CITY OF HOBART

MINUTES

OPEN PORTION
MONDAY, 23 JANUARY 2017
AT 5.00 PM
COUNCIL CHAMBER, TOWN HALL

ORDER OF BUSINESS

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PRESENT:

The Lord Mayor Alderman S L Hickey,
The Deputy Lord Mayor Alderman R G Christie,
Aldermen M Zucco, J R Briscoe, E R Ruzicka, P T Sexton, H C Burnet,
P S Cocker, D C Thomas and W F Harvey

Alderman Zucco retired at 5.08 pm after declaring an interest in item 9.1 and returned at 5.09 pm, then retired at 5.44 pm after declaring an interest in item 13 and returned at 5.45 pm.

Alderman Briscoe retired at 5.46 pm after declaring an interest in item 15 and returned at 6.02 pm.

Alderman Ruzicka retired at 5.18 pm after declaring an interest in item 9.5 and returned at 5.19 pm.

Alderman Burnet retired at 5.46 pm after declaring an interest in item 15 and returned at 6.02 pm.

APOLOGIES:

Nil

LEAVE OF ABSENCE:

Aldermen A M Reynolds and T M Denison

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, 19 December 2016, finds them to be a true record and recommends that they be taken as read and signed as a correct record.

DEPUTY LORD MAYOR CHRISTIE
BRISCOE — That the minutes be signed.

MOTION CARRIED

VOTING RECORD

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

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*?

SEXTON
HARVEY

That item 6 from the closed portion of the meeting, be transferred to the open portion and be taken as item 15.

MOTION CARRIED

VOTING RECORD

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

3. COMMUNICATION FROM THE CHAIRMAN

3.1 Xiamen Symphony Orchestra

The Lord Mayor presented to the Council, a ceremonial puppet which had been received by Alderman Denison from the Xiamen Symphony Orchestra at the reception held prior to the Tasmanian Symphony Orchestra Concert in Xiamen on 6 January 2017.

3.2 Gift in Recognition of the City of Hobart and City of Fuzhou Friendship Agreement

The Lord Mayor presented a porcelain print to the Council which was received from the Acting Mayor You Mengjun of Fuzhou at the signing of the Friendship City Agreement Ceremony on 3 January 2017.

4. NOTIFICATION OF COUNCIL WORKSHOPS

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

5. PUBLIC QUESTION TIME

No questions were received.

6. PETITIONS

6.1 Flashing Advertising Sign at the Corner of Elizabeth and Federal Streets, North Hobart

Attachments

A Petition

Alderman Burnet tabled a petition requesting the Council to investigate a flashing sign situated on the corner of Elizabeth and Federal streets, North Hobart, as it is not considered to be in-keeping with the heritage values of North Hobart and is distracting to nearby residents and drivers.

There were 11 signatories to the petition.

BURNET
RUZICKA

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

MOTION CARRIED

VOTING RECORD

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

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*.

Aldermen 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 committee has resolved to deal with.

No interest was indicated.

The following interest was indicated:

1. Alderman Briscoe - item 15.
2. Alderman Ruzicka - item 9.5.
3. Alderman Burnet - item 15.

REPORTS OF COMMITTEES

CITY PLANNING COMMITTEE

9. COUNCIL ACTING AS PLANNING AUTHORITY

In accordance with the provisions of Part 2 Regulation 25 of the *Local Government (Meeting Procedures) Regulations 2015*, the intention of the Council to act as a planning authority pursuant to the Land Use Planning and Approvals Act 1993 is to be noted.

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

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

Alderman Zucco declared an interest in item 9.1 and retired.

9.1 Salamanca Square, Battery Point - Public Art PLN-16-1203 - File Ref: F16/143912

Ref: Open CPC 7.1.1, 16/1/2017
Application Expiry Date: 9 February 2017
Extension of Time: Not applicable

That pursuant to the *Sullivans Cove Planning Scheme 1997*, the Council approve the application for public art at Salamanca Square, Battery Point for the reasons outlined in the officer's report attached to item 7.1.1 of the Open City Planning Committee agenda of 16 January 2017, 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-16-1203 Salamanca Square, Battery Point TAS 7004 - 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 www.hobartcity.com.au for further information.

