
Minutes of an ordinary meeting of the Central Coast Council held in the Council Chamber at the Administration Centre, 19 King Edward Street, Ulverstone on Monday, 19 November 2018 commencing at 6.00pm.

Councillors attendance

Cr Jan Bonde (Mayor)
Cr John Beswick
Cr Cheryl Fuller
Cr Annette Overton
Cr Philip Viney

Cr Garry Carpenter (Deputy Mayor)
Cr Amanda Diprose
Cr Casey Hiscutt
Cr Tony van Rooyen

Employees attendance

General Manager (Ms Sandra Ayton)
Director Infrastructure Services (Mr John Kersnovski)
Director Organisational Services (Mr Bill Hutcheson)
Executive Services Officer (Mrs Lou Brooke)

Media attendance

The media was not represented.

Public attendance

Four members of the public attended during the course of the meeting.

Prayer

The meeting opened in prayer.

CONFIRMATION OF MINUTES OF THE COUNCIL

298/2018 Confirmation of minutes

The Executive Services Officer reported as follows:

“The minutes of the previous ordinary meeting of the Council held on 15 October 2018 have already been circulated. The minutes are required to be confirmed for their accuracy.

The *Local Government (Meeting Procedures) Regulations 2015* provide that in confirming the minutes of a meeting, debate is allowed only in respect of the accuracy of the minutes.”

- Cr Viney moved and Cr Diprose seconded, “That the minutes of the previous ordinary meeting of the Council held on 15 October 2018 be confirmed.”

Carried unanimously

COUNCIL WORKSHOPS

299/2018 Council workshops

The Executive Services Officer reported as follows:

“The following council workshops have been held since the last ordinary meeting of the Council.

- . 12.11.2018 – Councillors induction.

This information is provided for the purpose of record only.”

- Cr Diprose moved and Cr Fuller seconded, “That the Officer’s report be received.”

Carried unanimously

MAYOR’S COMMUNICATIONS

300/2018 Mayor’s communications

The Mayor reported as follows:

“I have no communications at this time.”

301/2018 Mayor's diary

The Mayor reported as follows:

"I have attended the following events and functions on behalf of the Council:

- . Cradle Coast Authority – Workshop re Future of the Cradle Coast Regional Tourism Organisation (Burnie)
- . Ulverstone Senior Citizens Club – Mayor's Cup/Bowls presentation
- . Radio community reports
- . Rotary Club of Ulverstone West – Health & Wellbeing Expo
- . Leven Yacht Club – season opening day 'Sail-past Salute'
- . Rotary Club of Ulverstone West and beyondblue – Gala Presentation Dinner
- . Creative Communities International – 7 Day Makeover revitalising Penguin – Generating Ideas and Project Planning
- . The Naval Association of Australia, Devonport/Ulverstone Sub-Section – Navy Day 2018 Service, including Dedication of Tasmanian Naval Memorial in Shropshire Park – with welcome address and formal wreathlaying
- . Lions Club of Penguin – Penguin 70s and Over Dinner
- . Tasmanian Water and Sewerage Corporations – Board Selection Committee meeting and dinner (Hobart)
- . Cradle Coast General Managers – meeting (Burnie)
- . Creative Communities International – 7 Day Makeover revitalising Penguin – Launch party
- . Cradle Coast Authority – Regional Futures Plan – Governance Model Workshop (Burnie)
- . Telstra – media event re new mobile base station in Sulphur Creek
- . Hellyer College – Statement of Strategic Intent launch (Burnie)
- . Gunns Plains Potato Festival 2018 – events judging
- . Dementia-Friendly Central Coast – Connect Café
- . Shadow Minister for Regional Services, Territories and Local Government, and Federal Member for Braddon – meeting re Penguin foreshore erosion
- . Central Coast Youth Engaged Committee and Central Coast Chamber of Commerce and Industry – Annual Business Breakfast
- . Funeral for the late Grahame Medcraft (Council Construction Team employee)
- . Ulverstone High School – 'Disney the Lion King JR' production opening night
- . Lions Club of Ulverstone – Bale to Paddock Project auction
- . Ulverstone RSL Sub-branch – Remembrance Day commemoration/celebration of the Centenary of the Armistice to end the First World War, with formal wreathlaying
- . Rotary Club of Ulverstone West – ArtExt 2018 sponsors' cocktail event and official opening

-
- . Central Coast Community Shed – morning tea with Federal Member for Braddon recognising grant funding for precinct pathways project
 - . Cycling Australia National Road Series – Spirit of Tasmania Cycling Tour 2018 – welcome, jersey presentations and start for Women’s Stage 2 Ulverstone–Riana Road Race.”

