

Kingborough



COUNCIL MEETING AGENDA

NOTICE is hereby given that an Ordinary meeting of the
Kingborough Council will be held on
Monday, 27 July 2020 at 5.30pm

Kingborough Councillors 2018 - 2022



Mayor
Councillor Dean Winter



Deputy Mayor
Councillor Jo Westwood



Councillor Sue Bastone



Councillor Gideon Cordover



Councillor Flora Fox



Councillor David Grace



Councillor Amanda Midgley



Councillor Christian Street



Councillor Steve Wass



Councillor Paula Wriedt

QUALIFIED PERSONS

In accordance with Section 65 of the *Local Government Act 1993*, I confirm that the reports contained in Council Meeting Agenda No. 14 to be held on Monday, 27 July 2020 contain advice, information and recommendations given by a person who has the qualifications or experience necessary to give such advice, information or recommendations.



Gary Arnold
GENERAL MANAGER

Tuesday, 21 July 2020

Public Copy

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GUIDELINES FOR PUBLIC QUESTIONS

Section 31 of the *Local Government (Meeting Procedures) Regulations 2015*

Questions from the public may either be submitted to the General Manager in writing or asked verbally at an Ordinary Council meeting. Any question asked must only relate to the activities of Council [Section 31(2)(b)].

This guideline is provided to assist the public with the requirements of Public Question Time as set out in the *Local Government (Meeting Procedures) Regulations 2015* as well as determinations made by Council. You are reminded that the public question forum is designed to accommodate questions only and neither the questions nor answers will be debated.

Questions on Notice

Written questions on notice must be received at least seven (7) days before an Ordinary Council meeting [Section 31(1)] and must be clearly headed 'Question/s on Notice'. The period of 7 days includes Saturdays, Sundays and statutory holidays but does not include the day on which notice is given or the day of the Ordinary Council meeting [Section 31(8)].

Questions Without Notice

The Chairperson of an Ordinary Council meeting must ensure that, if required, at least 15 minutes is made available for public questions without notice [Section 31(3)]. A question without notice must not relate to any matter that is listed on the agenda for that meeting.

A question by any member of the public and an answer to that question is not to be debated at the meeting [Section 31(4)]. If a response to a question cannot be provided at the meeting, the question will be taken on notice and will be included in the following Ordinary Council meeting agenda, or as soon as practicable, together with the response to that question.

There is to be no discussion, preamble or embellishment of any question asked without notice, and the Chairperson may require that a member of the public immediately put the question.

The Chairperson can determine whether a question without notice will not be accepted but must provide reasons for refusing to accept the said question [Section 31 (6)]. The Chairperson may require a question without notice to be put on notice and in writing.

The Chairperson may rule a question inappropriate, and thus inadmissible if in his or her opinion it has already been asked, is unclear, irrelevant, offensive or relates to any matter which would normally be considered in Closed Session. The Chairperson may require that a member of the public immediately put the question.

AGENDA of an Ordinary Meeting of Council
Kingborough Civic Centre, 15 Channel Highway, Kingston
Monday, 27 July 2020 at 5.30pm

1 AUDIO RECORDING

The Chairperson will declare the meeting open, welcome all in attendance and advise that Council meetings are recorded and made publically available on its website. In accordance with Council's policy the Chairperson will request confirmation that the audio recording has commenced.

2 ACKNOWLEDGEMENT OF TRADITIONAL CUSTODIANS

The Chairperson will acknowledge the traditional custodians of this land, pay respects to elders past and present, and acknowledge today's Tasmanian Aboriginal community.

3 ATTENDEES

Councillors:

Mayor Councillor D Winter
Deputy Mayor Councillor J Westwood
Councillor S Bastone
Councillor G Cordover
Councillor F Fox
Councillor D Grace
Councillor A Midgley
Councillor C Street
Councillor S Wass
Councillor P Wriedt

Staff:

4 APOLOGIES

5 CONFIRMATION OF MINUTES

RECOMMENDATION

That the Minutes of the open session of the Council Meeting No.13 held on 13 July 2020 be confirmed as a true record.

6 WORKSHOPS HELD SINCE LAST COUNCIL MEETING

Nil.

7 DECLARATIONS OF INTEREST

In accordance with Regulation 8 of the *Local Government (Meeting Procedures) Regulations 2015* and Council's adopted Code of Conduct, the Mayor requests Councillors to indicate whether they have, or are likely to have, a pecuniary interest (any pecuniary benefits or pecuniary detriment) or conflict of interest in any item on the Agenda.

8 TRANSFER OF AGENDA ITEMS

Are there any items, which the meeting believes, should be transferred from open session to the closed session of this agenda or from closed session to the open session of this agenda, in accordance with the procedures allowed under Section 15 of the *Local Government (Meeting Procedures) Regulations 2015*.

9 QUESTIONS WITHOUT NOTICE FROM THE PUBLIC

10 QUESTIONS ON NOTICE FROM THE PUBLIC

10.1 Skyline Policy

Ms Rosalie Maynard (on behalf of the Blackmans Bay Community Association Inc) and **Ms Leslie Frost** (on behalf of the Howden Progress Association Inc) submitted the following question on notice:

Residents in both Blackmans Bay and Howden have long appreciated and highly valued the Tinderbox Hills bush and the tree-ed skyline it provides, visible from both neighbourhoods, and integral to the visual amenity and ecological values important to both communities.

Both associations are concerned at the potential future loss of the bush and tree-ed skyline, noting the wholesale clearing of vegetation that has already happened during development of lots in the Bluebush subdivision above Blackmans Bay and in other parts of Kingborough (e.g. Spring Farm).

- 1 Does Council have a skyline policy?
- 2 Does Council have a specific planning policy to protect the current bush areas on the Tinderbox peninsula?

Officer's Response:

- 1 There is no 'skyline policy' as such, however the Scenic Landscape Code of the *Kingborough Interim Planning Scheme 2015* restricts vegetation removal within landscape areas that are important for their scenic values. The code applies to specific areas in the municipality that are mapped by the planning scheme as a 'scenic landscape area' or 'scenic landscape corridor'. The provisions within the code aim to reduce the removal or disturbance of bushland to ensure that it does not unreasonably change the scenic landscape values. The code also regulates the impact of buildings, works and removal of exotic vegetation within the mapped scenic landscape areas.
- 2 There is no planning policy as such, however the Scenic Landscape Code of the *Kingborough Interim Planning Scheme 2015* provides protection to the elevated land within the Tinderbox

peninsular, including the land behind the “Bluebush Crescent subdivision”. An extract of the scenic landscape code mapping is provided below.



In addition, all of the current bush areas in Tinderbox are either zoned Environmental Living or Environmental Management that aims to protect biodiversity as well as landscape values.

Adriaan Stander, Strategic Planner

10.2 Council's Environment Fund

Ms Rosalie Maynard (on behalf of the Blackmans Bay Community Association Inc) and **Ms Leslie Frost** (on behalf of the Howden Progress Association Inc) submitted the following question on notice:

The Tasmanian Land Conservancy has been working with the current landholders of approximately 65 ha of land on Tinderbox Hills (property address believed to be 290 Tinderbox Road) and has secured the property but need help to buy it and enable its permanent management.

The TLC describes this as vital habitat which would link existing reserves in the area, build a significant conservation area in a location that is rapidly becoming suburban, as well as providing connectivity to habitat on North Bruny Island for a host of woodland birds, including Swift Parrots.

The Tinderbox Hills environment is regarded as being highly significant to the critically-endangered Forty Spotted Pardalote.

Will Council be contributing money from their Environment Fund in support of the Tasmanian Land Conservancy's bid to purchase this property?

Officer's Response:

The Kingborough Environmental Fund Steering Committee have discussed providing a contribution to the conservation of a new reserve on Tinderbox Hills. The land provides habitat for a number of the threatened species that are being targeted by the Fund. At this point the Committee has not made a decision on the matter.

Liz Quinn, NRM Coordinator

10.3 Alum Cliffs Track

Ms Lindsay Roser submitted the following question on notice:

Is the Council currently considering or intending to consider allowing bikes to use the Alum Cliffs Track?

Officer's Response:

On 27 November 2017 (Minute ref C664/5-17) Council resolved to investigate the potential shared use of the Alum Cliffs Track via a trial to be undertaken in 2018.

At its meeting of 23 April 2018, Council resolved as follows (Minute C2498-18 refers):

That Council rescinds its decision of 27 November 2017 (Minute ref C664/5-17) in relation to an Alum Cliffs shared use trial and takes no further action in relation to additional uses for the track.

This remains Council's position in relation to this matter.

Daniel Smee, Executive Manager Governance & Community Services

11 QUESTIONS WITHOUT NOTICE FROM COUNCILLORS

12 QUESTIONS ON NOTICE FROM COUNCILLORS

12.1 Withdrawal of Reports from a Council Agenda

At the Council meeting on 13 July 2020, **Cr Street** asked the following question without notice to the General Manager, with a response that the question would be taken on notice:

Are you able to make enquiries of the Local Government Division as to whether the process by which reports, particularly planning reports, are withdrawn from Council Agendas is usual?

Officer's Response:

Advice was sought from the Local Government Division regarding Council's long held practice of agreeing to a written request from the applicant to withdraw a report that is on the Council meeting agenda. The Local Government Division researched the matter and made enquiries with the Planning Policy Unit in the Department of Justice and has confirmed as follows:

- the *Local Government (Building and Miscellaneous Provisions) Act 1993* is silent on the matter.
- the *Local Government (Meeting Procedures) Regulations 2015* is silent on the matter.
- our approach is considered usual practice and is reasonable under the circumstances.

Gary Arnold, General Manager

12.2 Weed Control

At the Council meeting on 13 July 2020, **Cr Cordover** asked the following question without notice to the General Manager, with a response that the question would be taken on notice:

- 1 *Has Kingborough gained additional learnings from other municipalities such as Hobart City Council with alternative method trials, such as non-chemical interventions?*
- 2 *Will Council be considering a phase out of the use of Glyphosate or minimising the use of it like in Byron Shire Council?*

Officer's Response:

- 1 Kingborough council staff are networking with other council both in Tasmania and interstate as well as other agencies regarding alternatives to weed management across the municipality. The knowledge sharing has given us some good information to base our best practises solutions on.
- 2 A comprehensive scientific assessment by expert scientists at the APVMA recently concluded that glyphosate products are safe to use, provided they are used in accordance with the label instructions. Whilst the product remains safe to use in Tasmania and is still considered to be the most cost effective and safest way to control weeds, council will not be phasing out the use of Glyphosate. Kingborough Council staff are always looking at trying to minimise the use of herbicides. Council's specialist weeds officers most frequently use a selective herbicide (rather than a glyphosate product) to spot spray particular weeds (for example boneseed or gorse). These selective herbicides will be site specific (mostly used in bushland reserves) and registered for use on the target weed.

Darren Johnson, Manager Works

OPEN SESSION ADJOURNS

PLANNING AUTHORITY IN SESSION

Planning Authority commences at

13 OFFICERS REPORTS TO PLANNING AUTHORITY

13.1 PSA-2020-2 - AMENDMENT TO THE KINGBOROUGH INTERIM PLANNING SCHEME 2015 TO FORMALLY INCORPORATE SUPPLEMENTARY DOCUMENTS

File Number: PSA-2020-2

Author: Adriaan Stander, Strategic Planner

Authoriser: Tasha Tyler-Moore, Manager Development Services

Application Number:	PSA-2020-2
Purpose:	The purpose of this report is to consider any representations that have been received following the public exhibition of draft amendment to the <i>Kingborough Interim Planning Scheme 2015</i> (KIPS2015) to formally incorporate supplementary documents.
Representations:	One presentation was received from TasWater indicating no objection to the proposal.
Recommendation:	That Council notes the representation received from TasWater and forward a copy of this report to the Tasmanian Planning Commission.

1. INTRODUCTION

- 1.1 At its meeting of 9 June 2020, Council considered a proposal to amend the *Kingborough Interim Planning Scheme 2015* (KIPS2015) to formally incorporate a list of supplementary documents in Appendix 1 of KIPS2015. The intent of the amendment is also to update and correct reference to these supplementary documents throughout the text of the planning scheme.
- 1.2 Council resolved to initiate the planning scheme amendment and a copy of the certified draft amendment (see Attachment 1) was forwarded to the Tasmanian Planning Commission.
- 1.3 The draft amendment was placed on public exhibition for 28 days from 17 June 2020 to 15 July 2020.
- 1.4 One presentation was received from TasWater indicating no objection to the proposal.

2. BACKGROUND

- 2.1 In 2010, the Tasmanian Parliament approved legislative amendments to the *Land Use Planning and Approvals Act 1993* to implement the then Government's regional land use planning strategy and interim planning scheme reform.
- 2.2 In the southern region, the twelve councils, including Kingborough, prepared the *Southern Tasmania Regional Land Use Strategy 2010-2035* which was approved and

gazetted by the Minister for Planning and Local Government in October 2011 and modified in 2013.

- 2.3 Each interim planning scheme had to be consistent with the regional land use strategy and it had to be written in the same style as all planning schemes being prepared in the State, in accordance with the Planning Scheme Template for Tasmania.
- 2.4 To meet the requirements of the Act, Council translated the land use and development policies in the former *Kingborough Planning Scheme 2000* to the draft interim planning scheme. Deviations from this translation were only possible if required by the regional strategy or to achieve greater regional and statewide consistency.
- 2.5 The KIPS2015 was declared by the Minister for Planning and Local Government on 1 July 2015 and took effect on the same day, replacing the former *Kingborough Planning Scheme 2000*.
- 2.6 The planning scheme currently references several external documents that are relied upon to make planning decisions. These documents were used in the previous planning scheme and were carried across to KIPS2015. Unfortunately, some of these documents were not listed in the incorporated documents section of the planning scheme, which is effectively a translation error.
- 2.7 None of the documents that are proposed to be incorporated are new. Some of them have been updated with newer versions.
- 2.8 The documents that are proposed to be incorporated have been subject to public consultation and have been endorsed by Council.
- 2.9 A number of Tribunal and Planning Commission decisions on development applications and 43A applications have referenced documents that are proposed to be formally incorporated into KIPS2015.
- 2.10 Council officers have been in correspondence with the Department of Justice's Planning Policy Unit and the Tasmanian Planning Commission regarding this matter and it has been recommended that a planning scheme amendment would be required to fix the translation error.
- 2.11 It appears that similar translation errors exist in other southern interim planning schemes. However, correcting errors in other interim schemes is beyond the jurisdiction of a single Council. Therefore, this amendment only seeks to resolve the errors within KIPS2015

Purpose of incorporated documents

- 2.12 Planning schemes should be transparent and complete in terms of policies and provisions that are relied upon to make decisions about planning matters.
- 2.13 Studies, strategies, guidelines and policies that inform a planning scheme, guide decision making or affect the operation of the planning scheme should be part of the scheme in some form. This can be achieved by incorporating documents into the planning scheme.
- 2.14 Any decision to incorporate a document into the planning scheme should be based on the role the document plays in decision making and the way in which the document will be used or relied upon.
- 2.15 Any specific planning requirements that originate in external documents should ideally be incorporated into the planning scheme.

- 2.16 One of the benefits of incorporating documents into a planning scheme is that they carry the same weight as other parts of the scheme. Being part of the planning scheme, the planning authority can only change an incorporated document by a planning scheme amendment.
- 2.17 Not all types of documents referred to in the planning scheme need to be formally incorporated. For example, the Building Code of Australia and the Australian Standards have their own statutory standing.
- 2.18 The proposed amendment is not to introduce new development standards, but rather to correct a translation error, i.e. to include a list of documents in Appendix 1 of KIPS2015 that formed part of the previous planning scheme and that are still being used today and ensuring these documents are correctly referenced throughout the text in the planning scheme

3. PROPOSED AMENDMENT

- 3.1 The proposal seeks to formally incorporate the following documents in the KIPS2015.

Document title	Description /Purpose	Relevant clause in KIPS2015
Southern Tasmania Regional Land Use Strategy 2010-2035, as amended, Feb 2020	<p>The <i>Southern Tasmania Regional Land Use Strategy 2010-2035</i> (STRLUS) is a broad policy document that facilitates and manages change, growth, and development within Southern Tasmania over the next 25 years.</p> <p>The Southern Tasmania Regional Land Use Strategy 2010-2035 can be viewed at https://planningreform.tas.gov.au/_data/assets/pdf_file/0009/559791/Southern-Tasmania-Regional-Land-Use-Strategy-2010-2035-Effective-19-February-2020.PDF</p>	Clauses 2.2.3; 2.2.4; 3.0.1 (a) &(c); 3.03 (b) & (c);4.1; and 32.1.1.3
Kingborough Council Roads, Parking and Stormwater By-Law, By-Law 4, August 2011	<p>Provides guidance in relation to outdoor dining facilities, signboards, roadside vendors and stalls in the Kingborough municipal area.</p> <p>The Kingborough Council Roads, Parking and Stormwater By-Law, By-Law 4 can be viewed at https://planningreform.tas.gov.au/_data/assets/pdf_file/0009/559791/Southern-Tasmania-Regional-Land-Use-Strategy-2010-2035-Effective-19-February-2020.PDF</p>	Clauses 5.11.1; E17.3 and Table E17.1
Kingborough Public Open Space Contribution Policy, Policy 6.3, May 2019	<p>Provides guidance to the application of monetary contributions in lieu of providing open space.</p> <p>The Kingborough Public Open Space Contribution Policy, Policy 6 can be viewed on Council's website.</p>	Clauses 10.6.3 P1 (h); 11.5.3 P1 (h); 12.5.3 P2; 13.5.3 P2; 13.5.3 P2; 14.5.4 P2; 15.5.1 P6; 16.5.3 (h); 17.5.1 P3 (h); 18.5.1 (h); 20.5.1 P6; 21.5.1 P6; 22.5.1 P6; 23.5.1 P6; 24.5.1 P6; and 31.5.1 P6

Document title	Description /Purpose	Relevant clause in KIPS2015
Kingborough Biodiversity Offset Policy 6.10, November 2016	Provides a mechanism to mitigate and compensate for the loss of biodiversity values where it has been established that all opportunities to avoid and mitigate impacts have been exhausted and the impacts will not significantly affect the conservation status of biodiversity value(s). The Kingborough Biodiversity Offset Policy 6.10 can be viewed on Council's website .	Clauses E10.7.1 P1 b iv; E10.7.1P1(c)(v); E10.8.1 P1(b)(iv) and E10.8.1 P1(c)(v)
Guidelines for the Use of Biodiversity Offsets in the Local Planning Approval Process, Southern Tasmanian Councils Authority, April 2013	Provides a tool which assists planning and natural resource management officers across the twelve Southern Tasmanian Councils in negotiating biodiversity offsets when they are identified as appropriate and desirable, within the specific functions and powers of Councils as local Planning Authorities. The Guidelines for the Use of Biodiversity Offsets in the Local Planning Approval Process can be viewed on Council's website .	Clauses E10.7.1 P1 (b) (iv); E10.7.1P1(c)(v); E10.8.1 P1(b)(iv) and E10.8.1 P1(c)(v)
Tasmanian Noise Measurement Procedures Manual, second edition, July 2008	Provides standard noise measurement requirements and procedures. The Tasmanian Noise Measurement Procedures Manual can be viewed at https://epa.tas.gov.au/documents/noise_measurement_procedures_manual_2008.pdf	Clauses 10.3.1 A2 (c); 11.3.1 A2 (c); 15.3.1 A2 (c); 16.3.1 A2 (c); 17.3.2 A1 (c); 18.3.2 A1 (c); 19.3.2 A1 (c); 21.3.2 A1(c); 22.3.2 A1 9 (c); 23.3.2 A1 (c); 24.3.2 A1 (c); 28.3.2 A1(c); 31.3.2 A1(c); E8.8.1 A2 (b)(iii) (a); and F3.6.4 A3 (c)
Tasmanian Coastal Works Manual (DPIPWE, December 2010)	Provide guidance to soil and water management for building and construction sites. The Tasmanian Coastal Works Manual can be viewed at https://dipwe.tas.gov.au/conservation/coastal-management/managing-the-coast/tasmanian-coastal-works-manual	Clause E11.3.R1
Wetlands and Waterways Works Manual (DPIPWE, 2003)	Provides guidelines for works in proximity of wetland and waterways. The Wetlands and Waterways Works Manual can be viewed at https://dipwe.tas.gov.au/conservation/flora-of-tasmania/tasmanias-wetlands/wetlands-waterways-works-manual	Clause E11.3.R1

- 3.2 The intent is to list these documents in Appendix 1 of the planning scheme.
- 3.3 The proposal is also to update the reference to these documents in the planning scheme text to include the full, correct and current title and date of the documents.

4. PLANNING ASSESSMENT

- 4.1 Council's agenda report of 9 June 2020 provides a detailed assessment of the proposed amendment.
- 4.2 The assessment concluded that the proposal meets the assessment criteria provided under Section 32(1) of the former provisions of LUPAA and that the proposal is consistent with the objectives of Schedule 1 of the *Land Use Planning and Approvals Act 1993*. The proposal is also consistent with the outcomes of the relevant State Policies.
- 4.3 The proposed planning scheme amendment was supported and initiated by Council at its meeting of 9 June 2020 for the reasons outlined the agenda report.

5. STATUTORY REQUIREMENTS

- 5.1 Section 39(2) of the former provisions of LUPAA requires a planning authority, within 35 days after the public exhibition period has closed, to forward the Commission a report containing:
 - (a) *a copy of each representation received by the authority in relation to the draft amendment or, where it has received no such representation, a statement to that effect; and*
 - (b) *a statement of its opinion as to the merit of each such representation, including its views as to—*
 - (i) *the need for modification of the draft amendment in the light of that representation; and*
 - (ii) *the impact of that representation on the draft amendment as a whole; and*
 - (c) *such recommendations in relation to the draft amendment as the authority considers necessary.*
- 5.2 The purpose of this reports is to consider the issues raised by the representations as per Section 39(2) of the LUPPAA and also to make recommendations in relation to the draft amendment.

6. PUBLIC CONSULTATION

- 6.1 The draft amendment and associated development application were placed on public exhibition in accordance with Section 38 of the former provisions of LUPAA.
- 6.2 The draft amendment was exhibited for 28 days in accordance with the statutory requirements between 17 June 2020 and 15 July 2020.
- 6.3 The exhibition/notification process included:
 - advertisement in The Mercury on 17 June 2020 and 20 June 2020.
 - exhibition in Council's administrative building;
 - exhibition on Council's website;
 - referral to TasWater.

- 6.4 One representation was received from TasWater during the exhibition period (see Attachment 2). TasWater indicated no objection to the proposal and does not require to be notified of nor attend any subsequent hearings at the Tasmanian Planning Commission.

7. FINANCE

- 7.1 The planning scheme amendment itself does not have any current or future financial implications for Council.

8. CRITICAL DATES / TIME FRAMES

- 8.1 Council has 35 days from the close of the notification period (15 July 2020) to forward its report to the Tasmanian Planning Commission, unless the Commission grants an extension of time if requested.
- 8.2 The Commission must complete its consideration and decision process within three months of receiving Council's report on the representations, unless an extension of time has been agreed by the Minister. No extension is required.
- 8.3 If the Commission approves the amendment, the amendment takes effect seven days after being signed by the Commission, unless a date is specified.

9. RECOMMENDATION

That:

- a) Council notes the representation received from TasWater.
- b) Pursuant to section 39(2)(a) of the former provisions of the *Land Use Planning and Approvals Act 1993*, Council forward a copy of this report to the Tasmanian Planning Commission.

