approximately 3650m to the south of the existing sign location at the intersection of Cooeimbardi Road and Esk Kilcoy Road. This area already has a large pull off area, within the road reserve, due to the location of O'Sheas Crossing recreation area. This section of road is sealed and with the recreational area adjacent already has areas to pull over and park safely. No trees and vegetation would have to be removed for the purpose of providing a pull over area.

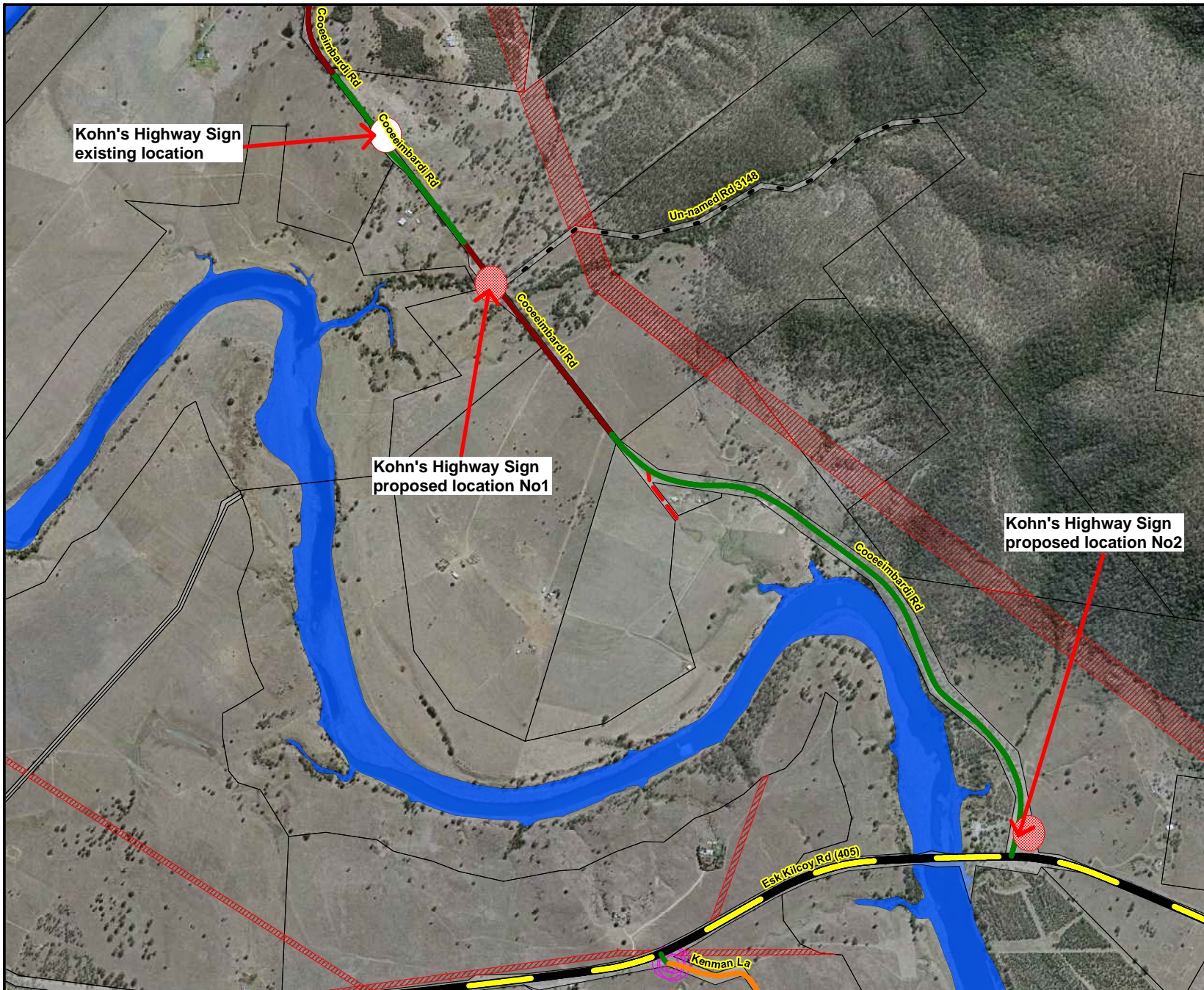
Both proposed locations would provide room to relocate the sign and provide a local history plaque. An advance tourist sign may be required to direct to the public to proposed location number 1 but this tourist sign may not be required for location number 2 given the proximity to the intersection of Esk Kilcoy Road and the recreation area.

Attachments

Attachment 1 - Kohns Highway Sign Relocation Plan.pdf
Attachment 2 - Kohns Highway Sign Location.pdf
Attachment 3 - Kohns Highway Sign.pdf

Recommendation

THAT Council approves the relocation of the Kohns Highway sign to proposed location near the intersection with Esk Kilcoy Road (location 2) and a tourist plaque be provided in this location.



Somerset
REGIONAL COUNCIL

PO Box 117
2 Redbank St
Esk QLD 4312
Ph.07-5424 4000
Fax.07-5424 4099

Email: mail@somerset.qld.gov.au
Web: www.somerset.qld.gov.au

Disclaimer

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Title

**Kohn's Highway Sign
Relocation Plan**



Date: 15/08/2023





SOMERSET REGIONAL COUNCIL - Officer's Report

To: Andrew Johnson, Chief Executive Officer
From: Debbie Chandler, Customer Service Administrator
Director: Craig Young, Director Operations
Date: 2 August 2023
Subject: Chemclear Collection – October-November 2023
File Ref: Waste management / campaigns / environmental
Action Officer: CSSA

Background/Summary

Notification has been received from drumMUSTER advising that the Queensland Chem Clear run will be happening in October and November this year. The deadline for registration is 31 August 2023.

This program allows residents to dispose of any unwanted or obsolete agvet chemicals in one easy collection. Group 1 chemicals are collected free of charge and Group 2 chemicals may incur a fee for the service.

Eligible group 1 chemicals are –
Eligible drumMUSTER products
With readable labels
Still in original containers
Not mixed with other products
Within 2 years of expiry or deregistration

Eligible group 2 chemicals are those that have expired and are not part of the drumMUSTER program.

To be part of this program to dispose of chemicals, residents must register their chemicals with Chemclear online, www.chemclear.org.au/register-your-chemical or telephoning 1800 008 182 by 31 August 2023. Due to the relatively short period to register Council Officers commenced promotion of this program upon receipt of the notification from drumMUSTER.

Attachments

Chemclear flyer

Recommendation

THAT Council endorse the actions of Officers in promoting the upcoming Chemclear collection on Council's facebook page and website.



Dispose of your unwanted or obsolete agvet chemicals in one easy collection.

Group 1 chemicals collected free of charge:

- eligible **drumMUSTER** products
- with readable labels
- still in original containers
- not mixed with other products
- within 2 years of expiry or deregistration



Group 2 chemicals are those that have expired and are not part of the **drumMUSTER** program. Group 2 chemicals may incur a fee for service.

** Limits apply to ag and vet chemical resellers.*

A QUEENSLAND **CHEMCLEAR** COLLECTION IS COMING!

QLD Collection
Oct-Nov 2023



Registrations close
31 August

Register your chemicals at ChemClear:

 chemclear.org.au/register-your-chemical

 **1800 008 182**



SOMERSET REGIONAL COUNCIL - Officer's Report

To: Andrew Johnson, Chief Executive Officer
From: Craig Young, Director Operations
Director: Craig Young, Director Operations
Date: 15 August 2023
Subject: Operations Report for July 2023
File Ref: Governance – Reporting – Officer Reports
Action Officer: CSSA (Debbie Chandler)

Background/Summary

Engineering Services Team (Gary Love)

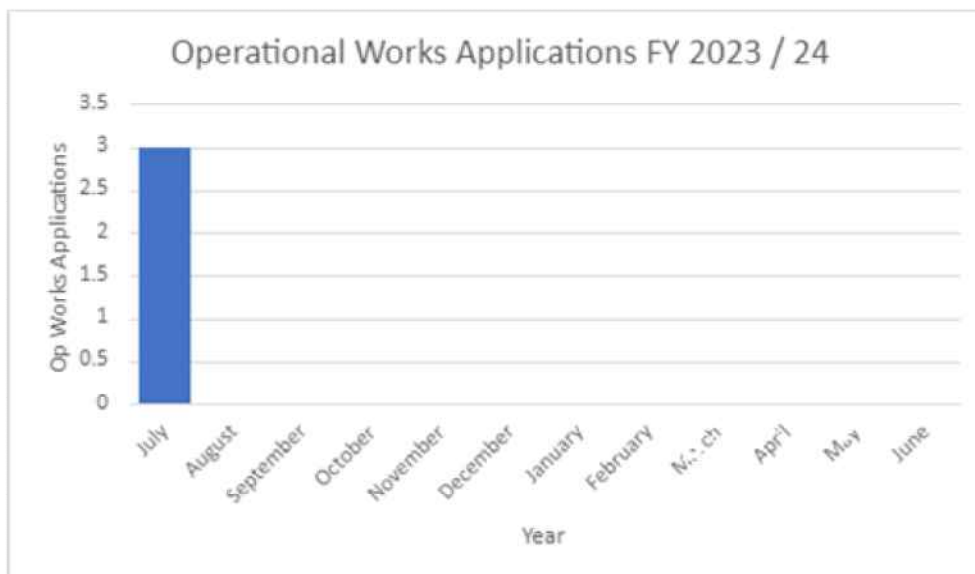
The Engineering Services Design Team continues design delivery for the 2023-2024 budget design program, with designs being readied for issue or finalised for the following Capital Works projects:

- East Street/Mary Street footpath, Esk
- Lowood State School footpaths, Lowood
- Gunyah Street, Toogoolawah
- Prenzlau Road, Prenzlau
- Ivory Creek Road, Toogoolawah
- King Street, Somerset Dam
- Schroeder Lane, Fernvale
- Pipeliner Park stormwater improvements, Esk

The team has continued to provide engineering support to the works department on several projects such as:

- Murrumba Road culverts
- Royston Street/Stanton Street, Kilcoy
- Esk Crow Nest Road Stage 2
- East Street/Mary Street footpath

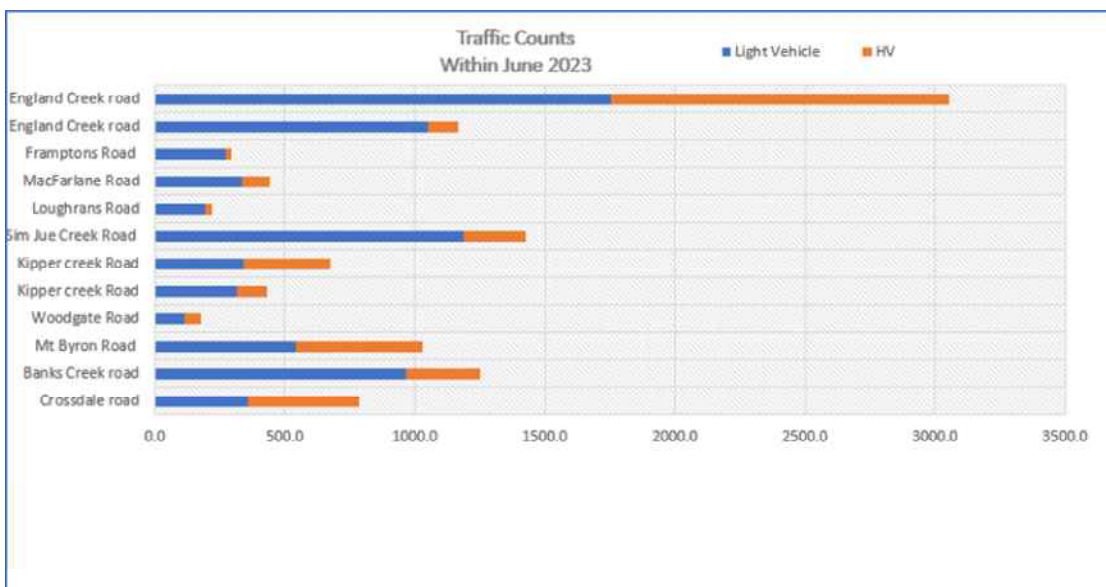
The Engineering Services Team provided engineering development advice to the planning department and assessment and applicant response to Operational Work applications. Last financial year saw 33 operational works applications which almost doubled the previous best number of 17 in financial years 2013/2014 and 2020/2021. July has started the 2023/2024 financial year in the continued trend with three new operational works applications being received:

