



Kingborough Council

MINUTES

COUNCIL MEETING No. 11

MONDAY, 27TH AUGUST 2001

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MINUTES of an Ordinary Meeting of Council held at the Kingborough Civic Centre, Kingston on Monday, 27th August 2001 at 7.30p.m.

PRESENT

Chairman

Deputy Mayor
Councillors

Mayor
Councillor D R Hazell
Councillor S W Wass
S Baptist
B Bartlett
N Bowman
F A Buchan
G Bury
P Chatterton
F J Fox
D Grace
P Lindsay

1. **PRAYER:**

The Rev Canon R A C Legg was in attendance and led the Council meeting in prayer.

2. **APOLOGIES:**

An apology was received and recorded from Cr Gee.

3. **OBITUARIES:**

Mr H Cooper
Mr L Hayers

C190/8-01

4. **DECLARATIONS OF INTEREST:**

Cr Hazell declared an interest in Council Minute No C217/8-01 - Trunk Water Main Construction, Van Morey Road Margate. Contract No. TS1506

5. **CONFIRMATION OF MINUTES**

C191/8-01

Council Meeting No. 9 held on 23rd July 2001.

Moved Cr Fox /Seconded Cr Bartlett

That the Minutes of Council Meeting No. 9 held on 23rd July 2001 be confirmed.

Carried

C192/8-01

Special Council Meeting No. 10 held on 6th August 2001.

Moved Cr Fox /Seconded Cr Chatterton

That the Minutes of Special Council Meeting No. 10 held on 6th August be confirmed.

Carried

6. **BUSINESS ARISING FROM THE MINUTES**

There was no business arising from the previous Minutes.

C193/8-01

7. **MAYOR'S COMMUNICATIONS**

(Appointments – 24.07.01 to 27.08.01 inclusive)

1. 8.00a.m. Tuesday 24.07.01
at invitation of Duke Energy International
attended breakfast briefing on the progress of the Tasmanian Gas Pipeline
Venue: The Hobart Function & Conference Centre, Elizabeth Street Pier, Hobart
2. 6.30p.m. Tuesday 24.07.01
in company with Mrs Gwen Hazell
at invitation of the Mayor of Kingborough in conjunction with The Board of Kingborough
Community Enterprise Centre Inc
attended 'Opportunities Night' Dinner Meeting
Venue: Snug Tavern, Channel Highway, Snug
3. 10.00a.m. Thursday 26.07.01
in company with Manager Technical Services Mr S Kaczmarek
attended meeting of members of the Southern Waste Strategy Board
Venue: Clarence City Council, Rosny
4. 6.00p.m. Thursday 26.07.01
in company with Acting General Manager Mr R D Palethorpe
attended meeting of members of the Board of Southern Tasmanian Councils
Venue: Lord Mayor's Room, Town Hall, Hobart
5. 6.45p.m. Tuesday 31.07.01
at invitation of the President and members of the Rotary Club of D'Entrecasteaux
attended Dinner Meeting and spoke to guests on community and historical aspects of
Kingborough
Venue: 'Welcome Inn', Kingston View Drive, Kingston
6. 12.30p.m. Wednesday 01.08.01
at invitation of the Principal Ms Anne Salewicz, members of Staff, School Captains and
Students of Kingston Primary School
attended a luncheon followed by a concert as a Celebration of Education
Venue: Kingston Primary School, Church Street, Kingston
7. 6.00p.m. Wednesday 01.08.01
in company with Mrs Gwen Hazell
at invitation of the Director of the Tasmanian Museum & Art Gallery
attended launch by Ms Judy Tierney, ABC TV Journalist and Presenter of "King of the
Wilderness: The Life of Deny King"
Venue: Bond Store, Tasmanian Museum & Art Gallery, Macquarie Street, Hobart
8. 10.00a.m. Thursday 02.08.01
met with Mr Tony Walch, of the Kingborough Dog Walking Association. The meeting was
arranged at the request of Mr Walch to enable discussion of matters associated with animal
control and the development of a Kingborough Dog Management Policy Venue: Kingborough
Council Offices, Kingston

9. 10.00a.m. Monday 06.08.01
attended Memorial Service to mark National Missing Persons' Week
Venue: Missing Persons' Memorial, Dru Point, Margate

10. 11.00a.m. Monday 06.08.01
at invitation of members of the Board of Bishop Davies Court
attended Annual General Meeting of the Board
Venue: Bishop Davies Court, Redwood Road, Kingston

11. 3.00p.m. Tuesday 07.08.01
in company with Manager Technical Services Mr S Kaczmarek
met with Deputy Premier Hon Paul Lennon MHA, as a follow-up on discussions held with the
Deputy Premier at the Kingborough Community Forum conducted by the Premier of Tasmania
and members of State Cabinet on Sunday 22nd July 2001
Venue: 10th Floor, 15 Murray Street, Hobart

12. 4.00p.m. Tuesday 14.08.01
in company with Deputy Mayor Councillor S Wass
General Manager Mr R A McClean and
members of Council Management Staff
met with Chairman of the Local Government Board Mr David Lovell
and Senior Research Officer Mr Paul Sayer
Venue: Kingborough Council Offices, Kingston

