



City of
LAUNCESTON

COUNCIL MINUTES

**COUNCIL MEETING
MONDAY 8 OCTOBER 2018
1.00pm**

City of Launceston

COUNCIL MINUTES

Monday 8 October 2018

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

Date: 8 October 2018

Time: 1.00pm

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.



Leanne Hurst
Acting General Manager

City of Launceston

COUNCIL MINUTES

Monday 8 October 2018

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
S R F Wood
E K Williams
K P Stojansek

In Attendance: **Mrs L M Hurst (Acting General Manager)**
Mr S G Eberhardt (Director Infrastructure Services)
Ms T Mallett (Acting Director Development Services)
Mr B Maclsaac (Director Facilities Management)
Ms T Puklowski (Director Creative Arts and Cultural Services)
Mrs J Leonard (Acting Director Corporate Services)
Mr P Gimpl (Chief Financial Officer)
Mrs L M Purchase (Acting Manager Corporate Strategy)
Mrs A Rooney (Committee Clerk)

ORDER OF BUSINESS

Item No	Item	Page No
1	OPENING OF MEETING - ATTENDANCE AND APOLOGIES	1
2	DECLARATIONS OF INTEREST	1
3	CONFIRMATION OF MINUTES	1
4	DEPUTATIONS	2
	No Deputations were identified as part of these Minutes	2
5	PETITIONS	2
	No Petitions were identified as part of these Minutes	2
6	COMMUNITY REPORTS	2
	No Community Reports were registered with Council as part of these Minutes	2
7	PUBLIC QUESTION TIME	2
7.1	Public Questions on Notice	2
7.1.1	Public Questions on Notice - Mr Ron Baines - Council Meeting - 24 September 2018	3
7.2	Public Questions without Notice	4
7.2.1	Mr Paul Spencer - Tasmanian Tigers in the Mall	5
7.2.2	Mr Paul Spencer - Election Signage	6
7.2.3	Mr Paul Spencer - Council Debt	7
7.2.4	Mr Ron Baines - Council Borrowings	8
7.2.5	Mr Ron Baines - National Automobile Museum of Tasmania Relocation	9
7.2.6	Mr Basil Fitch - Council Borrowings	10

City of Launceston

COUNCIL MINUTES

Monday 8 October 2018

Item No	Item	Page No
7.2.7	Mr Basil Fitch - National Automobile Museum of Tasmania	11
7.2.8	Mr Brian Khan - North-East Rail Line	12
7.2.9	Mrs Wendy McLennan - North-East Rail Line	13
8	PLANNING AUTHORITY	14
8.1	65-81 Gleadow Street, Invermay - Community Meeting and Entertainment - Construction of Automobile Museum	14
8.2	117-119 Elphin Road, Launceston - The Launceston Preparatory School - Request to Remove Section 71 Agreement	22
9	ANNOUNCEMENTS BY THE MAYOR	24
9.1	Mayor's Announcements	24
10	ALDERMEN'S REPORTS	26
11	QUESTIONS BY ALDERMEN	27
11.1	Questions on Notice	27
	No Aldermen's Questions on Notice were identified as part of these Minutes	27
11.2	Questions Without Notice	27
	No Aldermen's Questions Without Notice were identified as part of these Minutes	27
12	COMMITTEE REPORTS	28
12.1	Pedestrian and Bike Committee Meeting - 11 September 2018	28
13	COUNCIL WORKSHOPS	29

Item No	Item	Page No
14	NOTICES OF MOTION	29
	No Notices of Motion were identified as part of these Minutes	29
15	DEVELOPMENT SERVICES DIRECTORATE ITEMS	30
15.1	Hosting the Special Olympics in 2020 and 2022	30
16	FACILITIES MANAGEMENT DIRECTORATE ITEMS	31
	No Items were identified as part of these Minutes	31
17	CREATIVE ARTS AND CULTURAL SERVICES DIRECTORATE ITEMS	31
	No Items were identified as part of these Minutes	31
18	INFRASTRUCTURE SERVICES DIRECTORATE ITEMS	32
18.1	Ravenswood Outdoor Community Space Renaming	32
19	CORPORATE SERVICES DIRECTORATE ITEMS	33
	No Items were identified as part of these Minutes	33
20	GENERAL MANAGER'S DIRECTORATE ITEMS	34
20.1	Red Cross Drought Appeal Fund	34
20.2	Launceston Flood Authority - Appointment of Director	35
21	URGENT BUSINESS	36
	No Urgent Items were identified as part of these Minutes	36
22	CLOSED COUNCIL	36
	No Closed Items were identified as part of these Minutes	36
23	MEETING CLOSURE	36

