



CITY OF HOBART MINUTES

OPEN PORTION
MONDAY, 5 JUNE 2017
AT 5.17 PM
COUNCIL CHAMBER, TOWN HALL



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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 S Cocker, A M Reynolds and T M Denison.

The Deputy Lord Mayor left the meeting at 5.24 pm after declaring an interest in item 9.2 and returned at 5.28 pm.

Alderman Briscoe left the meeting at 6.17 pm and returned at 6.18 pm.

Alderman Zucco left the meeting at 7.53 pm, and returned at 7.55 pm.

Alderman Denison left the meeting at 7.55pm and returned at 7.59 pm.

Alderman Zucco left the meeting at 8.10 pm and was not present for voting on item 20 and items 21 – 24 inclusive.

APOLOGIES:

Nil.

LEAVE OF ABSENCE:

Aldermen P T Sexton, H C Burnet, D C Thomas and W F Harvey.

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, 22 May 2017](#), finds them to be a true record and recommends that they be taken as read and signed as a correct record.

CHRISTIE
RUZICKA

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

Lord Mayor Hickey
Deputy Lord Mayor Christie
Zucco
Briscoe
Ruzicka
Cocker
Reynolds
Denison

NOES

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

No workshops were held.

5. PUBLIC QUESTION TIME

No questions were received.

6. PETITIONS

The General Manager presented a petition containing 152 signatures supporting the installation of a trial parklet outside 138 Elizabeth Street, Hobart.

It was noted that the Council will deal with this matter at item 13 on the agenda.

REYNOLDS
RUZICKA

That the petition be received and noted and the Council's decision on the matter, taken at item 13 on the agenda, be conveyed to the petitioners

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Hickey
Deputy Lord Mayor Christie
Zucco
Briscoe
Ruzicka
Cocker
Reynolds
Denison

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*.

RUZICKA
REYNOLDS

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Hickey
Deputy Lord Mayor Christie
Zucco
Briscoe
Ruzicka
Cocker
Reynolds
Denison

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.

The Deputy Lord Mayor indicated an interest in item 9.2.

REPORTS OF COMMITTEES

CITY PLANNING COMMITTEE

9. COUNCIL ACTING AS PLANNING AUTHORITY

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

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

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

9.1 15 Marieville Esplanade, Sandy Bay - Adjacent area of River Derwent - Partial Demolition, Boat Ramp Pontoon, Refuelling Pontoon and Fuel Storage Tank and Dispensing Facility PLN - 16-1184 - File Ref: F17/51831

Ref: Open [CP 7.1.1](#), 29/05/2017
Application Expiry Date: 28 June 2017
Extension of Time: Not applicable

Pursuant to the *Hobart Interim Planning Scheme 2015*, the Council approve the application for Partial Demolition, Boat Ramp Pontoon, Refuelling Pontoon and Fuel Storage Tank and Dispensing Facility at 15 Marieville Esplanade and Adjacent Area of River Derwent, Sandy Bay for the reasons outlined in the officer's report 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-16-1184 - 15 MARIEVILLE ESPLANADE SANDY BAY TAS 7005 except where modified below.

Reason for condition

To clarify the scope of the permit.

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 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).

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 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 2

Demolition and construction environmental management measures, in accordance with an approved Demolition and Construction Environmental Management Plan (D&CEMP) must be implemented.

A D&CEMP must be submitted and approved, prior to the issue of any building consent or commencement of work (if no building consent is required). The D&CEMP must identify potential impacts upon natural values as a result of the development during demolition and construction works and include management measures where necessary to minimise potential impacts including:

- disturbance of the river bed during demolition of the existing jetty;
- sediment transfer into waterways from the construction of new fuel lines and fuel tank;
- disturbance of noise sensitive fauna during piling activities; and
- leaks and spills of fuels, wastes and other pollutants into waterways (including from construction equipment and machinery).

The D&CEMP must demonstrate compliance with any relevant recommendations of the *Wetlands and Waterways Works Manual* (DPIWE, 2003) and *Tasmania Coastal Works Manual* (DPIPWE, 2010).

All work required by this condition must be undertaken in accordance with the approved D&CEMP.

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

Reason for condition

To ensure the development meets the provisions of the Inundation Prone Areas Code of the *Hobart Interim Planning Scheme 2015*.

