



COUNCIL MEETING MINUTES

1 November 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



Mayor
Councillor Paula Wriedt



Deputy Mayor
Councillor Jo Westwood



Councillor Sue Bastone



Councillor Gideon Cordover



Councillor Flora Fox



Councillor Clare Glade-Wright



Councillor David Grace



Councillor Amanda Midgley



Councillor Christian Street



Councillor Steve Wass

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Public Copy

MINUTES of an Ordinary Meeting of Council
Kingborough Civic Centre, 15 Channel Highway, Kingston
Monday, 1 November 2021 at 5.30pm

1 AUDIO RECORDING

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.

2 ACKNOWLEDGEMENT OF TRADITIONAL CUSTODIANS

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

3 ATTENDEES

Councillors:

| | |
|------------------------------------|---|
| Mayor Councillor P Wriedt | ✓ |
| Deputy Mayor Councillor J Westwood | ✓ |
| Councillor S Bastone | ✓ |
| Councillor G Cordover | ✓ |
| Councillor F Fox | ✓ |
| Councillor C Glade-Wright | ✓ |
| Councillor A Midgley | ✓ |
| Councillor C Street | ✓ |
| Councillor S Wass | ✓ |

Staff:

Acting General Manager
Director Governance, Recreation & Property Services
NAB Coordinator
Senior Planning Officer
Media & Communications Advisor
Executive Assistant

Dr Katrena Stephenson
Mr Daniel Smee
Ms Liz Quinn
Mr Timothy Donovan
Ms Sam Adams
Mrs Amanda Morton

C582/22-2021

4 APOLOGIES

Councillor D Grace

C583/22-2021**5 CONFIRMATION OF MINUTES**

Moved: Cr Flora Fox
Seconded: Cr Clare Glade-Wright

That the Minutes of the open session of the Council Meeting No.21 held on 18 October 2021 be confirmed as a true record.

CARRIED

6 WORKSHOPS HELD SINCE LAST COUNCIL MEETING

No workshops have been held since the last Council meeting.

C584/22-2021**7 DECLARATIONS OF INTEREST**

Cr's Wriedt, Westwood, Bastone, Cordover, Midgley and Glade-Wright declared an interest in item "DAS 2019-38 Development Application for Subdivision of Six Residential Lots, One Road Lot and Balance, and Demolition of Dwelling at 137 Channel Highway, Taroom".

8 TRANSFER OF AGENDA ITEMS

There were no agenda items transferred.

9 QUESTIONS WITHOUT NOTICE FROM THE PUBLIC

There were no questions without notice from the public.

10 QUESTIONS ON NOTICE FROM THE PUBLIC

C585/22-2021**10.1 Retention of Planning Staff**

Mr Matthew Horsham submitted the following question on notice:

It is apparent from recent staff departures within the planning department, that there is a higher turn over of staff than average.

Has there been any review of exit interview data, or other information to indicate reasons for this high staff turnover within the planning department?

Noting recent difficulty in recruiting new planning staff, and cost of recruitment and training, does the General Manager have any plans to identify and address underlying issues affecting retention of planning staff?

Officer's Response:

Over the last 6 months we have had 3 development services staff (all part time) resign to take up jobs with State Government (2 statutory planners and 1 environmental planner). We have had a further statutory planner (0.5FTE) determine to leave the industry. This level of turnover is similar to that being reported worldwide post COVID with estimates of a 40% churn across all sectors and low levels of unemployment.

All staff who leave Council are offered an exit interview. Consistent amongst the departing development services staff has been commentary about the significant increase in development applications and increasingly tight statutory timeframes causing additional stress. This is considerably exacerbated by increasing instances of unrealistic expectations, rudeness and personal attacks from applicants, and occasionally residents.

A number of activities are currently underway to support the Development Services team including changes to structure, introduction of new positions and a range of process improvements. We regularly review of our pay scales against other councils and make adjustments as required. We have also increased all departing positions to full-time going forward in recognition of the increased volume of Development Applications. However, it should be noted that for one position there was a significant delay between appointment and commencement due to border closures. There is also a national shortage of statutory planners. We are currently working on changing our customer services processes and will be moving to an appointment system to reduce interruptions so that planners can better manage their workflow.

Dr Katrena Stephenson, Acting General Manager

C586/22-2021

10.2 Responsibilities of the Audit Panel Committee

Unknown submitted the following question on notice:

What are the responsibilities of the Audit Panel members?

Officer's Response:

Under the Audit Panel Charter, the Panel oversees the risk management framework, strategic and operational risks as detailed below:

8.1. Risk Management

8.1.1 Review the risk management framework and risk matrix to ensure that it is current, comprehensive and meets relevant standards;

8.1.2 Review whether the risk management framework is being adhered to, and that associated procedures exist for the effective identification, assessment, management and reporting of Council's significant risk areas including, but not limited to, financial, legislative compliance, fraud, business and environmental risks;

8.1.3 Monitor the organisational performance in managing the risks identified in the strategic and operational risk register;

John Breen, Chief Financial Officer

C587/22-2021**10.3 Community Hub**

Unknown submitted the following question on notice:

1. *Does the Kingborough Community Hub comply with the National Building Code and Work Health and Safety legislation?*
2. *Has the leak in the disabled toilet ceiling been addressed?*

Officer's Response:

Council has received a Certificate of Occupancy for the Community Hub, confirming its compliance with regulatory standards. The leak in the ceiling of the disability access toilet has been addressed.

Daniel Smee, Director Governance, Recreation & Property Services

11 QUESTIONS WITHOUT NOTICE FROM COUNCILLORS

C588/22-2021**11.1 Public Questions Without Notice**

Cr Street asked the following question without notice:

I would encourage members of the public to submit questions to the Council meetings, but my understanding was that they were required to also provide a name and suburb at least. What is the situation with the two 'Unknown' questions in that respect?

Acting General Manager responds:

I recognise that it is unusual. We did receive the correspondence in writing via email. The gentleman is known to Council but uses a nom de plume in his emails. It was a very long email but I felt the core questions were actually of community benefit to answer and that is why we proceeded with them in this case.

C589/22-2021**11.2 Paid Parking within Central Kingston**

Cr Bastone asked the following question without notice:

In the ongoing Minute resolutions in the agenda, the officer's comments are that "this is to be revisited following the completion of the Huntingfield park and ride site". Has the Aboriginal review of the site been finished yet or is it still ongoing?

Mayor responds:

We will take your question on notice.

