

**Redland**  
CITY COUNCIL

# **AGENDA**

## **GENERAL MEETING**

**Wednesday, 4 November 2020**  
**commencing at 9.30am**

**The Council Chambers**  
**91 - 93 Bloomfield Street**  
**CLEVELAND QLD**

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## 1 DECLARATION OF OPENING

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

### Recognition of the Traditional Owners

Council acknowledges the Quandamooka people who are the traditional custodians of the land on which we meet. Council also pays respect to their elders, past and present, and extend that respect to other indigenous Australians who are present.

## 2 RECORD OF ATTENDANCE AND LEAVE OF ABSENCE

Motion is required to approve leave of absence for any Councillor absent from today's meeting.

## 3 DEVOTIONAL SEGMENT

Member of the Ministers' Fellowship will lead Council in a brief devotional segment.

## 4 RECOGNITION OF ACHIEVEMENT

Mayor to present any recognition of achievement items.

## 5 RECEIPT AND CONFIRMATION OF MINUTES

General Meeting - 7 October 2020

Special Meeting - 28 October 2020

## 6 DECLARATION OF PRESCRIBED CONFLICT OF INTERESTS AND DECLARABLE CONFLICT OF INTERESTS

Councillors are reminded of their responsibilities in relation to a Councillor's Prescribed Conflict of Interest and Declarable Conflict of Interest at a meeting. For full details see Chapter 5B of the *Local Government Act 2009*.

In summary:

### **Obligation of Councillor with Prescribed Conflict of Interest**

Section 150EL of the *Local Government Act 2009* requires Councillors to declare a Prescribed Conflict of Interest in a matter as soon as they become aware of their interest in the matter, either:

- (1) *at a local government meeting, or*
- (2) *as soon as practicable, by giving the Chief Executive Officer written notice of the prescribed conflict of interest.*
- (3) The declaration must include the following particulars:
  - (a) *For a gift, loan or contract – the value of the gift, loan or contract;*
  - (b) *For an application for which a submission has been made – the matters the subject of the application and submission;*
  - (c) *The name of any entity, other than the Councillor, that has an interest in the matter;*
  - (d) *The nature of the Councillor's relationship with the entity mentioned in (c) above;*
  - (e) *Details of the Councillor's, and any other entity's, interest in the matter.*

**Dealing with Prescribed Conflict of Interest at a Meeting**

Pursuant to Section 150EM of the *Local Government Act 2009*, if a Councillor declares a Prescribed Conflict of Interest in a matter, ***the Councillor must leave the place at which the meeting is being held, including any area set aside for the public, and stay away from the place while the matter is discussed and voted on.***

**Obligation of Councillor with Declarable Conflict of Interest**

Section 150EQ of the *Local Government Act 2009* requires Councillors to declare a Declarable Conflict of Interest in a matter as soon as they become aware of their interest in the matter, either:

- (1) *at a local government meeting, or*
- (2) *as soon as practicable, by giving the Chief Executive Officer written notice of the declarable conflict of interest.*
- (3) The declaration must include the following particulars:
  - (a) *The nature of the declarable conflict of interest;*
  - (b) *If the declarable conflict of interest arises because of the councillor's relationship with a related party:*
    - (i) *The name of the related party; and*
    - (ii) *The nature of the relationship of the related party to the Councillor; and*
    - (iii) *The nature of the related party's interests in the matter;*
  - (c) *If the Councillor's or related party's personal interests arise because of the receipt of a gift or loan from another person:*
    - (i) *The name of the other person; and*
    - (ii) *The nature of the relationship of the other person to the Councillor or related party; and*
    - (iii) *The nature of the other person's interests in the matter; and*
    - (iv) *The value of the gift or loan, and the date the gift was given or loan was made.*

**Procedure if Councillor has Declarable Conflict of Interest**

Pursuant to Section 150ES of the *Local Government Act 2009*, *eligible Councillors at the meeting must, by resolution, decide whether the Councillor who has declared the interest:*

- (1) *May participate in a decision about the matter at the meeting, including by voting on the matter; or*
- (2) *Must leave the place at which the meeting is being held, including any area set aside for the public, and stay away from the place while the eligible Councillors discuss and vote on the matter.*

**Duty to report another Councillor's Prescribed Conflict of Interest or Declarable Conflict of Interest**

Pursuant to section 150EW of the *Local Government Act 2009*, a Councillor who reasonably believes or reasonably suspects another Councillor has a Prescribed Conflict of Interest or a Declarable Conflict of Interest in a matter must:

- (1) *Immediately inform the person who is presiding at the meeting about the belief or suspicion; or*
- (2) *As soon as practicable, inform the Chief Executive Officer of the belief of suspicion.*

*The Councillor must also inform the person presiding, or the Chief Executive Officer, of the facts and circumstances forming the basis of the belief or suspicion.*

### **Record of Prescribed and Declarable Conflicts of Interest**

Where a Councillor informs the meeting of a Prescribed or Declarable Conflict of Interest, section 150FA of the *Local Government Act 2009* requires the following information to be recorded in the minutes of the meeting:

- (1) The name of the Councillor who may have a prescribed or declarable conflict of interest in the matter;
- (2) The particulars of the prescribed or declarable conflict of interest;
- (3) If another Councillor informs the meeting of a belief of suspicion, about another Councillor's Conflict of Interest:
  - (a) The action the Councillor takes;
  - (b) Any decision by eligible Councillors; and
  - (c) The name of each eligible Councillor who voted in relation to whether the Councillor has a declarable conflict of Interest, and how each eligible Councillor voted.
- (4) Whether the Councillor participated in deciding the matter, or was present for deciding the matter;
- (5) For a matter to which the Prescribed or Declarable Conflict of Interest relates:
  - (a) *The name of the Councillor who has declared the conflict of interest;*
  - (b) *The nature of the personal interest, as described by the Councillor;*
  - (c) *The decision made;*
  - (d) *Whether the Councillor participated in the meeting under an approval by the Minister;*
  - (e) *If the Councillor voted on the matter, how they voted; and*
  - (f) *How the majority of Councillors voted on the matter.*
- (6) If the Councillor has a Declarable Conflict of Interest, in addition to the information above, the following information must be recorded in the minutes:
  - (a) The decision and reasons for the decision as to whether the Councillor with the Declarable Conflict of Interest may participate in the decision, or must not participate in the decision; and
  - (b) The name of each eligible Councillor who voted on the decision, and how the eligible Councillor voted.

## **7 MATTERS OUTSTANDING FROM PREVIOUS COUNCIL MEETINGS**

### **7.1 INVESTIGATIONS TO POTENTIALLY ACQUIRE ADDITIONAL LAND FOR SPORT AND RECREATION PURPOSES**

At the General Meeting 18 December 2019 (Item 19.3 refers), Council resolved as follows:

*That the petition be received and referred to the Chief Executive Officer for consideration and a report to the local government.*

A report will be brought to a future meeting of Council.

### **7.2 COMMUNITY CONSULTATION - POTENTIAL AMENDMENT TO LOCAL LAW NO. 2 (ANIMAL MANAGEMENT) 2015, REGISTER - ANIMALS IN PUBLIC PLACES**

At the General Meeting 26 February 2020 (Item 10.1 refers), Council resolved as follows:

*That Item 13.2 Community Consultation – Potential Amendment to Local Law No. 2 (Animal Management) 2015, Register – Animals in Public Places (as listed on the agenda) be withdrawn and a City wide review undertaken and brought back to a future meeting.*

This report will be discussed as Item 13.4 on the Agenda.

### **7.3 MAYORAL MINUTE - REPORT REVIEWING THE FUTURE OPERATIONS OF REDLAND INVESTMENT CORPORATION PTY LTD (RIC)**

At the General Meeting 10 June 2020 (Item 13.6 refers), Council resolved as follows:

*That Council resolves to extend the timeline for receiving a report on the future operations of the Redland Investment Corporation until 31 December 2020 or within two (2) months of the State Government adopting changes to controlled entity provisions, whichever comes first.*

A report will be brought to a future meeting of Council.

### **7.4 NOTICE OF MOTION - CR WENDY BOGLARY RECREATIONAL VEHICLE PARKING**

At the General Meeting 5 August 2020 (Item 17.1 refers), Council resolved as follows:

*That Council resolves to proceed with investigating opportunities for Recreational Vehicle (RV) Overnight Parking in the Redlands and that a report be brought to a General Meeting of Council within three months.*

A report will be brought to a future meeting of Council.

### **7.5 SOUTHERN REDLAND BAY EXPANSION AREA (SRBEA) - CONFIRMING THE PREFERRED APPROACH FOR PLANNING INVESTIGATIONS**

At the General Meeting 2 September 2020, (Item 14.3 refers), Council resolved as follows:

*That Council resolves that this item lie on the table and be brought back to a future General Meeting of Council.*

A report will be brought to a future meeting of Council.

**7.6 MAJOR AMENDMENT TO THE CITY PLAN - ENVIRONMENTAL CORRIDORS**

At the General Meeting 7 October 2020 (Item 17.1 refers), Council resolved as follows:

*That Item 17.1 Major Amendment to the City Plan - Environmental Corridors be withdrawn from the agenda as the associated timeframes set out in Council Meeting Standing Orders were not met, for this meeting therefore it this Notice of Motion will be presented at the next General Meeting of Council scheduled for 4 November 2020.*

A Notice of Motion re-addressing this outstanding matter is listed as Item 17.1.

**8 MAYORAL MINUTE**

In accordance with s.6.9 of Council Meeting Standing Orders, the Mayor may put to the meeting a written motion called a 'Mayoral Minute', on any matter. Such motion may be put to the meeting without being seconded, may be put at that stage in the meeting considered appropriate by the Mayor and once passed becomes a resolution of Council.

**9 PUBLIC PARTICIPATION**

There will be no Public Participation as this meeting is closed to the public, as a result of COVID-19 Pandemic social restrictions and regulation changes.

**10 PETITIONS AND PRESENTATIONS**

Councillors may present petitions or make presentations under this section.

**11 MOTION TO ALTER THE ORDER OF BUSINESS**

The order of business may be altered for a particular meeting where the Councillors at that meeting pass a motion to that effect. Any motion to alter the order of business may be moved without notice.

**12 REPORTS FROM THE OFFICE OF THE CEO**

Nil



## **13 REPORTS FROM ORGANISATIONAL SERVICES**

### **13.1 SEPTEMBER 2020 MONTHLY FINANCIAL REPORT**

**Objective Reference:**

**Authorising Officer:** Deborah Corbett-Hall, Chief Financial Officer

**Responsible Officer:** Deborah Corbett-Hall, Chief Financial Officer

**Report Author:** Udaya Panambala Arachchilage, Corporate Financial Reporting Manager

**Attachments:** 1. September 2020 Monthly Financial Report

#### **PURPOSE**

To note the year to date financial results as at 30 September 2020.

#### **BACKGROUND**

Council adopts an annual budget and then reports on performance against the budget on a monthly basis. This is not only a legislative requirement but enables the organisation to periodically review its financial performance and position and respond to changes in community requirements, market forces or other outside influences.

#### **ISSUES**

##### ***Timing of general meeting in October 2020***

There was only one General Meeting in October where the actual financial performance for the financial year up to the end of September 2020 could be reviewed; however, Council's monthly close-out processes, required accruals and deferrals were not completed by the agenda cut-off for this meeting. The monthly financial report for September 2020 is therefore presented to Council at the next available general meeting on 4 November 2020.

##### ***Opening balances for 2020-21 financial year***

The Queensland Audit Office audited Council's 2019-20 financial statements and issued an unmodified audit opinion on 30 September 2020. 30 June 2020 audited balances will be updated in the finance system in October 2020. As such, the financial position for the month of September may adjust over the next month.

##### ***Capital carryover budget 2019-20***

Council adopted a carryover budget on 19 August 2020 to accommodate capital works straddling two financial years. The attached monthly financial report for September includes the carryover budget although as outlined above, the final audited 2019-20 balance sheet accounts will influence the opening balances and budgeted key performance indicators in 2020-21. Until then, the monthly financial report will reconcile to the financial management system.

#### **STRATEGIC IMPLICATIONS**

Council has either achieved or favourably exceeded the following key financial stability and sustainability ratios as at the end of September 2020.

- Operating surplus ratio
- Net financial liabilities
- Level of dependence on general rate revenue

- Ability to pay our bills – current ratio
- Ability to repay our debt – debt servicing ratio
- Cash balance
- Cash balances – cash capacity in months
- Longer term financial stability – debt to asset ratio
- Operating performance
- Interest coverage ratio

The asset sustainability ratio did not meet the target at the end of September 2020 and continues to be a stretch target for Council with renewal spends of \$4.97M and depreciation expense of \$14.02M year to date on infrastructure assets. This ratio is an indication of how Council currently maintains, replaces and renews its existing infrastructure assets as they reach the end of their useful life. Capital spend on non-renewal projects increases the asset base and therefore increases depreciation expense, resulting in a lower asset sustainability ratio.

Council's Capital Portfolio Prioritisation Administrative Directive demonstrates its commitment to maintaining existing infrastructure and the adoption of a renewal strategy for its existing assets ahead of 'upgrade' and/or 'new' works.

### **Legislative Requirements**

The September 2020 financial reports are presented in accordance with the legislative requirement of section 204(2) of the *Local Government Regulation 2012*, requiring the Chief Executive Officer to present the financial report to a monthly Council meeting.

### **Risk Management**

The September 2020 financial reports have been noted by the Executive Leadership Team and relevant officers who can provide further clarification and advice around actual to budget variances.

### **Financial**

There is no direct financial impact to Council as a result of this report; however it provides an indication of financial outcomes at the end of September 2020.

### **People**

Nil impact expected as the purpose of the attached report is to provide financial information to Council based upon actual versus budgeted financial activity.

### **Environmental**

Nil impact expected as the purpose of the attached report is to provide financial information to Council based upon actual versus budgeted financial activity.

### **Social**

Nil impact expected as the purpose of the attached report is to provide financial information to Council based upon actual versus budgeted financial activity.

### **Human Rights**

There are no human rights implications for this report as the purpose of the attached report is to provide financial information to Council based upon actual versus budgeted financial activity.

### Alignment with Council's Policy and Plans

This report has a relationship with the following items of Council's 2018-2023 Corporate Plan:

8. Inclusive and ethical governance

Deep engagement, quality leadership at all levels, transparent and accountable democratic processes and a spirit of partnership between the community and Council will enrich residents' participation in local decision-making to achieve the community's Redlands 2030 vision and goals.

8.2 Council produces and delivers against sustainable financial forecasts as a result of best practice Capital and Asset Management Plans that guide project planning and service delivery across the city.

### CONSULTATION

Consulted	Date	Comment
Council departmental officers	Year to date September 2020	Consulted on financial results and outcomes
Financial Services Group officers	Year to date September 2020	Consulted on financial results and outcomes
Executive Leadership Team and Senior Leadership Team	Year to date September 2020	Recipients of variance analysis between actual and budget. Consulted as required

### OPTIONS

#### Option One

That Council resolves to note the financial position, results and ratios for September 2020 as presented in the attached Monthly Financial Report.

#### Option Two

That Council resolves to request additional information.

### OFFICER'S RECOMMENDATION

**That Council resolves to note the financial position, results and ratios for September 2020 as presented in the attached Monthly Financial Report.**



# Monthly Financial Report

## September 2020



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### 1. EXECUTIVE SUMMARY

This monthly report illustrates the financial performance and position of Redland City Council compared to its adopted budget at an organisational level for the period ended 30 September 2020. The year to date annual revised budget referred to in this report incorporates the changes from budget capital carryovers adopted by Council on 19 August 2020.

The Queensland Audit Office audited Council's 2019/20 financial statements and issued an unmodified audit opinion on 30 September 2020. 30 June 2020 audited balances will be updated in the finance system in October 2020. As such, the financial position for the month of September may adjust over the next month.

#### Key Financial Highlights and Overview

Key Financial Results (\$000)	Annual Revised Budget	YTD Revised Budget	YTD Actual	YTD Variance	YTD Variance %	Status Favourable ✓ Unfavourable ✗
Operating Surplus / (Deficit)	(1,473)	(741)	<b>2,969</b>	3,710	501%	✓
Recurrent Revenue	304,795	72,876	<b>71,920</b>	(956)	-1%	✗
Recurrent Expenditure	306,268	73,617	<b>68,951</b>	(4,666)	-6%	✓
Capital Works Expenditure	91,150	11,046	<b>9,579</b>	(1,467)	-13%	✓
Closing Cash & Cash Equivalents	171,713	176,662	<b>172,367</b>	(4,295)	-2%	✗

Council reported a year to date operating surplus of \$2.97M which is favourable to budget by \$3.71M. Water consumption is lower than expected, resulting in lower than expected revenue. Of note, interest income is lower than budget due to lower than expected interest rates on investments. The favourable variance in recurrent expenditure is mainly due to underspend in bulk water costs and contractor costs.

