



City of
LAUNCESTON

COUNCIL MINUTES

**COUNCIL MEETING
THURSDAY 17 APRIL 2025
1.00PM**

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

Date: 17 April 2025

Time: 1:00 pm

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 agenda item.



Sam Johnson OAM
Chief Executive Officer

VIDEO and AUDIO STREAMING of COUNCIL MEETINGS

The video and audio of open sessions of ordinary Council meetings and special Council meetings that are held in the Council Chambers at Town Hall, will be streamed live via the Council's meeting stream channel on YouTube.

Video audio streaming and recording of this Council Meeting, except for any part held in Closed Session, will be made in accordance with our Video and Audio Streaming of Meetings Policy - 17-Plx-017.

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www.launceston.tas.gov.au/Council/Meetings/Watch-and-Listen.

The audio-visual recording equipment will be configured in a way which avoids coverage of the public gallery area and Council will endeavour to ensure images in this area are not streamed. However, Council expressly provides no assurances to this effect and by entering or exiting the Council Chamber or by remaining in the public gallery area, it is assumed that consent has been given to the Council to broadcast images and audio recordings.

The Mayor or their representative will provide notice that the meeting will be recorded through live streaming. By attending a Council meeting, attendees will be taken to have consented to their image, speech or statements being live streamed.

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<https://www.launceston.tas.gov.au/Council-Region/Legislation-and-Policy/Policy>

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

PUBLIC QUESTION TIME - AGENDA ITEM 8

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

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

PUBLIC COMMENT ON AGENDA ITEMS

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

Please note the following important information:

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

Your respectful contribution is welcome and appreciated.

LEGISLATIVE TERMINOLOGY - GENERAL MANAGER

At the City of Launceston, the 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.

Present:

Mayor Councillor M K Garwood
Deputy Mayor Councillor D H McKenzie
Councillor D C Gibson
Councillor A E Dawkins
Councillor A G Harris
Councillor T G Walker
Councillor J J Pentridge
Councillor A J Palmer (retired at 5.33pm)
Councillor S Cai (retired at 4.40pm)
Councillor A J Britton (retired at 4.17pm)

In Attendance:

Sam Johnson OAM (Chief Executive Officer)
Nathan Williams (Executive Leader Delivery and Performance)
Sarah McRobbie (Acting Executive Leader Strategy and Innovation)
Erica Deegan (Acting Executive Leader Community Assets and Design)
Shane Fitzgerald (Director Queen Victoria Museum and Art Gallery)
Zara Dawtreay (Senior Communications Officer)
Leanne Purchase (Senior Leader Governance)
Kelsey Hartland (Team Leader Governance)
Sarah McCormack (Community Connector) (Agenda Item 17.3)
Richard Jamieson (Senior Leader City Development) (Agenda Items 11.1, 11.2, 11.3 and 19.3)
Philippa Glover (Team Leader Planning Assessments) (Agenda Item 19.3)
Duncan Campbell (Team Leader Legal Services) (Agenda Item 19.3)
Matthew Jordan (Senior Leader Open Spaces and Sustainability) (Agenda Items 17.2 and 17.4)
Sharin Imlach (Lease Officer) (Agenda Item 20.5)

Apologies:

Councillor Prof G Razay
Councillor L M McMahon

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1. OPENING OF MEETING - ATTENDANCE AND APOLOGIES

The Mayor, Councillor M K Garwood, opened the Meeting at 1.00pm and noted apologies from Councillor Prof G Razay and Councillor L M McMahon.

2. MAYORAL ACKNOWLEDGEMENTS

No Mayoral Acknowledgements were identified as part of these Minutes

3. DECLARATIONS OF INTEREST

Local Government Act 1993 (Tas) - section 48

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

No Declarations of Interest were identified as part of these Minutes

4. CONFIRMATION OF MINUTES

4.1. 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 27 March 2025 be confirmed as a true and correct record.

DECISION: 17 April 2025

MOTION

Moved Councillor A J Britton, seconded Councillor D C Gibson.

That the Minutes of the Ordinary Meeting of the City of Launceston Council held on 27 March 2025 be confirmed as a true and correct record.

CARRIED 10:0

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor J J Pentridge, Councillor A J Palmer, Councillor S Cai and Councillor A J Britton
AGAINST VOTE: Nil

5. COUNCIL WORKSHOPS

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

5.1. Council Workshop Report - 3 April 2025 and 10 April 2025

FILE NO: SF4401

AUTHOR: Lorraine Wyatt (Team Leader Executive Support)

APPROVER: Sam Johnson OAM (Chief Executive Officer)

DECISION STATEMENT:

To consider Council Workshops conducted since the last Council Meeting.

RELEVANT LEGISLATION:

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

RECOMMENDATION:

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

1. Workshop conducted on 3 April 2025:

Elected Member Finance Training

Councillors participated in a 1-day training session outlining their financial and asset management roles and responsibilities under the Local Government Act 1993.

In Attendance: Deputy Mayor Councillor D H McKenzie, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor J J Pentridge, Councillor S Cai and Councillor A J Britton

Apologies: Mayor Councillor M K Garwood, Councillor Prof G Razay, Councillor A J Palmer and Councillor L M McMahon

2. Workshop conducted on 10 April 2025:

Child and Youth Safe Organisations Framework - Policy Consultation Discussion

Councillors were provided with an update on officers' progress towards becoming a child and youth safe organisation and the opportunity to comment on the consultation process with children and young people (C&YP), victim/survivors (VS) and child and youth focused organisations in the Launceston community.

UTAS Stadium Redevelopment Presentation

Councillors received presentation about the stadium redevelopment proposal.

Update - Redevelopment of 118-122 and 124 Brisbane Street

Councillors received a presentation on the status of a targeted procurement process and the status of discussions with parties regarding the redevelopment of Council-owned land at 118 -122 and 124 Brisbane Street (Site).

In Attendance: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor J J Pentridge, Councillor A J Palmer, Councillor S Cai and Councillor A J Britton

Apologies: Councillor Prof G Razay and Councillor L M McMahon

DECISION: 17 April 2025

MOTION

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

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

1. Workshop conducted on 3 April 2025:

Elected Member Finance Training

Councillors participated in a 1-day training session outlining their financial and asset management roles and responsibilities under the Local Government Act 1993.

In Attendance: Deputy Mayor Councillor D H McKenzie, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor J J Pentridge, Councillor A J Palmer, Councillor S Cai and Councillor A J Britton

Apologies: Mayor Councillor M K Garwood, Councillor Prof G Razay and Councillor L M McMahon

2. Workshop conducted on 10 April 2025:

Child and Youth Safe Organisations Framework - Policy Consultation Discussion

Councillors were provided with an update on officers' progress towards becoming a child and youth safe organisation and the opportunity to comment on the consultation process with children and young people (C&YP), victim/survivors (VS) and child and youth focused organisations in the Launceston community.

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Update - Redevelopment of 118-122 and 124 Brisbane Street

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In Attendance: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor J J Pentridge, Councillor A J Palmer, Councillor S Cai and Councillor A J Britton

Apologies: Councillor Prof G Razay and Councillor L M McMahon

CARRIED 10:0

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor J J Pentridge, Councillor A J Palmer, Councillor S Cai and Councillor A J Britton

AGAINST VOTE: Nil

6. COUNCILLORS' LEAVE OF ABSENCE APPLICATIONS

Councillors' Leave of Absence Applications will be considered in Closed Council at Agenda Item 24.3 and 24.4 - Councillors' Leave of Absence.

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 Agenda Items; that opportunity exists when that Agenda Item is about to be considered. Speakers are not to request funding or ask questions of Council. Printed documentation may be left for Councillors).

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

8. PUBLIC QUESTION TIME

Local Government (Meeting Procedures) Regulations 2015 - Regulation 31

8.1. Public Questions on Notice

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

8.1.1. Public Questions on Notice - Melody West - Council Stance on Gender-based Violence and Organisational Policies - 25 March 2025

FILE NO: SF6381

AUTHOR: Kelsey Hartland (Team Leader Governance)

APPROVER: Sam Johnson OAM (Chief Executive Officer)

QUESTIONS AND RESPONSES:

The following question, submitted to Council on 25 March 2025 by Melody West, has been answered by the Chief Executive Officer.

Questions:

1. A photograph recently posted on Mayor Mathew Garwood's private Facebook page, featuring himself and American singer Ronnie Radke, triggered significant acts of gender-based violence against Councillors Andrea Dawkins and Lindi McMahon. These acts occurred in public forums, including on global Meta platforms. What is the City of Launceston's official stance regarding these acts of gender-based violence and what organisational policies are in place to appropriately respond to and protect individuals targeted by such attacks?

Response:

The City of Launceston has previously issued a media statement regarding this matter, and the media release has statements attributable to the Chief Executive Officer regarding the position of the City of Launceston.

It is understood that the Mayor has made personal statements regarding this matter on social media, as well as a statement at the 27 March 2025 Council meeting.

8.1.2. Public Questions on Notice - Noel Christensen - Mannekin Pis Statue in the Hart Conservatory - 27 March 2025

FILE NO: SF6381

AUTHOR: Kelsey Hartland (Team Leader Governance)

APPROVER: Sam Johnson OAM (Chief Executive Officer)

QUESTIONS AND RESPONSES:

The following question, submitted to Council on 27 March 2025 by Noel Christensen, has been answered by the Team Leader Building Asset Management.

Questions:

1. Is the functioning statue of Mannekin Pis in the Hart Conservatory, City Park, to be affected in any way by the proposed renovations due to commence soon?

Response:

The John Hart Conservatory has been completely emptied in preparation for the remedial works, inclusive of the fountain and statue. The statue has been carefully removed and transported for secure storage until such time as the works are completed and all infrastructure and plants are returned to the Conservatory for reinstallation.

**8.1.3. Public Questions on Notice - Daniel Hawes - Homelessness Advisory
Committee Meetings and Support for Homeless Community - 27 March 2025**

FILE NO: SF6381

AUTHOR: Kelsey Hartland (Team Leader Governance)

APPROVER: Sam Johnson OAM (Chief Executive Officer)

QUESTIONS AND RESPONSES:

The following questions, submitted to Council on 27 March 2025 by Daniel Hawes, have been answered by the Senior Leader Liveable Communities, Team Leader Community Development and Senior Leader Building Assets and Investigations.

Questions:

1. Has the Homelessness Advisory Committee held meetings since November 2023, and if so, why are the minutes not available?

Response:

The Homelessness Advisory Committee has been meeting regularly since 2023. The meetings held since November 2023 are as follows:

- 9 April 2024
- 28 May 2024
- 30 July 2024
- 24 September 2024
- 26 November 2024
- 18 February 2025

It is an oversight that the minutes have not been uploaded to Council's website and we thank you for bringing this to our attention. Officers are working to have this rectified and the minutes uploaded. Notwithstanding this, all Homelessness Advisory Committee meetings have been reported in Council agendas and minutes which are publicly available.

2. What specific steps is the Council taking to remove "red tape" and facilitate effective and community driven organisations like Strike It Out offering support to our homeless community?

Response:

Council is fully committed to supporting people experiencing homelessness. We are in direct contact with many people in Launceston facing homelessness and we work actively with service providers on a daily basis to ensure we can transition people to homes. Since November 2022, we have been actively engaging with Strike It Out,

working diligently to find a way to facilitate the use of their sleep pods and mobile shower trailers.

Our utmost priority is the safety and wellbeing of people experiencing homelessness. Additionally, we have a duty to consider the safety and interests of community members who may be in and around the locations where Strike it Out's infrastructure might be placed. Due to these considerations, there are several factors that need to be addressed before Strike It Out's infrastructure can be considered, and we have consistently communicated these factors to Strike It Out. You can find a detailed summary of our interactions with Strike It Out in the Council report from 19 September 2024 (pp.43-73).

We have offered our support to Strike It Out to produce the additional documentation required to assist them with their infrastructure, but this offer has not been taken up by them. We have made every effort to assist Strike It Out and we remain open to finding a solution.

3. When does the Launceston City Council expect the \$8.9m investment into the Albert Hall to funnel down to the community?

Response:

The investment in the Albert Hall will be realised by the community when it re-opens and a range of users are again able to make use of its upgraded facilities and enjoy the content that will be delivered for years to come.

8.1.4. Public Questions on Notice - Catie Mulvaney - Mayoral Response to Social Media Attacks - 27 March 2025

FILE NO: SF6381

AUTHOR: Kelsey Hartland (Team Leader Governance)

APPROVER: Sam Johnson OAM (Chief Executive Officer)

QUESTIONS AND RESPONSES:

The following questions, submitted to Council on 27 March 2025 by Catie Mulvaney, have been answered by the Mayor, Councillor M K Garwood.

Questions:

1. What is your response to the community's concern about your lack of conviction, constant backpedalling and lack of swift action on this situation and do you have any learnings, leading into measurable changes in your leadership, that will leave the women in your community feeling valid, safe and supported?
2. While I note from your ABC interview yesterday you made comment that you feel that Michelle and yourself have taken the brunt of it, I respectfully disagree and feel that both Councillor Dawkins, Councillor McMahon and now Sam Johnson and members of the community coming to their defence have been most impacted by Radke's actions. Being terrorised with targeted attacks and death threats, leading to the need to shut down their own social media accounts and unable to speak out further for fear of their own safety. What actions have you taken as our leader and have the council taken as a whole to support those impacted by these online attacks?
3. Are you going to stop using your mayoral card for mic drop moments for personal gratification?

Responses:

1. *As per my previous public statements, including at the last Council meeting, I apologise for the situation that has been created out of my actions. I remain deeply concerned for those impacted in this situation, and I hold myself accountable and responsible.*
 2. *The Council is providing support through our existing People and Culture processes to those whom have been impacted. This includes any staff members who may have been impacted.*
 3. Yes.
-

8.1.5. Public Questions on Notice - Robin Smith - Swastika Graffiti and Boxing Day Parking Feasibility Report - 27 March 2025

FILE NO: SF6381

AUTHOR: Kelsey Hartland (Team Leader Governance)

APPROVER: Sam Johnson OAM (Chief Executive Officer)

QUESTIONS AND RESPONSES:

The following questions, submitted to Council on 27 March 2025 by Robin Smith, have been answered by the Senior Leader City Amenities and Team Leader Parking.

Questions:

1. Further to the answers appearing in the agenda for Thursday 27 March 2025 item 8.1.5. Public Questions on Notice - swastika graffiti removal from council property and buildings - would Council:
 - a. Make mandatory the reporting to Tasmania Police of the graffiti as it now can attract a fine of up to \$23,000 and 12 months in prison?

Response 1.a.:

The Council supports its officers to make reports of illegal activities to Tasmania Police and other regulatory bodies, including if swastikas are identified. However, a decision to make a report will be made on a case-by-case basis, and not by reason of a mandatory reporting requirement of the Council.

- b. Extend the removal of swastikas to include private property?

Response:

Property owners are responsible for the maintenance and management of their own properties. While the Council has broad powers and the ability to allocate funds for its functions, its authority to undertake work on private property is governed by specific legislation. A key consideration in extending graffiti removal services to private properties is the issue of responsibility.

The Council's powers and functions do not include the maintenance of private property. The responsibility for property upkeep, including maintenance and insurance, remains with the property owner in accordance with land and insurance laws.

-
2. [Regarding Agenda Item 20.3 Parking Feasibility Report - Provision of Multi-storey Parking on Boxing Day and Other Public Holidays, in response to Councillor Walker's Notice of Motion]. Unfortunately, the motion doesn't seem to give a feasibility study. It gives revenue but doesn't show what the expenses are or the running costs of the car parks on public holidays. Would Council give more information for actual feasibility?

Response:

As noted in the response to Cr Walker's Notice of Motion, it is important to clarify that the Council's multi-storey car parks are already typically open on public holidays, ensuring parking availability for visitors and businesses. The only circumstances in which these facilities may not be available are due to unforeseen operational or technical issues that may arise.

Council is seeking to remedy operational and technical issues through proposed upgrades to Council's multi-storey car parks, which will look to include license plate recognition technology and other technological improvements such as payment via phone apps to be trialed. A current capital budget exists of \$600,000 is approved under the Multi-Storey Car Park Access Management System project to fund these works.

The desired technological improvements will reduce Council's reliance on internal staff on public holidays and outsourced customer assistance, allowing for a more automated and integrated parking network to be implemented across the multi-storey car parks.

