



Ordinary Council Meeting

MINUTES

Council Chambers, 95-101 Alfred St, Charleville

Thursday 23 January 2025

9:00AM



Stabilising Works being conducted on State & Federal Roads

**MINUTES OF MURWEH SHIRE COUNCIL
ORDINARY COUNCIL MEETING
HELD AT THE COUNCIL CHAMBERS, 95-101 ALFRED ST, CHARLEVILLE
ON WEDNESDAY, 23 JANUARY 2025 AT 9:00AM**

PRESENT: Cr S Radnedge (Mayor), Cr R Eckel, Cr P Alexander, Cr T Sommerfield, Cr M Ebsworth

IN ATTENDANCE: J Kronk (A/Chief Executive Officer), R Ranson (Director Community & Health Services), J Nicholson (Director Economic Development), T Ortiz (Contract Accountant), J Barton (Director of Engineering Services), A Farrowell (WWII Coordinator)

1 OPENING PRAYER

Irene Francis delivered the prayer for the guidance of Council.

2 APOLOGIES AND LEAVE OF ABSENCE

Apologies

Nil

Leave of Absence

Nil

Applications for Leave of Absence

Nil

3 DECLARATION OF CONFLICTS OF INTEREST

Nil

4 UPDATE/CHANGE TO COUNCILLOR REGISTER OF INTEREST

Noted

5 CONFIRMATION OF MINUTES

RESOLUTION 001/25

Moved: Cr R Eckel

Seconded: Cr M Ebsworth

That the minutes of the Ordinary Council Meeting held 18 December 2024 be taken as read, confirmed and signed as a correct record of proceedings.

CARRIED

6 BUSINESS ARISING FROM MINUTES

Nil

7 MAYORAL MINUTE

7.1 CHANGE OF MEETING DATE
<p>RESOLUTION 002/25</p> <p>Moved: Cr S Radnedge Seconded: Cr M Ebsworth</p> <p>That Council endorse the actions of the Mayor in changing the Ordinary January meeting date to Thursday 23 January 2025, due to commitments arising since the Ordinary December meeting of Council.</p> <p style="text-align: right;">CARRIED</p>

8 NOTICE OF MOTION

Nil

9 CORRESPONDENCE FOR MEMBERS' INFORMATION

9.1 CORRESPONDENCE FOR THE INFORMATION OF COUNCILLORS
<p>The correspondence for the information of Councillors was noted.</p>

10 OFFICE OF CHIEF EXECUTIVE

10.1 MAYOR'S MONTHLY REPORT - JANUARY 2025
<p>RESOLUTION 003/25</p> <p>Moved: Cr T Sommerfield Seconded: Cr P Alexander</p> <p>That Council approves the Mayor's travel as presented and notes the Mayor's monthly meeting schedule report and official correspondence.</p> <p style="text-align: right;">CARRIED</p>

10.2 APPOINTMENT OF ACTING CEO 23 JANUARY 2025 - 2 FEBRUARY 2025
<p>RESOLUTION 004/25</p> <p>Moved: Cr R Eckel Seconded: Cr M Ebsworth</p> <p>That Council under Section 195(b) of the Local Government Act 2009, appoint Mr Justin Kronk as Acting Chief Executive Officer during the period of 23 January 2025 to 2 February 2025 inclusively while the current Chief Executive Officer, Mr Bruce Scott is out of the country on annual leave.</p> <p style="text-align: right;">CARRIED</p>

10.3 LOCAL GOVERNMENT REMUNERATION COMISSION ANNUAL REPORT 2024 - DETERMINATION OF MAXIMUM REMUNERATION FOR MAYORS, DEPUTY MAYORS AND COUNCILLORS TO APPLY FROM 1 JULY 2025**RESOLUTION 005/25**

Moved: Cr R Eckel

Seconded: Cr P Alexander

That Council receives and endorses the Local Government Remuneration Commission Annual Report for the determination of maximum remuneration for mayors, deputy mayors and councillors of Queensland Local Governments to apply from 1 July 2025 as required by section 177(c) of the Local Government Act 2009 and Chapter 8, Division 1 of the Local Government Regulation 2012 (the Regulation).

CARRIED

SUSPEND STANDING ORDERS**RESOLUTION 006/25**

Moved: Cr P Alexander

Seconded: Cr T Sommerfield

That Council suspend standing orders to receive Ms Chris Nott from The Great Australian Charity Cattle Drive.

