

Sunshine Coast Regional Council

Amendment Subordinate Local Law No. 1 (Miscellaneous) 2019

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Part 1 Preliminary

1 Short title

This subordinate local law may be cited as *Amendment Subordinate Local Law No. 1 (Miscellaneous) 2019*.

2 Commencement

This subordinate local law commences on the day it is published in the gazette.

Part 2 Amendment of Subordinate Local Law No.1 (Administration) 2016

3 Subordinate local law amended

This part amends *Subordinate Local Law No.1 (Administration) 2016*.

4 Amendment of sch 4 (Alteration or improvement to local government controlled areas and roads)

- (1) Schedule 4, section 2(a), ‘of a nature strip’—
omit, insert—
on a road verge
- (2) Schedule 4, section 2(1), after paragraph (a)—
insert—
(ba) compliant planting on a road verge
- (3) Schedule 4, section 2(1), paragraphs (ba) and (c)—
renumber as paragraphs (c) and (d).
- (4) Schedule 4, section 2(2), ‘section’—
omit, insert—
schedule
- (5) Schedule 4, section 2(2), definition *vegetation maintenance*, ‘weeding or watering’—
omit, insert—
weeding, watering or harvesting produce
- (6) Schedule 4, section 2(2)—
insert—
compliant planting on a road verge means the planting of vegetation where—
 - (a) planting involves only vegetation listed in the *Road Verge Planting List* available on the local government’s website; and

- (b) the activity meets all the requirements listed in the *Planting Vegetation on Council-Controlled Road Verge Fact Sheet 'Appendix A: Self-Assessment Criteria'* available on the local government's website.

Examples for paragraph (b)—The fact sheet may include criteria such as:

- maintaining a pathway of a nominated width for pedestrians using the road verge;
- maintaining a clear area of a nominated width from the edge of the road surface for persons exiting vehicles;
- maintaining vegetation at a maximum height in nominated parts of the road verge.

planting includes ongoing maintenance of vegetation that has been planted.

road verge means the part of the road¹ area between the edge (for example, the kerb) of the trafficable surface and the outer boundary of the road area (for example, an adjoining property frontage).

- (7) Schedule 4, section 3(1), Table 1, second row (relating to Applications to plant, clear or damage vegetation)—

omit, insert—

Applications to plant vegetation	<p>(a) a 'Dial Before you Dig' notification (showing no conflict with underground utilities); and</p> <p>(b) photographs of the proposed location of the activity; and</p> <p>(c) proof of consent from immediate neighbours; and</p> <p>(d) a landscape plan showing measurements between the property boundary and the road surface, the size of the garden and plant locations; and</p> <p>(e) if the applicant is an occupier and not the owner of property adjacent to a road verge where the activity will be undertaken—proof of consent from the owner of the property; and</p> <p>(f) if the application relates to a road verge and the property adjacent to the road verge comprises multiple dwellings—proof of consent from the body corporate.</p>
Applications to clear vegetation or install or alter infrastructure	<p>(a) a 'Dial Before you Dig' notification for activities that may pose a hazard to underground utilities; and</p> <p>(b) specifications regarding the work to be undertaken and materials and equipment to be used; and</p> <p>(c) photographs of the proposed location of the activity; and</p> <p>(d) proof of consent from immediate neighbours; and</p> <p>(e) if the applicant is an occupier and not the owner of</p>

¹ See definition of *road* in *Local Law No.1 (Administration) 2011*, schedule 1.

	<p>property adjacent to a road verge where the activity will be undertaken—proof of consent from the owner of the property; and</p> <p>(f) if the application relates to a road verge and the property adjacent to the road verge comprises multiple dwellings—proof of consent from the body corporate.</p>
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- (8) Schedule 4, section 3(3)(a), ‘and’—
omit.
- (9) Schedule 4, section 3(3)(b), ‘, clear or damage’—
omit.
- (10) Schedule 4, section 3(3), after paragraph (b)—
insert—
 - (c) applications for approval to clear vegetation;
 - (d) applications for approval to install or alter infrastructure.
- (11) Schedule 4, section 4, Table 2, after first row—
insert—

Applications for approval to plant vegetation on a road verge	(a) the applicant is the owner or occupier of the property adjacent to the road verge where the activity will be undertaken.
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- (12) Schedule 4, section 4, Table 2, column 2, ‘Public Art Policy’—
omit, insert—
Art and Heritage Collections Policy
- (13) Schedule 4, section 5(2)—
omit, insert—
 - (2) However, subsection (1) does not apply to an approval for—
 - (a) planting vegetation²; and
 - (b) clearing vegetation; and
 - (c) a memorial, plaque or public art installation, if the work will be undertaken for the approval holder by the local government.
- (14) Schedule 4, section 6—
insert—

² See section 6 of this schedule for conditions that will ordinarily be imposed in relation to these approvals.

