



City of
LAUNCESTON

COUNCIL MINUTES

**COUNCIL MEETING
THURSDAY 29 JULY 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: 29 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. 7 - *Public Health Act 1997*.

PUBLIC QUESTION TIME - AGENDA ITEM 8

Questions received in writing by close of business Wednesday of the week prior to the Council Meeting are treated as Questions on Notice. Your question and an answer will be published in the Agenda of the Council Meeting. Questions may be submitted to the Chief Executive Officer at contactus@launceston.tas.gov.au, 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)
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)
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 R I Soward
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 apologies from Councillor R I Soward and Councillor J G Cox.

2 MAYORAL ACKNOWLEDGEMENTS

The Mayor acknowledged the recent Olympic success of Ariarne Titmus formerly a resident of Launceston.

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.)

Councillor K P Stojansek declared an interest in Agenda Item 9.3 - DA0212/2021 - 7 Weedon Avenue, South Launceston - Residential - Construction of Alterations and Additions to an Existing Dwelling and Construction of an Additional Dwelling

Councillor T G Walker declared an interest in Agenda Item 21.2 - Annual Remission of Rates and Charges - Year Ended 30 June 2021

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

DECISION: 29 July 2021

MOTION

Moved Councillor D C Gibson, seconded Councillor P S Spencer.

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 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.)

7.1 Ms Lauren Harper (Events, Communication and Fund Raising) - Rural Alive and Well

Ms Harper provided information to Council about Rural Alive and Well (RAW), a State-side organisation, noting it provides a critical support service for rural and remote Tasmanians. As mental health rates rise due to the impact of the COVID-19 pandemic, it is imperative the community knows where and how to find the right support for community members.

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 - 15 July 2021**FILE NO:** SF6381**AUTHOR:** Anthea Rooney (Council and Committees Officer)**CHIEF EXECUTIVE OFFICER:** Michael Stretton

QUESTIONS and RESPONSES:

The following question, asked at the Council Meeting on 15 July 2021 by Ms Susan Rafferty, has been answered by Mr Shane Eberhardt (General Manager Infrastructure and Assets Network).

Questions:

1. [With reference to the Veolia site on Churchill Park Drive] would Council follow its own document's advice (*Invermay Master Plan 2019-2020*) and prevent larger scaled vehicles (with their associated noxious activity) from being positioned in Churchill Park Drive?

Response:

The Invermay Traffic Master Plan (the Plan) recognises the challenges in the Invermay precinct and details a number of projects to address these challenges. The masterplan has the following objectives:

1. *Avoid congestion (objective 1) - maximise the use of major roads throughout Invermay for vehicle and freight movements to avoid congestion on local streets (eg. Goderich and Forster Streets).*
2. *Improve performance (objective 2) - to improve the performance of the East Tamar Highway/Goderich Street corridor as a major north-south gateway into the City.*
3. *Minimise impact (objective 3) - to minimise traffic impact on the local Invermay road network.*
4. *Pedestrian/cycling connections (objective 4) - to maximise opportunities for pedestrian and cycling connections to Inveresk, Riverbend Park/Lindsay Street precinct and to the central City.*
5. *Improved circulation (objective 5) - to provide a 'loop road' for the Riverbend Park/Lindsay Street Precinct via the 'New Link Road' between Lindsay and Gleadow Streets to improve circulation of commercial vehicles, buses and visitors to the precinct.*

The infrastructure projects identified in the endorsed Plan are being delivered to meet the above objectives and are consistent with the timeframes provided in the Plan.

8.1.2 Public Questions on Notice - Ms Susan Rafferty - 19 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 19 July 2021 by Ms Susan Rafferty, has been answered by Mr Richard Jamieson (Manager City Development).

Questions:

1. How is it acceptable for a recycling plant, abutting a residential area, to be considered when there is no solution to an emitting activity?

Response:

The premise of this question is not accepted. The application for this development was considered and approved in accordance with the Interim Launceston Planning Scheme 2015. It is not the case that there is no solution to the emitting activity.

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 - Churchill Park Drive, Invermay

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

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

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 12 August 2021.

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

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 12 August 2021.

8.2.2 Ms Susan Rafferty - YouTube Video Information

3. Would Councillors take a moment over the next while to watch a YouTube video called *Watermaster* - it is a Finnish company that makes a dredge.

The Mayor, Councillor A M van Zetten, responded by saying Councillors will be able to view the clip in their own time.

8.2.3 Dr John Ball - 7 Weedon Street, South Launceston

[With reference to general amenity in planning matters]:

- 1. To what extent does our Council have the power to address the concerns of the ratepayers?**

The Chief Executive Officer, Mr Michael Stretton, responded by saying that the development density that is allowable in zones is prescribed by the Tasmanian Planning Scheme, which you will have noted from years gone by, has now been standardised across the State. There were planning directives that were implemented across the State that actually changed the Council's prior planning scheme with respect to what is allowed by way of density of units in particular streets. The Council's control now rests with being able to administer that planning scheme in the best way possible.

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

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 12 August 2021.

8.2.4 Ms Robyn Weston - 7 Weedon Avenue, South Launceston

1. **[With reference to the new planning scheme], does the local Council government in Launceston have any say on how residential areas are zoned here?**

The Mayor, Councillor A M van Zetten, responded by saying that the Council makes recommendations to the Tasmanian Planning Commission and then they approve or refuse them, so the Council does have input in the beginning.

2. **So, with the new planning scheme coming, is there an opportunity, at this point, for the Council to have any influence over where those areas are currently zoned and any changes to that zoning?**

The Manager City Development, Mr Richard Jamieson, responded by saying that the new planning scheme, or the local provisions for the planning scheme are currently on exhibition and we are calling for public to make submissions to that. The Council is running a number of drop in sessions and there may well be one in Kings Meadows later in the week, and if you have any questions about how you can get involved you are invited to come down and speak to the planning team and they can talk you through how you can make a submission. Once the submissions are made, and we expect to get hundreds of them, the Council will consider each of those, and as mentioned by the Mayor, the City of Launceston will make a recommendation on the merits of those and that will go forward to the Tasmanian Planning Commission to be determined and then the scheme will finally be adopted.

3. **How seriously will the Council take the public consultation feedback?**

The Mayor, Councillor A M van Zetten, responded by saying that submissions would be taken very seriously.

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 DA0186/2021 - 4-6 Boland Street and 13A Tamar Street, Launceston - Visitor Accommodation - Construction of an Hotel With 134 Rooms and Including a Restaurant and Gymnasium

FILE NO: DA0186/2021

AUTHOR: Duncan Payton (Town Planner)

ACTING GENERAL MANAGER: Tracey Mallett (Community and Place Network)

DECISION STATEMENT:

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

PREVIOUS COUNCIL CONSIDERATION:

DA0155/2017 - Approved the demolition of the then existing derelict cottages on the site and the construction of 30 multiple dwellings in a five storey building with a height of 17.6m. The cottages were demolished and the permit remains active.

DA0193/2019 - Approved the construction of a four storey office building with a height of 14.4m. Whilst not acted upon, this permit remains active at the time of writing.

DA0049/2020 - The application for 135 hotel rooms, plus restaurant and gym, over six storeys and with a height of 23.7m has been withdrawn by the applicant and replaced by the current application.

RECOMMENDATION:

That, in accordance with sections 51 and 57 of the *Land Use Planning and Approvals Act 1993* and the Launceston Interim Planning Scheme 2015, a permit be granted for DA0186/2021 - Visitor Accommodation - construction of an hotel with 134 rooms and including a restaurant and gym at 4-6 Boland Street and 13A Tamar Street, Launceston, subject to the following conditions:

9.1 DA0186/2021 - 4-6 Boland Street and 13A Tamar Street, Launceston - Visitor Accommodation - Construction of an Hotel With 134 Rooms and Including a Restaurant and Gymnasium ...(Cont'd)

1. ENDORSED PLANS AND DOCUMENTS

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

- a. Development Application report, prepared by Commercial Project Delivery, Boland Street Hotel, Boland Street, Launceston, revision 1, dated 23/12/2020.
- b. Phase 1 Investigation, prepared by Jemrok, 4-6 Boland Street and 13 Tamar Street, Launceston, dated 10/07/2017.
- c. Preliminary Site Investigation, prepared by ES&D, project 6830, 4-6 Boland Street, Launceston, dated 29/01/2020.
- d. Construction Environmental Management Plan, prepared by ES&D, project 6830, 4-6 Boland Street and 13A Tamar Street, Launceston, dated 14/04/2020.
- e. Remediation and Validation Plan, prepared by ES&D, project 6830, 4-6 Boland Street and 13A Tamar Street, Launceston, dated 30/03/2020.
- f. Historic Heritage Assessment, prepared by Gayle Plunket Architect, 4-6 Boland Street, Launceston, dated April 2021.
- g. Plans and Images, prepared by Telha Clarke, Boland Street Hotel, 4 Boland Street, Launceston, revision 2, dated 25/03/2021.
- h. Traffic Impact Assessment, prepared by Pitt & Sherry, 4-6 Boland Street, Launceston, revision 01, dated 27/05/2021.
- i. Infrastructure Report, prepared by Rare, 4-6 Boland Street, Launceston, revision C, dated 09/04/2021.

2. AMENDED PLANS REQUIRED

Prior to the commencement of any work, an amended plan set must be submitted to the satisfaction of the Manager City Development. 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. revised elevations, to correct and show a consistent maximum height of 22.2m.
- b. the rounded tops to glazing openings to façades to be limited to level 6 of the building, thus requiring that the openings to levels 3, 4 and 5 be of a rectangular shape with proportions which fit more cohesively with the predominant form of openings on surrounding heritage places.
- c. the framing of glazing to the upper four floors to be configured to break down the scale of the openings and provide a finer grain to the appearance of the overall structure, consistent with the qualities of significant early buildings in the area, ie. with more horizontal than vertical articulation of form.

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 planning officer.

9.1 DA0186/2021 - 4-6 Boland Street and 13A Tamar Street, Launceston - Visitor Accommodation - Construction of an Hotel With 134 Rooms and Including a Restaurant and Gymnasium ...(Cont'd)

3. ARCHAEOLOGY

In accordance with the recommendations of the endorsed Historic Heritage Assessment, an archaeologist must be on site during any excavation or construction work which involves the disturbance of ground. Any archaeological findings are to be registered with QVMAG, as per the requirements of the Tasmanian Heritage Commission for recording of archaeological findings.

4. LEFT TURN CAR PARK ENTRY AND EXIT

Entry to and exit from the car park shall be by left turn only. Prior to the commencement of the use, *Left Turn Only* signage shall be erected to the satisfaction of the Manager City Development

5. GYMNASIUM FOR GUEST USE ONLY

The gymnasium shall be for the use of guests only without the further approval of the Council.

6. DELIVERIES OF GOODS OR MATERIALS

All deliveries or collections of good or materials shall be conducted in the car park and shall not be undertaken from Boland Street.

7. VALET CAR PARKING

Prior to the commencement of the use, 19 car parking spaces, to be used as valet parking, or other suitable arrangement, shall be provided at an approved off-site location and details of the location and method of operation provided to the approval of the Manager City Development.

The use of such parking, with a minimum of 19 car parking spaces shall be available for the duration of the development and use unless otherwise approved by the Council.

8. AMENITY

The construction of the development permitted by this permit must not adversely affect the amenity of the site and the locality by reason of the processes carried on; the transportation of materials, goods or commodities to or from the subject land; the appearance of any buildings, works or materials; the emission of noise, artificial light, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil; the presence of vermin or otherwise.

9. 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.

9.1 DA0186/2021 - 4-6 Boland Street and 13A Tamar Street, Launceston - Visitor Accommodation - Construction of an Hotel With 134 Rooms and Including a Restaurant and Gymnasium ...(Cont'd)

10. HOURS OF CONSTRUCTION

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

Monday to Friday - 7am to 6pm and

Saturday - 8am to 5pm

No works on Sunday or Public Holidays

11. TASWATER

The development must comply with the requirements of TasWater as detailed in the form Submission to Planning Authority Notice, Reference No. TWDA 2021/00632-LCC, 25/05/2021 and attached to the permit.

12. VEGETATION SCREEN

Prior to the commencement of any works, a vegetation 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 details of the following:

- a. major site features such as building footprints and street boundaries; and
- b. the extent of all proposed garden beds, plantings, noting that substantial vegetation must be provided to the building facades as shown on the proposal plans in order to soften the impact of the new building on the streetscape; and
- c. a schedule of all proposed climbers, and other plantings including common name, botanical name and size at maturity including evidence of suitability for specific locations, noting that a mix of deciduous and evergreen species are preferred; and
- d. the amount and type of growing medium to be provided to support growth; and
- e. the type and extent of drainage provision provided; and
- f. the watering requirements and methods proposed (calculated from the above) to provide for watering of all vegetated areas.

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

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

13. PLAQUE CONTENT

Prior to the erection of the *historical plaque*, a plan detailing the design and wording shall be submitted to the approval of the Manager City Development. Once approved, this plan shall form part of the endorsed plans.

9.1 DA0186/2021 - 4-6 Boland Street and 13A Tamar Street, Launceston - Visitor Accommodation - Construction of an Hotel With 134 Rooms and Including a Restaurant and Gymnasium ...(Cont'd)

14. DRIVEWAY AND PARKING AREA CONSTRUCTION

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

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

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

15. 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.

16. 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.

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 DA0186/2021 - 4-6 Boland Street and 13A Tamar Street, Launceston - Visitor Accommodation - Construction of an Hotel With 134 Rooms and Including a Restaurant and Gymnasium ...(Cont'd)

17. 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.

18. 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.

19. 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.

20. OCCUPATION OF ROAD RESERVE (COMPLEX)

Any works in the road reserve, or requiring the occupation of the road reserve, must be undertaken by, or under the supervision of a tradesman/contractor who is registered with Council as a *Registered Contractor*.

9.1 DA0186/2021 - 4-6 Boland Street and 13A Tamar Street, Launceston - Visitor Accommodation - Construction of an Hotel With 134 Rooms and Including a Restaurant and Gymnasium ...(Cont'd)

Where it is necessary for works to occur within the road reserve or for the occupation of the road reserve, the express written permission of the General Manager Infrastructure and Assets Network is required. Application for the occupation of Boland Street must be made 14 days prior to date of the scheduled occupation or works and detailing (but not limited to):

- a. the nature, dates and duration of the occupation and/or works,
- b. the contractor's name and registration number,
- c. the traffic management works that are must employed to provide for the continued safe use of the road reserve by pedestrians and vehicles,
- d. any alternative pedestrian routes to be provided where the existing footpath in Boland Street is unavailable for use due to the delivery of materials such as the precast concrete panels, and
- e. any temporary works required to maintain the serviceability of the road or footpath.

A permit issued for any occupation and/or works may be subject to conditions specifying or limiting:

- a. the nature, dates and duration of the occupation and/or works;
- b. the traffic management works that must be employed to provide for the continued safe use of the road reserve by pedestrians and vehicles,
- c. any alternative pedestrian routes to be provided where the existing footpath in Boland Street is unavailable for use due to the delivery of materials such as the precast concrete panels
- d. any temporary works required to maintain the serviceability of the road or footpath,
- e. all remedial works required to repair any damage to the road reserve resulting from the occupation and/or works.

