

Kingborough

PUBLIC MINUTES

These Minutes are provided for the assistance and information of members of the public, and are a draft until confirmed as a true record at the next Ordinary Meeting of Council.

COUNCIL MINUTES

13 May 2019



Cr Richard Atkinson, Cr Amanda Midgley, Cr Paula Wriedt, Deputy Mayor Jo Westwood, Mayor Dean Winter, Cr David Grace, Cr Flora Fox, Cr Sue Bastone, Cr Christian Street
Absent: Cr Steve Wass

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MINUTES of an Ordinary Meeting of Council
Kingborough Civic Centre, 15 Channel Highway, Kingston
Monday, 13 May 2019 at 5.30pm.

AUDIO RECORDING

The Chairperson declared the meeting open at 5.30pm, welcomed all in attendance and read:

“All persons in attendance are advised that it is Council policy to record Council Meetings. The audio recording of this meeting will be made available to the public on Council’s website. In accordance with Council Policy, I now ask staff to confirm that the audio recording has commenced.”

ACKNOWLEDGEMENT OF TRADITIONAL OWNERS

The Welcome to Country was presented by Ms Sarah Wilcox.

ATTENDEES

Councillors:

| | |
|------------------------------------|---|
| Mayor Councillor D Winter | ✓ |
| Deputy Mayor Councillor J Westwood | ✓ |
| Councillor S Bastone | ✓ |
| Councillor F Fox | ✓ |
| Councillor D Grace | ✓ |
| Councillor A Midgley | ✓ |
| Councillor C Street | ✓ |
| Councillor P Wriedt | ✓ |

Staff:

| | |
|---|-----------------------|
| General Manager | Mr Gary Arnold |
| Executive Manager Organisational Development | Ms Pene Hughes |
| Executive Manager Governance & Community Services | Mr Daniel Smee |
| Manager Development Services | Ms Tasha Tyler-Moore |
| Coordinator Statutory Planning | Mrs Melissa Stevenson |
| Strategic Planner | Mr Dustin Moore |
| Media & Communications Officer | Ms Sarah Wilcox |
| Executive Assistant | Mrs Amanda Morton |

C314/9-19

(Commences at ± 2 minutes of audio recording)

APOLOGIES

Cr Richard Atkinson
Cr Steve Wass

C315/9-19

(Commences at ± 2 minutes of audio recording)

CONFIRMATION OF MINUTES OF 29 APRIL 2019

MOVED Cr Fox
SECONDED Cr Wriedt

That the Minutes of the open session of Council Meeting No. 8 held on 29 April 2019 be confirmed as a true record.

FOR

| | | | |
|------------|-------------|-----------|------------|
| Cr Bastone | Cr Fox | Cr Grace | Cr Midgley |
| Cr Street | Cr Westwood | Cr Winter | Cr Wriedt |

Carried Unanimously

WORKSHOPS HELD SINCE LAST COUNCIL MEETING

6 May - 98 Beach Road & Kingborough Arts Strategy

C316/9-19

(Commences at ± 3 minutes of audio recording)

DECLARATIONS OF INTEREST

Cr Street declared an interest in the report headed "DA-2018-622 Development Application for Three Multiple Dwellings (One Existing) at 8 Blanche Avenue, Blackmans Bay for Dirt Building Design".

TRANSFER OF AGENDA ITEMS

There were no agenda items transferred.

QUESTIONS ON NOTICE FROM THE PUBLIC

There were no questions on notice from the public.

QUESTIONS WITHOUT NOTICE FROM THE PUBLIC

Mr Mervin Reid asked the following questions on notice:

C317/9-19

(Commences at ± 4 minutes of audio recording)

1 Cost of legal action

Can you prepare and publish in the Minutes of this meeting the total cost to the ratepayers of the failed legal action in both the Supreme Court and the High Court in relation to the rating of the independent living units?

General Manager responds:

I'm happy to take that question on notice and provide a written response.

