



# COUNCIL MEETING MINUTES

17 February 2025

*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 2022 - 2026



**Mayor**  
**Councillor Paula Wriedt**



**Deputy Mayor**  
**Councillor Clare Glade-Wright**



**Councillor Aldo Antolli**



**Councillor David Bain**



**Councillor Gideon Cordover**



**Councillor Kaspar Deane**



**Councillor Flora Fox**



**Councillor Amanda Midgley**



**Councillor Mark Richardson**



**Councillor Christian Street**

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MINUTES of an Ordinary Meeting of Council  
Kingborough Civic Centre, 15 Channel Highway, Kingston  
Monday, 17 February 2025 at 5.30pm

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## 1 AUDIO RECORDING

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

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## 2 ACKNOWLEDGEMENT OF TRADITIONAL CUSTODIANS

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

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## 3 ATTENDEES

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### Councillors:

Acting Mayor Councillor C Glade-Wright	✓
Councillor A Antolli	✓
Councillor D Bain	✓
Councillor G Cordover	✓
Councillor K Deane	✓
Councillor F Fox	✓
Councillor A Midgley	✓
Councillor M Richardson	✓
Councillor C Street	✓ (arrived at 5.38pm)

### Staff:

Chief Executive Officer	Mr Dave Stewart
Director People & Finance	Mr David Spinks
Director Governance, Recreation & Property Services	Mr Daniel Smee
Director Engineering Services	Mr David Reeve
Director Environment, Development & Community Services	Ms Deleeze Chetcuti
Manager Development Services	Ms Tasha Tyler-Moore
Senior Planner	Ms Mary McNeill
Communications Lead	Ms Sam Adams
Executive Assistant	Mrs Amanda Morton

**C36/3-2025**

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## 4 APOLOGIES

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Mayor Councillor P Wriedt

**C37/3-2025****5 CONFIRMATION OF MINUTES**

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Moved: Cr Flora Fox  
 Seconded: Cr David Bain

That the Minutes of the open session of the Council Meeting No. 2 held on 3 February 2025 be confirmed as a true record.

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

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Date	Topic	Detail
11 February	Local Government Reforms & Kingston Park	Discussion held on proposed local government reforms and an update on land at Kingston Park

**7 DECLARATIONS OF INTEREST**

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There were no declarations of interest.

**8 TRANSFER OF AGENDA ITEMS**

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There were no agenda items transferred.

**C38/3-2025****9 QUESTIONS WITHOUT NOTICE FROM THE PUBLIC**

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*Council has determined that questions on notice or questions taken on notice from a previous meeting should not contain lengthy preambles or embellishments and should consist of a question only. To this end, Council reserves the right to edit questions for brevity so as to table the question only, with some context if need be, for clarity.*

**Mr Mark Donnellon** asked the following questions without notice:

**9.1 Coffee Van at Kingston Park**

*I'm interested in getting a coffee van on site at Kingston Park since the Coffee Hole closed. I've identified one site that is available on Sparrowhawk Street. Are there any other sites available to vendors around Kingston Park?*

**Director Environment, Development & Community Services responds:**

At this stage, no. We did have to work with our Roads Engineer to find a suitable location which, due to the traffic and the car parking in and around that area, was a little bit limited. I would also like to emphasise that we are looking at opportunities for the Coffee Hole space as a priority so that there is a more permanent solution to food and coffee at the park.

**Mr Donnellon:**

Do the permits issued to vendors normally limit usage of a single site to three days a week?

**Director Environment, Development & Community Services:**

I'm not sure so I will take that question on notice.

**Mr Donnellon:**

Am I likely to encounter any permit limitations preventing a vendor from using the site every Saturday morning?

**Director Engineering Services:**

We do have a Food Truck Policy and it is outlined in that policy exactly what you can and can't do. It will talk about various different locations which might have some trading day considerations and some of those may be limited, mainly because they would be popular and making sure that other people can use them. When we are putting a new location in place, which is what I think you are talking about here, we need to take that into consideration. I would certainly refer you to that Food Truck Policy which sits on our website.