1 OPENING OF MEETING - ATTENDANCE AND APOLOGIES

The Mayor, Alderman A M van Zetten, opened the Meeting at 1.00pm and welcomed Ms Tracy Puklowski (Director Creative Arts and Cultural Services) to the Council.

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 24 September 2018 be confirmed as a true and correct record.

DECISION: 8 October 2018**MOTION**

Moved Alderman D H McKenzie, 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 D C Gibson, Alderman J Finlay, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek

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.)

7.1.1 Public Questions on Notice - Mr Ron Baines - Council Meeting - 24 September 2018

FILE NO: SF6381

AUTHOR: Anthea Rooney (Committee Clerk)

GENERAL MANAGER: Leanne Hurst (Acting General Manager)

QUESTION and RESPONSE:

Mr Ron Baines, at the Council Meeting of 24 September 2018, asked the following question with respect to the repayment date of the interest free State Government loan of \$9million. The question has been answered by Mr Paul Gimpl (Chief Financial Officer).

Question:

When is the final repayment of the loan due?

Response:

The final repayment date of the interest free State Government loan of \$9million is 28 February 2022.

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 Paul Spencer - Tasmanian Tigers in the Mall

1. What was the cost of the Tasmanian Tiger sculptures in the Mall? How much will it cost to raise the sculptures or take them down?

The Mayor, Alderman A M van Zetten, noted that this question would be Taken on Notice and a response provided in the Council Agenda of 22 October 2018.

7.2.2 Mr Paul Spencer - Election Signage

1. **Candidates are supposed to pull them down by the 12th (which is Friday) [sic]. Just wondering if the Council are going to go around over the weekend and if people do not do the right thing - pull them down or just turn a blind eye to it?**

Mrs L Hurst (Acting General Manager) responded by saying that the intention was for Council Officers to contact candidates who appear to be in contravention of the planning scheme a couple of days prior to the relevant date (Note: election signage must be removed within seven days after the election, as required by the Launceston Interim Planning Scheme 2015) and then, subject to the availability of resources and staff, commence removal of the signage.

2. **Will there be a cost associated with that?**

The Mayor, Alderman A M van Zetten, responded by saying that the costs would be in terms of staff time and resources.

7.2.3 Mr Paul Spencer - Council Debt

1. I am referring to an article which appeared in *The Examiner* on 25 July 2018 indicating that the Council had an underlying deficit of \$1.7million in 2013/2014; and that borrowings have risen by \$2million per year to \$12.1million since that time. Are those figures correct?

The Mayor, Alderman A M van Zetten, responded by stating that the reports available to Aldermen indicate that the debt was \$9.8million as at 30 June 2018. The Mayor stated that he was unaware where those figures reported by *The Examiner* were obtained from. The Mayor also noted that approximately 10 years ago the debt was listed as \$13million, but the currently listed debt of \$9.8million consists of a \$9million interest free loan.

7.2.4 Mr Ron Baines - Council Borrowings

- 1. Whilst Mr Robert Dobrzynski was the Council's General Manager, he borrowed an additional \$11million, on top of the \$9million for the CH Smith car park. Has this money been spent? If so, where was it spent?**

The Mayor, Alderman A M van Zetten, responded by saying he was unaware of an additional borrowing of \$11million.

Mr Paul Gimpl (Chief Financial Officer) added that original discussions included borrowings of interest free loans worth \$19.5million, however, only \$9million was borrowed for the CH Smith car park. Apart from a future planned borrowing of an interest free \$4.2million for St John Street - no further borrowings are intended.

7.2.5 Mr Ron Baines - National Automobile Museum of Tasmania Relocation

1. Today's *The Examiner* newspaper states the National Automobile Museum of Tasmania (NAMT) is being relocated because the University of Tasmania (UTAS) has purchased the land it is now located on. Did UTAS pay the Council for the land and did they actually buy it?

