



City of  
**LAUNCESTON**

# **COUNCIL MINUTES**

**COUNCIL MEETING  
THURSDAY 2 NOVEMBER 2023  
1.00PM**

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

Date: 2 November 2023

Time: 1.00pm

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### Certificate of Qualified Advice

#### Background

To comply with section 65 of the *Local Government Act 1993* (Tas):

1. A general manager must ensure that any advice, information or recommendation given to the council or a council committee is given by a person who has the qualifications or experience necessary to give such advice, information or recommendation.
2. A council or council committee is not to decide on any matter which requires the advice of a qualified person without considering such advice unless -
  - (a) the general manager certifies, in writing -
    - (i) that such advice was obtained; and
    - (ii) the general manager took the advice into account in providing general advice to the council or council committee; and
  - (b) a copy of that advice or, if the advice was given orally, a written transcript or summary of that advice is provided to the council or council committee with the general manager's certificate.

#### Certification

I certify that:

- (i) the advice of a qualified person has been sought where required;
- (ii) this advice was taken into account in providing general advice to the council or council committee; and
- (iii) a copy of the advice, or a written transcript or summary of advice provided orally, is included with the agenda item.



**Michael Stretton**  
Chief Executive Officer

### **AUDIO of COUNCIL MEETINGS**

An audio recording of this Council Meeting, except for any part held in Closed Session, will be made in accordance with our Council Meetings - Audio Recording Policy - 14-Plx-008.

This Council Meeting was streamed live to and can be accessed at:  
[www.launceston.tas.gov.au/Council/Meetings/Listen](http://www.launceston.tas.gov.au/Council/Meetings/Listen).

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

### **PUBLIC ATTENDANCE AT THE COUNCIL MEETING**

At the Council Meeting, please take care to follow signage and the directions of Council Officers to ensure that physical distancing and other COVID-19 safe behaviour is observed.

### **PUBLIC QUESTION TIME - AGENDA ITEM 8**

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

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

## PUBLIC COMMENT ON AGENDA ITEMS

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

Please note the following important information:

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

Your respectful contribution is welcome and appreciated.

## LEGISLATIVE TERMINOLOGY - GENERAL MANAGER

At the City of Launceston, the positions of General Manager Community and Place, General Manager Organisational Services, General Manager Infrastructure and Assets and General Manager Creative Arts and Cultural Services do not assume the functions and powers of the term *general manager* in a legislative sense: any legislative functions and powers to be delegated to these roles will be made by Council or the Chief Executive Officer. At the City of Launceston, the title Chief Executive Officer is a term of reference for the General Manager as appointed by Council pursuant to section 61 of the *Local Government Act 1993 (Tas)*. For the avoidance of doubt, *Chief Executive Officer* means *General Manager* for the purposes of the *Local Government Act 1993 (Tas)* and all other legislation administered by or concerning Council.

***Present:***

**Mayor Councillor M K Garwood  
Councillor D C Gibson  
Councillor A E Dawkins  
Councillor A G Harris  
Councillor T G Walker  
Councillor Dr G Razay  
Councillor J J Pentridge  
Councillor A J Palmer  
Councillor L M McMahon  
Councillor S Cai  
Councillor A J Britton (retired at 3.49pm)**

***In Attendance:***

**Michael Stretton (Chief Executive Officer)  
Dan Ryan (General Manager Community and Place Network)  
Louise Foster (General Manager Organisational Services Network)  
Shane Eberhardt (General Manager Infrastructure and Assets Network)  
Shane Fitzgerald (General Manager Creative Arts and Cultural Services Network)  
David Mullenger (Manager Health and Compliance) (Agenda Item 9.1)  
Duncan Payton (Town Planner) (Agenda Item 9.1)  
Iain More (Senior Town Planner) (Agenda Item 9.2)  
Michelle Ogulin (Manager Liveable Communities) (Agenda Items 14.1 and 14.2)  
Luke Scott (Acting Team Leader Communications)  
Kelsey Hartland (Team Leader Governance)  
Anthea Rooney (Council and Committees Officer)**

***Apologies:***

**Deputy Mayor Councillor D H McKenzie**

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

The Mayor, Councillor M K Garwood, opened the Meeting at 1.00pm and noted an apology from Deputy Mayor Councillor D H McKenzie.

**2. MAYORAL ACKNOWLEDGEMENTS**

The Mayor, Councillor M K Garwood, noted the recently announced resignation of the Chief Executive Officer, Michael Stretton and thanked him for his service over the past six years at the City of Launceston.

**3. DECLARATIONS OF INTEREST**

*Local Government Act 1993 (Tas) - section 48*

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

**Councillor A E Dawkins declared an interest in Agenda Item 14.1 - Community Grants 2023/2024 Round 1 (RSPCA Tasmania Safe Beds Program)**

**Councillor L M McMahon declared an interest in Agenda Item 14.1 - Community Grants 2023/2024 Round 1 (Soroptimist International of Launceston Inc. Connection, Community, Empowerment: Pamper project for women with an intellectual disability)**



**4. CONFIRMATION OF MINUTES**

*Local Government (Meeting Procedures) Regulations 2015 - Regulation 35(1)(b)*

**RECOMMENDATION:**

That the Minutes of the Ordinary Meeting of the City of Launceston Council held on 19 October 2023 be confirmed as a true and correct record.

**DECISION: 2 November 2023**

**MOTION**

**Moved Councillor A G Harris, seconded Councillor A J Palmer.**

**That the Minutes of the Ordinary Meeting of the City of Launceston Council held on 19 October 2023 be confirmed as a true and correct record.**

**CARRIED 11:0**

**FOR VOTE: Mayor Councillor M K Garwood, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor Dr G Razay, Councillor J J Pentridge, Councillor A J Palmer, Councillor L M McMahon, Councillor S Cai and Councillor A J Britton**

**AGAINST VOTE: Nil**

**5. COUNCIL WORKSHOPS**

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

**5.1. Council Workshop Report - 19 and 26 October 2023**

**FILE NO:** SF4401

**AUTHOR:** Anthea Rooney (Council and Committees Officer)

**GENERAL MANAGER APPROVAL:** Louise Foster (Organisational Services Network)

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**DECISION STATEMENT:**

To consider Council Workshops conducted since the last Council Meeting.

