



CITY OF HOBART

MINUTES

OPEN PORTION
MONDAY, 21 JANUARY 2019
AT 5:08 PM
COUNCIL CHAMBER, TOWN HALL



ORDER OF BUSINESS

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PRESENT:

The Acting Lord Mayor Councillor H Burnet, Aldermen M Zucco, J R Briscoe, Dr P T Sexton, D C Thomas, T M Denison, Councillor W Harvey, Alderman S Behrakis, Councillors M S C Dutta, H A Ewin and Z E Sherlock.

APOLOGIES:

Nil.

LEAVE OF ABSENCE:

The Lord Mayor Councillor A M Reynolds.

Councillor Ewin left the meeting at 6.05pm, returned at 6.10pm and was not present for item 9.6.

Councillor Dutta left the meeting at 6.22pm, returned at 6.27pm and was not present for the substantive motion vote for item 10 or item 11.

Alderman Behrakis left the meeting at 6.53pm and returned at 6.55pm.

Councillor Ewin left the meeting at 7.27pm and did not return.

The meeting was adjourned at 8.05pm for a five minute comfort break.

Councillor Sherlock left the meeting at 8.05pm and did not return.

Alderman Sexton left meeting at 8.05pm, returned at 8.12pm and was not present for item 18.

The Chairman advised the Chamber a request had been received for the media to film and take photographs during the meeting, there being no objections, permission was granted.

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, 17 December 2018](#), and Annual General Meeting held on [Monday, 19 November 2018](#) and finds them to be a true record and recommends that they be taken as read and signed as a correct record.

BRISCOE
EWIN

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES	NOES
Acting Lord Mayor Burnet	
Zucco	
Briscoe	
Sexton	
Thomas	
Denison	
Harvey	
Behrakis	
Dutta	
Ewin	
Sherlock	

The minutes were signed.

2. TRANSFER OF AGENDA ITEMS

Are there any items, which the meeting believes, should be transferred from this agenda to the closed agenda or from the closed agenda to the open agenda, in accordance with the procedures allowed under Section 15 of the *Local Government (Meeting Procedures) Regulations 2015*?

No items were transferred.

3. COMMUNICATION FROM THE CHAIRMAN

3.1 Passing of Pawel Adamowicz, Mayor of the Polish City of Gdansk

The Acting Lord Mayor acknowledged the sudden passing of the Mayor of the Polish City Gdansk, Mayor Pawel Adamowicz. Mr Adamowicz had been the Mayor of the Baltic port city since 1998.

A letter of condolence will be sent on behalf of the City of Hobart.

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

6.1 Petition – Proposed kunanyi / Mount Wellington Cable Car - Public Meeting

The General Manager tabled a petition from 'Residents Opposed to the Cable Car Inc' calling for a public meeting regarding the proposed kunanyi / Mount Wellington cable car by the Mt Wellington Cable Way Company.

There were 1036 signatories to the petition.

ZUCCO
BRISCOE

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

MOTION CARRIED

VOTING RECORD

AYES	NOES
Acting Lord Mayor Burnet	
Zucco	
Briscoe	
Sexton	
Thomas	
Denison	
Harvey	
Behrakis	
Dutta	
Ewin	
Sherlock	

Attachments

A Petition - Residents Opposed to the Cable Car Inc - Public Meeting ⇨



6.2 Petition – Building Heights - Public Meeting

The General Manager tabled a petition calling for a public meeting regarding building heights in Hobart.

There were 1662 signatories to the petition.

ZUCCO
BRISCOE

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

MOTION CARRIED

VOTING RECORD

AYES

Acting Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Ewin
Sherlock

NOES

Attachments

- A Part 1 - Petition - Height Heritage and Viewlines ⇒ 
- B Part 2 - Petition - Height Heritage and Viewlines ⇒ 
- C Part 3 - Petition - Height Heritage and Viewlines ⇒ 
- D Part 4 - Petition - Height Heritage and Viewlines ⇒ 
- E Part 5 - Petition - Height Heritage and Viewlines ⇒ 
- F Part 6 - Petition - Height Heritage and Viewlines ⇒ 

7. CONSIDERATION OF SUPPLEMENTARY ITEMS

Ref: Part 2, Regulation 8(6) of the *Local Government (Meeting Procedures) Regulations 2015*.

RECOMMENDATION

That the Council resolve to deal with any supplementary items not appearing on the agenda, as reported by the General Manager in accordance with the provisions of the *Local Government (Meeting Procedures) Regulations 2015*.

No supplementary items were received.

8. INDICATIONS OF PECUNIARY AND CONFLICTS OF INTEREST

Ref: Part 2, Regulation 8(7) of the *Local Government (Meeting Procedures) Regulations 2015*.

Elected Members are requested to indicate where they may have any pecuniary or conflicts of interest in respect to any matter appearing on the agenda, or any supplementary item to the agenda, which the 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 34 Davey Street, Hobart - Partial Demolition, Alterations and Extension to Previously Approved Development PLN-18-798 - File Ref: F18/154094

Ref: Open [CPC 7.1.1](#), 14/01/2019
Application Expiry Date: 22 January 2019
Extension of Time: Not applicable

That pursuant to the *Sullivans Cove Planning Scheme 1997*, the Council approve the application for partial demolition, alterations and extension to previously approved development at 34 Davey Street, Hobart for the reasons outlined in the officer's report and a permit containing the following conditions be issued:

GEN

The use and/or development must be substantially in accordance with the documents and drawings that comprise PLN-18-798 - 34 DAVEY STREET HOBART TAS 7000 - Advertised 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: 5766 dated 11 December 2018, as attached to the permit.

Reason for condition

To clarify the scope of the permit.

ENG 1

Any damage to council infrastructure resulting from the implementation of this permit, must, at the discretion of the Council:

1. Be met by the owner by way of reimbursement (cost of repair and reinstatement to be paid by the owner to the Council); or
2. Be repaired and reinstated by the owner to the satisfaction of the Council.

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

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

Reason for condition

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

HER 17

The exterior colours of the framing and other external elements (excepting glazing) must minimise the prominence of the development approved by this permit.

Prior to the issue of any approval under the *Building Act 2016*, revised plans must be submitted and approved by the Council's Director City Planning showing exterior colours in accordance with the above requirement.

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

Reason for condition

To ensure that the prominence of the development is minimised.

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.](#)

WORK PLACE HEALTH AND SAFETY

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

WASTE DISPOSAL

It is recommended that the developer liaise with the Council's Cleansing and Solid Waste Unit regarding reducing, reusing and recycling materials associated with demolition on the site to minimise solid waste being directed to landfill.

Further information regarding waste disposal can also be found on the Council's website.

FEES AND CHARGES

Click here for information on the Council's fees and charges.

BEHRAKIS
THOMAS

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

Zucco
Briscoe
Sexton
Thomas
Denison
Behrakis
Dutta
Sherlock

NOES

Acting Lord Mayor Burnet
Harvey
Ewin

9.2 2 Collins Street and Adjacent Road Reserve Hobart - Demolition and New Development for Visitor Accommodation, Function Centre and Associated Facilities

{TC 9.2 2 Collins Street and Adjacent Road Reserve Hobart - Demolition and New Development for Visitor Accommodation, Function Centre and Associated Facilities' \1.2 }

PLN-16-1133 - File Ref: F19/2281

Ref: Open [CPC 7.2.1](#), 14/01/2019
Application Expiry Date: 6 February 2019
Extension of Time: Not applicable

That pursuant to the *Sullivans Cove Planning Scheme 1997*, the Council refuse the application for demolition and new development for visitor accommodation, function centre and associated facilities at 2 Collins Street and adjacent road reserve, HOBART for the following reasons:

1. The proposed function centre does not meet the Objectives of Clause 15.2 of the *Sullivans Cove Planning Scheme 1997*, as it:
 - a) Fails to ensure that the building masses and facades appropriately relate to the spaces they form.
 - b) Fails to ensure that the proposed non-residential use is based on the amenity and characteristics of specific sites.
 - c) Fails to ensure that the amenity of or the potential for adjacent residential development will not be diminished.

and is therefore considered to be prohibited under clause 15.3.4 of the *Sullivans Cove Planning Scheme 1997*.