The Mayor, Alderman A M van Zetten responded by saying that the history of the NAMT is quite clear regarding the land being gifted (as part of a wider deal) to UTAS.

2. Are any of the NAMT buildings being recycled (eg. the mirrored wall)?

Mr Bruce MacIsaac (Director Facilities Management) added that once the land transfer is effected, the building will belong to UTAS and they will make the final decision on the use of that building.

7.2.6 Mr Basil Fitch - Council Borrowings

- 1. Mr Robert Dobrzynski (the previous General Manager) borrowed \$10.5million - what is that \$10.5million?**

The Mayor, Alderman A M van Zetten, responded by saying that he was not sure of the \$10.5million borrowing being referred to. Audited accounts clearly show that the Council has a debt of \$9.8million as at 30 June 2018.

Mr Paul Gimpl (Chief Financial Officer) stated that \$10.5million is referred to in the Council's statutory estimates, as an amount that Council, with Treasury approval, could have borrowed if required.

7.2.7 Mr Basil Fitch - National Automobile Museum of Tasmania

1. Referring to Agenda Item 8.1 regarding the construction of the National Automobile of Tasmania in today's Agenda, and noting that it has been stated that information reported by *The Examiner* is wrong, was it not the case that the land was not to be transferred to UTAS until development occurred?

Mrs Leanne Hurst (Acting General Manager) responded by saying that the application being considered at the Council Meeting today is the development application only. The land transfer will be considered once development has occurred. In terms of the land transfer with UTAS, that issue was dealt with by Council in October 2017.

7.2.8 Mr Brian Khan - North-East Rail Line

1. **Is the Council going to take up any part of an offer made by the Federal Government of the \$1.7billion available to various Commonwealth States for the development of railway lines?**

The Mayor, Alderman A M van Zetten, responded that the Council would take up available offers.

7.2.9 Mrs Wendy McLennan - North-East Rail Line

- 1. After the passing of the motion to recommend the Launceston and North-East Railway Line be extended to the Wyena border, is the City of Launceston prepared to work to include the tourist and heritage railway as part of the strategic tourism plans for the City of Launceston given that the future plan is to bring the railway into the centre of Launceston?**

The Mayor, Alderman A M van Zetten, responded by saying that this would be a matter for discussion and decision for the newly elected Aldermen.

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 65-81 Gleadow Street, Invermay - Community Meeting and Entertainment - Construction of Automobile Museum

FILE NO: DA0446/2018

AUTHOR: Ashley Brook (Consultant Planner)

DIRECTOR: Tracey Mallett (Acting Director Development Services)

DECISION STATEMENT:

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

PREVIOUS COUNCIL CONSIDERATION:

Amendment 43 to the Launceston Interim Planning Scheme 2015 was approved by the Tasmanian Planning Commission on 12 July 2018 and allows for a museum in the Riveredge Industrial Precinct of the Invermay/Inveresk Flood Inundation Area, where located in a Light Industrial Zone or Commercial Zone.

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 DA0446/2018 Community Meeting and Entertainment – Construction of Automobile Museum at 65-81 Gleadow Street, Invermay 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. Site Plan, Prepared by Artas Architects, Lot 4 – Lindsay Street Automobile Museum, Project No. 171051, Drawing A0001-DA01, Dated 6/08/2018;
 - b. Ground Floor Plan, Prepared by Artas Architects, Lot 4 – Lindsay Street Automobile Museum, Project No. 171051, Drawing A1400-DA04, Dated 6/08/2018;
 - c. External Elevations, Prepared by Artas Architects, Lot 4 – Lindsay Street Automobile Museum, Project No. 171051, Drawing A2100-DA05, Dated 16/08/2018;
 - d. Hydrological Management Plan – National Motor Museum of Tasmania Relocation Inveresk, Prepared by Pitt & Sherry, Revision 0, Dated 31/07/2018;
-

8.1 65-81 Gleadow Street, Invermay - Community Meeting and Entertainment - Construction of Automobile Museum ...(Cont'd)

- e. Flood Response Plan – National Motor Museum of Tasmania, Prepared by Pitt & Sherry, Revision 0, Dated 31/07/2018;
- f. Goderich–Lindsay Street Site Development – Transport Impact Assessment, Prepared by GHD, Project No. 171051, Revision 3, Dated 6/07/2018;
- g. Civil Works Plan, Prepared by Rare, Automobile Museum, Project No. 18012, Drawing C401, Revision C, Dated 7/08/2018;
- h. Overall Drainage Plan, Prepared by Rare, Automobile Museum, Project No. 18012, Drawing C501, Revision C, Dated 7/08/2018; and
- i. Local Drainage Plan, Prepared by Rare, Automobile Museum, Project No. 18012, Drawing C502, Revision C, Dated 7/08/2018.

