



**Minutes of Ordinary Meeting
Held 24 August 2022**

*Held in the
Kilcoy Explore Centre
41 Hope Street Kilcoy*

Present

Cr Graeme Lehmann	(Mayor)
Cr Helen Brieschke	(Deputy Mayor)
Cr Sean Choat	(Councillor)
Cr Cheryl Gaedtke	(Councillor)
Cr Kylee Isidro	(Councillor)
Cr Jason Wendt	(Councillor)
Cr Bob Whalley	(Councillor)
Mr A Johnson	(Chief Executive Officer)
Mr M McGoldrick	(Director Corporate and Community Services)
Mr C Young	(Director Operations)
Mr S Brennan	(Acting Director Planning and Development)
Mr G Smith	(Director Finance)
Mrs K Jones	(Director HR and Customer Service)
Mrs H Golinski	(Minute Secretary / Executive Assistant)
*Ms M Maeseele	(Communications and Marketing Manager)

*Partial attendance

C O N T E N T S

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Opening of Meeting

The Mayor, Cr Graeme Lehmann, opened the meeting at 9.01 am.

Leave of Absence

Nil

Confirmation of Minutes

Resolution

Moved – Cr Isidro

Seconded – Cr Brieschke

“THAT the Minutes of the Ordinary Meeting held 10 August 2022 as circulated to all Members of Council be confirmed”.

Carried

Vote - Unanimous

Business arising out of minutes of previous meeting

Nil

Matters of Public Interest

Matters of public interest – Cr Brieschke

Saturday 3 September - Somerset Citizen Science Tree Planting Day
Cressbrook Creek section at The Condensery Art Gallery, Toogoolawah. There is a full program starting at 9.30 am with a Koala Conservation talk, 11.30 am Wildlife Show, Sausage Sizzle and tree planting from 10.00 am. To inquire or register please go to – cva.org.au/projects/somerset-citizen-science

Speaking of Koala's, our local wildlife rescuer has advised Koala's are on the move and to please watch out for them on our roads. Care must also be taken to lock your dogs up at night in case a koala walks through your yard.

Thursday 8 September, Esk Hospital Auxiliary AGM, 2.00 pm., Somerset Civic Centre.
Saturday 10 September Storytelling Through Movement, a Free Youth Workshop, 10.00 am, Alexandra Hall, Toogoolawah.
Saturday 10 September - Lowood Kindergarten Fete, 8.30 am, Clock Park, Lowood.

Matters of public interest – Cr Gaedtke

Congratulations to our woodchoppers and high school students who competed at the (Brisbane) Royal National Agricultural Show. The experience and friendships made will stand you all in good stead. It was great to see a young local awarded the 2022 350mm Australian Underhand Championship and a local Mum and Daughter competitors, come away from the EKKA with third and fourth in the final of the women's underhand woodchopping championship. Well done to all.

Show Societies are encouraged to apply for funds under the State Government's expanded Show Societies Grants Program, which will provide between \$5,000 for small show societies to \$150,000 for organisers of the Ekka.

Melanie Maesele joined the meeting at 9.04am

Matters of public interest – Cr Isidro

August

- 27 Villenuve Rural Fire Brigade open day
- 29 Somerset Civic Centre Brand Review
- 30 Lifeflight Charity Bowls Day
- 30 Kilcoy Show Society AGM
- 31 Kilcoy Indoor Sports Centre Re Development draft master plan consultation
- 31 Esk Xmas elves

September

- 01 ALGWA AGM
- 05 Toogoolawah Progress Association AGM
- 08 R U Ok day
- 08 Esk hospital auxiliary AGM
- 09 Condensery gallery opening
- 14 Council meeting

Matters of public interest – Cr Choat

Over the past few months our region has seen the proliferation of Fireweed infestations in both rural and urban land. Fireweed is known for its bright yellow flowers which resemble small daisies; however this plant is an invasive and toxic weed which competes with pasture is toxic to livestock and even poses a risk to human health.

Residents must be reminded that fireweed is a category 3 restricted invasive plant under the Biosecurity Act 2014. Landholders have a general biosecurity obligation to take all reasonable steps to minimise fireweed spread.

Parents must be mindful that the presence of fireweed can be attractive to small children who will be tempted to collect bunches of the bright flowers.

Whilst fireweed infestations should be treated, Council recognises it is extremely difficult for landholders to eradicate this pest under present conditions.

Herbicides are the best means of control if sprayed before plants reach maturity and flower. Manual removal on smaller lots is a most effective approach however, people must wear protective clothing particularly gloves as repeated contact with the skin can lead to poisoning due to its cumulative effect.

On urban blocks readily available hose-on lawn weed controls are also a very simple and relatively inexpensive means of eradication.

Council has for some years provided support through its very popular herbicide subsidy programs and is considering other strategies to promote community awareness and suppress infestations of this pest.

Conflict of Interest

No declarations of conflict of interest in the following agenda items were notified at this time.

Subject:	Development Application No. 22410 Development Application for a Development Permit for Material Change of Use for Medium Impact Industry (coffee roasting and associated wholesale) and Food and Drink Outlet (ancillary café)	
File No:	DA22410	Assessment No: 00487-10000-000
Action Officer:	SP-MO	

1.0 APPLICATION SUMMARY

Subject Land

Location:	15 Peters Street, Esk
Real property description:	Lot 3 SP126836
Site area:	3,050m ²
Current land use:	Industrial activities, warehouse, and shop
Easements/encumbrances:	Nil identified

South East Queensland Regional Plan 2017

Land use category:	Urban footprint
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Somerset Region Planning Scheme (Version Four)

Zone:	Industry zone
Precinct:	Not applicable
Overlays:	Bushfire hazard overlay Flood hazard overlay High impact activities management area overlay Infrastructure overlay

Application

Proposal:	Medium impact industry (coffee roasting and associated wholesale) and food and drink outlet (ancillary café)
Category of assessment:	Impact assessment
Applicant details:	Crammond Investments Pty Ltd c/- Ken Ryan and Associates Pty Ltd PO Box 970 INDOOROOPIILLY QLD 4068
Owner details:	Crammond Investments Pty Ltd
Date application received:	11 May 2022
Date application properly made:	11 May 2022

Referral agencies	Energex (as an advice agency)
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Public notification	Required
Submissions received	No submissions received

RECOMMENDED DECISION

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



**Locality Plan of Lot 3 SP126836
Situated at 15 Peters Street, Esk**

2.0 PROPOSAL

This development application seeks Council's approval for a development permit for material change of use for medium impact industry (coffee roasting and associated wholesale) and food and drink outlet (ancillary café) on land at 15 Peters Street, Esk on land formally described as Lot 3 SP126836.

The application has been made for one of the exiting tenancies, in the south-western corner of the site, adjoining Peters Street and the Brisbane Valley Rail Trail. The balance of the site is not affected by the proposal, with the established industrial activities, and charity shop are able to continue operating from the site.

The proposal seeks to introduce a new local industry to the site, providing for the roasting of coffee beans, as well as the associated warehousing, distribution, and wholesaling of products produced on site. To support the industrial activity, the proposal also seeks approval for an ancillary café to retail the coffee product. This food and drink outlet incorporates a kitchen, internal dining area, outdoor seating area, and a 12m² food service kiosk.

The building layout provides for the following:

- Coffee roasting, stock storage and unisex amenities at the rear two-thirds of the existing building.
- Ancillary café in the front third of the existing building, including linkage to external ordering and serving area.
- Multiple entrances to separate industrial and non-industrial activities and servicing.
- External enhancements to the existing building to provide for a high-quality aesthetic appearance and improved user functionality.

Additionally, the external seating and outdoor dining area is provided along the western site boundary (adjoining the rail trail), including several shade structures and associated tables and seats. This outdoor area will replace an existing bitumen hardstand area and will include new landscaping.

The application material advises that the internal kitchen will cater for drinks and pre-prepared food and refreshments only, primarily the sale of brewed coffee and roasted coffee beans produced on site, whilst the external kiosk will provide for the cooking and preparation of other basic foods (for example, hot chips, wraps, burgers, or similar) for visitors on an on-demand basis.

Given its location on the Brisbane Valley Rail Trail, the proposal seeks to attract bicycle tourists, and as such it is intended to provide an electric bicycle charging station as part of the outdoor area.

Additionally, one extra parking space is to be delineated in the internal on-site parking area, consistent with the parking rates identified in the planning scheme.

The proposed hours of operation for the industrial uses are 7am to 6pm Monday to Friday, 7am to 2pm Saturday, with no operation on Sundays or public holidays, in accordance with the Industrial activities code. The café is intended to operate 6:00am to 7:00pm daily, consistent with other business activities where hours are regulated by the planning scheme.

Proposal plans and concept perspectives are provided in the attachments to this report.

3.0 SITE DETAILS

The subject site is regular in shape and is currently improved by a small industrial complex, including warehousing and light industry uses. The complex also includes a community thrift shop, which was given Council approval in 2014, reference DA13901.

Surrounding uses are also generally industrial in nature, including sawmill, landscaping supplies, and hire yard, as well as the Energex substation.

The site adjoins the Brisbane Valley Rail Trail at its western boundary, and Peters Street at the southern boundary.

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

5.1 State Planning Policy

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 development application did not require assessment against any of the assessment benchmarks within the Regulation.

The proposal does not impact on any regulated vegetation or koala habitat areas, is not located in proximity to a Queensland heritage place or local heritage place, is not known to be on a contaminated land register, nor involves any environmentally relevant activities.

5.4 Somerset Region Planning Scheme (Version Four)

5.4.1 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 planning scheme seeks to ensure that industry activities, and business activities that are ancillary to industry activities, are located within industry developments within the Industrial Development Areas, such as the industry area within Esk.

The proposal supports the settlement pattern specific outcomes by providing a new industrial activity within the Esk industrial development area and providing co-located business activities that are ancillary to, and support the industrial development of, the towns.

The proposal is not of a scale that would result in conflict with Centre zoned land within Esk, nor is it anticipated that this development will diminish the function, or potential function, of the industrial area to provide increased employment and job diversity.

Natural environment

The site is an established industrial allotment within urban area of Esk. There are no known matters of environmental significance that affect the site, and the proposed development is not anticipated to have any adverse environmental impacts on surrounding properties.

Natural resources

The proposal does not involve any impact on an identified natural resource, including agricultural land, extractive resources or forestry. The proposal maintains a suitable separation from the watercourse (Sandy Creek) to avoid adverse water quality impacts within the Higher-risk catchment area, in excess of the setbacks identified within the relevant overlay codes.

Community identity and regional landscape character

The community identity and regional landscape character of the region is not affected by the proposal, as the development does not compromise the existing or planned character of the Esk town, and is appropriately scaled and designed to reinforce the planned character of Esk's industrial area.

Economic development

The proposal does not impact on the continued development of Council's town centres network. It is considered that proposal supports an improved industrial development area within Esk, by introducing a new local industrial business. The inclusion of the food and drink outlet will not result in a compromise to the role and function of the industrial area.

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.

Transport

The proposal is considered to support the region's transport network, including both road and active transport connectivity. The proposal does not impact on public transport or aviation facilities within the region.

5.4.2 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
Industry zone code	Yes	PO2
Business activities code	Yes	PO7
Industrial activities code	Yes	PO3, PO6
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
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.

The part of the site where the use is proposed is not affected by the Bushfire hazard overlay, or the Flood hazard overlay, and is not assessable against the High impact activities management area overlay code.

5.4.3 Performance outcome assessment

Industry zone code

Performance outcome	Acceptable outcome
Building setbacks	
PO2 Building setbacks: (a) maintain a coherent streetscape; (b) make efficient use of the site for access and servicing requirements; and (c) assist in managing the impacts of air, noise and odour emissions on adjoining premises.	AO2.1 Buildings and structures are setback a minimum 6 metres from the <i>primary street frontage</i> of the site. AO2.2 Buildings and structures are setback a minimum 3 metres from each side boundary of the site.
Proposal The existing building at the south-west corner of the site is setback 4.09m from the primary frontage. The main building and kiosk are setback greater than three metres from	

the nearest side (rail trail) boundary, but the shade structures will be located within the three metres.

Performance outcome assessment

The proposed development seeks to use an established building that is within the identified front setback. It is considered that this building forms the existing streetscape and its continued use is not anticipated to prevent a coherent streetscape.

The building, and the new kiosk, are in excess of three metres from the side boundary, however the new shade structures are located within this space. The location of these structures will improve the visual amenity of the site, providing an improved interface between the development site and the rail trail.

The proposed siting will not adversely impact on any servicing requirements, noting that onsite servicing largely occurs central to the site, nor result in any adverse amenity impacts on adjoining premises.

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

Business activities code

Performance outcome	Acceptable outcome
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.
Proposal The proposal does not provide a three metre wide landscaping strip along the rail trail, nor screen fencing.	
Performance outcome assessment The acceptable outcome seeks to soften harsh interfaces with screening and landscaping. The proposed development seeks to create a soft, open landscape between the existing industrial activity and the rail trail and Peters Street. This approach will provide an attractive interface that enhances the visual appearance of commercial buildings adjoining the rail trail.	
It is recommended that that alternative outcome be accepted in this instance.	

Industrial activities code

Performance outcome	Acceptable outcome
Administration and sales areas	
PO3 Office and sales areas remain subordinate to the primary industrial use.	A03.1 Areas for administration or sales purposes do not exceed 20 percent of the <i>gross floor area</i> of the industrial building.
	OR

	<p>AO3.2 Where no industrial building is provided, standalone buildings for office and sales purposes do not exceed 150 square metres of <i>gross floor area</i>.</p>
<p>Proposal The proposal provides for 108m² of industrial area, 68m² of internal non-industrial area (being 38% of the floor area of the building), and a large outdoor seating area (approximately 56.5m² covered by roof structures). This exceeds the acceptable outcome in terms of size.</p> <p>Additionally, the use as food and drink outlet is not specifically contemplated as an ancillary function by the Industrial activities code.</p> <p>Performance outcome assessment The application is essentially proposing a vertically integrated business, where production, distribution, wholesale, and consumption can all occur at the one premises. It is considered that the primary purpose of the development is for industrial activities, whilst the retailing/consumption is subordinate to the production.</p> <p>It is recommended that the alternative solution be accepted in this instance.</p>	
<p>Operational impacts</p>	
<p>PO6 Noise is managed in accordance accepted standards and the use is of a scale, intensity, and duration that has minimal impacts on the surrounding area, <i>sensitive land uses</i>, and the enjoyment of public open spaces.</p>	<p>AO6 Activities occur between 7am to 6pm Monday to Friday and 7am to 2pm on Saturdays. No operations occur on Sundays or public holidays.</p>
<p>Proposal The proposed hours of operation for the industrial development component are 7am to 6pm Monday to Friday, 7am to 2pm Saturday, with no operation on Sundays or public holidays, in accordance with the Industrial activities code.</p> <p>The café is intended to operate 6:00am to 7:00pm daily.</p> <p>Performance outcome assessment The industrial aspect complies with the acceptable outcome, however additional hours are sought for the food and drink outlet component. The proposed hours are consistent with other business activities where hours are regulated by the planning scheme.</p> <p>The recommended conditions package includes a requirement that the uses be operated in accordance with the proposed hours, noting that administration and retail components of the industrial activity may occur whilst the food and drink outlet is open.</p> <p>It is recommended that that alternative outcome be accepted in this instance.</p>	

5.4.4 Overall outcome assessment

The proposal is considered to comply with all the relevant overall outcomes, noting compliance with each of the relevant performance outcomes.

5.5 Local government infrastructure plan

5.5.1 Priority infrastructure area

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

5.5.2 Infrastructure charges

Under Somerset Regional Council Charges Resolution (No. 1) 2022, the proposal involves the following:

Planning scheme use	Charge category
Medium impact industry	Other industry
Food and drink outlet	Commercial (retail)

The existing building allows for a variety of industry uses that fall within the other industry category, for which demand discounts apply.

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

5.5.3 Trunk infrastructure requirements

5.5.3.1 Water and sewerage networks

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

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

5.5.3.2 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.

Infrastructure charges for the public parks and community land network are not applicable to the proposal.

5.5.3.3 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.

5.5.3.4 Transport network

The proposal is not considered to result in adverse impacts to the safety and efficiency of the road network. Peters Street is not considered a trunk road under the local government infrastructure plan.

The proposal provides for a footpath along the frontage of the proposed use. Council is currently upgrading the Brisbane Valley Rail Trail with a new sealed footpath. The new footpath is designed to be connected to the Brisbane Valley Rail Trail.

An adopted charge for the transport network applies.

6.0 REFERRAL AGENCIES

In accordance with the *Planning Regulation 2017*, the application required referral to Energex for matters relating to protection of electricity infrastructure. Energex advised that they had no requirements for the development application.

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 on 28 June 2022.
- (b) A notice was published in The Sentinel newspaper on 30 June 2022.
- (c) A notice in the prescribed form was placed on the premises on 30 June 2022 and maintained for the minimum period of 15 business days until 22 July 2022.

Council received the notice of compliance on 25 July 2022, 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

No other relevant matters have been considered as part of this application.

9.0 CONCLUSION

The application seeks Council's approval for a new industrial development (coffee roasting) with an ancillary food and drink outlet on land in the Industry zone within Esk. The proposal has been assessed against the relevant parts of the Somerset Region Planning Scheme (Version Four) and state planning instruments and has been found to align with the planning intent for the site.

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 ATTACHMENT

- 1. Proposal plans, drawn by Life Box Design.
- 2. Draft Infrastructure Charges Notice

RECOMMENDED DECISION

- 1. THAT Council approve Development Application No. 22410 for a Development Permit for Material Change of Use for Medium Impact Industry (coffee roasting and associated wholesale) and Food and Drink Outlet (ancillary café) on land situated at 15 Peters Street, Esk, formally described as Lot 3 SP126836, 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	At all times

	amended by these conditions of approval.	
	Site Plan, drawn by Life Box Designs, reference CRA-22-01 CO-03 Rev D, dated June 2022.	
	Proposed Plan, drawn by Life Box Designs, reference CRA-22-01 CO-04 Rev D, dated June 2022.	
	Proposed Elevations, drawn by Life Box Designs, reference CRA-22-01 CO-05 Rev D, dated June 2022.	
	Proposed Elevations, drawn by Life Box Designs, reference CRA-22-01 CO-06 Rev D, dated June 2022.	
	Sections, drawn by Life Box Designs, reference CRA-22-01 CO-07 Rev D, dated June 2022.	
1.2	Comply with the relevant provisions of the Somerset Region Planning Scheme, Planning Scheme Policies and Local Laws.	At all times
1.3	A legible copy of this development approval package is to be available on the premises at all times during construction.	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; and/or levied but not fully paid over the subject land.	Prior to the commencement of the use
	Limitation of Use	
1.5	This approval is for an integrated industrial and food and drink outlet development. The use of the tenancy as a food and drink outlet is to remain ancillary to the industrial use occurring within the building.	At all times
1.6	The proposed 'ancillary café' and 'kiosk' are to be operated as a single Food and drink outlet tenancy and are not to be operated independently of each other.	At all times
	General Services	
1.7	Connect the development to a reticulated water supply, sewer infrastructure, electricity supply and telecommunication utilities in accordance with the acceptable standards of the relevant regulatory authority.	Prior to the commencement of the use
1.8	The applicant must provide written evidence (e.g. connection certificate) from each particular service provider stating the development has been connected to applicable services, is available at a standard connection, or has a current supply agreement. Note: Electricity/telecommunication/water supply/ sewer drawings must be coordinated with the civil engineering design details, to ensure that service clashes are avoided.	Prior to the commencement of the use
	Building Designs	
1.9	External details of the buildings, facade treatment and external materials, colours, and finishes must be consistent with the approved drawings and documents. Any design changes to the approved drawings and document must	At all times

	receive Council's written approval. <i>Note: The requirement to use particular materials and finishes is imposed only for the purpose of achieving a built form outcome that displays architectural merit. Council has not assessed the materials and finishes for compliance with the Building Act, the Building Fire Safety Regulation, the Building Regulation, the Building Code of Australia, the Queensland Development Code, relevant Australian Standards, fire safety standards or any other relevant requirement of a statutory authority with regard to building work.</i>	
	Access within the site	
1.10	Provide pedestrian prioritised pathway and access from the street frontage to the front doors of the Food and drink outlet. The pathway must be differentiated in colour and texture from the driveway.	Prior to commencement of use and maintained at all times
	Visual Amenity	
1.11	All buildings, structures and fences as well as the subject land must be maintained in a clean and tidy manner at all times.	At all times
1.12	All fixed mechanical plant must be contained within the building or visually screened to all street frontages, public viewing locations and adjoining premises.	At all times
1.13	Open storage areas, loading areas, bin storage areas and other unsightly areas, must be screened from view from all street frontages and public places.	Prior to commencement of use and maintained at all times
1.14	The development and hard landscaping must not comprise of highly reflective materials that create slippery or otherwise hazardous conditions.	At all times
1.15	Any graffiti within the proposed development must be removed immediately.	At all times
	Acoustic Amenity	
1.16	Noise from activity associated with the use of the subject land must not exceed the Acoustic Quality Objectives listed in the <i>Environment Protection (Noise) Policy 2008</i> when measured at any sensitive receptor.	At all times
1.17	All refrigeration equipment, pumps, regulated devices, and air conditioning equipment as defined by the <i>Environmental Protection Act 1994</i> must be designed, installed, operated and maintained to comply with the noise standards as specified within the <i>Environmental Protection Act 1994</i> .	At all times
1.18	All plants and equipment (rooftop chillers, plant decks etc.) located on rooftops must be appropriately screened by	At all times

	acoustic screens.	
	Security Lighting	
1.19	<p>Ensure that all external lighting is in accordance with <i>Australian Standard AS4282 Control of the Obtrusive Effects of Outdoor Lighting</i> so as not to cause nuisance to nearby residents or passing motorists.</p> <p>Lighting must be maintained by the owner of the building in a safe and good working order.</p>	Prior to commencement of use and then to be maintained
	Hours of Operation	
1.20	<p>Hours of operation are to be as follows:</p> <ul style="list-style-type: none"> - Medium impact industry, other than for administration, retail, or wholesale activities: <ul style="list-style-type: none"> o 7:00am to 6:00pm Monday to Friday o 7:00am to 2:00pm Saturday o No operation on Sundays or public holidays. - Medium impact industry, where for administration or retail activities, and Food and drink outlet: <ul style="list-style-type: none"> o 6:00am to 7:00pm daily. 	At all times
SCHEDULE 2 – GENERAL CONDITIONS		
<i>Assessment Manager</i>		
No.	Condition	Timing
2.1	All works are to be designed and constructed in accordance with the requirements of the Planning Scheme Policy 4 – Design Standards.	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
2.3	Repair any damage to Council infrastructure that occurs during any works carried out in association with the approved development.	At all times
	Footpaths	
2.4	Provide a concrete footpath with a width of 1.5 metres along the frontage of the site of the development, from the property boundary with the Brisbane Valley Rail Trail to the established pathway in front of the existing thrift shop.	Prior to the commencement of the use
	Vehicle Access	
2.3	All vehicular access shall provide convenient and safe access and egress from the site in accordance with Planning Scheme Policy 4 – Design Standards.	At all times
2.4	The landowner is responsible for construction and maintenance of vehicular access for the property, from the road carriageway to property boundary in accordance with Council's Policy and Standards. Approval is to be sought from	At all times

