



GEORGE TOWN COUNCIL CONFIRMED MINUTES

Minutes of the Ordinary Council Meeting
held on **Tuesday 22 August 2023**

in the Council Chambers,
16-18 Anne Street, George Town,

commenced at **1:00 pm.**

All documents presented, and recordings (audio) of this meeting are made available to the public in accordance with the Local Government Act 1993, and Local Government (Meeting Procedures) Regulations 2015.

The public are requested to pre-register if attending this meeting of Council.

Cheryl Hyde
ACTING GENERAL MANAGER

TABLE OF CONTENTS

| | | |
|-----------|--|-----------|
| 1 | PRESENT | 5 |
| 1.1 | Apologies And Leave Of Absence | 5 |
| 1.2 | In Attendance | 5 |
| 2 | CONFIRMATION OF MINUTES | 6 |
| 2.1 | Ordinary Council Meeting Held 25 July 2023 | 6 |
| 3 | LATE ITEMS | 7 |
| 4 | PUBLIC QUESTION TIME | 8 |
| 4.1 | Public Question Time Procedure | 8 |
| 4.2 | Public Questions On Notice | 9 |
| 4.3 | Public Question Time | 10 |
| 4.4 | Response To Questions From Previous Public Question Time | 11 |
| 5 | DECLARATIONS OF INTEREST | 12 |
| 6 | ACTING GENERAL MANAGER'S DECLARATION..... | 12 |
| 7 | PLANNING AUTHORITY | 13 |
| 7.1 | DA2023/58 - Visitor Accommodation - Six (6) Units & Coffee Stand - 193 Mount George Road, George Town..... | 13 |
| 7.2 | DA 2023/73 - Lot 15, Bush Haven, LULWORTH - Subdivision (2 Lots And Public Open Space) | 19 |
| 7.3 | DA 2022/109 - 2 Greenhythe Road, Hillwood - Extractive Industries (Intensification Of Existing Level 2 Quarry) | 23 |
| 8 | OFFICE OF ACTING GENERAL MANAGER..... | 26 |
| 8.1 | Council Workshops - July And August 2023 | 26 |
| 8.2 | Appointment Of Acting General Manager | 27 |
| 8.3 | Quarterly Report - Quarter 4 - 1 April - 30 June 2023 | 29 |
| 8.4 | NRM North Association 'Group A' Representation | 30 |
| 8.5 | Draft 2023/2024 Annual Plan | 31 |
| 9 | INFRASTRUCTURE AND DEVELOPMENT | 32 |
| 10 | CORPORATE AND COMMUNITY | 33 |

**George Town Council
2023 08 22 Ordinary Council Meeting
Confirmed Minutes**

| | |
|---|----|
| 10.1 Event Sponsorship Request - Weymouth Progress Association..... | 33 |
| 11 ORGANISATIONAL PERFORMANCE, STRATEGY & ENGAGEMENT..... | 34 |
| 12 MAYOR..... | 35 |
| 12.1 Matters Of Involvement - Mayor..... | 35 |
| 13 PETITIONS..... | 37 |
| 14 NOTICES OF MOTIONS | 38 |
| 14.1 Marguerite Street Property - Cr Lowe..... | 38 |
| 15 COUNCILLORS' QUESTIONS WITH OR WITHOUT NOTICE..... | 39 |
| 16 CLOSED MEETING..... | 40 |
| 16.1 Into Closed Meeting..... | 40 |
| 16.2 Out Of Closed Meeting | 40 |
| 17 CLOSURE | 41 |

George Town Council
2023 08 22 Ordinary Council Meeting
Confirmed Minutes

Meeting Commenced at 1:00 pm

Acknowledgement of Country

George Town Council acknowledges the palawa people from the litarimirina tribe from Port Dalrymple as the traditional custodians of the land.

We honour and give thanks for the caring of country, seas and skies of kinimathatakinta and surrounds.

We pay respect to the elders past, present and future for they hold the memories, traditions, culture and hope of pakana people in lutruwita.

AUDIO RECORDING OF COUNCIL MEETINGS

The public is advised that it is **Council Policy** to record the proceedings of meetings of Council on digital media to assist in the preparation of Minutes, and to clarify any queries relating to the Minutes that is raised during a subsequent meeting under the section "Confirmation of Minutes".

The recording does not replace the written Minutes and a transcript of the recording will not be prepared.

All meetings of the Council shall be digitally recorded as provided for by Regulation 33 of the Local Government (Meeting Procedures) Regulations 2015 except for the proceedings of meetings or parts of meetings closed to the public in accordance with Regulation 15(2).

In accordance with the requirements of Council's Audio Recording of Council Meetings Policy GTC 1, members of the public are not permitted to make audio recordings of Council meetings.

Council requests that members of the public pre-register to attend this meeting of Council.

All documents presented, and recordings (audio) of this meeting are made available to the public in accordance with the above Act and Notice, and the standard applicable provisions of the Local Government Act 1993, and Local Government (Meeting Procedures) Regulations 2015.

1 PRESENT

Mayor Cr Greg Kieser, Chairperson
Deputy Mayor Cr Greg Dawson
Cr Winston Archer
Cr Heather Barwick
Cr Tim Harris
Cr Simone Lowe
Cr Winston Mason

1.1 APOLOGIES AND LEAVE OF ABSENCE

Cr Heather Ashley
Cr Jason Orr
General Manager - Mr S. Power

1.2 IN ATTENDANCE

Acting General Manager - Mrs C. Hyde
Director Infrastructure & Development - Mr A McCarthy
Senior Executive Support and Governance Officer - Ms L Dickenson

2 CONFIRMATION OF MINUTES

2.1 ORDINARY COUNCIL MEETING HELD 25 JULY 2023

Minute No. 136/23

DECISION

Moved: Cr Harris

Seconded: Cr Mason

That the Minutes of Council's Ordinary Meeting held on 25 July 2023 numbered 119/23 to 129/23 and 135/23 as provided to Councillors be received and confirmed as a true record of proceedings.

