



City of  
**LAUNCESTON**

# **COUNCIL MINUTES**

**COUNCIL MEETING  
THURSDAY 12 AUGUST 2021  
1.00pm**

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

Date: 12 August 2021

Time: 1.00pm

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### Certificate of Qualified Advice

#### Background

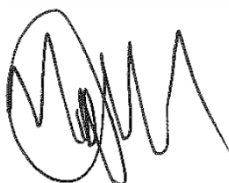
To comply with section 65 of the *Local Government Act 1993* (Tas):

1. A general manager must ensure that any advice, information or recommendation given to the council or a council committee is given by a person who has the qualifications or experience necessary to give such advice, information or recommendation.
2. A council or council committee is not to decide on any matter which requires the advice of a qualified person without considering such advice unless -
  - (a) the general manager certifies, in writing -
    - (i) that such advice was obtained; and
    - (ii) the general manager took the advice into account in providing general advice to the council or council committee; and
  - (b) a copy of that advice or, if the advice was given orally, a written transcript or summary of that advice is provided to the council or council committee with the general manager's certificate.

#### Certification

I certify that:

- (i) the advice of a qualified person has been sought where required;
- (ii) this advice was taken into account in providing general advice to the council or council committee; and
- (iii) a copy of the advice, or a written transcript or summary of advice provided orally, is included with the minutes item.



**Michael Stretton**  
Chief Executive Officer

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## AUDIO of COUNCIL MEETINGS

An audio recording of this Council Meeting, except for any part held in Closed Session, will be made in accordance with our Council Meetings - Audio Recording Policy - 14-Plx-008.

This Council Meeting was streamed live to and can be accessed at:  
[www.launceston.tas.gov.au/Council/Meetings/Listen](http://www.launceston.tas.gov.au/Council/Meetings/Listen) .

The following information was provided to members of the public in respect of attendance at the Council Meeting.

## PUBLIC ATTENDANCE AT THE COUNCIL MEETING

At the Council Meeting, please take care to follow signage and the directions of Council Officers to ensure that physical distancing and other COVID-19 safe behaviour is observed. Members of the public will be required to check in on arrival via the *Check In Tas App* as per the Direction Under Section 16 - Contact Tracing - No. 7 - *Public Health Act 1997*.

## PUBLIC QUESTION TIME - AGENDA ITEM 8

Questions received in writing by close of business Wednesday of the week prior to the Council Meeting are treated as Questions on Notice. Your question and an answer will be published in the Agenda of the Council Meeting. Questions may be submitted to the Chief Executive Officer at [contactus@launceston.tas.gov.au](mailto:contactus@launceston.tas.gov.au), PO Box 396, Launceston TAS 7250, or Town Hall, St John Street, Launceston.

If attending the Council Meeting in person, you may ask up to three questions during Public Question Time. If accepted, your questions will be either answered at the Meeting, or Taken on Notice and answered at a later Council Meeting.

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## PUBLIC COMMENT ON AGENDA ITEMS

When attending the Council Meeting, you will be asked if you wish to comment on an item in the Agenda. Prior to debate on that Agenda Item, you will be invited by the Chair to move to the public microphone at the doors to the Council Chambers and state your name and address.

Please note the following important information:

- Each item on the Agenda includes a Recommendation prepared by a Council Officer.
- You may speak for up to two minutes, either for or against the Recommendation.
- You may not ask questions or enter into debate with Councillors or Council Officers.
- Your statement is not to be defamatory, inappropriate or abusive, or be intended to embarrass any person, including Councillors or Council Officers.
- The Chair may direct you to stop speaking if you do not follow these rules, or if your statement repeats points that have already been made.
- Audio from our Council Meetings is streamed live via YouTube.

Your respectful contribution is welcome and appreciated.

## LEGISLATIVE TERMINOLOGY - GENERAL MANAGER

At the City of Launceston, the positions of General Manager Community and Place, General Manager Organisational Services, General Manager Infrastructure and Assets and General Manager Creative Arts and Cultural Services do not assume the functions and powers of the term *general manager* in a legislative sense: any legislative functions and powers to be delegated to these roles will be made by Council or the Chief Executive Officer. At the City of Launceston, the title Chief Executive Officer is a term of reference for the General Manager as appointed by Council pursuant to section 61 of the *Local Government Act 1993 (Tas)*. For the avoidance of doubt, *Chief Executive Officer* means *General Manager* for the purposes of the *Local Government Act 1993 (Tas)* and all other legislation administered by or concerning Council.

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**Present: Councillor**

- A M van Zetten (Mayor)**
- D C Gibson (Deputy Mayor) (retired at 2.39pm)**
- R I Soward**
- D H McKenzie**
- K P Stojansek**
- A E Dawkins**
- N D Daking**
- P S Spencer**
- A G Harris**
- T G Walker**
- K M Preece**

**In Attendance:**

- Mr M Stretton (Chief Executive Officer)**
- Mrs L Hurst (Community and Place Network)**
- Ms L Foster (Organisational Services Network)**
- Mr S Eberhardt (Infrastructure and Assets Network)**
- Mr S Tennant (Team Leader Communications)**
- Mrs K Hartland (Team Leader Governance)**
- Mrs A Rooney (Council and Committees Officer)**

**Apologies: Councillor** J G Cox

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

The Mayor, Councillor A M van Zetten, opened the Meeting at 1.00pm and noted an apology from Councillor J G Cox.

## **2 MAYORAL ACKNOWLEDGEMENTS**

The Mayor, Councillor A M van Zetten, announced that the City of Launceston's recent submission - *Mobile Companion Animal Shelter for Emergency Evacuation* - as part of the *Resilient Australia Awards* has been successful and confirmed as winner of the *Resilient Australia Local Government Award* category. The initiative is now in the running for consideration in the *National Local Government Awards* being held in November 2021.

## **3 DECLARATIONS OF INTEREST**

*Local Government Act 1993 (Tas) - 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 this Minutes**

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**4 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 29 July 2021 be confirmed as a true and correct record.

**DECISION: 12 August 2021**

**MOTION**

**Moved Councillor N D Daking, seconded Councillor A G Harris.**

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

**CARRIED 11:0**

**FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, Councillor R I Soward, Councillor D H McKenzie, Councillor K P Stojansek, Councillor A E Dawkins, Councillor N D Daking, Councillor P S Spencer, Councillor A G Harris, Councillor T G Walker and Councillor K M Preece**

**5 DEPUTATIONS**

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

**6 PETITIONS**

*Local Government Act 1993 (Tas) - sections 57 and 58*

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

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**7 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 Councillors.)*

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

**8 PUBLIC QUESTION TIME**

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

**8.1 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.)*

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**8.1.1 Public Questions on Notice - Ms Susan Rafferty - Council Meeting - 29 July 2021****FILE NO:** SF6381**AUTHOR:** Anthea Rooney (Council and Committees Officer)**CHIEF EXECUTIVE OFFICER:** Michael Stretton

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**QUESTIONS and RESPONSES:**

The following questions, asked at the Council Meeting on 29 July 2021 by Ms Susan Rafferty, have been answered by Mrs Leanne Hurst (General Manager Community and Place Network).

**Questions:**

[With reference to the Environmental Impact and Attenuation Code]:

1. What specific performance criteria within the Attenuation Code are applicable to the Veolia site on Churchill Park Drive?

**Response:***Background:*

*DA0711/2019 was assessed by an independent planner who prepared a report and recommendations for the Council Meeting held on 17 September 2020. Council, sitting as a Planning Authority, determined to refuse the submitted Development Application. Subsequently, that decision was appealed by the applicant and, following consideration by the Resource Management and Planning Appeal Tribunal, the Council was instructed to issue a planning permit with conditions.*

*The only applicable Use Standard within the Environmental Impacts and Attenuation Code (E11) relates to particular uses listed in Table E11.1. The assessment report prepared by the independent planning consultant addressed the relevant Performance Criteria in the report referenced above.*

2. What is the attenuation distance between the facility boundary and the nearest residences as this information is not available with regard to Churchill Park Drive?

**Response:**

*As a disposal site, dealing with non-putrescible wastes, the attenuation distance is 50m as noted in the report prepared by the independent assessing planner, as noted above.*

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**8.1.2 Public Questions on Notice - Dr John Ball - Council Meeting - 29 July 2021****FILE NO:** SF6381**AUTHOR:** Anthea Rooney (Council and Committees Officer)**CHIEF EXECUTIVE OFFICER:** Michael Stretton

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**QUESTIONS and RESPONSES:**

The following question, asked at the Council Meeting on 29 July 2021 by Dr John Ball, has been answered by Mr Shane Eberhardt (General Manager Infrastructure and Assets Network).

**Questions:**

[With reference to general amenity in planning matters in South Launceston]:

1. Have you an example or a plan for a local playground as there is not one in the area?

**Response:**

*The City of Launceston's key playspace in South Launceston is Coronation Park. The Council has undertaken some recent investment into this space (prior to Council's Community Care and Recovery Package response to COVID-19 impacts). Further direction for service provision in parks and playspaces across Launceston will be provided by the Public Open Space Strategy review, which will begin within the next few weeks.*

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**8.2 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.)*

**8.2.1 Mr Basil Fitch - Levee Protected Areas Survey****1. [With reference to the Council's treatment of flood inundation areas and the Levee Protected Areas survey]:****(a) What is the Council's understanding of the risk?**

The Mayor, Councillor A M van Zetten, responded by saying that this question would be Taken on Notice and a response provided in the Council Agenda of 26 August 2021.

