



City of  
**LAUNCESTON**

# **COUNCIL MINUTES**

**COUNCIL MEETING  
MONDAY 13 AUGUST 2018  
1.00pm**

# City of Launceston

COUNCIL MINUTES

Monday 13 August 2018

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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: 13 August 2018

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.



**Michael Stretton**  
General Manager

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# City of Launceston

COUNCIL MINUTES

Monday 13 August 2018

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**Present:**                    **Alderman**                    **A M van Zetten (Mayor)**  
**R I Soward (Deputy Mayor)**  
**R L McKendrick (arrived at 1.16pm)**  
**R J Sands**  
**D H McKenzie**  
**J G Cox**  
**J Finlay**  
**D W Alexander**  
**S R F Wood**  
**E K Williams**  
**K P Stojansek**

**In Attendance:**                    **Mr M Stretton (General Manager)**  
**Mr L Handley (Acting Director Infrastructure Services)**  
**Mrs L M Hurst (Director Development Services)**  
**Mr B Maclsaac (Director Facilities Management)**  
**Mrs J Keeling (Acting Director Creative Arts and Cultural Services)**  
**Ms L Foster (Director Corporate Services)**  
**Ms T Grayson (Administration Officer)**

**Apologies:**                    **Alderman**                    **D C Gibson**

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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 an apology from Alderman D C Gibson.

**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**

**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 30 July 2018 be confirmed as a true and correct record.

**DECISION: 13 August 2018****MOTION**

**Moved Alderman R I Soward, 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 J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek**

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**4 DEPUTATIONS**

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

**5 PETITIONS**

*Local Government Act 1993 - sections 57 and 58*

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

**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**

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**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.)*

**7.2.1 Mr Basil Fitch - Brisbane Street Mall and Civic Square Commercials**

- 1. Does Council pay for commercials about the development in the Brisbane Street Mall and Civic Square?**

**Mr Michael Stretton (General Manager) stated that the Council does pay for commercials on the Brisbane Street Mall and Civic Square developments. The commercial budget was part of the project and included in funding provided to Council by Federal and State Government.**

- 2. Do commercials featuring the Mayor, give the Mayor an unfair advantage as a candidate?**

**The Mayor, A M van Zetten responded that he isn't appearing in any commercials, that he is aware of.**

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## 7.2.2 Mr Basil Fitch - Budget Amendments

1. In regard to agenda item 20.2, can Council answer whether there is a risk of external grant funds not being received?

**Ms Louise Foster (Director Corporate Services) advised that there is no risk of grant funds not being received.**

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## **7.2.3 Mr Paul Spencer - Rate Amendments**

- 1. A story appeared in the Examiner on 5 July about rate rises. Over the last seven years why have rates increased on average, 3.4% annually and what is Council going to do about it and what cost saving measures are in place?**

**Mr M Stretton (General Manager) responded that Council is currently reviewing its long term finance plan and the plan will be presented to Council next month. There are a set of measures included in the plan that are aimed at keeping rate increases to a minimum. Initiatives such as the Business Improvement Program; the introduction of lean processes, Council service level review, and review of our depreciation are a few of the measures included in the plan. It is planned to be on the Council agenda in September.**

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The Mayor, Alderman A M van Zetten, announced that 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 5 Eglinton Street, South Launceston - Residential - Construction of Two Additional Dwellings and Additions and Alterations to an Existing Dwelling**

**FILE NO:** DA0252/2018

**AUTHOR:** Luke Rogers (Town 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*.

#### **PLANNING APPLICATION INFORMATION:**

Applicant:	Bradley Matthew Reeves
Property:	5 Eglinton Street, South Launceston
Zoning:	General Residential
Receipt Date:	7/05/2018
Validity Date:	11/05/2018
Further Information Request:	18/05/2018
Further Information Received:	14/06/2018
Deemed Approval:	13/08/2018
Representations:	10

#### **RECOMMENDATION:**

That, in accordance with sections 51 and 57 of the *Land Use Planning and Approvals Act 1993* and the Launceston Interim Planning Scheme 2015, a permit be granted, for DA0252/2018 Residential - construction of two additional dwelling and additions and alterations to an existing dwelling at 5 Eglinton Street, South Launceston subject to the following conditions:

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## **8.1 5 Eglington Street, South Launceston - Residential - Construction of Two Additional Dwellings and Additions and Alterations to an Existing Dwelling ... (Cont'd)**

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

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

- a. Demolition Plan, Designed by MMW, Project Name: Reeves Townhouses, Address: 5 Eglington Street, South Launceston TAS, Revision No. A, Dated 07-06-18
- b. Proposed Site Plan, Designed by MMW, Project Name: Reeves Townhouses, Address: 5 Eglington Street, South Launceston TAS, Revision No. A, Dated 07-06-18
- c. Floor Plans, Designed by MMW, Project Name: Reeves Townhouses, Address: 5 Eglington Street, South Launceston TAS, Revision No. -, Dated 04-05-18
- d. Roof Plan, Designed by MMW, Project Name: Reeves Townhouses, Address: 5 Eglington Street, South Launceston TAS, Revision No. -, Dated 04-05-18
- e. Elevations, Designed by MMW, Project Name: Reeves Townhouses, Address: 5 Eglington Street, South Launceston TAS, Revision No. -, Dated 04-05-18
- f. Shadow Diagrams, Designed by MMW, Project Name: Reeves Townhouses, Address: 5 Eglington Street, South Launceston TAS, Revision No. -, Dated 04-05-18

### **2. TASWATER**

The development must be in accordance with the Submission to Planning Authority Notice issued by TasWater (TWDA No. 2018/00740-LCC) (attached).