Inspections must be arranged for prior to the commencement of the occupation and at the completion of the works.

21. CONSTRUCTION ENVIRONMENTAL MANAGEMENT PLAN

The developer must comply with the recommendations detailed in the Construction Environmental Management Plan (prepared by ES&D, project no. 6830, dated April 2020).

22. CONTAMINATED LAND

Prior to the commencement of any earthworks or construction works, a Remediation and Validation report that includes a statement that the land is suitable for the intended use, completed or reviewed by a certified Environmental Practitioner, must be submitted to the satisfaction of the Manager Health and Compliance.

9.1 DA0186/2021 - 4-6 Boland Street and 13A Tamar Street, Launceston - Visitor Accommodation - Construction of an Hotel With 134 Rooms and Including a Restaurant and Gymnasium ...(Cont'd)

Notes

A. General

This permit was issued based on the proposal documents submitted for DA0186/2021. You should contact the Council with any other use or developments, as they may require the separate approval of Council. The Council's planning staff can be contacted on 6323 3000.

This permit takes effect after:

- a. The 14 day appeal period expires; or*
- b. Any appeal to the Resource Management and Planning Appeal Tribunal is withdrawn or determined; or*
- c. Any agreement that is required by this permit pursuant to Part V of the Land Use Planning and Approvals Act 1993 is executed; or*
- d. Any other required approvals under this or any other Act are granted.*

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

B. Restrictive Covenants

The granting of this permit takes no account of any covenants applicable to the land. The permit holder and any other interested party, should make their own enquiries as to whether the proposed development is affected, restricted or prohibited by any such covenant.

If the proposal is non-compliant with any restrictive covenants, those restrictive covenants should be removed from the title prior to construction commencing or the owner will carry the liability of potential legal action in the future.

C. Appeal Provisions

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

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

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

9.1 DA0186/2021 - 4-6 Boland Street and 13A Tamar Street, Launceston - Visitor Accommodation - Construction of an Hotel With 134 Rooms and Including a Restaurant and Gymnasium ...(Cont'd)

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. Flood Management Plan

It is recommended that prior to commencement of the use, a hydrological report and emergency management plan, prepared by a suitably qualified person, be prepared addressing:

- a. the risks to life;*
- b. the likely impact on the use or development; and*
- c. how the use or development will manage the risk to a tolerable level;*

in the event of either an overtopping of the levee or a levee breach at the closest point in the levee during a flood event.

F. Signage and On-street Dining Not Approved by This Permit

The signs and on-street dining, shown on the endorsed plans, is indicative only and is not included or approved by this permit. Further approval will be required prior to the erection and display of signs or the establishment of on-street dining.

G. Recycled Bricks

Where the recycled brick is to be used as a non-structural facing or veneer, then a hydraulic lime and sand mortar is encouraged (rather than modern cement mortar), as best practice to ensure the longevity of the old bricks.

Where the recycled brick is to be structural and the use of traditional lime mortar is not possible due to current construction standards, then a Portland cement/sand mortar or the like is encouraged, however the mix of mortar should be specified with special consideration to the strength and porosity of the old bricks to avoid cracking due to movement and to enable removal of mortar for any future re-use.

H. Existing Conditions Report

It is recommended that construction management plans and existing condition reports be prepared, including special consideration of all older buildings in the vicinity and limiting construction methods to those which should not cause unreasonable risk to those older structures.

9.1 DA0186/2021 - 4-6 Boland Street and 13A Tamar Street, Launceston - Visitor Accommodation - Construction of an Hotel With 134 Rooms and Including a Restaurant and Gymnasium ...(Cont'd)

I. Food Premises

Fit-out of a commercial kitchen must comply with the National Construction Code TAS Part H102. A Form 42 (under section 131 of the Building Act 2016) and associated plans must be submitted to Council (via a building surveyor) before building work commences. All businesses serving food must also be registered with the Council in accordance with the Food Act 2003.

J. Inner City Residential Design Consideration

Inner city residential use may be subject to background noise and/or odour associated with commercial activity. It is recommended that consideration be given to appropriate measures being incorporated in the design of the development to minimise such intrusions.

Mr R Jamieson (Manager City Development), Ms P Glover (Team Leader Planning Assessments) and Mr D Payton (Town Planner) were in attendance to answer questions of Council in respect of this Agenda Item.

Ms Chloe Lyne (on behalf of the proponents) spoke for the Recommendation

DECISION: 29 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 7:3

FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, Councillor D H McKenzie, Councillor K P Stojansek, Councillor A E Dawkins, Councillor N D Daking and Councillor A G Harris

AGAINST VOTE: Councillor P S Spencer, Councillor T G Walker and Councillor K M Preece

- 9.1 DA0186/2021 - 4-6 Boland Street and 13A Tamar Street, Launceston - Visitor Accommodation - Construction of an Hotel With 134 Rooms and Including a Restaurant and Gymnasium ...(Cont'd)
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DECISION: 29 July 2021

MOTION 2

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

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

CARRIED 10:0

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

9.2 DA0295/2021 - 22 Longwood Avenue, Newstead - Residential - Construction of an Outbuilding for Partial Use as Home-Based Business (Contractor's Yard)**FILE NO:** DA0295/2021**AUTHOR:** Aidan Colahan (Graduate Town Planner)**ACTING GENERAL MANAGER:** Tracey Mallett (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 by Council, for Residential - Construction of an outbuilding for partial use as home-based business (contractor's yard) at 22 Longwood Avenue, Newstead subject to the following conditions:

1. ENDORSED PLANS AND DOCUMENTS

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

- a. Proposal, Dated 03/06/2021.
- b. Site Plan, Prepared by Cohen & Associates P/L, Job. 6976, Ref. B4/54, Proposed Sheds, 22 Longwood Avenue, Newstead, Page No 1 of 1, Dated 18/03/2015.
- c. Shed Elevations, Prepared by Shed Corp Tasmania, Quotation No.LEG213054-3, Quotation for Dairy Maintenance.
- d. Floor Plan, Prepared by Shed Corp Tasmania, Quotation No.LEG213054-3, Quotation for Dairy Maintenance.

2. USE LIMITATION

This permit allows the use for *a home-based business (contractor's yard)* as defined in the Launceston Interim Planning Scheme 2015:

Use of part of a dwelling by a resident for non-residential purposes if:

- (a) no more than 50m² of floor area of the dwelling is used for the non-residential purposes;
 - (b) the person conducting the business normally uses the dwelling as their principal place of residence;
 - (c) it does not involve employment of more than 2 workers who do not reside at the dwelling;
 - (d) any load on a utility is no greater than for a domestic use;
 - (e) there is no activity that causes electrical interference to other land;
-

9.2 DA0295/2021 - 22 Longwood Avenue, Newstead - Residential - Construction of an Outbuilding for Partial Use as Home-Based Business (Contractor's Yard) ... (Cont'd)

- (f) there is, on the site, no storage of hazardous materials;
- (g) there is, on the site, no display of goods for sale;
- (h) there is, on the site, no advertising of the business other than 1 sign (non-illuminated) not exceeding 0.2m² in area;
- (i) there is, on the site, no refuelling, servicing or repair of vehicles not owned by a resident;
- (j) not more than two commercial vehicles are on the site at any one time and no commercial vehicle on the site exceeds 2 tonnes; and
- (k) all vehicles used by the business are parked on the site.

3. 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.

4. NO STORAGE OUTSIDE BUILDING

No external storage of goods, material or equipment associated with the home-based business is permitted.

5. NON REFLECTIVE EXTERIOR FINISH

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

6. HOURS OF OPERATION

The operation of the home based business (contractor's yard) must be confined to the following hours (with the exception of vehicles entering and exiting the site):

Monday to Friday - 7am - 6pm

Saturdays - 9am - 1pm

7. 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

8. DAMAGE TO THE COUNCIL'S INFRASTRUCTURE

The developer is liable for all costs associated with the repair of damage to the Council's infrastructure resulting from non-compliance with the conditions of the Planning Permit and any by-law or legislation relevant to the development activity on the site. Damage may also include the undertaking of unauthorised works to the Council's infrastructure such as driveways, footpaths and stormwater infrastructure. The developer will also be liable for all reasonable costs associated with the enforcement of compliance with the conditions, by-laws and legislation relevant to the development activity on the site.

9.2 DA0295/2021 - 22 Longwood Avenue, Newstead - Residential - Construction of an Outbuilding for Partial Use as Home-Based Business (Contractor's Yard) ...(Cont'd)

9. WORKS WITHIN/OCCUPATION OF THE ROAD RESERVE

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

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

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

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

10. SOIL AND WATER MANAGEMENT PLAN

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

11. AMENITY - COMMERCIAL/INDUSTRIAL USE

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

12. NO BURNING OF WASTE

No burning of any waste materials, 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.

9.2 DA0295/2021 - 22 Longwood Avenue, Newstead - Residential - Construction of an Outbuilding for Partial Use as Home-Based Business (Contractor's Yard) ...(Cont'd)

Notes

A. General

This permit was issued based on the proposal documents submitted for DA0295/2021. 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.

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>>

9.2 DA0295/2021 - 22 Longwood Avenue, Newstead - Residential - Construction of an Outbuilding for Partial Use as Home-Based Business (Contractor's Yard) ...(Cont'd)

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.

Mr R Jamieson (Manager City Development), Ms P Glover (Team Leader Planning Assessments) and Mr A Colahan (Graduate Town Planner) were in attendance to answer questions of Council in respect of this Agenda Item.

Mr Craig Stokes spoke for the Recommendation

DECISION: 29 July 2021

MOTION

Moved Councillor P S Spencer, 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 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 DA0212/2021 - 7 Weedon Avenue, South Launceston - Residential - Construction of Alterations and Additions to an Existing Dwelling and Construction of an Additional Dwelling

FILE NO: DA0212/2021

AUTHOR: Maria Chledowska (Town Planner)

ACTING GENERAL MANAGER: Tracey Mallett (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 DA0212/2021 Residential - construction of alterations and additions to an existing dwelling and construction of an additional dwelling at 7 Weedon Avenue, South Launceston subject to the following conditions:

1. ENDORSED PLANS AND DOCUMENTS

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

- a. Site Plan, prepared by Prime Design, Project/Drawing No. PD21024 01, Revision 06, Dated 01/06/2021.
 - b. Landscaping Plan, prepared by Prime Design, Project/Drawing No. PD21024 03, Revision 06, Dated 01/06/2021.
 - c. Demolition Plan, prepared by Prime Design, Project/Drawing No. PD21024 01-01, Revision 04, Dated 27/04/2021.
 - d. Floor Plan Unit 1 (Existing House), prepared by Prime Design, Project/Drawing No. PD21024 01-02, Revision 04, Dated 27/04/2021.
 - e. Elevations Unit 1 (Existing House), prepared by Prime Design, Project/Drawing No. PD21024 01-03, Revision 04, Dated 27/04/2021.
 - f. Elevations Unit 1 (Existing House), prepared by Prime Design, Project/Drawing No. PD21024 01- 04, Revision 04, Dated 27/04/2021.
 - g. Ground Floor Plan Unit 2, prepared by Prime Design, Project/Drawing No. PD21024 02 -01, Revision 04, Dated 27/04/2021.
 - h. First Floor Plan Unit 2, prepared by Prime Design, Project/Drawing No. PD21024 02 - 02, Revision 04, Dated 27/04/2021.
 - i. Elevations Unit 2, prepared by Prime Design, Project/Drawing No. PD21024 02 -03, Revision 04, Dated 27/04/2021.
 - j. Elevations Unit 2, prepared by Prime Design, Project/Drawing No. PD21024 02 -04, Revision 04, Dated 27/04/2021.
-

9.3 DA0212/2021 - 7 Weedon Avenue, South Launceston - Residential - Construction of Alterations and Additions to an Existing Dwelling and Construction of an Additional Dwelling ...(Cont'd)

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. TASWATER

The development must comply with the requirements of TasWater as detailed in the form Submission to Planning Authority Notice, Reference No. TWDA 2021/00714-LCC, 12/05/2021 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. maintained as part of residential development. It must not be removed, destroyed or lopped without the written consent of the Council.

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. PRIVACY SCREENING

A 1.7m high privacy screen must be erected along southern side of the deck of Unit 2 and to the kitchen window facing southern rear boundary to ensure reasonable privacy for the adjoining property.

8. 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.
-

9.3 DA0212/2021 - 7 Weedon Avenue, South Launceston - Residential - Construction of Alterations and Additions to an Existing Dwelling and Construction of an Additional Dwelling ...(Cont'd)

- c. either internal or external clothes drying facility to be provided for each dwelling to the satisfaction of the Council.

9. 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.

10. 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.

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.

11. 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.

9.3 DA0212/2021 - 7 Weedon Avenue, South Launceston - Residential - Construction of Alterations and Additions to an Existing Dwelling and Construction of an Additional Dwelling ...(Cont'd)

12. 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.

13. 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.

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. SUBMISSION AND APPROVAL OF PLANS

Prior to the commencement of the development of the site, detailed plans and specifications must be submitted to the General Manager Infrastructure and Assets Network for approval. Such plans and specifications must:

9.3 DA0212/2021 - 7 Weedon Avenue, South Launceston - Residential - Construction of Alterations and Additions to an Existing Dwelling and Construction of an Additional Dwelling ...(Cont'd)

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

16. CONSTRUCTION OF WORKS

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

- a. Stormwater
 - i. Relocation of the existing side entry pit to be clear of proposed driveway and existing driveway at No.9 Weedon Avenue and all necessary alterations to existing pits, pipes and manholes.
- b. Roads
 - i. All necessary trench reinstatement in Weedon Avenue.

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

- a. construction requirements,
 - b. appointment of a suitably qualified Supervising Engineer to supervise and certify construction works, arrange Council Audit inspections and other responsibilities,
 - c. construction audit inspections,
 - d. practical completion and after a 12 months defects liability period the Final Inspection and Hand-Over.
-

9.3 DA0212/2021 - 7 Weedon Avenue, South Launceston - Residential - Construction of Alterations and Additions to an Existing Dwelling and Construction of an Additional Dwelling ...(Cont'd)

17. CONSTRUCTION DOCUMENTATION

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

- a. an *as constructed* plan in accordance with Council's standard requirements for as constructed drawings. A separate copy of the requirements is available from Infrastructure and Assets Network.
- b. a Closed Circuit Television inspection report for all sewers or drains constructed or incorporated in the works.
- c. compaction and soil test results for all earthworks or pavement works.
- d. an engineer's certificate that each component of the works comply with the approved engineering plans and the Council's standards.

18. COMPLETION OF WORKS

All works must be carried out to Council standards and to the satisfaction of the General Manager Infrastructure and Assets Network and under the direct supervision of a civil engineer engaged by the owner and approved by the Council. Certification that all works have been carried out in accordance with the approved engineering design plans and to the Council's standards will be required prior to issue of the Certificate of Practical Completion.

19. 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.

20. 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.

9.3 DA0212/2021 - 7 Weedon Avenue, South Launceston - Residential - Construction of Alterations and Additions to an Existing Dwelling and Construction of an Additional Dwelling ...(Cont'd)

Notes

A. General

This permit was issued based on the proposal documents submitted for DA0212/2021. You should contact the Council with any other use or developments, as they may require the separate approval of Council. The Council's Planning staff can be contacted on 6323 3000.

