

Central Highlands Council

Minutes – ORDINARY MEETING – 17th September 2019

Minutes of an Open Ordinary Meeting of Central Highlands Council held at Hamilton Council Chambers, on Tuesday 17th September 2019, commencing at 9am.

1.0 **OPENING**

The Mayor advises the meeting and members of the public that Council Meetings, not including Closed Sessions, are audio recorded and published on Council's Website.

Mayor L Triffitt opened the meeting at 9.00am.

2.0 PRESENT

Mayor L Triffitt, Deputy Mayor J Allwright, Clr A Archer (arrived at 9.45am), Clr A Bailey, Clr S Bowden (arrived at 9.01am), Clr A Campbell, Clr R Cassidy, Clr J Honner, Mrs Lyn Eyles (General Manager), Mr Adam Wilson (Deputy General Manager, arrived at 10.03am) and Mrs Michaela Herbert (Minutes Secretary).

3.0 APOLOGIES

Clr J Poore (Leave of Absence)

4.0 PECUNIARY INTEREST DECLARATIONS

In accordance with Regulation 8 (7) of the Local Government (Meeting Procedures) Regulations 2015, the Mayor requests Councillors to indicate whether they or a close associate have, or are likely to have a pecuniary interest (any pecuniary or pecuniary detriment) or conflict of interest in any Item of the Agenda.

NIL

5.0 CLOSED SESSION OF THE MEETING

Regulation 15 (1) of the *Local Government (Meeting Procedures) Regulations 2015* states that at a meeting, a council by absolute majority, or a council committee by simple majority, may close a part of the meeting to the public for a reason specified in sub-regulation (2).

As per *Regulation 15 (1) of the Local Government (Meeting Procedures) Regulations 2015*, this motion requires an absolute majority

Moved: Clr R Cassidy

Seconded: Clr J Honner

THAT pursuant to *Regulation 15 (1) of the Local Government (Meeting Procedures) Regulations 2015*, Council, by absolute majority, close the meeting to the public to consider the following matters in Closed Session:

ltem Number	Matter	Local Government (Meeting Procedures) Regulations 2015
1	Confirmation of the Closed Session Minutes of the Meeting held on 20 August 2019	15 (2)(g) – information of a personal and confidential nature or information provided to Council on the condition it is kept confidential
2	Private and Confidential Correspondence	15 (2)(g) – information of a personal and confidential nature or information provided to Council on the condition it is kept confidential

3	Confidential Report from the General Manager	15 (2)(g) – information of a personal and confidential nature or information provided to Council on the condition it is kept confidential
4	Consideration of Matters for Disclosure to the Public	Regulation 15 (8) - While in a closed meeting, the Council, or Council Committee, is to consider whether any discussions, decisions, reports or documents relating to that closed meeting are to be kept confidential or released to the public, taking into account privacy and confidentiality issues

CARRIED BY ABSOLUTE MAJORITY

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FOR the Motion:

Mayor L Triffitt, Deputy Mayor J Allwright, Clr A Bailey, Clr S Bowden, Clr A Campbell, Clr R Cassidy and Clr J Honner.

Mrs Michaela Herbert left the meeting at 9.04am.

5.1 MOTION OUT OF CLOSED SESSION

Moved: Clr J Honner

Seconded: Deputy Mayor J Allwright

THAT the Council:

(1) Having met and dealt with its business formally move out of the closed session; and

(2) Resolved to report that it has determined the following:

Item Number	Matter	Outcome
1	Confirmation of the Closed Session Minutes of the Meeting held on 20 August 2019	Closed Session Minutes were confirmed
2	Private and Confidential Correspondence	The request from the Committee was considered
3	Confidential Report from the General Manager	Council noted the contents of the report
4	Consideration of Matters for Disclosure to the Public	Matters were considered

CARRIED BY ABSOLUTE MAJORITY

FOR the Motion:

Mayor L Triffitt, Deputy Mayor J Allwright, Clr A Archer, Clr A Bailey, Clr S Bowden, Clr A Campbell, Clr R Cassidy and Clr J Honner.

OPEN MEETING TO PUBLIC

The meeting opened to the public at 10.03am.

Mrs Michaela Herbert returned to the meeting at 10.03am. Mr Adam Wilson and Mr Ron Sonners entered the meeting at 10.03am

6.0 **DEPUTATIONS**

10.00 – 10.15 Ron Sonners – provided an update on the Anglican Parish of Hamilton and the sale of churches in the Municipality. He also discussed and thanked Council for the works that have been completed on Pelham Road.

Mr Ron Sonners left the meeting at 10.26am.

6.1 PUBLIC QUESTION TIME

NIL

7.0 MAYORAL COMMITMENTS

14 th August 2019	ABC Radio Interview Business of Council
15 th August 2019	Derwent Catchment Meeting Meeting regarding GP Services Bothwell Medical Centre Visit
16 th August 2019	Business of Council Meeting with Senator Clair Chandler
17 th August 2019	Business of Council Meeting with GP at Bothwell Medical Centre
18 th August 2019	Business of Council
19 th August 2019	Business of Council
th	State Growth Workshop
20 th August 2019	Ordinary Council Meeting
	Meeting with Ratepayers x2
ot	Meeting Engineers re Melton Intersection
21 st August 2019	Meeting with Brian Mitchell MP
- nd -	Meeting General Practice Plus
22 nd August 2019	Business of Council
23 rd August 2019	Business of Council
24 th August 2019	Business of Council
26 th August 2019	Bothwell District High School Book week judge
	Meeting with Minister Courtney
	Meeting with Councillors x 2
a_th	Meeting with Rate payers x 4
27 th August 2019 29 th August 2019	Business of Council
29 th August 2019	Business of Council
2 nd September 2019	Meeting regarding GP Services
	Teleconference regarding GP Services
	Meeting with GP
	Business of Council
3 rd September 2019	Meeting Tony Barnett Launceston
	Meeting Phil Edmondson PHT Launceston
6 th September 2019	Meeting with Minister Guy Barnett
9 th September 2019	ILU Meeting
10 th September 2019	Planning Committee Meeting
	Local Government Reform Workshop
	Emergency Management Plan Workshop
	Meeting with Ratepayer