**RELEVANT LEGISLATION:**

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

**RECOMMENDATION:**

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

1. pre-Council Workshop conducted on 19 October 2023:

**Development South of Prospect - Draft Headworks Terms**

*Councillors received a presentation on a potential headworks framework to facilitate the construction of specific backbone infrastructure that the City of Launceston requires to be constructed prior to the release of titles for residential and commercial development south of Prospect.*

*In Attendance:* Mayor Councillor M K Garwood, Deputy Mayor Councillor D H McKenzie, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor Dr G Razay, Councillor A J Palmer and Councillor L M McMahon

*Apologies:* Councillor Councillor J J Pentridge, S Cai and Councillor A J Britton

2. Workshop conducted on 26 October 2023:

**Buckby Motors Presentation**

*Councillors received a presentation regarding proposed future plans and development.*

**Launceston City Heart Traffic Calming**

*Councillors discussed the progress and implementation of the Launceston City Heart CBD traffic calming measures.*

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**High Street and Howick Street Safety Improvements**

*Councillors were presented with the investigation outcomes into best treatment to improve safety and accessibility.*

**Launceston Transit Centre - York Street Proposal**

*Councillors discussed relocation of the Launceston Transit Centre.*

**Development South of Prospect - Activity Centre Uses and Zoning**

*Councillors received a presentation regarding proposed zoning and land use for the activity centre located in the development south of Prospect.*

**Off-Street Parking Infringements**

*Councillors were provided with an update on the City of Launceston's parking controls.*

**Long Term Financial Plan**

*Councillors discussed issues to be considered as part of the Long Term Financial Plan modelling.*

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

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**DECISION: 2 November 2023**

**MOTION**

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

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

**CARRIED 11:0**

**FOR VOTE: Mayor Councillor M K Garwood, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor Dr G Razay, Councillor J J Pentridge, Councillor A J Palmer, Councillor L M McMahon, Councillor S Cai and Councillor A J Britton**

**AGAINST VOTE: Nil**

**6. COUNCILLORS' LEAVE OF ABSENCE APPLICATIONS**

**No Councillors' Leave of Absence Applications were identified as part of these Minutes**

**7. COMMUNITY REPORTS**

*(Community Reports allow an opportunity for Community Groups to provide Council with a three minute verbal presentation detailing activities of the group. This report is not intended to be used as the time to speak on Agenda Items; that opportunity exists when that Agenda Item is about to be considered. Speakers are not to request funding or ask questions of Council. Printed documentation may be left for Councillors).*

**7.1. Community Report - Inspector Craig Fox - TasPolice**

**FILE NO:** SF6368

**AUTHOR:** Anthea Rooney (Council and Committees Officer)

**CHIEF EXECUTIVE OFFICER APPROVAL:** Michael Stretton

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**SUMMARY OF PRESENTATION**

**Inspector Fox noted that the TasPolice is currently concentrating on public order and youth offenders in the CBD. He noted that youth offences, compared other places in Australia, is low and there appears to be a significant rise in female offenders. It was also noted that TasPolice is increasing its high visibility policing in key places at key times in order to deter offenders maintain social order.**

**8. PUBLIC QUESTION TIME**

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

**8.1. Public Questions on Notice**

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

**8.1.1. Public Questions on Notice - Jessie Keys - Safety Concerns at Corin Street and Denison Road Intersection**

**FILE NO:** SF6381

**AUTHOR:** Anthea Rooney (Council and Committees Officer)

**CHIEF EXECUTIVE OFFICER:** Michael Stretton

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**QUESTIONS AND RESPONSES:**

The following question, asked at the Council Meeting on 19 October 2023 by Jessie Keys, has been answered by Shane Eberhardt (General Manager Infrastructure and Assets Network).

***Questions:***

1. Can the Council assist with any safety measures with regard to the Corin Street and Denison Road intersection?

***Response:***

*In order to discuss the matter more fully a Council Officer will contact Jessie to ascertain if other measures can be introduced to assist with safety issues.*

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**8.1.2. Public Questions on Notice - Ron Baines - 56 Frederick Street and Chief Executive Officer Terminology**

**FILE NO:** SF6381

**AUTHOR:** Anthea Rooney (Council and Committees Officer)

**CHIEF EXECUTIVE OFFICER:** Michael Stretton

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**QUESTIONS AND RESPONSES:**

The following questions, submitted in writing to the Council on 25 October 2023 by Ron Baines, have been answered by Michael Stretton (Chief Executive Officer).

**Questions:**

1. Regarding the possible sale of 56 Frederick Street, will the Council use the proceeds from a sale of this property for community projects, rather than to prop up its overspending in other areas (eg. the Albert Hall complex)?

**Response:**

*The Council is currently running an Expression of Interest process for the premises at 56 Frederick Street, Launceston. Until the process is complete and community input and suggestions have been received, no decision regarding the site will be made.*

2. Would the Council consider refurbishment of 56 Frederick Street into a child minding centre as there does appear to be a shortage of these in Launceston?

**Response:**

*See response to Question 1.*

3. Was the transition from General Manager to CEO [Chief Executive Officer] status generated to enable a higher salary package for an individual for the same amount of work or is there another reason not readily observable?

**Response:**

*No.*

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**8.2. Public Questions Without Notice**

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

**8.2.1. Public Questions Without Notice - Ron Baines - Chief Executive Officer Nomenclature**

**1. Why was it deemed necessary to change the title of General Manager to Chief Executive Officer?**

The Mayor, Councillor M K Garwood, responded by saying this was something that the Council viewed as moving forward with current organisations and current structures throughout those organisations. There are a number of Chief Executive Officers around the State and further conversations emanating from the Local Government Association of Tasmania conference that General Managers are looking to move forward to the title Chief Executive Officer through local government.

**2. Was the decision to change the name Chief Executive Officer ratified by full Council?**

The Mayor, Councillor M K Garwood, responded yes.

**3. With a new person taking over that role, will the title revert back to General Manager in future?**

The Mayor, Councillor M K Garwood, responded no and advertising for the role would reflect the title Chief Executive Officer for the City of Launceston.



**8.2.2. Public Questions Without Notice - Rocelyn Ives - Frederick Street Kindergarten**

**[With regard to the Frederick Street Kindergarten]:**

- 1. Was it considered it would be of no or little community interest or consequence when first advertised?**

The Mayor, Councillor M K Garwood, responded by saying that in addition to the advertisement in *The Examiner*, there was extensive advertising and extensions throughout multiple news stories, media outlets and also through the City of Launceston's social media spaces, including videos and inspections that have been advertised as well.