	Council and the landowner must advise all potential purchasers accordingly.	
2.5	All vehicles shall enter and leave the site in a forward gear	At all times
2.6	All manoeuvring areas shall enable access to a single-unit truck / bus based on a 12.5 metre Design Vehicle in accordance with <i>Austroads</i> design manual.	At all times
2.7	The vehicle access from the road carriageway to property boundary is to be in accordance with Council's Policy and standard drawing SRC-ROAD-013.	Prior to the commencement of the use
2.8	Remove the existing western crossover as shown on the approved plans and where required reinstate the kerb and footpath.	Prior to the commencement of the use
Car Parking		
2.8	Provide on-site car parking for nineteen (19) vehicles, including one (1) space for disabled persons in accordance with Council Planning Scheme. All car parking and circulation areas to be provided with sealed surface, line marking, or be otherwise designed in accordance with AS2890 and Planning Scheme Policy 4 – Design Standards.	Prior to commencement of use and maintained at all times
2.9	All pedestrian pathways shall be appropriately marked and signposted where they cross internal driveways.	Prior to commencement of use and maintained at all times
2.10	Construct and maintain the driveway, vehicle manoeuvring and parking areas of hard standing material such as concrete or bitumen in accordance with Australian Standards.	At all times
Stormwater		
2.12	Stormwater Drainage and flows are to have a no worsening effect on adjoining, upstream, or downstream landholders.	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	<p>The holder of this development approval must not:</p> <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	<p>The holder of this development approval must not:</p> <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. 	During construction phase
	Nuisance	
3.5	Notwithstanding any other condition of this development approval, this approval does not authorise any release of contaminants which causes or is likely to cause an environmental nuisance beyond the boundaries of the approved place.	At all times
3.6	No change, replacement or operation of any plant or equipment is permitted if the change, replacement or operation of the plant or equipment increases, or is likely to increase the risk of causing environmental nuisance beyond the boundaries of the approved place.	At all times
	Waste Management	
3.7	<p>All general waste produced as part of the operation must be disposed of through either:</p> <ul style="list-style-type: none"> a. The number of standard waste services as determined by Council; or b. A private agreement with a licensed waste disposal contractor through an exemption granted by Council. 	At all times
3.8	The approval holder must provide an impervious, screened area which is drained as require by Council, where all waste containers are placed.	At all times
3.9	Where waste bins are to be serviced on site; the area must be designed and constructed so that waste collection vehicles enter the leave the site in a forward gear.	At all times

SCHEDULE 4 – ADVICE

Assessment Manager

This approval has effect in accordance with the provisions of section 71 of the ***Planning Act 2016***. *[A copy of section 71 will be enclosed with the Decision Notice].*

Currency Period - Pursuant to section 85 of the *Planning Act 2016* 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 *Planning Act 2016*.

The *Planning Act 2016* 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.

Separate development approval is required for any building work and plumbing/drainage work necessitated by the conditions contained in this approval.

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 *Planning Act 2016*. 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 *Planning Act 2016*).

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.

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

Construction hours are 6:30 am to 6:30 pm Monday to Saturday, with no work to be undertaken on Sundays or public holidays. Noise levels from construction work shall at all times comply with the requirements of the *Environmental Protection Act*.

Separate development approval is required for any building work and plumbing/drainage works necessitated by the conditions contained in this approval.

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*.

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

Attachments for the Decision Notice include:

- Site Plan, drawn by Life Box Designs, reference CRA-22-01 CO-03 Rev D, dated June 2022.
- Proposed Plan, drawn by Life Box Designs, reference CRA-22-01 CO-04 Rev D, dated June 2022.
- Proposed Elevations, drawn by Life Box Designs, reference CRA-22-01 CO-05 Rev D, dated June 2022.
- Proposed Elevations, drawn by Life Box Designs, reference CRA-22-01 CO-06 Rev D, dated June 2022.
- Sections, drawn by Life Box Designs, reference CRA-22-01 CO-07 Rev D, dated June 2022.

Resolution

Moved – Cr Whalley

Seconded – Cr Brieschke

1. "THAT Council approve Development Application No. 22410 for a Development Permit for Material Change of Use for Medium Impact Industry (coffee roasting and associated wholesale) and Food and Drink Outlet (ancillary café) on land situated at 15 Peters Street, Esk, formally described as Lot 3 SP126836, 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*Assessment Manager*

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.	At all times
	Site Plan, drawn by Life Box Designs, reference CRA-22-01 CO-03 Rev D, dated June 2022.	
	Proposed Plan, drawn by Life Box Designs, reference CRA-22-01 CO-04 Rev D, dated June 2022.	
	Proposed Elevations, drawn by Life Box Designs, reference CRA-22-01 CO-05 Rev D, dated June 2022.	
	Proposed Elevations, drawn by Life Box Designs, reference CRA-22-01 CO-06 Rev D, dated June 2022.	
	Sections, drawn by Life Box Designs, reference CRA-22-01 CO-07 Rev D, dated June 2022.	
1.2	Comply with the relevant provisions of the Somerset Region Planning Scheme, Planning Scheme Policies and Local Laws.	At all times
1.3	A legible copy of this development approval package is to be available on the premises at all times during construction.	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; and/or levied but not fully paid over the subject land.	Prior to the commencement of the use

	Limitation of Use	
1.5	This approval is for an integrated industrial and food and drink outlet development. The use of the tenancy as a food and drink outlet is to remain ancillary to the industrial use occurring within the building.	At all times
1.6	The proposed 'ancillary café' and 'kiosk' are to be operated as a single Food and drink outlet tenancy and are not to be operated independently of each other.	At all times
	General Services	
1.7	Connect the development to a reticulated water supply, sewer infrastructure, electricity supply and telecommunication utilities in accordance with the acceptable standards of the relevant regulatory authority.	Prior to the commencement of the use
1.8	<p>The applicant must provide written evidence (e.g. connection certificate) from each particular service provider stating the development has been connected to applicable services, is available at a standard connection, or has a current supply agreement.</p> <p>Note: Electricity/telecommunication/water supply/ sewer drawings must be coordinated with the civil engineering design details, to ensure that service clashes are avoided.</p>	Prior to the commencement of the use
	Building Designs	
1.9	<p>External details of the buildings, facade treatment and external materials, colours, and finishes must be consistent with the approved drawings and documents. Any design changes to the approved drawings and document must receive Council's written approval.</p> <p><i>Note: The requirement to use particular materials and finishes is imposed only for the purpose of achieving a built form outcome that displays architectural merit. Council has not assessed the materials and finishes for compliance with the Building Act, the Building Fire Safety Regulation, the Building Regulation, the Building Code of Australia, the Queensland Development Code, relevant Australian Standards, fire safety standards or any other relevant requirement of a statutory authority with regard to building work.</i></p>	At all times
	Access within the site	
1.10	Provide pedestrian prioritised pathway and access from the street frontage to the front doors of the Food and drink outlet. The pathway must be differentiated in colour and texture from the driveway.	Prior to commencement of use and maintained at all times
	Visual Amenity	
1.11	All buildings, structures and fences as well as the subject land must be maintained in a clean and tidy manner at all times.	At all times

1.12	All fixed mechanical plant must be contained within the building or visually screened to all street frontages, public viewing locations and adjoining premises.	At all times
1.13	Open storage areas, loading areas, bin storage areas and other unsightly areas, must be screened from view from all street frontages and public places.	Prior to commencement of use and maintained at all times
1.14	The development and hard landscaping must not comprise of highly reflective materials that create slippery or otherwise hazardous conditions.	At all times
1.15	Any graffiti within the proposed development must be removed immediately.	At all times
	Acoustic Amenity	
1.16	Noise from activity associated with the use of the subject land must not exceed the Acoustic Quality Objectives listed in the <i>Environment Protection (Noise) Policy 2008</i> when measured at any sensitive receptor.	At all times
1.17	All refrigeration equipment, pumps, regulated devices, and air conditioning equipment as defined by the <i>Environmental Protection Act 1994</i> must be designed, installed, operated and maintained to comply with the noise standards as specified within the <i>Environmental Protection Act 1994</i> .	At all times
1.18	All plants and equipment (rooftop chillers, plant decks etc.) located on rooftops must be appropriately screened by acoustic screens.	At all times
	Security Lighting	
1.19	<p>Ensure that all external lighting is in accordance with <i>Australian Standard AS4282 Control of the Obtrusive Effects of Outdoor Lighting</i> so as not to cause nuisance to nearby residents or passing motorists.</p> <p>Lighting must be maintained by the owner of the building in a safe and good working order.</p>	Prior to commencement of use and then to be maintained
	Hours of Operation	
1.20	<p>Hours of operation are to be as follows:</p> <ul style="list-style-type: none"> - Medium impact industry, other than for administration, retail, or wholesale activities: <ul style="list-style-type: none"> o 7:00am to 6:00pm Monday to Friday o 7:00am to 2:00pm Saturday o No operation on Sundays or public holidays. - Medium impact industry, where for administration or retail activities, and Food and drink outlet: <ul style="list-style-type: none"> o 6:00am to 7:00pm daily. 	At all times

SCHEDULE 2 – GENERAL CONDITIONS		
<i>Assessment Manager</i>		
No.	Condition	Timing
2.1	All works are to be designed and constructed in accordance with the requirements of the Planning Scheme Policy 4 – Design Standards.	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
2.3	Repair any damage to Council infrastructure that occurs during any works carried out in association with the approved development.	At all times
	Footpaths	
2.4	Provide a concrete footpath with a width of 1.5 metres along the frontage of the site of the development, from the property boundary with the Brisbane Valley Rail Trail to the established pathway in front of the existing thrift shop.	Prior to the commencement of the use
	Vehicle Access	
2.3	All vehicular access shall provide convenient and safe access and egress from the site in accordance with Planning Scheme Policy 4 – Design Standards.	At all times
2.4	The landowner is responsible for construction and maintenance of vehicular access for the property, from the road carriageway to property boundary in accordance with Council's Policy and Standards. Approval is to be sought from Council and the landowner must advise all potential purchasers accordingly.	At all times
2.5	All vehicles shall enter and leave the site in a forward gear	At all times
2.6	All manoeuvring areas shall enable access to a single-unit truck / bus based on a 12.5 metre Design Vehicle in accordance with <i>Austroads</i> design manual.	At all times
2.7	The vehicle access from the road carriageway to property boundary is to be in accordance with Council's Policy and standard drawing SRC-ROAD-013.	Prior to the commencement of the use
2.8	Remove the existing western crossover as shown on the approved plans and where required reinstate the kerb and footpath.	Prior to the commencement of the use
	Car Parking	
2.8	Provide on-site car parking for nineteen (19) vehicles, including one (1) space for disabled persons in accordance with Council Planning Scheme.	Prior to commencement of use and

	All car parking and circulation areas to be provided with sealed surface, line marking, or be otherwise designed in accordance with AS2890 and Planning Scheme Policy 4 – Design Standards.	maintained at all times
2.9	All pedestrian pathways shall be appropriately marked and signposted where they cross internal driveways.	Prior to commencement of use and maintained at all times
2.10	Construct and maintain the driveway, vehicle manoeuvring and parking areas of hard standing material such as concrete or bitumen in accordance with Australian Standards.	At all times
	Stormwater	
2.12	Stormwater Drainage and flows are to have a no worsening effect on adjoining, upstream, or downstream landholders.	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: <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 	During construction phase

	or water.	
	Nuisance	
3.5	Notwithstanding any other condition of this development approval, this approval does not authorise any release of contaminants which causes or is likely to cause an environmental nuisance beyond the boundaries of the approved place.	At all times
3.6	No change, replacement or operation of any plant or equipment is permitted if the change, replacement or operation of the plant or equipment increases, or is likely to increase the risk of causing environmental nuisance beyond the boundaries of the approved place.	At all times
	Waste Management	
3.7	All general waste produced as part of the operation must be disposed of through either: a. The number of standard waste services as determined by Council; or b. A private agreement with a licensed waste disposal contractor through an exemption granted by Council.	At all times
3.8	The approval holder must provide an impervious, screened area which is drained as require by Council, where all waste containers are placed.	At all times
3.9	Where waste bins are to be serviced on site; the area must be designed and constructed so that waste collection vehicles enter the leave the site in a forward gear.	At all times
SCHEDULE 4 – ADVICE		
<i>Assessment Manager</i>		
This approval has effect in accordance with the provisions of section 71 of the Planning Act 2016 . <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 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 <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.		
Separate development approval is required for any building work and plumbing/drainage work necessitated by the conditions contained in this approval.		

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 *Planning Act 2016*. 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 *Planning Act 2016*).

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.

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

Construction hours are 6:30 am to 6:30 pm Monday to Saturday, with no work to be undertaken on Sundays or public holidays. Noise levels from construction work shall at all times comply with the requirements of the *Environmental Protection Act*.

Separate development approval is required for any building work and plumbing/drainage works necessitated by the conditions contained in this approval.

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*.

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

Carried

Vote - Unanimous

Subject:	Application for Temporary Entertainment Event – Elements Festival 2022
File:	Environmental Management/Reports/Environmental Health Reports
Action Officer:	EHO-DB

Background/Summary

Council received a temporary entertainment event application (Ref:1420017, 1390129) to conduct a music festival located at Lot 2 SP228062, Sunday Creek Road, Jimna. The proposed event is called "Elements Festival 2022" and will involve live music, dance, arts and market stalls. Camping will be provided onsite.

The event is proposed to be operated for five days from 10am Thursday 13 October 2022 until 12pm Monday 17 October 2022. The applicant has advised that the expected attendance rate at the event is 3,500 patrons and 1,500 staff.

Council regulates this activity through *Local Law No.1 (Administration) 2011*, and *Subordinate Local Law 1.12 (Operation of Temporary Entertainment Events) 2011*.

Assessment of Application

Under section 9 of *Local Law No. 1 (Administration) 2011*, Council may grant an approval for an application for a temporary entertainment event only if it is satisfied that:

Criteria – LL, Section 9(1)(a)	If the prescribed activity requires a separate approval under an Act, a law of the Commonwealth or the local government's planning scheme—the separate approval has been granted; and
Officer comment	<p>The applicant has advised that BYO alcohol will be allowed at the event. No permit will be required from the Office of Liquor and Gaming Regulation.</p> <p>Council's planning section has advised the following in relation to the application:</p> <ul style="list-style-type: none"> • The threshold for a temporary use of this nature is up to 7 days per year. A previous approval to operate a five-day temporary entertainment event called "Jungle Love" has been approved by Council to be operated from 1 September to 5 September 2022. • The current application (Elements Festival 2022) relates to a four-day event which, if approved, would exceed the 7-day threshold by two days. • The landholder has made a Material change of use application (DA22670) over this site for a Major Sports Recreation and Entertainment Facility - Temporary Entertainment Events, which proposes to enable events for up to 25 days in a year. The application is currently being assessed. • Officers are prepared to recommend approval of the current application to exceed the 7-day threshold by 2 days on a 'one off' basis considering the fact a development application has been submitted by the landholder.
Criteria – LL, Section 9(1)(b)	The proposed operation and management of the prescribed activity is adequate to protect public health, safety and amenity and prevent environmental harm; and
Officer comment	<p><u>Medical</u></p> <p>Council requested comment from the Queensland Ambulance Service (QAS) about the proposed event. QAS recommended that all lifestyle or music festivals within the area of Jimna require a paramedical transport capability during peak activity times of between 1600-0200 hours daily, while also engaging on-site private medical coverage to have twenty-four hour coverage.</p>

	<p>QAS also advised that the QAS is the only organisation that has authority to transport acute medical patients within the state of Queensland.</p> <p>The applicant has advised that onsite medical services will be provided by MedCall, who will operate as a team of 10 paramedics. The applicant will also provide a paramedical transport capability during peak activity times of between 1600-0200 hours daily, while also engaging on-site private medical coverage to have twenty-four-hour coverage.</p> <p><u>Security</u> Council requested comment from the Queensland Police Service (QPS) who did raise some concerns around the access and egress given the relative isolation of the site in question particularly if an emergency response is required either from a QPS, QAS or QFES.</p> <p>The applicant has implemented upgrades to the access the egress for the site for emergency vehicles and patrons. QPS have indicated that they are comfortable that the issues raised have been addressed.</p> <p>The applicant has advised that onsite security services will be provided by East Coast Security, which will include a team of 15 security guards for the event.</p> <p><u>Post Event Report</u> A condition of approval will require the approval holder to submit to Council, within 14 days of the event, a Post Event Report detailing:</p> <ul style="list-style-type: none"> • Total number of paying attendees, artists and staff; • Any incidents during the event relating to public health and safety and the outcomes of those incidents; • Any incidents during or associated with the event where the Queensland Police Service, Queensland Ambulance Service or Queensland Fire and Emergency Services assistance was required, and the outcomes of those incidents.
Criteria – LL, Section 9(1)(c)	If the prescribed activity is the commercial use of a local government controlled area or road—the grant of the approval is consistent with the objective of the local government of restriction of the commercial use of local government controlled areas and roads, where such activities are permitted, in recognition of the fact that the activities may otherwise enjoy an unfair commercial advantage over competitive activities conducted from fixed premises in the local government area for which rates and other charges are paid, and to which planning and other regulatory legislation applies;
Officer comment	Not applicable.
Criteria – LL, Section 9(1)(d)	The proposed operation and management of the prescribed activity would be consistent with any additional criteria prescribed for the activity under a subordinate local law for this paragraph; and

Officer comment	Subordinate Local Law No.1.12 (Operation of Temporary Entertainment Events) 2011 prescribes criteria for the proposed activity. An assessment against that criterion is provided below.
Criteria – LL, Section 9(1)(e)	The grant of the approval would be consistent with the purpose of any relevant local law; and
Officer comment	The proposed activity is generally consistent with Council's local laws.
Criteria – LL, Section 9(1)(f)	If the application relates to trust land—the grant of the approval would be consistent with the terms and conditions of the trust; and
Officer comment	The subject land is not trust land.
Criteria – LL, Section 9(1)(g)	If the application relates to a prescribed activity mentioned in section 5(b)—the grant of the approval would be consistent with any requirements or criteria specified in the relevant Local Government Act in relation to the approval.
Officer comment	Not applicable.
Criteria – SLL, Section 4(1)	The design and construction of the place of the temporary entertainment event must be safe and appropriate to the nature of the entertainment proposed and the number of people expected to attend the place.
Officer comment	<p>The expected attendance rate for the event is 3,500 patrons and 1,500 staff. Other similar events have been hosted on the subject site and adequate space exists onsite for the activity to be held.</p> <p>Conditions of approval will require the operator to ensure appropriate electrical safety standards are complied with, and that any scaffolding or temporary shade structures are installed by appropriately qualified persons.</p>
Criteria – SLL, Section 4(2)	Entertainment provided at the place must not unreasonably detract from the amenity of the area in which the entertainment is, or is proposed to be, situated.
Officer comment	Due to the location of the proposed event it is not anticipated that the amenity of the surrounding area will be adversely impacted.
Criteria – SLL, Section 4(3)	Entertainment provided at the place must not generate significant noise, dust or light pollution or other significantly adverse effects on the surrounding neighbourhood.
Officer comment	<p>The proposed event is likely to generate loud music as part of the entertainment that is provided. Dust and light emissions are expected to be minimal.</p> <p>Due to the location of the proposed event, it is not anticipated that the amenity of the surrounding area will be adversely impacted.</p>
Criteria – SLL, Section 4(4)	There must be enough toilets and sanitary conveniences provided for the event.

