

# Kingborough

## **PUBLIC MINUTES**

These Minutes are provided for the  
assistance and information of members  
of the public.

# MINUTES

**23 October 2017**



Back (L – R): Cr Paul Chatterton, Cr Mike Percy, Cr Sue Bastone, Cr Dean Winter, Cr Richard Atkinson  
Front (L – R): Cr Dr Graham Bury, Cr Flora Fox, Mayor Cr Steve Wass, Deputy Mayor Cr Paula Wriedt, Cr David Grace

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MINUTES of an Ordinary Meeting of Council held at the Kingborough Civic Centre, Kingston on Monday, 23 October 2017 at 5.30pm.

	<b>From</b>	<b>To</b>	<b>Time Occupied</b>
Open Council	5.30pm	5.50pm	20 minutes
Planning Authority	5.50pm	6.02pm	12 minutes
Open Council	6.02pm	7.16pm	1 hour, 14 minutes
Closed Council	7.16pm	7.21pm	5 minutes
Open Council	7.21pm	7.22pm	1 minute
<b>TOTAL TIME OCCUPIED</b>			<b>1 hour, 52 minutes</b>

## **ACKNOWLEDGEMENT OF TRADITIONAL OWNERS**

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The Chairman acknowledged and paid respect to the Tasmanian Aboriginal Community as the traditional and original owners and continuing custodians of the land on which we met, and acknowledged elders past and present.

## **ATTENDEES**

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### **Councillors:**

Mayor Councillor S Wass	✓
Deputy Mayor Councillor P Wriedt	✓
Councillor R Atkinson	✓
Councillor S Bastone	✓
Councillor Dr G Bury	✓
Councillor D Grace	✓
Councillor M Percey	✓
Councillor D Winter	✓

### **Staff:**

<b>TITLE</b>	<b>NAME</b>
General Manager	Mr Gary Arnold
Deputy General Manager	Mr Tony Ferrier
Chief Financial Officer	Mr John Breen
Manager Governance & Property Services	Mr Daniel Smees
Manager Development Services	Ms Tasha Tyler-Moore
Manager Community Services	Ms Angela Jenni
Executive Assistant	Mrs Amanda Morton

C536/23-17

## **APOLOGIES**

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Cr Paul Chatterton  
Cr Flora Fox

## **CONFIRMATION OF MINUTES OF COUNCIL MEETING NO. 22 HELD ON 9 OCTOBER 2017**

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MOVED            Cr Bastone  
SECONDED       Cr Percey

That the Minutes of Council Meeting No. 22 held on 9 October 2017 be confirmed.

FOR

Cr Atkinson	Cr Bastone	Cr Bury	Cr Grace
Cr Percey	Cr Wass	Cr Winter	Cr Wriedt

Carried Unanimously

## **WORKSHOPS HELD SINCE COUNCIL MEETING ON 9 OCTOBER 2017**

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<b>DATE</b>	<b>PURPOSE</b>
16/10/2017	Dru Point Master Plan

## **DECLARATIONS OF INTEREST**

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There were no declarations of interest.

## **TRANSFER OF AGENDA ITEMS**

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There were no agenda items transferred.

## **QUESTIONS ON NOTICE FROM THE PUBLIC**

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There were no questions on notice from the public.

## **QUESTIONS WITHOUT NOTICE FROM THE PUBLIC**

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**Mr Mervin Reed** asked the following question without notice:

*“Can the Mayor please inform the ratepayers how much he has reimbursed to the Council for the private running using his Council supplied motor vehicle.*

*Can he compare his response to the reimbursements paid by the former Mayor Councillor Bury for similar private mileage.*

*The response is requested in writing and to be included in the Minutes of the next Council meeting.”*

**Mayor responds:**

Thank you Mr Reed. Your question will be taken on notice.

**Mr Ray Westwood** asked the following question without notice:

*“When the rates were reduced from 8.8% to 4.4%, I believe that the 8.8% was a recommendation from the Finance Committee to this Council. What was the basis of the reduction to 4.4%? Was that budgeted for or was it just around a discussion? Is there any physical evidence of the 4.4%?”*

**General Manager responds:**

Mr Westwood, I'm happy to take that question on notice and provide you with a detailed answer in writing.

## **QUESTIONS ON NOTICE FROM COUNCILLORS**

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### **1 General Manager's Credit Card Expenses**

At the Council meeting on 9 October 2017, **Cr Bury** asked the following question without notice to the General Manager, with a response that the question would be taken on notice:

There was some publicity in the paper about the General Manager's credit card expenses and I wondered would the General Manager be able to provide some information as to the sort of detail it was suggested that you were kind of on top of the shopping list as it were. Would the General Manager be happy to provide, for the benefit of the public, some sort of breakdown of those expenses?

