



City of  
**LAUNCESTON**

# **COUNCIL AGENDA**

**COUNCIL MEETING  
THURSDAY 11 AUGUST 2022  
1.00pm**

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**Notice is hereby given that the Ordinary Meeting of the City of Launceston Council will be held at the Council Chambers, Town Hall, St John Street, Launceston:**

**Date: 11 August 2022**

**Time: 1.00pm**

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### **Certificate of Qualified Advice**

#### **Background**

To comply with section 65 of the *Local Government Act 1993* (Tas):

1. A general manager must ensure that any advice, information or recommendation given to the council or a council committee is given by a person who has the qualifications or experience necessary to give such advice, information or recommendation.
2. A council or council committee is not to decide on any matter which requires the advice of a qualified person without considering such advice unless -
  - (a) the general manager certifies, in writing -
    - (i) that such advice was obtained; and
    - (ii) the general manager took the advice into account in providing general advice to the council or council committee; and
  - (b) a copy of that advice or, if the advice was given orally, a written transcript or summary of that advice is provided to the council or council committee with the general manager's certificate.

#### **Certification**

I certify that:

- (i) the advice of a qualified person has been sought where required;
- (ii) this advice was taken into account in providing general advice to the council or council committee; and
- (iii) a copy of the advice, or a written transcript or summary of advice provided orally, is included with the agenda item.



**Michael Stretton  
Chief Executive Officer**

### **AUDIO of COUNCIL MEETINGS**

An audio recording of this Council Meeting, except for any part held in Closed Session, will be made in accordance with our Council Meetings - Audio Recording Policy - 14-Plx-008.

This Council Meeting will be streamed live to and can be accessed at:  
[www.launceston.tas.gov.au/Council/Meetings/Listen](http://www.launceston.tas.gov.au/Council/Meetings/Listen) .

### **PUBLIC ATTENDANCE AT THE COUNCIL MEETING**

At the Council Meeting, please take care to follow signage and the directions of Council Officers to ensure that physical distancing and other COVID-19 safe behaviour is observed.

### **PUBLIC QUESTION TIME - AGENDA ITEM 8**

A limit of three questions received in writing by Wednesday of the week prior to the Council Meeting are treated as Questions on Notice. Your question and an answer will be published in the Agenda of the Council Meeting. Questions may be submitted to the Chief Executive Officer at [contactus@launceston.tas.gov.au](mailto:contactus@launceston.tas.gov.au), PO Box 396, Launceston TAS 7250, or Town Hall, St John Street, Launceston.

If attending the Council Meeting in person, you may ask up to three questions during Public Question Time. If accepted, your questions will be either answered at the Meeting, or Taken on Notice and answered at a later Council Meeting.

## **PUBLIC COMMENT ON AGENDA ITEMS**

When attending the Council Meeting, you will be asked if you wish to comment on an item in the Agenda. Prior to debate on that Agenda Item, you will be invited by the Chair to move to the public microphone at the doors to the Council Chambers and state your name and address.

Please note the following important information:

- Each item on the Agenda includes a Recommendation prepared by a Council Officer.
- You may speak for up to two minutes, either for or against the Recommendation.
- You may not ask questions or enter into debate with Councillors or Council Officers.
- Your statement is not to be defamatory, inappropriate or abusive, or be intended to embarrass any person, including Councillors or Council Officers.
- The Chair may direct you to stop speaking if you do not follow these rules, or if your statement repeats points that have already been made.
- Audio from our Council Meetings is streamed live via YouTube.

Your respectful contribution is welcome and appreciated.

## **LEGISLATIVE TERMINOLOGY - GENERAL MANAGER**

At the City of Launceston, the positions of General Manager Community and Place, General Manager Organisational Services, General Manager Infrastructure and Assets and General Manager Creative Arts and Cultural Services do not assume the functions and powers of the term *general manager* in a legislative sense: any legislative functions and powers to be delegated to these roles will be made by Council or the Chief Executive Officer. At the City of Launceston, the title Chief Executive Officer is a term of reference for the General Manager as appointed by Council pursuant to section 61 of the *Local Government Act 1993 (Tas)*. For the avoidance of doubt, *Chief Executive Officer* means *General Manager* for the purposes of the *Local Government Act 1993 (Tas)* and all other legislation administered by or concerning Council.

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**1. OPENING OF MEETING - ATTENDANCE AND APOLOGIES**

**2. MAYORAL ACKNOWLEDGEMENTS**

**3. DECLARATIONS OF INTEREST**

*Local Government Act 1993 (Tas) - section 48*

*(A councillor must declare any interest that the councillor has in a matter before any discussion on that matter commences).*

**4. CONFIRMATION OF MINUTES**

*Local Government (Meeting Procedures) Regulations 2015 - Regulation 35(1)(b)*

**RECOMMENDATION:**

That the Minutes of the Ordinary Meeting of the City of Launceston Council held on 28 July 2022 be confirmed as a true and correct record.

**5. COUNCIL WORKSHOPS**

*Local Government (Meeting Procedures) Regulations 2015 - Regulation 8(2)(c)*

**5.1. Council Workshop Report - 4 August 2022**

**FILE NO:** SF4401

**AUTHOR:** Anthea Rooney (Council and Committees Officer)

**GENERAL MANAGER APPROVAL:** Louise Foster (Organisational Services Network)

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**DECISION STATEMENT:**

To consider Council Workshops conducted since the last Council Meeting.

**RELEVANT LEGISLATION:**

*Local Government (Meeting Procedures) Regulations 2015 - Regulation 8(2)(c)*

**RECOMMENDATION:**

That, pursuant to Regulation 8(2)(c) of the *Local Government (Meeting Procedures) Regulations 2015*, Council notes the Council Workshops conducted since the last Council Meeting, for the purposes described:

Workshops conducted on 4 August 2022:

**Toll Tasmania Presentation**

*Councillors were provided with an update on pre-feasibility work with Toll Tasmania.*

**Launceston Speed Limit Reviews**

*Councillors discussed a proposal to reduce speed limits in the Launceston CBD, suburban shopping centres and sections of arterial roads.*

**Long Term Finance Plan**

*Councillors discussed the latest financial modelling of the Long Term Financial Plan for the years 2022/2023 - 2031/2032.*

**State Election Commitment Projects**

*Councillors were provided with project status information on the 2021 State Election commitment projects.*

**Petition - North Esk Memorial Hall**

*Councillors discussed the matters raised in a petition regarding the North Esk Memorial Hall Committee.*

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**REPORT:**

Regulation 8(2)(c) of the *Local Government (Meeting Procedures) Regulations 2015* says that the Agenda of an Ordinary Council Meeting is to include the date and purpose of any Council Workshop held since the last Meeting.

**RISK IMPLICATIONS:**

Not considered relevant to this report.

**ECONOMIC, ENVIRONMENTAL AND SOCIAL IMPACT:**

Not considered relevant to this report.

**STRATEGIC DOCUMENT REFERENCE:**

*City of Launceston Corporate Strategic Plan 2014 - 2024*

Strategic Priority 3: We are a progressive leader that is accountable to our governance obligations and responsive to our community.

10-Year Goal: To ensure decisions are made in a transparent and accountable way, that effectively meet our statutory obligations, support quality services and underpin the long-term sustainability of our organisation.

Focus Areas:

2. To fairly and equitably discharge our statutory and governance obligations.

**BUDGET AND FINANCIAL IMPLICATIONS:**

Not considered relevant to this report.

**DISCLOSURE OF INTERESTS:**

The Author and General Manager have no interests to declare in this matter.

**ATTACHMENTS:**

Nil

**6. COUNCILLORS' LEAVE OF ABSENCE APPLICATIONS**

*Local Government (Meeting Procedures) Regulations 2015 - Regulation 8(2)*

**No Councillors' Leave of Absence Applications have been identified as part of this Agenda.**

**7. COMMUNITY REPORTS**

*(Community Reports allow an opportunity for Community Groups to provide Council with a three minute verbal presentation detailing activities of the group. This report is not intended to be used as the time to speak on Agenda Items; that opportunity exists when that Agenda Item is about to be considered. Speakers are not to request funding or ask questions of Council. Printed documentation may be left for Councillors).*

**Veronica will provide details to Council on the history and activities of the Launceston Jazz Club Inc.**

**8. PUBLIC QUESTION TIME**

*Local Government (Meeting Procedures) Regulations 2015 - Regulation 31*

**8.1. Public Questions on Notice**

*Local Government (Meeting Procedures) Regulations 2015 - Regulation 31(1)*

**8.1.1. Public Questions on Notice - Ray Norman - Staff Qualifications**

**FILE NO:** SF6381

**AUTHOR:** Anthea Rooney (Council and Committees Officer)

**CHIEF EXECUTIVE OFFICER:** Michael Stretton

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**QUESTIONS and RESPONSES:**

The following questions, submitted in writing to the Council on 27 July 2022 by Ray Norman, have been answered by Roxanne Chugg (Manager People and Culture) and Leanne Purchase (Manager Governance).

**Questions:**

1. Given the increasing demands upon strategic decision making and the consequent need for expert advice, plus the reported inability of local government to attract qualified experts in multiple fields, will the Council please inform its constituency as to how many of its current staff members hold:
  - (a) Tertiary qualifications and relevant professional experience in the hard sciences; and/or
  - (b) Tertiary qualifications and relevant professional experience in the social science arena; and/or
  - (c) Tertiary qualifications at any level in a field of cultural study; and/or
  - (d) A Trade Certificate of any kind or the equivalent; and/or
  - (e) Research qualifications in any field of study; and by extension; and/or
  - (f) How many Councillors hold tertiary qualifications and relevant professional experience in any of the fields identified above?

**Response:**

- (a)-(e) *The City of Launceston employees hold a vast range of qualifications and professional experience related to the diverse range of services that are provided by the organisation. Whilst not an exhaustive list, qualifications include those in horticulture, engineering, mechanical maintenance, light vehicle maintenance, psychology, sociology, philosophy, business, economics, political science, carpentry, tourism, human resources, environmental health, information technology, accountancy, asset management, risk, land use planning, law, urban design, environmental science, administration, health and fitness, visual arts, media communications and science.*

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<b>Type of Qualification</b>	<b>Number of Employees</b>
<i>Certificate IV</i>	124
<i>Certificate III</i>	77
<i>Certificate II</i>	11
<i>Bachelor Degree</i>	29
<i>Masters Degree</i>	25
<i>Associate Degree</i>	1
<i>Diploma</i>	45
<i>Advanced Diploma</i>	18
<i>Graduate Certificate</i>	12
<i>Graduate Diploma</i>	12

- (f) *The City of Launceston does not maintain records of the tertiary qualifications, trade certificates and professional experience qualifications for Councillors, as these types of credentials are not relevant to a person's eligibility for the office of Councillor as detailed in section 270 of the Local Government Act 1993 (Tas). Some Councillors choose to share information about their credentials via the profiles available at <https://www.launceston.tas.gov.au/Council/Meet-Us>.*
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**8.2. Public Questions Without Notice**

*Local Government (Meeting Procedures) Regulations 2015 - Regulation 31(2)(b)*

**9. PLANNING AUTHORITY**

Under the provisions of the *Land Use Planning and Approvals Act 1993*, Council acts as a Planning Authority in regard to items included in Agenda Item 9 - Planning Authority.

**9.1. DA0240/2022 - 1065 Pipers River Road, Karoola - Construction of a Dwelling and Boundary Adjustment between Two Lots**

**FILE NO:** DA0240/2022

**AUTHOR:** Chloe Lyne (Consultant Town Planner)

**GENERAL MANAGER APPROVAL:** Dan Ryan (Community and Place Network)

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**DECISION STATEMENT:**

To consider and determine a development application pursuant to the *Land Use Planning and Approvals Act 1993*.

**PLANNING APPLICATION INFORMATION:**

Applicant:	6ty° Pty Ltd
Property:	1065 Pipers River Road, Karoola
Zoning:	Rural Resource
Receipt Date:	3/05/2022
Validity Date:	5/05/2022
Further Information Request:	13/05/2022
Further Information Received:	29/06/2022
Deemed Approval (extension granted):	11/08/2022
Representations:	Three

**RELEVANT LEGISLATION:**

*Land Use Planning and Approvals Act 1993*  
Launceston Interim Planning Scheme 2015

**STANDARDS REQUIRING PLANNING DISCRETION:**

26.3.2 Dwellings  
26.4.1 Building height, setback and siting  
26.4.2 Lot size and dimensions  
26.4.4 Wastewater management  
E6.6.1 Construction of parking areas

**RECOMMENDATION:**

That, in accordance with sections 51 and 57 of the *Land Use Planning and Approvals Act 1993* and the Launceston Interim Planning Scheme 2015, a permit be granted for construction of a dwelling and boundary adjustment between two lots at 1065 Pipers River Road, Karoola, subject to the following conditions:

## 1. ENDORSED PLANS AND DOCUMENTS

The use and development must be carried out in accordance with the endorsed plans and documents to the satisfaction of the Manager City Development unless modified by a condition of the Permit:

- a. Existing Site Plan, Prepared by Apogee Pty Ltd, Drawing A02-DA05, Project 2114, Revision 05, Dated 30/07/2022.
- b. Site Plan, Prepared by Apogee Pty Ltd, Drawing A03-DA05, Project 2114, Revision 05, Dated 30/07/2022.
- c. Site Plan, Prepared by Apogee Pty Ltd, Drawing A03-DA04, Project 2114, Revision 05, Dated 30/07/2022.
- d. Plan: Ground Floor, Prepared by Apogee Pty Ltd, Drawing A04-DA04, Project 2114, Revision 05, Dated 30/07/2022.
- e. Plan: Roof, Prepared by Apogee Pty Ltd, Drawing A05-DA04, Project 2114, Revision 05, Dated 30/07/2022.
- f. Elevation, Prepared by Apogee Pty Ltd, Drawing A06-DA04, Project 2114, Revision 05, Dated 30/07/2022.
- g. Elevation, Prepared by Apogee Pty Ltd, Drawing A07-DA04, Project 2114, Revision 05, Dated 30/07/2022.
- h. Bushfire Hazard Assessment Report and Bushfire Hazard Management Plan, Prepared by Rebecca Green and Associates, Version 1, Dated 20/06/2022.

## 2. FINAL PLAN OF SURVEY

The Final Plan will not be sealed until all conditions relevant to the subdivision have been complied with.

