



City of  
**LAUNCESTON**

# **COUNCIL MINUTES**

**COUNCIL MEETING  
MONDAY 30 OCTOBER 2017  
1.00pm**

# City of Launceston

COUNCIL MINUTES

Monday 30 October 2017

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The Ordinary Meeting of the City of Launceston Council was held at the Council Chambers, Town Hall, St John Street, Launceston:

Date: 30 October 2017

Time: 1.00pm

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## Section 65 Certificate of Qualified Advice

### Background

Section 65 of the *Local Government Act 1993* requires the General Manager to certify that any advice, information or recommendation given to Council is provided by a person with appropriate qualifications or experience.

### Declaration

I certify that persons with appropriate qualifications and experience have provided the advice, information and recommendations given to Council in the Minutes Items for this Meeting.

A handwritten signature in black ink, consisting of a large, stylized 'M' followed by several vertical and diagonal strokes.

**Michael Stretton**  
General Manager

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# City of Launceston

COUNCIL MINUTES

Monday 30 October 2017

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**Present:**                    **Alderman**            **A M van Zetten (Mayor)**  
**R I Soward (Deputy Mayor)**  
**R L McKendrick**  
**R J Sands**  
**D H McKenzie**  
**J G Cox**  
**D C Gibson**  
**J Finlay**  
**D W Alexander**  
**K P Stojansek**

**In Attendance:**                    **Mr M Stretton (General Manager)**  
**Mr S G Eberhardt (Director Infrastructure Services)**  
**Mrs L M Hurst (Director Development Services)**  
**Mr B Maclsaac (Director Facilities Management)**  
**Mr R Mulvaney (Director Queen Victoria Museum and Art Gallery)**  
**Mr P Gimpl (Acting Director Corporate Services)**  
**Mr D E Sinfield (Director Major Projects)**  
**Mr J A Davis (Manager Corporate Strategy)**  
**Mrs A Rooney (Committee Clerk)**

**Apologies:**                    **Alderman**            **S R F Wood**  
**E K Williams**

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# City of Launceston

## COUNCIL MINUTES

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## **1 OPENING OF MEETING - ATTENDANCE AND APOLOGIES**

The Mayor, Alderman A M van Zetten opened the Meeting at 1.00pm and noted apologies from Alderman S R F Wood and Alderman E K Williams.

The Mayor presented Mr Peter Denholm with a certificate to recognise his appointment as Deputy Municipal Coordinator for the City of Launceston for Emergency Management issued by the Minister for Police and Fire and Emergency Management.

The Mayor also highlighted the Keep Australia Beautiful Awards 2017 - Sustainable Communities - recognising the City of Launceston's energy efficiency programmes and waste and recycling initiatives.

## **2 DECLARATIONS OF INTEREST**

*Local Government Act 1993 - Section 48*

*(A councillor must declare any interest that the councillor has in a matter before any discussion on that matter commences.)*

**No Declarations of Interest were identified as part of these Minutes**

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**3 CONFIRMATION OF MINUTES**

*Local Government (Meeting Procedures) Regulations 2015 - Regulation 35(1)(b)*

**RECOMMENDATION:**

That the Minutes of the Ordinary Meeting of the City of Launceston Council held on 16 October 2017 be confirmed as a true and correct record.

**DECISION: 30 October 2017**

**MOTION**

**Moved Alderman R L McKendrick, seconded Alderman D H McKenzie.**

**That the Motion, as per the Recommendation to Council, be adopted.**

**CARRIED 10:0**

**FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander and Alderman K P Stojansek**

**4 DEPUTATIONS**

**No Deputations were identified as part of these Minutes**

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**5 PETITIONS**

*Local Government Act 1993 - Sections 57 and 58*

**5.1 Petition Against Removal of Basin Cottage Volunteers**

**FILE NO:** SF0097/SF5505

**AUTHOR:** John Davis (Manager Corporate Strategy)

**GENERAL MANAGER:** Michael Stretton (General Manager)

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**DECISION STATEMENT:**

To receive a petition submitted by Ms Rocelyn Ives and Mr Geoff Drake regarding the removal of Basin Cottage Volunteers.

**RECOMMENDATION:**

Pursuant to section 58(2) of the *Local Government Act 1993 (Tas)*, Council receives the petition regarding the removal of Basin Cottage Volunteers, tabled by the General Manager and submitted by Ms Rocelyn Ives and Mr Geoff Drake.

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**Mr M Stretton (General Manager) was in attendance to answer questions of Council in respect of this Agenda Item.**

**DECISION: 30 October 2017**

**MOTION**

**Moved Alderman R L McKendrick, seconded Alderman D H McKenzie.**

**That the Motion, as per the Recommendation to Council, be adopted.**

**CARRIED 10:0**

**FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander and Alderman K P Stojansek**

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**6 COMMUNITY REPORTS**

*(Community Reports allow an opportunity for Community Groups to provide Council with a three minute verbal presentation detailing activities of the group. This report is not intended to be used as the time to speak on Minutes Items; that opportunity exists when that Minutes Item is about to be considered. Speakers are not to request funding or ask questions of Council. Printed documentation may be left for Aldermen.)*

**No Community Reports were registered with Council as part of these Minutes**

**7 PUBLIC QUESTION TIME**

*Local Government (Meeting Procedures) Regulations 2015 - Regulation 31*

**7.1 Public Questions on Notice**

*Local Government (Meeting Procedures) Regulations 2015 - Regulation 31(1)*

*(Questions on Notice must be in writing and should be received by the General Manager at least seven days before the relevant Council Meeting. Questions on Notice will be researched by Council Officers and both the Question on Notice (as received) and the response will be provided at the Council Meeting and a reply in writing will also be provided.)*

**No Public Questions on Notice were identified as part of these Minutes**

**7.2 Public Questions without Notice**

*Local Government (Meeting Procedures) Regulations 2015 - Regulation 31(2)(b)*

*(Members of the public who ask Questions without Notice at a meeting will have both the question and any answer provided recorded in the Minutes. Council Officers will endeavour to answer the question asked at the meeting, however, that is not always possible and more research may be required. If an answer cannot be provided at the Meeting, the question will be treated as a Question on Notice. A response will be provided at the next Council Meeting.)*

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## 7.2.1 Mr Cameron Gallagher - Petition - Eat Street Food Vans

1. A petition regarding the Eat Street Food Vans was presented at the Council Meeting.

The Mayor, Alderman A M van Zetten, accepted the petition and advised that it will be included in the next Council Agenda.

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## 7.2.2 Mr Basil Fitch - Australian Maritime College

1. Are Aldermen aware that a Maritime College (AMC) is being established in Sydney and what effect will this have on the Newnham based operation?

The Mayor, Alderman A M van Zetten, noted that the Aldermen had received a briefing earlier in the day regarding AMC operations and the Council is working with partners regarding the establishment of a defence precinct in the area.

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## **7.2.3 Mr Basil Fitch - University of Tasmania Business Plan**

- 1. What is the Council going to do regarding the business plan holding up the release of money for the University campus?**

**The Mayor, Alderman A M van Zetten, noted that there is no hold up in documentation and apart from the finalisation of some minor details the document is ready for signature. The Mayor also noted that the Council continues to work with the University regarding its business plan and the University is consulting with both the State and Federal Governments to finalise details.**

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## **7.2.4 Mr Gus Green - Macquarie House Toilet Facilities**

- 1. Am I able to meet with Council Officers regarding the closure of the Macquarie House toilet facilities?**

**Mr Dale Sinfield (Director Major Projects) indicated he would meet with Mr Green to discuss his concerns.**

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## 7.2.5 Mr Gus Green - City Foundation

### 1. When will foundation plans be finalised?

The Mayor, Alderman A M van Zetten, stated that plans for the foundation will be finalised within the next month.

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Under the provisions of the *Land Use Planning and Approvals Act 1993*, Council acts as a Planning Authority in regard to items included in Agenda Item 8 - Planning Authority.

## **8 PLANNING AUTHORITY**

### **8.1 8 Lanoma Street, East Launceston - Residential - Single Dwelling; Demolish Shed and Part of Dwelling and Construction of Extensions to Dwelling**

**FILE NO:** DA0437/2017

**AUTHOR:** Marilyn Burns (Urban Design Planner)

**DIRECTOR:** Leanne Hurst (Director Development Services)

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#### **DECISION STATEMENT:**

To consider and determine a development application pursuant to the *Land Use Planning and Approvals Act 1993*.