As noted in the report, dependent on the public holiday, there is a significant variance in the demand on Council's multi-storey car parks.

8.2. Public Questions Without Notice

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

8.2.1. Public Questions Without Notice - Andrew Smith - Carr Villa Masterplan - 17 April 2025

- 1. The Carr Villa flora reserve and the surrounding bushland is Eucalyptus amygdalina forest on Cainozoic deposits (DAZ). Despite the name, this is not just about the trees – it's a name for the whole forest community, including the diverse understorey and fauna and the ecological processes involved in it.**

This forest type has already had 70% of its original extent cleared. Of the 30% left, only a third of that is protected in reserves. Because of this, the forest community is listed as threatened under the Nature Conservation Act. As such it is illegal to clear it, yet the Draft Cemetery Masterplan includes plans to clear 8 hectares of it.

The average size of remnants of this forest is 17ha, so the 25ha at Carr Villa is a significant remnant. The plan to clear 1/3 of this, fragmenting the remainder, would have a seriously detrimental impact. Native tree plantings on the cemetery cannot, in any way, offset this major clearing plan as there is no way to reestablish the critical understorey and fauna habitat. Given this, we asked council in our 2023 letter to seek an alternative cemetery site.

Will the council avoid clearing the bushland at Carr Villa to protect this threatened forest community and comply with state legislation?

The Mayor, Councillor M K Garwood, advised that these questions would be Taken on Notice. A response will be provided in the agenda for the 8 May 2025 Council Meeting.

8.2.2. Public Questions Without Notice - Dale Luck - Carr Villa Masterplan - 17 April 2025

- 1. The City of Launceston Council commissioned North Barker Ecosystem Services to do an assessment of the Carr Villa Bushland in 2018. The Draft Masterplan makes no reference to the North Barker report and recommends (on page 48) that *“Further flora and fauna assessment be undertaken prior to detailed design phase”***

Was the North Barker report considered by the planners?

- 2. Why is it not referenced?**
- 3. What are the perceived failings of the North Barker report that require a fresh assessment to be made?**

The Mayor, Councillor M K Garwood, advised that these questions would be Taken on Notice. A response will be provided in the agenda for the 8 May 2025 Council Meeting.

8.2.3. Public Questions Without Notice - Roy Skabo - Carr Villa Masterplan - 17 April 2025

- 1. The Council has a number of natural history experts who are employed by or volunteer at Queen Victoria Museum and Art Gallery. These people know Carr Villa Flora Reserve very well and understand its important natural values.**

Why did the Council not make this expertise available to the consultants who prepared the Carr Villa Master Plan, and will the Council undertake to quickly make this expert knowledge available to the consultants so the Master Plan can be amended to better address the need for protection of the natural environment? This should be done before any decisions is made to adopt the Master Plan.

The Mayor, Councillor M K Garwood, advised that this question would be Taken on Notice. A response will be provided in the agenda for the 8 May 2025 Council Meeting

8.2.4. Public Questions Without Notice - Leanikka Simmons - Carr Villa Masterplan - 17 April 2025

- 1. I live close to Carr Villa Flora Reserve and visit it frequently to observe and take photos of the native and threatened species of animals and plants. The development of the masterplan for Carr Villa Memorial Park is a good opportunity to protect the flora reserve and bushland around it, yet the draft does not do this. In fact, it proposes further clearing of the bushland which will result in damage even to the small area which is treated as a flora reserve. Rare, vulnerable and endangered species of any kind can be found in the reserve, and without it, key populations of species will be destroyed. How does the Council feel about this plan which will take this special asset away from, not only myself, but the community and the environment?**

The Mayor, Councillor M K Garwood, advised that this question would be Taken on Notice. A response will be provided in the agenda for the 8 May 2025 Council Meeting

8.2.5. Public Questions Without Notice - Noel Christensen - High Street Lookout Trees - 17 April 2025

- 1. Recently 10 trees have been added to those overgrowing the High Street lookout rendering it unfit for purpose. Ironically, ten is the number of trees destroyed in Albert Hall renovations. Others, like the pair in Malunga Street, Kings Meadows have been butchered to keep clearance of overhead wires. With these precedents in mind, cannot similar steps be taken to restore life to the lookout, only this time manage tree growth?**

The Mayor, Councillor M K Garwood, advised that this question would be Taken on Notice. A response will be provided in the agenda for the 8 May 2025 Council Meeting

8.2.6. Public Questions Without Notice - Gwen Espie - Mayoral Behaviour - 17 April 2025

1. Five days ago you posted a picture of the front page of the Examiner on your Facebook page which I note you continually state is your private page and yet make numerous almost daily references as a mayor and as the Launceston City Council representative. The Caption was *a positive front page but still music inspired if you get my reference*. Is the violence perpetrated against Councillor Dawkins, Councillor McMahon and Catie, and others who dared to stand against what occurred, a joke to you. If it's not a joke then please explain that reference.

The Mayor, Councillor M K Garwood, responded that it is not a joke and the reference was to the photograph which was like the sidewalk on Abbey Road - a Beatles reference and nothing to do with recent events.

2. There was a petition, which predominantly called for the Councillors who voted yes to the motion of no confidence be ousted from their positions as Councillors but the two Councillors who voted no and the one who abstained to be protected from such action. I understand you've reassured some members of the public that your sharing of that petition on your Facebook stories rather than your page which means that it disappears from public view fairly quickly was a way of saying that you didn't agree with the petition. If you didn't agree with the petition why did you post the link to the petition in that story and instead choose to make a public stand and say that you didn't agree with the petition and call for people to not sign and additionally, how is that not an abuse of your position of power and a cynical attempt to warn off anyone who should call you out against your behaviour in future?

The Mayor, Councillor M K Garwood, advised that there was an opportunity to have that preliminary sentence that said that the petition was not an excuse for the behaviour but an opportunity to take ownership. That is the platform that he uses and he has been upfront with fellow Councillors in questions and that it is not a private page, it's a personal page in which he shares parts of this community, to share parts of his life and he will continue to do so.

3. If you do in fact, accept responsibility and accountability for your behaviour and truly believe that the community, including the online community, be a safe place for all including women to have an opinion, at what point will you require that people who post comments on your page respond respectfully, without hate and what I would suggest at times is defamation of character?

The Mayor, Councillor M K Garwood, responded by saying that there are strict guidelines around any social media and the reliability of that comes to the owner of the page and the comments that are made there. There are legal policies around that and it is already legislated to be monitored.

8.2.7. Public Questions Without Notice - Claire Richardson - Petition and Support for Mayor - 17 April 2025

- 1. I started a change.org petition on Friday the 4th of March to have the Councillors who voted no confidence in Matthew Garwood stand down from their positions prompted by my disgust in their behavior as they appear to be more invested in political agendas and social media than they are in addressing the very real violence and gross inequality happening in the City of Launceston. They are tagged as the decision maker in my petition which has over 6,600 signatures predominantly from Launcestonians, with many personal comments left in support of Matthew, because we do have confidence in him.**

I advise that you read and reflect on them in my email to you submitted on the 7th of April. I received the generic reply email back so I know that you've got it, however as yet I have not received a response.

One could be leading by example with initiatives for our current crisis, yet you're nitpicking, attempting to crucify the Mayor who, unlike most of you, has the gumption to put himself out there including on social media and the ability to relate to regular everyday people. I have no confidence in you whatsoever.

Will the CEO PR and media teams and the two Councillors who went to ABC National News take accountability for their role in this unnecessary drama, the consequent media frenzy and issue a public statement of apology?

- 2. Will the Councillors who voted no confidence in Matthew Garwood and rejected his apologies honour the 6,600 plus people who signed my petition and stand down as requested as we have no confidence in your leadership as elected representatives?**
- 3. If you refuse to stand down will you at least re-evaluate your seat at this table and start setting a real example of leadership, approachability and trustworthiness that this community deserves and urgently needs?**

The Mayor, Councillor M K Garwood, advised that these questions would be Taken on Notice. Responses will be provided in the agenda for the 8 May 2025 Council Meeting.

8.2.8. Public Questions Without Notice - Kirsten Ritchie - Community and Homelessness Support - 17 April 2025

- 1. What is the point of us having work health and safety policies in place when in fact mostly they are not worth the paper they're written on similar to having a protection order it's a bit late once one is unalived or unable to function a normal working life?**
- 2. What amount of dollars is allocated to Launceston City Council to go towards investing in our homelessness community?**

Please provide us with an itemised list of incomings and outgoings that have been brought and invested. The same goes for the Homelessness Advisory Committee. There's a grant of \$50,000 to purchase tents, sleeping bags and camp chairs, which have not witnessed. That amount of such dollar value of what has been handed out to our homeless community members. These amounts should be made public and available for view on your website.

- 3. Why is it so difficult for Launceston City Council to not provide Strike It Out with the name and direct contact of your community support worker. I've come to the front desk emailed and many phone calls to not be given the answer. I've been emailed and told to either snap send solve, phone, email, reach out or come to the front desk. I've already done all those. The other service organizations have been introduced to this person and have a rapport but we've been withheld. Why - we have to go through the same channels as a general public?**

The Mayor, Councillor M K Garwood, advised that these questions would be Taken on Notice. Responses will be provided in the agenda for the 8 May 2025 Council Meeting.

9. PETITIONS

No Petitions were identified as part of these Minutes

10. DEPUTATIONS

No Deputations were identified as part of these Minutes

11. PLANNING AUTHORITY

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 11 - Planning Authority.

11.1. DA0517/2024 - Sports and Recreation – Alterations and Extensions to Existing Sporting Stadium Facility including Tree Removal, Replacement of Light Tower, Development of a New Stand, Additional Seating in Western Stand and Redeveloping Eastern Stand

FILE NO: DA0517/2024

AUTHOR: Iain More (Senior Town Planner Policy and Projects)

APPROVER: Chelsea van Riet (Executive Leader Community Assets and Design)

DECISION STATEMENT:

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

PLANNING APPLICATION INFORMATION:

Applicant:	Era Planning And Environment
Property:	2 Invermay Road, Invermay
Zoning:	Particular Purpose 4 - Inveresk Site
Receipt Date:	20/11/2024
Validity Date:	23/11/2024
Further Information Request:	11/12/2024
Further Information Received:	12/02/2025
Deemed Approval:	147/04/2025
Representations:	6

RELEVANT LEGISLATION:

Land Use Planning and Approvals Act 1993
Tasmanian Planning Scheme - Launceston

PREVIOUS COUNCIL CONSIDERATION:

DA0276/2024 - Tree Removal – Council failed to make a decision and subsequently withdrawn

STANDARDS REQUIRING PLANNING DISCRETION:

LAU-P4.5.1 Hours of operation - P1
LAU-P4.5.2 Noise levels - P1
LAU-P4.6.1 Building height - P1
LAU-P4.6.2 Active ground floors - P1

C2.5.1 Car parking numbers - P1.1
C2.5.3 Motorcycle parking numbers - P1
C6.6.1 Demolition - P1
C6.6.2 Site coverage - P1
C6.6.3 Height and bulk of buildings - P1
C6.6.4 Siting of buildings and structures - P1
C6.6.5 Fences - P1
C6.6.6 Roof form and materials - P1
C6.6.8 Outbuildings and structures - P1
C14.5.1 Suitability for intended use - P1
C14.6.1 Excavation works, excluding land subject to the *Macquarie Point Development Corporation Act 2012* - P1
LAU-S10.7.2 Flood impact - P3

RECOMMENDATION:

That, in accordance with sections 51 and 57 of the *Land Use Planning and Approvals Act 1993* and the Tasmanian Planning Scheme - Launceston, a permit be granted for DA0517/2024 2 Invermay Road, Invermay, Sports and Recreation – alterations and extensions to existing sporting stadium facility including tree removal, replacement of a light tower, development of a new stand, additional seating in the Western Stand and redeveloping the Eastern Stand, 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 Senior Leader City Development unless modified by a condition of the Permit:

- a) Site Plan Overall, prepared by Populous +, Drawing No. AD-01-0001, Revision A, dated 18/09/2024;
- b) Exist Conditions Plan - Overall - L01, prepared by Populous +, Drawing No. AD-01-0002, Revision A, dated 18/09/2024;
- c) Demolition Plan - L01 - Overall, prepared by Populous +, Drawing No. AD-01-0003, Revision A, dated 18/09/2024;
- d) Shadow Diagrams - Winter Solstice, prepared by Populous +, Drawing No. AD-01-0004, Revision A, dated 18/09/2024;
- e) GA Plan - L01 - Overall, prepared by Populous +, Drawing No. AD-02-0100, Revision A, dated 18/09/2024;
- f) GA Plan - L01 - Eastern Stand, prepared by Populous +, Drawing No. AD-02-0102, Revision A, dated 18/09/2024;
- g) GA Plan - L01 - Western Stand, prepared by Populous +, Drawing No. AD-02-0104, Revision A, dated 18/09/2024;
- h) GA Plan - L01 - Centre Western Stand, prepared by Populous +, Drawing No. AD-02-0105, Revision A, dated 18/09/2024;
- i) GA Plan - L01 - Eastern Fate 07, prepared by Populous +, Drawing No. AD-02-0107, Revision A, dated 18/09/2024;

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- j) GA Plan - L01 - New Public Amenities, prepared by Populous +, Drawing No. AD-02-0108, Revision A, dated 18/09/2024;
 - k) GA Plan - L02 - Eastern Stand, prepared by Populous +, Drawing No. AD-02-0202, Revision A, dated 18/09/2024;
 - l) GA Plan - L02 - western Stand, prepared by Populous +, Drawing No. AD-02-0204, Revision A, dated 18/09/2024;
 - m) GA Plan - L02 - Centre Western Stand, prepared by Populous +, Drawing No. AD-02-0205, Revision A, dated 18/09/2024;
 - n) GA Plan - Roof - Eastern Gate 07, prepared by Populous +, Drawing No. AD-02-0207, Revision A, dated 18/09/2024;
 - o) GA Plan - Roof - New Public Amenities, prepared by Populous +, Drawing No. AD-02-0208, Revision A, dated 18/09/2024;
 - p) GA Plan - Roof - Eastern Stand, prepared by Populous +, Drawing No. AD-02-0302, Revision A, dated 18/09/2024;
 - q) GA Plan - L03 - Centre West Stand, prepared by Populous +, Drawing No. AD-02-0305, Revision A, dated 18/09/2024;
 - r) GA Plan - L04 - Centre West Stand, prepared by Populous +, Drawing No. AD-02-0405, Revision A, dated 18/09/2024;
 - s) GA Plan - Roof - Centre West Stand, prepared by Populous +, Drawing No. AD-02-0505, Revision A, dated 18/09/2024;
 - t) Overall Elevations - East & West, prepared by Populous +, Drawing No. AD-03-0000, Revision A, dated 18/09/2024;
 - u) Detail Elevations - CWS - West & East, prepared by Populous +, Drawing No. AD-03-0200, Revision A, dated 18/09/2024;
 - v) Detail Elevs - CWS - North & South, prepared by Populous +, Drawing No. AD-03-0201, Revision A, dated 18/09/2024;
 - w) Detail Elevations - Eastern Stand, prepared by Populous +, Drawing No. AD-03-0203, Revision A, dated 18/09/2024;
 - x) Detail Elevations - Amenities & Gate, prepared by Populous +, Drawing No. AD-03-0204, Revision A, dated 18/09/2024;
 - y) Overall Sections, prepared by Populous +, Drawing No. AD-03-1000, Revision A, dated 18/09/2024;
 - z) Detail Sections - Eastern Stand, prepared by Populous +, Drawing No. AD-03-1100, Revision A, dated 18/09/2024;
 - aa) Detail Sections - Centre West Stand, prepared by Populous +, Drawing No. AD-03-1200, Revision A, dated 18/09/2024;
 - bb) Traffic Impact Assessment, prepared by Midson Traffic Pty Ltd, dated September 2024
 - cc) Heritage Impact Assessment, prepared by Purcell, dated September 2024;
 - dd) UTAS Stadium: Assessment of Historic Cultural Heritage Significance, prepared by Purcell, dated 10/02/2025;
 - ee) Flood Inundation Report, prepared by Flussig Engineers, Project No. FE_24016, dated 11/04/2024;
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- ff) Flood Inundation Risk Management Plan, prepared by Flussig Engineers, Project No. FE_24016, dated 12/04/2024;
- gg) Environmental Site Assessment, prepared by elgin associates, Project No. JN23455, dated 02/09/2024;
- hh) Technical Memo, prepared by Tarkarri Engineering, Project NO. 5816_AC_R_R2, dated 19/09/2024;
- ii) Stormwater Management Report, prepared by Collective Consulting, dated July 2024;
- jj) Sewer Design Report, prepared by Collective Consulting, dated December 2024;
- kk) Rapid Screening Ground Gas Risk Assessment, prepared by elgin associated, Project No. JN24542, dated 23/10/2024;
- ll) Hazardous Substances Assessment & Register, prepared by KMPG, dated 15/04/2024;
- mm) Landscape Response Report, prepared by inspiring place, dated September 2024;
- nn) Tree Report, prepared by Adam's Tree Services , dated 05/04/2024;
- oo) Contamination and Acid Sulfate Soils Management Plan Construction Phase, prepared by elgin associated, Project No. JN23455, dated 30/08/2024;
- pp) Hazardous Materials Assessment, Register & Management Plan, prepared by KPMG, dated 23/08/2023; and
- qq) Water Design Report, prepared by Collective Consulting, dated December 2024

2. HERITAGE IMPACT STATEMENT MITIGATION MEASURES

Mitigation measures as outlined within the Heritage Impact Statement provided by Purcell must be followed, including:

- a) Substantial retention and reuse of existing structures where feasible;
- b) Reuse of the timber from the Dutch Elm Tree in the proposed landscaping; and
- c) Planting of four new trees adjacent to the new Centre-West stand to mitigate the loss of the Dutch Elm Tree.