13. 9.30a.m. Thursday 16.08.01
Conducted Private Citizenship Ceremony (two participants)
Mrs Christine Whiteside Mr Jeffrey Whiteside
Venue: Kingborough Council Offices, Kingston
14. 10.00a.m. Thursday 16.08.01
Conducted Private Citizenship Ceremony (two participants)
Mr David Thompson
Mrs Ute Noella Buchanan
Venue: Kingborough Council Offices, Kingston
15. 10.00a.m. Friday 17.08.01
in company with Mrs Gwen Hazell and
General Manager Mr R A McClean
at invitation of Dr Martyn Forrest, Secretary, Department of Education, and the Kingston
Online Access Centre Management Committee
attended Official Opening of the Kingston Online Access Centre and a Celebration marking
the completion of the Tasmanian Communities Online Network, by
Senator the Hon Richard Alston, Minister for Communications, Information Technology and
the Arts and Deputy Leader of the Government in the Senate, and
The Hon Paula Wriedt MHA, Minister for Education
Venue: Kingston Library, Hutchins Street, Kingston
16. 7.30p.m. Saturday 18.08.01
in company with Mrs Gwen Hazell
attended performance of "Annie Warbucks"
Venue: Huonville Town Hall, Huonville
17. 3.30p.m. Monday 20.08.01
met with Mr John Barker. The meeting was arranged at the request of Mr Barker to enable
discussion of matters associated with the proposed Kettering Foreshore Development
Venue: Kingborough Council Offices, Kingston
18. 7.30p.m. Wednesday 22.08.01
attended Annual General Meeting of the Huon Valley Kingborough Tourism Development
Board
Venue: Kingborough Council Chambers, Kingston
19. 7.30p.m. Friday 24.08.01
in company with Mrs Gwen Hazell
at invitation of members of Scouts Tasmania and Guides Australia
attended "Hobart Gang Show" – a revue-style show presented by the Scouts and Guides of
the Southern Region of Tasmania
Venue: "Lindwell Hall", St Michael's Collegiate School, Macquarie Street, Hobart
20. 7.30p.m. Saturday 25.08.01
in company with Mrs Gwen Hazell
at invitation of the President and Members of the Tarooma Bowls Club
attended Opening of the Tarooma Bowls Season
Venue: Club Rooms, Tarooma Bowls Club, Tarooma

**FUNCTIONS ATTENDED BY REPRESENTATIVE OF THE
MAYOR OF KINGBOROUGH**

1. 1.00p.m. Tuesday 07.08.01
at invitation of Honourable John White, Chairperson of Centenary of Federation, Tasmania
Manager Community Development Mr Michael Ball
attended the Official Launch by Premier Jim Bacon MHA of the final major event for
Tasmania's Centenary of Federation celebrations
Venue: Foyer of Federation Concert Hall, Hobart

2. 10.00a.m. Thursday 23.08.01
General Manager Mr R A McClean attended General Meeting of Councils of the Local
Government Association of Tasmania
Venue: Launceston International Hotel, Launceston

8. **SUSPENSION OF STANDING ORDERS**

There were no Questions of Notice submitted by the public.

9. **QUESTIONS ON NOTICE**

On the day the Agenda was compiled no Questions on Notice had been received.

10. **APPLICATIONS FOR LEAVE OF ABSENCE**

There were no applications for leave of absence.

11a **PETITIONS RECEIVED AND STILL BEING ACTIONED**

On the day of compiling the Agenda there were no petitions requiring action

C194/8-01

11b **PETITIONS RECEIVED IN LAST PERIOD**

A petition containing 44 signatures from the residents of Kingborough petitioning the Council to 'include underground power supply as part of the project to redevelop Ocean Esplanade'.

Moved Cr Fox /Seconded Cr Bartlett

That the Petition be received and referred to the appropriate Department for a report to Council.

Carried

C195/8-01

12. **FINANCIAL STATEMENTS**

The Financial Statement for the period ended 31st July 2001 has yet to be finalised, but will be circulated to Councillors for information.

C196/8-01

13. **DOCUMENTS FOR SIGNATURE**

A) **FINAL PLAN OF SURVEY AND SCHEDULE OF EASEMENTS**

DAS2000-6 Bas Structural and Civil Construction
Lots 2 and 3, off Dayspring Drive
MARGATE
(Approved Minute No. P35/4-00; 19.04.00)
(Subject to Compliance with Conditions of Approval)

C196/8-01

FINAL PLAN OF SURVEY AND SCHEDULE OF EASEMENTS

SD1830 R R and H V Stanton
 Lot 36 Suncoast Drive
 BLACKMANS BAY
 (Approved Minute No. C331/11-91; 10.07.91)
 (Subject to Compliance with Conditions of Approval)

C196/8-01

FINAL PLAN OF SURVEY

DAS94413 P H and V M Berry Pty Ltd
 Stage 3, off Freesia Crescent
 KINGSTON
 (Approved Minute No. SP257/23-94; 15.11.94)
 (Subject to Compliance with Conditions of Approval)

DAS98084 Roberts Limited
 Stage 1A, 49 Baynton Street, Kingston
 (Replacement documents – originally sealed by Council 25.06.01)
 (Subject to Compliance with Conditions of Approval)

B) REQUEST TO AMEND SEALED PLAN

19.1 The Crown and Kingborough Council
 SP10482, Manuka Road
 KETTERING
 (To be approved Under Delegated Authority)

C) AGREEMENT PURSUANT TO PART 5 OF THE LAND USE PLANNING AND APPROVALS ACT 1993

DA2001-91 Wacobi (Aust) Pty Ltd
 35-53 Lucas Street
 (Approved under Delegated Authority 16.05.01)

DAS2001-3 P V Wood
 419 Manuka Road
 KETTERING
 (Approved under Delegated Authority 26.03.01)

DA2000-236 O Meredith
 1830 Channel Highway, Margate
 (Approved Minute P100/10-00; 23.10.00)

D) TRANSFER OF EASEMENT

5787252 J R Wallace
 17.42 Lawless Road
 MARGATE
 (Part of Nierinna Creek Walking Trail)

E) ADHESION ORDER

ADHORD2001-1 C Foster
Three titles at Channel Highway
FLOWERPOT
(To be approved under Delegated Authority)

F) AGREEMENT

1729717 U Giordano
Lot 21
Nierinna Road
MARGATE
(Notification of Agreement)

Moved Cr Wass /Seconded Cr Buchan

That the documents listed under Item No. 14 be signed and the Corporation's Common Seal affixed where necessary.

Carried

14a **MINUTES AND REPORTS OF COMMITTEES**

C197/8-01

PLANNING COMMITTEE MEETING NO. 8

Moved Cr Buchan /Seconded Cr Bury

That the Minutes of Meeting No. 8 of the Planning Committee held on Monday, 20th August 2001 be confirmed and the recommendations contained therein (Minute Nos P72/72/8-01 to P77/8-01 and P79/8-01 to P80/8-01 be adopted with the exception of P77/8-01 and P79/8-01.

Carried

DECISIONS CONFIRMED UNDER DELEGATION

Minute No's P78/8-01 and P81/8-01 were adopted by the Planning Committee under delegation.

