

# Minutes

## Ordinary Meeting

**Thursday, 27 February 2014**

**Council Chambers, Corner Currie and Bury Streets, Nambour**

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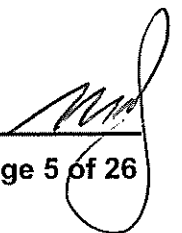
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## TABLE OF CONTENTS

ITEM	SUBJECT	PAGE NO
1	DECLARATION OF OPENING .....	6
2	RECORD OF ATTENDANCE AND LEAVE OF ABSENCE .....	6
3	RECEIPT AND CONFIRMATION OF MINUTES .....	7
4	OBLIGATIONS OF COUNCILLORS.....	7
4.1	DECLARATION OF MATERIAL PERSONAL INTEREST ON ANY ITEM OF BUSINESS .....	7
4.2	DECLARATION OF CONFLICT OF INTEREST ON ANY ITEM OF BUSINESS .....	7
5	MAYORAL MINUTE.....	8
6	PRESENTATIONS .....	8
7	REPORTS DIRECT TO COUNCIL.....	9
7.1	REGIONAL STRATEGY AND PLANNING .....	9
7.1.1	NAMBOUR HERITAGE TRAMWAY ISSUES PAPER REPORT.....	9
7.2	CORPORATE SERVICES.....	11
7.2.1	DECEMBER 2013 FINANCIAL PERFORMANCE REPORT .....	11
7.3	COMMUNITY SERVICES.....	12
7.3.1	PROPOSAL TO NAME COUNCIL INFRASTRUCTURE.....	12
7.4	INFRASTRUCTURE SERVICES .....	13
7.4.1	ADOPTION OF SUNSHINE COAST COUNCIL AND NOOSA SHIRE COUNCIL LOCAL DISASTER MANAGEMENT PLAN 2014.....	13
7.4.2	SEALING OF LEES ROAD BRIDGES .....	14
7.5	CORPORATE STRATEGY AND DELIVERY .....	15
7.6	OFFICE OF THE MAYOR AND THE CEO .....	15
8	NOTIFIED MOTIONS.....	16
8.1	NOTICES OF MOTION.....	16
8.1.1	NOTICE OF MOTION - MALENY CARPARKING .....	16

8.2	<b>FORESHADOWED NOTICES OF MOTION</b> .....	16
9	<b>TABLING OF PETITIONS</b> .....	17
9.1	PETITION - FLYING FOX COLONY PALMWOODS.....	17
10	<b>CONFIDENTIAL SESSION</b> .....	18
10.1	<b>REGIONAL STRATEGY AND PLANNING</b> .....	19
10.1.1	CONFIDENTIAL - NOT FOR PUBLIC RELEASE - PLANNING APPEAL - KUNDA PARK .....	19
10.1.2	CONFIDENTIAL - NOT FOR PUBLIC RELEASE - STATE GOVERNMENT PROPOSAL.....	20
10.2	<b>CORPORATE SERVICES</b> .....	21
10.2.1	CONFIDENTIAL - NOT FOR PUBLIC RELEASE - STRATEGIC LAND ACQUISITION - NAMBOUR.....	21
10.3	<b>COMMUNITY SERVICES</b> .....	23
10.4	<b>INFRASTRUCTURE SERVICES</b> .....	23
10.4.1	CONFIDENTIAL - NOT FOR PUBLIC RELEASE - RECEIPT OF RECYCLABLES AT NAMBOUR MATERIAL RECOVERY FACILITY .....	23
10.5	<b>CORPORATE STRATEGY AND DELIVERY</b> .....	24
10.5.1	CONFIDENTIAL - NOT FOR PUBLIC RELEASE - SUNSHINE COAST AIRPORT EXPANSION PROJECT ENVIRONMENTAL IMPACT STATEMENT.....	24
10.6	<b>OFFICE OF THE MAYOR AND THE CEO</b> .....	25
11	<b>NEXT MEETING</b> .....	25
12	<b>MEETING CLOSURE</b> .....	25
13	<b>APPENDICES</b> .....	26
7.1.1	NAMBOUR HERITAGE TRAMWAY ISSUES PAPER REPORT – APPENDIX A – NAMBOUR HERITAGE TRAMWAY ISSUES PAPER .....	26
7.4.1	ADOPTION OF SUNSHINE COAST COUNCIL AND NOOSA SHIRE COUNCIL LOCAL DISASTER MANAGEMENT PLAN 2014 – APPENDIX A - SUNSHINE COAST COUNCIL AND NOOSA SHIRE COUNCIL LOCAL DISASTER MANAGEMENT PLAN 2014.....	26
8.1.1	NOTICE OF MOTION - MALENY CARPARKING – APPENDIX A – <b>LOCATION PLAN - CORAL STREET, MALENY</b> .....	26

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

A handwritten signature in black ink, appearing to be 'M. J.', is written over the page number '5 of 26' in the footer.