3. PHOTOGRAPHIC RECORDING

Prior to the removal of the Dutch Elm, photos are to be taken, in the form of a Photographic Recording, of the tree *in-situ* to document the tree's contribution to the site. A copy of the Photographic Recording must be provided to City of Launceston's Heritage Team for archival purposes.

4. TREE PROTECTION ZONE

An appropriate Tree Protection Zone must be enforced during works to ensure all remaining trees are protected against any inadvertent damage. The zone must be provided by a suitably qualified Arborist.

5. LEGAL TITLE

All development and use associated with the proposal must be confined to the legal title of the subject land except construction of access from the street.

6. TASWATER

The development must comply with the requirements of TasWater as detailed in the form Submission to Planning Authority Notice, Reference No.TWDA 2024/01366-LCC and attached to the permit.

7. HOURS OF CONSTRUCTION

- a) Unless otherwise approved in writing by the Senior Leader Health and Compliance construction activities must only be carried out between the hours of:
 - i. Monday to Friday - 7 am to 6 pm; and
 - ii. Saturday - 8 am to 6 pm.
- b) Notwithstanding the above paragraph, construction activities must not be carried out on public holidays that are observed state-wide (Easter Tuesday excepted).

8. ENVIRONMENTAL MANAGEMENT PLAN

Following the completion of the upgrade works, an environmental management plan (EMP) is to be implemented as per the recommendations in the Environmental Site Assessment (ESA) report authorised by Andrew Roberts 02 September 2024 (Elgin Associates Pty Ltd).

9. NO BURNING OF WASTE

No burning of any waste materials, including removed vegetation, generated by the development to be undertaken on-site. Any such waste materials are to be removed to a licensed waste disposal facility (e.g. Launceston Waste Centre), reclaimed or recycled.

10. WASTE MATERIALS

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

11. DEMOLITION

The developer must:

- a) protect property and services which are to either remain on or adjacent to the site from interference or damage;
- b) not undertake any burning of waste materials or removed vegetation;
- c) remove all rubbish from the site for disposal at a licensed waste disposal site;
- d) dispose of any asbestos found during demolition in accordance with the Safe Work Australia 'How to Safely Remove Asbestos: Code of Practice, July 2020', or any subsequent versions of the document.

12. CONTAMINATED LAND

The developer must comply with the:

1. Environmental Site Assessment (ESA) report authorised by Andrew Roberts 02 September 2024 (Elgin Associates Pty Ltd) and complete all works required in the ESA report's recommendations,
2. Contamination and Acid Sulfate Soils Management Plan - Construction Phase by Dr Sophie Le Roux 30 August 2024 and the UTAS Stadium, and

3. Surrounding Grounds Rapid Screening Ground Gas Risk Assessment report prepared by Daniel Laver 23rd October 2024.

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

13. BUILDING ACT 2016 REQUIREMENTS

Prior to acting on this permit, it is recommended that an architect, a licensed building practitioner such as a building surveyor or a building designer be consulted to determine the requirements for any associated building, plumbing or demolition work under the Building Act 2016.

14. NO VEHICULAR ACCESS VIA SPINE WALK WITHOUT COUNCIL APPROVAL

The existing Service Vehicle gates located in the chain mesh fence on the south western side of Spine Walk cannot be used for vehicular access to and from the 'Stadium Site' without the benefit of a right of way, or a lease or licence of the said land. The 'Stadium Site' for the purposes of this Condition is the area defined in the Council decision Item 22.3 Transfer of York Park to Stadiums Tasmania on Thursday 14 November 2024.

15. AMENDED PLANS REQUIRED

Prior to the commencement of any work and use, amended plans must be submitted to show:

- a. Resolve the conflict between the nature and extent of the landscaping works shown on the various plans to clarify the space available for vehicle circulation within the site.
- b. Vehicle access and turning paths associated vehicular access to the food van area and the stormwater pump station are to be contained within the 'Stadium Site' defined by the existing chain mesh fence on the south-western edge of Spine Walk.

Vehicular access to the site via the Spine Walk cannot be relied upon.

Once approved by the Senior Leader City Development, these amended plans will be endorsed and will then form part of the Permit and shall supersede the original endorsed plans

16. DAMAGE TO COUNCIL INFRASTRUCTURE

The developer is liable for all costs associated with the repair of damage to Council 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 Council 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.

17. FACILITIES AND HIGHWAYS BY-LAW

Prior to the placement of any skip bin, security fencing, hoarding, shipping containers, site offices or amenities within a local highway, the person, corporation or other legal entity must seek and have issued a permit pursuant to the Facilities and Highways By-Law (No. 1 of 2021). The payment of the scheduled Occupation Fee (comprising a minimum base

fee and a square metre weekly rate) is required prior to the occupation commencing. No occupation of the road reserve is permitted without approval.

Notes

A. General

This permit was issued based on the proposal documents submitted for DA0517/2024. 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 Tasmanian Civil & Administrative Appeal Tribunal (TASCAT) 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 (2) 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 Tasmanian Civil & Administrative Tribunal (TASCAT).

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 Tasmanian Civil & Administrative Tribunal (TASCAT) website www.tascat.tas.gov.au <<http://www.tascat.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 Council's Notice to Waive Right of Appeal is attached.

Richard Jamieson (Senior Leader City Development) and George Walker (Consultant, 6ty° Architecture Engineering Surveying Planning) were in attendance to answer questions in respect of this item.

James Avery (CEO, Stadiums Tasmania) spoke for the Recommendation
Patrick Carroll (Era Planning and Environment) spoke for the Recommendation
Frank Rosal spoke against the Recommendation

DECISION: 17 April 2025

MOTION

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

That, in accordance with sections 51 and 57 of the *Land Use Planning and Approvals Act 1993* and the Tasmanian Planning Scheme - Launceston, a permit be granted for DA0517/2024 2 Invermay Road, Invermay, Sports and Recreation – alterations and extensions to existing sporting stadium facility including tree removal, replacement of a light tower, development of a new stand, additional seating in the Western Stand and redeveloping the Eastern Stand, subject to the following conditions:

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- a) Site Plan Overall, prepared by Populous +, Drawing No. AD-01-0001, Revision A, dated 18/09/2024;
- b) Exist Conditions Plan - Overall - L01, prepared by Populous +, Drawing No. AD-01-0002, Revision A, dated 18/09/2024;
- c) Demolition Plan - L01 - Overall, prepared by Populous +, Drawing No. AD-01-0003, Revision A, dated 18/09/2024;
- d) Shadow Diagrams - Winter Solstice, prepared by Populous +, Drawing No. AD-01-0004, Revision A, dated 18/09/2024;
- e) GA Plan - L01 - Overall, prepared by Populous +, Drawing No. AD-02-0100, Revision A, dated 18/09/2024;
- f) GA Plan - L01 - Eastern Stand, prepared by Populous +, Drawing No. AD-02-0102, Revision A, dated 18/09/2024;
- g) GA Plan - L01 - Western Stand, prepared by Populous +, Drawing No. AD-02-0104, Revision A, dated 18/09/2024;
- h) GA Plan - L01 - Centre Western Stand, prepared by Populous +, Drawing No. AD-02-0105, Revision A, dated 18/09/2024;
- i) GA Plan - L01 - Eastern Fate 07, prepared by Populous +, Drawing No. AD-02-0107, Revision A, dated 18/09/2024;

- j) GA Plan - L01 - New Public Amenities, prepared by Populous +, Drawing No. AD-02-0108, Revision A, dated 18/09/2024;
- k) GA Plan - L02 - Eastern Stand, prepared by Populous +, Drawing No. AD-02-0202, Revision A, dated 18/09/2024;
- l) GA Plan - L02 - western Stand, prepared by Populous +, Drawing No. AD-02-0204, Revision A, dated 18/09/2024;
- m) GA Plan - L02 - Centre Western Stand, prepared by Populous +, Drawing No. AD-02-0205, Revision A, dated 18/09/2024;
- n) GA Plan - Roof - Eastern Gate 07, prepared by Populous +, Drawing No. AD-02-0207, Revision A, dated 18/09/2024;
- o) GA Plan - Roof - New Public Amenities, prepared by Populous +, Drawing No. AD-02-0208, Revision A, dated 18/09/2024;
- p) GA Plan - Roof - Eastern Stand, prepared by Populous +, Drawing No. AD-02-0302, Revision A, dated 18/09/2024;
- q) GA Plan - L03 - Centre West Stand, prepared by Populous +, Drawing No. AD-02-0305, Revision A, dated 18/09/2024;
- r) GA Plan - L04 - Centre West Stand, prepared by Populous +, Drawing No. AD-02-0405, Revision A, dated 18/09/2024;
- s) GA Plan - Roof - Centre West Stand, prepared by Populous +, Drawing No. AD-02-0505, Revision A, dated 18/09/2024;
- t) Overall Elevations - East & West, prepared by Populous +, Drawing No. AD-03-0000, Revision A, dated 18/09/2024;
- u) Detail Elevations - CWS - West & East, prepared by Populous +, Drawing No. AD-03-0200, Revision A, dated 18/09/2024;
- v) Detail Elevs - CWS - North & South, prepared by Populous +, Drawing No. AD-03-0201, Revision A, dated 18/09/2024;
- w) Detail Elevations - Eastern Stand, prepared by Populous +, Drawing No. AD-03-0203, Revision A, dated 18/09/2024;
- x) Detail Elevations - Amenities & Gate, prepared by Populous +, Drawing No. AD-03-0204, Revision A, dated 18/09/2024;
- y) Overall Sections, prepared by Populous +, Drawing No. AD-03-1000, Revision A, dated 18/09/2024;
- z) Detail Sections - Eastern Stand, prepared by Populous +, Drawing No. AD-03-1100, Revision A, dated 18/09/2024;
- aa) Detail Sections - Centre West Stand, prepared by Populous +, Drawing No. AD-03-1200, Revision A, dated 18/09/2024;
- bb) Traffic Impact Assessment, prepared by Midson Traffic Pty Ltd, dated September 2024
- cc) Heritage Impact Assessment, prepared by Purcell, dated September 2024;
- dd) UTAS Stadium: Assessment of Historic Cultural Heritage Significance, prepared by Purcell, dated 10/02/2025;
- ee) Flood Inundation Report, prepared by Flussig Engineers, Project No. FE_24016, dated 11/04/2024;

- ff) Flood Inundation Risk Management Plan, prepared by Flussig Engineers, Project No. FE_24016, dated 12/04/2024;
- gg) Environmental Site Assessment, prepared by elgin associates, Project No. JN23455, dated 02/09/2024;
- hh) Technical Memo, prepared by Tarkarri Engineering, Project NO. 5816_AC_R_R2, dated 19/09/2024;
- ii) Stormwater Management Report, prepared by Collective Consulting, dated July 2024;
- jj) Sewer Design Report, prepared by Collective Consulting, dated December 2024;
- kk) Rapid Screening Ground Gas Risk Assessment, prepared by elgin associated, Project No. JN24542, dated 23/10/2024;
- ll) Hazardous Substances Assessment & Register, prepared by KMPG, dated 15/04/2024;
- mm) Landscape Response Report, prepared by inspiring place, dated September 2024;
- nn) Tree Report, prepared by Adam's Tree Services , dated 05/04/2024;
- oo) Contamination and Acid Sulfate Soils Management Plan Construction Phase, prepared by elgin associated, Project No. JN23455, dated 30/08/2024;
- pp) Hazardous Materials Assessment, Register & Management Plan, prepared by KPMG, dated 23/08/2023; and
- qq) Water Design Report, prepared by Collective Consulting, dated December 2024

2. HERITAGE IMPACT STATEMENT MITIGATION MEASURES

Mitigation measures as outlined within the Heritage Impact Statement provided by Purcell must be followed, including:

- a) Substantial retention and reuse of existing structures where feasible;
- b) Reuse of the timber from the Dutch Elm Tree in the proposed landscaping; and
- c) Planting of four new trees adjacent to the new Centre-West stand to mitigate the loss of the Dutch Elm Tree.

3. PHOTOGRAPHIC RECORDING

Prior to the removal of the Dutch Elm, photos are to be taken, in the form of a Photographic Recording, of the tree *in-situ* to document the tree's contribution to the site. A copy of the Photographic Recording must be provided to City of Launceston's Heritage Team for archival purposes.

4. TREE PROTECTION ZONE

An appropriate Tree Protection Zone must be enforced during works to ensure all remaining trees are protected against any inadvertent damage. The zone must be provided by a suitably qualified Arborist.

5. LEGAL TITLE

All development and use associated with the proposal must be confined to the legal title of the subject land except construction of access from the street.

6. TASWATER

The development must comply with the requirements of TasWater as detailed in the form Submission to Planning Authority Notice, Reference No.TWDA 2024/01366-LCC and attached to the permit.

7. HOURS OF CONSTRUCTION

- a) Unless otherwise approved in writing by the Senior Leader Health and Compliance construction activities must only be carried out between the hours of:
 - i. Monday to Friday - 7 am to 6 pm; and
 - ii. Saturday - 8 am to 6 pm.
- b) Notwithstanding the above paragraph, construction activities must not be carried out on public holidays that are observed state-wide (Easter Tuesday excepted).

8. ENVIRONMENTAL MANAGEMENT PLAN

Following the completion of the upgrade works, an environmental management plan (EMP) is to be implemented as per the recommendations in the Environmental Site Assessment (ESA) report authorised by Andrew Roberts 02 September 2024 (Elgin Associates Pty Ltd).

9. NO BURNING OF WASTE

No burning of any waste materials, including removed vegetation, generated by the development to be undertaken on-site. Any such waste materials are to be removed to a licensed waste disposal facility (e.g. Launceston Waste Centre), reclaimed or recycled.

10. WASTE MATERIALS

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

11. DEMOLITION

The developer must:

- a) protect property and services which are to either remain on or adjacent to the site from interference or damage;
- b) not undertake any burning of waste materials or removed vegetation;
- c) remove all rubbish from the site for disposal at a licensed waste disposal site;
- d) dispose of any asbestos found during demolition in accordance with the Safe Work Australia 'How to Safely Remove Asbestos: Code of Practice, July 2020', or any subsequent versions of the document.

12. CONTAMINATED LAND

The developer must comply with the:

- 1. Environmental Site Assessment (ESA) report authorised by Andrew Roberts 02 September 2024 (Elgin Associates Pty Ltd) and complete all works required in the ESA report's recommendations,

2. Contamination and Acid Sulfate Soils Management Plan - Construction Phase by Dr Sophie Le Roux 30 August 2024 and the UTAS Stadium, and
3. Surrounding Grounds Rapid Screening Ground Gas Risk Assessment report prepared by Daniel Laver 23rd October 2024.

