



CITY OF HOBART

# MINUTES

## OPEN PORTION OF THE COUNCIL MEETING HELD MONDAY 23 MAY 2016 AT 5.08 PM

**PRESENT:** The Lord Mayor Alderman S L Hickey (Chairman),  
The Deputy Lord Mayor Alderman R G Christie,  
Aldermen M Zucco, J R Briscoe, E R Ruzicka,  
P T Sexton, H C Burnet, P S Cocker, D C Thomas,  
A M Reynolds and T M Denison.

The Deputy Lord Mayor declared an interest in item 9.6, retired at 5.25 pm and returned at 5.45 pm.

Alderman Briscoe declared an interest in item 9.3, retired at 5.21 pm and returned at 5.23 pm.

Alderman Thomas declared an interest in item 20, retired at 6.50 pm and returned at 6.52 pm.

Alderman Reynolds declared an interest in item 9.3, retired at 5.21 pm and returned at 5.23 pm, left the meeting at 7.01 pm and was not present for items 25 to 28.

**APOLOGIES:** Nil.

**LEAVE OF ABSENCE:** Alderman W F Harvey.

**TABLE OF CONTENTS****ACKNOWLEDGEMENT OF COUNTRY**

- 1. MINUTES OF THE LAST MEETING OF THE OPEN PORTION OF THE COUNCIL MEETING**
- 2. TRANSFER OF AGENDA ITEMS**
- 3. COMMUNICATION FROM THE CHAIRMAN**
- 4. NOTIFICATION OF COUNCIL WORKSHOPS**
- 5. PUBLIC QUESTION TIME**
- 6. PETITIONS**
- 7. CONSIDERATION OF SUPPLEMENTARY ITEMS TO THE AGENDA**
- 8. INDICATIONS OF PECUNIARY AND CONFLICTS OF INTEREST**

---

**REPORTS OF COMMITTEES**


---

<b>CITY PLANNING COMMITTEE</b>
--------------------------------

- 9. COUNCIL ACTING AS PLANNING AUTHORITY**
  - 9.1 5 BAKER STREET, NEW TOWN - PARTIAL DEMOLITION, ADDITIONAL DWELLING AND CAR PARKING - PLN-15-01541-01 - FILE REF: 5483451 & P/5/338**
  - 9.2 1 BEACH ROAD, SANDY BAY - PARTIAL CHANGE OF USE TO TAKE-AWAY FOOD SHOP - PLN-16-00243-01 - FILE REF: 5601585 & P/1/348**
  - 9.3 LOT 2, 41 CONGRESS STREET (ALSO KNOWN AS 377 HUON ROAD, CT 167485/2), SOUTH HOBART - DWELLING AND FRONT FENCE - PLN-16-00277-01 - FILE REF: 5570408 & P/41/410**
  - 9.4 42-44 NAPOLEON STREET, BATTERY POINT - SIGNAGE & CHANGE OF USE OF MARINERS COTTAGES TO COMMUNITY GROUP ROOMS - PLN-16-00324-01 - FILE REF: 7346696 & P/18-44/706**
  - 9.5 MCROBIES GULLY LANDFILL, MCROBIES ROAD, SOUTH HOBART – EXTENSION OF LANDFILL AREA – PLN-15-00885-01 – FILE REF: 44-10-1**
  - 9.6 40-44 MONTPELIER RETREAT, ADJACENT ROAD RESERVATION, BATTERY POINT - DEMOLITION AND**

**REDEVELOPMENT FOR 31 DWELLINGS - PLN-15-00971-01 –  
FILE REF: 5669846 & P/40-44/683**

10. **INTERIM PLANNING DIRECTIVE NO. 1 – BUSHFIRE-PRONE AREAS CODE – REPRESENTATION – FILE REF: 15/97**
11. **APPLICATIONS APPROVED UNDER THE BUILDING REGULATIONS 2014 AND BUILDING ACT 2000 – FILE REF: 30-1-17**
12. **CITY OF HOBART – 2016/2017 FEES AND CHARGES – FILE REF:**

**MOTIONS OF WHICH NOTICE HAS BEEN GIVEN UNDER REGULATION  
16(5) OF THE LOCAL GOVERNMENT (MEETING PROCEDURES)  
REGULATIONS 2015**

13. **PORT OF HOBART – EXPORT OF WOODCHIP – POTENTIAL IMPACT ON MACQUARIE AND DAVEY STREETS - FILE REF: 13-1-9; 36-1-1**
14. **COUNCIL CAR PARKS – SECURE SHORT TERM BICYCLE FACILITIES – FILE REF: 13-1-9; 36-10-6**

**PARKS AND RECREATION COMMITTEE**

15. **FUTURE USE OF DORNEY HOUSE – FORT NELSON AT PORTER HILL – FILE REFS: 32-1-55; 2900846 & P/24/963**
16. **COASTAL WIRELESS STATION, QUEENS DOMAIN – NEW LEASE AND LAND OWNER CONSENT REQUEST – FILE REF: 10-56-1**
17. **QUEENS DOMAIN – JOGGERS LOOP CONCEPT PLAN – APPROVAL – FILE REF: 15/107-3**
18. **SOLDIERS MEMORIAL AVENUE – MANAGEMENT PLAN REVIEW – FILE REF: 14-50-5**
19. **THE DOONE KENNEDY HOBART AQUATIC CENTRE – DRAFT REDEVELOPMENT MASTER PLAN – FILE REF: 33-21-13**
20. **1 FOLDER STREET AND 5 TEW TERRACE, SANDY BAY – PROPOSED LAND EXCHANGE – FILE REFS: 5613607; P/1/497**
21. **DUAL COMMERCIAL PROPOSALS FOR A ‘ROPES COURSE FACILITY’ ON COUNCIL PARKLAND – FILE REF: 41-61-1**

**FINANCE COMMITTEE**

22. **TASWATER EXTERNAL FUNDING PROPOSAL – FILE REF: 41-50-17**
23. **FINANCIAL REPORT AS AT 31 MARCH 2016 – FILE REF: 21-1-1**

- 24. CULTURAL HERITAGE PROPOSAL – DR CHRISTINA HENRI – FILE REF: 10-2-14**

<b>COMMUNITY, CULTURE AND EVENTS COMMITTEE</b>
--

- 25. HOBART – YAIZU SISTER CITY 40 YEAR ANNIVERSARY – LORD MAYOR’S PRE-VISIT – FILE REF: 14-5-21**
- 26. COMMUNITY DEVELOPMENT GRANTS PROGRAM – COMMUNITY, CREATIVE HOBART AND EVENT GRANTS – FEBRUARY 2016 ROUND – FILE REFS: 15/144; 15/145; 15/17**

<b>SPECIAL REPORT – GENERAL MANAGER</b>
---

- 27. CITY OF HOBART EISTEDDFOD SOCIETY INC. RESIGNATION OF COUNCIL REPRESENTATIVE**
- 28. CLOSED PORTION OF THE COUNCIL MEETING**

**ACKNOWLEDGEMENT OF COUNTRY**

---

**1. MINUTES OF THE LAST MEETING OF THE OPEN PORTION OF THE COUNCIL MEETING MONDAY 9 MAY 2016**

---

The Chairman reported that she had perused the minutes of the Open Portion of the Council meeting held on 9 May 2016 found them to be a true record and recommended that they be taken as read and signed as a correct record.

DEPUTY LORD MAYOR  
BRISCOE

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Hickey	
Deputy Lord Mayor Christie	
Zucco	
Briscoe	
Ruzicka	
Sexton	
Burnet	
Cocker	
Thomas	
Reynolds	
Denison	

The minutes were signed.

**2. TRANSFER OF AGENDA ITEMS**

---

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

No items were transferred.

### **3. COMMUNICATION FROM THE CHAIRMAN**

---

#### **3.1 CITIZENSHIP CEREMONY PLAQUE**

The Lord Mayor presented a plaque which had been provided to the Council by the Department of Immigration and Border Protection in appreciation of the Council's ongoing support of Australian citizenship.

#### **3.2 TIMOR-LESTE VETERANS**

The Lord Mayor presented a book which had been provided to the Deputy Lord Mayor by the Timor-Leste's veterans in acknowledgement of the Council's ongoing support.

#### **3.3 ASSOCIATION OF KOREAN NATIONAL FOUNDATION**

The Lord Mayor was presented with a medallion and certificate in commemoration of the Korean War by Kown, Young Hae, Chairman of the Association of Korean National Foundation and former Defence Minister of Korea (1993).

The medal was the same medallion and certificate that was provided to Korean War Veterans at the official unveiling of the monument at the Korean Grove.

### **4. NOTIFICATION OF COUNCIL WORKSHOPS**

---

In accordance with the requirements of the Local Government (Meeting Procedures) Regulations 2015, the following Council workshop has been conducted:

Date: 21 May 2016  
Purpose: Review of Council Committees

### **5. PUBLIC QUESTION TIME**

---

No questions were received.

