



CITY OF HOBART MINUTES

OPEN PORTION
MONDAY, 22 JUNE 2020
AT 5:00 PM

This meeting of the Council was conducted in accordance with a Notice issued by the Premier on 3 April 2020 under section 18 of the *COVID-19 Disease Emergency (Miscellaneous Provisions) Act 2020*.



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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, Councillor W F Harvey, Alderman S Behrakis, Councillors M S C Dutta, J Ewin, Z E Sherlock and W N S Coats.

APOLOGIES:

Nil.

LEAVE OF ABSENCE:

Nil.

Alderman Thomas joined the meeting at 5.03pm.

Alderman Thomas left the meeting at 5.04pm, returned at 5.07pm and was not present for items 2 to 8 inclusive.

Alderman Thomas left the meeting at 5.08pm, returned at 5.32pm and was not present for item 9.

Councillor Dutta left the meeting at 5.15pm and returned at 5.18pm.

Councillor Dutta left the meeting at 5.27pm and returned at 5.28pm.

Councillor Dutta left the meeting at 5.46pm and returned at 5.52pm.

Alderman Sexton left the meeting 5.54pm after declaring an interest in item 10.4 and returned at 5.57pm.

Deputy Lord Mayor Councillor Burnet left the meeting at 6.06pm, returning at 6.07pm.

Alderman Behrakis left the meeting at 6.26pm, returning at 6.27pm.

Councillor Coats left the meeting at 6.31pm, returning at 6.36pm.

Deputy Lord Mayor Councillor Burnet retired from the meeting at 6.43pm and was not present for items 12 to 20 inclusive.

Councillor Dutta left the meeting 6.51pm, returning at 6.52pm.

Alderman Thomas left the meeting at 6.53pm, returning at 6.54pm.

Councillor Ewin left the meeting at 7.03pm, returning at 7.04pm.

Councillor Ewin left the meeting at 7.07pm, returning at 7.17pm and was not present for item 16.

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 25 May 2020 [0](#) finds them to be a true record and recommends that they be taken as read and signed as a correct record.

BURNET
EWIN

That the recommendation be adopted by amendment of the correction of the date of the meeting to Monday 25 May 2020.

MOTION CARRIED

VOTING RECORD

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

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

No communication was received.

4. NOTIFICATION OF COUNCIL WORKSHOPS

In accordance with the requirements of the *Local Government (Meeting Procedures) Regulations 2015*, the General Manager reports that the following Council workshops has been conducted since the last ordinary meeting of the Council.

Date: 28 May 2020
Purpose: 2020-21 Budget

5. PUBLIC QUESTION TIME

No questions were received.

6. PETITIONS

No petitions were received.

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. Alderman Sexton - item 10.4

REPORTS OF COMMITTEES

FINANCE AND GOVERNANCE COMMITTEE

9. Budget Estimates 2020-21

File Ref: F20/59222

Ref: Supplementary Open [FGC 10](#), 16/06/2020

- That:
1. The expenses, revenues, capital expenditure, and plant and equipment expenditure detailed in the document 'City of Hobart Budget Estimates 2020-21' marked as Attachment A to supplementary item 10 of the Open Finance and Governance Committee agenda of 16 June 2020, be approved.
 2. New borrowings of \$15M be approved at this time, noting that the City has a borrowing facility of up to \$31M.
 3. The Council delegate to the General Manager the power to enter into loan agreements to source the above borrowings on the most favourable terms.
 4. The City of Hobart Rates Resolution 2020-21 be adopted, which includes:
 - (i) The General Rate be 6.85 cents in the dollar of assessed annual value (AAV).
 - (ii) The following Service Rates be made:
 - (a) A Stormwater Removal Service Rate of 0.38 cents in the dollar of AAV; and
 - (b) A Fire Service Rate of 1.11 cents in the dollar of AAV.

- (iii) A Waste Management Service Charge be made and varied according to the use or predominant use of land as follows:
 - (a) A Service charge of \$250 to apply to residential properties;
 - (b) A Service charge of \$500 to apply to non-residential properties.
 - (iv) A Waste Management Service Charge of \$60 be made for kerbside food organics garden organics waste collection for all rateable land within the municipal area to which Council supplies or makes available a food organics garden organics waste collection service utilising a food organics garden organics waste collection bin.
 - (v) A Landfill Rehabilitation Service Charge be made and varied according to the use or predominant use of land as follows:
 - (a) A Service charge of \$10 to apply to residential properties;
 - (b) A Service charge of \$20 to apply to non-residential properties.
 - (vi) The rates be subject to the following remissions:
 - (a) A remission of 0.81 cents in the dollar on the AAV of any land or building which is within the Fern Tree Volunteer Brigade Rating District as defined by the State Fire Commission.
 - (b) A remission of 0.83 cents in the dollar on the AAV of any land or building which is within areas other than Permanent Brigade Rating Districts or the Fern Tree Volunteer Brigade Rating District as defined by the State Fire Commission.
- 5. Unspent 2019-20 capital funding be carried-forward into 2020-21, with any necessary adjustments to be made in the September 2020 quarter financial report to Council.
 - 6. The interest rate on unpaid rates be 6.81% per annum, charged monthly.
 - 7. The 2020-21 Annual Plan marked as Attachment B to supplementary item 10 of the Open Finance and Governance Committee agenda of 16 June 2020, be adopted.
 - 8. The Long Term Financial Management plan 2021-41 marked as Attachment C to supplementary item 10 of the Open Finance and Governance Committee agenda of 16 June 2020, be adopted.

9. The following delegations be approved:
- (i) Pursuant to Section 22 of the *Local Government Act 1993*, the Council delegate to the General Manager the power to expend monies on Council's behalf identified as Delegation Classification 1 items in the Council's Annual Plan 2020-21; and, the Council authorise the General Manager to delegate, pursuant Section 64 of the *Local Government Act 1993*, to such employees of the Council as he considers appropriate, the power to expend monies on Council's behalf identified as Delegation Classification 1 items in the Council's Annual Plan.
 - (ii) Pursuant to Section 22 of the *Local Government Act 1993*, the Council delegate to all the Council Committees the power to expend monies on Council's behalf identified as Delegation Classification 2 items in the Council's Annual Plan 2020-21.
10. The Council note that a mid-year review of the 2020-21 Budget Estimates and Long Term Financial Management Plan 2021-41 will be undertaken.
11. The recommendation provided by the Risk and Audit Panel of 16 June 2020, marked as Attachment A to item 9 of the Open Council agenda of 22 June 2020, be received and noted.

HARVEY
BEHRAKIS

That the recommendation be adopted.

MOTION CARRIED


VOTING RECORD

AYES

NOES

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

Attachment

A. Lord Mayor's 2020-21 Budget Address ⇨ 

CITY PLANNING COMMITTEE

10. 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.

**10.1 18 Aberdeen Street, Glebe and Adjacent Road Reserve - Driveway and Associated Infrastructure
PLN-18-536 - File Ref: F20/56652**

Ref: Open [CPC 7.1.2](#), 15/06/2020
Application Expiry Date: 2 July 2020

That pursuant to the *Hobart Interim Planning Scheme 2015*, the Council refuse the application for driveway and associated infrastructure at 18 Aberdeen Street, Glebe and the adjacent Lovett Street road reservation for the following reasons:

- 1 The proposal does not meet the acceptable solution or the performance criterion with respect to clause E6.7.14 A1 and P1 of the *Hobart Interim Planning Scheme 2015* because the driveway is not in accordance with the requirements of the road authority.
- 2 The proposal does not meet the acceptable solution or the performance criterion with respect to clause E13.8.1 A1 and P1 of the *Hobart Interim Planning Scheme 2015* because it includes the demolition of landscape elements and vegetation that contribute to the historic cultural heritage significance of the precinct.
- 3 The proposal does not meet the acceptable solution or the performance criterion with respect to clause E13.8.2 A1 and P1 of the *Hobart Interim Planning Scheme 2015* because it includes works that would result in detriment to the historic cultural heritage significance of the precinct.

BURNET
BRISCOE

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

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

**10.2 41 Alexander Street, Sandy Bay - Partial Demolition, Alterations,
Extension and Change of Use to Boarding House
PLN-20-256 - File Ref: F20/56423**

Ref: Open [CPC 7.1.3](#), 15/06/2020
Application Expiry Date: 23 July 2020

That pursuant to the *Hobart Interim Planning Scheme 2015*, the Council approve the application for partial demolition, alterations, extension and change of use to boarding house at 41 Alexander Street Sandy Bay Tas 7005 for the reasons outlined in the officer's report attached to item 7.1.3 of the Open City Planning Committee agenda of 15 June 2020 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-20-256 - 41 ALEXANDER STREET SANDY BAY TAS 7005 - 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 2020/00587-HCC dated 7 May 2020 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).

Advice:

Under section 23 of the Urban Drainage Act 2013 it is an offence for a property owner to direct stormwater onto a neighbouring property.

Reason for condition

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

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 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.

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.

STORMWATER

Please note that in addition to a building and/or plumbing permit, development must be in accordance with the Hobart City Council's Infrastructure By law. Click [here](#) for more information.

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.

BURNET
BEHRAKIS

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

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

**10.3 64 Anglesea Street, 57 Anglesea Street South Hobart and Adjacent Road Reserve - Extension to Carpark and Associated Works
PLN-19-837 - File Ref: F20/56094**

Ref: Open [CPC 7.1.5](#), 15/06/2020
Application Expiry Date: 4 July 2020

That pursuant to the *Hobart Interim Planning Scheme 2015*, the Council approve the application for extension to car park and associated works at 64 Anglesea Street South Hobart TAS 7004 and adjacent road reserve and 57 Anglesea Street South Hobart for the reasons outlined in the officer's report attached to item 7.1.5 of the Open City Planning Committee agenda of 15 June 2020 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-19-837 64 ANGLESEA STREET SOUTH HOBART TAS 7004 - Final Planning Documents except where modified below.