CARRIED

Chris Nott, Australian Charity Cattle Drive entered the meeting at 9:30am.

Chris Nott, Australian Charity Cattle Drive exited the meeting at 9:55am.

RESUME NORMAL PROCEEDINGS**RESOLUTION 007/25**

Moved: Cr M Ebsworth

Seconded: Cr T Sommerfield

That Council resumes normal proceedings.

CARRIED

10.4 AUGATHELLA & CHARLEVILLE FLOOD LEVEE CONDITION ASSESSMENT: DRAFT REPORTS**RESOLUTION 008/25**

Moved: Cr T Sommerfield

Seconded: Cr R Eckel

That Council receives, notes and accepts the draft Augathella and Charleville Flood Levee Condition Assessments; and

1. That Council complete a high-level cost estimate for remediation works of the Augathella and Charleville Flood Levees; and
2. That Council start negotiations with landholders who have livestock accessing the Charleville Flood Levees regarding a mutually acceptable solution to reduce the damage caused by continual movements or grazing along or over the levee network.
3. Council seeks both Australian and Queensland Government support to complete remediation works to the Augathella and Charleville Flood Levee systems

.CARRIED

10.5 FLOOD RISK ASSESMENTS: TOWNS OF AUGATHELLA AND CHARLEVILLE**RESOLUTION 009/25**

Moved: Cr P Alexander

Seconded: Cr M Ebsworth

1. That Council receive and endorse the Genesis Hydrology Peer Reviewed Flood Risk Assessments for the Townships of Augathella and Charleville.
2. That Council make the Flood Risk Assessments for the Townships of Augathella and Charleville publicly available on the Murweh Shire Council website.

CARRIED

10.6 REPEAL OF COUNCILLOR CODE OF CONDUCT POLICY**RESOLUTION 010/25**

Moved: Cr M Ebsworth

Seconded: Cr R Eckel

That Council

1. Repeal the 'Councillor Code of Conduct Policy' (HR-011); and
2. Acknowledge the Queensland Government's '*Code of Conduct for Councillors in Queensland*' is the primary document that sets out the standards of behaviour for councillors in performing their functions as councillors.

CARRIED

The meeting adjourned for a morning tea break at 10:20 AM.

The meeting resumed normal proceedings at 10:53 AM.

10.7 EX GRATIA PAYMENTS POLICY**RESOLUTION 011/25**

Moved: Cr P Alexander

Seconded: Cr R Eckel

That Council adopt the draft Ex-Gratia Payments Policy amended below and recommended by the Queensland Audit Office in response to the Recommendations of the *2023-24 Financial Year Final Management Report for Murweh Shire Council*;

Approval

The Chief Executive Officer (CEO) can approve ex-gratia payments, within their financial delegation, having received authorisation from Council, authorisation to approve an ex-gratia payment will need to be created by Council resolution. If the ex-gratia payment relates to the CEO, Council must determine, unless council delegates to the mayor to negotiate and authorise the payment

CARRIED**10.8 REGIONAL ARTS DEVELOPMENT FUND TERMS OF REFERENCE****RESOLUTION 012/25**

Moved: Cr P Alexander

Seconded: Cr T Sommerfield

That Council receive, review and adopt the draft Terms of Reference for the Murweh Shire Regional Arts Development Fund (RADF).

1. That Council appoints Murweh RADF Committee member Councillor Ebsworth as the Chair of the Murweh Shire RADF Committee.
2. That Council ratifies the current RADF Community Members and the RADF Liaison Officer of the Murweh Shire RADF Committee.
3. That Council considers the number of RADF Community Members that should sit on the RADF Committee.
4. That Council either appoints or seeks expressions of interest from sectors of the arts and culture areas of the three Murweh Shire communities - for any additional Murweh Shire RADF Committee Members that may be required.