This permit takes effect after:

- a. The 14 day appeal period expires; or*
- b. Any appeal to the Resource Management and Planning Appeal Tribunal is withdrawn or determined; or*
- c. Any agreement that is required by this permit pursuant to Part V of the Land Use Planning and Approvals Act 1993 is executed; or*
- d. Any other required approvals under this or any other Act are granted.*

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

B. Restrictive Covenants

The granting of this permit takes no account of any covenants applicable to the land. The permit holder and any other interested party, should make their own enquiries as to whether the proposed development is affected, restricted or prohibited by any such covenant.

If the proposal is non-compliant with any restrictive covenants, those restrictive covenants should be removed from the title prior to construction commencing or the owner will carry the liability of potential legal action in the future.

C. Appeal Provisions

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

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

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

9.3 DA0212/2021 - 7 Weedon Avenue, South Launceston - Residential - Construction of Alterations and Additions to an Existing Dwelling and Construction of an Additional Dwelling ...(Cont'd)

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.

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>Street Address</i>
<i>Unit 1 (Existing)</i>	<i>1/7 Weedon Avenue, South Launceston</i>
<i>Unit 2 (Proposed)</i>	<i>2/7 Weedon Avenue, South Launceston</i>

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

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

Councillor K P Stojansek declared an interest in Agenda Item 9.3 - DA0212/2021 - 7 Weedon Avenue, South Launceston - Residential - construction of alterations and additions to an existing dwelling and construction of an additional dwelling and withdrew from the Meeting at 1.57pm.

Ms Robyn Weston spoke against the Recommendation

- 9.3 DA0212/2021 - 7 Weedon Avenue, South Launceston - Residential - Construction of Alterations and Additions to an Existing Dwelling and Construction of an Additional Dwelling ...(Cont'd)
-

DECISION: 29 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 8:1

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

AGAINST VOTE: Councillor T G Walker

ABSENT DUE to DECLARATION of INTEREST: Councillor K P Stojansek

Councillor K P Stojansek re-attended the Meeting at 2.15pm.

9.4 DA0256/2021 - 35 Lyttleton Street, East Launceston - Construction of a Second Dwelling and Construction of a Second Crossover**FILE NO:** DA0256/2021**AUTHOR:** Maria Lasso (Town Planner)**ACTING GENERAL MANAGER:** Tracey Mallett (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 DA0256/2021 - Construction of a second dwelling and construction of a second crossover at 35 Lyttleton Street, East Launceston subject to the following conditions:

1. ENDORSED PLANS AND DOCUMENTS

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

- a. Cover, Prepared by S Group, Project No. J007142, Sheet No. A001, Revision A, Dated 2/6/21, Amended Plans Required.
- b. Site Plan, Prepared by S Group, Project No. J007142, Sheet No. A101, Revision A, Dated 2/6/21, Amended Plans Required.
- c. Floor Plan Proposed, Prepared by S Group, Project No. J007142, Sheet No. A201, Revision A, Dated 2/6/21, Amended Plans Required.
- d. Floor Plan existing, Prepared by S Group, Project No. J007142, Sheet No. A202, Revision A, Dated 2/6/21, Amended Plans Required.
- e. Elevations, Prepared by S Group, Project No. J007142, Sheet No. A301, Revision A, Dated 2/6/21, Amended Plans Required.
- f. Shadow Diagrams, Prepared by S Group, Project No. J007142, Sheet No. A302, Revision A, Dated 2/6/21, Amended Plans Required.

2. AMENDED PLANS REQUIRED

Prior to the commencement of any work and/or use, amended plans must be submitted to the satisfaction of the Manager City Development 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. the existing crossover widened to account for the proposed new crossover.
-

9.4 DA0256/2021 - 35 Lyttleton Street, East Launceston - Construction of a Second Dwelling and Construction of a Second Crossover ...(Cont'd)

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 Planning officer.

3. 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.

4. TASWATER

The development must comply with the requirements of TasWater as detailed in the form Submission to Planning Authority Notice, Reference No. TWDA 2021/00791-LCC, 26/05/2021 and attached to the permit.

5. 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

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. 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.

9.4 DA0256/2021 - 35 Lyttleton Street, East Launceston - Construction of a Second Dwelling and Construction of a Second Crossover ...(Cont'd)

8. 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 1 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. 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.

10. 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.

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.

9.4 DA0256/2021 - 35 Lyttleton Street, East Launceston - Construction of a Second Dwelling and Construction of a Second Crossover ...(Cont'd)

11. 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.

12. 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.

13. 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.

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.

9.4 DA0256/2021 - 35 Lyttleton Street, East Launceston - Construction of a Second Dwelling and Construction of a Second Crossover ...(Cont'd)

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 DA0256/2021. You should contact the Council with any other use or developments, as they may require the separate approval of Council. The Council's Planning staff can be contacted on 6323 3000.

This permit takes effect after:

- a. The 14 day appeal period expires; or*
- b. Any appeal to the Resource Management and Planning Appeal Tribunal is withdrawn or determined; or*
- c. Any agreement that is required by this permit pursuant to Part V of the Land Use Planning and Approvals Act 1993 is executed; or*
- d. Any other required approvals under this or any other Act are granted.*

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

B. Restrictive Covenants

The granting of this permit takes no account of any covenants applicable to the land. The permit holder and any other interested party, should make their own enquiries as to whether the proposed development is affected, restricted or prohibited by any such covenant.

9.4 DA0256/2021 - 35 Lyttleton Street, East Launceston - Construction of a Second Dwelling and Construction of a Second Crossover ...(Cont'd)

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.

F. Strata Lot Numbers and Addresses

The following number and addressing is to be assigned to the development consistent with the residential addressing standard: Australian Standard AS4819:

<i>Dwelling No</i>	<i>Strata Lot No.</i>	<i>Street Address</i>
<i>1 (Existing)</i>	<i>1</i>	<i>35 Lyttleton Street, East Launceston</i>
<i>2 (Proposed)</i>	<i>2</i>	<i>4 Clarence Street, East Launceston</i>

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

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.

9.4 DA0256/2021 - 35 Lyttleton Street, East Launceston - Construction of a Second Dwelling and Construction of a Second Crossover ...(Cont'd)

Ms Michelle Schleiger (on behalf of Woolcott Surveyors) spoke for the Recommendation

DECISION: 29 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 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

9.5 DA0251/2021 - 28 Olive Street, Newstead With Access Over 115A Elphin Road, Newstead - Visitor Accommodation - Change of Use to a Holiday Unit and Construction of Alterations to a Building (Retrospective)

FILE NO: DA0251/2021

AUTHOR: Maria Lasso (Town Planner)

ACTING GENERAL MANAGER: Tracey Mallett (Community and Place Network)

DECISION STATEMENT:

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

PREVIOUS COUNCIL CONSIDERATION:

Council - 31 October 2019 - Agenda Item 8.3 - Visitor Accommodation - Change of Use to a Holiday Unit and Construction of Alterations to a Building (retrospective) - Refused

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 DA0251/2021 - Visitor Accommodation - Change of Use to a Holiday Unit and Construction of Alterations to a Building (Retrospective) at 28 Olive Street, Newstead with access over 115A Elphin Road 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. Site Plan, Prepared by T.D.Gunn, Proposed Visitor Accommodation at 28 Olive Street Newstead, Project No. TG001, Drawing No 002, Revision No. 4, Dated 15/06/2021.
 - b. Floor Plan, Prepared by T.D.Gunn, Proposed Visitor Accommodation at 28 Olive Street Newstead, Project No. TG001, Drawing No 003, Revision No. 2, Dated 28/04/2021.
 - c. Elevations, Prepared by T.D.Gunn, Proposed Visitor Accommodation at 28 Olive Street Newstead, Project No. TG001, Drawing No 001, Revision No. 2, Dated 28/04/2021.
 - d. Stormwater runoff, Prepared by T.D.Gunn, Proposed Visitor Accommodation at 28 Olive Street Newstead, Project No. TG001, Drawing No 004, Revision No. 1, Dated 15/06/2021.
 - e. Surface Treatment, Prepared by T.D.Gunn, Proposed Visitor Accommodation at 28 Olive Street Newstead, Project No. TG001, Drawing No 005, Revision No. 1, Dated 28/04/2021.
 - f. Annex A, Prepared by T.D.Gunn, Pages 1 to 2, Undated.
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9.5 DA0251/2021 - 28 Olive Street, Newstead With Access Over 115A Elphin Road, Newstead - Visitor Accommodation - Change of Use to a Holiday Unit and Construction of Alterations to a Building (Retrospective) ...(Cont'd)

2. USE LIMITATION

This permit allows the new habitable building to be used for visitor accommodation; this building cannot be used as a multiple dwelling without further approval by the Council. No single visitor can occupy the accommodation for a period longer than three months within a 12 month period.

3. LEGAL TITLE

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

4. 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

5. 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.

6. DAMAGE TO THE COUNCIL'S INFRASTRUCTURE

The developer is liable for all costs associated with the repair of damage to the Council's infrastructure resulting from non-compliance with the conditions of the Planning Permit and any by-law or legislation relevant to the development activity on the site. Damage may also include the undertaking of unauthorised works to the Council's infrastructure such as driveways, footpaths and stormwater infrastructure. The developer will also be liable for all reasonable costs associated with the enforcement of compliance with the conditions, by-laws and legislation relevant to the development activity on the site.

9.5 DA0251/2021 - 28 Olive Street, Newstead With Access Over 115A Elphin Road, Newstead - Visitor Accommodation - Change of Use to a Holiday Unit and Construction of Alterations to a Building (Retrospective) ...(Cont'd)

7. 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.

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.

8. 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. 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 DA0251/2021. 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.

9.5 DA0251/2021 - 28 Olive Street, Newstead With Access Over 115A Elphin Road, Newstead - Visitor Accommodation - Change of Use to a Holiday Unit and Construction of Alterations to a Building (Retrospective) ... (Cont'd)

This permit takes effect after:

- a. *The 14 day appeal period expires; or*
- b. *Any appeal to the Resource Management and Planning Appeal Tribunal is withdrawn or determined; or*
- c. *Any agreement that is required by this permit pursuant to Part V of the Land Use Planning and Approvals Act 1993 is executed; or*
- d. *Any other required approvals under this or any other Act are granted.*

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

B. Restrictive Covenants

The granting of this permit takes no account of any covenants applicable to the land. The permit holder and any other interested party, should make their own enquiries as to whether the proposed development is affected, restricted or prohibited by any such covenant.

If the proposal is non-compliant with any restrictive covenants, those restrictive covenants should be removed from the title prior to construction commencing or the owner will carry the liability of potential legal action in the future.

C. Appeal Provisions

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

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

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

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.

9.5 DA0251/2021 - 28 Olive Street, Newstead With Access Over 115A Elphin Road, Newstead - Visitor Accommodation - Change of Use to a Holiday Unit and Construction of Alterations to a Building (Retrospective) ...(Cont'd)

E. Sale of Food and Beverages

If food and/or beverages are to be sold to visitors, including with an inclusive charge for food and accommodation, the Food Act 2003 will apply and the operator must notify the Council prior to operating the food business.

F. Street Addresses for Proposed Development

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>1/28 Olive Street, Newstead</i>
<i>Visitor Accommodation</i>	<i>2</i>	<i>2/28 Olive Street, Newstead</i>

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

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.

Mr Thomas Gunn spoke for the Recommendation

DECISION: 29 July 2021

MOTION

Moved Councillor T G Walker, 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 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

Saturday 17 July 2021

- Attended launch of the *Aboriginal Tasmania* website
- Officiated at the *South Esk Swimming Club Sprint Meet*

Wednesday 21 July 2021

- Officiated at the *Celebration of the Youngtown ABCDE Learning Site*
 - Attended the *Be Tasmanian - Launceston Launch Event*
-

11 COUNCILLORS' REPORTS

(This item provides an opportunity for Councillors to briefly report on the activities that have been undertaken in their capacity as a representative of the Council. It is not necessary to list social functions that have been attended.)

11.1 Councillor A G Harris

- **Attended the *ABCDE Learning* Site celebration at Youngtown**
- **Attended the *TasICT* event with the Premier and IT Minister**
- **Attended the *Hydrogen 123V* breakfast which highlighted how hydrogen will work from an end to end process**
- **Participated in the *Healthy Tasmania* State Government planning session**
- **Attended the *Regional Visioning* Workshop at an NTDC sponsored event**

11.2 Councillor P S Spencer

- **Passed on the thanks of the Monaro Car Club for the use of the Bathurst Street Car Park**

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

13.1 Municipal Emergency Management Committee Meeting - 1 July 2021

FILE NO: SF3177

AUTHOR: Stephen Loiterton (Emergency Management Officer)

ACTING GENERAL MANAGER: Tracey Mallett (Community and Place Network)

DECISION STATEMENT:

To receive and consider a report from the Municipal Emergency Management Committee.

RECOMMENDATION:

That Council receives the report from the Municipal Emergency Management Committee Meeting held on 1 July 2021.

Ms T Mallett (Manager Liveable Communities) was in attendance to answer questions of Council in respect of this Agenda Item.

DECISION: 29 July 2021

MOTION

Moved Councillor D C Gibson, 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 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 Heritage Advisory Committee Meeting - 24 June 2021**FILE NO:** SF2965**AUTHOR:** Fiona Ranson (Place and Heritage Officer)**ACTING GENERAL MANAGER:** Tracey Mallett (Community and Place Network)

DECISION STATEMENT:

To receive and consider a report from the Heritage Advisory Committee Meeting held on 24 June 2021.

RECOMMENDATION:

That Council receives the report from the Heritage Advisory Committee Meeting held on 24 June 2021.

Ms T Mallet (Manager Liveable Communities) was in attendance to answer questions of Council in respect of this Agenda Item.

DECISION: 29 July 2021**MOTION**

Moved Councillor T G Walker, 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 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 Launceston Access Advisory Committee Meeting - 9 June 2021**FILE NO:** SF0025**AUTHOR:** Tracey Mallett (Manager Liveable Communities)**ACTING GENERAL MANAGER:** Tracey Mallett (Community and Place Network)

DECISION STATEMENT:

To receive and consider a report from the Launceston Access Advisory Committee.

RECOMMENDATION:

That Council receives the report from the Launceston Access Advisory Committee Meeting held on 9 June 2021.

Ms T Mallett (Manager Liveable Communities) was in attendance to answer questions of Council in respect of this Agenda Item.

DECISION: 29 July 2021**MOTION**

Moved Councillor A E Dawkins 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 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 22 and 29 July 2021:

Launceston City Heart - Stage 2 - Paterson and St John Streets Concept Design Update

Councillors discussed the current status of design considerations for St John and Paterson Streets along with the program for external consultation.

South Prospect Masterplan Update

Councillors were provided with an update on the South Prospect Masterplan.

Albert Hall Development Application Discussion

Councillors received a presentation regarding the proposed Albert Hall Development Application.

Business Events Tasmania Annual Presentation

Councillors discussed the current challenges and future plans to attract business events to Launceston.