For an approval to plant or clear vegetation on a road verge³, a condition that will ordinarily be imposed is that the approval holder must maintain, at all times during the term of the approval, a public liability insurance policy that covers the prescribed activity up to an amount of not less than \$2,000,000.

- (15) Schedule 4, section 8—

insert—

The term of a renewal of the approval shall be the term stated in the renewal.

5 Amendment of sch 8 (Placement of movable advertising devices)

- (1) Schedule 8, section 2, Table 1, second row (relating to Real Estate (Residential) signs), column 2 (relating to the prescribed parameters for a Real Estate (Residential) sign on a private place)—

insert—

(ca) 1 additional sign may be displayed on the property advertising an Open House for the period commencing 24 hours before the Open House showing and concluding at the end of the day of the Open House showing; and

- (2) Schedule 8, section 2, Table 1, second row (relating to Real Estate (Residential) signs), column 2 (relating to the prescribed parameters for a Real Estate (Residential) sign on a public place (in other words, directional signs)), paragraph (c), —

omit, insert—

(c) may be displayed for the period commencing 24 hours before the property being open for inspection or auctioned and concluding at the end of the day of inspection or auction; and

6 Amendment of sch 18 (Carrying out works on a road or interfering with a road or its operation)

- (1) Schedule 18, section 4(2)—

omit.

- (2) Schedule 18, section 4(3)—

renumber as section 4(2).

- (3) Schedule 18, section 5—

insert—

For approvals for installing or operating gates or grids on a road, a condition that will ordinarily be imposed is that the approval holder must ensure that the gate or grid has certification by a Registered Professional Engineer of Queensland (RPEQ).

³ Note that “*compliant planting*” does not require an approval – see section 2(1)(c) of this schedule.

- (4) Schedule 18, section 6(1) and (3)—
omit.
- (5) Schedule 18, section 6(2)—
renumber as section 6(1).
- (6) Schedule 18, section 6(1)(a)(ii)—
omit.
- (7) Schedule 18, section 6(1)(a)(ix), before ‘approach’—
insert—
hardstand
- (8) Schedule 18, section 6(1)(c) and (e)—
omit.
- (9) Schedule 18, section 6(1)(d), ‘\$5,000,000’—
omit, insert—
\$20,000,000
- (10) Schedule 18, section 6(1)(d)—
renumber as section 6(1)(c).
- (11) Schedule 18, section 6—
insert—
 - (2) For all other approvals, a condition that will ordinarily be imposed is that the approval holder must maintain, at all times during the term of the approval, a public liability insurance policy that covers the prescribed activity up to an amount of not less than \$20,000,000.