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

BUILDING PERMIT

Building permit in accordance with the *Building Act 2000*;

http://www.hobartcity.com.au/Development/Building.

BRISCOE
HARVEY That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

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

9.2 Salamanca Place, Battery Point - Road Works PLN-16-1170 - File Ref: F17/1469

Ref: Open CPC 7.1.2, 16/1/2017
Application Expiry Date: 27 January 2017
Extension of Time: Not applicable

That pursuant to the *Sullivans Cove Planning Scheme 1997*, the Council approve the application for road Works at Salamanca Place, Battery Point for the reasons outlined in the officer's report attached to item 7.1.2 of the Open City Planning Committee agenda of 16 January 2017, 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-16-1170 - Salamanca Place Battery Point TAS 7004 - Final Planning Documents except where modified below.

Reason for condition

To clarify the scope of the permit.

TW

The use and/or development must comply with the requirements of TasWater as detailed in the form Submission to Planning Authority Notice, Reference No. TWDA 2016/01659-HCC dated 17 November 2016 as attached to the permit.

Reason for condition

To clarify the scope of the permit.

HER s1

Any unexpected archaeological finds must be assessed by an historical archaeologist for significance and managed in accordance with the Tasmanian Heritage Council's Practice Note 2.

Reason for condition

To ensure archaeological material is identified and assessed within an area of archaeological sensitivity.

HER s2

Any excavations which exceed 500mm in depth in the orange area shown on page 34 of the Praxis Environment report must be monitored by an historical archaeologist, assessed for significance and managed in accordance with the Tasmanian Heritage Council's Practice Note 2.

Reason for condition

To ensure archaeological material is identified, assessed and managed within an area of archaeological sensitivity.

ADVICE

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

Building permit in accordance with the *Building Act 2000*;

http://www.hobartcity.com.au/Development/Building.

PLUMBING PERMIT

Plumbing permit under the Tasmanian Plumbing Regulations 2014;

http://www.hobartcity.com.au/Development/Plumbing.

OCCUPATION OF THE PUBLIC HIGHWAY

Permit for the occupation of the public highway for construction or special event (e.g. placement of skip bin, crane, scissor lift etc).

http://www.hobartcity.com.au/Transport/Permits/Construction_Activities_Special_Events_in_the_Road_Reservation.

Occupational licence for use of Hobart City Council highway reservation.

http://www.hobartcity.com.au/Environment/Occupational_Licence.

Road closure permits for construction or special event.

http://www.hobartcity.com.au/Transport/Permits/Application_Forms_-_Construction_Activities_Special_Events_in_the_Road_Reservation.

Permit to Open Up and Temporarily Occupy a Highway.

http://www.hobartcity.com.au/Transport/Lighting_Roads_Footpaths_and_Street_Cleaning/Roads_and_Footpaths.

TEMPORARY PARKING PERMITS

Temporary parking permits for construction vehicles i.e. residential or meter parking/loading zones.

http://www.hobartcity.com.au/Transport/Permits/Parking_Permits.

STORM WATER / ROADS / ACCESS

Services to be designed and constructed in accordance with the (IPWEA) LGAT- – standard drawings.

http://www.hobartcity.com.au/Development/Engineering_Standards_and_Guidelines.

WASTE DISPOSAL - TOP TEN TIPS

http://www.hobartcity.com.au/Environment/Recycling_and_Waste.

FEES AND CHARGES

http://www.hobartcity.com.au/Council/Fees_and_Charges.

DIAL BEFORE YOU DIG

www.dialbeforeyoudig.com.au.

