

Minutes

Ordinary Meeting

Thursday, 22 June 2023

Sunshine Coast City Hall Chamber, 54 First Avenue, Maroochydore

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Please Note: The resolutions as shown in italics throughout these minutes are the resolutions carried by the Council.

1 DECLARATION OF OPENING

The Chair declared the meeting open at 11:00am.

2 WELCOME AND OPENING

Councillor O'Pray acknowledged the Traditional Custodians of the land on which the meeting took place.

Dr. Maureen Khan a representative of the Islamic Faith delivered a blessing.

3 RECORD OF ATTENDANCE AND LEAVE OF ABSENCE**COUNCILLORS**

Councillor M Jamieson	Mayor (Chair)
Councillor R Baberowski	Division 1 (Deputy Mayor)
Councillor T Landsberg	Division 2 (Teams)
Councillor P Cox	Division 3
Councillor J Natoli	Division 4
Councillor W Johnston	Division 5
Councillor E Hungerford	Division 7
Councillor J O'Pray	Division 8
Councillor M Suarez	Division 9
Councillor D Law	Division 10

COUNCIL OFFICERS

Chief Executive Officer
Group Executive Built Infrastructure
Group Executive Customer and Planning Services
A/Group Executive Economic and Community Development
A/Group Executive Business Performance
Group Executive Civic Governance
Group Executive Liveability and Natural Assets
Manager Executive Management and Support Services
Principal Development Planner
Acting Manager Business and Innovation
Coordinator Financial Services
Manager Audit & Assurance
Governance Policy Lead
Acting Manager Strategic Infrastructure Planning and Policy
Manager Leasing & Land Management
Principal Property Officer

APOLOGIES

Councillor C Dickson Division 6

EXTERNAL

Director Integrated Infrastructure Planning Group

4 RECEIPT AND CONFIRMATION OF MINUTES**Council Resolution** (OM23/51)**Moved:** Councillor P Cox**Seconded:** Councillor W Johnston

That the Minutes of the Ordinary Meeting held on 25 May 2023 be received and confirmed.

Carried unanimously.

5 MAYORAL MINUTE

Nil

6 INFORMING OF CONFLICTS OF INTEREST**6.1 PRESCRIBED CONFLICTS OF INTEREST**

Nil

6.2 DECLARABLE CONFLICTS OF INTEREST

Councillor J Natoli notified Council of a Declarable Conflict of Interest in relation to Item 8.1 Development Permit For An Other Change - Material Change Of Use Of Premises To Extend An Existing Intensive Animal Industry (Poultry Farm), Including An Environmentally Relevant Activity (Poultry Farming), Additional Sheds And Driveway Located At 325 & 367 Red Road Beerburum.

Councillor J O'Pray notified Council of a Declarable Conflict of Interest in relation to Item 8.1 Development Permit For An Other Change - Material Change Of Use Of Premises To Extend An Existing Intensive Animal Industry (Poultry Farm), Including An Environmentally Relevant Activity (Poultry Farming), Additional Sheds And Driveway Located At 325 & 367 Red Road Beerburum.

7 PRESENTATIONS / COUNCILLOR REPORTS

7.1 PRESENTATION - ABOVE AND BEYOND AWARD, LGMA AWARDS FOR EXCELLENCE 2023

Council Resolution (OM23/52)

Moved: Councillor W Johnston
Seconded: Councillor E Hungerford

That Council recognise the achievement of Hannah Maloney who received the Above and Beyond Award at the LGMA Awards for Excellence 2023.

Carried unanimously.

7.2 PRESENTATION - THE KIDS IN ACTION PROGRAM WON THE COMMUNITY SHAPING CATEGORY AT THE LGMA AWARDS FOR EXCELLENCE 2023

Council Resolution (OM23/53)

Moved: Councillor M Suarez

Seconded: Councillor P Cox

That Council recognise the achievement of the Kids in Action Program winning the Community Shaping Category at the LGMA Awards for Excellence 2023.