The Deputy Mayor reported as follows:

“I have attended the following events and functions on behalf of the Council:

- . Ulverstone Judo Club – annual invitational championship medal presentations.”

Cr van Rooyen reported as follows:

“I have attended the following events and functions on behalf of the Council:

- . Penguin RSL Sub-branch – Remembrance Day service, with formal wreathlaying
- . Cycling Australia National Road Series – Spirit of Tasmania Cycling Tour 2018 – welcome, jersey presentations and start for Men’s Stage 3 Ulverstone–Riana Road Race.”

■ Cr Beswick moved and Cr Viney seconded, “That the Mayor’s, Deputy Mayor’s and Cr van Rooyen’s reports be received.”

Carried unanimously

302/2018 Declarations of interest

The Mayor reported as follows:

“Councillors are requested to indicate whether they have, or are likely to have, a pecuniary (or conflict of) interest in any item on the agenda.”

The Executive Services Officer reported as follows:

“The *Local Government Act 1993* provides that a councillor must not participate at any meeting of a council in any discussion, nor vote on any matter, in respect of which the councillor has an interest or is aware or ought to be aware that a close associate has an interest.

Councillors are invited at this time to declare any interest they have on matters to be discussed at this meeting. If a declaration is impractical at this time, it is to be noted

that a councillor must declare any interest in a matter before any discussion on that matter commences.

All interests declared will be recorded in the minutes at the commencement of the matter to which they relate.”

Cr Viney reported as follows:

“I will be declaring an interest in respect of Sports and Recreation (urban bike park) – variation to E9 Traffic Generation and Parking Code at 29 and 57 Water Street, Ulverstone – Application No. DA2018070 (Minute No. 321/2018).”

303/2018 Public question time

The Mayor reported as follows:

“At 6.40pm or as soon as practicable thereafter, a period of not more than 30 minutes is to be set aside for public question time during which any member of the public may ask questions relating to the activities of the Council.

Public question time will be conducted as provided by the *Local Government (Meeting Procedures) Regulations 2015* and the supporting procedures adopted by the Council on 20 June 2005 (Minute No. 166/2005).”

COUNCILLOR REPORTS

304/2018 Councillor reports

The Executive Services Officer reported as follows:

“Councillors who have been appointed by the Council to community and other organisations are invited at this time to report on actions or provide information arising out of meetings of those organisations.

Any matters for decision by the Council which might arise out of these reports should be placed on a subsequent agenda and made the subject of a considered resolution.”

No reports were made.

APPLICATIONS FOR LEAVE OF ABSENCE

305/2018 Leave of absence

The Executive Services Officer reported as follows:

“The *Local Government Act 1993* provides that the office of a councillor becomes vacant if the councillor is absent without leave from three consecutive ordinary meetings of the council.

The Act also provides that applications by councillors for leave of absence may be discussed in a meeting or part of a meeting that is closed to the public.

There are no applications for consideration at this meeting.”

DEPUTATIONS

306/2018 Deputations

The Executive Services Officer reported as follows:

“No requests for deputations to address the meeting or to make statements or deliver reports have been made.”

PETITIONS

307/2018 Petitions

The Executive Services Officer reported as follows:

“No petitions under the provisions of the *Local Government Act 1993* have been presented.”

COUNCILLORS' QUESTIONS

308/2018 Councillors' questions without notice

The Executive Services Officer reported as follows:

“The *Local Government (Meeting Procedures) Regulations 2015* provide as follows:

- '29 (1) A councillor at a meeting may ask a question without notice –
- (a) of the chairperson; or
 - (b) through the chairperson, of –
 - (i) another councillor; or
 - (ii) the general manager.
- (2) In putting a question without notice at a meeting, a councillor must not –
- (a) offer an argument or opinion; or
 - (b) draw any inferences or make any imputations –
- except so far as may be necessary to explain the question.
- (3) The chairperson of a meeting must not permit any debate of a question without notice or its answer.
- (4) The chairperson, councillor or general manager who is asked a question without notice at a meeting may decline to answer the question.
- (5) The chairperson of a meeting may refuse to accept a question without notice if it does not relate to the activities of the council.
- (6) Questions without notice, and any answers to those questions, are not required to be recorded in the minutes of the meeting.
- (7) The chairperson may require a councillor to put a question without notice in writing.'