**(b) How will your (the Council's) understanding be reflected in your decision today on the Agenda Development 0229 Application for the flood risk area behind the *Good Guys*?**

The Mayor, Councillor A M van Zetten, responded by saying that the Development Application in today's Agenda will be a matter for each Councillor to consider during debate.

**2. What is the agenda behind the survey?**

The Mayor, Councillor A M van Zetten, responded by saying that this question would be Taken on Notice and a response will appear in the Council Agenda of 26 August 2021.

**3. Who came up with the questions and who takes overall responsibility for it?**

The Mayor, Councillor A M van Zetten, responded by saying that this question would be Taken on Notice and a response will appear in the Council Agenda of 26 August 2021.

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**8.2.2 Ms Jillian Koshin - Veolia Waste Treatment Plant**

1. In light of the Council's *Flood Land Use Planning* survey and given the fact that the Council voted against the Development Application for a waste treatment plant in Churchill Park Drive, only a few metres away from the flood levee, why would the Council sign a contract for that very same site for the same use?

The Chief Executive Officer, Mr M Stretton, responded by saying that the Council has not signed any contract for that specific site. The Council has obviously been through a public tender process for the provision of the waste service. Veolia was successful in attaining that and it was their responsibility to identify a site and provide the sufficient infrastructure to be able to deliver on the contract. So, just to be clear, the Council certainly has not got any contract relating to that site.

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## **8.2.3 Ms Susan Rafferty - Veolia Waste Treatment Plant Site**

**[With regard to the Veolia Waste Treatment Plant on Churchill Park Drive, Invermay]:**

- 1. What independent noise assessments have been undertaken by the Council to date, using the Spreyton plant as a model, and if they have not been carried out, the Council has a duty of care to the residents of Invermay to ensure that thorough and transparent potential noise events are investigated?**

**The Chief Executive Officer, Mr M Stretton, responded by saying that the Council has not undertaken any independent noise assessments of its own and has relied on the information provided by the applicants for assessment of the Development Application you are referring to; advice provided by the accredited acoustic consultant and it is assumed that you are reading from the report that was lodged as part of the Development Application. So, ultimately that was the information that was relied upon by the Council and ultimately the Resource Management and Planning Appeal Tribunal's decision in respect of the application.**

- 2. How do we, as a community, one which I love, address the unsuitability of Churchill Park Drive for the use that is currently planned for it?**

**The Mayor, Councillor A M van Zetten, responded by saying that the Council (acting as a Planning Authority) did vote against the proposal, however, the Resources Management and Planning Appeal Tribunal overturned the decision, therefore, the Council now has to abide by that ruling.**

- 3. In reference to E11.1 of the Attenuation Code, what efforts have the Council made to ensure that this new use for the site on Churchill Park Drive will not be an environmental nuisance to the sensitive residential area abutting the site and what recourse, at law, is available when a breach occurs as this seems to be unclear?**

**The Chief Executive Officer, Mr M Stretton, responded by saying in terms of the assessment, that relates back to the Development Application which was submitted and assessed by the Council's staff, then a decision was made which was then subject to external review. All that information was reviewed by Resource Management and Planning Appeal Tribunal - so that is the process in terms of how it was assessed in terms of the applicability or otherwise of the Attenuation Code.**

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**8.2.3 Ms Susan Rafferty - Veolia Waste Treatment Plant Site ...(Cont'd)**

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Now, in terms of being able to raise issues into the future, there are a several ways; one of which is by - if there are particular breaches of the permit conditions which have been prescribed and there are numerous ones relating to many different factors from noise to different elements of the use, then that can be raised with the Council's Planning staff and they will be investigated. There are other means in respect of the environmental nuisance you are referring to. To be able to lodge a complaint under the *Environmental Management and Pollution Control Act*, which relates to a level of noise emission, odor or substances which unreasonably interferes with a person's enjoyment of the environment - again, the process is to raise the issue in writing with the Council's staff and then it would be investigated and you would receive a response.

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The Mayor, Councillor 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 9 - Planning Authority.

## **9 PLANNING AUTHORITY**

### **9.1 DA0102/2020 - Amendment 62 - Rezone Part 3-7 George Street, Launceston from Particular Purpose PPZ-7 to Urban Mixed Use; Bulky Goods Sales - Change of Use to Showroom (Auction House)**

**FILE NO:** SF7104/DA0102/2020

**AUTHOR:** Catherine Mainsbridge (Senior Town Planner)

**GENERAL MANAGER:** Leanne Hurst (Community and Place Network)

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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:**

DA0506/2013 - Tourist Operation, Community Meeting and Entertainment and Hotel Industry - Change of Use to Visitor Centre including Museum, Bar, Restaurant and Function Centre, Exterior Alterations and Extensions and Signage.

DA0419/2014 - Tourist Operation, Community Meeting and Entertainment and Hotel Industry - Change of Use to Visitor Centre Including Museum/Gallery, Bar, Restaurant and Function Centre; Exterior Alterations and Extensions and Signage.

#### **RECOMMENDATION:**

That Council:

1. pursuant to the former section 33(3) and 34 of the *Land Use Planning and Approvals Act 1993*, initiates Amendment 62 to the Launceston Interim Planning Scheme 2015 to rezone part 3-7 George Street, Launceston from Particular Purpose PPZ 7 - Boags Brewery to Urban Mixed Use as shown in Attachment 2 (ECM Doc Set ID 4274527).
  2. pursuant to the former section 35(1)(a) of the *Land Use Planning and Approvals Act 1993*, certifies the draft amendment (ECM Doc Set ID 4274527).
  3. in accordance with former section 38(1)(a) of the *Land Use Planning and Approvals Act 1993* determines the period for public exhibition to be 28 days.
-

**9.1 DA0102/2020 - Amendment 62 - Rezone Part 3-7 George Street, Launceston from Particular Purpose PPZ-7 to Urban Mixed Use; Bulky Goods Sales - Change of Use to Showroom (Auction House) ...(Cont'd)**

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4. pursuant to the former section 43A of the *Land Use Planning and Approvals Act 1993*, approves DA0102/2020 for Bulky Goods Sales - Change of Use to Showroom (Auction House) at 3-7 George Street, Launceston subject to the following conditions:

**1. ENDORSED PLANS AND 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. Planning Report, Prepared by Rebecca Green and Associates, February 2000.

**2. LEGAL TITLE**

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

**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. 2020/00277-LCC, 13/03/2020 and attached to the permit.

**Notes**

A. General

*This permit was issued based on the proposal documents submitted for DA0102/2020. You should contact the Council with any other use or developments, as they may require the separate approval of Council. The 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.*

*The permit lapses after a period of two years if the development or use has not substantially commenced within that period. An extension may be granted subject to the provisions of the Land Use Planning and Approvals Act 1993 as amended, by request to the Council.*

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**9.1 DA0102/2020 - Amendment 62 - Rezone Part 3-7 George Street, Launceston from Particular Purpose PPZ-7 to Urban Mixed Use; Bulky Goods Sales - Change of Use to Showroom (Auction House) ...(Cont'd)**

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**B. Restrictive Covenants**

*The granting of this permit takes no account of any covenants applicable to the land. The permit holder and any other interested party, should make their own enquiries 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.*

**C. Appeal Provisions**

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

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

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

**D. Permit Commencement**

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

**E. Signage**

*Separate approval may be required for any signage proposed on the site.*

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**Mrs L Hurst (General Manager Community and Place Network), Mr R Jamieson (Manager City Development) and Ms C Mainsbridge (Senior Town Planner) were in attendance to answer questions of Council in respect of this Agenda Item.**

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- 9.1 **DA0102/2020 - Amendment 62 - Rezone Part 3-7 George Street, Launceston from Particular Purpose PPZ-7 to Urban Mixed Use; Bulky Goods Sales - Change of Use to Showroom (Auction House) ...(Cont'd)**
- 

**DECISION: 12 August 2021**

**MOTION**

**Moved Councillor D H McKenzie, seconded Councillor A G Harris.**

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

**CARRIED 11:0**

**FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, Councillor R I Soward, Councillor D H McKenzie, Councillor K P Stojansek, Councillor A E Dawkins, Councillor N D Daking, Councillor P S Spencer, Councillor A G Harris, Councillor T G Walker and Councillor K M Preece**

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**9.2 DA0229/2021 - 65-77 Gleadow Street, Invermay - Bulky Goods Sales - Demolish Existing Buildings and Construction of Three Showroom Buildings****FILE NO:** DA0229/2021**AUTHOR:** Catherine Mainsbridge (Senior Town Planner)**DIRECTOR:** Leanne Hurst (General Manager Community and Place Network)

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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:**

DA0261/2018 - Subdivision - Subdivide land into six lots plus roads.

DA0091/2019 - Service Industry - New vehicle detailing and cleaning workshop, Bulky Goods Sales - Two new motor vehicle showrooms and service centres, Storage - Group store.

DA0047/2020 - Bulky Goods Sales - Construction of a showroom; installation of signage, subdivide one lot into five and associated works within Goderich Street road reserve.

