



City of
LAUNCESTON

COUNCIL MINUTES

**COUNCIL MEETING
THURSDAY 15 JULY 2021
1.00pm**

City of Launceston

COUNCIL MINUTES

Thursday 15 July 2021

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

Date: 15 July 2021

Time: 1.00pm

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

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 .

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. 5 - *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 Minutes of the Council Meeting. Questions may be submitted to the Chief Executive Officer at 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.

PUBLIC COMMENT ON AGENDA ITEMS

When attend the Council Meeting, you will be asked if you wish to comment on an item in the Agenda. Prior to debate on that Minutes 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)
 R I Soward
 D H McKenzie
 J G Cox (retired at 2.15pm)
 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)**
 Ms T Mallett (Acting General Manager Community and Place Network)
 Mr N Williams (Acting General Manager Organisational Services Network)
 Mr S Eberhardt (Infrastructure and Assets Network)
 Mr S Tennant (Team Leader Communications)
 Mr D Campbell (Team Leader Legal Services)
 Mrs A Rooney (Council and Committees Officer)

Apologies: **Councillor** **K P Stojansek**

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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 K P Stojansek.

2 MAYORAL ACKNOWLEDGEMENTS

There were no Mayoral Acknowledgements for this Meeting

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.)

There were no Declarations of Interest for this Meeting.

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 1 July 2021 be confirmed as a true and correct record.

DECISION: 15 July 2021**MOTION**

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

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 J G Cox, 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

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.)

7.1 Ms Erin Duffy (Founder, Secretary and Events Manager) - *Just Like Jack*

Ms Duffy introduced Jack and provided Council with an outline of past activities and the positive benefits the organisation is currently having on the disability community in Tasmania. Ms Duffy also highlighted upcoming events and thanked the Council for its ongoing support and contributions.

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.)

8.1.1 Public Questions on Notice - Ms Susan Rafferty - Council Meeting - 1 July 2021**FILE NO:** SF6381**AUTHOR:** Anthea Rooney (Council and Committees Officer)**CHIEF EXECUTIVE OFFICER:** Michael Stretton

QUESTIONS and RESPONSES:

The following questions, asked at the Council Meeting on 1 July 2021 by Ms Susan Rafferty, have been answered by Mrs Leanne Hurst (General Manager Community and Place Network) and Mr Shane Eberhardt (General Manager Infrastructure and Assets Network).

Questions:

[With reference to the Traffic Impact Assessment Study conducted by Pitt and Sherry in relation to the Veolia Site]:

1. Will the Council undertake a proper, thorough and transparent study into the traffic movements which includes both UTAS and Veolia and publicly release them so assessments can be made and also cease these developments going further until it is complete?

Response:

The traffic impact assessment considered as part of the Veolia development met the requirements of the Launceston Interim Planning Scheme. The Invermay Traffic Master Plan which is a public document details how transport use will be managed in the suburb. That said, the development in question has a lawfully issued Planning Permit and therefore, there is no ability for the Council to prevent the development from progressing.

8.1.1 Public Questions on Notice - Ms Susan Rafferty - Council Meeting - 1 July 2021 ...(Cont'd)

2. [In relation to Churchill Park Drive] what duty of care does the Council have to nearby residents to prevent any transmissions both now and into the future and how will the Council monitor this?

Response:

It is assumed that this question relates to any environmental emissions with respect to the operations of the recycling centre approved by a decision of the Resource Management Planning and Appeal Tribunal (RMPAT) for Development Application DA0711/2019. Similar Questions on Notice with respect to this development application have previously been responded to in Council Agendas and this response is a summary of that advice.

DA0711/2019 was assessed against the Environmental Impacts and Attenuation Code within the Launceston Interim Planning Scheme 2015. Conditions were applied to the permit, which was issued following a decision of RMPAT. Conditions on the permit include requirements with regard to recording, storage, handling and disposal of hazardous material, emergency response planning and incident response. It is the responsibility of the operator to ensure compliance with permit conditions and with the Environmental Management and Pollution Control Act 1994. The Council has the ability to issue an environmental protection notice on a Level 1 activity that is causing an environmental nuisance.

8.1.2 Public Questions on Notice - Ms Susan Rafferty - 6 July 2021**FILE NO:** SF6381**AUTHOR:** Anthea Rooney (Council and Committees Officer)**CHIEF EXECUTIVE OFFICER:** Michael Stretton

QUESTIONS and RESPONSES:

The following question, submitted in writing to Council on 6 July 2021 by Ms Susan Rafferty, has been answered by Mr Michael Stretton (Chief Executive Officer).

Questions:

1. Will Council consider establish a regular community forum which allows for an open flow of communication with residents? This would allow diverse options to be canvassed in a less combative way.

Response:

The City of Launceston is committed to engaging with local residents and values community feedback. The Council regularly undertakes community engagement around specific projects such as the revitalisation of the Road Safety Centre, for example. The Council also seeks input and feedback on its strategic priorities and conducts engagement on strategies such as the draft Launceston Transport Strategy 2020-2040 and Launceston Cultural Strategy. When appropriate, the Council hosts public forums on specific matters such as the Building Heights and Massing Study.