- 2. Were the early childhood organisations with connections to the place given any notification that the building was to be sold or leased before public advertising of the Expression on Interest?**

The Mayor, Councillor M K Garwood, responded noting that this space has been vacant since January 2023 as the lessee at the time decided to vacate as they considered they had outgrown its use for purpose. The way in which the Expressions of Interest are moving forward is that there is the ability for anyone to express their interest. The fact that it had been vacant since January up until a month ago it was felt that it was an appropriate approach to take through the process of Expressions of Interest throughout the community without singling out any community infrastructure or provider at that time.

- 3. What lessons can be learned from the process to better facilitate the passing on of heritage treasures in our City to new occupiers and what would be the best outcome to preserve and ensure heritage management into the future of community places such as this very important educational facility?**

The Mayor, Councillor M K Garwood, responded that input such as this expressed in the question are much appreciated. There are legislative and local restrictions on what will be able to occur because of the heritage listing with that building. It is pleasing to note that the Council will ensure that those are adhered to. The process, however, is still an ongoing process and those Expressions of Interest will be assessed on their value and merit. Benefits for the community are being considered, however, commercial sale, along with all other Expressions of Interest, is still on the table. All those factors will be assessed through the Expression of Interest process but noting that there are those restrictions and values in place.

**8.2.3. Public Questions Without Notice - Lisa Tynan - DA0182/2022 - 83-93 Lilydale Road, Rocherlea**

Regarding DA0182/2022 for 83-93 Lilydale Road, Rocherlea, the company shows a disregard for policy, procedures and regulations by submitting a retrospective Development Application for the site.

1. How can we be sure that the company will follow any recommendations by the Council as they are showing disregard at the moment?
2. How can we be sure that the recommendations for dampening at the new development application site is going to be adequate?

The Mayor, Councillor M K Garwood, noted that these questions and other issues will be discussed in Agenda Item 9.1 - [DA0182/2022 - 83-93 Lilydale Road, Rocherlea - Storage - Change of Use to Contractor's Depot to Store Vehicles and Excess Materials and Car Parking] which will be covered in today's Agenda.

**9. PLANNING AUTHORITY**

Under the provisions of the *Land Use Planning and Approvals Act 1993*, Council acts as a Planning Authority in regard to items included in Agenda Item 9 - Planning Authority.

**9.1. DA0182/2022 - 83-93 Lilydale Road, Rocherlea - Storage - Change of Use to Contractor's Depot to Store Vehicles and Excess Materials and Carparking**

**FILE NO:** DA0182/2022

**AUTHOR:** Duncan Payton (Town Planner)

**GENERAL MANAGER APPROVAL:** Dan Ryan (Community and Place Network)

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**DECISION STATEMENT:**

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

**PLANNING APPLICATION INFORMATION:**

Applicant:	Hazell Bros Investments Pty Ltd
Property:	83-93 Lilydale Road, Rocherlea
Zoning:	Light Industrial
Receipt Date:	6/04/2022
Validity Date:	14/09/2023
Further Information Request:	14/04/2022
Further Information Received:	26/04/2023
Deemed Approval:	6/11/2023
Representations:	Five

**RELEVANT LEGISLATION:**

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

**PREVIOUS COUNCIL CONSIDERATION:**

Council - 12 October 2015 - Agenda Item 8.1- DA0176/2015 - 69, 73-75 and 77-79 Lilydale Road, Rocherlea - Manufacturing and Processing - batching plant subdivision and consolidation of three lots with no new lots created, extension of batching plant to proposed Lot 1a and Crown land (CT 125392/1) and Service Industry - change of use to automotive mechanic (CT 16756/2)

DA0516/2018 - 83-93 Lilydale Road Rocherlea - Storage - Construction of earthworks to fill and level site - provided for the construction of earth works to fill and level the site. This included capping of existing unapproved fill and included a condition requiring further planning approval before the site was used for storage of goods or materials. Under delegated report - 14 December 2018

PLE0006/2022 - enforcement notice issued regarding the use and development of the site for vehicle parking and storage of materials without approval

### **STANDARDS REQUIRING PLANNING DISCRETION:**

- 18.3.1 P1 - All uses - Hours of operation
- 18.3.1 P3 - All uses - Commercial vehicle movements
- 18.4.4 P1 - Outdoor storage areas
- C2.5.1 P1 - Car parking numbers
- C2.6.1 P1 - Construction of parking areas

### **RECOMMENDATION:**

That, in accordance with sections 51 and 57 of the *Land Use Planning and Approvals Act 1993* and the Tasmanian Planning Scheme - Launceston, a permit be granted for DA0182/2023 - Storage - change of use to contractor's depot to store vehicles and excess materials and car parking at 83-93 Lilydale Road, Rocherlea, subject to the following conditions:

#### **1. ENDORSED PLANS AND DOCUMENTS**

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

- a. Site Plan, 83-93 Lilydale Road, version 2, dated 18/09/2023.
- b. Locality Plan, 83-93 Lilydale Road, version 2, dated 18/09/2023.
- c. Rising Main GIS Locality, prepared by PDA, 83-93 Lilydale Road, dated 15/11/2022.

#### **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 adjoining Crown land.

#### **3. HOURS OF CONSTRUCTION**

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

Monday to Friday - 7am to 6pm

Saturday - 8am to 5pm

No works on Sunday or Public Holidays

#### **4. TASWATER**

The development must comply with the requirements of TasWater as detailed in the form Submission to Planning Authority Notice, Reference No. TWDA 2022/00528-LCC, dated 09/01/2023 and attached to the permit.

## **5. HOURS OF OPERATION**

1. The operation of the car park must be confined to:
  - a. 6am and 6pm - Monday to Friday;
  - b. 6.30am and 1.30pm - Saturdays; and
  - c. Closed Sunday and Public Holidays.
2. The operation of vehicles within the storage area must be confined to:
  - a. 6.30am and 5.30pm - Monday to Friday;
  - b. 7am and 1pm - Saturdays; and
  - c. Closed Sunday and Public Holidays.