If a question gives rise to a proposed matter for discussion and that matter is not listed on the agenda, Councillors are reminded of the following requirements of the Regulations:

- '8 (5) Subject to subregulation (6), a matter may only be discussed at a meeting if it is specifically listed on the agenda of that meeting.

-
- (6) A council by absolute majority at an ordinary council meeting, ..., may decide to deal with a matter that is not on the agenda if –
- (a) the general manager has reported the reason it was not possible to include the matter on the agenda; and
 - (b) the general manager has reported that the matter is urgent; and
 - (c) in a case where the matter requires the advice of a qualified person, the general manager has certified under section 65 of the Act that the advice has been obtained and taken into account in providing general advice to the council.’

Councillors who have questions without notice are requested at this time to give an indication of what their questions are about so that the questions can be allocated to their appropriate Departmental Business section of the agenda.”

The allocation of topics ensued.

309/2018 Councillors’ questions on notice

The Executive Services Officer reported as follows:

“The *Local Government (Meeting Procedures) Regulations 2015* provide as follows:

‘30 (1) A councillor, at least 7 days before an ordinary council meeting or a council committee meeting, may give written notice to the general manager of a question in respect of which the councillor seeks an answer at that meeting.

(2) An answer to a question on notice must be in writing.’

It is to be noted that any question on notice and the written answer to the question will be recorded in the minutes of the meeting as provided by the Regulations.

Any questions on notice are to be allocated to their appropriate Departmental Business section of the agenda.

No questions on notice have been received.”

DEPARTMENTAL BUSINESS

GENERAL MANAGEMENT

310/2018 Minutes and notes of committees of the Council and other organisations

The General Manager reported as follows:

“The following (non-confidential) minutes and notes of committees of the Council and other organisations on which the Council has representation have been received:

- . Central Coast Community Shed Management Committee – meeting held 1 October 2018
- . Dial Park Management Committee – meeting held 9 October 2018.

Copies of the minutes and notes have been circulated to all Councillors.”

■ Cr Fuller moved and Cr Hiscutt seconded, “That the (non-confidential) minutes and notes of committees of the Council be received.”

Carried unanimously

311/2018 Declaration of poll following the holding of the 2018 Local Government Elections

The General Manager reported as follows:

“PURPOSE

This report is to record the advice of the declaration of the poll of the 2018 Local Government Elections.

BACKGROUND

The Council has nine Councillors (elected members). Except where a Councillor is elected to fill a casual vacancy, each Councillor serves a four-year term. The term of a Councillor elected to a casual vacancy by means of a re-count ends at the next ordinary election.

The Council has a Mayor and Deputy Mayor, each appointed for a term of four years.

A poll in respect to the election of Mayor, Deputy Mayor and Councillors is conducted simultaneously by a system of postal voting. The election is conducted by the Electoral Commissioner, Tasmanian Electoral Commission.

For the 2018 Local Government Elections the following elections were scheduled to take place:

- . election of nine Councillors;
- . election of Deputy Mayor;
- . election of Mayor.

On 2 November 2018, Sherri Nolan, Returning Officer for the Central Coast Council election, declared the following candidates elected (in order of election) as Councillors:

- . Cr Jan Bonde
- . Cr Cheryl Fuller
- . Cr Garry Carpenter
- . Cr Tony van Rooyen
- . Cr Philip Viney
- . Cr Amanda Diprose
- . Cr Annette Overton
- . Cr John Beswick
- . Cr Casey Hiscutt.

On 2 November 2018, Sherri Nolan, Returning Officer for the Central Coast Council election, declared the following candidates elected for the offices of Mayor and Deputy Mayor for the next four-year term:

- . Cr Jan Bonde as Mayor
- . Cr Garry Carpenter as Deputy Mayor.

The Returning Officer has provided a copy of the Certificate of Election. A copy is appended to this report.

For the purposes of record, it is noted that:

- . 21 candidates nominated for election to the office of Councillor;
- . two candidates nominated for election to the office of Mayor;
- . five candidates nominated for election to the office of Deputy Mayor;
- . five sitting Councillors whose terms had expired sought re-election;
- . four new Councillors were elected;
- . Cr Jan Bonde was returned as Mayor;
- . Cr Garry Carpenter was elected as Deputy Mayor;

- . the number of electors enrolled for the election was 17,094 (comprising the General Manager's enrolment of 49 and the House of Assembly enrolment of 17,045); and
- . the formal vote received for the election of Councillors was 52.85%.

DISCUSSION

Discussion is not relevant to this report.