CARRIED

10.9 REPEAL OF HUMAN RESOURCE POLICIES
<p>RESOLUTION 013/25</p> <p>Moved: Cr R Eckel Seconded: Cr M Ebsworth</p> <p>That Council repeal policies:</p> <ol style="list-style-type: none"> 1. HR-003 Disciplinary Action Policy 2. HR-010 Leave Policy 3. HR-011 Higher Duties/Acting Policy 4. HR-013 Fitness for Duty Policy 5. HR-015 Flexible Work Arrangements 6. HR-024 Employee Code of Conduct 7. HR-033 Training and Development Policy <p>as these operational policies have now been approved by the Council Chief Executive Officer.</p> <p style="text-align: right;">CARRIED</p>

10.10 VACANT BLOCKS OF LAND IN CHARLEVILLE FOR POTENTIAL SALE
<p>RESOLUTION 014/25</p> <p>Moved: Cr R Eckel Seconded: Cr P Alexander</p> <p>That Council receives and notes the report on the Council owned vacant land or land with a derelict structure in Charleville that could be viable for the construction of housing.</p> <ol style="list-style-type: none"> 1. That Council identify the land in which it would consider disposing of and put this land for sale by tender or public auction due to the critical shortage of viable housing blocks in Charleville. <p style="text-align: right;">CARRIED</p>

The WWII Coordinator entered the meeting at 11:16am.

10.11 TOURISM REPORT JANUARY 2025
<p>RESOLUTION 015/25</p> <p>Moved: Cr R Eckel Seconded: Cr P Alexander</p> <p>That Council receives and notes the January reports from the Tourism sector.</p> <p style="text-align: right;">CARRIED</p>

The WWII Coordinator exited the meeting at 11:52am.

10.12 OPERATIONAL PLAN 2024-2025 QUARTER TWO REPORT
<p>RESOLUTION 016/25</p> <p>Moved: Cr T Sommerfield Seconded: Cr P Alexander</p> <p>That Council as per section 174 (3) of the <i>Local Government Regulation 2012</i>, receive the Second quarter review outcomes of the Operational Plan 2024-25.</p> <p style="text-align: right;">CARRIED</p>

The Contract Accountant entered the meeting at 11:55am.

11 CORPORATE & REGULATORY

11.1 FINANCIAL REPORT TO 31 DECEMBER 2024
<p>RESOLUTION 017/25</p> <p>Moved: Cr R Eckel Seconded: Cr T Sommerfield</p> <p>That Council receives and notes the Finance Report for the period ending 31 December 2024, including;</p> <ol style="list-style-type: none"> 1. Cash Position 2. Monthly Cash Flow Estimate 3. Comparative Data 4. Capital Funding – budget vs actual 5. Road Works – budget vs actual 6. Capital Funding Detail 7. Rates Summary 8. Income Statement December 2024 9. Balance Sheet December 2024 10. Financial Statements Actual December 2024 <p style="text-align: right;">CARRIED</p>

The Contract Accountant exited the meeting at 12:10pm.

11.2 HUMAN RESOURCES REPORT
<p>RESOLUTION 018/25</p> <p>Moved: Cr P Alexander Seconded: Cr R Eckel</p> <p>That Council receives and notes the December Human Resources Report.</p> <p style="text-align: right;">CARRIED</p>

11.3 WORKPLACE HEALTH & SAFETY REPORT
<p>RESOLUTION 019/25</p> <p>Moved: Cr M Ebsworth Seconded: Cr T Sommerfield</p> <p>That Council receives and notes the Workplace Health and Safety Report.</p> <p style="text-align: right;">CARRIED</p>

11.4 PLANNING MONTHLY REPORT
<p>RESOLUTION 020/25</p> <p>Moved: Cr R Eckel Seconded: Cr M Ebsworth</p> <p>That Council receives and notes the December Planning Monthly Report.</p> <p style="text-align: right;">CARRIED</p>