Part 3 Amendment of Subordinate Local Law No.2 (Animal Management) 2011

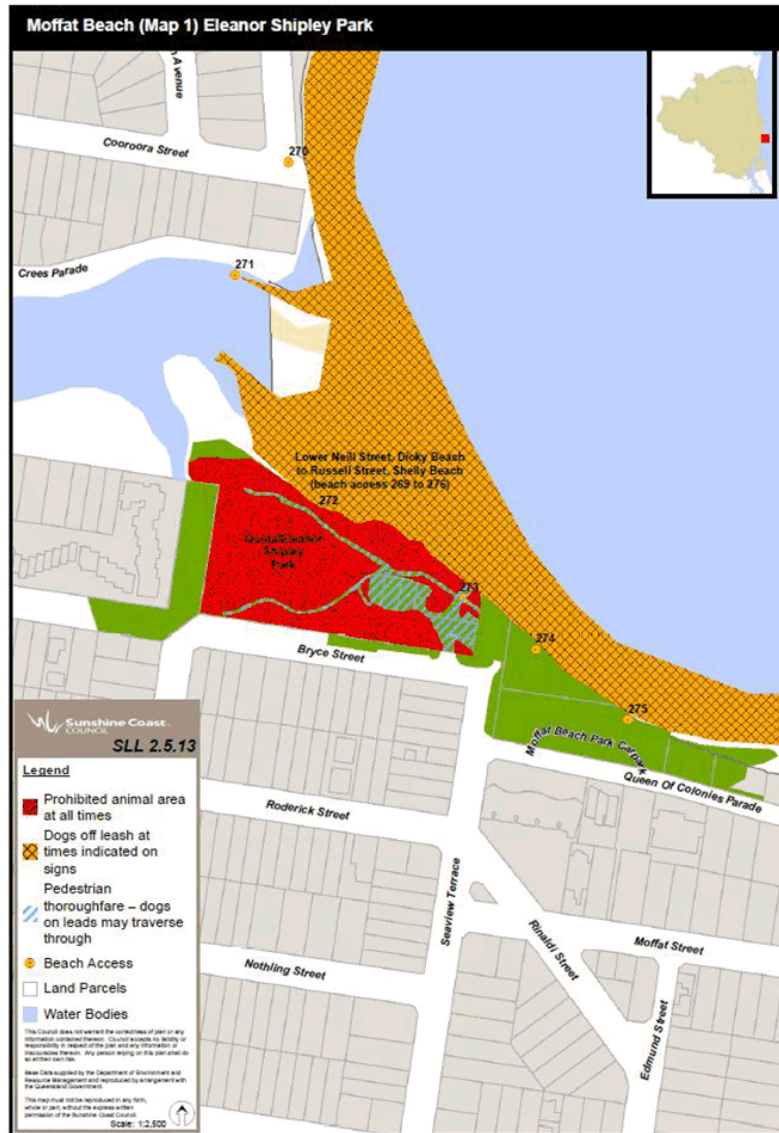
7 Subordinate local law amended

This part amends *Subordinate Local Law No. 2 (Animal Management) 2011*.

8 Amendment of sch 5 (Exclusion of animals from specific places)

Schedule 5, table, Map 2.5.13—

