



City of
LAUNCESTON

COUNCIL MINUTES

**COUNCIL MEETING
THURSDAY 21 OCTOBER 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: 21 October 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. 9 - *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, 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 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)
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

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.)

No Declarations of Interest were identified as part of these Minutes

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 6 October 2021 be confirmed as a true and correct record.

DECISION: 21 October 2021

MOTION

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

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.)

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.)

8.1.1 Public Questions on Notice - Mr Robin Smith - Council Meeting - 6 October 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 6 October 2021 by Mr Robin Smith, have been answered by Mr Shane Eberhardt (General Manager Infrastructure and Assets Network).

Questions:

1. Previously the Council advised that the use of petrol powered leaf blowing occurred in the CBD only where fallen leaf litter was to be kept away from the gutters. Public complaints are growing that current use exceeds this with unacceptable levels of dust, noise and petrol fumes. Will the Council reconsider this practice?

Response:

The City of Launceston has the responsibility for the cleanliness and amenity of the municipality, including the CBD district.

In this undertaking, every endeavour is made to cause minimal disturbance to the public, traffic and commercial business throughout as well as ensuring the safety of the City of Launceston workforce. The majority of this work is undertaken between 6.30am and 8.00am daily.

The use of leaf blowers is currently the best method to undertake part of this activity. As new efficient equipment, with less emissions becomes available, the Council would pursue altering its current practice.

2. With regard to the Launceston CBD's four centre blocks, is the best information on proposals available (City Heart Stage 2), that Paterson Street will be two-way from Charles Street to St John Street and then one-way down to George Street.

Turning right, George Street becomes two-way to Brisbane Street and then from Brisbane to York Street one-way. York Street is one-way turning into Charles Street which would be two-way as far as Brisbane Street. Charles Street from Brisbane to Paterson Streets would then be one-way?

8.1.1 Public Questions on Notice - Mr Robin Smith - Council Meeting - 6 October 2021 ...(Cont'd)

Response:

For clarification, the current concept proposals, which are currently under active review, have the following flow directions:

- *Paterson Street*
 - *Charles to St John: two-way*
 - *St John Street to George Street: one-way (existing)*
- *George Street*
 - *Paterson Street to York Street: one-way (existing)*
- *Charles Street*
 - *York Street to Paterson Street: two-way*

3. Is my understanding correct that the Launceston Central Bus Interchange Options Technical Feasibility Assessment only looks at moving only one bus stop known as B1 (formerly two bus stops known as bus stop *E* and *F*) on St John Street between York and Brisbane Streets to Dechaineux Way and not those on the other side of the street outside *Cotton On*?

Response:

In addition to the response provided at the Council Meeting that the original intent of the report was to investigate options for relocating in St John Street Central to facilitate street upgrades in line with the City Heart Project, the following additional information is provided.

All stops located in St John Street and the stop in York Street between St John and Charles Streets are proposed to be relocated to the new facility.

8.1.2 Public Questions on Notice - Mr Graeme Le Fevre - Council Meeting - 6 October 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 6 October 2021 by Mr Graeme Le Fevre, have been answered by Mr Shane Eberhardt (General Manager Infrastructure and Assets Network).

Questions:

[With regard to recent correspondence from the City of Launceston regarding a trial traffic period on the Invermay Service Road, Invermay]:

1. Why has your traffic department never taken the time to meet with concerned traders and residents regarding a long-term solution to the service road and other related issues?

Response:

The Council's officers met with the lead petitioner from Bedford Street and a number of the traders in mid-2020 to discuss their concerns regarding through traffic on Bedford Street and the behaviour of drivers at its intersection with the Invermay Road service road.

At its Meeting on 17 September 2020, Council accepted the recommendation of a report to investigate further how to address drivers not stopping at this intersection.

Following this investigation, the Council developed a proposed solution consisting of a flat top road hump at the pedestrian crossing point in the service road, and to restrict left turn movements from Invermay Road into Bedford Street and the service road.

The Council engaged with the local community at this point to gain their feedback; 109 letters were distributed to local residents, from which 28 responses were received. Twenty-four of the respondents supported the road hump, with two against, 16 respondents supported the turning restriction, with 10 against.

No requests were received to meet with traders or residents during the survey period.

8.1.2 Public Questions on Notice - Mr Graeme Le Fevre - Council Meeting - 6 October 2021 ...(Cont'd)

2. What percentage of traffic enters the service road from the first access at Dry Street compared to the percentage of traffic entering the service road at the Bedford Street exit? May I suggest that you do not know.

Response:

The Council undertook traffic surveys in November 2020 to inform the decision making process.

This indicated the following traffic volumes:

	<i>From Service Road</i>		<i>From Invermay Road</i>	
	<i>LT to Bedford Street</i>	<i>SO to Service Road</i>	<i>LT to Bedford Street</i>	<i>LT to Service Road</i>
<i>9.30-11.30am (two days)</i>	<i>73</i>	<i>221</i>	<i>27</i>	<i>79</i>
<i>12.00-2.00pm (two days)</i>	<i>112</i>	<i>302</i>	<i>28</i>	<i>95</i>

Therefore, 708 (or 76%) of drivers are using the more southern, Dry Street entrance to the service road and to access Bedford Street, compared to 229 (or 24%) turning left at Bedford Street itself.

3. This letter refers to the installation of the road hump which will proceed after the trial period. We believe that the road hump (or humps) should be the first task undertaken and at the completion of that, a further review should be undertaken to assess any further action that may be required. Therefore, can I ask the Council to defer any trial period until further communication with the concerned parties has been undertaken?

