



CITY OF HOBART MINUTES

OPEN PORTION
MONDAY, 24 JULY 2017
AT 5.10 PM
COUNCIL CHAMBER, TOWN HALL



ORDER OF BUSINESS

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PRESENT:

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

The Lord Mayor vacated the Chair at 6:47pm and left the Chamber during item 14, did not vote on the item and returned at 6:58pm. The Deputy Lord Mayor took the Chair.

The Deputy Lord Mayor vacated the Chair during item 14 and Alderman Zucco took the Chair.

Alderman Zucco vacated the Chair after item 14 and the Deputy Lord Mayor took the Chair to declare comfort break at 6:50pm.

Alderman Zucco retired from the meeting at 6:50pm and was not present for items 15 to 35.

Alderman Thomas left the meeting at 6:50pm and returned at 7:00pm. He was not present for item 15.

Alderman Briscoe left the meeting at 6:58pm and returned at 6:59pm.

APOLOGIES:

Nil.

LEAVE OF ABSENCE:

Alderman P T Sexton and Alderman A M Reynolds.

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

CHRISTIE
BURNET

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

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

BURNET
THOMAS

That item 22 be taken after the City Planning Committee items.

MOTION CARRIED

VOTING RECORD

AYES

NOES

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

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 no Council workshops have been conducted since the last ordinary meeting of the Council.

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*.

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.

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 55 Mount Stuart Road, Mount Stuart - Demolition PLN-17-269 - File Ref: F17/85899

Ref: Open [CPC 7.1.1](#), 17/07/2017
Application Expiry Date: 30 July 2017
Extension of Time: Not applicable

Pursuant to the *Hobart Interim Planning Scheme 2015*, the Council approve the application for Demolition at 55 Mount Stuart Road, MOUNT STUART, for the reasons outlined in the officer's report attached to item 7.1.1 of the Open City Planning Committee agenda of 17 July 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-17-269 - 55 MOUNT STUART ROAD MOUNT STUART TAS 7000 - Final Planning Documents except where modified below.

Reason for condition

To clarify the scope of the permit.

ENG 12

A demolition waste management plan must be implemented throughout the 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).

The demolition waste management plan must be consistent with conditions HER 10 and HER 11 below.

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 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.

HER 10

Demolition of the stone footings and base of the dwelling is not approved. The stonework and any structures up to floor level must be retained.

Plans must be submitted and approved prior to the commencement of work on the site. The plans must show retention of the existing footings and any structures up to floor level to satisfy the above requirement.

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

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

Reason for condition

To ensure that demolition in whole or part of a heritage listed place does not result in the loss of historic cultural heritage values.

HER 11

Building fabric (such as doors, architraves and skirtings) from the dwelling must be salvaged and securely stored on site.

Details of the proposed salvage process and means of storage must be submitted and approved prior to the commencement of work on the site. The information provided must clearly indicate a schedule of how and where items are to be protected.

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

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

Reason for condition

To ensure that physical elements are documented and retained for potential re-use.

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](#).

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.

Once approved, the Council will respond to you via email that the condition 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.

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.

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.

BRISCOE
BURNET

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

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

9.2 284-290 Elizabeth Street, North Hobart - Partial Demolition, Extension and Alterations, Carparking and New Building for Multiple Dwellings PLN-17-303 - File Ref: F17/87955

Ref: Open [CPC 7.1.2](#), 17/07/2017
Application Expiry Date: 24 July 2017
Extension of Time: Not applicable

Pursuant to the *Hobart Interim Planning Scheme 2015*, the Council approve the application for Partial Demolition, Extension and Alterations, Carparking and New Building for Multiple Dwellings at 284-290 Elizabeth Street, NORTH HOBART for the reasons outlined in the officer's report attached to item 7.1.2 of the Open City Planning Committee agenda of 17 July 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-17-303 - 284-290 ELIZABETH STREET NORTH 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 2017/00586-HCC dated 18 May 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. 06-25-77THC dated 21 June 2017, 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).

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 sw4

All stormwater from the proposed development (including hardstand runoff) must be discharged to the Council's infrastructure with sufficient receiving

capacity prior to first occupation. All costs associated with works required by this condition are to be met by the owner.

Design drawings and calculations of the proposed stormwater drainage and connections to Council infrastructure must be submitted and approved prior to the commencement of work. The design drawings must;

1. Be prepared by a suitably qualified person;
2. Include long section(s)/levels and grades to the point of discharge, demonstrating that all stormwater practicable is drained via gravity;
3. Show all existing connections, and demonstrate all practicable efforts to consolidate connections has been made; and
4. Demonstrate flows to the various receiving infrastructure are maintained

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

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

Reason for condition

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

ENG sw7

Stormwater pre-treatment for stormwater discharges from the development must be installed prior to commencement of use.

A stormwater management report and design must be submitted and approved, prior to commencement of work on the site. 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 estimations of contaminant removal. The treatment must target the contaminants of concern from the proposed carparking and be designed for likely flows (including washdown); and
3. Include a Stormwater Management Summary Plan that

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

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

Advice: Once the stormwater management report and design has been approved the Council will issue a condition endorsement (see general advice on how to obtain condition endorsement)

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 to Council, prior to commencement work. 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; and*
5. Nominate a superintendent or 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 Council will issue a condition endorsement (see general advice on how to obtain condition endorsement).

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 8

All parking spaces must be delineated by means of white or yellow lines 80mm to 100mm wide, or white or yellow pavements markers in accordance to Australian/NZS Standard, Parking facilities Part 1: Off-street car parking AS/NZS 2890.1, prior to the commencement of the use.

Reason for condition

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

ENG 9

All car parking spaces for people with disabilities must be delineated to Australian/NZS Standard, Parking facilities Part 6: Off-street parking for people with disabilities AS/NZS 2890.6: 2009, prior to the commencement of the use.

