

**MINUTES OF A MEETING OF THE CLARENCE CITY COUNCIL HELD AT THE COUNCIL CHAMBERS, BLIGH STREET, ROSNY PARK, ON TUESDAY 15 MARCH 2016**

**HOURLY CALLED:** 7.30pm

**PRESENT:** The meeting commenced at 7.31pm with the Mayor (Ald D C Chipman) in the Chair and with Aldermen:

N M Campbell  
H Chong  
P Cusick  
D Doust  
D Hulme  
R H James  
P K McFarlane (arrived at 7.35pm)  
J Peers  
D Thurley  
S von Bertouch  
J Walker; present.

**1. APOLOGIES** P K McFarlane (for late arrival)

**ORDER OF BUSINESS** Items 1 – 13

**IN ATTENDANCE**

General Manager  
(Mr A Paul)

Principal Engineer  
(Mr R Graham)

Corporate Secretary  
(Mr A van der Hek)

Corporate Treasurer  
(Mr F Barta)

Manager City Planning  
(Mr R Lovell)

Manager Health and Community Development  
(Mr J Toohey)

Co-ordinator Council Support  
(Ms J Ellis)

The Meeting closed at 10.00pm.

Prior to the commencement of the meeting, the Mayor made the following declaration:

*“I acknowledge the Tasmanian Aboriginal Community as the traditional custodians of the land on which we meet today, and pay respect to elders, past and present”.*

The Mayor also advised the Meeting and members of the public that Council Meetings, not including Closed Meeting, are audio-visually recorded and published to Council’s website.

**COUNCIL MEETING**  
**TUESDAY 15 MARCH 2016**

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## 1. ATTENDANCE AND APOLOGIES

Refer to cover page.

## 2. CONFIRMATION OF MINUTES

(File No 10/03/01)

### RECOMMENDATION:

That the Minutes of the Council Meeting held on 22 February 2016 and the Special Council (Planning Authority) Meeting held on 29 February 2016, as circulated, be taken as read and confirmed.

**Decision:**                      **MOVED** Ald Chong **SECONDED** Ald Cusick

“That the Minutes of the Council Meeting held on 22 February 2016 and the Special Council (Planning Authority) Meeting held on 29 February 2016, as circulated, be taken as read and confirmed”.

**CARRIED UNANIMOUSLY**

## 3. MAYOR’S COMMUNICATION

The Mayor noted that the Feasibility Studies into Local Government Reform have commenced for Greater Hobart and South-East regions.

## 4. COUNCIL WORKSHOPS

In addition to the Aldermen’s Meeting Briefing (workshop) conducted on Friday immediately preceding the Council Meeting the following workshops were conducted by Council since its last ordinary Council Meeting:

<b>PURPOSE</b>	<b>DATE</b>
Draft Economic Development Plan	
Weed Management Strategy	
Community Halls	
Parking – Bellerive Beach Park	29 February
Capital Works Draft Programme for 2016/2017	7 March

### RECOMMENDATION:

That Council notes the workshops conducted.

Refer to Page 6 for Decision on this Item...



**6. TABLING OF PETITIONS**  
(File No 10/03/12)

Nil.



**7. PUBLIC QUESTION TIME**

Public question time at ordinary Council meetings will not exceed 15 minutes. An individual may ask questions at the meeting. Questions may be submitted to Council in writing on the Friday 10 days before the meeting or may be raised from the Public Gallery during this segment of the meeting.

The Chairman may request an Alderman or Council officer to answer a question. No debate is permitted on any questions or answers. Questions and answers are to be kept as brief as possible.

**7.1 PUBLIC QUESTIONS ON NOTICE**

(Seven days before an ordinary Meeting, a member of the public may give written notice to the General Manager of a question to be asked at the meeting). A maximum of two questions may be submitted in writing before the meeting.

Questions on notice and their answers will be included in the minutes.

Nil.

**7.2 ANSWERS TO QUESTIONS ON NOTICE**

The Mayor may address Questions on Notice submitted by members of the public.

Nil.

**7.3 ANSWERS TO PREVIOUS QUESTIONS TAKEN ON NOTICE**

Nil.

**7.4 QUESTIONS WITHOUT NOTICE**

The General Manager took the following Question on Notice:

**TRAFFIC MATTERS LINDISFARNE**

M/s Burgess of Lindisfarne asked the following question.

When will the Council look at the problem of traffic at the intersection of Julie Street and Boatta Road and parking in Boatta Road and Malunna Road.

Ald McFarlane arrived at the Meeting at this stage (7.35pm).

**8. DEPUTATIONS BY MEMBERS OF THE PUBLIC**  
(File No 10/03/04)

Nil.

<b>9. MOTIONS ON NOTICE</b>
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<b>9.1 NOTICE OF MOTION – ALD CHIPMAN PARKING RESTRICTIONS – BELLERIVE BEACH CAR PARK (File No 10-03-05)</b>
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The Mayor vacated the Chair for consideration of this Item.

The Deputy Mayor assumed the Chair.

In accordance with Notice given it was:

<b>Decision:</b>	<b>MOVED</b> Ald Chipman <b>SECONDED</b> Ald McFarlane
------------------	--

“That the current parking restrictions in the Bellerive Beach car park, situated in Derwent Street, be amended to 2P 9.00am-9.00pm, 7 days per week, and the review of the parking action plan be rescheduled to include a parking audit during popular events over the coming summer”.

**CARRIED**

**FOR**

Ald Campbell  
Ald Chipman  
Ald Chong  
Ald Cusick  
Ald Doust  
Ald Hulme  
Ald James  
Ald McFarlane  
Ald Thurley  
Ald von Bertouch  
Ald Walker

**AGAINST**

Ald Peers

**9.2 NOTICE OF MOTION – ALD JAMES  
GENERAL RATE TO INDEPENDENT LIVING UNITS**

(File No 10-03-05)

The Mayor declared an Interest in this Item and left the Meeting prior to discussion (7.51pm).