Response:

Trial of the turn restriction can be undertaken with very minimal civil works and consists mainly of signage. However, if successful, a permanent turn ban would be accompanied by additional civil (kerb and traffic island) works to ensure clarity and improve compliance. The Council did consider installing the road hump prior to the trial, but it would result in two sets of civil works at the site if the trial was successful and the turn ban was to be made permanent. Instead, the Council has opted to trial the turn ban first, so that in any case there will be only one set of civil works. This will minimise disruption and costs.

**8.1.2 Public Questions on Notice - Mr Graeme Le Fevre - Council Meeting - 6
October 2021 ...(Cont'd)**

The commencement of the trial (due 18 October) will be deferred to enable the Council to receive this response and to meet with Mr Le Fevre (and any other stakeholders he wants to involve) before proceeding further.

8.1.3 Public Questions on Notice - Ms Susan Rafferty - 12 October 2021**FILE NO:** SF6381**AUTHOR:** Anthea Rooney (Council and Committees Officer)**CHIEF EXECUTIVE OFFICER:** Michael Stretton

QUESTIONS and RESPONSES:

The following questions, submitted in writing to the Council on 12 October 2021 by Ms Susan Rafferty, have been answered by Mr Michael Stretton (Chief Executive Officer).

Questions:

1. What is the current status regarding the Veolia site on Churchill Park Drive and what Development Applications are proposed to come before Council?

Response:

The Council is not the proponent for this development and, therefore, is not in a position to speak to its current status. From the perspective of the Council, a valid Planning Permit has been issued for the development and any future applications are a matter for the proponents.

2. When will residents be considered worthy of any consultation on this development from the Council, the developer and Veolia, which will directly affect their lives?

Response:

The Council is not the proponent for this development and as such it is not appropriate for the Council to be involved in any public engagement in respect to its progression. The Council has previously engaged with the community in accordance with the Land Use Planning and Approvals Act 1993 in its determination of DA0863/2020. Any further community engagement will be a matter for the proponents.

3. It is clear that P1 of the RMPAT report has not been met, so when will the Council use its influence to ensure that the developer complies with the 100 metre buffer from sensitive areas, which was a condition of the appeal and has not been adequately mitigated?
-

8.1.3 Public Questions on Notice - Ms Susan Rafferty - 12 October 2021 ...(Cont'd)

Response:

This question has been previously answered by the Council. The development proposal was assessed as complying with the performance Criteria and, therefore, the 100m attenuation distance is not applicable.

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 - Development Considerations

- 1. What provisions are there to protect the heritage of Launceston from being compromised by the inclusion of high rise, modern and inappropriate development?**

The Mayor, Councillor A M van Zetten, responded by saying that when the Council sits as a Planning Authority, development applications are judged against the provisions contained within the planning scheme guidelines.

- 2. How does the Council decide the appropriateness of development in residential areas and what guidelines are followed?**

The Mayor, Councillor A M van Zetten, responded by saying that when the Council sits as a Planning Authority decisions are made against the provisions contained within the planning scheme guidelines.

8.2.2 Ms Susan Rafferty - Veolia Development in Churchill Park Development

1. **How will the Council facilitate discussion with the residents and the proponents to gain the information which is required in an open and transparent manner?**

The Mayor, Councillor A M van Zetten, responded by saying that this question is a matter for those developing the Veolia site. The developers have advised that they will undertake community engagement and consultation. However, the Council will pass this question onto those responsible.

8.2.3 Ms Jessica Hoy - New Parking Meter Installations

[With regard to the newly installed smart parking meters in the CBD]

- 1. The blue monstrosities [parking meters] of the streets of Launceston stand out and are hard for older people to use. Was there any thought into putting these blue monstrosities in and how the majority of older people would feel about using them? How much did these blue monstrosities cost the Launceston rate payers and was that warranted when there was nothing wrong with the older ones?**

The Mayor, Councillor A M van Zetten, responded by saying that new smart meters have been installed as the older parking meters are not made any more and were breaking down and not working. Replacement parts are unavailable and removed parking meters are being used as spare parts for those that remain.

The question regarding the issue of cost will be Taken on Notice and a response provided in the Council Agenda of 4 November 2021.

8.2.4 Mr Robin Smith - Thylacines in the Brisbane Street Mall

[With reference to a previous Question on Notice responded to in February 2021]

1. Could the Council re-investigate the *Thylacine* statue trip hazards in the Brisbane Street Mall by putting all the remaining ground statues on high platforms?

Mr M Stretton (Chief Executive Officer) responded by saying that the Council removed several of the *Thylacine* statues that had been identified as being unreasonable in terms of causing a trip hazard. They have not been replaced. The ones that remain and the ones that were recently replaced due to damage, based on the trip history the Council has in terms of data in the Mall, have not created a problem. The two that were causing a problem still remain in storage. The Council is working through options which does actually deliver on what you are talking about in terms of raising the problematic *Thylacine* statues to be able to eliminate that issue. The Council is also trying to address a couple of other issues with the Mall, like greening and those type of elements in terms of the work that is being undertaken. It is expected to bring that back to the community soon but certainly those two statues that were identified as problematic still remain not in place.

8.2.5 Mr Robin Smith - Bus Interchange Proposals

[With regard to the response provided in the Council Minutes of 23 September 2021 regarding the bus interchange]

- 1. Has there been any consultation with any of the businesses in Dechaineaux Way [regarding the bus interchange proposals]?**

Mr M Stretton (Chief Executive Officer) responded by saying that clearly there will be more consultation around the whole re-development of the Paterson Street central car park site into the future. There was, however, engagement with all of the businesses associated with Dechaineaux Way as was undertaken with the businesses and activities that would be impacted by the on-street solution in Paterston Street. So, the answer to the question is yes, consultation has occurred and there will be more in the future.