Reason for condition

To clarify the scope of the permit.

PLN 17

Any lighting of the car park must not operate outside the hours of operation for the church and must operate in accordance with Australian Standard AS4282 - Control of the obtrusive effects of outdoor lighting.

Reason for condition

To ensure that the non-residential use does not unreasonably impact residential amenity.

PLN s1

This permit approves the 28 space car park and associated works. This permit does not constitute approval of any other use or development on the site.

Reason for condition

To clarify the scope of this permit.

ENG sw1

All stormwater from the proposed development (including, but not limited to, the diverted swale, 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 sw3

The proposed development must be designed to ensure the protection and access to the Council's stormwater network including Hobart Rivulet.

A detailed design must be submitted and approved prior to the issuing of any approval under the *Building Act 2016* or commencement of works (which ever occurs first). The detailed design must demonstrate how the design will ensure the protection and provide access to the Council's stormwater network.

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

Advice:

The applicant is required submit detailed design documentation to satisfy this condition via the Council's planning condition endorsement process (noting there is a fee associated with condition endorsement approval of engineering drawings [see general advice on how to obtain condition endorsement and for fees and charges]). This is a separate process to any building approval under the Building Act 2016.

Failure to address condition requirements prior to submitting for building approval may result in unexpected delays.

Reason for condition

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

ENG sw4

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

Detailed engineering drawings must be submitted and approved, prior to the issuing of any approval under the *Building Act 2016* or commencement of works (which ever occurs first). The detailed engineering drawings must include:

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

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 a Council City Amenity 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 Council City Amenity 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 main extension must be designed and constructed prior to the commencement of the use.

Engineering drawings must be submitted and approved, prior to the issuing of any approval under the *Building Act 2016* or commencement of works (which ever occurs first). The engineering drawings must:

1. Be certified by a qualified and experienced civil engineer.
2. Be shown in both plan and long-section - the proposed stormwater main extension and connection, including but not limited to, flows, hydraulic grade lines, clearances, cover, gradients, sizing, material and pipe class.
3. Include the associated calculations and catchment area plans. The stormwater system (including defined overland flow paths) must cater for all 1% AEP flows as at 2100 (i.e including climate change loading) from a fully developed catchment. The main itself must be sized to accommodate at least the 5% AEP flows from a fully-developed catchment.
4. Demonstrate the outfall has, or will have, sufficient erosion protection for the increased flows to this point.
5. Show the pit collecting the upslope swale drain within the property boundary and as privately owned and maintained.
6. Show a single public stormwater connection for these works.
7. Clearly distinguish between public and private infrastructure.
8. Be substantially in accordance with the LGAT Standard Drawings and Tasmanian Subdivision Guidelines.

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

Advice:

The applicant is required submit detailed design documentation to satisfy this condition via the Council's planning condition endorsement process (noting there is a fee associated with condition endorsement approval of engineering drawings [see general advice on how to obtain condition endorsement and for fees and charges]). This is a separate process to any building approval under the Building Act 2016.

Failure to address condition endorsement requirements prior to submitting for building approval may result in unexpected delays.

Once the condition endorsement has been issued, an [Application to Construct Public Infrastructure](#) is required to carry out the works.

Reason for condition

To ensure Council's hydraulic infrastructure meets acceptable standards.

ENG sw7

Stormwater pre-treatment and detention for stormwater discharges from the development must be installed prior to first use or issue of any completion (whichever occurs first).

A stormwater management report and design must be submitted and approved, prior to commencement of work or issue of any consent under the Building Act (whichever occurs first). The stormwater management report and design must:

1. Be prepared by a suitably qualified engineer.
2. Include final detailed design of the proposed treatment train.
3. Include detailed design and supporting calculations of the detention, sized such that there is no increase in flows from the developed site for the worst-case 5% AEP storm event. All assumptions must be clearly stated. The design drawings must include the layout, the inlet and outlet (including long section), outlet size, overflow, discharge rate and emptying time.

4. 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 detailed design and report has been approved 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 possible pollution of drainage systems and natural watercourses, and to comply with relevant State legislation.

ENG tr1

Traffic management within the access driveway, circulation roadway and parking module (parking spaces and aisles) must be installed prior to the commencement of the use.

Traffic management design drawing(s) (including signage and line marking), must be submitted and approved, prior to commencement of the use. The design drawing(s) must be prepared by a suitably qualified person and include (but not be limited to):

1. Signage indicating that the car parking area is available for members of the public to turn around (if a public turning bay is not provided).
2. Delineation of pedestrian pathways along the shared vehicular circulation roadway.

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

Advice:

Once the traffic management design drawings have been approved 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

In the interests of user safety and the amenity of the occupiers of the development.

ENG 3a

The access driveway, circulation roadways, ramps and parking module (parking spaces, aisles and manoeuvring area) must be designed and constructed in accordance with Australian Standard AS/NZS2890.1:2004 (including the requirement for vehicle safety barriers where required).

Advice:

It is advised that designers consider the detailed design of the access and parking module prior to finalising the Finished Floor Level (FFL) of the parking spaces (especially if located within a garage incorporated into the dwelling), as failure to do so may result in difficulty complying with this condition.

Reason for condition

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

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 5

The number of additional car parking spaces approved on the site is twenty eight (28). Car parking spaces in accordance with AS/NZS 2890.6 2009 are to be provided for people with a disability at a rate of 1 per 50 total car parking spaces.

All new parking spaces must be delineated by means of white or yellow lines 80mm to 100mm wide, or white or yellow pavement markers in accordance with Australian Standards AS/NZS 2890.1 2004 or AS/NZS 2890.6 2009 (where applicable), prior to commencement of use.

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.

Any damage must be immediately reported to Council.

A photographic record of the Council's infrastructure, including Hobart Rivulet, 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 r3

Prior to the commencement of use, the proposed access and other infrastructure within and adjacent the highway reservation must be designed and constructed in accordance with:

Urban - TSD-R09-v1 – Urban Roads Driveways and TSD R14-v1 Type KC vehicular crossing, or suitable alternative as approved by the Council City Amenity.

Design drawings must be submitted and approved by the City's Road unit prior to any approval to construct. The design drawings must:

1. Show the cross and long section of the driveway crossover within the highway reservation and onto the property.

2. Detail any existing services or infrastructure at or near the proposed driveway crossover.
3. Be designed for the expected vehicle loadings. A structural certificate to note that driveway is suitable for heavy vehicle loadings.
4. Show swept path templates in accordance with AS/NZS 2890.1 2004 (B99 design template).
5. Show that vehicular and pedestrian sight lines are met as per AS/NZS 1.2890.1 2004.
6. Include a signage and linemarking plan. Note also condition ENG tr1.
7. Include a lighting plan for the street and car park in accordance with relevant Australian Standards. Note also condition PLN s1.
8. Include a design of the gate indicating how this will operate without impacting on car parking numbers.
9. Be prepared and certified by a suitable qualified person, to satisfy the above requirement.

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

Advice:

The signage plan must demonstrate how the new access will be two way, and how members of the public will be instructed to turn around (if a dedicated turning bay on the highway reservation is not provided).

The applicant is required submit detailed design documentation to satisfy this condition via Council's planning condition endorsement process (noting there is a fee associated with condition endorsement approval of engineering drawings [see general advice on how to obtain condition endorsement and for fees and charges]). This is a separate process to any building approval under the Building Act 2016.

Where triggered under the Infrastructure Bylaw, a Road Opening Permit and a Permit to Construct Public infrastructure may be required for the works Failure to address condition endorsement requirements prior to submitting for approval may result in unexpected delays.

Reason for condition

To ensure that works will comply with the Council's standard requirements.

ENG s1

A method of allowing members of the public to safely turn around near the end of Anglesea Street must be provided prior to commencement of use of the proposed vehicular access. This may be provided by one of the following two methods:

1. A right of carriageway in favour of Hobart City Council is to be registered on CT 158319/2 to allow vehicles to safely pass from the existing gate at the southern end of Council's road within CT 158319/100 and over the existing driveway, carpark and proposed carpark back to Council's road. This right of way is to be the satisfaction of Council and is to be registered on CT 158319/2 prior to the commencement of works; or
2. A dedicated turning area to the satisfaction of Council City Amenity Division is to be designed and constructed within the Anglesea Street highway reservation. This turning area is to be independent of the proposed vehicular access.

Reason for condition

To ensure that works will comply with the Council's standard requirements and that vehicles can legally turn around at the terminus of Anglesea Street.

ENV 2

Sediment and erosion control measures, sufficient to prevent sediment leaving the site and 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.

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 are likely to 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 Amenity 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 Infrastructure 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.

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.

DIAL BEFORE YOU DIG

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

BURNET
SHERLOCK

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

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

Alderman Sexton declared an interest in item 10.4 and left the meeting.

10.4 Common Land of Parent Title, 211/1 Sandy Bay Road, Hobart - Change of Use to Dwelling
PLN-20-262 - File Ref: F20/56933

Ref: Open [CPC 7.1.7](#), 15/06/2020
Application Expiry Date: 27 July 2020

That pursuant to the *Hobart Interim Planning Scheme 2015*, the Council approve the application for the change of use to dwelling at 211/1 Sandy Bay Road, Hobart for the reasons outlined in the officer's report attached to item 7.1.7 of the Open City Planning Committee agenda of 15 June 2020 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 except PLN-20-262 - 211/1 Sandy Bay Road Hobart and common land of parent title Final Planning Documents except where modified below.

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 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*.

STRATA AMENDMENT

The applicant is advised to make application to the Recorder of Titles to amend the strata plan pursuant to the provisions of Part 2 Division 6 of the Strata Titles Act 1998 in order to delete the reference to lot 211 in the notation contained on sheets 4 and 5 of Strata Plan 151831 "The approved use of Lot 211 is serviced apartment". – Click [here](#) for more information.

