

MINUTES OF A MEETING OF THE CLARENCE CITY COUNCIL HELD AT THE COUNCIL CHAMBERS, BLIGH STREET, ROSNY PARK, ON MONDAY 7 NOVEMBER 2016

HOUR CALLED: 7.30pm

PRESENT: The meeting commenced at 7.32pm with the Mayor (Ald D C Chipman) in the Chair and with Aldermen:

N M Campbell
H Chong
D Doust
D Hulme
R H James
P K McFarlane
J Peers
D Thurley
S von Bertouch
J Walker; present.

1. APOLOGIES P Cusick (Leave of Absence)

ORDER OF BUSINESS Items 1 – 13

IN ATTENDANCE General Manager
(Mr A Paul)
Corporate Secretary
(Mr A van der Hek)
Group Manager Asset Management
(Mr J Stevens)
Manager City Planning
(Mr R Lovell)
Acting Manager Health and Community Development
(Ms Julie Andersson)
Co-ordinator Council Support
(Ms J Ellis)

The Meeting closed at 9.29pm.

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
MONDAY 7 NOVEMBER 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 17 October 2016, as circulated, be taken as read and confirmed.

Decision: **MOVED** Ald Peers **SECONDED** Ald Chong

“That the Minutes of the Council Meeting held on 17 October 2016, as circulated, be taken as read and confirmed”.

CARRIED UNANIMOUSLY

3. MAYOR’S COMMUNICATION

Nil.

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:

PURPOSE	DATE
Presentation Tourism and Tasmania Voluntary Mergers Kangaroo Bay Parking Proposals	24 October
Clarence Plains Environmental Plan Torrens Street Update Destination Southern Tasmania Action Plan Voluntary Mergers Mowing of Nature Strip Policy	31 October

RECOMMENDATION:

That Council notes the workshops conducted.

Decision: **MOVED** Ald Thurley **SECONDED** Ald von Bertouch

“That the Recommendation be adopted”.

CARRIED UNANIMOUSLY

5. DECLARATIONS OF INTERESTS OF ALDERMAN OR CLOSE ASSOCIATE
(File No)

In accordance with Regulation 8 of the Local Government (Meeting Procedures) Regulations 2015 and Council's adopted Code of Conduct, the Mayor requests Aldermen to indicate whether they have, or are likely to have a pecuniary interest (any pecuniary benefits or pecuniary detriment) or conflict of interest in any item on the Agenda.

INTEREST DECLARED: NIL.

6. TABLING OF PETITIONS

(File No 10/03/12)

(Petitions received by Aldermen may be tabled at the next ordinary Meeting of the Council or forwarded to the General Manager within seven (7) days after receiving the petition.

Petitions are not to be tabled if they do not comply with Section 57(2) of the Local Government Act, or are defamatory, or the proposed actions are unlawful.

The General Manager tabled the following petition which complies with the Act requirements:

- an additional petition containing 7 signatures regarding Development Application D-2016/376 – 19 Beach Street, Bellerive.

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 Chairperson may invite members of the public present to ask questions without notice.

Questions are to relate to the activities of the Council. Questions without notice will be dependent on available time at the meeting.

Council Policy provides that the Chairperson may refuse to allow a question on notice to be listed or refuse to respond to a question put at a meeting without notice that relates to any item listed on the agenda for the Council meeting (note: this ground for refusal is in order to avoid any procedural fairness concerns arising in respect to any matter to be determined on the Council Meeting Agenda).

When dealing with Questions without Notice that require research and a more detailed response the Chairman may require that the question be put on notice and in writing. Wherever possible, answers will be provided at the next ordinary Council Meeting.

8. DEPUTATIONS BY MEMBERS OF THE PUBLIC

(File No 10/03/04)

(In accordance with Regulation 38 of the Local Government (Meeting Procedures) Regulations 2015 and in accordance with Council Policy, deputation requests are invited to address the Meeting and make statements or deliver reports to Council)

DEVELOPMENT APPLICATION D-2016/376 – 19 BEACH STREET, BELLERIVE – 6 MULTIPLE DWELLINGS (1 EXISTING + 5 NEW)

(REFER ITEM 11.3.3)

Dr Geoff Allen addressed the Meeting regarding the above Development Application.

Mr Ian Goudie addressed the Meeting regarding the above Development Application.

9. MOTIONS ON NOTICE

Nil.

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

September Quarterly Report pending.

Representative Reporting

The Mayor provided an update on the Authority and also tabled a summary of the actions arising from a “Future Directions” Workshop held on Monday, 31 October 2016.

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

Quarterly Reports

September Quarterly Report pending.

Representative Reporting

- **SOUTHERN WASTE STRATEGY AUTHORITY**
Representative: Ald Richard James
(Ald Sharyn von Bertouch, Proxy)

Quarterly Reports

September Quarterly Report pending.

Representative Reporting

- **TASWATER CORPORATION**
The Mayor advised the Meeting that the AGM for TasWater Corporation is to be held on Thursday, 10 November 2016.

10.2 REPORTS FROM COUNCIL AND SPECIAL COMMITTEES AND OTHER REPRESENTATIVE BODIES**NATURAL RESOURCE MANAGEMENT – QUARTERLY REPORT**

(File No 12-15-01)

Chairperson’s Report – Alderman Kay McFarlane

Report to Council for the 3 month period 1 July 2016 to 30 September 2016.

