

Prior to the commencement of the meeting, the Mayor will make 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 to advise the Meeting and members of the public that Council Meetings, not including Closed Meeting, are livestreamed, audio-visually recorded and published to Council’s website.

COUNCIL MEETING
MONDAY 1 NOVEMBER 2021

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BUSINESS TO BE CONDUCTED AT THIS MEETING IS TO BE CONDUCTED IN THE ORDER IN WHICH IT IS SET OUT IN THIS AGENDA UNLESS THE COUNCIL BY ABSOLUTE MAJORITY DETERMINES OTHERWISE

COUNCIL MEETINGS, NOT INCLUDING CLOSED MEETING, ARE AUDIO-VISUALLY RECORDED AND PUBLISHED TO COUNCIL’S WEBSITE

1. APOLOGIES**2. ***CONFIRMATION OF MINUTES****RECOMMENDATION:**

That the Minutes of the Council Meeting held on 11 October 2021, as circulated, be taken as read and confirmed.

3. MAYOR'S COMMUNICATION**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

Victoria Esplanade Landscape and Master Plan

Tree Policy Consultation

Social Media Update

18 October

Performance Budgeting

Quarterly Report Format

Economic Development Strategy

Marketing and Communication Strategy

25 October

RECOMMENDATION:

That Council notes the workshops conducted.

5. DECLARATIONS OF INTERESTS OF ALDERMAN OR CLOSE ASSOCIATE

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.

6. ***TABLING OF PETITIONS
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(Note: Petitions received by Aldermen are to be forwarded to the General Manager within seven 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.

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.

Nil.

7.2 ANSWERS TO QUESTIONS ON NOTICE

Nil.

7.3 ANSWERS TO PREVIOUS QUESTIONS TAKEN ON NOTICE

The General Manager provides the following answer to Question taken on Notice from members of the public at previous Council Meetings.

At Council's Meeting of 11 October 2021 Mr Victor Marsh of Bellerive asked the following question.

BELLERIVE BREAKWATER

When the Bellerive Breakwater was transformed into a public pier, the publicly available design drawings for approval showed boxed seating of approximately 50cm in height and width, which accesses a handrail similar height, which then accesses a wave panel with a ledge running along the entire length of the pier which forms accessible platform about 55cm wide.

My question is, what process resulted in approval of this design which allows access to an unsafe wave panel ledge?

ANSWER

The community consultation on the pier indicated interest in a wider walkway, seating and lighting. The design of the handrail system along the pier provides a consistent appearance, clearly indicating the safe height for users. Signage at the Bellerive Pier indicates "Persons using this facility do so at their own risk." The evaluation by our risk team advised the signage is reasonable to inform the users of the facility.

As an additional comment it is common for marine walkways such as boardwalks not to have any handrail. This is evident in Hobart, Bellerive and many places in Australia.

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
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(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)

9. MOTIONS ON NOTICE**9.1 NOTICE OF MOTION - ALD MULDER
CLIMATE CHANGE – EMISSIONS REDUCTION**

In accordance with Notice given, Ald Mulder intends to move the following motion:

“That Council acknowledges:

- A. the ‘Code Red for planet warming’ issued by the International Panel of Climate Change Experts;
- B. the work of officers on the Environmental Sustainability Strategy as part of Council’s Strategic Planning process; and
 - a. requests an audit of greenhouse gas emissions arising from Council operations;
 - b. identifies actions and opportunities for reducing emissions; and
 - c. presents its findings to a future workshop for the purpose of establishing a budget and target for reducing emissions arising from Council operations.”

EXPLANATORY NOTES

Emission reduction is an urgent issue locally, nationally and for the planet.

As a level of government, Council has a responsibility to demonstrate leadership by getting its own house in order.

T Mulder
ALDERMAN

GENERAL MANAGER’S COMMENTS
A matter for council.

**9.2 NOTICE OF MOTION - ALD JAMES
FOOTPATH EXTENSION OTAGO BAY ROAD, OTAGO**

In accordance with Notice given, Ald James intends to move the following motion:

“That Council:

- A. Notes a provisional amount of \$140,000 to be considered for inclusion in the capital works programme for the upcoming 2022/2023 Estimates, to extend the footpath on the western side of Otago Bay Road, Otago.
- B. Requests an officer’s report and estimated costs of works for extension in stages of the footpath programme along Otago Bay Road and ultimately link with the new DSG cement footpath and roadworks at the northern end with the East Derwent Highway.”

EXPLANATORY NOTES

Residents of Otago are seeking Council support to extend a section of the footpath along the western side of Otago Bay Road, Otago.

The next stage of the proposed Otago Bay footpath extension is planned for north of 67 Otago Bay Road and is estimated to require a budget of \$140,000. This is requested for consideration in Council’s budget estimates in the 2022/2023 Capital Works programme.

Also, in the longer term and subject to Council allocation of funds it is suggested that the footpath works be undertaken in stages and link up with DSG work on the recently completed concrete footpath/roadworks at the northern end of Otago Bay Road near the junction of East Derwent Highway.

R James
ALDERMAN

GENERAL MANAGER’S COMMENTS
A matter for council.

**9.3 NOTICE OF MOTION - ALD EDMUNDS
ALL-ABILITIES APPROACH TO PLAY PARK DESIGN AND DELIVERY**

In accordance with Notice given, Ald Edmunds intends to move the following motion:

“That Council recognises the importance and value of an all-abilities approach to play park design and delivery by:

- A. Requesting the General Manager develop a policy or guideline for development of parks in Clarence that ensures parks, whether new or renovated, provide all-abilities equipment and facilities, for presentation at an upcoming workshop.
- B. As part of the FY2022-23 budget development, provides options for where all-abilities play equipment may be installed either as new standalone items or as part of already planned play park projects.
- C. As part of the Clarence Plains Master Plan project, considers Neilson Park in Rokeby for development as a regional all-abilities play park.”

EXPLANATORY NOTES

- a. There is a lack of genuine all-abilities playgrounds in Clarence but also Tasmania more broadly.
- b. To become a leader in this field, the council needs to be thinking in the short, medium and longer term.
- c. A policy or guideline will ensure that the concept of “all-abilities” is properly understood and implemented in future playground development.
- d. Clarence Council will budget for all-abilities equipment from as part of planned works on an ongoing basis.
- e. Providing options for play equipment in the FY2022-23 Budget allows the council to immediately leverage off infrastructure such as appropriate toilets and changing rooms at Kangaroo Bay or Simmons Park.
- f. Neilson Park is suggested for consideration as it is already council property, is the most likely location for the council’s next regional park and investment in the area aligns with the council’s Clarence Plains master planning.

L Edmunds
ALDERMAN

GENERAL MANAGER’S COMMENTS

Consistent with council’s Strategic Plan and supporting strategies (currently being developed).

A matter for council.

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.

- **COPPING REFUSE DISPOSAL SITE JOINT AUTHORITY**

Representatives: Ald James Walker
(Ald Luke Edmunds, Deputy Representative)

Quarterly Reports

September Quarterly Report pending.

Representative Reporting

- **TASWATER CORPORATION**

- **GREATER HOBART COMMITTEE**

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

11. REPORTS OF OFFICERS

11.1 *WEEKLY BRIEFING REPORTS**

The Weekly Briefing Reports of 11, 18 and 25 October 2021 have been circulated to Aldermen.

RECOMMENDATION:

That the information contained in the Weekly Briefing Reports of 11, 18 and 25 October 2021 be noted.

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 PDPLANPMTD-2021/021834 – 16 BRIDGE STREET, RICHMOND - CHANGE OF USE - TASTING ROOM**EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for a Change of Use to a Tasting Room at 16 Bridge Street, Richmond.

RELATION TO PLANNING PROVISIONS

The land is zoned General Residential and subject to the Local Historical Heritage Code, Safeguarding of Airports Code, Bushfire-prone Areas Code, Flood-prone Hazard Areas Code under the Tasmanian Planning Scheme - Clarence (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 2 November 2021.

CONSULTATION

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

- inappropriate use within a residential area;
- the following loss of amenity to neighbouring properties resulting from the proposed use:
 - proposed artificial lighting;
 - noise;
 - odour; and
 - increase in traffic;
- loss of vegetation (specifically, Hawthorn Trees located within the nature strip/road reserve).

RECOMMENDATION:

A. That the Development Application for Change of Use - Tasting Room at 16 Bridge Street, Richmond (Cl Ref PDPLANPMTD-2021/021834) be approved subject to the following conditions and advice.

1. GEN AP1 – ENDORSED PLANS.
2. GEN AM7 – OUTDOOR LIGHTING.
3. GEN S1 – SIGN CONSENT.

Advice Notes:

- a) Pursuant to the Building Act 2016, a Building Surveyor is required to be engaged, to consider the proposed Change of Use, accessibility, and a new occupancy permit.
 - b) Detailed plans and specifications for all food handling areas, showing all internal surfaces, fittings and fixtures, must form part of a request for report from council's Environmental Health Officer in accordance with Regulation 26B(3) of the Building Regulations 2016 where the proposed work is notifiable building work or Regulation 28 of the Building Regulations 2016 where the proposed work is permitted building work. The plans must comply with the *Food Act 2003*, the *Tasmanian Appendix Part H102 Food Premises of Volume 1 of the National Construction Code* and the *Food Standards Code*.
 - c) The site must be registered as a business in accordance with the *Food Act 2003* prior to the commencement of the use.
- 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.

ASSOCIATED REPORT**1. BACKGROUND**

Three planning permits have been granted in recent years for the site, being D-2017/362 for alterations and a new pergola, and D-1996/502 for two holiday units and PDPLANPMTD-2019/006046 for change of use to visitor accommodation and shop.

2. STATUTORY IMPLICATIONS

- 2.1.** The land is zoned General Residential under the Scheme.
- 2.2.** The proposal is discretionary because it does not meet the Acceptable Solutions under the Scheme.
- 2.3.** The relevant parts of the Planning Scheme are:
 - Section 6.1 – Compliance with Applicable Standards;
 - Section 6.10 – Determining Applications;
 - Section 8.0 – General Residential Zone;

- Section 2.0 – Parking and Sustainable Transport Code; and
- Section E6.0 – Local Heritage Code.

2.4. Council’s assessment of this proposal should also consider the issues raised in any representations received, the outcomes of the State Policies and the objectives of Schedule 1 of the *Land Use Planning and Approvals Act, 1993* (LUPAA).

3. PROPOSAL IN DETAIL

3.1. The Site

Bellevue House is located within the Richmond Local Heritage Precinct under Table C6.2 Local Heritage Code of the Scheme. The dwelling is a large sandstone dwelling with stables, dated approximately to 1840. The property is listed as #1,078 on the THC register.

The front portion of the historic stables has recently been converted into a soap shop. The recent renovation of the historic stables included the construction of three additional on-site car parking bays (including a disabled car space). The existing on-site driveway, located between the stables and the dwelling, accessed from Blair Street provides for two additional tandem car parking spaces.

The site contains five car spaces; two on the south side of the building and three on the north side. This is in accordance with a previous permit.

The dwelling has undergone a significant renovation and is currently occupied by the resident owners.

3.2. The Proposal

The proposal is for the conversion of the servant quarters, attached to the rear of the stables, into an alcohol tasting room classified as a “Hotel Industry Use” under the Scheme. The tasting room has a total area 19m².

The proposal does not include any relevant building works as it pertains to this application. All internal building works are exempt from requiring planning approval.

The spirits tasted and sold on-site are sourced off-site from local producers.

The proposed hours of operation are 10.00am to 4.00pm Sunday to Saturday.

No additional car parking is proposed.

No additional proposed signage is included within the proposal. It is recommended that any permit issued should include a signage condition that requires for a relevant additional application to be made.

4. PLANNING ASSESSMENT

4.1. Compliance with Applicable Standards

“5.6.1 A use or development must comply with each applicable standard in the State Planning Provisions and the Local Provisions Schedules.

5.6.2 A standard is an applicable standard if:

- (a) the proposed use or development will be on a site within:*
 - (i) a zone;*
 - (ii) an area to which a specific area plan relates;*
 - or*
 - (iii) an area to which a site-specific qualification applies; or*
- (b) the proposed use or development is a use or development to which a relevant code applies; and*
- (c) the standard deals with a matter that could affect, or could be affected by, the proposed use or development.*

5.6.3 Compliance for the purposes of sub-clause 5.6.1 of this planning scheme consists of complying with the Acceptable Solution or satisfying the Performance Criterion for that standard.

5.6.4 The planning authority may consider the relevant objective in an applicable standard to determine.”

4.2. Determining Applications

“6.10.1 In determining an application for any permit for use or development the planning authority must, in addition to the matters required by section 51(2) of the Act, take into consideration:

- (a) all applicable standards and requirements in this planning scheme; and*
- (b) any representations received pursuant to and in conformity with section 57(5) of the Act,*

but in the case of the exercise of discretion, only insofar as each such matter is relevant to the particular discretion being exercised.

6.10.2 In determining an application for a permit for a Discretionary use the planning authority must, in addition to the matters referred to in sub-clause 6.10.1 of this planning scheme, have regard to:

- (a) the purpose of the applicable zone;*
- (b) any relevant local area objective for the applicable zone;*
- (c) the purpose of any applicable code;*
- (d) the purpose of any applicable specific area plan;*
- (e) any relevant local area objective for any applicable specific area plan; and*
- (f) the requirements of any site-specific qualification, but in the case of the exercise of discretion, only insofar as each such matter is relevant to the particular discretion being exercised.”*

References to these principles are contained in the discussion below.