### **3. FENCING**

Prior to the commencement of the use, all side and rear boundaries must be provided with a solid (ie. no gaps) fence to provide full privacy between each dwelling and adjoining neighbours. The fence must be constructed at the developer's cost and to a height of:

- a. 1.2m - 1.8m with uniform transparency of not less than 30% above 1.2m within 4.5m of the frontage; and
- b. 1.8m - 2.1m elsewhere when measured from the highest finished level on either side of the common boundaries.

### **4. OVERLOOKING**

Prior to the commencement of use obscure glazing, or comparable permanent screening, up to a height of 1.7m above the floor level must be installed to the satisfaction of the Manager City Development for the following windows:

- a. The window of bedroom 2 of dwelling 1;
- b. The window of the bathroom dwelling 1;
- c. The window of the kitchen of dwelling 1; and
- d. The south western facing window of the living room of dwelling 2.

### **5. MULTIPLE DWELLINGS - SERVICE FACILITIES**

Prior to the commencement of the use, the following site facilities for multiple dwellings must be installed:

- a. Mail receptacles must be provided and appropriately numbered for each dwelling unit.
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**8.1 5 Eglington Street, South Launceston - Residential - Construction of Two Additional Dwellings and Additions and Alterations to an Existing Dwelling ... (Cont'd)**

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- b. Each multiple dwelling must be provided with a minimum 6m<sup>3</sup> exterior waterproof, lockable storage area or similar easily accessible area within the dwelling.
- c. Either internal or external clothes drying facility to be provided for each dwelling to the satisfaction of the Council.

**6. 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 street.

**7. 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

**8. DRIVEWAY AND PARKING AREA CONSTRUCTION**

Before the use commences, areas set aside for parking vehicles and access lanes as shown on the endorsed plans must:

- a. Be properly constructed to such levels that they can be used in accordance with the plans;
- b. Be surfaced with an impervious all weather seal;
- c. Be adequately drained to prevent stormwater being discharged to neighbouring property.

Parking areas and access lanes must be kept available for these purposes at all times.

**9. ON-SITE DETENTION (TASWATER ADVICE TO DRAINAGE AUTHORITY)**

On-site detention storage must be provided to limit the peak rate of piped stormwater discharge and overland flows, from the site to that generated by the site at its current level of development for a 1 in 5 storm event of one hour duration. The volume of the detention structure must be the difference between the above discharge (pre-development) and the discharge from the site post development

Prior to the commencement of works, the plans and calculations must be submitted to the Director Infrastructure Services for approval. On completion, an "as constructed" plan complete with levels, must be submitted, complete with a certification that the storage and adjacent floor levels have been constructed in accordance with the approved design.

**10. 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

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**8.1 5 Eglington Street, South Launceston - Residential - Construction of Two Additional Dwellings and Additions and Alterations to an Existing Dwelling ... (Cont'd)**

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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.

**11. 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;
- 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.

**12. VEHICULAR CROSSINGS**

No new vehicular crossing shall be installed, or any existing crossing removed or altered (including but not limited to the alteration of the kerb and channel or the placement of additional concrete segments against the existing apron) without the prior approval of Technical Services.

An application for such work must be lodged electronically via the Council eServices web portal or on the approved hard copy form.

All redundant crossovers and driveways must be removed prior to the occupation of the development.

All new works must be constructed to Council standards and include all necessary alterations to other services including lowering/raising pit levels, upgrading trenches non trafficable trenches to trafficable standard 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 crossover and driveway and removal of the unused crossover and driveway will be at the applicant's expense.

**13. SOIL AND WATER MANAGEMENT PLAN**

Prior to the commencement of the development works the applicant must install all necessary silt fences and cut-off drains to prevent the soil, gravel and other debris from

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**8.1 5 Eglington Street, South Launceston - Residential - Construction of Two Additional Dwellings and Additions and Alterations to an Existing Dwelling ... (Cont'd)**

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escaping the site. Additional works may be required on complex sites. No material or debris is to be transported onto the road reserve (including the nature strip, footpath and road pavement). Any material that is deposited on the road reserve as a result of the development activity is to be removed by the applicant. The silt fencing, cut off drains and other works to minimise erosion are to be maintained on the site until such time as the site has revegetated sufficiently to mitigate erosion and sediment transport.

#### **14. 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.

#### **15. 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. All building and demolition work is to comply with the Building Act 2016 and the National Construction Code  
*Prior to acting on this permit, the risk category of any building or demolition work must be determined using the Building Control's Determination for Categories of Building and Demolition Work. It is recommended that a licensed building practitioner such as a building surveyor or a building designer or a registered architect be consulted to determine the requirements for any such work under the Building Act 2016.*
  - 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 5 Eglington Street, South Launceston - Residential - Construction of Two Additional Dwellings and Additions and Alterations to an Existing Dwelling ... (Cont'd)**

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**C. All plumbing work is to comply with the Building Act 2016 and the National Construction Code**

*Prior to acting on this permit, the risk category of any plumbing work must be determined using the Director of Building Control's Determination for Categories of Plumbing Work. It is recommended that a licensed building practitioner such as a plumbing surveyor or a plumber be consulted to determine the requirements for any such work under the Building Act 2016.*

**D. Strata Title Approval**

*The proposal may be Strata titled. If this is to be staged the Strata plan must be accompanied by a Disclosure Statement for a Staged Development Scheme.*

**E. General**

*This permit was issued based on the proposal documents submitted for DA0252/2018. 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 withdrawn 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.*

**F. 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 affected, 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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**8.1 5 Eglington Street, South Launceston - Residential - Construction of Two Additional Dwellings and Additions and Alterations to an Existing Dwelling ... (Cont'd)**