**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 DA0229/2021 Bulky Goods Sales - Demolish existing buildings and construction of three showroom buildings at 65-77 Gleadow Street, Invermay subject to the following conditions:

**1. ENDORSED PLANS AND 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 (Lots 2-4), Prepared by Artas Architects, Project No. 201040, Drawings No. A0002-DA04, Scale 1:500, Dated 23/06/2021.
  - b. Traffic Impact Assessment, Lots 2-4 Gleadow St, Prepared by GHD, Dated 1 June 2021.
  - c. Flood Assessment Report, Lot 2 Gleadow St, Prepared by pitt&sherry, Rev A, Dated 13 May 2021.
  - d. Lot 2 Ground Floor Plan, Prepared by Artas Architects, Project No. 201040, Drawings No. A120-DA01, Scale 1:100, Dated 4/05/2021.
  - e. Lot 2 Elevations, Prepared by Artas Architects, Project No. 201040, Drawings No. A210-DA01, Scale 1:100, Dated 4/05/2021.
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**9.2 DA0229/2021 - 65-77 Gleadow Street, Invermay - Bulky Goods Sales - Demolish Existing Buildings and Construction of Three Showroom Buildings ... (Cont'd)**

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- f. Flood Emergency Management Plan Lot 2 Gleadow St, Prepared by pitt&sherry, Rev A, Dated 13 May 2021.
- g. Lot 3 Ground Floor Plan, Prepared by Artas Architects, Project No. 201040, Drawings No. A121-DA01, Scale 1:100, Dated 4/05/2021.
- h. Lot 3 Elevations, Prepared by Artas Architects, Project No. 201040, Drawings No. A211-DA01, Scale 1:100, Dated 4/05/2021.
- i. Flood Emergency Management Plan Lot 3 Gleadow St, Prepared by pitt&sherry, Rev A, Dated 13 May 2021.
- j. Lot 4 Ground Floor Plan, Prepared by Artas Architects, Project No. 201040, Drawings No. A122-DA01, Scale 1:100, Dated 4/05/2021.
- k. Lot 4 Elevations, Prepared by Artas Architects, Project No. 201040, Drawings No. A212-DA01, Scale 1:100, Dated 4/05/2021.
- l. Flood Emergency Management Plan Lot 4 Gleadow St, Prepared by pitt&sherry, Rev A, Dated 13 May 2021.
- m. Environmental Management Plan Lots 2-4 Gleadow St, Prepared by rare, Project No. 210100, Issue 01, Dated 10/06/2021.

**2. 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.

**3. HOURS OF CONSTRUCTION**

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

Monday to Friday - 7am to 6pm

Saturday - 8am to 5pm

No works on Sunday or Public Holidays

**4. TASWATER**

The development must comply with the requirements of TasWater as detailed in the form Submission to Planning Authority Notice, Reference No. TWDA 2021/00760-LCC, 26/05/2021 and attached to the permit.

**5. SITE LANDSCAPING**

The landscaping must be:

- a. installed in accordance with the endorsed plan; and
  - b. completed prior to the use commencing; and
  - c. maintained as part of the development. It must not be removed, destroyed or lopped without the written consent of the Council.
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**9.2 DA0229/2021 - 65-77 Gleadow Street, Invermay - Bulky Goods Sales - Demolish Existing Buildings and Construction of Three Showroom Buildings ... (Cont'd)**

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**6. RECIPROCAL RIGHTS OF WAY**

Prior to the commencement of any construction works for the warehouses located on either Lot 2 or Lot 3 reciprocal rights of way are to be created over Lot 1, Lot 2 and Lot 3 to facilitate access to the loading bays for the warehouses to be located on Lot 2 and Lot 3.

**7. DRIVEWAY AND PARKING AREA CONSTRUCTION**

Before the use commences, all those 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.

**8. DAMAGE TO THE COUNCIL'S INFRASTRUCTURE**

The developer is liable for all costs associated with the repair of damage to the Council's 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. Damage may also include the undertaking of unauthorised works to the Council's infrastructure such as driveways, footpaths and stormwater infrastructure. 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.

**9. 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.
-

**9.2 DA0229/2021 - 65-77 Gleadow Street, Invermay - Bulky Goods Sales - Demolish Existing Buildings and Construction of Three Showroom Buildings ... (Cont'd)**

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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.

**10. VEHICULAR CROSSINGS (AND ASSOCIATED FOOTPATH WORKS)**

All redundant crossovers located in Gleadow Street are to be removed prior to the use of the warehouse on Lot 2 commencing.

Where not already undertaken in association with the development of Lot 1, the existing Gleadow Street access to Lot 1 is to be widened in accordance with the recommendations contained in the GHD report *Lot 2-4 Gleadow Street Traffic Impact Assessment* Revision 1, dated 1 June 2021.

No works to install, remove or modify a vehicular crossing are to be undertaken without the issue of a Vehicular Crossing Permit for the works. Modification of a vehicular crossing includes any widening of the kerb layback or the driveway apron, in any form whatsoever. An application for such work must be lodged electronically via the Council's eServices web portal or on the approved hard copy form.

All new works must be constructed to the Council's 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.). All redundant crossovers and driveways must be removed prior to the occupation of the development. The construction of the new crossover and driveway and removal of the unused crossover and driveway will be at the applicant's expense.

**11. 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.

**12. NOISE - REVERSING ALARMS**

The use of reversing alarms must not cause unreasonable noise or interference to other uses. Any vehicle or machinery that requires a reversing alarm must use broadband alarms or other non-intrusive methods.

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**9.2 DA0229/2021 - 65-77 Gleadow Street, Invermay - Bulky Goods Sales - Demolish Existing Buildings and Construction of Three Showroom Buildings ... (Cont'd)**

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**13. PERMITTED ACTIVITIES**

No processing or manufacture of goods is permitted on the site. Activities are limited to storage and retail sale of bulky goods.

**14. DEMOLITION**

The Developer must:

- a. carry out all demolition work in accordance with Safe Work Australia *Demolition Work Code of Practice* or any subsequent versions of the document;
- b. 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;
- c. not undertake any burning of waste materials on site;
- d. remove all rubbish from the site for disposal at a licensed refuse disposal site;
- e. dispose of any asbestos found during demolition in accordance with the Safe Work Australia *How to Safely Remove Asbestos Code of Practice* or any subsequent versions of the document.

**15. CONTAMINATED LAND**

The applicant must comply with the Environmental Management Plan prepared by Rare, Project No. 210100, dated 10 June 2021 and complete all works and measures required in the recommendations. The use and development approved must be undertaken so as to comply with all the recommendations and requirements of the Environmental Site Assessment.

Any new information which comes to light during remediation, demolition or construction works which has the potential to alter previous conclusions about site contamination and remediation must be notified to Council and (Environmental Protection Authority if relevant) immediately upon discovery.

**Notes**

A. General

*This permit was issued based on the proposal documents submitted for DA0229/2021. You should contact the Council with any other use or developments, as they may require the separate approval of Council. The Council's Planning staff can be contacted on 6323 3000.*

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**9.2 DA0229/2021 - 65-77 Gleadow Street, Invermay - Bulky Goods Sales - Demolish Existing Buildings and Construction of Three Showroom Buildings ... (Cont'd)**

---

*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.*

*The permit lapses after a period of two years if the development or use has not substantially commenced within that period. An extension may be granted subject to the provisions of the Land Use Planning and Approvals Act 1993 as amended, by request to the Council.*

**B. Restrictive Covenants**

*The granting of this permit takes no account of any covenants applicable to the land. The permit holder and any other interested party, should make their own enquiries 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.*

**C. Appeal Provisions**

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

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

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

**D. Permit Commencement**

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

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**9.2 DA0229/2021 - 65-77 Gleadow Street, Invermay - Bulky Goods Sales - Demolish Existing Buildings and Construction of Three Showroom Buildings ... (Cont'd)**

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**E. Signage**

*Separate approval will be required for any signage proposed on the site.*

**F. Potentially Contaminated Site**

*There is a 'potentially contaminated site' alert for this property due to historical land use. The proposed change of use does not require any further investigation at this time, however, if the use of this site changes to a more sensitive use (eg. residential premises) then an Environmental Site Assessment in accordance with the requirements of the Environmental Management and Pollution Control Act 1994 will be required by the Council prior to further approvals being granted.*

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**Mrs L Hurst (General Manager Community and Place Network), Mr R Jamieson (Manager City Development) and Ms C Mainsbridge (Senior Town Planner) were in attendance to answer questions of Council in respect of this Agenda Item.**

**DECISION: 12 August 2021**

**MOTION 1**

**Moved Councillor D H McKenzie, seconded Councillor A G Harris.**

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

**CARRIED 10:1**

**FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, Councillor R I Soward, Councillor D H McKenzie, Councillor K P Stojansek, Councillor A E Dawkins, Councillor N D Daking, Councillor P S Spencer, Councillor A G Harris and Councillor K M Preece**  
**AGAINST VOTE: Councillor T G Walker**

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- 9.2 DA0229/2021 - 65-77 Gleadow Street, Invermay - Bulky Goods Sales - Demolish Existing Buildings and Construction of Three Showroom Buildings ... (Cont'd)
- 

**DECISION:** 12 August 2021

**MOTION 2**

Moved Councillor R I Soward, seconded Councillor T G Walker.

That Councillor D H McKenzie be granted an additional three minutes speaking time.

**CARRIED 11:0**

**FOR VOTE:** Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, Councillor R I Soward, Councillor D H McKenzie, Councillor K P Stojansek, Councillor A E Dawkins, Councillor N D Daking, Councillor P S Spencer, Councillor A G Harris, Councillor T G Walker and Councillor K M Preece

**DECISION:** 12 August 2021

**MOTION 3**

Moved Councillor R I Soward, seconded Councillor A E Dawkins.

That Councillor T G Walker be granted an additional three minutes speaking time.