4.3. Compliance with Zone and Codes

The proposal is for a Tasting Room (Hotel Industry), which is a use prohibited within the zone. Clause 7.4 of the Scheme, however, allows for a change of use for a Heritage Place listed in the Historic Heritage Code or a place on the Tasmanian Heritage Register that would otherwise be prohibited. The relevant considerations under the clause are whether such an application would facilitate the restoration, conservation and future maintenance of the building.

It is considered that the proposal both satisfies the commercial economic and conservation objectives of Clause 7.4 of the Scheme. The change of use is deemed to facilitate the public use of the historical building while conserving the historic building fabric and story, and therefore enable appreciation of the heritage place. It is further an economic consideration, in that the restorative works to the building would not have otherwise been proposed without the associated change of use. As such, the proposed use is considered to meet the tests of Clause 7.4 of the Scheme, as being a use possible within the General Residential Zone.

The proposed change of use (Hotel Industry) meets the Scheme’s relevant Acceptable Solutions of the General Residential Zone and Parking & Sustainable Transport and Local Historic Heritage Codes with the exception of the following:

- the use is “Discretionary”, due to Clause 7.4 of the Scheme; and
- the provision of five on-site car parking spaces in-lieu of six, for all users on the site.

General Residential Zone

- **Clause 8.3.1 Discretionary Uses** – No prescribed Acceptable Solution exists for A4 so the proposal must satisfy the Performance Criteria P4.

The proposed use must be considered pursuant to the Performance Criteria (P4) of Clause 8.3.1 as follows.

Clause	Performance Criteria	Assessment
8.3.1	<i>“A use listed as Discretionary must not cause an unreasonable loss of amenity to adjacent sensitive uses, having regard to:</i>	The proposed use is deemed to satisfy the performance criteria given:
	<i>(a) the intensity and scale of the use;</i>	The nature of the use is considered to be low intensity given that it is a tasting room and not a bar or hotel in a traditional sense. The nature of the clientele is such that they are expected to sample alcohol with the intent to purchase a product.

		<p>Any impact on the residential properties within the area is deemed to be minimal.</p> <p>Typical patrons are not expected to linger or use the premises for an extended period. The nature of the proposed use is more akin to that of tourist related shop than a bar or hotel premises given the following low intensity characteristics:</p> <ul style="list-style-type: none"> • The tasting room is small in area (19m²) and provides for no seating. • The layout of the space is such that it will only ever be occupied by a limited number of individuals at any one time. • The hospitality service provided is limited to sample sized portions when alcohol is being served.
	<i>(b) the emissions generated by the use;</i>	<p>The nature of the use is such that emissions (noise or odour) generated are deemed negligible. The proposed use does not include live music nor the production of either food or drink on-site.</p> <p>It should be noted that both noise and odour emissions within a residential setting should be appropriately dealt with under the Environmental Management and Pollution Control Act 1994.</p>
	<i>(c) the type and intensity of traffic generated by the use;</i>	<p>The intensity of the use is deemed low intensive and small in scale.</p> <p>The use is limited to a small area that will only generate a small clientele at any one time. Accordingly, low volumes of vehicle and pedestrian traffic may be anticipated. There is ample parking available.</p>

	(d) <i>the impact on the character of the area; and</i>	The low intensity nature of the use is considered to not result in any loss of general residential amenity within the immediate locality. The location is within walking proximity of the tourist village and will enable the appreciation of the heritage place for the general public. As such it is considered there will be little impact on the character of the area.
	(e) <i>the need for the use in that location.”</i>	The use facilitates the public use of the historic stable building/servant quarters given that it is to be converted to a tasting room. The change of use therefore enables appreciation of the heritage place within a modern setting. It is further an economic consideration, in that the restorative works to the building would not have otherwise been proposed without the associated change.

Parking and Sustainable Transport Code

- **Clause 2.5.1 Car Parking Numbers** – The proposed Hotel Industry Use (in addition of the existing uses) is deficient by one additional car parking space as per Table C2.1 of the Scheme.

The proposed use must be considered pursuant to the Performance Criteria (P1.1) of Clause 2.5.1 - Car Parking Numbers as follows.

Clause	Performance Criteria	Assessment
C2.5.1 Car parking numbers	<i>“P1.1</i> <i>The number of on-site car parking spaces for uses, excluding dwellings, must meet the reasonable needs of the use, having regard to:</i>	The proposed use is deemed to satisfy the performance criteria given:

	<i>(a) the availability of off-street public car parking spaces within reasonable walking distance of the site;</i>	<p>The subject site currently provides five on-site car parking spaces and the additional hotel industry use generates the requirement for one additional space.</p> <p>Multiple site visits have revealed ample street parking the length of Blair Street (the street the tasting room is accessed from) is available throughout the week.</p> <p>The availability of ample appropriate street parking is deemed sufficient to account for the reduction in car parking by one space.</p>
	<i>(b) the ability of multiple users to share spaces because of:</i> <i>(i) variations in car parking demand over time; or</i> <i>(ii) efficiencies gained by consolidation of car parking spaces;</i>	<p>Blair Street is a local road with limited daily traffic.</p> <p>The subject site is located outside the commercial centre of the village of Richmond and thus outside the General Business Zone. Any requirement for a cash-in-lieu payment is considered inappropriate in this circumstance because council would be unable to use the funds in turn to construct additional parking within the immediate locality. Further, additional car parking within the immediate locality is not deemed necessary given supply and current and future demand in this locality.</p>
	<i>(c) the availability and frequency of public transport within reasonable walking distance of the site;</i>	<p>The subject site is located within 400m from the village centre and easily within a walkable distance. The village centre is serviced by both public and commercial transport opportunities.</p>
	<i>(d) the availability and frequency of other transport alternatives;</i>	<p>The subject site is easily accessed by pedestrian movement from the village centre that has also public and commercial transport alternatives.</p>

	<i>(e) any site constraints such as existing buildings, slope, drainage, vegetation and landscaping;</i>	The subject site is constrained by a large historical building footprint of significance that restricts future development opportunity.
	<i>(f) the availability, accessibility and safety of on-street parking, having regard to the nature of the roads, traffic management and other uses in the vicinity;</i>	The application has been referred to council's engineers and no concerns have been raised with regards to the reduction in required parking by one space.
	<i>(g) the effect on streetscape; and</i>	The reduction of one additional car parking space will have a negligible effect on the existing streetscape. Blair Street, the street providing access to the site, is a local road with little traffic and has ample trafficable capacity available.
	<i>(h) any assessment by a suitably qualified person of the actual car parking demand determined having regard to the scale and nature of the use and development."</i>	A professional Traffic Assessment Report is considered to be unwarranted in this situation given the low intensity of the use, the limit variation in on-site car parking provisions, the ample availability of current street parking and the high turn-over nature of the clientele.

5. REPRESENTATION ISSUES

The proposal was advertised in accordance with statutory requirements and two representations were received. The following issues were raised by the representors.

5.1. Use - Concerns have been raised that the use is inappropriate within a residential setting (General Residential Zone)

- Comment**

The subject is zoned General Residential, but the use is deemed appropriate within the location given that the nature of the general area and the heritage associated benefits from tourist associated uses.

The location is within walking proximity of the tourist village centre and showed to contribute to the appreciation of the historic village.

As stated above, the use facilitates the public use of both the historic servant quarters and the adjoining stable building and therefore enables appreciation of the heritage place. It should be noted that the “hotel industry” use provides for significant economic consideration, in that the restorative works to the building would not have otherwise been proposed without the associated change of use.

5.2. Artificial Lighting resulting in light-spill and loss of amenity to neighbouring properties

- **Comment**

No lighting is included within this application. Further, a condition with regard to limiting any future proposed lighting is suggested to be included within any planning permit.

5.3. Noise generated by the proposed use

- **Comment**

The proposed use is considered low impact and low intensive and not likely to result in noise levels greater than would normally be expected within a traditional residential setting.

The proposed use is to operate only during daylight hours from 10am to 4pm. This falls within the Acceptable Solution.

5.4. Odour generated by the proposed use

- **Comment**

It is unlikely that the use will result in the generation of odours resulting in the detriment of amenity of adjoining properties. The proposed goods or process pertaining to use proposed are not considered to generate significant odour of any kind. The representation refers to the current production of soap on-site. The production of soap does not relate to this application.

Further, the issue of odour resulting from a use is monitored and actioned by council's health officers. However, a desktop analysis of council's records (as of 22 October 2021) has revealed that no odour complaints, in association with the subject site, have been received.

5.5. Increase in traffic and availability of car parking

- **Comment**

As discussed above within Section 4, site inspections revealed that ample street parking the length of Blair Street (the street the tasting room is accessed from) is available throughout the week.

Blair Street is a local road with limited daily traffic.

The subject site is located outside the commercial centre. Any requirement for a cash-in-lieu payment is considered inappropriate in this circumstance because council would be unable to use the funds in turn to construct additional parking within the immediate locality. Further, additional car parking within the immediate locality is not deemed necessary given supply and current and future demand.

The subject site is located within 400m from the village and easily within a walkable distance.

The application has been referred to council's engineers who have raised no concerns with the reduction in parking by one space.

5.6. Loss of vegetation - Specifically, damaged or removal of Hawthorn Trees located within the nature strip/road reserve)

- **Comment**

The proposal does not include the removal of vegetation nor building works within the vicinity of any vegetation. The identified Hawthorn Trees are located within the road reserve/nature strip and not within the subject property.

6. EXTERNAL REFERRALS

The proposal was referred to Heritage Tasmania which has provided the following comments:

“Under s36(3)(a) of the Historic Cultural Heritage Act 1995 the Tasmanian Heritage Council provides notice that it has no interest in the discretionary permit application because a Certificate of Exemption has been issued for the works, pursuant to s42 of the Act.”

7. STATE POLICIES AND ACT OBJECTIVES

7.1. The proposal is consistent with the outcomes of the State Policies, including those of the State Coastal Policy.

7.2. The proposal is consistent with the objectives of Schedule 1 of LUPAA.

8. COUNCIL STRATEGIC PLAN/POLICY IMPLICATIONS

There are no inconsistencies with Council’s adopted Strategic Plan 2021-2031 or any other relevant council policy.

9. CONCLUSION

The proposal is recommended for approval, subject to conditions.

Attachments: 1. Location Plan (1)
2. Proposal Plan (3)
3. Site Photo (8)

Ross Lovell
MANAGER CITY PLANNING

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



This map has been produced by Clarence City Council using data from a range of agencies. The City bears no responsibility for the accuracy of this information and accepts no liability for its use by other parties.

20/10/2021

1:4514



REV.	DESCRIPTION	DATE
A.	DRAFTS ONLY.	07.05.2020

Project:	PROPOSED SHOP (Class 6) at No. 16 Bridge Street, Richmond, 7025 'Bellevue House' for Mark Spearpoint
Drawing:	SITE PLAN

DWG. No.:	0097	Date:	07.05.20
Scale:	1:250 @ A3	Drawn:	S. Bowling

Stuart Bowling Building Design B. Environmental Design	Phone: 0418 380 391 Email: stuart.bowling@outlook.com Licence: CC 7560 ABN: 34 631 056 735
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SITE NOTES	
Property Address:	16 Bridge Street, Richmond, 7025
Property ID:	5886816
Title Reference:	17168/1
Site Area:	1629 sqm.
THR ID Number:	1078
Municipality:	Clarence City Council
Zone:	10.0 General Residential