In accordance with Notice given it was:

<b>Decision</b>	<p><b>MOVED</b> Ald James <b>SECONDED</b> Ald Cusick</p> <p>“A. That with respect to the proposed application of the general rate to Independent Living Units situated on land owned by charitable organisations, pensioners occupying a rateable unit on such property and who have successfully applied for a State Government rates remission shall be entitled to an ex gratia payment from Council, based on that portion of rates applied to their respective units. The payment shall be 66% of the general rates applied by the property owner (net of any remission or off-set) in the year in which the general rate is first applied and 33% of the rates applied by the property owner (net of any remission or off-set) in the following year, with no payments applying thereafter.</p> <p>B. That procedural detail providing for the implementation of this decision be included in the draft rating resolutions for the affected years”.</p> <p>The <b>MOTION</b> was <b>put</b> and <b>LOST</b></p> <table border="0"> <tr> <td style="vertical-align: top;"><b>FOR</b></td> <td style="vertical-align: top;"><b>AGAINST</b></td> </tr> <tr> <td>Ald Cusick</td> <td>Ald Campbell</td> </tr> <tr> <td>Ald Doust</td> <td>Ald Chong</td> </tr> <tr> <td>Ald James</td> <td>Ald Hulme</td> </tr> <tr> <td></td> <td>Ald McFarlane</td> </tr> <tr> <td></td> <td>Ald Peers</td> </tr> <tr> <td></td> <td>Ald Thurley</td> </tr> <tr> <td></td> <td>Ald von Bertouch</td> </tr> <tr> <td></td> <td>Ald Walker</td> </tr> </table>	<b>FOR</b>	<b>AGAINST</b>	Ald Cusick	Ald Campbell	Ald Doust	Ald Chong	Ald James	Ald Hulme		Ald McFarlane		Ald Peers		Ald Thurley		Ald von Bertouch		Ald Walker
<b>FOR</b>	<b>AGAINST</b>																		
Ald Cusick	Ald Campbell																		
Ald Doust	Ald Chong																		
Ald James	Ald Hulme																		
	Ald McFarlane																		
	Ald Peers																		
	Ald Thurley																		
	Ald von Bertouch																		
	Ald Walker																		

The Mayor returned to the Meeting at this stage and resumed the Chair (8.15pm).

**10. REPORTS FROM OUTSIDE BODIES**

This agenda item is listed to facilitate the receipt of both informal and formal reporting from various outside bodies upon which Council has a representative involvement.

**10.1 REPORTS FROM SINGLE AND JOINT AUTHORITIES**

Provision is made for reports from Single and Joint Authorities if required

Council is a participant in the following Single and Joint Authorities. These Authorities are required to provide quarterly reports to participating Councils, and these will be listed under this segment as and when received.

- **SOUTHERN TASMANIAN COUNCILS AUTHORITY**  
Representative: Ald Doug Chipman, Mayor or nominee

**Quarterly Reports**

December Quarterly Report pending.

**Representative Reporting**

- **COPPING REFUSE DISPOSAL SITE JOINT AUTHORITY**  
Representatives: Ald Jock Campbell  
(Ald Peter Cusick, Deputy Representative)

**Quarterly Reports**

The Copping Refuse Disposal Site Joint Authority has distributed the Quarterly summary of its Meetings for the periods ending 30 September and 31 December 2015.

The Copping Refuse Disposal Site Joint Authority has also distributed its Quarterly Reports for the periods 1 July to 30 September 2015 and 1 October to 31 December 2015.

In accordance with Regulation 15 of the Local Government (Meeting Procedures) Regulations 2015 the Reports will be tabled in Closed Meeting.

**Representative Reporting**

## 10.1 REPORTS FROM SINGLE AND JOINT AUTHORITIES /contd...

- **SOUTHERN WASTE STRATEGY AUTHORITY**

Representative: Ald Richard James  
(Ald Sharyn von Bertouch, Proxy)

### **Quarterly Reports**

September and December Quarterly Reports pending.

### **Representative Reporting**

Ald James tabled the Agenda of a Meeting held on 17 March 2016 and the Minutes of a Meeting held on 28 January 2016.

- **TASWATER CORPORATION**

## 10.2 REPORTS FROM COUNCIL AND SPECIAL COMMITTEES AND OTHER REPRESENTATIVE BODIES

### **Tracks and Trails Advisory Committee**

- Ald James tabled the Minutes of Meetings held on 3 December 2015 and 11 February 2016 and the Agenda of Special Meeting held on 10 March 2016.

Ald Doust left the Meeting at this stage (8.18pm).

### **Bellerive Community Arts Centre Management Committee**

- Ald Thurley tabled the following:
  - Minutes of a Meeting held on 10 February 2016 and the Financial Statement for the period ending 31 December 2015;
  - Minutes of a Meeting held on 9 March 2016 and the Financial Statement for the period ending 29 February 2016;
  - Minutes of the Annual General Meeting held on 9 March 2016.

### **Clarence Senior Citizens Centre Management Committee**

- Ald von Bertouch tabled the Minutes of a Meeting held on 9 February 2016 and the Financial Statement for the period ending 29 February 2016.

### **Community Health and Well-being Advisory Committee**

- Ald Chong tabled the Minutes of a Meeting held on 4 November 2015.

### **Richmond Advisory Committee**

- Ald Chong tabled the Minutes of a Meeting held on 19 January 2016.

**11. REPORTS OF OFFICERS****11.1 WEEKLY BRIEFING REPORTS**

(File No 10/02/02)

The Weekly Briefing Reports of 22 and 29 February and 7 March 2016 have been circulated to Aldermen.