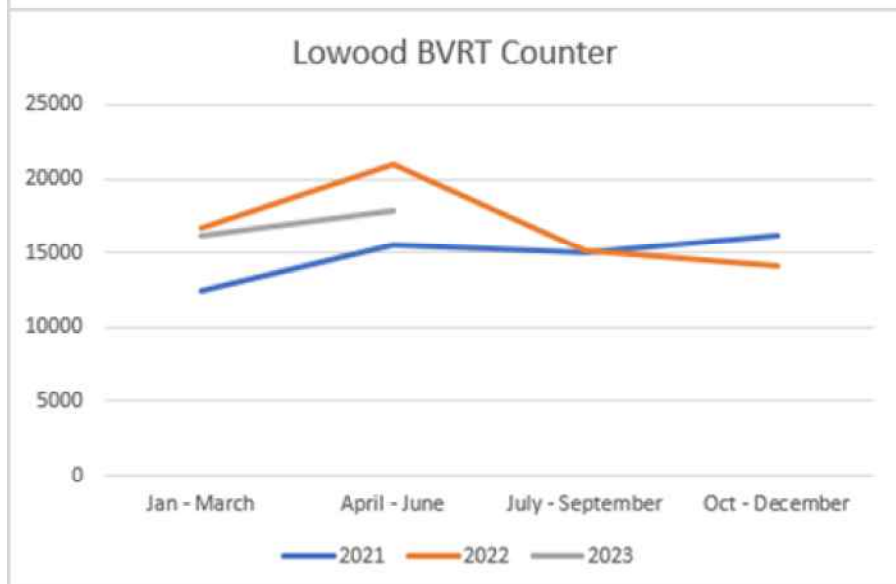
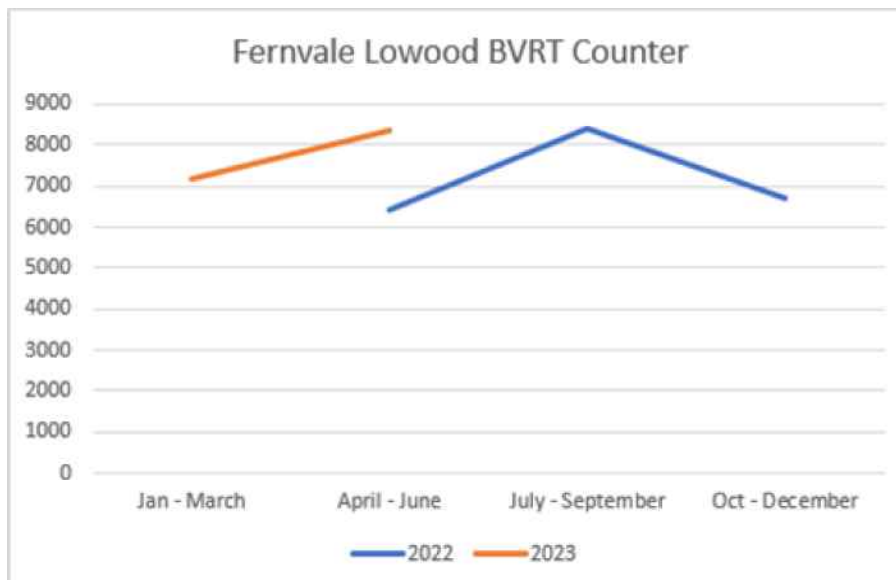
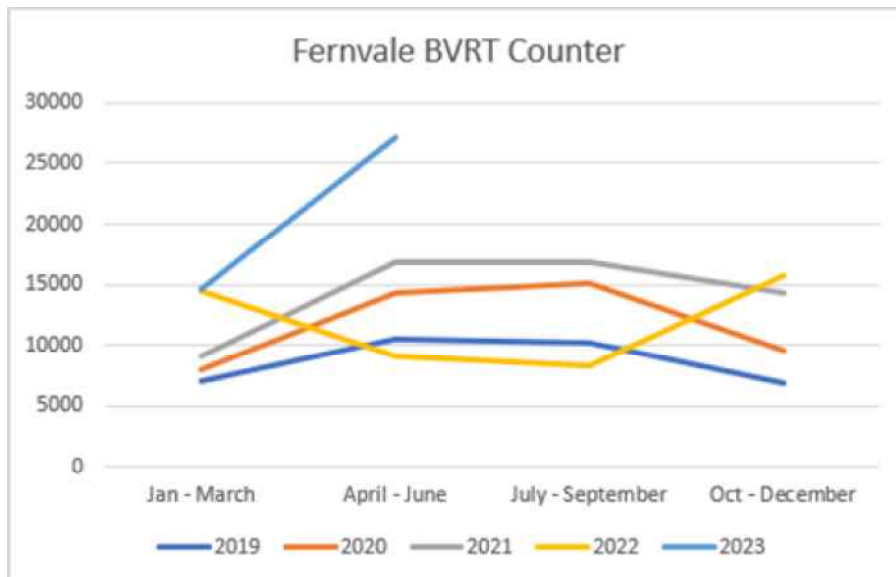


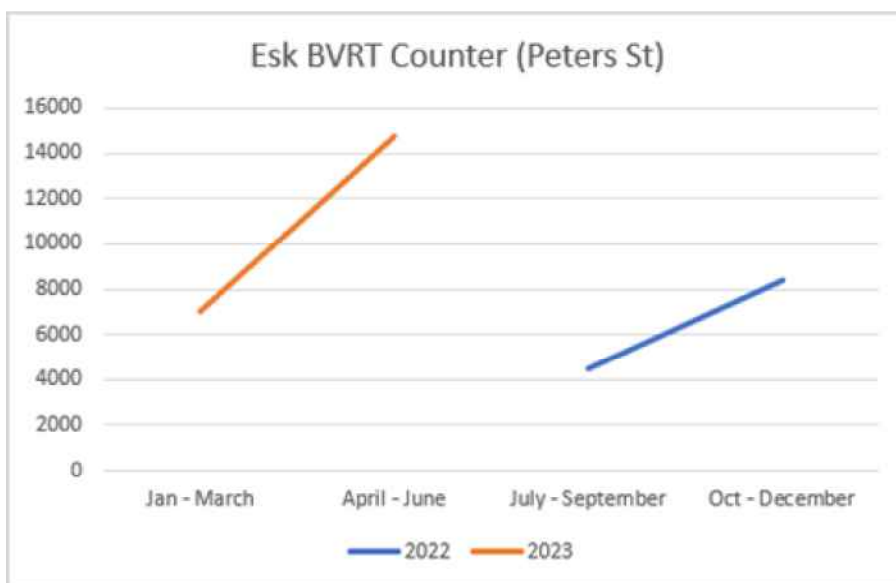
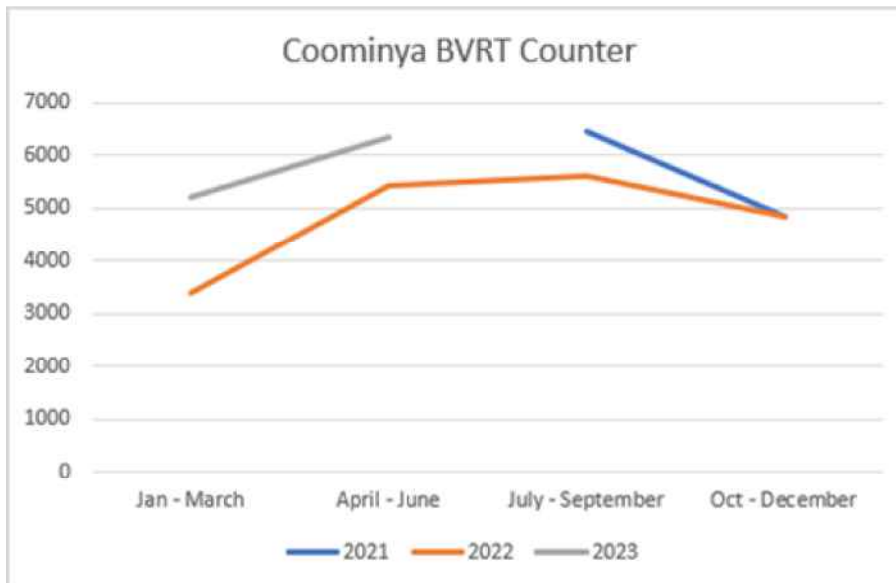
The Engineering Services Parks and Facilities Team continues to oversee operations in the parks and facilities areas, with new contracts being released for Town Stewards and Mowing in our regional towns, cemetery mowing and a new cleaning contract being awarded. The facilities team are reviewing the maintenance contracts for the air conditioning systems throughout all our facilities and are reviewing, isolating and testing suspected asbestos with an outcome to remove or protect.

The Engineering Services Team continue to set out traffic counters within the region, and provide continual assessment of Council infrastructure to ensure our information remains current within our asset and GIS systems, with all parks infrastructure captured and all floodways' along our local roads of regional significance (LRRS) network being assessed for appropriate signage requirements as well as overseeing works within road reserve applications, property access applications and heavy vehicle permits.

	Jul-23	Jul-22
Land Access Permit	8	40
Property Access Applications	24	28
National Heavy Vehicle Regulator Permits Processed	9	13







Works Team

Projects underway:

- Prospect and William Street, Lowood - stormwater installation – final stage on hold pending supply of concrete pipes.
- Esk Crows Nest Road, Eskdale - Stage 1 – 90% complete – awaiting final seal.
- Glamorganvale Road, Wanora – Road widening – 90% complete – awaiting final seal.
- Waverley and Sheppards Road, Lake Manchester – Two-coat bitumen seal - 90% complete – awaiting final seal.
- Murrumba Road culverts – replace existing corrugated structures with RCBC and RCB's
- Royston Street, Kilcoy, between Mary and Rose Streets – replace footpaths, kerb & channel sections – progressing well. Rehabilitation of pavement commenced.
- Stanton Street, Kilcoy – intersection works with Royston Street; kerb & channel.
- Kilcoy Landfill – rehabilitation of landfill.
- Urgent repairs to Hine Road Bridge. During a programmed structural inspection damage from the 2022 floods was noted and a 3 tonne load limit restriction was required to preserve the structure. Note SEQ Water have closed the Billies Bay and Hays Landing reserves until the repairs have been completed.

Ongoing projects:

- Mowing and slashing works on Council and DTMR
- Crews continue to complete CSR's
- Maintenance to flood affected roads continues throughout the region.
- General maintenance of Council's civil infrastructure

Workshop – Mechanical

- Completed repairs, services, and scheduled maintenance of Council fleet.
- During our routine quarterly trailer inspections tandem trailer 746 which is used by Parks and Gardens was found to have excessive rust in the floor supports and draw bar sub frame. The trailer was stripped and new sub frame, draw bar and floor fitted, the trailer is back in service.
- All six SES vehicles have had their six-monthly service.
- Half yearly service of Floating Plant Group 3 has commenced.

Workshop – Fabrication

- Welding bay has been carrying out various repairs to Council fleet as well as repairs to other various council assets around the region, such as handrail, park furniture, etc.
- Fab a standpipe frame for the spray crews at Kilcoy Depot which is part of the Kilcoy Depot upgrade.
- Cut and shape approximately 180 ligatures for Bridge Crew job.
- Cut approximately 200 pieces of railway iron 2.5 metres long for bollards around river crossing in the Southern end of the Shire.
- Carry out electrical test and tag on Council portable equipment.

Department of Transport and Main Roads (TMR) Works

Council is presently working on the following projects on behalf of TMR:

- Repairing potholes and sealing of patches and pavement repairs over the TMR network.
- Ongoing signage and guidepost repairs continue throughout the TMR network.

Flood Repair Works underway - carried out by Contractors

- Browns Contracting – Brightview Mt Tarampa region; Glamorgan Vale & Marburg region; Lowood & Minden regions; Mount Stanley Region; Harlin & Moore region.
- A & M Civil – Coominya region; Fernvale Region; Esk region.
- CPM Contractors – East Wivenhoe Region.

Flood Repair Works underway - carried out by SRC

- North Crew – Toogoolawah region

Other Works carried out by Contractors

- Ertech Contractors is continuing with the reconstruction of Lowood Minden Road between Litzows Road and Lukritz Road – approximately 60% complete.

Weather Outlook

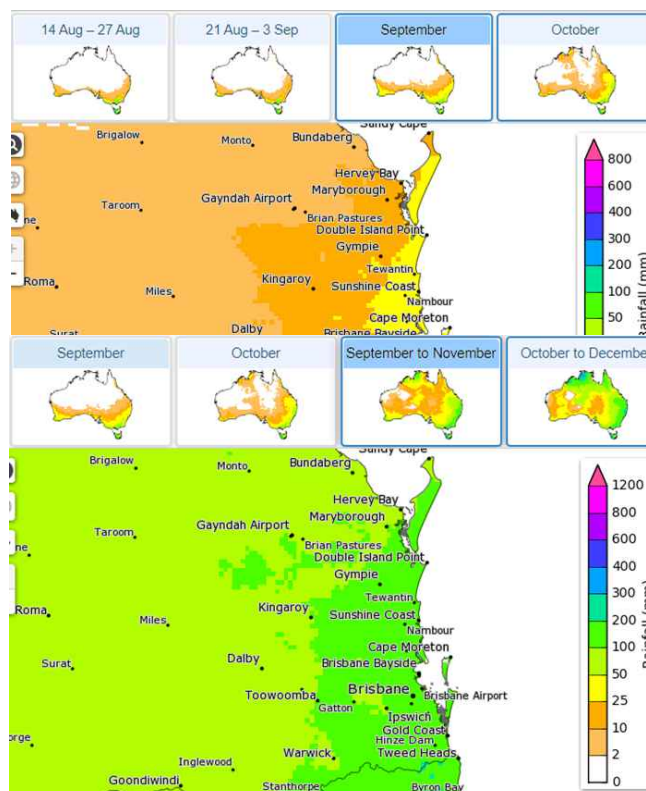
For September, below median rainfall is likely (60% to 80% chance) for much of eastern Australia.

For September to November, below median rainfall is likely (60% to greater than 80% chance) for most of Australia, which includes the Somerset region.