CONSULTATION

The Council funded the holding of a Candidates' Forum which was held (prior to the postal ballot) on 9 October 2018.

RESOURCE, FINANCIAL AND RISK IMPACTS

The Estimates provide a budgeted sum for the conduct of elections.

CORPORATE COMPLIANCE

The *Local Government Act 1993* provides the statutory process for the conduct of elections.

CONCLUSION

It is recommended that the General Manager's report be received."

The Executive Services Officer reported as follows:

"A copy of the Certificate of Election has been circulated to all Councillors."

■ Cr Hiscutt moved and Cr Viney seconded, "That the General Manager's report (a copy of the Certificate of Election being appended to and forming part of the minutes) be received."

Carried unanimously

312/2018 Declaration of office as Mayor, Deputy Mayor or Councillor following the holding of the 2018 Local Government Elections

The General Manager reported as follows:

"PURPOSE

This report is to provide for and record the declaration of office as Mayor, Deputy Mayor and Councillor in respect of the newly elected Mayor, Deputy Mayor and Councillors.

BACKGROUND

The *Local Government Act 1993* (s. 321) provides as follows:

- '(1) Any person elected as councillor must make a prescribed declaration in a prescribed manner.
- (2) A person elected as a councillor who has not made a declaration must not –
 - (a) act in the office of councillor, mayor or deputy mayor; or
 - (b) take part in the proceedings of any meeting of the council or a committee.
- (3) A council is to acknowledge the making of a declaration at its meeting and the general manager is to record that fact in the minutes of that meeting.'

The following declarations were made on 6 November 2018 and the appropriate forms completed:

- . Cr Jan Bonde as Mayor
- . Cr Jan Bonde as Councillor
- . Cr Garry Carpenter as Deputy Mayor
- . Cr Garry Carpenter as Councillor
- . Cr Cheryl Fuller as Councillor
- . Cr Philip Viney as Councillor
- . Cr Amanda Diprose as Councillor
- . Cr Annette Overton as Councillor
- . Cr John Beswick as Councillor
- . Cr Casey Hiscutt as Councillor.

The following declaration was made on 8 November 2018 and the appropriate forms completed:

- . Cr Tony van Rooyen as Councillor.

DISCUSSION

Discussion is not relevant to this report.

CONSULTATION

Consultation is not relevant to this report.

RESOURCE, FINANCIAL AND RISK IMPACTS

This report has no impact on resources.

CORPORATE COMPLIANCE

The *Local Government Act 1993* provides for the making of declarations by the Mayor, Deputy Mayor and Councillors upon their election and prior to taking office.

CONCLUSION

It is recommended that the General Manager's report be received."

- Cr Overton moved and Cr Beswick seconded, "That the General Manager's report be received."

Carried unanimously

313/2018 Acknowledgement of former Councillors

The General Manager reported as follows:

"PURPOSE

The purpose of this report is to invite acknowledgement of the contributions made to the Council by former Councillors John Bloomfield, Kathleen Downie, Gerry Howard and Rowen Tongs.

BACKGROUND

Former Councillors John Bloomfield, Kathleen Downie, Gerry Howard and Rowen Tongs did not seek re-election to the Council in the 2018 Local Government elections.

DISCUSSION

Cr John Bloomfield served on the Central Coast Council for two terms (seven years), having initially been elected to the Council on 28 October 2011 and re-elected in

2014. Cr Bloomfield also served three terms (nine years) on the Ulverstone Municipal Council, from 1984 to 1993.

Cr Kathleen Downie served on the Central Coast Council for two terms (seven years) as Councillor, having been elected on 28 October 2011 and re-elected in 2014. Cr Downie was elected as Deputy Mayor on 31 October 2014 for a period of four years.

Cr Gerry Howard served on the Central Coast Council for three terms (eleven years), having been elected on 3 November 2007 and re-elected in 2009 and 2014.

Cr Rowen Tongs served on the Central Coast Council for two terms (seven years), having been and was elected on 28 October 2011 and re-elected in 2014.

It is customary that former Councillors are invited as guests to the Councillor's Christmas function to receive a Certificate of Service to the Council.

CONSULTATION

Consultation is not relevant to this report.

RESOURCE, FINANCIAL AND RISK IMPACTS

Should the Council adopt the recommendation in this report, there will be minor expenses associated with Certificate of Service preparation and meal costs.

CORPORATE COMPLIANCE

Corporate compliance is not relevant to this report.