C198/8-01

CONFIRMATION OF MINUTE No. P77/8-01- DEVELOPMENT APPLICATION FOR SUBDIVISION OF 7 LOTS AT 374 NEBRASKA ROAD, DENNES POINT

Moved Cr Buchan /Seconded Cr Lindsay

That Minute No. P77/8-01 be confirmed and the recommendations therein be adopted.

The motion was put and lost on a show of hands with 5 in favour and 6 against.

Moved Cr Wass /Seconded Cr Bowman

That a special meeting be held on Monday, 3rd September 2001 to further consider this development application.

Carried

C199/8-01

CONFIRMATION OF MINUTE NO. P79/8-01- DEVELOPMENT APPLICATION FOR SUBDIVISION OF 4 LOTS AND BALANCE AT 37 GRACES ROAD, KINGSTON FOR PEACOCK DARCEY AND ANDERSON ON BEHALF OF ANGLICARE TASMANIA INCORPORATED.

Moved Cr Buchan /Seconded Cr Baptist

That Minute No. P79/8-01 be confirmed and the recommendation contained therein be adopted.

The motion was put and lost with 3 in favour and 8 against.

Moved Cr Grace /Seconded Cr Lindsay

That it be recommended to Council that the report of the Manager- Development Services be received and that application no DAS2001-40 for the subdivision of 4 lots and balance at 37 Gryces Road, Kingston for Peacock Darcey and Anderson on behalf of Anglicare be refused for the following reasons:

1. Gryces Road and its junction with Summerleas Road are not of a sufficient standard to cater for the safe movement of additional traffic that would be generated by this proposed subdivision without significant upgrading which is not considered economic or practical. In accordance with Section 85(a) of the Local Government Act- "the roads will not suit the public convenience of the municipal area."
2. The proposed subdivision fails to adequately address Clause 4.3.2 (c) of the Kingborough Planning Scheme 1988 which states that regard should be held as to the number of allotments proposed to be created in relation to the number of existing allotments in the area and their rate of development. An adequate number of vacant lots exist in the area to meet foreseeable demand over the short to medium term.
3. Given that the proposed subdivision is located in a bush fire prone area and that Council is unable to provide a water supply to the lots, concerns exist as to the ability of the new lots to meet the domestic water requirements as well as providing sufficient water storage to comply with the requirements of the Tasmanian Fire Service.
4. Subdivision of the property will reduce its ability to function effectively as the comprehensive unit for which planning approval was given to provide youth and other services to the community.

Carried

Crs Hazell, Chatterton and Bowman requested that their votes in the negative be recorded.

**EFFECTIVE DECISIONS OF PLANNING COMMITTEE MEETING No. 8 HELD ON MONDAY
20th AUGUST 2001**

P72/8-01

**DELEGATED AUTHORITY FOR THE PERIOD
7TH JULY 2001 TO 10TH AUGUST 2001**

That the report of the Manager, Development Services on delegated authority for the period 7th July 2001 to 8th August 2001 be received and that the information contained therein be noted.

P73/8-01

CURRENT DEVELOPMENT APPLICATIONS

That the report of the Manager Development Services be received and that the information contained therein be noted.

P74/8-01

BUILDING DEPARTMENT REPORT AUGUST 2001

That the report of the Assistant Building Surveyor be received, that the information contained therein be noted, and that all staff involved in the preparation of Council's display at Tasmania's Environmental Home Expo are to be congratulated for their excellent work.

P75/8-01

ROAD NAMES AT FLOWERPOT

That the report of the Manager Development Services be received and that -

- The road shown on Council's maps as Pierces A Road or N6747 be renamed.
- The name Samuel Dixon Road, Drive or Lane be approved for submission to the Nomenclature Board for their approval as a new name for this road.
- The names Silva Road, Drive or Lane; and Lovegrove Road, Drive or Lane are approved for submission to the Board for their approval as alternative new names for the road if Samuel Dixon Road, Drive or Lane is not approved by the Board.

P76/8-01

**SECTION 43A - KINGBOROUGH PLANNING SCHEME 1988 AMENDMENT AG
AND DEVELOPMENT APPLICATION FOR EXPANSION OF DINING FACILITITES
AT 81 FERRY ROAD, KETTERING FOR MRS C. DALE**

That the report of the Manager – Community Development be received and that –

- A** Council initiate the proposed amendment to the Kingborough Planning Scheme - Amendment AG under Section 43A of LUPAA, the documents be signed and sealed and that the amendment be referred to the Resource Planning and Development Commission for certification.
- B** The Development Application (DA2001-29) for an expansion to the cafe at 81 Ferry Road, Kettering for Mrs C Dale be approved subject to the following conditions:
1. Development/Use shall be substantially in accordance with Development Application No. 2001-29 and Drawing No. P1 resubmitted on 5th August 2001.
 2. The operation of the restaurant is to be generally restricted to between the hours of 7am to 8pm during the winter season and 7am to 10pm during the summer months.
 3. The business of providing visitor information and assistance should not be compromised by the expansion of the restaurant.
 4. The premises must be registered as a food premises with Council and at all times its structure and operation must be in accordance with the Food Act 1988.
 5. Signs are to be kept to a minimum and none are to be displayed without separate approval of Council. Prior to erection, details of all proposed signs, including proposed location, dimensions, content, colours, materials and clearly drawn scale diagrams are to be submitted to the Manager Development Services for assessment.

P77/8-01

**DEVELOPMENT APPLICATION FOR SUBDIVISION OF 7 LOTS
AT 374 NEBRASKA ROAD, DENNES POINT (ALLEN)**

Minute C198/8-01 refers.

P78/8-01

DEVELOPMENT APPLICATION FOR SEWAGE TREATMENT AND EFFLUENT REUSE PROJECT AT HOWDEN FOR KINGBOROUGH COUNCIL

That in accordance with Delegated Authority dated 25th November 1996 the Planning Committee resolves that the report of the Manager Development Services be noted and that the the Sewage Treatment and Effluent Reuse Project Howden for Kingborough Council be approved subject to the following conditions:

General:

1. Development/Use shall be substantially in accordance with Development Application No. DA2001-24 and the associated Environmental Effects Report and Irrigation Assessment prepared by Millin Environmental Management Services, (January 2001) and submitted on 31st January 2001.
2. That should it be required to vary the design with works that could entail pipework and/or pump stations on private land this is only to proceed after all legal requirements have been adhered to.