2. The proposal does not meet the performance standards of clause 22.5.5 of the *Sullivans Cove Planning Scheme 1997*, as:
 - a) It will dominate adjacent places of cultural significance when viewed from the street or any other public space, and will be more prominent in the street than the adjacent places of cultural significance contrary to the Cultural Resource Principles (Cultural Heritage and Urban Character) of the *Sullivans Cove Planning Scheme 1997* espoused in clause 7.3.2.
 - b) The area of the facade of the new building will exceed that of the buildings on adjacent places of cultural significance and the visual impact of the apparent disparity of scale is significant and historic precedent does not warrant the scale disparity.
 - c) The proposal fails to complement and contribute to the specific character and appearance of adjacent places of cultural significance and the historic character of the Cove generally.
 - d) The location, bulk and appearance of the proposed building will adversely affect the heritage values of adjacent and nearby places of cultural significance, by creating an incongruous backdrop out of scale with the present visual setting.
3. The proposal exceeds the 'deemed to comply' height, alignment, plot ratio, apparent size and building surfaces standards of clause 23.6.1A and 23.7.1 of the *Sullivans Cove Planning Scheme 1997* and in turn fails to meet the objectives of clause 23.2, in that:
 - a) It fails to conserve the traditional urban pattern of the Cove.

- b) Its bulk and height does not reflect the natural topography of the Sullivans Cove Planning Area, the amphitheatre sloping down to the Cove and the Macquarie Street and Regatta Point Ridges.
 - c) It does not promote a respectful relationship between buildings and to buildings of identified cultural significance within a street.
 - d) The building will be individually prominent in terms of contrast with neighbouring buildings by being significantly higher or having a larger apparent size when viewed in street elevation.
 - e) The building does not facilitate the creation of 'secondary spaces' on lots in the Cove.
4. The proposal exceeds the maximum 'permitted' height standards and exceeds the standards for apparent size of clause 23.6.1A of the *Sullivans Cove Planning Scheme 1997* and does not meet the corresponding discretionary provisions of clause 23.6.2, as it will be more prominent in the streetscape than adjacent Places of Cultural Significance, by strong contrast of scale, height, colour and tone.
5. The proposal does not meet the provisions of clause 28.5 and clause 28.6 of the *Sullivans Cove Planning Scheme 1997*, as it involves the demolition of a building which (a) contributes to the urban character of the Activity Area, and (b) is capable of continued beneficial use. The proposed demolition will have a detrimental impact on the character of the Activity Area.

BRISCOE
HARVEY

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

Acting Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Harvey
Behrakis
Dutta
Ewin
Sherlock

NOES

Denison

**9.3 58 Goulburn Street - Change of Use to Residential (Communal Residence) -
PLN-18-565** (TC '9.3 58 Goulburn Street - Change of Use to Residential (Communal Residence) - PLN-18-565' U 2)
File Ref: F19/470

Ref: Open [CPC 7.2.2](#), 14/01/2019

That: Pursuant to the *Hobart Interim Planning Scheme 2015*, the Council approve the application for change of use to residential (communal residence) at 58 Goulburn Street, Hobart for the reasons outlined in the officer report of 5 December 2018 as shown in Attachment A to item 7.2.2 of the Open City Planning Committee agenda of 14 January 2019 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-18-565 - 58 GOULBURN STREET HOBART TAS 7000 except where modified below.

Reason for condition

To clarify the scope of the permit.

ADVICE

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

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

BUILDING PERMIT

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

This is a Permitted Planning Permit issued in accordance with section 58 of the *Land Use Planning and Approvals Act 1993*.

BEHRAKIS
DUTTA

That the recommendation be adopted.

AMENDMENT

SHERLOCK
BRISCOE

That an advice clause B be added that reads:

That the Council seek an urgent meeting with both the Department of Communities, the property owner and Anglicare as the property manager to seek a commitment that existing tenants and wider residents in the neighbourhood are consulted through a minimum of two consultations on the proposed management, specifically the permanent withdrawal of the 24/7 security and other changes, prior to the changes occurring, and are fully supported through the implementation process.

PROCEDURAL MOTION

ZUCCO
THOMAS

That discussion of the matter be deferred until later in the meeting to enable the Director City Planning to seek agreement from the applicant to an extension of time.

PROCEDURAL MOTION CARRIED

VOTING RECORD

AYES

Zucco
Briscoe
Sexton
Thomas
Denison
Behrakis
Dutta
Ewin
Sherlock

NOES

Acting Lord Mayor Burnet
Harvey

Item 9.4 was then taken.

Discussion of item 9.3 resumed at 6.55pm

The Chairman reminded the Chamber that 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.

The Chairman directed the meeting to the outstanding motion and amendment which were moved prior to the deferral motion.

BRISCOE
SHERLOCK

That Alderman Zucco be granted an additional two minutes speaking time.

MOTION CARRIED

VOTING RECORD

AYES	NOES
Acting Lord Mayor Burnet	
Zucco	
Briscoe	
Sexton	
Thomas	
Denison	
Harvey	
Behrakis	
Dutta	
Ewin	
Sherlock	

AMENDMENT CARRIED

VOTING RECORD

AYES	NOES
Acting Lord Mayor Burnet	
Zucco	
Briscoe	
Sexton	
Thomas	
Denison	
Harvey	
Behrakis	
Dutta	
Ewin	
Sherlock	

SUBSTANTIVE MOTION LOST

VOTING RECORD

AYES	NOES
Acting Lord Mayor Burnet	Zucco Briscoe Sexton Thomas Denison Harvey Behrakis Dutta Ewin Sherlock

SHERLOCK
DUTTA

That: Pursuant to the *Hobart Interim Planning Scheme 2015*, the Council refuse the application for change of use to residential (communal residence) at 58 Goulburn Street, Hobart, for the reasons that the use is properly classified as being a discretionary use in the Inner Residential Zone of the *Hobart Interim Planning Scheme 2015*, and warrants refusal under clause 8.10.2 of that planning scheme on the basis that it is inconsistent with Zone Purpose Statement 11.1.1.5 of the Inner Residential Zone, as it does not provide a high standard of residential amenity to its occupants or to other residents of the locality due to not providing 24 hour a day/seven day a week supervision of the complex.

MOTION CARRIED

VOTING RECORD

AYES	NOES
Zucco Briscoe Sexton Thomas Denison Harvey Behrakis Dutta Ewin Sherlock	Acting Lord Mayor Burnet

COUNCIL RESOLUTION:

That: Pursuant to the *Hobart Interim Planning Scheme 2015*, the Council refuse the application for change of use to residential (communal residence) at 58 Goulburn Street, Hobart, for the reasons that the use is properly classified as being a discretionary use in the Inner Residential Zone of the *Hobart Interim Planning Scheme 2015*, and warrants refusal under clause 8.10.2 of that planning scheme on the basis that it is inconsistent with Zone Purpose Statement 11.1.1.5 of the Inner Residential Zone, as it does not provide a high standard of residential amenity to its occupants or to other residents of the locality due to not providing 24 hour a day/seven day a week supervision of the complex.

Item 13 was then taken.

9.4 1 - 5 Ryde Street, North Hobart - Partial Demolition and Alterations for Kiosk, and New Building for Coaches and Media Boxes

Alterations for Kiosk, and New Building for Coaches and Media Boxes" V 2)

(TC "9.4 1 - 5 Ryde Street, North Hobart - Partial Demolition and

PLN-18-738 - File Ref: F19/770

Ref: Open [CPC 7.2.3](#), 14/01/2019

Application Expiry Date: 20 February 2019

Extension of Time: Not applicable

That: Pursuant to the *Hobart Interim Planning Scheme 2015*, the Council approve the application for partial demolition and alterations for kiosk, and new building for coaches and media boxes at 1-5 Ryde Street NORTH HOBART for the reasons outlined in the officer's report attached to item 7.2.3 of the Open City Planning Committee agenda of 14 January 2019 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-18-738 - 1-5 RYDE 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 2018/01801-HCC dated 19 November 2018 as attached to the permit.

Reason for condition

To clarify the scope of the permit.

PLN s2

The walls of the north elevation of the coaches/media box must be coloured using colours with a light reflectance value not greater than 40 percent prior to the first occupation of the coaches/media box.

Revised plans or details satisfying this requirement must be submitted and approved, prior to the issue of any approval under the *Building Act 2016*.

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

Advice:

Once the revised plans 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 ensure that building design contributes positively to adjoining land in a residential zone

ENG sw2.1

The Council's stormwater infrastructure adjacent to / within the subject site must be protected from damage during the construction of the development.

