

# Kingborough



## COUNCIL MEETING MINUTES

7 June 2021

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

# Kingborough Councillors 2018 - 2022



**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**

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MINUTES of an Ordinary Meeting of Council  
Kingborough Civic Centre, 15 Channel Highway, Kingston  
Monday, 7 June 2021 at 5.30pm

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## 1 AUDIO RECORDING

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The Chairperson declared the meeting open, welcomed all in attendance and advised that Council meetings are recorded and made publicly available on its website. In accordance with Council's policy the Chairperson received confirmation that the audio recording had commenced.

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## 2 ACKNOWLEDGEMENT OF TRADITIONAL CUSTODIANS

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

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## 3 ATTENDEES

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### Councillors:

Acting Mayor Councillor J Westwood	✓
Councillor S Bastone	✓
Councillor G Cordover	✓
Councillor F Fox	✓
Councillor D Grace	✓
Councillor C Street	✓
Councillor S Wass	✓
Councillor P Wriedt	✓

### Staff:

General Manager	Mr Gary Arnold
Director Engineering Services	Mr David Reeve
Director Governance, Recreation & Property Services	Mr Daniel Smee
Manager Finance	Mr Tim Jones
Manager Development Services	Ms Tasha Tyler-Moore
Compliance Coordinator	Mr Scott Basham
Media & Communications Advisor	Ms Sam Adams
Customer Services Coordinator	Ms Kelly Nichols
Executive Assistant	Mrs Amanda Morton

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## 4 APOLOGIES

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Councillor A Midgley

**C248/10-2021**

*(commences at ± 2 minutes of audio recording)*

## **5 CONFIRMATION OF MINUTES**

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Moved: Cr Flora Fox  
 Seconded: Cr Sue Bastone

That the Minutes of the open session of the Council Meeting No.9 held on 17 May 2021 be confirmed as a true record.

**CARRIED**

## **6 WORKSHOPS HELD SINCE LAST COUNCIL MEETING**

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24 May – Kingborough Waste Services  
 31 May – Budget

**C249/10-2021**

*(commences at ± 2 minutes of audio recording)*

## **7 DECLARATIONS OF INTEREST**

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Cr Cordover declared an interest in the item “Community Grants 2020/2021 – Round 2”.

Cr Fox declared an interest in DA-2020-480.

## **8 TRANSFER OF AGENDA ITEMS**

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There were no agenda items transferred.

**C250/10-2021**

## **9 CODE OF CONDUCT - PANEL DETERMINATION REPORT**

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Cr Grace provided an apology to Cr Wriedt and Council in accordance with the Code of Conduct panel determination.

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

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**C251/10-2021**

*(commences at ± 6 minutes of audio recording)*

### **10.1 Access To Council Meeting**

**Mr Michael Casey** asked the following question without notice:

*I am unaware of a Covid threat update by the Tasmanian Health Department, so who is paying for the three Covid security officers at the main door for tonight's meeting? State or Federal Government?*

**General Manager responds:**

They are members of Council staff. Council will be paying.

**Mr Casey:**

And they are here for Covid security, as they informed me when I asked, and haven't been there for the last 5 years when I've been attending meetings? Are they Covid security and will they be here at every other meeting to ensure that everyone that attends the meeting adheres to the Covid rules?

**General Manager:**

As I said in answering your first question, they are members of staff. The terminology was probably appropriate on this occasion. The reality is that under the State Government Covid requirements, we have a limited seating capacity. We have registrations in advance for attendance through Eventbrite and tonight was the first Council meeting where we had people trying to get in, we actually expanded the capacity to its maximum from 12 to 16 members in the gallery and then we still had another person who wanted to attend after we had reached that capacity. That's why the staff are there tonight.

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**11 QUESTIONS ON NOTICE FROM THE PUBLIC**

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**C252/10-2021***(commences at ± 9 minutes of audio recording)***11.1 Annual Rates Increases**

**Kingborough Ratepayers Association Inc** submitted the following question on notice:

*Council's LTFP identifies 2.8% annual rates increases for the next 10 years. In a recent Facebook post Dean Winter MP described the 2.8% as being 'average annual rate rises at long term CPI'. How is the figure of 2.8% derived and how frequently is it reviewed?*

**Officer's Response:**

The Reserve Bank (RBA) set Monetary Policy with the aim to keep inflation between 2 and 3 per cent. The 2 to 3 per cent target range changes infrequently, it was set in the early 1990s and remains the target today. A change to this target would be considered as part of the next review of the Long Term Financial Plan.

*Tim Jones, Manager Finance*

**C253/10-2021****11.2 Sale Prices of Public Land and Use of Funds**

**Kingborough Ratepayers Association Inc** submitted the following question on notice:

*Regarding Council Meeting Minutes 26/10/2020, item 17.1:*

- a) *What sale prices were obtained for the four public land properties in Tarooma, Kingston and Blackmans Bay?*
- b) *What monies have been allocated for investment in Louisa Hinsby Park Tarooma, Willowbend Park Kingston, and Alamo Close Park and Donohoe Gardens Park at Blackmans Bay?*
- c) *When will work commence to redevelop these parks?*
- d) *What balance of remaining funds has been allocated to the Open Space Fund?*
- e) *Is there any progress from the community to develop the public open space site at Main Road Alonnah (known as PID 5061726) into a public recreation space?*

**Officer's Response:**

- a) The only property that has settled at this stage is the Mt Pleasant Road land that sold for \$425,000. The Roslyn Avenue block is under offer, whilst the land parcels in Tarooma and Hiern Road have yet to be put up for sale.

- b) Funds have yet to be allocated towards these projects.
- c) It is expected that community engagement in relation to the redevelopment of these spaces will occur in 2022.
- d) The balance of funds to go towards the Open Space fund won't be known until the sale prices are finalised and the cost of the playground works determined. In the case of the Mt Pleasant Road land, Council has resolved that the balance of funds not spent on the Willowbend Playground will be allocated to a new playground in the Spring Farm Estate.
- e) A draft landscape plan has been prepared.