2. TASWATER

The development must comply with the requirements of TasWater as detailed in the Submission to Planning Authority Notice, Reference No. TWDA No. 2018/01296-LCC, dated 19/09/2018 and attached to the Permit.

3. SITE LANDSCAPE PLAN REQUIRED

Prior to the commencement of any works, a landscape plan must be submitted for approval by the Manager City Development. The plan must be prepared by a suitably qualified person and must show:

- a. Proposed garden areas and plantings (including a schedule of all trees, shrubs and groundcover including common name, botanical name and size at maturity).
- b. The landscaping must be capable of enhancing the appearance of the site having regard to the character of existing plantings within the street.

Once approved by the Manager City Development, the plan will be endorsed and will form part of the permit. The landscaping must be:

- a. Installed in accordance with the endorsed plan.
- b. Completed within three months of the use commencing.
- c. Maintained as part of the development. It must not be removed, destroyed or lopped without the written consent of the Manager City Development.

4. ENVIRONMENTAL MANAGEMENT PLAN

An Environmental Management Plan (EMP), prepared by a suitably qualified person, is to be submitted to the satisfaction of the Manager Health and Compliance prior to commencement of works on site. Site works must be conducted in accordance with the EMP following approval. The plan is to include protection measures to manage contamination and associated risk to human health and the environment during the construction phase.

8.1 65-81 Gleadow Street, Invermay - Community Meeting and Entertainment - Construction of Automobile Museum ...(Cont'd)

5. UPDATED FLOOD RESPONSE PLAN

Prior to the commencement of any works, an updated revision of the endorsed Flood Response Plan - National Motor Museum of Tasmania incorporating Appendix A - Location of Switchboards and Power Points shall be submitted to the Manager City Development.

6. EXTERIOR AND SECURITY LIGHTING PLANNING

Exterior lighting and security lighting to comply with the Australian Standard AS4282-1997 "Control of the obtrusive effects of outdoor lighting".

7. PARKING AREAS

Areas set aside for vehicle parking and driveway access on site as shown on the endorsed plans shall be designed to comply with the following:

- a. AS2890.1 – Off-street car parking.
- b. AS 2890.3 – Bicycle parking facilities.
- c. AS2890.6 – Off-street parking for people with disabilities.
- d. Table 2.3 of AS/NZS 1158.3.1: 2005 Lighting for roads and public spaces - Pedestrian area (Category P) lighting - Performance and design requirements.

8. LEGAL TITLE

The approved use and development must be confined to the legal title of the site except the construction of infrastructure connections, road access and associated works.

9. SUBMISSION AND APPROVAL OF PLANS

Prior to the commencement of the development of the site, detailed plans and specifications must be submitted to the Director Infrastructure Services for approval. Such plans and specifications must:

- a. Include all infrastructure works required by the permit or shown in the endorsed plans and specifications;
 - b. Be prepared strictly in accordance with the Tasmanian Subdivision Guidelines and the LGAT-IPWEA Tasmanian Standard Drawings applicable at the date of submission of the plans;
 - c. Be prepared by a suitably qualified and experienced engineer or Engineering Consultancy; and
 - d. Be accompanied by:
 - i. An estimate of the construction cost of the future public works together with a schedule of the major components and their relevant costs; and
 - ii. A fee of 1.5% of the public works estimate (or a minimum of \$250). Such fee covers assessment of the plans and specifications, audit inspections and Practical Completion and Final inspections.
-

8.1 65-81 Gleadow Street, Invermay - Community Meeting and Entertainment - Construction of Automobile Museum ...(Cont'd)

10. 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.

