

MINUTES OF THE GENERAL MEETING OF BLACKALL-TAMBO REGIONAL COUNCIL HELD AT THE BLACKALL COUNCIL CHAMBERS ON WEDNESDAY 20 OCTOBER 2021 AT 8.30AM

PRESENT:

Councillors: Cr AL Martin (Mayor), Cr LP Russell (Deputy Mayor), Cr GK Schluter, Cr JH Scobie, Cr BP Johnstone, Cr DA Hardie, Cr PJ Pullos.

OFFICERS:

Mr Des Howard, Chief Executive Officer, Mr Alastair Rutherford, Director of Finance Corporate and Community Services, Mr Garth Kath, Director of Works and Services, Mrs Andrea Saunders, Executive Assistant.

CONDOLENCES:

A minute's silence was observed to mark the passing of:

- Dorothy June Stockwell
- Ivan Oliver

DECLARATIONS OF INTEREST:

Cr LP Russell for item 5.7 – I, Councillor Russell, inform the meeting that I have a prescribed conflict of interest in item 5.7 Wild Dog Sub-Committee Meeting 17 September 2021. The nature of my interest is as follows:

• I am a member of the Eastwood Syndicate which received funding through the Wild Dog Sub Committee.

As a result of my conflict of interest, I will leave the meeting room while the matter is considered and voted on.

Cr PJ Pullos for item 4.1.11 – I, Councillor Pullos, inform the meeting that I have a declarable conflict of interest in item 4.1.11 RADF Application – Tambo CWA. The nature of my interest is as follows:

 I am a member of the Tambo CWA committee which will receive funding through the RADF program.

As a result of my conflict of interest, I will leave the meeting room while the matter is considered and voted on.

Cr PJ Pullos for item 5.7 – I, Councillor Pullos, inform the meeting that I have a prescribed conflict of interest in item 5.7 Wild Dog Sub-Committee Meeting 17 September 2021. The nature of my interest is as follows:

 I am a member of the Mt Enniskillen Wild Dog Syndicate which will receive funding through the Wild Dog Sub Committee.

As a result of my conflict of interest, I will leave the meeting room while the matter is considered and voted on.

Cr AL Martin for item 4.1.10 – I, Councillor Martin, inform the meeting that I have prescribed conflict of interest in item 4.1.10 RADF Application – Red Ridge Interior QLD Ltd. The nature of my interest is as follows:

• I am the chair of Red Ridge which will receive funding through the RADF program.

As a result of my conflict of interest, I will leave the meeting room while the matter is considered and voted on.

1.1 Confirmation of General Meeting Minutes

MOTION: Moved: Cr GK Schluter Seconded: Cr DA Hardie

That the minutes of the General Meeting held on 15 September 2021 be taken as read and confirmed, and that the Mayor be authorised to sign same.

Minute No. 01/10A/21

Carried 7/0

Into Closed Session

MOTION: Moved: Cr AL Martin Seconded: Cr PJ Pullos

That Council close its meeting to the public in accordance with Section 254 (J) (3) (a) of the Local Government Regulation 2012.

Minute No. 02/10A/21

Carried 7/0

The meeting was closed at 8.37am and the Director of Finance Corporate and Community Services, Director of Works and Services and Executive Assistant left the meeting.

The Executive Assistant returned to the meeting at 8.49am.

Out of Closed Session

MOTION: Moved: Cr AL Martin Seconded: Cr PJ Pullos

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

Minute No. 03/10A/21

Carried 7/0

The meeting was opened at 8.51am.

The Director of Works and Services returned to the meeting at 8.52am.

Mayoral Minute

MOTION: Moved: Cr AL Martin Seconded: Cr LP Russell

That Council:

- 1. note that an Administrative Action complaint has been received which cannot be resolved at Stage 1 in accordance with the General Complaints (Administrative Actions) Procedure, and as such the matter should be dealt with at Stage 2 of the Procedure; and
- 2. delegate the responsibility of the review of the complaint to the Mayor and the Mayor be authorised to engage and seek assistance of an external advisor.

Minute No. 04/10A/21

Carried 7/0

The Director of Finance Corporate and Community Services returned to the meeting at 8.54am.

4.1.1 Financial Report for the Month of September

In accordance with s204 of the *Local Government Regulation 2012* a monthly financial report is required to be presented to Council. The financial report for September 2021 details Council's current financial position and compares its performance against the adopted budget for 2021-2022.

