



City of
LAUNCESTON

COUNCIL MINUTES

**COUNCIL MEETING
5 MARCH 2020
1.00pm**

City of Launceston

COUNCIL MINUTES

Thursday 5 March 2020

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

Date: 5 March 2020

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, was made in accordance with our Council Meetings - Audio Recording Policy - 14-Plx-008.

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.

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Present: **Councillor** **A M van Zetten (Mayor)**
 D C Gibson (Deputy Mayor)
 J Finlay
 A E Dawkins
 N D Daking
 D H McKenzie
 K P Stojansek
 R I Soward
 P S Spencer
 J G Cox
 A G Harris
 T G Walker

In Attendance: **Mr M Stretton (Chief Executive Officer)**
 Mrs L Hurst (Community and Place Network)
 Ms L Foster (Organisational Services Network)
 Mr S Eberhardt (Infrastructure and Assets Network)
 Ms T Puklowski (Creative Arts and Cultural Services Network)
 Mr S Tennant (Team Leader Communications)
 Mrs L Purchase (Manager Governance)
 Mrs A Rooney (Committee Clerk)

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1 OPENING OF MEETING - ATTENDANCE AND APOLOGIES

The Mayor, Councillor A M van Zetten, opened the Meeting at 1.00pm.

2 MAYORAL ACKNOWLEDGEMENTS

No Mayoral Acknowledgements were identified as part of these Minutes

3 DECLARATIONS OF INTEREST

Local Government Act 1993 - section 48

(A councillor must declare any interest that the councillor has in a matter before any discussion on that matter commences.)

No Declarations of Interest were identified as part of these Minutes

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 20 February 2020 be confirmed as a true and correct record.

DECISION: 5 March 2020

MOTION

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

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

CARRIED 12:0

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

5 DEPUTATIONS

No Deputations were identified as part of these Minutes

6 PETITIONS

Local Government Act 1993 - 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 Gill Basnett (Program Coordinator) - Tamar NRM

Ms Basnett provided Council with an update regarding Tamar NRM's five key areas - sustainable living, biodiversity and conservation, sustainable agriculture, weeds and feral cats. Ms Basnett thanked the Council for its ongoing financial and in-kind support.

8 PUBLIC QUESTION TIME

Local Government (Meeting Procedures) Regulations 2015 - Regulation 31

8.1 Public Questions on Notice

Local Government (Meeting Procedures) Regulations 2015 - Regulation 31(1)

(Questions on Notice must be in writing and should be received by the General Manager at least seven days before the relevant Council Meeting. Questions on Notice will be researched by Council Officers and both the Question on Notice (as received) and the response will be provided at the Council Meeting and a reply in writing will also be provided.)

8.1.1 Public Questions on Notice - Mr Robin Smith - 20 February 2020**FILE NO:** SF6381**AUTHOR:** Anthea Rooney (Committee Clerk)**CHIEF EXECUTIVE OFFICER:** Michael Stretton (Chief Executive Officer)

QUESTIONS and RESPONSES:

The following question, asked at the Council Meeting on 20 February 2020 by Mr Robin Smith, has been answered by Mr Geoffrey Stick (Team Leader Parking).

Questions:

1. [with reference to the approximately 67 one hour parking spaces located in Charles Street]. How long is it before a commuter can return to one of those parking spaces once vacated?

Response:

Throughout the City of Launceston, the one hour parking meters are designed for short term parking only. If someone is planning on staying longer than the designated on street parking meter time restrictions, there are other long term parking options available. The car parks available in close proximity to the Charles Street metres are: 115 York Street West, 32 Elizabeth Street, 1-15 Paterson Street East and 79-81 Paterson Street West.

With the on street parking metres if a vehicle does not move or returns to the same parking bay within 30 minutes after the expired time, Parking Officers can issue an infringement notice. However, if a vehicle moves to another parking bay in the same zone and pays at the meter again, this is permitted. The EasyPark App has a built in time delay not allowing customers to renew the time extension within the same space or zone for 10 minutes.

8.2 Public Questions Without Notice

Local Government (Meeting Procedures) Regulations 2015 - Regulation 31(2)(b)

(Members of the public who ask Questions without Notice at a meeting will have both the question and any answer provided recorded in the Minutes. Council Officers will endeavour to answer the question asked at the meeting, however, that is not always possible and more research may be required. If an answer cannot be provided at the Meeting, the question will be treated as a Question on Notice. A response will be provided at the next Council Meeting.)

8.2.1 Mr Robin Smith - CBD Parking

1. With reference to my questions asked at the last Council Meeting, why does parking [in Charles Street] have a 10-minute delay?

Mrs Leanne Hurst (General Manager Community and Place Network) advised that the 10-minute delay is a function of the *EasyPark* App, however, a follow-up response would be provided.

2. Could the Council review on-street parking management on Sundays in the CBD?

The Mayor, Councillor A M van Zetten, responded by saying that commuters will park for longer periods if there is not a mechanism for checking parking meters on the day and currently the CBD is not monitored on Sunday.

8.2.2 Mr Robin Smith - COVID-19 Virus Management

1. **How has the Council planned for such an infectious outbreak; what role does the Council's staff have now and into the future and what level of preparedness is there in place for the public and the Council's staff?**

Mr Michael Stretton (Chief Executive Officer) responded by saying that the Council is taking its direction from the Director of Public Health. These directives contain advice to actively review business continuity plans, update relevant messages to the community and the Council's staff, provide messages reinforcing basic hygiene practices in City of Launceston centres (such as the Aquatic Centre) and continual monitoring. Discussion is ongoing with the State Government with regard to the issue.

