



City of  
**LAUNCESTON**

# **COUNCIL MINUTES**

**COUNCIL MEETING  
MONDAY 10 AUGUST 2015  
1.00pm**

# City of Launceston

COUNCIL MINUTES

Monday 10 August 2015

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The Ordinary Meeting of the City of Launceston Council was held at the Council Chambers:

Date: 10 August 2015

Time: 1.00pm

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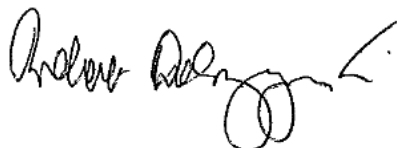
## Section 65 Certificate of Qualified Advice

### 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 Minutes Items for this meeting.



**Rod Sweetnam**  
Acting General Manager

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**Present:**                    **Alderman**                    **A M van Zetten (Mayor)**  
**R I Soward (Deputy Mayor)**  
**R L McKendrick**  
**R J Sands**  
**D H McKenzie**  
**J G Cox**  
**D C Gibson**  
**J Finlay**  
**D W Alexander**  
**S R F Wood**  
**E K Williams**  
**K Stojansek**

**In Attendance:**                    **Mr R S Dobrzynski (General Manager)**  
**Mrs L Purchase (Governance and Planning  
Coordinator)**  
**Mrs A Rooney (Committee Clerk)**

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**1 OPENING OF MEETING - IN ATTENDANCE AND APOLOGIES**

The Mayor, Alderman A M van Zetten, declared the meeting open at 1.00pm.

**2 DECLARATION OF PECUNIARY INTERESTS**

Alderman D H McKenzie declared a pecuniary interest in Agenda Item 7.1 - Amendment 9 to the *Launceston Interim Planning Scheme 2015* - Rezone from Rural Resource to Light Industrial and General Industrial; Subdivision - four lot subdivision, 574 Meander Valley Road, Prospect - Rezoning of land and subdivision to create four lots and balance land

**3 CONFIRMATION OF MINUTES****RECOMMENDATION:**

That the Minutes of the meeting of the City of Launceston held on 27 July 2015 be confirmed as a true and correct record.

**DECISION: 10 August 2015****MOTION**

Moved Alderman R I Soward, seconded Alderman J G Cox.

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

**CARRIED 11:1**

**FOR VOTE:** Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood and Alderman E K Williams

**ABSTAINED FROM VOTING:** Alderman K Stojansek

**4 DEPUTATION**

Nil

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

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**6 PUBLIC QUESTION TIME**

**6.1 Basil Fitch - Cenotaph Significance**

Mr Fitch asked if all Aldermen were aware of the historical significance of the Cenotaph and the implications of moving it?

The Mayor, Alderman A M van Zetten, responded stating that Aldermen would be debating the issues regarding the Cenotaph later in the Agenda.

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The Mayor, Alderman A M van Zetten, announced that under the provisions of the *Land Use Planning and Approvals Act 1993*, Council acts as a Planning Authority in regard to Agenda Items in Section 7.

## **7 PLANNING AUTHORITY**

Alderman D H McKenzie retired from the meeting at 1.02pm due to a declaration of Pecuniary Interest in Agenda Item 7.1 - Amendment 9 to the *Launceston Interim Planning Scheme 2015* - Rezone from Rural Resource to Light Industrial and General Industrial; Subdivision - four lot subdivision, 574 Meander Valley Road, Prospect - Rezoning of land and subdivision to create four lots and balance land

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**7.1 Amendment 9 to the Launceston Interim Planning Scheme 2015 - Rezone from Rural Resource to Light Industrial and General Industrial; Subdivision - four lot subdivision. 574 Meander Valley Road, Prospect - Rezoning of land and subdivision to create four lot**

**FILE NO:** SF6339, DA0227/2015

**AUTHOR:** Pip Glover (Town Planner)

**DIRECTOR:** Leanne Hurst (Director Development Services)

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**DECISION STATEMENT:**

1. To determine an application for Amendment 9 to the Launceston Interim Planning Scheme 2015 to rezone part of (1) title identified as Certificate of Title Volume 114487 Folio 1 at 574 Meander Valley Road, Prospect from Rural Resource Zone to Light Industrial Zone and General Industrial Zone under Section 43 (a) of the *Land Use Planning and Approvals Act 1993*.
2. To make a decision on Development Application DA0227/2015 for a subdivision to create four lots at 574 Meander Valley Road, Prospect.

**PREVIOUS COUNCIL CONSIDERATION:**

- SF4002/DA0391/2004 - Not initiate Amendment 108 to rezone part of 574 Hobart Road Youngtown from Rural to Rural Residential, refuse Development Application DA0391/2004 to subdivide part of 574 Hobart Road into 26 lots in 2 stages.
  - SF5248/DA0705/2008 - Not initiate Amendment 157 to rezone 574 Hobart Road, Youngtown, Launceston from *Rural* to *Industrial*, refuse DA0705/2008, for Subdivision – subdivide land into 2 lots and use of proposed for lot 1 a Level 1 Activity – Offensive or hazardous industry (Concrete Batching Plant); Construction of a building (offices, amenities and laboratory); Construction of a structure (silo, hoppers and storage bins) at part of “Strathroy”, 574 Hobart Road (south of the Meander Valley Highway roundabout, Prospect).
  - DA0143/2013 - approve DA0143/2013 for construction and use of a manufacturing and processing facility (concrete batching plant) and associated building, water tanks, modifications to the access, internal access road, and advertising signage - ground based sign at 574 Meander Valley Road, Prospect. (The development application was later refused by the Tribunal)
-

**7.1 Amendment 9 to the Launceston Interim Planning Scheme 2015 - Rezone from Rural Resource to Light Industrial and General Industrial; Subdivision - four lot subdivision. 574 Meander Valley Road, Prospect - Rezoning of land and subdivision to create four...(Cont'd)**

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**RECOMMENDATION:**

That the Council:

1. Pursuant to section 33(3) of the *Land Use Planning and Approvals Act 1993*, initiates Amendment 9 to the *Launceston Interim Planning Scheme 2015* to rezone 574 Meander Valley Road, Prospect (CT Volume 114487 Folio 1) from Rural Resource Zone to Light Industrial Zone and General Industrial Zone.
2. Directs Council officers to prepare draft Amendment 9 of the Launceston Interim Planning Scheme 2015.
3. In accordance with section 6(3) of the *Land Use Planning and Approvals Act 1993*, delegates to the Director of Development Services its functions under section 35(1) of the Act, for the purposes of Amendment 9 to the Launceston Interim Planning Scheme 2015.
4. In accordance with section 38(a) of the *Land Use Planning and Approvals Act 1993*, determines the period for public exhibition to be 28 days.
5. Pursuant to Section 43A of the *Land Use Planning and Approvals Act 1993*, approves DA0227/2015 for Subdivision - four lot subdivision at 574 Meander Valley Road, Prospect subject to the following conditions:

**1. ENDORSED PLANS & DOCUMENTS**

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

- a. 4 Lot Subdivision Context Plan, Prepared by 6ty°, Drawing No. P02, Project no. 14.395, Revision No. Rev C, Dated 5 June 2015.
  - b. Lot 1, Prepared by 6ty°, Drawing No. P03, Project no. 14.395, Revision No. Rev B, Dated 5 June 2015.
  - c. Lot 2, Prepared by 6ty°, Drawing No. P04, Project no. 14.395, Revision No. Rev B, Dated 5 May 2015.
  - d. Lot 3, Prepared by 6ty°, Drawing No. P05, Project no. 14.395, Revision No. Rev B, Dated 5 May 2015.
  - e. Lot 4, Prepared by 6ty°, Drawing No. P06, Project no. 14.395, Revision No. Rev B, Dated 5 May 2015.
  - f. Western Interface Plan, Prepared by 6ty°, Drawing No. P07, Project no. 14.395, Revision No. Rev B, Dated 5 May 2015.
-

**7.1 Amendment 9 to the Launceston Interim Planning Scheme 2015 - Rezone from Rural Resource to Light Industrial and General Industrial; Subdivision - four lot subdivision. 574 Meander Valley Road, Prospect - Rezoning of land and subdivision to create four...(Cont'd)**

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- g. Indicative Future Layout Services Plan, Prepared by 6ty°, Drawing No. P08, Project no. 14.395, Revision No. Rev C, Dated 5 June 2015.
- h. Indicative Future Subdivision, Prepared by 6ty°, Drawing No. P09, Project no. 14.395, Revision No. Rev C, Dated 5 June 2015.
- i. Streetscape Plan - 574 Meander Valley Road.
- j. Planning Report prepared by Integrated Planning Solutions dated December 2014, amended May 2015.
- k. Bushfire Hazard Assessment Report & Bushfire Hazard Management Plan, prepared by Rebecca Green & Associates dated 3 December 2014 and associated addendum dated 6 May 2015
- l. Traffic Impact Assessment, prepared by Cardno dated 4 June 2015.
- m. IPD Consulting Memorandum dated 7 May 2015 and 5 June 2015.
- n. Vegetation and Fauna Habitat Assessment dated prepared by AKS Forest Solutions dated November 2014 and associated addendum dated April 2015.
- o. Environmental Impact Assessment prepared by Catherine Murdoch, Certified Environmental Practitioner dated April 2015.
- p. Land Capability Assessment prepared by AK Consultants dated 27 February 2015.

**2. SUBMISSION AND APPROVAL OF LANDSCAPE PLAN/STREET TREES**

A detailed landscape plan is to be submitted which reflects the information included in the development application in addition to the requirements of the permit conditions. Final detailed landscape plans are to be approved by Council's Parks and Recreation Department. Tree species selection and tree locations are to be finalised in conjunction with the Parks and Recreation Section.

The landscape plan is to include the following:

- A vegetation screen 5m wide to be planted with Tasmanian native shrubs with a mature height of between 2.1m and 3.0m within the frontage of Lots 1 and 2 which adjoin the Meander Valley Road and Bass Highway off ramp road reserve.
  - Street trees along the proposed new internal road network as specified on the Streetscape Plan 574 Meander Valley Road which is endorsed as part of this permit.
  - Details of street tree establishment and maintenance programs including watering and monitoring programs. Street tree maintenance is to be carried out by the developer for a period of two years from sealing of the final plan.
-

- 7.1 Amendment 9 to the Launceston Interim Planning Scheme 2015 - Rezone from Rural Resource to Light Industrial and General Industrial; Subdivision - four lot subdivision. 574 Meander Valley Road, Prospect - Rezoning of land and subdivision to create four...(Cont'd)**
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### **3. AMENITY**

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

### **4. LEGAL TITLE**

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

### **5. HOURS OF CONSTRUCTION**

Construction works must only 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.

### **6. TASWATER**

The development must be in accordance with the Submission to Planning Authority Notice issued by TasWater (TWDA No. 2015/00737 - LCC) (attached).

### **7. PAYMENT IN LIEU OF PUBLIC OPEN SPACE**

Prior to the sealing of the Final Plan, the developer must pay to the Council a sum equivalent to 5% of the unimproved value of the approved lots (Lots 1-4) as determined by a registered land valuer (at the time of sealing the Final Plan) procured at the subdivider's expense.

### **8. DESIGN & CONSTRUCTION OF ROAD WORKS - DEPARTMENT STATE GROWTH**

The design of the new fourth leg of the Prospect Interchange Roundabout is to be undertaken by a suitably qualified engineer and shall demonstrate compliance with Austroads Design Guidelines and Department of State Growth requirements.

Specific design parameters to be met include:

- Layout geometry to suit a 25.0m B-Double design vehicles, including the provision of design vehicle swept paths;
  - Approach grades shall be suitable for heavy vehicle use and shall provide allowance for at least one design vehicle to store at the holding position on a grade not exceeding 4 per cent;
  - Provision of a smooth transition to the existing cross-fall of the circulating carriageway on the southern side of the existing roundabout;
-

**7.1 Amendment 9 to the Launceston Interim Planning Scheme 2015 - Rezone from Rural Resource to Light Industrial and General Industrial; Subdivision - four lot subdivision. 574 Meander Valley Road, Prospect - Rezoning of land and subdivision to create four...(Cont'd)**

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- Compliance with the mandatory requirements for sight distance Criteria 1 & 2 detailed in Section 3.2 of Austroads Guide to Road Design: Part 4B - Roundabouts;
- Provision of street lighting for the new roundabout approach to Australian Standard Category V5;
- All necessary stormwater drainage for the new works including details of any stormwater which is directed to the State Road Reserve, including open drains and underground reticulation;
- Provision of all necessary line marking, signage and any other traffic control device required by the above works.