NOTED

7.1 COUNCILLOR COMMITMENTS

Deputy Mayor J Allw	
20 th August 2019 10 th September 2019	Ordinary Council Meeting – Bothwell Planning Committee Meeting – Bothwell Local Government Legislation Reform Workshop – Bothwell Emergency Management Workshop – Bothwell
Clr A Bailey	
13 th August 2019	Planning Committee Meeting –Bothwell Aboriginal Heritage Workshop
20 th August 2019	21 st Century Council's Workshop Ordinary Council Meeting – Bothwell
26 th August 2019	Meeting with the Mayor
9 th September 2019	ILU Committee Meeting Meeting with Mayor
10 th September 2019	Planning Committee Meeting – Bothwell Local Government Legislation Reform Workshop – Bothwell
	Emergency Management Workshop – Bothwell
Cir A Campbell	
20 th August 2019 10 th September 2019	Ordinary Council Meeting – Bothwell Local Government Reform Workshop – Bothwell
	Emergency Management Plan Workshop – Bothwell
Clr R Cassidy	
13 th August 2019 19 th August 2019	Aboriginal Heritage Workshop Hamilton Council Chambers Road Safety Seminar
20 th August 2019 27 th August 2019	Ordinary Council Meeting – Bothwell Meeting with Mayor Triffitt
	Planning Committee Meeting - Local Government Legislation Review + Emergency
10 th September 2019	Management Plan Workshop Meeting with GM Lyn Eyles
17 th September 2019	Council Meeting
Clr J Honner 19 th August 2019	HATCH Mosting Bethwall
20 th August 2019	HATCH Meeting – Bothwell Ordinary Council Meeting – Bothwell
10 th September 2019	Local Government Reform Workshop – Bothwell

Emergency Management Plan Workshop – Bothwell

NOTED

7.2 GENERAL MANAGER'S COMMITMENTS

20 th August 2019	Council Meeting – Bothwell
	Meeting Engineers re Melton Intersection
21 st August 2019	Meeting Brian Mitchell
	Meeting General Practice Plus
26 th August 2019	Telephone Conference Mayor & Sarah Courtney
28 th August 2019	LG Legislation Review Consultation Hobart
2 nd September 2019	Meeting John Rallings
3 rd September 2019	Meeting Tony Barnett Launceston
	Meeting Phil Edmondson PHT Launceston
5 th September 2019	Meeting Paul Kempys SASS – Redress Scheme Support Scheme
9 th September 2019	ILU Committee Meeting
10 th September 2019	Planning Committee Meeting
	Council Workshop
11 th September 2019	Meeting Bothwell Rec Ground 7HOFM
16 th September 2019	Meeting John Tucker

NOTED

7.3 DEPUTY GENERAL MANAGER'S COMMITMENTS

21 st August 2019 23 rd August 2019	Meeting with Mr Attwater regarding Derwent Bridge DC fast charging site for electric vehicles Meeting with Mr Doran regarding Corumbene Service Mapping Project
28 th August 2019	Southern Region Social Recovery Committee Workshop - Social support measures in an
	emergency
2 ^{na} September 2019	Southern Region Social Recovery Committee Meeting
	Hunterston Road Bridge site inspection with Mr Noye Recovery Funding Coordinator
3 rd September 2019	Southern Cat Management Working Group Meeting
	Council Meeting – Hamilton

NOTED

8.0 NOTIFICATION OF COUNCIL WORKSHOPS HELD

Council Workshop – Local Government Legislation Reform – 10th September 2019

Emergency Management Workshop – 10th September 2019

NOTED

8.1 FUTURE WORKSHOPS

NIL

9.0 MAYORAL ANNOUNCEMENTS

The Mayor announced that there are ongoing meetings with different GP services in an effort for a continued GP Services at the Bothwell Medical Centre.

10.0 MINUTES

10.1 RECEIVAL DRAFT MINUTES ORDINARY MEETING

Moved: Clr R Cassidy

Seconded: Clr S Bowden

THAT the Draft Minutes of the Open Council Meeting of Council held on Tuesday 20th August 2019 be received.

CARRIED

FOR the Motion:

10.2 CONFIRMATION OF MINUTES ORDINARY MEETING

Moved: Clr J Honner

<u>Seconded</u>: Clr A Bailey

THAT the Minutes of the Open Council Meeting of Council held on Tuesday 20th August 2019 be confirmed.

CARRIED

FOR the Motion:

Mayor L Triffitt, Deputy Mayor J Allwright, Clr A Archer, Clr A Bailey, Clr S Bowden, Clr A Campbell, Clr R Cassidy and Clr J Honner.

10.3 RECIEVAL DRAFT MINUTES PLANNING COMMITTEE MEETING

Moved: Clr J Allwright

Seconded: Clr A Bailey

THAT the Draft Minutes of the Planning Committee Meeting held on Tuesday 10th September 2019 be received.

CARRIED

FOR the Motion:

Mayor L Triffitt, Deputy Mayor J Allwright, Clr A Archer, Clr A Bailey, Clr S Bowden, Clr A Campbell, Clr R Cassidy and Clr J Honner.