Local Government Association of Tasmania - 5 August 2021 Voting Discussions

Councillors discussed responses for Agenda items tabled for discussion at the Local Government Association of Tasmania's General Meeting to be held on 5 August 2021.

Site Visit - University of Tasmania Pedestrian Bridge

Councillors visited the Pedestrian Bridge for an inspection.

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

TasTAFE Launceston

Councillors received an update regarding the election commitments of the 2021 State Government Elections.

St Luke's Health Launceston Development

Councillors discussed the proposed St Luke's Health Launceston development.

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

DECISION: 29 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 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

16.1 Launceston Access Advisory Committee - Terms of Reference

FILE NO: SF0025

ACTING GENERAL MANAGER: Tracey Mallett (Community and Place Network)

DECISION STATEMENT:

To consider the revised Terms of Reference (04-ToR-001) for the Launceston Access Advisory Committee.

PREVIOUS COUNCIL CONSIDERATION:

Council - 9 June 2015 - Agenda Item 15.2 - Access Policy (04-Plx-001) including Terms of Reference

RECOMMENDATION:

That Council adopts the revised Launceston Access Committee Terms of Reference (01-ToR-001) as listed below:

Launceston Access Advisory Committee - Terms of Reference

POLICY

The Launceston Access Advisory Committee is a Special Committee of Council as defined under section 24(1) of the *Local Government Act (TAS) 1993*.

PURPOSE

- The primary purpose of the City of Launceston's Access Advisory Committee is to provide high level strategic advice (rather than operational) to Council on matters relevant to access issues and to promote accessibility issues within the municipality
- Another purpose is to bring together agencies and service providers to raise the profile of accessibility and enable any advocacy efforts that Council can make in line with the Access Plan
- The Launceston Access Advisory Committee is a Special Committee of Council as defined in the *Local Government Act (Tas) 1993*, section 24.

ROLE

Objectives of the Launceston Access Advisory Committee are to:

- To review the City of Launceston's Access Plan every four years.
 - To provide an annual report to Council of actions undertaken against the Access Plan.
 - To present any new Access Plan to Council for adoption.
-

16.1 Launceston Access Advisory Committee - Terms of Reference ...(Cont'd)

- To review upcoming capital works projects from the aspect of accessibility, and provide strategic high level advice accordingly to the City of Launceston.
- To advocate to other levels of government or other agencies for action on identified accessibility priorities.
- To promote the benefits of being accessible to local businesses.
- To provide advice to Council on specific matters relevant to accessibility.
- To promote community participation in and awareness of Access activities.

MEMBERSHIP

The Access Advisory Committee will comprise the following positions:

- Two Councillors, nominated and endorsed by Council (one to Chair)
- A person representing School for Seniors
- A person representing VisAbility/Guide Dogs Tasmania
- A person representing BapCare
- A person representing Expression Tasmania (formerly Tasmanian Deaf Society)
- A person representing Independent Living Centre
- A person representing Tasmanian Amputee Society
- A person representing Disability Voices Tasmania
- A person representing NDIA Tasmania
- A person representing a disability employment provider
- A person/s representing a disability services provider
- A minimum of two community representatives of people with lived experience with disability. Invitations for these positions are to be called for by public advertisement.
- Relevant Officers of Council will attend meetings as necessary

The Committee reserves the right to invite representatives from any other relevant organisation that can demonstrate provision of services to a cohort not currently represented on the Committee.

All positions to be for a four (in line with Councillor nomination) year period. Requests for membership at other times may be considered at the discretion of the Chair and Manager Liveable Communities.

MEETING ARRANGEMENTS

The Committee will meet four times per year and at other times if required.

PROTOCOL

Unless otherwise specified, the Meeting Procedure adopted by the City of Launceston will prevail over the workings of this Committee.

16.1 Launceston Access Advisory Committee - Terms of Reference ...(Cont'd)

MEETING NOTICES

Meeting Agendas, Minutes and meeting papers will be distributed to all Committee members via email at least four clear days of the scheduled Meeting.

HOW THE COMMITTEE WILL OPERATE

The Committee will only be involved in accessibility issues at the higher strategic level. It will not discuss individual issues or cases at length. There is a clear process for customers to raise matters through the Customer Service Request Process.

The Officer servicing the Committee will note high level of Access issues raised. These matters will be reported back to the relevant Council Department for a report at the next or subsequent meeting.

CODE OF CONDUCT

All Committee members must adhere to the Code of Conduct for Committees. Councillors and the Council's Officers must also adhere to their own relevant Code of Conduct.

CONFLICT OF INTEREST

If a committee member has a declared interest in a project they must declare prior to assessment of the application. A declared interest will result in the inability to assess the application. The committee member must withdraw from the meeting during the discussions of the application, finalisation of scoring and subsequent recommendation to Council.

The declaration of interest will be noted in the report outlining the Committee's Recommendation to Council.

RESOURCES

The Council will provide officer resources to organise meetings, take minutes and distribute follow up actions to other officers.

HONORARIUMS

The Council will not pay any honorariums or expenses to any member on the Launceston Access Advisory Committee.

REVIEW:

The Terms of Reference including membership will be reviewed in conjunction with the review of the Access Framework for Action.

RELATED POLICIES AND PROCEDURES:

14-Plx-032 Code of Conduct for Councillors

14-Plx-033 Code of Conduct for Members of Special Committees

22-PI-030 Code of Conduct Policy

14-Plx-029 Community Appointments to Advisory Committees Policy

16.1 Launceston Access Advisory Committee - Terms of Reference ...(Cont'd)

Ms T Mallett (Manager Liveable Communities) was in attendance to answer questions of Council in respect of this Agenda Item.

DECISION: 29 July 2021

MOTION

Moved Councillor A E Dawkins, 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 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

16.2 Interim Art in Public Space Policy (07-PI-011)**FILE NO:** SF0200**AUTHOR:** Mengda Liu (Cultural Place Development Officer)**ACTING GENERAL MANAGER:** Tracey Mallett (Community and Place Network)

DECISION STATEMENT:

To consider and endorse the Interim Art in Public Space Policy (07-PI-011).

PREVIOUS COUNCIL CONSIDERATION:

Workshop - 24 June 2021 - Interim Art in Public Space Policy

Workshop - 10 June 2021 - Interim Art in Public Space Policy

RECOMMENDATION:

That Council:

1. makes redundant the Public Art Policy (07-PI-010); and
2. endorses the Interim Art in Public Space Policy (07-PI-011) as follows:

Interim Art in Public Space Policy***PURPOSE***

The purpose of this interim policy is to assist the City of Launceston to make decisions on art in public space and guide the integration of artwork into capital projects, streetscape works and place making. It also assists the Council to respond to enquiries from the public, proposals and in selecting works of art in public space.

SCOPE

This interim policy applies to the whole of City of Launceston and to all future works of art in public space including commissioned artworks, cultural development, community arts projects and arts based events in the City of Launceston's public domain, natural landscape or on private sites which impact on the public realm.

POLICY

The City of Launceston will encourage the creation of public art that expresses the values identified in the Cultural Strategy, further increases liveability for present and future residents, and enhances its attractiveness as a visitor destination.

16.2 Interim Art in Public Space Policy (07-PI-011) ...(Cont'd)

The City of Launceston may seek to encourage art in public space by:

- having a clear and transparent process to support private initiatives;
- having a single point of contact;
- exploring exemption or reduced fees and charges;
- exploring percent for public art as part of development;
- developing an arts grant and program.

PRINCIPLES

In addition to the Council's Organisational Values, the following principles will guide artwork in public space in the City of Launceston and/or on private sites viewable from public realm:

- The Aboriginal heritage and history of the site is considered at the first stage of project conception and through to delivery;
- The development of artworks always reflects the cultural heritage of our places, our people, our stories and the wider Launceston community;
- The artwork is designed for some level of public interaction;
- The artwork increases community awareness and appreciation of art;
- The implementation process is inclusive and transparent to the public;
- The artwork is accessible to all members of the community;
- The artwork contributes economic development and cultural tourism.

ROLES AND RESPONSIBILITIES**THE CITY OF LAUNCESTON**

Public art opportunities may arise within the capital works programmes and place making activities in the Local Government Area and on the land and building assets owned by the City of Launceston. Examples include public art commissioned as part of a neighbourhood upgrade, park upgrade, streetscape works, place making or Masterplans. Public artworks commissioned by the City of Launceston will be guided by the *Interim Art in Public Space Procedure*. Appointed artist will be commissioned in accordance with the National Association of Visual Arts standard practice.

The Council will also encourage the creation of other types of public art initiated by the community and local artists such as, but not limited to, ephemeral art, legal street art and performance art. The Council is responsible for the maintenance and management of all Council commissioned or acquired works of art in public space for an agreed lifespan.

The Queen Victoria Museum and Art Gallery (QVMAG) plays an important role in the cultural development of Launceston. It can create synergies between the Council and the community by adding value to projects through:

16.2 Interim Art in Public Space Policy (07-PI-011) ...(Cont'd)

- Arts based events.
- Public art projects and exhibitions.
- Artists-in-residence programs.
- Public programs such as educational workshops.

OTHER INSTITUTIONS/ORGANISATIONS

Institutions and organisations such as Design Tasmania, Tasmanian Aboriginal Centre (TAC), Arts Tasmania and the University of Tasmania (UTAS) are custodians of public art collections. For example, the University also trains, employs and presents exhibitions by artists and academics specialising in public art. The City of Launceston will actively create relationships with other institutions and organisations to share information and increase understanding and, where appropriate, collaborate.

PRIVATE DEVELOPMENTS

The private sector, particularly building owners and developers, are encouraged to contribute to public art in Launceston for the benefit of our community. The City of Launceston can assist with advice about regulations and best practice for engaging and working with artists to deliver a public art project.

RELATED POLICIES & PROCEDURES

04-PI-004 Graffiti Prevention and Reduction Policy
07-PI-004 Friends of the Museum Policy
07-PI-009 Arts and Cultural Development Policy
07-Plx-011 QVMAG Collection Policy
12-Plx-012 Asset Management Policy
26-PI-002 Cataract Gorge Reserve, First Basin Pool Policy
26-PI-004 Playground Infrastructure Policy
26-PI-007 Council Halls and Venues Management Policy

RELATED LEGISLATION

Local Government Act 1993 (Tas)

REFERENCES

City of Launceston Cultural Strategy 2020 - 2030
City of Launceston Access Framework for Action 2020 - 2024
Draft Best Practices for Commissioning Art in Public Space National Association for the Visual Arts, 2019

DEFINITIONS

Art in Public Space refers to public art. Both terms refer to art that is made with the specific intention of being situated in the public domain, often outside, and intended to be accessible to a wide audience.

16.2 Interim Art in Public Space Policy (07-PI-011) ...(Cont'd)

Accessible means that it considers the social and physical context of both artwork and site, and the ability for people of all abilities to engage with the artwork and site.

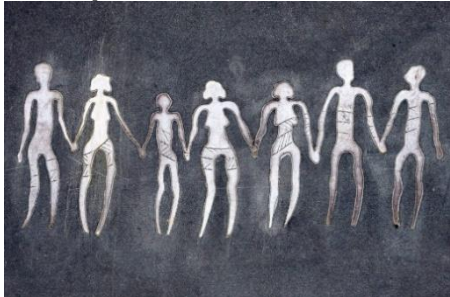

REVIEW

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



APPENDIX A

A. TYPES OF ART IN PUBLIC SPACE

The terms *Art in Public Space* and *Public Art* are often used interchangeably. Both terms are used in the policy to refer to art that is made with the specific intention of being situated in the public domain and intended to be accessible to a wide audience. Art in Public Space can take multiple forms. While the freestanding sculptural object or mural are well recognised types of art in public space, the following guiding definitions from the National Association for Visual Arts provides a brief overview of some other key areas of practice:

<p>Integrated Art and Design Integrated projects are those in which art is incorporated within the design of a building or site. Artists can be employed as consultants for creative decisions at the early stage of design. An artist may be commissioned to satisfy a component of the project or employed from the beginning as a professional to contribute as a member of a multidisciplinary design team. There may be no clearly distinct, isolated work of art created (for example, as in artistic contributions to landscaping, paving design, canopy, benches, or lighting).</p>	<p>Example:</p>  <p>Ray Thomas, <i>Another View Site 17</i>, bronze, 1995. Courtesy the artist and The City of Melbourne Heritage and Art Collection.</p>
<p>Ephemeral Art Ephemeral art projects are intended to be temporary, lasting for a limited period of time and generally leaving no permanent physical trace. Examples include street art, performance art, sound, projection, installation and time-based practices. Ephemeral art may require infrastructure in some instances, such as rigging, staging, lighting, projectors, screens, amplifiers and speakers.</p>	<p>Example:</p>  <p>Nick Azidis, <i>Untitled</i>, 2017. Commissioned by the Gertrude Street Projection Festival, courtesy the artist.</p>

16.2 Interim Art in Public Space Policy (07-PI-011) ...(Cont'd)

<p>Legal Street Art Legal street art involves art forms often attributed to or aligned with graffiti, but is sanctioned by a commissioning body. Examples may include murals, stencil works, paste-ups and/or sculptural installations. Commissioned legal street art has the approval of the building/property owner and local government authority, in compliance with local laws.</p>	<p>Example:</p>  <p>Rose Nolan, <i>It's okay to be alright</i> Melbourne Art Tram, 2013. Commissioned by Yarra Trams and Melbourne Festival. Courtesy the artist and Anna Schwartz Gallery. Photograph: Adam Chandler.</p>
<p>Performance Art Performance art is art created through actions performed by the artist or other participants. Participants might include artistic collaborators or members of the general public. Performance art varies in its intent and form and can include live, recorded, spontaneous or scripted practices. Performance art may require infrastructure to achieve the proposed outcomes.</p>	<p>Example:</p>  <p>Public Movement, <i>Training Ground</i>, 2015. Commissioned by the Australian Centre for Contemporary Art. Courtesy the artists. Photograph: Zan Wimberley</p>

Images: The Australian Centre for Contemporary Art (ACCA). (n.d.). *What is Public Art?*
<https://acca.melbourne/education/resources/public-art/what-is-public-art/>

Ms T Mallett (Manager Liveable Communities) was in attendance to answer questions of Council in respect of this Agenda Item.

16.2 Interim Art in Public Space Policy (07-PI-011) ...(Cont'd)

DECISION: 29 July 2021

MOTION

Moved Councillor D C Gibson, 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 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

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 *Towards Zero Emissions Action Plan 2021-2025*****FILE NO:** SF2675/SF4729**AUTHOR:** Sophie Hipkin (Sustainability Officer)**GENERAL MANAGER:** Shane Eberhardt (Infrastructure and Assets Network)

DECISION STATEMENT:

To consider the endorsement of the *Towards Zero Emissions Action Plan*.

PREVIOUS COUNCIL CONSIDERATION:

Workshop - 24 June 2021 - *Towards Zero Emissions Action Plan Update*

Council - 3 October 2019 - Agenda Item 18.3 - Sustainability Strategy Report

Council - 8 August 2019 - Agenda Item 14.1 - Notice of Motion - Councillor N D Daking - Climate Emergency

RECOMMENDATION:

That Council endorses the *Towards Zero Emissions Action Plan 2021-2025* (ECM Doc Set ID No 4579113) to achieve carbon neutrality for all operations and 100% renewable energy for all the Council's facilities by 2025.