## **6. SITE LANDSCAPING PLAN**

Within six weeks of the date of the coming into effect of this permit, a landscape plan must be submitted for approval by the Manager City Development. The plan must be prepared by a suitably qualified person, drawn to scale and include the following details:

- a. screen fencing to a height of 2.1m along the full length of the frontage boundary with Lilydale Road;
- b. landscaping, not less than 5m wide in front of the screen fence for the full length of the frontage (including a schedule of all proposed trees, shrubs and groundcover including common name and size at maturity); and
- c. suitable irrigation or a fixed sprinkler system for the watering of landscaped areas.

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

- d. completed within three months of its endorsement by the Manager City Development; and
- e. maintained and not removed, destroyed or lopped without the written consent of the Council.

## **7. DRIVEWAY AND PARKING AREA CONSTRUCTION**

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

- a. be properly constructed to such levels that they can be used in accordance with the plans;
- b. be surfaced with an impervious all weather seal;
- c. be adequately drained to prevent stormwater being discharged to neighbouring property;
- d. be line-marked or otherwise delineated to indicate each car space and access lanes.
- e. include two motorcycle parking bays; and
- f. include delineated safe pedestrian pathways in accordance with the applicable Australian Standard.

Parking areas and access lanes must be kept available for these purposes at all times and maintained for the life of the development.

## **8. DAMAGE TO THE COUNCIL'S INFRASTRUCTURE**

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

## **9. SOIL AND WATER MANAGEMENT PLAN**

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

## **10. CONTROL OF DUST EMISSIONS**

Dust emissions from the land must be controlled to the extent necessary to prevent environmental nuisance beyond the boundary of the land during development and use.

Such control must include, but not be limited to:

- automated watering of material storage bays; and
  - regular watering of roadways or sealing of roadways
- and be to the satisfaction of the Manager City Development.

## **11. COVERING OF VEHICLES**

Vehicles carrying loads containing material which may blow, or spill must be equipped with effective control measures to prevent the escape of the materials from the vehicles when they leave the land or travel on public roads. Effective control measures may include tarpaulins or load dampening.

## **12. CONTROL OF NOISE EMISSIONS**

Where human sleep disturbance may be caused by the noise from the activity or transport movements from the activity, such noise emissions must be controlled to the extent necessary to prevent environmental nuisance. This may include restricting operating hours.

## **13. EXTERIOR AND SECURITY LIGHTING**

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

## **14. SPILL COLLECTION BUND**

Any and all environmentally hazardous materials including all chemicals, fuels and oils, held on the land must be stored and handled within a spill collection bund or spill trays which are designed to contain at least 110% of the volume of the largest storage vessel. The spill containment system must be constructed with materials that will prevent contamination of ground water and soil.

## 15. STORMWATER

No liquids, other than unpolluted rainwater, are to be allowed to discharge or drain to the Council's stormwater system or receiving water bodies or watercourses.

### Notes

#### A. General

*This permit was issued based on the proposal documents submitted for DA0182/2022. You should contact the Council with any other use or developments, as they may require the separate approval of the Council. The Council's Planning Staff can be contacted on 6323 3000.*

*This permit takes effect after:*

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

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

#### B. Restrictive Covenants

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

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

#### C. Appeal Provisions

*A planning appeal may be instituted by lodging a notice of appeal with the Registrar of the Tasmanian Civil and Administrative Tribunal (TASCAT).*

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

*For more information see the Tasmanian Civil and Administrative Tribunal (TASCAT) website [www.tascat.tas.gov.au](http://www.tascat.tas.gov.au) <<http://www.tascat.tas.gov.au>>*

D. Permit Commencement

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

E. Shared Access

*It is noted that the access to the site is over Crown land and that TasRail also has access to its land over this Crown land and the land must be kept clear for that purpose.*

F. TasRail Standard Notes

- 1. Where a building or other development is proposed to be located at a setback distance less than 50m from the boundary of the rail corridor, the occupants are likely to be exposed to train horn noise and vibration, noting that TasRail Freight Rail Services operate 24/7 and the configuration, frequency and time of these services is subject to change at any time.*
- 2. Landowners, builders/developers and prospective residents should undertake appropriate due diligence to ensure they are aware of potential exposure to train horn noise and vibration, particularly in relation to building design, material specifications and lifestyle. The train horn is a safety device that is required to be sounded twice per level crossing being on approach and on entry. The minimum duration of each train horn blow is one second. The train driver also has the discretion to sound the horn at any time he/she perceives a risk.*
- 3. Using or creating an unlicensed railway crossing or stock crossing is unsafe and strictly prohibited. Rail Safety National Law requires all private crossings to be subject to an interface agreement (licence). Where a privately owned property interfaces with a rail crossing and/or State Rail Network land please contact [property@tasrail.com.au](mailto:property@tasrail.com.au) to discuss the necessary authorisations and licencing process.*
- 4. Stormwater or effluent is not permitted to be discharged onto rail land or into the rail drainage system. Should there be a requirement for a service or asset to be installed on rail land in order to connect into an authorised stormwater or other outlet, a separate TasRail Permit is required and will only be approved subject to terms and conditions (costs apply). A Permit Application Form is available by contacting [property@tasrail.com.au](mailto:property@tasrail.com.au).*
- 5. Any excavation within 3m of the rail boundary line requires a separate TasRail Permit from [property@tasrail.com.au](mailto:property@tasrail.com.au) in accordance with section 44 of the Rail Infrastructure Act 2009. A minimum of seven business day's notice is required, but earlier engagement is recommended.*
- 6. Rail land is not for private use and should not be encroached for any purpose including for gardens, storage, keeping of animals etc. Dumping of rubbish including green waste into the rail corridor is not permitted.*



7. *No obstruction, installation or works of any kind are permitted inside railway land for any purpose including for structures, unauthorised vehicles, drainage, water pipes, stormwater discharge, electrical or service infrastructure, storage of materials, vegetation clearing, inspections etc. Consideration should also be given to the orientation and siting of above ground structures on adjoining land as well as landscaping to ensure there is no potential to obscure or obstruct the line of sight with respect to a railway crossing.*
  8. *As per the Rail Infrastructure Act 2007, the Rail Infrastructure Manager (TasRail) may remove and dispose of unauthorised or unlawful service infrastructure and take such other action as it sees fit. Where this occurs, TasRail may recover its costs of doing so as a debt due to TasRail from that person and retain if applicable any proceeds of disposal. No action lies against TasRail for removing or disposing of the unauthorised or unlawful service infrastructure.*
  9. *No persons should enter rail land without formal authorisation from TasRail in the form of a TasRail Permit issued by property@tasrail.com.au.*
  10. *Rail Corridors are exempt from the Boundary Fences Act meaning that TasRail is not required to contribute to the cost of boundary fencing.*
- G. *Storage of Dangerous Goods*  
*Dangerous goods/materials must be stored in accordance with the Work Health and Safety Regulations 2012 or any subsequent versions of the document.*
- 