Reason for condition

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

ENG 3

The access and car parking area, must be constructed in accordance with approved driveway / parking area / manoeuvring area design drawings prior to the first occupation.

The driveway / parking area / manoeuvring area design drawings must be submitted and approved by Council, prior to the commencement of work.

The driveway / parking area / manoeuvring area design drawings must be prepared and certified by a suitably qualified engineer that the design is in accordance with the Australian Standard AS/NZS2890.1:2004 (including the requirement for vehicle safety barriers where required), or that the design provides for a safe and efficient access, including an approved signage plan to ensure on-site turning allowing a forward facing exit.

All work required by this condition must be undertaken in accordance with the approved driveway / parking area / manoeuvring area design drawings.

Advice: Once the driveway / parking area / manoeuvring area design drawings have been approved Council will issue a condition endorsement (see general advice on how to obtain condition endorsement)

Reason for condition

To ensure that the safety of users of the driveway/parking.

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. Any damage must be reported immediately to 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.

ENGR 3

Prior to the commencement of use, the proposed driveway crossover to the Elizabeth Street highway reservation must be designed and constructed in accordance with:

1. Urban - TSD-R09-v1 – Urban Roads Driveways and TSD R14-v1 Type KC vehicular crossing; and
2. Footpath - Urban Roads Footpaths TSD-R11-v1.

Design drawings must be submitted and approved prior to the commencement of work. The design drawing must:

1. Detail any services or infrastructure (ie light poles, pits, awnings) at or near the proposed driveway crossover;
2. Show that vehicular and pedestrian sight lines are met as per AS/NZS 2890.1 2004;
3. notate that light pole to be relocated a minimum 2m clear of the proposed vehicle crossing in accordance with the City and Tasnetworks requirements at developers cost; and
4. 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 design drawings.

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

Reason for condition

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

ENG s2

The road light pole must be relocated at the developers cost prior to the construction of the proposed vehicle crossing.

Approved plans of for the relocation of the pole must be submitted and approved, prior to relocation of the pole. The plans must:

1. Show the existing pole location;
2. Show the proposed pole location;
3. Show clearance from the tree canopy; and
4. Demonstrate compliance with the Australian Road lighting Standard if relocated more than 3m from current location.

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

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

The relocated pole must also be in accordance with Tasnetworks requirements.

Reason for condition

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

ENV 2

Sediment and erosion control measures sufficient to prevent sediment from leaving the site 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 soil and water management plan (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), 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).

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 10

The demolition of the brickwork in the front façade of the Soundy Memorial Hall (to form new doorways) on the subject property is not approved. The brickwork and existing windows are to be retained.

Plans must be submitted and approved prior to the commencement of work on the site.

The plans must show the retention of the existing windows and brickwork to satisfy the above requirement.

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

Advice: Once the plans have been approved the Council will issue a

condition endorsement (see general advice on how to obtain condition endorsement).

Reason for condition

To ensure that demolition in whole or part of a heritage place and heritage precinct does not result in the loss of historic cultural heritage values.

HER 11

The demolition of the stonework on the side wall of the Baptist Church (to form new doorways) on the subject property is not approved. The stonework and existing window are to be retained. Only one (1) central opening is to be created.

Plans must be submitted and approved prior to the commencement of work on the site. The plans must show the retention of the existing window and stonework to satisfy the above requirement.

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

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

Reason for condition

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

SUB s1

The titles comprising the development site (CT 112241/1, CT 112241/2 and CT238556/1) are to be adhered in accordance with the provisions of Section 110 of the *Local Government (Building and Miscellaneous Provisions) Act 1993*, to the satisfaction of the Council prior to the issue of any building consent, building permit (including demolition) and / or plumbing permit pursuant to the *Building Act 2016* (if applicable), or the commencement of works on site (whichever occurs first).

Advice: The application for an adhesion order to the Council has a fee of \$220. Evidence will be required that the owners and mortgagees do not object to the adhesion and the condition is considered completed when a copy of the engrossed receipt of the Land Titles Office lodgement slip for the adhesion order has been received by the Council.

Reason for condition

To ensure compliance with statutory provisions

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](#).

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.

Once approved, the Council will respond to you via email that the condition 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.

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

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

WORK WITHIN THE HIGHWAY RESERVATION

Please note development must be in accordance with the Hobart City Council's

Highways By law. Click [here](#) for more information.

ACCESS

Vehicle crossover to be designed in accordance with LGAT- IPWEA – Tasmanian standard drawings. Click [here](#) for more information.

RIGHT OF WAY

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

Consideration should be given to amending the existing private right of way benefiting the adjacent property at 292-294 Elizabeth Street so the southern boundary of the right of way is clear of the proposed car parking for the development. This would ensure that the car parking for the development is not impeded by the existing right of way should the current or future owners of the property at 292 to 294 Elizabeth Street wish to utilise the full width of the existing right of way.

OVERLOOKING

Consideration should be given to incorporating effective methods for reducing the potential for overlooking from the habitable room windows in and balconies adjacent to the western elevation of the multiple dwelling building into the building's overall design or the existing boundary fence in order that privacy impacts upon the adjacent childcare centre can be effectively minimised.

CONSIDERATION OF ADDITIONAL LANDSCAPING

That the Applicant be encouraged for consideration to be given to soften the impact of the car park by way of implementing additional landscaping throughout the car parking area.

ADDITIONAL DISABLED CAR PARKING SPACE

That the Applicant be encouraged to consider utilising a current car parking space for the purpose of an additional disabled parking space.

BRISCOE
HARVEY

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

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

9.3 22 Thelma Drive, West Hobart - Dwelling - PLN-16-00591
File Ref: F17/87591

Ref: Open [CPC 7.1.4](#), 17/07/2017

Pursuant to the *Hobart Interim Planning Scheme 2015*, the Council approve the application for a Dwelling at 22 Thelma Drive, WEST HOBART for the reasons outlined in the officer's report attached to item 7.1.4 of the Open City Planning Committee agenda of 17 July 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-16-00591-01 - 22 Thelma Drive - WEST HOBART - Final Planning Documents except where modified below.