ATTACHMENTS

1. Draft Amendment to Kingborough Interim Planning Scheme 2015 - PSA-2020-2
2. Submission from TasWater - PSA-2020-2



Kingborough Interim Planning Scheme 2015

PSA-2020-2

The Kingborough Interim Planning Scheme 2015 is amended as follows:

1. Include the following incorporated documents in *Appendix 1 – Reference and Incorporated Documents*.

Document Title	Description	Date
Southern Tasmania Regional Land Use Strategy 2010-2035	Prepared by the Southern Tasmanian Councils Authority.	As amended Feb, 2020
Kingborough Council Roads, Parking and Stormwater By-Law, By-Law 4	Prepared by Kingborough Council	August, 2011
Kingborough Public Open Space Contribution Policy, Policy 6.3	Prepared by Kingborough Council	May, 2019
Kingborough Biodiversity Offset Policy 6.10	Prepared by Kingborough Council	November, 2016
Guidelines for the Use of Biodiversity Offsets in the Local Planning Approval Process	Prepared by Southern Tasmanian Councils Authority	April, 2013
Tasmanian Noise Measurement Procedures Manual, second edition.	Prepared by the Department of Environment, Park Heritage and the Arts	July, 2008



Draft amendment
KIN-PSA-2020-2

Tasmanian Coastal Works Manual	Prepared by the Department of Primary Industries, Park, Water and Environment	December, 2010
Wetlands and Waterways Works Manual	Prepared by the Department of Primary Industries, Park, Water and Environment	December, 2003

2. Amend the reference to the following incorporated documents in the text of the planning scheme.

Relevant clause in KIPS2015 to be amended	Amend text reference to the following documents
Clauses 2.2.3; 2.2.4; 3.0.1 (a) &(c); 3.03 (b) & (c); 4.1; and 32.1.1.3	Southern Tasmania Regional Land Use Strategy 2010-2035, as amended, Feb 2020
Clauses 5.11.1; E17.3 and Table E17.1	Kingborough Council Roads, Parking and Stormwater By-Law, By-Law 4, August 2011
Clauses 10.6.3 P1 (h); 11.5.3 P1 (h); 12.5.3 P2; 13.5.3 P2; 13.5.3 P2; 14.5.4 P2; 15.5.1 P6; 16.5.3 (h); 17.5.1 P3 (h); 18.5.1 (h); 20.5.1 P6; 21.5.1 P6; 22.5.1 P6; 23.5.1 P6; 24.5.1 P6; and 31.5.1 P6	Kingborough Public Open Space Contribution Policy, Policy 6.3, May 2019
Clauses E10.7.1 P1 b iv; E10.7.1P1(c)(v); E10.8.1 P1(b)(iv) and E10.8.1 P1(c)(v)	Kingborough Biodiversity Offset Policy 6.1, November 2016
Clauses E10.7.1 P1 (b) (iv); E10.7.1P1(c)(v); E10.8.1 P1(b)(iv) and E10.8.1 P1(c)(v)	Guidelines for the Use of Biodiversity Offsets in the Local Planning Approval Process, Southern Tasmanian Councils Authority, April 2013



Draft amendment
KIN-PSA-2020-2

Clauses 10.3.1 A2 (c); 11.3.1 A2 (c); 15.3.1 A2 (c); 16.3.1 A2 (c); 17.3.2 A1 (c); 18.3.2 A1 (c); 19.3.2 A1 (c); 21.3.2 A1(c); 22.3.2 A1 9 (c); 23.3.2 A1 (c); 24.3.2 A1 (c); 28.3.2 A1(c); 31.3.2 A1(c); E8.8.1 A2 (b)(iii) (a); and F3.6.4 A3 (c)	Tasmanian Noise Measurement Procedures Manual, second edition, July 2008
Clause E11.3.R1	Tasmanian Coastal Works Manual (DPIPWE, December 2010)
Clause E11.3.R1	Wetlands and Waterways Works Manual (DPIPWE, 2003)

The Common Seal of the Kingborough Council is affixed hereto, pursuant to the Council's resolution on 9 May 2020, in the presence of: June

[Signature]

Councillor



[Signature]


General Manager

9/06/2020

Date



Submission to Planning Authority Notice

Council Planning Permit No.	PSA-2020-2		Council notice date	25/06/2020
TasWater details				
TasWater Reference No.	TWDA 2020/00887-KIN		Date of response	03/07/2020
TasWater Contact	Sam Bryant	Phone No.	0474 933 294	
Response issued to				
Council name	KINGBOROUGH COUNCIL			
Contact details	kc@kingborough.tas.gov.au			
Development details				
Address	15 CHANNEL HWY, KINGSTON	Property ID (PID)	5730184	
Description of development	Formally Incorporate a list of Supplementary Documents in the Kingborough Interim Planning Scheme 2015			
Schedule of drawings/documents				
Prepared by	Drawing/document No.	Revision No.	Date of Issue	
Kingborough Council	Kingborough Interim Planning Scheme 2015 PSA 2020-2	--	09/06/2020	
Conditions				
<p>SUBMISSION TO PLANNING AUTHORITY NOTICE OF DRAFT AMENDMENT TO PLANNING SCHEME REFERRAL</p> <p>Pursuant to the <i>Water and Sewerage Industry Act 2008 (TAS)</i> Section 56S(2) TasWater makes the following submission(s):</p> <ol style="list-style-type: none"> 1. TasWater does not object and has no formal comments for the Tasmanian Planning Commission in relation to this matter and does not require to be notified of nor attend any subsequent hearings. 				
Advice				
Nil				
Declaration				
The drawings/documents and conditions stated above constitute TasWater's Submission to Planning Authority Notice.				
<p>Authorised by</p>  <p>Jason Taylor Development Assessment Manager</p>				
TasWater Contact Details				



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

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13.2 DA-2020-134 - DEVELOPMENT APPLICATION FOR NEW MANUFACTURING WORKSHOP, OFFICE, CARPARKING, SHOWROOM AND LANDSCAPING AT 1686 CHANNEL HIGHWAY, MARGATE

File Number: DA 2020-134
Author: Vicky Shilvock, Planning Officer
Authoriser: Tasha Tyler-Moore, Manager Development Services

Applicant:	Mr G Corney
Owner:	Mr C G Young and Mr A D Pafitis
Subject Site:	1686 Channel Highway, Margate (CT141725/1)
Proposal:	New manufacturing workshop, office, carparking, showroom and landscaping
Planning Scheme:	Kingborough Interim Planning Scheme 2015
Zoning:	Local Business
Codes:	E6.0 Parking and Access E7.0 Stormwater Management E24.0 Significant Trees
Use Class/Category:	'Manufacturing and processing' and 'General retail and hire'
Discretions:	Clause 9.1 Changes to existing non-conforming use Clause 20.4.2 Setback Clause 20.4.8 Environmental Values Clause E6.6.4 Number of Bicycle Parking Spaces Clause E6.7.7 Lighting of Parking Areas Clause E6.7.10 Design of bicycle parking facilities Clause E6.7.12 Siting of carparking Clause E24.6.1 Significant Tree
Public Notification:	Public advertising was undertaken between 13 June 2020 and 26 June 2020 in accordance with section 57 of the <i>Land Use Planning and Approvals Act 1993</i>
Representations:	One (1)
Recommendation:	Refusal

1. PROPOSAL

1.1 Description of Proposal

The proposal is for the demolition of the existing buildings and the construction of a new building to be used for a commercial joinery workshop. The building includes a public showroom, offices, staff amenities, manufacturing workshop, carparking spaces for 12 vehicles and a new crossover access onto the Channel Highway. The site contains two strata titles and a portion of common property. The proposed development straddles both strata lots and the common property.

The proposed building will be located on the northern side of the site with car parking provided forward of the building and to the south of the building. The applicant has not indicated what would occur on the site where the existing building that is to be

demolished currently stands. The applicant proposes to retain the existing building up until a time that the new building can be occupied, to minimise loss of operation time of the business.

The new building will have a maximum height of 7.2m with a 5m setback from Channel Highway, a 3.1m setback from the northern (side) boundary, and, a 3.1m setback from the western (rear) boundary. The building has an overall floor area of 618m² and the upper level, where the offices, boardroom, toilet, waiting area and balcony are located, has a floor area of 186m². The ground level includes the joinery showroom and reception, the manufacturing workshop, and at the rear the staff lunchroom and amenities.

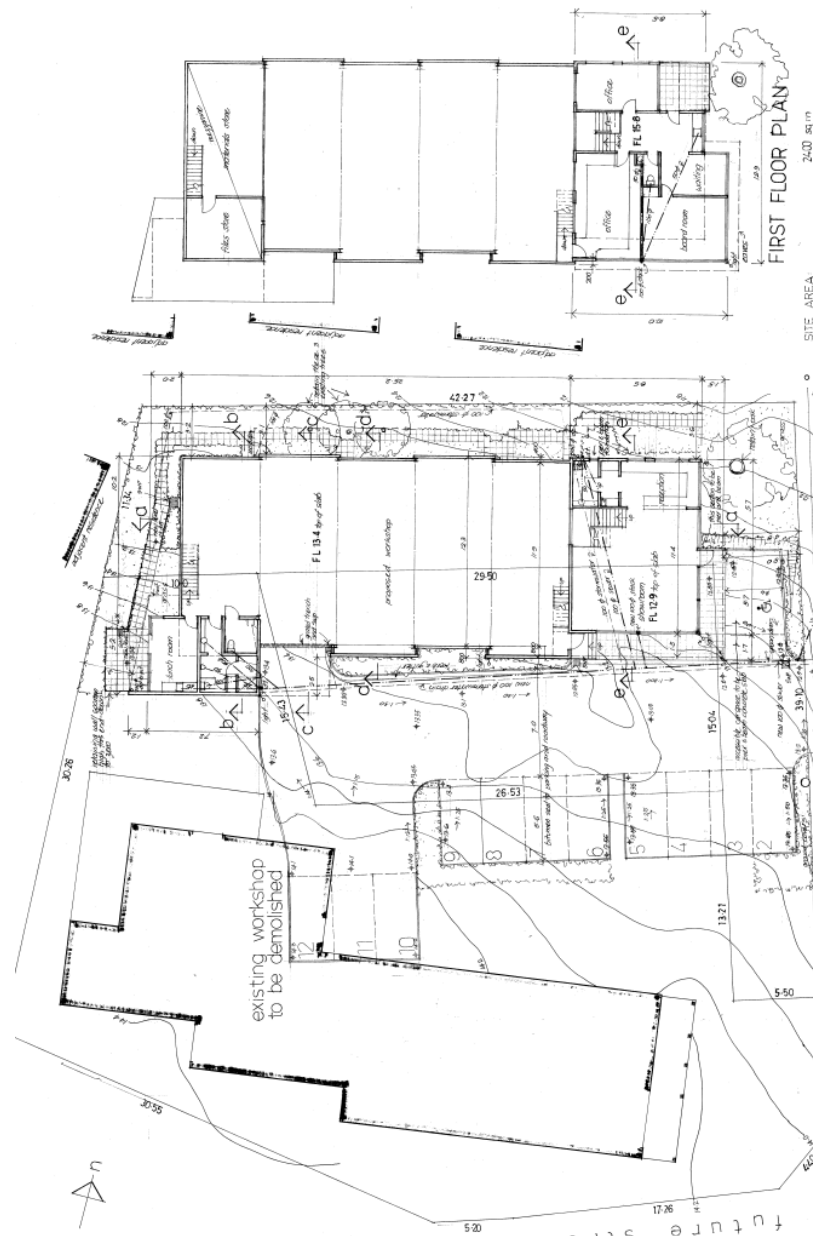


Image 1: Plan showing proposal, with the existing building also shown

The upper level at the front cantilevers over the lower level, but generally the proposal is square in form, in that it has walls with no recession on the upper levels and a flat roof. The front façade (see Image 2) and part of the southern elevation (limited to the showroom and office area) has large areas of glazing. The northern façade includes smaller windows and the balcony of the upper level. The remainder of the building will be tilt slab (concrete panelling).

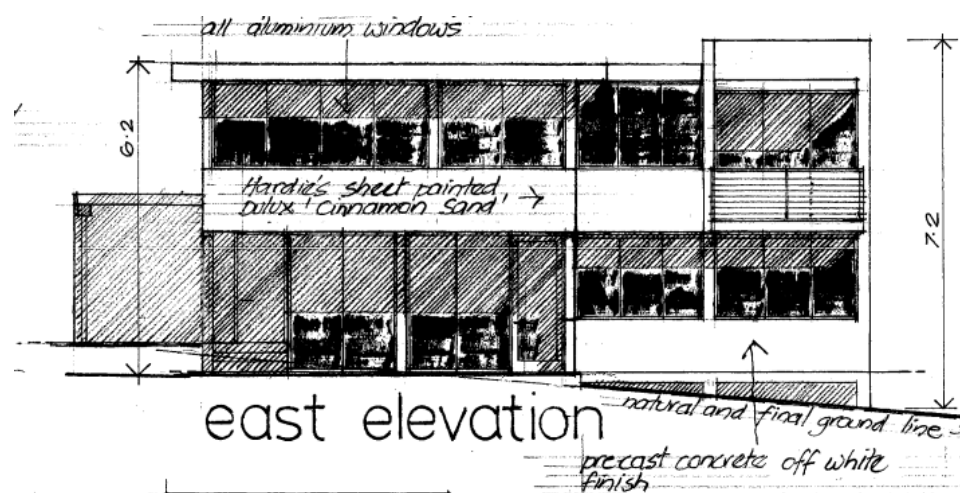


Image 2: The proposal from the eastern elevation (facing Channel Highway)



Image 3: Proposed exterior finishes North and West (top) South and East (bottom)

The proposal includes the construction of hard and soft landscaping associated with the proposed building, removal of a number of trees including a high conservation Eucalyptus tree at the rear of the lot. The Pin Oak at the front of the site, which is a listed 'Significant Tree', will be retained however the building encroaches within the tree protection zone and some limbs will require lopping or removal.



Image 4: Plan showing the site in red, the strata boundaries in black and indication of Pin Oak to be retained and High Conservation Eucalyptus to be removed.

1.2 Description of Site

The subject site is 2400m² in area and is strata titled, consisting of two strata lots and common property - Lot 1 422m², Lot 2 1339m² and 639m² of common property. The two strata lots are in different ownership and can be sold or developed in their own right. As the proposal straddles the strata titles, any approval would require an amendment to the strata titles to ensure that the building is contained within a single lot.

The site has a 40m frontage onto Channel Highway and is located at the gateway of the Margate township, when entering from the north. Given the topography of the area and road alignment, the site is prominent from the public realm. The applicable zoning is Local Business.

The site contains an existing building occupied by Channel Constructions which operates a commercial joinery manufacturing business. The buildings are located within the southern part of the site with a street setback of approximately 12m and an overall height less than 4m. Informal parking is provided to the north of the building. Until recently, there was a dwelling located on the site, however it has been demolished.



Image 5: Subject site and existing building (taken from Google Streetview)

The site contains native Eucalypt tree species and an associated remnant residential garden to the west. A Pin Oak is located on the front corner of the lot and is listed as a Significant Tree under Code E24.0 of the Scheme.



Image 6: Aerial photo of subject site

1.3 Description of the surrounds

Margate is a regional town 9km south of Kingston with retail offerings primarily located along land either side of the Channel Highway. Retail includes a pharmacy, Post Office, Tavern, Medical Centre, childcare, hairdressing, glazing business, real estate agents as well as takeaway and sit-down food outlets and commercial equipment sales and hire. There is a mix of building types and ages, however generally they are small in scale and setback from side and front boundaries.

Abutting the site to the north and west is the residential development 'Brookside Villas' which is a strata village containing 36 residential dwellings, the site is accordingly zoned General Residential.

With the exception of the reserved roadway abutting the site to the south, the adjoining land and the land opposite the site is zoned Local Business. See Image 7.

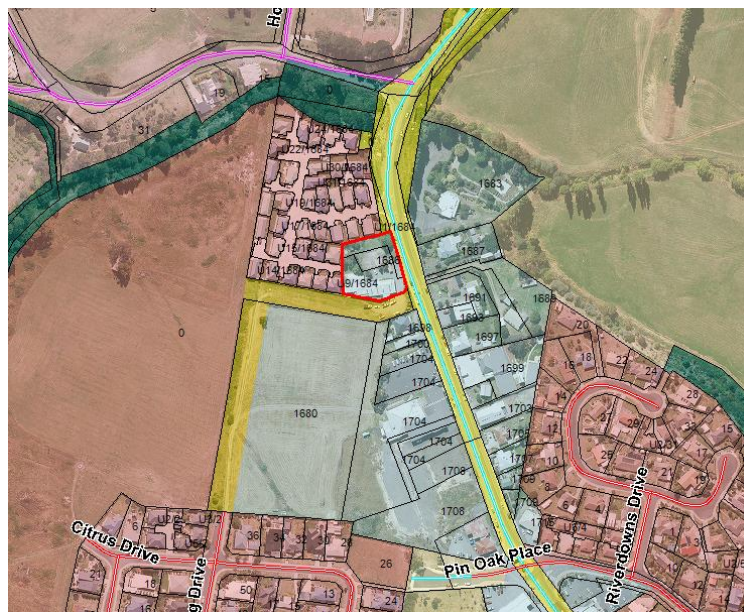


Image 7: The subject site (red outline).
General Residential shown in dark pink. Local Business Zone shown in light blue.

1.4 Background

The subject site originally contained two buildings; a weatherboard dwelling and a timber shed that is purported to have originally been an apple packing shed, however over the past 20 years there has been a variety of uses, as described below.

The apple packing shed operated as a craft shop for several years and in 1996 approval was given for an extension to the rear of the shop under DA 096323 for continued use as a florist and craft shop. See Image 7.

In 2000 Council approved the development of tearooms/restaurant and a further extension to the craft shop (DA-2000-19). In 2006 Council approved a partial change of use to the café to enable patrons to BYO alcohol (DA-2006-404).

From 2007 until 2008 the building remained vacant.

In February 2008 an application was submitted (under the previous Planning Scheme) for a change of use from craft shop to a commercial joinery workshop (DA-2008-76) which involved retro fitting the building to enable manufacturing activities, a small office and showroom. The proposed development had both commercial and industrial

components. The subject site was zoned Business and Civic and assessment of the application for development in the Industrial Use Class was made under the *Kingborough Planning Scheme 2000*.

Channel Constructions has operated from the premises since 2008, during that time there have been some changes to the exterior fabric of the building and on occasions additional storage through the provision of shipping containers on site.

In October 2019 the aforementioned weatherboard dwelling burnt down and the site was cleared.

In 2003 Council approval was given for the strata of a 2400m² lot into two lots under the STR-2003-10 containing a dwelling (Lot 1) and apple packing shed (Lot 2).

When the *Kingborough Interim Planning Scheme 2015* came into effect, the zoning was transitioned from 'Business and Civic' to 'Local Business'. Consequently, the use classification of the joinery business, being 'manufacturing and processing' became prohibited. With the change to the Planning Scheme any non-conforming use is permitted to continue (provided it was legal under the previous scheme, which this was), however there are limitations on extending or intensifying non-conforming uses. The provisions of the scheme around non-conforming uses is explained in more detail later in this report.

2. ASSESSMENT

2.1 State Policies and Act Objectives

The provisions of the Planning Scheme, including the zone and code overlays derive from the State Policies; the approval of the Scheme by the Planning Minister is on the basis that it is compliant with those policies. On that basis, a separate assessment against those policies is not required.

The proposal is inconsistent with the objectives of Schedule 1 of the *Land Use Planning and Approvals Act 1993* as it conflicts with the purpose of the Local Business Zone; does not meet the requirements for Clause 9.1 'Changes to existing non-conforming use'; and, fails to satisfy the performance criteria for a number of the development standards of the *Kingborough Interim Planning Scheme 2015*. Further discussion of each is provided below.

The objectives of the Local Business Zone and assessment against Clause 9.1 are discussed in more detail in the next section.

2.2 Strategic Planning

Strategic Planning reflects the complex and continuous process of city change. It aligns development with its environment, setting and context for meeting goals and providing a framework and direction to a council's desired future. As an example, it aims to promote activity centres, such as Margate, and avoid inappropriate land uses that may detract from that. Cities and towns often go through a period of change to achieve the longer term objectives. As an example, Hobart city historically had a lot of industrial uses in its centre (and some still remain) that if allowed to remain or continue to expand would limit the city's potential to grow in suitable uses and businesses expected of a capital city. If not altered, it can fragment a business area. The importance of non-city based uses (such as manufacturing, industry, panel beating, sawmill etc) is recognised and appropriately catered for in designated areas, such as industrial estates. As an example, industrial estates are typically located out of a city centre and away from areas with sensitive uses, such as residential, near a school or hospital.

An industrial estate would typically be located in an area with good access to main roads and have a road network to cater for larger vehicles. Multiple industrial uses together can strengthen those uses and improve their viability. Margate has a dedicated industrial area located near Gemalla Road 2km south of the central business precinct.

The subject site is wholly contained within the Local Business zone (applicable zone of the subject application). Both the Act objectives and Clause 9.1 require consideration of the purpose of the zone when assessing an application.

The **zone purpose statements for the Local Business zone** are:

- 20.1.1.1 *To provide for business, professional and retail services which meet the convenience needs of a local area.*
- 20.1.1.2 *To ensure that facilities are accessible by public transport and by walking and cycling.*
- 20.1.1.3 *To allow for small scale dining and entertainment activities at night provided that residential amenity of adjoining residential zoned land is protected.*
- 20.1.1.4 *To encourage residential use provided that it supports the viability of the activity centres and an active street frontage is maintained.*
- 20.1.1.5 *To ensure that building design and use is compatible with surrounding development and use, particularly on land in residential zones.*
- 20.1.1.6 *To allow for small shopping centres that might include a supermarket and specialty shops.*
- 20.1.1.7 *To allow for limited office based employment provided that it supports the viability of the activity centre and maintains an active street frontage.*
- 20.1.1.8 *To allow for dining and entertainment activities at night within food premises or local hotel.*

With particular reference to the listed purposes above, by allowing the use of the land zoned Local Business for a use that would ordinarily be prohibited means that there is a loss and limitation for the Margate business area to achieve its potential (effectively it is a loss of suitably zoned land).

The occupation of the site with a use that is otherwise prohibited within the restricted business strip limits the ability for the area to grow suitable businesses that meet the convenience needs of the community; allow businesses to occur within the area where there is public transport available and in walkable distance to other commercial uses (promoting the activity centre as a good destination to meet the needs of the community), as listed in the purpose statements.

The proposal inappropriately occupies land that could be used for activation uses such as dining and entertainment. Furthermore, it introduces built form of a scale that is inconsistent with the area and dominates the streetscape with its high precast panels.

Whilst it is acknowledged that the business already exists, the purpose built redevelopment intensifies its use and prolongs its likeliness of staying in situ which is contrary to the scheme, the Southern Regional Land Use Strategy and the Kingborough Land Use Strategy, which has been adopted by Council.

Clause 20.1.2 – Local Area Objectives and Desired Future Character Statements

The Scheme details separate Local Area Objectives and Desired Future Character Statements for the main towns in the municipal area. The following Local Area Objectives and Desired Future Character Statements are relevant to the assessment of this application.

Local Area Objectives	Implementation Strategy
(a) Margate is to provide a range of retail and community services that effectively fulfil its function within the regional activity centre hierarchy.	(a) The Margate main street is to be redeveloped in order to provide improved shopping services, access and parking, community facilities and an appealing general appearance.

The proposal does not comply with the above-mentioned statements and objectives as the proposal is not exclusively a retail or community service. The Implementation Strategy states that Margate's main street is to be redeveloped to improve retail offerings and community facilities. The proposed intensification of the site incorporating a new manufacturing workshop is not considered to be in keeping with the intent of the Local Area Objectives.

Desired Future Character Statements	Implementation Strategy
(a) Margate's central business area should be further developed in a manner that provides for improved public amenity, convenience, functionality, safety and social or recreational opportunities.	(a) Key site redevelopments and main street improvements are required to improve the streetscape, pedestrian movement, traffic management and the standard of private development.

The proposal is contrary to the Statement of Desired Future Character in that the development does not propose to further develop Margate's central business area through improved public amenity, convenience, functionality, safety and social or recreational opportunities. While the development will include the construction of a new building in the town and off-street parking for workers and customers will be provided for, it does not contribute to the intent of key site redevelopment or improvement to the streetscape given that the use being undertaken within the building is a manufacturing workshop.

2.3 Statutory Planning

The use is categorised as both 'general retail and hire' and 'manufacturing and processing' under the Scheme. 'General retail and hire' is a permitted use within the zone, however, 'manufacturing and processing' is a prohibited use in the Local Business Zone. Therefore, the application is relying on Part C Clause 9.1 'Existing non-conforming use' of the Scheme to comply with the Scheme provisions.