#### **RECOMMENDATION:**

That in accordance with section 51 and section 57 of the *Land Use Planning and Approvals Act 1993* and the Launceston Interim Planning Scheme 2015, a permit be granted for DA0437/2017 - Residential - single dwelling; demolish shed and part of dwelling and construction of extensions to dwelling at 8 Lanoma Street, East Launceston, subject to the following conditions:

#### **1. ENDORSED PLANS**

The use and development must be carried out in accordance with the endorsed plans to the satisfaction of the Council unless modified by a condition of the Permit:

- a. Cover Page, prepared by Engineering Plus, Drawing No. 18617-A00, Proposed Extension, Rev A, dated 30/08/2017.
  - b. Site Plan, prepared by Engineering Plus, Drawing No. 18617-A01, Proposed Extension, Rev A, dated 30/08/2017.
  - c. Floor Plan, prepared by Engineering Plus, Drawing No. 18617-A02, Proposed Extension, Rev A, dated 30/08/2017.
  - d. Demolition Plan, prepared by Engineering Plus, Drawing No. 18617-A03, Proposed Extension, Rev A, dated 30/08/2017.
  - e. Lower Floor Plan, West Elevation and East Elevation, prepared by Engineering Plus, Drawing No. 18617-A05, Proposed Extension, Rev A, dated 30/08/2017.
  - f. North Elevation and South Elevation, prepared by Engineering Plus, Drawing No. 18617-A06, Proposed Extension, Rev A, dated 30/08/2017.
  - g. Roof Plan, prepared by Engineering Plus, Drawing No. 18617-A07, Proposed Extension, Rev A, dated 30/08/2017.
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**8.1 8 Lanoma Street, East Launceston - Residential - Single Dwelling; Demolish Shed and Part of Dwelling and Construction of Extensions to Dwelling ... (Cont'd)**

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- h. Images, prepared by Engineering Plus, Drawing No. 18617-A10, Proposed Extension, Rev A, dated 30/08/2017.
- i. Images, prepared by Engineering Plus, Drawing No. 18617-A11, Proposed Extension, Rev A, dated 30/08/2017.
- j. Images, prepared by Engineering Plus, Drawing No. 18617-A12, Proposed Extension, Rev A, dated 30/08/2017.
- k. Shadow Diagrams - Jun 21 9.00am, prepared by Engineering Plus, Drawing No. 18617-A12, Proposed Extension, Rev A, dated 30/08/2017.
- l. Images, prepared by Engineering Plus, Drawing No. 18617-A14, Proposed Extension, Rev A, dated 30/08/2017.
- m. Shadow Diagrams - Jun 21 12.00pm, prepared by Engineering Plus, Drawing No. 18617-A15, Proposed Extension, Rev A, dated 30/08/2017.
- n. Shadow Diagrams - Jun 21 2.00pm, prepared by Engineering Plus, Drawing No. 18617-A16, Proposed Extension, Rev A, dated 30/08/2017.

**2. TASWATER**

The development must be in accordance with the Submission to Planning Authority Notice issued by TasWater (TWDA No. 2017/01408-LCC) (attached).

**3. FENCE AND VEGETATIVE SCREEN**

Prior to the occupation of the dwelling extension the following must be completed:

- a. Replacement of the existing western boundary fence with a 2.1m high solid fence; and
- b. Planting of a vegetated screen along the western boundary for the length of the carport.

Details of the screen including species and number of plants must be submitted to and approved by Manager Planning Services prior to planting. The vegetated screen must be maintained for the life of this development. Dead plants must be replaced with similar species.

**4. LEGAL TITLE**

All development and use associated with the proposal must be confined to the legal title of the subject land.

**5. HOURS OF CONSTRUCTION**

Construction works must only be carried out between the hours of:

Monday to Friday - 7.00am and 6.00pm

Saturday - 9.00am to 6.00pm

Sundays and Public Holidays - 10.00am to 6.00pm

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**8.1 8 Lanoma Street, East Launceston - Residential - Single Dwelling; Demolish Shed and Part of Dwelling and Construction of Extensions to Dwelling ... (Cont'd)**

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**6. DAMAGE TO COUNCIL INFRASTRUCTURE**

The developer is liable for all costs associated with damage to Council infrastructure resulting from non-compliance with the conditions of the Planning Permit and any bylaw or legislation relevant to the development activity on the site. The developer will also be liable for all reasonable costs associated with the enforcement of compliance with the conditions, bylaws and legislation relevant to the development activity on the site.

**7. AMENITY**

The construction of the development permitted by this permit must not adversely affect the amenity of the site and the locality by reason of the processes carried on; the transportation of materials, goods or commodities to or from the subject land; the appearance of any buildings, works or materials; the emission of noise, artificial light, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil; the presence of vermin or otherwise.

**8. DEMOLITION**

The Developer must:

- (a) protect property and services which are to either remain on or adjacent to the site from interference or damage and erect dust screens as necessary;
- (b) not undertake any burning of waste materials on site;
- (c) remove all rubbish from the site for disposal at a licensed refuse disposal site;
- (d) dispose of any asbestos found during demolition in accordance with the Worksafe Tasmania 'How to Safely Remove Asbestos' Code of Practice 2012 or any subsequent versions of the document

**Notes**

**A. Building Permit Required**

*Prior to the commencement of any construction the applicant is required to attain a Building Permit pursuant to the Building Act 2016. A copy of this planning permit should be given to your Building Surveyor. Please contact the Council's Building Services Department on 6323 3000 for further information.*

**B. Occupancy Permit Required**

*Prior to the occupation of the premises the applicant is required to attain an Occupancy Permit pursuant to the Building Act 2016 section 225. A copy of this planning permit should be given to your Building Surveyor.*

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**8.1 8 Lanoma Street, East Launceston - Residential - Single Dwelling; Demolish Shed and Part of Dwelling and Construction of Extensions to Dwelling ... (Cont'd)**

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**C. Plumbing Permit Required**

*Prior to the commencement of any construction the applicant is required to attain a Plumbing Permit pursuant to the Building Act 2016. A copy of this planning permit should be given to your Building Surveyor. Please contact the Council's Building Services Department on 6323 3000 for further information.*

**D. General**

*This permit was issued based on the proposal documents submitted for DA0437/2017. You should contact Council with any other use or developments, as they may require the separate approval of Council. Council's planning staff can be contacted on 6323 3000.*

*This permit takes effect after:*

- a. The 14 day appeal period expires; or*
- b. Any appeal to the Resource Management and Planning Appeal Tribunal is abandoned or determined; or*
- c. Any agreement that is required by this permit pursuant to Part V of the Land Use Planning and Approvals Act 1993 is executed; or*
- d. Any other required approvals under this or any other Act are granted.*

*This permit is valid for two years only from the date of approval and will thereafter lapse if the development is not substantially commenced. An extension may be granted subject to the provisions of the Land Use Planning and Approvals Act 1993 as amended, by a request to Council.*

**E. Restrictive Covenants**

*The granting of this permit takes no account of any covenants applicable to the land. The permit holder and any other interested party, should make their own enquires as to whether the proposed development is effected, restricted or prohibited by any such covenant.*

*If the proposal is non-compliant with any restrictive covenants, those restrictive covenants should be removed from the title prior to construction commencing or the owner will carry the liability of potential legal action in the future.*

**F. Appeal Provisions**

*A planning appeal may be instituted by lodging a notice of appeal with the Registrar of the Resource Management and Planning Appeal Tribunal.*

*A planning appeal may be instituted within 14 days of the date the Corporation serves notice of the decision on the applicant.*

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**8.1 8 Lanoma Street, East Launceston - Residential - Single Dwelling; Demolish Shed and Part of Dwelling and Construction of Extensions to Dwelling ... (Cont'd)**

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*For more information see the Resource Management and Planning Appeal Tribunal website [www.rmpat.tas.gov.au](http://www.rmpat.tas.gov.au) <<http://www.rmpat.tas.gov.au>>*

**G. Permit Commencement.**

*If an applicant is the only person with a right of appeal pursuant to section 61 of the Land Use Planning and Approvals Act 1993 and wishes to commence the use or development for which the permit has been granted within that 14 day period, the Council must be so notified in writing. A copy of Council's Notice to Waive Right of Appeal is attached.*