**CARRIED 11:0**

**FOR VOTE:** Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, Councillor R I Soward, Councillor D H McKenzie, Councillor K P Stojansek, Councillor A E Dawkins, Councillor N D Daking, Councillor P S Spencer, Councillor A G Harris, Councillor T G Walker and Councillor K M Preece

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**9.3 DA0303/2021 - 41 Mary Street, East Launceston - Residential - Demolish Existing Dwelling and Garage and Construction of a Dwelling****FILE NO:** DA0303/2021**AUTHOR:** Iain More (Town Planner)**DIRECTOR:** Leanne Hurst (General Manager Community and Place Network)

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**DECISION STATEMENT:**

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

**RECOMMENDATION:**

That, in accordance with 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 DA0303/2021 - Residential - Demolish existing dwelling and garage and construction of a dwelling at 41 Mary Street, East Launceston, subject to the following conditions:

**1. ENDORSED PLANS AND 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 Page, prepared by S Group, Project No. J006925, Drawing No. A00, dated 27/05/2021.
  - b. Site Plan, prepared by S Group, Project No. J006925, Drawing No. A01, dated 22/06/2021.
  - c. Demolition Plan, prepared by S Group, Project No. J006925, Drawing No. A02, dated 27/05/2021.
  - d. Ground Floor, prepared by S Group, Project No. J006925, Drawing No. A03, dated 27/05/2021.
  - e. Upper Floor, prepared by S Group, Project No. J006925, Drawing No. A04, dated 22/06/2021.
  - f. Elevations 2, prepared by S Group, Project No. J006925, Drawing No. A05, dated 27/05/2021.
  - g. Elevations 1, prepared by S Group, Project No. J006925, Drawing No. A06, dated 22/06/2021.
  - h. Approach View, prepared by S Group, Project No. J006925, Drawing No. A07, dated 27/05/2021.
  - i. Entry View, prepared by S Group, Project No. J006925, Drawing No. A08, dated 27/05/2021.
  - j. Elevated Courtyard View, prepared by S Group, Project No. J006925, Drawing No. A09, dated 27/05/2021.
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**9.3 DA0303/2021 - 41 Mary Street, East Launceston - Residential - Demolish Existing Dwelling and Garage and Construction of a Dwelling ...(Cont'd)**

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- k. Shadow Diagram (21 June - 9am), prepared by S Group, Project No. J006925, Drawing No. A10, dated 22/06/2021.
- l. Shadow Diagram (21 June - 12pm), prepared by S Group, Project No. J006925, Drawing No. A11, dated 22/06/2021.
- m. Shadow Diagram (21 June - 3pm), prepared by S Group, Project No. J006925, Drawing No. A12, dated 22/06/2021.
- n. Visual Siting, prepared by S Group, Project No. J006925, Drawing No. A13, dated 22/06/2021.

**2. 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.

**3. NON REFLECTIVE EXTERIOR FINISH**

All external cladding and roofing of the building(s) must be of a non-reflective nature and must be finished in muted colours to the satisfaction to the Council.

**4. HOURS OF CONSTRUCTION**

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

Monday to Friday - 7am and 6pm

Saturday - 9am to 6pm

Sundays and Public Holidays - 10am to 6pm

**5. DAMAGE TO THE COUNCIL'S INFRASTRUCTURE**

The developer is liable for all costs associated with the repair of damage to the Council's 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. Damage may also include the undertaking of unauthorised works to the Council's infrastructure such as driveways, footpaths and stormwater infrastructure. 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.

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

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

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## **9.3 DA0303/2021 - 41 Mary Street, East Launceston - Residential - Demolish Existing Dwelling and Garage and Construction of a Dwelling ...(Cont'd)**

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

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

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

### **7. 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.

### **8. 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.

### **9. NO BURNING OF WASTE**

No burning of any waste materials, including removed vegetation, 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), reclaimed or recycled.

### **10. DEMOLITION**

The Developer must:

- a. carry out all demolition work in accordance with Safe Work Australia *Demolition Work Code of Practice* or any subsequent versions of the document;
  - b. 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;
  - c. not undertake any burning of waste materials on site;
-

**9.3 DA0303/2021 - 41 Mary Street, East Launceston - Residential - Demolish Existing Dwelling and Garage and Construction of a Dwelling ...(Cont'd)**

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- d. remove all rubbish from the site for disposal at a licensed refuse disposal site;
- e. dispose of any asbestos found during demolition in accordance with the Safe Work Australia *How to Safely Remove Asbestos Code of Practice* or any subsequent versions of the document.

**Notes****A. General**

*This permit was issued based on the proposal documents submitted for DA0303/2021. You should contact the Council with any other use or developments, as they may require the separate approval of Council. The 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.*

*The permit lapses after a period of two years if the development or use has not substantially commenced within that period. An extension may be granted subject to the provisions of the Land Use Planning and Approvals Act 1993 as amended, by request to the Council.*

**B. Restrictive Covenants**

*The granting of this permit takes no account of any covenants applicable to the land. The permit holder and any other interested party, should make their own enquiries 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.*

**C. Appeal Provisions**

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

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

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**9.3 DA0303/2021 - 41 Mary Street, East Launceston - Residential - Demolish Existing Dwelling and Garage and Construction of a Dwelling ...(Cont'd)**

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

**D. Permit Commencement**

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

**E. Fireplace/Woodheater Use**

*Use of the fireplace/woodheater will be subject to the Environmental Management and Pollution Control (Smoke) Regulations 2019 or as superseded.*

**F. No Approval for Alterations to Driveway Crossover**

*No approval to install a new, or alter an existing, driveway crossover in any way has been granted or is implied by the issue of this Planning Permit.*

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**Mrs L Hurst (General Manager Community and Place Network), Mr R Jamieson (Manager City Development) and Mr I More (Town Planner) were in attendance to answer questions of Council in respect of this Agenda Item.**

**DECISION: 12 August 2021**

**MOTION**

**Moved Councillor A G Harris, seconded Councillor T G Walker.**

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

**CARRIED 11:0**

**FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, Councillor R I Soward, Councillor D H McKenzie, Councillor K P Stojansek, Councillor A E Dawkins, Councillor N D Daking, Councillor P S Spencer, Councillor A G Harris, Councillor T G Walker and Councillor K M Preece**

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**9.4 DA0338/2021 - 2 Glenelg Street, South Launceston - Residential - Construction of a Carport****FILE NO:** DA0338/2021**AUTHOR:** Anushka Gardiye (Town Planner)**DIRECTOR:** Leanne Hurst (General Manager Community and Place Network)

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**DECISION STATEMENT:**

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

**RECOMMENDATION:**

That, in accordance with 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 (DA0338/2021) Construction of a Carport at 2 Glenelg Street, South Launceston subject to the following conditions:

**1. ENDORSED PLANS AND 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 the applicant, Project name; Carport, Page No 01 of 01, Dated 24/06/2021.
- b. LIST map, Undated.
- c. Layout, Prepared by The Shed Company Launceston, Date 22/06/2021.
- d. Existing concrete slab heights, Prepared by the applicant, Undated.
- e. Submission, Prepared by the applicant, Page 5 - 10, Undated.
- f. Shadow diagrams, Prepared by the applicant, Page No 11 and 12, Dated 23/07/2021.

**2. LEGAL TITLE**

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

**3. HOURS OF CONSTRUCTION**

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

Monday to Friday - 7am and 6pm

Saturday - 9am to 6pm

Sundays and Public Holidays - 10am to 6pm

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## **9.4 DA0338/2021 - 2 Glenelg Street, South Launceston - Residential - Construction of a Carport ...(Cont'd)**

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### **4. DAMAGE TO THE COUNCIL'S INFRASTRUCTURE**

The developer is liable for all costs associated with the repair of damage to the Council's 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. Damage may also include the undertaking of unauthorised works to the Council's infrastructure such as driveways, footpaths and stormwater infrastructure. 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.

### **5. 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.

### **6. 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.

### **7. DEMOLITION**

The Developer must:

- a. carry out all demolition work in accordance with Safe Work Australia *Demolition Work Code of Practice* or any subsequent versions of the document;
  - b. 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;
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## **9.4 DA0338/2021 - 2 Glenelg Street, South Launceston - Residential - Construction of a Carport ...(Cont'd)**

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- c. not undertake any burning of waste materials on site;
- d. remove all rubbish from the site for disposal at a licensed refuse disposal site;
- e. dispose of any asbestos found during demolition in accordance with the Safe Work Australia *How to Safely Remove Asbestos Code of Practice* or any subsequent versions of the document

### **Notes**

#### **A. General**

*This permit was issued based on the proposal documents submitted for DA0338/2021. You should contact the Council with any other use or developments, as they may require the separate approval of Council. The 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.*

*The permit lapses after a period of two years if the development or use has not substantially commenced within that period. An extension may be granted subject to the provisions of the Land Use Planning and Approvals Act 1993 as amended, by request to the Council.*

#### **B. Restrictive Covenants**

*The granting of this permit takes no account of any covenants applicable to the land. The permit holder and any other interested party, should make their own enquiries 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.*

#### **C. Appeal Provisions**

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

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

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## 9.4 DA0338/2021 - 2 Glenelg Street, South Launceston - Residential - Construction of a Carport ...(Cont'd)

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

### D. Permit Commencement

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

### E. No Approval for Alterations to Driveway Crossover

*No approval to install a new, or alter an existing, driveway crossover in any way has been granted or is implied by the issue of this Planning Permit.*

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**Mrs L Hurst (General Manager Community and Place Network), Mr R Jamieson (Manager City Development) and Ms A Gardiye (Town Planner) were in attendance to answer questions of Council in respect of this Agenda Item.**

**Ms Maria de Deuge spoke for the Recommendation**

**Ms Brigitte Lukis spoke against the Recommendation**

**Ms Brigitte Lukis (on behalf of Ms Helen Camier) spoke against the Recommendation**

**DECISION: 12 August 2021**

**MOTION**

**Moved Councillor R I Soward, seconded Councillor P S Spencer.**

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

**CARRIED 11:0**

**FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, Councillor R I Soward, Councillor D H McKenzie, Councillor K P Stojansek, Councillor A E Dawkins, Councillor N D Daking, Councillor P S Spencer, Councillor A G Harris, Councillor T G Walker and Councillor K M Preece**