The City of Launceston's Tomorrow Together program facilitates open conversations between the Council, the community, businesses and industry about the big issues for Launceston. This program has been extremely well received and will continue to form an integral part of the Council's on-going community engagement strategy.

The Council invites feedback through a variety of traditional methods but is committed to best practice and continuous improvement. The City of Launceston will continue to look at new ways of engaging with the community to ensure that everyone has a voice and that residents continue to play a meaningful role in shaping the City's strategic direction.

The City of Launceston's Community Engagement Framework demonstrates its commitment to building relationships with a range of stakeholders and can be viewed online at yourvoiceyourlaunceston.com.au/community-engagement-framework1.

8.1.3 Public Questions on Notice - Ms Susan Rafferty - 6 July 2021

FILE NO: SF6381

AUTHOR: Anthea Rooney (Council and Committees Officer)

CHIEF EXECUTIVE OFFICER: Michael Stretton

QUESTIONS and RESPONSES:

The following question, submitted to Council in writing on 6 July 2021 by Ms Susan Rafferty, has been answered by Mrs Leanne Hurst (General Manager Community and Place Network).

Questions:

1. How will council ensure that its Duty of Care toward the health of nearby residents will not be compromised if the proposed recycling depot on Churchill Park Drive goes ahead?

Response:

The response to this question is provided in this Agenda - Agenda Item 8.1.1 (Question 2).

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 Ms Susan Rafferty - New Independent Rivers Body

- 1. What is the name of the new independent body, announced by Peter Gutwein, which will guide the development and health of the North Esk, South Esk and Tamar Rivers and what will their statutory responsibilities be?**

The Mayor, Councillor A M van Zetten, responded by saying that the question would be better directed to the Premier regarding the new body and their responsibility. However, the Mayor did point out that there is a \$130m commitment to the Tamar estuary of which \$10m is currently being used. More financial support will be rolled out in the next couple of years and that will help to fix the river overall. More information can be located on the Tamar Estuary Management Taskforce website.

8.2.2 Ms Susan Rafferty - Veoila Development Site

1. Would the Council follow its own document's advice from the Invermay Master Plan and prevent larger scaled vehicles (with their associated noxious activity) from being positioned in Churchill Park Drive?

The Mayor, Councillor A M van Zetten, advised that this question would be Taken on Notice and a response provided in the Council Agenda of 29 July 2021.

2. Would the Council consider buying back the site from *Marching Ants* (approximately \$2.3million) to develop a market precinct in this area?

The Mayor, Councillor A M van Zetten, responded that the Council were not considering the buy back of this property, however, should the opportunity arise in the future, Councillors would be able to consider this option if required.

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 DA0175/2021 - 31 Elizabeth Street, Launceston - Visitor Accommodation - Construction of 38 Hotel Units

FILE NO: DA0175/2021

AUTHOR: Duncan Payton (Town Planner)

GENERAL MANAGER: Leanne Hurst (Community and Place Network)

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 DA0175/2021 - Visitor Accommodation - Construction of 38 hotel units at 31 Elizabeth 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 Manager City Development unless modified by a condition of the Permit:

- a. Existing Site Plan, prepared by David Denman Architects + Heritage Consultants, Hotel Colonial Launceston, revision B, page no. A02, dated 01/04/2021 - AMENDED PLAN REQUIRED.
 - b. Proposed Site Plan, prepared by David Denman Architects + Heritage Consultants, Hotel Colonial Launceston, revision C, page no. A03, dated 04/05/2021 - AMENDED PLAN REQUIRED.
 - c. Streetscape Elevation, prepared by David Denman Architects + Heritage Consultants, Hotel Colonial Launceston, revision B, page no. A04, dated 01/04/2021 - AMENDED PLAN REQUIRED.
 - d. Existing Demolition Plan, prepared by David Denman Architects + Heritage Consultants, Hotel Colonial Launceston, revision D, page no. A05, dated 15/01/2021 - AMENDED PLAN REQUIRED.
-