### **6. PETITIONS**

---

No petitions were received.

## **7. CONSIDERATION OF SUPPLEMENTARY ITEMS TO THE AGENDA**

In accordance with the requirements of Part 2 Regulation 8(6) of the *Local Government (Meeting Procedures) Regulations 2015*, the Council, by absolute majority may approve the consideration of a matter not appearing on the agenda, where the General Manager has reported:

- (a) the reason it was not possible to include the matter on the agenda, and
- (b) that the matter is urgent, and
- (c) that advice has been provided under Section 65 of the *Local Government Act 1993*.

### RECOMMENDATION

That the Council resolve by absolute majority to deal with any supplementary items not appearing on the agenda, as reported by the General Manager in accordance with the provisions of the *Local Government (Meeting Procedures) Regulations 2015*.

No supplementary items were received.

## **8. INDICATIONS OF PECUNIARY AND CONFLICTS OF INTEREST**

In accordance with Part 2 Regulation 8(7) of the *Local Government (Meeting Procedures) Regulations 2015*, the chairman of a meeting is to request Aldermen to indicate whether they have, or are likely to have, a pecuniary interest in any item on the agenda.

In addition, in accordance with the Council's resolution of 14 April 2008, Aldermen are requested to indicate any conflicts of interest in accordance with the Aldermanic Code of Conduct adopted by the Council.

Accordingly, Aldermen are requested to advise of pecuniary or conflicts of interest they may have in respect to any matter appearing on the agenda, or any supplementary item to the agenda, which the Council has resolved to deal with, in accordance with Part 2 Regulation 8(6) of the *Local Government (Meeting Procedures) Regulations 2015*.

The following interest was indicated:

1. The Deputy Lord Mayor in item 9.6.
2. Alderman Briscoe in item 9.3.
3. Alderman Thomas in item 20.
4. Alderman Reynolds in item 9.3.

---



---

**REPORTS OF COMMITTEES**


---



---

<b>CITY PLANNING COMMITTEE</b>
--------------------------------

---



---

**9. COUNCIL ACTING AS PLANNING AUTHORITY**


---



---

In accordance with the provisions of Regulation 25 of the *Local Government (Meeting Procedures) Regulations 2015*, the intention of the Council to act as a planning authority pursuant to the *Land Use Planning and Approvals Act 1993* is to be noted.

In accordance with Regulation 25, the Council will act as a planning authority in respect to those matters appearing under this heading on the agenda, inclusive of any supplementary items.

The Council is reminded that in order to comply with Regulation 25(2), the General Manager is to ensure that the reasons for a decision by a Council or Council Committee acting as a planning authority are recorded in the minutes.

**9.1 5 BAKER STREET, NEW TOWN - PARTIAL DEMOLITION, ADDITIONAL DWELLING AND CAR PARKING - PLN-15-01541-01 - FILE REF: 5483451 & P/5/338**

Ref. Open CPC 6.1.1, 16/5/2016

**Application Expiry Date: 25/5/2016**

That pursuant to the *Hobart Interim Planning Scheme 2015*, the Council approve the application for partial demolition, additional dwelling and car parking at 5 Baker Street, New Town for the reasons outlined in the officer's report attached to item 6.1.1 of the Open City Planning Committee agenda of 16 May 2016, and a permit containing the following conditions be issued:

**GENERAL**

GEN The use and/or development must be substantially in accordance with the documents and drawings that comprise the Planning Application No. PLN-15-01541-01 outlined in attachment A to this permit except where modified below.

*Reason for condition*

*To clarify the scope of the permit.*



Item No. 9.1 continued**HERITAGE**

HERs1 The palette of exterior colours and materials must reflect the palette of materials within the local townscape.

Plans must be submitted and approved prior to the commencement of work. The plans must show the colouration intended for the exterior cladding to satisfy the above requirement.

All work required by this condition must be undertaken in accordance with the approved plans.

Advice: Once the plans has been approved Council will issue a condition endorsement (see general advice on how to obtain condition endorsement).

***Reason for condition***

***To ensure that development at a heritage precinct is undertaken in a sympathetic manner which does not cause loss of historic cultural heritage significance.***

**ENVIRONMENTAL**

ENV1 Sediment and erosion control measures sufficient to prevent sediment from leaving the site must be installed prior to any disturbance of the site. Sediment controls must be maintained until all areas of disturbance have been stabilized or revegetated.

Advice: For further guidance in preparing Soil and Water Management Plans in accordance with Fact Sheet 3 Derwent Estuary Program go to [www.hobartcity.com.au](http://www.hobartcity.com.au) development engineering standards and guidelines.

***Reason for condition***

***To avoid the sedimentation of roads, drains, natural watercourses, Council land that could be caused by erosion and runoff from the development, and to comply with relevant State Legislation.***

Item No. 9.1 continued**ENGINEERING**

ENG1 The cost of repair of any damage to the Council's infrastructure resulting from the implementation of this permit, must be met by the owners within 30 days of the completion of the development.

A photographic record of the Council's infrastructure adjacent to the subject site must be provided to the Council prior to any commencement of works.

A photographic record of the Council's infrastructure (e.g. existing property service connection points, roads, buildings, stormwater, footpaths, driveway crossovers and nature strip, including if any, pre existing damage) will be relied upon to establish the extent of damage caused to the Council's infrastructure during construction. In the event that the owner/developer fails to provide to the Council a photographic record of the Council's infrastructure, then any damage to the Council's infrastructure found on completion of works will be deemed to be the responsibility of the owner.

***Reason for condition***

***To ensure that any of the Council's infrastructure and/or site-related service connections affected by the proposal will be altered and/or reinstated at the owner's full cost.***

ENG 4 The driveway and car parking area approved by this permit must be constructed to a sealed standard and surface drained prior to the completion certificate or the commencement of use.

***Reason for condition***

***To ensure safe access is provided for the use.***

ENG 11 The proposed crossover must be designed and constructed in accordance with (IPWEA) LGAT – standard drawings (TSD-R09-v1 – Urban Roads Driveways and TSD-R14-v1 Concrete Kerbs and Channels Vehicular Crossings) prior to the commencement of the use.

Item No. 9.1 continued

Advice: Prior to the commencement of development works, the owner must obtain a permit to temporarily open up and occupy a highway (pursuant to Section 46 of the *Local Government (Highways) Act 1982*) for any privately undertaken works in the highway reservation.

This permit will include items such as hours of work, road safety, reinstatement etc. The application form and advice regarding the permit requirements can be found on the Council's website [www.hobartcity.com.au](http://www.hobartcity.com.au).

Once a permit has been issued the developer must contact the Council's Project and Development Inspector on telephone (03) 6238 2967 at least 48 hours notice prior to the commencement of any works. Completed applications for a permit to temporarily open up and occupy a highway must be accompanied by a safe work method statement.

Typical property access and driveway profile drawings can be accessed on the Local Government Association of Tasmania website: [www.lgat.tas.gov.au](http://www.lgat.tas.gov.au).

***Reason for condition***

***In the interests of vehicle user safety and the amenity of the development.***

PLN 2 Screening with no more than 25% transparency and a height of 1 metre above floor level, must be installed and maintained along the northern edge of the upper level deck prior to the first occupation.

Design drawings must be submitted and approved by the Council's Director City Planning prior to the issuing of any building permit under the *Building Act 2000*. The design drawings must:

- show the location, height, material and transparency of the screening to satisfy the above requirement.

All work required by this condition must be undertaken in accordance with the approved design drawings.

Item No. 9.1 continued***Reason for condition***

***To provide reasonable opportunity for privacy for dwellings.***

**ADVICE**

The following advice is provided to you to assist in the implementation of the planning permit that has been issued subject to the conditions above. The advice is not exhaustive and you must inform yourself of any other legislation, by-laws, regulations, codes or standards that will apply to your development under which you may need to obtain an approval. Visit [www.hobartcity.com.au](http://www.hobartcity.com.au) for further information.

Prior to any commencement of work on the site or commencement of use the following additional permits/approval may be required from the Hobart City Council.

- If a condition endorsement is required by a planning condition above, please forward documentation required to satisfy the condition to [rfi-information@hobartcity.com.au](mailto:rfi-information@hobartcity.com.au), clearly identifying the planning permit number, address and the condition to which the documentation relates.

Once approved, the Council will respond to you via email that the condition/s has been endorsed (satisfied). Detailed instructions can be found at [www.hobartcity.com.au/Development/Planning/How\\_to\\_obtain\\_a\\_condition\\_endorsement](http://www.hobartcity.com.au/Development/Planning/How_to_obtain_a_condition_endorsement).