Bushfire will remain a risk for the Somerset region over the coming season due to drier conditions forecasted and an increase of fuel loads following the 2022 rain events. For September to November, above median maximum temperatures are very likely (greater than 80% chance) for almost all of Australia.

Outlook for September (these are the most likely totals – i.e. 75% chance)

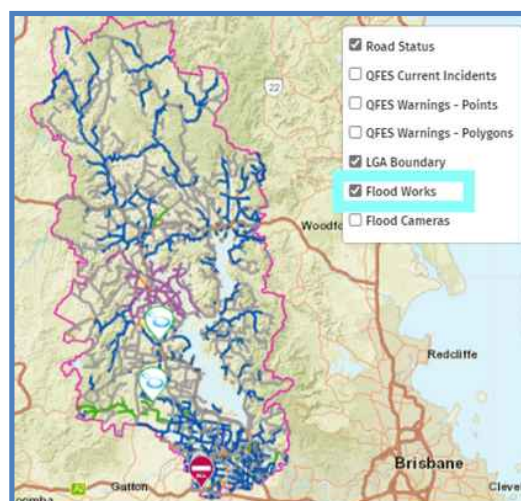
Outlook for September to November (these are the most likely totals – i.e. 75% chance)



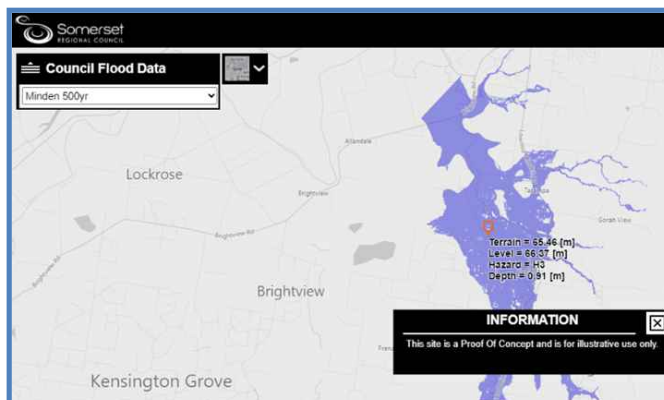
Disaster Management

The following activities were conducted in July 2023

- Map showing flood restoration approvals has been developed and will go live in August.
- Disaster Dashboard has been upgraded and will go live in August.
- Application submitted as part of the Emergency Response Fund (QRA) to repair the irrigation system at the Kilcoy District Rugby League fields that was damaged in the floods of 2022.
- Working with Allison Cuskelly, we are developing an all-hazards preparedness booklet that will be made available to new residents coming to the region. Copies will also be made available to existing residents, along with an option to download a copy from our website.
- Council is assisting QFES with its Bushfire Safety Campaign by promoting on our social media channels.
- Attended a series of information sessions and workshops for a proposed new Flood Forecasting and Warning System being investigated by the Bureau of Meteorology.
- Council helped facilitate a Business Continuity Planning workshop for those in the disability and vulnerable sectors at the Esk Civic Centre in July. The workshop was developed and run by the Community Services Industry Alliance (CSIA).

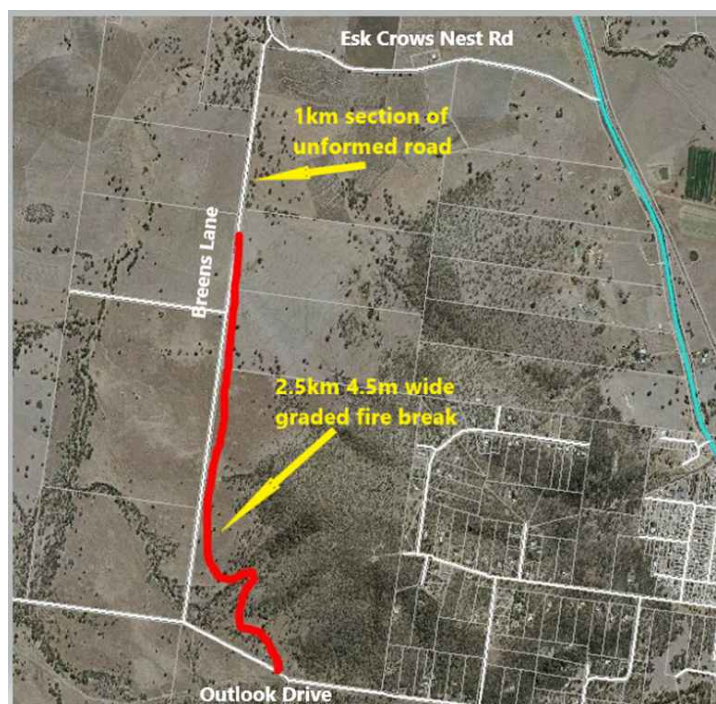


- Explored proof of concept to expand WaterRide/Flood Certificates system to provide additional information to staff and the community.
- EAP notices Lake Manchester
- Attended information sessions conducted by QRA on Queensland's flood warning infrastructure. These sessions were conducted to assist in providing funding opportunities in the future to install flood warning products throughout Queensland.
- Batteries for Council's flood warning sirens were upgraded to the more resilient and longer lasting lithium batteries.
- Meeting held between QPS, Ipswich City and Somerset Regional Council's to discuss Emergency Alerts and their use during disasters.
- Council's Local Disaster Coordination Centre (LDCC) has returned to Esk. During the recent roof repairs and refurbishment of the Esk administration building, Council's LDCC was in Fernvale.



Hazard Specific Preparedness - Bushfire

- At the request of the Biarra Rural Fire Brigade, Council has engaged contractors to maintain the firebreak originally installed along Breens Lane to assist in protecting the township of Esk in the event of a large uncontrolled bushfire. The original break was created in 2021.



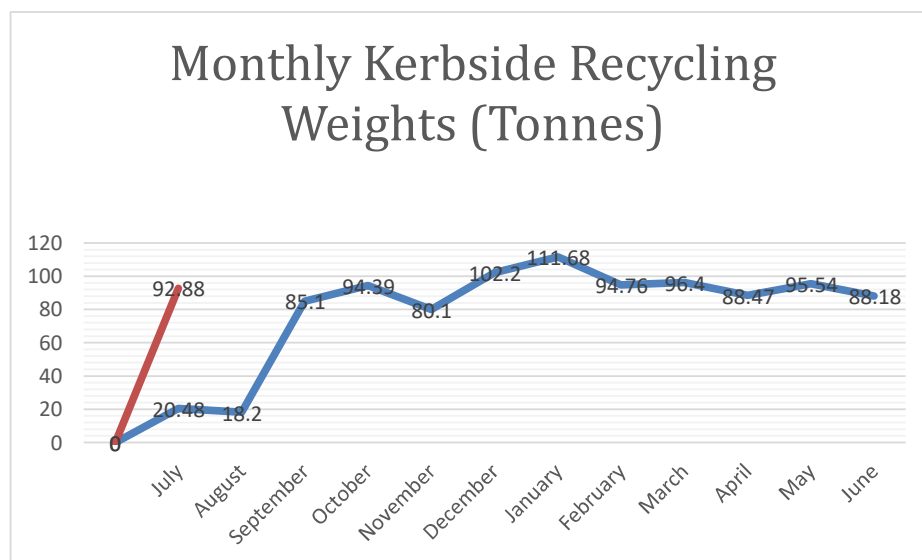
- Bushfire Risk Mitigation Plans have been received by the LDMG.
- Council is looking to work with QFES and HQ Plantations to perform hazard reduction in the township of Jimna over the next few months.
- A planned burn was conducted by SEQWater on an area around Lake Somerset on the 8 August, 2023. The SEQWater team consisted of 4 fire unit crews and 9 Fire Trained Central Region Ranger Staff.

Waste Management

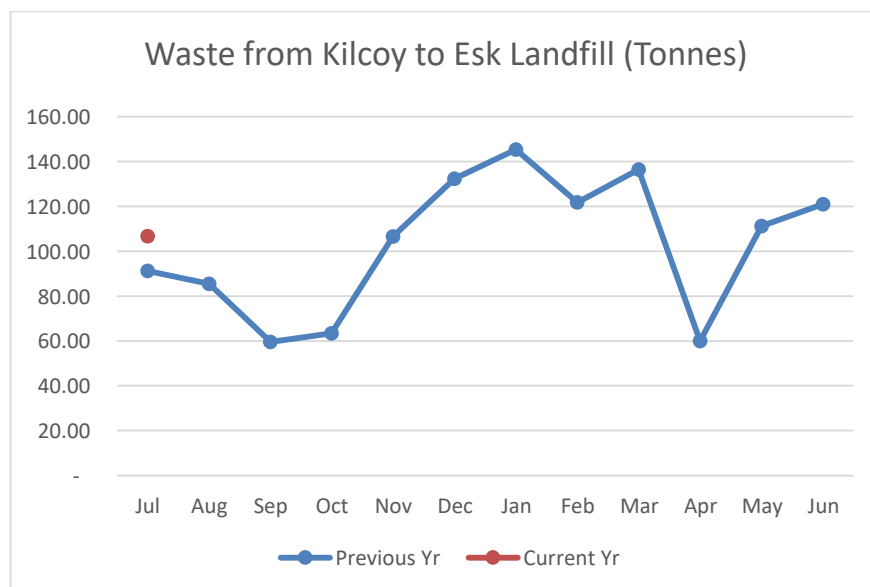
Kerbside Collection Contract – Ipswich Waste

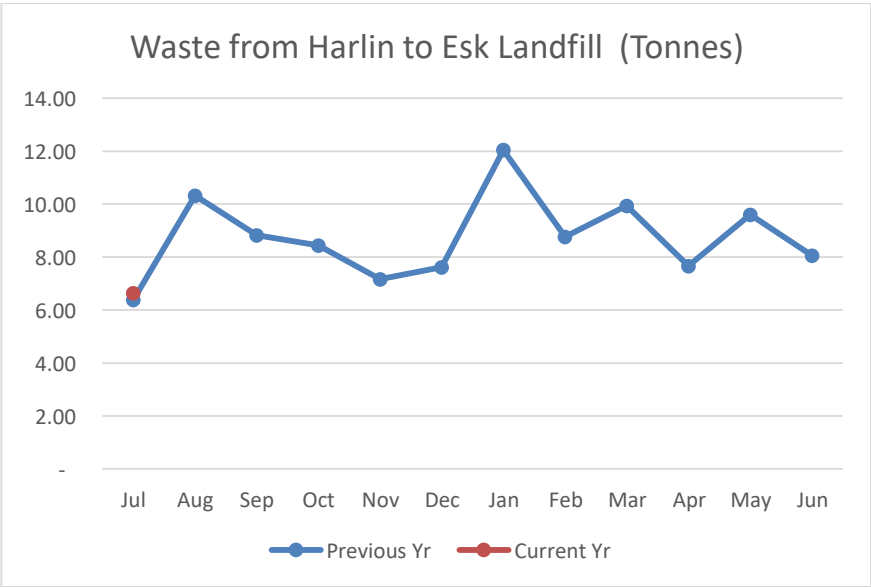
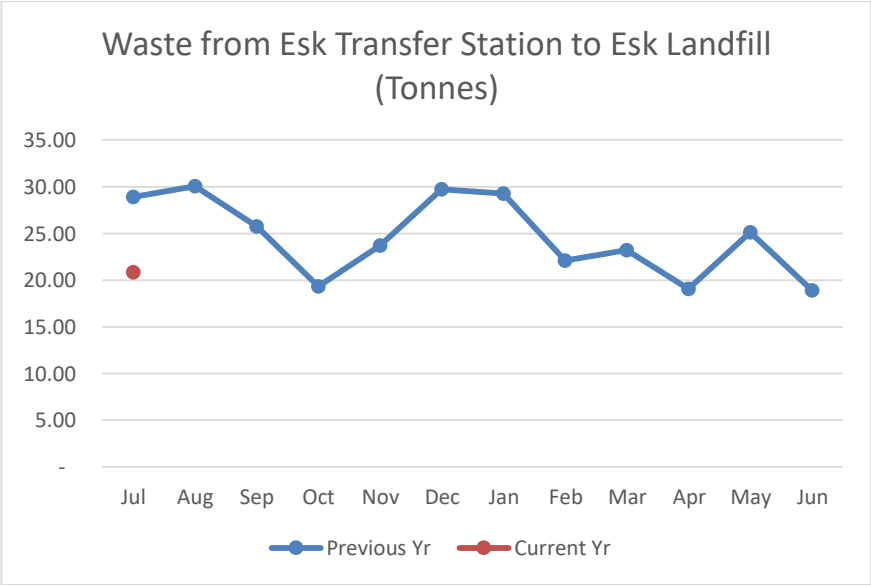
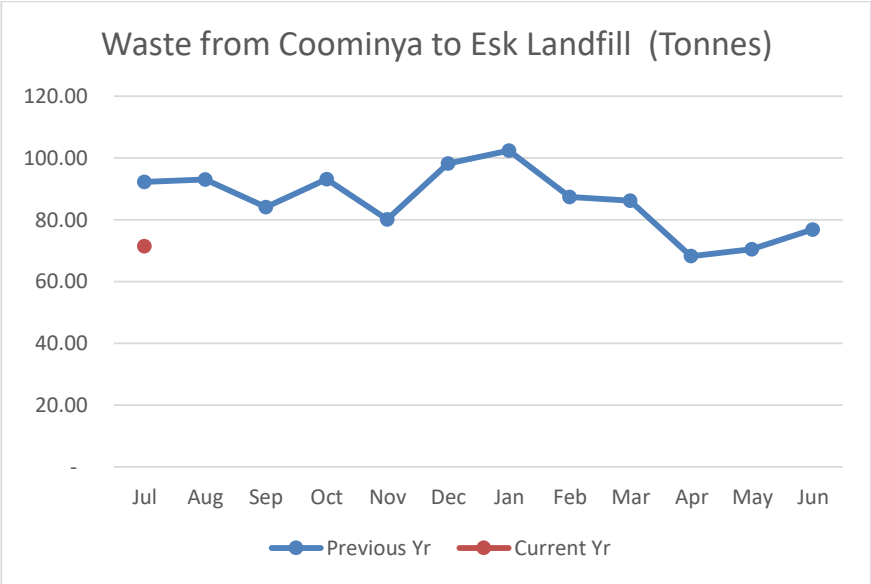
During the month of July 2023, there were 56,001 kerbside services performed –