9.1 DA0175/2021 - 31 Elizabeth Street, Launceston - Visitor Accommodation - Construction of 38 Hotel Units ...(Cont'd)

- e. New Corner Building - Basement, prepared by David Denman Architects + Heritage Consultants, Hotel Colonial Launceston, revision E, page no. A06, dated 15/01/2021 - AMENDED PLAN REQUIRED.
 - f. New Corner Building - Level 1, prepared by David Denman Architects + Heritage Consultants, Hotel Colonial Launceston, revision F, page no. A07, dated 04/05/2021 - AMENDED PLAN REQUIRED.
 - g. New Corner Building - Level 2, prepared by David Denman Architects + Heritage Consultants, Hotel Colonial Launceston, revision F, page no. A08, dated 04/05/2021 - AMENDED PLAN REQUIRED.
 - h. New Corner Building - Level 3, prepared by David Denman Architects + Heritage Consultants, Hotel Colonial Launceston, revision E, page no. A09, dated 15/01/2021 - AMENDED PLAN REQUIRED.
 - i. New Corner Building - Level 4, prepared by David Denman Architects + Heritage Consultants, Hotel Colonial Launceston, revision F, page no. A10, dated 04/05/2021 - AMENDED PLAN REQUIRED.
 - j. Elevations, prepared by David Denman Architects + Heritage Consultants, Hotel Colonial Launceston, revision D, page no. A11, dated 04/05/2021 - AMENDED PLAN REQUIRED.
 - k. Elevations, prepared by David Denman Architects + Heritage Consultants, Hotel Colonial Launceston, revision J, page no. A12, dated 04/05/2021 - AMENDED PLAN REQUIRED.
 - l. Sections, prepared by David Denman Architects + Heritage Consultants, Hotel Colonial Launceston, revision B, page no. A13, dated 15/01/2021 - AMENDED PLAN REQUIRED.
 - m. Concept Servicing Plan, prepared by David Denman Architects + Heritage Consultants, Hotel Colonial Launceston, revision C, page no. A14, dated 01/15/01/04/2021 - AMENDED PLAN REQUIRED.
 - n. 3D - Elizabeth Street Above Intersection, prepared by David Denman Architects + Heritage Consultants, Hotel Colonial Launceston, revision A, page no. A15, dated 01/04/2021 - AMENDED PLAN REQUIRED.
 - o. 3D - From Intersection of George and Elizabeth Streets, prepared by David Denman Architects + Heritage Consultants, Hotel Colonial Launceston, revision A, page no. A0216, dated 01/04/2021 - AMENDED PLAN REQUIRED.
 - p. 3D - From Elizabeth Street, prepared by David Denman Architects + Heritage Consultants, Hotel Colonial Launceston, revision A, page no. A17, dated 01/04/2021 - AMENDED PLAN REQUIRED.
 - q. Streetscape, prepared by David Denman Architects + Heritage Consultants, Hotel Colonial Launceston, revision A, page no. A18, dated 01/04/2021 - AMENDED PLAN REQUIRED.
 - r. Heritage Statement, prepared by David Denman Architects + Heritage Consultants, Hotel Colonial Launceston, dated 12/05/2021.
-

9.1 DA0175/2021 - 31 Elizabeth Street, Launceston - Visitor Accommodation - Construction of 38 Hotel Units ...(Cont'd)

- s. Planning Report, prepared by David Denman Architects + Heritage Consultants, Hotel Colonial Launceston, dated 12/05/2021.
- t. Parking Assessment, prepared by David Denman Architects + Heritage Consultants, Hotel Colonial Launceston, dated 01/04/2021.

2. AMENDED PLANS REQUIRED

Prior to the commencement of any works, amended plans must be submitted to the Manager City Development following consent from the Tasmanian Heritage Council, to replace plans annotated as *Amended Plans Required* and attached to the Permit. Once approved, these amended plans will be endorsed by the Council and will then form part of the Permit. The amended plans must show:

- a. changes required by the Tasmanian Heritage Council Notice of Heritage Decision, THC application 6527, dated 16/16/2021.
- b. specify the finish and colour of the proposed fence.

Amended plans should include identification information such as updated revision numbers, revision date and revision description. The changes are to be highlighted in red clouds or a format agreed with the Council's Planning Officer.

3. COMMERCIAL DELIVERIES

Commercial deliveries and collection must not be via the George Street access to the visitor accommodation approved by this permit.

4. NUMBER OF CAR PARKING SPACES

This permit approves the use of 108 Visitor Accommodation units with the provision of 63 car parking spaces. The Hotel Manager shall advise the Manager, City Development, within seven days of any reduction in car parking.

5. 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.

6. EXTERIOR AND SECURITY LIGHTING

Exterior and security lighting must be designed, baffled and located so that no direct light is emitted outside the property boundaries.

7. HOURS OF CONSTRUCTION

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

7am to 6pm - Monday to Friday

8am to 5pm - Saturday

No works on Sunday or Public Holidays

9.1 DA0175/2021 - 31 Elizabeth Street, Launceston - Visitor Accommodation - Construction of 38 Hotel Units ...(Cont'd)

8. TASWATER

The development must comply with the requirements of TasWater as detailed in the form Submission to Planning Authority Notice, Reference No. TWDA 2021/00555-LCC, dated 23/04/2021 and attached to the permit.

9. HERITAGE

The development must be undertaken in accordance with the conditions included on the Tasmanian Heritage Council *Notice of Heritage Decision* for THC Application No. 6527, dated 16/06/2021 and attached to the permit.