*Daniel Smee, Director Governance, Recreation & Property Services*

## **C254/10-2021**

### **11.3 Cost Savings**

**Karen Tantari on behalf of the Australian Services Union** submitted the following questions on notice:

*I refer to the last Council meeting, on 17 May 2021, at which Cr Cordover made comment around Council's financial position being improved and the total savings of around \$500,000. Cr Cordover questioned the reallocation of that \$500,000. My questions are in relation to this reallocation as well:*

- *To support the community, employees (many of whom are Kingborough ratepayers) were forced to carry the burden of COVID19 by incurring a pay freeze for the 2020/2021 financial year. Is it correct that Council's financial position has not been as significantly impacted by the pandemic as expected and budgeted?*
- *Now that there is a saving of \$500,000, why has this Council not returned some of these savings to its employees by way of a wage increase for the 2020/21 year?*
- *Would it not be appropriate to return the cost savings from the employees' pay freeze in 2020 back to the employees.*

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

The \$500,000 Cr Cordover was referring to was an allowance for COVID Relief Hardship Applications from Commercial Ratepayers. Whilst included in the budget it, and other COVID relief measures, were funded by an increase in the Underlying Deficit. To spend any of these savings would be contrary to the objectives of the Long Term Financial Plan and further erode Council's cash position.

*Tim Jones – Manager Finance*

## **12 QUESTIONS WITHOUT NOTICE FROM COUNCILLORS**

### **C255/10-2021**

*(commences at ± 9 minutes of audio recording)*

#### **12.1 Kingston Park Playground**

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

*Why don't we have security over at the new playground where we are getting 2500 to 3000 people in there per day and, as I understand, there is no hand cleaning or anything there to protect any Covid. And in fact I believe there is not even cleaning of the playground equipment.*

#### **Acting Mayor responds:**

Council has instigated two separate security patrols 7 days a week, if that's the type of security that you are talking about, but maybe Mr Smee can provide me information in relation to our Covid Safety Plan.



**Director Governance, Recreation & Property Services:**

Being an outdoor venue the maximum limits for the playground differ greatly to an indoor venue. It's completely impractical for Council to be cleaning that equipment after each use. Users do so at their own risk and with their own requirements to uphold public health requirements and that includes social distancing. As the Acting Mayor has indicated, we do have a security presence at the playground, however, we can't maintain a full time presence there to monitor numbers and indeed the maximum numbers there at any time do fall below the required limits for an outdoor venue.

**C256/10-2021****12.2 Kingston Park Playground**

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

*I've been approached by several people regarding the fact that there is not a drop off bus point there when people come with a small group from a child care or from a school and the parking for the bus is in front of the hub and they have to try and cross the road. Could we have a look at having some parking for a bus in that area?*

**Director Governance, Recreation & Property Services responds:**

It's an issue that has been raised by bus drivers, we have identified a location and we just need to get the signage up for a dedicated by park use.

**C257/10-2021****12.3 Dead Animal Removal**

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

*It seems to be getting worse and worse as we become more built up. There are more dead animals in the metropolitan area of Kingston. I think I remember that there is a budget line for dead animal removal. Is this via a contractor or is this Council staff that do the animal removal?*

**Director Engineering Services responds:**

Yes, Council normally does the dead animal removal.

**C258/10-2021****12.4 Progress of the Assessment of the Local Provision Schedule**

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

*Can you please provide an update on the assessment of Kingborough's Local Provision Schedule for the new State wide planning scheme and any progress through the Tasmanian Planning Commission?*

**General Manager responds:**

I will ask my colleague, Ms Tasha Tyler-Moore to respond as I'm not aware of any.

**Manager Development Services:**

We have provided our LPS to the TPC in October last year. We had a post-lodgement conference and we have responded to that on 1 April this year and we haven't heard anything yet. It's typical that there are multiple post-lodgement conferences and following that once they are satisfied they will give us directions to give public notification. We have chased up with them to see how we are travelling with respect to the other ones and they haven't given us a time frame.

**C259/10-2021****12.5 Aquatic Centre**

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

*What are the next steps required for the development of an aquatic centre in the sports precinct?*

**Director Governance, Recreation & Property Services responds:**

There is a draft report that has been workshopped with Councillors. We now need to bring a report to Council for consideration in order to make the next steps.

**C260/10-2021****12.6 Kingborough Integrated Transport Strategy (KITS)**

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

*The KITS was last updated in 2010. At present, is the KITS still Kingborough Council's main strategic planning document relating to transport and mobility in the municipality?*

**Director Engineering Services responds:**

Yes, that is correct.

**Cr Cordover:**

To what extent have the recommendations in the KITS been implemented?

**Director Engineering Services:**

Some of them obviously have and some of them haven't. I will have to look at them in a bit more detail. I would add that it's probably got to it's 10 year window where we will be looking at putting a submission forward to Council to renew that particular strategy.

**Cr Cordover:**

The KITS recommended that Council seek funding for a transport connectors coordinator position. Was any such coordinator appointed in the last decade?

**Director Engineering Services:**

Not to my knowledge. Certainly anything which was dealing with the strategic side of things would either be dealt within our engineering area or potentially through some of the strategic planning work.

**Cr Cordover:**

The KITS also makes reference to a series of implementations that are the responsibility of the then Department of Infrastructure, Energy and Resources and that department actually no longer exists. It was // by the Department of State Growth in 2014. When that merger took place, did the Department of State Growth make any formal commitments to progress those action items for which they were responsible in the KITS and, if not, how much of the implementation plan that they were responsible for fell by the wayside?

**Acting Mayor:**

I suspect we might need to take some of those questions on notice.

**Cr Cordover:**

Thank you.

When can we expect a new transport strategy?

**Director Engineering Services:**

It is something that I'm looking at it at the moment in terms of the framework that we would like to employ for it. They can be quite detailed, virtually develop a strategy with a lot of community input

and consultation. It will rely on a budget bid to Council in the future and I'm hoping to put that forward in 2022/2023.

**Cr Cordover:**

With the exception of the new park and rides at Huntingfield and Browns Road, have there been any significant improvements made to mobility in public transport?

**Director Engineering Services:**

I will need to take that on notice to give you a better reply. There has certainly been a lot done in the intervening 10 years both on our side and on the Department of State Growth side.

**C261/10-2021**

**12.7 Cancellation of Scheduled Meeting**

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

*Can the General Manager please advise why the meeting for the rainbow come out proud people that was scheduled at 4pm this afternoon in this building, according to the information that I have, that there was no room booked.*

**Acting Mayor responds:**

That meeting was organised by Cr Midgley and Cr Midgley has submitted an apology and I will be requesting a leave of absence for this week on her behalf in closed session. That is why the meeting did not go ahead.

**Cr Grace:**

So she never made a booking?

**Acting Mayor:**

I'm not sure whether she booked a room. Again, the reason the meeting did not go ahead is because Cr Midgley is not here and she was the one who organised the meeting with one of our ratepayers and residents and I'm sure that when she is back she will reconvene that meeting.