Digital copies of a pre and post construction work CCTV video and associated report(s) of any Council stormwater main within two metres of the works must be submitted to Council:

1. Prior to issue of any consent under the *Building Act 2016* / the commencement of work, and
2. After completion of all work but prior to the issue of any Certificate of Completion.

The pre and post construction work CCTVs will be relied upon to establish the extent of damage caused to the Council's infrastructure during construction. In the event that the owner fails to provide to the Council a pre-construction works CCTV video of the Council's infrastructure, then any damage to the Council infrastructure identified in the post construction CCTV will be deemed to be the responsibility of the owner.

Advice: Due to the diameter of the main, a tractor camera will be required to obtain adequately clear footage.

Reason for condition

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

ENG sw3

The proposed works (including foundations and overhangs) must be designed to ensure the long term protection of and access to the Council's stormwater infrastructure.

A detailed design certified by a suitably qualified engineer must be submitted and approved prior to issue of any consent under *Building Act 2016*. The detailed design must:

1. Demonstrate how the design will ensure the protection of and provide access to the Council's stormwater main.

2. Include certification by a suitably qualified engineer (that the works do not impose any loads on the storm water main and the structure is entirely independent of the main and its trenching).
3. Demonstrate how adequate access to the main is maintained.
4. Demonstrate that no additional loads are imposed on the stormwater main.
5. Demonstrate that the structure is entirely independent of the main and its trenching.
6. Include (but not be limited to) details of cross-sections, minimum separation, adequate cover.

Prior to issue of any Certificate of Completion a suitably qualified engineer must confirm the installation of the works within two metres of Council's stormwater main is in accordance with the approved drawings and complies with this condition. Should any remediation works be required, these must be carried out at the developer's cost.

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

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

As the proposal does not demonstrate the developers intention around the public stormwater infrastructure this condition is required if works are to occur over or within 2 metres of the public stormwater infrastructure. Relaxation of this condition can only be granted by the environmental engineering unit.

Reason for condition

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

ENG sw4

The development must be drained to Council infrastructure. Any new stormwater connection required must be constructed, and existing redundant connections must be sealed at the owner's expense prior to issue of a Certificate of Completion or first occupation whichever comes first.

Detailed design drawings showing both existing and proposed services must be submitted and approved, prior to issue of any consent under the Building Act 2016 / commencement of work. The detailed design drawings must include:

1. The location of the proposed connections and all existing connections;
2. The size and design of the connection(s) such that they are appropriate to safely service the development given the limited receiving capacity of Council infrastructure;
3. Long-sections of the proposed connection(s) clearly showing any nearby services, cover, size, material and delineation of public and private infrastructure;
4. Clearly distinguish between public and private infrastructure; and
5. Be checked and certified by a qualified and experienced engineer.

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

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

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

Any proposed public stormwater infrastructure will require detailed engineering drawings, which must be checked and certified by a qualified and experienced civil engineer. The construction of public infrastructure will require a Permit to Construct Public Infrastructure.

Reason for condition

To ensure the site is drained adequately

ENG sw5

The new stormwater infrastructure must be constructed and any existing infrastructure made redundant prior to issue of a completion certificate or first occupation, whichever occurs first.

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

1. Be certified by a qualified and experienced engineer.
2. Show in both plan and long-section the proposed stormwater mains, including but not limited to, connections, flows, velocities, hydraulic grade lines, clearances, cover, gradients, sizing, material, pipe class, adequate working platforms around manholes, easements and inspection openings.
3. Include the associated calculations and catchment area plans. The stormwater system (including defined overland flow paths) must cater for all 1% AEP flows as at 2100 (i.e including climate change loading) from a fully developed catchment. The main itself must be sized to accommodate at least the 5% AEP flows from a fully-developed catchment.
4. Clearly distinguish between public and private infrastructure.
5. Be substantially in accordance with the LGAT drawings.

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

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

Please note that once the condition endorsement has been issued you will need to contact Council's City Infrastructure Division to obtain a Permit to Construct Public Infrastructure.

Reason for condition

To ensure Council's hydraulic infrastructure meets acceptable standards.

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.

ENG s1

Site survey drawings must be submitted and approved, prior to any consent granted under the *Building Act 2016*. The Survey drawings must:

1. Be certified by a qualified and experienced surveyor.
2. Show a site plan of stormwater mains, including but not limited to, location of main and connections, surface levels, invert levels, material, pipe size, manholes, easements and inspection openings.
3. Clearly distinguish between public and private infrastructure.

4. Show all other infrastructure in the area both private and public, clearly distinguish between public and private.

All work required by this condition must be undertaken prior to the removal of existing infrastructure or approval of new infrastructure.

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

Reason for condition

To ensure the protection of the Council's hydraulic infrastructure, and ensure the continued operation and service of the current stormwater infrastructure.

ENG s2

The cost of any alterations to the Council's or third-party infrastructure, including the site's service connection points, incurred as a result of the proposed development works must be met by the owner / developer.

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, 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 reports *Preliminary Environmental Site Assessment (PSEA) Report* prepared by EM&C and dated 26 August 2018 and *Construction and Environmental Management Plan* prepared by EM&C and dated 27 November 2018 must be implemented.

Reason for condition

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

ADVICE

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

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

CONDITION ENDORSEMENT ENGINEERING

All engineering drawings required to be submitted and approved by this planning permit must be submitted to the City of Hobart as a CEP (Condition Endorsement) via the City's [Online Service Development Portal](#). When lodging a CEP, please reference the PLN number of the associated Planning Application. Each CEP must also include an estimation of the cost of works shown on the submitted engineering drawings. Once that estimation has been confirmed by the City's Engineer, the following fees are payable for each CEP submitted and must be paid prior to the City of Hobart commencing assessment of the engineering drawings in each CEP:

Value of Building Works Approved by Planning Permit Fee:

- Up to \$20,000: \$150 per application.
- Over \$20,000: 2% of the value of the works as assessed by the City's Engineer per assessment.

These fees are additional to building and plumbing fees charged under the Building and Plumbing Regulations.

Once the CEP is lodged via the [Online Service Development Portal](#), if the value of building works approved by your planning permit is over \$20,000, please contact the City's Development Engineer on 6238 2715 to confirm the estimation of the cost of works shown on the submitted engineering drawings has been accepted.

Once confirmed, please call one of the City's Customer Service Officers on 6238 2190 to make payment, quoting the reference number (ie. CEP number) of the Condition Endorsement you have lodged. Once payment is made, your engineering drawings will be assessed.

BUILDING PERMIT

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

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

PLUMBING PERMIT

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

SPECIAL CONNECTION PERMIT

You may need a Special Connection Permit (Trade Waste) in accordance with the *Plumbing Regulations 2014* and the Tasmanian Plumbing Code. Click [here](#) for more information.

PUBLIC HEALTH

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

PERMIT TO CONSTRUCT PUBLIC INFRASTRUCTURE

You may require a permit to construct public infrastructure, with a 12 month maintenance period and bond (please contact the Hobart City Council's City Infrastructure Division to initiate the permit process).

NEW SERVICE CONNECTION

Please contact the Hobart City Council's City Infrastructure Division to initiate the application process for your [new stormwater connection](#).

WASTE DISPOSAL

It is recommended that the developer liaise with the Council's Cleansing and Solid Waste Unit regarding reducing, reusing and recycling materials associated with demolition on the site to minimise solid waste being directed to landfill.

Further information regarding waste disposal can also be found on the Council's [website](#).

FEES AND CHARGES

Click [here](#) for information on the Council's fees and charges.

DIAL BEFORE YOU DIG

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

BEHRAKIS
BRISCOE

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

Acting Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Ewin
Sherlock

NOES

9.5 3 Erindale Place & 163 Strickland Avenue, South Hobart - Dwelling and Associated Vegetation Clearing
PLN-18-493 - File Ref: F19/1264

{TC*9.5 3 Erindale Place & 163 Strickland Avenue, South Hobart - Dwelling and Associated Vegetation Clearing* U 2 }

Ref: Open [CPC 7.2.4](#), 14/01/2019
Application Expiry Date: 18 January 2019
Extension of Time: Not applicable

That: Pursuant to the *Hobart Interim Planning Scheme 2015*, the Council approve the application for dwelling and associated vegetation clearing at 3 Erindale Place & 163 Strickland Avenue, South Hobart for the reasons outlined in the officer's report, attached to item 7.2.4 of the Open City Planning Committee agenda of 14 January 2019 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-18-493 3 ERINDALE PLACE SOUTH HOBART TAS 7004 - Final Planning Documents except where modified below.