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

13. BUILDING ACT 2016 REQUIREMENTS

Prior to acting on this permit, it is recommended that an architect, a licensed building practitioner such as a building surveyor or a building designer be consulted to determine the requirements for any associated building, plumbing or demolition work under the Building Act 2016.

14. NO VEHICULAR ACCESS VIA SPINE WALK WITHOUT COUNCIL APPROVAL

The existing Service Vehicle gates located in the chain mesh fence on the south western side of Spine Walk cannot be used for vehicular access to and from the 'Stadium Site' without the benefit of a right of way, or a lease or licence of the said land. The 'Stadium Site' for the purposes of this Condition is the area defined in the Council decision Item 22.3 Transfer of York Park to Stadiums Tasmania on Thursday 14 November 2024.

15. AMENDED PLANS REQUIRED

Prior to the commencement of any work and use, amended plans must be submitted to show:

- a. Resolve the conflict between the nature and extent of the landscaping works shown on the various plans to clarify the space available for vehicle circulation within the site.
- b. Vehicle access and turning paths associated vehicular access to the food van area and the stormwater pump station are to be contained within the 'Stadium Site' defined by the existing chain mesh fence on the south-western edge of Spine Walk. Vehicular access to the site via the Spine Walk cannot be relied upon.

Once approved by the Senior Leader City Development, these amended plans will be endorsed and will then form part of the Permit and shall supersede the original endorsed plans

16. DAMAGE TO COUNCIL INFRASTRUCTURE

The developer is liable for all costs associated with the repair of damage to Council 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 Council 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.

17. FACILITIES AND HIGHWAYS BY-LAW

Prior to the placement of any skip bin, security fencing, hoarding, shipping containers, site offices or amenities within a local highway, the person, corporation or other legal entity must seek and have issued a permit pursuant to the Facilities and Highways By-Law (No. 1 of 2021). The payment of the scheduled Occupation Fee (comprising a minimum base fee and a square metre weekly rate) is required prior to the occupation commencing. No occupation of the road reserve is permitted without approval.

Notes

A. General

This permit was issued based on the proposal documents submitted for DA0517/2024. 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 Tasmanian Civil & Administrative Appeal Tribunal (TASCAT) 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 (2) 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 Tasmanian Civil & Administrative Tribunal (TASCAT).

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 Tasmanian Civil & Administrative Tribunal (TASCAT) website www.tascat.tas.gov.au <<http://www.tascat.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 Council's Notice to Waive Right of Appeal is attached.

CARRIED 10:0

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor J J Pentridge, Councillor A J Palmer, Councillor S Cai and Councillor A J Britton
AGAINST VOTE: Nil

11.2. DA0057/2025 - 74 Talbot Road South Launceston - Residential - Construction of an Additional Dwelling with Access Over Sandhill Lane

FILE NO: DA0057/2025

AUTHOR: Iain More (Senior Town Planner Policy and Projects)

APPROVER: Chelsea van Riet (Executive Leader Community Assets and Design)

DECISION STATEMENT:

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

PLANNING APPLICATION INFORMATION:

Applicant:	Design Intent Architecture + Management
Property:	74 Talbot Road, South Launceston
Zoning:	General Residential
Receipt Date:	11/02/2025
Validity Date:	14/02/2025
Further Information Request:	17/02/2025
Further Information Received:	25/02/2025
Deemed Approval:	17/04/2025
Representations:	10

RELEVANT LEGISLATION:

Land Use Planning and Approvals Act 1993
Tasmanian Planning Scheme - Launceston

PREVIOUS COUNCIL CONSIDERATION:

DA0442/2024 - Residential - Construction of an additional dwelling - Withdrawn

STANDARDS REQUIRING PLANNING DISCRETION:

8.4.2 Setbacks and building envelope for all dwellings - P3
8.4.6 Privacy for all dwellings – P1 & P2
C2.5.1 Car parking numbers - P1.2
C2.6.1 Construction of parking areas - P1
C2.6.2 Design and layout of parking areas - P1

RECOMMENDATION:

That, in accordance with sections 51 and 57 of the *Land Use Planning and Approvals Act 1993* and the Tasmanian Planning Scheme - Launceston, a permit be granted for DA0057/2025 - Residential - Construction of an additional dwelling with access over Sandhill Lane, at 74 Talbot Road, 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 Senior Leader City Development unless modified by a condition of the Permit:

- a) Cover Page, prepared by Design Intent Architecture + Management Pty Ltd, Project No. 230018, Drawing No. A000, Revision DA_03, dated 25/02/2025;
- b) Location Plan, prepared by Design Intent Architecture + Management Pty Ltd, Project No. 230018, Drawing No. A000, Revision DA_03, dated 25/02/2025;
- c) Cover Page, prepared by Design Intent Architecture + Management Pty Ltd, Project No. 230018, Drawing No. A000, Revision DA_03, dated 25/02/2025;
- d) Cover Page, prepared by Design Intent Architecture + Management Pty Ltd, Project No. 230018, Drawing No. A000, Revision DA_03, dated 25/02/2025;
- e) Cover Page, prepared by Design Intent Architecture + Management Pty Ltd, Project No. 230018, Drawing No. A000, Revision DA_03, dated 25/02/2025;
- f) Cover Page, prepared by Design Intent Architecture + Management Pty Ltd, Project No. 230018, Drawing No. A000, Revision DA_03, dated 25/02/2025;
- g) Cover Page, prepared by Design Intent Architecture + Management Pty Ltd, Project No. 230018, Drawing No. A000, Revision DA_03, dated 25/02/2025;
- h) Cover Page, prepared by Design Intent Architecture + Management Pty Ltd, Project No. 230018, Drawing No. A000, Revision DA_03, dated 25/02/2025;
- i) Cover Page, prepared by Design Intent Architecture + Management Pty Ltd, Project No. 230018, Drawing No. A000, Revision DA_03, dated 25/02/2025;
- j) Cover Page, prepared by Design Intent Architecture + Management Pty Ltd, Project No. 230018, Drawing No. A000, Revision DA_03, dated 25/02/2025;
- k) Cover Page, prepared by Design Intent Architecture + Management Pty Ltd, Project No. 230018, Drawing No. A000, Revision DA_03, dated 25/02/2025;
- l) Cover Page, prepared by Design Intent Architecture + Management Pty Ltd, Project No. 230018, Drawing No. A000, Revision DA_03, dated 25/02/2025;
- m) Cover Page, prepared by Design Intent Architecture + Management Pty Ltd, Project No. 230018, Drawing No. A000, Revision DA_03, dated 25/02/2025;
- n) Cover Page, prepared by Design Intent Architecture + Management Pty Ltd, Project No. 230018, Drawing No. A000, Revision DA_03, dated 25/02/2025; and
- o) Cover Page, prepared by Design Intent Architecture + Management Pty Ltd, Project No. 230018, Drawing No. A000, Revision DA_03, dated 25/02/2025.

2. CONSTRUCTION MANAGEMENT PLAN - SANDHILL LANE

Prior to the issuing of a building permit, a Construction Management Plan (CMP) must be lodged with Council and to the satisfaction of the Senior Leader City Development. The plan must detail:

- a. the nature, dates and duration of the occupation and/or works within Sandhill Lane;
- b. the contractors name and registration number;
- c. the traffic management works to provide for the continued safe use of the Sandhill Lane by pedestrians and vehicles;
- d. any temporary works required to maintain the serviceability Sandhill Lane;
- e. the type of vehicles accessing Sandhill Lane; and
- f. Measures to avoid damage to Sandhill Lane, and in the event of any damage, any remediation program.

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 2025/00147-LCC dated 03/03/2025 and attached to the permit.

5. HOURS OF CONSTRUCTION

a) Unless otherwise approved in writing by the Senior Leader Health and Compliance construction activities must only be carried out between the hours of:

- i. Monday to Friday - 7 am to 6 pm; and
- ii. Saturday - 8 am to 6 pm.

b) Notwithstanding the above paragraph, construction activities must not be carried out on public holidays that are observed state-wide (Easter Tuesday excepted).

6. DRIVEWAY AND PARKING AREA CONSTRUCTION – 74 TALBOT ROAD

Before the use commences, areas set aside for parking vehicles on CT43852/11 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 must be kept available for these purposes at all times and maintained for the life of the development.

7. DAMAGE TO COUNCIL INFRASTRUCTURE

The developer is liable for all costs associated with the repair of damage to Council 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 Council 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.

8. WORKS WITHIN/OCCUPATION OF THE ROAD RESERVE - TALBOT ROAD

All works in (or requiring the occupation of) the road reserve of Talbot Road 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 Executive Leader Community Assets and Design 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. FACILITIES AND HIGHWAYS BY-LAW – TALBOT ROAD

Prior to the placement of any skip bin, security fencing, hoarding, shipping containers, site offices or amenities within a local highway, the person, corporation or other legal entity must seek and have issued a permit pursuant to the Facilities and Highways By-Law (No. 1 of 2021). The payment of the scheduled Occupation Fee (comprising a minimum base fee and a square metre weekly rate) is required prior to the occupation commencing. No occupation of the road reserve is permitted without approval.

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 development to be undertaken on-site. Any such waste materials are to be removed to a licensed waste disposal facility (e.g. Launceston Waste Centre), reclaimed or recycled.

12. BUILDING ACT 2016 REQUIREMENTS

Prior to acting on this permit, it is recommended that an architect, a licensed building practitioner such as a building surveyor or a building designer be consulted to determine the requirements for any associated building, plumbing or demolition work under the *Building Act 2016*.

13. STORMWATER CONNECTIONS

All stormwater generated by the use must connect into the combined drainage system and avoid dispersing into Sandhill Lane.

14. SITE LANDSCAPING PLAN

Prior to the commencement of works, a landscape plan must be submitted for approval by Senior Leader City Development. The plan must be drawn to scale and must include the following details:

- a. Major site features such as building footprints, topography, contours existing vegetation and street boundaries;
- b. Existing and proposed garden areas and plantings (including a schedule of all proposed trees, shrubs and groundcover including common name, botanical name and like size at maturity);

- c. Any stabilisation works required as a result of tree or vegetation removal; and
 - d. All proposed garden beds, fences, retaining walls, lawn, hard surfaces and pathways;
 - e. Suitable irrigation or a fixed sprinkler system for the watering of all lawns and landscaped areas; and
 - f. Type of plantings between the subject site and northern adjoining property, located in front of the deck. These plantings must be able to grow to at least 4.0m in height.
- Once approved the plan will be endorsed and will form part of the permit. The landscaping must be:
- i. Installed in accordance with the endorsed plan; and
 - ii. Completed within 3 months of the use commencing.

Notes

A. General

This permit was issued based on the proposal documents submitted for DA0057/2025. 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 Tasmanian Civil & Administrative Appeal Tribunal (TASCAT) 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 (2) 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 Tasmanian Civil & Administrative Tribunal (TASCAT).

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 Tasmanian Civil & Administrative Tribunal (TASCAT) website www.tascat.tas.gov.au <<http://www.tascat.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 Council's Notice to Waive Right of Appeal is attached.

Richard Jamieson (Senior Leader City Development) and Iain More (Senior Town Planner Policy and Projects) were in attendance to answer questions in respect of this item.

Michelle Round spoke against the Recommendation

Craig Philpot spoke against the Recommendation

Jeremy Rose spoke against the Recommendation

Merv Ponting spoke against the Recommendation

George Darby spoke against the Recommendation

DECISION: 17 April 2025

MOTION

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

That, in accordance with sections 51 and 57 of the Land Use Planning and Approvals Act 1993 and the Tasmanian Planning Scheme - Launceston, a permit be refused for DA0057/2025 - Residential - Construction of an additional dwelling with access over Sandhill Lane, at 74 Talbot Road, on the following grounds:

1. Clause 8.4.2 Setbacks and building envelope for all dwellings - Performance Criteria P3

The proposal will cause an unreasonable loss of amenity to the adjoining properties due to its visual impact caused by its protrusions outside of the building envelope.

2. Clause 2.6.1 Construction of parking areas - Performance Criteria P1

The access way, and in particular Sandhill Lane, is not constructed to an appropriate standard.

3. C2.6.2 Design and layout of parking areas - Performance Criteria P1

The access way, and in particular Sandhill Lane, is not considered to be convenient or safe.

CARRIED 10:0

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor J J Pentridge, Councillor A J Palmer, Councillor S Cai and Councillor A J Britton

AGAINST VOTE: Nil

11.3. DA0023/2025 - 101 Elphin Road, Newstead - General Retail and Hire and Residential - Construction of Alterations and Additions to the Existing Local Shop and Dwelling

FILE NO: DA0023/2025

AUTHOR: Catherine Mainsbridge (Senior Town Planner Development)

APPROVER: Chelsea van Riet (Executive Leader Community Assets and Design)

DECISION STATEMENT:

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

PLANNING APPLICATION INFORMATION:

Applicant:	Coactive Building Design
Property:	101 Elphin Road, Newstead
Zoning:	Local Business
Receipt Date:	28/01/2025
Validity Date:	29/01/2025
Further Information Request:	30/01/2025
Further Information Received:	10/02/2025
Deemed Approval:	8/05/2025
Representations:	6

RELEVANT LEGISLATION:

Land Use Planning and Approvals Act 1993
Tasmanian Planning Scheme - Launceston

PREVIOUS COUNCIL CONSIDERATION:

D389/95 - Develop & Use Extensions to an Existing Shop (Local Shop)

STANDARDS REQUIRING PLANNING DISCRETION:

Clause 14.4.2 Setbacks
Clause C2.5.1 Car Parking Numbers

RECOMMENDATION:

That, in accordance with sections 51 and 57 of the *Land Use Planning and Approvals Act 1993* and the Tasmanian Planning Scheme - Launceston, a permit be granted for DA0023/2025 General Retail and Hire and Residential - Construction of alterations and additions to the existing local shop and dwelling at 101 Elphin Road, Newstead 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. Site Plan, Prepared by coactive building design, Project No: 23002, Drawing No. Ap01, Rev 3, Scale: 1:200 @ A2, Date 09.02.25. AMENDED PLANS REQUIRED.
- b. Floor Plans, Prepared by coactive building design, Project No: 23002, Drawing No. Ap02, Rev 3, Scale: 1:100 @ A2, Date 09.02.25. AMENDED PLANS REQUIRED.
- c. Elevations, Prepared by coactive building design, Project No: 23003, Drawing No. Ap03, Rev 3, Scale: 1:100 @ A2, Date 09.02.25. AMENDED PLANS REQUIRED.
- d. Location Plan & Parking Review, Prepared by coactive building design, Project No: 23004, Drawing No. Ap04, Rev 3, Scale: 1:1000 @ A2, Date 09.02.25. AMENDED PLANS REQUIRED.
- e. Existing Floor Plans, Prepared by coactive building design, Project No: 23002, Drawing No. Ap05, Rev 3, Scale: 1:100 @ A2, Date 09.02.25. AMENDED PLANS REQUIRED.

2. AMENDED PLANS REQUIRED

Prior to the commencement of any work and use, amended plans must be submitted to the satisfaction of the Senior Leader City Development to replace plans annotated as "Amended Plans Required" and attached to the Permit. Once approved, these amended plans will be endorsed and will then form part of the Permit. The amended plans must show:

- a. The driveway width to be increased to 4.5m.

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. PLANT AND EQUIPMENT

All plant and equipment must be installed in a location, with any necessary provisions to minimise noise emission affecting occupiers of other premises.

4. LEGAL TITLE

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

5. HOURS OF CONSTRUCTION

- a) Unless otherwise approved in writing by the Senior Leader and Compliance construction activities must only be carried out between the hours of:
 - i. Monday to Friday - 7 am to 6 pm; and
 - ii. Saturday - 8 am to 6 pm.
- b) Notwithstanding the above paragraph, construction activities must not be carried out on public holidays that are observed state-wide (Easter Tuesday excepted).

6. SIGNAGE CONTENT (STATIC)

Content of the sign may be updated or changed without separate approval of Council, subject to:

- a. The structure, location and size of the signage not changing.
- b. The content of the signage relating to the site.
- c. Compliance with the requirements of the planning scheme.

7. NO SIGN ILLUMINATION

The signs must not be floodlit or otherwise internally illuminated.