## 3. STATE GROWTH CONDITIONS

The existing access serving the proposed dwelling on Lot 2 shall be reconstructed to comply with Department of State Growth standards including being realigned and squared up between Pipers River Road and the property boundary (nominally as shown in Sketch 1 below) to ensure entering drivers are perpendicular to the road. The access shall be a minimum of 3m wide at the property boundary with suitable flaring at the road edge to ensure a light vehicle can make a left turn in and a left turn out without crossing the centre line on Pipers River Road. The entire access area between Pipers River Road and the property boundary shall be sealed. Basic engineering drawings showing the extent of the access and associated works must be provided to the Department of State Growth for review and acceptance as part of a works permit application per the details noted below.

The existing internal driveway link between Lot 1 and Lot 2 access shall be removed.

All vegetation within the road reservation between the access location and the eastern boundary of Lot 2 that is greater than 450mm in height shall be removed to ensure driver sight line to the east is maximised.

Confirmation of the existing fence line location for Lot 1 and Lot 2 in relation to the existing and proposed title boundary shall be undertaken by a registered surveyor. All boundary fences shall be relocated as necessary to align with the true title boundaries. It is noted that fence line adjustments to the south eastern and eastern boundaries of Lot 2 will necessarily be addressed as part of the separate property acquisition process.

Any existing structures located within the road reservation shall be removed or relocated into private property.

*Note: A valid works permit is required for all works undertaken in the State Road (Tasman Highway) reservation. Details of the permit process and application forms can be found at: [www.transport.tas.gov.au/roads\\_and\\_traffic\\_management/permits\\_and\\_bookings/new\\_or\\_altered\\_access\\_onto\\_a\\_road\\_driveways](http://www.transport.tas.gov.au/roads_and_traffic_management/permits_and_bookings/new_or_altered_access_onto_a_road_driveways) <[http://www.transport.tas.gov.au/roads\\_and\\_traffic\\_management/permits\\_and\\_bookings/new\\_or\\_altered\\_access\\_onto\\_a\\_road\\_driveways](http://www.transport.tas.gov.au/roads_and_traffic_management/permits_and_bookings/new_or_altered_access_onto_a_road_driveways)>. Applications must be received by the Department of State Growth a minimum of 20 business days prior to the expected commencement date for works in order to allow sufficient time for the application to be assessed. No works are to be undertaken until a written permit has been issued.*

*Whilst it is a decision for the proponent, it is recommended that it would be prudent to wait until formal agreement with the Department on the proposed property acquisition is reached before committing to and/or commencing any construction activity should the Council issue planning approval.*

#### **4. LEGAL TITLE**

All development and use associated with the proposal must be confined to the legal title of the subject land except construction of access from the street.

#### **5. HOURS OF CONSTRUCTION**

Construction works must only be carried out between the hours of:

Monday to Friday - 7am and 6pm

Saturday - 9am to 6pm

Sundays and Public Holidays - 10am to 6pm

#### **6. BUSHFIRE SAFETY**

Prior to sealing of final plans, a certificate of compliance by an accredited person, must be submitted confirming all measures required under the approved bushfire management plan are completed.

#### **7. DAMAGE TO THE COUNCIL'S INFRASTRUCTURE**

The developer is liable for all costs associated with the repair of damage to the Council's infrastructure resulting from non-compliance with the conditions of the Planning Permit and any by-law or legislation relevant to the development activity on the site. Damage may also include the undertaking of unauthorised works to the Council's infrastructure such as driveways, footpaths and stormwater infrastructure. The developer will also be liable for all reasonable costs associated with the enforcement of compliance with the conditions, by-laws and legislation relevant to the development activity on the site.

#### **8. WORKS WITHIN/OCCUPATION OF THE ROAD RESERVE**

All works in (or requiring the occupation of) the road reserve must be carried out in accordance with a detailed Traffic Management Plan prepared by a qualified person in accordance with the requirements of Australian Standard AS1742. A copy of such plan is to be maintained on site and available for inspection upon request by an Authorised Officer.



The explicit permission of Infrastructure and Engineering is required prior to undertaking works where the works:

- a. require a road or lane closure;
- b. require occupation of the road reserve for more than one week at a particular location;
- c. are in nominated high traffic locations; or
- d. involve opening or breaking trafficable surfaces.

Where the work is associated with the installation, removal or modification of a driveway or a stormwater connection, the approval of a permit for such works shall form the explicit approval.

## **9. SOIL AND WATER MANAGEMENT PLAN**

Prior to the commencement of the development works the applicant must install all necessary silt fences and cut-off drains to prevent the soil, gravel and other debris from escaping the site. Additional works may be required on complex sites. No material or debris is to be transported onto the road reserve (including the nature strip, footpath and road pavement). Any material that is deposited on the road reserve as a result of the development activity is to be removed by the applicant. The silt fencing, cut off drains and other works to minimise erosion are to be maintained on the site until such time as the site has revegetated sufficiently to mitigate erosion and sediment transport.

## **10. PERMIT TO UNDERTAKE WORKS IN STATE ROAD**

Pipers River Road is a State Road and is under the jurisdiction of the Department of State Growth (DSG). A works permit pursuant to Section 16 of the *Roads and Jetties Act 1935* must be obtained to undertake works within the state road reservation to install, modify or remove a driveway crossover. No works on or affecting the State Road must commence until the required permit has been issued by DSG. A copy of the DSG permit must be submitted to the Council's General Manager Infrastructure and Assets Network prior to the commencement of the works.

## **11. NO BURNING OF WASTE**

No burning of any waste materials, including removed vegetation, generated by the development to be undertaken on-site. Any such waste materials are to be removed to a licensed waste disposal facility (eg. Launceston Waste Centre), reclaimed or recycled.

### **Notes**

#### **A. General**

*This permit was issued based on the proposal documents submitted for DA0240/2022. You should contact the Council with any other use or developments, as they may require the separate approval of the Council. The Council's planning staff can be contacted on 6323 3000.*

*This permit takes effect after:*

- a. *The 14 day appeal period expires; or*
- b. *Any appeal to the Tasmanian Civil and Administrative Appeal Tribunal (TASCAT) is withdrawn or determined; or*
- c. *Any agreement that is required by this permit pursuant to Part V of the Land Use Planning and Approvals Act 1993 is executed; or*
- d. *Any other required approvals under this or any other Act are granted.*

*The permit lapses after a period of two years if the development or use has not substantially commenced within that period. An extension may be granted subject to the provisions of the Land Use Planning and Approvals Act 1993 as amended, by request to the Council.*

**B. Restrictive Covenants**

*The granting of this permit takes no account of any covenants applicable to the land. The permit holder and any other interested party, should make their own enquiries as to whether the proposed development is affected, restricted or prohibited by any such covenant.*

*If the proposal is non-compliant with any restrictive covenants, those restrictive covenants should be removed from the title prior to construction commencing or the owner will carry the liability of potential legal action in the future.*

**C. Appeal Provisions**

*A planning appeal may be instituted by lodging a notice of appeal with the Registrar of the Tasmanian Civil and Administrative Tribunal (TASCAT).*

*A planning appeal may be instituted within 14 days of the date the Corporation serves notice of the decision on the applicant.*

*For more information see the Tasmanian Civil and Administrative Tribunal (TASCAT) website [www.tascat.tas.gov.au](http://www.tascat.tas.gov.au) <http://www.tascat.tas.gov.au>.*

**D. Permit Commencement**

*If an applicant is the only person with a right of appeal pursuant to section 61 of the Land Use Planning and Approvals Act 1993 and wishes to commence the use or development for which the permit has been granted within that 14 day period, the Council must be so notified in writing. A copy of the Council's Notice to Waive Right of Appeal is attached.*

**E. State Growth Condition - Sketch 1**

*Sketch 1 below is referred to in the State Growth Conditions:*



F. On-Site Disposal of Effluent (Wastewater)

*This permit does not give permission for the installation of an on-site wastewater system on this site. The applicant will need to submit a design report (including site and soil evaluation in accordance with AS/NZS 1547:2012 or any subsequent versions of this document) as well as a plumbing application (for the on-site wastewater system) with their building application. Before occupation of the dwelling, the required system must be commissioned.*

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**REPORT:**

**1. THE PROPOSAL**

1065 Pipers River Road is a property composed of two titles - CT212837/1 and CT227221/1. The applicant seeks to construct a single storey dwelling on CT212837/1, which is a vacant lot and adjust the location of the boundary between the two lots.

The resultant lots will be as follows:

- Lot 1 with 4,078m<sup>2</sup> containing the existing dwelling and outbuildings and be accessed via an existing crossover as the western end of the site onto Pipers River Road.
- Lot 2 with an area of 5,538m<sup>2</sup> which will be a vacant lot and be accessed via an existing 3m wide crossover onto Pipers River Road that currently services the dwelling at Lot 1.

In accordance with the recommendations contained within the Agricultural Report, the dwelling is to be setback 25m from the adjacent grazing land to the north-east of the site.

The proposed dwelling is to have four bedrooms, one ensuite, one bathroom, living areas and an attached garage. Incidental development includes the construction of a driveway to connect the existing access to the proposed dwelling.

In accordance with the recommendations contained within the Agricultural Report, the dwelling is to be setback 25m from the adjacent grazing land to the north-east of the site.

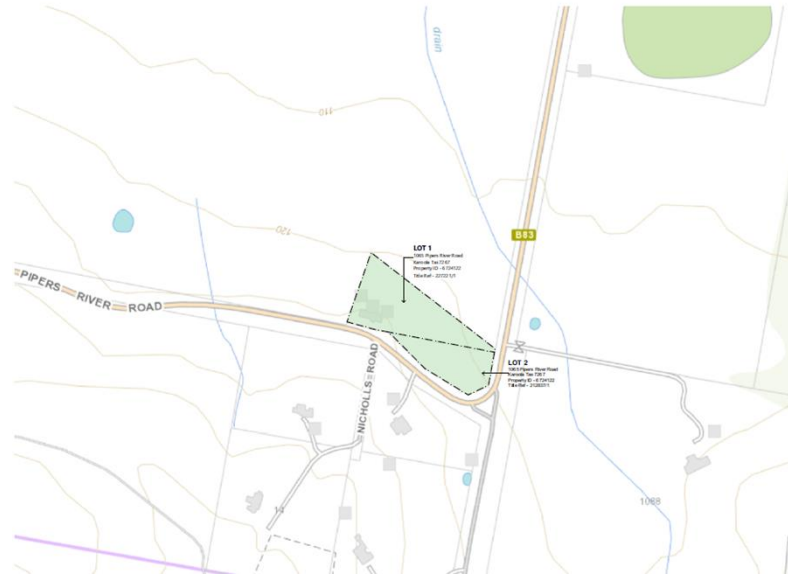
The dwelling is proposed to be setback approximately 7.5m from the southern boundary (Pipers River Road), 23.5m from the eastern boundary and primary frontage (Pipers River Road) and 36m from the northern boundary and common boundary of CT227221/1.

**1.1 Previous Development Application - DA0767/2021**

The Council was notified by the Department of State Growth (DSG) of a proposed upgrade of Pipers River Road on 13 January 2022. DA0767/2021 was withdrawn as result of conversations between the Planning Officer and the applicant. The applicant was informed that the application would be refused given that the proposed location of the dwelling would interfere with the upgrade of Pipers River Road. The applicant was encouraged to lodge a new Development Application with a revised location of the dwelling which allows for the road upgrade. The applicant has been in discussions with DSG. As result of these conversations the road design has changed slightly. The Council was notified of the new design for the road upgrade on 9 May 2022.

The drawings under the current application show the proposed dwelling in a location that does not interfere with the upgrade of the road and confirmed by information provided by DSG dated 26 April 2022.

## 2. LOCATION AND NEIGHBOURHOOD CHARACTER



1065 Pipers River Road Karoola (not to scale)

### Subject Lot

1065 Pipers River Road, Karoola is a property composed of two titles - CT212837/1 and CT227221/1. The latter lot is vacant, is semi-triangular in shape and has a site area of approximately 3,366m<sup>2</sup>. The land falls generally to the north east. Some vegetation is found scattered throughout the site, the majority to be retained. There is an existing crossover via Pipers River Road to the south which provides access for both lots.

CT227221/1 is irregular in shape and falls generally to the north east. It has an area of approximately 6,250m<sup>2</sup>. It is developed with a single dwelling and several associated outbuildings.

### Adjoining and Adjacent Properties

Opposite the site, to the south is 1074 Pipers River Road, a lot developed with a single dwelling and associated outbuildings. To the east, on the other side of Pipers River Road/Waddles Road is 1088 Pipers River Road, also developed with a dwelling. Further to the north is 1145 Pipers River Road (CT228886/1) which appears to be used for grazing purposes.

## 3. PLANNING SCHEME REQUIREMENTS

The assessment against the Launceston Interim Planning Scheme 2015 is detailed in Attachment 1.

#### 4. REFERRALS

REFERRAL	COMMENTS
<b>INTERNAL</b>	
Infrastructure and Assets Network	Conditions recommended.
Environmental Health	Conditions recommended.
Heritage/Urban Design	N/A
Building and Plumbing	Standard notes recommended for the permit.
<b>EXTERNAL</b>	
TasWater	N/A
State Growth	N/A
TasFire	N/A
Tas Heritage Council	N/A
Crown Land	N/A
TasRail	N/A
EPA	N/A
Aurora	N/A

#### 5. REPRESENTATIONS

Pursuant to section 57 of the *Land Use Planning and Approvals Act 1993*, the application was advertised for a 14 day period from 2 June to 18 July 2022. Three representations were received. The issues raised are summarised in the following table. Whilst the summary attempts to capture the essence of each issue raised it should be read in conjunction with the representations received which are attached to this report.