Council's assessment of this proposal should also consider the issues raised in the representations, the outcomes of any relevant State Policies and the objectives of Schedule 1 of the *Land Use Planning and Approvals Act 1993*.

2.3.1 Clause 9.1 Changes to existing non-conforming use

The relevant planning instrument is the *Kingborough Interim Planning Scheme 2015* (the Scheme). The property is located in the Local Business Zone. The proposed development falls within the definition of 'manufacturing and processing'. This is a use which is not listed separately within Table 20.2 of the Scheme and as such it is a prohibited use in this zone. As the existing use is

lawfully existing (ie is operating under a permit approved under a previous planning scheme), it is considered to be an existing non-conforming use to which the provisions of Part C, Clause 9.1 of the Scheme applies. Clause 9.1 of the Scheme is as follows:

9.1.1 – Notwithstanding any other provision in this planning scheme, whether specific or general, the planning authority may at its discretion, approve an application:

- (a) to bring an existing use of land that does not conform to the scheme into conformity, or greater conformity, with the scheme; or*
- (b) to extend or transfer a non-conforming use and any associated development, from one part of a site to another part of that site; or***
- (c) for a minor development to a non-conforming use,*

where there is –

- (a) no detrimental impact on adjoining uses; or*
- (b) the amenity of the locality; and*
- (c) no substantial intensification of the use of any land, building or work.*

In exercising its discretion, the planning authority may have regard to the purpose and provisions of the zone and any applicable codes.

The applicant is seeking consideration under Clause 9.1.1 (b) (shown in bold above). Whilst the proposal is moving from one strata title to another, the scheme still defines it as a 'site'. This proposal includes the demolition of the existing building where the manufacturing business currently operates and construction of a new building. The development application seeks approval for an extension and transfer of the non-conforming use of a manufacturing workshop within the site which includes relocating the use to an alternate location and the construction of a new building, parking, access and associated works within the site to accommodate it.

As mentioned earlier, Council may at its discretion, approve a non-conforming use, provided it meets the requirements that: there is no detrimental impact on adjoining uses or the amenity of the locality; and, no substantial intensification of the use of any land, building or work. In making a decision Council may have regard to the purpose and provisions of the zone and any applicable codes. The assessment of the application has revealed that the three criteria of Clause 9.1 cannot be complied with and therefore the application cannot be approved. Below is an assessment against each of the three criteria.

(a) No detrimental impact on adjoining uses.

The adjoining use to the north and west is a residential unit development. Based on the provisions and assessment tools within the planning scheme, typical elements that would be considered when assessing impact on residential areas include, but are not limited to:

- Use type (non-residential use class)
- Overlooking

- Overshadowing
- Noise
- Built form/scale and setbacks
- Traffic and commercial vehicle movements

In considering each of those elements, a discussion is provided below.

Use

The manufacturing component of the proposal is a prohibited use under the Use Table of the Local Business Zone. The standards set in the Local Business Zone are aimed at managing expected permitted and discretionary uses within the zone. Assessment of the application against a set of use standards on an activity (use) which is prohibited and is out of character for the Local Business Zone is not appropriate.

Given the proximity, associated noise and use it is considered that the impact to residential use is detrimental. This is further explored below with detailed assessment of these matters.

Accordingly, it is considered that the proposal fails to achieve the requirement of Clause 9.1.1 to have '*no detrimental impact on adjoining uses*'.

Overlooking

Overlooking would typically occur from raised floor level with windows, decks or balconies facing outward. The two elevations that have the potential to create an issue with overlooking are the north elevation and the west elevation. While the west elevation of the proposed new building does not pose an issue as it has no windows/decks/balconies, the north elevation includes windows for the 'office' and a balcony. The setback from the shared boundary is 3.6m with the potentially affected areas including the private gardens and windows of the units near to that boundary. There is potential that the subject windows and deck could be screened, but this will have a poor outcome for those spaces within the development.

Referring to the provisions of the Light Industrial Zone (which would be the correct zoning for the use), the acceptable solution (and there is no Performance Criteria) would require:

Walls of a building on land adjoining a residential zone must comply with all of the following:

- be coloured using colours with a light reflectance value not greater than 40 percent;*
- if within 50 m of a residential zone, must not have openings in walls facing the residential zone, unless the line of sight to the building is blocked by another building.*

This proposal would not achieve that requirement, even in that zone. Accordingly, it is considered that the proposal fails to achieve the requirement of Clause 9.1.1 to have '*no detrimental impact on adjoining uses*'.

Overshadowing

Due to the site layout, there would be no overshadowing of the dwellings on the northern side of the property. However, the dwellings to the west will be impacted in the mornings by shadow cast by the building which is 7.2m high and setback between 3m and 5.5m (approx.) from the boundary; and 2.9m (approx.) height setback 3.1m from the boundary (the two heights refer to the main building and the lunch room area which has a smaller height).

Whilst the building setbacks meet the requirements of the Local Business Zone, given that the proposed use and associated development is ordinarily prohibited in the zone it is appropriate to consider the restrictions of the suitable zone. Referring to the provisions of the Light Industrial Zone (which would be the correct zoning for the use), the acceptable solution would require:

Building setback from a residential zone must be no less than:

- (a) 10 m;
- (b) half the height of the wall,

whichever is the greater.

The proposal would not achieve the Acceptable Solution and would need to be assessed against the Performance Criteria, which requires:

Building setback from a residential zone must be sufficient to prevent unreasonable adverse impacts on residential amenity by:

- (a) *overshadowing and reduction of sunlight to habitable rooms and private open space on adjoining lots to less than 3 hours between 9.00 am and 5.00 pm on June 21 or further decrease sunlight hours if already less than 3 hours;*
- (b) *overlooking and loss of privacy;*
- (c) *visual impact when viewed from adjoining lots,*
- (d) *industrial activity.*

It is considered that the proposal would not satisfactorily meet the performance criteria, noting that the assessment has been split across a few matters below.

If the proposal was located in the Light Industrial Zone where the use is permitted walls of a building within 50m of a residential zone must not have openings in walls facing the residential zone.

Accordingly, it is considered that the proposal fails to achieve the requirement of Clause 9.1.1 to have 'no detrimental impact on adjoining uses'.

Noise

By the very nature of the use, being manufacturing and work associated with the joinery business there would be noise emanating from the site that would not come to be expected in a Local Business Zone, hence part of the reason that the zone prohibits the use. The proposed relocation of the building from one part of the site to another moves it substantially closer to the abutting sensitive (residential) uses to the north and west of the site, including the dwellings and

their private open space which backs on to the subject site. In addition, the proposal includes the outdoor seating for workers along the western boundary abutting the residential dwellings, also creating the potential for noise and amenity impacts.

Other noise typically generated from industrial uses that should be considered are commercial vehicle movements. This includes deliveries and loading and unloading of materials and products, waste removal (typically a skip), and additional traffic movements all contribute to additional noise.

If the use was located in the Light Industrial Zone where the 'manufacturing and processing' use is a permitted use the acceptable solutions and setback requirements are for buildings to be setback a minimum of 10m from a residential use, this proposal would fail to achieve that requirement.

Accordingly, it is considered that the proposal fails to achieve the requirement of Clause 9.1.1 to have '*no detrimental impact on adjoining uses*'.

Built form/scale and setbacks

The proposal is for a building that has a maximum height of 7.2m (increased from approximately 4m), with setbacks of 4.8m from the frontage (decreased from 12m); 3.6m from the northern side boundary (decreased from 26m) and 3.1m (increased from zero setback) from the rear boundary.

Apart from a very small portion at the rear, the building is essentially in excess of double storey form with no recession of the upper level. The appearance of the built form with its plain material palette will present an imposing and dominating built form at the gateway of Margate, to the streetscape and over the adjoining residential properties to the north and west of the site. The 'relocation' of the use within the site, is pushing the non-conforming use much closer to the most vulnerable use in the surrounds.

As discussed in a later section, the proposal does not meet the Acceptable Solution of the setbacks within the Local Business zone. In addition to that zone requirement, it is appropriate to consider the restrictions of the suitable zone as the proposed use and associated development is prohibited in the Local Business Zone.

Referring to the provisions of the Light Industrial Zone (which would be the correct zoning for the use), the acceptable solution would require:

(A1) Building setback from frontage must be parallel to the frontage and must be no less than 10 m; and

(A2) Building setback from a residential zone must be no less than:

(a) 10 m;

(b) half the height of the wall,

whichever is the greater.

As the proposal would not achieve either of the Acceptable Solutions both would require assessment against the Performance Criteria, which requires:

(P1) Building setback from frontage must satisfy all of the following:

- (a) be consistent with any Desired Future Character Statements provided for the area;*
- (b) be compatible with the setback of adjoining buildings, generally maintaining a continuous building line if evident in the streetscape;*
- (c) enhance the characteristics of the site, adjoining lots and the streetscape;*
- (d) provide adequate opportunity for parking.*

and

(P2) Building setback from a residential zone must be sufficient to prevent unreasonable adverse impacts on residential amenity by:

- (a) overshadowing and reduction of sunlight to habitable rooms and private open space on adjoining lots to less than 3 hours between 9.00 am and 5.00 pm on June 21 or further decrease sunlight hours if already less than 3 hours;*
- (b) overlooking and loss of privacy;*
- (c) visual impact when viewed from adjoining lots,*
- (d) industrial activity.*

For reasons already discussed earlier in this assessment, it is considered that the proposal would not satisfy the Performance Criteria.

Accordingly, it is considered that the proposal fails to achieve the requirement of Clause 9.1.1 to have 'no detrimental impact on adjoining uses'.

Traffic and commercial vehicle movements

As mentioned earlier it is expected that the nature of the use, being manufacturing for a joinery operation, would result in traffic and commercial vehicle movements that would not be considered benign. Deliveries would include large vehicles, most likely near to the western (rear) boundary that is shared with the residential use as that is where the roller door is located. Given the nature of the development, waste disposal is likely to occur with the collection of skip bins. With the improved facilities and showroom it is anticipated that there would be an increase of traffic visiting the site.

In addition, the continued or expanded use of the site will have large vehicles for deliveries slowing traffic and turning within the site, affecting vehicle movements on the Channel Highway. The nature of those sorts of movements are much better dealt with within an industrial zone.

Accordingly, it is considered that the proposal fails to achieve the requirement of Clause 9.1.1 to have 'no detrimental impact on adjoining uses'.

(b) the amenity of the locality

Amenity is comprised of tangible (eg traffic, noise, dust, odour and light) and intangible matters (eg the reasonable expectations of a neighbourhood).

It is considered that the proposed use will have a tangible impact on the neighbouring residential use, given the proximity to those dwellings. Issues arising from the joinery manufacturing workshop include environmental impacts such as noise, dust, odour and light are not compatible with the adjoining residential amenity.

Many of the reasons that the proposed use may be detrimental to the locality, being next to residential use, within a Local Business zone, located within the gateway of the Margate township have been outlined in the earlier sections.

Accordingly, it is considered that the proposal fails to achieve the requirement of Clause 9.1.1 to have '*no detrimental impact on the amenity of the locality*'.

(c) no substantial intensification of the use of any land, building or work.

It is considered that the proposal to redevelop the site with a new purpose-built building, formalised parking and altered access, is '*substantial intensification*' of the use. The floor areas are greater, the building is larger in form (from single storey to double storey), the setbacks are reduced to the site frontage and neighbouring residential uses, and the parking provided on site is increased.

While it is acknowledged that some of the existing carparking will be incorporated into the new development it is noted that the overall new building size will increase in gross floor area from 430m² to 618m² and that the requirement for 12 carpark, landscaping and a new driveway crossover will enlarge the footprint occupied within the site to approximately 1143m² or 47% of the site. See Image 8.

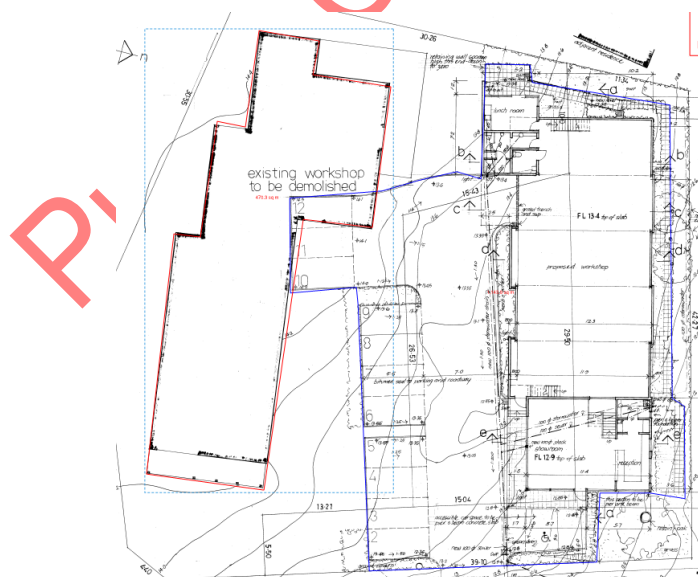


Image 8: Existing building (red) and proposed building and associated works(blue)

The applicant has advised that currently there are seven (7) formal carparking spaces associated with the existing use and overflow carparking is on the unused land (road reserve) to the south and has not been quantified. The proposal includes provision for twelve (12) carparking spaces which is an increase of five (5) and further intensification of the site.

The current operating hours are Monday – Friday 8.00am – 5.00pm. The proposal includes increasing the operating hours to Monday – Friday 7.00am –

6.00pm and Saturday 8.00am-5.00pm, except for office and administrative tasks which may be outside these hours.

While the proposed hours of operation meet the acceptable solutions of the Local Business Zone, and are not significantly different to the existing permitted operating hours, they do pose an intensification of use of the site due to the use's proximity to the residential use. The hours of operation within the standards for the Local Business zone have not been set with the expectation that manufacturing uses would be occurring as these would generally be prohibited in that zone.

Council has not extensively assessed the potential future increase in the intensity of use, levels of activity, levels of traffic or extent of material involved in the use. However, it is likely that there will be an incremental increase in use over time given that the site will be purpose built and typically improvements are made to a business to increase productivity.

A previous Tribunal decision *United Petroleum Pty Ltd v West Tamar Council [2018] TASRPAT14* was for an application that sought to make a number of changes to the non-conforming use (Petrol Station in Low Density Residential Zone). The development in that instance did not face the same challenges as this does, however the consideration given by the Tribunal to the notion of intensification are similar. In that case the Tribunal upheld the Council's decision to refuse the application on the basis of not achieving the requirements of 9.1 of the Planning Scheme.

Accordingly, it is considered that the proposal fails to achieve the requirement of Clause 9.1.1 to not '*substantially intensify the use of the any land, building or work*'.

2.3.2 Assessment against the Local Business Zone and applicable Codes

Assessment of the proposal also requires an assessment against the provisions of the Scheme. A full assessment against the relevant zone and overlay codes is included in attachment 3 of the report. Those parts of the Scheme where the proposal does not meet the applicable Acceptable Solutions must be assessed against the applicable Performance Criteria. Those Clauses that require assessment against the Performance Criteria are discussed below.

Local Business Zone Clause 20.4.2 Setback (A2)

Acceptable Solution
Building setback from a residential zone must be no less than: (a) 3 m; (b) half the height of the wall, whichever is the greater.
Performance Criteria
Building setback from a residential zone must be sufficient to prevent unreasonable adverse impacts on residential amenity by: (a) overshadowing and reduction of sunlight to habitable rooms and private open space on adjoining lots to less than 3 hours between 9.00 am and 5.00 pm on June 21 or further decrease sunlight hours if already less than 3 hours; (b) overlooking and loss of privacy; (c) visual impact when viewed from adjoining lots, taking into account aspect and slope.

Proposal

The proposed 7.2m high building will be located within 3.1m from a residential zone within the rear north facing portion of the site.

The proposed variation cannot be supported pursuant to this Performance Criteria of the Zone for the following reasons:

- Due to the site layout, there would be no overshadowing of the dwellings on the northern side of the property. However, the dwellings to the west will be impacted in the mornings by shadow cast by the building with is 7.2m high setback between 3m and 5.5m (approx.) from the boundary, and 2.9m (approx.) setback 3.1m from the boundary (the two heights refer to the main building and the lunch room area which has a smaller height);
- Overlooking would typically occur from raised floor level with windows, decks or balconies facing outward to the north. The two elevations that have the potential to create an issue of overlooking are the north elevation and the west elevation. While the west elevation of the proposal does not pose an issue as it has no windows/decks/balconies, the north elevation includes windows for the 'office' and a balcony. The setback from the shared boundary is 3.6m with the potentially affected areas including the private gardens and windows of the units near to that boundary. There is potential that the subject windows and deck could be screened, but this will have a poor outcome for those spaces within the development;
- Visually the development will be imposing when viewed from the adjoining residential lots. The 7.2m high panels of polished concrete within 3.1m of the boundary will be intrusive on residential use and amenity; and
- This visual impact will be exacerbated when viewed from the northern residential dwellings as the proposal will be located slightly further upslope and dominate the backdrop.

Local Business Zone**Clause 20.4.8 Environmental Values (A1)****Acceptable Solution**

No trees of high conservation value will be impacted.

Performance Criteria

Buildings and works are designed and located to avoid, minimise, mitigate and offset impacts on trees of high conservation value.

Proposal

The proposal includes the removal of a high conservation value Eucalyptus tree (Tree 5) within the rear portion of the site.

The proposed variation has been considered by Council's Environmental Planner who advises that the proposal does not satisfy the requirements of the Performance Criteria for the following reasons:

- the high conservation value tree appears to be in good health and warrants retention if possible. The Performance Criteria requires in the first instance to try and avoid its removal. The site is approximately 2400m² in area with the building having a footprint less than half of that. Therefore, there is

more than adequate space on site for the design to achieve the desired footprint and retain the tree. A redesign of the building in that part of the site would also aide in reducing the impact of the non-conforming use on the abutting residential uses on the western boundary.

- The applicant has indicated that they want to retain the existing building while transferring to the new building, which limits how the layout of the new building could occur. However, that proposal is not considered to be an appropriate planning consideration at the cost of vegetation that is otherwise protected under the Scheme.

Accordingly, the proposal fails to achieve the Performance Criteria and cannot be supported.

E6.0 Parking and Access

Clause E6.6.4 Number of Bicycle Parking Spaces (A1)

Acceptable Solution
The number of on-site bicycle parking spaces provided must be no less than the number specified in Table E6.2.
Performance Criteria
The number of on-site bicycle parking spaces provided must have regard to all of the following: (a) the nature of the use and its operations; (b) the location of the use and its accessibility by cyclists; (c) the balance of the potential need of both those working on a site and clients or other visitors coming to the site.
Proposal
Table E6.2 requires two (2) bicycle parking space and the proposal does not provide for any bicycle parking spaces (one is manufacturing and one is for retail use).

The proposal has failed to achieve the Acceptable Solution or the Performance Criteria. It is the responsibility of an applicant to respond to the scheme requirements accordingly, and while there is non-compliance it is possible to overcome it through permit conditions. For the reasons below, on-site bicycle parking should be provided:

- The site is located within a mixed business and predominately residential area. There is a public footpath along Channel Highway and hence easily accessible by cyclists.
- The provisions of the Scheme require one (1) bicycle space per 1000m² of floor area for a 'manufacturing and processing'; additionally the commercial component requires one (1) bicycle space per 500m² of floor area. Given the two uses and that the proposal is located centrally in Margate it is considered that the provision of two (2) bicycle spaces is reasonably sufficient to accommodate the current demand.
- There would be sufficient area on the site to accommodate the required space.

- If the application is approved, it is recommended that a condition be included in any permit issued requiring the provision of two (2) bicycle parking spaces.

E6.0 Parking and Access

Clause E6.7.7. Lighting of Parking Areas (A1)

Acceptable Solution
Parking and vehicle circulation roadways and pedestrian paths serving 5 or more car parking spaces, used outside daylight hours, must be provided with lighting in accordance with clause 3.1 “Basis of Design” and clause 3.6 “Car Parks” in AS/NZS 1158.3.1:2005 Lighting for roads and public spaces Part 3.1: Pedestrian area (Category P) lighting.
Performance Criteria
<p>Parking and vehicle circulation roadways and pedestrian paths used outside daylight hours must be provided with lighting to a standard which satisfies all of the following:</p> <ul style="list-style-type: none"> (a) enables easy and efficient use of the area; (b) minimises potential for conflicts involving pedestrians, cyclists and vehicles; (c) reduces opportunities for crime or anti-social behaviour by supporting passive surveillance and clear sight lines and treating the risk from concealment or entrapment points; (d) prevents unreasonable impact on the amenity of adjoining users through light overspill; (e) is appropriate to the hours of operation of the use.
Proposal
The proposal does not include a lighting plan for the 12 carparking spaces.

The proposal has failed to achieve the Acceptable Solution or the Performance Criteria. It is the responsibility of an applicant to respond to the scheme requirements accordingly, and while there is non-compliance it is possible to overcome it through permit conditions. For the safety of patrons and staff it is considered that waiving the requirement for onsite lighting is not appropriate.

If the application is approved, it is recommended that a condition be included in any permit issued requiring a carparking lighting plan be submitted for the proposal.

E6.0 Parking and Access

Clause E6.7.10. Design of Bicycle Facilities (A1)

Acceptable Solution
<p>The design of bicycle parking facilities must comply with all the following;</p> <ul style="list-style-type: none"> (a) be provided in accordance with the requirements of Table E6.2; (b) be located within 30 m of the main entrance to the building.
Performance Criteria
<p>The design of bicycle parking facilities must provide safe, obvious and easy access for cyclists, having regard to all of the following:</p> <ul style="list-style-type: none"> (a) minimising the distance from the street to the bicycle parking area;

- (c) providing clear sightlines from the building or the public road to provide adequate passive surveillance of the parking facility and the route from the parking facility to the building;
- (d) avoiding creation of concealment points to minimise the risk.

Proposal

Table E6.2 requires two (2) bicycle parking spaces (one is manufacturing and one is for retail use). The proposal does not include bicycle facilities.

The proposal has failed to achieve the Acceptable Solution or the Performance Criteria. It is the responsibility of an applicant to respond to the scheme requirements accordingly, and while there is non-compliance it is possible to overcome it through permit conditions. For the reasons explained earlier, it is considered appropriate to provide the bicycle facilities on site.

E6.0 Parking and Access

Clause E6.7.10. Design of Bicycle Facilities (A2)

Acceptable Solution
The design of bicycle parking spaces must be to the class specified in table 1.1 of AS2890.3-1993 Parking facilities Part 3: Bicycle parking facilities in compliance with section 2 "Design of Parking Facilities" and clauses 3.1 "Security" and 3.3 "Ease of Use" of the same Standard.
Performance Criteria
The design of bicycle parking spaces must be sufficient to conveniently, efficiently and safely serve users without conflicting with vehicular or pedestrian movements or the safety of building occupants.
Proposal
The proposal does not include bicycle facilities

The proposal has failed to achieve the Acceptable Solution or the Performance Criteria. It is the responsibility of an applicant to respond to the scheme requirements accordingly, and while there is non-compliance it is possible to overcome it through permit conditions. For the reasons explained earlier, it is considered appropriate to provide the bicycle facilities on site.

