

GROWTH INFRASTRUCTURE AND WASTE COMMITTEE NO. 2022(08)

15 SEPTEMBER 2022

REPORT

COUNCILLORS' ATTENDANCE: Mayor Teresa Harding (Chairperson); Councillors Paul Tully (Deputy Chairperson), Sheila Ireland (via audio-link), Deputy Mayor Jacob Madsen, Marnie Doyle, Andrew Fechner, Kate Kunzelmann, Russell Milligan and Nicole Jonic

COUNCILLOR'S APOLOGIES: Nil

OFFICERS' ATTENDANCE: Chief Executive Officer (Sonia Cooper), General Manager Planning and Regulatory Services (Peter Tabulo), Manager, City Design (Brett Davey), Manager, Asset Services (Brett McGrath), Manager, Development Planning (Anthony Bowles), General Manager Infrastructure and Environment (Sean Madigan), General Manager Corporate Services (Matt Smith), General Manager Community, Cultural and Economic Development (Ben Pole), Manager, Community and Cultural Services (Don Stewart), Manager, Marketing and Promotions (Carly Gregory), Chief Information Officer (Sylvia Swalling), Manager, Economic and Community Development (Cat Matson), Chief Financial Officer (Jeff Keech), Manager Infrastructure Strategy (Tony Dileo), Senior Digital Media and Content Manager (Jodie Richter), Senior Policy and Communications Officer (David Shaw), Chief of Staff, Office of the Mayor (Melissa Fitzgerald), Manager Capital Program Delivery (Graeme Martin), Procurement Manager (Richard White) and Theatre Technician (Trent Gray)

Mayor Teresa Harding made an opening statement in relation to the passing of Her Majesty, Queen Elizabeth II.

MEETING ATTENDANCE VIA AUDIO-LINK

Councillor Sheila Ireland requested attendance at the Growth, Infrastructure and Waste Committee of 15 September 2022 via audio-link. This request was approved by Council at its meeting on 28 July 2022.

WELCOME TO COUNTRY/ACKNOWLEDGEMENT OF COUNTRY

Mayor Teresa Harding (Chairperson) delivered the Acknowledgement of Country.

**STATEMENT ON BEHALF OF IPSWICH CITY COUNCIL ON THE PASSING OF
HER MAJESTY, QUEEN ELIZABETH II**

Mayor Teresa Harding (Chairperson) made the following statement:

On behalf of Ipswich City Council and the residents of Ipswich, I wish to acknowledge the passing of Her Majesty, Queen Elizabeth II.

This loss has been felt deeply across our community.

In this period of mourning and reflection, we remember Her Majesty's long life of devoted and dedicated service to the peoples of the Commonwealth.

I ask Councillors to join me in observing a moment of silence as a mark of respect to Her Majesty.

May she rest in peace.

The Mayor and Councillors paused for a moments silence.

Deputy Mayor Jacob Madsen arrived at the meeting at 9.04 am.

DECLARATIONS OF INTEREST IN MATTERS ON THE AGENDA

In accordance with section 150EQ of the *Local Government Act 2009*, Councillor Sheila Ireland informed the meeting that she has a declarable conflict of interest in Item 3 titled Development Application - 2295/2020/VA - Variation Application seeking preliminary approval to vary the Planning Scheme from Rural Constrained - Ripley Valley Zone and Future Urban Zone, at Siddans Road Deebing Heights.

The nature of the interest is that Councillor Ireland went to school with a sister of one of the landowners who live on Siddans Road, Deebing Heights.

Councillor Sheila Ireland invited the other councillors to determine if she can continue to participate in the decision process.

It was moved by Councillor Paul Tully and seconded by Deputy Mayor Jacob Madsen that Councillor Sheila Ireland does not have a conflict of interest in the matter because there is a remote connection and a reasonable person would trust that the final decision is made in the public interest.

The eligible councillors present at the meeting decided that Councillor Sheila Ireland may participate in the meeting in relation to the matter, but not take part in the vote on the matter.