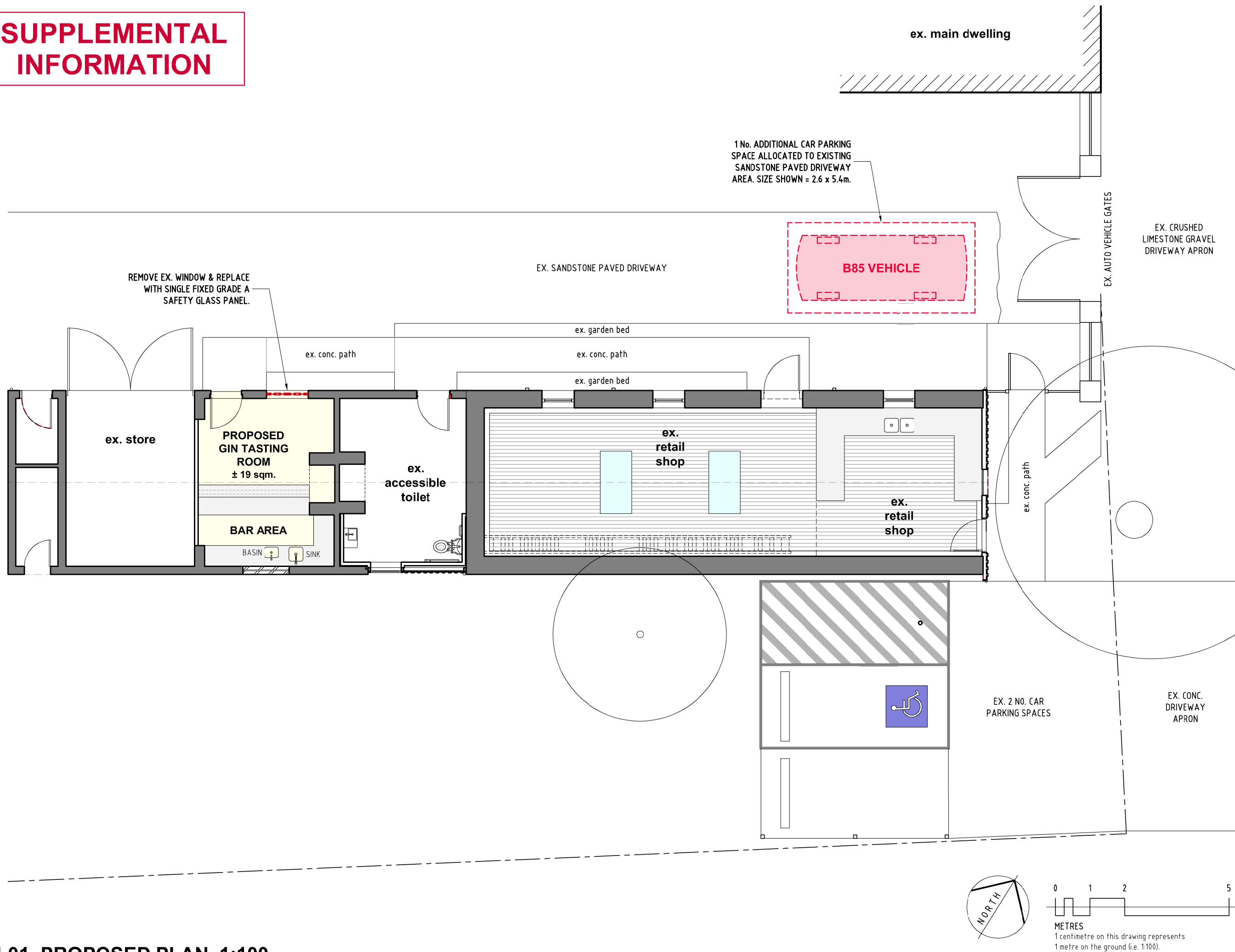
SCHEDULE OF PROPOSED WORKS	
MARK	DESCRIPTION
(A)	EXISTING DWELLING ('Bellevue House').
(B)	NEW SHOP (Class 6) IN EXISTING STABLES. SHOP FLOOR AREA = 61 sqm.
(C)	INTERNAL ALTERATIONS TO EX. STABLES (Class 10a). EXISTING STABLES FLOOR AREA = 63 sqm.
TYPICALLY, EXTENT OF PROPOSED WORKS SHOWN YELLOW SHADED.	

SITE PLAN



A02. SITE PLAN 1:250

SUPPLEMENTAL
INFORMATION



SL01. PROPOSED PLAN 1:100

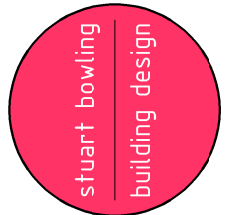
SHEET No. 01 OF 01

A.	SUPPLEMENTAL INFO. FOR D.A.	05.08.2021
REV.	DESCRIPTION	DATE

Project:	PROPOSED GIN TASTING ROOM (Class 6) at No. 16 Bridge Street, Richmond, 7025 'Bellevue House' for Mark Spearpoint
Drawing:	PROPOSED PLAN

DWG. No.:	0125	Date:	05.08.21
Scale:	1:100 @ A3	Drawn:	S. Bowling
	SL01		

Stuart Bowling Building Design B. Environmental Design	Phone: 0418 380 391 Email: stuart.bowling@outlook.com Licence: CC 7560 ABN: 34 531 056 735
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REV.	DESCRIPTION	DATE
A.	DRAFTS ONLY.	07.05.2020

Project:	PROPOSED SHOP (Class 6) at No. 16 Bridge Street, Richmond, 7025 'Bellevue House' for Mark Spearpoint
Drawing:	SITE PLAN

DWG. No.:	0097	Date:	07.05.20
Scale:	1:250 @ A3	Drawn:	S. Bowling

Stuart Bowling Building Design B. Environmental Design	Phone: 0418 380 391 Email: stuart.bowling@outlook.com Licence: CC 7560 ABN: 34 631 056 735
---	---



SITE NOTES	
Property Address:	16 Bridge Street, Richmond, 7025
Property ID:	5886816
Title Reference:	17168/1
Site Area:	1629 sqm.
THR ID Number:	1078
Municipality:	Clarence City Council
Zone:	10.0 General Residential

SCHEDULE OF PROPOSED WORKS	
MARK	DESCRIPTION
(A)	EXISTING DWELLING ('Bellevue House').
(B)	NEW SHOP (Class 6) IN EXISTING STABLES. SHOP FLOOR AREA = 61 sqm.
(C)	INTERNAL ALTERATIONS TO EX. STABLES (Class 10a). EXISTING STABLES FLOOR AREA = 63 sqm.
TYPICALLY, EXTENT OF PROPOSED WORKS SHOWN YELLOW SHADED.	

SITE PLAN



0 1 2 5 10
METRES
1 centimetre on this drawing represents
25 metres on the ground (i.e. 1:250).

A02. SITE PLAN 1:250

Attachment 3



Photo 1: Site view from Blair Street.



Photo 2: Onsite Carparking accessed from Blair Street.



Photo 3: Internal Driveway / Parking.



Photo 4: Rear Stables used for Tasting Room (Hotel)



Photo 5: Rear Stables used for Tasting Room (Hotel)



Photo 6: Hawthorn Trees within the road reserve / nature strip.



Photo 7: Blair Street (Street Parking)



Photo 8: Site view from Blair Street.

11.4 CUSTOMER SERVICE

Nil Items.

11.5 ASSET MANAGEMENT

Nil Items.

11.6 FINANCIAL MANAGEMENT

Nil Items.

11.7 GOVERNANCE**11.7.1 TREE POLICY (TREES ON COUNCIL OWNED OR MANAGED LAND) 2021****EXECUTIVE SUMMARY****PURPOSE**

To consider adopting the Tree Policy (Trees on Council Owned or Managed Land).

RELATION TO EXISTING POLICY/PLANS

Councils Strategic Plan 2021-2031 is relevant.

LEGISLATIVE REQUIREMENTS

Nil.

CONSULTATION

Community consultation was undertaken on the draft Tree Policy and concluded on 4 October 2021.

FINANCIAL IMPLICATIONS

There are no financial implications as a result of council adopting this policy.

RECOMMENDATION:

That Council adopts the Tree Policy (Trees on Council owned or managed land) 2021.

ASSOCIATED REPORT**1. BACKGROUND**

- 1.1.** The Management of Trees on Council Land Policy commenced following council adopting this at its meeting on 13 October 2008.
- 1.2.** In 2015, The Management of Trees on Council Land Policy was reviewed and adopted with some minor changes.
- 1.3.** In 2021, the Policy was reviewed and found the contents read as a procedure rather than a policy. Consequently, the document has been rewritten to meet current Clarence policy standards and language.

- 1.4.** The Tree Policy document provides an overarching council position for managing trees on council owned or managed land. The policy is supported by the Managing Trees on Council Land Procedure which contains the steps involved should a person wish to remove a tree on council owned or managed land. Also, the procedure includes the steps involved should a tree be damaged by vandalism.
- 1.5.** Council will achieve the purpose of the Tree Policy by developing and implementing an Urban Forest Strategy and Precinct Planting Plans. As well as prioritising tree pruning to mitigate risk, limit the removal of healthy trees and investigate acts of tree vandalism.
- 1.6.** At its meeting of 30 August 2021, council considered the draft Tree Policy and adopted:
- “A. Approve the draft Tree Policy 2021 for city-wide community consultation.*
- B. Authorise the General Manager to coordinate city-wide community consultation to obtain feedback on the draft Tree Policy 2021 and to report the consultation outcomes to a future workshop.”*
- 1.7.** The results of the community consultation was discussed with council at the Workshop on 18 October 2021.

2. REPORT IN DETAIL

- 2.1.** Consultation was undertaken in accordance with councils Community Engagement Policy 2020 and involved using council’s social media platforms and Have Your Say web site page. The consultation commenced on 6 September 2021 and concluded on 4 October 2021.

2.2. The consultation results are summarised below:

100	60	3	57
Visits to the Your Say Page on the Tree Policy	Contributors to the Your Say Page on the Tree Policy	Registered respondents to the Your Say Page on the Tree Policy	Anonymous respondents to the Your Say Page on the Tree Policy

2.3. 81.4% of the 60 contributors supported the Tree Policy, with many providing constructive feedback which has been incorporated in the final version.

2.4. 18.3% of the contributors who indicated they did not support the Policy were supportive of the Policy principles and provided constructive improvement comments.

2.5. The Tree Policy, at **Attachment 1**, reflects the outcome of the public consultation, consultation with internal stakeholders and Aldermen at Workshops. The foundation of the document is to protect existing trees, replace removed trees and plant more trees on council owned and managed land.

2.6. The policy sets the agenda for the development of an Urban Forest Strategy which will provide a strategic document to guide the planning, planting, and growing of more trees on council owned or managed land to improve on the green canopy in the urban environment.

2.7. The Managing of Trees on Council owned or Managed Land procedure supports the objectives of the Tree Policy by:

- Outlining how trees will be managed using best practice arboriculture standards in accordance with AS/NZ 4373 Pruning of Amenity Trees.
- Specifying how trees and significant vegetation communities that are at risk will be protected.

- Applying the risk matrix to all tree assets, identifying those with a high hazard rating and managing them in accordance with AS/NZ 4373 Pruning of Amenity Trees.
- Providing a framework for addressing the incidence of tree vandalism.

3. CONSULTATION

3.1. Community Consultation Undertaken

The Tree Policy public consultation concluded on 4 October 2021. Results are summarised at paragraphs 2.2, 2.3 and 2.4 above.

3.2. State/Local Government Protocol

Nil.

3.3. Other

Nil.

3.4. Further Community Consultation

No further consultation is required. On adoption, the Tree Policy 2021 will be made available to the public via councils' website.

4. STRATEGIC PLAN/POLICY IMPLICATIONS

Council's Strategic Plan 2021-2031 within the *Environmentally Responsible City* area contains the following Strategy:

"1.1 Enhancing the liability of activity centres, community hubs and villages through urban design projects.

1.11 Continuing to develop and maintain quality open space network."

Council's Strategic Plan 2021-2031 within the *People Friendly City* area contains the following Strategy:

"4.3 Working collaboratively with relevant agencies to enhance and protect the natural environment.

4.7 *Continuing to provide opportunities for involvement and increased awareness for the care of the local environment.”*

5. EXTERNAL IMPACTS

Nil.

6. RISK AND LEGAL IMPLICATIONS

Council’s Governance group has reviewed the Tree Policy in terms of the document addressing necessary requirements of managing and mitigating risks associated with hazardous, diseased, or dying trees.

7. FINANCIAL IMPLICATIONS

There are no financial implications as a result of council adopting this policy.

8. ANY OTHER UNIQUE ISSUES

Nil.

9. CONCLUSION

It is recommended council adopt the Tree Policy (Trees on Council Owned or Managed Land).

Attachments: 1. Tree Policy [Trees on Council Owned or Managed Land] (8)

Ross Graham

GROUP MANAGER ENGINEERING SERVICE

TREE POLICY (Trees On Council Owned or Managed Land) 2021

1. INTRODUCTION

Clarence City Council values trees for their social, environmental, and economic benefits.

Trees benefit the physical and mental health and wellbeing of our communities. Trees provide shaded comfortable spaces to socialise, they cool the city, filter air and water, and store carbon for an environmentally sustainable future.

Trees shade buildings, which reduces energy costs and makes places more attractive and comfortable which increases land values for an economically viable city.

Council will plant and manage trees on council owned or managed land to grow an urban forest network, for an environmentally responsible and people friendly city.

2. PURPOSE

- The purpose of this policy is to:
- facilitate the development of strategic documents including but not limited to an Urban Forest Strategy and Precinct Planting Plans to guide the planning, planting and management of trees on council owned or managed land
- guide and encourage the planting and growing of an urban forest network on Council land within urban areas of the city including encouraging residents to plant the verge / nature strip in front of their homes with suitable trees under 5m
- reduce the incidence of tree vandalism by establishing and promoting timely protective, investigative and response actions
- reduce the incidence of the removal of healthy trees by establishing clear guidelines outlining the criteria under which tree removal will be considered
- give effect to council's strategic plans strategic goal areas to develop a people friendly city and an environmentally responsible city

3. SCOPE

This policy applies to trees on existing and future council owned or managed land.

This policy does not apply to trees on private or Crown land unless subject to Planning Scheme requirements or other legislative or regulatory requirements.