Officer comment	The applicant has advised that subject site does not have permanent amenities blocks. As such, multiple toilet and shower blocks have been organised for hire. The number of toilets and showers required to be provided will be a condition should Council decide to grant an approval.
Criteria – SLL, Section 4(5)	Adequate provision must exist for the disposal of waste generated by the use of the place for the temporary entertainment event.
Officer comment	The applicant has advised that over 100 wheelie bins are available at the venue which will be placed at strategic points throughout the entertainment area, markets area and campgrounds. Additionally, 2 large skips will be hired for the event. All waste will be disposed of at an appropriately licenced waste disposal facility.
Criteria – SLL, Section 4(6)	Adequate provision must exist for people and (if relevant) vehicles to enter and leave the place of the temporary entertainment event.
Officer comment	<p>Council's Operations Department has provided the following advice in relation to this event, which will be incorporated into any conditions of approval:</p> <ul style="list-style-type: none"> • If event directional signage is to be displayed by the operator, then signage should not be erected any sooner than the morning of the event and must be taken down the night after the event is finished. • Any signage displayed on Department of Transport and Main Roads (DTMR) controlled roads will need approval from DTMR.

Attachments

1. Site Plans

Recommendation

THAT Council approve the application subject to the conditions listed below:

No.	CONDITION
1.0	ENVIRONMENTAL/ LOCAL LAW
1.1	<p>The approval holder must:</p> <ul style="list-style-type: none"> • Display the approval in the manner, and at the locations, specified by the local government; and • Produce the approval for inspection by an authorised person on demand.
1.2	The approval holder must provide Somerset Regional Council with a copy of a public liability insurance certificate of currency for a minimum of \$20 million dollars and must note Somerset Regional Council as an interested party. The insurance certificate must cover all relevant aspects of the event.
1.3	The approval holder must provide Somerset Regional Council with a copy of a COVID Safe Event Checklist for the event.
1.4	The operation of the temporary entertainment event must not unreasonably detract from the amenity of the area in which the place is located.

1.5	The temporary entertainment event is limited to the operation of a music festival with a maximum attendance of 5000 people at Lot 2 SP228062, Sunday Creek Road, Jimna, from 10am Thursday 13 October 2022 until 12pm Monday 17 October 2022.
1.6	The approval holder must provide the following number of toilets, sanitary conveniences and showers for the event: Males: 100 toilets; 50 urinals; 67 hand basins; 50 showers Females: 200 toilets; 67 hand basins; 1 sanitary convenience bin per female toilet; 50 showers Unisex: at least 1 unisex toilet for patrons with a disability at each group of toilet facilities The approval holder must also provide separate toilet and hand washing facilities for food handlers.
1.7	The approval holder must provide an appropriate number of waste bins that are to be serviced by an appropriately licensed waste contractor. The number of waste bins provided must be sufficient to accept all waste generated by the event, including waste from attendees, event staff, and food vendors. All waste must be disposed of at an appropriately licenced waste disposal facility.
1.8	The approval holder must maintain insurance that is applicable to the activity including without limitation, a public liability insurance policy which provides indemnity for each individual occurrence in an amount not less than \$20 million dollars. The insurance certificate must cover the permit holder and the Somerset Regional Council against any claims whatsoever arising from the operation of the event. The insurance certificate of currency must be submitted to Council by Friday 23 September 2022.
1.9	The approval holder must indemnify and keep indemnified, the Somerset Regional Council, their officers, employees and agents (the indemnified) against any or all losses suffered or incurred (except to the extent that any losses are caused through the negligent act or omission of the indemnified) in connection with the erection, existence or operation of the works or activities, the subject of this approval. “Losses” include liabilities, losses, damages, expenses and costs (including legal costs on a full indemnity basis and whether incurred or awarded) of any kind or nature, whether arising in contract or tort (including, but not limited to, negligence) or under a statute; and also include loss or profits, loss of revenue, loss of anticipated saving, loss of opportunity, pure economic loss and loss of data any other consequential special or indirect loss or damage.
1.10	The temporary entertainment event must not cause an environmental nuisance as defined by the <i>Environmental Protection Act 1994</i> .
1.11	Noise associated with the event must not exceed the following levels at a sensitive receptor: (a) before 7am, if the use causes audible noise; or (b) from 7am to 10pm, if the use causes noise of more than 70dB(A); or (c) from 10pm to midnight, if the use causes noise of more than the lesser of the following— (i) 50dB(A); (ii) 10dB(A) above the background level.
1.12	The operation of the temporary entertainment event must not create a traffic nuisance or increase an existing traffic nuisance or detrimentally affect the efficiency of the road network in which the activity is undertaken.
1.13	The approval holder must provide appropriate lighting to all areas of the temporary entertainment event to ensure the safety of the public.
1.14	All buildings, structures, vehicles, facilities or equipment used in the operation of the temporary entertainment event must be maintained at all times: <ul style="list-style-type: none"> • In good working order. • In good state of repair. • In a clean and sanitary condition.
1.15	The approval holder must ensure that a food licence issued under the <i>Food Act 2006</i> is obtained (to the extent that it is required) by any entities selling food at the event.
1.16	The approval holder must ensure that the temporary entertainment event is run generally in accordance with the application material submitted to Council.

1.17	The approval holder must submit a final version of the Event Management Plan for approval by the Chief Executive Officer by Friday 23 September 2022.
1.18	The approval holder must ensure that the temporary entertainment event is run in accordance with the approved Event Management Plan.
1.19	The approval holder is to provide a contact number for any complaints received during the event.
1.20	The approval holder must ensure that all electrical installations or distribution to be utilised for the event is installed and signed off by a licenced electrician.
1.21	The approval holder must ensure that the construction of any structures onsite, including temporary stages and shade sails, are installed by appropriately qualified persons holding riggers licences with Workplace Health and Safety Queensland.
1.22	The approval holder must have a minimum of 15 licensed security staff to be available on site at all times for the duration of the event.
1.23	The approval holder must engage the Queensland Ambulance Service to provide paramedical transport capability during peak activity times between 1600-0200 hours daily while the event is operating, while also engaging registered paramedics for on-site private medical coverage in order to have twenty-four hour medical coverage during the event.
1.24	The approval holder must submit to Council, within 14 days of the event, a Post Event Report detailing: <ul style="list-style-type: none"> • Total number of paying attendees, artists and staff; • Any incidents during the event relating to public health and safety and the outcomes of those incidents; • Any incidents during or associated with the event where the Queensland Police Service, Queensland Ambulance Service or Queensland Fire Emergency Services assistance was required and the outcomes of those incidents.
2.0	OPERATIONS
2.1	Any event directional signage that is displayed should not be erected any sooner than the morning of the event and must be taken down the night after the event is finished.
2.2	Any signage displayed on Department of Transport and Main Roads (DTMR) controlled roads will need approval from DTMR.

Resolution

Moved – Cr Gaedtke

Seconded – Cr Isidro

“THAT Council approve the application subject to the conditions listed below:

No.	CONDITION
1.0	ENVIRONMENTAL/ LOCAL LAW
1.1	The approval holder must: <ul style="list-style-type: none"> • Display the approval in the manner, and at the locations, specified by the local government; and • Produce the approval for inspection by an authorised person on demand.
1.2	The approval holder must provide Somerset Regional Council with a copy of a public liability insurance certificate of currency for a minimum of \$20 million dollars and must note Somerset Regional Council as an interested party. The insurance certificate must cover all relevant aspects of the event.
1.3	The approval holder must provide Somerset Regional Council with a copy of a COVID Safe Event Checklist for the event.
1.4	The operation of the temporary entertainment event must not unreasonably detract from the amenity of the area in which the place is located.
1.5	The temporary entertainment event is limited to the operation of a music festival with a maximum attendance of 5000 people at Lot 2 SP228062, Sunday Creek Road, Jimna, from 10am Thursday 13 October 2022 until 12pm Monday 17 October 2022.

1.6	<p>The approval holder must provide the following number of toilets, sanitary conveniences and showers for the event:</p> <p>Males: 100 toilets; 50 urinals; 67 hand basins; 50 showers</p> <p>Females: 200 toilets; 67 hand basins; 1 sanitary convenience bin per female toilet; 50 showers</p> <p>Unisex: at least 1 unisex toilet for patrons with a disability at each group of toilet facilities</p> <p>The approval holder must also provide separate toilet and hand washing facilities for food handlers.</p>
1.7	<p>The approval holder must provide an appropriate number of waste bins that are to be serviced by an appropriately licensed waste contractor. The number of waste bins provided must be sufficient to accept all waste generated by the event, including waste from attendees, event staff, and food vendors. All waste must be disposed of at an appropriately licenced waste disposal facility.</p>
1.8	<p>The approval holder must maintain insurance that is applicable to the activity including without limitation, a public liability insurance policy which provides indemnity for each individual occurrence in an amount not less than \$20 million dollars. The insurance certificate must cover the permit holder and the Somerset Regional Council against any claims whatsoever arising from the operation of the event. The insurance certificate of currency must be submitted to Council by Friday 23 September 2022.</p>
1.9	<p>The approval holder must indemnify and keep indemnified, the Somerset Regional Council, their officers, employees and agents (the indemnified) against any or all losses suffered or incurred (except to the extent that any losses are caused through the negligent act or omission of the indemnified) in connection with the erection, existence or operation of the works or activities, the subject of this approval.</p> <p>“Losses” include liabilities, losses, damages, expenses and costs (including legal costs on a full indemnity basis and whether incurred or awarded) of any kind or nature, whether arising in contract or tort (including, but not limited to, negligence) or under a statute; and also include loss or profits, loss of revenue, loss of anticipated saving, loss of opportunity, pure economic loss and loss of data any other consequential special or indirect loss or damage.</p>
1.10	<p>The temporary entertainment event must not cause an environmental nuisance as defined by the <i>Environmental Protection Act 1994</i>.</p>
1.11	<p>Noise associated with the event must not exceed the following levels at a sensitive receptor:</p> <p>(a) before 7am, if the use causes audible noise; or</p> <p>(b) from 7am to 10pm, if the use causes noise of more than 70dB(A); or</p> <p>(c) from 10pm to midnight, if the use causes noise of more than the lesser of the following—</p> <p>(i) 50dB(A);</p> <p>(ii) 10dB(A) above the background level.</p>
1.12	<p>The operation of the temporary entertainment event must not create a traffic nuisance or increase an existing traffic nuisance or detrimentally affect the efficiency of the road network in which the activity is undertaken.</p>
1.13	<p>The approval holder must provide appropriate lighting to all areas of the temporary entertainment event to ensure the safety of the public.</p>
1.14	<p>All buildings, structures, vehicles, facilities or equipment used in the operation of the temporary entertainment event must be maintained at all times:</p> <ul style="list-style-type: none"> • In good working order. • In good state of repair. • In a clean and sanitary condition.
1.15	<p>The approval holder must ensure that a food licence issued under the <i>Food Act 2006</i> is obtained (to the extent that it is required) by any entities selling food at the event.</p>
1.16	<p>The approval holder must ensure that the temporary entertainment event is run generally in accordance with the application material submitted to Council.</p>
1.17	<p>The approval holder must submit a final version of the Event Management Plan for approval by the Chief Executive Officer by Friday 23 September 2022.</p>

1.18	The approval holder must ensure that the temporary entertainment event is run in accordance with the approved Event Management Plan.
1.19	The approval holder is to provide a contact number for any complaints received during the event.
1.20	The approval holder must ensure that all electrical installations or distribution to be utilised for the event is installed and signed off by a licenced electrician.
1.21	The approval holder must ensure that the construction of any structures onsite, including temporary stages and shade sails, are installed by appropriately qualified persons holding riggers licences with Workplace Health and Safety Queensland.
1.22	The approval holder must have a minimum of 15 licensed security staff to be available on site at all times for the duration of the event.
1.23	The approval holder must engage the Queensland Ambulance Service to provide paramedical transport capability during peak activity times between 1600-0200 hours daily while the event is operating, while also engaging registered paramedics for on-site private medical coverage in order to have twenty-four hour medical coverage during the event.
1.24	<p>The approval holder must submit to Council, within 14 days of the event, a Post Event Report detailing:</p> <ul style="list-style-type: none"> • Total number of paying attendees, artists and staff; • Any incidents during the event relating to public health and safety and the outcomes of those incidents; • Any incidents during or associated with the event where the Queensland Police Service, Queensland Ambulance Service or Queensland Fire Emergency Services assistance was required and the outcomes of those incidents.
2.0	OPERATIONS
2.1	Any event directional signage that is displayed should not be erected any sooner than the morning of the event and must be taken down the night after the event is finished.
2.2	Any signage displayed on Department of Transport and Main Roads (DTMR) controlled roads will need approval from DTMR.
	<u>Carried</u>
	<i>Vote - Unanimous</i>

Subject: Application for Keeping more than maximum number of animals – Lot4 RP135671 - 03536-00000-000 - 127 Mount Tarampa Road, Mount Tarampa File Ref: LICENCING – LOCAL LAWS – Keeping of Animals Action Officer: RSO-AW
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Background/Summary

Application Details

Council received an application to keep six dogs from the occupier of 127 Mount Tarampa Road, Mount Tarampa. The application relates to the keeping of large breeds including six greyhounds in the rural zone on an allotment of 4.043ha.

Regulatory Services Officers conducted an inspection of the site with the property occupier on 29 July 2022 and noted the following:

- There is one dwelling located on the property.
- All dogs are microchipped, and none are de-sexed.
- The dogs have access to an area behind the house.
- The enclosures are made of steel mesh with a concrete floor.
- The dogs can roam free on property.

- The property fencing is constructed of dingo fencing and is in good condition and adequate to contain dogs at time of inspection.

The applicant in this matter rehabilitates racing greyhounds so that they can be rehomed as a domestic pet.

Assessment Summary

Complaint History

Council has received one complaint regarding dogs kept at this property. The complaint was regarding a dog wandering at large.

CSR 1400647- 30/05/2022; Regarding a dog wandering at large and an attack on a chicken. Compliance notices relating to a proper enclosure dogs wandering were sent to the applicant. In relation to the alleged dog attack the complaint in this matter did not want any further action taken regarding the alleged dog attack. However, the alleged dog involved is no longer on the property. There have been no further complaints lodged regarding the applicant's dogs wandering at large since the compliance notices were sent to the applicant.

Submissions

During the submission period, Council received two submissions from persons who were in receipt of the notification.

Submission 1: Doc ID 1413010 – Received at Council 11 July 2022. Below is a summary of issues raised by the Submitter:

- Submitter has sleeping problems now and wandering dogs generally in the area are keeping him awake at night.
- Concerns raised that the Submitter was advised by Council that he could not have more the two dogs.
- Concerns about the impacts an approval may have on health conditions suffer by the Submitter and his wife.
- The land is subject to flooding and is not suitable.

Submission 2: Doc ID 1413367 – Received at Council 12 July 2022. Below is a summary of the issues raised:

- It is inappropriate to keep more than two dogs in this location unless and excess dog permit is applied for and granted. No application was received.
- It is not conducive to good neighbourly relations as it is difficult to constantly control noise and roaming of a pack size number of dogs. In relation to this comment, it carries no weight regarding the granting of this application.
- The owner of a property (the Submitter) has been advised by their tenants, that the applicant does not have a good track record with supervising his animals. In relation to this comment, it carries no weight regarding the granting of this application. No complaints are recorded from the tenants on this property.

Supervising Regulatory Services Officer Comments

Submission 1:

- The applicant was contacted about the contents of the submission and provided the following response:
“Dogs have remained on his property since the wandering at large complaint and the fencing is adequate to contain his dogs and that greyhounds can’t jump over the fence.”

- There is no evidence to support that wandering of dogs from the subject property are causing nuisance / sleeping problems for neighbours. It is noted that barking dogs were not mentioned.
- In response to the Submitter's comment that Council advise him that he could not have more than two dogs on the property; officers of this section have been canvased and the Submitter had been advised that local laws provide that he was only permitted to have two dogs on the property, however he could apply for an excess dog permit. No excess dog permit has applied for. CSR number 1348642.
- The allotment is located outside the designated area and is 4.043 hectares in area.

Submission 2:

- The applicant was contacted about the contents of the submission and provided the following response:
"Dogs are very quiet, and he has never been spoken to from any neighbouring properties regarding any barking issues. The owner of the property is very supportive of me keeping my greyhounds and rehoming. The owner has received no complaints regarding the keeping of dogs."
- The Submitter is the owner of the property and does not reside at this property. There is no reference to specific examples of complaints relating to the 'not a good track record' issue raised by the tenant of the property.
- The allotment is located outside the designated area, with an area of 4.043 hectares and under *Subordinate Local Law No. 1.5 (Keeping of Animals) 2011*, Council may approve up to 6 dogs on this allotment.

Local Law Assessment

The below table is an assessment of the application based on *Subordinate Local Law No. 1.5 (Keeping of Animals) 2011, Schedule 1, number 4*.

Criteria:	Compliance (Y/N)
(1) Whether the premises on which the animal or animals can be effectively and comfortably kept on the premises.	Y
Comments: The 6 dogs can be effectively kept on premises.	
(2) Whether a residence exists on the premises.	Y
Comments: A single storey brick dwelling exists on the property.	
(3) Whether a proper enclosure is maintained on the premises in accordance with the requirements of <i>Local Law No. 2 (Animal Management) 2011</i> .	Y
Comments: The enclosure is constructed and meets the requirements of Subordinate Local Law No.2, preventing the dogs from going under, over or through the fence and are made from firm and strong materials.	
(4) Whether the applicant for the approval or some other suitable person to supervise the animal or animals will be resident on the premises on which the animal or animals are to be kept.	Y
Comments: The applicant resides at the property.	

(5) Whether the animal or animals will be properly supervised.	Y
Comments: The applicant can adequately supervise the dogs.	
(6) If the application relates to the keeping of dogs or cats – whether the animals identified in the application are registered with the local government.	Y
Comments: Two of dogs are currently registered with Somerset Regional Council.	
(7) If section 14 of the Animal Management Act applies to the applicant for the approval - whether the applicant has complied with the requirements of the section. 14. <i>Owner must ensure cat or dog is implanted</i> 1) <i>A person who is or becomes an owner of a cat or dog that is not implanted with a PPID must ensure the cat or dog is implanted with a PPID before it is 12 weeks old unless the person has a reasonable excuse.</i> <i>Maximum penalty—20 penalty units.</i> <i>Note — A cat or dog that is more than 12 weeks old on the commencement of this section need not be implanted with a PPID unless it is supplied. See section 43Y.</i> 2) <i>It is a defence to a prosecution for an offence against subsection (1) for the defendant to prove—</i> a) <i>here is a signed veterinary surgeon's certificate for the cat or dog stating that implanting it with a PPID is likely to be a serious risk to the health of the cat or dog; or</i> b) <i>for a dog, the ownership is to use it as—</i> <i>(i) a government entity dog; or</i> <i>(ii) a working dog; or</i> <i>(iii) another class of dog prescribed under a regulation.</i>	Y
Comments: All three dogs listed on the application are microchipped.	
(8) Whether the applicant is a suitable person to hold the approval.	Y
Comments: Council has no information to suggest that the applicant is not a suitable person	
(9) Whether the grant of the approval for the prescribed activity on the premises is likely to – a) cause nuisance, inconvenience or annoyance to occupiers of adjoining land; or b) affect the amenity of the surrounding area; or c) have a deleterious effect on the local environment or cause pollution or other environmental damage.	Y
Comments: (a) Not likely to cause a nuisance, inconvenience, or annoyance to occupiers of adjoining land. (b) The subject dogs have a large, fenced area to roam and enclosures to contain when required. (c) Not likely to affect the environment	
(10) If the application relates to the keeping of cats –	N/A

a) whether the cats have been desexed; and b) whether the cats have been fitted with an approved microchip.	
Comments: N/A	
(11) If the application relates to the keeping of an animal or animals on multi residential premises – a) whether the applicant - is entitled to make use of a common area; and b) whether the applicant has exclusive possession and control of the whole or a part of the common area for the purpose of keeping the animal or animals; and c) whether the applicant has the written permission of the person or body which manages or controls the common area to use the common area, or a part of the common area, for the purpose of keeping the animal or animals.	N/A
Comments: N/A	
(12) Where the animal or animals are to be kept on premises other than multi residential premises and the applicant is not the owner of the premises - whether the applicant has the written permission of the owner of the premises to keep the animal or animals on the premises.	Y
Comments: Supporting correspondence received from Kim Noble, property owner.	
(13) Whether the applicant has been refused a similar type of approval by the local government or another local government.	Y
Comments: No knowledge of refusal of similar type of approval.	
(14) If the application relates to the keeping of dogs on an allotment, the local government may only grant an approval if it is satisfied that no dog which is a regulated dog is kept on the allotment.	N/A
Comments: No regulated dogs are subject to this application.	
(15) If the application relates to the keeping of up to 4 dogs over the age of 3 months on an allotment which is located outside a designated area and has an area of 10,000m ² or more – whether the applicant for the approval is a current member of an approved entity.	N/A
Comments: N/A	
(16) If the application relates to the keeping of up to 6 dogs over the age of 3 months on an allotment which is located outside a designated area and has an area of 20,000m ² or more – whether the applicant for the approval is an accredited breeder.	Y
Comments: The application relates to the keeping of up to 6 dogs over the age of 3 months. The applicant's property at 127 Mount Tarampa Road Mount Tarampa is outside a designated area. The applicant's property at 127 Mount Tarampa Road Mount Tarampa is 4.043ha in size.	