11.0 BUSINESS ARISING

14.1	Development & Environmental Services to lodge submission to the Tasmanian Planning Commission
14.2	Correspondence sent to applicant by Development & Environmental Services
14.3	Correspondence sent to applicant by Development & Environmental Services
14.4	Correspondence sent to applicant by Development & Environmental Services
14.5	Correspondence sent to applicant by Development & Environmental Services
14.6	Item deferred to September Ordinary Meeting of Council
14.8	Manager Development & Environmental Services to meet with Hydro Tasmania and report back on options.
14.9	Senior Administration Officer asked to change retailer to 1 st Energy for Bothwell and Hamilton offices
14.9	Manager Development & Environmental Services investigating opportunities to change existing lighting in Bothwell and Hamilton offices to high efficiency LED
14.10	Councillors to provide feedback to EHO for submission
14.11	Item referred to Bothwell Football Club and Community Centre Management Committee for recommendation.
14.12	Manager Development & Environmental Services investigating options to seal area around Bothwell Public Toilets and to report back to Council.
16.3	Item referred to Central Highlands Visitors Centre Management Committee
16.4	Correspondence sent by Deputy General Manager
16.5	Remitted remission
16.7	Manager Development & Environmental Services investigating costing options for temporary toilets
16.8	Remitted remission
16.9	Remitted remission
16.11	Development & Environmental Services to relocate PA system to Bothwell Football Club and Community Centre
16.13	Correspondence sent by Deputy General Manager
16.14	Item deferred to September Ordinary Meeting of Council
16.16	Comments received and report drafted for September Ordinary Meeting of Council
17.1	Remitted remission
17.2	Correspondence sent by General Manager
17.3	Correspondence sent by Works Manager to Hobart Wheelers Cycling Club
NOTED	

NOTED

CARRIED

12.0 DERWENT CATCHMENT PROJECT REPORT

<u>Moved</u>: Deputy Mayor J Allwright <u>Seconded</u>: Clr A Bailey

THAT the Derwent Catchment Project report be received.

FOR the Motion:

Mayor L Triffitt, Deputy Mayor J Allwright, Clr A Archer, Clr A Bailey, Clr S Bowden, Clr A Campbell, Clr R Cassidy and Clr J Honner.

13.0 FINANCE REPORT

Moved: Clr J Honner

Seconded: Clr R Cassidy

THAT the Finance Report be received.

CARRIED

CARRIED

FOR the Motion:

Mayor L Triffitt, Deputy Mayor J Allwright, Clr A Archer, Clr A Bailey, Clr S Bowden, Clr A Campbell, Clr R Cassidy and Clr J Honner.

Mr Graham Rogers (Manager of Development & Environmental Services) entered the meeting at 10.31am.

14.0 DEVELOPMENT & ENVIRONMENTAL SERVICES

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:

Moved: Clr R Cassidy

Seconded: Clr J Honner

THAT the Development & Environmental Services Report be received.

FOR the Motion:

Mayor L Triffitt, Deputy Mayor J Allwright, Clr A Archer, Clr A Bailey, Clr S Bowden, Clr A Campbell, Clr R Cassidy and Clr J Honner.

14.1 DA2019/56: SUBDIVISION – REORGANISATION OF BOUNDARIES – 2 TITLES: 'DUNROBIN' ELLENDALE ROAD, OUSE

Moved: Clr J Allwright

Seconded: Clr A Bailey

THAT in accordance with section 57 of the Land Use Planning and Approvals Act 1993 the Planning Authority **Approve** the Development Application DA2019/56 for subdivision (reorganisation of boundaries) at 'Dunrobin' CT164996/4 & CT169382/1 Ellendale Road, Ouse, subject to conditions in accordance with the Recommendation.

Recommended Conditions

General

1) The subdivision layout or development must be carried out substantially in accordance with the application for planning approval, the endorsed drawings and with the conditions of this permit and must not be altered or extended without the further written approval of Council.

Easements

 Easements must be created over all drains, pipelines, wayleaves and services in accordance with the requirements of the Council's General Manager. The cost of locating and creating the easements shall be at the subdivider's full cost.

Covenants

3) Covenants or other similar restrictive controls that conflict with any provisions or seek to prohibit any use provided within the planning scheme must not be included or otherwise imposed on the titles to the lots created by this permit, either by transfer, inclusion of such covenants in a Schedule of Easements or registration of any instrument creating such covenants with the Recorder of Titles, unless such covenants or controls are expressly authorised by the terms of this permit or the consent in writing of the Council's General Manager.

Services

4) The Subdivider must pay the cost of any alterations and/or reinstatement to existing services, Council infrastructure or private property incurred as a result of the proposed subdivision works. Any work required is to be specified or undertaken by the authority concerned.

Access

5) A vehicle access must be provided from the road carriageway to each lot. Accesses must be located and constructed in accordance with the IPWE Aust. (Tasmania Division) standard drawings, the approved Bushfire Hazard management Report and to the satisfaction of Council's General Manager.

Final plan

- 6) A final approved plan of survey and schedule of easements as necessary, together with one copy, must be submitted to Council for sealing. The final approved plan of survey must be substantially the same as the endorsed plan of subdivision and must be prepared in accordance with the requirements of the Recorder of Titles.
- 7) A fee of \$245.00, or as otherwise determined in accordance with Council's adopted fee schedule, must be paid to Council for the sealing of the final approved plan of survey.
- 8) All conditions of this permit, including either the completion of all works and maintenance or payment of security in accordance with this permit, must be satisfied before the Council seals the final plan of survey for each stage.
- 9) It is the subdivider's responsibility to notify Council in writing that the conditions of the permit have been satisfied and to arrange any required inspections.

The following advice applies to this permit:

- a) This permit does not imply that any other approval required under any other legislation has been granted.
- b) This planning approval shall lapse at the expiration of two (2) years from the date of the commencement of planning approval if the development for which the approval was given has not been substantially commenced. Where a planning approval for a development has lapsed, an application for renewal of a planning approval for that development shall be treated as a new application.

CARRIED

FOR the Motion:

14.2 DA2019/06: SUBDIVISION – 16 LOTS IN 6 STAGES: CT 27874/1 AND 6 BANNISTER ROAD, TODS CORNER

Moved: Clr R Cassidy

Seconded: Clr A Bailey

THAT in accordance with section 57 of the Land Use Planning and Approvals Act 1993 the Planning Authority **<u>Approve</u>** the Development Application DA2019/06 for subdivision of sixteen (16) lots in 6 stages at CT27874/1 & 6 Bannister Road, Tods Corner, subject to conditions in accordance with the Recommendation.