10. SITE LANDSCAPING PLAN

Prior to the commencement of works, a landscape plan must be submitted for approval by The Manager City Development. The plan must be prepared by a suitably qualified person, must be drawn to scale and must include the following details:

- a. major site features such as building footprints, topography, contours existing vegetation and street boundaries; and
- b. existing and proposed garden areas and plantings (including a schedule of all proposed trees, shrubs and groundcover including common name, botanical name and like size at maturity); and
- c. advice with regard to the suitability of the selected species for the specific locations and the required growth media; and
- d. any stabilisation works required as a result of tree or vegetation removal; and
- e. all proposed garden beds, fences, retaining walls, lawn, hard surfaces and pathways; and
- f. suitable drainage and irrigation or a fixed sprinkler system for the watering of all lawns and landscaped areas; and

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

- g. installed in accordance with the endorsed plan; and
- h. completed within three months of the use commencing; and
- i. maintained as part of development. It must not be removed, destroyed or lopped without the written consent of the Council.

11. DRIVEWAY AND PARKING AREA CONSTRUCTION

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

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

9.1 DA0175/2021 - 31 Elizabeth Street, Launceston - Visitor Accommodation - Construction of 38 Hotel Units ...(Cont'd)

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

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

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

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

13. 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.

14. 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.

9.1 DA0175/2021 - 31 Elizabeth Street, Launceston - Visitor Accommodation - Construction of 38 Hotel Units ...(Cont'd)

15. APPLICATION TO ALTER A STORMWATER SERVICE

To have an existing service connection physically removed/relocated/alterred, or to have a new connection installed, an application must be made using the Council's eServices web portal or on the approved form and accompanied by the prescribed fee. All work must be carried out by a suitably experienced contractor and in accordance with the Council's standards. All costs associated with these contractors are to be borne by the applicant.

16. TRENCH REINSTATEMENT FOR NEW/ALTERED CONNECTIONS

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

17. VEHICULAR CROSSINGS (AND ASSOCIATED FOOTPATH WORKS)

No works to install, removal 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 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.

18. 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.

9.1 DA0175/2021 - 31 Elizabeth Street, Launceston - Visitor Accommodation - Construction of 38 Hotel Units ...(Cont'd)

19. CONSTRUCTION OF RETAINING WALLS

All retaining walls located within 1.5m of the property boundaries are to be designed and certified by a suitably qualified person. The design must have regard to the installation of fencing atop the retaining wall and other imposed loading in addition to site conditions on adjoining properties.

All drainage associated with any retaining walls must be contained within the property boundaries.

20. OCCUPATION OF ROAD RESERVE (METERED PARKING BAYS)

Prior to the commencement of the occupation of any metered parking spaces associated with the development (including the placement of skips or materials, or the installation of scaffolding) the applicant must obtain the Consent of the General Manager Infrastructure and Assets Network. The applicant must pay the prescribed daily fee for each occupied metered space for the duration of the occupation, except where the Council's Manager Parking permits a variation.

21. AMENITY

Visitor Accommodation - the on-going use on this site must not adversely affect the amenity of the neighbouring properties and the general locality by the emission of noise, artificial light, vibration or any other source of nuisance.

Notes**A. General**

This permit was issued based on the proposal documents submitted for DA0175/2021. 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 Council.

9.1 DA0175/2021 - 31 Elizabeth Street, Launceston - Visitor Accommodation - Construction of 38 Hotel Units ...(Cont'd)

B. Restrictive Covenants

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

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. Heat Pump Use

Use of the heat pumps on site will be subject to the Environmental Management and Pollution Control (Noise) Regulations 2016 or as amended.

Ms T Mallett (Acting General Manager Community and Place Network), Mr R Jamieson (Manager City Development) and Mr D Payton (Town Planner) were in attendance to answer questions of Council in respect of this Agenda Item.

Ms Terrill Riley-Gibson spoke against the Recommendation

Mr James Emmerson-Armstrong (on behalf of the owner and architect of the development) spoke for the Recommendation

Mr Eric Ratcliff spoke against the Recommendation

Ms Delia Ratcliff spoke against the Recommendation

Ms Carol Westmore spoke against the Recommendation

9.1 DA0175/2021 - 31 Elizabeth Street, Launceston - Visitor Accommodation - Construction of 38 Hotel Units ...(Cont'd)

DECISION: 15 July 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 9:2

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

DECISION: 15 July 2021

MOTION 2

Moved Councillor D C Gibson, seconded Councillor J G Cox.

That Councillor R I Soward 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 J G Cox, 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

9.1 DA0175/2021 - 31 Elizabeth Street, Launceston - Visitor Accommodation - Construction of 38 Hotel Units ...(Cont'd)

DECISION: 15 July 2021

MOTION 3

Moved Councillor T G Walker, seconded Councillor P S Spencer.

That the Item lay on the table in order to contact the applicant to seek an extension of time in order to clarify plan amendments compliant with the Tasmanian Heritage Council requirements.