<p><b>Issue 1</b>  <b>The boundary adjustment does not meet the requirements of Clause 9.3 of the Scheme for a boundary adjustment as the two lots are significantly different in size and shape to the existing lots and therefore do not meet the requirements of Clause 9.3.1 (b). The representation then outlines the requirements of Clause 26.4.2 being the relevant assessment of subdivision under the Rural Resource Zone and how the proposed boundary adjustment does not meet it.</b></p>
<p><i>Response 1</i>  <i>It is agreed that the proposed boundary adjustment does not meet Clause 9.3.1 (b). Rather, the application relies on compliance with Clause 26.4.2 P1.5 and is assessed as meeting that clause. The proposed boundary adjustment can be approved pursuant to P1.5. The proposed boundary adjustment allows for the upgrade to the road and the construction of the dwelling. The size and shape of the lots will change but given the shape of the lots the side, rear and front setbacks of the existing dwelling will not decrease (a, b). As established by the Agricultural Report, the agricultural/primary industry potential of the subject site is negligible (c). (e) and (d) are not considered relevant to this application given that the site is not considered to have the capacity for productive agricultural use</i></p>
<p><b>Issue 2</b>  <b>The proposal does not comply with Clause 26.3.2 P1.1 as the dwelling is not directly associated with agriculture.</b></p>

*Response 2*

*An application for a dwelling on Rural Resource zoned land must demonstrate that it complies with Clause 26.3. P1.1 or P1.2. This application relies on compliance with P1.2 and is accompanied by an agricultural report prepared by Michael Tempest of RMCG dated 26 November 2021 demonstrating that the site is practically incapable of supporting an agricultural use or being included with other land for agricultural or other primary industry uses. The report considers the agricultural/primary industry potential of the site negligible due to its limited size of 0.34 ha, the lack of irrigation water resource and the close proximity to sensitive uses (CT227221/1). The land capability published for the site shows the land as Class 4, Class 4 is considered land well suited to grazing but limited to occasional cropping.*

**Issue 3**

**The proposal does not comply with Clause 26.4.1 A3 as the required 200m setback to the boundaries are not provided. States that all the surrounding lots have dwellings setback 25m and that the setback should at least meet this.**

*Response 3*

*The proposed dwelling setbacks do not meet A3 of Clause 26.4.1 but rather relies on assessment against P3 of Clause 26.4.1. The assessment provided in this report demonstrates that P3 of Clause 26.4.1 is met. In terms of prevailing setbacks in the area, none of the dwellings on lots abutting Pipers River Road within 1km of the site have the required 200m setback. The dwelling on Lot 1 is setback approximately 10m from the road frontage while other dwellings typically range from 25m to 50 m setbacks. It is, therefore, considered that the proposed road boundary setbacks are consistent with others in the area. The 7.5m setback to the southern boundary with Pipers River Road is necessary to accommodate the recommended 25m setback to the northern boundary to avoid conflicts with adjoining grazing operations.*

**Issue 4**

**Concerned with visual impacts of the dwelling from vehicles travelling north and south on Pipers River Road.**

*Response 4*

*In terms of visual impact, it is clear that dwellings in close proximity to the road form part of the visual landscape along Pipers River Road and the addition of one more dwelling will not unreasonably alter the landscape characteristics of the area.*

**Issue 5**

**There is an easement across the relevant lot. It is for the main Telstra fibre optic cable that services the North Coast and there should be no building within 3m of the cable. The wastewater system is located on top of the cable.**

*Response 5*

*There are no easements registered on either CT227221/1 or CT212837/1.*

**Issue 6**

**A permit is required from State Growth for any driveway alteration**

*Response 6*

*A note on the permit will advise the proponents that appropriate permits from State Growth are required.*

<b>Issue 7</b> <b>The dwelling will interfere with the sight line for crossing into Waddles Road</b>
<i>Response 7</i> <i>In terms of assessing the appropriateness of the dwelling setback under Clause 26.4.1 P3 there is no requirement to consider impacts of the dwelling location in terms of sight lines at road junctions. It is noted that existing vegetation on the perimeter of Lot 2 will be lowered to a maximum of 450mm in height as required by State Growth and shown on the proposal plans.</i>
<b>Issue 8</b> <b>The increase in traffic on the road as a result of a new dwelling will cause a safety issue.</b>
<i>Response 8</i> <i>The development of a new dwelling utilising an existing access meets the permitted standard A3 of Clause 4.5.1 Existing road accesses and junctions. Based on the NSW Guide for Traffic Generating Developments, a dwelling is estimated to generate nine daily trips (18 vehicle movements). The acceptable solution is met as the proposal is estimated to generate less than 40 vehicle movements.</i>
<b>Issue 9</b> <b>Concerned about the adequacy of drainage for the new dwelling.</b>
<i>Response 9</i> <i>A lot size of 4,885m<sup>2</sup> is sufficient to enable on-site drainage for a dwelling and associated hardstand areas.</i>

## 6. CONCLUSION

Subject to the recommended conditions, it is considered that the proposal complies with the Scheme and it is appropriate to recommend for approval.

### RISK IMPLICATIONS:

Not considered relevant to this report.

### ECONOMIC, ENVIRONMENTAL AND SOCIAL IMPACT:

The Launceston Interim Planning Scheme 2015 contains provisions intended to implement the objectives of the Resource Management Planning System. The application has been assessed using these provisions and as such the economic, environmental and social impacts have been considered.

### STRATEGIC DOCUMENT REFERENCE:

*Land Use Planning and Approvals Act 1993*  
Launceston Interim Planning Scheme 2015

### BUDGET AND FINANCIAL IMPLICATIONS:

Not considered relevant to this report.

### DISCLOSURE OF INTERESTS:

The Author and General Manager have no interests to declare in this matter.

**ATTACHMENTS:**

1. DA0240/2022 1065 Pipers River Road, Karoola Planning Scheme Assessment - 11 August 2022 [**9.1.1** - 10 pages]
2. DA0240/2022 - 1065 Pipers River Road, Karoola - Plans to be Endorsed - 11 August 2022 [**9.1.2** - 71 pages]
3. DA0240/2022 - 1065 Pipers River Road, Karoola - Road Design - 11 August 2022 [**9.1.3** - 1 page]
4. DA0240/2022 - 1065 Pipers River Road, Karoola - Representations - 11 August 2022 [**9.1.4** - 9 pages]



**9.2. Amendment 71 - Partial Rezoning of Land at Launceston Golf Club 27-99 Opossum Road, Kings Meadows from Recreation to General Residential and Development Application DA0760/2021 to Subdivide One Lot Into Three Including the Construction of a Road**

**FILE NO:** SF7421/DA0760/2021

**AUTHOR:** Iain More (Town Planner)

**GENERAL MANAGER APPROVAL:** Dan Ryan (Community and Place Network)

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**DECISION STATEMENT:**

To make a recommendation to the Tasmanian Planning Commission subsequent to the public exhibition period for a draft amendment to the Launceston Interim Planning Scheme 2015.

**PLANNING APPLICATION INFORMATION:**

Applicant: Woolcott Surveys  
Properties: 27-99 Opossum Road, King Meadows (CT198059/1)  
Received: 16 December 2021  
Advertised: 11/06/2022 - 12/07/2022  
Representations: Four

**RELEVANT LEGISLATION:**

*Land Use Planning and Approvals Act 1993*  
Launceston Interim Planning Scheme 2015

**PREVIOUS COUNCIL CONSIDERATION:**

Council - 2 June 2022 - Agenda Item 9.3 - Amendment 71 - Partial Rezoning of Land at Launceston Golf Club, 27-99 Opossum Road, Kings Meadows from Recreation to General Residential and DA0760/2021 to Subdivide One Lot into Three Including the Construction of a Road.

*Initiated Draft Amendment 71 to the Launceston Interim Planning Scheme 2015, to partially rezone land at Launceston Golf Club at 27-99 Opossum Road, King Meadows from Recreation to General Residential and approve Development Application DA0760/2021 to subdivide one lot into three including the construction of a road 27-99 Opossum Road, King Meadows (CT198059/1).*

**RECOMMENDATION:**

That Council:

1. in accordance with section 39 of the former provisions of the *Land Use Planning and Approvals Act 1993*, considers the merit of each of the representations received to draft Amendment 71 and DA0760/2021;

- amend Permit DA0760/2021 by revising Condition 10(a)(iii) to remove any reference to TasGas.

**REPORT:**

**1. INTRODUCTION**

An application was lodged under section 31(1) and 43A of the former *Land Use Planning and Approvals Act 1993* (the Act), by Woolcott Surveys, for:

*an amendment to the Launceston Interim Planning Scheme 2015, proposing to partially rezone land from Recreation to General Residential; and a planning permit seeking approval to subdivide one lot into three including the construction of a road.*

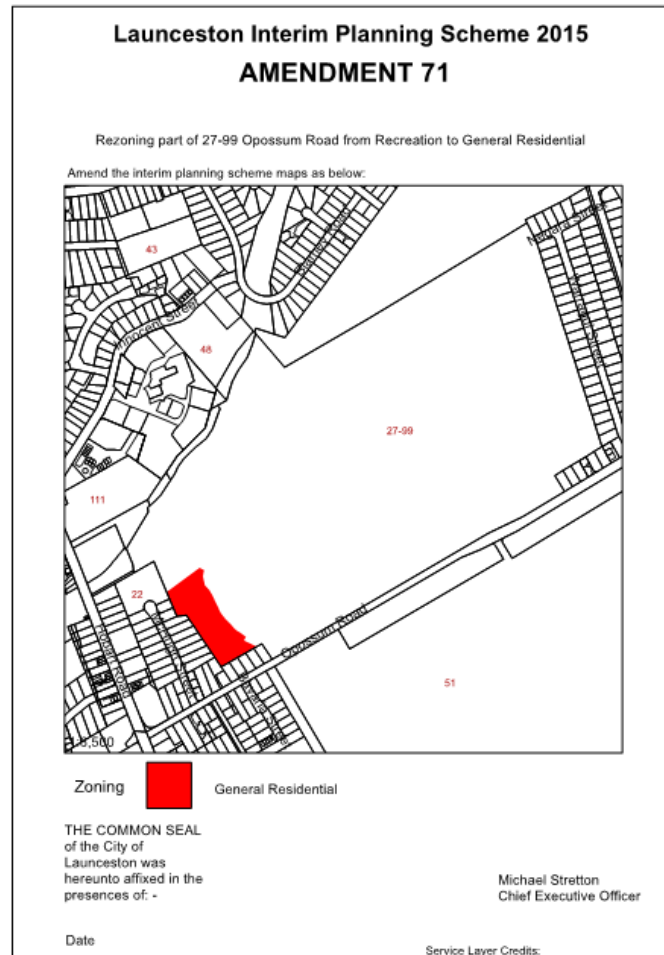
The purpose of the rezoning is to facilitate a subdivision.



Figure 1 - Subdivision Plan

At its Meeting on 2 June 2022, Council resolved to:

1. pursuant to the former section 33(3) and Section 34 of the *Land Use Planning and Approvals Act 1993*, initiates Amendment 71 to the Launceston Interim Planning Scheme 2015 for a partial rezoning of land from Recreation to General Residential at 27-99 Opossum Road, King Meadows (CT198059/1) as shown below:



2. pursuant to the former section 35(1) of the *Land Use Planning and Approvals Act 1993*, certifies the draft amendment 71;
3. in accordance with former section 38(1)(a) of the *Land Use Planning and Approvals Act 1993* determines the period for public exhibition to be 28 days;
4. pursuant to the former section 43A of the *Land Use Planning and Approvals Act 1993*, approves DA0760/2021 to subdivide one lot into three including the construction of a road 27-99 Opossum Road, King Meadows (CT198059/1)

The draft amendment and all associated documentation was placed on public exhibition between 11 June and 12 July 2022. Four representations were received during this period.

In accordance with sections 39(2) of the former *Land Use Planning and Approvals Act 1993* (the Act), Council must, within 35 days after the exhibition period, forward to the Tasmanian Planning Commission a report comprising a copy of each representation and a statement of its opinion on the merit of each representation and any recommendations regarding the draft amendment or planning permit it considers necessary.

## **2. SUMMARY OF REPRESENTATIONS**

A summary of the issues raised in the representations are listed in the table below. These summaries must be read in conjunction with the representations (Attachment 2).

In addition to the summaries, the matters raised within the representations have been consolidated into themes and discussed in Section 5. A discussion of the merit of the issues is provided, including a recommendation on the need for modifications that may be required as a result.

A response to the representations by the applicant has also been provided (Attachment 3).

**Table 1 - Summary of Key Issues**

<b>Rep No.</b>	<b>Name</b>	<b>Matters relevant to the amendment assessment</b>
1	Helen Tait	<ul style="list-style-type: none"> <li>• Disturbance of the natural ecosystems and biodiversity</li> <li>• Traffic impact</li> <li>• Amenity</li> <li>• Retention of public open space</li> </ul>
2,3	Ian Williams and Elisabeth Williams	<ul style="list-style-type: none"> <li>• Disturbance of the natural ecosystems and biodiversity</li> <li>• Traffic impact</li> <li>• Amenity</li> <li>• Retention of public open space.</li> </ul>
4	James Stewert, Woolcott Surveys (Applicant)	<ul style="list-style-type: none"> <li>• Amend Condition 10 of the original permit regarding connection to gas</li> </ul>

## **3. REPRESENTATIONS - KEY ISSUE SUMMARY**

**Table 2 - Key Issues Response**

<p><b>Issue 1:</b> <b>AMENDMENT TO CONDITION 10</b></p> <p><b>Condition 10 currently states:</b></p> <p><b>SUBMISSION AND APPROVAL OF PLANS</b> Prior to the commencement of the development of the site, detailed plans and specifications must be submitted to the General Manager, Infrastructure &amp; Assets Network for approval. Such plans and specifications must:</p> <p><b>a. Include all infrastructure works required by the permit or shown in the endorsed plans and specifications including:</b></p> <p><b>i. Electricity infrastructure including street lighting.</b></p>
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- ii. **Communications infrastructure and evidence of compliance with the 'fibre-ready' requirements of National Broadband Network.**
- iii. **Evidence of assessment by TasGas Networks re provision of reticulated gas network.**
- b. **be prepared strictly in accordance with the Tasmanian Subdivision Guidelines and the LGAT-IPWEA Tasmanian Standard Drawings applicable at the date of submission of the plans.**
- c. **be prepared by a suitably qualified and experienced engineer or Engineering Consultancy.**
- d. **be accompanied by:**
  - i. **an estimate of the construction cost of the future public works together with a schedule of the major components and their relevant costs; and**
  - ii. **a fee of 1.5% of the public works estimate (or a minimum of \$250). Such fee covers assessment of the plans and specifications, audit inspections and Practical Completion and Final inspections.**

**Under (a)(iii), the applicant has stated that the developer does not intend to connect the subdivision to TasGas.**

**Accordingly, the applicant requests the condition be amended to remove reference to TasGas.**

*Officer Response 1:*

*As there is no requirement under the Planning Scheme to connect into gas, it is accepted that the condition be amended.*

*Recommendation:*

*It is recommended that the condition be amended to read:*

*Submission and Approval of Plans:*

*Prior to the commencement of the development of the site, detailed plans and specifications must be submitted to the General Manager, Infrastructure & Assets Network for approval. Such plans and specifications must:*

- a. *Include all infrastructure works required by the permit or shown in the endorsed plans and specifications including:*
  - i. *Electricity infrastructure including street lighting.*
  - ii. *Communications infrastructure and evidence of compliance with the 'fibre-ready' requirements of National Broadband Network.*
- b. *be prepared strictly in accordance with the Tasmanian Subdivision Guidelines and the LGAT-IPWEA Tasmanian Standard Drawings applicable at the date of submission of the plans.*
- c. *be prepared by a suitably qualified and experienced engineer or Engineering Consultancy.*
- d. *be accompanied by:*
  - i. *an estimate of the construction cost of the future public works together with a schedule of the major components and their relevant costs; and*
  - ii. *a fee of 1.5% of the public works estimate (or a minimum of \$250). Such fee covers assessment of the plans and specifications, audit inspections and Practical Completion and Final inspections.*

**Issue 2:**

The site is zoned Recreational in the middle of suburban housing. The land should be preserved for current and future recreational pursuits. The land is close to community centres, Kings Meadows town centre and Kings Meadows rivulet.