Engineering drawings detailing the above requirements will need to be provided to State Growth at the preliminary design stage for review and acceptance prior to submitting final detail design drawings along with an application for a works permit.

All construction works must be undertaken in accordance with the approved plans and Department of State Growth standard drawings and specifications, under the supervision of a suitably qualified engineer.

## **9. DEPARTMENT STATE GROWTH PERMITS**

The developer shall obtain a permit from the Department State Growth for any works to be undertaken within the State Road reservation, including any works necessary in relation to access construction, stormwater drainage and/or traffic management control and devices from the proposal. Application requirements and forms can be found at [www.transport.tas.gov.au/road/permits](http://www.transport.tas.gov.au/road/permits) <<http://www.transport.tas.gov.au/road/permits>>, applications must be submitted at least twenty eight (28) days prior to any scheduled works. In accordance with the Roads and Jetties Act 1935, no works shall be commenced within the State Road reservation until a permit has been issued.

## **10. INSTALLATION OF THIRD PARTY INFRASTRUCTURE WITHIN STATE ROAD RESERVATION - DEPARTMENT STATE GROWTH**

The installation of third party infrastructure (ie TasWater pipelines, TasNetworks electrical cables and conduits) within the State Road reservation requires the consent of the Department State Growth.

Preliminary proposal plans to confirm design acceptability are to be submitted for consideration prior to the lodgement of detailed layout plans for approval and the applicant must apply for a Service Works permit in order to undertake the works.

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**7.1 Amendment 9 to the Launceston Interim Planning Scheme 2015 - Rezone from Rural Resource to Light Industrial and General Industrial; Subdivision - four lot subdivision. 574 Meander Valley Road, Prospect - Rezoning of land and subdivision to create four...(Cont'd)**

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Where underground services are proposed, pipelines and conduits are to be bored under all traffic lanes. Open trenching shall only be permitted in exceptional circumstances. Where it is proposed to affix infrastructure to the bridge structure, approval must be sought from the Bridge Assets Section of State Growth.

**11. 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. SOIL AND WATER MANAGEMENT CONTROL PLAN**

Prior to the commencement of works, a site management plan must be submitted detailing how soil and water must be managed on the site during the construction process. The management plan must include the following:

- a. Allotment boundaries, contours, approximate grades of slope and directions of fall.
- b. Location of adjoining roads, impervious surfaces, underground services and existing drainage.
- c. Location and types of all existing natural vegetation, the proposed location of topsoil stockpiles and the limit of clearing, grading and filling.
- d. Critical natural areas such as drainage lines, cliffs, wetlands and unstable ground.
- e. The estimated dates for the start and finish of the works.
- f. The erosion control practices to be used on the site such as cut off drains, fencing off areas to be undisturbed, revegetation program and so on.
- g. The sediment control practices to be used on site such as silt fencing, stabilised site access, filter screens for inlets to the drainage system, sediment traps and so on.
- h. Timing of the site rehabilitation or landscaping program.
- i. Outline of the maintenance program for the erosion and sediment controls.

Works must not commence prior to the approval of the Soil and Water Management Control Plan by the Director Infrastructure Services. The Plan must be implemented and maintained during construction to ensure that soil erosion is to be appropriately managed.

**13. SECTION 71 AGREEMENT - DETENTION BASINS**

The owner, under Section 71 of the Land Use Planning and Approvals Act 1993, shall enter into an agreement with the Launceston City Council to the effect that:

- a. The owner shall construct upon the Balance land Detention Basins for the purpose of limiting the maximum rate of stormwater discharge from the site to that specified in the Permit.
-



**7.1 Amendment 9 to the Launceston Interim Planning Scheme 2015 - Rezone from Rural Resource to Light Industrial and General Industrial; Subdivision - four lot subdivision. 574 Meander Valley Road, Prospect - Rezoning of land and subdivision to create four...(Cont'd)**

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- b. The owner must seek and comply with all necessary approvals from Local and State Government Authorities for the Detention Basin works,
- c. The owner must grant Council all necessary easements and rights of way over the land to provide access to the Detention Basins from a public road,
- d. The owner must not undertake, cause or permit to be undertaken any works or excavation on or to the Detention Basins without the prior written consent of the Council,
- e. Any works undertaken by the owner or with the permission of the owner but without the prior written consent of the Council shall be remediated at the owners cost,
- f. The owner must not interfere with, cause or permit to be interfered with any monitoring or communication equipment installed for the purposes of monitoring the Detention Basins operation,
- g. The owner must not interfere with, cause or permit to be interfered with any penstock, gate valve or other control mechanism used in the operation of the Detention Basins
- h. The Council shall maintain the Detention Basin infrastructure in such a manner as is necessary to maintain the function of the Detention Basins
- i. The Council must provide reasonable notice where it is proposed to access the Balance land with heavy equipment to undertake modification works to the Detention Basins.
- j. The Council must reinstate any damage caused to the land due to access by heavy vehicles for the purpose of modification to the Detention Basins to a fair and reasonable condition at the conclusion of the modification works.

The term Detention Basin shall include infrastructure such as inlet structures, spillways, outlet structures, penstocks, flow and level monitoring equipment, and telemetry as well as the earthen walls.

Such agreement shall be placed on the Certificate of Title in accordance with Section 78 of the Land Use Planning and Approvals Act 1993. All reasonable costs associated with the preparation and registration of the agreement must be met by the applicant.

#### **14. RETICULATED SERVICES**

Prior to the commencement of the use, reticulated water, sewerage and electricity must be available to each lot shown on the endorsed plans.

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- 7.1 Amendment 9 to the Launceston Interim Planning Scheme 2015 - Rezone from Rural Resource to Light Industrial and General Industrial; Subdivision - four lot subdivision. 574 Meander Valley Road, Prospect - Rezoning of land and subdivision to create four...(Cont'd)**
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## **15. SUBMISSION AND APPROVAL OF PLANS**

Prior to the commencement of the development of the site, detailed plans and specifications must be submitted to the Director Infrastructure Services for approval. Such plans and specifications must:

- a. Include all infrastructure works required by the permit or shown in the endorsed plans and specifications including:
  - i. Electricity infrastructure including street lighting. Street lighting shall use LED luminaires.
  - ii. Communications infrastructure and evidence of compliance with the 'fibre-ready' requirements of National Broadband Network.
  - iii. Evidence of assessment by TasGas Networks re provision of reticulated gas network.
- b. be prepared strictly in accordance with the Tasmanian Subdivision Guidelines and the LGAT-IPWEA Tasmanian Standard Drawings applicable at the date of submission of the plans.
- c. be prepared by a suitably qualified and experienced engineer or Engineering Consultancy.
- d. be accompanied by:
  - i. an estimate of the construction cost of the future public works together with a schedule of the major components and their relevant costs; and
  - ii. a fee of 1.5% of the public works estimate (or a minimum of \$250). Such fee covers assessment of the plans and specifications, audit inspections and Practical Completion & Final inspections.

## **16. CONSTRUCTION OF WORKS**

Private and public infrastructure works must be constructed in accordance with plans and specification approved by the Director Infrastructure Services

The required infrastructure works must be as shown in the application documents and endorsed plans and modified by the approval of the detailed engineering drawings and specifications. Works must include:

- a. Stormwater Reticulation
    - i. Provision of a public drainage system to drain all roadways, footpaths and nature strips within the road reserves and all land draining onto the road reserve,
    - ii. The provision of a suitably sized stormwater connection to the lowest point of each lot,
    - iii. Provision of an overland flow path for flows up to a 100 year ARI storm event.
-

**7.1 Amendment 9 to the Launceston Interim Planning Scheme 2015 - Rezone from Rural Resource to Light Industrial and General Industrial; Subdivision - four lot subdivision. 574 Meander Valley Road, Prospect - Rezoning of land and subdivision to create four...(Cont'd)**

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- b. Stormwater Detention Basins
    - i. Provision of a system of detention basins designed to limit the discharge rate from the developed site to the pre-development flows for a 1:10 year ARI event for the site (4 lots) with detention for up to and including 1:100 ARI event calculated for post development flows,
    - ii. Provision of suitably designed inlet and outlet structures and spillways including all necessary fencing and barriers to prevent unauthorised access by persons, vehicles and stock,
    - iii. Provision of remote monitoring equipment being WaterLOG Radar® water level instrument mounted on a 3.0m tilt up tower with 80W solar panel and antennas and an electronics enclosure containing Campbell 200 logger, Elpro radio, 12 v regulator and 65Ah battery,
    - iv. Provision of an all-weather access road/track 3 metres wide from the public road to the outlet of the detention basins within the Balance land.
  - c. Road - New road off Meander Valley Road Roundabout
    - i. Provision of a fully constructed S5 road with a pavement width of 9000mm comprising 7000mm sealed traffic width, 500mm sealed shoulder and 500 mm verge with all necessary drainage,
    - ii. Provision of a single vehicular crossing for Lot 1, located opposite the road junction with the proposed cul de sac, designed to accommodate heavy vehicle loads,
    - iii. Provision of a sealed temporary turning head of a suitable size for incomplete roads,
    - iv. Provision of all necessary line marking, signage and other traffic control devices.
  - d. Roads - New cul de sac
    - i. Provision of a fully constructed road 11 metres wide (measured from the face of kerb to the face of kerb) for the entire length of all the property frontages, complete with KC type kerb and channel,
    - ii. Provision of a 1500mm wide footpath located on one side of the road and all necessary pedestrian kerb ramps,
    - iii. Provision of a single vehicular crossing for Lots 2, 3 and 4 designed to accommodate heavy vehicle loads,
    - iv. Provision of a sealed temporary turning head of a suitable size for incomplete roads,
    - v. Provision of all necessary line marking, signage and other traffic control devices.
-

**7.1 Amendment 9 to the Launceston Interim Planning Scheme 2015 - Rezone from Rural Resource to Light Industrial and General Industrial; Subdivision - four lot subdivision. 574 Meander Valley Road, Prospect - Rezoning of land and subdivision to create four...(Cont'd)**

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- e. Electricity, Communications & Other Utilities
  - i. An underground reticulated electricity system and public street lighting scheme must be provided to service all lots and installed to the approval of the Responsible Authority,
  - ii. An underground telecommunications system must be provided to service all lots and installed to the approval of the Responsible Authority,
  - iii. Provision of a suitably sized conduit/corridor for the future provision of broadband internet infrastructure,
  - iv. Provision of reticulated gas network to service all lots and installed to the approval of the Responsible Authority where available.

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

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

**17. WORKS REQUIRED FOR EACH LOT IN A STAGE**

Where it is proposed to release the subdivision in multiple stages, each lot in a stage must be provided with the following infrastructure and/or services in order to be included in the stage to be released:

- a. Fully constructed public road along all frontages, including the secondary frontage where a corner lot,
  - b. A sealed vehicular crossing and driveway from the public road to the property boundary, unless a common internal driveway has been specified whereby the common driveway must also be constructed to the extent specified in the relevant construction condition,
  - c. A stormwater connection to the public drainage system and all downstream works from that connection point including the construction of the detention basin(s),
  - d. Access to underground electricity and communications infrastructure, and
  - e. Where applicable, reticulated gas infrastructure.
-

- 7.1 Amendment 9 to the Launceston Interim Planning Scheme 2015 - Rezone from Rural Resource to Light Industrial and General Industrial; Subdivision - four lot subdivision. 574 Meander Valley Road, Prospect - Rezoning of land and subdivision to create four...(Cont'd)**
- 

## **18. CONSTRUCTION DOCUMENTATION**

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

- a. An "as constructed" plan in accordance with Council's standard requirements for as constructed drawings. A separate copy of the requirements is available from Infrastructure Services Directorate.
- b. A Closed Circuit Television inspection report for all stormwater pipelines constructed or incorporated in the works.
- c. Compaction and soil test results for all earthworks or pavement works.
- d. Operation and maintenance manual for each Detention Basin and copies of all other documentation and reports required in relation to any Dam Permit issued for the Detention Basins
- e. An engineer's certificate that each component of the works comply with the approved engineering plans and Council standards.