The applicant is a member of the Greyhound Association, member number 275935.
The applicant has a breeder identification number; BIN 0002376361805.

Attachments

1. Locality Plan

Recommendation

That Council grant approval to keep more than the maximum number of dogs under *Local Law No.1 (Administration) 2011* and *Subordinate Local Law No. 1.5 (Keeping of Animals) 2011*:

1. On land described as Lot 4 on RP135671, situated at 127 Mount Tarampa Road, Mount Tarampa;
2. For dogs described in **Schedule 1** below and three additional greyhounds; and
3. Subject to the conditions set out in **Schedule 2** below.

Schedule 1

Description of dogs:					
Name	Breed	Colour	Sex (M/F)	Desexed (Y/N)	Microchip No.
Boof Head	Greyhound	Brindle	M	N	956000008217768
Chucky	Greyhound	Brindle	M	N	956000006551336
Missy	Greyhound	Black	F	N	956000005725941

Schedule 2

No.	CONDITION
1.0	LOCAL LAW
1.1	The approval holder must take all reasonable steps to prevent the dogs from making a noise or disturbance that causes a nuisance or disturbance to the occupiers of other premises.
1.2	The approval holder must at all times maintain a proper enclosure in accordance with Schedule 8 of <i>Subordinate Local Law No. 2 (Animal Management) 2011</i> .
1.3	The approval holder must ensure that dogs list in schedule 1 of this approval, are not in a public place unless they are under the effective control of a person in accordance with <i>Local Law No.2 (Animal Management) 2011</i> .
1.4	The approval holder must ensure that any enclosure in which the dogs are kept is properly drained and that run-off is kept off adjoining premises.
1.5	The approval holder must ensure that excreta, food scraps and other material that is, or is likely to become, offensive is collected daily and, if not immediately disposed of, is kept in a waste container of a kind approved by an authorised person.

1.6	The approval holder must ensure that any enclosure in which the dogs are kept is maintained in: (i) a clean and sanitary condition and disinfected regularly; and (ii) an aesthetically acceptable condition.
1.7	The approval is limited to the dogs identified in Schedule 1 of this approval plus an additional three (3) dogs.
1.8	The approval holder must be a current member of an approved entity. Upon expiry of the approved entity membership, the approval holder is to forward a copy of the renewed membership to Council.
1.9	The dogs identified in Schedule 1 of this approval, plus an additional three (3) dogs, must hold registration with Somerset Regional Council.
1.10	The approval holder must at all times comply with provisions of the <i>Animal Management (Cats and Dogs) Act 2008</i> .

Resolution

Moved – Cr Choat

Seconded – Cr Brieschke

“THAT Council grant approval to keep more than the maximum number of dogs under *Local Law No.1 (Administration) 2011* and *Subordinate Local Law No. 1.5 (Keeping of Animals) 2011*:

1. On land described as Lot 4 on RP135671, situated at 127 Mount Tarampa Road, Mount Tarampa;
2. For dogs described in **Schedule 1** below and three additional greyhounds; and
3. Subject to the conditions set out in **Schedule 2** below.

Schedule 1

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1.3	The approval holder must ensure that dogs list in schedule 1 of this approval, are not in a public place unless they are under the effective control of a person in accordance with <i>Local Law No.2 (Animal Management) 2011</i> .

1.4	The approval holder must ensure that any enclosure in which the dogs are kept is properly drained and that run-off is kept off adjoining premises.
1.5	The approval holder must ensure that excreta, food scraps and other material that is, or is likely to become, offensive is collected daily and, if not immediately disposed of, is kept in a waste container of a kind approved by an authorised person.
1.6	The approval holder must ensure that any enclosure in which the dogs are kept is maintained in: (i) a clean and sanitary condition and disinfected regularly; and (ii) an aesthetically acceptable condition.
1.7	The approval is limited to the dogs identified in Schedule 1 of this approval plus an additional three (3) dogs.
1.8	The approval holder must be a current member of an approved entity. Upon expiry of the approved entity membership, the approval holder is to forward a copy of the renewed membership to Council.
1.9	The dogs identified in Schedule 1 of this approval, plus an additional three (3) dogs, must hold registration with Somerset Regional Council.
1.10	The approval holder must at all times comply with provisions of the <i>Animal Management (Cats and Dogs) Act 2008</i> . <div style="text-align: right;"><u>Carried</u></div> <i>Vote - Unanimous</i>

Subject:	Application for Keeping more than maximum number of animals – Lot32 RP815875 - 02784-30000-000 - 158 Reinbotts Road Lowood
File Ref:	LICENCING – LOCAL LAWS – Keeping of Animals
Action Officer:	RSO-MC

Background/Summary

Application Details

Council received an application to keep four dogs from the occupier of 158 Reinbotts Road, Lowood. The application relates to small and medium breeds including one Shih Tzu X Poodle, one Lhasa Apso X Maltese, one Pomeranian and one Kelpie in the emerging community zone on an allotment with an area of 3.678 ha.

A Regulatory Services Officer (RSO) conducted an inspection of the site with the property owner on 6 December 2021 and noted the following:

- There is one dwelling located on the property.
- All dogs are microchipped and three dogs are de-sexed.
- The dogs have access to an enclosed patio area which is attached to the rear of the dwelling.
- The enclosure fencing is constructed of pool style panel and timber lattice panelling and is in good condition and adequate to contain dogs at time of inspection.
- There is no property boundary fencing suitable to contain dogs at the time of the inspection.

Assessment Summary

Complaint History

Council has received complaints regarding dogs kept at this property. The following Customer Service Requests (CSRs) were created regarding excess dogs at the premises and wandering at large issues.

CSR 1304440 – 24 June 2021 – Complaint regarding excess dogs and dogs wandering onto a property in Reinbotts Road.

1 July 2021 – An excess dogs compliance notice was issued to the dog owner.

Outcome: The applicant made application to keep up to 4 dogs on the subject property on 11 November 2021.

CSR 1341313 – 2 November 2021 – An RSO generated a CSR after witnessing two of the dogs from 158 Reinbotts Road wandering at large on Reinbotts Road.

2 November 2021 – A wandering at large and fence/enclosure compliance notices were sent to the dog owner.

Outcome: There were no further complaints received in relation to dogs wandering from the applicant's property. The property was found to have a dog enclosure in good condition and adequate to contain dogs at the time of the inspection.

Submission

During the submission period, Council received one submission from persons who were in receipt of the notification.

The main issue identified in the submission related to the applicant letting her dogs out of their enclosure in the mornings, resulting in the dogs running from their property into neighbouring yards and onto Reinbotts road.

It is noted that there have been no complaints since 2 November 2021 regarding dogs wandering at large from the subject property.

Supervising Regulatory Services Officer Response:

Council officers have made several attempts to contact the applicant regarding the submission of objection. An officer was successful in contacting the applicant on 10 August 2022 to discuss how the issues raised regarding wandering would be addressed. The applicant advised that the dogs have been kept on her property since the time of the last complaint (2 November 2021) and she was confident that the dogs would not wander in the future.

Council records confirm that no further complaints have been received about dogs wandering from the property and the enclosure provided was deemed sufficient to contain the dogs at the time of the inspection. If approved, the applicant will be required to comply with conditions of approval.

Local Law Assessment

The below table is an assessment of the application based on *Subordinate Local Law No. 1.5 (Keeping of Animals) 2011, Schedule 1, number 4.*

Criteria:	Compliance (Y/N)
(1) Whether the premises on which the animal or animals can be effectively and comfortably kept on the premises.	Yes
Comments: The 4 dogs are of small breed.	

(2) Whether a residence exists on the premises.	Yes
Comments: A dwelling exists on the property.	
(3) Whether a proper enclosure is maintained on the premises in accordance with the requirements of <i>Local Law No. 2 (Animal Management) 2011</i> .	Yes
Comments: The enclosure is adequate to keep the 4 dogs.	
(4) Whether the applicant for the approval or some other suitable person to supervise the animal or animals will be resident on the premises on which the animal or animals are to be kept.	Yes
Comments: The applicant, her husband and 5 children including teenage children reside on the property.	
(5) Whether the animal or animals will be properly supervised.	Yes
Comments: The applicant, her husband and 5 children including teenage children reside on the property and are capable of supervising the dogs.	
(6) If the application relates to the keeping of dogs or cats – whether the animals identified in the application are registered with the local government.	Yes
Comments: 2 of the 4 dogs are currently registered with Somerset Regional Council.	
<p>(7) If section 14 of the Animal Management Act applies to the applicant for the approval - whether the applicant has complied with the requirements of the section.</p> <p>14. Owner must ensure cat or dog is implanted</p> <p>1) <i>A person who is or becomes an owner of a cat or dog that is not implanted with a PPID must ensure the cat or dog is implanted with a PPID before it is 12 weeks old unless the person has a reasonable excuse.</i></p> <p><i>Maximum penalty—20 penalty units.</i></p> <p><i>Note — A cat or dog that is more than 12 weeks old on the commencement of this section need not be implanted with a PPID unless it is supplied. See section 43Y.</i></p> <p>3) <i>It is a defence to a prosecution for an offence against subsection (1) for the defendant to prove—</i></p> <p>a) <i>here is a signed veterinary surgeon's certificate for the cat or dog stating that implanting it with a PPID is likely to be a serious risk to the health of the cat or dog; or</i></p> <p>b) <i>for a dog, the ownership is to use it as—</i></p> <p>(i) <i>a government entity dog; or</i></p> <p>(ii) <i>a working dog; or</i></p> <p>(iii) <i>another class of dog prescribed under a regulation.</i></p>	Yes

Comments: All dogs mentioned within the application that are required to be microchipped have been microchipped. One of the four dogs is not required to be microchipped due to its old age.	
(8) Whether the applicant is a suitable person to hold the approval.	Yes
Comments: Council does not have records to demonstrate this.	
(9) Whether the grant of the approval for the prescribed activity on the premises is likely to – a) cause nuisance, inconvenience or annoyance to occupiers of adjoining land; or b) affect the amenity of the surrounding area; or c) have a deleterious effect on the local environment or cause pollution or other environmental damage.	Yes
Comments: a) During the application process time period, RSO Clark has attended the applicant's property at 158 Reinbotts Road, Lowood on several occasions. On one occasion at 8.30am on Tuesday 7 June 2022 RSO Clark found no person to be at the property and two of the subject dogs were not secured within their enclosure and were running freely around the property. The enclosure gate was open at that time. The property does not have sufficient fencing to contain the subject dogs to the property if they are not kept in the enclosure. RSO Clark did not see the two dogs leave the property at that time, however the dogs had access to the road and other surrounding properties. On two other occasions when attending the applicant's property, there were residents at the property, however at least two of the dogs were not contained to their enclosure but were still inside the property. b) Not likely to affect the amenity surrounding area. c) Not likely to affect the environment.	
(10) If the application relates to the keeping of cats – a) whether the cats have been desexed; and b) whether the cats have been fitted with an approved microchip.	N/A
Comments: N/A	
(11) If the application relates to the keeping of an animal or animals on multi residential premises – a) whether the applicant - is entitled to make use of a common area; and b) whether the applicant has exclusive possession and control of the whole or a part of the common area for the purpose of keeping the animal or animals; and c) whether the applicant has the written permission of the person or body which manages or controls the common area to use the common area, or a part of the common area, for the purpose of keeping the animal or animals.	N/A
Comments: N/A	
(12) Where the animal or animals are to be kept on premises other than multi residential premises and the applicant is not the owner of the premises - whether the applicant has the written permission of the owner of the premises to keep the animal or animals on the premises.	N/A

Comments: The owner of the premises has provided written permission to keep 4 dogs on the premises subject to Council approval of same. The approval letter is attached to the application.	
(13) Whether the applicant has been refused a similar type of approval by the local government or another local government.	Yes
Comments: No knowledge of refusal of similar type of approval.	
(14) If the application relates to the keeping of dogs on an allotment, the local government may only grant an approval if it is satisfied that no dog which is a regulated dog is kept on the allotment.	N/A
Comments: No regulated dogs are subject to this application.	
(15) If the application relates to the keeping of up to 4 dogs over the age of 3 months on an allotment which is located outside a designated area and has an area of 10,000m ² or more – whether the applicant for the approval is a current member of an approved entity.	N/A
Comments:	
(16) If the application relates to the keeping of up to 6 dogs over the age of 3 months on an allotment which is located outside a designated area and has an area of 20,000m ² or more – whether the applicant for the approval is an accredited breeder.	No
Comments: The application is for the keeping of 4 dogs. The applicant provided number BIN0010405843060. The allotment has an area of 36,780m ² or 3.678 Hectares. The allotment is located within the designated area (Attachment 2). Council needs to give consideration as to whether it is acceptable for additional animals to be kept on larger allotments within the designated area such as the subject site. It should be noted that Council has granted approval for the keeping of dogs on allotments under similar circumstances previously. Officers recommend support for the application in this instance.	

Attachments

1. Locality Plan
2. Designated Area Map

Recommendation

THAT Council grant approval to keep more than the maximum number of dogs under *Local Law No.1 (Administration) 2011* and *Subordinate Local Law No. 1.5 (Keeping of Animals) 2011*:

1. On land described as Lot 32 on RP815875, situated at 158 Reinbotts Road, Lowood;

2. For dogs described in **Schedule 1** below; that the conditions set out in **Schedule 2** below will apply.

Schedule 1

Description of dogs:					
Name	Breed	Colour	Sex (M/F)	Desexed (Y/N)	Microchip No.
Chester	Shih Tzu X Poodle	Black	M	Y	981000300392718
Sheba	Lhasa Apso X Maltese	Tan	F	Y	Not required due to age of the dog
Teddy	Pomeranian	Black and White	M	N	991003000915349
Ruby	Kelpie	Brown and White	F	Y	900012000356544

Schedule 2

No.	CONDITION
1.0	LOCAL LAW
1.1	The approval holder must take all reasonable steps to prevent the dogs from making a noise or disturbance that causes a nuisance or disturbance to the occupiers of other premises.
1.2	The approval holder must at all times maintain a proper enclosure in accordance with Schedule 8 of <i>Subordinate Local Law No. 2 (Animal Management 2011)</i> .
1.3	The approval holder must ensure that dogs list in schedule 1 of this approval, are not in a public place unless they are under the effective control of a person in accordance with <i>Local Law No.2 (Animal Management) 2011</i> .
1.4	The approval holder must ensure that any enclosure in which the dogs are kept is properly drained and that run-off is kept off adjoining premises.
1.5	The approval holder must ensure that excreta, food scraps and other material that is, or is likely to become, offensive is collected daily and, if not immediately disposed of, is kept in a waste container of a kind approved by an authorised person.
1.6	The approval holder must ensure that any enclosure in which the dogs are kept is maintained in: (i) a clean and sanitary condition and disinfected regularly; and (ii) an aesthetically acceptable condition.
1.7	The approval is limited to the dogs identified in Schedule 1 of this approval.
1.8	The approval holder must be a current member of an approved entity. Upon expiry of the approved entity membership, the approval holder is to forward a copy of the renewed membership to Council.
1.9	The dogs identified in Schedule 1 of this approval must hold registration with Somerset Regional Council.
1.10	The approval holder must at all times comply with provisions of the <i>Animal Management (Cats and Dogs) Act 2008</i> .

Resolution

Moved – Cr Choat

Seconded – Cr Wendt

“THAT Council does not grant approval to keep more than the maximum number of dogs under *Local Law No. 1 (Administration) 2011* and *Subordinate Local Law No. 1.5 (Keeping of Animals) 2011* due to the property having no boundary fence (or equivalent control measure) to contain the dogs to the property.”

Carried

Vote – 4 For, 3 Against

Consistent with Section 254H of the Local Government Regulation 2012, the reason for Council not adopting the Officer’s recommendation follows: During debate Council considered the contents of the report and, in particular, the complaint history compared to the control measures to contain dogs offered by the applicant. Council considered the risk to the community of a potential breach of the control measures proposed by the applicant and considered the control measure inadequate. Accordingly, Council could not support the Officer’s recommendation.

Subject:	Planning and Development Department Monthly Report – July 2022
File Ref:	Governance/Reporting/Officer Reports
Action Officer:	DPAD, ESM, SP, SBC, NRMO

Report

A summary of the Department’s activities during the month of July 2022 is provided for Council’s information.

Planning Development Applications

A total of twenty-six (26) development applications were received in July 2022.

Assessment Type	June 2021	July 2021	June 2022	July 2022
Building Works assessable against the Planning Scheme	6	10	10	12
Material Change of Use	12	3	15	9
Reconfiguring a Lot	3	2	1	2
Operational Works	2	2	-	3
Combined Applications	-	1	1	-
Total	23	18	27	26

The list of applications received is provided in Appendix 1.

A total of ten (10) development applications were decided in July 2022.

Approved/Refused	June 2021	July 2021	June 2022	July 2022
Refused - Council	-	-	-	-
Approved - Council	3	2	12	1
Approved - Delegated Authority	6	21	24	9
Total	9	23	36	10

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

Planning and Environment Court Appeals

Asset1 Pty Ltd v Somerset Regional Council Planning and Environment Court No. 1616 of 2021

A Notice of Appeal was filed in Court on 25 June 2021 regarding Council's decision to approve, subject to conditions, the Development Application (DA20283) for a Development Permit for Operational Works for Vegetation clearing on land described as Lot 165 SP187250 and Lot 5 RP838682 and situated at Brouff Road Fernvale. Appeal decided and allowed in part subject to conditions by the Planning and Environment Court on 21 July 2022.



Building Development Approvals

A total of seventy-eight (78) building approvals were issued in the region for July 2022.

Assessment Type: Building Works

Status	June 2021	July 2021	June 2022	July 2022
Accepted	87	109	78	84
Approved - Council	19	17	9	22
Approved - Private Certifier	68	95	61	56

The list of applications approved is provided in Appendix 2.

Building Compliance Matters

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

July 2022:

Unapproved building works at Moore and Kilcoy.

Unlawful use of buildings or structures at Toogoolawah and Esk.



Plumbing Compliance Permits and Inspections

A total of twenty-eight (28) plumbing and drainage approvals were issued in the region for July 2022.

Assessment Type: Plumbing Approval

Status	June 2021	July 2021	June 2022	July 2022
Approved	34	40	14	28
Info Request	14	3	14	24
Total	41	43	28	52
Plumbing Inspections	75	92	106	84

The list of applications approved is provided in Appendix 3.

The number of home sewerage treatment plants on Council's register is 2283 of which 352, or 15.4% are currently overdue for servicing.

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 the Mid-Brisbane (Black Snake Creek Catchment). Twenty-one eligible properties in the Glamorgan Vale area were sent invitations to apply for upgrade subsidy; eight of which have volunteered for an inspection, with six inspections resulting in the allocation of funding.

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 270 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 are currently planning the 2022-2023 mosquito surveillance program in conjunction with Queensland Health which is proposed to be conducted in various towns and villages in the region from January to March 2022.

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 sections for the months of June and July.

Invasive Animal Control

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

Wild dogs

1080 baits injected:

	June 2022	July 2022
Mt Kilcoy	22	-
Coominya	6	-
Fernvale	-	14
Dundas	-	13
Crossdale	-	8
Toogoolawah	-	15
Total	28	50



Dingo scalps presented:

	June 2022	July 2022
Buaraba	2	-
Eskdale	-	5
Total	2	5

Feral pigs

1080 baits injected:

	June 2022	July 2022
Fernvale	8	-
Total	8	-



Feral pig scalps presented:

	June 2022	July 2022
Buaraba	125	100
Eskdale	-	61
Total	125	161

Feral pigs reported to be impacting on a landholder Cooeimbardi area, a trap was deployed resulting in all 6 pigs being trapped with no evidence of others when the trap was removed.

Rabbits:



- Officers have been working with landholders to control rabbit infestations in the following areas:
 - Fernvale, Hazeldean.
- Officers are continuing to work closely with Seqwater in controlling rabbits around Somerset and Wivenhoe Dams.

Fox:



- Pest Management Officers are continuing to monitor den sites that have been found and fumigated.
- Council received a complaint in Toogoolawah fox predating on poultry. A cage trap was deployed resulting in the capture of one fox.