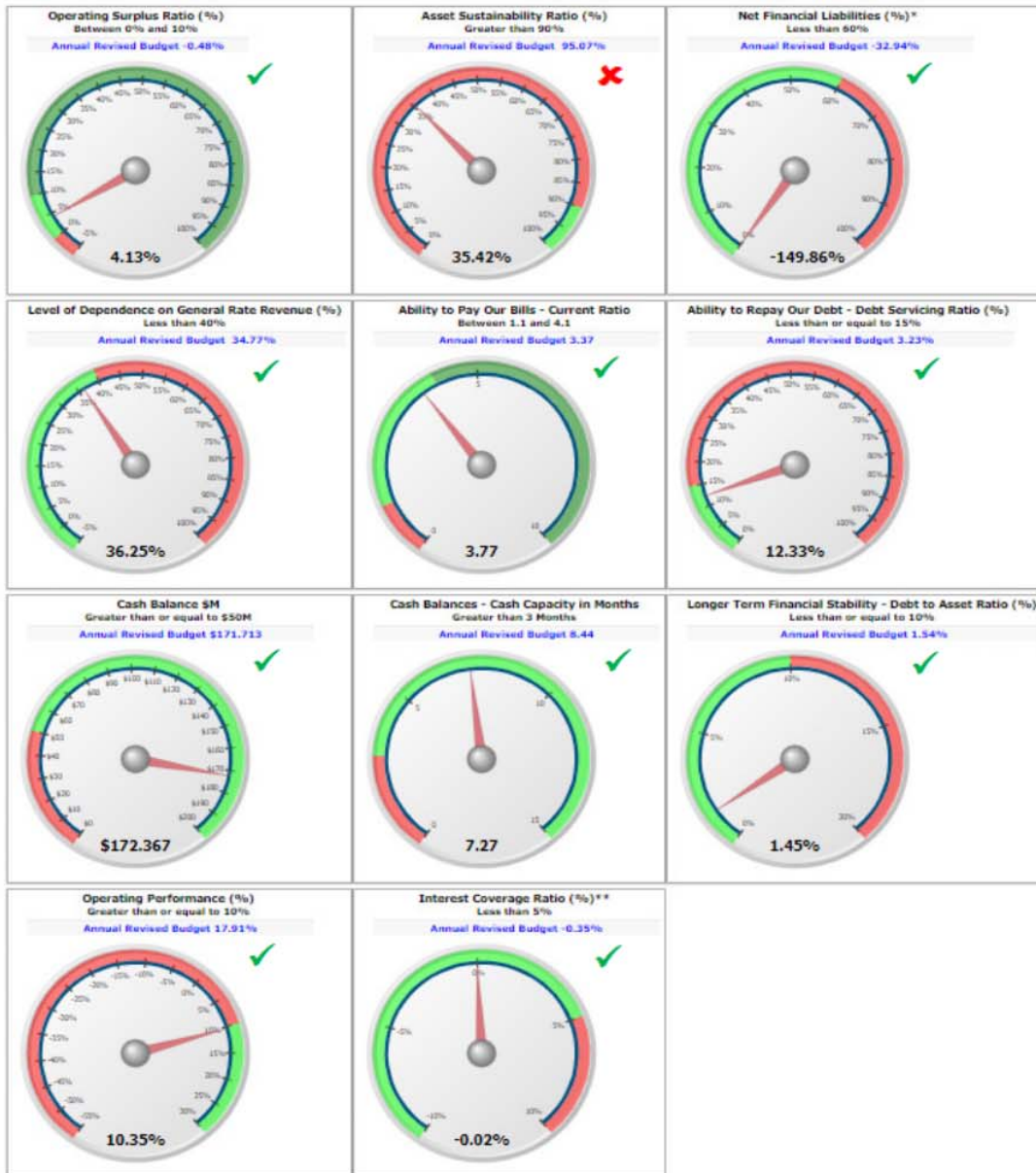
Capital grants, subsidies and contributions are below budget due to timing of developer cash contributions.

Council's capital works expenditure is below budget by \$1.47M due to timing of works for a number of infrastructure projects.

Council's cash balance is behind budget due to higher than anticipated payments to suppliers. Constrained cash reserves represent 58% of the cash balance.

2. KEY PERFORMANCE INDICATORS

■ Target met 
 ■ Target exceeded 
 ■ Target not met



\* The net financial liabilities ratio exceeds the target range when current assets are greater than total liabilities (and the ratio is negative)

\*\* The interest coverage ratio exceeds the target range when interest revenue is greater than interest expense (and the ratio is negative)

## Monthly Financial Report

## 3. STATEMENT OF COMPREHENSIVE INCOME

STATEMENT OF COMPREHENSIVE INCOME					
For the period ending 30 September 2020					
	Annual	Annual	YTD	YTD	YTD
	Original	Revised	Revised Budget	Actual	Variance
	Budget	Budget	\$000	\$000	\$000
	\$000	\$000			
<b>Recurrent revenue</b>					
Rates charges	108,926	108,926	27,217	26,820	(397)
Levies and utility charges	160,082	160,082	38,487	37,564	(923)
Less: Pensioner remissions and rebates	(3,430)	(3,430)	(830)	(900)	(70)
Fees	13,554	13,554	3,611	3,917	306
Rental income	956	956	186	233	47
Interest received	2,999	2,999	750	510	(240)
Sales revenue	3,630	3,630	860	798	(62)
Other income	533	533	43	332	289
Grants, subsidies and contributions	14,896	17,545	2,552	2,646	94
<b>Total recurrent revenue</b>	<b>302,146</b>	<b>304,795</b>	<b>72,876</b>	<b>71,920</b>	<b>(956)</b>
<b>Recurrent expenses</b>					
Employee benefits	91,988	92,088	23,211	22,994	(217)
Materials and services	145,591	148,140	33,867	30,027	(3,840)
Finance costs	2,382	2,382	598	622	24
Depreciation and amortisation	64,938	64,938	16,284	15,848	(436)
Other expenditure	520	520	106	14	(92)
Net internal costs	(1,800)	(1,800)	(449)	(554)	(105)
<b>Total recurrent expenses</b>	<b>303,619</b>	<b>306,268</b>	<b>73,617</b>	<b>68,951</b>	<b>(4,666)</b>
<b>OPERATING SURPLUS / (DEFICIT)</b>	<b>(1,473)</b>	<b>(1,473)</b>	<b>(741)</b>	<b>2,969</b>	<b>3,710</b>
<b>Capital revenue</b>					
Grants, subsidies and contributions	25,922	32,449	5,674	4,217	(1,457)
Non-cash contributions	3,480	3,480	20	-	(20)
<b>Total capital revenue</b>	<b>29,402</b>	<b>35,930</b>	<b>5,694</b>	<b>4,217</b>	<b>(1,477)</b>
<b>Capital expenses</b>					
(Gain) / loss on disposal of non-current assets	289	289	72	(156)	(228)
<b>Total capital expenses</b>	<b>289</b>	<b>289</b>	<b>72</b>	<b>(156)</b>	<b>(228)</b>
<b>TOTAL INCOME</b>	<b>331,548</b>	<b>340,725</b>	<b>78,570</b>	<b>76,137</b>	<b>(2,433)</b>
<b>TOTAL EXPENSES</b>	<b>303,908</b>	<b>306,557</b>	<b>73,689</b>	<b>68,795</b>	<b>(4,894)</b>
<b>NET RESULT</b>	<b>27,641</b>	<b>34,168</b>	<b>4,881</b>	<b>7,342</b>	<b>2,461</b>
<b>Other comprehensive income / (loss)</b>					
Items that will not be reclassified to a net result					
Revaluation of property, plant and equipment	-	-	-	-	-
<b>TOTAL COMPREHENSIVE INCOME</b>	<b>27,641</b>	<b>34,168</b>	<b>4,881</b>	<b>7,342</b>	<b>2,461</b>

Monthly Financial Report

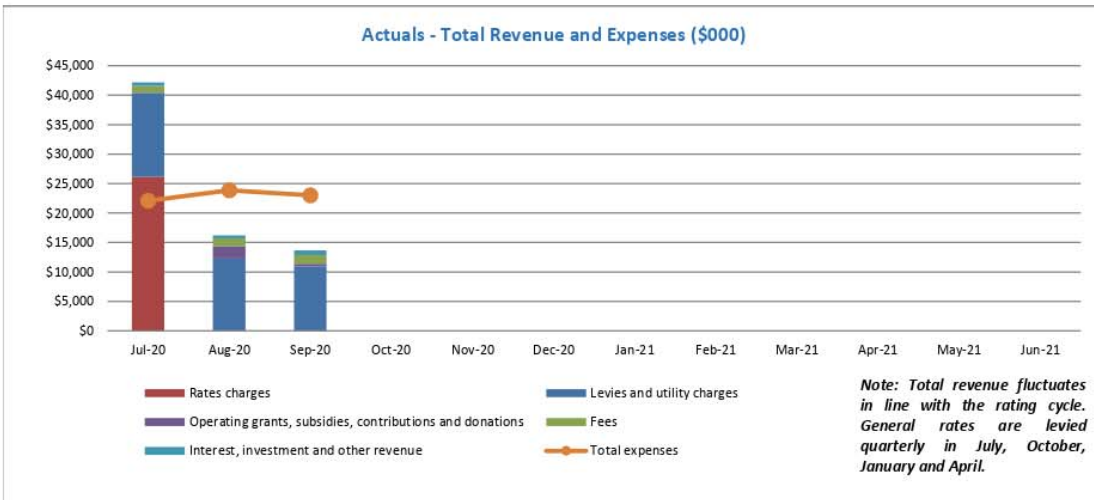
3. STATEMENT OF COMPREHENSIVE INCOME - CONTINUED

LEVIES AND UTILITY CHARGES ANALYSIS					
For the period ending 30 September 2020					
	Annual	Annual	YTD	YTD	YTD
	Original	Revised	Revised Budget	Actual	Variance
	Budget	Budget	\$000	\$000	\$000
	\$000	\$000			
<b>Levies and utility charges</b>					
Refuse collection rate charge	29,127	29,127	7,223	7,277	54
SES separate charge	497	497	124	123	(1)
Environment separate charge	8,387	8,388	2,097	2,083	(14)
Separate charge landfill remediation	2,163	2,163	538	537	(1)
Wastewater charges	47,842	47,842	11,874	11,530	(344)
Water access charges	20,120	20,120	5,002	5,016	14
Water consumption charges	51,945	51,945	11,629	10,998	(631)
<b>Total levies and utility charges</b>	<b>160,082</b>	<b>160,082</b>	<b>38,487</b>	<b>37,564</b>	<b>(923)</b>

MATERIALS AND SERVICES ANALYSIS					
For the period ending 30 September 2020					
	Annual	Annual	YTD	YTD	YTD
	Original	Revised	Revised Budget	Actual	Variance
	Budget	Budget	\$000	\$000	\$000
	\$000	\$000			
<b>Materials and services</b>					
Contractors	38,549	39,033	8,508	6,859	(1,649)
Consultants	2,813	3,283	635	316	(319)
Other Council outsourcing costs*	23,063	21,938	4,743	4,784	41
Purchase of materials	53,059	55,534	13,003	11,985	(1,018)
Office administration costs	11,685	11,748	2,861	2,547	(314)
Electricity charges	5,748	5,748	1,447	1,355	(92)
Plant operations	3,548	3,548	828	742	(86)
Information technology resources	3,067	3,284	814	653	(161)
General insurance	1,646	1,611	400	340	(60)
Community assistance**	1,777	1,777	475	298	(177)
Other material and service expenses	636	636	153	148	(5)
<b>Total materials and services</b>	<b>145,591</b>	<b>148,140</b>	<b>33,867</b>	<b>30,027</b>	<b>(3,840)</b>

\* Other Council outsourcing costs are various outsourced costs including refuse collection and disposal, waste disposal, legal services, traffic control, external training, valuation fees, etc.

\*\* Community assistance costs represent community related costs including community grants, exhibitions and awards, donations and sponsorships.



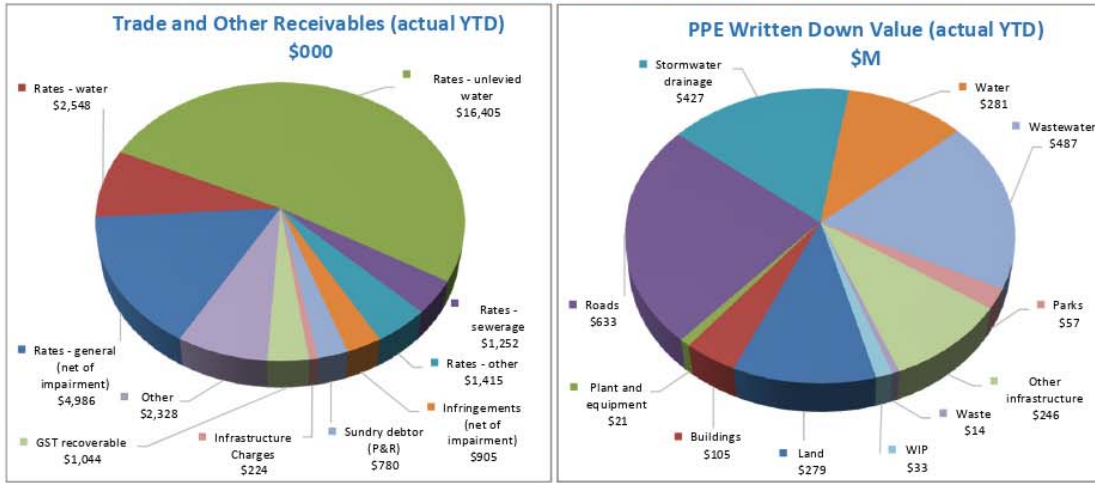


## Monthly Financial Report

## 4. STATEMENT OF FINANCIAL POSITION

STATEMENT OF FINANCIAL POSITION				
As at 30 September 2020				
	Annual	Annual	YTD	YTD
	Original Budget \$000	Revised Budget \$000	Revised Budget \$000	Actual \$000
<b>CURRENT ASSETS</b>				
Cash and cash equivalents	169,264	171,713	176,662	172,367
Trade and other receivables	45,924	45,900	41,447	31,887
Inventories	918	853	875	905
Non-current assets held for sale	-	118	118	-
Other current assets	1,955	2,956	2,956	3,394
<b>Total current assets</b>	<b>218,061</b>	<b>221,539</b>	<b>222,058</b>	<b>208,553</b>
<b>NON-CURRENT ASSETS</b>				
Investment property	1,091	1,225	1,225	1,225
Property, plant and equipment	2,572,288	2,617,957	2,583,631	2,582,593
Intangible assets	486	1,682	2,013	1,974
Right-of-use assets	5,919	5,911	6,772	6,772
Other financial assets	73	73	73	73
Investment in other entities	13,101	13,101	13,101	13,101
<b>Total non-current assets</b>	<b>2,592,958</b>	<b>2,639,948</b>	<b>2,606,815</b>	<b>2,605,738</b>
<b>TOTAL ASSETS</b>	<b>2,811,018</b>	<b>2,861,487</b>	<b>2,828,873</b>	<b>2,814,291</b>
<b>CURRENT LIABILITIES</b>				
Trade and other payables	28,839	41,895	46,642	24,592
Borrowings - current	6,361	8,326	8,326	8,326
Lease liability - current*	1,302	1,294	1,294	1,294
Provisions - current	10,769	12,188	13,857	14,399
Other current liabilities	-	1,960	2,251	6,745
<b>Total current liabilities</b>	<b>47,271</b>	<b>65,663</b>	<b>72,370</b>	<b>55,356</b>
<b>NON-CURRENT LIABILITIES</b>				
Borrowings - non-current	37,900	35,840	24,886	24,895
Lease liability - non-current*	5,481	5,481	6,400	6,363
Provisions - non-current	15,120	14,162	14,162	14,162
<b>Total non-current liabilities</b>	<b>58,501</b>	<b>55,483</b>	<b>45,448</b>	<b>45,420</b>
<b>TOTAL LIABILITIES</b>	<b>105,772</b>	<b>121,146</b>	<b>117,818</b>	<b>100,776</b>
<b>NET COMMUNITY ASSETS</b>	<b>2,705,246</b>	<b>2,740,341</b>	<b>2,711,055</b>	<b>2,713,515</b>
<b>COMMUNITY EQUITY</b>				
Asset revaluation surplus	1,008,120	1,035,840	1,035,840	1,035,840
Retained surplus	1,580,316	1,597,694	1,572,260	1,577,583
Constrained cash reserves	116,810	106,807	102,955	100,092
<b>TOTAL COMMUNITY EQUITY</b>	<b>2,705,246</b>	<b>2,740,341</b>	<b>2,711,055</b>	<b>2,713,515</b>

4. STATEMENT OF FINANCIAL POSITION - CONTINUED



RIGHT-OF-USE ASSETS For the period ending 30 September 2020				
	Annual Original Budget \$000	Annual Revised Budget \$000	YTD Revised Budget \$000	YTD Actual Balance \$000
Right-of-use asset				
Buildings	2,780	2,697	3,161	3,167
Land	2,763	2,847	3,147	3,141
Plant and Equipment	376	367	464	464
<b>Closing balance</b>	<b>5,919</b>	<b>5,911</b>	<b>6,772</b>	<b>6,772</b>

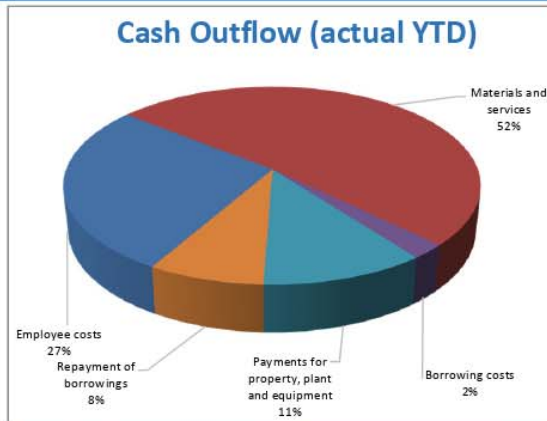
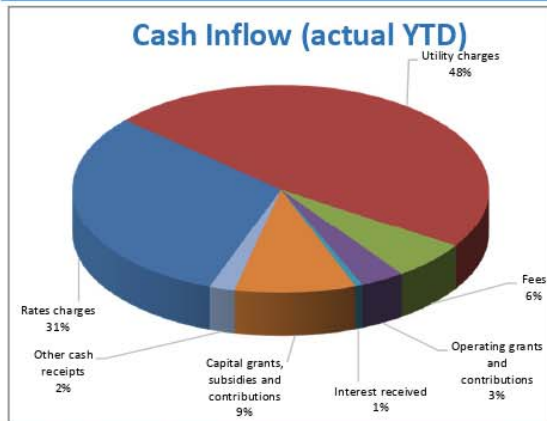
PROPERTY, PLANT AND EQUIPMENT (PPE) MOVEMENT* For the period ending 30 September 2020				
	Annual Original Budget \$000	Annual Revised Budget \$000	YTD Revised Budget \$000	YTD Actual Balance \$000
PPE movement				
Opening balance (includes WIP from previous years)	2,556,325	2,588,458	2,588,458	2,588,458
Acquisitions and WIP in year movement	81,096	94,632	11,065	9,578
Depreciation in year	(63,282)	(63,282)	(15,820)	(15,344)
Disposals	(1,851)	(1,851)	(72)	(99)
<b>Closing balance</b>	<b>2,572,288</b>	<b>2,617,957</b>	<b>2,583,631</b>	<b>2,582,593</b>

\* This table includes movement relating to property, plant and equipment only and is exclusive of intangible assets.

\*\* Other adjustments include transfers between asset classes, revaluation adjustments, prior period adjustments and depreciation thereon.