**C262/10-2021**

**12.8 General Manager's Diary**

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

*The meeting with Traders In Purple, this was a discussion regarding development matters. Are there problems over there? Is it running to schedule?*

**General Manager responds:**

No, there are no problems that I'm aware of. It's just one of many discussions that I have with developers in Kingborough and, as you are aware, Traders In Purple are one of our bigger developers.

**C263/10-2021**

**12.9 Bus Shelter, Snug**

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

*I know that you have had three more meetings with Metro. You stated the bus shelter at Snug is not Council property but we never got a reply from the letter that you said you presented to the CEO.*

**General Manager responds:**

That's correct. I have not received a reply from the CEO of Metro on that matter as yet.

**Cr Grace:**

Are you expecting one?

**General Manager:**

I don't know whether I expect to get a response or not. As I've responded previously to the questions you've raised, it is not a Council bus shelter, its on a State road reservation and, at your request, sent an email to the CEO of Metro and I have not received a response.

**C264/10-2021****12.10 Minute Resolutions**

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

*We've had a resolution on the books for 4 years, the Tassal Community Advisory Group, with an anticipated date of completion as 'unknown' but in fact it has never actually happened. Do you think we could just take it off the books now?*

**General Manager responds:**

I think that's a very good suggestion.

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**13 QUESTIONS ON NOTICE FROM COUNCILLORS**

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**C265/10-2021**

*(commences at ± 23 minutes of audio recording)*

**13.1 Sharpes Road**

At the Council meeting on 17 May 2021, **Cr Bastone** asked the following question without notice to the General Manager, with a response that the question would be taken on notice:

*What obligation does Council have in regards to Sharpes Road which is in fact not a Council road but leads to properties that pay rates to the Council and is in fact the only access to these properties?*

**Officer's Response:**

Council maintains Sharps Road to 170 Sharps Road which is the last property at the end of this road. Council has no obligation to maintain the road further into this property.

*David Reeve, Director Engineering Services*

**C266/10-2021****13.2 Bin at Blowhole Road**

At the Council meeting on 17 May 2021, **Cr Midgley** asked the following question without notice to the General Manager, with a response that the question would be taken on notice:

*Following on from my question at the last meeting, was there a bin that was directly below the blowhole sign? Was this bin relocated around the corner to the bottom end of the Mary Knoll Reserve as this is what the residents have told me?*

**Officer's Response:**

Public rubbish bins are placed in areas where there is likely to be a generation of rubbish and are monitored as to their effectiveness based on the fullness of the bin. In this case a community member (over 12 months ago) requested for the bin to be located in a carparking area in

Blowhole reserve be relocated to the nearby entrance to the walking path adjacent to Mary Knoll Reserve. An assessment of the bin was undertaken and it was shown to be underutilised and therefore was moved to better serve the needs of the community.

*David Reeve, Director Engineering Services*

## **C267/10-2021**

### **13.3 Spraying at Kingston Park Playground**

**Cr Bastone** submitted the following question on notice:

*The other day I was at the new playground and there was someone spraying poison while I was there. I assume it was poison as he was gloved, he was wearing a mask and he had a large tank on his back. This was amongst the children. What sort of spray are we using and is this going to be a regular occurrence?*

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

Broadleaf weed spraying was undertaken by a contractor as part of the 12-month maintenance requirements for the playground. This action did not occur in accordance with the provisions of Council's contract and the matter has been taken up with the contractor involved. Any spraying and fertilising required to be carried out in future will follow a strict process, including adherence to safety requirements specified in the maintenance contract. This includes a requirement to remove by hand any weeds from within the park, other than lawn areas which may be sprayed for broadleaf grasses on a quarterly basis and subject to the safety provisions of the contract.

*Daniel Smee, Director Governance, Recreation & Property Services*

## **C268/10-2021**

### **13.4 Abatement Notices**

**Cr Bastone** submitted the following question on notice:

*How many abatement notices for fire hazards or weed infestations have been issued in the last 12 months in Kingborough and, in particular, on Bruny Island.*

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

Between 1 July 2020 and May 2021, 16 fire abatement notices were issued, including one for Bruny Island. Between 1 July 2020 and May 2021, nine requirement notices were issued for weeds, including two for Bruny Island.

It is relevant to note, that as of 12 January 2021 the Weed Crew introduced a new method to capture data for weed notifications and utilise this data directly with a mail merge system. This has allowed for not only more efficient sending of notifications but also ease of reporting. Since the introduction of this system 54 weed notifications have been issued which comprised 32 for Bruny Island residents and 22 for the remainder of the municipality.

*Scott Basham, Compliance Coordinator*

## **C269/10-2021**

### **13.5 Removal of Pine Trees, Allens Rivulet Road**

At the Council meeting on 17 May 2021, **Cr Cordover** asked the following question without notice to the General Manager, with a response that the question would be taken on notice:

*On page 156 of the Agenda, could I have more detail about why the pine trees were removed on the Allens Rivulet Road, how long it took and whether there are plans for planting there?*

**Officer's Response:**

Council has been working with the property owner for quite some time to manage the pine trees along on old boundary fence and the actual property boundary. The pines are an environmental weed and Council has been pruning these from the boundary for many years. A shared cost arrangement was entered into with the property owner to remove the trees providing a good outcome for both parties. Any future replanting will need be taken into consideration with consultation with the property owner.

*David Reeve, Director Engineering Services*

**C270/10-2021****13.6 Seating at Lunawanna**

At the Council meeting on 17 May 2021, **Cr Midgley** asked the following question without notice to the General Manager, with a response that the question would be taken on notice:

*On page 161 of the agenda, regarding the Lunawanna seating, what is our policy around putting in seating that is wheelchair friendly similar to the ones in Kingston Park?*

*How do we decide whether to put seating like this or whether we put seating that is accessible for people with mobility problems.*

**Officer's Response:**

The picnic setting provided at Lunawanna is a commissioned memorial, paid for (in-full) by the proponent (a local family) and coordinated directly with the proponent and the Crown. The picnic setting is subject to a licence agreement with the Crown and will be managed by Council on behalf of the proponent in accordance with Council's Memorials Policy and a Crown licence.

The 'Kingborough Disability Inclusion and Access Policy' applies to the provision of inclusive street and park furniture, in addition to Council's obligations under relevant disability discrimination legislation and associated Australian Standards. The Policy requires Council to consider universal design themes and, where possible, to apply these to Council initiatives. It also requires Council to, as far as possible, design public facilities for equitable use.