*Officer Response 2:*

*The site is a privately owned and run golf course and is not run for the purpose of publicly accessible open space. The proximity and location of the area proposed to be zoned General Residential meets the requirements of an urban area, by being in close proximity to services.*

**Recommendation:**

*No further changes required.*

**Issue 3:**

The vegetation rehabilitation of the rivulet is to an extent failing in its longer term viability. The Golf Club, the community and the Council could well take more responsibility; for weeds, for cleaning up rubbish and for planting more rehabilitation vegetation to complement the work already done here.

*Officer Response 3:*

*It is unclear how the rehabilitation of the rivulet forms part of this assessment when no works are proposed.*

**Recommendation:**

*No further changes required.*

**Issue 4:**

The golf course land is a vital green open space for connectivity between Carr Villa and the Punchbowl Reserves. The Launceston Golf Club course is known from 1934 as a wildlife sanctuary; under the Parks and Wildlife Service in 1971 and under the *Tasmanian Nature Conservation Act 2002*. There is a long-term expectation of this commitment for perpetuity, supported and valued by many club members and local residents.

The land is important for its scenic protection status.

The small patch of remaining remnant bushland on its eastern boundary is a listed threatened *Eucalyptus amydalina* vegetation community on cainozoic soils and is remarkably in-tact. Its natural qualities make it important for the safe breeding of birds that are eventually recruited into the adjacent reserves.

*Officer Response 4:*

*The proposal does not seek to remove any vegetation as part of this amendment or subdivision. Insufficient information has been provided regarding the status of the site with regard to a wildlife sanctuary. Notwithstanding, it would be up to the owners of the golf course to determine what they wish to achieve with their land.*

**Recommendation:**

*No further changes required.*

**Issue 5:**

Opossum Road has a unique character in Launceston being an urban road flanked by taller trees and native bushland. The road by the golf course has a shady and peaceful ambience complementing a respectful breathing space for the rest of the dead. It provides a break from the dominance of suburban houses.

*Officer Response 5:*

*The character of the road will be retained.*

**Recommendation:**

*No further changes required.*

**Issue 6:**

The proposal will introduce hard surfaces into the grassland precinct. The proposal will introduce domestic animals which will threaten native wildlife.

It will bring noise and lights that would add further intrusive detriment to the open space golf club nature reserve land. The proposal will diminish the natural character for more of Opossum Road, including the introduction of more vehicles.

The proposal will bring increased run off of water, chemicals, garden poisons, pest control products directly into the rivulet which is already over charged with pollutants and over-burdened with flows beyond capacity along much of its lower route.

*Officer Response 6:*

*An assessment of the change of zoning and subdivision cannot consider the introduction of domestic pets. The change of zoning is a natural extension of the surrounding residential land and will not diminish the character of the road or the area. The site is located within an urban area of Launceston which encourages new residential development through the creation of lots. It is considered that there will be no change to the rivulet as a result of this development.*

**Recommendation:**

*No further changes required.*

**Issue 7:**

Despite this area of Launceston being a significant aboriginal cultural landform now and in the past, I can find no record of surveys for aboriginal relics having been done for any of golf course or the surrounding land. I understand that there is compelling evidence, from some aboriginal elders, of *non -tangible* values being recognised for the area. Some appreciation of the physical landform and cultural factors should be a nuanced part of respecting this natural land, and buffering it from development where-ever possible to do so.

*Officer Response 7:*

*There is no evidence of identified or known significant cultural or aboriginal value on the site that the site contains significant cultural or aboriginal value.*

**Recommendation:**

*No further changes required.*

**Issue 8:**

For the second rezoning application for Launceston Golf Club there are not public notices around the property. This was also the case for the earlier application in December last year. The only one I saw then was a notification re a driving range being processed at the same time. This current application was advertised in the local newspaper a few weeks ago. Please can you inform me as to what is the situation re obligation for notification postings on the property for these DAs?

*Officer Response 8:*

*Public notices are not required to be placed on the subject site when an application is for a scheme amendment.*

**Recommendation:**

*No further changes required.*

**Issue 9:**

The proposed rezoning would have a detrimental effect on the amenity of adjoining landowners with the blocking of natural light; loss of visual amenity; increased traffic flow on Opossum Road and Hobart Road which are already unable to cope with traffic volumes and loss of habitat for the many and varied species of birds and other animals which currently breed in the area and find shelter and safety in the surrounds.

*Officer Response 9:*

*Whilst it is understood that development will increase traffic, sufficient supporting information has been provided where it has been determined that the road network is able to cope with any increase in vehicular traffic.*

**Recommendation:**

*No further changes required.*

**Issue 10:**

Currently the recreational land has a number of substantial trees and other foliage and, whilst the DA states that no vegetation will be removed at this stage, the complete clearing of the site, if subdivision is allowed, would follow. Referring to previous Council Strategies, we quoted the following from part of the LCC Open Space Strategy in 2007 which refers to Kings Meadows as follows:

*“Profile of Location: An older mostly developed locality in Launceston’s southern suburbs. The locality is in the middle range of park provision in both number of parks and area of parks compared to population. Carr Villa Memorial Park to the east provides most of the parkland. There are eight local parks, two district parks and one regional park (Carr villa Memorial Park). There are no sporting facilities in Kings Meadows, the nearest are in Youngtown to the south. The Launceston Golf Course provides a large area of private open space in the locality providing a natural link from Punchbowl Reserve to Carr Villa. Natural Resources 11% of parkland is bushland. Carr Villa Flora Reserve is the most important bushland reserve as it is in good condition and representative of the vegetation of the midlands region. This reserve contains a wide selection of flora species with two recorded threatened species. There are eight threatened species in the Carr Villa bushland (including the Flora Reserve and Memorial Park). The inclusion of the Memorial Park bushland would increase the*



*conservation value of the Flora Reserve and provide linkage from Youngtown to Punchbowl Reserve for wildlife and possible pedestrian bike tracks. Apart from Carr Villa remnant bushland can be found in Machen's Reserve and Meadow Ridge Reserve. Recommendations As Kings Meadows is average in terms of park provision then acquisition can be targeted to linking areas and acquiring significant natural vegetation. There are some opportunities to link parks such as Carr Villa and Punchbowl Reserve and Youngtown Regional Park. Continuing the links along Kings Meadows Rivulet is important as well as creating links to Kings Meadows Ridge. As identified in the Tamar Valley Regional Open Space System any opportunity to acquire and link vegetation and parkland along Kings Meadows Ridge should also be taken. The bushland on Kings Meadows Ridge is high priority for conservation as well as having scenic values and should be acquired where possible. Small parks with no links or facilities should be considered for disposal. Key linkages: Kings Meadows Rivulet, Kings Meadows Rivulet to Kings Meadows Ridge, Kings Meadows Ridge. Key land opportunities: Natural and parkland areas along Kings Meadows Ridge. Disposal: Small parks with no links or facilities. Recommendation for Open Space Requirements in New Subdivisions Acquire larger blocks of land containing significant natural values where possible, ideally linked to existing POS.*

*Officer Response 10:*

*It is acknowledged that no vegetation is proposed to be removed as part of this proposal, however, will be required to be looked at through any future development application. Notwithstanding, the change of zoning is in an area of the Golf Club which is currently underutilised. The Golf Club is a private club that requires payment or membership to utilise. It has been considered that the rezoning of this section will not affect the Club's ability to be used as a golf course and will indeed assist in preserving the Club into the future.*

**Recommendation:**

*No further changes required.*

#### **4. CONCLUSION**

The representations have been considered and it has been determined that there are no reasons for the Council not to proceed with the draft Amendment 71 and DA0760/2021.

The report has provided an assessment of the representations and it is recommended that it be forwarded to the Tasmanian Planning Commission with a recommendation that it be approved, subject to recommended changes.

#### **RISK IMPLICATIONS:**

Not considered relevant to this report.

**ECONOMIC, ENVIRONMENTAL AND SOCIAL IMPACT:**

The amendment to the Launceston Interim Planning Scheme 2015 has been assessed against the requirements of the Act. The Launceston Interim Planning Scheme also contains provisions intended to implement the objectives of the Resource Management Planning System. The application has been assessed using these provisions and as such the economic, environmental and social impacts have been considered.

**STRATEGIC DOCUMENT REFERENCE:**

*Land Use Planning and Approvals Act 1993*  
Launceston Interim Planning Scheme 2015  
Northern Tasmania Regional Land Use Strategy (NTRLUS) 2018  
Greater Launceston Plan (GLP) 2014  
Launceston Residential Strategy (LRS) 2009-2029  
City of Launceston Corporate Strategic Plan 2014-2024

**BUDGET AND FINANCIAL IMPLICATIONS:**

Not considered relevant to this report.

**DISCLOSURE OF INTERESTS:**

The Author and General Manager have no interests to declare in this matter.

**ATTACHMENTS:**

1. DA0760/2021 - Amendment 71 - Representations - 11 August 2022 [9.2.1 - 10 pages]

**9.3. DA0313/2022 - 61 Parkfield Drive, Youngtown - Residential - Construction of a Dwelling, an Outbuilding and a Pool**

**FILE NO:** DA0313/2022

**AUTHOR:** Dileep Karna (Graduate Town Planner)

**GENERAL MANAGER APPROVAL:** Dan Ryan (Community and Place Network)

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**DECISION STATEMENT:**

To consider and determine a development application pursuant to the *Land Use Planning and Approvals Act 1993*.

**PLANNING APPLICATION INFORMATION:**

Applicant:	Design To Live Pty Ltd
Property:	61 Parkfield Drive, Youngtown
Zoning:	General Residential
Receipt Date:	2/06/2022
Validity Date:	30/06/2022
Further Information Request:	27/06/2022
Further Information Received:	30/06/2022
Deemed Approval:	11/08/2022
Representations:	Nil

**RELEVANT LEGISLATION:**

*Land Use Planning and Approvals Act 1993*  
Launceston Interim Planning Scheme 2015

**STANDARDS REQUIRING PLANNING DISCRETION:**

10.4.11 Outbuildings, swimming pools and fences  
10.4.12 Earthworks and retaining walls  
10.4.2 Setbacks and building envelope for all dwellings  
E4.6.1 Development adjacent to roads and railways  
E7.6.1 Scenic road corridor  
E7.6.2 Scenic management areas

**RECOMMENDATION:**

That, in accordance with sections 51 and 57 of the *Land Use Planning and Approvals Act 1993* and the Launceston Interim Planning Scheme 2015, a permit be refused for DA0313/2022 - Residential - Construction of a dwelling, an outbuilding and a pool at 61 Parkfield Drive, Youngtown on the following grounds:

1. The application fails to meet the performance criteria of Clause E7.6.1 P1 and E7.6.2 P1 as the proposal for an outbuilding will result in the removal of four mature native trees from the site that currently contribute to the scenic character of the Midland

Highway and the arrival experience into and out of Launceston and unreasonable bulk and scale that will result in the development being obtrusive from the scenic road.

2. The application fails to meet the performance criteria of Clause E7.6.2 P2 as proposal includes the removal of four mature native trees from the site which are part of the vegetation corridor along the Midland Highway and which contribute to the scenic landscape of the entry and exit into Launceston. This vegetation corridor also contributes to the screening and softening of the newly developed subdivision in which this lot was created.

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**REPORT:**

**1. THE PROPOSAL**

The proposal is for construction of a four bedroom, single story dwelling with a swimming pool, an alfresco area and an outbuilding at 61 Parkfield Drive, Youngtown. The proposal also includes the removal of four native gum trees at the rear of the property to construct a 12m x 10m (120sqm) outbuilding.

The development includes the construction of parking areas and extensions of the existing driveways.

The landscaping plan details the removal of six trees from the site, however, an additional tree has not be detailed on the plan and two trees on western side boundary are likely to have already been removed during the development of the neighbour's outbuilding (see Figure 1).

The application proposes the planting of four trees towards the front of the site that will reach a maximum height of 4-5m and to retain three existing mature trees at the rear of the site.

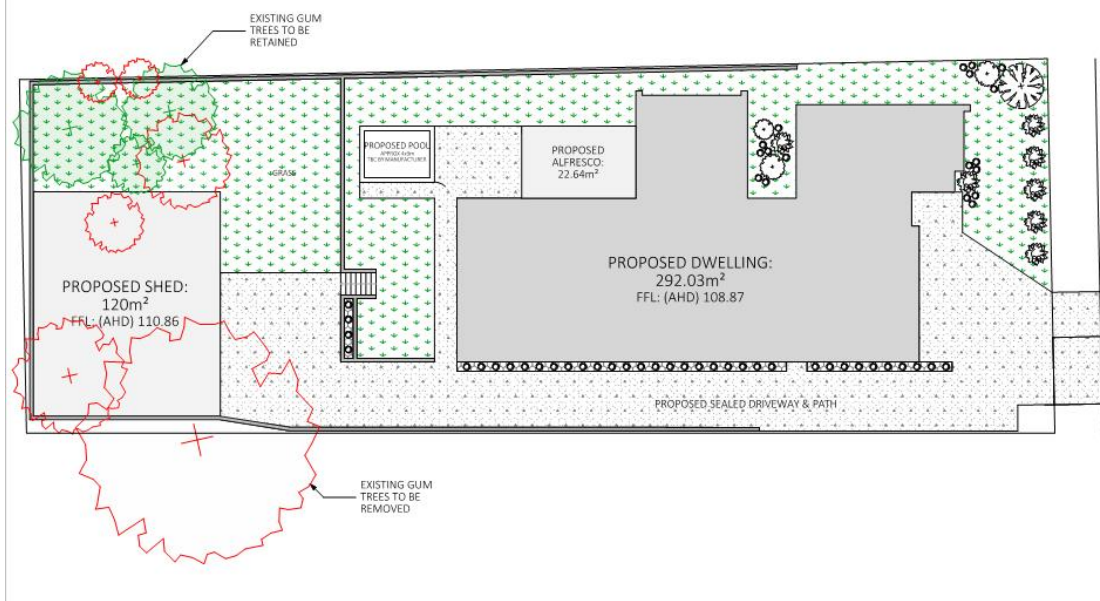


Figure 1: Proposed landscaping plan

## 2. LOCATION AND NEIGHBOURHOOD CHARACTER



61 Parkfield Drive, Youngtown (not to scale)

The site is located on the south western fringe of the municipality within the newly developed subdivision accessed from the Kings Meadows Connector. Development in the surrounding areas is characterised by primarily single dwellings intermixed with a small number of multiple dwellings.