E6.0 Parking and Access

Clause E6.7.12. Siting of carparking (A1)

Acceptable Solution
Parking spaces and vehicle turning areas, including garages or covered parking areas in the Inner Residential Zone, Urban Mixed Use Zone, Village Zone, Local Business Zone and General Business Zone must be located behind the building line of buildings located or proposed on a site except if a parking area is already provided in front of the building line of a shopping centre.
Performance Criteria
Parking spaces and vehicle turning areas, including garages or covered parking areas in the Inner Residential Zone, Urban Mixed Use Zone, Village Zone, Local Business Zone and General Business Zone may be located in front

<p>of the building line where topographical or other site constraints dictate that this is the only practical solution because of one or more of the following:</p> <p>(a) there is a lack of space behind the building line to enable compliance with A1;</p> <p>(b) it is not reasonably possible to provide vehicular access to the side or rear of the property;</p> <p>(c) the gradient between the front and the rear of existing or proposed buildings is more than 1 in 5;</p> <p>(d) the length of access or shared access required to service the car parking would constitute more than 75% of the depth of the relevant lot;</p> <p>(e) the access driveway cannot be located at least 2.5 m from a habitable room window of a building defined as a residential building in the Building Code of Australia;</p> <p>(f) the provision of the parking behind the building line would result in the loss of landscaped open space and gardens essential to the values or character of a Heritage Place or Precinct listed in the Heritage Code in this planning scheme;</p> <p>(g) the provision of the parking behind the building line would result in the loss directly or indirectly of one or more significant trees listed in the Significant Trees Code in this planning scheme,</p> <p>and only if designed and located to satisfy all of the following:</p> <p>(i) does not visually dominate the site;</p> <p>(ii) maintains streetscape character and amenity;</p> <p>(iii) does not result in a poor quality of visual or audio amenity for the occupants of immediately adjoining properties, having regard to the nature of the zone in which the site is located and its preferred uses;</p> <p>(iv) allows passive surveillance of the street.</p>
<p>Proposal</p>
<p>The proposal is located in the Local Business Zone and proposes carparking forward of the building line.</p>

The proposed variation has been considered by Council's Development Engineer who advises that the proposed variation cannot be supported pursuant to this Performance Criteria of the Code for the following reasons:

- The provision of parking forward of the building is unnecessary, there is more than adequate space onsite to achieve the objectives of this Clause.
- The provision of parking forward of the building impacts on the Pin Oak at the front of the site and detracts from the streetscape.

Based on the design presented by the applicant, it fails to achieve the performance criteria of this Clause.

It is considered reasonable that if the application is approved a condition be included in any planning permit issued requiring that all associated carparking spaces be located behind the building line of the proposed building.

E24.0 Significant Trees Code**Clause E24.6.1 Lopping, pruning, removal or destruction of significant trees (A1)**

Acceptable Solution
No acceptable solution (requires assessment against performance criteria)
Performance Criteria
<p>Works not otherwise exempt from this Code may only be approved if:</p> <p>(a) it is demonstrated that there are no feasible alternative proposal designs which could be implemented to avoid impacting on the tree and the proposed methodology of the works incorporates measures to minimise and mitigate any damage to the tree; and</p> <p>(b) there are environmental, social, economic or safety reasons of greater value to the community than the cultural significance of the tree; or</p> <p>(c) Council is satisfied that the tree is dead or dying based on written evidence from a qualified arborist, resulting in a loss of significance.</p>
Proposal
The Pin Oak (<i>Quercus palustris</i>) within the site is a significant tree as listed under E24.1 Significant Tree Register of the Scheme and the proposal requires encroachment within the Tree Protection Zone and pruning works.

The proposed variation has been considered by Council's Environmental Planner who advises that the proposal does not satisfy the Performance Criteria for the following reasons:

- It is acknowledged that the design has minimised encroachment into the tree protection zone (TPZ) of the Significant Tree through relocation of the sewer and the footing design. As a result, the encroachment into the TPZ is tolerable. However, the proposal also relies upon lopping of the canopy to avoid conflict with the proposed building. It is noted that historic lopping by TasNetworks has already impacted on the form of the tree and redesigning the proposal will not avoid the need for immediate canopy maintenance or ongoing pruning and maintenance of the tree. However, the additional lopping of the tree is outside the scope of AS 4373-2007 pruning of amenity trees and will further impact on the aesthetics of the tree beyond.
- For the same reasons that were outlined for Tree 5, the applicant could have provided a more appropriate setback from the tree, avoiding the need for further canopy reduction, and maintenance and protecting it from damage and development pressure. The site is very large and the layout could have been designed to be more responsive to the constraints of the site.

Accordingly, the proposal fails to achieve the Performance Criteria and cannot be supported.

2.4 Public Consultation and Representations

The application was advertised in accordance with the requirements of s.57 of the *Land Use Planning and Approvals Act 1993* (from 13 June 2020 to 26 June 2020).

One (1) representation was received during the public exhibition period. The following issues were raised by the representor:

- **The proposed use is prohibited in the zone and not consistent with the Local Area Objectives and Desired Future Character Statements (includes quote of those).**

Local Area Objectives: *The Margate main street is to be redeveloped in order to provide improved shopping services, access and parking and community services.*

Desired Future Character Statements: *Margate's central business area should be further developed in a manner that provides for improved public amenity, convenience, functionality, safety and social or recreational activities.*

A detailed assessment of the proposal against the Local Area Objectives and Desired Future Character Statements has been provided earlier in this report, the concern is valid.

- **Overlooking, operating hours, noise, vehicles would impact residents of neighbouring Brookside Villas.**

Amongst other content of the representation, the representor stated: *I am concerned that having a manufacturing workshop so close to a residential development as in Brookside Villas will be a problem in that of [sic] machinery noise (routers, dust extractors, saws etc) and forklift trucks and delivery trucks coming to the property at these hours will be detrimental to the residents.*

A detailed assessment of the impacts on the amenity of the neighbouring residents has been provided earlier in this report, the concern is valid.

2.5 Other Matters

As the proposal requires a new road access to Channel Highway, it required referral to the Department of State Growth. Department of State Growth provided written consent to lodge the application on 8 July 2020 advising that:

- *All new accesses must be sealed from the road to the property boundary at a minimum; and*
- *a single access serving multiple properties must be constructed with sufficient width to enable vehicles to enter and leave the roadway simultaneously.*

3. CONCLUSION

As discussed within the report above there are a number of reasons why the proposal cannot be supported.

The primary issue faced by this proposal is that it is seeking to intensify a use that is prohibited within the Local Business Zone of the Planning Scheme. There are several matters which should be considered in determining whether it is appropriate to allow the redevelopment and intensification of this prohibited use.

- The impact on the abutting uses, being residential. Manufacturing is a use that is suited to an industrial estate, of which there is a nearby one available. The use has the potential to cause a nuisance to the nearby residents through machinery noise, hours of operation and deliveries by large vehicles. The transfer of this existing use to a part of the site closer to the adjoining residential uses will further exacerbate potential land use conflicts.
- If allowed, the proposal would inappropriately use up land that is zoned Local Business which should otherwise be used for a development that value adds and strengthens the

business core of Margate. It should meet the convenience needs of the residents and promote activities and encourage uses that inspires people to either shop locally, or as a visitor stop and explore. Allowing inappropriate uses to stay and expand in situ limits the potential of a business area to grow in a strategic manner that is appropriate for a town that is rapidly expanding. The housing provision in Margate has expanded substantially (see images 9 and 10 below) and the business area also needs to be able to do so to keep up with providing shopping and services for those residents and making the business centre viable.

- The proposed development is inconsistent with the Local Business zone purpose statements as contained in the *Kingborough Interim Planning Scheme 2015*. The Local Business Zone is primarily to *provide for business, professional and retail services which meet the convenience needs of a local area and encourage residential use provided that it supports the viability of the activity centres and an active street frontage is maintained*. The proposal does not provide for the convenience needs of the local area.
- The proposal is contrary to the desired future character statement: *Margate's central business area should be further developed in a manner that provides for improved public amenity, convenience, functionality, safety and social or recreational opportunities*.
- The site is at the gateway of Margate where development should promote the activity centre as a business area, not industrial uses.



Image 9: Margate 2008

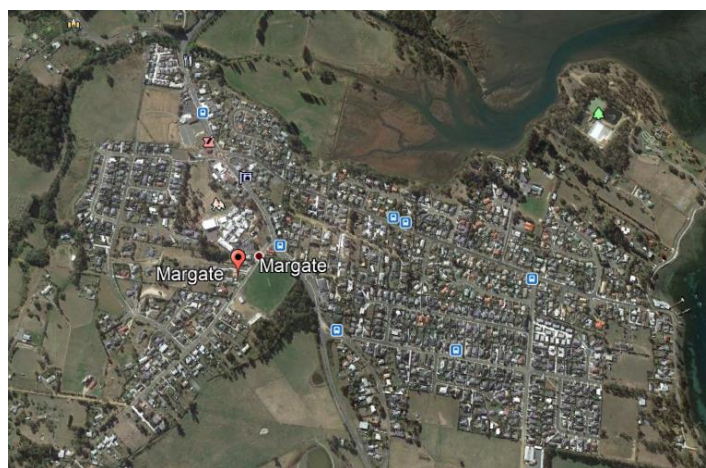


Image 10: Margate 2019

The proposal is therefore not considered to be an appropriate use for the location and approval of the proposal would be contrary to Clause 9.1.1 of the Scheme.

In addition to the use concerns outlined, the design of the proposal has not reasonably taken into consideration other relevant parts of the scheme such as the loss of native vegetation, impacts on a tree listed as a 'Significant Tree'; appropriate car parking layout and provision of bicycle parking and storage.

Therefore, it is recommended that the application be refused. The applicant is encouraged to consider moving their development to suitably zoned land that would allow their business to grow in a more appropriate location.

4 RECOMMENDATION

That the development application for a new manufacturing workshop, office, carparking, showroom and landscaping at 1686 Channel Highway, Margate be refused on the following grounds:

1. The application to extend a non-conforming 'manufacturing and processing' use on the site fails to satisfy the limitations of Clause 9.1.1 of the Kingborough Interim Planning Scheme 2015 in that:
 - (a) there will be detrimental impact on the adjoining uses;
 - (b) there will be detrimental impact on the amenity; and
 - (c) the proposal will result in substantial intensification of the land, the buildings and works.
2. The proposal to maintain and intensify the prohibited 'manufacturing and processing' use is contrary to and conflicts with the Zone Purpose Statements of the Local Business zone in which it is situated as contained within Clause 20.1.1.
3. The proposal fails to satisfy the performance criteria of Clause 20.4.2(P2) – Setback of the Kingborough Interim Planning Scheme 2015 in that it will result in unreasonable adverse impacts on residential amenity of adjoining use and development through overshadowing, overlooking and visual impacts.
4. The proposal fails to satisfy the performance criteria of Clause 20.4.8(P1) – Environmental Values of the Kingborough Interim Planning Scheme 2015 as it does not avoid impacts to an existing tree of high conservation value, where such impacts could have been avoided in a redesign of the development.
5. The proposal fails to satisfy the performance criteria of Clause E6.7.12(A1) – Siting of carparking of the Kingborough Interim Planning Scheme 2015 as parking has been provided forward of the building line in an instance when it is not the only feasible possibility.
6. The proposal fails to satisfy the performance criteria of Clause E24.6.1(P1) – Lopping, pruning, removal or destruction of significant trees of the Kingborough Interim Planning Scheme 2015 as there are feasible alternative proposal designs which could be implemented to avoid impacting on the Pin Oak tree at the front of the site.

ATTACHMENTS

1. **Certificate of Title**
2. **Plans**
3. **Assessment Checklist**

**RESULT OF SEARCH**

RECORDER OF TITLES

Issued Pursuant to the Land Titles Act 1980

SEARCH OF TORRENS TITLE

VOLUME 141725	FOLIO 0
EDITION 1	DATE OF ISSUE 09-Jun-2004

SEARCH DATE : 06-Mar-2020

SEARCH TIME : 06.26 PM

DESCRIPTION OF LAND

Town of MARGATE

The Common Property for Strata Scheme 141725

Derivation : Part of 51A-1R-16Ps. Gtd. to W.E.W. Rollins

Prior CT 16258/1

SCHEDULE 1

STRATA CORPORATION NUMBER 141725, 1686 CHANNEL HIGHWAY, MARGATE

SCHEDULE 2

Reservations and conditions in the Crown Grant if any

SP 16258 FENCING COVENANT in Schedule of Easements

C249583 AGREEMENT pursuant to Section 71 of the Land Use

Planning and Approvals Act 1993 Registered

24-Apr-2001 at noon

UNREGISTERED DEALINGS AND NOTATIONS

No unregistered dealings or other notations

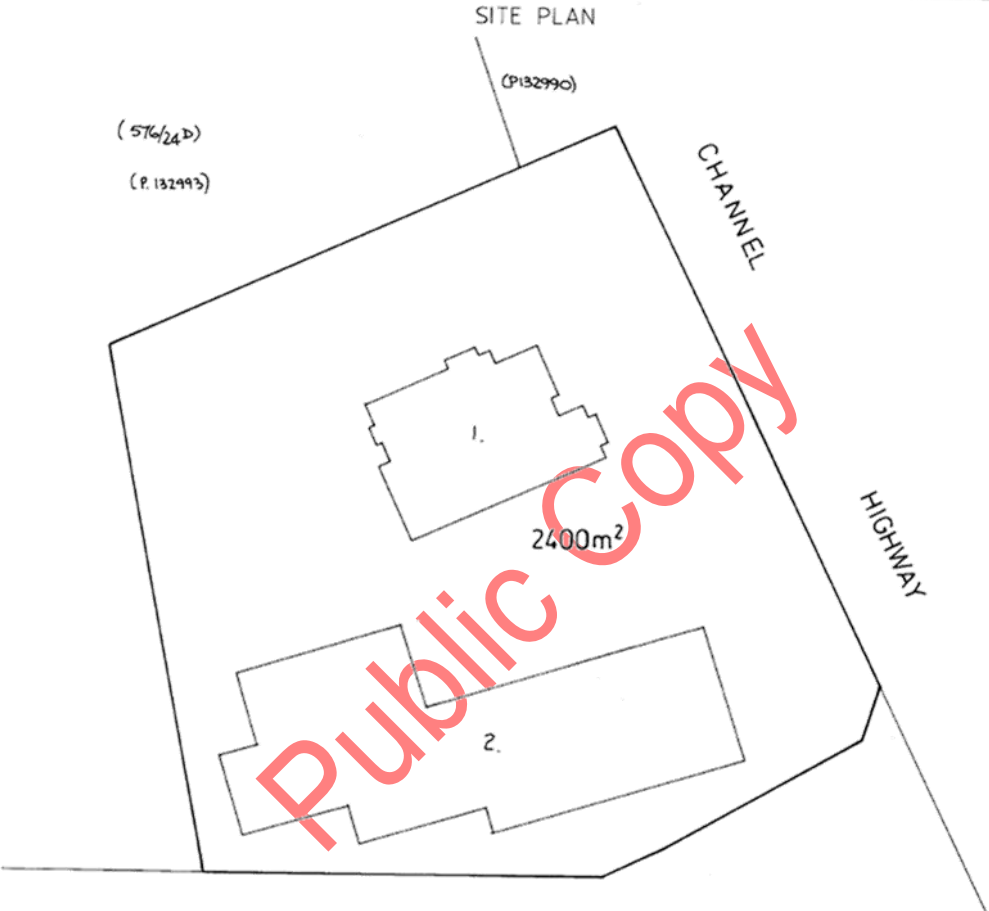
FOLIO PLAN

RECORDER OF TITLES

Issued Pursuant to the Land Titles Act 1980

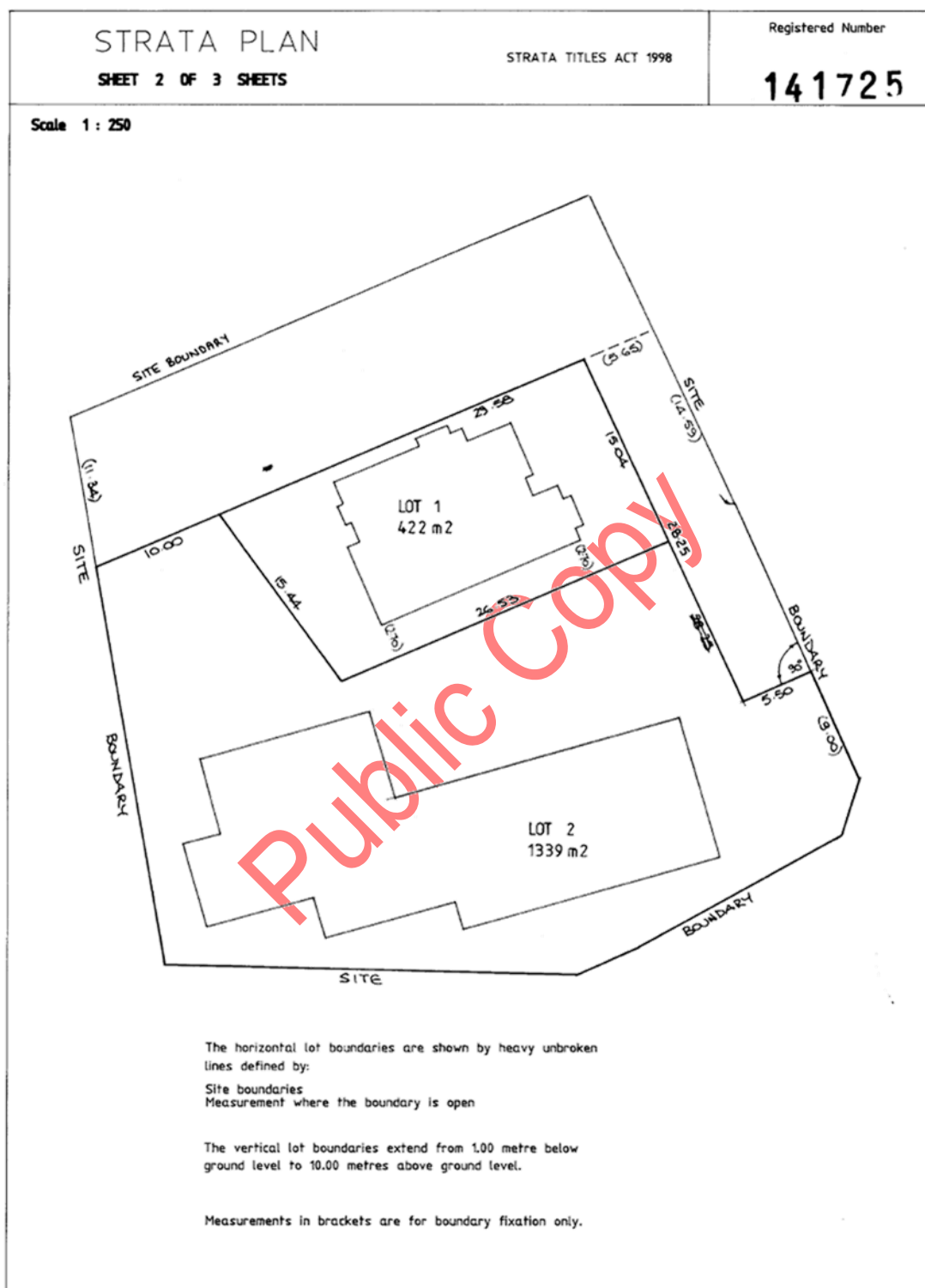
CITY/TOWN MARGATE SUBURB/LOCALITY MARGATE FOLIO REFERENCE C.T.16258 / 1 SITE COMPRISES THE WHOLE OF LOT 1 ON PLAN No. SP16258		STRATA PLAN SHEET 1 OF 3 SHEETS		REGISTERED NUMBER 141725
NAME OF STRATA SCHEME 1686 CHANNEL HIGHWAY, MARGATE		STRATA TITLES ACT 1998 REGISTERED 9 JUN 2004 <i>Alice Kawa</i> Recorder of Titles.		
MAPSHEET MUNICIPAL CODE No. 124 (5223-21)	LAST UP! No. 2306776	SCALE 1: 300	LENGTHS IN METRES	

SITE PLAN

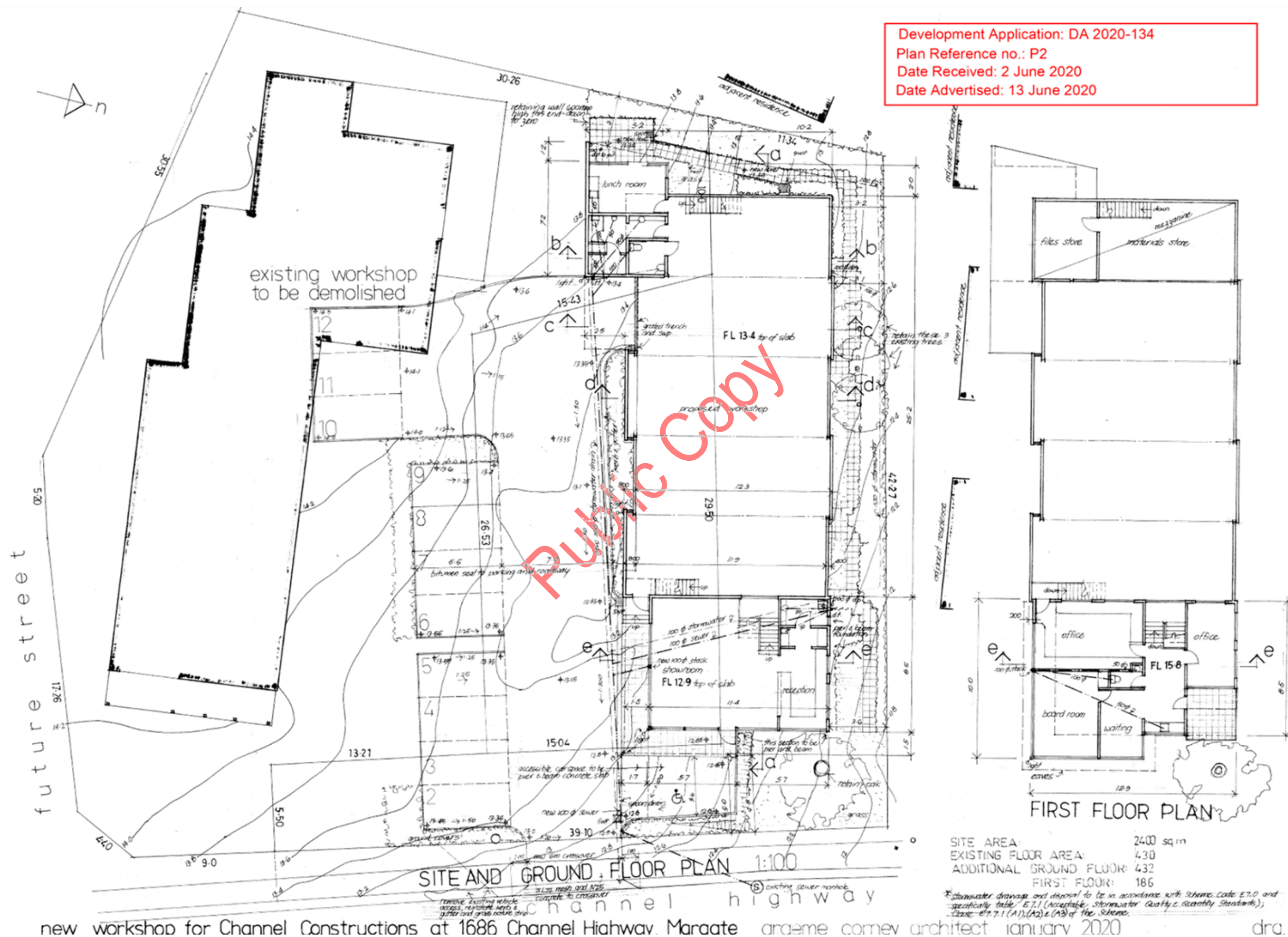


(SP16258)