omit, insert—



9 Amendment of sch 6 (Dog off-leash areas)

- (1) Schedule 6, table, before first row—

insert—

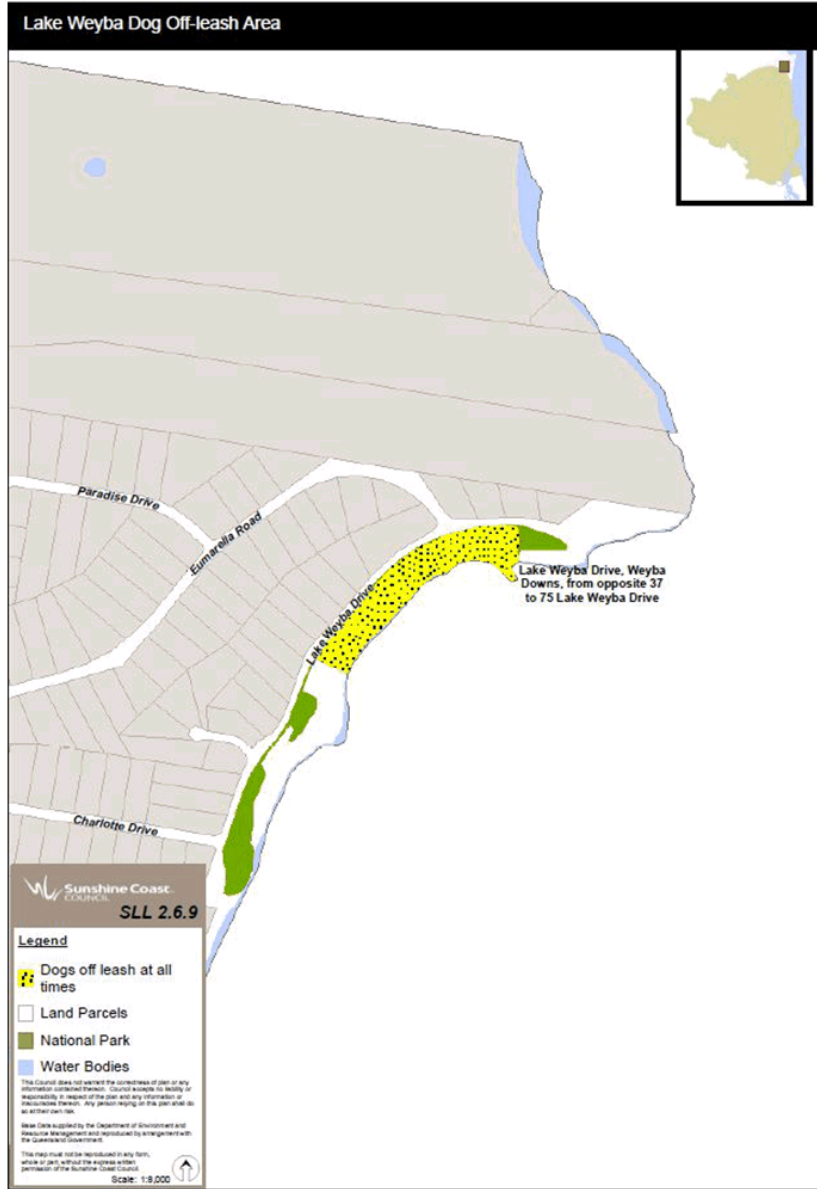
park	Lake Weyba Drive, Lake Weyba	SLL 2.6.9	all times
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- (2) Schedule 6, table, after last row—