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**Mrs L Hurst (Director Development Services), Mr R Jamieson (Manager Planning Services) and Ms M Burns (Urban Design Planner) were in attendance to answer questions of Council in respect of this Agenda Item.**

**Ms Lynn Van Enmersis spoke against the item  
Mr Michael Walstab spoke against the item  
Mr Daniel James spoke for the item**

**DECISION: 30 October 2017**

**MOTION**

**Moved Alderman R L McKendrick, seconded Alderman D H McKenzie.**

**That the Motion, as per the Recommendation to Council, be adopted.**

**CARRIED 10:0**

**FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander and Alderman K P Stojansek**

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## **8.2 Amendment 31 - Site Specific Amendment at 30 Boomer Road, Waverley to Rezone the Land from Rural Resource Zone to Rural Living Zone and to Subdivide the Site into 4 Lots**

**FILE NO:** DA0169/2017

**AUTHOR:** Natalia Bliznina (Town Planner)

**DIRECTOR:** Leanne Hurst (Director Development Services)

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### **DECISION STATEMENT:**

To decide whether to reject or exhibit Amendment 31 to rezone the land at 30 Boomer Road from Rural Resource Zone to Rural Living Zone and to make a decision on Development Application DA0169/2017 for subdivision of the site into 4 lots.

### **RECOMMENDATION:**

That Council:

1. pursuant to the former section 33(3) and section 34 of the *Land Use Planning and Approvals Act 1993*, initiates Amendment 31 for a site specific amendment to rezone the land from Rural Resource Zone to Rural Living Zone and to subdivide the site into 4 lots at 30 Boomer Road, Waverley (title104384 /3).
2. pursuant to the former section 35(1)(b) of the *Land Use Planning and Approvals Act 1993*, certify the modified draft amendment.
3. pursuant to section 43A of the *Land Use Planning and Approvals Act 1993*, approves DA00169/2017 Residential - subdivision; subdivide the site into 4 lots at 30 Boomer Road, Waverley subject to the following conditions:

#### **1. ENDORSED PLANS & DOCUMENTS**

The development must be carried out in accordance with the endorsed plans and documents to the satisfaction of the Manager Planning Services unless modified by a condition of the Permit:

- a. Plan, Prepared by IPD Consulting, Drawing No. 01, Revision No. A, Page No 01, Dated 02/10/2017.
- b. Bushfire Hazard Assessment Report and Bushfire Hazard Management Plan; Prepared by Rebecca Green, Rebecca Green & Associates; Dated 04/01/2017.
- c. Onsite WasteWater Design Report; Prepared by Ridsen Knightley, RJK Consulting Engineers; Dated 14/10/2016.

#### **2. TASWATER**

The development must be in accordance with the Submission to Planning Authority Notice issued by TasWater (TWDA No. 2017/01001-LCC) (attached).

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## **8.2 Amendment 31 - Site Specific Amendment at 30 Boomer Road, Waverley to Rezone the Land From Rural Resource Zone to Rural Living Zone and to Subdivide the Site Into 4 Lots ...(Cont'd)**

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### **3. LEGAL TITLE**

All development and use associated with the proposal must be confined to the legal title of the subject land except construction of access from the review.

### **4. HOURS OF CONSTRUCTION**

Construction works must only be carried out between the hours of:

Monday to Friday - 7.00am and 6.00pm

Saturday - 9.00am to 6.00pm

Sundays and Public Holidays - 10.00am to 6.00pm

### **5. UPGRADING OF TABLE DRAIN IN BOOMER ROAD**

Where it is proposed to discharge stormwater from the lots to the existing table drain located on the southern side of Boomer Road, the drain must be upgraded to ensure significant capacity to convey such flows. Plans and calculations must be provided to the Director Infrastructure Services by a suitably qualified or experienced person to confirm adequate capacity or to show the extent of the upgrades required. All upgrade works must be undertaken in accordance with Council standards.

### **6. FENCELINES TO BE LOCATED ON PROPERTY BOUNDARIES**

The existing fences lines which are located within the title of SP104384 lot 5 which is designated road are to be relocated to be clear of the road lot prior to the sealing of the final plan of survey.

### **7. DAMAGE TO COUNCIL INFRASTRUCTURE**

The developer is liable for all costs associated with damage to Council infrastructure resulting from non-compliance with the conditions of the Planning Permit and any bylaw or legislation relevant to the development activity on the site. The developer will also be liable for all reasonable costs associated with the enforcement of compliance with the conditions, bylaws and legislation relevant to the development activity on the site.

### **8. WORKS WITHIN/OCCUPATION OF THE ROAD RESERVE**

All works in (or requiring the occupation of) the road reserve must be carried out in accordance with a detailed Traffic Management Plan prepared by a qualified person in accordance with the requirements of Australian Standard AS1742. A copy of such plan is to be maintained on site and available for inspection upon request by an Authorised Officer.

The explicit permission of Technical Services is required prior to undertaking works where the works:

- a. require a road or lane closure;
  - b. require occupation of the road reserve for more than one week at a particular location;
-

## **8.2 Amendment 31 - Site Specific Amendment at 30 Boomer Road, Waverley to Rezone the Land From Rural Resource Zone to Rural Living Zone and to Subdivide the Site Into 4 Lots ...(Cont'd)**

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- c. are in nominated high traffic locations; or
- d. involve opening or breaking trafficable surfaces.

Where the work is associated with the installation, removal or modification of a driveway or a stormwater connection, the approval of a permit for such works shall form the explicit approval.

### **9. TRENCH REINSTATEMENT FOR NEW/ALTERED CONNECTIONS**

Where a service connection to a public main or utility is to be relocated/upsized or removed then the trench within the road pavement is to be reinstated in accordance with LGAT-IPWEA Tasmanian Standard Drawing TSD-G01 Trench Reinstatement Flexible Pavements. The asphalt patch is to be placed to ensure a water tight seal against the existing asphalt surface. Any defect in the trench reinstatement that becomes apparent within 12 months of the works is to be repaired at the cost of the applicant.

### **10. VEHICULAR CROSSING APPLICATION (RURAL STYLE DRIVEWAY)**

Prior to the sealing of the final plan of survey, each lot on the plan must be provided with a sealed access from the edge of the road pavement to the property boundary in accordance with LGAT-IPWEA Tasmanian Standard Drawings TSD-R03 Rural Roads typical property access and TSD-R04 Rural Roads typical driveway profile, unless specified otherwise.

An application for such work must be lodged electronically via the Councils eServices web portal or on the approved hard copy form. Works on the Tasman Highway are subject to the approval of a Works in State Roads Permit.

All redundant crossovers and driveways must be removed prior to the occupation of the development. All new works must be constructed to Council standards. The work must include all necessary alterations to other services including lowering/raising pit levels, upgrading trenches non trafficable trenches to trafficable standard and and/or relocation of services. Permission to alter such services must be obtained from the relevant authority (eg. TasWater, Telstra and TasNetworks, etc). The construction of the new driveway and removal of all unused driveways will be at the applicant's expense.

### **11. AMENITY**

The construction of the development permitted by this permit must not adversely affect the amenity of the site and the locality by reason of the processes carried on; the transportation of materials, goods or commodities to or from the subject land; the appearance of any buildings, works or materials; the emission of noise, artificial light, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil; the presence of vermin, or otherwise.

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**8.2 Amendment 31 - Site Specific Amendment at 30 Boomer Road, Waverley to Rezone the Land From Rural Resource Zone to Rural Living Zone and to Subdivide the Site Into 4 Lots ...(Cont'd)**

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**12. NO BURNING OF WASTE**

No burning of any waste materials generated by the construction process, to be undertaken on-site. Any such waste materials to be removed to a licensed refuse disposal facility (eg. Launceston Waste Centre).

**13. SEALING PLANS OF SUBDIVISION**

No Plan of Survey shall be sealed until all the conditions have been complied with to the satisfaction of the relevant officer, along with any other payment or action required by a planning permit condition required to occur prior to the sealing of the Final Plan of Survey.