1. PRINCIPAL OBJECTIVES AND GOALS

The Committee’s prime objectives are to:

- advise Council on the strategic planning and management of bushland and coastal reserves and parks throughout the City;
- provide advice on Council’s Reserve Activity Plans and Catchment Management Plans in the context of the “Clarence Bushland and Coastal Strategy”;
- administer, in conjunction with Council, the Land and Coast Care Grants Program;
- facilitate and provide guidance for the implementation of Council’s adopted “Clarence Bushland and Coastal Strategy”; and
- promote information sharing of natural resource related matters affecting the City.

In working towards these goals the Committee, in conjunction with Council’s Natural Assets Officer, implemented a range of activities, which are set out below.

2. CAPITAL WORKS PROJECTS

Nil.

3. RECURRENT INITIATIVES**Green Army Program**

A Green Army Team has started a 12 month project with Clarence City Council focusing on improving natural areas in the Clarence Plains Catchment area. Acquisition of the team is a result of a successful government Green Army Grant Application in partnership with Landcare Australia and Manpower. A team of 9 participants, including a team leader, have completed training and induction to perform on-ground works they are undertaking.

The team works Monday to Friday, including some minor training commitments, and are young, enthusiastic, well-trained and productive. The team is managed by Council's Natural Assets Officer and provisions for materials and the team leader are provided by Manpower.

The team is based at Clarendon Vale but has the ability and flexibility to work in any of Council's Natural Areas as long as the objectives of the grant application are met during the 12 month program.

Work for the Dole Program

A Work for the Dole program has started in partnership with Workskills. A team of up to 10 volunteers perform various works in Council's Natural Areas. The team work Monday to Friday with 2 different groups of volunteers for each week. The program has been very successful to date and Council was recently approached to host a second Work for the Dole team, but resources are not sufficient to do this at present. The Work for the Dole Program is being managed by Council's Natural Assets Officer and the works undertaken include:

- weed control, mulching, oiling of timber fencing and landscaping at the Second Bluff, Bellerive for which Council received very positive feedback on the work completed;
- the Work for the Dole team also has performed work at North Warrane Oval Bushland. Tasks included weed management, thinning of vegetation and rubbish collection and removal; and
- Juvenile Radiata pine control has been achieved at Seven Mile Beach Coastal Reserve and behind the Fire Station at Surf Road.

Implement Natural Area Reserve Activity Plans

Various natural area works have been achieved at Thoona Bushland Reserve, Rosny/Montagu Bay Foreshore Reserve and Seven Mile Beach Coastal Reserve.

Wetland/Storm Water Retention Basins

Maintenance work, including mulching of landscaped areas with woodchips, has occurred at Cambridge Park Wetland.

A series of bioretention basins and some rock armouring has been completed at Flagstaff Gully Creek toward Bounty Street to negate serious erosion issues. The work was tested during recent storm events and performed well.

Weed control and planting of the foreshore area has occurred at Otago Bay Freshwater Lagoon to deal with increasing erosion of the foreshore.

Drainage Swales

Stormwater outlets causing erosion of foreshore areas at Limekiln Point and Bellerive Bluff below Abbott Street have had rock lined bioretention basins installed and protective armour administered to prevent loss of sediment due to wind swell action from the Derwent River.

Maintenance, including rubbish removal, brush cutting, fallen limb removal and weed control have been done at Kangaroo Bay Rivulet, Kirra Road swale, Geilston Bay Creek and Risdon Vale Rivulet.

Priority Weed Management

Serrated tussock control has been achieved in several areas including Acton Park, including the Tangara Trail Network, Sandford, Seven Mile Beach and Roscommon. A thorough “weed control sweep” was done at Roscommon with many declared weeds treated.

Mortimer Bay Coastal Reserve has been treated for weeds, predominately Spanish heath. Weed work has been administered about the Tranmere/Rokeby Hills areas including Kuynah, Carella, Toorittya and Tranmere Coastal Reserve.

Other areas where weed control work has occurred includes Thoona Bushland Reserve, Lindhill Bushland Reserve, Pilchers Hill, Flagstaff Gully and Cambridge Road.

Paterson’s Curse control has occurred at Flagstaff Gully, Lindisfarne and Risdon Vale.

The saltmarsh area behind Lauderdale Football Oval has had a primary treatment for various weeds and will require follow up for several years to come.

Landcare Grants Program

Landcare Grants Applications are now closed and applications are being assessed by the NRM and Grants Committee.

Maintenance Clarendon Vale Rivulet

Brush cutting, mulching, weed control and planting has occurred at the Clarendon Vale Rivulet. The Green Army Crew is also working in the area at present and they are making significant improvements to the natural values and aesthetics of the area.

Schools Landcare Support Program

Council has a great working relationship with several schools in the Clarence Municipality including Cambridge Primary School, Rosny College, Richmond Primary School and Bellerive Cottage School. Working bees with these schools has occurred and more work is scheduled for the remainder of the financial year.

Community Clean Up Program

Expressions of interest are being sought to participate in the program which will be up and running in the near future.

Prison Program Project

The Prison Crew spent 4 weeks working above the Rosny Treatment Plant in the Rosny Foreshore Reserve. Fallen trees from storm damage were chain sawed and removed, long grass brush cut and fuel loads on the ground heaped for burning by Council's Fire Crew.