ENV s1

The development must be designed, installed and operated in accordance with Australian Standard AS-1940: *The storage and handling of flammable and combustible liquids*.

Reason for condition

To ensure the development complies with the Waterway and Coastal Protection Code of the *Hobart Interim Planning Scheme 2015*.

ENV s2

The development must be designed and used in accordance with *The Royal Yacht Club of Tasmania Fuel Facilities - Refueling Procedures and Guidelines* (September, 2016) or an alternative document specifying refueling requirements and procedures approved in writing by the Planning Authority.

Reason for condition

To ensure the development complies with the Waterway and Coastal Protection Code of the *Hobart Interim Planning Scheme 2015*.

ENVHE 1

Recommendations in the report 'Environmental Site Assessment, Royal Yacht Club of Tasmania, 15 Maryville Esplanade Sandy Bay, February 2017' and the associated 'Contamination Management Plan, Royal Yacht Club of Tasmania, Sandy Bay, February 2017' prepared by Geo-Environmental Solutions P/L, 86 Queen St, Sandy Bay, must be implemented.

Reason for condition

To ensure that the risk to future occupants of the building remain low and acceptable.

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

As 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 2016*. Click [here](#) for more information.

TEMPORARY PARKING PERMITS

Temporary parking permits for construction vehicles i.e. residential or meter parking/loading zones. Click [here](#) for more information.

ENVIRONMENTAL MANAGEMENT

Please note that under section 32 of the Environmental Management and Pollution Control Act 1994 a person responsible for the activity must notify the relevant council, as soon as reasonably practicable but not later than 24 hours, after becoming aware of the release of a pollutant occurring as the result of any incident in relation to that activity, including an emergency, accident or malfunction, if this release causes or may cause an environmental nuisance.

NOISE REGULATIONS

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

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.

CONSULTATION WITH THE DERWENT SAILING SQUADRON

It is recommended that the Applicant consult with the Derwent Sailing

Squadron in relation to the southern floating pontoon.

BRISCOE
REYNOLDS

That the recommendation be adopted

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Hickey
Deputy Lord Mayor Christie
Zucco
Briscoe
Ruzicka
Cocker
Reynolds
Denison

The Deputy Lord Mayor declared an interest in item 9.2 and retired.

**9.2 45 Hampden Road, Battery Point - Partial Demolition, Alterations and Extension to Eating Establishment Seating and Operating Hours
PLN-17-183 - File Ref: F17/52087**

Ref: Open [CP 7.1.2](#), 29/05/2017
Application Expiry Date: 16 June 2017
Extension of Time: Not applicable

PART A

Pursuant to the *Hobart Interim Planning Scheme 2015*, the Council approve the application for a partial demolition, alterations, and extension to eating establishment seating and operating hours at 45 Hampden Road, Battery Point for the reasons outlined in the officer's report 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-17-183 - 45 HAMPDEN ROAD 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 2017/00376-HCC dated 4/4/2017 as attached to the permit.

Reason for condition

To clarify the scope of the permit.

THC

The use and/or development must comply with the requirements of the Tasmanian Heritage Council as detailed in the Notice of Heritage Decision, THC Application No. 5260 dated 11th May 2017, as attached to the permit.

Reason for condition

To clarify the scope of the permit.

PLN 13

Waste storage areas must be located within an enclosed and roofed building in an area that is at least 3m from the northern boundary with 38 South Street.

A plan complying with this condition must be submitted and approved prior to the issue of any building consent or the commencement of work (if no building consent is required).

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

Advice: Once the waste storage area plan has been approved, the Council will issue a condition endorsement (see general advice on how to obtain condition endorsement).

The area which was to be used for outdoor waste storage ('Ex. Bin Area') is not approved to be used for outdoor dining.

Reason for condition

To minimise the risk of environmental harm

PLN s1

The hours of operation of the open rear courtyard must not exceed the following:

- 7:00am to 9:00pm Monday to Saturday.

- 8:00am to 9:00pm Sunday and public holidays.

Reason for condition

To ensure the hours of operation do not have an unreasonable impact upon the residential amenity through noise or other emissions that are unreasonable in their timing, duration or extent.

PLN s2

External lighting must comply with the following:

- Be turned off between 10:00 pm and 6:00 am, except for security lighting; and
- Security lighting must be baffled to ensure it does not cause emission of light into adjoining private land.

Reason for condition

To ensure external lighting must not adversely affect existing or future residential amenity in the vicinity.