MOTION: Moved: Cr GK Schluter Seconded: Cr DA Hardie

That Council receive the Financial Report for September 2021.

Minute No. 05/10A/21 Carried 7/0

4.1.2 <u>DFCCS Operations Report – September 2021</u>

The Director of Finance Corporate and Community Services operations report for September 2021 is presented to Council. The report includes housing and administration, community development program, Blackall aerodrome, libraries, visitor information centres, facility bookings, Tambo Multipurpose and Tambo Child Care Centre.

MOTION: Moved: Cr BP Johnstone Seconded: Cr JH Scobie

That Council receive the DFCCS Operations Report for September 2021.

Minute No. 06/10A/21 Carried 7/0

4.1.3 Environmental Health Officer's Report

The Environmental Health Officer's report is provided to Council.

MOTION: Moved: Cr PJ Pullos Seconded: Cr LP Russell

That Council receive the Environmental Health Officer's report.

Minute No. 07/10A/21

Carried 7/0

4.1.4 Ranger's Report

The Ranger's report for September 2021 is provided to Council.

MOTION: Moved: Cr JH Scobie Seconded: Cr GK Schluter

That Council receive the Ranger's report for September 2021.

Minute No. 08/10A/21

Carried 7/0

4.1.5 Arts & Cultural Report - September 2021

The Arts & Cultural report is provided to Council.

MOTION: Moved: Cr BP Johnstone Seconded: Cr JH Scobie

That Council receive the Arts and Cultural Report for September 2021.

Minute No. 09/10A/21 Carried 7/0

4.1.6 Internal Audit and Risk Management Committee

The Internal Audit and Risk Management Committee meeting on Friday 10 September 2021.

MOTION: Moved: Cr PJ Pullos Seconded: Cr JH Scobie

That Council receive the minutes of the Internal Audit and Risk Management Committee's meeting 10 September 2021.

Minute No. 10/10A/21 Carried 7/0

4.1.7 60s and Better

After 60s and Better closed in 2020 it was suggested to Council that Churches of Christ, who have vast expertise in managing and supervising programs for the middle aged and elderly residents, should be asked if they could organise

the activity. This eventuated with the approval of the State Government Department and a MOU was signed by both parties in September 2021.

MOTION: Moved: Cr DA Hardie Seconded: Cr GK Schluter

That Council receive the MOU and approve of the 60s and Better activity being subcontracted to Churches of Christ.

Minute No. 11/10A/21

Carried 7/0

4.1.8 RADF Committee Minutes

The first round of the 2021-2022 RADF program closed for applications on September 30th and the Committee met on 11 October 2021.

MOTION: Moved: Cr LP Russell Seconded: Cr JH Scobie

That Council receive the minutes from the RADF Committee's 11 October 2021 meeting.

Minute No. 12/10A/21

Carried 7/0

At this point, 9.18am Cr Johnstone left the meeting.

4.1.9 RADF Application – Blackall Cultural Association

The first round of the 2021-2022 RADF program closed for applications on September 30th and the Committee recommended the application from the Blackall Cultural Association be approved.

MOTION: Moved: Cr LP Russell Seconded: Cr GK Schluter

That Council endorse the RADF Committee's recommendation to approve the application from the Blackall Cultural Association for \$2,710.00.

Minute No. 13/10A/21

Carried 6/0

Cr Martin left the meeting 9.19am and Cr Russell assumed the chair.

4.1.10 RADF Application – Red Ridge Interior QLD Ltd

The first round of the 2021-2022 RADF program closed for applications on September 30th and the Committee recommended the application from Red Ridge Interior QLD Ltd be approved.

MOTION: Moved: Cr JH Scobie Seconded: Cr GK Schluter

That Council endorse the RADF Committee's recommendation to approve the application from Red Ridge Interior QLD Ltd for \$2,560.00.

Minute No. 14/10A/21

Carried 5/0

At this point, 9.19am Cr Pullos left the meeting.

At this point 9.19am Cr Martin returned to the meeting and resumed the chair.

4.1.11 RADF Application - Tambo CWA

The first round of the 2021-2022 RADF program closed for applications on September 30th and the Committee recommended the application from Tambo CWA be approved.

MOTION: Moved: Cr JH Scobie Seconded: Cr DA Hardie

That Council endorse the RADF Committee's recommendation to approve the application from Tambo CWA for \$1,765.00.

Minute No. 15/10A/21

Carried 5/0

4.1.12 Operating Plan Review 30 September 2021

Section 174(3) of the *Local Government Regulation 2012* requires Councils to review their Operational Plans every three months.