Reason for condition

To clarify the scope of the permit.

PLN s1

The palette of exterior colours and materials must assist in minimising the visual impact of the dwelling given its prominent location and complement the Purpose Statement for the Low Density Residential Zone and Part 5 Agreement attached to the title. The dwelling must blend and not contrast with the surrounding area and natural environment.

Plans must be submitted and approved prior to the commencement of work. The plans must;

1. Detail specific materials, colours and finishes that are of darker hues, non-reflective and with reduced gloss levels, to satisfy the above requirement. Light reflectance values should be included where possible.

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

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

Reason for condition

To ensure that development is undertaken in a sympathetic manner which does not cause undue visual impacts when viewed from nearby and distant vantage points.

ENG 2

Vehicle crash barriers compliant with the Australian/New Zealand Standard AS/NZS 1170.1 must be installed where required by AS/NZS A2890.1, prior to the first occupation.

A certified design/report prepared by a suitably qualified Engineer, to satisfy the above requirements, must be provided to the Council prior to the commencement of work.

All works, required by this condition must be undertaken in accordance with certified design/report. Upon completion the 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.

Reason for condition

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

ENG 4

The driveway and car parking area approved by this permit must be constructed to a sealed standard and surface drained prior to the first occupation.

Reason for condition

To ensure safe access is provided for the use.

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.

ENGR 3

Prior to the commencement of use, the proposed reconstruction of the driveway crossover Thelma Drive 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

Design drawings must be submitted and approved prior to the commencement of work. 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 vehicular and pedestrian sight lines are met as per AS/NZS 2890.1 2004.
7. Grated wedge, asphalt wedge and the standard open wedge driveway crossover are not permitted. Grated wedges are permitted on highly used bike routes and details of the grate (ie mass) will be required. To gain access a concrete plinth to Councils standards may be constructed at the gutter. A drawing of a standard concrete plinth can be obtained from Councils Road Services Engineer. Note: that the agreement of the Council's is required to adjust footpath levels.
8. 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: Once the approved drawings has been approved Council will issue a condition endorsement (see general advice on how to obtain condition endorsement).

Reason for condition

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

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.

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.

PART FIVE AGREEMENT

This approval and subsequent conditions are given in the knowledge that the Part 5 Agreement on the title (CT 163474/6) to the property is effective and binds

the applicant to the restrictions and controls of the original subdivision approval, including environmental considerations for any subsequent development upon the lots.

BRISCOE
THOMAS

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

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

10. Dr Edward Hall Grants 2017
File Ref: F17/72737

Ref: Open [CPC 8.1](#), 17/07/2017

That the recommended level of funding to the respective applicants for assistance under the 2017 Dr Edward Hall Environment Grants, as outlined in Table 3 of the report attached to item 8.1 of the Open City Planning Committee agenda of 17 July 2017, and totalling \$29,989 be approved.

BRISCOE
HARVEY

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

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

11. Hobart Interim Planning Scheme 2015 - Central Business Zone - Height Standards Review - Amendment PSA-17-3
File Ref: F17/88339; 17/167

Ref: Open [CPC 8.2](#), 17/07/2017

That a further report be provided for consideration by the City Planning Committee and the Council following the conclusion of the public exhibition process and the number of representations and possible deputations are known.

BRISCOE
RUZICKA

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

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

Item 22 was then taken.

MOTIONS OF WHICH NOTICE HAS BEEN GIVEN

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

**12. Beaumaris Zoo Site - Potential Use as an Outdoor Entertainment Venue
File Ref: F17/87373; 13-1-9**

Ref: Open [PRC 7.1](#), 13/07/2017

That a report be prepared on the potential for the Beaumaris Zoo site to be used as an outdoor entertainment venue, including the scale of events which could be accommodated on the site.

The report also includes infrastructure/site improvement requirements and indicative costings and consider alternative transport issues and car parking.

ZUCCO
RUZICKA

That the motion be adopted and the words *and other uses* be inserted after the word *venue*.

MOTION LOST

VOTING RECORD

AYES

Zucco
Ruzicka
Briscoe
Thomas
Denison

NOES

Lord Mayor Hickey
Deputy Lord Mayor Christie
Burnet
Cocker
Harvey

CITY INFRASTRUCTURE COMMITTEE

13. Outdoor Dining and Umbrella Infrastructure - 61 and 63 Salamanca Place between Kennedy Lane and Wooby's Lane
File Ref: F17/90936; R0817

Ref: Special Open [CIC 4.1](#), 24/07/2017

- That: A. 1. Until such time as the Council resolves the future direction for the management of the southern footpath on Salamanca Place between Montpelier Retreat and the Silos, the following guidelines apply:
- (i) The City of Hobart as highway authority only consider requests for the installation of additional fixed or permanent umbrellas on the southern footpath if the installation of those umbrellas would not conflict with the future provision of:
 - (a) A 3 metre clear pedestrian path (that may only be covered by temporary umbrellas) adjacent to the building line;
 - (b) A 1.5 metre wide clear pedestrian path (that may only be covered by temporary umbrellas) between outdoor dining furniture and parked cars; and
 - (c) A 1.2 metre wide clear pedestrian path between outdoor dining areas.
 - (ii) The City of Hobart as highway authority only consider requests for the installation of tables, chairs and barriers to facilitate outdoor dining that can be removed from the public footpath when not in use.
 - (iii) Subject to the recommendations above, in relation to request for new or adjusted occupation licences for outdoor dining on the Salamanca Place southern footpath between Kennedy Lane and Wooby's Lane, the City of Hobart as highway authority permit the installation of removable tables, chairs and barriers to facilitate outdoor dining on the equivalent alignment to those currently in front of the businesses Maldini, Jack Greene, Cargo and Grape.
 - (iv) The General Manager advise any applicant considering the purchase and installation of furniture to place on the Salamanca Place footpath of the above recommendations, and further advise that until such time that the Council considers and resolves its future direction for the management of that footpath, that any furniture purchased

and installed that is not compatible with the future direction may need to be removed at the applicant's cost.