C318/9-19

(Commences at ± 4 minutes of audio recording)

2 Rates

Have any of the duly elected Councillors with a fiduciary duty to the ratepayers been provided with any modelling as to the impact of the rates to be struck in 2019/20 by the General Manager? If there has been no modelling as to the impact of various already gazetted valuation changes across the municipality that appeared in the Tasmanian Government Gazette in late February 2019, how can staff advise to the elected Councillors that the rates needs to rise 5.5% in 2019/20 be anything but a guess? Would you ask that this modelling be done and supplied to each of the elected Councillors showing the various impacts of substantial rate rises in Taroona, Bonnet Hill and Kingston Beach. Could you also include the substantial rate rises down the Channel area so that Cr Sue Bastone is aware of these rate rises and is able to execute her fiduciary duty to the ratepayers.

Mayor responds:

Next Monday, Councillors will be attending a budget workshop. I have asked our General Manager to include the issue of the Valuer General's adjustment factors and what that means for ratepayers, as you are aware the Valuer General has issued adjustment factors which vary quite widely across Kingborough. That is going to result in varied impacts to ratepayers in the suburbs of Taroona and Kingston Beach in particular as well as Middleton, looking at significantly larger increases on the basis of the house price increases in those areas. That will certainly form part of the workshop next Monday that Councillors will be considering.

C319/9-19

(Commences at ± 7 minutes of audio recording)

3 Kingston Park Future Financing

The Kingston Park project which is now impacted by the National Banking credit squeeze will in all probability struggle in the market place as a result. Would you rule out that you will not agree to any guarantees being provided by the municipality of Kingborough to any party that is related to any development applications, proposals or operations associated with Kingston Park? Further to this, would you also guarantee that no land transfers are done to future purchasers until such time as the land contract of sale from the Council has been fully paid for? Lastly, would you by the next Council meeting have a report to the ratepayers as to the future borrowings by the Council of Kingston Park as the development plan as it stands now. This is to show the total

quantum of each borrowing, the reason for the borrowing, the term for the borrowing and the particular component of Kingston Park that the borrowing relates to?

Mayor responds:

The first part of your question talks about Council asking me to commit to not providing a financial guarantee. I can't do that because the Code of Conduct requires that I have an open mind coming into every Council meeting and if I was to give you that sort of guarantee I would be in breach of our own Code of Conduct. The second part of your question was in relation to land transfers. Council, in its engagement with Traders in Purple, its chosen partner to develop the land, has in place a contract which stipulates the way in which it will transfer land. The developer does not own the land at this stage and won't until it has an approved DA and has undertaken substantial commencement of the project. The third part of your question related to borrowings and you asked that I bring the matter of borrowings for Kingston Park back to a Council meeting. Obviously, it is for the General Manager to bring reports to Council but I can confirm that I have had a discussion about a future agenda item that will come to Council around borrowings at Kingston Park to a meeting in the not too distant future with the General Manager only recently. So I can confirm that a report, in essence similar to what you have asked for, will be coming to Council in the not too distant future.

QUESTIONS ON NOTICE FROM COUNCILLORS

C320/9-19

(Commences at ± 9 minutes of audio recording)

1 Adventure Bay Hall Maintenance

At the Council meeting on 29 April 2019, **Cr Bastone** asked the following question without notice to the General Manager, with a response that the question would be taken on notice:

There has been concern expressed about the maintenance of the Adventure Bay hall, both the repainting of it and the resealing of the floor. The hall committee have been requesting this work for some time and were informed by e-mail in February 2016 that the work would be programmed for the 2017/2018 financial year. As the hall is visited frequently by visitors who use the attached public toilets, the committee would also like to know when something could be done about the state of the hall car park.

Officer's Response:

The issues raised will be assessed by Council Officers and discussed further with the Adventure Bay Hall Committee.

David Reeve - Executive Manager Engineering Services

C321/9-19

(Commences at ± 9 minutes of audio recording)

2 Targa Tasmania

At the Council meeting on 29 April 2019, **Cr Bastone** asked the following question without notice to the General Manager, with a response that the question would be taken on notice:

Targa Tasmania is travelling through areas of Kingborough but this year is finishing 3kms short of last year's Woodbridge Hill stage. Has this been due to the Council working on the Woodbridge Hill Road?

Officer's Response:

The course remains as used previously, however the section through Woodbridge Hill was not at race speed. The reason for this was due to this road being recently resealed. Generally most reseals are completed prior to this time, but in this case there were some contractor delays which meant the road surface was still new and was deemed unsuitable for Targa to use for racing.

