

MINUTES OF A MEETING OF THE CLARENCE CITY COUNCIL HELD AT THE COUNCIL CHAMBERS, BLIGH STREET, ROSNY PARK, ON MONDAY 8 SEPTEMBER 2025

HOURL CALLED: 6.00pm

PRESENT: The meeting commenced at 6.02pm with the Mayor (Cr B A Blomeley) in the Chair and with Councillors:

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

1. APOLOGIES
H Chong (Leave of Absence)
J Walker

ORDER OF BUSINESS Items 1 – 11

IN ATTENDANCE
Chief Executive Officer
(Mr I Nelson)
Manager Engineering
(Ms A Moore)
Head of Community and Culture
(Ms T Cockburn)
Head of Strategic Development Communications and Engagement
(Ms G Wicks)
Chief Financial Officer
(Ms J Murrell)
Head of City Planning
(Mr D Marr)
Head of Regulatory Services
(Mr R Brennan)
Head of Governance
(Ms C Shea)
Executive Officer to the Chief Executive Officer
(Ms J Ellis)

The Meeting closed at 7.12pm.

COUNCIL MEETING
MONDAY 8 SEPTEMBER 2025

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1. ACKNOWLEDGEMENT OF COUNTRY

The Mayor:

- made the following statement:

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

I pay respect to Elders past and present.”

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

2. ATTENDANCE AND APOLOGIES

Refer to cover page.

3. DECLARATIONS OF INTERESTS OF COUNCILLORS OR CLOSE ASSOCIATE

In accordance with Regulation 10 of the Local Government (Meeting Procedures) Regulations 2025 and Council’s adopted Code of Conduct, the Mayor requests Councillors to indicate whether they have, or are likely to have a pecuniary interest (any pecuniary benefits or pecuniary detriment) or conflict of interest in any item on the Agenda.

INTEREST DECLARED

Nil

4. OMNIBUS ITEMS

4.1 CONFIRMATION OF MINUTES

RECOMMENDATION:

That the Minutes of the Council Meeting held on 18 August 2025, as circulated, be taken as read and confirmed.

Decision: **MOVED** Cr Kennedy **SECONDED** Cr Goyne

“That the Minutes of the Council Meeting held on 18 August 2025, as circulated, be taken as read and confirmed”.

CARRIED UNANIMOUSLY

4.2 MAYOR’S COMMUNICATION

The Mayor:

- advised of the 2025 Clarence Prize Official Opening and winner announcement which occurred on 6 September at the Rosny Barn. The 15 pieces on display represent the very best of Australian furniture design. The Mayor thanked the Head of Community and Culture and her team for delivering an outstanding event.
- reported on his attendance at the 2025 Australian Mayors Summit against Antisemitism at the invitation of the Gold Coast Mayor. The Mayor advised that his attendance, along with 300 local government and community leaders from around the country was to send a powerful message that the safety, dignity and inclusion of all residents including Jewish Australians is a shared responsibility.
- tabled a letter that he had written to Ms Courtney Beswick of the Clifton Beach Surf Life Saving Club congratulating her on being named Coach of the Year at the Surf Life Saving Tasmania Awards for Excellence.
- tabled a letter of thanks from Mr Brendan Rogers, President of the Lindisfarne Junior Football Club for Council’s installation of a new pedestrian access gate between Park Road and the Club facilities at ANZAC Park. The Mayor thanked the Head of Infrastructure and Natural Assets and his team for delivering the works.
- tabled a copy of a letter that he wrote to Mr John Bastick congratulating him on being awarded the “Tasmanian Shedder of the Year 2025” at the recent Tasmanian Men’s Shed Annual General Meeting. John was one of the inaugural Members of the Howrah Men’s Shed and has continued to play an active role over the past decade.
- reported on the Annual General Meeting of the South East Region Development Association (SERDA) which was held on 28 August. The Mayor advised that he continues as Vice President and that Mayor Rod MacDonald was re-elected as President. The Mayor also tabled a copy of the Association’s Strategic Plan 2025-2030 which was adopted following the Strategic Planning Workshop facilitated by KPMG.