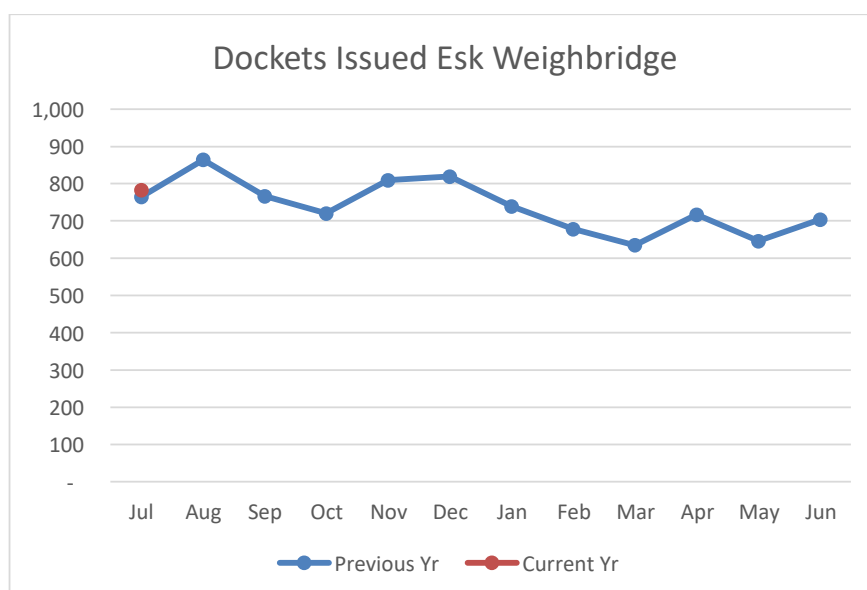
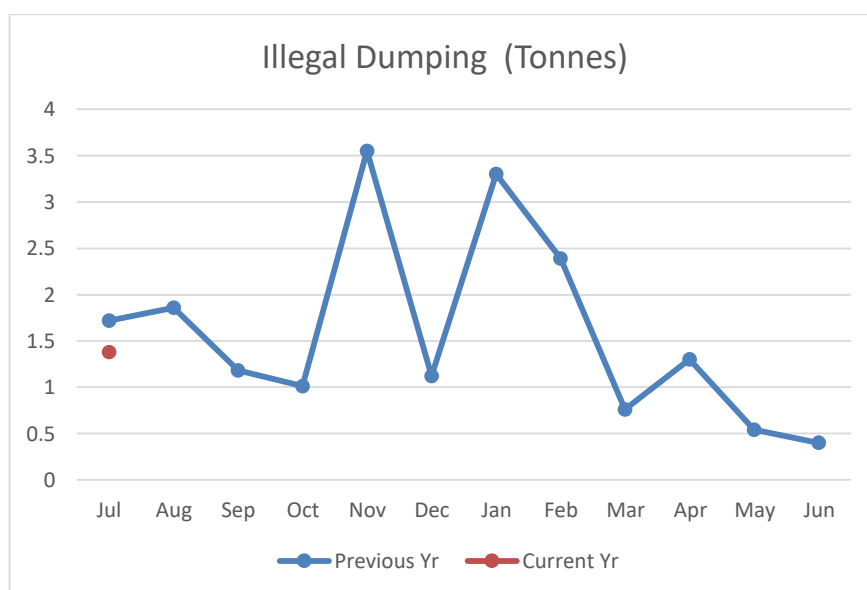
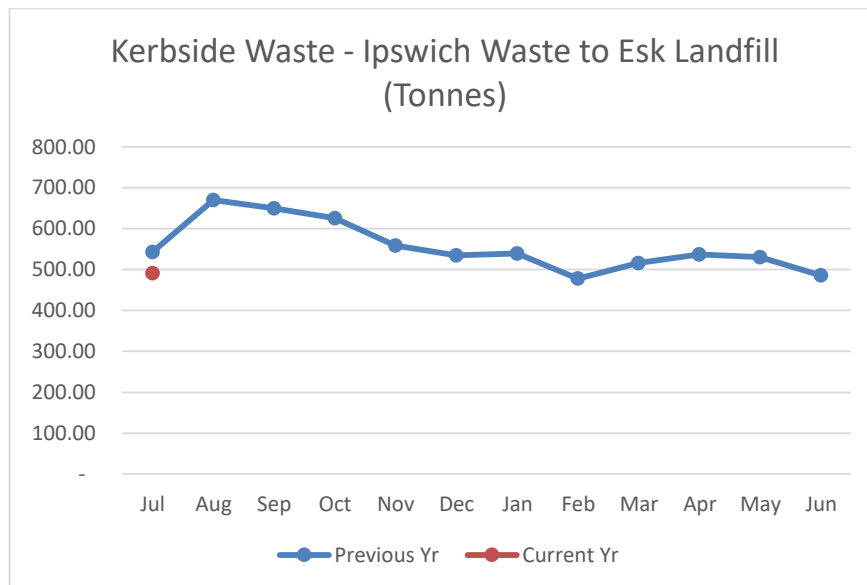
- General waste services – 42,092 with 86% presentation rate
- Recycling services – 13,909 with 63% presentation rate



Waste received at Esk Landfill





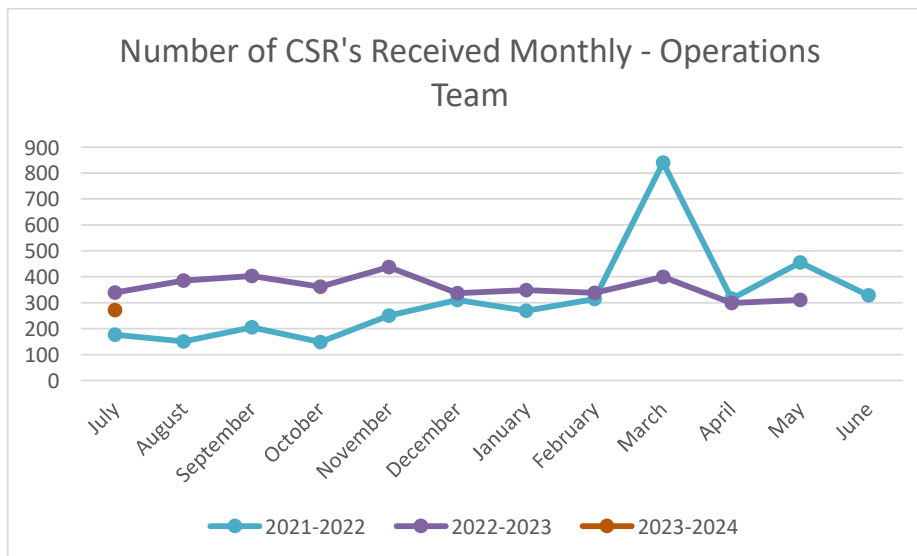
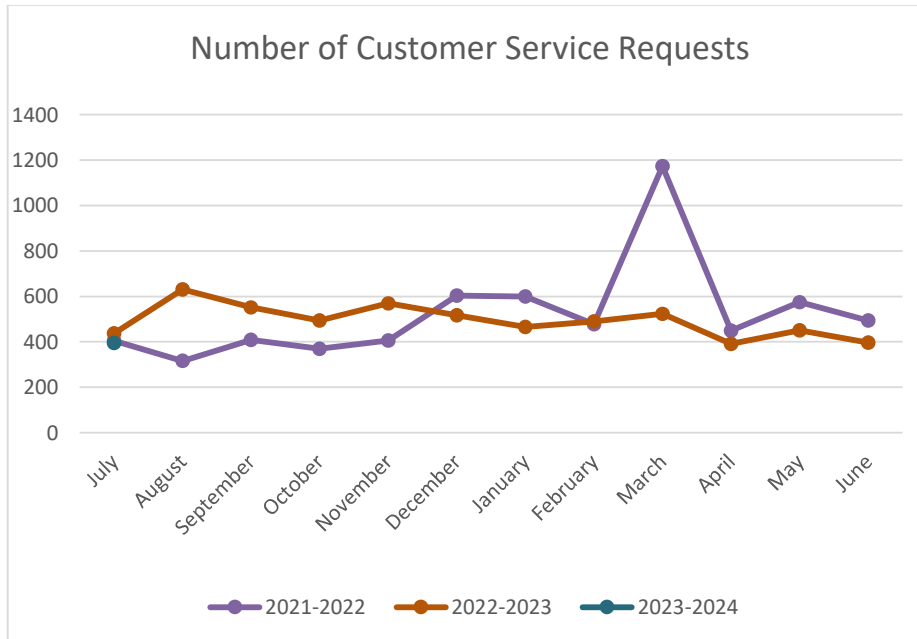


Approved Park/Community Events

Esk Markets – Esk Pipeliner Park – every Saturday

Customer Service Requests

Council received 395 customer service requests for the month of July 2023 on Council's corporate customer service system. A copy of the report is attached for your information.



	Jul-23
Cemeteries	1
Disaster Management	0
Departmental reviews	0
Fences on roadways	0
Illegal dumping clean ups	20
Overgrown Council land	2

Parks including mowing, cleaning/maintenance park equipment including public toilets, tables and chairs, shade shelters etc.	3
Roads - bitumen	25
Roads - gravel	18
Roads - drainage	8
Roads - culverts	3
Roads - vegetation	19
Roads - footpaths	3
Roads - linemarking	1
Roads - bridgework	0
Roads - traffic furniture	16
Rural Property Number	1
Stormwater issues within private properties	1
Waste management	
Wheelie bins	0
Cancellation of extra services	0
Damaged lids and wheels	11
Replacement Split Bins	29
New Services	21
Extra services	4
Stolen/Non Delivery of New Bins	5
Missed services	8
Contractor requests/complaints	3
Facilities	0
Air conditioning	2
Carpentry, painting, tiling & flooring	11
Electrical	5
Equipment, furniture & fixtures	10
Grounds maintenance	1
Pest Control	2
Plumbing	23
Roofing and guttering	2
Security, locks & CCTV	2
Signage	0
Vandalism	7
Cleaning	5
	272

Attachments

Customer service report for July 2023 – attachment 1

Recommendation

THAT Council receive the Operations Report for July 2023 and the contents noted.



Service Request by Types

Date Created To: >= 1/07/2023, Date
Created From: <= 31/07/2023

10-Aug-2023

Categories	Total
\Customer Service Requests\Animal\Dog, Attack on a Person	1
\Customer Service Requests\Animal\Dog, Attack on an Animal	3
\Customer Service Requests\Animal\Dog, Barking Dogs at Private residences	13
\Customer Service Requests\Animal\Dog, Miscellaneous	4
\Customer Service Requests\Animal\Dog, Wandering at Large	12
\Customer Service Requests\Animal\Livestock, Miscellaneous	2
\Customer Service Requests\Animal\Livestock, Wandering at Large	16
\Customer Service Requests\Animal\Trap, Cat	5
\Customer Service Requests\Declared Plants, Animals\Declared Animals, General Enquiries	5
\Customer Service Requests\Declared Plants, Animals\Declared Plants, Council Land	2
\Customer Service Requests\Declared Plants, Animals\Declared Plants, Private Property	7
\Customer Service Requests\Environment Issues\General Environmental Complaints	2
\Customer Service Requests\Environmental Health Issues\Food Premises Complaints	1
\Customer Service Requests\Environmental Health Issues\Miscellaneous Health Issues	1
\Customer Service Requests\Impounding\Request to Impound Dogs, Cats	15
\Customer Service Requests\Impounding\Request to Impound Livestock	4
\Customer Service Requests\Impounding\Request to Impound Motor Vehicles	1
\Customer Service Requests\Local Laws\Other Local Law Issues	5
\Customer Service Requests\Environment Issues\Noise Nuisance	2
\Customer Service Requests\Local Laws\Visual Pollution	2
\Customer Service Requests\Overgrown Allotments\Council Owned Land	2
\Customer Service Requests\Parks\Barbecue	1
\Customer Service Requests\Parks\Signs	1
\Customer Service Requests\Rural Property Numbering\New RPN	1
\Customer Service Requests\Wheelie Bins\Damaged Wheelie bin, Broken hinges on lid - split lid - broken handle on lid - replacement lid required	8
\Customer Service Requests\Wheelie Bins\Damaged Wheelie bin, Broken Wheels - missing wheels - rusted axle	3
\Customer Service Requests\Wheelie Bins\Damaged-Replacement Bin - split - broken - broken handle on back of bin - broken clips for axle	29
\Customer Service Requests\Wheelie Bins\Extra Wheelie Bin Service	3
\Customer Service Requests\Wheelie Bins\Missed Wheelie Bin Service	8
\Customer Service Requests\Wheelie Bins\New Wheelie Bin Service, New Premises by Owner	10
\Customer Service Requests\Wheelie Bins\New Wheelie Bin Service, New Premises by Plumbing Form	11
\Customer Service Requests\Wheelie Bins\Stolen Wheelie Bin - replacement wheelie bin required	5
\Customer Service Requests\Planning Department Issues	2
\Customer Service Requests\Animal\Cat, Miscellaneous	3
\Customer Service Requests\Wheelie Bins\Properties reported with more	1

