

Agenda

Ordinary Meeting

Thursday, 27 March 2014

commencing at 9.00 am

Council Chambers, 1 Omrah Avenue, Caloundra

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1 DECLARATION OF OPENING

On establishing there is a quorum, the Chair will declare the meeting open.

2 OPENING PRAYER**3 RECORD OF ATTENDANCE AND LEAVE OF ABSENCE****4 RECEIPT AND CONFIRMATION OF MINUTES**

That the Minutes of the Special Meeting held on 18 February 2014 and the Ordinary Meeting held on 27 February 2014 be received and confirmed.

5 OBLIGATIONS OF COUNCILLORS**5.1 DECLARATION OF MATERIAL PERSONAL INTEREST ON ANY ITEM OF BUSINESS**

Pursuant to Section 172 of the *Local Government Act 2009*, a councillor who has a material personal interest in an issue to be considered at a meeting of the local government, or any of its committees must –

- (a) inform the meeting of the councillor's material personal interest in the matter; and
- (b) leave the meeting room (including any area set aside for the public), and stay out of the meeting room while the matter is being discussed and voted on.

5.2 DECLARATION OF CONFLICT OF INTEREST ON ANY ITEM OF BUSINESS

Pursuant to Section 173 of the *Local Government Act 2009*, a councillor who has a real or perceived conflict of interest in a matter to be considered at a meeting of the local government, or any of its committees must inform the meeting about the councillor's personal interest the matter and if the councillor participates in the meeting in relation to the matter, how the councillor intends to deal with the real or perceived conflict of interest.

6 MAYORAL MINUTE**7 PRESENTATIONS**

8 REPORTS DIRECT TO COUNCIL**8.1 REGIONAL STRATEGY AND PLANNING****8.1.1 DEVELOPMENT PERMIT FOR MATERIAL CHANGE OF USE (DUPLEX DWELLING) AT 14 KING STREET, KINGS BEACH**

File No: MCU13/0260

Author/Presenter: Development Planner
Regional Strategy & Planning Department

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Link to PD Online:

<http://pdonline.sunshinecoast.qld.gov.au/MasterView/Modules/Applicationmaster/default.aspx?page=wrapper&key=1434389>

SUMMARY SHEET	
APPLICATION DETAILS	
Applicant:	Mr JG Towner
Proposal	Development Permit for Material Change of Use of Premises (Duplex Dwelling)
Properly Made Date:	24/12/2013
Information Request Date:	Not Applicable
Information Response Received Date:	Not Applicable
Decision Due Date	13/03/2014 (1 st 20 business days)
Number of Submissions	1 Not Properly Made Submission
PROPERTY DETAILS	
Division:	2
Property Address:	14 King Street, Kings Beach
RP Description:	Lot 15 C27610
Land Area:	2023m ²
Existing Use of Land:	Detached House
STATUTORY DETAILS	
SEQR Designation:	Urban Footprint
Planning Scheme	Caloundra City Plan 2004 (16 September 2013)
Strategic Plan Designation:	Not Applicable
Planning Area / Locality:	Central Caloundra
Planning Precinct / Zone:	Low Density Residential
Assessment Type:	Impact

PURPOSE

The purpose of this report is to seek council's determination of an application for a Development Permit for a Material Change of Use of Premises (Duplex Dwelling) at 14 King Street, Kings Beach.

The application is before council at the request of the Divisional Councillor.

EXECUTIVE SUMMARY

The proposal before council is for a Duplex Dwelling to be constructed at 14 King Street, Kings Beach on a site that already has an existing house in situ. The additional dwelling is located in the rear part of the very large (2023m²) site. The application is impact assessable as duplex dwellings are generally not preferred uses in low density residential areas. However, given the site is very large and could be subdivided; the additional dwelling represents an outcome that could be achieved through a consistent, code assessable application.

Assessment of the application against all regulatory provisions, including in particular, the current and draft planning scheme, did not reveal any significant areas of non-compliance. The proposal offers an infill development opportunity, compatible with the prevailing residential character and built form of the surrounding neighbourhood. It is recommended for approval, subject to conditions.

OFFICER RECOMMENDATION

That council APPROVE WITH CONDITIONS Application No. MCU13/0260 and grant a Development Permit for a Material Change of Use of Premises (Duplex Dwelling) situated at 14 King St KINGS BEACH, in accordance with Appendix A.

FINANCE AND RESOURCING

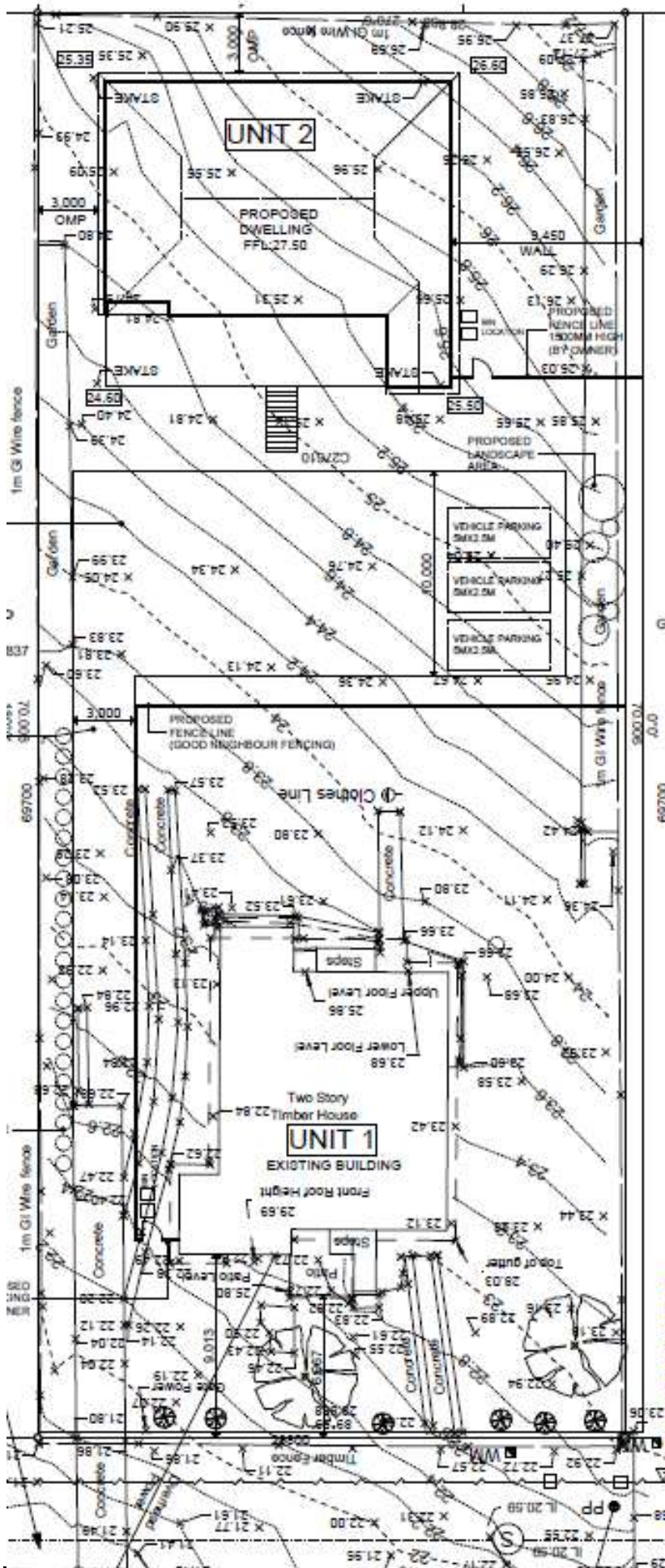
If council were to approve this development, the applicant would be required to pay infrastructure charges for trunk infrastructure.

Council's Infrastructure Policy Branch has provided an estimate of \$20,686 for the infrastructure charges required by this development (which includes infrastructure charges to Unitywater).

PROPOSAL

The application seeks approval for a Development Permit for a Material Change of Use of Premises (Duplex Dwelling). The duplex dwelling is to be accommodated to the rear in the back yard of an existing detached dwelling on a wide east-west street that runs through the northern part of Caloundra near Shelly Beach. The subject site has a site area of 2023m².

The existing house is a traditional 'timber and tin' Queenslander, estimated to be built pre-1945. The additional dwelling is an elevated reproduction Queenslander, also constructed of 'timber and tin', comprising two bedrooms, kitchen and open plan dining/living/family area. A large timber deck is provided on the northern face of the duplex dwelling, with vehicle parking provided underneath the duplex dwelling. Three visitor parking bays are provided in between the two dwellings. A proposed site plan is shown below:



SITE DETAILS

Background/Site History

The existing house is an older 'character' Queenslander that is estimated to have been constructed pre-1945.

In 2008, council issued a Development Permit to Reconfigure 1 lot into 2 Lots on the subject site (file reference 2008/520026). Each lot was in excess of 900m² and the approved plan is provided below:



Site Description

The location of the subject site in relation to its surrounds is shown on the image below:



Surrounding Land Uses

To the east and west of the subject site, there are multiple dwellings which were approved under a superseded planning scheme in the late 1980s/early 1990s. These units typically present as a group title subdivision. A recently approved Duplex (approved in 2008, council reference 2008/510009) is located at 10 King Street, two lots east of the subject site. Typically, there is a pattern of higher density residential development occurring in the immediately adjacent area.

To the south, there are single detached dwellings which enjoy an elevated position with some views and outlook to the ocean. To the immediate north are detached dwellings sitting on smaller (approximately 600m²) sized residential allotments.

ASSESSMENT

Framework for Assessment

Instruments for Statutory Assessment

Under the *Sustainable Planning Act 2009* the application must be assessed against each of the following statutory planning instruments to the extent they are relevant to the development:

- State Planning Policies
- the South East Queensland Regional Plan
- State Planning Regulatory Provisions
- the Planning Scheme for the local government area
- any Temporary Local Planning Instrument in place for the local government area.

Of these, the statutory planning instruments relevant to this application are discussed in the sections that follow.

Statutory Instruments – State and Other

State Planning Policies

The following State Planning Policies are applicable to this application:

- State Planning Policy 1/02 Development in the Vicinity of Certain Airports and Aviation Facilities
- State Planning Policy 2/02 Planning and Managing Development Involving Acid Sulphate Soils

Both of these State Planning Policies have been deemed by the Minister for Local Government and Planning as being appropriately reflected in council's planning scheme and, therefore, do not warrant a separate assessment.

The new State Planning Policy adopted in December 2013 details certain 'state interests' that must be respected and considered in both strategic land use planning and development assessment. The state interests include the following:

- Liveable Communities and Housing
- Economic Growth
- Environment and Heritage
- Hazard and Safety
- Infrastructure

On a broad scale, the proposed development complies with the outcomes sought for these key state interests. The development is occurring in an established urban area, is well serviced, close to facilities and provides a built form that blends with the prevailing residential character of the area.

South East Queensland Regional Plan

The site is located within the Urban Footprint of the South East Queensland Regional Plan. The proposal is for an urban use within the Urban Footprint. The proposed development is consistent with the regional land use intent, regional policies and desired regional outcomes for the Urban Footprint. The proposal represents an opportunity for infill development within an established urban community.

State Planning Regulatory Provisions

The following State Planning Regulatory Provisions are applicable to this application:

- SEQ Regional Plan Regulatory Provisions
- Draft Coastal Protection Regulatory Provisions

Statutory Instruments – Planning Scheme

The applicable planning scheme for the application is Caloundra City Plan 2004 (16 September 2013). The following sections relate to the provisions of the Planning Scheme.

Local Area Provisions

The subject site is located in the Low Density Residential Precinct in the Central Caloundra Planning Area. A Duplex Dwelling in this precinct is subject to impact assessment (unless nominated on an approved Plan of Development).

The outcomes sought for the Low Density Residential precinct are as follows:

- (a) *The precinct provides for residential uses comprising single unit residential uses and limited multi-unit residential uses which are compatible with single unit residential uses; and*
- (b) *Development in the precinct provides all urban services.*

The application provides for a residential use that is compatible with established residential uses in the immediate area. The large size of the subject allows for infill development. If the site were to be subdivided under either the current planning scheme (650m² minimum lot size required) OR under the provisions of the draft planning scheme (700m² minimum lot size), a self-assessable detached dwelling could be established on the newly created rear lot. A Development Permit for a Reconfiguration of a Lot was approved in 2009 (2008/520026), but lapsed in 2011. If this development approval had been enacted, it is likely that the site would already have a detached dwelling established at the rear part of the site where the duplex dwelling is proposed.

In addition, the site is adjoined on both sides by lots that contain more than one dwelling unit. The lot sizes along King Street (on the southern side) are generally larger than that which would be typically be found in low density residential areas. Over the years, these larger lots have either been subdivided (as many of the dwellings were built forward on the lots), or the sites have been intensified by the establishment of small groups of 'villas' as can be seen on both sides of the subject site.

The subject site represents the one of the last remaining large undeveloped lots in this section of King Street. As such, the additional building (duplex) will actually contribute to the inherent character established on the street. The duplex dwelling in the rear part of the site will result in the site having a similar appearance and character to other lots along King Street. At the moment, it has the appearance of large parcel of land with a small, high set Queenslander set forward on the lot with a large back yard devoid of any trees or gardens.