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 – 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.

ENV s1

Music and recorded sound must not be played in the outdoor dining area between 6:00pm and 9:00am.

Reason for condition

To minimise the risk of environmental harm.

ENV s2

A solid wall with a minimum height of 2m must be constructed between the outdoor dining area and 38 South Street, from the lot boundary with South Street to the buildings on the site, prior to commencement of the use.

Prior to the issue of any building consent or the commencement of work (if no building consent is required), the following documentation must be submitted and approved:

- Drawings complying with this condition and including the wall's materials;
- Certification from a suitably qualified person that the wall's design and materials will minimise the risk of noise emissions measured at the northern boundary of the site resulting in environmental harm.

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

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

endorsement).

Reason for condition

To minimise the risk of environmental harm

ENV s3

Noise emissions from the site must not exceed 5dB(A) (LA90) above the background level immediately adjacent the western and southern boundaries after 6:00pm as measured in accordance with the *Tasmanian Noise Measurement Procedures Manual* (DEPHA, 2008).

Reason for condition

To minimise the risk of environmental harm

ENV s4

A noise report from a suitably qualified person, specifying the LA90 background noise level in dB(A) immediately adjacent the western and southern boundaries between the hours of 6:00pm and 9:00pm weekdays, must be submitted and approved prior to the issue of any building consent or the commencement of work (if no building consent is required). Measurement of noise levels must be in accordance with the methods in the *Tasmanian Noise Measurement Procedures Manual* (DEPHA, 2008).

Reason for condition

To ensure compliance with permit conditions can be enforced to minimise the risk of environmental harm.

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

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 2016*. Click [here](#) for more information.

PLUMBING PERMIT

Plumbing permit in accordance with the *Building Act 2016, Building Regulations 2016 and the National Construction Code*. Click [here](#) for more information.

PUBLIC HEALTH

Approved/endorsed plans for a food business fit out, in accordance with the National Construction Code - Building Code of Australia including Tas Part H102 for food premises which must have regard to the FSANZ Food Safety Standards. Click [here](#) for more information.

FOOD BUSINESS REGISTRATION

Food business registration in accordance with the *Food Act 2003*. Click [here](#) for more information.

NOISE REGULATIONS

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

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.

CONSULTATION WITH NEIGHBOUR

It is recommended that the business operators initiate and maintain dialogue with the adjacent neighbour at 38 South Street and provide a contact phone number for that neighbour to enable any matters related to noise to be managed and resolved as quickly as possible.

PART B

A further report in relation to any issues relating to compliance with the permit conditions be submitted to the Council after twelve months of operation.

BRISCOE
REYNOLDS

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

Lord Mayor Hickey
Zucco
Briscoe
Ruzicka
Cocker
Reynolds
Denison

NOES

9.3 Elizabeth Street, Hobart - Signage PLN-17-276 - File Ref: F17/52520

Ref: Open [CP 7.1.3](#), 29/05/2017
Application Expiry Date: 6 June 2017
Extension of Time: Not applicable

Pursuant to the *Hobart Interim Planning Scheme 2015*, the Council approve the application for signage at Elizabeth Street Mall, Hobart for the reasons outlined in the officer's report 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-17-276 ELIZABETH MALL ELIZABETH STREET HOBART 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

Building permit in accordance with the *Building Act 2016*. Click [here](#) for more information.

BRISCOE
REYNOLDS

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

Lord Mayor Hickey
Deputy Lord Mayor Christie
Zucco
Briscoe
Ruzicka
Cocker
Reynolds
Denison

NOES

**9.4 145-167 Liverpool Street and 104-110 Murray Street Hobart – ETA-17-21
Request for Extension of Time to Permit PLN-15-00414-01
File Ref: F17/51602**

Ref: Open [CP 7.1.4](#), 29/05/2017

That the Council refuse the extension of time request lodged under Section 53(5)(b) of the *Land Use Planning and Approvals Act 1993* (under ETA-17-21) in respect of PLN-15-00414-01.

BRISCOE
REYNOLDS

That the recommendation be adopted.

MOTION LOST

VOTING RECORD

AYES

Ruzicka
Cocker
Reynolds

NOES

Lord Mayor Hickey
Deputy Lord Mayor Christie
Zucco
Briscoe
Denison

BRISCOE
ZUCCO

That the Council approve the extension of time request lodged under section 53(5)(b) of the *Land Use Planning and Approvals Act 1993* (under ETA-17-21) in respect of PLN-15-00414-01 so that the planning permit expires on 26 October 2019.