**RECOMMENDATION:**

That the information contained in the Weekly Briefing Reports of 22 and 29 February and 7 March 2016 be noted.

**Decision:** **MOVED** Ald Thurley **SECONDED** Ald Chong

“That the Recommendation be adopted”.

**CARRIED UNANIMOUSLY**

**11.2 DETERMINATION ON PETITIONS TABLED AT PREVIOUS COUNCIL MEETINGS**

Nil.



**11.3 PLANNING AUTHORITY MATTERS**

In accordance with Regulation 25 (1) of the Local Government (Meeting Procedures) Regulations 2015, the Mayor advises that the Council intends to act as a Planning Authority under the Land Use Planning and Approvals Act 1993, to deal with the following items:

**11.3.1 DEVELOPMENT APPLICATION D-2016/3 - 57 CREMORNE AVENUE,  
CREMORNE - OUTBUILDING**  
(File No D-2016/3)**EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for an Outbuilding at 57 Cremorne Avenue, Cremorne.

**RELATION TO PLANNING PROVISIONS**

The land is zoned Village and subject to the Coastal Erosion Hazard Code under the Clarence Interim Planning Scheme 2015 (the Scheme). In accordance with the Scheme the proposal is a Discretionary development as the proposal does not meet the acceptable solutions for frontage setback and coastal erosion hazard.

**LEGISLATIVE REQUIREMENTS**

The report on this item details the basis and reasons for the recommendation. Any alternative decision by Council will require a full statement of reasons in order to maintain the integrity of the Planning approval process and to comply with the requirements of the Judicial Review Act and the Local Government (Meeting Procedures) Regulations 2015.

Council is required to exercise a discretion within the statutory 42 day period which has been extended to 17 March 2016 with the written agreement of the applicant.

**CONSULTATION**

The proposal was advertised in accordance with statutory requirements and no representations were received.

**RECOMMENDATION:**

- A. That the Development Application for an Outbuilding at 57 Cremorne Avenue, Cremorne be refused for the following reasons.
1. The proposal does not meet the Performance Criteria of Clause 16.4.2 P1 (b) in that the proposed building would not be compatible with the setback of adjoining buildings and would not maintain the continuous building line, which is evident in the streetscape.
  2. The proposal does not meet the Performance Criteria of Clause 16.4.2 P1 (c) in that the location of the building forward of the prevailing building line in Cremorne Avenue would not enhance the characteristics of the site, adjoining lots and the streetscape.
- B. That the details and conclusions included in the Associated Report be recorded as the reasons for Council's decision in respect of this matter.

/ Refer to Page 18 for Decision on this Item...

**DEVELOPMENT APPLICATION D-2016/3 - 57 CREMORNE AVENUE,  
CREMORNE – OUTBUILDING /contd...**

**Decision:**                    **MOVED** Ald Hulme **SECONDED** Ald James

   “That the Recommendation be adopted”.

   Ald Doust returned to the Meeting at this stage (8.25pm).

   The **MOTION** was **put** and **CARRIED**

<b>FOR</b>	<b>AGAINST</b>
Ald Campbell	Ald McFarlane
Ald Chipman	Ald Walker
Ald Chong	
Ald Cusick	
Ald Doust	
Ald Hulme	
Ald James	
Ald Peers	
Ald Thurley	
Ald von Bertouch	

**11.3.2 DEVELOPMENT APPLICATION D-2016/33 - 3 INTRIGUE COURT,  
TRANMERE - DWELLING**  
(File No D-2016/33)**EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for a Dwelling at 3 Intrigue Court, Tranmere.

**RELATION TO PLANNING PROVISIONS**

The land is zoned General Residential and subject to the Parking and Access Code under the Clarence Interim Planning Scheme 2015 (the Scheme). In accordance with the Scheme the proposal is a Discretionary development.

**LEGISLATIVE REQUIREMENTS**

The report on this item details the basis and reasons for the recommendation. Any alternative decision by Council will require a full statement of reasons in order to maintain the integrity of the Planning approval process and to comply with the requirements of the Judicial Review Act and the Local Government (Meeting Procedures) Regulations 2015.

Council is required to exercise a discretion within the statutory 42 day period which expires on 25 March 2016.

**CONSULTATION**

The proposal was advertised in accordance with statutory requirements and 2 representations were received raising the following issues:

- overshadowing;
- privacy;
- construction damage to adjacent dwelling;
- land-slide potential;
- wind corridor created between dwellings;
- stormwater run-off to southern property; and
- dwelling not in keeping with surrounds.

**RECOMMENDATION:**

- A. That the Development Application for a Dwelling at 3 Intrigue Court, Tranmere (CI Ref D-2016/33) be approved subject to the following conditions and advice.
1. GEN AP1 – ENDORSED PLANS.
- B. That the details and conclusions included in the Associated Report be recorded as the reasons for Council’s decision in respect of this matter.

/ Refer to Page 20 for Decision on this Item...

**DEVELOPMENT APPLICATION D-2016/33 - 3 INTRIGUE COURT, TRANMERE – DWELLING /contd...**

**Decision:**                    **MOVED** Ald Campbell **SECONDED** Ald McFarlane

“That the Recommendation be adopted”.

**CARRIED UNANIMOUSLY**

**11.3.3 DEVELOPMENT APPLICATION D-2016/37 - 359 TRANMERE ROAD,  
TRANMERE - ADDITION TO DWELLING**  
(File No D-2016/37)**EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for additions to a dwelling at 359 Tranmere Road, Tranmere.

**RELATION TO PLANNING PROVISIONS**

The land is zoned General Residential and subject to the Parking and Access Code under the Clarence Interim Planning Scheme 2015 (the Scheme). In accordance with the Scheme the proposal is a Discretionary development.