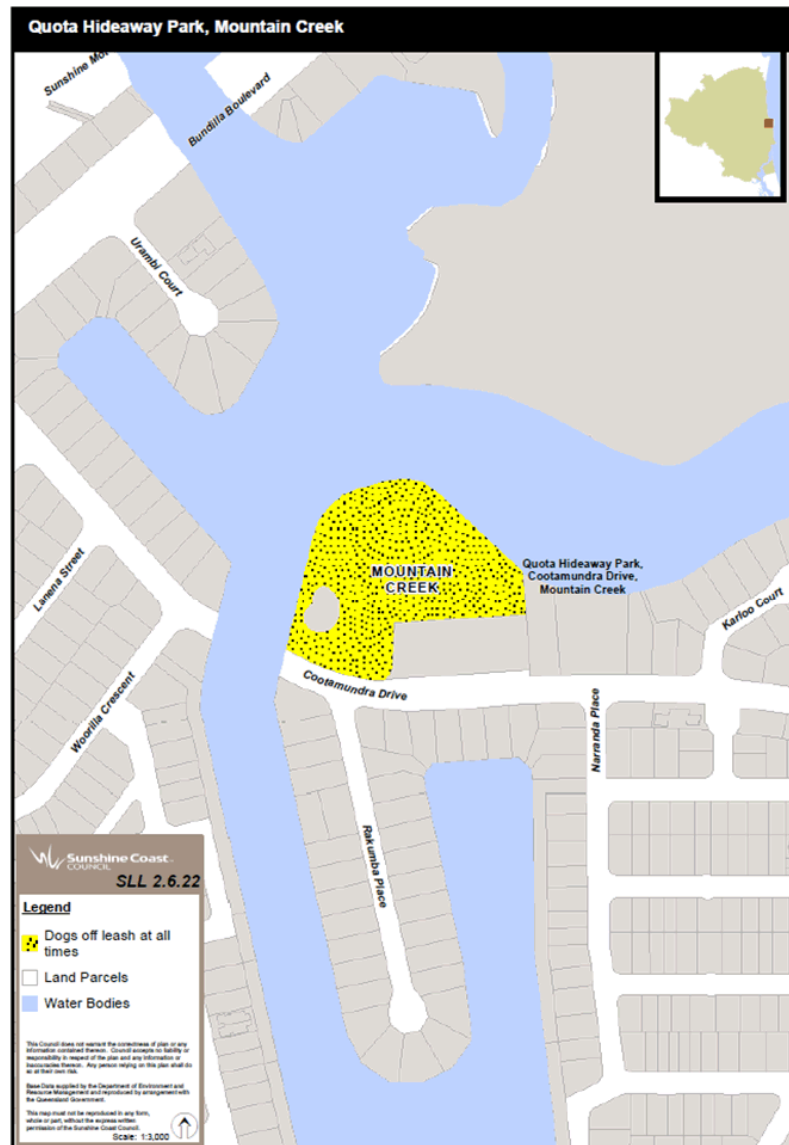
insert—

park	Glasshouse Mountains District Park, Glasshouse Mountains	SLL 2.6.41	all times
park	Pioneer Park, Landsborough	SLL 2.6.42	all times
park	Federation Park, Palmwoods	SLL 2.6.43	all times
Park	Aroona Park	SLL 2.6.44	4pm to 8am Monday to Friday
Park	Mooloolah Recreation Reserve	SLL 2.6.45	all times other than during a temporary entertainment event approved under <i>Local Law No.1 (Administration) 2011</i>