**1 DECLARATION OF OPENING**

The Chair declared the meeting open at 9:03am.

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

Councillor M Jamieson	Mayor (Absent Item 10.4.1)
Councillor R Baberowski	Division 1
Councillor T Dwyer	Division 2
Councillor P Cox	Division 3
Councillor C Thompson	Division 4
Councillor J McKay	Division 5
Councillor C Dickson	Division 6
Councillor E Hungerford	Division 7
Councillor S Robinson	Division 9
Councillor G Rogerson	Division 10

**EXECUTIVE LEADERSHIP TEAM**

Chief Executive Officer  
Director Community Services  
Director Corporate Services  
Director Corporate Strategy and Delivery  
Director Infrastructure Services  
Director Regional Strategy and Planning

**APOLOGIES**

Councillor J O'Pray                      Division 8

**COUNCIL OFFICERS**

Manager Transport and Infrastructure Policy  
Coordinator Financial Services  
Coordinator Community Programs and Events  
Coordinator Disaster Management  
Coordinator Appeals Management  
Solicitor  
Manager Environment and Sustainability Policy  
Coordinator Property, Projects and Development  
Chief Legal Officer  
General Manager Airports  
Coordinator Planning and Major Projects

**3 RECEIPT AND CONFIRMATION OF MINUTES****Council Resolution**

**Moved:** Councillor C Dickson

**Seconded:** Councillor T Dwyer

*That the Minutes of the Ordinary Meeting held on 30 January 2014 be received and confirmed.*

**Carried unanimously.**

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**4 OBLIGATIONS OF COUNCILLORS****4.1 DECLARATION OF MATERIAL PERSONAL INTEREST ON ANY ITEM OF BUSINESS**

Pursuant to Section 172 of the *Local Government Act 2009*, no declarations of material personal interest were made during this meeting.

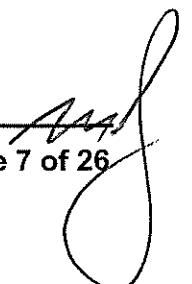
**4.2 DECLARATION OF CONFLICT OF INTEREST ON ANY ITEM OF BUSINESS**

Councillor M Jamieson declared a conflict of interest in relation to item 7.3.1 (as defined in section 173 of the *Local Government Act 2009*) due to a financial contribution to his election campaign.

Councillor M Jamieson declared a perceived conflict of interest in relation to item 10.1.1 (as defined in section 173 of the *Local Government Act 2009*) due to his association with an affected party.

Councillor M Jamieson a conflict of interest in relation to item 10.2.1 (as defined in section 173 of the *Local Government Act 2009*) due to a financial contribution to his election campaign.

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5      **MAYORAL MINUTE**

Nil

6      **PRESENTATIONS**

Nil

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**PROCEDURAL MOTION**

**Moved:**        **Councillor S Robinson**

**Seconded:**   **Councillor J McKay**

*That Council allow the introduction of a new confidential item of business into the Agenda for the Ordinary Meeting held on 27 February 2014, namely "10.1.2 Confidential – Not for Public Release – State Government Proposal".*

**Carried.**

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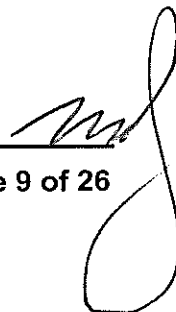
**7 REPORTS DIRECT TO COUNCIL****7.1 REGIONAL STRATEGY AND PLANNING****7.1.1 NAMBOUR HERITAGE TRAMWAY ISSUES PAPER REPORT**

**File No:** ECM  
**Author:** Manager Infrastructure Policy  
Regional Strategy & Planning Department  
**Appendices:** App A - Nambour Heritage Tramway Issues Paper (*Under Separate Cover*)  
**Attachments:** Att 1 - Discussion Paper No 1 (*Under Separate Cover*)  
Att 2 - Discussion Paper No 2 (*Under Separate Cover*)

