



# CITY OF HOBART MINUTES

OPEN PORTION  
MONDAY, 6 AUGUST 2018  
AT 5:00 PM  
COUNCIL CHAMBER, TOWN HALL



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## **ORDER OF BUSINESS**

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**PRESENT:**

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

**APOLOGIES:**

Nil.

**LEAVE OF ABSENCE:**

Nil.

Alderman Burnet left the meeting at 5:11pm after declaring an interest in item 9.2 and returned at 5:19pm.

Alderman Burnet left the meeting at 5:31pm after declaring an interest in item 9.6 and returned at 5:33pm.

**1. CONFIRMATION OF MINUTES**

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The Chairman reports that he has perused the minutes of the meeting of the Open Portion of the Council meeting held on [Monday, 23 July 2018](#), finds them to be a true record and recommends that they be taken as read and signed as a correct record.

SEXTON  
BURNET

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

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

NOES

The minutes were signed.

## **2. TRANSFER OF AGENDA ITEMS**

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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**

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### **3.1 Gift Received for Presentation to Council**

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The Lord Mayor presented a plate, handmade sweets and origami gift boxes that he received on Wednesday 1 August 2018 from seven exchange students from Kagawa Japan.

Their visit marked the 30<sup>th</sup> anniversary of the exchange program between Kagawa International Exchange Foundation and Hobart College.

### **3.2 Gift Received for Presentation to Council**

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The Lord Mayor presented a framed photograph that he received from Chinese Contemporary Art Tasmania when he opened their photographic exhibition on Wednesday 25 July 2018.

The photograph depicts the 'Nuo dance', a form of performance based on the fold sacrificial ceremony.

### **3.3 Gift Received for Presentation to Council**

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The Lord Mayor presented a Naval Medallion he received on Friday 3 August 2018 from the Commanding Officer of HMAS Newcastle, Commander Anita Sellick.

## **4. NOTIFICATION OF COUNCIL WORKSHOPS**

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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**

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### **5.1 Mr Terrance Aulich**

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Mr Terrance Aulich put the following question and was provided with the corresponding response from the Lord Mayor on behalf of the Council.

Question:

How many people are currently listed and registered to vote who are either non-citizens or not on the State Electoral Roll and does their inclusion allow them to have more than one vote if they also own property in Hobart?

Response:

There are 1738 people currently registered on the General Manager's Electoral Roll who are not on the State Electoral Roll. These include nominees of a corporate body, non-resident owners of property in the Hobart municipal area and occupiers of property in the Hobart municipal area. Australian citizenship is not a legal requirement for voting purposes in local government elections.

All electors have 1 vote in their own right in a local government election. However, if you are nominated to vote on behalf of a corporate body, you could have 2 votes, that is one in your own right and one vote on behalf of the corporate body that has nominated you to vote on their behalf.

### **5.2 Mr Ben Lohberger**

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Mr Ben Lohberger put the following questions and was provided with the corresponding response from the Lord Mayor on behalf of the Council.

Questions:

Did the HCC support LGAT in its ultimately successful call for the State Government to declare a new candidate expenditure limit of \$16,000 for Hobart City Council elections? And does the HCC have any concerns that this huge spending limit will unfairly handicap people who cannot afford to spend \$16,000 on advertising?

Response:

In December 2017 the Council considered a report on a consultation paper circulated by the Local Government Division of the Department of Premier and Cabinet and resolved that Council would support increases to the electoral advertising limits for an aldermanic/councillor candidate to \$6,500 and \$10,500 for an alderman and mayor or deputy mayor candidate.

On 3 August 2018, LGAT released advice stating that the spend limit was going to be \$8,000 (inclusive of GST) for all candidates but would now be \$16,000 for councils with more than 15,000 properties. The reason given for this was that the cost of printing pamphlets is now included in the limit when it had previously not been.

The Council has not considered its position on the increase to \$16,000.

## 6. PETITIONS

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### 6.1 Petition in support of Dark Mofo

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The General Manager tabled a petition in support of the continuation of the Dark Mofo Festival.

There were 11,240 signatories on the petition.

ZUCCO  
BRISCOE

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

MOTION CARRIED

#### VOTING RECORD

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

#### **Attachment**

A Petition Supporting Dark MOFO ⇒ 

## **7. CONSIDERATION OF SUPPLEMENTARY ITEMS**

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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**

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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 following interest was indicated:

1. Alderman Burnet - Item 9.2 and Item 9.6.



## 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 1 - 3 Elizabeth Street and 3 Morrison Street, Hobart - Signage PLN-18-368 - File Ref: F18/82930

Ref: Open [CPC 7.1.1](#), 30/07/2018  
Application Expiry Date: 5 September 2018  
Extension of Time: Not applicable

That: Pursuant to the *Sullivans Cove Planning Scheme 1997*, the Council approve the application for signage at 1-3 Elizabeth Street and 3 Morrison Street, Hobart for the reasons outlined in the officer's report, attached to item 7.1.1 of the Open City Planning Committee agenda of 30 July 2018, and a permit containing the following conditions be issued:

GEN

The use and/or development must be substantially in accordance with the documents and drawings that comprise PLN-18-368 1-3 ELIZABETH STREET AND 3 MORRISON STREET HOBART TAS 7000 Final Planning Documents except where modified below.

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 Works Ref: 5627 dated 19 June 2018, as attached to the permit.

Reason for condition

To clarify the scope of the permit.

PLN s1

The sign is only approved while the Mawson's Hut Replica Museum use is in operation. The sign must be removed within three months of that use ceasing to operate.

*Advice:*

*The Mawson's Hut Replica Museum has planning approval until 28 February 2019 pursuant to PLN161065.*

*The intent of this condition is to ensure that the sign is removed at the same time that the Mawson's Hut Replica Museum is removed, when that use ceases to operate.*

Reason for condition

To ensure that the temporary structure is removed at the expiration of the permit and the site restored to its original condition.

ENG 1

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

A photographic record of the Council's infrastructure adjacent to the subject site must be provided to the Council prior to any commencement of works.