VOTING

For: Cr Kieser, Cr Dawson, Cr Archer, Cr Barwick, Cr Harris, Cr Lowe and Cr Mason

Against: Nil

Abstained: Nil

CARRIED UNANIMOUSLY 7 / 0

A minute silence was held in commemoration of the ex-Councillors Cr George O'Sign and Cr John Hurst.

Cr Barwick requested that Confidential Agenda Item 2.1 be held in open Council meeting. The Chair advised that the report contains confidential information and will be held in closed Council meeting.

3 LATE ITEMS

Nil.

4 PUBLIC QUESTION TIME

4.1 PUBLIC QUESTION TIME PROCEDURE

[Refer to Minute No. 243/16. The period set aside for public question time will be at least 15 minutes. Questions given on notice will be addressed first. Once questions on notice have been addressed, persons who have registered their interest to ask a question will be called to do so in the order in which they have registered. Persons attending Council meetings will have the opportunity to register their interest to ask a question without notice prior to the commencement of the meeting. Council staff will be on hand to assist with this process.

Participants cannot ask more than 2 questions in a row with a maximum of 2 minutes per question. If a person has more than (2) questions, they will be placed at the 'end of the queue' and may, if time permits, ask their further questions once all other persons have had an opportunity to ask questions. Persons who have not registered their interest to ask a question will be given an opportunity to do so following all those who have registered. All questions must be directed to the Chairperson.

For further information on Council's Public Question Time Rules and Procedure, please refer to George Town Council Public Question Time Policy GTC13.

Questions asked and answers provided may be summarised in the Minutes of the meeting.

Council requests members of the public pre-register to attend this meeting of Council.

4.2 PUBLIC QUESTIONS ON NOTICE

Nil.

4.3 PUBLIC QUESTION TIME

Commenced at: 1.08 pm.

Concluded at: 1.08 pm.

Nil.

4.4 RESPONSE TO QUESTIONS FROM PREVIOUS PUBLIC QUESTION TIME

(Refer to Minute No. 425/00, which states in part, “that a copy of all written replies to questions from the Public Gallery be included in the following Council Agenda.”)

Nil.

5 DECLARATIONS OF INTEREST

Nil.

6 ACTING GENERAL MANAGER'S DECLARATION

I certify that with respect to all advice, information or recommendations provided to Council with this Agenda:

- the advice, information or recommendation is given by a person who has the qualifications or experience necessary to give such advice, information or recommendation; and
- where any advice is given directly to Council by a person who does not have the required qualifications of experience, that person has obtained and taken into account in that person's general advice, the advice from an appropriately qualified or experienced person.



Cheryl Hyde
ACTING GENERAL MANAGER

LOCAL GOVERNMENT ACT 1993 – SECTION 65

65. Qualified persons

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

7 PLANNING AUTHORITY

7.1 DA2023/58 - VISITOR ACCOMMODATION - SIX (6) UNITS & COFFEE STAND - 193 MOUNT GEORGE ROAD, GEORGE TOWN

REPORT AUTHOR: Senior Town Planner - Mr J. Simons
Town Planner - Mr A. Bowles

REPORT DATE: 15/08/2023

FILE NO: DA 2023/58

The Director Infrastructure and Development and Planner entered the meeting at 1.10 pm.

Minute No. 137/23

DECISION

Moved: Cr Harris
Seconded: Cr Mason

That the application for use and development, Visitor Accommodation - Six (6) Units & Coffee Stand at 193 Mount George Road, George Town (CT 156738/1) be **APPROVED** subject to the following conditions:

1. ENDORSED PLANS

The use and/or development must be carried out as shown on the endorsed plans and described in the endorsed documents:

- a. PMD Architecture & Design, job no. 18002, drawing no. DA. 01 to DA. 07 inclusive, revision 1, dated 10 July 2023;
- b. Hubble Traffic, Traffic Impact Assessment, "The George, Visitors Accommodation At Mount George, Georgetown", pages 1 to 28 inclusive, dated April 2023;
- c. Tasman Geotechnics, Site Classification Investigation, 193 Mount George Road, George Town, reference TG20055/1 – 01, dated 07 July 2023;

to the satisfaction of the Council, unless specifically provided for otherwise by condition of this permit. Any other proposed development and/or use will require a separate application to and assessment by Council.

2. TREE RETENTION PLAN

Prior to the commencement of works a detailed 'Tree Retention Plan' for the purposes of maintaining screening vegetation to the north-east, east and south-east of the development is to be submitted to the satisfaction of Council's Director Infrastructure and Development.

George Town Council
2023 08 22 Ordinary Council Meeting
Confirmed Minutes

The Plan is to be suitable for use by contractors or individuals undertaking the work and is to clearly show the following:

- a. Clearly delineate the location and extent of vegetation clearance required for bushfire hazard management areas; and
- b. Identify canopy trees and shrubs with a height greater than 2m, to be retained within the hazard management area for screening purposes.

Once received and approved, the plan will be endorsed and will form part of the planning permit.