Carried unanimously.

7.3 PRESENTATION - SHINE A LIGHT ON RACISM BRANDING - AWARDS GRAPHIC DESIGN

Council Resolution (OM23/54)

Moved: Councillor D Law
Seconded: Councillor J Natoli

That Council recognise the achievement for the Shine a Light on Racism branding for winning Silver at the GOV Design Awards 2023 for Graphic Design – Equity and Inclusion.

Carried unanimously.

**7.4 PRESENTATION - SUNSHINE COAST BIOSPHERE - GRAPHIC DESIGN
- AWARDS****Council Resolution** (OM23/55)**Moved: Councillor M Suarez****Seconded: Councillor D Law**

That Council recognise the achievement for the Sunshine Coast Biosphere branding for winning the Local Government Association of Queensland LGx 2023 Award for Best Graphic Design and the Silver 2023 GOV Design Award for Identity and Branding.

Carried unanimously.

8 REPORTS DIRECT TO COUNCIL**8.1 DEVELOPMENT PERMIT FOR AN OTHER CHANGE - MATERIAL CHANGE OF USE OF PREMISES TO EXTEND AN EXISTING INTENSIVE ANIMAL INDUSTRY (POULTRY FARM), INCLUDING AN ENVIRONMENTALLY RELEVANT ACTIVITY (POULTRY FARMING), ADDITIONAL SHEDS AND DRIVEWAY LOCATED AT 325 & 367 RED ROAD BEERBURRUM****File No:** 1999/510068.01**Author:** Principal Development Planner
Customer & Planning Services Group**Appendices:** App A - Conditions of Approval**Attachments:** Att 1 - Detailed Report
Att 2 - SARA Concurrence Agency Response
Att 3 - Proposal Plans
Att 4 - Astute Environmental Consulting Red Road Odour and Dust Assessment
Att 5 - Submission Location Map

Notification of Interest

In accordance with s150EQ(3)(c) of the *Local Government Act 2009* Councillor J Natoli gave notice of a Declarable Conflict of Interest in relation to Agenda Item 8.1 Development Permit For An Other Change - Material Change Of Use Of Premises To Extend An Existing Intensive Animal Industry (Poultry Farm), Including An Environmentally Relevant Activity (Poultry Farming), Additional Sheds And Driveway Located At 325 & 367 Red Road Beerburum.

I, Councillor Joe Natoli, notify that I have a Declarable Conflict of Interest in Item 8.1 to be considered at the Ordinary Meeting on 22 June 2023 due to having known John Donald Elks, Director of Woodlands Enterprises Pty Ltd, since the 1980s through my close association with him as we were both members of the Caloundra Cricket Club.

Councillor J Natoli informed the Meeting that he would voluntarily not participate in the decision and left the place at which the meeting was being held, including any area set aside for the public and stayed away while the matter was considered and voted on.

Notification of interest – Cr O’Pray

In accordance with s150EQ(3)(c) of the *Local Government Act 2009* Councillor J O’Pray gave notice of a **Declarable Conflict of Interest** in relation to Agenda Item 8.1 **Development Permit For An Other Change - Material Change Of Use Of Premises To Extend An Existing Intensive Animal Industry (Poultry Farm), Including An Environmentally Relevant Activity (Poultry Farming), Additional Sheds And Driveway Located At 325 & 367 Red Road Beerburrum.**

*I, Councillor Jason O’Pray, notify that I may have a **Declarable Conflict of Interest** in Item 8.1 to be considered at the Ordinary Meeting today, 22 June 2023, due to the fact that my partner, Ms Natasha Poole, is a member of the Animal Justice Party.*

I am making this declaration out of an abundance of caution and in doing so, wish to highlight that neither Ms Poole nor the Animal Justice Party have made a submission – either a properly made submission or a not properly made submission - on the development application that is to be considered by Council today.