**Officer's Response:**

In addition to the General Manager's response at the last Council meeting which has been recorded in the Minutes, a breakdown of expenditure of the General Manager's corporate credit card for financial year 2016/17 is as follows:

Kingston Park Naming Competition prizes	\$ 980.00
Conferences/Professional forums (attendance by Councillors/staff)	\$ 7,638.25
Flights	\$ 2,176.12
Accommodation	\$ 3,847.60
Council meetings/functions catering	\$ 1,770.13
Professional subscriptions	\$ 1,149.00
Parking	\$ 498.20
Credit card annual fee	\$ <u>24.00</u>
 Total	 \$ 18,083.30

*Gary Arnold - General Manager*

C540/23-17

*(Commences at ±4 minutes of audio recording)*

**2 Longley Park**

**Cr Winter** has submitted the following question on notice:

Does Council have any plans to develop 'Longley Park' on Huon Road, Longley? The area has great potential but currently contains limited amenity for local residents.

**Officer's Response:**

The Longley Park Masterplan proposes a number of upgrades to the area (BBQ's, shelters, playground equipment) but the plan also recognises that these are contingent upon the availability of public toilet facilities, which are listed for construction in 2021/22.

*Daniel Smee - Manager Governance & Property Services*

C541/23-17

*(Commences at ±4 minutes of audio recording)*

**3 Powell Road**

**Cr Winter** has submitted the following question on notice:

Is there any update regarding timing of the Powell Road reconstruction work? Is it still expected that work will be completed by the end of the calendar year?

**Officer's Response:**

Works started on this project a few weeks ago, concentrating on the stormwater component. It is envisaged the project will be completed prior to Christmas.

*David Reeve - Executive Manager Engineering Services*

**4 Tasmania Community Coalition**

**Cr Winter** has submitted the following question on notice:

Following from Council's 26 April 2016 resolution to apply for membership of the Tasmania Community Coalition, what that application successful?

If so, what involvement has Kingborough Council had with the Coalition since it joined?

**Officer's Response:**

Council was advised in May 2016 that its application to join the Tasmanian Community Coalition was successful, however, other than receiving copies of Minutes of meetings, there has been no direct involvement in the activities of the group.

*Daniel Smee – Manager Governance & Property Services*

**5 AFL Preseason Match at Twin Ovals**

**Cr Winter** has submitted the following question on notice:

Is Council able to confirm reports of an AFL preseason match being scheduled at the Twin Ovals in 2018?

**Officer's Response:**

Council has confirmed its interest in hosting an AFL pre-season match at the Twin Ovals. At this stage, the finer details of the event need to be determined and the scheduling of a match at this venue is subject to a ground inspection by the AFL.

*Daniel Smee – Manager Governance & Property Services*

**6 Snug to Margate Shared Path**

**Cr Winter** has submitted the following question on notice:

Please provide an update on progress on the Snug to Margate Shared Path project. When is the project expected to be completed?

**Officer's Response:**

The Snug to Margate shared path has been designed for some time, however, it requires development approval prior to continuing. It is expected that this development application will come before Council shortly for consideration. If the development application is successful the next steps will be to gain final external approval from Crown Land Services and the Department of State Growth, to finalise land acquisitions required and to tender the works for construction. It is likely that, if final approval is achieved, that construction would commence February/March 2018 and be completed prior to the end of the financial year.

As this project is part grant funded a request to extend the completion date would need to be submitted; this will be assessed further at the completion of the development approval process.

The main delays for this project have been with gaining the approvals needed in a timely fashion, particularly those required from external bodies.

*David Reeve - Executive Manager Engineering Services*

C545/23-17

*(Commences at ±5 minutes of audio recording)*

## **7 Kingborough Code of Conduct Expenses**

**Cr Winter** has submitted the following question on notice:

What costs has Kingborough Council incurred in relation to Code of Conduct complaints since November 2014?

### **Officer's Response:**

No cost has been incurred since November 2014.

*Gary Arnold - General Manager*

## **QUESTIONS WITHOUT NOTICE FROM COUNCILLORS**

C546/23-17

*(Commences at ±5 minutes of audio recording)*

## **1 Storage of Kingborough Rotary Club BBQ Trailer**

**Cr Bastone** asked the following question without notice:

*"For many years the Kingborough Rotary Club has stored its BBQ trailer under the Kingborough Sports Centre. This was done because the Rotary Club was part of the Emergency Plan for an evacuation centre. They have now been told that there is no Council space for the storage of this trailer and the new Emergency Management Coordinator has sent an e-mail requesting the Rotary Club to vacate the space ASAP. She apologises for the inconvenience and states the Council is still keen to continue with the arrangements for the assistance from Rotary in an emergency situation and hopes this will not be jeopardised in any way. Is this the case that the Council really has no area in any of its properties for the storage of the trailer which is part of the Council's own evacuation centre plans and can Rotary not use the old school hall at Kingston Park until it's developed, if there is no room at the sports centre?"*

### **General Manager responds:**

I will have to take that question on notice to see what options may or may not be available and provide a response.