8. SIGN MAINTENANCE (STATIC)

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

9. DAMAGE TO COUNCIL INFRASTRUCTURE

The developer is liable for all costs associated with the repair of damage to Council 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 Council 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 Executive Leader, Community Assets and Design 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. VEHICULAR CROSSINGS (& 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 Council standards and include all necessary alterations to other services including lowering/raising pit levels, upgrading non trafficable trenches to a 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.). Where applicable, any redundant crossovers and driveways must be removed once the new driveway and/or crossover works have been completed and use has commenced.

The construction of the new crossover and driveway and removal of the unused crossover and driveway will be at the applicant's expense. Where the driveway crossing works result in changes to existing parking restrictions (bay markings, linemarking and/or signage) these works must be undertaken by Council under an approved Traffic Facilities Plan with the cost of these works to be invoiced to the applicant/developer for payment.

12. FACILITIES AND HIGHWAYS BY-LAW

Prior to the placement of any skip bin, security fencing, hoarding, shipping containers, site offices or amenities within a local highway, the person, corporation or other legal entity must seek and have issued a permit pursuant to the Facilities and Highways By-Law (No. 1 of 2021). The payment of the scheduled Occupation Fee (comprising a minimum base fee and a square metre weekly rate) is required prior to the occupation commencing. No occupation of the road reserve is permitted without approval.

13. EXTERIOR AND SECURITY LIGHTING

Exterior lighting and security lighting is to comply with the Australian Standard AS4282 'Control of the obtrusive effects of outdoor lighting' or any subsequent versions.

14. NO BURNING OF WASTE

No burning of any waste materials, including removed vegetation, generated by the development to be undertaken on-site. Any such waste materials are to be removed to a licensed waste disposal facility (e.g. Launceston Waste Centre), reclaimed or recycled.

15. WASTE MATERIALS

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

16. BUILDING ACT 2016 REQUIREMENTS

Prior to acting on this permit, it is recommended that an architect, a licensed building practitioner such as a building surveyor or a building designer be consulted to determine the requirements for any associated building, plumbing or demolition work under the *Building Act 2016*.

Notes

A. General

This permit was issued based on the proposal documents submitted for DA0023/2025. 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 Tasmanian Civil & Administrative Appeal Tribunal (TASCAT) 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 (2) 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 Tasmanian Civil & Administrative Tribunal (TASCAT).

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 Tasmanian Civil & Administrative Tribunal (TASCAT) website www.tascat.tas.gov.au <<http://www.tascat.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 Council's Notice to Waive Right of Appeal is attached.

E. Food Businesses

All food businesses must be registered with council in accordance with the Food Act 2003 prior to commencing. Food premises fit out must comply with the National Construction Code TAS Part I4 or any subsequent versions of this document.

Richard Jamieson (Senior Leader City Development), Philippa Glover (Team Leader Planning Assessments) and Catherine Mainsbridge (Senior Town Planner Developme) were in attendance to answer questions in respect of this item.

Graeme Britton spoke against the Recommendation

Councillor A J Britton withdrew from the Meeting at 2:29 pm

Councillor A J Britton re-attended the Meeting at 2:31 pm

DECISION: 17 April 2025

MOTION

Moved Councillor D C Gibson, seconded Councillor A J Palmer.

That, in accordance with sections 51 and 57 of the *Land Use Planning and Approvals Act 1993* and the Tasmanian Planning Scheme - Launceston, a permit be granted for DA0023/2025 General Retail and Hire and Residential - Construction of alterations and additions to the existing local shop and dwelling at 101 Elphin Road, Newstead 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. Site Plan, Prepared by coactive building design, Project No: 23002, Drawing No. Ap01, Rev 3, Scale: 1:200 @ A2, Date 09.02.25. **AMENDED PLANS REQUIRED.**
- b. Floor Plans, Prepared by coactive building design, Project No: 23002, Drawing No. Ap02, Rev 3, Scale: 1:100 @ A2, Date 09.02.25. **AMENDED PLANS REQUIRED.**
- c. Elevations, Prepared by coactive building design, Project No: 23003, Drawing No. Ap03, Rev 3, Scale: 1:100 @ A2, Date 09.02.25. **AMENDED PLANS REQUIRED.**
- d. Location Plan & Parking Review, Prepared by coactive building design, Project No: 23004, Drawing No. Ap04, Rev 3, Scale: 1:1000 @ A2, Date 09.02.25. **AMENDED PLANS REQUIRED.**
- e. Existing Floor Plans, Prepared by coactive building design, Project No: 23002, Drawing No. Ap05, Rev 3, Scale: 1:100 @ A2, Date 09.02.25. **AMENDED PLANS REQUIRED.**

2. AMENDED PLANS REQUIRED

Prior to the commencement of any work and use, amended plans must be submitted to the satisfaction of the Senior Leader City Development to replace plans annotated as "Amended Plans Required" and attached to the Permit. Once approved, these amended plans will be endorsed and will then form part of the Permit. The amended plans must show:

- a. The driveway width to be increased to 4.5m.

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. PLANT AND EQUIPMENT

All plant and equipment must be installed in a location, with any necessary provisions to minimise noise emission affecting occupiers of other premises.

4. LEGAL TITLE

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

5. HOURS OF CONSTRUCTION

- a) Unless otherwise approved in writing by the Senior Leader and Compliance construction activities must only be carried out between the hours of:
 - i. Monday to Friday - 7 am to 6 pm; and
 - ii. Saturday - 8 am to 6 pm.
- b) Notwithstanding the above paragraph, construction activities must not be carried out on public holidays that are observed state-wide (Easter Tuesday excepted).

6. SIGNAGE CONTENT (STATIC)

Content of the sign may be updated or changed without separate approval of Council, subject to:

- a. The structure, location and size of the signage not changing.
- b. The content of the signage relating to the site.
- c. Compliance with the requirements of the planning scheme.

7. NO SIGN ILLUMINATION

The signs must not be floodlit or otherwise internally illuminated.

8. SIGN MAINTENANCE (STATIC)

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

9. DAMAGE TO COUNCIL INFRASTRUCTURE

The developer is liable for all costs associated with the repair of damage to Council 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 Council 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.

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Prior to the placement of any skip bin, security fencing, hoarding, shipping containers, site offices or amenities within a local highway, the person, corporation or other legal entity must seek and have issued a permit pursuant to the Facilities and Highways By-Law (No. 1 of 2021). The payment of the scheduled Occupation Fee (comprising a minimum base fee and a square metre weekly rate) is required prior to the occupation commencing. No occupation of the road reserve is permitted without approval.

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14. NO BURNING OF WASTE

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15. WASTE MATERIALS

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

16. BUILDING ACT 2016 REQUIREMENTS

Prior to acting on this permit, it is recommended that an architect, a licensed building practitioner such as a building surveyor or a building designer be consulted to determine the requirements for any associated building, plumbing or demolition work under the *Building Act 2016*.

Notes

A. General

This permit was issued based on the proposal documents submitted for DA0023/2025. 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 Tasmanian Civil & Administrative Appeal Tribunal (TASCAT) 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 (2) 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.

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D. Permit Commencement.

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E. Food Businesses

All food businesses must be registered with council in accordance with the Food Act 2003 prior to commencing. Food premises fit out must comply with the National Construction Code TAS Part I4 or any subsequent versions of this document.

CARRIED 8:2

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor J J Pentridge, Councillor A J Palmer and Councillor A J Britton
AGAINST VOTE: Councillor T G Walker and Councillor S Cai

The Mayor, Councillor M K Garwood, announced that Council no longer sits as a Planning Authority.

**Council adjourned for at break at 2.43pm
Council resume from the break at 2.53pm**

12. ANNOUNCEMENTS BY THE MAYOR

12.1. Mayor's Announcements

FILE NO: SF2375

Saturday 29 March 2025

- Attended Hawthorn v GWS President's Function and AFL game, UTAS Stadium, Inveresk

Sunday 30 March 2025

- Attended Dementia Walking Day, Seaport Bridge, Launceston

Wednesday 2 April 2025

- Attended the Local Government Association Tasmania General meeting, Crown Plaza Hobart

Thursday 3 April 2025

- Attended the Local Government Association Mayors and Deputy Mayors workshop, Crown Plaza Hobart

Friday 4 April 2025

- Attended *Gutenberg, the Musical*, The Italian Club, Prospect

Saturday 5 April 2025

- Officiated at Relay for Life, St Leonards Athletic Centre, St Leonards
- Attended *The Curious incident of the Dog in the Night-Time* by Launceston Players, Earl Art Centre, Launceston

Sunday 6 April 2025

- Officiated at MS Plus Walk Run + Roll, Inveresk
- Attended Tasmanian Open and Inclusive Golf Championship Presentation Ceremony, Launceston Golf Club, Kings Meadows

Wednesday 9 April 2025

- Participated in Industry Mentor Session (The Smith Family), Youngtown Primary School, Youngtown

Thursday 10 April 2025

- Attended a TasTAFE networking event, Alida Restaurant, 1 Bridge Road, Launceston

Friday 11 April 2025

- Attended Trevallyn Bowls Award Dinner, Trevallyn Bowls and Community Club, Trevallyn

The Mayor, Councillor M K Garwood, noted that he did not attend the activities on 9, 10 and 11 April 2025.

13. 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).

Councillor S Cai

- **Sunday 30 March 2025 - participated in the Dementia Walk**

Councillor A G Harris

- **Tuesday 8 April 2025 - attended the University Working Group meeting**
- **Friday 11 April 2025 - attended the opening of Road Safety Centre**
- **Sunday 6 April 2025 - emceed the MS Walk Run Roll**
- **Attended the Franklin House Committee Meeting - paid tribute to Julie Dineen, who after 10 years of service, is stepping down as Property Manager at Franklin House**

Deputy Mayor, Councillor D H McKenzie

- **Tuesday 8 April 2025 - attended the University Working Group Meeting**

Councillor A J Palmer

- **Attended the Division 1 and Premier League Semi Final Championships at the East Launceston Bowls Club**
- **Sunday 6 April 2025 - attended the MS Walk Run Roll**

14. QUESTIONS BY COUNCILLORS

14.1. Councillors' 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 Chief Executive Officer of a question in respect of which the councillor seeks an answer at that Meeting. An answer to a Question on Notice will be provided in writing).

14.1.1. Councillors' Questions on Notice - Councillor D C Gibson - Budget Amendment for Albert Hall Redevelopment - 27 March 2025

FILE NO: SF2375

AUTHOR: Kelsey Hartland (Team Leader Governance)

APPROVER: Sam Johnson OAM (Chief Executive Officer)

QUESTIONS AND RESPONSES:

The following question, submitted to Council on 27 March 2025 by Councillor D C Gibson, has been answered by the Senior Leader Finance.

Questions:

1. In the Open portion of the now approved Minutes from the previous Council Meeting it reports that "Council considered and approved the allocation of additional funding to the Albert Hall redevelopment and authorised the CEO to release to the public, where appropriate, the cost and scope of works for the project". A question from a resident - will that be formally transacted through a budget amendment process what will be considered in Open Council?

Response:

A budget amendment transaction representing the additional funds approved by Council in closed council Agenda Item 24.2 at the Council Meeting on 6th March 2025 has been included in agenda item 20.1 2024/2025 Budget - Budget Amendments.

**14.1.2. Councillors' Questions on Notice - Councillor A G Harris - Bike Centre
Opening and Bookings - 27 March 2025**

FILE NO: SF2375

AUTHOR: Kelsey Hartland (Team Leader Governance)

APPROVER: Sam Johnson OAM (Chief Executive Officer)

QUESTIONS AND RESPONSES:

The following question/questions, submitted to Council on 27 March 2025 by Councillor A G Harris, has been answered by the Executive Leader Connections and Liveability.

Questions:

1. When will the bike centre be open and when can people book?

Response:

The Road Safety Centre will open Monday 14 April 2025, and is available for bookings from that date.

14.1.3. Councillors' Questions on Notice - Councillor D C Gibson - Budget for Attending the Australian Local Government Association (ALGA) Conference - 27 March 2025

FILE NO: SF2375

AUTHOR: Kelsey Hartland (Team Leader Governance)

APPROVER: Sam Johnson OAM (Chief Executive Officer)

QUESTIONS AND RESPONSES:

The following question, submitted to Council on 27 March 2025 by Councillor D C Gibson, has been answered by the Executive Leader Delivery and Performance.

Questions:

1. Regarding the Budget for the ALGA conference, I note it says the costs can be accommodated within existing travel and conference budget so, not the Council's professional learning budget? We were going to start reporting on professional learning and I think that there is no greater professional learning than attending an ALGA conference?

Response:

There is a specific budget line for Councillor training and development, which includes travel and other associated costs. Analysis is undertaken to ensure travel and training requests by Councillors can be fit within existing budgets, and if not this is noted in the relevant report to Council.

Council's proposed budget for 2025/2026 includes a \$30,000 budget for training and associated travel costs. This is an uplift from the 2024/2025 budget of \$10,000 to ensure that Councillors are given opportunity to build on their professional skills to best carry out their role.

14.2. Councillors' 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).

14.2.1. Councillors' Questions Without Notice - Councillor D C Gibson - Councillor Training Budget for this Financial Year - 17 April 2025

1. [Regarding the response provided for in the 17 April 2025 Agenda item 14.1.3. Councillors' Questions on Notice - Councillor D C Gibson - Budget for Attending the Australian Local Government Association (ALGA) Conference - 27 March 2025] The response did not capture the response that I was seeking. It says "Council's proposed budget includes certain amount for training and associated travel costs." My question was explicitly around the current financial year and I wanted to know if there is room left with within the existing budget line?

The Mayor, Councillor M K Garwood, advised that this question would be Taken on Notice. A response will be provided in the agenda for the 8 May 2025 Council Meeting.

14.2.2. Councillors' Questions Without Notice - Councillor A E Dawkins - US Tarriff Impacts on Local Primary Producers - 17 April 2025

- 1. Given that a US tariff regime has had more than a ripple effect globally, do we have a sense of how local primary producers and resource providers might be affected by the tariffs and have we reached out to them to be able to offer support or at least understand what they need from us?**

The Mayor, Councillor M K Garwood, advised that this question would be Taken on Notice. A response will be provided in the agenda for the 8 May 2025 Council Meeting.

14.2.3. Councillors' Questions Without Notice - Councillor J J Pentridge - Legal Action in Lilydale - 17 April 2025

- 1. Who in Council approved spending nearly \$57,000 pursuing a community person from Lilydale in legal action?**
- 2. What was the final outcome of the action?**
- 3. Did we get any advice that gave us a good indication that we would have some success because it appears that we are worse off?**

The Mayor, Councillor M K Garwood, advised that these questions would be Taken on Notice. Responses will be provided in the agenda of the 8 May 2025 Council Meeting.

14.2.4. Councillors' Questions Without Notice - Councillor D C Gibson - NTCA Masterplan - 17 April 2025

- 1. Regarding the delay in the NTCA sports complex [Masterplan] and the opportunity for us now to accompany that future decision- making process with additional research. I just want to understand the research that's being undertaken in that space and its impact on the NTCA sports complex approach?**

This question was Taken on Notice. A response will be provided in the agenda of the 8 May 2025 Council Meeting.

14.2.5. Councillors' Questions Without Notice - Councillor D C Gibson - Working Model for Recreational Hub, Northern Suburbs - 17 April 2025

- 1. Council funded a body of work looking at the Recreational Hub in the Northern Suburbs looking at what the operational model would be. Where is the operation and the work around how it will be brought to life?**

This question was Taken on Notice. A response will be provided in the agenda of the 8 May 2025 Council Meeting.

14.2.6. Councillors' Questions Without Notice - Councillor A G Harris - Active Transport Corridor - Kings Meadows, South Prospect and Youngtown - 17 April 2025

1. Regarding the Active Transport funding, where \$670,000 was obtained from the Australian Government, which is 50% of the new pathway to connect Oakden Park footpath network with Youngtown Primary, Kings Meadows High School and Kate Reed Reserve and will also act as an active transport corridor for the proposed development at South Prospect. Have we got a timeline for when this would be delivered but more importantly perhaps a plan as to where the where the corridor is going?

This question was Taken on Notice. A response will be provided in the agenda of the 8 May 2025 Council Meeting.