I am also unaware of any representations made by Ms Poole or the Animal Justice Party to Council in relation to this development application. I can also confirm that neither Ms Poole nor the Animal Justice Party have made any representations to me personally on this application.

In consideration of this Declarable Conflict of Interest – and in particular, the very remote nature of any such interest, if indeed an interest exists - I am of the opinion that I can participate in the discussion and vote on the matter and in doing so, my participation will not lead to a decision that is contrary to the public interest.

Further I acknowledge the eligible Councillors must by resolution, decide my participation or otherwise in making a decision on the matter.

Council Resolution

Moved: Councillor M Suarez
Seconded: Councillor E Hungerford

*In accordance with s150ES(3)(b)(i) of the *Local Government Act 2009*, that despite Councillor J O’Pray’s conflict of interest, Councillor J O’Pray may participate in the discussions and decision relating to Agenda Item 8.1 due to the interest not being considered to be sufficient to undermine the ability of the Councillor to form an impartial view and exercise their vote in the public interest.*

Carried unanimously.

In accordance with s150ET(2) of the *Local Government Act 2009*, Councillor J O’Pray was not eligible to vote, and did not vote on this matter.

Councillor J Natoli was absent for the vote on this motion.

Motion**Moved: Councillor R Baberowski****Seconded: Councillor P Cox**

That Council:

- (a) receive and note the report titled **“Development Permit for an Other Change - Material Change of Use of Premises to Extend an Existing Intensive Animal Industry (Poultry Farm), Including an Environmentally Relevant Activity (Poultry Farming), Additional Sheds and Driveway located at 325 & 367 Red Road BEERBURRUM”**
- (b) REFUSE Application No. 1999/510068.01 for the following reasons:
1. Scale and Intensity:
The proposed development departs from the Purpose and Overall Outcome (2)(v)(ii) of the Rural Zone Code as the use is not appropriate when considered with regard to its location, nature, scale and intensity.
 2. Environmental Impacts:
The proposed development departs from the Purpose and Overall Outcome (2)(b) and (q) of the Rural Zone Code as adverse environmental impacts are not avoided or appropriately managed in the proposal.
 3. Agricultural land:
The proposed development:
 - (a) will alienate or fragment agricultural land class A and class B land the applicant has not demonstrated that:
 - (i) there is an overriding need for the proposed development in terms of public benefit; and
 - (ii) no other site is suitable for the purpose such as that proposed by the proposed development.
 - (b) will not conserve the productive characteristics of agricultural land class A and class B.Accordingly, the proposed development does not comply with Overall Outcome 6.2.19.2(2)(j) of the Rural zone code.
 4. Amenity:
It has not been demonstrated that:
 - (a) the proposed development will not result in unacceptable noise impacts on the surrounding sensitive uses.Accordingly, there is non-compliance with the Rural Zone Code Overall Outcome 6.2.19.2(2)(b) and (g).
 5. Suitability of site and proposed setbacks:
The proposed development constitutes a 260% material increase in the intensive rural use on a site that does not meet the minimum lot size requirements or provide for adequate setbacks.
Accordingly there is non-compliance with the Rural uses code Overall Outcome 9.3.16(2)(d) and Performance outcomes PO2 and PO3.
 6. Rural activities and amenity:
As a consequence of the issues set out in reasons 1 to 3 above, the proposed development will result in unacceptable impacts on the existing and future rural activities on the subject land and surrounding area and the rural amenity of the

surrounding area. Further, the subject land is within the Regional Inter-Urban Break.

Accordingly, the proposed development does not comply with Overall outcome 6.2.19.2(2)(p) of the Rural zone code.

For: Councillor R Baberowski and Councillor J O'Pray.

Against: Councillor M Jamieson, Councillor T Landsberg, Councillor P Cox, Councillor W Johnston, Councillor E Hungerford, Councillor M Suarez and Councillor D Law.

Lost.

Councillor J Natoli was absent for the vote on this motion.