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**G. 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>>*

**H. 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), Ms C Fawdry (Acting Manager City Development) and Mr L Rogers (Town Planner) and were in attendance to answer questions of Council in respect of this Agenda Item.**

**Mr Brad Reeves spoke for the item**

**Mr Desmond Baker spoke against the item**

**DECISION: 13 August 2018**

**MOTION**

**Moved Alderman J Finlay, seconded Alderman R I Soward.**

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

**CARRIED 8:2**

**FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R J Sands, Alderman D H McKenzie, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek**  
**AGAINST VOTE: Alderman R L McKendrick and Alderman J G Cox**

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**8.2 10 Croydon Avenue, Newstead - Residential - Construction of Two Additional Dwellings (Amended Application) (Inc CT160782/1)****FILE NO:** DA0345/2018**AUTHOR:** Duncan Payton (Town 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*.

**PREVIOUS COUNCIL CONSIDERATION:**

DA0040/2018, dealing with the same proposal, was withdrawn earlier in the year and resubmitted as this application.

**RECOMMENDATION:**

That, in accordance with sections 51 and 57 of the *Land Use Planning and Approvals Act 1993* and the Launceston Interim Planning Scheme 2015, a permit be granted, for DA0345/2018 Residential - construction of two additional dwellings at 10 Croydon Avenue, Newstead subject to the following conditions:

**1. ENDORSED PLANS & DOCUMENTS**

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

- a. Cover Sheet, prepared by Louton Design Pty Ltd, project no. AR442, Proposed Residential Development 10 Croydon Avenue, drawing no. A00, revision 13, dated 17/01/18
  - b. Floor Plans, prepared by Louton Design Pty Ltd, project no. AR442, Proposed Residential Development 10 Croydon Avenue, drawing no. A01, revision 14, dated 17/01/18
  - c. Elevations, prepared by Louton Design Pty Ltd, project no. AR442, Proposed Residential Development 10 Croydon Avenue, drawing no. A02, revision 13, dated 17/01/18
  - d. Elevations, prepared by Louton Design Pty Ltd, project no. AR442, Proposed Residential Development 10 Croydon Avenue, drawing no. A03, revision 13, dated 30/01/18
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**8.2 10 Croydon Avenue, Newstead - Residential - Construction of Two Additional Dwellings (Amended Application) (Inc CT160782/1) ...(Cont'd)**

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- e. Services Plan, prepared by Louton Design Pty Ltd, project no. AR442, Proposed Residential Development 10 Croydon Avenue, drawing no. P01, revision 13, dated 21/02/18
- f. Parking Site Plan, prepared by Louton Design Pty Ltd, project no. AR442, Proposed Residential Development 10 Croydon Avenue, drawing no. P02, revision 14, dated 20/03/18
- g. Existing Site Plan, prepared by Louton Design Pty Ltd, project no. AR442, Proposed Residential Development 10 Croydon Avenue, drawing no. P03, revision 13, dated 22/03/18
- h. Site Plan / Roof Plan, prepared by Louton Design Pty Ltd, project no. AR442, Proposed Residential Development 10 Croydon Avenue, drawing no. S01, revision 13, dated 17/01/18

**2. MULTIPLE DWELLINGS - SERVICE FACILITIES**

Prior to the commencement of the use, the following site facilities for multiple dwellings must be installed:

- a. Mail receptacles must be provided and appropriately numbered for each dwelling unit.
- b. Each multiple dwelling must be provided with a minimum 6m<sup>3</sup> exterior waterproof, lockable storage area or similar easily accessible area within the dwelling.
- c. Either internal or external clothes drying facility to be provided for each dwelling to the satisfaction of the Manager City Development.

**3. TASWATER**

The development must comply with the requirements of TasWater as detailed in the form Submission to Planning Authority Notice, Reference No. TWDA No. 2018/00178-LCC, dated 05/03/2018 and attached to the permit.

**4. FENCING**

Prior to the commencement of the use, all side and rear boundaries must be provided with a solid (ie. no gaps) fence to provide full privacy between each dwelling and adjoining neighbours. The fence must be constructed at the developer's cost and to a height of:

- a. 1.2m within 4.5m of the frontage; and
- b. 1.8m - 2.1m elsewhere when measured from the highest finished level on either side of the common boundaries.

**5. LEGAL TITLE**

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

**6. WASTE COLLECTION**

The owner or owners of the dwellings at 10 Croydon Avenue shall engage a contractor to empty the waste and recycling bins within the boundaries of the site.

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**8.2 10 Croyden Avenue, Newstead - Residential - Construction of Two Additional Dwellings (Amended Application) (Inc CT160782/1) ...(Cont'd)**

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**7. HOURS OF CONSTRUCTION**

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

Monday to Friday - 7.00am to 6.00pm

Saturday - 8.00am to 5.00pm

No works on Sunday or Public Holidays

**8. DRIVEWAY AND PARKING AREA CONSTRUCTION**

Before the use commences, areas set aside for parking vehicles and access lanes as shown on the endorsed plans must:

- a. Be properly constructed to such levels that they can be used in accordance with the plans;
- b. Be surfaced with an impervious all weather seal;
- c. Be adequately drained to prevent stormwater being discharged to neighbouring property;
- d. Be line-marked or otherwise delineated to indicate each car space and access lanes.

Parking areas and access lanes must be kept available for these purposes at all times.

