



LAUNCESTON CITY COUNCIL

COUNCIL AGENDA

**COUNCIL MEETING
MONDAY 9 SEPTEMBER 2013**

LAUNCESTON CITY COUNCIL

COUNCIL AGENDA

Monday 9 September 2013

Notice is hereby given that the Ordinary Meeting of the Launceston City Council will be held at the Council Chambers -

Date: 9 September 2013

Time: 1.00 pm

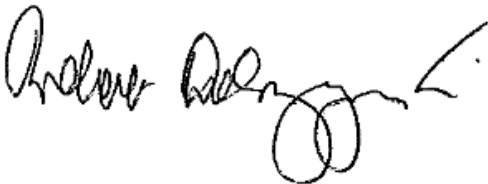
Section 65 Certificate of Qualified Advice

Background

Section 65 of the Local Government Act 1993 requires the General Manager to certify that any advice, information or recommendation given to council is provided by a person with appropriate qualifications or experience.

Declaration

I certify that persons with appropriate qualifications and experience have provided the advice, information and recommendations given to Council in the agenda items for this meeting.



Robert Dobrzynski
General Manager

LAUNCESTON CITY COUNCIL

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1 OPENING OF MEETING - IN ATTENDANCE AND APOLOGIES**2 DECLARATION OF PECUNIARY INTERESTS****3 CONFIRMATION OF MINUTES****RECOMMENDATION:**

1. That the Minutes of the meeting of the Launceston City Council held on 26 August 2013 be confirmed as a true and correct record.
2. That the Minutes of the meeting of the Launceston City Council held on 26 August 2013 in closed session be confirmed as a true and correct record.

4 DEPUTATION**Nil****5 ANSWERS FROM PREVIOUS PUBLIC AND ALDERMEN'S QUESTION TIME**

Meeting Date	File No.	Question	Answer	Officer Responsible
26 August 2013	SF0135	Alderman J D Ball asked: Could Council receive an update on the status of the Migration Strategy?	The Notice of Motion called for the Council to explore the development of a targeted marketing/migration strategy. Council staff have engaged in research and preparation for the development of a draft strategy, however, this work has been 'on hold' pending the release and adoption of the Greater Launceston Plan, which will include a project for the development of a Regional Migration Program. It is considered that the Notice of Motion will be achieved through the completion of this project.	Michael Stretton

6 PUBLIC QUESTION TIME

7 ANNOUNCEMENTS BY THE MAYOR

7.1 Mayor's Announcements

FILE NO: SF2375

Tuesday 27 August

- Attended Premier's Local Government Committee and General Management Committee meetings in Hobart
- Attended Hydro Tas Event at Josef Chromy

Wednesday 28 August

- Attended Three River Theatre Opening Night Performance of "Calendar Girls"

Friday 30 August

- Attended Tamar Yacht Club Commodores Luncheon with presenter Andrew Beswick, TasWater

Saturday 31 August

- Officiated at St Giles Walk with Me Event

Sunday 1 - Thursday 5 September

- Travelled to Jakarta, Indonesia as part of Tasmanian State Government and business delegation

Friday 6 September

- Attended thank you morning tea for Ravenswood Memorial Hall Committee

Saturday 7 September

- Attended Northern Tas Netball Association - Junior Grand Final Presentations
-

8 ALDERMEN'S/DELEGATES' REPORTS

9 QUESTIONS BY ALDERMEN

10 COMMITTEE REPORTS**10.1 Pedestrian & Bike Committee Meeting 1 August 2013****FILE NO:** SF0618**AUTHOR:** Julie Tyres, Administration Officer - Road Assets**DIRECTOR:** Shane Eberhardt (Acting Director Infrastructure Services)

DECISION STATEMENT:

To receive and consider reports from the Pedestrian & Bike Committee

RECOMMENDATION:

That the report from the Pedestrian & Bike Committee Meeting held on 1 August 2013 be received.

REPORT:

The Pedestrian & Bike Committee meeting held on 1 August 2013 endorsed lodging an Expression of Interest for funding under the 'Trails & Bikeways Grants Program' for one of the following three projects, listed in priority order:

1. Inveresk/Rocherlea Trail complete of project being the trail on and around the dam area on land owned by Tasmanian Turf Club
2. University bike trail from East Tamar Highway (McKenzie St) to Foch St
3. West Tamar Highway slip road near Tamar Marine, trail improvements.

It was noted that the grant program is on a matching funding basis and that only project 1 has a budgeted funding allocation for 2014. Should the grant be offered to either project 2 or 3 then matched funding will need to be sourced from either unallocated bike budget funds or elsewhere within Council's budget.

ECONOMIC IMPACT:

The increasing use of non-motorised transport, such as bikes and walking, will provide a net positive economic benefit.

10.1 Pedestrian & Bike Committee Meeting 1 August 2013...(Cont'd)

ENVIRONMENTAL IMPACT:

The increasing use of non-motorised transport, such as bikes and walking, will provide a net positive economic benefit.

SOCIAL IMPACT:

Increasing opportunities for travel by bicycle will improve access to employment, schools and other services.

STRATEGIC DOCUMENT REFERENCE:

Goals that are considered relevant from the Cycling Strategy are:

- Goal 2.1 - Facilitate a sustainable approach to enhance access to and within the municipality.
- Goal 3.4 - Provide and promote safe city environment.

BUDGET & FINANCIAL ASPECTS:

N/A

DISCLOSURE OF INTERESTS:

The officer has no conflict of interest in this item.

I certify that I have reviewed and approved this advice and recommendation.



Shane Eberhardt: Acting Director Infrastructure Services

10.2 Tender Review Committee Meeting - 26 August 2013**FILE NO:** SF0100**AUTHOR:** Raj Pakiarajah (Manager Projects)**DIRECTOR:** Harry Galea (Director Infrastructure Services)

DECISION STATEMENT:

To consider a report from the Tender Review Committee (a delegated authority committee).

PREVIOUS COUNCIL CONSIDERATION:

N/A

RECOMMENDATION:

That the report from the Tender Review Committee meeting held on 26 August 2013 be received.

REPORT:

The Tender Review Committee accepted the tender submitted by Crossroads Civil Contracting for the road asset upgrade of Hobart Road (Reference CD.024/2013 Nunamina Avenue to Quarantine Road) at a cost of \$137,484.00 (excl. GST).

ECONOMIC IMPACT:

The economic impact has been considered in the development of this project.

ENVIRONMENTAL IMPACT:

The environmental impact has been considered in the development of this project.

SOCIAL IMPACT:

The social impact is considered in the development of this project.

10.2 Tender Review Committee Meeting - 26 August 2013...(Cont'd)

STRATEGIC DOCUMENT REFERENCE:

Launceston City Council Budget 2013/2014.

BUDGET & FINANCIAL ASPECTS:

The project is funded in accordance with the approved 2013/2014 Budget.

DISCLOSURE OF INTERESTS:

The officer has no conflict of interest in this item.

I certify that I have reviewed and approved this advice and recommendation.



Shane Eberhardt: Acting Director Infrastructure Services

11 PETITIONS

Nil

Under the provisions of the Land Use Planning and Approvals Act 1993, Council acts as a Planning Authority in regard to item 12.1.

12 PLANNING AUTHORITY

12.1 Brisbane Street Mall adjacent to 115 Brisbane Street, Launceston - Construction of an information kiosk at the eastern end of the Brisbane Street Mall; wall and window signage

FILE NO: DA0305/2013

AUTHOR: Chloe Lyne (Consultant Planner, GHD Pty Ltd)

DIRECTOR: Michael Stretton (Director Development Services)

DECISION STATEMENT:

To consider a proposal for the construction of an information kiosk at the eastern end of the Brisbane Street Mall and associated wall and window signage.

PLANNING APPLICATION INFORMATION:

Applicant:	Artas Architects obo of CityProm
Property:	Brisbane Street Mall, Launceston
Site area:	N/A (Note that floor area is 8.1m ²)
Zone:	Central Business Zone
Existing use:	Road Reserve
Classification:	Business and Professional Services
Date received:	12 August 2013
Further information request:	N/A
Deemed approval:	22 September 2013
Representations:	Two (2)

PREVIOUS COUNCIL CONSIDERATION:

N/A

RECOMMENDATION:

That Council approve the application DA0305/2013 for an Information Kiosk and associated signage subject to the following conditions:-

12.1 Brisbane Street Mall adjacent to 115 Brisbane Street, Launceston - Construction of an information kiosk at the eastern end of the Brisbane Street Mall; wall and window signage...(Cont'd)

PERMIT CONDITIONS**1. ENDORSED PLANS**

The use must be carried out as shown on the endorsed plans to the satisfaction of the Planning Authority.

2. AMENDED PLANS REQUIRED

Prior to the commencement of the works, amended plans must be submitted to and approved by the Council. When approved, the plans will be endorsed and will then form part of the permit. The plans must be drawn to scale with dimensions and two copies must be provided.

The plans must show:

- (a) The relocation of the building 3.2 metres to the west.

2. LEGAL TITLE

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

3. HOURS OF CONSTRUCTION

Construction works may be carried out between the hours of 7am to 6pm Monday to Friday and 8am to 5pm Saturday and no works on Sunday or Public Holidays.

4. AMENITY

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.

5. DAMAGE TO COUNCIL INFRASTRUCTURE

The developer is liable for all costs associated with damage to Council infrastructure resulting from non-compliance with the conditions of the Planning Permit and any bylaw or legislation relevant to the development activity on the site. The developer will also be liable for all reasonable costs associated with the enforcement of compliance with the conditions, bylaws and legislation relevant to the development activity on the site.

12.1 Brisbane Street Mall adjacent to 115 Brisbane Street, Launceston - Construction of an information kiosk at the eastern end of the Brisbane Street Mall; wall and window signage...(Cont'd)

6. WORKS WITHIN/OCCUPATION OF THE ROAD RESERVE

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

Prior to commencing any works the applicant must prepare a detailed traffic management plan specifying the following:

- a) The nature and the duration of the occupation and may include the placement of skips, building materials or scaffolding in the road reserve and time restrictions for the works,
- b) The traffic management works that are to be employed to provide for the continued safe use of the road reserve by pedestrians and vehicles,
- c) Any temporary works required to maintain the serviceability of the road or footpath,
- d) Any remedial works required to repair damage to the road reserve resulting from the occupation.

The traffic management plan must be prepared in accordance with the relevant Australian Standard, codes of practice and guidelines. A copy of the traffic management plan must be maintained on the site. Where the works are undertaken in the Central Activities Area, on Arterial Roads or within shopping centre precincts the traffic management plan must be submitted to the Infrastructure Services Directorate for approval two weeks prior to the scheduled commencement of the works. No works may commence until the traffic management plan has been approved by the Director of Infrastructure Services.

7. LAPSING OF PERMIT

This permit lapses after a period of two years from the date of granting of this permit if the use or development has not substantially commenced within that period.

Notes

A. Restrictive Covenants

Council does not enforce restrictive covenants that contradict the Launceston Interim Planning Scheme 2012. However, 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.

12.1 Brisbane Street Mall adjacent to 115 Brisbane Street, Launceston - Construction of an information kiosk at the eastern end of the Brisbane Street Mall; wall and window signage...(Cont'd)

B. Other Approvals

This permit does not imply that any other approval required under any other by-law or legislation has been granted. The following additional approvals will be required:

- a) Building Permit

C. Appeal Provisions

Attention is directed to Sections 61 and 62 of the Land Use Planning and Approvals Act 1993 (as amended) which relate to appeals. These provisions should be consulted directly, but the following provides a guide as to their content:

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

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

D. Permit Commencement

This permit takes effect 14 days after the date of Council's notice of determination or at such time as any appeal to the Resource Management and Planning Appeal Tribunal is abandoned or determined. If an applicant is the only person with a right of appeal pursuant to section 53(1b) 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.

REPORT:

1. PROPOSAL

The application is for the construction and use of an information kiosk, located at the eastern end of the Brisbane Street Mall in the CBD.

The structure will be 3m x 3.2m in plan with a roof over measuring 3.9m x 4.3m. The main service window with bi-fold shutters will be oriented towards St John Street, and a smaller service window will be oriented towards Myer to the north. The height of the internal counter adjoining the service window will be 1m from the ground. On the rear wall on the outside of the structure will be a recessed interactive display screen.

12.1 Brisbane Street Mall adjacent to 115 Brisbane Street, Launceston - Construction of an information kiosk at the eastern end of the Brisbane Street Mall; wall and window signage...(Cont'd)

The staff entrance will be via the remaining side facing What's New. The door will open outwards and a rail will be attached behind the door to prevent opening onto the pedestrian path.

There will be two 'blade' signs on the Kiosk; on the north and east elevations. Both will appear part of the 'frame' of the Kiosk opening. It is noted that the applicant's have stated there are three signs, however, the plans only show two signs, one of which is double sided.

The purpose of the kiosk is to provide information to residents and visitors on attractions, services and general information about Launceston. It will be operated during business hours by one or two people.

2. LOCATION AND NEIGHBOURHOOD CHARACTER

The central business district of Launceston is the main retail, commercial and entertainment centre within the Northern Tasmania region. The Brisbane Street Mall is pedestrian only and is home to many retail shops, outdoor cafes, a children's play area and an undercover area. In terms of character, the mall consists of a series of shops built to the front title boundaries, most of which have awnings at their frontage. There is one existing large structure within the Mall road reserve itself, being the Pages Coffee Van. This is also located on the southern side of the Mall.

The kiosk is to be positioned at the north eastern end of the Brisbane Street Mall, facing St John Street. The kiosk is to be located outside the What's New Premises, setback approximately 3.5 metres from the façade of this shopfront but in closer proximity to the awning.

3. PLANNING SCHEME REQUIREMENTS

3.1 Zone Purpose

22.1.1	<i>To provide for business, civic and cultural, community, food, hotel, professional, retail and tourist functions within a major centres serving the region or sub-region.</i>
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Consistent. The proposed Information Kiosk will enhance the role of the CBD as the major centre of the Launceston region by providing a space from which the CityProm Ambassadors can operate and from which CityProm can deliver a range of promotions and activities throughout the year.

12.1 Brisbane Street Mall adjacent to 115 Brisbane Street, Launceston - Construction of an information kiosk at the eastern end of the Brisbane Street Mall; wall and window signage...(Cont'd)

22.1.2	<i>To enhance the role of Launceston's central city by encouraging intensive development of the Central Business District as the major retail, commercial and entertainment centre at the Principal Activity Centre within the Northern Tasmania region.</i>
	Consistent. As per above response, the proposed Information Kiosk will enhance the role of the CBD as the Principal Activity Centre in the region. It will do this by providing information about local shopping, attractions and events at a highly visible location within the CBD.
22.1.3	<p><i>To create through good urban design:</i></p> <ul style="list-style-type: none"> <i>a) an attractive and safe environment; and</i> <i>b) activity at pedestrian levels with active road frontages offering interest and activity to shoppers; and</i> <i>c) appropriate provision for car parking, pedestrian access and traffic circulation.</i>
	Consistent. Subject to a small relocation required by permit condition, the proposed Information Kiosk will be located in a space within the Mall that will ensure existing shopfronts maintain their active 'street' frontages and offer interest and activity to shoppers. The proposed Kiosk itself is of a scale that will encourage visitation without becoming a major prominent feature of the Mall.
22.1.4	<i>To encourage new developments including shop-top housing and tourist accommodation that are of a size and scale that is respectful of the heritage character of the area.</i>
	N/A the development is not for tourist accommodation or residential purposes.
22.1.5	<i>To encourage residential densities and diversity of dwelling types and sizes to reflect changing household characteristics, which support the function of the local business/activity centre, existing infrastructure provisions and community services.</i>
	N/A the development is not for residential purposes.
22.1.6	<i>Local Area Objective</i>
	There are no local area objective
22.1.7	<i>Desired Future Character Statement</i>
	There are no desired future character statements.
22.1.8	<i>Local Area Objectives</i>
	There are not local area objectives

12.1 Brisbane Street Mall adjacent to 115 Brisbane Street, Launceston - Construction of an information kiosk at the eastern end of the Brisbane Street Mall; wall and window signage...(Cont'd)

3.2 Use

3.21 Use Table

The proposal is best classified as Business and Professional Services, a discretionary use within the zone if at ground level. It is noted that the applicant's classified the proposal as Tourist Operation in the application documentation. This classification could equally be applied to the use, however it has been determined that Business and Professional Services is the best fit. Both use classes are discretionary in the zone so there are no implications in the decision to utilise the Business and Professional Services use class.