[With regard to the response provided in the Council Minutes of 21 October 2021 and the *Launceston Central Bus Interchange Report*]

- 2. What would you say in response to the report?**

The Mayor, Councillor A M van Zetten, responded by saying that the question was not understood and if Mr Smith provides his question in writing, a response would be provided.

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 DA0416/2021 - 23 Lytton Street, Invermay - Residential - Construction of an Additional Dwelling

FILE NO: DA0416/2021

AUTHOR: Maria Lasso (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 Residential - Construction of an additional dwelling at 23 Lytton 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 Manager City Development unless modified by a condition of the Permit:

- a. Cover Page, Prepared by Design to Live, Job No. LYTT23, Drawing 1/17, Dated 02/09/2021.
 - b. Site Plan, Prepared by Design to Live, Job No. LYTT23, Drawing 2/17, Dated 02/09/2021.
 - c. Ground Floor, Prepared by Design to Live, Job No. LYTT23, Drawing 3/17, Dated 02/09/2021.
 - d. First Floor, Prepared by Design to Live, Job No. LYTT23, Drawing 4/17, Dated 02/09/2021.
 - e. External Services, Prepared by Design to Live, Job No. LYTT23, Drawing 5/17, Dated 02/09/2021.
 - f. Elevations NE-SW, Prepared by Design to Live, Job No. LYTT23, Drawing 6/17, Dated 02/09/2021.
 - g. Elevations SE-NW, Prepared by Design to Live, Job No. LYTT23, Drawing 7/17, Dated 02/09/2021.
-

9.1 DA0416/2021 - 23 Lytton Street, Invermay - Residential - Construction of an Additional Dwelling ...(Cont'd)

- h. Perspectives, Prepared by Design to Live, Job No. LYTT23, Drawing 8/17, Dated 02/09/2021.
- i. Landscape Plan, Prepared by Design to Live, Job No. LYTT23, Drawing 9/17, Dated 02/09/2021.
- j. Private Open Space Plan, Prepared by Design to Live, Job No. LYTT23, Drawing 10/17, Dated 02/09/2021.
- k. Parking and Turning 1, Prepared by Design to Live, Job No. LYTT23, Drawing 11/17, Dated 02/09/2021.
- l. Parking and Turning 2, Prepared by Design to Live, Job No. LYTT23, Drawing 12/17, Dated 02/09/2021.
- m. Strata Plan, Prepared by Design to Live, Job No. LYTT23, Drawing 13/17, Dated 02/09/2021.
- n. Sun studies 1, Prepared by Design to Live, Job No. LYTT23, Drawing 14/17, Dated 02/09/2021.
- o. Sun studies 2, Prepared by Design to Live, Job No. LYTT23, Drawing 15/17, Dated 02/09/2021.
- p. Sun studies 3, Prepared by Design to Live, Job No. LYTT23, Drawing 16/17, Dated 02/09/2021.
- q. Sun studies 4, Prepared by Design to Live, Job No. LYTT23, Drawing 17/17, Dated 02/09/2021.
- r. Planning Application Cover letter, Prepared by Design to Live, Pages 1 to 3, Dated 02/09/2021.

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 2021/01382-LCC, 23/08/2021 and attached to the permit.

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. SITE LANDSCAPING

The landscaping must be:

- a. installed in accordance with the endorsed plan; and
 - b. completed prior to the use commencing; and
 - c. it must not be removed or destroyed without the written consent of the Council.
-

9.1 DA0416/2021 - 23 Lytton Street, Invermay - Residential - Construction of an Additional Dwelling ...(Cont'd)

6. FENCING

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

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

7. MULTIPLE DWELLINGS - SERVICE FACILITIES

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

- a. mail receptacles must be provided and appropriately numbered for each dwelling unit.
- b. each multiple dwelling must be provided with a minimum 6m³ exterior waterproof, lockable storage area or similar easily accessible area within the dwelling.
- c. either internal or external clothes drying facility to be provided for each dwelling to the satisfaction of the Council.

8. DRIVEWAY AND PARKING AREA CONSTRUCTION

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

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

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

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

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

Prior to the commencement of works, the plans and calculations must be submitted to the 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.

9.1 DA0416/2021 - 23 Lytton Street, Invermay - Residential - Construction of an Additional Dwelling ...(Cont'd)

10. 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.

11. WORKS WITHIN/OCCUPATION OF THE ROAD RESERVE

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

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

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

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

12. APPLICATION TO ALTER A STORMWATER SERVICE

An application must be made using the Council's eServices web portal, or on the approved form, and accompanied by the prescribed fee to install a new connection, or physically remove/relocate or alter an existing service connection.

All work must be carried out by a suitably experienced contractor and in accordance to the Council's standards. All costs associated with these contractors are to be borne by the applicant.

13. TRENCH REINSTATEMENT FOR NEW/ALTERED CONNECTIONS

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

9.1 DA0416/2021 - 23 Lytton Street, Invermay - Residential - Construction of an Additional Dwelling ...(Cont'd)

14. SOIL AND WATER MANAGEMENT PLAN

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

15. 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.

16. 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.

Notes**A. General**

This permit was issued based on the proposal documents submitted for DA0416/2021. You should contact the Council with any other use or developments, as they may require the separate approval of the 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.*
-

9.1 DA0416/2021 - 23 Lytton Street, Invermay - Residential - Construction of an Additional Dwelling ...(Cont'd)

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>.