The Prison Crew performed storm damage work about the Risdon Vale area including fallen trees in the rivulet systems and has also done track maintenance, landscaping, weed control and general maintenance about the Risdon Vale Council managed areas.

4. DESIGN AND INVESTIGATION WORK IN PROGRESS

Nil.

5. GOVERNANCE MATTERS

Committee Meeting

The NRM and Grants Committee will meet on Thursday, 27 October to discuss Landcare Grant Assessments.

6. EXTERNAL LIAISON

The NRM and Grants Committee have received all Landcare Grant Applications for assessment.

RECOMMENDATION:

That the Chairperson's Report be received by Council.

Decision: **MOVED** Ald McFarlane **SECONDED** Ald von Bertouch

“That the Chairperson's Report be received by Council”.

CARRIED UNANIMOUSLY

OTHER COMMITTEES

Local Government Association of Tasmania

- The Mayor tabled a Report from the Local Government Association of Tasmania for the General Meeting held on 4 November 2016.

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

(File No 10/02/02)

The Weekly Briefing Reports of 17, 24 and 31 October 2016 have been circulated to Aldermen.

RECOMMENDATION:

That the information contained in the Weekly Briefing Reports of 17, 24 and 31 October 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

11.2.1 PETITION - DEVELOPMENT APPLICATION D-2016/376 – 19 BEACH STREET, BELLERIVE – 6 MULTIPLE DWELLINGS (1 EXISTING + 5 NEW)
(File No D-2016/376)

EXECUTIVE SUMMARY

PURPOSE

The purpose of this report is to consider a petition received by Council on 17 October 2016, opposing an application for 6 Multiple Dwellings (1 existing and 5 new) at 19 Beach Street, Bellerive.

RELATION TO PLANNING PROVISIONS

Not applicable.

LEGISLATIVE REQUIREMENTS

Section 60 of the Local Government Act, 1993 (the Act) requires Council to formally consider petitions within 42 days of receipt.

CONSULTATION

Not applicable.

FINANCIAL IMPLICATIONS

Not applicable.

RECOMMENDATION:

That Council notes the intent of the petition and that it considers the petition as a representation in relation to Development Application D-2016/376.

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

“That the Recommendation be adopted”.

CARRIED UNANIMOUSLY

11.2.2 PETITION – CLARENCE STREET SAFETY ASSESSMENT

(File No 04-03-01)

EXECUTIVE SUMMARY**PURPOSE**

To consider the petition tabled at Council's Meeting of 17 October 2016 requesting community consultation regarding the Clarence Street Safety Assessment Project.

RELATION TO EXISTING POLICY/PLANS

Council's Strategic Plan 2016-2026 is relevant.

LEGISLATIVE REQUIREMENTS

Section 60 of the Local Government Act, 1993 requires Council to formally consider petitions within 42 days of receipt.

CONSULTATION

Consultation has been undertaken with a collaborative user group from the local community as well as a technical advisory group in regards to the Clarence Street Safety Assessment.

FINANCIAL IMPLICATIONS

There are no financial implications arising from considering the petition received. There is longer term capital funding implications if Council adopts a different strategy to deal with Clarence Street and that will be subject to approval in future year's Annual Plans.

RECOMMENDATION:

- A. That Council notes the intent of the petition.
- B. That the petitioners be advised that Council will consider the matters raised in the petition along with any other issues resulting from the review of the operation of Clarence Street after the completion of the current safety works and their operation for a year.

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

PETITION – CLARENCE STREET SAFETY ASSESSMENT /contd...

Decision: **MOVED** Ald James **SECONDED** Ald Thurley

“That the Recommendation be adopted”.

The **MOTION** was **put** and **LOST**

FOR

Ald Campbell

Ald Chipman

Ald James

Ald Thurley

AGAINST

Ald Chong

Ald Doust

Ald Hulme

Ald McFarlane

Ald Peers

Ald von Bertouch

Ald Walker

FORESHADOWED MOTION

MOVED Ald von Bertouch **SECONDED** Ald Hulme

“A. That Council notes the intent of the petition.

B. That Council authorises the General Manager to undertake, during February 2017, a broad community consultation program based on the Technical Working Group’s Design Options 1 and 3.

C. That an Aldermen’s Workshop is convened in March or April 2017 to consider the results of the public consultation, with the workshop deliberations informing an officer’s report and recommendation to a future Council Meeting.

D. That the reasons for Council’s decision in respect of this matter are:

1. The safety of Clarence Street for all users has been an on-going consideration by Council for many years. The 2007 and 2013 Clarence Bicycle Action Plan iterations, both endorsed by Council, identified Clarence Street as a key commuter cyclist route requiring safety improvements for cyclists. The Hobart Regional Arterial Bicycle Network Plan 2009, also endorsed by Council, identifies Clarence Street as a major arterial route for commuter cyclists.

/ Decision contd on Page 21...

PETITION – CLARENCE STREET SAFETY ASSESSMENT /Decision contd...