**LEGISLATIVE REQUIREMENTS**

The report on this item details the basis and reasons for the recommendation. Any alternative decision by Council will require a full statement of reasons in order to maintain the integrity of the Planning approval process and to comply with the requirements of the Judicial Review Act and the Local Government (Meeting Procedures) Regulations 2015.

Council is required to exercise a discretion within the statutory 42 day period which was extended with the consent of the applicant to expire on 17 March 2016.

**CONSULTATION**

The proposal was advertised in accordance with statutory requirements and 1 representation was received raising the following issues:

- building height;
- privacy; and
- inconsistency with character of area.

**RECOMMENDATION:**

- A. That the Development Application for an Addition to Dwelling at 359 Tranmere Road, Tranmere (CI Ref D-2016/37) be approved subject to the following conditions and advice.
1. GEN AP1 – ENDORSED PLANS.
  2. GEN AP3 – AMENDED PLAN [screening of the landing area at the top of the stairwell (between the stairway and rumpus addition) to a height of 1.5m to match the western deck].
- B. That the details and conclusions included in the Associated Report be recorded as the reasons for Council’s decision in respect of this matter.

/ Refer to Page 22 for Decision on this Item...

**DEVELOPMENT APPLICATION D-2016/37 - 359 TRANMERE ROAD, TRANMERE  
- ADDITION TO DWELLING /contd...**

**Decision:**

**MOVED** Ald McFarlane **SECONDED** Ald Cusick

“That the Recommendation be adopted”.

**CARRIED UNANIMOUSLY**

**11.3.4 DEVELOPMENT APPLICATION D-2016/43 - 318 EAST DERWENT HIGHWAY, GEILSTON BAY - CHANGE OF USE TO TAKEAWAY FOOD SHOP AND SIGNAGE**

(File No D-2016/43)

**EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for a Change of Use to a Takeaway Food Shop and Signage at 318 East Derwent Highway, Geilston Bay.

**RELATION TO PLANNING PROVISIONS**

The land is zoned Local Business under the Clarence Interim Planning Scheme 2015 (the Scheme). In accordance with the Scheme the proposal is a Discretionary development as the proposal does not meet the Acceptable Solutions for hours of operation, signage and car parking.

**LEGISLATIVE REQUIREMENTS**

The report on this item details the basis and reasons for the recommendation. Any alternative decision by Council will require a full statement of reasons in order to maintain the integrity of the Planning approval process and to comply with the requirements of the Judicial Review Act and the Local Government (Meeting Procedures) Regulations 2015.

Council is required to exercise a discretion within the statutory 42 day period which has been extended to 17 March 2016 with the written agreement of the applicant.

**CONSULTATION**

The proposal was advertised in accordance with statutory requirements and 4 representations were received raising the following issues:

- parking and access;
- waste management;
- quality of proposal plans; and
- business name.

**RECOMMENDATION:**

A. That the Development Application for a Change of Use to Takeaway Food Shop and Signage at 318 East Derwent Highway, Geilston Bay (CI Ref D-2016/43) be approved subject to the following conditions and advice.

1. GEN AP1 – ENDORSED PLANS.
2. Trading hours, including deliveries, must be within the following hours:

Monday - Friday	6.30am to 8.00pm
Saturday	7.00am to 8.00pm
Sunday	7.00am to 8.00pm
Public Holidays	7.00am to 8.00pm



3. GEN S3 – SIGN EXTERNAL ILLUMINATION.
4. GEN S4 – FLASHING LIGHTS.
5. GEN S7 – MAINTENANCE.
6. GEN S8 – SIGN ILLUMINATION HOURS.
7. The development must meet all required Conditions of Approval specified by TasWater notice dated 3 February 2016 (TWDA 2016/00119-CCC).

B. That the details and conclusions included in the Associated Report be recorded as the reasons for Council’s decision in respect of this matter.

**Decision:** **MOVED** Ald Cusick **SECONDED** Ald James

“That the Recommendation be adopted”.

**CARRIED UNANIMOUSLY**

**11.3.5 DEVELOPMENT APPLICATION D-2015/533 - 6 HOWRAH ROAD,  
HOWRAH - 3 MULTIPLE DWELLINGS**  
(File No D-2015/533)**EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for 3 Multiple Dwellings at 6 Howrah Road, Howrah.

**RELATION TO PLANNING PROVISIONS**

The land is zoned General Residential and subject to the Parking and Access and Stormwater Management Codes under the Clarence Interim Planning Scheme 2015 (the Scheme). In accordance with the Scheme the proposal is a Discretionary development.

**LEGISLATIVE REQUIREMENTS**

The report on this item details the basis and reasons for the recommendation. Any alternative decision by Council will require a full statement of reasons in order to maintain the integrity of the Planning approval process and to comply with the requirements of the Judicial Review Act and the Local Government (Meeting Procedures) Regulations 2015.

Council is required to exercise a discretion within the statutory 42 day period which has been extended with the consent of the applicant and now expires on 17 March 2016.

**CONSULTATION**

The proposal was advertised in accordance with statutory requirements and 1 representation was received raising the following issues:

- land value;
- loss of views;
- privacy; and
- design changes.

**RECOMMENDATION:**

A. That the Development Application for 3 Multiple Dwellings at 6 Howrah Road, Howrah (CI Ref D-2015/533) be approved subject to the following conditions and advice:

1. GEN AP1 – ENDORSED PLANS.
2. ENG A2 – CROSSOVER CHANGE [6.0m wide TSD-R09].
3. ENG A5 – SEALED CAR PARKING.
4. ENG S1 – INFRASTRUCTURE REPAIR.
5. ENG S5 – STORMWATER PRINCIPLES.