**9. ON-SITE DETENTION (TASWATER ADVICE TO DRAINAGE AUTHORITY)**

On-site detention storage must be provided to limit the peak rate of piped stormwater discharge and overland flows, from the site to that generated by the site at its current level of development for a 1 in 5 storm event of one hour duration. The volume of the detention structure must be the difference between the above discharge (pre-development) and the discharge from the site post development

Prior to the commencement of works, the plans and calculations must be submitted to the Director Infrastructure Services for approval. On completion, an "as constructed" plan complete with levels, must be submitted, complete with a certification that the storage and adjacent floor levels have been constructed in accordance with the approved design.

**10. AMENDED PLANS REQUIRED**

Prior to the commencement of any work and use, amended plans must be submitted to show:

- a. A detailed plan showing the proposed cut and fill across the development site showing 200mm depth increments,
- b. All retaining structures and associated drainage required on the boundary of the site and within 1.5m of a building.

Once approved by the Manager City Development, these amended plans will be endorsed and will then form part of the Permit and shall supersede the original endorsed plans

**11. 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

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**8.2 10 Croyden Avenue, Newstead - Residential - Construction of Two Additional Dwellings (Amended Application) (Inc CT160782/1) ...(Cont'd)**

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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.

**12. 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;
- 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.

**13. 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.

**14. SOIL AND WATER MANAGEMENT PLAN**

Prior to the commencement of the development works the applicant must install all necessary silt fences and cut-off drains to prevent the soil, gravel and other debris from escaping the site. Additional works may be required on complex sites. No material or debris is to be transported onto the road reserve (including the nature strip, footpath and road pavement). Any material that is deposited on the road reserve as a result of the development activity is to be removed by the applicant. The silt fencing, cut off drains and other works to minimise erosion are to be maintained on the site until such time as the site has revegetated sufficiently to mitigate erosion and sediment transport.

**15. CONSTRUCTION OF RETAINING WALLS**

All retaining walls located within 1.5m of the property boundaries are to be designed and certified by a suitably qualified person. The design must have regard to the installation of

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**8.2 10 Croyden Avenue, Newstead - Residential - Construction of Two Additional Dwellings (Amended Application) (Inc CT160782/1) ...(Cont'd)**

---

fencing atop the retaining wall and other imposed loading in addition to site conditions on adjoining properties.

**16. 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.

Notes

- A. All plumbing work is to comply with the Building Act 2016 and the National Construction Code  
*Prior to acting on this permit, the risk category of any plumbing work must be determined using the Director of Building Control's Determination for Categories of Plumbing Work. It is recommended that a licensed building practitioner such as a plumbing surveyor or a plumber be consulted to determine the requirements for any such work under the Building Act 2016.*
  
  - B. Strata Title Approval  
*The proposal may be Strata titled. If this is to be staged the Strata plan must be accompanied by a Disclosure Statement for a Staged Development Scheme.*
  
  - C. All building and demolition work is to comply with the Building Act 2016 and the National Construction Code  
*Prior to acting on this permit, the risk category of any building or demolition work must be determined using the Building Control's Determination for Categories of Building and Demolition Work. It is recommended that a licensed building practitioner such as a building surveyor or a building designer or a registered architect be consulted to determine the requirements for any such work under the Building Act 2016.*
  
  - D. General  
*This permit was issued based on the proposal documents submitted for DA0345/2018. 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 withdrawn or determined; or*
-

**8.2 10 Croyden Avenue, Newstead - Residential - Construction of Two Additional Dwellings (Amended Application) (Inc CT160782/1) ...(Cont'd)**

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- 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 affected, 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.*

*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.*

**H. Street addresses for Multiple Dwellings**

*Residential addressing is undertaken in accordance with Australian Standard AS4819. The development has been assessed according to the standard and the following addresses allocated:*

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**8.2 10 Croyden Avenue, Newstead - Residential - Construction of Two Additional Dwellings (Amended Application) (Inc CT160782/1) ...(Cont'd)**

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<i>Dwelling No</i>	<i>Street Address</i>
1	1/10 Croydon Avenue
2	2/10 Croydon Avenue
3	3/10 Croydon Avenue
4	4/10 Croydon Avenue

*The above addresses are to be adhered to when identifying the dwellings and their associated letterboxes.*

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**Mrs L Hurst (Director Development Services), Ms C Fawdry (Acting Manager City Development) and Mr D Payton (Town Planner) were in attendance to answer questions of Council in respect of this Agenda Item.**

**Ms Claire Gregg spoke for the Item**

**Alderman R L McKendrick attended the meeting at 1.16pm.**

**DECISION: 13 August 2018**

**MOTION**

**Moved Alderman D H McKenzie, seconded Alderman J Finlay.**

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

**CARRIED 11:0**

**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 J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek**

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

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**9 ANNOUNCEMENTS BY THE MAYOR****9.1 Mayors Announcements****FILE NO:** SF2375

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**Tuesday 31 July 2018**

- Officiated the City of Launceston's Citizenship Ceremony at Albert Hall

**Wednesday 1 August 2018**

- Attended Circus Oz theatre production at the Princess Theatre

**Thursday 2 August 2018**

- Officiated for visiting Chinese students from Fuzhou at the Town Hall

**Friday 3 August 2018**

- Attended the official opening of the Lilydale District School Farm classroom on Station Road, Lilydale

**Saturday 4 August 2018**

- Officiated at the Global Village Celebrations (part of Peace Festival) at West Launceston Primary School
- Attended the Launceston Community Dinner at the Northern Suburbs Community Centre

**Wednesday 8 August 2018**

- Officiated at the launch of the Northern Suburbs Revitalisation Plan at the Northern Suburbs Community Centre
- Attended the Opening Night Launceston College Production (Jesus Christ Superstar) at Princess Theatre

**Thursday 9 August 2018**

- Officiated at the official opening of the opening of Civic Square
  - Attended the TasWater Regional Briefing (MoU) at West Tamar Meeting Room
-