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 pump will be subject to the Environmental Management and Pollution Control (Noise) Regulations 2016 or as amended.

9.1 DA0416/2021 - 23 Lytton Street, Invermay - Residential - Construction of an Additional Dwelling ...(Cont'd)

F. Street Addresses for Multiple Dwellings

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

<i>Dwelling No.</i>	<i>Strata Lot No.</i>	<i>Street Address</i>
<i>Existing</i>	<i>1</i>	<i>1/23 Lytton Street, Invermay</i>
<i>Proposed</i>	<i>2</i>	<i>2/23 Lytton Street, Invermay</i>

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

G. 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.

Mrs L Hurst (General Manager Community and Place), Mr R Jamieson (Manager City Development), Ms P Glover (Team Leader Planning Assessments) and Ms M Lasso (Town Planner) were in attendance to answer questions of Council in respect of this Agenda Item.

- Ms Alison Green (on behalf of Keith Burgess) spoke against the Recommendation**
- Ms Alison Green (on behalf of Jenny Sabatino) spoke against the Recommendation**
- Ms Alison Green (on behalf of M Cole) spoke against the Recommendation**
- Ms Alison Green spoke against the Recommendation**
- Ms Alison Green (on behalf of L and M Martin) spoke against the Recommendation**
- Ms Alison Green (on behalf of Peter McKercher) spoke against the Recommendation**
- Ms Alison Green (on behalf of Carolyn Calder) spoke against the Recommendation**
- Ms Alison Green (on behalf of Rebecca Calder) spoke against the Recommendation**
- Ms Alison Green (on behalf of children living in the area - Jacob, Kiara and Ava) spoke against the Recommendation**
- Ms Alison Green (on behalf of Nadia Cole) spoke against the Recommendation**
- Ms Alison Green (on behalf of James Marshall) spoke against the Recommendation**
- Ms Alison Green (on behalf of Charmaine Turner) spoke against the Recommendation**
- Ms Alison Green (on behalf of Margaret Peters) spoke against the Recommendation**

9.1 DA0416/2021 - 23 Lytton Street, Invermay - Residential - Construction of an Additional Dwelling ...(Cont'd)

DECISION: 21 October 2021

MOTION 1

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

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

LOST 5:6

FOR VOTE: Councillor D H McKenzie, Councillor K P Stojansek, Councillor N D Daking, Councillor A G Harris and Councillor K M Preece

FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, Councillor R I Soward, Councillor A E Dawkins and Councillor T G Walker

ABSTAINED FROM VOTING: Councillor P S Spencer

DECISION: 21 October 2021

MOTION 2

Moved Councillor R I Soward, seconded Councillor K P Stojansek.

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

Councillor K P Stojansek withdrew from the Meeting at 2.02pm
Councillor K P Stojanek re-attended the Meeting at 2.08pm

During debate Councillor T G Walker foreshadowed a motion for refusal.

Councillor R I Soward withdrew from the Meeting at 2.25pm
Councillor R I Soward re-attended the Meeting at 2.27pm

9.1 DA0416/2021 - 23 Lytton Street, Invermay - Residential - Construction of an Additional Dwelling ...(Cont'd)

DECISION: 21 October 2021

MOTION 3

Moved Councillor T G Walker, seconded Councillor A E Dawkins.

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 refused for DA0416/2021 - Construction of an additional dwelling at 23 Lytton Street, Invermay, on the following grounds:

1. The proposal fails to meet the performance criteria P1 at Clause 10.4.1 Residential density for multiple dwellings. The proposed site area per dwelling is not compatible with the density of existing development on established properties in the area.
2. The proposal fails to meet the performance criteria P3(a) at Clause 10.4.2 Setbacks and building envelope for all dwellings. The siting and scale of the proposed dwelling will result in an unreasonable loss of amenity to adjoining properties by way of:
 - visual impacts caused by the apparent scale, bulk and proportions of the dwelling when viewed from adjoining properties.
 - significant overshadowing of the private open space areas of No. 22 Waugh Street, Invermay.
3. The proposal also fails to meet the performance criteria P3(b) at Clause 10.4.2. The separation between the proposed dwelling and adjoining properties is not consistent with that of existing buildings on established properties in the area.

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 T G Walker and Councillor K M Preece
AGAINST VOTE: Councillor A G Harris

9.2 DA0436/2021 - 21 Haig Street, Mowbray - Community Meeting and Entertainment - Construction of Alterations and Additions to the Migrant Resource Centre

FILE NO: DA0436/2021

AUTHOR: Maria Chledowska (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 DA0436/2021 Community Meeting and Entertainment - construction of alterations and additions to the migrant resource centre at 21 Haig Street, Mowbray subject to the following conditions:

1. ENDORSED PLANS

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

- a. Site Plan, prepared by Artas Architects, Project Name: MRC Haig Community Space, Project No. 201058, Drawing No. A001-DA01, Dated 11/08/2021.
 - b. Staging Plan, prepared by Artas Architects, Project Name: MRC Haig Community Space, Project No. 201058, Drawing No. A002-DA01, Dated 11/08/2021.
 - c. Ex. Plan, prepared by Artas Architects, Project Name: MRC Haig Community Space, Project No. 201058, Drawing No. A100-DA01, Dated 11/08/2021.
 - d. Ground Floor Plan, prepared by Artas Architects, Project Name: MRC Haig Community Space, Project No. 201058, Drawing No. A120-DA01, Dated 11/08/2021.
 - e. Floor Plan Stage 1, prepared by Artas Architects, Project Name: MRC Haig Community Space, Project No. 201058, Drawing No. A121-DA01, Dated 11/08/2021.
 - f. Floor Plan Stage 2, prepared by Artas Architects, Project Name: MRC Haig Community Space, Project No. 201058, Drawing No. A122-DA01, Dated 11/08/2021.
 - g. Floor Plan Stage 3, prepared by Artas Architects, Project Name: MRC Haig Community Space, Project No. 201058, Drawing No. A123-DA01, Dated 11/08/2021.
 - h. North & South Elevations, prepared by Artas Architects, Project Name: MRC Haig Community Space, Project No. 201058, Drawing No. A211-DA01, Dated 11/08/2021.
 - i. East & Wes Elevations, prepared by Artas Architects, Project Name: MRC Haig Community Space, Project No. 201058, Drawing No. A212-DA01, Dated 11/08/2021.
 - j. Stage 1 Elevations, prepared by Artas Architects, Project Name: MRC Haig Community Space, Project No. 201058, Drawing No. A213-DA01, Dated 11/08/2021.
-

9.2 DA0436/2021 - 21 Haig Street, Mowbray - Community Meeting and Entertainment - Construction of Alterations and Additions to the Migrant Resource Centre ...(Cont'd)

- k. Stage 2 Elevations, prepared by Artas Architects, Project Name: MRC Haig Community Space, Project No. 201058, Drawing No. A215-DA01, Dated 11/08/2021.
- l. Stage 3 Elevations, prepared by Artas Architects, Project Name: MRC Haig Community Space, Project No. 201058, Drawing No. A216-DA01, Dated 11/08/2021.

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. OPERATING HOURS

The operation of the community centre must be confined to:

- a. 6am and 10pm daily

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.

The explicit permission of Infrastructure and Engineering 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 DA0436/2021 - 21 Haig Street, Mowbray - Community Meeting and Entertainment - Construction of Alterations and Additions to the Migrant Resource Centre ...(Cont'd)

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. APPLICATION TO ALTER A STORMWATER SERVICE

An application must be made using the Council's eServices web portal, or on the approved form, and accompanied by the prescribed fee to install a new connection, or physically remove/relocate or alter an existing service connection.

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.

8. VEHICULAR CROSSINGS (AND ASSOCIATED FOOTPATH WORKS)

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 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.

9. 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.

9.2 DA0436/2021 - 21 Haig Street, Mowbray - Community Meeting and Entertainment - Construction of Alterations and Additions to the Migrant Resource Centre ...(Cont'd)

10. AMENITY - COMMERCIAL/INDUSTRIAL USE

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

11. WASTE MATERIALS

All waste materials generated by the activity are to be disposed of at an approved refuse disposal facility or reclaimed/recycled if possible.

12. PROTECTION OF STREET TREES

Existing street trees must be satisfactorily protected both by the design of the building and during construction work by barriers and similar devices in accordance with *Australian Standard 4970: Protection of Trees on Development Sites*. The protection works are to be installed prior to the commencement of any other works on the site and are to remain in place until the completion of all other works.

Notes

A. General

This permit was issued based on the proposal documents submitted for DA0436/2021. You should contact the Council with any other use or developments, as they may require the separate approval of the 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.

9.2 DA0436/2021 - 21 Haig Street, Mowbray - Community Meeting and Entertainment - Construction of Alterations and Additions to the Migrant Resource Centre ...(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. Food Premises

All Food Businesses must be registered with council in accordance with the Food Act 2003. Food Premises must comply with the National Construction Code TAS Part H102.

Mrs L Hurst (General Manager Community and Place), Mr R Jamieson (Manager City Development), Ms P Glover (Team Leader Planning Assessment) and Ms M Chledowska (Town Planner) were in attendance to answer questions of Council in respect of this Agenda Item.

**Dr Frank Madill spoke for the Recommendation
Ms Ella Dixon spoke for the Recommendation
Ms Mia Marelua-Williams spoke for the Recommendation**

- 9.2 DA0436/2021 - 21 Haig Street, Mowbray - Community Meeting and Entertainment - Construction of Alterations and Additions to the Migrant Resource Centre ...(Cont'd)**
-

DECISION: 21 October 2021

MOTION

Moved Councillor D H McKenzie, 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 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

9.3 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: DA0102/2020/SF7104

AUTHOR: Catherine Mainsbridge (Senior Town Planner)

GENERAL MANAGER: Leanne Hurst (Community and Place Network)

DECISION STATEMENT:

To make a recommendation to the Tasmanian Planning Commission subsequent to the public exhibition period for a draft amendment to the Launceston Interim Planning Scheme 2015.

PREVIOUS COUNCIL CONSIDERATION:

Council - 12 August 2021 - Agenda Item 9.4 - Amendment 62 - rezone part 3-7 George Street, Launceston from Particular Purpose PPZ 7 - Boags Brewery to Urban Mixed Use and approved DA0102/2020 for Bulky Goods Sales - Change of Use to Showroom (Auction House) at 3-7 George Street, Launceston.