6. ENG M1 – DESIGNS DA.
  7. ENG M5 – EROSION CONTROL.
  8. All stormwater run-off from impervious surfaces within the site must be treated and discharged from site using Water Sensitive Urban Design principles to achieve stormwater quality and quantity targets in accordance with the State Stormwater Strategy 2010. Detailed engineering designs accompanied with a report on all stormwater design parameters and assumptions (or the MUSIC model) must be submitted to Council’s Group Manager Asset Management and approved prior to the granting of building and plumbing permits. This report is to include the maintenance management regime/replacement requirements for the treatment facility.
  9. GEN F5 – PART 5 AGREEMENT [The maintenance management schedule/regime obligations for the stormwater treatment facility and a requirement to report to Council on an annual basis stating that all maintenance requirements for the facility have been met].
  10. The development must meet all required Conditions of Approval specified by TasWater notice dated 8 December 2015 (TWDA 2015/01933-CCC).
- B. That the details and conclusions included in the Associated Report be recorded as the reasons for Council’s decision in respect of this matter.

**Decision:** **MOVED** Ald McFarlane **SECONDED** Ald Peers

“That the Recommendation be adopted”.

**CARRIED UNANIMOUSLY**

**11.3.6 DEVELOPMENT APPLICATION D-2015/546 - 36 LINCOLN STREET,  
LINDISFARNE - AMENDMENT TO PREVIOUSLY APPROVED PLANS  
(D-2014/134)**  
(File No D-2015/546)**EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for an amendment to previously approved plans (D-2014/134) at 36 Lincoln Street, Lindisfarne.

**RELATION TO PLANNING PROVISIONS**

The land is zoned General Business under the Clarence Interim Planning Scheme 2015 (the Scheme). In accordance with the Scheme the proposal is a Discretionary development.

**LEGISLATIVE REQUIREMENTS**

The report on this item details the basis and reasons for the recommendation. Any alternative decision by Council will require a full statement of reasons in order to maintain the integrity of the Planning approval process and to comply with the requirements of the Judicial Review Act and the Local Government (Meeting Procedures) Regulations 2015.

Council is required to exercise a discretion within the statutory 42 day period which was extended with the consent of the applicant until 3 February 2016

**CONSULTATION**

The proposal was advertised in accordance with statutory requirements and there were no representations.

**RECOMMENDATION:**

- A. That the Development Application for Amendment to previously approved plans (D-2014/134) at 36 Lincoln Street, Lindisfarne (CI Ref D-2015/546) be refused for the following reasons.
1. The proposal does not comply with Performance Criteria of 21.4.3 P1 (b), 21.4.3 P1 (c) and 21.4.3 (h) of the Scheme as it does not make a positive contribution to the streetscape or provide for an active frontage to Wellington Road.
  2. The proposal does not comply with Performance Criteria 21.4.4 (b) and (c) of the Scheme as it does not allow for passive surveillance of Wellington Road.

3. The proposal is inconsistent with the Desired Future Character Statements of the zone as it does not provide an active façade to Wellington Road.

B. That the details and conclusions included in the Associated Report be recorded as the reasons for Council’s decision in respect of this matter.

<b>Decision:</b>	<b>MOVED</b> Ald James <b>SECONDED</b> Ald Cusick																						
	“That the Recommendation be adopted”.																						
	<b>CARRIED</b>																						
	<table><tr><td><b>FOR</b></td><td><b>AGAINST</b></td></tr><tr><td>Ald Campbell</td><td>Ald Peers</td></tr><tr><td>Ald Chipman</td><td>Ald Thurley</td></tr><tr><td>Ald Chong</td><td></td></tr><tr><td>Ald Cusick</td><td></td></tr><tr><td>Ald Doust</td><td></td></tr><tr><td>Ald Hulme</td><td></td></tr><tr><td>Ald James</td><td></td></tr><tr><td>Ald McFarlane</td><td></td></tr><tr><td>Ald von Bertouch</td><td></td></tr><tr><td>Ald Walker</td><td></td></tr></table>	<b>FOR</b>	<b>AGAINST</b>	Ald Campbell	Ald Peers	Ald Chipman	Ald Thurley	Ald Chong		Ald Cusick		Ald Doust		Ald Hulme		Ald James		Ald McFarlane		Ald von Bertouch		Ald Walker	
<b>FOR</b>	<b>AGAINST</b>																						
Ald Campbell	Ald Peers																						
Ald Chipman	Ald Thurley																						
Ald Chong																							
Ald Cusick																							
Ald Doust																							
Ald Hulme																							
Ald James																							
Ald McFarlane																							
Ald von Bertouch																							
Ald Walker																							

**11.3.7 SUBDIVISION APPLICATION SD-2015/64 - 18 SWINTON PLACE, ROSE BAY - 1 LOT SUBDIVISION**  
(File No SD-2015/64)**EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for a 1 lot subdivision at 18 Swinton Place, Rose Bay.

**RELATION TO PLANNING PROVISIONS**

The land is zoned General Residential and subject to the Parking and Access Code under the Clarence Interim Planning Scheme 2015 (the Scheme). In accordance with the Scheme the proposal is a Discretionary development.

**LEGISLATIVE REQUIREMENTS**

The report on this item details the basis and reasons for the recommendation. Any alternative decision by Council will require a full statement of reasons in order to maintain the integrity of the Planning approval process and to comply with the requirements of the Judicial Review Act and the Local Government (Meeting Procedures) Regulations 2015.

Council is required to exercise a discretion within the statutory 42 day period which has been extended with the consent of the applicant and now expires on 17 March 2016.

**CONSULTATION**

The proposal was advertised in accordance with statutory requirements and 4 representations were received raising the following issues:

- boundary fencing;
- traffic;
- privacy;
- noise associated with future residential development; and
- stormwater drainage and sewer connection.