## 9.1 Mayors Announcements ...(Cont'd)

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### Friday 10 August 2018

- Officiated at the official launch of National Science Week at Queen Victoria Museum and Art Gallery Inveresk
- Attended the Launceston Night Market at Civic Square
- Attended the Examiner's Winter Relief Appeal 60<sup>th</sup> Anniversary Cocktail Party at Penny Royal

### Saturday 11 August 2018

- Officiated at the 2018 Tasmanian Open DanceSport Championships at Silverdome
-

**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 S R F Wood**

- **Noted the successful round of seed funding allocated by Council's Youth Advisory Group. The submissions were of high quality. Funding was awarded to Lilydale District High School (\$950), Prospect High School (\$500), Launceston Church Grammar School (\$400) and St Patricks College (\$150).**
- **Participated in the New Horizons Ice Breaker Challenge at Launceston Aquatic Centre yesterday, which raised approximately \$5,000.**

**10.2 Alderman J Finlay**

- **Congratulated the Tornados on their recent win and encouraged support for their next game against Bendigo.**

**10.3 Alderman D H McKenzie**

- **Congratulated Elizabeth Clark for her work on Council's program educating children about Council.**
-

## **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.)*

### **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 Aldermen's 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 30 July and 6 August 2018 were:

- Launceston General Hospital Parking
  - Review of Draft Strategic Asset Management Plan and Long Term Financial Management Plan Documents (LTFP)
  - Council Meeting Schedule - Incoming Council
  - Airport Briefing
  - Retirement Village Rate Remissions
  - Draft On-Street Dining Policy
  - Headstone Project
  - Aldermens' Rooms Upgrade
-

**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 Delegation from Council to General Manager - *Land Use Planning and Approvals Act 1993* and *Land Use Planning and Approvals Regulations 2014***

**FILE NO:** SF2378/SF0113

**AUTHOR:** Duncan Campbell (Governance and Paralegal Officer)

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

**DECISION STATEMENT:**

To consider the delegation from Council to the General Manager and other Council officers of particular powers and functions under the *Land Use Planning and Approvals Act 1993 (Tas)* and the *Land Use Planning and Approvals Regulations 2014*.

**RECOMMENDATION:**

That Council, in accordance with section 6(3) of the *Land Use Planning and Approvals Act 1993*, delegates to the holder(s) of the position(s) in Column One of the Schedule, the functions and powers under the sections of the *Land Use Planning and Approvals Act 1993* and the Regulations of the *Land Use Planning and Approvals Regulations 2014* specified in Column Two of the Schedule, subject to restrictions (if any) referred to in Column Three of the Schedule.

**The Schedule**

<b>Column One</b>	<b>Column Two</b>	<b>Column Three</b>
<b>Position</b>	<b>Extent of Delegation</b>	<b>Restrictions</b>
General Manager  Director Development Services  Manager City Development	Sections 35C, 35F, 35G, 35I, 35M, 35P, 40G, 40U, 40W, 43(2), 43(6), 43(7), 43(9), 43(10), 48AA, 48A, 51, 52(1B), 53(5A), 54, 55, 56, 57(2), 57(3), 57(5), 57(6), 57(6)(b), 57(6A), 57(7), 57A, 58, 59(7), 60P(4), 60Q(5), 60Y, 63, 63B(3), 65C(5), 65G, 71, 74(3), 75, 76, 78, together	The delegation under section 57(2) is exercisable only where such an application cannot lawfully be approved; and/or only exercised where an applicant will not agree to an extension of time that appears that Council will not be able to deal with the application

15.1 Delegation from Council to General Manager - *Land Use Planning and Approvals Act 1993* and *Land Use Planning and Approvals Regulations 2014* ... (Cont'd)

Column One	Column Two	Column Three
Position	Extent of Delegation	Restrictions
	<p>with the <i>Land Use Planning and Approvals Regulations 2014</i> and the former sections 38(1), 39(2), 43J and 43K of the <i>Land Use Planning and Approvals Act 1993</i> saved by section 87C and Schedule 6 of the <i>Land Use Planning and Approvals Act 1993</i>.</p>	<p>within the time prescribed by section 57 of the <i>Land Use Planning and Approvals Act 1993</i>; and/or only where Council is not able to or does not make a decision upon the application within the time prescribed under section 57 of the <i>Land Use Planning and Approvals Act 1993</i>.</p> <p>The delegation under section 57(6) is exercisable only in those cases where:</p> <p>(a) no, or up to two, representations have been received in respect of such applications pursuant to section 57 of the <i>Land Use Planning and Approvals Act 1993</i>; and/or</p> <p>(b) any submissions received from a regulated entity pursuant to section 56P(1) of the <i>Water and Sewerage Industry Act 2008</i>, indicates is 'does not object to' or 'does not object if the permit is subject to conditions' regarding a notice of application from Council to the regulated entity pursuant to s 56O(2) of the <i>Water and Sewerage Industry Act 2008</i>.</p>



**15.1 Delegation from Council to General Manager - *Land Use Planning and Approvals Act 1993* and *Land Use Planning and Approvals Regulations 2014* ... (Cont'd)**

Column One	Column Two	Column Three
Position	Extent of Delegation	Restrictions
		The delegation under section 57A is only exercisable where the power or function to accept a mediated outcome of a development decision that has been subject to an appeal against a Council decision so long as the outcome is not contrary to the spirit of the original Council decision on the development application.
Senior Town Planner Town Planner Graduate Town Planner Team Leader Planning Assessments Team Leader Strategic Planning Urban Design Planner Heritage Planner (hereinafter Planners)	Sections 40U, 48AA, 48A, 54, 57(3), 60P(4), 60Q(5), 61, 63, 65C(5), 71, 74(3), 75, 76, 78 together with Regulation 9 of the <i>Land Use Planning and Approvals Regulations 2014</i> and the former sections 38(1), 39(2), 43J and 43K of the <i>Land Use Planning and Approvals Act 1993</i> saved by section 87C and Schedule 6 of the <i>Land Use Planning and Approvals Act 1993</i> .	
Team Leader Compliance	Sections 48AA, 48A, 64, 65C(5)	
Planning Compliance Officer	Sections 48AA, 48A, 64, 65C(5)	
Team Leader Statutory Services	Sections 57(3), 71, 74(3), 75, 76, 78 together with Regulations 9 of the <i>Land Use Planning and Approvals Regulations 2014</i> .	