C590/22-2021**11.3 Kingborough Community Safety Committee Minutes**

Cr Cordover asked the following question without notice:

The action item in the Minutes in this agenda state “that Cr Westwood to write a letter to DSG on behalf of the committee requesting that the speed limits going in both the north and south directions of the Huon Highway past the Sandfly intersection be reviewed and a change from 100kms per hour to 80kms per hour be considered”. Have those letters been sent to the Department of State Growth yet?

Cr Westwood responds:

I signed those letters late last week so I imagine they would have been sent by now.

Cr Cordover:

In writing those letters are they written from the Deputy Mayor on behalf of the safety committee? Do they in any way reflect the official position of Council on those issues?

Cr Westwood:

No they are written from myself in my capacity as Chair of the Kingborough Community Safety Committee.

Cr Cordover:

My issue here is, when it comes to the Sandfly intersection, it turns out that there was extensive community consultation on that very recently and hundreds of people participated and they came to the exact opposite conclusion of what that letter is asking the Minister to do. The report that I’m talking about is the Huon Highway/Sandfly Road Intersection Speed Limit Review Consultation and Feedback report which came out in January 2020 and it said that 64% of submissions opposed the speed limit being reduced to 80kms per hour and then it finishes the executive summary by saying “taking into consideration the feedback from the community, the reduction of the speed limit at Sandfly junction is not proposed”. Are the safety committee aware of that outcome?

Cr Westwood:

I was aware of that outcome. I’m not 100% sure if the committee were, I think they were, and we did have quite an extensive discussion about it. I guess we probably should have timed the letter to coincide with that consultation period but unfortunately our meetings are only every second month and in writing that letter it was just to add weight to the argument on the other side that at 100kms per hour, it is very difficult to navigate that intersection.

Cr Cordover:

I note that there was another directive in those Minutes to write a letter to DSG on behalf of the committee requesting that the speed limits at the Channel Highway through Snug and Kettering be reviewed for reduction from 60 to 50. When you have committees that are running advocacy campaigns with letters written by the Deputy Mayor to the State Government, my concern is that a reasonable person would think that is somehow to do with the Council. What oversight does Council have to have over the kinds of advocacy that Council established committees are doing to State Government?

Mayor:

I don't believe that we have anything written down in the Terms of Reference for those committees. In the time that I have been on Council, it has varied whether it is for a Notice of Motion in relation to something, for example with the Disability Access and Inclusion Advisory Committee we have a decision that that committee made via a Notice of Motion in relation to an issue but we doing some further research on it before I then bring it back to Council to make a decision on where we go with that, even though it was the wishes of the committee. I think you have raised a very good point and I think we probably need to look at what mechanisms there are for actions from committees, how they then feed into here before they then funnel out any further. Mr Smee, do you have anything that you would like to add?

Director Governance, Recreation and Property Services:

The Terms of Reference for some committees do indicate that the Chair of the committee is the only person able to speak on behalf of the committee. You need to look at the history in relation to how this committee was formed because it used to be completely independent of Council ie the Police and Community Liaison Group, where they had absolutely no requirement to make recommendations to Council to seek the endorsement of Council. That's opposed to some of our advisory committees where their role is to provide advice to Council, they will make a recommendation that then goes through an officer assessment and then a Council decision. I think the Mayor is right, it is an issue that does need to be fleshed out a bit further. Certainly there are issues where it is quite appropriate that the Chair of the committee speaks on behalf of the committee. Finding that balance between where it should be reported to Council for formal decision and where it is simply a matter for the committee to deal with is something that in the Terms of Reference perhaps we can explore further.

Cr Cordover:

That particular piece of advocacy is in direct contravention with a very recent community consultation which found the exact opposite, so this will be quite an unpopular view in this particular circumstance. Can we please have some formalised guidance around that moving forward.

Mayor:

If I can add, if I'm not mistaken, when there is a request to change the speed limit, I know when it happens on our roads, we are asked to do community consultation prior to submitting the request to the Department of State Growth. So, just to allay your concerns, I suspect that even though this is a State Growth road, they would probably have to follow the same procedure, if they were going to do it themselves, they would probably need to do community consultation in order to get feedback for the change. I don't think it would be a matter that they would just do it on the basis of a letter from the committee.

C591/22-2021**11.4 Proposed Transfer of Land by UTAS at Taroona Beach**

Cr Wass asked the following question without notice:

Do staff have any idea about this proposed transfer of land seeing it has now exceeded 2½ years?

Director Governance, Recreation and Property Services responds:

As I understand it, it's still held up as part of the sub-division process but I don't know the exact reason and the details of what the hold up is.

C592/22-2021**11.5 Turf Wicket, Twin Ovals**

Cr Midgley asked the following question without notice:

What is the status of the turf wicket pitch for the Twin Ovals or the future plan for this?

Director Governance, Recreation and Property Services responds:

Council's formal position on this matter is captured within the Future Directions Plan for the Kingborough Sports Precinct and that is that the most feasible option to deliver a turf wicket within the precinct is to install one within the AFL ground at the Twin Ovals. That is a project that certainly the Kingborough District Cricket Club and Cricket Tasmania are very keen to pursue. From a staff perspective, we have indicated that all of the costs of installation should be met by Cricket Tasmania and that if it was to proceed, we want a full detailed plan before we would give any consent for that to happen. We met with representatives from both Cricket Tasmania and the Kingborough District Cricket Club probably 6 weeks ago and we conveyed that information to them. Cricket Tasmania undertook to go away to obtain some costings and that's where it currently sits. The other relevant factor is that we indicated that we would not be giving any consent to works that had an impact on the 2022 football season which in effect means that the work would need to be completed by this Christmas. Given that we are now the 1st November I would see it highly unlikely that any contractor is going to be able to get in and do the works pre-Christmas but at this stage, in the absence of any Council decision to the contrary, that remains Council's position and if, as it seems unlikely it won't go ahead this year, I suspect that we would be looking to have everything lined up for the start of next summer season.

C593/22-2021**11.6 Huntingfield Development Application**

Cr Midgley asked the following question without notice:

How are we working with State Government to address the infrastructure that is absolutely an essential part of this development and a very big concern from the community?

Acting General Manager responds:

Can I seek clarification on what you mean exactly?

Cr Midgley:

The roads infrastructure, the plans that have been submitted for the roundabout and just dealing with the traffic congestion and the impact that will have.

Acting General Manager:

The roundabout DA has already been considered and approved by Council. We have had a commitment that the DA for the slip lane proposal will be lodged before the end of the year. It has not been lodged at this stage.

Cr Midgley:

Any other implications regarding the ongoing traffic congestion and increase of traffic congestion as a result of the increase in housing? Are there any other ways that we are working with State Government in regards to that?