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**Council Resolution** (OM14/18)**Moved:** Councillor G Rogerson**Seconded:** Councillor J McKay*That Council:*

- (a) *receive and note the report titled "**Nambour Heritage Tramway Issues Paper Report**"*
- (b) *receive the Nambour Heritage Tramway Issues Paper (Appendix A)*
- (c) *give in principle support for the re-activation of the existing heritage listed tramway line, located in Howard, Currie and Mill Streets Nambour, to accommodate the future running of an electric tram and all associated historic rail vehicles*
- (d) *request the Chief Executive Officer to have further due diligence assessment carried out considering:*
  - (i) *detailed costings, including asset condition reports of existing infrastructure and rolling stock*
  - (ii) *funding sources*
  - (iii) *cost-benefit / financial viability analysis*
  - (iv) *Council's legal and financial liability*
  - (v) *extent of community capacity and capability to support the project in terms of volunteers, sponsorship and funding from all sources and potential legacy implications for council*
- (e) *reallocate up to \$50,000 from the 2013/2014 Division 10 Councillor Emergent Capital Works and Minor Operational Works Policy funding allocations for the due diligence assessment of the project and*
- (f) *allocate further funds from the Division 10 Councillor funds in the 2014/2015 financial year should they be required to complete the due diligence assessment.*

**Carried unanimously.**

**PROCEDURAL MOTION**

**Moved:** Councillor J McKay

**Seconded:** Councillor T Dwyer

*That Council grant Councillor G Rogerson an extension of time for five minutes to speak further to the motion.*

**Carried.**

**PROCEDURAL MOTION**

**Moved:** Councillor T Dwyer

**Seconded:** Councillor J McKay

*That Council grant Councillor G Rogerson a further extension of time of five minutes to speak further to the motion.*

**Carried.**

**Councillor E Hungerford raised a point of order in relation to Councillor G Rogerson raising new business in his closing argument. The Mayor upheld the point of order.**

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**7.2 CORPORATE SERVICES****7.2.1 DECEMBER 2013 FINANCIAL PERFORMANCE REPORT**

**File No:** Corporate  
**Authors:** Coordinator Financial Services  
Corporate Services Department  
Treasury and Rates Coordinator  
Corporate Services Department  
**Attachments:** Att 1 - December 2013 Financial Performance Report

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**Council Resolution** (OM14/19)

**Moved:** Councillor C Thompson  
**Seconded:** Councillor J McKay

*That Council:*

- (a) *receive and note the report titled "**December 2013 Financial Performance Report**" and*
- (b) *amend the 2013/2014 budget by increasing the Strategic Land and Commercial Properties capital budget by an amount of \$755,000 funded via an internal loan for land acquisition and associated matters.*

**Carried unanimously.**

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### 7.3 COMMUNITY SERVICES

#### 7.3.1 PROPOSAL TO NAME COUNCIL INFRASTRUCTURE

**File No:** ECM  
**Author:** Coordinator Community Programs and Events  
Community Services Department  
**Attachments:** Att 1 - Bridge location map - Oceanside, Birtinya

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Councillor M Jamieson declared a conflict of interest in this matter (as defined in section 173 of the *Local Government Act 2009*) due to a financial contribution to his election campaign. Councillor M Jamieson left the meeting room for the debate and decision on this matter.

Councillor C Thompson took the chair at this time.

#### Council Resolution (OM14/20)

**Moved:** Councillor P Cox  
**Seconded:** Councillor G Rogerson

*That Council:*

- (a) receive and note the report titled "**Proposal to Name Council Infrastructure**"
- (b) support the recommendation of the Naming Panel's assessment of 16 December 2013
- (c) resolve to name the piece of Council infrastructure identified as 'bridge over Western Waterway, Florey Boulevard, Oceanside, Birtinya' as 'Geoff Shadforth Memorial Bridge' and
- (d) request the Chief Executive Officer to liaise with the Shadforth family in relation to the placement of appropriate commentary on the contribution of the late Geoff Shadforth as part of the bridge naming.

**Carried unanimously.**

Councillor M Jamieson was absent for the vote on this item.

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At the conclusion of Item 7.3.1 Councillor M Jamieson returned to the chair of the meeting.