Invasive Plant Control

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

June 2022:

- **Mother of Millions-** Crossdale, Moore, Hazeldean, Toogoolawah, Gregors Creek, Kilcoy, Jimna, Fernvale, Tarampa.
- **Fireweed** – Moore, Hazeldean, Coominya, Neurum, Kilcoy, Fernvale, Glamorgan Vale, Wivenhoe Pocket, Tarampa.
- **Giant rats tail grass** – Braemore, Gregors Creek, Jimna, Fernvale, Tarampa
- **Lantana Control** – Gregors Creek, Brisbane Valley Highway, Neurum.
- **Groundsel** – Linville.
- **Leucaena** – Esk Kilcoy Rd, Brisbane Valley Highway, Lowood.
- **Council managed infrastructure-** Brisbane Valley Rail Trail, Fernvale.
- **Herbicide applied** – 16,900L.
- **Lantana mechanical removal** – 122,000m² / 12.2Ha.
- **Lantana chemically treated** – 27,000m² / 2.7Ha.
- **Lantana** – Mechanical removal of lantana was conducted at Crossdale area,

July:

- **Mother of Millions-** Lowood, Fernvale, Neurum, Buaraba, Coominya.
- **Giant rats tail grass** – Lowood, Sandy Creek, Mt Kilcoy, Esk, Fernvale.
- **Fireweed-** Lowood, Neurum, Sandy Creek, Esk, Coominya, Fernvale, Toogoolawah, Mt Tarampa, Glamorgan Vale, Buaraba.
- **Leucaena-** Toogoolawah.
- **Lantana** – Braemore, Brisbane Valley Highway.
- **Council managed infrastructure-** Minden Bikeway.
- **Main Roads Element 8** – D'Aguilar Highway East.
- **Herbicide applied** – 10,281L.
- **Lantana mechanical removal** – 0
- **Lantana chemically treated** – 0

Lantana Chemical Subsidy Program

As part of the 2021/22 budget, Council has funded an ongoing Lantana Chemical Subsidy Program, where a 50% subsidy is provided to eligible landholders who purchase approved chemicals to control lantana for the business located within the Somerset Region.

The 2022/23 program has commenced with Council receiving 27 expressions of interest to participate in the program in the first two weeks.

Compliance under the *Biosecurity Act 2014*:

	June 2022	July 2022
Information notices	-	-

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

- Preparation for next Land for Wildlife workshop focussing on Native Bees on 17 September 2022.

Somerset Flora and Fauna



- Ongoing work with Ecosure (Consultants) to develop a Matters of Local Environmental Significance (MLES) framework to inform a future planning scheme amendment.
- Birds Queensland has been engaged to produce a "Birds Places of Somerset" brochure for the Somerset Region. The "Bird Places" series has been adopted in several other SEQ Local Governments and promotes locations throughout the Council area for Bird watching opportunities. A draft product is anticipated in August 2022.

Catchment Management

- Resilient Rivers Project Updates:
 - Planting has been completed at the next stage of the Black Snake Creek Project (2 properties at Glamorgan Vale) and is now under two years of maintenance to assist plant establishment.
 - A round of minor maintenance/repairs has been commissioned across all Black Snake Creek project sites in respect of the Flood events earlier this year.



Offsets – Planting



Delivery of Councils Capital Works Offsets:

- 850 (Koala) trees have been planted along the Brisbane Valley Rail Trail between Esk and Toogoolawah and is under maintenance.
- Investigations underway into deployment opportunities along the Brisbane Valley Rail Trail in respect of 22/23 Offset proposal, including meeting with Department of Transport and Main Road staff on 21 July 2022.

Collaborations

- The Recovery and Resilience teams continue to work on key sites across the region, including: Yowie Park, Kilcoy; The Condensery, Toogoolawah; Shines Road, Wivenhoe Pocket; Brisbane Valley Rail Trail, Lowood. This program has been extended by a further 6 weeks due to Council resolution and reallocation of funding.
- Officer representation at the Esk Garden and Lifestyle Fair – 18 June 2022.
- Preparations underway for a community Tree planting event in collaboration with Conservation Volunteers Australia, and the Somerset Recovery and Resilience team. The planting will take place at the Toogoolawah Condensery 3 September 2022.

Business Recovery Officer



Recruitment for the vacant Business Recovery Officer (BRO) was underway during July 2022. A more detailed synopsis will be provided in the August 2022 update.

Recommendation

THAT the Department of Planning and Development Monthly Report for July 2022 be received and the contents noted.

Resolution

Moved – Cr Gaedtke

Seconded – Cr Wendt

“THAT the Department of Planning and Development Monthly Report for July 2022 be received and the contents noted”.

Carried

Vote - Unanimous

Subject:	Heavy Vehicle Safety and Productivity Program and Bridges Renewal Program
File Ref:	Grants/ HVSP/BRP
Action Officer:	DFIN

Background/Summary

Council has had significant success under the Australian Government's Heavy Vehicle Safety and Productivity Program (HVSP) and Bridges Renewal Program (BRP) over many years.

The programs are open to local governments throughout Australia as well as State and Territory Governments. State Governments have also accessed this funding in the past in competition against local government.

Council has four major projects in progress that are part-funded under HVSP and BRP and is awaiting the outcome of a \$5 million BRP application for replacing Lester Kropp Bridge as a design and construct proposal.

Council has secured separate funding to widen the narrow sections of Toogoolawah Biarra Road excluding the two crossings on this road.

Endorsement is sought to prepare applications to replace the two Toogoolawah Biarra Road crossings/ approaches.

Attachments

HVSP and BRP guidelines

Recommendation

THAT Council

1. authorise the Chief Executive Officer to apply for funding under the Heavy Vehicle Safety and Productivity Program and/or Bridges Renewal Program for design and construction of a replacement for the crossings on Toogoolawah Biarra Road.
2. confirm Council's commitment of own-source funding as required for these proposals.
3. endorse the use of engineering and other consultants as required to advance these proposals.

Resolution

Moved – Cr Brieschke

Seconded – Cr Isidro

“THAT Council

1. authorise the Chief Executive Officer to apply for funding under the Heavy Vehicle Safety and Productivity Program and/or Bridges Renewal Program for design and construction of a replacement for the crossings on Toogoolawah Biarra Road.
2. confirm Council's commitment of own-source funding as required for these proposals.
3. endorse the use of engineering and other consultants as required to advance these proposals”.

Carried*Vote - Unanimous*

Subject:	Cash payment arrangements
File Ref:	Banking - other
Action Officer:	DFIN

Background/Summary

The National Australia Bank has advised that it will close its branch in Esk on 3 November 2022.

One impact will be on the accessibility of cash for use including payments of wild pig and dog bounties and refunds of animal trap deposits.

Cash payments are exempt from Australian Taxation Office enhanced reporting requirements that are mandatory for local governments.

Council's successful herbicide subsidy scheme relies on agreements with the participant for Council to make all required payments into a rate account nominated by the participant and this system works well for both participants and Council. A similar system is in place for Council's 1080 bait subsidies.

It is proposed that payments of wild pig and dog bounties and refunds of certain deposits move to a similar system.

It is considered that this change away from cash will streamline payments and improve safety for customers and staff.

Attachments

Nil

Recommendation

THAT Council

1. endorse changes to its wild pig and dog bounty system to require participants to nominate a Somerset Regional Council rate account to use for the payment of bounties similar to Council's successful herbicide subsidy system.
2. Insert the following text in Council's schedule of fees and charges: "5A. Hire of wild dog or dingo trap (refundable deposit - maximum 10 days). Interest will not be paid by Council on refundable bonds" be amended to read "5A. Hire of cat or wild dog trap (refundable deposit - maximum 10 days with refunds to be credited to a nominated Somerset Regional Council rate account or other means for non-ratepayers.

Resolution

Moved – Cr Isidro

Seconded – Cr Choat

"THAT Council

1. endorse changes to its wild pig and dog bounty system to require participants to nominate a Somerset Regional Council rate account to use for the payment of bounties similar to Council's successful herbicide subsidy system.
2. Insert the following text in Council's schedule of fees and charges: "5A. Hire of wild dog or dingo trap (refundable deposit - maximum 10 days). Interest will not be paid by Council on refundable bonds" be amended to read "5A. Hire of cat or wild dog trap (refundable deposit - maximum 10 days with refunds to be credited to a nominated Somerset Regional Council rate account or other means for non-ratepayers".

Carried

Vote - Unanimous

Subject:	Action under section 130 of the Local Government Regulation 2012
File Ref:	Rates and government valuations – rate payments – FY2023
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 5 and 6 October 2022. The due date to show on rate notices that issue on 23 August 2022 is 4 October 2022.

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 6 October 2022.

Resolution

Moved – Cr Choat

Seconded – Cr Wendt

“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 6 October 2022”.

Carried

Vote - Unanimous

Subject: Application for rebate of rates - E Summervilles Road
File Ref: Rate classifications\FY2023 categorisations
Action Officer: DFIN

Background/Summary

333 E Summervilles Road - lot 4 RP891065 - 35888-00000-000 has previously been approved for an extractive industry. This property is near the council boundary (the Brisbane River) with Ipswich City Council.

The proposed extractor, Zanow Earthmovers Pty Ltd has previously confirmed that:

- They are seeking to abandon the development permit on the property because of lack of support from Ipswich City Council
- They have not extracted from the property

The recommendation below proposes as a class concession:

- A reduction in the general rate to category 2 level
- A conditional rebate in the extractive industry inspection levy for the second half of the financial year

It is understood that there may be some rehabilitation work required for this property pursuant to the original approval.

Attachments

Nil

Recommendation

1. THAT a class concession being a rebate of rates and charges be given to properties with approval for extractive industries but which are not used for extraction that are located within 100 metres of the Somerset/ Ipswich local government boundary for the period 1 July 2022 to 30 June 2023 equal to the difference between the net general rates chargeable for the property and the net amount that would be payable if the property was categorised in rating category 2 because the payment of the rates as categorised would cause hardship.
2. THAT a conditional class concession being a rebate of rates and charges be given to properties with approval for extractive industries but which are not used for extraction that are located within 100 metres of the Somerset/ Ipswich local government boundary for

the period 1 January 2023 to 30 June 2023, provided before February 2023 Council does not become aware of any renewed extraction activities on the property with the rebate equal to the amount of any extractive industries inspection levy that might apply because payment of the charge would cause hardship.

Resolution

Moved – Cr Gaedtke

Seconded – Cr Wendt

1. “THAT a class concession being a rebate of rates and charges be given to properties with approval for extractive industries but which are not used for extraction that are located within 100 metres of the Somerset/ Ipswich local government boundary for the period 1 July 2022 to 30 June 2023 equal to the difference between the net general rates chargeable for the property and the net amount that would be payable if the property was categorised in rating category 2 because the payment of the rates as categorised would cause hardship.
2. THAT a conditional class concession being a rebate of rates and charges be given to properties with approval for extractive industries but which are not used for extraction that are located within 100 metres of the Somerset/ Ipswich local government boundary for the period 1 January 2023 to 30 June 2023, provided before February 2023 Council does not become aware of any renewed extraction activities on the property with the rebate equal to the amount of any extractive industries inspection levy that might apply because payment of the charge would cause hardship”.

Carried*Vote - Unanimous*

Subject:	Sale of Land for overdue rates action - L 4 RP216623 - 107 Brouff Road Fernvale QLD 4306
File Ref:	Rates – notification – sale of land for overdue rates
Action Officer:	DFIN

Background/Summary

Council issued 25 notices of intention to sell land for overdue rates or charges on 23 June 2022.

Council has been unable to successfully serve a notice of intention to sell land for overdue rates or charges on property described as L 4 RP216623 at 107 Brouff Road Fernvale QLD 4306 (34722-00000-000). The property has been the subject of three previous notices of intention to sell with action previously terminated on two occasions due to inability to serve notices. Full payment was received on the other occasion.

It is proposed that Council endorse the use of substituted service provisions to serve the legal notice consistent with the requirements of section 239 of the *Local Government Act 2009*. There will be legal and advertising costs incurred which Council will seek to recover as part of the sale process.

Attachments

NIL

Recommendation

THAT Council endorse the use of substituted service provisions of section 239 of the *Local Government Act 2009* for serving legal notices for property described as L 4 RP216623 - 107 Brouff Road Fernvale QLD 4306 (34722-00000-000).

Resolution

Moved – Cr Whalley

Seconded – Cr Brieschke

“THAT Council endorse the use of substituted service provisions of section 239 of the *Local Government Act 2009* for serving legal notices for property described as L 4 RP216623 - 107 Brouff Road Fernvale QLD 4306 (34722-00000-000)”.

Carried

Vote - Unanimous

Subject:	Sale of Land for overdue rates action - L 112 RP817771 - 90 Handley Road Coominya QLD 4311
File Ref:	Rates – notification – sale of land for overdue rates
Action Officer:	DFIN

Background/Summary

Council issued 25 notices of intention to sell land for overdue rates or charges on 23 June 2022.

Council has been unable to successfully and with legal certainty serve a notice of intention to sell land for overdue rates or charges on property described as L 112 RP817771 at 90 Handley Road Coominya Qld 4311 (03941-20000-000). The property has been the subject of previous notices of intention to sell with action previously ceasing on two occasions following full payment.

It is proposed that Council endorse the use of substituted service provisions to serve the legal notice consistent with the requirements of section 239 of the *Local Government Act 2009*. There will be legal and advertising costs incurred which Council will seek to recover as part of the sale process.

Attachments

NIL

Recommendation

THAT Council endorse the use of substituted service provisions of section 239 of the *Local Government Act 2009* for serving legal notices for property described as L 112 RP817771 - 90 Handley Road Coominya QLD 4311 (03941-20000-000).

Resolution

Moved – Cr Choat

Seconded – Cr Isidro

“THAT Council endorse the use of substituted service provisions of section 239 of the *Local Government Act 2009* for serving legal notices for property described as L 112 RP817771 - 90 Handley Road Coominya QLD 4311 (03941-20000-000)”.

Carried

Vote - Unanimous

Subject:	Somerset Garden Competition 2022 – Change to Judges
Action Officer	TO -CL

Background/Summary

The sixth annual Somerset Garden Competition is currently open for entries until 15 September 2022. The event is sponsored by Searles and The Independent newspaper.

On 27 April 2022 a Decision of the Ordinary Council Meeting was made to appoint two councillors, being Cr Isidro and Cr Choat, as judges for the Somerset Garden Competition.

Cr Choat has advised that he is no longer available to participate, hence, Council is requested to authorise Cr Brieschke as an alternative Councillor to fulfill the judging role.

A third judge was unable to be secured from outside the region due to budget constraints, however, the President of the Brisbane Valley Kilcoy Landcare Association has agreed to assist in this year's judging.

Judging will take place between Monday 19 September and Wednesday 21 September 2022.

Attachments

Nil

Recommendation

THAT Councillor _____ be authorised as part of the judging panel for the 2022 Somerset Garden Competition.

Resolution

Moved – Cr Choat

Seconded – Cr Isidro

“THAT Councillor Brieschke be authorised as part of the judging panel for the 2022 Somerset Garden Competition”.

Carried

Vote - Unanimous

Subject:	Additional Funding for Somerset Community Support Service
File Ref:	Community Services/Service Provision/Community Development
Action Officer:	CDC

Background/Summary

Council's community development coordinator's role is funded through the Department of Communities Housing and Digital Economy as a neighbourhood centre; that being the Somerset Community Support Service. Council received \$145,208 in the 2021-22 financial year to support the delivery of that service.

Throughout the pandemic and other disasters, the important role neighbourhood centres play in supporting their communities has been highlighted. In addition, the very significant role that centres contribute to reducing loneliness and social isolation has also been recognised by the government, with the submissions forwarded to the Parliamentary Inquiry Loneliness and Social Isolation.

In the Queensland Government budget, it was announced that government funded centres would receive additional monies, in recognition of the important role they play in communities. Recently Council received the official letter from Minister Leeanne Enoch, outlining a base increase to \$230,000 per annum, with an additional \$20,000 supplement for centres that don't operate out of state government owned and managed premises.

This additional funding will allow centres to employ additional workers, to increase the assistance that they can offer to their communities. Although the Increase is effective for the entire financial year, it is not yet clear when the specific service documentation will arrive or when the first payment will be received.

Attachments

Attachment 1 – Letter from Minister Leeanne Enoch

Recommendation

THAT Council send a letter of thanks to the Minister Enoch acknowledging the additional funding.

Resolution

Moved – Cr Whalley

Seconded – Cr Gaedtke

“THAT Council send a letter of thanks to the Minister Enoch acknowledging the additional funding.”

Carried

Vote - Unanimous

Subject:	Blue Card Updates for Working With Children Policy and Procedure
File Ref:	Community Services – Youth Development – Youth Services
Action Officer:	Youth Engagement Officer

Background/Summary

The following report seeks to update relevant Somerset Regional Council's Working With Children documentation following recognition of the new register of delegations available from LGAQ regarding the Working With Children (Risk Management and Screening) Act 2000 and recent Council Resolutions regarding youth consultation. A review of the documents has indicated that updates should be made to two documents:

- Working With Children Policy
- WWC002 – Procedures for Working With Children – Services, Activities and Events

The changes to the above documents are in accordance with Council operating as safety stars, providing a higher standard of care and representing best practice. Council do not neatly fit into any of the items listed in Schedule 1, Part 1 – Regulated Employment or Schedule 1, Part 2 – Regulated Business of the Act, however many of the services Council provide do align with the intent of the legislation.

Following a review of the new register of delegations from Council to the CEO, it has been identified that best practice would require updates to Blue Card requirements. This includes

members of the Council Executive Management Committee being required to obtain a Blue Card.

Previously, various Council staff, Councillors and volunteers were not required to obtain Blue Cards due to the Blue Card frequency test – where if you only work with children seven or fewer days in a calendar year, a blue card may not be required. In accordance with providing a higher standard of care and following the Council Resolutions regarding ongoing youth consultation and collaboration, it is recommended that those who are likely to work with children for more than seven days per calendar year get a Blue Card immediately. This is a prudent step when considering that a Blue Card must be approved prior to working with children.

Attachments

- C036 Working With Children Policy
- WWC002 – Procedures for Working With Children – Services, Activities and Events

Recommendation

THAT Council

- (1) Adopt C036 Working With Children Policy; and WWC002 – Procedures for Working With Children – Services, Activities and Events.
- (2) Require members of the Council Executive Management Committee to obtain Blue Cards, and
- (3) ensure that where a person is likely to work with children for more than 7 days per calendar year, as per the Blue Card frequency test, a Blue Card is sought immediately.

Resolution

Moved – Cr Wendt

Seconded – Cr Choat

“THAT Council

- (1) Adopt C036 Working With Children Policy; and WWC002 – Procedures for Working With Children – Services, Activities and Events.
- (2) Require members of the Council Executive Management Committee to obtain Blue Cards, and
- (3) ensure that where a person is likely to work with children for more than 7 days per calendar year, as per the Blue Card frequency test, a Blue Card is sought immediately”.

Carried

Vote - Unanimous

Subject: Tourism and Promotions Report – July 2022





File Ref: Tourism – Promotions

Action Officer: A/MRT













Background/Summary


The following is the July 2022 summary of activities for Somerset Explore and Visitor Information Centres and the Tourism team members.

Visitor Statistics

	Somerset	Brisbane	Other SEQ	Rest of state	Interstate	International	Total
 Esk VIC	104	122	81	18	130	15	470
 Fernvale Explore Centre	75	188	103	23	66	10	465
 Kilcoy Explore Centre	184	114	117	66	249	10	740
 The Condensery	383	134	159	16	48	10	750

Motivators

	First	Second	Third
Esk	 Maps and Directions	 Glen Rock Gallery	 Brisbane Valley Rail Trail
Fernvale	 Outdoor activities	 Maps and Directions	 Motels, retreats and B&Bs
Kilcoy	 Maps and Directions	 Caravanning and Camping	 Outdoor Activities
The Condensery	 The Condensery Events/Activities	 The Condensery Exhibitions	 The Condensery Building

Active Volunteers 	
Esk	10
Fernvale	19
Kilcoy	8
TOTAL	37

Digital Media

Facebook



3004 (+28)
Reach: 4754
(-55%)

Instagram



1499 (+20)
Reach: 969
(+30%)

Website



Page Views: 4200
Visitors: 1522 new, 100 returning
Peak Time: Saturday, 9 July
Most Popular Pages: Experience Somerset, Outdoor Adventure, Accommodation
Device Type: 56% Mobile, 39% Desktop, 5% Tablet

Volunteer acknowledgement and engagement

Nil to report for the month of July.

Glen Rock Art Gallery (Esk Visitor Information Centre)

The July exhibition in Glen Rock Gallery showcased the works of Fernvale and Lowood artists. The exhibition showcases art in various media.

Best of Brisbane Region Experiences Support Program

Brisbane Economic Development Agency (BEDA) wrapped up the delivery of the Best of Brisbane Region Experiences Support Program with local Councils on Wednesday, 6 July with a final session with operators and networking event in Brisbane. The six Somerset tourism businesses received a certificate of completion and will receive a report card for the Best of Queensland Experiences program in July 2023.

Due to the limited availability of mentoring spots, the Tourism Development Officer is continuing to work with additional businesses on the manual provided by BEDA to increase the region's Best of Queensland Experiences offerings over the coming months.

Trade Shows

Brisbane Air Show (9-10 July 2022)

The Experience Somerset stand at the Brisbane Air Show was attended by a Tourism Officer, Volunteers. The stand featured a 'Tastes of Somerset' experience in partnership with Brisbane Valley Farm Direct, showcasing local produce. Estimated attendance over the 2-day event was 15,000-20,000. 550 visitor guides and tote bags were handed out as well as 240 promotional water bottles.

Queensland Outdoor Adventure and Motoring Expo (29 - 31 July 2022)

The Experience Somerset stand at the Expo was located at the entry to the Founders Pavilion, in a high traffic area. The show was attended by the Tourism Officer and Business Trainee. All allocated stock was exhausted by 1:30pm on Sunday 31 July, including 2,250 visitor guides, 2,000 tote bags and 240 promotional water bottles. 12,863 people attended the 3-day Expo.

Buy From the Bush Queensland (17 September 2022)

Experience Somerset will have a presence at the Buy from the Bush Queensland Festival, hosted by Summerland Camels at Harrisville, in the Scenic Rim in September.