11.5 DEVELOPMENT APPLICATION 71 GALATEA STREET CHARLEVILLE																		
<p>RESOLUTION 021/25</p> <p>Moved: Cr P Alexander Seconded: Cr T Sommerfield</p> <p>That Murweh Shire Council approves the application for a Development Permit for Material Change of Use for a Car Wash on land located at 71 Galatea Street, Charleville, formally described Lot 20 on C1405, subject to the following conditions:</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 10%;">NO.</th> <th style="width: 60%;">CONDITIONS</th> <th style="width: 30%;">CONDITION TIMING</th> </tr> </thead> <tbody> <tr> <td>1.0</td> <td>Parameters of Approval</td> <td></td> </tr> <tr> <td>1.1</td> <td>The Developer is responsible for ensuring compliance with this development approval and the conditions of the approval by an employee, agent, contractor, or invitee of the Developer at all times unless otherwise stated.</td> <td></td> </tr> <tr> <td>1.2</td> <td>Where these conditions refer to "MSC" in relation to requiring Murweh Shire Council I to approve or be satisfied as to any matter, or conferring on the MSC a function, power or discretion, that role of the MSC may be fulfilled in whole or in part by a delegate appointed for that purpose by MSC.</td> <td>At all times.</td> </tr> <tr> <td>1.3</td> <td>The cost of all works associated with the development and construction of the development including services, facilities and/or public utility alterations required are met at no cost to the Council or relevant utility provider, unless otherwise stated in a development condition.</td> <td>At all times.</td> </tr> <tr> <td>1.4</td> <td>The developer is required to have repaired any damage to existing infrastructure that may have occurred during any works carried out associated with the development. To the extent the damage is deemed to create a hazard to the community, it must be repaired immediately.</td> <td>At all times.</td> </tr> </tbody> </table>	NO.	CONDITIONS	CONDITION TIMING	1.0	Parameters of Approval		1.1	The Developer is responsible for ensuring compliance with this development approval and the conditions of the approval by an employee, agent, contractor, or invitee of the Developer at all times unless otherwise stated.		1.2	Where these conditions refer to "MSC" in relation to requiring Murweh Shire Council I to approve or be satisfied as to any matter, or conferring on the MSC a function, power or discretion, that role of the MSC may be fulfilled in whole or in part by a delegate appointed for that purpose by MSC.	At all times.	1.3	The cost of all works associated with the development and construction of the development including services, facilities and/or public utility alterations required are met at no cost to the Council or relevant utility provider, unless otherwise stated in a development condition.	At all times.	1.4	The developer is required to have repaired any damage to existing infrastructure that may have occurred during any works carried out associated with the development. To the extent the damage is deemed to create a hazard to the community, it must be repaired immediately.	At all times.
NO.	CONDITIONS	CONDITION TIMING																
1.0	Parameters of Approval																	
1.1	The Developer is responsible for ensuring compliance with this development approval and the conditions of the approval by an employee, agent, contractor, or invitee of the Developer at all times unless otherwise stated.																	
1.2	Where these conditions refer to "MSC" in relation to requiring Murweh Shire Council I to approve or be satisfied as to any matter, or conferring on the MSC a function, power or discretion, that role of the MSC may be fulfilled in whole or in part by a delegate appointed for that purpose by MSC.	At all times.																
1.3	The cost of all works associated with the development and construction of the development including services, facilities and/or public utility alterations required are met at no cost to the Council or relevant utility provider, unless otherwise stated in a development condition.	At all times.																
1.4	The developer is required to have repaired any damage to existing infrastructure that may have occurred during any works carried out associated with the development. To the extent the damage is deemed to create a hazard to the community, it must be repaired immediately.	At all times.																

1.5	Unless otherwise stated, all works must be designed, constructed, and maintained in accordance with the relevant Council policies, guidelines and standards.	At all times.
1.6	All engineering drawings/specifications, design and construction works must comply with the requirements of the relevant Australian Standards and must be approved, supervised, and certified by a Registered Professional Engineer of Queensland (RPEQ).	At all times.
1.7	All development conditions contained in this development approval about infrastructure under Chapter 4 of the Planning Act 2016 (the Act), should be read as being non-trunk infrastructure conditioned under section 145 of the Act, unless otherwise stated.	At all times.