**Notes**

A. General

*This permit was issued based on the proposal documents submitted for DA0169/2017. You should contact Council with any other use or developments, as they may require the separate approval of Council. Council's planning staff can be contacted on 6323 3000.*

*This permit takes effect after:*

- a. *The 14 day appeal period expires; or*
- b. *Any appeal to the Resource Management and Planning Appeal Tribunal is abandoned or determined; or.*
- c. *Any agreement that is required by this permit pursuant to Part V of the Land Use Planning and Approvals Act 1993 is executed; or*
- d. *Any other required approvals under this or any other Act are granted.*

*This permit is valid for two years only from the date of approval and will thereafter lapse if the development is not substantially commenced. An extension may be granted subject to the provisions of the Land Use Planning and Approvals Act 1993 as amended, by a request to Council.*

B. Restrictive Covenants

*The granting of this permit takes no account of any covenants applicable to the land. The permit holder and any other interested party, should make their own enquires as to whether the proposed development is effected, restricted or prohibited by any such covenant.*

*If the proposal is non-compliant with any restrictive covenants, those restrictive covenants should be removed from the title prior to construction commencing or the owner will carry the liability of potential legal action in the future.*

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**8.2 Amendment 31 - Site Specific Amendment at 30 Boomer Road, Waverley to Rezone the Land From Rural Resource Zone to Rural Living Zone and to Subdivide the Site Into 4 Lots ...(Cont'd)**

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C. Appeal Provisions

*A planning appeal may be instituted by lodging a notice of appeal with the Registrar of the Resource Management and Planning Appeal Tribunal.*

*A planning appeal may be instituted within 14 days of the date the Corporation serves notice of the decision on the applicant.*

*For more information see the Resource Management and Planning Appeal Tribunal website [www.rmpat.tas.gov.au](http://www.rmpat.tas.gov.au) <<http://www.rmpat.tas.gov.au>>*

D. Permit Commencement.

*If an applicant is the only person with a right of appeal pursuant to section 61 of the Land Use Planning and Approvals Act 1993 and wishes to commence the use or development for which the permit has been granted within that 14 day period, the Council must be so notified in writing. A copy of Council's Notice to Waive Right of Appeal is attached.*

E. On-Site Disposal of Effluent

*This permit does not give permission for the installation of an on-site waste water system on this site. The applicant will need to submit a design report (including site and soil evaluation in accordance with AS/NZS 1547:2012) as well as a Plumbing Application (for the on-site wastewater system) with the Building Application. Before occupation of the dwelling, the required system must be commissioned.*

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**Mrs L Hurst (Director Development Services), Mr R Jamieson (Manager Planning Services) and N Bliznina (Town Planner) were in attendance to answer questions of Council in respect of this Agenda Item.**

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- 8.2 Amendment 31 - Site Specific Amendment at 30 Boomer Road, Waverley to Rezone the Land From Rural Resource Zone to Rural Living Zone and to Subdivide the Site Into 4 Lots ...(Cont'd)
- 

**DECISION:** 30 October 2017

## MOTION

Moved Alderman J Finlay, seconded Alderman D H McKenzie.

That Council:

1. pursuant to the former section 33(3) and section 34 of the *Land Use Planning and Approvals Act 1993*, initiates Amendment 31 for a site specific amendment to rezone the land from Rural Resource Zone to Rural Living Zone and to subdivide the site into 4 lots at 30 Boomer Road, Waverley (title104384 /3).
2. pursuant to the former section 35(1)(b) of the *Land Use Planning and Approvals Act 1993*, certify the modified draft amendment.
3. pursuant to section 43A of the *Land Use Planning and Approvals Act 1993*, approves DA00169/2017 Residential - subdivision; subdivide the site into 4 lots at 30 Boomer Road, Waverley subject to the following conditions:

### 1. ENDORSED PLANS & DOCUMENTS

The development must be carried out in accordance with the endorsed plans and documents to the satisfaction of the Manager Planning Services unless modified by a condition of the Permit:

- a. Subdivision Plan. Prepared by Cohen and Associates; dated 15/12/2016
- b. Servicing Plan, Prepared by IPD Consulting, Drawing No. 01, Revision No. A, Page No 01, Dated 02/10/2017.
- c. Bushfire Hazard Assessment Report and Bushfire Hazard Management Plan; Prepared by Rebecca Green, Rebecca Green & Associates; Dated 04/01/2017.
- d. Onsite Waste Water Design Report; Prepared by Ridsen Knightley, RJK Consulting Engineers; Dated 14/10/2016.

### 2. TASWATER

The development must be in accordance with the Submission to Planning Authority Notice issued by TasWater (TWDA No. 2017/01001-LCC) (attached).

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- 8.2 Amendment 31 - Site Specific Amendment at 30 Boomer Road, Waverley to Rezone the Land From Rural Resource Zone to Rural Living Zone and to Subdivide the Site Into 4 Lots ...(Cont'd)**
- 

**3. LEGAL TITLE**

All development and use associated with the proposal must be confined to the legal title of the subject land except construction of access from the review.

**4. HOURS OF CONSTRUCTION**

Construction works must only be carried out between the hours of:

Monday to Friday - 7.00am and 6.00pm

Saturday - 9.00am to 6.00pm

Sundays and Public Holidays - 10.00am to 6.00pm

**5. UPGRADING OF TABLE DRAIN IN BOOMER ROAD**

Where it is proposed to discharge stormwater from the lots to the existing table drain located on the southern side of Boomer Road, the drain must be upgraded to ensure significant capacity to convey such flows. Plans and calculations must be provided to the Director Infrastructure Services by a suitably qualified or experienced person to confirm adequate capacity or to show the extent of the upgrades required. All upgrade works must be undertaken in accordance with Council standards.

**6. FENCELINES TO BE LOCATED ON PROPERTY BOUNDARIES**

The existing fences lines which are located within the title of SP104384 lot 5 which is designated road are to be relocated to be clear of the road lot prior to the sealing of the final plan of survey.

**7. DAMAGE TO COUNCIL INFRASTRUCTURE**

The developer is liable for all costs associated with damage to Council infrastructure resulting from non-compliance with the conditions of the Planning Permit and any bylaw or legislation relevant to the development activity on the site. The developer will also be liable for all reasonable costs associated with the enforcement of compliance with the conditions, bylaws and legislation relevant to the development activity on the site.

**8. WORKS WITHIN/OCCUPATION OF THE ROAD RESERVE**

All works in (or requiring the occupation of) the road reserve must be carried out in accordance with a detailed Traffic Management Plan prepared by a qualified person in accordance with the requirements of Australian Standard AS1742. A copy of such plan is to be maintained on site and available for inspection upon request by an Authorised Officer.

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**8.2 Amendment 31 - Site Specific Amendment at 30 Boomer Road, Waverley to Rezone the Land From Rural Resource Zone to Rural Living Zone and to Subdivide the Site Into 4 Lots ...(Cont'd)**

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The explicit permission of Technical Services is required prior to undertaking works where the works:

- a. require a road or lane closure;
- b. require occupation of the road reserve for more than one week at a particular location;
- c. are in nominated high traffic locations; or
- d. involve opening or breaking trafficable surfaces.

Where the work is associated with the installation, removal or modification of a driveway or a stormwater connection, the approval of a permit for such works shall form the explicit approval.

**9. TRENCH REINSTATEMENT FOR NEW/ALTERED CONNECTIONS**

Where a service connection to a public main or utility is to be relocated/upsized or removed then the trench within the road pavement is to be reinstated in accordance with LGAT-IPWEA Tasmanian Standard Drawing TSD-G01 Trench Reinstatement Flexible Pavements. The asphalt patch is to be placed to ensure a water tight seal against the existing asphalt surface. Any defect in the trench reinstatement that becomes apparent within 12 months of the works is to be repaired at the cost of the applicant.

**10. VEHICULAR CROSSING APPLICATION (RURAL STYLE DRIVEWAY)**

Prior to the sealing of the final plan of survey, each lot on the plan must be provided with a sealed access from the edge of the road pavement to the property boundary in accordance with LGAT-IPWEA Tasmanian Standard Drawings TSD-R03 Rural Roads typical property access and TSD-R04 Rural Roads typical driveway profile, unless specified otherwise.

An application for such work must be lodged electronically via the Council's eServices web portal or on the approved hard copy form. Works on the Tasman Highway are subject to the approval of a Works in State Roads Permit.