The subject site is located on the south western section of Parkfield Drive, which runs parallel with the Midland Highway. The site is rectangular and has a total site area of 1,072m<sup>2</sup> and has a slope of approximately 7.6% from rear towards the frontage. The road carriageway of the Midlands Highway is located higher than the subject site by approximately 4m in elevation.

The site has eight mature *Eucalyptus viminalis* trees which range in height from 5m to 30m which are part of a corridor of trees extending along the Midland Highway.

The subject site is located within the Western Hillside Precinct of the Scenic Management Code which has been developed to ensure unobtrusive development from public vantage points. The site is also within the Scenic Road Corridor as it is located within 100m of a scenic road, being the Midland Highway.

## 3. PLANNING SCHEME REQUIREMENTS

The assessment against the Launceston Interim Planning Scheme 2015 is detailed in Attachment 1.

#### 4. REFERRALS

REFERRAL	COMMENTS
<b>INTERNAL</b>	
Infrastructure and Assets Network	N/A
Environmental Health	N/A
Heritage/Urban Design	N/A
Building and Plumbing	N/A
<b>EXTERNAL</b>	
TasWater	N/A
State Growth	N/A
TasFire	N/A
Tas Heritage Council	N/A
Crown Land	N/A
TasRail	N/A
EPA	N/A
Aurora	N/A

#### 5. REPRESENTATIONS

Pursuant to section 57 of the *Land Use Planning and Approvals Act 1993*, the application was advertised for a 14 day period from 6 July to 20 July 2022. No representations were received.

#### 6. CONCLUSION

The impact of the proposal on the scenic values of the western hills present and the scenic Midland Highway corridor are considered to be significant to allow approval under the planning scheme. It is not considered possible to deal with the impact via a condition, as the changes required would be significant and potentially cause detriment to third parties. Discussion with the applicant up to the time of writing the report indicated that there is unwillingness to modify the proposal. It is, therefore, recommended for refusal.

#### RISK IMPLICATIONS:

Not considered relevant to this report.

#### ECONOMIC, ENVIRONMENTAL AND SOCIAL IMPACT:

The Launceston Interim Planning Scheme 2015 contains provisions intended to implement the objectives of the Resource Management Planning System. The application has been assessed using these provisions and as such the economic, environmental and social impacts have been considered.

#### STRATEGIC DOCUMENT REFERENCE:

*Land Use Planning and Approvals Act 1993*  
Launceston Interim Planning Scheme 2015

**BUDGET AND FINANCIAL IMPLICATIONS:**

Not considered relevant to this report.

**DISCLOSURE OF INTERESTS:**

The Author and General Manager have no interests to declare in this matter.

**ATTACHMENTS:**

1. DA0313/2022 - 61 Parkfield Drive, Youngtown Planning Scheme Assessment - 11 August 2022 [9.3.1 - 13 pages]
2. DA0313/2022 - 61 Parkfield Drive, Youngtown - Proposed Plans - 11 August 2022 [9.3.2 - 24 pages]

## 10. ANNOUNCEMENTS BY THE MAYOR

### 10.1. Mayor's Announcements

FILE NO: SF2375

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#### Friday 29 July 2022

- Attended the *UNESCO City of Gastronomy* launch
- Officiated at the launch of the *Junction Arts Festival* Program

#### Saturday 30 July 2022

- Attended *Jane Eyre* by *Charlotte Bronte* at the Princess Theatre

#### Sunday 31 July 2022

- Attended the *Jolly Jelly Beans Variety Show* - theatre sports group of Northern Suburbs Community Centre

#### Monday 1 August 2022

- Attended the *Homeless Week* launch

#### Tuesday 2 August 2022

- Accompanied Her Excellency The Honourable Barbara Baker Ac, Governor of Tasmania and Emeritus Professor Don Chalmers to East Tamar Primary School, Northern Suburbs Community Centre, Glass Manifesto and John Cobbler Pounds Youth Ltd (JCP)
- Hosted a civic function to welcome Her Excellency The Honourable Barbara Baker Ac, Governor of Tasmania

#### Wednesday 3 August 2022

- Accompanied Her Excellency The Honourable Barbara Baker Ac, Governor of Tasmania and Emeritus Professor Don Chalmers to Franklin House, Queen Victoria Museum and Art Gallery at Invermay and the Art Gallery at Royal Park
- Attended the Film: *Some Happy Day*

#### Thursday 4 August 2022

- Attended the *Meet the Producer* agriCULTURED dinner

#### Friday 5 August 2022

- Attended the *agriCULTURED Adam Liaw* Conversation Starter
- Attended the *agriCULTURED The Last Word*
- Officiated at the *Fire and Fog* night market with agriCULTURED

#### Saturday 6 August 2022

- Welcomed delegates to the *Modern Language Teachers Association of Tasmania Inc.* 2022 State Conference
- Attended the Hawthorn versus Gold Coast Suns AFL Game at UTAS Stadium



**Wednesday 10 August 2022**

- Attended Launceston College's production opening night of *RENT*
-

**11. COUNCILLORS' REPORTS**

*(This item provides an opportunity for Councillors to briefly report on the activities that have been undertaken in their capacity as a representative of the Council. It is not necessary to list social functions that have been attended).*

## 12. QUESTIONS BY COUNCILLORS

### 12.1. Councillors' Questions on Notice

*Local Government (Meeting Procedures) Regulations 2015 - Regulation 30*

*(A councillor, at least seven days before an ordinary Council Meeting or a Council Committee Meeting, may give written notice to the Chief Executive Officer of a question in respect of which the councillor seeks an answer at that Meeting. An answer to a Question on Notice will be provided in writing).*

#### 12.1.1. Councillors' Questions on Notice - Councillor P S Spencer - Asbestos Removal Project

**FILE NO:** SF6381

**AUTHOR:** Anthea Rooney (Council and Committees Officer)

**CHIEF EXECUTIVE OFFICER:** Michael Stretton

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### QUESTIONS and RESPONSES:

The following question, asked at the Council Meeting on 28 July 2022 by Councillor P S Spencer, has been answered by Michael Stretton (Chief Executive Officer).

#### **Questions:**

1. How many other companies quoted for the work [Northern Community Recreation Hub asbestos removal at Mowbray]? Being over \$250,000, normally, there would have been three quotes. How many other companies quoted?

#### **Response:**

*As part of the early investigations for the Northern Community Recreation Hub development, it was identified that the subject building contained a substantial amount of asbestos material, primarily comprising roof sheeting. An Asbestos Site Survey was completed which indicated that there was substantial damage to suspect asbestos sheeting in multiple locations and those areas posed a significant risk to Health and Safety to any person entering the subject areas. PPE should be worn when accessing these areas.*

*It was determined that the asbestos material identified in this Assessment Report needed to be removed as matter of urgency. This urgency was driven by the following immediate concerns:*

- *the building is the subject of frequent trespassing from persons entering, remaining, sleeping and, at times, vandalising the building. Whilst efforts had been made to prevent this practice, it is a large building with many entry points and until construction commences, it could not be adequately secured;*
  - *access to the building is required by project staff, designers and other contractors in order to progress the development of the building. It is necessary to remove the*
-

*asbestos material and re-roof the building as a first stage of the development to enable contractors to commence work within the building in the second half of this year; and*

- *there is an adjoining school playground within meters of the building and it is preferable to remove any potential friable asbestos from the vicinity to reduce any potential risk of wind-blown exposure.*

*There are few Class A asbestos removalist companies located within the State. Three companies were approached to provide a quote and two elected to take up this opportunity. Of these companies, only one was available to complete the work in a timely manner.*

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**ATTACHMENTS:**

Nil

**12.1.2. Councillors' Questions on Notice - Councillor T G Walker - e-Scooter Insurance**

**FILE NO:** SF6381

**AUTHOR:** Anthea Rooney (Council and Committees Officer)

**CHIEF EXECUTIVE OFFICER:** Michael Stretton

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**QUESTIONS and RESPONSES:**

The following question, asked at the Council Meeting on 28 July 2022 by Councillor T G Walker, has been answered by Jarred Ranson (Team Leader Strategy, Economic Development and Analytics).

**Questions:**

1. There has been some recent conjecture in the media regarding e-scooters and the liability involved when someone riding an e-scooter has an accident with someone and then, for whatever reason, they may not be of legal age or have not been riding the scooter legally. This has caused a problem whereby the insurance of the scooter companies will not cover any liability for the damage. Has the City of Launceston Council given any thought to this, specifically for e-scooters being ridden on footpaths and in CBD areas where, if, there have been accidents that is the most likely places that pedestrians would have been involved?

**Response:**

*There are currently two e-scooter operators in Launceston:*

- *Beam (Purple): teamsupportau@ridebeam.com or (03) 7302 8265*
- *Neuron (Orange): Launcestonsupport@neuron.sg or (03) 6361 0338*

*Both vendors have insurance for personal accident and liability cover for the hirers of their e-scooters if being lawfully ridden and operated responsibly. Where damages occur that are not covered by the vendor's insurances, a civil claim would need to be made against the rider/hirer of the device.*

*As the Council does not own or operate the e-scooters and they are permitted on our footpaths and streets by State Government legislation, the City of Launceston can not be held liable for damages and injuries that occur as a result of them being used in the municipality.*

*Queries about the specifics of hirer's insurance coverage can be directed to the vendors noted above.*

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**12.2. Councillors' Questions Without Notice**

*Local Government (Meeting Procedures) Regulations 2015 - Regulation 29*

*(Questions Without Notice, and any answers to those questions, are not required to be recorded in the Minutes of the Meeting).*

**13. NOTICES OF MOTION**

*Local Government (Meeting Procedures) Regulations 2015 - Regulation 16(5)*

**13.1. Notice of Motion - Launceston Skate Park - Councillor D C Gibson**

**FILE NO:** SF5547

**AUTHOR:** Anthea Rooney (Council and Committees Officer)

**CHIEF EXECUTIVE OFFICER APPROVAL:** Michael Stretton

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**DECISION STATEMENT:**

To consider a notice of motion submitted by Councillor D C Gibson regarding the Launceston Skate Park.

**RELEVANT LEGISLATION:**

*Local Government (Meeting Procedures) Regulations 2015*

**RECOMMENDATION:**

That the Council requests the Chief Executive Officer to:

1. immediately investigate operational issues at the Launceston Skate Park at Royal Park, such as drainage and initiate immediate works to address any identified problems.
  2. within three months, advise the renewal planning timeline for this important facility, to ensure the recreational needs and expectations of our community are continued through replacement.
  3. investigate and report in 2022/2023 the upgrade options to this loved facility, including necessary budget costings.
- 

**REPORT:**

The Greater Launceston Plan (GLP) is the overarching plan which provides a unified and holistic approach to coordinating the long-term planning and management of the City and broader greater urban area.

It sets a bold vision for the Greater Launceston area:

*Sustainable prosperity for greater Launceston will be achieved by consolidating and building nationally and internationally recognised strategic advantages for the region through a focus on creativity and innovation, maintaining exceptional environmental and liveability qualities and ensuring a diverse, connected and inclusive region.*

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In the pursuit of this vision, the GLP identifies a number of social and demographic challenges that confront greater Launceston and the wider region. These include the need to promote healthy living and lifestyles, through education and public awareness programs linked to sporting, recreation and exercise programs.

To address these challenges, the GLP includes liveability and amenity in its Policy Framework which includes a key direction to support initiatives that build improvements to sustainable liveability and amenity that contribute to the health and wellbeing of the community, such as improved public open space, sport and recreation facilities, such as skate parks and the like.

Similarly, Strategic Priority 5 of the Council's *Strategic Plan: We serve and care for our community by providing equitable and efficient services that reflects needs and expectations of our community*. Under this priority, is a focus area to promote and support active and healthy lifestyles of our community.

The City of Launceston provides a number of skate parks across the municipality, with the Royal Park Skate Park, opened in 1999, being the largest of these.

When you Google the Royal Park Skate Park, one assessment stands out:

*...Launceston Skate Park is one of a few skate parks in the City and the bee-z-nee-z of all the parks in the area. The skate park is showing its age and starting to wear and tear; nevertheless would have been one of the best in Tasmania when it was constructed. Featuring its signature bowl and a large concrete surface with an open flow. There is a lot of lines to choose from and a park that will entertain most skateboarders, BMXers, skaters and scooter kids alike...'*

[\(Launceston Skate Park Tasmania | Skate Park Directory - Skater Maps\)](#)

The Launceston Skate Park is becoming old and out dated. The drains do not work and the bowl fills with water regularly. The old half pipe is showing its age and users report to me that it is unsafe.

It is my view that it is appropriate to investigate the current operational issues and undertake works possible to rectify any operational issues, such as drainage.

Additionally, an analysis of an upgrade to this important facility should be completed so that renewal and upgrade can be considered for inclusion in future planning. I am requesting for this investigation and reporting under Recommendation 3. within the 2022/2023 year and thus, able to feed into the 2023/2024 budget.

An updated Launceston Skate Park will increase community accessibility and provide a recreational outlet for youth, which will have physical, mental and social health benefits. An upgrade will help create a facility that families will enjoy for decades to come and leave a lasting legacy in our local community.

Rosny has seen significant investment setting a new standard for skate parks when it was built and some local skaters find themselves visiting Hobart a lot more. Launceston's Ravenswood skate park is a good example of a smaller contemporary park along with recent provisions in St. Marys, Ulverstone and George Town. The Royal Park setting

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provides Launceston with an opportunity to renew and upgrade this existing facility and in doing so, create a truly fantastic regional destination park.