BURNET
THOMAS

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

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

10.5 17 Beach Road, Sandy Bay - Demolition, New Public Toilets and Associated Works PLN-20-180 - File Ref: F20/57584

Ref: Open [CPC 7.1.8](#), 15/06/2020
Application Expiry Date: 16 July 2020

That pursuant to the *Hobart Interim Planning Scheme 2015*, the Council approve the application for demolition, new public toilets and associated work at 17 Beach Road, Sandy Bay for the reasons outlined in the officer's report attached to item 7.1.8 of the Open City Planning Committee agenda of 15 June 2020 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-20-180 - 17 BEACH ROAD SANDY BAY TAS 7005 - 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 2020/00407-HCC dated 07/05/2020 as attached to the permit.

Reason for condition

To clarify the scope of the permit.

ENG sw1

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

Should onsite disposal of stormwater be required; a Site and Soil Evaluation Report, and detailed design for drainage of stormwater on the property, prepared and certified by a suitable qualified person, must be submitted to Council prior to the commencement of work, issuing of any approval under the *Building Act 2016*.

The Site and Soil Evaluation Report must clearly address any interaction with onsite wastewater, potential land stability or erosion risks (including dispersive soils if applicable). The detailed design of soakage trenches must include a maintenance plan, pre-treatment, overflow design, trench location (including setbacks from features such as boundaries and retaining walls), dimensions, and sizing calculations for the proposed disposal system measured against all 20yr ARI rainfall events in accordance with relevant standards.

Advice:

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

It is advised that documentation for condition endorsement is lodged well before a Building Permit is required, as failure to address design requirements until Building Application stage may result in unexpected delays.

Reason for condition

To ensure that stormwater from the site will be discharged to a suitable Council approved outlet and having regard of the suitability of the site.

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.

ENG s1

The installation of any proposed private stormwater soakage system must be inspected by the designer or the designer's agent. The designer on completion of the installation must certify that the installation has been constructed in accordance with the approved certified design. A signed copy of this certification is to be forwarded to Council prior to issue of a completion certificate.

Advice:

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

It is advised that documentation for condition endorsement is lodged well before a Building Permit is required, as failure to address design requirements until Building Application stage may result in unexpected delays.

Reason for condition

To ensure stormwater is disposed of with regard of the suitability of the site.

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.

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.

OCCUPATION OF THE PUBLIC HIGHWAY

You may require a permit for the occupation of the public highway for construction (e.g. placement of skip bin, crane, scissor lift etc). Click [here](#) for more information.

You may require a road closure permit for construction. 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 Amenity Division to initiate the permit process).

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](#).

WORK PLACE HEALTH AND SAFETY

Appropriate occupational health and safety measures must be employed during the works to minimise direct human exposure to potentially-contaminated soil, water, dust and vapours. 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.

ENVIRONMENTAL MANAGEMENT AND COMMUNICATION PLAN

The works within Long Point Reserve associated with this permit are to be undertaken in accordance with an Environmental Management and Communications Plan, prepared by the developer to the satisfaction of the Director City Amenity. A template for the Environmental Management and Communications Plan can be provided by the Open Space Planning Team, call 03 6238 2488. This plan must be made specific for the works that will occur within the reserve.

BURNET
HARVEY

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

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

NOES

10.6 283-287 Liverpool Street, Hobart - Demolition and New Building for 25 Multiple Dwellings
PLN-20-191 - File Ref: F20/58904

Ref: Supplementary Open [CPC 12](#), 15/06/2020
Application Expiry Date: 23 June 2020

That pursuant to the *Hobart Interim Planning Scheme 2015*, the Council approve the application for demolition and new building for 25 multiple dwellings at 283-287 Liverpool Street, Hobart for the reasons outlined in the officer's report attached to supplementary item 12 of the Open City Planning Committee agenda of 15 June 2020 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-20-191 - 283-287 LIVERPOOL STREET HOBART 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 2020/00418-HCC dated 16/04/2020 as attached to the permit.

Reason for condition

To clarify the scope of the permit.

PLN 15

A demolition waste management plan must be implemented throughout demolition.

A demolition waste management plan must be submitted and approved, prior to commencement of work on the site. The demolition waste management plan must include provisions for the handling, transport and disposal of demolition material, including any contaminated waste and recycling opportunities, to satisfy the above requirement.

All work required by this condition must be undertaken in accordance with the approved demolition waste management plan.

Advice:

Once the demolition waste management plan 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.

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 can also be found on the Council's [website](#).

Reason for condition

To ensure that solid waste management from the site meets the Council's requirements and standards.

PLN 1

All screening as shown on the approved plans must be installed with a uniform transparency between 50% and 25% prior to first occupation. The screening must be maintained.

Reason for condition

To provide reasonable opportunity for privacy for dwellings.

PLN 4

Planter boxes as shown on the approved plans must be retained in the final building design.

Landscaping which is visible above the top of the planter box walls must be installed in the planter boxes prior to first occupation of the dwellings, and maintained for the life of the use of the building.

Prior to the completion of the building, an automated watering system must be installed for all planter boxes and maintained for the life of the use of the building.

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

Reason for condition

To ensure that the scale of the building is compatible with nearby buildings.

PLN 17

Illumination must be provided to the entry ramp for the carpark such that the entry ramp is not dark when people and vehicles enter it from the street or from the carpark. This illumination should be designed and baffled such that it does not cause a nuisance outside the property, operating in accordance with Australian Standard AS4282- Control of the obtrusive effects of outdoor lighting.

Reason for condition

To ensure that the potential entrapment space created by the carpark ramp and doors is sufficiently illuminated to minimise the risk or antisocial behaviour in the location.

PLN 5

A landscape plan must be prepared for the soft and hard landscaping of the site, by a suitably qualified landscape architect.

Prior to the issue of any approval under the Building Act 2016 (excluding for demolition, excavation and works up to the ground floor slab), a revised landscape plan must be submitted and approved to the satisfaction of the Director City Planning in accordance with the above requirement.

All landscaping features (including any proposed plants and hard landscaping) must be installed in accordance with the approved Landscaping Plan to the satisfaction of the Council's Director City Planning prior to commencement of use.

The landscaping must be maintained, and replacement plants and hard landscaping must be planted in accordance with the approved Landscaping Plan if any is lost.

Confirmation by the person who prepared the landscaping plan that the landscaping has been completed in accordance with the approved landscaping plan must be submitted to the Council to the satisfaction of the

Director City Planning, prior to commencement of use. Once this has been received, and all plants and hard landscaping shown on the approved Landscaping Plan have been planted in accordance with the approved plan to the satisfaction of the Council's Director City Planning, the Council will issue a statement confirming satisfactory planting of all trees and landscaping.

Advice:

Any increase to the area of the 'deep planting zone' at the rear of the property that can be achieved through alterations to the footprint of the ground floor, without compromising the building function and structure, is encouraged to increase the viability of the space for larger plantings.

Protection of the root area of vegetation on adjacent properties is encouraged wherever possible.

Additional landscaping in front of the building in Liverpool Street is encouraged where it does not compromise vehicle and pedestrian safety.

Reason for condition

To preserve the amenity of the space and to ensure that the scale of the building is compatible with nearby buildings, and that the plantings proposed are appropriate to assist with this.

PLN s1

The palette of exterior colours and materials must be provided.

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

Prior to the issue of any approval under the *Building Act 2016* (excluding for demolition, excavation and works up to the ground floor slab), revised plans, and montages and samples where appropriate, must be submitted and approved to the satisfaction of the Director City Planning 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 revised plans, montages and samples.

Advice:

In keeping with the submitted heritage assessment, it is considered that successful integration of the proposal into the Liverpool Street Streetscape would benefit from a more detailed consideration of the choice of materials, textures and colours together with the manner in which they are integrated and articulated throughout the fenestration.

Consideration should be given to using colours, materials and textures that further 'soften' the building's appearance in order to better reinforce the transition and integration of the development into the surrounding area and not unreasonably detract from the adjacent heritage buildings. A diversity of colours and textures is encouraged and stark white and black colours are to be avoided in favour of softer more muted tones.

Consideration be given to the detailed design of the fence enclosing the courtyard of Unit 0.01 so that it is more in keeping with the residential nature of the development.

Reason for condition

To provide greater integration and compatibility of the building design with the streetscape, townscape and heritage values of the surrounding area.

PLN s4

Prior to the commencement of works (other than demolition), plans demonstrating the removal of the potential entrapment spaces at either side of the Liverpool Street frontage must be submitted to and approved by Council's Director City Planning.

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

1. Either a screen wall or fence on the north eastern corner of the building which provides an anchor point for the existing gate at the side of 281 Liverpool Street, to prevent unauthorised access between the two buildings.
2. Relocation of the Fire Door and Stair in the fire escape to the south western side of the building. The door should be moved as close to the street front boundary as is possible, with the stair relocated to inside the Fire Escape Corridor.

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

Reason for condition

To remove potential entrapment spaces from around the building to improve the safety of the site.

ENG 12

A construction waste management plan must be implemented throughout construction.

A construction waste management plan must be submitted and approved, prior to commencement of work on the site. The construction waste management plan must include:

- Provisions for commercial waste services for the handling, storage, transport and disposal of post-construction solid waste and recycle bins from the development; and
- Provisions for the handling, transport and disposal of demolition material, including any contaminated waste and recycling opportunities, to satisfy the above requirement.

All work required by this condition must be undertaken in accordance with the approved construction waste management plan.

Advice:

Once the construction waste management plan 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.

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 can also be found on the Council's [website](#).

Reason for condition

To ensure that solid waste management from the site meets the Council's requirements and standards.

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:

Under section 23 of the Urban Drainage Act 2013 it is an offence for a property owner to direct stormwater onto a neighbouring property.