LOST 2:9

FOR VOTE: Councillor P S Spencer and Councillor T G Walker

AGAINST VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, Councillor R I Soward, Councillor D H McKenzie, Councillor J G Cox, Councillor A E Dawkins, Councillor N D Daking, Councillor A G Harris and Councillor K M Preece

9.2 Amendment 67 - Text Amendment to Allow Hospital Services at 243-247 Wellington Street and 237-241 Wellington Street, South Launceston

FILE NO: SF7298

AUTHOR: Duncan Payton (Town Planner)

GENERAL MANAGER: Leanne Hurst (Community and Place Network)

DECISION STATEMENT:

To determine rejection or initiation of Amendment 67 to the Launceston Interim Planning Scheme 2015 to insert the use class Hospital Services as a discretionary use in the Commercial zone subject to the condition *If on land contained within 237-247 Wellington Street* (CT178943/1, CT170186/2, CT228901/1, and CT227180/1).

RECOMMENDATION:

That Council, pursuant to the former:

1. section 34(1)(a) of the *Land Use Planning and Approvals Act 1993*, initiates Amendment 67 to the Launceston Interim Planning Scheme 2015 to alter the Commercial zone Use Table at clause 23.2 to include the use class Hospital Services as a discretionary use, subject to the qualification *If on land at 237-241 Wellington Street or 243-247 Wellington Street*.
 2. section 6(3) of the *Land Use Planning and Approvals Act 1993*, delegates to the Chief Executive Officer its functions under section 35(1) of the *Land Use Planning and Approvals Act 1993*, to certify the draft amendment to the Launceston Interim Planning Scheme 2015.
 3. section 38(1)(a) of the *Land Use Planning and Approvals Act 1993*, determines the period for public exhibition to be 28 days.
-

Ms T Mallett (Acting General Manager Community and Place Network), Mr R Jamieson (Manager City Development) and Mr D Payton (Town Planner) were in attendance to answer questions of Council in respect of this Agenda Item.

Councillor J G Cox retired from the Meeting at 2.15pm

**9.2 Amendment 67 - Text Amendment to Allow Hospital Services at 243-247 Wellington Street and 237-241 Wellington Street, South Launceston
...(Cont'd)**

DECISION: 15 July 2021

MOTION

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

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

CARRIED 10:0

FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, 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

10 ANNOUNCEMENTS BY THE MAYOR

10.1 Mayor's Announcements

FILE NO: SF2375

Thursday 1 July 2021

- Attended *Elaia's* 25th Birthday celebrations

Friday 2 July 2021

- Officiated at the Public Citizenship Ceremony
- Officiated at the launch of the *Junction Arts 2021* program
- Attended the *Junction Arts Festival* launch party

Monday 5 July 2021

- Attended the *NAIDOC* Week Flag Raising Ceremony

Saturday 10 July 2021

- Presented trophies at the final *Launceston Competitions* - dance competitions

Wednesday 14 July 2021

- Hosted a civic function for the 30th Anniversary of St Kilda supporters
-

The Mayor noted that he did not attend the trophy presentation at the final *Launceston Competitions* - dance competitions on Saturday, 10 July 2021

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 D C Gibson

- **Attended the trophy presentation at the final *Launceston Competitions* - dance competitions on Saturday, 10 July 2021**
- **Attended the AFL Hawthorn versus Freemantle match at UTAS Stadium**
- **Attended the launch of the 10th Anniversary of the Junction Arts Festival**

11.2 Councillor R I Soward

- **Attended the AFL Hawthorn versus Freemantle match at UTAS Stadium**

11.3 Councillor D H McKenzie

- **Attended the NAIDOC flag raising ceremony**
- **Attended the St Kilda Supporter's 30th Anniversary function**

11.4 Councillor A E Dawkins

- **Attended the Jam Factory's touring exhibition - *Concrete* - at the Design Centre Tasmania which continues until 25 September 2021**

11.5 Councillor A G Harris

- **Attended the citizenship ceremony at the Albert Hall**
- **Attended the NAIDOC flag raising ceremony**
- **Attended the St Kilda Supporter's 30th Anniversary function**

11.6 Councillor T G Walker

- **Attended the AFL Hawthorn versus Freemantle match at UTAS Stadium**
- **Attended the NAIDOC flag raising ceremony**

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

13 COMMITTEE REPORTS

No Items were identified as part of these Minutes

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)

ACTING GENERAL MANAGER: Nathan Williams (Organisational Services Network)

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 8 and 15 July 2021

City of Launceston Drainage Asset Management Plan - 2021-2025

Councillors were provided with an overview of the City of Launceston's Drainage Asset Management Plan - 2021-2025.

Strategic Transport Plans

Councillors discussed and provided input into a suite of draft strategic transport planning documents.

Internet of Things in Schools Demonstration

Councillors received an update on the Internet of Things in Schools kit, developed as part of the Greater Launceston Transformation Project Round 2.

Youngtown ABCDE Learning Site Proposal - Final Report and Dear Youngtown Film

Councillors were presented with the Youngtown ABCDE Learning Site Final Report and viewed the Dear Youngtown film.

Development Proposal Briefing

Councillors received a briefing on a private development proposal for Launceston.

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

Civic Square Historical Pavers

Councillors were provided with an opportunity to review the proposed alternative historical details developed in conjunction with the Tasmanian Aboriginal Centre for update in Civic Square.