BRISCOE
HARVEY That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

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

9.3 Hobart Interim Planning Scheme 2015 - Planning Scheme Amendment 7/2016 and s43A Permit Application - 4 Lefroy Street, North Hobart - Consideration of Representations
File Ref: F16/135470

Ref: Open CPC 7.2.1, 16/1/2017

That: 1. Pursuant to Section 39(2) of the former provisions of the *Land Use Planning and Approvals Act 1993*, the Council endorse the report attached to item 7.2.1 of the Open City Planning Committee agenda of 16 January 2017, as the formal statement of its opinion as to the merit of the representation received during the exhibition of the draft 7/2016 amendment and S43A permit.

2. Pursuant to Section 39 (2) of the *Land Use Planning and Approvals Act 1993*, the Council recommend to the Tasmanian Planning Commission that the 7/2016 Amendment to the Hobart Interim Planning Scheme 2015 and combined S43A permit, be approved as certified.

BRISCOE
BURNET That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

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

9.4 362 Liverpool Street, West Hobart Adjacent Road Reserve - dwelling PLN-16-1123 - File Ref: F17/1159

Ref: Open CPC 7.2.2, 16/1/2017
Application Expiry Date: 26 January 2017
Extension of Time: Not applicable

That pursuant to the *Hobart Interim Planning Scheme 2015*, the Council approve the application for a dwelling at 362 Liverpool Street and adjacent Road Reserve, West Hobart for the reasons outlined in the officer's report attached to item 7.2.2 of the Open City Planning Committee agenda of 16 January 2017, 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-16-1123 362 Liverpool Street West 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 2016/01586-HCC dated 28 October 2016 as attached to the permit.

Reason for condition

To clarify the scope of the permit.

PLN 1

Prior to first occupation, screening with no more than 25% transparency must be installed and maintained along the eastern edges of the lower and upper level decks (adjacent to the side boundary with 360 Liverpool Street) to a height of 1.7m above the finished floor level of each deck.

Reason for condition

To provide reasonable opportunity for privacy for dwellings.

PLN s1

The overall height of the dwelling, excluding car port, must be reduced by 0.710m. Prior to the issue of any building consent under the *Building Act 2016* revised plans must be submitted and approved in compliance with this requirement.

Reason for condition

To clarify the scope of the permit, to accord with the stated intent of the applicant, and to meet the requirements of Tasnetworks.

PLN s2

The lower deck must be setback from the eastern boundary (shared with 360 Liverpool Street) a minimum of 1.5m. Prior to the issue of any building consent under the *Building Act 2016* revised plans must be submitted and approved in compliance with this requirement.

Reason for condition

To clarify the scope of the permit, to accord with the stated intent of the applicant, and to allow for adequate onsite drainage.

ENG sw4

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

Detailed engineering design drawings must be submitted and approved by Council, prior to commencement of work. The design drawings must:

1. Include the location of the proposed stormwater connection;
2. Include the size of the proposed stormwater connection appropriate to satisfy the needs of the development;
3. Include the material of the proposed stormwater connection;
4. Identify the interface between Council and private stormwater infrastructure; and
5. Show the location of Taswater Water Mains and the clearance between stormwater connection and water mains.

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

Advice:

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

Please note that once the condition endorsement has been issued you will need to contact Council's City Infrastructure Unit to initiate an application for service connection.

Reason for condition

To ensure the site is drained adequately.

ENG 2

Vehicle safety barriers where required by Australian Standard AS/NZS2890.1:2004, compliant with AS/NZS1170.1:2002 must be installed prior to the first occupation.

A certified vehicle crash barrier design, prepared by a suitably qualified Engineer, to satisfy the above requirements, must be submitted and approved by Council prior to the issuing of any permit under the *Building Act 2000*. All works, required by this condition must be undertaken in accordance with certified design.

Prior to the issuing of any Completion Certificate under the *Building Act 2000*, barriers must be inspected by a qualified engineer and a certification submitted to the Council, confirming that the installed barriers comply with the above requirement.