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

21 August 2025	Civic Reception at Parliament House
22 August 2025	TasWater Director Shortlisting meeting
	Mr Andrew Lyden (President) - re Lauderdale Football Club
28 August 2025	SERDA Meeting
29 August 2025	2025 AFL Finals Launch Business luncheon
1 September 2025	Meeting with Kerry Scambler - SAPRA
3 - 5 September 2025	2025 Australian Mayors Summit Against Antisemitism, Gold Coast
6 September 2025	CWA Lindisfarne Father's Day event
	Hobart Malayali Association - Flagship Event- Onam 2025
	2025 Clarence Prize Official Opening & Winner Announcement Event
7 September 2025	NTSA Multicultural Football Tournament 2025
8 September 2025	AICD Essential Director Update
-	Launch of Crime Stoppers Week 2025

Deputy Mayor Allison Ritchie (on behalf of Mayor)

23 August 2025	Opening of new Hobart City Mission Op Shop in Howrah
29 August 2025	New security screening and terminal at Hobart Airport
30 August 2025	Annual Onam Celebration
3 September 2025	Guilford Young College 30th Anniversary celebrations

Councillor Wendy Kennedy (on behalf of Mayor)

31 August 2025	2025 Exhibition Opening at Rosny Barn
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Councillor Daniel Hulme (on behalf of Mayor)

5 September 2025	ON YOKU- A Fusion of Japanese Tradition & Contemporary Sound Event.
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4.3 COUNCIL WORKSHOPS

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

PURPOSE
DATE

Confidential Briefing

FOGO Cost Modelling, Opportunities and Implementation Pathways

Droughty Point Structure Plan Consultation

Draft Waverley Flora Park Reserve Management Plan Consultation

Cash Position – 30 June 2025

25 August

RECOMMENDATION:

That Council notes the workshops conducted.

Decision:

MOVED Cr Kennedy **SECONDED** Cr Goyne

“That the Recommendation be adopted”.

CARRIED UNANIMOUSLY

4.4. TABLING OF PETITIONS

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

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

Nil.

4.5 REPORTS FROM OUTSIDE BODIES

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

REPORTS FROM SINGLE AND JOINT AUTHORITIES

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

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

- **COPPING REFUSE DISPOSAL SITE JOINT AUTHORITY**

Representative: Cr James Walker

Quarterly Reports

The Copping Refuse Disposal Site Joint Authority has distributed its Quarterly Summary of its Meetings for the periods ending May 2025 and August 2025 (refer Attachments 1 and 2).

The Copping Refuse Disposal Site Joint Authority has also distributed its Quarterly Reports for the periods ending 31 March 2025 and 30 June 2025.

In accordance with Regulation 17 of the Local Government (Meeting Procedures) Regulations 2025 the Reports will be tabled in Closed Meeting.

Representative Reporting

- **TASWASTE SOUTH**

Representative: Cr Warren (Mayor's nominee)
Cr Hunter (Proxy)

- **TASWATER CORPORATION**

As a member of the TasWater Board Selection Committee, the Mayor advised that five candidates have been shortlisted with interviews to be conducted on 11 September and that he will provide an update in due course.

- **GREATER HOBART COMMITTEE**

REPORTS FROM COUNCIL AND SPECIAL COMMITTEES AND OTHER REPRESENTATIVE BODIES

The following minutes from Special Advisory Committees were provided for information.

- The Sustainability Advisory Committee dated 30 June 2025.

4.6 WEEKLY BRIEFING REPORTS

The Weekly Briefing Reports of 18 and 25 August and 1 September 2025 have been circulated to Councillors.

RECOMMENDATION:

That the information contained in the Weekly Briefing Reports of 18 and 25 August and 1 September 2025 be noted.

Decision: **MOVED** Cr Kennedy **SECONDED** Cr Goyne

“That the Recommendation be adopted”.

CARRIED UNANIMOUSLY

5. PUBLIC QUESTION TIME

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

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

5.1 PUBLIC QUESTIONS ON NOTICE

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

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

Mr Bradley Walker of Howrah gave notice of the following questions:

1. WEED MANAGEMENT - DEVELOPMENT RALEIGH COURT, HOWRAH

On 3rd March 2022, council were first alerted to a developers likely unpermitted works behind Raleigh Court, Howrah. These works did not appear to be done with any weed management efforts and has resulted in a huge amount of weeds, including serrated tussock growing on the site. These weeds have spread onto many adjacent residential properties, including my own, and also onto adjacent council and private owners land that holds a current conservation covenant and was basically serrated tussock free. Spring is upon us and these weeds are soon to spread further offsite. What measures have council taken since 3rd March 2022 to deal with this site.