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

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## 10 ANNOUNCEMENTS BY THE MAYOR

### 10.1 Mayor's Announcements

FILE NO: SF2375

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#### Friday 30 July 2021

- Hosted a *White Ribbon* civic function at Town Hall

#### Saturday 31 July 2021

- Officiated at the gallery opening for the Queen Victoria Museum and Art Gallery's 130<sup>th</sup> birthday celebrations

#### Sunday 1 August 2021

- Officiated at the *Tamar Peace Festival Community Walk*

#### Thursday 5 August 2021

- Attended the Local Government Association of Tasmania's General Meeting
- Attended Launceston College's production of *GREASE*

#### Friday 6 August 2021

- Officiated at the *agriCULTURED* Welcome to the City event

#### Saturday 7 August 2021

- Officiated at the opening of the *Glazed and Confused Gallery*

#### Wednesday 11 August 2021

- Attended the Catholic education week awards ceremony at St Thomas More's
- 

The Mayor noted that on Tuesday, 10 August 2021 he attended *SpongeBob - The Musical* at the Princess Theatre

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**11 COUNCILLORS' REPORTS**

*(This item provides an opportunity for Councillors 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.)*

**11.1 Councillor A E Dawkins**

- **Attended the gallery opening for the Queen Victoria Museum and Art Gallery's 130<sup>th</sup> birthday celebrations**

**12 QUESTIONS BY COUNCILLORS****12.1 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 Councillor's Questions on Notice were identified as part of these Minutes**

**12.2 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 Councillor's Questions Without Notice were identified as part of these Minutes**

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**13 COMMITTEE REPORTS****13.1 Cataract Gorge Reserve Advisory Committee Meeting - 7 June 2021****FILE NO:** SF0839**AUTHOR:** Anthea Rooney (Council and Committees Officer)**GENERAL MANAGER:** Louise Foster (Organisational Services Network)

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**DECISION STATEMENT:**

To receive and consider a report from the Cataract Gorge Reserve Advisory Committee Meeting held on 17 June 2021.

**RECOMMENDATION:**

That Council receives the report from the Cataract Gorge Reserve Advisory Committee Meeting held on 17 June 2021.

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**Ms L Foster (General Manager Organisational Services Network) was in attendance to answer questions of Council in respect of this Agenda Item.**

**DECISION: 12 August 2021****MOTION**

**Moved Councillor T G Walker, seconded Councillor A G Harris.**

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

**CARRIED 11:0**

**FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, Councillor R I Soward, Councillor D H McKenzie, Councillor K P Stojansek, Councillor A E Dawkins, Councillor N D Daking, Councillor P S Spencer, Councillor A G Harris, Councillor T G Walker and Councillor K M Preece**

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**13.2 Pedestrian and Bike Committee Meeting - 22 July 2021****FILE NO:** SF0618**AUTHOR:** Cathy Williams (Infrastructure and Engineering Officer)**GENERAL MANAGER:** Shane Eberhardt (Infrastructure and Assets Network)

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**DECISION STATEMENT:**

To receive and consider a report from the Pedestrian and Bike Committee Meeting held on 22 July 2021.

**RECOMMENDATION:**

That Council receives the report from the Pedestrian and Bike Committee Meeting held on 22 July 2021.

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**Mr S Eberhardt (General Manager Infrastructure and Assets Network) was in attendance to answer questions of Council in respect of this Agenda Item.**

**DECISION: 12 August 2021****MOTION**

**Moved Councillor D H McKenzie, seconded Councillor A G Harris.**

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

**CARRIED 11:0**

**FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, Councillor R I Soward, Councillor D H McKenzie, Councillor K P Stojansek, Councillor A E Dawkins, Councillor N D Daking, Councillor P S Spencer, Councillor A G Harris, Councillor T G Walker and Councillor K M Preece**

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**13.3 Tender Review Committee Meeting - 22 July 2021****FILE NO:** SF0100/CD.020/2020/CD.014/2021**AUTHOR:** Anthea Rooney (Council and Committees Officer)**GENERAL MANAGER:** Louise Foster (Organisational Services Network)

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**DECISION STATEMENT:**

To receive a report from the Tender Review Committee (a delegated Authority Committee).

**RECOMMENDATION:**

That Council notes the decision of the Tender Review Committee to accept the tenders submitted by:

1. Collings Property Services for the Town Hall Cleaning Services Contract Number CD.020/2020 for \$123,600.01 per annum for the regular scheduled items (exclusive of GST); and
  2. All Weed Solutions for the Urban and Rural Weed Management, Contract Number CD.014/2021 for \$36,770.00 per round (exclusive of GST).
- 

**Ms L Foster (General Manager Organisational Services Network) was in attendance to answer questions of Council in respect of this Agenda Item.**

**DECISION: 12 August 2021****MOTION**

**Moved Councillor D H McKenzie, seconded Councillor P S Spencer.**

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

**CARRIED 11:0**

**FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, Councillor R I Soward, Councillor D H McKenzie, Councillor K P Stojansek, Councillor A E Dawkins, Councillor N D Daking, Councillor P S Spencer, Councillor A G Harris, Councillor T G Walker and Councillor K M Preece**

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**14 COUNCIL WORKSHOPS**

*Local Government (Meeting Procedures) Regulations 2015 - Regulation 8(2)(c)*

**14.1 Council Workshop Report**

**FILE NO:** SF4401

**AUTHOR:** Anthea Rooney (Council and Committees Officer)

**GENERAL MANAGER:** Louise Foster (Organisational Services Network)

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**DECISION STATEMENT:**

To consider Council Workshops conducted since the last Council Meeting.

**RECOMMENDATION:**

That, pursuant to Regulation 8(2)(c) of the *Local Government (Meeting Procedures) Regulations 2015*, Council notes the Council Workshops conducted since the last Council Meeting, for the purposes described:

Workshops conducted on 5 and 12 August 2021:

**Launceston City Deal - Extension Programming**

*Councillors were provided with an update on the research and analysis stage of programming the Launceston City Deal extension to 2027.*

**City of Launceston's Strategic and Financial Planning Approach**

*Councillors were provided with an update on the Council's strategic and financial planning approach.*

**Visit Northern Tasmania - Annual Presentation**

*Councillors received the annual presentation from Visit Northern Tasmania which highlighted activities undertaken to boost tourism in a COVID-19 impacted environment.*

**Development Proposal**

*Councillors considered the Council's position in respect of a proposed development for Launceston.*

**Local Government Business Enterprise Overview**

*Councillors discussed and provided feedback on revenue opportunities the Council could pursue.*

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## 14.1 Council Workshop Report ...(Cont'd)

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### **Ten Days on the Island - Report of the 2021 Festival**

*Councillors were provided with a summary of the outcomes of the 2021 Ten Days on the Island Festival.*

### **Draft Plaques and Memorials Policy**

*Councillors provided feedback on the proposed City of Launceston Plaques and Memorials policy prior to endorsement at a future Council Meeting.*

### **Ariarne Titmus Recognition**

*Councillors discussed a proposed Notice of Motion.*

### **Council Fee for Disposals of Interest in the Council's or Public Owned Land**

*Councillors discussed a proposed new fee dealing with preparation of disposal of interests in the Council's or public land.*

### **Food Security and Sustainability**

*Councillors discussed food security and sustainability in the local context along with the role of local government in developing sustainable strategies.*

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**Ms L Foster (General Manager Organisational Services Network) was in attendance to answer questions of Council in respect of this Agenda Item.**

### **DECISION: 12 August 2021**

### **MOTION**

**Moved Councillor R I Soward, seconded Councillor A G Harris.**

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

**CARRIED 11:0**

**FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, Councillor R I Soward, Councillor D H McKenzie, Councillor K P Stojansek, Councillor A E Dawkins, Councillor N D Daking, Councillor P S Spencer, Councillor A G Harris, Councillor T G Walker and Councillor K M Preece**

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**15 NOTICES OF MOTION**

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

**15.1 Notice of Motion - Councillor D C Gibson - City of Launceston Recognition - Ariarne Titmus****FILE NO:** SF5547**AUTHOR:** Anthea Rooney (Council and Committees Officer)**CHIEF EXECUTIVE OFFICER:** Michael Stretton

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**DECISION STATEMENT:**

To consider a Notice of Motion submitted by Councillor D C Gibson regarding City of Launceston recognition for Ariarne Titmus.

**RECOMMENDATION:**

That Council, in honour of her significant swimming achievements, investigates (within 60 days) recognition options for Ariarne Titmus, including:

- (i) the symbolic presentation of the Key to the City; and
- (ii) naming the 50m competition pool at the Launceston Leisure and Aquatic Centre in her honour.