Council Resolution

Moved: Councillor W Johnston

Seconded: Councillor J O'Pray

That Council grant Councillor R Baberowski an extension of time for five minutes to speak further to the motion.

Carried unanimously.

Councillor J Natoli was absent for the vote on this motion.

Council Resolution

Moved: Councillor E Hungerford

Seconded: Councillor P Cox

That Council grant Councillor R Baberowski a further extension of time for five minutes to speak further to the motion.

For: Councillor M Jamieson, Councillor R Baberowski, Councillor T Landsberg, Councillor P Cox, Councillor W Johnston, Councillor E Hungerford, Councillor J O'Pray and Councillor M Suarez.

Against: Councillor D Law.

Carried.

Councillor J Natoli was absent for the vote on this motion.

Council Resolution

Moved: Councillor M Suarez

Seconded: Councillor E Hungerford

That Council grant Councillor W Johnston an extension of time for five minutes to speak further to the motion.

Carried unanimously.

Councillor J Natoli was absent for the vote on this motion.

Council Resolution (OM23/56)

Moved: Councillor W Johnston
Seconded: Councillor E Hungerford

That Council:

- (a) *receive and note the report titled “**Development Permit for an Other Change - Material Change of Use of Premises to Extend an Existing Intensive Animal Industry (Poultry Farm), Including an Environmentally Relevant Activity (Poultry Farming), Additional Sheds and Driveway located at 325 & 367 Red Road BEERBURRUM**”*
- (b) *APPROVE Application No. 1999/510068.01, and grant a Development Permit for an Other Change - Material Change of Use of Premises to Extend an Existing Animal Industry (Poultry Farm), Including an Environmentally Relevant Activity (Poultry Farming), Additional Sheds and Driveway, subject to imposition of reasonable and relevant conditions in Appendix A and*
- (c) *note all future requests for a negotiated decision notice and requested changes to the approval to be determined by delegated Council officers where the changes would not have a material impact on the outcome of the original decision.*

For: Councillor M Jamieson, Councillor T Landsberg, Councillor P Cox, Councillor W Johnston, Councillor E Hungerford, Councillor M Suarez and Councillor D Law.

Against: Councillor R Baberowski and Councillor J O'Pray.

Carried .

Councillor J Natoli was absent for the vote on this motion.

8.2 APPLICATION OF NATIONAL COMPETITION POLICY 2023/2024

File No:	Council Meetings
Author:	Coordinator Commercial Analysis Business Performance Group
Appendices:	App A - Justification for not applying the Code of Competitive Conduct
Attachments:	Att 1 - Legislative requirements 2023/2024 Att 2 - Business Activity Identification 2023/2024 Att 3 - Full Cost Performance 2021/2022

Council Resolution (OM23/57)**Moved:** Councillor E Hungerford**Seconded:** Councillor J Natoli*That Council:*

- (a) *receive and note the report titled “**Application of National Competition Policy 2023/2024**”*
- (b) *apply Full Cost Pricing to the Waste and Resource Management significant business activity for the 2023/2024 financial year in accordance with section 44(1)(b) of the Local Government Act 2009*
- (c) *apply the Code of Competitive Conduct to the following business activities, for the 2023/2024 financial year, in accordance with section 47 of the Local Government Act 2009:*
 - (i) *Sunshine Coast Holiday Parks and*
 - (ii) *Quarries and*
- (d) *not apply the Code of Competitive Conduct to the following, in accordance with section 47 of the Local Government Act 2009 for the reasons referred to in Appendix A justification for not applying the Code of Competitive Conduct to certain prescribed business activities:*
 - (i) *Aquatic Centres*
 - (ii) *Caloundra Indoor Stadium*
 - (iii) *Caloundra Regional Gallery*
 - (iv) *Cemeteries*
 - (v) *Festivals*
 - (vi) *Multisport and Showgrounds*
 - (vii) *Off-street Parking*
 - (viii) *Retail Electricity Strategy and Sunshine Coast Solar Farm*
 - (ix) *Sunshine Coast International Broadband Cable Network*
 - (x) *Sunshine Coast Stadium and Kawana Sports Precinct and*
 - (xi) *Venue 114 and Community Spaces.*

Carried unanimously.