The Mayor, Councillor A M van Zetten, added that there had been no directives regarding additional purchase and supply of masks or sanitiser to the community at this stage.

8.2.3 Mr Robin Smith - Brisbane Street Mall Flooding

1. [Regarding the Charles Street end of the Brisbane Street Mall] I have previously asked about rain water runoff at the southern end of the Brisbane Street Mall. Pooling of water on the footpath still remains an issue. Can the Council investigate this matter?

The Mayor, Councillor A M van Zetten, noted that this question would be Taken on Notice and a response provided in the Council Agenda of 19 March 2020.

8.2.4 Mrs Wendy McLennan (Chair Launceston and North-East Railway) - North-East Corridor

With reference to the North-East Corridor and the resolutions of Council on 24 September 2018, I would ask the following questions:

1. What will be the role of the Council in relation to the removal of rail infrastructure that falls within the City of Launceston boundary?
2. Will the City of Launceston Council be the planning authority to consider development applications from the Corridor Manager for the alternate use of the Lilydale Falls - Wyena section of the line?
3. How will the City of Launceston deal with the development applications under the *Land Use Planning and Approvals Act 2015* and especially the consultation processes?

The Mayor, Councillor A M van Zetten, responded by saying that the project is determined by the State Government and the section within the City of Launceston boundaries will go through the normal application process in place and would be open to the public for comment as any other development application would be.

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 48 Blessington Road, St Leonards - Domestic Animal Breeding, Boarding or Training - Construction of an Animal Boarding Facility, New Access and Signage

FILE NO: DA0603/2019

AUTHOR: Maria Chledowska (Town Planner)

GENERAL MANAGER: Leanne Hurst (Community and Place Network)

DECISION STATEMENT:

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

RECOMMENDATION:

That, in accordance with sections 51 and 57 of the *Land Use Planning and Approvals Act 1993* and the Launceston Interim Planning Scheme 2015, a permit be granted for DA0603/2019, Domestic animal breeding, boarding or training - Construction of an animal boarding facility, new access and signage at 48 Blessington Road, White Hills subject to the following conditions:

1. ENDORSED PLANS & DOCUMENTS

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

- a. Locality Map, prepared by Therian PTY Ltd, Project: Winston Play and Stay, Project No. P020, Drawing No. A1.00, Revision DA2, Dated 22/10/2019.
 - b. Overall Site Plan, prepared by Therian PTY Ltd, Project: Winston Play and Stay, Project No. P020, Drawing No. A1.01, Revision DA2, Dated 22/10/2019.
 - c. Proposed Site Plan, prepared by Therian PTY Ltd, Project: Winston Play and Stay, Project No. P020, Drawing No. A1.02, Revision DA2, Dated 22/10/2019.
 - d. Proposed Floor Plan Doggy Day Care Centre, prepared by Therian PTY Ltd, Project: Winston Play and Stay, Project No. P020, Drawing No. A2.01, Revision DA2, Dated 22/10/2019.
 - e. Proposed First Floor Plan Doggy Day Care Centre, prepared by Therian PTY Ltd, Project: Winston Play and Stay, Project No. P020, Drawing No. A2.02, Revision DA2, Dated 22/10/2019.
-

9.1 48 Blessington Road, St Leonards - Domestic Animal Breeding, Boarding or Training - Construction of an Animal Boarding Facility, New Access and Signage ...(Cont'd)

- f. Proposed Elevations Doggy Day Care Centre, prepared by Therian PTY Ltd, Project: Winston Play and Stay, Project No. P020, Drawing No. A3.02, Revision DA2, Dated 22/10/2019.
- g. Land Capability Assessment, prepared by AK Consultants, dated 8/01/2019.
- h. Environmental Impacts and Attenuation Report for Winston Plan & Stay, prepared by SEAM Environmental, dated August 2019.
- i. Site and Soil Evaluation Summary Proposed Doggie Day Care Centre, prepared by SEAM Environmental.
- j. Traffic Impact Assessment Winston Play and Stay, prepared by Midson Traffic Pty Ltd, dated October 2019.
- k. Acoustic Assessment 48 Blessington Road, St Leonards Tasmania, prepared by Acoustic Logic, Project ID 20191539.2, dated 18/02/2020.

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. NEW ACCESS AND ROAD WIDENING

Provision of the new access and associated road widening to 48 Blessington Road must be undertaken as outlined by the recommendations in the applicant Traffic Impact Assessment dated October 2019. Detailed engineering drawings showing the extent of the access and associated works must be provided to the Department of State Growth for review and acceptance as part of a works permit application.

4. CAR PARKING AND INTERNAL DRIVEWAY

Prior to the commencement of the use:

- (a) Areas set aside for parking vehicles and access ways must be constructed and delineated as shown on the endorsed plans.
- (b) The internal driveway from Blessington Road must be constructed with an all weather seal to the satisfaction of the Manager City Development.
- (c) The secondary parking area is to be paved with crushed rock or gravel of adequate thickness as necessary to prevent the formation of potholes and depressions according to the nature of the subgrade and vehicles which will use the areas. The areas must be constructed drained and maintained in a condition suitable for use by two wheel drive vehicles to the satisfaction of the Council.

5. HOURS OF CONSTRUCTION

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

Monday to Friday - 7.00am to 6.00pm

Saturday - 8.00am to 5.00pm

No works on Sunday or Public Holidays

9.1 48 Blessington Road, St Leonards - Domestic Animal Breeding, Boarding or Training - Construction of an Animal Boarding Facility, New Access and Signage ...(Cont'd)

6. TASWATER

The development must comply with the requirements of TasWater as detailed in the form Submission to Planning Authority Notice, Reference No. TWDA No. 2019/01651-LCC, 13/11/2019 and attached to the permit.