3.2.2 Use Standards

22.31	<i>AMENITY To ensure that the use of the land is not detrimental to the amenity of the surrounding area in terms of noise, emissions, operating hours or transport.</i>
A1	<i>Commercial vehicles (except for visitor accommodation and recreation) must only operate between 6.00am and 10.00pm Monday to Sunday.</i>
	<i>N/A there are no commercial vehicles association with the use or development.</i>
A2	<i>Use, except for Passive Recreation, Residential and Visitor Accommodation, must only operate between 6.00am and 12.00am Monday to Sunday.</i>
	<i>Complies – the use will operate within the hours prescribed within the Acceptable Solution</i>
P2	<i>Noise levels at the boundary of the site with any adjoining land must not exceed: a) 50dB(A) day time; and b) 40dB(A) night time; and c) 5dB(A) above background for intrusive noise</i>
	<i>Complies</i>

3.3 Development Standards

22.4.1	<i>SITING, DESIGN AND BUILT FORM To ensure that buildings are visually compatible with surrounding development.</i>
A1	<i>The entrance of a building must: a) Be clearly visible from the road or publically accessible areas on the site; and b) Provide a direct access for pedestrians; and c) All buildings are to be orientated to face a road, mall, laneway or arcade, except where the development is not visible from these locations.</i>

12.1 Brisbane Street Mall adjacent to 115 Brisbane Street, Launceston - Construction of an information kiosk at the eastern end of the Brisbane Street Mall; wall and window signage...(Cont'd)

	Complies. The Kiosk will have 'openings' on the northern and eastern elevations, clearly visible to visitors within the Mall as well as pedestrians on the St John Street.
A2	<i>Building height must not exceed:</i> a) 14.5m; or b) 1m greater than the average of the building heights on immediately adjoining lots.
	Complies. The maximum height will be 3.47 metres.
A3.1	Buildings must be a) <i>built to the front, rear and side boundaries of the lot; or</i> b) <i>the same as or less than the setback of an immediately adjoining building; or</i>
A3.1.2	<i>Extensions or alterations to existing buildings must not reduce the existing setback</i>
	Does not comply. The building is located within a road reserve and is not located immediately abutting any boundaries, although and it would be problematic if it did so. The application therefore must be assessed against the Performance Criteria.
P3	<i>Building setbacks must:</i> a) <i>provide for enhanced levels of public interaction or public activity; and</i> b) <i>ensure the efficient use of the site; and</i> c) <i>be consistent with the established setbacks within the immediate area and the same zone; and</i> d) <i>provide for emergency vehicle access.</i>
	<p>The proposed location of the Information Kiosk does present some issues for the owners and operators of the What's New store in terms of levels of public interaction and public activity. Clearly both the Acceptable Solution and Performance Criteria in respect of building setbacks do not specifically address this unique situation of building in a road reserve. The Performance Criteria is concerned with ensuring that the setbacks do not impact on public interaction or activity and are generally consistent with those prevailing in the immediate area.</p> <p>The proposed siting of the Kiosk is considered acceptable in terms of public interaction to the Kiosk itself but it is considered that it may have a detrimental impact on the public interaction with the What's New shop immediately adjacent (a shop front that does comply with the Acceptable Solutions). The siting of the Kiosk will largely obscure the view of the entire What's New shopfront from many vantage points within the mall and will potentially reduce its ability to provide public interaction and encourage pedestrian traffic to flow past.</p> <p>Ideally, given the Kiosk is not associated with a particular business within the mall, it should be located adjacent to a blank wall space so as to limit its detrimental impact on public interaction of the existing businesses. It is recommended that a condition of permit be included that requires the Kiosk to be relocated 3.2 metres to the west. This will result in it largely being located opposite a blank expanse of wall between What's New and Price Cutters. It is recognised that it will still partially obscure the shopfronts of both these businesses but given it will only be for a small distance, the obstruction is considered satisfactory. Subject to relocation of the Kiosk via a permit condition requirement, it is considered that the Performance Criteria is met.</p>

12.1 Brisbane Street Mall adjacent to 115 Brisbane Street, Launceston - Construction of an information kiosk at the eastern end of the Brisbane Street Mall; wall and window signage...(Cont'd)

A4	<p><i>Car parking must be located:</i></p> <ul style="list-style-type: none"> a) <i>Within the building structure or located behind the building line; and</i> b) <i>So that ground level car parking is not visible to a road, laneway, mall or arcade.</i>
	N/A. The site is within the Launceston CBD Parking Exemption Area.
22.4.2	<p>ACTIVE GROUND FLOORS</p> <p>To ensure that building facades promote and maintain high levels of pedestrian interaction and amenity</p>
A1	<p><i>New buildings with non residential uses on ground floors must:</i></p> <ul style="list-style-type: none"> a) <i>have clear glazing, display windows or glass doorways for a minimum of 80% of all ground floor facades to, malls, laneways or arcades; and</i> b) <i>Not have security grills or screens that obscure the ground floor facades to frontages malls, laneways or arcades; and</i> c) <i>Not have mechanical plant or equipments such as air conditioning units or heat pumps visible from ground level public viewpoints; and</i> d) <i>Not have blank walls, signage panels or blocked out windows on the ground floor facades to frontages, malls, laneways or arcades that are wider than 2.0m.</i>
	Does not comply. The service windows, when open, will occupy less than 80% of the façade area. Further assessment against the performance criteria is required
P1	<p><i>New buildings must be designed to maximise interaction between the use of the building and pedestrians and other users of the road. Buildings should be designed to:</i></p> <ul style="list-style-type: none"> a) <i>maximise the level of glazing, openness and transparency on all ground floor facades to frontages, malls, laneways or arcades; and</i> b) <i>minimise the potential for intrusive security devices to reduce the amenity of the building or reduce levels of interaction with the public and;</i> c) <i>screen, obscure all mechanical plant or equipments such as air conditioning units or heat pumps so as they are not recognisable or visible from ground level public view points; and</i> <p><i>minimise all blank walls and signage on a façade to a frontage, mall, laneway or arcade.</i></p>

12.1 Brisbane Street Mall adjacent to 115 Brisbane Street, Launceston - Construction of an information kiosk at the eastern end of the Brisbane Street Mall; wall and window signage...(Cont'd)

	<p>This Performance Criteria is intended to be applied to development on a lot fronting a road, not a road lot itself. Given the location of the proposed building within the Mall (a road reserve) it would be difficult for all facades to be largely glazed and provide for active street frontages whilst still providing for useability internally in the building. With respect to a), there will be large openings on the northern and eastern facades and it is considered that these will maximise interactions with the public (as is the intent of the building). The western façade will not have any openings but will have a large (approx. 1.8m x 1.2m) interactive screen that will display information about the City, its events and promotions. It is considered that this elevation will therefore provide a level of interest to pedestrians. The southern façade will only contain a staff access door. Given this will be the least visible façade due to its siting (particularly given the relocation required by the permit condition), it is considered acceptable that it provide for a lower level of public interaction.</p> <p>The proposal meets the requirements of b) and c).</p>
A2	<p><i>Alterations to ground level facades of non residential buildings must not:</i></p> <ul style="list-style-type: none"> a) <i>Reduce the level of glazing on a façade to a frontage, mall, laneway or arcade that is present prior to alterations; and</i> b) <i>Have security grills or screens that obscure the ground floor façade; and</i> c) <i>Introduce new or additional mechanical plant or equipments such as air conditioning units or heat pumps visible from ground level public viewpoints; and</i> d) <i>Contain blank walls or signage that is wider than 2.0m on a façade to a frontage, mall, laneway or arcade.</i>
	N/A. The application is not for alterations

3.4 Overlays and Codes

3.4.3 Car Parking and Sustainable Transport Code

Although the Car Parking and Sustainable Transport Code applies to all development, it will not be addressed in this instance. The development is within the CBD Parking Exemption Area. No car parking will be provided on site. The building will provide an information and gift wrapping service to pedestrians.

12.1 Brisbane Street Mall adjacent to 115 Brisbane Street, Launceston - Construction of an information kiosk at the eastern end of the Brisbane Street Mall; wall and window signage...(Cont'd)

3.4.3 Signs Code

E18.1	CODE PURPOSE
E18.1.1	To provide opportunities for appropriate business advertising and information essential to support and encourage business activity; a) Promote the use of well designed signs that complement and enhance the streetscape and the City and do not contribute to visual clutter and detract from the visual amenity of the locality; b) Ensure signs on places of cultural significance are responsive to the cultural heritage values and the significance of the building or place, both in terms of impact and by means of attachment, by protecting and enhancing those values; and c) Ensure that signage does not disrupt or compromise safety and efficiency of vehicular or pedestrian movement.
	The two wall signs, which actually form part of the architecture of the building, will contain text that promotes the operation of the building as CityProm's information kiosk. Given their integration into the building design they will not result in visual clutter or detract from the visual amenity of the locality. The signs will not disrupt or compromise safety and efficiency of pedestrian movement, rather it will inform pedestrians of the purpose of the Kiosk.
E18.5	DEVELOPMENT STANDARDS
E18.5.1	INAPPROPRIATE SIGNAGE
A1	Must not be a
	a) Third Party Sign b) Roof Sign c) Sky Sign d) Bunting (Flag and Decorative Elements) e) Flashing Lights
	Complies. The proposed signs are none of the types identified above.
E18.5.2	DESIGN AND SITING OF SIGNAGE To ensure that the design and siting of signs complement or enhance the characteristics of the natural and built environment in which they are located.

12.1 Brisbane Street Mall adjacent to 115 Brisbane Street, Launceston - Construction of an information kiosk at the eastern end of the Brisbane Street Mall; wall and window signage...(Cont'd)

A1	A sign must: a) Meet the requirements for the relevant sign type set out in E.18.6; and b) Be located within the applicable zone set out in E18.6.
	The wall signs will be 1.82 metres high by 0.45 metres wide and given their location in the Central Business Zone, they meet the requirements of E18.6 and therefore A1.
A2	A sign must be a minimum distance of 2m from the boundary of any lot in the Residential Zone
	N/A The signs are not near the boundary of a Residential Zone.
A3	A maximum of one of each sign type per building or tenancy unless otherwise stated in E18.6
	Does not comply- two wall signs are proposed for the building.
P3	A sign must: a) where possible, reduce any existing visual clutter in the streetscape by replacing existing signs with fewer, more effective signs; b) engage in the repetition of messages or information on the same frontage.
	Complies – the proposal to have identical wall signs on the northern and eastern facades is will not result in visual clutter in the streetscape and are necessary to ensure maximum exposure of the use of the building to the Mall. The wording on the signs will be the same therefore b) is met.
A4	A sign must not be illuminated or contain; flashing lights, animation, moving parts and moving or changing messages or graphic.
	Complies.

4.0 REFERRALS

The proposal was referred to the following departments and their responses are included below:

Infrastructure Assets

No objection to the proposal on the basis of three conditions relating to:

- a) Damage to Council Infrastructure.
- b) Works within/occupation of the road reserve.
- c) Parking space to comply with AS2890.1.

Environmental Services

Consent was given on the basis of two conditions relating to:

- a) Amenity.
- b) Burning of waste materials.

12.1 Brisbane Street Mall adjacent to 115 Brisbane Street, Launceston - Construction of an information kiosk at the eastern end of the Brisbane Street Mall; wall and window signage...(Cont'd)

Building Services

5.0 REPRESENTATIONS

Pursuant to Section 57 of the Land Use Planning and Approvals Act 1993, the application was advertised for a 14 day period from 17 August 2013 to 30 August 2013.

Two representations were received in that period. The issues raised in the table below are a summary of the issues raised in the representations attached to this report.

ISSUE	COMMENTS
<p>Concern with the close proximity of the Information Kiosk to the entrance to 'What's New' and that the close proximity will result in reduced trade and ultimately closure of the store. The location of a solid structure in front of the store will effect the window displays, access and welcoming appeal.</p>	<p>The representation has merit, particularly when considered against P3 a) of Clause 22.4.1 relating to building setbacks. It is considered that the proposed siting of the building will detrimentally impact on the public visibility of the entire length of shopfront of the What's New store and may ultimately have a detrimental impact to the trading at this store (the setbacks of which comply with the Planning Scheme standard).</p> <p>It is recommended that a permit condition be included requiring the building to be moved 3.2 metres to the west, where it will be opposite a blank expanse of wall between the active frontages of the What's New and Price Cutters stores. It is considered this location will have a much less detrimental impact on the public interaction with these stores</p>
<p>Concerned about the limited opening hours of the Kiosk as these don't give the signal that the CBD is open for business</p>	<p>The Planning Scheme cannot require that a business be open for more hours than proposed, it can only place restrictions on the extent of opening hours.</p>
<p>Query as to the input that Council has had in relation to the project.</p>	<p>This is not a relevant planning matter. Artas on behalf of CityProm are the applicants and they have obtained appropriate permission from Council as the landowner for lodgement of the application.</p>

12.1 Brisbane Street Mall adjacent to 115 Brisbane Street, Launceston - Construction of an information kiosk at the eastern end of the Brisbane Street Mall; wall and window signage...(Cont'd)

What will the permitted use of the structure be?	Business and Professional Services as defined within the Planning Scheme.
What tenure will the operator have?	Not a relevant planning consideration.
If the Mall were to be turned back into a street, what would the positioning of the structure.	Not a relevant planning consideration.
How long will it be there for? What about 'end of life' removal and make good remediation?	Not a relevant planning consideration. Were the Kiosk to be removed in the future, appropriate permits would need to be obtained at the time.
Is the land owned by Council and is it still considered a road under the Highways Act?	Yes
It isn't a traditional tourist information booth with a blue and white internationally recognised symbol 'j'. Could it be shared with another organisation (Police) or subleased or rented out?	Not a relevant planning consideration.
You point out that technically it escapes the law on roof gutters but where will all the rain water go? Moreover, where will the water from the existing pavement drain that it will sit over go?	These matters will be dealt with at building approval stage.
Will the structure be eligible or have the same rights as any other building in the street with respect to additional signage, additional plumbing (wash basins), A style sandwich board promotional paraphernalia?	Two wall signs will be approved for the building as part of this application. Any additional signage will need to meet the requirements of the Signs Code in the Planning Scheme, as for any signage to other buildings in the municipal area.
What is composite material? Can it be kicked in by vandals such as cement sheet?	The CityProm provided information on the proposal makes note of the following in respect to minimising the potential risk of vandalism: <i>'Design to minimise the potential risk and impact of damage sustained through vandalism and graffiti. The attached design incorporates a slanted roof, making access to the roof difficult, and features the use of stainless steel on the exterior. The design incorporates the use of a vinyl wrap featuring the CityProm logo; the vinyl wrap allows easier removal of graffiti.'</i>

12.1 Brisbane Street Mall adjacent to 115 Brisbane Street, Launceston - Construction of an information kiosk at the eastern end of the Brisbane Street Mall; wall and window signage...(Cont'd)

Has the altered coverage of CCTV been considered?	Not a relevant planning consideration.
Is any part of the counter wheelchair user friendly?	Not a relevant planning consideration but it is noted that the counter will be 1m high which would enable wheelchair friendly use.
The plan does not have measurements showing the large roof supports on the North and South side of the structure. Can you supply those to me please?	The plans submitted for planning approval show the appropriate level of detail for planning consideration and meet the validity requirements of the Planning Scheme.
The pole projecting behind the door is missed on some plans. How far does it project into the pavement?	It project approximately 1 metre into the pavement.
The artists impression includes the existing shop awnings but most plans do not. Are the existing shop awnings staying or being removed? How close are they to the roof?	Existing shop awnings are staying.
Is the TV screen included in the length measurements?	The TV screen is embedded into the western wall.
Will it run the risk of looking like an empty shop or a big solid box of walls when not in use? It definitely has a front but this site is viewed from all angles. Security and amenity issues raised	The only change to appearance when it is closed will be to the northern and eastern sides. The vinyl wrap with pictures and logos that will run across the bi-fold windows will provide for visual interest during these periods.
Will the architecture fit in with the streetscape?	This is not a relevant planning consideration.
Representor can't see how the facility will pass the Council's 'no serving hatches' rule	Not a relevant planning consideration.
Concern for the person whose shop it will be located in front of	This has been addressed via permit condition.

6.0 CONCLUSION

Subject to the recommended conditions it is considered that the proposal complies with the Launceston Interim Planning Scheme 2012 and is recommended for approval.

ECONOMIC IMPACT:

The Launceston Interim Planning Scheme 2012 contains provisions intended to implement the objectives of the Resource Management Planning System. The application has been assessed using these provisions and as such economic impacts have been considered.

COUNCIL AGENDA

Monday 9 September 2013

12.1 Brisbane Street Mall adjacent to 115 Brisbane Street, Launceston - Construction of an information kiosk at the eastern end of the Brisbane Street Mall; wall and window signage...(Cont'd)

ENVIRONMENTAL IMPACT:

The Launceston Interim Planning Scheme 2012 contains provisions intended to implement the objectives of the Resource Management Planning System. The application has been assessed using these provisions and as such environmental impacts have been considered.

SOCIAL IMPACT:

The Launceston Interim Planning Scheme 2012 contains provisions intended to implement the objectives of the Resource Management Planning System. The application has been assessed using these provisions and as such social impacts have been considered

STRATEGIC DOCUMENT REFERENCE:

The Launceston Interim Planning Scheme 2012


BUDGET & FINANCIAL ASPECTS:

N/A

DISCLOSURE OF INTERESTS:

The officer has no conflict of interest in this item.

I certify that I have reviewed and approved this advice and recommendation.