2. HARD WASTE COLLECTION

The last hard waste collection Clarence City Council provided rate payers took place over summer period 2022/23. Can council provide the details of how many households used this service and the total cost to council to provide this last collection?

5.2 ANSWERS TO QUESTIONS ON NOTICE

The Chief Executive Officer provided the following responses to Mr Walker's questions at Item 5.1.

1. WEED MANAGEMENT - DEVELOPMENT RALEIGH COURT, HOWRAH

The works in question were undertaken in accordance with an approved Weed and Hygiene Management Plan for that stage of the development in 2020. Following review of audit reports, council accepted that the works were undertaken in accordance with the approved plan. Monitoring and follow-up control of several declared weeds (including serrated tussock) that have re-established on the site since that time, was not covered by the plan for those stages under the permit as it is a balance lot. It is instead the responsibility of the landowner under the *Biosecurity Act 2019* to manage declared weeds on their land. Council's Weeds Planning Officer has recently inspected the area in question and has provided notification to the owner to undertake primary control of the serrated tussock and other declared weeds that have established at the site. Council has received assurance from the owner that weed control works on the balance lot will be undertaken. Council will monitor the situation and manage any ongoing compliance under the *Biosecurity Act 2019* in accordance with our usual process for prioritisation and management of weeds on private land.

2. HARD WASTE COLLECTION

Accurate data on household participation was unable to be captured under the suburb by suburb hard waste collection model previously provided in Clarence. The 2022/23 program cost Council approximately \$800,000.

5.3 ANSWERS TO PREVIOUS QUESTIONS TAKEN ON NOTICE

Nil.

5.4 QUESTIONS WITHOUT NOTICE

Mr Bradley Walker of Howrah asked the following Question

CLARENCE MOUNTAIN BIKE PARK

Council opened the Clarence Mountain Bike Park in the Meehan Range in 2009. Since then council has maintained it and added significant infrastructure at this mountain bike park. It is my understanding that the majority of land at this mountain bike park is owned by the Department of State Growth and Parks and Wildlife. Can the council provide how much they have spent to date on this mountain bike park and how council calculate the community benefit and the return on this outlay?

ANSWER

The Mayor took the Question on notice.

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

6. DEPUTATIONS BY MEMBERS OF THE PUBLIC

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

Planning Application PDPLANPMTD-2025/051992 – 72 Esplanade, Rose Bay - Demolition and Two Multiple Dwellings

(Refer Item 7.2)

Dr Bruce Englefield addressed the meeting regarding the above matter.

7 PLANNING AUTHORITY MATTERS

In accordance with Regulation 29 (1) of the Local Government (Meeting Procedures) Regulations 2025, the Mayor advises that the Council intends to act as a Planning Authority under the Land Use Planning and Approvals Act 1993, to deal with the following items:

7.1 PLANNING SCHEME AMENDMENT – REZONE FROM RURAL ZONE TO GENERAL RESIDENTIAL ZONE - PDPSAMEND-2024/048229 – 21 MATIPO STREET, RISDON VALE**EXECUTIVE SUMMARY****PURPOSE**

In accordance with Section 40K of the *Land Use Planning and Approvals Act 1993* (LUPAA), the purpose of this report is to consider the representations received during the public exhibition period in relation to the proposed planning scheme amendment to rezone land at 21 Matipo Street, Risdon Vale, from Rural Zone to General Residential Zone.

RELATION TO PLANNING PROVISIONS

The subject site is within the Rural Zone and is subject to the Parking and Sustainable Transport, Natural Assets, Bushfire-Prone Areas, Flood-Prone Areas Hazard, Landslip Hazard, and Safeguarding of Airports Codes.

The amendment proposes to rezone the land to the General Residential Zone, with no changes proposed to the currently applied Codes.

LEGISLATIVE REQUIREMENTS

The application for rezoning was submitted to the Planning Authority for a decision in accordance with Section 37 of LUPAA. The certified amendment was advertised in accordance with Section 40G of LUPAA for a period of 28 days. Under the requirements of LUPAA, Council must now consider the merits of any representation received.

This report provides details of the representations received and the justification for the recommendations. Any alternative decision by Council will require a full statement of reasons in order to maintain the integrity of the Planning approval process and to comply with the requirements of the *Judicial Review Act 2000* and the *Local Government (Meeting Procedures) Regulations 2015*.

CONSULTATION

The proposed amendment was advertised in accordance with the statutory requirements and three representations were received. The representations raised the following issues:

- Existing flooding issues
- TasWater connections; and
- Indicative subdivision is inappropriate.