Recommended Conditions

General

- 1) The subdivision layout or development must be carried out substantially in accordance with the application for planning approval, the endorsed drawings and with the conditions of this permit and must not be altered or extended without the further written approval of Council.
- 2) This permit shall not take effect and must not be acted on until 15 days after the date of receipt of this permit unless, as the applicant and the only person with a right of appeal, you notify Council in writing that you propose to commence the use or development before this date, in accordance with Section 53 of the Land Use Planning and Approvals Act 1993.
- 3) The subdivision must be carried out in accordance with the Bushfire Hazard Report Lot 1 Bannister Road, Tods Corner Project #18028 v4 prepared by SEAM, dated 4 September 2019 (Bushfire Assessment Report).

Public open space

4) As insufficient provision has been made for recreational space, and having formed the opinion that such a provision should be made in respect of the proposal, Council requires that an amount equal to five percent (5%) of the unimproved value of Lots 2-16 must be provided as cash-in-lieu of public open space in accordance with the provisions of Section 117 of the Local Government (Building & Miscellaneous Provisions) Act 1993. The subdivider must obtain a valuation for the unimproved value of the subdivision from a registered Valuer and pay the applicable amount for lots in each stage prior to sealing of that stage.

Covenants

5) Covenants or other similar restrictive controls that conflict with any provisions or seek to prohibit any use provided within the planning scheme must not be included or otherwise imposed on the titles to the lots created by this permit, either by transfer, inclusion of such covenants in a Schedule of Easements or registration of any instrument creating such covenants with the Recorder of Titles, unless such covenants or controls are expressly authorised by the terms of this permit or the consent in writing of the Council's General Manager.

Easements

6) Easements must be created over all drains, pipelines, wayleaves and services in accordance with the requirements of the Council's General Manager. The cost of locating and creating the easements shall be at the subdivider's full cost.

Endorsements

7) The final plan of survey must be noted that Council cannot or will not provide a means of drainage to all lots shown on the plan of survey.

Transfer of reserves

8) All roads or footways must be shown as "Road" or "Footway" on the Final Plan of Survey and transferred to the Council by Memorandum of Transfer submitted with the Final Plan of Survey.

Final Plan

- 9) A final approved plan of survey and schedule of easements as necessary, must be submitted to Council for sealing for each stage. The final approved plan of survey must be substantially the same as the endorsed plan of subdivision and must be prepared in accordance with the requirements of the Recorder of Titles.
- 10) A fee of \$210.00, or as otherwise determined in accordance with Council's adopted fee schedule, must be paid to Council for the sealing of the final approved plan of survey for each stage.
- 11) All conditions of this permit must be satisfied before the Council seals the final plan. It is the subdivider's responsibility to arrange any required inspections and to advise Council in writing that the conditions of the permit have been satisfied. The final plan of survey will not be dealt with until this advice has been provided.
- 12) The subdivider must pay any Titles Office lodgment fees direct to the Recorder of Titles.

Engineering

- 13) The subdivision must be carried out in accordance with the *Central Highlands Council Subdivision Guidelines* 2012 (attached).
- 14) Engineering design drawings to the satisfaction of the Council's General Manager must be submitted to and approved by Council before development of the land commences.
- 15) Engineering design drawings are to be prepared by a qualified and experienced civil engineer, or other person approved by Council's General Manager, and must show -
 - (a) all existing and proposed services required by this permit;
 - (b) all existing and proposed roadwork required by this permit;
 - (c) measures to be taken to provide sight distance in accordance with the relevant standards of the planning scheme;
 - (d) measures to be taken to limit or control erosion and sedimentation;
 - (e) any other work required by this permit.
- 16) Approved engineering design drawings will remain valid for a period of 2 years from the date of approval of the engineering drawings.
- 17) The developer shall appoint a qualified and experienced Supervising Engineer (or company registered to provide civil engineering consultancy services) who will be required to certify completion of subdivision construction works. The appointed Supervising Engineer shall be the primary contact person on matters concerning the subdivision.

Property Services

- 18) Property services must be contained wholly within each lots served or an easement to the satisfaction of the Council's General Manager or responsible authority.
- 19) Wastewater disposal systems for each lot must be designed and provided in accordance with the recommendations of the Site Suitability Assessment Report Lot 1 Bannister Road, Tods Corner Project # 18028 prepared by SEAM, dated 21 December 2018.

Existing services

20) The Subdivider must pay the cost of any alterations and/or reinstatement to existing services, Council infrastructure or private property incurred as a result of the proposed subdivision works. Any work required is to be specified or undertaken by the authority concerned.

Telecommunications and electrical reticulation

- 21) Electrical and telecommunications services must be provided to each lot in accordance with the requirements of the responsible authority and to the satisfaction of Council's Municipal Engineer.
- 22) Prior to sealing the final plan of survey the developer must submit to Council:
 - An Exemption from the installation of fibre ready pit and pipe, a "Provisioning of Telecommunications Infrastructure – Confirmation of final payment" or "Certificate of Practical Completion of Developer's Activities" from Telstra or NBN Co.
 - Written evidence from TasNetworks confirming that all conditions of the Agreement between the Owner and authority have been complied with and that future lot owners will not be liable for network extension or upgrade costs, other than individual property connections at the time each lot is further developed.

Roads and Access

- 23) Roadworks and drainage must be constructed in accordance with the standard drawings prepared by the IPWE Aust. (Tasmania Division) and to the requirements of Council's General Manager.
- 24) The extension of Bannister Road must be constructed to include:
 - A minimum road reservation width of 18.0m;
 - Fully paved and drained carriageway;
 - a minimum overall carriageway width of 7.0m;
 - Cul-de-sac turning head with a minimum 12.0m outer radius;
 - Stormwater table drains; and
 - In accordance with the endorsed Bushfire Assessment Report.
- 25) Subdivision roads must be constructed to include:
 - A minimum road reservation width of 15.0m;
 - Fully paved and drained carriageway;
 - a minimum overall carriageway width of 7.0m;
 - Cul-de-sac turning head with a minimum 12.0m outer radius;
 - Stormwater table drains; and
 - In accordance with the endorsed Bushfire Assessment Report.