11. AMENITY - COMMERCIAL/INDUSTRIAL USE

The construction phase and on-going use on this site must not adversely affect the amenity of the neighbouring properties and the general locality by reason of the processes carried on; the transportation of materials, goods or commodities to or from the subject land; the works or materials; the emission of noise, artificial light, vibration, odour, smoke, dust, waste water, waste products, oil or any other source of nuisance.

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. CONSTRUCTION OF WORKS

Private and public infrastructure works must be constructed in accordance with plans and specification approved by the Director Infrastructure Services. The required infrastructure works must be as shown in the application documents and endorsed plans and modified by the approval of the detailed engineering drawings and specifications. Works must include:

- a. Stormwater
 - i. Provision of a gravity connection to the pumped stormwater drainage system that is proposed in conjunction with subdivision development application DA0261/2018; unless a piped gravity connection to another public stormwater system exists.
- b. Access from Lindsay Street
 - i. Provision of a two way sealed access from Lindsay Street to the southern-most access point of a suitably constructed pavement from a concrete kerb layback on Lindsay Street; and
 - ii. Provision of a two way access from the sealed access described in i. above to the northern-most access point on a suitably constructed pavement.

All construction works must be undertaken in accordance with the Tasmanian Subdivision Guidelines and LGAT-IPWEA Standard Drawings. These documents specify:

- a. Construction requirements;
 - b. Appointment of a suitably qualified Supervising Engineer to supervise and certify construction works, arrange Council Audit inspections and other responsibilities;
-

8.1 65-81 Gleadow Street, Invermay - Community Meeting and Entertainment - Construction of Automobile Museum ...(Cont'd)

- c. Construction Audit inspections; and
- d. Practical Completion and after a 12 months defects liability period the Final Inspection and Hand-Over.

14. 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; and
- 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.

15. 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.

16. 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.

8.1 65-81 Gleadow Street, Invermay - Community Meeting and Entertainment - Construction of Automobile Museum ...(Cont'd)

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.

17. CONSTRUCTION OF RETAINING WALLS

All retaining walls, above 0.3m, 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 fencing atop the retaining wall and other imposed loading in addition to site conditions on adjoining properties.

18. 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 by-law 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, by-laws and legislation relevant to the development activity on the site.

19. CONSTRUCTION DOCUMENTATION

At the time of practical completion for the works, the developer must provide Council with construction documentation sufficient to show that the works are completed in accordance with Council standards and are locatable for maintenance or connection purposes. The construction documentation is to consist of:

- a. An "as constructed" plan in accordance with Council's standard requirements for as constructed drawings. A separate copy of the requirements is available from Infrastructure Services Directorate.
- b. An engineer's certificate that each component of the works comply with the approved engineering plans and Council standards.

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.

8.1 65-81 Gleadow Street, Invermay - Community Meeting and Entertainment - Construction of Automobile Museum ...(Cont'd)

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.

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. General

This permit was issued based on the proposal documents submitted for DA0446/2018. 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.

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.

8.1 65-81 Gleadow Street, Invermay - Community Meeting and Entertainment - Construction of Automobile Museum ...(Cont'd)

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>>

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.

Mrs T Mallett (Acting Director Development Services), Ms C Fawdry (Acting Manager City Development) and Mr A Brook (Consultant Planner) were in attendance to answer questions of Council in respect of this Agenda Item.

**Mr Basil Fitch spoke against the item
Mr Harry Willisroft spoke for the item
Mr Scott Curran spoke for the item**

DECISION: 8 October 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 D C Gibson, Alderman J Finlay, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek

8.2 117-119 Elphin Road, Launceston - The Launceston Preparatory School - Request to Remove Section 71 Agreement**FILE NO:** 49130**AUTHOR:** Duncan Payton (Town Planner)**DIRECTOR:** Tracey Mallett (Acting Director Development Services)

DECISION STATEMENT:

To consider, pursuant to section 74(3) of the *Land Use Planning and Approvals Act 1993*, agreeing to the removal from the title of 117-119 Elphin Road, Launceston, of the section 71 agreement that limits the number of staff and students at The Launceston Preparatory School.

