

**MINUTES OF A MEETING OF THE CLARENCE CITY COUNCIL HELD AT THE COUNCIL CHAMBERS, BLIGH STREET, ROSNY PARK, ON MONDAY 6 MAY 2024**

**HOUR CALLED:** 7.00pm

**PRESENT:** The meeting commenced at 7.01pm with the Mayor (Cr B A Blomeley) in the Chair and with Councillors:

H Chong  
J Darko  
E Goyne  
D Hulme  
B Hunter  
R James  
W Kennedy  
T Mulder  
A Ritchie  
J Walker  
B Warren; present.

**1. APOLOGIES** Nil

**IN ATTENDANCE**

Chief Executive Officer  
(Mr I Nelson)

Head of Infrastructure & Natural Assets  
(Mr R Graham)

Head of City Planning  
(Mr D Marr)

Head of Governance  
(Ms C Shea)

Head of Regulatory Services  
(Mr R Brennan)

Head of Community and Culture  
(Ms T Cockburn)

Head of Strategic Development Communications and Engagement  
(Ms G Wicks)

Executive Officer to the Chief Executive Officer  
(Ms J Ellis)

The Meeting closed at 9.24pm.

**COUNCIL MEETING**  
**MONDAY 6 MAY 2024**

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**1. ACKNOWLEDGEMENT OF COUNTRY**

The Mayor:

- made the following statement:

*“Before proceeding, I pay my respects to the Mumirimina people as the traditional and original custodians of the lands on which we meet, and I acknowledge the continuing connection of the Tasmanian Aboriginal people to the skies, land and waterways.*

*I pay respect to Elders past and present.”*

- invited those present to pause for a moment of quiet reflection and respect before commencing the council meeting.
- advised the Meeting and members of the public that Council Meetings, not including Closed Meeting, are livestreamed, audio-visually recorded and published to Council’s website. The meeting is not protected by privilege. A link to the Agenda is available via Council’s website.

**2. ATTENDANCE AND APOLOGIES**

Refer to cover page.

**3. DECLARATIONS OF INTERESTS OF COUNCILLORS OR CLOSE ASSOCIATE**

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

**INTEREST DECLARED:           NIL**

**VALE**

Before proceeding further with the meeting, the Mayor noted the recent passing of Mr Chris Adekunle, Chief Executive Officer of Southern Waste Solutions. Mr Adekunle had worked closely with the Mayor and Cr Chong during their respective terms as Director of C Cell Pty Ltd and with Cr Walker as Chairperson of the Copping Refuse Disposal Site Joint Authority. On behalf of Council the Mayor expressed condolences to Mr Adekunle’s family and invited those present to stand for a moment’s silence as a mark of respect for the late Mr Adekunle.

## 4. OMNIBUS ITEMS

### 4.1 CONFIRMATION OF MINUTES

#### RECOMMENDATION:

That the Minutes of the Council Meeting held on 15 April 2024, as circulated, be taken as read and confirmed.

**Decision:**                    **MOVED** Cr Hunter **SECONDED** Cr Goyne

“That the Minutes of the Council Meeting held on 15 April 2024, as circulated, be taken as read and confirmed”.

**CARRIED UNANIMOUSLY**

### 4.2 MAYOR’S COMMUNICATION

The Mayor reported on the following meetings and attendances since the last Council Meeting:

- 16 April: Tasmanian Community Fund Chairperson and Manager meeting;
- 18 April: Australia Day Investitures – Meritorious Service Awards Ceremony;
- 19 April: 2024 Australia Day Investitures – Recipients (Australia Day Honours);  
Investitures Day Lunch;
- 23 April: City Development Committee Meeting;  
Hobart Legacy “Legacy-Flame” Project Lunch;  
City Development Advisory Committee Meeting;  
Destination Southern Tasmania April Tips and Tipples;
- 25 April: Clarence RSL ANZAC Dawn Service;  
Lindisfarne RSL ANZAC Service;  
Richmond RSL ANZAC Service (followed by morning tea);  
South Arm RSL ANZAC Day Service (followed by lunch);
- 30 April: Clarence Emergency Management Committee Meeting;
- 2 May: Cancer Council Tasmania – Australia’s Biggest Morning Tea; and
- 6 May: Funeral of Chris Adekunle.

#### **Deputy Mayor Councillor Allison Ritchie (on behalf of Mayor)**

- 25 April: Cambridge RSL ANZAC Service;
- 27 April: AFL Presidents Luncheon – Blundstone Arena; and  
Arts Exhibition Opening and 5<sup>th</sup> Anniversary Celebration of FOCAT.

#### **Councillor Emma Goyne (on behalf of Mayor)**

- 25 April: South Arm RSL Dawn ANZAC Service.

### 4.3 COUNCIL WORKSHOPS

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

<b>PURPOSE</b>	<b>DATE</b>
Presentation – Clarence Natural Areas Strategy	
Presentation – Boulevard Site	
Rates Debt Recovery Policy	
Bligh Street Redevelopment	22 April
Budget	29 April

#### **RECOMMENDATION:**

That Council notes the workshops conducted.

**Decision:** **MOVED** Cr Hunter **SECONDED** Cr Goyne

“That the Recommendation be adopted”.

**CARRIED UNANIMOUSLY**

#### **4.4. TABLING OF PETITIONS**

(Note: Petitions received by Councillors are to be forwarded to the Chief Executive Officer within seven days after receiving the petition).

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

Cr James referred to a petition he had received today from 48 signatories requesting that Council undertake urgent drainage works to prevent further flooding of properties on the southern side of Evandale Street, South Arm.

Cr James provided the petition to the Chief Executive Officer for verification of its compliance with the Act requirements.

**4.5 REPORTS FROM OUTSIDE BODIES**

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

**REPORTS FROM SINGLE AND JOINT AUTHORITIES**

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

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

- **COPPING REFUSE DISPOSAL SITE JOINT AUTHORITY**  
Representative: Cr James Walker

**Quarterly Reports**

March Quarterly Report pending.