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**Mr M Stretton (Chief Executive Officer) was in attendance to answer questions of Council in respect of this Agenda Item.**

**DECISION: 12 August 2021****MOTION 1**

**Moved Councillor D C Gibson, seconded Councillor A G Harris.**

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

**CARRIED 11:0**

**FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, Councillor R I Soward, Councillor D H McKenzie, Councillor K P Stojansek, Councillor A E Dawkins, Councillor N D Daking, Councillor P S Spencer, Councillor A G Harris, Councillor T G Walker and Councillor K M Preece**

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**15.1 Notice of Motion - Councillor D C Gibson - City of Launceston Recognition - Ariarne Titmus ...(Cont'd)**

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**DECISION: 12 August 2021**

**MOTION 2**

**Moved Councillor R I Soward, seconded Councillor P S Spencer.**

**That Councillor A G Harris be granted an additional three minutes speaking time.**

**CARRIED 11:0**

**FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, Councillor R I Soward, Councillor D H McKenzie, Councillor K P Stojansek, Councillor A E Dawkins, Councillor N D Daking, Councillor P S Spencer, Councillor A G Harris, Councillor T G Walker and Councillor K M Preece**

**The Mayor, Councillor A M van Zetten, handed the Chair to Councillor R I Soward at 2.33pm**

**The Mayor, Councillor A M van Zetten, resumed the Chair at 2.34pm**

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**16 COMMUNITY AND PLACE NETWORK ITEMS****16.1 Nominations for Cultural Advisory Committee****FILE NO:** SF7357**AUTHOR:** Mengda Liu (Cultural Development Officer)**GENERAL MANAGER:** Leanne Hurst (Community and Place Network)

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**DECISION STATEMENT:**

To consider appointment of community representatives to the Cultural Advisory Committee.

**PREVIOUS COUNCIL CONSIDERATION:**

Council - 26 November 2020 - Agenda Item 17.2 - *City of Launceston Cultural Strategy 2020-2030*

Council - 20 May 2021 - Agenda Item 16.1 - Cultural Advisory Committee - *Terms of Reference*

**RECOMMENDATION:**

That Council endorses the following appointments, for a period of two years, as community representative members to the Cultural Advisory Committee:

Denise Robinson  
Dr Malcom Bywaters  
Nabaraj Mudwari  
Kim Seagram AM  
Dr Kim Lehman  
Samuel Cairnduff  
Clementine Blackman  
Helene Boyer

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**Mrs L Hurst (General Manager Community and Place Network) was in attendance to answer questions of Council in respect of this Agenda Item.**

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**16.1 Nominations for Cultural Advisory Committee ...(Cont'd)**

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**DECISION: 12 August 2021****MOTION****Moved Councillor D C Gibson, seconded Councillor A E Dawkins.****That the Motion, as per the Recommendation to Council, be adopted.****CARRIED 11:0****FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, Councillor R I Soward, Councillor D H McKenzie, Councillor K P Stojansek, Councillor A E Dawkins, Councillor N D Daking, Councillor P S Spencer, Councillor A G Harris, Councillor T G Walker and Councillor K M Preece**

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## 16.2 Cemeteries and Crematorium Policy (02-Plx-002)

**FILE NO:** SF5167

**AUTHOR:** Ralf Goetschenberg (Business Leader Carr Villa)

**GENERAL MANAGER:** Leanne Hurst (Community and Place Network)

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### **DECISION STATEMENT:**

To consider the approval of the Cemeteries and Crematorium Policy (02-Plx-002) for Carr Villa.

### **RECOMMENDATION:**

That Council approves the proposed Cemeteries and Crematorium Policy (02-Plx-002) as shown below:

### ***Cemeteries and Crematorium Policy***

#### ***PURPOSE:***

The policy is intended to control the administration, management and maintenance of the City of Launceston cemeteries and crematorium.

It provides direction to assist in carrying out the functions of cemeteries and crematorium. It takes into account statute, common law, regulations and standards that affect the management and operation. It also sets reasonable and practical standards of conduct for those entering the cemeteries, crematorium and memorial gardens.

#### ***OBJECTIVES:***

City of Launceston aims to competently and effectively manage and maintain the cemeteries and the crematorium to meet the needs of its community.

To ensure compliance with all relevant legislation including the *Burial and Cremation Act 2019* (Tas).

#### ***SCOPE:***

The policy applies to all cemeteries, the crematorium and memorial gardens controlled, managed, administered, operated and maintained by the City of Launceston in the Launceston municipal area.

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**16.2 Cemeteries and Crematorium Policy (02-Plx-002) ...(Cont'd)**

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***POLICY:*****GENERAL REQUIREMENTS**

A funeral, interment or works must not be carried out at a cemetery under the control of the City of Launceston without the approval of the Business Leader Carr Villa (Business Leader).

Any person carrying out work (including contractors, burials and cremations) in a cemetery must comply with requirements of any respective legislation including the *Work Health and Safety Act 2012* (TAS) and any other relevant City of Launceston policy or procedure of which they have notice.

**FUNERALS****Days and Times When Funerals can be Held**

A funeral may be conducted at a cemetery between 8.30am and 3.30pm on weekdays other than public holidays, finishing no later than 3.30pm and between 8.30am and 11.30am on Saturdays, finishing no later than 11.30am. The time the funeral is to be held will be the decision of the Business Leader.

Applications for funerals to be conducted outside these hours on weekdays may be made in writing to the Business Leader. Permission to conduct funerals outside these hours will be at the discretion of the Business Leader. The after hours fee will apply to these funerals.

A funeral must not be held at a cemetery without the express permission of the Business Leader on a:

- (a) Saturday afternoon;
- (b) Sunday; or
- (c) Public holiday.

The exception to this is if the Chief Environmental Health Officer certifies that it is necessary for it to be conducted for reasons of public health.

**Request for Cremation or Burial**

A request for a cremation or burial from the funeral director or other person conducting the service must be lodged with the Business Leader during business hours:

- (a) in the case of a cremation, not less than four working hours before the cremation service; and
  - (b) in the case of a burial, not less than seven working hours before the burial.
-

**16.2 Cemeteries and Crematorium Policy (02-Plx-002) ...(Cont'd)**

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**GRAVES****Digging of Graves**

1. All graves, other than those described in sub-clause 2 must be dug by City of Launceston.
2. Any person desiring a brick grave, vault, or monument must obtain relevant approval of the Council and approval of the Business Leader.

**Location of Grave**

The Business Leader will determine the location of a grave unless a pre-purchase arrangement is in place.

**Minimum Grave Depths**

1. A burial will not be permitted unless the minimum cover of earth over the coffin is 1,220mm from the lowest part of the ground surrounding the grave, except as provided by sub-clause 2.
2. If, when the grave is excavated, the minimum cover cannot be provided, concrete must, on payment of a miscellaneous fee, be used on the formula of 50mm of concrete being the equivalent of 310mm of earth.

**Conversion of a Common Site**

1. A common site may be converted to a private site upon payment of the fee prescribed in the *Schedule of Fees* for Carr Villa Memorial Park under *Conversion Free Ground to Private*, provided that:
  - (a) a minimum of ten years has expired since the date of burial;
  - (b) no subsequent burials, excluding the burial of cremated remains, can take place in such a site.

**CREMATORIUM****Use of Crematorium Chapel**

The crematorium chapel must not be used for any purpose other than for cremation, memorial and burial services.

**Fittings on Coffins**

Any non-combustible fittings on coffins and caskets must be removed prior to cremation. All coffins delivered for a cremation must have handles affixed to the side for safe handling.

**Family Members Present During Cremation**

Immediate family members of the deceased may be present when the coffin or casket is placed in the furnace, provided prior notification is given to the Business Leader.

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**16.2 Cemeteries and Crematorium Policy (02-Plx-002) ...(Cont'd)**

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**Floral Tributes at the Crematorium**

Floral tributes at the crematorium may be displayed for a maximum of twenty-four hours from the time of the cremation, after which they may be removed and disposed of by an employee of the City of Launceston.

**Removal or Placement of Cremated Remains**

All removal of ashes is to be made by an authorised employee of City of Launceston.

The placement of ashes is to be made by an authorised employee of City of Launceston. The Business Leader can authorise a Funeral Director to conduct a placement service for their clients on the day of placement.

An authorised employee of City of Launceston will attend the placement if a family member wishes to place the ashes themselves.

City of Launceston will manage the disposal of items such as surgical implants in an environmentally sensitive manner.

**PLANTING OF TREES, SHRUBS AND PLANTS****Planting of Trees, Shrubs or Plants Restrictions**

1. A person must not plant a tree, shrub or other plant in any ground in a cemetery without the consent of the Business Leader.
2. If a person plants a tree, shrub or other plant in any ground in a cemetery without consent of the Business Leader, an employee of City of Launceston may remove and dispose of that tree, shrub or other plant.
3. If the tree, shrub or other plant is not maintained to the satisfaction of the Business Leader, the Business Leader may direct the tree, shrub or other plant be removed under direction of an employee of the City of Launceston or contractor.

**MONUMENTS AND OTHER WORKS****Approval to Construct a Monument or other structure**

1. A person erecting a monument or other structure in a cemetery must be authorised in writing by the Business Leader to do so; and
2. A person must not erect a monument or other structure in a cemetery unless that person is either a qualified monumental mason, or in the opinion of the Business Leader, a person who is experienced in carrying on such work and have obtained any required approval of the Council.

**Standard of Construction**

Any structure to be erected in the cemetery will not be authorised by the Business Leader unless the proposed structure conforms to any relevant and current Australian Standard and has relevant approval of the Council.

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**16.2 Cemeteries and Crematorium Policy (02-Plx-002) ...(Cont'd)**

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**Grave Numbers**

The grave number, in accordance with City of Launceston's plan of the cemetery, must be marked on the base of every monument so as to be clearly visible from the foot of the grave.

**Times of Construction**

A person, who has been authorised in writing by the Business Leader, must not carry out any monumental mason's work in connection with a grave site on weekends or a public holiday. Authorised construction may only be conducted between 7:30am and 4:30pm on weekdays.

**Maintenance of Structures**

City of Launceston is not responsible for the upkeep, maintenance or repair of any monument or structure over a burial place. The cleaning, maintenance, repair or restoration of a structure in a cemetery is the responsibility of the senior next of kin.