## **19. EASEMENTS & RIGHTS OF WAY**

### **General Easements:**

Easements are required over all Council and third party services located in private property. The minimum width of any easement must be 3 metres for Council stormwater mains. A greater width will be required in line with the *Tasmanian Subdivision Guidelines* for large diameter pipelines where the depth to invert of the pipe exceeds 2.1 metres. A lesser width may be approved for a private service prior to the lodgement of a final plan of survey.

### **Detention Basin Drainage Easements:**

Drainage easements are required to be created over the Detention Basins and shall be defined by a line offset from the base of the wall by seven (7) metres.

### **Rights of Way:**

Rights of Way are to be created over access tracks to the Detention Basins from public roads.

## **20. SEALING PLANS OF SUBDIVISION**

No Plan of Survey shall be sealed until the following matters have been completed to the satisfaction of the Director Infrastructure Services:

- a. The satisfactory completion of all public infrastructure works including the provision of engineering certification and as constructed documentation in accordance the Council requirements.
-

**7.1 Amendment 9 to the Launceston Interim Planning Scheme 2015 - Rezone from Rural Resource to Light Industrial and General Industrial; Subdivision - four lot subdivision. 574 Meander Valley Road, Prospect - Rezoning of land and subdivision to create four...(Cont'd)**

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- b. The subsequent issue of a Certificate of Practical Completion by the Director Infrastructure Services.
- c. The lodgement of a bond and bank guarantee/cash deposit for the duration of the Defect Liability Period.

Any other payment or action required by a planning permit condition to occur prior to the sealing of the Final Plan of Survey.

## **21. CONVEYANCE OF ROADS**

All roads in the Subdivision must be conveyed to the Council upon the issue by the Director Infrastructure Services, of the Certificate under Section 10 (7) of the Local Government (Highways) Act 1962. All costs involved in this procedure must be met by the Subdivider.

## **22. AS CONSTRUCTED PLANS**

An "as constructed" plan must be provided in accordance with Council's standard requirements for as constructed drawings. A separate copy of the requirements is available from the Infrastructure Services Directorate.

### **Notes**

#### A. General

*This permit was issued based on the proposal documents submitted for DA0227/2015. You should contact Council with any other use or developments, as they may require the separate approval of Council. Council's planning staff can be contacted on (03 6323 3000).*

*This permit takes effect after:*

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

*This permit is valid for two (2) years only from the date of approval and will thereafter lapse if the development is not substantially commenced. An extension may be granted subject to the provisions of the Land Use Planning and Approvals Act 1993 as amended, by a request to Council.*

---

- 7.1 Amendment 9 to the Launceston Interim Planning Scheme 2015 - Rezone from Rural Resource to Light Industrial and General Industrial; Subdivision - four lot subdivision. 574 Meander Valley Road, Prospect - Rezoning of land and subdivision to create four...(Cont'd)**
- 

**B. Restrictive Covenants**

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

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

**C. Permit Commencement.**

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

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**Mrs L Hurst (Director Development Services) and Mr R Jamieson (Manager Planning Services) were in attendance to answer questions of Council in respect of this Agenda Item.**

**Tim Shaw spoke against the item.**

**Amy Grubb spoke for the item.**

**Alwyn Shaw spoke against the item.**

**Debbie Pintarich spoke against the item.**

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## COUNCIL MINUTES

Monday 10 August 2015

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- 7.1 **Amendment 9 to the Launceston Interim Planning Scheme 2015 - Rezone from Rural Resource to Light Industrial and General Industrial; Subdivision - four lot subdivision. 574 Meander Valley Road, Prospect - Rezoning of land and subdivision to create four...(Cont'd)**
- 

**DECISION: 10 August 2015**

### **MOTION 1**

**Moved Alderman D C Gibson, seconded Alderman D W Alexander.**

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

**AGAINST VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman J G Cox, Alderman D C Gibson, Alderman D W Alexander, Alderman J Finlay, Alderman S R F Wood, Alderman E K Williams and Alderman K Stojansek**

**ABSENT DUE to DECLARATION of PECUNIARY INTEREST: Alderman D H McKenzie**

**LOST 11:0**

**DECISION: 10 August 2015**

### **MOTION 2**

**Moved Alderman R L McKendrick, seconded Alderman J G Cox.**

**That an additional three minutes speaking time be granted to Deputy Mayor Alderman R I Soward.**

**FOR VOTE: Mayor Alderman A M van Zetten, Alderman R L McKendrick, Alderman R J Sands, Alderman R J Sands, Alderman J G Cox, Alderman D C Gibson, Alderman D W Alexander, Alderman J Finlay, Alderman S R F Wood, Alderman E K Williams and Alderman K Stojansek**

**ABSENT DUE to DECLARATION of PECUNIARY INTEREST: Alderman D H McKenzie**

**CARRIED 11:0**

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- 7.1 **Amendment 9 to the Launceston Interim Planning Scheme 2015 - Rezone from Rural Resource to Light Industrial and General Industrial; Subdivision - four lot subdivision. 574 Meander Valley Road, Prospect - Rezoning of land and subdivision to create four...(Cont'd)**
- 

**DECISION: 10 August 2015**

**MOTION 3**

**Moved Alderman R L McKendrick, seconded Alderman R I Soward.**

**That the item lay on the table so an amended motion can be drafted.**

**FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman J G Cox, Alderman D C Gibson, Alderman D W Alexander, Alderman J Finlay, Alderman S R F Wood, Alderman E K Williams and Alderman K Stojansek**

**ABSENT DUE to DECLARATION of PECUNIARY INTEREST: Alderman D H McKenzie**

**CARRIED 11:0**

**The item was laid on the table at 1.33pm**

**DECISION: 10 August 2015**

**MOTION 4**

**Moved Alderman R L McKendrick, seconded Alderman R I Soward.**

**That the item be taken off the table.**

**FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman J G Cox, Alderman D C Gibson, Alderman D W Alexander, Alderman J Finlay, Alderman S R F Wood, Alderman E K Williams and Alderman K Stojansek**

**ABSENT DUE to DECLARATION of PECUNIARY INTEREST: Alderman D H McKenzie**

**CARRIED 11:0**

**The item was taken off the table at 2.22pm**

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- 7.1 Amendment 9 to the Launceston Interim Planning Scheme 2015 - Rezone from Rural Resource to Light Industrial and General Industrial; Subdivision - four lot subdivision. 574 Meander Valley Road, Prospect - Rezoning of land and subdivision to create four...(Cont'd)
- 

Alderman D H McKenzie withdrew from the meeting at 2.22pm

Alderman R J Sands re-attended the meeting at 2.24pm

Alderman D W Alexander withdrew from the meeting at 2.26pm

Alderman D W Alexander re-attended the meeting at 2.27pm

**DECISION:** 10 August 2015

## MOTION 5

Moved Alderman J Finlay, seconded Alderman R I Soward.

That Council determines under Section 33(3) of the *Land Use Planning and Approvals Act 1993* not to initiate Amendment 9 to the Launceston Interim Planning Scheme 2015 to rezone 574 Meander Valley, Prospect (CT Vol:114487 Fol:1) from Rural Resource Zone to Light Industrial Zone and General Industrial Zone; and as a result cannot consider DA0227/2015 for a subdivision to create 4 lots at 574 Meander Valley Road, Prospect.

**CARRIED 11:0**

FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman J G Cox, Alderman D C Gibson, Alderman D W Alexander, Alderman J Finlay, Alderman S R F Wood, Alderman E K Williams and Alderman K Stojansek

ABSENT DUE to DECLARATION of PECUNIARY INTEREST: Alderman D H McKenzie

Alderman D H McKenzie re-attended the meeting at 2.36pm

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## COUNCIL MINUTES

Monday 10 August 2015

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### 7.2 123 St John Street, Launceston - Residential - single dwelling; redevelop the existing first floor office for use as a single dwelling

**FILE NO:** DA0060/2015

**AUTHOR:** Catherine Mainsbridge (Senior Town Planner)

**DIRECTOR:** Leanne Hurst (Director Development Services)

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#### **DECISION STATEMENT:**

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

#### **PREVIOUS COUNCIL CONSIDERATION:**

DA0423/2001 - Use part of first floor as Community Services Office

#### **RECOMMENDATION:**

That in accordance with Section 51 and Section 57 of the *Land Use Planning and Approvals Act 1993* and the Launceston Interim Planning Scheme 2015, a permit be granted, for DA0060/2015 - Residential - single dwelling; redevelop the existing first floor as a single dwelling at 123 St John Street, Launceston in accordance with the endorsed plans and subject to the following conditions.

#### **1. ENDORSED PLANS & DOCUMENTS**

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

- a. Site Plan, Prepared by 6ty<sup>o</sup>, Project name 14.392, Drawing no, Ap01, Scale 1:200, Dated 15.02.10.
- b. Demolition Plans Rev-1, Prepared by 6ty<sup>o</sup>, Project name 14.392, Drawing no, Ap02, Rev A. Scale 1:100, Dated 15.02.10.
- c. Floor Plans Rev-A, Prepared by 6ty<sup>o</sup>, Project name 14.392, Drawing no, Ap03, Rev A. Scale 1:100, Dated 15.02.10.
- d. Elevation/Sections Site Plan, Prepared by 6ty<sup>o</sup>, Project name 14.392, Drawing no, Ap04, Scale 1:200, Dated 15.02.10.

#### **2. LEGAL TITLE**

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

#### **3. NON REFLECTIVE EXTERIOR FINISH**

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

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**7.2 123 St John Street, Launceston - Residential - single dwelling; redevelop the existing first floor office for use as a single dwelling...(Cont'd)**

---

**4. HOURS OF CONSTRUCTION**

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

- a. Monday to Friday - 7am and 6pm
- b. Saturday - 9am to 6pm
- c. Sundays and Public Holidays - 10am to 6pm

**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.

**6. WORKS WITHIN/OCCUPATION OF THE ROAD RESERVE**

All works in (or requiring the occupation of) the road reserve must be carried out in accordance with a detailed Traffic Management Plan prepared by a qualified person in accordance with the requirements of Australian Standard AS1742.

The explicit permission of Council's Roads & Hydraulics Department is required prior to undertaking works where the works:

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

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

All works that involve the opening or breaking of trafficable surfaces within the road reserve must be undertaken by, or under the supervision of, a tradesman/contractor who is registered with Council as a "Registered Contractor".

**7. AMENITY**

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

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**7.2 123 St John Street, Launceston - Residential - single dwelling; redevelop the existing first floor office for use as a single dwelling...(Cont'd)**

---

**8. DEMOLITION**

The developer must:

- a. Protect property and services which are to either remain on or adjacent to the site from interference or damage and erect dust screens as necessary;
- b. Not undertake any burning of waste materials on site;
- c. Remove all rubbish from the site for disposal at a licensed refuse disposal site;
- d. Dispose of any asbestos found during demolition in accordance with the Worksafe Tasmania 'How to Safely Remove Asbestos' Code of Practice 2012 or any subsequent versions of the document.