**Representative Reporting**

- **SOUTHERN TASMANIAN REGIONAL WASTE AUTHORITY**  
Representative: Cr Warren (Mayor's nominee)  
Cr Hunter (Proxy)

Cr Warren tabled the Quarterly Report of the Southern Tasmanian Regional Waste Authority for the period ending 31 March 2024.

- **TASWATER CORPORATION**
- **GREATER HOBART COMMITTEE**

**REPORTS FROM COUNCIL AND SPECIAL COMMITTEES AND OTHER REPRESENTATIVE BODIES****RICHMOND BICENTENARY REPORT – CR CHONG**

On behalf of Council, the Mayor acknowledged the enormous contribution made by Cr Chong and the Bicentennial Creative Director Professor Noel Frankham, the Richmond Advisory Committee and the many volunteers who made the 5 weekends in the valley an amazing success.

**OTHER COMMITTEES****RICHMOND ADVISORY COMMITTEE**

- Cr Chong tabled the minutes of a meeting of the Richmond Advisory Committee held on 20 March 2024.

**BICYCLE ADVISORY WORKING GROUP**

- Cr Hunter tabled the minutes of a meeting of the Bicycle Advisory Working Group held on 8 March 2024.

**CYCLING SOUTH**

- Cr Chong tabled the minutes of a meeting of Cycling South held on 27 February 2024.

**4.6 WEEKLY BRIEFING REPORTS**

The Weekly Briefing Reports of 15, 22 and 29 April 2024 have been circulated to Councillors.

**RECOMMENDATION:**

That the information contained in the Weekly Briefing Reports of 15, 22 and 29 April 2024 be noted.

**Decision:** **MOVED** Cr Hunter **SECONDED** Cr Goyne

“That the Recommendation be adopted”.

**CARRIED UNANIMOUSLY**

## 5. PUBLIC QUESTION TIME

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

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

### 5.1 PUBLIC QUESTIONS ON NOTICE

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

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

Ms Shannon Heard of Bellerive gave notice of the following question:

#### **AFL HIGH PERFORMANCE CENTRE**

Please advise the following in as much detail as possible in relation to the AFL-HPC Survey which was conducted at the 2023 Colour run:

- Were the surveys completed on site on the day of the Colour run event?
- How many survey responses were received from participants of the Colour Run event?
- Were survey responses from any source accepted after the survey closing date of the 7<sup>th</sup> November 2024 [2023]?

### 5.2 ANSWERS TO QUESTIONS ON NOTICE

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

#### **AFL HIGH PERFORMANCE CENTRE**

- The colour run was an opportunity to promote the consultation and make people aware that they could participate in the survey via council's Your Say site. Hard copies of the survey were also made available as well as access to the survey via a QR code.

There is no available data indicating how many surveys were complete on site on the day of the event.

- There is no data to indicate how many survey responses were from participants in the Colour Run event.
- Yes, 5 surveys were received after the closing date.

### 5.3 ANSWERS TO PREVIOUS QUESTIONS TAKEN ON NOTICE

The Chief Executive Officer provides the following answers to Questions taken on Notice from members of the public at previous Council Meetings.

At Council's Meeting of 15 April Mr Michael Figg asked the following question.

#### **STORMWATER SYSTEM LAUDERDALE**

The question that I have been raising for 30 years in this Council Chamber is to do with the stormwater in Lauderdale. The stormwater system in Lauderdale is still non-compliant with the current Drains Act or equivalent and I have been asking when the Council will be compliant. The last response I had was Council was doing a drainage assessment or a stormwater assessment and that it would go to public consultation. That was two years ago. Could you please tell me what has happened to the public consultation and those reports I think done by GHD, and why we do not have a compliant drainage system?

#### **ANSWER**

Council adopted the Clarence Stormwater System Management Plan (SSMP) in 2019 as required by the Urban Drainage Act. Council is working through stormwater improvements identified in the plan, in descending order starting with the highest ranked risk hazards. The SSMP provides high level concepts for possible improvements. Each one of these identified hazards requires detailed design and some complex ones require a greater level of stormwater/flood modelling to gain an understanding of the possible design, implications to the local area and the catchment, and potential costs. The Lauderdale project has not commenced as it is not ranked as high as other assessed stormwater hazards, and due to council's resource capacity in working through other higher rated risks across the nine catchments.

Notwithstanding the above, Council Officers have included in the draft 2024/2025 budget, \$120,000 for stormwater modelling of a detention basin in the Roscommon area. The Lauderdale SSMP identified potential benefits to the lower catchment region from a detention basin in Roscommon and this work will gain evidence to inform council on the next stage of stormwater recommendations for Lauderdale's low lying area.

At Council's Meeting of 15 April Mr Gary Witt asked the following questions.

#### **20 AND 42 SCOTTS ROAD, RISDON VALE**

1. My question is regarding the operation at 20 and 42 Scotts Road Risdon Vale and the on-going pollution that is emanating from those sites. I need to raise concern with the Council of suspected non-compliance with the planning scheme and/or conditions on the planning permits. Will council take action on these sites under the Land Use Planning and Approvals Act 1993 to instigate compliance under Section 63B of LUPAA?
2. I have resided in Risdon Vale since 1991 and I have been here on several occasions with regard to this matter and at the moment my understanding is that what I have requested under Section 63B Council being the governing body under section 48 has duty of care to proceed with this.

/ contd on Page 12...

**ANSWERS TO PREVIOUS QUESTIONS TAKEN ON NOTICE /contd...****ANSWER**

1. Section 63B of LUPAA provides that a person can give notice in writing of a contravention or failure, or likely contravention or failure, to the relevant planning authority (in this case, Clarence City Council). The section then requires the Planning Authority, within 120 days, to investigate and advise if they intend to take enforcement action if the complaint is substantiated. However, Section 65D of the LUPAA prevents Council from issuing an enforcement notice with regard to a matter that may be the subject of, or be inconsistent with, an Environmental Protection Notice. The EPA has advised that they intend to issue an Environmental Protection Notice that covers the entire site at 20 and 42 Scotts Road, Risdon Vale.
2. The answer to this question is provided above.