Michael Stretton: Director Development Services

ATTACHMENTS:

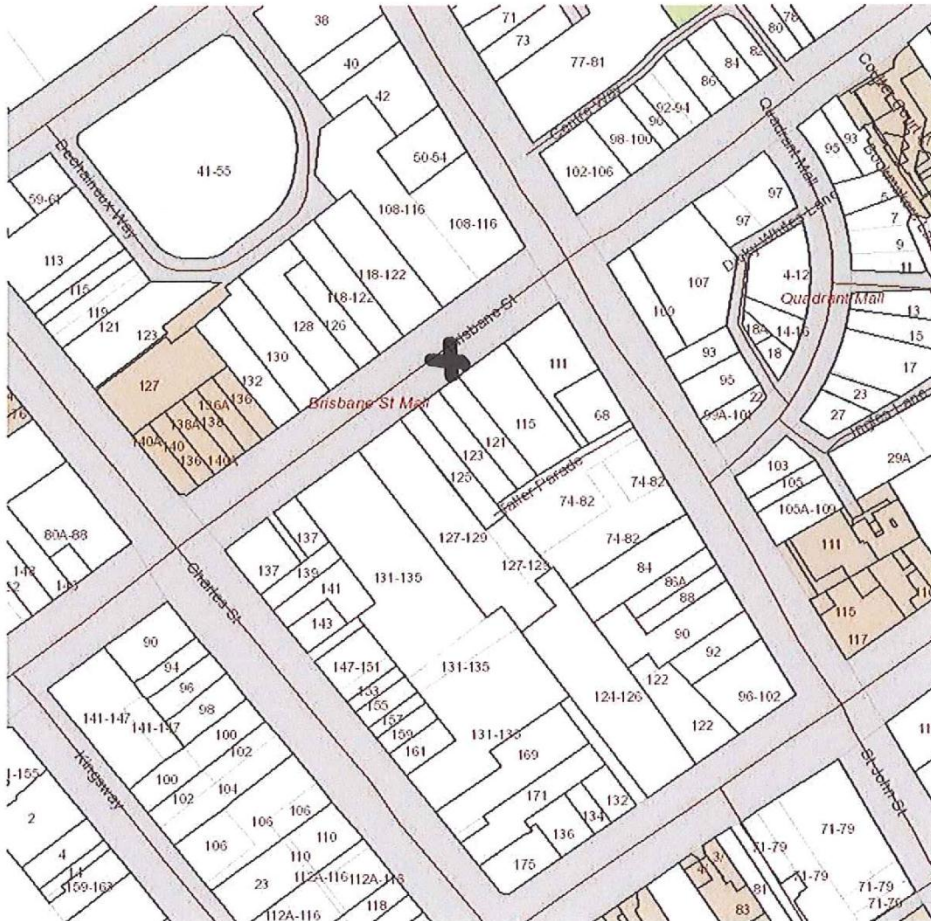
1. Locality Map
 2. Site Plan
 3. Floor Plan
 4. Elevations
 5. Artist's Impression
 6. Representations
-



Launceston City Council
A Leader in Community & Government

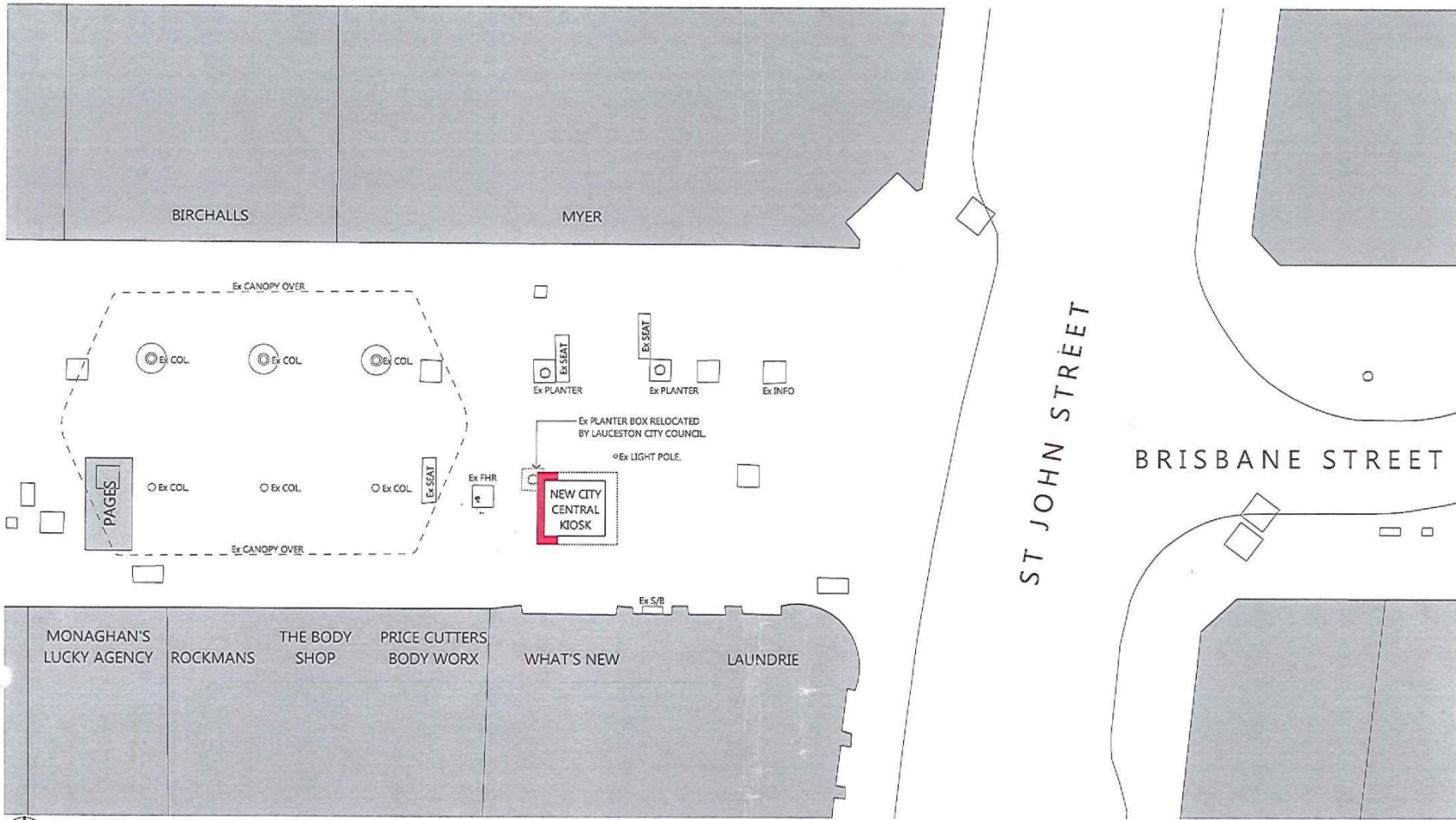


LOCALITY MAP EASTERN END OF BRISBANE STREET MALL (ADJACENT TO 115 BRISBANE, STREET)



Locality Map

Scale: This Map Is Not to Scale



LOCATION PLAN
SCALE 1:200
0mm 2000 4000 6000 8000 10000
Project North

CITY CENTRAL
for LAUNCESTON CITY PROM

REVISION		Int.	Appr.
Issue	Date	Description	
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APPROVAL

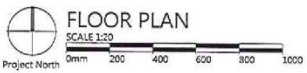
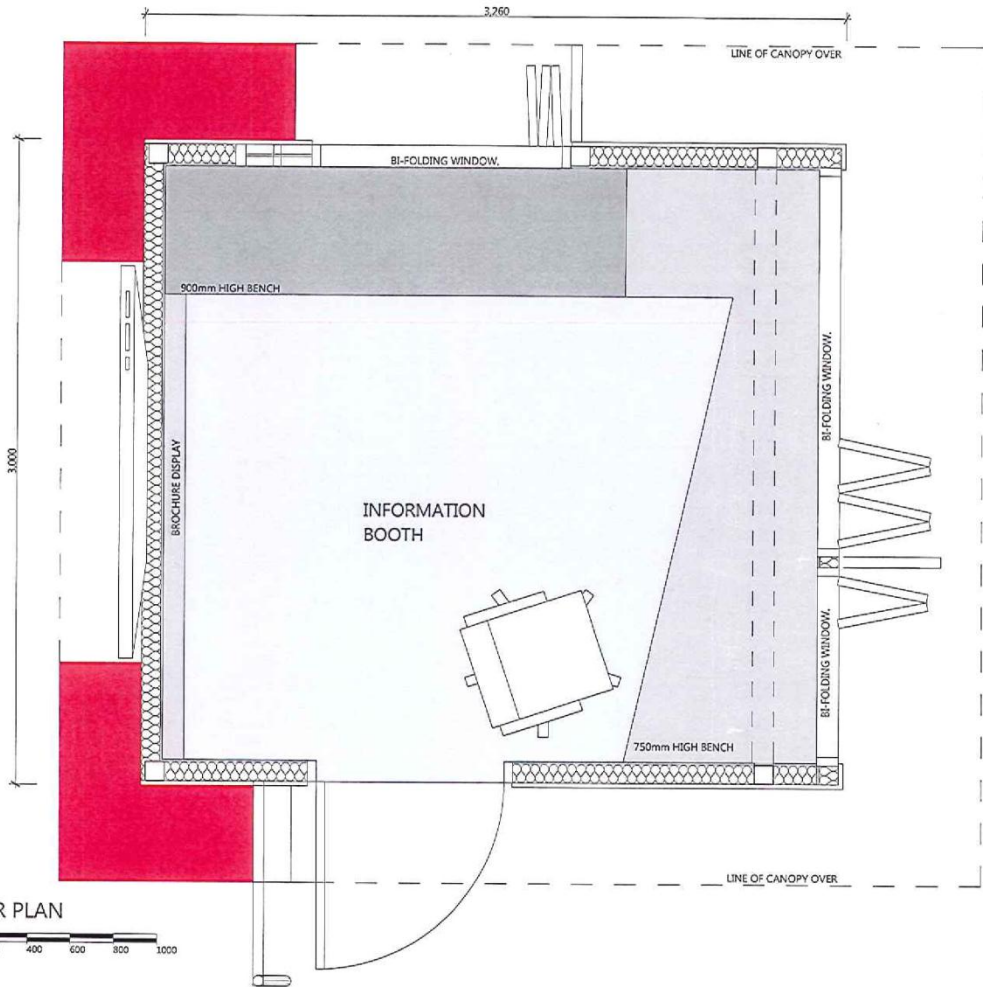
131043

SHEET SIZE: A3 (LANDSCAPE)

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ARTAS
ARCHITECTS

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CITY CENTRAL
for LAUNCESTON CITY PROM

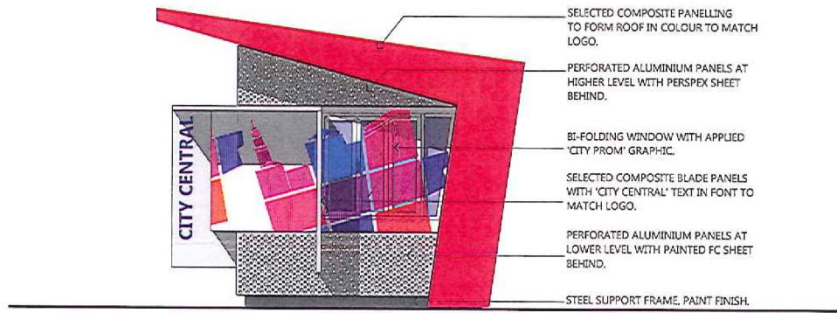
R E V I S I O N		Int.	App.
Issue/Date	Description	RS	HC
A1 06.08.13	DRAWING ISSUED FOR APPROVAL		

APPROVAL
131043
SHEET SIZE: A3 (LANDSCAPE)

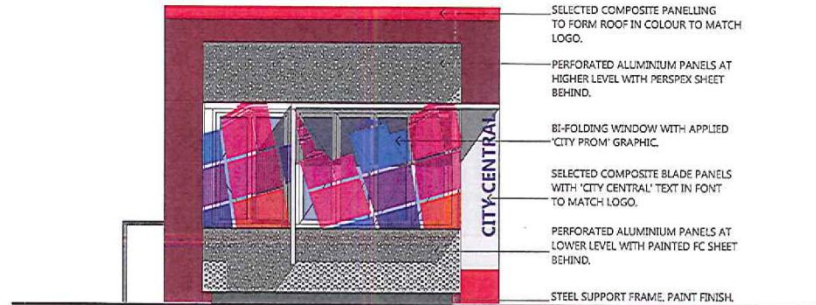
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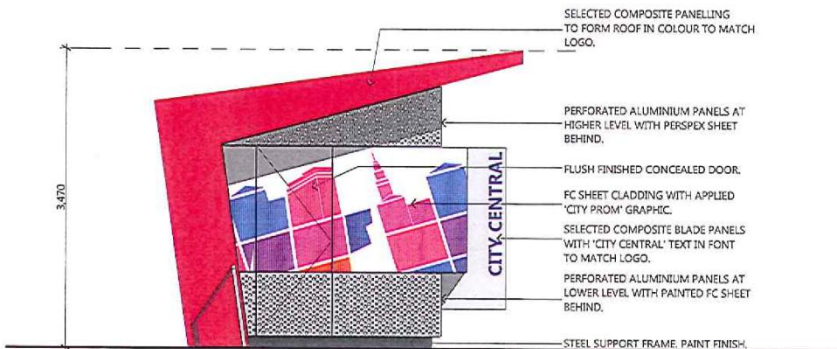
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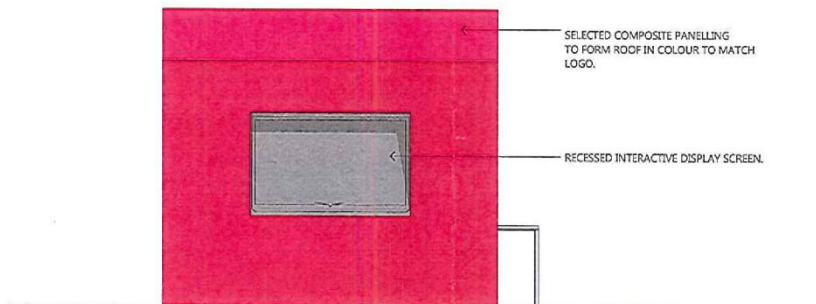
1 NORTH ELEVATION
SCALE 1:50
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2 EAST ELEVATION
SCALE 1:50
0mm 500 1000 1500 2000 2500



3 SOUTH ELEVATION
SCALE 1:50
0mm 500 1000 1500 2000 2500



4 WEST ELEVATION
SCALE 1:50
0mm 500 1000 1500 2000 2500

CITY CENTRAL
for LAUNCESTON CITY PROM

REVISION			
Issue	Date	Description	Int. App.
A1	05.08.13	DRAWING ISSUED FOR APPROVAL	RG MC

APPROVAL

131043

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SHEET SIZE: A3 (LANDSCAPE)

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ARTISTS IMPRESSION

CITY CENTRAL
for LAUNCESTON CITY PROM

ARTAS
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R E V I S I O N			Int.	App.
Issue	Date	Description	RS	HC
A1	06.08.13	DRAWING ISSUED FOR APPROVAL		

APPROVAL

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SHEET SIZE: A3 (LANDSCAPE)

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From:
To: records <records@launceston.tas.gov.au>
Date: 8/26/2013 8:19:39 AM
Subject: FW: DEVELOPMENT APPLICATION REPRESENTATION LETTER - DA0305/2013

DETAILS OF REPRESENTOR

REASON FOR REPRESENTING

I am deeply concerned the extremely close proximity of the Tourist Kiosk to What's New will result in decreased trade and therefore closure of the store. I pay significant rent to be in the mall and regard our position, product and customer service as being the reasons we have been able to continue trading through the exceptionally difficult retail climate in the north of the state.

The importance of having clear access to the store cannot be under rated. When there are lobbyists, stall holders, etc., given permission by Council to be near the store there is a definite downturn in traffic on our side of the mall. Fortunately, Council Officers are very co-operative and will explain to the lobbyists and stall holders, etc they must not approach pedestrians and to keep their tables and signage back close to the Factorie store wall.

Unfortunately, over the last few years the city has seen a significant decrease in shoppers. This is due to a number of factors, global downturn, closure of the main employer in the north of the state and the flow on effect to many small businesses, increased parking fees, etc. I commend City Prom for their vision and support the idea of having the tourist kiosk in the Mall, however, to be placed directly in front of any small store will be detrimental to sales.

I am concerned the majority of the time it will only be opened from 11.00 am – 2.00 pm Wednesday to Saturday peak season and decreased again for off season. I realise the kiosk will be manned by volunteers and would hope the Council would be able to assist in relation to this matter to enable the kiosk to be open longer hours as this would give the "signal" that the CBD is open for business.

What's New is a local family owned business which will be effected by having a solid structure in front of the store decreasing the effect of our window displays, access and welcoming appeal.

Following the appearance of a planning application for an information booth at the East end of Brisbane Street Mall. I write to request additional information in order to take an informed position. Unfortunately when attending council an administrative oversight meant that nothing had yet been made available for the public to peruse.

You asked that I put my questions in writing which I have now done. First-off, what guidance or input has council has in relation to this project? The only pertinent thing I have heard about it from anyone is from Cityprom's June newsletter which states:-

Ambassador Kiosk - Brisbane St Mall:

Cityprom is proposing to construct and install a visitor kiosk in the Brisbane St Mall. This will be staffed by our volunteer Cityprom Ambassadors from Wednesday to Saturday during the peak season and Wednesday to Friday in the off season. The kiosk can be accessed by both locals and tourists and will provide information on shopping, dining, entertainment, events and promotions. The kiosk will also be utilised as a contact point for promotions; this year we hope to be able to offer a gift wrapping service during the Christmas season.

Strange as it may sound, previously I did approach the tourist information bureau in Cameron Street asking if they would be interesting in operating a tourist information booth in the Brisbane Street Mall. The Mall needs something good to attract and keep people in the area but following our nearly twenty minute conversation this morning I would like to confirm in writing that I have made the following inquiries regarding the "City Central" booth proposal being considered by the council planning department.

As you will recall I was concerned by the debacle resulting in the Cityprom band stage in the Brisbane Street Mall found itself without future planning permission. This resulted in the bizarre spectacle of it being cut up for scrap with an angle grinder right in the middle of the Mall.

As you have access to information not available to the public, I have the following questions if you would be in a position to answer :-

- What actually will the permitted use of the structure be?
- What tenure will the operator have? Is it free of cost forever or is the land to be leased from council on terms (\$xxx per year)?
- If the Mall were to be turned back into a street, what would be the positing of the structure?
- How long will it be there for? What about "end of life" removal and make good remediation?
- Is the land owned by Council and is it still considered a road under the Highways Act?

- It isn't an traditional tourist information booth with a blue and white internationally recognised symbol 'i'. Could it be shared with another organisation (Police) or subleased or rented out?
- You point out that technically it escapes the law on roof gutters but where will all the rain water go? Moreover, where will the water from the existing pavement drain that it will sit over go?
- Will the structure be eligible or have the same rights as any other building in the street with respects to additional signage, additional plumbing (wash basins), 'A' style sandwich board promotional paraphernalia?
- What is 'composite material'? can it be kicked in by vandals such as cement sheet?
- As the altered coverage of CCTV been considered?
- Is any part of the counter wheelchair user friendly?
- The plan does not have measurements showing the large roof supports on the North and South side of the structure. Can you supply those to me please?
- The pole projecting behind the door is missed on some plans. How far does it project into the pavement?
- The artists impression includes the existing shop awnings but most plans do not. Are the existing shop awnings staying or being removed? How close are they to the roof?
- Is the TV screen is included in the length measurements?

