



CITY OF HOBART MINUTES

OPEN PORTION
MONDAY, 18 FEBRUARY 2019
AT 5:26 PM
COUNCIL CHAMBER, TOWN HALL



ORDER OF BUSINESS

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PRESENT:

The Lord Mayor Councillor A M Reynolds, The Deputy Lord Mayor Councillor H Burnet, Aldermen M Zucco, J R Briscoe, Dr P T Sexton, D C Thomas, T M Denison, Councillor W F Harvey, Alderman S Behrakis, Councillors M S C Dutta, H Ewin and Z Sherlock.

APOLOGIES:

Nil.

LEAVE OF ABSENCE:

Nil.

Councillor Dutta joined the meeting at 5.30pm and was not present for items 1 to 3 inclusive.

Councillor Ewin declared an interest in item 9.3 and left the meeting at 6.28pm, returning at 6.30pm.

Alderman Sexton left the meeting at 6.30pm, returning at 6.32pm.

Alderman Thomas left the meeting at 6.31pm, returning at 6.34pm.

Alderman Behrakis left the meeting at 6.49pm, returning at 6.51pm.

1. CONFIRMATION OF MINUTES

The Chairman reports that she has perused the minutes of the meeting of the Open Portion of the Council meeting held on [Monday, 4 February 2019](#), finds them to be a true record and recommends that they be taken as read and signed as a correct record.

BURNET
BRISCOE

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Deputy Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Ewin
Sherlock

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 Passing of Mrs Maria De Casare

The Lord Mayor acknowledged the recent passing of Mrs Maria De Casare.

Mrs De Casare was the daughter of one of the founding members of the Abruzzese Association Committee – Mr Domenico D’Orsogna and a founding member herself.

Mrs De Casare was very supportive of the association and of the City’s relationship with L’Aquila and a proud member of the Hobart Italian Community.

3.2 Gifts Received for Presentation to Council

The Lord Mayor presented the following gifts to the Council:

Lacquer Plate

On Friday 8 February 2019, the Deputy Lord Mayor met with a delegation from Fuzhou and was presented with a Lacquer Plate by Ms Zhang Ping from the Foreign Affairs Office of Fuzhou Municipal People’s Government. It will be displayed in the Hobart Town Hall.

An invitation was extended for the City of Hobart to visit Fuzhou during 2019 on the following occasions:

- May: To coincide with a significant fisheries and seafood expo.
- June: To attend the a Chinese national dragon boating completion.
- November: When the South Hobart Football Club is participating in a tournament involving Fuzhou’s sister cities.

Papercut Picture

On Wednesday 13 February 2019 the Lord Mayor hosted an afternoon for students of Xi'an Foreign Language School and The Hutchins School and Mount Carmel College as part of a cultural exchange program. The Lord Mayor was presented with a Papercut Picture which will be displayed in the Hobart Town Hall.

Football Guernsey

On Friday 15 February 2019 the Deputy Lord Mayor hosted a morning tea to welcome to Hobart the North Melbourne Football Club as part of the 2019 AFL Community Camp program. A signed guernsey was presented to the Deputy Lord Mayor, which will be donated to a Hobart charity for auction.

4. NOTIFICATION OF COUNCIL WORKSHOPS

In accordance with the requirements of the *Local Government (Meeting Procedures) Regulations 2015*, the General Manager reports that no Council workshops have been conducted since the last ordinary meeting of the Council.

5. PUBLIC QUESTION TIME

No questions were received.

6. PETITIONS

6.1 Petition – Proposed kunanyi / Mount Wellington Cable Car - Public Meeting

The General Manager advised that this petition was tabled at the Council meeting of 21 January 2019. At the time the petition noted that there were 1036 signatories on the petition.

In line with the legislative requirement to have the signatures of 1,000 eligible electors in the municipal area to comply with the request for a public meeting, the number of signatures was verified, arriving at 967.

Residents Opposed to the Cable Car Inc. has today provided an additional 484 signatures. These signatures have not yet been verified as eligible signatures.

The General Manager tabled the additional signatures to the petition accordingly.

BURNET
BRISCOE

That the petition be received and noted and referred to the appropriate committee.

MOTION CARRIED


VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Deputy Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Ewin
Sherlock

Attachment

A Residents Opposed to the Cable Car Inc. - Revised Petition ⇒ 

7. CONSIDERATION OF SUPPLEMENTARY ITEMS

Ref: Part 2, Regulation 8(6) of the *Local Government (Meeting Procedures) Regulations 2015*.

RECOMMENDATION

That the Council resolve 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

Ref: Part 2, Regulation 8(7) of the *Local Government (Meeting Procedures) Regulations 2015*.

Elected Members are requested to indicate where they may have any pecuniary or conflicts of interest in respect to any matter appearing on the agenda, or any supplementary item to the agenda, which the Council has resolved to deal with.

The following interest was indicated:

1. Councillor Ewin – Item 9.3

REPORTS OF COMMITTEES

CITY PLANNING COMMITTEE

9. COUNCIL ACTING AS PLANNING AUTHORITY

In accordance with the provisions of Part 2 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 11 and 9 Stoney Steps Road, South Hobart - Dwelling, Driveway Upgrade and Associated Vegetation Clearance PLN-18-295 - File Ref: F19/13699

Ref: Open [CPC 7.1.1](#), 12/02/2019
Application Expiry Date: 20 February 2019
Extension of Time: Not applicable

That pursuant to the *Hobart Interim Planning Scheme 2015*, the Council refuse the application for dwelling, driveway upgrade and associated vegetation clearance at 11 and 9 Stoney Steps Road, South Hobart for the following reasons:

1. The proposal does not meet the acceptable solution or the performance criterion with respect to clause E10.7.1 A1 and E10.7.1 P1(a)(i) and (ii) of the *Hobart Interim Planning Scheme 2015* because:

- a. The proposed clearance and conversion or disturbance of native vegetation is not designed and located to minimise impacts, having regard to constraints such as topography or land hazard and the particular requirements of the development; and
- b. Impacts resulting from bushfire hazard management measures are not minimised as far as reasonably practicable through siting and fire-resistant design of habitable buildings.

BURNET
HARVEY

That the recommendation be adopted.

MOTION LOST

VOTING RECORD

AYES	NOES
Lord Mayor Reynolds	Zucco
Deputy Lord Mayor Burnet	Briscoe
Harvey	Sexton
Dutta	Thomas
	Denison
	Behrakis
	Ewin
	Sherlock

BRISCOE
SHERLOCK

That the application be approved in accordance with the officer recommendation contained in item 7.1.1 of the Open City Planning Committee Meeting agenda of 12 February 2019.

AMENDMENT

BURNET
HARVEY

That sub clause ENV 10 be included which reads:

“Prior to occupation of the dwelling, certification be provided by a suitably qualified and experienced environmental consultant that the land clearing and revegetation undertaken is fully compliant with the approved plan to the satisfaction of the Director City Planning.”

AMENDMENT LOST

VOTING RECORD

AYES	NOES
Lord Mayor Reynolds	Zucco
Deputy Lord Mayor Burnet	Briscoe
Sexton	Thomas
Harvey	Denison
Dutta	Behrakis
	Ewin
	Sherlock

MOTION CARRIED

VOTING RECORD

AYES	NOES
Zucco	Lord Mayor Reynolds
Briscoe	Deputy Lord Mayor Burnet
Sexton	Harvey
Thomas	Dutta
Denison	
Behrakis	
Ewin	
Sherlock	

COUNCIL RESOLUTION:

That pursuant to the *Hobart Interim Planning Scheme 2015*, the Council approve the application for dwelling, driveway upgrade and associated vegetation clearance at 11 and 9 Stoney Steps Road, SOUTH HOBART for the reasons outlined in the officer's report attached to item 7.1.1 of the Open City Planning Committee agenda of 12 February 2019 and a permit containing the following conditions be issued:

GEN

The use and/or development must be substantially in accordance with the documents and drawings that comprise PLN-18-295 - 11 STONEY STEPS ROAD SOUTH HOBART TAS 7004 - Final Planning Documents except where modified below.

Reason for condition

To clarify the scope of the permit.

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 2018/00808-HCC dated 28/05/2018 as attached to the permit.