With respect to the Lunawanna picnic setting, Council does not own or maintain the land directly adjacent to the picnic setting. The proponent for this project requested that all associated infrastructure be minimised (meaning parking upgrades and the provision of accessible formed pathways did not form part of the scope for works for this project). The constraints of this project were such that it was not considered appropriate to provide a wheelchair accessible picnic setting in this location as the necessary associated facilities (such as DDA-compliant parking and pathways) were unable to be provided as part of the discrete project.

In all other instances, serious consideration would be given to providing an inclusive picnic setting where DDA-compliant parking facilities and DDA-compliant formed pathways are available (or form part of the scope of works). All street and park furniture provided in conjunction with classified building works (under the National Construction Code), such as the Kingborough Community Hub and Kingston Park playground, are provided in accordance with the relevant Australian Standards, including 'AS1428.2 – 1992 (Design for Access and Mobility – Part 2: enhanced and additional requirements – buildings and facilities) and the policies outlined above.

*Paul Donnelly, Urban Designer*

## C271/10-2021

### 13.7 Community Assistance Grant

**Cr Midgley** submitted the following question on notice:

*How are we promoting the Quick Response Community Assistance grant to the Kingborough community?*

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

While the Rapid Response program was approved following the review of Community Grants (late last year), the grant program had already been set for this financial year. The Rapid Response program will come into effect in the new Financial Year. In the interim the Mayor's discretionary fund has been used to provide support outside grant rounds.

*Dr Katrena Stephenson, Director Environment, Development & Community*

## C272/10-2021

### 13.8 Dennes Point Cafe

**Cr Bastone** submitted the following question on notice:

*In 2015 the Council gave a new lease to the then lessee of the Dennes Point Cafe/shop. The lease was to commence in 2016 for 3 years with a 3x3 extension. This lease was awarded on the basis that the existing lease conditions were retained and that every 3 years the commercial rent was to be determined by an independent assessment and in the intervening years there was to be a CPI adjustment:*

1. *Has this happened? If not why not?*

*Councillors are probably not aware that the nature of the Business has changed substantially, it no longer operates as a shop, is only open Friday nights from 5-7.30pm, Saturday as a Cafe from 8.30-11.00am then selling pizza from noon till 8pm and Sunday a cafe from 8.30 - 11am and then pizzas from noon till 3pm. You must make a booking to eat there, preferably 24 hours before and takeaways also need to be booked ahead. (These hours are from their website and I confirmed by telephone). The reviews on trip advisor are not good, mostly regarding the rudeness of staff. As this is a Council owned asset the poor service reflects badly upon us. The original intent was for this building to be a community asset stocking basic items such as milk, bread, eggs etc. as well as a cafe for locals and tourists. This no longer happens.*

2. *What steps can council take to make sure that the original intent of this being the Nth Bruny "shop" is maintained?*

3. *Could council contact the writers of testimonials and ascertain if their testimonials are still valid?*

4. *Were there any KPIs written into the very first lease?*

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

1. Yes, rental has been independently reviewed every three years and adjusted by CPI annually.

2. Contact could be made with the lessee to discuss this issue, however, there are no provisions within the lease agreement with respect to the sale of goods.

3. It would be highly unusual for Council to take action of this nature.

4. No

*Daniel Smee, Director Governance, Recreation & Property Services*

**C273/10-2021****13.9 Youth Services**

**Cr Midgley** submitted the following question on notice:

*What youth services eg mental health, government and non-government services are available for young people (12-25) in Kingborough?*

**Officer's Response:**

A number of services have a presence in, or are available to, young people in Kingborough. These include:

- School counsellors/psychologists/nurses/social workers
- GP's and other health care professionals including allied health services
- Headspace (Located in Hobart – note that Headspace does not provide a drop-in service). Young people in Kingborough can access Headspace with a referral or *ehheadspace* (free online and telephone support and counselling)
- Brave Foundation – teenage pregnancy and parenthood
- Pulse Health South (located in Glenorchy) - outreach to Kingborough schools on demand and one to one sessions with Kingborough-based young people on request. Self-referral available and tele health.
- Council staff have recently commenced engagement with the Royal Flying Doctors Service, currently delivering some primary health services on Bruny and in the Huon, including youth mental health outreach service in Huonville which can be accessed by young people in Kingborough.
- The State Government will be implementing the second stage of the Kingston Health Centre and are about to commence engagement with Council on that project. It is not yet clear what additional services may be provided.

*Dr Katrena Stephenson, Director Environment, Development & Community*

**C274/10-2021****13.10 Buses in Kingborough**

**Cr Midgley** submitted the following question on notice:

1. *When are frequent buses going to start in Kingborough?*
2. *What is happening with the audit of bus shelters in Kingborough?*

**Officer's Response:**

1. The State Government is looking at adding some additional express bus services to Kingborough and it is expected they will start transitioning into service early in the new financial year. With the completion of the uplift of services expected in early 2022.
2. The State Government is undertaking a DDA compliance audit on bus shelters and have completed the audit of the shelters in Kingborough. The information from the audit is currently being assessed and there will be engagement with Council officers to discuss the findings and the next steps.

*David Reeve, Director Engineering Services*



**C275/10-2021**

**13.11 Electric Vehicle Charging Stations**

**Cr Midgley** submitted the following question on notice:

*Is there going to be any electric vehicle charging stations in Kingston Park in the near future?*

**Officer's Response:**

It is hoped that, as part of a regional funding application to the Commonwealth Government, a publicly accessible fast charge facility could be installed in Kingston prior to the end of 2021. The exact location of the potential facility is still to be decided.

*Dr Katrena Stephenson, Director Environment, Development & Community*

**OPEN SESSION ADJOURNS**

## PLANNING AUTHORITY IN SESSION

Planning authority commences at 5.54pm

### 14 OFFICERS REPORTS TO PLANNING AUTHORITY

**C276/10-2021**

(commences at ± 25 minutes of audio recording)

#### 14.1 DEVELOPMENT APPLICATION FOR CHANGE OF USE FROM RESIDENTIAL TO VISITOR ACCOMMODATION AT 40 FLINDERS ESPLANADE, TAROONA

Moved: Cr David Grace

Seconded: Cr Christian Street

That the Planning Authority resolves that the development application for change of use from residential to visitor accommodation at 40 Flinders Esplanade, Taroona for Mr B Tsourdalakis and Mrs S Tsourdalakis be approved subject to the following conditions:

1. Except as otherwise required by this Permit, use and development of the land must be substantially in accordance with Development Application No. DA-2021-92 and Council Plan Reference No. P1 & P2 submitted on 23 February 2021 & 16 April 2021. This Permit relates to the use of land or buildings irrespective of the applicant or subsequent occupants, and whoever acts on it must comply with all conditions in this Permit. Any amendment, variation or extension of this Permit requires further planning consent of Council.
2. The use and development must be managed so that the amenity of the area is not detrimentally impacted upon through any of the following:
  - (a) Appearance of any building, works or materials;
  - (b) Emission of noise, artificial light, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, wastewater or waste products (rubbish).
3. The visitor accommodation is for short term stay only. Accommodated guests must not stay any longer than a total of three (3) months on any one occasion.
4. Guests must park within the designated car parking area for the subject site.
5. Ongoing management of the site must be in accordance with the Landslide Hazard Emergency requirements for the site prepared by GES dated 15/04/2021. The Landslip Evacuation Plan must be displayed at the property at all times, unless otherwise approved in writing by Council.