MOTION: Moved: Cr GK Schluter Seconded: Cr LP Russell

That Council receive the September 2021 report.

Minute No. 16/10A/21

Carried 5/0

At this point 9.20am Cr Pullos returned to the meeting. At this point 9.23am Cr Johnstone returned to the meeting.

4.2.1 Director of Works and Services Operations Report – September 2021

The Director of Works and Services report for September 2021 is presented to Council.

MOTION: Moved: Cr LP Russell Seconded: Cr PJ Pullos

That Council receive the Director of Works and Services' Operations Report for September 2021.

Minute No. 17/10A/21

Carried 7/0

4.2.2 Work Health and Safety Report

The Work Health and Safety Report has been provided to Council.

MOTION: Moved: Cr PJ Pullos Seconded: Cr JH Scobie

That Council receive the Work Health and Safety Report for September 2021.

Minute No. 18/10A/21

Carried 7/0

4.2.3 Purchase of Padfoot Roller

Quotations were requested from 5 major construction roller dealers for the purchase of a Padfoot Roller.

MOTION: Moved: Cr GK Schluter Seconded: Cr BP Johnstone

That Council accept the quotation from Construction Equipment Australia to supply a new Dynapac CA6000PD for \$197,000.00 (ex GST). This padfoot roller is preferred as it is familiar to the existing operators and represent value for money. Local Buy (NPN 04-13) contract will apply.

Minute No. 19/10A/21

Carried 7/0

4.2.4 Design and Construct – Tambo Truck Museum

Tenders were requested for the design and construct – Tambo Truck Museum from 17 tenderers. Five responses were received and assessed.

MOTION: Moved: Cr PJ Pullos Seconded: Cr DA Hardie

That Council accept the tender from Jenko and Sons for \$361,536.96 (ex GST) as the contractor has proven experience and are located in the Central West.

Minute No. 20/10A/21

Carried 7/0

5.1 <u>Blackall Saleyards Monthly Report</u>

The Blackall Saleyards monthly report for September is presented to Council.

MOTION: Moved: Cr JH Scobie Seconded: Cr BP Johnstone

That Council receive the Blackall Saleyards monthly report for September 2021.

Minute No. 21/10A/21

Carried 7/0

5.2 Planning and Development Report

The Planning and Development monthly report provides a summary of building applications and planning and development activity in the Blackall-Tambo Regional Council area.

MOTION: Moved: Cr LP Russell Seconded: Cr DA Hardie

That Council receive the Planning and Development Report for September 2021.

Minute No. 22/10A/21

Carried 7/0

5.3 RAPAD Board Meeting – 24, 25 August and 1 October Communiqués

The RAPAD board meetings are held every month. The Communiqué provided by RAPAD give a brief outline of topics discussed at the monthly meetings.

MOTION: Moved: Cr LP Russell Seconded: Cr JH Scobie

That Council receive the RAPAD Board Communiqué for the meetings held 24, 25 August and 1 October 2021.

Minute No. 23/10A/21

Carried 7/0

At this point, 9.40am Cr Johnstone left the meeting. At this point, 9.43am Cr Johnstone returned to the meeting.

5.4 2021 Christmas Closure

Council has traditionally closed offices and depots over the Christmas and New Year period.

MOTION: Moved: Cr DA Hardie Seconded: Cr PJ Pullos

That Council approve the Christmas closure period for 2021 as:

- 1. Council offices will close from close of business Wednesday 22 December 2021 and reopen Tuesday 4 January 2022; and
- 2. Council depots will close from close of business Friday 17 December 2021 and reopen Monday 10 January 2022.

Minute No. 24/10A/21

Carried 7/0

5.5 Council Meeting Dates for 2022

Section 257 of the *Local Government Regulation 2012* requires local governments to meet at least once in each month and section 254B of the *Local Government Regulation 2012* requires the meeting dates and places to be published.

MOTION: Moved: Cr LP Russell Seconded: Cr GK Schluter

That Council adopt the meeting dates for 2022 as follows and they be advertised as such:

Minute No. 25/10A/21 Carried 7/0

5.6 Consideration for Annual Valuation Effective – 30 June 2022

The Executive Director of the State Valuation Service has written to Council asking for feedback or advice regarding the support or otherwise for a revaluation. The Valuer-General is required, under the *Land Valuation Act* 2010, to undertake an annual valuation.