2.0 Approved Plans and Documents

2.1	The approved development must be completed and maintained generally in accordance with the approved plans and documents, except where amended by the conditions of this permit.	At all times																																																												
	<table border="1"> <thead> <tr> <th>Document Name</th> <th>Revision</th> <th>Date</th> <th>Drawn by</th> </tr> </thead> <tbody> <tr> <td>Cover Page</td> <td>D</td> <td>16-01-23</td> <td>WD Building Design</td> </tr> <tr> <td>Site Locality Plan</td> <td>D</td> <td>16-01-23</td> <td>WD Building Design</td> </tr> <tr> <td>Existing Site Plan</td> <td>D</td> <td>16-01-23</td> <td>WD Building Design</td> </tr> <tr> <td>Site Demolition Plan</td> <td>D</td> <td>16-01-23</td> <td>WD Building Design</td> </tr> <tr> <td>Parking Layout</td> <td>B</td> <td>04/11/2024</td> <td>SWEP Consulting</td> </tr> <tr> <td>Car Wash Floor Plan</td> <td>D</td> <td>16-01-23</td> <td>WD Building Design</td> </tr> <tr> <td>Vac Bay Floor Plan</td> <td>D</td> <td>16-01-23</td> <td>WD Building Design</td> </tr> <tr> <td>Elevations</td> <td>D</td> <td>16-01-23</td> <td>WD Building Design</td> </tr> <tr> <td>Elevations</td> <td>D</td> <td>16-01-23</td> <td>WD Building Design</td> </tr> <tr> <td>Sections</td> <td>D</td> <td>16-01-23</td> <td>WD Building Design</td> </tr> <tr> <td>3D Views</td> <td>D</td> <td>16-01-23</td> <td>WD Building Design</td> </tr> <tr> <td>3D Views</td> <td>D</td> <td>16-01-23</td> <td>WD Building Design</td> </tr> <tr> <td>Turning Paths</td> <td>D</td> <td>16-01-23</td> <td>WD Building Design</td> </tr> <tr> <td>Traffic Impact Assessment</td> <td>1</td> <td>11/07/2023</td> <td>McMurtrie Consulting Engineers</td> </tr> </tbody> </table>	Document Name	Revision	Date	Drawn by	Cover Page	D	16-01-23	WD Building Design	Site Locality Plan	D	16-01-23	WD Building Design	Existing Site Plan	D	16-01-23	WD Building Design	Site Demolition Plan	D	16-01-23	WD Building Design	Parking Layout	B	04/11/2024	SWEP Consulting	Car Wash Floor Plan	D	16-01-23	WD Building Design	Vac Bay Floor Plan	D	16-01-23	WD Building Design	Elevations	D	16-01-23	WD Building Design	Elevations	D	16-01-23	WD Building Design	Sections	D	16-01-23	WD Building Design	3D Views	D	16-01-23	WD Building Design	3D Views	D	16-01-23	WD Building Design	Turning Paths	D	16-01-23	WD Building Design	Traffic Impact Assessment	1	11/07/2023	McMurtrie Consulting Engineers	
Document Name	Revision	Date	Drawn by																																																											
Cover Page	D	16-01-23	WD Building Design																																																											
Site Locality Plan	D	16-01-23	WD Building Design																																																											
Existing Site Plan	D	16-01-23	WD Building Design																																																											
Site Demolition Plan	D	16-01-23	WD Building Design																																																											
Parking Layout	B	04/11/2024	SWEP Consulting																																																											
Car Wash Floor Plan	D	16-01-23	WD Building Design																																																											
Vac Bay Floor Plan	D	16-01-23	WD Building Design																																																											
Elevations	D	16-01-23	WD Building Design																																																											
Elevations	D	16-01-23	WD Building Design																																																											
Sections	D	16-01-23	WD Building Design																																																											
3D Views	D	16-01-23	WD Building Design																																																											
3D Views	D	16-01-23	WD Building Design																																																											
Turning Paths	D	16-01-23	WD Building Design																																																											
Traffic Impact Assessment	1	11/07/2023	McMurtrie Consulting Engineers																																																											
2.2	Detailed plans of the proposed dog wash facility must be lodged with Council for approval by Council’s delegated officer.	Prior to the issue of a development permit for building work.																																																												
2.3	Where there is any conflict between the conditions of this approval and the details shown on the approved plans and documents, the conditions of approval must prevail.	At all times.																																																												

3.0 Hours of Operation

3.1	The approved hours of operation for all facilities is limited to 7am – 8pm.	At all times.
-----	---	---------------

4.0 Noise Management

4.1	The approved use must not produce wilfully or unlawfully environmental noise nuisance.	At all times.
4.2	Prepare and provide to Council for approval by Council’s delegated officer a Noise Management Plan. The timing of lodgement of the	As stated.