Marketing Implementation Plan

Following discussions and provision of advice from Scenic Rim regarding the region's marketing strategy and approaches to implementing a marketing plan, a project Scope Document has been developed and distributed to several suppliers, along with requests for quotations. Quotations have been received and are currently under review.

Marketing Opportunities

Investigating marketing opportunities for possible inclusion in the marketing implementation plan, or future campaigns, including Australian Adventure Passport and Free Guides.

Regional Events

A review of Somerset's regional events is currently underway. The review includes existing events as well as opportunities of new or relocated events as per the Tourism Strategy's recommendations. Review complete and workshop report drafted.

Promotional activities:

Throughout the month of July we have distributed 25 boxes of Experience Somerset Visitor Guides to 8 Queensland VICs and 2 Somerset tourism businesses, a total of 2 boxes since it was launched.

Officers secured a free 4WD segment on Channel 7's Creek to Coast, filmed at Jimna Base Camp on 23 June 2022 which aired on Saturday, 16 July.

Brisbane EDA Photoshoot with three Somerset operators is scheduled for the end of August.

Brisbane Economic Development Agency (BEDA) Forward Planning

Officers met with BEDA and discussed forward planning for marketing initiatives and projects over the next 12 months.

Attachments

Nil

Recommendations

THAT Council receive the Tourism and Promotions Report for the month of July 2022 and that the contents be noted.

Resolution

Moved – Cr Brieschke

Seconded – Cr Gaedtke

“THAT Council receive the Tourism and Promotions Report for the month of July 2022 and that the contents be noted”.

Carried

Vote - Unanimous

Subject:	Corporate and Community Services Monthly Report – July 2022
File Ref:	INFORMATION MANAGEMENT - REPORTING - Corporate Service Report
Action Officer:	DCORP

Background/Summary

In delivering on Council's Operational Plan and commitment to excellent customer service, the Corporate and Community Services Department offer the following information as a representation of activities undertaken during the month of July 2022.

Records Documentation – At a Glance – July 2022

Inward/Actioned Documents – 4018	Outward Correspondence - 1864
Customer Service Requests - 429	Councillor Requests – Twenty-Four (24)
Decision Notices/Workshop Outcomes - Decision Notices – Sixty-Seven (67) Workshop Actions – Twenty-Three (23)	Tender/Quotation – Tenders – Four (4) Numbered Quotations – One (1)

Total Documents Registered for the month of July 2022 - 8596

The team continued to be kept busy during the transition period for the roof restoration project with officers cleaning out their offices and records being the end location for a lot of documentation that needed to be archived.

In the month of July, sixty-five archive boxes had to be created, sentenced, and reported on. There remains a large lot of back-log of documentation that still requires auditing and potential registration from this process.

Approximately 100 boxes of planning files had to be boxed and take from the office to the permanent archive facility. To facilitate these additional files, the records team had to box and re-order the files in the archive shed and add shelving. This project estimates that the team had to box, move, and unpack approximately 1000 boxes of files to get the project completed.

Business as usual continued to be busy with just the number inward documents registered by the records team coming in at almost 3000 registered documents.

Information and Communication Technology (ICT) Monthly Report – July 2022

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

The replacement public mapping solution is on target, with the internal solution also under development. Resourcing of GIS remains an issue with no specifically assigned staff.

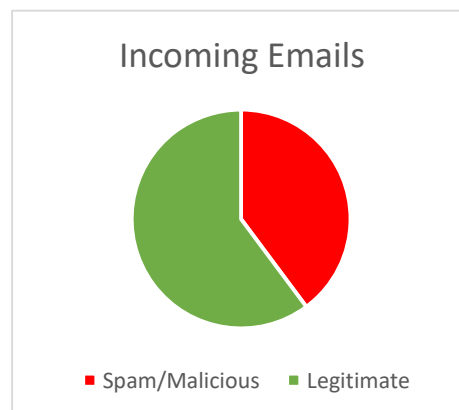
Maintenance to wireless networks and CCTV, as well as upgrades to equipment and processes continue to be implemented in order to improve support of a distributed workforce.

Upgrades to NBN services at multiple sites have been completed with further upgrades planned.

Cyber Security

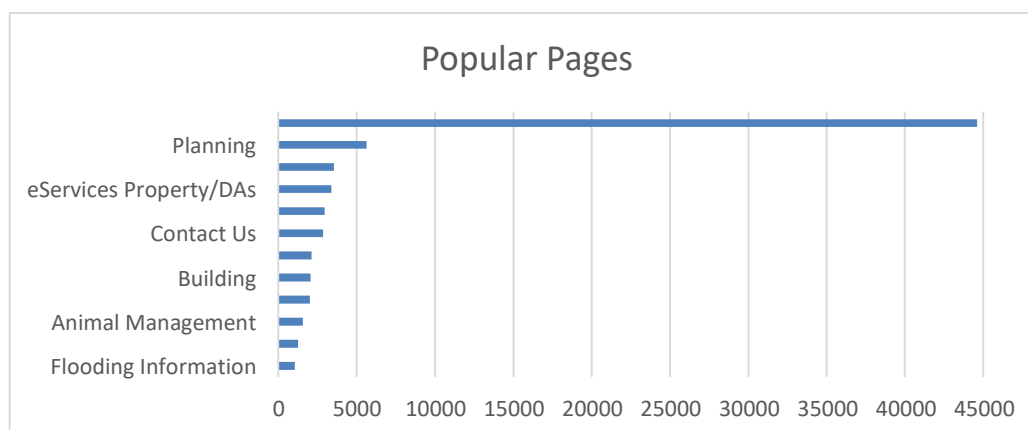
Incoming emails identified as malicious persisted at 40%, with the overall number of emails also remaining consistent. Phishing emails continue to target Office365, file sharing services and videoconferencing utilities, with several incoming malicious emails received from compromised email accounts at vendors and other government entities including Councils. Phishing testing of all corporate email users continues in line with audit requirements, with no users 'caught' from emails in the current quarterly phishing test. Phishing testing involves sending benign copies of malicious emails to staff and Councillors to increase their awareness and test their response to a potential risk and forms an important part of cyber security preparedness.

Internet facing resources continue to be bombarded with targeted attacks, with the Australian Cyber Security Centre (ACSC) and Queensland Government Chief Information Officer (QGCI) warnings of ongoing campaigns by foreign nations and organised hacker groups targeting Australian government and business networks enduring. Recent attacks have focused on targeted phishing emails and leveraging newly discovered software vulnerabilities before patches to fix them are released or installed, and activity continues to attempt to take advantage of diminished ICT staff numbers and increased remote working. Thousands of compromise attempts continue to be detected on Council firewalls and websites, mostly comprising automated script attacks and targeting known vulnerabilities or weak passwords.



Websites

The primary corporate website (someset.qld.gov.au) received 76,832 page views for the month, with eServices (eservices.someset.qld.gov.au) increasing 200% to 70,288 page views comprised primarily of flood cameras at 44,611.



Governance and Business Improvement

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 2021-2022 period.

Section 182 of the Local Government Regulation 2012 specifies that the annual report must be adopted within 1 month after the day the auditor-general gives its audit report about the local government's financial statements.

Delegations

Following Council's decision at the Ordinary Meeting scheduled for 8 June 2022, changes were made to the *Delegations Register – Council to Chief Executive Officer*. All staff were notified to enable amendments to be made to any proforma forms / correspondence that refer to delegations contained within this register. The annual review of Council's delegations is now complete.

LGAQ are currently working on their next round of updates, which were anticipated for release sometime in July 2022. These will be reviewed when available, and a report prepared for Council's consideration.

In consultation with the Chief Executive Officer, consideration will be given to some matters being delegated further throughout the organisation to enable further organisational efficiencies. In accordance with s259 of the *Local Government Act 2009*, the chief executive officer may delegate the chief executive officer's powers to an appropriately qualified employee or contractor of the local government.

The power of delegation is an element of decision making by local governments. The focus of the elected Council is on setting the strategies and policies, which is then implemented by the Chief Executive Officer and Council employees. Once policies have been adopted, routine decision making can be exercised by an appropriately skilled person.

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. The delegations made by a local government and the Chief Executive Officer must be recorded in a register of delegations and reviewed annually.





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. However, councillors may ask to be kept informed of decisions made under delegations as a matter of administrative practice.

State Penalties Enforcement Regulation (SPER) Codes

Queensland Treasury have confirmed that the changes to SPER Codes requested by Council at the Ordinary Meeting of 11 May 2022 and 29 June 2022 are now in effect. Staff have been notified of the SPER Codes that are now available for use.

During the course of undertaking Council's regulatory functions, it may become necessary to issue infringement notices or fines for nominated offences. SPER Codes are required when infringement notices and fines issued by Council remain unpaid, as these unpaid infringements and fines can be registered with the State Penalties Enforcement Registry (SPER) for collection and enforcement.

The Condensery – Somerset Regional Art Gallery

 <p>750 Visitors</p>	 <p>81,425 Social Media Reach 1,696 Social Media Followers</p>	 <p>2 Exhibitions Presented 12 Exhibitions in Development</p>
<p>“Stunning, so beautiful” “Excellent. Very deep and moving” “Wonderful gallery” “Awesome” “Super fabulous space and artwork” “Most wonderful to see” “Extraordinary exhibit” “Truly inspiring” “Was totally enlightening”</p> <p>July Feedback</p>		 <p>3 public or educational programs delivered</p>

Artistic Program

The hugely successful *Slow Churn* exhibition closed on 3 July. The exhibition received overwhelmingly positive feedback from visitors and from the arts community alike, including many requests to run similar programs in future. Artist Judy Watson was inspired by community response to create a new series of work and many who participated in Jody Rallah's weaving workshops have gone on to create their own baskets and share them on social media.

This month also saw the launch of two new exhibitions, *The Apple and the Knife* a late career survey of work by eminent local artist Merton Chambers and *DE-compose* by Donna Davis in the bomb shelter exhibition space. Both exhibitions launched on Friday 8 July with over 90 guests in attendance. Guests were treated to a rousing performance by ARIA award winning musician Mic Conway.

The Apple and the Knife exhibition was accompanied by a new publication with a beautiful essay by Dr Louise Martin-Chew and outdoor billboards across the Warrego, D'Aguilar and Brisbane Valley highways drew visitors from near and far to the gallery. A record high of 750 visitors was recorded for the gallery this month.

Work continues on projects opening later this year including *Within Walking Distance* by Hayley Megan French, which features a new suite of paintings of The Condensery and Toogoolawah. Karike Ashworth's *Brave Girl: The Warrior* will feature in the bomb shelter exhibition space which was filmed along parts of the Brisbane Valley Highway between Esk and Toogoolawah.

Artist in residence Caitlin Franzmann continues to work on her new commission, which will be presented in the gallery in late November. Preparations are also underway for the *Things I want to say* program which will launch with the first workshop for Somerset youth in August and many other forthcoming projects.

Learning & Engagement

Two very successful July school holiday workshops were held with Deb Dawkings of Coal Creek Pottery. Both workshops were booked out in a day, demonstrating the demand for additional programming for children and young people in the region.

Years 3 and 4 from Esk State School attended a workshop with artist Donna Davis and ecologist Dr Paul Rymer to learn about decomposition and its important role in our natural ecosystems. The students made their very own prints in response.

UQ Art Museum staff visited the gallery this month to finalise arrangements for visitor engagement training which will launch in October. UQ Art Museum staff will be preparing a small survey for gallery volunteers to determine their training needs and availability.








Operational

Covid, illness and staff and volunteer availability continue to place pressure on operations this month, with many shifts needing to be rearranged and filled at short notice to keep the gallery open. Planned visitor tours have also been cancelled due to an uptick in illness.

Industry standard lighting remains an operational priority at The Condensery this month with a temporary loan of light fittings from supplier ERCO to provide much needed additional lighting for the current exhibition.

The gallery's dedicated website www.thecondensery.com.au is live and publicly accessible. The site includes functionality to include detailed information on gallery exhibitions, events and programs, locational information and comprehensive information on The Condensery's history.

Somerset Libraries

 3229 Reach 975 Followers 16 Posts	 3262 Website visits	 12,729 Physical Items Circulated	 44 Events and Activities
 516 Computer Bookings	 5866 Catalogue Searches	 6116 Total Interactions ▲0.97% 109 New Members	1991 Esk 1458 Kilcoy 2277 Lowood 390 Toogoolawah

Somerset Libraries News



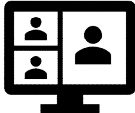


Rails and Tall Tales

Somerset Libraries has been successful in the State Library of Queensland's Strategic Priorities Grants 2022 round. 'Rails and Tall Tales' is a project that will assess, preserve and disseminate Somerset Libraries local history holdings with an emphasis on photographic and paper-based material. Work has commenced on this project with the engagement of a Local History Consultant to analyse and evaluate the current collection, providing advice on preservation strategies.

Justice of the Peace Service

A new volunteer Justice of the Peace (JP) service has commenced at Kilcoy Library every Monday and Friday, running 11am to 1pm. A JP can witness documents, statutory declarations, affidavits and certify true copies of an original document. Bookings are not required, but it is recommended to call Kilcoy Library on the day to ensure a volunteer JP is available. Investigations are under way to see if similar programs can be set up at Esk and Lowood Libraries due to community demand.

Somerset Civic Centre

 <p>25 Community Events</p>	 <p>936 Visitors</p>	 <p>Marketing Reach 10 Facebook Posts 320 Facebook Followers 15,801 Facebook Reach</p>
 <p>4 Performances</p>	 <p>174 Tickets sold</p>	<p>Top Feedback – The Johnny O’Keefe Story “This was a brilliant show. Performers, music, stories were all great. Thanks guys for a great afternoon” Lesley McIntosh (review of Good Morning Vietnam)</p>

Somerset Civic Centre News

July was a busy month at the Civic Centre with a number of performances on offer:

- Esk Community Choir “Voices for Ukraine” concert for Ukrainian refugees
- Esk Community Choir “July Jamboree”; 150 choristers took part in a combined workshop preparing for the performance of “Pick Yourself Up” & “We will Gather at the River”
- Drought funded free family concert and theatre master class workshop for children with Blue Gum Farm “The Moo Crew”
- Melly Melody Entertainment’s “Good Morning Vietnam” which sold 96 tickets and delighted audiences including members of the Veterans Association. “Good Morning Vietnam” has helped to raise over \$1000 for Guitars for Vets Australia in July.

Planning for the tenth anniversary project continues with the development of all three streams


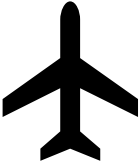


- The date is set for The Inaugural Annual Dance Affair - Saturday 15 October 2022 and tickets are on sale through Ticket Search. Initial contact has been made with

local music and dance groups to gauge interest and the date for the first meet and greet is being finalised with Everybody NOW!

- Ten schools in the region have been approached to participate in the Garden of Light installation. Through workshops with Maki Ramsey, children will create lanterns of various designs to be displayed to compliment The Inaugural Annual Dance Affair.
- The Somerset Writers Group is close to finalising the Ten Stories submitted by the community to be recorded and displayed in conjunction with the Inaugural Annual Dance Affair and the Garden of Light.

Next month will host the third Morning Melodies show for 2022 – The Swingin Martinis and the next Arts Networking evening “What’s your vision?”.

Events

 <p>Somerset Rail Trail Fun Run or Ride 11 July</p>	 <p>Brisbane Air Show 11-12 July</p>	 <p>The Condensery exhibition opening: The Apple and the Knife 10 July</p>	 <p>Citizenship Ceremony 19 July</p>
<p>Support for Civic Centre events:</p> <p>Valley of the Lakes Garden Club monthly meeting Blue Gum Farm – The Moo Crew Good Morning Vietnam</p>			
<p>July was another busy month for events across the Somerset Region. The Brisbane Air Show was once again postponed due to wet weather in the lead up to the event, but still proved to be highly successful. As a sponsor of the event, Somerset Regional Council had a presence in the form of two stalls – ‘Experience Somerset’ tourism information stall alongside the ‘Tastes of Somerset’ stall hosted by Brisbane Valley Farm Direct. These stalls worked complimentary to each other drawing in visitors to enjoy samples, prepared by Chef Jason Pepler using local farmer’s produce, who then discovered what’s on in the region by interacting with the tourism staff and volunteers.</p> <p>The 19th annual Somerset Rail Trail Fun Run or Ride went ahead with an alternative end-of-race festival site due to wet grounds at the Fernvale Sports Park. The festival portion of the event was held at the netball courts with several local community stalls and food and beverage vans. Kids were entertained by free rides, music, and face painting.</p> <p>The Condensery hosted an opening night for its latest exhibition - The Apple and the Knife by local Toogoolawah artist, Merton Chambers. Local providers The Picnic Society and Woongooroo Winery catered the evening attended by 90 guests.</p>			

A citizenship ceremony was conducted for 36 of the region's newest Australians at the Somerset Civic Centre.

Upcoming events:

- Business Networking Events
- Teddy Bear's Picnic
- Australia Day Nominations

Sport and Recreation

Indoor sport, gymnasium and aquatic facility operations

Facility	Commentary / Highlights	Attendance for the Month	Comparative to Month Historical Average	Membership Change (comparative to previous month) - Total
Fernvale Indoor Sports Centre	<ul style="list-style-type: none"> Strong participation of the Little N Active and Gymnastics programs is drove attendances through July, 139 and 457 attendances respectively An estimated crowd of 1,000 people attended the Fishing and Lure expo which utilised the Fishing and Lure Expo 	2,880	↑ + 1,158 (1,723)	↓ -22 (854)
Kilcoy Indoor Sports Centre	<ul style="list-style-type: none"> Promoting both internal and external events One new trainee has completed their training and one new trainee starting Hirers are expanding their services Completed ALL ABILITIES training to provide more fitness options for more people 	2,211	↑ +167 (2,044)	↓ -12 (220)
Toogoolawah Community Gym	<ul style="list-style-type: none"> Promoting services and new challenges through a range of internal and external channels Significant increase in usage (almost 50 per cent) and increase in membership (about 200 per cent) Promoting continuing programs including Movement to Music 	625	↑ +257 (368)	↑ +10 (130)

Kilcoy Aquatic Centre	<ul style="list-style-type: none"> The Kilcoy Aquatic Centre and Toogoolawah Swimming Pool are scheduled re-open on 17 September 2022 The Lowood Swimming Pool is tentatively re-scheduled to re-open in early November 2022 following the significant refurbishment works Officers are working with current lessee and new lessees to ensure efficient management transition Additional works are being undertaken at the Toogoolawah Swimming Pool to ensure greater connection between the new Gym and the Swimming Pool Refurbishment works of the Kilcoy Aquatic Centre amenities are being undertaken Winter shut down protocols in place and maintenance works being implemented 	N/A	N/A	N/A
Lowood Swimming Pool		N/A	N/A	N/A
Toogoolawah Swimming Pool		N/A	N/A	N/A

Sport & Recreation Highlights and Projects

- The Toogoolawah Swimming Pool Splash Pad construction is now complete. Minor landscaping is to occur prior to opening the facility to the public. Planning for an official opening of the splash pad is underway, to be held in late-September following the new management transition and re-opening of the pool season.
- Construction works for the refurbishment of the Lowood Swimming Pool continued through July. The works are scheduled for completion in late October 2022.
- The 19th annual Somerset Rail Trail Fun Run or Ride was successfully held on Sunday 10 July 2022. Registrations reached 879. A total of \$3,440 was raised for the Ipswich Hospital Foundation. A detailed event review report will be submitted to Council in due course.
- The SRO successfully applied for a grant of \$7,500 through Sport Australia's Regional Sports Event Fund to support Councils in regional and remote Australia to host sporting events. The 2022 Somerset Ultimate Disc Event Exhibition will be held at the Fernvale Sports Park on 27 August.
- The SRO ran an Olympic Weightlifting Come and Try Event for the 10-year Countdown to the Brisbane 2032 Olympics at the Fernvale Indoor Sports Centre. Several families attended the event with the SRO running a three-hour weightlifting event with children aged from three years old to thirteen years old attending.

Youth Engagement

School Holiday Program

The Winter School Holiday Program finished on 10 July with various activities to be reported by appropriate officers. The annual Somerset Skateboarding Championship was held on 16

July at the Esk Skate Park. There were over 70 attendees at the event with 43 registrations to participate in the competition itself. The Mobile Game Theatre activity took place at the Fernvale Sports Park on 5 July and the two sessions had twenty participants between them.

Scooter Skills and Maintenance Workshops

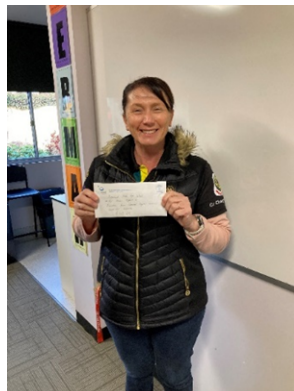
The Scooter Skills and Maintenance Workshops, which is the 2022 program for the annual Youth Activity Program, started in July and are scheduled to be held at each skate park in Somerset throughout Term 3 of the school year. The first workshop was held at the Kilcoy Skate Park on 16 July and had three participants. The next workshop was held at the Toogoolawah Skate Park on 30 July and had five participants. The following three workshops are scheduled for the Esk Skate Park on 13 August, the Fernvale Skate Park on 27 August and the Lowood Skate Park on 10 September. The workshops are facilitated by Freestyle Scootering Association and lead into the annual Somerset Scooter Championship event which will be held on 17 September at the Fernvale Skate Park.