2. When the Council implements changes to the regulations in this area, the applicants must ensure compliance with the new regulations at their own cost.

- B. Applications for 61 Salamanca Place (Liv Eat) and 63 Salamanca Place (VK Salamanca) be determined by officers in accordance with the interim policy position for fixed/permanent outdoor dining and umbrella infrastructure by the Council for Salamanca Place (between Montpelier Retreat and the Silos).

BURNET
CHRISTIE

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

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

ECONOMIC DEVELOPMENT & COMMUNICATIONS COMMITTEE

14. Yaizu 40th Anniversary Delegation August 2017 Update - Proposed Celebratory Dinner
File Ref: F17/84061

Ref: Special Open [EDCC 4.1](#), 24/07/2017

- That:
1. The Council consider funding a celebratory dinner for up to 40 people to mark the 40th anniversary between Hobart and Yaizu and to showcase Tasmanian produce.
 2. This estimated cost of \$5,700.00 (not including staffing and venue costs) is funded from the existing budget allocated for the delegation attributed to the Economic Development Function of the 2017–18 Annual Plan.

3. The Council reconfirm the membership of the delegation to Yaizu as being:
- (i) The Lord Mayor, Aldermen Zucco, Briscoe, Cocker, Denison, Harvey;
 - (ii) Mrs Fumiko Plaister;
 - (iii) Former Lord Mayor Rob Valentine, MLC
 - (iv) The General Manager and two nominees;
 - (v) An official interpreter;
 - (vi) Three part funded community members;
 - (vii) A fourth community member to be nominated at the General Manager's discretion that could act as an informal interpreter;
 - (viii) A chef as referred to in part 2 above.

CHRISTIE
THOMAS

That the recommendation be adopted.

AMENDMENT

COCKER
BURNET

That parts 1 and 2 of the recommendation be deleted.

AMENDMENT LOST

VOTING RECORD

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

MOTION CARRIED

VOTING RECORD

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

COUNCIL RESOLUTION:

- That:
1. The Council consider funding a celebratory dinner for up to 40 people to mark the 40th anniversary between Hobart and Yaizu and to showcase Tasmanian produce.
 2. This estimated cost of \$5,700.00 (not including staffing and venue costs) is funded from the existing budget allocated for the delegation attributed to the Economic Development Function of the 2017–18 Annual Plan.
 3. The Council reconfirm the membership of the delegation to Yaizu as being:
 - (i) The Lord Mayor, Aldermen Zucco, Briscoe, Cocker, Denison, Harvey;
 - (ii) Mrs Fumiko Plaister;
 - (iii) Former Lord Mayor Rob Valentine, MLC
 - (iv) The General Manager and two nominees;
 - (v) An official interpreter;
 - (vi) Three part funded community members;
 - (vii) A fourth community member to be nominated at the General Manager's discretion that could act as an informal interpreter;
 - (viii) A chef as referred to in part 2 above.

The meeting was adjourned at 6:50pm for a comfort break.

The meeting reconvened at 6:58pm.

FINANCE COMMITTEE

15. Sandy Bay Bathing Pavilion - Update
File Ref: F17/85677

Ref: Open [FC 6.2](#), 18/07/2017

That proposals associated with the development of a new second floor restaurant above the Sandy Bay Bathing Pavilion be proceeded with and the expenditure of \$16,800 be approved.

RUZICKA
CHRISTIE

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

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

16. Sullivans Cove Public Floating Marina - Transfer of Management Responsibilities
File Ref: F17/86770

Ref: Open [FC 6.3](#), 18/07/2017

- That:
1. Management of the public floating marina located adjacent to the Elizabeth Street Pier in Sullivan's Cove be transferred from the City of Hobart to Marine and Safety Tasmania (MAST).
 2. The existing lease between the City and The Tasmanian Ports Corporation (TasPorts) be terminated at the agreed date of transfer.
 3. The General Manager be authorised to facilitate the transfer of the title and lease agreement to MAST.

THOMAS
RUZICKA

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Hickey
Deputy Lord Mayor Christie
Briscoe
Ruzicka
Burnet
Cocker
Thomas
Denison
Harvey

GOVERNANCE COMMITTEE

17. Macquarie Point Development Corporation Update

File Ref: F17/77770

Ref: Open [GC 6.1](#), 4/07/2017

That the Council receive and note the update on officer meetings between the City of Hobart and Macquarie Point Development Corporation.

RUZICKA

HARVEY

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Hickey
Deputy Lord Mayor Christie
Briscoe
Ruzicka
Burnet
Cocker
Thomas
Denison
Harvey

18. Aldermanic Development and Support - Review of Council Policy

File Ref: F17/82201; 13-002-004

Ref: Open [GC 6.2](#), 4/07/2017

That: 1. In respect to the Council's policy on Aldermanic development and support, the following amendments and variations be endorsed:

- (i) Clause 7 5. of the policy relating to the utilisation of business class travel, be varied to provide for the following arrangements:

Where Aldermen fly within Australia the following arrangements apply:

- (i) Where a destination may be reached by a single flight, less than two hours in duration, travel will be economy class.
 - (ii) Where a destination can only be reached by more than one flight, and the combined duration of each flight required to reach the destination is in excess of two hours, Aldermen may elect to travel business class or premium economy (or the closest available equivalent).
 - (iii) Where an Alderman may be required to visit multiple destinations in one day, and the cumulative duration of flights is in excess of two hours, clause (ii) above would also apply.
 - (iv) The General Manager may determine the travel mode and class in other unforeseen circumstances, in consultation with the Lord Mayor or Deputy Lord Mayor.
- (ii) The reporting provisions for training and development activities be varied to include the following circumstances:

Where the nature of the activity approved under the policy results in some form of examination, assessment and/or accreditation, the timeframe for the report (back to the Council) be varied to be within thirty days of notification of the examination, assessment or accreditation result to the attending Alderman.