RECOMMENDATION:

That Council:

1. in accordance with former section 39(2) of the *Land Use Planning and Approvals Act 1993*, notifies the Tasmanian Planning Commission that no representations were received during the public exhibition period for Amendment 62; and
 2. in accordance with former section 43F(6) of the *Land Use Planning and Approvals Act 1993*, notifies the Tasmanian Planning Commission that no representations were received during the public exhibition period for DA0102/2020; and
 3. provides advice to the Tasmanian Planning Commission that Amendment 62 be approved as certified and exhibited.
-

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

- 9.3 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: 21 October 2021

MOTION

Moved Councillor A G Harris, 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

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

10 ANNOUNCEMENTS BY THE MAYOR**10.1 Mayor's Announcements****FILE NO:** SF2375

Wednesday 6 October 2021

- Attended the opening race meeting for Tasmanian Turf Club

Friday 8 October 2021

- Attended the 50th birthday celebrations for the Launceston Library
- Officiated at the welcome event for *Sustainable Living Festival 2021*

Saturday 9 October 2021

- Attended the *Northern Tasmania Football Association's Premier Division presentation dinner 2021*

Sunday 10 October 2021

- Officiated at the opening of the Launceston 2021-2022 lawn bowls season, Launceston Bowls Club

Monday 11 October 2021

- Officiated at the *Seniors Morning Tea*, Northern Suburbs Community Centre, Newnham

Tuesday 12 October 2021

- Chaired the *Launceston Competitions Annual General Meeting*

Wednesday 13 October 2021

- Hosted the annual *Order of Australia Association* reception
- Attended the season launch at Invermay Bowls Club

Thursday 14 October 2021

- Welcomed delegates to the *Independent Living Centre Conference*
 - Attended the launch of *Sally's Ride 2021*
-

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

Friday 15 October 2021

- Officiated at the *Seniors Morning Tea*, Starting Point Neighbourhood House, Ravenswood

Saturday 16 October 2021

- Officiated at *White Ribbon* Event at UTAS Stadium
- Attended the 143rd official opening for the *Tamar Yacht Club*
- Attended the 175th anniversary of *Launceston Church Grammar School*

Monday 18 October 2021

- Attended the 40th anniversary celebrations of the *Rotary Club of Youngtown*

Tuesday 19 October 2021

- Conducted a public citizenship ceremony for 148 conferees

Wednesday 20 October 2021

- Visited *St Leonards Primary School* to speak with students
-

Councillor A E Dawkins withdrew from the Meeting at 2.47pm

Councillor A E Dawkins re-attended the Meeting at 2.51pm

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 Northern Suburbs (Mowbray) and the Lilydale Senior Citizens morning teas as part of *Seniors Week***
- **Attended the recent scholarships and bursary ceremony recognising University of Tasmania scholarship recipients supported by the Council**
- **Noted the recent passing of Auntie Phyllis and highlighted her positive contributions to the community**

11.2 Councillor D H McKenzie

- **Although unable to attend, commented on the recent citizenship ceremony and noted the excitement of those new citizens**
- **Attended the *Great Regional City Challenge* event on behalf of the City of Launceston held at Macquarie House, Launceston**
- **Attended the *Order of Australia Association* reception and presentation**
- **Participated in the *Launceston Men's 5km Walk* around Heritage Forest, organised by *Men's Table***

11.3 Councillor A G Harris

- **Attended the *Sally's Ride* launch for the event to be held on 14 November 2021 and noted that entries are open on the web-site**
- **Attended the *Sustainability Festival* launch and activity hosted by Tamar NRM**
- **Attended the *Order of Australia Association* reception and presentation**

11.4 Councillor K M Preece

- **Attended the Local Government Association of Tasmania's education session in Hobart**
- **Attended the citizenship ceremony**
- **Attended the *Sally's Ride* launch**
- **Attended the *Order of Australia Association* reception and presentation**

11.5 Councillor T G Walker

- **Attended the *Sustainability Festival* hosted by Tamar NRM**
 - **Commented on the 7 November 2021 catchment clean-up to be organised by Tamar NRM and encouraged community participation**
 - **Attended the *School Strike 4 Climate* in Civic Square**
 - **Noted the passing of local poet, Tim Thorne**
-

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.)

12.1.1 Councillors' Questions on Notice - Councillor D C Gibson - Civic Square Pavers - Council Meeting - 6 October 2021**FILE NO:** SF2375**AUTHOR:** Anthea Rooney (Council and Committees Officer)**CHIEF EXECUTIVE OFFICER:** Michael Stretton

QUESTIONS and RESPONSES:

The following question, asked at the Council Meeting on 6 October 2021 by Councillor D C Gibson, has been answered by Ms Tracey Mallett (Manager Liveable Communities).

Questions:

1. Can we be provided with an update on the progress of the replacement of the pavers in Civic Square?

Response:

Following some concerns raised last year about the historical integrity of a few of the historic timeline pavers within Civic Square, significant work has been undertaken to verify, update and add to these to ensure the historical facts encapsulate local Aboriginal history and more recent historical facts. Councillors were presented with proposed changes, removals and costings for this at a Council Workshop in July 2021. A further Workshop will be undertaken to review the proposed changes and budget considerations.

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**13.1 Northern Youth Coordinating Committee Meeting - 7 September 2021****FILE NO:** SF0136**AUTHOR:** Claudia Taylor (Youth Development Officer)**GENERAL MANAGER:** Leanne Hurst (Community and Place Network)

DECISION STATEMENT:

To receive and consider a report from the Northern Youth Coordinating Committee's regular meeting held on 7 September 2021.

RECOMMENDATION:

That Council receives the report from the Northern Youth Coordinating Committee Meeting held on 7 September 2021.

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

DECISION: 21 October 2021**MOTION**

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

13.2 Launceston Access Advisory Committee Meeting - 8 September 2021**FILE NO:** SF0025**AUTHOR:** Tracey Mallett (Manager Liveable Communities)**GENERAL MANAGER:** Leanne Hurst (Community and Place Network)

DECISION STATEMENT:

To receive and consider a report from the Launceston Access Advisory Committee Meeting 8 September 2021.