At Council's Meeting of 15 April Mr Jim Woodward asked the following question.

**20 AND 42 SCOTTS ROAD, RISDON VALE**

I commend Clarence City Council on the program to reduce smoking in public places, playgrounds and 20m exclusion zones. My question is with that particular program in mind and the health of our children, adults and so forth will that same degree of scrutiny on airborne pollutants etc be extended to the operations at Scotts Road, otherwise known as the Reprocess Tas Spectran site, given that it is still unclear what permits the operation runs under and the fact that it is less than one kilometre from the primary drinking water for all of the Eastern Shore operating at the Risdon Brook Dam?

**ANSWER**

The issuing of an Environmental Protection Notice by the EPA will ensure that a full environmental assessment of all activities on the site is undertaken by the EPA and that an Environmental Management Plan is put in place to control activities on the site into the future.

At Council's Meeting of 15 April Ms Regina Williams asked the following question.

**20 AND 42 SCOTTS ROAD, RISDON VALE**

A development application by Spectran Group and Reprocess Tas at 20 and 42 Scotts Road, Risdon Vale was advertised on the Council's website recently as a "waste storage and reprocessing facility, recycling and waste disposal partial retrospective application and level one and two activity including associated buildings, stockpiling areas and associated works" which was readvertised. Can the Council please clarify on notice what aspects of that development were seeking retrospective approval and whether this means that they are currently operating without permits from Council or other agencies?

**ANSWER**

The EPA has advised that they intend to issue an Environmental Protection Notice that covers the entire site at 20 and 42 Scotts Road, Risdon Vale. Within this context, all activities on the site will now be managed through an Environmental Management Plan. The EMP will be utilised to inform any future development application that may be required for the sites.

**5.4 QUESTIONS WITHOUT NOTICE**

Mr Victor Marsh of Bellerive asked the following question.

**CHARLES HAND MEMORIAL PARK**

Were the Hand family consulted in the initial stages of the discussions about the destruction of Charles Hand Memorial Park?

**ANSWER**

The Chief Executive Officer took the question on notice.

Mr Michael Figg of Lauderdale asked the following question.

**TIMELINE FOR QUESTIONS RAISED BY THE PUBLIC**

My question is regarding questions to council whether it be formally or informally. What is the timeline for a suitable response to questions raised by the public? I am referring to a question asked of council, it may be in writing, it may be a file that is sent to you and receives a registered number, so I would like to know how long it takes to get a suitable answer.

**ANSWER**

The Chief Executive Officer provided the following response.

If the question is asked in this forum, in a council meeting, it will be answered in normal circumstances at the following council meeting, if it is taken on notice. In regard to any correspondence we receive, our aim is to provide a response within 10 working days if that is possible and if that is not possible, we will provide advice and updates as appropriate.

The Mayor also provided the following response.

Anything that comes through my office within that ten day/two week period if there is not a response able to be prepared by the officers, at least an acknowledgement and update is provided to a resident. If ever that timeframe fails, I am happy to hear from any resident because we try to turn things around very quickly and very professionally here.

Council's Public Question Time Policy can be found on Council's website at [Public Question Time - City of Clarence : City of Clarence \(ccc.tas.gov.au\)](https://www.ccc.tas.gov.au/public-question-time)

**6. DEPUTATIONS BY MEMBERS OF THE PUBLIC**

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

**SEVERE HOONING AND SPEEDING BY CARS AND MOTORBIKES IN ALEXANDRA ESPLANADE**

Mr Peter Vonk addressed the meeting regarding the above matter.

**PLANNING APPLICATION PDPLANPMTD-2024/041806 – 23 SABRE PLACE, SANDFORD – VISITOR ACCOMMODATION (TWO UNITS)  
(REFER ITEM 7.2)**

Mr Paul Baker addressed the meeting regarding the above Planning Application.

Ms Fran Richards addressed the meeting regarding the above Planning Application.

**7 PLANNING AUTHORITY MATTERS**

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

**7.1 PLANNING APPLICATION PDPLANPMTD-2024/041647 – 1 SOUTH TERRACE, LAUDERDALE - TWO MULTIPLE DWELLINGS (ONE EXISTING, ONE PROPOSED)****EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for two Multiple Dwellings at 1 South Terrace, Lauderdale.

**RELATION TO PLANNING PROVISIONS**

The land is zoned General Residential and subject to the Car Parking and Sustainable Transport Code, the Road and Railway Assets Code, the Coastal Erosion Hazard Code, the Inundation Hazard Code, the Flood-Prone Areas Hazard Code and the Safeguarding of Airports Code under the Tasmanian Planning Scheme - Clarence (the Scheme). In accordance with the Scheme the proposal is a Discretionary development.

**LEGISLATIVE REQUIREMENTS**

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

Council is required to exercise a discretion within the statutory period which expires on 8 May 2024.

**CONSULTATION**

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

**RECOMMENDATION:**

- A. That the Planning Application for two Multiple Dwellings (one existing, one proposed) at 1 South Terrace, Lauderdale (CI Ref PDPLANPMTD-2024/041647) be refused due to the following reasons.
1. The proposal does not comply with 8.4.1 P1 (a) because the proposal is not compatible with the density of the surrounding area.
  2. The proposal does not comply with 8.4.1 P1 (b) because the proposal does not provide for a significant social or community benefit.
- B. That the details and conclusions included in the Associated Report be recorded as the reasons for Council's decision in respect of this matter.

/ Refer to Page 17 for Decision on this Item...

**PLANNING APPLICATION PDPLANPMTD-2024/041647 – 1 SOUTH TERRACE,  
LAUDERDALE - TWO MULTIPLE DWELLINGS (ONE EXISTING, ONE  
PROPOSED) /contd...**

**Decision:**

**MOVED** Cr James **SECONDED** Cr Hunter

“That the Recommendation be adopted”.