**C39/3-2025****10 QUESTIONS ON NOTICE FROM THE PUBLIC**

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*Council has determined that questions on notice or questions taken on notice from a previous meeting should not contain lengthy preambles or embellishments and should consist of a question only. To this end, Council reserves the right to edit questions for brevity so as to table the question only, with some context if need be, for clarity.*

**10.1 Local Provisions Schedule**

**Ms Jo Landon** submitted the following question on notice:

1. *Who made the decision for the modified draft Local Provisions Schedule (LPS) to not be considered by the councillors (acting as the planning authority) at a council meeting prior to the submission of the modified draft LPS being formally submitted to the Tasmanian Planning Commission (TPC) on 17 September 2024?*
2. *On what date was that decision made?*
3. *Did council officers (under delegated authority) certify that the modified draft LPS met the necessary requirements before it was formally submitted to the TPC on 17 September 2024? If so, could council officers please share the instrument of certification?*
4. *Following the direction from the TPC to publicly exhibit the draft LPS, who made the decision that the exhibition period would commence on 9 October 2024?*
5. *On what date was that decision made?*

**Officer's Response:**

1. Council provided delegation to the General Manager and Manager Development Services to agree to modifications requested by the Tasmanian Planning Commission when the first Draft of the LPS was presented to them.
2. 9 December 2019.
3. There is no requirement under the Land Use Planning and Approvals Act 2019 to 'certify' the Draft LPS after the Tasmanian Planning Commission has made its assessment and/or before direction is provided to modify the Draft LPS.
4. No formal decision has been made by Council in relation to the exhibition of the Draft LPS.

5. The timing of the exhibition period was determined by the Tasmanian Planning Commission (TPC) in consultation with Council – final date confirmation was detailed in TPC letter dated 18 September 2024.

*Adriaan Stander, Senior Strategic Planner*

## **11 QUESTIONS WITHOUT NOTICE FROM COUNCILLORS**

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There were no questions without notice.

## **12 QUESTIONS ON NOTICE FROM COUNCILLORS**

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There were no questions on notice.

**OPEN SESSION ADJOURNS**



## PLANNING AUTHORITY IN SESSION

Planning Authority commenced at 5.37pm

### 13 OFFICERS REPORTS TO PLANNING AUTHORITY

#### C40/3-2025

#### 13.1 DA-2024-249 - DEVELOPMENT APPLICATION FOR DWELLING AND ANCILLARY DWELLING AT 21 NORWOOD AVENUE, TAROONA

Moved: Cr Amanda Midgley

Seconded: Cr David Bain

*Cr Street arrived at 5.38pm*

That the Planning Authority resolves that the development application for dwelling and ancillary dwelling at 21 Norwood Avenue, Taroona for Hargreaves Design (Smeekes Drafting) be approved subject to the following conditions:

1. Except as otherwise required by this Permit, use and development of the land must be substantially in accordance with Development Application No. DA-2024-249 and Council Plan Reference No. P3 submitted on 8 October 2024.

This Permit relates to the use of land or buildings irrespective of the applicant or subsequent occupants, and whoever acts on it must comply with all conditions in this Permit. Any amendment, variation or extension of this Permit requires further planning consent of Council.

2. The ancillary dwelling must:
  - (a) not exceed a floor area greater than 60m<sup>2</sup>;
  - (b) share all access and parking, sewer and water, gas, electricity and telecommunications connections and meters with the main dwelling;
  - (c) not be used for visitor accommodation without prior consent of Council;
  - (d) be contained on the same title as the main dwelling and must not be located on its own lot created under the *Strata Titles Act 1998*.

The requirements of (a) must be demonstrated on the Building Plans to the satisfaction of the Manager Development Services where applicable.

3. To reduce the spread of weeds or pathogens, all machinery must take appropriate hygiene measures prior to entering and leaving the site as per the Weed and Disease Planning and Hygiene Guidelines 2015 produced by the Department of Primary Industries, Parks, Water and Environment.

Any imported materials must be from a weed and pathogen free source to prevent introduction of new weeds and pathogens to the area.

4. A minimum size 150mm stormwater connection must be constructed across the road reserve to the side entry pits in Norwood Avenue to service the development as indicated on the submitted plans. A Permit to carry out the stormwater connection works within the Council Road reservation must be obtained prior to the commencement of any works.

The stormwater runoff from all new impervious areas must be disposed of by gravity to Council's reticulated stormwater system to the satisfaction and approval of the Director Engineering Services.