7. SITE LANDSCAPING AND VEGETATION SCREEN

The landscaping must be:

- a. Installed in accordance with the endorsed Environmental Impacts Report prepared by Seam Environmental; and
- b. Completed prior to the use commencing; and
- c. Maintained as part of the development for the life of the facility. It must not be removed, destroyed or lopped without the written consent of the Council; and
- d. Sufficient plants must be used to ensure that the intent of the screen is achieved; and
- e. Any plant that dies must be replaced within six months.

8. SIGN MAINTENANCE

The signs must be constructed and maintained in good condition to the satisfaction of the Council.

9. SOIL AND WATER MANAGEMENT PLAN

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

10. AMENITY

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.

9.1 48 Blessington Road, St Leonards - Domestic Animal Breeding, Boarding or Training - Construction of an Animal Boarding Facility, New Access and Signage ...(Cont'd)

11. AMENITY MANAGEMENT PLAN

Prior to the use commencing, a plan to respond to any public amenity complaints is to be prepared and a copy to be provided to the Council. The purpose of the Amenity Management Plan is to include, but not be limited to:

- (a) protocols for dealing with complaints
- (b) details of complaints received regarding noise; and
- (c) measures taken to address the issue.

The register must provide contact details of the onsite manager and be updated on a quarterly basis and made available to Council on request.

12. HOURS OF OPERATION FOR PUBLIC ACCESS

The hours of operation for public access are as follows:

Monday to Friday - 7.00am - 6.00pm

Saturday 9.00am - 12.00pm

Sunday - 2.00pm - 5.00pm

13. ACOUSTIC ASSESSMENT REPORT

The applicant must comply with the report *48 Blessington Road, St Leonards Tasmania - Acoustic Assessment*, prepared by Acoustic Logic, Project ID 20191539.2. The use and development must be undertaken to comply with the management controls and associated acoustic measures, within section 7 of the Acoustic Assessment to the satisfaction of the Manager City Development.

14. 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.

15. WASTE MATERIALS

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

16. ANIMAL NUMBERS

No more than 150 dogs must be kept on the subject land at any one time.

17. ANIMAL ENCLOSURES

Prior to the commencement of the use, the floor of any area where animals are to be enclosed must be constructed of an impervious material, graded and drained to an approved outlet to the satisfaction of the Council.

9.1 48 Blessington Road, St Leonards - Domestic Animal Breeding, Boarding or Training - Construction of an Animal Boarding Facility, New Access and Signage ...(Cont'd)

Notes

- A. All building and demolition work is to comply with the Building Act 2016 and the National Construction Code
Prior to acting on this permit, the risk category of any building or demolition work must be determined using the Building Control's Determination for Categories of Building and Demolition Work. It is recommended that a licensed building practitioner such as a building surveyor or a building designer or a registered architect be consulted to determine the requirements for any such work under the Building Act 2016.
- B. Occupancy Permit Required
Occupancy permit required for new or altered habitable buildings - pursuant to section 216 of the Building Act 2016, it is recommended that a licensed building surveyor be consulted to determine if an occupancy permit is required for the building before the building or a part of the building can be, or can continue to be, occupied.
- C. All plumbing work is to comply with the Building Act 2016 and the National Construction Code
Prior to acting on this permit, the risk category of any plumbing work must be determined using the Director of Building Control's Determination for Categories of Plumbing Work. It is recommended that a licensed building practitioner such as a plumbing surveyor or a plumber be consulted to determine the requirements for any such work under the Building Act 2016.
- D. General
This permit was issued based on the proposal documents submitted for DA0603/2019. 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.*

This permit is valid for two years only from the date of approval and will thereafter lapse if the development is not substantially commenced. An extension may be granted subject to the provisions of the Land Use Planning and Approvals Act 1993 as amended, by a request to the Council.

9.1 48 Blessington Road, St Leonards - Domestic Animal Breeding, Boarding or Training - Construction of an Animal Boarding Facility, New Access and Signage ...(Cont'd)

E. Restrictive Covenants

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

F. Appeal Provisions

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

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

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

G. Permit Commencement

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

H. Works Permit Application

A valid works permit is required for all works undertaken in the State Road (Blessington Road) reservation. Details of the permit process and application forms can be found at: www.transport.tas.gov.au/road/permits/road-access <<http://www.transport.tas.gov.au/road/permits/road-access>>. Applications must be received by the Department of State Growth a minimum of 20 business days prior to the expected commencement date for works in order to allow sufficient time for the application to be assessed. No works are to be undertaken until a written permit has been issued.

I. Food Premises

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

9.1 48 Blessington Road, St Leonards - Domestic Animal Breeding, Boarding or Training - Construction of an Animal Boarding Facility, New Access and Signage ...(Cont'd)

J. On-Site Disposal of Effluent

This permit does not give permission for the installation of an on site waste water system on this site. The applicant will need to submit a design report (including site and soil evaluation in accordance with AS/NZS 1547:2012) as well as a Plumbing Application (for the on-site wastewater system) with the Building Application. Before occupation of the facility, the required system must be commissioned.

K. Noise Nuisance

Noise Nuisance is regulated under the Environmental Management and Pollution Control Act 1994. Please note that if complaints are received and verified, you will be required to implement measures to eliminate the nuisance.

Mrs L Hurst (General Manager Community and Place Network), 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.