**Service Request by Types**

**Date Created To: >= 1/07/2023, Date
Created From: <= 31/07/2023**

10-Aug-2023

Categories	Total
than 1 x Wheelie Bin	
\Customer Service Requests\Wheelie Bins\Miscellaneous Requests	3
\Customer Service Requests\Drainage Issues within Properties\Stormwater Issues - Other	1
\Customer Service Requests\Environment Issues\Water Pollution	1
\Customer Service Requests\Plumbing Issues - Private Property\Greywater complaints	1
\Customer Service Requests\Local Laws\Illegal Camping	3
\Customer Service Requests\Illegal Dumping\Mixed Domestic or Commercial Waste - Illegal Dumping - An amount over 200 Litres in size - larger than a wheelie bin	7
\Customer Service Requests\Illegal Dumping\Tyres	3
\Customer Service Requests\Illegal Dumping\Asbestos	3
\Customer Service Requests\Illegal Dumping\One of items - non-investigative - green waste - mattress - camp chair - couch cushion - fridge etc	6
\Customer Service Requests\Illegal Dumping\Mixed Domestic or Commercial Waste - Littering - up to 200 L in size - amount up to wheelie bin size	1
\Customer Service Requests\Roads - Bridges - Drainage\Bitumen\Adams Road - 0507	1
\Customer Service Requests\Roads - Bridges - Drainage\Bitumen\Atkinsons Dam Road - 0586	1
\Customer Service Requests\Roads - Bridges - Drainage\Bitumen\Clarendon Road - 0920	1
\Customer Service Requests\Roads - Bridges - Drainage\Bitumen\Coominya Connection Road - RMPC - 0411	1
\Customer Service Requests\Roads - Bridges - Drainage\Bitumen\Davis Court - 1669	1
\Customer Service Requests\Roads - Bridges - Drainage\Bitumen\England Creek Road - 1793	1
\Customer Service Requests\Roads - Bridges - Drainage\Bitumen\Fernvale Road - 1880	2
\Customer Service Requests\Roads - Bridges - Drainage\Bitumen\Forest Hill - Fernvale Road - RMPC - 0412	1
\Customer Service Requests\Roads - Bridges - Drainage\Bitumen\Glamorgan Vale Road - 1979	1
\Customer Service Requests\Roads - Bridges - Drainage\Bitumen\Kilcoy - Murgon Road - RMPC - 0491	1
\Customer Service Requests\Roads - Bridges - Drainage\Bitumen\Leschkes Road - 2699	1
\Customer Service Requests\Roads - Bridges - Drainage\Bitumen\Lowood Minden Road - 2766	2
\Customer Service Requests\Roads - Bridges - Drainage\Bitumen\Marburg Road - 2844	1
\Customer Service Requests\Roads - Bridges - Drainage\Bitumen\Patrick Estate Road - 3214	1
\Customer Service Requests\Roads - Bridges - Drainage\Bitumen\Rose Street Kilcoy - 3403	1
\Customer Service Requests\Roads - Bridges - Drainage\Bitumen\Salvia Road - 3443	1
\Customer Service Requests\Roads - Bridges - Drainage\Bitumen\Toogoolawah Biarra Road - 3735	1
\Customer Service Requests\Roads - Bridges - Drainage\Bitumen\Wallis Street - 3833	1
\Customer Service Requests\Roads - Bridges - Drainage\Bitumen\Walters Street - 3838	1

**Service Request by Types**

**Date Created To: >= 1/07/2023, Date
Created From: <= 31/07/2023**

10-Aug-2023

Categories	Total
\Customer Service Requests\Roads - Bridges - Drainage\Bitumen\Willaura Drive - 3902	1
\Customer Service Requests\Roads - Bridges - Drainage\Gravel\Beaconsfield Road - 0642	1
\Customer Service Requests\Roads - Bridges - Drainage\Gravel\Cameron Road - 0864	1
\Customer Service Requests\Roads - Bridges - Drainage\Gravel\Clarendon Station Road - 0923	1
\Customer Service Requests\Roads - Bridges - Drainage\Gravel\Costelloes Lane - 0983	1
\Customer Service Requests\Roads - Bridges - Drainage\Gravel\Cressbrook Caboonbah Road - 1604	1
\Customer Service Requests\Roads - Bridges - Drainage\Gravel\E Summervilles Road - 1742	1
\Customer Service Requests\Roads - Bridges - Drainage\Gravel\Hawthorne Road - 2339	1
\Customer Service Requests\Roads - Bridges - Drainage\Gravel\Hillside Crescent - 2388	1
\Customer Service Requests\Roads - Bridges - Drainage\Gravel\Leschkes Road - 2699	1
\Customer Service Requests\Roads - Bridges - Drainage\Gravel\Little's Road - 2736	1
\Customer Service Requests\Roads - Bridges - Drainage\Gravel\Lloyds Road - 2744	2
\Customer Service Requests\Roads - Bridges - Drainage\Gravel\Lukritzs Road - 2780	1
\Customer Service Requests\Roads - Bridges - Drainage\Gravel\Prain Lane - 3273	1
\Customer Service Requests\Roads - Bridges - Drainage\Gravel\Sandy Creek Road Linville - 3449	1
\Customer Service Requests\Roads - Bridges - Drainage\Gravel\Silverleaves Road - 3543	1
\Customer Service Requests\Roads - Bridges - Drainage\Gravel\Tetzlauffs Lane - 3708	1
\Customer Service Requests\Roads - Bridges - Drainage\Gravel\Wanora Road - 3840	1
\Customer Service Requests\Roads - Bridges - Drainage\Roadside Drainage\Hawthorne Road - 2339	1
\Customer Service Requests\Roads - Bridges - Drainage\Roadside Drainage\Rose Avenue Minden - 3401	1
\Customer Service Requests\Roads - Bridges - Drainage\Roadside Drainage\Schmidt Road - 3468	1
\Customer Service Requests\Roads - Bridges - Drainage\Roadside Drainage\Sheppards Road - 3522	1
\Customer Service Requests\Roads - Bridges - Drainage\Culvert Maintenance\Forest Hill - Fernvale Road - RMPC - 0412	1
\Customer Service Requests\Roads - Bridges - Drainage\Culvert Maintenance\Sandy Creek Road Sandy Creek - 3452	1
\Customer Service Requests\Roads - Bridges - Drainage\Culvert Maintenance\Toogoolawah Biarra Road - 3735	1
\Customer Service Requests\Roads - Bridges - Drainage\Vegetation\Albert Street - 0513	1
\Customer Service Requests\Roads - Bridges - Drainage\Vegetation\Brisbane Valley Highway - RMPC - 0042	2
\Customer Service Requests\Roads - Bridges - Drainage\Vegetation\Charles Street - 0896	1
\Customer Service Requests\Roads - Bridges - Drainage\Vegetation\Claus Road - 0926	1
\Customer Service Requests\Roads - Bridges - Drainage\Vegetation\Hawthorne Road - 2339	2

**Service Request by Types****Date Created To: >= 1/07/2023, Date
Created From: <= 31/07/2023**

10-Aug-2023

Categories	Total
Drainage\Vegetation\Cressbrook Caboonbah Road - 1604	
\Customer Service Requests\Roads - Bridges - Drainage\Vegetation\DAguilar Highway - Woodford - Kilcoy - RMPC - 0401	1
\Customer Service Requests\Roads - Bridges - Drainage\Vegetation\Edinburgh Drive - 1758	1
\Customer Service Requests\Roads - Bridges - Drainage\Vegetation\Gregors Creek Road - 2255	1
\Customer Service Requests\Roads - Bridges - Drainage\Vegetation\Honeywood Drive - 2412	1
\Customer Service Requests\Roads - Bridges - Drainage\Vegetation\Hughes Road - 2426	1
\Customer Service Requests\Roads - Bridges - Drainage\Vegetation\Larsens Road - 2682	1
\Customer Service Requests\Roads - Bridges - Drainage\Vegetation\Ogg Road - 3111	1
\Customer Service Requests\Roads - Bridges - Drainage\Vegetation\Old Fernvale Road - 3122	1
\Customer Service Requests\Roads - Bridges - Drainage\Vegetation\Rose Avenue Minden - 3401	1
\Customer Service Requests\Roads - Bridges - Drainage\Vegetation\Sandy Creek Road Sandy Creek - 3452	1
\Customer Service Requests\Roads - Bridges - Drainage\Vegetation\South Street - 3573	1
\Customer Service Requests\Roads - Bridges - Drainage\Vegetation\Taree Road - 3692	1
\Customer Service Requests\Roads - Bridges - Drainage\Traffic Furniture	2
\Customer Service Requests\Roads - Bridges - Drainage\Traffic Furniture\Bichels Road - 0689	1
\Customer Service Requests\Roads - Bridges - Drainage\Traffic Furniture\Brennan Road - 0767	1
\Customer Service Requests\Roads - Bridges - Drainage\Traffic Furniture\Brisbane Valley Highway - RMPC - 0042	3
\Customer Service Requests\Roads - Bridges - Drainage\Traffic Furniture\Burns Street - 0826	1
\Customer Service Requests\Roads - Bridges - Drainage\Traffic Furniture\Brisbane Valley Rail Trail BVRT Fernvale Lowood - 0786	1
\Customer Service Requests\Roads - Bridges - Drainage\Traffic Furniture\DAguilar Highway - Kilcoy - Blackbutt Range - RMPC - 0043	1
\Customer Service Requests\Roads - Bridges - Drainage\Traffic Furniture\Edward Street Toogoolawah - 1766	1
\Customer Service Requests\Roads - Bridges - Drainage\Traffic Furniture\Forest Hill - Fernvale Road - RMPC - 0412	1
\Customer Service Requests\Roads - Bridges - Drainage\Traffic Furniture\Ipswich Street Esk - 2442	2
\Customer Service Requests\Roads - Bridges - Drainage\Traffic Furniture\Lakeview Drive - 2672	1
\Customer Service Requests\Roads - Bridges - Drainage\Traffic Furniture\Park Street Lowood - 3198	1
\Customer Service Requests\Roads - Bridges - Drainage\Footpaths\Beaconsfield Road - 0642	1
\Customer Service Requests\Roads - Bridges - Drainage\Footpaths\Honeywood Drive - 2412	1
\Customer Service Requests\Roads - Bridges - Drainage\Footpaths\Main Street North Moore - 2817	1
\Customer Service Requests\Roads - Bridges - Drainage\Linemarking\Kennedy Street Kilcoy - 2555	1
\Customer Service Requests\Roads - Bridges - Drainage\Bitumen\Mount Beppo Road - 2969	1

**Service Request by Types****Date Created To: >= 1/07/2023, Date
Created From: <= 31/07/2023**

10-Aug-2023

Categories	Total
\Customer Service Requests\Roads - Bridges - Drainage\Bitumen\Esk - Hampton Road - RMPC - 0414	1
\Customer Service Requests\Roads - Bridges - Drainage\Bitumen\DAguilar Highway - Kilcoy - Blackbutt Range - RMPC - 0043	1
\Customer Service Requests\Facilities Maintenance\Air-conditioning\Esk Administration Office	1
\Customer Service Requests\Facilities Maintenance\Air-conditioning\Toogoolawah Condensery	1
\Customer Service Requests\Facilities Maintenance\Carpentry, painting, tiling, flooring\Coominya park - public toilet	1
\Customer Service Requests\Facilities Maintenance\Carpentry, painting, tiling, flooring\Esk library	3
\Customer Service Requests\Facilities Maintenance\Carpentry, painting, tiling, flooring\Esk Visitor Information Centre	1
\Customer Service Requests\Facilities Maintenance\Carpentry, painting, tiling, flooring\Fernvale campdraft grounds	1
\Customer Service Requests\Facilities Maintenance\Carpentry, painting, tiling, flooring\Fernvale Futures Complex	1
\Customer Service Requests\Facilities Maintenance\Carpentry, painting, tiling, flooring\Kilcoy Anzac Park - public toilet	2
\Customer Service Requests\Facilities Maintenance\Carpentry, painting, tiling, flooring\Kilcoy racecourse showgrounds	1
\Customer Service Requests\Facilities Maintenance\Carpentry, painting, tiling, flooring\Toogoolawah cemetery buildings	1
\Customer Service Requests\Facilities Maintenance\Cleaning\Esk Pipeliner Park - public toilet	1
\Customer Service Requests\Facilities Maintenance\Cleaning\Fernvale Memorial Park - public toilet	1
\Customer Service Requests\Facilities Maintenance\Cleaning\Kilcoy Memorial Hall	1
\Customer Service Requests\Facilities Maintenance\Cleaning\Kilcoy William St - public toilet	1
\Customer Service Requests\Facilities Maintenance\Cleaning\Lowood Clock Park - public toilet	1
\Customer Service Requests\Facilities Maintenance\Electrical\Esk Administration Office	1
\Customer Service Requests\Facilities Maintenance\Electrical\Esk works depot	2
\Customer Service Requests\Facilities Maintenance\Electrical\Kilcoy Anzac Park - public toilet	1
\Customer Service Requests\Facilities Maintenance\Electrical\Lowood works depot	1
\Customer Service Requests\Facilities Maintenance\Equipment, furniture and fixtures\Esk Administration Office	3
\Customer Service Requests\Facilities Maintenance\Equipment, furniture and fixtures\Esk Somerset Civic Centre	1
\Customer Service Requests\Facilities Maintenance\Equipment, furniture and fixtures\Esk works depot	1
\Customer Service Requests\Facilities Maintenance\Equipment, furniture and fixtures\Kilcoy Memorial Hall	1
\Customer Service Requests\Facilities Maintenance\Equipment, furniture and fixtures\Kilcoy Yowie Park - public toilet	1
\Customer Service Requests\Facilities Maintenance\Equipment, furniture and fixtures\Linville Ditchman Park - public toilet	1
\Customer Service Requests\Facilities Maintenance\Equipment, furniture and fixtures\Lowood Clock Park - public toilet	1
\Customer Service Requests\Facilities Maintenance\Equipment, furniture and fixtures\Toogoolawah Condensery	1