Reason for condition

To clarify the scope of the permit.

ENG sw1

All stormwater from the proposed development (including but not limited to: roofed areas, ag drains, retaining wall ag drains and impervious surfaces such as driveways and paved areas) must be drained to the Council's stormwater infrastructure prior to first occupation or commencement of use (whichever occurs first).

Reason for condition

To ensure that stormwater from the site will be discharged to a suitable Council approved outlet.

ENG sw4

The development must be drained to Council infrastructure taking into account the limited receiving capacity of Council's infrastructure. Any new stormwater connection(s) required must be constructed by the Council at the owner's expense prior to issue of a Certificate of Completion or first occupation, whichever comes first.

Detailed design drawings showing proposed services must be submitted and approved, prior to issue of any consent under the *Building Act 2016*. The detailed design drawings must include:

1. The location of the proposed connections;
2. The size and design of the connection such that they are appropriate to safely service the development given the limited receiving capacity of Council infrastructure;
3. Long-sections of the proposed connection clearly showing any nearby services, cover, size, material and delineation of public and private infrastructure;

4. Clearly distinguish between public and private infrastructure; and
5. Be checked and certified by a qualified and experienced engineer.

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

Advice:

- *Once the detailed design drawings have been approved the Council will issue a condition endorsement (see general advice on how to obtain condition endorsement).*
- *Please note that once the condition endorsement has been issued you will need to contact Council's City Infrastructure Division to initiate an application for service connection.*
- *Consideration must be given to the location of stormwater connections: these should be positioned at the most practicable location to adequately and economically drain the majority of the lot including the driveway.*

Reason for condition

To ensure the site is drained adequately.

ENG sw8

Stormwater detention for stormwater discharges from the development must be installed prior to issue of a Certificate of Completion.

A stormwater management report and design must be submitted and approved, prior to issue of any consent under the *Building Act 2016*. The stormwater management report and design must:

1. Be prepared by a suitably qualified engineer;
2. Include detailed design and supporting calculations of the detention tank, sized such that there is no increase in flows from the developed site up to 5% AEP storm events and such that flows are limited to the receiving capacity of the Dish Drain. All assumptions must be clearly stated;
3. Include design drawings of the detention tank showing the layout, the inlet and outlet (including long section), the overflow mechanism;
4. Provide clarification of the emptying times and outlet size; and

5. Include a Stormwater Management Summary Plan that outlines the obligations for future property owners to stormwater management, including a maintenance plan which outlines the operational and maintenance measures to check and ensure the ongoing effective operation of all systems, such as: inspection frequency; cleanout procedures; descriptions and diagrams of how the installed systems operate; details of the life of assets and replacement requirements.

All work required by this condition must be undertaken and maintained in accordance with the approved stormwater management report and design.

Advice:

- *Once the stormwater management report and design has been approved the Council will issue a condition endorsement (see general advice on how to obtain condition endorsement).*
- *The planning endorsed driveway can drain freely to council infrastructure, with the proposed house requiring detention. any increase in imperviousness from planning plans will be required to be detained as per the condition ENGsw8.*

Reason for condition

To ensure the development's stormwater system takes into account limited receiving capacity of Council's infrastructure.

ENG 5

The number of car parking spaces approved on the site for use, is two (2).

Reason for condition

To ensure the provision of parking for the use is safe and efficient.

ENG 1

Any damage to council infrastructure resulting from the implementation of this permit, must, at the discretion of the Council:

1. Be met by the owner by way of reimbursement (cost of repair and reinstatement to be paid by the owner to the Council); or
2. Be repaired and reinstated by the owner to the satisfaction of the Council.

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 strips, 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.

ENV 10

An approved vegetation retention and revegetation plan must be implemented. A vegetation retention and revegetation plan, prepared by a suitably qualified person, must be submitted and approved prior to the issue of any approval under the *Building Act 2016* and prior to the commencement of works.

The vegetation retention and revegetation plan must:

1. Include a plan showing the location of existing cleared areas and the approved developments including the bushfire hazard management area, dwelling and wastewater land application area;
2. Clearly illustrate and identify all existing native vegetation to be removed or modified;
3. Clearly illustrate and identify all existing native vegetation to be retained;
4. Include details of proposed landscaping of existing cleared areas within the bushfire hazard management area; and
5. Include details of proposed revegetation of existing cleared areas that are located outside the approved bushfire hazard management area.

To be approved, the proposed vegetation retention and revegetation plan must:

1. Be consistent with the requirements of the bushfire hazard management plan and bushfire hazard assessment report by Gifford Bushfire Risk Assessment dated 10 October 2018 and the recommendations of the Geotechnical summary, site classification and wind classification, by William C Cromer P/L dated October 2018;
2. Aim to maximise the retention of native vegetation within the bushfire hazard management area and maximise revegetation of existing cleared areas with locally-occurring native species within the bushfire hazard management area;
3. Aim to maximise the number of *Eucalyptus globulus* (blue gum) and *Eucalyptus viminalis* (white gum) trees in good condition (particularly the largest and healthiest trees);
4. Propose full revegetation of existing cleared or disturbed areas outside the approved bushfire hazard management area with locally-occurring native species;
5. Include specifications for ground preparation, protection, watering and maintenance of plantings to ensure long-term health and survival;
6. Include vegetation protection measures to be followed during site works to ensure that vegetation to be retained is not damaged; and
7. Be accompanied by a statement from an accredited bushfire hazard practitioner endorsing the proposed vegetation retention and revegetation plan as being consistent with the requirement of the bushfire hazard management plan and bushfire hazard assessment report by Gifford Bushfire Risk Assessment dated 10 October 2018.

Advice:

Once the vegetation retention and revegetation plan 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 use/development does not result in unnecessary or unacceptable loss of priority biodiversity values.

ENV 12

An approved weed management plan must be implemented.

A weed management plan, prepared by a suitably qualified person, must be submitted and approved prior to the issue of any approval under the *Building Act 2016* and prior to the commencement of works.

The weed management plan must:

1. Set out a methodology and program for eliminating/controlling woody environmental weeds on the lot;
2. Include a concise action table that provides clear and detailed actions and the timing of each action;
3. Include prescriptions to minimise impacts on native vegetation and minimise soil disturbance; and
4. Include appropriate disposal methods.

Advice:

Once the weed management plan 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 use/development does not result in unnecessary or unacceptable loss of priority biodiversity values.

ENV 15

All construction vehicles and machinery must be effectively cleaned of soil both before entering and before leaving the property.

Soil cleaned from construction vehicles and machinery must not be allowed, either directly or indirectly, to enter waterways or the Council's stormwater system.

Advice:

Further information on effective measures for washdown can be found [here](#).

Reason for condition

To minimise the spread of weeds and pathogens.

ENV 16

No soil is to be imported onto the site unless determined as being free of weed propagules when tested in accordance with AS 4419 *Soils for Landscaping and Garden Use*.

Reason for condition

To minimise the spread of weeds.

ENV 2

Sediment and erosion control measures, in accordance with an approved soil and water management plan (SWMP), must be installed prior to the commencement of work and maintained until such time as all disturbed areas have been stabilised and/or restored or sealed to the Council's satisfaction.

A SWMP must be submitted prior to the issue of any approval under the *Building Act 2016* or the commencement of work, whichever occurs first. The SWMP must be prepared in accordance with the Soil and Water Management on Building and Construction Sites fact sheets (Derwent Estuary Program, 2008), available [here](#).

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

Advice:

- Once the SWMP has been approved, the Council will issue a condition endorsement (see general advice on how to obtain condition endorsement).
- Where building approval is also required, it is recommended that documentation for condition endorsement be submitted well before submitting documentation for building approval. Failure to address condition endorsement requirements prior to submitting for building approval may result in unexpected delays.

Reason for condition

To avoid the pollution and sedimentation of roads, drains and natural watercourses that could be caused by erosion and runoff from the development.

ENV s1

The wastewater management system, including land application area, must be sited within the bushfire hazard management area as close to dwelling as practicable.

Plans demonstrating compliance with this condition must be submitted and approved prior to the issue of any approval under the *Building Act 2016* or the commencement of work, whichever occurs first.