RECOMMENDATION:

- A. That Council, as the Planning Authority resolves, regarding draft amendment PDPSAMEND-2024/048229, that:
1. In accordance with section 40K(1) of the Land Use Planning and Approvals Act 1993, to provide this report and relevant attachments, including the submission of the Department of Natural Resources and Environment, to the Tasmanian Planning Commission, and

2. In accordance with section 40K(2)(a) of the Land Use Planning and Approvals Act 1993, to advise that three representations were received, including that of TasWater and Tasmania Fire Service, during the exhibition of the draft amendment and provide copies of the representations to the Tasmanian Planning Commission, and
 3. In accordance with section 40K(2)(b) of the Land Use Planning and Approvals Act 1993, advise the Tasmanian Planning Commission that no representations were received after the end of the exhibition period, and
 4. In accordance with sections 40K(2)(c)(i) and 40K(2)(c)(ii) of the Land Use Planning and Approvals Act 1993, advise the Tasmanian Planning Commission that the Planning Authority's opinion to the merits of each representation is contained in this report and that these representations do not warrant modification to the draft amendment, and
 5. In accordance with section 40K(2)(d) of the Land Use Planning and Approvals Act 1993, advise the Tasmanian Planning Commission that the Planning Authority is satisfied that the draft amendment of the LPS meets the LPS criteria and, in accordance with section 40K(2)(e), no other recommendations are warranted.
- B. That the details and conclusions included in the Associated Report be recorded as the reasons for Council's decision in respect of this matter.

Decision:	MOVED: Cr Mulder SECONDED: Cr Ritchie
"That the Recommendation be adopted".	
CARRIED UNANIMOUSLY	

7.2 PLANNING APPLICATION PDPLANPMTD-2025/051992 – 72 ESPLANADE, ROSE BAY - DEMOLITION AND TWO MULTIPLE DWELLINGS**EXECUTIVE SUMMARY****PURPOSE**

The purpose of this report is to consider the application made for Demolition and Two Multiple Dwellings at 72 Esplanade, Rose Bay.

RELATION TO PLANNING PROVISIONS

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

LEGISLATIVE REQUIREMENTS

The report on this item details the basis and reasons for the recommendation. Any alternative decision by Council will require a full statement of reasons in order to maintain the integrity of the Planning approval process and to comply with the requirements of the Judicial Review Act and the Local Government (Meeting Procedures) Regulations 2025.

Council is required to exercise a discretion within the statutory period which expires on 15 September 2025.

CONSULTATION

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

- Height, bulk and scale
- Privacy
- Obstructed views
- Overshadowing
- Accuracy of documentation
- Setback to frontage
- Street and neighbourhood character
- Increase of vehicle traffic
- Property value; and
- Sewerage system capacity.

RECOMMENDATION:

A. That the Planning Application for Demolition and Two Multiple Dwellings at 72 Esplanade, Rose Bay (CI Ref PDPLANPMTD-2025/051992) be approved subject to the following conditions and advice.

1. GEN AP1 – ENDORSED PLANS.
2. ENG A5 – SEALED CAR PARKING.

3. ENG A1 – NEW CROSSOVER.
 4. ENG M1 – DESIGNS DA.
 5. ENG M5 – EROSION CONTROL.
 6. ENG S1 – INFRASTRUCTURE REPAIR.
 7. All works must be undertaken generally in accordance with the Wetlands and Waterways Works Manual and Tasmanian Coastal Works Manual produced by the Tasmanian Department of Primary Industries, Parks, Water and the Environment.
 8. The development must be undertaken in accordance with the recommendations of the Flood Report prepared by Flussig Engineers, Dated 13 March 2025.
 9. The development must be undertaken in accordance with the recommendations of the Coastal Vulnerability Assessment by GES (GEO-Environmental Solutions), Dated 23 May 2025.
 10. The development must meet all required Conditions of Approval specified by TasWater notice dated 21/05/2025 (TWDA 2025/00462-CCC).
- B. That in addition to standard advice, the following advice be provided to the proponent:
- a. All plumbing works must comply with the Tasmanian Plumbing Code and Australian Standard 3500.
 - b. The proposed works are located within a mapped overland flow path and prone to flood. Please refer to Council's flood mapping system <https://www.ccc.tas.gov.au/flood-maps/> as such and in accordance with the requirements of the Building Act and Regulations, the finished floor level FFL of all habitable rooms must be 300mm or more above the designated flood level for that land. You should seek advice on this from your designer and building surveyor at the earliest possible opportunity.
 - c. A Building Surveyor is required to be engaged, to create and certify an Application for Building Approval.
 - d. A Form 6 Protection Works Notice may be required as proposed work appears to be on the boundary line, please consult your Building Surveyor to advise if necessary.