Land Use and Works Provisions

The following codes which regulate land use and design are applicable to this application:

- Duplex Dwelling Code
- Civil Works Code
- Climate and Energy Code
- Design for Safety Code
- Filling & Excavation Code
- Landscaping Code
- Stormwater Management Code

- Parking and Access Code

The application has been assessed against each of the above applicable codes and found to be compliant with, or can be conditioned to comply with, each. The pertinent issues arising out of assessment against the codes are discussed below:

Code	Discussion
Duplex Dwelling Code	<p>The application fully complies with the probable solutions and specific outcomes of this code with the exception of the following:</p> <p>Probable solution S2.2 stipulates that the duplex should have a minimum setback of 6 metres from any front or rear boundary. The duplex proposes a rear setback of 3 metres.</p> <p>The specific outcome associated with this probable solution is as follows:</p> <p><i>SO O2 - The duplex dwelling is sited and designed so that it does not unduly prejudice the daylight or privacy available to any adjoining land that is used or intended to be used for residential purposes.</i></p> <p>The rear setback is unlikely to impact the privacy or daylight available to the property to the rear (13 Burgess Street). The topography of the land is such that the rear property overlooks the subject site and currently, the building on that lot sits in close proximity to Burgess Street. It is likely that any future dwelling on that lot would be located on the higher part of the property (in close proximity to Burgess Street) rather than located on the lower part of the property (towards King Street). This would occur to optimise views and breezes.</p> <p>In any case, the subject site could be easily subdivided (through code assessment) as there is sufficient land area to achieve the minimum 650m² sized allotments, and a 1.5 metre rear setback for a detached dwelling could be achieved. This would result in even closer built form occurring.</p>

The following Overlays are applicable to this application:

- Aviation Affected Area
- Biting Insects
- Acid Sulphate Soils

The application has been assessed against each of the applicable Overlay codes and found to be compliant with, or can be conditioned to comply with, each.

CONSULTATION

IDAS Referral Agencies

The application did not require referral to any IDAS referral agencies.

Other Referrals

Unitywater

The application was forwarded to Unitywater and their assessment forms part of this report.

Internal Referrals

The application was forwarded to the following internal council specialists and their assessment forms part of this report:

- Development Engineer, Engineering and Environment Assessment Branch
- Landscape Officer, Engineering and Environment Assessment Branch
- Environment Officer, Engineering and Environment Assessment Branch

Public Notification

The application was publicly notified for 15 days in accordance with the requirements of the *Sustainable Planning Act 2009*. 1 not properly made submission was received.

The following table provides a summary and assessment of the issues raised by the submitter.

Issues	Comments
<i>Rear setback has been 'relaxed' from 6 metres down to 3 metres and this will cast a shadow over any proposed dwellings on 13 Burgess Street (property behind the subject site)</i>	The rear setback of 6 metres is prescribed as way of ensuring that acceptable levels of daylight and privacy are maintained on neighbouring properties. The proposal allows for adequate access to light and ventilation to neighbouring properties.

Draft Sunshine Coast Planning Scheme

The subject site is proposed to be zoned Low density residential and located within the Caloundra Local plan area in the draft Sunshine Coast Planning Scheme (Public Notification Version, October 2012).

Within the Caloundra Local plan area, the subject site is located in Precinct CAL LPP-4 Moffat Beach/Shelly Beach and is not located within a dual occupancy area. Under the draft planning scheme 'dual occupancy' is an inconsistent use, where not located in a dual occupancy area, in the Low density residential zone.

Therefore, the application would trigger impact assessment under the draft planning scheme, and would be affected by the following Overlays:

- Biting Midges and Mosquitoes Overlay
- Airport Environs Overlay – Obstacle Limitation Surface (OLS) and
- Height of Buildings and Structures Overlay – Maximum height limit 8.5 metres.

The application does not comply with the purpose of the Low density residential zone code as the subject site is not identified in a dual occupancy area. The purpose of the Low density residential zone code states that:-

“The purpose of the Low density residential zone code is to provide for predominantly low density, low rise residential activities on conventional sized urban residential lots. Whilst primarily intended to accommodate dwelling houses, dual occupancies may also be located in identified areas along with other residential activities and small-scale services and facilities that cater for local residents.”

Notwithstanding this, a dual occupancy development on the subject site (as proposed) would not be out of character with adjoining development or impact on the amenity of the surrounding area.

Under the draft planning scheme it is intended that development in Precinct CAL LPP-4, maintains the low density character and amenity of this area by providing for any residential lot to be a minimum of 700m² in area. With a site area just over 2000m², the subject site could potentially be subdivided to create 2 lots that complies with the minimum lot size of 700m² and maintains the character and amenity of the area. Therefore, the proposed duplex (dual occupancy) produces a similar, but potentially a less intrusive outcome, than a possible 2 lot code assessable subdivision and a self-assessable dwelling house with generally less setback and site cover requirements than a dual occupancy development.

CONCLUSION

The application for a Development Permit for a Material Change of Use of Premises (Duplex Dwelling) at 14 King Street, Kings Beach has been assessed against both the current planning scheme and the draft planning scheme. The proposal represents an opportunity for infill development and will contribute to the inherent character and identity of the area by providing a duplex dwelling with sufficient space and amenity to blend in with the surrounding neighbourhood.

The application is, therefore, recommended for approval subject to reasonable and relevant conditions.

APPENDIX A - CONDITIONS OF APPROVAL

1. APPLICATION DETAILS

Application No:	MCU13/0260
Street Address:	14 King St KINGS BEACH
Real Property Description:	Lot 15 C 27610
Planning Scheme:	Caloundra City Plan 2004 (16 September 2013)

2. DECISION DETAILS

The following type of approval has been issued:

Development Permit for Material Change of Use of Premises (Duplex Dwelling)

3. RELEVANT PERIOD OF APPROVAL

The relevant period for this development approval is 4 years starting the day that this development approval takes effect.

4. ASSESSMENT MANAGER CONDITIONS

PLANNING

When Conditions must be Complied With

1. Unless otherwise stated, all conditions of this Decision Notice must be complied with prior to the use commencing, and then compliance maintained at all times while the use continues.

Approved Plans

2. Development authorised by this approval must be undertaken generally in accordance with the Approved Plans listed within this Decision Notice.

Building Height

3. The maximum height of the development must not exceed 8.5 metres above ground level.

Street Identification

4. The street address of the development must be clearly visible and discernible from the primary frontage of the site by the provision of a street number.

Building Appearance

5. All air conditioning units or other mechanical equipment must be located at ground level, or otherwise fully enclosed or screened such that they are not visible from the street frontages nor adjoining properties.

Fencing and Walls

6. Any street fencing and walls must not exceed a maximum height of:
 - (a) 1.8m, where at least 50% of the fence or wall is transparent, or
 - (b) 1.2m otherwise.

Community Management Statement

7. Any proposed Community Management Statement required for the development pursuant to the *Body Corporate and Community Management Act 1997* must be submitted to Council for endorsement at the same time as submission of the Building Format Plan (or similar) to Council for compliance assessment.
8. All clauses and by-laws of the proposed Community Management Statement must accord with the requirements of this Decision Notice.

ENGINEERING**External Works**

9. King Street must be upgraded for the length of its frontage to the subject site. The works must be undertaken in accordance with an Operational Works approval and must include in particular:
 - (a) removal of the existing property access and reinstatement of the kerb, footpath and verge area to match the balance of the site frontage, including the provision of topsoil and turf where the existing verge is grassed
 - (b) relocation/reinstatement of the existing access driveway to Unit 1 in a manner that does not disadvantage that property

Site Access and Driveways

10. A sealed access driveway must be provided from King Street to all parking and manoeuvring areas of the development. The works must be undertaken in accordance with an Operational Works approval and must include in particular:
 - (a) a driveway crossover in accordance with IPWEAQ standard drawing SEQ R-050
 - (b) a sealed driveway 3 metres wide for the full length of the access handle, including underground service conduits for all utility services.

Car Parking

11. A minimum of 5 car parking spaces must be provided for the development.
12. All car parking areas and access driveways must be maintained exclusively for vehicle parking and manoeuvring and kept in a tidy and safe condition at all times.

Telecommunication Services

13. Unless otherwise stipulated by telecommunications legislation at the time of construction, the development must be provided with all necessary conduits, pits and pipes to accommodate the future connection of optic fibre technology telecommunications.
14. Certification must be submitted to Council from all relevant service providers which certifies that the development has met the requirements of this Decision Notice and all applicable legislation at the time of construction.

Easements

15. Unless otherwise agreed in writing by the relevant service provider, any public or third party infrastructure located on the subject site must be placed within an easement registered against the title of the property.
16. All easements must be designed in accordance with the planning scheme and granted at no cost to the Grantee. Where the Grantee is Council or a service authority, the easement documentation must be in accordance with the Grantee's standard easement terms. Draft easement documentation must be submitted to Council for endorsement.
17. All works must be kept clear of any existing or proposed easements on the subject land, unless agreed otherwise in writing by the Grantee.

Earthworks and Retaining Walls

18. All fill and associated batters must be undertaken in accordance with an Operational Works approval, and contained entirely within the subject site unless written permission from the respective landowner(s) is provided to Council.

HYDRAULICS & WATER QUALITY**Stormwater Drainage**

19. The site must be provided with a stormwater drainage system connecting to a lawful point of discharge. The works must be undertaken in accordance with an operational works approval and the Queensland Urban Drainage Manual.

Flood Immunity

20. The minimum floor level of all buildings constructed on the site must be in accordance with the Approved Plans.

WATER & SEWERAGE

21. Reticulated water supply and sewerage must be provided to the development.
22. Construction activities must not impede the access of Unitywater or Fire Brigade personnel to vital infrastructure (eg. valves, fire hydrants and sewer access chambers).

23. The fire-fighting demand on Unitywater's water supply system from the development must not exceed 15 litres per second.
24. A separate 25mm PE water service must be installed to a common lot boundary with independent meters installed outside the boundary of the lot in accordance with Unitywater and SEQ Standard Drawings.
25. The meter must be Unitywater approved, installed in accordance with Unitywater requirements and remain accessible at all times for reading and maintenance purposes.
26. Water meters must be located on alternative boundaries to electrical pillars.
27. Buildings and other structures must maintain a minimum clearance of 1.5 metres from Unitywater sewer mains, and 1.0 metre from a sewer manhole chamber or sewer inspection opening.
28. Tree plantings must maintain a minimum horizontal clearance of 1.0 metre from Unitywater water mains and 1.5 metres from Unitywater sewerage mains. Landscaping plants within these clearances must be low growing when mature, and suitable approved varieties.

LANDSCAPE

29. The development site must be landscaped. The landscape works must be undertaken in accordance with an Operational Works approval in accordance with the requirements of the Kings Beach Revitalisation Area, the Central Caloundra Planning Area Code, the Duplex Dwelling Code and the Landscape Code. The landscape works must provide a landscape design and planting schedule that must provide through function, form, texture and colour a relationship to the immediate site context. The planting schedule must reflect, enhance and integrate with the architectural built form and the Kings Beach coastal location.
30. All landscape works must be established and maintained in accordance with the approved design for the life of the development, and in a manner that ensures healthy, sustained and vigorous plant growth. All plant material must be allowed to grow to full form and be refurbished when its life expectancy is reached.
31. All landscape works must be maintained for the life of the development.
32. Any damage to turf, street trees or footpath within the adjacent road reserves as a result of construction activities is to be repaired and made good prior to the use commencing.

5. REFERRAL AGENCIES

Not Applicable.

6. APPROVED PLANS

The following plans are Approved Plans for the development:

Approved Plans

Plan No.	Rev.	Plan Name	Date
CQ113005	3	Site Layout, prepared by Classic Kit Homes	16/12/13
CQ113005, sht 2	3	Ground Floor Layout, prepared by Classic Kit Homes	16/12/13
CQ113005, sht 3	3	Elevation 1-2, prepared by Classic Kit Homes	16/12/13
CQ113005, sht 4	3	Elevation 3-4, prepared by Classic Kit Homes	16/12/13

7. REFERENCED DOCUMENTS

Not Applicable.

8. ADVISORY NOTES

The following notes are included for guidance and information purposes only and do not form part of the assessment manager conditions:

PLANNING

Other Laws and Requirements

1. This approval relates to development requiring approval under the *Sustainable Planning Act 2009* only. It is the applicant's responsibility to obtain any other necessary approvals, licences or permits required under State and Federal legislation or Council local law, prior to carrying out the development. Information with respect to other Council approvals, licences or permits may be found in the "Laws & Permits" page of the Sunshine Coast Council website (www.sunshinecoast.qld.gov.au). For information about State and Federal requirements please consult with these agencies directly.

Infrastructure Charges

2. This Development Permit may trigger an "Adopted Infrastructure Charge Notice" (if applicable) to be issued in accordance with Council's "*Adopted Infrastructure Charges Resolution*" under the State Planning Regulatory Provision (Adopted Charges) and the *Sustainable Planning Act 2009*.

Equitable Access and Facilities

3. The plans for the proposed building work have NOT been assessed for compliance with the requirements of the National Construction Code - Building Code of Australia (Volume 1) as they relate to people with disabilities. Your attention is also directed to the fact that in addition to the requirements of the National Construction Code as they

relate to people with disabilities, one or more of the following may impact on the proposed building work:

- (a) the *Disability Discrimination Act 1992* (Commonwealth);
- (b) the *Anti-Discrimination Act 1991* (Queensland); and
- (c) the Disability (Access to Premises – Buildings) Standards

Aboriginal Cultural Heritage Act 2003

4. There may be a requirement to establish a Cultural Heritage Management Plan and/or obtain approvals pursuant to the *Aboriginal Cultural Heritage Act 2003*.

The ACH Act establishes a cultural heritage duty of care which provides that: “A person who carries out an activity must take all reasonable and practicable measures to ensure the activity does not harm Aboriginal cultural heritage.” It is an offence to fail to comply with the duty of care. Substantial monetary penalties may apply to individuals or corporations breaching this duty of care. Injunctions may also be issued by the Land and Resources Tribunal, and the Minister administering the Act can also issue stop orders for an activity that is harming or is likely to harm Aboriginal cultural heritage or the cultural heritage value of Aboriginal cultural heritage.