Acting General Manager:

Not at this stage. Given that we have only just approved the first stage of development, we are waiting on the development application for the slip lane and, other than advocating through perhaps a future budget round or a future election campaign, we have very little sway.

Mayor:

I think what we should be doing as a Council is actually lobbying for them to bring forward the funding for the Algonia Road intersection to upgrade that because that is going to be the point that is particularly difficult. My suggestion, is that we have a Notice of Motion for our next meeting to lobby the State Government in relation to bringing that forward because I think there is no funding for that until about 2025/26.

12 QUESTIONS ON NOTICE FROM COUNCILLORS

C594/22-2021**12.1 Simpsons Bay Boat Ramp**

Cr Bastone submitted the following question on notice:

Has the Council endorsed the proposed Simpson Bay boat ramp? An application can't be lodged with the assistance of MAST until it is endorsed.

Officer's Response:

Council has not seen or been asked to endorse the application to MAST, but we are aware that a member of the community intends to submit an application.

David Reeve, Director Engineering Services

OPEN SESSION ADJOURNS

PLANNING AUTHORITY IN SESSION

Planning authority commenced at 5.50pm

Cr Bastone left the room at 5.50pm

13 OFFICERS REPORTS TO PLANNING AUTHORITY

C595/22-2021

13.1 DAS 2019-38 DEVELOPMENT APPLICATION FOR SUBDIVISION OF SIX RESIDENTIAL LOTS, ONE ROAD LOT AND BALANCE, AND DEMOLITION OF DWELLING AT 137 CHANNEL HIGHWAY, TAROONA.

Moved: Cr Christian Street

Seconded: Cr Jo Westwood

Meeting adjourned at 6.45pm

Meeting resumed at 6.59pm

Amendment:

Moved Cr Glade-Wright

Seconded Cr Fox

That an additional condition be added before the current condition 2, namely: That an amended Landslide Risk Assessment by a suitably qualified person shall be submitted for the approval of the Manager Development Services prior to the commencement of any onsite works; addressing the removal of the 5 trees (identified as being impacted by the subdivision works) and the subsequent impacts of that on the assessment and including any further required risk mitigation measures.

In Favour: Crs Paula Wriedt, Jo Westwood, Flora Fox, Amanda Midgley, Clare Glade-Wright, Christian Street

Against: Crs Gideon Cordover and Steve Wass

CARRIED 6/2

Substantive Motion:

That the Planning Authority resolves that the development application for subdivision of six residential lots, one road lot and balance, demolition of dwelling at 137 Channel Highway, Taroona for Three Capes Developments Pty Ltd 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. DAS2019-38 and Council Plan Reference No. P5 submitted on 20 July 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. That an amended Landslide Risk Assessment by a suitably qualified person shall be submitted for the approval of the Manager Development Services prior to the commencement of any onsite works; addressing the removal of the 5 trees (identified as

being impacted by the subdivision works) and the subsequent impacts of that on the assessment and including any further required risk mitigation measures. 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 Director Engineering Services and comply with:

- Tasmanian Standard Drawings
- Austroads Standards and Australian Standards
- Australian Rainfall and Runoff Guidelines
- The certified subdivision Bushfire Report and accompanying Hazard Management Plan (North Barker Ecosystem Services, 14 July 2021).

The Plans must include, but are not limited to:

- (a) Design of the internal road network, vehicular crossovers to all lots and lots proper (internal lots), footpaths, flood ways, and associated stormwater drainage system;
- (b) Design (including supporting documentation and hydraulic calculations) of the proposed stormwater infrastructure including:
 - (i) Longitudinal section details;
 - (ii) A water sensitive urban design system that achieves the acceptable stormwater quality and quantity targets, required in Table E7.1 of the Kingborough Interim Planning Scheme 2015 including MUSIC modelling;
 - (iii) The reticulated stormwater system sized to accommodate at least the estimated 5% AEP flow based on a future fully-developed catchment;
 - (iv) Overland flow paths sized to accommodate the estimated 1% AEP (Annual Exceedance Probability) flow based on a future fully-developed catchment;
- (c) Confirmation of Approval of engineering design drawings from the Department of State Growth and any associated conditions of approval.
- (d) Compliant access and water supply arrangements in accordance with the certified subdivision Bushfire Report and accompanying Hazard Management Plan (North Barker Ecosystem Services, 14 July 2021);
- (e) details of the Vegetation Protection Plan referred to in Condition No. 10;

Once endorsed the plans will form part of the permit.

3. Prior to the permit coming into effect and the commencement of any works on site, the landowner must enter into a Part 5 Agreement under the Land Use Planning and Approvals Act 1993 with and to the satisfaction of Kingborough Council to ensure that the development on all lots is in accordance with the recommendations of the Landslide Risk Assessment report. This Part 5 Agreement must include:
 - (a) that the development of all lots must be in accordance with the recommendations of the Landslide Risk Assessment, 137 Channel Highway, Taroona, September 2021 Version 1.0 by Geo-Environmental Solutions; and
 - (b) be drafted using Council's template Part 5 Agreement.

All costs associated with drafting and registering the Part 5 Agreement on the title are to be borne by the developer. All terms of this Agreement must be complied with once executed.

This Part 5 Agreement must be executed and lodged at the Land Titles Office and registered on the title prior to the commencement of on-site works.

Please note, planning permits containing a requirement for a Part 5 Agreement are not effective until such time as the Agreement is executed, as specified in s53(6) of the Land Use Planning and Approvals Act 1993. Therefore the above Agreement must be executed prior to commencement of works and sealing of the final plan of survey. The template, and a checklist for the process of drafting and lodging such an Agreement, may be obtained from Council's planning team.

4. Prior to the permit coming into the effect, the owner must enter into a Part 5 Agreement under the Land Use Planning and Approvals Act 1993 with and to the satisfaction of Council to the effect that:
 - (a) the measures contained within the certified subdivision Bushfire Report and accompanying Hazard Management Plan (North Barker Ecosystem Services, 14 July 2021) must be implemented in relation to any future development on the lots, unless superseded by an alternative BHMP certified by an accredited person or TFS, and only if this alternative BHMP demonstrates that the hazard management areas:
 - (i) are no greater than that shown in the subdivision BHMP;
 - (ii) are consistent with the vegetation classifications in the subdivision BHMP; and
 - (iii) are contained within the lot boundaries;
 - (b) each landowner must maintain their hazard management area in accordance with the certified subdivision Bushfire Report and accompanying Hazard Management Plan (North Barker Ecosystem Services, 14 July 2021) or an alternative BHMP certified by an accredited person or TFS in accordance with (a) above;
 - (c) all proposed buildings must be designed to limit the likelihood of bird strike as far as possible and development is to be designed in accordance with "Minimising the swift parrot collision threat - Guidelines and recommendations for parrot-safe building design".