	<p>noise management plan can be deferred until requested by Council's delegated officer in response to a noise complaint.</p> <p>The Noise Management Plan must state in detail how noise levels and complaints will be managed both immediately and long term. The Noise Management Plan must be undertaken and completed by an experienced and qualified person in acoustical noise monitoring, analysis and control management. Council may require the operator to undertake a noise monitoring program and provide a copy of the results and report to Council. Noise monitoring and analysis must include the following noise measurements of LA1, LA10, LA90, LAeq and Lamax. Should noise levels exceed background noise levels, Council may require the applicant to provide noise mitigation controls, restrict the hours of operation, incorporate design and barrier including acoustic boundary fencing and enter into noise agreements.</p>	
5.0 Parking and Access		
5.1	Vehicle access to the must be provided in accordance with the approved plans of development and the approved Traffic Impact Assessment report.	the commencement of use and at all times,
5.2	<p>One (1) carparking space must be provided near the dog wash facility in accordance with the approved plan of development.</p> <p>The carparking space must be line marked and kept available for use for car parking at all times.</p>	Prior to the commencement of use and at all times.
5.3	<p>Two (2) onsite car parking spaces along the Galatea Street frontage must be provided in accordance with the approved plan of development.</p> <p>The carparking spaces must be line marked and sign posted for use for the commercial building.</p> <p>A pedestrian pathway must be provided from the two carparking spaces to the Galatea Street entrance to the building.</p>	Prior to the commencement of use and at all times.
5.4	Design and construct all car parking, vehicle access and vehicle manoeuvring area generally in accordance with the approved plans, and AS2890 Parking Facilities.	At all times
5.5	Remove any redundant existing vehicle crossovers and reinstate kerb and channel, road pavement and footpaths as required.	Prior to the commencement of use.
6.0 Road Works – Design & Construction		
6.1	Design and re-line mark the angle carparking spaces in Galatea Street fronting the site in accordance with the relevant Australian Standards, Manual of Uniform Traffic Control Devices, and the provisions of a Development Permit for Operational Work (Engineering work – Road works).	Prior to the commencement of use.
7.0 Wastewater Drainage Works		
7.1	Stormwater drainage must be directed to a lawful point of discharge.	At all times.

7.2	<p>Prepare and lodge a wastewater management plan for approval by Council’s delegated officer. The plan must be prepared by a suitably qualified person.</p> <p>The plan must ensure all wastewater is treated on site to a standard suitable for release to waterways.</p> <p>To minimise impact on receiving sewerage infrastructure, pump station and downstream properties the proposed wastewater disposal system must include onsite storage of wastewater, sized for a minimum of 1 day of wastewater in peak demand with provision for controlled release to the sewer network.</p> <p>Any waste liquids discharged to Council’s sewerage system is subject to the requirements of a Trade Waste Permit.</p>	<p>Prior to issue of a development approval for Building Work.</p>
7.3	<p>Design and construct in accordance with the endorsed wastewater management plan.</p>	<p>Prior to commencement of use.</p>
7.4	<p>Site works must not adversely affect flooding or drainage characterises of properties that are upstream, downstream, or adjacent to the development site.</p>	<p>At all times.</p>
8.0	Water and Sewerage	
8.1	<p>The development must be connected to Council’s reticulated water network.</p>	<p>Prior to the commencement of use and at all times thereafter.</p>
8.2	<p>Connect the development to Council’s reticulated sewerage network.</p>	<p>Prior to the commencement of use and at all times thereafter.</p>
8.3	<p>Design and construct all sewerage and water works in accordance with the approved plans, approved water use, wastewater report, Trade Waste Permit, Water Supply (Safety and Reliability) Act 2008 and the Plumbing and Drainage Act 2018.</p>	<p>Prior to the commencement of use and at all times thereafter</p>
8.4	<p>All redundant sewerage and water infrastructure is to be removed, including but not limited to pipes and connection points.</p>	<p>Prior to the commencement of use.</p>
9.0	Landscaping and Fencing	
9.1	<p>Prepare and lodge a landscape and fencing plan for approval by Council’s delegated officer. The plan must detail the existing fencing to be retained and proposed fencing along the boundaries of the site. The relocation and incorporation of the existing mature bottle trees within the landscaping on site is strongly encouraged.</p>	<p>Prior to the commencement of use.</p>
9.2	<p>The existing screen fence along the eastern side boundary (common boundary with adjoining Lot 3 RP1558, 73 Galatea Street) must be retained or replaced with a solid screen fence a minimum 1.8m in height.</p>	<p>Prior to the commencement of use and maintained at all times</p>
9.3	<p>Landscaping and fencing must be provided in accordance with the approved plans and subject to ongoing maintenance and replanting programme (if necessary).</p>	<p>Prior to the commencement of use and maintained at all times.</p>