**OFFICER COMMENTS:**

*Phil Bonney (Manager Parks and Sustainability)*

*The Royal Park skate park, given its location and size, is a significant feature in Launceston's recreation offerings and highly valued in particular by younger community members.*

*The identified drainage issues will be investigated and followed up by the Council's Officers.*

*The skate park concrete structure is expected to have ongoing longevity, however, the extent and variety of features are now considered to be limited in comparison to contemporary developments within the last 5-10 years.*

*Timing of renewal needs to be planned, recognising the already committed Council project expectations and the organisations upcoming renewal needs.*

*An upgrade to the Royal Park Skate Park of significance for users, as achieved at the Rosny facility (Clarence City Council), would first require a process involving site investigation, specialist consultant designs, extensive engagement with users and community consultation. Scoping of this process would be investigated and reported in 2022/2023 by the Council's Officers to inform a project establishment in 2023/2024.*

*Capital and operational funding requirements would also need to be explored.*

**RISK IMPLICATIONS:**

Not considered relevant to this report.

**ECONOMIC, ENVIRONMENTAL AND SOCIAL IMPACT:**

Not considered relevant to this report.

**STRATEGIC DOCUMENT REFERENCE:**

*City of Launceston Corporate Strategic Plan 2014 - 2024*

Strategic Priority 1: We connect with our community and our region through meaningful engagement, cooperation and representation.

10-Year Goal: To seek out and champion positive engagement and collaboration to capitalise on the major opportunities and address the future challenges facing our community and region.

Focus Areas:

3. To advocate and collaborate to enhance regionally significant services and infrastructure for the benefit of our communities.

**BUDGET AND FINANCIAL IMPLICATIONS:**

Not considered relevant to this report.

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**DISCLOSURE OF INTERESTS:**

The Author and Chief Executive Officer have no interests to declare in this matter.

**ATTACHMENTS:**

1. Notice of Motion - Launceston Skate Park - Councillor D C Gibson [**13.1.1** - 3 pages]

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**13.2. Notice of Motion - Suburban Business District's Green Spaces - Councillor T G Walker**

**FILE NO:** SF5547

**AUTHOR:** Anthea Rooney (Council and Committees Officer)

**CHIEF EXECUTIVE OFFICER APPROVAL:** Michael Stretton

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**DECISION STATEMENT:**

To consider a notice of motion submitted by Councillor T G Walker regarding suburban business district's green spaces.

**RELEVANT LEGISLATION:**

*Local Government (Meeting Procedures) Regulations 2015 - Regulation 16(5)*

**RECOMMENDATION:**

In support of, and complimentary to, the City of Launceston's recent Memorandum of Understanding with the Launceston Chamber of Commerce regarding the urban greening of the City, that the Council agrees to pursue the following initiatives:

1. provides its in-principle support for the provision of additional green spaces adjacent to and/or within suburban business districts such as (but not limited to) Kings Meadows, Mowbray, St Leonards and Newstead; and
2. requests the Chief Executive Officer to ensure that current review process for the Greater Launceston Plan includes a framework to promote the opportunity and identify suitable spaces for this provision, either currently held land, or prospective sites that may be available for this purpose; and
3. following the review of the GLP, that the Council develop an implementation plan which identifies and provides the necessary actions and resourcing to deliver the green spaces. The implementation plan would need to include a community engagement process with, amongst other objectives, the need to determine the extent and scope of infrastructure that would be desirable in these spaces; and
4. that priority be given to maximising the greening of the area, but that additional facilities such as playgrounds or toilets be considered desirable additions if possible.

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**REPORT:**

While the Launceston City Council has committed to the urban greening of our City, through urban canopy studies, tree planting, scenic protections and a Memorandum of Understanding with Launceston Chamber of Commerce that identifies suburban business districts, the scope for significant improvement is limited by available land in these areas,

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currently on street style additions that have enjoyed only mixed success where they have been trialled.

While the CBD has significant green areas immediately adjacent to it, this is not the case for our growing suburban centres. It is not too late to take action to rectify this, especially in Kings Meadows where the Launceston City Council does own land that may be considered appropriate.

Even an area as developed as Mowbray could have opportunities for the Council to work with significant land owners in the precinct to create meaningful urban greening.

The benefits of such a policy are obvious. It is understandable that the costs of such a program will be high because the land is already in demand. Consequently, it makes sense for the Launceston City Council to be proactive in identifying future opportunities in developing areas, to enter into discussions with land owners and community members in established areas and to have an ongoing budget commitment to securing and developing suitable sites.

**OFFICER COMMENTS:**

*Michael Stretton (Chief Executive Officer)*

*The aspiration to provide a functional level of open space within municipal activity centres, as a principle, is something that is clearly supportable. However, caution should be exercised in pre-committing to a particular specific direction without the evidence base and without the support of all relevant parties to the Greater Launceston Plan (GLP).*

*In order for the GLP to reasonably support this request - it would be necessary to establish an evidence base that the proposal is necessary on a centre by centre basis and one that is financially achievable. This level of detail is likely beyond the GLP and probably better sits with the Council's open space strategy that is currently up for review, or, alternatively with a future urban design framework for specific activity centres which is scheduled in the long term financial plan to be delivered within the next five years.*

*The GLP update is still in its very early stages with limited understanding of what the data is showing and any significant consultation has yet to begin. On this basis, the ability to be specific about potential projects is premature. However, the GLP will be able to provide for a set of principles that relate to how the urban environment can support the GLP vision, liveability, in particular. Green spaces certainly align to emerging trends around the world and stated desires of the community.*

*Planning for the future form and function of principle activity centres should be undertaken holistically and cognisant of all competing interests. Singling out one element, such as the provision of open space, without considering all relevant considerations such as the need for economic expansion, transport requirements and other land uses may compromise the optimum outcome.*

*For these reasons it is recommended that Council not support the motion in its current form. Council may like to consider amending the motion to enable sufficient investigations to be completed prior to making a formalised commitment.*

*A suggested alternative motion is:*

*That Council, in support of, and complimentary to, the City of Launceston's recent Memorandum of Understanding with the Launceston Chamber of Commerce regarding the urban greening of the City, provides its in-principle support for the provision of additional green spaces adjacent to and/or within suburban business districts such as (but not limited to) Kings Meadows, Mowbray, St Leonards and Newstead and requests the Chief Executive Officer to investigate the need and options that exist to deliver additional green spaces with a report to be provided back to Council.*

**RISK IMPLICATIONS:**

Not considered relevant to this report.

**ECONOMIC, ENVIRONMENTAL AND SOCIAL IMPACT:**

Not considered relevant to this report.

**STRATEGIC DOCUMENT REFERENCE:**

*City of Launceston Corporate Strategic Plan 2014 - 2024*

Strategic Priority 1: We connect with our community and our region through meaningful engagement, cooperation and representation.

10-Year Goal: To seek out and champion positive engagement and collaboration to capitalise on the major opportunities and address the future challenges facing our community and region.

Focus Areas:

1. To develop and consistently utilise contemporary and effective community engagement processes.
2. To lead the implementation of the Greater Launceston Plan via collaborative and constructive relationships with our regional partners.

**BUDGET AND FINANCIAL IMPLICATIONS:**

Not considered relevant to this report.

**DISCLOSURE OF INTERESTS:**

The Author and Chief Executive Officer have no interests to declare in this matter.

**ATTACHMENTS:**

1. Notice of Motion Suburban Business District s Green Spaces Councillor T G Wal (2)  
[13.2.1 - 2 pages]

## 14. INFRASTRUCTURE AND ASSETS NETWORK

### 14.1. Fees and Charges Amendment 2022/2023

**FILE NO:** SF2968

**AUTHOR:** Michael Attard (Team Leader Sustainability)

**GENERAL MANAGER APPROVAL:** Shane Eberhardt (Infrastructure and Assets Network)

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#### **DECISION STATEMENT:**

To consider an amendment to the adopted Fees and Charges 2022/2023 for the CBD Kerbside Service.

#### **STATUTORY REQUIREMENTS:**

*Local Government Act 1993 (Tas)*

#### **PREVIOUS COUNCIL CONSIDERATION:**

Council - 21 April 2022 - Agenda Item 14.2 - Fees and Charges 2022/2023

#### **RECOMMENDATION:**

That Council, pursuant to section 205 of the *Local Government Act 1993 (Tas)*, approves the proposed amendments to 2022/2023 adopted Fees and Charges under CBD kerbside collection service annual fee to remove the text *No Pro Rata* to now be displayed as:

- (a) CBD Kerbside Annual Fee per Annum (140L waste, 240L recycling) Non Refundable
  - (b) CBD Kerbside Annual Fee per Annum (240L waste, 240L recycling) Non Refundable
- 

#### **REPORT:**

The City of Launceston CBD kerbside waste and recycling service was introduced in April 2020 to offer recycling services for CBD residents and businesses. This was the first time kerbside recycling has been offered in the Launceston CBD.

Along with the recycling service, kerbside general waste bins were also introduced to replace the old purple plastic bag collection which was problematic and unsustainable. When the service was first introduced in April 2020, the wording *No Pro Rata* was included in the fees and charges as only three months were left in that financial year and it would have been onerous to offer pro rata rates for this short timeframe.

However, since its introduction, the service has been well adopted, with 288 registrations, and there is now a need to offer pro rata rates for a client joining the service, for example, halfway through the financial year (Attachment 1).

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**RISK IMPLICATIONS:**

Not considered relevant to this report.

**ECONOMIC, ENVIRONMENTAL AND SOCIAL IMPACT:**

As this is a consideration under Adopted Fees and Charges there is an economic impact for clients and for staff who manage collection of CBD kerbside fees.

**STRATEGIC DOCUMENT REFERENCE:**

*City of Launceston Corporate Strategic Plan 2014 - 2024*

Strategic Priority 2: We facilitate prosperity by seeking out and responding to opportunities for growth and renewal of our regional economy.

10-Year Goal: To have realised opportunities that grow and sustain our economy and foster creative and innovative people and industries.

Focus Areas:

3. To provide an environment that is supportive to business and development within the municipality.

Strategic Priority 3: We are a progressive leader that is accountable to our governance obligations and responsive to our community.

10-Year Goal: To ensure decisions are made in a transparent and accountable way, that effectively meet our statutory obligations, support quality services, and underpin the long-term sustainability of our organisation.

Focus Areas:

1. To provide for the health, safety, and welfare of the community.
4. To continually improve our service delivery via a continuous improvement mindset, pursuing efficiency gains and adopting technological and other process innovations.

Strategic Priority 4: We value our City's unique identity by celebrating our special heritage and culture and building on our competitive advantages to be a place where people choose to live, work and visit.

10-Year Goal: To sustain and promote Launceston as a unique place to live, work, learn and play.

Focus Areas:

4. To support the central business district (CBD) and commercial areas as activity places during day and night.

Strategic Priority 6: We protect our environment by caring for our unique natural assets and amenity and sensitively managing future development opportunities.

10-Year Goal: To enhance the unique natural character, values, and amenity of our City by minimising the impacts of our organisations and our community's activities in the environment.

Focus Areas:

1. To reduce our and the community's impact on the natural environment.

**BUDGET AND FINANCIAL IMPLICATIONS:**

Changes can be accommodated within existing the existing budget and will be very minor.

**DISCLOSURE OF INTERESTS:**

The Author and General Manager have no interests to declare in this matter.

**ATTACHMENTS:**

1. Excerpt - City of Launceston Adopted Fees and Charges 2022/2023 [14.1.1 - 1 page]



## 14.2. Northern Tasmania Waste Management Group Council Report

**FILE NO:** SF6223

**AUTHOR:** Michael Attard (Team Leader Sustainability)

**GENERAL MANAGER APPROVAL:** Shane Eberhardt (Infrastructure and Assets Network)

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### **DECISION STATEMENT:**

To consider a new governance arrangement for the Northern Tasmanian Waste Management Group (NTWWMG).

### **RELEVANT LEGISLATION:**

*Tasmanian Waste and Resource Recovery Act 2022*

### **PREVIOUS COUNCIL CONSIDERATION:**

Workshop - 11 July 2022 - Northern Tasmanian Waste Management Group Governance Workshop

### **RECOMMENDATION:**

That the Council agrees to transition the hosting, administration and secretariat of the Northern Tasmanian Waste Management Group from the City of Launceston to Natural Resources Management North consistent with the approach outlined in the paper entitled, *Northern Tasmanian Waste Management Group Revised Governance Model* (ECM Doc Set ID 4758202).

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### **REPORT:**

The Northern Tasmanian Waste Management Group (NTWWMG) was established in 2007 to provide advice, funding, education and advocacy on managing waste and recycling across Northern Tasmanian communities, businesses and local governments.

The group was formed at the time in the absence of State Government waste and recovery policy and leadership. The Northern councils identified that there were opportunities for a regional approach to drive improved waste outcomes through resource sharing and collaboration.

The NTWWMG consists of seven Northern Tasmanian councils: City of Launceston, West Tamar, Meander Valley, Dorset, Break 'O Day, Northern Midlands and George Town.

The group was formalised through a regional voluntary agreement and an agreed terms of reference which detail the group's governance structure, function and revenue. It is set out in these agreements that the coordination and financial management of the NTWWMG is undertaken by the City of Launceston (CoL).

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The NTWVG provides regional services through a voluntary levy on waste disposed to landfill from Northern Tasmania. The levy amount contributed by member councils reached \$7.50/tonne as of 2019 and was projected to reach \$10/tonne in 2023.

Over the past 16 years the NTWVG has been a standout example of regional local government collaboration and resource sharing achieving real landfill diversion through grants (\$1m plus), kerbside recycling audits (\$42,000), community recycling education, community recycling services and a state-wide communications plan. The NTWVG is regarded as a leader in Tasmania at the forefront of waste and resource recovery, education and innovation.

In 2019 the State Government released a Draft Waste Action Plan outlining the development of a state-wide legislated landfill levy as part of *Tasmanian Waste and Resource Recovery Bill 2022*. Now legislated, this State landfill levy will replace the current NTWVG voluntary landfill levy removing the income source for the NTWVG to achieve strategic projects.

The NTWVG has played an integral role as a key stakeholder with the State Government and has had significant input and comment on the Draft Waste Action Plan, *Tasmanian Waste and Resource Recovery Bill 2022* and the Tasmanian Waste and Resource Recovery Regulations 2022. The State Government has assured the NTWVG that it will be supported to continue to deliver regional outcomes in Northern Tasmania, however, until the Tasmanian Waste and Resource Recovery Board is formed this level of support is unknown. Informally a figure of \$7.50/tonne has been suggested which would place NTWVG yearly funding at approximately \$750,000 per year.