8.3 2023/24 PROCUREMENT POLICY AND PROCUREMENT AND DISPOSAL FRAMEWORK

File No: Council meetings
Author: Acting Manager Business and Innovation
Business Performance Group
Appendices: App A - Procurement Policy
App B - Contract Manual
App C - Contracting Plan
App D - Local Preference in Procurement Guideline
App E - Social Benefit Procurement Guideline
App F - First Nations Procurement Guideline
App G - Innovation and Market-Led Engagement Guideline
App H - Environment and Sustainability Guidelines

Council Resolution (OM23/58)

Moved: Councillor J O'Pray
Seconded: Councillor R Baberowski

That Council:

- (a) *receive and note the report titled “2023/24 Procurement Policy and Procurement and Disposal Framework” and*
- (b) *adopt the proposed procurement and disposal framework as follows:*
 - (i) *Procurement Policy (Appendix A)*
 - (ii) *Contract Manual (Appendix B)*
 - (iii) *Contracting Plan (Appendix C)*
 - (iv) *Local Preference in Procurement Guideline (Appendix D)*
 - (v) *Social Benefit Procurement Guideline (Appendix E)*
 - (vi) *First Nations Procurement Guideline (Appendix F)*
 - (vii) *Innovation and Market-Led Engagement Guideline (Appendix G) and*
 - (viii) *Environment and Sustainability in Procurement Guideline (Appendix H).*

Carried unanimously.

8.4 MAY 2023 FINANCIAL PERFORMANCE REPORT

File No: Council Meetings
Author: Coordinator Financial Services
Business Performance Group
Attachments: Att 1 - May 2023 Financial Performance Report
Att 2 - Capital Grant Funded Project Report May 2023

Council Resolution (OM23/59)

Moved: Councillor E Hungerford
Seconded: Councillor J Natoli

*That Council receive and note the report titled “**May 2023 Financial Performance Report**”.*

Carried unanimously.

8.5 AUDIT COMMITTEE MEETING 22 MAY 2023

File No: Council Meetings
Author: Manager Audit & Assurance
Civic Governance
Appendices: App A - Audit Committee Minutes 22 May 2023
App B - Proposed 2023 - 2024 Audit and Assurance Program of Work

Council Resolution (OM23/60)

Moved: Councillor J Natoli
Seconded: Councillor E Hungerford

That Council:

- (a) *receive and note the report titled “**Audit Committee Meeting 22 May 2023**”*
- (b) *endorse the Minutes of the Audit Committee meeting of 22 May 2023 (Appendix A)*
- (c) *accept the recommendation of the Audit Committee dated 22 May 2023 that the proposed 2023 – 2024 Audit and Assurance Program of Work (Appendix B) and*
- (d) *approve the realigned annual meeting schedule for the Audit Committee as follows, to commence from 1 July 2023:*
 - *February*
 - *May*
 - *Late August/Early September*
 - *October - teleconference to consider annual financial statements*
 - *November*

Carried unanimously.

8.6 CONSOLIDATION OF LOCAL LAWS AND SUBORDINATE LOCAL LAWS

File No:	Council Report
Author:	Governance Policy Lead Civic Governance
Appendices:	App A - Sunshine Coast Regional Council Local Law No.1 (Administration) 2011 App B - Sunshine Coast Regional Council Subordinate Local Law No.1 (Administration) 2016 App C - Sunshine Coast Regional Council Local Law No.2 (Animal Management) 2011 App D - Sunshine Coast Regional Council Subordinate Local Law No.2 (Animal Management) 2011 App E - Sunshine Coast Regional Council Local Law No.3 (Community Health and Environmental Management) 2011 App F - Sunshine Coast Regional Council Subordinate Local Law No.4 (Local Government Controlled Areas, Facilities, Infrastructure and Roads) 2011 App G - Sunshine Coast Regional Council Subordinate Local Law No.5 (Parking) 2011