2. Sinclair Knight Mertz (SKM) completed a Clarence Street Safety Assessment Report for Council in early 2011. One recommendation was to ‘improve definition of lateral road space’, eg: by providing edge lines on both sides of the traffic lane. To date the report’s recommendations have not been implemented by Council.
3. Council and the State Government have expended considerable resources on this project in staff time and consultant fees to this point.
4. This project was dealt with at 7 December 2015 Council Meeting in Item 11.5.1. The purpose of the item at the beginning of the agenda report was stated as: ‘To seek Council’s approval to undertake public consultation on design options for improving safety for all users of Clarence Street’. This officer’s report, which included a specific recommendation to undertake community consultation on Design Options 1 and 3 and an Aldermen’s Workshop as to the results, followed officer presentations and Aldermen deliberations at 2 Aldermen’s Workshops in November 2015 (9 and 23 November 2015).
5. The petition is from a considerable number of members of the public, many of whom are Clarence residents, (and more specifically, Howrah and Bellerive residents). Twenty two petitioners are Metro bus drivers who apparently have serious concerns as to the safety of cyclists on Clarence Street, as they currently share the traffic lane with other vehicles, including buses. According to these bus drivers they are experiencing less stress when travelling along Sandy Bay Road as cyclists are not coming into conflict with buses and they are clearly visible to the bus driver due to being in a dedicated bike lane.

/ Decision contd on Page 22...

PETITION – CLARENCE STREET SAFETY ASSESSMENT /Decision contd...

6. Council has an obligation to this very large body of petitioners, and the whole community, to undertake the consultation and a review of its results. The Purpose and Objectives of Council's Community Participation Policy 2010 are pertinent:

'The purpose of the Community Participation Policy is to involve the community in decision making and improve understanding between Council and the Clarence community.

The objectives are to:

- *increase understanding between Council and the community;*
- *ensure that Council services are provided in a way that is consistent with the community's values and priorities;*
- *improve the decision making capacity of Council;*
- *increase accountability and transparency to the community for Council decisions; and*
- *encourage and provide opportunities for the community to participate in the decision making process'.*

7. The completion of detailed designs for the infrastructure upgrades approved at the 7 December 2015 Council Meeting, and budgeted for in the 2016/17 Annual Plan, is not expected until at least March 2017, with completion of the first stage of the changes not anticipated until part way through 2017/18. A period of approximately 2 years, as is suggested by the officer's recommendation, is too long to wait for Council to consider public consultation.

- E. That the petitioners be advised of the course of action in Points B and C".

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

FOR

Ald Chong
Ald Doust
Ald Hulme
Ald McFarlane
Ald Peers
Ald von Bertouch
Ald Walker

AGAINST

Ald Campbell
Ald James
Ald Thurley
Ald Chipman (abstained)

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-2016/248 - 44 BINGLEY STREET,
HOWRAH - 5 MULTIPLE DWELLINGS (1 EXISTING + 4 NEW)**
(File No D-2016/248)**EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for 5 Multiple Dwellings (1 existing + 4 new) at 44 Bingley Street, Howrah.

RELATION TO PLANNING PROVISIONS

The land is zoned General Residential and subject to the Road and Railway Assets, 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 to 9 November 2016 with the written agreement of the applicant.

CONSULTATION

The proposal was advertised in accordance with statutory requirements and 3 representations were received raising the following issues:

- location of waste storage;
- location of wheelie bins;
- privacy;
- location of internal driveway;
- overshadowing;
- traffic impact;
- car parking; and
- impact of construction works.

RECOMMENDATION:

A. That the Development Application for 5 Multiple Dwellings (1 existing + 4 new) at 44 Bingley Street, Howrah (Cl Ref D-2016/248) be approved subject to the following conditions and advice.

1. GEN AP1 – ENDORSED PLANS.
2. GEN AP3 – AMENDED PLANS [- the elevations of the garbage bin enclosure with a height of 1.5m;
 - the removal of the letter box enclosure; and
 - the relocation of the garbage bin enclosure into the area inside the main property and clear of the access strip].

3. A plan for the management of car parking, traffic flow and circulation during construction must be submitted and approved by Council's Manager City Planning prior to the issue of a Building Permit. The plan must outline how traffic and employee vehicles are to be managed in order to minimise loss of parking within the cul-de-sac during construction activities.
4. ENG A2 – CROSSOVER CHANGE [TSD-R09][5.5m WIDE]
Replace "A 5.5m wide sealed driveway must then continue a minimum length of 7.5m then may reduce to minimum 3.0m over the remaining length of the driveway." with "A minimum 5.5m wide sealed driveway must then be constructed over the remaining length of the driveway. Where the access strip narrows below a width of 5.5m, the driveway is to be sealed across the entire width".
5. ENG A5 – SEALED CAR PARKING.
6. ENG S1 – INFRASTRUCTURE REPAIR.
7. ENG M1 – DESIGNS DA.
8. ENG M5 – EROSION CONTROL.
9. All stormwater run-off from impervious surfaces within the site must be treated and discharged from site using Water Sensitive Urban Design principles or 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) and a Maintenance Management Schedule/Regime must be submitted to Council's Group Manager Asset Management for approval prior to the issue of a building or plumbing permit. The facility must be maintained in accordance with this schedule.

10. The development must meet all required Conditions of Approval specified by TasWater notice dated 27 June 2016 (TWDA 2016/00872-CCC).