- Building permit in accordance with the *Building Act 2000*;  
[www.hobartcity.com.au/Development/Building](http://www.hobartcity.com.au/Development/Building).
- Plumbing permit under the *Tasmanian Plumbing Regulations 2014*;  
[www.hobartcity.com.au/Development/Plumbing](http://www.hobartcity.com.au/Development/Plumbing).

Item No. 9.1 continued

- Engineering drawings must detail materials and gradients of new connections and show all existing connections. The *Urban Drainage Act 2013* requires a single connection point to be wholly contained within the boundaries of the property.
- The designer must ensure that the needs of all providers including TasWater, TasGas, TasNetworks, and Telstra are catered for both in the design and construction of the works. Underground service providers should be contacted for line marking of their services and any requirements or conditions they may have prior to commencing any works on site. Telephone 1100, Dial Before You Dig, or visit [www.dialbeforeyoudig.com.au](http://www.dialbeforeyoudig.com.au) for information on the location of underground services and cables in relation to the proposed development prior to commencing any works on site.
- The Project and Development Inspector must be contacted on (03) 6238 2967 or 0417 604 725, at least 24 hours prior to the commencement of any works.
- The use of any Council road reservation for construction purposes shall be approved in writing by the Council's Group Manager Engineering Services prior to the commencement of the relevant work in the highway reservation.

BRISCOE  
THOMAS

That the recommendation be adopted.

## MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Hickey

Deputy Lord Mayor Christie

Zucco

Briscoe

Ruzicka

Sexton

Burnet

Cocker

Thomas

Reynolds

Denison

**9.2 1 BEACH ROAD, SANDY BAY - PARTIAL CHANGE OF USE TO TAKE-AWAY FOOD SHOP - PLN-16-00243-01 - FILE REF: 5601585 & P/1/348**

Ref. Open CPC 6.1.2, 16/5/2016

**Application Expiry Date: 8/6/2016**

That pursuant to the *Hobart Interim Planning Scheme 2015*, the Council approve the application for a partial change of use to take-away food shop at 1 Beach Road, Sandy Bay for the reasons outlined in the officer's report attached to item 6.1.2 of the Open City Planning Committee agenda of 16 May 2016, and a permit containing the following conditions be issued:

**GENERAL**

GEN The use and/or development must be substantially in accordance with the documents and drawings that comprise the Planning Application No. PLN-16-00243-01 outlined in attachment A to this permit except where modified below.

***Reason for condition***

***To clarify the scope of the permit.***

**TASWATER**

TW The use and/or development must comply with the requirements of TasWater as detailed in the form Submission to Planning Authority Notice, Reference No. TWDA 2016/00369-HCC dated 01/04/2016 as attached to the permit.

***Reason for condition***

***To clarify the scope of the permit.***

**ADVICE**

The following advice is provided to you to assist in the implementation of the planning permit that has been issued subject to the conditions above. The advice is not exhaustive and you must inform yourself of any other legislation, by-laws, regulations, codes or standards that will apply to your development under which you may need to obtain an approval. Visit [www.hobartcity.com.au](http://www.hobartcity.com.au) for further information.

cont.../

Item No. 9.2 continued

- Building permit in accordance with the *Building Act 2000*;  
[www.hobartcity.com.au/Development/Building](http://www.hobartcity.com.au/Development/Building).
- Plumbing permit under the *Tasmanian Plumbing Regulations 2014*;  
[www.hobartcity.com.au/Development/Plumbing](http://www.hobartcity.com.au/Development/Plumbing).
- Approved/endorsed plans for a food business fit out, under the Building Code of Australia National Construction Code Tas Part H102 for food premises which must have regard to the FSANZ Food Safety Standards:  
[http://www.hobartcity.com.au/Environment/Public\\_Health\\_and\\_Food/Food](http://www.hobartcity.com.au/Environment/Public_Health_and_Food/Food).
- Food business registration in accordance with the Food Act 2003:  
[http://www.hobartcity.com.au/Environment/Public\\_Health\\_and\\_Food/Food](http://www.hobartcity.com.au/Environment/Public_Health_and_Food/Food).
- The following link provides information with respect to noise nuisances in residential areas.  
[http://www.hobartcity.com.au/Environment/Environmental\\_Health/Environmental\\_Management\\_and\\_Pollution\\_Control](http://www.hobartcity.com.au/Environment/Environmental_Health/Environmental_Management_and_Pollution_Control).
- Adequate bin storage is required on the site for waste provision. Bins cannot be kept on the footpath.
- Deliveries to the site must comply to that stated in the application: maximum deliveries 4 vans / small trucks per week usually occurring 7am – 8:30am Monday to Friday; before trading hours of premises’ – no earlier than 7am.
- The Council is actively working towards waste reduction in Hobart. Particularly noting the proximity of this food premises to the River Derwent, the operators of the business are encouraged to consider using biodegradable packaging. The Council offers grants of up to \$5000 for suitable waste reduction projects. For further information contact the Council’s Manager Cleansing and Solid Waste on 6238 3203 and see

cont.../

Item No. 9.2 continued

- [http://www.hobartcity.com.au/Environment/Recycling and Waste.](http://www.hobartcity.com.au/Environment/Recycling_and_Waste)
- Waste disposal -Top ten tips:  
[http://www.hobartcity.com.au/Environment/Recycling and Waste.](http://www.hobartcity.com.au/Environment/Recycling_and_Waste)
- Fees and charges:  
[http://www.hobartcity.com.au/Council/Fees and Charges.](http://www.hobartcity.com.au/Council/Fees_and_Charges)

BRISCOE  
BURNET

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Hickey	
Deputy Lord Mayor Christie	
Zucco	
Briscoe	
Ruzicka	
Sexton	
Burnet	
Cocker	
Thomas	
Reynolds	
Denison	

Aldermen Briscoe and Reynolds declared an interest in item 9.3 and retired.

**9.3 LOT 2, 41 CONGRESS STREET (ALSO KNOWN AS 377 HUON ROAD, CT 167485/2), SOUTH HOBART - DWELLING AND FRONT FENCE - PLN-16-00277-01 - FILE REF: 5570408 & P/41/410**

Ref. Open CPC 6.1.3, 16/5/2016

**Application Expiry Date: 14/6/2016**

That pursuant to *the Hobart Interim Planning Scheme 2015*, the Council approve the application for a dwelling and front fence at Lot 2, 41 Congress Street (also known as 377 Huon Road, CT 167485/2), South Hobart for the reasons outlined in the officer's report attached to item 6.1.3 of the Open City Planning Committee agenda of 16 May 2016, and a permit containing the following conditions be issued:

cont.../



Item No. 9.3 continued**GENERAL**

GEN The use and/or development must be substantially in accordance with the documents and drawings that comprise the Planning Application No. PLN-16-00277-01 outlined in attachment A to this permit except where modified below.

***Reason for condition***

***To clarify the scope of the permit.***

**ENVIRONMENTAL**

ENV1 Sediment and erosion control measures sufficient to prevent sediment from leaving the site must be installed prior to any disturbance of the site. Sediment controls must be maintained until all areas of disturbance have been stabilized or revegetated.

Advice: For further guidance in preparing Soil and Water Management Plans in accordance with Fact Sheet 3 Derwent Estuary Program go to [www.hobartcity.com.au](http://www.hobartcity.com.au) development engineering standards and guidelines.

***Reason for condition***

***To avoid the sedimentation of roads, drains, natural watercourses, Council land that could be caused by erosion and runoff from the development, and to comply with relevant State Legislation.***

**ENGINEERING**

ENG1 The cost of repair of any damage to the Council's infrastructure resulting from the implementation of this permit, must be met by the owners within 30 days of the completion of the development.

A photographic record of the Council's infrastructure adjacent to the subject site must be provided to the Council prior to any commencement of works.

Item No. 9.3 continued

A photographic record of the Council's infrastructure (e.g. existing property service connection points, roads, buildings, stormwater, footpaths, driveway crossovers and nature strip, including if any, pre existing damage) will be relied upon to establish the extent of damage caused to the Council's infrastructure during construction. In the event that the owner/developer fails to provide to the Council a photographic record of the Council's infrastructure, then any damage to the Council's infrastructure found on completion of works will be deemed to be the responsibility of the owner.

***Reason for condition***

***To ensure that any of the Council's infrastructure and/or site-related service connections affected by the proposal will be altered and/or reinstated at the owner's full cost.***

ENGsw2

A pre and post construction CCTV video of the Council stormwater main (within the subject site) must be undertaken and submitted to Council prior to the commencement of work and on completion of all work. The pre and post construction videos will be relied upon to establish the extent of any damage caused to the Council's infrastructure during construction. In the event that the owner/developer fails to provide to the Council a pre construction CCTV video of the Council's infrastructure, then any damage to the Council infrastructure identified in the post construction CCTV will be deemed to be the responsibility of the owner.