**CARRIED UNANIMOUSLY**

**7.2 PLANNING APPLICATION PDPLANPMTD-2024/041806 – 23 SABRE PLACE, SANDFORD - VISITOR ACCOMMODATION (TWO UNITS)****EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for visitor accommodation (comprising two self-contained units) at 23 Sabre Place, Sandford.

**RELATION TO PLANNING PROVISIONS**

The land is zoned Rural Living and subject to the Parking and Sustainable Transport Code, Bushfire-prone Areas Code, Coastal Erosion Hazard Code, Flood-prone Hazard Areas Code, Landslip Hazard Code and Natural Assets Code under the Tasmanian Planning Scheme - Clarence (the Scheme). In accordance with the Scheme the proposal is a Discretionary development.

**LEGISLATIVE REQUIREMENTS**

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

Council is required to exercise a discretion within the statutory period which has been extended and expires on 9 May 2024.

**CONSULTATION**

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

- Restrictive covenants on title documents,
- Incompatibility of the scale of the development and intensity of the use with the surrounding area,
- Loss of residential amenity for adjoining properties, and
- Vegetation removal and degradation of natural environment.

**RECOMMENDATION:**

A. That the Planning Application for Visitor Accommodation (Two Units) at 23 Sabre Place, Sandford (C1 Ref PDPLANPMTD-2024/041806) be approved subject to the following conditions and advice.

1. GEN AP1 – ENDORSED PLANS.
2. LAND 1A – LANDSCAPE PLAN.

**ADVICE**

That the following advice be included in the approval documentation, in addition to standard advice.

- a. The landowner is encouraged to seek independent legal advice with regard to the application of covenants within the Schedule of Easements to Sealed Plan 38160.
- b. The applicant is encouraged to include design responses within buildings and structures to minimise risk of bird strike by:
  - (i) eliminating or obscuring transparent or highly reflective obstacles that are not readily perceptible by birds in flight, such as, mesh fences more than 1.5m, uncovered corner windows or opposing windows that allow sightlines through buildings, and
  - (ii) using low reflectance glass on external surfaces, or
  - (iii) angling glass surfaces to reflect the ground or built fabric rather than the sky or habitat.
- c. The proposed works are located within a mapped bushfire prone area and as such a bushfire assessment and BAL must be provided by a suitably qualified person and form part of the certified documents for the building application.

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

**Decision:**

**MOVED** Cr Hulme **SECONDED** Cr Hunter

“That the Recommendation be adopted”.

**CARRIED**

**FOR**

Cr Blomeley  
 Cr Chong  
 Cr Goyne  
 Cr Hulme  
 Cr Hunter  
 Cr Kennedy  
 Cr Mulder  
 Cr Ritchie  
 Cr Walker

**AGAINST**

Cr Darko  
 Cr James  
 Cr Warren

**7.3 LOCAL PROVISION SCHEDULE AMENDMENT REQUEST PDPSPAMEND-2022/030436 – 10 BINDARA ROAD, TRANMERE****EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is for council, acting as a Planning Authority, to consider the request made for an amendment to the Clarence Local Provisions Schedule (LPS) under section 37 of the *Land Use Planning and Approvals Act 1993* (LUPAA).

The draft amendment seeks to change the dual zoning on 10 Bindara Road, Tranmere to wholly locate the property within the General Residential Zone.

**RELATION TO PLANNING PROVISIONS**

The property is located within the Low Density Residential Zone and General Residential Zone. It is also subject to the Parking and Sustainable Transport, Natural Assets, Bushfire-Prone Areas, Landslip Hazard, Safeguarding of Airports codes, and a Site Specific Qualification.

Section 37 of LUPAA provides for Council to consider a request to amend the Clarence Local Provision Schedule (LPS).

**LEGISLATIVE REQUIREMENTS**

The report on this item details the basis and reasons for the recommendation. Any alternative decision will require a full statement of reasons in order to maintain the integrity of the Planning approval process and to comply with the requirements of the *Judicial Review Act 2000* and the Local Government (Meeting Procedures) Regulations 2015.

In determining this matter, the Planning Authority must consider whether it is satisfied that the draft amendment meets the LPS criteria under Section 34 of LUPAA. Council is required to make a decision in relation to this matter within the statutory period which has been extended and expires on 13 May 2024.

**CONSULTATION**

Unless directed otherwise by the Tasmanian Planning Commission, if Council agrees to a request to prepare a draft amendment to the LPS it will then be subject to public exhibition and open for public comment for a period of 28 days in accordance with statutory requirements.

**FINANCIAL IMPLICATIONS**

No significant implications.

**RECOMMENDATION:**

- A. That, pursuant to Section 38(1) of the *Land Use Planning and Approvals Act 1993*, the Planning Authority is satisfied that the requested amendment of the Clarence Local Provisions Schedule (PDPSPAMEND-2022/030436) meets the LPS criteria and, pursuant to Section 38(2) of the Act, agrees to prepare a draft amendment to rezone the entire lot Volume 181629 Folio 87, known as 10 Bindara Road, Tranmere to General Residential Zone.

- B. That, pursuant to Section 40F(2) of the *Land Use Planning and Approvals Act 1993*, the Planning Authority certifies that the draft amendment meets the requirements of the Act including the LPS criteria and, pursuant to Section 40F(4) of the Act, provides a copy of the draft amendment and the certificate.
- C. That pursuant to Section 40G of the *Land Use Planning and Approvals Act 1993*, the Planning Authority publishes an exhibition notice of the draft amendment and, pursuant to Section 40H of the Act, places the draft amendment on public exhibition for a period of 28 days.
- D. That the details and conclusions included in the Associated Report be recorded as the reasons for Council’s decision in respect of this matter.

**Decision:** **MOVED** Cr James **SECONDED** Cr Chong

“That the Recommendation be adopted”.