Environmental:

3. The management of the sewage pump station be in accordance with the Sewerage Pumping Station Environmental Guidelines, Department of Primary Industries, Water and Environment (December 1999) or any subsequent update of this guideline.
4. Kingborough Council endeavour to comply with the technical component of the Sewerage Pumping Station Environmental Guidelines, Department of Primary Industries, Water and Environment (December 1999) or any subsequent update of this guideline.
5. That the design, installation and operation of the effluent irrigation system at the North West Bay Golf Club:
 - (a) be in accordance with a legally constituted Memorandum of Understanding and Agreement for the supply, storage and reuse of recycled waste water from Howden between the North West Bay Golf Club Inc. and Kingborough Council; and
 - (b) be in accordance with recognised best standard principles and, where applicable, the draft "Environmental Guidelines for the Use of Recycled Water in Tasmania" – April 2000.
6. That the treatment plant for the project must receive a Special Connection Permit from Council as required under the provisions of the Plumbing Regulations 1994.
7. That vegetation removal for pipe works and pump stations be kept to a minimum and that erosion and silt loss controls be in accordance with the Soil and Water Management Code of Practice for Hobart Regional Councils. Prior to the commencement of works an erosion and sedimentation control plan in accordance with the above publication, and to the satisfaction of Council's Development Control Unit, is to be submitted to Council.

Engineering:

8. Vehicular access shall be constructed at an approved location to each pump station from the edge of the carriageway to the pump station in accordance with the requirements of the Manager – Technical Services and as follows:
 - ❖ Minimum width of 4.0m;
 - ❖ Minimum compacted pavement depth of 200mm;
 - ❖ Fine crushed rock or approved gravel pavement, suitably blinded;
 - ❖ Maximum grade of 1 in 5 onto the site;
 - ❖ Stormwater culverts, headwalls and tailwalls as required; and
 - ❖ Roadside vegetation to be cleared as required to achieve acceptable lines of sight.

9. The provision of any necessary easements including drainage easements over sewer pipelines, pump stations and package treatment plant over any private properties not owned by Council.

10. The construction works shall be carried out in accordance with plans and specifications approved by the Manager – Technical Services and prepared by:

A qualified engineer approved by the Manager – Technical Services.

The works be supervised by the engineer. On completion of construction, and prior to the commencement of the six month statutory period, this engineer shall confirm in writing that the works have been substantially completed in accordance with the approved plans.

Transparencies of final drawings are to be provided to Council.

The civil works will not be placed on the statutory 26 week maintenance period until the following items have been lodged with Council to an acceptable standard:

 - (a) A signed checklist for “as constructed” drawings.
 - (b) Transparent “as constructed” drawings, certified as correct by a registered surveyor.
 - (c) A computer disk containing the “as constructed” information in a format compatible with Council’s GIS, and in accordance with Council’s standard “As Constructed Survey Brief for Subdivisions and Development Works”.

11. No works shall commence on site, or within a Council roadway, without a “start of works” notice being lodged with, and accepted by, the Manager – Technical Services. The “start of works” notice will not be accepted without evidence of payment of the relevant “Tasmanian Building and Construction Industry Training Levy”, in cases where the levy is applicable.

12. All relevant requirements of Aurora Energy and Telstra shall be strictly complied with.

P79/8-01

**DEVELOPMENT APPLICATION FOR SUBDIVISION OF 4 LOTS AND
BALANCE AT 37 GRAYCES ROAD, KINGSTON FOR
PEACOCK DARCEY AND ANDERSON ON BEHALF OF
ANGLICARE TASMANIA INCORPORATED**

Minute No. C199/8-01 refers.

P80/8-01

**SUBDIVISION OF LOTS 7 AND 8 (CT 123351/7 AND CT 123351/8),
VAN MOREY ROAD, MARGATE INTO 12 LOTS (BELL)**

That the report of the Manager Development Services be received and that the subdivision of lots 7 and 8 (CT 123351/7 and CT 123351/8, Van Morey Road, Margate into 12 Lots (Bell) be approved subject to the following conditions:

GENERAL

1. The development shall be substantially in accordance with DAS 2001-39 submitted 28th June 2001.

HEADWORKS CHARGES

2. The provision of \$1,200.00 per lot or \$14,400.00 for the 12 lots created by this subdivision as developer contribution towards upgrading the water supply to Margate.

SUBDIVISION CONSTRUCTION WORKS

3. The construction of a kerb and channel and 1.5 metre wide gravel footpath from the end of the existing kerb and channel along the frontage of:
 - lots 3, 4, 5, and 6 with a return to the tangent point in Dayspring Drive,
 - No 49 and 53 Van Morey Road with a return to the tangent point in Dayspring Drive,
 - Lots 7 to 12 inclusive.
4. The provision of a concrete footpath for the length of the frontage of 3, 4, 5, and 6 and lots 7 to 12 inclusive and as follows:
 - 100 mm thick concrete,
 - reinforced with F72 fabric placed centrally
 - 100 mm minimum thickness for base.
5. Vehicular access shall be constructed at an approved location to 4 to 12. from the back of the kerb to the lot boundary in accordance with the requirements of the Manager Technical Services and as follows:
 - 5.0m wide concrete kerb and channel crossing;
 - 3.0m wide concrete driveway, 150mm thick, centrally reinforced with F72 fabric;
 - 100mm (minimum) compacted fine crushed rock base; and
 - Maximum grade of 1 in 5 onto the lot.