Buildings will be to the satisfaction of the Manager Development Services if the glazed surfaces do not result in corner windows or sightlines through buildings from window to window and meet any of the following:

- (i) the glazed surface does not have a total surface area of greater than 2m²;
 - (ii) the glazed surface is treated to include visual markers or muted reflections, the purpose of which must give them the appearance of an impenetrable surface. Such surfaces may include any one of the following types of treatments: the use of low-reflectivity glass (0-10%); films; coatings; fritted glass; or permanent screens; or
 - (iii) the glazed surface is installed at a minimum of 20 degrees from vertical, angled in at its base to reflect the ground.
- (d) Trees identified for retention must be retained and protected unless otherwise approved in writing by Council and development and works must be designed and located to avoid and mitigate impacts on these protected trees, including buildings, access, services, bushfire hazard management and landscaping.

Council will only approve impacts on protected trees, including development and works within the tree protection zone and pruning, where it can be demonstrated that, based on the advice of a suitably qualified arborist (Cert IV Arboriculture and qualified in QTR Assessment), the impacts are tolerable, the trees are capable of retention within the context of the development and works and the development and works will not compromise the long-term viability or expected life of the tree(s);

Council will only approve removal of a protected tree where:

- (i) it can be demonstrated that, based on the advice of a suitably qualified arborist (Cert IV Arboriculture and qualified in QTR Assessment), the tree is unable to be retained because the health and viability of the trees is such that they represent a danger, irrespective of the development;
- (ii) loss of the trees is offset to the satisfaction of Council; and
- (iii) all other planning scheme and Council Policy requirements are satisfied.

The Part 5 Agreement must also include a copy of the subdivision plan clearly showing the location of the trees to be retained and protected under this condition as a Schedule. This plan must include Trees 1 Eob18, Eob8, Ep10, Ep4, Et4, Et9, Ev3, Ev4, Eob19, Ev5 and Ev7 as shown in the Addendum to the Natural Values Assessment (North Barker Ecosystem Services, 20 July 2021), the Arboricultural Assessment (Element Tree Services, 12 July 2021) and Council Plan Reference P5 submitted on 26 July 2021.

All costs associated with drafting and registering the Part 5 Agreement on the title must be borne by the developer. All terms of this Agreement must be complied with once executed.

This Part 5 Agreement must be executed and lodged at the Land Titles Office and registered on the title prior to the commencement of on-site works.

Please note, planning permits containing a requirement for a Part 5 Agreement are not effective until such time as the Agreement is executed, as specified in s53(6) of the Land Use Planning and Approvals Act 1993. Therefore the above Agreement must be signed and sealed and registered on the title prior to the Permit coming into effect and commencement of works. A template, and a checklist for the process of drafting and lodging such an Agreement, may be obtained from Council's planning team.

5. Prior to the permit coming into effect and the removal of any vegetation on site, the landowner must enter into a Part 5 Agreement under the Land Use Planning and Approvals Act 1993 with and to the satisfaction of Kingborough Council to offset the loss of 0.1 ha of Eucalyptus tenuiramis forest and woodland on sediments and retain and protect the remaining moderate and high priority biodiversity values on Lots 2 and 4. This Part 5 Agreement must:
 - (a) verify the extent and location of values to be protected, which must include all individual high conservation value trees, potential and significant threatened species habitat and threatened native vegetation communities outside the area impacted by subdivision works, the building area and bushfire hazard management measures;
 - (b) provide for the retention and protection of these values within a conservation zone;
 - (c) identify management prescriptions for retaining and protecting these values including but not limited to demarcation of the conservation zone, a weed management plan and monitoring and reporting, to ensure that environmental values are managed for their long term survival. These management prescriptions are to be drafted by a suitably qualified environmental consultant and include timeframes and details for each action;

- (d) be drafted using Council's template Part 5 Agreement;
- (e) be signed and sealed prior to commencement of works; and,
- (f) be submitted to the Land Titles Office with the final plan of survey and registered on the title.

All costs associated with drafting and registering the Part 5 Agreement on the title are to be borne by the developer. All terms of this Agreement must be complied with once executed.

Please note, planning permits containing a requirement for a Part 5 Agreement are not effective until such time as the Agreement is executed, as specified in s53(6) of the Land Use Planning and Approvals Act 1993. Therefore the above Agreement must be executed prior to commencement of works and sealing of the final plan of survey. The template, and a checklist for the process of drafting and lodging such an Agreement, may be obtained from Council's planning team.

6. Prior to commencement of on-site works, a survey of tree hollows must be undertaken by a suitably qualified person in accordance with current best practice survey guidelines to determine whether the hollows are being utilised and identify any mitigation measures that need to be applied to reduce impacts on the species. Evidence of and the results from this survey must be provided to Council for review. Commencement of clearing must not occur until and unless all identified mitigation measures have been satisfactorily implemented and start of works are approved by Council.
7. 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 Addendum to the Natural Values Assessment (North Barker Ecosystem Services, 20 July 2021), the Arboricultural Assessment (Element Tree Services, 12 July 2021) and Council Plan Reference P5 submitted on 26 July 2021), must be retained and appropriately protected during construction through the installation of temporary fencing between any on-site works and adjacent native vegetation in accordance with AS 4970-2009 to exclude:
 - (a) machine excavation including trenching;
 - (b) excavation for silt fencing;
 - (c) cultivation;
 - (d) storage;
 - (e) preparation of chemicals, including preparation of cement products;
 - (f) parking of vehicles and plant;
 - (g) refuelling;
 - (h) dumping of waste;
 - (i) wash down and cleaning of equipment;
 - (j) placement of fill;
 - (k) lighting of fires;
 - (l) soil level changes;
 - (m) temporary or permanent installation of utilities and signs; and