There were a number of matters you offered to refer back to colleagues or the proponent and you hinted that the proposal was accompanied by a supporting booklet of information from the proponent. Is there still a possibility that it would be made available for public viewing as you suggested.

Can you direct me to anything that will allay my concerns with the following:-

- Will it run the risk of looking like an empty shop or a big solid box of walls when not in use? It definitely has a front but this site is viewed from all angles. This raises amenity and security issues in my mind.
- The architecture is presumably to align with Cityprom's re-branding. I struggle with it being juxtaposed with the existing street-scape. Other than expressing Cityprom going from strength to strength (which it is), would it 'fit' in the street or is it intended to be completely unique?
- I can't see how this facility will pass the council's 'no serving hatches' rule.
- I feel sorry for the person whose shop it will be located in-front of.

Finally, you may make this email available to anyone you deem appropriate. Thank you for your time on the telephone.

13 NOTICES OF MOTION - FOR CONSIDERATION**13.1 Notice of Motion - Alderman Peck - Wi-Fi in Brisbane Street Mall****FILE NO:** SF5547 SF0594 SF0595**AUTHOR:** Alderman Peck**GENERAL MANAGER:** Robert Dobrzynski (General Manager)

DECISION STATEMENT:

To consider a Notice of Motion regarding an investigation into the installation of Wi-Fi in the Brisbane Street Mall.

PREVIOUS COUNCIL CONSIDERATION:

N/A

NOTICE OF MOTION:

To investigate the installation of Wi-Fi in the Brisbane Street Mall and report back to Council.

REPORT:

Alderman Peck will speak to the Notice of Motion.

Background as provided by Alderman Peck

Many Councils around Australia have Wi-Fi available in their CBD's. On a recent visit to the Northern Territory, Wi-Fi was available in the Darwin Mall and also in the Alice Springs Mall.

The facility helps bring people to the Wi-Fi zone. This will attract people to the CBD as many visitors and residents are always looking for a free Wi-Fi zone.

I believe this would be of great benefit to Launceston to offer this facility.

13.1 Notice of Motion - Alderman Peck - Wi-Fi in Brisbane Street Mall...(Cont'd)

Officer Comments - Michael Tidey (Director Corporate Service)

The notion calls for an investigation and report, comments will be provided as part of the report if the motion is passed.

ECONOMIC IMPACT:

N/A

ENVIRONMENTAL IMPACT:

N/A

SOCIAL IMPACT:

N/A

STRATEGIC DOCUMENT REFERENCE:

N/A


BUDGET & FINANCIAL ASPECTS:

N/A

DISCLOSURE OF INTERESTS:

The officer has no conflict of interest in this item.

I certify that I have reviewed and approved this advice and recommendation.


Robert Dobrzynski: General Manager

ATTACHMENTS:

1. Notice of Motion - Alderman Peck
-

LAUNCESTON CITY COUNCIL

MEMORANDUM

FILE NO: SF5547 : SF0594 : SF0595
TP
DATE: 28 August 2013

TO: Robert Dobrzynski General Manager
Cc Committee Clerks

FROM: Tony Peck Alderman

SUBJECT: Notice of Motion - Wi-Fi Mall

In accordance with Clause 16 (5) of the Local Government Regulations 2005 (Meeting Procedures) please accept this Notice of Motion for placement on the agenda of the Meeting of Council to be held on 9 September 2013.

Motion

To investigate the installation of Wi-Fi in the Brisbane Street Mall and report back to Council.

Background

Many Councils around Australia have Wi-Fi available in their CBDs.

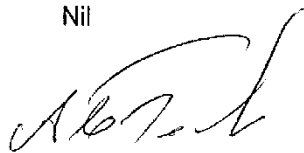
On a recent visit to the Northern Territory Wi-Fi was available in the Darwin Mall and also in the Alice Springs Mall.

This facility helps bring people to the Wi-Fi zone. This will attract people to be CBD as many visitors and residents are always looking for a free Wi-Fi zone.

I believe this would be of great benefit to Launceston to offer this facility.

Attachments

Nil



Alderman Tony Peck

13.2 Notice of Motion - Alderman Ball - Concept for a Tamar Forum**FILE NO:** SF5547 SF0694 SF0696 SF5894**AUTHOR:** Alderman Ball**GENERAL MANAGER:** Robert Dobrzynski (General Manager)

DECISION STATEMENT:

To consider a Notice of Motion regarding the conception for a Tamar Forum.

PREVIOUS COUNCIL CONSIDERATION:

N/A

NOTICE OF MOTION:

That Council request a report as to the advantages/disadvantages of their being convened a multi-stakeholder forum regarding the Upper Tamar/Esk Rivers to share information and promote focused discussion around common challenges and opportunities; with advice as to what the make-up of the group might be, what role it might serve and how often the group might meet

REPORT:

Alderman Ball will speak to the Notice of Motion.

Background as provided by Alderman Ball:

Over the past decade or so our City has begun to turn its head back towards the river. The once thriving docks that had long fallen silent are now being seen as potential development opportunities both for community infrastructure and urban development. With the renewed focus on the river has come a resurgence in debate regarding its state with the key issues of sedimentation (silt) and water quality at the fore but with many other key issues about its challenges and opportunities in the background.

13.2 Notice of Motion - Alderman Ball - Concept for a Tamar Forum...(Cont'd)

These issues include but are not limited to;

- environmental concerns,
- urban planning,
- infrastructure planning,
- economic impacts,
- tourism opportunities,
- water based recreational and sporting matters,
- industry concerns
- and community aspirations;

In the past organisations such as the Port of Launceston Authority (PLA) had the authority, resources and single minded purpose of undertaking major works and projects with a clear aim and outcome.

With the move to Bell Bay as the major port the river lost one of its key drivers and to some extent the intervening years have seen the approach to the management of various issues involving the river become dispersed amongst various groups.

Over the past decade however there has been a resurgence in focus on the river and with development along its Southern bank in the form of Seaport now being balanced by the proposed multi-million dollar public investment in North Bank, Council is planning to direct more and more people (and with them anticipated community and commercial activity) back towards the river.

The advent of the Greater Launceston Plan and the proposed multi-million dollar public investment in the development of the North Bank, not to mention the hot-button issues of silt and water quality, serve as both catalysts and drivers which I would argue require us to examine what processes there are which provide an integrated and holistic overview of our waterways and water-frontages.

The only forum that currently exists with the majority of key stakeholders involved to address environmental issue is the TEER (Tamar Estuary and Esk Rivers) Program and whilst this group is doing much needed work on water quality amongst other projects its remit is specifically environmental.

The LFA has taken bold and decisive action on silt raking which has re-energised debate about our rivers and their role and authority is clearly defined through legislation.

However if we look at the inter-related nature of issues now coming to the forefront regarding the Tamar such as;

13.2 Notice of Motion - Alderman Ball - Concept for a Tamar Forum...(Cont'd)

- matters relating to environmental concerns,
- urban planning,
- infrastructure planning,
- economic development,
- tourism opportunities,
- water based recreational and sporting matters,
- industry concerns
- and community aspirations;

From the above we see that the role and state of the Upper Tamar Estuary and our interaction with the North and South Esk rivers is a subject that has wider economic, social and environmental ramifications.

The Tamar is one of our strongest assets and coupled with the internationally unique Cataract Gorge it forms a water based focus for our City that is a huge point of difference for us.

However with the myriad opportunities and issues presented by the Tamar comes the challenge of how to address these inter-related issues in an informed and open manner.

If there has been one lesson that has come out of the meetings of the Upper Tamar Renewal Project Working Group (which involved representatives from the AMC, LCC, LFA, NRM North, TEER, the Tamar Rowing Club, Tamar Yacht Club and Monash (Prof Jenny Davis) was that having a forum simply where a variety of groups could meet achieved a number of outcomes;

- Developing working relationships between different groups
- Shared understanding of the role/priorities/authority/obligations of each organisation and what they were working
- Identification of research opportunities and funding applications and opportunities.
- Opportunity to explore partnerships on projects and avoid duplication of activities.

One of the reasons that the above motion is being brought to Council is that it is action requested through the Upper Tamar Renewal Project (UTRP) Working Group which passed the following motion at its meeting of May 3rd 2013;

That the UTRP Working Group

1. *Affirms its belief that a focused, multi-stakeholder working group which provides a forum for informed debate and scientific analysis of issues concerning the Upper Tamar is of value to Launceston and the Upper Tamar;*
-

13.2 Notice of Motion - Alderman Ball - Concept for a Tamar Forum...(Cont'd)

- 2. Seeks clarification from LCC as to whether Council sees such a multi-stakeholder group as valuable and if so, what the make-up, role and responsibilities of such a group might be.*

The meeting consisted of representatives from AMC, NRM North, Tamar Rowing Club, Tamar Yacht Club, LFA (GM) and Professor Jenny David (Monash) which approved the motion being brought to Council.

What would a Tamar Forum look like?

Hypothetically the forum might be a half/full day event which involved key organisations which had a statutory role and responsibility, or whose central activities involve interaction with the Upper Tamar Estuary/Esk Rivers presenting on their plans/activities involving the river over the coming year.

Who would attend?

Such organisations might include LCC, LFA, NRM North, TEER, AMC, Hydro Tasmania, Tas Water, Parks and Wildlife, Tourism Northern Tasmania and Councils such as West Tamar and Meander Valley.

Other participants might include maritime industry players, tourism operators, rowing clubs, Tamar Yacht Club, Tourism authorities, Sea Scouts and others who might wither have a chance to present on specific issues or be involved in discussion around related topics.

Groups could be invited to speak or present or request the same.

The intent would be for the various authorities and organisations which are directly involved in the estuary/river to have a chance to participate in a forum which would provide a unique opportunity to share information about a range of plans, developments, proposals and projects which affect the river.

How often would they occur?

It may be that there is a broad forum which occurs at the beginning and end of each year, giving participants the chance to present their plans and report on them (i.e. mid-March and mid-November).

13.2 Notice of Motion - Alderman Ball - Concept for a Tamar Forum...(Cont'd)

There may be a further mid-year meeting with core participants who have a statutory/legislated role with a more specific focus or if there is a need seen meetings might even be quarterly between key participants.

What might the forum achieve?

- Developing working relationships between different groups
- Presenting information to develop a shared understanding of the role/priorities of each organisation
- Provide a forum for information sharing and informed debate on issues that arise
- Identification of research / development opportunities and funding applications and opportunities to be pursued.
- Opportunity to explore partnerships (private/public) on projects and avoid duplication.
- Better understanding between local/state and federal governments for policy planning...

...and who knows even develop a shared vision and roadmap for the river with each organisation voluntarily committing in their own way to undertake actions which achieve the shared goal of making it the healthiest, most attractive and 'active; waterway possible..

Summary

This motion then is asking Council "Is it not time to consider the convening of a forum to allow information sharing amongst a wider group of key stakeholders so that we can begin to look at a holistic and integrated understanding of the challenges and opportunities presented by our waterfrontage and waterways (North Esk, South Esk and Tamar)."

Any report would come back to Council and a decision made on whether it is something we support or not.

It would not necessarily be Council that hosts the forum but it may be better undertaken by a third party such as NRM North or TEER with organisations sharing costs.

The UTRP approached the state government to provide a venue and administrative support to the working group to take the load of Council and this was successfully negotiated so this type of resource sharing to spread the load is well worth exploring.

There are several bodies all of whom have plans, priorities, aspirations and challenges that would benefit from being aired or contextualised through a overall look at what all groups have planned for re their interaction with the Tamar.

13.2 Notice of Motion - Alderman Ball - Concept for a Tamar Forum...(Cont'd)

Even if the forum was only held annually the benefit from having the key stakeholders present their current and future projects regarding the river would give a much-needed overview for strategic planning and feedback.

Through discussions and presentations at the forum I am confident that different organisations may well begin talking about joint or mutually beneficial projects, research or funding opportunities, development opportunities and community projects. This was certainly the case with the UTRP where an Australian Research Council funding application began to be discussed involving participants.

Conclusion

For too long the Tamar has been a political football where issues are played out in the media and Letters to the Editor and where elections throw up scarce funding dollars which are not always for the right projects at the right time.

This motion is about asking Council to consider bringing together the key bodies who work with, on and beside the Tamar to provide a forum for information sharing and the opportunity for wider collaboration.

I must stress that this concept is not about setting up another level of bureaucracy and there would be no statutory role or authority envisaged with this activity (and I doubt very much any report coming back recommending that).

This motion is about asking ourselves whether there is a need to look at the Tamar from a wider angle, addressing the challenges and embracing the myriad opportunities through collaboration and a shared understanding; looking for ways we can share resources, team up to go after funds and develop our own priorities for the rivers so that we can develop a shared vision for our waterfront and waterways that sees a living river on the doorstep of a thriving city.

I seek your support for us at least taking the first step.

Officer Comments:

No Officer comments required.

ECONOMIC IMPACT:

N/A

13.2 Notice of Motion - Alderman Ball - Concept for a Tamar Forum...(Cont'd)

ENVIRONMENTAL IMPACT:

N/A

SOCIAL IMPACT:

N/A

STRATEGIC DOCUMENT REFERENCE:

N/A

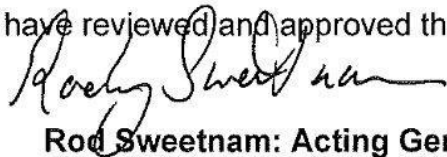
BUDGET & FINANCIAL ASPECTS:

N/A

DISCLOSURE OF INTERESTS:

The officer has no conflict of interest in this item.

I certify that I have reviewed and approved this advice and recommendation.



Rod Sweetnam: Acting General Manager

ATTACHMENTS:

1. Notice of Motion - Alderman Ball
-

LAUNCESTON CITY COUNCIL

MEMORANDUM

FILE NO: SF5547 : SF0694 : SF0696 : SF5894
JB
DATE: 2 September 2013

TO: Robert Dobrzynski General Manager
Cc Committee Clerks

FROM: Jeremy Ball Alderman

SUBJECT: Notice of Motion - Concept for a Tamar Forum

In accordance with Clause 16 (5) of the Local Government Regulations 2005 (Meeting Procedures) please accept this Notice of Motion for placement on the agenda of the Meeting of Council to be held on Monday 9 September 2013.

Motion

That Council request a report as to the advantages/disadvantages of their being convened a multi-stakeholder forum regarding the Upper Tamar/Esk Rivers to share information and promote focused discussion around common challenges and opportunities; with advice as to what the make-up of the group might be, what role it might serve and how often the group might meet

Background

Over the past decade or so our City has begun to turn its head back towards the river.

The once thriving docks that had long fallen silent are now being seen as potential development opportunities both for community infrastructure and urban development. With the renewed focus on the river has come a resurgence in debate regarding its state with the key issues of sedimentation (silt) and water quality at the fore but with many other key issues about its challenges and opportunities in the background.

These issues include but are not limited to;

- environmental concerns,
- urban planning,
- infrastructure planning,
- economic impacts,
- tourism opportunities,
- water based recreational and sporting matters,
- industry concerns
- and community aspirations;

In the past organisations such as the Port of Launceston Authority (PLA) had the authority, resources and single minded purpose of undertaking major works and projects with a clear aim and outcome.

LAUNCESTON CITY COUNCIL

MEMORANDUM

With the move to Bell Bay as the major port the river lost one of its key drivers and to some extent the intervening years have seen the approach to the management of various issues involving the river become dispersed amongst various groups.

Over the past decade however there has been a resurgence in focus on the river and with development along its Southern bank in the form of Seaport now being balanced by the proposed multi-million dollar public investment in North Bank, Council is planning to direct more and more people (and with them anticipated community and commercial activity) back towards the river.

The advent of the Greater Launceston Plan and the proposed multi-million dollar public investment in the development of the North Bank, not to mention the hot-button issues of silt and water quality, serve as both catalysts and drivers which I would argue require us to examine what processes there are which provide an integrated and holistic overview of our waterways and water-frontages.

The only forum that currently exists with the majority of key stakeholders involved to address environmental issue is the TEER (Tamar Estuary and Esk Rivers) Program and whilst this group is doing much needed work on water quality amongst other projects its remit is specifically environmental.

The LFA has taken bold and decisive action on silt raking which has re-energised debate about our rivers and their role and authority is clearly defined through legislation.

However if we look at the inter-related nature of issues now coming to the forefront regarding the Tamar such as;

- matters relating to environmental concerns,
- urban planning,
- infrastructure planning,
- economic development,
- tourism opportunities,
- water based recreational and sporting matters,
- industry concerns
- and community aspirations;

From the above we see that the role and state of the Upper Tamar Estuary and our interaction with the North and South Esk rivers is a subject that has wider economic, social and environmental ramifications.

The Tamar is one of our strongest assets and coupled with the internationally unique Cataract Gorge it forms a water based focus for our City that is a huge point of difference for us.

LAUNCESTON CITY COUNCIL

MEMORANDUM

However with the myriad opportunities and issues presented by the Tamar comes the challenge of how to address these inter-related issues in an informed and open manner.

If there has been one lesson that has come out of the meetings of the Upper Tamar Renewal Project Working Group (which involved representatives from the AMC, LCC, LFA, NRM North, TEER, the Tamar Rowing Club, Tamar Yacht Club and Monash (Prof Jenny Davis) was that having a forum simply where a variety of groups could meet achieved a number of outcomes;

- Developing working relationships between different groups
- Shared understanding of the role/priorities/authority/obligations of each organisation and what they were working
- Identification of research opportunities and funding applications and opportunities.
- Opportunity to explore partnerships on projects and avoid duplication of activities.