David Reeve - Executive Manager Engineering Services

C322/9-19

(Commences at ± 10 minutes of audio recording)

3 Bruny Island Airstrip

At the Council meeting on 29 April 2019, **Cr Grace** asked the following question without notice to the General Manager, with a response that the question would be taken on notice:

Is it true that Council spent \$31,000 upgrading the airstrip before signing over ownership?

Officer's Response:

Council upgraded the Bruny Island Airstrip during 1-8 November 2018. The total cost of the works was \$24,401.46 and the work done was:

- Partial overlay of the centre of the runway involving the placement of a layer of 50mm thick Red Gravel approximately 6m wide by the full length of the runway and overlaying the turning circle at the eastern end (420 tonnes of red gravel was used).
- Removal, lowering down to ground level and re-painting white of the runway edge and windsock marker tires.
- Removal and refilling of large stones protruding at various places in runway surface.
- Slashing of runway verges and around windsock area.
- Levelling of various areas of runway verges and rolling verges with 12 tonne roller to make flatter/smooth.
- Grease windsock swivel.

The lease agreement for the Airstrip was signed on 17 April 2019.

Tony Ferrier - Deputy General Manager

C323/9-19

(Commences at ± 10 minutes of audio recording)

Cr Winter submitted the following question on notice:

4 Blackmans Bay Blowhole

Has a site assessment been completed at the Blackmans Bay blowhole? What recommendations from the Coroner's report remain outstanding?

Officer's Response:

Council Officers have reviewed the Coroner's report and undertaken a site assessment and apart from continuing to seek a resolution for the land ownership the two remaining more immediate actions are to investigate improved signage and street lighting. It is intended to improve the signage in the current financial year with a viewpoint to improved lighting once an appropriate lighting design is completed. In addition to this, once the land tenure issues are resolved there is a plan to engage with the community to provide improved utilisation and improvements to the space including pathways, landscaping and interpretation signage.

David Reeve - Executive Manager Engineering Services

C324/9-19

(Commences at ± 10 minutes of audio recording)

Cr Westwood submitted the following questions on notice:

5 Greater Hobart City Deal

Can Council please outline recent progress on the Greater Hobart City Deal?

Officer's Response:

Council's General Manager is a member of the Hobart City Deal Implementation Board. Following the inaugural meeting held on 22 March 2019 the following meeting outcome statement was issued.

Hobart City Deal – Implementation Board

Meeting No. 1 – 22 March 2019

Department of State Growth, Level 6, 4 Salamanca Place, Hobart

Meeting outcome statement

The Implementation Board for the Hobart City Deal was convened for the first time on Friday, 22 March 2019. The Board's establishment follows the signing and launch of the Hobart City Deal on Sunday, 24 February 2019.

The Implementation Board will continue the work undertaken during the development of the Hobart City Deal and comprises senior representatives from:

- the Australian Government Department of Infrastructure, Regional Development and Cities;
- the Tasmanian Government Department of State Growth, Department of Premier and Cabinet, Department of Justice, and Infrastructure Tasmania; and
- the Clarence, Glenorchy, Hobart and Kingborough Councils.

The Board will be responsible for overseeing the implementation of the City Deal over its 10-year lifetime, including through the ongoing monitoring of commitments.

It will report to the Joint Ministerial Committee responsible for the Hobart City Deal, which comprises:

- the Minister for Cities, Urban Infrastructure and Population;
- the Minister for State Growth; and
- the Lord Mayor/Mayors of the Clarence, Glenorchy, Hobart and Kingborough Councils.

To commence the implementation process, the Board's first meeting focused on:

- confirming its members and terms of reference;
- arrangements to support implementation;
- progressing the form and structure of the Implementation Plan;
- early discussions around key priorities for each partner and the identification of project leads, which will support further work to be progressed to populate the Plan.

The Board agreed to meet regularly to support the development of the Implementation Plan over the next six months.

Gary Arnold - General Manager

C325/9-19

(Commences at ± 10 minutes of audio recording)

6 Roads

What criteria does Council use to determine which roads in Kingborough are sealed and which aren't? How are traffic counters used in this process and what threshold level of usage indicates that a road should be sealed?