**Notes**

A. Building Permit Required

*Prior to the commencement of any construction the applicant is required to attain a Building Permit pursuant to the Building Act 2000. A copy of this planning permit should be given to your Building Surveyor. Please contact the Council's Building Services Department on 6323 3000 for further information.*

B. Occupancy Permit Required

*Prior to the occupation of the premises the applicant is required to attain an Occupancy Permit pursuant to the Building Act 2000. Section 93. A copy of this planning permit should be given to your Building Surveyor.*

C. Plumbing Permit Required

*Prior to the commencement of any construction the applicant is required to attain a Plumbing Permit pursuant to the Building Act 2000. A copy of this planning permit should be given to your Building Surveyor. Please contact the Council's Building Services Department on 6323 3000 for further information.*

D. General

*This permit was issued based on the proposal documents submitted for DA0060/2015. You should contact Council with any other use or developments, as they may require the separate approval of Council. Council's planning staff can be contacted on 03 6323 3000.*

*This permit takes effect after:*

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

**7.2 123 St John Street, Launceston - Residential - single dwelling; redevelop the existing first floor office for use as a single dwelling...(Cont'd)**

---

*This permit is valid for two (2) years only from the date of approval and will thereafter lapse if the development is not substantially commenced. An extension may be granted subject to the provisions of the Land Use Planning and Approvals Act 1993 as amended, by a request to Council.*

**E. Restrictive Covenants**

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

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

**F. Appeal Provisions**

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

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

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

**G. Permit Commencement.**

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

**H. Strata Title Approval**

*The proposal may be Strata titled. If this is to be staged the Strata plan must be accompanied by a Disclosure Statement for a Staged Development Scheme.*

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**Mrs L Hurst (Director Development Services), Mr R Jamieson (Manager Planning Services) and Mr L Murray (Development Planner) were in attendance to answer questions of Council in respect of this Agenda Item.**

**Alderman D H McKenzie re-attended the meeting at 1.34pm**

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**7.2 123 St John Street, Launceston - Residential - single dwelling; redevelop the existing first floor office for use as a single dwelling...(Cont'd)**

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**Ian Smith spoke against the item.  
Ennio Toscan spoke against the item.**

**DECISION: 10 August 2015**

**MOTION 1**

**Moved Alderman J Finlay, seconded Alderman D H McKenzie.**

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

**MOTION WITHDRAWN**

**DECISION: 10 August 2015**

**MOTION 2**

**Moved Alderman R L McKendrick, seconded Alderman D W Alexander.**

**That the item lay on the table so an amended motion can be drafted.**

**CARRIED ALL**

**FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K Stojansek**

**At 1.45pm, the Mayor, Alderman A M van Zetten, announced that the Council no longer acts as a Planning Authority. The Council moved to Agenda Item 8.**

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**7.2 123 St John Street, Launceston - Residential - single dwelling; redevelop the existing first floor office for use as a single dwelling...(Cont'd)**

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**DECISION: 10 August 2015**

**MOTION 3**

**Moved Alderman R L McKendrick, seconded Alderman D W Alexander .**

**That the item is taken off the table.**

**CARRIED ALL**

**FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K Stojansek**

**The item was taken off the table at 2.36pm**

**DECISION: 10 August 2015**

**MOTION 4**

**Moved Alderman J Finlay, seconded Alderman D H McKenzie.**

**That the Motion, as per the Recommendation to Council, be adopted with a replacement for Condition 1 as follows:**

That in accordance with Section 51 and Section 57 of the *Land Use Planning and Approvals Act 1993* and the Launceston Interim Planning Scheme 2015, a permit be granted, for DA0060/2015 - Residential - single dwelling; redevelop the existing first floor as a single dwelling at 123 St John Street, Launceston in accordance with the endorsed plans and subject to the following conditions.

**1. AMENDED PLANS REQUIRED**

**Prior to the issue of a building permit the following plans must be amended to accurately reflect the building 123 St John Street and its building elements, e.g. doorways, arcade, etc. The adjoining building on 67 York Street must also be accurately reflected on the plans in terms of its building footprint and its relationship with the building on 123 St John Street, e.g. the location of the rear stairs, toilets and other rooms, etc.**

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**7.2 123 St John Street, Launceston - Residential - single dwelling; redevelop the existing first floor office for use as a single dwelling...(Cont'd)**

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- a. **Site Plan, Prepared by 6ty<sup>o</sup>, Project Name 14.392, Drawing No., Ap01, Scale 1:200, Dated 15.02.10.**
- b. **Demolition Plans Rev-1, Prepared by 6ty<sup>o</sup>, Project Name 14.392, Drawing No., Ap02, Rev A. Scale 1:100, Dated 15.02.10.**
- c. **Floor Plans Rev-A, Prepared by 6ty<sup>o</sup>, Project Name 14.392, Drawing No., Ap03, Rev A. Scale 1:100, Dated 15.02.10.**
- d. **Elevation/Sections Site Plan, Prepared by 6ty<sup>o</sup>, Project Name 14.392, Drawing No., Ap04, Scale 1:200, Dated 15.02.10.**

**Once amended to the satisfaction of the Manager Planning Services the plans will be endorsed and form part of this permit.**

## **2. LEGAL TITLE**

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

## **3. NON REFLECTIVE EXTERIOR FINISH**

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

## **4. HOURS OF CONSTRUCTION**

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

- a. Monday to Friday - 7am and 6pm
- b. Saturday - 9am to 6pm
- c. Sundays and Public Holidays - 10am to 6pm

## **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.

## **6. WORKS WITHIN/OCCUPATION OF THE ROAD RESERVE**

All works in (or requiring the occupation of) the road reserve must be carried out in accordance with a detailed Traffic Management Plan prepared by a qualified person in accordance with the requirements of Australian Standard AS1742.

The explicit permission of Council's Roads & Hydraulics Department is required prior to undertaking works where the works:

- a. Requires a road or lane closure;
  - b. Are in nominated high traffic locations;
-

**7.2 123 St John Street, Launceston - Residential - single dwelling; redevelop the existing first floor office for use as a single dwelling...(Cont'd)**

---

- c. Involve opening or breaking trafficable surfaces; or
- d. Require occupation of the road reserve for more than one week at a particular location.

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

All works that involve the opening or breaking of trafficable surfaces within the road reserve must be undertaken by, or under the supervision of, a tradesman/contractor who is registered with Council as a "Registered Contractor".

**7. AMENITY**

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

**8. DEMOLITION**

The developer must:

- a. Protect property and services which are to either remain on or adjacent to the site from interference or damage and erect dust screens as necessary;
- b. Not undertake any burning of waste materials on site;
- c. Remove all rubbish from the site for disposal at a licensed refuse disposal site;
- d. Dispose of any asbestos found during demolition in accordance with the Worksafe Tasmania *'How to Safely Remove Asbestos' Code of Practice 2012* or any subsequent versions of the document.

**Notes****A. Building Permit Required**

*Prior to the commencement of any construction the applicant is required to attain a Building Permit pursuant to the Building Act 2000. A copy of this planning permit should be given to your Building Surveyor. Please contact the Council's Building Services Department on 6323 3000 for further information.*

**B. Occupancy Permit Required**

*Prior to the occupation of the premises the applicant is required to attain an Occupancy Permit pursuant to the Building Act 2000. Section 93. A copy of this planning permit should be given to your Building Surveyor.*

---

**7.2 123 St John Street, Launceston - Residential - single dwelling; redevelop the existing first floor office for use as a single dwelling...(Cont'd)**

---

**C. Plumbing Permit Required**

*Prior to the commencement of any construction the applicant is required to attain a Plumbing Permit pursuant to the Building Act 2000. A copy of this planning permit should be given to your Building Surveyor. Please contact the Council's Building Services Department on 6323 3000 for further information.*

**D. General**

*This permit was issued based on the proposal documents submitted for DA0060/2015. You should contact Council with any other use or developments, as they may require the separate approval of Council. Council's planning staff can be contacted on 03 6323 3000.*

*This permit takes effect after:*

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

*This permit is valid for two (2) years only from the date of approval and will thereafter lapse if the development is not substantially commenced. An extension may be granted subject to the provisions of the Land Use Planning and Approvals Act 1993 as amended, by a request to Council.*

**E. Restrictive Covenants**

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**F. Appeal Provisions**

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

---

**7.2 123 St John Street, Launceston - Residential - single dwelling; redevelop the existing first floor office for use as a single dwelling...(Cont'd)**

---

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

**G. Permit Commencement.**

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

**H. Strata Title Approval**

*The proposal may be Strata titled. If this is to be staged the Strata plan must be accompanied by a Disclosure Statement for a Staged Development Scheme.*

**CARRIED ALL**

**FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K Stojansek**

**At 2.47pm, the Mayor, Alderman A M van Zetten, announced that Council no longer acts as a Planning Authority. The Council moved to Agenda Item 18.1.**

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**8 ANNOUNCEMENTS BY THE MAYOR****8.1 Mayor's Announcements****FILE NO:** SF2375

---

**Monday 27 July 2015**

- Attended St Giles & Ability First Australia Dinner

**Wednesday 29 July 2015**

- Attended Peace Festival Celebration

**Thursday 30 July 2015**

- Officiated at Netball Tasmania International Netball Match (Wales vs Australia)

**Friday 31 July 2015**

- Officially welcomed guests at University Art Schools in Tasmania - Growth Change Influence - An exhibition to celebrate the 125 years of the University of Tasmania

**Saturday 1 August 2016**

- Attended and presented Mayor's Trophy at Charity football match (Rocherlea vs South Launceston)
- Attended St Luke's Health Annual Foundation Cocktail Party

**Tuesday 4 August 2015**

- Met with Ikeda teachers and students (5)
- Attended opening night performance of Stage Right (formerly PCYC) '*Freckleface Strawberry*'

**Thursday 6 August 2015**

- Officially launched Junction Arts Festival

**Saturday 8 August 2015**

- Attended Launceston Legacy Inc. Reception in the presence of the Governor, Her Excellency, Professor the Honourable Kate Warner, AM
  - Attended Guan Di Festival Welcome Reception
  - Attended Anderson Morgan Tasmanian Open Dance Sport Championships
-

**8.1 Mayor's Announcements...(Cont'd)**

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**Sunday 9 August 2015**

- **Attended the Red Rose Day for Jessica Kupsch, a White Ribbon event**
-

**9 ALDERMEN'S/DELEGATES' REPORTS****9.1 Alderman R I Soward**

- **Attended Red Rose Day for Jessica Kupsch, a White Ribbon event**
- **Represented the Mayor at the Agricultural Round Table discussions at the Town Hall chaired by the Shadow Agricultural spokesperson Joel Fitzgibbon MHR, Julie Collins MHR and Senator Helen Polley**

**9.2 Alderman R L McKendrick**

- **Mentioned the retirement of Hilary Keeley from both the National Trust and Franklin House Boards**
- **Attended the Local Government Association of Tasmania (LGAT) Conference held in Launceston, as an Alderman and a member of the Tasmanian Heritage Council**

**9.3 Alderman D H McKenzie**

- **Participated in interviews for a community representative for the York Park and Inveresk Precinct Authority (YPIPA). The successful candidate's nomination will be returned to Council for endorsement**
- **Attended a meeting with the University of Tasmania (UTAS) with regards to the YPIPA developments**
- **Encouraged Aldermen to attend the final AFL game of the year at Aurora Stadium between Hawthorn and Brisbane**
- **Attended the Junction Arts Festival launch**
- **Attended Cancer Council Tasmania's Think Pink Gala Ball**

**9.4 Alderman D C Gibson**

- **Attended University Art Schools in Tasmania - Growth Change Influence - An exhibition to celebrate the 125 years of the University of Tasmania**
- **Attended Gregorian Brothers performance at QVMAG**
- **Noted that visitation to the QVMAG for July 2015 was up 6.8% from last year**
- **Mentioned commencement of National Science Week and noted some of the activities being conducted**

**9.5 Alderman D W Alexander**

- **Attended Dance Sport Championships and noted increased public attendance and participation of competitors from interstate and overseas**
  - **Mentioned creation of #launcestonwhereitallhappens**
-

**9.6 Alderman S R F Wood**

- **Reported on positive feedback received after the Youth Advisory Group (YAG) Question and Answer Session with Aldermen at the Town Hall**
  - **Attended University Art Schools in Tasmania - Growth Change Influence - An exhibition to celebrate the 125 years of the University of Tasmania**
  - **Attended Junction Arts Festival launch**
  - **Attended Young Liberals function**
  - **Attended Dance Sport Championships**
-



**10 QUESTIONS BY ALDERMEN**

Nil

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**11 COMMITTEE REPORTS****11.1 Pedestrian & Bike Committee Meeting - 21 July 2015****FILE NO:** SF0618**AUTHOR:** Julie Tyres (Administration Officer - Roads & Hydraulics)**DIRECTOR:** Harry Galea (Director Infrastructure Services)

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**DECISION STATEMENT:**

To consider and receive a report and consider a recommendation from the Pedestrian and Bike Committee.