**CARRIED UNANIMOUSLY**

**7.4 PLANNING APPLICATION PDPLANPMTD-2023/038723 – 312A TRANMERE ROAD, TRANMERE - 16 LOT SUBDIVISION PLUS BALANCE, INCLUDING NEW ROADWAY, FOOTWAY AND PUBLIC OPEN SPACE****EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for a 16 Lot Subdivision plus balance, including a new road, footway and Public Open Space at 312A Tranmere Road, Tranmere.

**RELATION TO PLANNING PROVISIONS**

The land is zoned General Residential and Landscape Conservation and subject to the Road and Railway Assets Code, Bushfire-prone Areas Code, Flood-prone Hazard Areas Code, Landslip Hazard Code, Natural Assets Code, and Safeguarding of Airports Code under the Tasmanian Planning Scheme - Clarence (the Scheme). In accordance with the Scheme the proposal is a Discretionary development.

**LEGISLATIVE REQUIREMENTS**

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

Council is required to exercise a discretion within the statutory period which has been extended by agreement and expires on 8 May 2024.

**CONSULTATION**

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

- Stormwater management, and
- Footway design.

**RECOMMENDATION:**

A. That the Planning Application for a 16 Lot Subdivision plus balance, including new Roadway, Footway and Public Open Space at 312A Tranmere Road, Tranmere (CI Ref PDPLANPMTD-2023/038723) be approved subject to the following conditions and advice.

1. GEN AP1 – ENDORSED PLANS.
2. GEN AP2 – STAGING [Add “Stage 1 – Lots 110 to 114 (5 lots) and 502 (Open space); Stage 2 – Lots 115,116 and 121 to 124 (6 lots) and 501 (Footway); and Stage 3 – Lots 117 to 120 (4 lots).”]

3. Lot 502 is to be taken as Public Open Space in accordance with Section 116 of the Local Government (Building and Miscellaneous Provisions) Act 1993 and is to be notated accordingly. Once transferred, there is no retained right to the developer for future access. Any future roadway or vehicular access over the lot, or portion of the lot, will require separate consent and approval processes at that time for subdivision, disposal and an amendment of the sealed plan to change the notation on the lot, under their respective legislation, at that time.
4. GEN POS2 – POS STAGING.
5. PROP 3 – TRANSFER (Replace “public access way” with “footway”).
6. LAND 5 – SUBDIVISION LANDSCAPING (After “road reserves” add “footway” and replace “Council’s Head of Infrastructure and Natural Assets” with “Council’s Chief Executive Officer or Delegate”).
7. ENG M8A – SERVICE EASEMENTS.
8. ENG M8 – EASEMENTS (Replace “Council’s relevant/delegated officer.” with “Council’s Chief Executive Officer or Delegate”).
9. ENG M2 – DESIGNS SD (After “stormwater drainage” add “and other services relocation and upgrade; concrete footpath and stairs including necessary handrailing within the Footway” and replace “Council’s Head of Infrastructure and Natural Assets” with “Council’s Chief Executive Officer or Delegate”).
10. ENG A1 – NEW CROSSOVER [Delete “or TSD-R03 (Rural)“].
11. ENG S1 – INFRASTRUCTURE REPAIR.
12. ENG M5 – EROSION CONTROL (Replace “and approved by Council’s Head of Infrastructure and Natural Assets prior to the commencement of works” with “review by Council’s Chief Executive Officer or Delegate when lodging the “Start of Works Notice” to council or prior to the approval of engineering plans. All debris/construction materials must be contained within the property. All works must be carried out in compliance with the approved erosion and sediment control plan”).
13. ENG M4 – POS ACCESS (Replace “Council’s relevant/delegated officer.” with “Council’s Chief Executive Officer or Delegate”).
14. ENG M9 – FILLING OF LAND.
15. ENG R2 – URBAN ROAD.

16. ENG S4 – STORMWATER CONNECTION (Replace “the commencement of the use/prior to the issue of a building permit or a certificate of likely compliance (CLC) for building works” with “the sealing of the plans”)
17. An updated Stormwater report including the post development scenario for the flood modelling, must be provided with the engineering plans and approved by Council’s Chief Executive Officer or Delegate prior to the issue of the engineering approval.
18. ENG M7 – WEED MANAGEMENT PLAN (Replace “Council’s Head of Infrastructure and Natural Assets” with “Council’s Chief Executive Officer or Delegate”).
19. Prior to the sealing of the final plan of survey, the recommendations in the 312A Tranmere Estate Flood Hazard and Stormwater Report prepared by Anna Wilson dated 18 December 2023 must be implemented to the satisfaction of Council’s Chief Executive Officer or Delegate. A report certifying compliance with the recommendations made within the Flood Hazard and Stormwater Report must be provided to the satisfaction of Council’s Chief Executive Officer or Delegate prior to sealing of the final plan of survey.
20. ENG S10 – UNDERGROUND SERVICES (Replace “Council’s Head of Infrastructure and Natural Assets” with “Council’s Chief Executive Officer or Delegate”).
21. The development must meet all required Conditions of Approval specified by TasWater notice dated 5 April 2024 (TWDA 2023/01293-CCC).

**ADVICE**

- a. This Permit will lapse after two years from the date on which it is granted unless the development/use has been substantially commenced. Upon request, under Section 53(5A) of the *Land Use Planning and Approvals Act 1993* Council may grant an extension of time for a further two years. A further two years may be granted upon request under Section 53(5B) of the *Land Use Planning and Approvals Act 1993*. Any such requests must be made in writing and within six months of the day on which the permit has lapsed.
- b. This is a town planning permit only. Please be aware that a building permit and/or a plumbing certificate of likely compliance or plumbing permit may be required before the development can proceed. It is recommended that you contact Council’s Building Department on (03) 6217 9580 to discuss the requirement for any additional permits or certification.