**Service Request by Types**

**Date Created To: >= 1/07/2023, Date
Created From: <= 31/07/2023**

10-Aug-2023

Categories	Total
\Customer Service Requests\Facilities Maintenance\Pest control\Fernvale Futures Complex	1
\Customer Service Requests\Facilities Maintenance\Pest control\Kilcoy racecourse showgrounds	1
\Customer Service Requests\Facilities Maintenance\Plumbing	1
\Customer Service Requests\Facilities Maintenance\Plumbing\Coominya park - public toilet	1
\Customer Service Requests\Facilities Maintenance\Plumbing\Esk Pipeliner Park - public toilet	1
\Customer Service Requests\Facilities Maintenance\Plumbing\Esk railway station	1
\Customer Service Requests\Facilities Maintenance\Plumbing\Fernvale campdraft grounds	1
\Customer Service Requests\Facilities Maintenance\Plumbing\Fernvale Community Hall	1
\Customer Service Requests\Facilities Maintenance\Plumbing\Kilcoy Anzac Park - public toilet	2
\Customer Service Requests\Facilities Maintenance\Plumbing\Kilcoy Information Centre	1
\Customer Service Requests\Facilities Maintenance\Plumbing\Kilcoy racecourse showgrounds	3
\Customer Service Requests\Facilities Maintenance\Plumbing\Kilcoy William St - public toilet	1
\Customer Service Requests\Facilities Maintenance\Plumbing\Linville Ditchman Park - public toilet	1
\Customer Service Requests\Facilities Maintenance\Plumbing\Lowood library	2
\Customer Service Requests\Facilities Maintenance\Plumbing\Moore Stanley Gates Park - public toilet	3
\Customer Service Requests\Facilities Maintenance\Plumbing\Toogoolawah Condensery	1
\Customer Service Requests\Facilities Maintenance\Plumbing\Toogoolawah gym - McConnell Park	1
\Customer Service Requests\Facilities Maintenance\Roofing and guttering\Esk library	1
\Customer Service Requests\Facilities Maintenance\Roofing and guttering\Esk works depot	1
\Customer Service Requests\Facilities Maintenance\Security, locks and CCTV\Kilcoy racecourse showgrounds	1
\Customer Service Requests\Facilities Maintenance\Security, locks and CCTV\Lowood Jensen Swamp Reserve	1
\Customer Service Requests\Facilities Maintenance\Vandalism\Fernvale BVH Rest Area - public toilet	1
\Customer Service Requests\Facilities Maintenance\Vandalism\Fernvale Futures Complex	2
\Customer Service Requests\Facilities Maintenance\Vandalism\Fernvale Memorial Park - public toilet	2
\Customer Service Requests\Facilities Maintenance\Vandalism\Fernvale skate park	1
\Customer Service Requests\Facilities Maintenance\Vandalism\Fernvale Stumer Park - public toilet	1
\Customer Service Requests\Facilities Maintenance\Plumbing\Esk dog park	1
\Customer Service Requests\Facilities Maintenance\Grounds maintenance\Esk dog park	1
\Customer Service Requests\Cemeteries	1
\Customer Service Requests\Animal\Livestock, Wandering at Large - After Hour Callouts	7



Service Request by Types

Date Created To: >= 1/07/2023, Date
Created From: <= 31/07/2023

10-Aug-2023

Categories	Total
\Customer Service Requests\Parks\Maintenance requests for parks except for Savages Crossing and Twin Bridges	1
\Customer Service Requests\Roads - Bridges - Drainage\Roadside Drainage\Atherton Place - 0585	1
\Customer Service Requests\Facilities Maintenance\Plumbing\Toogoolawah RV Park	1
\Customer Service Requests\Overgrown Allotments\2023 - Privately Owned Land Overgrown	6
<i>Total Service Requests:</i>	<u>395</u>

HR AND CUSTOMER SERVICE
SOMERSET REGIONAL COUNCIL – Officers Report

To: Andrew Johnson, Chief Executive Officer

From: Tiara Hurley, Executive Assistant Support

Director: Kerri-Lee Jones, Director Human Resources and Customer Service

Date: 11 August 2023

Subject: Community Assistance Grants – Summary of Excellence Bursary Applications Awarded for June/July 2023

File Ref: Community Relations – Sponsorships – Somerset Excellence Bursaries

Action Officer: CEO / DHRCS

Background/Summary

Somerset excellence bursaries are not community grants as defined by the Local Government Regulation notwithstanding that they are to be funded from the same budget allocation as community assistance grants. As per policy, Excellence Bursaries are considered and approved at Officer level as delegated and reported to Council's Ordinary meeting monthly.

Somerset Excellence Bursary applications are considered as part of the Community Assistance Grant Policy which Council provides:

- Regional Level selection \$250
- State Level selection \$500
- National Level selection \$750
- Selection for an event hosted internationally \$1,000
- Team application (Regional, State or National) Up to \$2,000 per team/group of 4 or more individuals.

Council received two (2) excellence bursary applications in June and seven (7) excellence bursary applications for July 2023 including two team applications. Somerset Excellence Bursary applications awarded for the month of June/July as detailed below:

Applicant	Bursary Recipient	Doc Id	Field	Level	Event
Ross Jardine	Benjamin Jardine	1524401	AFL (June)	Regional \$250	Benjamin has been selected to represent the 12 years boys Darling Downs AFL team at the State Championships being held at the Maroochydore Multi Sports Complex, Queensland from 8-11 June 2023.
Ross Jardine	Grace Jardine	1503139	AFL (June)	Regional \$250	Grace has been selected to represent the 13-15 years girls Darling Downs AFL team at the State Championships held at the Springfield Sports Complex, Queensland from 25-28 May 2023.

Ross Jardine	Benjamin Jardine	1527450	Orienteering	Regional \$250	Benjamin has been selected to represent the U13s Darling Downs Region squad to compete at the Queensland Schools Orienteering Championship being held at Miles, Queensland on 22 July 2023.
Ross Jardine	Grace Jardine	1527450	Orienteering	Regional \$250	Grace has been selected to represent the Junior Division Darling Downs Region squad to compete at the Queensland Schools Orienteering Championship being held in Miles Queensland on 22 July 2023.
Maximillian Hoban	Maximillian Hoban	1524613	Soccer	State \$500	Maximillian was successful at regional trials to be selected a position on the Under 21 men's Queensland soccer team to compete at the National Titles being held at the Harmony Sports Field, Palmview from 29 September to 02 October 2023.
Julie Eaddy	Ryder Cochran	1528175	Golf	State \$500	Ryder has qualified to represent Queensland at the Australian Junior Open to be held at Rockhampton Golf Club from 25-26 September 2023.
Lisa Anderson	Shari Anderson	1529723	Cricket	State \$500	Shari has been selected as part of the Queensland team in a championship against NSW all schools. A mix of one day games and T20 games will be played across five days. The championships will be held in Pottsville NSW from 10-15 September 2023.

Lowood Stags Junior Rugby League Football Club	Under 10's Team Application	1520405	Rugby League	Team Application \$1,500	The under 10's team of the Lowood Stags Junior Rugby League Club have nominated a team to attend the Gordon Tallis Cup being held in Townsville from 23 – 24 September 2023. The team will participate in the carnival against teams from across the state to further develop their rugby league skills. 15 boys hope to attend. Due to rugby league rules being changed, no scores are kept for teams under the age of 12 years therefore no qualification is required for these events.
Lowood Stags Junior Rugby League Football Club	Under 9's Team Application	1520407	Rugby League	Team Application \$1,500	The under 9's team of the Lowood Stags Junior Rugby League Club have nominated a team to attend the Paul Bowman Challenge being held at the Proserpine Whitsunday JRLFC Crystalbrook, Queensland from 16-17 September 2023. The team will participate in the carnival against teams from across the state to further develop their rugby league skills. The Paul Bowman Challenge is held for all under 9's teams from across Queensland. Due to rugby league rules being changed, no scores are kept for teams under the age of 12 years therefore no qualification is required for these events.

Attachments

Nil.

Recommendation

THAT Council receives the Summary of Awarded Somerset Excellence Bursaries for the month of June/July 2023 and the contents be noted.

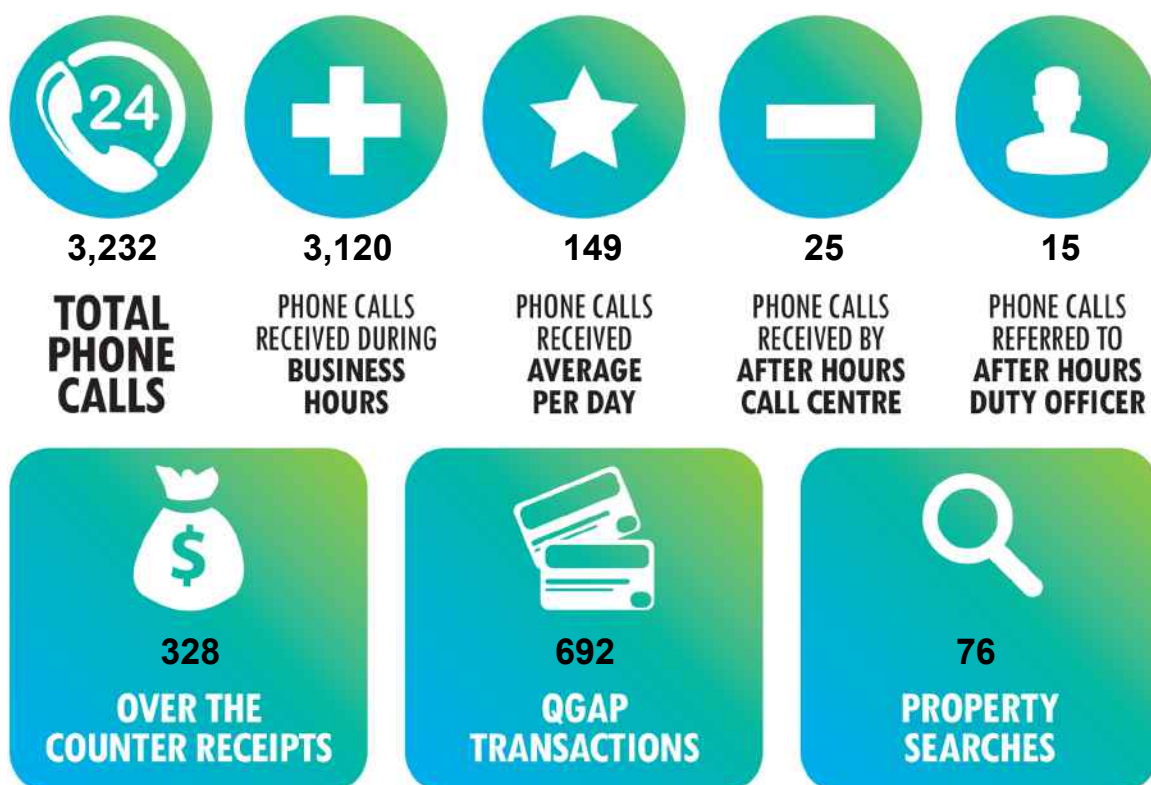
SOMERSET REGIONAL COUNCIL - Officer's Report

To: Andrew Johnson, Chief Executive Officer
From: Allison Brunton, Customer Service Coordinator
Director: Kerri-Lee Jones, Director HR and Customer Service
Date: 16 August 2023
Subject: Customer Service Report
File Ref: Officers Report
Action Officer: CSC