**2 Kerbside Waste Collection**

**Cr Winter** asked the following question without notice:

*“What was the problem with kerbside waste collection in Kingston and Blackmans Bay today?”*

**General Manager responds:**

It's the first I've heard of a problem today specifically.

**Cr Winter:**

It's on our Facebook page and I understand that there are still bins standing across Kingston.

**General Manager:**

I'm sorry, I have no knowledge of it personally but I will follow it up and take it on notice.

**Cr Winter:**

Can I ask further then given that you are taking it on notice, if that's correct that there was a problem, could we be provided with some actions that could avoid a similar occurrence happening again.

**General Manager responds:**

Certainly, Cr Winter, again I will take that on notice but I will state that a scheduled meeting with the current contractor that was scheduled for last week did not go ahead. The contractor apparently, at the last minute, was unavailable, and I know that Mr Reeve was this morning trying to reschedule that meeting. We will provide a written response and it will be recorded in the Minutes.

**Cr Grace:**

On that same question, are we likely to be in any trouble with this or should we be speaking about it in closed session? I'm just worried that we will be left high and dry?

**General Manager responds:**

Until Cr Winter asked the question one minute ago, I wasn't aware that there was an issue with the rubbish collection today.

**3 Council Vehicles Policy**

**Cr Grace** asked the following question without notice:

*“Does Council have a policy in place regarding employees, the Mayor, people who use Council cars, as we read in the paper recently about a person driving a Council car was*

*unlicensed, what procedures are in place or what policy have we in place to ensure that this doesn't happen with this Council?"*

**General Manager responds:**

Cr Grace, as you know, we have a range of policies in place. To address the specific question that you raise it will be necessary to take it on notice, for a number of reasons, but you will get a response in writing.

C549/23-17

*(Commences at ±10 minutes of audio recording)*

**4 Seat at Beach Road, Snug**

**Cr Grace** asked the following question without notice:

*"I raised a question only a month or so ago regarding installing a seat at Beach Road, Snug. Council got a reply back. I'm just concerned, are these jobs being costed correctly because the reason I ask that question is because the figure that I was quoted back was \$250 for the seat, to supply the seat would be that much and the labour involved was more than \$250 because I happen to see them fit the thing. So could the General Manager have a look at that and make sure that, I'm just concerned that these jobs are being costed correctly to each individual project."*

**General Manager responds:**

Cr Grace, I will follow up on the question regarding the seating and the costing and take that on notice for you.

**Cr Grace:**

You did before but it was a small figure which I question because the seat would have cost that much, if you know what I mean, with labour and so forth.

C550/23-17

*(Commences at ±11 minutes of audio recording)*

**5 Margate to Snug Shared Pathway**

**Cr Grace** asked the following question without notice:

*"As you are aware, we've got money in the budget this year for the shared pathway from Margate to Snug and I noticed that TasWater are steam rolling ahead down there at the moment with this trench work. I'm just wondering, is our engineers working with TasWater to save all that good fill. Can it be used as part of the construction rather than them carting it away. Can it be utilised on that path trail?"*

**General Manager responds:**

Cr Grace, I don't know the specifics in relation to the shared pathway except to say that there have been a number of discussions and meetings with officers of TasWater and Council officers. There is another one that I'm aware of that's scheduled for this Friday morning and I will follow up on your behalf.

**6 Tasmanian Community Coalition**

**Cr Winter** asked the following question without notice:

*“Following on from my question on notice regarding the Tasmanian Community Coalition, has Council been invited to participate in meetings?”*

If so, can Council appoint one its Councillors to be the representative on this Coalition, given Council’s representatives haven’t been able to attend previous meetings.”

**Manager Governance & Property Services responds:**

We have not specifically been invited to attend the meetings, however, my understanding is that we could send a representative if so desired. However, I do note that it’s been over twelve months since we received any Minutes from the meetings so I’m not even sure if they are continuing to meet.

**7 AFL Preseason Matches**

**Cr Winter** asked the following question without notice:

*“Following on from my question on AFL Preseason Matches, what is Council’s general financial expectation in relation to hosting such an event? Can it be confirmed this would have a positive financial outcome?”*

**Manager Governance & Property Services responds:**

The approved Council charge in relation to major matches at the AFL is that they are to be by negotiation and depending on what the event is and what the expectations are of the event organiser, it does vary. Certainly, the two soccer matches that we held there were not a net positive for Council in terms of income but in relation to the AFL match, we have not had any negotiations other than to be advised of the date at this stage. The finer detail in relation to the expectations re: ground hire fees and expenses associated with the match all need to be determined.