The owner of the land may only remove or modify any of the trees recommended for retention upon receiving advice of an arborist or an accredited bushfire hazard practitioner and with the approvals from Council's Director Infrastructure and Development and any tree removed is to be replaced with a tree of similar species.

3. MARKING OUT

Prior to the commencement of works:

- a. the vegetation identified for retention in the Tree Retention Plan is to be clearly delineated on the ground by tape, marking paint or some other clear means.
- b. Once marked, the developer is to contact Council and the site is to be inspected by Council's Planning Officers to ensure adequate retention of screening vegetation to the satisfaction of Council's Director Infrastructure and Development.
- c. Once marked, the site is to be inspected by an accredited bushfire hazard assessor to ensure retained vegetation does not compromise bushfire hazard management areas.

No clearance of vegetation is to extend beyond the Bushfire Hazard Management Area indicated within the endorsed plans.

4. VEHICULAR CROSSOVER

Prior to the commencement of the use, the proposed vehicular crossover must be constructed in accordance with LGAT Standard Drawing (TSD-R03-v3 & TSD-R04-v3). All works must be carried out to the satisfaction of Council's Infrastructure Department.

Prior to undertaking any works within the Council road reserve, including the installation of the vehicle crossover, separate consent is required from Council as the relevant Road Authority. The developer must make application to Council for a Permit to Undertake Works in the Road Reserve using Council's designated form and obtain approval prior to the start of works. This work must be at the expense of the person responsible for the development.

5. ROAD PATCHING WORKS

Prior to the commencement of use, road repatching works are required within Council's road reserve, adjacent the existing driveway crossover. Works are to be conducted, ensuring that the cul-de-sac is in a satisfactory trafficable condition and any potholes or localised damage within the immediate area is filled or otherwise

remediated. All works are to be completed to the satisfaction of Council's Director Infrastructure and Development.

Prior to undertaking any works within the Council road reserve, including the installation of the vehicle crossover, separate consent is required from Council as the relevant Road Authority. The developer must make application to Council for a Permit to Undertake Works in the Road Reserve using Council's designated form and obtain approval prior to the start of works. This work must be at expense of the person responsible for the development.

6. SIGHT DISTANCES

Prior to the commencement of use, vegetation trimming works are required within Council's Mount George Road road reserve, in accordance with the endorsed Traffic Impact Assessment and the requirements of Council's Infrastructure Department. Ensuring that limbs, branches and low lying vegetation are trimmed or otherwise removed to improve sight distances at the access.

All works are to be completed to the satisfaction of Council's Director Infrastructure and Development.

Prior to undertaking any works within the Council road reserve, including vegetation removal, separate consent is required from Council as the relevant Road Authority. The developer must make application to Council for a Permit to Undertake Works in the Road Reserve using Council's designated form and obtain approval prior to the start of works. This work must be at expense of the person responsible for the development.

7. COLOUR

The external finished colour of the buildings is to be in accordance with the endorsed plans and remain in tones that blend with the landscape. Unless otherwise approved by Council's Director Infrastructure and Development.

8. LIGHTING

Prior to the commencement of works a site lighting plan is to be submitted to the satisfaction of Council's Director Infrastructure and Development for approval. The plan is to show:

- a. External lighting is to be ground based and baffled to minimise light pollution.
- b. External floodlighting is to be minimised, but where strictly necessary for safety, it is to be baffled and directed downwards toward the ground.
- c. Illuminated signage shown in the endorsed plans is to be baffled and is not to extend beyond the extent of the sign.

9. SHARED ACCESS

Prior to commencement of use, the access to the property is to be signposted with a 10km/h speed limit and a sign indicating shared carriage way for pedestrians, bicycles and vehicles.

10. CAR PARKING AND MANOUVERING AREAS

Prior to the commencement of use, the areas shown to be set aside for vehicle access and car parking must be:

- a. Designed and laid out in accordance with the endorsed plans; and
- b. All vehicle parking spaces are to include wheel stops and be clearly delineated by line marking or other means;

to the satisfaction of Council's Director Infrastructure and Development.

11. ACCESSIBLE PARKING

Prior to commencement of use, the accessible car parking space indicated within the endorsed plans is to be constructed to AS/NZ2890.6 – 2009 - Parking facilities – Off-street parking for people with disabilities, to the satisfaction of Council's Director Infrastructure and Development.

12. NO POLLUTED RUNOFF

No polluted and/or sediment laden runoff must be discharge directly or indirectly into Council's drains, watercourses or the foreshore during and after development.

13. DAMAGE TO PUBLIC INFRASTRUCTURE

Any damage to public infrastructure shall be repaired at the owners cost. If any repairs are necessary, they will be undertaken in accordance with the requirements and to the satisfaction of the Council's Director Infrastructure and Development.

Permit Notes

1. This permit was issued based on the proposal documents submitted for DA 2023/58. You should contact Council with any other use or development, as it may require the separate approval of Council. Council's planning staff can be contacted on 6382 8800.
2. Registration as a Food Business under the *Food Act 2003* may be required if it is intended for any food to be provided as part of the proposed business. Please contact Council's Environmental Health Officer on (6382 8800).
3. Registration as a Private Water Supplier under the *Public Health Act 1997* and the Tasmanian Drinking Water Quality Guidelines is required if any non – reticulated water (i.e. tank water) is provided as part of the business operation. The registration is required prior to commencement of the business operation. The registration is an annual requirement. Please contact Council's Environmental Health Officer on (6382 8800).
4. In accordance with the Section 44L of the *Electricity Supply Industry Act 1995*, the following information is to be forwarded to the applicant:
"Based on the information provided, the development is not likely to adversely affect TasNetworks' operations."