MOTION CARRIED

VOTING RECORD

AYES

Lord Mayor Hickey
Deputy Lord Mayor Christie
Zucco
Briscoe
Denison

NOES

Ruzicka
Cocker
Reynolds

9.5 104-110 Murray Street Hobart ETA-17-20 - Request for Extension of Time to Permit PLN-15-00415-01
File Ref: F17/50748

Ref: Open [CP 7.1.5](#), 29/05/2017

That: the Council refuse the extension of time request lodged under Section 53(5)(b) of the *Land Use Planning and Approvals Act 1993* (under ETA-17-20) in respect of PLN-15-00415-01.

BRISCOE
REYNOLDS

That the recommendation be adopted.

MOTION LOST

VOTING RECORD

AYES

Ruzicka
Cocker
Reynolds

NOES

Lord Mayor Hickey
Deputy Lord Mayor Christie
Zucco
Briscoe
Denison

DENISON
ZUCCO

That the Council approve the extension of time request lodged under section 53(5)(b) of the *Land Use Planning and Approvals Act 1993* (under ETA-17-20) in respect of PLN-15-00415-01 so that the planning permit expires on 3 September 2019

MOTION CARRIED

VOTING RECORD

AYES

Lord Mayor Hickey
Deputy Lord Mayor Christie
Zucco
Briscoe
Denison

NOES

Ruzicka
Cocker
Reynolds

10. State Planning Provisions - Heritage Issues

File Ref: F17/50282; 32-13-7

Ref: Open [CP 8.2](#), 29/05/2017

- That 1. The Lord Mayor write to the Minister for Planning and Local Government drawing attention to the inadequacy of Tasmanian Heritage Council consideration of local heritage values as evidenced in recent RMPAT decisions, and seek amendment to the Local Historic Heritage Code to ensure that there is ongoing consideration by local government of local heritage values of places listed on the Tasmanian Heritage Register or alternatively amend the Historic Cultural Heritage Act 1995 to require the Heritage Council to assess development against the standards in the Local Heritage Code.
- (i) A copy of the correspondence forwarded to the Minister for Planning and Local Government be forwarded to the Chairperson of the Tasmanian Heritage Council Board for information.
 - (ii) The Council then seek support from the Tasmanian Heritage Council in relation to the concerns raised.
2. The Council invite the Chairperson of the Tasmanian Heritage to meet with the City Planning Committee to discuss the concerns raised by the Council and how both organisations can work together to better protect and promote the heritage values of the city.
3. The Lord Mayor release an appropriate opinion piece to the media to inform the public at the appropriate time.

BRISCOE
DENISON

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Hickey
Deputy Lord Mayor Christie
Zucco
Briscoe
Ruzicka
Cocker
Reynolds
Denison

MOTIONS OF WHICH NOTICE HAS BEEN GIVEN

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

**11. Installation of Formal Pedestrian-Priority Crossings
File Ref: F17/50511**

Ref: Open [CI 7.1](#), 24/05/2017

Motion

“Council requests a report to identify the city-wide opportunities for the installation of formal pedestrian-priority crossings, to improve both the safety and 'walkability' of our streets, drawing the most recent Austroads Best Practice Guides for pedestrian infrastructure, Australian Road Research Board research and advice from pedestrian organisations.”

REYNOLDS
COCKER

That the motion be adopted and the report include the previous request of Alderman Cocker

MOTION CARRIED

VOTING RECORD

AYES

Lord Mayor Hickey
Deputy Lord Mayor Christie
Zucco
Briscoe
Ruzicka
Cocker
Reynolds
Denison

NOES

12. Review of the Council's Significant Tree Register
File Ref: F17/45230

Ref: Open [PR 7.1](#), 11/05/2017

Motion

“Council requests that a report be prepared to:

Review the Council's Significant Tree Register and provide advice on:

- whether the current register should be updated via a new nomination process
- whether the assessment criteria for nominations for significant trees should be broadened
- whether the nomination process should be updated to reflect best practise for similar exceptional / significant tree policies nationally.
- The impact of the Hobart Interim Planning Scheme and the Statewide Planning system on the Council's significant tree register and whether trees on the register on private land are protected or not.
- Any actions Council may need to consider to protect Council's significant trees under the new statewide planning system.
- Whether Council should also consider the introduction of a Tree Management Policy, modelled on the policies of many Councils nationally that protect trees over a certain size or of a certain species on private property.
- The report consider options or barriers for Council if it wanted to introduce a broader Tree Management Policy in the context of the Statewide Planning System.”