Reason for condition

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

ENG sw4

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

Detailed engineering drawings must be submitted and approved, prior to the issuing of any approval under the *Building Act 2016* or commencement of works (which ever occurs first). The detailed engineering drawings must include:

1. The location of the proposed connections and all existing connections;
2. The size and design of the connection such that it is appropriate to safely service the development;
3. Long-sections of the proposed connection clearly showing clearances from any nearby services, cover, size, material and delineation of public and private infrastructure. Connections must be free-flowing gravity.

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 a Council City Amenity 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 Council City Amenity 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 sw7

Stormwater pre- treatment 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 the issuing of any approval under the *Building Act 2016* or commencement of works (which ever occurs first). The stormwater management report and design must:

1. be prepared by a suitably qualified engineer;
2. include detailed design of the proposed treatment train, including final estimations of contaminant removal; and
3. include a maintenance plan

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 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 possible pollution of drainage systems and natural watercourses, and to comply with relevant State legislation.

ENG tr2

A construction traffic and parking management plan must be implemented prior to the commencement of work on the site (including demolition).

The construction traffic (including cars, public transport vehicles, service vehicles, pedestrians and cyclists) and parking management plan must be submitted and approved, prior to commencement work (including demolition). The construction traffic and parking management plan must:

1. Be prepared by a suitably qualified person.
2. Develop a communications plan to advise the wider community of the traffic and parking impacts during construction.
3. Include a start date and finish dates of various stages of works.
4. Include times that trucks and other traffic associated with the works will be allowed to operate.
5. Nominate a superintendant, or the like, to advise the Council of the progress of works in relation to the traffic and parking management with regular meetings during the works.

All work required by this condition must be undertaken in accordance with the approved construction traffic and parking management plan.

Advice:

Once the construction traffic and parking management plan 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 ensure the safety of vehicles entering and leaving the development and the safety and access around the development site for the general public and adjacent businesses.

ENG 3a

The access driveway, circulation roadways, ramps and parking module (parking spaces, aisles and manoeuvring area) must be designed and constructed in accordance with Australian Standard AS/NZS2890.1:2004 (including the requirement for vehicle safety barriers where required), 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 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 8

The use of the car parking spaces is restricted to User Class 1A (residential, domestic and employee parking) in accordance with Australian Standards AS/NZS2890.1 2004 Table 1.1.

Prior to commencement of use:

- A sign, approved by council, and in accordance with Australian Standards AS/NZS1742.11:2016, must be erected at the entry of the parking access to indicate the parking area is for residents only; and
- All parking spaces must be delineated by means of white or yellow lines 80mm to 100mm wide, or white or yellow pavement markers in accordance with Australian Standards AS/NZS 2890.1 2004.

Reason for condition

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

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.

ENG 13

The front fencing and planter along the north-eastern boundary must allow adequate sight distance between user vehicles, cyclists and pedestrians in accordance with Australian/NZ Standard, Parking facilities Part 1: Off-street car parking AS/NZS 2890.1: 2004 Fig 3.3

Reason for condition

To ensure the safety of vehicles entering and leaving the development and of pedestrians and traffic in the vicinity.

ENG r1

The excavation and earth-retaining structures within or supporting the highway reservation must not undermine the stability and integrity of the highway reservation and its infrastructure.

Detailed design drawings, structural certificates and associated geotechnical assessments of the retaining wall supporting the highway reservation must be submitted and approved, prior to the commencement of work and must:

1. Be prepared and certified by a suitable qualified person and experienced engineer;
2. Not undermine the stability of the highway reservation
3. Be designed in accordance with AS4678, with a design life in accordance with table 3.1 typical application major public infrastructure works
4. Take into account any additional surcharge loadings as required by relevant Australian Standards.
5. Take into account and reference accordingly any Geotechnical findings
6. Detail any mitigation measures required

The structure certificated and/or drawings should note accordingly the above requirements.

All work required by this condition must be undertaken in accordance with the approved select design drawing and structural certificates.

Advice:

The applicant is required submit detailed design documentation to satisfy this condition via Council's planning condition endorsement process (noting there is a fee associated with condition endorsement approval of engineering drawings [see general advice on how to obtain condition endorsement and for fees and charges]). This is a separate process to any building approval under the Building Act 2016.

Failure to address condition endorsement requirements prior to submitting for building approval may result in unexpected delays.

Reason for condition

To ensure that the stability and integrity of the Council's highway reservation is not compromised by the development.

ENG r3

Prior to the commencement of use, the proposed driveway crossover and removal of redundant crossover must be designed and constructed in accordance with:

- Urban - TSD-R09-v1 – Urban Roads Driveways and TSD R14-v1 Type KC vehicular crossing
- Kerb - TSD-R14-v1
- Footpath - Urban Roads Footpaths TSD-R11-v1

Design drawings must be submitted and approved prior to any approval under the Building Act 2016. The design drawing must:

1. Show the cross and long section of the driveway crossover within the highway reservation and onto the property
2. Detail any services or infrastructure (ie light poles, pits, awnings) at or near the proposed driveway crossover
3. Be designed for the expected vehicle loadings. A structural certificate to note that driveway is suitable for heavy vehicle loadings.

4. Show swept path templates in accordance with AS/NZS 2890.1 2004(B85 or B99 depending on use, design template)
5. If the design deviates from the requirements of the TSD then the drawings must demonstrate that a B85 vehicle or B99 depending on use (AS/NZS 2890.1 2004, section 2.6.2) can access the driveway from the road pavement into the property without scraping the cars underside
6. Show that the redundant crossover will be removed and reinstated with kerb
7. Be prepared and certified by a suitable qualified person, to satisfy the above requirement.

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

Advice:

The applicant is required submit detailed design documentation to satisfy this condition via Council's planning condition endorsement process (noting there is a fee associated with condition endorsement approval of engineering drawings [see general advice on how to obtain condition endorsement and for fees and charges]). This is a separate process to any building approval under the Building Act 2016.

Please note that your proposal does not include adjustment of footpath levels. Any adjustment to footpath levels necessary to suit the design of proposed floor, parking module or driveway levels will require separate agreement from Council's Road Services Engineer and may require further planning approvals. It is advised to place a note to this affect on construction drawings for the site and/or other relevant engineering drawings to ensure that contractors are made aware of this requirement.

Failure to address condition endorsement requirements prior to submitting for building approval may result in unexpected delays.

Reason for condition

To ensure that works will comply with the Council's standard requirements.

ENV 8

All recommendations in section 6 of the landslide risk assessment report by Geo-Environmental Solutions P/L dated April 2020 and received by the Planning Authority on 1 May 2020 must be implemented including:

- Protection works for the planned excavations must be installed on the upslope sides of the proposed development prior to carrying out excavation works at the site.
- The works must be designed in accordance with the good hillside construction practices as outlined in the Australian Geomechanics Society (AGS) Geoguide LR8.
- Further geotechnical testing must be undertaken to define parameters for the design of protection works including soil/rock bearing capacity, lateral earth pressures and friction angles.
- The further investigations must also include adequate deep drilling and testing to confirm foundation conditions for the anticipated building loads.

Reason for condition

To reduce the risk to life and property, and the cost to the community, caused by landslides.

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.

HER 9

All construction documentation must contain protocols and recommendations for all contractors working in close proximity to the stone wall along the boundary of 281 Liverpool Street (The Pickled Frog) to be familiar with the heritage values of the heritage listed site and for the need to protect the wall at all costs whilst undertaking the proposed works to upgrade infrastructure.

Prior to the commencement of works (including demolition and excavation), all workers and managers must be briefed on the importance of the cultural heritage values of the site as part of a site induction. This must be undertaken by a suitably qualified heritage practitioner.

Documents containing protocols for the protection of the wall must be submitted and approved, prior to the issuing of any approval under the *Building Act 2016* or commencement of works (which ever occurs first).

Reason for condition

To ensure that there is no loss or damage to the heritage values or fabric of the site.

HER 6

All onsite excavation and disturbance must be monitored in accordance with the Praxis Environment Report dated January 2020. In addition should any features or deposits of an archaeological nature be discovered on the site during excavation or disturbance:

1. All excavation and/or disturbance must stop immediately; and
2. A qualified archaeologist must be engaged to attend the site and provide advice and assessment of the features and/or deposits discovered and make recommendations on further excavation and/or disturbance; and
3. All and any recommendations made by the archaeologist engaged in accordance with (2) above must be complied with in full; and
4. All features and/or deposits discovered must be reported to the Council with one (1) day of the discovery; and
5. A copy of the archaeologists advice, assessment and recommendations obtained in accordance with (2) above must be provided to the Council within 30 days of receipt of the advice, assessment and recommendations.

Excavation and/or disturbance must not recommence unless and until approval is granted from the Council.

Reason for condition

To ensure that work is planned and implemented in a manner that seeks to understand, retain, protect, preserve and manage significant archaeological evidence.

ENVHE 1

Recommendations in the report *Environmental Site Assessment 283-287 Liverpool Street*, by GES, dated February 2020, must be implemented, for the duration of the development.

Reason for condition

To ensure that the risk to workers and future users of the site remains low and acceptable.

ENVHE 4

A construction management plan must be implemented throughout the construction works.

A construction management plan must be submitted and approved prior to the issuing of any building permit under the *Building Act 2016*. The plan must include but is not limited to the following:

1. Identification and disposal of any potentially contaminated waste and asbestos;
2. Proposed hours of work (including volume and timing of heavy vehicles entering and leaving the site, and works undertaken on site);
3. Proposed hours of construction;
4. Identification of potentially noisy construction phases, such as operation of rock- breakers, explosives or pile drivers, and proposed means to minimise impact on the amenity of neighbouring buildings;
5. Control of dust and emissions during working hours;
6. Proposed screening of the site and vehicular access points during work; and
7. Procedures for washing down vehicles, to prevent soil and debris being carried onto the street.

All work required by this condition must be undertaken in accordance with the approved construction management plan.