Reason for condition

To clarify the scope of the permit.

PLN s3

The title boundary shared between Council's neighbouring land and the applicant's property shall be clearly marked by the applicant on the ground before any works commence.

Reason for condition

To clarify the scope of the permit.

ENG sw4

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

Detailed engineering drawings must be submitted and approved, prior to commencement of work. The detailed engineering drawings must include:

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

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

Advice:

- *The applicant is advised to submit detailed design drawings via a Council City Infrastructure Division [application for a new stormwater connection](#). If detailed design to satisfy this condition is submitted via the planning condition endorsement process there may be fees associated with the assessment, and once approved the applicant will still need to submit an application for a new stormwater connection with Council City Infrastructure Division.*
- *Where building / plumbing approval is also required, it is recommended that documentation to satisfy this condition is submitted well before submitting documentation for building/plumbing approval. Failure to address planning condition requirements prior to submitting for building/plumbing approval may result in unexpected delays.*

Reason for condition

To ensure the site is drained adequately.

ENG 2b

Prior to the issue of any approval under the *Building Act 2016* or the commencement of works on site (whichever occurs first), a certified vehicle barrier design (including site plan with proposed location(s) of installation) prepared by a suitably qualified engineer, compliant with Australian Standard AS/NZS1170.1:2002, must be submitted to the Council.

Advice:

- *If the development's building approval includes the need for a Building Permit from the Council, the applicant is advised to submit detailed design of vehicular barrier as part of the Building Application. If the development's building approval is covered under Notifiable Work the applicant is advised to submit detailed design of vehicular barrier as a condition endorsement of the planning permit condition. Once the certification has been accepted, the 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 standard.

ENG 2c

Prior to the first occupation, vehicular barriers must be inspected by a qualified engineer and certification submitted to the Council confirming that the installed vehicular barriers comply with the certified design and Australian Standard AS/NZS1170.1:2002.

Advice:

- *Certification may be submitted to the Council as part of the Building Act 2016 approval process or via 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 1

Any damage to council infrastructure resulting from the implementation of this permit, must, at the discretion of the Council:

1. Be met by the owner by way of reimbursement (cost of repair and reinstatement to be paid by the owner to the Council); or
2. Be repaired and reinstated by the owner to the satisfaction of 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 10

No native vegetation may be removed from 3 Erindale Place more than 16m from the southern edge of the dwelling, unless required for the installation of the sewer line.

Reason for condition

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

ENV 15

All construction vehicles and machinery must be effectively cleaned of soil both before entering and before leaving 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 washdown can be found [here](#).

Reason for condition

To minimise the spread of weeds and pathogens.

ENV 2

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

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

Particular attention must be given to managing erosion and sedimentation risk when establishing the bushfire hazard management area on the adjacent Council land.

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.

OPS 2

A Bushfire Hazard Management Area (BHMA) must be established on the Council reserve Strickland Avenue no. 5, as specified in the approved Bushfire Hazard Management Plan, prior to occupancy. All costs associated with the establishment of the BHMA will be borne by the applicant.

Upon establishment of the BHMA to the satisfaction of the Council, the Council will assume responsibility for the ongoing maintenance of the BHMA, as part of the urban firebreaks program.

Reason for condition

To ensure that the approved Bushfire Hazard Management Plan is implemented in a timely manner, and to the satisfaction of the Council, providing for the safety of inhabitants of the proposed dwelling.

ADVICE

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

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

CONDITION ENDORSEMENT ENGINEERING

All engineering drawings required to be submitted and approved by this planning permit must be submitted to the City of Hobart as a CEP (Condition Endorsement) via the City's [Online Service Development Portal](#). When lodging a CEP, please reference the PLN number of the associated Planning Application. Each CEP must also include an estimation of the cost of works shown on the submitted engineering drawings. Once that estimation has been confirmed by the City's Engineer, the following fees are payable for each CEP submitted and must be paid prior to the City of Hobart commencing assessment of the engineering drawings in each CEP:

Value of Building Works Approved by Planning Permit Fee:

- Up to \$20,000: \$150 per application.
- Over \$20,000: 2% of the value of the works as assessed by the City's Engineer per assessment.

These fees are additional to building and plumbing fees charged under the Building and Plumbing Regulations.

Once the CEP is lodged via the [Online Service Development Portal](#), if the value of building works approved by your planning permit is over \$20,000, please contact the City's Development Engineer on 6238 2715 to confirm the estimation of the cost of works shown on the submitted engineering drawings has been accepted.

Once confirmed, please call one of the City's Customer Service Officers on 6238 2190 to make payment, quoting the reference number (ie. CEP number) of the Condition Endorsement you have lodged. Once payment is made, your engineering drawings will be assessed.

BUILDING PERMIT

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

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

PLUMBING PERMIT

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

OCCUPATION OF THE PUBLIC HIGHWAY

You may require a Permit 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 stormwater connection](#).

STORM WATER

Please note that in addition to a building and/or plumbing permit, development must be in accordance with the Hobart City Council's Hydraulic Services By law. 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.

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.

PART 5 AGREEMENT

Please note that the owner(s) of this property are subject to a Part 5 Agreement with Hobart City Council (C935042) that requires the owner(s) to:

- Implement the approved Bushfire Management Plan in relation to the land (superseded);
- Refrain from removing any tree on the land which has a circumference of more than 400mm measured one metre above the adjacent ground level unless that tree is within three metres of the outer wall of any building on the land that is approved by the Planning Authority or removal of the tree is necessary for safety reasons as determined and approved in writing by the Planning Authority (trees proposed to be removed on plans approved);
- Ensure no habitable building development occurs below the High Terrace

- Embankment Area on the land (proposal complies); and
- Ensure that any dwelling or fence on the land is constructed in accordance with the guidelines and recommendations of the document *Minimising the Swift Parrot Collision Threat: Guidelines and recommendations for parrot-safe building design*.

With regard to compliance with the swift parrot collision guidelines, it is recommended that the following occurs to avoid breaching the Agreement:

- low-reflectivity glass (<10% visible light reflectivity) is used wherever possible; and
- the clear glass balustrades are treated in accordance with the guidelines (frosted, tinted, patterned etc) or substituted with an alternative balustrade design (e.g. tension wire).

Copies of the Part 5 Agreement are available from The LIST website (www.thelist.tas.gov.au) via the 'Scanned Dealings' section.

COUNCIL RESERVES

This permit does not authorise any works (other than for bushfire hazard management or stormwater connection as approved) on the adjoining Council land. Any act that causes, or is likely to cause, damage to Council's land may be in breach of Council's Public Spaces By-law and penalties may apply. The by-law is available [here](#).

BEHRAKIS
DENISON

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES	NOES
Acting Lord Mayor Burnet	
Zucco	
Briscoe	
Sexton	
Thomas	
Denison	
Harvey	
Behrakis	
Dutta	
Ewin	
Sherlock	

**9.6 59 Grosvenor Street & 61 Grosvenor Street & 2 Churchill Avenue, Sandy Bay - Partial Demolition, Alterations and 13 Multiple Dwellings (Two Existing, 11 New){ TC "9.6 59 Grosvenor Street & 61 Grosvenor Street & 2 Churchill Avenue, Sandy Bay - Partial Demolition, Alterations and 13 Multiple Dwellings (Two Existing, 11 New)" \ 2 }
PLN-18-760 - File Ref: F19/2780**

Ref: Supplementary Open [CPC 13](#), 14/01/2019

Application Expiry Date: 21 January 2019

Extension of Time: Not applicable

That: Pursuant to the *Hobart Interim Planning Scheme 2015*, the Council approve the application for partial demolition, alterations and 13 multiple dwellings (two existing, 11 new) at 59 and 61 Grosvenor Street and 2 Churchill Avenue, Sandy Bay for the reasons outlined in the officer's report, attached to supplementary item 13 of the Open City Planning Committee agenda of 14 January 2019 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-18-760 59 & 61 GROSVENOR STREET AND 2 CHURCHILL AVENUE SANDY BAY TAS 7005 - Final Planning Documents, except where modified below.

Reason for condition

To clarify the scope of the permit.

TW

The use and/or development must comply with the requirements of TasWater as detailed in the form Submission to Planning Authority Notice, Reference No. TWDA 2018/01934-HCC dated 04/12/2018 as attached to the permit.

Reason for condition

To clarify the scope of the permit.