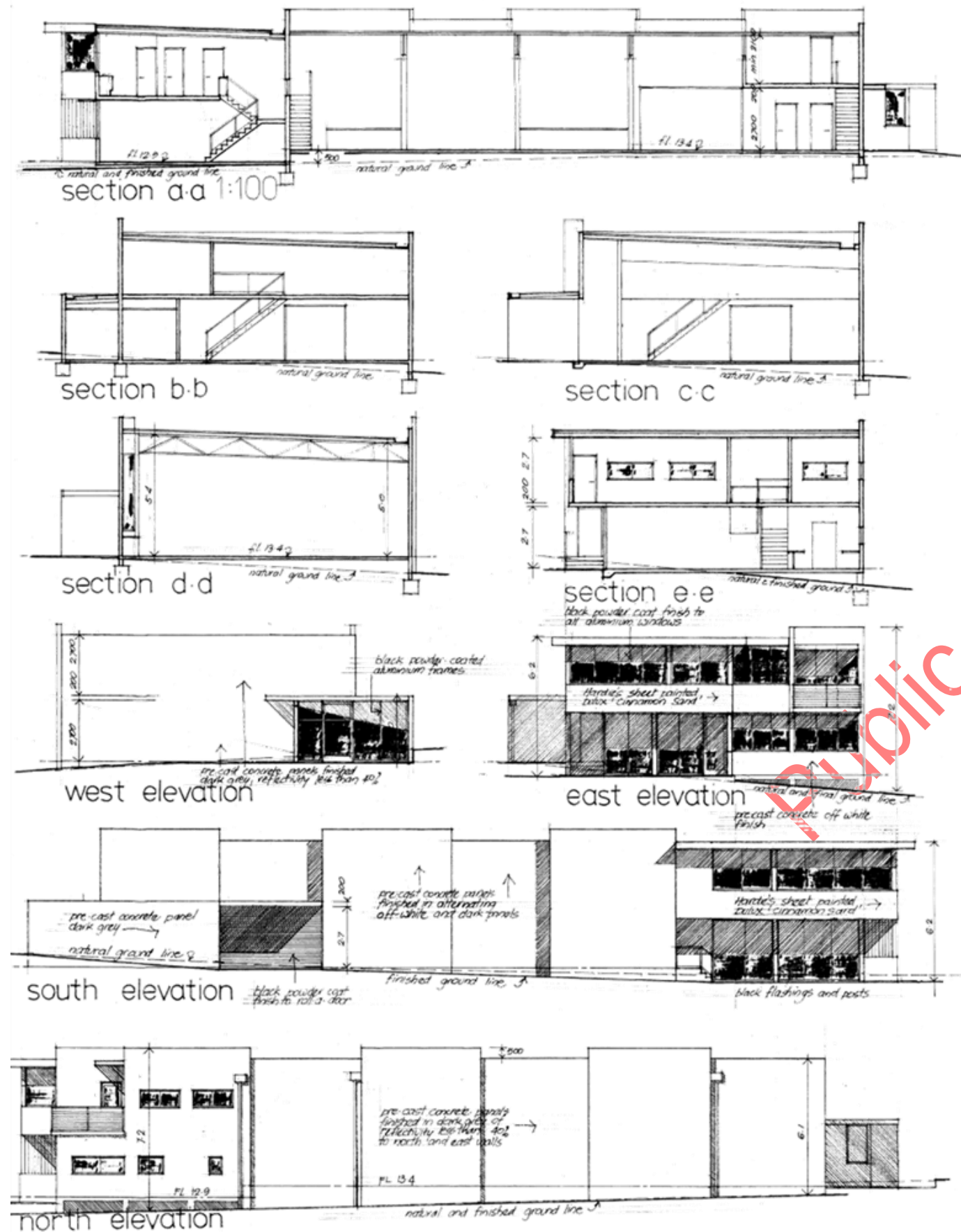
NOTES: (i) ALL BUILDINGS ON THE SITE TO BE SHOWN ON SHEET 1. (ii) BUILDING TO SITE BOUNDARY OFFSETS OF LESS THAN 2.00 METRES TO BE SHOWN ON SHEET 1. (iii) LOT FOLIOS ARE HELD SUBJECT TO COMMON PROPERTY FOLIO INTERESTS. (iv) THE SURVEYORS CERTIFICATE MUST CERTIFY THAT ANY BUILDING ENCROACHMENT BEYOND THE SITE BDY. IS AUTHORISED ACCORDING TO LAW.	STAGED/COMMUNITY DEVELOPMENT SCHEME No. (IF APPLICABLE) LODGED BY : PAGE SEAGER
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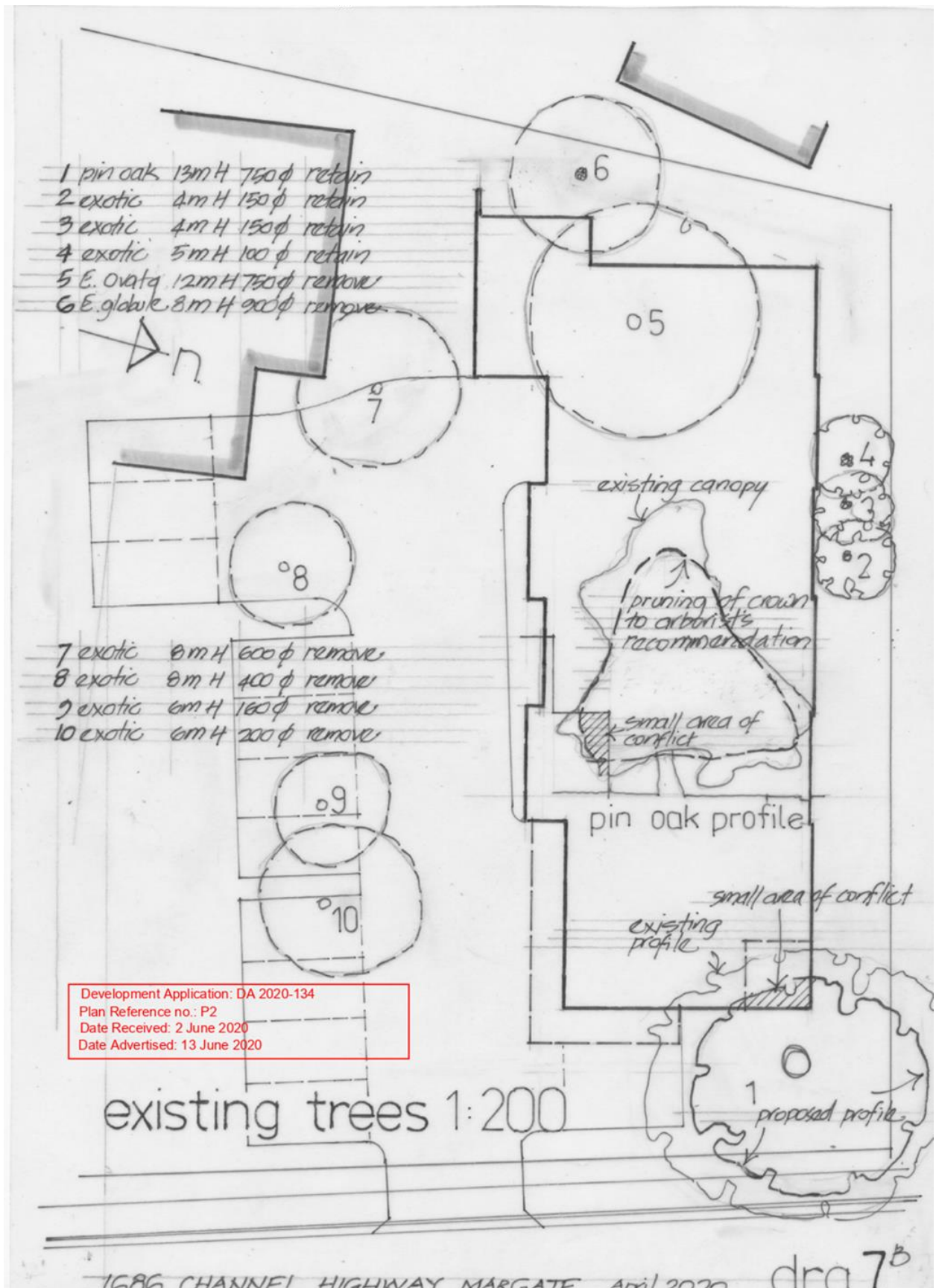
Development Application: DA 2020-134
Plan Reference no.: P2
Date Received: 2 June 2020
Date Advertised: 13 June 2020

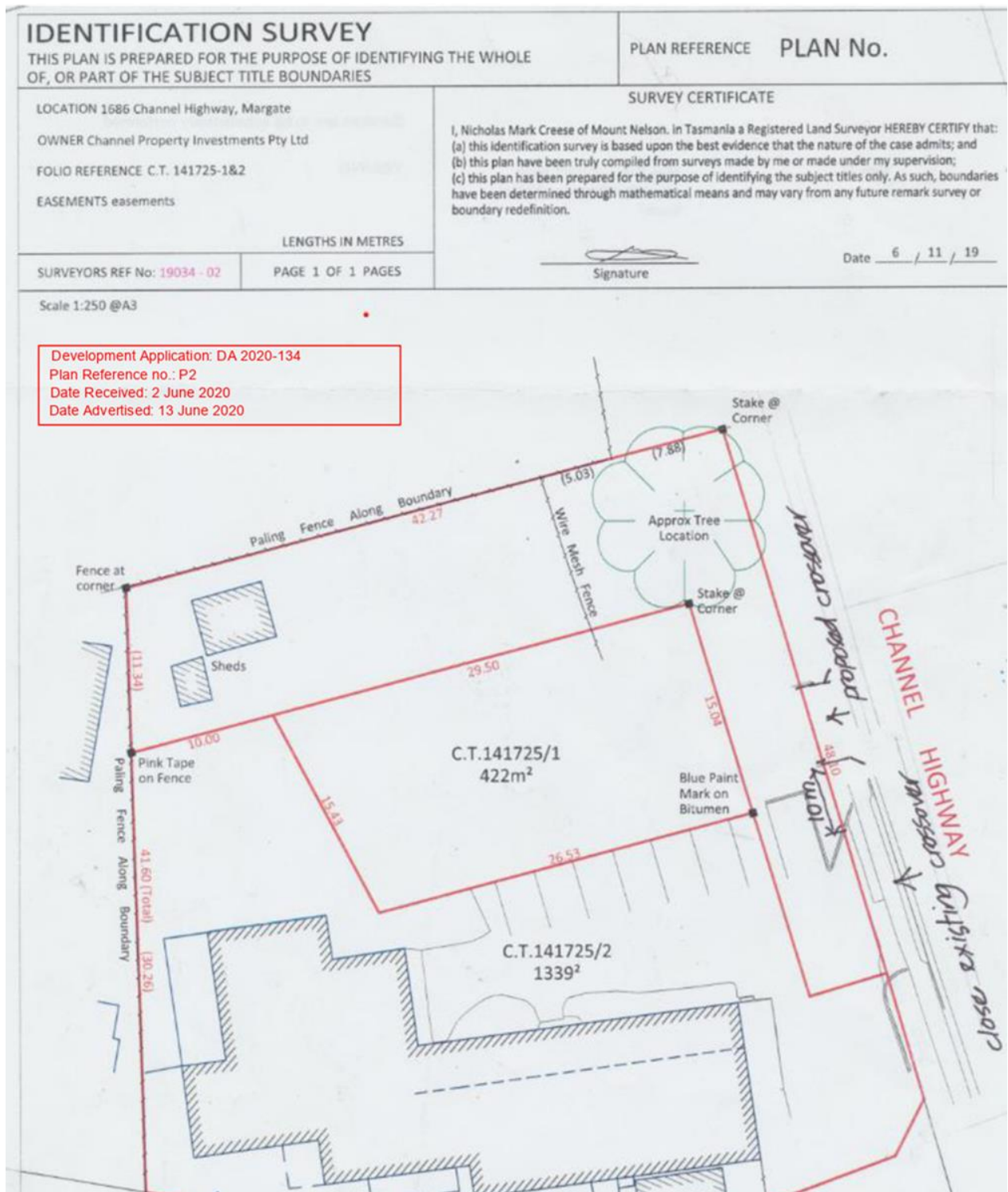


new workshop for Channel Constructions at 1686 Channel Highway, Margate graeme corney architect january 2020

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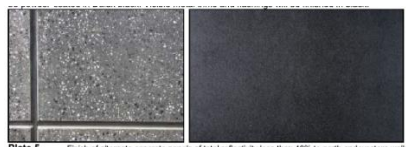


ASSESSMENT CHECKLIST

ZONE PROVISIONS

CLAUSE		COMPLIES?			COMMENTS
		YES	NO	N/A	
20.2 – Use Table					
Use class: Manufacturing and retail sales					All other uses including Manufacturing are prohibited in the Local Business Zone. Considered Prohibited, but as located on same site an existing non-conforming use
20.3 – Use Standards					
Hours of Operation (Cl. 20.3.1):	<ul style="list-style-type: none">A1 - use within 50 m of a residential zone<ul style="list-style-type: none">(a) 7am to 9pm Mon to Sat(b) 9am to 5pm Sun & Public HolidaysExcept office & Admin Use	✓			A1 Compliant Propose 7am – 5pm Monday – Friday 8am – 4pm Saturdays Complies but use is not appropriate
Noise (Cl. 20.3.2)	<ul style="list-style-type: none">A1 - Noise emissions at boundary to a residential zone<ul style="list-style-type: none">(a) 55dB(A) (LAeq) between the hours of 7.00 am to 7.00 pm(b) 5dB(A) above the background (LA90) level or 40dB(A) (LAeq), whichever is the lower, between the hours of 7.00 pm to 7.00 am;(c) 65dB(A) (LAmx) at any time.See scheme regarding noise level methods	✓			A1 Compliant with Zone requirements Applicant submitted a report from an acoustic consultant Complies but use is not appropriate as based on 3m setback from Residential Use
External lighting (Cl. 20.3.3)	<ul style="list-style-type: none">A1 - use within 50 m of a residential zone<ul style="list-style-type: none">(a) turned off between 10:00 pm and 6:00 am, except for security lighting(b) security lighting must be baffled to ensure they do not cause emission of light outside the zone.	✓			A1 Compliant with Zone requirements

CLAUSE		COMPLIES?			COMMENTS
		YES	NO	N/A	
Commercial Vehicle Movements (Cl.20.3.4)	<ul style="list-style-type: none"> A1 - Commercial vehicle movements, (including loading and unloading and garbage removal) to or from a site within 50m of a residential zone must be within the hours of: <ul style="list-style-type: none"> (a) 7.00am to 5.00pm Mondays to Fridays inclusive; (b) 9.00am to 5.00pm Saturdays; (c) 10.00am to 12noon Sundays and public holidays. 	✓			<p>A1 Compliant proposal states will comply with requirements outlined in Scheme for 20.3.4.</p> <p>Complies but use is not appropriate as based on 3m setback from Residential Use</p>
20.4 Development Standards for Buildings and Works					
Building Height (Cl.20.4.1)	<ul style="list-style-type: none"> A1 - no more than 9m A2 – no more than 8.5m is within 10m of residential zone 	✓	✓		<p>A1 Compliant Proposal for 7.2m high</p> <p>A2 Compliant located within 10m of residential zone complies with 8.5m max height for zone.</p>
Building setback (Cl. 20.4.2)	<ul style="list-style-type: none"> A1 - Front <ul style="list-style-type: none"> (a) 5m if fronting Channel Hwy (b) 2m if fronting any other street A2 – building setback from a residential zone <ul style="list-style-type: none"> (a) 3m; (b) half the height of the wall, whichever is greater. 	✓		✓	<p>A1 Compliant Proposal is 5m from frontage onto Channel Highway</p> <p>A2 Not Compliant Rear setback is 3m and height of wall appears to be between 6.2m and 5.5m if include parapet</p> <p>However, the building is angled and overall height on northern elevation is 7.2m at rear of northern boundary building is located 3.1m from boundary. Requirement is half the height – minimum of 3.6m</p>
Building design (Cl. 20.4.3)	<ul style="list-style-type: none"> A1 - <ul style="list-style-type: none"> (a) main pedestrian is clearly visible from the road or publicly accessible areas on the site; (b) new building or alterations to an existing facade provide windows and door openings at ground floor level in the front façade no less than 40% of the surface area of the ground floor level facade; 	✓			<p>A1 Compliant</p> <ul style="list-style-type: none"> a) main entrance visible to Channel Hwy b) frontage predominantly glass (80% ground and 60% first floor)

CLAUSE		COMPLIES?			COMMENTS
		YES	NO	N/A	
	<p>(c) new building or alterations to an existing facade ensure any single expanse of blank wall in the ground level front façade and facades facing other public spaces is not greater than 30% of the length of the facade;</p> <p>(d) screen mechanical plant and miscellaneous equipment such as heat pumps, air conditioning units, switchboards, hot water units or similar from view from the street and other public spaces;</p> <p>(e) incorporate roof-top service infrastructure, including service plants and lift structures, within the design of the roof;</p> <p>(f) provide awnings over the public footpath if existing on the site or on adjoining lots;</p> <p>(g) not include security shutters over windows or doors with a frontage to a street or public place.</p> <ul style="list-style-type: none"> A2 - Walls of a building facing a residential zone must be coloured using colours with a light reflectance value not greater than 40%. 	✓			<p>c) No single expanse of blank wall</p> <p>d) No plant or misc equipment visible form Channel Hwy</p> <p>e) No rooftop service infrastructure</p> <p>f) No awnings over adjacent footpaths</p> <p>g) No security shutters on frontage</p> <p>A2 Compliant proposed concrete panels on West and North elevation will be Low LRV</p>  <p>Plate 5 Finish of alternate concrete panels of total reflectivity less than 40% to north and western walls</p>
Passive Surveillance of public space (Cl. 20.4.4)	(a) provide the main pedestrian entrance to the building so that it is clearly visible from the road or publicly accessible areas on the site;	✓			<p>A1 Compliant</p> <p>a) Clear main entrance</p>

CLAUSE		COMPLIES?			COMMENTS
		YES	NO	N/A	
	(b) for new buildings or alterations to an existing facade provide windows and door openings at ground floor level in the front façade which amount to no less than 40 % of the surface area of the ground floor level facade; (c) for new buildings or alterations to an existing facade provide windows and door openings at ground floor level in the façade of any wall which faces a public space or a car park which amount to no less than 30 % of the surface area of the ground floor level facade; (d) avoid creating entrapment spaces around the building site, such as concealed alcoves near public spaces; (e) provide external lighting to illuminate car parking areas and pathways; (f) provide well-lit public access at the ground floor level from any external car park.				b) Windows and openings to the front façade of *0% surface area at ground floor c) Window surfaces 70% to the first 10m of showroom d) Southern façade faces carpark No entrapment spaces Avoids concealment as small articulation e) Will provide illumination to carpark and paths
Landscaping (Cl. 20.4.5)	<ul style="list-style-type: none"> A1 – Landscaping along the frontage of a site is not required if all of the following apply: <ul style="list-style-type: none"> (a) the building extends across the width of the frontage, (except for vehicular access ways); (b) the building has a setback from the frontage of no more than 1m. A2 - Along a boundary with a residential zone landscaping must be provided for a depth no less than 2m. 	✓			A1 Compliant Landscaping proposed on frontage incorporating PinOak
		✓			A2 Compliant proposal shows landscaping for 2m in depth along western and north boundaries adjoining residential use.

CLAUSE		COMPLIES?			COMMENTS
		YES	NO	N/A	
Outdoor storage (Cl. 20.4.6)	(a) located behind the building line; (b) all goods and materials stored must be screened from view; (c) not encroach upon car parking areas, driveways or landscaped areas.			✓	Not Applicable as none proposed. Applicant advised that existing shipping container to be removed
Fences must comply with ALL following (Cl. 20.4.7)	(a) fences, walls and gates of greater height than 1.5 m must not be erected within 4.5 m of the frontage; (b) fences along a frontage must be at least 50% transparent above a height of 1.2m; (c) height of fences along a common boundary with land in a residential zone must be no more than 2.1 m and must not contain barbed wire.			✓	Not Applicable as no new fencing proposed
Environmental (Cl.20.4.8)	<ul style="list-style-type: none"> No trees of high conservation value will be impacted. 		✓		<p>A1 – Not Compliant There are two native eucalypt trees at the rear of the site and within the footprint of the proposed development. One of these trees is of high conservation value (<i>Eucalyptus ovata</i> with a dbh >70cm). The other tree is a <i>Eucalyptus globulus</i> (blue gum) with a dbh >70cm. While ordinarily large blue gums are considered high conservation value trees, this tree is the subspecies compacta, an introduced cultivar.</p> <p>The tree has also been coppiced. Therefore this tree is not considered to provide high conservation values. The remaining trees on the site are exotic species and therefore do not meet the definition of a high conservation value tree.</p> <p>As the works will impact on one tree of high conservation value, they must be assessed against the performance criteria.</p>

Code Provisions

CLAUSE		COMPLIES?			COMMENTS
		YES	NO	N/A	
E1.0 Bushfire-Prone Areas Code					
Standards for hazardous uses (Cl.E1.5.2.1)	<ul style="list-style-type: none">A1 – No acceptable solution (requires assessment against performance criteria)A2 – Demonstrate bushfire protection measures			<div>✓</div> <div>✓</div>	<p>A1 – Not Applicable as the proposed development does not involve a hazardous use.</p> <p>A2 – Not Applicable as the proposed development does not involve a hazardous use.</p>
E5.0 Road and Railway Assets Code					
E5.5.1	<ul style="list-style-type: none">A1 Existing road accesses and junctions	✓			A1 Compliant as no net increase in traffic movements as existing workshop facility to be demolished.
Development adjacent to roads and railways (Cl.E5.6.1)	<ul style="list-style-type: none">A1.1 – Location of development from category 1 or 2 road or area subject to speed limit of more than 60 kmh: at least 50 metresA1.2 – Buildings located within a row of existing buildings		✓	<div>✓</div>	<p>A1.1 – Not Applicable Margate area has a speed Limit of 50km/hr</p> <p>A1.2 – Not Applicable as not located within a row of adjacent buildings</p>
Road access and junctions (Cl.E5.6.2):	<ul style="list-style-type: none">A1 - New access or junction to roads in area where speed limit more than 60 kmhA2 – Number of accesses in an area where speed limit is 60 kmh or less	<div>✓</div> <div>✓</div>			<p>A1 – Compliant the existing access is to be relocated. Approval provided by Dept. of State Growth. Speed limit is 50km/hr</p> <p>A2 – Compliant proposal will relocate existing access to further north and maintain single access. Speed limit is 50km/hr</p>
Sight distance at access, junctions and level crossings (Cl.E5.6.4)	<ul style="list-style-type: none">A1 – Sight distances at access &/or junctions complies with table	✓			<p>A1 – Compliant section of Channel Highway is subject to a 50km/h speed limit. meets requirements in accordance with Table E5.1</p> <p>The required sight distance as per the Scheme is 80m..</p>
E6.0 Parking and Access Code					
Use standards – number of car parking spaces (Cl.E6.6.1)	<ul style="list-style-type: none">Number of on-site car parking spaces complies with table	✓			A1 – Compliant 12 parking spaces proposed including 1 access parking space as per scheme requirements. Parking rate is based on 1 per 50m ² for manufacturing and processing.
Number of Accessible Car Parking Spaces		✓			A1 Compliant 1 access parking space is provided although not

CLAUSE		COMPLIES?			COMMENTS
		YES	NO	N/A	
for People with a Disability (E6.6.2)					required for this number of parking spaces. The access parking is located close to building entrance.
E6.6.3 Number of Motorcycle Parking Spaces				✓	A1 Not Applicable as carparking for less than 20 vehicles. No formalised motorcycle parking is currently provided on the site and no new spaces are proposed.
E6.6.4 Number of Bicycle Parking Spaces			✓		A1 – Not Compliant 2 bicycle parking spaces are required for manufacturing in accordance with the requirements set out in Table E6.2. No bicycle spaces are proposed.
Number of vehicular accesses (Cl.E6.7.1)	<ul style="list-style-type: none"> Number of vehicle access points complies 	✓			A1 – Compliant A new double width vehicle access is proposed. Approval for the new access has been granted by Dept. of State Growth. The existing access is required to be removed.
Design of vehicular accesses (Cl.E6.7.2)	<ul style="list-style-type: none"> Design of vehicle access points complies 	✓			A1 – Compliant with requirements The location, sight distance, width and gradient of an access comply with AS2890
Onsite turning (Cl. E6.7.4)	<ul style="list-style-type: none"> Onsite turning and exiting in a forward direction required, unless for two dwellings 	✓			A1 – Compliant. The parking areas are designed to enable vehicles to enter and exit the site in a forward direction. This was reviewed by Council's Development Engineers.
Layout of parking areas (Cl.E6.7.5)	<ul style="list-style-type: none"> Layout and compliance with Australian Standard 	✓			A1 – Compliant with requirements meets Australian Standards
Surface treatment of parking areas (Cl.E6.7.6)	<ul style="list-style-type: none"> Parking spaces and vehicular circulation surfaces provided 	✓			A1 – Compliant with requirements meets Australian Standards
Siting of carparking (Cl.6.7.12)	<ul style="list-style-type: none"> Location of carparking 	✓			A1 – Compliant with requirements
Lighting of Parking Areas (E6.7.7)	<ul style="list-style-type: none"> Parking and vehicle circulation roadways and pedestrian paths used outside daylight hours must be provided with lighting 		✓		A1 Not Compliant. No details provided
E6.7.8 Landscaping of Parking Areas	<ul style="list-style-type: none"> Landscaping of parking and circulation areas must be provided where more than 5 car parking spaces are proposed. This 	✓			A1 Compliant as indicated on plans. Include landscaping as a condition of any approval