BUSINESS OUTSTANDING

Matters laid on the table at the Growth Infrastructure and Waste Committee of 11 August 2022:

- Response to Petition - Leash Free Dog Area, Camira Recreation Park
- Redbank Plains Library Additional Community Meeting Space - Response to Notice of Motion

MATTER TO BE LIFTED FROM THE TABLE – RESPONSE TO PETITION – LEASH FREE DOG AREA, CAMIRA RECREATION PARK**DECISION**

Moved by Mayor Teresa Harding:
Seconded by Councillor Paul Tully:

That Item 1 titled Response to Petition – Leash Free Dog Area, Camira Recreation Park be lifted from the table.

AFFIRMATIVE

Councillors:

Harding

Tully

Ireland

Madsen

Doyle

Fechner

Kunzelmann

Milligan

NEGATIVE

Councillors:

Nil

The motion was put and carried.

DEFERRAL OF CONSIDERATION OF ITEM 1 - RESPONSE TO PETITION - LEASH FREE DOG AREA, CAMIRA RECREATION PARK**DECISION**

Moved by Councillor Paul Tully:
Seconded by Mayor Teresa Harding:

That Item 1 be deferred for consideration after Item 11.

AFFIRMATIVE

Councillors:

Harding

Tully

NEGATIVE

Councillors:

Nil

Ireland
Madsen
Doyle
Fechner
Kunzelmann
Milligan
***Jonic

The motion was put and carried.

Item - 1. Response to Petition - Leash Free Dog Area, Camira Recreation Park – was moved to be dealt with after Item 11.

MATTER TO BE LIFTED FROM THE TABLE

DECISION

Moved by Deputy Mayor Jacob Madsen:

Seconded by Mayor Teresa Harding:

That Item 2 titled Redbank Plains Library Additional Community Meetings Space – Response to Notice of Motion be lifted from the table.

AFFIRMATIVE

Councillors:

Harding

Tully

Ireland

Madsen

Doyle

Fechner

Kunzelmann

Milligan

NEGATIVE

Councillors:

Nil

The motion was put and carried.

2. REDBANK PLAINS LIBRARY ADDITIONAL COMMUNITY MEETING SPACE -
RESPONSE TO NOTICE OF MOTION

This is a report providing a response to a Notice of Motion moved by Deputy Mayor Jacob Madsen at the Council Meeting of 19 May 2022:

That a design be prepared and costed for conversion of the former Mobile Library Garaged at Redbank Plains Library with said design to focus on delivery of:

- a) Community Meeting space with afterhours access
- b) External landscaping to allow appropriate pathways to afterhours access and use by community on special occasions

RECOMMENDATION

That the report, Redbank Plains Library Additional Community Meeting Space – Response to Notice of Motion, be received and the contents noted.

Deputy Mayor Jacob Madsen proposed the following additional recommendations:

- B. That the Redbank Plains Library Additional Community Meeting Space matter be referred to the budget workshops for the 2023-2024 budget build.
- C. That council officers liaise with apprenticeship providers to see if Ipswich City Council can partner with them to deliver the work.

Councillor Nicole Jonic arrived at the meeting at 9.11 am.

DECISION

Moved by Deputy Mayor Jacob Madsen:
Seconded by Mayor Teresa Harding:

- A. That the report, Redbank Plains Library Additional Community Meeting Space – Response to Notice of Motion, be received and the contents noted.**
- B. That the Redbank Plains Library Additional Community Meeting Space matter be referred to the budget workshops for the 2023-2024 budget build.**
- C. That council officers liaise with apprenticeship providers to see if Ipswich City Council can partner with them to deliver the work.**

AFFIRMATIVE

Councillors:

Harding

Tully

Ireland

Madsen

Doyle

Fechner

Kunzelmann

Milligan

Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

CONFIRMATION OF MINUTES

3. **CONFIRMATION OF MINUTES OF THE GROWTH INFRASTRUCTURE AND WASTE COMMITTEE NO. 2022(07) OF 11 AUGUST 2022**

DECISION

Moved by Mayor Teresa Harding:
Seconded by Councillor Russell Milligan:

That the Minutes of the Meeting held on 11 August 2022 be confirmed.