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

18.1 *Towards Zero Emissions Action Plan 2021-2025 ...*(Cont'd)

DECISION: 29 July 2021

MOTION

Moved Councillor A E Dawkins, seconded Councillor N D Daking.

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

CARRIED 10:0

FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, 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 2020/2021 Budget - Budget Amendments - Accelerated Capital Works Program (1 April to 30 June 2021)****FILE NO:** SF7114**AUTHOR:** Nathan Williams (Manager Finance)**GENERAL MANAGER:** Louise Foster (Organisational Services Network)

DECISION STATEMENT:

To consider changes to the Council's 2020/2021 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).

PREVIOUS COUNCIL CONSIDERATION:

Council - 2 April 2020 - Agenda Item 7.1 - Community Care and Recovery Package - COVID-19

Workshop - 7 May 2020 - Care and Recovery Package - Proposed Accelerated Capital Works Program

Council - 28 May 2020 - Agenda Item 20.2 - Accelerated Capital Works Program Policy (30-Plx-007)

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 2020/2021 Statutory Estimates (Capital Projects) noting that the adjustments are reallocations and that there is no overall change to the 2020/2021 Capital Budget.
-

19.1 2020/2021 Budget - Budget Amendments - Accelerated Capital Works Program (1 April to 30 June 2021) ... (Cont'd)

Project Number	Project Description	Budget Before This Adjustment	Adjustment	Revised Budget	Type of Change
24175	Accelerated Capital Works Program (COVID-19)	\$556,159	(\$216,704)	\$339,455	Decrease
24210	Riverbend Footpath Sealing	\$180,000	(\$110,000)	\$70,000	Decrease
24087	Road Safety Centre Stabilisation	\$2,173,296	\$326,704	\$2,500,000	Increase
	TOTALS	\$2,909,455	\$0	\$2,909,455	

2. notes that amendments from Recommendation 1. result in:
- (a) the operating deficit remaining at \$6,488,339 (including capital grants of \$4,553,473) for 2020/2021.
 - (b) the capital budget being remaining at \$37,278,204 for 2020/2021.

Ms L Foster (General Manager Organisational Services Network) and Mr N Williams (Manager Finance) were in attendance to answer questions of Council in respect of this Agenda Item.

DECISION: 29 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 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 2020/2021 Budget - Budget Amendments**FILE NO:** SF6816**AUTHOR:** Nathan Williams (Manager Finance)**GENERAL MANAGER:** Louise Foster (Organisational Services Network)

DECISION STATEMENT:

To consider changes to the Council's 2020/2021 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).

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 2020/2021 Statutory Estimates:
 - (a) Revenue
 - i. the net decrease in revenue from external grants and contributions of \$14,202,033.
 - (b) Expenses
 - i. the net decrease in operations expenditure of \$208,242.
 - (c) Capital Works Expenditure
 - i. the net decrease in expenditure from external funds of \$14,202,033.
 - ii. the increase in the Council's funded expenditure of \$208,242.
2. notes that amendments from Recommendation 1. result in:
 - (a) the operating deficit being amended to \$6,488,339 (including capital grants of \$4,553,473) for 2020/2021.
 - (b) the capital budget being decreased to \$37,278,204 for 2020/2021.

Ms L Foster (General Manager Organisational Services Network) and Mr N Williams (Manager Finance) were in attendance to answer questions of Council in respect of this Agenda Item.

19.2 2020/2021 Budget - Budget Amendments ...(Cont'd)

DECISION: 29 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 BY ABSOLUTE MAJORITY 10:0****FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, 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**

19.3 2020/2021 Budget - Chief Executive Officer's Report on Adjustments - 1 June to 30 June 2021**FILE NO:** SF7144**AUTHOR:** Nathan Williams (Manager Finance)**GENERAL MANAGER:** Louise Foster (Organisational Services Network)

DECISION STATEMENT:

To consider adjustments made during 1 June to 30 June 2021 by the Chief Executive Officer to the 2020/2021 Budget.

RECOMMENDATION:

That Council, pursuant to section 82(7) of the *Local Government Act 1993* (Tas), receives the Chief Executive Officer's report on adjustments to the 2020/2021 budget for the period 1 June to 30 June 2021.

Ms L Foster (General Manager Organisational Services Network) and Mr N Williams (Manager Finance) were in attendance to answer questions of Council in respect of this Agenda Item.

DECISION: 29 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 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

19.4 2021/2022 Budget - Budget Amendments**FILE NO:** SF6817**AUTHOR:** Nathan Williams (Manager Finance)**GENERAL MANAGER:** Louise Foster (Organisational Services Network)

DECISION STATEMENT:

To 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).

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 \$16,810,119.
 - (b) Capital Works Expenditure
 - i. the net increase in expenditure from external funds of \$16,810,119.
 2. notes that amendments from Recommendation 1. result in:
 - (a) the operating surplus being amended to \$11,438,825 (including capital grants of \$18,585,119) for 2021/2022.
 - (b) the capital budget being increased to \$41,640,798 for 2021/2022.
-

Ms L Foster (General Manager Organisational Services Network) and Mr N Williams (Manager Finance) were in attendance to answer questions of Council in respect of this Agenda Item.

19.4 2021/2022 Budget - Budget Amendments ...(Cont'd)

DECISION: 29 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 BY ABSOLUTE MAJORITY 10:0****FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, 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**

19.5 Local Government Association of Tasmania General Meeting - 5 August 2021**FILE NO:** SF0331/SF2217**AUTHOR:** Anthea Rooney (Council and Committees Officer)**GENERAL MANAGER:** Louise Foster (Organisational Services Network)**DECISION STATEMENT:**

To provide voting direction to the Council's delegate for the items listed for decision at the Local Government Association of Tasmania General to be held on 5 August 2021.

PREVIOUS COUNCIL CONSIDERATION:

Workshop - 4 March 2021 - Items for Discussion/Decision at LGAT General Meeting - 5 August 2021

RECOMMENDATION:

That, in respect of the items listed for decision at the Local Government Association of Tasmania's General Meeting on 5 August 2021, Council directs the Council's delegate to vote as follows:

Ag Item	Pg. No	Items for Decision	Submitting Body	City of Launceston Comment
2.1	9	TasWater <i>Note the current status of the TasWater debate.</i>	LGAT	<i>Noted</i>
1	6	Minutes <i>That the Minutes of the General Meeting held on 12 March 2021, as circulated, be confirmed.</i>	LGAT	<i>Confirmed</i>
2	6	Confirmation of Agenda and Order of Business <i>That the Agenda and order of business be confirmed.</i>	LGAT	<i>Confirmed</i>
3	6	President's Report <i>That the Meeting note the report on the President's activity from 26 February to 2 July 2021.</i>	LGAT	<i>Noted</i>

**19.5 Local Government Association of Tasmania General Meeting - 5 August 2021
...(Cont'd)**

Ag Item	Pg. No	Items for Decision	Submitting Body	City of Launceston Comment
4	7	CEO's Report <i>That the Meeting note the report on the CEO's activity from 26 February to 2 July 2021.</i>	LGAT	<i>Noted</i>
5	9	Business Arising <i>That Members note the following information on business arising.</i>	LGAT	<i>Noted</i>
6	9	Follow Up Motions <i>That the Meeting note the report detailing progress of motions passed at previous meetings and not covered in Business Arising.</i>	LGAT	<i>Noted</i>
7	9	Council Round Ups <i>That Members determine who will present briefings at the next Meeting.</i>	LGAT	<i>At the Meeting</i>
9.1	10	Local Government Reform <i>That Members note LGAT's advocacy work on the proposed Local Government reform agenda.</i>	LGAT	<i>Noted</i>
9.2	12	Independent Living Units (ILUs)/Charitable Rates <i>That Members note the update on the rating of Independent Living Units.</i>	LGAT	<i>Noted</i>
9.3	13	Waste and Resource Recovery <i>That Members note the report on waste and resource recovery.</i>	LGAT	<i>Noted</i>
9.4	14	TasWater Expert Advisory Group <i>That Members note the update on TasWater Expert Advisory Group.</i>	LGAT	<i>Noted</i>
9.5	16	Land Use Planning <i>That Members note the following report on planning advocacy and related activities.</i>	LGAT	<i>Noted</i>

**19.5 Local Government Association of Tasmania General Meeting - 5 August 2021
...(Cont'd)**

Ag Item	Pg. No	Items for Decision	Submitting Body	City of Launceston Comment
9.6	17	Climate Change <i>That Members note the update on climate change.</i>	LGAT	<i>Noted</i>
9.7	19	COVID-19 Update <i>That Members note the ongoing activity undertaken by LGAT in supporting councils to navigate the COVID-19 pandemic.</i>	LGAT	<i>Noted</i>
9.8	20	Infrastructure Contributions <i>That Members note the following report.</i>	LGAT	<i>Noted</i>
9.9	22	State Election Advocacy <i>That Members note the report of LGAT's State Election Advocacy.</i>	LGAT	<i>Noted</i>
9.10	24	LGAT Performance and Improvement 2021 <i>That Members note the update on LGAT's performance and improvement work and take the opportunity to participate in the survey.</i>	LGAT	<i>Noted</i>
9.11	25	Health and Wellbeing Project <i>That Members note the progress of the LGAT Health and Wellbeing Project.</i>	LGAT	<i>Noted</i>
9.12	27	LGAT Procurement <i>That Members note the following update on procurement support for councils.</i>	LGAT	<i>Noted</i>
9.13	30	LGAT Communications Update <i>That Members note the update on LGAT communications.</i>	LGAT	<i>Noted</i>
9.14	31	LGAT Events Calendar <i>That Members note the report on LGAT events.</i>	LGAT	<i>Noted</i>
9.15	33	Policy Update <i>That Members note the following updates on various policy matters.</i>	LGAT	<i>Noted</i>

19.5 Local Government Association of Tasmania General Meeting - 5 August 2021
...(Cont'd)

Ag Item	Pg. No	Items for Decision	Submitting Body	City of Launceston Comment
9.16	35	LGAT Annual Plan <i>That Members note the report against the Annual Plan.</i>	LGAT	<i>Noted</i>
10.1	36	Stronger Penalties for Malicious Vandalism of Public Facilities <i>That LGAT lobby the State Government on behalf of all local councils for significantly stronger penalties for malicious damage and vandalism to public facilities and infrastructure.</i>	Circular Head	<p>Leanne Hurst (General Manager Community and Place Network)</p> <p>Recommendation: <i>Comments from Council Officer</i></p> <p>Not Supported - <i>the reasons for malicious damage and vandalism behaviour are complex and whilst some instances may be premeditated, some are not and in such cases stronger penalties will not serve as a deterrent. Diversion and restorative justice measures also form part of the range of options available to address vandalism. The maximum financial penalties where a conviction or on-the-spot fine is applied are already quite significant. Increasing the penalties may have unintended consequences, for example where the offender is unable to pay the fine.</i></p>
10.2	37	Heavy Motor Vehicle Road Tax Distribution <i>That LGAT continue to lobby the State Government to implement funding change by:</i> <i>(a) A 3-year, phased in reinstatement of the equitable distribution of the heavy motor vehicle road tax distribution to the percentage of funds collected; and</i> <i>(b) A one off additional annual payment allocation of the heavy motor vehicle road tax distribution as compensation for 25 years of no indexation of the funding allocation and to support enhanced road infrastructure development in all local government areas.</i>	Circular Head	<p>Shane Eberhardt (General Manager Infrastructure and Assets Network)</p> <p>Recommendation: <i>Comments from Council Officer</i></p> <p>Support - <i>City of Launceston supports additional funding being made available to LGAs to deal with the increasing impact that heavy vehicles have on local roads. Without additional funding, LGAs may not be able to continue to provide current levels of service to freight networks. CoL does note though that the implementation may need LGAs to capture additional asset and freight usage data to support the implementation of such a scheme.</i></p>

19.5 Local Government Association of Tasmania General Meeting - 5 August 2021
...(Cont'd)

Ag Item	Pg. No	Items for Decision	Submitting Body	City of Launceston Comment
11.1	41	<p>Code of Conduct Training Costs <i>That LGAT lobby the State Government to change section 28ZNA(2) of the Local Government Act 1993 (Tas) to require that: 'if, as a result of a determination report, a Councillor is required to undergo training, the costs associated with that training are to be borne by the relevant Councillor, and not the rate payer'.</i></p>	Kingborough	<p>Michael Stretton (Chief Executive Officer)</p> <p>Recommendation: <i>Comments from Council Officer</i></p> <p>Not Supported - <i>It is a responsibility of Councils to provide elected members with professional development as and when it is required. The fact that a professional development opportunity is generated by a Code of Conduct does not alter the Council's responsibility.</i></p>
12.1	43	<p>Renewable Energy Project Developments on Crown Land <i>That LGAT lobby the State Government on behalf of all local councils for the implementation of a state development policy to make suitable crown land made available for all types of renewable energy project developments to support social and economic benefit to Tasmania.</i></p>	Circular Head	<p>Shane Eberhardt (General Manager Infrastructure and Assets Network)</p> <p>Recommendation: <i>Comments from Council Officer</i></p> <p>Support - <i>In line with the CoL Sustainability Strategy and the transition to 100% renewable energy for our community, the CoL supports lobbying for the implementation of a state development policy.</i></p>
12.2	44	<p>Workplace Health and Safety Review for Elected Members <i>That LGAT calls on the State Government to commission Equal Opportunity Tasmania to undertake a review of the workplace health and safety of the Local Government Sector for elected representatives.</i></p>	Hobart	<p>Michael Stretton (Chief Executive Officer)</p> <p>Recommendation: <i>Comments from Council Officer</i></p> <p>Not Supported</p> <p>Propose an Amended Motion - <i>the proposed motion is really quite narrow and does not consider the full range of issues being faced by elected members. While a review is a good idea, it would not necessarily be appropriate that it be conducted by Equal Opportunity Tasmania.</i></p>

19.5 Local Government Association of Tasmania General Meeting - 5 August 2021
...(Cont'd)

Ag Item	Pg. No	Items for Decision	Submitting Body	City of Launceston Comment
				<p>Any independent review of the workplace health and safety of councillors should be led by the local government sector (ie. LGAT).</p> <p>Accordingly, an amended motion is proposed as follows: That LGAT be asked to frame-up a proposal to facilitate a review with the necessary scope and costings included.</p>
14.1	48	<p>Statewide Planning Scheme Provisions That LGAT lobby the State Government to urgently review recent Resource Management and Planning Appeal Tribunal and Supreme Court planning decisions with a view to amending the statewide scheme provisions to take account of any recent issues and to ensure loopholes are not exploited resulting in development contrary to the intention of the provision of the scheme.</p>	Northern Midlands	<p>Leanne Hurst (General Manager Community and Place Network)</p> <p>Recommendation: Comments from Council Officer</p> <p>Not Supported - notwithstanding the specific example provided by the Northern Midlands, given that a review of the SPPs is due in 2022 and in light of the other competing priorities for land use planning reform, it would seem prudent to continue to collate examples to inform the next review and subsequent amendment process.</p>
14.2	50	<p>Integrated Regional Housing Supply Strategy That LGAT lobby the State Government to develop an integrated regional housing supply strategy in partnership with the federal government and the private sector to deliver a diversified housing supply to all the areas of housing undersupply across the state.</p>	Circular Head	<p>Leanne Hurst (General Manager Community and Place Network)</p> <p>Recommendation: Comments from Council Officer</p> <p>Support - Although there are housing shortages in many parts of the State, regional bodies are best placed to work within their regional land use strategies to consider local strategies that may focus on addressing housing shortages. In the north, the northern regional planning group and NTDC have listed this topic for further exploration. Item 14.3 below will help progress this work.</p>