Officer's Response:

Council undertakes a cost-benefit analysis to assess the economic benefits of upgrading a road to a sealed standard comparing both immediate and future capital and maintenance costs. The evaluation takes into account the overall requirements needed to meet current standards in design and construction. Other factors such as road safety, benefits to the community and transport and environmental management are also considered. Upgrading an unsealed road to a sealed road does have benefits such as reducing maintenance requirements, improving resident amenity, improving ride quality and skid resistance but it comes with a high capital cost. It is worthwhile noting that approximately half of Council's road network is unsealed and the majority of this part of the network performs very well.

Traffic counters measure traffic volumes and traffic speeds. They also measure vehicle classifications so the percentage of commercial/heavy vehicles on a road can be estimated. The latter is important as heavy vehicles cause the most damage to roads. There is no particular threshold level of traffic volumes that indicate that a road should be sealed. However as part of the cost-benefit analysis a scoring matrix is used to rank proposals. The matrix does consider traffic volumes but also a number of other criteria such as the number of dwellings and proximity of dwellings to the road; the frequency of maintenance currently required; if the road is a school bus route and the likelihood of higher pedestrian traffic; current traffic speeds and the likelihood of speeds increasing; the crash statistics and the dominant contributing crash factors; existing and future road geometry and the complexities that exist in achieving design standards; topographical and climatic conditions such as sections having very steep gradients and locations in higher rainfall or snow zones; environmental impacts such as the number of mature trees that would require removal but also the proximity of creeks and rivers where sediment and gravel could be having a detrimental impact on waterways.

Renai Clark - Roads & Stormwater Engineer

QUESTIONS WITHOUT NOTICE FROM COUNCILLORS

Cr Grace asked the following questions without notice:

C326/9-19

(Commences at ± 10 minutes of audio recording)

1 Bruny Island Airstrip

I was told that Council would not need to put any funds into the airstrip. I'm amazed that now we've found that we have spent \$26,000 of the ratepayers money and this is after the lease had been signed. Yet we had a report on the 2nd July saying that there will be no ongoing costs or legal liabilities to Council. Why were we told that there was no money being spent on the strip?

General Manager responds:

I will have to take that question on notice given your reference to the 2nd July which I am assuming is 2018.

C327/9-19

(Commences at ± 12 minutes of audio recording)

2 58 Tabors Road

I'm concerned that we sit at this table and ask questions to you and the General Manager and they are taken on notice to be followed up. I raised a question about 58 Tabors Road. I was told that the engineer, Mr Reeve, would follow that up that week. That is not the case. Are we wasting our time? Does Council take any notice of us at all because I am getting tired because there are other issues that I have raised and staff have not followed up.

Mayor responds:

I can tell you that last Thursday after I spoke to you I did speak to our head of engineering and ask that he contact the resident that you mentioned and discuss with him the issue of Tabors Road. I'm not aware of what conversations happened but I'm happy to follow up with Mr Reeve tomorrow to ensure that that conversation took place.

C328/9-19

(Commences at ± 13 minutes of audio recording)

3 Bus Stop, Beach Road, Snug

The bus won't stop there as the old people can't get out of bus because the buses don't go down low enough. Two ladies have fallen out of the buses, as I've mentioned before at a Council meeting and nothing has been done. We did some resurfacing of road works down at Snug just last week. A lot of material was carted away to the tip and could have been used. Could you please address this as a matter of urgency?

Mayor responds:

To get the best answer we will take that on notice.

Cr Westwood asked the following question on notice:

C329/9-19

(Commences at ± 15 minutes of audio recording)

4 Blackmans Bay Shopping Centre

This issue has been raised a number of times by our residents who are frustrated by the one hour parking restriction because you can't visit the doctor or the hairdresser within one hour. What is Council able to do to help residents with this issue?

Mayor responds:

The shopping centre in question is owned privately so Council doesn't set the time in which people are allowed to park there. It is fair to say that Council has received a huge amount of correspondence about this matter and particularly from people who use the doctors surgery and are unhappy about the one hour parking restriction. Last week I requested a meeting with the owner of the shopping centre for two reasons. Firstly, because it is a significant business in the area and secondly to discuss this particular item because it is a hot topic in the community and we have had some pretty ordinary stories of people who have been fined who are just visiting the doctor. I'm happy to update you and other Councillors after the meeting to let you know what progress we have made.