You should contact the Cultural Heritage Co-ordination Unit on 07 3239 3647 to discuss any obligations under the ACH Act.

LANDSCAPE

5. For the purpose of preparing a Landscape Plan, a qualified person is considered to be a landscape architect, landscape designer and/or horticulturist with a minimum of 3 years current experience in the field of landscape design.

WATER & SEWERAGE

6. Connection to Unitywater live water mains and the Unitywater live sewer system must be undertaken by Unitywater at the applicant’s cost.
7. A 150mm diameter watermain is located within the road boundary fronting the proposed site in **King Street**, Construction works, heavy traffic crossing the main, excessive vibration and excavation close to the main may cause damage to the pipe. Extreme care is required when working close to this infrastructure. All costs associated with repair, replacement or alteration of infrastructure must be met by the applicant

9. PROPERTY NOTES

Not Applicable.

10. PRELIMINARY APPROVAL OVERRIDING PLANNING SCHEME

Not Applicable.

11. FURTHER DEVELOPMENT PERMITS REQUIRED

- Development Permit for Building Work (Duplex Dwelling)
- Development Permit for Operational Works (Civil & Landscaping)

12. SELF ASSESSABLE CODES

Not Applicable.

13. SUBMISSIONS

There was 1 not properly made submissions about the application.

14. REASONS / GROUNDS FOR APPROVAL DESPITE CONFLICT WITH SCHEME

Not Applicable.

15. RIGHTS OF APPEAL

You are entitled to appeal against this decision. A copy of the relevant appeal provisions from the *Sustainable Planning Act 2009* is attached.

During the appeal period, you as the applicant may suspend your appeal period and make written representations to council about the conditions contained within the development approval. If council agrees or agrees in part with the representations, a “negotiated decision notice” will be issued. Only one “negotiated decision notice” may be given. Taking this step will defer your appeal period, which will commence again from the start the day after you receive a “negotiated decision notice”.

16. OTHER DETAILS

If you wish to obtain more information about council's decision, electronic copies are available on line at www.sunshinecoast.qld.gov.au or at council offices.

8.1.2 DRAFT PUMICESTONE PASSAGE AND CATCHMENT ACTION PLAN

File No:	ECM
Author:	Aquatic Ecologist Regional Strategy & Planning Department
Appendices:	App A - Pumicestone Passage and Catchment Action Plan 2013-2016.....39 App B - Summary of proposed Council-led actions, budgets and resources.....85
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PURPOSE

The purpose of this report is to present the *Draft Pumicestone Passage and Catchment Action Plan 2013 – 2016*, for in principle endorsement of the plan and endorsement of the actions for which Council is responsible.

EXECUTIVE SUMMARY

Healthy waterways and coastal foreshores are identified as an emerging priority in Council's Corporate Plan as we strive towards becoming *Australia's most sustainable region – vibrant, green and diverse*.

To address this priority, Council prepared the *Sunshine Coast Waterways and Coastal Management Strategy 2011-2021*, which provides strategic direction for managing the Sunshine Coast's waterways and coastal foreshores over the next 10 years. Catchment and estuary management plans are identified in the Strategy as key deliverables and the primary mechanism to deliver many of Council's strategic management outcomes for natural waterways like the Pumicestone Passage. Catchment and estuary management plans aim to provide tailored management responses to local catchment issues and achieve a balanced treatment of social, environmental and economic values. This report provides an overview of the *Draft Pumicestone Passage and Catchment Action Plan 2013 – 2016 (Appendix A)*, which is a catchment and estuary management plan for the Pumicestone Passage.

The Pumicestone Passage catchment is an area of land of 736 km² (above mean high water) that drains into the Passage, which is a long, shallow waterway that itself covers 48 km². Sixty percent of the catchment is within the Sunshine Coast Council area and forty percent is within the Moreton Bay Regional Council area (see Attachment 1—Map of the Pumicestone Passage and its catchment). The Pumicestone Passage and catchment are highly valued environmental, social and economic assets of the Sunshine Coast. Managing the catchment is a complex task, with many different agencies responsible for their diverse land and water zones (see Attachment 2—Responsibilities and functions of government and industry).

The Sunshine Coast and Moreton Bay Regional Councils have led the development of the Action Plan. This has provided an opportunity for councils to align the considerable catchment management work they undertake with complementary work by many other stakeholders, in a way that progresses the policy objectives of both councils. The process has also provided a strong foundation to build relationships and attract additional funding for catchment management. For example, the State Government has invested approximately \$800,000 into relevant Pumicestone Passage catchment projects from 2012–2014.

The foundation of the Action Plan is an integrated community governance approach that pulls together the concerns and management activities of a wide range of industry, community and government groups. This approach ensures that limited resources are used efficiently and provides a forum for management issues to be considered and opportunities to be pursued constructively and cooperatively.

The process for preparing the plan involved a thorough review of background information and a series of six catchment planning workshops, attended by more than thirty government, community and industry organisations. It is proposed that these organisations will confirm their support through a 'Pledge of Support' in the Plan, to be finalised after the report is supported by both Councils.

Five broad challenges emerged for the management of Pumicestone Passage and its catchment:

1. Reverse declining water quality
2. Protect and rehabilitate wildlife habitat areas and corridors
3. Minimise impacts from population growth and demand
4. Preserve and improve social and cultural values and
5. Preserve and improve economic values.

The protection and careful planning of the inter-urban break between Caboolture and Caloundra is also important in the management of this catchment.

In response to these challenges, a suite of 41 proposed actions over three financial years (2013–16) was developed. Council is the proposed lead partner for 9 of the actions (Appendix B—Summary of proposed Council-led actions, budgets and resources for the Pumicestone Passage and Catchment Action Plan) and a proposed support partner for 16 actions (Attachment 3—Proposed Council-supported actions), subject to annual budget and resource considerations. These actions are in addition to many ongoing management activities that Council and other stakeholders undertake in the catchment.

It is proposed that the Action Plan will be implemented through a continuation of the successful community governance approach, with an emphasis on cooperation and regular communication between action partners and all other stakeholders. It is also envisaged that a new action plan covering a similar period would be developed and implemented from 2016, recognising that ongoing and concerted effort is needed to protect and improve the values of the Pumicestone Passage and its catchment.

OFFICER RECOMMENDATION

That Council:

- (a) receive and note the report titled “Draft Pumicestone Passage and Catchment Action Plan”**
- (b) endorse in principle the document titled “Draft Pumicestone Passage and Catchment Action Plan 2013 – 2016” (Appendix A) and**
- (c) endorse the actions for which Council is listed as a leading partner, identified in Appendix B, subject to annual budget and resource considerations.**

FINANCE AND RESOURCING

Council is identified as a lead partner for 9 actions in the Action Plan (Appendix B—Summary of proposed Council-led actions, budgets and resources for the Pumicestone Passage and Catchment Action Plan).

Council has allocated the following amounts for the 2013–2014 financial year to projects under the Action Plan:

- \$25,000 from the Environment Levy to plan a major riparian rehabilitation project
- \$7.78 million from the Operational and Capital Works program (waste) for major water quality improvement works at the Caloundra Landfill, including construction of a sub-surface cut-off wall to minimise leaching (\$6.845 million) and a high efficiency sediment basin to treat surface runoff (\$0.934 million) and
- \$90,000 from the Capital Works (stormwater) program for stormwater improvement planning.

Project management and technical input into these projects will come from existing Council staff resource allocations in the relevant operational areas. Operational projects with no budget allocations listed in Attachment 3, including project management, planning and on-ground works, are also proposed to be undertaken within existing staff resources.

Funding for proposed actions that Council would lead in 2014–2015 and 2015–2016 are already in Council's indicative Capital Works or Environment Levy programs and will be subject to annual budget and resource considerations. Participation in other actions as a supporting partner would also be subject to annual budget and resource considerations. Further details of the proposed financial investment by Council is provided in Attachment 3.

CORPORATE PLAN

Corporate Plan Theme: *Ecological Sustainability*

Emerging Priority: 2.2 - Our natural environment preserved for the future

Strategy: 2.2.1 - Engage with the community to assist with the protection of our environment through sustainable practices and resource minimisation

Corporate Plan Theme: *Ecological Sustainability*

Emerging Priority: 2.4 - Healthy waterways and foreshores

Strategy: 2.4.2 - Maintain and improve the quality of beaches, waterways, lakes, rivers, canals and wetlands

Corporate Plan Theme: *Innovation & Creativity*

Emerging Priority: 3.1 - Partnerships and alliances that drive innovation

Strategy: 3.1.1 - Foster partnerships with governments, business and the community to encourage innovation and sustainability

CONSULTATION

The Draft Pumicestone Passage and Catchment Action Plan 2013–2016 was developed through a community governance approach that featured an extensive and targeted consultation process.

The primary consultation mechanism was a series of six catchment planning workshops between November 2011 and November 2013, with representation from more than thirty government, community and industry organisations. These groups all have an active interest in the management of the Pumicestone Passage and its catchment, and represent six key sectors: local government, state government, community, industry, natural resource management and primary producers.

Through the workshops, stakeholders cooperatively identified key local issues and potential responses, which formed the basis of the Action Plan.

Internal Consultation

The following Councillors have participated or been briefed during the planning process:

- Cr Rick Baberowski, Division 1
- Cr Tim Dwyer, Division 2 and
- Cr Jenny McKay, Environment Portfolio.

Relevant staff and managers with responsibility to lead proposed actions under the plan have been consulted and support the plan, in particular, the following branches:

- Environmental Operations (Infrastructure Services)
- Waste & Resource Management (Infrastructure Services)
- Economic Development (Corporate Strategy & Delivery)
- Development Services (Regional Strategy & Planning)
- Transport and Infrastructure Policy (Regional Strategy & Planning)
- Environment & Sustainability Policy (Regional Strategy & Planning)
- Civil Works & Fleet Services (Infrastructure Services)
- Transport & Infrastructure Management (Infrastructure Services).

Officers from the Corporate Governance Branch have also been consulted about the potential implementation arrangements for the Action Plan, and will continue to provide input as required after the plan is finalised.

External Consultation

The following Councillors and staff from Moreton Bay Regional Council participated during the planning process:

- Cr Gary Parsons, Division 1
- Cr Adrian Raedel, Division 12
- Environmental Officer Waterways (Community & Environmental Services) and
- Senior Policy Officer (Environment & Policy).

The Moreton Bay Regional Council staff were part of the project team, in partnership with Sunshine Coast Council staff.

The project team engaged representatives from the following stakeholder organisations in the planning process, through the six planning workshops and regular communication:

Community

- Bribie Island Environmental Protection Association
- Coochin Creek Bushland Group
- Glasshouse Mountains Advance Network
- Golden Beach Progress Association
- Jinibara Traditional People Aboriginal Corporation
- Kabi Kabi People
- Night eyes Water and Land Care Group
- Pumicestone Region Catchment Coordinating Association
- Sunfish
- Sunshine Coast Environment Council and
- Take Action for Pumicestone Passage.

State Government

- Department of Agriculture, Fisheries & Forestry (Agriculture; Fisheries)
- Department of Environment and Heritage Protection—(Central; Regional office)
- Department of National Parks, Recreation, Sport and Racing (National Parks; Marine Parks) and
- Department of Science, Information Technology, Innovation and the Arts.

Industry

- Caloundra Chamber of Commerce and Industry
- Donnybrook Progress Association
- Glasshouse Country Chamber of Commerce
- Stockland
- Toorbul Progress Association
- Urban Development Institute of Australia
- Unitywater and
- HQ Plantations.

Primary producers

- Agriculture Association (small crops)
- Australian Pineapples
- Strawberry Industry
- Turf Industry
- Woodlands Chickens and
- Queensland Chicken Growers Association.

Natural resource managers

- Healthy Waterways and
- SEQ Catchments.

Community Engagement

While the planning process did not include broad community consultation, community input into the planning process was achieved through targeted, active engagement of the many community, industry and primary producer stakeholder groups listed under “external consultation” above.

In addition, two broad community engagement activities are planned in the early stages of the plan’s implementation:

- a formal public launch of the Action Plan, as soon as practicable after the future direction is determined following presentations to both Councils and after finalisation of the Pledge of Support by stakeholders and
- a Pumicestone Passage catchment forum to share and promote catchment values and management achievements (a proposed action under the plan to be led by SEQ Catchments and delivered in 2014).

PROPOSAL**Background—The Pumicestone Passage and its catchment**

The Pumicestone Passage catchment is an area of land of 736 km², above mean high water, that drains into the Passage. Approximately sixty percent of the land (430 km²) is in the Sunshine Coast Council local government area and the remaining forty percent is in the Moreton Bay Regional Council local government area. State and local governments control the Glass House Mountains National Park, Bribie Island Recreation Area and many smaller

parks and reserves, and about a third of the catchment is leased State Forest. Almost all of the remaining land tenure is private freehold for urban or rural purposes.

The Passage is approximately 45 km long, winding north–south between the mainland to its west and Bribie Island to its east. It covers an area of 48 km² and is mostly less than two metres deep. It provides a unique environment, with its calm marine waters, extensive inter-tidal areas and diverse habitat zones. The passage is listed as an internationally important site for migratory birds, is a declared Fish Habitat Area and a conservation zone of the Moreton Bay Marine Park, in recognition of the area's high amenity, cultural and ecological values.

The present day population living within the Pumicestone Passage catchment is approximately 61,000 people, mainly within the Caloundra and southern Bribie Island areas and hinterland towns along the railway line.

The catchment also features an important inter-urban break between Caboolture and Caloundra, which is an important function to be preserved.

The Pumicestone Passage and its catchment, which includes the iconic Glasshouse Mountains, are recognised as a playground for locals and visitors, providing diverse opportunities for land and water based recreation. This underpins local lifestyles and tourism. The catchment also supports significant and diverse agricultural production, with major industries including poultry, strawberries, pineapples, turf, nurseries and macadamias, as well as a major commercial forestry plantation that covers about a third of the catchment.