**7.4 INFRASTRUCTURE SERVICES****7.4.1 ADOPTION OF SUNSHINE COAST COUNCIL AND NOOSA SHIRE COUNCIL LOCAL DISASTER MANAGEMENT PLAN 2014****File No:** OM2702294SC\_17**Author:** Coordinator Disaster Management  
Infrastructure Services Department**Appendices:** App A - Sunshine Coast Council and Noosa Shire Council Local  
Disaster Management Plan 2014 (*Under Separate Cover*)

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**Council Resolution** (OM14/21)**Moved:** Councillor T Dwyer**Seconded:** Councillor R Baberowski*That Council:*

- (a) *receive and note the report titled "Adoption of Sunshine Coast Council and Noosa Shire Council Local Disaster Management Plan 2014" and*
- (b) *formally adopt the Sunshine Coast Council and Noosa Shire Council Local Disaster Management Plan 2014 (Appendix A).*

**Carried unanimously.**  

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**7.4.2 SEALING OF LEES ROAD BRIDGES**

**File No:** ECM  
**Author:** Coordinator Infrastructure Investigations  
Infrastructure Services Department  
**Attachments:** Att 1 - Locality Plan - Lees Road

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**Council Resolution** (OM14/22)

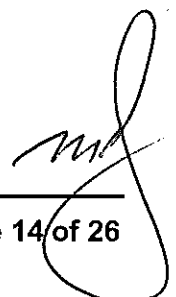
**Moved:** Councillor E Hungerford  
**Seconded:** Councillor C Thompson

*That Council:*

- (a) *receive and note the report titled "**Sealing of Lees Road Bridges**" and*
- (b) *note that the sealing of Lees Road Bridges is not identified in Council's ten year Capital Road Works program and that consideration of the project be deferred until the Unsealed Road Strategic Plan has been presented and considered by council in 2014 and*
- (c) *request the Chief Executive Officer to advise the lead petitioner accordingly.*

**Carried unanimously.**

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7.5 CORPORATE STRATEGY AND DELIVERY

Nil

7.6 OFFICE OF THE MAYOR AND THE CEO

Nil

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**8 NOTIFIED MOTIONS**

**8.1 NOTICES OF MOTION**

**8.1 .1 NOTICE OF MOTION - MALENY CARPARKING**

**File No:** Statutory Meetings  
**Author:** Councillor Jenny McKay  
Notice of Motion  
**Appendices:** App A - Location Plan - Coral Street, Maleny

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Council Resolution (OM14/23)

**Moved:** Councillor J McKay  
**Seconded:** Councillor R Baberowski

*That Council*

- (a) request the Chief Executive Officer to investigate options to acquire car parking bays in a property located in Coral Street, Maleny as identified in the attached plan (Appendix A) and*
- (b) request the Chief Executive Officer to report back to Council at the April meeting with options that address purchase, lease or rent of additional parking bays with due consideration given to needs and feasibility.*

**For:** Councillor R Baberowski, Councillor P Cox, Councillor C Thompson, Councillor J McKay, Councillor C Dickson, Councillor E Hungerford, Councillor S Robinson and Councillor G Rogerson.

**Against:** Councillor T Dwyer and Councillor M Jamieson.

Carried.

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**8.2 FORESHADOWED NOTICES OF MOTION**

Nil

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**9 TABLING OF PETITIONS****9.1 PETITION - FLYING FOX COLONY PALMWOODS****Council Resolution** (OM14/24)

**Moved:** Councillor J McKay  
**Seconded:** Councillor G Rogerson

*That Council resolve the petition tabled by Councillor J McKay in relation to Flying Fox Colony Palmwoods be received and referred to the Chief Executive Officer to determine appropriate action.*

**Carried unanimously.**

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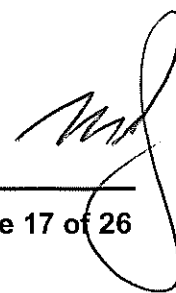
**PROCEDURAL MOTION**

**Moved:** Councillor P Cox  
**Seconded:** Councillor C Thompson

*That Council suspend standing orders to consider item 10.5.1 "Confidential – Not for Public Release – Sunshine Coast Airport Expansion Project Environmental Impact Statement" as the next item on the agenda.*

**Carried.**

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**10 CONFIDENTIAL SESSION****CLOSURE OF THE MEETING TO THE PUBLIC****Council Resolution****Moved: Councillor T Dwyer****Seconded: Councillor P Cox**

*That the meeting be closed to the public pursuant to section 275 (e), (f) and (h) of the Local Government Regulation 2012 to consider the following items:*