Advice:

Once the plans demonstrating compliance with this condition have been approved, the Council will issue a condition endorsement (see general advice on how to obtain condition endorsement).

Reason for condition

To ensure the use/development does not result in unnecessary or unacceptable loss of priority biodiversity values.

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 the Council's [website](#) 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.

CONDITION ENDORSEMENT ENGINEERING

All engineering drawings required to be submitted and approved by this planning permit must be submitted to the City of Hobart as a CEP (Condition Endorsement) via the City's [Online Service Development Portal](#). When lodging a CEP, please reference the PLN number of the associated Planning Application. Each CEP must also include an estimation of the cost of works shown on the submitted engineering drawings. Once that estimation has been confirmed by the City's Engineer, the following fees are payable for each CEP submitted and must be paid prior to the City of Hobart commencing assessment of the engineering drawings in each CEP:

Value of Building Works Approved by Planning Permit Fee:

- Up to \$20,000: \$150 per application.
- Over \$20,000: 2% of the value of the works as assessed by the City's Engineer per assessment.

These fees are additional to building and plumbing fees charged under the Building and Plumbing Regulations.

Once the CEP is lodged via the [Online Service Development Portal](#), if the value of building works approved by your planning permit is over \$20,000, please contact the City's Development Engineer on 6238 2715 to confirm the estimation of the cost of works shown on the submitted engineering drawings has been accepted.

Once confirmed, please call one of the City's Customer Service Officers on 6238 2190 to make payment, quoting the reference number (ie. CEP number) of the Condition Endorsement you have lodged. Once payment is made, your engineering drawings will be assessed.

BUILDING PERMIT

You may need building approval in accordance with the *Building Act 2016*. Click [here](#) for more information.

This is a Discretionary Planning Permit issued in accordance with section 57 of the *Land Use Planning and Approvals Act 1993*.

PLUMBING PERMIT

You may need plumbing approval in accordance with the *Building Act 2016*, *Building Regulations 2016* and the National Construction Code. Click [here](#) for more information.

NEW SERVICE CONNECTION

Please contact the Hobart City Council's City Infrastructure Division to initiate the application process for your [new stormwater connection](#).

STORM WATER

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. Click [here](#) for more information.

RIGHT OF WAY

The private right of way must not be reduced, restricted or impeded in any way, and all beneficiaries must have complete and unrestricted access at all times.

You should inform yourself as to your rights and responsibilities in respect to the private right of way particularly reducing, restricting or impeding the right during and after construction.

WEED CONTROL

Effective measures are detailed in the Tasmanian Washdown Guidelines for Weed and Disease Control: Machinery, Vehicles and Equipment (Edition 1, 2004). The guidelines can be obtained from the Department of Primary Industries, Parks, Water and Environment [website](#).

FEES AND CHARGES

Click [here](#) for information on the Council's fees and charges.

9.2 19 Lillie Street and Adjoining Right of Way, Glebe - Partial Demolition, Alterations and Extension and Two Multiple Dwellings (One New, One Existing) - PLN-18-573 **File Ref: F19/13816**

Ref: Open [CPC 7.1.2](#), 12/02/2019
Application Expiry Date: 22 January 2019
Extension of Time: 5 March 2019

That pursuant to the *Hobart Interim Planning Scheme 2015*, the Council approve the application for partial demolition, alterations and extension and two multiple dwellings (one new, one existing) at 19 Lillie Street and adjoining right of way, Glebe for the reasons outlined in the officer's report attached to item 7.1.2 of the Open City Planning Committee agenda of 12 February 2019 and a permit containing the following conditions be issued:

GEN

The use and/or development must be substantially in accordance with the documents and drawings that comprise PLN-18-573 - 19 LILLIE STREET GLEBE TAS 7000 - Final Planning Documents, except where modified below.

Reason for condition

To clarify the scope of the permit.

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 2018/01459-HCC dated 10/09/2018 as attached to the permit.

Reason for condition

To clarify the scope of the permit.

PLN 8

The front fence along the front boundary must be no more than 1.2m in height above footpath level and be no less than 30% transparent.

Reason for condition

To provide reasonable opportunity for privacy for dwellings, to maintain the streetscape, and to clarify the scope of the permit.

PLN s4

The gable roof proposed for the rear dwelling is not approved and must be replaced with a skillion roof which rakes up from the north-eastern side to a high point at its southwestern side.

Prior to the issue of any approval under the *Building Act 2016*, revised plans must be submitted and approved showing:

1. An amended roof design for the proposed new dwelling, whereby the gable roof over the living and dining rooms is replaced with a skillion roof that rakes up toward the southwestern side of the dwelling, to a maximum height of 700mm above the remaining roof form.

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

Advice: The roof design submitted as plan 18015_DA14 Revision A and 18015_DA15 Revision A dated 3/1/2019 depict a roof form over the living and dining rooms that would satisfy this condition.

Reason for condition

To ensure compliance with 11.4.2 P3 when considering the visual bulk the proposed works present to adjoining properties.

ENG sw1

All stormwater from the proposed development (including but not limited to: roofed areas, ag drains, retaining wall ag drains and impervious surfaces such as driveways and paved areas) must be drained to the Council's stormwater infrastructure prior to first occupation or commencement of use (whichever occurs first).

Advice: it is noted that under the urban drainage act 2013 Council typically only approve one stormwater connection per property and that stormwater cannot be drained through a second property. It is likely that your stormwater from the new dwelling will be required to discharge through the existing kerb and gutter connection and that the proposed kerb and gutter connection will be permitted for draining the driveway only (which is on a separate title).

Reason for condition

To ensure that stormwater from the site will be discharged to a suitable Council approved outlet.

ENG sw4

Any proposed new storm water connection must be constructed and existing connections proposed to be abandoned sealed by the Council at the owner's expense, prior to the first occupation.

Detailed engineering drawings must be submitted and approved, prior to commencement of work. The detailed engineering drawings must include:

1. The location of the proposed connection;
2. The size of the connection appropriate to satisfy the needs of the development; and

3. A long section of the proposed connection if the Council's City Infrastructure Stormwater Engineers deem this necessary.

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

Advice:

The applicant is advised to submit detailed design drawings via the Council City Infrastructure Division [application for a new stormwater connection](#). If detailed design to satisfy this condition is submitted via the planning condition endorsement process there may be fees associated with the assessment, and once approved the applicant will still need to submit an application for a new stormwater connection with the Council's City Infrastructure Division.

Where building / plumbing approval is also required, it is recommended that documentation to satisfy this condition is submitted well before submitting documentation for building/plumbing approval. Failure to address planning condition requirements prior to submitting for building/plumbing approval may result in unexpected delays.

Reason for condition

To ensure the site is drained adequately.

ENG 4

The access driveway and parking module (car parking spaces, aisles and manoeuvring area) approved by this permit must be constructed to a sealed standard (spray seal, asphalt, concrete, pavers or equivalent Council approved) and surface drained to the Council's stormwater infrastructure prior to the commencement of use.

Reason for condition

To ensure the safety of users of the access driveway and parking module, and that it does not detract from the amenity of users, adjoining occupiers or the environment by preventing dust, mud and sediment transport.

ENG 1

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 or as otherwise determined by the Council.

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 strips, 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.

ENV 1

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

Advice: For further guidance in preparing a Soil and Water Management Plan – in accordance with Fact sheet 3 Derwent Estuary Program click [here](#).

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.

HER 11

All brickwork, internal early and original joinery such as, but not limited to, architraves, doors, skirting boards, floorboards and picture rails and must be retained as is and in situ.

Prior to the issue of any approval under the *Building Act 2016*, revised plans must be submitted and approved showing the retention of all original and early fabric in accordance with the above requirement.

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

Reason for condition

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

HER 12

The proposed demolition of walls to form two new door openings on the north east elevation is not approved. A revised proposal is required that reduces the width of both openings with only double doors in the proposed kitchen and sash windows in the proposed living room.

Prior to the issue of any approval under the *Building Act 2016*, documentation must be submitted and approved which details how the above modifications are to be achieved in accordance with the above requirement.

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

Advice:

It is recommended that the applicant discuss the above requirement prior to lodgement of the required documentation to ensure it meets Council's requirement.