ENG sw1

The development (including hardstand) must be drained to a piped system. The new private stormwater connection must be constructed, and any existing connections be abandoned and sealed at the owner's

expense prior to occupation.

Detailed engineering drawings must be submitted and approved, prior to commencement of work. The detailed engineering drawings must include:

1. The location of the proposed connection and all existing connections to be abandoned;
2. The size and design of the connection such that it is appropriate to safely service the development;
3. Written permission for the works outside 59 and 61 Grosvenor Street; and
4. Certify that the receiving stormwater pipe has sufficient capacity.

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

Advice: The applicant is advised to submit detailed design drawings as part of the plumbing permit application in this instance as the receiving stormwater pipe which your development is proposing to connect to is actually a private stormwater main owned by University of Tasmania on University of Tasmania land. (The University of Tasmania main connects to Council's stormwater system near Sandy Bay Road and the system upstream of this point has been considered as a shared private stormwater system).

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 storm water discharges from the development must be installed prior to commencement of use.

The stormwater pre-treatment system must incorporate a treatment system of a size and design sufficient to achieve the stormwater quality targets in accordance with the State Stormwater Strategy 2010.

The stormwater pre-treatment system must be maintained during the life of the development.

Advice: Failure to ensure consistency between the stormwater treatment system proposed in the planning application documentation and plumbing permit application documentation may result in delays in the issue of any approval under the Building Act 2016.

Reason for condition

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

ENG sw8

A 3,400 litre stormwater detention system must be installed to limit stormwater discharges from the development to 14.8 L/s for a 5 minute 5% AEP storm event, prior to first occupation.

A detailed detention design must be submitted and approved by Council, prior to the issuing of any plumbing approval under the *Building Act 2016*. The design must:

1. Be prepared by a suitably qualified engineer,
2. Include design drawings of the detention tank showing the layout, the inlet and outlet (including long section), the overflow mechanism.
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:

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

2016.

- *Once the stormwater management report and design has been approved the Council will issue a condition endorsement.*
- *It is advised that documentation for condition endorsement is lodged well before a Building / Plumbing Permit is required, as failure to address design requirements until Building / Plumbing Permit stage may result in unexpected delays.*

Reason for condition

To ensure that the stormwater runoff quantity is managed to take into account the limited receiving capacity of the downstream Council stormwater infrastructure.

ENG tr2

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

The construction traffic (including cars, public transport vehicles, service vehicles, pedestrians and cyclists) and parking management plan must be submitted and approved, prior to any approval under the *Building Act 2016* (including demolition). The construction traffic and parking management plan must:

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

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

Advice:

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

Reason for condition

To ensure the safety of vehicles entering and leaving the development and the safety and access around the development site for the general public and adjacent businesses.

ENG 3a

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

1. The blind aisle end widening for car parking space 01 to be a minimum of 700mm wide, with an aisle width of 6.0m.
2. The maximum aisle gradient within the site to be 6.5%
3. The minimum side clearance for the design envelope for 61 Grosvenor Street car parking space to be 250mm.

Advice:

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

Reason for condition

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

ENG 3c

The access driveway, circulation roadways, ramps and parking module (parking spaces, aisles and manoeuvring area) must be constructed in accordance with Condition ENG 3a.

Prior to the first occupation, documentation by a suitably qualified engineer certifying that the access driveway and parking module has been constructed in accordance with the above drawings must be lodged with Council.

Advice:

- *Certification may be submitted to Council as part of the Building Act 2016 approval process or via condition endorsement (see general advice on how to obtain condition endorsement). It is noted that the certification is not to ensure structural integrity but rather to ensure compliance with AS2890.1 (and relaxations associated with Condition ENG 3a).*

Reason for condition

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

ENG 4

The access driveway and parking module (car parking spaces, aisles and manoeuvring area) approved by this permit must be constructed to a sealed standard (spray seal, asphalt, concrete, pavers or equivalent Council approved) and surface drained to the Council's stormwater infrastructure prior to the first occupation.

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 parking spaces approved on the site is:

1. Fourteen (14) User Class 1A car parking spaces
2. A minimum number of Class B (AS2890.3) bicycle parking spaces of six (6) [secure tenant parking]
3. A minimum number of Class C (AS2890.3) bicycle parking spaces of two (2) [visitor parking]

Prior to first occupation:

- All car 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.
- All bicycle parking spaces must be installed in accordance with AS/NZS 2890.3 2015.
- Install signage (in accordance with AS1742.11 2009 or Council approved equivalent) at the entrance to the main car parking area indicating that the parking area is for residents only;

Reason for condition

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

ENG 1

Any damage to council infrastructure resulting from the implementation of this permit, must, at the discretion of the Council:

1. Be met by the owner by way of reimbursement (cost of repair and reinstatement to be paid by the owner to the Council); or
2. Be repaired and reinstated by the owner to the satisfaction of the Council.

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 2

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

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

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

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

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

Reason for condition

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

ADVICE

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

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

CONDITION ENDORSEMENT ENGINEERING

All engineering drawings required to be submitted and approved by this planning permit must be submitted to the City of Hobart as a CEP (Condition Endorsement) via the City's [Online Service Development Portal](#). When lodging a CEP, please reference the PLN number of the associated Planning Application. Each CEP must also include an estimation of the cost of works shown on the submitted engineering drawings. Once that estimation has been confirmed by the City's Engineer, the following fees are payable for each CEP submitted and must be paid prior to the City of Hobart commencing assessment of the engineering drawings in each CEP:

Value of Building Works Approved by Planning Permit Fee:

- Up to \$20,000: \$150 per application.
- Over \$20,000: 2% of the value of the works as assessed by the City's Engineer per assessment.

These fees are additional to building and plumbing fees charged under the Building and Plumbing Regulations.

Once the CEP is lodged via the [Online Service Development Portal](#), if the value of building works approved by your planning permit is over \$20,000, please contact the City's Development Engineer on 6238 2715 to confirm the estimation of the cost of works shown on the submitted engineering drawings has been accepted.

Once confirmed, please call one of the City's Customer Service Officers on 6238 2190 to make payment, quoting the reference number (ie. CEP number) of the Condition Endorsement you have lodged. Once payment is made, your engineering drawings will be assessed.

BUILDING PERMIT

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

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

PLUMBING PERMIT

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

OCCUPATION OF THE PUBLIC HIGHWAY

You may require a permit for the occupation of the public highway for construction 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.

PERMIT TO CONSTRUCT PUBLIC INFRASTRUCTURE

You may require a permit to construct public infrastructure, with a 12 month maintenance period and bond (please contact the Hobart City Council's City Infrastructure Division to initiate the permit process).

STORM WATER

Please note that in addition to a building and/or plumbing permit, development must be in accordance with the Hobart City Council's Hydraulic Services By law. 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.

RIGHT OF WAY

The private right of way must not be reduced, restricted or impeded in any way, and all beneficiaries must have complete and unrestricted access at all times.

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.

TITLE ADHESION

An adhesion of your titles is required because a portion of your development is across one or more title boundaries. Contact your solicitor or a registered land surveyor to initiate the process.

WEED CONTROL

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

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.

BEHRAKIS
DENISON

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

Acting Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Sherlock

NOES

10. **Sullivans Cove Planning Scheme 1997 - Macquarie Point Site Development Plan - Proposed Amendments** (TC 10. Sullivans Cove Planning Scheme 1997 - Macquarie Point Site Development Plan - Proposed Amendments V 3) **File Ref: F17/56953; 32-3-93**

Ref: Open [CPC 8.1](#), 14/01/2019

- That:
1. Pursuant to section 39G(4) of the *Macquarie Point Development Corporation Act 2012*, Council advise the Board of the Macquarie Point Development Corporation that it supports the proposed request to the Minister for State Growth and the draft amendments to the Sullivans Cove Planning Scheme 1997 as shown in Attachment B of item 8.1 of the Open City Planning Committee agenda of 14 January 2019.
 2. Council recommend to the Board that an additional amendment be included which applies standard A2/P2 in Planning Directive No 6 – Exemption and Standards for Visitor Accommodation in Planning

Schemes to visitor accommodation use.

3. Council delegate to the General Manager the authority to give notice to the Minister under section 39H(4) of the MPDC Act that Council intends to seek representations from the public in relation to the proposed amendments.

BEHRAKIS
BRISCOE

That the recommendation be adopted.