REYNOLDS
CHRISTIE

That the motion be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Hickey
Deputy Lord Mayor Christie
Zucco
Briscoe
Ruzicka
Cocker
Reynolds
Denison

CITY INFRASTRUCTURE COMMITTEE

**13. Development of a Parklet Policy
Response to Notice of Motion
File Ref: F17/32283; S35001-01-03**

Ref: Open [CI 6.3](#), 24/05/2017

- That: 1. The Council approve a trial parklet be designed and installed in the vicinity of 138 Elizabeth Street, Hobart with The Stag cafe as the hosting business, at an estimated cost of \$7,500 to be funded from the Civil Maintenance budget of the 2017/2018 Annual Plan.
- (i) The trial to commence on the completion of the UTAS accommodation development opposite the proposed parklet, and the restoration of the on-street parking in Elizabeth Street.
2. Further reports be provided to the City Infrastructure Committee reviewing the trial parklet, providing a draft parklet policy and outlining how a parklet program might be incorporated into the Council's current framework and policies relating to use of the public highway for dining and other city activation activities.
3. Stakeholders in the area of the parklet trial site be advised of the Council's decision.

CHRISTIE
COCKER

That the recommendation be adopted

Amendment
DENISON
BRISCOE

That clause 1 (i) be amended to read:
The trial commence after a review of usage times and utilisation demand for parking in the area after the completion of the UTAS accommodation development.

Procedural Motion
CHRISTIE
COCKER

That the item be deferred to enable further consultation to occur and additional information to be provided regarding the actual cost of the parklet including lost income.

PROCEDURAL MOTION CARRIED

VOTING RECORD

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

ECONOMIC DEVELOPMENT & COMMUNICATIONS COMMITTEE

14. Annual Funding Submission for Business Events Tasmania
File Ref: F17/46067

Ref: Open [EDC 4.1](#), 1/06/2017

- That: 1. The Council notes Business Events Tasmania's Funding Submission for the financial year 2017/2018.
2. The Council resolves to provide funding of \$102,300 to Business Events Tasmania for the financial year 2017/2018.
3. The Council endorses the draft memorandum of understanding for the period 2017-2020.

CHRISTIE
DENISON

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

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

15. Yaizu 40th Anniversary Delegation - Community Involvement

File Ref: F17/47372

Ref: Open [EDC 4.2](#), 1/06/2017

- That:
1. The Council endorse subsidising 50% of travel (flight and train) and hotel costs for up to four community members to join a Council led delegation to Yaizu in August 2017, at a total cost of \$5,400, to mark the 40th anniversary of the relationship between Yaizu and Hobart.
 2. In the event that more than four community members indicate an interest in joining the Council delegation, a further report be prepared for the Council.
 3. Given their close association with the Hobart/Yaizu Sister City relationship, the Lord Mayor invite former Lord Mayors, Valentine and Freeman to join the delegation, on the same funding terms as the community members.
 4. The cost be attributed to the Economic Development Function of the 2017/2018 Annual Plan.

CHRISTIE
BRISCOE

That the recommendation be adopted.

Amendment
ZUCCO
RUZICKA

- That:
1. Clause 3 be varied by the deletion of the words *on the same funding terms as the community members*, and replacement with the words *on the basis that they fund 50% of the travel costs including flight train and hotel (at the same class as Aldermen, as provided under the Council's policy)*.
 2. The Council invite members of the public and business community, together with individuals and organisations who have had involvement with Hobart/Yaizu relations, to participate in the delegation, at their own cost, via mediums such as social media, newspaper advertising and other appropriate methods.
 - (i) The Council also invite representation in the delegation from UTAS, other educational organisations and businesses, particularly from any students who may have connections with Yaizu.
 3. Tentative nominations to participate in the delegation from Aldermen Zucco, Briscoe and Cocker be noted.
 4. The Lord Mayor issue a media release in respect to the visit.