4. DEFINITIONS

The following definitions apply to this policy:

Arborist	Means a person professionally qualified in the practice of the cultivation, management and scientific study of trees, who holds a formal qualification in arboriculture
Council	Means the Clarence City Council.
Council works zone	Means where a council crew or a contractor engaged by council is undertaking works on community infrastructure (e.g. in streets, parks or community facilities).
Council land	Means all publicly owned or managed land including parks, gardens, reserves, beaches, foreshores, sports and recreation grounds and playgrounds, streets, laneways, forecourts, squares and car parks.
Exceptional circumstance	Means a tree that is high-risk (in whole or in part) causing or is threatening to cause injury to people or substantial damage to property.
Hazardous tree	Means a tree with recognisable features that impact on its structural integrity and elevate the potential for failure of branches, trunks or roots and likely injure people or property. Some of the more common features are extensive decay, bark inclusion at forks and poor branch attachment, poor root development or damage and significant tree decline.
Planning Scheme	Means the Tasmanian Planning Scheme as it applies to the City of Clarence, or any successor to that scheme.

Precinct Planting Plans	Means local street and neighbourhood planting plans that provide an assessment of streets suitable for tree planting, identify suitable tree species and planting locations within the street. The precinct planting plans will be implementation tools for the Urban Forest Strategy.
Tree	<p>A woody perennial plant, typically having a single stem or trunk growing to a considerable height and bearing lateral branches at some distance from the ground.</p> <p>Reference: <i>Oxford English Dictionary</i>, 2020, Oxford University Press, UK.</p>
Urban forest	<p>The urban forest is the art, science and technology of managing trees in and around urban community ecosystems for the physiological, sociological, economic and aesthetic benefits trees provide society.</p> <p>Reference: Dictionary of Forestry quoted in JC Schwab (Ed) 2009, Planning the Urban Forest</p>
Vandalism	Means an action involving, but not limited to, deliberate destruction of or damage including poisoning, ringbarking, pruning or removal of trees on council owned or managed land.

5. POLICY STATEMENT

This policy provides a framework for the protection of healthy trees from removal, planning, planting, and managing trees on council owned or managed land with a focus on proactively increasing the number of trees across the city.

6. RELATIONSHIP TO COUNCIL STRATEGIC PLAN

The following objectives are identified in Council's Strategic Plan 2021 – 2031:

- **A people friendly city**

Enhancing the liveability of activity centres, community hubs and villages through urban design projects.

Continuing to develop and maintain a quality open space network.

Continuing to develop and maintain a quality open space network

- **An environmentally responsible city**

Protecting natural assets within council-managed land through the development and review of strategies in relation to bushfire, weed, land and coastal management.

7. RELATED DOCUMENTS

The legislation and documents listed below form the framework to give context to this policy:

LEGISLATIVE (ACTS, REGULATIONS AND STANDARDS)

- *Local Government Act 1993*
- Clarence Interim Planning Scheme 2015
- AS 4373-2007 Pruning of Amenity Trees
- AS 4970-2009 Protection of Tree on Development Sites
- *Neighbourhood Disputes About Plants Act 2017*
- Clarence City Council Public Places By-Law 2018

COUNCIL POLICY, PLANS, PROCEDURES AND GUIDELINES

- Clarence City Council Strategic Plan 2021 - 2031
- Clarence City Council Open Space Policy 2013
- Clarence City Council Managing Trees on Council Land Procedure 2021

8. POLICY REQUIREMENTS

Council will achieve the policy purpose by:

- Developing and implementing an Urban Forest Strategy, and Precinct Planting Plans that will guide the planning and planting of trees in consultation with the community.
- Prioritising tree pruning to mitigate risk high traffic areas (i.e. child care centres, streets and car park)
- Limiting the removal of healthy trees
- Investigating acts of tree vandalism

URBAN FOREST STRATEGY

The Urban Forest Strategy aims to green the city for a more liveable and sustainable future, the strategy will guide greening via planting trees. The strategy will identify challenges and opportunities, prioritising tree planting localities and providing an implementation framework.

PRECINCT PLANTING PLANS

The city will be divided into precincts, each precinct will be assessed for tree planting opportunities and have a ten-year planting plan showing current canopy conditions and future canopy conditions as we move to a more densely planted, greener and liveable city.

TREE PRUNING PRIORITIES

Tree pruning priorities will be based on mitigating risk and best practice arboriculture standards.

Pruning priorities include:

- Childcare centres (reported / inspected after high wind events)
- Damaged trees reported to Council-by-council staff or members of the community
- Trees damaged in a storm event
- Trees impeding public use of footpaths or roads, and
- High volume areas (streets, playgrounds, council car parks).

TREE REMOVAL

Trees will not be removed because they obstruct views, advertising, or signage, are disliked, produce leaf, and bark litter, or cause minor allergic or irritant responses, block solar access, utilities, or public infrastructure.

Trees that are suspected to be hazardous, diseased, or dying and thereby posing a risk to public safety will be assessed by an arborist. Council will implement the arborists recommendations.

Trees will be removed if they are hazardous, diseased, or dying and pose a risk to public safety, where trees are removed, they will be replaced either in the same, similar or alternate location to ensure no nett loss of tree canopy.

Trees that require removal will be replaced in accordance with the Urban Forest Strategy, Precinct Planting Plans, Master Plans and Reserve Activity Plans to ensure no nett loss of tree canopy across the city.

Tree removal will be limited or mitigated within council works zones; Council will design civil infrastructure as to maintain existing healthy street trees. If removal is required, trees will be replaced in accordance with the Urban Forest Strategy and Precinct Planting Plans.

Tree removal of healthy trees may be permitted under Exceptional Circumstances as defined in this Policy, or where council makes an alternative decision at a council meeting.

TREE VANDALISM

Damage, pruning or removal of a tree on council land by an unauthorised person is an offence under Council's Public Places By-law 2018. Identified offenders will be fined in accordance with the *Penalty Units and Other Penalties Act 1987*.

Council will develop a program to increase public awareness of tree vandalism to reduce the incidence of tree vandalism.

Where an act of vandalism is identified, council:

- will investigate the vandalism to identify those responsible, may offer a financial reward for information leading to a successful conviction, and issue an infringement notice or commence a prosecution in circumstances where an offender is identified.

- will replant trees to restore the streetscape or landscape to the condition it was in prior to the vandalism, and where possible retain the main trunk of large trees to create habitat.
- will replant trees in accordance with the Urban Forest Strategy and Precinct Planting Plans.
- may install tree vandalism signage and other visual and physical aids (i.e., fencing, cloth, banners) deemed suitable to identify the site of the vandalised tree to notify the public and to deter further tree vandalism. The signage and aids will remain in place until the replacement tree/s have grown to a height deemed sufficient by the General Manager. If signage or aids are removed by unauthorised persons, they will be replaced.

9. IMPLEMENTATION AND COMMUNICATION

The Manager Environment and Recreation and the Operations Group Manager are responsible for the implementation of this policy.

This policy will be communicated via:

- council's website, and
- Internal circulation to staff

10. REPORTING

The following statistics will be reported in councils annual report:

- tree inspections and reports completed by an independent arborist
- tree removal requests from the community
- trees removed
- trees planted in accordance with the Urban Forest Strategy and Precinct Planting Plans
- incidence of tree vandalism and the outcome

11. ADMINISTRATIVE ARRANGEMENTS

TABLE OF AMENDMENTS

No.	Date	Brief Details

APPROVAL

GM APPROVAL DATE	XX XXX 2021
REVIEW	Every 5 years
RESPONSIBLE POSITION	Manager Environment and Recreation
ECM REFERENCE	

11.7.2 RENEWAL OF LEASE – SOUTHERN SUPPORT SCHOOL COMMUNITY GARDEN – 33 SALACIA AVENUE, HOWRAH**EXECUTIVE SUMMARY****PURPOSE**

To consider issuing a new lease agreement with the Department of Education for the existing community garden on council land adjacent to the Southern Support School.

RELATION TO EXISTING POLICY/PLANS

- Leased Facilities Pricing and Term of Lease Policy applies; and
- Strategic Plan 2021-2031 is relevant.

LEGISLATIVE REQUIREMENTS

Section 178 of the Local Government Act, 1993 is applicable.

CONSULTATION

Section 178 of the Local Government Act, 1993 provides that council must advertise its intention to dispose of public land through public advertisement.

FINANCIAL IMPLICATIONS

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

RECOMMENDATION:

- A. That in accordance with section 178 of the Local Government Act 1993, Council gives notice of intention to enter a new lease for an area of public land at 33 Salacia Avenue, Howrah adjacent to the Southern Support School for the existing community garden.
- B. That once the notice of intention to lease process is finalised and no objections are received and that all necessary approvals are in place:
 - (i) council enters a new lease agreement with the Department of Education for a term of five years with an option for a further term of five years from 1 February 2022.
 - (ii) the annual rental for the lease is to remain at the nominal amount of \$1.00 (if demanded).
- C. That, in the alternative to Recommendation B above, should objections be received, the matter be referred to a further meeting of council for consideration.

NB: A decision to lease public land requires an absolute majority of Council.

**RENEWAL OF LEASE – SOUTHERN SUPPORT SCHOOL COMMUNITY GARDEN
– 33 SALACIA AVENUE, HOWRAH /contd...**

ASSOCIATED REPORT**1. BACKGROUND**

- 1.1.** Since 2012, council has leased an area of land at 33 Salacia Avenue, Howrah (Wentworth Playpark) to the Department of Education for the Southern Support School to use for a community garden.
- 1.2.** The lease is due to expire on 31 January 2022 and the Department has requested a new lease to continue occupying the council land.

2. REPORT IN DETAIL

- 2.1.** The Southern Support School is situated at 233 Clarence Street, Howrah adjacent to the Wentworth Playpark.
- 2.2.** Council in 2012 approved the lease of council land adjacent to the School for the development of a community garden to provide essential infrastructure support for the students attending the school.
- 2.3.** The lease is due to expire on 31 January 2022 and the Department of Education has requested a new lease to continue using the council land.
- 2.4.** The land is classified as “public land” and it is a requirement to advertise council’s intention to enter into a new lease in accordance with the *Local Government Act, 1993*.

3. CONSULTATION

- 3.1. Community Consultation Undertaken**
Nil.

3.2. State/Local Government Protocol

Nil.

3.3. Other

Nil.

3.4. Further Community Consultation

Section 178 of the Local Government Act, 1993 provides that council must advertise its intention to dispose of public land through public advertisement.

4. STRATEGIC PLAN/POLICY IMPLICATIONS

4.1. Council's Leased Facilities Pricing and Term of Lease Policy applies, and the Strategic Plan 2021-2031 is relevant.

4.2. There are no significant strategic or policy issues associated with the proposed lease of this land.

5. EXTERNAL IMPACTS

There are no external impacts identified.

6. RISK AND LEGAL IMPLICATIONS

Section 178 of the Local Government Act requires Council to give notice of an intention to lease public land if the lease is for more than five years.

7. FINANCIAL IMPLICATIONS

There are no direct implications.

8. ANY OTHER UNIQUE ISSUES

Nil.

9. CONCLUSION

Renewal of the lease to the Department of Education is recommended to enable the Southern Support School to continue providing the existing community garden for the students to be actively involved with learning processes of growing and preparing their own food.

Attachments: 1. Aerial Photograph (1)

Ian Nelson
GENERAL MANAGER

ATTACHMENT 1



25/10/2021

1:1129

This map has been produced by Clarence City Council using data from a range of agencies. The City bears no responsibility for the accuracy of this information and accepts no liability for its use by other parties.



11.7.3 COMMUNITY SUPPORT GRANTS**EXECUTIVE SUMMARY****PURPOSE**

To consider the Community Support Grants Assessment Panel's recommendations for the allocation of financial assistance in respect of the September 2021 round of Community Support Grants.

RELATION TO EXISTING POLICY/PLANS

Consistent with Council's Strategic Plan 2021-2031, Community Grants Policy and social plans including Youth Plan; Cultural Arts Plan; Age Friendly Plan; Community Health and Wellbeing Plan; Access Plan; Cultural History Plan; Community Participation Policy; Clarence Events Plan; Community Safety Plan; Reserve Activity Plans and Recreation Strategies.

LEGISLATIVE REQUIREMENTS

Nil.

CONSULTATION

Nil.

FINANCIAL IMPLICATIONS

There is an annual budget of \$35,000 for the Community Grants Program including the bi-annual Community Support Grants.

RECOMMENDATION:

That Council approves the distribution of financial grants totalling to \$17,308.00 to community groups and organisations, as detailed in the schedule attached to the Associated Report.

ASSOCIATED REPORT**1. BACKGROUND**

- 1.1.** A funding round for bi-annual Community Support Grants closed on 15 September 2021. Sixteen applications were received (refer to Attachment 1).
- 1.2.** The Community Support Grants Assessment Panel reviewed all applications and has recommended 14 projects be funded to varying amounts.

2. REPORT IN DETAIL

2.1. The Community Support Grants round was advertised in the Council Rates News, the Eastern Shore Sun and on Council's website. A notification was sent by email to known contacts of non-profit groups.

2.2. Applications for this round of the Community Support Grants closed on 15 September 2021 and a total of 16 applications were received totalling \$20,314.00.