Local Government Code of Conduct Framework

Councillors provided input into the City of Launceston's submission to the Local Government Code of Conduct Framework.

QVMAG Futures Plan

Councillors received an update on progress with the QVMAG Futures Plan and discuss the most appropriate means.

Mr N Williams (Acting General Manager Organisational Services Network) was in attendance to answer questions of Council in respect of this Agenda Item.

DECISION: 15 July 2021

MOTION

Moved Councillor D C Gibson, seconded Councillor T G Walker.

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

CARRIED 10:0

FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, 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

15 NOTICES OF MOTION

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

No Notices of Motion were identified as part of these Minutes

16 COMMUNITY AND PLACE NETWORK ITEMS

No Items were identified as part of these Minutes

17 CREATIVE ARTS AND CULTURAL SERVICES NETWORK ITEMS

No Items were identified as part of these Minutes

18 INFRASTRUCTURE AND ASSETS NETWORK ITEMS

No Items were identified as part of these Minutes

19 ORGANISATIONAL SERVICES NETWORK ITEMS

19.1 Flying of Flags Policy Review (14-PI-019)

FILE NO: SF0155

AUTHOR: Elizabeth Clark (Civic Affairs Officer)

ACTING GENERAL MANAGER: Nathan Williams (Organisational Services Network)

DECISION STATEMENT:

To review Council's Flying of Flags Policy - 14-PI-019.

PREVIOUS COUNCIL CONSIDERATION:

Workshop - 4 February 2021- Flying of Flags Policy Review

RECOMMENDATION:

That Council approves the Flying of Flags Policy (14-PI-019) as set out below:

Flying of Flags Policy

PURPOSE

To determine the manner in which Council will fly flags at its various locations.

SCOPE

This Policy applies to the Council's officers and agents who arrange the flying of flags at the Council's owned locations.

POLICY

Flags are to be flown on each day that the various locations (see locations below) are open for business with the following clarifications:

- Albert Hall - every day
 - Carr Villa Memorial Park - weekdays
 - Queen Victoria Museum and Art Gallery at Royal Park - every day
 - Royal Park (at Cenotaph) - weekdays
 - Royal Park (at Home Point) - every day
 - Town Hall - every day
 - Flags are also to be flown at all locations on ANZAC Day and Remembrance Day.
-

19.1 Flying of Flags Policy Review (14-PI-019) ...(Cont'd)

Flags are to be at half-mast in recognition of the death of the following local dignitaries:

- Mayor
- Councillors
- Former Mayor
- Former Aldermen
- Former Councillors
- Others as approved by the Mayor

Flags are to be lowered to half-mast on the morning of the funeral service or memorial service and are to remain so for the remainder of the day.

The relevant protocol and instructions, in relation to the flying of flags, from the Australian Government and the Tasmanian Government will be observed.

Locations

Flags are to be flown at the following locations:

Albert Hall

Australian Flag, Aboriginal Flag, Tasmanian Flag and City Flag to be flown. The City Flag may be replaced with the Torres Strait Islander Flag as directed by flag protocols.

Carr Villa Crematorium and Memorial Park

Australian Flag to be flown.

Queen Victoria Museum and Art Gallery at Royal Park

Australian Flag, Aboriginal Flag and City Flag to be flown. Requests to fly other flags require individual application and are to be dealt with by the Mayor or her/his delegated officer.

Royal Park (at Cenotaph)

Australian Flag and City Flag to be flown. Requests to fly other flags require individual application and are to be dealt with by the Mayor or her/his delegated officer.

Royal Park (at Home Point)

Australian Flag, Aboriginal Flag and City Flag to be flown.

Town Hall

Australian Flag, Aboriginal Flag, Tasmanian Flag and City Flag to be flown. The City Flag may be replaced with the Torres Strait Islander Flag as directed by flag protocols. A flag recognising a visiting Regal or Vice Regal Dignitary may be flown from the Town Hall on special occasions.

19.1 Flying of Flags Policy Review (14-PI-019) ...(Cont'd)

PRINCIPLES

The Council's Organisational Values apply to all activities.

RELATED POLICIES & PROCEDURES

N/A

RELATED LEGISLATION

N/A

REFERENCES

Protocols and instructions from the Australian and Tasmanian Government

DEFINITIONS

N/A

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 Council's approval.

Mr N Williams (Acting General Manager Organisational Services Network) and Ms E Clark (Civic Affairs Officer) were in attendance to answer questions of Council in respect of this Agenda Item.

The Mayor, Councillor A M van Zetten, handed the Chair to the Deputy Mayor, Councillor D C Gibson at 2.39pm

The Mayor, Councillor A M van Zetten, resumed the Chair at 2.40pm

19.1 Flying of Flags Policy Review (14-PI-019) ...(Cont'd)

DECISION: 15 July 2021

MOTION

Moved Councillor D C Gibson, seconded Councillor T G Walker.