***Reason for condition***

***To ensure that any of the Council infrastructure and/or site-related service connections affected by the proposal will be altered and/or reinstated at the owner's full cost.***

ENGsw3

The proposed dwelling including foundations and overhangs must be designed to ensure the protection and access to the Council's existing stormwater main.

A detailed design must be submitted and approved prior to construction. The detailed design must:

cont.../

Item No. 9.3 continued

- (a) Demonstrate how the design will ensure the protection and provide access to the Council's stormwater main (see advice section).

All work required by this condition must be undertaken in accordance with the approved design.

Advice: Once the detailed design drawings has been approved the Council will issue a condition endorsement (see general advice on how to obtain condition endorsement).

***Reason for condition***

***To ensure the protection of the Council's hydraulic infrastructure.***

ENG 2 Vehicle crash barriers compliant with the Australian/New Zealand Standard AS / NZS 1170.1 must be installed prior to the first occupation.

A certified design/ report prepared by a suitably qualified engineer, to satisfy the above requirements, must be provided to the Council prior to the issuing of any permit under the *Building Act 2000*.

***Reason for condition***

***To ensure that the safety of users of the driveway/parking and compliance with the standard.***

ENG 11 The proposed crossover must be designed and constructed in accordance with (IPWEA) LGAT –Tasmanian Standard Drawing TSD-R09-v1 – Urban Roads - Driveways and TSD R14-v1 - prior to the commencement of the use (see advice).

***Reason for condition***

***In the interests of vehicle user safety and the amenity of the development.***

Item No. 9.3 continued**ADVICE**

The following advice is provided to you to assist in the implementation of the planning permit that has been issued subject to the conditions above. The advice is not exhaustive and you must inform yourself of any other legislation, by-laws, regulations, codes or standards that will apply to your development under which you may need to obtain an approval. Visit [www.hobartcity.com.au](http://www.hobartcity.com.au) for further information.

Prior to any commencement of work on the site or commencement of use the following additional permits/approval may be required from the Hobart City Council:

- As a condition endorsement is required by a planning condition above (ENGsw3), please forward documentation required to satisfy the condition to [rfi-information@hobartcity.com.au](mailto:rfi-information@hobartcity.com.au), clearly identifying the planning permit number, address and the condition to which the documentation relates.

Once approved, the Council will respond to you via email that the condition/s has been endorsed (satisfied). Detailed instructions can be found at [www.hobartcity.com.au/Development/Planning/How\\_to\\_obtain\\_a\\_condition\\_endorsement](http://www.hobartcity.com.au/Development/Planning/How_to_obtain_a_condition_endorsement).

- Building permit in accordance with the *Building Act 2000*;  
[www.hobartcity.com.au/Development/Building](http://www.hobartcity.com.au/Development/Building).
- Plumbing permit under the *Tasmanian Plumbing Regulations 2014*;  
[www.hobartcity.com.au/Development/Plumbing](http://www.hobartcity.com.au/Development/Plumbing).
- [The crossover must be designed in accordance with LGAT- IPWEA – Tasmanian standard drawings](http://www.hobartcity.com.au/Development/EngineeringStandardsandGuidelines)  
<http://www.hobartcity.com.au/Development/EngineeringStandardsandGuidelines>.

Item No. 9.3 continued

- [If a coloured or textured surface is used for the driveway access within the Highway Reservation, the Council or other service provider will not match this on any reinstatement of the driveway access within the Highway Reservation required in the future.](#)
- [Please note development must be in accordance with the Hobart City Council's Highways By-law](#)  
[http://www.hobartcity.com.au/Council/Legislation.](http://www.hobartcity.com.au/Council/Legislation)
- Please [note](#) that in addition to a building and/or plumbing permit, development must be in accordance with the Hobart City Council's Hydraulic Services By-law.  
[http://www.hobartcity.com.au/Council/Legislation.](http://www.hobartcity.com.au/Council/Legislation)
- Permit for the occupation of the public highway for construction or special event ( e.g. placement of crane, scissor lift etc).  
[http://www.hobartcity.com.au/Transport/Permits/Construction Activities Special Events in the Road Reservation.](http://www.hobartcity.com.au/Transport/Permits/Construction%20Activities%20Special%20Events%20in%20the%20Road%20Reservation)
- Permit to Open Up and Temporarily Occupy a Highway (for work in the road reserve).  
[http://www.hobartcity.com.au/Transport/Lighting Roads Footpaths and Street Cleaning/Roads and Footpaths.](http://www.hobartcity.com.au/Transport/Lighting%20Roads%20Footpaths%20and%20Street%20Cleaning/Roads%20and%20Footpaths)

DENISON  
BURNET

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Hickey  
Deputy Lord Mayor Christie  
Zucco  
Ruzicka  
Sexton  
Burnet  
Cocker  
Thomas  
Denison

**9.4 42-44 NAPOLEON STREET, BATTERY POINT - SIGNAGE & CHANGE OF USE OF MARINERS COTTAGES TO COMMUNITY GROUP ROOMS - PLN-16-00324-01 - FILE REF: 7346696 & P/18-44/706**

Ref. Open CPC 6.1.4, 16/5/2016

**Application Expiry Date: 23/6/2016**

That pursuant to the *Hobart Interim Planning Scheme 2015*, the Council approve the application for signage and change of use of mariners cottages to community group rooms at 42-44 Napoleon Street, Battery Point for the reasons outlined in the officer's report attached to item 6.1.4 of the Open City Planning Committee agenda of 16 May 2016, and a permit containing the following conditions be issued:

**GENERAL**

GEN The use and/or development must be substantially in accordance with the documents and drawings that comprise the Planning Application No. PLN-16-00324-01 outlined in Attachment A to this permit.

*Reason for condition*

*To clarify the scope of the permit.*

**ADVICE**

The following advice is provided to you to assist in the implementation of the planning permit that has been issued subject to the conditions above. The advice is not exhaustive and you must inform yourself of any other legislation, by-laws, regulations, codes or standards that will apply to your development under which you may need to obtain an approval. Visit [www.hobartcity.com.au](http://www.hobartcity.com.au) for further information.

Prior to the commencement of the use the following additional permits/approval may be required from the Hobart City Council.

- Building permit in accordance with the *Building Act 2000*;  
[www.hobartcity.com.au/Development/Building](http://www.hobartcity.com.au/Development/Building).

Item No. 9.4 continuedBRISCOE  
REYNOLDS

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Hickey	
Deputy Lord Mayor Christie	
Zucco	
Briscoe	
Ruzicka	
Sexton	
Burnet	
Cocker	
Thomas	
Reynolds	
Denison	

**9.5 MCROBIES GULLY LANDFILL, MCROBIES ROAD, SOUTH HOBART – EXTENSION OF LANDFILL AREA – PLN-15-00885-01 – FILE REF: 44-10-1**

Ref. Open CPC Supp. 6.1.5, 16/5/2016

**Application Expiry Date: 1/6/2016**

That: A. Pursuant to the *Hobart Interim Planning Scheme 2015*, the Council approve the application for an extension of landfill area at McRobies Gully Landfill – McRobies Road, South Hobart for the reasons outlined in the officer's report attached to supplementary item 6.1.5 of the Open City Planning Committee agenda of 16 May 2016, and a permit containing the following conditions be issued:

1. The use and development must be substantially in accordance with the documents and drawings that comprise the planning application No. PLN-15-00885-01 as outlined in Attachment A to the permit except where modified below.

***Reason for condition******To clarify the scope of the permit.***

cont.../

Item No. 9.5 continued

2. The person responsible for the activity must comply with the conditions contained in Schedule 2 of Permit Part B, which the Board of the Environmental Protection Authority (EPA) has required the planning authority to include in the permit, pursuant to Section 25(5) of the *Environmental Management and Pollution Control Act 1994*.

***Reason for condition***

***To ensure that the development complies with the permit conditions determined by the Environmental Protection Authority.***

3. Prior to the commencement of the works, the 200m contour must be surveyed and clearly marked on site to the satisfaction of the Director of City Planning and all works including vegetation removal or soil disturbance must be below the 200m contour.

***Reason for condition***

***To ensure all works occur within the Utilities Zone.***

- B. The Council include the following advice to the applicant:
  1. Please consult your private building surveyor to ascertain whether the development requires approval under the Building Act 2000. Where approval is required this is to be obtained from the Council prior to the commencement of any works.
  2. An application for a plumbing permit must be lodged in accordance with the Building Act 2000 and Tasmanian Plumbing Regulations 2014, and a permit issued prior to the commencement of any plumbing work on site.
  3. Council seeks advice from the Commonwealth in relation to potential impacts on matters of National Environmental Significance, due to the listing of the Swift Parrot under the Commonwealth Environment Protection and Biodiversity Conservation Act 1999. Information on the Commonwealth environmental legislation can be obtained on the internet at



Item No. 9.5 continued

[www.environment.gov.au/epbc/](http://www.environment.gov.au/epbc/) or by telephoning the Commonwealth's Environment Department on 1800 803 772.