All redundant crossovers and driveways must be removed prior to the occupation of the development. All new works must be constructed to Council standards. The work must include all necessary alterations to other services including lowering/raising pit levels, upgrading trenches non trafficable trenches to trafficable standard and and/or relocation of services. Permission to alter such services must be obtained from the relevant authority (eg. TasWater, Telstra and TasNetworks, etc). The construction of the new driveway and removal of all unused driveways will be at the applicant's expense.

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- 8.2 Amendment 31 - Site Specific Amendment at 30 Boomer Road, Waverley to Rezone the Land From Rural Resource Zone to Rural Living Zone and to Subdivide the Site Into 4 Lots ...(Cont'd)
- 

## 11. AMENITY

The construction of the development permitted by this permit must not adversely affect the amenity of the site and the locality by reason of the processes carried on; the transportation of materials, goods or commodities to or from the subject land; the appearance of any buildings, works or materials; the emission of noise, artificial light, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil; the presence of vermin, or otherwise.

## 12. NO BURNING OF WASTE

No burning of any waste materials generated by the construction process, to be undertaken on-site. Any such waste materials to be removed to a licensed refuse disposal facility (eg. Launceston Waste Centre).

## 13. SEALING PLANS OF SUBDIVISION

No Plan of Survey shall be sealed until all the conditions have been complied with to the satisfaction of the relevant officer, along with any other payment or action required by a planning permit condition required to occur prior to the sealing of the Final Plan of Survey.

### Notes

#### A. General

*This permit was issued based on the proposal documents submitted for DA0169/2017. You should contact Council with any other use or developments, as they may require the separate approval of Council. Council's planning staff can be contacted on 6323 3000.*

*This permit takes effect after:*

- a. *The 14 day appeal period expires; or*
- b. *Any appeal to the Resource Management and Planning Appeal Tribunal is abandoned or determined; or.*
- c. *Any agreement that is required by this permit pursuant to Part V of the Land Use Planning and Approvals Act 1993 is executed; or*
- d. *Any other required approvals under this or any other Act are granted.*

*This permit is valid for two years only from the date of approval and will thereafter lapse if the development is not substantially commenced. An extension may be granted subject to the provisions of the Land Use Planning and Approvals Act 1993 as amended, by a request to Council.*

---

- 8.2 Amendment 31 - Site Specific Amendment at 30 Boomer Road, Waverley to Rezone the Land From Rural Resource Zone to Rural Living Zone and to Subdivide the Site Into 4 Lots ...(Cont'd)
- 

**B. Restrictive Covenants**

*The granting of this permit takes no account of any covenants applicable to the land. The permit holder and any other interested party, should make their own enquires as to whether the proposed development is effected, restricted or prohibited by any such covenant.*

*If the proposal is non-compliant with any restrictive covenants, those restrictive covenants should be removed from the title prior to construction commencing or the owner will carry the liability of potential legal action in the future.*

**C. Appeal Provisions**

*A planning appeal may be instituted by lodging a notice of appeal with the Registrar of the Resource Management and Planning Appeal Tribunal.*

*A planning appeal may be instituted within 14 days of the date the Corporation serves notice of the decision on the applicant.*

*For more information see the Resource Management and Planning Appeal Tribunal website [www.rmpat.tas.gov.au](http://www.rmpat.tas.gov.au) <<http://www.rmpat.tas.gov.au>>*

**D. Permit Commencement**

*If an applicant is the only person with a right of appeal pursuant to section 61 of the Land Use Planning and Approvals Act 1993 and wishes to commence the use or development for which the permit has been granted within that 14 day period, the Council must be so notified in writing. A copy of Council's Notice to Waive Right of Appeal is attached.*

**E. On-Site Disposal of Effluent**

*This permit does not give permission for the installation of an on-site waste water system on this site. The applicant will need to submit a design report (including site and soil evaluation in accordance with AS/NZS 1547:2012) as well as a Plumbing Application (for the on-site wastewater system) with the Building Application. Before occupation of the dwelling, the required system must be commissioned.*

**CARRIED 10:0**

FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander and Alderman K P Stojansek

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**8.3 Amendment 37 - Text Amendment to Include Resource Development (if for Controlled Environmental Agriculture) as a Permitted Use in the Light and General Industrial Zones with Associated Amendments to the Parking and Sustainable Transport Code**

**FILE NO:** SF6607

**AUTHOR:** Claire Fawdry (Town Planner)

**DIRECTOR:** Leanne Hurst (Director Development Services)

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**DECISION STATEMENT:**

To provide a statement to the Tasmanian Planning Commission subsequent to the public exhibition period for an amendment to the Launceston Interim Planning Scheme 2015.

**PREVIOUS COUNCIL CONSIDERATION:**

Council - 21 August 2017 - Agenda Item 8.8 - Council resolved to initiate Amendment 37 to the Launceston Interim Planning Scheme 2015 to:

1. Insert the Resource Development use class (if for controlled environmental agriculture (crop raising)) as a permitted use in the Light and General Industrial Zones; and
2. Insert Controlled Environmental Agriculture as a sub-use class under Resource Development in Table E6.1 of the Parking and Sustainable Transport Code with the requirement for 1 car parking space per employee.

**RECOMMENDATION:**

That Council:

1. In accordance with section 39(2) of the *Land Use Planning and Approvals Act 1993*, notifies the Tasmanian Planning Commission that no representations were received during the public exhibition period for Amendment 37; and
  2. Provides advice to the Tasmanian Planning Commission that Amendment 37 be approved as certified and exhibited.
- 

**Mrs L Hurst (Director Development Services), Mr R Jamieson (Manager Planning Services) and C Fawdry (Town Planner) were in attendance to answer questions of Council in respect of this Agenda Item.**

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- 8.3 Amendment 37 - Text Amendment To Include Resource Development (if for Controlled Environmental Agriculture) as a Permitted Use in the Light and General Industrial Zones With Associated Amendments to the Parking and Sustainable Transport Code ...(Cont'd)**
- 

**DECISION: 30 October 2017**

**MOTION**

**Moved Alderman R L McKendrick, seconded Alderman D H McKenzie.**

**That the Motion, as per the Recommendation to Council, be adopted.**

**CARRIED 10:0**

**FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander and Alderman K P Stojansek**

**The Mayor, Alderman A M van Zetten, announced that Council no longer sits as a Planning Authority.**

**DECISION: 26 June 2017**

**MOTION**

**Moved Alderman R L McKendrick, seconded Alderman R I Soward.**

**That Council move to discuss Agenda Item 18.1 - Mobile Food Vendors Interim Policy Framework**

**CARRIED 10:0**

**FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander and Alderman K P Stojansek**

**Council moved to Agenda Item 18.1 - Mobile Food Vendors Interim Policy Framework**

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**18.1 Mobile Food Vendors Interim Policy Framework****FILE NO:** SF1549/SF6145**AUTHOR:** Louise Foster (Manager Technical Services)**DIRECTOR:** Shane Eberhardt (Director Infrastructure Services)

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**DECISION STATEMENT:**

To consider an interim model for the operation of mobile food vans in the Launceston municipality that maximises public safety whilst maintaining community usage.

**PREVIOUS COUNCIL CONSIDERATION:**

Workshop - 20 February 2017 - presentation on options available within St Georges Square to locate Mobile Food Vendors

Council - 20 March 2017 - Agenda Item 18.1 - interim model for mobile food vans operating at St Georges Square adopted

Workshop - 19 June 2017 - report in relation to investigations into alternative sites to locate mobile food vans

Workshop - 3 July 2017 - report in relation to an alternative model for the operation of mobile food vans in the Launceston municipality that maximises public safety whilst maintaining community usage.

Workshop - 14 August 2017 - discussion regarding consultation feedback on food van trading locations

Workshop - 25 September 2017 - discussion regarding an interim model for the operation of mobile food vans in the Launceston area that maximises public safety whilst maintaining community usage.