**8 Kingston Beach RSL**

**Cr Winter** asked the following question without notice:

*“What is the status of undertaking Council’s April decision to support in principal the Kingston Beach RSL’s moving to a location around Kingston Beach Oval?”*

**Manager Governance & Property Services responds:**

The RSL Club met with Council staff a couple of weeks ago. In view of Council’s decision in relation to the Surf Lifesaving Club, the RSL have resolved to withdraw their interest in relation to the Kingston Beach site, however, have requested that their continued search for a location for their new club rooms be kept on Council’s agenda. We continue to be on the

lookout for a potential site for them and remain in communications. But in relation to the Kingston Beach site, they have indicated that they understand the needs of the Surf Lifesaving Club are far more immediate and pressing than their own.

**Cr Winter:**

So as a supplementary to that, is it Council's position that the two organisations were unable to both be placed in that location and, if so, is that purely a space issue or is there another issue at play there?

**Manager Governance & Property Services responds:**

The two groups did hold discussions in relation to whether the two could co-exist. There are two main issues. One is the question of space in that the location for the Surf Lifesaving Club's new facility was where the RSL had designated for their car park and the other issue is the RSL were looking for a licensed premises which, being co-located with a venue which is primarily for younger people, they didn't feel that it was going to be a good mix.

C554/23-17

(Commences at ±16 minutes of audio recording)

**9 Climate Change Innovation Lab**

**Cr Winter** asked the following question without notice:

*"In relation to the Climate Change Innovation Lab launch:*

- *How much did the Launch of the Climate Change Innovation Lab cost?*
- *Where will these expenses be allocated to?*
- *How many guests attended?*
- *How many of those guests were Council staff or Councillors?"*

**General Manager responds:**

I may be able to answer part of that question because I was one of the Council officers that attended and I noted the attendance of three others and one of those three that I refer to is also working in a part time roll as the Lab Project Officer. In terms of the attendance, whilst I didn't take a head count, my best guess would be that the numbers were approximately 40. In terms of the cost, it was a Climate Change Lab event and I'm not aware of any cost being authorised by Council, but I will follow that up.

**Cr Winter:**

Just to be clear, it would be good to understand the expenses, irrespective of whether it is Council itself bearing that cost or whether it is the Climate Change Innovation Lab bearing the costs, it would be good to understand what they are because they are owned, for want of a better term, by Council.

**General Manager :**

I will endeavour to get the cost from the Board of the Climate Change Lab Inc, mindful that Council now has an MOU with the Lab but I will do my best on Council's behalf.

## **MOTIONS OF WHICH NOTICE HAS BEEN GIVEN**

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There were no Notices of Motion.

## **PETITIONS STILL BEING ACTIONED**

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There are no petitions still being actioned.

## **PETITIONS RECEIVED IN LAST PERIOD**

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There were no petitions received.

**OPEN SESSION OF COUNCIL ADJOURNS**

## PLANNING AUTHORITY IN SESSION

Planning Authority Meeting commenced at 5.50pm

### OFFICERS REPORTS TO PLANNING AUTHORITY

C555/23-17

*(Commences at ±19 minutes of audio recording)*

#### **DELEGATED AUTHORITY FOR THE PERIOD 27 SEPTEMBER 2017 TO 10 OCTOBER 2017**

MOVED            Cr Percey  
SECONDED       Cr Bastone

That the report be noted.

FOR

Cr Atkinson	Cr Bastone	Cr Bury	Cr Grace
Cr Percey	Cr Wass	Cr Winter	Cr Wriedt

Carried Unanimously

C556/23-17

*(Commences at ±20 minutes of audio recording)*

#### **DA-2017-241 - DEVELOPMENT APPLICATION FOR TWO UNITS (ONE EXISTING) AT 3 POWELL ROAD, BLACKMANS BAY FOR MR M A LAGEREWSKIJ**

MOVED            Cr Bury  
SECONDED       Cr Grace

That the Planning Authority resolves that the report of the Manager Development Services be received and that the development application for two units (one existing) and demolition of sheds at 3 Powell Road, Blackmans Bay for Mr M A Lagerewskij be approved subject to the following conditions:

1. Except as otherwise required by this Permit, use and development of the land must be substantially in accordance with Development Application No. DA-2017-241 and Council Plan Reference No. P2 submitted on 10 August 2017 and 7 September 2017. This Permit relates to the use of land or buildings irrespective of the applicant or subsequent occupants, and whoever acts on it must comply with all conditions in this Permit.

Any amendment, variation or extension of this Permit requires further planning consent of Council.