**15.1 Delegation from Council to General Manager - *Land Use Planning and Approvals Act 1993 and Land Use Planning and Approvals Regulations 2014* ... (Cont'd)**

<b>Column One</b>	<b>Column Two</b>	<b>Column Three</b>
<b>Position</b>	<b>Extent of Delegation</b>	<b>Restrictions</b>
Statutory Services Officer	Sections 57(3), 71, 74(3), 75, 76, 78 together with Regulation 9 of the <i>Land Use Planning and Approvals Regulations 2014</i> .	
Permit Authority Permit Authority Officer Planning Administration Officer	Sections 57(3) together with Regulation 9 of the <i>Land Use Planning and Approvals Regulations 2014</i> .	

Mrs L Hurst (Director Development Services) was in attendance to answer questions of Council in respect of this Agenda Item.

**DECISION: 13 August 2018**

**MOTION**

Moved Alderman D H McKenzie, seconded Alderman J Finlay.

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

**CARRIED 11:0**

**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 J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek**

**16 FACILITIES MANAGEMENT DIRECTORATE ITEMS****16.1 Headstone Project****FILE NO:** SF6741**AUTHOR:** Andrew Frost (Manager Parking and Carr Villa)**DIRECTOR:** Bruce Maclsaac (Director Facilities Management)

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**DECISION STATEMENT:**

To consider remitting permit fees for the Headstone Project.

**PREVIOUS COUNCIL CONSIDERATION:**

Workshop - 6 August 2018 - Headstone Project

**RECOMMENDATION:**

That Council, under section 207 of the *Local Government Act 1993*, remits the plaque permit fees for the Headstone Project.

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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.**

**DECISION: 13 August 2018****MOTION**

**Moved Alderman R I Soward, seconded Alderman S R F Wood.**

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

**CARRIED 11:0**

**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 J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek**

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**17 CREATIVE ARTS AND CULTURAL SERVICES DIRECTORATE ITEMS**

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

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**18 INFRASTRUCTURE SERVICES DIRECTORATE ITEMS**

**18.1 Proposed Street Name - Henry Reed Court**

**FILE NO:** SF0621/DA0497/2013/DA0497/2013.A04

**AUTHOR:** Sonia Smith (Infrastructure Development Liaison)

**DIRECTOR:** Leigh Handley (Acting Director Infrastructure Services)

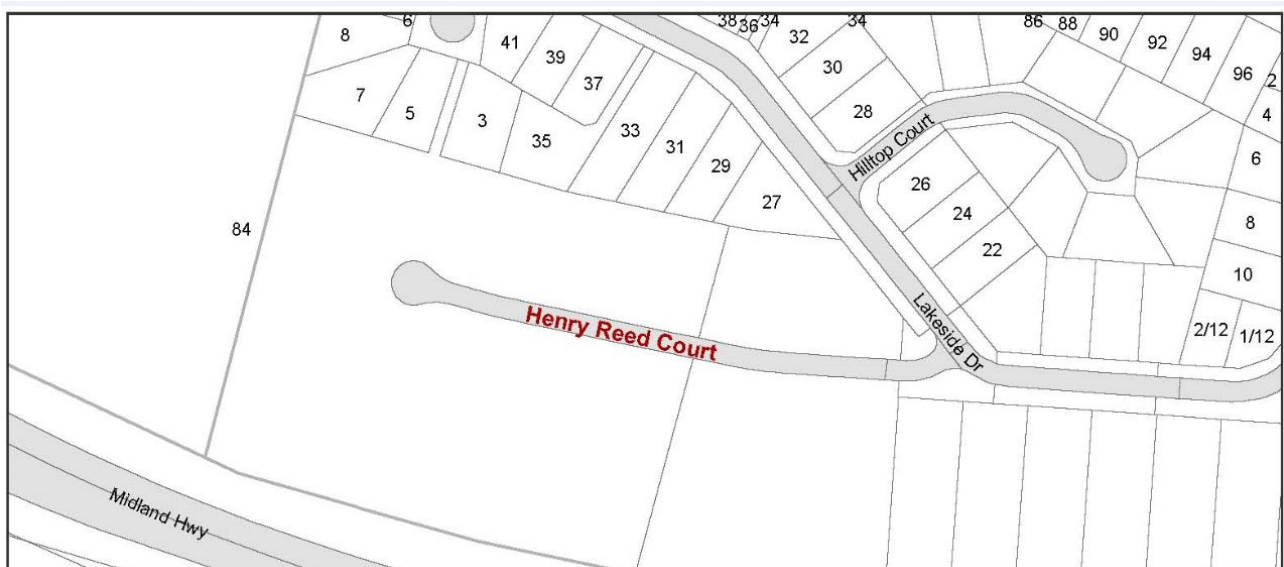
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**DECISION STATEMENT:**

To consider a street name for the new cul de sac created off Lakeside Drive at Kings Meadows.