5. A double width vehicular access must be constructed in accordance with the Tasmanian Standard Drawings (TSD-RO9) in standard grey concrete with a broomed non-slip finish from the edge of the existing driveway to the lot boundary. The existing sewer manhole is required to be upgraded to a minimum class B standard as indicated on the submitted drawings. A Permit to carry out works within a Council Road reservation must be obtained prior to any works commencing within the Council Road reservation.
6. Erosion/siltation infiltration control measures must be applied during construction works to the satisfaction of the Director Engineering Services.
7. The conditions as determined by TasWater, and set out in the attached Appendix A, form part of this permit.

#### ADVICE

- A. In accordance with section 53(5) of the *Land Use Planning and Approvals Act 1993* this permit lapses after a period of two years from the date on which it is granted if the use or development in respect of which it is granted is not substantially commenced within that period.
- B. A drainage design plan at a scale of 1:200, designed by a qualified Hydraulic Designer, showing the location of the proposed sewer and stormwater house connection drains; including the pipe sizes, pits and driveway drainage, must be submitted with the application for Plumbing Permit.
- C. The approval in this permit is under the *Land Use Planning and Approvals Act 1993* and does not provide any approvals under other Acts including, but not limited to *Building Act 2016*, *Urban Drainage Act 2013*, *Food Act 2003* or Council by-laws.

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

- D. An application for Notifiable Plumbing Work must be lodged with Council before commencing any work.

**CARRIED**



## Submission to Planning Authority Notice

### Application details

Council Planning Permit No.	DA-2024-249
Council notice date	2/08/2024
TasWater Reference No.	TWDA 2024/00909-KIN
Date of response	06/08/2024
TasWater Contact	Timothy Carr
Phone No.	0419 306 130

### Response issued to

Council name	KINGBOROUGH COUNCIL
Contact details	kc@kingborough.tas.gov.au

### Development details

Address	LOT 31 NORWOOD AVE, TAROONA
Property ID (PID)	9614589
Description of development	New dwelling and ancillary dwelling

### Schedule of drawings/documents

Prepared by	Drawing/document No.	Revision No.	Issue date
Hargreaves Design Group	Proposed Site Plan – sheet 3 of 9	F	16/07/2024

### Conditions

Pursuant to the *Water and Sewerage Industry Act 2008* (TAS) Section 56P(1) TasWater imposes the following conditions on the permit for this application:

#### CONNECTIONS, METERING & BACKFLOW

1. A suitably sized water supply with metered connections and sewerage system and connections to the development must be designed and constructed to TasWater’s satisfaction and be in accordance with any other conditions in this permit.  
**Advice:** *The proposed sewer connection is to be located at the lowest point on the lot.*
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 development, any water connection utilised for construction must have a backflow prevention device and water meter installed, to the satisfaction of TasWater.

Tasmanian Water & Sewerage Corporation Pty Ltd  
GPO Box 1393 Hobart, TAS 7001  
[development@taswater.com.au](mailto:development@taswater.com.au)  
ABN: 47 162 220 653

**DEVELOPMENT ASSESSMENT FEES**

4. The applicant or landowner as the case may be, must pay a development assessment fee of \$242.85 to TasWater, as approved by the Economic Regulator and the fee will be indexed, until the date paid to TasWater.

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

**Advice****General**

For information on TasWater development standards, please visit

<https://www.taswater.com.au/building-and-development/technical-standards>

For application forms please visit

<https://www.taswater.com.au/building-and-development/development-application-form>

**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.

- (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 <https://www.taswater.com.au/building-and-development/service-locations> for a list of companies.
- (c) Sewer drainage plans or Inspection Openings (IO) for residential properties are available from your local council.

**NOTE:** In accordance with the WATER AND SEWERAGE INDUSTRY ACT 2008 – SECT 56ZB A regulated entity may charge a person for the reasonable cost of –

- (a) a meter; and
- (b) installing a meter.

**Declaration**

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

**C41/3-2025****13.2 DA-2024-171 - DEVELOPMENT APPLICATION FOR STAGE 2 NORTHWEST BAY RIVER MULTI-USER TRAIL AND ASSOCIATED WORKS, INCLUDING UNDERSTOREY CLEARANCE AND MINOR EARTHWORKS AT COUNCIL, CROWN AND PRIVATE LAND FROM CHANNEL HIGHWAY TO MIANDETTA DRIVE, MARGATE, INCLUDING UNTITLED LAND, ROAD RESERVE, AND CT'S 150891/2, 146017/1, 168254/9, 114783/12, 137465/2, 168254/4, 168254/10, 9563/7, 124842/13 AND 124842/12**