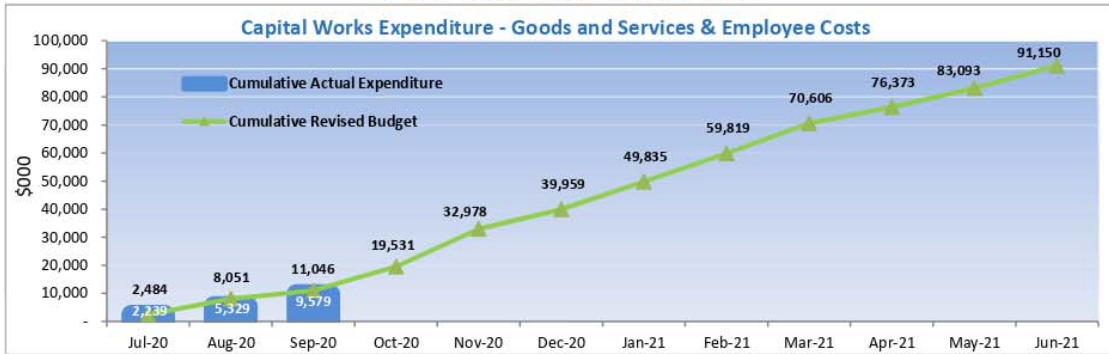
5. STATEMENT OF CASH FLOWS

STATEMENT OF CASH FLOWS For the period ending 30 September 2020				
	Annual	Annual	YTD	YTD
	Original	Revised	Revised	Actual
	Budget	Budget	Budget	Actual
	\$000	\$000	\$000	\$000
<b>CASH FLOWS FROM OPERATING ACTIVITIES</b>				
Receipts from customers	276,486	276,486	66,871	75,530
Payments to suppliers and employees	(239,435)	(242,084)	(53,052)	(68,997)
	37,051	34,402	13,819	6,533
Interest received	2,999	2,999	750	510
Rental income	956	956	186	233
Non-capital grants and contributions	14,483	17,132	2,502	3,013
Borrowing costs	(2,052)	(2,052)	(2,052)	(2,048)
Right-of-use assets interest expense	(144)	(144)	(37)	(36)
<b>Net cash inflow / (outflow) from operating activities</b>	<b>53,294</b>	<b>53,294</b>	<b>15,168</b>	<b>8,205</b>
<b>CASH FLOWS FROM INVESTING ACTIVITIES</b>				
Payments for property, plant and equipment	(77,614)	(91,150)	(11,046)	(9,579)
Proceeds from sale of property, plant and equipment	1,562	1,562	-	373
Capital grants, subsidies and contributions	25,922	34,149	7,375	8,248
<b>Net cash inflow / (outflow) from investing activities</b>	<b>(50,131)</b>	<b>(55,439)</b>	<b>(3,671)</b>	<b>(958)</b>
<b>CASH FLOWS FROM FINANCING ACTIVITIES</b>				
Proceeds of borrowings	9,612	9,612	-	-
Repayment of borrowings	(6,361)	(6,361)	(6,361)	(6,369)
Right-of-use lease payment	(1,294)	(1,294)	(375)	(412)
<b>Net cash inflow / (outflow) from financing activities</b>	<b>1,957</b>	<b>1,957</b>	<b>(6,736)</b>	<b>(6,781)</b>
<b>Net increase / (decrease) in cash held</b>	<b>5,120</b>	<b>(188)</b>	<b>4,761</b>	<b>466</b>
Cash and cash equivalents at the beginning of the year	164,145	171,901	171,901	171,901
<b>Cash and cash equivalents at the end of the financial year / period</b>	<b>169,264</b>	<b>171,713</b>	<b>176,662</b>	<b>172,367</b>



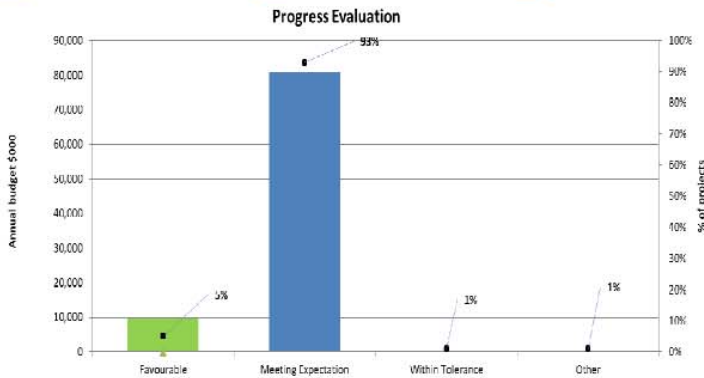
<b>Total Cash Funding (Actual YTD)</b>	<b>87,907</b>	<b>Total Cash Expenditure (Actual YTD)</b>	<b>87,441</b>
Total Cash Funding (Annual Revised Budget)	342,897	Total Cash Expenditure (Annual Revised Budget)	343,085
% of Budget Achieved YTD	26%	% of Budget Achieved YTD	25%

### 6. CAPITAL EXPENDITURE



	Annual Revised Budget \$'000	YTD Revised Budget \$'000	YTD Actual \$'000	YTD Variance \$'000
Capitalised goods and services	82,717	9,396	7,839	(1,557)
Capitalised employee costs	8,433	1,650	1,740	90
<b>Total</b>	<b>91,150</b>	<b>11,046</b>	<b>9,579</b>	<b>(1,467)</b>

### 7. PROGRAM AND PROJECT UPDATE



Programs and projects are what Council uses to introduce change to achieve corporate outcomes. They allow new infrastructure, products, systems, procedures and services to be delivered. Projects may be undertaken on a standalone basis or as part of a program. Programs and projects may span multiple financial years.

Council is currently progressing more than 100 programs and projects.

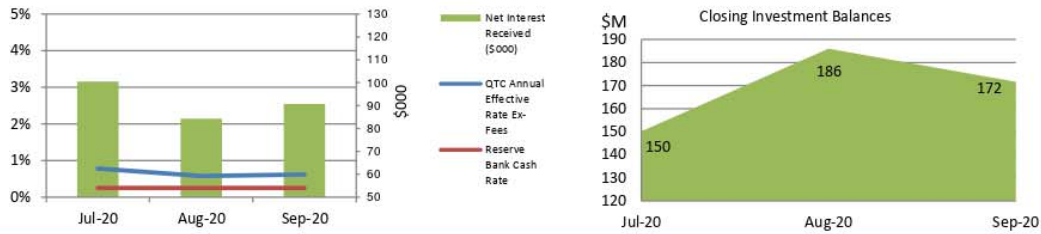
#### Notable Projects

The status of two notable projects are as follows:

Project description	Progress
Osprey Nest Pole (Sam Sciacca Sportfield) - This project will construct new osprey nest pole; relocate existing nest from light pole to the new constructed nest pole and undertake any maintenance of the light pole as required.	Meeting Expectations
Open Space Asset Renewal Program - This program is mostly comprised of renewals of open space assets and some minor upgrade and expansion of open space assets.	Meeting Expectations

### 8. INVESTMENT & BORROWINGS REPORT

**For the period ending 30 September 2020**  
**INVESTMENT RETURNS - QUEENSLAND TREASURY CORPORATION (QTC)**



**Total Investment at End of Month was \$171.68M**

All Council investments are currently held in the Capital Guaranteed Cash Fund, which is a fund operated by the Queensland Treasury Corporation (QTC).

The movement in interest earned is indicative of both the interest rate and the surplus cash balances held, the latter of which is affected by business cash flow requirements on a monthly basis as well as the rating cycle.

Note: the Reserve Bank reduced the cash rate down to 0.25% during March 2020.

On a daily basis, cash surplus to requirements is deposited with QTC to earn higher interest as QTC is offering a higher rate than what is achieved from Council's transactional bank accounts. The current annual effective interest rate paid by QTC is 0.62%. Term deposit rates are being monitored to identify investment opportunities to ensure Council maximises its interest earnings.

Council adopted its Investment Policy (POL-3013) in June 2020 for the 2020/2021 financial year

**BORROWINGS AND BORROWING COSTS (QTC)**



The existing loan accounts were converted to fixed rate loans on 1 April 2016 following a QTC restructure of loans and policies. In line with Council's debt policy, debt repayment of \$8.42M, being \$6.37M principal and \$2.05M interest has been made *annually* for 2020/2021 which will result in the loans being repaid approximately one year earlier.

The debt balance shows a decrease as the Annual Debt Service Payment (ADSP) was made during July 2020. Interest will accrue monthly on a daily balance until next ADSP in July 2021 which is reflected in the increasing debt balance.

In June 2020 additional borrowings of \$9.80M were undertaken as part of Council's Capital Works Plan.

**Total Borrowings at End of Month were \$33.22M**

Council adopted its Debt Policy (POL-1838) in June 2020 for the 2020/2021 financial year

**BORROWINGS**  
**For the period ending 30 September 2020**

	Annual Original Budget \$'000	Annual Revised Budget \$'000	YTD Revised Budget \$'000	YTD Actual Balance \$'000
<b>Borrowings</b>				
Opening balance	(41,273)	(41,178)	(41,178)	(41,178)
Accrued interest on borrowings	(1,789)	(1,789)	(447)	(460)
Interest paid on borrowings	2,052	2,052	2,052	2,048
Principal repaid	6,361	6,361	6,361	6,369
Loan drawdown	(9,612)	(9,612)	-	-
<b>Closing balance</b>	<b>(44,261)</b>	<b>(44,166)</b>	<b>(33,212)</b>	<b>(33,221)</b>

## MONTHLY FINANCIAL REPORT

## 9. CONSTRAINED CASH RESERVES

Reserves as at 30 September 2020	Purpose of reserve	Opening Balance	To Reserve	From Reserve	Closing Balance
		\$000	\$000	\$000	\$000
<b>Special Projects Reserve:</b>					
Aquatic Paradise Revetment Wall Reserve	To fund Aquatic Paradise revetment wall works program	2	7	-	9
Weinam Creek Reserve	Maintenance and improvements associated with Weinam Creek projects	-	155	(155)	-
Waste Levy Reserve	To fund Waste Levy Program	-	1,084	(953)	131
Raby Bay Revetment Wall Reserve	To fund Raby Bay revetment wall works program	2,093	712	(147)	2,658
Fleet Plant & Capital Equipment Reserve	To support the long term fleet replacement program	2,536	888	(16)	3,408
		<b>4,631</b>	<b>2,846</b>	<b>(1,271)</b>	<b>6,206</b>
<b>Constrained Works Reserve:</b>					
Public Parks Trunk Infrastructure Reserve	Capital projects for public parks trunk infrastructure	6,662	785	(164)	7,283
Land for Community Facilities Trunk Infrastructure Reserve	Land for community facilities trunk infrastructure	3,086	28	-	3,114
Water Supply Trunk Infrastructure Reserve	Upgrade, expansion or new projects for water supply trunk infrastructure	14,626	40	-	14,666
Sewerage Trunk Infrastructure Reserve	Upgrade, expansion or new projects for sewerage trunk infrastructure	10,909	535	(1,092)	10,352
Local Roads Trunk Infrastructure Reserve	Capital projects for local roads trunk infrastructure	33,731	1,217	(345)	34,603
Cycleways Trunk Infrastructure Reserve	Capital projects for cycleways trunk infrastructure	11,923	420	(59)	12,284
Stormwater Trunk Infrastructure Reserve	Capital projects for stormwater trunk infrastructure	10,842	149	(851)	10,140
Tree Planting Reserve	Acquisition and planting of trees on footpaths	103	23	(3)	123
Koala Tree off-set Planting Reserve	Acquisition and planting of trees for koala habitat	12	-	(3)	9
		<b>91,894</b>	<b>3,197</b>	<b>(2,517)</b>	<b>92,574</b>
<b>Separate Charge Reserve:</b>					
Environment Charge Maintenance Reserve	Ongoing conservation and maintenance operations	-	2,091	(1,662)	429
SES Separate Charge Reserve	On-going costs of maintaining the Redland SES	38	123	(135)	26
		<b>38</b>	<b>2,214</b>	<b>(1,797)</b>	<b>455</b>
<b>Special Charge Reserve - Canals:</b>					
Aquatic Paradise Canal Reserve*	Maintenance and repairs of Aquatic Paradise canals	758	-	-	758
Sovereign Waters Lake Reserve*	Maintenance and repairs of Sovereign Lake	431	-	-	431
1718 Raby Bay Canal Reserve	Service, facility or activity of works in respect of the canals of the Raby Bay canal estate	219	-	-	219
1718 Aquatic Paradise Canal Reserve	Service, facility or activity of works in respect of the canals of the Aquatic Paradise canal estate	(495)	-	-	(495)
1718 Sovereign Waters Lake Reserve	Service, facility or activity of works in respect of the lake	(56)	-	-	(56)
		<b>857</b>	<b>-</b>	<b>-</b>	<b>857</b>
<b>TOTALS</b>		<b>97,420</b>	<b>8,257</b>	<b>(5,585)</b>	<b>100,092</b>
					Closing cash and cash equivalents <b>172,367</b>
					Reserves as percentage of cash balance <b>58%</b>

\*No interest charged for these reserves September 2020 year to date due to low prevailing interest rate.

## Monthly Financial Report

## 10. REDLAND WATER STATEMENTS

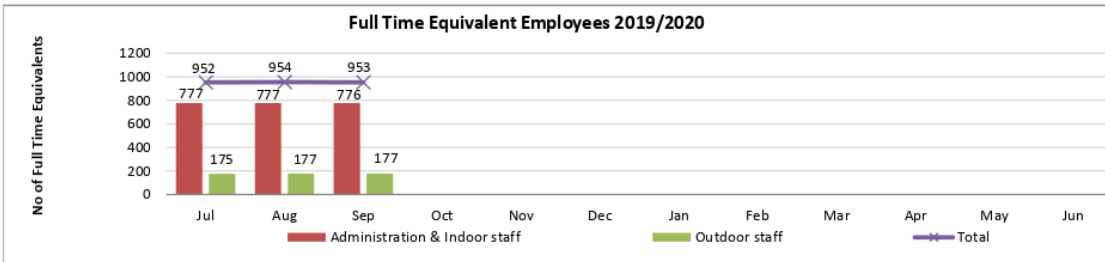
REDLAND WATER SUMMARY OPERATING STATEMENT					
For the period ending 30 September 2020					
	Annual	Annual	YTD	YTD	YTD
	Original	Revised	Revised	Actual	Variance
	Budget	Budget	Budget	\$000	\$000
	\$000	\$000	\$000		
Total revenue	122,970	122,970	29,311	28,370	(941)
Total expenses	71,469	71,469	17,691	16,958	(733)
Earnings before interest, tax and depreciation (EBITD)	51,501	51,501	11,620	11,412	(208)
External interest expense	71	71	18	28	10
Internal interest expense	10,621	10,621	2,655	2,655	-
Depreciation	24,142	24,142	6,035	5,997	(38)
<b>Operating surplus / (deficit)</b>	<b>16,667</b>	<b>16,667</b>	<b>2,912</b>	<b>2,732</b>	<b>(180)</b>
REDLAND WATER CAPITAL FUNDING STATEMENT					
For the period ending 30 September 2020					
	Annual	Annual	YTD	YTD	YTD
	Original	Revised	Revised	Actual	Variance
	Budget	Budget	Budget	\$000	\$000
	\$000	\$000	\$000		
Capital contributions, donations, grants and subsidies	2,537	2,537	634	576	(58)
Net transfer (to) / from constrained capital reserves	(2,365)	(374)	(560)	516	1,076
Non-cash contributions	3,399	3,399	-	-	-
Funding from utility revenue	8,568	10,151	2,298	102	(2,196)
<b>Total sources of capital funding</b>	<b>12,138</b>	<b>15,714</b>	<b>2,372</b>	<b>1,194</b>	<b>(1,178)</b>
Contributed assets	3,399	3,399	-	-	-
Capitalised expenditure	8,258	11,833	2,252	659	(1,593)
Loan redemption	482	482	120	535	415
<b>Total application of capital funds</b>	<b>12,138</b>	<b>15,714</b>	<b>2,372</b>	<b>1,194</b>	<b>(1,178)</b>

## 11. REDWASTE STATEMENTS

REDWASTE OPERATING STATEMENT					
For the period ending 30 September 2020					
	Annual	Annual	YTD	YTD	YTD
	Original	Revised	Revised	Actual	Variance
	Budget	Budget	Budget	\$000	\$000
	\$000	\$000	\$000		
Total revenue	35,715	35,715	8,871	8,891	20
Total expenses	27,427	27,427	6,813	6,648	(165)
Earnings before interest, tax and depreciation (EBITD)	8,288	8,288	2,058	2,243	185
External interest expense	17	17	4	4	-
Depreciation	327	327	82	83	1
<b>Operating surplus / (deficit)</b>	<b>7,943</b>	<b>7,943</b>	<b>1,972</b>	<b>2,156</b>	<b>184</b>
REDWASTE CAPITAL FUNDING STATEMENT					
For the period ending 30 September 2020					
	Annual	Annual	YTD	YTD	YTD
	Original	Revised	Revised	Actual	Variance
	Budget	Budget	Budget	\$000	\$000
	\$000	\$000	\$000		
Non-cash contributions	-	-	-	-	-
Funding from utility revenue	924	2,729	1,251	355	(896)
<b>Total sources of capital funding</b>	<b>924</b>	<b>2,729</b>	<b>1,251</b>	<b>355</b>	<b>(896)</b>
Capitalised expenditure	779	2,584	1,128	243	(885)
Loan redemption	145	145	123	112	(11)
<b>Total application of capital funds</b>	<b>924</b>	<b>2,729</b>	<b>1,251</b>	<b>355</b>	<b>(896)</b>

12. APPENDIX: ADDITIONAL AND NON-FINANCIAL INFORMATION

Workforce Reporting



September 2020: Headcount		Employee Type			
Department Level	Casual	Full Time	Part Time	Total	
Office of CEO and People and Culture	34	272	71	377	
Organisational Services	6	35	7	48	
Community and Customer Services	9	354	16	379	
Infrastructure and Operations	7	209	18	234	
<b>Total</b>	<b>56</b>	<b>870</b>	<b>112</b>	<b>1,038</b>	

Note: Full Time Equivalent Employees includes all full time employees at a value of 1 and all other employees, at a value less than 1. The table above demonstrates the headcount by department. Following Ourspace, the table includes contract of service and temporary personnel. It includes casual staff in their non-substantive roles as at the end of the period where relevant.