**RECOMMENDATION:**

- A. That the Application for a 1 lot subdivision at 18 Swinton Place, Rose Bay (CI Ref SD-2015/64) be approved subject to the following conditions and advice.
1. GEN AP1 – ENDORSED PLANS.
  2. ENG A1 – NEW CROSSOVER [minimum 3.6m wide for the length of the right-of-way] and [TSD-R09].
  3. ENG S1 – INFRASTRUCTURE REPAIR.
  4. ENG S2 – SERVICES.
  5. ENG S4 – STORMWATER CONNECTION.

6. ENG M2 – DESIGNS SD, delete first 2 dot points.
  7. ENG M8 – EASEMENTS.
  8. The Final Plan and Schedule of Easements for Lot 2 must identify which part of Lot 2 is not able to be serviced by stormwater connection. This area is to be described as a development exclusion area, within which no development may occur.
  9. GEN POS1 – POS CONTRIBUTION [5%] and [Lot 2].
  10. The development must meet all required Conditions of Approval specified by TasWater notice dated 11 February 2016 (TWDA 2015/01916-CCC).
- B. That the details and conclusions included in the Associated Report be recorded as the reasons for Council’s decision in respect of this matter.

<b>Decision:</b>	<b>MOVED</b> Ald Campbell <b>SECONDED</b> Ald McFarlane	
	“That the Recommendation be adopted”.	
	<b>CARRIED</b>	
	<b>FOR</b>	<b>AGAINST</b>
	Ald Campbell	Ald James
	Ald Chipman	
	Ald Chong	
	Ald Cusick	
	Ald Doust	
	Ald Hulme	
	Ald McFarlane	
	Ald Peers	
	Ald Thurley	
	Ald von Bertouch	
	Ald Walker	

Council now concludes its deliberations as a Planning Authority under the Land Use Planning and Approvals Act, 1993.

**11.4 CUSTOMER SERVICE**

Nil Items.



## 11.5 ASSET MANAGEMENT

### 11.5.1 CLARENCE WEED STRATEGY 2015-2030

(File No 12-07-01)

#### EXECUTIVE SUMMARY

##### PURPOSE

To consider the adoption of the Clarence Weed Strategy 2015-2030 following community consultation.

##### RELATION TO EXISTING POLICY/PLANS

Council's Strategic Plan 2010-2015 and Community Participation Policy are relevant.

##### LEGISLATIVE REQUIREMENTS

Weed Management Act, 1999.

##### CONSULTATION

Consultation with the community was undertaken in accordance with Council's Community Participation Policy.

##### FINANCIAL IMPLICATIONS

The adoption of Clarence Weed Strategy 2015-2030 has a potential direct financial impact on future Annual Plans. The impact relates to the recommendation for the appointment of a 0.4 FTE as a resource to implement the majority of actions within the Weed Strategy. The implementation of the Clarence Weed Strategy 2015-2030 is planned to be staged over many financial years, subject to Council approval of future Annual Plans.

#### RECOMMENDATION:

- A. That Council authorise the General Manager to write to the Department of Primary Industries, Water and Environment to seek further clarification on the use of glyphosate as a weed control chemical.
- B. That Council modifies the Clarence Weed Strategy 2015-2030 to include a watching brief on toxicity of all chemicals used as part of its Weed Work Plans including glyphosate.
- C. That Council adopts the Clarence Weed Strategy 2015-2030, including the modification in "B" above.

#### Decision:

**MOVED** Ald Cusick **SECONDED** Ald McFarlane

"That the Recommendation be adopted".

Ald James left the Meeting at this stage (9.10pm).

The **MOTION** was **put** and **CARRIED UNANIMOUSLY**

**11.5.2 ELECTRIC VEHICLES**

(File No 28-04-01)

**EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the potential for installing public charging points for electric vehicles around the City.

**RELATION TO EXISTING POLICY/PLANS**

Council's Strategic Plan 2010-2015 and Community Participation Policy are relevant.

**LEGISLATIVE REQUIREMENTS**

There are no specific legislative requirements.

**CONSULTATION**

There has been consultation with the Electric Highway Working Group (EHWG) representative.

**FINANCIAL IMPLICATIONS**

There are no immediate financial implications.

**RECOMMENDATION:**

- A. That Council authorises the General Manager or his representative to consult with the Tasmanian Government and Electric Highway Working Group in relation to policy implementation and technology development of electric vehicles.
- B. That a future Council Workshop is held at such time as there is relevant information in relation to "A" above.

**Decision:** **MOVED** Ald Chong **SECONDED** Ald Campbell

"That the Recommendation be adopted".

**CARRIED UNANIMOUSLY**

**11.6 FINANCIAL MANAGEMENT**

Nil Items.

**11.7 GOVERNANCE****11.7.1 AUSTRALIAN LOCAL GOVERNMENT WOMEN'S ASSOCIATION  
CONFERENCE SPONSORSHIP**

(File No 24-04-16)

**EXECUTIVE SUMMARY****PURPOSE**

To consider a request from the Tasmanian Branch of the Australian Local Government Women's Association for sponsorship support towards the holding of the ALGWA National Conference in Launceston in April 2017.

**RELATION TO EXISTING POLICY/PLANS**

Consideration of sponsorship requests and opportunities is consistent Council's Strategic Plan Objectives to develop stronger sub regional, regional and country wide alliances and to market and promote the City.

**LEGISLATIVE REQUIREMENTS**

Nil.

**CONSULTATION**

Nil.

**FINANCIAL IMPLICATIONS**

Sponsorship of the level sought can be accommodated within proposed marketing and sponsorship budget allocations within the 2016/2017 Annual Plan.

**RECOMMENDATION:**

That a sponsorship contribution of \$1000 be made to the Australian Local Government Women's Association Tasmanian Branch Inc towards the conduct of the Australian Local Government Women's Association National Conference on 11-13 April 2017.