**Lisa Tynan spoke against the Recommendation  
Scott Callow spoke for the Recommendation**

**DECISION: 2 November 2023**

**MOTION 1**

**Moved Councillor A G Harris, seconded Councillor A J Britton.**

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

**NO VOTE WAS TAKEN AS A SECOND MOTION FOR THE ITEM TO  
LAY ON THE TABLE WAS PUT**

**This item was Laid on the Table for a maximum of 30 days in order that additional discussions can occur with the applicant.**

**DECISION: 2 November 2023**

**MOTION 2**

**Moved Councillor D C Gibson, seconded Councillor S Cai.**

**That the Item Lay on the Table for a maximum of 30 days in order to undertake further negotiation between the applicant and neighbours.**

**CARRIED 11:0**

**FOR VOTE: Mayor Councillor M K Garwood, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor Dr G Razay, Councillor J J Pentridge, Councillor A J Palmer, Councillor L M McMahon, Councillor S Cai and Councillor A J Britton**  
**AGAINST VOTE: Nil**

**9.2. DA0395/2023 - 5 Hornsey Avenue, East Launceston - Residential - Construction of a Dwelling**

**FILE NO:** DA0395/2023

**AUTHOR:** Iain More (Town Planner)

**GENERAL MANAGER APPROVAL:** Dan Ryan (Community and Place Network)

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**DECISION STATEMENT:**

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

**PLANNING APPLICATION INFORMATION:**

Applicant:	Honed Architecture + Design
Property:	5 Hornsey Avenue, East Launceston
Zoning:	General Residential
Receipt Date:	16/08/2023
Validity Date:	22/08/2023
Further Information Request:	25/08/2023
Further Information Received:	26/09/2023
Deemed Approval:	3/11/2023
Representations:	Six

**RELEVANT LEGISLATION:**

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

**PREVIOUS COUNCIL CONSIDERATION:**

DA0327/2023 - 5 Hornsey Avenue, East Launceston - Residential - Demolition of a Dwelling - approved under delegation - 31 July 2023

**STANDARDS REQUIRING PLANNING DISCRETION:**

8.4.2 Setbacks and building envelope for all dwellings - P3  
8.4.7 Frontage fences for all dwellings - P1

**RECOMMENDATION:**

That, in accordance with sections 51 and 57 of the *Land Use Planning and Approvals Act 1993* and the Tasmanian Planning Scheme - Launceston, a permit be granted for DA0395/2023 - Residential - Construction of a dwelling at 5 Hornsey Avenue, East Launceston, subject to the following conditions:

## 1. ENDORSED PLANS AND DOCUMENTS

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

- a. Cover Sheet, prepared by Honed Architecture + Design, Drawing No. A-DA-01 A, dated February 2023;
- b. Land Survey, prepared by Honed Architecture + Design, Drawing No. A-DA-02 A, dated February 2023;
- c. Site Plan, prepared by Honed Architecture + Design, Drawing No. A-DA-03 A, dated February 2023;
- d. Level 2 Plan, prepared by Honed Architecture + Design, Drawing No. A-DA-04 A, dated February 2023;
- e. Level 1 Plan, prepared by Honed Architecture + Design, Drawing No. A-DA-05 A, dated February 2023;
- f. Roof Plan, prepared by Honed Architecture + Design, Drawing No. A-DA-06 A, dated February 2023;
- g. Northern Elevation, prepared by Honed Architecture + Design, Drawing No. A-DA-07 A, dated February 2023 [Amended Plans Required];
- h. Eastern Elevation, prepared by Honed Architecture + Design, Drawing No. A-DA-08 A, dated February 2023 [Amended Plans Required];
- i. Southern Elevation, prepared by Honed Architecture + Design, Drawing No. A-DA-09 A, dated February 2023 [Amended Plans Required];
- j. Western Elevation, prepared by Honed Architecture + Design, Drawing No. A-DA-10 A, dated February 2023 [Amended Plans Required]; and
- k. Front fence supporting information, prepared by Honed Architecture + Design, Drawing No. A-DA-11 A, dated February 2023.

## 2. AMENDED PLANS REQUIRED

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

- a. the finished floor level of the pool deck must be no more than 950mm above the existing ground level and the privacy screen facing the rear boundary must be at least 1.7m high with a uniform transparency of 25%. The total height must be no more than 55.20m AHD; and
- b. the front fence must have a maximum height of 1.7m.

Amended plans should include identification information such as updated revision numbers, revision date and revision description. The changes are to be highlighted in red clouds or a format agreed with the Planning Officer.

## 3. LEGAL TITLE

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

#### **4. HOURS OF CONSTRUCTION**

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

#### **5. DAMAGE TO THE COUNCIL'S INFRASTRUCTURE**

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

#### **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. A copy of such plan is to be maintained on site and available for inspection upon request by an Authorised Officer.

The explicit permission of General Manager Infrastructure and Assets Network is required prior to undertaking works where the works:

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

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

#### **7. APPLICATION TO ALTER A STORMWATER SERVICE**

An application must be made using the Council's eServices web portal, or on the approved form, and accompanied by the prescribed fee to install a new connection, or physically remove/relocate or alter an existing service connection.

All work must be carried out by a suitably experienced contractor and in accordance with Council standards. All costs associated with these contractors are to be borne by the applicant.