RECOMMENDATION:

That Council receives the report from the Launceston Access Advisory Committee Meeting held on 8 September 2021.

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

DECISION: 21 October 2021**MOTION**

Moved Councillor A E Dawkins, 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

13.3 Cultural Advisory Committee Meeting - 29 September 2021**FILE NO:** SF7357**AUTHOR:** Mengda Liu (Cultural Development Officer)**GENERAL MANAGER:** Leanne Hurst (Community and Place Network)

DECISION STATEMENT:

To receive a report from the Cultural Advisory Committee Meeting held 29 September 2021.

RECOMMENDATION:

That Council receives the report from the Cultural Advisory Committee Meeting held on 29 September 2021.

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

DECISION: 21 October 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

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)

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 14 and 21 October 2021:

Storage Facilities for Launceston's Homeless

Councillors provided feedback on the storage proposal by Striking it Out.

Albert Hall Renewal Project Update

Councillors discussed the Albert Hall Renewal Project.

2022 Council and Workshop Schedule

Councillors discussed proposed 2022 Council and Workshop Meeting dates.

State of the City Report

Councillors discussed the State of the City of Launceston Report 2020-2021.

Draft Launceston Transport Strategy 2020-2040

Councillors discussed the public consultation outcomes and intended actions of the Draft Launceston Transport Strategy 2020-2040.

Long Term Financial Plan and Strategic Asset Management Plan Review

Councillors received an update on the review of the Long Term Financial Plan and the Strategic Management Asset Management Plan.

Launceston Place Brand Implementation Update

Councillors were presented with an update on the Launceston Place Brand.

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

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

DECISION: 21 October 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

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**18.1 Launceston Flood Authority Quarterly Report - July to September 2021****FILE NO:** SF4493**AUTHOR:** Debbie Pickett (Personal Assistant Infrastructure and Assets Network)**GENERAL MANAGER:** Shane Eberhardt (Infrastructure and Assets Network)

DECISION STATEMENT:

To receive the Launceston Flood Authority Quarterly Report - July to September 2021.

RECOMMENDATION:

That Council, in accordance with Rule 26 of the *Launceston Flood Authority Rules, April 2020*, receives the Launceston Flood Authority Quarterly Report, July to September 2021 (ECM Document Set ID 4620854).

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

DECISION: 21 October 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

19 ORGANISATIONAL SERVICES NETWORK ITEMS**19.1 2021/2022 Budget - Budget Amendments****FILE NO:** SF681/SF7334**AUTHOR:** Nathan Williams (Manager Finance)**GENERAL MANAGER:** Louise Foster (Organisational Services Network)

DECISION STATEMENT:

For Council to:

1. consider changes to the Council's 2021/2022 Statutory Estimates.
A decision for Recommendation 1. requires an absolute majority of Council in accordance with section 82(4) of the Local Government Act 1993 (Tas).
2. consider adjustments made during 1 July to 30 September 2021 by the Chief Executive Officer to the 2021/2022 Budget.

RECOMMENDATION:

That Council:

1. pursuant to section 82(4) of the *Local Government Act 1993* (Tas) and by an absolute majority, approves the following changes to the 2021/2022 Statutory Estimates:
 - (a) Revenue
 - i. the net increase in revenue from external grants and contributions of \$6,930.
 - (b) Expenses
 - i. the net increase in operations expenditure of \$48,300.
 - (c) Capital Works Expenditure
 - i. the net increase in expenditure from external funds of \$6,930.
 - ii. the increase in the Council's funded expenditure of \$48,300.
 2. notes that amendments from Recommendation 1. result in:
 - (a) the operating surplus being amended to \$11,397,455 (including capital grants of \$18,592,049) for 2021/2022.
 - (b) the capital budget being decreased to \$41,599,428 for 2021/2022.
 3. pursuant to section 82(7) of the *Local Government Act 1993* (Tas), receives the Chief Executive Officer's report on adjustments to the 2021/2022 budget for the period 1 July to 30 September 2021.
-

Ms L Foster (General Manager Organisational Services Network) and Mr P Gimpl (Chief Financial Officer) were in attendance to answer questions of Council in respect of this Agenda Item.

19.1 2021/2022 Budget - Budget Amendments ...(Cont'd)

DECISION: 21 October 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 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

19.2 Lease - Invermay Bowls and Community Club Inc.

FILE NO: SF0857

AUTHOR: Tricia De Leon-Hillier (Lease and Licencing Officer)

GENERAL MANAGER: Louise Foster (Organisational Services Network)

DECISION STATEMENT:

To consider leasing part of an area of land situated at 2 Invermay Road, Invermay (CT180240/2) known as Invermay Park to the Invermay Bowls and Community Club Inc.

This decision requires an absolute majority of Council.

RECOMMENDATION:

That Council, by absolute majority, pursuant to section 178 of the *Local Government Act 1993* (Tas):

1. leases a parcel of land situated at 2 Invermay Road, Invermay (CT180240/2) known as Invermay Park to the Invermay Bowls and Community Club Inc. as marked on the plan below:



19.2 Lease - Invermay Bowls and Community Club Inc. ...(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 October 2021 or as determined by the Chief Executive Officer.
 - the lease amount shall be \$1 per annum if demanded;
 - tenant to be responsible for:
 - energy costs;
 - volumetric and connection charges for water and sewerage;
 - building and 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;
 - 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).
-

Ms L Foster (General Manager Organisational Services Network) and Ms T De Leon-Hillier (Lease and Licencing Officer) were in attendance to answer questions of Council in respect of this Agenda Item.