The Caloundra South Urban Development Area is located in the north of the catchment, which is proposed to ultimately accommodate approximately 46,000 people. The developer, Stockland, is responsible for complying with many environmental management conditions as part of its State and Federal Government approvals, some of which are included in the Action Plan in recognition of their relevance to the plan's objectives. (Note, however, that inclusion of actions in the plan does not increase or decrease any of Stockland's existing statutory responsibilities and does not limit any future requirements.)

Goals of the planning process

Management of the Pumicestone Passage and its catchment is a complex task, with many different agencies responsible for their diverse land and water management areas (see Attachment 2—Responsibilities and functions of government and industry). Within this context, the Sunshine Coast and Moreton Bay Regional Councils have led the development of an action plan for these natural assets. This has provided an opportunity for councils to align the considerable catchment management work they undertake with complementary work by many other stakeholders, in a way that progresses the policy objectives of both councils.

Two key goals of the process were to:

- coordinate the work already underway or committed to by numerous groups to ensure that current resources are applied to priority issues and as efficiently as possible and
- attract greater investment into catchment management on the back of planning, strong local partnerships and successful action.

The consultative and coordinated approach to the development of the Action Plan has already achieved notable outcomes:

- a comprehensive knowledge of the catchment and local issues

- an agreed body of achievable work over the next three years that will make progress to addressing those key issues
- increased investment in catchment management from external organisations (for example, the State has invested approximately \$800,000 in Pumicestone Passage catchment projects from 2012–14, with a similar level of investment planned for 2014–16) and
- an active network of diverse stakeholders that will facilitate the work in this current Action Plan as well as future work to preserve the values of the catchment and waterways.

Process for developing the Action Plan

This Action Plan was developed using a community governance approach. This highly collaborative process is important to accommodate the diverse values and uses across the catchment, as well as the complex management and legislative context.

A stakeholder group was established with representatives from government, community, industry and primary producer groups that represented the diverse interests across the catchment. The stakeholder group was primarily responsible for identifying key waterway management issues and appropriate and achievable management responses, based on evidence from background studies and the collective knowledge and experience of stakeholders.

The plan includes actions to be completed over three financial years (2013–2016). It is proposed that a new action plan covering a similar period would be developed and implemented from 2016, recognizing that ongoing and concerted effort is needed to protect and improve the values of the waterways and catchment.

Key issues and challenges for the Pumicestone Passage catchment

From the significant research and planning previously undertaken in the catchment, as well as contemporary input from stakeholders in the planning workshops, five broad challenges emerged for the management of Pumicestone Passage and its catchment. Each challenge is a desired positive response to an identified issue or group of issues:

1. *Reverse declining water quality—*
Major catchment and water quality studies in previous decades and the ongoing regional Ecosystem Health Monitoring Program have shown that water quality and ecological health in the Pumicestone Passage is declining. A Pumicestone Passage Technical Working Group was established in 2011 to investigate the causes of that decline and their recommendations form the basis of several key actions in the plan.
2. *Protect and rehabilitate wildlife habitat areas and corridors—*
Only about thirty percent of the original vegetation within the mainland catchment remains, and there are at least 65 endangered, vulnerable or near threatened plant and animal species across the catchment.
3. *Minimise impacts from population growth and demand—*
The human population within the Pumicestone Passage catchment has increased notably in recent decades, to approximately 61,000 people in 2011. This trend is expected to continue in coming decades, with approximately 45,000 additional residents expected in the catchment by 2031 (based on Queensland Government projections by major statistical areas (SA2) that are wholly or partly within the catchment; excluding Landsborough, Palmview and other areas north of Caloundra Road). The population increase would include early phases of the Caloundra South development, which on its own is predicted to accommodate 45,000 people when complete. Careful development controls are needed to avoid significant impacts on water quality and habitat condition.

4. *Preserve and improve social and cultural values—*
Anecdotal evidence from the experience of stakeholders in the planning process identified key issues impacting on the social and cultural values of the catchment, including: inappropriate recreational activities in some land and waterway areas; and littering and illegal dumping in forestry areas. Actions addressing these and other local issues are proposed in the plan.
5. *Preserve and improve economic values—*
The broad challenge with respect to economic values is to maintain or strengthen existing economic activities, particularly those such as tourism and agriculture that are closely linked to natural resources, but to ensure that productivity does not come at the expense of water quality and wildlife habitats.

Proposed actions

A suite of proposed actions, listed in Appendix B, was developed to address each of the five broad challenges. Council is the proposed lead partner for 9 actions and a proposed support partner for 16 others (Attachment 3—Summary of proposed Council actions, budgets and resources for the Pumicestone Passage and Catchment Action Plan).

Each action is subject to annual review of financial and staff resources and business plans by all partners to the action. These actions are in addition to many ongoing catchment management activities and responsibilities of Councils and other partners (see Attachment 2—Responsibilities and functions of government and industry).

Legal

There are no legal implications of this report.

Policy

Healthy waterways and coastal foreshores are identified as an emerging priority in the Sunshine Coast Council's Corporate Plan 2009-2014. To address this priority, Council prepared the Sunshine Coast Waterways and Coastal Management Strategy, which provides strategic direction and a framework for managing the Sunshine Coast's waterways and coastal foreshores over the next 10 years.

Catchment and estuary management plans are identified in the Strategy as key deliverables and the primary mechanism to progress many of the strategic outcomes relating to natural waterways. The plans aim to achieve a balance for recreational/social, environmental, economic and cultural values through a community governance approach. Development of a catchment and estuary management plan for the Pumicestone Passage is an action (NW4.1) in the Implementation Plan that accompanied the Strategy and was endorsed by Council in 2011, which is addressed through the preparation of the *Draft Pumicestone Passage and Catchment Action Plan 2013–2016*.

Risk

If the catchment is not managed actively and cooperatively, through initiatives such as this Action Plan, there is the risk of:

- continued decline in water quality and wildlife habitat in the Pumicestone Passage and its catchment and
- lack of coordination and possible conflict between stakeholders in the catchment and less effective management of local catchment issues.

Previous Council Resolution

This Action Plan is a key deliverable of the *Sunshine Coast Waterways and Coastal Management Strategy 2011 – 2021*, that was endorsed through Council Resolution OM 11/23 – Ordinary Meeting 2 February 2011.

Council Resolution (OM11/23)

That Council:

- (a) *receive and note the report entitled “Sunshine Coast Waterways and Coastal Management Strategy 2011 – 2021”;*
- (b) *adopt the Sunshine Coast Waterways and Coastal Management Strategy 2011 - 2021 (Appendix A) as amended, as the key document to guide Council in future waterway and coastal planning and management decisions;*
- (c) *adopt the Sunshine Coast Waterways and Coastal Management Strategy Implementation Plan 2011-2021 (Appendix B);*
- (d) *refer the Sunshine Coast Waterways and Coastal Management Strategy Implementation Plan 2011-2021 to the 2011/2012 operational plan and budget process; and*
- (e) *acknowledge and thank the wider community for their contributions in the development of the Sunshine Coast Waterways and Coastal Management Strategy 2011-2021.*

Related Documentation

- Sunshine Coast Waterways and Coastal Management Strategy 2011–2021
- Sunshine Coast Council Corporate Plan 2009–2014 and
- Sunshine Coast Biodiversity Strategy 2010–2020.

Critical Dates

It is expected that Moreton Bay Regional Council staff will present the plan to their Council in March 2014.

Implementation

It is proposed that the Action Plan will be implemented cooperatively by Sunshine Coast and Moreton Bay Regional Councils and the full range of stakeholders named as lead or support partners to actions in the plan.

In consultation with the Corporate Governance Branch, it is proposed to oversee the implementation of the Action Plan through the following steps:

- finalise the Pledge of Support by all stakeholders and hold a public launch of the Action Plan
- set up an implementation committee
(It is proposed that the committee would include representatives from all key sectors in the catchment and would coordinate, advocate for and report on the many actions being undertaken)
- undertake the actions
(each ‘lead partner’ would be responsible for undertaking actions allocated to it in the plan, subject to annual budget and resource allocations)
- report regularly on progress of actions and the overall plan to relevant stakeholders and
- continue the good will and good work of the stakeholder network that developed the plan.

8.2 CORPORATE SERVICES

8.2.1 JANUARY 2014 FINANCIAL PERFORMANCE REPORT

File No:	Report
Authors:	Coordinator Financial Services Corporate Services Department Treasury and Rates Coordinator Corporate Services Department
Attachments:	Att 1 - January 2014 Financial Performance Report 101

PURPOSE

To meet council's legislative obligations, a monthly report is to be presented to council on its financial performance and investments.

EXECUTIVE SUMMARY

The monthly financial performance report provides council with a summary of performance against budget at the end of each month in terms of the operating result and delivery of the capital program.

The operational result at 31 January 2014 shows a positive variance of \$3.7 million compared to the forecast position.

This operating result variation is made up of higher than expected revenue of \$4.8 million (1.5%) and higher than expected operating expenses of \$1.1 million (0.5%). Further detail is provided in the proposal section of this report.

The positive variance in the operating result of \$3.7 million at the end of January 2014 should be considered in the context of the key financial risks to council's full year operating result identified in the Risk section of this report.

As at 31 January 2014, \$86.2 million (46.6%) of council's \$185 million 2013/2014 Capital Works Program was financially expended.

Council's investment portfolio remains within the guidelines established under the Investment Policy.

OFFICER RECOMMENDATION

That Council receive and note the report titled "January 2014 Financial Performance Report".

FINANCE AND RESOURCING

There are no financing and resourcing implications as this is an information only report.

CORPORATE PLAN

Corporate Plan Theme: *Great governance*
Emerging Priority: 8.1 - Ethical, accountable and transparent decision-making
Strategy: 8.1.2 - Ensure legislative compliance and awareness

Corporate Plan Theme: *Great governance*
Emerging Priority: 8.3 - Strong financial management
Strategy: 8.3.1 - Develop long term financial plans and indicators to achieve optimum use of resources and alignment to strategic priorities

Corporate Plan Theme: *Great governance*
Emerging Priority: 8.3 - Strong financial management
Strategy: 8.3.2 - Ensure council's financial performance is well managed and leads to a strong financial position

Consultation

Internal Consultation

All departments or branches participated in the formation of the recommendations associated with this report.

External Consultation

No external consultation is required for this report.

Community Engagement

No community engagement is required for this report.

PROPOSAL

The operational result at 31 January 2014 shows a positive variance of \$3.7 million compared to the forecast position.

This operating result variation is made up of higher than expected revenue of \$4.8 million and higher than expected operating expenses of \$1.1 million.

The positive variance in the operating result of \$3.7 million at the end of January 2014 should be considered in the context of the key financial risks to council's full year operating result identified in the Risk section of this report.

Operating Revenue**Net Rates and Utilities**

The January rate run has resulted in an unfavourable variance of \$716,000. Discount profiling will correct the variance in February, 2014.

Fees and Charges

Of the \$3.1 million favourable variance in fees and charges, \$2.2 million relates to development applications revenue. The volume of applications shows a 14% increase on 2012/2013 applications.

Sunshine Coast Holiday Park revenue is also up \$410,000 compared to budget. This favourable variance is offset by an increase in expenditure of \$132,000.

Other Revenue

Of the \$1.6 million favourable variance in other revenue, \$800,000 relates to a refund from the Office of State Revenue for over charged payroll tax. \$322,000 relates to higher than anticipated sales of recovered materials which are diverted from landfill.

Operating Expense**Employee Costs**

As at January 2014 month end, employee costs were over budget by \$1.1 million. A total of \$1.2 million in Sunshine Coast Council employee costs were spent on de-amalgamation activities up to 23 December 2013. This amount has been refunded to Sunshine Coast Council via the working capital facility set up by the Queensland Treasury Corporation to fund de-amalgamation. This refund will be reflected as revenue in the February 2014 financial report.

Materials and Services

As at January 2014 month end, materials and services costs were overspent by \$199,000.

This variance is made up of higher than budgeted legal costs of \$1.6 million.

As at 31 January 2014, \$1.13 million had been spent on materials and services setting up the new Noosa Shire Council. This amount has been refunded to Sunshine Coast Council via the working capital facility set up by the Queensland Treasury Corporation to fund de-amalgamation. This refund will be reflected as revenue in the February 2014 financial report.

This overspend has been offset by underspends in the Infrastructure Services Department of \$2.2 million. This underspend is across a majority of branches and includes:

- \$1.0 million on levy and project timing differences
- \$650,000 in the Civil Works and Fleet Branch
- \$283,000 in the Waste and Resource Management branch

Capital Expenditure

As at 31 January 2014, \$86.2 million (46.6%) of council's \$185 million 2013/2014 Capital Works Program was financially expended. Detail by Capital Program is outlined below:

Program	Original Budget \$000	Current Budget \$000	YTD Actual \$000	% of Annual Budget Spent
Buildings and Facilities	6,548	7,324	4,940	67%
Coast and Canals	1,949	2,388	711	30%
Divisional Allocations	3,100	4,540	2,728	60%
Environmental Assets	1,238	1,276	117	9%
Fleet	1,000	1,000	703	70%
Parks and Gardens	10,317	12,228	3,949	32%
Stormwater	4,161	4,241	3,017	71%
Transportation	52,952	65,632	29,693	45%
Information Communication Technology	3,927	4,871	1,958	40%
Strategic Land & Comm Properties	9,422	50,034	22,117	44%
Aerodrome	-	399	9	2%
Sunshine Coast Airport	3,400	8,237	5,758	70%
SC Holiday Parks	1,455	3,093	351	11%
Quarries	150	637	748	117%
Waste	9,651	19,103	9,416	49%
TOTAL COUNCIL	109,270	185,003	86,215	47%

Information on any Program with expenditure of less than 20% of the annual budget is provided below.