CLAUSE		COMPLIES?			COMMENTS
		YES	NO	N/A	
	landscaping must be no less than 5 percent of the area of the car park				
Design of Motorcycle Parking Areas (Cl. E6.7.9)				✓	A1 Not Applicable as no motorcycle parking spaces being provided.
Design of Bicycle Parking Facilities (Cl. E6.7.10)			✓	✓	A1 Not Compliant. Assess against Performance Criteria A2 Not Compliant. Assess against Performance Criteria
Bicycle End of Trip Facilities (Cl. E6.7.11)		✓			A1 Compliant The requirement is 2 bicycle spaces for the proposal As the use does not generate a requirement for more than 5 staff bicycle parking spaces. No additional bicycle end of trip facilities are required.
Siting of carparking (Cl. E6.7.12)	<ul style="list-style-type: none"> A1 – Location of carparking 		✓		A1 – Not Compliant some parking will be located to the front of the building line.
E6.7.13 Facilities for Commercial Vehicles	<ul style="list-style-type: none"> Commercial vehicle facilities for loading, unloading or manoeuvring must be provided on-site in accordance with Australian Standard for Off-street Parking, Part 2: Commercial Vehicle Facilities AS 2890.2:2002 	✓			A1 Compliant On-site turning for medium delivery vehicle provided.
E6.7.14 Access to a Road	<ul style="list-style-type: none"> Access to a road must be in accordance with the requirements of the road authority 	✓			A1 Compliant Approval for the new access has been granted by Dept. of State Growth.
E7.0 Stormwater Management Code					
Stormwater drainage and disposal (Cl.E7.7.1)	<ul style="list-style-type: none"> A1 – Disposal of stormwater to public infrastructure A2 – Sensitive design of stormwater system incorporates water sensitive urban design principles A3 – Design of minor stormwater drainage system A4 – Design of major stormwater drainage system 	✓	✓	✓	A1 – Compliant able to dispose of stormwater to public infrastructure A2 – Compliant as indicated on plans. Included as a condition of any approval A3 – Compliant as indicated on plans. Included as a condition of any approval A4 – Not Applicable

CLAUSE		COMPLIES?			COMMENTS
		YES	NO	N/A	
E24.0 Significant Trees Code					
Lopping, pruning, removal or destruction of significant trees (Cl.E24.6.1)	<ul style="list-style-type: none">A1 – No acceptable solution (requires assessment against performance criteria)		✓		<p>A1 – Not Compliant. There is one significant tree listed on the Significant Tree Register in Table E24.1 of the Scheme (Tree Reference 2012-1). This tree is a pin oak and is located at the front of the proposed development adjacent to the road reserve. While this tree is proposed for retention, the proposed development encroaches into the tree root protection zone (TPZ) of this tree. The proposal also relies upon lopping of the tree to accommodate the development and remediate historic pruning by TasNetworks. Therefore, the proposal requires assessment against the performance criteria P1. The performance criteria require that works may only be approved if:</p> <p>(a) it is demonstrated that there are no feasible alternative proposal designs which could be implemented to avoid impacting on the tree and the proposed methodology of the works incorporates measures to minimise and mitigate any damage to the tree; and</p> <p>(b) there are environmental, social, economic or safety reasons of greater value to the community than the cultural significance of the tree; or</p> <p>(c) Council is satisfied that the tree is dead or dying based on written evidence from a qualified arborist, resulting in a loss of significance.</p> <p>In this instance, as the tree is not dead or dying and proposed for retention, only (a) is applicable.</p>

Note: All other codes were reviewed and are not applicable to the proposed use/development.

PLANNING AUTHORITY SESSION ADJOURNS

OPEN SESSION RESUMES

Open session resumes at

14 NOTICES OF MOTION

14.1 FUNDING FOR PUBLIC INFRASTRUCTURE REQUIRED TO SUPPORT LARGE SUB-DIVISIONS

The following Notice of Motion was submitted by **Cr Westwood**:

RECOMMENDATION

That a report be provided to Council regarding options to assist in funding the provision of public infrastructure to support large new subdivisions and rezones.

The report should include, but not be limited to:

- analysis of the infrastructure requirements created by recent large residential subdivisions;
- financial analysis, including estimated revenue versus costs and time taken to achieve a return on investment to Council from recent major residential subdivisions;
- potential policy solutions to address funding of public infrastructure necessitated by large subdivisions;
- options currently available within existing legislation to implement changes to the way Council funds and delivers infrastructure, including land value capture options, infrastructure impact fees and public private partnerships; and
- what legislative or other changes are required to enable Council to undertake value capture arrangements from large residential subdivisions by re-allocating at least part of the burden of funding for public infrastructure requirements.

Background

Kingborough needs additional investment in infrastructure to support its growing population. Population growth from major residential subdivisions is placing significant financial strain on Council.

Large subdivisions and the rezoning of large areas of land for residential development necessitates additional expenditure by Council. These developments do generate revenue from rates in the long-term, but Council incurs a significant cost in the short-term from having to provide additional public infrastructure and community support.

There are much higher demands placed on Council resources from new residential areas, as the increasing population requires more services, upgraded infrastructure and new public facilities. The cost of this new infrastructure, such as roads, reserves, playgrounds, sporting facilities and community services, is borne by the existing municipal ratepayer base.

It is timely to consider innovative options to capture some of the financial benefit that private developers realise from major residential subdivisions and the increase in value from the rezoning of large parcels of land. There is an equity argument that those who profit from large residential developments should be required to fund a reasonable proportion of the cost associated with the provision of additional public infrastructure. By capturing the increase in land value, Council may be able to raise funds to make a positive contribution to infrastructure funding within Kingborough.

There is a growing urgency to find new sources of funding for essential public infrastructure, as Council is increasingly constrained in its ability to fund local projects and infrastructure improvements. Infrastructure impact fees may need to be implemented to help pay for all, or a portion of, the costs of providing public services as a result of new large residential developments, to reduce the economic burden on Council.

Targeted and appropriately funded investment in infrastructure can enable Kingborough to welcome and accommodate new residents and provide for the needs of its growing population.

Officer's Response

Subject to Council support, a report can be provided.

Tasha Tyler-Moore, Manager Development Services

15 PETITIONS STILL BEING ACTIONED

There are no petitions still being actioned.

16 PETITIONS RECEIVED IN LAST PERIOD

16.1 Road Safety in Coningham and Lower Snug

A petition containing **40** signatures has been received by Council. The petitioner's statement is:

The Coningham and Lower Snug Community Association ('CALSCA') and the undersigned request that Council be more proactive in assessing our community safety issues and the implementation of appropriate measures (in consultation with CALSCA and residents) such as: warning signage (eg Shared Use, Wildlife, speed limit painted on roads), traffic calming (eg speed humps and appropriate signage), widen roads (where road and verges are narrow) and establish clear parking zones (as parking is a particular problem during the summer beach season).

RECOMMENDATION

That the petition containing **40** signatures be received and referred to the appropriate Department for a report to Council.

17 OFFICERS REPORTS TO COUNCIL

17.1 DISASTER RELIEF DONATIONS POLICY

File Number: 12.81

Author: Tim Jones, Manager Finance

Authoriser: John Breen, Chief Financial Officer

Strategic Plan Reference

Key Priority Area: 1 Encourage and support a safe, healthy and connected community.

Strategic Outcome: 1.3 A resilient community with the capacity to flourish.

1. PURPOSE

- 1.1 The purpose of this report is to review the Disaster Relief Donations Policy relating to providing financial assistance in times of major disasters.

2. BACKGROUND

- 2.1 In July 2017 Council renewed the current Disaster Relief Donations Policy.

3. STATUTORY REQUIREMENTS

- 3.1 Section 77 of the *Local Government Act 1993* outlines the statutory requirements relating to the provision of grants and benefits:

77. Grants and benefits

- (1) *A council may make a grant or provide a pecuniary benefit or a non-pecuniary benefit that is not a legal entitlement to any persons, other than a councillor, for any purposes it considers appropriate.*
- (2) *The details of any grant made or benefit provided are to be included in the annual report of the council.*

4. DISCUSSION

- 4.1 This Policy has been utilised since its initial adoption in 2011 and does provide some guidance in the decision-making process relating to the allocation of funds to support disaster relief appeals.
- 4.2 It is proposed this policy not be renewed.
- 4.3 The policy has not been used for some time. In that time there has been major storm, flooding and bushfire events in Tasmania and Australia. If the policy has not been used for these events it is hard to envisage when it will be used.
- 4.4 Not renewing the policy does not mean Council cannot make donations in the future, and previous donations can be used to give an indication of suggested amounts. However, each major disaster is different and a one size fits all is not an appropriate approach.
- 4.5 The Federal and State Governments both provide relief funding for these major disasters.

4.6 This Policy was prepared for renewal late in 2019 however presentation to Council was deferred because

4.6.1 It was not considered appropriate to discuss this policy while bushfires were burning in Mainland Australia, and

4.6.2 During COVID on-line Council meeting it was an item that could be deferred to reduce Council Agenda content.

5. FINANCE

5.1 The renewal, or non-renewal, of this policy does not cost, or save, Council any money. Any future donation can be considered in isolation.

5.2 The policy does not provide a budget allocation so there is no budget impact.

6. ENVIRONMENT

6.1 There are no environmental issues associated with this matter.

7. COMMUNICATION AND CONSULTATION

7.1 The policy will be removed from Council's website.

8. RISK

8.1 The non-renewal of this policy does not prevent Council making donations in the future so there is no risk.

9. CONCLUSION

9.1 Having a policy such as the Disaster Relief Policy is only required when it is used. In recent major disasters Council has not made any donations so the policy is not recommended for renewal.

9.2 The non-renewal of the policy does not prevent Council from donating to current or future disasters.

10. RECOMMENDATION

That Council does not renew the Disaster Relief Donations Policy 3.13, as attached to this report.

ATTACHMENTS

1. Disaster Relief Donations Policy

CURRENT POLICY



Policy No: **3.13**
 Approved by Council: **July 2020**
 New Review Date: **July 2022**
 Responsible Officer: **Manager Finance**

Minute No: **TBA**
 ECM File No: **12.81**
 Version: **2.0**

Disaster Relief Donations Policy

POLICY STATEMENT	<p>1.1 This Policy sets out how Council will provide financial assistance to help address the needs of those who are affected by major disasters.</p> <p>1.2 This Policy provides a set of criteria to determine eligibility for such disaster relief donations.</p>
DEFINITIONS	<p>2.1 Donation – a donation is a gift or contribution and may be financial, material or in-kind.</p> <p>2.2 Disaster – a disaster is a serious disruption to community life which threatens or causes death or injury in that community and/or damage to property which is beyond the day-to-day capacity of the prescribed statutory authorities and which requires special mobilisation and organisation of resources other than those normally available to those authorities.</p> <p>2.3 Financial aid – this consists of money and would be provided by cheque or electronic funds transfer. The Australian Agency for International Development (AusAID), the Australian Government agency which manages Australia's overseas aid program, suggests that money is their preferred donation, as it is easily transferable and can be used to meet actual need.</p> <p>2.4 Material aid – this consists of food, furniture, clothing or other goods. This disadvantage of material aid is that it can have serious economic ramifications for disaster affected people, if provision of donated goods decreases purchases from local businesses. In addition, the transport of food and clothing can be costly and the materials dispatched may be inappropriate for the disaster or the cultural destination.</p> <p>2.5 In-kind aid – this may comprise secondment of staff or provision of services or facilities managed by Council. In-kind aid would usually only be provided within Tasmania (due to transport logistics) and is likely to be the main form of aid provided within our own or neighbouring municipalities. This type of donation can provide invaluable assistance to recovery, especially when skills are needed more than cash.</p>
OBJECTIVE	<p>3.1 The objective of this Policy is to provide a structure for making donations which are transparent and accountable and which can meet the needs of those affected by disaster in the most timely, effective and efficient way.</p>
SCOPE	<p>4.1 This Policy applies to all Council donations for disaster relief in respect of disasters affecting other countries or within Australia. It excludes events that are covered by Council's Emergency Management Plan.</p>



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<p>PROCEDURE (POLICY DETAIL)</p>	<p><u>Donation recipients</u></p> <p>5.1 Donations will be made to government or aid agencies accredited by AusAID, or an equivalent accrediting agency. Donations may be made to community groups but they will not be made to individuals.</p> <p><u>Budget</u></p> <p>5.2 It is suggested that \$10,000 is an appropriate amount for a donation to a single major event in any one year, however, the actual amount is to be decided by Council on each occasion. Funds collected at Council (fund-raising) events will not be included as part of the maximum amount of donation.</p> <p>5.3 Due to the uncertain requirement for expenditure under this Policy, no budget will be set aside to fund potential disaster relief.</p> <p>5.4 In-kind donations will be additional to any maximum financial donation. The cost of in-kind staff secondments or provision of services or facilities will be borne by the Council department providing the resources.</p> <p><u>Type of donations</u></p> <p>5.5 Only financial or in-kind donations will be provided. Money is the preferred donation for national and international disasters. In-kind aid is more likely to be a practical option for Tasmanian disasters.</p> <p>5.6 The decision about whether to give an in-kind or financial donation is entirely at the discretion of Council. The wishes of the recipients will be taken into consideration.</p> <p><u>Timeliness of aid</u></p> <p>5.7 During or immediately after a disaster, when lives and livelihoods are in danger, the speed of aid delivery is vital. Donations should be made within the first four weeks of the disaster. In-kind support should be offered as soon as possible following the event.</p> <p><u>Criteria for donation</u></p> <p>5.8 To qualify for a donation, an event must fit the definition of a disaster as defined in this policy. A disaster would usually be one that is so catastrophic that it overwhelms the normal social and material support systems of those affected. In the case of a local community, the event would be outside of their ability (particularly financial) to remedy.</p> <p>5.9 The location of a disaster influences the eligibility for donation. Disasters affecting Tasmania should always take priority. For national disasters, priority may be given to areas where there is a pre-existing relationship. For international disasters, priority should be given to areas with a significant connection to the cultural origin of residents or sister city relationships. The Asia Pacific region should have a priority higher than other areas.</p> <p>5.10 For a disaster within Tasmania, the affected local government should be consulted to ascertain the preferred destination for donations. For a national disaster, the relevant State government department should be consulted for information on accredited appeals. For an international disaster, the AusAID list of Australian non-governmental aid organizations is to be consulted.</p>
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	5.11 A local community group may be eligible for a donation. Council will establish the legitimacy of the organization and only make a donation if it is clear that the group is best suited to deal with the disaster. The donation must be used strictly for the purposes for which it was donated.
GUIDELINES	<p>6.1 Council is responsible for approving all disaster relief donations. The proposal to make a donation in accordance with this Policy may be made by either the General Manager or a Councillor. The decision to approve or refuse applications will be documented in Council minutes.</p> <p>6.2 A decision as to whether the criteria are met will be made within two weeks of knowledge of the disaster. If possible, a coordinated response with other nearby Councils should be considered.</p> <p>6.3 Financial payment will be made by a non-negotiable cheque specifying the name of the aid agency or community group or by electronic funds transfer to the aid agency or community group.</p> <p>6.4 Arrangements for in-kind staff support will be made in consultation with the affected Council managers.</p> <p>6.5 A media release will be prepared to inform the Kingborough community of the Council's disaster relief donations.</p>
COMMUNICATION	<p>7.1 Members of the public</p> <p>7.2 Kingborough Councillors</p> <p>7.3 Kingborough Council Staff</p>
LEGISLATION	8.1 Section 77, Local Government Act 1993
RELATED DOCUMENTS	9.1 Nil
AUDIENCE	10.1 Public

17.2 POLICY 4.9 - ARTS COLLECTION**File Number: 6.25****Author: Caroline Davies Choi, Arts and Events Officer****Authoriser: Scott Basham, Manager Compliance & Community Development****Strategic Plan Reference**

Key Priority Area: 1 Encourage and support a safe, healthy and connected community.
Strategic Outcome: 1.2 An inclusive community that has a strong sense of pride and local identity.

1. PURPOSE

1.1 The purpose of this report is to recommend to Council that the existing *Arts Collection Policy* be revoked, and the proposed Arts Policy endorsed.

2. BACKGROUND

2.1 At the Council meeting on 22 May 2017 Council endorsed a revised *Arts Collection Policy*. The policy is due for review.

3. STATUTORY REQUIREMENTS

3.1 There are no statutory requirements regarding the policy.

4. DISCUSSION

4.1 Pursuant to the endorsed *Art and Culture Strategy 2019-2023* Council is a facilitator in Kingborough's growth as a creative region for the benefit of residents and visitors.

4.2 Council no longer actively continues to acquire art for 'indoor display' due to a lack of exhibition space and storage.

4.3 In consultation with Council's Urban Design Officer, the Policy has been revised to more accurately reflect Kingborough's focus on the acquisition of art for the public realm.

4.4 A copy of the current Arts Collection Policy is attached as Annexure one (1) to this report.

4.5 A copy of the proposed Arts Policy is attached as Annexure two (2) to this report.

4.6 No tracked changes have been attached due to a significant re-ordering of the content. The major changes pertain to the altered focus of collecting for the public realm, rather than for indoor display.

5. FINANCE

5.1 Council currently supports art acquisition through a budget allocation of \$5,000 (2019/20 budget). \$2,500 of this supports the Art Farm Birchs Bay Kingborough Council Acquisition.

6. ENVIRONMENT

6.1 There are no environmental impacts associated with the revoking of this policy.

7. COMMUNICATION AND CONSULTATION

7.1 Community engagement was undertaken within the development of the Art and Culture Strategy 2019-2023.

7.2 The change in policy focus does not require community engagement or communication.

8. RISK

8.1 There is no risk associated with the policy change.

9. CONCLUSION

9.1 Council is a facilitator in Kingborough's growth as a creative region for the benefit of residents and visitors.

9.2 Council no longer actively continues to acquire art for 'indoor display' due to a lack of exhibition and storage space.

9.3 The Arts Collection Policy has been revised to more appropriately reflect Council's focus on art for display in the public realm.


10. RECOMMENDATION

That Council endorse the revised Arts Collection Policy as attached to this report.

ATTACHMENTS

1. **Current Arts Collection Policy**
2. **Proposed Arts Policy**

CURRENT POLICY

	Arts Collection Policy	(Policy No. 4.9)		
		LAST REVIEW May 2017	NEXT REVIEW May 2020	MINUTE REF C236/10-17
POLICY STATEMENT:	1.1 Kingborough Council owns, and continues to acquire, a variety of artworks that are collected for presentation throughout the municipality. 1.2 This policy determines how the arts collection will be maintained and managed by Council.			
OBJECTIVE:	2.1 To provide clarity with regard to how Council manages its arts collection and acquisition of art objects.			
AIMS:	3.1 The aim of Kingborough Council's Collection Policy is to: <ul style="list-style-type: none"> • Maintain an art acquisition and management program; • Maintain relevant procedural processes for the management and maintenance of the collection; • Increase access, enjoyment and understanding of its collection; • Represent contemporary art practices in Tasmania, especially in Kingborough; • Represent the diverse cultural interests of the whole community; and • Support emerging and established artists through the strategic acquisition of their work. 			
SCOPE:	4.1 The policy principles will be applied to all aspects of the development and management of Council's arts collection including methods for acquiring and decommissioning works.			
BACKGROUND:	5.1 In addition to museums and historical societies, Councils have long been involved in the collection of works of art and items that reflect local heritage - past and present.			
PROCEDURE: (POLICY DETAIL)	6.1 Council's public art collection will be managed for the acquisition collection, research, interpretation, display, maintenance, and decommissioning of works. 6.2 The Collection will consist of works of the highest affordable quality and will consist of professional work displaying excellence in that medium. 6.3 Council will commission art works of a permanent or temporary/ephemeral nature to enhance Kingborough's civic spaces and urban environment, promoting Kingborough as a destination and encouraging cultural tourism. 6.4 Art works will be integrated into sites of significance throughout the Kingborough region to provide access for the community to experience art in public places. 6.5 Artwork commissioned or acquired is to be included as an integral part of Council's Arts Collection. 6.6 Artwork collected or acquired will meet at least one of the following criteria; <ul style="list-style-type: none"> • Innovative and contemporary, including two and three-dimensional artworks utilising a range of mediums • Reflects Kingborough's cultural diversity • Created by a significant artist who has lived or worked in the municipality 			

	6.7 Management, acquisition, collection, installation, insurance, documentation, valuation, presentation, maintenance, conservation and decommissioning and disposal of artworks will be coordinated by Council's Arts and Cultural Development team.
COMMUNICATION:	7.1 Kingborough Council Staff 7.2 Kingborough Councillors 7.3 Kingborough Residents
DEFINITIONS:	8.1 Artwork: Any permanent or temporary art object, installation or activity related to the visual and performing arts. It can include a wide range of art-forms such as permanent two-dimensional or three-dimensional visual art, craft or design, new media works such as projection and digital artworks, temporary works such as installations, ephemeral artworks such as environmental artworks and also the documentation of exhibitions and performance. 8.2 Artist: An artist can be a person who has specialist training within their field and involved in the creation of art as their profession with high level interpretive, conceptualising and creative skills that result in the creation of artwork. In addition, an artist is someone who has demonstrated professional standing through exhibitions, performances and commissions and is considered an artist by his or her peers. 8.3 Contemporary Art: Is any artwork created today which is innovative for its time, comments on, or otherwise engages with issues relevant to its time or uses materials and processes that are at the forefront of arts practice within their particular field at the time can be classed as contemporary art. 8.4 Temporary/Ephemeral Artworks: Temporary artworks are specifically designed to last for days, weeks, or months. The term ephemeral artwork might be used to describe projects such as projection or lighting works where there is no physical object created. It might also be applied to physical works created using non-permanent materials.
RELATED DOCUMENTS:	9.1 Kingborough Arts and Culture Strategy
AUDIENCE:	10.1 Available to the public

UPDATED POLICY FOR APPROVAL



Policy No:	4.9	Minute No:	CXXX/XX-XX
Approved by Council:	May 2020	ECM File No:	6.25
Next Review Date:	May 2025	Version:	2.0
Responsible Officer:	Executive Manager Governance & Community Services		

Public Art and Art Collection Policy

POLICY STATEMENT:

- 1.1 Kingborough Council owns, and continues to acquire, a variety of artworks that are collected for presentation in the public realm throughout the municipality – referred to herein as ‘public art’.
- 1.2 This policy determines how artwork will be acquired, commissioned, maintained and managed by Council.
- 1.3 This policy may also be used by Council as a guide to help determine if a proposed privately owned public artwork (subject to a development application) is in accordance with relevant desired public art and urban design outcomes.
- 1.4 This policy may also be referred to by land and property owners / managers and developers (with a significant or important stakeholding in Kingborough’s public realm) as a guide to determine if a planned privately owned public art project supports relevant desired public art and urban design outcomes in Kingborough.

DEFINITIONS:

- 2.1 **Acquisition:** A process by which an existing or commissioned artwork is purchased for a collection or donated to a collection.
- 2.2 **Public Art Collection:** a set of artworks, objects or items that have artistic, design, historical or civic significance. Collections are curated according to a set of defining principles or priorities (a curatorial framework) and exhibited within the public realm.
- 2.3 **Commission:** A process in which an artist is hired to create an artwork on a temporary or permanent basis and is paid for this service.
- 2.4 **Temporary/Ephemeral Artworks:** Temporary artworks are specifically designed to last for days, weeks, or months. The term ephemeral artwork might be used to describe projects such as projection or lighting works where there is no physical object created. It might also be applied to physical works created using non-permanent materials.
- 2.5 **Public Realm:** Any space that has public visibility, use and/or access, including the built environment, parks, reserves trails and roads. Public realm spaces are not necessarily under public ownership and may also include publicly accessible private (open) spaces. Privately owned facades (shop fronts, shopping centre walls, and similar) contribute to defining public spaces and are considered an intrinsic element of the public realm. Buildings (facades) under private ownership may, therefore, be considered as canvasses for public art projects (in partnership with relevant land/property owners).