10.0	Waste Storage	
10.1	Store all waste within a designated waste storage area. The waste storage area must be: (a) Designed and located to not cause nuisance to neighbouring properties; (b) Screened from any road frontage or adjoining property; and (c) Of a sufficient size to accommodate required number and type of bins.	At all times
11.0	Electricity	
11.1	Connect the development to reticulated electricity supply to the standard of the relevant service provider.	Prior to the commencement of use and at all times thereafter.
12.0	Amenity - Lighting	
12.1	Ensure that all external lighting is in accordance with Australian Standard AS4282:1997 - Control of the Obtrusive Effects of Outdoor Lighting so as not to cause nuisance to nearby residents or passing motorists.	Prior to commencement of use and at all times.
13.0	Amenity and Environmental Health	
13.1	Undertake the approved development so there is no environmental nuisance or detrimental effect on any surrounding land uses and activities by reason of the emission of noise, vibration, odour, fumes, smoke, vapour, steam soot, ash, wastewater, waste products, oil or otherwise.	At all times.
14.0	Site Works and Erosion and Sediment control	
14.1	Site works must be constructed such that they do not, at any time, in any way restrict, impair, or change the natural flow of runoff water, or cause a nuisance or worsening to adjoining properties or infrastructure	Prior to the commencement of any construction works required by this development.
14.2	Prepare and implement an Erosion and Sediment Control Strategy (ESCS). The ESCS must be available for inspection by MSC officers during the construction phase.	Prior to the commencement of any construction works required by this development.
14.3	Implement the ESCS for the duration of the construction phase and until such time all exposed soils areas are permanently stabilised (for example, turfed, hydro mulched, concreted, or landscaped).	Prior to the commencement of any construction works required by this development.
15.0	Construction and Environmental Management Plan	
15.1	The applicant must submit a Construction and Environmental Management Plan (CEMP) to Council for review and approval. The CEMP must be prepared by a suitably qualified professional and adequately demonstrate how: (a) Traffic and parking generated during construction activities and works will be managed to minimise impacts on the surrounding area;	Prior to the commencement of construction and at all times during construction.

	<p>(b) Best practice waste management strategies during the construction phase; and</p> <p>(c) Mitigate potential adverse impacts associated with dust, noise and lighting emissions, sediment, and stormwater run-off.</p>	
--	---	--

B. ASSESSMENT MANAGER (COUNCIL) ADVISORY NOTES

1. This approval, granted under the provisions of the Planning Act 2016, shall lapse six (6) years from the day the approval takes effect in accordance with the relevant provisions of s85 of the *Planning Act 2016*.
2. This development approval does not infer or give approval to the owners or occupiers to discharge trade waste to Council’s sewers. A separate Trade Waste Permit is required.
3. This approval does not infer or give approval to advertising signage. A separate approval may be required in accordance with Council’s Local Laws.
4. This approval does not negate the requirement for compliance with all other relevant Local Laws and other statutory requirements. Any provisions contained in this approval relating to the enforcement of any of the conditions shall be in addition to all other rights, powers and privileges that the Council may possess or obtain, and nothing contained in these conditions shall be construed so as to prejudice, affect or otherwise derogate or limit these rights, powers and privileges of the Council.
5. Prior to commencing any construction activities, the applicant/developer will be required to obtain further development permits for operational works, building work, and plumbing and drainage work, as required under relevant legislation for this work.
6. The *Environmental Protection Act 1994* states a person must not carry out any activity that causes, or is likely to cause, environmental harm unless the person takes all reasonable and practicable measures to prevent or minimise the harm. Environmental harm includes environmental nuisance. In this regard, persons and entities, involved in civil, earthworks and construction phases of this development, are to adhere to their ‘general environmental duty’ to minimise the risk of causing environmental harm.
7. Environmental harm is defined by the Act as any adverse effect, or potential adverse effect whether temporary or permanent and of whatever magnitude, duration or frequency on an environmental value and includes environmental nuisance. Therefore, no person should cause any interference with the environment or amenity of the area by reason of the emission of noise, vibration, smell, fumes, smoke vapour, steam, soot, ash, dust, wastewater, waste products, grit, sediment, oil or otherwise, or cause hazards likely in the opinion of the Council.
8. This development approval does not authorise any activity that may harm Aboriginal cultural heritage. It is advised that under Section 23 of the *Aboriginal Cultural Heritage Act 2003*, a person who carries out an activity must take all reasonable and practicable measures to ensure the activity does not harm Aboriginal cultural heritage (the “cultural heritage duty of care”).
9. The Commonwealth *Environment Protection and Biodiversity Conservation Act 1999* applies to action that has, will have or is likely to have a significant impact on matters of national environmental significance. Further information on the EPBC Act can be obtained from the Department of Agricultural, Water and the Environment website <https://www.environment.gov.au/epbc/about>.