**Construction Equipment**

A person erecting a monument, headstone, wall, railing or memorial of any description must not place any plant, equipment, or surplus materials on any adjoining grave or ground, unless authorised by the Business Leader.

**Construction Debris**

A person erecting a monument, headstone, wall, railing or memorial of any description must remove all stones, refuse, and rubbish remaining after construction work is completed and must leave the area clean and tidy to the satisfaction of the Business Leader.

**Register at Cemetery Office**

1. A person, who has applied for and received a permit by the Business Leader, must not commence any works in a cemetery unless that person has registered their attendance at the office of the cemetery or as otherwise directed.
2. A person must display evidence of a permit, or produce evidence of such permit on request by the Business Leader or an authorised officer, whilst carrying out works in a cemetery.

**Monuments on a Common Site**

A person must not erect any monument on a common site.

**Fences**

All requests for permanent fences erected must be approved by the Business Leader, of metal construction and must not exceed 760mm in height.

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**16.2 Cemeteries and Crematorium Policy (02-Plx-002) ...(Cont'd)**

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**Inscriptions and Design**

Prior to its erection, the Manager must approve of the design of any monument proposed to be erected, including the epitaph or inscription.

**Headstones in Limited Monumental Lawn Cemetery**

1. The maximum overall allowable dimensions for a headstone in a limited monumental lawn cemetery are 1,220mm wide, 760mm high and 250mm deep. The base of the headstone has to have a 90mm clearance from the edge of the beam.
2. Any receptacles for floral tributes must be provided within the dimensions in clause (1) above.
3. A grave number is required to be permanently and clearly inscribed on the base of the headstone for a lawn style monument.

**Joint Monuments**

1. A joint monument is permissible for adjacent graves if it meets the height and depth dimensions provided for headstones in a limited monumental lawn cemetery. A joint monument will attract twice the usual permit fee.
2. The width of a monument that includes more than one plot must not exceed the width of individual monuments for the same number of plots.

**Removal and Replacement of Structures for the Purpose of Burial**

1. A person may apply to the Business Leader for approval to open a grave or associated structure:
  - (a) At their cost;
  - (b) For a lawful purpose; and
  - (c) In accordance with this policy.
2. It is the applicant's responsibility to ensure that:
  - (a) A safe system of work is provided during the approved works; and
  - (b) Any damage to the grave or the cemetery is made good as directed by the Business Leader.
3. The Business Leader may require complete removal of the monumental work if this action is deemed to be necessary for safety reasons.

**Repair of Monuments, Vaults, Graves or Fences**

1. The applicant acknowledges that City of Launceston is not responsible for keeping a monument, vault, grave, or graveside fence in good repair and that the applicant must make arrangements to ensure that repairs take place.
  2. If the person fails to keep any monument, vault, grave or fence in good repair, or if the terms and conditions upon which permission to erect or construct it have not been met, the Business Leader may arrange to take down and remove that monument or other construction or do any other work considered necessary. The City of Launceston reserves the right to recover any associated costs from the person responsible for failing to carry out the repairs.
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**16.2 Cemeteries and Crematorium Policy (02-Plx-002) ...(Cont'd)**

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**Wooden and Temporary Structures**

1. A person may apply to the Business Leader for approval, to place a temporary wooden memorial such as a wooden cross at a grave. The arrangement must be removed when directed or after a period not exceeding two years.

**PLAQUES, VASES AND FLORAL TRIBUTES****Standard Plaques**

All plaques and vases must meet the standard as detailed in the catalogue available to view at the office of Carr Villa Memorial Park.

**Affixing of Plaques**

All plaques must be affixed or removed by an authorised employee of City of Launceston. All plaques not purchased through Carr Villa Memorial Park attract an installation fee which must be paid prior to the plaque being affixed.

**Vases**

Only the approved plastic vase (as supplied by Carr Villa) is permitted in the Rose Gardens; Claygrove; Barakee Waters; Water Features; Kooyong Gardens; Garden of Memories; Lawn Cemetery and other areas as determined by the Business Leader. All other vases, glass jars, bottles, ornaments and statues will be removed.

**Tributes**

1. Glass, porcelain, terracotta and ceramic objects which are easily broken are not permitted as they may impact on the safety of visitors and staff.
2. Carr Villa Memorial Park employees may remove and dispose of any tribute when it is deemed unsightly, offensive and breakable or that is deemed a risk to Carr Villa Memorial Park staff and public safety.
3. All tributes must be kept within the confines of the burial or memorial location on which they are placed and must not be fixed to surrounding trees, plants or shrubs. Any tribute that is not kept within the confines of the burial or memorial location may be removed at the absolute discretion of the Business Leader.
4. Over time, tributes will wither, weather and deteriorate, affecting their presentation. Families and visitors are encouraged to remove these items before they become unsightly.

**Floral Tributes**

Floral tributes placed on a grave may be displayed for a maximum of seventy-two hours from the time of the funeral, after which they may be removed and disposed of by cemetery staff.

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## 16.2 Cemeteries and Crematorium Policy (02-Plx-002) ...(Cont'd)

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### **Compliance with Conditions and Directions**

1. Any approval given by under this policy may be subject to conditions; and
2. A person, while in a cemetery, must follow the directions of the Business Leader or an authorised City of Launceston employee.

### **PRINCIPLES:**

City of Launceston's Organisational Values apply to all activities.

### **RELATED POLICIES & PROCEDURES:**

Not applicable.

### **RELATED LEGISLATION:**

*Burial and Cremation Act 2019 (Tas)*

*Burial and Cremation Regulations 2015 (Tas)*

*Dog Control Act 2000 (Tas)*

### **REFERENCES:**

Not applicable.

### **DEFINITIONS:**

**“applicant”** means any person who is seeking to carry out any works or other activity within a City of Launceston cemetery, crematorium or similar facility.

**“authorised City of Launceston employee”** means a cemetery-based employee authorised to carry out those duties by the Business Leader.

**“Business Leader”** means the employee of the City of Launceston that holds the position title of Business Leader Carr Villa, including any employee appointed as acting Business Leader Carr Villa.

**“cemetery”** means the area set aside for burials, cremations and memorials, including landscaping, roads, paths, together with all buildings and structures.

**“common site”** means a grave for which no exclusive right of burial has been granted by the City of Launceston and upon which no monument may be erected.

**“funeral”** means the procession and service for burial or cremation and the interment of remains.

**“grave”** means:

(a) an interment plot;

(b) a vault; or

(c) any other site or structure in which human remains are interred.

**“plaque”** means a metal casting, etching, or engraving, approved by the Business Leader and placed as a memorial to the deceased.

**“private site”** means a grave for which an exclusive right of burial has been granted and upon which a monument or plaque can be erected.

**“limited monumental lawn cemetery”** means that area of the cemetery so designated by the Business Leader.

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## 16.2 Cemeteries and Crematorium Policy (02-Plx-002) ...(Cont'd)

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“**monument**” includes any concrete, granite, marble, stone or metal structure or plaque erected or placed on a grave in memory or in honour of a deceased person.

**REVIEW:**

This policy will be reviewed no more than five years after the date of approval (version) or more frequently, if dictated by operational demands and with the City of Launceston's approval.

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**Mrs L Hurst (General Manager Community and Place Network) was in attendance to answer questions of Council in respect of this Agenda Item.**

**Councillor D C Gibson retired from the Meeting at 2.39pm**

**Councillor K P Stojansek withdrew from the Meeting at 2.41pm**

**DECISION: 12 August 2021**

**MOTION**

**Moved Councillor D H McKenzie, seconded Councillor A G Harris.**

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

**CARRIED 9:0**

**FOR VOTE: Mayor Councillor A M van Zetten, Councillor R I Soward, Councillor D H McKenzie, Councillor A E Dawkins, Councillor N D Daking, Councillor P S Spencer, Councillor A G Harris, Councillor T G Walker and Councillor K M Preece**

**ABSENT at TIME of VOTE: Councillor K P Stojansek**

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

**No Items have been identified as part of this Minutes**

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## 18 INFRASTRUCTURE AND ASSETS NETWORK ITEMS

### 18.1 Proposed New Street Name - Harden Court and Towers Drive, St Leonards

**FILE NO:** DA0472/2019/SF0621

**AUTHOR:** Jaclyn Galea (Infrastructure Development Officer)

**GENERAL MANAGER:** Shane Eberhardt (Infrastructure and Assets Network)

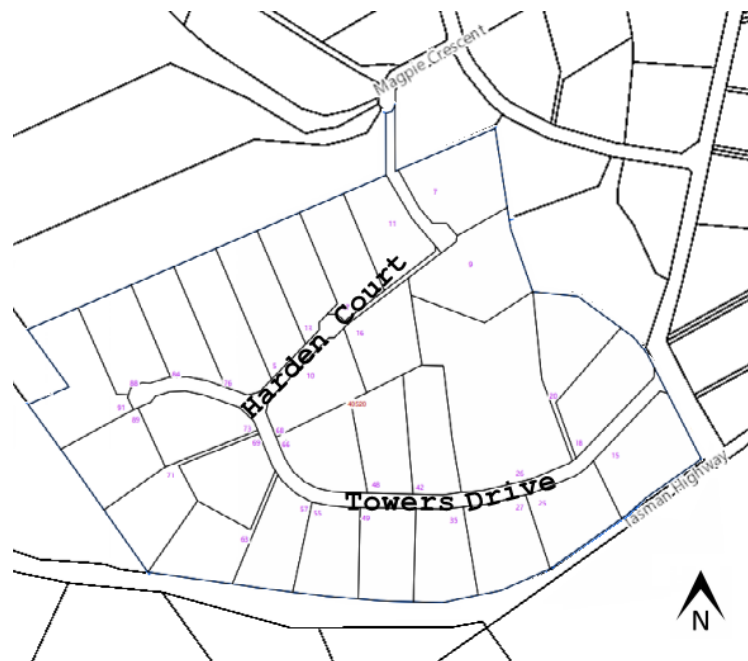
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#### **DECISION STATEMENT:**

To consider approval of the name Towers Drive and Harden Court for new residential streets resulting from a subdivision located at No. 40520 Tasman Highway, St Leonards.