- c. Non-compliance with this permit is an offence under Section 63 of the *Land Use Planning and Approvals Act 1993* and may result in enforcement action under Division 4A of the *Land Use Planning and Approvals Act 1993*, which provides for substantial fines and daily penalties.
  - d. Council, as a Stormwater authority, formed a view that the proposed development will intensify the stormwater discharge from the property and hence requires approval under the *Urban Drainage Act 2013* and the stormwater is to be designed as per Council’s Stormwater Management Procedure for new development (Stormwater-Management-Procedure-for-New-Development (1).pdf). This requirement will be assessed as part of engineering plans assessment.
- B. That the details and conclusions included in the Associated Report be recorded as the reasons for Council’s decision in respect of this matter.

**Decision:**                      **MOVED** Cr James **SECONDED** Cr Ritchie

  “That the Recommendation be adopted”.

  Cr Mulder left the meeting at this stage (7.48pm).

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

Cr Mulder returned to the meeting at this stage (7.51pm).

**7.5 PLANNING APPLICATION PDPLANPMTD-2023/039889 – 1 KELSON PLACE, ACTON PARK - ADDITIONS AND ALTERATIONS (SINGLE DWELLING)****EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for Additions and Alterations (Single Dwelling) at 1 Kelson Place, Acton Park.

**RELATION TO PLANNING PROVISIONS**

The land is zoned Rural Living Zone and subject to the Safeguarding of Airports Code under the Tasmanian Planning Scheme - Clarence (the Scheme). In accordance with the Scheme the proposal is a Discretionary development.

**LEGISLATIVE REQUIREMENTS**

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

Council is required to exercise a discretion within the statutory 42 day period which expires on 8 May 2024.

**CONSULTATION**

The proposal was advertised in accordance with statutory requirements and three representations were received. One representation was in support of the proposal and two representations were opposed to the proposal and raised the following issues:

- Proposed use,
- Privacy,
- Wastewater,
- Crossover location, and
- Unapproved existing structure.

**RECOMMENDATION:**

A. That the Planning Application for Additions and Alterations (Single Dwelling) at 1 Kelson Place, Acton Park (CI Ref PDPLANPMTD-2023/039889) be approved subject to the following conditions and standard advice.

1. GEN AP1 – ENDORSED PLANS.
2. This permit approves the use of the site and buildings for a Single Dwelling (Residential) only and the site must not be used for more than one self-contained residence.
3. The unapproved structure located between the existing dwelling and Kelson Place must be removed within 30 days from the date of issue of this permit.

4. GEN AP3 – AMENDED PLAN.
    - the removal of the redundant crossover;
    - the removal of the gate associated with the redundant crossover;
    - the reinstatement of a fence to match the existing frontage fence;
    - all manoeuvring, parking, and circulation within the site boundaries connected to the new crossover, and removal of access strip to redundant crossover.
    - a connection with a continuous roofline and floor area between the existing dwelling and the proposed addition. This connection must provide unimpeded internal access.
    - detail of the proposed external colour selections so that the dwelling articulates as a cohesive structure.
  5. The kitchen facilities and laundry fixtures within the existing dwelling must be decommissioned and removed prior to the occupation of the new addition and Council is to be notified in writing that this has occurred. Once decommissioned, no kitchen or laundry fixtures are to be reinstated or constructed without relevant approval from the Council.
  6. ENG A1 – NEW CROSSOVER. [TSD-R03 (Rural)], replace “3.0m” with “3.6m”. Add “The redundant crossover must be removed and reinstated to match with the existing road and verge in a smooth and continuous fashion. The existing gate to the redundant crossover must also be removed and fenced to match the existing frontage fence. All manoeuvring, parking, and circulation within the site boundaries must connect to the proposed crossover.”
  7. A detailed stormwater design by suitably qualified person demonstrating capacity to take 1%AEP with all the stormwater runoff from the proposed development contained on-site without discharging to road reserve must be submitted and approved prior to issue of plumbing permit.
- B. That the following advice be included in the approval documentation, in addition to standard advice:
- It has been identified that the development associated with this permit is likely to create additional hydraulic loading on the existing wastewater system at this property. Please note that a report from a suitably qualified and licensed environmental consultant will be required at the plumbing permit stage, that acknowledges the likely additional loading on the wastewater system, where modifications to the existing system may be provided for, or a new wastewater system may be required. The report will need to be submitted with the plumbing permit.
- C. That the details and conclusions included in the Associated Report be recorded as the reasons for Council’s decision in respect of this matter.

/ Refer to Page 28 for Decision on this Item...

**PLANNING APPLICATION PDPLANPMTD-2023/039889 – 1 KELSON PLACE,  
ACTON PARK - ADDITIONS AND ALTERATIONS (SINGLE DWELLING) /contd...**

**Decision:**

**MOVED** Cr Hulme **SECONDED** Cr Kennedy

“That the Recommendation be adopted”.

**CARRIED UNANIMOUSLY**

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

**8. REPORTS OF OFFICERS**

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

Nil Items

**8.2 ASSET MANAGEMENT**

Nil Items.

**8.3 FINANCIAL MANAGEMENT**

Nil Items.

**8.4 GOVERNANCE****8.4.1 WASTE AND RESOURCE RECOVERY SERVICES POLICY 2024****EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to seek Council endorsement of the draft *Waste and Resource Recovery Services Policy 2024*. This policy will provide Council the framework to determine the minimum standards and requirements for kerbside collection services and assist with kerbside collection and other resource recovery services being provided across the City in an efficient, effective and sustainable manner.

**RELATION TO EXISTING POLICY/PLANS**

Council's Strategic Plan 2021-2031 and Sustainability Strategy are relevant. The Policy will replace some areas covered by the Services and Refuse By-Law No. 1 of 2014 which expired in April 2024.

**LEGISLATIVE REQUIREMENTS**

The *Local Government Act 1993* provides the authority for Council to set Service Rates and Charges for the collection and disposal of waste.

The *Waste and Resource Recovery Act 2022* determines the amount of landfill levy applicable per tonne of material disposed at landfill.