George Town Council
2023 08 22 Ordinary Council Meeting
Confirmed Minutes

The standard arrangements will apply for connection to the electricity network. For further information, please refer to TasNetworks' website: New electricity connections – TasNetworks”

5. This permit does not imply that any other approval required under any other by-law, covenant or legislation has been granted. The following additional approvals from Council may be required before construction commences:
 - a. Plumbing approval
 - b. Building approval

All enquiries should be directed to Council's Permit Authority, via 6382 8800.

6. This permit takes effect after:
 - i. the 14 day appeal period expires; or
 - ii. any appeal to the Tasmanian Civil and Administrative Tribunal is abandoned or determined; or
 - iii. any agreement that is required by this permit pursuant to Part V of the *Land Use Planning and Approvals Act 1993* is executed; or any other required approvals under this or any other Act are granted.
7. A planning appeal may be instituted by lodging a notice of appeal with the Tasmanian Civil & Administrative Tribunal. A planning appeal may be instituted within 14 days of the date the Corporation serves notice of the decision on the applicant. For more information see the Tasmanian Civil & Administrative Tribunal website www.tascat.tas.gov.au.
8. This permit is valid for two (2) years only from the date of approval and will thereafter lapse if the development is not substantially commenced. An extension may be granted at Council's discretion if a request is received within six (6) months of the expiration.
9. In accordance with the legislation, all permits issued by the permit authority are public documents. Members of the public will be able to view this permit (which includes the endorsed documents) on request, at the Council Office.
10. It is the responsibility of the applicant to ensure that they are acting in accordance with any Section 71 (Part 5) Agreement or Covenant registered to the title. These matters are not taken into account as part of an assessment against the planning scheme. A permit issued under the *Land Use Planning and Approvals Act 1993* does not undermine or absolve any individual from any obligation imposed by such agreements. The obligations and risks associated with Section 71 (Part 5) Agreements and Covenants should be discussed with a solicitor.
11. If any Aboriginal relics are uncovered during works:
 - a. All works are to cease within a delineated area sufficient to protect the unearthed and other possible relics from destruction,

George Town Council
2023 08 22 Ordinary Council Meeting
Confirmed Minutes

- b. The presence of a relic is to be reported to Aboriginal Heritage Tasmania Phone: (03) 6233 6613 or 1300 135 513 (ask for Aboriginal Heritage Tasmania) Fax: (03) 6233 5555 Email: aboriginal@heritage.tas.gov.au; and
- c. The relevant approval processes will apply with state and federal government agencies.

12. The applicant is requested to remove any planning advertising signs from the property boundary, and to dispose of it in a thoughtful and sustainable manner.

VOTING

For: Cr Kieser, Cr Dawson, Cr Archer, Cr Barwick, Cr Harris, Cr Lowe and Cr Mason

Against: Nil

Abstained: Nil

CARRIED UNANIMOUSLY 7 / 0

George Town Council
2023 08 22 Ordinary Council Meeting
Confirmed Minutes

7.2 DA 2023/73 - LOT 15, BUSH HAVEN, LULWORTH - SUBDIVISION (2 LOTS AND PUBLIC OPEN SPACE)

REPORT AUTHOR: Statutory Town Planner - Mr J. Simons
REPORT DATE: 25/07/2023
FILE NO: DA 2023/73

Minute No. 138/23

DECISION

Moved: Cr Dawson
Seconded: Cr Archer

That the application for use and development, Subdivision (2 Lots and Public Open Space) at Lot 15 Bush Haven, Lulworth (CT 49450/15) be **APPROVED** subject to the following conditions:

1. ENDORSED PLANS

The use and/or development must be carried out as shown on the endorsed plans and described in the endorsed documents:

- a. 6ty⁰, Project No. 21.077, Drawing No. P02, Rev B. dated 22/05/2023;
- b. 6ty⁰, Project No. 21.077, Planning Compliance Assessment, 19/06/2023;
- c. JD Consulting, Onsite Waste Water Assessment, dated 23/05/2023;
- d. Rebecca Green and Associates, Bushfire Hazard Assessment Report and Bushfire Hazard Management Plan, Job No. RGA-B2289, dated 24/05/2023;

to the satisfaction of the Council, unless specifically provided for otherwise by condition of this permit. Any other proposed development and/or use will require a separate application to and assessment by the Council.

2. DRIVEWAY CROSSOVERS

Prior to the sealing of the Final Plan, the driveway crossovers servicing each lot are to be constructed and sealed in accordance with the endorsed plans, Tasmanian Standard Drawing TSD R03-v2 and TSD R04-v2 and to the satisfaction of Council's Director Infrastructure and Development.

Prior to undertaking any works within the road reserve, the developer must make application to Council for a road opening permit using Council designated form and obtain Council's written approval. All these works must be at the expense of the person responsible for the development.

3. SAFE SIGHT DISTANCES

Prior to the sealing of the Final Plan, the developer must undertake minor vegetation management adjacent to the Lot 60 access to achieve safe sight distances to the satisfaction of Council's Director Infrastructure and Development.

Vegetation removal is to be limited to the extent reasonably required to achieve safe sight distances.

4. COVENANTS ON SUBDIVISIONS

Covenants or similar restrictive controls must not be included on or otherwise imposed on the titles to the lots created by the subdivision permitted by this permit unless:

- a) such covenants or controls are expressly authorised by the terms of this permit; or
- b) such covenants or similar controls are expressly authorised by the consent in writing of the Council.

See Note 7 for further information relating to covenants.