2.3. Thirteen of these applications have been recommended for approval for the requested funding amounting to \$16,114.00:

• Howrah School for Seniors	\$797.00
• Coal River Valley Garden Club Inc.	\$1,500.00
• Girl Guide Association Tasmania-Orana Camp	\$500.00
• Clarence Pickleball	\$1,500.00
• Sandford Scouts	\$1,500.00
• Bellerive Branch CWA	\$725.00
• Lindisfarne RSL Sub-branch Inc.	\$1,500.00
• Lindisfarne Cricket Club	\$1,500.00
• South Arm Songsters (Community Choir)	\$800.00
• Richmond Fellowship	\$1,500.00
• Dynasty DrillDance	\$1,292.00
• Triathlon Tasmania	\$1,500.00
• Lindisfarne Tennis Club	\$1,500.00

Refer to attachment for detailed information.

2.4. One application has been recommended for approval for partial funding amounting to \$1,194.00.

• Dominoes Basketball Club	\$1,194.00
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Partial funding has been recommended for funding for a refrigerator and a microwave on the condition that the social space that is being undertaken at the stadium has received the approvals from council and building surveyor; an application for a food business registration is lodged with council and a certificate of registration under the Food Act 2003 is issued.

Refer to Attachment 1 for detailed information.

2.5. Two applications have not been recommended for approval:

- South Arm Peninsula Residents Association \$1,200.00

This proposal sets up a funding model that is not sustainable and creates a precedent that is not replicable. The South Arm Community market may; however, need additional support to recover from the effects of COVID-19. Rather than fund this proposal through the Community Support Grants, the panel suggest that SAPRA consider what activities may be eligible for funding under a COVID-19 social recovery funding grant and reapply through that process.

- Crew Fitness Community Bootcamp Inc. \$1,500.00

This application was not supported as it provides benefit to a limited number of members only. Although a not-for-profit, membership rates are equivalent to commercial operations, so this proposal does not improve access for the broader community.

3. CONSULTATION

3.1. Community Consultation Undertaken

Community consultation was undertaken as set out at paragraph 2.1 above.

3.2. State/Local Government Protocol

Nil.

3.3. Other

Nil.

3.4. Further Community Consultation

Not applicable.

4. STRATEGIC PLAN/POLICY IMPLICATIONS

4.1. The Community Support Grants aim to support groups for amounts of up to \$1,500.00 for one-off activities or projects that benefit the Clarence community.

4.2. The Grants Program is a strategic investment tool, assisting the community to meet and respond to council's priorities and vision as outlined in the Strategic Plan 2021-2031. It enables council to contribute to the community by:

- supporting local communities to build on existing capacity and progress their health and wellbeing;
- supporting local communities to sustainably manage and enhance the natural and built environments of the City;
- supporting local communities to work together for a vibrant, prosperous and sustainable city; and
- encouraging engagement and participation in the community.

4.3. It operates in the context of other related council policies, plans and activities, for example: Youth Plan; Cultural Arts Plan; Age Friendly Plan; Cultural History Plan; Community Health and Wellbeing Plan; Community Participation Policy; Clarence Events Plan; Community Safety Plan; Reserve Activity Plans and Recreation Strategies.

5. EXTERNAL IMPACTS

Nil.

6. RISK AND LEGAL IMPLICATIONS

Nil.

7. FINANCIAL IMPLICATIONS

A budget of \$35,000.00 has been approved for the 2021/22 financial year. Fourteen applications are recommended for funding totalling \$17,308.00. There is \$17,692.00 available for the March 2022 round.

8. ANY OTHER UNIQUE ISSUES

Nil.

9. CONCLUSION

The Community Supports Grants Assessment Panel has assessed the 16 applications and 14 are recommended to council for approval for the amounts indicated as per the attached schedule.

Attachments: 1. Community Support Grants September 2021 Assessment Schedule (9)

Ian Nelson
GENERAL MANAGER

ATTACHMENT 1

Community Support Grant Assessment – September 2021

16 applications were submitted to Council in the September 2021 round of Community Support Grants

Applications	Project	Requested Amount
Howrah School for Seniors	Purchase of a laptop computer	\$797.00
Coal River Valley Garden Club	First Aid & CPR training project	\$1,500.00
Girl Guide Association Tas – Orana Camp	Installation of a fire pot	\$500.00
Clarence Pickleball	Pickleball equipment	\$1,500.00
Sandford Scouts	Scouts hiking safety equipment	\$1,500.00
Bellerive Branch CWA	80 th birthday celebration	\$725.00
Dominoes Basketball Club	Social space upgrade	\$1,500.00
Lindisfarne RSL Sub-branch Inc.	First Aid/defibrillator refresher	\$1,500.00
Lindisfarne Cricket Club	Modernise youth league scoring	\$1,500.00
South Arm Songsters (community choir)	Percussion instruments	\$800.00
South Arm Peninsula Residents Association	Community market enhancements	\$1,200.00
Crew Fitness Community Boot Camp Inc.	Crew Fitness Community Boot Camp	\$1,500.00
Richmond Fellowship	Litter collector bugs – clean up walkers	\$1,500.00
Dynasty DrillDance	Music speaker	\$1,292.00
Triathlon Tasmania	Try a Tri Junior inclusion program	\$1,500.00
Lindisfarne Tennis Club	Pickleball line marking sets for courts	\$1,500.00
Total		\$20,314.00

Applications Supported for Grant Funding

Applicant: Howrah School for Seniors

Project: Purchase of a laptop computer

Funds Requested: \$797.00

Project Description: The group meet at the Howrah Community Centre and previously used the audio-visual facilities to address the meeting. The Centre's audio-visual equipment controls are located in a staff only secured area and on occasion we have had to borrow equipment or go without if staff are not on site to activate the controls from this secured area. We purchased a microphone and obtained a video projector with funds from Premiers Discretionary Grant. The group is planning to purchase its own laptop computer to avoid reliance on borrowed equipment.

Comments: Meets the criteria. Aligns with Council's Age Friendly Clarence Plan and Community Health and Wellbeing Plan. This application was supported by the Grants Assessment Panel as it provides some flexibility for the group.

Recommendation: The application is supported for the amount of \$797.00.

Applicant: Coal River Valley Garden Club
Project: First Aid & CPR training project
Funds Requested: \$1,500.00

Project Description: The Coal River Valley Garden Club has a membership of 87 members varying in age between early 30's to late 80's both male & female. The club's committee would like to offer First Aid and CPR training courses to our membership. We are a large group with diverse interests and who are very active in the community. The committee feels that if a large percentage of our membership can complete these First Aid & CPR courses than we will be confident to help if the unexpected may happen in our rural area. The courses will be conducted at the Richmond Football Club Rooms Franklin Street Richmond.

Comments: Meets the criteria. Aligns with Council's Age Friendly Clarence Plan and Community Health and Wellbeing Plan. This application is supported by the Grants Assessment Panel.

Recommendation: This application is supported for the amount of \$1,500.00.

Applicant: Girl Guide Association Tas – Orana Camp
Project: Installation of a fire pot
Funds Requested: \$500.00

Project Description: One of the outdoor BBQs used by campers is damaged and for safety reasons needs to be demolished. This will be replaced with a fire pot/pit which will be attached to the existing concrete slab. The fire pot will encourage safe social interaction and warmth for campers. The work will be carried out by the men's committee.

Comments: Meets the criteria. Aligns with Council's Community Health and Wellbeing Plan and Youth Plan. This application is supported by the Grants Assessment Panel as it provides a benefit for girl guide community and other groups who may make use of the facility.

Recommendation: This application is supported for the amount of \$500.00.

Applicant: Clarence Pickleball
Project: Pickleball equipment
Funds Requested: \$1,500.00

Project Description: Pickleball was introduced to Southern Tasmania in May 2019 and since then the sport has grown and is one of the fastest growing sports in the USA, Canada and now Australia. Pickleball is a paddleball sport that combines elements of badminton, table tennis and tennis. The aim is to have Pickleball played widely across the Eastern Shore in community halls, community and club

tennis courts and in schools. We need more equipment due to the increasing numbers of people playing (additional venues, nets, paddles, balls, and portable lines for court marking). Our equipment is also used by Reclink who provide sport and art programs to disadvantaged Australian to create socially inclusive, life-changing opportunities.

Comments: Meets the criteria. Aligns with Council's Community Health and Wellbeing Plan and the Sport and Active Recreation Strategy. This application is supported by the Grants Assessment Panel to provide funding for the introduction of a new sport to the Clarence community.

Recommendation: This application is supported for the amount of \$1,500.00.

Applicant: Sandford Scouts

Project: Scout's hiking safety equipment

Funds Requested: **\$1,500.00**

Project Description: The project is a campaign of single and multiple-day, youth-led bushwalks between spring 2021 and winter 2022. This is due to a recent influx of young members. Quality outdoor clothing and sleeping bags are expensive, and some families cannot afford quality rainwear, warm layers or good sleeping bags. For greater inclusion, the group intends to purchase quality waterproof jackets and trousers in youth sizes, an emergency down jacket, one lightweight 4 season synthetic (washable) sleeping bag and washable liner, a foil-lined bivvy bag will be purchased for emergencies and gaiters for use by any Scout who doesn't have them. The equipment will be retained and used for many years. To keep up with technology and for safety, a mapping GPS unit will be purchased to replace older text models.

Comments: Meets the criteria. Aligns with Council's Community Health and Wellbeing Plan and Youth Plan. This application is supported by the Grants Assessment Panel as it provides a benefit for the scouting community and young people wanting to give scouting a try.

Recommendation: This application is supported for the amount of \$1,500.00.

Applicant: Bellerive Branch CWA

Project: 80th birthday celebration

Funds Requested: **\$725.00**

Project Description: All CWA branches celebrate a significant milestone of continuous activity such as 80 years which Bellerive will achieve in May 2022. The aim is to hold a soup and sandwich event at the Grace Church Centre in Rokeby for members, past members, members from other branches and Sate Office bearers and the Mayor. Funds are requested for rent, decorations, food, and celebration cake.

Comments: Meets the criteria Aligns with Council's Community Health and Wellbeing Plan, Age Friendly Clarence Plan and the Community Volunteer Sustainability Strategy. This application is supported by the Grants Assessment Panel in recognition of the benefit of the CWA in our community.

Recommendation: This application is supported for the amount of \$725.00.

Applicant: Lindisfarne RSL Sub-branch Inc.

Project: First Aid/defibrillator refresher

Funds Requested: **\$1,500.00**

Project Description: Our project is to conduct refresher courses in community first aid and refresher defibrillator course. The project will be conducted in the Lindisfarne area. The various courses will be conducted by St John's Ambulance training division with additional supervision provided by the management team of the Lindisfarne RSL Sub-branch.

Comments: Meets the criteria. Aligns with Council's Age Friendly Clarence Plan and Community Health and Wellbeing Plan. This application is supported by the Grants Assessment Panel.

Recommendation: This application is supported for the amount of \$1,500.00.

Applicant: Lindisfarne Cricket Club

Project: Modernise youth league scoring

Funds Requested: **\$1,500.00**

Project Description: The club would like to supply all youth league teams with an iPad (or equivalent) to modernise scoring. Scoring is the focus of this application and modernising this to meet Cricket Tasmania's recording requirements and reducing the burden on volunteering parents. Cricket Tasmania required all scores to be entered online in their My Cricket website. Currently scores are manually recorded in a score book and figures translated from the book to the website. By supplying teams with an iPad it will be easier to find parents willing to score, scoring accuracy will be improved and the online system is easier to use than the manual score book. Funds will be put towards the purchase of 5 iPads.

Comments: Meets the criteria. Aligns with Council's Youth Plan, Community Health and Wellbeing Plan, Sport and Active Recreation Strategy and the Community Volunteer Sustainability Strategy. This application is supported by the Grants Assessment Panel as this will encourage more parents to assist with scoring matches.

Recommendation: This application is supported for the amount of \$1,500.00.

Applicant: South Arm Songsters (community choir)

Project: Percussion instruments

Funds Requested: \$800.00

Project Description: The South Arm Songsters formed in early 2016 and, apart from Covid-19 restrictions, has met regularly on Monday nights ever since with the aim to come together to sing, laugh and create long-lasting friendships with people of all ages, genders and backgrounds. The benefits that flow from this activity are well documented - emotional, psychological, social, behavioural change, physiological and general health, both physical and mental.

Funds are requested to purchase two SelaCasela Cajoni quick assembly kit drums and percussion instruments (maracas, tambourines and shakers). The chance to play and hear different instruments has many benefits for members of the choir, making them more actively involved in the full music making process and broadening their understanding and experience of sound and rhythm. The drum kits and percussion instruments are all portable, making them easy to take to events allowing the choir to present their full musical range and talent.

Comments: Meets the criteria. Aligns with Council's Community Health and Wellbeing Plan, Age Friendly Clarence Plan, Youth Plan and Access and Inclusion Plan. This application is supported by the Grants Assessment Panel as the application demonstrated the need for benefits the instruments will provide the songsters.

Recommendation: This application is supported for the amount of \$800.00.

Applicant: Richmond Fellowship

Project: Litter collector bugs – clean up walkers

Funds Requested: \$1,500.00

Project Description: Residents that reside in our housing facility at Richmond Fellowship have raised an interest in becoming Clarence Plains/Glebe Hill litter collectors. The idea of being local "Litter Collector Bugs" sparked enthusiasm. Staff across both residential recovery and Independent living sites will work together to support the implementation of this project that has been initiated by residents. The residents like the idea of contributing locally to beautifying the area and getting to know people they live close to, at their pace, by collecting litter, street by street in the community. Fundraising for small items will be a side project for participants to create ownership and to increase financial awareness and in time, connections with other community volunteers with a mutual interest, is envisaged and will be encouraged to broaden the concept. Funds are requested to purchase collections trolleys and gloves.