A photographic record of the Council's infrastructure (e.g. existing property service connection points, roads, buildings, stormwater, footpaths, driveway crossovers and nature strips, including if any, pre-existing damage) will be relied upon to establish the extent of damage caused to the Council's infrastructure during construction. In the event that the owner/developer fails to provide to the Council a photographic record of the Council's infrastructure, then any damage to the Council's infrastructure found on completion of works will be deemed to be the responsibility of the owner.

Reason for condition

To ensure that any of the Council's infrastructure and/or site related service connections affected by the proposal will be altered and/or reinstated at the owner's full cost.

ENV 1

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

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

Reason for condition

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

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, bylaws, regulations, codes or standards that will apply to your development under which you may need to obtain an approval. Visit the Council's [website](#) for further information.

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

## BUILDING PERMIT

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

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

## 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 Christie  
Deputy Lord Mayor Sexton  
Zucco  
Briscoe  
Ruzicka  
Burnet  
Cocker  
Thomas  
Reynolds  
Denison  
Harvey

Alderman Burnet declared an interest in item 9.2 and left the meeting.

### **9.2 26 Swan Street, North Hobart - Partial Demolition, Alterations and Multiple Dwellings PLN-18-19 - File Ref: F18/83826**

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Ref: Open [CPC 7.2.1](#), 30/07/2018  
Application Expiry Date: 9 August 2018  
Extension of Time: Not applicable

That: Pursuant to the *Hobart Interim Planning Scheme 2015*, the Council approve the application for partial demolition, alterations and multiple dwellings at 26 Swan Street, North Hobart and a permit containing the following conditions be issued:

## GEN

The use and/or development must be substantially in accordance with the documents and drawings that comprise PLN-18-19 26 SWAN 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 2018/00070-HCC dated 08/03/2018 as attached to the permit.

Reason for condition

To clarify the scope of the permit.

## PLN 1

Screening with a maximum height of 1.8m above the finished floor level of the deck must be installed and maintained along the north eastern edge of the upper level, south eastern deck of Unit A prior to first occupation.

Reason for condition

To provide reasonable opportunity for privacy for dwellings, whilst minimising visual bulk and massing.

## PLN s2

Amended plans, showing a garbage storage area with an area of at least 7.5m<sup>2</sup> and with 1.2m high screening located between the existing dwelling and the proposed new driveway must be submitted to Council prior to the commencement of work.

The amended plans must be submitted and approved, prior to the issue of a building permit for the proposed works. The amended plans must:

1. Include details of the proposed location, dimension and screening for the garbage bin storage area, to satisfy the above requirement.

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

*Advice:*

*Once the (type of document) have been approved, the Council will issue a condition endorsement (see general advice on how to obtain condition endorsement).*

*Where building approval is also required, it is recommended that documentation for condition endorsement be submitted well before submitting documentation for building approval. Failure to address condition endorsement requirements prior to submitting for building approval may result in unexpected delays.*

Reason for condition

ENG sw6

All stormwater from the proposed development (including hardstand runoff) must be discharged to the Council's stormwater infrastructure via gravity prior to first occupation. Any private or private shared stormwater system passing through third-party land must have sufficient receiving capacity. All costs associated with works required by this condition are to be met by the owner.

Reason for condition

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

ENG 2a

Vehicular barriers compliant with the Australian Standard AS1170.1 must be installed to prevent vehicles running off the edge of an access driveway or parking module (parking spaces, aisles and manoeuvring area) where the drop from the edge of the trafficable area to a lower level is 600mm or greater, and wheel stops (kerb) must be installed for drops between 150mm and 600mm. Barriers must not limit the width of the driveway access or parking and turning areas approved under the permit.

*Advice:*

- *Council do not consider a slope greater than 1 in 4 to constitute a lower level as described in AS/NZS 2890.1:2004 Section 2.4.5.3. Slopes greater than 1 in 4 will require a vehicular barrier or wheel stop.*
- *Designers are advised to consult the National Construction Code 2016 to determine if pedestrian handrails or safety barriers compliant with the NCC2016 are also required.*

Reason for condition

To ensure the safety of users of the access driveway and parking module and compliance with the standard.

ENG 2b

A certified vehicle barrier design (including site plan with proposed location(s) of installation), prepared by a suitably qualified Engineer, compliant with Australian Standard AS1170.1, must be submitted to Council prior to the issue of any approval under the Building Act 2016, or the commencement of works on site. All works, required by this condition must be undertaken in accordance with certified design.

*Advice:*

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

Reason for condition

To ensure the safety of users of the access driveway and parking module and compliance with the standard.

ENG 2c

Prior to the first occupation or commencement of use (whichever occurs first), vehicular barriers must be inspected by a qualified engineer and certification submitted to Council confirming that the installed vehicular barriers comply with the certified design and Australian Standard AS1170.1.

*Advice: Once the certification has been accepted, Council will issue a condition endorsement (see general advice on how to obtain condition endorsement)*

Reason for condition

To ensure the safety of users of the access driveway and parking module and compliance with the relevant standards.

#### ENG 4

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

#### Reason for condition

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

#### ENG 5

The number of car parking spaces approved on the site is seven (7), constituting:

- Two (2) visitor car parking spaces (P1 and P2 on Design East Drawing 5233 Sheet 15/17 Rev B), and
- Five (5) residence car parking spaces (P3-P7 on Design East Drawing 5233 Sheet 15/17 Rev B)

Prior to first occupation or commencement of use (whichever occurs first):

- All new / modified parking spaces must be delineated by means of white or yellow lines 80mm to 100mm wide, or white or yellow pavement markers in accordance with Australian Standards AS/NZS 2890.1 2004. Car parking spaces P3-P6 must be line marked as 5.4m long x 2.65m wide.
- Turning Bay next to car parking space P3 must be outlined with unbroken lines 80 to 100 mm wide on all sides and marked with diagonal stripes 150 to 200 mm wide with spaces 200 to 300 mm between stripes. The stripes shall be at an angle of 45 +/- 10 degrees to the side of the space, and
- Turning Bay next to car parking space P3 must include pavement messaging indicating TURNING BAY in accordance with AS1742.11 Section 7.3, or equivalent Council approved alternative.