AMENDMENT

DENISON
DUTTA

That the proposed reduction in the maximum residential ground floor area from 43,000 to 15,000 square metres, not be approved and the existing arrangements remain in place.

AMENDMENT CARRIED

VOTING RECORD

AYES	NOES
Acting Lord Mayor Burnet	Harvey
Zucco	
Briscoe	
Sexton	
Thomas	
Denison	
Behrakis	
Dutta	
Ewin	
Sherlock	

SUBSTANTIVE MOTION CARRIED

VOTING RECORD

AYES	NOES
Acting Lord Mayor Burnet	
Zucco	
Briscoe	
Sexton	
Thomas	
Denison	
Harvey	
Behrakis	
Ewin	
Sherlock	

COUNCIL RESOLUTION:

- That:
1. Pursuant to section 39G(4) of the Macquarie Point Development Corporation Act 2012, Council advise the Board of the Macquarie Point Development Corporation that it supports the proposed request to the Minister for State Growth and the draft amendments to the Sullivans Cove Planning Scheme 1997 as shown in Attachment B of item 8.1 of the Open City Planning Committee agenda of 14 January 2019.
 2. Council recommends to the Board that:
 - (i) an additional amendment be included which applies standard A2/P2 in Planning Directive No 6 – Exemption and Standards for Visitor Accommodation in Planning Schemes to visitor accommodation use; and
 - (ii) the current permitted maximum floor area for residential accommodation of 50,000m² in clause 32.6.1 A1 be retained.
 3. Council delegate to the General Manager the authority to give notice to the Minister under section 39H(4) of the MPDC Act that Council intends to seek representations from the public in relation to the proposed amendments.

11. City Planning Division - Revised Fees and Charges - 2018/2019 Financial Year - Development Compliance (TC '11. City Planning Division - Revised Fees and Charges - 2018/2019 Financial Year - Development Compliance' U 3) File Ref: F19/2045; 17/41

Ref: Open [CPC 8.3](#), 14/01/2019

That the Council approve the following amended fees for 2018/2019 pursuant to section 205 of the *Local Government Act 1993*:

1. Application for a building certificate – class 1 and 10 buildings - \$800 plus \$200 per hour of assessment per application.
2. Application for a building certificate – class 2 - 9 buildings - \$1200 plus \$200 per hour of assessment per application.

BEHRAKIS
SEXTON

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Acting Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Ewin
Sherlock

MOTIONS OF WHICH NOTICE HAS BEEN GIVEN

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

12. English Language Classes in Hobart (TC '12. English Language Classes in Hobart' V 3)
File Ref: F19/175; 13-1-9

Ref: Open [CCEC 7.1](#), 9/01/2019

Motion:

“That a report be provided to detail the current provision of English language classes in Hobart; to provide examples of services provided in other cities; and to explore the possibilities for increased provision of intensive English language services in Hobart in collaboration with the State Government.”

Rationale:

“Language is one of the most important factors in successful settlement in a new country. English language proficiency is vital for participation in education, work, feelings of belonging and for involvement in the broader life of the community. Without adequate language skills, new arrivals can struggle to integrate and contribute to the community. Students quickly fall behind in their studies; adults struggle to find work; and daily tasks such as shopping and accessing services can prove challenging. Intensive English language courses upon arrival ensure that migrants and refugees start off their new life with the best possible chance of success.

Currently, there appears to be insufficient intensive English language class provision in Hobart upon arrival of new migrants, a deficiency and gap that needs to be addressed within the education system, working with representative groups, advocacy agencies and broader English language schools. It has been reported that conversation classes may not be adequate to address the current demand, nor meet the basic requirements of English education, per national standards and common practice.

The City of Hobart have had a long commitment to advocating for the needs of migrants and refugees in Hobart, delivering on a multicultural strategy since 2009. *The Multicultural Strategy 2014 – 2019* guides current action in three priority areas: Perception, Communication and Participation. *The Community Vision for Our Island Capital* includes the following statement:

Pilar 8.4.1 - "We embrace those who have moved to Tasmania from elsewhere and work together for better economic outcomes. We welcome new people into our culture, quality of life and opportunities for meaningful employment."

It is noted that whilst service provision to migrants and refugees is not the mandate of Local Government, advocating for the needs of this community is a key role for Local Government and is in accordance with the *City of Hobart's Multicultural Strategy 2014-2019*."

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 aligns with the *City of Hobart's Multicultural Strategy 2014-2019*."

SHERLOCK
EWIN

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Acting Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Ewin
Sherlock

ZUCCO
THOMAS

That item 24 be taken next.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Acting Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Ewin
Sherlock

Item 24 was then taken.

13. Social Food Service Delivery { TC *13. Social Food Service Delivery * U 3 }
File Ref: F19/2637

Ref: Open [FGC 7.1](#), 15/01/2019

Motion:

“That the council urgently review what actions it can take to address the concern from some traders in North Hobart and other traders regarding the growth of social food delivery services (SFDS) and the fact that SFDS vehicles are occupying parking spaces to the detriment of other customers.”

Rationale:

“A number of North Hobart shop owners have raised concerns that drivers operating for a number of social food delivery services are using prime parking spaces to wait for customer orders and therefore restricting the ability of shop customers from utilising the available parking bays.

The Council has been proactive in helping to alleviate some of the issues and has implemented the following initiatives:

- A dedicated “food delivery providers” parking zone installed in Burnett Place specifically for the use of social food delivery vehicles.
- The Council has contacted social food delivery providers including Uber Eats to advise them of the parking zone and requested that they direct their registered operators to the location in Burnett Place when operating in the North Hobart area.
- Increased patrols from City of Hobart Parking and Information Officers.
- Negotiated with a private operator to lease land in Lefroy Street to increase parking options for customers.
- Rolling out new integrated parking system in North Hobart (ex. parking meters) early in the new calendar year.
- Worked closely with the North Hobart Traders Association on communicating Council initiatives to traders
- Council Parking and Information Officers being visible and visiting various traders in North Hobart

Despite the good work of the Council, some traders in North Hobart are still complaining about SFDS drivers.

One further initiative may be the State Government implementing a system, similar to Victoria, whereby local regulations require vehicles to be identified as a commercial passenger vehicles. This system, which requires a sticker to be displayed on the passenger side of a vehicle’s front windscreen means that the vehicle is easily identifiable as a social food delivery service vehicle. If the sticker is not displayed then local authorities will issue drivers with a fine.

The North Hobart area remains one of Hobart’s premier dining locations and the problems which are occurring here are unnecessarily causing issues and it is beholden on the Council and the State Government to explore all options to attempt to rectify the situation.”

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 relates to the provision of on street parking.”

ZUCCO
THOMAS

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Acting Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Sherlock

COMMUNITY, CULTURE AND EVENTS COMMITTEE

14. City of Hobart Grants Program - Delegation for Approval

Delegation for Approval V 3

City of Hobart Grants Program -

File Ref: F18/125072; 18/279

Ref: Open [CCEC 6.3](#), 9/01/2019

- That:
1. In the interests of good governance and in order to streamline the current grants process, it is recommended that pursuant to Section 22 of the *Local Government Act*, the Council delegate authority to the General Manager to approve all grants administered under the City of Hobart Grants Program which offer support between \$1,000 and \$20,000.
 2. The current Council Policy, Applications for Grants - City of Hobart Grants Program, be amended to reflect the change.
 3. Following the General Manager's approval of the recommendations, a report and assessment details be provided to Elected Members for their information.

HARVEY
SEXTON

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Acting Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Sherlock

15. Sandy Bay Senior Citizens Club - Lease (TC '15. Sandy Bay Senior Citizens Club - Lease' 13)
File Ref: F18/151152; 15/153-219

Ref: Open [CCEC 6.4](#), 9/01/2019

- That:
1. A lease to the Sandy Bay Senior Citizens Club over the community facility located at 23 Lambert Avenue for a period of five (5) years, with an option for a further five (5) years, be approved, subject to no objections being received during the statutory community engagement process required under Section 178 of the *Local Government Act 1993*.
 - (i) Should any objections be received during the community engagement period, a further report will be provided to the Council.
 2. The leased area be provided at a nominal annual rent (\$50 per annum).
 3. The General Manager be authorised to finalise the terms and conditions of the lease.
 4. In accordance with the Council Policy 'Grants and Benefits Disclosure' the benefit recognised to the Sandy Bay Senior Citizens Club by way of reduced rental as part of the new lease be disclosed in the City's Annual Report.