- (iii) The use of the corporate credit card to purchase fuel be excluded on the basis that specific fuel cards are available for use by Aldermen who choose to draw on this benefit, and this is the mechanism utilised to monitor usage limits.

- (iv) In respect to reimbursements and reconciliations, the policy be varied to provide for the submission of claims where no tax invoice or other invoice can be issued.
- (v) In respect to reimbursements and reconciliations, including credit card purchases, where there is genuinely no means available to provide the stipulated supporting documentation, a statutory declaration must be submitted, together with an adequate description of the purchase, in support of the expense being claimed.
- (vi) Where there may be a breach of credit card usage, consistent with the oversight role of the Lord Mayor, the matter be brought to the attention of the Lord Mayor.
- (vii) Section H of the policy be varied to delete reference to the determination by the Risk and Audit Panel of claims which the General Manager considers to be ineligible, and the following arrangements be included:

The General Manager determine such claims and in doing so, take such action as considered appropriate, including seeking advice from Council's internal auditors.

- (viii) The policy be updated to reflect the revised expenses under r 43 of the Local Government (General) Regulations 2015.
2. The \$40 daily incidentals travel allowance, referred at clause C.7.8 of the policy apply in all circumstances of all legitimate Council business travel as covered under the policy.
 3. A full review of the professional development policy be undertaken addressing best practice from relevant organisations.

RUZICKA
THOMAS

That the recommendation be adopted.

AMENDMENT

BRISCOE
BURNET

That the words *Where flight duration is in excess of two hours* or be inserted before the word *Where* in Clause 1 (i) (ii).

SUBSTANTIVE MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Hickey
Deputy Lord Mayor Christie
Briscoe
Ruzicka
Burnet
Cocker
Thomas
Denison
Harvey

COUNCIL RESOLUTION:

That: 1. In respect to the Council's policy on Aldermanic development and support, the following amendments and variations be endorsed:

- (i) Clause 7 5. of the policy relating to the utilisation of business class travel, be varied to provide for the following arrangements:

Where Aldermen fly within Australia the following arrangements apply:

- (i) Where a destination may be reached by a single flight, less than two hours in duration, travel will be economy class.
 - (ii) Where flight duration is in excess of two hours or where a destination can only be reached by more than one flight, and the combined duration of each flight required to reach the destination is in excess of two hours, Aldermen may elect to travel business class or premium economy (or the closest available equivalent).
 - (iii) Where an Alderman may be required to visit multiple destinations in one day, and the cumulative duration of flights is in excess of two hours, clause (ii) above would also apply.
 - (iv) The General Manager may determine the travel mode and class in other unforeseen circumstances, in consultation with the Lord Mayor or Deputy Lord Mayor.
- (ii) The reporting provisions for training and development activities be varied to include the following circumstances:

Where the nature of the activity approved under the policy results in some form of examination, assessment and/or accreditation, the timeframe for the report (back to the Council) be varied to be within thirty days of notification of the examination, assessment or accreditation result to the attending Alderman.

- (iii) The use of the corporate credit card to purchase fuel be excluded on the basis that specific fuel cards are available for use by Aldermen who choose to draw on this benefit, and this is the mechanism utilised to monitor usage limits.
- (iv) In respect to reimbursements and reconciliations, the policy be varied to provide for the submission of claims where no tax invoice or other invoice can be issued.
- (v) In respect to reimbursements and reconciliations, including credit card purchases, where there is genuinely no means available to provide the stipulated supporting documentation, a statutory declaration must be submitted, together with an adequate description of the purchase, in support of the expense being claimed.
- (vi) Where there may be a breach of credit card usage, consistent with the oversight role of the Lord Mayor, the matter be brought to the attention of the Lord Mayor.
- (vii) Section H of the policy be varied to delete reference to the determination by the Risk and Audit Panel of claims which the General Manager considers to be ineligible, and the following arrangements be included:

The General Manager determine such claims and in doing so, take such action as considered appropriate, including seeking advice from Council's internal auditors.

- (viii) The policy be updated to reflect the revised expenses under r 43 of the Local Government (General) Regulations 2015.
2. The \$40 daily incidentals travel allowance, referred at clause C.7.8 of the policy apply in all circumstances of all legitimate Council business travel as covered under the policy.
 3. A full review of the professional development policy be undertaken addressing best practice from relevant organisations.

19. Quorums for Council Committees

File Ref: F17/82665; 13-1-2

Ref: Open [GC 6.3](#), 4/07/2017

That: 1. The Council's Policy titled Meetings: Procedures and Guidelines be amended by deleting part 3(A)(2) and replacing it with the following:

(i) Unless already an appointed member an Alderman who is in attendance at a Council committee meeting will be an ex-officio member of that committee for that meeting for the purpose of establishing and maintaining a quorum at that meeting.

2. The terms of reference for each Council committee be amended to reflect the above change.

3. The implementation of a procedure whereby the established quorum of each Council committee is retained at five members, but any Aldermen who may attend a committee meeting would also have voting rights, be explored.