*Advice:*

- *Car parking spaces P3-P6 are required to be 5.4m long x 2.65m wide to allow approval of a 5.6m wide aisle (narrower than the 5.8m requirement of AS2890.1 Fig 2.2 for User Class 1A). Typically User Class 1A parking spaces are required to be 2.4m wide, but the additional width of 2.65m allows for a narrower aisle to be approved.*
- *It is advised that Council City Infrastructure Traffic Unit have indicated that onstreet residential parking permits will not be available for this site.*

Reason for condition

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

ENG 11

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

3. Urban - TSD-R09-v1 – Urban Roads Driveways and TSD R14-v1 Type KC vehicular crossing and Footpath - Urban Roads Footpaths TSD-R11-v1, or
4. A design to the satisfaction of Council City Infrastructure Division

*Advice:*

- A road opening permit may be required for works to be undertaken within the highway reservation. Please contact Council's City Infrastructure to initiate an application for a Road Opening Permit if required.
- The existing abandoned crossover near the proposed location for the new driveway may require alterations / partial abandonment in order to comply with this condition

Reason for condition

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

ENG 1

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

A photographic record of the Council's infrastructure adjacent to the subject site must be provided to the Council prior to any commencement of works.

A photographic record of the Council's infrastructure (e.g. existing property service connection points, roads, buildings, stormwater, footpaths, driveway crossovers and nature strips, including if any, pre-existing damage) will be relied upon to establish the extent of damage caused to the Council's infrastructure during construction. In the event that the owner/developer fails to provide to the Council a photographic record of the Council's infrastructure, then any damage to the Council's infrastructure found on completion of works will be deemed to be the responsibility of the owner.

#### Reason for condition

To ensure that any of the Council's infrastructure and/or site-related service connections affected by the proposal will be altered and/or reinstated at the owner's full cost.

#### ENG 10

The proposed new access driveway design must provide a 1m x 1m pedestrian sight triangle between user vehicles, cyclists and pedestrians on either side of the access driveway.

#### Reason for condition

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

#### ENV 2

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

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

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

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

*Where building approval is also required, it is recommended that documentation for condition endorsement be submitted well before submitting documentation for building approval. Failure to address condition endorsement requirements prior to submitting for building approval may result in unexpected delays.*

#### Reason for Condition

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

#### HER 18

The trees identified as Tree 1, Tree 2 and Tree 3 in the report by Jerry Romanski of Tree Inclined dated 20 February 2018 must be protected throughout excavation, during construction and post construction.

The proposed driveway is to be constructed above ground and supported by piers in order to protect the copse of trees identified as Tree 1. The minimum distance between the driveway and the south-western boundary is to be 1.8 metres, to avoid the removal of large stems. Amended drawings showing the proposed construction must be submitted for approval prior to the issue of any approval under the *Building Act 2016*.

Temporary irrigation is to be provided to Tree 2 and the copse of trees identified as Tree 1 to encourage rapid modification of existing root architecture. Details of the proposed irrigation technique are to be submitted for approval prior to the issue of any approval under the *Building Act 2016*.

The footings of Unit B long the south-eastern wall are to be 'pier and beam' to minimise impact upon roots of Tree 3. Amended drawings showing the proposed construction must be submitted for approval prior to the issue of any approval under the *Building Act 2016*.

The removal of scaffold branches and the pruning of mid and upper crown branches is to be undertaken before any building works, by a qualified arborist (minimum AQF level 3), using the techniques outlined in AS 4373-2007 Pruning of amenity trees.

Permanent supplementary irrigation is to be provided within the remnant garden space below the crown of Tree 3. Details of the proposed irrigation technique are to be submitted for approval prior to the issue of any approval under the *Building Act 2016*.

In the event that excavation for pier footings uncovers large tree roots (greater than 50mm diameter), damage to the roots within the structural root zone must be avoided. Where damage cannot be avoided outside the structural root zone, large roots must be cleanly cut with a hand saw, rather than torn by excavators. The excavation for footings along the south-eastern wall of unit B and its deck is to be undertaken manually and supervised by a qualified arborist.

A project arborist is to be engaged to provide on-site advice about minimisation of potential for physical damage to below and above ground tree parts, as well as limiting potential soil compaction and contamination within the tree's root zones. A report of the arborist, outlining the progress of works and measures taken, is to be submitted for approval prior to first occupation.

#### Reason for condition

To ensure that the identified trees are not unnecessarily harmed and are managed in a way that maintains their health and appearance, and to ensure that development at a heritage place and precinct is undertaken in a sympathetic manner which does not cause loss of historic cultural heritage significance.

#### ADVICE

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

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

#### 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 services e-planning

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

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

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

#### PLUMBING PERMIT

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

#### OCCUPATION OF THE PUBLIC HIGHWAY

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

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

#### NEW SERVICE CONNECTION

Please contact the Hobart City Council's City Infrastructure Division to initiate the application process for your new service connection.

#### 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.

#### REDUNDANT CROSSOVERS

Redundant crossovers are required to be reinstated under the Hobart City Council's Highways By law. Click [here](#) for more information.

#### ACCESS

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

## CROSS OVER CONSTRUCTION

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

## 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  
THOMAS

That the recommendation be adopted.

## MOTION CARRIED

### VOTING RECORD

#### AYES

#### NOES

Lord Mayor Christie  
Deputy Lord Mayor Sexton  
Zucco  
Briscoe  
Ruzicka  
Cocker  
Thomas  
Reynolds  
Denison  
Harvey

### **9.3 127 - 127A Cascade Road, South Hobart - Mobile Base Station Facility (Re-Advertised) PLN-18-25 - File Ref: F18/84084**

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Ref: Open [CPC 7.2.2](#), 30/07/2018  
Application Expiry Date: 12 September 2018  
Extension of Time: Not applicable

That: Pursuant to the *Hobart Interim Planning Scheme 2015*, the Council approve the application for a mobile base station facility (re-advertised) at 127-127A Cascade Road, South Hobart for the reasons outlined in the officer's report, attached to item 7.2.2 of the Open City Planning Committee agenda of 30 July 2018, and a permit containing the following conditions be issued:

GEN

The use and/or development must be substantially in accordance with the documents and drawings that comprise PLN-18-25 - 127-127A CASCADE ROAD SOUTH HOBART TAS 7004 - Final Planning Documents except where modified below.