## Part B

1. Part B of this permit, as referred to in Condition 2 above, includes the attached documentation Permit Conditions – Environmental No. 9322, dated 19 April 2016 and signed by the Director, Environmental Protection Authority.

BRISCOE  
BURNET

That the recommendation be adopted.

## MOTION CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Hickey	
Deputy Lord Mayor Christie	
Zucco	
Briscoe	
Ruzicka	
Sexton	
Burnet	
Cocker	
Thomas	
Reynolds	
Denison	

The Deputy Lord Mayor declared an interest in item 9.6 and retired.

- 9.6 40-44 MONTPELIER RETREAT, ADJACENT ROAD RESERVATION, BATTERY POINT - DEMOLITION AND REDEVELOPMENT FOR 31 DWELLINGS - PLN-15-00971-01 – FILE REF: 5669846 & P/40-44/683**  
Ref. Open CPC Supp 6.1.6, 16/5/2016  
**Application Expiry Date: 26/5/2016**

That pursuant to the *Hobart Interim Planning Scheme 2015*, the Council refuse the application for demolition and redevelopment for 31 dwellings at 40-44 Montpelier Retreat and adjacent road reservation, Battery Point on the following grounds:

cont.../

Item No. 9.6 continued

1. The proposed development does not meet performance criterion E13.8.2 P1, because the design and siting of the buildings and works will result in detriment to the historic cultural heritage significance of the precinct, as listed in Table E13.2.
2. The proposed development does not meet performance criterion E13.8.2 P2 as the design and siting of buildings and works does not comply with relevant design criteria /conservation policy listed in Table E13.2.
3. The proposed development does not meet performance criterion E13.8.4 P1 as the scale and form of the proposed development will detract from the pattern of development that is a characteristic of the cultural heritage significance of Heritage Precinct BP1 precinct in the vicinity of the site.
4. The proposed development does not meet performance criterion E13.8.4 P3 because the height of the proposed development is obtrusive in the streetscape and detracts from the pattern of development that is a characteristic of the cultural heritage significance of Heritage Precinct BP1 in the vicinity of the site.
5. The proposed development does not meet performance criterion E13.8.4 P6 as the height and form of the proposed building detracts from the pattern of development that is a characteristic of the cultural heritage significance of the Heritage Precinct BP1 in the vicinity of the site.

**ADVICE**

1. The applicant may wish to consider lodging the James Street portion of the application as a separate application.

BRISCOE  
RUZICKA

That the recommendation be adopted.

**MOTION CARRIED**VOTING RECORD

AYES  
Zucco  
Briscoe  
Ruzicka  
Burnet  
Cocker  
Thomas  
Reynolds  
Denison

NOES  
Lord Mayor Hickey  
Sexton

**10. INTERIM PLANNING DIRECTIVE NO. 1 – BUSHFIRE-PRONE AREAS CODE – REPRESENTATION – FILE REF: 15/97**

---

Ref: Open CPC 7, 16/5/2016

- That: 1. The Council endorse the representation marked as Attachment A to item 7 of the Open City Planning Committee agenda of 16 May 2016, made by the Council's Director City Planning to the Tasmanian Planning Commission in regards to Interim Planning Directive No. 1 – Bushfire Prone Areas Code.
2. Council officers provide a report to the City Planning Committee in six months regarding the operation of the Interim Planning Directive No. 1.

BRISCOE  
RUZICKA

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Hickey	
Deputy Lord Mayor Christie	
Zucco	
Briscoe	
Ruzicka	
Sexton	
Burnet	
Cocker	
Thomas	
Reynolds	
Denison	

**11. APPLICATIONS APPROVED UNDER THE BUILDING REGULATIONS 2014 AND BUILDING ACT 2000 – FILE REF: 30-1-17**

---

Ref: Open CPC 10, 16/5/2016

That it be received for information that:

- A. 1. During the period 1 April 2016 to 30 April 2016, 64 permits were issued to the value of \$11,174,222 which included:

cont.../

## MINUTES

OPEN COUNCIL MEETING  
23/5/2016Item No. 10 continued

- (i) 35 extensions/alterations to dwellings to the value of \$3,482,594;
- (ii) 11 new dwellings to the value of \$3,167,628; and
- (iii) 1 major project:
  - (a) Office fitout to 4/15 Murray Street - \$1,480,000.
- 2. During the period 1 April 2015 to 30 April 2015, 56 permits were issued to the value of \$5,360,085 which included:
  - (i) 39 extensions/alterations to dwellings to the value of \$3,363,085;
  - (ii) 2 new dwellings to the value of \$760,000; and
  - (iii) There were no major projects for this period.
- B. 1. In the twelve months ending 30 April 2016, 674 permits were issued to the value of \$128,950,164; and
- 2. In the twelve months ending 30 April 2015, 661 permits were issued to the value of \$103,273,167.

BRISCOE  
RUZICKA

That the recommendation be adopted.

## MOTION CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Hickey	
Deputy Lord Mayor Christie	
Zucco	
Briscoe	
Ruzicka	
Sexton	
Burnet	
Cocker	
Thomas	
Reynolds	
Denison	

**12. CITY OF HOBART – 2016/2017 FEES AND CHARGES –  
FILE REF:**


---

Refs. Open PRC 5, 12/5/2016, Open CIC 6 & 7, 27/4/2016, Open EDCC 7, 24/3/2016, Open EDCC 7, 28/4/2016, Open CCEC 6, 11/5/2016, Open CPC 8, 16/5/2016, Open FC 5,6 and Supp 9, 17/5/2016

72x's

**Attachment A** Memorandum of the Director Financial Services, 17 May 2016.

**City Planning Committee**

**Attachment B** Pages 32-50 City Planning Functions – Fees and Charges 2016/2017.

That the proposed schedule of fees and charges relating to City Planning Functions, as attached, be adopted, effective from 1 July 2016 for the 2016/2017 financial year.

**Finance Committee**

**Attachment C** Page 51 Financial Services – Fees and Charges 2016/2017.

**Attachment D** Pages 52-58 Parking Enforcement and Off-street Parking – Fees and Charges 2016/2017.

**Attachment E** Pages 59-62 Corporate Services – Fees and Charges 2016/2017.

That the proposed schedules of fees and charges relating to:

1. Financial Services functions;
2. Parking Enforcement and Off-street Parking; and
3. Corporate Services functions;

as attached, be adopted, effective from 1 July 2016 for the 2016/2017 financial year.

**City Infrastructure Committee**

**Attachment F** Pages 63-68 City Infrastructure functions – Fees and Charges 2016/2017.

cont.../

Item No. 12 continued

**Attachment G**      Pages 69-72      Parks and City Amenity, McRobies Gully Waste Management Centre, Solid Waste Services and City Cleansing Functions – Fees and Charges 2016/2017.

That the proposed schedules of fees and charges, relating to:

1.    City Infrastructure functions; and
2.    Parks and City Amenity, McRobies Gully Waste Management Centre, Solid Waste Services and City Cleansing functions;

as attached, be adopted, effective from 1 July 2016 for the 2016/2017 financial year.

**Community, Culture and Events Committee**

**Attachment H**      Pages 73-77      Community Development – Functions - Fees and Charges 2016/2017.

That the proposed schedule of fees and charges, relating to the Community Development functions, as attached, be adopted, effective from 1 July 2016 for the 2016/2017 financial year.

**Economic Development and Communications Committee**

**Attachment I**      Page 78              Community Development Division – City Marketing Function – Fees and Charges 2016/2017.

**Attachment J**      Pages 79-81      Community Development – Tasmanian Travel and Information Centre – Fees and Charges 2016/2017.

That the proposed schedules of fees and charges, relating to:

1.    City Marketing (Banners and Event Signage); and
2.    Tasmanian Travel and Information Centre;

as attached, be adopted, effective from 1 July 2016 for the 2016/2017 financial year.

Item No. 12 continued**Parks and Recreation Committee**

**Attachment K**      Pages 82-101   Parks and City Amenity – The Doone  
Kennedy Hobart Aquatic Centre Fees and  
Charges 2016/2017.

That the proposed schedule of fees and charges, relating to Parks and City Amenity Division:

1.    Parks and City Amenity functions;
2.    The Doone Kennedy Hobart Aquatic Centre Fees;

as attached, be adopted, effective from 1 July 2016 for the 2016/2017 financial year.

COCKER  
BRISCOE

That the recommendation be adopted.