Advice:

Once the construction management plan 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 ensure minimal impact on the amenity of adjoining properties and members of the public during the construction period.

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 for the occupation of the public highway for construction or special event (e.g. placement of skip bin, crane, scissor lift etc). Click [here](#) for more information.

You may require a road closure permit for construction or special event. Click [here](#) for more information.

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

PROTECTION OF PUBLIC INFRASTRUCTURE

You will be required to pay a bond to ensure the protection of public infrastructure during the construction works (please contact the Hobart City Council's City Amenity Division to initiate the process).

NEW SERVICE CONNECTION

Please contact the Hobart City Council's City Amenity 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 Infrastructure By law. Click [here](#) for more information.

STRUCTURES CLOSE TO COUNCILS' STORMWATER MAIN

The design of structures (including footings) must provide protection for the Council's infrastructure. For information regarding appropriate designs please contact the Council's City Amenity Division. You may need the General Manager's consent under section 13 of the *Urban Drainage Act 2013* and consent under section 73 or 74 of the *Building Act 2016*.

WORK WITHIN THE HIGHWAY RESERVATION

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

CBD AND HIGH VOLUME FOOTPATH CLOSURES

Please note that the City of Hobart does not support the extended closure of public footpaths or roads to facilitate construction on adjacent land.

It is the developer's responsibility to ensure that the proposal as designed can be constructed without reliance on such extended closures.

In special cases, where it can be demonstrated that closure of footpaths in the CBD and/or other high volume footpaths can occur for extended periods without unreasonable impact on other businesses or the general public, such closures may only be approved by the full Council.

For more information about this requirement please contact the Council's Traffic Engineering Unit on 6238 2804.

REDUNDANT CROSSOVERS

Redundant crossovers are required to be reinstated under the Hobart City Council's Infrastructure 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.

WORK PLACE HEALTH AND SAFETY

Appropriate occupational health and safety measures must be employed during the works to minimise direct human exposure to potentially-contaminated soil, water, dust and vapours. Click [here](#) for more information.

PROTECTING THE ENVIRONMENT

In accordance with the *Environmental Management and Pollution Control Act 1994*, local government has an obligation to "use its best endeavours to prevent or control acts or omissions which cause or are capable of causing pollution." Click [here](#) for more information.

LEVEL 1 ACTIVITIES

The activity conducted at the property is an environmentally relevant activity and a Level 1 Activity as defined under s.3 of the *Environmental Management and Pollution Control Act 1994*. For further information on what your responsibilities are, click [here](#).

NOISE REGULATIONS

Click [here](#) for information with respect to noise nuisances in residential areas.

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.

BURNET
BEHRAKIS

That the recommendation be adopted.

AMENDMENT

DUTTA
SHERLOCK

That the following advice clause be included:

Advice:

The Council advises that the following alterations to the development may be considered for those parts of the property which will face Goulburn Street:

- *The level of transparency of all screens to decks be set at 25%.*
- *The number and height of plantings in the planter boxes is one every 0.5m and a mature height no less than 1.5m.*
- *The windows on level 4 have their sill height raised to at least 1.5m.*

AMENDMENT CARRIED

VOTING RECORD

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

SUBSTANTIVE MOTION CARRIED

VOTING RECORD

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

COUNCIL RESOLUTION:

That pursuant to the *Hobart Interim Planning Scheme 2015*, the Council approve the application for demolition and new building for 25 multiple dwellings at 283-287 Liverpool Street, Hobart for the reasons outlined in the officer's report attached to supplementary item 12 of the Open City Planning Committee agenda of 15 June 2020 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-20-191 - 283-287 LIVERPOOL STREET HOBART 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 2020/00418-HCC dated 16/04/2020 as attached to the permit.

Reason for condition

To clarify the scope of the permit.

PLN 15

A demolition waste management plan must be implemented throughout demolition.

A demolition waste management plan must be submitted and approved, prior to commencement of work on the site. The demolition waste management plan must include provisions for the handling, transport and disposal of demolition material, including any contaminated waste and recycling opportunities, to satisfy the above requirement.

All work required by this condition must be undertaken in accordance with the approved demolition waste management plan.

Advice:

Once the demolition waste management plan 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.

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 can also be found on the Council's [website](#).

Reason for condition

To ensure that solid waste management from the site meets the Council's requirements and standards.

PLN 1

All screening as shown on the approved plans must be installed with a uniform transparency between 50% and 25% prior to first occupation. The screening must be maintained.

Reason for condition

To provide reasonable opportunity for privacy for dwellings.

PLN 4

Planter boxes as shown on the approved plans must be retained in the final building design.

Landscaping which is visible above the top of the planter box walls must be installed in the planter boxes prior to first occupation of the dwellings, and maintained for the life of the use of the building.

Prior to the completion of the building, an automated watering system must be installed for all planter boxes and maintained for the life of the use of the building.

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

Reason for condition

To ensure that the scale of the building is compatible with nearby buildings.

PLN 17

Illumination must be provided to the entry ramp for the carpark such that the entry ramp is not dark when people and vehicles enter it from the street or from the carpark. This illumination should be designed and baffled such that it does not cause a nuisance outside the property, operating in accordance with Australian Standard AS4282- Control of the obtrusive effects of outdoor lighting.

Reason for condition

To ensure that the potential entrapment space created by the carpark ramp and doors is sufficiently illuminated to minimise the risk of antisocial behaviour in the location.

PLN 5

A landscape plan must be prepared for the soft and hard landscaping of the site, by a suitably qualified landscape architect.

Prior to the issue of any approval under the Building Act 2016 (excluding for demolition, excavation and works up to the ground floor slab), a revised landscape plan must be submitted and approved to the satisfaction of the Director City Planning in accordance with the above requirement.

All landscaping features (including any proposed plants and hard landscaping) must be installed in accordance with the approved Landscaping Plan to the satisfaction of the Council's Director City Planning prior to commencement of use.

The landscaping must be maintained, and replacement plants and hard landscaping must be planted in accordance with the approved Landscaping Plan if any is lost.

Confirmation by the person who prepared the landscaping plan that the landscaping has been completed in accordance with the approved landscaping plan must be submitted to the Council to the satisfaction of the

Director City Planning, prior to commencement of use. Once this has been received, and all plants and hard landscaping shown on the approved Landscaping Plan have been planted in accordance with the approved plan to the satisfaction of the Council's Director City Planning, the Council will issue a statement confirming satisfactory planting of all trees and landscaping.

Advice:

Any increase to the area of the 'deep planting zone' at the rear of the property that can be achieved through alterations to the footprint of the ground floor, without compromising the building function and structure, is encouraged to increase the viability of the space for larger plantings.

Protection of the root area of vegetation on adjacent properties is encouraged wherever possible.

Additional landscaping in front of the building in Liverpool Street is encouraged where it does not compromise vehicle and pedestrian safety.

Reason for condition

To preserve the amenity of the space and to ensure that the scale of the building is compatible with nearby buildings, and that the plantings proposed are appropriate to assist with this.

PLN s1

The palette of exterior colours and materials must be provided.

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

Prior to the issue of any approval under the *Building Act 2016* (excluding for demolition, excavation and works up to the ground floor slab), revised plans, and montages and samples where appropriate, must be submitted and approved to the satisfaction of the Director City Planning 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 revised plans, montages and samples.

Advice:

In keeping with the submitted heritage assessment, it is considered that successful integration of the proposal into the Liverpool Street Streetscape would benefit from a more detailed consideration of the choice of materials, textures and colours together with the manner in which they are integrated and articulated throughout the fenestration.

Consideration should be given to using colours, materials and textures that further 'soften' the building's appearance in order to better reinforce the transition and integration of the development into the surrounding area and not unreasonably detract from the adjacent heritage buildings. A diversity of colours and textures is encouraged and stark white and black colours are to be avoided in favour of softer more muted tones.

Consideration be given to the detailed design of the fence enclosing the courtyard of Unit 0.01 so that it is more in keeping with the residential nature of the development.

Reason for condition

To provide greater integration and compatibility of the building design with the streetscape, townscape and heritage values of the surrounding area.

PLN s4

Prior to the commencement of works (other than demolition), plans demonstrating the removal of the potential entrapment spaces at either side of the Liverpool Street frontage must be submitted to and approved by Council's Director City Planning.

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

1. Either a screen wall or fence on the north eastern corner of the building which provides an anchor point for the existing gate at the side of 281 Liverpool Street, to prevent unauthorised access between the two buildings.
2. Relocation of the Fire Door and Stair in the fire escape to the south western side of the building. The door should be moved as close to the street front boundary as is possible, with the stair relocated to inside the Fire Escape Corridor.

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

Reason for condition

To remove potential entrapment spaces from around the building to improve the safety of the site.

ENG 12

A construction waste management plan must be implemented throughout construction.

A construction waste management plan must be submitted and approved, prior to commencement of work on the site. The construction waste management plan must include:

- Provisions for commercial waste services for the handling, storage, transport and disposal of post-construction solid waste and recycle bins from the development; and
- Provisions for the handling, transport and disposal of demolition material, including any contaminated waste and recycling opportunities, to satisfy the above requirement.

All work required by this condition must be undertaken in accordance with the approved construction waste management plan.

Advice:

Once the construction waste management plan 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.

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 can also be found on the Council's [website](#).

Reason for condition

To ensure that solid waste management from the site meets the Council's requirements and standards.

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:

Under section 23 of the Urban Drainage Act 2013 it is an offence for a property owner to direct stormwater onto a neighbouring property.

Reason for condition

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

ENG sw4

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

Detailed engineering drawings must be submitted and approved, prior to the issuing of any approval under the *Building Act 2016* or commencement of works (which ever occurs first). The detailed engineering drawings must include:

1. The location of the proposed connections and all existing connections;
2. The size and design of the connection such that it is appropriate to safely service the development;
3. Long-sections of the proposed connection clearly showing clearances from any nearby services, cover, size, material and delineation of public and private infrastructure. Connections must be free-flowing gravity.