CONCLUSION

It is recommended that a 'minute of appreciation' be recorded in acknowledgement of the contributions of former Councillors John Bloomfield, Kathleen Downie, Gerry Howard and Rowen Tongs and that they be invited as guests to the Councillor's Christmas function to receive a Certificate of Service to the Council."

- Cr Viney moved and Cr Fuller seconded, "That a 'minute of appreciation' be recorded in acknowledgement of the contributions of former Councillors John Bloomfield, Kathleen Downie, Gerry Howard and Rowen Tongs and that they be invited as guests to the Councillor's Christmas function to receive a Certificate of Service to the Council."

Carried unanimously

314/2018 Adjournment of meeting

The General Manager reported as follows:

“In order to effectively consider the Schedule of Appointments to Statutory Bodies, Groups and Organisations, Council and Special Committees, Community Advisory Groups and Working Groups at Minute No. 316/2018, it is appropriate that the meeting be adjourned to enable the Schedule to be workshopped prior to resumption of the meeting and formal resolution of the agenda item.”

The meeting adjourned at 6.09pm and resumed at 6.40pm.

315/2018 Public question time

The Mayor introduced public question time at 6.40pm.

Mr Tony Miller –Ulverstone

Question 1 –

“I use my bicycle only to travel to town. As a house husband with a working wife, it is my only form of transport. I use the bike rack in North Reibey Street car park (Woolworths). At one stage it was unusable due to shopping trolleys. I complained to the Council and was satisfied with the response, but I rarely have this area without any trolleys in it. I was promised a sticker saying ‘No Trolleys’ and ‘Bicycles Only’. This hasn’t happened, when will it?”

Question 2 –

“Trolleys are left not only around town but as far away as the Scout Hall in Water Street and Alexandra Road. Also, trolleys are left around various inappropriate spots – this is littering! Why aren’t people at least told before leaving (signs, pamphlet etc.) the Supermarket that not returning trolleys is illegal. It is a scourge on the town.”

Response:

The Mayor responded that the trolleys are an unsightly nuisance and that the Council would need to work with supermarkets to get the message out to the community, and furthermore that the Director Infrastructure Services will investigate the matter.

Mrs Micheline Andrews – West Pine

Question 1 –

“How many recycle bins that the general public can access are on the Central Coast?
Where are they?”

Response:

The Mayor referred the question to the Director Infrastructure Services who advised that two recycle bins are to be installed in Apex Park and one in Penguin this year. Installation of recycling bins has been listed for King Edward and Reibey Streets in the next budget.

Mr Darryl Barker – Penguin

Question 1 –

“Local Government (Meeting Procedures) Regulations 2015 – Council Meeting Procedures Public Question Time–point 8 states a member of the public before asking a questions is to identify himself or herself and if it is not possible for an answer to be provided to a question at the meeting, a written answer to the person asking the question, is to be provided subsequent to the meeting, is this always adhered to?”

Response:

The Mayor referred the matter to the General Manager who advised that if the question can be answered on the night it would be and if responses have been missed, it will be followed up post meeting.

Question 2 –

“The Plan states that a new toilet block and a gas barbeque and walkway to the beach will be provided at some time in the future. The wood fire barbeque is supposed to have wood supplied by the Council. Does this mean that the pegs holding the tree guards are part of the supply for the barbeques or have they have they been stored for further use? Would it be better for everyone to install a gas barbeque now?

How long has it been since a full inspection of the area has been conducted? What provision has been made for disabled people to get on to the beach?”

Response:

The Mayor referred the matter to the Director Infrastructure Services who advised that the disability beach access is ready to be installed but due to staffing levels has not been possible. The conversion of the barbeque to gas has been identified but is not budgeted for the immediate future.

Ms Gaylene Bartels – West Ulverstone

Question 1 –

“No response has been received in relation to my question that more rubbish bins are needed at both the Lawn Cemetery and the Ulverstone General Cemetery.”

Response:

The General Manager responded that the matter will be followed up after the meeting.

Questions and replies concluded at 6.51pm.

316/2018 Schedule of Appointments to Statutory Bodies, Groups and Organisations, Council and Special Committees, Community Advisory Groups and Working Groups (334/2014 – 17.11.2014)

The General Manager reported as follows:

“The Executive Services Officer has prepared the following report.

‘PURPOSE

The purpose of this report is to consider a review of the Schedule of Appointments to Statutory Bodies, Groups and Organisations, Council and Special Committees, Community Advisory Groups and Working Groups (but not including staff working groups and teams).