Cr Bastone asked the following questions on notice:

C330/9-19

(Commences at ± 16 minutes of audio recording)

5 Landscaping, Tinderbox Road

Who is responsible for the landscaping of Tinderbox Road between Blue Bush Crescent and Hampton Court? If it is the Council, when is it going to commence because it was rumoured to be finished by April?

Mayor responds:

We will take that on notice.

C331/9-19

(Commences at ± 16 minutes of audio recording)

6 Hand Rail at Stairs, Kettering Point

There is a set of stairs from the trail leading down to the water. It's in two stages. Only one stage has a handrail. Is it possible to have a handrail on the whole lot of steps because they get wet and slippery?

Mayor responds:

We will take that on notice.

C332/9-19

(Commences at ± 17 minutes of audio recording)

7 Gum Tree

With regard to the large gum tree in Sterling Avenue which has been the subject of many requests from residents to be removed over some years, for a long time the Council said it wasn't on their land but it has now been deemed to be on Council land

and I notice that Council has trimmed it but has still not cut it down. Another small branch has come down in the wind today. Who takes responsibility for any injuries considering that the requests have been continually made to have this tree removed?

General Manager responds:

This is one that I can answer because I have been involved in discussion on more than one occasion with adjoining property owners and property owners on the other side of the road. The tree in question has been inspected by an arborist and Council officers acting on the arborists advice have undertaken some pruning works. I suspect if there have been any more recent dropping of limbs they would have been notified but I'll follow that up.

C333/9-19

(Commences at ± 18 minutes of audio recording)

8 Roberts Point Toilets

Whose responsibility is it to keep the Roberts Point toilets clean? They are particularly disgusting and the CWA has been putting soap in because nobody else has been doing it.

General Manager responds:

The Roberts Point toilets are in fact controlled by the State Government and I will pass your feedback on to the State Government officers.

C334/9-19

(Commences at ± 19 minutes of audio recording)

9 Heating, Lunawanna Hall

Are there any plans to put heating into the hall because it is very cold and is the public open space money able to be used for heating for the hall?

Executive Manager Governance & Community Services:

I understand heating is something that the Hall Management Committee have been looking at but I'm not sure where exactly they are at in relation to those plans. It's not something that they have brought to Council as a budget request so whether they are planning to do it from their own funds would need to be a question for them. But certainly they have not come to Council asking for Council to fund that project. I don't think that would qualify for public open space expenditure.

Cr Midgley asked the following question without notice:

C335/9-19

(Commences at ± 20 minutes of audio recording)

10 Grant

Did Kingborough Council apply for the Healthy Tasmania Community Innovation Grants?

Executive Manager Governance & Community Services:

Yes we did. We applied for a community connections program but we were unsuccessful.

11 Biodiversity

As a response to the devastating findings for habitat and biodiversity in the global assessment report on biodiversity and eco-systems services released in early May this year and that of 520 Councils across eight countries, 17 of those Councils being in Australia have declared a climate emergency, are we considering a declaration on this important matter?

Mayor responds:

My understanding is that would be a Notice of Motion that would likely come from a Councillor and you would be more than entitled to put a Notice of Motion like that to a Council meeting in the future.

12 Noise Issues at Gun Powder Jetty

What responsibility does Council have for regulating noise issues at Gun Powder Jetty? Who or which Council staff can residents report to? What consequences can Council impose for unreasonable noise at the jetty?

Manager Development Services responds:

The Council planning team is aware of issues at Gun Powder Jetty. It is very complicated because it is a mix of jurisdictions including Council, the Crown, EPA and Maritime as well, to do with operations and noise down there. It is in the process of being looked into within the resourcing that we have got and I can provide further on notice.

PETITIONS STILL BEING ACTIONED

There are no petitions still being actioned.

PETITIONS RECEIVED IN LAST PERIOD

At the time the Agenda was compiled no Petitions had been received.