One of the reasons that the above motion is being brought to Council is that it is action requested through the Upper Tamar Renewal Project (UTRP) Working Group which passed the following motion at its meeting of May 3rd 2013;

That the UTRP Working Group

1. *Affirms its belief that a focused, multi-stakeholder working group which provides a forum for informed debate and scientific analysis of issues concerning the Upper Tamar is of value to Launceston and the Upper Tamar;*
2. *Seeks clarification from LCC as to whether Council sees such a multi-stakeholder group as valuable and if so, what the make-up, role and responsibilities of such a group might be.*

The meeting consisted of representatives from AMC, NRM North, Tamar Rowing Club, Tamar Yacht Club, LFA (GM) and Professor Jenny David (Monash) which approved the motion being brought to Council.

What would a Tamar Forum look like?

Hypothetically the forum might be a half/full day event which involved key organisations which had a statutory role and responsibility, or whose central activities involve interaction with the Upper Tamar Estuary/Esk Rivers presenting on their plans/activities involving the river over the coming year.

LAUNCESTON CITY COUNCIL

MEMORANDUM

Who would attend?

Such organisations might include LCC, LFA, NRM North, TEER, AMC, Hydro Tasmania, Tas Water, Parks and Wildlife, Tourism Northern Tasmania and Councils such as West Tamar and Meander Valley.

Other participants might include maritime industry players, tourism operators, rowing clubs, Tamar Yacht Club, Tourism authorities, Sea Scouts and others who might wither have a chance to present on specific issues or be involved in discussion around related topics.

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The intent would be for the various authorities and organisations which are directly involved in the estuary/rivers to have a chance to participate in a forum which would provide a unique opportunity to share information about a range of plans, developments, proposals and projects which affect the river.

How often would they occur?

It may be that there is a broad forum which occurs at the beginning and end of each year, giving participants the chance to present their plans and report on them (i.e. mid-March and mid-November).

There may be a further mid-year meeting with core participants who have a statutory/legislated role with a more specific focus or if there is a need seen meetings might even be quarterly between key participants.

What might the forum achieve?

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- Presenting information to develop a shared understanding of the role/priorities of each organisation
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- Identification of research / development opportunities and funding applications and opportunities to be pursued.
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...and who knows even develop a shared vision and roadmap for the river with each organisation voluntarily committing in their own way to undertake actions which achieve the shared goal of making it the healthiest, most attractive and 'active; waterway possible..

LAUNCESTON CITY COUNCIL

MEMORANDUM

Summary

This motion then is asking Council "Is it not time to consider the convening of a forum to allow information sharing amongst a wider group of key stakeholders so that we can begin to look at a holistic and integrated understanding of the challenges and opportunities presented by our waterfrontage and waterways (North Esk, South Esk and Tamar)."

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Even if the forum was only held annually the benefit from having the key stakeholders present their current and future projects regarding the river would give a much-needed overview for strategic planning and feedback.

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LAUNCESTON CITY COUNCIL

MEMORANDUM

opportunities through collaboration and a shared understanding; looking for ways we can share resources, team up to go after funds and develop our own priorities for the rivers so that we can develop a shared vision for our waterfront and waterways that sees a living river on the doorstep of a thriving city.

I seek your support for us at least taking the first step.

Attachments

Nil



Alderman Jeremy Ball

13.3 Notice of Motion - Ald Armitage - QVMAG Funding**FILE NO: SF5547****AUTHOR:** Alderman Armitage**GENERAL MANAGER:** Robert Dobrzynski (General Manager)

DECISION STATEMENT:

To discuss further funding for QVMAG.

PREVIOUS COUNCIL CONSIDERATION:

N/A

NOTICE OF MOTION:

That the Mayor write to the Premier requesting consideration of an increased annual funding allocation from the State budget to assist the Launceston City Council with ongoing costs associated with providing the regional Queen Victoria Museum and Art Gallery facility.

REPORT:

Alderman Armitage will speak to the Notice of Motion.

Background and officer comments - Richard Mulvaney (Director Queen Victoria Museum and Art Gallery):

The State Government has provided a contribution to LCC for the operational costs of QVMAG for many years. In 1999 the State of Tasmania and LCC jointly agreed on a Grant Deed which was based on the following recitals;

Section 332 of the Local Government Act 1993 (hereinafter called "the Act") makes provisions for the payment of a permanent endowment for the Queen Victoria Museum and Art Gallery thereafter called "the Museum") to be paid out of moneys provided by Parliament to the Council upon the terms and conditions contained in the said Section.

Section 333 of the Act grants management and control of the Museum to the Council upon the terms contained in the said Section.

13.3 Notice of Motion - Ald Armitage - QVMAG Funding...(Cont'd)

Whilst the Act is specific with respect to funding it does not make provision for the actual amounts to be paid.

To enable certainty for budgeting it has been agreed that the parties will enter into this Deed the quantify payments to be made and the terms and conditions associated therewith.

The Grant Deed was for 5-years and in 1999 was set at the figure of \$898,000 plus a CPI increase. This has continued since and we are at the end of the current 5-year Deed which expires on 30 June 2014. On 15 August 2013 we received advice that the grant for 2013/14 was \$1,321,100. For 2013/14 the LCC contribution to the QVMAG Operations Budget of \$6,031,000 is \$4,059,000.

We have commenced negotiations with Arts Tasmania for future funding by the State Government for a further 5-year Deed which will take into account an increase in annual funding.

ECONOMIC IMPACT:

N/A

ENVIRONMENTAL IMPACT:

N/A

SOCIAL IMPACT:

N/A

STRATEGIC DOCUMENT REFERENCE:

N/A

BUDGET & FINANCIAL ASPECTS:

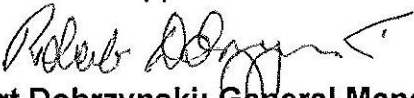
The funding of operations has a significant impact on QVMAG.

13.3 Notice of Motion - Ald Armitage - QVMAG Funding...(Cont'd)

DISCLOSURE OF INTERESTS:

The officer has no conflict of interest in this item.

I certify that I have reviewed and approved this advice and recommendation.


Robert Dobrzynski: General Manager

DIRECTORATE AGENDA ITEMS

14 DEVELOPMENT SERVICES

14.1 Heritage Precincts Project

FILE NO: SF2965

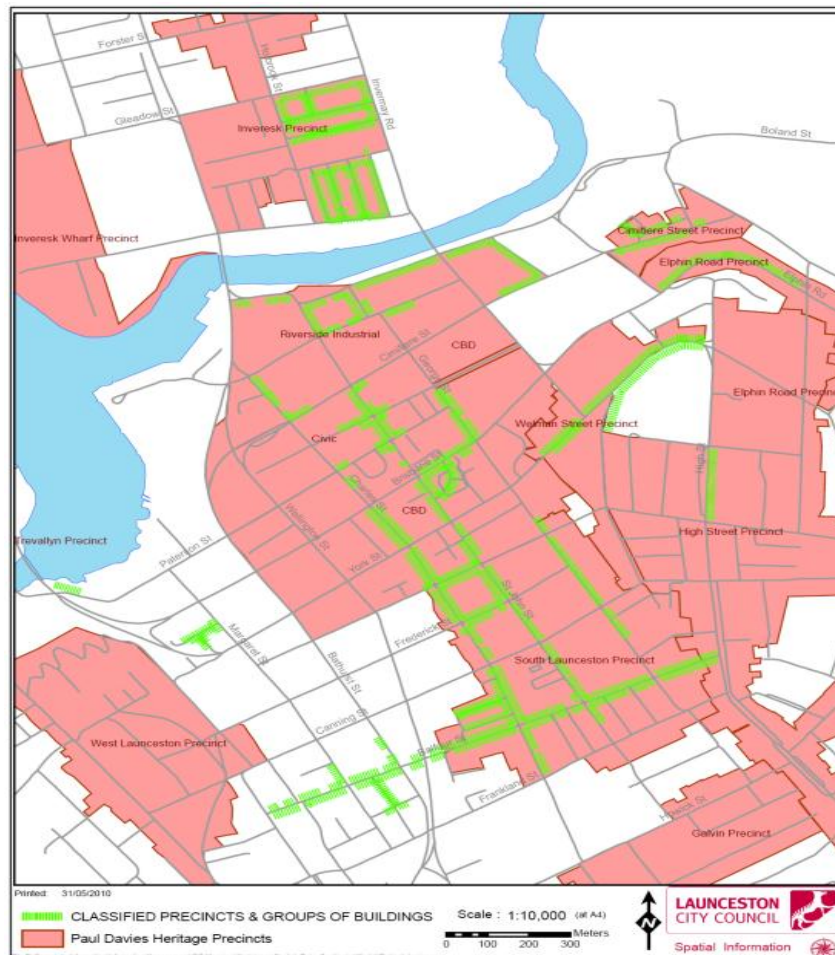
DIRECTOR: Michael Stretton (Director Development Services)

DECISION STATEMENT:

To determine whether the draft Cimitiere Street Heritage Precinct is suitable for release for public consultation.

RECOMMENDATION:

That the Council endorse the draft Cimitiere Street Heritage Precinct planning scheme provisions as depicted in the following map, as being suitable for release for public consultation.



14.1 Heritage Precincts Project...(Cont'd)

REPORT:

With over 1220 parcels of land currently listed by either the Council or the Tasmanian Heritage Council on the Tasmanian Heritage Register, Launceston City has a layout and architectural legacy that is recognised as being central to the city's identity, largely defining the character of the city and greatly valued by the community. The unspoilt original character of the city gives a key competitive advantage and contributes to the economy, the lifestyle, and the sense of community among the city's residents.

In recognition of Launceston's strong heritage and urban design values, a key consideration in the development of the Launceston Interim Planning Scheme 2012 ('the Interim Scheme') was to ensure that the city's heritage character is respected, and where possible enhanced, by future development.

Underpinning consideration of heritage character and urban design in the Interim Scheme is an understanding of the elements that combine to create that unique character in specific 'precincts' as identified by the Launceston Heritage Study 2007. These precincts are proposed to be included in the Interim Scheme's Local Historic Heritage Code to provide a simple, effective and integrated management approach for heritage in urban Launceston.

A total of 32 precincts including 5,407 properties are proposed to be included in the Interim Scheme's Local Historic Heritage Code. The precincts are as follows:

City Civic	High Street	Invermay
City Industrial	Inveresk	Kenyon Street
West Launceston	Lower Balfour Street	Lyttleton Street
City Commercial	Mary Street	Malabar Street
Cimitiere Street	South Central	Mayne Street
Galvin Street	St Leonards	Mowbray
Lime Avenue	Welman Street	Newstead
Newstead Crescent	Clyde Street	Normanstone Road /Gascoyne Street
Babington Street	David Street	Trevallyn
Elphin Road	Duke & Laura Streets	Wentworth Street
Glen Dhu	Inveresk Wharf	

14.1 Heritage Precincts Project...(Cont'd)

It is intended to adopt a staged approach to developing the precincts with the Cimitiere Street precinct being the initial pilot project. The Cimitiere Street precinct is of historic cultural significance as it demonstrates the development of a Tasmanian city through a range of built elements dating from the 1870s -1920s, particularly a rare form of housing with rows of terraces facing a central civic square. This homogenous collection of relatively modest houses of the Victorian period are located on a prominent urban area surrounded by established gardens and parks, which form part of an arterial route into the central business district.

The Heritage Precinct provisions will apply to all development within the precinct and will provide area specific development controls to preserve the Precinct's character and historic significance.

Over the course of the last 12 months the Council's Planning Services Department, along with Heritage Tasmania, has completed work on the Cimitiere Street Heritage Precinct which has included;

- Compilation of heritage data for the precinct;
- Community information session in April 2013; and
- Development of Draft Cimitiere Street Heritage Precinct planning scheme provisions (attached).

The draft provisions have been circulated to the Council's Heritage Advisory Committee and the positive feedback received from the committee has resulted in some amendments being made.

The draft Cimitiere Street Heritage Precinct planning scheme provisions are considered to be suitable for release for public consultation and provided that the Council agree, it is intended to release the provisions to all of the residents in the precinct to seek feedback and suggestions. Following this process it is intended to seek the formal approval of the Council to amend the Interim Scheme to include the precinct in the Local Historic Heritage Code.

ECONOMIC IMPACT:

N/A

ENVIRONMENTAL IMPACT:

N/A

14.1 Heritage Precincts Project...(Cont'd)

SOCIAL IMPACT:

N/A

STRATEGIC DOCUMENT REFERENCE:

Launceston Interim Planning Scheme 2012

BUDGET & FINANCIAL ASPECTS:

The consultation process will have minor resources which will be accommodated within the existing Planning Department Budget.

DISCLOSURE OF INTERESTS:

The officer has no conflict of interest in this item.

I certify that I have reviewed and approved this advice and recommendation.



Michael Stretton: Director Development Services

ATTACHMENTS:

1. DRAFT Cimitiere Precinct Provisions for Code (Distributed separately)
-

14.2 Tour of Tasmania - Launceston Stage**FILE NO:** SF5892**AUTHOR:** Angie Walsh (Grants & Sponsorship Officer)**DIRECTOR:** Michael Stretton (Director Development Services)

DECISION STATEMENT:

To approve the Launceston Stage of the Tour of Tasmania.

PREVIOUS COUNCIL CONSIDERATION:

Council Item 14.2 29 April 2013 - To respond to a request from Australian Cycling Federation Inc., (Cycling Australia) for 3 year event incentive funding. Decision: That the item be deferred to the next Strategic Planning and Policy Committee meeting.

SPPC Item 4.2 - 20 May 2013 - To consider a request from Australian Cycling Federation Inc., (Cycling Australia) for 3 year event incentive funding.

Council Item 14.1 - 11 June 2013 - To respond to a request from Australian Cycling Federation Inc., (Cycling Australia) for 3 year event incentive funding. Decision: That subject to approval by the Council of an endorsed route, Council provide event incentive funding for the Tour of Tasmania 'Launceston Stage' to be held in Launceston in October 2013.

RECOMMENDATION:

That Council approve the course (attached) for the Tour of Tasmania (Launceston Stage) as proposed by Australian Cycling Federation Inc., (Cycling Australia) as follows:

Direction	Detail
	START - Inveresk Precinct, Invermay Rd
LEFT	Tamar St
RIGHT	William St
LEFT	St John St
LEFT	Paterson St
RIGHT	George St
LEFT	Brisbane St
LEFT	Tamar St
LEFT	Lindsay St

14.2 Tour of Tasmania - Launceston Stage...(Cont'd)

RIGHT	Goderich St
Continue	Goderich St becomes East Tamar Hwy (A8)
RIGHT	George Town Rd
LEFT	Lilydale Rd (B81)
Pass	Russells Plains Rd
	RACE START
Continue	Lilydale Rd (B81) becomes Golconda Rd (B81)
LEFT	Second River Rd
RIGHT	Bangor Rd
RIGHT	Pipers River Rd (B83)
LEFT	Old Bangor Tram Rd
LEFT	Dalrymple Rd
RIGHT	East Tamar Hwy (A8)
LEFT	Batman Hwy (B73)
LEFT	Deviot Rd
Continue	Gravelly Beach Rd
LEFT	West Tamar Hwy (A7)
LEFT	Rosevears Rd
RIGHT	Graythorne Rd
RIGHT	West Tamar Hwy (A7)
LEFT	Waldhorn Dv
LEFT	Alpine Cres

REPORT:

Following Council approval of event incentive funding for the Tour of Tasmania (subject to the approval of the Stage) to be held on Wednesday 2 October, detailed discussions and planning has taken place between Council officers, Cycling Australia and Tasmania Police to formulate the Launceston Stage so as to optimise Community benefit and Launceston City Council exposure from the event, whilst creating the least amount of disruption to traffic flow within the City.

14.2 Tour of Tasmania - Launceston Stage...(Cont'd)

It is planned to commence the Stage at Inveresk circular parking area with a Community Activation Program followed by a neutralised race start Peloton procession (which will involve a rolling road closure managed by Tasmania Police) via iconic Launceston landmarks (SBS broadcast leverage) departing the City via East Tamar Hwy, Newnham Link, Georgetown Road, Lilydale Road and returning back to East Tamar Highway and across the Batman Bridge, via Deviot and Gravelly Beach, finishing at Grindelwald. This will see roads closed for a small duration of time whilst the Peloton passes by.

Tasmania Police have given in principle support to the course as proposed.

ECONOMIC IMPACT:

Consideration contained in report.

ENVIRONMENTAL IMPACT:

Consideration contained in report.

SOCIAL IMPACT:

Consideration contained in report.

STRATEGIC DOCUMENT REFERENCE:

Events Strategy - Goals 2 (Tourism), 3 (Economic) & 4 (Investment).

BUDGET & FINANCIAL ASPECTS:

N/A

DISCLOSURE OF INTERESTS:

The officer has no conflict of interest in this item.

I certify that I have reviewed and approved this advice and recommendation.