**RECOMMENDATION:**

That Council receives the report from the Pedestrian and Bike Committee meeting held on 21 July 2015.

---

**Mr H Galea (Director Infrastructure Services) was in attendance to answer questions of Council in respect of this Agenda Item.**

**DECISION: 10 August 2015****MOTION**

**Moved Alderman D H McKenzie, seconded Alderman R L McKendrick.**

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

**CARRIED ALL**

**FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K Stojansek**

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**11.2 Municipal Emergency Management Committee Meeting - 17 July 2015****FILE NO:** SF3177**AUTHOR:** Rod Sweetnam (Director Facilities Management)

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**DECISION STATEMENT:**

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

**RECOMMENDATION:**

That Council receives the report from the Municipal Emergency Management Committee meeting held on Friday 17 July 2015.

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**Mr R Sweetnam (Director Facilities Management) was in attendance to answer questions of Council in respect of this Agenda Item.**

**DECISION: 10 August 2015****MOTION**

**Moved Alderman J G Cox, seconded Alderman R I Soward.**

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

**CARRIED ALL**

**FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K Stojansek**

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## COUNCIL MINUTES

Monday 10 August 2015

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### 12 COUNCIL WORKSHOPS

#### 12.1 Council Workshops - 27 July 2015

**FILE NO:** SF4401

**AUTHOR:** Anthea Rooney (Committee Clerk)

**DIRECTOR:** Michael Tidey (Director Corporate Services)

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#### **DECISION STATEMENT:**

To consider Council Workshops held on 27 July 2015.

#### **PREVIOUS COUNCIL CONSIDERATION:**

N/A

#### **RECOMMENDATION:**

That Council notes the Council Workshops held on 27 July 2015:

- UTAS Inner City Campus
- 

**Mr M Tidey (Director Corporate Services) was in attendance to answer questions of Council in respect of this Agenda Item.**

#### **DECISION: 10 August 2015**

#### **MOTION**

**Moved Alderman D H McKenzie, seconded Alderman J Finlay.**

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

**CARRIED ALL**

**FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K Stojansek**

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**13    PETITIONS**

Nil

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**14 NOTICES OF MOTION - FOR CONSIDERATION****14.1 Notice of Motion - Mayor Alderman A M van Zetten - ANZAC Day Commemorations****FILE NO:** SF5547**AUTHOR:** Mayor Alderman A M van Zetten**GENERAL MANAGER:** Robert Dobrzynski (General Manager)

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**DECISION STATEMENT:**

To consider exploration of venue suitability to accommodate ANZAC Day commemoration crowds.

**PREVIOUS COUNCIL CONSIDERATION:**

Mentioned in a previous Mayor's Report.

**RECOMMENDATION:**

That Council collaborates with the State Branch of the RSL to explore the viability of the best available venues to accommodate the increasing attendance at ANZAC Day commemorations.

---

**Mr R Dobrzynski (General Manager) was in attendance to answer questions of Council in respect of this Agenda Item.**

**The Mayor, Alderman A M van Zetten, handed the Chair to the Deputy Mayor, Alderman R I Soward, at 1.59pm**

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**14.1 Notice of Motion - Mayor Alderman A M van Zetten - ANZAC Day Commemorations...(Cont'd)**

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**DECISION: 10 August 2015**

**MOTION**

**Moved Alderman A M van Zetten, seconded Alderman J G Cox.**

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

**CARRIED ALL**

**FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K Stojansek**

**The Mayor, Alderman A M van Zetten, resumed the Chair at 2.08pm**

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**DIRECTORATE MINUTES ITEMS**

**15 DEVELOPMENT SERVICES**

**15.1 Launceston City Heart - Reference Group**

**FILE NO:** SF6160

**AUTHOR:** Damien Fitzgerald (Launceston City Heart Manager)

**DIRECTOR:** Leanne Hurst (Director Development Services)

**DECISION STATEMENT:**

To consider establishment and membership of the Launceston City Heart Project Reference Group.

**PREVIOUS COUNCIL CONSIDERATION:**

Council 23 March 2015 - item 15.1 - approved the establishment of a Launceston City Heart task force to aid in the delivery of the project.

**RECOMMENDATION:**

That Council:

1. Establish the Launceston City Heart Reference Group as a Special Committee of Council under section 24 of the Local Government Act (Tas) 1993.
2. Appoint the following representatives to the Launceston City Heart Reference Group for an initial period of twelve months:

<b>External Stakeholder Members:</b>	<b>Representative</b>
City Prom	Vanessa Cahoon
Launceston Chamber of Commerce	Maree Tetlow
Department of State Growth	Peter Kruup
Examiner Newspaper	Dan Ryan
Heritage Tasmania	Chris Bonner
University of Tasmania - School of Architecture	Geoff Clark
<b>Community Members:</b>	<b>Member</b>
Business/Building Owner	Andrew Pitt
Business/Trader	Graeme Tilley
Community Member	Garry Conway-Cooper
Arts & Events	Natalie Di Vito
Access	Gabriel Barnes



**15.1 Launceston City Heart - Reference Group...(Cont'd)**

<b>City of Launceston Members:</b>	<b>Member</b>
Chairman	
Chair of the City of Launceston Economic Development Committee	Alderman Darren Alexander
General Manager	Robert Dobrzynski

3. Nominate two Aldermen, in addition to the Chair, as elected member representatives on the Launceston City Heart Reference Group.
4. Approve the Launceston City Heart Reference Group Terms of Reference as follows:

**1.0 - PURPOSE**

The Launceston City Heart (LCH) Reference Group is focused on identifying and making Launceston a premier mixed use activity hub for the northern region.

The successful delivery of the Launceston City Heart Project will require a focused and committed stakeholder group to ensure that projects and actions are delivered in a timely and coordinated manner.

More importantly, a supporting governance structure is required to support a major commitment to change and create a focus on advocacy, championing for investment and engagement within the Launceston Community.

**2.0 - OBJECTIVES**

The LCH Reference Group will advise the Council and the LCH Unit in the implementation of the LCH Masterplan Priority Projects and Events which are focused on making Launceston's CBD the premier mixed use activity hub for northern Tasmania.

In particular, the Reference Group will:

1. Advise on the implementation of the LCH project and monitor progress so that the LCH Masterplan objectives are delivered and are consistent with the principles and recommendations of the Action Plan – short term, medium term and long term goals (to be developed);
2. Provide advice on key LCH strategic documents, policies and statutory processes relating to the LCH project;
3. Advise on the development of LCH business incentives, initiatives and programs that could be considered to support the LCH project;

**15.1 Launceston City Heart - Reference Group...(Cont'd)**

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4. Identify events and activities to bring more vitality and activate the LCH area; and
5. Ensure that the LCH project meets an appropriate level of community engagement and consultation.

**3.0 - TERMS OF REFERENCE****3.1 - Expected / Definite life of the Reference Group**

- i. Reference Group members appointed from the date as determined by Council will be appointed initially for a period of twelve months to coincide with the short term actions timeframe identified in the LCH project Action Plan or such other period as determined by the Council.
  
- ii. The term of members may be extended for a further period of 12 months by a decision of the Council following recommendation from the Reference Group.

**3.2 - Constituency of the Reference Group**

The Reference Group shall consist of representatives from the following external stakeholder groups and internal representatives from the City of Launceston:

**Chairman:**

- Chair of the City of Launceston Economic Development Committee (Alderman Darren Alexander)

**External Stakeholder Members:**

- City Prom Senior Representative
- Chamber of Commerce Senior Representative
- UTAS Senior Representative/Representative of the School of Architecture
- State Growth Senior Representative
- Examiner Senior Representative
- Heritage Senior Representative
- Community Representative
- Arts & Events Representative
- CBD Business/Trader Representative
- CBD Building Owner Representative
- Access Representative

**City of Launceston Members:**

- General Manager (Robert Dobrzynski)
  - Aldermen - 2 elected member representatives
-

**15.1 Launceston City Heart - Reference Group...(Cont'd)**

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**Advisors:**

- Director of Development Services (Leanne Hurst)
- Director of Infrastructure Services (Harry Galea)
- Launceston City Heart Manager (Damien Fitzgerald)
- Communications Department Representative

A vacancy for a member (not being an Alderman) may occur upon their resignation, death, failure to attend without cause three consecutive meetings, or by removal by resolution of the Council.

The Reference Group may invite observers as it sees fit.

**3.3 - Authority of the Reference Group**

The Council endorses the establishment and function of the Reference Group as a Special Committee of Council under section 24 of the Local Government Act (Tas) 1993. The powers, duties and functions of the Reference Group are as described in this Terms of Reference document. The Reference Group will have the ability to develop procedures as required to perform its assignment.

**3.4 - Appointment to the Reference Group**

- i. The following groups shall be invited to nominate a representative on the Reference Group:
  - a. CityProm
  - b. Launceston Chamber of Commerce
  - c. Department of State Growth
  - d. The Examiner Newspaper
  - e. Heritage Tasmania
  - f. University of Tasmania - School of Architecture
  
- ii. Invitation to nominate for the following community positions on the Reference Group shall be extended through a public Expressions of Interest process:
  - a. Business/Building Owner
  - b. Business Trader
  - c. Arts & Events
  - d. Disability Access
  - e. Community

In the event of a vacancy occurring during the term of the Reference Group, the Council will invite relevant individuals or organisations to nominate a member or members to the Reference Group for the remainder of the term.

Appointment to the Reference Group will be by resolution of the Council.

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**15.1 Launceston City Heart - Reference Group...(Cont'd)**

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**3.5 - Reference Group Responsibilities and Functions**

The Reference Group will be responsible for:

1. Advising on and monitoring the implementation of the LCH Project Action Plan;
2. Advising on and monitoring the development of business incentives and programs that could be considered to support the LCH project; and
3. Identifying events and activities to bring more vitality to the LCH project area.
4. Working in conjunction with the LCH Unit, City Prom, the Chamber of Commerce and City of Launceston Communications to align efforts and activities.
5. Establishing (if required) sub-groups to assist in undertaking the Reference Group's responsibilities to:
  - Guide and inform the implementation of priority actions identified in the LCH Masterplan and Action Plan;
  - Inform policy and strategy development, provide feedback on suggestions and comments or identify collaborative actions;

**3.6 - Obligations of Reference Group Members**

Reference Group Members, in performing their duties, shall:

1. Act in accordance with Council's Values.
  2. Act honestly and in good faith.
  3. Participate actively in the work of the Reference Group.
  4. Perform their duties in a manner that public trust in the integrity, objectivity, and impartiality of the Reference Group is conserved and enhanced.
  5. Exercise the care, diligence and skill that would be expected of a reasonable person in comparable circumstances.
  6. Comply with the Terms of Reference of the Reference Group.
  7. Comply with Council's Code of Conduct and Meeting Procedures Regulations.
  8. Respect any confidentiality requirements.
-

## **15.1 Launceston City Heart - Reference Group...(Cont'd)**

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### **3.7 - Conflicts of Interest**

In the event of a conflict of interest arising for any member of the Reference Group, the conflict must be immediately declared and the member must leave the room and abstain from any discussion or decision making regarding the matter.

### **3.8 - Meetings and Minutes**

The Reference Group will meet at least bi-monthly. Reference Group members must be either physically present at the meeting or participate in the meeting through pre-arranged manner.

Meetings of the Reference Group shall be called by the Chairperson with notice of the meeting being forwarded to members with an agenda with at least seven (7) days' notice.

In the absence of the Chairperson at a meeting, the Reference Group will elect a Chairperson from the members present to chair that meeting.

The quorum for meetings shall be one more than 50% of the appointed members of the Reference Group.

If the Reference Group decides to record a vote, the Chairperson will have a casting vote, as well as an original vote.