MOTION CARRIED

**VOTING RECORD**

AYES	NOES
Lord Mayor Hickey	
Deputy Lord Mayor Christie	
Zucco	
Briscoe	
Ruzicka	
Sexton	
Burnet	
Cocker	
Thomas	
Reynolds	
Denison	

**MOTIONS OF WHICH NOTICE HAS BEEN GIVEN UNDER REGULATION  
16(5) OF THE LOCAL GOVERNMENT (MEETING PROCEDURES)  
REGULATIONS 2015**

The motion below has been submitted directly to the Council on the basis that Alderman Thomas consider the matter to be urgent.

In accordance with the procedures for Notices of Motions, the Council must firstly ratify by resolution that the motion is urgent, before it may consider the substance of the motion.

**13. PORT OF HOBART – EXPORT OF WOODCHIP – POTENTIAL  
IMPACT ON MACQUARIE AND DAVEY STREETS - FILE REF: 13-1-9;  
36-1-1**

---

ALDERMAN THOMAS

“That an urgent report be provided that advises the Council on the State Government’s present plans [if media reports suggesting such are correct] to ship woodchips in containerised form or otherwise from the Port of Hobart and what impact this may have on the use and amenity of Macquarie and Davey Streets by heavy vehicles.

**Rationale:**

Media reports strongly indicate that the Government is still of a firm mind to use the Port of Hobart as a woodchip export facility, either in chip or whole log form. The purpose of this motion therefore is to seek specific confirmation from the Government as to its intentions for this export activity over the next 5 year period, and dependant on the response received [from those with authority to inform Council] request and receive expert officer advice on any action(s) that the Council can take [if any] as consequence.”

**The General Manager reports:**

“In accordance with Clause 5 of the Notices of Motion procedures, I provide the following qualification as to whether the substance of this Notice of Motion resides within the jurisdiction of the Hobart City Council:

This motion resides within the jurisdiction of the Hobart City Council as it has a direct and indirect consequence on the economic, social and general amenity of the capital city”.



Item No. 13 continuedTHOMAS  
BURNET

That the motion be considered urgent.

## MOTION CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Hickey	Zucco
Deputy Lord Mayor Christie	
Briscoe	
Ruzicka	
Sexton	
Burnet	
Cocker	
Thomas	
Reynolds	
Denison	

THOMAS  
BURNET

That the motion be adopted, with the report to also consider reputational damage which may affect tourism and the City of Hobart.

## MOTION CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Hickey	
Deputy Lord Mayor Christie	
Zucco	
Briscoe	
Ruzicka	
Sexton	
Burnet	
Cocker	
Thomas	
Reynolds	
Denison	

In accordance with Council policy the following Notice of Motion, which was amended and adopted by the Finance Committee, be considered by the Council.

**14. COUNCIL CAR PARKS – SECURE SHORT TERM BICYCLE FACILITIES –  
FILE REF: 13-1-9; 36-10-6**

---

Ref. Open FC 9, 17/5/2016

LORD MAYOR HICKEY

“That the Council investigate options for appropriate secure short-term cycling facilities with a focus on the 42 vacant spaces in the Argyle Street car park along with other Council car parks, for people who choose to cycle into the city.

**Rationale:**

The Council has a number of ‘long term’ bike cages in its Argyle Street and Salamanca Square car parks which are available to lease on a monthly basis, however, there are no secure cycling facilities available in Council car parks for short term use.

Recent counts completed in 2015 estimate that there are between 1200 and 2000 bicycle trips into the City on a ‘regular’ day.

With this increasing number of people choosing to cycle into the City to undertake various activities, there is merit in the Council investigating how it can facilitate the provision of secure options in Council owned car parks for people who choose to cycle into the City.

Whilst the Council is pleased newer buildings such as the Menzies Centre are offering secure parking, people who work in Chemist shops, hospitality or other businesses may choose to cycle to the City as their preferred mode of transport and as such require secure, undercover parking.

Providing such parking facilities aligns with Goals 2 (Urban Management) & 4 (Strong, Safe and Healthy Communities) of the Council’s Capital City Strategic Plan. In addition, Goal D of the Council’s Sustainable Transport Strategy 2009 – 2014 calls for the management of parking supply to promote and support sustainable transport. Furthermore, a sub goal of Goal D calls for an expansion of the Council’s bicycling parking facilities.

Consultation with Cycling South would assist in the advertising of the facilities and estimations of the potential parking provision necessary.

There could be an opportunity for the Council to trial the parking in one of its carparks with the potential to roll it out to other facilities around the City.

cont.../

Item No. 14 continued

This is an opportunity to demonstrate that the Council is proactive in helping to provide transport solutions, whilst encouraging alternative transport, health and fitness for a City under transformation.”

**The General Manager reports:**

“That in accordance with Clause 5 of the Notices of Motion procedures, I provide the following qualification as to whether the substance of this Notice of Motion resides within the jurisdiction of the Hobart City Council:

The matter resides within the jurisdiction of the Hobart City Council as it considers secure short-term cycling facilities in Council owned car parks.”

LORD MAYOR  
RUZICKA

That the motion be adopted.

The Lord Mayor vacated the Chair after moving her motion, the Deputy Lord Mayor took the Chair.

MOTION CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Hickey	
Deputy Lord Mayor Christie	
Zucco	
Briscoe	
Ruzicka	
Sexton	
Burnet	
Cocker	
Thomas	
Reynolds	
Denison	

The Lord Mayor resumed the Chair.

**PARKS AND RECREATION COMMITTEE****15. FUTURE USE OF DORNEY HOUSE – FORT NELSON AT PORTER HILL – FILE REFS: 32-1-55; 2900846 & P/24/963**


---

Ref. Open PRC 6, 12/5/2016

- That:
1. The Dorney House Program, being a mixed cultural and commercial public use model (Operational Model 2), marked as Attachment 1 to item 6 of the Open Parks and Recreation Committee agenda of 12 May 2016, be reaffirmed as the preferred outcome for the Dorney House and the adjacent Fort Nelson.
  2. The objectives of Operational Model 2 be used as the basis to seek expressions of interest for adaptive re-use of the site as a means of delivering this type of public access to the site by an external party.
    - (i) The expression of interest also allow for submissions to address potential redevelopment of the Fort's bunkers to expand the scope of the Dorney House Program (Operational Model 3), marked as Attachment 1 to item 6 of the Open Parks and Recreation Committee agenda of 12 May 2016.
  3. The expression of interest be predicated on any party / proponent:
    - (i) entering a long term lease;
    - (ii) submitting the required capital and recurrent costs;
    - (iii) providing a business case;
    - (iv) meeting the objectives of the planning scheme;
    - (v) complying with the requirements outlined in the synopsis report; and
    - (vi) be generally in accordance with the guiding principles of the Dorney House Program.
  4. The General Manager be delegated authority to prepare and release an expression of interest for the adaptive re-use of the site to deliver a public use of the site as outlined above.
  5. A further report be provided to Council within eight months to advise on the outcomes of the expression of interest process.

REYNOLDS  
THOMAS

That the recommendation be adopted.

cont.../

Item No. 15 continuedAmendment

BURNET

1. The Council provide initial capital support for necessary alterations, to provide for public access and amenity and relieve the financial constraints from proposals.
2. The Council ensure that the place experiences minimal change, in line with best practice *Burra Charter* principles of '*as much as necessary, but as little as possible*' and promote future use proposals that are centred on managing and interpreting the place for its heritage values.
3. The Council consider public benefit as a primary criteria for the assessment of proposals

The amendment lapsed for want of a seconder.

Amendment

BRISCOE

DENISON

The expression of interest process be concluded by December 2016.

AMENDMENT CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Hickey

Deputy Lord Mayor Christie

Zucco

Briscoe

Ruzicka

Sexton

Burnet

Cocker

Thomas

Reynolds

Denison

SUBSTANTIVE MOTION CARRIED

cont.../

Item No. 15 continuedVOTING RECORD

AYES	NOES
Lord Mayor Hickey	
Deputy Lord Mayor Christie	
Zucco	
Briscoe	
Ruzicka	
Sexton	
Burnet	
Cocker	
Thomas	
Reynolds	
Denison	

**16. COASTAL WIRELESS STATION, QUEENS DOMAIN – NEW LEASE  
AND LAND OWNER CONSENT REQUEST – FILE REF: 10-56-1**

---

Ref. Open PRC 7, 12/5/2016 & Open FC 7, 17/5/2016

- That:
1. The Council approve a new lease for 10 years, together with an option for a lease of a further term of 10 years, with the Tasmanian Small Craft Marine Radio Group for the Domain Wireless Station, Queens Domain, at a nominal rental of \$50 per annum.
  2. A public land disposal process be initiated for the proposed lease term, in accordance with Section 178 of the *Local Government Act 1993*.
  3. The General Manager be authorised to finalise negotiations for the lease agreement, which will include a requirement for the lessee to meet the cost of all outgoings, including electricity and water costs, as well as maintenance and upkeep of facilities.
  4. Landowner consent be provided for the Tasmanian Small Craft Marine Radio Group to lodge a development application for the extension of the storage shed, pending successful completion of the public land disposal process.