- (3) Schedule 6, after the table—
insert—



- (4) Schedule 6, Map SLL 2.6.22—
omit, insert—

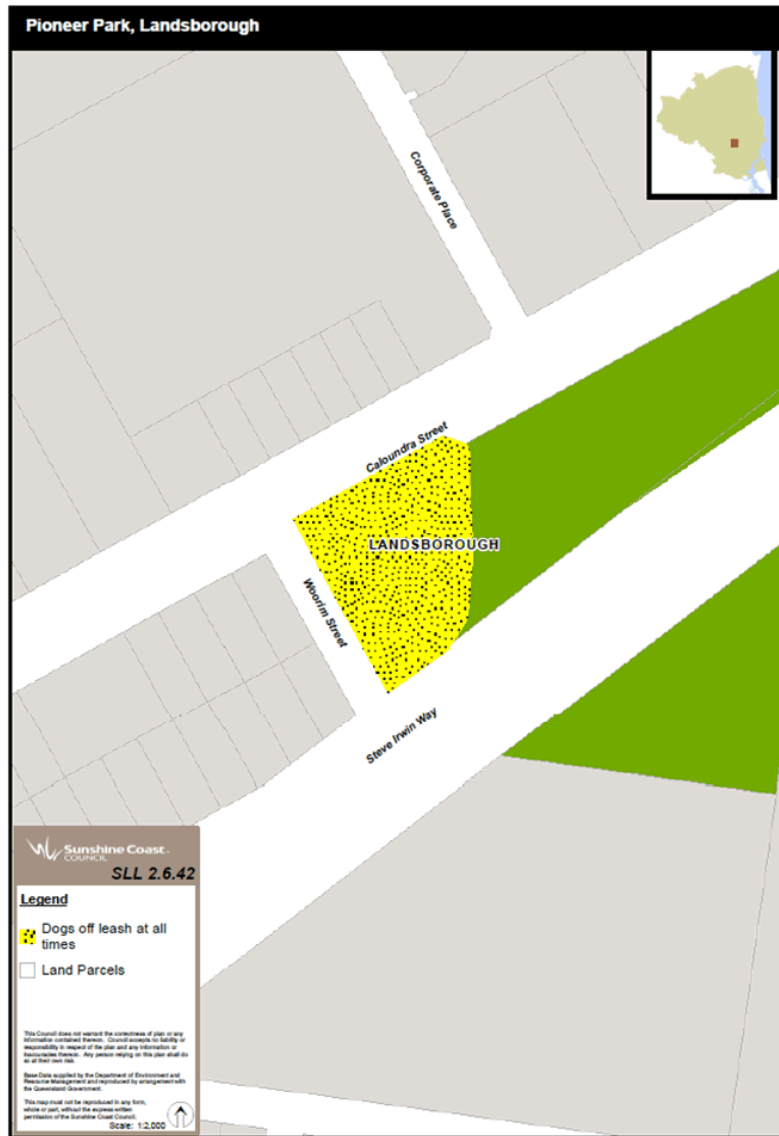


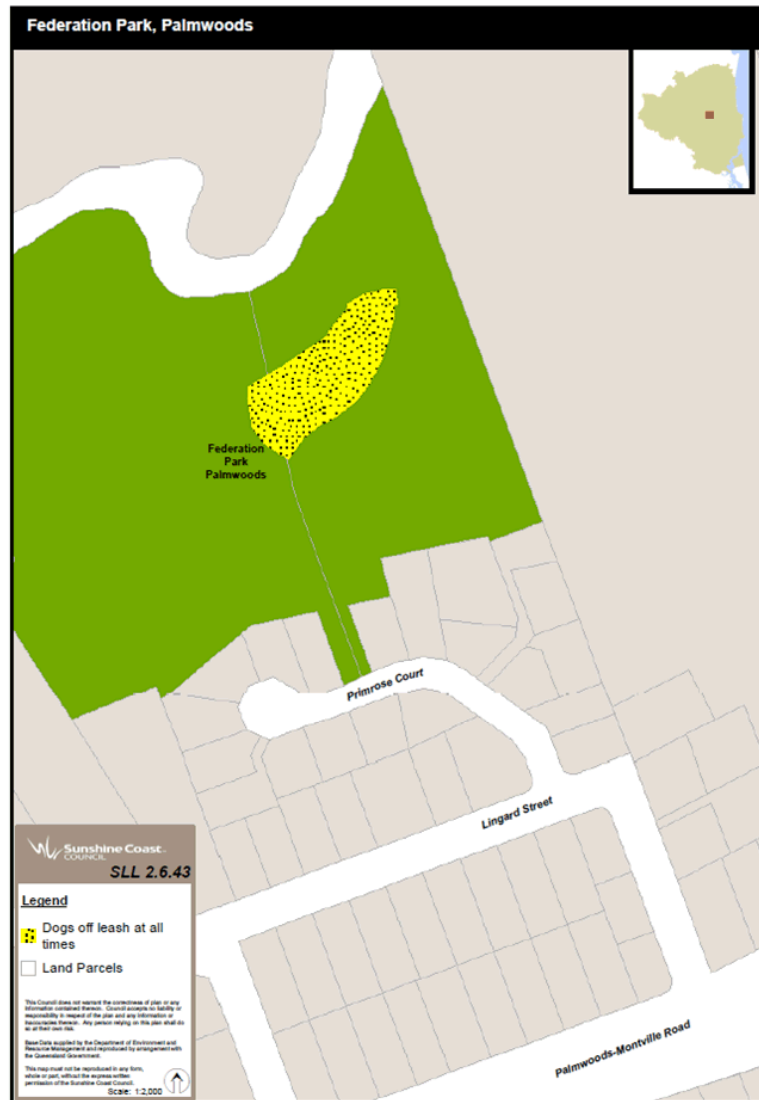
- (5) Schedule 6, Map SLL 2.6.35—
omit, insert—