Strategic Planning and Policy Committee - 23 October 2017 - Agenda Item 4.2 - Mobile Food Vendors Interim Policy Framework

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**18.1 Mobile Food Vendors Interim Policy Framework ...(Cont'd)**

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**RECOMMENDATION:**

That Council:

- A. In respect to the operation of mobile food vans operating within the Launceston municipal area, adopts the following criteria for assessment of suitable trading locations:
- Pedestrian separation from moving traffic
  - Hard stand for vans to park on when frequent attendance occurs
  - Sufficient parking for vans or customers, relative to numbers of vans
  - Congregating space for customers
  - Separation from residential areas of at least 100m
  - Waste management capacity
  - Food businesses within 200m must consent
  - Level site
  - CBD Exclusion Zone
- B. Supports the following actions for an interim period until 30 April 2018:
1. A maximum of four food vans be permitted to trade at St Georges Square, seven nights week.
  2. Food vans operating at St Georges Square to have no openings onto the road side except for the driver side door.
  3. Current traders be given two months to comply with the recommendation to have no openings onto the road side except for the driver side door.
  4. Applications to trade at other locations will be assessed against the relevant criteria and determined by the General Manager.
- C. Establish selection criteria for selection of food vans to trade at the High Street location.
- D. In February 2018 calls for expressions of interest from mobile food van traders to operate from the site for a period of 12 months, requiring them to address the selection criteria and to identify the locations from which they wish to trade.
- E. Expressions of interest to be assessed by a council working group consisting of two Aldermen and two Council employees with a recommendation to be made to Council.
- F. Under section 205 of the *Local Government Act 1993*, a revised fee be adopted as follows:
- 6 month licence = \$1,000 GST inclusive
  - 4 hours = \$150 GST inclusive (issued to vendor no more than twice per annum)
-

**18.1 Mobile Food Vendors Interim Policy Framework ...(Cont'd)**

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- G. Investigate a long term solution to support the operation of mobile food vans in the Launceston municipality that maximises public safety whilst maintaining community usage.
- 

**Mr S Eberhardt (Director Infrastructure Services) and Mrs L Foster (Manager Technical Services) were in attendance to answer questions of Council in respect of this Agenda Item.**

**Mr Dick James spoke for the item**

**DECISION: 30 October 2017**

**MOTION 1**

**Moved Alderman D H McKenzie, seconded Alderman R I Soward.**

**That the Motion, as per the Recommendation to Council, be adopted.**

**CARRIED 10:0**

**FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander and Alderman K P Stojansek**

**DECISION: 30 October 2017**

**MOTION 2**

**Moved Alderman R L McKendrick, seconded Alderman D W Alexander.**

**That an additional three minutes speaking time be granted to Alderman R I Soward.**

**CARRIED 10:0**

**FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander and Alderman K P Stojansek**

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**9 ANNOUNCEMENTS BY THE MAYOR****9.1 Mayor's Announcements****FILE NO:** SF2375

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**Monday 16 October 2017**

- Officiated at the start of Senior's Week Morning Tea at Sandhill Care Facility

**Tuesday 17 October 2017**

- Attended the National Water Week 2017 TasWater Poster Competition Presentation at LINC

**Thursday 19 October 2017**

- Officiated at the Senior's Morning Tea and Information Session at the Town Hall
- Attended the Starting Point Neighbourhood House Key to Health Event at Neighbourhood House
- Attended and assisted with BBQ at the Anti-Poverty Week BBQ in the Brisbane Street Mall
- Officiated at the Order of Australia Association Reception at the Town Hall
- Attended the "End of Ride" dinner at the Hotel Grand Chancellor

**Friday 20 October 2017**

- Officiated at the Civic reception to mark the 25th anniversary of NOSS Inc (Northern Occupation Support Services) at the Town Hall

**Saturday 21 October 2017**

- Attended the VIP Function prior to the Opening of the Masters Games at the Elimatta Hotel, Devonport

**Monday 23 October 2017**

- Attended the Metro Northern Tasmania Stakeholder Event at The Sebel

**Tuesday 24 October 2017**

- Officiated at the Children's Week Awards Presentation in the Mayoral Suite
-

**9.1 Mayor's Announcements ...(Cont'd)**

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**Wednesday 25 October 2017**

- Officiated at the Teddy's Bears Picnic in the City Park
- Attended the St Giles AGM at the Town Hall
- Officiated at farewell function for Michael Tidey at the Town Hall
- Officiated at the Launch of Sally's Ride at Foot and Playstead

**Thursday 26 October 2017**

- Officiated at the Data Insight Workshop by Resilient Youth Australia at the Town Hall
- Assisted with presentations at the Annual Children's Art Exhibition ARTastic at the Launceston General Hospital's ARTrium Gallery

**Friday 27 October 2017**

- Attended the Official Blessing and Opening of the redevelopment of classrooms at Sacred Heart School
- Attended and spoke at the performance of Blood Brothers at the Earl Arts Centre

**Saturday 28 October 2017**

- Attended the "Charge of Beersheba" Event for the Northern Tasmanian Light Horse Troop and Launceston RSL at the Launceston Cenotaph
  - Attended and presented at the Launceston Chamber of Commerce Business Excellence Awards Dinner at the Hotel Grand Chancellor
-

**10 ALDERMEN'S REPORTS**

*(This item provides an opportunity for Aldermen to briefly report on the activities that have been undertaken in their capacity as a representative of the Council. It is not necessary to list social functions that have been attended.)*

**10.1 Alderman R L McKendrick**

- **Attended the Indian Diwali celebrations and commented that numbers were restricted due to venues not being available**

**10.2 Alderman D W Alexander**

- **Attended the Chamber of Commerce Awards noting the number of young people gaining success in the awards**

**10.3 Alderman J Finlay**

- **Commented on the success of the recently conducted Masters Games**

**10.4 Alderman D C Gibson**

- **Attended the Friends of Theatre North annual gathering and highlighted the benefits of becoming a member**

**11 QUESTIONS BY ALDERMEN****11.1 Questions on Notice**

*Local Government (Meeting Procedures) Regulations 2015 - Regulation 30*

*(A councillor, at least seven days before an ordinary Council Meeting or a Council Committee Meeting, may give written notice to the General Manager of a question in respect of which the councillor seeks an answer at that Meeting. An answer to a Question on Notice will be in writing.)*

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**11.1.1 Aldermen's Question on Notice - Council Meeting - 16 October 2017****FILE NO:** SF2375**GENERAL MANAGER:** Michael Stretton (General Manager)

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**QUESTION and RESPONSE:**

Alderman J Finlay asked the following question:

1. Can Aldermen be provided with an update regarding timing for consideration of finance or some other sort of technology to remove the need for coins from CBD car parking meters and what other developments might be expected in that area?

***Response:***

*(Mr Bruce Maclsaac - Director Facilities Management)*

The current fleet of on street parking infrastructure is aging and it has been identified that it will require progressive replacement or upgrading over the next few years. The requirement to allow for credit card payments will be considered as part of this assessment. It should also be noted that some other Councils are utilising smart phone applications linked to credit cards for the payment of parking charges. These do not require physical infrastructure and are also to be considered as part of this review. Expenditure on the renewal of on street parking infrastructure is not budgeted for this year, however this project has been identified in the Forward Capital Works Plan for consideration in the budget process.

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**11.2 Questions without Notice**

*Local Government (Meeting Procedures) Regulations 2015 - Regulation 29*

*(Questions without Notice, and any answers to those questions, are not required to be recorded in the Minutes of the Meeting.)*

**No Questions Without Notice were identified as part of these Minutes**

**12 COMMITTEE REPORTS**

**No Committee Reports were identified as part of these Minutes**

**13 COUNCIL WORKSHOPS**

Council Workshops conducted on 23 October 2017 were:

- Wayfinding Electronic Display Prototype
- Strathroy Development
- Queen's Baton Relay and Management Plan
- Cataract Gorge Volunteers
- UTAS Masterplan Update

**14 NOTICES OF MOTION**

*Local Government (Meeting Procedures) Regulations 2015 - Regulation 16(5)*

**No Notices of Motion were identified as part of these Minutes**

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**15 DEVELOPMENT SERVICES DIRECTORATE ITEMS**

**15.1 Community Grants (Round 2) 2017/2018**

**FILE NO:** SF7029

**AUTHOR:** Cherie Holmes (Grants & Sponsorship Officer)

**DIRECTOR:** Leanne Hurst (Director Development Services)

**DECISION STATEMENT:**

To consider applications for Community Grants received in Round 2, 2017/2018.