#### ADVICE

- A. In accordance with section 53(5) of the *Land Use Planning and Approvals Act 1993* this permit lapses after a period of two years from the date on which it is granted if the use or development in respect of which it is granted is not substantially commenced within that period.
- B. The approval in this permit is under the *Land Use Planning and Approvals Act 1993* and does not provide any approvals under other Acts including, but not limited to *Building Act 2016*, *Urban Drainage Act 2013*, *Food Act 2003* or Council by-laws.

If your development involves demolition, new buildings or alterations to buildings (including plumbing works or onsite wastewater treatment) it is likely that you will be required to get approvals under the *Building Act 2016*. Change of use, including visitor accommodation, may also require approval under the *Building Act 2016*. Advice should be sought from Council's Building Department or an independent building surveyor to establish any requirements.

- C. This permit does not include approval for any signage to be erected on site. Further approval may be required for the erection of signage on the site.

In Favour: Crs Jo Westwood, Sue Bastone, Flora Fox, David Grace, Christian Street, Steve Wass and Paula Wriedt

Against: Cr Gideon Cordover

**CARRIED 7/1**

**C277/10-2021**

*(commences at ± 37 minutes of audio recording)*

**14.2 DA 2020-480 - DEVELOPMENT APPLICATION FOR 30 MULTIPLE DWELLINGS AND SIGN AT 15 HOME AVENUE, BLACKMANS BAY**

Moved: Cr David Grace

Seconded: Cr Flora Fox

That the Planning Authority resolves that the development application for 30 multiple dwellings and sign at 'Presentation Sisters', 15 Home Avenue, Blackmans Bay for JMG Engineers be approved subject to the following conditions:

1. Except as otherwise required by this Permit, use and development of the land must be substantially in accordance with Development Application No. DA-2020-480, Council Plan Reference P4 received on 25 March 2021 and Council Plan Reference No. P5 submitted on 31 March 2021. This Permit relates to the use of land or buildings irrespective of the applicant or subsequent occupants, and whoever acts on it must comply with all conditions in this Permit. Any amendment, variation or extension of this Permit requires further planning consent of Council.
2. The external building materials of all buildings applying to this development must be of types and colours that are sympathetic to the environment and must be to the satisfaction of the Manager Development Services. Unpainted metal surfaces will not be approved. Plans submitted for building approval must indicate the proposed colour and type of the external building materials.
3. The approved plans, Council Reference P5 submitted 31 March 2021, contain a notation that the Horizontal and Vertical Datums on the plans is noted as "Arbitrary" due to the subdivision works currently being undertaken in relation to the required works for the approved subdivision DAS-2018-15.

In relation to the siting and construction of the approved dwellings on the Future Lots contained in DAS-2018-15, their setbacks, heights, floor areas and site coverage must remain in accordance with the approved plans in relation to the Future Lot boundaries and areas and the dwellings compliance with the Acceptable Solutions for the Development Standards for Residential Buildings and Works for the General Residential Zone of the Kingborough Interim Planning Scheme 2015. Where an approved dwelling did not comply with an Acceptable Solution and relied on demonstrating compliance with the Performance Criteria in the Development Standards for Residential Buildings and Works the extent of the discretion or non-compliance must be maintained and not varied or increased without the written consent of the Manager Development Services.

4. Landscaping must be provided in accordance with the approved Landscaping Plans for the Future Lots as indicated in subdivision approval DAS-2018-15.
5. Any further signage is not permitted without the prior written consent of the Council. Application for a Planning Permit must be submitted to Council, together with relevant documentation.

6. Prior to endorsement of the Engineering Drawings required under Condition 12, lodgement of any building applications or issue of a building permit for units located within the BAL-12.5 or BAL-19 habitable building areas as shown in the approved subdivision BHMP (DAS-2018-15, JMG, Dwg B01, Revision A, Council Plan Reference P6 submitted on 17 September 2018 and approved 20 December 2019), a certified performance-based bushfire assessment and accompanying bushfire hazard management plan (BHMP) by an accredited bushfire practitioner must be submitted. This assessment and BHMP must:
  - (a) confirm the Bushfire Attack Levels (BAL) and separation distances for the units which are subject to this performance-based bushfire assessment and which rely upon the certified subdivision BHMP;
  - (b) demonstrate that achieving the required separation distances and construction requirements does not rely upon:
    - (i) management of vegetation within the Public Open Space Zone (POS 200), based on a classification of Woodland,
    - (ii) management of vegetation within Mary Knoll Reserve (CT 33869/1), based on a classification of 'Forest';
    - (iii) additional tree removal beyond that shown in the approved plans; and
  - (c) be endorsed by Council, consistent with the requirements of Condition 6 of the subdivision permit for DAS-2018-15.

Once endorsed, this assessment and accompanying BHMP form part of this permit.

7. Prior to commencement of on-site works and endorsement of the Engineering Drawings required under Condition 12, an assessment of the engineering design by a suitably qualified arborist must be submitted to Council. This assessment must:
  - (a) verify that trees identified for retention in the Concept Services Sewer, Water and Stormwater Plans (Council Plan Reference P4, received on 25 March 2021) are capable of retention and the maximum extent of any encroachment is tolerable; and
  - (b) identify any mitigation or design measures required to ensure the extent of encroachment is tolerable and the trees are capable of retention.
8. Plans submitted for building approval for each unit must demonstrate that:
  - (a) Units 2 and 7 located on future Lot 21 and Units 2-13 located on Future Lot 22 will be constructed in accordance with the certified performance-based bushfire assessment and accompanying bushfire hazard management plan (BHMP) endorsed under Condition 6; and
  - (b) all remaining units within the BAL-12.5 Habitable Building Area as shown in the approved subdivision BHMP (DAS-2018-15, JMG, Dwg B01, Revision A, Council Plan Reference P6 submitted on 17 September 2018 and approved 20 December 2019) will either be:
    - (i) constructed to BAL-12.5 consistent with the subdivision BHMP; or
    - (ii) constructed to the relevant BAL as identified in the certified performance-based bushfire assessment and accompanying bushfire hazard management plan (BHMP) endorsed under Condition 6.
9. Eight (8) trees identified as T3, T4, T8, T23, T24, T25, T26 and T32 in the Concept Services Sewer, Water and Stormwater Plans (Council Plan Reference P4, received on 25 March 2021) are approved for removal to accommodate the proposed development.