Policy No: 4.9 Minute No: CXXX/XX-XX
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OBJECTIVE:	<p>3.1 This policy provides a strategic framework for Art Collection in Kingborough.</p> <p>Key principles that inform the policy are:</p> <ul style="list-style-type: none"> a) Maintaining best practice in acquiring, commissioning and managing public art and collections; b) Maintaining relevant and robust procedural processes for the management and maintenance of the collection; c) Increased access, enjoyment and understanding of the collection by the community; d) Representing the diverse cultural interests of the community; and e) Supporting Tasmanian artists - with priority given to First Nations and Kingborough-based artists - through the strategic acquisition of their work. <p>3.2 This policy positions art as central to the ongoing development of Kingborough as a vibrant, inclusive and connected community with a strong sense of pride and local identity.</p>
SCOPE:	<p>4.1 This policy is directly relevant to all forms of permanent, temporary and ephemeral artworks located in the public realm under Council's management or subject to development assessment (under the Kingborough Interim Planning Scheme 2015 or any other subsequent planning scheme applicable in the Kingborough municipal area).</p> <p>4.2 This policy is indirectly relevant to all forms of permanent, temporary and ephemeral artworks located in significant or strategically important areas of the public realm within the Kingborough municipal area under private ownership or management.</p> <p>4.3 The policy principles will be applied to all aspects of the development and management of Kingborough's public art collection including methods for acquiring, commissioning and decommissioning works. The policy should be read in conjunction with Kingborough Council's <i>Art and Culture Strategy: Inspired Kingborough</i>.</p> <p>4.4 Works covered by the policy include (but are not limited to) two- and three- dimensional work, murals, sculptures, statues, and graphic and industrial design within the public realm.</p> <p>4.5 Other relevant policies and/or strategies that support or utilise public art outcomes, including the <i>Kingborough Play Space and Playground Strategy 2020 – 2025</i> and <i>Kingston CBD Place Strategy 2020 – 2030</i> should be read in conjunction with this policy.</p> <p>4.6 This policy is underpinned by strategic outcomes 1.1, 1.2, 1.3, 1.5, 2.3 and 3.2 of the <i>Kingborough Council Strategic Plan 2020 – 2025</i>.</p>
PROCEDURE (POLICY DETAIL):	<p>5.1 Council's art acquisitions, commissions and collection will be managed by the Arts and Culture Working Group, an interdepartmental group headed by Council's Arts and Events Officer and Urban Design Officer.</p>



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	<p>5.2 The Collection will comprise both professional and community-based work displaying excellence in medium, subject, concept and/or design.</p> <p>5.3 Council will commission art works of a permanent or temporary/ephemeral nature to enhance Kingborough's urban and natural environments, promoting Kingborough as an attractive destination and encouraging cultural tourism.</p> <p>5.4 Public artworks will be integrated into sites of significance throughout the Kingborough region to provide access for the community to experience art in public places.</p> <p>5.5 Artwork collected, commissioned or acquired must meet with at least two of the following criteria;</p> <ul style="list-style-type: none"> a) Significant to place / context / community; b) Reflects Kingborough's cultural and/or environmental diversity; c) Created by a significant artist who has lived or worked in the municipality; d) Enhances the Collection as a high quality example of contemporary art practice or with key historic, cultural, social or geographical relevance; e) Maintenance, conservation and storage costs are viable. <p>5.6 Installation and maintenance of artworks will be coordinated by Council's Arts and Culture Working Group, with specific reference to and advice from Council's Urban Design Officer and Council's Manager Works Department.</p> <p>5.7 An artwork may be considered for de-accessioning from the Collection if one or more of the following applies:</p> <ul style="list-style-type: none"> a) it does not comply with the current acquisition criteria (this policy); b) the conservation and storage costs are no longer viable; c) it lacks any supporting information to enable proper identification or to establish its relevance to the collection; d) it is irreparably damaged or destroyed, or is missing or stolen; e) where underlying structural footings or site use has changed significantly, to the degree that the public artwork is no longer able to be structurally supported on the site; f) the work becomes a risk to public safety; g) or the artwork is at severe risk of damage.
ROLES AND RESPONSIBILITIES	<p>6.1 Oversight of the implementation of the Policy is the responsibility of the Executive Manager Governance & Community Services.</p> <p>6.2 The Arts and Events Officer will be responsible for ensuring commission / acquisition and deaccession proposals comply with this policy.</p>



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	<p>6.3 The Arts and Culture Working Group will use this policy to make informed decisions before recommending any proposed accession and/or deaccession of objects (artworks).</p> <p>6.4 The Urban Design Officer (or other suitably qualified design consultant and/or engineer) will ensure that installation and placement of artwork is in line with desired urban design outcomes and relevant building and planning codes.</p> <p>6.5 The Manager, Works Department (or a representative thereof) will be consulted and give advice in relation to materials, maintenance and installation (of artworks).</p>
COMMUNICATION:	<p>7.1 Kingborough Council Staff;</p> <p>7.2 Kingborough Councillors;</p> <p>7.3 Kingborough Residents and Ratepayers;</p> <p>7.4 Arts and culture practitioners;</p> <p>7.5 Arts and culture industry partners.</p>
LEGISLATION:	<p>8.1 Nil</p>
RELATED DOCUMENTS:	<p>9.1 <i>Kingborough Council Strategic Plan 2020 – 2025</i>;</p> <p>9.2 <i>Kingborough Council's Art and Culture Strategy: Inspired Kingborough</i>;</p> <p>9.2 Any other relevant Kingborough Council policy and/or strategy that identifies, supports, utilises public art (and related) outcomes.</p>
AUDIENCE:	<p>10.1 Public</p>

18 CONFIRMATION OF ITEMS TO BE DEALT WITH IN CLOSED SESSION

RECOMMENDATION

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

Confirmation of Minutes

Regulation 34(6) *In confirming the minutes of a meeting, debate is allowed only in respect of the accuracy of the minutes.*

Applications for Leave of Absence

Regulation 15(2)(h) *applications by councillors for a leave of absence.*

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

Open Session of Council adjourned at

OPEN SESSION ADJOURNS

OPEN SESSION RESUMES

Open session resumed at

RECOMMENDATION

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	
Applications for Leave of Absence	

CLOSURE

Public Copy

APPENDIX

- A. Mayor's Communications
- B. Delegated Authority List for the Period 1 July 2020 to 14 July 2020
- C. Governance & Community Services Activities Report January – June 2020
- D. Calendar
- E. Forward Agenda

Public Copy

A MAYOR'S COMMUNICATIONS

Mayor Winter reported the following meetings and activities:

Date	Place	Meeting/Activity
16 June	Hobart Town Hall	Attended the Greater Hobart Mayors Forum
19 June	Civic Centre	Met with Tobias Tenbensen of Kingborough & Huon Rural Youth to discuss the group's activities and potential collaboration with Council.
22 June	Sports Centre	Met with Minister Howlett to discuss the Sports Centre's reopening and future precinct vision.
29 June	Civic Centre	Met with Rebecca White and David O'Byrne MP to discuss the impact of the loss of TasWater dividends.
30 June	Kettering	Attended the Art of Tea Tasting at Kettering Hall.
	Kingston Beach RSL	Met with Senator Duniam to discuss general issues within Kingborough
1 July	Civic Centre	Met with representatives of the Australian Antarctic Division to discuss the future of AAD in Kingston.
6 July		Participated in webinar with Minister Shelton and LGAT.
10 July	Margate	Met with Amanda Jessup of Margate Country Kennels to discuss the impact of COVID-19 on her business.
13 July	Blackmans Bay	Met with Ms Louisa d'Arville
14 July	Blackmans Bay	Met with residents of Wells Parade to discuss footpath, road and stormwater issues outside the skatepark.
	Kingston Beach	Met with Julie Collins for a general discussion about COVID-19 response.
17 July	Kettering	Met with Cr Grace and Mr Rob Tabor at the Oyster Cove Inn to discuss general business conditions and challenges.
	West Winds Community Centre	Attended the Launch of the Reflections Exhibition

B DELEGATED AUTHORITY LIST FOR THE PERIOD 1 JULY 2020 TO 14 JULY 2020

DEVELOPMENT APPLICATIONS FOR DISCRETIONARY DEVELOPMENT/USE		
DA-2019-650	Ms M Bowd 51 Lockleys Road ADVENTURE BAY	Change of use from visitor accommodation to residential
DEVELOPMENT APPLICATIONS FOR DISCRETIONARY DEVELOPMENT/USE		
DA-2019-650	Ireneinc Planning 'CityLight Church' 150 Redwood Road KINGSTON	New access, car parking and circulation aisles
DA-2019-687	Mr M Shrapnel 24 Auburn Road KINGSTON BEACH	Dwelling
DA-2019-717	Mr S McKenzie Hall 22 Longmans Road MARGATE	Dwelling and outbuilding (shed)
DA-2020-14	Isle Drafting P/L 96 Cemetery Road LUNAWANNA	Demolition of existing dwelling and construction of new dwelling, Retrospective approval of garage
DA-2020-39	Wilson Homes Tasmania P/L 28 Rodway Court KINGSTON	Dwelling
DA-2020-87	Mr N & Mrs R Grice 615 Sandfly Road SANDFLY	Extensions to dwelling including carport, Retrospective approval for outbuilding (shed)
DA-2020-157	Ms P F Harvey 7 White Court KINGSTON	Dwelling
DA-2020-166	Mr F Maurici & Miss E Perrott 26 Impara Drive OYSTER COVE	Outbuilding (garage/carport)
DA-2020-172	Mr C & Mrs K Dean 11 Morris Avenue TAROONA	Extension and alterations to dwelling including deck
DA-2020-195	Wilson Homes Tasmania P/L 18 Eleni Avenue KINGSTON	Dwelling
DA-2020-234	Mr M E Way 36 Ritchie Street ALLONAH	Change of use from outbuilding (shed) to dwelling
DA-2020-243	Ronald Young & Co Builders P/L 8 Apolline Drive KINGSTON	Dwelling

DA-2020-246	Wilson Homes Tasmania P/L 64 Turquoise Way KINGSTON	Dwelling
DA-2020-270	G Hills & Partners Architects Unit 2/16 Wells Parade BLACKMANS BAY	Extension to dwelling (roofed patio)
DA-2020-271	G Hills & Partners Architects 74 Hollyhock Drive KINGSTON	Dwelling
DA-2020-310	Ms J Hickie & Mr J Wood 4 Devon Walk TAROONA	Alterations and additions to dwelling
DEVELOPMENT APPLICATIONS FOR BOUNDARY STRATA/STAGED DEVELOPMENT SCHEME/ SEALED PLAN AMENDMENT		
STR-2020-9	Leary Cox & Cripps 11 Sophia Street KINGSTON	Strata – Units 1 & 2
SPA-2020-3	Lark & Creese P/L 831 Cloudy Bay Road SOUTH BRUNY	Amend the covenant building area and related easement wording
STG-2020-14	Leary Cox & Cripps P/L 99 Channel Highway KINGSTON	18 units over four stages
STR-2020-15	Leary Cox & Cripps P/L 99 Channel Highway KINGSTON	Strata – units 1, 2, 10 & 11
DEVELOPMENT APPLICATIONS FOR NO PERMIT REQUIRED		
DA-2020-233	Kings Outdoor Living 19 Mirramar Park BLACKMANS BAY	Cover pergola over existing hardstand area
DA-2020-241	Mr M & Mrs S Elliott 20 Yarraman Drive KINGSTON	Roof extension over existing outdoor area
DA-2020-265	Mr S A Cuff 11 Delta Avenue TAROONA	Extension to dwelling (pergola)
DA-2020-269	K Davis 34 Lewan Avenue KINGSTON	Roof over existing deck
DA-2020-286	Ms B Newman 16 Hiern Road BLACKMANS BAY	Partial demolition and additions to existing dwelling
DA-2020-298	Mr P H Cuthbertson 69 Hollyhock Drive KINGSTON	Dwelling

C GOVERNANCE & COMMUNITY SERVICES ACTIVITIES REPORT JAN - JUN 2020**1. Governance:**

- 1.1 Service Delivery Plan finalised following adoption of the 2020-2025 Strategic Plan by Council and tasks uploaded to Performance Manager for reporting purposes.
- 1.2 Draft Corporate Plan prepared.
- 1.3 Legislation relating to the COVID-19 pandemic reviewed and action taken as appropriate.
- 1.4 Review of Council's By-Laws commenced.
- 1.5 Twin Ovals advertising policy reviewed.
- 1.6 Policies and procedures relating to Council's pandemic response prepared and implemented.
- 1.7 Citizenship ceremony held on 26 January.
- 1.8 Delegations arranged in accordance with Council's Delegated Authority Policy.

2. Property Management:

- 2.1 Ongoing negotiation with the State Revenue Office in relation to the waiving of stamp duty on transfers of road easement, walkways, parks and sections of roadway
- 2.2 Meetings held with the owners at the top of Lawless Road to resolve parking issues associated with the Kaoota Tramway Track. A temporary solution has been found with the expectation that Council will continue to find a longer-term solution.
- 2.3 Discussions held with private landowners regarding access to facilitate a potential walking track from Brightwater Road through to Mt Louis Road.
- 2.4 Lease agreements signed with five boat shed occupiers on Nebraska Beach.
- 2.5 50 expired building permits on Council buildings dating back to 2004 have been resolved, with final inspections undertaken.
- 2.6 Traders in Purple lease over the café area of the Hub for the establishment of a sales office finalised.
- 2.7 The subdivision of the first section of the Kingston Park (Traders in Purple) townhouse development is anticipated to be with the Land Titles office for registration in August. A further application has been lodged on Council's behalf, for the subdivision of the remainder of the site.
- 2.8 Works on the Kiosk to convert it to a Café at Dru Point have commenced, however, the project is proceeding at a slow pace due to the COVID shutdown.
- 2.9 Contracts have been signed with an owner of land in Riverdale Road to provide greater access to the North West Bay River track via a right of way.
- 2.10 Negotiations for an easement over a section of Kaoota Track that is on private land are continuing.

- 2.11 Two sections of Crown land that back onto Whitewater Creek are due to be transferred to Council shortly.
- 2.12 Contracts have been finalised in relation to the sale of Council land to the Medical centre on John Street, the subdivision process has commenced.
- 2.13 Subdivision of Maddocks Road is complete. This will facilitate the last stage of the Spring Farm development.
- 2.14 The subdivision of the UTAS land at Taroona is also close to completion. Once this is done Council can complete the purchase of that section of land.
- 2.15 The purchase of a small section of land on the corner of John Street and the Huon Highway in Kingston, has been completed. This will facilitate the enlargement of the existing roundabout.

3. Recreational Planning:

- 3.1 The North West Bay River Multi-user Trail Feasibility Report has now gone out for Community Consultation and feedback until the 27 July. There has been a strong uptake of responses and comments to date on the Our Say forum on Council's website.
- 3.2 The Kingborough Dog Walking Association with the aid of the Tas Community Fund and support from Council have now installed an upgraded dog agility playground at Dru Point Park and a new puppy area with a 'Pooch Post' watering station. The official opening of this will be at Dru Point on Sunday 26 July.



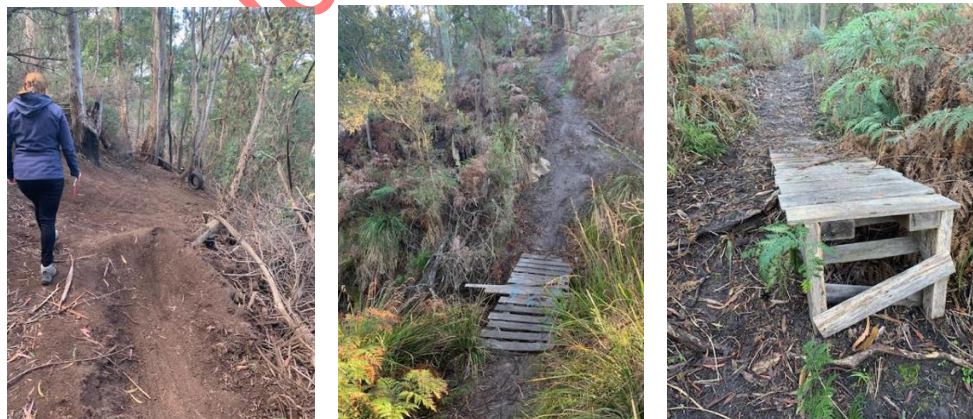
Dog Agility Equipment

- 3.3 A Tracks and Trails maintenance and signage audit has been conducted on all Kingborough tracks and reports prepared and presented to Parks & Reserves staff for future planning of maintenance and upgrade works required.



Example of erosion on a section of Nierinna Creek Track steps

- 3.4 Alum Cliffs Track steps upgrade on the steep section to the Shot Tower are now completed and receiving positive feedback from users on the upgrade of this popular track. Other minor upgrades have also been undertaken on sections of the track to improve surface and drainage
- 3.5 A review and update the Kingborough Recreation Facilities Strategic Plan has commenced.
- 3.6 There has been a significant increase of reports of illegal mountain bike track building and jumps with vegetation clearing on Council land which has required a combined approach with NRM, Reserves and Recreation to try and address some of the issues. A multi-faceted approach of signage, rehabilitation, fencing and education of users and parents is required to help slow it down, but it is an ongoing issue Council staff are dealing with (as are the other greater Hobart Councils).



Examples of jumps in Council bush reserves

4. Urban Design:

- 4.1 Design advice and support has been provided to the Kingston Park project team, including in relation to detailed design solutions for play space, configuration of Road F and Pardalote Pde (new roads).
- 4.2 The Kingborough Play Space and Playground Audit 2020 was completed.

- 4.3 Continued involvement as key stakeholder in relation to implementation of the Kingston CBD Place Strategy.
- 4.4 Assessment of applications for memorial furniture in public open spaces.
- 4.5 Finalised landscape plans and commenced contract management for playground renewal works at Blackmans Bay Foreshore Playground.
- 4.6 Provided support to Engineering Services in relation to Blowhole Reserve Fencing Project, including completion of application for Aboriginal Heritage Permit.
- 4.7 Meetings held with South Channel Ratepayers and Residents Association in relation to interpretative signage and possible dual naming project in Gordon.
- 4.8 Met with members of the Blackmans Bay Community Association to discuss proposals to improve public realm and landscape outcomes in Blackmans Bay.
- 4.9 Undertook landscape analysis and design investigations for a Cruising Yacht Club of Tasmania proposal to erect a picnic shelter at Barnes Bay.
- 4.10 Coordinated with Works Department and NRM team in relation to management of vegetation along Blackmans Bay foreshore (north).
- 4.11 Liaised with Libraries Tasmania in relation to possible StoryWalk projects across Kingborough, including developing shortlist of acceptable titles and securing royalty-free permissions from publishers.
- 4.12 Delivered report on establishment of public open space facilities in Howden.
- 4.13 Coordinated with Stormwater Unit to identify suitable location for weather station in Longley Reserve.
- 4.14 Responded to requests from Development Services for urban design advice in relation to planning applications and pre-lodgement advice.
- 4.15 Met with representative from Kettering Community Association and Kettering Walkers in relation to request for installation of footpath to Channel Highway, Kettering.

5. Turf Maintenance:

- 5.1 The Twin Ovals played host to an AFL pre-season match between North Melbourne and Sydney on 9 March, with the standard of the ground receiving high praise from the teams involved.
- 5.2 Cricket finals were held at the venue before sport was shut down due to COVID-19.
- 5.3 During the shutdown period, the Turf Crew took the opportunity to do some much-needed intensive renovation of our sports grounds.

6. Emergency Management:

- 6.1 Work since March has been wholly related to COVID-19 and has seen a significant increase in workload for staff. The Emergency Management Coordinator (Belinda Loxley) sits on the Southern Region Emergency Management Committee that has been meeting weekly during this period to receive updates about the ongoing situation.
- 6.2 The Recovery Coordinator (Michelle Allen) sits on the Southern Regional Social Recovery Committee which has also been meeting on a regular basis. Significant

volumes of information have been coming through to these groups from both State and Regional groups, which has informed the work of Council's Incident Management Team and Recovery Working Group.

- 6.3 Council's IMT Team has worked to inform Council's response to the COVID-19 situation. Work within the emergency response phase is now slowing down with time focused on planning for a second phase or hotspot response. Work on the social recovery side will continue for some time with various grants now being announced and applications being considered.
- 6.4 The Emergency Management Coordinator has been involved in the preparation of the Municipal Emergency Management Guidelines: <https://www.lgat.tas.gov.au/member-services/policy-and-projects/municipal-emergency-management-guidelines> These guidelines help to support Municipal Emergency Management Committees in fulfilling their roles and responsibilities under the Emergency Management Act 2006.
- 6.5 The Emergency Management Coordinator has also been a member of a Working Group to prepare the Tasmanian Emergency Management Training resource: <https://www.ses.tas.gov.au/emergency-management-2/tasemt/> This is a resource to enable people with emergency management responsibilities to increase their capability and capacity in an emergency event and to gain an overall introductory level of understanding of emergency management which directly relates to each of the all Hazards phases of prevention, preparedness, response and recovery-PPRR.

7. Kingborough Sports Centre:

- 7.1 At the close of business on Wednesday 18 March 2020 we closed the doors to the entire Kingborough Sports Centre (all four levels). No member of the public could access our facility due to the circumstances surrounding the coronavirus pandemic.
- 7.2 103 days later, on Monday 29 June 2020, all four levels of our community focused Sports Centre again re-opened to the public; not for normal activities, but under whatever the public health guidelines were at the time (a combination of stage 1 and stage 2 restrictions). We are now currently operating under Stage 3 restrictions.
- 7.3 During the shutdown period the KSC team of full-time and permanent part-time employees never missed a working day. Unfortunately, our casual staff were effectively stood down immediately as we generally had no work for them until we re-opened.
- 7.4 Our permanent part-time cleaners were redeployed to the Civic Centre and our part-time child-minding staff to cleaning duties at the Community Hub. Two of our full-time staff also shared the role of the Council couriers during the bulk of our shut-down period. We also picked-up a number of short-term task orientated projects for other departments within Council.
- 7.5 At the time of writing this report, both our multi-court activities, are close to what we consider to be the new normal. Our anchor tenants of Basketball and Netball have and/or are about to resume to competition mode and our advanced bookings for the next quarter exceed what we would have previously estimated pre-coronavirus – this is due Basketball and Netball competitions rebooting and extended their seasons beyond when they would normally play.
- 7.6 Over the past 12 months or more, management at the KSC have prioritized relationship building with sports such as Basketball and Netball and at the back end of 2020, and leading into 2021, we will see positive outcomes from this strategy. The level of committed content from Basketball and Netball far exceeds that of previous years.