OPEN SESSION ADJOURNS

PLANNING AUTHORITY IN SESSION

Planning Authority commenced at 5.54pm

OFFICERS REPORTS TO PLANNING AUTHORITY

C338/9-19

(Commences at ± 22 minutes of audio recording)

PSA-2018-3 & DAS-2018-15 – PLANNING SCHEME AMENDMENT REQUEST – KINGBOROUGH INTERIM PLANNING SCHEME 2015 – REZONING OF GENERAL RESIDENTIAL AND LOW DENSITY RESIDENTIAL (AREA B) TO GENERAL RESIDENTIAL, LOW DENSITY RESIDENTIAL (AREA C) AND PUBLIC OPEN SPACE AND REMOVAL OF THE LANDSLIDE HAZARD AREA OVERLAY, AND ASSOCIATED SUBDIVISION OF 22 RESIDENTIAL LOTS, 2 PUBLIC OPEN SPACE LOTS AND 2 ROAD LOTS FOR THE LAND AT ‘PRESENTATION SISTERS’, 15 HOME AVENUE, BLACKMANS BAY

MOVED Cr Street
SECONDED Cr Westwood

That Council:

- (a) Note the submissions against the proposal;
- (b) Note the recommendations submitted by representations; and
- (c) Pursuant to section 39(2)(a) of the former provisions of the *Land Use Planning and Approvals Act 1993*, forward a copy of this report to the Tasmanian Planning Commission.

FOR

| | | | | |
|------------|----------|-----------|-------------|-----------|
| Cr Bastone | Cr Grace | Cr Street | Cr Westwood | Cr Winter |
| Cr Wriedt | | | | |

AGAINST

| | | | | |
|--------|------------|--|--|--|
| Cr Fox | Cr Midgley | | | |
|--------|------------|--|--|--|

Carried

DELEGATED AUTHORITY FOR THE PERIOD 10 APRIL 2019 TO 30 APRIL 2019

MOVED Cr Fox
SECONDED Cr Wriedt

That the report be noted.

FOR

| | | | |
|------------|-------------|-----------|------------|
| Cr Bastone | Cr Fox | Cr Grace | Cr Midgley |
| Cr Street | Cr Westwood | Cr Winter | Cr Wriedt |

Carried Unanimously

Cr Street left the room at 6.35pm

DA-2018-622 - DEVELOPMENT APPLICATION FOR THREE MULTIPLE DWELLINGS (ONE EXISTING) AT 8 BLANCHE AVENUE, BLACKMANS BAY FOR DIRT BUILDING DESIGN

MOVED Cr Fox
SECONDED Cr Bastone

That the Planning Authority resolves that a planning permit for three multiple dwellings (one existing) at 8 Blanche Avenue, Blackmans Bay be refused for the following reasons:

1. The proposal fails to comply with Clause 10.4.1 P1 of the Kingborough Interim Planning Scheme 2015 in that the dwelling density of 1 dwelling per 318m² of site area is not compatible with the density of the surrounding area.

FOR

| | | | | |
|------------|--------|------------|-------------|-----------|
| Cr Bastone | Cr Fox | Cr Midgley | Cr Westwood | Cr Wriedt |
|------------|--------|------------|-------------|-----------|

AGAINST

| | | | | |
|----------|-----------|--|--|--|
| Cr Grace | Cr Winter | | | |
|----------|-----------|--|--|--|

Carried

Cr Street returned to the room at 6.53pm

DA-2019-51 - APPLICATION FOR EXTENSION TO DWELLING (DECK) AND FRONT FENCE AT UNIT 1/48 BEACH ROAD, KINGSTON BEACH FOR MS B A HARRISON

MOVED Cr Street
SECONDED Cr Westwood

That the Planning Authority resolves that the development application for extension to dwelling (deck) and front fence at Unit 1/48 Beach Road, Kingston Beach for Ms B A Harrison 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-2019-51 and Council Plan Reference No. P1 submitted on 5 February 2019 and No. P2 submitted on 7 March 2019. 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 new impervious areas must be disposed of by gravity to Council's reticulated stormwater system to the satisfaction and approval of the Executive Manager – Engineering Services.
3. Erosion/siltation infiltration control measures must be applied during construction works to the satisfaction of the Executive Manager – Engineering Services.

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.