HARVEY
THOMAS

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Acting Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Sherlock

HARVEY
DUTTA

That items 16 and 17 be taken together.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Acting Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Sherlock

Items 16 and 17 were taken together.

16. The Taste of Tasmania Future Delivery Model (TC-16. The Taste of Tasmania Future Delivery Model V.3)
File Ref: F19/458; 18/90

Ref: Closed [CCEC 4.1](#), 9/01/2019

That: 1. Acknowledging the significance and success of the Taste of Tasmania in 2018-19, its economic benefits to the state, noting the concerns and recommendations in the report of the Associate Director of City Economy, Tourism & Events marked as item 4.1 of the Closed Community, Culture and Events Committee 9 January 2019, and recognising the financial burden placed upon Hobart ratepayers to fund the Taste of Tasmania, before making a final decision the Council seek the following further information:

- 1.1. A statistically valid random survey of the Hobart community (ratepayers and residents) be undertaken with final questions drafted with the company carrying out the survey to ensure no bias.
 - (i) A further report on the content of the survey be provided for consideration at a special meeting of the Community, Culture and Events Committee to be scheduled for 21 January 2019.
- 1.2. The Council receives the final report on the cost of the 2018-19 event.
- 1.3. The Council receives the economic and social impact assessment being carried out by SGS Economics and Planning on the 2018-19 event.
2. The information requested in clause 1 be provided to the Council by mid-March 2019, to enable a final decision to be made on the future of the Taste of Tasmania at the 18 March 2019 Council meeting.
3. A delegation, to be determined by the Council, of no less than four elected members including the Lord Mayor and the Chairman of the Finance and Governance Committee, meet with the Premier to discuss the future of the Taste of Tasmania.

DUTTA
THOMAS

That the recommendation contained in item 16 of the agenda be adopted, with clause 1.1 and 1.1 (i) being replaced by the following:

- 1.1 A statistically valid random survey of the Hobart community ratepayers and residents) as prepared by Myriad Research and marked as Attachment A to the Special Open Community Culture and Events Committee agenda of 21 January 2019, be endorsed by the Council for distribution to Hobart ratepayers and residents.

HARVEY
DENISON

That the vote on clause 1.1 be taken separately.

MOTION CARRIED

VOTING RECORD

AYES	NOES
Acting Lord Mayor Burnet	
Zucco	
Briscoe	
Sexton	
Thomas	
Denison	
Harvey	
Behrakis	
Dutta	
Sherlock	

AMENDMENT

ZUCCO
SEXTON

That clause 3 be amended by replacing the word 'Premier' with 'Government' and adding the words 'at the appropriate time' following the word 'Tasmania'.

AMENDMENT CARRIED

VOTING RECORD

AYES	NOES
Acting Lord Mayor Burnet	Denison
Zucco	Behrakis
Briscoe	
Sexton	
Thomas	
Harvey	
Dutta	
Sherlock	

The Chairman then put clause 1.1 to the vote.

MOTION LOST

VOTING RECORD

AYES	NOES
Zucco	Acting Lord Mayor Burnet
Sexton	Briscoe
Thomas	Denison
Dutta	Harvey
Sherlock	Behrakis

SUBSTANTIVE MOTION CARRIED

VOTING RECORD

AYES	NOES
Acting Lord Mayor Burnet	Denison
Zucco	Harvey
Briscoe	
Sexton	
Thomas	
Behrakis	
Dutta	
Sherlock	

COUNCIL RESOLUTION:

- That: 1. Acknowledging the significance and success of the Taste of Tasmania in 2018-19, its economic benefits to the state, noting the concerns and recommendations in the report of the Associate Director of City Economy, Tourism & Events marked as item 4.1 of the Closed Community, Culture and Events Committee 9 January 2019, and recognising the financial burden placed upon Hobart ratepayers to fund the Taste of Tasmania, before making a final decision the Council seek the following further information:
- 1.1. The Council receives the final report on the cost of the 2018-19 event.
 - 1.2. The Council receives the economic and social impact assessment being carried out by SGS Economics and Planning on the 2018-19 event.
2. The information requested in clause 1 be provided to the Council by mid-March 2019, to enable a final decision to be made on the future of the Taste of Tasmania at the 18 March 2019 Council meeting.
 3. A delegation, to be determined by the Council, of no less than four elected members including the Lord Mayor and the Chairman of the Finance and Governance Committee, meet with the Government to discuss the future of the Taste of Tasmania at the appropriate time.

Items 16 and 17 were taken together.

17. Taste of Tasmania - Community Survey {TC 17. Taste of Tasmania - Community Survey V3}
File Ref: F19/6781

Ref: Special Open [CCEC 4.1](#), 21/01/2019

That the draft Taste of Tasmania community survey as prepared by Myriad Research and marked as Attachment A to the Special Open Community Culture and Events Committee agenda of 21 January 2019, be endorsed by the Council for distribution to Hobart ratepayers and residents.

DUTTA
THOMAS

That the recommendation contained in item 16 of the agenda be adopted, with clause 1.1 and 1.1 (i) being replaced by the following:

- 1.1 A statistically valid random survey of the Hobart community ratepayers and residents) as prepared by Myriad Research and marked as Attachment A to the Special Open Community Culture and Events Committee agenda of 21 January 2019, be endorsed by the Council for distribution to Hobart ratepayers and residents.

HARVEY
DENISON

That the vote on clause 1.1 be taken separately.

MOTION CARRIED

VOTING RECORD

AYES	NOES
Acting Lord Mayor Burnet	
Zucco	
Briscoe	
Sexton	
Thomas	
Denison	
Harvey	
Behrakis	
Dutta	
Sherlock	

AMENDMENT

ZUCCO
SEXTON

That clause 3 be amended by replacing the word 'Premier' with 'Government' and adding the words 'at the appropriate time' following the word 'Tasmania'.

AMENDMENT CARRIED

VOTING RECORD

AYES	NOES
Acting Lord Mayor Burnet	Denison
Zucco	Behrakis
Briscoe	
Sexton	
Thomas	
Harvey	
Dutta	
Sherlock	

The Chairman then put clause 1.1 to the vote.

MOTION LOST

VOTING RECORD

AYES	NOES
Zucco	Acting Lord Mayor Burnet
Sexton	Briscoe
Thomas	Denison
Dutta	Harvey
Sherlock	Behrakis

SUBSTANTIVE MOTION CARRIED

VOTING RECORD

AYES	NOES
Acting Lord Mayor Burnet	Denison
Zucco	Harvey
Briscoe	
Sexton	
Thomas	
Behrakis	
Dutta	
Sherlock	

COUNCIL RESOLUTION:

- That: 1. Acknowledging the significance and success of the Taste of Tasmania in 2018-19, its economic benefits to the state, noting the concerns and recommendations in the report of the Associate Director of City Economy, Tourism & Events marked as item 4.1 of the Closed Community, Culture and Events Committee 9 January 2019, and recognising the financial burden placed upon Hobart ratepayers to fund the Taste of Tasmania, before making a final decision the Council seek the following further information:
- 1.1 The Council receives the final report on the cost of the 2018-19 event.
 - 1.2 The Council receives the economic and social impact assessment being carried out by SGS Economics and Planning on the 2018-19 event.
 2. The information requested in clause 1 be provided to the Council by mid-March 2019, to enable a final decision to be made on the future of the Taste of Tasmania at the 18 March 2019 Council meeting.
 3. A delegation, to be determined by the Council, of no less than four elected members including the Lord Mayor and the Chairman of the Finance and Governance Committee, meet with the Government to discuss the future of the Taste of Tasmania at the appropriate time.

CITY INFRASTRUCTURE COMMITTEE

18. Melville Street - Footpath Closure (TC *18. Melville Street - Footpath Closure* V 3)
File Ref: F18/142759; RO/671

Ref: Special Open [CIC 4.1](#), 21/01/2019

That the General Manager be authorised to permit the temporary closure of sections of the southern footpath on Melville Street (between Elizabeth Street and Argyle Street) to facilitate development works at 40-42 and 44 Melville Street, Hobart.