Advice:

- *If vehicle safety barriers are not required due to a drop of less than 600mm, the designers should make this clear on the drawings to help avoid unnecessary delays in building approval.*
- *If wheelstops (i.e kerb 90 to 110mm high) are not required due to a drop of less than 150mm, the designers should make this clear on the drawings to help avoid unnecessary delays in building approval.*
- *Designers are advised to consult the National Construction Code 2016 to determine if pedestrian handrails or safety barriers compliant with the NCC2016 are also required: http://www.abcb.gov.au/Resources/NCC.*
- *Council do not consider a slope greater than 1 in 4 to constitute a lower level as described in AS/NZS 2890.1:2004 Section 2.4.5.3*

Reason for condition

To ensure the safety of users of the driveway / parking / highway reservation / adjacent properties and compliance with the relevant Australian Standard and the National Construction Code.

ENG 14

The driveway access must be constructed in accordance with certified driveway detailed design drawings, prior to the first occupation.

The driveway access design must be submitted and approved by Council, prior to the issuing of any permit under the *Building Act 2000.*

The driveway access design must:

- Be prepared and certified by a suitably qualified engineer that the design is in accordance with the Australian Standard AS/NZS 2890.1:2004 (including the requirement for retaining walls, and vehicular safety barriers), or that the design provides for a safe and efficient access.
- Show dimensions, levels and gradients, transitions and other details as necessary to satisfy the above requirement.
- Detail how the driveway access will transition into the road pavement Demonstrate that a B85 vehicle (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.

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

Prior to the issuing of any Completion Certificate under the *Building Act 2000*, documents signed by a suitably qualified engineer, certifying the driveway / parking area / manoeuvring area has been constructed in accordance with the certified design drawings must be lodged with the Council.

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

Reason for condition

To ensure that the access and parking layout for the development is to accepted standards.

ENG 1

The cost of repair of any damage to the Council infrastructure resulting from the implementation of this permit, must be met by the owners within 30 days of the completion of the development or as otherwise determined by the Council.

A photographic record of the Council 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 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 infrastructure and/or site-related service connections affected by the proposal will be altered and/or reinstated at the owner's full cost.

ENG r1

The excavation, retaining walls and construction of the driveway and steps within the highway reservation must not undermine the stability and integrity of the highway reservation and its infrastructure.

Detailed design drawings and structural certificates of the retaining walls for the driveway and details of the construction of the steps within Liverpool Street highway reservation must be submitted and approved, prior to the commencement of work and must:

- Be prepared and certified by a suitable qualified person and experienced engineer;
- Not undermine the stability of the highway reservation;
- Take into account and reference accordingly any Geotechnical findings;
- Detail the design and location of the steps in accordance with TSD-R34-v1; and
- The structure certificated should note accordingly the above.

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

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

Reason for condition

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

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 and approved, prior to the commencement of work.

The SWMP must be prepared in accordance with the Soil and Water Management on Building and Construction Sites fact sheets (Derwent Estuary Program, 2008).

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

Advice: Once the soil and water management plan SWMP has been approved the Council will issue a condition endorsement (see general advice on how to obtain condition endorsement).

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.

OPS s1

The applicant must bear all costs associated with the removal and replacement of the tree located in the road reserve marked for removal on Plan A00-00.

Advice:

The removal and replacement of the tree will facilitated by Council's Program Leader Arboriculture and Nursery. Contact the Parks and City Amenity Division on (03) 6238 2886 prior to commencement of

development works. The TasNetworks power lines located in close proximity to the tree will need to be disconnected during the works to remove the tree. There is a minimum 12 week waiting period with TasNetworks for line disconnections .The applicant will be issued with an invoice at the completion of works.

Reason for condition

To clarify the scope of the permit.

ADVICE

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

If a condition endorsement is required by a planning condition above, you will need to submit the relevant documentation to satisfy the condition, via the Condition Endorsement Submission on Council's online e-service portal.

Once approved, the Council will respond to you via email that the condition(s) has been endorsed (satisfied). Detailed instructions can be found here.

BUILDING PERMIT

Building permit in accordance with the *Building Act 2000*;

http://www.hobartcity.com.au/Development/Building.

PLUMBING PERMIT

Plumbing permit under the *Tasmanian Plumbing Regulations 2014*;

http://www.hobartcity.com.au/Development/Plumbing.