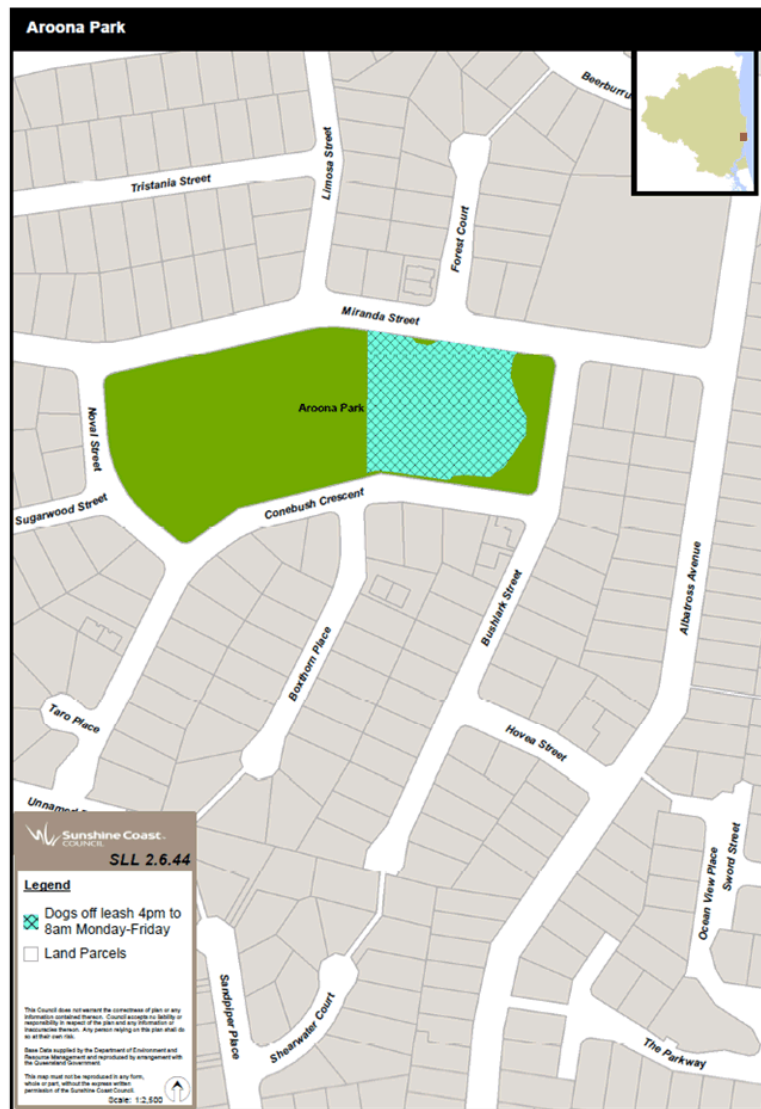


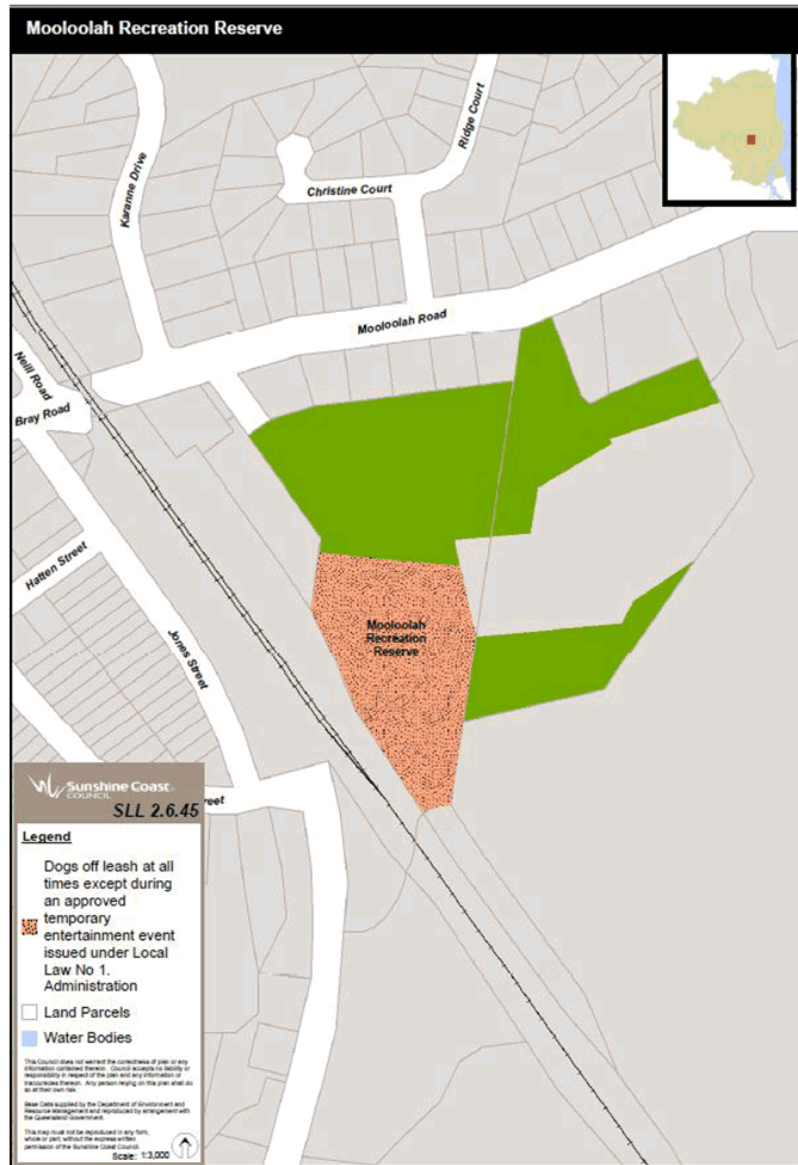
- (6) Schedule 6, after Map SLL 2.6.40—
insert—











Part 4 Amendment of Subordinate Local Law No.3 (Community Health and Environmental Management) 2011

10 Subordinate local law amended

This part amends *Subordinate Local Law No.3 (Community Health and Environmental Management) 2011*.

11 Amendment of s 4 (Definitions)

- (1) Section 4(2), definition of *urban area*—

omit.

- (2) Section 4(2)—

insert—

rural and rural residential area means the area within the rural zone or rural residential zone as designated in the Sunshine Coast Planning Scheme.

12 Amendment of sch 3 (Prohibited fires)

Schedule 3, table, row 1, column 1, 'urban areas—

omit, insert—

any part of the local government area, excluding the rural and rural residential area