10.1.1 *Confidential - Not for Public Release – Planning Appeal – Kunda Park*

10.1.2 *Confidential - Not for Public Release - State Government Proposal*

10.2.1 *Confidential - Not for Public Release - Strategic Land Acquisition - Nambour*

10.4.1 *Confidential - Not for Public Release - Receipt of Recyclables at Nambour Material Recovery Facility*

10.5.1 *Confidential - Not for Public Release - Sunshine Coast Airport Expansion Project Environmental Impact Statement*

**Carried unanimously.**

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**Confidential Item 10.5.1 was discussed at this stage.**

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**RE-OPENING OF THE MEETING TO THE PUBLIC****Council Resolution****Moved: Councillor J McKay****Seconded: Councillor P Cox**

*That the meeting be re-opened to the public.*

**Carried unanimously.**

**Councillor M Jamieson and Councillor G Rogerson were absent for the vote on this motion.**

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**10.1 REGIONAL STRATEGY AND PLANNING****10.1.1 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - PLANNING APPEAL - KUNDA PARK**

**File No:** MCU06/0067 & 1-20057  
**Authors:** Coordinator Appeals Management  
Regional Strategy & Planning Department  
Solicitor  
Office of the Mayor and Chief Executive Officer

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This report is confidential in accordance with section 275 (f) of the *Local Government Regulation 2012* as it contains information relating to starting or defending legal proceedings involving the local government.

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Councillor M Jamieson declared a perceived conflict of interest in this matter (as defined in section 173 of the *Local Government Act 2009*) due to his association with an affected party. Councillor M Jamieson remained in the meeting room for the debate on this matter.

**Council Resolution** (OM14/25)

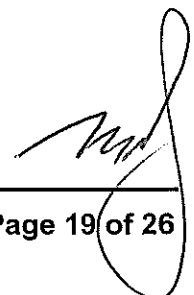
**Moved:** Councillor E Hungerford  
**Seconded:** Councillor C Dickson

*That Council delegate authority to the Chief Executive Officer to defend the appeal and proceed with actions as discussed in confidential session.*

**Carried unanimously.**

Councillor M Jamieson and Councillor G Rogerson were absent for the vote on this item.

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**10.1.2 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - STATE GOVERNMENT PROPOSAL**

**File No:** ECM  
**Author:** Manager Environment and Sustainability Policy  
Regional Strategy & Planning Department

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This report is confidential in accordance with section 275 (h) of the *Local Government Regulation 2012* as it contains information relating to other business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

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**Council Resolution** (OM14/26)

**Moved:** Councillor C Thompson  
**Seconded:** Councillor R Baberowski

*That Council authorise the Chief Executive Officer to arrange a meeting with the relevant State Government departments to progress the matters as discussed in confidential session.*

**Carried unanimously.**

**Councillor M Jamieson and Councillor G Rogerson were absent for the vote on this item.**

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**10.2 CORPORATE SERVICES****10.2.1 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - STRATEGIC LAND ACQUISITION - NAMBOUR**

**File No:** ECM  
**Author:** Coordinator Property, Projects and Development  
Corporate Services Department

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This report is confidential in accordance with section 275 (h) of the *Local Government Regulation 2012* as it contains information relating to other business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

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Councillor M Jamieson declared a conflict of interest in this matter (as defined in section 173 of the *Local Government Act 2009*) due to a financial contribution to his election campaign. Councillor M Jamieson left the meeting room for the debate and decision on this matter.

Councillor C Thompson took the chair at this time.

**PROCEDURAL MOTION**

**Moved:** Councillor P Cox  
**Seconded:** Councillor T Dwyer

*That the motion be put.*

**Carried.**

**MOTION**

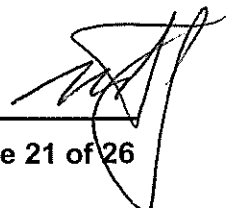
**Moved:** Councillor G Rogerson  
**Seconded:** Councillor J McKay

That Council delegate authority to the Chief Executive Officer to enter into a commercial arrangement in relation to the subject land in Nambour, and include \$200,000 in the proposed 2014/2015 budget process.

**For:** Councillor R Baberowski, Councillor J McKay, Councillor S Robinson and Councillor G Rogerson.

**Against:** Councillor T Dwyer, Councillor P Cox, Councillor C Thompson, Councillor C Dickson and Councillor E Hungerford.