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 a Council City Amenity 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 Council City Amenity 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 sw7

Stormwater pre- treatment 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 the issuing of any approval under the *Building Act 2016* or commencement of works (which ever occurs first). The stormwater management report and design must:

1. be prepared by a suitably qualified engineer;
2. include detailed design of the proposed treatment train, including final estimations of contaminant removal; and
3. include a maintenance plan

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 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 possible pollution of drainage systems and natural watercourses, and to comply with relevant State legislation.

ENG tr2

A construction traffic and parking management plan must be implemented prior to the commencement of work on the site (including demolition).

The construction traffic (including cars, public transport vehicles, service vehicles, pedestrians and cyclists) and parking management plan must be submitted and approved, prior to commencement work (including demolition). The construction traffic and parking management plan must:

1. Be prepared by a suitably qualified person.
2. Develop a communications plan to advise the wider community of the traffic and parking impacts during construction.
3. Include a start date and finish dates of various stages of works.
4. Include times that trucks and other traffic associated with the works will be allowed to operate.
5. Nominate a superintendant, or the like, to advise the Council of the progress of works in relation to the traffic and parking management with regular meetings during the works.

All work required by this condition must be undertaken in accordance with the approved construction traffic and parking management plan.

Advice:

Once the construction traffic and parking management plan 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 ensure the safety of vehicles entering and leaving the development and the safety and access around the development site for the general public and adjacent businesses.

ENG 3a

The access driveway, circulation roadways, ramps and parking module (parking spaces, aisles and manoeuvring area) must be designed and constructed in accordance with Australian Standard AS/NZS2890.1:2004 (including the requirement for vehicle safety barriers where required), 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 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 8

The use of the car parking spaces is restricted to User Class 1A (residential, domestic and employee parking) in accordance with Australian Standards AS/NZS2890.1 2004 Table 1.1.

Prior to commencement of use:

- A sign, approved by council, and in accordance with Australian Standards AS/NZS1742.11:2016, must be erected at the entry of the parking access to indicate the parking area is for residents only; and

- All parking spaces must be delineated by means of white or yellow lines 80mm to 100mm wide, or white or yellow pavement markers in accordance with Australian Standards AS/NZS 2890.1 2004.

Reason for condition

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

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.

ENG 13

The front fencing and planter along the north-eastern boundary must allow adequate sight distance between user vehicles, cyclists and pedestrians in accordance with Australian/NZ Standard, Parking facilities Part 1: Off-street car parking AS/NZS 2890.1: 2004 Fig 3.3

Reason for condition

To ensure the safety of vehicles entering and leaving the development and of pedestrians and traffic in the vicinity.

ENG r1

The excavation and earth-retaining structures within or supporting the highway reservation must not undermine the stability and integrity of the highway reservation and its infrastructure.

Detailed design drawings, structural certificates and associated geotechnical assessments of the retaining wall supporting the highway reservation must be submitted and approved, prior to the commencement of work and must:

1. Be prepared and certified by a suitable qualified person and experienced engineer;
2. Not undermine the stability of the highway reservation
3. Be designed in accordance with AS4678, with a design life in accordance with table 3.1 typical application major public infrastructure works
4. Take into account any additional surcharge loadings as required by relevant Australian Standards.
5. Take into account and reference accordingly any Geotechnical findings
6. Detail any mitigation measures required

The structure certificated and/or drawings should note accordingly the above requirements.

All work required by this condition must be undertaken in accordance with the approved select design drawing and structural certificates.

Advice:

The applicant is required submit detailed design documentation to satisfy this condition via Council's planning condition endorsement process (noting there is a fee associated with condition endorsement approval of engineering drawings [see general advice on how to obtain condition endorsement and for fees and charges]). This is a separate process to any building approval under the Building Act 2016.

Failure to address condition endorsement requirements prior to submitting for building approval may result in unexpected delays.

Reason for condition

To ensure that the stability and integrity of the Council's highway reservation is not compromised by the development.

ENG r3

Prior to the commencement of use, the proposed driveway crossover and removal of redundant crossover must be designed and constructed in accordance with:

- Urban - TSD-R09-v1 – Urban Roads Driveways and TSD R14-v1 Type KC vehicular crossing
- Kerb - TSD-R14-v1
- Footpath - Urban Roads Footpaths TSD-R11-v1

Design drawings must be submitted and approved prior to any approval under the Building Act 2016. The design drawing must:

1. Show the cross and long section of the driveway crossover within the highway reservation and onto the property
2. Detail any services or infrastructure (ie light poles, pits, awnings) at or near the proposed driveway crossover
3. Be designed for the expected vehicle loadings. A structural certificate to note that driveway is suitable for heavy vehicle loadings.
4. Show swept path templates in accordance with AS/NZS 2890.1 2004(B85 or B99 depending on use, design template)

5. If the design deviates from the requirements of the TSD then the drawings must demonstrate that a B85 vehicle or B99 depending on use (AS/NZS 2890.1 2004, section 2.6.2) can access the driveway from the road pavement into the property without scraping the cars underside
6. Show that the redundant crossover will be removed and reinstated with kerb
7. Be prepared and certified by a suitable qualified person, to satisfy the above requirement.

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

Advice:

The applicant is required submit detailed design documentation to satisfy this condition via Council's planning condition endorsement process (noting there is a fee associated with condition endorsement approval of engineering drawings [see general advice on how to obtain condition endorsement and for fees and charges]). This is a separate process to any building approval under the Building Act 2016.

Please note that your proposal does not include adjustment of footpath levels. Any adjustment to footpath levels necessary to suit the design of proposed floor, parking module or driveway levels will require separate agreement from Council's Road Services Engineer and may require further planning approvals. It is advised to place a note to this affect on construction drawings for the site and/or other relevant engineering drawings to ensure that contractors are made aware of this requirement.

Failure to address condition endorsement requirements prior to submitting for building approval may result in unexpected delays.

Reason for condition

To ensure that works will comply with the Council's standard requirements.

ENV 8

All recommendations in section 6 of the landslide risk assessment report by Geo-Environmental Solutions P/L dated April 2020 and received by the Planning Authority on 1 May 2020 must be implemented including:

- Protection works for the planned excavations must be installed on the upslope sides of the proposed development prior to carrying out excavation works at the site.
- The works must be designed in accordance with the good hillside construction practices as outlined in the Australian Geomechanics Society (AGS) Geoguide LR8.
- Further geotechnical testing must be undertaken to define parameters for the design of protection works including soil/rock bearing capacity, lateral earth pressures and friction angles.
- The further investigations must also include adequate deep drilling and testing to confirm foundation conditions for the anticipated building loads.

Reason for condition

To reduce the risk to life and property, and the cost to the community, caused by landslides.

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.

HER 9

All construction documentation must contain protocols and recommendations for all contractors working in close proximity to the stone wall along the boundary of 281 Liverpool Street (The Pickled Frog) to be familiar with the heritage values of the heritage listed site and for the need to protect the wall at all costs whilst undertaking the proposed works to upgrade infrastructure.

Prior to the commencement of works (including demolition and excavation), all workers and managers must be briefed on the importance of the cultural heritage values of the site as part of a site induction. This must be undertaken by a suitably qualified heritage practitioner.

Documents containing protocols for the protection of the wall must be submitted and approved, prior to the issuing of any approval under the Building Act 2016 or commencement of works (which ever occurs first).

Reason for condition

To ensure that there is no loss or damage to the heritage values or fabric of the site.

HER 6

All onsite excavation and disturbance must be monitored in accordance with the Praxis Environment Report dated January 2020. In addition should any features or deposits of an archaeological nature be discovered on the site during excavation or disturbance:

1. All excavation and/or disturbance must stop immediately; and
2. A qualified archaeologist must be engaged to attend the site and provide advice and assessment of the features and/or deposits discovered and make recommendations on further excavation and/or disturbance; and
3. All and any recommendations made by the archaeologist engaged in accordance with (2) above must be complied with in full; and
4. All features and/or deposits discovered must be reported to the Council with one (1) day of the discovery; and
5. A copy of the archaeologists advice, assessment and recommendations obtained in accordance with (2) above must be provided to the Council within 30 days of receipt of the advice, assessment and recommendations.

Excavation and/or disturbance must not recommence unless and until approval is granted from the Council.

Reason for condition

To ensure that work is planned and implemented in a manner that seeks to understand, retain, protect, preserve and manage significant archaeological evidence.

ENVHE 1

Recommendations in the report *Environmental Site Assessment 283-287 Liverpool Street*, by GES, dated February 2020, must be implemented, for the duration of the development.

Reason for condition

To ensure that the risk to workers and future users of the site remains low and acceptable.

ENVHE 4

A construction management plan must be implemented throughout the construction works.

A construction management plan must be submitted and approved prior to the issuing of any building permit under the *Building Act 2016*. The plan must include but is not limited to the following:

1. Identification and disposal of any potentially contaminated waste and asbestos;
2. Proposed hours of work (including volume and timing of heavy vehicles entering and leaving the site, and works undertaken on site);
3. Proposed hours of construction;
4. Identification of potentially noisy construction phases, such as operation of rock- breakers, explosives or pile drivers, and proposed means to minimise impact on the amenity of neighbouring buildings;
5. Control of dust and emissions during working hours;
6. Proposed screening of the site and vehicular access points during work; and
7. Procedures for washing down vehicles, to prevent soil and debris being carried onto the street.

All work required by this condition must be undertaken in accordance with the approved construction management plan.

Advice:

Once the construction management plan 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 ensure minimal impact on the amenity of adjoining properties and members of the public during the construction period.

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 for the occupation of the public highway for construction or special event (e.g. placement of skip bin, crane, scissor lift etc). Click [here](#) for more information.