Overdue Rates Debtors & Statistics

Days Overdue	Sep-20	% Overdue	Sep-19	% Overdue	\$ Variance	% Variance	Rates & Charges Statistics	September 2020	September 2019
0 - 30	\$1,266	0.0%	\$3,761	0.0%	-\$2,495	0.0%	Levied (Billed) Rates & Charges since 1 July 2020	\$70,903,107	\$66,540,321
31 - 60	\$4,279,772	5.1%	\$3,852,572	5.1%	\$427,200	0.0%	Rate arrears brought forward 1 July 2020	\$12,988,652	\$9,452,770
61 - 90	\$0	0.0%	\$2,266	0.0%	-\$2,266	0.0%	Total	\$83,891,759	\$75,993,091
91 - 180	\$2,023,956	2.4%	\$1,804,127	2.4%	\$219,829	0.0%	Balance of overdue rates & charges	\$10,367,504	\$9,181,429
>180	\$4,062,510	4.8%	\$3,518,703	4.6%	\$543,807	0.2%	% Overdue	12.3%	12.1%
<b>Total</b>	<b>\$10,367,504</b>	<b>12.3%</b>	<b>\$9,181,429</b>	<b>12.1%</b>	<b>\$1,186,075</b>	<b>0.2%</b>			



## 13. GLOSSARY

## Key Terms

**Written Down Value:**

*This is the value of an asset after accounting for depreciation or amortisation, and it is also called book value or net book value.*

**Work In Progress:**

*This represents an unfinished project that costs are still being added to. When a project is completed, the costs will be either capitalised (allocated to relevant asset class) or written off.*

## Definition of Ratios

**Operating Surplus Ratio\*:**

*This is an indicator of the extent to which revenues raised cover operational expenses only or are available for capital funding purposes*

Net Operating Surplus  
Total Operating Revenue

**Asset Sustainability Ratio\*:**

*This ratio indicates whether Council is renewing or replacing existing non-financial assets at the same rate that its overall stock of assets is wearing out*

Capital Expenditure on Replacement of Infrastructure Assets (Renewals)  
Depreciation Expenditure on Infrastructure Assets

**Net Financial Liabilities\*:**

*This is an indicator of the extent to which the net financial liabilities of Council can be serviced by operating revenues*

Total Liabilities - Current Assets  
Total Operating Revenue

**Level of Dependence on General Rate Revenue:**

*This ratio measures Council's reliance on operating revenue from general rates (excludes utility revenues)*

General Rates - Pensioner Remissions  
Total Operating Revenue - Gain on Sale of Developed Land

**Current Ratio:**

*This measures the extent to which Council has liquid assets available to meet short term financial obligations*

Current Assets  
Current Liabilities

**Debt Servicing Ratio:**

*This indicates Council's ability to meet current debt instalments with recurrent revenue*

Interest Expense\*\*\* + Loan Redemption^  
Total Operating Revenue - Gain on Sale of Developed Land

**Cash Balance - \$M:**

*Cash balance includes cash on hand, cash at bank and other short term investments.*

Cash Held at Period End

**Cash Capacity in Months:**

*This provides an indication as to the number of months cash held at period end would cover operating cash outflows*

Cash Held at Period End  
[[Cash Operating Costs + Interest Expense] / Period in Year]

**Longer Term Financial Stability - Debt to Asset Ratio:**

*This is total debt as a percentage of total assets, i.e. to what extent will our long term debt be covered by total assets*

Current and Non-current Debt\*\*  
Total Assets

**Operating Performance:**

*This ratio provides an indication of Council's cash flow capabilities*

Net Cash from Operations + Interest Revenue and Expense  
Cash Operating Revenue + Interest Revenue

**Interest Coverage Ratio:**

*This ratio demonstrates the extent to which operating revenues are being used to meet the financing charges*

Net Interest Expense on Debt Service\*\*\*  
Total Operating Revenue

\* These targets are set to be achieved on average over the longer term and therefore are not necessarily expected to be met on a monthly basis.

\*\* Debt includes lease liabilities.

\*\*\* Interest expense includes interest on leases.

^ Loan redemption includes lease redemption.

## 13.2 NATIONAL COMPETITION POLICY REQUIREMENTS FOR SIGNIFICANT AND OTHER BUSINESS ACTIVITIES 2020-2021

### Objective Reference:

**Authorising Officer:** Deborah Corbett-Hall, Chief Financial Officer

**Responsible Officer:** Deborah Corbett-Hall, Chief Financial Officer

**Report Author:** Amanda Gadd, Management Accountant Commercial Business

**Attachments:** Nil

### PURPOSE

To identify business activities for the 2020-2021 financial year, following the certification of Council's 2019-2020 Annual Financial Statements by the Queensland Audit Office (QAO). The report also identifies which business activities Council will apply the Code of Competitive Conduct to in 2020-2021.

### BACKGROUND

Under Schedule 4, of the *Local Government Act 2009*, a business activity of a local government means trading in goods and services by the local government.

Section 43(4) of the *Local Government Act 2009* states that a significant business activity is a business activity of a local government that:

- a) is conducted in competition, or potential competition, with the private sector; and
- b) meets the threshold requirement prescribed under a regulation.

Section 19(2) of the *Local Government Regulation 2012* prescribes the threshold that a business activity must meet to be a significant business activity for a financial year

- If the business activity is the provision of combined water and sewerage services, the threshold is 10,000 or more premises being connected to a water service as at 30 June of the financial year ending immediately before the current financial year.

Section 19(3) of the *Local Government Regulation 2012* states that for a business activity of a type other than the activity mentioned in subsection (2), the threshold is expenditure of at least \$9.7m for the financial year ending immediately before the current financial year.

Section 39 of the *Local Government Regulation 2012* says that a business activity is prescribed for a financial year for section 47(7) of the Act if the amount of current expenditure for the business activity for the previous financial year is \$340,000 or more.

The amount of current expenditure is the total of the following amounts spent in conducting the activity for the year:

- a) operational costs
- b) administrative and overhead costs
- c) cost of resources
- d) depreciation

## ISSUES

The Business Partnering Unit in Financial Services has reviewed Council's business activities following the QAO certification of Council's 2019-2020 Annual Financial Statements. It is proposed that City Water (formally Redland Water) and City Waste (formally RedWaste) be the only activities subject to the Code of Competitive Conduct in the 2020-2021 financial year. These are also the only activities considered to give rise to any material competition with the private sector.

In relation to other activities conducted by Council, which do meet the relevant financial thresholds but which have nonetheless been reviewed in preparing this report, the following is noted:

- Council conducts no "roads activities" as defined in section 47(5) of the *Local Government Act 2009*.
- Fleet activity does not provide any services external to Council.
- Council's building certification functions are no longer a business activity, as Council now only carries out its regulatory responsibilities under the *Building Act 1975*.
- Marine services provides very little commercial revenue and does not compete with any commercial businesses in Redlands Coast.
- Redlands Performing Arts Centre typically operates at a loss which is contrary to standard commercial principles.
- IndigiScapes café is typically not profit making with the café being unique in its focus on natural product, promoting sustainable living and the use of indigenous sources (bush tucker).

Business Activity	Classification	Comments
City Water (formally Redland Water)	Significant business activity that is commercialised	Name change only
City Waste (formally RedWaste)	Significant business activity that is commercialised	Name change only

## STRATEGIC IMPLICATIONS

### Legislative Requirements

The annual review of Council's business activities is for Redland City Council as a Local Government. Council's wholly owned subsidiary Redland Investment Corporation Pty Ltd. reviews its business model separately to Council.

Council has in place a number of policies and administrative directives to provide a framework to ensure long-term financial and infrastructure sustainability for the community. These include Application of Dividends and Tax Equivalent Payments (FIN-005-P), Constrained Cash Reserves (FIN-007-A), Capital Portfolio Prioritisation (CPP-002-A), Revenue (FIN-017-P), Debt (FIN-009-P), Investment (FIN-001-P), Asset Accounting (FIN-013-A) and Corporate Procurement (LSV-001-P).

Section 47(7) of the *Local Government Act 2009* states a local government must decide each financial year, by resolution, whether or not to apply the Code of Competitive Conduct to a business activity prescribed under a regulation. If Council resolves not to apply the Code of Competitive Conduct to a business activity, section 47(8) of the *Local Government Act 2009* requires that the resolution must state the reasons for not doing so.

## Risk Management

Risks and opportunities for business activities are discussed as part of both the annual review of the Long-Term Financial Strategy and also the annual budget workshops.

## Financial

There are no financial implications impacting Council as a result of this report.

## People

Nil impact expected as the purpose of this document is to identify Council's business activities for the 2020-2021 financial year and determine whether to apply the Code of Competitive Conduct to these business activities in accordance with the legislative requirements.

## Environmental

Nil impact expected as the purpose of this document is to identify Council's business activities for the 2020-2021 financial year and determine whether to apply the Code of Competitive Conduct to these business activities in accordance with the legislative requirements.

## Social

Nil impact expected as the purpose of this document is to identify Council's business activities for the 2020-2021 financial year and determine whether to apply the Code of Competitive Conduct to these business activities in accordance with the legislative requirements.

## Human Rights

There are no known nor any foreseen direct human rights implications associated with this report.

## Alignment with Council's Policy and Plans

This report has a relationship with the following items of Council's 2018-2023 Corporate Plan:

8. Inclusive and ethical governance: Deep engagement, quality leadership at all levels, transparent and accountable democratic processes and a spirit of partnership between the community and Council will enrich residents' participation in local decision-making to achieve the community's Redlands 2030 vision and goals.
- 8.2 Council produces and delivers against sustainable financial forecasts as a result of best practice Capital and Asset Management Plans that guide project planning and service delivery across the city.

## CONSULTATION

Consulted	Consultation Date	Comments/Actions
Business Partnering Unit Officers	15/10/2020	No changes or new conflicts to the National Competition Policy advised by BPU officers.
Business Partnering Service Manager	19/10/2020	Reviewed in accordance with the <i>Local Government Act 2009</i> and the <i>Local Government Regulation 2012</i> .
City Operations Group Manager	20/10/2020	Reviewed in accordance with the realignment of Redland City Councils Infrastructure and Operations Department, relating to the name change from RedWaste to City Waste.
City Water Group Manager	20/10/2020	Reviewed in accordance with the realignment of Redland City Councils Infrastructure and Operations Department, relating to the name change from Redland Water to City Water.

**OPTIONS****Option One**

That Council resolves as follows:

1. For the 2020-2021 financial year that City Water (formally Redland Water) and City Waste (formally RedWaste) are business activities based on the nature of their functions and the 2019-2020 Annual Financial Statements of Council.
2. Pursuant to section 47(7) of the *Local Government Act 2009*, the code of competitive conduct be applied to City Water and City Waste.
3. There are no other business activities of Council that are expected to be business activities as defined in section 43(4) of the *Local Government Act 2009*, and business activities prescribed for the purposes of section 47(7) of the *Local Government Act 2009*.

**Option Two**

That Council resolves to request further information.

**OFFICER'S RECOMMENDATION**

That Council resolves as follows:

1. For the 2020-2021 financial year that City Water (formally Redland Water) and City Waste (formally RedWaste) are business activities based on the nature of their functions and the 2019-2020 Annual Financial Statements of Council.
2. Pursuant to section 47(7) of the *Local Government Act 2009*, the code of competitive conduct be applied to City Water and City Waste.
3. There are no other business activities of Council that are expected to be business activities as defined in section 43(4) of the *Local Government Act 2009*, and business activities prescribed for the purposes of section 47(7) of the *Local Government Act 2009*.

### 13.3 REDLAND CITY COUNCIL MEETING SCHEDULE 2021

**Objective Reference:****Authorising Officer:** John Oberhardt, General Manager Organisational Services**Responsible Officer:** Tony Beynon, Group Manager Corporate Governance**Report Author:** Lizzi Striplin, Corporate Meetings & Registers Supervisor**Attachments:** 1. Redland City Council Proposed Meeting Schedule 2021**PURPOSE**

To adopt the Redland City Council Meeting Schedule for 2021 and bring the General Meeting scheduled for 9 December 2020 forward to 2 December 2020.

**BACKGROUND**

Section 254B of the *Local Government Regulation 2012* requires Council to, at least once in each year, publish a notice of the days and times when its statutory meetings will be held.

The notice must be published on Council's website and in other ways Council considers appropriate such as a conspicuous place in its public office, the days and times of when the meetings will be held.

Council must, as soon as practicable, notify any change to the days and times, in the same way as the days and times were previously notified.

**ISSUES**

The attached meeting schedule for 2021 has been developed to meet legislative requirements under the *Local Government Regulation 2012*.

At the General Meeting 11 September 2019, Council adopted the meeting schedule for 2020. Two dates were adopted for December:

9 December 2020

16 December 2020

It is proposed that the 9 December 2020 meeting be brought forward to 2 December 2020.

**STRATEGIC IMPLICATIONS****Legislative Requirements**

The recommendations of this report are in accordance with the legislative requirements relating to the conduct of Council's meetings.

**Risk Management**

There are no significant risk management issues associated with this report.

**Financial**

There are no specific financial implications associated with this report.

**People**

Adopting Council's meetings schedule allows Council's Elected Representatives and those officers involved in Council's meetings to effectively plan for their 2021 Council meeting commitments.

**Environmental**

There are no specific environmental implications associated with this report.

**Social**

There are no social implications associated with this report.

**Human Rights**

There are no impacts under the *Human Rights Act 2019*.

**Alignment with Council's Policy and Plans**

This report has a relationship with the following items of the 2018-2023 Corporate Plan:

8. Inclusive and ethical governance

**CONSULTATION**

Consulted	Consultation Date	Comments/Actions
Financial Services	October 2020	For special Budget Meeting date
Executive Leadership Team	27 October 2020	Workshop discussion
Mayor and Councillors	27 October 2020	Workshop discussion

**OPTIONS****Option One**

That Council resolves as follows:

1. To adopt the attached Redland City Council Meeting Schedule for 2021.
2. To bring the General Meeting scheduled for 9 December 2020 forward to 2 December 2020.

**Option Two**

That Council resolves as follows:

1. To amend the Redland City Council Meeting Schedule 2021.
2. To bring the General Meeting scheduled for 9 December 2020 forward to 2 December 2020.

**OFFICER'S RECOMMENDATION**

**That Council resolves as follows:**

- 1. To adopt the attached Redland City Council Meeting Schedule for 2021.**
- 2. To bring the General Meeting scheduled for 9 December 2020 forward to 2 December 2020.**

**REDLAND CITY COUNCIL  
PROPOSED  
MEETING SCHEDULE  
JANUARY-DECEMBER 2021**

<b>JANUARY 2021</b>		
20	Wednesday 9.30am	General Meeting
<b>FEBRUARY 2021</b>		
17	Wednesday 9.30am	General Meeting
<b>MARCH 2021</b>		
17	Wednesday 9.30am	General Meeting
<b>APRIL 2021</b>		
21	Wednesday 9.30am	General Meeting
<b>MAY 2021</b>		
19	Wednesday 9.30am	General Meeting
<b>JUNE 2021</b>		
16	Wednesday 9.30am	General Meeting
24	Thursday 1.00pm	Special Budget Meeting
<b>JULY 2021</b>		
21	Wednesday 9.30am	General Meeting
<b>AUGUST 2021</b>		
18	Wednesday 9.30am	General Meeting
<b>SEPTEMBER 2021</b>		
15	Wednesday 9.30am	General Meeting
<b>OCTOBER 2021</b>		
20	Wednesday 9.30am	General Meeting
<b>NOVEMBER 2021</b>		
17	Wednesday 9.30am	General Meeting
<b>DECEMBER 2021</b>		
15	Wednesday 9.30am	General Meeting



### 13.4 COMMUNITY CONSULTATION - POTENTIAL AMENDMENT TO LOCAL LAW NO. 2 (ANIMAL MANAGEMENT) 2015, REGISTER - ANIMALS IN PUBLIC PLACES

#### Objective Reference:

**Authorising Officer:** John Oberhardt, General Manager Organisational Services

**Responsible Officer:** Tony Beynon, Group Manager Corporate Governance

**Report Author:** Kristene Viller, Policy and Local Laws Coordinator

**Attachments:**

1. Draft Register of Animals In Public Places
2. Community Consultation Activity Plan

#### PURPOSE

To recommend the commencement of community consultation for potential amendments to *Local Law No. 2 (Animal Management) 2015, Register – Animals in Public Places*. The amendments proposed:

- reduce the number of locations across the city that animals are prohibited; and
- reduce the locations where restrictions apply to animals.

#### BACKGROUND

On February 26, 2020 a report, item 6.2 was presented to Council which proposed a relaxation of the restrictions on dogs at Wellington Point Reserve. Councillors voted to withdraw this report in favour of a City wide review of animals in public places.

The City wide review has been undertaken by officers from Compliance Services, Civic and Open Space Asset Management and Strategy and Governance.

Whilst the review has identified areas where the prohibition and restrictions can be lifted it should be noted that dogs remain prohibited in bathing reserves and within 10 metres of any recreation apparatus in a public place that is provided for the use of the community, this restriction applies to all public places across the city.

#### ISSUES

The following changes have been proposed in the draft version of the Register of Animals in Public Places that is attached to this report.

Prohibited Areas at any time for dogs	What has changed
Wellington Point Reserve	Remove prohibition in the picnic area and playground. The prohibition is being removed on the designated swimming beach however the prohibition on bathing reserves remains.
Beth Boyd Park, Thorneside	Remove prohibition in the park area, retention of the prohibition on the foreshore/seashore.
Redland Bay Esplanade, Redland Bay (where Grey Street and Bay Street intersect)	Remove prohibition on the foreshore/seashore.
Swamp Box, Capalaba	Remove prohibition and allow dogs at any time on lead.

Restricted areas during specified times for dogs	What has changed?
Yeo park, Victoria Point	Remove restriction and allow dogs at any time on lead

Wellington Point Reserve	Remove restriction and allow dogs at any time on lead
Foreshore and seashore at the end of Wilson Street Victoria Point	Remove restriction and allow dogs at any time on lead

<b>Prohibited from bringing a horse, camel or donkey</b>	<b>What has changed?</b>
Redlands Coast	Inclusion of the foreshore and seashore in front of swimming enclosures.

The amendments to the Register of Animals in Public Places have been drafted in accordance with Council's adopted Local Law Making Process.

**Please note that in the draft version of the Register of Animals In Public Places (Attachment 1) the following changes are proposed.**

<b>Section</b>	<b>Amendment</b>
Part 1, Item 1, Column 2 (a)	Deletion of provision.
Part 1, Item 1, Column 2 (b)	Renumbered to (a) and the words 'but limited to the area on the beach side of' inserted prior to designated walkway, and insert Map 1 at the end of the sentence.
Part 1, Item 1, Column 2 (c)	Renumbered to (b) and Map 2 added at the end of the sentence.
Part 1, Item 1, Column 2 (d)	Renumbered to (c) and Map 3 added at the end of the sentence.
Part 1, Item 1, Column 2 (e)	Renumbered to (d) and Map 6 added at the end of (iii).
Part 1, Item 1, Column 2 (f)	Deletion of provision.
Part 1, Item 1, Column 2 (g)	Renumbered to (e) and Map 13 added to the end of the sentence.
Part 1, Item 1, Column 2 (h)	Renumbered to (f).
Part 1, Item 1, Column 2 (i)	Renumbered to (g) and Map numbers 11,12 and 8 added at the end of the sentence.
Part 1, Item 1, Column 2 (j)	Renumbered to (h).
Part 1, Item 1, column 2 (k)	Renumbered to (i).
Part 1, Item 1, Column 2 (l)	Renumbered to (j) and Map 4 added at the end of the sentence.
Part 1, Item 1, Column 2 (m)	Renumbered to (k).
Part 1, Item 1, Column 2 (p)	Renumbered to (l) and 'playground' replaced with 'recreational' and 'children' replaced with 'the community'.
Part 1, Item 1, Column 2 (q)	Renumbered to (m).
Part 1, Item 1, Column2 (r)	Deletion of provision
Part 1, Item 2, Column 2 (a)	Deletion of provision.
Part 1, Item 2, Column 2 (b)	Deletion of provision.
Part 1, Item 2, Column 2 (c)	Deletion of provision.
Part 1, Item 3	Renumbered to Item 2.
Part 1, Item 4, Column 2 (a)	Renumbered to item 3, column 2(a).
Part 1, Item 4, Column 2 (b)	Renumbered to item 3, column 2(b).