Reason for condition

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

HER 17

The palette of exterior colours and materials must reflect the palette of materials within the local streetscape and precinct.

Prior to the issue of any approval under the *Building Act 2016*, revised plans must be submitted and approved showing exterior colours and materials in accordance with the above requirement.

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

Reason for condition

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

HER s3

The rear deck, windows, doors and privacy screen to the attic room on the first floor as shown on drawings DA10, DA11, DA12, DA13, DA14 and DA15 are not approved.

Prior to the issue of any approval under the *Building Act 2016*, revised plans must be submitted and approved, showing either:

- The deck and associated elements removed from the proposal, or skylights to a maximum of three, or
- Two traditional style dormer windows on the rear roof plane.

All works required by this condition must be undertaken in accordance with the approved documentation.

Reason for condition

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

HER s4

Revised plans are to be submitted showing the following:

- Further and greater separation of the new rear extension with a wide box gutter to retain the existing rear eaves line and gutter of the heritage house.
- An increased recess between the external face of the existing brick chimney and the proposed extension to expose all of the rear brick chimney.

Prior to the issue of any approval under the *Building Act 2016*, revised plans must be submitted and approved showing the above.

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

Reason for condition

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

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 the Council's [website](#) 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.

BUILDING PERMIT

You may need building approval in accordance with the *Building Act 2016*. Click [here](#) for more information.

This is a Discretionary Planning Permit issued in accordance with section 57 of the *Land Use Planning and Approvals Act 1993*.

PLUMBING PERMIT

You may need plumbing approval in accordance with the *Building Act 2016*, *Building Regulations 2016* and the National Construction Code. Click [here](#) for more information.

OCCUPATION OF THE PUBLIC HIGHWAY

You may require a Permit to Open Up and Temporarily Occupy a Highway (for work in the road reserve). Click [here](#) for more information.

NEW SERVICE CONNECTION

Please contact the Hobart City Council's City Infrastructure Division to initiate the application process for your [new stormwater connection](#).

STORM WATER

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. Click [here](#) for more information.

WORK WITHIN THE HIGHWAY RESERVATION

Please note development must be in accordance with the Hobart City Council's Highways By law. Click [here](#) for more information.

WASTE DISPOSAL

It is recommended that the developer liaise with the Council's Cleansing and Solid Waste Unit regarding reducing, reusing and recycling materials associated with demolition on the site to minimise solid waste being directed to landfill.

Further information regarding waste disposal can also be found on the Council's [website](#).

FEES AND CHARGES

Click [here](#) for information on the Council's fees and charges.

DIAL BEFORE YOU DIG

Click [here](#) for dial before you dig information.

REAR BOUNDARY FENCE

While the Council commends the developer and neighbouring property owners for respectful discussions regarding potential amendments to the submitted design of the rear fence, any amendments to that design that result in the rear fence having a height exceeding 2.1 metres about natural ground level would not be planning exempt under clause 6.4 of the [Hobart Interim Planning Scheme 2015](#), and would create a discretion under the 'setbacks and building envelope' provisions for the Inner Residential Zone not considered as part of the formal assessment of this application (PLN-18-573). Such a design would therefore require the lodgement of a separate planning application and the granting of a subsequent planning permit prior to construction of such a fence occurring. For further advice, please contact the Development Appraisal Planner on 6238 2820.

ONGOING DISCUSSIONS WITH ADJOINING NEIGHBOURS

It is strongly recommended that the applicant continue discussions with adjoining neighbours to achieve a resolution in relation to the rear boundary fence that satisfies all parties.

BURNET
DENISON

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Deputy Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Ewin
Sherlock

Councillor Ewin declared an interest in item 9.3 and left the meeting.

**9.3 23 Marievile Esplanade, Sandy Bay - Refuelling Facility (Diesel Tank and Fuel Berth) and Associated Works
PLN-18-690 - File Ref: F19/12826**

Ref: Open [CPC 7.1.3](#), 12/02/2019
Application Expiry Date: 7 March 2019
Extension of Time: Not applicable

That pursuant to the *Hobart Interim Planning Scheme 2015*, the Council approve the application for a refuelling facility (diesel tank and fuel berth) and associated works at 23 Marievile Esplanade Sandy Bay for the reasons outlined in the officer's report, attached to item 7.1.3 of the Open City Planning Committee agenda of 12 February 2019 and a permit containing the following conditions be issued:

GEN

The use and/or development must be substantially in accordance with the documents and drawings that comprise PLN-18-690 - 23 MARIEVILLE ESPLANADE SANDY BAY TAS 7005 - Final Planning Documents.

Reason for condition

To clarify the scope of the permit.

ENV s1

The diesel storage tank must be fixed in place in a manner that can withstand the hydraulic forces associated with coastal inundation and storm surge events based on the advice of a suitably qualified engineer.

Reason for condition

To ensure that buildings and works dependent on a coastal location are appropriately designed and sited to account for risk from inundation.

ENVHE 1

All works associated with the development, including protection measures and remediation, must be performed as specified within the Contamination Management Plan prepared by Geo-Environmental Solutions, dated December 2018.

Reason for condition

To ensure that works involving excavation of potentially contaminated land do not adversely impact on human health or the environment.

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 the Council's [website](#) 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.

BUILDING PERMIT

You may need building approval in accordance with the *Building Act 2016*. Click [here](#) for more information.

This is a Discretionary Planning Permit issued in accordance with section 57 of the *Land Use Planning and Approvals Act 1993*.

PLUMBING PERMIT

You may need plumbing approval in accordance with the *Building Act 2016*, *Building Regulations 2016* and the National Construction Code. Click [here](#) for more information.

FEES AND CHARGES

Click [here](#) for information on the Council's fees and charges.

INUNDATION PRONE AREAS

Please note that the site is likely to be subject to future coastal inundation events.

BURNET
HARVEY

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Deputy Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Sherlock

**9.4 1 Westringa Road, 10 Westringa Road, 20 Westringa Road Fern Tree and Adjacent Road Reserve - Subdivision (Boundary Adjustment), Dwelling, Partial Demolition, Alterations, Ancillary Dwelling, and Associated Hydraulic Infrastructure
PLN-18-401 - File Ref: F19/13014**

Ref: Open [CPC 7.1.4](#), 12/02/2019
Application Expiry Date: 25 March 2019
Extension of Time: Not applicable

That pursuant to the *Hobart Interim Planning Scheme 2015*, the Council approve the application for subdivision (boundary adjustment), dwelling, partial demolition, alterations, ancillary dwelling, and associated hydraulic infrastructure at 1 Westringa Road, 10 Westringa Road and 20 Westringa Road Fern Tree and the adjacent road reserve for the reasons outlined in the officer's report, attached to item 7.1.4 of the Open City Planning Committee agenda of 12 February 2019 and a permit containing the following conditions be issued:

GEN

The use and/or development must be substantially in accordance with the documents and drawings that comprise PLN-18-401 - 1 WESTRINGA ROAD FERN TREE TAS 7054 - Final Planning Documents, except where modified below.

Reason for condition

To clarify the scope of the permit.

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 2018/01079-HCC dated 03/09/2018 as attached to the permit.

Reason for condition

To clarify the scope of the permit.

ENG sw4

The proposed new lots must be drained to Council infrastructure. Any new stormwater connection(s) required must be constructed, and existing redundant connections must be removed, at the owner's expense prior to issue of a Certificate of Completion or first occupation whichever comes first. Detailed design drawings showing both existing and proposed services along with any associated calculations must be submitted and approved, prior to issue of any approvals under the *Building Act 2016*.

The detailed design drawings must:

1. Be checked and certified by a suitably qualified and experienced engineer;
2. Show the proposed location of each lot connection such that the majority of the lot, including the driveway, can be adequately and economically drained; and
3. Include the size of the connections appropriate to satisfy the needs of the development along with pipe type and class (where appropriate) and a clear delineation between public and private infrastructure.