AFFIRMATIVE

Councillors:

Harding

Tully

Ireland

Madsen

Doyle

Fechner

Kunzelmann

Milligan

Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

OFFICERS' REPORTS

4. **DEVELOPMENT APPLICATION - 2295/2020/VA - VARIATION APPLICATION SEEKING PRELIMINARY APPROVAL TO VARY THE PLANNING SCHEME FROM RURAL CONSTRAINED - RIPLEY VALLEY ZONE AND FUTURE URBAN ZONE, AT SIDDANS ROAD DEEBING HEIGHTS**

This is a report concerning a development application (Variation Application) seeking a Preliminary Approval that includes a Variation Approval to vary the Planning Scheme from Rural Constrained-Ripley Valley Zone and Future Urban Zone to Sub-Urban (T3) Zone, over land located at 146 and 184 Siddans Road, Deebing Heights.

The application requires determination by Council owing to a request that was made by the applicant (through a registered lobbyist). More specifically, the applicant wrote to Council's Chief Executive Officer (CEO) and requested that a

determination be made that the scale, scope, nature and sensitivity of the application warrants a Council decision. Upon considering the applicant's request, the CEO and General Manager - Planning and Regulatory Services agreed that the nature of the application warrants a Council decision in line with section 9 of the Ipswich City Council *Framework for Development Applications and Related Activities Policy*.

The proposed development has been assessed having regard to the applicable assessment benchmarks, matters prescribed by regulation and other relevant matters pursuant to s.45(5) of the Planning Act.

The proposed Variation Application seeking a Preliminary Approval that includes a Variation Approval to vary the Planning Scheme cannot be supported in accordance with section 5 and section 60 of the Planning Act 2016, as the proposal does not advance the purpose of the *Planning Act 2016* and conflicts with the assessment benchmarks, matters prescribed by regulation and other relevant matters.

DECISION

Moved by Mayor Teresa Harding:

Seconded by Councillor Andrew Fechner:

That Council refuse Development Application No. 2295/2020/CA, being a Variation Application - Preliminary Approval that includes a Variation Approval to vary the Planning Scheme from Rural Constrained-Ripley Valley Zone and Future Urban Zone to Sub-Urban (T3) Zone, for the reasons as contained in Attachment 2 of this report.

AFFIRMATIVE

Councillors:

Harding

Tully

Madsen

Doyle

Fechner

Kunzelmann

Milligan

Jonic

NEGATIVE

Councillors:

Nil

Councillor Sheila Ireland did not take part in the vote on this matter due to a previously declared interest.

The motion was put and carried.

5. DEVELOPMENT APPLICATION RECOMMENDATION - TEMPORARY
ACCOMMODATION (CAMPING GROUND AND CARAVAN PARK) AT ONE MILE

This is a report concerning an application seeking approval for a Material Change of Use – Temporary Accommodation (Camping Ground and Caravan Park – 46 sites) at 84 Chubb Street, One Mile.

The subject application requires review and determination by the Growth, Infrastructure and Waste Committee in accordance with the Framework for Development Applications and Related Activities Policy as more than 20 properly made submissions objecting to the proposed development were received.

The proposed development has been assessed with regard to the applicable assessment benchmarks and it was determined that it cannot be supported in accordance with section 5 and section 60 of the *Planning Act 2016*, as the proposal does not advance the purpose of the Planning Act, conflicts with the applicable codes of the Ipswich Planning Scheme and the other relevant matters applicable to the application.

DECISION

Moved by Councillor Marnie Doyle:
Seconded by Councillor Andrew Fechner:

That Council refuse Development Application No. 19904/2021/MCU for the reasons as contained in Attachment 2 of this report.

AFFIRMATIVE

Councillors:

Harding

Tully

Ireland

Madsen

Doyle

Fechner

Kunzelmann

Milligan

Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

6. REGIONALLY SIGNIFICANT PROJECT PROPOSAL - IPSWICH BUS NETWORK
EXPANSION

This is a report concerning the Ipswich Bus Network Expansion Project and the opportunity to declare this as a project of regional significance.