**RECOMMENDATION:**

1. That the following organisations receive the recommended grant amounts:

Organisation	Project/Activity	Score	Requested \$	Recommended \$	Page #
Northern Suburbs Community Centre Inc	'Peeps Youth Groups - Explore your City'	86%	\$5,000	\$5,000	85-114
Self Help Workshop Inc	'IT literacy'	81%	\$5,000	\$5000	20-32
Interweave Arts	'Silk Painting & Dry Needle Felting Workshop'	78%	\$5,000	\$3750	56-70
Tasmanian Acquired Brain Injury Services Inc	'TABIS Youth Recreation Program'	76%	\$4,000	\$3000	33-55
The Headstone Project*	'The Headstone Project'	69%	\$5,000	\$3750	71-84
Launceston RSL Sub Branch	'Operation Welfare'	59%	\$3,500	\$1750	1-19
The Tasmanian Writers Centre	'Emerging Writers in the City of Launceston'	58%	\$4,170	\$2,085	115-127
	<b>TOTAL REQUESTED</b>		<b>\$31,670</b>	<b>\$24,335</b>	

\* It is recommended as a condition of funding that the Headstone Project -  
 1. Make a reasonable attempt to contact all next of kin prior to commencing the project. (A reasonable attempt is deemed to be a minimum of advertising the project in the Public Notice section of the Saturday Examiner);

**15.1 Community Grants (Round 2) 2017/2018 ...(Cont'd)**

2. Work in conjunction with the Coordinator Carr Villa Memorial Park on all aspects of the project; and
3. Obtain approval from the Coordinator Carr Villa Memorial Park, prior to any work commencing at Carr Villa.

2. That the following individuals/teams/groups receive the recommended grant amounts:

Individual/Team/Group	Activity	Requested \$
LCS Envisity F1 in Schools Team (4 members)	F1 in Schools World Final Kuala Lumpur, Malaysia 22-29 September 2017	\$400
Queechy High School Golden Diversity (6 members)	F1 in Schools World Final Kuala Lumpur, Malaysia 22-29 September 2017	\$600
Northern Tasmanian U14 Boys Basketball Team (5 members)	2017 Australian Junior Club Championships Dandenong, Vic 1-7 of October 2017	\$250
Bruce Cup Tennis Team (3 members)	2017 Bruce Cup Tennis Competition Shepparton, Vic 14-21 October 2017	\$150
FFT under 13 Tasmanian Team (1 member)	National Youth Championships - Soccer Coffs Harbour, NSW 25-29 September 2017	\$50
	<b>TOTAL REQUESTED</b>	<b>\$1,450</b>

**Mrs L Hurst (Director Development Services) and Mrs C Holmes (Grants and Sponsorship Officer) were in attendance to answer questions of Council in respect of this Agenda Item.**

**DECISION: 30 October 2017**

**MOTION**

**Moved Alderman D C Gibson, seconded Alderman R L McKendrick.**

**That the Motion, as per the Recommendation to Council, be adopted.**

**CARRIED 10:0**

**FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander and Alderman K P Stojansek**

**16 FACILITIES MANAGEMENT DIRECTORATE ITEMS****16.1 C H Smith Development****FILE NO:** SF2379**AUTHOR:** Andrew Frost (Manager Parking and Carr Villa)**DIRECTOR:** Bruce Maclsaac (Director Facilities Management)

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**DECISION STATEMENT:**

To approve the request for an exemption to the requirement for a public tender process in regard to the procurement of a car park operating system for the CH Smith car park.

*This decision under clause 27(i) and (iii) of the Local Government (General) regulations 2015 requires an absolute majority.*

**PREVIOUS COUNCIL CONSIDERATION:**

Council - 26 June 2017 - Agenda Item 20.3 - Budget 2017/2018 - City of Launceston Statutory Estimates

**RECOMMENDATION:**

That, subject to Clause 27(1) of the *Local Government Act (General) Regulations 2015*, an exemption to the requirement to procure the car park operating system for the CH Smith multi-storey car park through a public tender, be approved due to the extenuating circumstances that the Council's current operating system is capable of accommodating the CH Smith car park in a centralised manner.

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**Mr B Maclsaac (Director Facilities Management) and Mr A Frost (Manager Parking and Carr Villa) were in attendance to answer questions of Council in respect of this Agenda Item.**

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**16.1 C H Smith Development ...(Cont'd)**

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**DECISION: 30 October 2017****MOTION****Moved Alderman D H McKenzie, seconded Alderman J Finlay.****That the Motion, as per the Recommendation to Council, be adopted.****CARRIED 10:0****FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander and Alderman K P Stojansek**

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**17 QUEEN VICTORIA MUSEUM AND ART GALLERY DIRECTORATE ITEMS****17.1 QVMAG Museum Governance Advisory Board Members****FILE NO:** SF2244**DIRECTOR:** Richard Mulvaney (Director Queen Victoria Museum and Art Gallery)

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**DECISION STATEMENT:**

To consider the appointment of new QVMAG Museum Governance Advisory Board members.

**PREVIOUS COUNCIL CONSIDERATION:**

Council - 14 June 2011 - Council endorsed the Charter and formation of the QVMAG Museum Governance Advisory Board

**RECOMMENDATION:**

That Dr Kim Lehman, Mr John Cauchi and Ms Louise Clark be appointed as members of the QVMAG Museum Governance Advisory Board for the maximum period of two terms (four years).

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**Mr R Mulvaney (Director Queen Victoria Museum and Art Gallery) was in attendance to answer questions of Council in respect of this Agenda Item.**

**DECISION: 30 October 2017****MOTION**

**Moved Alderman R L McKendrick, seconded Alderman D C Gibson.**

**That the Motion, as per the Recommendation to Council, be adopted.**

**CARRIED 10:0**

**FOR VOTE:** Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander and Alderman K P Stojansek

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**17.2 Princess Theatre Lease Renewal****FILE NO:** SF0372**DIRECTOR:** Richard Mulvaney (Director Queen Victoria Museum and Art Gallery)

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**DECISION STATEMENT:**

To consider the lease of the Princess Theatre and Earl Arts Centre leased by Theatre North.

**PREVIOUS COUNCIL CONSIDERATION:**

Lease in place since July 2007.

**RECOMMENDATION:**

That Council grants a Deed of Extension to the current lease for 12 months (31 December 2018) to:

1. Allow sufficient time to assess the lease conditions prior to calling for expression of interest;
  2. To enable the venue to meet all the conditions under the Arts Tasmania Funding; and
  3. To allow for the delivery of the 2018 general season bookings which extends a year in advance.
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**Mr R Mulvaney (Director Queen Victoria Museum and Art Gallery) was in attendance to answer questions of Council in respect of this Agenda Item.**

**DECISION: 30 October 2017****MOTION**

**Moved Alderman D H McKenzie, seconded Alderman R L McKendrick.**

**That the Motion, as per the Recommendation to Council, be adopted.**

**CARRIED 10:0**

**FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander and Alderman K P Stojansek**

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**18 INFRASTRUCTURE SERVICES DIRECTORATE ITEMS****18.1 Mobile Food Vendors Interim Policy Framework**

**A motion was passed to bring this item forward in the Agenda. It was considered after Agenda Item 8.3 - Amendment 37 - Text Amendment to Include Resource Development (if for Controlled Environmental Agriculture) as a Permitted Use in The Light and General Industrial Zones With Associated Amendments to The Parking and Sustainable Transport Code on page 27 of these Minutes.**

**19 MAJOR PROJECTS DIRECTORATE ITEMS**

**No Items were identified as part of these Minutes**

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**20 CORPORATE SERVICES DIRECTORATE ITEMS****20.1 Quarterly Progress Report - 2017-2018 Annual Corporate Plan Actions for period ending 30 September 2017****FILE NO:** SF6323**AUTHOR:** Leisa Hilkmann (Corporate Planning Administration Officer)**DIRECTOR:** Paul Gimpl (Acting Director Corporate Services)

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**DECISION STATEMENT:**

To consider the report on progress against Council's 2017-2018 Annual Corporate Plan Actions for the period ending 30 September 2017.

**PREVIOUS COUNCIL CONSIDERATION:**

SPPC - 23 October 2017 - Agenda Item 4.3 - Quarterly Progress Report - 2017-2018 Annual Corporate Plan Actions for period ending 30 September 2017

**RECOMMENDATION:**

That Council notes progress against 2017-2018 Annual Corporate Plan Actions for the period ending 30 September 2017.