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

Advice:

- *Once the detailed design drawings have been approved the Council will issue a condition endorsement (see general advice on how to obtain condition endorsement).*

- *Before installation the applicant will need to submit an application for a new stormwater connection with Council City Infrastructure Division.*
- *Where building / plumbing approval is also required, it is recommended that documentation to satisfy this condition is submitted well before submitting documentation for building/plumbing approval. Failure to address planning condition requirements prior to submitting for building/plumbing approval may result in unexpected delays.*

Reason for condition

To ensure the site is drained adequately.

ENG sw5

The new stormwater infrastructure within the road reserve must be constructed prior to the connection of any additional lots. Engineering design drawings must be submitted and approved, prior to issue of any approval under the *Building Act 2016*.

The engineering drawings must:

1. Be certified by a qualified and experienced engineer;
2. Show in both plan and longitudinal section the proposed stormwater infrastructure including but not limited to: location, clearances to other services, cover, gradients, sizing, material, pipe class;
3. Include any associated calculations and catchment area plans. The stormwater infrastructure must be sized to accommodate at least the 5% AEP flows from a fully-developed catchment;
4. Clearly distinguish between public and private infrastructure; and
5. Be substantially in accordance with the LGAT Standard Drawings.

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

Advice: Once the engineered drawings have been approved the Council will issue a condition endorsement (see general advice on how to obtain condition endorsement). Please note that once the condition endorsement has been issued you will need to contact Council's City Infrastructure Division to obtain a Permit to Construct Public Infrastructure.

Reason for condition

To ensure Council's hydraulic infrastructure meets acceptable standards.

ENG 3a

The access driveway, circulation roadways, and parking module (parking spaces and manoeuvring area) must be designed and constructed in accordance with Australian Standard AS/NZS2890.1:2004, or a Council approved alternate design certified by a suitably qualified engineer to provide a safe and efficient access, and enable safe, easy and efficient use.

Reason for condition

To ensure the safety of users of the access and parking module, and compliance with the relevant Australian Standard.

ENG 1

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 or as otherwise determined by the Council. 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 strips, 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 s1

The cost of any alterations to the Council's or third-party infrastructure, including the site's stormwater service connection points, incurred as a result of the proposed development works must be met by 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.

SURV 1

The applicant must submit to the Council a copy of the surveyor's survey notes at the time of lodging the final plan.

Reason for condition

To enable the Council to accurately update cadastral layers on the corporate Geographic Information System.

SURV 2

The final plan and schedule of easements must be submitted and approved in accordance with section 89 of the *Local Government (Building & Miscellaneous Provisions) Act 1993*.

Reason for condition

To ensure that the subdivision/boundary adjustment is carried out in accordance with the Council's requirements under the provisions of Part 3 of the *Local Government (Building & Miscellaneous Provisions) Act 1993*.

SURV 3

The final plan and schedule of easements must be submitted and approved under section 89 of the *Local Government (Building & Miscellaneous Provisions) Act 1993*.

The final plan and schedule of easements must provide easements to the satisfaction of the Council over any existing or proposed private drainage easements in favour of the lots they are required to serve.

Reason for condition

To ensure that there are no impediments to the provision of public and private services and access to the lots.

SURV 9

Any lots on the final plan created from the addition of sub minimal lots on the plan of subdivision are to be notated on the final plan.

The final plan must include notations in accordance with section 111 of the *Local Government (Building and Miscellaneous Provisions) Act 1993*, in relation to lot 2 to satisfy the above requirement.

Reason for condition

To ensure compliance with statutory provisions.

SURV 15

The final plan is to be notated in accordance with the provisions of section 83 (7) and 83 (5) (b) of the *Local Government (Building & Miscellaneous Provisions) Act 1993* to the effect that the Tasmanian Water and Sewerage Corporation cannot provide a means of gravity reticulated sewerage disposal from the lots on the plan and that the lots have been approved in principle for the installation of an aerobic wastewater treatment system with subsurface irrigation of secondary treated effluent on an amended soil / raised bed.

The final plan must be submitted for approval by Council. The final plan must be notated in accordance with the provisions of sections 83 (7) and 83(5) (b) of the *Local Government (Building & Miscellaneous Provisions) Act 1993*, to the satisfaction of the Council.

Reason for condition

To ensure that TasWater inability to provide a means of gravity reticulated sewerage disposal from the lots is noted on the final plan together with a record of the form of onsite sewerage treatment system that has been approved in principle by the Council.

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 the Council's [website](#) 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.

BUILDING PERMIT

You may need building approval in accordance with the *Building Act 2016*. Click [here](#) for more information.

This is a Discretionary Planning Permit issued in accordance with section 57 of the *Land Use Planning and Approvals Act 1993*.

PLUMBING PERMIT

You may need plumbing approval in accordance with the *Building Act 2016*, *Building Regulations 2016* and the National Construction Code. Click [here](#) for more information.

PERMIT TO CONSTRUCT PUBLIC INFRASTRUCTURE

You may require a permit to construct public infrastructure, with a 12 month maintenance period and bond (please contact the Hobart City Council's City Infrastructure Division to initiate the permit process).

NEW SERVICE CONNECTION

Please contact the Hobart City Council's City Infrastructure Division to initiate the application process for your [new stormwater connection](#).

STORM WATER

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. Click [here](#) for more information.

WORK WITHIN THE HIGHWAY RESERVATION

Please note development must be in accordance with the Hobart City Council's Highways By law. Click [here](#) for more information.

ACCESS

Designed in accordance with LGAT- IPWEA – Tasmanian standard drawings. Click [here](#) for more information.

CROSS OVER CONSTRUCTION

The construction of the crossover can be undertaken by the Council or by a private contractor, subject to Council approval of the design. Click [here](#) for more information.

STORM WATER / ROADS / ACCESS

Services to be designed and constructed in accordance with the (IPWEA) LGAT – standard drawings. Click [here](#) for more information.

WORKS INVOLVING, OR IN PROXIMITY OF SERVICE EASEMENTS

As it is proposed to build a dwelling over the Drainage Easement 1.52 m wide on Sealed Plan 6642 the consent of the beneficiaries of the easement will be required in accordance with section 74 of the *Building Act 2016*;

A person must not perform any building work over or within a service easement unless the person obtains written consent to do so from the person on whose behalf the service easement was created.

FUTURE DRAINAGE THROUGH DRAINAGE EASEMENT

In order to facilitate any future drainage that may be required through the drainage easement 1.52 m wide on SP 6642, the applicant should consider installing a pipe with blank caps within the easement that it is proposed to build the ancillary dwelling over.

DIAL BEFORE YOU DIG

Click [here](#) for dial before you dig information.

BURNET
HARVEY

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Deputy Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Ewin
Sherlock

10. Tasmanian Planning Scheme - Draft Hobart Local Provisions Schedule - Submission to Tasmanian Planning Commission
File Ref: F19/6057; 32-13-7

Ref: Open [CPC 8.1](#), 12/02/2019

That the Council:

1. Resolves that it is satisfied that the draft *Hobart Local Provisions Schedule* (marked as Attachments A and B to item 8.1 of the Open City Planning Committee agenda of 12 February 2019) meets the *Local Provisions Schedule* criteria prescribed in Section 34 of the *Land Use Planning and Approvals Act 1993*.
2. Endorses the draft *Hobart Local Provisions Schedule* (marked as Attachments A and B to item 8.1 of the Open City Planning Committee agenda of 12 February 2019) and the *Hobart Local Provisions Schedule Supporting Report* (marked as Attachment E to item 8.1 of the Open City Planning Committee agenda of 12 February 2019) for submission to the Tasmanian Planning Commission under Section 35(1) of the *Land Use Planning and Approvals Act 1993*.
3. Delegate under Section 6 of the *Land Use Planning and Approvals Act 1993*, the following powers and functions to the Director City Planning:
 - (a) Modify the draft *Hobart Local Provisions Schedule* if a notice is received from the Tasmanian Planning Commission under Section 35(5)(b) of the *Land Use Planning and Approvals Act 1993*, or agree to such modifications being undertaken by the Tasmanian Planning Commission under Section 35(5)(c); and

- (b) Exhibit the draft *Hobart Local Provisions Schedule* in accordance with Section 35C and 35D of the *Land Use Planning and Approvals Act 1993*.
- 4. Endorse the notification of individual property owners affected by the matters detailed in Section 9.3 of this report about the exhibition of the draft *Hobart Local Provisions Schedule*.