## 8. FACILITIES AND HIGHWAYS BY-LAW

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

## 9. 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.

## 10. NO BURNING OF WASTE

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

## 11. DEMOLITION

The developer must:

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

## Notes

### A. General

*This permit was issued based on the proposal documents submitted for DA0395/2023. You should contact the Council with any other use or developments, as they may require the separate approval of the Council. The Council's Planning Staff can be contacted on 6323 3000.*

*This permit takes effect after:*

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

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

**B. Restrictive Covenants**

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

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

**C. Appeal Provisions**

*A planning appeal may be instituted by lodging a notice of appeal with the Registrar of the Tasmanian Civil and Administrative Tribunal (TASCAT).*

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

*For more information see the Tasmanian Civil and Administrative Tribunal (TASCAT) website [www.tascat.tas.gov.au](http://www.tascat.tas.gov.au) <<http://www.tascat.tas.gov.au>>*

**D. Permit Commencement**

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

**E. Fixed Equipment Use**

*Use of fixed equipment (eg. heat pumps, water pumps, swimming pool pumps) is subject to the Environmental Management and Pollution Control (Noise) Regulations 2016 or any subsequent versions of this regulation.*

**F. No Approval for Alterations to Driveway Crossover**

*No approval to install a new, or alter an existing, driveway crossover in any way has been granted or is implied by the issue of this Planning Permit.*

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**Cameron O'Shea spoke against the Recommendation**

**Phyllis Ashley-Jones spoke against the Recommendation**

**Richard Ashley-Jones spoke against the Recommendation**

**Michael Bernacki (on behalf of the Applicant) spoke for the Recommendation**

Pursuant to Regulation 23(1)(c) of the Local Government (Meeting Procedures) Regulations 2015 a Point of Order was called during debate by Councillor D C Gibson regarding Councillor J J Pentridge for comment made regarding incorrect architectural drawings being considered by Council. The Point of Order was accepted and debate resumed.

Councillor S Cai withdrew from the Meeting at 2:55pm  
Councillor S Cai re-attended the Meeting at 2:57pm

Pursuant to Regulation 23(1)(c) of the Local Government (Meeting Procedures) Regulations 2015 a Point of Order was called during debate by Councillor D C Gibson regarding Councillor S Cai moving for questioning related to the provision of Amended Plans. The Point of Order was accepted and debate resumed.

**DECISION:** 2 November 2023

**MOTION**

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

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

**CARRIED 9:2**

**FOR VOTE:** Mayor Councillor M K Garwood, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor Dr G Razay, Councillor J J Pentridge, Councillor A J Palmer, Councillor L M McMahon and Councillor A J Britton  
**AGAINST VOTE:** Councillor T G Walker and Councillor S Cai



## 10. ANNOUNCEMENTS BY THE MAYOR

### 10.1. Mayor's Announcements

FILE NO: SF2375

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#### Thursday 19 October 2023

- Opened the *ReDressed ReFashion* show, Du Cane

#### Friday 20 October 2023

- Attended the opening of the *Connection and Friendship* exhibition, Legacy House
- Attended and officiated at *The Boy from Oz* opening night, Princess Theatre

#### Saturday 21 October 2023

- Opened *Z Fest*, Apricus

#### Saturday 23 October 2023

- Attended the Metro Bus update and discussion - *Sustainable Transport Future*

#### Wednesday 25 October 2023

- Attended the 2023 kanamaluka/Tamar forum, The Boathouse Centre
- Visited Sandhill Aged Care facility

#### Thursday 26 October 2023

- Attended the *Champions of Tourism 2023*, Glenwood Vineyard

#### Friday 27 October 2023

- Attended the launch of *A Priceless Gift: The Mechanics Institute and Public Library 1906 to 1948* by Dr Stefan Petrow, Launceston Library
- Spoke at the launch of *Strange Nature*, Art Gallery Royal Park

#### Saturday 28 October 2023

- Opened *Alex Lithgow Tribute Concert*, Hotel Grand Chancellor

#### Monday 30 October 2023

- Attended the WBBL Hobart Hurricanes versus Sydney Thunder, UTAS Stadium

#### Wednesday 1 November 2023

- Attended the Local Government Association of Tasmania's Annual Conference and General Meeting, Paranaple Convention Centre, Devonport

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The Mayor, Councillor M K Garwood, corrected the day associated with 23 October 2023 to Monday.

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**The Mayor also noted the following additions:**

**24 October 2023 - Attended a Meeting with TasPolice around anti-social behaviour in the CBD**

**25 October 2023 - Attended the Migrant Resource Centre Annual General Meeting**

**Councillor A J Britton withdrew from the Meeting at 3.13pm**

**11. COUNCILLORS' REPORTS**

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

**11.1. Councillor S Cai**

- Attended a meeting the Migrant Resource Centre

**Councillor A J Britton re-attended the Meeting at 3.15pm**

**11.2. Councillor A J Palmer**

- Attended Encore Theatre's production of *The Boy From Oz* at the Princess Theatre
- Attended a function at the soon to be opened Dong Sheng Chinese Restaurant
- Attended a meeting concerning the Pilgrim Uniting Church pavers
- Attended the First Tamar Sea Scouts 60th birthday celebrations and congratulated volunteers associated with the organisation

**11.3. Councillor Dr G Razay**

- Delivered the healthy aging lecture during Seniors' Week
- Attended Encore Theatre's production of *The Boy From Oz* at the Princess Theatre

## 12. QUESTIONS BY COUNCILLORS

### 12.1. Councillors' Questions on Notice

*Local Government (Meeting Procedures) Regulations 2015 - Regulation 30*

*(A councillor, at least seven days before an ordinary Council Meeting or a Council Committee Meeting, may give written notice to the Chief Executive Officer of a question in respect of which the councillor seeks an answer at that Meeting. An answer to a Question on Notice will be provided in writing).*

#### 12.1.1. Councillors' Questions on Notice - Councillor S Cai - Frederick Street Kindergarten Expression of Interest Process

**FILE NO:** SF6381

**AUTHOR:** Anthea Rooney (Council and Committees Officer)

**CHIEF EXECUTIVE OFFICER:** Michael Stretton

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#### QUESTIONS AND RESPONSES:

The following question, asked at the Council Meeting on 19 October 2023 by Councillor S Cai, has been answered by Leanne Purchase (Manager Governance).

##### **Questions:**

1. [In relation to the Workshop discussion held on Thursday, 28 September 2023 around the Expression of Interest process for 56 Frederick Street, Launceston] will action be taken to reflect the truth of our discussion and readvertise with the correct dates being 10 November 2023?