You may require a road closure permit for construction or special event. Click [here](#) for more information.

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

PROTECTION OF PUBLIC INFRASTRUCTURE

You will be required to pay a bond to ensure the protection of public infrastructure during the construction works (please contact the Hobart City Council's City Amenity Division to initiate the process).

NEW SERVICE CONNECTION

Please contact the Hobart City Council's City Amenity 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 Infrastructure By law. Click [here](#) for more information.

STRUCTURES CLOSE TO COUNCILS' STORMWATER MAIN

The design of structures (including footings) must provide protection for the Council's infrastructure. For information regarding appropriate designs please contact the Council's City Amenity Division. You may need the General Manager's consent under section 13 of the *Urban Drainage Act 2013* and consent under section 73 or 74 of the *Building Act 2016*.

WORK WITHIN THE HIGHWAY RESERVATION

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

CBD AND HIGH VOLUME FOOTPATH CLOSURES

Please note that the City of Hobart does not support the extended closure of public footpaths or roads to facilitate construction on adjacent land.

It is the developer's responsibility to ensure that the proposal as designed can be constructed without reliance on such extended closures.

In special cases, where it can be demonstrated that closure of footpaths in the CBD and/or other high volume footpaths can occur for extended periods without unreasonable impact on other businesses or the general public, such closures may only be approved by the full Council.

For more information about this requirement please contact the Council's Traffic Engineering Unit on 6238 2804.

REDUNDANT CROSSOVERS

Redundant crossovers are required to be reinstated under the Hobart City Council's Infrastructure 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.

WORK PLACE HEALTH AND SAFETY

Appropriate occupational health and safety measures must be employed during the works to minimise direct human exposure to potentially-contaminated soil, water, dust and vapours. Click [here](#) for more information.

PROTECTING THE ENVIRONMENT

In accordance with the *Environmental Management and Pollution Control Act 1994*, local government has an obligation to "use its best endeavours to prevent or control acts or omissions which cause or are capable of causing pollution." Click [here](#) for more information.

LEVEL 1 ACTIVITIES

The activity conducted at the property is an environmentally relevant activity and a Level 1 Activity as defined under s.3 of the *Environmental Management and Pollution Control Act 1994*. For further information on what your responsibilities are, click [here](#).

NOISE REGULATIONS

Click [here](#) for information with respect to noise nuisances in residential areas.

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.

Advice:

The Council advises that the following alterations to the development may be considered for those parts of the property which will face Goulburn Street:

- *The level of transparency of all screens to decks be set at 25%.*
- *The number and height of plantings in the planter boxes is one every 0.5m and a mature height no less than 1.5m.*
- *The windows on level 4 have their sill height raised to at least 1.5m.*

**10.7 29 Aberdeen Street, Glebe, 2 Davies Avenue, Hobart - Change of Use to Visitor Accommodation
PLN-20-106 - File Ref: F20/58953**

Ref: Supplementary Open [CPC 13](#), 15/06/2020
Application Expiry Date: 25 June 2020

That pursuant to the *Hobart Interim Planning Scheme 2015*, the Council approve the application for change of use to visitor accommodation at 29 Aberdeen Street, Glebe for the reasons outlined in the officer's report attached to supplementary item 13 of the Open City Planning Committee agenda of 15 June 2020 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-20-106 - 29 ABERDEEN STREET GLEBE TAS 7000 - Final Planning Documents, except where modified below.

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 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*.

NOISE REGULATIONS

Click [here](#) for information with respect to noise nuisances in residential areas.

VISITOR ACCOMMODATION

More information on visitor accommodation, including when building approval is required, can be found [here](#).

In all cases, check with your insurance company that you have adequate cover.

If you are in a bushfire prone area there may be a need to create/review the Bushfire Management Hazard Plan for your property.

You are encouraged to have in place a management plan for the operation of the visitor accommodation. The management plan should include measures to limit, manage and mitigate unreasonable impacts upon the amenity of permanent residents, including addressing issues like noise, waste management, customer behaviour, security, and maximum occupancy.

Visitor accommodation is also considered to be a commercial use and also not eligible to residential parking permits. Under the current policy for the issuing of residential parking permits, the proposed change of use to visitor accommodation would not entitle the property to a residential parking permit, or a transferable “bed and breakfast” parking permit.

BURNET
DUTTA

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

Deputy Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Behrakis
Dutta
Coats

NOES

Lord Mayor Reynolds
Harvey
Ewin
Sherlock

11. Proposed Changes to Delegations to Determine Development Applications
File Ref: F20/57146

Ref: Open [CPC 8.1](#), 15/06/2020

That pursuant to section 6(3) of the *Land Use Planning and Approvals Act 1993*, the alterations to the delegations as detailed within the document titled "Proposed Delegations", marked as Attachment B to item 8.1 of the Open City Planning Committee agenda of 15 June 2020, be adopted.

BEHRAKIS
BRISCOE

That the recommendation be adopted.

AMENDMENT

BURNET
EWIN

That Council adopt alternative delegations, as shown in track changes and attached to the minutes.

PROCEDURAL MOTION

DUTTA
THOMAS

That the item be deferred back to committee for further consideration.

PROCEDURAL MOTION CARRIED

VOTING RECORD

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

COUNCIL RESOLUTION:

That the item be deferred back to committee for further consideration.

Attachment

A. Moved Amendments for Item 11 ⇒ 

12. Monthly Building Statistics - 1 May - 31 May 2020
File Ref: F20/57647

Ref: Open [CPC 8.2](#), 15/06/2020

That the report of the Director City Planning be received and noted:

1. During the period 1 May 2020 to 31 May 2020, 36 permits were issued to the value of \$9,947,195 which included:
 - (i) 15 for Extensions/Alterations to Dwellings to the value of \$2,056,000;
 - (ii) 6 New Dwellings to the value of \$3,146,228; and
 - (iii) 0 Major Projects:

2. During the period 1 May 2019 to 31 May 2019, 16 permits were issued to the value of \$16,804,671 which included:
 - (i) 34 for Extensions/Alterations to Dwellings to the value of \$4,773,650;
 - (ii) 10 New Dwellings to the value of \$3,935,946; and
 - (iii) 1 Major Projects:
 - (a) 218 Macquarie Street (St. Michael's Collegiate) - Alterations - Stage 1 Science Block - \$4,460,000
3. In the twelve months ending 31 May 2020, 575 permits were issued to the value of \$243,777,218; and
4. In the twelve months ending 30 April 2019, 618 permits were issued to the value of \$336,329,552.

BEHRAKIS
THOMAS

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Zucco
Briscoe
Sexton
Thomas
Harvey
Behrakis
Dutta
Ewin
Sherlock
Coats

COMMUNITY, CULTURE AND EVENTS COMMITTEE

13. Salamanca Market By-Law No.2 of 2020

File Ref: F20/53780

Ref: Special Open [CCEC 4.1](#), 22/06/2020

- That:
1. The Council resolve (by an absolute majority) of its intention to make Salamanca Market By-Law No.2 of 2020;
 2. The Council delegate authority to the General Manager to prepare a Regulatory Impact Statement for the by-law and present it to the Director of Local Government for a certificate of approval pursuant to section 156A of the *Local Government Act 1993*;
 3. Subject to receiving a certificate of approval from the Director of Local Government, the Council delegate authority to the General Manager to give notice of the proposed by-law in order to advertise a further public consultation process, whereby the by-law and associated regulatory impact statement are made available for inspection and comment; and
 4. If no submissions are received in response to the public consultation process, the Council authorise the General Manager to take the remaining necessary steps to make the by-law.

SHERLOCK
EWIN

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Zucco
Briscoe
Sexton
Thomas
Harvey
Behrakis
Dutta
Ewin
Sherlock
Coats

14. Salamanca Market - Temporary Site Fee

File Ref: F20/58866; S33-060-02/37

Ref: Special Open [CCEC 4.2](#), 22/06/2020

That pursuant to Section 22 of the *Local Government Act 1993* the Council delegate to the General Manager the authority to set a temporary stall fee, as marked in Attachment A to item 4.2 of the Special Community Culture and Events Committee agenda of 22 June 2020 for an interim, smaller Salamanca Market for the 2020-21 financial year.

SHERLOCK
EWIN

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

| AYES | NOES |
|---------------------|------|
| Lord Mayor Reynolds | |
| Zucco | |
| Briscoe | |
| Sexton | |
| Thomas | |
| Harvey | |
| Behrakis | |
| Dutta | |
| Ewin | |
| Sherlock | |
| Coats | |

FINANCE AND GOVERNANCE COMMITTEE

15. COVID-19 Community Support Package - Rates Relief

File Ref: F20/58648

Ref: Open [FGC 6.1](#), 16/06/2020

- That:
1. The information contained in the memorandum titled COVID-19 Community Support Package – Rates Relief be received and noted.
 2. The Council reaffirm its decision of 27 April 2020 to provide a rates relief support package including waiving penalties and interest, negotiated payment plans, formal postponements and remissions on application on a case by case basis in accordance with the City's Financial Hardship Assistance policy.