There have been promises from the Minister that the NTWVG will be no worse off and the organisation is being progressed on the basis that this will be honored. It is recommended that the Council express a strong position to the State Government that it expects a continuation of funding at current forecast levels (\$750,000 per year) for the Northern region.

Although base funding in the order of \$500,000 - \$750,000 a year is expected initially, over the next few years the value of the levy is intended to increase to \$60/tonne which would mean that around \$6m in revenue would be raised from levy fee within the region. This will provide more opportunities and expectations for NTWVG to run larger programs.

The current administration model of NTWVG being hosted by CoL provided for efficient use of resources when the voluntary fee was \$2/tonne. As the value of the programs increased, the efficiencies created by hosting at CoL have diminished. The CoL, as the operator of the second largest landfill in the State, will be seeking grant funding opportunities for improved resource recovery which creates a potential for the two functions, managing NTWVG and operator of the Launceston Waste Centre, to be in conflict.

It is proposed that Council consider a new governance model for the NTWVG that can better position it to respond to growth, significant budget responsibilities, potential conflict of interest and a new funding structure in the State Government landfill levy which was implemented 1 July 2022.

It is proposed that Councils move to a new governance structure hosted by Natural Resources Management North (NRM North), who is a trusted partner with NTWMG member councils. NRM North has a proven track record demonstrating independent and transparent management of significant multi-stakeholder programs, such as the *kanamaluka*/Tamar Estuary and Esk Rivers (TEER) program and the waste management function offers many synergies with the existing functions which are delivered by the organisation. This model will also add to the sustainability of NRM North into the future.

The NRM North governance structure (Attachment 1) is very similar to the current NTWMG governance structure and so will allow for a speedy and streamlined transition.

After the close of the 2021/2022 financial year, it is forecast that there will be a NTWMG closing balance reserve between \$500,000 - \$850,000. This reserve will allow for the NTWMG to maintain momentum in lieu of income and deliver an interim plan while the group transitions to the new governance model and negotiates with the soon to be formed Tasmanian Waste and Resource Recovery Board.

The new governance arrangements would need to be delivered on a basis of full-cost attribution, which is different from the manner in which the function has been delivered whilst auspiced by the CoL. This arrangement has involved the CoL splitting roles within its Sustainability and Waste Management Team to enable employees to allocate time to both the functions of the NTWMG and the CoL. Typically, the Council has allocated 1 FTE towards project management of the NTWMG, which has largely involved two officers splitting their time on a 50:50 basis. There is no doubt that at times both employees have contributed more than 50% of their time to the functions of the NTWMG, which have not been included in the costings. While the costs which were passed on to participating Councils also did not include any time from other professional offers such as the General Manager, Environmental Health, Engineering, etc. who provide input into the functions of the NTWMG from time to time.

Additionally, the CoL has only passed on a nominal cost to participating Council's for the collection of the levy and the general administration of the NTWMG Program. This amount did not include any costs for associated services such as payroll, human resource management, Information technology, insurance, meeting costs, rent, communications, etc. If the CoL determined to apply a full cost attribution charge to the participating Councils for the NTWMG Program then the costs would have been significantly higher (see Table 1).

For Councils to be able to properly consider the financial arrangements proposed as part of the revised governance structure, the CoL has completed a basic full cost attribution exercise for the 2022/2023 Annual Budget in the following table to better understand the true administration cost for the provision of the program:

**Table 1: CoL Full Cost Recovery for Hosting NTWMP**

<b>Administration</b>	<b>Expenditure \$</b>	<b>Total \$</b>
Project Manager - 1 FTE - \$99,650 + 25% oncosts	124,563	
Kerbside Officers - 1.38 FTE - \$98,023 + 25% oncosts	122,529	
Car	6,500	
Training and Conferences	7,500	
Training, Materials and Events	25,000	286,092
Accounting	12,000	
HR	3,000	
Utilities	4,600	
General Insurance	2,000	
Meeting Costs	1,000	
Communications - Website, Facebook and Video Production	10,000	
Rent (plus outgoings)	18,500	
Computer Hardware and Software	6,000	
Phone Costs	2,000	59,100
<b>Total Administration Expenses</b>		<b>\$345,192</b>

An indicative interim budget for the NTWMP for 2022/2023 is provided in Table 2. The interim budget includes year 1 funding (\$322,655) for providing core services of the program, program management and administration costs by the host entity.

Core staffing assumptions include a full time Program Manager, a proportion of management oversight, and some communications support. On-costs applied to these roles include expenses such as superannuation, insurance, uniforms, IT and computers, telephone and internet and office equipment. Administration costs are included as a percentage of program income and contribute to corporate services wages for finance and human resource management. They also contribute to organisational expenses such as accounting and legal fees, motor vehicle use, power, rates and rent and meeting costs.

Program expenses related to existing, ongoing projects such as organics, household waste, problem waste and communications are also included based on the current work program. An investment in strategy development and lobbying and advocacy is included in the 2022/2023 budget to provide additional support for engagement with the State strategy development and to facilitate the regional strategy development.

**Table 2: Interim 2022/23 budget for the Northern Tasmanian Waste Management Program**

<b>INCOME</b>	<b>\$</b>
Assumed* State Government waste levy income	750,000
<b>EXPENSES</b>	
Priority waste theme: Organics	
Regional organics kitchen caddies and education	30,000
Priority waste theme: Household hazardous waste	
Fluorescent light collection	10,404
Priority waste theme: Problem wastes	
E-waste collection	25,000
Polystyrene recycling (transport)	12,000
Priority waste theme: Share information about waste and recycling and raise awareness about NTWMP	
Regional/cross regional communications and education	30,000
Website management	1,500
Recycle Coach mobile phone app	13,265
Strategy and Advocacy	
Strategy development, lobbying and advocacy	100,000
<i>Core Services and Administration</i>	
Staffing to support existing projects, core services, + on-costs	247,655
Administration costs	75,000
<b>TOTAL EXPENSES</b>	<b>\$544,824</b>
<b>OPERATING SURPLUS</b>	<b>\$205,176</b>

*\*Income from state-wide levy is indicative and will be confirmed when a formal agreement is made with the state.*

### Transition Plan

As the new Board is being established it is important that the NTWMP continue to be proactive and engage with the new Board and local government to provide clarity around the role and the benefit the regional groups.

A transition plan is provided in Attachment 1.

It is intended the NTWMP will commence work on a 12 - 18 month interim plan with the key priorities:

- Leadership and advocacy with the State Government as the new waste management arrangements are established.
- Continue to build on the Rethink State Communications and Education program in conjunction with adjoining regions.
- Continue to advocate and support regional recycling services like e-waste and polystyrene.
- Grow organics recovery opportunities.
- Focus on generating recycling and recovery activities that support a circular economy model.

- Develop the NTWVG Vision and Strategy.
- Establish administration and reporting frameworks.

**RISK IMPLICATIONS:**

Not considered relevant to this report.

**ECONOMIC, ENVIRONMENTAL AND SOCIAL IMPACT:**

Not considered relevant to this report.

**STRATEGIC DOCUMENT REFERENCE:**

*City of Launceston Corporate Strategic Plan 2014 - 2024*

Strategic Priority 1: We connect with our community and our region through meaningful engagement, cooperation and representation.

10-Year Goal: To seek out and champion positive engagement and collaboration to capitalise on the major opportunities and address the future challenges facing our community and region.

Focus Areas:

2. To lead the implementation of the Greater Launceston Plan via collaborative and constructive relationships with our regional partners.
3. To advocate and collaborate to enhance regionally significant services and infrastructure for the benefit of our communities.

Strategic Priority 6: We protect our environment by caring for our unique natural assets and amenity and sensitively managing future development opportunities.

10-Year Goal: To enhance the unique natural character, values and amenity of our City by minimising the impacts of our organisations and our community's activities in the environment.

Focus Areas:

1. To reduce our and the community's impact on the natural environment.

**BUDGET AND FINANCIAL IMPLICATIONS:**

Transfer of the Northern Tasmanian Waste Management Group closing reserve funds from the City of Launceston financial budget will be actioned with the 2022/2023 financial year.

**DISCLOSURE OF INTERESTS:**

The Author and General Manager have no interests to declare in this matter.

**ATTACHMENTS:**

1. Northern Tasmanian Waste Management Group governance and interim plan FINAL DRAFT [14.2.1 - 7 pages]

### 14.3. Launceston Flood Authority Report

**FILE NO:** SF4493

**AUTHOR:** Debbie Pickett (Personal Assistant - Infrastructure and Assets)

**GENERAL MANAGER APPROVAL:** Shane Eberhardt (Infrastructure and Assets Network)

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**DECISION STATEMENT:**

To receive the Launceston Flood Authority Quarterly Report - April to June 2022.

**RELEVANT LEGISLATION:**

*Launceston Flood Authority Rules, April 2020*

**RECOMMENDATION:**

That Council, in accordance with Rule 26 of the *Launceston Flood Authority Rules, April 2020*, receives the Launceston Flood Authority Quarterly Report, April to June 2022 (ECM Doc Set ID 4757890).

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**REPORT:**

In accordance with Rule 26 of the *Launceston Flood Authority Rules, April 2020*, the Authority must submit a quarterly report to the Council for the periods ending March, June, September and December. This report is for the period ending June 2022.

The report for the period ending 30 June 2022 provides an overview of the Launceston Flood Authority's operational activities, financial position and key priorities for the next quarter (Attachment 1).

**RISK IMPLICATIONS:**

Not considered relevant to this report.

**ECONOMIC, ENVIRONMENTAL AND SOCIAL IMPACT:**

Not considered relevant to this report.

**STRATEGIC DOCUMENT REFERENCE:**

*City of Launceston Corporate Strategic Plan 2014 - 2024*

Strategic Priority 3: We are a progressive leader that is accountable to our governance obligations and responsive to our community.

10-Year Goal: To ensure decisions are made in a transparent and accountable way, that effectively meet our statutory obligations, support quality services and underpin the long-term sustainability of our organisation.

Focus Areas:

2. To fairly and equitably discharge our statutory and governance obligations.

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3. To ensure decisions are made on the basis of accurate and relevant information.

**BUDGET AND FINANCIAL IMPLICATIONS:**

Not considered relevant to this report.

**DISCLOSURE OF INTERESTS:**

The Author and General Manager have no interests to declare in this matter.

**ATTACHMENTS:**

1. Launceston Flood Authority Quarterly Report - April to June 2022 [**14.3.1** - 1 page]



## 15. ORGANISATIONAL SERVICES NETWORK

### 15.1. Closure of Portion of a Highway - 37 Salisbury Crescent, West Launceston

FILE NO: SF1965

AUTHOR: Robert Bujnowski (Properties and Legal Officer)

GENERAL MANAGER APPROVAL: Louise Foster (Organisational Services Network)

#### DECISION STATEMENT:

To consider closing a portion of a highway located in the road verge at the front of 37 Salisbury Crescent, West Launceston.

#### RELEVANT LEGISLATION:

*Local Government (Highways) Act 1982 (Tas)*  
*Highways Act 1951 (Tas)*

#### PREVIOUS COUNCIL CONSIDERATION:

Workshop – 21 July 2022

#### RECOMMENDATION:

That Council:

1. forms the opinion that, pursuant to section 14 of the *Local Government (Highways) Act 1982 (Tas)*, a portion of the highway at 37 Salisbury Crescent, West Launceston measuring approximately 30.3m<sup>2</sup> as shown on the plan below by red hatch should be closed as a highway for the public benefit and because of lack of use.

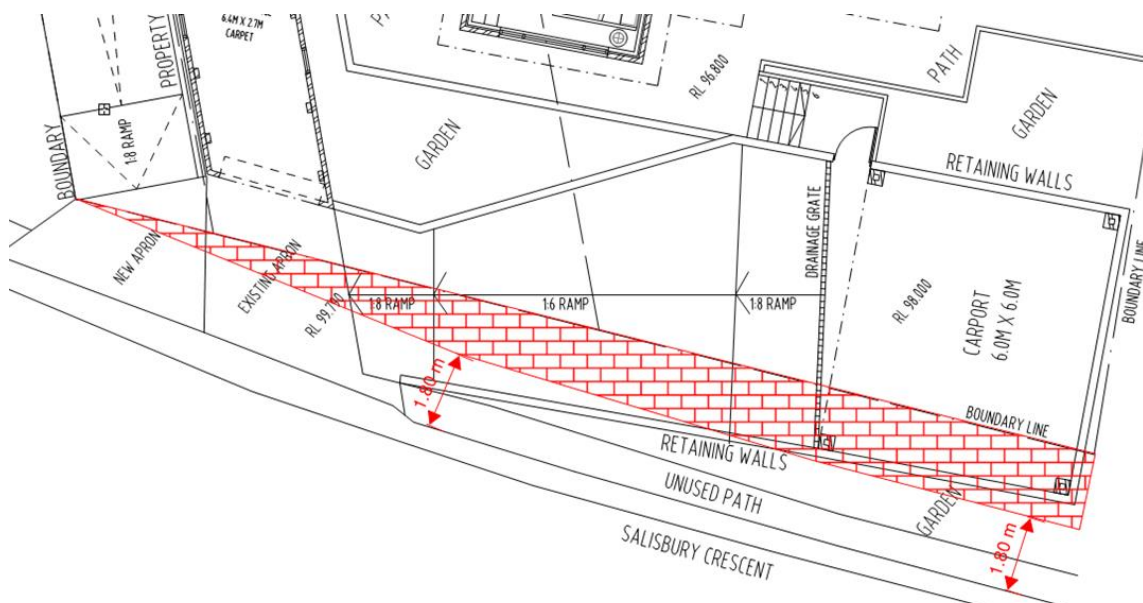


Figure 1 - Plan of Proposed Area of Highway Closure in the Road Verge

2. determines that the applicant is to pay the Council's reasonably incurred out-of-pocket expenses associated with the highway closure, including any necessary advertising costs.
3. authorises that the Chief Executive Officer do anything necessary to affect the closure of the part of the highway as shown above, including exercising the Council's powers under the *Local Government (Highways) Act 1982* (Tas), and determining the exact dimensions of the relevant part of the highway that is proposed to be closed.
4. notes, for the avoidance of doubt, Chief Executive Officer means the General Manager as appointed by Council pursuant to section 61 of the *Local Government Act 1993*.