PREVIOUS COUNCIL CONSIDERATION:

DA0418/2001 - Introduced the requirement for an agreement under section 71 of the *Land Use Planning and Approvals Act 1993* to restrict the staff and student numbers at The Launceston Preparatory School (TLPS) to 110 students and 17 staff. This requirement was amended in 2002 to allow 130 students and 17 staff.

DA0559/2007 - again required the entering into of an agreement pursuant to section 71 of the *Land Use Planning and Approvals Act 1993* to restrict numbers to 130 students and 17 staff. This agreement was registered against the property title on 1 December 2008.

RECOMMENDATION:

That Council agrees, pursuant to section 74(3) of the *Land Use Planning and Approvals Act 1993*, to the ending of agreement C889243 registered against the title of 117-119 Elphin Road, Launceston (CT139193/1).

Mrs T Mallett (Acting 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.

Mr Michael Valentine spoke for the item**Mrs Leonie McNair spoke for the item****Ms Claire Gregg spoke for the item**

8.2 117-119 Elphin Road, Launceston - The Launceston Preparatory School - Request to Remove Section 71 Agreement ...(Cont'd)

DECISION: 8 October 2018

MOTION

Moved Alderman D H McKenzie, 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 D C Gibson, Alderman J Finlay, 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.

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

Tuesday 25 September 2018

- Attended the Launceston Church Grammar School Future Cities Inquiry Unit
- Attended the Rotary Employment Day at the Hotel Grand Chancellor
- Officiated at the Official Opening of the Launceston General Hospital Pedestrian Safety Improvement Project on Charles Street
- Attended the Tourism Northern Tasmania Annual General Meeting at the Boags Brewery Wizards Room

Wednesday 26 September 2018

- Attended the Launceston Chamber of Commerce Retailers Forum at Jim Hughes and Sons Jewellers in the Quadrant Mall

Thursday 27 September 2018

- Presented to the Tasmanian Community Fund Board at the Door of Hope
- Officiated at Singfest 2018 at the Albert Hall

Friday 28 September 2018

- Attended the Brisbane Street Mall activation event

Sunday 30 September 2018

- Attended the Kings Meadows Bowls Club Open Day

Monday 1 October 2018

- Officiated at the Traditional Welcome for Tracy Puklowski (new Director of Creative Arts and Cultural Services) at the Queen Victoria Museum and Art Gallery on Wellington Street

Wednesday 3 October 2018

- Attended the Great Chef Series Cocktail Party at Josef Chromy's residence
-

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

Friday 5 October 2018

- Officiated at the Reception to mark the Bicentenary of the Grand Lodge of Tasmania at Town Hall

Saturday 6 October 2018

- Officiated at the Opening Ceremony of the Conference to welcome Delegates of Grand Lodge of Australasia Sessions at the Country Club Tasmania
- Officiated at the Launceston Festival of Dance last evening and trophy presentation at the Princess Theatre

Sunday 7 October 2018

- Officiated at the Run and Walk for Your Heart event at UTAS Stadium
 - Attended the Launceston Male Choir Annual Concert at the Salvation Army
-

The Mayor also noted that he:

- **Attended the night market at the Civic Square on Friday, 5 October 2018 and noted the number of people in attendance and the work undertaken by Council Officers.**
-

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

- **Encouraged attendance at the Fiesta on George event to be held on Saturday, 20 October 2018.**
-

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.)

No Aldermen's Questions on Notice were identified as part of these Minutes

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**12.1 Pedestrian and Bike Committee Meeting - 11 September 2018****FILE NO:** SF0618**AUTHOR:** Cathy Williams (Built Environment Officer)**DIRECTOR:** Shane Eberhardt (Director Infrastructure Services)

DECISION STATEMENT:

To receive and consider a report from the Pedestrian and Bike Committee Meeting held on 11 September 2018.

RECOMMENDATION:

That Council receives a report from the Pedestrian and Bike Committee Meeting held on 11 September 2018.

Mr S Eberhardt (Director Infrastructure Services) was in attendance to answer questions of Council in respect of this Agenda Item.