**Lost.**



**Council Resolution** (OM14/27)

**Moved:** Councillor C Thompson  
**Seconded:** Councillor E Hungerford

*That Council not proceed with any commercial arrangements associated with the sale of the Old Marshalling Yards, Howard Street Nambour and further that council authorise the Chief Executive Officer to consider achieving council's objectives for the precinct via any development assessment process that may occur in the future.*

**For:** Councillor T Dwyer, Councillor P Cox, Councillor C Thompson, Councillor C Dickson and Councillor E Hungerford.

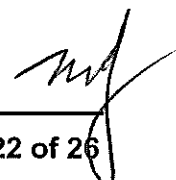
**Against:** Councillor R Baberowski, Councillor J McKay, Councillor S Robinson and Councillor G Rogerson.

Carried

Councillor T Dwyer raised a point of order in relation to Councillor G Rogerson introducing material discussed during confidential session in open session. The Chair upheld the point of order.

Councillor M Jamieson was absent for the vote on this item.

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**10.3 COMMUNITY SERVICES**Nil

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**10.4 INFRASTRUCTURE SERVICES****10.4.1 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - RECEIPT OF RECYCLABLES AT NAMBOUR MATERIAL RECOVERY FACILITY**

**File No:** Statutory Meetings  
**Author:** Acting Manager Waste and Resource Management  
Infrastructure Services Department

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This report is confidential in accordance with section 275 (e) (h) of the *Local Government Regulation 2012* as it contains information relating to contracts proposed to be made by it; AND other business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

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**Council Resolution** (OM14/28)

**Moved:** Councillor T Dwyer  
**Seconded:** Councillor E Hungerford

*That Council note that a Material Recovery Access Agreement will be offered to Noosa Shire Council containing a commercial charge (indexed to CPI annually) as discussed in confidential session.*

**Carried unanimously.**

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**10.5 CORPORATE STRATEGY AND DELIVERY****10.5.1 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - SUNSHINE COAST AIRPORT EXPANSION PROJECT ENVIRONMENTAL IMPACT STATEMENT**

**File No:** ECM  
**Author:** General Manager Airports  
Corporate Strategy and Delivery Department

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This report is confidential in accordance with section 275 (h) of the *Local Government Regulation 2012* as it contains information relating to other business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

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**Council Resolution** (OM14/29)

**Moved:** Councillor S Robinson  
**Seconded:** Councillor E Hungerford

*That Council note progress of the Sunshine Coast Airport Expansion Project Environmental Impact Statement process and that a further report be submitted to Council prior to the Environmental Impact Statement being submitted to the Coordinator General for state interest check and review by the Commonwealth Department of Environment.*

**Carried unanimously.**

**Councillor M Jamieson was absent for the vote on this item.**

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**Confidential Item 10.1.1 was discussed at this stage.**



**10.6 OFFICE OF THE MAYOR AND THE CEO**

Nil

**11 NEXT MEETING**

The next Ordinary Meeting will be held on 27 March 2014 in the Council Chambers, 1 Omrah Avenue, Caloundra.

**12 MEETING CLOSURE**

The meeting closed at 3:36pm.

Confirmed 27 March 2014.



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CHAIR

**13 APPENDICES**

**7.1.1 NAMBOUR HERITAGE TRAMWAY ISSUES PAPER REPORT –  
APPENDIX A – NAMBOUR HERITAGE TRAMWAY ISSUES PAPER**

<http://www.sunshinecoast.qld.gov.au/addfiles/agendaAttachments/OM270214/Attach1.pdf>

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**7.4.1 ADOPTION OF SUNSHINE COAST COUNCIL AND NOOSA SHIRE  
COUNCIL LOCAL DISASTER MANAGEMENT PLAN 2014 – APPENDIX A  
- SUNSHINE COAST COUNCIL AND NOOSA SHIRE COUNCIL LOCAL  
DISASTER MANAGEMENT PLAN 2014**

<http://www.sunshinecoast.qld.gov.au/sitePage.cfm?code=disaster-plan>

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**8.1 .1 NOTICE OF MOTION - MALENY CARPARKING – APPENDIX A –  
LOCATION PLAN - CORAL STREET, MALENY**

[http://www.sunshinecoast.qld.gov.au/addfiles/documents/meetingAttachments/NOM\\_Clr%20McKay\\_Carparking%20Maleny.pdf](http://www.sunshinecoast.qld.gov.au/addfiles/documents/meetingAttachments/NOM_Clr%20McKay_Carparking%20Maleny.pdf)

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