Reason for condition

To clarify the scope of the permit.

PLN s2

The colours of the monopole, the compound and all associated equipment must be of muted colours to the satisfaction of the City's Director City Planning.

Drawings and/or details satisfying the above requirement must be submitted and approved, prior to the issue of any approval under the *Building Act 2016* or the commencement of work, whichever occurs first.

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

*Advice:*

*Once the drawings and/or details have been approved, the Council will issue a condition endorsement (see general advice on how to obtain condition endorsement).*

*Where building approval is also required, it is recommended that documentation for condition endorsement be submitted well before submitting documentation for building approval. Failure to address condition endorsement requirements prior to submitting for building approval may result in unexpected delays.*

Reason for condition

To minimise the visibility of the monopole, compound and all associated equipment.

## ENV 9

Prior to the granting of any consent under the *Building Act 2016* or the commencement of works (whichever occurs first), the owner(s) must enter into a Part 5 Agreement with Council pursuant to section 71 of the *Land Use and Planning Approvals Act 1993*.

The Agreement must:

1. Include a map that identifies and delineates a conservation area that includes all of the '*Eucalyptus tenuiramis* woodland on sediments' vegetation community on the property outside of the approved development area, based on a survey by a suitably qualified person; and
2. Specify that no activities are to be undertaken or knowingly allowed to occur by the owner(s) of the land, without the written consent of the planning authority, that will compromise the biodiversity values of the area including harvesting of trees or timber, clearing or disturbance of native vegetation, removal or significant disturbance to rock or soil, use of chemicals, dumping of any biotic or abiotic materials, introduction of exotic species, grazing or the lighting of fires.

All costs for the preparation and registration of the Part 5 Agreement must be met by the owner.

The owner must comply with the Part 5 Agreement which will be placed on the property title.

*Advice: Please contact Council's Environmental Development Planner to initiate preparation of the Agreement.*

Reason for condition

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

## ENV 10

No trees may be removed other than those identified for removal in the Natural Values Assessment by North Barker Ecosystem Services dated 30 April 2018. Measures must be implemented and maximum effort must be taken during the works to ensure trees other than those five (5) trees identified for removal are not damaged or destroyed (e.g. temporary fencing/flagging of work area).



#### Reason for condition

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

#### ENV 11

An approved weed management plan for the '*Eucalyptus tenuiramis* woodland on sediments' (DTO) vegetation community on the property outside of the approved development area must be implemented if declared or environmental woody weeds are present within this community.

If declared or environmental woody weeds are present within this community, a weed management plan prepared by a suitably qualified person must be submitted and approved, prior to the granting of any consent under the *Building Act 2016* or the commencement of works (whichever occurs first). The weed management plan must:

1. Identify and illustrate the distribution of the declared and environmental weeds within the DTO community;
2. Set out a program for eradicating these weeds including appropriate disposal;
3. Include a section clearly identifying and detailing actions to be taken, the area to be targeted, the timing of each action and the persons/parties responsible for undertaking all actions; and
4. Include prescriptions to minimize impacts on native vegetation and minimize soil disturbance.

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

#### Reason for condition

To ensure the remaining moderate and high biodiversity values on the site are retained and improved

#### ENV 15

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

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

*Note: further information on effective measures for wash-down can be found [here](#).*

Reason for condition

To minimize the spread of weeds and pathogens

ENV 1

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

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

Reason for condition

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

ENV s2

The security fencing of the compound must be amended to aesthetically camouflage the compound and reduce the risk of bird collisions by incorporating brush into the construction of the fencing to the satisfaction of the City's Director City Planning. Drawings satisfying the above requirement must be submitted and approved, prior to the issue of any approval under the *Building Act 2016* or the commencement of work, whichever occurs first.

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

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

*Where building approval is also required, it is recommended that documentation for condition endorsement be submitted well before submitting documentation for building approval. Failure to address condition endorsement requirements prior to submitting for building approval may result in unexpected delays.*

Reason for condition

To aesthetically camouflage the compound and reduce the risk of bird collisions with compound fencing

#### ADVICE

The following advice is provided to you to assist in the implementation of the planning permit that has been issued subject to the conditions above. The advice is not exhaustive and you must inform yourself of any other legislation, by-laws, regulations, codes or standards that will apply to your development under which you may need to obtain an approval. Visit the Council's [website](#) for further information.

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

#### BUILDING PERMIT

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

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

#### PLUMBING PERMIT

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

#### WEED CONTROL

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

## 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.

BRISCOE  
SEXTON

That the recommendation be adopted.

## MOTION CARRIED

### VOTING RECORD

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

#### **9.4 35 Derwentwater Avenue, Sandy Bay - Subdivision (Boundary Adjustment) and Multiple Dwellings PLN-18-103 - File Ref: F18/84148**

---

Ref: Open [CPC 7.2.3](#), 30/07/2018  
Application Expiry Date: 13 August 2018  
Extension of Time: Not applicable

That: Pursuant to the *Hobart Interim Planning Scheme 2015*, the Council refuse the application for subdivision (boundary adjustment) and Multiple Dwellings at 35 Derwentwater Avenue, Sandy Bay the following reasons:

1. The proposal does not meet the acceptable solution or the performance criterion with respect to clause 10.4.2 A1 or P1 of the *Hobart Interim Planning Scheme 2015* because the development will not *have a setback from a frontage that is compatible with the existing dwellings in the street, taking into account any topographical constraints.*
2. The proposal does not meet the acceptable solution or the performance criterion with respect to clause 10.4.2 A3 or P3 of the *Hobart Interim Planning Scheme 2015* because *the siting and scale of the proposed dwellings causes an unreasonable loss of amenity by:*
  - (i) *visual impacts caused by the apparent scale, bulk or proportions of the dwellings when viewed from an adjoining lot; and*
  - (ii) *separation between dwellings on adjoining lots that is compatible with that prevailing in the surrounding area is not provided.*
3. The proposal does not meet the acceptable solution or the performance criterion with respect to clause E6.6.1 A1 or P1 of the *Hobart Interim Planning Scheme 2015* because *the number of on-site car parking spaces is not sufficient to meet the reasonable needs of users, having regard to:*
  - (a) *car parking demand;*
  - (b) *the availability of on-street and public car parking in the locality;*
  - (c) *the availability and frequency of public transport within a 400m walking distance of the site;*
  - (d) *the availability and likely use of other modes of transport;*
  - (e) *the availability and suitability of alternative arrangements for car parking provision.*
4. The proposal does not meet the acceptable solution or the performance criterion with respect to clause E6.7.2 A1 or P1 of the *Hobart Interim Planning Scheme 2015* because *the design of the vehicle access point will not be safe, efficient and convenient, due to:*
  - (a) *not avoiding conflicts between users including vehicles, cyclists and pedestrians;*
  - (b) *not avoiding unreasonable interference with the flow of traffic on adjoining roads;*
  - (c) *its unsuitability for the type and volume of traffic likely to be generated by the use or development;*

(d) *difficulty of accessibility and recognition for users.*

5. The proposal does not meet the acceptable solution or the performance criterion with respect to clause E6.7.3 A1 or P1 of the *Hobart Interim Planning Scheme 2015* because *vehicular passing areas are not provided in sufficient number, dimension and siting so that the access is safe, efficient and convenient.*
6. The proposal does not meet the acceptable solution or the performance criterion with respect to clause E6.7.5 A1 or P1 of the *Hobart Interim Planning Scheme 2015* because *the layout of car parking spaces, access aisles, circulation roadways and ramps are not safe and do not ensure ease of access, egress and manoeuvring on-site.*

BRISCOE  
BURNET

That the item be deferred at the request of the applicant.

MOTION CARRIED

VOTING RECORD

AYES

NOES

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

**COUNCIL RESOLUTION:**

That the item be deferred at the request of the applicant.

**9.5 10 Selfs Point Road, New Town - Lighting Upgrade**  
**PLN-17-680 - File Ref: F18/83062**

---

Ref: Open [CPC 7.2.5](#), 30/07/2018

Application Expiry Date: 9 September 2018

Extension of Time: Not applicable

That: Pursuant to the *Hobart Interim Planning Scheme 2015*, the Council approve the application for a lighting upgrade at 10 Selfs Point Road, New Town for the reasons outlined in the officer's report, attached to item 7.2.5 of the Open City Planning Committee agenda of 30 July 2018, 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-17-680 - 10 SELFS POINT ROAD NEW TOWN TAS 7008 - Final Planning Documents except where modified below.

Reason for condition

To clarify the scope of the permit.

ENG 1

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

A photographic record of the Council's infrastructure adjacent to the subject site must be provided to the Council prior to any commencement of works.

A photographic record of the Council's infrastructure (e.g. existing property service connection points, roads, buildings, stormwater, footpaths, driveway crossovers and nature strips, including if any, pre-existing damage) will be relied upon to establish the extent of any damage caused to the Council's infrastructure during construction. In the event that the owner/developer fails to provide to the Council a photographic record of the Council's infrastructure, then any damage to the Council's infrastructure found on completion of works will be deemed to be the responsibility of the owner.

#### Reason for condition

To ensure that any of the Council's infrastructure and/or site related service connections affected by the proposal will be altered and/or reinstated at the owner's full cost.

#### ENV 1

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

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

#### Reason for condition

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

#### ENVHE 1

Recommendations in the report Rugby Park, 10 Selfs Point Road, New Town Tasmania, Environmental Site Assessment Report for Tasmanian Rugby Union, 30 November 2017 - Final - Project 5007.002 and the Rugby Park, 10 Selfs Point Road, New Town, Excavated Soil Management Plan for Tasmanian Rugby Union Inc, Project No: 5007.002, 18 May 2018 (Rev 1) must be implemented, for the duration of the excavation works.

#### 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.

#### BUILDING PERMIT

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

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

#### WORK PLACE HEALTH AND SAFETY

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

#### PROTECTING THE ENVIRONMENT

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

#### 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.

BRISCOE  
SEXTON

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

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

Alderman Burnet declared an interest in item 9.6 and left the meeting.

**9.6 48 Liverpool Street, Hobart - Temporary Hospital Accommodation Facility**  
**PLN-18-415 - File Ref: F18/83066**

---

Ref: Open [CPC 7.2.6](#), 30/07/2018  
Application Expiry Date: 7 August 2018  
Extension of Time: Not applicable

That: Pursuant to the *Hobart Interim Planning Scheme 2015*, the Council approve the application for a temporary hospital accommodation facility at 48 Liverpool Street Hobart TAS 7000 for the reasons outlined in the officer's report, attached to item 7.2.6 of the City Planning Committee agenda of 30 July 2018 and a permit containing the following conditions be issued:

GEN

The use and/or development must be substantially in accordance with the documents and drawings that comprise PLN-18-415 - 48 LIVERPOOL STREET HOBART TAS 7000 - Final Planning Documents except where modified below.

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 Works Ref: 5640 dated 18 July 2018, as attached to the permit.

### Reason for condition

To clarify the scope of the permit.

## HER s1

The proposed temporary removal and consequential reinstatement of the sandstone figure heads, balcony handrails and door openings to Building C must be undertaken in accordance with the recommendations contained within the memorandum dated 13 April 2015 addressed to Stuart Jones (Royal Hobart Hospital) from Peter Bartlett (Lyons Architects) – reference 150410 Liverpool Street Memorandum (2 pages). Reinstatement of building fabric detailed in that memorandum must occur within six months of the temporary hospital accommodation facility approved by this permit having been removed from the site.

*Advice: This replicates condition 5 on planning permit PLN-15-00460-01.*

### Reason for condition

To ensure the appropriate care and retention of heritage integrity at the site.

## HER s2

The removal of the sandstone figure heads must occur at the existing joint around chest level.

*Advice: This replicates condition 6 on planning permit PLN-15-00460-01.*

Reason for condition

To ensure the appropriate care and retention of heritage integrity at the site.