Michael Stretton: Director Development Services

ATTACHMENTS:

1. Proposed Stage 4 Caterpillar Tour of Tasmania.
-



we are cycling...
...start to finish

Stage 4 Caterpillar Tour of Tasmania – Launceston to Grindelwald

Direction	Detail
	START - Inveresk Precinct, Invermay Rd
LEFT	Tamar St
RIGHT	William St
LEFT	St John St
LEFT	Paterson St
RIGHT	George St
LEFT	Brisbane St
LEFT	Tamar St
LEFT	Lindsay St
RIGHT	Goderich St
Continue	Goderich St becomes East Tamar Hwy (A8)
RIGHT	George Town Rd
LEFT	Lilydale Rd (B81)
Pass	Russells Plains Rd
	RACE START
Continue	Lilydale Rd (B81) becomes Golconda Rd (B81)
LEFT	Second River Rd
RIGHT	Bangor Rd
RIGHT	Pipers River Rd (B83)
LEFT	Old Bangor Tram Rd
LEFT	Dalrymple Rd
RIGHT	East Tamar Hwy (A8)
LEFT	Batman Hwy (B73)
LEFT	Deviot Rd
Continue	Gravelly Beach Rd
LEFT	West Tamar Hwy (A7)
LEFT	Rosevears Rd
RIGHT	Graythorne Rd
RIGHT	West Tamar Hwy (A7)
LEFT	Waldhorn Dv
LEFT	Alpine Cres
	FINISH - Alpine Cres, Grindelwald

Sydney
Street: Level 2, 280 Coward Street
Mascot NSW 2020
Postal: PO Box 6310
Alexandria NSW 2015
Tel: +61 2 9339 5800
Fax: +61 2 9339 5888
Email: info@cycling.org.au
ACF ABN: 36 067 389 259

Adelaide
Street: Adelaide Super-Drome
State Sports Centre, Main North Road
Gepps Cross SA 5094
Postal: PO Box 646
Enfield Plaza SA 5085
Tel: +61 8 8360 5888
Fax: +61 8 8360 5800

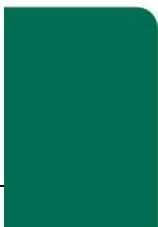
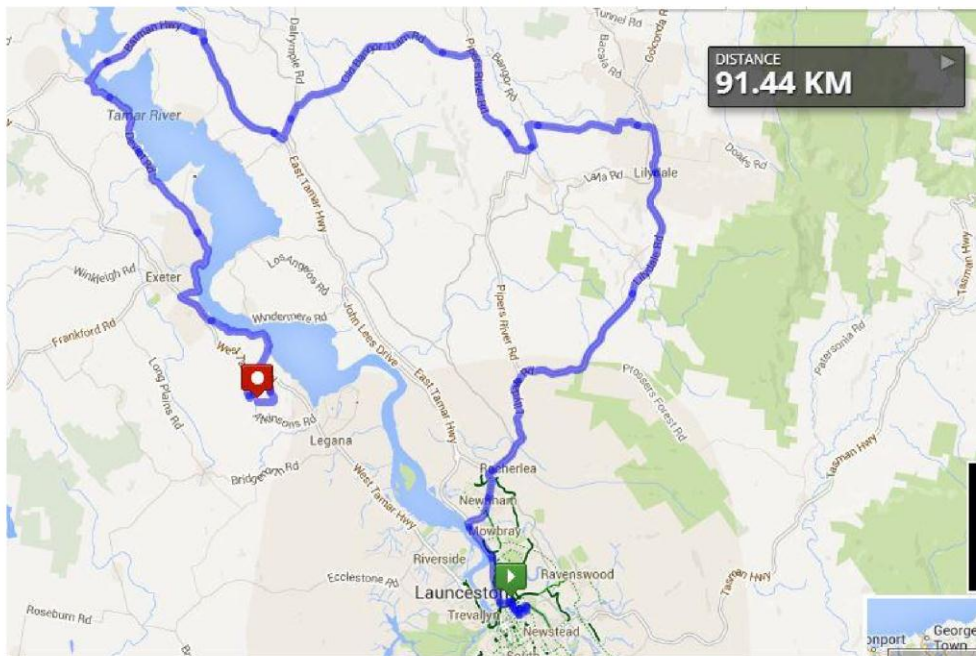
Melbourne
Suite G.02, 616 St Kilda Road
Melbourne VIC 3004
Events (ACE) Tel: +61 3 9533 3160
Commercial Tel: +61 3 9533 3150
Fax: +61 3 9533 3149
ACE ABN: 63 102 667 532
Italy
Via Lombardia 22, Castronno VA 21040

Principal Partner





we are cycling...
...start to finish



Sydney
Street: Level 2, 280 Coward Street
Mascot NSW 2020
Postal: PO Box 6310
Alexandria NSW 2015
Tel: +61 2 9339 5800
Fax: +61 2 9339 5888
Email: info@cycling.org.au
ACF ABN: 36 067 389 259

www.cycling.org.au

Adelaide
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Enfield Plaza SA 5085
Tel: +61 8 8360 5888
Fax: +61 8 8360 5800

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Commercial Tel: +61 3 9533 3150
Fax: +61 3 9533 3149
ACE ABN: 63 102 667 532

Italy
Via Lombardia 22, Castronno VA 21040

Principal Partner



14.3 Event Sponsorship - Round 2 2013/2014

FILE NO: SF5898

AUTHOR: Angela Walsh (Grants & Sponsorship Officer)

DIRECTOR: Michael Stretton (Director Development Services)

DECISION STATEMENT:

To respond to requests for event sponsorship.

PREVIOUS COUNCIL CONSIDERATION:

N/A

RECOMMENDATION:

That the following event sponsorship applications receive the recommended sponsorship amounts:

No	Request	Details	Score	Requested	Recommend	SPL	Page
1	RSPCA Launceston	Million Paws Walk - 18 May 2014	96%	\$5,000	\$5,000	1	3 - 14
2	V8 Supercars	Moonlight Cinema - 30 March 2014	95%	\$10,000	\$5,000	1	15 - 25
3	Encore Theatre Company Inc.	'The Phantom of the Opera' - 14-29 March 2014	94%	\$20,000	\$15,000	3	26 - 39
4	Events South	Women's 5k - 2 March 2014	93%	\$15,000	\$10,000	2	40 - 51
5	Tasmanian Turf Club Inc.	150th Launceston Cup Carnival - 26 February 2014	93%	\$20,000	\$20,000	4	52 - 63
6	Beverage Events Service Team	The Esk Beerfest - 17-18 January 2014	92%	\$15,000	\$10,000	2	64 - 76
7	Launceston Greyhound Racing Club	Launceston City Council Stakes - 7 July 2014	86%	\$600	\$600	1	77 - 86
8	Sudanese Community Ass. of Northern Tasmania Inc.	South Sudan Independence Day - 9 July 2014	79%	\$5,000	\$3,750	1	87 - 96
9	Chilli FM	Chilli Skyfire - 25 January 2014	78%	\$15,000	\$7,500	2	97 - 108
10	Tennis Australia	Launceston Tennis International - 2-9 February 2014	75%	\$15,000	\$8,025 *(\$6,025 Event Sponsorship / \$2,000 Commission)	2	109 - 122

14.3 Event Sponsorship - Round 2 2013/2014...(Cont'd)

That the following event sponsorship applications not be funded by Council:

No	Request	Details	Score	Requested	Recommend	Page #
11	Opcon Pty Ltd, Aust. Lung Foundation & Ministry of Sound Australia	Breath of Life Music Festival - 9 March 2014	73%	\$20,000	Not Supported \$0	123-135
12	Able Australia	Fusion a Harmony Day Celebration - 21 March 2014	72%	\$5,000	Not Supported \$0	136-147
13	Launceston Jazz Club Inc.	"That's Jazz" Festival - 27-29 June 2014	59%	\$5,000	Not Supported \$0	148-158

REPORT:

- The total requests received for Event Sponsorship Round 2 2013/2014 is \$150,400. The available event sponsorship budget for the 2013/2014 financial year is \$84,875;
- Based on the scores received the recommended allocation of funds for Round 2 2013/2014 is \$84,875.
- The normal distribution of funds (according to score) is as follows:

81 - 100%	=	100% of requested funds	or agreed SPL if different
61 - 80%	=	75% of requested funds	or agreed SPL if different
50- 60%	=	50% of requested funds	or agreed SPL if different
< 50%	=	No funding provided	or agreed SPL if different
- * **Item 10 (Tennis Tasmania)** - Under a 3 year agreement between Council and Complete Sports Marketing Pty Ltd (signed 01/10/2010 & due to expire on 01/10/2013), Council is required to pay CSM a 'trailing commission' in respect of events originally secured by CSM '*whilst ever those events continue to be held in Launceston local government area (even if that goes beyond the terms of the agreement, except where Council is required to renegotiate the terms for the event).*' The relative fee for the Launceston Tennis International is currently being negotiated however the maximum amount payable (based on current participant numbers) is \$2,000 +GST (<500 participants).

14.3 Event Sponsorship - Round 2 2013/2014...(Cont'd)

- The Assessment Panel has assessed each application against the sponsorship package level (SPL) unanimously agreed upon by the Assessment Panel for the particular event, using the assessment criteria (detailed below) and the recommendations contained herein are within the available event sponsorship budget for the 2013/2014 financial year.
- The full details of each request are set out in a separate report which has been distributed to Aldermen together with an analysis of the events and their respective scores.

Mandatory Criteria

- Community benefit must be the primary purpose of the event
- Event is held within the Launceston Municipal area
- Responds to one or more priorities identified in the Launceston City Council Events Strategy
- A detailed budget must be included with the application
- A risk management plan (for the event) must be included with the application

Assessment Criteria

- Alignment with Launceston brand (only applies to SPL 2 - 4)
- Event complements, diversifies and does not clash or conflict with the events calendar
- Project plan for the event demonstrates planning relevant to scale of event
- Budget for the event is realistic and includes evidence of other support? (i.e. fundraising, sponsorship, use of volunteers, in-kind support, etc)
- Environmentally sustainable practices for the event have been adequately addressed
- Do the aims and outcomes benefit (social and/or economic) the Launceston community and are they achievable?

Sponsorship Package Levels

SPL1 - up to \$5,000.00

Would typically be an event, held in the Launceston Municipal Area, that is primarily for the local community and attracting predominately local or regional audience and/or has a relatively small budget, or where a smaller contribution from LCC is sought.

SPL2 - up to \$10,000.00

Would typically be an event, held in the Launceston Municipal Area, that attracts a larger audience, including from outside the region, and/or would have a demonstrable economic benefit to the community, for example by increasing visitor numbers and accommodation bookings.

14.3 Event Sponsorship - Round 2 2013/2014...(Cont'd)

It may also include significant events that have a community benefit and that may attract additional infrastructure or venue hire costs.

SPL3 - up to \$15,000.00

Would typically be an event, held in the Launceston Municipal Area, that would have state or national appeal, attracting larger audiences and accommodation nights sold, and potentially significant exposure. It may also include significant events that have a positive economic or tourism impact and may attract additional infrastructure or venue hire costs.

SPL4 - up to \$20,000.00

Would typically be an event, held in the Launceston Municipal Area, for the region and/or state, attracting significant numbers of patrons from intra and interstate, providing demonstrable economic and tourism benefits for Launceston and the region. Sponsorship at this level would be restricted to existing proven events that are able to demonstrate attendance figures and impact on the local economy.

ECONOMIC IMPACT:

Approval of the recommended event sponsorship will result in a positive economic impact to the Launceston community.

ENVIRONMENTAL IMPACT:

Approval of the recommended event sponsorship will have minimal impact on the environment.

SOCIAL IMPACT:

Approval of the recommended event sponsorship will provide a number of valuable social impacts for our community.

STRATEGIC DOCUMENT REFERENCE:

Launceston City Council Events Strategy

14.3 Event Sponsorship - Round 2 2013/2014...(Cont'd)

BUDGET & FINANCIAL ASPECTS:

Available Funds	\$84,875
Amount recommended this Round	\$84,875
Balance	\$0
Remaining Rounds 2013/2014	N/A

DISCLOSURE OF INTERESTS:

The author has no conflict of interest in this item.

I certify that I have reviewed and approved this advice and recommendation.



Michael Stretton: Director Development Services

15 FACILITY MANAGEMENT AND GOVERNANCE SERVICES**15.1 Launceston Municipal Emergency Management Plan****FILE NO:** SF0031**AUTHOR:** Bev Allen (Emergency Management Officer)**DIRECTOR:** Rod Sweetnam (Director Facility Management and Governance Services)

DECISION STATEMENT:

To present Council with a revised Municipal Emergency Management Plan (MEM Plan), for adoption.

PREVIOUS COUNCIL CONSIDERATION:

N/A

RECOMMENDATION:

That Council formally adopt the revised and updated Municipal Emergency Management Plan (Issue 14, 2013) and that the plan be forwarded to the State Emergency Management Controller for authorisation.

REPORT:

Under the requirements of the Emergency Management Act 2006, Council is obligated to review and submit for reauthorisation its Municipal Emergency Management Plan every two years. At its meeting on the 9th August, 2013, the Municipal Emergency Management Committee approved the MEM Plan, and requested it be forwarded to Council for adoption.

The plan has been reviewed, re-formatted and re-written in line with the Tasmanian Emergency Management Plan 2013. This enables consistency with plans at all levels throughout the state (municipal, regional and state), and falls in line with requests from the State Emergency Service.

ECONOMIC IMPACT:Not relevant to this item

15.1 Launceston Municipal Emergency Management Plan...(Cont'd)

ENVIRONMENTAL IMPACT:

Not relevant to this item

SOCIAL IMPACT:

The Local Government Act 1993 requires Councils *provide for the health, safety and welfare of the* community, while the Emergency Management Act 2006 requires that Councils have an Emergency Management Coordinator and prepare an Emergency Management Plan. It is therefore vital that Council has a current and up to date Emergency Management Plan which can be enacted upon to maintain the safety of the Community.

STRATEGIC DOCUMENT REFERENCE:

Local Government Act 1993 Section 20(1)(a)

Emergency Management Act 2006

BUDGET & FINANCIAL ASPECTS:

N/A

DISCLOSURE OF INTERESTS:

The officer has no conflict of interest in this item.

I certify that I have reviewed and approved this advice and recommendation.


Rod Sweetnam: Director Facility Management & Governance Services

ATTACHMENTS:

1. Draft Launceston Municipal Emergency Management Plan (distributed electronically)
-

17 INFRASTRUCTURE SERVICES**17.1 Lease - Northern Tasmanian Croquet Centre****FILE NO:** SF0892**AUTHOR:** Andrew Smith (Manager Parks and Recreation)**DIRECTOR:** Harry Galea (Director Infrastructure Services)

DECISION STATEMENT:

To consider the lease arrangements for the Northern Tasmanian Croquet Centre.

PREVIOUS COUNCIL CONSIDERATION:

Nil

RECOMMENDATION:

That Council approves a lease to Northern Tasmanian Croquet Centre based at St Leonards Sports Centre under the following terms:

- the term shall be five (5) years commencing on 1 July 2013 immediately following the current lease term
 - the lease amount shall be as follows:
Year 1 - \$1,000; Year 2 - \$1,500 and from Year 3 onwards \$2,000 p.a.
Plus GST and annual CPI increases calculated after Year 3.
 - For the term of the lease:
 - tenant to be responsible for:
 - Government taxes (including land tax on a single holding basis)
 - Council rates as apportioned
 - energy costs
 - volumetric and connection charges for water
 - sewerage charges
 - tenant shall continuously maintain:
 - any infrastructure or any infrastructure installed by the tenant or council in relation to the tenants occupation
 - building in good and reasonable order
 - public liability insurance of at least \$20 million
-

17.1 Lease - Northern Tasmanian Croquet Centre...(Cont'd)

REPORT:

The Northern Tasmanian Croquet Centre is part of the St Leonards multi sports complex. In March 2011 it was first used to host the Australian Croquet Association (ACA) Men's Association Croquet Championships. The competitions that are organised by the Northern Region Croquet Committee are mostly held there and they have a growing number of TCA competitions. It is hoped that at least one National competition will be held there each year.

The centre was developed during 2012 using largely Council funding of \$132,000 with \$34,000 grant funding from Sport & Recreation.

The Northern Tasmanian Croquet Centre (NTCC) have been maintaining the lawns with some Council assistance since commissioning of the centre and a lease is now required to determine the ongoing responsibilities for the operation of croquet centre.

The fees of \$2,000 per annum have been developed with reference to the submission by the NTCC (Attachment 1) and a consideration of the current lease fees for both Royal Park and East Launceston Croquet Club of approximately \$1,000 per annum. In recognition of the clubs submission and uncertainty over water supply costs it is proposed to phase in the full lease charges over the first three years of the lease. The NTCC have indicated this will enable en-able them to build memberships and reach a sustainable financial position to cover the lease charges.

The NTCC have requested consideration be given by Council to under write water costs over and above \$3,000 in the 2013/2014 year. Officers are of the view if issues arise that are significant above expectations in the 2013/2014 year that this be addressed through a separate submission from the club and consideration be given by Council at a later date if required.

Section 178 of the Local Government Act which requires that the leases of public land that exceed five years be advertised given that this lease does not exceed five years then public notice is not required.

It is also recommended that under the terms and conditions of the lease that Council require the lessee to supply annual membership participation data to support future planning and resource allocation assessment.

ECONOMIC IMPACT:

There is no economic impact with this proposal.

17.1 Lease - Northern Tasmanian Croquet Centre...(Cont'd)

ENVIRONMENTAL IMPACT:

There will no environmental impact with this decision.

SOCIAL IMPACT:

There is a positive social impact with this proposal as it will allow a popular sport to continue to grow at the site.

STRATEGIC DOCUMENT REFERENCE:

Launceston Community Plan 2010 Preferred Future Five : Healthy & Active People, Strategy Three - Encourage physical activity

BUDGET & FINANCIAL ASPECTS:

The facility (includes turf maintenance, building interior and building exterior) is maintained by the NTCC.

Council will receive an income of approximately \$8,500 plus GST and relevant CPI adjustments over the five year term of the lease. The lease amount was determined on ability to pay and comparing similar uses at other venues. The capital value of the facility was not a determinant in calculating the annual lease value.

The budget adjustment consideration of this item has been approved by the Director Corporate Services.

DISCLOSURE OF INTERESTS:

The officer has no conflict of interest in this item.

I certify that I have reviewed and approved this advice and recommendation.