T3, T4 and T8 must not be removed prior to the issue of a Building Permit for Unit 1 located on Future Lot 10.

T23-26 inclusive must not be removed prior to the issue of a Building Permit for the units located on Future Lot 21.

T32 must not be removed prior to the issue of a Building Permit for the units located on Future Lot 22.

No further felling, lopping, ringbarking or otherwise injuring or destroying of native vegetation or individual trees is to take place without the prior written permission of Council or in accordance with a further permit or otherwise as provided for in the Kingborough Interim Planning Scheme 2015 or otherwise in accordance with law.

10. Prior to the commencement of any on-site works (including any tree removal, demolition, excavations, placement of fill, delivery of building/construction materials and/or temporary buildings), all remaining native vegetation, including individual trees identified for retention in the Concept Services Sewer, Water and Stormwater Plans (Council Plan Reference P4, received on 25 March 2021), must be retained and appropriately protected during construction through:
  - (a) implementation of all recommended tree protection measures identified in the arborist assessment required under Condition 7 and endorsed engineering drawings required under Condition 12; and
  - (b) the installation of temporary fencing between any approved on-site works and adjacent native vegetation in accordance with AS 4970-2009 to exclude:
    - (i) machine excavation including trenching;
    - (ii) excavation for silt fencing;
    - (iii) cultivation;
    - (iv) storage;
    - (v) preparation of chemicals, including preparation of cement products;
    - (vi) parking of vehicles and plant;
    - (vii) refuelling;
    - (viii) dumping of waste;
    - (ix) wash down and cleaning of equipment;
    - (x) placement of fill;
    - (xi) lighting of fires;
    - (xii) soil level changes;
    - (xiii) temporary or permanent installation of utilities and signs; and
    - (xiv) physical damage to the tree(s).

Evidence of satisfactory installation of this fencing must be provided to the Manager Development Services prior to the commencement of any on-site works.

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

- (i) the existing soil level must not be altered around the Tree Protection Zone of the trees (including the disposal of fill, placement of materials or the scalping of the soil);
- (ii) the Tree Protection Zone must be free from the storage of fill, contaminants or other materials;
- (iii) machinery and vehicles are not permitted to access the Tree Protection Zone; and
- (iv) development and associated works are not permitted unless otherwise approved by Council in writing.

11. Prior to occupation of any of the units all subdivision infrastructure and services must be installed in accordance with DAS-2018-15 and the associated endorsed engineering drawings dated 13 November 2020.

Prior to the occupation of each unit, the unit must be connected to these services in accordance with this permit, the approved plans and associated endorsed engineering drawings required under Condition 12.

12. Prior to commencement of on-site works, engineering design drawings must be submitted to Council for approval. The engineering plans and specifications must be prepared and certified by a professional Civil Engineer, in consultation with a suitably qualified arborist. Plans must be to satisfaction of the Executive Manager Engineering Services and comply with:

- Tasmanian Standard Drawings
- Austroads Standards and Australian Standards
- Australian Rainfall and Runoff Guidelines
- Bushfire hazard management requirements as required under Condition 6.

The Plans must include, but are not limited to:

- (a) Detailed internal vehicular and pedestrian access, carparking and manoeuvring areas including:
  - i. Longitudinal and Cross sections of the driveway/access road.
  - ii. Contours, finish levels and gradients of the driveway/access road.
  - iii. Stormwater drainage.
  - iv. Pavement construction.
  - v. Wheel stops for open parking bays (as appropriate).
  - vi. Lighting for parking and vehicle circulation roadways and pedestrian paths.
- (b) Design (including supporting documentation and hydraulic calculations) of the proposed stormwater infrastructure including:
  - i. Stormwater layout details to service all dwellings on all future lots.
  - ii. A water sensitive urban design system to achieve the acceptable stormwater quality and quantity targets required in Table E7.1 of the Kingborough Interim Planning Scheme 2015 including MUSIC modelling. This is applicable for the multiple dwellings on future Lots 16, 21 and 22.
  - iii. A reticulated stormwater system sized to accommodate at least the estimated 5% AEP (Annual Exceedance Probability) flow. Any on-site stormwater detention must be detailed including how the on-site detention will be serviced to prevent blockages while maintaining its capacity.
  - iv. Overland flowpaths sized to accommodate the estimated 1% AEP (Annual Exceedance Probability) flow.
- (c) Design of the infrastructure is consistent with the arborist assessment required under Condition 7 and enables retention of individual trees and their associated tree root protection zones identified for retention in the Concept Services Sewer, Water and Stormwater Plans (Council Plan Reference P4, received on 25 March 2021).

Once endorsed the plans will form part of the permit.

13. All visitor parking spaces must be contained within the common property on any future strata title applications to the satisfaction of Council.

14. The construction works must be undertaken in accordance with the approved drawings. Works must be to the satisfaction and approval of the Director Engineering Services. A Permit to carry out works within a Council road reservation must be obtained prior to any works commencing within the Council road reservation.
15. Prior to the commencement of site works a soil and water management plan must be submitted to Council for approval. The plan must be in accordance with NRM South Soil and Water Management of Construction Sites – Guidelines and Tasmanian Standard Drawings (TSD-SW28). A site inspection of the implemented plan by the Council's Development Inspector must be satisfactorily undertaken with the principal contractor prior to the commencement of any work on site.
16. All waste material generated by the development or from other sources must be contained in appropriate building waste containers for periodic removal to a licensed disposal site. The receptacle must be of a size to adequately contain the amount of waste generated and must be appropriately located on the subject site and must not impede residential traffic or parking at any time.
17. The conditions as determined by TasWater, and set out in the attached Appendix A, form part of this permit.