Minutes of the meetings of the Reference Group are to be distributed within 10 days of the meeting and confirmed at the next meeting of the Reference Group. The Minutes will be distributed to Reference Group members, Aldermen, the City of Launceston's Executive Management Team and will be available on the City of Launceston's website for general access. Any items of a commercial in-confidence nature will be excluded from the publicly available minutes.

The duration of ordinary meetings of the Reference Group will be 1-2 hours. There is no requirement for members to attend every bi-monthly meeting.

Quarterly Milestones meetings will be held and there is an expectation that all stakeholders will attend these meetings.

### **3.9 - Reporting**

Any advice and recommendations from the Reference Group that relate specifically to the Launceston City Heart project and associated policies will be reported to the Launceston City Council as part of the normal project reporting process.

Any other matters identified by the Reference Group that require a separate decision of Council will be reported to Council by the Launceston City Heart Manager through the City of Launceston Executive Management Committee (EMC).

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## **15.1 Launceston City Heart - Reference Group...(Cont'd)**

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The Reference Group shall submit a report of its activities to the Council at least twice per annum.

### **3.10 - Level of Communication**

All communication regarding the Launceston City Heart Project and the Reference Group will be guided by the LCH Communications Strategy. For smaller matters and issues, electronic correspondence will be the primary means of communication with the Reference Group.

### **3.11 - Media Communication**

- i. Media communication will be managed through the City of Launceston's Communication department.
  
- ii. All media communications on behalf of the Reference Group shall be undertaken by the Chairman in relation to policy and by the General Manager in relation to operational matters.

### **3.12 - Evaluation and Review**

A review of the Reference Group will be undertaken every 12 months to ensure that the purpose, membership and operation of the Reference Group is current and to make appropriate changes as required.

The Reference Group must monitor key short term action outcomes, progress on targets and consider any proposed adjustment to priorities or addition of new project actions as appropriate in the context of changing circumstances.

### **3.13 - Remuneration and Expenses**

Participation on the Reference Group is voluntary and will not attract remuneration.

Operating expenses of meetings of the Reference Group will be managed by the Launceston City Heart Project Unit.

No member of the Reference Group will incur any expenses in relationship to his or her activities as a member of the Reference Group, without prior approval.

### **4.0 - Quality Records**

Quality records of all Reference Group meetings and activities will be retained by the City of Launceston as corporate records.

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**Mrs L Hurst (Director Development Services) was in attendance to answer questions of Council in respect of this Agenda Item.**

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**15.1 Launceston City Heart - Reference Group...(Cont'd)**

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**MOTION 1**

Moved Alderman D W Alexander, seconded Alderman D H McKenzie.

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

**No Vote Was Taken as an Amended Motion Was Put**

**DECISION: 10 August 2015**

**MOTION 2**

Moved Alderman D C Gibson, seconded Alderman J Finlay.

That the Motion, as per the Recommendation to Council, is amended to include the addition of:

5. That the Youth Advisory Group (YAG) be requested to nominate a representative to sit on the Launceston City Heart Reference Group and the terms of reference be adjusted to reflect the nomination.

**CARRIED ALL**

**FOR VOTE:** Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K Stojansek

**The Amendment becomes the Motion**

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**15.1 Launceston City Heart - Reference Group...(Cont'd)**

**DECISION: 10 August 2015**

**MOTION 3**

**Moved Alderman D W Alexander, seconded Alderman D H McKenzie.**

That Council:

1. Establish the Launceston City Heart Reference Group as a Special Committee of Council under section 24 of the Local Government Act (Tas) 1993.
2. Appoint the following representatives to the Launceston City Heart Reference Group for an initial period of twelve months:

<b>External Stakeholder Members:</b>	<b>Representative</b>
City Prom	Vanessa Cahoon
Launceston Chamber of Commerce	Maree Tetlow
Department of State Growth	Peter Kruup
Examiner Newspaper	Dan Ryan
Heritage Tasmania	Chris Bonner
University of Tasmania - School of Architecture	Geoff Clark
<b>Community Members:</b>	<b>Member</b>
Business/Building Owner	Andrew Pitt
Business/Trader	Graeme Tilley
Community Member	Garry Conway-Cooper
Arts & Events	Natalie Di Vito
Access	Gabriel Barnes
<b>City of Launceston Members:</b>	<b>Member</b>
Chairman	
Chair of the City of Launceston Economic Development Committee	Alderman Darren Alexander
General Manager	Robert Dobrzynski

3. Nominate two Aldermen, in addition to the Chair, as elected member representatives on the Launceston City Heart Reference Group.
4. Approve the Launceston City Heart Reference Group Terms of Reference as follows:



**15.1 Launceston City Heart - Reference Group...(Cont'd)**

---

**1.0 - PURPOSE**

The Launceston City Heart (LCH) Reference Group is focused on identifying and making Launceston a premier mixed use activity hub for the northern region.

The successful delivery of the Launceston City Heart Project will require a focused and committed stakeholder group to ensure that projects and actions are delivered in a timely and coordinated manner.

More importantly, a supporting governance structure is required to support a major commitment to change and create a focus on advocacy, championing for investment and engagement within the Launceston Community.

**2.0 - OBJECTIVES**

The LCH Reference Group will advise the Council and the LCH Unit in the implementation of the LCH Masterplan Priority Projects and Events which are focused on making Launceston's CBD the premier mixed use activity hub for northern Tasmania.

In particular, the Reference Group will:

1. Advise on the implementation of the LCH project and monitor progress so that the LCH Masterplan objectives are delivered and are consistent with the principles and recommendations of the Action Plan – short term, medium term and long term goals (to be developed);
  2. Provide advice on key LCH strategic documents, policies and statutory processes relating to the LCH project;
  3. Advise on the development of LCH business incentives, initiatives and programs that could be considered to support the LCH project;
  4. Identify events and activities to bring more vitality and activate the LCH area; and
  5. Ensure that the LCH project meets an appropriate level of community engagement and consultation.
-

**15.1 Launceston City Heart - Reference Group...(Cont'd)**

---

**3.0 - TERMS OF REFERENCE****3.1 - Expected / Definite life of the Reference Group**

iii. Reference Group members appointed from the date as determined by Council will be appointed initially for a period of twelve months to coincide with the short term actions timeframe identified in the LCH project Action Plan or such other period as determined by the Council.

iv. The term of members may be extended for a further period of 12 months by a decision of the Council following recommendation from the Reference Group.

**3.2 - Constituency of the Reference Group**

The Reference Group shall consist of representatives from the following external stakeholder groups and internal representatives from the City of Launceston:

**Chairman:**

- Chair of the City of Launceston Economic Development Committee (Alderman Darren Alexander)

**External Stakeholder Members:**

- City Prom Senior Representative
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- UTAS Senior Representative/Representative of the School of Architecture
- State Growth Senior Representative
- Examiner Senior Representative
- Heritage Senior Representative
- Community Representative
- Arts & Events Representative
- CBD Business/Trader Representative
- CBD Building Owner Representative
- Access Representative

**City of Launceston Members:**

- General Manager (Robert Dobrzynski)
- Aldermen - 2 elected member representatives

**Advisors:**

- Director of Development Services (Leanne Hurst)
  - Director of Infrastructure Services (Harry Galea)
  - Launceston City Heart Manager (Damien Fitzgerald)
  - Communications Department Representative
-

## **15.1 Launceston City Heart - Reference Group...(Cont'd)**

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A vacancy for a member (not being an Alderman) may occur upon their resignation, death, failure to attend without cause three consecutive meetings, or by removal by resolution of the Council.

The Reference Group may invite observers as it sees fit.

### **3.3 - Authority of the Reference Group**

The Council endorses the establishment and function of the Reference Group as a Special Committee of Council under section 24 of the Local Government Act (Tas) 1993. The powers, duties and functions of the Reference Group are as described in this Terms of Reference document. The Reference Group will have the ability to develop procedures as required to perform its assignment.

### **3.4 - Appointment to the Reference Group**

- iii. The following groups shall be invited to nominate a representative on the Reference Group:
  - a. CityProm
  - b. Launceston Chamber of Commerce
  - c. Department of State Growth
  - d. The Examiner Newspaper
  - e. Heritage Tasmania
  - f. University of Tasmania - School of Architecture
  
- iv. Invitation to nominate for the following community positions on the Reference Group shall be extended through a public Expressions of Interest process:
  - a. Business/Building Owner
  - b. Business Trader
  - c. Arts & Events
  - d. Disability Access
  - e. Community

In the event of a vacancy occurring during the term of the Reference Group, the Council will invite relevant individuals or organisations to nominate a member or members to the Reference Group for the remainder of the term.

Appointment to the Reference Group will be by resolution of the Council.

### **3.5 - Reference Group Responsibilities and Functions**

The Reference Group will be responsible for:

1. Advising on and monitoring the implementation of the LCH Project Action Plan;
-

**15.1 Launceston City Heart - Reference Group...(Cont'd)**

---

2. Advising on and monitoring the development of business incentives and programs that could be considered to support the LCH project; and
3. Identifying events and activities to bring more vitality to the LCH project area.
4. Working in conjunction with the LCH Unit, City Prom, the Chamber of Commerce and City of Launceston Communications to align efforts and activities.
5. Establishing (if required) sub-groups to assist in undertaking the Reference Group's responsibilities to:
  - Guide and inform the implementation of priority actions identified in the LCH Masterplan and Action Plan;
  - Inform policy and strategy development, provide feedback on suggestions and comments or identify collaborative actions;

**3.6 - Obligations of Reference Group Members**

Reference Group Members, in performing their duties, shall:

1. Act in accordance with Council's Values.
2. Act honestly and in good faith.
3. Participate actively in the work of the Reference Group.
4. Perform their duties in a manner that public trust in the integrity, objectivity, and impartiality of the Reference Group is conserved and enhanced.
5. Exercise the care, diligence and skill that would be expected of a reasonable person in comparable circumstances.
6. Comply with the Terms of Reference of the Reference Group.
7. Comply with Council's Code of Conduct and Meeting Procedures Regulations.
8. Respect any confidentiality requirements.

**3.7 - Conflicts of Interest**

In the event of a conflict of interest arising for any member of the Reference Group, the conflict must be immediately declared and the member must leave the room and abstain from any discussion or decision making regarding the matter.

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## **15.1 Launceston City Heart - Reference Group...(Cont'd)**

---

### **3.8 - Meetings and Minutes**

The Reference Group will meet at least bi-monthly. Reference Group members must be either physically present at the meeting or participate in the meeting through pre-arranged manner.

Meetings of the Reference Group shall be called by the Chairperson with notice of the meeting being forwarded to members with an agenda with at least seven (7) days' notice.

In the absence of the Chairperson at a meeting, the Reference Group will elect a Chairperson from the members present to chair that meeting.

The quorum for meetings shall be one more than 50% of the appointed members of the Reference Group.

If the Reference Group decides to record a vote, the Chairperson will have a casting vote, as well as an original vote.

Minutes of the meetings of the Reference Group are to be distributed within 10 days of the meeting and confirmed at the next meeting of the Reference Group. The Minutes will be distributed to Reference Group members, Aldermen, the City of Launceston's Executive Management Team and will be available on the City of Launceston's website for general access. Any items of a commercial in-confidence nature will be excluded from the publicly available minutes.

The duration of ordinary meetings of the Reference Group will be 1-2 hours. There is no requirement for members to attend every bi-monthly meeting.

Quarterly Milestones meetings will be held and there is an expectation that all stakeholders will attend these meetings.

### **3.9 - Reporting**

Any advice and recommendations from the Reference Group that relate specifically to the Launceston City Heart project and associated policies will be reported to the Launceston City Council as part of the normal project reporting process.

Any other matters identified by the Reference Group that require a separate decision of Council will be reported to Council by the Launceston City Heart Manager through the City of Launceston Executive Management Committee (EMC).

The Reference Group shall submit a report of its activities to the Council at least twice per annum.

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**15.1 Launceston City Heart - Reference Group...(Cont'd)**

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**3.10 - Level of Communication**

All communication regarding the Launceston City Heart Project and the Reference Group will be guided by the LCH Communications Strategy. For smaller matters and issues, electronic correspondence will be the primary means of communication with the Reference Group.