DENISON
ZUCCO

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Acting Lord Mayor Burnet
Zucco
Briscoe
Thomas
Denison
Harvey
Behrakis
Dutta

FINANCE AND GOVERNANCE COMMITTEE

19. Federal Election Submission {TC*19. Federal Election Submission* U 3 }
File Ref: F18/142272

Ref: Open [FGC 6.1](#), 15/01/2019

- That:
1. The Federal Government commit and fund the City Deal.
 2. The Council support the following regional issues in its Federal Election document:
 - Support for Refugees
 - Affordable Housing Debt
 - Improved Sporting Facilities for Female Participant
 - Climate Change
 3. The Council support the following local issues in its Federal Election document:
 - Doone Kennedy Hobart Aquatic Centre
 - Smart Cities
 - Major Visitor Infrastructure Projects for kunyani / Mount Wellington
 - Protecting Key Heritage Assets
 4. A briefing forum be held on the issues in the Federal Election document for the candidates and sitting members for the electorate of Clark.
 5. At the appropriate time a community forum be held in the Town Hall for candidates in the Federal election for the seat of Clark in the House of Representatives.

ZUCCO
HARVEY

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Acting Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta

20. City of Hobart Mission Statement and Values (TC *20. City of Hobart Mission Statement and Values* V 3)
File Ref: F18/137702

Ref: Open [FGC 6.4](#), 15/01/2019

That the Council endorse the new Mission Statement 'Working together to make Hobart a better place for the community', together with the attached amended Values to guide organisational culture at the City of Hobart.

ZUCCO
SEXTON

That the recommendation be adopted.

AMENDMENT

DUTTA
BRISCOE

That the concept of transparency be included in the Accountability Value.

AMENDMENT CARRIED

VOTING RECORD

AYES

NOES

Acting Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta

SUBSTANTIVE MOTION CARRIED

VOTING RECORD

AYES	NOES
Acting Lord Mayor Burnet	
Zucco	
Briscoe	
Sexton	
Thomas	
Denison	
Harvey	
Behrakis	
Dutta	

COUNCIL RESOLUTION

That the Council endorse the new Mission Statement 'Working together to make Hobart a better place for the community', together with the attached amended Values to guide organisational culture at the City of Hobart.

Attachments

A City of Hobart Values ⇨ 

21. Elected Member Model Code of Conduct Review { TC *21. Elected Member Model Code of Conduct Review * U 3 }
File Ref: F19/225

Ref: Open [FGC 6.5](#), 15/01/2019

That the Council adopt the new Model Code of Conduct, as provided at Attachment A to item 21 of the Open Council agenda of 21 January 2019.

ZUCCO
THOMAS

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES	NOES
Acting Lord Mayor Burnet	
Zucco	
Briscoe	
Sexton	
Thomas	
Denison	
Harvey	
Behrakis	
Dutta	

22. Live Minute Taking, Recording of Closed Council Meetings and Lady Osborne Room Audio System {TC *22. Live Minute Taking, Recording of Closed Council Meetings and Lady Osborne Room Audio System* U 3 }
File Ref: F18/154291; 15/162-005 & 006

Ref: Open [FGC 6.6](#), 15/01/2019

- That: 1. The update in relation to capturing and displaying live minutes at Council meetings and the replacement of the audio system in the Lady Osborne Room as detailed in item 6.6 of the Open Finance and Governance Committee agenda of 15 January 2019 be received and noted.
2. The Council resolve to record the closed portion of Council meetings.

ZUCCO
THOMAS

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES	NOES
Acting Lord Mayor Burnet	
Zucco	
Briscoe	
Sexton	
Thomas	
Denison	
Harvey	
Behrakis	
Dutta	

PARKS AND RECREATION COMMITTEE

23. Queens Domain Vegetation Management Policy - Proposed Council Policy {TC *23. Queens Domain Vegetation Management Policy - Proposed Council Policy* U 3 }
File Ref: F18/92947

Ref: Open [PRC 6.2](#), 10/01/2019

That a new Council Policy, 'Queens Domain Vegetation Management Policy' dated January 2019 and marked as Attachment A to item 6.2 of the Open Parks and Recreation Committee agenda of 10 January 2019, prepared to ensure the aesthetic appeal of the open landscape of Queens Domain whilst conserving nationally significant biodiversity values, be approved.

BRISCOE
SEXTON

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Acting Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta

24. Queens Domain Summit Plan - Response to Petition on Motori Italia Club's Annual Hill Climb Event
(TC *24. Queens Domain Summit Plan - Response to Petition on Motori Italia Club's Annual Hill Climb Event' \ 3)
File Ref: F18/153049; 2017-0097

Ref: Open [PRC 6.3](#), 10/01/2019

That: 1. In respect to the Council decision of 20 August 2018 in relation to the endorsement of the *Queens Domain Summit Plan 2018*, the Council overturn part of its decision of 20 August 2018 and rescind the following clause:

'1(i) The proposed changes to the draft plan to accommodate the Club Motori Italia Club's Annual Hillclimb event to the Summit not be approved and motor club events not be approved in the future as the activity is not consistent with the values of the Queens Domain Summit Plan'.

2. The petitioners be advised of the Council decision and wider communication be undertaken accordingly.

BRISCOE
THOMAS

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Acting Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta
Ewin
Sherlock

The Chairman then resumed item 9.3.

25. Cascade Estate Strategic Land Review: Advice from Carlton United Breweries

(TC "25. Cascade Estate Strategic Land Review: Advice from Carlton United Breweries" '13)

File Ref: F18/150863; 70-1-19

Ref: Open [PRC 6.4](#), 10/01/2019

- That:
1. The Carlton United Breweries (CUB) correspondence dated 19 December 2018 detailing its position on the draft Cascade Land Review be noted.
 2. CUB's invitation to hold further discussions to progress the vision for the Estate be accepted and progressed.
 3. The General Manager be authorised to conduct discussions with CUB and report back to the Council by September 2019.
 4. The community be advised of CUB's decision and that further discussions are to be held between the City and CUB on the future management of the Cascade Estate.

BRISCOE
ZUCCO

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES

NOES

Acting Lord Mayor Burnet
Zucco
Briscoe
Sexton
Thomas
Denison
Harvey
Behrakis
Dutta

SPECIAL REPORT – GENERAL MANAGER

26. Risk and Audit Panel Annual Report (TC 26. Risk and Audit Panel Annual Report V3)
File Ref: F18/153834

- That:
1. The Council note the Risk and Audit Panel's Annual Report for 2018.
 2. The Council endorse the Risk and Audit Panel's 2019 draft Work Plan.
 3. The Council note that the Risk and Audit Panel has reviewed the Terms of Reference and recommends one change, that being the exclusion of the Lord Mayor and the Chair of the Council's Finance Committee as possible Aldermanic members of the Panel.

DENISON
HARVEY

That the recommendation be adopted.

MOTION CARRIED

VOTING RECORD

AYES	NOES
Acting Lord Mayor Burnet	
Zucco	
Briscoe	
Sexton	
Thomas	
Denison	
Harvey	
Behrakis	
Dutta	

27. CLOSED PORTION OF THE MEETING

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

- Leave of Absence
- Commercial information of a confidential nature
- Legal action involving the Council
- Security of Council property and staff
- Disposal of Council property
- Information relating to a contract for services

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 1 Shepherd Street & 3 Shepherd Street & 3A Shepherd Street & 1/3A Shepherd Street & 2/3A Shepherd Street, Sandy Bay - Multiple Dwellings - PLN-16-1022 - Appeal - Mediation
LG(MP)R 15(4)(a)
- Item No. 7 Battery Point Slipways Masterplan
LG(MP)R 15(2)(c)(i) and (f)
- Item No. 8 Risk and Audit Panel Remuneration
LG(MP)R 15(2)(d)
- Item No. 9 Town Hall Entry Foyer - Review of Security Arrangements
LG(MP)R 15(2)e(ii)
- Item No. 10 Hobart Rivulet Air Rights - Transfer
LG(MP)R 15(2)(f)
- Item No. 11 Lot 104 Wilmslow Avenue and 74 Risdon Road, New Town - Update
LG(MP)R 15(2)(f)

SEXTON
ZUCCO

That the recommendation be adopted.

MOTION CARRIED BY ABSOLUTE MAJORITY

VOTING RECORD

AYES	NOES
Acting Lord Mayor Burnet	
Zucco	
Briscoe	
Sexton	
Thomas	
Denison	
Harvey	
Behrakis	
Dutta	

The Chairman adjourned the meeting at 8.05pm for a comfort break.

The meeting was reconvened at 8.10 pm.

There being no further business the meeting closed at 8.31pm.

**TAKEN AS READ AND SIGNED AS A
CORRECT RECORD THIS
4TH DAY OF FEBRUARY 2019.**

CHAIRMAN