**Mr Ian Murrell (on behalf of Sharman's Wines) spoke against the Recommendation
Ms Georgia Greig (on behalf of Mr Robert Diprose) spoke against the Recommendation**

Ms Nicole Darcey spoke against the Recommendation

Mr James Churchill spoke against the Recommendation

Mr Ryan Hughes spoke for the Recommendation

Mr Neil Grose spoke for the Recommendation

Ms Sally-Anna Watson for the Recommendation

Ms Pamela Hoban spoke for the Recommendation

Ms Keri Thurley spoke for the Recommendation

Councillor N D Daking withdrew from the Meeting at 1.41pm

Councillor N D Daking re-attended the Meeting at 1.42pm

- 9.1 48 Blessington Road, St Leonards - Domestic Animal Breeding, Boarding or Training - Construction of an Animal Boarding Facility, New Access and Signage ...(Cont'd)
-

DECISION: 5 March 2020

MOTION 1

Moved Councillor J Finlay, seconded Councillor D H McKenzie.

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

CARRIED 10:2

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

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

DECISION: 5 March 2020

MOTION 2

Moved Councillor J G Cox, seconded Councillor N D Daking.

That Councillor R I Soward be granted an additional three minutes speaking time.

CARRIED 12:0

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

- 9.1 48 Blessington Road, St Leonards - Domestic Animal Breeding, Boarding or Training - Construction of an Animal Boarding Facility, New Access and Signage ...(Cont'd)
-

DECISION: 5 March 2020

MOTION 3

Moved Councillor R I Soward, seconded Councillor D H McKenzie.

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

CARRIED 12:0

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

9.2 462 Glenwood Road, Relbia - Visitor Accommodation - Construction of a Holiday Unit

FILE NO: DA0002/2020

AUTHOR: Laura Small (Town Planner)

GENERAL MANAGER: Leanne Hurst (Community and Place Network)

DECISION STATEMENT:

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

RECOMMENDATION:

That, in accordance with sections 51 and 57 of the *Land Use Planning and Approvals Act 1993* and the Launceston Interim Planning Scheme 2015, a permit be granted for DA0002/2020 Visitor Accommodation - Construction of a Holiday Unit at 462 Glenwood Road, Relbia subject to the following conditions:

1. ENDORSED PLANS & DOCUMENTS

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

- a. Site Plan, Prepared by Lawson Homes Tasmania, Project Name - Proposed Residence 462 Glenwood Road, Relbia, Revision No. D, Page No. 01, Sheet No. A01, Dated 13.12.19, Amended Plans Required.
 - b. Floor Plan, Prepared by Lawson Homes Tasmania, Project Name - Proposed Residence 462 Glenwood Road, Relbia, Revision No. D, Page No. 02, Sheet No. A02, Dated 13.12.19.
 - c. Elevations, Prepared by Lawson Homes Tasmania, Project Name - Proposed Residence 462 Glenwood Road, Relbia, Revision No. D, Page No. 03, Sheet No. A03, Dated 13.12.19.
 - d. Locality Plan, Prepared by Lawson Homes Tasmania, Project Name - Proposed Residence 462 Glenwood Road, Relbia, Revision No. D, Page No. 04, Sheet No. A04, Dated 13.12.19, Amended Plans Required.
 - e. Development Plan, Prepared by Lawson Homes Tasmania, Project Name - Proposed Residence 462 Glenwood Road, Relbia, Revision No. D, Page No. 05, Sheet No. A05, Dated 13.12.19, Amended Plans Required.
 - f. Overall Plan, Prepared by Lawson Homes Tasmania, Project Name - Proposed Residence 462 Glenwood Road, Relbia, Revision No. D, Page No. 06, Sheet No. A06, Dated 13.12.19, Amended Plans Required.
-

9.2 462 Glenwood Road, Relbia - Visitor Accommodation - Construction of a Holiday Unit ...(Cont'd)

- g. 3D Views, Prepared by Lawson Homes Tasmania, Project Name - Proposed Residence 462 Glenwood Road, Relbia, Revision No. D, Page No. 07, Sheet No. A07, Dated 13.12.19.

2. AMENDED PLANS REQUIRED

Prior to the commencement of any work, 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 minimum side setback of 16m.

3. LEGAL TITLE

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

4. USE LIMITATION

The use of Visitor Accommodation, defined as "use of land for providing short or medium term accommodation, for persons away from their normal place of residence" in the Launceston Interim Planning Scheme 2015, approved under this permit must not operate as a long term residential use or multiple dwellings.

5. TASWATER

The development must comply with the requirements of TasWater as detailed in the form Submission to Planning Authority Notice, Reference No. TWDA No. 2020/00008-LCC, 13/01/2020 and attached to the permit.

6. HOURS OF CONSTRUCTION

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

Monday to Friday - 7.00am and 6.00pm

Saturday - 9.00am to 6.00pm

Sundays and Public Holidays - 10.00am to 6.00pm

7. DAMAGE TO COUNCIL INFRASTRUCTURE

The developer is liable for all costs associated with 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. 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.

9.2 462 Glenwood Road, Relbia - Visitor Accommodation - Construction of a Holiday Unit ...(Cont'd)

8. WORKS WITHIN/OCCUPATION OF THE ROAD RESERVE

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

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

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

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

9. 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.

10. 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.

11. 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.

9.2 462 Glenwood Road, Relbia - Visitor Accommodation - Construction of a Holiday Unit ...(Cont'd)

Notes

A. General

This permit was issued based on the proposal documents submitted for DA0002/2020. You should contact Council with any other use or developments, as they may require the separate approval of Council. Council's planning staff can be contacted on 03 6323 3000.

This permit takes effect after:

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

This permit is valid for two years only from the date of approval and will thereafter lapse if the development is not substantially commenced. An extension may be granted subject to the provisions of the Land Use Planning and Approvals Act 1993 as amended, by a request to 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>>

9.2 462 Glenwood Road, Relbia - Visitor Accommodation - Construction of a Holiday Unit ...(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 Council's Notice to Waive Right of Appeal is attached.