MOTION: Moved: Cr LP Russell Seconded: Cr DA Hardie

That Council ratify the Acting Chief Executive Officer's request that a revaluation not be undertaken for the 30 June 2022 Revaluation Program.

Minute No. 26/10A/21

Carried 7/0

At this point, 9.53am Cr Pullos left the meeting.

Cr Russell noted that there is an error in the attendance of the minutes as he is listed as the representative for the Eastwood Wild Dog Syndicate. While he is a member of this syndicate, he attends the meeting as a Council designated representative and does not have a voting right. The Eastwood Syndicate representative is lan Macdonald.

At this point, 9.53am Cr Russell left the meeting.

5.7 Wild Dog Sub-Committee Meeting 17 September 2021

The Wild Dog Sub-Committee assess applications for funding to assist with the baiting of wild dogs in the Blackall Tambo region. The sub-committee held a meeting on 17 September 2021 to decide on the 4 applications received for the latest round of funding.

MOTION: Moved: Cr GK Schluter Seconded: Cr JH Scobie

That Council receive the minutes from the Wild Dog Sub-Committee meeting held 17 September 2021 and ratifies the Sub-Committee's recommendations to fund the following:

Four active helicopters \$1000.00 each for the full year Terrick Terrick Dog Netting Trust \$11,500.00

Mt Enniskillen Wild Dog Syndicate \$11,500.00
Goonadee Syndicate \$11,500.00
Eastwood Wild Dog Syndicate \$11,500.00

Minute No. 27/10A/21 Carried 5/0

At this point, 9.45am Cr Russell returned to the meeting.

5.8 Conversion to Freehold Tenure- Lot 6 on MX75

The Department of Resources have asked if Council have any objections to the conversion of Pastoral Holding 3/4980 over Lot 6 on MX75.

MOTION: Moved: Cr GK Schluter Seconded: Cr LP Russell

That Council have no objections to the conversion of Pastoral Holding 3/4980 over Lot 6 on MX75.

Minute No. 28/10A/21 Carried 6/0

At this point, 9.57am Cr Pullos returned to the meeting.

5.9 Blackall Industrial Land for Sale by Tender

Council recently advertised 4 lots at the Blackall Industrial Estate for sale by tender. Tenders closed 12 noon, Tuesday 5 October 2021 with 4 submissions received.

MOTION: Moved: Cr BP Johnstone Seconded: Cr JH Scobie

That Council:

1. Accept the offer of \$27,500.00 (inc GST) for Lot 16 on SP210376; and

- 2. Accept the offer of \$10,000.00 (inc GST) for Lot 26 on SP210376 and decline the offer of \$9,800.00 (inc GST) as the offer is below the reserve; and
- 3. Decline the offer of \$12,500.00 (inc GST) for Lot 6 on SP210376 as the offer is below the reserve; and
- 4. Relist Lot 6 on SP210376 and Lot 15 on SP210376 with the local real estate agents.

Minute No. 29/10A/21

Carried 7/0

5.10 Application for Water Connection - 289 Blackall-Jericho Road, Blackall

A landowner has written to Council requesting approval to connect their property to the Blackall town water supply. The property is outside the defined water area as shown in Appendix C of Council's revenue statement.

MOTION: Moved: Cr PJ Pullos Seconded: Cr DA Hardie

That Council decline the request to connect 289 Blackall-Jericho Road to the Blackall town water supply.

Minute No. 30/10A/21

Carried 7/0

5.11 Conversion to Freehold Tenure – Lot 6 on LO11

The Department of Resources have written to Council and asked if there would be any objections to the conversion of Lot 6 on LO11 to freehold.

MOTION: Moved: Cr LP Russell Seconded: Cr PJ Pullos

That Council have no objection to the conversion of Lot 6 on LO11 to freehold.

Minute No. 31/10A/21

Carried 7/0

5.12 <u>Development Application – DA 07-2021-2022 – Mr Matthew James</u> Adams – 23 Violet Street, Blackall

The Applicant, Mr Matthew James Adams, seeks a Development Permit for Material Change of Use for Low Impact Industry and Hardware and Trade Supplies over land at 23 Violet Street, Blackall, formally described as Lot 28 on SP210376. The subject site is in Blackall's industrial estate and is currently vacant. The applicant proposes to establish two prefabricated sheds, which will accommodate a manufacturing business for large steel farming equipment as a well as a trade supply shop.