**RECOMMENDATION:**

That, pursuant to the provisions of section 54 of the *Local Government (Highways) Act 1982* and section 20E of the *Survey Co-ordination Act 1944*, Council approves the name Henry Reed Court for the new road constructed off Lakeside Drive in Kings Meadows as shown in map below.



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**Mr L Handley (Acting Director Infrastructure Services) was in attendance to answer questions of Council in respect of this Agenda Item.**

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**18.1 Proposed Street Name - Henry Reed Court ...(Cont'd)**

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**DECISION: 13 August 2018****MOTION****Moved Alderman R L McKendrick, seconded Alderman D H McKenzie.****That the Motion, as per the Recommendation to Council, be adopted.****CARRIED 11:0****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 J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek**

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## 18.2 Lease - Heritage Forest Community Garden

**FILE NO:** SF0830

**AUTHOR:** Tricia De Leon-Hillier (Parks Lease Management Officer)

**DIRECTOR:** Leigh Handley (Acting Director Infrastructure Services)

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### **DECISION STATEMENT:**

To consider leasing an area of land situated at 148 Vermont Road, Mowbray (CT50354/1) known as Heritage Forest to the Youth Futures Incorporated.

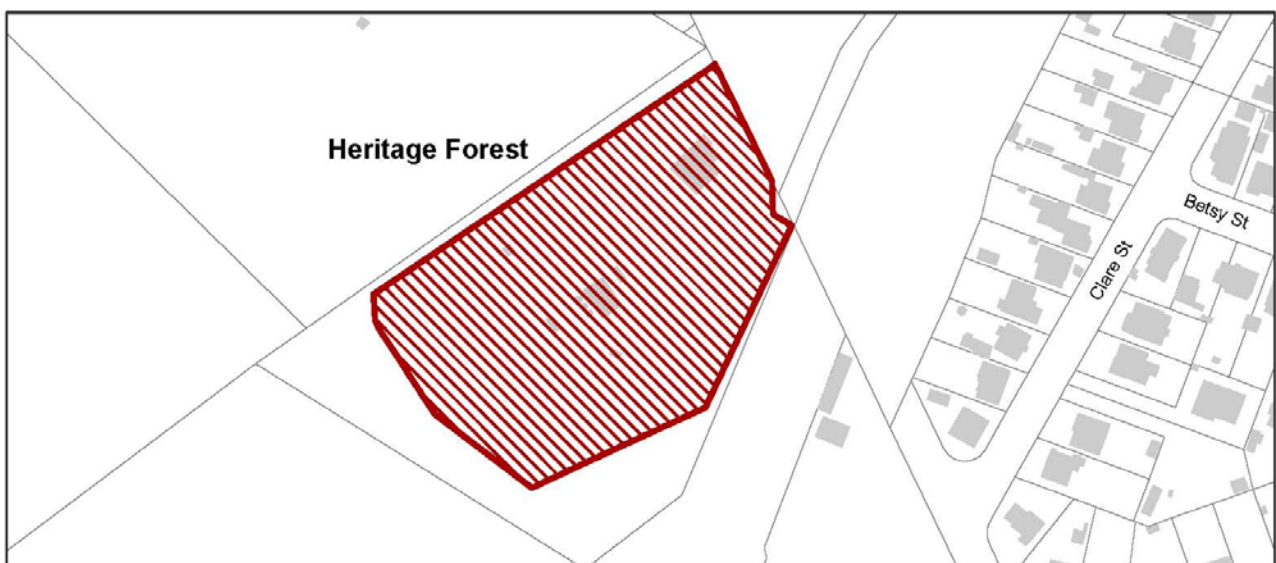
*Under section 178(3) of the Local Government Act 1993 this decision is required to be passed by an absolute majority of Council.*

### **PREVIOUS COUNCIL CONSIDERATION:**

Council - 28 September 2015 - Agenda Item 18.3 - Heritage Forest Community Garden - Lease approved

### **RECOMMENDATION:**

1. That Council, by absolute majority, in accordance with section 179 of the *Local Government Act 1993*, agrees to lease part of Heritage Forest to Youth Futures Incorporated (CT50354/1) as indicated on the plan below, for the purposes of a community garden and recreational area.



**18.2 Lease - Heritage Forest Community Garden ...(Cont'd)**

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2. The General Manager is authorised to enter into a formal lease under the following terms:
- the term shall be five years commencing on 1 May 2018
  - the lease amount shall be \$1per annum if demanded
  - tenant to be responsible for:
    - energy costs
    - volumetric and connection charges for water
    - sewerage charges
    - contents insurance
    - and other service charges if any
  - tenant shall continuously maintain:
    - any infrastructure or any infrastructure installed by the tenant or Council in relation to the tenants occupation
    - building in good and reasonable order
    - public liability insurance of at least \$10 million
- 

**Mr L Handley (Acting Director Infrastructure Services) was in attendance to answer questions of Council in respect of this Agenda Item.**

**DECISION: 13 August 2018**

**MOTION**

**Moved Alderman R L McKendrick, seconded Alderman J G Cox.**

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

**CARRIED 11:0**

**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 J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek**

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## 18.3 Lease - Tamar Bridge Club

**FILE NO:** SF0387

**AUTHOR:** Tricia De Leon-Hillier (Parks Lease Management Officer)

**DIRECTOR:** Leigh Handley (Acting Director Infrastructure Services)

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### **DECISION STATEMENT:**

To consider leasing an area of land situated at the St Leonards Sports Complex, known as the St Leonards Memorial Hall, to the Tamar Bridge Club.