##### **Response:**

*The generally expressed view by Councillors that the community should be offered an extra month/four weeks to respond to the Expression of Interest for 56 Frederick Street, Launceston was taken to be from the date of the discussion. On reviewing that timeline against a calendar, it was decided to take this to the end of October, which was then pushed out to 3 November 2023 to include the Friday of that week. It was genuinely thought that this exceeded the extra month/four weeks sought by Councillors at the Workshop.*

*When the submission period for Expressions of Interest concludes on 3 November 2023, it will have been open for 40 days.*

---

**12.2. Councillors' Questions Without Notice**

*Local Government (Meeting Procedures) Regulations 2015 - Regulation 29*

*(Questions Without Notice, and any answers to those questions, are not required to be recorded in the Minutes of the Meeting).*

**No Councillors' Questions Without Notice were identified as part of these Minutes**

**13. COMMITTEE REPORTS**

**13.1. Homelessness Advisory Committee Meeting - 25 July 2023**

**FILE NO:** SF7447

**AUTHOR:** Nindarra Wheatley (Community Development Officer Inclusion)

**GENERAL MANAGER APPROVAL:** Dan Ryan (Community and Place Network)

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**DECISION STATEMENT:**

To receive a report from the Homelessness Advisory Committee.

**RECOMMENDATION:**

That Council receives the report from the Homelessness Advisory Committee Meeting held on 25 July 2023.

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**DECISION: 2 November 2023**

**MOTION**

**Moved Councillor T G Walker, seconded Councillor Dr G Razay.**

**That Agenda Item 13.1 - Homelessness Advisory Committee Meeting - 25 July 2023 and Agenda Item 13.2 - Homelessness Advisory Committee Meeting - 19 September 2023 be moved as one motion as per the Recommendations to Council.**

**CARRIED 11:0**

**FOR VOTE:** Mayor Councillor M K Garwood, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor Dr G Razay, Councillor J J Pentridge, Councillor A J Palmer, Councillor L M McMahon, Councillor S Cai and Councillor A J Britton

**AGAINST VOTE:** Nil

**13.2. Homelessness Advisory Committee Meeting - 19 September 2023**

**FILE NO:** SF7447

**AUTHOR:** Nindarra Wheatley (Community Development Officer Inclusion)

**GENERAL MANAGER APPROVAL:** Dan Ryan (Community and Place Network)

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**DECISION STATEMENT:**

To receive a report from the Homelessness Advisory Committee

**RECOMMENDATION:**

That Council receives the report from the Homelessness Advisory Committee Meeting held on 19 September 2023.

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**Moved as one motion in Agenda Item 13.1 - Homelessness Advisory Committee Meeting - 25 July 2023, as per the Recommendation to Council.**

**13.3. Access Advisory Committee Meeting - 27 September 2023**

**FILE NO:** SF0025

**AUTHOR:** Nindarra Wheatley (Community Development Officer Inclusion)

**GENERAL MANAGER APPROVAL:** Dan Ryan (Community and Place Network)

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**DECISION STATEMENT:**

To receive a report from the Access Advisory Committee.

**RECOMMENDATION:**

That Council receives the report from the Access Advisory Committee Meeting held on 27 September 2023

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**DECISION: 2 November 2023**

**MOTION**

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

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

**CARRIED 11:0**

**FOR VOTE:** Mayor Councillor M K Garwood, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor Dr G Razay, Councillor J J Pentridge, Councillor A J Palmer, Councillor L M McMahon, Councillor S Cai and Councillor A J Britton

**AGAINST VOTE:** Nil



**13.4. Transport Committee Meeting - 5 October 2023**

**FILE NO:** SF7429

**AUTHOR:** Cathy Williams (Roads and Traffic Officer)

**GENERAL MANAGER APPROVAL:** Shane Eberhardt (Infrastructure and Assets Network)

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**DECISION STATEMENT:**

To receive a report from the Transport Committee.

**RECOMMENDATION:**

That Council receives the report from the Transport Committee Meeting held on 5 October 2023.

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**DECISION: 2 November 2023**

**MOTION**

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

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

**CARRIED 11:0**

**FOR VOTE:** Mayor Councillor M K Garwood, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor Dr G Razay, Councillor J J Pentridge, Councillor A J Palmer, Councillor L M McMahon, Councillor S Cai and Councillor A J Britton

**AGAINST VOTE:** Nil

**13.5. Tender Review Committee Meeting - 19 October 2023**

**FILE NO:** SF0100/CD.009/2023/CD.039/2023/CD.025/2023

**AUTHOR:** Anthea Rooney (Council and Committees Officer)

**GENERAL MANAGER APPROVAL:** Louise Foster (Organisational Services Network)

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**DECISION STATEMENT:**

To receive a report from the Tender Review Committee.

**RECOMMENDATION:**

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

1. Superheat for the Launceston Leisure and Aquatic Centre Air Handling Upgrade, Contract No. CD.009/2023 at a cost of \$553,662.00 (exclusive of GST);
  2. Crossroads Civil Contracting Pty Ltd for Reid Street (Janet Street to Ernest Street) Road Asset Upgrade, Contract No. CD.039/2023 for \$189,271.84 (exclusive of GST); and
  3. Command51 for the Launceston Aquatic Centre Cleaning Services, Contract No. CD.025/2023 at a cost of \$194,881.36 (exclusive of GST).
- 

**DECISION: 2 November 2023**

**MOTION**

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

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

**CARRIED 11:0**

**FOR VOTE:** Mayor Councillor M K Garwood, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor Dr G Razay, Councillor J J Pentridge, Councillor A J Palmer, Councillor L M McMahon, Councillor S Cai and Councillor A J Britton

**AGAINST VOTE:** Nil

**14. COMMUNITY AND PLACE NETWORK**

**14.1. Community Grants 2023/2024 Round 1**

**FILE NO:** SF7569

**AUTHOR:** Stephanie Berns (Grants and Sponsorship Officer)

**GENERAL MANAGER APPROVAL:** Dan Ryan (Community and Place Network)

**DECISION STATEMENT:**

To consider applications for Community Grants received in Round 1, 2023/2024.