Ald Chong and Ald McFarlane declared an Interest in this Item and left the Meeting prior to discussion (9.12pm).

/ Refer to Page 36 for Decision on this Item...

**AUSTRALIAN LOCAL GOVERNMENT WOMEN'S ASSOCIATION CONFERENCE  
SPONSORSHIP /contd...**

**Decision:**                    **MOVED** Ald Peers   **SECONDED** Ald Cusick

  “*That the Recommendation be adopted*”.

  Ald James returned to the Meeting at this stage (9.15pm).

  The **MOTION** was **put** and **CARRIED**

<b>FOR</b>	<b>AGAINST</b>
Ald Campbell	Ald Doust (abstained)
Ald Chipman	
Ald Cusick	
Ald Hulme	
Ald James	
Ald Peers	
Ald Thurley	
Ald von Bertouch	
Ald Walker	

**11.7.2 DRAFT ECONOMIC DEVELOPMENT PLAN 2016-2021**

(File No 20-21-01)

**EXECUTIVE SUMMARY****PURPOSE**

To consider the endorsement of a draft Economic Development Plan 2016-2021 for release for a process of public and stakeholder consultation.

**RELATION TO EXISTING POLICY/PLANS**

The establishment of an economic development plan is consistent with the goal within the Council's Strategic Plan 2010-2015 to plan, lead and provide for the sustainable economic growth of the City.

**LEGISLATIVE REQUIREMENTS**

Nil.

**CONSULTATION**

A public consultation program involving the community, business and industry sector groups and government agencies is proposed.

**FINANCIAL IMPLICATIONS**

If, subsequent to the public consultation process, the 5 year Economic Development Plan is adopted, it will be implemented through Council's Annual Plan and Capital Works Programme, with priorities identified annually.

**RECOMMENDATION:**

That the draft Clarence City Council Economic Development Plan 2016-2021 be endorsed for release for a process of public and stakeholder consultation.

**Decision:** **MOVED** Ald Hulme **SECONDED** Ald Campbell

“That the Recommendation be adopted”.

Ald Chong and Ald McFarlane returned to the Meeting at 9.18pm.

The **MOTION** was **put** and **CARRIED UNANIMOUSLY**

**12. ALDERMEN'S QUESTION TIME**

An Alderman may ask a question with or without notice at Council Meetings. No debate is permitted on any questions or answers.

**12.1 QUESTIONS ON NOTICE**

(Seven days before an ordinary Meeting, an Alderman may give written notice to the General Manager of a question in respect of which the Alderman seeks an answer at the meeting).

Ald Cusick has given notice of the following Question:

**ROSE BAY AND CLARENCE HIGH SCHOOL**

Given the information in "The Mercury" newspaper on Saturday, 3 March 2016, stating that it is intended that both Rose Bay and Clarence High Schools will continue onto years 11 and 12 from 2017, does the Mayor or the General Manager know what the future government intentions are for Rosny College, is it envisaged that it will continue as a viable years 11 and 12 College or will it become a Community/VET facility.

If neither the Mayor or General Manager has this information could one of them please make enquiries of the relevant Minister or Premier?

I raise this as Rosny College is an integral part of the Kangaroo Bay precinct and a vital educational facility within the City of Clarence.

**12.2 ANSWERS TO QUESTIONS ON NOTICE**

The General Manager provided the following answers to the Questions set out at Item 12.1

Advice has been received from Rosny College in the form of a circular newsletter to parents (copy attached) which provides an outline of the current status of restructuring and course development that is being contemplated as part of High Schools in the south-eastern region that are proposing to extend their school programmes to cover years 11 and 12 students.

It is apparent from the Rosny College advice that it is early days in the consideration of the reform proposals and that there is considerably more work to follow in order for these changes to come into effect. Importantly, as the principal pre-tertiary college in the region Rosny College will be closely involved with the reforms and indications are that it will continue to be a key education provider.

**12.3 ANSWERS TO PREVIOUS QUESTIONS TAKEN ON NOTICE**

Nil.

## ROSNY COLLEGE

Department of Education

Bastick Street, Rosny Park TAS

PO Box 424 Rosny Park TAS 7018

Telephone: (03) 6244 9200 Facsimile: (03) 6244 9299

Web: <http://www.rosny.tased.edu.au> Email: [rosny.college@education.tas.gov.au](mailto:rosny.college@education.tas.gov.au)



Tasmanian  
Government

8<sup>th</sup> March, 2016

Dear parents/caregivers,

I am writing to you to keep you informed about several important matters.

Firstly, you may have seen the media release over the weekend announcing the new year 11 and 12 extension schools for 2017. Six of our associated high schools are on this list: Rose Bay, Clarence, Rokeby, Sorell, Campania and Triabunna.

Over the past 12 months Rosny College and these schools have been working in close collaboration to ensure that we are able to provide contextually suitable options for ALL students to successfully complete year 12. Our group of schools have worked on an innovative model to ensure that students who might otherwise not continue to years 11 and 12 will now be able to do so.

We will be working with the Department in coming months to determine just exactly what this will look like for each site. By being part of this exciting program, expansion schools will be able to access the necessary resourcing to allow this to occur. For some students there may be no change at all and they will continue on to year 11 and 12 at Rosny College. For other students it may mean shared enrolments between the high school and the college, accessing classes at the college via technology whilst remaining at high school for year 11 and/or 12 or a full year 11/12 enrolment at their local school.

Rosny College and its community are very proud of the scope of subjects and expertise that we are able to offer our students. By working collaboratively with our associated schools we will be able to ensure that all students are able to access the same high quality programs without being disadvantaged by distance or economies of scale. By no means is it just 'business as usual', and this collaboration means a united and concentrated effort to ensure that together we are able to support every student to successfully complete year 12 or an alternative educationally appropriate pathway.