Fitness Centre activities:

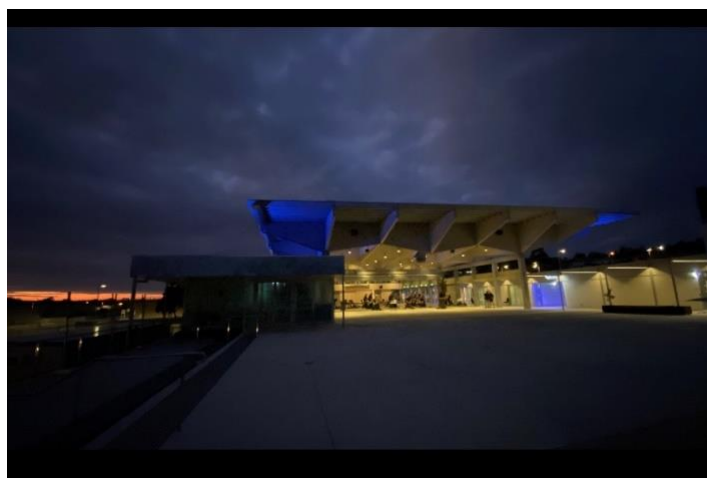
- 7.7 The Coronavirus period has reinforced the fact that our Fitness Centre is a significant element of our KSC operations and a highly valued community asset. At its peak, our Fitness Centre has had around 1,300 members – a significant number in a population of 37,000.
- 7.8 The three-month shut down has resulted in this membership base being eroded to around 850 members as at 29 June 2020. Evidence suggests that we have “bottomed-out” at 850 and that our membership base is already starting to grow and we are confident that we will quite quickly be back to 1,000 members. The ongoing challenge will be to get back to the 1,200 to 1,300 members that we achieved at our peak. Our team will be heavily focused on membership growth over the next quarter.
- 7.9 Once the KSC went into lockdown in mid-March 2020, much of our focus immediately reverted to delivering online and then outdoor fitness activities. We also established a dedicated KSC Fitness Centre members only Facebook page and regularly communicated with our members via social media and email. Member engagement remained a high priority; from the day we shut until the day we reopened our Fitness Centre.
- 7.10 On Saturday 18 May, we began conducting outdoor fitness classes at the Community Hub. We had planned to undertake a full month of outdoor fitness classes down at this venue, however, restrictions on gyms were lifted a week earlier than previously anticipated and we recommenced indoor fitness activities at the KSC on 9 June 2020.
- 7.11 During our three weeks down at the Community Hub, we conducted over 120 individual group fitness classes. The feedback from our members and the community was excellent and it is our intention to revisit conducting outdoor fitness activities at the Community Hub and in other outdoor location in Kingborough.



Outdoor Activities at the Kingborough Community Hub

8. Kingborough Community Hub:

- 8.1 The Kingborough Community Hub closed its doors to the public on Thursday 19 March 2020 as State Government restrictions were implemented due to the Covid-19 Pandemic. As restrictions were implemented, the Community Hub became one of the designated worksites for a period of three months, hosting an additional 15 Council employees as staff were temporarily relocated to different locations to assist with business continuity requirements.
- 8.2 The State Government's Covid-19 restrictions eased during May 2020, allowing outdoor gyms for a maximum of 10 people to operate. As such, the Kingborough Sports Centre relocated to the Community Hub for a period of three weeks, delivering in excess of 40 outdoor classes per week in the Hub's Town Square area.
- 8.3 Immunisation sessions coordinated by Council's Environmental Health Department have been conducted at the Community Hub between April and July 2020, with dates booked in for the remainder of 2020.
- 8.4 Council will resume Citizenship Ceremonies at the Community Hub on Wednesday 29 July 2020 for 20 conferees.
- 8.5 The Kingborough Community Hub won two awards in June at the 2020 Tasmanian Architecture Awards. The awards received were the Alan C Walker Award for Public Architecture, and the Colorbond Award for Steel Architecture.
- 8.6 The 4 Seasons Market is a new Makers and Growers Market that will operate monthly from the Community Hub. The first 4 Seasons Market was held on Sunday 16 February 2020 and then subsequent months on the last Sunday of the month. The COVID-19 Pandemic resulted in the market having to temporarily cease operating. The market is scheduled to re-open on Sunday 27 September 2020.
- 8.7 The Overwintering Project is the next exhibition at the Hub and is scheduled for the beginning of September 2020.
- 8.8 Up until the closure of the Community Hub due to the Covid-19 Pandemic, National Joblink were a regular client at the Hub with fortnightly bookings in the Small Meeting Room. Safety Circle were also a regular client booking the Hub on multiple occasions for up to a week at a time.



Events Held at the Hub

Dates	Activity	Spaces used
Past Activity		
January 2020		
9, 23 January 2020	HIRE: National Joblink	Small Meeting Room
10-11 January 2020	COUNCIL: Kingborough Awards	Multi-Purpose Hall
12 January 2020	HIRE: Private event	Multi-Purpose Hall
14 January 2020	HIRE: St Giles	Meeting Room 1
22 January 2020	HIRE: Private event	Meeting Room 1
24 January 2020	HIRE: Australian Childhood Foundation	Meeting Room 1
26 January 2020	COUNCIL: Citizenship Ceremony	Multi-Purpose Hall
26 January 2020	HIRE: Extinction Rebellion	Multi-Purpose Hall
28, 30, 31 January 2020	HIRE: Safety Circle	Meeting Room 1
February 2020		
2 February 2020	HIRE: Extinction Rebellion	Multi-Purpose Hall
4 February 2020	IN KIND HIRE: End of Life Choices Bill Forums, Hon. Mike Gaffney MLC	Meeting Room 1
4 February 2020	HIRE: Advocacy Tasmania	Small Meeting Room
4, 5, 7 February 2020	HIRE: Safety Circle	Meeting Room 1
5 February 2020	HIRE: Kingborough Business Enterprise Centre	Meeting Room 1
6, 20 February 2020	HIRE: National Joblink	Small Meeting Room
11, 12 February 2020	HIRE: Kingston Neighbourhood House	Small Meeting Room
14 February 2020	HIRE: Advocacy Tasmania	Small Meeting Room
16 February 2020	4-Seasons Market	Multi-Purpose Hall, Town Square
17-20 February 2020	HIRE: Safety Circle	Meeting Room 1
22 February 2020	HIRE: Dental South	Small Meeting Room
23 February 2020	Love Living Locally	Multi-Purpose Hall, Town Square
28 February 2020	HIRE: Australian Youth Climate Coalition	Meeting Room 1
29 February 2020	HIRE: Yoga Fun For Kids	Gallery
March 2020		
5 March 2020	HIRE: National Joblink	Small Meeting Room
7, 14 March 2020	HIRE: Yoga Fun For Kids	Gallery
10 March 2020	HIRE: Safety Circle	Meeting Room 1

Dates	Activity	Spaces used
10-11 March 2020	HIRE: Kingston Beach Surf Life Saving Club – Strategic Planning Workshops	Meeting Room 1
11-12 March 2020	HIRE: MacTavish West – training sessions	Multi-Purpose Hall
12 March 2020	HIRE: Senator Jonathon Duniam	Meeting Room 1
12 March 2020	HIRE: Kingston Beach Surf Life Saving Club – Awards Night	Multi-Purpose Hall
16-19 March 2020	HIRE: Safety Circle	Gallery
17-19 March 2020	HIRE: NAPCAN	Meeting Room 1

Events Cancelled due Covid-19

Dates	Activity	Spaces used
March 2020		
19 March	HIRE: National Joblink	Small Meeting Room
21, 28 March	HIRE: Yoga Fun For Kids	Gallery
23-27 March	HIRE: Safety Circle	Meeting Room 1
29 March	4-Seasons Market	Multi-Purpose Hall, Town Square
30 March -3 April	HIRE: Safety Circle	Meeting Room 1
April 2020		
2, 16, 30 April	HIRE: National Joblink	Small Meeting Room
3 April 2020	COUNCIL: Citizenship Ceremony	Multi-Purpose Hall
4, 11, 18, 25 April	HIRE: Yoga Fun For Kids	Gallery
5 April	HIRE: The Resilience Company	Multi-Purpose Hall
6-9 April	HIRE: Safety Circle	Meeting Room 1
15, 22, 29 April	COUNCIL: Live Well Live Life program	Meeting Room 1
18-19 April	HIRE: Choral Productions Tasmania	Multi-Purpose Hall
26 April	4-Seasons Market	Multi-Purpose Hall, Town Square
May 2020		
6 May	HIRE: Smith Family	Multi-Purpose Hall
2, 9, 16, 23, 30 May	HIRE: Yoga Fun For Kids	Gallery
6, 13, 30, 27 May	COUNCIL: Live Well Live Life program	Meeting Room 1
14, 28 May	HIRE: National Joblink	Small Meeting Room

Dates	Activity	Spaces used
15-25 May	COUNCIL: Bee Exhibition	Meeting Room 1
31 May	4-Seasons Market	Multi-Purpose Hall, Town Square
June 2020		
6, 13, 20, 27 June	HIRE: Yoga Fun For Kids	Gallery
3, 10 June	COUNCIL: Live Well Live Life program	Meeting Room 1
6 June	Wedding	Multi-Purpose Hall, Town Square
11, 25 June	HIRE: National Joblink	Small Meeting Room
19-22 June	COUNCIL: Youth Showcase	Multi-Purpose Hall
27 June	HIRE: Film Night – Clare Corrigan	Multi-Purpose Hall
28 June	4-Seasons Market	Multi-Purpose Hall, Town Square
July 2020		
4, 11, 18, 25 July	HIRE: Yoga Fun For Kids	Gallery
3 July	COUNCIL: Citizenship Ceremony	Multi-Purpose Hall
9, 23 July	HIRE: National Joblink	Small Meeting Room
9-14 July	HIRE: Lions Club Book Fair	Multi-Purpose Hall
26 July	4-Seasons Market	Multi-Purpose Hall, Town Square
30-31 July	HIRE: Educate Tutoring	Multi-Purpose Hall

Dates	Activity	Spaces used
Upcoming Activity		
17 July 2020	COUNCIL: Child Immunisation	Multi-Purpose Hall, Gallery
29 July 2020	COUNCIL: Citizenship Ceremony	Multi-Purpose Hall
21 August 2020	COUNCIL: Child Immunisation	Multi-Purpose Hall, Gallery
1-15 September 2020	EXHIBITION: The Overwintering	Multi-Purpose Hall
17 September 2020	COUNCIL: Citizenship Ceremony	Multi-Purpose Hall
18 September 2020	COUNCIL: Child Immunisation	Multi-Purpose Hall, Gallery
16 October 2020	COUNCIL: Child Immunisation	Multi-Purpose Hall, Gallery
20 November 2020	COUNCIL: Child Immunisation	Multi-Purpose Hall, Gallery
18 December 2020	COUNCIL: Child Immunisation	Multi-Purpose Hall, Gallery

9. Compliance:

- 9.1 Statistics for the quarter ending 30 June 2020 are provided below, with a comparison with the same period last year. Activity numbers in some areas are down due to the absence of a full time Compliance Officer position during the reporting period (recruitment for this position was placed on hold due to COVID-19) and a more lenient enforcement approach due to the economic and social disruption associated with the pandemic.

Animals	2020	2019
Dog on Beach/Reserve	5	5
Exceeding 2 dogs on property	0	3
Dog at Large	27	53
Dog Attack - person	4	5
Dog Attack - animal	11	11
Dog Found	31	56
Dog Lost	15	33
Dog Defecating	1	0
Nuisance Complaint - Informal	22	35
Nuisance Complaint - Formal	1	3
Animal on Road (other than dog)	1	3
Animal General Request for action	30	80
Rooster Noise/Poultry Complaint	6	0
Unregistered Dogs	7	6
Inspection of application to keep several dogs	1	3
Renewal Inspection for keeping of several dogs	11	23
Annual/Quarterly Dog Inspection (Dangerous/Restricted/Guard)	16	34
Withdrawal Applications - Animal	0	11
Microchipping	0	0
Total	189	364

Enforcement	2020	2019
Open Air Burning	21	7
By-Law Exemption Section 18(2) Health & Environmental	9	1
By Law Enforcement - Includes Illegal Signs	1	6
General Request for Action	25	26
Vehicles	40	50
Fire Hazard in Residential Areas	2	1

Fire Hazard in Rural Areas	1	1
Proactive Fire Hazard Request	0	0
Inspection for Skip Bin Applications	0	0
Parking Patrols	85	54
Withdrawal Applications - Parking	22	94
Withdrawal Applications - By-law/LGA/LUPAA/Building	0	0
Message to Compliance Officer	19	13
Total	225	253

After Hours Callout	2020	2019
Emergency (dog found/danger)	0	12
Non Emergency (lost/at large)	7	3
Total	7	15

Applications	2020	2019
Kennel Licence Applications	2	4
Skip Bin Applications	0	0
Total	2	4

Impounded Dogs	2020	2019
Dogs returned to owner	2	38
Dogs Taken to Dogs Home	2	6
Dogs Euthanised	0	1
Total	4	45

Infringements	2020	2019
Parking	221	617
Dog Control Act	9	91
Council By-Laws/LGA/LUPAA/Building Act	9	5
EMPCA/Food/Weed	0	0
Total	239	526

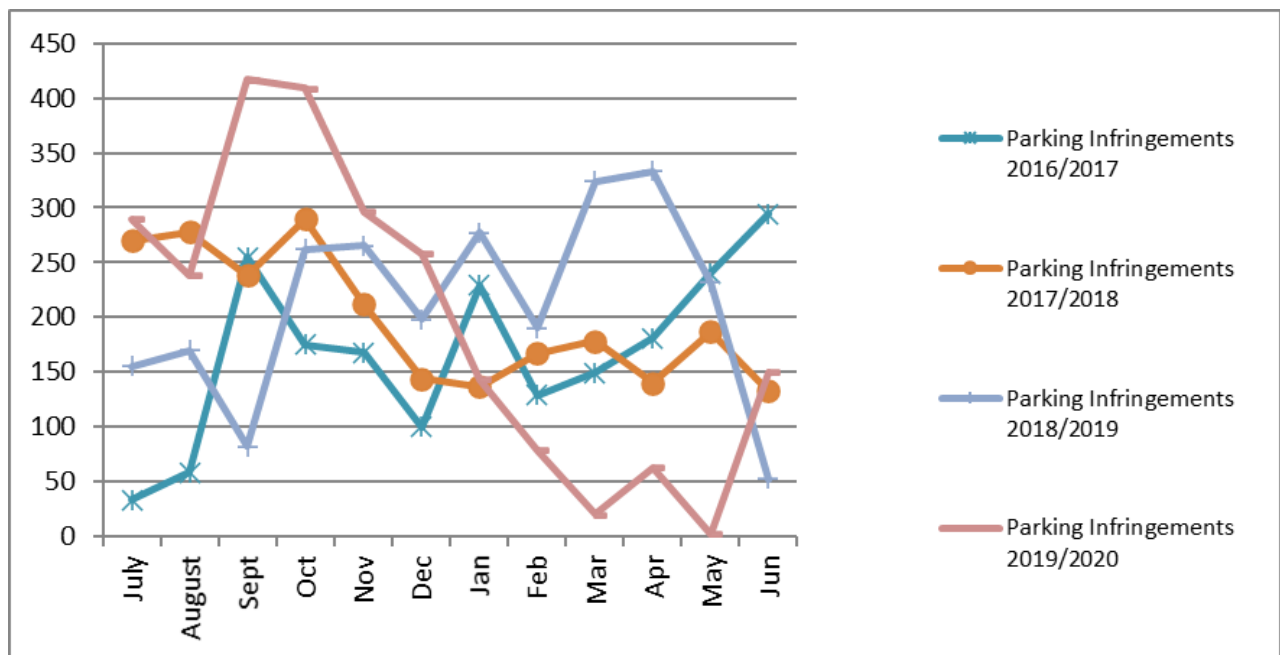


Figure 1 - Parking Infringements Issued per Year

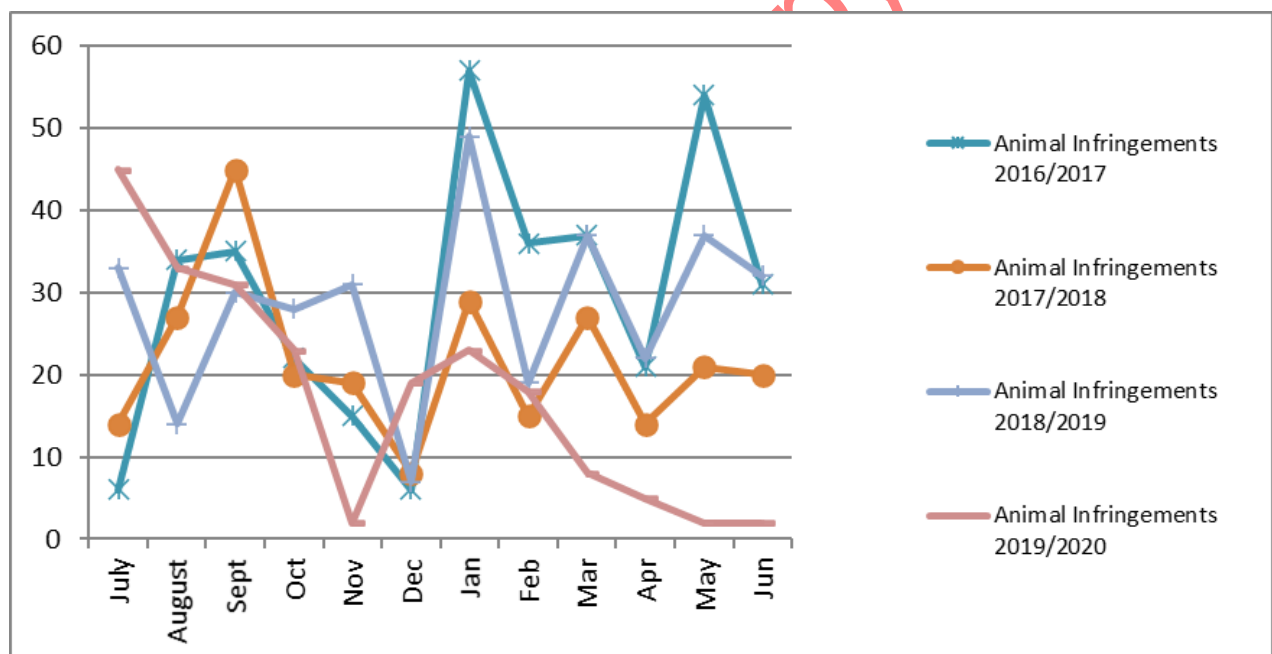


Figure 2 – Animal Infringements Issued per Year

10. Community Development:

- 10.1 **January School Holiday Program** – a range of activities took place throughout January, these included the Bruny book houses project which saw a group of young people from Bruny Island design and install artwork on roadside libraries which were later installed at sites around the island. Other workshops included summer cuisine, stand-up paddle boarding at Kingston Beach and a mural project at Blackmans Bay skate park.

- 10.2 **Youth Activities at Kingston Neighbourhood House** – this outreach program which is aimed to connect with disadvantaged young people ran for 6 weeks in February and March. The program included various art, craft and outdoor activities.
- 10.3 **Get Ready for Work** – the 4 day ‘work ready’ program took place in the January school holidays. A total of 12 participants aged between 16 – 19 completed a series of certified courses in senior first aid, RSA and barista as well as practising their interview and CV writing skills.
- 10.4 **Kingborough Awards** - over 130 people gathered at the Community Hub to celebrate the annual awards. This year the following awards were presented:
- Citizen of the Year (joint winners) - Brian Williams, primarily for his work with Blackmans Bay Scout Group and Anna Burgess for her work with the Coningham community.
 - Young Citizen of the Year was awarded to Emelia Howell for her work with young girls’ soccer.
 - Community Group of the Year was awarded to Kingston Fire Brigade for the support provided to the local community not only at times of fire crises but for their assistance with local causes.
 - A Certificate of Appreciation was presented to Jill Sward for her work with Rotary, A Day on the Beach, Kingborough Helping Hands and other local community-based programs.
- 10.5 **Blue Mondays** - an indigo dye workshop was delivered during summer-autumn on the third Monday of each month at KIN (Kingborough Creative Space). Participants could choose a beginner’s course in shibori or an open indigo vat.



- 10.6 **Love Living Locally** – This year’s event was held on Friday 23 February at the Kingborough Community Hub. Despite work commencing on the adjacent playground, the event managed to utilise an expanse of green space as well as the hub and town square. The main elements of markets stalls, ‘Kids love Science’ stalls, children’s’ activities, family entertainment and information stalls worked well, and it is estimated that over 3000 people attended.
- 10.7 **KIND ACTS** – this program was devised swiftly and aimed to support different cohorts of community members during the lockdown period. Categories were: home-schooling support, art and creative activities, youth health information and seniors activities. A series of physical packs were delivered to homes and daily posts were uploaded onto social media. In total, over 300 packs were delivered to local residents over an 8 week period.



- 10.8 **Home Made** – young people were invited to showcase their skill or talent to keep them engaged and occupied during the lockdown. Categories included: sport, art, cooking, writing and music. Gift cards were awarded to the winners of the 60 entries.



- 10.9 **Keeping Connected** – socially isolated and vulnerable seniors were supported through a weekly delivery care pack containing activities, magazines (donated by Woolworths Kingston Town), a sweet treat and frozen meals (provided by Helping Hands). This program ran throughout the lockdown and continued until stage 2 restrictions were lifted. Thirty older people were supported through this program.
- 10.10 **Images of Isolation** – this community photographic competition aimed to capture the stories and experiences of our residents during the lockdown period. The 3 categories (child, teen and adult) ensured that it was open to all ages and over 150 entries were submitted.
- 10.11 **Kingborough Volunteer Program** - January saw the Kingborough Volunteer Program volunteers take their annual Christmas break after a hectic year of supporting our clients in the community during 2019. The Program Coordinator and Department of Health Services staff are working in partnership to provide volunteer support to clients on Bruny Island. There have been 8 volunteers register interest to

provide support. KVP operations were suspended during COVID19 and most volunteers have recently resumed support services.

- 10.12 **CARE Program** – The **C**onnect **A**nd **R**Eengage small group activity program was launched in June and aims to assist community members to reengage as restrictions are eased. Workshops in the areas of Youth, Seniors and Art are being delivered on a weekly basis in a safe environment so that residents can transition confidently into community activities.



UPCOMING SMALL GROUP ACTIVITIES
To help our community members reconnect and reengage in a safe environment.

YOUTH	CREATE	SENIORS
Friday 26 JUNE Polymer Jewellery 4-6pm (12-17 yrs) yspace FREE	Sunday 21 JUNE Polymer Jewellery 9.30am-3pm KIN Creative Space \$70	Tuesday 30 JUNE Art of Tea Tasting 10.30am-12 noon Kettering Hall FREE
Wednesday 1 JULY Fabric Mache Bowls 4-6pm (12-17yrs) yspace FREE	Thursday 25 JUNE Fabric Mache Bowls 2-4pm KIN Creative Space FREE	Wednesday 1 JULY Chair Based Yoga 10.30am-12 noon Yspace FREE
Monday 13 JULY RSA Training 10am-3.30pm (15yrs+) yspace \$50	Tuesday 7 JULY Beeswax Wraps 1-3pm Blackmans Bay Hall \$25	Tuesday 7 JULY Tea & Flowers 2-3.30pm yspace FREE
Th.16 & Fri.17 JULY Barista Training am OR pm sessions (14yrs+) yspace FREE	Wednesday 8 JULY Beginner Ceramics 10.30am-1pm KIN Creative Space Free introductory 4 week class Call 6211 8229 to book	Tuesday 14 JULY Kingston History Walk 10.30am-12 noon Meet KIN Creative Space FREE Call 6211 8170 to book

Spaces are limited so bookings are essential. Social distancing and infection control advice will be provided prior to each workshop.

Book on phone numbers above OR
EMAIL : kc@kingborough.tas.gov.au

Kingborough



YOUTH
As restrictions ease you may find yourself wanting to start connecting with people again and reengaging socially.
Kingborough Council's Community Services are offering some fun and inventive small group activities for young people in Kingborough.

UPCOMING SMALL GROUP ACTIVITIES

POLYMER CLAY JEWELLERY Learn how to create beautiful Jewellery with polymer clay, inks and paints. You will take home your own piece of wearable art. Run by local business Manning Polymer Clay. Friday 26 June, 4-6pm yspace (12-17yrs) FREE	FABRIC MACHE BOWLS Just like papier mache, but with fabric! Make your very own dish to take home. All materials supplied, however please feel free to bring along some special fabric to upcycle into a lovely keepsake. Wednesday 1 July, 4-6pm yspace (12-17yrs) FREE
RESPONSIBLE SERVICE OF ALCOHOL (RSA) Training to get a 'Responsible Serving of Alcohol' certificate. A great addition to your CV! *participants must be aged 15 and over **A charge of \$50 applies - to be paid to the trainer on the day Monday 13 July, 10am-3.30pm yspace (15yrs+)	BARISTA Create heavenly cappuccinos, lattes and espressos that would impress the most discerning coffee connoisseur Thursday & Friday 16 - 17 July morning and afternoon sessions available yspace (14yrs+) FREE

To book:
CALL: 6211 8290
EMAIL : cswards@kingborough.tas.gov.au

Kingborough