**CONSULTATION**

No community consultation has been undertaken on this matter. The draft policy was provided to councillors at a recent workshop for review and comment.

**FINANCIAL IMPLICATIONS**

Financial implications arising from this draft policy are in support of those set in the Rates and Charges Policy 2020, Clarence City Council Rating Resolution and Council's Fees and Charges (Non rates) Policy 2023.

**RECOMMENDATION:**

That Council endorses the Waste and Resource Recovery Policy 2024.

**Decision:** **MOVED** Cr Hunter **SECONDED** Cr Kennedy

“That the Recommendation be adopted”.

**CARRIED UNANIMOUSLY**

## 9. MOTIONS ON NOTICE

### 9.1 NOTICE OF MOTION – COUNCILLOR MULDER AFL TASMANIA HIGH PERFORMANCE CENTRE

In accordance with Notice given, it was:

<b>Decision:</b>	<b>MOVED</b> Cr Mulder <b>SECONDED</b> Cr Ritchie	
	“That Council:	
	A. Notes the results of the previous community consultation regarding the opportunity for Council to host an AFL High Performance Centre in Clarence.	
	B. Continues to support the principle of locating the Tasmania AFL Club Training and Administration Centre within the Rosny CBD area.	
	C. Authorises the CEO to submit an additional proposal for the AFL High Performance Centre to be located entirely on the site of the former golf course accommodating 2 ovals, training and administration buildings and associated infrastructure.	
	D. Enters into discussions at the earliest opportunity.”	
	<b>CARRIED</b>	
	<b>FOR</b>	<b>AGAINST</b>
	Cr Blomeley	Cr Darko
	Cr Chong	Cr Hunter
	Cr Goyne	Cr James
	Cr Hulme	Cr Walker
	Cr Kennedy	Cr Warren
	Cr Mulder	
	Cr Ritchie	

**9.2 NOTICE OF MOTION – COUNCILLOR RITCHIE  
HOUSING SUPPORT PROGRAM GRANT APPLICATION – CENTRAL  
LAUDERDALE INFRASTRUCTURE**

In accordance with Notice given, it was:

<b>Decision:</b>	<p><b>MOVED</b> Cr Ritchie <b>SECONDED</b> Cr Mulder</p> <p>“That Council:</p> <p>(a) Notes that the matter of potential urban development in central Lauderdale has been a long running issue for the local community and the Lauderdale Structure Plan 2011 was prepared to provide broad guidance for land use and development in Lauderdale.</p> <p>(b) Notes that the Lauderdale Urban Expansion Feasibility Study undertaken in 2016 by JMG provided advice that led Council to form a view that urban expansion in central Lauderdale was not financially viable and is a matter that cannot be resolved without financial assistance external to Council. The study identified the key limiting factor for growth in Lauderdale as inundation and drainage.</p> <p>(c) Notes the following reports were subsequently commissioned by the Clarence City Council and provided updated information detailing engineering design solutions to identified constraints:</p> <p style="padding-left: 40px;">(i) GHD Report – Roches Beach to Opossum Bay SSMP Final Report (May 2020)</p> <p style="padding-left: 40px;">(ii) GHD Report - North Terrace Development Preliminary Hydraulic Impact Assessment – Stage 3 Clarence City Council (11 October 2021)</p> <p>(d) Authorises the CEO to assess and (if eligible) apply for funding under Stream 2 of the Australian Government’s Housing Support Program (HSP) for eligible projects.</p> <p>(e) Ensures that Central Lauderdale is the priority project for grant funding application under Stream 2 of the Australian Government’s Housing Support Program if the eligibility criteria and applicable timeframes are met.</p>
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/ Decision contd on Page 35...

**NOTICE OF MOTION – COUNCILLOR RITCHIE  
HOUSING SUPPORT PROGRAM GRANT APPLICATION – CENTRAL LAUDERDALE  
INFRASTRUCTURE /Decision contd**

That any grant application for Central Lauderdale address the infrastructure issues currently acting as barriers to rezoning and the implementation of a new Structure Plan that would facilitate the construction of new housing on more than 55 hectares of land in central Lauderdale and that any funding application be focused upon (but not limited to):

- (i) The GHD reports listed above.
  - (ii) Consistency with the Urban Growth Boundary, the 30-Year Greater Hobart Plan and the Southern Tasmania Regional Land Use Strategy (STRLUS).
  - (iii) Compliance with the Urban Drainage Act 2013.
- (f) Time permitting, the CEO is authorised to organise a workshop to discuss any proposed application under Stream 2 of the Australian Government’s Housing Support Program.”

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

**FOR**

Cr Blomeley  
Cr Goyne  
Cr Mulder  
Cr Ritchie

**AGAINST**

Cr Chong  
Cr Darko  
Cr Hulme  
Cr Hunter  
Cr James  
Cr Kennedy  
Cr Walker  
Cr Warren

**10. COUNCILLORS' QUESTION TIME**

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

**10.1 QUESTIONS ON NOTICE**

(Seven days before an ordinary Meeting, a Councillor may give written notice to the Chief Executive Officer of a question in respect of which the Councillor seeks an answer at the meeting).

Nil.

**10.2 ANSWERS TO QUESTIONS ON NOTICE**

Nil.

**10.3 ANSWERS TO QUESTIONS WITHOUT NOTICE – PREVIOUS COUNCIL MEETING**

Cr Hulme

1. My question is in relation to the activities at 20 and 42 Scotts Road and we received questions without notice earlier in the meeting. The manager of the site has offered that we visit the site, and I did make a suggestion that we go as a group rather than take his time one on one. I was just wondering whether that might be something that officers could facilitate?

**ANSWER**

(Mayor) The CEO's office will send an email tomorrow seeking the level of interest from elected members.

(Further information) Spectran has been contacted and a time and date for councillors to attend the site is to be arranged.