2. A drainage design plan in accordance with the Director of Building Control Specified List, Schedule 2, at a scale of 1:200, designed by a qualified hydraulic designer, showing the location of the proposed sewer and stormwater house connection drains; including the pipe sizes, pits and driveway drainage, this is also to include drainage from the existing dwelling, must be submitted with the application for Plumbing Permit.
3. The construction works must be undertaken in accordance with the approved drawings. Works must be to the satisfaction and approval of the Executive Manager - Engineering Services and include the following:
  - (a) 'No Parking'/'Keep Clear' signage must be installed for the turning bay;
  - (b) visitor carparking signs must be installed for the visitor carparking spaces;
  - (c) parking and vehicle circulation roadways and pedestrian paths must be provided with lighting;
  - (d) Stormwater discharge from all new impervious areas must be disposed of by gravity to Council's stormwater infrastructure.
4. Prior to the commencement of site works a soil and water management plan must be submitted to Council for approval. The plan must be in accordance with NRM South Soil and Water Management of Construction Sites – Guidelines and Tasmanian Standard Drawings (TSD-SW28). A site inspection of the implemented plan by the Council's Development Inspector must be satisfactorily undertaken with the principal contractor prior to the commencement of any work on site.
5. The vehicular access must be constructed in accordance with the Tasmanian Standard Drawings (TSD-RO9, TSD-E01 and TSD-RF01) in standard grey concrete with a broomed non-slip finish from the kerb crossing layback to the lot boundary. A Permit to carry out works within a Council road reservation must be obtained prior to any works commencing within the Council road reservation.
6. Prior to the issue of a Building Permit, amended landscaping plans must be prepared by a qualified landscape architect or suitably qualified person knowledgeable in the field and submitted for approval by Council's Manager – Development Services.

The landscape plan must be at a suitable scale, and indicate the following:

- (a) outline of the proposed buildings;
- (b) inclusion of a minimum of 2 medium canopy trees (mature height of 6 m), 2 small canopy trees (mature height of 4 m) and a mix of other plants with vary heights.
- (c) proposed planting by quantity, genus, species, common name, expected mature height and plant size;
- (d) earth shaping proposals, including retaining wall(s);
- (e) fencing, paths and paving (indicating materials and surface finish);
- (f) proposed maintenance program; and
- (g) the relationship of the plantings to the proposed height of the buildings.
- (h) an indigenous and/or drought tolerant planting theme.

Landscaping must be provided and maintained at all times to the satisfaction of the Council's Manager – Development Services.

7. At least one (1) visitor parking space must be provided for the proposed development. This visitor parking space must be appropriately signposted prior to occupation of either of the dwellings, and kept available for visitor parking at all times. Any future application for strata title in respect of the property must ensure that the visitor parking space is included within the common property on the strata plan.
8. The external building materials of all buildings applying to this development must be of types and colours that are sympathetic to the environment and must be to the satisfaction of the Manager – Development Services. Unpainted metal surfaces will not be approved. Plans submitted for building approval must indicate the proposed colour and type of the external building materials.
9. A double-glazed window is required to be installed prior to occupation of the new dwelling, for the west facing bedroom for the existing dwelling to minimize the traffic noise.
10. The deck on upper level for the proposed Unit must have a permanently fixed screen to a height of at least 1.7 m above the finished surface or floor level, with a uniform transparency of no more than 25%, screening from rear and side boundaries.
11. The south facing windows on the upper level for the proposed Unit must have a sill height of at least 1.7 m above the floor level or has fixed obscure glazing extending to a height of at least 1.7 m above the floor level.

#### **ADVICE**

- A In accordance with section 53(5) of the Land Use Planning and Approvals Act 1993 this permit lapses after a period of two years from the date on which it is granted if the use or development in respect of which it is granted is not substantially commenced within that period.
- B The Developer should not allocate any property address numbers for the proposed units.

New property addresses have been allocated as follows:

Unit No.	Allocated Property Address
1	3 Powell Road, Blackmans Bay (existing)
2	3A Powell Road, Blackmans Bay

These numbers must then be referenced on design and As-Constructed drawings as well as any Strata Plans lodged for sealing.

- C This Permit does not constitute plumbing approval. The developer should obtain a Plumbing Permit for the development prior to commencing construction.