**PREVIOUS COUNCIL CONSIDERATION:**

Council - 22 October 2019 - Agenda Item 15.2 - Community Grants (Organisations) Policy Review (05-PI-018)

Council - 22 October 2019 - Agenda Item 15.1 - Community Grants (Individuals/Teams/Groups) Policy Review (05-PI-017)

**RECOMMENDATION:**

That Council:

1. approves the following Organisations receive the recommended grant amounts:

<b>Organisation</b>	<b>Project/Activity</b>	<b>Score</b>	<b>\$ Request</b>	<b>\$ Recom</b>
Launceston Life Saving Club Inc	Inflatable Rescue Boat motor replacement for Launceston Life Saving Club	85%	\$3,714	\$3,714
The Salvation Army	Street Teams Rest and Recovery Tent	84%	\$4,518	\$4,518
LGH Historical, Visual and Performing Arts Committee	The Role and Power of Live Music in the Healing Process at the LGH	82%	\$5,000	\$5,000
Soroptimist International of Launceston Inc.^	Connection, Community, Empowerment: Pamper project for women with an intellectual disability	82%	\$1,710	\$1,710
Northern Suburbs Community Centre	Capturing Smiles	82%	\$2,335	\$2,335
RSPCA Tasmania	Safe Beds Program	79%	\$3,500	\$2,625

Organisation	Project/Activity	Score	\$ Request	\$ Recom
Just Cats Inc.	Last Litters Program	77%	\$4,000	\$3,000
Pets In The Park Launceston	Pets Of The Homeless	75%	\$5,000	\$3,750
Engender Equality	Mentors in Violence Prevention (MVP) Workshops	72%	\$4,980	\$3,735
Mainly Music Australia Limited	Launceston Salvation Army mainly music group	72%	\$5,000	\$3,750
<b>TOTAL</b>			<b>\$39,757</b>	<b>\$34,137</b>
<b>TOTAL AVAILABLE</b>				<b>\$35,000</b>
<b>BALANCE</b>				<b>\$863</b>

*^Councillor Lindi McMahon abstained from assessment of Connection, Community, Empowerment: Pamper project for women with an intellectual disability (Soroptimist International of Launceston Inc).*

2. notes the following community grant (organisations) applications will not be funded by Council as the applications received a score less than the recommended level for funding (<50%):

Organisation	Project/activity	Score	\$ Request	\$ Recom
Zonta Club of Launceston	Metro bus White Ribbon Community Education project	49%	\$5,000	\$0
NOSS Tasmania-Bluegum Grounds Maintenance	Bluegum Nursery	49%	\$5,000	\$0
Community Gardens Australia	Permaculture Design Course for Community Resilience in Launceston	48%	\$5,000	\$0
Families Tasmania Inc	Breathe, Nurture and Play - guided meditation and creative expression through art play	48%	\$5,000	\$0
<b>TOTAL</b>			<b>\$20,000</b>	<b>\$0</b>

**DECISION: 2 November 2023**

**MOTION 1**

Moved Councillor T G Walker, seconded Councillor A J Palmer.

That Standing Orders be suspended in order to consider additional documentation.

**CARRIED 11:0**

**FOR VOTE: Mayor Councillor M K Garwood, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor Dr G Razay, Councillor J J Pentridge, Councillor A J Palmer, Councillor L M McMahon, Councillor S Cai and Councillor A J Britton**  
**AGAINST VOTE: Nil**

Standing Orders were suspended at 3.42pm

**DECISION: 2 November 2023**

**MOTION 2**

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

That Standing Orders resume.

**CARRIED 10:0**

**FOR VOTE: Mayor Councillor M K Garwood, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor Dr G Razay, Councillor J J Pentridge, Councillor A J Palmer, Councillor L M McMahon and Councillor S Cai**  
**AGAINST VOTE: Nil**

The Chief Executive Officer, Michael Stretton, withdrew this item from the Agenda so that the late information could be considered.

Councillor A J Britton retired from the Meeting at 3.49pm.

Standing Orders resumed at 3.50pm

**14.2. Launceston Safer Communities Partnership - Report**

**FILE NO:** SF3804

**AUTHOR:** Michelle Ogulin (Manager Liveable Communities)

**GENERAL MANAGER APPROVAL:** Dan Ryan (Community and Place Network)

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**DECISION STATEMENT:**

To consider a report from the Launceston Safer Communities Partnership.

**RECOMMENDATION:**

That Council notes the work being undertaken by the Launceston Safer Communities Partnership.

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**DECISION:** 2 November 2023

**MOTION**

**Moved Councillor L M McMahon, seconded Councillor S Cai.**

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

**CARRIED 10:0**

**FOR VOTE:** Mayor Councillor M K Garwood, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor Dr G Razay, Councillor J J Pentridge, Councillor A J Palmer, Councillor L M McMahon and Councillor S Cai

**AGAINST VOTE:** Nil

**15. INFRASTRUCTURE AND ASSETS NETWORK**

**15.1. Petition Response - Riverdale Grove, Newstead - Parking Restrictions**

**FILE NO:** SF0608/SF1931

**AUTHOR:** Nick Browne (Manager Infrastructure and Engineering)

**GENERAL MANAGER APPROVAL:** Shane Eberhardt (Infrastructure and Assets Network)

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**DECISION STATEMENT:**

To consider a response to the petition received from residents of Riverdale Grove.

**RELEVANT LEGISLATION:**

*Local Government Act 1993 (Tas)*

**PREVIOUS COUNCIL CONSIDERATION:**

Council - 21 September 2023 - Agenda Item 9.1 - Petition Receipt - Michael Oakley, Douglas White and Robert Johnson regarding Riverdale Grove, Newstead - Parking Restrictions

**RECOMMENDATION:**

That the Council's Officers meet with and request Scotch Oakburn College to develop methods to ensure that students park within the provided on-ground school parking where possible.

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**DECISION: 2 November 2023**

**MOTION**

**Moved Councillor A G Harris, seconded Councillor S Cai.**

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

**CARRIED 10:0**

**FOR VOTE:** Mayor Councillor M K Garwood, Councillor D C Gibson, Councillor A E Dawkins, Councillor A G Harris, Councillor T G Walker, Councillor Dr G Razay, Councillor J J Pentridge, Councillor A J Palmer, Councillor L M McMahon and Councillor S Cai

**AGAINST VOTE:** Nil

**16. MEETING CLOSURE**

**The Mayor, Councillor M K Garwood, closed the Meeting at 3.59pm.**

**17. NEXT COUNCIL MEETING DATE**

**The next Ordinary Meeting of Council will be held at 1.00pm on 16 November 2023 at the Council Chambers, Town Hall, 18-28 St John Street, Launceston.**