#### **RECOMMENDATION:**

That Council, pursuant to the provision of section 54 of the *Local Government (Highways) Act 1982* and section 20E of the *Survey Co-Ordination Act 1944*, approves the names Towers Drive, St Leonards for the road and Harden Court, St Leonards for the cul de sac, in the subdivision known as Hillside Drivers Run, 40520 Tasman Highway.



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**Mr S Eberhardt (General Manager Infrastructure and Assets Network) was in attendance to answer questions of Council in respect of this Agenda Item.**

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**18.1 Proposed New Street Name - Harden Court and Towers Drive, St Leonards  
...(Cont'd)**

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**DECISION: 12 August 2021**

**MOTION**

**Moved Councillor R I Soward, seconded Councillor A G Harris.**

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

**CARRIED 9:0**

**FOR VOTE: Mayor Councillor A M van Zetten, Councillor R I Soward, Councillor D H McKenzie, Councillor A E Dawkins, Councillor N D Daking, Councillor P S Spencer, Councillor A G Harris, Councillor T G Walker and Councillor K M Preece  
ABSENT at TIME of VOTE: Councillor K P Stojansek**

**Councillor K P Stojansek re-attended the Meeting at 2.43pm**

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**18.2 Launceston Flood Authority Quarterly Report - April to June 2021****FILE NO:** SF4493**AUTHOR:** Debbie Pickett (Infrastructure and Assets Network)**GENERAL MANAGER:** Shane Eberhardt (Infrastructure and Assets Network)

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**DECISION STATEMENT:**

To receive the Launceston Flood Authority Quarterly Report - April to June 2021.

**RECOMMENDATION:**

That Council, in accordance with Rule 26 of the *Launceston Flood Authority Rules, April 2020*, receives the Launceston Flood Authority Quarterly Report, April to June 2021 (ECM Document Set ID 4582243).

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**Mr S Eberhardt (General Manager Infrastructure and Assets Network) was in attendance to answer questions of Council in respect of this Agenda Item.**

**DECISION: 12 August 2021****MOTION**

**Moved Councillor D H McKenzie, seconded Councillor A G Harris.**

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

**CARRIED 10:0**

**FOR VOTE: Mayor Councillor A M van Zetten, Councillor R I Soward, Councillor D H McKenzie, Councillor K P Stojansek, Councillor A E Dawkins, Councillor N D Daking, Councillor P S Spencer, Councillor A G Harris, Councillor T G Walker and Councillor K M Preece**

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**19 ORGANISATIONAL SERVICES NETWORK ITEMS**

**No Items have been identified as part of this Minutes**

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## 20 CHIEF EXECUTIVE OFFICER NETWORK ITEMS

### 20.1 *Future of Gaming in Tasmania* - Stage Two Public Consultation

FILE NO: SF0282

CHIEF EXECUTIVE OFFICER: Michael Stretton

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#### DECISION STATEMENT:

To consider lodging a submission to the Tasmanian Government's Stage 2 consultation on the *Future of Gaming in Tasmania*.

#### RECOMMENDATION:

That Council lodges the following submission to the Tasmanian Government's Stage 2 consultation on the *Future of Gaming in Tasmania*:

*Thank you for providing an opportunity to comment on the exposure draft of the Gaming Control Amendment (Future Gaming Market) Bill 2021 (the Bill). The Council has previously adopted a watching brief over this reform process and elected not to make a submission in stage one of the consultation. However, the Council now has some concerns with the Bill and/or the reform process that it would like to raise for consideration.*

*The focus of Council's submission primarily relates to Electronic Gaming Machines (EGMs). As the Government is no doubt aware, EGMs are located across Launceston within four areas deemed to be some of the most socio-economically disadvantaged suburbs in the State. There are some 326 EGMs spread across Launceston at an average of 5.6 machines for every 1,000 people (refer table below). While a majority of those machines are concentrated in the suburb of Launceston, 38% are located in lower socio-economically rated suburbs. For instance, Rocherlea, the most disadvantaged suburb in Launceston, has 30 EGMs within the suburb at a rate of over 27 per 1,000 people.*

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**20.1 *Future of Gaming In Tasmania - Stage Two Public Consultation ...*(Cont'd)**

<b>Suburb</b>	<b>No of EGMs</b>
<i>Launceston</i>	111
<i>Kings Meadows</i>	30
<i>Mowbray</i>	30
<i>Newstead</i>	30
<i>Prospect</i>	30
<i>Ravenswood</i>	35
<i>Invermay</i>	30
<i>Rocherlea</i>	30
<i>St Leonards</i>	<i>Keno and Tab only</i>
<b>Total</b>	<b>326</b>

*The Council has concerns that a shift to venue owners being licensees may make it harder to limit the harm to at-risk gamblers and believes that there should be more of a public discussion on this policy direction. The Council would like the Government to release the policy behind the Bill in order to facilitate a meaningful debate on the substance before the Bill is introduced to parliament. For instance, it has been suggested that a single licence model is the best model for Tasmania because the regulator has a greater degree of control over the industry and the new licence model would reduce this level of control and generate greater competition between venues.*

*Additionally, the Bill currently provides no pathway to harm minimisation and or gambling support, beyond the provision of more funding for it. The Council would like to see this further examined and outlined as part of the community engagement process.*

*Once again, I would like to thank the Government for consulting on this important reform and look forward to a more wide-ranging debate occurring with the community before the Bill is introduced to Parliament.*

**Mr M Stretton (Chief Executive Officer) was in attendance to answer questions of Council in respect of this Agenda Item.**

**20.1 *Future of Gaming In Tasmania - Stage Two Public Consultation ...*(Cont'd)**

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**DECISION: 12 August 2021****MOTION 1****Moved Councillor A E Dawkins, seconded Councillor R I Soward.****That the Motion, as per the Recommendation to Council, be adopted.****CARRIED 10:0****FOR VOTE: Mayor Councillor A M van Zetten, Councillor R I Soward, Councillor D H McKenzie, Councillor K P Stojansek, Councillor A E Dawkins, Councillor N D Daking, Councillor P S Spencer, Councillor A G Harris, Councillor T G Walker and Councillor K M Preece****DECISION: 12 August 2021****MOTION 2****Moved Councillor R I Soward, seconded Councillor K P Stojansek.****That Councillor A E Dawkins be granted an additional three minutes speaking time.****CARRIED 10:0****FOR VOTE: Mayor Councillor A M van Zetten, Councillor R I Soward, Councillor D H McKenzie, Councillor K P Stojansek, Councillor A E Dawkins, Councillor N D Daking, Councillor P S Spencer, Councillor A G Harris, Councillor T G Walker and Councillor K M Preece**

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**21 CLOSED COUNCIL**

*This decision requires an absolute majority of Council*

**RECOMMENDATION:**

That Council moves into Closed Session to consider the following matters:

**21.1 Confirmation of the Minutes**

Regulation 35(6) of the *Local Government (Meeting Procedures) Regulations 2015* 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.

**21.2 Councillor's Leave of Absence**

Regulation 15(2) of the *Local Government (Meeting Procedures) Regulations 2015* states that a part of a meeting may be closed to the public to discuss:

(h) applications by councillors for a leave of absence.

**DECISION: 12 August 2021****MOTION**

**Moved Councillor R I Soward, seconded Councillor A G Harris.**

**That Council moves into Closed Session.**

**CARRIED BY ABSOLUTE MAJORITY 10:0**

**FOR VOTE: Mayor Councillor A M van Zetten, Councillor R I Soward, Councillor D H McKenzie, Councillor K P Stojansek, Councillor A E Dawkins, Councillor N D Daking, Councillor P S Spencer, Councillor A G Harris, Councillor T G Walker and Councillor K M Preece**

**Council moved into Closed Session at 3.03pm.**

**Council returned to Open Session at 3.04pm.**

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## 21.3 End of Closed Session

### RECOMMENDATION:

That, pursuant to Regulation 34(1)(b) of the *Local Government (Meeting Procedures) Regulations 2015*, resolves to report in Open Session that it has considered the following matters in Closed Session.

Minutes Item	Matter	Brief Description
21.1	<i>Closed Council Minutes - 29 July 2021</i>	<i>Confirmation of the Minutes of the Closed Meeting of the City of Launceston Council held on 29 July 2021.</i>
21.2	<i>Councillor's Leave of Absence.</i>	<i>Councillors discussed an application for leave of absence by a Councillor.</i>

### DECISION: 12 August 2021

#### MOTION

Moved Councillor R I Soward, seconded Councillor N D Daking.

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

**CARRIED 10:0**

**FOR VOTE:** Mayor Councillor A M van Zetten, Councillor R I Soward, Councillor D H McKenzie, Councillor K P Stojansek, Councillor A E Dawkins, Councillor N D Daking, Councillor P S Spencer, Councillor A G Harris, Councillor T G Walker and Councillor K M Preece

## 22 MEETING CLOSURE

The Mayor, Councillor A M van Zetten, closed the Meeting at 3.05pm.

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