- 26) A vehicle access, with a minimum carriageway width of 4.0m, must be provided from the road carriageway to each Lot.
- 27) The vehicle accesses must be constructed in accordance with the standards shown on standard drawings TSD-R03-v1 Rural Roads Typical Property Access and TSD-R04-v1 Rural Roads Typical Driveway Profile prepared by the IPWE Aust. (Tasmania Division) and to the satisfaction of Council's General Manager.
- 28) The vehicular access for all internal lots must be constructed for the full length of the access strip, to the lot proper, and include:
 - 4.0 metre min. width carriageway
 - Constructed with a durable all weather pavement
 - Stormwater drainage; and
 - In accordance with Table In accordance with the endorsed Bushfire Management Planning Report.

Weed management

29) Prior to the carrying out of any works approved or required by this approval, the subdivider must provide a weed management plan detailing measures to be adopted to limit the spread of weeds listed in the Weed Management Act 1999 through imported soil or land disturbance by appropriate water management and machinery and vehicular hygiene to the satisfaction of Council's Municipal Engineer and of the Regional Weed Management Officer, Department of Primary Industries Water and Environment.

Natural Values Management

- 30) The Miena Cider Gums (*Eucalyptus gunnii divaricata*) identified on the site in the Natural Values Supplementary Assessment prepared by Jim Mulcahy PDA, dated 27 March 2019 must be retained on the site, unless approved otherwise under the applicable legislation.
- 31) Best practice methods must be adopted during construction of the subdivision to identify and protect the Miena Cider Gums, including root zone protection. A plan outlining the proposed protection management plan must be submitted with the engineering drawings prior to construction commencing.

Soil and Water Management

- 32) A soil and water management plan (here referred to as a 'SWMP') prepared in accordance with the guidelines Soil and Water Management on Building and Construction Sites, by the Derwent Estuary Programme and NRM South, must be approved by Council's General Manager before development of the land commences.
- 33) Temporary run-off, erosion and sediment controls must be installed in accordance with the approved SWMP and must be maintained at full operational capacity to the satisfaction of Council's General Manager until the land is effectively rehabilitated and stabilised after completion of the development.
- 34) The topsoil on any areas required to be disturbed must be stripped and stockpiled in an approved location shown on the detailed soil and water management plan for reuse in the rehabilitation of the site. Topsoil must not be removed from the site until the completion of all works unless approved otherwise by the Council's General Manager.
- 35) All disturbed surfaces on the land, except those set aside for roadways, footways and driveways, must be covered with top soil and, where appropriate, re-vegetated and stabilised to the satisfaction of the Council's General Manager.

Construction

- 36) The developer must provide not less than forty eight (48) hours written notice to Council's General Manager before commencing construction works on-site or within a council roadway.
- 37) The developer must provide not less than forty eight (48) hours written notice to Council's General Manager before reaching any stage of works requiring inspection by Council unless otherwise agreed by the Council's General Manager.

Construction amenity

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38) The development must only be carried out between the following hours unless otherwise approved by the Council's Manager Environment and Development Services:

 Monday to Friday 	7:00 AM to 6:00 PM
Saturday	8:00 AM to 6:00 PM
Sunday and State-wide public holidays	10:00 AM to 6:00 PM

- 39) All subdivision works associated with the development of the land must be carried out in such a manner so as not to unreasonably cause injury to, or unreasonably prejudice or affect the amenity, function and safety of any adjoining or adjacent land, and of any person therein or in the vicinity thereof, by reason of -
 - (a) Emission from activities or equipment related to the use or development, including noise and vibration, which can be detected by a person at the boundary with another property.
 - (b) Transport of materials, goods or commodities to or from the land.

- (c) Appearance of any building, works or materials.
- 40) Any accumulation of vegetation, building debris or other unwanted material must be disposed of by removal from the site in an approved manner. No burning of such materials on site will be permitted unless approved in writing by the Council's Municipal Engineer.
- 41) Public roadways or footpaths must not be used for the storage of any construction materials or wastes, for the loading/unloading of any vehicle or equipment; or for the carrying out of any work, process or tasks associated with the project during the construction period.

Maintenance and Defects Liability Period

- 42) Works required by this permit must be placed onto a twelve (12) month maintenance and defects liability period in accordance with Council Policy following the completion of the works in accordance with the approved engineering plans and permit conditions.
- 43) A bond clearly in excess of 5% of the value of works and no less than \$5000.00, must be submitted to Council at the commencement of the defect liability period or prior to sealing the final plan or survey, whichever is earliest. The bond will be returned at the expiration of the defect liability period if all works are maintained and repaired as necessary to the satisfaction of Council's General Manager.

THE FOLLOWING ADVICE APPLIES TO THIS PERMIT: -

- A. This permit does not imply that any other approval required under any other legislation or by-law has been granted.
- **B.** This planning approval shall lapse at the expiration of two (2) years from the date of the commencement of planning approval unless the development for which the approval was given has been substantially commenced or extension of time has been granted. Where a planning approval for a development has lapsed, an application for renewal of a planning approval for that development may be treated as a new application.
- **C.** This permit shall not take effect and must not be acted on until 15 days after the date of receipt of this permit unless, as the applicant and the only person with a right of appeal, you notify Council in writing that you propose to commence the use or development before this date, in accordance with Section 53 of the *Land Use Planning and Approvals Act 1993*.
- **D.** The owner is advised that an engineering plan assessment and inspection fee must be paid to Council in accordance with Council's fee schedule.
- E. All approved engineering design drawings will form part of this permit on and from the date of approval.