*Under section 178(3) of the Local Government Act 1993, this decision is required to be passed by an absolute majority of Council.*

### **PREVIOUS COUNCIL CONSIDERATION:**

Council - 10 October 2016 - Agenda Item 18.4 - Tamar Bridge Club Lease - Lease approved

### **RECOMMENDATION:**

1. That Council, by absolute majority, in accordance with section 179 of the *Local Government Act 1993*, agrees to lease part of St Leonards Sports Centre to the Tamar Bridge Club Inc (CT103535/1) as indicated by hatch on the plan below, for the purposes of a community recreational area.



**18.3 Lease - Tamar Bridge Club ...(Cont'd)**

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2. The General Manager is authorised to enter into a formal lease under the following terms:

- the term shall be two plus one year commencing on 1 October 2018;
  - the lease amount shall be \$2,933.55 plus GST and linked to CPI;
  - tenant to be responsible for:
    - energy costs;
    - volumetric and connection charges for water; and
    - sewerage charges
  - tenant shall continuously maintain:
    - building in good and reasonable order; and
    - public liability insurance of at least \$10 million
- 

**Mr L Handley (Acting Director Infrastructure Services) was in attendance to answer questions of Council in respect of this Agenda Item.**

**DECISION: 13 August 2018**

**MOTION**

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

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

**CARRIED 10:1**

**FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman J G Cox, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek**

**AGAINST VOTE: Alderman D H McKenzie**

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**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 Change to Council Meetings Schedule 2018****FILE NO:** SF6299**AUTHOR:** Leanne Purchase (Governance and Planning Coordinator)**DIRECTOR:** Louise Foster (Director Corporate Services)

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**DECISION STATEMENT:**

To consider a change to the Council Meetings Schedule 2018.

*The decision in respect of recommendation 2 requires an absolute majority of Council.*

**PREVIOUS COUNCIL CONSIDERATION:**

Council - 18 December 2017 - Agenda Item 21.4 - Council Meetings Schedule 2018

**RECOMMENDATION:**

That Council:

1. cancels the Council Meeting scheduled for 1.00pm Thursday, 8 November 2018.
  2. pursuant to Regulation 6(1) of the *Local Government (Meeting Procedures) Regulations 2015* and by absolute majority, determines that if a Council Meeting is called by the General Manager for Thursday, 15 November 2018, the start time of that meeting will be 1.00pm.
  3. notes that if recommendations 1 and 2 are resolved in the affirmative, the Council Meetings Schedule 2018 (ECM Ref. 14-Rfx-009) will be updated accordingly.
  4. notes that if recommendations 1 and 2 are resolved in the affirmative, notice of changes to the Council Meetings Schedule 2018 will be published as required by Regulation 7(4) of the *Local Government (Meeting Procedures) Regulations 2015*.
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**Ms L Foster (Director Corporate Services) and Mrs L Purchase (Governance and Planning Coordinator) were in attendance to answer questions of Council in respect of this Agenda Item.**

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**20.1 Change to Council Meetings Schedule 2018 ...(Cont'd)**

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**DECISION: 13 August 2018****MOTION****Moved Alderman R L McKendrick, seconded Alderman D H McKenzie.****That the Motion, as per the Recommendation to Council, be adopted.****CARRIED 11:0****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 J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek**

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**20.2 Budget Amendments - 2018/2019****FILE NO:** SF6640**AUTHOR:** Paul Gimpl (Chief Financial Officer)**DIRECTOR:** Louise Foster (Director Corporate Services)

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**DECISION STATEMENT:**

To consider changes to the Council's 2018/2019 Statutory Estimates.

*This decision requires an absolute majority of Council in accordance with section 82(4) of the Local Government Act 1993.*

**RECOMMENDATION:**

That Council, by absolute majority:

1. pursuant to section 82(4) of the *Local Government Act 1993*, approves the following amendments to the Statutory Estimates:
    - (a) Revenue
      - (i) the net increase in revenue from external grants and contributions of \$14,880,669.
    - (b) Capital Works Expenditure
      - (i) the net increase in expenditure from external funds of \$14,880,669.
  2. notes that amendments from point 1 result in:
    - (a) the operating surplus being amended to \$16,062,115 (including capital grants of \$15,875,669) for 2018/2019.
    - (b) the capital budget being increased to \$35,575,669 for 2018/2019.
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**Ms L Foster (Director Corporate Services) and Mr P Gimpl (Chief Financial Officer) were in attendance to answer questions of Council in respect of this Agenda Item.**

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**20.2 Budget Amendments - 2018/2019 ...(Cont'd)**

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**DECISION: 13 August 2018****MOTION****Moved Alderman D H McKenzie, seconded Alderman R L McKendrick.****That the Motion, as per the Recommendation to Council, be adopted.****CARRIED 11:0****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 J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K 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)*

**RECOMMENDATION:**

That, pursuant to the *Local Government (Meeting Procedures) Regulations 2015*, Council move into Closed Session to consider the following matters:

**23.1 Confirmation of the Minutes**

*Pursuant to the Local Government (Meeting Procedures) Regulations 2015 - Regulation 34(6) states that at the next closed meeting, the minutes of a closed meeting, after any necessary correction, are to be confirmed as the true record by the council or council committee and signed by the chairperson of the closed meeting.*

**23.2 Remission of Development Fees**

*Regulation 15(2)(j) the personal hardship of any person who is resident in, or is a ratepayer in, the relevant municipal area.*

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**DECISION: 13 AUGUST 2018****MOTION**

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

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

**CARRIED 11:0**

**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 J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek

Council moved to Closed Session at 1.42pm.

Council returned to Open Session at 1.47pm.

**24 MEETING CLOSURE**

The Mayor, Alderman A M van Zetten, closed the Meeting at 1.47pm

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