BURNET
DUTTA

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Reynolds	
Deputy Lord Mayor Burnet	
Zucco	
Briscoe	
Sexton	
Thomas	
Denison	
Harvey	
Behrakis	
Dutta	
Ewin	
Sherlock	

11. Monthly Building Statistics - 1 January - 31 January 2019
File Ref: F19/13011

Ref: Open [CPC 8.2](#), 12/02/2019

That the information be received and noted:

The Director City Planning reports:

- A. 1. During the period 1 January 2019 to 31 January 2019, 45 permits were issued to the value of \$49,887,762 which included:
 - (i) 22 for Extensions/Alterations to Dwellings to the value of \$1,842,977;
 - (ii) 8 New Dwellings to the value of \$3,226,000; and

(iii) 4 Major Projects:

- (a) 34 Argyle Street, Hobart – New Building (Stage 3, Fit-Out) - \$27,000,000;
- (b) 126 Bathurst Street, Hobart – (The Commons) – New Multi Story x 30 Dwellings (Stage 2) - \$9,900,000;
- (c) 286 Argyle Street, North Hobart – Change of Use to Residential Property X 12 Apartments - \$4,000,000; and
- (d) 1 Fisher Avenue. Sandy Bay – Commercial Internal Alterations (Year 5 and 6, Fahan School) - \$1,500,000.

2. During the period 1 January 2018 to 31 January 2018, 39 permits were issued to the value of \$82,425,503 which included:

- (i) 20 Extensions/Alterations to Dwellings to the value of \$1,950,100;
- (ii) 4 New Dwellings to the value of \$1,768,923; and
- (iii) 3 Major Projects:

- (a) 19-27 Campbell Street, Hobart – (New Performing Arts Centre – New Building/Main Stage) - \$73,000,000;
- (b) 48 Liverpool Street, Hobart – (RHH Service Tunnel) – Alterations and Additions - \$4,000,000; and
- (c) 5 Dresden Street, Sandy Bay – New Building and Structures - \$1,000,000;

- B. 1. In the twelve months ending 31 January 2019, 654 permits were issued to the value of \$488,523,611; and
2. In the twelve months ending 31 January 2018, 711 permits were issued to the value of \$331,603,833.

BURNET
THOMAS

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Deputy Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Ewin
Sherlock

MOTIONS OF WHICH NOTICE HAS BEEN GIVEN

**IN ACCORDANCE WITH REGULATION 16(5) OF THE LOCAL GOVERNMENT
(MEETING PROCEDURES) REGULATIONS 2015**

12. Food Van Program
File Ref: F19/10685; 13-1-9

Ref: Open [CCEC 7.1](#), 6/02/2019

Motion:

That the council undertake a review of the Food Van Program and associated relevant regulations including other temporary food service structure to ensure:

- 1) The guidelines and food and hygiene regulations are contemporary and preserve a 'level playing field', especially when permanent food vans are located near established businesses that pay rates and other fees;
- 2) The relevant planning schemes are contemporary and that the use categories in the schemes respect the fact that temporary and permanent food vans may be located close to existing businesses. In particular those businesses seeking to trade in permanent positions.
- 3) That consultation occurs with relevant peak bodies and stakeholders.

In preparing the report, an analysis be included of trends and requirements in other cities that operate food truck programs.

Rationale:

In recent times, there have been occasions where both temporary and permanent food vans have been approved by the Council either as planning authority or under the Food Van Program which have raised concerns from established businesses.

The Food Van Program is an excellent initiative that encourages activation of our city and also facilitates people moving safely around our city, especially late at night.

Nevertheless, some businesses have raised concerns about permanent food vans and the fact that there is not a level playing field when it comes to complying with environmental health regulations. Food vans are classified differently under these regulations to restaurants and cafes and other eating establishments that have kitchens. For instance, food vans are not required to be plumbed into the sewer, nor are they required to provide toilets and a number of other features that permanent establishments are required to provide. Permanent establishments are also required to pay rates.

The planning schemes also treat food vans as mobile food vans and make these uses permitted even when they are located close to established food premises.

The General Manager reports:

In line with the Council's policy in relation to Notices of Motion, I advise that the matter is considered to be within the jurisdiction of the Hobart City Council as it relates to the current Hobart Food Trucks Program.

ZUCCO

DUTTA

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Deputy Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Ewin
Sherlock

COMMUNITY, CULTURE AND EVENTS COMMITTEE

13. North Melbourne Football Club - Community Partnership Outcome Report
File Ref: F18/154304; 17/18

Ref: Open [CCEC 6.1](#), 6/02/2019

- That: 1. The North Melbourne Football Club Community Engagement Partnership 12 month report for 2018, attached to item 6.1 of the Open Community Culture and Events Committee agenda of 6 February 2019 be received and noted.
2. The key performance indicators in the Community Engagement Partnership Agreement be aligned with the Tasmanian Community Fund.

HARVEY
BURNET

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Deputy Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Ewin
Sherlock

14. Housing with Dignity Reference Group
File Ref: F18/146655; 17/239

Ref: Open [CCEC 6.2](#), 6/02/2019

- That: 1. Council approve the establishment of a Housing with Dignity Reference Group comprising of community members with lived experience of homelessness or severe housing stress.
2. An Elected Member and proxy be nominated to be a member of the reference group.

3. The draft terms of reference be endorsed as amended, shown in revisions format on the attachment to minutes of this meeting.
4. The operation of the reference group be reviewed after one year of operation.

HARVEY
DUTTA

That the recommendation be adopted.

AMENDMENT

SHERLOCK
THOMAS

That:

1. The administrative arrangements as proposed be varied by changing the charring arrangements so that an elected member be the chair for the first year of the operation of the reference group.
2. The reference group may at its first or subsequent meetings, determine a joint chair arrangement commencing with the elected member being joined by a person with lived experience.
3. The Terms of Reference be amended to provide for two elected members to participate in the Housing with Dignity Reference Group.

AMENDMENT CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Reynolds	Deputy Lord Mayor Burnet
Zucco	
Briscoe	
Sexton	
Thomas	
Denison	
Harvey	
Behrakis	
Dutta	
Ewin	
Sherlock	

The Chairman invited nominations in accordance with clause 2 of the recommendation.

Alderman Thomas and Councillor Ewin nominated for the position of Chairman of the reference group.

EWIN
BURNET

That a secret ballot be conducted to determine the Chairman.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Deputy Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Ewin
Sherlock

The ballot was conducted and the Chairman declared Alderman Thomas elected as Chairman and Councillor Ewin as a member of the Housing with Dignity Reference Group.

SUBSTANTIVE MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Deputy Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Ewin
Sherlock

COUNCIL RESOLUTION:

- That:
1. Council approve the establishment of a Housing with Dignity Reference Group comprising of community members with lived experience of homelessness or severe housing stress.
 2. The draft Terms of Reference, as attached to the minutes of the Open Community Culture and Events Committee of 6 February 2019, be endorsed with the following amendments:
 - a) Two elected members participate in the reference group,
 - b) An elected member be appointed as Chairman for the first year of the operation of the reference group,
 - c) The reference group may, at its first or subsequent meetings, determine a joint chair arrangement with the elected member being joined by a person with lived experience.
 3. The operation of the reference group be reviewed after one year of operation.
 4. Alderman Thomas be appointed as Chairman and Councillor Ewin be appointed as a member of the Housing with Dignity Reference Group.

The meeting was adjourned at 7.15pm for a comfort break and reconvened at 7.20pm.

15. Development of a Reconciliation Action Plan
File Ref: F18/154298; 17/225

Ref: Open [CCEC 6.3](#), 6/02/2019

- That:
1. The Council endorse the development of a Reconciliation Action Plan which will include an extensive engagement process.
 2. The draft plan be reported back to the Council for approval at the appropriate time.

HARVEY
BRISCOE

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Deputy Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Ewin
Sherlock

16. Welcoming Cities Commitment
File Ref: F19/2883; 17/204

Ref: Open [CCEC 6.4](#), 6/02/2019

That given the strong strategic alignment of the Welcoming Cities Initiative with the *City of Hobart's Multicultural Strategy 2014-2019*, that the Council sign the commitment to participate in the Welcoming Cities Network.