5. NO POLLUTED RUNOFF

No polluted and/or sediment laden runoff must be discharge directly or indirectly into Council's drains, watercourses or the foreshore during and after development.

6. DAMAGE TO PUBLIC INFRASTRUCTURE

Any damage to public infrastructure shall be repaired at the owners cost. If any repairs are necessary, they will be undertaken in accordance with the requirements and to the satisfaction of Council's Director Infrastructure and Development.

7. CONVEYANCE OF PUBLIC OPEN SPACE

On sealing of the final plan of survey the public open space lot identified on the plan of subdivision must be conveyed to the Council and the lot issued directly in the name of George Town Council. All costs involved in this procedure must be met by the developer.

Permit Notes

1. This permit was issued based on the proposal documents submitted for DA 2023/73. You should contact Council with any other use or development, as it may require the separate approval of Council. Council's planning staff can be contacted on 6382 8800.
2. This permit does not imply that any other approval required under any other by-law, covenant or legislation has been granted. The following additional approvals from Council may be required before construction commences:
 - a. Plumbing approval
 - b. Building approval

George Town Council
2023 08 22 Ordinary Council Meeting
Confirmed Minutes

- c. Approval to undertake work in the road reserve.

All enquiries should be directed to Council's Permit Authority, via 6382 8800.

- 3. This permit takes effect after:
 - i. the 14 day appeal period expires; or
 - ii. any appeal to the Tasmanian Civil and Administrative Tribunal is abandoned or determined; or.
 - iii. any agreement that is required by this permit pursuant to Part V of the *Land Use Planning and Approvals Act 1993* is executed; or any other required approvals under this or any other Act are granted.
- 4. A planning appeal may be instituted by lodging a notice of appeal with the Tasmanian Civil & Administrative Tribunal. A planning appeal may be instituted within 14 days of the date the Corporation serves notice of the decision on the applicant. For more information see the Tasmanian Civil & Administrative Tribunal website www.tascat.tas.gov.au.
- 5. This permit is valid for two (2) years only from the date of approval and will thereafter lapse if the development is not substantially commenced. An extension may be granted at Council's discretion if a request is received within six (6) months of the expiration.
- 6. In accordance with the legislation, all permits issued by the permit authority are public documents. Members of the public will be able to view this permit (which includes the endorsed documents) on request, at the Council Office.
- 7. It is the responsibility of the applicant to ensure that they are acting in accordance with any Section 71 (Part 5) Agreement or Covenant registered to the title. These matters are not taken into account as part of an assessment against the planning scheme. A permit issued under the *Land Use Planning and Approvals Act 1993* does not undermine or absolve any individual from any obligation imposed by such agreements. The obligations and risks associated with Section 71 (Part 5) Agreements and Covenants should be discussed with a solicitor. In this case it is noted that the proposed residential lots will be burdened with a right of footway in favour of other lot owners in the subdivision. It is strongly recommended that the owner take steps to amend the sealed plan prior to undertaking any further work.
- 8. If any Aboriginal relics are uncovered during works:
 - a. All works are to cease within a delineated area sufficient to protect the unearthed and other possible relics from destruction,
 - b. The presence of a relic is to be reported to Aboriginal Heritage Tasmania Phone: (03) 6233 6613 or 1300 135 513 (ask for Aboriginal Heritage Tasmania) Fax: (03) 6233 5555 Email: aboriginal@heritage.tas.gov.au; and
 - c. The relevant approval processes will apply with state and federal government agencies.

**George Town Council
2023 08 22 Ordinary Council Meeting
Confirmed Minutes**

The applicant is requested to remove any planning advertising signs from the property boundary, and to dispose of it in a thoughtful and sustainable manner.

VOTING

For: Cr Kieser, Cr Dawson, Cr Archer, Cr Barwick, Cr Harris, Cr Lowe and Cr Mason

Against: Nil

Abstained: Nil

CARRIED UNANIMOUSLY 7 / 0

George Town Council
2023 08 22 Ordinary Council Meeting
Confirmed Minutes

**7.3 DA 2022/109 - 2 GREENHYTHE ROAD, HILLWOOD - EXTRACTIVE INDUSTRIES
(INTENSIFICATION OF EXISTING LEVEL 2 QUARRY)**

| | |
|-----------------------|---------------------------------------|
| REPORT AUTHOR: | Statutory Town Planner - Mr J. Simons |
| REPORT DATE: | 15/08/2023 |
| FILE NO: | DA 2022/109 |

Minute No. 139/23

DECISION

Moved: Cr Dawson
Seconded: Cr Harris

That the application for use and development, Intensification of existing Level 2 Quarry at 2 Greenhythe Road, Hillwood (CT 175732/1, 175733/1, 175735/1 & 182487/1 (incorporating prior CTs 175732/1 and 152416/12)), adjoining road reserve - north of East Arm Road; be **APPROVED** subject to the following conditions:

1. ENDORSED PLANS

The use and/or development must be carried out as shown on the endorsed plans and described in the endorsed documents:

- a. East Arm Resources, Environmental Impact Report, pages 1 to 439 inclusive, dated 21 March 2023;

to the satisfaction of Council. Any other proposed development and/or use will require a separate application to and assessment by Council. In any instance where the provisions of the endorsed documents are in conflict with a specific condition of this planning permit or the Permit Part B, issued by the EPA, the conditions and Permit Part B prevail.

2. PARKING WITHIN TITLE BOUNDARIES

All staff and customer vehicles are to be parked within the boundaries of the site, no parking is permitted in the road reserve or between the property boundary and the public road.