FOR

Cr Atkinson	Cr Bastone	Cr Bury	Cr Grace
Cr Percey	Cr Wass	Cr Winter	Cr Wriedt

Carried Unanimously

## Submission to Planning Authority Notice

Council Planning Permit No.	DA2017-241	Council notice date	7/06/2017
<b>TasWater details</b>			
TasWater Reference No.	TWDA 2017/00859-KIN	Date of response	15/08/2017
TasWater Contact	Jacob Ziesel	Phone No.	6237 8440
<b>Response issued to</b>			
Council name	KINGBOROUGH COUNCIL		
Contact details	kc@kingborough.tas.gov.au		
<b>Development details</b>			
Address	3 POWELL RD, BLACKMANS BAY	Property ID (PID)	2020371
Description of development	New Dwelling		
<b>Schedule of drawings/documents</b>			
Prepared by	Drawing/document No.	Revision No.	Date of Issue
G. Hills and Partners Architects	Proposed Site Plan/DD01	B	08/08/2017
<b>Conditions</b>			
<p>Pursuant to the <i>Water and Sewerage Industry Act 2008 (TAS)</i> Section 56P(1) TasWater imposes the following conditions on the permit for this application:</p> <p><b>CONNECTIONS, METERING &amp; BACKFLOW</b></p> <ol style="list-style-type: none"> <li>1. A suitably sized water supply with metered connections / sewerage system and connections to the development must be designed and constructed to TasWater's satisfaction and be in accordance with any other conditions in this permit.</li> <li>2. Any removal/supply and installation of water meters and/or the removal of redundant and/or installation of new and modified property service connections must be carried out by TasWater at the developer's cost.</li> <li>3. Prior to commencing construction / use of the development, a boundary backflow prevention device and water meter must be installed, to the satisfaction of TasWater.</li> </ol> <p><b>DEVELOPMENT ASSESSMENT FEES</b></p> <ol style="list-style-type: none"> <li>4. The applicant or landowner as the case may be, must pay a development assessment fee to TasWater for this proposal of \$ 206.97 for development assessment as approved by the Economic Regulator and the fees will be indexed as approved by the Economic Regulator from the date of the Submission to Planning Authority Notice for the development assessment fee, until the date they are paid to TasWater. Payment is required within 30 days from the date of the invoice.</li> </ol>			
<b>Advice</b>			
<p><b>General</b></p> <p>For information on TasWater development standards, please visit <a href="http://www.taswater.com.au/Development/Development-Standards">http://www.taswater.com.au/Development/Development-Standards</a></p> <p>For application forms please visit <a href="http://www.taswater.com.au/Development/Forms">http://www.taswater.com.au/Development/Forms</a></p> <p>The developer is responsible for arranging to locate existing TasWater infrastructure and clearly showing it on any drawings. Existing TasWater infrastructure may be located by TasWater (call 136 992) on site at</p>			



the developer's cost, alternatively a surveyor and/or a private contractor may be engaged at the developers cost to locate the infrastructure.

**Declaration**

The drawings/documents and conditions stated above constitute TasWater's Submission to Planning Authority Notice.

**Authorised by**

**Jason Taylor**  
Development Assessment Manager

**TasWater Contact Details**

Phone	13 6992	Email	development@taswater.com.au
Mail	GPO Box 1393 Hobart TAS 7001	Web	www.taswater.com.au

**DA-2017-321 - DEVELOPMENT APPLICATION FOR TWO SHIPPING CONTAINERS FOR TEMPORARY STORAGE AT 320 APOLLO BAY ROAD, APOLLO BAY FOR MR C F BURKE AND MS P M GOWEN**

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MOVED            Cr Grace  
SECONDED       Cr Percey

That the Planning Authority resolves that the report of the Manager Development Services be received and that the development application for two shipping containers for temporary storage at 320 Apollo Bay Road, Apollo Bay for Mr C F Burke and Ms P M Gowen be approved subject to the following conditions:

1. Except as otherwise required by this Permit, use and development of the land must be substantially in accordance with Development Application No. DA-2017-321 and Council Plan Reference No. P3 submitted on 14 September 2017. This Permit relates to the use of land or buildings irrespective of the applicant or subsequent occupants, and whoever acts on it must comply with all conditions in this Permit. Any amendment, variation or extension of this Permit requires further planning consent of Council.
2. The stormwater runoff from all concrete, paved, or otherwise sealed areas must be collected and contained within the property or discharged to a Council approved discharge point. All works in relation to the discharge of stormwater must be completed to the satisfaction and approval of the Executive Manager – Engineering Services.
3. External colours and finishes are to be in colours with a light reflectance value of no greater than 40 percent and must be coloured to blend with the landscape.
4. The shipping containers must be removed from site if one of the two instances occur:
  - (a) Within one month of occupying the dwelling extension; or
  - (b) Within two years of the issue of this permit.
5. The use of the shipping containers must be for residential storage purposes only.
6. No felling, lopping, ringbarking or otherwise injuring or destroying of native vegetation or individual trees is approved as part of this planning permit.
7. All native vegetation, including individual trees, must be retained and appropriately protected during and after construction to ensure that no damage is inflicted that may impact upon the health of the trees or cause them to die. This includes establishing and maintaining a Tree Root Protection zone between any works and adjacent native vegetation prior to commencement of construction in accordance with AS 4970-2009 to exclude:
  - (a) Storing of building materials;
  - (b) Vehicular traffic;
  - (c) Placement of fill; and
  - (d) Excavation works.