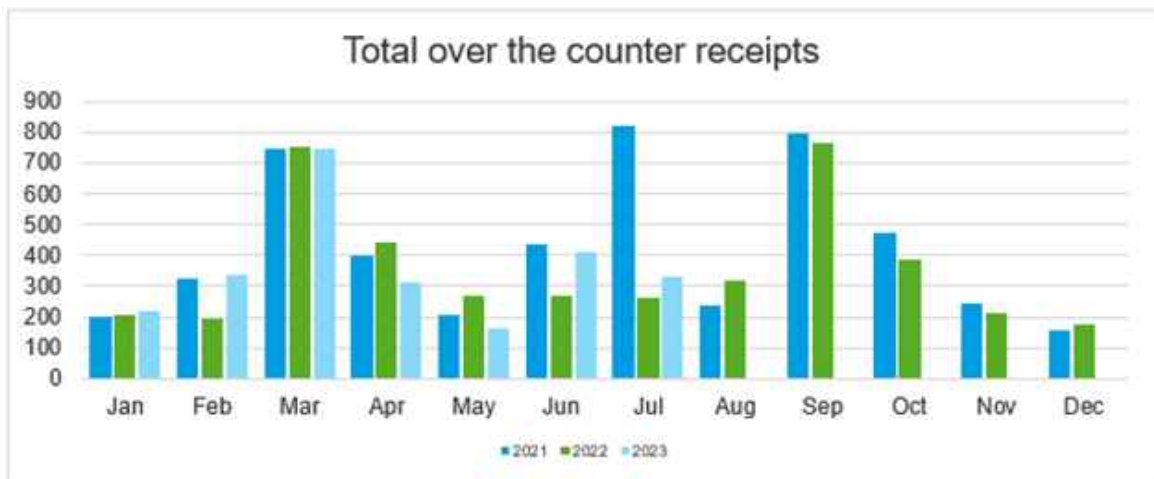
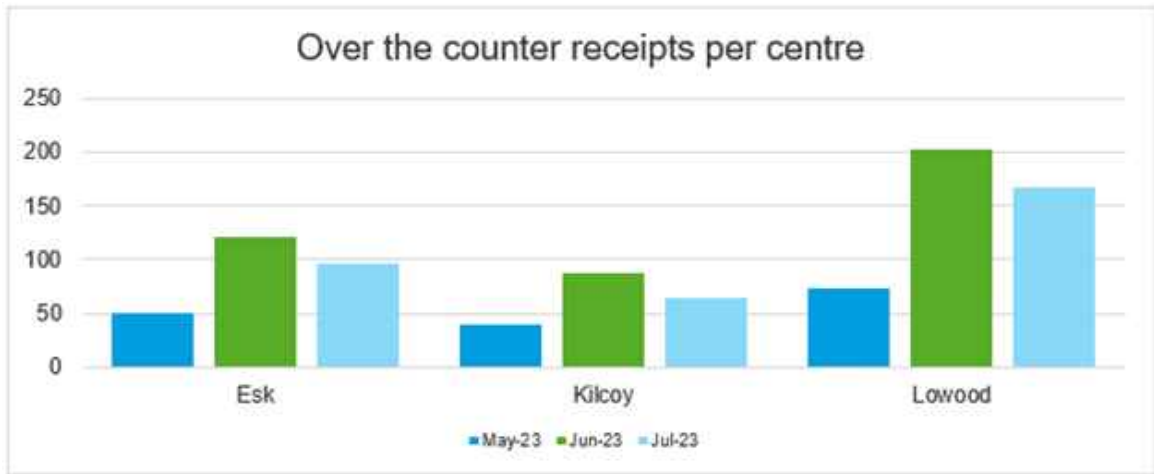
Background/Summary

In delivering on Council's Operational Plan and commitment to excellent customer service, a summary of the customer service section activities for the month of July 2023 is provided for Council's information.

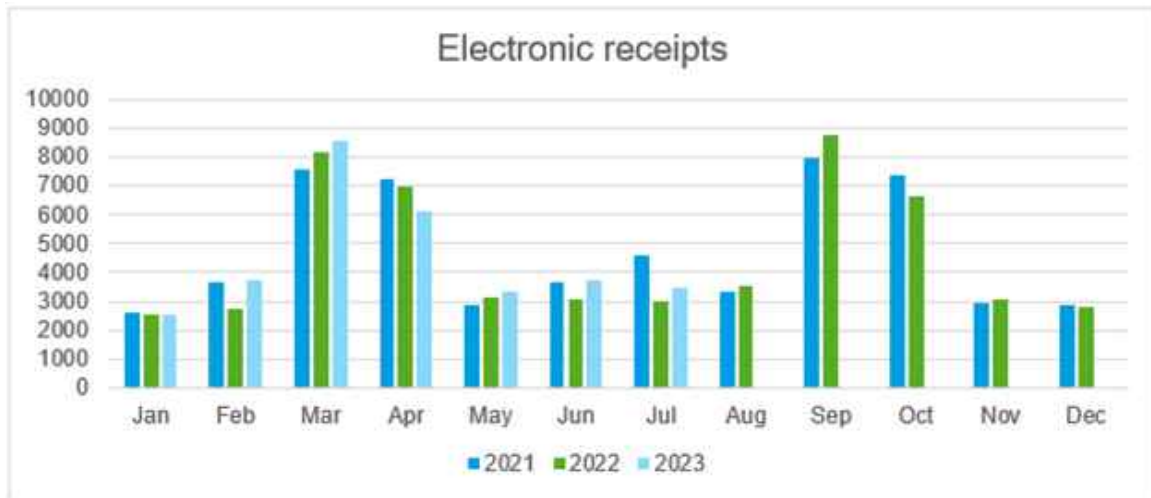
Summary for July 2023



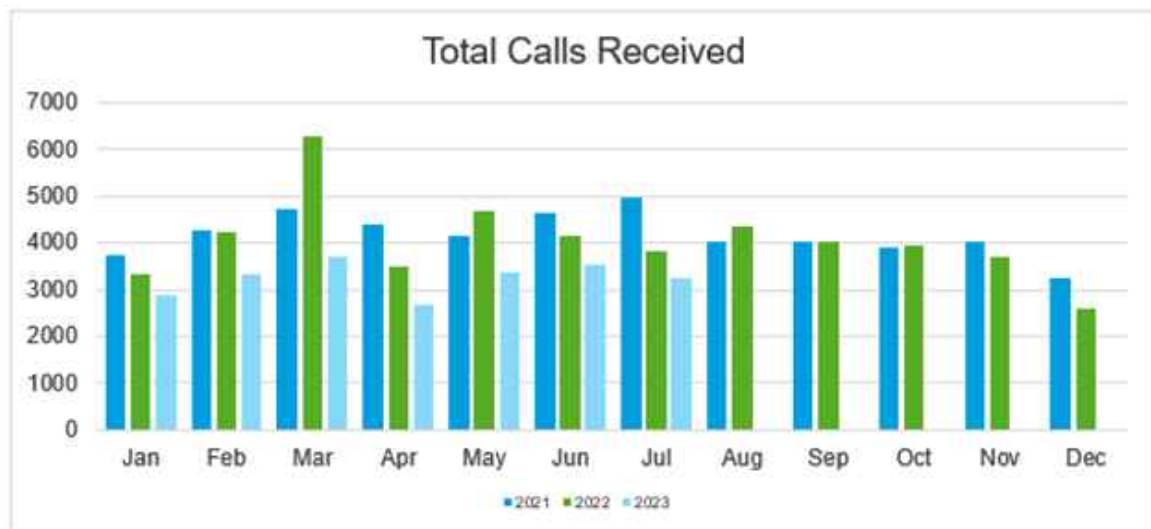
The below table shows the number of Council financial transactions that were taken over the counter at each of the customer service centres in the region for July 2023. These numbers include cheques that were posted into the Council. In total there was 328 financial transactions across the three customer service centres with 96 at Esk Administration Centre, 65 at Kilcoy Customer Service Centre and 167 at Lowood Customer Service Centre for July 2023.



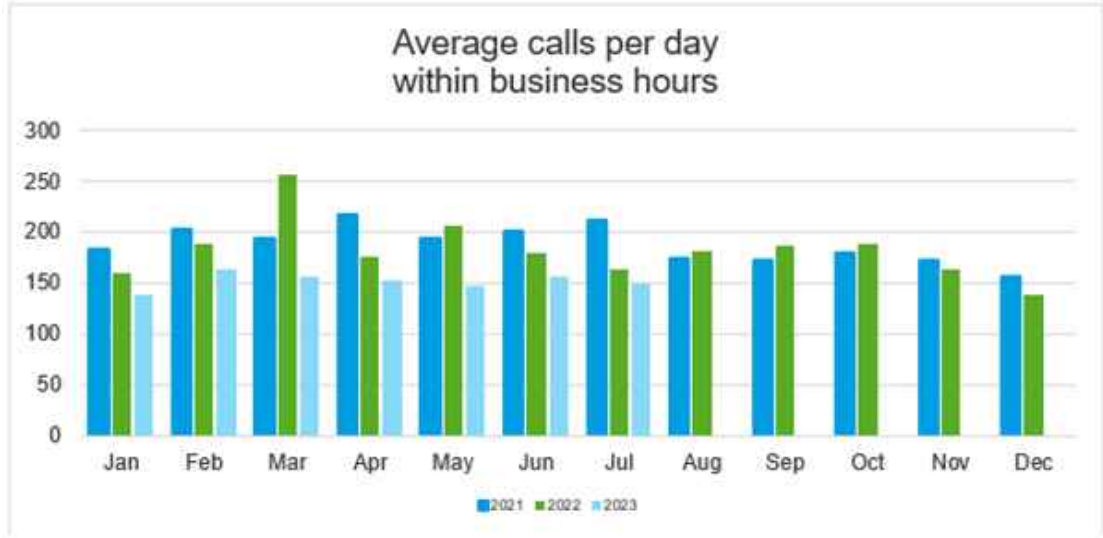
The below table illustrates all other financial transactions (excluding over the counter receipts) received at Council and processed by the finance department. These are BPay and EFT (electronic funds transfer) transactions for payments such as rates, animal registration etc.



Below are the total number of calls received into the Council main phone line (07 5424 4000), including out of hours, compared to previous calendar years. Calls received does not include internal calls made within Council, or outbound calls. There were 3,232 calls received for the month July 2023. This is a decrease of 303 calls compared to June 2023. Compared to July 2022 there was a decrease of 604 calls for the month. The decrease in July this year compared to the previous July is due to the follow up calls from the flooding which occurred in May 2022.



Listed below is a comparison of the average calls received per day within business hours. On average there were 149 calls received each business day for July 2023, which was a decrease of six calls on average per day from June 2023. Compared to July 2022 there was a decrease of 15 calls on average per day.



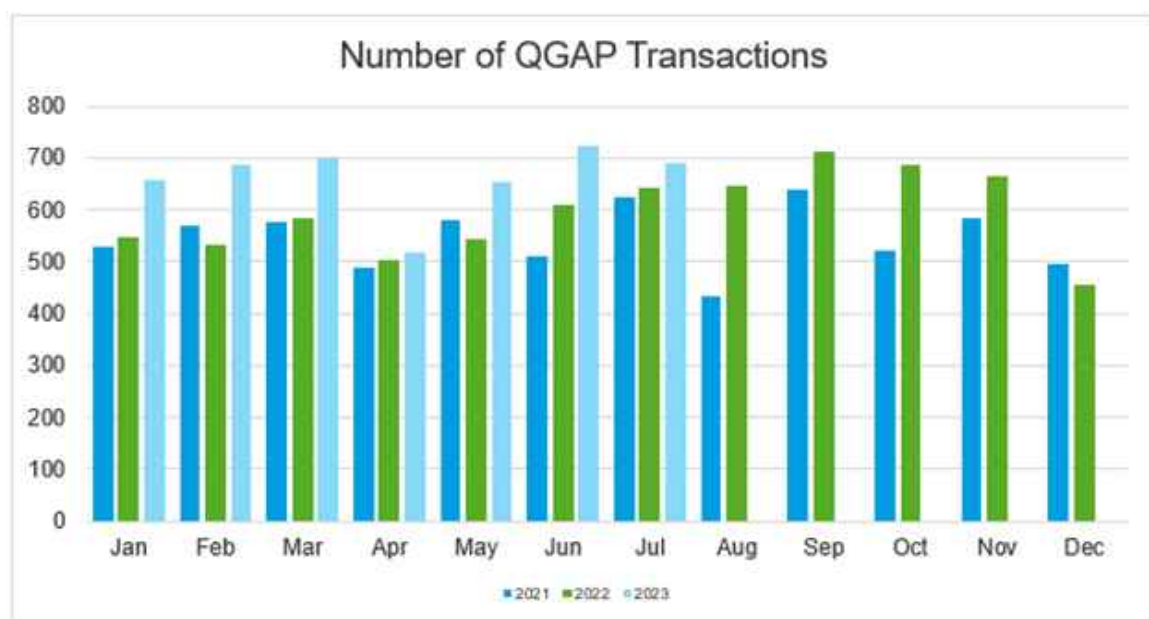
There were 3,120 calls received during business hours and 112 out of hours. Of the 112 calls received out of hours, 25 calls transferred to the afterhours call centre. There was a decrease of six calls to Council's afterhours provider compared to June 2023.



For the month of July 2023 there were 76 property searches completed for prospective purchasers. This decreased by four completed searches for the month compared to June 2023.



There were 692 Queensland Government Agent Program (QGAP) transactions for the Lowood QGAP agency in July 2023. On average there were 33 transactions per business day in July which is the same on average as June 2023.



Attachments

Nil

Recommendation

THAT Council receive the Customer Service Report for July 2023 and the contents be noted.