ADVICE – In accordance with the recommendations of the Architectural Acoustics Noise Control report prepared by Pearu Terts dated 23/8/2016, the developer is encouraged to consider installing double glazed windows with asymmetrical panes of glass eg 6mm/12mm air/4mm with the 6mm pane being on the inside in the bedroom windows of Unit 5 level 2/3.

- 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 26 for Decision on this Item...

**DEVELOPMENT APPLICATION D-2016/248 - 44 BINGLEY STREET, HOWRAH -
5 MULTIPLE DWELLINGS (1 EXISTING + 4 NEW) /contd...**

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

**11.3.2 DEVELOPMENT APPLICATION D-2016/386 - 2/17 BLIGH STREET,
ROSNY PARK - CHANGE OF USE TO DANCE STUDIO**
(File No D-2016/386)**EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for a Change of Use to Dance Studio at 2/17 Bligh Street, Rosny Park.

RELATION TO PLANNING PROVISIONS

The land is zoned Central Business Zone and is also 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 use.

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 the 9 November 2016 in agreement with the applicant.

CONSULTATION

The proposal was advertised in accordance with statutory requirements and 1 representation was received raising the issue of noise impacts upon adjoining office and consulting room tenancies.

RECOMMENDATION:

- A. That the Development Application for Change of Use to Dance Studio at 2/17 Bligh Street, Rosny Park (CI Ref D-2016/386) be approved subject to the following conditions and advice.
1. GEN AP1 – ENDORSED PLANS.
 2. GEN AM5 - TRADING HOURS [Monday – Thursday 3.30pm – 7.00pm and Saturdays 2.00pm – 7.00pm].
 3. GEN S1 – SIGN CONSENT.
 4. Dance classes must not exceed 15 students at any given time.
 5. ADVICE - The dance studio tenancy should be fitted out to attenuate any noise generated by any activity within the tenancy such that a noise nuisance as defined under the Environmental Management and Pollution Control Act, 1994 is not caused to any adjoining or nearby business.

It must be noted that if in the opinion of an Authorised Officer, the activity causes a noise nuisance, an Environment Protection Notice under Environmental Management and Pollution Control Act, 1994 may be issued to vary or restrict the conditions of this permit.

- 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 Walker **SECONDED** Ald Peers

“That the Recommendation be adopted”.

CARRIED UNANIMOUSLY

11.3.3 DEVELOPMENT APPLICATION D-2016/376 - 19 BEACH STREET, BELLERIVE - 6 MULTIPLE DWELLINGS (1 EXISTING + 5 NEW)
(File No D-2016/376)**EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for 6 Multiple Dwellings (1 existing + 5 new) at 19 Beach Street, Bellerive.

RELATION TO PLANNING PROVISIONS

The land is zoned General Residential and subject to the Parking and Access and Stormwater Management and Road and Railway Asset 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 expires on 8 November 2016.

CONSULTATION

The proposal was advertised in accordance with statutory requirements and 9 representations were received. In addition, 2 petitions containing 52 and 7 signatures respectively were received in opposition to the proposal. The matters raised in the petitions are dealt with together with the 9 representations. The representations raised the following issues:

- privacy;
- building height;
- architectural design;
- dwelling density;
- vegetation removal;
- overshadowing;
- traffic impact;
- storage of excavator;
- loss of views;
- impact on property values;
- traffic noise;
- streetscape;
- visual impact;
- private outdoor space;
- boundary fence; and
- frontage setback.

RECOMMENDATION:

- A. That the Development Application for 6 Multiple Dwellings (1 existing + 5 new) at 19 Beach Street, Bellerive (C1 Ref D-2016/376) be approved subject to the following conditions and advice.
1. GEN AP1 – ENDORSED PLANS.
 2. ENG A2 – CROSSOVER CHANGE [TSD-R09][5.5m WIDE].
 3. ENG A5 – SEALED CAR PARKING.
 4. ENG S1 – INFRASTRUCTURE REPAIR.
 5. ENG S11 – SEALING OF SERVICES.
 6. ENG M8 – EASEMENTS.
 7. ENG M1 – DESIGNS DA.
 8. ENG M5 – EROSION CONTROL.
 9. ENG S1 – INFRASTRUCTURE REPAIR.
 10. ENG S11 – SEALING OF SERVICES.
 11. The existing 150mm Council Stormwater main must be upgraded to a 225mm diameter pipe from the boundary of 31 Beach Street to Council’s reticulated stormwater system in South Street. Each unit must be provided with a stormwater connection point to this pipe. Designs of this pipe must be included in the engineering designs to be submitted and approved by Council’s Group Manager Asset Management.
 12. The development must meet all required Conditions of Approval specified by TasWater notice dated 13 September 2016 (TWDA 2016/01306-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 James **SECONDED** Ald McFarlane

“A. That the Development Application for 6 Multiple Dwellings (1 existing + 5 new) at 19 Beach Street, Bellerive (C1 Ref D-2016/376) be refused for the following reasons.

/ Decision contd on Page 31...

DEVELOPMENT APPLICATION D-2016/376 - 19 BEACH STREET, BELLERIVE - 6 MULTIPLE DWELLINGS (1 EXISTING + 5 NEW) /Decision contd...