HER s3

The temporary hospital accommodation (J Block) facility is approved until 31 March 2025 and must be removed from the site within six months of that date.

Reason for condition

To clarify the scope of the permit.

ADVICE

The following advice is provided to you to assist in the implementation of the planning permit that has been issued subject to the conditions above. The advice is not exhaustive and you must inform yourself of any other legislation, by-laws, regulations, codes or standards that will apply to your development under which you may need to obtain an approval. Visit the Council's [website](#) for further information.

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

BUILDING PERMIT

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

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

PLUMBING PERMIT

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

BRISCOE  
HARVEY

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Lord Mayor Christie  
Deputy Lord Mayor Sexton  
Zucco  
Briscoe  
Ruzicka  
Cocker  
Thomas  
Reynolds  
Denison  
Harvey

**10. Historic Urban Landscape and Franklin Square Offices**  
**File Ref: F18/78451**

---

Ref: Open [CPC 8.1](#), 30/07/2018

- That: A. 1. The State Government be invited to participate in and jointly fund the formulation of a Master Plan for the area bounded by Murray, Macquarie, Campbell and Davey Streets.
2. The Council write to the Tasmanian Heritage Council to encourage it to formally endorse the Conservation Management Plan for the Franklin Square Offices, prepared by Graeme Corney, dated 23 February 2017 as a basis for considering future works applications for the site.
- B. Further action in respect to the following matters be deferred:
- (i) Formal adoption of the UNESCO Historic Urban Landscape (HUL) approach.
  - (ii) Nomination of the Franklin Square Offices for listing as a National Heritage Place, pending investigation of other significant sites which have been recently nominated for the National Heritage List.

BRISCOE  
REYNOLDS

That the recommendation be adopted.

**AMENDMENT**

RUZICKA  
BURNET

That clause B (i) become clause C and read as follows;

The UNESCO Historic Urban Landscape (HUL) approach be referred to Committee for further consideration.

AMENDMENT CARRIED

**VOTING RECORD**

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

SUBSTANTIVE MOTION CARRIED

**VOTING RECORD**

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

**COUNCIL RESOLUTION:**

That: A. 1. The State Government be invited to participate in and jointly fund the formulation of a Master Plan for the area bounded by Murray, Macquarie, Campbell and Davey Streets.

2. The Council write to the Tasmanian Heritage Council to encourage it to formally endorse the Conservation Management Plan for the Franklin Square Offices, prepared by Graeme Corney, dated 23 February 2017 as a basis for considering future works applications for the site.
- B. Further action in respect to the nomination of the Franklin Square Offices for listing as a National Heritage Place be deferred, pending investigation of other significant sites which have been recently nominated for the National Heritage List.
- C. The UNESCO Historic Urban Landscape (HUL) approach be referred to Committee for further consideration.

<b>MOTIONS OF WHICH NOTICE HAS BEEN GIVEN</b>
---

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

**11. Shared Ownership and Control of Davey and Macquarie Street**  
**File Ref: F18/81993**

---

Ref: Open [CIC 7.1](#), 25/07/2018

**Motion:**

- “1. Following the notification by the State of its intention to proclaim their takeover to state control, an urgent report be prepared to advise Council on the value of seeking state government approval for a shared ownership and control of Davey and Macquarie Streets given their strategic importance to the City of Hobart.
2. The report to include research on the potential impact that clearways will have on street amenity, business impact and property values, with a view that the Council develops its own vision for Davey and Macquarie Streets.”

**Rationale:**

“The decision to take over from city control of our major streets, Davey and Macquarie streets by the state government has occupied almost no time by the council notwithstanding the imminent gazettal. Whilst the council has briefly considered an advisory committee with the State but a committee without any power to influence to finally influence a state decision which joint ownership and control would afford council.

History provides us with many lessons and few are as pronounced as what the loss for community might mean for our capital. These two streets, named after British forebears with links to the then colony [with no recognition afforded the indigenous owners and custodians] have always loomed large in civic and community activity. When Queen Victoria's second son, Prince Alfred, Duke of Edinburgh came to Hobart, in January 1868 the city, 'festooned with flags and several arches' greeted the prince warmly, with the civic highlight being the quaintly-named 'Colonists' Ball' at the Town Hall, which had been specially illuminated for the occasion. The dancing continued 'with great spirit' until the early dawn. During his Hobart visit, the Duke laid the foundation stone of St David's Cathedral, on the corner of Murray and Macquarie streets.

The visit of the popular Prince of Wales (later King Edward VIII) in 1920 prompted lavish displays of affection, including a municipal welcome arch, illuminated decorations and civic entertainment. In both our Macquarie Street was a focus for the people as it has been on countless Anzac days and innumerable public events. Over all this time the City of Hobart has been the responsible custodian of these two significant city assets.

These two roads much debated for the possibilities of being adapted and made more people friendly by city futurists such as Gehl the globally renowned city sculptor will shortly become state highways and over a hundred years of municipal stewardship will be gone forever.

The takeover raises a number of significant questions including the telling point of whether sole state control make any real difference to the reality of increasing congestion in these two streets and after a century plus of city stewardship is there any doubt that Hobart with its professional traffic engineers working closely with the state is not capable of working collegially in the community's best interest?

During this administration as for those before the council was as owner, and subject to good planning and public support the custodian of these streets with a number of well thought through designs and improvements, particularly to the means by which pedestrians could move between the Mall and the waterfront. Lest we not end up with a Parramatta road Sydney style thoroughfare in our city with potential for clearways, increased speed, unstable Georgian building foundations as a consequence and curb side traders left with no parking access to their businesses without solid and reliable input, and moreover agreement from council I seek approval for an urgent report into seeking from government a new accommodation and joint concert between the State with its greater Hobart mandate and our city constituted by a joint authority responsible for the ownership and management of these arterial roads. The report could look at the authority having equal responsibility for funding and for decision making. By formalising the arrangements, the intimate knowledge each has can be combined in the communities' best interest and all issues of traffic management worked through collaboratively. The time for urgent consultation and negotiation with the government is now."