- (n) 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.
8. Prior to the commencement of on-site works a Construction Environmental Management Plan (CEMP) must be submitted to Council for approval. The plan must be to the satisfaction of the Manager Development Services and provide details of the following:
- (a) Hours for construction activity in accordance with any other condition of this Permit;
 - (b) Soil and water management measures in accordance with NRM South Soil and Water Management of Construction Sites – Guidelines and Tasmanian Standard Drawings (TSD-SW28), the Wetlands and Waterways Works Manual (DPIWE, 2003) and the Tasmanian Coastal Works Manual (DPIPWE, Page and Thorp, 2010);
 - (c) Measures to minimise and mitigate impacts on threatened species during construction, including protocols in the event that evidence of raptor nesting, swift parrot nesting or marsupial den sites are observed or discovered during works;
 - (d) Measures to control noise;
 - (e) The extent of cut and fill;
 - (f) Storage locations for the stockpiling of fill on site;
 - (g) Demonstration that the stockpiling of fill will not encroach into the tree protection zones of trees identified for retention;
 - (h) The location for the disposal of any excess fill off site and demonstration this site is either a certified landfill facility for Level 1 fill or a site that has been approved for the disposal or use of Level 1 fill under a development use permit issued by Council;
 - (i) specifications and locations of tree and vegetation protection measures in accordance with Condition 7;
 - (j) Weed management measures in accordance with Condition 12;
 - (k) Measures relating to removal of hazardous or dangerous material from the site, where applicable;
 - (l) Measures to ensure that pedestrians are able to use with safety any footpath along the boundaries of the site;

- (m) A plan showing the location of parking areas for construction and sub-contractors' vehicles on and surrounding the site, to ensure that vehicles associated with construction activity cause minimum disruption to surrounding premises. Any basement carpark on the land must be made available for use by sub-contractors/tradesperson upon completion of such areas, without delay;
- (n) A Traffic Management Plan showing truck routes to and from the site;
- (o) Swept path analysis demonstrating the ability for trucks to enter and exit the site in a safe manner for the largest anticipated truck associated with the construction;
- (p) A plan showing the location and design of a vehicle wash-down bay for construction vehicles on the site;
- (q) Measures to ensure that sub-contractors/tradespersons operating on the site are aware of the contents of the Construction Management Plan;
- (r) The location of any site sheds, on-site amenities, building waste storage and the like, noting that Council does not support site sheds on Council road reserves;
- (s) Contact details of key construction site staff; and
- (t) A plan showing the above details.

A site inspection of the implemented plan by the Council's Development Inspector and Council's Environmental Planner must be satisfactorily undertaken with the principal contractor prior to the commencement of any on-site works and issue of start of works.

Once endorsed, the Plan will form part of the permit and must be implemented and maintained throughout construction of the development to the satisfaction of the Manager Development Services.

9. Only those trees approved for removal in the endorsed engineering drawings and 0.43ha of native vegetation, comprising 0.33 ha of Eucalyptus pulchella dry forest and woodland (DPU) and 0.1 ha of Eucalyptus tenuiramis forest and woodland on sediments (DTO), is approved for removal in accordance with the Addendum to the Natural Values Assessment (North Barker Ecosystem Services, 20 July 2021) and certified subdivision Bushfire Report and accompanying Hazard Management Plan (North Barker Ecosystem Services, 14 July 2021).

This vegetation must not be removed prior to issue of a 'Start of Works Notice'.

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.

10. The engineering design drawings required under Condition 2 must include a Vegetation Protection Plan which:
 - (a) identifies all native vegetation and individual native trees with a diameter >25cm at 1.4m from natural ground level and their associated tree protection zones relative to the subdivision works, including access construction, installation of services and establishment of compliant hazard management areas in accordance with the certified subdivision Bushfire Report and accompanying Hazard Management Plan (North Barker Ecosystem Services, 14 July 2021);
 - (b) identifies which vegetation is to be removed and which is to be retained for the purposes of the subdivision works only;
 - (c) demonstrates the subdivision works are designed, located and constructed to minimise impacts on native vegetation and individual trees, including:

- (i) enabling retention of Trees Eob18, Eob8, Ep10, Ep4, Et4, Et9, Ev3, Ev4, Eob19, Ev5 and Ev7 as shown in the Addendum to the Natural Values Assessment (North Barker Ecosystem Services, 20 July 2021), the Arboricultural Assessment (Element Tree Services, 12 July 2021) and Council Plan Reference P5 submitted on 26 July 2021; and
 - (ii) demonstrating subdivision works in the vicinity of Tree Ev1 have been designed in consultation with a suitably qualified arborist and have explored all feasible options for retention of this tree. Removal of the tree will only be approved where it can be demonstrated that it is not practically feasible to retain the tree while installing the required infrastructure and upgrading the access to Lots 5 and 6 and the loss of the tree is offset; and
 - (d) details the mitigation and vegetation protection measures to be implemented before, during and after construction in accordance with Australian Standard 4970-2009 for the protection of trees on development sites, including incorporation of the recommendations in the Arboricultural Assessment (Element Tree Services, 12 July 2021).
11. To offset the loss of up to five (5) trees of very high conservation value, including Trees Eg1, Eob1, Eob5, Et13 and Ev2, an offset of \$500/tree must be paid into Council's Environmental Fund, to be used to manage and conserve habitat in the vicinity of Taroona. Where it is demonstrated as part of the detailed engineering drawings that the loss of Ev1 is also unavoidable, this tree must also be offset at a rate of \$500.
- All offsets must be paid prior to commencement of on-site works, including tree removal.
12. Declared weeds under the Weed Management Act 1999, environmental weeds and/or weeds listed in the Kingborough Weed Management Strategy are present on the site, including but not limited to blackberry, boneseed, holly and numerous environmental weeds. To prevent the spread of weeds elsewhere and manage the weeds within the site, the following weed management measures must be undertaken to the satisfaction of the Manager Development Services:
- A. Prior to the commencement of on-site works (including but not limited to native vegetation and/or tree removal, demolition, excavations, placement of fill, delivery of building/construction materials and/or temporary buildings) the following is required:
 - 1. Weed Management Plan by a suitably qualified person must be submitted to and approved by the Manager Development Services for each stage. The plan must include:
 - (i) a list and site plan of all declared weeds under the Weed Management Act 1999, environmental weeds and/or weeds listed in the Kingborough Weed Management Strategy present on the site;
 - (ii) timeframes and methods of primary, secondary and follow up treatments for these weeds;
 - (iii) weed hygiene measures to minimise the spread of weeds to and from the site during on site works; and
 - (iv) an implementation, monitoring and reporting plan (including timeframes and costings for each action).

Once endorsed the plan will form part of the permit and must be complied with to the satisfaction of the Manager Development Services, unless otherwise agreed in writing by the Manager of Development Services.

2. Primary treatment of all declared, environmental and/or listed weeds must be undertaken within the footprint of subdivision works, including within areas to be traversed and disturbed during construction.
- B. During construction - weed management measures must be implemented in accordance with the endorsed plan to the satisfaction of the Manager Development Services.
13. A Council fee of 2% of the estimated value of the civil engineering construction works (including GST, provisional items and contingencies) for the development or the current minimum fee, whichever is the greater, must be paid at the time of submission of the engineering design plans for approval. The actual amounts payable shall be based on the rates adopted by Council and prevailing at the time of payment.
14. Prior to the commencement of any on-site works, including vegetation removal or modification, demolition, construction, excavations, placement of fill, delivery of building/construction materials and/or temporary buildings, a "start works" notice must be lodged with Council.