I warmly encourage you to contact me should you have any questions or concerns about the future plans. There will be a Rosny parent forum organised in term 2 to explore plans in more detail. I will provide the date and details through the school newsletter.

This brings me to the second topic of this letter, the school newsletter. This year we have moved towards an electronic newsletter and college App. Many of you have already registered for our electronic newsletter of which there will be ten editions throughout the year. The third edition for this year is due shortly, so if you have missed out or need to know how to access the newsletter I have included a flyer in this package. You are able to subscribe to the newsletter through the App. If you wish a paper version to be mailed to you for each edition, we are more than happy to do that.



Please contact the office on 62449200 to register for this service. I would also strongly advise that you also follow the Rosny College Facebook page ([www.facebook.com/RosnyCollege](http://www.facebook.com/RosnyCollege)) where we keep our community up to date with information and Rosny news.

Also in this package is an attendance summary for your child, a validation form and a timetable. It is critical that all students maintain high levels of attendance in order to be successful in their course of study. We ask that appointments, etc are kept to hours outside the student's timetable and that the office is notified as soon as possible for any explained absences. If a student misses a lesson and we do not have an explanation for that lesson, the person identified as the first contact on the enclosed validation form will receive a SMS text advising them of the missed lesson. Absence reasons marked as '**explained**' simply means that a parent or caretaker has phoned the office to notify or explain the reason for their absence, or given a note to the teacher of the class they were absent from. Anything marked as '**unexplained**' means that no notification has been given for their absence'

It is **essential that you sign the enclosed validation form**, tick the appropriate permissions, make any necessary correction and **return it to the office**.

We have also enclosed a student timetable to assist you in supporting your child.

I hope you find the enclosed information helpful in supporting your student for a successful 2016.

Please don't hesitate to contact me if I can be of any further assistance.

Yours sincerely

A handwritten signature in black ink that reads "D. Day". The signature is written in a cursive style with a horizontal line underneath the name.

Deb Day

Rosny College Principal

**12.4 QUESTIONS WITHOUT NOTICE**

An Alderman may ask a Question without Notice of the Chairman or another Alderman or the General Manager. Note: the Chairman may refuse to accept a Question without Notice if it does not relate to the activities of the Council. A person who is asked a Question without Notice may decline to answer the question.

Questions without notice and their answers will not be recorded in the minutes.

The Chairman may refuse to accept a question if it does not relate to Council's activities.

The Chairman may require a question without notice to be put in writing. The Chairman, an Alderman or the General Manager may decline to answer a question without notice.

### 13. CLOSED MEETING

Regulation 15 of the Local Government (Meetings Procedures) Regulations 2015 provides that Council may consider certain sensitive matters in Closed Meeting.

The following matters were listed in the Closed Meeting section of the Council Agenda in accordance with Regulation 15 of the Local Government (Meeting Procedures) Regulations 2015.

- 13.1 APPLICATIONS FOR LEAVE OF ABSENCE
- 13.2 REPORTS FROM SINGLE AND JOINT AUTHORITIES
- 13.3 TENDER T1062-15 – KANGAROO BAY CHANGE AND CLUB ROOMS AT KANGAROO BAY, ROSNY PARK
- 13.4 PROPERTY MATTER – SEVEN MILE BEACH
- 13.5 TENDER T1089-16 – BELLERIVE BEACH PARK – PICNIC PLAZA CONSTRUCTION

In accordance with Regulation 15 of the Local Government (Meeting Procedures) Regulations 2015 the reports in the Closed Meeting section of the Council Agenda were dealt with on the grounds that the detail covered in the reports relates to:

- contracts and tenders for the supply of goods and services;
- proposals to acquire land or an interest in land or for the disposal of land;
- applications by Aldermen for a Leave of Absence.

**The content of reports and details of the Council decisions in respect to items listed in “Closed Meeting” are to be kept “confidential” and are not to be communicated, reproduced or published unless authorised by the Council.**

**Decision:**

**PROCEDURAL MOTION**  
**MOVED** Ald Peers **SECONDED** Ald Chong

“That the Meeting be closed to the public to consider Regulation 15 matters, and that members of the public be required to leave the meeting room”.

**CARRIED UNANIMOUSLY**

**CLOSED MEETING /contd...**

The following Closed Meeting Motions have been authorised by Council for publication in the public Minutes.

**13.3 TENDER T1062-15 – KANGAROO BAY CHANGE AND CLUB ROOMS AT KANGAROO BAY, ROSNY PARK**

(File No T1062-15)

**Decision:**

**MOVED** Ald Peers **SECONDED** Ald von Bertouch

- “A. That the Tender received from Maveric Builders for the amount of \$2,379,274, excluding GST, be accepted for construction of the Kangaroo Bay Sports Ground Change and Club Room Facility.
- B. That in accordance with Regulation 34(3) of the Local Government (Meeting Procedures) Regulations 2015, Council authorises for release of the Council’s decision (only) in respect to this item to the general public and for communication to relevant parties.
- C. That Council release to the public their decision only in regard to this matter.

**CARRIED UNANIMOUSLY**

**13.5 TENDER T1089/16 – BELLERIVE BEACH PARK – PICNIC PLAZA CONSTRUCTION**  
(File No T1089/16)**Decision:****MOVED** Ald Walker **SECONDED** Ald Thurley

- “A. That Council accepts the tender of State-Wide Earthworks Pty Ltd for the sum of \$446,420.10, excluding GST, for construction of the Bellerive Beach Park Picnic Plaza.
- C. That in accordance with Regulation 34(3) of the Local Government (Meeting Procedures) Regulations 2015, Council authorises for release the Council’s decision (only) in respect to this item to the general public and for communication to relevant parties.
- C. That Council release to the public their decision only in regard to this matter”.

**CARRIED UNANIMOUSLY**

The Meeting closed at 10.00pm.