Environmental Assets

- Contractors now appointed for three projects that constitute \$1.021 million, or 80% of the program.
- All projects are underway and expected to be completed by 30 June.

Aerodrome

Delay in expenditure at Caloundra Aerodrome has resulted from our pursuit of State Government approvals for clearing of future developable areas along with investigations and resolution related to the development of an additional airside allotment to the north of the Caloundra Aerodrome. It is expected that budgeted amounts will be expended prior to 30 June, 2014.

Sunshine Coast Holiday Parks

- Permanent saving of \$557,000 for works planned for Noosa Holiday Parks up to 31 December 2013 that did not proceed or were not completed.
- Permanent saving of \$700,000 relating to an allocation for nine new cabins that have now been delayed indefinitely due to market conditions.
- \$400,000 allocated at Mudjimba for purchase of State land has been delayed by inaction from the relevant State department.
- \$200,000 for Mooloolaba refurbishment has been re-scheduled to 2014/2015.

Investment Performance

All investment parameters remain within the guidelines established by the Investment Policy.

For the month ending 31 January 2014, council has maintained a fairly strong return in the current market conditions with \$194 million cash (excluding Trust Fund) with an average interest rate of 3.65%, being 1.09% above benchmark. This is compared to 31 January 2013 with \$203 million cash (excluding Trust Fund) where the average interest rate was 4.64%, being 1.43% above benchmark. Note that \$32 million transferred to Noosa on 31 December 2013.

The benchmark used to measure performance of cash funds is the UBS Bank Bill Index and the Bank Bill Swap Rate (BBSW) for term deposits.

The Reserve Bank of Australia (RBA) cash rate remains unchanged at 2.5%.

Legal

This report ensures that council complies with its legislative obligations, with respect to financial reporting in accordance with Section 204 of the *Local Government Regulation 2012*.

Investment of funds is in accordance with the provisions of the *Statutory Bodies Financial Arrangements Act 1982* and the associated Regulations and the *Local Government Act 2009*.

Policy

Council's Investment Policy.

Risk

The current risks associated with the operating result are as follows:

1. the expected full year growth in rateable properties is less than forecast, with lower revenue than budgeted
2. in June 2013 the Federal Government pre-paid half of the 2013/2014 Financial Assistance Grant of \$6.3 million. Since half of the grant was pre-paid into 2012/2013 there is a potential shortfall of \$2.1 million in the current budget
3. there is \$4.7 million net savings for the Organisational Review loaded into the budget
4. the achievement of de-amalgamation reductions in Materials & Services budget occurs after separation from 1 January 2014
5. there is \$4.4 million employee vacancy savings loaded into the budget which may be difficult to achieve along with the Organisational Review and
6. the risk that the State Government will transfer SPER debt back to local councils, who will then have to manage their own debt collection.

Previous Council Resolution

On 25 June 2013, council adopted the 2013/2014 budget.

On 19 September 2013, council adopted the Budget Review 1 2013/2014.

On 12 December 2013, council adopted the Budget Review 2 2013/2014.

Related Documentation

There is no related documentation for this report.

Critical Dates

There are no critical dates for this report.

8.2.2 PROPOSAL TO MAKE AMENDMENT SUBORDINATE LOCAL LAW NO. 1 (MISCELLANEOUS) 2014

File No:	ECM 22.12.1
Author:	Manager Corporate Governance Corporate Services Department
Appendices:	App A - Amendment Subordinate Local Law No. 1 (Miscellaneous) 2014 115
Attachments:	Att 1 - Table to remove Noosa provisions 119

PURPOSE

The purpose of this report is to seek a Council resolution proposing to make Amendment Subordinate Local Law No. 1 (Miscellaneous) 2014.

EXECUTIVE SUMMARY

Following the de-amalgamation of Noosa from the Sunshine Coast Regional Council effective 1 January 2014, a review was undertaken of Council's local laws and subordinate local laws to identify any specific references to the Noosa Council area.

As a result proposed Amendment Subordinate Local Law No. 1 (Miscellaneous) 2014 has been prepared to remove Noosa specific provisions from the Sunshine Coast Council suite of local laws.

Costs associated with the removal of Noosa specific provisions will be classified as a cost of de-amalgamation and will be recovered from Noosa Shire Council.

OFFICER RECOMMENDATION

That Council:

- (a) receive and note the report titled "Proposal to make Amendment Subordinate Local Law No. 1 (Miscellaneous) 2014" and
- (b) resolve to proceed to make Amendment Subordinate Local Law No. 1 (Miscellaneous) 2014 (Appendix A) and
- (c) note that proposed Amendment Subordinate Local Law No. 1 (Miscellaneous) 2014 has been reviewed in accordance with section 38 of the *Local Government Act 2009* and that, taking into consideration the identification guidelines mentioned in section 15 of the *Local Government Regulation 2012*, the amendment does not contain any anti-competitive provisions; the subordinate local law relates to the removal of any reference to the former Noosa Shire Council and does not relate to a commercial activity and
- (d) hereby resolve that Amendment Subordinate Local Law No. 1 (Miscellaneous) 2014 not be circulated for community consultation as the amendments are administrative only and have no direct effect or impact on the Sunshine Coast community or visitors.

FINANCE AND RESOURCING

The cost of making Amendment Subordinate Local Law No. 1 (Miscellaneous) 2014 will be funded through the Corporate Governance Branch budget allocation.

CORPORATE PLAN

Corporate Plan Theme: *Great governance*

Emerging Priority: 8.1 - Ethical, accountable and transparent decision-making

Strategy: 8.1.2 - Ensure legislative compliance and awareness

CONSULTATION

The proposed amendments to the local laws are administrative in nature and have no direct impact on the Sunshine Coast region or community.

Internal Consultation

Internal consultation has occurred with:

- Director Community Services
- Director Corporate Services
- Manager Community Response and
- Manager Corporate Governance.

External Consultation

External consultation has taken place with Barrister Dr Michael Limerick (engaged to draft Amendment Subordinate Local Law No. 1 (Miscellaneous) 2014).

Community Engagement

The making of a subordinate local law requires:

- a resolution of Council
- notification in the Government Gazette and
- the community being advised by placing a public notice on Council's website.

The process for making a local law is a matter for Council to decide and there are no mandatory public consultation periods required (section 29(1) *Local Government Act 2009*). Council decided its general local law-making process on 10 June 2010, which stated that community consultation will ordinarily occur prior to making or amending a local law or subordinate local law. However, it is Council's option to modify the process if it decides that consultation is not required.

As the proposed amendment subordinate local law is only administrative and has no direct impact on the Sunshine Coast Region, public consultation is considered unnecessary.

PROPOSAL

On 1 January 2012 Sunshine Coast Council adopted its first suite of local laws which included a number of provisions that specifically referred to the former Noosa Shire local government area. References to the current and former Noosa Shire area in council's local laws include maps detailing dog off leash areas, prohibited dogs areas and off-street regulated parking areas.

On 16 March 2013 Noosa residents voted to de-amalgamate from the Sunshine Coast Regional Council. The new Noosa Council became operational on 1 January 2014 and no longer forms part of the Sunshine Coast Regional Council.

The drafting and adoption of proposed Amendment Subordinate Local Law No. 1 (Miscellaneous) 2014 is necessary as it forms a small part of the de-amalgamation process and removes all reference of the former Noosa Shire Council from the council's local laws.

Costs associated with the removal of Noosa specific provisions will be classified as a cost of de-amalgamation and will be recovered from Noosa Shire Council.

Attachment 1 includes all references of the former Noosa Shire area that are proposed to be removed from council's local laws. Additionally, references to the former Caloundra City Council and the former Maroochy Shire area will be removed from the council's local laws as they are no longer relevant.

Legal

The proposal has been considered in accordance with the following legislation:

- Section 29-32 of the *Local Government Act 2009* and regulation and
- Sunshine Coast Council's suite of Local Laws and Subordinate Local Laws.

Policy

There are no policy implications in proceeding to make *Amendment Subordinate Local Law No. 1 (Miscellaneous) 2014*.

Risk

There are no risks associated with the supporting the recommendation.

Previous Council Resolution

There are no previous council resolutions in respect of this matter.

Related Documentation

- *Local Government Act 2009* and Regulations
- Sunshine Coast Regional Council Local Laws and Subordinate Local Laws 2011
- State Government Guidelines for Making Local Laws and Subordinate Local Laws
- Corporate Plan 2009-2014
- Operational Plan 2013-2014 and
- Queensland Boundaries Commissioner Report, "Proposed Noosa De-amalgamation" November 2012.

Critical Dates

While there are no critical dates for resolving to make proposed Amendment Subordinate Local Law No. 1 (Miscellaneous) 2014 it is good governance to remove any reference to the former Noosa Shire Council from Sunshine Coast Council's suite of local laws.

Implementation

Following consideration of this report, actions relevant to the recommendation will be implemented and include:

- Notification in the Government Gazette
- Placing a notice on Council's website
- A copy of Amendment Subordinate Local Law No. 1 (Miscellaneous) 2014 will be forwarded to the Minister.

8.3 COMMUNITY SERVICES**8.3.1 PROPOSAL TO NAME COUNCIL INFRASTRUCTURE****File No:** ECM**Author:** Coordinator Community Programs and Events
Community Services Department**Attachments:** Att 1 - Place Location Map - Lindsay Road, Buderim 129

PURPOSE

This report seeks Council endorsement to name a viewing platform owned by Sunshine Coast Council.

EXECUTIVE SUMMARY

It is proposed to name the Council controlled area known as 'Martin's Creek Viewing Terrace' on Lindsay Road in Buderim (Lot2RP212761), 'Stuart Weir Place' (Attachment 1).

This recommendation is made in accordance with the provisions of Local Law No. 4 (Local Government Controlled Areas, Facilities, Infrastructure and Roads) 2011, section 7, and is consistent with the requirements of Council's *Naming of Parks, Places, Community Infrastructure, Roads and Street Numbering Policy* (2010). This policy formalises the principles by which council names parks, places and community infrastructure, which are generally the responsibility of local governments as detailed in the *Place Names Act 1994* and the *Local Government Act 2009*.

The applicant consulted with three significant Buderim community groups – the Buderim Historical Society, the Buderim Foundation and the Chair of the Buderim War Memorial Community Association – prior to submitting the proposal. All three groups were supportive of the name.

The proposal was assessed on 13 December, 2013, by a Naming Panel consisting of staff from across Council. The Naming Panel's recommendation was reviewed by the Divisional Councillors (Divisions 6 and 7) for their input and endorsement. A community consultation program received three objections from individual residents to the proposed name and one "no objection" from a community organisation.

The recommendation is to approve the proposal for the place to be named Stuart Weir Place. The name is in memory of retired Australian Army Officer, Mr Stuart Weir, who moved to Buderim in 1977 and demonstrated outstanding levels of civic service to his local community.

If approved, all costs associated with the production and installation of signage will need to be met by Council. The costs are estimated at \$3,000.

OFFICER RECOMMENDATION

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 13 December 2013 and
- (c) resolve to name the Council controlled place known as ‘Martin’s Creek Viewing Terrace’, on Lindsay Road in Buderim (Lot2RP212761), ‘Stuart Weir Place’.

FINANCE AND RESOURCING

Pending council endorsement of the proposed recommendation, the Division 7 Councillor has proposed that the sign be funded through the 2014/2105 divisional allocation for capital works. The costs are estimated at \$3000.

As the sign will be located at the road reserve it would be a Civil Works Services asset. Signage design will be in line with council’s Way Finding Design Manual and Landscape Infrastructure Manual and will include both the name and interpretive commentary.

CORPORATE PLAN

Corporate Plan Theme: *Social Cohesion*

Emerging Priority: 5.3 - A sense of identity and belonging

Strategy: 5.3.4 - Facilitate social history programs to increase awareness of our local heritage

Corporate Plan Theme: *Great governance*

Emerging Priority: 8.1 - Ethical, accountable and transparent decision-making

Strategy: 8.1.1 - Develop and implement a governance framework that provides transparent and accountable processes and enhances council’s reputation

CONSULTATION

Internal Consultation

In accordance with Council’s *Naming of Parks, Places, Community Infrastructure, Roads and Street Numbering Policy (2010)*, a Naming Panel was convened which comprised of:

- Open Space Coordinator, Infrastructure Services (Asset Custodian)
- Landscape Architect/Urban Designer, Infrastructure Services
- Senior Heritage Library Officer, Community Services
- Development Officer, Community Services.

Councillors for Divisions 6 and 7 were consulted and reviewed the recommendations resulting from the Naming Panel.

As well as being a member on the Naming Panel, the Landscape Architect responsible for the recent beautification works of the area was consulted in relation to the signage specifications.

External Consultation

The widow of Stuart Weir has provided family approval by signing the Naming Application Form.

Community Engagement

Prior to submitting the proposal the applicant consulted with members of the Buderim Historical Society, The Buderim Foundation and the chair of the Buderim War Memorial Community Association, all of which were supportive of the name.

Following the assessment of the application by the Naming Panel and in line with Council's *Naming of Parks, Places, Community Infrastructure, Roads and Street Numbering Policy (2010)* and associated guidelines, Council engaged with the community via newspaper advertisements and the placement of notices in local community facilities, advising of the proposal and calling for feedback.

The proposal to name the terrace 'Stuart Weir Place' was advertised:

- in the Buderim Chronicle on 9 January, 2014
- in notices placed at the Buderim Craft Cottage, with the Buderim War Memorial Community Association and at the Buderim Community Library.

The notices and advertisement invited public comments on the proposed name for the place within 14 days.

Four comments were received in relation to the proposed naming of the place. Three residents recommended that the place be named 'Buderim Lily Ponds' which is reflective of the immediate natural environment. Buderim Craft Cottage advised that they had no objection to the proposed name.