Amendment:

MOVED Cr Wriedt
SECONDED Cr Fox

To include the following conditions to the motion:

2. The external cladding materials of both the 1.8m fence and the deck must be timber.
3. Capping rails on the top of the fence are not permitted.
4. Prior to the construction of the fences and deck, amended plans must be submitted which show details of the fences and deck including materials, dimensions and design

to the satisfaction of the Manager Development Services. When endorsed, these plans will form part of the Permit.

FOR

| | | | |
|------------|-------------|-----------|------------|
| Cr Bastone | Cr Fox | Cr Grace | Cr Midgley |
| Cr Street | Cr Westwood | Cr Winter | Cr Wriedt |

Carried Unanimously

The amended motion was then put.

That the Planning Authority resolves that the development application for extension to dwelling (deck) and front fence at Unit 1/48 Beach Road, Kingston Beach for Ms B A Harrison 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-2019-51 and Council Plan Reference No. P1 submitted on 5 February 2019 and No. P2 submitted on 7 March 2019. 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 external cladding materials of both the 1.8m fence and the deck must be timber.
3. Capping rails on the top of the fence are not permitted.
4. Prior to the construction of the fences and deck, amended plans must be submitted which show details of the fences and deck including materials, dimensions and design to the satisfaction of the Manager Development Services. When endorsed, these plans will form part of the Permit.
5. The stormwater runoff from all new impervious areas must be disposed of by gravity to Council's reticulated stormwater system to the satisfaction and approval of the Executive Manager – Engineering Services.
6. Erosion/siltation infiltration control measures must be applied during construction works to the satisfaction of the Executive Manager – Engineering Services.

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.

FOR

| | | | | |
|------------|-----------|------------|-----------|-------------|
| Cr Bastone | Cr Grace | Cr Midgley | Cr Street | Cr Westwood |
| Cr Winter | Cr Wriedt | | | |

AGAINST

| | | | | |
|--------|--|--|--|--|
| Cr Fox | | | | |
|--------|--|--|--|--|

Carried

OPEN SESSION RESUMES

Open Session of Council resumed at 7.24pm

Meeting adjourned at 7.24pm

Meeting commenced at 7.32pm

C342/9-19

(Commences at ± 1 minute of audio recording 2)

MOTIONS OF WHICH NOTICE HAS BEEN GIVEN

2019 Paint the Town Red

MOVED Cr Westwood

SECONDED Cr Midgley

That Council light up the new Kingborough Community Hub in red this winter, to mark the popular Tasmanian winter festival Dark MoFo which runs from 6 to 23 June 2019.

FOR

| | | | | |
|------------|-----------|------------|-----------|-------------|
| Cr Bastone | Cr Fox | Cr Midgley | Cr Street | Cr Westwood |
| Cr Winter | Cr Wriedt | | | |

AGAINST

| | | | | |
|----------|--|--|--|--|
| Cr Grace | | | | |
|----------|--|--|--|--|

Carried

OFFICERS REPORTS TO COUNCIL

C343/9-19

(Commences at ± 10 minutes of audio recording 2)

POLICY 6.3 – PUBLIC OPEN SPACE CONTRIBUTION

MOVED Cr Wriedt

SECONDED Cr Fox

That Council adopt the updated *Public Open Space Contributions Policy 6.3* as attached to this report.

FOR

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|-----------|------------|-----------|-------------|-----------|
| Cr Fox | Cr Midgley | Cr Street | Cr Westwood | Cr Winter |
| Cr Wriedt | | | | |

AGAINST

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|------------|----------|--|--|--|
| Cr Bastone | Cr Grace | | | |
|------------|----------|--|--|--|

Carried

Cr Street left the room at 7.58pm
Cr Street returned at 8.00pm
Cr Grace left the meeting at 8.05pm

C344/9-19

(Commences at ± 33 minutes of audio recording 2)

PROPOSED NEW ROAD NAMES

MOVED Cr Street
 SECONDED Cr Wriedt

That the following road names be approved and submitted to the Nomenclature Board:

- KC 1336 -Road 5 (on the plan) – White Court;
- KC 1337 -Road 6 (on the plan) – Henwood Drive;
- KC 1338 - Road 7 (on the plan) – Pepik Drive; and
- KC 1339 -Road 8 (on the plan) – London Way.