PART 2 – REFERRAL AGENCY RESPONSE

The State Assessment and Referral Agency response dated 16 July 2024 is included in the Decision Notice.

CARRIED

11.6 LAND SALE - 44 BENDEE STREET AUGATHELLA**RESOLUTION 022/25**

Moved: Cr P Alexander
Seconded: Cr R Eckel

That Council accept the Expression of Interest offer from Catfish Logging Pty Ltd, and enter into a contract of sale, noting the provision of Planning and Building requirements for the purchase of land for the purposes of developing a workshop and associated facilities.

CARRIED

The Director of Engineering Services entered the meeting at 12:36pm.

12 ENGINEERING SERVICES**12.1 ENGINEERING SERVICES REPORT****RESOLUTION 023/25**

Moved: Cr R Eckel
Seconded: Cr M Ebsworth

That Council receives and notes the Engineering Services Report.

CARRIED

12.2 HIRE OF PLANT AND EQUIPMENT - COUNCIL WORKS TENDER SUBMISSION**RESOLUTION 024/25**

Moved: Cr P Alexander
Seconded: Cr M Ebsworth

That Council under section 233 of the Local Government Regulation 2012, includes the following late submission onto the preferred supplier arrangement for the hire of plant and equipment for Council works in 2024-25, commencing from 1 July 2024 at the rates submitted under this arrangement;

- Charleville Slashing

CARRIED

PURCHASE OF VEHICLE
<p>RESOLUTION 025/25</p> <p>Moved: Cr P Alexander Seconded: Cr M Ebsworth</p> <p>That Council delegate authority to the Chief Executive Officer to purchase 1 x Isuzu FRD110/260 auto single cab, fitted with TWE tray for the total value of \$241,542.97 (ex. GST),</p> <p style="text-align: right;">CARRIED</p>

The Director of Engineering Services exited the meeting at 1:40pm

The meeting adjourned for a tea break at 01:41 PM.

The meeting resumed normal proceedings at 01:58 PM.

The Director of Economic Development entered the meeting at 1:58pm.

13 ECONOMIC DEVELOPMENT

13.1 MONTHLY ECONOMIC DEVELOPMENT REPORT
<p>RESOLUTION 026/25</p> <p>Moved: Cr T Sommerfield Seconded: Cr R Eckel</p> <p>That Council receives and notes the Economic Development Report.</p> <p style="text-align: right;">CARRIED</p>

The Director of Economic Development exited the meeting at 2:33pm.

The Director of Community and Health Services entered the meeting at 2:34pm.

14 COMMUNITY & HEALTH SERVICES

14.1 COMMUNITY & HEALTH SERVICES REPORT
<p>RESOLUTION 027/25</p> <p>Moved: Cr R Eckel Seconded: Cr M Ebsworth</p> <p>That Council receives and notes the December 2024 Community and Health Services Report.</p> <p style="text-align: right;">CARRIED</p>

14.2 LIBRARY MONTHLY REPORT DECEMBER
<p>RESOLUTION 028/25</p> <p>Moved: Cr P Alexander Seconded: Cr T Sommerfield</p> <p>That Council receives and notes the December 2024 Library Report.</p> <p style="text-align: right;">CARRIED</p>

14.3 CONTINUED SUPPORT OF NAIDOC WEEK 2025 SCHOOL INITIATIVES
<p>RESOLUTION 029/25</p> <p>Moved: Cr M Ebsworth Seconded: Cr T Sommerfield</p> <p>That Council continue its support of NAIDOC Week School Initiatives 2025 by contributing \$450 towards printing and distribution costs for students within Murweh Shire.</p> <p style="text-align: right;">CARRIED</p>

15 CORRESPONDENCE FOR CONSIDERATION

Nil

16 CONFIDENTIAL MATTERS

Nil

PRESENTATION OF LONG SERVICE AWARD

The Mayor presented Cr Robert Eckel with the LGAQ 10-Year Service Award in recognition of his years of dedicated service as a Councillor and acknowledged his contribution to the residents of the Murweh Shire.

17 CLOSURE

There being no further business the Mayor declared the meeting closed at 2:50pm.