The feedback was considered and it was decided that as the name 'Stuart Weir Place' is supported by three key Buderim community organisations (Buderim Historical Society, Buderim Foundation and the Buderim War Memorial Community Association), the name proposal should be accepted.

PROPOSAL

Local Law No. 4 (Local Government Controlled Areas, Facilities, Infrastructure and Roads) 2011, section 7 provides Council with the authority to name a place, including Council infrastructure.

Council's adopted Strategic Policy *Naming of Parks, Places, Community Infrastructure, Roads and Street Numbering (2010)* outlines the process through which names are proposed, considered and endorsed. All naming applications are assessed in accordance with the guiding principles set out in this policy. This policy formalises the principles by which council names parks, places and community infrastructure, which are generally the responsibility of local governments as detailed in the *Place Names Act 1994* and the *Local Government Act 2009*.

This report seeks Council's endorsement of a Naming Panel recommendation made on 13 December, 2013, to name the place known as 'Martin's Creek Viewing Terrace', on Lindsay Road, Buderim (Lot2RP212761), 'Stuart Weir Place' (Attachment 1).

The Naming Panel was made up of the Asset Custodian (as determined in Council's Asset Matrix), the Heritage Officer to check historical accuracy, and a local Community Development Officer to provide comment on community engagement requirements. In this instance the Naming Panel consisted of the following Council staff:

- Open Space Coordinator, Infrastructure Services (Asset Custodian)
- Senior Heritage Library Officer, Community Services
- Development Officer, Community Services.

Council's Landscape Architect/Urban Designer, responsible for the recent beautification works in this area, was also invited to be a panel member.

As per the Naming Panel recommendation and after consultation with the community and local Councillors (Divisions 6 and 7), the proposed name Stuart Weir Place is recommended for Council approval.

Name Significance

The proposal was submitted by the committee of the Buderim Foundation who requested that the place be named in memory of retired Australian Army Officer, Mr Stuart Weir, for his outstanding levels of civic service to the Buderim community.

Mr Weir and his wife moved to Buderim in 1977, where he joined the Buderim Historical Society as historical researcher, gardener, painter, handyman, map compiler and author. He also conducted walking tours of Buderim's historic sites and led bus trips to historic sites in other regions.

In 1983, 'The Year of the Tree', he identified and listed Buderim's historic trees, some of which were subsequently listed with the National Trust. In the same year, he compiled maps identifying Buderim's historic sites - one for self-guided walking tours and another more suited to driving tours. In 1986, he researched the origin of Buderim's street names, and arranged publication of the booklet 'Beautiful Buderim' documenting the origin of the street names, using his own resources. Sales of both maps and the booklet benefited the Historical Society.

His main research work focused on the lives of Buderim's 19th century pioneers. Drawing on records held at library archives in Brisbane, he compiled comprehensive notes which are now held at Buderim's Pioneer Cottage as reference material for community use.

While Pioneer Cottage was his main passion, he also loved and took great pride in the beauty of Buderim. When the Maroochy Council initiated a 'Blot Spots' project, he worked on identifying and personally cleaning up areas that needed tidying up. He was also very supportive of formative proposals for setting up a Buderim Foundation.

When Stuart died in 2004, his ashes were buried under a frangipani tree in the grounds of Pioneer Cottage, where the fruits of much of the labour of his 'retirement years' are evident.

Site significance

In 2012 council constructed the Martin's Creek Viewing Terrace with funding from the endorsed 2011/2012 Parks and Gardens, Capital Works Program. The project originated from the Buderim Village Master Plan, which was endorsed in Council's current town planning scheme, Maroochy Plan 2000, and identifies the following outcomes as priorities:

- staged removal of Camphor Laurel and revegetation with native riverine forest
- establishment of pathway network along the creek corridor

- promotion of public access to the creek through enhanced public space at the Lindsay Road interface.

The planned construction of the Martin's Creek Viewing Terrace was supported in the community feedback received during the Buderim Central Parklands Landscape Concept Plan consultation.

The Martin's Creek Viewing Terrace Project provides the community with valuable recreation amenity and a tranquil place to enjoy one of Buderim's best natural assets. Features of the project include a variety of seating opportunities, creek bank rehabilitation, feature stone clad walls and extensive landscape planting. The Buderim Foundation is currently planning to commission a public artwork for the space.

The Buderim Foundation has also submitted an application to install a plaque in the area, which is dependent on the outcome of this report.

As the sign will be located at the road reserve it would be a Civil Works Services asset. Signage design will be in line with council's Way Finding Design Manual and Landscape Infrastructure Manual and will include both the name and interpretive commentary.

Legal

Local Law No. 4 (Local Government Controlled Areas, Facilities, Infrastructure and Roads) 2011, section 7 provides Council with the authority to name a place:

7. Management of local government controlled areas, facilities, infrastructure and roads

Subject to the Land Act 1994, the local government may, by resolution, do the following things in respect of a local government controlled area (the relevant place) -

- (a) give the relevant place a name; and*
- (b) establish specified classes, criteria and terms of membership regarding persons entitled to use the relevant place and any local government property, assets or resources at the relevant place; and*
- (c) establish policies, guidelines and procedures regarding the operation and use of the relevant place; and*
- (d) require the keeping of records by any person using the relevant place, including the -*
 - i. records that must be kept; and*
 - ii. place at which records must be kept; and*
 - iii. period for which the records must be kept.*

It should be noted this section includes the words "by resolution". Section 257 of the *Local Government Act 2009* prohibits Council from delegating actions required to be undertaken by resolution, therefore each proposal will require a resolution from Council.

For the purpose of this report, reference is also made to the Queensland *Place Names Act 1994* which defines the terminology of "place" as:-

4.(1) A "**place**" is an area or geographical feature (whether natural or artificial).

(2) However, a "**place**" does not include—

- (a) a road within the meaning of the Traffic Act 1949; or*
- (b) a canal associated with a residential or commercial development; or*
- (c) a building or similar structure; or*
- (d) a dam wall or similar structure; or*
- (e) a local government area or a division or ward of a local government area; or*

- (f) an electoral district under the Electoral Act 1992; or
- (g) another place prescribed by regulation.

Policy

This report and recommendations are consistent with Council's policy framework.

The proposal meets the criteria under the guiding principles of the Strategic Policy *Naming of Parks, Places, Community Infrastructure, Roads and Street Numbering* (2010).

Risk

Three objections were received from individual residents as part of the community engagement program. Their preference was that the place be named 'Buderim Lily Ponds' which is reflective of the immediate natural environment.

The panel considered the feedback and agreed that the three individual residents that proposed an alternative name were outweighed by the three significant Buderim community groups that were in support of the name Stuart Weir Place.

Council will notify individuals who provided feedback of the outcome.

To mitigate future enquiry, consideration will be given to an appropriate interpretive sign acknowledging the significance of Stuart Weir to the greater Buderim community.

Previous Council Resolution

Council Resolution (OM10/238) – Ordinary Meeting 15 September 2010

That Council:

- (a) receive and note the report titled "Sunshine Coast Regional Council Naming Policy";
- (b) make the delegation as detailed Naming of Community Facilities, Places, Social Infrastructure and Roads (Appendix A); and
- (c) adopt the proposed Sunshine Coast Regional Council Naming Policy (Appendix B).

Related Documentation

There is no related documentation relevant to this report.

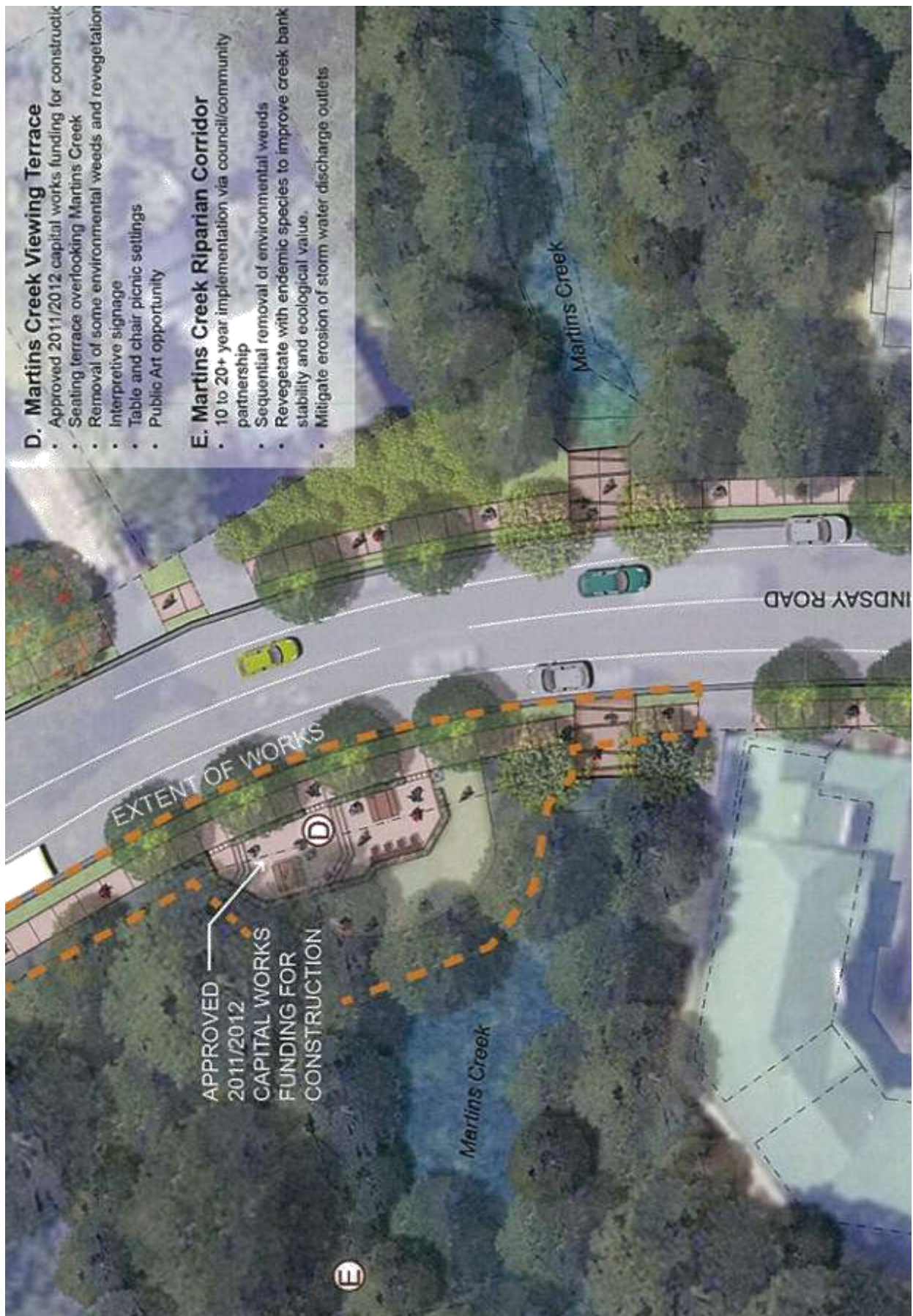
Critical Dates

The Buderim Foundation is planning an event to celebrate their ten year anniversary in April and would like to include a naming ceremony in the celebration.

Implementation

The applicant will be notified in writing of Council's decision in relation to this recommendation.

Arrangements will be made for the Divisional Councillor to take part in a naming event if requested.



8.4 INFRASTRUCTURE SERVICES**8.4.1 BEACH PROTECTION - ALEXANDRA HEADLAND TO MAROOCHYDORE
- CONTINGENCY PLAN UPDATE**

File No:	ECM	
Author:	Coordinator Coastal, Constructed Water Bodies and Planning Infrastructure Services Department	
Attachments:	Att 1 - State Response Correspondence.....	143
	Att 2 - Investment Areas & Buried Seawall General Alignment Map.....	145
	Att 3 - Area of Cost Benefit Analysis Maroochydoore Beach Holiday Park	147

PURPOSE

The purpose of this report is to provide an update to Council on the contingency planning associated with the proposed 'last line of defence' buried seawall structure recommended to provide for the long term protection from erosion of high value State and Council assets along the shoreline between Alexandra Headland and Maroochydoore Surf Life Saving Club (SLSC). As previously reported it is envisaged that the buried seawall will only be constructed in response to a significant erosion event where the protection of these identified assets can not be guaranteed.

In particular, this report examines the cost benefit analysis of protect or retreat options for the Maroochydoore Beach Holiday Park and the scope of the programmed sand source study to plan for a sustained sand nourishment program for high priority sunshine coast locations.

In addition the report makes recommendations for Council to only invest in the protection of Council assets given the lack of commitment from the State Government to fund the protection of Alexandra Parade, a State Government road asset.

EXECUTIVE SUMMARY

At Council's Ordinary meeting of 16 November 2011, Council endorsed the commencement of investigation, analysis, design and costings of longer term shoreline protection options to inform Council's preparation of the draft Shoreline Erosion Management Plan (SEMP). With a subsequent resolution at the Ordinary meeting of 18 October 2012, Council also endorsed the continuation of the construction of a permanent delivery pipeline and beach nourishment program for the 2013/2014 and 2015/2016 financial years as interim shoreline protection measure between the Maroochy Surf Life Saving Club and just north of the Alexandra Headlands Surf Life Saving Club (SLSC).

The first stage of beach nourishment was completed in November 2013 with 110,000 cubic metres of sand successfully delivered from the lower Maroochy River to this beach system. As noted above this program was identified as an interim shoreline protection measure only given that there is a limited volume of sand available at this source location.

Previous studies undertaken by coastal engineering consultants BMT WBM estimated that close to 250,000m³ would be required to widen the 1.7km stretch of shoreline a sufficient

distance to protect adjacent assets, with further material required to nourish the shoreline following each erosion event.