6. The existing vehicular access to lots 1 and 2 shall be upgraded to provide a full width access to each lot. from the back of the kerb to the lot boundary in accordance with the requirements of the Manager Technical Services and as follows:
 - 5.0m wide concrete kerb and channel crossing;
 - 3.0m wide concrete driveway, 150mm thick, centrally reinforced with F72 fabric;
 - 100mm (minimum) compacted fine crushed rock base; and
 - Maximum grade of 1 in 5 onto the lot.
7. The construction of a water connection to each lot, together with the provision of a backflow prevention device, valves and box in accordance with Council's current standards. Connections to Council's main to be done by Council at the developers cost.
8. The provision of a reticulated sewerage system with individual lot connections and connection to the existing sewer in accordance with Council's current standards.
9. The provision of a reticulated stormwater system with individual lot connections, road drainage, upgrading gully pits and connection to the existing stormwater system in accordance with Council's current standards.
10. The incorporation of any necessary easements including drainage easements over sewer and stormwater pipelines in the final survey plan lodged for sealing.
11. The provision of overhead power to each lot and street lighting in accordance with the requirements of Aurora Energy and to the satisfaction of the Manager Technical Services.
12. The construction works shall be carried out in accordance with plans and specifications approved by the Manager Technical Services and prepared by a qualified engineer approved by the Manager Technical Services:

The engineer shall supervise the works. On completion of construction and (prior to the commencement of the six (6) month statutory period) this engineer shall confirm in writing that the works have been substantially completed in accordance with the approved plans.

Transparencies of final drawings are to be provided to Council.

The civil works will not be placed onto the statutory 26 week maintenance period until the following items have been lodged with Council to an acceptable standard:

 - (a) A signed checklist for 'as constructed' drawings.
 - (b) Transparent 'as constructed' drawings, certified as correct by a registered surveyor.
 - (c) A computer disk containing the 'as constructed' information in a format compatible with Council's GIS, and in accordance with Council's standard "As Constructed Survey Brief for Subdivisions and Development Works".
13. The lodging of a Bond and Bank Guarantee to cover the completion of any outstanding works, in accordance with Council's policy, prior to the sealing of the final survey plan.
14. No works shall commence on site, or within a Council roadway, without a "start of works" notice being lodged with, and accepted by, the Manager Technical Services. The "start of works" notice will not be accepted without evidence of payment of the relevant "Tasmanian Building and Construction Industry Training Levy", in cases where the levy is applicable.

15. A re-peg survey is to be undertaken by a registered surveyor upon completion of subdivision construction works. A copy of the re-peg survey notes is to be lodged with Council, together with evidence that they have been registered at the Land Titles Office. In cases where a Bond and Bank Guarantee is lodged, the cost of the re-peg survey is to be included in the Bond and Bank Guarantee.

SEDIMENTATION AND EROSION CONTROL

16. Erosion and sedimentation control measures are to be implemented during the construction phase of the subdivision. Prior to the commencement of site works an erosion and sedimentation control plan in accordance with the Hobart Regional Soil and Water Management Code of Practice and to the satisfaction of Council's Development Control Unit is to be submitted to Council.

MISCELLANEOUS

17. All relevant requirements of Aurora Energy and Telstra shall be strictly complied with by the subdivider.
18. The provision of telecommunications services to each lot in accordance with the requirements of Telstra, and to the satisfaction of the Manager Technical Services.
19. Subject to compliance with the above conditions to the satisfaction of the Manager Development Services, Council will sign and seal the Final Plan of Survey and Schedule of Easements.
20. 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.

P81/8-01

DEVELOPMENT APPLICATION FOR SUBDIVISION OF 17 LOTS AT 35 SUMMERLEAS ROAD, KINGSTON FOR LARK & CREESE ON BEHALF OF MR M J MONEY

That in accordance with Delegated Authority dated 25th November 1996 the Planning Committee resolves that the report of the Manager Development Services be received and that the amended development application for Subdivision of 16 Lots at 35 Summerleas Road, Kingston for Lark & Creese on behalf of Mr M J Money be approved subject to the following conditions:

1. Development/Use shall be substantially in accordance with Development Application No. DAS2001-19 and the amended Drawing No. P2 submitted on 10th August 2001.

2. 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.

3. A suitable covenant is to be included in the Schedule of Easements that requires that the owner will not erect a dwelling on Lots 10 –13 which does not have double glazed or 6mm laminated windows on the south western side facing the proclaimed By-Pass highway.

Roadworks

4. Road widening is to be taken on the Summerleas Road frontage and shown as Road on the final survey plan lodged for sealing in accordance with the recommendations contained within the traffic engineering report prepared by Hutchings Spurr Pty Ltd.
5. The area shown on the proposal plan as required for the future Kingston Bypass is to be surveyed as a separate lot and shown on the final survey plan as Road, in accordance with the requirements of the Department of Infrastructure, Energy and Resources.
6. The provision of a suitable covenant on the titles of lots 2 and 16 to the effect that no direct vehicle access is to be allowed to Summerleas Road.
7. The provision of a suitable covenant on the titles of lots 10 to 16 inclusive to the effect that no direct vehicle access is to be allowed to the future Kingston bypass road.
8. The provision of a road reservation in accordance with the requirements of the Manager, Technical Services, with lot boundaries splayed where necessary, and shown as Road on the final survey plan lodged for sealing. Specifically the road reservation dimensions are as follows:
 - 17.5m wide from Summerleas Road to the cul-de-sac,
 - 25.0m diameter turning head.
9. The roads are to be constructed in accordance with the requirements of the Manager Technical Services basically as follows:
 - A minimum sealed pavement width of 7.5m measured between the lips of kerb & channel,
 - Concrete kerb & channel on both sides of the road,
 - Reinforced concrete footpaths on both sides of the road,
 - Turning heads to be a diameter of 17.0m measured at the lip of kerb & channel,
 - Compacted crushed rock pavement designed to suit the ultimate traffic loads and measured subgrade parameters, with a minimum pavement thickness of 250mm,
 - Pavement to be sealed with a minimum depth of 30mm of hotmix.

10. Vehicular access shall be constructed at an approved location to all lots from the back of the kerb to the lot boundary in accordance with the requirements of the Manager Technical Services and as follows:
- 5.0m wide concrete kerb and channel crossing;
 - 3.0m wide concrete driveway, 150mm thick, centrally reinforced with F82 fabric;
 - 100mm (minimum) compacted fine crushed rock base; and
 - Maximum grade of 1 in 5 onto the lot.

Services

11. The developer is to pay Council an infrastructure headworks contribution in the amount of **\$1,970** per lot related to Council infrastructure which is external to the proposed subdivision site. The total headworks contribution required for this proposed subdivision on a per lot basis is made up as follows;
- Water supply upgrade \$1,250
 - Sewerage upgrade \$720

The headwork contribution per lot may be deferred to such time as the lot is sold. A suitable legal agreement between the developer and Council is to be arranged prior to the sealing of the Final Survey Plan.