**3.11 - Media Communication**

iii. Media communication will be managed through the City of Launceston's Communication department.

iv. All media communications on behalf of the Reference Group shall be undertaken by the Chairman in relation to policy and by the General Manager in relation to operational matters.

**3.12 - Evaluation and Review**

A review of the Reference Group will be undertaken every 12 months to ensure that the purpose, membership and operation of the Reference Group is current and to make appropriate changes as required.

The Reference Group must monitor key short term action outcomes, progress on targets and consider any proposed adjustment to priorities or addition of new project actions as appropriate in the context of changing circumstances.

**3.13 - Remuneration and Expenses**

Participation on the Reference Group is voluntary and will not attract remuneration.

Operating expenses of meetings of the Reference Group will be managed by the Launceston City Heart Project Unit.

No member of the Reference Group will incur any expenses in relationship to his or her activities as a member of the Reference Group, without prior approval.

**4.0 - Quality Records**

Quality records of all Reference Group meetings and activities will be retained by the City of Launceston as corporate records.

---

**15.1 Launceston City Heart - Reference Group...(Cont'd)**

---

5. That the Youth Advisory Group (YAG) be requested to nominate a representative to sit on the Launceston City Heart Reference Group and the terms of reference be adjusted to reflect the nomination.

**CARRIED ALL**

**FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K Stojansek**

**DECISION: 10 August 2015**

**MOTION 4**

**Moved Alderman D W Alexander, seconded Alderman R L McKendrick.**

**That Aldermen D H McKenzie and S R F Wood be nominated to sit on the Launceston City Heart Reference Group.**

**MOTION WITHDRAWN**

**DECISION: 10 August 2015**

**MOTION 5**

**Moved Alderman D C Gibson, seconded Alderman R I Soward.**

**That the Standing Orders be suspended to facilitate discussion around the nomination of Aldermen to serve on the City Heart Reference Group.**

**CARRIED ALL**

**FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K Stojansek**

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## 15.1 Launceston City Heart - Reference Group...(Cont'd)

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**DECISION:** 10 August 2015

### MOTION 6

Moved Alderman R L McKendrick, seconded Alderman R I Soward.

That Standing Orders be resumed.

**CARRIED ALL**

FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K Stojansek

**DECISION:** 10 August 2015

### MOTION 7

Moved Alderman R L McKendrick, seconded Alderman D W Alexander.

That Aldermen D H McKenzie, S R F Wood and K Stojansek be nominated as representatives for the City Heart Reference Group and the terms of reference be adjusted to reflect the nomination of three Aldermen.

**CARRIED ALL**

FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K Stojansek

Alderman R J Sands withdrew from the meeting at 2.18pm

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**15.2 Heritage Advisory Committee - Terms of Reference****FILE NO:** SF2965**AUTHOR:** Fiona Ranson (Urban Design & Heritage Planner)**DIRECTOR:** Leanne Hurst (Director Development Services)

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**DECISION STATEMENT:**

To consider the changes proposed to the Terms of Reference of the Heritage Advisory Committee.

**PREVIOUS COUNCIL CONSIDERATION:**

Council 24 October 2011 - Item 13.2

**RECOMMENDATION:**

That Council approves the revised Terms of Reference of the Heritage Advisory Committee (the Committee).

**Terms of Reference - Revised June 2015****Purpose**

The primary purpose of the Launceston City Council Heritage Advisory Committee is to provide advice to the Council on heritage matters and to promote the value of heritage places within the Municipality in line with the definitions of significance in the Burra Charter and the Launceston Interim Planning Scheme 2015 (the Scheme).

**Role**

The role of the Heritage Advisory Committee is to:

- Provide advice and recommendations on the development of Council policy relating to heritage matters;
  - Provide advice on and participate in the overview of heritage studies undertaken by Council;
  - Provide advice and recommendations on applications made by Council for heritage funding;
  - Consult with stakeholders to determine community aspirations relating to heritage places and objects;
  - Promote Council's objectives and the principles of reuse of heritage assets in the City;
  - Promote community participation in and awareness of heritage activities; and
-

## **15.2 Heritage Advisory Committee - Terms of Reference...(Cont'd)**

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- Consider and provide advice to Council on development proposals involving and/or impacting on heritage values on properties either heritage registered or covered by heritage precinct or overlay.\*

### **Membership**

The Heritage Advisory Committee will consist of the following positions:

- Up to two Aldermen
- A representative from Heritage Tasmania
- A representative from the National Trust of Australia (Tasmania)
- A representative from the UTAS School of Architecture and Design
- A representative from the Real Estate Institute of Tasmania
- A representative from the Launceston Historical Society
- Community Representation with relevant experience to promote the ideals of the Committee to be nominated by the Committee and approved by Council

The Chairperson and Deputy Chairperson are to be elected by the Committee at the beginning of each new Council cycle.

Council Officers will be provided as required for the efficient operation of the Committee.

### **Meetings**

The Heritage Advisory Committee will generally meet six times per year (and at other times as required).

### **Protocol**

Unless otherwise specified, the Meeting Procedures adopted by the Launceston City Council will prevail over the working of this Committee.

### **Resources**

A nominated Council Officer will act as the support resource.

\* The Committee's role regarding Development Applications (DAs) involving heritage properties is as follows.

1. **Pre-lodgement** - Where an applicant requests or is offered the opportunity to air ideas and intentions prior to submission of a DA to investigate issues and/or the likelihood of support from heritage interested bodies, the applicant may be invited to a meeting of the Committee.
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**15.2 Heritage Advisory Committee - Terms of Reference...(Cont'd)**

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2. **During advertising period** - Committee members will be individually notified that a DA may be of interest and individuals or the groups represented may make representations during the allotted time (for or against) for the consideration of the assessing officers and the Council. The Committee shall not collectively form a view on individual DAs.
3. **Post-assessment** - The Committee may be notified that a DA is going to Council and the Agenda report may be sent out for the information of member organisations.

In regard to Pre-lodgement Meetings:

- This is the most effective means of input and Council officers will endeavour to facilitate this process when it appears to be useful.
  - Meetings dealing with advice in regard to future proposals should be chaired by City of Launceston officers to avoid potential for conflicts of interest.
  - The content of these meetings are confidential, and not to be used outside the meeting.
- 

**Mrs L Hurst (Director Development Services) was in attendance to answer questions of Council in respect of this Agenda Item.**

**DECISION: 10 August 2015**

**MOTION**

**Moved Alderman J Finlay, seconded Alderman R L McKendrick.**

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

**CARRIED 11:0**

**FOR VOTE: Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K Stojansek**

**ABSENT DURING VOTE: Alderman R J Sands**

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At 2.22pm, the Mayor, Alderman A M van Zetten, announced that the Council would now act as a Planning Authority to resume consideration of Agenda Items 7.1 and 7.2.

Alderman D H McKenzie withdrew from the meeting at 2.23pm due to a Declaration of Pecuniary Interest in Agenda Item 7.1 - Amendment 9 to the *Launceston Interim Planning Scheme 2015* - Rezone from Rural Resource to Light Industrial and General Industrial; Subdivision - four lot subdivision, 574 Meander Valley Road, Prospect, - Rezoning of land and subdivision to create four lots and balance land

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**16 FACILITIES MANAGEMENT**

**No Reports**

**17 QUEEN VICTORIA MUSEUM AND ART GALLERY**

**No Reports**

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**18 INFRASTRUCTURE SERVICES****18.1 Infrastructure Services Directorate - Delegations under Heavy Vehicle National Law (Tasmania) Act 2013****FILE NO:** SF0113**DIRECTOR:** Harry Galea (Director Infrastructure Services)

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**DECISION STATEMENT:**

To consider delegations to officers in the Infrastructure Services Directorate within the *Heavy Vehicle National Law (Tasmania) Act 2013*.

**PREVIOUS COUNCIL CONSIDERATION:**

Council Item 18.4 - 27 July 2015

Changes to the previous approval of 'Authorised Officers' in the Infrastructure Services Directorate.

**RECOMMENDATION:**

1. That Council, pursuant to the provision of the section and Act of Parliament or By-Law as specified in column 3 in The Schedule below, resolves to appoint or grant power as indicated in column 4 to persons holding the positions identified in column 5 of the function described in column 6 but subject to the conditions identified in column 7.
  2. That the Instrument of Delegation, if required by the Act, be the schedule within the Minutes of the meeting certified as a true and correct record by the Council to the Officer(s) given Functions and/or Power but subject to the Conditions as specified in columns 5, 6 and 7 respectively.
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## 18.1 Infrastructure Services Directorate - Delegations under Heavy Vehicle National Law (Tasmania) Act 2013...(Cont'd)

### The Schedule

1	2	3		4	5	6		7
#	Short Title	Enabling Legislation		Authority Bestowed	Officer(s)	Description of Function and/or Power		Conditions
		Section	Act			Section	Description	
1	Authorised Officer	41(1)	<i>Local Government (Highways) Act 1982</i>	Appointment	<ul style="list-style-type: none"> <li>DIS</li> <li>MTS</li> <li>MO</li> <li>RHM</li> <li>RAE</li> </ul>	41	... as an Authorised Officer to administer the provisions where traffic is likely to cause damage to a highway.	Nil
2	Authorised Officer	46(2)	<i>Local Government (Highways) Act 1982</i>	Appointment	<ul style="list-style-type: none"> <li>DIS</li> <li>MTS</li> <li>MO</li> <li>RHM</li> <li>EO-D</li> <li>RSS</li> <li>RAE</li> </ul>	46(1)	... as an Authorised Officer enabled to grant permission for a person to do various works within a highway.	Nil
3	Authorised Person	43(1)	<i>Traffic Act 1925</i>	Appointment	<ul style="list-style-type: none"> <li>DIS</li> <li>MTS</li> <li>MO</li> <li>RHM</li> <li>CSS</li> <li>RSS</li> <li>RAE</li> </ul>	43	... as an Authorised Person enabling the removal of things obstructing public streets.	Nil
4	Corporation's Engineer		<i>Local Government (Highways) Act 1982</i>	Appointment	DIS	All	... to the position of the Corporation's Engineer or 'engineer' for purposes under the Act	Nil
5	Authorised Officer	20 A	<i>Local Government Act 1993</i>	Appointment	<ul style="list-style-type: none"> <li>DIS</li> <li>MTS</li> <li>MO</li> <li>RHM</li> <li>EO-R</li> <li>RSS</li> <li>CSS</li> </ul>	20 A	...a person authorised to enter land.	for the purposes of the <i>Urban Drainage Act 2013</i>
6	Authorised Officer	4	Kerbside Refuse Collection By-Law No 8 of 2003	Appointment	<ul style="list-style-type: none"> <li>DIS</li> <li>MO</li> <li>SWMO</li> </ul>	All	... as an Authorised Officer for the purposes of enforcing the provisions of the By-Law.	Nil
7	Authorised Officer	3	Refuse Disposal Area By-Law No 21 of 2004	Appointment	<ul style="list-style-type: none"> <li>DIS</li> <li>MO</li> </ul>	All	... as an Authorised Officer for the purposes of enforcing the provisions of the By-Law.	Nil
8	Public Open Space Payment	64	<i>Local Government Act 1993</i>	Grant power to act on behalf of the Council	<ul style="list-style-type: none"> <li>DIS</li> <li>MTS</li> </ul>	E10.4.1	... determine that no land is required for public open space, or payment is required instead of public open space.	Nil
9	<u>Heavy Vehicle Permit System</u>	64	<u><i>Local Government Act 1993</i></u>	<u>Grant power to act on behalf of the Council</u>	<ul style="list-style-type: none"> <li><u>DIS</u></li> <li><u>MTS</u></li> <li><u>RHM</u></li> <li><u>EO-T</u></li> <li><u>E-TD</u></li> </ul>	<u>S16(b) Heavy Vehicle National Law (Tas) Act 2013</u>	<u>... to perform the duties of the Road Manager.</u>	<u>Nil</u>