#### **ADVICE**

- A. In accordance with section 53(5) of the Land Use Planning and Approvals Act 1993 this permit lapses after a period of two years from the date on which it is granted if the use or development in respect of which it is granted is not substantially commenced within that period.
- B. The Developer should not allocate any property address numbers for the proposed units.  
New property addresses will be allocated prior to the signing of the survey plan in relation to the approved subdivision DAS 2018-15.  
These numbers must then be referenced on design and As-Constructed drawings as well as any Strata Plans lodged for sealing.
- C. The approval in this permit is under the Land Use Planning and Approvals Act 1993 and does not provide any approvals under other Acts including, but not limited to Building Act 2016, Urban Drainage Act 2013, Food Act 2003 or Council by-laws.  
If your development involves demolition, new buildings or alterations to buildings (including plumbing works or onsite wastewater treatment) it is likely that you will be required to get approvals under the Building Act 2016. Change of use, including visitor accommodation, may also require approval under the Building Act 2016. Advice should be sought from Council's Building Department or an independent building surveyor to establish any requirements.
- D. An application for Notifiable Plumbing Work must be lodged with Council before commencing any work.
- E. A drainage design plan at a scale of 1:200, designed by a qualified Hydraulic Designer, showing the location of the proposed sewer and stormwater house connection drains; including the pipe sizes, pits and driveway drainage, must be submitted with the application for Plumbing Permit.

**CARRIED**



## Submission to Planning Authority Notice

<b>Council Planning Permit No.</b>	DA2020-480	<b>Council notice date</b>	29/09/2020
<b>TasWater details</b>			
<b>TasWater Reference No.</b>	TWDA 2020/01548-KIN	<b>Date of response</b>	01/06/2021
<b>TasWater Contact</b>	Phil Papps	<b>Phone No.</b>	0474 931 272
<b>Response issued to</b>			
<b>Council name</b>	KINGBOROUGH COUNCIL		
<b>Contact details</b>	kc@kingborough.tas.gov.au		
<b>Development details</b>			
<b>Address</b>	15 HOME AVE, BLACKMANS BAY	<b>Property ID (PID)</b>	7540990
<b>Description of development</b>	Multiple dwellings x 38		
<b>Schedule of drawings/documents</b>			
<b>Prepared by</b>	<b>Drawing/document No.</b>	<b>Revision No.</b>	<b>Date of Issue</b>
Prime Design	Lot 10 Site Plan / L10-01	04	24/08/2020
Prime Design	Lot 12 Site Plan / L12-01	03	24/08/2020
Prime Design	Lot 13 Site Plan / L13-01	04	19/08/2020
Prime Design	Lot 14 Site Plan / L14-01	02	19/08/2020
Prime Design	Lot 15 Site Plan / L15-01	04	24/08/2020
Prime Design	Lot 16 Site Plan / L16-01	04	25/08/2020
Prime Design	Lot 19 Site Plan / L19-01	05	24/08/2020
Prime Design	Lot 21 Site Plan / L21-01	00	24/08/2020
Prime Design	Lot 22 Site Plan / L22-01	03	24/08/2020
JMG	Concept Services / C01 – C14JMG	DA/P1	28/08/2021
JMG	Concept Services Report	V1	Aug 2020
<b>Conditions</b>			
Pursuant to the <i>Water and Sewerage Industry Act 2008</i> (TAS) Section 56P(1) TasWater imposes the following conditions on the permit for this application:			
<b>CERTIFICATES OF TITLE</b>			
1. Prior to the issue of a Certificate for Certifiable Work (Building) and (Plumbing) the developer must provide copies to TasWater of the Certificates of Title for the relevant lots created by the subdivision of the land the subject of Council permit DAS-2018-15.			
<b>CONNECTIONS, METERING &amp; BACKFLOW</b>			
2. A suitably sized water supply with metered connections and sewerage system and connections to the development must be designed and constructed to TasWater's satisfaction and be in accordance with any other conditions in this permit.			
3. Any removal/supply and installation of water meters and/or the removal of redundant and/or installation of new and modified property service connections must be carried out by TasWater at the developer's cost.			





4. Prior to use of the development, any water connection utilised for the development must have a backflow prevention device and water meter installed, to the satisfaction of TasWater.

#### **56W CONSENT**

5. Prior to the issue of the Certificate for Certifiable Work (Building) and/or (Plumbing) by TasWater the applicant or landowner as the case may be must make application to TasWater pursuant to section 56W of the Water and Sewerage Industry Act 2008 for its consent in respect of that part of the development which, if applicable, is to be built within two metres of TasWater infrastructure.

#### **DEVELOPMENT ASSESSMENT FEES**

6. The applicant or landowner as the case may be, must pay a development assessment fee of \$1,139.79 to TasWater, as approved by the Economic Regulator and the fee will be indexed, until the date paid to TasWater.

The payment is required within 30 days of the issue of an invoice by TasWater.

#### **Advice**

##### **General**

For information on TasWater development standards, please visit <http://www.taswater.com.au/Development/Development-Standards>

For application forms please visit <http://www.taswater.com.au/Development/Forms>

##### **Service Locations**

Please note that the developer is responsible for arranging to locate the existing TasWater infrastructure and clearly showing it on the drawings. Existing TasWater infrastructure may be located by a surveyor and/or a private contractor engaged at the developers cost to locate the infrastructure.

The location of this infrastructure as shown on the GIS is indicative only.

- (a) A permit is required to work within TasWater's easements or in the vicinity of its infrastructure. Further information can be obtained from TasWater
- (b) TasWater has listed a number of service providers who can provide asset detection and location services should you require it. Visit [www.taswater.com.au/Development/Service-location](http://www.taswater.com.au/Development/Service-location) for a list of companies.

##### **56W Consent**

The plans submitted with the application for the Certificate for Certifiable Work (Building) and/or (Plumbing) are required to show, if applicable, footings of proposed buildings located within 2.0m from TasWater pipes and will need to be designed by a suitably qualified person to adequately protect the integrity of TasWater's infrastructure, and to TasWater's satisfaction, be in accordance with AS3500 Part 2.2 Section 3.8 to ensure that no loads are transferred to TasWater's pipes. These plans will need to also include a cross sectional view through the footings which clearly shows;

- (a) Existing pipe depth and proposed finished surface levels over the pipe;
- (b) Footings to be located outside of TasWater easements and be no closer than 1.0m from the outside pipewall of the TasWater infrastructure;
- (c) The line of influence from the base of the footing must pass below the invert of the pipe and be clear of the pipe trench and;
- (d) A note on the plan indicating how the pipe location and depth were ascertained.
- (e) The location of the property service connection and sewer inspection opening (IO).

#### **Declaration**

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



Authority Notice.