RUZICKA
BRISCOE

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Hickey
Deputy Lord Mayor Christie
Briscoe
Ruzicka
Burnet
Cocker
Thomas
Denison
Harvey

20. The Ninth General Conference of Mayors for Peace - Nagasaki City
File Ref: F17/84050

Ref: Open [GC 6.4](#), 4/07/2017

- That: 1. The Council approve the attendance of the Lord Mayor and General Manager, or his nominee, at the 9th General Conference of Mayors for Peace in Nagasaki, Japan from 7 to 10 August 2017 at a cost of approximately \$2,100 to be funded evenly from budget functions 110 – Lord Mayoral Support and 125 – Office of the General Manager in 2017/2018.
2. Following approval of the Council, a media release be prepared.

RUZICKA
BURNET

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

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

21. Local Government Association of Tasmania General Meeting Motions
File Ref: F17/76723

Ref: Special Open [GC 4.1](#), 18/07/2017

- That: 1. The Council endorse the proposed positions as contained in Attachment A to item 4.1 of the Special Open Governance Committee agenda of 18 July 2017, in respect to motions for the Local Government Association of Tasmania General Meeting to be held on Wednesday 26 July 2017.
2. The Council provide the information from TasCOSS, marked as Attachment A to the minutes of the Special Open Governance Committee meeting of 18 July 2017, in support of the City of Hobart's motion on public transport services.

RUZICKA
CHRISTIE

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

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

Item 23 was then taken.

22. Mount Wellington Cable Car Facilitation Bill 2017
File Ref: F17/91297; S70-042-03/05

Ref: Open [GC 4.1](#), 24/07/2017

- That:
1. The City make a submission in relation to the draft Mount Wellington Cable Car Facilitation Bill 2017 in accordance with the content of this report;
 2. Copies of the City's submission be sent to the Minister, opposition party leaders and members of the Legislative Council; and
 3. The Council develop an appropriate media strategy around this issue.
 4. The City's submission include the amendment to the Bill to reflect the State Government's naming policy of kunanyi/Mount Wellington.

RUZICKA
BRISCOE

That the recommendation be adopted.

AMENDMENT

ZUCCO
THOMAS

The addition of Clause 5 to read as follows:

"That the Lord Mayor and General Manager immediately meet with the Minister to discuss options for the proponent to proceed with the Landowner Consent application to put forward a development application for the consideration by the Council."

AMENDMENT LOST

VOTING RECORD

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

MOTION CARRIED

VOTING RECORD

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

COUNCIL RESOLUTION:

- That: 1. The City make a submission in relation to the draft Mount Wellington Cable Car Facilitation Bill 2017 in accordance with the content of this report;
2. Copies of the City's submission be sent to the Minister, opposition party leaders and members of the Legislative Council; and
3. The Council develop an appropriate media strategy around this issue.
4. The City's submission include the amendment to the Bill to reflect the State Government's naming policy of kunanyi/Mount Wellington.

Item 12 was then taken.

PARKS AND RECREATION COMMITTEE

23. Sandown Park, Sandy Bay - Proposed Optus Infrastructure - Lease of Public Land

File Ref: F16/121644; 70-59-1

Ref: Open [PRC 6.1](#), 13/07/2017

- That: 1. The City initiate community consultation, pursuant to Section 178 of the Local Government Act 1993, in response to a request from Optus for lease over a small parcel of land (2m x 4.5m) at Sandown Park, Sandy Bay in order to locate telecommunications cabinets immediately adjacent to the existing Telstra telecommunications pole.
2. Upon conclusion of the community engagement process, a further report be provided on the merit and terms of a proposed new lease for the site.

RUZICKA
BRISCOE

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

Lord Mayor Hickey
Deputy Lord Mayor Christie
Briscoe
Ruzicka
Burnet
Cocker
Thomas
Denison
Harvey

NOES

24. Wellesley Park Pavilion, South Hobart - Lease Termination and Renewal
File Ref: F17/50817

Ref: Open [PRC 6.2](#), 13/07/2017

- That: 1. The South Hobart Football Club's current lease, over part of the Wellesley Park Pavilion, South Hobart, be rescinded, subject to the provision of a new lease.

2. The General Manager be authorised to finalise terms and conditions with the South Hobart Football Club to lease parts of the Wellesley Park Pavilion, South Hobart, as indicated in Attachment A to the report, on nominal terms, for a period of ten (10) years (with a further ten (10) year option) with the Club to be responsible for facility outgoings.
3. Pursuant to Sections 179 and Section 178 of the Local Government Act, community consultation be undertaken in accordance with the Act.
 - (i) In accordance with the Act, should any public objections be received, a further report be presented back to the Council for consideration.
4. In accordance with Council Policy 'Grant and Benefits Disclosure', any benefit recognised as part of the new lease be disclosed in the City's Annual Report.

RUZICKA
THOMAS

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Hickey
Deputy Lord Mayor Christie
Briscoe
Ruzicka
Burnet
Cocker
Thomas
Denison
Harvey

25. Joggers Loop, Queens Domain - Proposed Renaming
File Ref: F17/78611

Ref: Open [PRC 6.4](#), 13/07/2017

- That: 1. The Queens Domain Joggers Loop be renamed 'Max's Infinity Loop' in honour of Max Cherry OAM, a former Hobart athletics coach and trainer.
- (i) Pursuant to the Survey Co-ordination Act 1944, the Council submit the new name to the Nomenclature Board.

2. Appropriate promotion of the new name of the facility be undertaken.

RUZICKA
BURNET

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Hickey
Deputy Lord Mayor Christie
Briscoe
Ruzicka
Burnet
Cocker
Thomas
Denison
Harvey

26. Response to Petition - Girrabong Park (Corner of Firth and Girrabong Roads), Lenah Valley
File Ref: F17/84811

Ref: Open [PRC 6.5](#), 13/07/2017

- That:
1. Matters raised in the petition relating to the management and use of the Park located on the corner of Firth and Girrabong Road in Lenah Valley be noted.
 2. Fencing at the Park remain in place.
 3. Investigations be undertaken to determine the need, cost and practicality of closing gaps under the fences in the Park.
 4. Formalisation of the Park as an 'off lead' dog exercise area be further considered as a component of the next review of the City's Dog Management Plan after the opening of the John Turnbull Park fenced, dog exercise area.
 5. The Petitioners be notified of the Council's decision.