This notice must be lodged a minimum of 14 days prior to commencement of on-site works and works must not commence until this notice has been approved by the Manager Development Services.
15. As no provision has been made for recreation space or improvements thereto, and having formed the opinion that such a provision should be made, Council invokes the provisions of Section 117 of the Local Government (Building and Miscellaneous Provisions) Act 1993 and requires security equivalent of 5% of the unimproved value of the gross area of the subdivision. This should be in the form of a direct payment made before the sealing of the Final Plan, or alternatively, in the form of security provided under Section 117 of the Local Government (Building and Miscellaneous Provisions) Act 1993.

The subdivider is to obtain a valuation from a registered Valuer for the purposes of determining the unimproved value of the gross area of the subdivision.
16. The existing buildings on proposed lots 2 and 6 must be removed from the land prior to the sealing of the Final Plan of Survey for the relevant lot. Satisfactory evidence of the demolition must be provided to Council that the buildings have been removed. All necessary approvals must be in place prior to the removal of the buildings.
17. Site filling that exceeds a depth of 300mm must be placed in accordance with AS3798 guidelines for commercial and residential developments 1996. Upon completion of the works, the supervising engineer must confirm in writing that the works have been carried out in accordance with AS 3798. The location of fill areas must be shown on the "as constructed drawings" and Final Plan of Survey submitted for sealing.
18. All works associated with each approved stage of the subdivision must be completed to the satisfaction of the Executive Manager – Engineering Services prior to the sealing of the Final Plan of Survey by Council for the respective stage. Quality assured contractors may lodge a notice of intent to Council requesting assessment and approval that security be accepted to cover the completion of any outstanding works to enable the sealing of the Final Plan of Survey. The assessment must be in accordance with Council's policy at the time, is subject to an onsite inspection and report by Council's officers. The following must be confirmed in writing:
 - (a) That all sewer, stormwater, water mains and associated house connections are constructed and capable of satisfactory operation; and
 - (b) That all requirements of the Electricity and Telecommunication agencies and other relevant service authorities have been satisfactorily completed.

Acceptable "As Constructed" drawings must be provided.

19. All existing sewer, water, stormwater, Tas Networks and telecommunication authorities supply infrastructure traversing newly created lots, must be removed and/or replaced as necessary so that they are contained wholly within the boundaries of the specific lot which they service with all associated costs borne by the applicant. The requirements of the relevant service authorities must be strictly complied with by the applicant.
20. All existing and proposed water, sewer and stormwater pipelines must be provided with all necessary drainage easements and shown on the Final Plan of Survey lodged for sealing.

Specific easements as required by other authorities must also be provided and shown on the Final Plan of Survey lodged for sealing.

21. Underground power and telecommunication services must be provided to all lots on the endorsed plan of subdivision in accordance with the requirements of TasNetworks and the telecommunications authority requirements. Services conduits must be provided to the lots proper at the developer's cost. Services conduits must be provided to the service authority requirements. The underground cabling and street lighting design including annual operating costs must be submitted to Council for approval prior to engineering plan approval.
22. Prior to the Sealing of the Final Plan of Survey, the hazard management areas (HMAs) must be established in accordance with the certified subdivision Bushfire Report and accompanying Hazard Management Plan (North Barker Ecosystem Services, 14 July 2021). Evidence of satisfactory establishment of the HMAs must be submitted to Council.
23. The applicant must lodge a maintenance bond and bank guarantee of 10% of the total contract sum including GST to cover the satisfactory rectification of all defects and defective works during the statutory 52 weeks maintenance period prior to the issue of Certificate of Practical Completion for each approved stage of the subdivision.
24. At practical completion and the satisfactory completion of all mandatory audit inspections for each approved stage of the subdivision works the supervising engineer must:
 - Request a joint on-site practical completion inspection with the Council's authorised representative;
 - Provide written confirmation that the works have been substantially completed in accordance with the Council approved plans and specifications and that the appropriate levels of quality and workmanship have been achieved;
 - Provide a copy of relevant documentation that all requirements have been carried out as applicable by the following:
 - (i) Telecommunication authorities
 - (ii) TasNetworks
 - (iii) TasWater;
 - Provide supervising engineer's certification that site filling exceeding 300mm has been placed in accordance with AS3798 (guidelines on earthworks for commercial and residential developments). Fill areas must be shown on the 'As Constructed' drawings;
 - Provide a signed checklist for 'As Constructed' drawings;

- Submit A1 size 'As Constructed' drawings in accordance with Council's Survey Brief, at a scale of 1:200 or 1:500 as appropriate, unless approved otherwise, certified as correct by a registered land surveyor in accordance with Council's Survey requirements for subdivisions, developments and capital works projects;
- Provide CCTV inspection and report (by Council approved contractor) of any new public stormwater infrastructure to be taken over by Council; and
- Provide an arborist assessment that the vegetation protection measures as required in the Vegetation Protection Plan have been satisfactorily implemented.

Council will issue a Certificate of Practical Completion including a minor defects list, upon the successful completion of:

- (a) All mandatory audit inspections;
 - (b) Provision of acceptable documentation;
 - (c) Practical completion inspection;
 - (d) Provision of Bond and Bank guarantees.
25. The satisfactory completion of all public infrastructure for each stage of the subdivision works will be considered achieved when:
- (a) A Certificate of Practical Completion has been issued;
 - (b) All defects and any defective works have been satisfactorily rectified at the completion of the 52 week maintenance period;
 - (c) Council will be entitled to call upon the bond and bank guarantee funds to complete or rectify any outstanding defective works after the expiry of the maintenance period;
 - (d) At the end of the statutory 52 week maintenance period, the supervising Engineer must request a joint onsite inspection with the Council's authorised representative to confirm that all outstanding defects and defective works have been satisfactorily completed;
 - (e) Upon satisfactory completion of all outstanding defects and defective works Council will issue a notice of satisfactory 'Final Inspection' and the public assets will be taken over by Council;
 - (f) After takeover of the works, it will be the responsibility of the supervising engineer or applicant to request Council to release all Bond and Bank Guarantee monies.
26. The conditions as determined by TasWater, and set out in Attachment 3, form part of this permit.