1. The proposal is contrary to Clause 10.4.2 Acceptable Solution 3 of the Clarence Interim Planning Scheme 2015 in respect of the setback of Unit 6 to the northern boundary. In particular, there is an unacceptable visual impact caused by the scale, bulk and proportions of Unit 6 in respect of neighbouring dwellings.
2. The proposal is contrary to Clause 10.4.3 Acceptable Solution 2 of the Clarence Interim Planning Scheme 2015 as Units 3, 4, 5 and 6 do not meet the minimum dimensions for private open space or accessibility requirements from a habitable room for Units 2, 3, 4, 5 and 6. Consequentially reliance on balconies to meet the Performance Criteria results in an overall loss of privacy for surrounding residents.
3. The proposal is contrary to Clause 10.4.4 Acceptable Solution 2 of the Clarence Interim Planning Scheme 2015 in respect of overshadowing of buildings on the same site. The proposal fails to meet the Performance Criteria as it provides insufficient sunlight to the north facing habitable rooms of Units 2, 3, 4 and 5.

B. That the reasons for Council's decision in respect of this matter be recorded as follows.

- The proposal represents an overdevelopment of the site and would result in unreasonable impacts on the use, amenity and enjoyment of the surrounding land as well the future occupants of the proposed units”.

CARRIED

FOR

Ald Campbell
Ald Chong
Ald Doust
Ald Hulme
Ald James
Ald McFarlane
Ald Peers
Ald Thurley
Ald von Bertouch
Ald Walker

AGAINST

Ald Chipman (abstained)

**11.3.4 DEVELOPMENT APPLICATION D-2016/360 - 7 MELITA COURT,
GEILSTON BAY – 2 MULTIPLE DWELLINGS (1 EXISTING AND 1 NEW)**
(File No D-2016/360)**EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for 2 Multiple Dwellings (1 existing and 1 new) at 7 Melita Court, Geilston 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 to 9 November 2016 with the written agreement of the applicant.

CONSULTATION

The proposal was advertised in accordance with statutory requirements and 3 representations were received raising the following issues:

- privacy;
- overshadowing and size;
- decrease in land value;
- non-compliance with Planning Scheme;
- noise; and
- drainage.

RECOMMENDATION:

A. That the Development Application for 2 Multiple Dwellings (1 existing and 1 new) at 7 Melita Court, Geilston Bay (CI Ref D-2016/360) be approved subject to the following conditions and advice.

1. GEN AP1 – ENDORSED PLANS.
2. ENG A1 – NEW CROSSOVER [3.6M].
3. ENG A5 – SEALED CAR PARKING.
4. ENG S1 – INFRASTRUCTURE REPAIR.
5. The existing stormwater connection must be upgraded to a 150mm diameter stormwater drainage connection to Council's main.

6. ENG M1 – DESIGNS DA.
7. ENG M8 – EASEMENTS.
8. The development must meet all required Conditions of Approval specified by TasWater notice dated 29 September 2016 (TWDA 2016/01237-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 Chong

“That the Recommendation be adopted”.

CARRIED UNANIMOUSLY

**11.3.5 DEVELOPMENT APPLICATION D-2016/367 - 11 RUNWAY PLACE,
CAMBRIDGE - WAREHOUSE DEVELOPMENT**
(File No D-2016/367)**EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for a Warehouse Development at 11 Runway Place, Cambridge.

RELATION TO PLANNING PROVISIONS

The land is zoned Light Industrial and subject to the Airport Buffer, 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 expires with the consent of the applicant on 9 November 2016.

CONSULTATION

The proposal was advertised in accordance with statutory requirements and 1 representation was received raising the issue of availability of on-street parking for nearby businesses.

RECOMMENDATION:

- A. That the Development Application for a Warehouse Development at 11 Runway Place, Cambridge (CI Ref D-2016/367) be approved subject to the following conditions and advice.
1. GEN AP1 – ENDORSED PLANS.
 2. GEN AP3 – AMENDED PLAN
 - additional windows in the vicinity of the office and amenities areas on the front facades for Warehouses 1 and 13, and details of appropriate architectural treatment as required by Clause 24.4.3 (P1) of the Clarence Interim Planning Scheme 2015;
 - staging of the proposed development, to including the landscaping as part of Stage One, and the extent of the sections of driveway, parking and manoeuvring areas to be constructed and treatment at each stage;
 - and replace “commencement of the use/development” with “granting of a building permit”.

3. ENG A1 – NEW CROSSOVER.
 4. ENG A5 – SEALED CAR PARKING.
 5. ENG A7 – REDUNDANT CROSSOVER.
 6. ENG S1 – INFRASTRUCTURE REPAIR.
 7. ENG M1 – DESIGNS DA Delete “service upgrades or relocations”.
 8. ENG M5 – EROSION CONTROL.
 9. All stormwater run-off from impervious surfaces within the site must be treated and discharged from site using Water Sensitive Urban Design principles or 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) and a Maintenance Management Schedule/Regime must be submitted to Council’s Group Manager Asset Management for approval prior to the issue of a building or plumbing permit. The facility must be maintained in accordance with this schedule.
 10. GEN M14 – STORAGE AREAS.
 11. GEN S1 – SIGNS CONSENT.
 12. LAND 1A – LANDSCAPE PLAN.
 13. LAND 3 – LANDSCAPE BOND (COMMERCIAL).
 14. The development must meet all required Conditions of Approval specified by TasWater notice dated 9 September 2016 (TWDA 2016/01274-CCC).
 15. ADVICE – Any change of use for each of the tenancies may require a new development application, noting that a change of use may generate additional parking requirements beyond the number provided per tenancy by this development.
- 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 36 for Decision on this Item...