**The General Manager reports:**

"In line with the Council's policy in relation to Notices of Motion, I advise that the matter is considered to be within the jurisdiction of the Hobart City Council as it concerns the ownership of Davey and Macquarie Streets."

THOMAS  
REYNOLDS

That the recommendation be adopted replacing the words "own vision" with "shared vision" in clause 2 .

MOTION CARRIED

VOTING RECORD

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

**COUNCIL RESOLUTION:**

**Motion:**

1. Following the notification by the State of its intention to proclaim their takeover to state control, an urgent report be prepared to advise Council on the value of seeking state government approval for a shared ownership and control of Davey and Macquarie Streets given their strategic importance to the City of Hobart.
2. The report to include research on the potential impact that clearways will have on street amenity, business impact and property values, with a view that the Council develops a shared vision for Davey and Macquarie Streets."

**Rationale:**

"The decision to take over from city control of our major streets, Davey and Macquarie streets by the state government has occupied almost no time by the council notwithstanding the imminent gazettal. Whilst the council has briefly considered an advisory committee with the State but a committee without any power to influence to finally influence a state decision which joint ownership and control would afford council.

History provides us with many lessons and few are as pronounced as what the loss for community might mean for our capital. These two streets, named after British forebears with links to the then colony [with no recognition afforded the indigenous owners and custodians] have always loomed large in civic and community activity. When Queen Victoria's second son, Prince Alfred, Duke of Edinburgh came to Hobart, in January 1868 the city, 'festooned with flags and several arches' greeted the prince warmly, with the civic highlight being the quaintly-named 'Colonists' Ball' at the Town Hall, which had been specially illuminated for the occasion. The dancing continued 'with great spirit' until the early dawn. During his Hobart visit, the Duke laid the foundation stone of St David's Cathedral, on the corner of Murray and Macquarie streets.

The visit of the popular Prince of Wales (later King Edward VIII) in 1920 prompted lavish displays of affection, including a municipal welcome arch, illuminated decorations and civic entertainment. In both our Macquarie Street was a focus for the people as it has been on countless Anzac days and innumerable public events. Over all this time the City of Hobart has been the responsible custodian of these two significant city assets.

These two roads much debated for the possibilities of being adapted and made more people friendly by city futurists such as Gehl the globally renowned city sculptor will shortly become state highways and over a hundred years of municipal stewardship will be gone forever.

The takeover raises a number of significant questions including the telling point of whether sole state control make any real difference to the reality of increasing congestion in these two streets and after a century plus of city stewardship is there any doubt that Hobart with its professional traffic engineers working closely with the state is not capable of working collegially in the community's best interest?

During this administration as for those before the council was as owner, and subject to good planning and public support the custodian of these streets with a number of well thought through designs and improvements, particularly to the means by which pedestrians could move between the Mall and the waterfront. Lest we not end up with a Parramatta road Sydney style thoroughfare in our city with potential for clearways, increased speed, unstable Georgian building foundations as a consequence and curb side traders left with no parking access to their businesses without solid and reliable input, and moreover agreement from council I seek approval for an urgent report into seeking from government a new accommodation and joint concert between the State with its greater Hobart mandate and our city constituted by a joint authority responsible for the ownership and management of these arterial roads. The report could look at the authority having equal responsibility for funding and for decision making. By formalising the arrangements, the intimate knowledge each has can be combined in the communities' best interest and all issues of traffic management worked through collaboratively. The time for urgent consultation and negotiation with the government is now."

**The General Manager reports:**

"In line with the Council's policy in relation to Notices of Motion, I advise that the matter is considered to be within the jurisdiction of the Hobart City Council as it concerns the ownership of Davey and Macquarie Streets."

**12. Tap Water Refill Program**  
**File Ref: F18/81998; 13-1-9**

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Ref: Open [CIC 7.2](#), 25/07/2018

**Motion:**

"That a report be provided on whether the Council's Zero Waste Strategy could benefit from:

1. The introduction of a tap water refill program, inspired by the '*Refill*' or '*Choose Tap*' programs.
2. Opportunities for the installation of more public water refill stations and drinking fountains across the city.
3. The possibility of partnerships with other organisations such as TasWater to assist in resourcing these programs."

**Rationale:**

"A million plastic bottles are bought around the world every minute and it's predicted that figure will rise by another 20% by 2021. Efforts to collect and recycle the bottles to keep them from creating waste and polluting the oceans, are not keeping up. 480 billion plastic bottles were produced globally in 2016 and less than half of those were recycled.

The alternative to plastic water bottles is people carrying their own water bottle and refilling it, but the take up of this option is not widespread enough yet. Additionally, the provision of water fountains to allow people to fill their bottles can be expensive to install and maintain for local government.

In the UK a program has taken off around the country called 'Refill' - [www.refill.org.uk](http://www.refill.org.uk) – it enlists friendly cafes, shops and businesses to promote themselves as a place where people can refill their water bottle for free. Participating businesses simply put a sticker in their window – alerting passers-by to the fact they're welcome to come on in and fill up their bottle.

An app also allows consumers to see where they can refill. Many local Councils are partners in starting and promoting the Refill program in their cities.

The program is a simple yet effective way to raise awareness with both customers and businesses about the waste impact of plastic bottles and the alternatives to it.

Because most plastic water bottles are manufactured outside Hobart, this major source of plastic waste is unlikely to be captured by the proposed single use take away containers by-law.

A program like Refill could however help to increase awareness and use of refillable water bottles and decrease the amount of water bottles being purchased in Hobart.”

**The General Manager reports:**

“In line with the Council’s policy in relation to Notices of Motion, I advise that the matter is considered to be within the jurisdiction of the Hobart City Council as it relates to the *City of Hobart Waste Management Strategy 2015-2030*.”

REYNOLDS  
THOMAS

That the recommendation be adopted.

**AMENDMENT**

HARVEY  
BURNET

1. An addition clause be added to read as follows:
  - “4. The City of Hobart phase out its use of single use bottled water in all its operations and encourage the use of tap water.”
2. The words *including chilled water dispensing machines* be added to clause 2.