Under the Blackall-Tambo Region Planning Scheme 2020 (the Planning Scheme), the subject site is in the Township Zone (Industrial Precinct). The defined uses for Low Impact Industry and Hardware and Trade Supplies in the Industrial Precinct are subject to code assessment.

There is no conflict between the proposal and the relevant assessment benchmarks. Development conditions are recommended to ensure the development is constructed and operated in accordance with the Planning Scheme. The application is recommended for approval, subject to the conditions stated herein.

MOTION: Moved: Cr LP Russell Seconded: Cr GK Schluter

That Blackall-Tambo Regional Council approves the application for a Development Permit for Material Change of Use for Low Impact Industry and Hardware and Trade Supplies over land at 23 Violet Street, Blackall, formally described as Lot 28 on SP210376, subject to the following conditions:

1.0 PARAMETERS OF APPROVAL

- 1.1 The Developer is responsible for ensuring compliance with this development approval and the conditions of the approval by an employee, agent, contractor or invitee of the Developer at all times unless otherwise stated.
- 1.2 Where these conditions refer to "Council" in relation to requiring Council to approve or be satisfied as to any matter, or conferring on the Council a function, power or discretion, that role of the Council may be fulfilled in whole or in part by a delegate appointed for that purpose by Council.
- 1.3 All conditions, works, or requirements of this development approval must be undertaken and completed prior to commencement of the use and to Council's satisfaction, unless otherwise stated in a development condition.
- 1.4 The cost of all works associated with the construction of the development including services, facilities and/or public utility alterations required are met at no cost to the Council or relevant utility provider, unless otherwise stated in a development condition.
- 1.5 The developer is required to have repaired any damage to existing infrastructure that may have occurred during any works carried out for the development. To the extent the damage is deemed to create a hazard to the community, it must be repaired immediately.

1.6 Unless otherwise stated, all works must be designed, constructed and maintained in accordance with the relevant Council policies, guidelines and standards.

2.0 APPROVED PLANS AND DOCUMENTS

2.1 The approved development must be completed and maintained generally in accordance with the approved plans and documents, except where amended by the conditions of this permit:

Plan/Document Name	Plan/Document Number	Date
Site Plan	Sheet 1 of 1	27-07-2021
Floor & Roof Plan Elevations	Sheet 2 of -	15-09-2021
Elevations	Sheet 3 of -	15-09-2021
Elevations (Storage Shed)	-	30-04-2021

2.2 Where there is any conflict between the conditions of this approval and the details shown on the approved plans and documents, the conditions of approval must prevail.

3.0 ACCESS AND PARKING WORKS

- 3.1 Provide and maintain a minimum of seven (7) formalised car parking spaces on-site in front of the main workshop building. All car parking spaces must be clearly identified by either line-marking or signage.
- 3.2 Construct and maintain all car parking spaces and vehicle manoeuvring areas to an all-weather standard, suitable for a two-wheel drive car.
- 3.3 Design, construct and maintain all car parking and access works generally in accordance with the *Australian Standard AS2890.1* "Parking Facilities" and *Austroads Publication AP-G34-13 Austroads Design Vehicles and Turning Path Templates.*
- 3.4 Construct and maintain two sealed vehicle crossovers from Violet Street generally in accordance with the standard drawing, Figure 1 Vehicle Crossover Non-Piped, from the General Development Code of the Blackall-Tambo Region Planning Scheme. The crossovers must be clearly identified by way of signage for either staff/customer access or heavy vehicle access.
- 3.5 All vehicles must enter and exit the site in a forward gear.

3.6 All activities associated with the approved development must occur within the boundaries of the site and not on adjoining land or road reserve. This includes, but is not limited to, parking, loading and unloading of vehicles (including heavy vehicles and staff and customer vehicles).

4.0 STORMWATER WORKS

4.1 All stormwater must drain to a lawful point of discharge, being to Violet Street. All stormwater must not adversely affect adjoining land or infrastructure in comparison to the pre-development condition by way of blocking, altering or diverting existing stormwater runoff patterns or have the potential to cause damage to other infrastructure.