OCCUPATION OF THE PUBLIC HIGHWAY

An occupational licence for the use of the Hobart City Council highway reservation as detailed in the development proposal plan for the steps within the Liverpool Street highway reservation, in accordance with conditions established by the Council is required. The occupation licence must be obtained and maintained for occupancy of the area of highway reservation as detailed in the development plans.

http://www.hobartcity.com.au/Environment/Occupational_Licence.

Permit to Open Up and Temporarily Occupy a Highway (for work in the highway reservation).

http://www.hobartcity.com.au/Transport/Lighting_Roads_Footpaths_and_Street_Cleaning/Roads_and_Footpaths.

WORK WITHIN THE HIGHWAY RESERVATION

Work within the Highway Reservation - please note development must be in accordance with the Hobart City Council's Highways By -law and Acts.

http://www.hobartcity.com.au/Council/Legislation.

STORM WATER / ROADS / ACCESS

Infrastructure to be designed and constructed in accordance with the (IPWEA) LGAT–– Tasmanian Standard Drawings. (TSD).

http://www.hobartcity.com.au/Development/Engineering_Standards_and_Guidelines.

FEES AND CHARGES
http://www.hobartcity.com.au/Council/Fees_and_Charges.

DIAL BEFORE YOU DIG

www.dialbeforeyoudig.com.au.

ELECTRONIC ACCESS

If you do not have access to the Council's electronic web page, please phone the Hobart City Council's City Planning Division on 6238 2715 for assistance.

BRISCOE
THOMAS That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

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

Alderman Ruzicka declared an interest in item 9.5 and retired.

9.5 1 Carriage Drive, Hobart - Partial Demolition, Alterations and Extensions PLN-16-1229 - File Ref: F17/1513

Ref: Open CPC 7.2.3, 16/1/2017
Application Expiry Date: 20 February 2017
Extension of Time: Not applicable

That pursuant to the *Hobart Interim Planning Scheme 2015*, the Council approve the application for partial demolition, alterations and extensions at 1 Carriage Drive, Hobart for the reasons outlined in the officer's report attached to item 7.2.3 of the Open City Planning Committee agenda of 16 January 2017, 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-16-1229 - 1 Carriage Drive Hobart TAS 7000 - Final Planning Documents except where modified below.

Reason for condition

To clarify the scope of the permit.

ENG 1

The cost of repair of any damage to the Council infrastructure resulting from the implementation of this permit, must be met by the owners within 30 days of the completion of the development or as otherwise determined by the Council.

A photographic record of the Council 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 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 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. Sediment controls must be maintained until all areas of disturbance have been stabilized or re vegetated.

Advice: For further guidance in preparing a Soil and Water Management Plan (SWMP) – in accordance with Fact sheet 3 Derwent Estuary Program go to www.hobartcity.com.au development engineering standards and guidelines.

Reason for condition

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

ADVICE

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

Building permit in accordance with the *Building Act 2000*;

http://www.hobartcity.com.au/Development/Building.

PLUMBING PERMIT

Plumbing permit under the Tasmanian Plumbing Regulations 2014;

http://www.hobartcity.com.au/Development/Plumbing.

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.

WASTE DISPOSAL

Click here for information regarding waste disposal.

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.

ELECTRONIC ACCESS

If you do not have access to the Council's electronic web page, please phone the Hobart City Council's City Planning Division on 6238 2715 for assistance.

BRISCOE
BURNET — That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

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

10. Potential Legislative Amendments to the Land Use Planning and Approvals Act 1993 Resulting from the Recent Decision of the Full Supreme Court of Tasmania
File Ref: F17/3439

Ref: Open CPC 8.3, 16/01/2017

That: 1. The Council write to the Minister for Planning, the Honourable Mr Peter Gutwein MP, in line with the letter marked as Attachment C to item 8.3 of the Open City Planning Committee agenda of 16 January 2017.

2. The Council send a copy of the letter to Minister Gutwein to the Local Government Association of Tasmania (LGAT) and request

that LGAT's members support the Council in pursuing the Government to amend Section 57(5) of the *Land Use Planning and Approvals Act 1993*.