12. The provision of a reticulated sewage system with individual lot connections and method of discharge in accordance with the requirements of the Manager Technical Services.
13. The provision of a reticulated water supply to the subdivision with individual lot connections, and fire hydrants, in accordance with the requirements of the Tasmania Fire Service and the Manager Technical Services.
14. The provision of a reticulated stormwater system with individual lot connections, road drainage and method of discharge in accordance with the requirements of the Manager Technical Services. The reticulated stormwater system will be required to fully service the lots, including the disposal of subsoil drainage systems, and it is noted that stormwater discharge to the kerb & channel system is not acceptable.

The developer's consulting engineer is to provide the appropriate hydraulic calculations with the engineering design for the project, including details of any necessary upgrading to Council's stormwater system required to be carried out by the developer due to this subdivision.

15. The sewer and stormwater systems related to the existing dwelling on the property are to be connected by the developer to the new Council service mains to be constructed as part of the subdivision, in accordance with the requirements of Council's Plumbing section at the time.
16. The incorporation of any necessary easements including drainage easements over sewer and stormwater pipelines in the final survey plan lodged for sealing. It is noted that the drainage easement shown on the western property boundary will need to be widened adequately to cover the two service pipelines and associated manholes, a minimum of 1.0m clear of the pipes.
17. Underground power and street lighting facilities are to be provided by the developer in accordance with the requirements of Aurora Energy. It is noted that due to the approved location of the road junction, the existing transformer pole will need to be relocated by Aurora Energy at the developer's cost.

18. Telecommunication connections are to be provided by the developer to each lot in accordance with the requirements of Telstra.
19. All requirements of Aurora Energy and Telstra are to be complied with. A copy of relevant correspondence from both authorities will be required to be submitted to Council confirming that all requirements have been met, and that future owners will not be liable for future connection costs.

General

20. The construction works shall be carried out in accordance with plans and specifications approved by the Manager Technical Services and prepared by a qualified engineer approved by the Manager Technical Services.

The works to be supervised by the engineer, and on completion of construction, and prior to the commencement of the six (6) month statutory maintenance period the engineer shall confirm in writing that the works have been substantially completed in accordance with the approved plans.

The civil works will not be placed onto the statutory 26 week maintenance period until the following items have been lodged with Council to an acceptable standard:

- (a) A signed checklist for 'as constructed' drawings.
- (b) Transparent as constructed drawings, certified as correct by a registered surveyor.
- (c) A computer disk containing the 'as constructed' information in a format compatible with Council's GIS, and in accordance with Council's standard As Constructed Survey Brief for Subdivisions and Development Works.

All new road signs related to this subdivision are to be installed by Council at the developer's cost, at a current cost of \$200 per sign inclusive of poles and fittings. The signs are to be paid for prior to the formal Council approval of the engineering plans and specifications.

Council engineering fees related to the project are calculated as 1% of the estimated value of works, exclusive of Aurora Energy and Telstra installation costs.

21. The lodging of a Bond and Bank Guarantee to cover the completion of any outstanding works, in accordance with Council's policy, prior to the sealing of the final survey plan.
22. No works shall commence on site, or within a Council roadway, without a start of works notice being lodged with, and accepted by, the Manager Technical Services. The start of works notice will not be accepted without evidence of payment of the relevant Tasmanian Building and Construction Industry Training Levy, in cases where the levy is applicable.
23. A re-peg survey is to be undertaken by a registered surveyor upon completion of subdivision construction works. A copy of the re-peg survey notes are to be lodged with Council, together with evidence that they have been registered at the Land Titles Office. In cases where a Bond and Bank Guarantee is lodged, the cost of the re-peg survey is to be included in the Bond and Bank Guarantee.
24. To protect the downstream infrastructure from siltation during the undertaking of any site works, the best practice principles of soil and water management are to be strictly applied. This practice is to apply both to the subdivision civil works, as well as the resultant dwelling developments.

An erosion and sedimentation control plan (may included on the engineering plans) in accordance with the *Hobart Regional Soil and Water Management Code of Practice* is to be submitted and approved prior to the commencement of any site works.

25. Titles Office lodgement fees being paid to Council or, in the case of 'Early Issue' lodgement, direct to the Recorder of Titles.
26. Final Plan of Survey (and one (1) copy) being provided together with Schedule of Easements (and one (1) copy), a copy of the survey notes, and a copy of the balance plan.
27. Subject to compliance with the above conditions to the satisfaction of the Manager Development Services, Council will sign and seal the Final Plan of Survey and Schedule of Easements.

C200/8-01

^{14b} **ENGINEERING SERVICES COMMITTEE MEETING NO. 8**

Moved Cr Wass /Seconded Cr Chatterton

That the Minutes of Meeting No. 8 of the Engineering Services Committee held on Tuesday, 14th August 2001 be confirmed and the recommendations contained therein (Minute No's ES104/8-01 to ES110/8-01 and ES115/8-01) be adopted with the exception of ES106/8-01.

Carried

IN COMMITTEE

Minute No's ES111/8-01 to ES114/8-01 are to be considered 'In Committee'.

C201/8-01

CONFIRMATION OF MINUTE No. ES106/8-001- OCEAN ESPLANADE STAGE 1 RECONSTRUCTION- STATUS

Moved Cr Wass /Seconded Cr Chatterton

That Minute No. ES106/8-01 be confirmed and the recommendations therein be adopted with the following addendum:-

“and that the officers further investigate the proposed street lighting with a view towards obtaining greater illumination.”

Carried

EFFECTIVE DECISIONS OF THE ENGINEERING SERVICES MEETING No. 8 HELD ON
14th AUGUST, 2001

ES104/8/01

MONTHLY REPORT TECHNICAL SERVICES DEPARTMENT - JULY 2001

That the report of the Manager Technical Services be received.

ES105/8-01

MONTHLY REPORT – WORKS DEPARTMENT - JULY 2001

That the report of the Manager Works be received.

ES106/8-01

OCEAN ESPLANADE STAGE 1 RECONSTRUCTION - STATUS

Minute No. C201/8-01 refers.