Harry Galea: Director Infrastructure Services

ATTACHMENTS:

1. Letter from NTCC
 2. Map of leased area
-

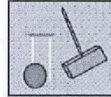
ATTACHMENT 1.

Northern Tasmanian Croquet Centre

Based at St. Leonards Sports Centre, Launceston

Correspondence

Attention: Bob Godfrey (Secretary)
3 Stone Street, West Launceston, TAS 7250.
Tel: (03) 6334 6656
Email: bobgodfrey1@gmail.com



Enquiries

Ian Scott (President)
Tel: (03) 6395 1048
eMail: ijscott@aapt.net.au

To: Tricia De Leon-Hillier
Parks Lease Management Officer
Launceston City Council
PO Box 396
LAUNCESTON TAS 7250

24th July, 2013

I refer to our recent phone conversation and subsequent meeting with yourself and Andrew Smith regarding a lease by us of the croquet centre at St. Leonards.

On behalf of my Board, and subject to your approval, we propose that the lease run for a period of 5 years, after which time its terms and conditions be reviewed. We ask that the annual lease be \$1000 for the year commencing July 1st 2013, \$1500 for the year commencing July 1st 2014, and \$2000 thereafter, all amounts indexed by the CPI. The graduated lease figure is requested in order that the centre can continue to offer services to community groups such as Able Australia while still trying to grow its membership from a fairly low base.

The Centre understands that it will be responsible for the following:

1. Lawn maintenance
2. Building and Contents Insurance
3. Public Liability Insurance
4. Water Consumption
5. Electricity
6. Rates and Land Tax if applicable.

We have argued in our meetings that some initial assistance with water could be justified given that historic water costs have been difficult to estimate.

We accept that water consumption needs to be a charge on us as users, but we are nervous about the commitment we are taking on in this regard. We clearly need to monitor water usage frequently and regularly. Should consumption costs be greater than our initial capacity to pay, we would ask for the opportunity to discuss how best this can be managed at least for this financial year, and ask that you give consideration to underwriting any water costs over a limit of \$3000 in 2013/14.

We look forward to hearing from you.



Bob Godfrey (Secretary)



The public sewer, water and, if in the combined drainage area, stormwater infrastructure shown on this plan is under the ownership, control and maintenance of Ben Lomond Water.

Created: 2/7/2013 CRM

NOTE:

While all reasonable care has been taken to ensure the accuracy of the information portrayed on this plan its purpose is to provide a general indication of the location of Council services. The information provided may contain errors or omissions and the accuracy may not suit all users. A site inspection and investigation is recommended before commencement of any project based on this data. This note forms an integral part of this plan. Launceston City Council 2012

**Northern Tasmanian
Croquet Centre**

Scale : 1:750
(at A4)



Parks & Recreation



17.2 Proposed Street Name - Atratus Rise**FILE NO:** DA0669/2011; SF0621**AUTHOR:** Sonia Smith (Engineering Officer - Development)**DIRECTOR:** Shane Eberhardt (Acting Director Infrastructure Services)

DECISION STATEMENT:

To approve a new name for a rural road off Windermere Road at Swan Bay

PREVIOUS COUNCIL CONSIDERATION:

N/A

RECOMMENDATION:

That Council approve the name Atratus Rise for the new rural road off Windermere Road at Swan Bay between 1211 and 1249 Windermere Road.

REPORT:

An application for subdivision of land at 2043 East Tamar Highway to create 32 additional lots was approved on 17 May 2012. Stage 1 of the development required the construction of a new road approximately 200 metres long.

The developers were given the opportunity to submit names for the new road. The proposed names 'Scenic Rise' and 'Catagunya Rise' do not accord with the Tasmanian Government document Rules for Place Names in Tasmania

In the instance of 'Scenic Rise', the use of the descriptor 'scenic' as the specific part of the name is not supported as it results in duplications of place names (Section 41).

In the instance of 'Catagunya Rise', Section 12 discusses the use of Aboriginal place names and states that these are '*generally not to be assigned to a man-made feature, suburb/locality or carriageway.*'

17.2 Proposed Street Name - Atratus Rise...(Cont'd)

Furthermore there are currently four instances of the name Catagunya all located on the lower Derwent River near Ouse and associated with the power station commissioned in 1962 and the approval of a feature remote from this location bearing the name Catagunya is not supported by the Nomenclature Board of Tasmania.

With no further names submitted from the developer, a series of potential names were provided by the Council officer for consideration by the developer. Names included those derived from original grantees of the land and contractions of words associated with swans and the name of the developer.

The name Atratus Rise was also proposed, with *Cygnus atratus* being the species name of the Black Swan. Given the swan association of the area i.e. Swan Bay and the name initially proposed by the developer (Catagunya Rise is an Aboriginal word for swan) the name Atratus Rise is proposed for approval.

ECONOMIC IMPACT:

This decision has no economic impact.

ENVIRONMENTAL IMPACT:

This decision has no environmental impact.

SOCIAL IMPACT:

This decision has no social impact.

STRATEGIC DOCUMENT REFERENCE:

The goal within Council's Strategic Plan (2008-2013) which is considered relevant is:

Goal 2.1 - Facilitate a sustainable approach to enhanced access to and within the municipality.

BUDGET & FINANCIAL ASPECTS:

N/A

17.2 Proposed Street Name - Atratus Rise...(Cont'd)

DISCLOSURE OF INTERESTS:

The officer has no conflict of interest in this item.

I certify that I have reviewed and approved this advice and recommendation.



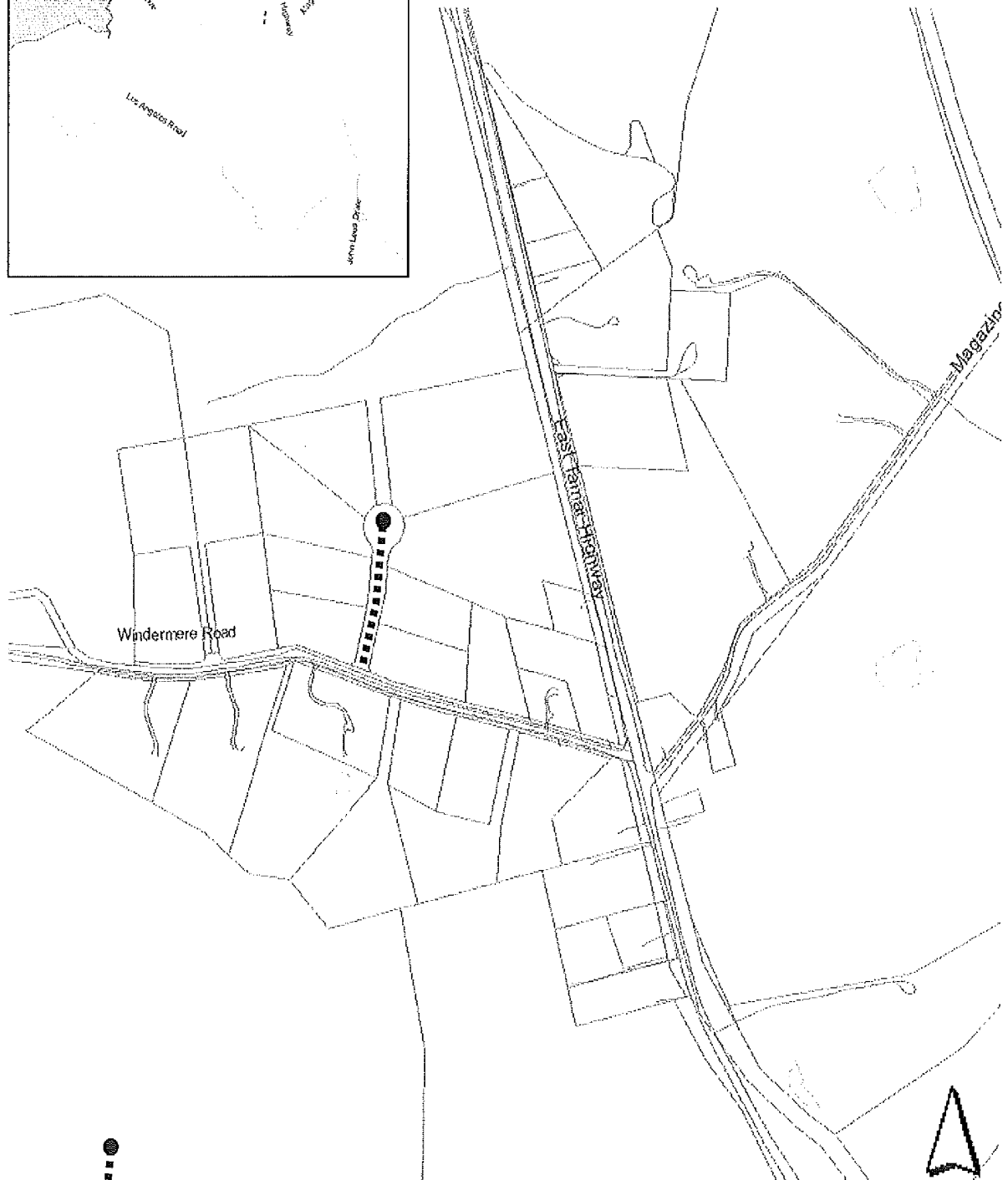
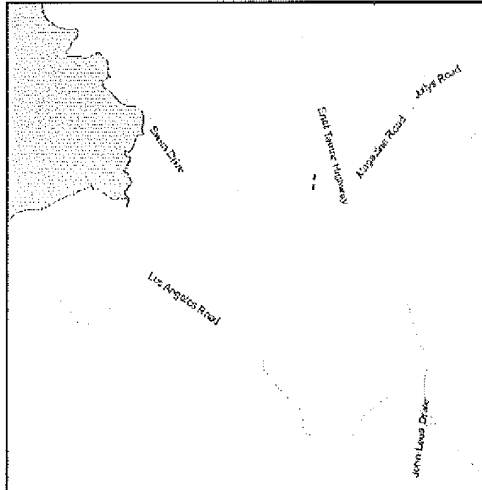
Shane Eberhardt: Acting Director Infrastructure Services

ATTACHMENTS:

1. Location plan: Proposed road name - Atratus Rise
-

ATTACHMENT 1

Location plan - Atratus Rise



Denotes alignment of new road - Atratus Rise



17.3 Disposal of land abutting West Tamar Road to 26 Forest Road**FILE NO:** SF2150; DA0003/2011**AUTHOR:** Sonia Smith (Engineering Officer - Development)**DIRECTOR:** Shane Eberhardt (Acting Director Infrastructure Services)

DECISION STATEMENT:

To obtain approval for the disposal of 46m² (+/-) of land situated adjacent West Tamar Road and abutting 26 Forest Road.

This decision requires an absolute majority of Council.

PREVIOUS COUNCIL CONSIDERATION:

N/A

RECOMMENDATION:

That Council sell the land to the adjoining property owner at 26 Forest Road

- i. for the assessed valuation of \$3,000.00
 - ii. that the land be added to the proposed lot 2 shown in DA0003/2011 and
 - iii. the purchaser of the land pays the Council-incurred costs of seeking the valuation report
-

REPORT:

Council granted a planning permit DA0003/2011 for the subdivision of land at 26 Forest Road to create two residential lots on 21 March 2011 with lot 2 proposed to have frontage to West Tamar Road.

Subsequent to the issue of the planning permit and during the process of the developer seeking approval from the Department Infrastructure, Energy and Resources for the new vehicular access to the State controlled West Tamar Road, it was determined that a parcel of land approximately 46m² in area exists between the road reserve for West Tamar Road and 26 Forest Road (Attachment 1).

17.3 Disposal of land abutting West Tamar Road to 26 Forest Road...(Cont'd)

The land owned by Council is a triangular shaped parcel, and is part of CT147502 folio 1 being the balance of the "Roads of Trevallyn title". The survey notes to Registered Plan 74030 indicate that in 1947 the adjacent property owners consented to the closing of the road way and for the road way notation to be removed from the plan. Perhaps at the time there was an intention to transfer the land once it was no longer road to the adjacent owners. That appears to have happened for two lots created under Registered Plan RN 74030 however the area adjacent to 26 Forest Road is yet to be dealt with.

The result of the existence of this parcel of land is that the property at 26 Forest Road does not have frontage to West Tamar Road and on that basis lot 2 cannot be created, voiding the permit.

From a planning perspective, no third party objections were received to the application for the 2011 subdivision permit nor were there any objections from internal departments in relation to the proposal.

Any decision relating to the disposal of an interest in land, be it an easement, right of way or freehold, requires a resolution of Council and must be accompanied by a valuation of the interest.

Officers sought a valuation report from Opteon (Goulburn North East Victoria) Pty Ltd who have advised a fair market price of \$3,000.00 for the freehold sale of the land.

It is recommended that the land be incorporated into the final plan of survey prepared for DA0003/2011, resulting in lot 2 being approximately 46m² larger giving a lot size of approximately 900m² rather than allowing the parcel to simply be transferred to the owner of 26 Forest Road.

Continued ownership of the land by Council represents an ongoing liability for an isolated parcel of land and there is no detriment to the Council in disposing of the land.

ECONOMIC IMPACT:

Consideration contained in Report.

ENVIRONMENTAL IMPACT:

There is no environmental impact associated with this decision.

17.3 Disposal of land abutting West Tamar Road to 26 Forest Road...(Cont'd)

SOCIAL IMPACT:

Consideration contained in Report.

STRATEGIC DOCUMENT REFERENCE:

Transfer of the road lot will meet an objective identified in the Strategic Plan 2008-2013 item 3.2 - "*Facilitate effective regional and economic development in Launceston and the Tamar Valley in order to achieve enhanced investment, development, livability, tourism, employment and competitiveness*".

BUDGET & FINANCIAL ASPECTS:

Minor costs are offset by elimination of a potential liability.

DISCLOSURE OF INTERESTS:

The officer has no conflict of interest in this item.

I certify that I have reviewed and approved this advice and recommendation.



Shane Eberhardt: Acting Director Infrastructure Services

ATTACHMENTS:

1. Location Plan - Land abutting West Tamar Road vicinity 26 Forest Road
 2. Survey diagram - Land abutting West Tamar Road vicinity 26 Forest Road
-

18 CORPORATE SERVICES**18.1 Deregistration Tasmanian Water and Sewerage Corporation (Northern Region) Pty Limited trading as Ben Lomond Water****FILE NO:** SF5137 / SF5138**AUTHOR:** Michael Tidey (Director Corporate Services)

DECISION STATEMENT:

To consider a request by the Board of TasWater to support the deregistration of Ben Lomond Water.

PREVIOUS COUNCIL CONSIDERATION:

N/A

RECOMMENDATION:

That the Launceston City Council being a member of Tasmanian Water and Sewerage Corporation (Northern Region) Pty Limited (ACN 133 655 062) (the Company) hereby agree that as the Company is not carrying on business, that the Company apply to the Australian Securities and Investments Commission for voluntary deregistration.

REPORT:

The following information is quoted directly from information provided by TasWater.

The Boards of TasWater and the original water and sewerage corporations have adopted a wind up plan for the four corporations now that the new statewide corporation is operational and trading. The plan works toward the orderly wind up of the corporations after the normal end of year processes are completed.

The simplest option for the current water corporations is to have them deregistered as dormant companies.

18.1 Deregistration Tasmanian Water and Sewerage Corporation (Northern Region) Pty Limited trading as Ben Lomond Water...(Cont'd)

The Boards consider this a sensible approach given that, as at 30 June 2013, the original corporations transferred their assets, rights, liabilities and employees to TasWater under the Water and Sewerage Corporation Act 2012 and surrendered their individual operating licences under the Water & Sewerage Industry Act 2008.

In essence, the original corporations are no longer trading and, when the Water and Sewerage Corporations Act 2008 is repealed, will have no enabling legislation under which to exist.

Deregistering the corporations, rather than adopting other options, also means that the Board can attend to the process rather than having to appoint and pay a Liquidator for each business.

This matter was discussed at the general meeting of TasWater in May 2013 and the meeting noted the intention to proceed on this basis.

Corporations Law and the Australian Securities and Investments Commission (ASIC) prescribe particular actions to deregister companies. While the Board will attend to these matters generally, one of the requirements is that ALL owner councils in each region agree to deregister their respective corporation.

The Board has recently adopted the financial accounts for 2012-13 for the corporation. Therefore, while there are still a number of tasks to be undertaken, it is appropriate now to recommend to owner councils in each region that each council formally resolves to deregister the corporation.

ECONOMIC IMPACT:

N/A

ENVIRONMENTAL IMPACT:

N/A

SOCIAL IMPACT:N/A

18.1 Deregistration Tasmanian Water and Sewerage Corporation (Northern Region) Pty Limited trading as Ben Lomond Water...(Cont'd)

STRATEGIC DOCUMENT REFERENCE:

N/A


BUDGET & FINANCIAL ASPECTS:

N/A

DISCLOSURE OF INTERESTS:

The officer has no conflict of interest in this item.

I certify that I have reviewed and approved this advice and recommendation.


Michael Tidey; Director Corporate Services

ATTACHMENTS:

1. Letter to the Mayor
-



Tasmanian Water and Sewerage Corporation
(Northern Region) Pty Limited
ABN 13 133 655 062

19 August 2013

Mayor Albert van Zetten
Launceston City Council
PO Box 396
LAUNCESTON TAS 7250

Dear Mayor van Zetten

RECOMMENDATION TO AGREE TO DEREGISTER THE CORPORATION

The Boards of TasWater and the original water and sewerage corporations have adopted a plan to deregister the four original corporations now that the new statewide corporation is operational and trading. The plan works toward the orderly wind up of the corporations after the normal end of year processes are completed.

The simplest option for the current water corporations is to have them deregistered as dormant companies.