Comments: Meets the criteria. Aligns with Council's Access and Inclusion Plan, Community Health and Wellbeing Plan and Age Friendly Clarence Plan. This application is supported by the Grants Assessment Panel as it gives the residents a purpose and an opportunity to branch out or to make a step out into the community.

Recommendation: This application is supported for the amount of \$1,500.00.

Applicant: Dynasty DrillDance

Project: Music speaker

Funds Requested: **\$1,292.00**

Project Description: Dynasty Drilldance currently has approximately 35 members and train at the Risdon Vale Hall. The group is made up of volunteers that currently fund their own events (local and interstate) as well as associated fees and uniforms. Funds are requested to purchase a new portable speaker which will be a benefit for all our members by giving them a more professional sound system to improve performances. The speaker system can also be used at our public events.

Comments: Meets the criteria. Aligns with Council's Community Health and Wellbeing Plan, Youth Plan and Age Friendly Clarence Plan. This application is supported by the Grants Assessment Panel as it gives the residents a purpose and an opportunity to branch out or to make a step out into the community.

Recommendation: This application is supported for the amount of \$1,292.00.

Applicant: Triathlon Tasmania

Project: Try a Tri Junior inclusion program

Funds Requested: **\$1,500.00**

Project Description: This project aims to build on the success of current activities in the Clarence area such as Bellerive Parkrun and the Schools Triathlon, to transition more juniors in Clarence to participate in triathlon as an ongoing activity to encourage an active lifestyle for juniors and their families. This project will showcase the excellent facilities that exist at the Bellerive foreshore, Clarence Pool and associated open spaces. The project will utilise existing volunteer coaches and assist in broadening the coaching capability by funding a further two coaches to be trained and accredited. Other activity will focus on giving juniors an opportunity to develop the initial exposure to triathlon through the school's race into a more regular participation and training at Bellerive Parkrun, Clarence Pool Tri a Tri training groups, and through targeted bike training. Volunteers from Triathlon Tasmania and Triathlon South will run the project. Funds are requested to purchase equipment, coach training and advertising.

Comments: Meets the criteria. Aligns with Council's Community Health and Wellbeing Plan, Youth Plan, Sport and Active Recreation Strategy and Age Friendly Clarence Plan. This application is supported by the Grants Assessment Panel as gives encouragement and opportunities for children to continue in the sport.

Recommendation: This application is supported for the amount of \$1,500.00.

Applicant: Lindisfarne Tennis Club

Project: Pickleball line marking sets for courts

Funds Requested: \$1,500.00

Project Description: We are inviting the Eastern Shore Pickleball club to come and use our facilities to play several times each week. They require a hard-court outdoor surface which we can provide. They wish to operate from our club in the future but require line markings to be able to play. Funds are requested to purchase 6 x line marking kits.

Comments: Aligns with Council's Community Health and Wellbeing Plan and the Sport and Active Recreation Strategy. This application is supported by the Grants Assessment Panel to provides a partnership with Pickleball and funding for the introduction of a new sport to the Clarence community.

Recommendation: This application is supported for the amount of \$1,500.00

Applications Supported for Partial Grant Funding

Applicant: Dominoes Basketball Club

Project: Social space upgrade

Funds Requested: \$1,500.00

Project Description: The Dominoes Basketball Club have recently commenced renovations to the social space at our home stadium Warrane Basketball Stadium. We would like to add to this with the purchase of kitchen items including a dishwasher, microwave, sandwich maker and refrigerator/freezer. This will allow us to run a minimal canteen but also provide patrons with a comfortable space to enjoy with families and an area that can be hired to our families for birthday parties and special events.

Comments: The Dominoes Basketball Club did not receive permission from council to upgrade the space at the stadium. They are working with council officers and a building surveyor in a coordinated approach to modernising the area. In the interim they have withdrawn the purchase of the dishwasher but would still like to purchase a fridge and microwave. The project aligns with Council's Community Health and Wellbeing Plan, Age Friendly Plan, Youth Plan and Access Plan. This application is supported for partial funding by the Grants Assessment Panel as the application demonstrated the need for the equipment.

Recommendation: This application is supported for the partial amount of \$1,194.00 on the condition that the social space that is being undertaken at the stadium has received the approvals from council and building surveyor; and an application for a food business registration is lodged with council and a certificate of registration under the Food Act 2003 is issued.

Applications Not Supported for Funding

Applicant: South Arm Peninsula Residents Association

Project: Community market enhancements

Funds Requested: **\$1,200.00**

Project Description: To provide professional live music for our Community Markets for the busiest outdoor periods (ideally from November 2021 - March 2022). Live music adds significantly to the atmosphere of any event. It can uplift spirits, entertain, stop people in their tracks to listen and provide a relaxing soundtrack to any gathering. Locals and visitors all comment on the friendly, community atmosphere of our market with many stallholders preferring it to other, often larger ones where more sales may have been made. Live music has been an occasional treat, but we want to make it a regular treat over our busiest months and support artists who have been impacted by COVID-19

Comments: The panel are supportive of the inclusion of music at South Arm Market, however, believe this proposal sets up a funding model that is not sustainable and creates a precedent that is not replicable. The South Arm Community market may however need additional support to recover from the effects of COVID-19. Rather than fund this proposal through the Community Support Grants, the panel suggest that SAPRA consider what activities may be eligible for funding under a COVID-19 social recovery grant and reapply through that process.

Recommendation: This application is not supported by the Grants Assessment Panel however we will liaise with the South Arm Peninsula Residents Association about consideration for funding through council's COVID-19 Social Recovery funds.

Applicant: Crew Fitness Community Boot Camp Inc.

Project: Crew Fitness Community Boot Camp

Funds Requested: **\$1,500.00**

Project Description: Crew Fitness Community Boot Camp Inc is a newly established not-for-profit organisation borne from the desire of a group residents seeking to continue exercising together after the commercial gym we attended closed down. Based at the Lindisfarne sailing club we have a volunteer committee, 2 fully accredited coaches, insurance and currently around 30 members. Funds are requested to purchase 3 pieces of equipment (a bike erg, ski erg and rower) to provide low impact cardio options for members.

Comments: This application was not supported by the Grants Assessment Panel as it provides benefit to a limited number of members. Although a not-for-profit, membership rates are equivalent to commercial operations, so this proposal does not improve access for the broader community.

Recommendation: This application is not supported by the Grants Assessment Panel as it provides benefit to only a limited number of members or improve access for the broader community.

Funding Summary – Community Support Grants – September 2021 round

Applications received September 2021 round (16) totalling	\$20,314.00
Applications recommended for funding (13) totalling	\$16,114.00
Applications recommended for partial funding (1)	\$1,194.00
Applications not supported (2) totalling	\$2,700.00
 2021-2022 budget allocation for Community Support Grants	 \$35,000.00
Applications recommended for funding September 2021 round	\$17,308.00
Funds available for March 2022 round	<u>\$17,692.00</u>

11.7.4 38 LANENA STREET, BELLERIVE – TRANSFER TO TASWATER**EXECUTIVE SUMMARY****PURPOSE**

To consider the transfer of council owned land at 38 Lanena Street, Bellerive to TasWater for future use as a water storage site.

RELATION TO EXISTING POLICY/PLANS

Nil.

LEGISLATIVE REQUIREMENTS

Section 177 of the Local Government Act 1993 and Sections 28 and 33 of the Water and Sewerage Corporation Act 2012 are applicable.

CONSULTATION

Consultation has occurred between Council and TasWater officers.

FINANCIAL IMPLICATIONS

The Recommendation has no direct implication on Council's Annual Plan.

RECOMMENDATION:

That Council approves the transfer of council owned land at 38 Lanena Street, Bellerive to TasWater subject to TasWater meeting all costs associated with the transfer.

NB: An absolute Majority is required for a decision on this item.

ASSOCIATED REPORT**1. BACKGROUND**

- 1.1.** Council owns the land at 38 Lanena Street, Bellerive which is adjacent to the existing reservoir at 38A Lanena Street, Bellerive owned by TasWater.
- 1.2.** The land was originally acquired by council in 1983 for use as an additional reservoir site.
- 1.3.** In 2009, when Southern Water (now TasWater) was formed, the land was excluded from the transfer orders.
- 1.4.** Since 2009, the land has been maintained by TasWater and is fenced in with the adjacent reservoir owned by TasWater.

- 1.5. TasWater has requested that council agree to transfer the land to TasWater in accordance with Section 28 of the *Water and Sewerage Corporation Act 2012* for future use as a water storage site.

2. REPORT IN DETAIL

- 2.1. Council owns land at 38 Lanena Street, Bellerive adjacent to a reservoir at 38a Lanena Street.
- 2.2. Both 38 and 38a Lanena Street, Bellerive were acquired by council in the 1980s for development of the existing reservoir and a future second reservoir.
- 2.3. When Southern Water (now TasWater) was formed in 2009, 38 Lanena Street was excluded from the list of properties identified for transfer from council to Southern Water.
- 2.4. Since 2009, council has not undertaken any maintenance on the land and has no formalised right of access to the land.
- 2.5. Last year there was an incident with a tree on the land which identified that the land did not have formal vehicular access and is fenced in and maintained by TasWater.
- 2.6. TasWater has identified the land as a possible site for further water storage. Earthworks for a reservoir footprint have already been carried out. Although TasWater do not have any immediate requirement to use the land, this could change in the future.
- 2.7. TasWater has also advised that given the difficulties in accessing the land, in the event that council determined to sell or lease or otherwise dispose of the land, TasWater would not agree to grant an easement for access via 38A Lanena Street due to the proximity of the reservoir infrastructure. Such an access would, if constructed, be likely to compromise the security of the main site.

2.8. In accordance with the *Water and Sewerage Corporation Act 2012*, council must consent to the transfer of the land. TasWater is then required to seek Ministerial approval via a Transfer Notice. Once the Ministerial approval is obtained, the transfer is published in the Tasmanian Government Gazette.

2.9. Section 33 of the *Water & Sewerage Corporation Act 2012* provides that compensation is not payable for the transfer of land under the Act. It is noted that the last Government valuation of the land was undertaken in 2018 and valued the land at \$315,000.

2.10. If council approval is given to transfer 38 Lanena Street to TasWater, the Transfer Notice will dedicate the land for water infrastructure purposes in accordance with Section 28 of the *Water & Sewerage Corporation Act 2012*.

3. CONSULTATION

3.1. Community Consultation Undertaken

Nil.

3.2. State/Local Government Protocol

Nil.

3.3. Other

Consultation has occurred between council and representatives from TasWater.

3.4. Further Community Consultation

Not applicable.

4. STRATEGIC PLAN/POLICY IMPLICATIONS

Nil.

5. EXTERNAL IMPACTS

Nil.

6. RISK AND LEGAL IMPLICATIONS

Section 177 of the *Local Government Act* and Sections 28 and 33 of the *Water and Sewerage Corporation Act 2012* is applicable. Section 177 allows council to dispose of land (other than public land). Section 33 of the *Water and Sewerage Corporation Act 2012* empowers the transfer of an asset such as land to TasWater.

7. FINANCIAL IMPLICATIONS

There is no direct financial implication on Council's Annual Plan or Estimates.

8. ANY OTHER UNIQUE ISSUES

None identified.

9. CONCLUSION

- 9.1.** Council owns land at 38 Lanena Street, Bellerive adjacent to the reservoir at 38a Lanena Street.
- 9.2.** The land was excluded from transfer to Southern Water (now TasWater) when it was formed in 2009.
- 9.3.** TasWater has maintained the land since 2009 as there is no formed access to the land.
- 9.4.** The transfer of 38 Lanena Street is supported subject to TasWater preparing the Transfer Notice in accordance with the *Water & Sewerage Corporation Act 2012*.

Attachments: 1. Location Plan (1)

Ian Nelson
GENERAL MANAGER



11.7.5 REQUEST FOR COUNCIL TO PROVIDE WRITTEN SUPPORT FOR PLACE NAME AT SANDFORD**EXECUTIVE SUMMARY****PURPOSE**

To consider a request from a property owner in Rifle Range Road for council to provide written support for the introduction of a place name at Sandford.

RELATION TO EXISTING POLICY/PLANS

Nil.

LEGISLATIVE REQUIREMENTS

The *Place Names Act 2020* is applicable.

CONSULTATION

Nil required by council.

The owners, if an application is made under the Place Names Act 2020, will be required to undertake public consultation and provide evidence of community support as part of the applicant's process to Placenames Tasmania.

FINANCIAL IMPLICATIONS

Nil.

RECOMMENDATION:

That council advises the property owner that council does not provide written support for the introduction of the place name "Kilgaran Shore" for the reasons set out in the Associated Report.

ASSOCIATED REPORT**1. BACKGROUND**

- 1.1.** The property owners of 533, 672, 742, 765 and 845 Rifle Range Road, Sandford have approached council requesting written support for the place name of "Kilgaran Shore" for the south-eastern coastline of 672 and 765 Rifle Range Road.
- 1.2.** The property owners are required to lodge a formal application for the introduction of a place name to Placenames Tasmania and as part of the application process, seek written support of the relevant council. The owners must also meet the application and naming guidelines set out in the Tasmanian Place Naming Guidelines (May 2021).