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**Mr P Gimpl (Acting Director Corporate Services) was in attendance to answer questions of Council in respect of this Agenda Item.**

**DECISION: 30 October 2017****MOTION**

**Moved Alderman R L McKendrick, seconded Alderman J Finlay.**

**That the Motion, as per the Recommendation to Council, be adopted.**

**CARRIED 10:0**

**FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander and Alderman K P Stojansek**

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**20.2 Local Government Association of Tasmania: General Meeting Agenda - 1 November 2017**

**FILE NO:** SF2217

**AUTHOR:** John Davis (Manager Corporate Strategy)

**DIRECTOR:** Paul Gimpl (Acting Director Corporate Services)

**DECISION STATEMENT:**

To consider the items listed for decision, noting and discussion at the Local Government of Tasmania (LGAT) General Meeting scheduled for 1 November 2017.

**RECOMMENDATION:**

That Council directs the Council representative on the items listed for decision, noting and discussion at the Local Government Association of Tasmania General Meeting for 1 November 2017 in the manner indicated within the table below:

**Items for Discussion/Decision at LGAT General Meeting 1 November 2017**

Ag Item	Pg No	Items for Decision	Submitting Council/s	City of Launceston Comment
2.1	11	<p>General Meeting Motions</p> <ol style="list-style-type: none"> <li>1. That Members agree to the practice of publishing the vote record by council in the General Meeting Minutes.</li> <li>2. That members note that LGAT is developing a model motion template for councils to use when considering LGAT motions at council meetings prior to the LGAT General Meeting. This will provide delegates with the confidence to accurately represent their council's position if a motion is redrafted during the meeting.</li> </ol>	LGAT	<p><b>Comment:</b> Michael Stretton, General Manager</p> <p>When the LGAT General Meeting Agendas are received in time to be included in the Council Agendas the City of Launceston has a template to address each of the Agenda Items and provides the delegate with the Council direction for voting, but has no issue with following the LGAT Motion Template.</p> <p>The issue for the Council is that the LGAT Agenda is frequently not received in time to be adequately considered by Council prior to the meeting.</p> <p><b>Recommendation:</b> Supported</p>

**20.2 Local Government Association of Tasmania: General Meeting Agenda - 1  
November 2017 ...(Cont'd)**

Ag Item	Pg No	Items for Decision	Submitting Council/s	City of Launceston Comment
2.2	12	<p>Waste Management</p> <p>That Council request LGAT's support to;</p> <ol style="list-style-type: none"> <li>1. Facilitate a forum with key waste and recycle stakeholders (Veolia, SKM, etc) with LG members, to explore ways of improving waste management across the State.</li> <li>2. To determine issues, impediments, opportunities and strategic actions to advance or improve both waste and recycling across the State.</li> <li>3. Report findings to LG members.</li> <li>4. Facilitate a forum with the Environmental Protection Authority, Minister for the Environment and LG members.</li> </ol>	Kingborough Council	<p><b>Comment:</b> No comment required.</p> <p><b>Recommendation:</b> Supported</p>
2.3	15	<p>Code of Conduct</p> <p>That members note the feedback from the Code of Conduct Review and endorse the resultant draft recommendation</p>	LGAT	<p><b>Comment:</b> Michael Stretton, General Manager</p> <p>The Code of Conduct Review was considered by Aldermen at SPPC on 17 July 2017. There was general agreement around the table that the draft amendments were reasonable and there were no further amendments or suggestions proposed.</p> <p><b>Recommendation:</b> Supported</p>

**20.2 Local Government Association of Tasmania: General Meeting Agenda - 1  
November 2017 ...(Cont'd)**

Ag Item	Pg No	Items for Decision	Submitting Council/s	City of Launceston Comment
3.1	19	ALGWA MoU  That Members note the MoU between LGAT and the Australian Local Government Women's Association Tas	LGAT	<b>Comment:</b> No comment required.  <b>Recommendation:</b> Noted
3.2	20	TasWater  That Members note the report on the TasWater takeover	LGAT	<b>Comment:</b> Michael Stretton, General Manager  The report is noted and there are no compelling reasons for the Council to alter its current position and/or approach in this matter.  <b>Recommendation:</b> Noted
3.3	21	Tasmanian Community Health and Wellbeing Project  That Members note the report	LGAT	<b>Comment:</b> No comment required.  <b>Recommendation:</b> Noted
3.4	22	Targeted Review of the <i>Local Government Act</i>  That Members note the update on the Targeted Review of the <i>Local Government Act</i> .	LGAT	<b>Comment:</b> Michael Stretton, General Manager  Re the recommendation for s57 being amended to allow for the electronic lodgement of a petition, it should be noted that without seeing how it correlates with the rest of that section, we will not know the impact it may have on sections 59 and 60C relating to public meetings and elector polls.  <b>Recommendation:</b> Noted - with the concern as per the above comment
3.5	23	Employee Assistance Program for Elected Members  That Members note the report and attachment	LGAT	<b>Comment:</b> Michael Stretton, General Manager  <b>Recommendation:</b> Noted

**20.2 Local Government Association of Tasmania: General Meeting Agenda - 1  
November 2017 ...(Cont'd)**

Ag Item	Pg No	Items for Decision	Submitting Council/s	City of Launceston Comment
3.6	25	Regional Breakfast Series  That Members note the upcoming Regional Breakfasts	LGAT	<b>Comment:</b> No comment required.  <b>Recommendation:</b> Noted
3.7	26	Stormwater Management Plans  That Members note the requirement to develop a stormwater system management plan before 19 December 2019 and contact LGAT to note any technical or resourcing issues with compliance.	LGAT	<b>Comment:</b> No comment required.  <b>Recommendation:</b> Noted
3.8	27	Staff Update  That Members note the staff changes at LGAT	LGAT	<b>Comment:</b> Michael Stretton, General Manager  <b>Recommendation:</b> Noted
3.9	28	Policy Update  That Members note the report on the current Policy Activity	LGAT	<b>Comment:</b> No comment required.  <b>Recommendation:</b> Noted
3.10	33	ALGA Update  That Members note the recent activity of ALGA	LGAT	<b>Comment:</b> No comment required.  <b>Recommendation:</b> Noted
3.11	34	Annual Plan  That Members note the report	LGAT	<b>Comment:</b> No comment required.  <b>Recommendation:</b> Noted

**20.2 Local Government Association of Tasmania: General Meeting Agenda - 1  
November 2017 ...(Cont'd)**

Ag Item	Pg No	Items for Decision	Submitting Council/s	City of Launceston Comment
4.1	35	<p>Election Priorities</p> <p>That the Members discuss priorities for the LGAT Election Manifesto, ahead of the State Government Elections</p>	LGAT	<p><b>Comment:</b> Michael Stretton, General Manager</p> <p>The list of five priority matters for LGAT engagement in respect to the forthcoming election are appropriate and accord with the general direction of the City of Launceston. Among many other specific priorities, the Council remains focused on planning reform, smart cities, natural disaster community resilience and regional and economic development.</p> <p>Another matter which has not been included for advocacy is the Local Government reform process which will require on-going State government funding and support for either resource sharing and/or amalgamation options to being meaningfully progressed across the State.</p> <p><b>Recommendation:</b> For discussion only - no decision required</p>

**Mr P Gimpl (Acting Director Corporate Services) was in attendance to answer questions of Council in respect of this Agenda Item.**

**20.2 Local Government Association of Tasmania: General Meeting Agenda - 1  
November 2017 ...(Cont'd)**

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**DECISION: 30 October 2017****MOTION****Moved Alderman D H McKenzie, seconded Alderman D W Alexander.****That the Motion, as per the Recommendation to Council, be adopted.****CARRIED 10:0****FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander and Williams and Alderman K P Stojansek**

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**21 GENERAL MANAGER'S DIRECTORATE ITEMS**

**No Items were identified as part of these Minutes**

**22 URGENT BUSINESS**

*Regulation 8(6) of the Local Government (Meeting Procedures) Regulations 2015, states that a council, by absolute majority at an ordinary council meeting, may decide to deal with a matter that is not on the Minutes.*

**No Urgent Items were identified as part of these Minutes**

**23 CLOSED COUNCIL**

*Local Government (Meeting Procedures) Regulations 2015 - Regulation 15(2)*

**No Closed Items were identified as part of these Minutes**

**24 MEETING CLOSURE**

**The Mayor, Alderman A M van Zetten, closed the Meeting at 2.19pm.**

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