Moved: Cr Amanda Midgley

Seconded: Cr Gideon Cordover

That the Planning Authority resolves that the development application for stage 2 Northwest Bay River Multi-user Trail and associated works, including understorey clearance and minor earthworks at Council, Crown and private land from Channel Highway to Miandetta Drive, Margate including untitled land, road reserve, and CT's 150891/2, 146017/1, 168254/9, 114783/12, 137465/2, 168254/4, 168254/10, 9563/7, 124842/13 and 124842/12 for Kingborough Council be approved subject to the following conditions:

1. Except as otherwise required by this Permit, use and development of the land must be substantially in accordance with Development Application No. DA-2024-171 and Council Plan Reference No. P7 submitted on 10 December 2024.

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. Prior to commencement of works, all applicable licenses must be in force for all land in Crown and private ownership that pertain to the development.

All licences must remain current for the life of the use of the development.

3. Noise emissions from the use measured at the boundary of the site in the Environmental Living Zone must not exceed the following:

- (a) 55 dB(A) (LAeq) between the hours of 8.00 am to 6.00 pm;
- (b) 5dB(A) above the background (LA90) level or 40dB(A) (LAeq), whichever is the lower, between the hours of 6.00 pm to 8.00 am;
- (c) 65dB(A) (LAmix) at any time.

4. Noise emissions from the use measured at the boundary of a residential zone with the Utilities Zone must not exceed the following:

- (a) 55 dB(A) (LAeq) between the hours of 7.00 am to 7.00 pm;
- (b) 5dB(A) above the background (LA90) level or 40dB(A) (LAeq), whichever is the lower, between the hours of 7.00 pm to 7.00 am;
- (c) 65dB(A) (LAmix) at any time.

5. The trail must be located generally in accordance with Council Plan Reference No. P7 submitted on 10 December 2024 and the trail width within areas containing native vegetation communities as shown in Figure 3 of the Natural Values Assessment (Enviro-dynamics, May 2024) must not exceed 1.2m.

6. Vegetation removal is limited to trees with a dbh less than 25cm, understorey trees and shrubs within the footprint of the trail alignment.

No native vegetation is to be removed prior to issue of a 'Start of Works Notice' for the development.

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

7. To offset the loss of 1050m<sup>2</sup> of *Eucalyptus globulus* dry forest and woodland, one of the following offsets must be secured:
  - (a) payment of a financial contribution of \$4300.00 prior to commencement of on-site works. This offset must be paid to Council's Environmental Fund and used solely for the protection and management of *Eucalyptus globulus* dry forest and woodland in Kingborough; or alternatively
  - (b) an on-site offset protecting and improving the condition of 0.315 hectares of *Eucalyptus globulus* dry forest and woodland along and adjacent to the trail alignment.
8. Prior to the commencement of on-site works (including any excavation), a Construction Management Plan (CMP) must be submitted to and endorsed by the Manager Development Services. The plan must include as a minimum:
  - (a) hours for construction activity;
  - (b) measures to control noise, dust, water and sediment laden runoff;
  - (c) measures relating to removal of construction waste or other hazardous or dangerous material from the site, where applicable;
  - (d) timing of construction as required under Condition 9;
  - (e) weed and hygiene management measures as required under Condition 12;
  - (f) construction methods for working in tree protection zones consistent with ensuring all works are in accordance with the Arboriculture Impact Assessment (Tasmanian Arboriculture Consultants, 16 November 2024);
  - (g) a plan showing:
    - (i) the location of parking areas for construction and sub- contractors' vehicles surrounding the site, to ensure that vehicles associated with construction activity cause minimum disruption to surrounding premises;
    - (ii) the location and design of a vehicle wash-down bay for machinery used within the site; and
    - (iii) the access route and the location of any machinery river crossings, on-site amenities, spoil waste storage and the like
  - (h) measures to ensure that sub-contractors operating on the site are aware of the contents of the CMP;
  - (i) contact details of key construction site staff;
  - (j) a site plan showing; and
  - (k) the size and type of machinery required to undertake track benching and appropriate washdown and weed hygiene management measures.

Once endorsed, the CMP will form part of the permit and must be implemented to the satisfaction of the Manager Development Services.