2. REPORT IN DETAIL

- 2.1.** In January 2021, council received a request from the property owners of 533, 672, 742, 765 and 845 Rifle Range Road for council to provide written support for a new place name of “Biddles Shore” for the south-eastern coastline of 672 and 765 Rifle Range Road. At the time, council officers advised the property owners that the name could not be supported as it was not in accordance with the Tasmanian Place Naming Guidelines as it used the name of living persons.
- 2.2.** The property owners have proposed a new place name of “Kilgaran Shore” which the property owners have stated is a name of historical significance in the area.
- 2.3.** In making an application to Placenames Tasmania for a new place name, the owners are required to provide evidence of council’s written support as well as support from the community, affected landowners and other interested groups, for example Crown Land Services. The application must also provide a reason for proposing a place name and why the proposed name is appropriate and evidence that the place name conforms to the Guidelines.
- 2.4.** The property owners have provided council with several reasons why they consider a place name is necessary for the area:
- vehicles access the dead end of Rifle Range Road which creates unsafe road conditions and wastes time and fuel;
 - cars and tourist buses stop at the gates of 742 and 765 Rifle Range Road trying to access the shore;
 - hikers, dog walkers and fishermen trespass over their property disturbing their privacy, harming wildlife, endangering their fire safety and security and has resulted in damage to their fences and property being stolen;
 - Google Maps, Apple Maps and council’s website refers to their property as being part of the Gorrings Beach Park and dog exercise area;
 - the owners have written repeatedly to Google to ask for the marker to be removed; Google has responded that it is a “natural feature”;

- the public confuses the owners' property at 765 and 672 Rifle Range Road with council's nearby Gorringes Beach park;
- members of the public access the shore and leave behind litter and unsanitary conditions; and
- other natural features on their property are already named, including Maria Point, Kilgaran Hill and Gravel Hill and other nearby shores are also named, including Gorringes Beach and Richardsons Beach.

2.5. It is unlikely that the introduction of a place name will address the issues raised by the property owners. Rifle Range Road is a public road which any member of the public is permitted to access and the introduction of a place name for the coastline will not deter members of the public from driving to the dead-end section of Rifle Range Road.

2.6. To address the owners' concerns about confusion between their property and the nearby Gorringes Beach, council will update its website to remove the Google Map reference which marks Gorringes Beach as being part of their property.

2.7. Council sought the advice of the Surveyor-General in determining whether the shore of the owners' property is private or is available to the public. The Surveyor-General advised that in relation to 672, 765 and 845 Rifle Range Road, the land below mean high water mark is available for public access. If the shore is given a placename, it could give the impression that the area is private when it is not.

2.8. It is also noted that the owners are the holders of two business names being "Kilgaran" and "Kilgaran Whisky". The Tasmanian Place Naming Guidelines provide that a place name should not include the name of a commercial business or any term that may be construed as advertising a commercial or industrial enterprise. Topographic features must also not include a commercial or business name.

The owners have advised that they have not used the name “Kilgaran” for any business or commercial purpose and have registered the business names to preserve and protect the name.

3. CONSULTATION

3.1. Community Consultation

Nil required by council.

The owners are required to undertake public consultation and provide evidence of community support as part of the application process to Placenames Tasmania.

3.2. State/Local Government Protocol

Nil.

3.3. Other

Nil.

3.4. Further Community Consultation

Nil.

4. STRATEGIC PLAN/POLICY IMPLICATIONS

Nil.

5. EXTERNAL IMPACTS

If council provides its written support for the proposed place name and the place name is approved by Placenames Tasmania, it would result in two surrounding segments of shore remaining unnamed which may lead to confusion.

6. RISK AND LEGAL IMPLICATIONS

Nil.

7. FINANCIAL IMPLICATIONS

Nil.

8. ANY OTHER UNIQUE ISSUES

Nil.

9. CONCLUSION

- 9.1.** The property owners of 533, 672, 742, 765 and 845 Rifle Range Road, Sandford have approached council requesting council provide written support for the place name of “Kilgaran Shore” for the south-eastern coastline of 672 and 765 Rifle Range Road.
- 9.2.** Council is only required to either provide or not provide written support for the proposed place name. The application for a new place name is made to Placenames Tasmania and as part of that application process, the owners must demonstrate that it has sought the written support of the council.
- 9.3.** The property owners have given several reasons for the need to introduce a new place name for the area. It is unlikely that the introduction of a place name will address the concerns raised by the property owners and given the area proposed to be named is accessible to the public, it is not necessary that the area be named.
- 9.4.** For these reasons, it is recommended that council should not provide written support for the proposed place name “Kilgaran Shore”.

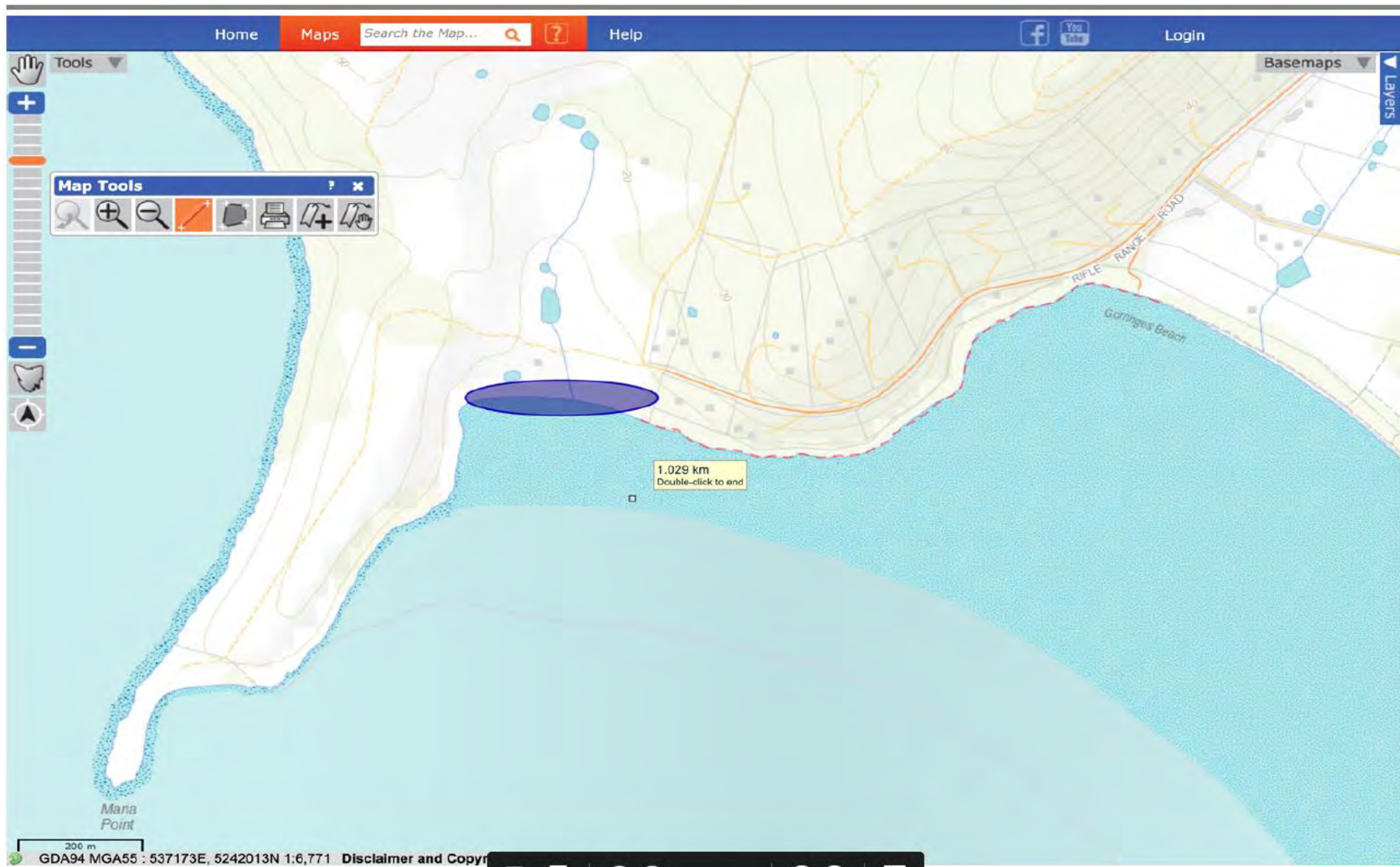
Attachments: 1. Location Plan (1)
2. Area Subject to the Proposed Place Name (1)

Ian Nelson
GENERAL MANAGER

ATTACHMENT 1



ATTACHMENT 2



11.7.6 AMENDED COUNCIL MEETING AGENDA FORMAT**EXECUTIVE SUMMARY****PURPOSE**

To propose, by way of a six month trial, an update to the council meeting agenda format.

RELATION TO EXISTING POLICY/PLANS

Nil.

LEGISLATIVE REQUIREMENTS

The Local Government Act 1993 and the Local Government (Meeting Procedures) Regulations 2015 are relevant. Council's Consolidated Meeting Procedures are also relevant.

CONSULTATION

This matter was discussed at a recent council workshop.

FINANCIAL IMPLICATIONS

There are no financial implications arising from this recommendation.

RECOMMENDATION:

That Council:

- A. Adopts the amended agenda format as set out at Attachment 1 of this report, for a trial period of six months.
- B. Amends its Consolidated Meeting Procedures (*Council Meeting Agenda and Report Formats (Council Policy) – 1. Agenda Format*) to reflect the amended agenda format for the period of the trial.

ASSOCIATED REPORT**1. BACKGROUND**

- 1.1.** The Local Government Act 1993 and its supporting Local Government (Meeting Procedures) Regulations 2015 (“the Regulations”) provide statutory requirements related to council meetings and related formalities.
- 1.2.** The Act and Regulations do not set out a format for council meeting agendas. This is a matter of policy for council to determine.

- 1.3.** The current agenda format has been in place for a substantial period of time. Aspects of the agenda format are out of date and do not reflect current practices.

2. REPORT IN DETAIL

- 2.1.** The Regulations provide the requirements for a council meeting agenda. Relevantly, Regulation 8 provides:

- “(1) ...
- (2) *The agenda of an ordinary council meeting is to provide for, but is not limited to, the following items:*
- (a) *attendance and apologies;*
 - (b) *confirmation of the minutes;*
 - (c) *the date and purpose of any council workshop held since the last meeting;*
 - (d) *applications for leave of absence;*
 - (e) *declarations of any pecuniary interest of a councillor or close associate;*
 - (f) *public question time;*
 - (g) *any reports to be received;*
 - (h) *any matter to be discussed at the meeting.*
- (3) *The general manager is to arrange the agenda so that the items to be dealt with by a council, or council committee, as a planning authority are sequential.*
- (4) ...
- (5) ...
- (6) ...
- (7) ...
- (8) ...”

- 2.2.** As a matter of policy, council has adopted an agenda format. The format outlines the standing items and business order for council meetings:

- “1. Attendance and Apologies*
- 2. Confirmation of Minutes*
- 3. Mayor’s Communication*
- 4. Council Workshops*

5. *Declarations of Pecuniary Interests of Aldermen or Close Associate*
6. *Tabling of Petitions*
7. *Public Question Time*
 - 7.1 *Public Questions on Notice*
 - 7.2 *Answers to Questions on Notice*
 - 7.3 *Answers to Previous Questions Taken on Notice*
 - 7.4 *Questions without Notice*
8. *Deputations by Members of the Public*
9. *Motions on Notice*
10. *Reports from Outside Bodies*
 - 10.1 *Reports from Single and Joint Authorities*
 - 10.2 *Reports from Council and Special Committees and other Representative Bodies*
11. *Reports from Officers*
 - 11.1 *Weekly Briefing Reports*
 - 11.2 *Determination on Petitions Tabled at Previous Council Meetings*
 - 11.3 *Planning Authority Items*
 - 11.4 *Customer Service Items*
 - 11.5 *Asset Management Items*
 - 11.6 *Financial Management Items*
 - 11.7 *Governance Items*
12. *Aldermen's Question Time*
13. *Closed Meeting*
 - 13.1 *Applications for Leave of Absence."*

2.3. The proposed revised format is provided at Attachment 1. The revised format aims to:

- Reflect the current practice of dealing with a number of “ordinary” items of council business under an “omnibus” decision.

- Separate planning items from “Reports from Officers’ into a separate “Planning Authority Items” section, that follows from the “Deputations by Members of the Public” section. This proposed change reflects that many people making a deputation speak in relation to planning items and attend council meetings for that item.
- Updates the “Reports from Officers” section to recognise that the “Customer Service Items” heading is rarely, if ever used and that Determination of Petitions’ can comfortably be located within the “Reports from Officers” section.
- Relocates the “Motions on Notice” section to later in the meeting, adjacent to “Alderman’s Question Time”.

3. CONSULTATION

3.1. Community Consultation Undertaken

There has been no community consultation undertaken. The suggested amendment was discussed with aldermen at a recent workshop.

3.2. State/Local Government Protocol

Not relevant.

3.3. Other

Not relevant.

3.4. Further Community Consultation

Not relevant.