RUZICKA
BRISCOE

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Hickey
Deputy Lord Mayor Christie
Briscoe
Ruzicka
Burnet
Cocker
Thomas
Denison
Harvey

27. City of Hobart Street Tree Strategy - Results of Community Engagement and Approval of Final Strategy
File Ref: F17/85101

Ref: Open [PRC 6.6](#), 13/07/2017

- That:
1. The City of Hobart Street Tree Strategy 2017, as attached to the report, be approved for implementation.
 2. The existing annual allocation of \$40,000 to resource the supply of street tree plantings be increased to \$100,000 annually and be funded from the Parks and City Amenity divisional budget.
 3. An annual allocation of \$20,000 be provided for three years (2017/2018 to 2019/2020) to resource the development of new policies and procedures to support the implementation of the Strategy, to be funded from the Parks and City Amenity divisional budget.
 4. Respondents to the public exhibition of the Street Tree Strategy be notified where possible of Council's approval of the Strategy.

RUZICKA
THOMAS

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

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

28. 2017/18 Fees and Charges - Proposed Amendment
File Ref: F17/85595

Ref: Open [PRC 6.7](#), 13/07/2017

That the 2017/2018 fees and charges be amended to include the fee detailed in the below table:

Type of Fee/Charge	Proposed Listing
Major Event and Circus Booking - Performing Day – per day fee	\$455

RUZICKA
CHRISTE

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

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

29. Intercity Cycleway - Proposed Extension - Macquarie Point Development Corporation Site
File Ref: F17/86182

Ref: Open [PRC 6.8](#), 13/07/2017

- That:
1. The City work in partnership with the Macquarie Point Development Corporation to enable the construction of the extension of the Intercity Cycleway, from McVilly Drive, Hobart Regatta Grounds, through Macquarie Point to Evans Street and include any bicycle infrastructure work that may be required into traffic flows with all sections being built concurrently.
 2. The City's financial contribution of an estimated \$400,000 to construct approximately 400m of the cycleway from McVilly Drive to the boundary of the Macquarie Point development site, be approved.
 3. The approval be provided on the condition that the Macquarie Point Development Corporation fund construction of the cycleway through its site to Evans Street (approximately 600 metres).
 4. The General Manager be authorised to progress all required negotiations with the Macquarie Point Development Corporation and to lodge development applications for the works, as may be required.
 5. Design of the final alignment and detail of the cycleway be undertaken in consultation with relevant stakeholders, including the Hobart Bicycle Advisory Committee.
 6. Should there be variation in the cost of the build, by 20 per cent or more, the project must be referred back to Committee.

RUZICKA
BRISCOE

That the recommendation be adopted.

AMENDMENT

BURNET
HARVEY

1. That the word *including* be substituted with the words *to the satisfaction of* in Clause 5.
2. The addition of Clause 7 to read as follows:
"A joint media release be issued together with the Macquarie Point Development Corporation at the appropriate time."

AMENDMENT CARRIED

VOTING RECORD

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

SUBSTANTIVE MOTION CARRIED

VOTING RECORD

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

COUNCIL RESOLUTION:

- That:
1. The City work in partnership with the Macquarie Point Development Corporation to enable the construction of the extension of the Intercity Cycleway, from McVilly Drive, Hobart Regatta Grounds, through Macquarie Point to Evans Street and include any bicycle infrastructure work that may be required into traffic flows with all sections being built concurrently.
 2. The City's financial contribution of an estimated \$400,000 to construct approximately 400m of the cycleway from McVilly Drive to the boundary of the Macquarie Point development site, be approved.
 3. The approval be provided on the condition that the Macquarie Point Development Corporation fund construction of the cycleway through its site to Evans Street (approximately 600 metres).
 4. The General Manager be authorised to progress all required negotiations with the Macquarie Point Development Corporation and to lodge development applications for the works, as may be required.

5. Design of the final alignment and detail of the cycleway be undertaken in consultation with relevant stakeholders, to the satisfaction of the Hobart Bicycle Advisory Committee.
6. Should there be variation in the cost of the build, by 20 per cent or more, the project must be referred back to Committee.
7. A joint media release be issued together with the Macquarie Point Development Corporation at the appropriate time.

30. Franklin Square, Hobart - Street Eats @ Franko (Friday night market) - Request to amend Licence Agreement
File Ref: F17/84081

Ref: Open [PRC 4.1](#), 13/07/2017

- That:
1. The request from the operators of the Street Eats @ Franko Market to amend its licence to operate a night market at Franklin Square, Hobart, as listed below, be approved:
 - (i) The Market be permitted to operate weekly between 1 November to 31 May each year; and
 - (ii) 6 'pop up' markets be permitted during the period of the 1 June to the 31 October each year.
 2. The issue of the licence be subject to the proponent obtaining an amendment to its planning permit to accommodate the extended dates requested.
 3. The General Manager be delegated authority to issue the annual license (for a period of five (5) years) to the market operator with the existing terms and conditions, as detailed in Attachment A to the report,
 - (i) The General Manager be authorised to amend or rescind any condition of this licence at any time, for any reason as deemed appropriate.

RUZICKA
THOMAS

That the recommendation be adopted.

PROCEDURAL MOTION

BURNET
BRISCOE

That the matter be deferred for consultation with business operators in the area.

PROCEDURAL MOTION CARRIED

VOTING RECORD

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

SPECIAL REPORT – GENERAL MANAGER

**31. Economic Development and Communications Committee
Chair and Membership
File Ref: F17/88640; 16/120**

The General Manager reports:

“The Deputy Lord Mayor, Alderman Ron Christie has advised of his resignation from the Economic Development and Communications Committee and thank him for his service to the Committee. As the Deputy Lord Mayor is Chairman of the Economic Development and Communications Committee, this position also becomes vacant.”