3. ENVIRONMENT PROTECTION AUTHORITY CONDITIONS

The person responsible for the activity must comply with the conditions contained in Schedule 2 of Permit Part B, Environmental No. 11398 which the Board of the Environment Protection Authority (EPA) has required the Planning Authority to include in the permit, pursuant to Section 25 (5) of the Environmental Management and Pollution Control Act 1994 (see Permit Part B, attached).

4. NO POLLUTED RUNOFF

No polluted and/or sediment laden runoff must be discharge directly or indirectly into Council's drains, watercourses or the foreshore during and after development.

5. DAMAGE TO PUBLIC INFRASTRUCTURE

Any damage to public infrastructure shall be repaired at the owners cost. If any repairs are necessary, they will be undertaken in accordance with the requirements and to the satisfaction of the Manager of Infrastructure and Works.

Permit Notes

1. This permit was issued based on the proposal documents submitted for DA 2022/109. You should contact Council with any other use or development, as it may require the separate approval of Council. Councils planning staff can be contacted on 6382 8800.
2. It is the applicant's responsibility to make sure they have the proper consents/permits in place from the Department of State Growth prior to undertaking any works within the Batman Highway road reserve.
3. This permit does not imply that any other approval required under any other by-law, covenant or legislation has been granted. The following additional approvals from Council may be required before construction commences:
 - a. Plumbing approval
 - b. Building approval

All enquiries should be directed to Council's Permit Authority, via 6382 8800.

4. This permit takes effect after:
 - i. the 14 day appeal period expires; or
 - ii. any appeal to the Tasmanian Civil and Administrative Tribunal is abandoned or determined; or
 - iii. any agreement that is required by this permit pursuant to Part V of the *Land Use Planning and Approvals Act 1993* is executed; or any other required approvals under this or any other Act are granted.
5. A planning appeal may be instituted by lodging a notice of appeal with the Tasmanian Civil & Administrative Tribunal. A planning appeal may be instituted within 14 days of the date the Corporation serves notice of the decision on the applicant. For more information see the Tasmanian Civil & Administrative Tribunal website www.tascat.tas.gov.au.
6. This permit is valid for two (2) years only from the date of approval and will thereafter lapse if the development is not substantially commenced. An extension may be granted at Council's discretion if a request is received within 6 months of the expiration.
7. In accordance with the legislation, all permits issued by the permit authority are public documents. Members of the public will be able to view this permit (which includes the endorsed documents) on request, at the Council Office.

George Town Council
2023 08 22 Ordinary Council Meeting
Confirmed Minutes

8. It is the responsibility of the applicant to ensure that they are acting in accordance with any Section 71 (Part 5) Agreement or Covenant registered to the title. These matters are not taken into account as part of an assessment against the planning scheme. A permit issued under the *Land Use Planning and Approvals Act 1993* does not undermine or absolve any individual from any obligation imposed by such agreements. The obligations and risks associated with Section 71 (Part 5) Agreements and Covenants should be discussed with a solicitor.
9. If any Aboriginal relics are uncovered during works:
All works are to cease within a delineated area sufficient to protect the unearthed and other possible relics from destruction,

The presence of a relic is to be reported to Aboriginal Heritage Tasmania Phone: (03) 6233 6613 or 1300 135 513 (ask for Aboriginal Heritage Tasmania) Fax: (03) 6233 5555 Email: aboriginal@heritage.tas.gov.au; and

The relevant approval processes will apply with state and federal government agencies.
10. The applicant is requested to remove any planning advertising signs from the property boundary, and to dispose of it in a thoughtful and sustainable manner.

VOTING

For: Cr Kieser, Cr Dawson, Cr Archer, Cr Barwick, Cr Harris, Cr Lowe and Cr Mason
Against: Nil
Abstained: Nil

CARRIED UNANIMOUSLY 7 / 0

The Director Infrastructure and Development and Planner left the meeting at 1.18 pm.

8 OFFICE OF ACTING GENERAL MANAGER

8.1 COUNCIL WORKSHOPS - JULY AND AUGUST 2023

| | |
|-----------------------|--------------------------------------|
| REPORT AUTHOR: | Acting General Manager – Mrs C. Hyde |
| REPORT DATE: | 8 August 2023 |
| FILE NO: | 14.10 |

Minute No. 140/23

DECISION

Moved: Cr Mason
Seconded: Cr Dawson

That Council receives the report on the Council Workshops held on the 25 July and 8 August 2023.

VOTING

For: Cr Kieser, Cr Dawson, Cr Archer, Cr Barwick, Cr Harris, Cr Lowe and Cr Mason
Against: Nil
Abstained: Nil

CARRIED UNANIMOUSLY 7 / 0

**George Town Council
2023 08 22 Ordinary Council Meeting
Confirmed Minutes**

8.2 APPOINTMENT OF ACTING GENERAL MANAGER

| | |
|-----------------------|--|
| REPORT AUTHOR: | Acting General Manager – Mrs C. Hyde Mayor - Cr Greg Kieser |
| REPORT DATE: | 8 August 2023 |
| FILE NO: | 14.101 |

Minute No. 141/23

DECISION

Moved: Cr Barwick

Seconded: Cr Mason

Cr Barwick called a Point of Order against the Chair at 1.23 pm LG (MP)R 23(1) (b).

Cr Harris left the meeting at 1:26 pm.

Cr Harris returned to the meeting at 1:26 pm.