## 18.1 Infrastructure Services Directorate - Delegations under Heavy Vehicle National Law (Tasmania) Act 2013...(Cont'd)

1	2	3	4	5	6	7	
10	Heavy Vehicle Permit System	64	<u>Local Government Act 1993</u>	Grant power to act on behalf of the Council	<ul style="list-style-type: none"> <li>• DIS</li> <li>• MTS</li> <li>• RHM</li> <li>• EO-T</li> <li>• E-TD</li> </ul>	S156 Heavy Vehicle National Law (Tas) Act 2013 ... to perform the duties of the Council if the Regulator asks for the Council's consent to the grant of a mass or dimension authority, decide to give or not to give the consent.	Nil
11	Heavy Vehicle Permit System	64	<u>Local Government Act 1993</u>	Grant power to act on behalf of the Council	<ul style="list-style-type: none"> <li>• DIS</li> <li>• MTS</li> <li>• RHM</li> <li>• EO-T</li> <li>• E-TD</li> </ul>	S158 Heavy Vehicle National Law (Tas) Act 2013 ...to perform the duties of the Council if the consultation with the other entity is not yet completed, to, as far as practicable, deal with the request for consent and decide to give or not to give the consent (even though the consultation with the other entity is not completed).	Nil
12	Heavy Vehicle Permit System	64	<u>Local Government Act 1993</u>	Grant power to act on behalf of the Council	<ul style="list-style-type: none"> <li>• DIS</li> <li>• MTS</li> <li>• RHM</li> <li>• EO-T</li> <li>• E-TD</li> </ul>	S159 Heavy Vehicle National Law (Tas) Act 2013 ... to perform the duties of the Council to form the opinion a route assessment is necessary for deciding whether to give or not to give the consent and notify the Regulator.	Nil
13	Heavy Vehicle Permit System	64	<u>Local Government Act 1993</u>	Grant power to act on behalf of the Council	<ul style="list-style-type: none"> <li>• DIS</li> <li>• MTS</li> <li>• RHM</li> <li>• EO-T</li> <li>• E-TD</li> </ul>	S160 Heavy Vehicle National Law (Tas) Act 2013 ... to perform the duties of the Council to impose road conditions.	Nil
14	Heavy Vehicle Permit System	64	<u>Local Government Act 1993</u>	Grant power to act on behalf of the Council	<ul style="list-style-type: none"> <li>• DIS</li> <li>• MTS</li> <li>• RHM</li> <li>• EO-T</li> <li>• E-TD</li> </ul>	S161 Heavy Vehicle National Law (Tas) Act 2013 ... to perform the duties of the Council to impose travel conditions.	Nil
15	Heavy Vehicle Permit System	64	<u>Local Government Act 1993</u>	Grant power to act on behalf of the Council	<ul style="list-style-type: none"> <li>• DIS</li> <li>• MTS</li> <li>• RHM</li> <li>• EO-T</li> <li>• E-TD</li> </ul>	S162 Heavy Vehicle National Law (Tas) Act 2013 ...to perform the duties of the Council to impose vehicle restrictions.	Nil
16	Heavy Vehicle Permit System	64	<u>Local Government Act 1993</u>	Grant power to act on behalf of the Council	<ul style="list-style-type: none"> <li>• DIS</li> <li>• MTS</li> <li>• RHM</li> <li>• EO-T</li> <li>• E-TD</li> </ul>	S167 Heavy Vehicle National Law (Tas) Act 2013 ... to perform the duties of the Council to expedite the Road Manager's consent for renewal of mass or dimension authority.	Nil



## 18.1 Infrastructure Services Directorate - Delegations under Heavy Vehicle National Law (Tasmania) Act 2013...(Cont'd)

1	2	3	4	5	6	7	
17	Heavy Vehicle Permit System	64	<u>Local Government Act 1993</u>	Grant power to act on behalf of the Council	<ul style="list-style-type: none"> <li>• DIS</li> <li>• MTS</li> <li>• RHM</li> <li>• EO-T</li> <li>• E-TD</li> </ul>	S169 Heavy Vehicle National Law (Tas) Act 2013 ... to perform the duties of the Council to grant limited consent for trial purposes.	Nil
18	Heavy Vehicle Permit System	64	<u>Local Government Act 1993</u>	Grant power to act on behalf of the Council	<ul style="list-style-type: none"> <li>• DIS</li> <li>• MTS</li> <li>• RHM</li> <li>• EO-T</li> <li>• E-TD</li> </ul>	S170 Heavy Vehicle National Law (Tas) Act 2013 ... to perform the duties of the Council to renew limited consent for trial purposes.	Nil
19	Heavy Vehicle Permit System	64	<u>Local Government Act 1993</u>	Grant power to act on behalf of the Council	<ul style="list-style-type: none"> <li>• DIS</li> <li>• MTS</li> <li>• RHM</li> <li>• EO-T</li> <li>• E-TD</li> </ul>	S172 Heavy Vehicle National Law (Tas) Act 2013 ... to perform the duties of the Council to issue a statement explaining adverse decision of the Road Manager.	Nil
20	Heavy Vehicle Permit System	64	<u>Local Government Act 1993</u>	Grant power to act on behalf of the Council	<ul style="list-style-type: none"> <li>• DIS</li> <li>• MTS</li> <li>• RHM</li> <li>• EO-T</li> <li>• E-TD</li> </ul>	S173 Heavy Vehicle National Law (Tas) Act 2013 ... to perform the duties of the Council to issue an amendment or cancellation on the Regulator's initiative.	Nil
21	Heavy Vehicle Permit System	64	<u>Local Government Act 1993</u>	Grant power to act on behalf of the Council	<ul style="list-style-type: none"> <li>• DIS</li> <li>• MTS</li> <li>• RHM</li> <li>• EO-T</li> <li>• E-TD</li> </ul>	S174 Heavy Vehicle National Law (Tas) Act 2013 ... to perform the duties of the Council to issue an amendment or cancellation on request of the relevant Road Manager.	Nil
22	Heavy Vehicle Permit System	64	<u>Local Government Act 1993</u>	Grant power to act on behalf of the Council	<ul style="list-style-type: none"> <li>• DIS</li> <li>• MTS</li> <li>• RHM</li> <li>• EO-T</li> <li>• E-TD</li> </ul>	S176 Heavy Vehicle National Law (Tas) Act 2013 ... to perform the duties of the Council to issue an amendment or cancellation on application by the permit holder.	Nil
23	Heavy Vehicle Permit System	64	<u>Local Government Act 1993</u>	Grant power to act on behalf of the Council	<ul style="list-style-type: none"> <li>• DIS</li> <li>• MTS</li> <li>• RHM</li> <li>• EO-T</li> <li>• E-TD</li> </ul>	S178 Heavy Vehicle National Law (Tas) Act 2013 ... to perform the duties of the Council to issue an amendment or cancellation on the request of the Road Manager	Nil

### LEGEND:

CSS	City Services Supervisor	MTS	Manager Technical Services
DIS	Director Infrastructure Services	MO	Manager Operations
EO-D	Engineering Officer - Development	RHM	Road and Hydraulics Manager
EO-R	Engineering Officer - Roads	RAE	Road Assets Engineer
EO-T	Engineering Officer - Traffic	RSS	Road Services Supervisor
E-TD	Engineer - Traffic and Development	SWMO	Senior Waste Management Officer

**18.1 Infrastructure Services Directorate - Delegations under Heavy Vehicle National Law (Tasmania) Act 2013...(Cont'd)**

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Mr H Galea (Director Infrastructure Services) was in attendance to answer questions of Council in respect of this Agenda Item.

**DECISION: 10 August 2015**

**MOTION**

Moved Alderman J G Cox, seconded Alderman D H McKenzie.

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

**CARRIED ALL**

**FOR VOTE:** Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K Stojansek

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**19 CORPORATE SERVICES**

No Reports

**20 GENERAL MANAGER**

No Reports

**21 URGENT BUSINESS**

Pursuant to regulation 8(6) of the *Local Government (Meeting Procedures) Regulations 2015*

Nil

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22 INFORMATION / MATTERS REQUIRING FURTHER ACTION

INFORMATION / MATTERS REQUIRING FURTHER ACTION				
<i>As at: 10 August 2015</i>				
Meeting Item No	Outstanding Items	Action Requested	Director	Officer Comment
13/04/12 14.1	Duck Reach Redevelopment	Recommendation 3: On finalization 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.	Rod Sweetnam	Expressions of interest advertised on 4 July 2015.  Expressions of interest close 7 August 2015 and will be returned to SPPC for discussion.
27/04/15 14.2	Notice of Motion - Alderman D H McKenzie - Appointment of a Queen Victoria Museum and Art Gallery (QVMAG) Committee	That Council appoints a Committee to review the strategic direction of the QVMAG with the express view of reporting back to Council with recommendations on its future direction.	Richard Mulvaney	The Committee will present its report after 3 August 2015.
11/05/2015 14.1	Notice of Motion - Deputy Mayor Alderman R I Soward - Introduction of a Trial Community Reports Category at Council Meetings	Include a Community Reports Category in Council Meetings.	Michael Tidey	Processes and attendance criteria to be determined. Target date is 22 June 2015. Briefed Aldermen on 6 July 2015 regarding procedures.
25/05/2015 14.2	Notice of Motion - Alderman D W Alexander - Implementation of the Placespeak Community Consultation Platform for the Launceston City Council	Investigate the Placespeak community consultation platform for use within the City of Launceston.	General Manager	Investigation of Placespeak, along with other community consultation platforms, will be undertaken towards the end of the year.

## COUNCIL MINUTES

Monday 10 August 2015

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27/07/2015 16.1	Royal National Automobile Museum of Tasmania	Request from NAMT be reconsidered by Council following receipt of information regarding UTAS City Campus plans.  Inveresk Campus Design Liaison Group will provide further to Council. Concept planning for the inner city campus proposal. This is expected to be completed by 31 August 2015.	Rod Sweetnam	Report to Council following consideration of UTAS City Campus Plans.
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**23 CLOSED COUNCIL****23.1 Confirmation of the Minutes****RECOMMENDATION**

Pursuant to the *Local Government (Meeting Procedures) Regulations 2015* - Regulation 34(6) states that at the next closed meeting, the minutes of a closed meeting, after any necessary correction, are to be confirmed as the true record by the council or council committee and signed by the chairperson of the closed meeting.

**23.2 Killafaddy Livestock Market Expression of Interest Process**

To further consider the arrangements for the disposal of the Killafaddy Livestock Market.

**RECOMMENDATION:**

That Minutes Item 23.2 be considered within Closed Council pursuant to the authority contained within Regulation 15(2)(f) of the *Local Government (Meeting Procedures) Regulations 2015*, which permits the meeting to be closed to the public for business relating to the following:

- 15(2)(f) proposals for the council to acquire land or an interest in land or for the disposal of land.

**23.3 LGAT President By-Election**

To determine the preferred candidate for the position of LGAT President.

**RECOMMENDATION:**

That Minutes Item 23.3 be considered within Closed Council pursuant to the authority contained within Regulation 15(2)(g) of the *Local Government (Meeting Procedures) Regulations 2015*, which permits the meeting to be closed to the public for business relating to the following:

- 15(2)(g) information of a personal and confidential nature or information provided to the council on the condition it is kept confidential.
-

**DECISION:** 10 August 2015

**MOTION**

Moved Alderman D W Alexander, seconded Alderman R I Soward.

That the Motion, as per the Recommendations to Council at 23.1, 23.2 and 23.3, be adopted.

**CARRIED ALL**

**FOR VOTE:** Mayor Alderman A M van Zetten, Deputy Mayor Alderman R I Soward, Alderman R L McKendrick, Alderman R J Sands, Alderman D H McKenzie, Alderman J G Cox, Alderman D C Gibson, Alderman J Finlay, Alderman D W Alexander, Alderman S R F Wood, Alderman E K Williams and Alderman K Stojansek

Council moved into Closed Session at 3.10pm

Council returned to Open Session at 3.11pm

**24 MEETING CLOSURE**

The Mayor, Alderman A M van Zetten, closed the meeting at 3.11pm

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