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## **REPORT:**

The current owners of 37 Salisbury Crescent, West Launceston (the applicants) have submitted a development application to the City of Launceston (Council) to alter their existing dwelling and to construct a new driveway and double carport along the front of their title boundary. The applicants have noted that the new driveway and carport are desirable to establish safer access to their dwelling. Due to the site's topography, several retaining walls will also be required to support the proposed driveway and parking area.

Salisbury Crescent is a local highway maintainable by the Council. The underlying road lot comprising Salisbury Crescent is owned by the Crown. Despite the Crown's ownership of the underlying road title, the highway vests in the Council by operation of the *Local Government (Highways) Act 1982* (Tas). The Council is, therefore, charged with the duty to care for, control and manage the highway in such manner as it considers appropriate.

The proposed parking spaces and carport will partially extend beyond the property boundary into the highway. Construction of such a structure in the highway contravenes the *Local Government (Highways) Act 1982* (Tas) and the City of Launceston's *Facilities and Highways By-Law 2021* and *Nature Strip Policy*, meaning that the development application and any subsequent building applications cannot be approved.

To resolve this, it has been requested that the portion of the highway containing the proposed carport be officially closed as a highway, at which point the management of the closed 30.3m<sup>2</sup> portion of the road lot reverts to the Crown and can be purchased by the applicant from the Crown.

### **Scope of Investigation**

A site inspection and an investigation has been conducted by the officers from the Council's Infrastructure and Assets team, as well as the Council's Roads and Traffic team.

### **Discussion of Findings**

The highway in this location is approximately 15m wide, which is less than the current standard (18m) for this category of road. There are also historic issues on Salisbury Crescent regarding the substandard width of the road, narrow footpath/s and lack of parking. Reduction in the width of the highway is not something the Council would normally entertain.

It is noted that if only a driveway and retaining walls were proposed within the boundary of the highway, that would be acceptable. It is the car parking spaces and the carport structure that are not permitted. If the applicants are to proceed it would necessitate the closure of the relevant portion of the highway.

Due to the topographical difficulties and costs involved, the consensus is that it is extremely unlikely that the Council will ever undertake to widen Salisbury Crescent in this location. It is therefore considered that, strategically, the relevant 30.3m<sup>2</sup> portion of land holds no public value to the Council.

### Recommendations

There is no apparent reason to refuse the request to close part of the highway in front of 37 Salisbury Crescent, West Launceston, however, in order to not impede maintenance works or prejudice future decisions, a buffer between the made road and the edge of the highway should be maintained.

As per the image below, the area to be closed as a highway should extend no less than 1.8m from the face of the kerb of Salisbury Crescent.

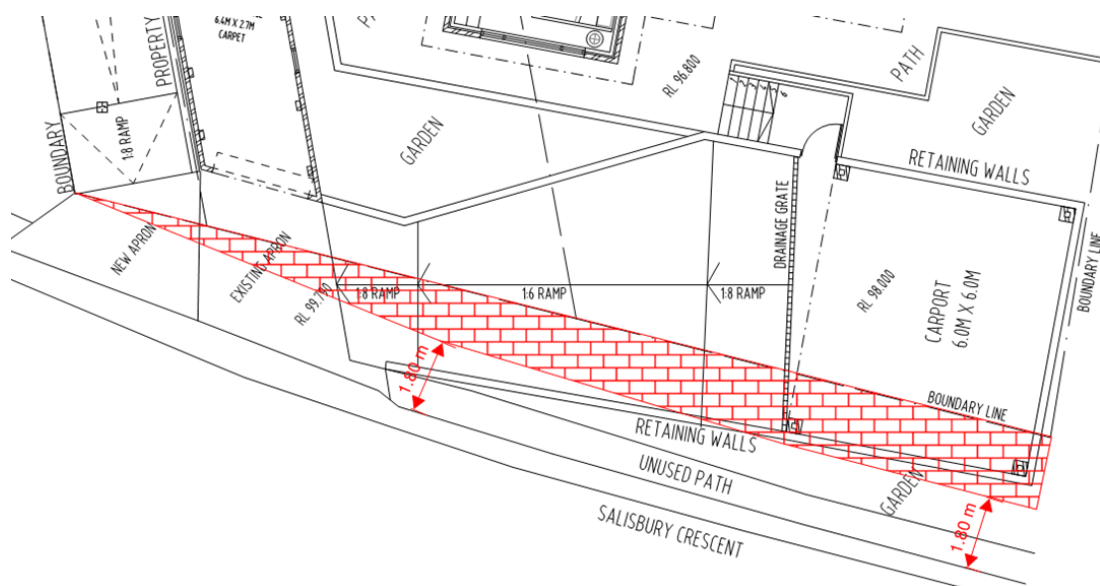


Figure 2 - Diagram of Suggested Area of Highway Closure

A street view of the front of 37 Salisbury Crescent is shown in the image below.



Figure 3 - Photograph of Road Verge Showing Location of Proposed Highway Closure

The total area proposed to be closed as a highway is approximately 30.3m<sup>2</sup> as shown in the image below.

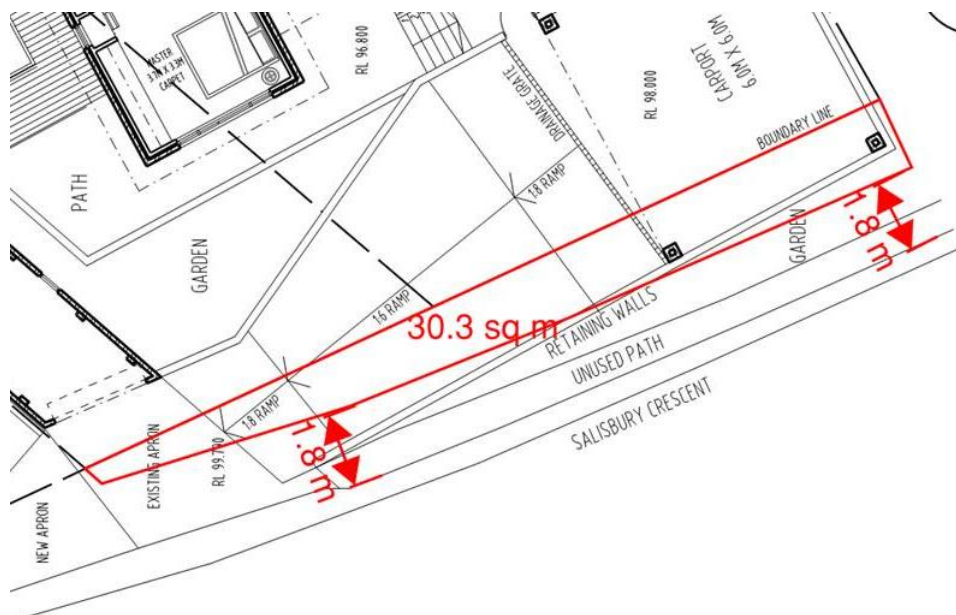


Figure 4 - Diagram of Total Area Proposed to be Closed as a Highway

The approximate location of the part of the road verge that is proposed to be closed as a highway is indicated in the image below.





Figure 5 – Image Indicating Proposed Location of Area to be Closed as a Highway

### Highway Closure Process

Section 14 of the *Local Government (Highways) Act 1982* (Tas) requires the Council to determine if a highway can be closed for reasons limited to the following:

*for the public benefit, in the interests of public safety or because of lack of use.*

The 30.3m<sup>2</sup> portion of Salisbury Crescent exists within the road verge and is not normally accessible by pedestrians. Removing the public's entitlement to pass and repass over the 30.3m<sup>2</sup> portion of land is unlikely to cause any loss to any pedestrian or highway user. Accordingly, it would be justifiable to close the portion of the highway on the basis of lack of use.

Section 14 of *Local Government (Highways) Act 1982* (Tas) further prescribes the necessary procedures that must be followed in order to remove public rights from an area used as local highway. This includes notification requirements whereby notices must be:

- (i) served on each of the owners and occupiers affected;
- (ii) served on the Transport Commission;
- (iii) displayed in a prominent position at each end of the highway; and
- (iv) published twice in separate issues of a local newspaper circulating in the municipality in which the highway is situated

If no objections are received, the highway can be closed by the Chief Executive Officer in accordance with Recommendation 3. If the Council receives any objections during the notification period, the Council must refer them to the Magistrates Court (Administrative Appeals Division) for determination. In such cases, the hearing process would take some time and would need to be at the applicant's expense.

### RISK IMPLICATIONS:

Not considered relevant to this report.

**ECONOMIC, ENVIRONMENTAL AND SOCIAL IMPACT:**

Consideration contained in this report.

**STRATEGIC DOCUMENT REFERENCE:**

*City of Launceston Corporate Strategic Plan 2014 - 2024*

Strategic Priority 3: We are a progressive leader that is accountable to our governance obligations and responsive to our community.

10-Year Goal: To ensure decisions are made in a transparent and accountable way, that effectively meet our statutory obligations, support quality services and underpin the long-term sustainability of our organisation.

Focus Areas:

2. To fairly and equitably discharge our statutory and governance obligations.
3. To ensure decisions are made on the basis of accurate and relevant information.

Strategic Priority 7: We are a City planning for our future by ensuring our approach to strategic land-use, development and infrastructure is coordinated, progressive and sustainable.

10-Year Goal: To facilitate appropriate development via integrated land-use planning, infrastructure investment and transport solutions within our municipality and region.

Focus Areas:

3. To improve and maintain accessibility, transport options and infrastructure within the Launceston area, including its rural areas.

**BUDGET AND FINANCIAL IMPLICATIONS:**

Not considered relevant to this report.

**DISCLOSURE OF INTERESTS:**

The Author and General Manager have no interests to declare in this matter.

**ATTACHMENTS:**

Nil

**16. CHIEF EXECUTIVE OFFICER NETWORK**

**16.1. Municipal Emergency Management Coordinator and Deputy Municipal  
Emergency Management Coordinator Nominations**

**FILE NO:** SF0031/SF3177

**CHIEF EXECUTIVE OFFICER APPROVAL:** Michael Stretton

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**DECISION STATEMENT:**

To obtain Council's endorsement for nominations to the positions of Municipal Emergency Management Coordinator and Deputy Municipal Emergency Management Coordinator.

**RELEVANT LEGISLATION:**

*The Emergency Management Act 2006 (Tas)*

**PREVIOUS COUNCIL CONSIDERATION:**

Council - 7 August 2017 - Agenda Item 21.4 - Deputy Municipal Emergency Management Coordinator

Council - 27 June 2019 - Agenda Item 20.1 - Municipal Emergency Management Coordinator and Deputy Municipal Emergency Management Coordinator Nominations

Council - 20 August 2020 - Agenda Item 18.2 - Deputy Municipal Emergency Management Coordinator

**RECOMMENDATION:**

That Council:

1. nominates Shane Eberhardt as the Municipal Emergency Management Coordinator, with his name to be forwarded to the Minister of Police and Emergency Management via the State Controller as per section 23(1) of the *Emergency Management Act 2006*;
  2. nominates Louise Foster as Deputy Emergency Management Coordinator with her name to be forwarded to the Minister for Police and Emergency Management via the State Controller as per section 23(1) of the *Emergency Management Act 2006*;
  3. recommends the appointment of both roles be for a period of three years as per section 23(4) of the *Emergency Management Act 2006*;
  4. recommends the rescindment of the position of Deputy Emergency Management Coordinator for Peter Denholm; and
  5. notes the contribution of the former Deputy Municipal Emergency Management Coordinators, Peter Denholm and Leigh Handley and thanks them for their dedicated service.
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**REPORT:**

The *Emergency Management Act 2006* (the Act) came into effect on 20 October 2006. The Act, under section 23(1), requires that the Minister for Police and Emergency Management to appoint a Municipal Emergency Management Coordinator (Municipal Coordinator) and a Deputy Municipal Emergency Management Coordinator (Deputy Municipal Coordinator) for each municipal area.

Currently, Shane Eberhardt is appointed to the position of Municipal Coordinator. Louise Foster, Leigh Handley and Peter Denholm are appointed to the position of Deputy Emergency Management Coordinator.

With the three year appointment of Municipal Emergency Management Coordinator expiring on the 24 September 2022, it provides an opportunity to review the current arrangements to ensure alignment in accordance with the *Emergency Management Act 2006*.

The Council's approach has been to support the Municipal Emergency Management Coordinator by appointing a number of deputies to share duties and provide better coverage. However, a review of the Act has determined that only one Officer can be appointed to the role of Municipal Emergency Management Coordinator and one appointed to the role of Deputy Municipal Emergency Management Coordinator. Accordingly, the Council needs to modify its approach.

At the Executive Leadership Team (ELT) Meeting on the 28 June 2022, ELT endorsed the recommendation to nominate Shane Eberhardt to the position of Municipal Emergency Management Coordinator and Louise Foster to the position of Deputy Emergency Management Coordinator, for a period of three years.

Leigh Handley's appointment is due to expire on the 24 September 2022, so there is no action required in respect to the rescission of this appointment. However, Peter Denholm's appointment is not due to expire until August 2023 so it is recommended that this appointment be formally rescinded by Council.

In making these recommendations, the Executive Leadership Team would like to recognise the contribution of both Peter Denholm and Leigh Handley, who have held the position of Deputy Emergency Management Coordinator and thank them both for their dedication and service.

**RISK IMPLICATIONS:**

Not considered relevant to this report.

**ECONOMIC, ENVIRONMENTAL AND SOCIAL IMPACT:**

Not considered relevant to this report.



**STRATEGIC DOCUMENT REFERENCE:**

*City of Launceston Corporate Strategic Plan 2014 - 2024*

Strategic Priority 5: We serve and care for our community by providing equitable and efficient services that reflects needs and expectations of our community.

10-Year Goal: To offer access to services and spaces for all community members and to work in partnership with stakeholders to address the needs of vulnerable communities.

Focus Areas:

1. To plan for and provide services and facilities that recognises the changing demographics and needs of our community.
6. To enhance community awareness of the impacts of uncertain weather patterns, natural and other disasters, and build community resilience.
7. To develop and manage infrastructure and resources to protect our community from natural and other hazards.

**BUDGET AND FINANCIAL IMPLICATIONS:**

Not considered relevant to this report.

**DISCLOSURE OF INTERESTS:**

The Chief Executive Officer has no interests to declare in this matter.

**ATTACHMENTS:**

Nil

**17. MEETING CLOSURE**

**18. NEXT COUNCIL MEETING DATE**

**The next Ordinary Meeting of Council will be held at 1.00pm on 25 August 2022 at the Council Chambers, Town Hall, 18-28 St John Street, Launceston.**