19.2 Lease - Invermay Bowls and Community Club Inc. ...(Cont'd)

DECISION: 21 October 2021**MOTION****Moved Councillor D H McKenzie, seconded Councillor P S Spencer.****That the Motion, as per the Recommendation to Council, be adopted.****CARRIED BY ABSOLUTE MAJORITY 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**

20 CHIEF EXECUTIVE OFFICER NETWORK ITEMS

20.1 Council Meeting Schedule 2022

FILE NO: SF0095

AUTHOR: Anthea Rooney (Council and Committees Officer)

CHIEF EXECUTIVE OFFICER: Michael Stretton

DECISION STATEMENT:

To consider the Council Meeting, Workshop and Annual General Meeting Schedule for 2022.

Pursuant to regulation 6(1) of the Local Government (Meeting Procedures) Regulations 2015 Recommendation 2. requires an absolute majority of Council.

RECOMMENDATION:

That Council:

1. approves the following Council Meeting, Workshop and Annual General Meeting Schedule for 2022:

DAY	DATE	MEETING	TIME
Council in Recess from 17 December 2021 to 20 January 2022			
JANUARY			
Thursday	20 January	Workshop	9.00am
Thursday	27 January	Council	1.00pm
FEBRUARY			
Thursday	3 February	Workshop	9.00am
Thursday	10 February	Council	1.00pm
Thursday	17 February	Workshop	9.00am
Thursday	24 February	Council	1.00pm
MARCH			
Thursday	3 March	Workshop	9.00am
Thursday	10 March	Council	1.00pm
Thursday	17 March	Workshop	9.00am
Thursday	24 March	Council	1.00pm
Thursday	31 March	Workshop	9.00am
APRIL			
Thursday	7 April	Council	1.00pm
Thursday	14 April	Workshop	9.00am
Friday 15 April to Tuesday 19 April - PUBLIC HOLIDAYS - Easter			
Thursday	21 April	Council	1.00pm
Thursday	28 April	Workshop	9.00am

20.1 Council Meeting Schedule 2022 ...(Cont'd)

MAY			
Thursday	5 May	Council	1.00pm
Thursday	12 May	Workshop	9.00am
Thursday	19 May	Council	1.00pm
Thursday	26 May	Workshop	9.00am
JUNE			
Thursday	2 June	Council	1.00pm
Thursday	9 June	Workshop	9.00am
Thursday	16 June	Council	1.00pm
Thursday	23 June	Workshop	9.00am
Thursday	30 June	Council	1.00pm
JULY			
Thursday	7 July	Workshop	9.00am
Thursday	14 July	Council	1.00pm
Thursday	21 July	Workshop	9.00am
Thursday	28 July	Council	1.00pm
AUGUST			
Thursday	4 August	Workshop	9.00am
Thursday	11 August	Council	1.00pm
Thursday	18 August	Workshop	9.00am
Thursday	25 August	Council	1.00pm
SEPTEMBER			
Thursday	1 September	Workshop	9.00am
Thursday	8 September	Council	1.00pm
Thursday	15 September	Workshop	9.00am
Thursday	22 September	Council	1.00pm
Thursday	29 September	Workshop	9.00am
OCTOBER			
Wednesday	5 October	Council	1.00pm
6 October - PUBLIC HOLIDAY - Launceston Show Day			
Thursday	13 October	Workshop	9.00am
Thursday	20 October	Council	1.00pm
Thursday	27 October	Workshop	9.00am
NOVEMBER			
Thursday	3 November	Council	1.00pm
Thursday	10 November	Workshop	9.00am
Thursday	17 November	Council	1.00pm
Thursday	24 November	Workshop	9.00am
DECEMBER			
Thursday	1 December	Council	1.00pm
Thursday	1 December	Annual General Meeting	5.30pm
Thursday	8 December	Workshop	9.00am
Thursday	15 December	Council	1.00pm

2. pursuant to regulation 6(1) of the *Local Government (Meeting Procedures) Regulations 2015*, determines by absolute majority that the start time of Council Meetings is 1.00pm.

20.1 Council Meeting Schedule 2022 ...(Cont'd)

3. notes that the Council Meeting Schedule for 2022 has been prepared in keeping with the Council Meetings Policy (Frequency and Commencement Time) 14-Plx-001, with the exception of the Workshop to be held on 20 January 2022 and the Council Meeting to be held on 5 October 2022 as discussed at the Workshop on 14 October 2021.
-

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

DECISION: 21 October 2021

MOTION

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

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

CARRIED BY ABSOLUTE MAJORITY 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

20.2 Launceston Flood Authority Annual Report as at 30 June 2021**FILE NO:** SF4493**AUTHOR:** Shane Eberhardt (General Manager Infrastructure and Assets Network)**CHIEF EXECUTIVE OFFICER:** Michael Stretton

DECISION STATEMENT:

To adopt the Launceston Flood Authority Annual Report for the 2020/2021 financial year.

RECOMMENDATION:

That Council adopts the Launceston Flood Authority Annual Report for the year ended 30 June 2021 (ECM Doc Set ID 4620887).

Mr M Stretton (Chief Executive Officer) and Mr S Eberhardt (General Manager Infrastructure and Assets Network) were in attendance to answer questions of Council in respect of this Agenda Item.

DECISION: 21 October 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

21 CLOSED COUNCIL

No Closed Items were identified as part of these Minutes

22 MEETING CLOSURE

The Mayor, Councillor A M van Zetten, closed the Meeting at 3.17pm.