ADVICE

- A. A Final Plan of Survey must be submitted to Council for sealing, together with a Schedule of Easements, a copy of the survey notes, and a copy of the balance plan (where applicable). Payment of Council's fee for sealing the Final Plan of Survey and Schedule of Easements must be made upon submission of plans.
- B. 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.

- C. The Developer should not allocate any property address numbers for the proposed lots.

New property addresses have been allocated as follows:

| Lot No. on the plan | Allocated Property Address |
|---------------------|-------------------------------|
| 1 | 26 Stewart Crescent, Taroona |
| 2 | 28 Stewart Crescent, Taroona |
| 3 | 30 Stewart Crescent, Taroona |
| 4 | 34 Stewart Crescent, Taroona |
| 5 | 137B Channel Highway, Taroona |
| 6 | 137A Channel Highway, Taroona |

- D. Demolition of building is not to be carried out without prior approval under the provisions of the Building Act 2016. The Developer is recommended to seek the services of a licenced Building Survey for advice regarding the building approvals required to carry out the demolition work.
- E. The sewer and stormwater house connection drains and the water supply from the existing building that is to be demolished are to sealed at the boundary to the satisfaction of a Council Plumbing Surveyor.
- F. Prior to commencement of works, the applicant must obtain all necessary permits from the Department of State Growth.

The permits will relate to Commencement of works notifications and traffic management approvals.

In Favour: Crs Paula Wriedt, Jo Westwood, Flora Fox, Clare Glade-Wright, Christian Street and Steve Wass

Against: Crs Gideon Cordover and Amanda Midgley

CARRIED 6/2



Submission to Planning Authority Notice

| | | | | |
|--|---|---------------------|----------------------------|------------|
| Council Planning Permit No. | DAS-2019-38 | | Council notice date | 20/12/2019 |
| TasWater details | | | | |
| TasWater Reference No. | TWDA 2019/01912-KIN | | Date of response | 22/03/2021 |
| TasWater Contact | Al Cole | Phone No. | 0439605108 | |
| Response issued to | | | | |
| Council name | KINGBOROUGH COUNCIL | | | |
| Contact details | kc@kingborough.tas.gov.au | | | |
| Development details | | | | |
| Address | 137 CHANNEL HWY, TAROONA | | Property ID (PID) | 3213036 |
| Description of development | Demolition, subdivision of 5 lots, a road lot and the balance | | | |
| Schedule of drawings/documents | | | | |
| Prepared by | Drawing/document No. | Revision No. | Date of Issue | |
| Henry Design and Consulting | Sewer and Water Plan | D | March 2020 | |
| Rogerson & Birch | Proposed Subdivision | A | 09/02/2021 | |
| Rogerson & Birch | Proposed Subdivision | N/A | 15-12-2020 | |
| Conditions | | | | |
| 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: | | | | |
| CONNECTIONS, METERING & BACKFLOW | | | | |
| <ol style="list-style-type: none"> 1. A suitably sized water supply with metered connections and sewerage system and connections to each lot of the development must be designed and constructed to TasWater's satisfaction and be in accordance with any other conditions in this permit. 2. Any removal/supply and installation of water meters and/or the removal of redundant and/or installation of new and modified property service connections must be carried out by TasWater at the developer's cost. 3. Prior to commencing construction of the subdivision/use of the development, any water connection utilised for construction/the development must have a backflow prevention device and water meter installed, to the satisfaction of TasWater. | | | | |
| ASSET CREATION & INFRASTRUCTURE WORKS | | | | |
| <ol style="list-style-type: none"> 4. Plans submitted with the application for Certificate(s) for Certifiable Work (Building and/or Plumbing) / Engineering Design Approval must, to the satisfaction of TasWater show, all existing, redundant and/or proposed property services and mains. 5. Prior to applying for a Permit to Construct/the issue of a Certificate for Certifiable Work (Building and/or Plumbing) to construct new infrastructure the developer must obtain from TasWater Engineering Design Approval for new TasWater infrastructure. The application for Engineering Design Approval must include engineering design plans prepared by a suitably qualified person showing the hydraulic servicing requirements for water and sewerage to TasWater's satisfaction. 6. Prior to works commencing, a Permit to Construct must be applied for and issued by TasWater. All infrastructure works must be inspected by TasWater and be to TasWater's satisfaction. | | | | |



7. In addition to any other conditions in this permit, all works must be constructed under the supervision of a suitably qualified person in accordance with TasWater's requirements.
8. Prior to the issue of a Certificate for Certifiable Work (Building and/or Plumbing) / Consent to Register a Legal Document / Certificate of Water and sewerage Compliance (Building and/or Plumbing) all additions, extensions, alterations or upgrades to TasWater's water and sewerage infrastructure required to service the development, generally as shown on the concept servicing plan "Sewer and Water Supply Plan", are to be constructed at the expense of the developer to the satisfaction of TasWater, with live connections performed by TasWater.
9. After testing/disinfection, to TasWater's requirements, of newly created works, the developer must apply to TasWater for connection of these works to existing TasWater infrastructure, at the developer's cost.
10. At practical completion of the water and sewerage works and prior to TasWater issuing a Consent to a Register Legal Document / applying to TasWater for a Certificate of Water and Sewerage Compliance (Building and/or Plumbing), the developer must obtain a Certificate of Practical Completion from TasWater for the works that will be transferred to TasWater. To obtain a Certificate of Practical Completion:
 - a. Written confirmation from the supervising suitably qualified person certifying that the works have been constructed in accordance with the TasWater approved plans and specifications and that the appropriate level of workmanship has been achieved;
 - b. A request for a joint on-site inspection with TasWater's authorised representative must be made;
 - c. Security for the twelve (12) month defects liability period to the value of 10% of the works must be lodged with TasWater. This security must be in the form of a bank guarantee;
 - d. Work As Constructed drawings and documentation must be prepared by a suitably qualified person to TasWater's satisfaction and forwarded to TasWater.
11. After the Certificate of Practical Completion has been issued, a 12 month defects liability period applies to this infrastructure. During this period all defects must be rectified at the developer's cost and to the satisfaction of TasWater. A further 12 month defects liability period may be applied to defects after rectification. TasWater may, at its discretion, undertake rectification of any defects at the developer's cost. Upon completion, of the defects liability period the developer must request TasWater to issue a "Certificate of Final Acceptance". The newly constructed infrastructure will be transferred to TasWater upon issue of this certificate and TasWater will release any security held for the defects liability period.
12. The developer must take all precautions to protect existing TasWater infrastructure. Any damage caused to existing TasWater infrastructure during the construction period must be promptly reported to TasWater and repaired by TasWater at the developer's cost.
13. Ground levels over the TasWater assets and/or easements must not be altered without the written approval of TasWater.