E. On-Site Disposal of Effluent

This permit does not give permission for the installation of an on site waste water system on this site. The applicant will need to submit a design report (including site and soil evaluation in accordance with AS/NZS 1547:2012) as well as a Plumbing Application (for the on-site wastewater system) with the Building Application. Before occupation of the dwelling, the required system must be commissioned.

F. 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.

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

Mr Graeme Hodskiss spoke for the Recommendation

DECISION: 5 March 2020

MOTION

Moved Councillor R I Soward, seconded Councillor D C Gibson.

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

CARRIED 12:0

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

9.3 96 Arthur Street, East Launceston - Visitor Accommodation - Change of Use of 8 Dwellings to Holiday Units**FILE NO:** DA0734/2019**AUTHOR:** Catherine Mainsbridge (Senior Town Planner)**GENERAL MANAGER:** Leanne Hurst (Community and Place Network)

DECISION STATEMENT:

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

PREVIOUS COUNCIL CONSIDERATION:

DA0427/2001 - Install ground based sign

DA0314/2008 - Change of use to motel; Advertising sign - external illumination of existing ground base sign; building fascia sign - Undetermined.

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 from Council, for DA0734/2019 Visitor Accommodation - Change of Use of Eight Dwellings to Holiday Units at 96 Arthur Street, East Launceston subject to the following conditions:

1. ENDORSED PLANS & DOCUMENTS

The use must be carried out in accordance with the endorsed documents to the satisfaction of the Manager City Development unless modified by a condition of the Permit:

- a. First Floor Level
- b. Ground Floor Level - East Side
- c. Lower Level Parking
- d. Template Layout 1Br Apartments

2. LEGAL TITLE

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

3. VISITOR ACCOMMODATION USE

This permit allows the use of the land for Visitor Accommodation, defined as a Holiday Unit, for short-term accommodation for persons away from their normal place of residence, on a commercial basis, as defined in Planning Directive No.6 - Exemption and Standards for Visitor Accommodation in Planning Schemes, issued 1 July 2018 and as modified on 1 August 2018.

9.3 96 Arthur Street, East Launceston - Visitor Accommodation - Change of Use of 8 Dwellings to Holiday Units ...(Cont'd)

4. 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 DA0734/2019. You should contact the Council with any other use or developments, as they may require the separate approval of the Council. The Council's planning staff can be contacted on 6323 3000.

This permit takes effect after:

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

This permit is valid for two years only from the date of approval and will thereafter lapse if the development is not substantially commenced. An extension may be granted subject to the provisions of the Land Use Planning and Approvals Act 1993 as amended, by a request to 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.

9.3 96 Arthur Street, East Launceston - Visitor Accommodation - Change of Use of 8 Dwellings to Holiday Units ...(Cont'd)

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. 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. Heat Pump Use

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

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

9.3 96 Arthur Street, East Launceston - Visitor Accommodation - Change of Use of 8 Dwellings to Holiday Units ...(Cont'd)

DECISION: 5 March 2020

MOTION

Moved Councillor J Finlay, seconded Councillor D H McKenzie.

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

CARRIED 12:0

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

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

Thursday 20 February 2020

- Officiated at the University of Tasmania's *Turn the Sod City Deal* event

Friday 21 February 2020

- Officiated at the University of Tasmania's *Student O Week* welcome

Saturday 22 February 2020

- Officiated at the Royal Automobile Club of Tasmania's *Symphony Under the Stars* VIP event
- Attended *Symphony Under the Stars*

Sunday 23 February 2020

- Officiated at the 2/40th Battalion Remembrance gathering
- Attended the *Tasmanian Oaks* and *Magic Millions* luncheon and Cup

Wednesday 26 February 2020

- Attended the Launceston luncheon and Cup

Saturday 29 February 2020

- Attended the Dover Oval Open Day

Sunday 1 March 2020

- Officiated at and participated in *Soggy Bottom* Regatta

Wednesday 4 March 2020

- Attended the International Woman's Day Breakfast with the Tamar Sunrise Rotary Club
-
-

11 COUNCILLORS' REPORTS

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

11.1 Councillor D C Gibson

- **Highlighted the Northern Youth Coordinating Committee's 28 March 2020 Youth Week event *Riverbend Rock Challenge* being held at Riverbend Park from 11.00am - 3.00pm**
- **Addressed the announcement by the Premier of the first whole of government child and youth wellbeing strategy focussing on the first 1,000 days of life to 25 years of age**
- **Noted that the Council's 2020 Youth Action Group Committee has an increased membership, more directed focus and a large variety of activities**
- **Provided a report on the *Soggy Bottom Cardboard Boat Regatta* held at Waverley Lake on Sunday, 1 March 2020 and thanked the University of Tasmania's City of Launceston cadet engineering student recipients - Isaac Probert, Dylan Villiers and Joseph Holloway for their efforts in preparing the City of Launceston's entry *Prudence***

Councillor T G Walker withdrew from the Meeting at 2.14pm

Councillor T G Walker re-attended the Meeting at 2.16pm

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 Tender Review Committee Meeting - 13 February 2020****FILE NO:** SF0100/CD.045/2019/CD.046/2019**AUTHOR:** Anthea Rooney (Committee Clerk)**GENERAL MANAGER:** Louise Foster (Organisational Services Network)

DECISION STATEMENT:

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

RECOMMENDATION:

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

1. Fulton Hogan Industries Pty Ltd, Crossroads Civil Contracting Pty Ltd, Deray Contractors Pty Ltd and North Seal Pty Ltd for the Asphalt Placement Periodic Contract, Contract No CD.045/2019 be accepted for the period from February 2020 to June 2022 at the schedule of rates submitted (ECM Document Set ID Numbers 4219034, 4218938, 4219036 and 4219047). Based on the rates submitted and the sample projects used, the following recommendation is also provided when selecting these tenderers for either road or footpath asphalt sealing works: Road Asphalt Placement - Tenderers - Fulton Hogan Industries Pty Ltd, Crossroads Civil Contracting Pty Ltd and North Seal Pty Ltd and Footpath Asphalt Placement - Tenderers - Deray Contractors Pty Ltd and North Seal Pty Ltd; and
 2. Crossroads Contracting Pty Ltd and Fulton Hogan Industries Pty Ltd for the Spray Seal Contract, Contract No CD.046/2019 be accepted at the rates provided in the schedule of rates (ECM Document Set ID Numbers 4219090 and 4219088).
-

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

13.1 Tender Review Committee Meeting - 13 February 2020 ...(Cont'd)

DECISION: 5 March 2020**MOTION****Moved Councillor J G Cox, seconded Councillor D H McKenzie.****That the Motion, as per the Recommendation to Council, be adopted.****CARRIED 12:0****FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, Councillor J Finlay, Councillor A E Dawkins, Councillor N D Daking, Councillor D H McKenzie, Councillor K P Stojansek, Councillor R I Soward, Councillor P S Spencer, Councillor J G Cox, Councillor A G Harris and Councillor T G Walker**

13.2 Pedestrian and Bike Committee Meeting - 13 February 2020**FILE NO:** SF0618**AUTHOR:** Cathy Williams (Infrastructure and Engineering Officer)**GENERAL MANAGER:** Shane Eberhardt (Infrastructure and Assets Network)

DECISION STATEMENT:

To receive and consider a report from the Pedestrian and Bike Committee Meeting held on 13 February 2020.

RECOMMENDATION:

That Council receives the report from the Pedestrian and Bike Committee Meeting held on 13 February 2020.

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

DECISION: 5 March 2020**MOTION**

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

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

CARRIED 12:0

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

14 COUNCIL WORKSHOPS

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

14.1 Council Workshop Report

FILE NO: SF4401

AUTHOR: Anthea Rooney (Committee Clerk)

GENERAL MANAGER: Louise Foster (Organisational Services Network)

DECISION STATEMENT:

To consider Council Workshops conducted since the last Council Meeting.

RECOMMENDATION:

That, pursuant to Regulation 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 27 February and 5 March 2020:

Preliminary Draft Launceston Airport Master Plan - Public Exhibition Phase Consultation

Councillors were provided with an opportunity to provide feedback or raise matters of concern relating to the Launceston Airport Draft Master Plan.

Proposed 2020/2021 Budget

Councillors reviewed the draft 2020/2021 budget preceding its presentation to Council for endorsement to release the document for public consultation.

Draft 2020/2021 Annual Plan and Fees and Charges

Councillors received the Draft 2020/2021 Annual Plan for discussion prior to its release for public consultation along with the 2020/2021 Fees and Charges for adoption.

Tamar River Estuary and Esk Rivers Program (TEER) Update

Councillors received an update on the TEER Program followed by discussion of the proposal for the new 2020-2024 Partnership Agreement.

2020 Workshop Planning Session

Councillors engaged in a planning session for the 2020 Workshop Schedule.

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

Assessment of Unsolicited Proposals to Develop Council Owned Property (High Level Procedure)

Councillors discussed any concerns or requirements regarding development of a proposal against the Unsolicited Proposals to Develop Council Owned Property (High Level Procedure).

University of Tasmania Inveresk Parking Plan

Councillors received an update on the University of Tasmania Inveresk parking plan.

Lease Arrangements - Council Assets

Councillors discussed current leasing arrangements.

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

DECISION: 5 March 2020

MOTION

Moved Councillor J Finlay, seconded Councillor D C Gibson.

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

CARRIED 12:0

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

15 NOTICES OF MOTION

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

No Notices of Motion were identified as part of these Minutes

16 COMMUNITY AND PLACE NETWORK ITEMS

No Items were identified as part of these Minutes

17 CREATIVE ARTS AND CULTURAL SERVICES NETWORK ITEMS**17.1 City of Launceston Draft Cultural Strategy****FILE NO:** SF3547**GENERAL MANAGER:** Tracy Puklowski (Creative Arts and Cultural Strategy Network)

DECISION STATEMENT:

To endorse the release of the Draft Cultural Strategy for public consultation.

PREVIOUS COUNCIL CONSIDERATION:

Workshop - 24 October 2019 - *Our Place, Our People, Our Stories* - City of Launceston Cultural Strategy Introduction and Discussion

Workshop - 20 February 2020 - Draft City of Launceston Cultural Strategy

RECOMMENDATION:

That Council endorses the release of the Draft City of Launceston Cultural Strategy (ECM Document Set ID 4250311) for a four week period of public consultation.

Ms T Puklowski (General Manager Creative Arts and Cultural Services Network) and Mr C James (Consultant) were in attendance to answer questions of Council in respect of this Agenda Item.

DECISION: 5 March 2020**MOTION**

Moved Councillor D C Gibson, seconded Councillor D H McKenzie.

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

CARRIED 12:0

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

18 INFRASTRUCTURE AND ASSETS NETWORK ITEMS**18.1 Cities Power Partnership Pledges****FILE NO:** SF2675**AUTHOR:** Michael Attard (Team Leader Sustainability)**GENERAL MANAGER:** Shane Eberhardt (Infrastructure and Assets Network)

DECISION STATEMENT:

To consider Council approval for five Cities Power Partnership pledges.