3. The Financial Hardship Assistance policy be amended to articulate Council's specific intent to support the ratepayers of the City of Hobart through the COVID-19 pandemic and the policy be reviewed in six months time.
4. The policy also specifically address the following:
 - (i) The specific impact of Covid-19 on commercial ratepayers acknowledging that the ratepayer for commercial properties is the entity that holds the property.
 - (ii) Applications by commercial ratepayer should reflect rental impacts from tenancies due to COVID-19 and the *COVID-19 Disease Emergency (Commercial Leases) Act 2020* or as a result of the impact of government policy on profitability, such as closing the borders, imposing restrictions or closures.
 - (iii) The applicant would be required to provide clear evidence that the entity who owns the property (the rate paying entity) has experienced financial hardship, and consistent with the *COVID-19 Disease Emergency (Commercial Leases) Act 2020* any support provided by Council for landlords as a result of financial hardship of a tenant be passed onto the tenant.
 - (iv) While generally residential investment properties are excluded from the policy, applications from ratepayers in financial hardship as a result of tenants not paying rent as a result of Covid-19 will be considered.
 - (v) Rate postponements be considered as the first option in assisting ratepayers affected by Covid-19 where rent deferrals have been put in place with commercial tenancies and not rent discounts. Remissions to be applied for reductions in revenue and profitability that cannot be recaptured.
 - (vi) Acceptable evidence to support commercial ratepayer hardship include:
 - (*) An application in writing detailing the reasons why the ratepayer is unable to pay the rates and charges when they fall due and payable, including a statutory declaration that all the information provided is true and correct;
 - (*) Assessment by a suitably qualified financial advisor, when the rates remission applied for is above \$4,000, demonstrating an inability to both pay rates and to rearrange asset portfolios to facilitate payment;
 - A statutory declaration from someone who is familiar with the applicant's circumstances (e.g. a family doctor for health-related evidence, a bank official, insurance policy manager, Government agency, etc.);

- (*) Commercial lease agreements;
- Statement from company accountant;
- (*) Details of business closure if applicable;
- Notice of impending legal action;
- Bank notice for example, overdraft call or mortgaged property repossession;
- (*) Evidence of qualification for government assistance in response to the COVID-19 pandemic crisis if applicable;
- (*) Evidence of support being provided to tenants if applicable;
- (*) Audited or unaudited financial statements (for the current and previous financial year), including the most recent monthly profit and loss and balance sheet information with comparatives;
- Cash flow statements with comparatives.

Item with (*) are mandatory.

5. Should the Council support the above proposed policy amendments, a marked up version of the policy be provided prior to the Council meeting on 22 June 2020.

ZUCCO
EWIN

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Zucco
Briscoe
Sexton
Thomas
Harvey
Behrakis
Dutta
Ewin
Sherlock
Coats

16. Working with Vulnerable People Registration - Elected Members

File Ref: F20/36798

Ref: Open [FGC 6.2](#), 16/06/2020

- That:
1. Elected members be provided the opportunity to attain a Working with Vulnerable People (Children) registration.
 2. As a cost related to carrying out the duties of the role as an elected member, the costs associated with the registration will be met from the Elected Member Allowances and Expenses budget function.
 3. The Local Government Association of Tasmania be advised of the resolution, recommending it encourage other Council's to adopt the initiative.

ZUCCO

SHERLOCK

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Zucco
Briscoe
Sexton
Thomas
Harvey
Behrakis
Dutta
Sherlock
Coats

PARKS AND RECREATION COMMITTEE

17. kunanyi / Mount Wellington - Halls Saddle Visitor Hub - Feasibility Study - Update

File Ref: F20/28567

Ref: Open [PRC 6.1](#), 11/06/2020

- That:
1. The kunanyi / Mount Wellington Halls Saddle Visitor Hub Feasibility Study, marked as Attachment A to item 6.1 of the Open Parks and Recreation Committee agenda of 11 June 2020, be received and noted.
 2. The Study be used as the basis for further development of the proposal for Halls Saddle to become the primary gateway entrance for access to kunanyi / Mount Wellington and the City's recreational tracks and trails in that area.

3. The next project phase be progressed and include:
 - (i) Design development to enable the City to pursue external funding opportunities.
 - (ii) Engagement with stakeholders and the community to inform design development.
 - (iii) Further development of the business model and planning for the proposal.
 - (iv) Further investigations be undertaken on the economic feasibility for the Halls Saddle site.
4. A further report be provided to the Council on the findings of the above, at the appropriate time.

BRISCOE
DUTTA

That the recommendation be adopted.

PROCEDURAL MOTION

HARVEY
SHERLOCK

That the matter be deferred back to committee for further consideration.

PROCEDURAL MOTION LOST

VOTING RECORD

AYES

Harvey
Dutta
Ewin
Sherlock

NOES

Lord Mayor Reynolds
Zucco
Briscoe
Sexton
Thomas
Behrakis
Coats

AMENDMENT

SHERLOCK
EWIN

That the resolution be amended to read as follows:

- That: 1. The kunanyi / Mount Wellington Halls Saddle Visitor Hub Feasibility Study, marked as Attachment A to item 6.1 of the Open Parks and Recreation Committee agenda of 11 June 2020, be received and noted.
2. The Study be used as the basis for further development of the proposal for Halls Saddle site.
3. The next project phase be progressed over the next 6 months and include:
- (i) Design development to enable the City to pursue external funding opportunities.
 - (ii) Engagement with stakeholders and the community to inform that design development.
 - (iii) Further development of the business model and planning for the proposal including understanding the impacts of COVID-19 on projected visitor numbers.

AMENDMENT LOST

VOTING RECORD

| AYES | NOES |
|---------------------|----------|
| Lord Mayor Reynolds | Zucco |
| Harvey | Briscoe |
| Dutta | Sexton |
| Ewin | Thomas |
| Sherlock | Behrakis |
| | Coats |

MOTION LOST

VOTING RECORD

| AYES | NOES |
|---------------------|----------|
| Lord Mayor Reynolds | Zucco |
| Harvey | Briscoe |
| Dutta | Sexton |
| Ewin | Thomas |
| Sherlock | Behrakis |
| | Coats |

PROCEDURAL MOTION

THOMAS
SHERLOCK

That consideration by Council on this item be deferred for six months on the following basis:

1. That due to its sole purpose being to alleviate the burden of excessive traffic on the road network in the Fern Tree area which is a high demand state tourism destination external funding be sought for the full cost of construction.
2. That State Government be approached to consider joint planning on the infrastructure required only for the purpose of providing car parking for those using the recreational facilities around Fern Tree and to accommodate overflow car parking associated with mountain visitation, and
3. That a more detailed design of the proposed car park be developed once funding has been sourced.

PROCEDURAL MOTION CARRIED

VOTING RECORD

| AYES | NOES |
|----------|---------------------|
| Zucco | Lord Mayor Reynolds |
| Briscoe | Harvey |
| Sexton | Dutta |
| Thomas | Ewin |
| Behrakis | Sherlock |
| Coats | |

COUNCIL RESOLUTION:

That consideration by Council on this item be deferred for six months on the following basis:

1. That due to its sole purpose being to alleviate the burden of excessive traffic on the road network in the Fern Tree area which is a high demand state tourism destination external funding be sought for the full cost of construction.
2. That State Government be approached to consider joint planning on the infrastructure required only for the purpose of providing car parking for those using the recreational facilities around Fern Tree and to accommodate overflow car parking associated with mountain visitation, and

3. That a more detailed design of the proposed car park be developed once funding has been sourced.

18. Sandy Bay Sailing Club - Request for Extension of Lease
File Ref: F19/164732

Ref: Open [PRC 6.3](#), 11/06/2020

That: 1. A lease to the Sandy Bay Sailing Club over the Sandy Bay Sailing Club, Long Point Road, Sandy Bay for a period of ten (10) years with an option of a further (10) years, from the expiry of their current lease in 2031, be approved, subject to no objections being received during the statutory community engagement process required under Section 178 and 179 of the *Local Government Act 1993*.

(i) Should any objections be received during the community engagement period, a further report will be provided to the Council.

2. The leased area be provided at a nominal annual rent (\$50 per annum).
3. The General Manager be authorised to finalise the terms and conditions of the lease.
4. In accordance with the Council Policy Grants and Benefits Disclosure the benefit recognised to the Sandy Bay Sailing Club by way of reduced rental as part of the new lease be disclosed in the City's Annual Report.

BRISCOE
THOMAS

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Zucco
Briscoe
Sexton
Thomas
Harvey
Behrakis
Dutta
Ewin
Sherlock
Coats

19. Derwent City Bowls Club (Bowling Greens and Buildings), Cnr Lettitia and Ryde Street, North Hobart - Lease Renewal
File Ref: F20/50248

Ref: Open [PRC 6.4](#), 11/06/2020

That: 1. A lease to the Derwent City Bowls Club over the bowling greens and buildings at 1 Ryde Street, North Hobart for a period of ten (10) years, with an option for a further ten (10) years, be approved, subject to no objections being received during the statutory community engagement process required under Sections 178 and 179 of the *Local Government Act 1993*.

(i) Should any objections be received during the community engagement period, a further report will be provided to the Council.

2. The leased area be provided at a nominal annual rent (\$50 per annum)

3. The General Manager be authorised to finalise the terms and conditions of the lease.

4. In accordance with the Council Policy Grants and Benefits Disclosure the benefit recognised to the Derwent City Bowls Club by way of reduced rental as part of the new lease be disclosed in the City's Annual Report.

BRISCOE
SHERLOCK

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Reynolds
Zucco
Briscoe
Sexton
Thomas
Harvey
Behrakis
Dutta
Ewin
Sherlock
Coats

20. 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
- Legal action involving the Council.

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. 6.1 | PLN-20-4 2/19-21 Castray Esplanade Battery Point Tas 7004 - Appeal - Mediation LG(MP)R 15(4)(a) |

DUTTA
BEHRAKIS

That the recommendation be adopted.

MOTION CARRIED BY
ABSOLUTE MAJORITY

VOTING RECORD

| AYES | NOES |
|---------------------|------|
| Lord Mayor Reynolds | |
| Zucco | |
| Briscoe | |
| Sexton | |
| Thomas | |
| Harvey | |
| Behrakis | |
| Dutta | |
| Ewin | |
| Sherlock | |
| Coats | |

The Chairman adjourned the meeting at 6.43pm for a comfort break.

The meeting was reconvened at 6.50pm.

Item 12 was then taken.

There being no further business the meeting closed at 7.52pm.

TAKEN AS READ AND SIGNED AS
A CORRECT RECORD THIS
6TH DAY OF JULY 2020.

CHAIRMAN