DECISION

Moved by Mayor Teresa Harding:
Seconded by Councillor Andrew Fechner:

- A. That Council accept the Ipswich Bus Network Expansion project as regionally significant.**
- B. That the Ipswich Bus Network Expansion project be taken to the next Advocacy Steering Group meeting for consideration of the appropriate advocacy effort.**

AFFIRMATIVE

Councillors:

Harding

Tully

Ireland

Madsen

Doyle

Fechner

Kunzelmann

Milligan

Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

7. **ADOPTION OF THE THREE YEAR NEW KERB AND CHANNEL CAPITAL PROGRAM**

This is a report concerning the three-year new kerb and channel capital program.

Council officers have applied the statistical methodology in combination with input from the community via the Divisional Councillors to finalise the three-year kerb and channel program.

The recommended program provides a better outcome for the community and is deliverable within the adopted three-year capital program and budget.

DECISION

Moved by Mayor Teresa Harding:
Seconded by Councillor Paul Tully:

That Council adopt the three-year program for new Kerb and Channel as specified in the attachment to this report.

AFFIRMATIVE

Councillors:

NEGATIVE

Councillors:

Harding
Tully
Ireland
Madsen
Doyle
Fechner
Kunzelmann
Milligan
Jonic

Nil

The motion was put and carried.

8. ALTERNATIVE ROAD SURFACING OPTIONS

This is a report concerning industry information requested from the Queensland Branch of the Australian Flexible Pavements Association (AfPA) of the residential road resurfacing treatments available. The report is developed in continuance of the Notice of Motion – Spray Seal Maintenance Treatments Report.

DECISION

Moved by Mayor Teresa Harding:
Seconded by Councillor Russell Milligan:

That the report on alternative road surfacing options be received and the contents noted.

Councillor Andrew Fechner proposed the following additional recommendation:

- B. That this matter be referred for discussion as part of the 2023-2024 budget workshops.

The mover and seconder of the original motion agreed to the proposed additional recommendation.

DECISION

Moved by Mayor Teresa Harding:
Seconded by Councillor Russell Milligan:

- A. That the report on alternative road surfacing options be received and the contents noted.**
- B. That this matter be referred for discussion as part of the 2023-2024 budget workshops.**

AFFIRMATIVE

Councillors:

Harding

Tully

Ireland

Madsen

Doyle

Fechner

Kunzelmann

Milligan

Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

ADJOURN MEETING**DECISION**

Moved by Mayor Teresa Harding:

That the meeting be adjourned at 10.01 am to reconvene at 10.30 am.

AFFIRMATIVE

Councillors:

Harding

Tully

Ireland

Madsen

Doyle

Kunzelmann

Milligan

Jonic

NEGATIVE

Councillors:

Fechner

The motion was put and carried.

The meeting reconvened at 10.30 am.

9. INFRASTRUCTURE AND ENVIRONMENT DEPARTMENT CAPITAL DELIVERY REPORT
JULY 2022

This is a report concerning the performance of the capital delivery by the Infrastructure and Environment Department for the month of July 2022.

DECISION

Moved by Mayor Teresa Harding:
Seconded by Councillor Marnie Doyle:

That the report be received and the contents noted.

AFFIRMATIVE

Councillors:

Harding

Tully

Ireland

Madsen

Doyle

Fechner

Kunzelmann

Milligan

Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

10. **PLANNING AND ENVIRONMENT COURT ACTION STATUS REPORT**

This is a report concerning a status update with respect to current court actions associated with development planning applications.

DECISION

Moved by Mayor Teresa Harding:
Seconded by Councillor Russell Milligan:

That the report be received and the contents noted.

AFFIRMATIVE

Councillors:

Harding

Tully

Ireland

Madsen

Doyle

Fechner

Kunzelmann

Milligan

Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

11. EXERCISE OF DELEGATION REPORT

This is a report concerning applications that have been determined by delegated authority for the period 26 July 2022 to 26 August 2022

DECISION

Moved by Mayor Teresa Harding:
Seconded by Councillor Paul Tully:

That the report be received and the contents noted.