- e. All reasonable precautions to be undertaken to control and minimise dust, noise and any other environmental nuisance prior to and during demolition. A report to be provided to Council prior to demolition, to identify any hazardous materials eg asbestos, should they be found to be present on-site. (Contact Workplace Standards for further information in relation to asbestos). All relevant requirements and procedures to be undertaken to manage, handle and dispose of any hazardous materials should they be found to be present on-site.
- C. That the details and conclusions included in the Associated Report be recorded as the reasons for Council’s decision in respect of the matter.

Decision:	MOVED: Cr James
	<p>“A. That the Planning Application for Demolition and Two Multiple Dwellings at 72 Esplanade, Rose Bay (Cl Ref PDPLANPMTD-2025/051992) be refused for the following reasons:</p> <ol style="list-style-type: none"> 1. The proposal does not satisfy the Natural Assets Code, Clause 7.6.1 P1.1(j) 2. The proposal does not satisfy the Natural Assets Code, Clause 7.6.1 P1.1(h) 3. The proposal does not satisfy the Coastal Erosion Hazard Code, Clause C10.6.1 4. The proposal does not satisfy the Coastal Erosion Hazard Code, Clause C10.6.1 P1.2 <p>B. That the reasons for Council’s decision are contained in the associated report except in respect of the following:</p> <ol style="list-style-type: none"> 1. The performance standard under the Natural Assets Code, Clause 7.6.1 P1 .1 is not satisfied in that the building design of the proposed development does not avoid adverse impacts on natural assets as driveway works and front portion of proposed Unit 1 are located within the Coastal Protection Area overlay,

/Decision contd on Page 18...

**PLANNING APPLICATION PDPLANPMTD-2025/051992 – 72 ESPLANADE,
ROSE BAY - DEMOLITION AND TWO MULTIPLE DWELLINGS /Decision
contd...**

2. The performance standard under the Natural Assets Code, Clause 7.6.1 P1 .1 is not satisfied as the site contains an existing dwelling within the Coastal Protection Area and the proposed buildings and works are partially located within a Coastal Protection Area and can impact on natural values of the mapped protection area which is present along the front portion of the site.
3. The performance standard under the Coastal Erosion Hazard Code, Clause C10.6.1 P1.1 is not satisfied in that the proposal includes buildings and works partially within a High Coastal Hazard Area, and
4. The performance standard under the Coastal Erosion Hazard Code, Clause C10.6.1 P1.2 is not satisfied in that the proposed Unit 1 deck and footings are to be founded within the underlying bedrock and may cause or contribute to coastal erosion on adjacent land or public infrastructure”.

The **Motion LAPSED** for want of a **Seconder**

It was then:

MOVED: Cr Mulder **SECONDED:** Cr Hulme

“That the officer’s recommendation be adopted”.

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

FOR

Cr Hulme
Cr Hunter
Cr Ritchie

AGAINST

Cr Blomeley
Cr Darko
Cr James
Cr Kennedy
Cr Mulder
Cr Warren
Cr Goyne (Abstained)

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

8. REPORTS OF OFFICERS

8.1 DETERMINATION ON PETITIONS TABLED AT PREVIOUS COUNCIL MEETINGS
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Nil Items.

8.2 ASSET MANAGEMENT

Nil Items.

8.3 FINANCIAL MANAGEMENT

Nil Items.

8.4 GOVERNANCE

Nil Items.

9. MOTIONS ON NOTICE

Nil Items.

10. COUNCILLORS' QUESTION TIME

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

10.1 QUESTIONS ON NOTICE

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

Nil.

10.2 ANSWERS TO QUESTIONS ON NOTICE

Nil.

10.3 ANSWERS TO QUESTIONS WITHOUT NOTICE – PREVIOUS COUNCIL MEETING

Cr Hulme

In July 2023, Minister Jaensch wrote to the Chief Executive Officer in response to my motion on restrictive covenants that restricted people of particular financial circumstances from owning, living in properties or restricted them from public housing. It was a clear case of discrimination against people based on their financial circumstances. I did follow up with a question in March, I understand the Chief Executive Officer was going to get in touch with the Minister, I cannot remember if we heard back about that?