14.2.7. Councillors' Questions Without Notice - Councillor T G Walker - Learn to Swim Programs - 17 April 2025

- 1. I note with interest that we do still have issues with our Learn to Swim program at the Aquatic Centre. Is it the case that we can't find instructors, that it takes too long to train new people, where are the restrictions there?**
- 2. I have anecdotally again heard from more people having difficulty accessing that service and I suppose an adjunct to that we've had the Glen Dhu Pool inoperable. I know that the Mayor or perhaps the CEO has had some discussions with the State Government in regards to that and what we can provide at LAC. Is there any further updates on that?**

These questions were Taken on Notice. Responses will be provided in the agenda of the 8 May 2025 Council Meeting.

14.2.8. Councillors' Questions Without Notice - Councillor A E Dawkins - State Government Funding and Stakeholder Meetings - 17 April 2025

1. I know that there was a news item around lack of State Government funding for TEER [Tamar Estuary and Esk Rivers] projects and I know that that's been so important to this community. I'm wondering if there is any information from these stakeholder meetings that could come to a future Council meeting about whether or not we are fully confident that TEERS is going to remain a viable entity and that we are going to keep getting that water monitoring?

This question was Taken on Notice. A response will be provided in the agenda of the 8 May 2025 Council Meeting.

15. NOTICES OF MOTION

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

No Notices of Motions were identified as part of these Minutes

16. COMMITTEE REPORTS

16.1. Transport Committee Meeting - 10 February 2025

FILE NO: SF7429

AUTHOR: Cathy Williams (Roads and Traffic Officer)

APPROVER: Chelsea van Riet (Executive Leader Community Assets and Design)

DECISION STATEMENT:

To receive a report from the Transport Committee.

RECOMMENDATION:

That Council:

1. receives the report from the Transport Committee Meeting held on Monday, 10 February 2025.

DECISION: 17 April 2025

MOTION

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

That Council:

1. receives the report from the Transport Committee Meeting held on Monday, 10 February 2025.

CARRIED 10:0

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor J J Pentridge, Councillor A J Palmer, Councillor S Cai and Councillor A J Britton

AGAINST VOTE: Nil

16.2. Homelessness Advisory Committee Meeting - 18 February 2025

FILE NO: SF7447

AUTHOR: Wytarna McDonald (Inclusion Officer)

APPROVER: Leanne Purchase (Executive Leader Connections and Liveability)

DECISION STATEMENT:

To receive a report from the Homelessness Advisory Committee Meeting held on 18 February 2025.

RECOMMENDATION:

That Council:

1. receives the report from the Homelessness Advisory Committee Meeting held on 18 February 2025.
-

DECISION: 17 April 2025

MOTION

Moved Councillor T G Walker, seconded Councillor J J Pentridge.

That Council:

1. receives the report from the Homelessness Advisory Committee Meeting held on 18 February 2025.

CARRIED 10:0

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor J J Pentridge, Councillor A J Palmer, Councillor S Cai and Councillor A J Britton
AGAINST VOTE: Nil

17. CONNECTIONS AND LIVEABILITY

17.1. Quarterly Report - Connections and Liveability

FILE NO: SF7708

AUTHOR: Connections and Liveability Senior Leaders

APPROVER: Leanne Purchase (Executive Leader Connections and Liveability)

DECISION STATEMENT:

To receive a report about activities of the Connections and Liveability Team between 1 January and 31 March 2025.

RECOMMENDATION:

That Council:

1. receives the Connections and Liveability Team Quarterly Report for the period 1 January to 31 March 2025.
-

Councillor A E Dawkins withdrew from the Meeting at 3:23 pm
Councillor A E Dawkins re-attended the Meeting at 3:27 pm

DECISION: 17 April 2025

MOTION

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

That Council:

1. receives the Connections and Liveability Team Quarterly Report for the period 1 January to 31 March 2025.

CARRIED 10:0

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor J J Pentridge, Councillor A J Palmer, Councillor S Cai and Councillor A J Britton
AGAINST VOTE: Nil

17.2. Policy Review - 12-Plx-014 Concessional Entry to the Council's Waste Disposal Facilities

FILE NO: SF0628

AUTHOR: Michael Attard (Team Leader Sustainability)

APPROVER: Leanne Purchase (Executive Leader Connections and Liveability)

DECISION STATEMENT:

To consider Council's position on concessional entry to the City of Launceston's waste disposal facilities.

RELEVANT LEGISLATION:

Local Government Act 1993 (Tas)

PREVIOUS COUNCIL CONSIDERATION:

Council – 8 April 2021 - Agenda Item 18.2 – 2021 Concessional Entry Policy Review (12-Plx-014)

RECOMMENDATION:

That Council:

1. adopts the reviewed version of 12-Plx-014 Concessional Entry to the Council's Waste Disposal Facilities Policy, included as attachment 1.

Michael Attard (Team Leader Sustainability) and Matthew Jordan (Senior Leader Open Spaces and Sustainability) were in attendance to answer questions in respect of this item.

DECISION: 17 April 2025

MOTION

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

That Council:

- 1. adopts the reviewed version of 12-Plx-014 Concessional Entry to the Council's Waste Disposal Facilities Policy, included as attachment 1.**

CARRIED 10:0

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor J J Pentridge, Councillor A J Palmer, Councillor S Cai and Councillor A J Britton

AGAINST VOTE: Nil

17.3. ABCDE Learning Site Social Impact Report

FILE NO: SF7574

AUTHOR: Sarah McCormack (Community Connector)

APPROVER: Leanne Purchase (Executive Leader Connections and Liveability)

DECISION STATEMENT:

To note the ABCDE Learning Site Social Impact Report 2025.

PREVIOUS COUNCIL CONSIDERATION:

Council Meeting - 3 October 2024 – Item 17.1 - ABCDE Learning Site Reflection and Growth Future Plan

RECOMMENDATION:

That Council:

1. receives the ABCDE Learning Sites Social Impact Report (ECM Doc Set ID 5212002).
-

Sarah McCormack (Community Connector) was in attendance to answer questions in respect of this item.

DECISION: 17 April 2025

MOTION

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

That Council:

1. receives the ABCDE Learning Sites Social Impact Report (ECM Doc Set ID 5212002).

CARRIED 10:0

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor J J Pentridge, Councillor A J Palmer, Councillor S Cai and Councillor A J Britton

AGAINST VOTE: Nil

17.4. Remission of Fees for Female Football Initiative 2023 Hire of Churchill Park

FILE NO: SF0828

AUTHOR: Anne Hemingway (Administration Officer)

APPROVER: Leanne Purchase (Executive Leader Connections and Liveability)

DECISION STATEMENT:

To consider a request to remit fees charged for a booking of Churchill Park in 2023.

RELEVANT LEGISLATION:

Local Government Act 1993 (Tas) - section 207

RECOMMENDATION:

That Council:

1. remits \$2,096.36 excluding GST, being 2023 hire fees for Churchill Park incurred by Stephen Pearce, for the Female Football Initiative.
-

Matthew Jordan (Senior Leader Open Spaces and Sustainability) was in attendance to answer question in respect of this item.

DECISION: 17 April 2025

MOTION

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

That Council:

1. remits \$2,096.36 excluding GST, being 2023 hire fees for Churchill Park incurred by Stephen Pearce, for the Female Football Initiative.

CARRIED 10:0

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor J J Pentridge, Councillor A J Palmer, Councillor S Cai and Councillor A J Britton

AGAINST VOTE: Nil

17.5. Ratification of New Community Member for the Community Grants Assessment Panel

FILE NO: SF7646

AUTHOR: Michelle Ogulin (Senior Leader Liveable Communities)

APPROVER: Leanne Purchase (Executive Leader Connections and Liveability)

DECISION STATEMENT:

To consider the appointment of a new external stakeholder to the Community Grants Assessment Panel.

RELEVANT LEGISLATION:

Local Government Act 1993 (Tas) - section 24

RECOMMENDATION:

That Council:

1. receives the report, and
 2. appoints Ian Abernethy as a new external stakeholder to the Community Grants Assessment Panel.
-

DECISION: 17 April 2025

MOTION

Moved Deputy Mayor Councillor D H McKenzie, seconded Councillor A J Palmer.

That Council:

1. receives the report, and
2. appoints Ian Abernethy as a new external stakeholder to the Community Grants Assessment Panel.

CARRIED 10:0

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor J J Pentridge, Councillor A J Palmer, Councillor S Cai and Councillor A J Britton
AGAINST VOTE: Nil

18. QVMAG (QUEEN VICTORIA MUSEUM AND ART GALLERY)

18.1. Quarterly Report - QVMAG

FILE NO: SF0958

AUTHOR: Dan McWilliams (Executive Assistant)

APPROVER: Shane Fitzgerald (Director Queen Victoria Museum and Art Gallery)

DECISION STATEMENT:

To receive a report about activities of the Queen Victoria Museum and Art Gallery Network between 1 January and 31 March 2025.

RELEVANT LEGISLATION:

Local Government Act 1993 (Tas)

RECOMMENDATION:

That Council

1. receives the Queen Victoria Museum and Art Gallery (QVMAG) Quarterly Report for the period between 1 January and 31 March 2025 (ECM Doc Set 5210739) (Attachment 1).
-

DECISION: 17 April 2025

MOTION

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

That Council

1. **receives the Queen Victoria Museum and Art Gallery (QVMAG) Quarterly Report for the period between 1 January and 31 March 2025 (ECM Doc Set 5210739) (Attachment 1).**

CARRIED 10:0

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor J J Pentridge, Councillor A J Palmer, Councillor S Cai and Councillor A J Britton

AGAINST VOTE: Nil

19. COMMUNITY ASSETS AND DESIGN

19.1. Quarterly Report - Community Assets and Design

FILE NO: SF7719

AUTHOR: Community Assets and Design Senior Leaders

APPROVER: Chelsea van Riet (Executive Leader Community Assets and Design)

DECISION STATEMENT:

That council receive the report noting the activities of the Community Assets and Design team for the period 1 January to 31 March 2025.

RELEVANT LEGISLATION:

Local Government Act 1993 (Tas)

RECOMMENDATION:

That Council:

1. receives the report noting the activities of the Community Assets and Design team for the period 1 January to 31 March 2025.
-

Councillor T G Walker withdrew from the Meeting at 4:07 pm

DECISION: 17 April 2025

MOTION

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

That Council:

1. receives the report noting the activities of the Community Assets and Design team for the period 1 January to 31 March 2025.

CARRIED 9:0

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor J J Pentridge, Councillor A J Palmer, Councillor S Cai and Councillor A J Britton

AGAINST VOTE: Nil

ABSENT AT TIME OF VOTE: Councillor T G Walker

19.2. Response to Notice of Motion - Councillor S Cai - That Council Considers Expanding Graffiti Removal

FILE NO: SF5547

AUTHOR: Lynda Robins (Emergency Management Advisor)

APPROVER: Chelsea van Riet (Executive Leader Community Assets and Design)

DECISION STATEMENT:

To note that the current Graffiti Prevention and Reduction Policy is outdated and that it is reviewed with a focus to reduce the instances of graffiti within the municipality.

PREVIOUS COUNCIL CONSIDERATION:

Council - Agenda - Agenda Item 15.3 - Notice of Motion - Graffiti removal from private dwellings within the Launceston Municipality - Councillor S Cai

RECOMMENDATION:

That Council:

1. review the 2013 Graffiti Policy to ensure it is contemporary, to assess its effectiveness, and identify areas for improvement.
 2. does not extend its graffiti policy to provide graffiti removal from private properties in its municipality.
-

This item was Withdrawn from the agenda.

Councillor T G Walker re-attended the Meeting at 4:12 pm
Councillor D C Gibson withdrew from the Meeting at 4:12 pm

19.3. Delegation under the Land Use Planning and Approvals Act 1993 (Tas)

FILE NO: SF0113

AUTHOR: Philippa Glover (Team Leader Planning Assessments)

APPROVER: Chelsea van Riet (Executive Leader Community Assets and Design)

DECISION STATEMENT:

To consider the delegation of functions and powers under the *Land Use Planning and Approvals Act 1993 (Tas)*.

Pursuant to regulation 18(2)(a) of the Local Government Meeting Procedures Regulations 2015, a decision for this Recommendation requires an absolute majority of Council.

RELEVANT LEGISLATION:

Land Use Planning and Approvals Act 1993 (Tas)

Land Use Planning and Approvals Regulations 2014 (Tas)

Acts Interpretation Act 1931 (Tas)

Local Government (Meeting Procedures) Regulations 2015 – regulations 15 and 18

Local Government Act 1993 (Tas) - section 22(4)

PREVIOUS COUNCIL CONSIDERATION:

Council - 23 August 2004 - Authorisation to use Part 5 Agreements to Protect Council Assets

Council - 26 August 2013 - Delegation of Powers - Land Use Planning and Approvals Act 1993

Council - 13 August 2018 - Delegation from Council to General Manager - Land Use Planning and Approvals Act 1993 and Land Use Planning and Approvals Regulations 2014

Council - 14 November 2019 - Delegation from Council to Council Officers - Land Use Planning and Approvals Act 1993 (Tas)

Council - 23 January 2025 – Agenda Item 20.3 Delegation under the Land Use Planning and Approvals Act 1993 (Tas)

RECOMMENDATION:

That Council:

1. pursuant to section 6 of the *Land Use Planning and Approvals Act 1993 (Tas)*:
 - (a) revokes any previous delegation made by Council in respect of the *Land Use Planning and Approvals Act 1993 (Tas)* and the *Land Use Planning and Approvals Regulations 2014 (Tas)*.

- (b) delegates to the holders of the positions in Column One of the schedule listed at Recommendation 4, the functions and powers under the sections of the *Land Use Planning and Approvals Act 1993* (Tas) and regulations of the *Land Use Planning and Approvals Regulations 2014* (Tas) specified in Column Two of that schedule, subject to any restrictions listed in Column Three of that schedule.
2. notes that Recommendation 1:
- (a) if resolved in the affirmative, overturns the decision for Agenda Item 20.3 Delegation under the Land Use Planning and Approvals Act 1993 made at the Council Meeting on 23 January 2025, and
- (b) pursuant to section 18(2) of the *Local Government (Meeting Procedures) Regulations*, requires an absolute majority of Council.
3. authorises the Mayor to evidence the delegations made by this decision by signing an instrument of delegation referring to and detailing this decision.
4. notes that the term 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).
5. notes that the following table is the schedule referred to at Recommendation 1.