**DEVELOPMENT APPLICATION D-2016/367 - 11 RUNWAY PLACE, CAMBRIDGE
- WAREHOUSE DEVELOPMENT /contd...**

Decision:

MOVED Ald Campbell **SECONDED** Ald Peers

“That the Recommendation be adopted”.

CARRIED UNANIMOUSLY

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

Nil Items.

11.6 FINANCIAL MANAGEMENT

Nil Items.

11.7 GOVERNANCE**11.7.1 QUARTERLY REPORT TO 30 SEPTEMBER 2016**

(File No 10/02/05)

EXECUTIVE SUMMARY**PURPOSE**

To consider the General Manager's Quarterly Report covering the period 1 July 2016 to 30 September 2016.

RELATION TO EXISTING POLICY/PLANS

The Report uses as its base the Annual Plan adopted by Council and is consistent with Council's previously adopted Strategic Plan 2010-2015.

LEGISLATIVE REQUIREMENTS

There is no specific legislative requirement associated with regular internal reporting.

CONSULTATION

Not applicable.

FINANCIAL IMPLICATIONS

The Quarterly Report provides details of Council's financial performance for the period.

RECOMMENDATION

That the Quarterly Report to 30 September 2016 be received.

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

“That the Recommendation be adopted”.

CARRIED UNANIMOUSLY

11.7.2 WARRANE MORNINGTON NEIGHBOURHOOD CENTRE – LEASE OF COUNCIL LAND - COMMUNITY GARDEN – 18 HEEMSKIRK STREET, WARRANE
(File No H008-18)**EXECUTIVE SUMMARY****PURPOSE**

To consider leasing to the Warrane Mornington Neighbourhood Centre Inc (“the Centre”) Council land at 18 Heemskirk Street, Warrane for the development of a community garden.

RELATION TO EXISTING POLICY/PLANS

Council’s Leased Facilities and Term of Lease Policy is applicable.

Strategic Plan 2016-2026: “To support local communities to build on existing capacity and progress their health and well-being”.

Community Health and Wellbeing Plan: Enhancement of the urban and built environment, “identify and assess patches of land for local food production in high-medium density housing areas”.

Positive Ageing Plan: Improve Quality of Life for Older People, “Continue to support and facilitate local community garden developments across the City”.

LEGISLATIVE REQUIREMENTS

Section 177 of the Local Government Act, 1993 is applicable.

CONSULTATION

Consultation has occurred between Council officers and representative of the Centre.

No public consultation has occurred in regard to the proposal.

FINANCIAL IMPLICATIONS

Recommendation has no direct implications on Council’s Annual Plan.

RECOMMENDATION:

- A. That in accordance with Section 177 of the Local Government Act 1993, Council gives notice of intention to lease 18 Heemskirk Street, Warrane to the Warrane Mornington Neighbourhood Centre Inc for a community garden.
- B. That once the notice of intention process to lease is finalised and no objections are received and that all necessary approvals are in place, Council enters into a lease agreement with the Warrane Mornington Neighbourhood Centre for an initial term of 5 years and renew the term in accordance with the delegation issued to the General Manager under Section 179 of the Local Government Act, 1993.

- C. That the annual rental for the term of the lease is to be at a nominal amount of \$1.00 per annum.
- D. That Council waives all the fees associated with the building approvals for the proposed community garden by way of grant and benefit under Section 77 of the Local Government Act, 1993.

Ald Walker left the Meeting at this stage (8.44pm).

Decision: **MOVED** Ald Campbell **SECONDED** Ald Chong
 “That the Recommendation be adopted”.
CARRIED UNANIMOUSLY

11.7.3 PARTNERSHIP GRANTS

(File No 09-17-06A)

EXECUTIVE SUMMARY**PURPOSE**

To consider the Partnership Grants Assessment Panel's recommendations for the allocation of financial assistance in respect of the 2016/2017 Partnership Grants.

RELATION TO EXISTING POLICY/PLANS

Community Grants Policy and social plans including Youth Plan, Cultural Arts Plan, Positive Ageing Plan, Health and Wellbeing Plan, Cultural History Plan, Community Participation Policy, Clarence Events Plan, Access Plan and Draft Community Safety Plan.

LEGISLATIVE REQUIREMENTS

Nil.

CONSULTATION

Nil.

FINANCIAL IMPLICATIONS

There is an annual budget for the Community Grants Program including the Partnership Grants.

RECOMMENDATION:

That Council approves financial grants amounting to \$27,750.00 to:

- Crime Stoppers Tasmania – “Safer Streets – Stronger Communities” - \$15,000;
- Southern Support School – School Association – “Fitness and Well-Being Practice for Community Inclusion” - \$12,750; and
- carryover outstanding \$2,250 of funds to the 2017/2018 financial year.

Decision: **MOVED** Ald Hulme **SECONDED** Ald McFarlane

“That the Recommendation be adopted”.

CARRIED UNANIMOUSLY

Ald Walker returned to the Meeting at this stage (8.47pm).