In accordance with Section 22 of the *Local Government Act 1993*, the council is responsible for the appointment of members to its committees. The Council's policy titled Meetings: Procedures and Guidelines provides that the determination of the Chairmen of Council and Special committees is reserved to the Council.

Upon the Council receiving the Deputy Lord Mayor's resignation, the following vacancies will be filled:

1. Member of the Economic Development and Communications Committee;
2. Chairman of the Economic Development and Communications Committee.

Nominations will be sought at the Council meeting to fill these vacancies.

The *Local Government (Meeting Procedures) Regulations 2015*, Regulation 27(4) provides that voting at a meeting may be conducted by secret ballot if the purpose is to select a person to represent the Council on a committee or other body.

- That: 1. That the resignation of the Deputy Lord Mayor from the Economic Development and Communications Committee be received and noted and his service as a member and Chairman of the Committee be acknowledged
2. Nominations for a replacement member be sought, following which, nominations be invited for the Committee chairman.

RUZICKA
THOMAS

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

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

BURNET
HARVEY

That Alderman Cocker be nominated to fill the vacancy of member of the Economic Development and Communications Committee.

MOTION CARRIED

VOTING RECORD

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

The Lord Mayor called for nominations for Chairman of the Committee with nominations received for Alderman Cocker and Alderman Denison.

CHRISTIE
BRISCOE

That a secret ballot be held of the position of Committee Chairman.

MOTION CARRIED

VOTING RECORD

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

A secret ballot was then conducted and the Lord Mayor declared Alderman Cocker elected as Chairman of the Economic Development and Communications Committee, six votes to three.

MOTION CARRIED

VOTING RECORD

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

COUNCIL RESOLUTION:

That: 1. The resignation of the Deputy Lord Mayor from the Economic Development and Communications Committee be received and noted and his service as a member and Chairman of the Committee be acknowledged.

2. Alderman Cocker be appointed as a member of the Economic Development and Communications Committee and appointed as Chairman of the Committee.

32. ICTC Mainstreet Australia 2017 Conference - Melbourne - 25-27 October - Aldermanic Nominations
File Ref: F17/90986; 17/58

BURNET
BRISCOE

- That: 1. The Lord Mayor, Deputy Lord Mayor, Aldermen Burnet and Thomas be nominated to attend the ICTC Mainstreet Australia 2017 Conference to be held in Melbourne, Victoria on 25-27 October 2017.
2. The estimated cost of \$2,777 per person be attributed to the general Aldermanic conferences allocation within the City Government function of the 2017-18 Annual Plan.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Hickey
Deputy Lord Mayor Christie
Briscoe
Ruzicka
Burnet
Cocker
Thomas
Denison
Harvey

33. 2nd Australia Smart Cities and Infrastructure Forum - Melbourne 15-17 November 2017 - Aldermanic Nominations
File Ref: F17/90362; 17/58

BURNET
BRISCOE

- That: 1. Alderman Burnet be nominated to attend the 2nd Australia Smart Cities and Infrastructure Forum 2017 to be held in Melbourne, Victoria on 15-17 November 2017.
2. The estimated cost of \$4,373 per person be attributed to the general Aldermanic conferences allocation within the City Government function of the 2017-18 Annual Plan.

MOTION CARRIED

VOTING RECORD

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

34. World Union of Markets Congress - Melbourne - 23-25 October 2017 - Aldermanic Nominations
File Ref: F17/86063; 16/118

BURNET
BRISCOE

- That: 1. The Deputy Lord Mayor be nominated to attend the World Union of Markets Congress 2017 (Melbourne component) to be held in Melbourne, Victoria on 23-25 October 2017.
2. The estimated cost of \$2,842 per person be attributed to the general Aldermanic conferences allocation within the City Government function of the 2017-18 Annual Plan.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Hickey
Deputy Lord Mayor Christie
Briscoe
Ruzicka
Burnet
Cocker
Thomas
Denison
Harvey

35. 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. 6.1 | 456, 458, 462 Macquarie Street, South Hobart - Partial Demolition, Alterations, Extension and Change of Operating Hours for Service Industry and Partial Change of Use to Business and Professional Services and General Retail Hire - Appeal - Consent Memorandum
LG(MP)R 15(4)(a) |
| Item No. 7 | 3 Wilks Road Lenah Valley Update
LG(MP)R 15(2)(f) |
| Item No. 8 | Contract Extension - Contract No. 5762 - Security Services Cash Collection
LG(MP)R 15(2)(d) |
| Item No. 9 | Application for Remission of Part of Rates Paid - 59 Tasma Street, North Hobart
LG(MP)R 15(2)(g) |
| Item No. 10 | Sale of Land for Unpaid Rates - 18 Norfolk Crescent, Sandy Bay
LG(MP)R 15(2)(f) and (j) |
| Item No. 11 | Town Hall Security Audit
LG(MP)R 15(2)e(i) |
| Item No. 12 | 51 Summerhill Road, West Hobart (part of) - Offer to Purchase
LG(MP)R 15(2)(f) |

RUZICKA
CHRISTIE

That the items be noted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Hickey
Deputy Lord Mayor Christie
Briscoe
Ruzicka
Burnet
Cocker
Thomas
Denison
Harvey

The Chairman adjourned the meeting at 8:13 pm to conduct the closed portion of the meeting.

The meeting reconvened at 9:05 pm.

Item 35 was then taken.

There being no further business the meeting closed at 9:05 pm.

TAKEN AS READ AND SIGNED AS
A CORRECT RECORD THIS
7TH DAY OF AUGUST 2017.

CHAIRMAN