AFFIRMATIVE

Councillors:

Harding

Tully

Ireland

Madsen

Doyle

Fechner

Kunzelmann

Milligan

Jonic

NEGATIVE

Councillors:

Nil

The motion was put and carried.

1. RESPONSE TO PETITION - LEASH FREE DOG AREA, CAMIRA RECREATION PARK

This is a report concerning a petition received from the local community requesting alterations to the existing leash free dog area located at Camira Recreation Park, Camira.

DECISION

Moved by Mayor Teresa Harding:
Seconded by Councillor Nicole Jonic:

- A. That the leash free dog area within the Camira Recreation Park remain in its current configuration without further expansion.
- B. That further planning be undertaken for the Camira Recreation Park, including community engagement, to seek the sentiment of sport and recreation needs of the community.
- C. That the chief petitioner be advised of the outcome of this report.

Councillor Nicole Jonic moved the following variation to Recommendation A:

- A. That the leash free dog area within the Camira Recreation Park's current configuration is temporarily altered in line with the proposal outlined in option 1 (separate the existing LFDA) in the report attached to this item for the safety of all small dogs.

The mover of the original motion agreed to the variation.

Councillor Paul Tully moved the following variation to Recommendation B:

- B. That further planning be undertaken for the Camira Area, including community engagement, to seek the sentiment of sport and recreation needs of the community.

The mover and seconder of the original motion agreed to the proposed variation.

DECISION

Moved by Mayor Teresa Harding:

Seconded by Councillor Nicole Jonic:

- A. That the leash free dog area within the Camira Recreation Park's current configuration is temporarily altered in line with the proposal outlined in option 1 (separate the existing LFDA) in report attached to this item for the safety of all small dogs.
- B. That further planning be undertaken for the Camira Area, including community engagement, to seek the sentiment of sport and recreation needs of the community.
- C. That the chief petitioner be advised of the outcome of this report.

Councillor Nicole Jonic proposed that an additional Recommendation D be included to reference Attachment 1 of the supporting information for this matter.

- D. That Attachment 1 of the supporting information report be referenced as part of this report.

The mover agreed to the proposed additional recommendation.

DECISION

Moved by Mayor Teresa Harding:

Seconded by Councillor Nicole Jonic:

- A. That the leash free dog area within the Camira Recreation Park's current configuration is temporarily altered in line with the proposal outlined in option 1**

(separate the existing LFDA) in report attached to this item for the safety of all small dogs.

- B. That further planning be undertaken for the Camira Area, including community engagement, to seek the sentiment of sport and recreation needs of the community.**
- C. That the chief petitioner be advised of the outcome of this report.**
- D. That Attachment 1 of the supporting information report be referenced as part of this report.**

AFFIRMATIVE

Councillors:

Harding

Tully

Ireland

Madsen

Doyle

Fechner

Kunzelmann

Milligan

Jonic



NEGATIVE

Councillors:

Nil

The motion was put and carried.

Attachments

1. Leash Free Dog Area updated proposal maps  

NOTICES OF MOTION

Councillor Marnie Doyle gave notice of her intention to propose the following notice of motion at the Council Ordinary Meeting on 29 September 2022:

The Notice of Motion relates to an updated heritage study to assist and inform the new planning scheme noting Ipswich City Council has submitted a first draft of the new planning scheme to the State for consideration and review.

The Notice of Motion will request an information report from council officers giving consideration to and advice on the type of heritage study that needs to be undertaken to inform the new planning scheme noting the previous heritage study that was used to inform the current planning scheme took place in the 90s.

The following question will be included:

“Why wasn’t Carroll House afforded greater protection under the existing planning scheme at any point over the last 20 years plus using mechanisms such as a Temporary Local Planning Instrument, Planning Scheme amendment or a Queensland Heritage Council application for the property to be entered into the state register?”.

MATTERS ARISING

Nil

PROCEDURAL MOTIONS AND FORMAL MATTERS

The meeting commenced at 9.00 am.

The meeting closed at 10.47 am.

***** Refer Minutes of Growth, Infrastructure and Waste Committee of 13 October 2022 for amendment**