CHIEF EXECUTIVE OFFICER

SOMERSET REGIONAL COUNCIL - Officer's Report

To: Andrew Johnson, Chief Executive Officer
From: Daniel Rowe, Community and Tourism Manager
Director: Matthew McGoldrick, Director Corporate and Community Services
Date: 23 August 2023
Subject: Mount Glen Rock – Growing Future Tourism Grant
File Ref: Parks and Reserves / Planning / Mount Glen Esk Development
Action Officer: CMT

Background/Summary

In February 2022, Council received the Mount Glen Rock (MGR) Adventure Park draft Master Plan from external consultants (Otium Planning Group).

Following community consultation, Council undertook further ecological investigations and further consultation with traditional custodians. Ecological consultants undertook initial onsite investigations in March and will return to site in September / October 2023 to undertake further investigations.

In May 2023, Council finalised and agreed to a Cultural Heritage Management Plan for MGR with the Jagera People.

Council has also partnered with a local community group, Care4Esk, to deliver a successful Koala Community Grant on the site, entailing Koala survey and genetic analysis (University of the Sunshine Coast), targeted weed management, and select rehabilitation planting of habitat Koala species on the site and within the local context.

In August 2023, the Queensland Department of Tourism, Innovation and Sport launched the Growing Future Tourism Fund. The new \$15 million fund is focused on coastal and marine tourism, heritage and cultural tourism and ecotourism and sustainability. The Fund provides 50 per cent co-funding of between \$1 and \$4 million dollars, i.e. total project value between \$2 and \$8 million.

An application for a low impact hiking trail to the Summit of Mount Glen Rock along with other project components to improve visitor access, parking, signage and allow for sport climbing access could be submitted and would have the potential for success. The application would focus on providing hiking and sport-climbing access to MGR as well as highlighting and leveraging the ecological and cultural assets of the Mountain through further collaboration with first nations partners. It should be noted that such projects do not inhibit other potential long-term activities.

The Proposed Project would have a value of \$3,168,600 and have the following components:

- Lions Park Upgrade
- Summit Hiking Trail
- Small Outlook – Summit Trail
- Eastern Loop Hiking Trail
- Southern Escarpment Sport Climbing site
- Southern Escarpment Sport Climbing Site Entry (Carpark and Trail)
- First Nations Surveying, Story Collection and Historical Research
- Interpretive Sign Development (Ecological and Cultural)
- Interpretive Sign Fabrication and Installation
- Wayfinding Signage Fabrication and Installation

The project value has been derived from Quantity Surveyor Reports for the project components. These reports and the values attributed to the various components were provided some time ago and as such actual tenders may derive costs that are higher than the overall project value. There is a risk to Council that the project cost may exceed the Quantity Surveyor Estimate. Any cost above the potential funded project will need to be borne by Council. Council's funding application would need to be submitted on that basis.

Expressions of interest (EOI) for the Growing Future Tourism Fund close on 11 September 2023. Successful EOIs will be invited to submit a full business case by 20 November 2023. Successful applicants will be notified in early 2024, with projects to be completed by 30 June 2026.

A 50 per cent contribution of the total estimated project cost is \$1,584,300.

Attachments

Nil

Recommendation

THAT Council endorse Officers preparing and submitting an Expression of Interest to the Growing Future Tourism Fund for the Mount Glen Rock Summit Hiking Trail and Southern Escarpment Sport Climbing Project based on a 50 per cent Council contribution.

SOMERSET REGIONAL COUNCIL - Officer's Report

From: Andrew Johnson, Chief Executive Officer
Date: 15 August 2023
Subject: Biosecurity Protection Levy Response.
File Ref: 2022 - 2025 State and Federal Government Department Liaison
Action Officer: CEO

Background/Summary

At the Ordinary Council Meeting on 24 May 2023, Council made the following decision.

“THAT Council

- 1. Write to the Federal Minister for Agriculture, Fisheries and Forestry requesting that the Australian Government reconsider and reverse the new biosecurity protection levy announced in the budget on 9 May 2023.*
- 2. Suggest to the Federal Government that they fairly apply the levy to industries that create the most risk to Australia's biosecurity, such as import industries, rather than to Australian farmers who already deal with the impacts of Australia's historic biosecurity failures every day”.*

At the Australian Local Government Association National Assembly on 14 June 2023, Council took the opportunity during a question time to raise a question as presented in the Council decision directly with Federal Minister for Agriculture, Fisheries and Forestry, Senator The Hon Murray Watt.

Council has received the attached letter dated 31 July 2022, from the Federal Minister for Agriculture, Fisheries and Forestry, Senator The Hon Murray Watt, with the content consistent with the verbal response provided at the Australia Local Government Association National Assembly.

Attachments

Letter from the Federal Minister for Agriculture, Fisheries and Forestry, Senator The Hon Murray Watt, dated 31 July 2023.

Recommendation

THAT Council receive the 'Biosecurity Protection Levy Response' report and the contents be noted.



**SENATOR THE HON MURRAY WATT
MINISTER FOR AGRICULTURE, FISHERIES AND FORESTRY
MINISTER FOR EMERGENCY MANAGEMENT**

MC23-008117

Mr Andrew Johnson
Chief Executive Officer
Somerset Regional Council
PO Box 117
ESK QLD 4312

mail@somerset.qld.gov.au

Dear Mr Johnson

Thank you for your correspondence of 23 June 2023 concerning Somerset Regional Council's views on biosecurity announcements in the 2023-24 Budget.

The Budget delivers on the Government's election commitment to provide long-term, sustainable funding to strengthen Australia's biosecurity system, helping to protect and grow our agriculture industries. As you know, strong and sustainably funded biosecurity is essential to protect the sector, boost regional resilience and protect tens of thousands of jobs through the supply chain, many of which are in regional, rural and remote Australia.

The Albanese Labor Government's investment in biosecurity includes more than \$1 billion in new funding over four years, plus an extra \$260 million per year, every year from 2027-28. Our new funding model is sustainable and permanent, with the funding locked in for the future. It is unfortunate that the former government failed to do this, despite repeated calls from the agriculture industry to do so.

Everyone has a role to play in strengthening our biosecurity, including contributing to its cost. To complement the permanent increases in biosecurity funding, the Government is also changing the way biosecurity is funded to make it fairer and more equitable. Taxpayers will contribute more, importers will contribute more and as a key beneficiary, the Government is also asking producers to make a modest contribution towards the cost of our biosecurity effort. We are introducing a new biosecurity protection levy from 1 July 2024 that is expected to raise \$47.5 million in 2024-25. This equates to around 6 per cent of the overall biosecurity system cost of around \$805 million in that year.

The design of the biosecurity protection levy will be finalised following extensive industry consultation, which has been underway since the Budget was handed down in May. The consultation process includes consideration of issues relating to the appropriate levy base for commodity groups. It is important to note the levy will be set at a rate equivalent to 10 per cent of 2020-21 statutory agricultural levy rates and not 10 per cent of the value of production.

In terms of the contribution from risk creators, the Government is asking importers to contribute almost \$390 million of system costs (around 48 per cent of the total) in 2024-25. The importer share of biosecurity costs is increasing by over one-third compared to 2021-22, when they contributed \$289 million to biosecurity cost recovery. Again, it is unfortunate that the former government did nothing to ensure that importers paid their fair share of biosecurity costs. While the Coalition talks about making importers pay more, it is the Albanese Labor Government that has acted to make this happen.

Beyond the fee increases for importers and the new biosecurity protection levy, the Government is also increasing the Passenger Movement Charge (PMC) from \$60 to \$70 per person from 1 July 2024, the first increase since 2017, in recognition of the significant biosecurity risk posed by overseas travellers. Funds raised through the increase in the PMC will support the Government's capacity to provide the additional and ongoing appropriation funding for biosecurity announced in the Budget.

Thank you again for bringing your concerns to my attention.

Yours sincerely

A handwritten signature in dark ink, appearing to read 'M. Watt', written in a cursive style.

MURRAY WATT

31 / 07 / 2023

SOMERSET REGIONAL COUNCIL - Officer's Report

From: Andrew Johnson, Chief Executive Officer
Date: 15 August 2023
Subject: Toogoolawah Police Station Minister Response.
File Ref: 2022-2025 State and Federal Government Departments Liaison Doc Id
1533129
Action Officer: CEO

Background/Summary

At the Ordinary Council Meeting on 19 July 2023, Council made the following decision.

“THAT Council write to the Minister for Police and Corrective Services and Minister for Fire and Emergency Services, Hon Mark Ryan MP, and the Queensland Police Commissioner, Katarina Carrol, requesting confirmation that the Toogoolawah Police Station will remain fully operational as a police officer-manned station both now and in the long term.”

Council has received the attached letter from the Minister for Police and Corrective Services and Minister for Fire and Emergency Services, Hon Mark Ryan MP, confirming that there are no plans to close Toogoolawah Police Station, with officers attached to this station now and into the future.

Attachments

Letter from the Minister for Police and Corrective Services and Minister for Fire and Emergency Services, Hon Mark Ryan MP, dated 11 August 2023.

Recommendation

THAT Council receive the 'Toogoolawah Police Station Minister Response' report and the contents be noted.



Minister for Police and Corrective Services and
Minister for Fire and Emergency Services

Ref No: 2023/9617 (C27911) JK
Your Ref: 2022 – 2025 - State and Federal Government Departments - Liaison

11 AUG 2023

Councillor Graeme Lehmann
Mayor
Somerset Regional Council
mail@somerset.qld.gov.au

1 William Street Brisbane
PO Box 15195 City East
Queensland 4002 Australia
Telephone [REDACTED]
Email [REDACTED]
ABN 65 959 415 158

Dear Mayor

I refer to your correspondence of 28 July 2023 about police resources at the Toogoolawah Police Station.

I referred this matter to the Queensland Police Service (QPS) so that I can be better informed about the issues raised.

I am advised Inspector David Nevin, Ipswich Police District, recently contacted you and reaffirmed there are no plans to close Toogoolawah Police Station, with officers attached to this station continuing to proudly serve their local community now and into the future.

I am further advised policing services are delivered in Toogoolawah by local police officers, and when necessary, resources from adjoining divisions and specialist units are deployed.

The QPS will always prioritise community safety and regularly assesses facilities to determine necessary upgrades and resourcing when required.

Should your office require further information, [REDACTED] Acting Chief of Staff, is available on [REDACTED].

Yours sincerely

The Honourable Mark Ryan MP
**Minister for Police and Corrective Services and
Minister for Fire and Emergency Services**

SOMERSET REGIONAL COUNCIL – Officer's Report

From: Andrew Johnson, Chief Executive Officer
Date: 15 August 2023
Subject: Mayoral Gala Charity Ball Grant – Establishment of a Foodbank
File Ref: Mayoral Gala Charity Ball Fund
Action Officer: EA

Background/Summary

The Mayoral Gala Charity Ball Funds Distribution Policy defines a Tailored Service Program (TSP) as meeting one of the following criteria:

- a) A charitable organisation whose primary aims are to assist people suffering from a disability, homelessness, trauma, abuse or neglect in the Somerset Region.
- b) A charitable organisation whose primary aim is to improve the quality of life of vulnerable sections of the Somerset Community.

A request has been received from the Kilcoy Parish of the Anglican Church for assistance to help with set up costs to establish a Food Bank in Kilcoy. The group are seeking an amount of \$9,250 as a TSP application from the Mayoral Gala Charity Ball Fund.

Assessor's Summary

The applicant states that since May, the Kilcoy parish of the Anglican Church has sought approval to proceed with a Food Bank at the church hall. Through liaison with Council Officers, it has been confirmed that the proposal complies with town planning and food safety requirements provided it remains an ancillary use to the Anglican Church activities. Various options for the provision of the service have been considered with fortnightly trips to Food Banks Morningside warehouse offering the best outcome for maintaining stock at an affordable cost. This would be supplemented with other local produce, either donated or provided at cost, as once established it is easier to source donations, including some fresh produce from farmers direct, not dissimilar to what neighbourhood centres do regularly to support their food pantries. There will be a relationship with a financial resilience counsellor who will be visiting the Kilcoy Community Wellness Hub whereby families who visit more than once are encouraged to make an appointment. The counsellor can help with budgeting, accessing NILS loans (No Interest Loans Scheme) and consumer hardship schemes.

It is proposed that the food hampers will include pantry staples such as rice, pasta, vegemite, baked beans, breakfast cereal, chunky soups, flour, sugar etc, consumables such as bread and milk, with a small amount of meat and fresh vegetables. Hampers will vary in size, priced at \$20 or \$30 offering substantial savings to struggling families. There will also be options to purchase hampers with soap, shampoo, toothpaste, roll-on deodorant, laundry liquid and washing up liquid to ensure hygiene does not suffer.

To help with the initial set up and sustain the food bank for the initial twelve months the Kilcoy Anglican Parish has sought a grant through the Mayoral Gala Charity Ball Tailored Service Program. This includes the purchase and installation of industrial shelving in a former office at the church hall, the purchase of a large refrigerator/freezer and eskies with freezer bricks for safe transportation of cold items and initial stock

As per the policy section g) the applicant must also acknowledge that where a funding is provided for the purchase of a non-current asset and the asset is sold within twelve (12) months after the date on which Council grants the funds for the purchase, the grant provided must be repaid to the Council.

Attachments

Nil

Recommendation

THAT the application as summarised in this report be recommended for funding and \$9,250 be granted through the Mayoral Gala Charity Ball Fund budget allocation; plus GST if applicable, to assist with costs associated with establishing a Foodbank.