ANSWER

Taken on notice.

(Further information) Following Cr Hulme's motion on notice in 2023, the Chief Executive Officer wrote to the then Attorney-General regarding the matter and subsequently received a reply from Minister Jaensch as the Minister responsible for the Lands Titles Office at that time. The Minister advised that although it was not the role of the Lands Titles Office to determine whether a dealing is discriminatory in nature, he did support council's advocacy on the issue of restrictive covenants and was seeking advice on what measures might be taken to address the practice. The motion was also passed at the Local Government Association of Tasmania's General Meeting of 30 June 2023.

As no further advice was forthcoming, the Chief Executive Officer sought an update from Minister Jaensch in February 2024; however, no response has been received. The CEO has now written to the current Minister for Housing and Planning, the Hon Kerry Vincent, MLC and contacted the Local Government Association of Tasmania for an update.

Cr James

1. May we have an update on the Boulevard project and when a revised Development Application will be presented to Council?

ANSWER

(Head of City Planning) We don't know at this stage. We have had a meeting with them (Hunter Developments) and asked them to make an application and provide some more documentation following our workshop. To date that has not happened.

2. Mr Mayor, in response to your answer to me at the recent council meeting relating to the election for the LGAT Management Committee, you said that "I sought advice as the delegate for this council and exercised a longstanding convention and voted accordingly". It is my understanding that the longstanding convention has been that the delegate who is voting in this particular case followed Council's decision and voted in accordance with Council's decision?

ANSWER

(Mayor) Let me be very clear on this, Council nominated you, you were nominated as a candidate. I then exercised my right to make a determination with the candidates put in front of me. Just because you are nominated does not necessarily mean you receive the vote, so let me be very clear on that. And I sought advice from my predecessor, sought advice from the Chief Executive Officer. Let there be no doubt Cr James that everything was above board, you were nominated by this council, I was not directed to vote for you by this council

Cr Walker

- 1 My question relates to the Hobart City Council who own property in the City of Clarence and operate and undertake enterprises in the City of Clarence. Are they currently paying rates and should they not be why not and furthermore, what quantum of funds would we be foregoing on a normal rating basis if that is the case?

ANSWER

Taken on Notice.

(Further information) Hobart City council own two properties in Clarence - 9 Takari Place in Mornington and 99 Norla Street Tranmere.

The 9 Takari Place property is used as a nursery and office/training space. Under section 87(1e) of the *Local Government Act 1993*, an exemption of the general rate applies if "land or part of land is owned and occupied by a Council". However, service rates where applicable are levied. If the general rate did apply the general rate in 2025/26 would be in the order of \$7,000.00.

The 99 Norla Street property is a transmitter station. The land size is only 55 square metres. The site is currently exempt from the general rate in accordance with 87(1e) of the *Local Government Act 1993*. Service rates for stormwater also do not apply to this property due to the location. If the general rate did apply the general rate in 2025/26 would be in the order of \$585.00.

2. My question is regarding the motions successfully moved by Cr Hulme a couple of meetings ago relating to a right to information request for the information around the high performance centre. I imagine that request is in progress. One of the elements of that motion was us publishing our correspondence for a defined period of time. I am wondering if that is now up on our website or anywhere yet, or if there is a timeline for it?

ANSWER

Taken on Notice.

(Further information) To assist the Department of State Growth with its High Performance Centre site investigations, Council provided a Natural Values Assessment (2023) and an Interpreting Aboriginal Heritage (2019) report. Council officers also provided additional information on a weed it has been managing on both sites and information on its search for the sun orchid. These documents were provided to the Department of State Growth after council was advised it had been awarded preferred site status.

As advised following a question without notice from Councillor Walker at the council meeting of 24 February 2025, these reports could be provided to councillors upon request; however, council is not able to publish the Interpreting Aboriginal Heritage Report under the *Aboriginal Heritage Act 1975 (Tas.)*. Given that the RTI application to DSG is unresolved, the remaining documents provided by Council to DSG will be uploaded to council's website shortly.

Council has been advised by DSG that it has not yet finalised council's Right to Information application. Council is considering its options under the *Right to Information Act 2009 (Tas.)*.