AMENDMENT CARRIED

VOTING RECORD

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

SUBSTANTIVE MOTION CARRIED

VOTING RECORD

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

COUNCIL RESOLUTION:

- That: 1. The Council endorse subsidising 50% of travel (flight and train) and hotel costs for up to four community members to join a Council led delegation to Yaizu in August 2017, at a total cost of \$5,400, to mark the 40th anniversary of the relationship between Yaizu and Hobart.
2. In the event that more than four community members indicate an interest in joining the Council delegation, a further report be prepared for the Council.
3. Given their close association with the Hobart/Yaizu Sister City relationship, the Lord Mayor invite former Lord Mayors, Valentine and Freeman to join the delegation, on the basis that the Council will fund 50% of the travel costs, including flight, train and hotel (at the same class as Aldermen, as provided under the Council's policy)
4. The Council invite members of the public and business community, together with individuals and organisations who have had involvement with Hobart/Yaizu relations, to participate in the

delegation, at their own cost, via mediums such as social media, newspaper advertising and other appropriate methods.

- (i) The Council also invite representation in the delegation from UTAS, other educational organisations and businesses, particularly from any students who may have connections with Yaizu.
- 5. Tentative nominations to participate in the delegation from Aldermen Zucco, Briscoe and Cocker be noted.
- 6. The cost be attributed to the Economic Development Function of the 2017/2018 Annual Plan.
- 7. The Lord Mayor issue a media release in respect to the visit.

16. Christmas Decorations Program
File Ref: F17/2006; 17/132

Ref: Open [EDC 4.3](#), 1/06/2017

- That:
- 1. The multi-year Christmas decorations plan, including replacement decorations and provision for vinyl decals for the Hobart Council Centre in 2017, with a budget of \$39,050, be attributed to the City Marketing function within the draft 2017-18 budget estimates.
 - 2. The existing 6 metre artificial Wellington Court tree be installed in 2017 for the final time.
 - 3. Following consultation with Aldermen a further report be submitted to the Committee in August 2017 detailing options for a City of Hobart Christmas tree or trees for the City Centre and waterfront areas.

CHRISTIE
DENISON

That the recommendation be adopted with the omitted word *live* being inserted into clause 3 prior to the word *Christmas*.

Amendment

ZUCCO
RUZICKA

That clause 2 be varied to read:

The existing 6 metre artificial Wellington Court tree, or any other options, be

installed in 2017, unless an appropriate live tree cannot be sourced and the matter be reported on to the Council meeting of 19 June 2017.

AMENDMENT CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Hickey
Deputy Lord Mayor Christie
Zucco
Briscoe
Ruzicka
Cocker
Reynolds
Denison

SUBSTANTIVE MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Hickey
Deputy Lord Mayor Christie
Zucco
Briscoe
Ruzicka
Cocker
Reynolds
Denison

COUNCIL RESOLUTION:

- That: 1. The multi-year Christmas decorations plan, including replacement decorations and provision for vinyl decals for the Hobart Council Centre in 2017, with a budget of \$39,050, be attributed to the City Marketing function within the draft 2017-18 budget estimates.
2. The existing 6 metre artificial Wellington Court tree, or any other options, be installed in 2017, unless an appropriate live tree cannot be sourced and the matter be reported on to the Council meeting of 19 June 2017.
3. Following consultation with Aldermen a further report be submitted to the Committee in August 2017 detailing options for a City of Hobart live Christmas tree or trees for the City Centre and waterfront areas.

17. New Business Marketing Grants Program
File Ref: F17/34191; 17/213

Ref: Open [EDC 4.4](#), 1/06/2017

- That: 1. The Council provide approval to implement three new marketing grants, a Shopfront Improvement Grant, a Local Trader Marketing Grant and a Civic Banner Quick Response Grant, and the associated Grant guidelines as shown in Attachments A, C and D to item 4.4 of the Special Open Economic Development and Communications Committee agenda of 1 June 2017, on a pilot basis for one year commencing in August 2017, with a subsequent review to be undertaken and a report be presented to the Council.
2. The Shopfront Improvement Grant consist of matched grant funding of up to a maximum of \$5000 per application, with a total pool of \$24,000 over two grant rounds.
3. The Local Trader Marketing Grant consist of a maximum of \$5000 per application, with a total pool of \$24,000 over two grant rounds.
4. The Civic Banner Quick Response Grant consist of a maximum of \$1000 per application, with a total pool of \$8000 for the 2017-18 financial year until such time as the funds are exhausted.
5. The current Council Policy, Applications for Grants – Community Development Division, be amended as shown at Attachment E to item 4.4 of the Special Open Economic Development and Communications Committee agenda of 1 June 2017.
6. The General Manager be delegated to authorise administrative changes to the Community Development Grants Program guidelines for the Shopfront Improvement, Local Trader Marketing and Civic Banner Quick Response Grants guidelines, in line with the Council Policy – Applications for Grants – Community Development Division, as required throughout the implementation of the programs.