<b>Section</b>	<b>Amendment</b>
Part 1, Item 4, Column 2 (c)	Renumbered to item 3, column 2(c).
Part 1, Item 4, Column 2 (d)	Renumbered to Item 3, column 2(d). Insert new provision. 'The foreshore and seashore in front of the swimming enclosures at Redland Bay, North Stradbroke Island, Russell Island, MacLeay Island, Lamb Island and Karragarra Island.'
Part 1, Item 5, Column 2	Renumbered to Item 4, Column 2. Inclusion of (d) in the subject to items and reworded to be "areas except those which are designated by sign as a public place where a person is permitted to bring a horse at any time."
Part 1, Item 6, Column 1	Renumbered to item 5, Column 1. Removal of 'goat, pig, cow, sheep, llama, alpaca, deer, fowl, peafowl, poultry, ostrich or emu' and replace with 'an animal other than a dog'.
Part 2, Item 1, Column 2 (b)	Insert at the end 'with the exception of the foreshore and seashore in front of the swimming enclosures at Redland Bay, North Stradbroke Island, Russell Island, MacLeay Island, Lamb Island and Karragarra Island.'
Part 2, Item 2, Column 2 (b)	Insert at the end 'with the exception of the foreshore and seashore in front of the swimming enclosures at Redland Bay, North Stradbroke Island, Russell Island, MacLeay Island, Lamb Island and Karragarra Island.'
Schedule 1 – Maps	Insertion of new schedule including maps of some of the prohibited or restricted areas.
Schedule 1 – Dictionary	Renumbered to Schedule 2.
Schedule 2 – Dictionary	Insert new definition of Recreation Apparatus.

#### Prohibition and Restriction of Animals in Public Places during specified times.

Section 9 of *Local Law No. 2 (Animal Management) 2015* permits Council to designate by resolution, public places where animals, are prohibited or restricted. In accordance with s9(6) these areas must be recorded in a register that is available for public inspection and indicates the specific conditions for each prohibition.

*Local Law No. 2 (Animal Management) 2015* at s9(7) authorises Council to repeal or amend a resolution about a prohibition or restriction without the need for the public to be consulted.

#### Community Consultation

It is proposed that the community consultation be conducted for a period of 28 days, commencing on 9 November 2020 and concluding on 6 December 2020. The community consultation will be seeking the community's feedback on the proposed relaxations to the prohibition and restrictions.

A community engagement plan has been provided (Attachment 2) outlining:

- a) The nature of the engagement;
- b) The period of the engagement;
- c) Where notice of the proposed consultation will be displayed; and
- d) The information that will generally be stated about the proposed consultation in any notice.

All comments received will be reviewed and those that address the consultations question will be considered in the final community consultation report. The final community consultation report and Register of Animals in Public Places will be presented to a future Council meeting and will include proposed amendments to signage in line with the proposed removal of restrictions.

## STRATEGIC IMPLICATIONS

### Legislative Requirements

The amendments are in accordance with the requirements of *Local Law No. 2 (Animal Management) 2015*.

### Risk Management

The risks associated with amending *Local Law No. 2 (Animal Management) 2015*, Register - Animals in Public Places have been managed by:

- a) Internal stakeholder engagement to ensure the register will promote effective governance to the community; and
- b) Ensuring the process to amend the Register is in accordance with the requirements of *Local Law No. 2 (Animal Management) 2015*.

### Financial

There are no financial implications associated with this report.

### People

The community consultation process will have an impact on the compliance services unit who are responsible for enforcement activities, the community engagement and tourism unit who will promote the consultation to the community and the Strategy and Governance Unit that will formulate the results and present back to Council. It is anticipated the work will be absorbed by current resourcing.

### Environmental

There are no environmental implications associated with this report.

### Social

The community consultation process aims to ensure an equitable and transparent process, with opportunity for the community to comment regarding the proposed trial.

The community consultation for the proposed changes are being undertaken at “Consult” level in accordance with the IAP2 Public Participation Spectrum. The goal being to obtain public feedback on the proposed changes to the Register.

### Human Rights

The proposed changes in this report and attachments don't impede any human rights.

### Alignment with Council's Policy and Plans

This process is in keeping with Council's Corporate Plan Priority 8, Inclusive and Ethical Governance for deep engagement, quality leadership at all levels, transparent and accountable democratic processes and a spirit of partnership between the community and council.

## CONSULTATION

Consulted	Consultation Date	Comments/Actions
Service Manager Compliance Services	November 19 – October 20	Request for amendment to the Register, review of prohibited and restricted areas.
Senior Advisor Administrative Review	November 19 – October 20	Draft amendments to the Register and preparation of the report.

Consulted	Consultation Date	Comments/Actions
Elected Representative Division 1	November 19	Discussed potential of the original trial at Wellington Point with Animal Management.
Service Manager Civic and Open Space	December 19 – October 20	Participated in Review of prohibited and restricted areas.
Service Manager Parks and Conservation	December 19	Request for comment.
Team Leader Compliance Support	September 20	Preparation of Maps.

## OPTIONS

### Option One

Pursuant to section 9(2) of *Local Law No. 2 (Animal Management) 2015*, Council resolves as follows:

1. To engage with the community for a period of 28 days commencing in November 2020 (the consultation period) about changes to the prohibition and restrictions contained in the Register of Animals in Public Places.
2. To accept and review all comments received in relation to the proposed changes.

### Option Two

That Council resolves not to undertake a community consultation of changes to the prohibitions and restrictions contained in the Register of Animals in Public Places.

### Option Three

That Council resolves to make the changes to the Register of Animals in Public Places without undertaking community consultation.

## OFFICER'S RECOMMENDATION

Pursuant to section 9(2) of *Local Law No. 2 (Animal Management) 2015*, Council resolves as follows:

1. To engage with the community for a period of 28 days commencing in November 2020 (the consultation period) about changes to the prohibition and restrictions contained in the Register of Animals in Public Places.
2. To accept and review all comments received in relation to the proposed changes.



Redland City Council

**Local Law No. 2 (Animal Management)  
2015**

**Register**

**Animals in Public Places**



## Redland City Council

### Local Law No. 2 (Animal Management) 2015

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**Register                      Prohibition and restriction of animals in public places**

*Local Law No. 2 (Animal Management) 2015*

The dictionary in the schedule defines particular words used in this Register.

**Part 1                      Prohibition of animals in public places under section 9(1)(a) and (b) of Local Law No. 2 (Animal Management) 2015.**

<b>Item</b>	<b>Column 1 Prohibition</b>	<b>Column 2 Public Place</b>
1	Public places where a person is prohibited from bringing a dog at any time.	(a) The reserve and the adjacent foreshore and seashore at Beth Boyd Park, Thorneside – but limited to the area on the beach side of the designated walkway. (Map 1)  (b) All foreshore and seashore at Raby Bay, Cleveland except the foreshore and seashore in front of Raby Bay Foreshore Park between the first groyne in an easterly direction from the intersection of Masthead Drive and Seacrest Court and the first groyne in a westerly direction from the intersection of Masthead Drive and Seacrest Court. (Map 2)  (c) The foreshore and seashore adjacent to W.H. Yeo Park, Victoria Point between the intersection of Thompson Street and Thompson Esplanade and west to the mouth of Moogurrumpum Creek. (Map 3)  (d) All reserves on Coochiemudlo Island and the foreshore and seashore of Coochiemudlo Island from the boat ramp at Main Beach, extending in— (i) an easterly direction to Norfolk Beach (Map 7); and



Item	Column 1 Prohibition	Column 2 Public Place
		<ul style="list-style-type: none"> <li data-bbox="899 369 1182 449">(ii) a northerly direction to Morwong Beach (Map 7); and</li> <li data-bbox="899 466 1260 575">(iii) a westerly direction to the intersection of Elizabeth Street and Victoria Parade at Morwong Beach. (Map 6)</li> <li data-bbox="829 592 1253 701">(e) The foreshore, seashore and reserve at Cylinder Beach, North Stradbroke Island between the foreshore and the roads abutting the reserve. (Map 13)</li> <li data-bbox="829 718 1253 877">(f) The foreshore and seashore at North Stradbroke Island, Main Beach between a point north east of Plant 7 Road and the access road adjacent to the Point Lookout Surf Lifesaving Club.</li> <li data-bbox="829 894 1240 1096">(g) The foreshore and seashore in front of the swimming enclosures at Redland Bay, North Stradbroke Island (Maps 11 &amp; 12), Russell Island (Map 8), Macleay Island (Map 7), Lamb Island (Map 9) and Karragarra Island (Map 10).</li> <li data-bbox="829 1113 1247 1222">(h) The display garden and barbeque areas located at the Redlands Indigiscapes Centre, 17 Runnymede Road, Capalaba.</li> <li data-bbox="829 1239 1192 1289">(i) Myora Springs Reserve, North Stradbroke Island.</li> <li data-bbox="829 1306 1263 1356">(j) Empire Point Wader Roost, Ommiston (Lot 116 on SL8945). (Map 4)</li> <li data-bbox="829 1373 1256 1423">(k) All bathing reserves placed under the control of the local government.</li> <li data-bbox="829 1440 1227 1558">(l) Within 10 metres of any recreational apparatus in a public place that is provided for the use of the community.</li> <li data-bbox="829 1575 1230 1734">(m) In any shop other than- <ul style="list-style-type: none"> <li data-bbox="899 1608 1049 1638">(i) a pet shop</li> <li data-bbox="899 1646 1166 1675">(ii) a veterinary shop/clinic</li> <li data-bbox="899 1684 1230 1734">(iii) if the animal is a dog or a cat – a dog grooming or pet care salon.</li> </ul> </li> </ul>

Item	Column 1 Prohibition	Column 2 Public Place
2	Public places where a person is prohibited from bringing a dog which is: (a) A regulated dog; or (b) A dog the subject of a proposed declaration notice.	Each public place which is designated as a dog off-leash area.
3	Public places where a person is prohibited from bringing a horse, camel or donkey at any time.	(a) Wellington Point Recreation Reserve, Wellington Point. (b) Redlands Indigiscapes Centre, 17 Runnymede Road, Capalaba. (c) All bathing reserves placed under the control of the local government. (d) The foreshore and seashore in front of the swimming enclosures at Redland Bay, North Stradbroke Island, Russell Island, Macleay Island, Lamb Island and Karragarra Island.
4	Public places where a person is prohibited from bringing a horse at any time.	Subject to Item 4(a), (b) (c) and (d), each park and reserve within the local government area except those which are designated by sign as a public place where a person is permitted to bring a horse at any time.
5	Public places where a person is prohibited from bringing an animal other than a dog at any time.	(a) All parks and reserves within the local government area. (b) All foreshore areas within the local government area. (c) All bathing reserves placed under the control of the local government.

**Part 2 Restriction of animals in public places under section 9(1)(c) of Local Law No. 2 (Animal Management) 2015**

Item	Column 1 Restriction	Column 2 Public Place
1	<p>Public places where a person may only bring a camel or donkey subject to conditions and particulars of the conditions.</p> <p>The conditions applicable to the bringing of a camel or donkey onto a public place identified in Item 1, Column 2 are that the responsible person for the animal must ensure that the animal does not do any of the following—</p> <ul style="list-style-type: none"> <li>(a) enter any area which is not part of a designated trail system;</li> <li>(b) disturb feeding, resting or roosting shore birds or wading birds;</li> <li>(c) disturb mangroves, sea grass or other marine vegetation or cause other environmental harm.</li> </ul> <p>These conditions do not apply if 1 or more camels or donkeys are brought onto a park or reserve by the holder of an approval granted under <i>Local Law No. 1 (Administration) 2015</i>—</p> <ul style="list-style-type: none"> <li>(a) in the exercise of the rights of the holder of the approval; and</li> <li>(b) in accordance with the conditions specified in the approval.</li> </ul>	<ul style="list-style-type: none"> <li>(a) All parks and reserves within the local government area.</li> <li>(b) All foreshore areas within the local government area, with the exception of the foreshore and seashore in front of the swimming enclosures at Redland Bay, North Stradbroke Island, Russell Island, Macleay Island, Lamb Island and Karragarra Island</li> </ul>

<p>2</p>	<p>Public places where a person may only bring a horse subject to conditions and particulars of the conditions.</p> <p>The conditions applicable to the bringing of a horse onto a public place identified in Item 2, Column 2 are that the responsible person for the horse must ensure that the horse does not do any of the following—</p> <ul style="list-style-type: none"> <li>(a) disturb feeding, resting or roosting shore birds or wading birds;</li> <li>(b) disturb mangroves, sea grass or other marine vegetation or cause other environmental harm.</li> </ul> <p>These conditions do not apply if 1 or more horses are brought onto a park or reserve by the holder of an approval granted under <i>Local Law No. 1 (Administration) 2015</i>—</p> <ul style="list-style-type: none"> <li>(a) in the exercise of the rights of the holder of the approval; and</li> <li>(b) in accordance with the conditions specified in the approval.</li> </ul>	<ul style="list-style-type: none"> <li>(a) All parks and reserves within the local government area unless the park or reserve is a public place where a person is prohibited from bringing a horse at any time under Part 1, Item 4 or Item 5.</li> <li>(b) All foreshore areas within the local government area with the exception of the foreshore and seashore in front of the swimming enclosures at Redland Bay, North Stradbroke Island, Russell Island, Macleay Island, Lamb Island and Karragarra Island.</li> </ul>
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## Register                      Dog off-leash areas

Local Law No. 2 (Animal Management) 2015

### Dog off-leash areas designated under section 10 of Local No. 2 (Animal Management) 2015

Item	Column 1 Public place designated as a dog off-leash area	Column 2 If the dog off-leash area is not a dog off-leash area at all times — the specified days and hours when a dog is not required to be on a leash
1	Point Lookout, North Stradbroke Island Area within the foreshore and seashore in front of the Point Lookout Hotel, Home Beach between Rocky Point and the Rocky Headland	
2	Dunwich - North Stradbroke Island Barton Street Park Lot 80 on SP228347 Area between the skate bowl and the fenced area at the eastern end of the park.	
3	Capalaba – Wentworth Drive Park Area within the fenced dog off leash enclosure Lot 7 on RP119832 and Lot 515 on RP159458	
4	Redland Bay – Charlie Buckler Sports field Area within the fenced dog off leash enclosure Lot 1 on RP 173525	

*Redland City Council Local Law No. 2 (Animal Management) 2015*

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5	<p>Thornlands - Robert Mackie Park, Thornlands</p> <p>Area within the fenced dog off leash enclosure</p> <p>Lot 200 on RP188833</p>	
6	<p>Birkdale – Three Paddocks Park</p> <p>Area within the fenced dog off leash enclosure</p> <p>Lot 2 on SP131666</p>	
7	<p>Alexandra Hills – Windemere Road Park</p> <p>Area within the fenced dog off leash enclosure</p> <p>Lot 1 on RP182975</p>	
8	<p>Alexandra Hills – George Street Park</p> <p>Area within the fenced dog off leash enclosure</p> <p>Lot 101 on RP138749</p>	
9	<p>Birkdale – Aquatic Paradise Park West</p> <p>Area within the unfenced area as designated by signage.</p> <p>Lot 420 on RP801831</p>	
10	<p>Capalaba – Brosnan Drive Park</p> <p>Area within the fenced dog off leash enclosure</p> <p>Lot 268 on RP203284</p>	
11	<p>Cleveland – GJ Walter Park</p> <p>Area within the unfenced area as designated by sign</p> <p>Lot 66 on SP11554</p>	

12	<p>Cleveland – Raby Bay Foreshore Park</p> <p>Area within the foreshore and seashore in front of Raby Bay Foreshore Park between the first groyne in an easterly direction from the intersection of Masthead Drive and Seacrest Court, Cleveland and the first groyne in a westerly direction from the intersection of Masthead Drive and Seacrest Court.</p> <p>Lot 449 on SL12369</p>	
13	<p>Coochiemudlo Island – Main Beach Victoria Parade</p> <p>Coochiemudlo Foreshore – West</p> <p>Area within the foreshore and seashore at Main Beach, Coochiemudlo Island between a point 113 metres west of the barge ramp, and extending in a westerly direction to a point 293 metres west of the barge ramp .</p> <p>Lot 22 on SP144276</p>	<p>(a) At all times during the months of May, June, July and August; and</p> <p>(b) During the months of January, February, November and December but only before 9.00 a.m. and after 5.00 p.m. each day.</p>
14	<p>Russell Island – Lions Boulevard Park</p> <p>Area within the foreshore and seashore in front of Lions Boulevard Park.</p> <p>Lots 71-81 on RP122082</p>	<p>(a) At all times during the months of May, June, July and August; and</p> <p>(b) During the months of January, February, November and December but only before 9.00 a.m. and after 5.00 p.m. each day.</p>
15	<p>Alexandra Hills – Hanover Drive Park</p> <p>Area within the fenced dog off leash enclosure</p> <p>Lot 300 on RP192407</p>	
16	<p>Alexandra Hills – Valantine Park</p> <p>Area within the fenced dog off leash enclosure</p> <p>Lot 16 on RP187810</p>	
17	<p>Birkdale, Lachlan Street Park</p> <p>Area within the fenced dog off leash enclosure</p> <p>Lot 86 on RP206419</p>	

*Redland City Council Local Law No. 2 (Animal Management) 2015*

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18	Capalaba, Capalaba Regional Park Area within the fenced dog off leash enclosure Lot 1 on RP180899	
19	Lamb Island, Pioneer Park (Lamb) Area within the unfenced area as designated by sign Lot 15 on RP31222	
20	Macleay Island - Attunga Street Foreshore Area within the unfenced area as designated by sign Lot 528 on RP118164	
21	Mt Cotton – Mount Cotton Community Park Area within the fenced dog off leash enclosure Lot 915 on SP221149	
22	Ormiston – Redlands Softball Park Area within the fenced dog off leash enclosure Lot 1 on RP219150	
23	Russell Island – The Bay Islands Pioneer Childrens Memorial Park Area within the fenced dog off leash enclosure Lot 1 RP79337	
24	Redland Bay – Moogurrapum Creek Corridor – Gordon Road Area within the fenced dog off leash enclosure Lot 28 on SP144550	



25	Redland Bay – Orchid Beach Foreshore (South) Area within the fenced dog off leash enclosure Lot 901 on SP124449	
26	Thornlands – Manning Esplanade Foreshore Area within the fenced dog off leash enclosure Lot 805 on SP186651	
27	Victoria Point – Victoria Point Bushland Refuge Area within the fenced dog off leash enclosure Lot 4 on SP232581	
28	Victoria Point – Les Moore Park Area within the fenced dog off leash enclosure Lot 2 on RP222425	
29	Redland Bay – Beachwood Street Park Area within the fenced dog off leash enclosure Lot 900 on SP267633	
30	Capalaba – Gundagai Drive Park Area within the fenced dog off leash area enclosure Lot 903 on RP803254	
31	Victoria Point – Eprapah Creek Corridor – Victoria Point West Area within the fenced dog off leash area enclosure Lot 3 on RP907141	
32	Thornlands – Freshwater Street Park Area within the fenced dog off leash area enclosure Lot 8 on SP279427	

## Schedule 1 Maps

### Map 1: Thorneside

The reserve and the adjacent foreshore and seashore at Beth Boyd Park, Thorneside – but limited to the area on the beach side of the designated walkway.