Evidence of satisfactory installation of this fencing is to be provided to Council prior to the commencement of any on-site works.

In addition, the following tree protection measures must be adhered to following construction for all areas within the Tree Root Protection Zone but outside the footprint of the approved works:

- (e) the existing soil level must not be altered around the Tree Root Protection Zone of the trees (including the disposal of fill, placement of materials or the scalping of the soil); and
  - (f) the Tree Root Protection Zone must be free from the storage of fill, contaminants or other materials; and
  - (g) machinery and vehicles are not permitted to access the Tree Root Protection Zone.
8. To reduce the spread of weeds or pathogens, all machinery must take appropriate hygiene measures prior to entering and leaving the site as per the Tasmanian Washdown Guidelines for Weed and Disease Control produced by the Department of Primary Industries, Parks, Water and Environment.

Any imported fill materials must be sourced from quarries able to provide documentation as to the weeds present on the source site in order to minimise introduction of new weeds and pathogens to the area.

#### **ADVICE**

- A. In accordance with section 53(5) of the Land Use Planning and Approvals Act 1993 this permit lapses after a period of two years from the date on which it is granted if the use or development in respect of which it is granted is not substantially commenced within that period.
- B. Removal of individual trees is subject to Council's Health and Environmental Services By-Law and requires a permit, even where this removal is for safety reasons and is conducted by a qualified person. Please ensure permits are in place prior to any future tree removal.

FOR

Cr Atkinson	Cr Bastone	Cr Bury	Cr Grace
Cr Percey	Cr Wass	Cr Winter	Cr Wriedt

Carried Unanimously

**DA-2017-346 - DEVELOPMENT APPLICATION FOR EXTENSION TO EXISTING DWELLING AT 86 MAUDSLEYS ROAD, ALLENS RIVULET FOR MR C A WILLS**

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MOVED            Cr Percey  
SECONDED       Cr Wriedt

That the Planning Authority resolves that the report of the Manager Development Services be received and that the development application for extension to existing dwelling at 86 Maudsleys Road, Allens Rivulet for Mr C A Wills be approved subject to the following conditions:

1. Except as otherwise required by this Permit, use and development of the land must be substantially in accordance with Development Application No. DA-2017-346 and Council Plan Reference No. P1 submitted on 2nd August 2017. This Permit relates to the use of land or buildings irrespective of the applicant or subsequent occupants, and whoever acts on it must comply with all conditions in this Permit. Any amendment, variation or extension of this Permit requires further planning consent of Council.
2. A drainage design plan in accordance with the Director of Building Control Specified List, Schedule 2, at a scale of 1:200, designed by a qualified hydraulic designer, showing the location of the proposed sewer and stormwater house connection drains; including the pipe sizes, pits and driveway drainage, must be submitted with the application for Plumbing Permit.
3. No felling, lopping, ring-barking or otherwise injuring or destroying of the Eucalyptus obliqua trees #1 and #2 and the Eucalyptus globulus tree #3 identified in the submitted Plan P2, drawing No. 17168-01 dated September 2017 is to take place without further written approval from Council. This approval will only be given where it has been demonstrated that, based on the advice of a suitably qualified and independent arborist, one or more of the trees are unable to be retained because either:
  - (a) The health and viability of the trees is such that they represent a danger; and/or,
  - (b) There are no reasonable mitigation or protection measures able to be implemented to minimise the impacts of the development on the health of these trees and avoid their loss within the scope of the approved development.

Should the removal of the Eucalyptus tree/s result following the arborist advice, the cost of removal of these trees and any offsets required must be borne by the developer.

**ADVICE**

- A. In accordance with section 53(5) of the Land Use Planning and Approvals Act 1993 this permit lapses after a period of two years from the date on which it is granted if the use or development in respect of which it is granted is not substantially commenced within that period.
- B. This Permit does not constitute plumbing approval. The developer should obtain a Plumbing Permit for the development prior to commencing construction.

- C. The proposed development will increase the loading on the existing onsite wastewater system. The developer must obtain from Council a Plumbing Permit for an upgrade of the existing onsite wastewater management system.