Authorised by

**Jason Taylor**

Development Assessment Manager

**TasWater Contact Details**

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

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**PLANNING AUTHORITY SESSION ADJOURNS**

## OPEN SESSION RESUMED

*Meeting adjourned at 6.09pm*

*Meeting resumed at 6.15pm*

### 15 NOTICES OF MOTION

#### 15.1 CLIMATE CHANGE RESOURCING

The motion lapsed for want of a mover.

**C278/10-2021**

*(commences at ± 41 minutes of audio recording)*

#### 15.2 WORKSHOP TO CONSIDER UNSPENT COVID RELIEF FUNDS

Moved: Cr Gideon Cordover

Seconded: Cr Flora Fox

That Council will hold a workshop to discuss the reallocation of some or all of the \$500,000 in unspent Covid-relief funds towards other initiatives such as climate action projects, waste reduction initiatives, funding for a street tree strategy or improved active transport connectivity development for a pram-friendly Kingborough.

In Favour: Cr Gideon Cordover

Against: Crs Jo Westwood, Sue Bastone, Flora Fox, David Grace, Christian Street, Steve Wass and Paula Wriedt

**LOST 1/7**

### 16 PETITIONS STILL BEING ACTIONED

There are no petitions still being actioned.

*Cr Grace left the meeting at 6.33pm*

### 17 PETITIONS RECEIVED IN LAST PERIOD

No petitions had been received.

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**18 OFFICERS REPORTS TO COUNCIL**

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**C279/10-2021***(commences at ± 59 minutes of audio recording)***18.1 INTENTION TO MAKE BY-LAWS**

Moved: Cr Flora Fox  
Seconded: Cr Sue Bastone

That Council:

- (a) in accordance with s.156(1) of the Act, propose to make the following By-laws as annexed to this report:
  - (i) Marine Facilities;
  - (ii) Health and Environmental Services;
  - (iii) Parks, Recreation and Natural Areas; and
  - (iv) Roads and Parking.
- (b) submit regulatory impact statements as annexed to this report to the Director of Local Government; and
- (c) on receipt of the certificate issued by the Director under s.156A(6) of the Act and the General Manager giving notice pursuant to s.157 of the Act, undertakes public consultation in respect of the proposed By-laws.

**CARRIED****C280/10-2021***(commences at ± 1 hour, 30 minutes of audio recording)***18.2 COFFEE CREEK HYDRAULIC ASSESSMENT**

Moved: Cr Gideon Cordover  
Seconded: Cr Paula Wriedt

That Council

- (a) incorporate the 1% AEP storm event (year 2100), as identified in the Coffee Creek Hydraulic Assessment, into Council's planning process;
- (b) engage with the community about the result of this study via Council's website and online forum; and
- (c) further investigate, and where appropriate, implement relevant aspects of the Catchment Management Plan for Coffee Creek.

**CARRIED**

**C281/10-2021***(commences at ± 1 hour, 35 minutes of audio recording)***18.3 COMMUNITY GRANTS 2020/2021 ROUND 2**

Moved: Cr Christian Street

Seconded: Cr Paula Wriedt

That Council approve the allocation for funding as outlined in the attached table.

**CARRIED****C282/10-2021***(commences at ± 1 hour, 54 minutes of audio recording)***18.4 RIVERDALE ROAD - WALKWAY ACCESS**

Moved: Cr Flora Fox

Seconded: Cr Gideon Cordover

That Council:

- a) Advertise its intent to lease land at Riverdale Road for an initial ten-year period at a peppercorn rental with an option for a further ten years with rent to be at market valuation.
- b) Subject to there being no objections received to the proposed lease, authorises the General Manager to enter into an agreement with the owner of 35 Riverdale Road to secure an easement required to facilitate access for the proposed North West Bay River trail.
- c) Acknowledges that the proposed peppercorn rental applied to the first 10 years of the lease agreement has been discounted in lieu of the equivalent value of the easement acquired by Council to achieve a right of public access required to create Stage One of the North West Bay River trail.

**CARRIED****C283/10-2021***(commences at ± 1 hour, 55 minutes of audio recording)***18.5 TAROONA PARK (PROPOSAL TO FUND ADDITIONAL SEATING): FURTHER INFORMATION**

Moved: Cr Paula Wriedt

Seconded: Cr Flora Fox

That the amount of \$31,720 be made available from the Open Space Account to fund installation of 12 new park seats within Taroona Park (in accordance with this report and attachments).

In Favour: Crs Jo Westwood, Gideon Cordover, Flora Fox, Christian Street, Steve Wass and Paula Wriedt

Against: Cr Sue Bastone

**CARRIED 6/1**

**C284/10-2021**

(commences at ± 2 hours, 4 minutes of audio recording)

**18.6 DECLARED GREYHOUND EXERCISE AREA**

Moved: Cr Paula Wriedt

Seconded: Cr Sue Bastone

That Council:

- (a) Note the submissions received as annexed to this report;
- (b) Note the updated site plan as annexed to this report;
- (c) Resolve to declare a greyhound exercise area in the vicinity of the established Kingston View Drive, off lead, dog exercise area;
- (d) Commence action via public notice in accordance with s.25 of the Act; and
- (e) On the declaration taking effect, amend its endorsed Dog Management Policy to reflect the newly established greyhound exercise area.

**CARRIED**

**C285/10-2021**

(commences at ± 2 hours, 10 minutes of audio recording)

**18.7 POLICY 3.14 - RATES AND CHARGES POLICY**

Moved: Cr Christian Street

Seconded: Cr Paula Wriedt

That the updated Rates and Charges Policy be approved and implemented.

**CARRIED**

**C286/10-2021**

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

Moved: Cr Flora Fox

Seconded: Cr Christian Street

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*

**COVID-19 Rental Relief**

Regulation 15(2)(c)(i) *commercial information of a confidential nature, that if disclosed, is likely to prejudice the commercial position of the person who supplied it.*

**Rate Rebate - Conservation Covenants**

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

**CARRIED AND BY ABSOLUTE MAJORITY**

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

Open Session of Council adjourned at 7.47pm

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OPEN SESSION ADJOURNS

## OPEN SESSION RESUMES

Open Session of Council resumed at 7.52pm

### C287/10-2021

Moved: Cr Flora Fox  
Seconded: Cr Sue Bastone

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

Item	Decision
Confirmation of Minutes	Confirmed
Applications for Leave of Absence	Approved
COVID-19 Rental Relief	Noted
Rate Rebate - Conservation Covenants	Rate remission approved

**CARRIED**

### CLOSURE

There being no further business, the Chairperson declared the meeting closed at 7.53pm

.....  
(Confirmed)

.....  
(Date)