CARRIED

FOR the Motion:

Mayor L Triffitt, Deputy Mayor J Allwright, Clr A Archer, Clr A Bailey, Clr S Bowden, Clr A Campbell, Clr R Cassidy and Clr J Honner.

14.3 TEMPORARY BRONTE PARK AMENITIES

Moved: Clr J Honner

Seconded: Clr A Campbell

THAT Council install temporary toilets at Bronte Park for a period of four months at a cost of \$7,202.00 including GST.

CARRIED

FOR the Motion:

14.4 BOTHWELL CAMPING GROUND: REQUEST FOR LONG TERM STAY

Moved: Deputy Mayor J Allwright

THAT Council do not grant Mr Crosswell permission to stay long term at the Bothwell Caravan Park as per policy 2013-07 Council Camping Ground Facilities Policy.

Seconded: Clr R Cassidy

CARRIED

FOR the Motion:

Mayor L Triffitt, Deputy Mayor J Allwright, Clr A Archer, Clr A Bailey, Clr S Bowden, Clr A Campbell, Clr R Cassidy and Clr J Honner.

14.5 BOTHWELL CAMPING GROUND: REQUEST FOR LONG TERM STAY

Moved: Clr R Cassidy

Seconded: Clr A Campbell

THAT Council do not grant the family permission to stay long term at the Bothwell Caravan Park as per policy 2013-07 Council Camping Ground Facilities Policy.

CARRIED

CARRIED

FOR the Motion:

Mayor L Triffitt, Deputy Mayor J Allwright, Clr A Archer, Clr A Bailey, Clr S Bowden, Clr A Campbell, Clr R Cassidy and Clr J Honner.

14.6 WAYATINAH TOILET BLOCK

Moved: Clr J Honner

Seconded: Clr A Campbell

THAT Council proceed with the works with Hydro Tasmania to contribute 50% of the total cost.

FOR the Motion:

Mayor L Triffitt, Deputy Mayor J Allwright, Clr A Archer, Clr A Bailey, Clr S Bowden, Clr A Campbell, Clr R Cassidy and Clr J Honner.

14.7 DRAFT DOG CONTROL AMENDMENT BILL 2019

Moved: Clr R Cassidy

THAT all comments on the Draft Dog Control Amendment Bill 2019 be provided to the Manager DES by Friday 20th September 2019 to enable a response to be forwarded to LGAT.

CARRIED

FOR the Motion:

Mayor L Triffitt, Deputy Mayor J Allwright, Clr A Archer, Clr A Bailey, Clr S Bowden, Clr A Campbell, Clr R Cassidy and Clr J Honner.

Seconded: Clr J Honner

14.8 DRAFT DISASTER RESILIENCE STRATEGY

Moved: Clr J Honner

Seconded: Clr R Cassidy

THAT all comments on the Draft Disaster Resilience Strategy be provided to the Deputy General Manager and Manager of DES by Wednesday 25th September 2019 to enable a response to be prepared for LGAT and DPAC.

CARRIED

FOR the Motion:

Mayor L Triffitt, Deputy Mayor J Allwright, Clr A Archer, Clr A Bailey, Clr S Bowden, Clr A Campbell, Clr R Cassidy and Clr J Honner.

14.9 ENVIRONMENTAL LEGISLATION (MISCELLANEOUS AMENDMENTS) BILL 2019

Moved: Clr R Cassidy

Seconded: Clr A Bailey

THAT all comments on the Draft Environmental Legislation (Miscellaneous Amendments) Bill 2019 be provided to the Manager DES by Wednesday 2nd October 2019 to enable a response to be prepared.

CARRIED

FOR the Motion:

Mayor L Triffitt, Deputy Mayor J Allwright, Clr A Archer, Clr A Bailey, Clr S Bowden, Clr A Campbell, Clr R Cassidy and Clr J Honner.

14.10 DES BRIEFING REPORT

PLANNING PERMITS ISSUED UNDER DELEGATION

The following planning permits have been issued under delegation during the past month.

NO PERMIT REQUIRED

DA NO.	APPLICANT	LOCATION	PROPOSAL
2019 / 00060	N R Snare	Seals Road, Brandum	Garage
	Glenorchy Anglers	243 Bradys Lake Road,	
2019 / 00061	Club Inc	Bradys Lake	Carport

PERMITTED USE

DA NO.	APPLICANT	LOCATION	PROPOSAL
2019 / 00052	Ouse District School	6933 Lyell Highway, Ouse	Storage Shed
		(Part Of) 6927 Lyell Highway,	
2019 / 00051	Pda Surveyors	Ouse & 2 Cluny Street, Ouse	Boundary Adjustment

DISCRETIONARY USE

DA NO.	APPLICANT	LOCATION	PROPOSAL
2019 / 00042	Paul Miltenburg	6 William Street, Bothwell	Dwelling
	Clyde River Holdings		Deck Addition (Existing Visitor
2019 / 00050	Pty Ltd	1 Elizabeth Street, Bothwell	Accommodation Unit)

NOTED

CARRIED

CARRIED

Mr Jason Branch (manger of Works & Services) entered the meeting at 10.59am.

MOVE TO 17.0 SUPPLEMENTARY DES AGENDA ITEMS

Moved: Clr J Honner

<u>Seconded</u>: Clr R Cassidy

THAT Council move it item 17.0 SUPPLEMENTARY DES AGENDA ITEMS

FOR the Motion:

Mayor L Triffitt, Deputy Mayor J Allwright, Clr A Archer, Clr A Bailey, Clr S Bowden, Clr A Campbell, Clr R Cassidy and Clr J Honner.

17.1 LITTER AND DUMPING MANAGEMENT SYSTEM AND MEMORANDUM OF UNDERSTANDING

Moved: Clr A Campbell

Seconded: Clr J Honner

THAT Council's Environmental Health Officer review the information received and provide a report and recommendation to the October Ordinary Meeting of Council.

FOR the Motion:

Mayor L Triffitt, Deputy Mayor J Allwright, Clr A Archer, Clr A Bailey, Clr S Bowden, Clr A Campbell, Clr R Cassidy and Clr J Honner.