Considering the high value of State Government and Council infrastructure assets along this shoreline coupled with a very narrow dunal buffer in some sections, the temporary nature of beaches for erosion protection and the lack of certainty regarding available sand material to support on-going major beach nourishment works, the long term recommendation for permanent protection measures, as a last line of defence for this shoreline, was a buried seawall (revetment type structure).

Accordingly at Council's Ordinary meeting of 14 November 2013 Council resolved to commit to the use of a buried seawall (general alignment as per attachment 2 map) as a 'last line of defence' where critical assets are threatened and that the construction plan would be based on a State Government funding commitment, results of a cost benefit business case for Maroochydore Beach Holiday Park protection and a major sand source nourishment study. In addition the recommendation approved correspondence to be sent to the Premier from the Mayor seeking in principle support for State Government funds to support construction. A subsequent response from Minister Emerson (Attachment 1) clearly indicates that, while the Department of Transport and Main Roads supports contingency planning for the protection of State Government assets, the State Government has no funds available to contribute to any erosion protection infrastructure nor does the Department rate the protection of Alexandra Parade as one of its higher priorities.

This report now examines the cost benefit analysis of protect or retreat options for the Maroochydore Beach Holiday Park and the scope of the programmed sand source study to plan for a sustained sand nourishment program for high priority sunshine coast locations.

In addition the report makes recommendations for Council to only invest in the protection of Council assets (as per mapped investment areas provided in attachment 2) given the lack of commitment from the State Government to fund the protection of Alexandra Parade, a State Government road asset.

OFFICER RECOMMENDATION

That Council:

- (a) receive and note the report titled "Beach Protection - Alexandra Headland to Maroochydore - Contingency Plan Update"**
- (b) note that the previously endorsed construction and communications plan will be restricted to the protection of critical Council assets, given no State Government funds are being committed to protect State assets at this stage**
- (c) note that the staging of emergency works to protect the Maroochydore Beach Holiday Park is supported by a cost benefit analysis**
- (d) note that the findings of a major sand sourcing study programmed for 2014/2015 will be summarised in a future report to Council and**
- (e) provide response correspondence to the Minister for Transport and Main Roads indicating that while Council notes the States position, it will continue to seek commitment for a future funding commitment and until that funding is provided will not take action to protect State assets.**

FINANCE AND RESOURCING

The previous BMT WBM Alexandra Headland to Maroochydoore Beach Seawall Design and Approvals Plan (Aug 2012) puts the estimated capital cost at \$8,500,000 with \$85,000 required for annual maintenance costs.

While it is envisaged that a protective buried seawall will be constructed as an emergency response following a significant erosion event, in preparation for this contingency, council has programmed in the capital budget \$5,900,000 over a five year period commencing in the 2015/2016 financial year (this includes construction costs and contingencies). Subject to Council's budget priorities note, in the event that these funds are not required in any particular financial year they will then be subject to Council determination on re-allocation to other corporate priority projects.

It is also important to note that these cost do not include funds for a beach nourishment program (as required) to conceal any structure.

An allocation of funds by Council proportionate to the range of site asset owners and their areas of responsibility showed the following breakdown of costs (Attachment 2).

- Northern 750m – Maroochy SLSC, Council stormwater infrastructure, Unitywater infrastructure and Council Holiday Park (proposed Council led works - \$3,750,000)
- Central 700m – State controlled Alexandra Parade (proposed State led works - \$3,500,000)
- Southern 250m – Alexandra Headland SLSC, Council open space facilities (proposed Council led works - \$1,250,000)

Given the State Government is a significant stakeholder in this proposed buried seawall development, Council resolution OM 13/231 (d) recommended that Council write to the Premier to seek commitment for joint State funding. Attachment 1 of this report is the response that Council received from the Minister for Transport and Main Roads indicating that the State Government had no funds to support this infrastructure development nor is this project considered to be one the Department's higher priorities.

Unitywater have also been highlighted as an asset owner and discussions are currently ongoing in relation to their support for this project.

In terms of recommending a preferred protect or retreat option for the Maroochydoore Beach Holiday Park a cost benefit analysis, of the 34 sites that are likely to be affected by an erosion event in the short to medium term (as mapped in attachment 3), over a thirty year period supports the conclusion that the construction of a buried seawall to protect the Holiday Park is warranted, see table below. Comparative detail is considered in more detail further in the main body of the report.

	Build seawall		Loss of holiday park revenue from Year 1.
NPV	-\$1,475,044.94		-\$2,601,220.31

Note for this assessment costs of debit is 5.9%, CPI of 2.6% and calculations are over a term of 30 years

CORPORATE PLAN

Corporate Plan Theme: *Ecological Sustainability*

Emerging Priority: 2.4 - Healthy waterways and foreshores

Strategy: 2.4.2 - Maintain and improve the quality of beaches, waterways, lakes, rivers, canals and wetlands

CONSULTATION

A range of both internal and external stakeholders were consulted as part of the development of this proposal.

Internal Consultation

- Councillor Chris Thompson (Division 4)
- Councillor Jason O'Pray (Division 8)
- Director Infrastructure Services
- Manager Environmental Operations
- Principal Coastal engineer
- A/Manager Environment and Sustainability Policy
- Coastal Management Working Group
- Coordinator Sunshine Coast Holiday Parks

External Consultation

- Department of Environment and Heritage Protection (EHP)
- Department of Natural Resources and Mines (NRM)
- Department of Transport and Main Roads (TMR)
- BMT WBM Ltd Coastal Engineering Consultants
- State Member for Maroochydore
- Unitywater

Community Engagement

Some community consultation in relation to this project has been undertaken as part of a broader coastal processes program (commenced and ongoing) and also through the development of the Maroochy Beach Sand Nourishment Project which included the identification of the requirement of a longer term protection measure of a buried seawall at this location.

Community groups included in this consultation included:

- Alexandra Headland Community Association
- Alexandra Headland Surf Life Saving Club
- Maroochy Surf Life Saving Club
- Sunshine Coast Environment Council
- Surfrider Foundation
- Australian Wader Bird Study Group
- Coolum District Coastcare
- Queensland Wildlife Preservation Society
- Maroochy River Waterwatch
- Birds Australia
- Maroochy Chamber of Commerce
- Boat Shed Restaurant

Environmental Operations (EO) Branch will continue to support ongoing community consultation in relation to regional coastal processes e.g. future Council Shoreline Erosion Management Plan (SEMP) to ensure the key message on the buried seawall protection plan at this location is highlighted.

Further it is envisaged that any buried seawall construction will be undertaken post a significant erosion event where an array of key messages associated with this phased work will be distributed to the general community as part of a broader regional reconstruction program.

PROPOSAL

The 1.7km stretch of shoreline between Alexandra Headland and Maroochydore SLSC is subject to erosion from seasonal and extreme weather events. This natural coastal process threatens a number of significant State Government and Council assets with high economic and social values that are located within the immediate storm erosion zone.

These assets include:

- Aerodrome Road/ Alexandra Parade (State controlled road)
- Alexandra Heads SLSC
- Open Space Infrastructure (including skate park)
- Maroochydore Beach Holiday Park
- Maroochydore SLSC
- Public Space (including pedestrian and cycle pathways)
- Beach Access locations
- A range of Unitywater and council stormwater assets

Conservatively the range of assets highlighted above have an estimated replacement value in the order of \$20 to 25 million (not including loss of land and the unimproved land values).

Previous coastal processes studies have calculated an average design storm erosion width of 45m for this area with a design storm erosion volume of 240,000m³.

Effectively this means an estimated 250,000m³ of beach nourishment material would be required to widen the stretch of shoreline a sufficient distance to protect adjacent assets at an approximate cost of \$2,500,000. Furthermore additional material would be required to renourish the shoreline following each erosion event.

The current sand nourishment program as approved by Council at the Ordinary Meeting dated 16 November 2011 and first stage completed in September 2013 has seen the delivery of 110,000m³ along this stretch of coastline.

Council approved this nourishment measure after considering the range of options (do nothing, beach nourishment and permanent buried seawall protection). The aim of the nourishment program was to nourish the beach using material from within the lower Maroochy River via a permanent pipeline and at this stage has been seen as very successful.

In a previous report to Council this program was identified as an interim shoreline protection measure only given that there is a limited volume of sand available at this source location and that the third option of a permanent buried seawall (general alignment as per attached map) would provide greater certainty as a protection measure but would incur significant capital costs in construction.

At Council's Ordinary meeting of 14 November 2013 Council resolved to commit to the use of a buried seawall as a 'last line of defence' where critical assets are threatened and that the construction plan was based on a State Government funding commitment, results of a cost benefit business case for Maroochyore Beach Holiday Park protection and a major sand source nourishment study. In addition the recommendation approved correspondence to be sent to the Premier from the Mayor seeking in principle support for State Government funds to support construction.

Feedback on the resolution items (c) and (d) are now being provided to seek direction from Council.

State Government Funding

Given the State Government is a significant stakeholder in this proposed buried seawall development, Council resolution OM 13/231 (d) recommended that Council write to the Premier to seek commitment for joint State funding. Attachment 1 of this report is the response that Council received from the Minister for Transport and Main Roads where the Minister indicated that the State had no funds to support this infrastructure development. Please see attached map indicating the proximity of the State Government road asset to the Maroochyore beach foreshore and relationship to council open space and stormwater assets.

Given the lack of financial commitment by the State Government and the inferred extra cost of \$3.5 million for Council to absorb in terms of this State funding shortfall it is recommend, as a part of Council's emergency response that Council remains focused on the protection of Council's assets only (Attachment 2) along this section of the Maroochyore coast line and that the State be invited to engage and participate in protecting State Government road assets in the future when they have funds available.

Currently staff are discussing with Council's consultants around the planning changes required to have the contingency plan for the site reflect this revised position so the final project documentation can be completed and permit applications can commence.

Maroochyore Beach Holiday Park Cost Benefit Analysis

To determine priority of investment an NPV calculation was done on the 34 sites that would be most directly affected from erosion in the short to medium term (see site map attachment 3).

The tables below show the net present value calculations to provide the basis for the cost benefit assessment for either retreat (loss of holiday park revenue) or protect (construction of a buried seawall) management options for the Holiday Park.

Note the calculation utilised a cost of debit of 5.9%, CPI of 2.6% and only included revenue figures from the 34 affected sites.

	Build seawall			Loss of holiday park revenue from Year 1.	
NPV	-\$1,475,044.94			-\$2,601,220.31	
Year	Build seawall			Loss of caravan park revenue from Year 1.	
0	1,250,000	1,250,000			
1	12,500	12,825		144,500	148,257
2	12,500	13,158		144,500	152,112
3	12,500	13,501		144,500	156,067
4	12,500	13,852		144,500	160,124
5	12,500	14,212		144,500	164,288
6	12,500	14,581		144,500	168,559
7	12,500	14,960		144,500	172,942
8	12,500	15,349		144,500	177,438
9	12,500	15,748		144,500	182,051
10	12,500	16,158		144,500	186,785
11	12,500	16,578		144,500	191,641
12	12,500	17,009		144,500	196,624
13	12,500	17,451		144,500	201,736
14	12,500	17,905		144,500	206,981
15	12,500	18,370		144,500	212,363
16	12,500	18,848		144,500	217,884
17	12,500	19,338		144,500	223,549
18	12,500	19,841		144,500	229,361
19	12,500	20,357		144,500	235,325
20	12,500	20,886		144,500	241,443
21	12,500	21,429		144,500	247,721

Year	Build seawall			Loss of caravan park revenue from Year 1.	
22	12,500	21,986		144,500	254,162
23	12,500	22,558		144,500	260,770
24	12,500	23,144		144,500	267,550
25	12,500	23,746		144,500	274,506
26	12,500	24,364		144,500	281,643
27	12,500	24,997		144,500	288,966
28	12,500	25,647		144,500	296,479
29	12,500	26,314		144,500	304,187
30	12,500	26,998		144,500	312,096

Given the optimal financial solution is to choose the least loss, that is the least negative NPV, this assessment supports the conclusion that the construction of a buried seawall (NPV - \$1,475,044.94) is warranted by Council for the protection of the current footprint of the Maroochydore Beach Holiday Park and the range of values that will also be protected with this decision (e.g. current infrastructure, BA 150 new access and future coastal footpath).

Sand Source & Nourishment Study

A sand source and nourishment study is programmed to be undertaken as part of the 2014/2015 Coastal Capital Program.

This study will examine sand sources around the region; their quantity; constraints; and cost benefit comparison of delivery options relevant to the regions high erosion areas as identified by the draft SEMP.

In addition the study will analyse the financial, social, economic benefits and costs required for a large scale and sustained beach nourishment program that has the purpose of primarily providing soft engineering solutions for the protection of social and economic assets across the region.

\$150,000 has been allocated for delivery of this study as part of the 2014/2015 Coastal Capital program.

Legal

Currently Council retains contractual obligations to Surf Life Saving Australia for the provision of specified beach profile for the March 2016 Australian Surf Life Saving Championships. This contractual agreement states that Council will strictly comply with the beach profile specifications required for the event and will be in conformity of the specifications by no later than 1 January 2015.

Policy

Council's endorsement of this report is in line with the direction of the following organisational strategies:

- Waterways and Coastal Management Strategy 2011–2021
- Climate Change and Peak Oil Strategy 2010–2020
- Open Space Strategy 2011.

Additionally, Council's Regional Strategy and Planning Department have prepared a draft Shoreline Erosion Management Plan (SEMP) that is undergoing internal review. It is intended that the draft SEMP will be presented to council early 2014 for consideration. This report is in line with the draft SEMP.

In addition, this report and the Council policies and draft SEMP mentioned above are consistent with the intent of several State statutory coastal planning instruments, including:

- Queensland Coastal Plan, which is the primary statutory plan under the *Coastal Protection and Management Act 1995* and comprises the 2012 Coastal Management Policy
- Coastal Protection State Planning Regulatory Provisions
- draft Single State Planning Policy (SPP).