The Schedule

Column One	Column Two	Column Three
Position	Extent of Delegation	Conditions
Chief Executive Officer	Section 35C	
	Section 35F	
	Section 35G	
Executive Leader Community Assets and Design	Section 35I	
	Section 35M	
	Section 35P	
Senior Leader City Development	Section 40G	
	Section 40K	The delegation is only exercisable if: <ul style="list-style-type: none"> - no representations are received, or any representations are supportive in nature only; and, - there are no necessary modifications to the draft amendment, or such modifications are minor in nature
	Section 40U	
	Section 40W	
	Section 42D	

	Section 43(2)	
	Section 43(6)	
	Section 43(7)	
	Section 43(9)	
	Section 43(10)	
	Section 48AA	
	Section 48A	
	Section 51	
	Section 53(5A)	
	Section 54	
	Section 55	
	Section 56	
	Section 57(2)	The delegation is exercisable only where the proposed use or development is prohibited by the Planning Scheme and such an application cannot lawfully be approved
	Section 57(3)	
	Section 57(5)	
	Section 57(6)	<p>The delegation is exercisable in each of the following circumstances:</p> <ol style="list-style-type: none"> 1. to grant a permit, if the application has received two or fewer representations; or, 2. to grant or refuse to grant a permit, regardless of the number of representations received, if: <ol style="list-style-type: none"> (a) the application is discretionary solely due to its heritage listing under section 34 of the <i>Historic Cultural Heritage Act 1995</i> (Tas); or, (b) despite reasonable efforts, an extension of time is unable to be secured under section 57(6)(b) or 57(6A), and accordingly the statutory period applying under section 57(6) will expire prior to the next available Ordinary Council Meeting or Special Council Meeting <p>For the purpose of this delegation:</p>

		<p>A. each written submission is considered as one representation, regardless of the number of people who have authored or signed it; and,</p> <p>B. the following do not constitute a representation</p> <ul style="list-style-type: none"> (i) submissions that are entirely supportive in nature; (ii) submissions that are vexatious; (iii) submissions that are anonymous or otherwise lack sufficient detail to allow the Council to verify authorship; (iv) submissions from state agencies, departments or statutory authorities
	Section 57(6)(b)	The delegation is exercisable to agree to a further period with an applicant
	Section 57(6A)	The delegation is exercisable to extend or further extend an agreement with an applicant
	Section 57(7)	
	Section 57A	
	Section 58	
	Section 59(7)	
	Section 61	
	Section 63	
	Section 63B(3)	
	Section 65C(5)	
	Section 65G	
	Section 71	
	Section 74(3)	
	Section 75	
	Section 76	
	Section 78	
	All regulations of the <i>Land Use Planning and Approvals Regulations 2014</i> (Tas)	

Chief Executive Officer	Section 57(6)	The delegation is only exercisable in line with the Council officer's recommendation, where Council does not make an affirmative decision approving or refusing an application at a Council Meeting
Team Leader Planning Assessments	Section 56	
	Section 57(6)	The delegation is only exercisable: <ul style="list-style-type: none"> - to grant a permit; and, - only if no representations have been received
	Section 58	
Team Leader Planning Assessments	Section 40G	
	Section 40K	
	Section 40U	
Senior Town Planner Development	Section 42D	
	Section 43(2)	
	Section 43(6)	
Senior Town Planner - Policy and Projects	Section 43(7)	
	Section 48AA	
	Section 48A	
Town Planner	Section 54	
	Section 57(3)	
	Section 60P(4)	
Graduate Town Planner	Section 60Q(5)	
	Section 61	
	Section 63	
Urban Design Planner	Section 65C(5)	
	Section 71	
	Section 74(3)	
Heritage Planner	Section 75	
	Section 76	
	Section 78	
	All regulations of the <i>Land Use Planning and Approvals Regulations 2014</i> (Tas)	
Senior Leader Health and Compliance	Section 48AA,	
	Section 48A	
	Section 64	
Team Leader Compliance	Section 65C(5)	
Planning Compliance Officer		

Team Leader Statutory Services Statutory Services Officer	Section 57(3)	
	Section 71	
	Section 74(3)	
	Section 75	
	Section 76	
	Section 78	
	All regulations of the <i>Land Use Planning and Approvals Regulations 2014 (Tas)</i>	
Permit Authority Officer	Section 57(3)	
Planning Administration Officer		
Administration Officer - City Development		
Administration Assistant		

DECISION: 17 April 2025

MOTION

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

That Council:

- 1. pursuant to section 6 of the *Land Use Planning and Approvals Act 1993 (Tas)*:**
 - (a) revokes any previous delegation made by Council in respect of the *Land Use Planning and Approvals Act 1993 (Tas)* and the *Land Use Planning and Approvals Regulations 2014 (Tas)*.**
 - (b) delegates to the holders of the positions in Column One of the schedule listed at Recommendation 5, the functions and powers under the sections of the *Land Use Planning and Approvals Act 1993 (Tas)* and regulations of the *Land Use Planning and Approvals Regulations 2014 (Tas)* specified in Column Two of that schedule, subject to any restrictions listed in Column Three of that schedule.**

2. notes that Recommendation 1:

- (a) if resolved in the affirmative, overturns the decision for Agenda Item 20.3 Delegation under the Land Use Planning and Approvals Act 1993 made at the Council Meeting on 23 January 2025, and
- (b) pursuant to section 18(2) of the *Local Government (Meeting Procedures) Regulations*, requires an absolute majority of Council.

3. authorises the Mayor to evidence the delegations made by this decision by signing an instrument of delegation referring to and detailing this decision.

4. notes that the term 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).

5. notes that the following table is the schedule referred to at Recommendation 1.

The Schedule

Column One	Column Two	Column Three
Position	Extent of Delegation	Conditions
Chief Executive Officer	Section 35C	
	Section 35F	
Executive Leader Community Assets and Design	Section 35G	
	Section 35I	
	Section 35M	
	Section 35P	
Senior Leader City Development	Section 40G	
	Section 40K	The delegation is only exercisable if: <ul style="list-style-type: none"> - no representations are received, or any representations are supportive in nature only; and, - there are no necessary modifications to the draft amendment, or such modifications are minor in nature
	Section 40U	
	Section 40W	
	Section 42D	
	Section 43(2)	
	Section 43(6)	
	Section 43(7)	
	Section 43(9)	

	Section 43(10)	
	Section 48AA	
	Section 48A	
	Section 51	
	Section 53(5A)	
	Section 54	
	Section 55	
	Section 56	
	Section 57(2)	The delegation is exercisable only where the proposed use or development is prohibited by the Planning Scheme and such an application cannot lawfully be approved
	Section 57(3)	
	Section 57(5)	
	Section 57(6)	<p>The delegation is exercisable in each of the following circumstances:</p> <ol style="list-style-type: none"> 1. to grant a permit, if the application has received two or fewer representations; or, 2. to grant or refuse to grant a permit, regardless of the number of representations received, if: <ol style="list-style-type: none"> (a) the application is discretionary solely due to its heritage listing under section 34 of the <i>Historic Cultural Heritage Act 1995</i> (Tas); or, (b) despite reasonable efforts, an extension of time is unable to be secured under section 57(6)(b) or 57(6A), and accordingly the statutory period applying under section 57(6) will expire prior to the next available Ordinary Council Meeting or Special Council Meeting <p>For the purpose of this delegation:</p>

		<p>A. each written submission is considered as one representation, regardless of the number of people who have authored or signed it; and,</p> <p>B. the following do not constitute a representation</p> <ul style="list-style-type: none"> (i) submissions that are entirely supportive in nature; (ii) submissions that are vexatious; (iii) submissions that are anonymous or otherwise lack sufficient detail to allow the Council to verify authorship; (iv) submissions from state agencies, departments or statutory authorities
	Section 57(6)(b)	The delegation is exercisable to agree to a further period with an applicant
	Section 57(6A)	The delegation is exercisable to extend or further extend an agreement with an applicant
	Section 57(7)	
	Section 57A	
	Section 58	
	Section 59(7)	
	Section 61	
	Section 63	
	Section 63B(3)	
	Section 65C(5)	
	Section 65G	
	Section 71	
	Section 74(3)	
	Section 75	
	Section 76	
	Section 78	
	All regulations of the <i>Land Use Planning and Approvals Regulations 2014</i> (Tas)	

Chief Executive Officer	Section 57(6)	The delegation is only exercisable in line with the Council officer's recommendation, where Council does not make an affirmative decision approving or refusing an application at a Council Meeting
Team Leader Planning Assessments	Section 56	
	Section 57(6)	The delegation is only exercisable: <ul style="list-style-type: none"> - to grant a permit; and, - only if no representations have been received
	Section 58	
Team Leader Planning Assessments	Section 40G	
	Section 40K	
	Section 40U	
Senior Town Planner Development	Section 42D	
	Section 43(2)	
	Section 43(6)	
	Section 43(7)	
Senior Town Planner - Policy and Projects	Section 48AA	
	Section 48A	
	Section 54	
	Section 57(3)	
Town Planner	Section 60P(4)	
	Section 60Q(5)	
Graduate Town Planner	Section 61	
	Section 63	
	Section 65C(5)	
Urban Design Planner	Section 71	
	Section 74(3)	
	Section 75	
Heritage Planner	Section 76	
	Section 78	
	All regulations of the <i>Land Use Planning and Approvals Regulations 2014</i> (Tas)	
Senior Leader Health and Compliance	Section 48AA,	
	Section 48A	
	Section 64	
	Section 65C(5)	
Team Leader Compliance		
Planning Compliance Officer		

Team Leader Statutory Services Statutory Services Officer	Section 57(3)	
	Section 71	
	Section 74(3)	
	Section 75	
	Section 76	
	Section 78	
	All regulations of the <i>Land Use Planning and Approvals Regulations 2014 (Tas)</i>	
Permit Authority Officer	Section 57(3)	
Planning Administration Officer		
Administration Officer - City Development		
Administration Assistant		

CARRIED BY ABSOLUTE MAJORITY 8:1

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor A J Palmer, Councillor S Cai and Councillor A J Britton
AGAINST VOTE: Councillor J J Pentridge
ABSENT AT TIME OF VOTE: Councillor D C Gibson

19.4. Albert Hall Redevelopment Update

FILE NO: SF6109

AUTHOR: Chelsea van Riet (Executive Leader Community Assets and Design)

APPROVER: Sam Johnson OAM (Chief Executive Officer)

DECISION STATEMENT:

To receive update on status of the Albert Hall additional works to the Great Hall and other areas of the original building as detailed in the report to Council on 6 March 2025.

RELEVANT LEGISLATION:

Local Government (Meeting Procedures) Regulations 2015

PREVIOUS COUNCIL CONSIDERATION:

Workshop - 20 January 2022 - Albert Hall Update

Workshop - 31 March 2022 - Albert Hall Conservation Management Plan

Council - 28 July 2022 - Agenda Item 16.1 - Albert Hall Conservation Management Plan

Workshop - 2 February 2023 - Agenda Item 1.1 - Albert Hall Update

Workshop - 30 March 2023 - Agenda Item 1.5 - Albert Hall

Council - 4 May 2023 - Agenda Item 15.1 - Albert Hall Renewal Project

Pre-Council Workshop - 15 June 2023 - Agenda Item 1.2 - Albert Hall Project Update

Closed Council - 29 June 2023 - Agenda Item 18.2 - Albert Hall Renewal Project

Workshop - 20 July 2023 - Agenda Item 1.4 - Albert Hall Renewal Project - Governance and Management

Pre-Council Workshop - 2 May 2024 - Agenda Item 1.1 - Albert Hall Site Visit and Project Update

Council - 22 August 2024 - Agenda Item 19.1 - Albert Hall Project Update and Booking arrangements.

Workshop - 12 September 2024 - Agenda Item 1.1 - Albert Hall Site Visit

Workshop - 20 February 2025 - Agenda Item 1.7 - Albert Hall Redevelopment

Closed Council - 6 March 2025 – Agenda Item 24.3 - Albert Hall Redevelopment Project

RECOMMENDATION:

That Council

1. receive update on status of the Albert Hall additional works to the Great Hall and other areas of the original building as detailed in the report to Council on 6 March 2025.
-

DECISION: 17 April 2025

MOTION

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

That Council

- 1. receive update on status of the Albert Hall additional works to the Great Hall and other areas of the original building as detailed in the report to Council on 6 March 2025.**

CARRIED 10:0

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor J J Pentridge, Councillor A J Palmer, Councillor S Cai and Councillor A J Britton

AGAINST VOTE: Nil

20. DELIVERY AND PERFORMANCE

20.1. Quarterly Report - Delivery and Performance

FILE NO: SF0927

AUTHOR: Delivery and Performance Senior Leaders

APPROVER: Nathan Williams (Executive Leader Delivery and Performance)

DECISION STATEMENT:

To receive a report about activities of Delivery and Performance between 1 January 2025 and 31 March 2025.

RELEVANT LEGISLATION:

Not Applicable.

RECOMMENDATION:

That Council:

1. receives the report noting the activities of Delivery and Performance for the period 1 January to 31 March 2025.
-

Councillor A J Britton retired from the Meeting at 4:17 pm

DECISION: 17 April 2025

MOTION

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

That Council:

1. receives the report noting the activities of Delivery and Performance for the period 1 January to 31 March 2025.

CARRIED 9:0

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor J J Pentridge, Councillor A J Palmer and Councillor S Cai

AGAINST VOTE: Nil

20.2. 2024/2025 Budget - Budget Amendments

FILE NO: SF6817/SF7334

AUTHOR: Samuel Kelty (Senior Leader Finance)

APPROVER: Nathan Williams (Executive Leader Delivery and Performance)

DECISION STATEMENT:

For Council to:

1. consider changes to the Council's 2024/2025 Statutory Estimates.

A decision for Recommendation 1. requires an absolute majority of Council in accordance with section 82(4) of the Local Government Act 1993 (Tas).

2. consider adjustments made from 1 March 2025 to 31 March 2025 by the Chief Executive Officer to the 2024/2025 Budget.

RELEVANT LEGISLATION:

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 2024/2025 Statutory Estimates:
 - (a) Revenue
 - i. the net increase in revenue from external grants and contributions of \$8,120.
 - (b) Expenses
 - i. the net increase in operations expenditure of \$25,588.
 - (c) Capital Works Expenditure
 - i. the increase in the Council's funded expenditure of \$3,900,988.
 2. notes that amendments from Recommendation 1. result in:
 - (a) the operating deficit being amended to \$948,309 (including capital grants of \$19,178,656 and other adjustments of \$5,000,000) for 2024/2025.
 - (b) the capital budget being increased to \$47,150,154 for 2024/2025.
 3. pursuant to section 82(7) of the *Local Government Act 1993* (Tas), receives the Chief Executive Officer's report on adjustments to the 2024/2025 budget for the period 1 March 2025 to 31 March 2025.
-

DECISION: 17 April 2025

MOTION

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

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 2024/2025 Statutory Estimates:
 - (a) Revenue
 - i. the net increase in revenue from external grants and contributions of \$8,120.
 - (b) Expenses
 - i. the net increase in operations expenditure of \$25,588.
 - (c) Capital Works Expenditure
 - i. the increase in the Council's funded expenditure of \$3,900,988.
2. notes that amendments from Recommendation 1. result in:
 - (a) the operating deficit being amended to \$948,309 (including capital grants of \$19,178,656 and other adjustments of \$5,000,000) for 2024/2025.
 - (b) the capital budget being increased to \$47,150,154 for 2024/2025.
3. pursuant to section 82(7) of the *Local Government Act 1993* (Tas), receives the Chief Executive Officer's report on adjustments to the 2024/2025 budget for the period 1 March 2025 to 31 March 2025.

CARRIED BY ABSOLUTE MAJORITY 8:1

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor A J Palmer and Councillor S Cai
AGAINST VOTE: Councillor J J Pentridge

20.3. Monthly Financial Performance Report

FILE NO: SF7694

AUTHOR: Samuel Kelty (Senior Leader Finance)

APPROVER: Nathan Williams (Executive Leader Delivery and Performance)

DECISION STATEMENT:

To consider the February 2025 Capital and Operational financial reports against budget.

RELEVANT LEGISLATION:

Local Government Act 1993 (Tas)

RECOMMENDATION:

That Council:

1. notes the report outlining both Capital and Operational results to the period ending 28 February 2025.
-

DECISION: 17 April 2025

MOTION

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

That Council:

1. notes the report outlining both Capital and Operational results to the period ending 28 February 2025.

CARRIED 8:1

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor A J Palmer and Councillor S Cai
AGAINST VOTE: Councillor J J Pentridge

20.4. Fees and Charges 2025/2026

FILE NO: SF2968

AUTHOR: Samuel Kelty (Senior Leader Finance)

APPROVER: Nathan Williams (Executive Leader Delivery and Performance)

DECISION STATEMENT:

To determine various Council fees for the 2024/2025 financial year in accordance with the requirements of the *Local Government Act 1993* (Tas).

RELEVANT LEGISLATION:

Local Government Act 1993 (Tas)

PREVIOUS COUNCIL CONSIDERATION:

Workshop - 27 February 2025 - 2025/2026 Budget

Workshop - 13 March 2025 - 2025/2026 Fees and Charges

RECOMMENDATION:

That Council:

1. pursuant to section 205 of the *Local Government Act 1993* (Tas), sets the fees as detailed in ECM Doc Set ID 5212820 which is attachment 1 to this agenda item, for the financial year ending 30 June 2026:

Councillor S Cai retired from the Meeting at 4:40 pm

DECISION: 17 April 2025

MOTION

Moved Councillor A E Dawkins, seconded Councillor J J Pentridge.

That Council:

1. pursuant to section 205 of the *Local Government Act 1993* (Tas), sets the fees as detailed in ECM Doc Set ID 5212820 which is attachment 1 to this agenda item, for the financial year ending 30 June 2026.

CARRIED 6:2

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker and Councillor A J Palmer

AGAINST VOTE: Councillor D C Gibson and Councillor J J Pentridge

20.5. Lilydale Hall

FILE NO: SF2967

AUTHOR: Sharin Imlach (Lease Officer)

APPROVER: Nathan Williams (Executive Leader Delivery and Performance)

DECISION STATEMENT:

To consider entering negotiation with the Lilydale District Progress Association for a lease to manage the Lilydale Memorial Hall which is not within the scope of the Lease and License Policy.