**Finance Committee:**

The Committee concurs.

Item No. 16 continued**The General Manager reports:**

“In accordance with Section 178 of the *Local Government Act 1993*, an absolute majority vote is required to approve the lease of public land.”

REYNOLDS

DEPUTY LORD MAYOR            That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Hickey

Deputy Lord Mayor Christie

Zucco

Briscoe

Ruzicka

Sexton

Burnet

Cocker

Thomas

Reynolds

Denison

**17. QUEENS DOMAIN – JOGGERS LOOP CONCEPT PLAN – APPROVAL  
– FILE REF: 15/107-3**


---

 Ref. Open PRC 8, 12/5/2016

- That:
1. The Queens Domain Joggers Loop Concept Plan, marked as Attachment A to item 8 of the Open Parks and Recreation Committee agenda of 12 May 2016, be approved.
  2. Stage 1, to include works focused around connectivity, supporting infrastructure (e.g. car park upgrade, signage, and traffic calming), and trialling the soft-fall surface, to be undertaken in 2016/2017 at an estimated cost of \$250,000 be funded from the Bushland and Reserves Function Capital Works budget.
  3. Maintenance costs estimated at \$5,000 per annum be considered for inclusion in the 2017/2018 Bushland and Reserves Function.
  4. Nominations be sought for the renaming of the Joggers Loop track, in accordance with the Council policy *Naming of Public Facilities, Parks or Reserves* with a view to renaming the track upon completion of Stage 1 works.

cont.../

Item No. 17 continued

- (i) The proponent recommending the renaming of Joggers Loop after Maxwell George Cherry OAM, be advised of the Council's decision.
- 5. Respondents who provided comment on the draft concept plan be notified of the Council's endorsement of the final concept plan.
- 6. A media release be issued at the appropriate time.

REYNOLDS  
BRISCOE

That the recommendation be adopted.

## MOTION CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Hickey	
Deputy Lord Mayor Christie	
Zucco	
Briscoe	
Ruzicka	
Sexton	
Burnet	
Cocker	
Thomas	
Reynolds	
Denison	

**18. SOLDIERS MEMORIAL AVENUE – MANAGEMENT PLAN REVIEW –  
FILE REF: 14-50-5**

---

Ref. Open PRC 9, 12/5/2016

- That:
- 1. A review of the Soldiers Memorial Avenue Management Plan 2004 be undertaken with the development of a new management plan, at an estimated cost \$15,000 to be funded from the Open Space Planning Function in the 2017/2018 Annual Plan.
    - (i) The management plan consider the utilisation of the 'Tree Widows' material for the interpretation and promotion of the Soldiers Memorial Avenue.
  - 2. The Friends of Soldiers Memorial Avenue be advised of the Council's decision.

cont.../



Item No. 18 continued

REYNOLDS  
RUZICKA

That the recommendation be adopted.

## MOTION CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Hickey	
Deputy Lord Mayor Christie	
Zucco	
Briscoe	
Ruzicka	
Sexton	
Burnet	
Cocker	
Thomas	
Reynolds	
Denison	

**19. THE DOONE KENNEDY HOBART AQUATIC CENTRE – DRAFT  
REDEVELOPMENT MASTER PLAN – FILE REF: 33-21-13**

---

Ref. Closed PRC 4, 12/5/2016

- That: 1. The draft Doone Kennedy Hobart Aquatic Centre Redevelopment Master Plan include the following key principles:
- (i) The need for the redevelopment;
  - (ii) The redevelopment vision;
  - (iii) The benefits and opportunities the redevelopment creates;
  - (iv) The challenges and constraints for the redevelopment;
  - (v) The economic impact;
  - (vi) The proposed redevelopment plan;
  - (vii) Project funding;
  - (viii) Project timeline;
  - (ix) Project implementation plan.

cont.../

Item No. 19 continued

2. *The Doone Kennedy Hobart Aquatic Centre Redevelopment Prospectus 2016*, marked as Attachment B to item 4 of the Closed Parks and Recreation Committee agenda of 12 May 2016, be endorsed for public release.

REYNOLDS  
BRISCOE

That the recommendation be adopted.

Amendment  
BURNET  
COCKER

That consideration be given to the matters raised in the correspondence from the Glebe Progress Association of 22 May 2016, with a further report to be provided to the Parks and Recreation Committee.

## AMENDMENT CARRIED

VOTING RECORD

AYES	NOES
Deputy Lord Mayor Christie	Lord Mayor Hickey
Zucco	Briscoe
Ruzicka	
Sexton	
Burnet	
Cocker	
Thomas	
Reynolds	
Denison	

## SUBSTANTIVE MOTION CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Hickey	
Deputy Lord Mayor Christie	
Zucco	
Briscoe	
Ruzicka	
Sexton	
Burnet	
Cocker	
Thomas	
Reynolds	
Denison	

Alderman Thomas declared an interest in item 20 and retired.

**20. 1 FOLDER STREET AND 5 TEW TERRACE, SANDY BAY –  
PROPOSED LAND EXCHANGE –FILE REFS: 5613607; P/1/497**

Ref. Closed PRC 5, 12/5/2016

- That:
1. The Council proceed, pursuant to Section 178 of the *Local Government Act 1993*, with the exchange of approximately 460m<sup>2</sup> of land situated at 1 Folder Street, Sandy Bay with an equivalent parcel located in the City's Bicentennial Park, at 5 Tew Terrace, Sandy Bay.
    - (i) The single objection received during the statutory advertising period as part of the public land disposal process, pursuant to Section 178 of the *Local Government Act 1993*, be considered to not present a strong rationale for the land exchange not to proceed.
    - (ii) The objector be advised of the Council's decision, in accordance with the requirement of Section 178 of the Act.
  2. The Council provide landowner consent to lodge a Section 43A (a combined planning scheme amendment and development application) to progress the land exchange.

**The General Manager reports:**

"In accordance with Section 178 of the *Local Government Act 1993*, an absolute majority vote is required to approve the lease of public land."

REYNOLDS  
DENISON

That the recommendation be adopted.

**MOTION CARRIED**

**VOTING RECORD**

AYES	NOES
Lord Mayor Hickey	
Deputy Lord Mayor Christie	
Zucco	
Briscoe	
Ruzicka	
Sexton	
Burnet	
Cocker	
Reynolds	
Denison	

**21. DUAL COMMERCIAL PROPOSALS FOR A 'ROPES COURSE FACILITY' ON COUNCIL PARKLAND – FILE REF: 41-61-1**


---

Ref. Closed PRC 7, 12/5/2016

- That:
1. The City of Hobart undertake an expression of interest process for the operation of a high ropes course facility within the City's parkland.
  2. The expression of interest require proponents to:
    - (i) identify a suitable site and relevant surrounding impacts;
    - (ii) be prepared to negotiate a commercial lease for the area;
    - (iii) provide a business case;
    - (iv) ensure the concept can meet the objectives of the planning scheme;
    - (v) demonstrate the ability to meet the required capital and recurrent costs;
    - (vi) comply with all other Council requirements; and
    - (vii) demonstrate excellence in environmental practices.
  3. The General Manager be delegated the authority to prepare and release an expression of interest.
  4. A further report be provided to advise the outcomes of the expression of interest process.

REYNOLDS  
COCKER

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

Lord Mayor Hickey

Deputy Lord Mayor Christie

Zucco

Ruzicka

Sexton

Burnet

Cocker

Thomas

Reynolds

Denison

NOES

Briscoe

<b>FINANCE COMMITTEE</b>
--------------------------

**22. TASWATER EXTERNAL FUNDING PROPOSAL – FILE REF: 41-50-17**

Ref. Special Open FC 2, 23/5/2016

That the matter be deferred for further consideration.

COCKER  
THOMAS

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

Deputy Lord Mayor Christie

Zucco

Briscoe

Ruzicka

Sexton

Burnet

Thomas

Reynolds

Denison

NOES

Lord Mayor Hickey

Cocker

**23. FINANCIAL REPORT AS AT 31 MARCH 2016 – FILE REF: 21-1-1**

Ref. Open FC Supp. 14, 17/5/2016

That the Council approve the changes to the 2015/2016 Estimates listed in tables 4, 5, 7 and 9, marked as Attachment A to supplementary item 14 of the Open Finance Committee agenda of 17 May 2016, the financial impacts of which are to increase the underlying surplus by \$0.23M, and to increase the cash balance by \$0.95 million.

COCKER  
REYNOLDS

That the recommendation be adopted.