Cr Goyne

1. Last meeting I asked a question in regard to the water quality report for the Lauderdale Canal. The answer as taken on notice was that the water quality report will be presented to council at the workshop on 25 August, followed by an update to the community on the council's Your say page. Does the update include the water quality report in full and if not, will it be available through a right to information, either to council or whoever conducted the water quality report?

ANSWER

(Head of Infrastructure) I think it is best to wait for the workshop next week, we will be providing council with an update on where we are with the negotiations with the Crown regarding the lease of the area and the results that we have received. We will be writing to the Crown regarding the recent meeting with the Chief Executive Officer and staff. The Crown haven't seen the water quality report and as we lease it from them, it is appropriate that they have received a copy of the report as well. There are a number of complexities with this, so once we have informed council of all these complexities at the workshop next week, we will be in a position on what information we can release to the public at that time.

(Further information) A workshop discussion on this item was held on 25 August 2025. Council is awaiting a response from the Department of Natural Resources and Environment Tasmania, to then inform council and consider opportunities to inform the community.

2. I initially put in a request around a coastal reserve activity plan in 2024 and I followed up this week, but I was provided with the information that the plans are for review; however, owing to priorities with several other reserve management plans needing updating or developing, a date has not been set for the review. The plan I am talking about is the Mortimer Bay Coastal Reserve Activity Plan which features quite heavily in the Coastal Access Strategy and the Mortimer Bay Plan was 2019-2023. Can I seek clarification on how many of these plans are currently due or overdue for an upgrade?

ANSWER

Taken on notice.

(Further information) Council's Reserve Activity/Managed Plans (RMPs) are listed on council's website (in the [Strategies, Policies and Plans](#) section). The Environment and Biodiversity Team are working through the list of 27 RMPs to update the plans based on strategic and natural values priorities. While 21 of these plans show end-dates in the past, many of their actions remain valid. Future plan updates will see several RMPs consolidated to reflect their close geographic locations and potential as wildlife corridors. Timeframes for review will also be consistent across all plans to span ten years instead of five. Following adoption of the updated Glebe Hill Bushland Reserve Management Plan this year, a further 17 plans are intended to be updated in the coming years, including Waverley Flora Park, which will soon be presented for community consultation.

10.4 QUESTIONS WITHOUT NOTICE

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

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

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

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

11. CLOSED MEETING

Regulation 17 of the Local Government (Meetings Procedures) Regulations 2025 provides that Council may consider certain sensitive matters in Closed Meeting.

The following matters were listed in the Closed Meeting section of the Council Agenda in accordance with Regulation 17 of the Local Government (Meeting Procedures) Regulations 2025.

- 11.1 APPLICATIONS FOR LEAVE OF ABSENCE
- 11.2 JOINT AUTHORITY MATTER
- 11.3 BELTANA BOWLS CLUB SYNTHETIC TURF RENEWAL
- 11.4 APPOINTMENT OF ACTING CHIEF EXECUTIVE OFFICER

In accordance with Regulation 17 of the Local Government (Meeting Procedures) Regulations 2025 the reports in the Closed Meeting section of the Council Agenda were dealt with on the grounds that the detail covered in the reports relates to:

- personnel matters;
- contracts and tenders for the supply of goods and services;
- information provided to the council on the condition it is kept confidential; and
- applications by Councillors for a Leave of Absence.

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

Decision:	<p>PROCEDURAL MOTION MOVED Cr Warren SECONDED Cr Goyne</p> <p>“That the Meeting be closed to the public to consider Regulation 17 matters, and that members of the public be required to leave the meeting room”.</p> <p style="text-align: right;">CARRIED UNANIMOUSLY</p>
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CLOSED MEETING /CONTD...

The following closed meeting motion has been authorised by Council for publication in the public minutes.

11.3 BELTANA BOWLS CLUB SYNTHETIC TURF RENEWAL**Decision:****MOVED:** Cr Ritchie **SECONDED:** Cr Hunter

- “A. That the quotation received from Berry Bowling Systems Pty Ltd in the sum of \$192,850.00 exclusive of GST be accepted for the quotation for the Beltana Bowls Club Synthetic Turf Renewal.
- B. That, in accordance with Regulation 40(3) of the Local Government (Meeting Procedures) Regulations 2025, Council authorises for release of the Council’s decision (only) in respect to this item to the general public via the open minutes of this meeting and for communication to relevant parties”.

CARRIED UNANIMOUSLY

The Meeting closed at 7.12pm.