PREVIOUS COUNCIL CONSIDERATION:

Workshop - 13 February 2020 - Cities Power Partnership Pledges

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

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

RECOMMENDATION:

That Council commits to the following five Cities Power Partnership pledges for the City of Launceston as a requirement of membership of the Cities Power Partnership:

1. powers the Council's operations by renewable energy and set targets to increase the level of renewable power for the Council's operations over time.
 2. encourages sustainable transport use such as public transport, walking and cycling through the Council's transport planning and design.
 3. supports cycling through provision of adequate cycle lanes, bike parking and end-of-ride facilities.
 4. lobbies State and Federal Governments to increase sustainable transport options.
 5. achieves 100% divestment from fossil fuel-aligned investments at the earliest possible date.
-

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 Cities Power Partnership Pledges ...(Cont'd)

DECISION: 5 March 2020

MOTION

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

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

CARRIED 12:0

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

18.2 Closure of Part of Charolais Drive, Norwood

FILE NO: SF1267

AUTHOR: Duncan Campbell (Team Leader Legal Services)

GENERAL MANAGER: Shane Eberhardt (Infrastructure and Assets Network)

DECISION STATEMENT:

To consider the closure of part of Charolais Drive, Norwood.

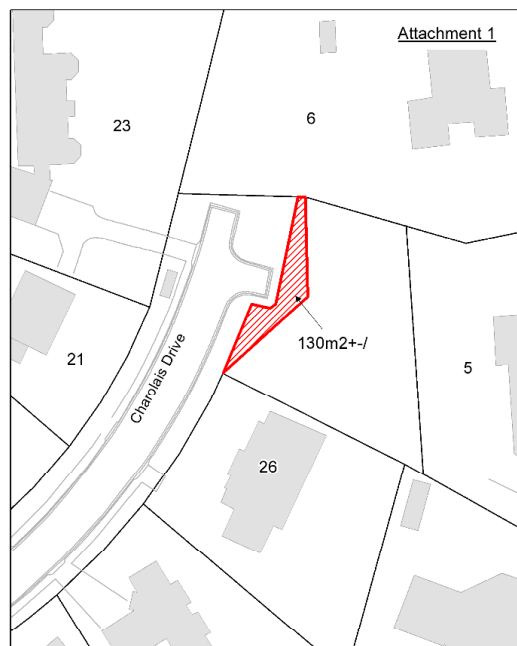
PREVIOUS COUNCIL CONSIDERATION:

Council - 24 April 2017 - Agenda Item 18.2 - Disposal of part of Road Reservation - Charolais Drive

RECOMMENDATION:

That Council:

1. pursuant to section 14 of the *Local Government (Highways) Act 1982* (Tas), forms the opinion that part of Charolais Drive, Norwood, as identified in the plan as shown below, should be closed because of lack of use.



Area of proposed Highway Closure

1:500
0 5 10 20 30 40 Meters

18.2 Closure of Part of Charolais Drive, Norwood ...(Cont'd)

2. requests the Chief Executive Officer to do anything necessary to effect the closure of the highway and remove any related restrictions on the relevant land, including but not limited to exercising Council's powers under the *Local Government (Highways) Act 1982* (Tas) and the *Local Government (Building and Miscellaneous Provisions) Act 1993* (Tas).
 3. notes, for the avoidance of doubt, Chief Executive Officer means the General Manager as appointed by Council pursuant to section 61 of the *Local Government Act 1993* (Tas).
-

Mr S Eberhardt (General Manager Infrastructure and Assets Network) and Mr D Campbell (Team Leader Legal Services) were in attendance to answer questions of Council in respect of this Agenda Item.

**Councillor J Finlay withdrew from the Meeting at 2.56pm
Councillor J Finlay re-attended the Meeting at 2.57pm**

DECISION: 5 March 2020

MOTION

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

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

CARRIED 11:0

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

19 ORGANISATIONAL SERVICES NETWORK ITEMS

19.1 Budget Amendments - 2019/2020 Statutory Estimates

FILE NO: SF6641

AUTHOR: Nathan Williams (Manager Finance)

GENERAL MANAGER: Louise Foster (Organisational Services Network)

DECISION STATEMENT:

To consider changes to the Council's 2019/2020 Statutory Estimates.

This decision requires an absolute majority of Council in accordance with section 82(4) of the Local Government Act 1993 (Tas).

RECOMMENDATION:

That Council, by absolute majority:

1. pursuant to section 82(4) of the *Local Government Act 1993* (Tas) approves the following changes to the 2019/2020 Statutory Estimates:
 - (a) Revenue
 - (i) the net decrease in revenue from external grants and contributions of \$534,087.
 - (b) Expenses
 - (i) the net decrease in operations expenditure of \$7,416.
 - (c) Capital Works Expenditure
 - (i) the net decrease in expenditure from external funds of \$534,087.
 - (ii) the increase in Council funded expenditure of \$7,416.
 2. notes that amendments from Recommendation 1. results in:
 - (a) the operating surplus being amended to \$6,264,378 (including capital grants of \$8,137,875) for 2019/2020.
 - (b) the capital budget being decreased to \$27,817,667 for 2019/2020.
-

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

19.1 Budget Amendments - 2019/2020 Statutory Estimates ...(Cont'd)

DECISION: 5 March 2020**MOTION****Moved Councillor D H McKenzie, seconded Councillor R I Soward.****That the Motion, as per the Recommendation to Council, be adopted.****CARRIED BY ABSOLUTE MAJORITY 12:0****FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, Councillor J Finlay, Councillor A E Dawkins, Councillor N D Daking, Councillor D H McKenzie, Councillor K P Stojansek, Councillor R I Soward, Councillor P S Spencer, Councillor J G Cox, Councillor A G Harris and Councillor T G Walker**

19.2 Budget Amendments (for Council) - Launceston Aquatic Centre Energy Project**FILE NO:** SF6641**AUTHOR:** Nathan Williams (Manager Finance)**GENERAL MANAGER:** Louise Foster (Organisational Services Network)

DECISION STATEMENT:

To consider changes to the Council's 2019/2020 Statutory Estimates.