ES107/8-01

SOUTHERN WASTE STRATEGY AUTHORITY - FINAL RULES OF ASSOCIATION

That the report of the Manager Technical Services be received and that Council

1. approves the final Southern Waste Strategy Authority Rules.
2. confirms that its representative on the Board of the Authority shall be Mayor D Hazell,
3. confirms that its deputy representative shall be Deputy Mayor Wass,
4. notifies the Authority and each member Council accordingly

ES108/8-01

SEWAGE TREATMENT PLANT - NEW EMISSION LIMITS GUIDELINES - STATUS

That the report of the Manager Technical Services be received and noted.

ANY OTHER BUSINESS

ES109/8-01

TOPICS FOR DISCUSSION AT MEETING

That in accordance with Schedule 4, Section 12 of the Local Government Act 1993 that Committee consider the following matters:

- Black Forest Road

ES110/8-01

BLACK FOREST ROAD

Cr Grace tabled a letter from Crown Land Services to Mr P Martin dated 12th July 2001 which stated that the Crown would not sell the road reservation because it was being used by residents and that the Crown classified it as a "public road".

The Manager Technical Services advised that the Crown could not sell land to individuals who could then preclude use by others

All the current users could contribute and reconstruct the road at their cost under licence to the Crown.

The Manager Technical Services further advised that Council had previously resolved to NOT take over maintenance (and reconstruction) of this section of road even though an officer report had made that recommendation.

No further action could be taken by staff unless there was a Council resolution to have staff prepare a report on the issue.

C202/8-01

^{14c} **GENERAL PURPOSES COMMITTEE MEETING NO. 8**

Moved Cr Chatterton /Seconded Cr Bowman

That the Minutes of Meeting No. 8 of the General Purposes Committee held on Tuesday, 21st August 2001 be confirmed and the recommendations contained therein (Minute No's GP130/8- to GP145/8-01 and GP149/8-01) be adopted with the exception of GP140/8-01.

IN COMMITTEE

Minute No's GP146/8-01 and GP148/8-01 are to be considered 'In Committee'.

C203/8-01

CONFIRMATION OF MINUTE No. GP140/8-01- PROPOSED MASTER PLAN FOR THE DEVELOPMENT OF TAROONA PARK.

Moved Cr Chatterton /Seconded Cr Bowman

That Minute No. GP140/8-01 be confirmed and the recommendations therein be adopted.

Carried

EFFECTIVE DECISIONS OF THE GENERAL PURPOSES COMMITTEE MEETING No. 8
HELD ON AUGUST 21st 2001.

GP130/8-01

MANOR GARDENS CLUB

That the report of the Manager Community Development be received and that the fee increase to \$9.00 per visit. Furthermore that Council acknowledge the financial support of the Kingston Rotary Club in installing a swing out seat in the bus.

GP131/8-01

**EMERGENCY MANAGEMENT COURSE FOR PUBLIC HEALTH
PROFESSIONALS - MT. MACEDON, VICTORIA - JULY 2001**

That the report of the Senior Environmental Health Officer be received and the contents noted.

GP132/8-01

GREENLINKS PROJECT

That the report of the Manager Community Development be received and that the contents be noted.

GP133/8-01

**MINUTES OF A MEETING OF THE KINGBOROUGH
YOUTH COUNCIL HELD ON 19TH JULY 2001**

That the report of the Manager Community Development be received and that the minutes of the Kingborough Youth Council are noted.

GP134/8-01

**MINUTES OF A MEETING OF THE YOUTH STEERING
COMMITTEE**

That the report of the Manager Community Development be received and that the information contained therein be noted.

GP135/8-01

**MINUTES OF A MEETING OF THE KINGBOROUGH
ACCESS ADVISORY COMMITTEE**

That the report of the Manager Community Development be received and that the information contained therein be noted.

GP136/8-01

ISSUING OF INFRINGEMENT NOTICES - DOGS

That the report of the Manager Community Development be received and that the information contained therein be noted.

GP137/8-01

FIRE HAZARD SEASON REPORT 2000/2001

That the report of the Manager Community Development be received and the contents noted.

GP138/8-01

MANAGEMENT COMMITTEE - BLACKMANS BAY SKATE PARK FACILITY

That the report of the Manager, Community Development be received and that the information therein be noted.

GP139/8-01

MINUTES OF KINGBOROUGH EMERGENCY PLANNING COMMITTEE MEETING - CONSIDERATION OF THE EMERGENCY RISK MANAGEMENT PROJECT

That the report presented by the Executive Officer, Kingborough Emergency Planning Committee be received and that:-

- (a) Council support the involvement of selected members of its Emergency Planning Committee in the Emergency Risk Management Project; and
- (b) that following completion of the Emergency Risk Management Project in mid-2002, Kingborough's future Emergency Planning will be based on the principals and processes developed during the project and undertaken in consultation with all interested elements of the local community.

GP140/8-01

PROPOSED MASTER PLAN FOR THE DEVELOPMENT OF TAROONA PARK

Minute No. C203/8-01 refers.

GP141/8-01

DOG CONTROL ACT 2000

That the report of the Manager Community Development be received and that the Draft Dog Management Policy be adopted for the purposes of inviting written public submissions and consultation prior to finalising the Policy.

GP142/8-01

FINANCIAL STATEMENT FOR THE PERIOD ENDED 31ST JULY 2001

The Manager Corporate Services advised that the Financial Statement had yet to be finalised, but would be circulated to Councillors for information.

ANY OTHER BUSINESS

GP143/8-01

TOPICS FOR DISCUSSION AT MEETING

That in accordance with Schedule 4, Section 12 of the Local Government Act 1993 that Committee consider the following matters:

- Huon/ Kingborough Tourism Board
- Feral cats

GP144/8-01

HUON/ KINGBOROUGH TOURISM BOARD

Crs Bartlett and Bowman advised the meeting of the recent activities of the Board within Kingborough. This included meeting with a number of cluster groups to advance local projects, and a meeting with DIER regarding the possible placement of a significant tourist information bay on the Southern Outlet.

GP145/8-01

FERAL CATS

Cr Wass said that feral and domestic cats which were allowed to roam at night were becoming an increasing problem throughout Kingborough and Tasmania in general. He asked that Council formally urge the State Government to address the problem.