The Boards consider this a sensible approach given that, as at 30 June 2013, the original corporations transferred their assets, rights, liabilities and employees to TasWater under the *Water and Sewerage Corporation Act 2012* and surrendered their individual operating licences under the *Water & Sewerage Industry Act 2008*.

In essence, the original corporations are no longer trading and, when the *Water and Sewerage Corporations Act 2008* is repealed, will have no enabling legislation under which to exist.

Deregistering the corporations, rather than adopting other options, also means that the Board can attend to the process rather than having to appoint and pay a Liquidator for each business.

This matter was discussed at the general meeting of TasWater in May 2013 and the meeting noted the intention to proceed on this basis.

Corporations Law and the Australian Securities and Investments Commission (ASIC) prescribe particular actions to deregister companies. While the Board will attend to these matters generally, one of the requirements is that ALL owner councils in each region agree to deregister their respective corporation.

The Board has recently adopted the financial accounts for 2012-13 for the corporation. Therefore, while there are still a number of tasks to be undertaken, it is appropriate now to recommend to owner councils in each region that each council formally resolves to deregister the corporation.

To assist in presenting the Board's recommendation to your council meeting, a short briefing paper and recommended resolution is enclosed.

Timelines

To meet the wind up project timeline, council's decision on the resolution is requested to the company secretary at eamonn.tiernan@taswater.com.au by 18 October 2013 at the latest.

Yours sincerely



Miles Hampton
Chairman

Enc. Briefing Paper, including Member consent to voluntary deregistration of the company

18.2 Local Government Act Amendments - Financial and Asset Management**FILE NO:** SF0081**AUTHOR:** Michael Tidey (Director Corporate Services)

DECISION STATEMENT:

To consider the proposed changes to the Local Government Act to include specific requirements related to financial and asset management.

PREVIOUS COUNCIL CONSIDERATION:

N/A

RECOMMENDATION:

That the Council

- a) Support in general the requirements in regard to financial and asset management included in the draft legislation;
 - b) Suggest that the requirement of the State Government to consult (Sections 70F(4), 84(2B), 85B(2)) should be mandatory rather than optional;
 - c) Suggest that the requirement to include indicators should refer to the annual report rather than the financial statements;
 - d) Seek clarification as to the reason for the scope of Audit Panels being Part 7 of the Local Government Act 1993 rather than the inclusion of standard terms of reference in regulations of the Local Government Act.
 - e) Request comment from the State Government on the changes suggested by the Council.
-

REPORT:

Attached are:

- Letter from the Director of the Local Government Office
- Summary of the proposed amendments
- Draft Bill
- Background information

There has been an ongoing project to review the financial and asset management requirements for local government. The result of that project has been a recommendation to change the Local Government Act, the changes as set out in the letter from the Director of Local Government are:

18.2 Local Government Act Amendments - Financial and Asset Management...(Cont'd)

- require councils to maintain long-term financial management and strategic asset management plans (10 years) and financial and asset management strategies;
- require councils to maintain an asset management policy;
- require councils to undertake a review of their long-term financial management and strategic asset management plans, financial management and asset management strategies and asset management policy every four years;
- require councils to provide a copy of their long-term financial management and strategic asset management plans and asset management policy to the Director of Local Government;
- require councils to report the financial and asset management sustainability indicators in their financial statements;
- require councils to maintain audit panels to provide for independent review of a council's financial system, management and governance; management plans and strategies; and systems and policies a council uses to safeguard its long-term financial position;
- provide a power for the Minister for Local Government to make orders (following consultation with LGAT and the local government sector) regarding long-term financial management and strategic asset management plans, financial management and asset management strategies, asset management policies, audit panels and financial and asset management sustainability indicators; and
- require councils to develop their strategic plan every 10 years, as opposed to at least every five years, to align and coordinate with long-term financial and asset management plans.

The intent of the recommendations is generally appropriate; the areas of possible concern are whether the inclusion of some of the elements are better managed through regulation rather than legislation or by some other means. There are some general principles that the Council has usually applied when considering these types of management practice or procedural issue.

- Local government should be primarily accountable to the community rather than the State Government.
 - Regulation is preferable to legislation as it can be more regularly and easily updated.
 - The focus (and wording) should relate to outcomes sought rather than process prescription.
-

18.2 Local Government Act Amendments - Financial and Asset Management...(Cont'd)

Requirement	Section	Response	Comment
10 year plan and strategies	S70	Agree	Minimum standard for long-term plans.
Asset management strategies	S70D	Partial Agreement	States that the strategies 'set out in detail...' Needs to be at an appropriate and useful level, not detail for its own sake.
Review at least every 4 years	S70E	Agree	
Require that a copy is to be provided to Director	S70E(2)	Not Necessary	Should be a matter for the Council to oversee not the Director of Local Government.
Minimum contents	S70F S70F(4)	Partial Agreement	Agree with use of order and regulation. Requirement to consult with local government should be mandatory.
Indicators included in financial statements	S84(2A)	Disagree	Should be in annual report (a) Completion within 45 days may not be possible. (b) May complicate the annual audit.
Indicators	S84(2B)	Disagree	Requirement to consult with local government should be mandatory.

18.2 Local Government Act Amendments - Financial and Asset Management...(Cont'd)

Audit panels	S85(a)	Partial Agreement	Standard terms of reference should be set out in regulations rather than referencing a Part of the Act.
	S85B(2)	Disagree	Requirement to consult with local government should be mandatory.

The areas of partial agreement are largely procedural. The draft legislation states that 'The Minister may consult...' this should not be a discretionary obligation. In regard to the inclusion of indicators in the financial statements a concern is that, although the indicators are financial, their inclusion in the statements may create difficulties in complying with the requirement to have financial statements materially complete within 45 days of 30 June.

The scope of the Audit Panels is Part 7 of the Local Government Act 1993 which comprises:

Part 7 - Administration

Division 1 - General Manager and employees

- 61. Appointment of general manager
- 62. Functions and powers of general manager
- 63. Employees
- 64. Delegation by general manager
- 65. Qualified persons

Division 2 - Plans and report

- 66. Strategic plan
- 67. *repealed*
- 68. Proposed strategic plan
- 69. Public inspection of strategic plan
- 70. *repealed*
- 71. Annual plan
- 72. Annual report
- 72A. GST dispute statement

Division 3 - Annual General Meeting

- 72B. Annual general meeting

COUNCIL AGENDA

Monday 9 September 2013

18.2 Local Government Act Amendments - Financial and Asset Management...(Cont'd)

The use of a model or standard terms of reference is an alternative that could be used to scope Audit Panel activities. Councils would need to meeting minimum requirements and also extend to meet any local matters.

ECONOMIC IMPACT:

N/A

ENVIRONMENTAL IMPACT:

N/A

SOCIAL IMPACT:

N/A

STRATEGIC DOCUMENT REFERENCE:

Goal: Engaging our community and delivering responsible management

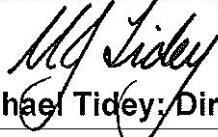
BUDGET & FINANCIAL ASPECTS:

N/A

DISCLOSURE OF INTERESTS:

The officer has no conflict of interest in this item.

I certify that I have reviewed and approved this advice and recommendation.



Michael Tidey, Director Corporate Services

ATTACHMENTS:

1. Letter from the Director of the Local Government Office (distributed separately)
 2. Summary of the proposed amendments (distributed separately)
 3. Draft Bill (distributed separately)
 4. Background information (distributed separately)
-

19 GENERAL MANAGER**19.1 LGAT General Meeting - Form View on Motions Submitted****FILE NO:** SF 2217**AUTHOR:** Megan Brown (Acting Manager Corporate Strategy)**GENERAL MANAGER:** Robert Dobrzynski (General Manager)

DECISION STATEMENT:

To consider and form a view on the Local Government Association of Tasmania Agenda items for the Association's General Meeting scheduled for 18 September 2013.

PREVIOUS COUNCIL CONSIDERATION:

N/A

RECOMMENDATION:

1. That, other than the motions listed in the attached table, Council accepts that the decisions sought, in respect of the motions listed to be considered at the LGAT General Meeting of 18 September 2013 respectively, are effectively to note the situation relevant to each topic and requests the Mayor or Council's representative to the General Meeting to vote accordingly.
 2. That in respect of motion 2.1 and 2.2 in the attached table, Council adopts the motion as presented with Council's view to be conveyed through the Mayor or representative to the General Meeting.
-

REPORT:

The LGAT agenda for the Association's General Meeting to be held on 18 September 2013 has been circulated to all Aldermen and Directors.

The purpose of the report is to ensure all Aldermen are aware of the motions to be considered and noted by the association and to enable Council to consider and provide direction to the Mayor or representative in voting on the respective motions.

The majority of motions listed on this General Meeting's agenda are for noting, with the exception of motions 2.1 and 2.2 (see attached)

19.1 LGAT General Meeting - Form View on Motions Submitted...(Cont'd)

ECONOMIC IMPACT:

Not applicable to this report.

ENVIRONMENTAL IMPACT:

Not applicable to this report.

SOCIAL IMPACT:

Not applicable to this report.

STRATEGIC DOCUMENT REFERENCE:

Area 5 - Governance Services - Strategic Plan 2008/13 - engaging our community and delivering responsible management.

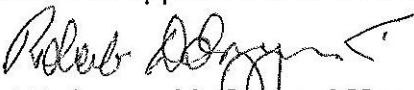
BUDGET & FINANCIAL ASPECTS:

N/A

DISCLOSURE OF INTERESTS:

The officer has no conflict of interest in this item.

I certify that I have reviewed and approved this advice and recommendation.


Robert Dobrzynski: General Manager

ATTACHMENTS:

1. Form View on Motion 2.1
 2. Form View on Motion 2.2
-

LGAT General Meeting

Ag Item	Page No	Motion	Submitting Council	LGAT/ Comment	LCC Comment
2.1	7	<p>Decision Sought</p> <p>That members note LGAT's current activity in relation to developing an ongoing training schedule for member councils and endorse the development of the training schedule.</p>	LGAT	<p>LGAT has identified a potential opportunity to improve the provision of training services tailored to Local Government. A review of Local Government Associations around Australia has identified that training, whether it be provided by or facilitated by the Association, as a key member service.</p> <p>As such, LGAT is currently consulting with councils to determine if there is support for LGAT to develop an ongoing Local Government annual training schedule for member councils. Feedback from a number of officers and General Managers has been positive with agreement that there is a need for Local Government tailored training.</p> <p>It is envisaged that the training schedule would be broken into distinct parts. These include:</p> <ul style="list-style-type: none"> • Training for councillors; • Training for staff in emerging strategic areas (such as legislative change); and • Generic, Local Government specific professional development training for staff. <p>LGAT does not intend to run all the training. Largely it will be brokered with providers and marketed through our website. Different modes of training will be provided including webinars; e- learning and face to face. Once the program is established registration will be available through the LGAT website. Councils will also be encouraged to raise potential new training requirements as the</p>	<p>Recommendation:</p> <p>Michael Tidey - Director Corporate Services</p> <p>Training schedule supported</p>

LGAT General Meeting

Ag Item	Page No	Motion	Submitting Council	LGAT/ Comment	LCC Comment
				<p>need arises.</p> <p>Key areas of need identified through the initial review and consultation stage include: Elected Members: Good governance Councillor roles and responsibilities Financial issues in Local Government Meeting procedures Land-use planning Community leadership Building an effective relationship with your General Manager</p> <p>Staff- strategic areas Occupational health and safety Asset management Procurement Financial management Industrial relations</p> <p>Staff- generic Chairing effective meetings Introduction to Local Government Introduction to the Local Government Act Community engagement Customer service and complaint handling</p> <p>The next phase of the project will include in-depth discussions with potential providers and further scoping of each of the training programs. Budget Impact LGAT policy officer time to develop and negotiate the schedule with providers. Training will generally be run on a cost recovery basis.</p>	

LGAT General Meeting

Ag Item	Page No	Motion	Submitting Council	LGAT/ Comment	LCC Comment
2.2	8	<p>DECISION SOUGHT</p> <p>That the Local Government Association of Tasmania request the State Government to give priority to LGAT's previous request for the review of Section 87(1)(d) of the Local Government Act 1993 relating to the provision of exemptions for payment of rates for land owned or occupied exclusively for charitable purposes, with the express desire that the provision be amended to remove the ability</p>	Kingborough Council	<p>This is a vexed issue and one which councils have chosen to take differing positions on over a long period of time. The issue arises in terms of what is a charitable purpose? While the entity of itself may be a charity, it does not follow that the activities that are being conducted on a particular piece of land are "charitable" in their own right. Fee paying students supported by significant federal and state funding, along with fee based nursing homes questions the "charitable" element of these facilities.</p> <p>At the time the review into taxation and charges between State and Local Government was undertaken, the proposition for being able to charge rates for public schools and other state facilities was that other entities would be treated the same way.</p>	<p>Recommendation:</p> <p>Michael Tidey - Director Corporate Services</p> <p>The motion is supported, in part.</p> <p>The legislation referred to states in part (d), land or part of land owned and occupied exclusively for charitable purposes.</p> <p>This requires ownership and occupation by a charitable organisation for there to be an exemption. The advice the Council has received is that nursing homes do not meet (for all tenancies) the occupation test and so are not exempt.</p> <p>Thus it could be argued that change for these homes is not required. However a legislative change would be useful for the avoidance of any dispute as to the power to rate these properties and so achieve a consistent and more equitable outcome for all.</p> <p>The issue in regard to schools is less clear from a policy position. The State</p>

LGAT General Meeting

Ag Item	Page No	Motion	Submitting Council	LGAT/ Comment	LCC Comment
		of Church operated schools and nursing homes to receive an exemption.		This is considered a matter requiring decisive action with all councils taking a similar position – regardless of denomination or specific activity in their municipal area. A clear message was provided by owner councils that the concession arrangements for certain organisations would be wound up over a three year period and this needs to be further considered in the context of rates.	<p>and Local Government Financial reforms made State schools and hospitals rateable (and Council's subject to certain taxes) with the objective of a revenue neutral outcome for State and Local Government.</p> <p>From the perspective of understanding the true cost of education these properties could be similarly rateable. However the policy decision of State and Local Government to tax each other does not raise the same equity issue that people living in residential villages not being rated while people in their own homes are. Education is defined as a charitable activity and so the ownership and occupation tests meet the exemption requirements. If this change were pursued what should it should it mean generally for other educational institutions?</p> <p>The issue of rating educational institutions needs further consideration before it could be supported.</p>

20 URGENT BUSINESS

That Council pursuant to Clause 8(6) of the Local Government (Meeting Procedures) Regulations 2005,

21 WORKSHOP REPORT(S)

Nil

22 INFORMATION / MATTERS REQUIRING FURTHER ACTION

22.1 Information / matters requiring further action

FILE NO: SF3168

AUTHOR: Leisa Hilkmann (Committee Clerk / Administration Officer)

This report outlines requests for information by Aldermen when a report or agenda item will be put before Council or a memorandum circulated to Aldermen.

It will be updated each Agenda, with items removed when a report has been given.

ATTACHMENTS:

1. Information / matters requiring further action - 9 September 2013
-

MATTERS ARISING FROM COUNCIL - REQUIRING FURTHER ACTION - AT 9 SEPTEMBER 2013

Meeting Date, Item # & File No.	Outstanding Items & Action Requested	Officer Responsible & Officer Comment	Due Date
13 March 2012 Council 14.1 SF0841	<p>Duck Reach Redevelopment</p> <p><u>Resolution at Council Meeting 13/03/2012: additional point 4</u></p> <p>That Council:</p> <ol style="list-style-type: none"> 1. Consider the report outlining recent investigation into a redevelopment of the Duck Reach site. 2. Endorse the investigation of third-party investment opportunities for the redevelopment of the Duck Reach Site. 3. On finalisation of the business case analysis outlined in the report, and identification of potential third party development opportunities, Council review the redevelopment options for the Duck Reach site based on a future report. 4. Agree that further investigation by Council is predicated upon Hydro Tasmania formally committing to a minimum base flow of 2.5 cumecs which is the current voluntary release by Hydro Tasmania. 	<p>Rod Sweetnam</p> <p>Correspondence has been received from Hydro Tasmania indicating their agreement to enter into a MoU with Council. The MoU is being drafted in consultation with Hydro.</p> <p>The MoU will be presented to Council for consideration.</p> <p>Finalisation of the MOU will allow the business case analysis to proceed.</p> <p>The draft MoU has been sent to Hydro Tasmania for review and comment prior to report to Council.</p> <p>Awaiting formal response to the draft MoU as presented. This includes a binding agreement on water supply.</p> <p>A response has been received from Hydro Tasmania with changes to the document that was presented by Council. Council Officers are reviewing the proposed changes to the draft MoU made by Hydro Tasmania. Further information will be provided to Aldermen, when the review has been completed.</p> <p>Report to be presented to SPPC in August 2013.</p> <p>Further information had been requested from Hydro Tasmania. This has now been received and the report will be made to SPPC in September 2013.</p>	<p>Nov 2012</p> <p>Dec 2012</p> <p>July 2013</p> <p>August 2013</p> <p>Sep 2013</p>

23 **ADVICE OF FUTURE NOTICES OF MOTION**

24 **REPORTS BY THE MAYOR**

25 **REPORTS BY THE GENERAL MANAGER**

26 **CLOSED COUNCIL ITEM(S)**

RECOMMENDATION:

That pursuant to the provisions of Regulation 15(2) of the Local Government (Meeting Procedures) Regulations 2005, Council move into Closed Session to discuss those items nominated as Closed Session items, for the following reasons:

26.1 **Leave of Absence Application - Alderman**

15(2)(i) as it concerns, application by an elected member for leave of absence.

26.2 **Declaration of Interest - Council Employee**

15(2)(a) as it concerns personnel matters.

26.3 **Declaration of Interest - Council Employee**

15(2)(a) as it concerns personnel matters.

27 **MEETING CLOSURE**