FINAL PLANS, EASEMENTS & ENDORSEMENTS

14. Prior to the Sealing of the Final Plan of Survey, a Consent to Register a Legal Document must be obtained from TasWater as evidence of compliance with these conditions when application for sealing is made.
Advice: Council will refer the Final Plan of Survey to TasWater requesting Consent to Register a Legal Document be issued directly to them on behalf of the applicant.
15. Pipeline easements, to TasWater's satisfaction, must be created over any existing or proposed TasWater infrastructure and be in accordance with TasWater's standard pipeline easement



conditions.

16. Prior to the issue of a Consent to Register a Legal Document / Certificate of Water & Sewerage Compliance (Building and or Plumbing) / Certificate of Practical Completion from TasWater, the applicant must submit a copy of the completed Transfer for the provision of a Pipeline and Services Easement(s), particularly the proposed Pipeline Easement 6.00m wide, 3.00m wide and Right of Way 6.00m wide, over the balance lot to cover existing/proposed TasWater infrastructure.

DEVELOPMENT ASSESSMENT FEES

17. The applicant or landowner as the case may be, must pay a development assessment fee of, \$351.28, and a Consent to Register a Legal Document fee of \$149.20 to TasWater, as approved by the Economic Regulator and the fees 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 for a list of companies
- (c) TasWater will locate residential water stop taps free of charge
- (d) Sewer drainage plans or Inspection Openings (IO) for residential properties are available from your local council.

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 |

OPEN SESSION RESUMES

Open session resumed at 7.06pm

Cr Bastone returned to the meeting at 7.06pm

14 NOTICES OF MOTION

C596/22-2021

14.1 POKER MACHINES

Moved: Cr Gideon Cordover

Seconded: Cr Flora Fox

That Council:

- a) Acknowledges that pokies cause harm;
- b) Has advocated to mitigate that harm by joining the Tasmanian Community Coalition in 2016 (now referred to as Community Voice on Pokies Reform) alongside other Councils such as Brighton, Glenorchy, Hobart, Southern Midlands and Meander Valley;
- c) Commits to opposing any additional pokies in Kingborough by making a submission whenever a Community Interest Test is being undertaken by an applicant whose proposed licensed premises is in our municipality.

In Favour: Crs Paula Wriedt, Gideon Cordover, Flora Fox, Clare Glade-Wright and Amanda Midgley

Against: Crs Jo Westwood, Sue Bastone, Christian Street and Steve Wass

CARRIED 5/4

C597/22-2021

14.2 INFRASTRUCTURE CONTRIBUTIONS

Moved: Cr Clare Glade-Wright

Seconded: Cr Flora Fox

That Council note the issues raised.

That Council seek sector support through submitting the following motion to the next LGAT General Meeting:

“That LGAT advocate to the State Government for the introduction of a consistent State-wide approach to infrastructure charges to ensure that the burden of public infrastructure provision is shared equitably between developers and communities”.

CARRIED

C598/22-2021**14.3 RV FRIENDLY MUNICIPALITY**

Moved: Cr Sue Bastone
Seconded: Cr Amanda Midgley

That the Council declare Kingborough an RV friendly area, provide dedicated parking and sign post it accordingly.

Amendment:

Moved Cr Flora Fox
Seconded Cr Jo Westwood

That the Council pursue RV Friendly status within Kingborough and undertake an update of it's strategy in relation to this matter.

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

Against: Crs Gideon Cordover, Clare Glade-Wright and Amanda Midgley

CARRIED 6/3**Amendment:**

Moved Cr Steve Wass
Seconded Cr Jo Westwood

That Council investigate the provision of dedicated RV and caravan parking sites within Kingborough.

In Favour: Crs Jo Westwood and Steve Wass

Against: Crs Paula Wriedt, Sue Bastone, Gideon Cordover, Flora Fox, Clare Glade-Wright and Amanda Midgley and Christian Street

LOST 2/7

Moved Cr Christian Street
Seconded Cr Paula Wriedt

That the motion be put.

In Favour: Crs Paula Wriedt, Jo Westwood, Sue Bastone, Flora Fox, Clare Glade-Wright, Amanda Midgley and Christian Street

Against: Crs Gideon Cordover and Steve Wass

CARRIED 7/2

The motion was then put.

In Favour: Crs Sue Bastone, Flora Fox and Christian Street

Against: Crs Paula Wriedt, Jo Westwood, Gideon Cordover, Clare Glade-Wright, Amanda Midgley and Steve Wass

LOST 3/6

The Mayor vacated the chair at 8.36pm

C599/22-2021**14.4 WORKSHOP POLICY**

Moved: Cr Paula Wriedt
Seconded: Cr Amanda Midgley

That:

- (a) Council's Workshop Policy be amended to include an agreed set of guidelines to assist in the smooth running of workshops. The guidelines will include the timing and format of workshops, and procedures for making contributions so that all Councillors have an opportunity to participate equally in the workshop.
- (b) That a report on this matter be provided to Council within four weeks.

CARRIED

The Mayor resumed the chair at 8.37pm

15 PETITIONS STILL BEING ACTIONED

There are no petitions still being actioned.

16 PETITIONS RECEIVED IN LAST PERIOD

No Petitions had been received.

17 OFFICERS REPORTS TO COUNCIL

C600/22-2021**17.1 NORTH WEST BAY RIVER CATCHMENT AND ACTION PLAN 2021-2031**

Moved: Cr Gideon Cordover
Seconded: Cr Amanda Midgley

That Council endorse the updated North West Bay River Catchment Management and Action Plan 2021-2031 and to support where feasible the implementation, monitoring and review of the plan.

CARRIED

C601/22-2021**17.2 ELECTION CARETAKER PERIOD POLICY**

Moved: Cr Jo Westwood
Seconded: Cr Clare Glade-Wright

That the attached *Election Caretaker Period Policy* be endorsed.

CARRIED

C602/22-2021

18 CONFIRMATION OF ITEMS TO BE DEALT WITH IN CLOSED SESSION

Moved: Cr Clare Glade-Wright
 Seconded: Cr Steve Wass

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*

CARRIED UNANIMOUSLY AND BY ABSOLUTE MAJORITY

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

Open Session of Council adjourned at 9.01pm

OPEN SESSION ADJOURNS

OPEN SESSION RESUMES

Open Session of Council resumed at 9.04pm

C603/22-2021

Moved: Cr Flora Fox
Seconded: Cr Clare Glade-Wright

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 |

CARRIED

CLOSURE

There being no further business, the Chairperson declared the meeting closed at 9.05pm

.....
(Confirmed)

.....
(Date)