That Council:

1. Appoint Mr Andrew McCarthy as Acting General Manager in accordance with the requirements of Section 61B (2) (b) if:
 - (b) *the general manager is absent and the person appointed under subsection (4) is absent from duty or otherwise unavailable or unable to act in the office of general manager.*

VOTING

For: Cr Dawson, Cr Archer, Cr Barwick, Cr Lowe and Cr Mason

Against: Cr Kieser and Cr Harris

Abstained: Nil

CARRIED 5 / 2

**George Town Council
2023 08 22 Ordinary Council Meeting
Confirmed Minutes**

MOTION FROM THE FLOOR

Moved: Cr Barwick

Seconded: Cr Archer

That Councillors are to have all mobile phones turned off prior to the commencement of the Ordinary Council meeting.

Minute No. 142/23

Moved: Cr Dawson

Seconded: Cr Lowe

That Councillors are to have all mobile phones turned to silent prior to the commencement of the Ordinary Council meeting.

VOTING

For: Cr Kieser, Cr Dawson, Cr Archer, Cr Barwick, Cr Harris, Cr Lowe and Cr Mason

Against: Nil

Abstained: Nil

CARRIED UNANIMOUSLY 7 / 0

George Town Council
2023 08 22 Ordinary Council Meeting
Confirmed Minutes

8.3 QUARTERLY REPORT - QUARTER 4 - 1 APRIL - 30 JUNE 2023

| | |
|-----------------------|--------------------------------------|
| REPORT AUTHOR: | Acting General Manager - Mrs C. Hyde |
| REPORT DATE: | 17 August 2023 |
| FILE NO: | 14.21 |

Minute No. 143/23

DECISION

Moved: Cr Mason
Seconded: Cr Lowe

That Council:

1. Receive and notes Councils 4th quarter performance report 1st April – 30 June 2023.

Cr Archer requested clarification on WO 1882 - Bridges funding. Through the Chair, the General Manager took the question on notice.

VOTING

For: Cr Kieser, Cr Dawson, Cr Archer, Cr Harris, Cr Lowe and Cr Mason
Against: Cr Barwick
Abstained: Nil

CARRIED 6 / 1

Question from the Floor

Cr Barwick asked how long does it take to appoint a committee for the application to amend the sealed plan for Leads Avenue. It states in the quarterly report that the matter be deferred to the next Council meeting.

The Chair advised that the members of the Committee have been appointed and now awaiting a date and time to actually conduct the hearing.

Cr Barwick stated that she has not be told of the date and time.

The Chair called a Point of Order against Cr Barwick at 1.50 pm LG(MP) R 23(1)(b).

The Chair further explained that in the meeting that all Councillors would be participated in the Committee and the date is yet to be determined.

The Acting General Manager advised that this will be reviewed.

**George Town Council
2023 08 22 Ordinary Council Meeting
Confirmed Minutes**

8.4 NRM NORTH ASSOCIATION 'GROUP A' REPRESENTATION

| | |
|-----------------------|--------------------------------------|
| REPORT AUTHOR: | Acting General Manager - Mrs C. Hyde |
| REPORT DATE: | 16 August 2023 |
| FILE NO: | 14.35 |

Minute No. 144/23

DECISION

Moved: Cr Dawson
Seconded: Cr Mason

That Council:

1. Appoints Councillor Tim Harris as the George Town Council representative on the NRM North Association 'Group A' Representation at the 27 September 2023 Annual General Meeting.

VOTING

For: Cr Kieser, Cr Dawson, Cr Archer, Cr Barwick, Cr Harris, Cr Lowe and Cr Mason
Against: Nil
Abstained: Nil

CARRIED UNANIMOUSLY 7 / 0

**George Town Council
2023 08 22 Ordinary Council Meeting
Confirmed Minutes**

8.5 DRAFT 2023/2024 ANNUAL PLAN

| | |
|-----------------------|--------------------------------------|
| REPORT AUTHOR: | Acting General Manager – Mrs C. Hyde |
| REPORT DATE: | 17th August 2023 |
| FILE NO: | 17.4 |

Minute No. 145/23

DECISION

Moved: Cr Mason

Seconded: Cr Harris

That Council:

1. Adopts the 2023/2024 Annual Plan.

VOTING

For: Cr Kieser, Cr Dawson, Cr Archer, Cr Barwick, Cr Harris, Cr Lowe and Cr Mason

Against: Nil

Abstained: Nil

CARRIED UNANIMOUSLY 7 / 0

9 INFRASTRUCTURE AND DEVELOPMENT

Nil.

10 CORPORATE AND COMMUNITY

10.1 EVENT SPONSORSHIP REQUEST - WEYMOUTH PROGRESS ASSOCIATION

| | |
|-----------------------|-------------------------------------|
| REPORT AUTHOR: | Acting General Manager - Ms C. Hyde |
| REPORT DATE: | 3 August 2023 |
| FILE NO: | 23.9 |

DECISION

Moved: Cr Harris
Seconded: Cr Barwick

That Council not support the motion

*Cr Dawson left the meeting at 1:56 pm.
Cr Dawson returned to the meeting at 1:58 pm.*

VOTING

For: Cr Kieser, Cr Barwick and Cr Harris
Against: Cr Dawson, Cr Archer, Cr Lowe and Cr Mason
Abstained: Nil

LOST 3 / 4

Minute No. 146/23

Moved: Cr Archer
Seconded: Cr Mason

That Council:

1. Approve sponsorship funding of \$400.00 to the Weymouth Progress Association for their WPA Event to be held in November 2023.