Amendment:

MOVED Cr Midgley
 SECONDED Cr Fox

To include point (b) as follows:

- (a) That the developers consult with local aboriginal groups such as SETAC, Tasmanian Aboriginal Centre, consider the State Government Dual Naming Policy and also consider the natural values of the area eg botanical plant species and animal species in their decision for future road names in this development.

FOR

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|--------|------------|--|--|--|
| Cr Fox | Cr Midgley | | | |
|--------|------------|--|--|--|

AGAINST

| | | | | |
|------------|-----------|-------------|-----------|-----------|
| Cr Bastone | Cr Street | Cr Westwood | Cr Winter | Cr Wriedt |
|------------|-----------|-------------|-----------|-----------|

Lost

The original motion was then put.

FOR

| | | | |
|------------|-------------|-----------|------------|
| Cr Bastone | Cr Fox | Cr Grace | Cr Midgley |
| Cr Street | Cr Westwood | Cr Winter | Cr Wriedt |

Carried Unanimously

C345/9-19

(Commences at ± 53 minutes of audio recording 2)

KINGBOROUGH YOUTH STRATEGY 2019 - 2024

MOVED Cr Midgley
SECONDED Cr Wriedt

That the Kingborough Youth Strategy 2019 be adopted, with the changes to be made as per the meeting audio recording.

FOR

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|-------------|-----------|------------|-----------|
| Cr Bastone | Cr Fox | Cr Midgley | Cr Street |
| Cr Westwood | Cr Winter | Cr Wriedt | |

Carried Unanimously

C346/9-19

(Commences at ± 1 hour, 19 minutes of audio recording 2)

NOMINATIONS FOR KINGBOROUGH ACCESS ADVISORY COMMITTEE

MOVED Cr Wriedt
SECONDED Cr Fox

That Zoe Gisborne be appointed as a member of the Kingborough Access Advisory Committee.

FOR

| | | | |
|-------------|-----------|------------|-----------|
| Cr Bastone | Cr Fox | Cr Midgley | Cr Street |
| Cr Westwood | Cr Winter | Cr Wriedt | |

Carried Unanimously

C347/9-19

(Commences at ± 1 hour, 21 minutes of audio recording 2)

INFORMATION REPORTS

MOVED Cr Wriedt
SECONDED Cr Midgley

That the following information reports be noted:

- 1 Code of Conduct – Panel Determinations.
- 2 General Manager’s Diary for the Period 1 April 2019 to 3 May 2019.

- 3 Current and Previous Minute Resolutions.
- 4 Summary Action Report for the Quarter ending March 2019.

Cr Fox left the room at 9.05pm

FOR

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|-------------|-----------|------------|-----------|
| Cr Bastone | Cr Fox | Cr Midgley | Cr Street |
| Cr Westwood | Cr Winter | Cr Wriedt | |

Carried Unanimously

C348/9-19

CONFIRMATION OF ITEMS TO BE DEALT WITH IN CLOSED SESSION

MOVED Cr Street
 SECONDED Cr Westwood

That in accordance with Regulation 15 of the *Local Government (Meeting Procedures) Regulations 2015* Council, by absolute majority, move into closed session to consider the following items:

| Item | Regulation |
|-----------------------------------|------------|
| Confirmation of Minutes | 34(6) |
| Applications for Leave of Absence | 15(2)(h) |

FOR

| | | | |
|------------|------------|-----------|-------------|
| Cr Bastone | Cr Midgley | Cr Street | Cr Westwood |
| Cr Winter | Cr Wriedt | | |

Carried Unanimously and By Absolute Majority

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 9.07pm

Cr Fox returned at 9.07pm

OPEN SESSION ADJOURNS

OPEN SESSION RESUMES

Open Session of Council resumed at 9.10pm

C353/9-19

MOVED Cr Wriedt
SECONDED Cr Street

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

| Item | Decision |
|-----------------------------------|-----------|
| Confirmation of Minutes | Confirmed |
| Applications for Leave of Absence | Approved |

FOR

| | | | |
|-------------|-----------|------------|-----------|
| Cr Bastone | Cr Fox | Cr Midgley | Cr Street |
| Cr Westwood | Cr Winter | Cr Wriedt | |

Carried Unanimously

CLOSURE

There being no further business, the Chairperson declared the meeting closed at 9.11pm

.....
(Confirmed)

.....
(Date)