FOR

Cr Atkinson	Cr Bastone	Cr Bury	Cr Grace
Cr Percey	Cr Wass	Cr Winter	Cr Wriedt

Carried Unanimously

## OPEN SESSION OF COUNCIL RESUMES

Open session of Council resumed at 6.02pm

### **OFFICERS REPORTS TO COUNCIL**

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C559/23-17

*(Commences at ±31 minutes of audio recording)*

### **KINGBOROUGH AWARDS SELECTION COMMITTEE**

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MOVED            Cr Percey  
SECONDED       Cr Winter

That Council appoints the following three Councillors to assist the Deputy Mayor in the assessment of candidates for the 2018 Kingborough Awards, and that these Councillors be available to meet in early to mid-November for this purpose:

- 1     Cr Percey
- 2     Cr Grace
- 3     Cr Atkinson

FOR

Cr Atkinson	Cr Bastone	Cr Bury	Cr Grace
Cr Percey	Cr Wass	Cr Winter	Cr Wriedt

Carried Unanimously

C560/23-17

*(Commences at ±33 minutes of audio recording)*

### **DELEGATED AUTHORITY POLICY**

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MOVED            Cr Percey  
SECONDED       Cr Bury

That:

- a) In accordance with Section 22 of the *Local Government Act 1993*, Council approves the delegations contained in the 'Delegated Authority Policy 1.1' to the General Manager (or a person acting in that position) and that the policy be converted to an 'Instrument of Delegations', amending 27.2(a) to include 'and Deputy Mayor' after the word 'Mayor', and in

relation to defence of actions, adding the wording 'within the limits of the estimates adopted under Section 82'; and

- b) Council authorises the Mayor to sign the 'Instrument of Delegations' on behalf of Council under the Common Seal.

**Cr Grace** left the room at 6.33pm

**Cr Grace** returned at 6.34pm

FOR

Cr Atkinson	Cr Bastone	Cr Bury	Cr Grace
Cr Percey	Cr Wass	Cr Winter	Cr Wriedt

Carried Unanimously

C561/23-17

(Commences at ±1 hour, 4 minutes of audio recording)

## **VISIT BY GROOTEGAST COUNCILLORS AND STAFF**

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MOVED            Cr Grace  
SECONDED       Cr Wriedt

That Council resolve that the Council meeting scheduled for Monday 11 December 2017 be rescheduled to Wednesday 13 December 2017.

FOR

Cr Atkinson	Cr Bastone	Cr Bury	Cr Grace
Cr Percey	Cr Wass	Cr Winter	Cr Wriedt

Carried Unanimously

C562/23-17

(Commences at ±1 hour, 5 minutes of audio recording)

## **INFORMATION REPORTS**

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MOVED            Cr Wriedt  
SECONDED       Cr Winter

That the following information reports be noted:

1. Mayor's Communications.
2. Financial Report for the period 1 July 2017 to 30 September 2017.

3. Governance & Property Services Quarterly Report for the Period July to September 2017
4. Community Services Quarterly Information Report – July to September 2017

FOR

Cr Atkinson	Cr Bastone	Cr Bury	Cr Grace
Cr Percey	Cr Wass	Cr Winter	Cr Wriedt

Carried Unanimously

C563/23-17

### **CONFIRMATION OF ITEMS TO BE DEALT WITH IN CLOSED SESSION**

MOVED            Cr Atkinson  
 SECONDED      Cr Wriedt

That in accordance with Regulation 15 of the *Local Government (Meeting Procedures) Regulations 2015* the following items are to be dealt with in Closed Session.

<b>Matter</b>	<b><i>Local Government (Meeting Procedures) Regulations 2015 Reference</i></b>
Applications for Leave of Absence	15(2)(h)
Court Cases – July to September 2017	15(2)(i)

FOR

Cr Atkinson	Cr Bastone	Cr Bury	Cr Grace
Cr Percey	Cr Wass	Cr Winter	Cr Wriedt

Carried Unanimously

**CLOSED SESSION**

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MOVED            Cr Grace  
SECONDED       Cr Wriedt

That in accordance with Regulation 15 of the *Local Government (Meeting Procedures) Regulations 2015* that Council move into Closed Session.

FOR

Cr Atkinson	Cr Bastone	Cr Bury	Cr Grace
Cr Percey	Cr Wass	Cr Winter	Cr Wriedt

Carried Unanimously

In accordance with the *Kingborough Council Meetings Audio Recording Guidelines Policy*, recording of the open session of the meeting ceased.

Open Session of Council adjourned at 7.16pm

<p><b>OPEN SESSION OF COUNCIL ADJOURNS</b></p>
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**OPEN SESSION OF COUNCIL RESUMES**

Open Session of Council resumed at 7.21pm

C569/23-17

MOVED            Cr Winter  
SECONDED       Cr Bastone

The Closed Session of Council having met and dealt with its business resolves to report that it has determined the following:

Subject	Decisions/Documents
Applications for Leave of Absence	Approved
Court Cases – July to September 2017	Noted

FOR

Cr Atkinson	Cr Bastone	Cr Bury	Cr Grace
Cr Percey	Cr Wass	Cr Winter	Cr Wriedt

Carried Unanimously

**CLOSURE**

There being no further business, the Chairperson declared the meeting closed at 7.22pm

.....  
(Confirmed)

.....  
(Date)