HARVEY
SHERLOCK

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Deputy Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Ewin
Sherlock

17. Community Safety Commitment
File Ref: F19/10410; 17/90

Ref: Open [CCEC 6.5](#), 6/02/2019

- That:
1. The Council endorse the draft *Community Safety Commitment 2019 – 2020*, attached to item 6.5 of the Open Community Culture and Events Committee agenda of 6 February 2019.
 2. The Council endorse community engagement on the draft *Community Safety Commitment 2019 - 2020*.

HARVEY
SHERLOCK

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Deputy Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Ewin
Sherlock

18. Social Support Food Programs - Fee Waivers
File Ref: F19/10473; 18/279

Ref: Open [CCEC 6.6](#), 6/02/2019

- That:
1. The Council waive the hire fee of \$376 per month for the non-profit community group, King's Diner to use Mathers House. The group provides a free weekly meal with drinks and a take home facility for excess produce.
 2. The Council waive the \$321 monthly fee for the St Vincent de Paul's Dining with Friends program. This program provides a free three course meal once a month, nine months of the year.
 3. This agreement be ongoing with an annual review.

4. The value of the support be recorded in the 'Grants, Assistance and Benefits Provided' section of the City of Hobart's Annual Report.

HARVEY
DUTTA

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Deputy Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Ewin
Sherlock

FINANCE AND GOVERNANCE COMMITTEE

19. Aldermanic Development and Support Policy - Annual Endorsement and Attestation and Policy Amendments
File Ref: F19/15727

Ref: Open [FGC 6.1](#), 13/02/2019

- That: 1. The Council approve the amendments to the Council policy in relation to aldermanic development and support in the following terms, as shown in revisions format on Attachment A to item 6.1 of the Open Finance and Governance Committee agenda of 13 February 2019:
- 1.1 Amending the stipulation in the existing policy relating to the provision of a "Council" vehicle for use by the Lord Mayor, by deleting the word "Council"; and substituting the word "chauffeur" with the word "driver";

- 1.2 Amending the policy provisions regarding the loan of equipment to reflect current practice and specifying the services provided within the schedule shown as Attachment B to item 6.1 of the Open Finance and Governance Committee agenda of 13 February 2019.
2. The Council endorse the amended Elected Member Development and Support Policy, noting the changes to the terminology for elected members, as approved by the Council at its meeting of 19 November 2018, which will be reflected in the policy.
3. In endorsing the policy, and in line with the policy provisions, elected members attest their compliance with the policy.

ZUCCO
SEXTON

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Deputy Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Ewin
Sherlock

20. Local Government Legislative Framework Review
File Ref: F19/9199; 15/153-201

Ref: Open [FGC 6.2](#), 13/02/2019

That the Council endorse the attached response to the Local Government Legislative Framework Review, inclusive of those amendments put forward by the Finance and Governance Committee and shown in the revisions format in the document.

ZUCCO
DUTTA

That the recommendation be adopted.

AMENDMENT

BURNET
BRISCOE

That the Council's response to the Local Government Legislative Framework Review, as attached to item 20 of the Open Council Agenda of 18 February 2019, be amended to include a recommendation that the review consider the timeframes regarding the distribution of agendas for meetings for the benefit of both elected members and the public.

AMENDMENT CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Deputy Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Ewin
Sherlock

SUBSTANTIVE MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Deputy Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Ewin
Sherlock

COUNCIL RESOLUTION:

That the Council endorse the response to the Local Government Legislative Framework Review, as attached to item 20 of the Open Council Agenda of 18 February 2019, with the inclusion of a recommendation that the review consider the timeframes regarding the distribution of agendas for meetings for the benefit of both elected members and the public.

21. Australian Local Government Association - National General Assembly - Call for Motions **File Ref: F19/13274**

Ref: Open [FGC 6.3](#), 13/02/2019

- That: 1. The Council submit the following motions to the Australian Local Government Association's National General Assembly:
- Calling for an extension of and an increase to funding for the Smart Cities and Suburbs Program.
 - The National Disaster Relief and Recovery Arrangements be reviewed to consider broadening the definition of essential assets to include assets that are currently regarded as non-essential e.g. tracks and trails and sporting facilities.
 - Lobby the federal government to establish an infrastructure fund for the construction of active transport initiatives including pedestrian and bicycle facilities.
2. The Council determine whether it wishes to provide any other motions, which are consistent with the themes and topics in the discussion paper, to the Australian Local Government Association's National General Assembly.

ZUCCO
DUTTA

That the recommendation be adopted.

AMENDMENT

HARVEY
EWIN

- That: 1. A report be provided on the outcomes of previous City of Hobart motions to the Australian Local Government Association.
2. The following amendment adopted by the Finance and Governance Committee at its meeting of 13 February 2019 that was omitted from Council Agenda be included:
- “The Federal Government give consideration to indemnifying Council's that undertake climate change mitigation initiatives.”

AMENDMENT CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Deputy Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Ewin
Sherlock

SUBSTANTIVE MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Deputy Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Ewin
Sherlock

COUNCIL RESOLUTION:

That: 1. The Council submit the following motions to the Australian Local Government Association's National General Assembly:

- Calling for an extension of and an increase to funding for the Smart Cities and Suburbs Program.
- The National Disaster Relief and Recovery Arrangements be reviewed to consider broadening the definition of essential assets to include assets that are currently regarded as non-essential e.g. tracks and trails and sporting facilities.

- Lobby the federal government to establish an infrastructure fund for the construction of active transport initiatives including pedestrian and bicycle facilities.
- The Federal Government give consideration to indemnifying Council's that undertake climate change mitigation initiatives.

22. Petition Requesting Public Meeting - Hobart Not Highrise
File Ref: F19/13660; 15/10-01

Ref: Open [FGC 6.4](#), 13/02/2019

That the item be withdrawn from the Agenda.

ZUCCO
DUTTA

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Deputy Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Ewin
Sherlock

23. Petition Requesting Public Meeting - Residents Opposed to the Cable Car Inc.
File Ref: F19/9663; 16/119-005 & 16/119-006

Ref: Open [FGC 6.5](#), 13/02/2019

That: 1. The Council note that in respect to the petition received on 21 January 2019 from the Residents Opposed to the Cable Car Inc., the minimum requirement for 1,000 signatures of electors of the Hobart City Council, as provided in s59 of the *Local Government Act 1993*, has not been achieved to require the Council to hold a public meeting to address the subject matter of the petition.

2. The proponent of the petition by the Residents Opposed to the Cable Car Inc. be advised of the Council's resolution.

ZUCCO
DUTTA

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Deputy Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Ewin
Sherlock

24. Request for Council Reception - The Federation of Ethnic Communities' Council of Australia
File Ref: F19/8078; 18/17

Ref: Open [FGC 6.6](#), 13/02/2019

- That: 1. The Council host a Civic Reception for the Federation of Ethnic Communities' Council of Australia to be held in the Town Hall Ballroom on Wednesday 9 October 2019 for up to 300 guests, up to a maximum of \$9,000.
- (i) The reception be funded from the Council reception line item in budget function 110 – Civic Support in the 2019/20 financial year.
 - (ii) The Council's assistance be listed in the 2019/2020 Annual Report in accordance with its policy in respect to the disclosure of grants and benefits.

ZUCCO
SHERLOCK

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Deputy Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Ewin
Sherlock

25. Purchasing Card Policy
File Ref: F18/98404

Ref: Open [FGC 6.7](#), 13/02/2019

- That:
1. The Council approve the revised City of Hobart Purchasing Card Policy, marked as Attachment A to item 25 of the Open Council Agenda of 18 February 2019.
 2. The General Manager be authorised to make any minor amendments and finalise.
 3. The Aldermanic Development and Support Policy be updated to reflect consistency with the revised City of Hobart Purchasing Card Policy.
 4. The revised policy be communicated widely to Council officers and made available from the City's website.