**19.5 Local Government Association of Tasmania General Meeting - 5 August 2021
...(Cont'd)**

Ag Item	Pg. No	Items for Decision	Submitting Body	City of Launceston Comment
14.3	51	<p>Review of State Regional Land Use Strategies <i>That LGAT lobby the State Government to activate a comprehensive review of all state regional land use strategies given the expanding development growth demands and statewide housing shortages being experienced in most local government areas.</i></p>	Circular Head	<p>Leanne Hurst (General Manager Community and Place Network)</p> <p>Support - <i>Whilst this work is already scheduled, any lobbying that can hasten the review of the three regional land use strategies and secure adequate funding for undertaking that work, should be supported. The northern regional planning group has completed the first of two limited scope updates to the NRLUS to address urgent barriers to growth, but a comprehensive review and update remains a high priority.</i></p>
14.4	53	<p>Coastal Hazards Management <i>That LGAT lobby the State Government on behalf of all local councils for the early completion of Coastal Hazards Management for Existing Settlements and Values project, with a final report and recommendations being made publicly available.</i></p>	Circular Head	<p>Leanne Hurst (General Manager Community and Place Network)</p> <p>Recommendation: <i>Comments from Council Officer</i></p> <p>Support.</p>
14.5	57	<p>Community Based Engagement Strategy <i>That LGAT lobby the State Government on behalf of all local councils for the implementation of a local community based engagement strategy to inform and empower local communities to have a better understanding of the policy contents and opportunities for social and economic wellbeing through enhancing a strong and growing renewables industry across Tasmania.</i></p>	Circular Head	<p>Leanne Hurst (General Manager Community and Place Network/Shane Eberhardt (General Manager Infrastructure and Assets Network)</p> <p>Recommendation: <i>Comments from Council Officer</i></p> <p>Support.</p>

**19.5 Local Government Association of Tasmania General Meeting - 5 August 2021
...(Cont'd)**

Ag Item	Pg. No	Items for Decision	Submitting Body	City of Launceston Comment
14.6	58	<p>Parks and Wildlife Service Management of Infrastructure <i>That LGAT lobby the State Government on behalf of all local councils for the implementation of a coordinated long term 10 year strategic asset management plan to be implemented by the Tasmanian Parks and Wildlife Service for all their customer facing public use assets and infrastructure services.</i></p>	Circular Head	<p>Leanne Hurst (General Manager Community and Place Network/Shane Eberhardt (General Manager Infrastructure and Assets Network)</p> <p>Recommendation: <i>Comments from Council Officer</i></p> <p>Support.</p>
14.7	58	<p>Environment Protection Authority Role in Planning Assessment <i>That LGAT lobby the State Government on behalf of all local councils for improved and mandated Environment Protection Authority (EPA) transparency, community facing participation and engagement processes in the assessment of development proposals for which the Environment Protection Authority have levels of responsibility in determining recommendations and approvals.</i></p>	Circular Head	<p>Leanne Hurst (General Manager Community and Place Network)</p> <p>Recommendation: <i>Comments from Council Officer</i></p> <p>Support - noting the Tas Government comment that the EPA will consider measures to provide more information earlier to the public with respect to significant proposals. Currently public opportunity to review and comment on development proposals that require EPA assessment is via the DA advertising undertaken by Councils.</p>
14.8	60	<p>Cost Shifting <i>That LGAT lobby the State Government to increase the resourcing for cat management and control of weeds.</i></p>	Northern Midlands	<p>Leanne Hurst (General Manager Community and Place Network/Shane Eberhardt (General Manager Infrastructure and Assets Network)</p> <p>Recommendation: <i>Comments from Council Officer</i></p> <p>Support - \$5million over five years for the Tasmanian Weed Action Fund, and \$1.44million over four years for three regional cat management coordinators, is clearly well short of the funding required to implement state legislation at the local level.</p>

**19.5 Local Government Association of Tasmania General Meeting - 5 August 2021
...(Cont'd)**

Ag Item	Pg. No	Items for Decision	Submitting Body	City of Launceston Comment
16.1	63	Introduction of Referendums <i>That LGAT investigate the option of the introduction of 'propositions' (referendums) for local and state elections and that a mechanism for this change be initiated.</i>	Burnie City	Michael Stretton (Chief Executive Officer) Recommendation: <i>Comments from Council Officer</i> Not Supported - <i>It is recommended that Councils need to focus more on engaging with their community than seeking to introduce an expensive and flawed means of decision making in a Municipal Area such as a referendum.</i>
16.2	65	Recognition of Assistance Dogs <i>That LGAT lobby the State Government on behalf of all local councils for the inclusion of assistance animals into the Dog Control Act 2000 section 28(20 as they provide a valuable community wellbeing service.</i>	Circular Head	Leanne Hurst (General Manager Community and Place Network) Recommendation: <i>Comments from Council Officer</i> Support.

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

DECISION: 29 July 2021

MOTION

Moved Councillor D H McKenzie, seconded Councillor A E Dawkins.

That, in respect of the items listed for decision at the Local Government Association of Tasmania's General Meeting on 5 August 2021, Council directs the Council's delegate to vote as follows:

19.5 Local Government Association of Tasmania General Meeting - 5 August 2021
...(Cont'd)

Ag Item	Pg. No	Items for Decision	Submitting Body	City of Launceston Comment
2.1	9	TasWater <i>Note the current status of the TasWater debate.</i>	LGAT	<i>Noted</i>
1	6	Minutes <i>That the Minutes of the General Meeting held on 12 March 2021, as circulated, be confirmed.</i>	LGAT	<i>Confirmed</i>
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7	9	Council Round Ups <i>That Members determine who will present briefings at the next Meeting.</i>	LGAT	<i>At the Meeting</i>
9.1	10	Local Government Reform <i>That Members note LGAT's advocacy work on the proposed Local Government reform agenda.</i>	LGAT	<i>Noted</i>
9.2	12	Independent Living Units (ILUs)/Charitable Rates <i>That Members note the update on the rating of Independent Living Units.</i>	LGAT	<i>Noted</i>

**19.5 Local Government Association of Tasmania General Meeting - 5 August 2021
...(Cont'd)**

Ag Item	Pg. No	Items for Decision	Submitting Body	City of Launceston Comment
9.3	13	<i>Waste and Resource Recovery That Members note the report on waste and resource recovery.</i>	LGAT	<i>Noted</i>
9.4	14	<i>TasWater Expert Advisory Group That Members note the update on TasWater Expert Advisory Group.</i>	LGAT	<i>Noted</i>
9.5	16	<i>Land Use Planning That Members note the following report on planning advocacy and related activities.</i>	LGAT	<i>Noted</i>
9.6	17	<i>Climate Change That Members note the update on climate change.</i>	LGAT	<i>Noted</i>
9.7	19	<i>COVID-19 Update That Members note the ongoing activity undertaken by LGAT in supporting councils to navigate the COVID-19 pandemic.</i>	LGAT	<i>Noted</i>
9.8	20	<i>Infrastructure Contributions That Members note the following report.</i>	LGAT	<i>Noted</i>
9.9	22	<i>State Election Advocacy That Members note the report of LGAT's State Election Advocacy.</i>	LGAT	<i>Noted</i>
9.10	24	<i>LGAT Performance and Improvement 2021 That Members note the update on LGAT's performance and improvement work and take the opportunity to participate in the survey.</i>	LGAT	<i>Noted</i>
9.11	25	<i>Health and Wellbeing Project That Members note the progress of the LGAT Health and Wellbeing Project.</i>	LGAT	<i>Noted</i>

19.5 Local Government Association of Tasmania General Meeting - 5 August 2021
...(Cont'd)

Ag Item	Pg. No	Items for Decision	Submitting Body	City of Launceston Comment
9.12	27	<i>LGAT Procurement That Members note the following update on procurement support for councils.</i>	LGAT	<i>Noted</i>
9.13	30	<i>LGAT Communications Update That Members note the update on LGAT communications.</i>	LGAT	<i>Noted</i>
9.14	31	<i>LGAT Events Calendar That Members note the report on LGAT events.</i>	LGAT	<i>Noted</i>
9.15	33	<i>Policy Update That Members note the following updates on various policy matters.</i>	LGAT	<i>Noted</i>
9.16	35	<i>LGAT Annual Plan That Members note the report against the Annual Plan.</i>	LGAT	<i>Noted</i>
10.1	36	<i>Stronger Penalties for Malicious Vandalism of Public Facilities That LGAT lobby the State Government on behalf of all local councils for significantly stronger penalties for malicious damage and vandalism to public facilities and infrastructure.</i>	Circular Head	<p>Leanne Hurst (General Manager Community and Place Network)</p> <p><i>Recommendation: Comments from Council Officer</i></p> <p><i>Not Supported - the reasons for malicious damage and vandalism behaviour are complex and whilst some instances may be premeditated, some are not and in such cases stronger penalties will not serve as a deterrent. Diversion and restorative justice measures also form part of the range of options available to address vandalism. The maximum financial penalties where a conviction or on-the-spot fine is applied are already quite significant. Increasing the penalties may have unintended consequences, for example where the offender is unable to pay the fine.</i></p>

19.5 Local Government Association of Tasmania General Meeting - 5 August 2021
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Ag Item	Pg. No	Items for Decision	Submitting Body	City of Launceston Comment
10.2	37	<p>Heavy Motor Vehicle Road Tax Distribution <i>That LGAT continue to lobby the State Government to implement funding change by:</i> (a) A 3-year, phased in reinstatement of the equitable distribution of the heavy motor vehicle road tax distribution to the percentage of funds collected; and (b) A one off additional annual payment allocation of the heavy motor vehicle road tax distribution as compensation for 25 years of no indexation of the funding allocation and to support enhanced road infrastructure development in all local government areas.</p>	Circular Head	<p>Shane Eberhardt (General Manager Infrastructure and Assets Network)</p> <p><i>Recommendation:</i> Comments from Council Officer</p> <p><i>Support - City of Launceston supports additional funding being made available to LGAs to deal with the increasing impact that heavy vehicles have on local roads. Without additional funding, LGAs may not be able to continue to provide current levels of service to freight networks. CoL does note though that the implementation may need LGAs to capture additional asset and freight usage data to support the implementation of such a scheme.</i></p>
11.1	41	<p>Code of Conduct Training Costs <i>That LGAT lobby the State Government to change section 28ZNA(2) of the Local Government Act 1993 (Tas) to require that: 'if, as a result of a determination report, a Councillor is required to undergo training, the costs associated with that training are to be borne by the relevant Councillor, and not the rate payer'.</i></p>	Kingborough	<p>Michael Stretton (Chief Executive Officer)</p> <p><i>Recommendation:</i> Comments from Council Officer</p> <p><i>Not Supported - It is a responsibility of Councils to provide elected members with professional development as and when it is required. The fact that a professional development opportunity is generated by a Code of Conduct does not alter the Council's responsibility.</i></p>
12.1	43	<p>Renewable Energy Project Developments on Crown Land <i>That LGAT lobby the State Government on behalf of all local councils for the implementation of a state development policy to make</i></p>	Circular Head	<p>Shane Eberhardt (General Manager Infrastructure and Assets Network)</p> <p><i>Recommendation:</i> Comments from Council Officer</p> <p><i>Support - In line with the CoL</i></p>

19.5 Local Government Association of Tasmania General Meeting - 5 August 2021
...(Cont'd)

Ag Item	Pg. No	Items for Decision	Submitting Body	City of Launceston Comment
		<i>suitable crown land made available for all types of renewable energy project developments to support social and economic benefit to Tasmania.</i>		<i>Sustainability Strategy and the transition to 100% renewable energy for our community, the CoL supports lobbying for the implementation of a state development policy.</i>
12.2	44	<i>Workplace Health and Safety Review for Elected Members That LGAT calls on the State Government to commission Equal Opportunity Tasmania to undertake a review of the workplace health and safety of the Local Government Sector for elected representatives.</i>	Hobart	<p>Michael Stretton (Chief Executive Officer)</p> <p><i>Recommendation: Comments from Council Officer</i></p> <p><i>Support.</i></p> <p><i>Could consider moving an alternative motion as the current motion is really quite narrow and does not consider the full range of issues being faced by elected members.</i></p> <p><i>While a review is a good idea, it would not necessarily be appropriate that it be conducted by Equal Opportunity Tasmania.</i></p> <p><i>Any independent review of the workplace health and safety of councillors should be led by the local government sector (ie. LGAT).</i></p> <p><i>Accordingly, LGAT could be asked to frame-up a proposal to facilitate a review with the necessary scope and costings included.</i></p>
14.1	48	<i>Statewide Planning Scheme Provisions That LGAT lobby the State Government to urgently review recent Resource Management and Planning Appeal Tribunal and Supreme Court planning decisions with a view to</i>	Northern Midlands	<p>Leanne Hurst (General Manager Community and Place Network)</p> <p><i>Recommendation: Comments from Council Officer</i></p> <p><i>Not Supported - notwithstanding the specific example provided by the Northern Midlands, given</i></p>

19.5 Local Government Association of Tasmania General Meeting - 5 August 2021
...(Cont'd)

Ag Item	Pg. No	Items for Decision	Submitting Body	City of Launceston Comment
		<i>amending the statewide scheme provisions to take account of any recent issues and to ensure loopholes are not exploited resulting in development contrary to the intention of the provision of the scheme.</i>		<i>that a review of the SPPs is due in 2022 and in light of the other competing priorities for land use planning reform, it would seem prudent to continue to collate examples to inform the next review and subsequent amendment process.</i>
14.2	50	<i>Integrated Regional Housing Supply Strategy That LGAT lobby the State Government to develop an integrated regional housing supply strategy in partnership with the federal government and the private sector to deliver a diversified housing supply to all the areas of housing undersupply across the state.</i>	Circular Head	<p>Leanne Hurst (General Manager Community and Place Network)</p> <p>Recommendation: Comments from Council Officer</p> <p>Support - Although there are housing shortages in many parts of the State, regional bodies are best placed to work within their regional land use strategies to consider local strategies that may focus on addressing housing shortages. In the north, the northern regional planning group and NTDC have listed this topic for further exploration. Item 14.3 below will help progress this work.</p>
14.3	51	<i>Review of State Regional Land Use Strategies That LGAT lobby the State Government to activate a comprehensive review of all state regional land use strategies given the expanding development growth demands and statewide housing shortages being experienced in most local government areas.</i>	Circular Head	<p>Leanne Hurst (General Manager Community and Place Network)</p> <p>Support - Whilst this work is already scheduled, any lobbying that can hasten the review of the three regional land use strategies and secure adequate funding for undertaking that work, should be supported. The northern regional planning group has completed the first of two limited scope updates to the NRLUS to address urgent barriers to growth, but a comprehensive review and update remains a high priority.</p>