5.0 ENVIRONMENTAL HEALTH

- 5.1 Undertake the approved development so there is no environmental nuisance or detrimental effect on any surrounding land uses and activities by reason of the emission of noise, dust, odour, wastewater, waste products, oil or otherwise.
- 5.2 Maintain outdoor lighting to comply with AS4282 Control of Obstructive Effects of Outdoor Lighting.
- 5.3 Site works must be constructed such that they do not, at any time, in any way restrict, impair or change the natural flow of runoff water, or cause a nuisance or worsening to adjoining properties or infrastructure.
- 5.4 All waste storage areas must be kept in a clean, tidy condition, and sufficient waste containers and services are to be provided to cater for the containment and removal of all waste generated on the site. Waste must be removed to a lawful landfill.
- 5.5 Contaminants such as oils or chemicals must not be released into unsealed surface areas (i.e. gravel, exposed soil or landscaped areas).
- 5.6 Activities in the workshop and involving any washdown area must be undertaken on a sealed surface drained to an oil/water separator for treatment to the regulated standard before entering Council's sewer network.
- 5.7 Areas for storage of chemicals, fuel or other hazardous materials must be sufficiently bunded.

5.8 Any spillage of environmentally hazardous liquids or other materials must be cleared as quickly as practicable and must not enter Council's network or be hosed or swept onto unsealed ground.

6.0 SERVICES

- 6.1 The premises must be connected to Council's reticulated water and sewerage networks.
- 6.2 Electricity and telecommunication services must be provided to the premises in accordance with the standards and requirements of the relevant service provider.

7.0 LANDSCAPING AND FENCING

- 7.1 Establish and maintain landscaping on the site in accordance with the approved site plan (Condition 2.1). The landscaping must predominantly contain species that are endemic to the region due to their low water dependency.
- 7.2 Ensure the landscaped areas are subject to water and maintenance during the establishment phase, and an ongoing maintenance and replanting programme as required.
- 7.3 Boundary fencing with a minimum height of 1.8 metres must be installed along each boundary of the property, except where allowance must be made for the vehicle access from Violet Street.

8.0 ASSET MANAGEMENT

8.1 Any alteration necessary to electricity, telephone, water mains, sewerage mains, and/or public utility installations resulting from the development or in connection with the development, must be undertaken and completed at no cost to Council.

9.0 CONSTRUCTION ACTIVITIES

- 9.1 Prior to construction of the vehicle accesses and water and sewer connections, forms for a Minor Works on Road Application and a Water/Sewer Connection Application (as updated) must be completed and submitted to Council to notify the details of work being undertaken.
- 9.2 Implement and maintain an Erosion and Sediment Control Plan (ESCP) on-site, in accordance with the *IECA 2008 Best Practice Erosion and Sediment Control* document (as amended) for the

- duration of the works, and until such time all exposed soil areas are permanently stabilised. The ESCP must be available on-site for inspection by Council Officers during the works.
- 9.3 The construction of any works must be undertaken in accordance with good engineering practice and workmanship and generally in accordance with the provisions of any relevant standards under the Blackall-Tambo Region Planning Scheme.
- 9.4 All construction materials, waste, waste skips, machinery and contractors' vehicles must be located and stored or parked within the development site, unless otherwise approved in writing by Council.
- 9.5 Construction activity and noise must be limited to the hours of 06:30 to 18:30 Monday to Saturday, with no work to occur on Sundays or public holidays.

ADVISORY NOTES

- A. Prior to commencing any construction activities, the applicant/developer will be required to obtain further development permits for building work, and plumbing and drainage work, as required under relevant legislation for this work.
- B. This approval does not negate the requirement for compliance with all other relevant Local Laws and other statutory requirements. Any provisions contained in this approval relating to the enforcement of any of the conditions shall be in addition to all other rights, powers and privileges that the Council may possess or obtain, and nothing contained in these conditions shall be construed so as to prejudice, affect or otherwise derogate or limit these rights, powers and privileges of the Council.
- C. General environmental duty under the Environmental Protection Act 1994 and subordinate legislation prohibits unlawful environmental nuisance caused by noise, aerosols, particles, dust, ash, fumes, light, odour or smoke beyond the boundaries of the development site during all stages of the development including earthworks, construction and operation.
- D. This development approval does not authorise any activity that may harm Aboriginal cultural heritage. It is advised that under section 23 of the Aboriginal Cultural Heritage Act 2003, a person who carries out an activity must take all reasonable and practicable measures to ensure the activity does not harm Aboriginal cultural heritage (the "cultural heritage duty of care").

Minute No. 32/10A/21

Carried 7/0

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CLOSURE:

There being no further business to consider, the Mayor declared the Meeting closed at 10.02am.

CONFIRMATION OF MINUTES:

Confirmed by Council as a true and corre Wednesday 17 November 2021.	ect record at the General Meeting held on
Signed	Mayor