ZUCCO
DUTTA

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Deputy Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Ewin
Sherlock

26. Financial Report as at 31 December 2018

File Ref: F19/11853; 21-1-1

Ref: Open [FGC 6.8](#), 13/02/2019

That the Council approve the changes to the 2018/2019 Estimates listed in tables 4, 5, 7 and 9 of Attachment A to item 6.8 of the Open Finance and Governance Committee agenda of 13 February 2019, the financial impacts of which are to decrease the underlying surplus by \$1.06M, and to decrease the cash balance by \$1.5M.

ZUCCO
BURNET

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Deputy Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Ewin
Sherlock

27. Elected Member Code of Conduct Review

File Ref: F19/17004; 18/17

Ref: Special Open [FGC 4.1](#), 18/02/2019

That the Council adopt the Elected Member Code of Conduct marked as Attachment A to item 4.1 of the Special Open Finance and Governance Committee agenda of 18 February 2019.

ZUCCO
DUTTA

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Deputy Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Ewin
Sherlock

PARKS AND RECREATION COMMITTEE

28. Biodiversity Action Plan

File Ref: F18/94939; 16-24-001

Ref: Open [PRC 6.2](#), 7/02/2019

That the Biodiversity Action Plan, dated January 2019 and marked as Attachment A to item 6.2 of the Open Parks and Recreation Committee agenda of 7 February 2019, be endorsed as the City of Hobart's operational handbook in the planning and priority of management actions for its bushland reserves.

BRISCOE
DUTTA

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Deputy Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Ewin
Sherlock

29. Queenborough Oval Buildings Concept Plan
File Ref: F19/690

Ref: Open [PRC 6.3](#), 7/02/2019

- That:
1. The Queenborough Oval Building Concept Plan for the redevelopment of the buildings at Queenborough Oval, shown in Attachment A to item 6.3 of the Open Parks and Recreation Committee agenda of 7 February 2019, be endorsed to enable clubs and user groups to pursue external funding opportunities for the proposal.
 2. A further report be provided should external funding for the project be identified.
 3. The user groups involved in the development of the Concept Plan be prompted to annually review the Plan.

BRISCOE
DUTTA

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Deputy Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Ewin
Sherlock

**30. 4-10 St Johns Avenue, New Town (Bowling Greens and Buildings) -
Buckingham Bowls Club - Lease Renewal
File Ref: F18/141165**

Ref: Open [PRC 6.5](#), 7/02/2019

- That:
1. In-principle approval be granted for a new ten (10) year lease with a further ten (10) year option to the Buckingham Bowls Club over the bowling greens and buildings at 4-10 St Johns Avenue, New Town, at a nominal annual rental.
 - (i) Should a new lease be approved, the value of the reduced rental to the Club be recorded in the City's Annual Report in accordance with the Council Policy 'Grants and Benefits Disclosure'.
 - (ii) The new lease agreement to include a requirement that the lessee's waste disposal plan and where applicable, the use of certified compostable containers and utensils, align with the *City of Hobart Waste Management Strategy 2015-2030*.
 2. Community engagement be undertaken pursuant to Sections 178 and 179 of the *Local Government Act 1993*.
 - (i) Upon conclusion of the community engagement process;
 - (a) Should no objections be received, the General Manager be authorised to finalise the terms and conditions of the lease; or alternatively
 - (ii) Should objections be received, a further report be provided to the Council on the matter.

BRISCOE
BURNET

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Deputy Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Ewin
Sherlock

31. 4-10 St Johns Avenue, New Town (New Town Oval Clubrooms) - New Town Cricket Club - Lease Renewal
File Ref: F19/365

Ref: Open [PRC 6.6](#), 7/02/2019

- That:
1. In-principle approval be granted for a new ten (10) year lease, with an option for a further ten (10) years, to the New Town Cricket Club over the New Town Cricket Club Clubrooms at New Town Oval, 4-10 St Johns Avenue, New Town, at a nominal annual rental.
 - (i) Should a new lease be approved, the value of the reduced rental to the Club be recorded in the City's Annual Report in accordance with the Council Policy 'Grants and Benefits Disclosure'.
 - (ii) The new lease agreement to include a requirement that the lessee's waste disposal plan and where applicable, the use of certified compostable containers and utensils, align with the *City of Hobart Waste Management Strategy 2015-2030*.
 2. Community engagement be undertaken pursuant to Sections 178 and 179 of the *Local Government Act 1993*.
 - (i) Upon conclusion of the community engagement process,
 - (a) Should no objections be received, the General Manager be authorised to finalise the terms and conditions of the lease; or alternatively

- (ii) Should objections be received, a further report be provided to the Council on the matter.

BRISCOE
BURNET

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Deputy Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Ewin
Sherlock

32. Street Tree Valuation Methodology
File Ref: F18/151524

Ref: Open [PRC 6.8](#), 7/02/2019

- That:
1. In line with the City of Hobart Street Tree Strategy, a compensation fee be charged when a public tree is approved for removal that is associated with a private development, at the discretion of the General Manager.
 2. The compensation fee comprise:
 - (i) The amenity value of the tree; and
 - (ii) The replacement fee for a tree that includes the purchase cost of an advanced size and the planting and establishment costs.
 3. The amenity value fee be determined using the City of Hobart Tree Amenity Formula, as indicated in Attachment A to item 6.8 of the Open Parks and Recreation Committee agenda of 7 February 2019.

BRISCOE
DUTTA

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Deputy Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Ewin
Sherlock

SPECIAL MEETING OF ALL COUNCIL COMMITTEES

33. 10 Year Capital Works Program

File Ref: F19/13867

Ref: Special Open [JM 4.1](#), 13/02/2019

That: 1. The Council approve the 2019/20 Capital Works Program as amended:

(a) Group transport related projects including cycling and pedestrian improvements with the Transport Strategy.

(b) The rehabilitation levy and the cost of the McRobies Gully rehabilitation be included in the program.

2. The Council approve, in principle, for planning purposes, projects listed in years two and three, subject to annual review.

3. The Council note the projects listed in years four to ten.

BURNET
DUTTA

That the recommendation be adopted.

AMENDMENT

DENISON
SHERLOCK

That un-scoped works be included in the Capital Works Program to appear below the line with a nominal value and delivery year, and be subject to annual review.

AMENDMENT CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Deputy Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Ewin
Sherlock

SUBSTANTIVE MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Deputy Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Ewin
Sherlock

COUNCIL RESOLUTION:

- That: 1. The Council approve the 2019/20 Capital Works Program as amended:
- (a) Group transport related projects including cycling and pedestrian improvements with the Transport Strategy.
 - (b) The rehabilitation levy and the cost of the McRobies Gully rehabilitation be included in the program.
 - (c) Un-scoped works be included to appear below the line with a nominal value and delivery year, and be subject to annual review.
2. The Council approve, in principle, for planning purposes, projects listed in years two and three, subject to annual review.
3. The Council note the projects listed in years four to ten.

34. CLOSED PORTION OF THE MEETING

That the Council resolve by absolute majority that the meeting be closed to the public pursuant to regulation 15(1) of the *Local Government (Meeting Procedures) Regulations 2015* because the items included on the closed agenda contain the following matters:

- Leave of Absence
- The sale of land for unpaid rates
- Contracts and tenders for the supply of goods
- Information of Confidential Nature
- Dealings with Council land

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 |
| Item No. 4 | Consideration of supplementary Items to the agenda |
| Item No. 5 | Indications of pecuniary and conflicts of interest |
| Item No. 6 | Hobart Rivulet Air Rights - Transfer
LG(MP)R 15(2)(f) |
| Item No. 7 | Sale of Land for Unpaid Rates
LG(MP)R 15(2)(f), (i) and (j) |
| Item No. 8 | Request to Waive Requirement to Tender
LG(MP)R 15(2)(d) |
| Item No. 9 | Appointment of Independent Member of Risk and Audit Panel
LG(MP)R 15(2)(g) |

SEXTON
BURNET

That the recommendation be adopted.

MOTION CARRIED BY ABSOLUTE MAJORITY

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Deputy Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Ewin
Sherlock

The Chairman adjourned the meeting at 7.15pm for a comfort break.

The meeting was reconvened at 7.20pm.

Item 15 was then taken.

There being no further business the open portion of the meeting closed at 8.15pm.

TAKEN AS READ AND SIGNED AS A
CORRECT RECORD THIS
4TH DAY OF MARCH 2019.

CHAIRMAN