**Map 2: Cleveland**

All foreshore and seashore at Raby Bay, Cleveland except the foreshore and seashore in front of Raby Bay Foreshore Park – Groyne 1



All foreshore and seashore at Raby Bay, Cleveland except the foreshore and seashore in front of Raby Bay Foreshore Park – Groyne 1.

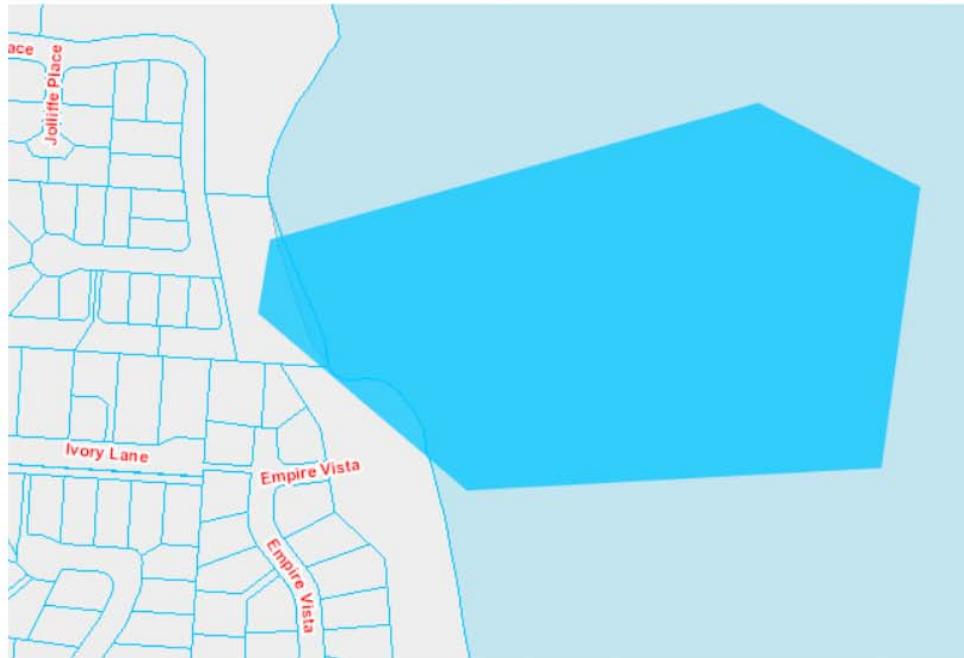
### Map 3: Victoria Point

The foreshore and seashore adjacent to W.H. Yeo Park, Victoria Point between the intersection of Thompson Street and Thompson Esplanade and west to the mouth of Moogurrumpum Creek.



### Map 4: Ormiston

Empire Point Wader Roost, Ormiston.



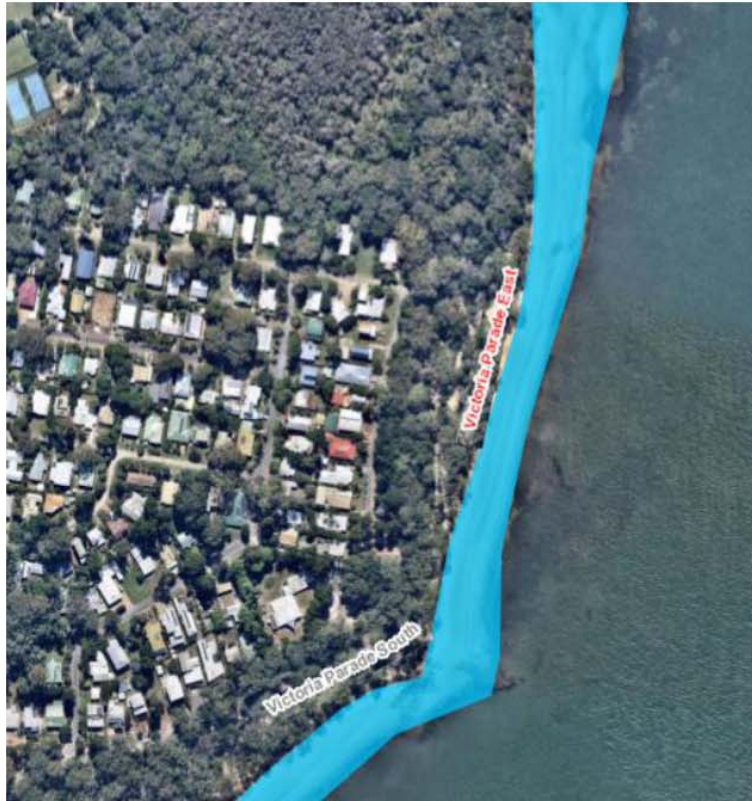
### Map 5: Coochiemudlo

All reserves on Coochiemudlo Island and the foreshore and seashore of Coochiemudlo Island from the boat ramp at Main Beach



### Map 6: Coochiemudlo

All reserves on Coochiemudlo Island and the foreshore and seashore of Coochiemudlo Island extending in— an easterly direction to Norfolk Beach



All reserves on Coochiemudlo Island and the foreshore and seashore of Coochiemudlo Island extending in a northerly direction to Morwong Beach



**Map 7: Macleay Island**

The foreshore and seashore in front of the swimming enclosure at Macleay Island.





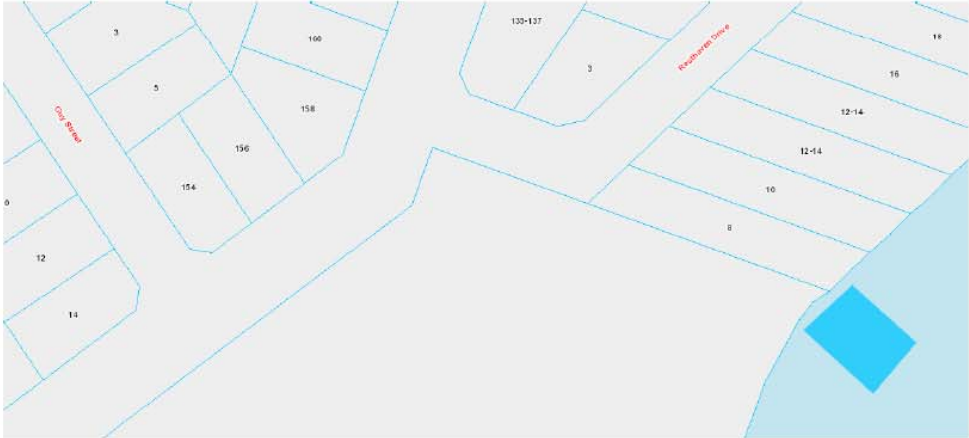
### Map 8: Russell Island

The foreshore and seashore in front of the swimming enclosure at Russell Island.



**Map 9: Lamb Island**

The foreshore and seashore in front of the swimming enclosure at Lamb Island



**Map 10: Karragarra Island**

The foreshore and seashore in front of the swimming enclosure at Karragarra Island.



**Map 11: North Stradbroke Island**

The foreshore and seashore in front of the swimming enclosure at Dunwich, North Stradbroke Island



### Map 12: North Stradbroke Island

The foreshore and seashore in front of the swimming enclosure at Amity Point, North Stradbroke Island



### Map 13: North Stradbroke Island

The foreshore, seashore and reserve at Cylinder Beach, North Stradbroke Island between the foreshore and the roads abutting the reserve



## Schedule 2      Dictionary

***bathing reserve*** means a bathing reserve placed under the control of the local government by gazette notice.

***designated trail system*** means a system of trails which are—

- (a) physically defined; and
- (b) constructed by the local government for recreational use, including, without limitation, the riding of horses, camels and donkeys.

***foreshore*** has the meaning given in the *Local Government Regulation 2012*.

***park*** has the meaning given in *Subordinate Local law No. 4 (Local Government Controlled Areas, Facilities and Roads) 2015*.

***Proposed declaration notice*** has the meaning given under the Animal Management (Cats and Dogs) Act 2008.

***Recreation apparatus*** means equipment provide for the recreational enjoyment of the community, this includes:

- Playground equipment
- Nature play equipment
- Exercise equipment

***regulated dog*** means a dog that under the *Animal Management (Cats and Dogs) Act 2008* is a declared dangerous dog, a declared menacing dog or a restricted dog.

***reserve*** has the meaning given in *Subordinate Local Law No. 4 (Local Government Controlled Areas, Facilities and Roads) 2015*.

***seashore*** has the meaning given in section 62(2) of the *Local Government Regulation 2012*.

## Local Law No. 2 (Animal Management) 2015 – Register of Animals in Public Places

### Community Consultation

#### Draft Community Consultation Activity Plan

**Objective:** Utilising the IAP2 Public Participation Spectrum community consultation will be undertaken at the “Consult” level.

		INCREASING IMPACT ON THE DECISION				
		INFORM	CONSULT	INVOLVE	COLLABORATE	EMPOWER
PUBLIC PARTICIPATION GOAL		To provide the public with balanced and objective information to assist them in understanding the problem, alternatives, opportunities and/or solutions.	To obtain public feedback on analysis, alternatives and/or decisions.	To work directly with the public throughout the process to ensure that public concerns and aspirations are consistently understood and considered.	To partner with the public in each aspect of the decision including the development of alternatives and the identification of the preferred solution.	To place final decision making in the hands of the public.
	PROMISE TO THE PUBLIC	We will keep you informed.	We will keep you informed, listen to and acknowledge concerns and aspirations, and provide feedback on how public input influenced the decision.	We will work with you to ensure that your concerns and aspirations are directly reflected in the alternatives developed and provide feedback on how public input influenced the decision.	We will look to you for advice and innovation in formulating solutions and incorporate your advice and recommendations into the decisions to the maximum extent possible.	We will implement what you decide.

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It will provide the Redlands Coast Community with information regarding the Local Law amendments. Information will include consultation dates and direct interested parties to the Yoursay page to make comment.

**Timing:** Community consultation will commence 9 November 2020 and close 6 December 2020.



**Activity Plan:**

ACTIVITY	CONTENT / COMPONENT PARTS	WHO	ITEMS	BUDGET	Comments
Yoursay project page	Content and functionality to include background, community consultation dates, and comment capture facility.	CET, Local Laws	na	na	Absorbed in current budget allocations
Press ad	Display ad in the Redland City Bulletin - appearing 11 November, 2020. Content to include background, community consultation as 'Consult' level only, community consultation dates, and detail on how to make comment (not submissions).	CET, Corporate Governance	1	\$509	T42 (186mm x 129mm). Booking deadline 3pm previous Wednesday.
Social media	Social media channels used to create awareness of notification.	CET, Councilors	na	na	Absorbed in current budget allocations
RCC Call Centre scripting	Covering proposed amendment, community consultation dates and detail on how community can make comment.	CET, Corporate Governance	na	na	Absorbed in current budget allocations
Signage	Signs placed in identified locations – Wellington Point, Raby Bay Foreshore Park	CET, Local Laws	2	160	600mm x 900mm corflute sign on timber staked (installed by Local Laws Officers)
			<b>Total</b>	<b>\$669</b>	

## 14 REPORTS FROM COMMUNITY & CUSTOMER SERVICES

### 14.1 DECISIONS MADE UNDER DELEGATED AUTHORITY FOR CATEGORY 1, 2 AND 3 DEVELOPMENT APPLICATIONS

#### Objective Reference:

**Authorising Officer:** Louise Rusan, General Manager Community & Customer Services

**Responsible Officer:** David Jeanes, Group Manager City Planning & Assessment

**Report Author:** Jill Driscoll, Group Support Coordinator

**Attachments:** 1. Decisions Made Under Delegated Authority 06.09.2020 to 26.09.2020.

#### PURPOSE

To note decisions made under delegated authority for development applications (Attachment 1).

This information is provided for public interest.

#### BACKGROUND

At the General Meeting of 21 June 2017, Council resolved that development assessments be classified into the following four categories:

Category 1 – minor code and referral agency assessments

Category 2 – moderately complex code and impact assessments

Category 3 – complex code and impact assessments

Category 4 – major assessments (not included in this report)

The applications detailed in this report have been assessed under:

**Category 1** – Minor code assessable applications, concurrence agency referral, minor operational works and minor compliance works, and minor change requests and extension to currency period where the original application was Category 1.

Delegation Level: Chief Executive Officer, General Manager, Group Managers, Service Manager, Team Leaders and Principal Planners as identified in the officer's instrument of delegation.

**Category 2** – In addition to Category 1, moderately complex code assessable applications, including operational works and compliance works and impact assessable applications without objecting submissions; other change requests and variation request where the original application was Category 1,2,3 or 4\*.

*\*Provided the requests do not affect the reason(s) for the call in by the Councillor (or that there is agreement from the Councillor that it can be dealt with under delegation).*

Delegation Level: Chief Executive Officer, General Manager, Group Managers and Service Managers as identified in the officer's instrument of delegation.

**Category 3** – In addition to Category 1 and 2, applications for code or impact assessment with a higher level of complexity. They may have minor level aspects outside a stated policy position that are subject to discretionary provision of the planning scheme. Impact applications may involve submissions objecting to the proposal readily addressable by reasonable and relevant conditions. Assessing superseded planning scheme requests and approving a plan of subdivision.

Delegation Level: Chief Executive Officer, General Manager and Group Managers as identified in the officer's instrument of delegation.

**Human Rights**

There are no known human rights implication associated with this report.

**OFFICER'S RECOMMENDATION**

**That Council resolves to note this report.**

## Attachment 1 Decisions Made Under Delegated Authority 06.09.2020 to 26.09.2020

## Decisions Made Under Delegated Authority 06.09.2020 to 12.09.2020

## CATEGORY1

Application Id	Application Full Details	Applicant	Associated Property Address	Primary Category	Decision Date	Negotiated Decision Date	Decision Description	Division
CAR20/0356	Design and Siting - Dwelling	Approveit Building Certification Pty Ltd	49-51 Albert Street Ormiston QLD 4160	Referral Agency Response - Planning	08/09/2020	N/A	Approved	1
CAR20/0361	Design and Siting - Carport	Approveit Building Certification Pty Ltd	16 Oceanic Street Wellington Point QLD 4160	Referral Agency Response - Planning	11/09/2020	N/A	Approved	1
CAR20/0349	Design and Siting - Shed	Vermeer Building Certification Pty Ltd	10 Tahoe Court Thornlands QLD 4164	Referral Agency Response - Planning	08/09/2020	N/A	Approved	3
CAR20/0286	Design and Siting - Carport	All Approvals Pty Ltd	21 Strachan Road Victoria Point QLD 4165	Referral Agency Response - Planning	08/09/2020	N/A	Approved	4
CAR20/0358	Design and Siting - Carport	The Certifier Pty Ltd	4 Cirrus Street Victoria Point QLD 4165	Referral Agency Response - Planning	11/09/2020	N/A	Approved	4
CAR20/0359	Design and Siting - Carport	Westbuilt Homes	7 Merindah Street Coochiemudlo Island QLD 4184	Referral Agency Response - Planning	09/09/2020	N/A	Approved	4
RAL20/0036	Reconfiguring a lot - Standard Format 1 into 2 lots	Paul TUXWORTH	360-362 Victoria Parade South Coochiemudlo Island QLD 4184	Code Assessment	09/09/2020	N/A	Development Permit	4
CAR20/0371	Design and Siting Dwelling	Platinum Building Approvals	53 Channel Street Russell Island QLD 4184	Referral Agency Response - Planning	07/09/2020	N/A	Approved	5

## Decisions Made Under Delegated Authority 06.09.2020 to 12.09.2020

## CATEGORY1

Application Id	Application Full Details	Applicant	Associated Property Address	Primary Category	Decision Date	Negotiated Decision Date	Decision Description	Division
CAR20/0372	Amenity and Aesthetics - Dwelling	David MORGAN	3 Belgrave Road Russell Island QLD 4184	Referral Agency Response - Planning	10/09/2020	N/A	Approved	5
CAR20/0350	Design and Siting - Dwelling House	Platinum Building Approvals	21 Lau Street Russell Island QLD 4184	Referral Agency Response - Planning	08/09/2020	N/A	Approved	5
CAR20/0355	Design and Siting - Dwelling	Brian DOWNTING	28 Pia Street Russell Island QLD 4184	Referral Agency Response - Planning	10/09/2020	N/A	Approved	5
CAR20/0373	Amenity and Aesthetics - dwelling less than 60m2	Jesse SOHN	24 Orion Street Macleay Island QLD 4184	Referral Agency Response - Planning	11/09/2020	N/A	Approved	5
CAR20/0379	Design and Siting - Carport	Professional Certification Group Pty Ltd	19 Penzance Drive Redland Bay QLD 4165	Referral Agency Response - Planning	08/09/2020	N/A	Approved	5
CAR20/0348	Design and Siting - Dwelling House	Platinum Building Approvals	16 Oakland Avenue Redland Bay QLD 4165	Referral Agency Response - Planning	09/09/2020	N/A	Approved	6
CAR20/0354	Design and Siting - detached addition	O'Brien Building Consultants Pty Ltd	2 Ti Tree Court Mount Cotton QLD 4165	Referral Agency Response - Planning	10/09/2020	N/A	Approved	6
CAR20/0331	Design and Siting - Carport	KC And ET Consultancy Pty Ltd	210 Vienna Road South Alexandra Hills QLD 4161	Referral Agency Response - Planning	11/09/2020	N/A	Approved	7