RESOLVED THAT Council move back to item 15.0 WORKS & SERVICES.

Mr Graham Rogers and Clr A Archer left the meeting at 11.01am.

15.0 WORKS & SERVICES

Moved: Clr R Cassidy

Seconded: Clr A Bailey

THAT the Works & Services Report be received.

FOR the Motion:

15.1 SNOW CLEARING WORLD FLY FISHING CHAMPIONSHIPS

Moved: Clr A Campbell

Seconded: Clr

THAT a letter be written to Mr Crosse and advise him that roads will be cleared of snow at the discretion of the Manager of Works and Services.

FOR the Motion:

Mayor L Triffitt, Deputy Mayor J Allwright, Clr A Bailey, Clr S Bowden, Clr A Campbell, Clr R Cassidy and Clr J Honner.

Clr A Archer returned to the meeting at 11.06am.

15.2 HAMILTON PARK PLAY EQUIPMENT

Moved: Clr J Honner

Seconded: Clr A Bailey

THAT Council purchase option one from Island Recreation.

CARRIED

FOR the Motion:

Mayor L Triffitt, Deputy Mayor J Allwright, Clr A Archer, Clr A Bailey, Clr S Bowden, Clr A Campbell, Clr R Cassidy and Clr J Honner.

Deputy Mayor J Allwright left the meeting at 11.11am. Mr Jason Branch left the meeting at 11.11am.

16.0 ADMINISTRATION

16.1 AFAC INDEPENDENT OPERATIONAL REVIEW, A REVIEW OF THE MANAGEMENT OF THE TASMANIAN FIRES OF DECEMBER 2018 – MARCH 2019

RESOLVED THAT Councillor A Archer draft a response for the Mayor to sign and send to the Tasmanian Government.

Deputy Mayor J Allwright returned to the meeting at 11.12am.

16.2 STATUTORY REVIEW OF THE ABORIGINAL HERITAGE ACT 1975

Moved: Clr J Honner

Seconded: Clr R Cassidy

THAT the General Manager lodge the following submission by the 20 September 2019:

- The Aboriginal Heritage Council should ideally include members from all Aboriginal Groups.
- That the definition for Relic in section 2 part 3 of the Act and definition of significance in section 2 part 8 of the Act, requires more detail, for example prioritisation of site and significance.
- The Act needs to ensure farmers understand what process is required if they find an Aboriginal 'relic' or significance site. Believe there is an issue with farming methods outlined in the Statutory Guidelines that deal with farming near significant Aboriginal sites.
- Cost to undertake Aboriginal survey of proposed development and land use sites are too high.
- Appeal process so that any future Aboriginal surveys are not required for future development applications needs to be a clear process.
- Aboriginal Heritage Assessment in Planning Authority decision-making process, to be included in CHC Local Provisions of our Planning Scheme. Need to link the Aboriginal Heritage Act / Statutory Guidelines with the Planning Scheme so it can be considered by the Planning Authority.
- Need to ensure Aboriginal ochre quarry sites and scarred trees sites are protected and recorded in the Aboriginal Heritage Tasmania Register. Buffer zones around Aboriginal quarry sites are important to protect sites.
- Need for a mapping system of all Aboriginal Heritage sites which is linked to the Aboriginal Heritage Tasmania Register. Understand that this was considered during the 2013 review
- That penalties in the Act should be increased to protect significant Aboriginal sites.
- The current legislation is weak in defining actual reprimands for when public destroy or disrupt Aboriginal heritage which can include midden sites of tools.
- The legislation does not currently identify any true punishment for those breaking the law. Therefore through the legislation, it should be stated that there will actually be follow-up of the punishment for breaking the law. At the moment people just get a slap on the wrist. An example: The stopping the sale of shell necklaces made by a white women on Cape Barren Island. Ignorance also needs to be absolutely detailed in the new legislation and that ignorance is not an excuse.
 - The legislation needs to be amended to protect Aboriginal heritage for the future.
 - Mapping Scheme for Central Highlands Council
 - Clearer process of Aboriginal artefacts, the prioritisation and land use
 - Commercial entities assessing land/dams etc
 - Punishment / penalties
 - Protecting sites
 - Protecting known sites and areas
 - Planning in Development Applications Aboriginals Heritage

Example: Central Highlands has scared trees, century's old practice. Widening the aboriginal heritage listed sites and take in the aboriginal landscapes which would mean defining 'boundary' around the landscape, buffer zone so that the Aboriginal landscape is protected as same as recognised is just as important as a Midden or Scarred tree.

CARRIED

FOR the Motion:

16.3 ECONOMIC AND COMMUNITY RECOVERY GRANT - BRONTE PARK COMMUNITY 'GET TOGETHER' MEETING, PICNIC, FAMILY AREA PROJECT

Moved: Clr J Honner

Seconded: Clr S Bowden

THAT Council approve the General Manager to sign the Grant Deed.

CARRIED

FOR the Motion:

Mayor L Triffitt, Deputy Mayor J Allwright, Clr A Archer, Clr A Bailey, Clr S Bowden, Clr A Campbell, Clr R Cassidy and Clr J Honner.

16.4 REQUEST FOR CENTRAL HIGHLANDS COMMUNITY CHURCH GRANTS

Moved: Clr A Archer

Seconded: Clr R Cassidy

THAT a grant of \$2500 is made to the maintenance of the five churches for maintenance only and that a prioritisation by the Hamilton Parish of how the funds are spent based upon the greater need of those churches that are unlikely to be sold by the Diocese. If the churches are not sold then the funds are to be spent equally over the five churches over a five year period.

CARRIED

FOR the Motion:

Mayor L Triffitt, Deputy Mayor J Allwright, Clr A Archer, Clr A Bailey, Clr S Bowden, Clr A Campbell, Clr R Cassidy and Clr J Honner.