BRISCOE
HARVEY — That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

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

COMMUNITY, CULTURE AND EVENTS COMMITTEE

11. Silent Film Festival - Partnership Request
File Ref: F17/3626; 15/60-029

Ref: Special Open CCEC 4.1, 23/1/2017

That: 1. The Council partner with the State Cinema for the staging of the Silent Film event in the Town Hall on 26 February 2017 by providing free usage of the Town Hall ballroom and the provision and installation of blackout materials to the windows.

(i) The event be promoted as the finale to the Town Hall sesquicentenary celebrations;

2. The value of the support of $2,965 be attributed to the Town Hall Sesquicentenary activity of the Economic Development function in the 2016/2017 Annual Plan.

3. The funding provided by the City of Hobart be recorded in the relevant Annual Reports in accordance with the Council's policy in relation to the disclosure of grants and benefits.

SEXTON
THOMAS — That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

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

JOINT MEETING

12. Department of State Growth's Hobart Traffic Congestion Report - Implementation of Clearways and Parking Incentives File Ref: F17/2557

Ref: Special Open Joint CIC & FC, 2.1, 23/1/2017

That the Council approve clearways being implemented on the following Hobart streets:

(i) For 25 metres on the right side of Davey Street upstream of the Southern Outlet; and

(ii) The right side of Barrack Street (between Macquarie Street and Davey Street).

BURNET
THOMAS — That the recommendation be adopted.

AMENDMENT

ZUCCO
SEXTON

That an early bird rate be introduced in respect to the TCA Ground (North) carpark and the Aberdeen Street carpark, at a rate to be determined by the General Manager, for a trial period of three months.

AMENDMENT LOST

VOTING RECORD

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

AMENDMENT

DEPUTY LORD MAYOR CHRISTIE
SEXTON

That parking rates in the TCA Ground (North) carpark and the Aberdeen Street carpark remain at $4 per day and the General Manager implement appropriate advertising and promotion of the initiative.

AMENDMENT CARRIED

VOTING RECORD

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

SUBSTANTIVE MOTION CARRIED

VOTING RECORD

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

COUNCIL RESOLUTION:

That: 1. The Council approve clearways being implemented on the following Hobart streets:

(i) For 25 metres on the right side of Davey Street upstream of the Southern Outlet; and

(ii) The right side of Barrack Street (between Macquarie Street and Davey Street).

2. Parking rates in the TCA Ground (North) carpark and the Aberdeen Street carpark remain at $4 per day and the General Manager implement appropriate advertising and promotion of the initiative.

Alderman Zucco declared an interest in item 13 and retired.

RISK AND AUDIT PANEL

13. Annual Report on the Risk and Audit Panel Activities 2016
File Ref: F16/130519; 20-14-7

Ref: Open RAP 7.1, 8/12/2016

That: 1. The Annual Report on the Risk and Audit Panel Activities 2016, endorsed by the Risk and Audit Panel be presented to the Council.

2. The Terms of Reference for the Risk and Audit Panel be reviewed in the next twelve months.

THOMAS
BRISCOE

That the recommendation be adopted.

AMENDMENT

RUZICKA
BURNET

The Council endorse the Risk and Audit Panel's recommendation that the Governance Committee review Section H of the *Aldermanic Development and Support* policy, to provide for the referral of disputed claims for reimbursement of expenses to a body other than the Risk and Audit Panel.

AMENDMENT CARRIED

VOTING RECORD

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

SUBSTANTIVE MOTION CARRIED

VOTING RECORD

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

COUNCIL RESOLUTION:

That: 1. The Annual Report on the Risk and Audit Panel Activities 2016, endorsed by the Risk and Audit Panel be presented to the Council.

2. The Terms of Reference for the Risk and Audit Panel be reviewed in the next twelve months.

3. The Council endorse the Risk and Audit Panel's recommendation that the Governance Committee review Section H of the *Aldermanic Development and Support* policy, to provide for the referral of disputed claims for reimbursement of expenses to a body other than the Risk and Audit Panel.