AMENDMENT CARRIED

**VOTING RECORD**

AYES

NOES

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

SUBSTANTIVE MOTION CARRIED

VOTING RECORD

AYES

NOES

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

**COUNCIL RESOLUTION:**

**Motion:**

“That a report be provided on whether the Council's Zero Waste Strategy could benefit from:

1. The introduction of a tap water refill program, inspired by the '*Refill*' or '*Choose Tap*' programs.
2. Opportunities for the installation of more public water refill stations and drinking fountains across the city, including chilled water dispensing machines.
3. The possibility of partnerships with other organisations such as TasWater to assist in resourcing these programs.
4. That the City of Hobart phase out its use of single use bottled water in all its operations and encourage the use of tap water.”

**Rationale:**

“A million plastic bottles are bought around the world every minute and it's predicted that figure will rise by another 20% by 2021. Efforts to collect and recycle the bottles to keep them from creating waste and polluting the oceans, are not keeping up. 480 billion plastic bottles were produced globally in 2016 and less than half of those were recycled.

The alternative to plastic water bottles is people carrying their own water bottle and refilling it, but the take up of this option is not widespread enough yet. Additionally, the provision of water fountains to allow people to fill their bottles can be expensive to install and maintain for local government.

In the UK a program has taken off around the country called 'Refill' - [www.refill.org.uk](http://www.refill.org.uk) – it enlists friendly cafes, shops and businesses to promote themselves as a place where people can refill their water bottle for free. Participating businesses simply put a sticker in their window – alerting passers-by to the fact they're welcome to come on in and fill up their bottle.

An app also allows consumers to see where they can refill. Many local Councils are partners in starting and promoting the Refill program in their cities.

The program is a simple yet effective way to raise awareness with both customers and businesses about the waste impact of plastic bottles and the alternatives to it.

Because most plastic water bottles are manufactured outside Hobart, this major source of plastic waste is unlikely to be captured by the proposed single use take away containers by-law.

A program like Refill could however help to increase awareness and use of refillable water bottles and decrease the amount of water bottles being purchased in Hobart."

**The General Manager reports:**

"In line with the Council's policy in relation to Notices of Motion, I advise that the matter is considered to be within the jurisdiction of the Hobart City Council as it relates to the *City of Hobart Waste Management Strategy 2015-2030*."

**CITY INFRASTRUCTURE COMMITTEE**

**13. Watchorn Street - Footpath Closure**

**File Ref: F18/87703; RO/905**

Ref: Special Open [CIC 4.1](#), 6/08/2018

That the General Manager be authorised to vary the Council position on the long term closure of footpaths to facilitate private construction, as detailed in the Council resolution of 12 October 2015, by permitting the closure of sections of the southern footpath on Watchorn Street (between Liverpool Street and Bathurst Street), and the detouring of pedestrians to the northern footpath, to facilitate excavation and construction works at 126 Bathurst Street, Hobart.

BURNET  
SEXTON

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

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

**ECONOMIC DEVELOPMENT & COMMUNICATIONS COMMITTEE**

**14. Super Sidewalk Saturday**  
**File Ref: F17/109406; 17/46**

Ref: Open [EDCC 6.1](#), 26/07/2018

- That:
1. The Super Sidewalk Saturday event not be held in August 2018.
  2. The Super Sidewalk Saturday budget allocation of \$76,000 be allocated to the Communications and Marketing function to further strengthen existing marketing activities and be utilised in the support of Hello Hobart marketing campaign, city marketing activations and retail precinct support.
  3. A further report be referred back to the Committee providing details on potential projects for the reallocated funds from the Super Sidewalk Saturday 2018 budget allocation.

COCKER  
THOMAS

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

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

**15. Christmas Decorations 2018**

**File Ref: F18/66595**

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Ref: Open [EDCC 6.2](#), 26/07/2018

- That:
1. A live Christmas tree display be installed in Wellington Court for the Christmas program in 2018 at a cost of \$3,320 funded from the Christmas decorations program budget for 2018.
  2. No fence be installed in 2018 around the Mawson Place Christmas tree.
  3. Security arrangements for the Mawson Place Christmas tree include drive-by security every night, with more dedicated security provisions on Friday and Saturday evenings.
  4. The General Manager be authorised to finalise any further operational requirements around the 2018 Christmas Decoration program.

COCKER  
HARVEY

That the recommendation be adopted.

MOTION CARRIED



VOTING RECORD

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

ZUCCO  
SEXTON

That item 15 be re-committed for the purpose of re-taking the vote.

MOTION CARRIED

VOTING RECORD

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

The Chairman put the vote.

MOTION CARRIED

VOTING RECORD

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

**SPECIAL REPORT – GENERAL MANAGER**

**16. Smart City Expo 2018 - Melbourne  
3-4 September 2018 - Aldermanic Nominations  
File Ref: F18/86181**

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- That: 1. The Council consider Aldermanic nominations at the Smart City Expo to be held in Melbourne from 3rd to 4th September 2018.
2. The estimated cost of \$2,900 per person be attributed to the Aldermanic conferences attendance allocation within the City Government function of the 2018-19 Annual Plan.

SEXTON  
BRISCOE

That the recommendation be adopted and Aldermen Zucco and Burnet attend subject to their availability.

MOTION CARRIED

VOTING RECORD

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

Denison  
Harvey

**COUNCIL RESOLUTION:**

- That:
1. Aldermen Zucco and Burnet attend the Smart City Expo to be held in Melbourne from 3rd to 4th September 2018, subject to their availability.
  2. The estimated cost of \$2,900 per person be attributed to the Aldermanic conferences attendance allocation within the City Government function of the 2018-19 Annual Plan.

**17. CLOSED PORTION OF THE MEETING**

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

- Leave of Absence

The 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                       |

SEXTON  
BURNET

That the recommendation be adopted.

MOTION CARRIED BY ABSOLUTE MAJORITY

VOTING RECORD

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

There being no further business the meeting closed at 6:50 pm.

TAKEN AS READ AND SIGNED AS  
A CORRECT RECORD THIS  
20<sup>TH</sup> DAY OF AUGUST 2018.

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**CHAIRMAN**