DECISION: 8 October 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 D C Gibson, Alderman J Finlay, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek

13 COUNCIL WORKSHOPS

Council Workshops conducted on 1 October 2018 were:

- City Deal Update
- Launceston Residential Growth and St Leonards Masterplan Update
- BALT8 Presentation
- Launceston CBD Building Height and Massing Study Consultation 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

15 DEVELOPMENT SERVICES DIRECTORATE ITEMS**15.1 Hosting the Special Olympics in 2020 and 2022****FILE NO:** SF6860**AUTHOR:** Tracey Mallett (Acting Director Development Services)**GENERAL MANAGER:** Leanne Hurst (Acting General Manager)

DECISION STATEMENT:

To consider Council's contributions to the hosting of the Special Olympics Junior National Games in 2020 and the Special Olympics Trans Tasman Games in 2022.

RECOMMENDATION:

That Council approves a financial contribution of \$30,000 in financial year 2018/2019 towards the hosting of the 2020 and 2022 components of the Special Olympics, and agrees to commit to fund the balance of \$100,000 over the following four financial years.

Mrs L Hurst (Acting General Manager) and Ms T Mallett (Acting Director Development Services) were in attendance to answer questions of Council in respect of this Agenda Item.

Mr Basil Fitch spoke against the item

DECISION: 8 October 2018

MOTION

Moved Alderman J Finlay, 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 D C Gibson, Alderman J Finlay, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek

16 FACILITIES MANAGEMENT DIRECTORATE ITEMS

No Items were identified as part of these Minutes

17 CREATIVE ARTS AND CULTURAL SERVICES DIRECTORATE ITEMS

No Items were identified as part of these Minutes

18 INFRASTRUCTURE SERVICES DIRECTORATE ITEMS**18.1 Ravenswood Outdoor Community Space Renaming****FILE NO:** SF1890**AUTHOR:** Lisa Granger (Recreation Liaison Officer)**DIRECTOR:** Shane Eberhardt (Director Infrastructure Services)

DECISION STATEMENT:

To consider recommending a name for the newly redeveloped Ravenswood Outdoor Community Space on Prossers Forest Road.

RECOMMENDATION:

That Council approves the name Ravenswood Adventure Park as nominated by the Ravenswood community.

Mr S Eberhardt (Director Infrastructure Services) was in attendance to answer questions of Council in respect of this Agenda Item.

DECISION: 8 October 2018**MOTION**

Moved Alderman J Finlay, 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 D C Gibson, Alderman J Finlay, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek

19 CORPORATE SERVICES DIRECTORATE ITEMS

No Items were identified as part of these Minutes

20 GENERAL MANAGER'S DIRECTORATE ITEMS**20.1 Red Cross Drought Appeal Fund****FILE NO:** SF2277**GENERAL MANAGER:** Leanne Hurst (Acting General Manager)

DECISION STATEMENT:

To consider a request from the Local Government Association of Tasmania on behalf of the Circular Head Council to assist the effort to support drought-affected farmers interstate.

RECOMMENDATION:

That Council supports and endorses a community donation of \$4,000 to the Red Cross Drought appeal in support of ongoing drought assistance in New South Wales and Queensland.

Mrs L Hurst (Acting General Manager) was in attendance to answer questions of Council in respect of this Agenda Item.

Mr Basil Fitch spoke against the item

DECISION: 8 October 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 D C Gibson, Alderman J Finlay, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek

20.2 Launceston Flood Authority - Appointment of Director**FILE NO:** SF4493**AUTHOR:** Shane Eberhardt (Director Infrastructure Services)**GENERAL MANAGER:** Leanne Hurst (Acting General Manager)

DECISION STATEMENT:

Consideration of the appointment of a Director of the Launceston Flood Authority.

RECOMMENDATION:

That Council, pursuant to the provision of Clause 12.1 of the Launceston Flood Authority Rule, appoints Mr Alan Birchmore to the vacant position on the Board of Directors until 30 June 2019.

Mrs L Hurst (Acting General Manager) was in attendance to answer questions of Council in respect of this Agenda Item.

Mr Basil Fitch spoke against the item

DECISION: 8 October 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 D C Gibson, Alderman J Finlay, Alderman S R F Wood, Alderman E K Williams and Alderman K P Stojansek

21 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

22 CLOSED COUNCIL

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

No Closed Items were identified as part of these Minutes

23 MEETING CLOSURE

The Mayor, Alderman A M van Zetten, closed the Meeting at 2.17pm.