## Decisions Made Under Delegated Authority 06.09.2020 to 12.09.2020

## CATEGORY1

Application Id	Application Full Details	Applicant	Associated Property Address	Primary Category	Decision Date	Negotiated Decision Date	Decision Description	Division
CAR20/0294	Build Over or Near Relevant Infrastructure	Building Certifiers & Regulatory Consultants	90 Vienna Road Alexandra Hills QLD 4161	Referral Agency Response - Engineering	08/09/2020	N/A	Approved	7
CAR20/0344	Design and Siting & Build Over/near infrastructure - Carport	K P Building Approvals Pty Ltd	7 Bethnal Court Wellington Point QLD 4160	Referral Agency Response - Planning	10/09/2020	N/A	Approved	8
CAR20/0352	Design and Siting - Dwelling	Fluid Building Approvals Logan	18 Queensbury Court Wellington Point QLD 4160	Referral Agency Response - Planning	09/09/2020	N/A	Approved	8
CAR20/0367	Design and Siting - Carport	A1 Certifier Pty Ltd	202 Finucane Road Alexandra Hills QLD 4161	Referral Agency Response - Planning	08/09/2020	N/A	Approved	8
CAR20/0377	Design and Siting - Awning	Marc JOYCE	361 Old Cleveland Road East Birkdale QLD 4159	Referral Agency Response - Planning	08/09/2020	N/A	Approved	8
MCU19/0148.02	Change to Development Approval - Dual occupancy	Dixonbuild Pty Ltd, Fluid Building Approvals Logan	1 Garter Street Alexandra Hills QLD 4161	Minor Change to Approval	09/09/2020	N/A	Approved	8
CAR20/0336	Design and Siting - Secondary Dwelling	Steve Bartley & Associates Pty Ltd	59 Mary Pleasant Drive Birkdale QLD 4159	Referral Agency Response - Planning	08/09/2020	N/A	Approved	10
CAR20/0369	Design and Siting - Fence	Luke James MILLER	31 Claremont Street Birkdale QLD 4159	Referral Agency Response - Planning	07/09/2020	N/A	Approved	10

**Decisions Made Under Delegated Authority 06.09.2020 to 12.09.2020****CATEGORY1**

Application Id	Application Full Details	Applicant	Associated Property Address	Primary Category	Decision Date	Negotiated Decision Date	Decision Description	Division
CAR20/0370	Design and Siting - Dwelling Extension	Building Certification Consultants Pty Ltd	9 Downwind Court Birkdale QLD 4159	Referral Agency Response - Planning	11/09/2020	N/A	Approved	10

### Decisions Made Under Delegated Authority 06.09.2020 to 12.09.2020

#### CATEGORY2

Application Id	Application Full Details	Applicant	Associated Property Address	Primary Category	Decision Date	Negotiated Decision Date	Decision Description	Division
CWA20/0012	Combined Landscaping & Civil Works - Multiple dwelling x 19	Palacio Property Group Pty Ltd As Trustee	445-447 Boundary Road Thornlands QLD 4164	Conditioned Works	10/09/2020	N/A	Permit Issued	3
MCU20/0027	Shopping centre	Fox & Bell Group Pty Ltd	133-149 Broadwater Terrace Redland Bay QLD 4165	Code Assessment	12/08/2020	10/09/2020	Approved	5
MCU18/0208.03	Change to Development Approval - MCU18/0208 - Multiple Dwelling x8	Michael WELLS	28 Base Street Victoria Point QLD 4165	Minor Change to Approval	11/09/2020	N/A	Approved	4
CWA20/0013	Combined Landscaping & Civil Works - Stormwater, Earthworks, Landscaping, Erosion and Sediment Control, Access and Parking	Niclin Constructions	89-97 Collins Street Redland Bay QLD 4165	Conditioned Works	10/09/2020	N/A	Permit Issued	6
OPW20/0009	Operational Works for Vegetation Clearing Associated with RAL 1 into 130 lots	Lendlease Communities (Shoreline) Pty Limited	275-495 Serpentine Creek Road Redland Bay QLD 4165	Code Assessment	09/09/2020	N/A	Development Permit	6



## Decisions Made Under Delegated Authority 13.09.2020 to 19.09.2020

## CATEGORY1

Application Id	Application Full Details	Applicant	Associated Property Address	Primary Category	Decision Date	Negotiated Decision Date	Decision Description	Division
RAL20/0031	Reconfiguring a lot - Standard Format 3 into 2 lots	Michael Wladyslaw WYPYCH Amanda Louise CLARKE Rodney Keith CLARKE Sandra Joan WYPYCH	The Anchorage Corner Unit 1/19 Anchorage Drive Cleveland QLD 4163	Code Assessment	14/09/2020	N/A	Development Permit	2
CAR20/0347	Design and Siting - Patio	Fastrack Building Certification	12 Sable Close Thornlands QLD 4164	Referral Agency Response - Planning	16/09/2020	N/A	Approved	3
CAR20/0339	Design and Siting & Build over/near infrastructure - Dwelling House	Bartley Burns Certifiers & Planners	3 Anthony Street Victoria Point QLD 4165	Referral Agency Response - Planning	17/09/2020	N/A	Approved	4
CAR20/0363	Design and Siting - Portal Building	A1 Certifier Pty Ltd	64 School Road Victoria Point QLD 4165	Referral Agency Response - Planning	15/09/2020	N/A	Approved	4
CAR20/0345	Amenity and Aesthetics and Design and Siting - Dwelling	Fluid Building Approvals Sunshine Coast	5 Tukkeri Street Macleay Island QLD 4184	Referral Agency Response - Planning	15/09/2020	N/A	Approved	5
CAR20/0362	Design and Siting - Dwelling House	Bay Island Designs	53 Duringan Street Russell Island QLD 4184	Referral Agency Response - Planning	14/09/2020	N/A	Approved	5
CAR20/0365	Design and Siting - Shed	K P Building Approvals Pty Ltd	29-31 Cooee Crescent Macleay Island QLD 4184	Referral Agency Response - Planning	16/09/2020	N/A	Approved	5

### Decisions Made Under Delegated Authority 13.09.2020 to 19.09.2020

#### CATEGORY1

Application Id	Application Full Details	Applicant	Associated Property Address	Primary Category	Decision Date	Negotiated Decision Date	Decision Description	Division
CAR20/0360	Design and Siting - Additions	Cornerstone Building Certification	3 Caldwell Close Thornlands QLD 4164	Referral Agency Response - Planning	16/09/2020	N/A	Approved	7
CAR20/0366	Design and Siting - Dwellings x 28	Phillip James PARKES	346-348 Finucane Road Alexandra Hills QLD 4161	Referral Agency Response - Planning	17/09/2020	N/A	Approved	8
RAL20/0056	Change to development approval - ROL005991 - Reconfiguring a lot - Standard Format: 1 into 2	Biasa Properties Pty Ltd Michell Town Planning & Development	361 Old Cleveland Road East Birkdale QLD 4159	Minor Change to Approval	18/09/2020	N/A	Approved	8
CAR20/0364	Design and Siting - Dwelling	Bartley Burns Certifiers & Planners	44 Andrew Street Capalaba QLD 4157	Referral Agency Response - Planning	14/09/2020	N/A	Approved	9

## Decisions Made Under Delegated Authority 13.09.2020 to 19.09.2020

## CATEGORY2

Application Id	Application Full Details	Applicant	Associated Property Address	Primary Category	Decision Date	Negotiated Decision Date	Decision Description	Division
MCU19/0150.02	Change to Development Approval MCU19/0150 - amendments to design and conditions 2, 42, 43	26 Wellesley Street Pty Ltd	26 Wellesley Street Wellington Point QLD 4160	Minor Change to Approval	16/09/2020	N/A	Approved	1
MCU20/0053	Health care services	S and T Medical Pty Ltd As Trustee	153-157 Bloomfield Street Cleveland QLD 4163	Code Assessment	14/09/2020	N/A	Development Permit	2
MCU20/0095	Change to Development Approval MC006379 - Shop/Refreshment Establishment/Commercial Premises & Accommodation Units x30	U I International Pty Ltd As Trustee, Tanya WARD	Raby Bay Harbour Body Corporate 152-166 Shore Street West Cleveland QLD 4163	Minor Change to Approval	16/09/2020	N/A	Approved	2
MCU19/0018.01	Change to Development Approval MCU19/0018 - Dwelling house location, re-design and shed	East Coast Surveys Pty Ltd	81 Main Street Redland Bay QLD 4165	Minor Change to Approval	15/09/2020	N/A	Approved	5

## Decisions Made Under Delegated Authority 20.09.2020 to 26.09.2020

## CATEGORY1

Application Id	Application Full Details	Applicant	Associated Property Address	Primary Category	Decision Date	Negotiated Decision Date	Decision Description	Division
CAR20/0375	Design and Siting - Dwelling House	Suncoast Building Approvals	43-51 Bayview Street Wellington Point QLD 4160	Referral Agency Response - Planning	23/09/2020	N/A	Approved	1
CAR20/0398	Design and Siting - Patio	Fastrack Building Certification	4 Foggitt Court Ormiston QLD 4160	Referral Agency Response - Planning	22/09/2020	N/A	Approved	1
CAR20/0387	Design and Siting - Garage	The Certifier Pty Ltd	21 Voyagers Court Cleveland QLD 4163	Referral Agency Response - Planning	23/09/2020	N/A	Approved	2
CAR20/0208	Design and Siting - Carport	Adept Building Approvals	21 Ocean Street Cleveland QLD 4163	Referral Agency Response - Planning	24/09/2020	N/A	Approved	3
CAR20/0378	Design and Siting - Shed	A1 Certifier Pty Ltd	18 Buenavista Avenue Thornlands QLD 4164	Referral Agency Response - Planning	24/09/2020	N/A	Approved	3
RAL20/0047	Standard Format - 1 into 2	Symin Jarvi Rosebud Pty Ltd	8 Rosebud Esplanade Victoria Point QLD 4165	Code Assessment	21/09/2020	N/A	Development Permit	4
CAR20/0376	Design and Siting - Carport	Bay Island Designs	7 Carissa Street Russell Island QLD 4184	Referral Agency Response - Planning	22/09/2020	N/A	Approved	5
CAR20/0380	Design and Siting - Dwelling house	Platinum Building Approvals	51 Channel Street Russell Island QLD 4184	Referral Agency Response - Planning	23/09/2020	N/A	Approved	5
CAR20/0404	Design and Siting - Dwelling	Ausbuid Pty Ltd	88-90 Kinross Road Thornlands QLD 4164	Referral Agency Response - Planning	24/09/2020	N/A	Approved	7

## Decisions Made Under Delegated Authority 20.09.2020 to 26.09.2020

## CATEGORY1

Application Id	Application Full Details	Applicant	Associated Property Address	Primary Category	Decision Date	Negotiated Decision Date	Decision Description	Division
CAR20/0283	Build Over or Near Relevant Infrastructure - Dwelling House	Dixonbuild Pty Ltd	81A Bailey Road Birkdale QLD 4159	Referral Agency Response - Engineering	23/09/2020	N/A	Approved	8
CAR20/0382	Design and Siting - Carport	Strickland Certifications Pty Ltd	13 Gerbera Street Alexandra Hills QLD 4161	Referral Agency Response - Planning	25/09/2020	N/A	Approved	8
CAR20/0381	Design and Siting - Outbuilding & Patio	Grant Bradley SMITH Kellie Ann SMITH	14 Ironbark Street Capalaba QLD 4157	Referral Agency Response - Planning	22/09/2020	N/A	Approved	9
RAL20/0048	Reconfiguring a lot - Standard Format 1 into 2 Lots	Daniel John GAULD Shelley Jacqlyn GAULD	23 Currawong Drive Birkdale QLD 4159	Code Assessment	21/09/2020	N/A	Development Permit	10

### Decisions Made Under Delegated Authority 20.09.2020 to 26.09.2020

#### CATEGORY2

Application Id	Application Full Details	Applicant	Associated Property Address	Primary Category	Decision Date	Negotiated Decision Date	Decision Description	Division
OPW20/0028	Prescribed Tidal Works Pontoon Extension	Body Corporate For 38 Cayman Crescent CTS 39986	38 Cayman Crescent 38 Cayman Crescent Ormiston QLD 4160	Code Assessment	23/09/2020	N/A	Development Permit	1
MCU20/0099	Extension to Currency Period - MC011582 Apartment Buildings x 72	Pacific Approvals Pty Ltd, Karam Boutique Residential 5 Pty Ltd	7 Taylor Crescent Cleveland QLD 4163	Minor Change to Approval	24/09/2020	N/A	Approved	2

## 14.2 LIST OF DEVELOPMENT AND PLANNING RELATED COURT MATTERS AS AT 15 OCTOBER 2020

### Objective Reference:

**Authorising Officer:** Louise Rusan, General Manager Community & Customer Services

**Responsible Officer:** David Jeanes, Group Manager City Planning & Assessment

**Report Author:** Michael Anderson, Acting Principal Planner

**Attachments:** Nil

### PURPOSE

To note the current development and planning related appeals and other related matters/proceedings.

### BACKGROUND

Information on appeals and other related matters may be found as follows:

#### 1. Planning and Environment Court

a) Information on current appeals and applications with the Planning and Environment Court involving Redland City Council can be found at the District Court website using the "Search civil files (eCourts) Party Search" service:

<http://www.courts.qld.gov.au/services/search-for-a-court-file/search-civil-files-ecourts>

b) Judgments of the Planning and Environment Court can be viewed via the Supreme Court of Queensland Library website under the Planning and Environment Court link:

<http://www.sclqld.org.au/qjudgment/>

#### 2. Court of Appeal

Information on the process and how to search for a copy of Court of Appeal documents can be found at the Supreme Court (Court of Appeal) website:

<https://www.courts.qld.gov.au/courts/court-of-appeal/the-appeal-process>

#### 3. Department of State Development, Manufacturing, Infrastructure and Planning (DSDMIP)

The DSDMIP provides a Database of Appeals that may be searched for past appeals and applications heard by the Planning and Environment Court:

<https://planning.dsdmip.qld.gov.au/planning/spa-system/dispute-resolution-under-spa/planning-and-environment-court/planning-and-environment-court-appeals-database>

The database contains:

a) A consolidated list of all appeals and applications lodged in the Planning and Environment Courts across Queensland of which the Chief Executive has been notified.

b) Information about the appeal or application, including the file number, name and year, the site address and local government.

#### 4. Department of Housing and Public Works (DHPW)

Information on the process and remit of development tribunals can be found at the DHPW website:

<http://www.hpw.qld.gov.au/construction/BuildingPlumbing/DisputeResolution/Pages/default.aspx>

**PLANNING & ENVIRONMENT COURT APPEALS & APPLICATIONS**

<b>1.</b>	<b>File Number:</b>	2959 of 2019 (MCU013688)
<b>Applicant:</b>		<b>Quin Enterprises Pty Ltd</b>
<b>Respondent:</b>		<b>Redland City Council</b>
<b>Proposed Development:</b>		Material Change of Use for the extension of the existing Extractive Industry and Heavy Industry (office, truck weighbridge, car parking, storage area for materials with associated landscape buffers) 684-712 Mount Cotton Road, Sheldon (Lot 1 on RP109322 and 3 on SP238067)
<b>Appeal Details:</b>		Appeal against Council refusal.
<b>Current Status:</b>		<p>Appeal filed 19 August 2019. The Appellant filed an application in pending proceeding on 4 September 2019, for orders to progress the appeal. A review was held on 11 September 2019. A site inspection was carried out on 18 September 2019. Reviews were held on 8 November 2019 and 24 January 2020. A mediation was held on 13 December 2019. A without prejudice meeting was held on 16 April 2020, in accordance with the Court Order. Further to the Appellants without prejudice correspondence dated 18 June 2020 it was ordered that Council was required to provide its response to the correspondence by 3 July 2020. A response was provided requiring an updated air quality and noise report. A further review was held on 17 July 2020.</p> <p>A without prejudice meeting was held on 12 August 2020. Following the meeting amended plans, noise report and air quality report were lodged. A briefing was provided to the General Meeting of Council on 19 August 2020. Council resolved to delegate authority to the Chief Executive Officer to instruct Council's solicitors to prepare for a hearing or in the alternative finalise and agree conditions that ought to be imposed in the event that the appeal is allowed. A review on the papers was undertaken on 21 August 2020. The Order included issuing draft conditions by 4 September 2020 and the Appellant is to provide details of a minor change application by 28 September 2020. Draft conditions were issued by Council on 3 September 2020. Conditions have been agreed and the Appellant was due to provide its minor change request by 12 October 2020. The next review is set down for 19 October 2020.</p>



<b>2.</b>	<b>File Number:</b>	3829 of 2019
	<b>Appellant:</b>	<b>Sutgold Pty Ltd v Redland City Council</b>
	<b>Respondent:</b>	<b>Redland City Council</b>
	<b>Proposed Development:</b>	Reconfiguring a Lot (8 lots into 176 lots and new roads) 72, 74, 78, 80, 82 Double Jump Road, 158-166, 168-172 and 174-178 Bunker Road, Victoria Point (Lots 12, 13, 15, 22 and 21 on RP86773, Lots 16 and 20 on SP293877 and Lot 12 on RP898198)
	<b>Appeal Details:</b>	Appeal against deemed refusal by Council.
	<b>Current Status:</b>	<p>Appeal filed 23 October 2019. An early without prejudice meeting was held on 26 November 2019. A directions hearing was held on 6 February 2020. A list of matters supporting an approval was provided by the Appellant on 14 April 2020. The list of experts has been nominated and without prejudice conferences were held with the Appellant on 6, 14 and 21 May 2020 to discuss Council's position and proposed changes. A review was held on 17 June 2020 and it was ordered that the Appellant was to file and serve any application for a minor change by 26 June 2020. By 15 July 2020, the Respondent and Co-Respondent were to file and serve a written response to the Appellant's minor change application stating whether it will or will not oppose the declaration being made. Council was required to notify of its position on the appeal by 24 July 2020, should the Court determine the changes are minor.</p> <p>The matter was reported to the General Meeting of Council on 22 July 2020. It was confirmed that the proposed changes were a minor change but Council was still opposing the application. The parties were notified of Council's position on 24 July 2020. A without prejudice meeting was held with the appellant on 22 July 2020.</p> <p>The matter was considered at a hearing on 6 August 2020 where it was ordered that the infrastructure and traffic experts nominated by the parties are to meet and prepare a joint expert report (JER), to be completed by 18 September 2020. Further JERs are to be completed by 20 November 2020. A further review was held on 24 September 2020. By 11 November 2020 the parties are to participate in a without prejudice meeting. The experts are to exchange individual expert and lay witness statements with the appeal allocated for a hearing in March 2021 for 8 days.</p>

<b>3.</b>	<b>File Number:</b>	4312 of 2019
	<b>Appellant:</b>	<b>New Land Tourism Pty Ltd</b>
	<b>Respondent:</b>	<b>Redland City Council</b>
	<b>First Co-respondents (By election):</b>	<b>Benjamin Alistair Mackay and Renee Michelle Mackay</b>
	<b>Second Co-respondents (By election):</b>	<b>Debbie Tye-Anderson, Kerri Vidler, Lee Nicholson, Peter Anderson, Vanessa Anderson, Thelma Anderson.</b>
	<b>Proposed Development:</b>	Material change of use (tourist accommodation) 147-205 Rocky Passage Road, Redland Bay (Lot 3 on RP153333)
	<b>Appeal Details:</b>	Appeal against Council's decision to give a preliminary approval for a development application.
	<b>Current Status:</b>	Appeal filed 29 November 2019. A review was held on 11 June 2020 and it was ordered that the Appellant shall provide without prejudice material to all other parties by 24 June 2020. A without prejudice conference, chaired by the P & E ADR Registrar, was held on 22 July 2020.  At a review on 5 August 2020 it was ordered that the appellant shall provide to the other parties without prejudice material addressing wastewater and landscaping issues by 21 August 2020. This material has not been provided by the Appellant. A review was held on 14 September 2020. The Appellant is to provide further without prejudice material by 25 September 2020. The Appellant provided the further material on 14 October 2020 and a further without prejudice conference is scheduled for 19 October 2020.