VOTING

For: Cr Kieser, Cr Dawson, Cr Archer, Cr Barwick, Cr Lowe and Cr Mason
Against: Cr Harris
Abstained: Nil

CARRIED 6 / 1

11 ORGANISATIONAL PERFORMANCE, STRATEGY & ENGAGEMENT

Nil

**George Town Council
2023 08 22 Ordinary Council Meeting
Confirmed Minutes**

12 MAYOR

12.1 MATTERS OF INVOLVEMENT - MAYOR

REPORT DATE: 15 August 2023

FILE NO: 14.11

| Mayor Cr Greg Kieser | | |
|------------------------------------|----|---|
| <i>July</i> | 25 | Chaired Council Workshop |
| | 25 | Chaired Ordinary Council Meeting |
| | 26 | Attended George Town Neighbourhood House meeting |
| | 26 | LA FM interview |
| | 26 | Met with local developer |
| | 26 | Tamar FM interview |
| <i>August</i> | 1 | Met with Northern District Police Commander and Inspector |
| | 2 | Conducted Australian Citizenship Ceremony |
| | 2 | Attended Youth Advisory Group meeting |
| | 5 | Attended George Town vs Hillwood Seniors Football game |
| | 7 | Participated in UTas Panel for community project management |
| | 8 | Chaired Council Workshop |
| | 11 | Presented George Town Council's submission at Local Government Board – Tamar Valley Community Hearing |
| | 14 | Met with resident |
| | 14 | Met with resident |
| | 14 | Met with resident |
| | 14 | Met with resident |
| | 15 | Attended NTDC Board Meeting |
| Deputy Mayor Cr Greg Dawson | | |
| <i>August</i> | 11 | Attended the Local Government Board – Tamar Valley Community Hearing |

**George Town Council
2023 08 22 Ordinary Council Meeting
Confirmed Minutes**

Minute No. 147/23

DECISION

Moved: Cr Harris

Seconded: Cr Lowe

That the information report from the Mayor on Matters of Involvement be received and the information noted.

VOTING

For: Cr Kieser, Cr Dawson, Cr Archer, Cr Barwick, Cr Harris, Cr Lowe and Cr Mason

Against: Nil

Abstained: Nil

CARRIED UNANIMOUSLY 7 / 0

13 PETITIONS

Nil.

14 NOTICES OF MOTIONS

14.1 MARGUERITE STREET PROPERTY - CR LOWE

Moved: Cr Lowe

The Council should examine the capability and address any issues to guarantee continuous utilisation possibilities for the Marguerite Street property located within the Blue Gum Park facility.

Minute No. 148/23

DECISION

Moved: Cr Lowe

Seconded: Cr Dawson

The Council should examine the capability and address any issues to guarantee continuous utilisation possibilities for the Marguerite Street property located within the Blue Gum Park facility.

VOTING

For: Cr Kieser, Cr Dawson, Cr Archer, Cr Barwick, Cr Harris, Cr Lowe and Cr Mason

Against: Nil

Abstained: Nil

CARRIED UNANIMOUSLY 7 / 0

15 COUNCILLORS' QUESTIONS WITH OR WITHOUT NOTICE

Cr Barwick

Question from the floor.

- Q1. Cr Barwick advised that at the February Ordinary Council Meeting she had handed a petition to the General Manager from the ratepayer of the Den Road, Mr Joyce. At further workshops, I queried again on The Den Road. On Friday I was talking with a Council Officer and handed over the mobile phone number and was told that he would get a call on Monday 8 August 2023 by a qualified person. I received a phone call this morning from a disappointed Mr Joyce and that he has not received a phone call. The Mayor's assistant has been in contact with Mr Joyce.

The Chair received clarification from the Council Officers that the petition was outside the Local Government Act's requirements on petitions and has been dealt with as correspondence.

The Chair advised that the Council Officers will follow this matter up.

16 CLOSED MEETING

16.1 INTO CLOSED MEETING

Minute No. 149/23

DECISION

Moved: Cr Barwick

Seconded: Cr Dawson

That Council move into closed meeting at 2.27 pm to discuss the following items:

Agenda Item 16.2 Minutes of the Closed Ordinary Council Meeting held on 25 July 2023

As per the provisions of Regulation 34(6) of the Local Government (Meeting Procedures) Regulations 2015.

Agenda Item 16.3 Leave of Absence – Cr Heather Ashley

As per the provisions of Regulation 15(2)(h) of the Local Government (Meeting Procedures) Regulations 2015.

Agenda Item 16.4 RFT 02/23 ANZAC Drive Building Redevelopment

As per the provisions of Regulation 15(2)(d) of the Local Government (Meeting Procedures) Regulations 2015.

Agenda Item 16.5 Acting General Manager's Employment Schedule

As per the provisions of Regulation 15(2)(a) of the Local Government (Meeting Procedures) Regulations 2015.

Agenda Item 16.6 Employee Code of Conduct

As per the provisions of Regulation 15(2)(a) of the Local Government (Meeting Procedures) Regulations 2015.

VOTING

For: Cr Kieser, Cr Dawson, Cr Archer, Cr Barwick, Cr Harris, Cr Lowe and Cr Mason

Against: Nil

Abstained: Nil

CARRIED UNANIMOUSLY 7 / 0

The Chair advised that a short break will be held on the request of a Councillor at 2.27 pm for 10 minutes.

**George Town Council
2023 08 22 Ordinary Council Meeting
Confirmed Minutes**

Cr Barwick requested that her votes against Agenda Items 3.1 and 4.2 be recorded in the open minutes. The Chair agreed to the request.

17 CLOSURE

There being no further business, the meeting closed at 5.06 pm.

**Cr Greg Kieser
MAYOR**