9. Construction work must be undertaken outside the breeding season of the wedge-tailed eagle, swift parrot and grey goshawk as follows:
  - (a) For the wedge-tailed eagle, construction within the 500m wedge-tailed eagle nest buffer identified in Figure 1 of the Threatened Raptor and Swift Parrot Survey Summary Report (Nature Advisory, October 2024) must be undertaken outside the wedge-tailed eagle breeding season (July-January inclusive), unless a suitably qualified person undertakes an activity assessment immediately prior to the commencement of works and determines the nest is inactive and identifies any mitigation measures that need to be implemented to reduce impacts on breeding.
  - (b) For the swift parrot, construction within areas containing native vegetation communities as shown in Figure 3 of the Natural Values Assessment (Enviro-dynamics, May 2024) must be outside the swift parrot breeding season (September-January inclusive), unless a suitably qualified person undertakes an activity assessment immediately prior to the commencement of works and determines no breeding activity is evident and identifies any mitigation measures that need to be implemented to reduce impacts on breeding.
  - (c) For the grey goshawk, construction within the grey goshawk post-fledgling area identified in Figure 1 of the Threatened Raptor and Swift Parrot Survey Summary Report (Nature Advisory, October 2024) must be undertaken outside the grey goshawk breeding season (September-March inclusive).

Where an activity assessment is undertaken and mitigation measures are recommended, all mitigation measures must be implemented to the extent practicable.

10. All remaining vegetation and riparian areas outside the trail alignment and footprint of works must be retained and appropriately protected during works to ensure they are not damaged or harmed during works, including adhering to the following requirements:
  - (a) retaining and protecting all high conservation value trees, in-stream vegetation and habitat features;
  - (b) constructing the trail above the grade, except where shown in Council Plan Reference No. P7 submitted on 10 December 2024;
  - (c) ensuring all works are in accordance with the Arboriculture Impact Assessment (Tasmanian Arboriculture Consultants, 16 November 2024);
  - (d) retaining coarse woody debris on site;
  - (e) ensuring the trail alignment and adjacent areas are free from the storage of fill, contaminants or other materials;
  - (f) only utilising local river rock for river crossings and rock armouring.
  - (g) excluding machinery from watercourses and ensuring any use of machinery near watercourses is in accordance with the Waterways and Wetlands Works Manual (DPIWE, 2003).
11. In the event that significant habitat features are observed or discovered during trail construction, including but not limited to denning habitat, work must stop immediately, and the Department of Natural Resources and Environment (NRE) contacted for advice.

Works may only recommence in accordance with the advice of NRE.

12. To ensure weeds and pathogens are not spread from, within or introduced to the site during construction, to the satisfaction of the Manager Development Services:
  - (a) prior to commencement of on-site works, weeds must be controlled along the trail footprint and margins. Alternatively, in areas where dense infestations occur, physical control can occur as part of construction, where appropriate;
  - (b) the direction of trail construction must take into account the location and density of weed infestations, with areas containing dense weed infestations constructed following works in weed free areas to reduce the opportunity for weed seed to spread along the trail;
  - (c) the use of imported foreign aggregates must be minimised where possible;
  - (d) if surfacing is required, it must be sourced from a weed-free source; and
  - (e) standard weed hygiene procedures must be implemented during track construction and all machinery and tools must take appropriate hygiene measures prior to entering and leaving the site as per DPIPW's Washdown Guidelines for Weed and Disease Control.
13. All recommendations and management actions in the Environmental Management Plan prepared by Enviro-dynamics (May 2024) must be implemented, encompassing appropriate retention and regeneration of native vegetation, retention of threatened species habitat and high conservation value trees, weed management, fire management, management of recreational uses, precluding dogs and motorbikes from the trail, limiting vehicle use and monitoring and maintenance.

Ongoing management of the site must be in accordance with this Plan unless otherwise approved in writing by Council.
14. Prior to commencement of the use, educational signage informing users that dogs and motor bikes are not permitted on the trail must be installed in accordance with Council Plan Reference No. P7 submitted on 10 December 2024 and the Environmental Management Plan (Enviro-dynamics, May 2024).
15. 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, an 'Application for Approval of Planning Start of Works Notice' must be lodged with Council's Planning Department.

This application 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.

### ADVICE

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

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



- C. The applicant will be required to obtain separate consent for the Council before commencing the development.
- D. Separate and distinct consent from the Department of Natural Resources and Environment Tasmania (NRE) is required before commencing any works on Crown Land managed by NRE.
- E. All Aboriginal Heritage is protected under the *Aboriginal Heritage Act 1975*. As per the Record of Advice Aboriginal Heritage Tasmania (instrument AHDR8101), the works should be guided by the Unanticipated Discovery Plan.