Item 15 was then taken.

14. CLOSED PORTION OF THE MEETING

The following items were discussed:-

Item No. 1	Minutes of the last meeting of the Closed Portion of the Council Meeting
Item No. 2	Communication from the Chairman
Item No. 3	Leave of Absence
Item No. 4	Consideration of supplementary Items to the agenda
Item No. 5	Indications of pecuniary and conflicts of interest
Item No. 6	North Melbourne Football Club - Community Engagement Partnership Request LG(MP)R 15(2)(g)

DEPUTY LORD MAYOR
RUZICKA — That the items be noted.

MOTION CARRIED

VOTING RECORD

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

Item 6 of the Closed portion of the meeting was transferred to the Open portion and is minuted as item 15.

Aldermen Briscoe and Burnet declared an interest in item 15 and retired.

15. North Melbourne Football Club - Community Engagement Partnership Request
File Ref: F17/157: 10-2-29

That: 1. The Council become a community engagement partner with the North Melbourne Football Club with a value of $50,000 cash and $5,000 per annum in-kind support being provided for a period of three years.

2. The General Manager be delegated the authority to negotiate and agree to the terms of the resulting Partnership Agreement with the North Melbourne Football Club, and to execute the Agreement on the Council's behalf, noting that the Partnership Agreement is a three year grant, subject to appropriate performance criteria and annual review requirements to the satisfaction of the General Manager.

   (i) The General Manager be authorised to negotiate a reduced family membership for each year of the Partnership Agreement.

3. An allocation of $55,000 be made from general reserves in the current financial year with a further allocation of $55,000 per annum being included in the draft budget for the 2017/2018 and 2018/2019 financial years.

4. The funding provided by the City of Hobart be recorded in the relevant Annual Reports in accordance with the Council's policy in relation to the disclosure of grants and benefits.

SEXTON
HARVEY — That the recommendation be adopted.

AMENDMENT

BRISCOE
RUZICKA

That: 1. Clause 2 be amended by the insertion of the following:

"noting that the Partnership Agreement is a three year grant, subject to appropriate performance criteria and

annual review requirements to the satisfaction of the General Manager."

2. The Council develop a policy and criteria to enable consistency around the consideration of future requests.

AMENDMENT CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Hickey	
Deputy Lord Mayor Christie	
Zucco	
Ruzicka	
Sexton	
Cocker	
Thomas	
Harvey	

SUBSTANTIVE MOTION CARRIED

VOTING RECORD

AYES	NOES
Lord Mayor Hickey	Deputy Lord Mayor Christie
Zucco	Ruzicka
Sexton	
Cocker	
Thomas	
Harvey	

COUNCIL RESOLUTION:

That: 1. The Council become a community engagement partner with the North Melbourne Football Club with a value of $50,000 cash and $5,000 per annum in-kind support being provided for a period of three years.

2. The General Manager be delegated the authority to negotiate and agree to the terms of the resulting Partnership Agreement with the North Melbourne Football Club, and to execute the Agreement on the Council's behalf, noting that the Partnership Agreement is a three year grant, subject to appropriate performance criteria and annual review requirements to the satisfaction of the General Manager.

   (i) The General Manager be authorised to negotiate a reduced family membership for each year of the

Partnership Agreement.

3. An allocation of $55,000 be made from general reserves in the current financial year with a further allocation of $55,000 per annum being included in the draft budget for the 2017/2018 and 2018/2019 financial years.

4. The funding provided by the City of Hobart be recorded in the relevant Annual Reports in accordance with the Council's policy in relation to the disclosure of grants and benefits.

5. That the Council develop a policy and criteria to enable consistency around the consideration of future requests.

The Chairman adjourned the meeting at 6.03 pm to conduct the closed portion of the meeting.

The meeting was reconvened at 6.06 pm.

Item 14 was then taken.

There being no further business the meeting closed at 6.06 pm.

TAKEN AS READ AND SIGNED AS
A CORRECT RECORD THIS
6TH DAY OF FEBRUARY 2017.

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CHAIRMAN