RELEVANT LEGISLATION:

Local Government Act 1993 (Tas)

RECOMMENDATION:

That Council:

1. notes that the Lilydale District Progress Association (LDPA) has proposed a lease that is not consistent with the Council's Lease and Licence Policy.
 2. authorises the continuation of negotiations with the LDPA without meeting all of the standard requirements of the Council's Lease and Licence Policy, provided that the resultant draft lease is consistent with the principles of the Policy objectives.
 - a. To optimise the use of Council facilities to the mutual benefit of the community and Council.
 - b. To achieve fair and equitable access to facilities
 - c. To achieve a transparent system
 3. requires that once negotiations are finalised, the draft lease is provided to Council for formal consideration, in accordance with the requirements of Part 12 of the *Local Government Act 1993 (Tas)*.
-

Sharin Imlach (Lease Officer) and Andrew Brumby (Senior Leader Building Assets and Investigations) were in attendance to answer questions in respect of this item.

Tony Naar spoke for the Recommendation

DECISION: 17 April 2025

MOTION

Moved Councillor J J Pentridge, seconded Councillor A E Dawkins.

That Council:

1. notes that the Lilydale District Progress Association (LDPA) has proposed a lease that is not consistent with the Council's Lease and Licence Policy.
2. authorises the continuation of negotiations with the LDPA without meeting all of the standard requirements of the Council's Lease and Licence Policy, provided that the resultant draft lease is consistent with the principles of the Policy objectives.
 - a. To optimise the use of Council facilities to the mutual benefit of the community and Council
 - b. To achieve fair and equitable access to facilities
 - c. To achieve a transparent system
3. requires that once negotiations are finalised, the draft lease is provided to Council for formal consideration, in accordance with the requirements of Part 12 of the *Local Government Act 1993* (Tas).

CARRIED 8:0

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor J J Pentridge and Councillor A J Palmer
AGAINST VOTE: Nil

20.6. Council Committees

FILE NO: SF2233

AUTHOR: Emily Causley (Personal Assistant Delivery and Performance)

APPROVER: Nathan Williams (Executive Leader Delivery and Performance)

DECISION STATEMENT:

To receive the Review of Council Committees Report, endorse recommendations contained within the report and make necessary appointments to ensure Council Committees convened under section 24 of the *Local Government Act 1993* (Tas) are fulfilling their role.

RELEVANT LEGISLATION:

Local Government Act 1993 (Tas)

PREVIOUS COUNCIL CONSIDERATION:

Workshop – 30 January – Council Committees and membership

RECOMMENDATION:

That Council:

1. receives the Review of Council Committees Report (ECM Document Set ID 5213817).
2. pursuant to section 24 of the *Local Government Act 1993* (Tas) dissolves the following Council Committees:
 - Cataract Gorge Advisory Committee
 - Launceston Access Advisory Committee
 - Launceston City Heart Reference Group
 - Launceston Sister City Committee
 - Tender Review Committee (attended to in Closed Council meetings)
 - Transport Committee
3. notes that Mayor Councillor M K Garwood resigned from the Events Sponsorship Assessment Panel and Community Grants (Organisations) Program committee, effective 21 March 2025.

4. in respect of the Events Sponsorship Assessment Panel, a special committee convened pursuant to section 24 of the *Local Government Act 1993* (Tas):
 - (i) notes that the Panel's terms of reference call for a Councillor to chair the Panel and two additional Councillors to be appointed by Council;
 - (ii) calls for nominations, noting that Councillor L M McMahon (as Chair) and Council A J Palmer are currently committee members and these appointments remain unchanged.
 - (iii) following a ballot, appoints [name] as Committee member.
5. in respect of the Community Grants (Organisations) Program committee, a special committee convened pursuant to section 24 of the *Local Government Act 1993* (Tas):
 - (i) notes that the Panel's terms of reference call for a Councillor to chair the Panel and two additional Councillors to be appointed by Council;
 - (ii) calls for nominations, noting that Councillor L M McMahon (as Chair) and Councillor A J Palmer are committee members and these appointments remain unchanged.
 - (iii) following a ballot, appoints [name] as Committee member.
6. notes that appointments for all Council Committees will be brought to an upcoming Council meeting, following a call for nominations at Council workshop.
7. endorses that Terms of Reference be introduced for each committee within three months and is the responsibility of the Executive Leader whose team oversees each committee.
8. endorses the recommendations, stemming from the review process and noted in the report below, be considered for each committee and implemented where deemed appropriate in consultation between the Chair and relevant Executive Leader.

DECISION: 17 April 2025

MOTION 1

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

That Council Suspend standing orders to accept nominations for the Events Sponsorship Assessment Panel and Community Grants (Organisations) Program committee.

CARRIED 8:0

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor J J Pentridge and Councillor A J Palmer
AGAINST VOTE: Nil

DECISION: 17 April 2025

MOTION 2

Moved Councillor D C Gibson, seconded Councillor A J Palmer.

That Council resumes Standing Orders.

CARRIED 8:0

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor J J Pentridge and Councillor A J Palmer
AGAINST VOTE: Nil

DECISION: 17 April 2025

MOTION 3

Moved Deputy Mayor Councillor D H McKenzie, seconded Councillor J J Pentridge.

That Council:

1. receives the Review of Council Committees Report (ECM Document Set ID 5213817).
2. pursuant to section 24 of the *Local Government Act 1993* (Tas) dissolves the following Council Committees:
 - Cataract Gorge Advisory Committee
 - Launceston Access Advisory Committee
 - Launceston City Heart Reference Group
 - Launceston Sister City Committee
 - Tender Review Committee (attended to in Closed Council meetings)
 - Transport Committee
3. notes that Mayor Councillor M K Garwood resigned from the Events Sponsorship Assessment Panel and Community Grants (Organisations) Program committee, effective 21 March 2025.
4. in respect of the Events Sponsorship Assessment Panel, a special committee convened pursuant to section 24 of the *Local Government Act 1993* (Tas):
 - (i) notes that the Panel's terms of reference call for a Councillor to chair the Panel and two additional Councillors to be appointed by Council;
 - (ii) calls for nominations, noting that Councillor L M McMahon (as Chair) and Council A J Palmer are currently committee members and these appointments remain unchanged.
 - (iii) appoints Councillor A G Harris as Committee member.

-
5. in respect of the Community Grants (Organisations) Program committee, a special committee convened pursuant to section 24 of the *Local Government Act 1993* (Tas):
 - (i) notes that the Panel's terms of reference call for a Councillor to chair the Panel and two additional Councillors to be appointed by Council;
 - (ii) calls for nominations, noting that Councillor L M McMahon (as Chair) and Councillor A J Palmer are committee members and these appointments remain unchanged.
 - (iii) appoints Councillor A G Harris as Committee member.
 6. notes that appointments for all Council Committees will be brought to an upcoming Council meeting, following a call for nominations at Council workshop.
 7. endorses that Terms of Reference be introduced for each committee within three months and is the responsibility of the Executive Leader whose team oversees each committee.
 8. endorses the recommendations, stemming from the review process and noted in the report below, be considered for each committee and implemented where deemed appropriate in consultation between the Chair and relevant Executive Leader.

CARRIED 8:0

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor J J Pentridge and Councillor A J Palmer
AGAINST VOTE: Nil

21. STRATEGY AND INNOVATION

21.1. Quarterly Report - Strategy and Innovation

FILE NO: SF7738

AUTHORS: Strategy and Innovation Senior Leaders

APPROVER: Rosanna Coombes (Executive Leader Strategy and Innovation)

DECISION STATEMENT:

This report provides a general update on activities and responsibilities within the Strategy and Innovation (Sal) Team.

RELEVANT LEGISLATION:

Local Government Act 1993 (Tas)

RECOMMENDATION:

That Council:

1. receives the report noting the activities of Strategy and Innovation for the period 1 January to 31 March 2025.

Deputy Mayor Councillor D H McKenzie withdrew from the Meeting at 5:26 pm
Deputy Mayor Councillor D H McKenzie re-attended the Meeting at 5:27 pm

Councillor T G Walker withdrew from the Meeting at 5:27 pm
Councillor T G Walker re-attended the Meeting at 5:28 pm

DECISION: 17 April 2025

MOTION

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

That Council:

- 1. receives the report noting the activities of Strategy and Innovation for the period 1 January to 31 March 2025.**

CARRIED 8:0

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor J J Pentridge and Councillor A J Palmer
AGAINST VOTE: Nil

22. CHIEF EXECUTIVE OFFICER NETWORK

22.1. Status Report on Council Decisions

FILE NO: SF2346

AUTHOR: Kelsey Hartland (Team Leader Governance)

APPROVER: Sam Johnson OAM (Chief Executive Officer)

DECISION STATEMENT:

To receive the Status Report on Council Decisions made up to, and as at, 10 April 2025.

RELEVANT LEGISLATION:

Local Government Act 1993 (Tas)

Local Government (Meeting Procedures) Regulations 2015

RECOMMENDATION:

That Council:

1. receives the Status Report on Council Decisions made as at 10 April 2025.

DECISION: 17 April 2025

MOTION

Moved Deputy Mayor Councillor D H McKenzie, seconded Councillor J J Pentridge.

That Council:

1. receives the Status Report on Council Decisions made as at 10 April 2025.

CARRIED 8:0

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor J J Pentridge and Councillor A J Palmer
AGAINST VOTE: Nil

22.2. Status Report on Notices of Motions

FILE NO: SF5547

AUTHOR: Kelsey Hartland (Team Leader Governance)

APPROVER: Sam Johnson OAM (Chief Executive Officer)

DECISION STATEMENT:

To receive the updated Status Report – Notices of Motions.

RELEVANT LEGISLATION:

Local Government Act 1993 (Tas)

Local Government (Meeting Procedures) Regulations 2015

RECOMMENDATION:

That Council:

1. receives the Status Report of Notices of Motions.
-

DECISION: 17 April 2025

MOTION

Moved Councillor A E Dawkins, seconded Councillor J J Pentridge.

That Council:

1. receives the Status Report of Notices of Motions.

CARRIED 8:0

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor J J Pentridge and Councillor A J Palmer
AGAINST VOTE: Nil

22.3. Quarterly Report - Chief Executive Officer 1 January 2025 to 31 March 2025

FILE NO: SF0008

AUTHOR: Lorraine Wyatt (Team Leader Executive Support)

APPROVER: Sam Johnson OAM (Chief Executive Officer)

DECISION STATEMENT:

This report provides a general update on activities and responsibilities within the Chief Executive Officer's (CEO) remit for the period 1 January 2025 to 31 March 2025.

RELEVANT LEGISLATION:

Local Government Act 1993 (Tas)

RECOMMENDATION:

That Council:

1. receives and notes the report for the period 1 January 2025 to 31 March 2025.
-

Councillor A J Palmer retired from the Meeting at 5:33 pm

DECISION: 17 April 2025

MOTION

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

That Council:

1. receives and notes the report for the period 1 January 2025 to 31 March 2025.

CARRIED 7:0

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker and Councillor J J Pentridge
AGAINST VOTE: Nil

22.4. Representation at Tidy Towns Awards - Deputy Mayor Councillor D H McKenzie

FILE NO: SF0121 / SF0325

AUTHOR: Alison Flood (Executive Assistant to the Mayor)

APPROVER: Sam Johnson OAM (Chief Executive Officer)

DECISION STATEMENT:

To consider the attendance of Deputy Mayor, Councillor D H McKenzie at the Australian Tidy Towns Sustainability Awards 2025 in Beechworth, Victoria on 2- 4 May 2025.

RELEVANT LEGISLATION:

Local Government Act 1993 (Tas) Section 28 (1) (a)

RECOMMENDATION:

That Council:

1. approve the attendance of Deputy Mayor, Councillor D H McKenzie to attend the Australian Tidy Towns Sustainability Awards 2025 in Beechworth, Victoria on 2-4 May 2025.

DECISION: 17 April 2025

MOTION

Moved Councillor A G Harris, seconded Councillor A E Dawkins.

That Council:

1. **approve the attendance of Deputy Mayor, Councillor D H McKenzie to attend the Australian Tidy Towns Sustainability Awards 2025 in Beechworth, Victoria on 2-4 May 2025.**

CARRIED 7:0

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker and Councillor J J Pentridge
AGAINST VOTE: Nil

23. LATE ITEMS

No Late Items were identified as part of these Minutes

24. CLOSED COUNCIL

This decision requires an absolute majority of Council

RECOMMENDATION:

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

24.1. Confirmation of the Minutes

REASON FOR CLOSED COUNCIL:

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.

24.2. Tender - Launceston CBD Public Amenities Cleaning Services

REASON FOR CLOSED COUNCIL:

This item is **CONFIDENTIAL** in accordance with regulation 15(2) (d) of the *Local Government (Meeting Procedures) Regulations 2015*, which permits the meeting to be closed to the public for business relating to the following:

- (d) contracts, and tenders, for the supply of goods and services and their terms, conditions, approval and renewal.

24.3. Councillor Leave of Absence Application - Councillor L M McMahon

REASON FOR CLOSED COUNCIL:

This item is **CONFIDENTIAL** in accordance with regulation 15(2)(h) of the *Local Government (Meeting Procedures) Regulations 2015*, which permits the meeting to be closed to the public for business relating to the following:

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

24.4. Councillors' Leave of Absence Application - Councillor Prof G Razay

REASON FOR CLOSED COUNCIL:

This item is **CONFIDENTIAL** in accordance with regulation 15(2)(h) of the *Local Government (Meeting Procedures) Regulations 2015*, which permits the meeting to be closed to the public for business relating to the following:

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

24.5. City of Launceston and Hawthorn Football Club Inc. Draft Partnership Heads of Agreement

REASON FOR CLOSED COUNCIL:

This item is **CONFIDENTIAL** in accordance with regulation 15(2)(b) and (g) of the *Local Government (Meeting Procedures) Regulations 2015*, which permits the meeting to be closed to the public for business relating to the following:

- (b) information that, if disclosed, is likely to confer a commercial advantage or impose a commercial disadvantage on a person with whom the council is conducting, or proposes to conduct, business.
- (g) information of a personal and confidential nature or information provided to the council on the condition it is kept confidential.

24.6. Local Government Association of Tasmania - 2025 General Management Committee Election

REASON FOR CLOSED COUNCIL:

This item is **CONFIDENTIAL** in accordance with regulation 15(2)(g) of the *Local Government (Meeting Procedures) Regulations 2015*, which permits the meeting to be closed to the public for business relating to the following:

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

DECISION: 17 April 2025

MOTION

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

That Council moves into Closed Session.

CARRIED BY ABSOLUTE MAJORITY 7:0

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker and Councillor J J Pentridge
AGAINST VOTE: Nil

Council moved into Closed Session at 5.35pm.
Council returned to Open Session at 6.00pm.

24.7. End of Closed Session

DECISION: 17 April 2025

MOTION

Moved Councillor A E Dawkins, seconded Councillor A G Harris.

That Council:

1. 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
24.1	<i>Closed Council Minutes - 27 March 2025</i>	<i>Confirmation of the Minutes of the Closed Meeting of the City of Launceston Council held on 27 March 2025.</i>
24.2	<i>Tender - Launceston CBD Public Amenities Cleaning Services CD014/2024</i>	<i>Councillors awarded a Tender for Launceston CBD Public Amenities Cleaning Services CD014/2024.</i> <i>The names of the successful tenderers will be published to www.launceston.tas.gov.au once the successful and unsuccessful tenderers have been notified of the decision.</i>
24.3	<i>Councillors' Leave of Absence – Councillor L M McMahon</i>	<i>Council considered a Leave of Absence application.</i>
24.4	<i>Councillors' Leave of Absence – Councillor Prof G Razay</i>	<i>Council considered a Leave of Absence application.</i>
24.5	<i>City of Launceston and Hawthorn Football Club Inc. Sponsorship Agreement</i>	<i>Council considered entering a Sponsorship Agreement with Hawthorn Football Club Inc.</i>
24.6	<i>Local Government Association of Tasmania - 2025 General Management Committee Election</i>	<i>Withdrawn</i>

2. moves out of Closed Session.

CARRIED 7:0

FOR VOTE: Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker and Councillor J J Pentridge
AGAINST VOTE: Nil

25. MEETING CLOSURE

The Mayor, Councillor M K Garwood, closed the Meeting at 6.00pm.

26. NEXT COUNCIL MEETING DATE

The next Ordinary Meeting of Council will be held at 1.00pm on 8 May 2025 at the Council Chambers, Town Hall, 18-28 St John Street, Launceston.