<b>4.</b>	<b>File Number:</b>	4703 of 2019
	<b>Applicant:</b>	<b>Redland City Council</b>
	<b>Respondents:</b>	<b>Canaipa Developments Pty Ltd</b>
		<b>Ian Robert Larkman</b>
		<b>TLC Jones Pty Ltd</b>
		<b>TLC Supermarkets Unit Trust No 2</b>
	<b>Site details:</b>	29-39 High Street, Russell Island (Lot 100 on SP204183)
	<b>Application Details:</b>	Application for interim and final relief with respect to alleged development offences under the <i>Planning Act 2016</i> and offences under the <i>Environmental Protection Act 1994</i> .
	<b>Current Status:</b>	Application filed 20 December 2019. A directions hearing was held on 5 February 2020 and a review took place on 8 April 2020. A further review was held on 24 April 2020 and Orders were that Council is to notify the Respondents as to whether the proposed replacement on-site sewerage treatment facility complies with the requirements sought in the originating application. A 4 day trial commenced on 28 September 2020. Final written submissions are due on 16 October 2020. The Respondent has until 30 October 2020 to provide final submissions and a response to be provided by 6 November 2020.

<b>5.</b>	<b>File Number:</b>	566 of 2020
<b>Appellant:</b>		<b>Clay Gully Pty Ltd</b>
<b>Respondent:</b>		<b>Redland City Council</b>
<b>Proposed Development:</b>		Reconfiguration of a lot by standard format plan (3 lots into 289 lots over 7 stages, new road and park. 39 Brendan Way, 21-29 and 31 Clay Gully Road, Victoria Point. (Lot 1 on RP72635, Lot 4 on RP57455 and Lot 1 on RP95513)
<b>Appeal Details:</b>		Appeal against deemed refusal by Council.
<b>Current Status:</b>		<p>Appeal filed 25 February 2020. Council notified of its position in the appeal on 1 May 2020 and provided reasons for refusal on 5 May 2020. A review was held on 8 May 2020 and it was ordered that the Appellant was to file and serve any request for further and better particulars by 15 May 2020.</p> <p>A request for further and better particulars was made by the Appellant on 15 May 2020. Council provided its response to the request for further and better particulars on 1 June 2020. The Appellant submitted its matters supporting approval of the proposed development on 15 June 2020.</p> <p>A without prejudice discussion with the appellant and co-respondent, chaired by the P &amp; E ADR Registrar, was held on 18 June 2020. A further without prejudice meeting was held on 25 June 2020. The matter was adjourned on the papers until 17 August 2020, in order to facilitate further discussions between the parties. A without prejudice meeting was held with the appellant on 3 August 2020.</p> <p>It was ordered that the parties should engage in a further without prejudice meeting by 4 September 2020 and this was held on 3 September 2020. A review was held on 10 September 2020 and the Orders were that the parties engage in a further without prejudice meeting by 9 October 2020. A without prejudice meeting was held on 6 October 2020. The matter was considered at the General Meeting on 7 October 2020.</p> <p>A further review was held on 15 October 2020 and it is proposed that all parties participate in a further without prejudice meeting by 4 November 2020, the Appellant is to file its minor change application by 23 November 2020 and the listed for further review on 7 December 2020.</p>

<b>6.</b>	<b>File Number:</b>	1612 of 2020
<b>Appellant:</b>		<b>Sutgold Pty Ltd</b>
<b>Respondent:</b>		<b>Redland City Council</b>
<b>Proposed Development:</b>		Development permit for a reconfiguration of 9 Lots into 275 Residential Lots, 3 Balance Lots, 1 Load Centre Lot, 2 Park Lots, 2 Open Space Lots, 1 Pedestrian Connection Lot and 1 Multi-function Spine Lot in 12 stages. 36-56 Double Jump Road, 26 Prospect Crescent and 27 Brendan Way, Victoria Point more properly described as Lot 4 on RP57455, Lot 1 on RP95513, Lot 2 on RP86773, Lot 1 on RP86773, Lot 3 on RP148004, Lot 7 on RP57455, Lot 2 on RP169475, Lot 2 on RP165178, Lot 6 on SP145377, Lot 801 on SP261302 and Lot 5 on SP293881.
<b>Appeal Details:</b>		Appeal against deemed refusal by Council.
<b>Current Status:</b>		Appeal filed 5 June 2020. A hearing was held on 23 July 2020 where it was ordered that the respondent was required to notify the parties of its position and grounds if refused or conditions if it should be approved by 7 August 2020.  The matter was considered at the General Meeting of Council on 5 August 2020 where it was resolved that the matter ought to be refused. The parties were notified of Council's position as respondent on 6 August 2020.  A review was held on 19 August 2020. Orders were made on the papers that that the Appellant was to provide grounds for appeal by 2 September 2020. Council received the grounds of appeal on 9 September 2020. A without prejudice meeting was held on 23 September 2020. A further review is set down for 16 October 2020. It is proposed that parties engage in a further without prejudice meeting by 4 November 2020 and listed for review on 7 December 2020.

<b>7.</b>	<b>File Number:</b>	1724 of 2020
<b>Appellant:</b>		<b>Fort Street Real Estate Capital Pty Ltd</b>
<b>Respondent:</b>		<b>Redland City Council</b>
<b>Proposed Development:</b>		Combined development permit for a material change of use (fast food outlet) and reconfiguring a lot (access easement and subdivision by lease). Birkdale Fair Shopping Centre at 2-12 Mary Pleasant Drive, Birkdale and more properly described as Lot 1 on RP816847.
<b>Appeal Details:</b>		Appeal against refusal by Council.
<b>Current Status:</b>		Appeal filed on 17 June 2020. A review was held on 27 July 2020 where it was ordered that the appellant was to notify the parties of any changes to the development application by 31 July 2020. On 14 August 2020 the respondent (Council) notified the appellant that Council would not be opposing the minor change and notified its fully articulated grounds of refusal.  A review was held on 19 August 2020 where it was ordered that parties should exchange its list of experts by 26 August 2020 and that joint expert reports must be completed by 30 September 2020. All joint expert reports have been exchanged and a without prejudice meeting was held on 15 October 2020. Individual statements are to be exchanged by 16 October 2020 and the appeal mentioned for pre-call over on 21 October 2020 and allocated for a 5 day trial sitting in November 2020.

<b>8.</b>	<b>File Number:</b>	2080 of 2020
<b>Appellant:</b>		<b>Silkwear Developments Pty Ltd</b>
<b>Respondent:</b>		<b>Redland City Council</b>
<b>Proposed Development:</b>		Development permit for a reconfiguration of a lot (1 into 5 lots) respect of land at 1-13 Beckwith Street, Ormiston, more properly described as Lot 8 on RP895452 (Council ref: RAL19/0087).
<b>Appeal Details:</b>		Appeal against conditions.
<b>Current Status:</b>		Appeal filed on 7 July 2020. A review was undertaken on 2 September 2020. It was ordered that Council is to draft and serve the grounds for the conditions in dispute by 16 September 2020. The appellant is to file and serve any amended grounds for setting aside the disputed conditions by 25 September 2020. A without prejudice meeting was held on 2 October 2020. A further without prejudice meeting was held on 15 October 2020. The Appellant is to provide revised plans to address stormwater quality and road design by 28 October 2020 and a further without prejudice meeting to be held by 18 November 2020.

<b>9.</b>	<b>File Number:</b>	2081 of 2020
<b>Appellant:</b>		<b>Silkwear Developments Pty Ltd</b>
<b>Respondent:</b>		<b>Redland City Council</b>
<b>Proposed Development:</b>		Development permit for a reconfiguration of a lot (1 into 5 lots) respect of land at 1-13 Beckwith Street, Ormiston, more properly described as Lot 8 on RP895452.
<b>Appeal Details:</b>		Appeal against infrastructure charges notice.
<b>Current Status:</b>		Appeal filed on 7 July 2020. A review was undertaken on 2 September 2020. A without prejudice meeting was held on 2 and 15 October 2020. A further without prejudice meeting is to be held by 18 November 2020.

<b>10.</b>	<b>File Number:</b>	2490 of 2020
<b>Appellant:</b>		<b>Miethke</b>
<b>Respondent:</b>		<b>Redland City Council</b>
<b>Proposed Development:</b>		Development permit for a material change of use for a dwelling house (SMBI) at 5 Bilambil Drive, Russell Island, more properly described as Lot 21 on RP 129010.
<b>Appeal Details:</b>		Declaration to enliven a development application that lapsed on or around 4 November 2019.
<b>Current Status:</b>		Appeal filed on 31 August 2020. A review was held on for 14 September 2020. It was ordered that by 15 October the Appellant is to file and serve any amended originating application. A review is scheduled for 16 October 2020.

<b>11.</b>	<b>File Number:</b>	2337 of 2020
<b>Appellant:</b>		<b>Bernard Diab and Tracey Diab</b>
<b>Respondent:</b>		<b>Redland City Council</b>
<b>Proposed Development:</b>		Development permit for a material change of use for home-based business in respect of land at 393 Mount Cotton Road, Capalaba and more properly described as Lot 4 on SP297142.
<b>Appeal Details:</b>		Appeal against refusal by Council.
<b>Current Status:</b>		Appeal filed on 17 August 2020. A review is scheduled for 16 October 2020.

**APPEALS TO THE QUEENSLAND COURT OF APPEAL**

<b>12.</b>	<b>File Number:</b>	8114 of 2018 (MCU012812)/ (QPEC Appeal 3641 of 2015)
<b>Appellant:</b>		<b>Redland City Council</b>
<b>Respondent:</b>		<b>King of Gifts Pty Ltd and HTC Consulting Pty Ltd</b>
<b>Proposed Development:</b>		Material Change of Use for Service Station (including car wash) and Drive Through Restaurant 604-612 Redland Bay Road, Alexandra Hills (Lot 21 on SP194117)
<b>Appeal Details:</b>		Appeal against the decision of the Planning and Environment Court to allow the appeal and approve the development.
<b>Current Status:</b>		<p>Appeal filed by Council on 30 July 2018. Council's outline of argument was filed on 28 August 2018. The appellant's outline of argument was filed on 20 September 2018. The matter was heard before the Court on 12 March 2019. The Judgment of the Supreme Court on 13 March 2020 was that the appeal is allowed and the orders made on 18 June 2019 be set aside. The appeal is to be remitted back to the Planning and Environment Court and the respondent is to pay the appellant's costs of the appeal.</p> <p>At a review in the P &amp; E Court on 15 June 2020 the Court ordered that written submissions are to be filed by 10 July 2020 with a hearing listed for 17 July 2020. The written submissions were filed on 10 July 2020.</p> <p>The judgment in the Planning and Environment Court was issued on 7 August 2020 and the appeal was allowed.</p> <p>A further appeal has been submitted by Council.</p>

**DEVELOPMENT TRIBUNAL APPEALS AND OTHER MATTERS**

<b>13.</b>	<b>File Number:</b>	Appeal 20-021
<b>Appellant:</b>		Darren Horton
<b>Respondent:</b>		<b>Redland City Council</b>
<b>Proposed Development:</b>		Design and siting request for a swimming pool 11 Reserve Esplanade, Wellington Point (Lot 1 on RP53836)
<b>Appeal Details:</b>		Appeal against the decision of the Redland City Council to direct refusal of a swimming pool structure within the front boundary setback in a design and siting referral.
<b>Current Status:</b>		Appeal filed on 2 September 2020.

**Human Rights**

There are no known human rights implications associated with this report.

**OFFICER'S RECOMMENDATION**

**That Council resolves to note this report.**

**15      REPORTS FROM INFRASTRUCTURE & OPERATIONS**

Nil

**16      NOTICES OF INTENTION TO REPEAL OR AMEND A RESOLUTION**

In accordance with *s.262 Local Government Regulation 2012*.

## 17 NOTICES OF MOTION

### 17.1 MAJOR AMENDMENT TO THE CITY PLAN ENVIRONMENTAL CORRIDORS

**Objective Reference:**

**Attachments:** Nil

In accordance with s.6.16 of Council Meeting Standing Orders, at the General Meeting scheduled for Wednesday, 4 November 2020, Cr Boglary intends to move the motion as follows:

**MOTION**

**That Council resolves as follows:**

- 1. To commence a major amendment to the City Plan, to provide statutory protections to environmental corridors identified in the Wildlife Connections Plan 2018-2028, pursuant to Part 4 of the Minister's Guidelines and Rules under the *Planning Act 2016*.**
- 2. To utilise and submit the existing contents of the proposed major amendment report and attachments, refer to General Meeting dated 10 June 2020, to the Planning Minister for the purpose of completing the State Interest Review, in accordance with the process outlined in the Minister's Guideline's and Rules.**

**BACKGROUND**

Previously the direction of Council was to include the Wildlife Connection Corridors in to the City Plan for the protection and sustainability of various wildlife species and vegetation. This Amendment Package was drafted and forwarded to the State Government for the First Interest Review. When returned to Council for a minor revision Councillors voted to cease the process as the second version State Koala Mapping was being released.

Councillors wanted to understand areas now covered by the State Koala Mapping.

In this second version of the State Koala Mapping, areas previously omitted are now covered hence there is possibly no need to put in place a TLPI (Temporary Local Planning Instrument).

However, in a comparison of the State Koala Mapping and our local Wildlife Corridors there is not sufficient coverage of the City's valued corridor linkages hence the need for the Environmental Wildlife Corridor Amendment Package to resume to ensure adequate protection of habitat and pathways for the purpose of sustainable feeding and breeding of various species.



## 18 URGENT BUSINESS WITHOUT NOTICE

In accordance with s.6.17 of Council Meeting Standing Orders, a Councillor may bring forward an item of urgent business if the meeting resolves that the matter is urgent.

Urgent Business Checklist	YES	NO
To achieve an outcome, does this matter have to be dealt with at a general meeting of Council?		
Does this matter require a decision that only Council make?		
Can the matter wait to be placed on the agenda for the next Council Meeting?		
Is it in the public interest to raise this matter at this meeting?		
Can the matter be dealt with administratively?		
If the matter relates to a request for information, has the request been made to the CEO or a General Manager Previously?		

## 19 CONFIDENTIAL ITEMS

### COUNCIL MOTION

That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 254(J) of the *Local Government Regulation 2012*:

#### 19.1 General Administrative and Minor Amendment Package 01/20

This matter is considered to be confidential under Section 254J(3)(e) of the *Local Government Regulation 2012*, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with legal advice obtained by the local government or legal proceedings involving the local government including, for example, legal proceedings that may be taken by or against the local government.

#### Overview

To rescind a previous Council resolution and propose an updated administrative and minor amendment of City Plan.

#### 19.2 Contents of General Major Amendment Package 02/20

This matter is considered to be confidential under Section 254J(3)(e) of the *Local Government Regulation 2012*, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with legal advice obtained by the local government or legal proceedings involving the local government including, for example, legal proceedings that may be taken by or against the local government.

#### Overview

This report is to confirm the scope of potential amendments that officers will assess for inclusion within the City Plan General Major Amendment Package (GMAP) 02/20.

#### 19.3 Major Amendment Package (04/20): Medium Density Residential Zone Code Review

This matter is considered to be confidential under Section 254J(3)(e) of the *Local Government Regulation 2012*, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with legal advice obtained by the local government or legal proceedings involving the local government including, for example, legal proceedings that may be taken by or against the local government.

#### Overview

For Council to consider the contents of the City Plan Major Amendment Package (04/20): Medium density residential code review.

#### **19.4 Redlands Health and Wellness Precinct**

This matter is considered to be confidential under Section 254J(3)(g) of the *Local Government Regulation 2012*, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.

##### **Overview**

To note the findings and recommendations of the Redland Health and Wellness Precinct Concept Design, Planning and Strategy Stage 3 Report (Attachment 1), and endorse the investigation of options for delivering the Redlands Health and Wellness Precinct Master Plan under the Redland City Health Care and Social Assistance Industry Sector Plan 2018-2023.

#### **19.5 Community Sport and Recreation Infrastructure Recovery**

This matter is considered to be confidential under Section 254J(3)(c) of the *Local Government Regulation 2012*, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with the local government's budget.

##### **Overview**

For Redland City Council (Council) to note the projects and activities to respond to emergent safety and non-compliant community sport and recreation facilities and assets; and to endorse further assistance to Redlands Coast's community sport and recreation organisations through a Community Sport and Recreation Infrastructure Recovery Program (Recovery Program).

#### **19.6 Appointment of External Members of the Audit Committee**

This matter is considered to be confidential under Section 254J(3)(g) of the *Local Government Regulation 2012*, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with negotiations relating to a commercial matter involving the local government for which a public discussion would be likely to prejudice the interests of the local government.

##### **Overview**

To appoint external members and a Chairperson to the Audit Committee in accordance with section 210(3) of the *Local Government Regulation 2012*.

## **20 MEETING CLOSURE**