Council Resolution (OM23/61)

Moved: Councillor J Natoli
Seconded: Councillor W Johnston

That Council:

- (a) *receive and note the report titled “**Consolidation of Local Laws and Subordinate Local Laws**” and*
- (b) *resolve to adopt consolidated versions of:*
 - (i) *Sunshine Coast Regional Council Local Law No. 1 (Administration) 2011 (Appendix A)*
 - (ii) *Sunshine Coast Regional Council Subordinate Local Law 1 (Administration) 2016 (Appendix B)*
 - (iii) *Sunshine Coast Regional Council Local Law No. 2 (Animal Management) 2011 (Appendix C)*
 - (iv) *Sunshine Coast Regional Council Subordinate Local Law No. 2 (Animal Management) 2011 (Appendix D)*
 - (v) *Sunshine Coast Regional Council Local Law No. 3 (Community Health and Environmental Management) 2011 (Appendix E)*
 - (vi) *Sunshine Coast Regional Council Subordinate Local Law No. 4 (Local Government Controlled Areas, Facilities, Infrastructure and Roads) 2011 (Appendix F) and*
 - (vii) *Subordinate Local Law No. 5 (Parking) (Appendix G) 2011.*

Carried unanimously.

8.7 DELEGATION TO THE CHIEF EXECUTIVE OFFICER

File No: Council Meetings
Author: Governance Policy Lead
Civic Governance
Appendices: App A - 2016-73 (v8) Delegation to the Chief Executive Officer
Attachments: Att 1 - Delegations Guiding Principles Policy (Delegations from Council to the CEO)

Council Resolution (OM23/62)

Moved: Councillor W Johnston
Seconded: Councillor E Hungerford

That Council:

- (a) *receive and note the report titled “**Delegation to the Chief Executive Officer**”*
- (b) *resolve to adopt Delegation 2016-73 (v8) Delegation to the Chief Executive Officer (Appendix A) and*
- (c) *note that all other specific and individual delegations of authority to the Chief Executive Officer which have been authorised by Council through previous resolutions, are retained.*

Carried unanimously.

8.8 REVIEW OF THE LOCAL GOVERNMENT INFRASTRUCTURE PLAN

File No: Council reports
Author: Acting Manager Strategic Infrastructure Planning and Policy
Customer & Planning Services Group
Attachments: Att 1 - Local Government Infrastructure Plan Review Checklist

Council Resolution (OM23/63)

Moved: Councillor M Suarez
Seconded: Councillor E Hungerford

That Council:

- (a) *receive and note the report titled “**Review of the Local Government Infrastructure Plan**”*
- (b) *based on the review of the current Local Government Infrastructure Plan, decide to make a Local Government Infrastructure Plan in accordance with the Planning Act 2016 and the Minister’s Guidelines and Rules and*
- (c) *delegate authority to the Chief Executive Officer to prepare and progress the proposed Local Government Infrastructure Plan under the Planning Act 2016 and the Minister’s Guidelines and Rules.*

Carried unanimously.

**8.9 DISPOSAL (EASEMENT) OF PART OF COUNCIL FREEHOLD LAND AT
36 WILLOWOOD CRESCENT, NAMBOUR**

File No: F2023/27396
Author: Senior Property Officer
Business Performance Group
Attachments: Att 1 - Aerial Map
Att 2 - Locality Plan
Att 3 - Easement Plan

Council Resolution (OM23/64)

Moved: Councillor D Law
Seconded: Councillor R Baberowski

That Council:

- (a) *receive and note the report titled “Disposal (Easement) of Part of Council Freehold Land at 36 Willowood Crescent, Nambour” and*
- (b) *resolve, pursuant to section 236(2) of the Local Government Regulation 2012, that an exception to dispose of an interest (easement) in land (other than by tender or auction) applies as the disposal of part of Council freehold land at Lot 606 on SP313125 is to be disposed to a person who owns adjoining land pursuant to section 236(1)(c)(iv).*

Carried unanimously.