11.7.4 SOUTH EAST COUNCILS – FEASIBILITY STUDY

(File No 10-13-01)

EXECUTIVE SUMMARY**PURPOSE**

The purpose of this report is to enable Council to formally receive the South East Council's Feasibility Study.

RELATION TO EXISTING POLICY/PLANS

Council, in conjunction with Sorell, Tasman and Glamorgan-Spring Bay Councils, has previously committed to the undertaking of a feasibility study into the formation of a regional South East Council.

LEGISLATIVE REQUIREMENTS

Nil.

CONSULTATION

None at this time. It is however, noted that Council has committed to public consultation prior to consideration of any merger proposal.

FINANCIAL IMPLICATIONS

There are no direct financial implications by merely receiving the report.

Dependent on Council's ultimate decision in respect of matters considered in the report then there may be significant financial implications. These matters would be considered as part of any further consideration by Council of the report findings.

RECOMMENDATION:

- A. That Council receive the report.
- B. That Council request the General Manager to seek pricing for a potential independent review of the feasibility study, noting that such review focus on the appropriateness of the methodology of the study, a review of the assumptions made and a review of the analysis undertaken.

/ Refer to Page 45 for Decision on this Item...

SOUTH EAST COUNCILS – FEASIBILITY STUDY /contd...

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

In relation to the following motion of Alderman K McFarlane that was passed at Council's Meeting of 17 October 2016.

“That Council:

A. *Promote and conduct a trial microchipping of cats at Risdon Vale, Rokeby and Clarendon Vale at a subsidised cost of \$10 per cat; and*

B. *A report be prepared on the outcome of the trial”.*

- What aspects of the microchipping trial will be the focus of the report?
- What is the purpose and cost benefit to the ratepayer of such a trial?
- How will microchipping stop cats from preying on native fauna, breeding and spreading disease?
- What is the purpose and cost benefit to the ratepayer of the costly microchipping of a cat which can and will freely roam throughout the community only to be identified when killed or trapped?
- What will the Council do with the cat, either dead or alive, when it is identified by the costly microchip?
- Does the Council currently actively monitor/collect stray cats?
- Does a microchipped cat get returned to its owner if it is not de-sexed?
- Is a cat owner responsible for the cost of care and treatment of the cat whilst in Council care? (PLEASE NOTE the CCC website details information as to a impounding fee for dogs at \$65.00 and the Dogs Home maintenance fee of \$30.00 per day)
- Is microchipping a prelude to compulsory registration of all cats in Clarence, similar to that of dogs?
- Could microchipping become a prerequisite to immunisation against diseases to be used in the future control of feral cats as indicated by the Federal Government?
- In what way does microchipping have any control on cats?

12.2 ANSWERS TO QUESTIONS ON NOTICE

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

- It is proposed to hold 3 microchipping events in conjunction with the Hobart Cat Centre in Clarendon Vale, Rokeby and Risdon Vale for the purpose of identification of owned cats in these areas. The report will detail the venues where the trial was conducted, the uptake of the participation in the trial and the sum of Council's expenses in undertaking the trial.
- The purpose of the trial is to encourage the micro chipping of cats in certain localities throughout Clarence. The cost benefit to participants in the trial is that they will have their cat microchipped at a subsidised price and that if lost, their cat can be readily identified.
- There is no evidence at all which would suggest that microchipping a cat will have any impact at all on predating native fauna, breeding and spreading disease.
- The purpose of this event is to promote responsible cat ownership and to spread the message that Council is being proactive in the identification of wandering owned cats.
- Council does not impound wandering cats; therefore we will not take any action with an identified cat. As Council does not impound cats, we do not charge any impounding fee. Council presently does not monitor cat activity on land other than land owned by Council, and then only if it is found that a true feral population exists (this is different from an owned cat, or stray cat which require human intervention to survive).
- If a cat has been handed into The Hobart Cat Centre and is identifiable with a chip, the owner is contacted. If not desexed, the Centre staff will insisted upon it being done and the owner will need to pay full adoption rates to have their cat returned once desexed. If the cat is not identifiable with a chip and is not feral or not able to be held, then it is assessed for rehoming.
- If a cat has been handed into the RSPCA and is identifiable with a chip, the owner is contacted. If not desexed they will advise and recommend that this be done, however will not hold the cat pending surgery. There is no fee charged for collection. If the cat is not identifiable with a chip and is not feral or not able to be held then it is assessed for rehoming.
- The state Cat Task Force is still finalising its report back to the Minister on the Tasmanian Draft Cat Management Plan. This, together with any recommendations on legislative changes and possible 2017/18 budget funding for cat management initiatives are being considered, this may include other aspects of cat management such as registration or containment. The draft management plan was open for public comment in mid-2016.

/ contd on Page 48...

ANSWERS TO QUESTIONS ON NOTICE /contd...

- There has been no mention to date of any cat management plan including immunisation as a prerequisite to cat ownership. This prerequisite does not exist with dogs at this point.
- Microchipping does not control cats; it is a permanent form of identification only.

12.3 ANSWERS TO PREVIOUS QUESTIONS TAKEN ON NOTICE

Nil.

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 NOMINATION OF REPRESENTATIVE
- 13.3 APPOINTMENT OF COMMITTEE MEMBER

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:

- personnel matters,
- information of a personal and confidential nature or information provided to the council on the condition it is kept confidential; and
- 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

The Meeting closed at 9.29pm.