Somerset Youth Leaders' Camp

The Somerset Youth Leaders' Camp for 2023 was scheduled to be held at the Gold Coast Recreation Centre, however due to appropriate dates being unavailable the Sunshine Coast Recreation Centre will be booked as an appropriate alternative.

School Support

Somerset Regional Council Wellness Committee have continued to support local high schools with the first cash donation delivered to Lowood SHS in Term 3. The donation of \$412.65 will be used by school support staff to purchase various everyday items needed by students.



Karen Kitching, Youth Support Coordinator at LSHS, receiving a donation from Somerset Regional Council Wellness Committee

Talkin' It Up

The Regional Youth Mental Health Forum was held on 14 July at the Laidley Cultural Centre. The event hosted over 250 students from across the Somerset Regional Council, Ipswich City Council and Lockyer Valley Regional Council areas. Toogoolawah SHS were one of 12 schools registered to attend and were the winners of the Talkin' It Back Trophy for the third consecutive year (with a hiatus in 2020 due to COVID-19). The event was reviewed by the steering committee and the YEO confirmed Somerset Regional Council's commitment to support the event in 2023 as in previous years.



Beatboxer Austamatic performing at the Regional Youth Mental Health Forum Talkin' It Up 2022

Networks, Committees, Training, Events

- Talkin' It Up Steering Committee Meeting

Community Development

A number of significant meetings were held during the month on a diverse range of areas, exemplifying the diversity of the role.

On 7 July, the initial meeting was held with the newly appointed social planning team headed by Thao Ashford and Lisa Prowse. The scope and development of the social plan was discussed. Ideally the plan will be developed over the next few months and be available late in 2022, however it was recognized with a COVID overlay, it may be slightly later and there was an agreement to be flexible with the release of the draft, if it would impact on the Christmas period.

Council was also approached by the Queensland Disability Network to participate in building disaster resilience for people with a disability in the region, as they had received funding for five council areas including Somerset. The CDC also attended the preliminary meeting with the Darling Downs West Moreton Primary Health Network, to learn more about the new Head to Health model which is being introduced throughout Australia, to support adults experiencing mental health issues. A new hub is being built in Ipswich to redirect people away from Ipswich Hospital emergency department and there will be a national phone line with a clinical triage system. This will have definite benefits for people of Ipswich, but concerns have been raised about its effectiveness in the surrounding regions, particularly the uptake of a national intake number. A meeting was also held with David Melloy from Trilogy Care to learn more about the community managed model of care for older persons. This method of delivering care is growing in popularity and currently seven regions in Queensland are using or developing this method of delivery, with many more interested. During July a Speech Pathologist Kyle Wilson from DCMS commenced outreach from the Esk Community Wellness Hub and a different service Sunshines Eat Speak Move is commencing at Kilcoy in August. There is a high need for these services, particularly for young children experiencing language developmental delays. Kayla William, director and speech pathologist is pictured below.



To help spread the word about happenings at the hubs, as well as other important services and opportunities throughout the region, a new non-corporate facebook page has been launched. It is called Somerset – Connecting Our Community and provides an efficient way to share information to residents.

Attachments

Nil

Recommendation

THAT the Corporate and Community Services report for July 2022 be received, and the contents noted.

Resolution

Moved – Cr Gaedtke

Seconded – Cr Wendt

“THAT the Corporate and Community Services report for July 2022 be received, and the contents noted”.

Carried

Vote - Unanimous

Subject:	Old Fernvale Road - Stormwater
File Ref:	Roads / maintenance / drainage – stormwater drainage
Action Officer:	ESM

Background/Summary

Following a letter of complaint from the resident (plaintiff) at 18 Old Fernvale Road to Council regarding stormwater runoff from the crossroad drainage into the property, Council Officers engaged with the property owners and their solicitors to find a design solution to their stormwater issue.

Confidential Attachment 1 – Letter from Barry Neilsen Lawyers outlines the correspondence to date and providing a motion to move this matter forward to a resolution.

This letter is based on the correspondence that Council is prepared to:

1. Construct an open grass channel from the outlet to the pipes to the existing dam on the plaintiff's property measuring approximately 12.5m wide x 25m long.
2. Construct a headwall and apron at the outlet of the pipes. Rock protection would also be provided.
3. Construct a reinforced grass spillway from the headwall apron and rock protection to the existing dam.
4. Construct a bund along the northern wall of the dam
5. Create an easement over the channel, extending from the property boundary to the edge of the dam, in accordance with the dimensions in paragraph 1 above.

Further, on the basis that approval for the above works is granted, Council should include the following in the terms of the offer of settlement:

- a) Council acknowledges and agrees that it is responsible for undertaking any necessary corrective action as determined by Council to that part of the property that falls within the easement.
- b) The plaintiff acknowledges and agrees that it is responsible for any maintenance of, and bears any liability arising from, the property insofar as it falls outside the easement including but not limited to the grass channel (including grass cutting) and the dam (including the dam walls and bund).

In summary, Barry Nielsen Lawyers seeks Council instructions:

1. To formally make an offer to the plaintiff to conduct the works outlined in paragraphs 1 – 5, above, noting that Council will be responsible for all costs for these works.
2. Whether Council is agreeable to the “additional” terms in paragraphs a and b above.
3. Whether Council requires any further terms be included in the offer.
4. Whether Council can provide an estimate of when the works are likely to commence and the duration of the project; and
5. To refuse to provide any indemnity to the plaintiff in terms sought by her.

Officers have carefully considered these points above in consultation with Council’s solicitors and subject matter expert. No additional terms, other than a) and b) above, were deemed necessary. Upon receipt of a signed agreement Council will arrange for the works to commence within a twelve week period, subject to availability of suitably qualified contractors.

In relation to the plaintiff’s request to provide indemnity, this is not considered reasonable to the matter at hand and is not supported.

Attachments

Confidential Attachment 1 – Letter from Barry Nielsen Lawyers

Recommendation

THAT Council Officers instruct Barry Neilsen Lawyers to

1. formally make an offer to the plaintiff that Council is prepared to:
 - a) Construct an open grass channel from the outlet to the pipes to the existing dam on the plaintiff’s property measuring approximately 12.5m wide x 25m long.
 - b) Construct a headwall and apron at the outlet of the pipes. Rock protection would also be provided.
 - c) Construct a reinforced grass spillway from the headwall apron and rock protection to the existing dam.
 - d) Construct a bund along the northern wall of the dam
 - e) Create an easement over the channel, extending from the property boundary to the edge of the dam, in accordance with the dimensions in paragraph 1 above.
2. include the following additional conditions in the terms of offer of settlement:
 - a) Council acknowledges and agrees that it is responsible for undertaking any necessary corrective action as determined by Council to that part of the property that falls within the easement.
 - b) The plaintiff acknowledges and agrees that it is responsible for any maintenance of, and bears any liability arising from, the property insofar as it falls outside the easement including but not limited to the grass channel (including grass cutting) and the dam (including the dam walls and bund).
3. reject the portion of the plaintiff’s offer that refers to Council providing indemnity to the plaintiff.

Resolution

Moved – Cr Whalley

Seconded – Cr Wendt

“THAT Council Officers instruct Barry Neilsen Lawyers to

1. formally make an offer to the plaintiff that Council is prepared to:

- a) Construct an open grass channel from the outlet to the pipes to the existing dam on the plaintiff's property measuring approximately 12.5m wide x 25m long.
 - b) Construct a headwall and apron at the outlet of the pipes. Rock protection would also be provided.
 - c) Construct a reinforced grass spillway from the headwall apron and rock protection to the existing dam.
 - d) Construct a bund along the northern wall of the dam
 - e) Create an easement over the channel, extending from the property boundary to the edge of the dam, in accordance with the dimensions in paragraph 1 above.
2. include the following additional conditions in the terms of offer of settlement:
 - a) Council acknowledges and agrees that it is responsible for undertaking any necessary corrective action as determined by Council to that part of the property that falls within the easement.
 - b) The plaintiff acknowledges and agrees that it is responsible for any maintenance of, and bears any liability arising from, the property insofar as it falls outside the easement including but not limited to the grass channel (including grass cutting) and the dam (including the dam walls and bund).
 3. reject the portion of the plaintiff's offer that refers to Council providing indemnity to the plaintiff".

Carried*Vote - Unanimous*

Subject:	Community Assistance Grants – Summary of Awarded Somerset Excellence Bursaries - July 2022
File Ref:	Community Relations – Sponsorships – Somerset Excellence Bursaries
Action Officer:	DHRCS

Background/Summary

Somerset excellence bursaries are not community grants as defined by the Local Government Regulation notwithstanding that they are funded from the same budget allocation as community assistance grants.

As per provisions of the review Community Assistance Grant Policy C/001, Somerset excellence bursaries are to be 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 C/001 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) Somerset Excellence Bursary applications during the month of July 2022 as detailed below:

Applicant	Bursary Recipient	Doc Id	Field	Level	Event
Johanna ROLLSTON	Lochlan ROLLSTON	1407351	Rugby Union	Regional Level Bursary Awarded \$250	Representing Met West region in the Queensland School Sport 14-15 years boys Rugby Union State Championships. Event date: 21-24 July 2022 Location: Hervey Bay <i>This is Lochlan's first application for an Excellence Bursary.</i>
Annette DUNSTAN	Annette DUNSTAN	1403870	Indoor Bowls	State Level Bursary Awarded \$500	Representing the Queensland Indoor Bowling Association at the National Bowling Championships. Event date: 22-27 August 2022 Location: Devonport Recreation Centre, Devonport Tasmania <i>This is Annette's seventh application for an Excellence Bursary.</i>

Attachments

Nil

Recommendation

THAT Council receives the Summary of Awarded Somerset Excellence Bursaries for the month of July 2022 and the contents be noted.

Resolution

Moved – Cr Choat

Seconded – Cr Wendt

“THAT Council receives the Summary of Awarded Somerset Excellence Bursaries for the month of July 2022 and the contents be noted”.

Carried

Vote - Unanimous

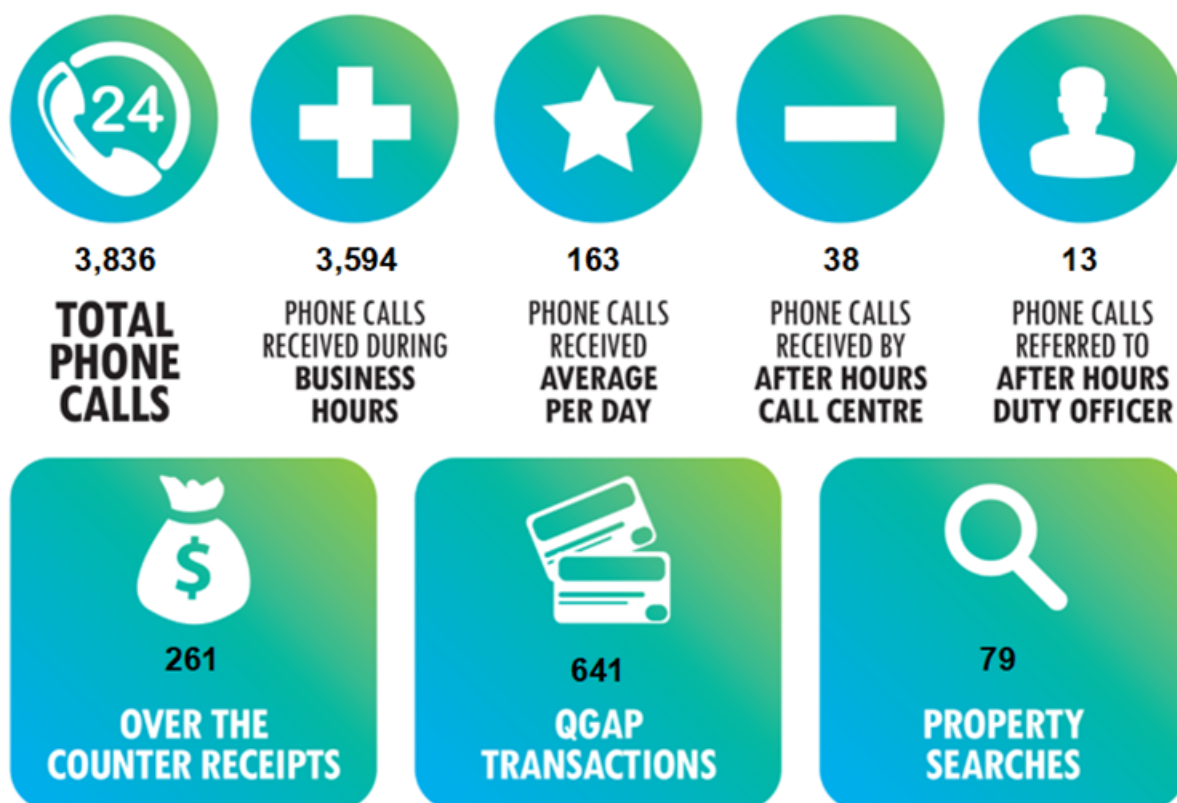
Subject: Customer Service Report
File Ref: Officers Report

Action Officer: CSC

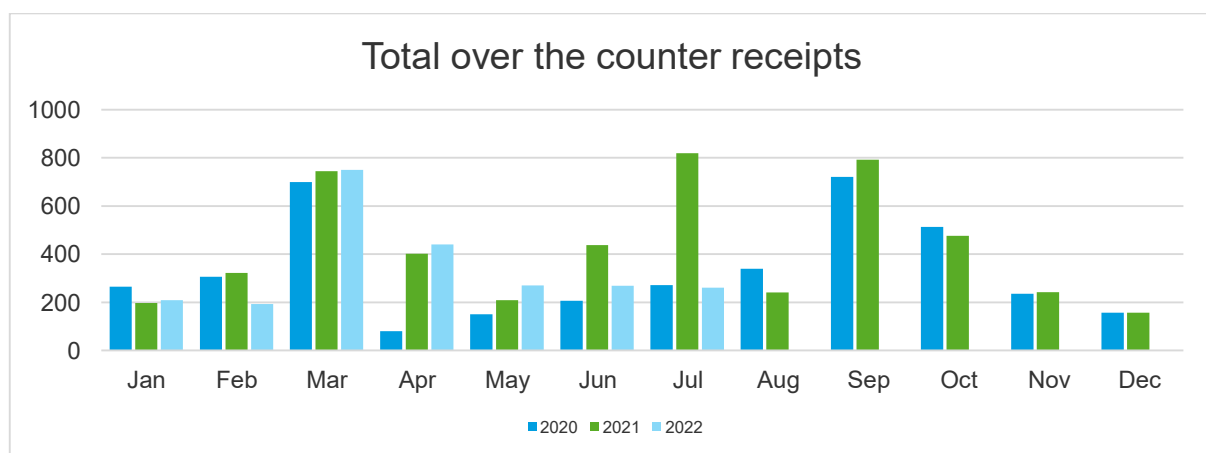
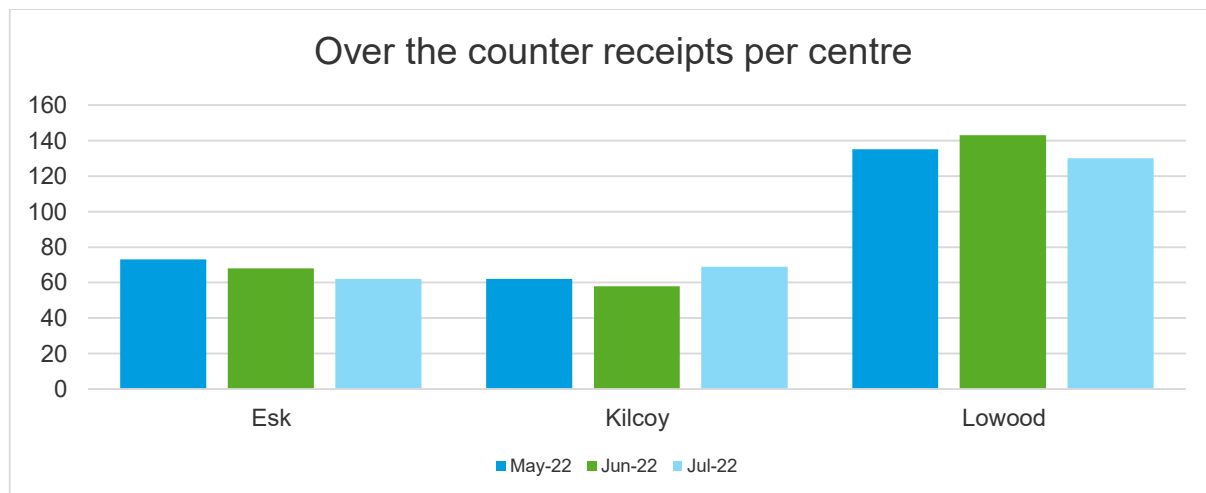
Background/Summary

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 2022 is provided for Council's information.

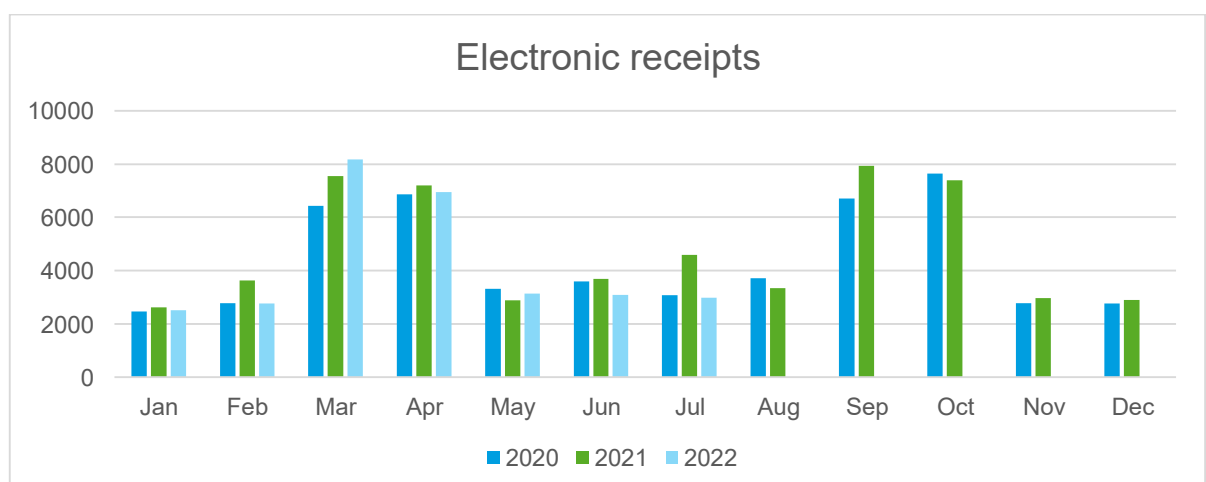
Summary for July 2022



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 2022. These numbers include cheques that were posted into the Council. In total there was 261 financial transactions across the three customer service centres with 62 at Esk Administration Centre, 69 at Kilcoy Customer Service Centre and 130 at Lowood Customer Service Centre for July 2022. Council resolved not to issue dog registration renewals this financial year which is the cause for the reduction in over the counter receipts compared to July 2021.

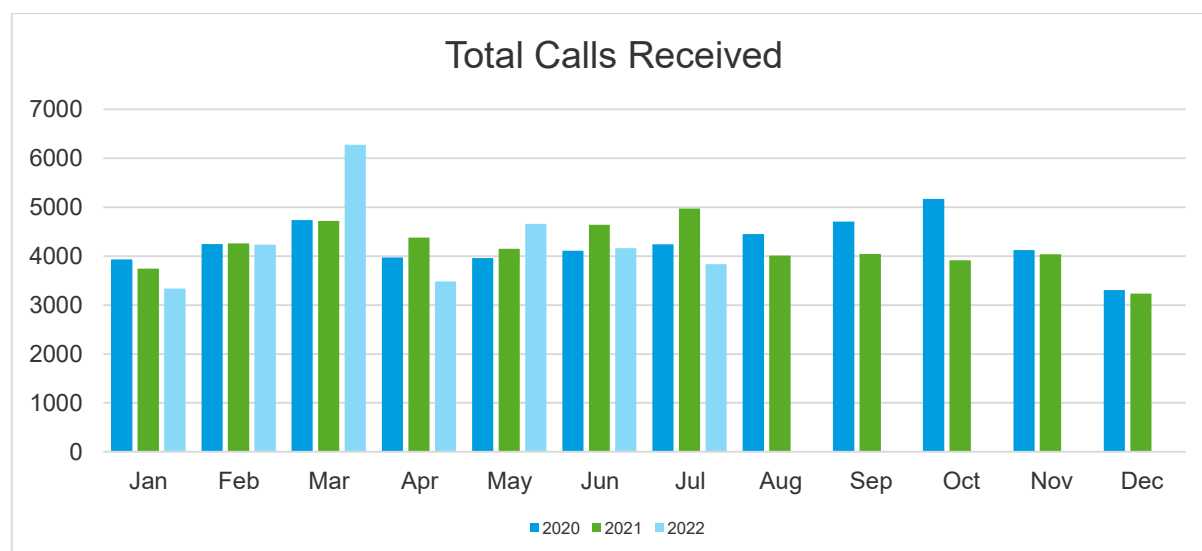


The below table illustrates all other financial transactions (excluding over the counter receipts) received at Council and processed by the finance department. These are BPay and EFT (electronic funds transfer) transactions for payments such as rates, animal registration etc.