9 NOTIFIED MOTIONS

Nil

10 TABLING OF PETITIONS**10.1 PETITION - REQUEST FOR SKATE PARK FOR PELICAN WATERS****Council Resolution** (OM23/65)

Moved: Councillor T Landsberg

Seconded: Councillor P Cox

That the petition tabled by Councillor P Cox on behalf of Councillor T Landsberg relating to the request for a skate park for Pelican Waters be received and referred to the Chief Executive Officer to determine appropriate action.

Carried unanimously.

11 CONFIDENTIAL SESSION**CLOSURE OF THE MEETING TO THE PUBLIC****Council Resolution****Moved: Councillor E Hungerford****Seconded: Councillor P Cox**

That the meeting be closed to the public pursuant to s254J(3)(h) of the Local Government Regulation 2012 to consider the following items:

11.1 *Confidential - Not for Public Release - Land Acquisition (Easement) – Nambour*

Carried unanimously.

RE-OPENING OF THE MEETING TO THE PUBLIC**Council Resolution****Moved: Councillor J Natoli****Seconded: Councillor R Baberowski**

That the meeting be re-opened to the public.

Carried unanimously.

11.1 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - LAND ACQUISITION (EASEMENT) - NAMBOUR

File No: F22/00017
Author: Principal Property Officer
Business Performance Group

In preparing this report, the Chief Executive Officer recommends it be considered confidential in accordance with Section 254J(3) (h) of the *Local Government Regulation 2012* as it contains information relating to negotiations relating to the taking of land by the local government under the *Acquisition of Land Act 1967*.

This report is confidential in respect to the content and timeframes of negotiations with the land owner and recognising that, until a voluntary acquisition is settled or a compulsory acquisition is gazetted, the acquisition has no certainty.

Public disclosure at this time would potentially impact adversely on the negotiation process and Council's ability to secure the land parcels at market value. Further, it would potentially impact the compulsory acquisition process under the *Acquisition of Land Act 1967* (ALA) by releasing information that is still subject to change prematurely instead of as part of the resumption process under the ALA, which formally commences with the serving of a Notice of Intention to Resume and associated background information, current at that time, on the affected land owner.

Council Resolution (OM23/66)

Moved: Councillor D Law
Seconded: Councillor J Natoli

That Council:

- (a) *delegate authority to the Chief Executive Officer to commence the process under the Acquisition of Land Act 1967 to acquire the following land for a public thoroughfare easement:*
 - (i) *part of Lot 6 RP75717 and*
 - (ii) *part of Lot 8 RP75717*
- (b) *note that if there is an objection to a Notice of Intention to Resume, a report on the objection will be presented to Council for it to consider and decide whether Council should make an application to the Minister to take the land for a public thoroughfare easement under section 9 of the Acquisition of Land Act 1967, amend the Notice of Intention to Resume or discontinue the resumption*
- (c) *delegate authority to the Chief Executive Officer to make an application to the Minister for Resources to take the land for a public thoroughfare easement under section 9 of the Acquisition of Land Act 1967, provided that no objections are received and*
- (d) *delegate authority to the Chief Executive Officer to settle the claims for compensation if a public thoroughfare easement is compulsorily acquired.*

Carried unanimously.

12 NEXT MEETING

The next Ordinary Meeting will be held on 27 July 2023 in the Sunshine Coast City Hall Chamber, 54 First Avenue, Maroochydore

13 MEETING CLOSURE

The meeting closed at 2:25pm.

Confirmed 27 July 2023.

CHAIR