4. STRATEGIC PLAN/POLICY IMPLICATIONS

There are no strategic implications. Should council approve the recommendation, council’s Consolidated Meeting Procedures will be updated to reflect the policy change.

5. EXTERNAL IMPACTS

There are no external impacts.

6. RISK AND LEGAL IMPLICATIONS

There are no risk and legal implications.

7. FINANCIAL IMPLICATIONS

There are no financial implications.

8. ANY OTHER UNIQUE ISSUES

Nil.

9. CONCLUSION

Updating council's policy related to the council meeting agenda format will reflect current meeting practices and assist to prioritise meeting items commonly of interest to ratepayers.

Attachments: 1. Proposed Updated Council Meeting Agenda Format (1)

Ian Nelson
GENERAL MANAGER

Attachment 1

Council Meeting Agenda Format

ITEM	SUBJECT	PAGE
1.	Apologies	
2.	Declaration of Interest of Aldermen or Close Associate	
3.	Omnibus Items	
	<ul style="list-style-type: none">• Confirmation of Minutes• Mayor's Communication• Council Workshops• Tabling of Petitions• Reports from Outside Bodies• Reports from Single and Joint Authorities<ul style="list-style-type: none">• Copping Refuse Disposal Site Joint Authority• Tasmanian Water Corporation• Greater Hobart Committee• Reports from Council and Special Committees and other Representative Bodies• Weekly Briefing Reports	
4.	Public Question Time	
	4.1 Public Questions on Notice	
	4.2 Answers to Questions on Notice	
	4.3 Answers to previous Questions taken on Notice	
	4.4 Questions without Notice	
5.	Deputations by Members of the Public	
6.	Planning Authority Items	
7.	Reports from Officers	
	7.1 Determination on Petitions tabled at previous Council Meetings	
	7.2 Asset Management Items	
	7.3 Financial Management Items	
	7.4 Governance Items	
8.	Motions on Notice	
9.	Aldermen's Question Time	
	9.1 Questions on Notice	
	9.2 Answers to Questions on Notice	
	9.3 Answers to Questions without Notice – previous Council Meeting	
	9.4 Questions without Notice	
10.	Closed Meeting	

11.7.7 AUSTRALIAN COASTAL COUNCIL COMMITTEE OF MANAGEMENT VACANCY**EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to enable council to consider nominating an elected member as one of the Tasmanian representatives on the Committee of Management of the Australian Coastal Council.

RELATION TO EXISTING POLICY/PLANS

Council's Strategic Plan 2021-2031 is relevant.

LEGISLATIVE REQUIREMENTS

Nil.

CONSULTATION

Nil.

FINANCIAL IMPLICATIONS

If a council nominee is successful in being elected to the Australian Coastal Council, then there would be some costs associated with representative attendance at the meetings. These costs can be met from existing budget allocations.

RECOMMENDATION:

That council nominates an Alderman as a Tasmanian representative to the Australian Coastal Council Committee of Management.

ASSOCIATED REPORT**1. BACKGROUND**

- 1.1.** Council is a member of the Australian Coastal Council.
- 1.2.** The Committee of Management consists of two member Council representatives from each State. Ald von Bertouch is currently one of the Tasmanian representatives. Appointment terms are for two years with election of each representative being held at alternate Annual General Meetings of the Committee. Ald von Bertouch's term on the Committee of Management is due to expire in November 2021 and nominations are sought for the next two year term.

2. REPORT IN DETAIL

- 2.1.** The Australian Coastal Council is an established national body to represent the interests of coastal Councils and communities. The body was formerly known as the National Seachange Taskforce but underwent a name change in July 2015.
- 2.2.** Clarence Council has been a member for a number of years.
- 2.3.** The Australian Coastal Council has proven to be an effective advocate for coastal Councils, in particular being an effective vehicle for input into Australian Government Policy formulation.
- 2.4.** It would be in the interests of Clarence City Council to continue to be represented on the Australian Coastal Council Committee of Management as it provides the ability to have input directly into the policy position of an organisation that has the capacity to influence Australian Government policy in regard to coastal issues.

3. CONSULTATION

3.1. Community Consultation Undertaken

Community consultation was undertaken as set out at paragraph 2.1 above.

3.2. State/Local Government Protocol

Nil.

3.3. Other

Nil.

3.4. Further Community Consultation

Not applicable.

4. STRATEGIC PLAN/POLICY IMPLICATIONS

Council's Strategic Plan 2021-2031 provides the following objectives:

- “4.3 Working collaboratively with relevant agencies to enhance and protect the natural environment.*
- 4.7 Continuing to provide opportunities for involvement and increased awareness for the care of the local environment.*
- 5.6 Establishing strategic partnerships to facilitate greater opportunities”.*

5. EXTERNAL IMPACTS

Nil.

6. RISK AND LEGAL IMPLICATIONS

Nil.

7. FINANCIAL IMPLICATIONS

If a council nominee is successful in being elected to the Australian Coastal Council, then there would be some costs associated with representative attendance at the meetings. These costs can be met from existing budget allocations.

8. ANY OTHER UNIQUE ISSUES

Nil.

9. CONCLUSION

- 9.1.** Ald von Bertouch's term on the Committee of Management is due to expire in November 2021 and nominations are sought for the next two year term.
- 9.2.** It would be in the interests of council to make a nomination and seek to continue council's representation on the Committee.

Attachments: Nil

Ian Nelson
GENERAL MANAGER

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).

Nil.

12.2 ANSWERS TO QUESTIONS ON NOTICE

Nil.

12.3 ANSWERS TO QUESTIONS WITHOUT NOTICE – PREVIOUS COUNCIL MEETING

Ald Mulder

At 6 pm this evening would you believe one hour before this meeting started TasRoads formally announced public consultation on Mornington roundabout improvement. Unfortunately, Mr Mayor in light of discussions you and I have had many times the Gordons Hill ramps are not part of that study project despite the fact I think that we have been formally advised that they were, yet when the study came out, they are absent. Mr Mayor my question is could you use your good officers to find out the status of the Gordons Hill road ramps given the fact that it is such an integral part to the solution of the Mornington roundabout whose problem is Cambridge Road whose traffic volumes would rapidly decrease with the ramps. Once again, we have one of these studies, we are told one thing it is in, it is out, it is in again and they are at the point of going to consultation. At the risk of making a speech I would ask that you find out what the formal position is and are they in or out and if they are in why aren't they in the study?

Answer

(Mayor) I will pass a briefing note around once I have ascertained the facts.

(Further information)

Council officers have contacted the Department of State Growth. They have advised that the current consultation is just seeking ideas, issues and comments at this stage. A second round of public consultation will occur after consideration of options by a working group including Council officers. The intent is to shortly start workshops involving council officers to consider a range of options, discuss the issues, look at traffic modelling results including the impact of Rosny access ramps (Gordons Hill Road) and a future Pass Road interchange, then shortlist say 2 options for 2nd round consultation by around February next year.

Ald Walker

1. Noting the constraints of the maintenance budget for the green area that was formerly the Rosny golf course I think for a lot of the community the default way to enter is through the golf course club rooms. At the moment if you go there it is not in its finest state and I think there is the word “closed” across the gate which in some senses is technically. I am just wondering if we could look at perhaps making it look more obvious to the community that it is public access to all now?

Answer

We have previously considered signage prior to the April decision I can certainly bring that to a workshop for discussion.

(Further information)

Council staff have assessed the allocated budget. Maintenance via basic mowing is within budget, however ongoing maintenance of the greens is not. Within the budget basic signage indicating public access can be accommodated, and an instruction to this effect has been issued.

Ald Peers

When we are doing consultation on the Dog Management Policy can it be broken up into areas? It would have to be done every five years as you said

Answer

The Dog Control Act 2000 requires council to develop, make and implement a dog management policy and review that policy at least every five years. The consultation, drafting and implementation required in making the policy is extensive and time-consuming. A significant element of the policy is to review and implement declared areas which requires council to view the municipality as a whole. It would be problematic to break the policy up to only focus on specific areas at particular times.

Ald Blomeley

1. Is there a new strategy being proposed for management of our community halls throughout the city?

Answer

That is an issue that we are looking at, at the moment and it is an extension of previous discussions that we have had about the Howrah Community Centre and Alma’s Activities Centre. I understand that there are two other halls that have had some issues around the on-going nature of their management committees, so we are looking at that as an issue to bring to the budget process and a workshop prior to that.

2. Following on from a briefing we received a number weeks ago from Stadiums Tasmania has there been any update from the officers particularly in regard to timing of when the legislation may be tabled and the potential impact in the short to medium term on Blundstone arena in particular?

Answer

We have had no further update

Ald Edmunds

1. I have a question about some concrete ripple pads at Kerria Road Grasstree Hill Road, Marlock Road and Laurel Street in Risdon Vale. They were put there to stop people cutting through the intersection or doing burn-outs but apparently, they have ended up being knocked out of place and destroyed. I know it has been raised by constituents, but I wondered if we have a timeline for replacement of those?

Answer

We wrote to the constituent three weeks ago and there is a work order in the system for that work to be undertaken.

We have received information that rumble bars are managed by line marking contractors. Through a legacy process maintenance of line marking on council roads is the responsibility of the Department of State Growth (DSG). We are presently submitting our preferred list of roads for line marking improvements. DSG review the state-wide list and issue a contract(s) for the upgrade, typically during the summer period. We are therefore not in a position to identify when the rumble bars will be installed. We can advise line marking contractors are very busy at present.

2. In relation to my question from last meeting about gatherings at barbecue facilities etc I am still not really sure what the threshold is to notify the council if you are planning to have a barbecue, a birthday party, a campaign event, a community rally etc. Can I have some clarity on that please? It is just that the figure quoted in the question is yes, 100 and also 30 and the answer is very specific about the 30 and I just think that there are that many events that you can hold and I don't want to go down the path prior to last election when people brought up backyard cricket but you can crack 30 people pretty easily at a fifth birthday party and I would hate it if we were putting an eight week notice period on people having a birthday party in our parks.

Answer

We do not take formal bookings for family BBQ's or birthday parties; our BBQ facilities are available to the general public on first come basis.

However, if it is an organisation that is organising a formal event such as a campaign event or community rally, where a large gathering may be expected, then an application is required.

The event application process time of eight weeks may seem excessive however in order to address all risk issues we are now required to undertake a more detailed approach that addresses, risk management, traffic management, additional toilet cleaning, waste removal, environmental health if food is provided, public liability insurance and COVID19 requirements have been addressed.

Ald von Bertouch

1. When will the audio visual system upgrade in the council chambers allow for virtual attendance by an Alderman at a meeting?

Answer

We are waiting for a particular piece of equipment to work with the system we have at the moment and because of global shortages that is proving very difficult to track down the right piece of equipment. It is a piece of equipment with particular types of ports that we are looking for. Once we have done that it will be a question of how quickly it can be delivered.

2. Does council's air conditioning system in the council chambers and the council offices have Hepa filters which are being considered as COVID-19 mitigation measures by some organisations?

Answer

The short answer is no. The slightly more complicated answer is that we have what is referred to as F5 hospital grade filters in the system and the advice that I have is that any upgrade to a Hepa-style filter would require a major overhaul of the system because those filters have an increased filtering capacity and would put a lot of strain on the overall system. We are at a level of filter that is hospital grade but not at Hepa filter level.

Ald James

1. My first question relates to the Arm End Golf Course. Has the proponent received Federal funding for the provision of the Grade B recycled water in the pipeline to source the watering of the golf course at Armend?

Answer

We understand that the proponent has received funding, but I have not had that formally confirmed.

(Mayor) My understanding is that they are working towards being able to deliver Grade A water.

2. In relation to the public pier and breakwater given that Mr Graham in his response in the answer on page 225 and he says in relation to the issue "it is an engineering item which requires engineering sign-off". Given that there is an engineering matter that needs to be signed off does this in any way prevent the Bellerive Yacht Club proceeding with their approved development application for the extension of their marina?

Answer

No it will not.

Ald Warren

It has been brought to my attention that a substantial amount of fill has been deposited on the Droughty Point land. I know that there is not yet an active development application, so I am just seeking some clarity on whose responsibility that is given that we are expecting a significant amount of rain and the environmental damage of that ending up in Ralphs Bay. I am not sure if it is a council responsibility or EPA. I am just seeking some clarity on whether the General Manager is aware of that and whether we should be taking any sort of overview of that?

Answer

This question was taken on notice so that officers could investigate the matter.

Our investigations have included contacting the land owners. In relation to one property in southern Tranmere, where images were provided of track construction, we can advise that these were for the purposes of fire trails. These are exempt works and do not require council approval. In relation to the second property, which covers the Droughty Point locality, there is no evidence of any land fill identified and the owners have advised that they have not undertaken such works and their recent activities on the land have been limited to weed removal.

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 be recorded in the following Agenda.

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 have been 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 TENDER T1374-20 SEVEN MILE BEACH PUBLIC TOILET CONSTRUCTION

13.3 PROPERTY MATTER – RISDON VALE

These reports have been listed in the Closed Meeting section of the Council agenda in accordance with Regulation 15 of the Local Government (Meeting Procedures) Regulation 2015 as the detail covered in the report 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.

Note: The decision to move into Closed Meeting requires an absolute majority of Council.

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.

PROCEDURAL MOTION

“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”.