16.5 REQUEST FOR CENTRAL HIGHLANDS COMMUNITY GRANT PROGRAM – COMMUNITY GARDEN OUSE

Moved: Clr J Honner

Seconded: Clr A Bailey

THAT a grant of \$435 be provided to the Central Highlands Community Health Centre for its Community Garden improvements.

CARRIED

FOR the Motion:

Mayor L Triffitt, Deputy Mayor J Allwright, Clr A Archer, Clr A Bailey, Clr S Bowden, Clr A Campbell, Clr R Cassidy and Clr J Honner.

16.6 REQUEST FOR CENTRAL HIGHLANDS COMMUNITY GRANT PROGRAM – OUSE AND HIGHLAND COMMUNITY ALIVE

Moved: Clr A Bailey

Seconded: Deputy Mayor J Allwright

THAT a grant of \$1000 be provided to the Ouse and Highland Community Alive Group that will allow them to provide a community Christmas children's party free of charge to all children in the Central Highlands.

CARRIED

FOR the Motion:

16.7 REQUEST FOR CENTRAL HIGHLANDS COMMUNITY GRANT PROGRAM – WESTERWAY PRIMARY SCHOOL, 100 YEAR ANNIVERSARY

Moved: Clr A Bailey

Seconded: Clr R Cassidy

THAT Council provide a community grant of \$1,000.00 towards the Westerway Primary School 100 Year Anniversary.

CARRIED 5/3

FOR the Motion:

Mayor L Triffitt, Clr A Bailey, Clr A Campbell, Clr R Cassidy and Clr J Honner.

AGAINST the Motion:

Deputy Mayor J Allwright, Clr A Archer and Clr S Bowden

16.8 DEPARTMENT OF EDUCATION – 2019 INTAKE AREA REVIEW

Moved: Clr J Honner

Seconded: Clr R Cassidy

THAT any feedback on the proposed intake area maps be provided to the Deputy General Manager by Monday the 23 September 2019 so the Deputy General Manager can lodge the public survey by the 27 September 2019.

CARRIED

FOR the Motion:

Mayor L Triffitt, Deputy Mayor J Allwright, Clr A Archer, Clr A Bailey, Clr S Bowden, Clr A Campbell, Clr R Cassidy and Clr J Honner.

16.9 ANNUAL END OF SCHOOL AWARDS

Moved: Deputy Mayor J Allwright Seconded: Clr J Honner

THAT Council make the following end of year awards:

- New Norfolk High School Central Highlands Continuing Education Bursary \$300
- Bothwell District High School Central Highlands Continuing Education Bursary \$300
- Glenora District High School Central Highlands Continuing Education Bursary \$300
- Ouse District Primary School Central Highlands Continuing Education Bursary \$300
- Westerway Primary School Central Highlands Continuing Education Bursary \$300
- Westerway Primary School Citizenship Award \$50
- Glenora District High School Citizenship Award \$50
- Ouse District Primary School Primary Value Award 2 Awards of \$50 each

CARRIED

FOR the Motion:

16.10 CAT MANAGEMENT AMENDMENT BILL 2019

Moved: Clr J Honner

Seconded: Clr R Cassidy

THAT any comments be provided to the Deputy General Manager by Friday the 27 September 2019, so that a submission can be lodged by the 4 October 2019.

CARRIED

CARRIED

FOR the Motion:

Mayor L Triffitt, Deputy Mayor J Allwright, Clr A Archer, Clr A Bailey, Clr S Bowden, Clr A Campbell, Clr R Cassidy and Clr J Honner.

16.11 AUSTRALIA DAY AWARDS 2020

Moved: Clr J Honner

Seconded: Clr A Campbell

THAT the Australia Day Awards 2020 be held in Ellendale.

FOR the Motion:

Mayor L Triffitt, Deputy Mayor J Allwright, Clr A Archer, Clr A Bailey, Clr S Bowden, Clr A Campbell, Clr R Cassidy and Clr J Honner.

16.12 4G/5G TELECOMMUNICATIONS

NOTED

16.13 DRAFT TASMANIAN DISASTER RESILIENCE STRATEGY 2020-2025

This item was discussed earlier in the meeting.

16.14 BOTHWELL FOOTBALL CLUB AND COMMUNITY CENTRE COMMITTEE

NOTED

16.15 COMMUNITY GRANT APPLICATION

Moved: Clr J Honner

Seconded: Clr S Bowden

THAT Council provide a community grant of \$2,000.00 towards the Bothwell Speed Shear.

CARRIED

FOR the Motion:

16.16 REQUEST FOR CONSIDERATION OF WAIVER OF FEES FOR CENTRE HIRE

Moved: Deputy Mayor J Allwright

THAT the Bothwell School Association be granted approval for the use of the Bothwell Football Club and Community Centre facilities on 18 October, 2019, chairs and tables from the Bothwell Hall and PA System at no cost but pay a

Seconded: Clr S Bowden

CARRIED

FOR the Motion:

\$250 refundable bond.

Mayor L Triffitt, Deputy Mayor J Allwright, Clr A Archer, Clr A Bailey, Clr S Bowden, Clr A Campbell, Clr R Cassidy and Clr J Honner.

MOVE TO SUPPLEMENTARY ADMINISTRATION AGENDA ITEMS

RESOLVED THAT Council move to item 18.1 SUPPLEMENTARY ADMINISTRATION AGENDA.

18.1 REQUEST FOR COMMUNITY GRANT- ELLENDALE HALL COMMITTEE

Moved: Clr A Campbell

<u>Seconded</u>: Deputy Mayor J Allwright

THAT a grant of \$785 be provided to the Ellendale Hall Committee to hold a family/community Christmas celebration on 14 December 2019.

CARRIED

FOR the Motion:

Mayor L Triffitt, Deputy Mayor J Allwright, Clr A Archer, Clr A Bailey, Clr S Bowden, Clr A Campbell, Clr R Cassidy and Clr J Honner.

19.0 CLOSURE

Mayor L Triffitt closed the meeting at 12.12pm.