19.5 Local Government Association of Tasmania General Meeting - 5 August 2021
...(Cont'd)

Ag Item	Pg. No	Items for Decision	Submitting Body	City of Launceston Comment
14.4	53	<i>Coastal Hazards Management</i> <i>That LGAT lobby the State Government on behalf of all local councils for the early completion of Coastal Hazards Management for Existing Settlements and Values project, with a final report and recommendations being made publicly available.</i>	Circular Head	Leanne Hurst (General Manager Community and Place Network) <i>Recommendation:</i> <i>Comments from Council Officer</i> <i>Support.</i>
14.5	57	<i>Community Based Engagement Strategy</i> <i>That LGAT lobby the State Government on behalf of all local councils for the implementation of a local community based engagement strategy to inform and empower local communities to have a better understanding of the policy contents and opportunities for social and economic wellbeing through enhancing a strong and growing renewables industry across Tasmania.</i>	Circular Head	Leanne Hurst (General Manager Community and Place Network/Shane Eberhardt (General Manager Infrastructure and Assets Network) <i>Recommendation:</i> <i>Comments from Council Officer</i> <i>Support.</i>
14.6	58	<i>Parks and Wildlife Service Management of Infrastructure</i> <i>That LGAT lobby the State Government on behalf of all local councils for the implementation of a coordinated long term 10 year strategic asset management plan to be implemented by the Tasmanian Parks and Wildlife Service for all their customer facing public use assets and infrastructure services.</i>	Circular Head	Leanne Hurst (General Manager Community and Place Network/Shane Eberhardt (General Manager Infrastructure and Assets Network) <i>Recommendation:</i> <i>Comments from Council Officer</i> <i>Support.</i>

19.5 Local Government Association of Tasmania General Meeting - 5 August 2021
...(Cont'd)

Ag Item	Pg. No	Items for Decision	Submitting Body	City of Launceston Comment
14.7	58	<i>Environment Protection Authority Role in Planning Assessment</i> <i>That LGAT lobby the State Government on behalf of all local councils for improved and mandated Environment Protection Authority (EPA) transparency, community facing participation and engagement processes in the assessment of development proposals for which the Environment Protection Authority have levels of responsibility in determining recommendations and approvals.</i>	Circular Head	Leanne Hurst (General Manager Community and Place Network) <i>Recommendation:</i> <i>Comments from Council Officer</i> <i>Support - noting the Tas Government comment that the EPA will consider measures to provide more information earlier to the public with respect to significant proposals. Currently public opportunity to review and comment on development proposals that require EPA assessment is via the DA advertising undertaken by Councils.</i>
14.8	60	<i>Cost Shifting</i> <i>That LGAT lobby the State Government to increase the resourcing for cat management and control of weeds.</i>	Northern Midlands	Leanne Hurst (General Manager Community and Place Network/Shane Eberhardt (General Manager Infrastructure and Assets Network) <i>Recommendation:</i> <i>Comments from Council Officer</i> <i>Support - \$5million over five years for the Tasmanian Weed Action Fund, and \$1.44million over four years for three regional cat management coordinators, is clearly well short of the funding required to implement state legislation at the local level.</i>
16.1	63	<i>Introduction of Referendums</i> <i>That LGAT investigate the option of the introduction of 'propositions' (referendums) for local and state elections and that a mechanism for this change be initiated.</i>	Burnie City	Michael Stretton (Chief Executive Officer) <i>Recommendation:</i> <i>Comments from Council Officer</i> <i>Not Supported - It is recommended that Councils need to focus more on engaging with their community than</i>

**19.5 Local Government Association of Tasmania General Meeting - 5 August 2021
...(Cont'd)**

Ag Item	Pg. No	Items for Decision	Submitting Body	City of Launceston Comment
				<i>seeking to introduce an expensive and flawed means of decision making in a Municipal Area such as a referendum.</i>
16.2	65	<i>Recognition of Assistance Dogs That LGAT lobby the State Government on behalf of all local councils for the inclusion of assistance animals into the Dog Control Act 2000 section 28(20 as they provide a valuable community wellbeing service.</i>	Circular Head	Leanne Hurst (General Manager Community and Place Network) <i>Recommendation: Comments from Council Officer Support.</i>

CARRIED 10:0

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

19.6 City of Launceston Annual Plan 2020/2021 - Progress Against Annual Plan Actions for Period Ending 30 June 2021**FILE NO:** SF6635**AUTHOR:** Pepper Griffiths (Team Leader Performance and Planning)**GENERAL MANAGER:** Louise Foster (Organisational Services Network)

DECISION STATEMENT:

To consider the progress against Council's 2020/2021 Annual Plan Actions for the period ending 30 June 2021.

PREVIOUS COUNCIL CONSIDERATION:

Council - 11 June 2020 - Agenda Item 19.2 - *City of Launceston Annual Plan 2020/2021*

Council - 29 October 2020 - Agenda Item 19.5 - *City of Launceston Annual Plan 2020/2021 - Progress Report Against Annual Plan Actions for Period Ending 30 September 2020*

Council - 11 February 2021 - Agenda Item 19.3 - *City of Launceston Annual Plan 2020/2021 - Progress Report Against Annual Plan Actions for Period Ending 31 December 2020*

Council - 22 April 2021 - Agenda Item 19.1 - *City of Launceston Annual Plan 2020/2021 - Progress Report Against Annual Plan Actions for Period Ending 31 March 2021*

RECOMMENDATION:

That Council notes progress against 2020/2021 Annual Plan Actions for the period ending 30 June 2021:

Strategic Priority 1: We ***connect with our Community and our Region*** through meaningful engagement, cooperation and representation.

Our interactions with our community are authentic, timely, accurate and open. We want to build strong and productive relationships with our community and regional partners.

10-Year Goal: To seek out and champion positive engagement and collaboration to capitalise on the major opportunities, and address the future challenges facing our community and region.

19.6 City of Launceston Annual Plan 2020/2021 - Progress Against Annual Plan Actions for Period Ending 30 June 2021 ...(Cont'd)

Focus Area: To develop and consistently utilise contemporary and effective community engagement processes		
Action	Network	% Complete
Develop a Community Engagement - Policy, Strategy, Framework and Toolkit.	Organisational Services	100%
Comment		
Strategy adopted. Framework and Toolkit have been completed.		
Focus Area: To develop and consistently utilise contemporary and effective community engagement processes		
Action	Network	% Complete
Implement a rolling program of proactive community engagement through <i>Tomorrow Together</i> .	Organisational Services	90%
Comment		
Rolling program in development, theme six currently awaiting approval.		
Focus Area: To advocate and collaborate to enhance regionally significant services and infrastructure for the benefit of our communities.		
Action	Network	% Complete
Complete and implement a Regional Sports Facility Plan in conjunction with sporting clubs, the State Government and neighbouring councils.	Infrastructure and Assets	5%
Comment		
The project start was delayed due to COVID-19. The project has recommenced and will be delivered in 2021/2022.		
Focus Area: To advocate and collaborate to enhance regionally significant services and infrastructure for the benefit of our communities.		
Action	Network	% Complete
Develop and implement an effective advocacy strategy for the State and Federal elections.	Chief Executive Officer	95%
Comment		
The Council's Four Year Delivery Plan has now been approved and the priorities are being advocated for at both the State and Federal levels. The Mayor and Chief Executive Officer attended a meeting in Canberra in December 2020 to discuss the Council's priorities directly with the relevant Ministers. Additionally, the Council worked with the Northern Tasmanian Development Corporation on the development of the regional collaboration framework which will enhance regional advocacy moving forward. Following a successful State election advocacy campaign, the Council's focus has now shifted to the next Federal election.		

19.6 City of Launceston Annual Plan 2020/2021 - Progress Against Annual Plan Actions for Period Ending 30 June 2021 ...(Cont'd)

Strategic Priority 2: We *Facilitate Prosperity* by seeking out and responding to opportunities for growth and renewal of our regional economy.

We use our influence and resources to deliver the foundations for ongoing economic development. We want Launceston to be the heart of a thriving regional economy.

10-Year Goal: To have realised opportunities that grow and sustain our economy, and foster creative and innovative people and industries.

Focus Area: To actively market the City and region and pursue investment.		
Action	Network	% Complete
Implementation of outcomes of Cityprom review.	Chief Executive Officer	80%
Comment		
The Council considered the final report on the Cityprom Review at its Meeting on 17 June 2021 and endorsed the future direction for the organisation. A working group has now been formed between the Council, Cityprom and Launceston Chamber of Commerce which will complete the required work to introduce the changes for the 2022/2023 financial year. This work will be carried out during 2021/2022.		
Focus Area: To facilitate direct investment in the local economy to support growth.		
Action	Network	% Complete
Implement an Accelerated Capital Works program.	Infrastructure and Assets	100%
Comment		
In May 2020, in response to the COVID-19 pandemic, Council approved the \$40m Accelerated Capital Works Program aimed at delivering \$20m to market by 30 December 2020 and a further \$20m by 30 April 2021. This program has been paused as there are currently capacity issues in the civil constructing and consulting industries.		
Approximately \$15m in project value is in the delivery phase. Major Road reseal/reconstruction projects are now underway on Quarantine Road, Invermay Road and Golconda Road. Works have also begun at the Launceston Waste Centre and the Road Safety Centre.		
Focus Area: To provide an environment that is supportive to business and development within the municipality.		
Action	Network	% Complete
Cultural Strategy <ul style="list-style-type: none"> Commence implementation of a Cultural Strategy for the City of Launceston. 	Creative Arts and Cultural Services	100%

19.6 City of Launceston Annual Plan 2020/2021 - Progress Against Annual Plan Actions for Period Ending 30 June 2021 ...(Cont'd)

Comment		
<p>Actions identified for implementation in 2020/2021 have been completed. The <i>Interim Art in Public Space Policy and Procedure</i> is scheduled for adoption in July 2021. Work is underway on the development of a Public Art Strategy. Recruitment for the Cultural Advisory Committee is almost complete. A funding application has been submitted to the Arts Tasmania Community Arts and Cultural Development (Local Government) Fund Program for a pilot project focused on partnering with arts organisations and supporting Tasmanian artists to increase community participation in arts.</p>		
Focus Area: To provide an environment that is supportive to business and development within the municipality.		
Action	Network	% Complete
Review <i>Horizon 2021- Economic Development Plan</i> .	Organisational Services	70%
Comment		
<p>Review is underway and a draft of the reviewed strategy is in progress. A draft executive summary has been shared with the Council and the Executive Leadership Team for feedback.</p>		

Strategic Priority 3: We are a **Progressive Leader** that is accountable to our governance obligations and responsive to our community.

Our decision-making and actions are evidence-based, strategic, transparent and considered. We are ethical, fair and impartial in complying with and enforcing the law.

10-Year Goal: To ensure decisions are made in a transparent and accountable way, that effectively meet our statutory obligations, support quality services and underpin the long-term sustainability of our organisation.

Focus Area: To provide for the health, safety and welfare of the community.		
Action	Network	% Complete
Continue to support the long term recovery of the municipality in light of the COVID-19 pandemic.	Chief Executive Officer	100%
Comment		
<p>The Council will continue to work with the State Government, Northern Tasmanian Development Corporation, the Local Government Association of Tasmania and other councils on community recovery initiatives that arise.</p>		
Focus Area: To fairly and equitably discharge our statutory and governance obligations.		
Action	Network	% Complete
Complete negotiation of the City of Launceston Enterprise Agreement.	Organisational Services	80%

19.6 City of Launceston Annual Plan 2020/2021 - Progress Against Annual Plan Actions for Period Ending 30 June 2021 ...(Cont'd)

Comment		
Due to impacts from the COVID-19 pandemic in early 2020, bargaining was unable to progress on the City of Launceston Enterprise Agreement 2016. Australian Services Union and the Council agreed to a 12 month extension and negotiations formally commenced in November 2020 with all parties to the negotiations presenting their Logs of Claim. Negotiations are ongoing.		
Focus Area: To fairly and equitably discharge our statutory and governance obligations.		
Action	Network	% Complete
Continue review of Governance/Ownership Model - UTAS Stadium.	Chief Executive Officer	80%
Comment		
The <i>Future Direction Plan - York Park (UTAS Stadium) 2021</i> has been considered and endorsed by Council. During the State election the Government committed to the establishment of Stadiums Tasmania as well as a \$65m redevelopment of the stadium. State Government officers are currently working with the Council to progress these important deliverables.		
Focus Area: To fairly and equitably discharge our statutory and governance obligations.		
Action	Network	% Complete
Commence review of Governance/Ownership Model - QVMAG.	Chief Executive Officer	80%
Comment		
A Draft <i>QVMAG Futures Plan</i> (the Plan) has been developed which reviewed the Governance/Ownership issues and options for the QVMAG moving forward. The Plan is currently undergoing a stakeholder engagement process after which it will be formally considered by Council.		
Focus Area: To ensure decisions are made on the basis of accurate and relevant information.		
Action	Network	% Complete
Level of Service Planning Stage 1 <ul style="list-style-type: none"> Develop a project plan to document service levels, review appropriateness of services, and engage with the community around expectations. 	Organisational Services	5%
Comment		
Project scoping yet to be commenced due to re-prioritisation. Scoping to commence in July 2021.		
Focus Area: To continually improve our service delivery via a continuous improvement mindset, pursuing efficiency gains and adopting technological and other process innovations.		
Action	Network	% Complete
Organisational Cultural Development Roadmap <ul style="list-style-type: none"> Continue to implement an organisational development program. 	Organisational Services	85%

19.6 City of Launceston Annual Plan 2020/2021 - Progress Against Annual Plan Actions for Period Ending 30 June 2021 ...(Cont'd)

Comment		
<p>The Leadership Development Program pilot training has been completed with excellent feedback. The final stages of planning are underway for internal reflection on the Organisational Alignment Project (OAP) outcomes that will include the Senior Leadership Team (SLT) discussing with employees. This will be a leader led project and the tool for the OAP Review has been developed and approved by the Executive Leadership Team (ELT). <i>Safety Circle</i> refresher training is almost completed with Values Champions taking the lead in the refresher of <i>Safety Circle</i> across the organisation. ELT has been provided with an update recently and the SLT were provided with an update on 7 July 2021. Further initiatives from this will be integrated into the Cultural Roadmap for the year ahead.</p>		
Focus Area: To continually improve our service delivery via a continuous improvement mindset, pursuing efficiency gains and adopting technological and other process innovations.		
Action	Network	% Complete
Review organisational Information and Communications Technology (ICT) Strategy.	Organisational Services	90%
Comment		
<p>ICT Strategy has been developed and has, in principal, support from the General Manager Organisational Services and the Information Technology Team. The Final Draft is now being prepared for the SLT Feedback and then signoff from ELT.</p>		
Focus Area: To maintain a financially sustainable organisation.		
Action	Network	% Complete
Negotiate a new Combined Agreement with TasWater.	Infrastructure and Assets	95%
Comment		
<p>The City of Launceston, in conjunction with TasWater, have reviewed the current Agreement and have made amendments to ensure effective operation of the combined drainage system. The revised Agreement will be formalised with a Council decision in the next few months.</p>		

Strategic Priority 4: We value our **City's Unique** Identity by celebrating our special heritage and culture and building on our competitive advantages to be a place where people choose to live, work and visit.