15. **REPORTS OF OFFICERS**

C204/8-01

GENERAL MANAGER'S REPORT

Moved Cr Grace /Seconded Cr Bowman

That the report of the General Manager be received and the information contained therein be noted.

Carried

Moved Cr Fox /Seconded Cr Chatterton

That the staff responsible for the excellent Environmental House Exhibition be congratulated for the effort that went into it.

Carried

C205/8-01

GENERAL REVIEW OF COUNCIL - LOCAL GOVERNMENT BOARD

Moved Cr Wass /Seconded Cr Chatterton

That the report of the General Manager be received and noted and that Council acknowledges the Board's advice of its intention to undertake a General Review of the Council this calendar year; further, that Council advise the Board that it does not wish to request a specific review with respect to any of the matters set out in Section 9(1) of the Local Government Act 1993.

Carried

C206/8-01

COUNCIL POLICIES

Moved Cr Bury

/Seconded Cr Buchan

That the report of the General Manager be received and that Council resolves that , having reviewed all Council Policies:-

(a) the following Policies be reaffirmed without change:-

1.1, 2.1, 2.2, 3.1, 3.3, 3.5, 3.10, 3.13, 3.14, 3.15, 4.16, 4.17, 5.1, 6.1, 6.2, 6.3, 6.4, 6.6, 8.1, 9.1, 9.2, 9.3, 9.4, 9.5, 9.6, 9.7, 9.8, 9.9, 9.10.

(b) the following Policies be reaffirmed, subject to the amendments as indicated in the schedule to the report:-

1.2, 1.6, 3.12, 5.2, 5.3, 5.5, 6.5. 7.1,

(c) the following Policies are no longer relevant or appropriate and be withdrawn:-

1.3, 1.4, 1.5, 3.2, 3.4, 3.6, 3.7, 3.8, 3.9, 3.11, 3.16, 4.1, 4.2, 4.3, 4.4, 4.5, 4.6, 4.7, 4.8, 4.9, 4.10, 4.11, 4.12, 4.13, 4.14, 4.15, 4.18, 5.4, 5.6, 5.7, 5.8, 6.7, 6.8, 6.9, 6.10, 6.11, 6.12.

Carried

C207/8-01

16. **MOTIONS OF WHICH NOTICE HAS BEEN GIVEN**

POKER MACHINES

Moved Cr Baptist /Seconded Cr Bury

That Council write to the State Government and the Premier Mr Bacon and call on the State Government to do the following three things:

- 1) Prevent any further increase in the numbers of poker machines in the Kingborough Municipal Area.
- 2) Demand that an assessment independent of government be immediately established to report on:
 - (i) The social and economic impacts of the expanded operation of poker machines throughout the community in pubs and clubs.

and
 - (ii) the adequacy of current funding and services for gaming addicted persons, and for gaming-affected families and communities.
- 3) Introduce betting limits on all existing gaming machines.

The motion was put and lost.

A division was called for with 4 in favour

Cr Fox
Cr Lindsay
Cr Bury
Cr Baptist

And 7 against

Cr Grace
Cr Buchan
Cr Bowman
Cr Chatterton
Cr Bartlett
Cr Hazell
Cr Wass

C208/8-01

RECYCLED PAPER

Moved Cr Baptist /Seconded Cr Fox

That Council requests that a report be prepared by staff regarding use of recycled paper by Council. This report should contain information on:

- i) The volume and cost of current paper usage
- ii) Estimated price differential for recycled paper.
- iii) Consideration of various options including using various percentages of recycled paper, and post-consumer and non post-consumer waste.
- iv) Compatability with existing office equipment.
- v) Cost of upgrading office equipment if required.
- vi) Landfill/ waste management issues.
- vii) Any other issues considered relevant.

Carried

17. **ANY OTHER BUSINESS**

C209/8-01

TOPICS FOR DISCUSSION AT MEETING

Moved Cr Buchan /Seconded Cr Bury

That in accordance with Schedule 4, Section 12 of the Local Government Act 1993 that Council consider the following matters:

- Accredited short courses in coastal management
- Mayor's Correspondence
- Feral cats- Bruny Island
- Tendering process

Carried Unanimously

C210/8-01

ACCREDITED SHORT COURSES IN COASTAL MANAGEMENT

Cr Fox advised that there are accredited short courses available in Coastal Processes, Dynamic Planning for Coasts Management and Sustainable Management of Coastal Resources. The courses are run through Greening Tasmania and the cost of each is \$50.00.

Cr Fox tabled the course information for circulation.

C211/8-01

MAYOR'S CORRESPONDENCE

Cr Fox asked whether a list could be kept of all the correspondence received by the Mayor. She suggested that a correspondence list could be placed in the Information Sections of future Council Agendas.

It was agreed that the matter would be further considered at the next ordinary meeting of Council.

C212/8-01

FERAL CATS – BRUNY ISLAND

Cr Bowman reported that increasing feral cat populations on Bruny Island are causing problems for residents and the local environment.

He would like this matter further discussed with the State Government.

C213/8-01

TENDERING PROCESS

Cr Wass enquired as to why it is not currently possible for members of the public to e-mail or fax tenders to the Civic Centre.

The General Manager advised Cr Wass that staff members or other persons could have access to e-mailed or faxed tenders prior to the closing date, thus compromising the confidentiality and integrity of the tender process.

He re-affirmed that the most secure way for a sealed tender to reach Council is either by post or hand-delivery for direct placement, unopened, into the Tender Box but would further consider the matter during the review of the Tender Process.

Manager Development Services left the meeting at 10.09 p.m.

C214/8-01

COMMITTEE OF THE WHOLE

Moved Cr Bowman /Seconded Cr Bartlett

That in accordance with Clause 10, Schedule 4 of the Local Government Act 1993, that Council resolve itself into the Committee of the Whole to discuss the following matters:

- Contracts for the supply and purchase of goods and services

Carried

The Ordinary Meeting of Council adjourned at 10.10 p.m.

C218/8-01

The Committee of the Whole having concluded its business at 10.35 p.m.

It was then -

Moved Cr Bury /Seconded Cr Buchan

That the Ordinary Meeting of Council be resumed.

Carried

CLOSURE There being no further business, the Chairman declared the meeting closed at 10.35 p.m.

.....
(Confirmed)

.....
(Date)