CHRISTIE
DENISON

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

Lord Mayor Hickey
Deputy Lord Mayor Christie
Zucco
Briscoe
Ruzicka
Cocker
Reynolds
Denison

NOES

GOVERNANCE COMMITTEE

18. City of Hobart Employee Travel Plan

File Ref: F17/40952

Ref: Open [GC 6.1](#), 30/05/2017

- That:
1. The Council undertake a launch of the City of Hobart Employee Travel Plan with the consultant at an approximate cost of \$2,000 and arrange for a suitable media release to be issued together with an opinion piece.
 2. The City of Hobart Employee Travel Plan be published on the Council's website and include the implementation of working from home options and flexible working times as part of the Action Plan.
 3. The application of employee travel plans be discussed with major employers within the City.

RUZICKA
REYNOLDS

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

Zucco
Ruzicka
Cocker
Reynolds
Denison

NOES

Lord Mayor Hickey
Deputy Lord Mayor Christie
Briscoe

19. Online Petitions

File Ref: F17/52655; 16-1-2

Ref: Open [GC 6.2](#), 30/05/2017

- That:
1. That the Council write to the Minister for Local Government seeking an amendment to s57 of the *Local Government Act 1993* to cater for online petitions.
 2. The Council note that the petition relating to Dark Mofo 2017 has been sent to the Tasmanian Government in accordance with the Council decision of 22 May 2017.

RUZICKA
REYNOLDS

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Hickey
Deputy Lord Mayor Christie
Zucco
Briscoe
Ruzicka
Cocker
Reynolds
Denison

20. State Government Election Lobbying Topics
File Ref: F17/51891

Ref: Open [GC 10](#), 30/05/2017

- That: 1. The Council endorse the following issues to lobby the major parties on in the lead up to the next State Election:
- The Statewide Planning Scheme
 - City Deal
 - Capital City Act
 - Introduction of legislation to acquire public land on kunanyi / Mount Wellington
 - TasWater
 - Transport including Derwent River Transportation
2. The Council determine whether it has any additional issues it wishes to lobby the major parties on in the lead up to the next State Election.

RUZICKA
CHRISTIE

That the recommendation be adopted.

Amendment
BRISCOE
DENISON

- That: 1 The wording of the issue of *Transport including Derwent River Transportation* as outlined in the list of topics to lobby be varied to the following:

Increased funding for public transport including Derwent River Transportation to reduce congestion.

2. The following additional topics be also included as lobbying issues:

- *funding for infrastructure, including the Doone Kennedy Hobart Aquatic Centre;*
- *major projects – planning legislation;*
- *Macquarie Point development associated works; and*
- *Cruise ship port facilities.*

AMENDMENT CARRIED

VOTING RECORD

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

SUBSTANTIVE MOTION CARRIED

VOTING RECORD

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

COUNCIL RESOLUTION:

That: 1. The Council endorse the following issues to lobby the major parties on in the lead up to the next State Election:

The Statewide Planning Scheme

City Deal

Capital City Act

Introduction of legislation to acquire public land on kunanyi / Mount Wellington

TasWater

Increased funding for public transport including Derwent River transportation to reduce congestion

Funding for infrastructure, including the Doone Kennedy Hobart Aquatic Centre;

Major projects – planning legislation;

Macquarie Point development associated works; and

Cruise ship port facilities.

2. The Council determine whether it has any additional issues it wishes to lobby the major parties on in the lead up to the next State Election.

21. Review of By Laws

File Ref: F17/50295

Ref: Open [GC 6.4](#), 30/05/2017

- That
1. The Council note the following draft by laws – Public Spaces; Infrastructure; Car Parks; Environmental Health; and Waste Management, provided respectively and marked as Attachments A to E to the Open Governance Committee agenda of 30 May 2017, prior to a public consultation process, noting that drafts will not be finalised until the review process is fully undertaken.
 2. The Council lobby the State Government for a review of the Urban Drainage Act 2013, in order for a number of deficiencies in the Act identified in the staff consultation process, to be addressed.