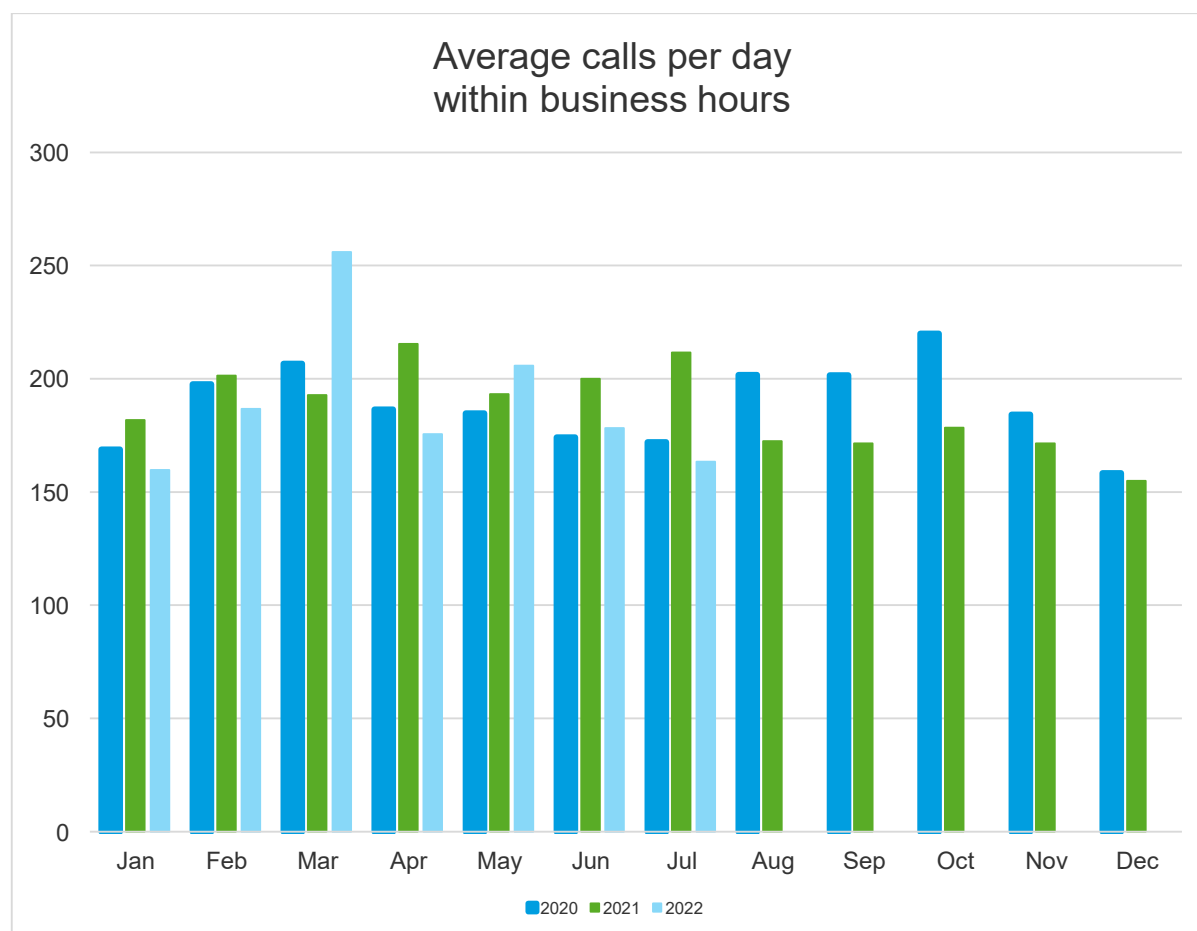


Below are the total number of calls received into the Council main phone line (07 5424 4000), including out of hours, compared to previous calendar years. Calls received does not include internal calls made within Council, or outbound calls. There were 3,836 calls received for the month of July 2022. This is a decrease of 325 calls compared to June 2022. Compared to July 2022 there was a decrease of 1,137 calls for the month. The extension of

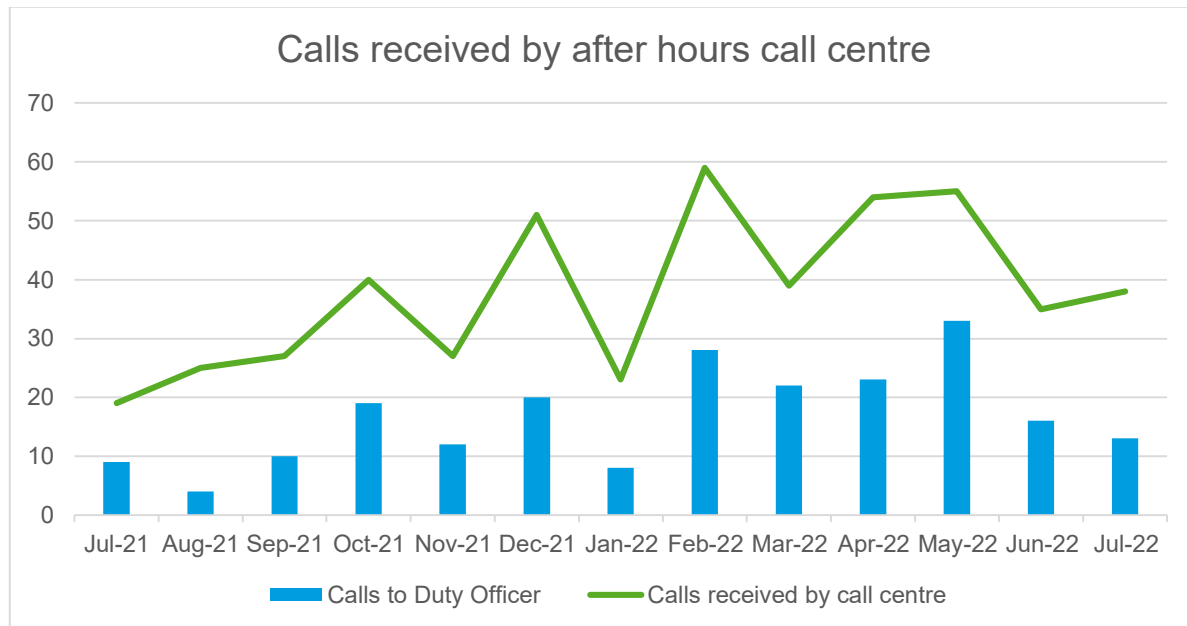
dog registration period is a contributing factor to the reduction of calls compared to July 2021.



Listed below is a comparison of the average calls received per day within business hours. On average there were 163 calls received each business day for July 2022, which was a decrease of 15 calls on average per day from June 2022. Compared to July 2021 there was a decrease of 48 calls on average per day.



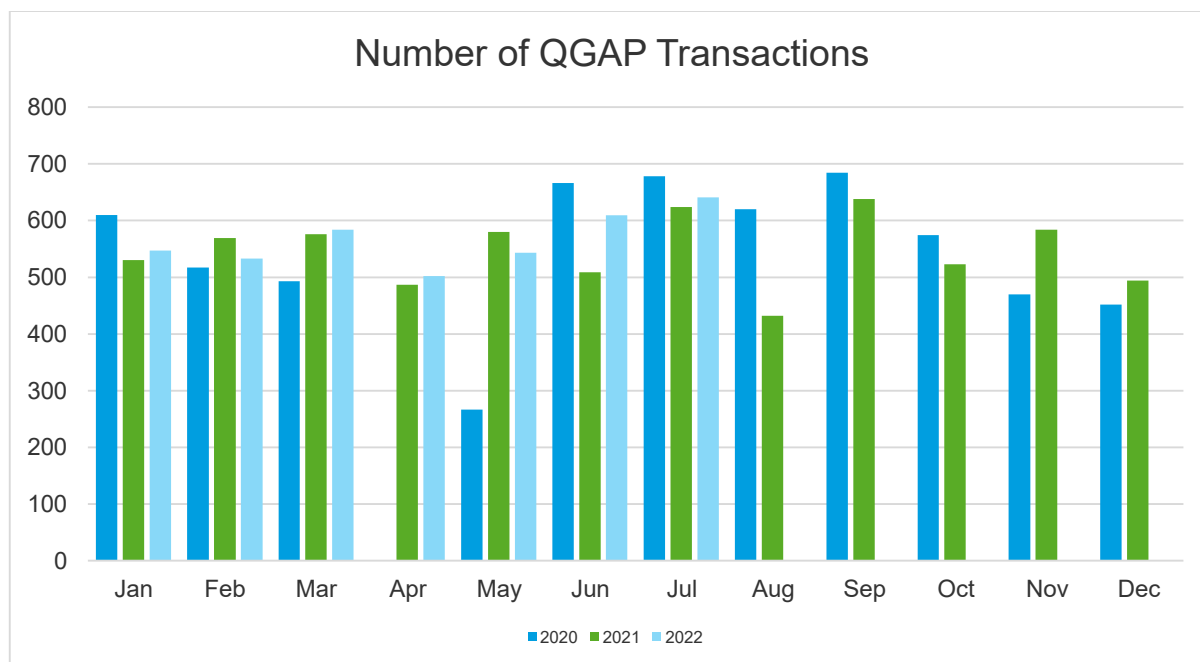
There were 3,594 calls received during business hours and 242 out of hours. Of the 242 calls received out of hours, 38 calls transferred to the afterhours call centre. There was an increase of three call to Council's afterhours provider compared to June 2022.



For the month of July 2022 there were 79 property searches completed for prospective purchasers. This decreased by nine completed searches for the month compared to June 2022.



There were 641 Queensland Government Agent Program (QGAP) transactions for the Lowood QGAP agency in July 2022. On average there were 29 transactions per business day in July which is an increase of one transaction per day compared to June 2022.



Attachments

Nil

Recommendation

THAT Council receive the *Customer Service Report for July 2022* and the contents be noted.

Resolution

Moved – Cr Gaedtke

Seconded – Cr Brieschke

“THAT Council receive the *Customer Service Report for July 2022* and the contents be noted.”

Carried

Vote - Unanimous

Subject:	Operational Plan 4th Quarter Review 2021-22
File Ref:	SRC\Corporate Management\Planning\Operational Plan
Action Officer:	DCORP

Background/Summary

The Operational Plan for Somerset Regional has been reviewed each quarter to determine the progress of the items within the Plan. The 2021/22 plan was developed at a similar time to the Budget and closely aligned with the Budget. The 4th Quarter review contains feedback from all officers who were responsible for items within the Plan. To help interpret the report outcomes, Council officers have added an updated traffic light style indicator to the report.

The 4th Quarter review contains feedback regarding the progress of items at the completion of the 2021/22 financial year. Generally, the action items within the Operational Plan 2021/22 have progressed well, and Council has been effective in delivering services and outcomes for the community. Somerset Region was impacted severely by the February and May floods. Combined with the ongoing impact of COVID19, these events have seriously affected officer's time and the resources available to Council, hence the justification for some items not being progressed or fully implemented. Despite these challenges, the plan has

progressed with the bulk of the activities achieved, with only 9% not delivered. Those actions within the plan that have not been completed in 2021/22 will be carried forward into 2022/23.

Attachments

Attachment 1 – Operational Plan 2021-22 Quarter 4 Review

Recommendation

THAT Council receive the Operational Plan 2021-22 Quarter 4 review and note the progress of the action items within the plan.

Resolution

Moved – Cr Whalley

Seconded – Cr Brieschke

“THAT Council receive the Operational Plan 2021-22 Quarter 4 review and note the progress of the action items within the plan”.

Carried

Vote - Unanimous

Subject: COMSEQ North American Tour
File Ref: COMSEQ
Action Officer: EA to Mayor and CEO

Background/Summary

Council of Mayors South East Queensland (COMSEQ) is sending a delegation to North America in February 2023.

COMSEQ is making arrangements for the delegation with costs being covered as part of the membership of COMSEQ, with the Mayor being asked to attend. Unfortunately, the Mayor is unable to attend. As the Mayor would like to see Somerset Regional Council represented, he has sought an expression of interest from Councillors to attend. One response was received from Cr Isidro. For noting Cr Isidro is Council's representative on the COMSEQ 2032 Olympics Regional Working Group.

Attachments

Nil

Recommendation

THAT Cr Isidro be authorised to attend the Council of Mayors, South East Queensland, North American mission to be held in February 2023.

Resolution

Moved – Cr Whalley

Seconded – Cr Gaedtke

“THAT Cr Isidro be authorised to attend the Council of Mayors, South East Queensland, North American mission to be held in February 2023”.

Carried

Vote - Unanimous

Meetings authorised by Council

Nil

Mayor and Councillor Reports

Cr Brieschke – Councillor Report

July

- 20 Ordinary Council Meeting
Council Workshop Meeting
- 22 SEQ Council of Mayors Local Government, Brisbane
- 23 Stone House, Moore, Open Day
Moore Soldiers Memorial Hall, Art Competition
- 26 Teams Meeting with Mayor & CEO, Esk
CWA Lowood, 95th Birthday Celebration
- 28 Teams Meeting
- 30 Esk Show, Official Opening and Morning Tea
- 31 Prenzlau Pride Car, Bike & Music Show

August

- 01 The Condensery Advisory Committee Meeting, Esk
- 03 Teams Meeting
Esk Christmas Lights Proposal meeting, CWA Hall, Esk
Meeting with Esk Business Representatives
- 04 Local Government Assoc Qld, Elected Members Update, Kilcoy
- 08 Community Led Development in Health – Lowood Project interview
- 10 Ordinary Council Meeting
Council Workshop Meeting
- 11 SRC Human Social Recovery Group Meeting No 6, Esk
SRC Infrastructure Recovery Group Meeting No 6, Esk
Funeral of the late Mr P Moffatt, Esk
- 16 Ipswich Child Protection Week Judging, Yamanto Police Station
- 17 Local Disaster Management Group meeting, Esk
BV Kilcoy Landcare Meeting, Kilcoy
- 18 Vietnam Veteran's Day Commemorative Service, Kilcoy RSL
Local Community Support Led Service discussion – Teams meeting
Arts Networking Event, Somerset Civic Centre
- 20 Memorial Service for the late Mrs J Horner
- 22 Somerset Civic Centre Advisory Committee meeting, Esk
- 23 Lockyer Valley and Somerset Water Collaborative Project Briefing,
Lockyer Valley Council Chambers, Gatton.

Cr Gaedtke– Councillor Report

August

- 10 Ordinary Council Meeting – Kilcoy
- 10 Council Workshop Meeting – Kilcoy
- 11 Brisbane Valley Interagency Meeting – Lowood
- 11 Visit to Open Door Gallery - Lowood
- 11 Lowood State High School – Kokoda student presentation
- 11 Esk Hospital Auxiliary Inc monthly meeting – Esk
- 13 Somerset Art Society Inc – AGM – Esk
- 15 RADF Committee Meeting – Esk
- 16 Somerset Social Plan – Teams meeting
- 16 Economic Development & Tourism Advisory Committee Meeting – Kilcoy

- 16 Kilcoy District Progress Alliance Inc monthly meeting
- 19 Road Inspection - Linville
- 23 Meeting with Kilcoy State School Principal – Road Safety matters

Congratulations to the Lowood High School students who took part in the 2022 Kokoda Challenge. I applaud each and every student for their courage, endurance, mateship and sacrifice required to achieve this rewarding personal challenge.

A membership call out made by the Esk Hospital Auxiliary was rewarded with a dozen people attending the monthly August meeting. The Auxiliary will hold its AGM on Thursday 8th September at the Somerset Civic Centre commencing at 2:00pm. Your attendance is encouraged.

I was delighted to be asked to chair the election of new office bearers of the Somerset Art Society Inc. AGM. The Society has achieved many great goals during the last twelve months and is looking forward to the next twelve months and further achievements. All positions were quickly filled, however the Society is seeking the services of a President for 2022/23 financial year.

Cr Isidro – Councillor Report

August

- 11 Brisbane Valley Interagency meeting, Lowood
- 11 Natural Environment Recovery Group meeting, Teams
- 15 Esk Recreation Advisory site visit
- 15 RADF committee meeting, Esk
- 16 EDTAC committee meeting, Kilcoy
- 16 Esk Racecourse advisory committee meeting, Esk
- 16 Kilcoy District Progress Alliance meeting, Kilcoy
- 17 LDMG meeting
- 17 Esk Christmas Lights planning meeting
- 18 Arts and Culture Evening, Civic Centre
- 23 Joint Collaborative briefing with LVRC
- 24 Council meeting

Cr Choat – Councillor Report

August

- 10 Council Ordinary Meeting and Workshop – Kilcoy Explore Centre
- 11 Meeting Brisbane Archdiocese St Stephen's Cathedral Centre
- 14 Mass St Brendan's Catholic Church
- 16 Economic Development & Tourism Advisory Meeting Kilcoy Explore Centre
- Lowood and Districts Community Network Meeting
- 18 Disaster Recovery Natural Resources Committee Meeting
- Lowood Community Ambulance Committee Meeting Lowood QAS
- 21 Mass St Brendan's Catholic Church
- 22 Pest Management Advisory Committee Meeting
- 23 Lockyer & Somerset Water Collaborative Information Briefing LVRC Chambers
- Gatton

Cr Wendt – Councillor Report

August

- 10 Ordinary Council Meeting – Kilcoy
- Workshop Meeting – Kilcoy
- Stanley River Fire Group Meeting – Mt Kilcoy
- 11 Somerset Regional Council Infrastructure Recovery Group – Teams
- Somerset Regional Council Economic Recovery Group – Teams

- 15 Fernvale Residents Inc – Fernvale
- 16 Economic Development and Tourism Committee Meeting – Kilcoy
Esk Recreation Grounds Committee Meeting – Esk
Lowood Residents Inc – Lowood
- 17 Somerset LDMG Meeting – Teams
Somerset and Wivenhoe Fish Stocking Assoc – Fernvale
- 18 Arts and Culture Strategy Workshop – Esk
- 22 Pest Management Working Group – Teams
- 23 Joint Water Collaborative Briefing – Gatton
Lowood Recreation Committee Meeting - Lowood

Mayor's Report of Activities from 21 July to 24 August 2022

Ref - Governance - Reporting - Reporting - Mayor and Councillor Reports

Friday, 22 July 2022	COMSEQ Local Government Forum in Brisbane
Saturday, 23 July 2022	Christmas in July Clock Park Lowood
Tuesday, 26 July 2022	Attended Lowood QCWA 95 th birthday celebrations Meeting Deputy Mayor and CEO
Wednesday, 27 July 2022	TEAMS meeting with COMSEQ re City Deals
Friday, 29 July 2022	ROI update
Saturday, 30 July 2022	Esk Show morning tea
Sunday, 31 July 2022	Prenzlau Pride Car, Bike and Music show
Tuesday, 2 August 2022	Meeting with Major General Ellwood Meeting with Deputy Mayor, Cr Gaedtke and CEO Meeting re Esk Christmas Tree at Esk Meeting with business representatives re Mt Glen Rock
Thursday, 4 August 2022	Elected Members Update with LGAQ at Kilcoy
Friday, 5 August 2022	TEAMS meeting re foot and mouth with DAF
Saturday, 6 August 2022	Attended Kilcoy Rodeo
Sunday, 7 August 2022	Attended the 10 th Anniversary celebrations of Kilcoy Art Gallery
Monday, 8 August 2022	Attended Mayors Cup, Ladies Lawn Bowls presentation at Lowood
Wednesday, 10 August 2022	Council meeting day
Thursday, 11 August 2022	Human Social Recovery Group Meeting Infrastructure Recovery Group Meeting Attended Pat Moffatt's funeral Esk
Monday, 15 August 2022	Meeting with Kilcoy Sentinel, CEO and COMM
Tuesday, 16 August 2022	Media event with Ipswich City Council re recycling bins Economic Development, Tourism Advisory Group
Wednesday, 17 August 2022	Somerset Local Disaster Group meeting Somerset Wivenhoe Fish Stocking Association Meeting
Thursday, 18 August 2022	Attended the Leukemia Association AGM at Porters Plainland Attended Vietnam Veterans service at Lowood

	Attended AGM of Lowood Ambulance Committee
Friday, 19 August 2022	Attended the opening Prenzlau State School Library
	Media interview with River 949 re water collaborative
Saturday, 20 August 2022	Attended the Lowood Truck show
Monday, 22 August 2022	Meeting at Kilcoy
	TEAMS briefing with Powerlink re Borumba Dam project
	Pest Management Working Group
Tuesday, 23 August 2022	Joint briefing with Lockyer Valley Regional Council re Water Collaborative
	Media opportunity at Gatton re water collaborative
	Meeting Jim MacDonald
	LGAQ Briefing via TEAMS
Wednesday, 24 August 2022	Council meeting at Kilcoy

Resolution

Moved – Cr Wendt

Seconded – Cr Brieschke

“THAT the verbal and written reports of Mayor Lehmann, Cr Brieschke, Gaedtke, Isidro, Choat and Wendt be received and the contents noted”.

Carried*Vote - Unanimous***Receipt of Petition**

Nil

Consideration of notified motions

Nil

Reception of notices of motion for next meeting

Nil

Items for reports for future meetings

Nil

Closure of Meeting**Summary**

There being no further business, the Mayor, Cr Graeme Lehmann closed the meeting at 9.49 am.