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

CARRIED 10:0

FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, 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

19.2 Fees and Charges Amendment**FILE NO:** SF2968**ACTING GENERAL MANAGER:** Nathan Williams (Organisational Services Network)**DECISION STATEMENT:**

To consider amendments to the adopted Fees and Charges for 2021/2022.

PREVIOUS COUNCIL CONSIDERATION:

Workshop - 4 February 2021 - Draft 2021/2022 Operational Budget and Fees and Charges

Workshop - 1 April 2021 - 2021/2022 Budget Statutory Estimates and Annual Plan

Council - 22 April 2021 - Agenda Item 19.2 - 2021/2022 Council Fees

Workshop - 27 May 2021 - Carr Villa Memorial Park - New Ash Placement Area

RECOMMENDATION:

That Council approves the amendments, to the adopted Fees and Charges for 2021/2022, pursuant to section 2015 of the *Local Government Act 1993* (Tas):

1. Carr Villa Ash Placement Garden - new fee setting as shown below:

<i>Garden of Memories</i>			
Bed 1, 2, 3, 4, 17 and 18	Tier 1	per placement	\$1,350.00
Bed 5, 6, 14 and 19	Tier 2	per placement	\$1,550.00
Bed 7, 8, 9, 10, 11, 12, 13, 15 and 16	Tier 2	1 st placement	\$1,550.00
		2 nd placement at double depth	\$1,250.00
		3 rd and 4 th placement when double block reserved	\$1,250.00
Bed 20, 21, 22, 23, 24 and 25	Tier 3	per placement	\$1,650.00

19.2 Fees and Charges Amendment ...(Cont'd)

Reflection Walls			
Wall 1 - 11	Tier 4	per placement	\$1,950.00
Niche Walls			
Wall A	Row A-D	per placement	\$1,550.00
	Row E-F	per placement	\$1,350.00
Wall B	Row A-D	per placement	\$1,550.00
	Row E-F	per placement	\$1,350.00
Wall C	Row A-D	per placement	\$1,550.00
	Row E-F	per placement	\$1,350.00
Wall D	Row A-D	per placement	\$1,550.00
	Row E-F	per placement	\$1,350.00
Wall E	Row A-D	per placement	\$1,550.00
	Row E-F	per placement	\$1,350.00

2. Launceston Aquatic Centre (LAC) - amended fee setting as shown below:

Fee Number	Fee Description	Existing Fee (\$)	Recommend New Fee (\$)
337	LAfit Membership Concession (fortnightly)	32.20	33.10
338	LAfit Membership Off-Peak (fortnightly)	29.50	30.40

Mr N Williams (Acting General Manager Organisational Services Network) was in attendance to answer questions of Council in respect of this Agenda Item.

19.2 Fees and Charges Amendment ...(Cont'd)

DECISION: 15 July 2021

MOTION

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

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

CARRIED 10:0

FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, 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

19.3 Lease - Karoola Recreation Ground and Hall**FILE NO:** SF0909/SF0389**AUTHOR:** Tricia De Leon-Hillier (Lease and Licencing Officer)**ACTING GENERAL MANAGER:** Nathan Williams (Organisational Services Network)

DECISION STATEMENT:

To consider leasing an area of land situated at 1126 Pipers River Road, Karoola (CT 218477/1 and 229586/1) known as the Karoola Recreation Ground and Hall to the Lilydale District Pony Club Inc.

This decision requires an absolute majority of Council.

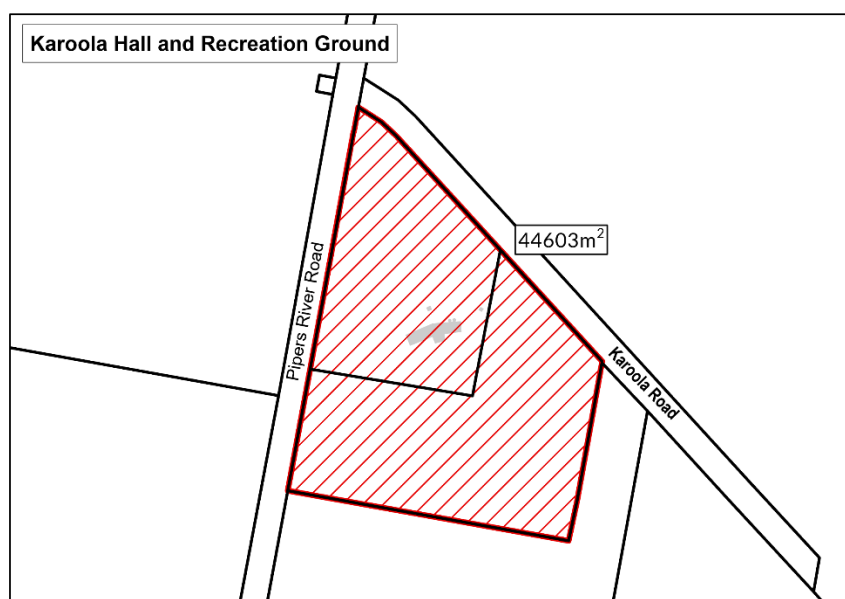
PREVIOUS COUNCIL CONSIDERATION:

Council - 25 July 2016 - Agenda Item 18.1 - Lease Karoola Memorial Hall

RECOMMENDATION:

That Council, by absolute majority, pursuant to section 179 of the *Local Government Act 1993* (Tas):

1. leases a parcel of land situated at 1126 Pipers River Road, Karoola (PID 6722258) known as Karoola Recreation Ground and Hall to the Lilydale District Pony Club Inc. as marked on the plan below:



19.3 Lease - Karoola Recreation Ground and Hall ...(Cont'd)

2. authorises the Chief Executive Officer to enter into a formal lease under the following terms:
 - the term shall be five years commencing on 1 August 2021 or as determined by the Chief Executive Officer;
 - the lease amount shall be \$1 per annum if demanded;
 - other regular hirer/s having continued access to the hall for their normal time slots;
 - user fees for both regular and casual users not to exceed Council's Community Hall fees and charges unless otherwise agreed to by the hirer; and
 - user fees for both regular and casual hirers to be paid to Lilydale District Pony Club Incorporation.
 - tenant to be responsible for:
 - contents insurance;
 - energy costs;
 - volumetric and connection charges for water;
 - sewerage charges;
 - contents insurance; and
 - other service charges if any.
 - tenant shall continuously maintain:
 - any infrastructure or any infrastructure installed by the tenant or council in relation to the tenants occupation;
 - and keep clear all noxious growth from premises;
 - the cleaning of and provision of supplies for toilets and kitchen;
 - building in good and reasonable order; and
 - public liability insurance of at least \$20 million.
 - the exact dimensions of land to be leased and all remaining terms to be determined by the Chief Executive Officer.
 3. authorises the Chief Executive Officer to exercise any right, option or discretion exercisable by Council under the lease.
 4. notes, for the avoidance of doubt, 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).
-

Mr N Williams (Acting General Manager Organisational Services Network), Mr D Campbell (Team Leader Legal Services) and Ms T De Leon-Hillier (Lease and Licencing Officer) were in attendance to answer questions of Council in respect of this Agenda Item.

19.3 Lease - Karoola Recreation Ground and Hall ...(Cont'd)

DECISION: 15 July 2021

MOTION

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

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

CARRIED BY ABSOLUTE MAJORITY 10:0

FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, 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

20 CHIEF EXECUTIVE OFFICER NETWORK ITEMS**20.1 Outcome of 2021 Local Government Association of Tasmania Elections****FILE NO:** SF0334**AUTHOR:** Leanne Purchase (Manager Governance)**CHIEF EXECUTIVE OFFICER:** Michael Stretton

DECISION STATEMENT:

To note the outcome of the 2021 Local Government Association of Tasmania elections.

PREVIOUS COUNCIL CONSIDERATION:

Council - 8 April 2021 - Agenda Item No. 21.4 - Local Government Association of Tasmania - 2021 General Management Committee Election

RECOMMENDATION:

That Council notes the outcome of the 2021 Local Government Association of Tasmania General Management Committee Elections:

President - Mayor Christina Holmdahl (West Tamar Council)

Committee Members:

Northern Electoral District (population > 20,000) - Deputy Mayor Danny Gibson (City of Launceston)

Northern Electoral District (population < 20,000) - Mayor Mick Tucker (Break O'Day Council)

North West and West Coast Electoral District (population > 20,000) - Mayor Annette Rockliff (Devonport City Council)

North West and West Coast Electoral District (population < 20,000) - Mayor Peter Freshney (Latrobe Council)

Southern Electoral District (population < 20,000) - Mayor Alex Green (Southern Midlands Council)

Southern Electoral District (population > 20,000) - Deputy Mayor Bec Thomas (City of Glenorchy)

Lord Mayor of Hobart (position as of right) - Lord Mayor Anna Reynolds

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

**20.1 Outcome of 2021 Local Government Association of Tasmania Elections
...(Cont'd)**

DECISION: 15 July 2021

MOTION

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

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

CARRIED 10:0

FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, 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

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 Lease - Tram Shed Function Centre

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:

- (f) proposals for the council to acquire land or an interest in land or for the disposal of land.

DECISION: 15 July 2021

MOTION

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

That Council moves into Closed Session.

CARRIED BY ABSOLUTE MAJORITY 10:0

FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, 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

**Council moved into Closed Session at 2.44pm.
Council returned to Open Session at 2.57pm.**

21.5 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 - 17 June 2021</i>	<i>Confirmation of the Minutes of the Closed Meeting of the City of Launceston Council held on 17 June 2021.</i>
21.2	<i>Lease - Tram Shed Function Centre</i>	<i>Councillors discussed terms of the currently proposed lease extension for the Tram Shed Function Centre.</i>

DECISION: 15 July 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, Deputy Mayor Councillor D C Gibson, 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

22 MEETING CLOSURE

The Mayor, Councillor A M van Zetten, closed the Meeting at 2.58pm.