RUZICKA
CHRISTIE

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

Lord Mayor Hickey
Deputy Lord Mayor Christie
Briscoe
Ruzicka
Cocker
Reynolds
Denison

NOES

SPECIAL REPORT – GENERAL MANAGER

22. City of Hobart - 2017/2018 Fees and Charges
File Ref: F17/55580; 17/41

That the following Committee recommendations be endorsed by the Council:

CITY PLANNING COMMITTEE

Attachment A City Planning Functions – Fees and Charges 2017/2018.

That the proposed fees and charges relating to City Planning Functions, as attached, be adopted, effective from 1 July 2017 for the 2017/2018 financial year.

CITY INFRASTRUCTURE COMMITTEE

Attachment B City Infrastructure Functions – Fee and Charges
2017/2018.

Attachment C Parks and City Amenity – Cleansing and Solid Waste
and McRobies Gully Waste Management Centre.

That the proposed fees and charges relating to City Infrastructure Functions and Parks and City Amenity – Cleansing and Solid Waste and McRobies Gully Waste Management Centre, as attached, be adopted, effective from 1 July 2017 for the 2017/2018 financial year.

COMMUNITY, CULTURE AND EVENTS COMMITTEE

Attachment D Community Development Functions – Fee and Charges
2017/2018.

That the proposed fees and charges relating to Community Development Functions, as attached, be adopted, effective from 1 July 2017 for the 2017/2018 financial year.

FINANCE COMMITTEE

Attachment E Financial Services Functions – Fees and Charges
2017/2018.

Attachment F Parking Enforcement and Off-Street Parking – Fees and
Charges 2017/2018.

Attachment G Corporate Services Functions – Fee and Charges
2017/2018.

That the proposed fees and charges relating to the:

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

as attached, be adopted, effective from 1 July 2017 for the 2017/2018 financial year.

PARKS AND RECREATION COMMITTEE

Attachment H Parks and City Amenity Functions – Fees and Charges
2017/2018.

That the proposed fees and charges relating to Parks and City Amenity Functions, as attached, be adopted, effective from 1 July 2017 for the 2017/2018 financial year.

ECONOMIC DEVELOPMENT & COMMUNICATIONS COMMITTEE

Attachment I City Marketing Function – Fees and Charges 2017/2018

That the proposed fees and charges relating to the City Marketing Function, as attached, be adopted, effective from 1 July 2017 for the 2017/2018 financial year.

CHRISTIE
BRISCOE

That the recommendations of each committee be adopted with the recommendation from the Infrastructure Services Committee being corrected to include the words *and Parks and City Amenity* after the word *Infrastructure*.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Hickey
Deputy Lord Mayor Christie
Briscoe
Ruzicka
Cocker
Reynolds
Denison

Supplementary Item 24 was then taken

23. 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 | Proposed Land Acquisition Kunanyi / Mount Wellington LG(MP)R 15(2)(i) |

RUZICKA
BRISCOE

That the items be noted.

MOTION CARRIED

VOTING RECORD

AYES

Lord Mayor Hickey
Deputy Lord Mayor Christie
Briscoe
Ruzicka
Cocker
Reynolds
Denison

NOES

SUPPLEMENTARY ITEMS

24. Professional Development Application - Alderman Reynolds **File Ref: F17/55740; 13-2-22**

- That: 1. The Council consider and determine Alderman Reynolds application for professional development consisting of attendance at a conference/study tour, in Portland, USA and Calgary and Vancouver, Canada, from 13-28 September 2017, at an estimated cost of \$7,500.
2. In the event that the application is approved, Council's policy provisions relating to professional development, as outlined in this report, be applied.

CHRISTIE
BRISCOE

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Hickey
Deputy Lord Mayor Christie
Briscoe
Ruzicka
Cocker
Reynolds
Denison

The Chairman adjourned the meeting at 8.19 pm to conduct the closed portion of the meeting.

The meeting reconvened at 8.32pm.

Item 23 was then taken.

There being no further business the meeting closed at 8.33pm.

TAKEN AS READ AND SIGNED AS
A CORRECT RECORD THIS
19TH DAY OF JUNE 2017.

CHAIRMAN