Risk

Aside from the legal implications discussed above associated with Council's ability to comply with the beach profile specifications for the Australian Surf Life Saving Championships there are several notable risk elements associated with the various response options for Maroochydore Beach that are respectively considered below.

The current beach nourishment option provides for interim protection measures for those assets and infrastructure noted above. Previous coastal processes studies have calculated an average design storm erosion width of 45m for this area with a design storm erosion volume of 240,000m³. Severe weather events could remove sand from the beach profile that had been deposited during the nourishment program. While in an erosion event the renourished beach profile would have functioned as a safety buffer for transport infrastructure and social and economic assets, replacement of the material will be required.

The permanent buried seawall option provides greater certainty as a protection measure but incurs significant capital costs in construction. Research also indicates that permanent buried seawall protection structures can result in a loss of the active beach system due to reflected wave energy off the structure during active erosion events. Any future wall design including both profile and location will need to be established to minimise wave reflection and sand loss.

The recent correspondence received from the State Government provides an additional risk element to Council given that the lack of State funding commitment hampers Council's ability to act to protect the current State road network.

A final risk identified would be associated with adverse community reaction to the proposal with a need to ensure that clear messages, through the range communication tools highlighted in the community engagement section of this report, are delivered to clarify the future wall design, intent, timings for construction, location, impacts and reason for 'last line of defence' requirement.

Previous Council Resolution**Ordinary Meeting 14 November 2013 (Council Resolution - OM13/231)**

That Council:

- (a) *receive and note the report titled "Alexandra Headland to Maroochy Beach Seawall Design and Construct Contingency Plan"*
- (b) *commit to use of the sea wall design treatment for emergency response where critical assets are threatened in the Alexandra Headland to Maroochy Beach target area*
- (c) *develop a staged construction plan for future council consideration based on:*
 - (i) *state government funding commitment*
 - (ii) *cost benefit business case for Maroochy Beach Holiday Park protection, in conjunction with*
 - (iii) *a major sand renourishment study and*
- (d) *write to the Premier to seek commitment for joint state funding to protect critical state government infrastructure.*

Ordinary Meeting 18 October 2012 (Council Resolution - OM12/151)

(PSC) Item 7.3.1 Maroochy Beach Renourishment Project Update

That Council:

- (a) *receive and note the report titled "Maroochy Beach Renourishment Project Update";*
- (b) *endorse the continuation of the project to construct a sand renourishment pipe line;*
- (c) *note that the balance of the 2012/2013 capital project be placed into reserves and that in the 2013/2014 financial year a budget allocation of \$900,000 be provided to undertake a renourishment program of 125,000m³ at a forecast of \$1,400,000, as noted as the medium level of service, option two in this report; and*
- (d) *bring forward the second dredging program, as noted as option two, medium level of service in this report, from 2017/2018 to the 2015/2016 financial year, and to do so allocate and place in reserves \$500,000 in 2014/2015 and \$500,000 in 2015/2016 financial years to fund a beach renourishment program of 75,000m³ at a forecast cost of \$1,000,000.*

Ordinary Meeting 16 November 2011 (Council Resolution - OM11/276)

(PSC) Item 4.2.1 Maroochy Beach Renourishment Treatment Proposal

That Council:

- (a) *receive and note the report titled "Maroochy Beach Renourishment Treatment Proposals";*
- (b) *endorse in principle the proposed sand renourishment program for the beach between Alexandra Headlands Surf Club and the Maroochy River mouth, noting that a further sand renourishment implementation report will be presented to Council detailing the operational logistics, effectiveness and detailed costs of the project;*
- (c) *commence investigations, analysis, design and costings of longer term shoreline protection options to inform Council's preparation of the draft Shore Line Erosion Management Plan;*
- (d) *endorse further negotiation with the Maroochy Surf Life Saving Club to determine a reasonable financial contribution towards the construction of a beach access ramp; and*
- (e) *subsequent to (d) above transfer the balance of the remaining \$600,000 from the Maroochy beach renourishment project into reserves for renourishment actions in the 2012 – 2013 financial year.*

Related Documentation

BMT WBM Pty Ltd was commissioned to provide the final draft Alexandra Headland to Maroochydore Beach Seawall Development Application Report.

Critical Dates

Key critical dates for construction work is associated with the future erosion based events and triggers detailed in this report.

Implementation

It is envisaged that any buried seawall construction would be undertaken post a significant erosion event in both a phased and dedicated process where Council will fund and construct works based on only those Council asset protection areas discussed in this report.

8.6 OFFICE OF THE MAYOR AND THE CEO**8.6.1 AUDIT COMMITTEE REPORT - 3 FEBRUARY 2014**

File No:	ECM
Author:	Manager Audit and Assurance Office of the Mayor and Chief Executive Officer
Attachments:	Att 1 - Audit Committee Minutes 3 February 2014 155

PURPOSE

To provide Council with information on matters reviewed at the Audit Committee Meeting held 3 February 2014 (*Section 115 Local Government Regulation 2012*) and make recommendation to Council on any matters that the Audit Committee considers need action or improvement (*Section 105 of the Local Government Act 2009*).

EXECUTIVE SUMMARY

The Audit Committee is a mandatory Advisory Committee of Council established in accordance with *Section 105 of the Local Government Act 2009*. The Committee is comprised of Mr Peter Dowling (External Chair), Mr Len Scanlan (External Member), Cr Chris Thompson and Cr Christian Dickson.

The Audit Committee agenda was distributed electronically to all Councillors on 22 January 2014 which included external audit, governance and internal audits reports. The attached Minutes record discussion points on each agenda item and the associated committee's recommendation.

The Audit Committee has not made any specific improvement recommendations for Council to consider.

OFFICER RECOMMENDATION

That Council:

- (a) receive and note the report titled "Audit Committee Report - 3 February 2014" and**
- (b) note the implementation of recommendations from the Audit Committee Minutes 3 February 2014.**

FINANCE AND RESOURCING

There are no finance and resourcing issues associated with this report.

CORPORATE PLAN

Corporate Plan Theme: *Great governance*

Emerging Priority: 8.1 - Ethical, accountable and transparent decision-making

Strategy: 8.1.2 - Ensure legislative compliance and awareness

CONSULTATION

Internal Consultation

- Chief Executive Office
- Directors

External Consultation

- External members of the Audit Committee

Community Engagement

There has been no community engagement undertaken in relation to this report.

PROPOSAL

The Audit Committee is a mandatory Advisory Committee which meets three times each year and is established in accordance with *Section 105 Local Government Act 2009*. The Committee has no delegated authority and is a source of independent advice to Council and to the Chief Executive Officer.

The Committee is comprised of Mr Peter Dowling (External Chair), Mr Len Scanlan (External Member), Cr Chris Thompson and Cr Christian Dickson. The Audit Committee agenda has previously been distributed electronically to all Councillors.

The overall objective of the Audit Committee is to assist the Council and the Chief Executive to discharge their duties, in particular:

- Corporate Governance and responsibilities in relation to the organisation's financial reporting, internal control structure, risk management systems and the external and internal audit functions
- maintain an independent and objective forum promoting transparency, accountability and an ethical culture throughout council
- maintain by scheduling regular meetings, open lines of communications with Council, Executive Management, External Audit and Internal Audit, to exchange information and views
- oversee and appraise the quality and efficiency of audits conducted by both the Internal and External Audit functions and
- ensure both the Internal and External Audit functions are independent and effective.

In accordance with *Section 211 of the Local Government Regulation 2012*, the Audit Committee must provide Council with a written report about the matters reviewed at the Audit Committee Meeting and make recommendation to Council on any matters that the Audit Committee considers need action or improvement (*Section 105 of the Local Government Act 2009*).

The matters reviewed at the 3 February 2014 Audit Committee Meeting were as follows.

Chief Executive Officer's Update

- Update of significant issues being addressed by Council.

External Audit Reports

2012/2013 Financial Statements

- The Queensland Audit Office audit of Council's consolidated Financial Report was completed and an unqualified audit opinion issued on the 26 November 2013.
- The Queensland Audit Office Audited Financial Statements and Independent Auditor's Report were presented at Ordinary Council Meeting 12/12/2013.

2012/2013 Queensland Audit Office Final Management Letter

- Queensland Audit Office's Final Management Letter details new issues identified when completing the final stage of the audit, other information relating to the Financial Statements and the final audit fee.
- One additional moderate recommendation regarding asset useful lives was reported. Of the eight interim audit recommendations, four were determined to be completed and four had the risk rating downgraded to low as a result of actions taken. The final audit fee is \$311,100 (exclusive of GST).
- Queensland Audit Office also acknowledged the considerable effort that the Finance Branch undertook to finalise the Financial Statements, particularly in relation to the additional work for the de-amalgamation of Noosa Shire Council.

Governance Reporting

Work Health and Safety Report

- The Workplace Health and Safety team have remained focused on staff health and wellbeing in the last quarter of 2013 and early 2014. The level of incidents has been steadily declining and it is pleasing to note that during this recent period of significant change there have been very few injuries and accidents.
- The Corporate Health and Safety Steering group last met on 4 December 2013 where a number of topics were discussed. It is expected that these discussions will lead to changes in the provision of WH&S training in 2014. In addition it was recommended that workers compensation premiums be devolved to a Branch level to improve responsibility for return to work programs. This change is recommended for the 2014/2015 financial year and it will be implemented in consultation with management accountants.

Governance and Risk Report

- Council's risk register as at 31 December 2013 had 130 strategic and operational risks identified and under management. All risks contained within the risk register have mitigation actions and treatments in place to ensure the appropriate management and reduction of any impacts associated with the risk is achieved. At present the register reflects only one extreme rated risk relating to the Caloundra South Development. There are 8 high, 75 medium and 46 low level risks. Risks are continually managed by operational areas and management and updates provided in council's risk register on a regular basis.
- A subset of Council's Enterprise Risk Management Framework is the organisational business continuity plans (BCP's). The organisation finalised the development of eight key BCP's in July 2013. The next phase of the BCP Development Project is to carryout testing for determined high risk areas of the plans. Selected business continuity plan owners will participate in testing exercises during March and April 2014.

- Elevated complaints continue to be managed within timeframes and a total of 21 complaints have been received so far during 2013/14. Currently 4 of these complaints are under management. All complaints received during the 2012/2013 financial year have been resolved.

Internal Audit Reports

Moderate improvement opportunities were identified in the following internal audit reviews:

- Corporate Finance Accounts Receivables Processes
- Purchasing – Finance & Business and Executive Office
- Infrastructure Agreements
- Waste Disposal Operations including weighbridge operations
- Animal Registration

The 2013-2014 internal work plan is progressing as scheduled and Management's implementation of 31 outstanding internal and external audit recommendations (26 moderate and 5 low risks) are monitored by the Audit Committee.

Legal

There are no legal implications to this report.

Policy

Compliance with the *Local Government Act 2009 and Local Government Regulation 2012*.

Risk

There are no risk implications associated with this report.

Previous Council Resolution

There are no previous Council resolutions associated with this report.

Related Documentation

Audit Committee Agenda for 3 February 2014 issued to Councillors 22 January 2014.

Critical Dates

There are no critical dates associated with this report.

Implementation

There are no recommendations for Council to action.

Implementation of both the Audit Committee resolutions and the internal and external audit recommendations are monitored by the Audit Committee.

9 NOTIFIED MOTIONS**10 TABLING OF PETITIONS**

Petitions only eligible for submission if:

- * Legible
- * Have purpose of the petition on top of each page
- * Contain at least 10 signatures
- * Motion limited to:
 - Petition received and referred to a future meeting
 - Petition received and referred to the Chief Executive Officer for report and consideration of recommendation
 - Petition not be received

11 CONFIDENTIAL SESSION**11.1 REGIONAL STRATEGY AND PLANNING****11.1.1 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - PROPOSED CHANGES TO GOVERNANCE STRUCTURE OF HEALTHY WATERWAYS LIMITED**

File No: ECM
Author: Coordinator Biodiversity
Regional Strategy & Planning Department

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

11.1.2 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - PARKING MANAGEMENT

File No: ECM
Author: Manager Transport and Infrastructure Policy
Regional Strategy & Planning Department

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.

11.1.3 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - FUTURE TRANSPORT CONSIDERATIONS

File No: Statutory Meetings
Author: Principal Project Planner
Regional Strategy & Planning Department

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.

11.2 CORPORATE SERVICES**11.2.1 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - PROPERTY DISPOSAL - MT MELLUM**

File No: P&C:3163 Old Gympie Rd
Author: Project Manager
Corporate Services Department

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.

11.2.2 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - DISPOSAL OF LAND SURPLUS TO REQUIREMENTS - KULANGOOR

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

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.

11.2.3 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - ACQUISITION OF LAND - EVANS STREET MAROOCHYDORE

File No: BCS Land Property Commercial
Author: Senior Property Officer
Corporate Services Department

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.

11.3 COMMUNITY SERVICES

Nil

11.4 INFRASTRUCTURE SERVICES

Nil

11.5 CORPORATE STRATEGY AND DELIVERY**11.5.1 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - MAJOR AND REGIONAL EVENTS SPONSORSHIP APPLICATIONS****File No: ECM****Author: Director Corporate Strategy and Delivery
Corporate Strategy and Delivery Department**

This report is confidential in accordance with section 275 (e) of the *Local Government Regulation 2012* as it contains information relating to contracts proposed to be made by it.

11.6 OFFICE OF THE MAYOR AND THE CEO

Nil

12 NEXT MEETING

The next Ordinary Meeting will be held on 24 April 2014 in the Council Chambers, Corner Currie and Bury Streets, Nambour.

13 MEETING CLOSURE