**CARRIED**

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**PLANNING AUTHORITY SESSION ADJOURNS**

## OPEN SESSION RESUMES

Open session resumed at 5.57pm

### 14 PETITIONS STILL BEING ACTIONED

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There are no petitions still being actioned.

### 15 PETITIONS RECEIVED IN LAST PERIOD

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#### C42/3-2025

##### 15.1 FIRE & BIODIVERSITY TOWN HALL MEETING

Moved: Cr Flora Fox

Seconded: Cr Gideon Cordover

That the petition containing 351 signatures be received and referred to the appropriate Department for a report to Council.

**CARRIED**

### 16 OFFICERS REPORTS TO COUNCIL

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#### C43/3-2025

##### 16.1 PARKS, RECREATION AND NATURAL AREAS BY-LAW NO. 3 OF 2021 - APPLICATION FOR A PERMIT

Moved: Cr Kaspar Deane

Seconded: Cr David Bain

That the Chief Executive Officer is authorised to grant a conditional commercial By-Law permit to Elsewhere Sauna ABN 11 066 364 427 for use of the Taroona Beach car park area for an initial twelve (12) months trial period with the following permit conditions:

- (i) The applicant is to indemnify the Council in respect of any claim made against the Council, as a result of the use of the car park area by the applicant during the trial permit period.
- (ii) During the trial permit period, the applicant would be required to maintain at all times, public liability coverage as well as comprehensive insurance for the sauna trailer from a reputable insurer, and if requested to do so, the applicant is required to provide evidence to the Council of the insurance coverage.
- (iii) During the trial permit period, registration of the sauna trailer is to be maintained at all times and if requested to do so, the applicant will provide the Council with evidence of the registration.
- (iv) The permit would be for three (3) days per week with one of the days being a Friday during the months only of Autumn, Winter & Spring.
- (v) The business would be able to set up in the car park area from 6.30 am onwards but would not be able to commence operating with paying customers until 9:00 am on each of the three (3) days and would be required to cease trading by no later than 4:00 pm.
- (vi) At all times whilst operating in the car park, the sauna is to be staffed and the area around the sauna kept clean and tidy.
- (vii) At the end of each day the sauna is to be removed from the car park area.

- (viii) In the event that an incident of any nature was to occur at any stage during the trial permit period, the applicant is required to immediately report the incident to the Council.
- (ix) In the event that a claim of any type was made against the applicant during the trial permit period, the applicant is required to immediately report this to the Council.
- (x) The Council reserves the right to undertake works such as maintenance works in the car park area at any stage during the trial permit period.
- (xi) A suitable licence fee or user fee amount to be paid by the applicant to the Council is to be approved by the Chief Executive Officer and agreed to by the applicant prior to the commencement of the trial period and the granting of the permit.

**CARRIED**

**C44/3-2025**

**16.2 WASTE WISE EVENTS POLICY**

Moved: Cr Amanda Midgley  
Seconded: Cr Aldo Antolli

That Council:

- a) Resolves to discontinue the current *Waste Wise Events Policy* with the associated Guidelines remaining in place and published on Council's website;
- b) Continues to manage Council events in accordance with the Guidelines, initiatives and processes outlined in this report; and
- c) Implements post-event follow ups where the Guidelines have not been adhered to.

**CARRIED**

**C45/3-2025**

**16.3 FINANCIAL REPORT - JANUARY 2025**

Moved: Cr David Bain  
Seconded: Cr Flora Fox

That Council endorses the attached Financial Report as at 31 January 2025

**CARRIED**

**C46/3-2025**

**16.4 APPENDICES**

Moved: Cr Gideon Cordover  
Seconded: Cr Amanda Midgley

That the Appendices attached to the Agenda be received and noted.

**CARRIED**

*Cr Richardson left the room at 6.41pm*

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**17 NOTICES OF MOTION**

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There were no Notices of Motion.

**C47/3-2025**

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

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Moved: Cr Aldo Antolli  
Seconded: Cr Amanda Midgley

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**

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

Open Session of Council adjourned at 6.42pm

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**OPEN SESSION ADJOURNS**

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## OPEN SESSION RESUMES

Open Session of Council resumed at 6.45pm

### C48/3-2025

Moved: Cr Flora Fox

Seconded: Cr Amanda Midgley

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 6.46pm

.....  
(Confirmed)

.....  
(Date)