2. Also in relation to Scotts Road, I believe that there is a lot of misunderstanding amongst residents of what Council's powers are in respect of this matter and in the briefings we have received it seems that our hands are very much tied. Do you think it would be advantageous to distribute a fact sheet to local residents to explain what happens at the site and what Council's powers are in relation to that?

**ANSWER**

Taken on notice.

(Further information) As previously advised, the site at 20 & 42 Scotts Road, Risdon Vale is subject to an application for a waste storage and reprocessing facility, which is a Level 2 Activity under the provisions of Schedule 2 of the *Environmental Management and Pollution Control Act 1994*. As such, the application was referred to the Environment Protection Authority (EPA) who are required to complete their assessment prior to Council determining the application. The EPA has advised the applicant that there are deficiencies in the application documentation which have to be corrected prior to proceeding.

However, as previously advised, Council is unable to undertake enforcement action under the *Land Use Planning and Approvals Act 1993* with regard to a matter that is, or may be, the subject of an Environmental Protection Notice.

Council has been advised that the EPA intend to issue an Environmental Protection Notice across both 20 & 42 Scotts Road, Risdon Vale, which will assist in progressing the Development Application by providing a clear outline of what is expected along with a timeframe. At this stage it is expected that the EPA will be assessing all activities on the site in a single assessment process. The Environmental Protection Notice will also provide clarity that the EPA is the lead agency with regard to environmental management on the site.

In the meantime, Council will continue to work closely with the EPA to assist in expediting this matter. In the interim, the EPA has confirmed that concerns over the activities on the site should be directed in the first instance to the EPA.

As there is a current application, which is subject to a legislative process, it would be inappropriate to issue a “fact sheet” to residents. Notification of formal advertising of any revised documentation, when lodged, will occur as required under legislation. Any relevant updates to this application will be distributed to Councillors via the briefing report.

Cr James

1. [A resident] contacted me today regarding the disgraceful state of the Rosny Bus Mall and the level of untidiness and amount of rubbish that seems to be accumulating there. I believe Council has the responsibility of maintaining and cleaning the mall and if so, could I have an indication of when that is done and how often that is done and the extent to which it is cleaned, on a daily or weekly basis?

**ANSWER**

Taken on notice.

(Further information) The schedule for the Bus Mall cleaning is seven days a week to do the following:

- Sweep kerb and gutter and footpath
- Clean Bus Shelters
- Spot clean daily (seats / glass)

In addition to the regular cleaning outlined above, the pavers are pressure cleaned twice a year. The next clean is currently being organised for completion prior to the end of this financial year, expected to be completed around late May.

2. My question relates to 20 and 42 Scotts Road. Currently it is level one and that is the responsibility of Council. Is Council in a position to be able to issue an infringement notice to abate a nuisance?

**ANSWER**

(Head of City Planning) (Inaudible)

(Further information) As identified above, Council has limited powers to undertake enforcement action under the *Land Use Planning and Approvals Act 1993* with regard to a matter that is, or may be, the subject of an Environmental Protection Notice.

However, this does not prevent Council's ability to abate nuisances under the *Local Government Act 1993*.

Environmental Infringement Notices and Environmental Protection Notices may also be issued under *Environmental Management and Pollution Control Act 1994* (EMPCA). However, the EPA has now confirmed that the EPA will be the lead agency with regard to environmental management on the site.

Cr Goyne

Are footpaths surveyed in the same manner as roads, because just recently I was attempting to walk through Rosny Bus Mall with a pram and there were parts that were almost impassable for me, and I would like to think that I am reasonably able bodied. So, how do we go about assessing the footpaths? Are they assessed in the same way as the roads and how do we make requests for upgrades on those?

**ANSWER**

(Acting Head of Infrastructure and Natural Assets) We do assess our footpaths and we use a similar process as for roads, but it is not done at the same time. The survey vehicle that came through in February was surveying roads and I believe the kerb and channel at the same time. We do have a separate condition survey that is done on footpaths, and I think that was done last year so about six to twelve months ago and that is done every three years and feeds into our ongoing renewal program for footpaths.

Cr Chong

1. In the Richmond Village play area we have closed the slide because the footings have rotted. Do we have any expectation of a date when that will be fixed and reopened?

**ANSWER**

(Acting Head of Infrastructure and Natural Assets) (inaudible)

(Further information) The play equipment items will be replaced on a like for like basis. The equipment items have been selected and we've received quotes for supply. They should be ordered by the end of the month with an 8 to 10 week lead time on supply. Once delivered, they will be installed by a contractor and works should be completed by early to mid-July 2024.

2. Someone mentioned to me that the Mothers' Day classic is on in May and it starts at the Bellerive Beach Park and in theory goes along the footpath towards Howrah. Will they be able to do that by the time we get to the middle of May because at the moment you cannot get through?

**ANSWER**

(Acting Head of Infrastructure and Natural Assets) (partly inaudible)

(Further information) Presuming that this is referring to the Beach Street stormwater project our understanding is that the current foreshore trail is still open and able to be used by the general public. If the path were to be closed, then a suitable alternative diversion would be put in place. The Mothers' Day Classic event will be highlighted with the contractor, for a work around similar to that for the Schools Triathlon Event in November/December 2023.

#### **10.4 QUESTIONS WITHOUT NOTICE**

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

Questions without notice and their answers will be recorded in the following Agenda.

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

The Chairman may require a question without notice to be put in writing. The Chairman, a Councillor or the Chief Executive Officer may decline to answer a question without notice.

## 11. CLOSED MEETING

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

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

### 11.1 APPLICATIONS FOR LEAVE OF ABSENCE

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

- applications by Councillors for a Leave of Absence.

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

<b>Decision:</b>	<p><b>PROCEDURAL MOTION</b>  <b>MOVED</b> Cr Chong <b>SECONDED</b> Cr Goyne</p> <p>“That the Meeting be closed to the public to consider Regulation 15 matters, and that members of the public be required to leave the meeting room”.</p> <p style="text-align: right;"><b>CARRIED UNANIMOUSLY</b></p>
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The Meeting closed at 9.24pm.