This decision requires an absolute majority of Council in accordance with section 82(4) of the Local Government Act 1993 (Tas).

RECOMMENDATION:

That Council, by absolute majority:

1. pursuant to section 82(4) of the *Local Government Act 1993* (Tas) approves the following changes to the 2019/20 Statutory Estimates:
 - (a) Capital Works Expenditure
 - (i) the increase in Capital expenditure of \$1,774,350.
 2. notes that amendments from Recommendation 1. results in:
 - (a) the operating surplus remaining at \$6,264,378 (including capital grants of \$8,137,875) for 2019/2020.
 - (b) the capital budget being increased to \$29,592,017 for 2019/2020.
-

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

19.2 Budget Amendments (for Council) - Launceston Aquatic Centre Energy Project ...(Cont'd)

DECISION: 5 March 2020**MOTION****Moved Councillor D H McKenzie, seconded Councillor R I Soward.****That the Motion, as per the Recommendation to Council, be adopted.****CARRIED BY ABSOLUTE MAJORITY 12:0****FOR VOTE: Mayor Councillor A M van Zetten, Deputy Mayor Councillor D C Gibson, Councillor J Finlay, Councillor A E Dawkins, Councillor N D Daking, Councillor D H McKenzie, Councillor K P Stojansek, Councillor R I Soward, Councillor P S Spencer, Councillor J G Cox, Councillor A G Harris and Councillor T G Walker**

20 CHIEF EXECUTIVE OFFICER NETWORK ITEMS

20.1 Northern Tasmania Development Corporation - Funding Commitment

FILE NO: SF2367/SF3532

CHIEF EXECUTIVE OFFICER: Michael Stretton

DECISION STATEMENT:

To consider the draft Northern Tasmania Development Corporation Members' Agreement 2020-2023.

PREVIOUS COUNCIL CONSIDERATION:

Strategic Planning and Policy Committee - 20 May 2013 - Northern Tasmania Development - 3 Year Funding Commitment

Workshop - 6 June 2016 - New Northern Tasmania Development Organisational Model

Workshop - 13 February 2020 - NTDC Draft Members' Agreement

RECOMMENDATION:

That Council:

1. endorses the draft Northern Tasmania Development Corporation Members' Agreement 2020-2023 (ECM Document Set ID Number 4250133) and in doing so, agree to remain a member of Northern Tasmania Development Corporation for the duration of the agreement; and
 2. agrees to continue to fund the Northern Tasmania Development Corporation's Population Attraction Coordinator position, which comprises an additional contribution of \$21,000 above the base contribution.
-

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

Mr Michael Stretton, the Chief Executive Officer, noted that an error in the Agenda Item (p. 99) listed the budget for the Northern Tasmania Development Corporation as \$142,000, however, it should read \$194,000. The recommendation is unchanged.

**20.1 Northern Tasmania Development Corporation - Funding Commitment
...(Cont'd)**

DECISION: 5 March 2020

MOTION

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

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

CARRIED 12:0

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

**20.2 2019/2020 Budget - Chief Executive Officer's Report on Adjustments - 1
January to 31 January 2020**

FILE NO: SF6641

AUTHOR: Nathan Williams (Manager Finance)

CHIEF EXECUTIVE OFFICER: Michael Stretton

DECISION STATEMENT:

To consider adjustments made by the Chief Executive Officer to the 2019/2020 Budget.

RECOMMENDATION:

That, pursuant to section 82(7) of the *Local Government Act 1993* (Tas), Council receives the Chief Executive Officer's report on adjustments to the 2019/2020 budget for the period 1 January to 31 January 2020.

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

DECISION: 5 March 2020

MOTION

Moved Councillor J Finlay, seconded Councillor A G Harris.

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

CARRIED 12:0

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

21 URGENT BUSINESS

Regulation 8(6) of the Local Government (Meeting Procedures) Regulations 2015, states that a council, by absolute majority at an ordinary council meeting, may decide to deal with a matter that is not on the Minutes.

No Urgent Items were identified as part of these Minutes

22 CLOSED COUNCIL

This decision requires an absolute majority of Council

RECOMMENDATION:

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

22.1 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.

22.2 Councillor's Leave of Absence

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

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

22.3 Launceston CBD Bus Interchange

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

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

DECISION: 5 March 2020

MOTION

Moved Councillor D C Gibson, seconded Councillor R I Soward.

That Council moves into Closed Session.

CARRIED BY ABSOLUTE MAJORITY 12:0

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

Council moved into Closed Session at 3.03pm.

Council returned to Open Session at 3.32pm.

22.4 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
22.2	<i>Councillor's Leave of Absence</i>	<i>Councillors discussed a requested leave of absence.</i>
22.3	<i>Launceston CBD Bus Interchange</i>	<i>Councillors discussed the City Heart Activation.</i>

DECISION: 5 March 2020

MOTION

Moved Councillor A G Harris, seconded Councillor J G Cox.

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

CARRIED 12:0

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

23 MEETING CLOSURE

The Mayor, Councillor A M van Zetten, closed the Meeting at 3.33pm.