MOTION CARRIED

Item No. 23 continuedVOTING RECORD

AYES	NOES
Lord Mayor Hickey	
Deputy Lord Mayor Christie	
Zucco	
Briscoe	
Ruzicka	
Sexton	
Burnet	
Cocker	
Thomas	
Reynolds	
Denison	

**24. CULTURAL HERITAGE PROPOSAL – DR CHRISTINA HENRI –  
FILE REF: 10-2-14**

---

Ref. Closed FC 5, 17/5/2016

- That: A. 1. The Council provide a lease for an office space on the third floor of the Council Centre to Dr Christina Henri to support the continuation of her Roses from the Heart and Cherish the Children projects, for the period 30 June 2016 to 30 June 2017 inclusive, at no cost.
- (i) The General Manager be authorised to finalise the terms and conditions of the lease with Dr Henri.
2. The support recognise Dr Henri's cultural heritage capacity where her projects attract national and international visitors to Hobart who have an interest in Irish convict history.
3. The Council's support of approximately \$3,390.00 (ex GST) per annum, be noted in the Council's Annual Report in accordance with the Council's policy in respect to grants and benefits disclosure.
- B. A report be provided within the next three months in relation to the potential expansion of use of the space by other appropriate cultural activities for artists, writers and designers.

COCKER  
THOMAS

That the recommendation be adopted.

cont.../

Item No. 24 continued

Amendment  
BRISCOE  
DENISON

Clause B be amended to insert the words *and relevant community groups* following the word *designers*.

## AMENDMENT CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Hickey	
Deputy Lord Mayor Christie	
Zucco	
Briscoe	
Ruzicka	
Sexton	
Burnet	
Cocker	
Thomas	
Reynolds	
Denison	

## SUBSTANTIVE MOTION CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Hickey	
Deputy Lord Mayor Christie	
Zucco	
Briscoe	
Ruzicka	
Sexton	
Burnet	
Cocker	
Thomas	
Reynolds	
Denison	

**COMMUNITY, CULTURE AND EVENTS COMMITTEE****25. HOBART – YAIZU SISTER CITY 40 YEAR ANNIVERSARY – LORD MAYOR’S PRE-VISIT – FILE REF: 14-5-21**


---

 Ref: Open CCEC 5, 11/5/2016

- That:
1. The Council consider the Lord Mayor and possibly other Aldermen undertaking a pre-visit to Yaizu before the 40 year anniversary, from Thursday 11 August to Monday 15 August 2016, in order to finalise arrangements for the celebrations in 2017.
  2. The Council fund Hobart-Yaizu Sister City Committee member, former Lady Mayoress Mrs Fumiko Plaister (founding member) for her accommodation and breakfasts (4 nights) and transfers from Tokyo to Yaizu, at an estimated cost of \$1,000 on the basis that Mrs Plaister would travel as an individual and arrange and pay for her own air travel and depart Japan at a later date.
  3. The Council fund an interpreter for the Lord Mayor to accompany the delegation at an estimated cost of \$2,700 covering flights, transfers, accommodation and breakfasts.
  4. The Council fund Council officers, as determined by the General Manager, to accompany the delegation, at an estimated cost of \$2,700 per person with one Council officer being responsible for providing support and assistance to Mrs Plaister.
  5. Other Aldermen join the delegation as they wish, noting that Alderman Zucco has expressed an interest in joining the delegation from Asia.
  6. All costs be met by the allocation for Sister Cities within the Economic Development Function which is listed for consideration in the 2016/2017 budget estimates.

SEXTON  
RUZICKA

That the recommendation be adopted noting the participation of Aldermen Briscoe and Denison in the delegation, subject to confirmation of their availability.

MOTION CARRIED

cont.../



Item No. 25 continuedVOTING RECORD

AYES	NOES
Lord Mayor Hickey	
Deputy Lord Mayor Christie	
Zucco	
Briscoe	
Ruzicka	
Sexton	
Burnet	
Cocker	
Thomas	
Denison	

**26. COMMUNITY DEVELOPMENT GRANTS PROGRAM – COMMUNITY, CREATIVE HOBART AND EVENT GRANTS – FEBRUARY 2016 ROUND – FILE REFS: 15/144; 15/145; 15/17**

---

Ref: Open CCEC 7, 11/5/2016

- That:
1. The Council approve the recommended level of funding to the respective applicants for assistance as part of the 2015/2016 Community Development Grants Program, under the streams of Creative Hobart Community and Event Grants, outlined in Attachment A to item 7 of the Community, Culture and Events Committee agenda of 11 May 2016, as outlined below:
    - (i) The projects recommended for full funding from the February round of the Community Development Grants Program as detailed in Table 1 of Attachment A;
    - (ii) The projects recommended for partial funding from the February round of the Community Development Grants Program as detailed in Table 2 of Attachment A;
    - (iii) The projects recommended for co-funding from multiple funding streams from the February round of the Community Development Grants Program as detailed in Table 3 of Attachment A; and
  2. The projects listed in Table 4 of Attachment A not be recommended for funding.
  3. The value of the recommended projects being \$36,315 for Creative Hobart medium and small Grants; \$32,794 for Community Grants and \$50,000 for Event Grants.

cont.../

Item No. 26 continued

4. The funding for both the Community and Creative Hobart Grants be attributed to the respective Community Development Policy Management and the Cultural Programs Functions in the 2015/2016 Annual Plan.
5. The funding for the Event Grants be attributed to the Major Events and Grant Funding activity in the 2016/2017 budget estimates.
6. The grant applicants be advised accordingly.
7. The total grant provisions be recorded in the 'Grants, Assistance and Benefits Provided' section of the City of Hobart's Annual Report in accordance with the Council's policy on grants and benefits disclosure.

SEXTON  
THOMAS

That the recommendation be adopted.

## MOTION CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Hickey	
Deputy Lord Mayor Christie	
Zucco	
Briscoe	
Ruzicka	
Sexton	
Burnet	
Cocker	
Thomas	
Denison	

<b>SPECIAL REPORT – GENERAL MANAGER</b>
---

---

**27. CITY OF HOBART EISTEDDFOD SOCIETY INC. RESIGNATION OF COUNCIL REPRESENTATIVE**

---

**The General Manager reports:**

“The Deputy Lord Mayor, Alderman Ron Christie tendered his resignation as Council's representative on the City of Hobart Eisteddfod Society Inc., Alderman Burnet is the Council's appointed proxy to this position.

cont.../

Item No. 27 continued

Referred for consideration of a new Aldermanic representative.

**Recommendation:**

**That the Council appoint a Council representative to the City of Hobart Eisteddfod Society Inc.”**

BURNET  
BRISCOE

- That: 1. The Council acknowledge the Deputy Lord Mayor’s service to the City of Hobart Eisteddfod Society Inc.
2. Alderman Thomas be appointed as the Council representative on the City of Hobart Eisteddfod Society Inc.

MOTION CARRIED

VOTING RECORD

AYES

Lord Mayor Hickey  
Deputy Lord Mayor Christie  
Zucco  
Briscoe  
Ruzicka  
Sexton  
Burnet  
Cocker  
Thomas  
Denison

NOES

**28. CLOSED PORTION OF THE COUNCIL MEETING**

---

The following items were discussed:-

- Item No. 1 Minutes of the Last Meeting of the Closed Portion of the Council Meeting
- Item No. 2 Communication from the Chairman
- Item No. 3 Leave of Absence – File Ref: 13-2-2  
LG(MP)R 15(2)(h)
- Item No. 4 Consideration of Supplementary Items to the Agenda
- Item No. 5 Indications of Pecuniary and Conflicts of Interest
- Item No. 6 McDevitt Avenue, Dynnyrne – File Ref: P3270743; R1007  
LG(MP)R 15(2)(f)
- Item No. 7 Salamanca Place, Hobart – File Ref: P5672287  
LG(MP)R 15(2)(d)
- Item No. 8 The Taste of Tasmania – File Ref: 13-46-1  
LG(MP)R 15(2)(c)
- Item No. 9 Carols by Candlelight – File Ref: 13-25-3  
LG(MP)R 15(2)(c)

RUZICKA

DEPUTY LORD MAYOR

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Hickey

Deputy Lord Mayor Christie

Zucco

Briscoe

Ruzicka

Sexton

Burnet

Cocker

Thomas

Denison

## MINUTES

OPEN COUNCIL MEETING  
23/5/2016

The Chairman adjourned the meeting at 7.10 pm to conduct the closed portion of the meeting.

The meeting reconvened at 7.52 pm.

Item 28 was then taken.

There being no further business the meeting closed at 7.53 pm.

TAKEN AS READ AND SIGNED  
AS A CORRECT RECORD THIS  
6<sup>TH</sup> DAY OF JUNE 2016.

---

**CHAIRMAN**