We facilitate our community's sense of place by enhancing local identity. We want people to be proud to say that Launceston is *my City*.

10-Year Goal: To sustain and promote Launceston as a unique place to live, work, learn and play.

19.6 City of Launceston Annual Plan 2020/2021 - Progress Against Annual Plan Actions for Period Ending 30 June 2021 ...(Cont'd)

Focus Area: To promote and enhance Launceston's rich heritage, culture and natural environment.		
Action	Network	% Complete
Launceston Heritage List Review and Precincts <ul style="list-style-type: none"> Continue review of the City of Launceston's local heritage list. 	Community and Place	75%
Comment		
Work on Stage 4 of the Heritage List Review is complete. Preparation for the final stage (Stage 5) will commence shortly. Review of the proposed heritage precincts is also underway.		
Focus Area: To support the central business district and commercial areas as activity places during day and night.		
Action	Network	% Complete
Continue work on Launceston City Heart Bus Interchange.	Infrastructure and Assets	50%
Comment		
The functional design for the new facility is progressing with Department of State Growth and developer.		

Strategic Priority 5: We *Serve and Care* for our Community by providing equitable and efficient services that reflects needs and expectations of our community.

We are invested in our community's long term health, well-being, safety and resilience. We want to be trusted and respected by our community.

10-Year Goal: To offer access to services and spaces for all community members, and to work in partnership with stakeholders to address the needs of vulnerable communities.

Focus Area: To plan for and provide services and facilities that recognises the changing demographics and needs of our community.		
Action	Network	% Complete
Implement Council commitments from the <i>My Place My Future</i> Plan.	Community and Place	90%
Comment		
The <i>Ignite Us</i> community leadership project and the Social Enterprises Toolbox program have been developed and these programs are now live in the community. Public Wi-Fi locations in the northern suburbs continue to be rolled out, with the most recent installation in Mowbray. An immunisation program in the northern suburbs has been successfully trialled and a community-led program of projects is currently being developed. A consultant has been appointed to develop a project for tackling vandalism and has started work. With a State Government grant, work is underway on improving safety on roads and in particular addressing hooning.		

19.6 City of Launceston Annual Plan 2020/2021 - Progress Against Annual Plan Actions for Period Ending 30 June 2021 ...(Cont'd)

Focus Area: To define and communicate our role in promoting social inclusion and equity.		
Action	Network	% Complete
Development of a Social Inclusion Framework.	Community and Place	30%
Comment		
A draft Social Inclusion Statement of Commitment has been developed and an internal project team is working on an implementation plan. SLT has endorsed the current approach and the internal implementation plan is progressing. Unfortunately, this project has not developed any further due to a shortage of resources.		
Focus Area: To work in partnership with community organisations and other levels of government to maximise participation opportunities for vulnerable and diverse members of the community.		
Action	Network	% Complete
Continue to roll out the <i>ABCDE</i> Learning Sites approach to Youngtown.	Community and Place	100%
Comment		
The Youngtown <i>ABCDE</i> Learning Site is complete and the final celebration will be held on 21 July 2021. A number of community led projects have been implemented, including new signage for Franklin Village, the recording of Youngtown history stories (including heritage items from the South Launceston Football Club).		
Focus Area: To develop and manage infrastructure and resources to protect our community from natural and other hazards.		
Action	Network	% Complete
Develop planning controls to align with 2018 River Flood Study.	Community and Place	5%
Comment		
Consultants have been engaged and the project has commenced.		
Focus Area: To develop and manage infrastructure and resources to protect our community from natural and other hazards.		
Action	Network	% Complete
Stormwater Management Plans <ul style="list-style-type: none"> Implement actions from adopted stormwater management plans. 	Infrastructure and Assets	100%
Comment		
Significant progress against actions in the Stormwater System Management Plan has been achieved, including: <ul style="list-style-type: none"> Review of the Urban Open Drain Procedure; Review of planning controls for subdivisions and incorporation of stormwater flood overlays within planning scheme; Stage 1 riparian restoration for urban waterway at Newnham Reserve completed; Riparian restoration at Jinglers Reserve planned; Dam safety inspections for stormwater detention basins formalised; and 		

19.6 City of Launceston Annual Plan 2020/2021 - Progress Against Annual Plan Actions for Period Ending 30 June 2021 ...(Cont'd)

- Long-term waterway health monitoring program commenced.

Investigations for capital investment for flood mitigation in Prospect and Guy Street North completed. Prospect works will be delivered in 2021/2022.

Strategic Priority 6: We *Protect our Environment* by caring for our unique natural assets and amenity and sensitively managing future development opportunities.

We strive to minimise the impact of our actions on the environment, while planning for, adapting to and managing the impact of climate change. We want to protect the special character and values of our city for future generations.

10-Year Goal: To enhance the unique natural character, values, and amenity of our City by minimising the impacts of our organisation's and our community's activities in the environment.

Focus Area: To reduce our and the community's impact on the natural environment.		
Action	Network	% Complete
Implement actions from the Sustainability Strategy.	Infrastructure and Assets	25%
Comment		
<p>During the last financial year, the Council made several commitments to achieve a more sustainable operation. The commitments are:</p> <ul style="list-style-type: none"> • calculate the Council's carbon footprint. • achieve carbon neutrality of the Council's operations by 2025. • achieve 100% renewable energy for all the Council's owned buildings by 2025. • continue to work towards the Council's City Power Partnership pledges involving sustainable transport, renewable energy and divest from fossil fuel investments. <p>To achieve these commitments and align ourselves with the Climate Emergency Australia we are currently developing a Sustainability/Climate Action Plan (for both climate mitigation and adaptation) and incorporating the UN Sustainable Development Goals to transition both the Council and the community to a low-carbon future.</p>		
Focus Area: To contribute to air and river quality improvements in Launceston.		
Action	Network	% Complete
River Health Action Plan - Implementation <ul style="list-style-type: none"> • Technical support for TasWater/NRM North in implementation of the River Health Action Plan (catchment management and combined system improvements, public education and policy development) and management of the sediment raking program (data 	Infrastructure and Assets	100%

19.6 City of Launceston Annual Plan 2020/2021 - Progress Against Annual Plan Actions for Period Ending 30 June 2021 ...(Cont'd)

review, hydrological modelling and community).		
Comment		
<p>The vision for kanamuluka/Tamar Estuary was released by Tamar Estuary Management Taskforce (TEMT) in June 2021.</p> <p>River Health Action Plan catchment management - sewage intrusion project ahead of budget and investigations in all Launceston suburbs is complete. Water quality monitoring and rectification of identified intrusions are ongoing. Significant improvements to water quality anticipated as a result of this project, with a number of sewage intrusions identified.</p> <p>Continued support and engagement with TasWater to implement the actions in the combined drainage system. Public education activities, such as public speaking events, Science Week and information videos for social media have been delivered throughout the year.</p>		

Strategic Priority 7: We are a *City Planning for our Future* by ensuring our approach to strategic land-use, development and infrastructure investment is coordinated, progressive, and sustainable.

We play a leading role in balancing the enviable amenity of our municipality with the needs of future development and growth. We want to influence the delivery of the right investment for our City and Region.

10-Year Goal: To facilitate appropriate development via integrated land-use planning, infrastructure investment, and transport solutions within our municipality and region.

Focus Area: To take a strategic approach to development sites and infrastructure investment within the municipality to maximise public benefit and encourage development and investment.		
Action	Network	% Complete
<p>University of Tasmania (UTAS) Relocation - City Deal Agreement.</p> <ul style="list-style-type: none"> Engage with the UTAS on the project to relocate to Inveresk to ensure it integrates with the precinct and the City in a planned manner. 	Chief Executive Officer	100%
Comment		
<p>The Council is continuing to actively participate in the UTAS/City of Launceston Working Group which regularly meets to consider and guide progress on the UTAS Relocation. Additionally, various technical working groups have been established to work with UTAS in respect to urban realm and infrastructure plans and works.</p>		

19.6 City of Launceston Annual Plan 2020/2021 - Progress Against Annual Plan Actions for Period Ending 30 June 2021 ...(Cont'd)

Focus Area: To take a strategic approach to development sites and infrastructure investment within the municipality to maximise public benefit and encourage development and investment.		
Action	Network	% Complete
Commence project to identify highest and best use of the Council's owned buildings and land.	Organisational Services	10%
Comment		
Data review has commenced.		
Focus Area: To improve and maintain accessibility, transport options and infrastructure within the Launceston area, including its rural areas.		
Action	Network	% Complete
<i>Greater Launceston Transport Vision</i> <ul style="list-style-type: none"> Consider and plan for delivery of priorities identified as part of Greater Launceston Transport Vision. 	Infrastructure and Assets	95%
Comment		
Consultation has been completed for the <i>Greater Launceston Transport Vision</i> and Work Plan with submissions currently being reviewed and considered by neighbouring councils and Department of State Growth.		
The <i>Greater Launceston Transport Vision</i> will likely be ready for formal adopting in August 2021 along with City of Launceston's Transport Strategy.		
Focus Area: To improve and maintain accessibility, transport options, and infrastructure within the Launceston area, including its rural areas.		
Action	Network	% Complete
Traffic Signal Project <ul style="list-style-type: none"> Continue upgrade of the City's traffic signal infrastructure (owned by State growth), targeted improvement of intersections, implementation of data capture technology and data analytics and provide a framework to encourage more sustainable transport options. 	Infrastructure and Assets	100%
Comment		
Project complete.		
Focus Area: To improve and maintain accessibility, transport options, and infrastructure within the Launceston area, including its rural areas.		
Action	Network	% Complete
Continue work on St Leonards Residential Growth Strategy and Masterplan.	Community and Place	<i>Deferred by Council 11 February 2021</i>

19.6 City of Launceston Annual Plan 2020/2021 - Progress Against Annual Plan Actions for Period Ending 30 June 2021 ...(Cont'd)

Comment		
Progress has been delayed. Priority has been given to the South Prospect area with St Leonards to re-commence in the 2022/2023 financial year.		
Focus Area: To improve and maintain accessibility, transport options, and infrastructure within the Launceston area, including its rural areas.		
Action	Network	% Complete
Continue work on South Prospect Residential Growth Strategy and Masterplan.	Community and Place	80%
Comment		
Work is ongoing with the Masterplan finalisation underway and engineering analysis being completed. Amendments to the Northern Regional Land Strategy have been approved by the Minister. Applications to re-zone are anticipated to commence late in 2021.		
Focus Area: To improve and maintain accessibility, transport options, and infrastructure within the Launceston area, including its rural areas.		
Action	Network	% Complete
To support the delivery of the Greater Launceston Transport Vision, develop a Launceston Transport Strategy which will include consideration of parking, active transport, freight movement and Smart City mobility opportunities.	Infrastructure and Assets	95%
Comment		
The Council worked with partners to develop the draft <i>Launceston Transport Strategy</i> (LTS). Community engagement has been undertaken and it is expected to present the LTS to Council for formal adoption in August 2021.		
To support the implementation of the LTS the following has been developed:		
<ul style="list-style-type: none"> • Four year transport delivery plan; • Terms of Reference for a new Transport Committee; • Network Operating Plan to support management of the road network; and • Central Area District Parking Implementation Plan 		
Focus Area: To ensure our suite of strategic planning initiatives are coordinated, and representative of our community's needs and aspirations.		
Action	Network	% Complete
City Deal Agreement <ul style="list-style-type: none"> • Continue to work with the Commonwealth and State Governments to successfully implement all of the City of Launceston commitments under the City Deal program to deliver a range of economic and social benefits to the City. 	Chief Executive Officer	100%

19.6 City of Launceston Annual Plan 2020/2021 - Progress Against Annual Plan Actions for Period Ending 30 June 2021 ...(Cont'd)

Comment		
<p>Work on Launceston City Deal projects is continuing. Relationships continue to be maintained with partners and stakeholders. The Terms of Reference for the Community and Business Advisory Group have been revised in line with feedback received from the representative group during the Three-Year Review. Communications protocols were developed and implemented across the three levels of government. City Heart Stage 1 - Wayfinding is now complete. Two remaining Stage 1 City Heart projects are pending government approval for completion May 2022.</p>		
Focus Area: To ensure our suite of strategic planning initiatives are coordinated, and representative of our community's needs and aspirations.		
Action	Network	% Complete
City Deal Agreement - third year review and determination of projects for additional five years.	Chief Executive Officer	70%
Comment		
<p>The Three Year Review has been undertaken. Preparation to program the five year extension is complete (20%). The process to program the Launceston City Deal extension has commenced.</p>		

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

DECISION: 29 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 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

19.7 Local Government Code of Conduct Framework Feedback**FILE NO:** SF2213**AUTHOR:** Nathan Williams (Manager Finance)**GENERAL MANAGER:** Louise Foster (Organisational Services)

DECISION STATEMENT:

To consider submitting feedback on the *Local Government Code of Conduct Framework Discussion Paper*, issued by the Department of Premier and Cabinet.

PREVIOUS COUNCIL CONSIDERATION:

Workshop - 15 July 2021 - Code of Conduct Framework Local Government

RECOMMENDATION:

That Council approves the feedback as noted in the report to be provided to the Department of Premier and Cabinet, on the *Local Government Code of Conduct Framework Discussion Paper*.

Ms L Foster (General Manager Organisational Services Network) and Mr N Williams (Manager Finance) were in attendance to answer questions of Council in respect of this Agenda Item.

DECISION: 29 July 2021**MOTION**

Moved Councillor D C Gibson, seconded Councillor A E Dawkins.

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 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

No Items were identified as part of these Minutes

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 Annual Remissions of Rates and Charges - Year Ended 30 June 2021

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:

- (g) information of a personal and confidential nature or information provided to the council on the condition it is kept confidential.

21.3 Remission of Parking Infringements - Community Care and Recovery Package

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:

- (g) information of a personal and confidential nature or information provided to the council on the condition it is kept confidential.

DECISION: 29 July 2021

MOTION

Moved Councillor A G Harris, seconded Councillor P S Spencer.

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 D H McKenzie, Councillor K P Stojansek, Councillor A E Dawkins, Councillor N D Daking, Councillor P S Spencer, Councillor A G Harris, Councillor T G Walker and Councillor K M Preece

Council moved into Closed Session at 3.24pm.

Council returned to Open Session at 3.36pm.

21.4 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 - 15 July 2021</i>	<i>Confirmation of the Minutes of the Closed Meeting of the City of Launceston Council held on 15 July 2021.</i>
21.2	<i>Annual Remissions of Rates and Charges - Year Ended 30 June 2021</i>	<i>Details were discussed regarding Annual Rate Remissions for year ended 30 June 2021.</i>
21.3	<i>Remission of Parking Infringements - Community Care and Recovery Package</i>	<i>Details of parking infringements incurred as part of the Community Care and Recovery Package initiative were discussed.</i>

DECISION: 29 July 2021

MOTION

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

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

CARRIED 10:0

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

22 MEETING CLOSURE

The Mayor, Councillor A M van Zetten, closed the Meeting at 3.38pm.