BACKGROUND

Immediately following the Local Government Elections, the Council undertakes a review of its Schedule of Appointments. The Schedule, as intermittently amended since its last full review on 17 November 2014 (Minute No. 334/2014), currently provides appointment details as follows:

STATUTORY APPOINTMENTS	APPOINTMENT
Cradle Coast Authority – Representatives Group	Mayor (Standing appointment [Stdng Appt.]) General Manager (Stdng Appt.) Proxy: GM to appoint

GENERAL MANAGEMENT

Dulverton Regional Waste Management Authority – Representatives Group	Cr General Manager (Stdng Appt.) Proxy: Cr
Local Government Association of Tasmania – Annual General Meeting and Members Conferences	Mayor (Stdng Appt.) Deputy Mayor (Stdng Appt.) General Manager (Stdng Appt.)
Local Government Association of Tasmania – General Management Committee	Mayor (Stdng Appt.) Proxy: Devonport City Council Mayor (Stdng Appt.)
Tasmanian Water and Sewerage Corporation Pty Ltd – Owners’ Representatives Group	Mayor (Stdng Appt.) Proxy: Cr
Central Coast Shared Audit Panel	Cr Cr Proxy: Cr General Manager (Stdng Appt.)

GROUPS AND ORGANISATIONS	APPOINTMENT
Bush Watch Western District Committee	Cr Proxy: Cr
Central Coast Chamber of Commerce and Industry Inc.	Cr Proxy: Cr
Mersey–Leven Emergency Management Planning Committee	Mayor (Stdng Appt.)
Penguin Surf Life Saving Club	Cr Proxy: Cr

Ulverstone Band	Cr
	Proxy: Cr
Ulverstone Surf Life Saving Club	Cr
	Proxy: Cr
Caves to Canyon Tourism Association	Cr
	Proxy: Cr
Slipstream Circus Board Inc.	Cr
	Proxy: Cr
Sprent Primary School Association	Cr
	Proxy: Cr

COUNCIL AND SPECIAL COMMITTEES	APPOINTMENT
Development Support Committee	Mayor (Stdng Appt.)
	Cr
	Cr
	Cr
	Cr
	General Manager (Stdng Appt.)
	Proxy: Cr
	Proxy: Cr
East Ulverstone Swimming Pool Management Committee	Cr
	Proxy: Cr
Penguin Miniature Railway Management Committee (Special)	Cr
	Proxy: Cr
Riana Community Centre Advisory Committee	Cr
	Proxy: Cr

GENERAL MANAGEMENT

Central Coast Community Shed Management Committee	Cr Proxy: Cr
---------------------------------------------------	-----------------

COMMUNITY ADVISORY GROUPS	APPOINTMENT
Central Coast Community Safety Partnership Committee	Mayor (Stdng Appt.) Cr General Manager (Stdng Appt.) Rep. Community Services Department Proxy: Cr
Central Coast Youth Engaged Steering Committee	Cr Proxy: Cr
Ulverstone Wharf Precinct Advisory Committee	Currently in abeyance.

WORKING GROUPS	APPOINTMENT
Australia Day Awards Committee	Cr Cr
General Manager Performance Review Panel	Mayor (Stdng Appt.) Deputy Mayor (Stdng Appt.) Cr Proxy: Cr
Small Grants Panel	Cr Cr Cr Two representatives of the Community Services Department Proxy: Cr

A copy of the Schedule outlining Committee formation and meeting details is appended to this report.

BACKGROUND

The Council's practice of providing a governance/management structure based on a combination of Council meetings and delegations has proven to be substantially superior in efficiency and effectiveness as opposed to the management of business through a Committee-based system. Committees are extremely resource hungry and inefficient in terms of day-to-day decision making and should only be created when all other alternative considerations have been exhausted and there is a clear need to do so.

Review of existing committees and appointments is ongoing and, should changes be required or warranted prior to the next Local Government Elections, they will be dealt with as they arise.

CONSULTATION

Consultation is only required in terms of confirming current membership of Special Committees and Advisory Groups.

RESOURCE, FINANCIAL AND RISK IMPACTS

This is a governance matter. The Estimates provide for the governance operations of the Council.

CORPORATE COMPLIANCE

The *Local Government Act 1993* provides for the establishment of council committees and special committees.

The Central Coast Strategic Plan 2014–2024 includes the following strategies and key actions:

The Shape of the Place

- Encourage a creative approach to new development.

The Environment and Sustainable Infrastructure

- Invest in and leverage opportunities from our natural environment
- Contribute to a safe and healthy environment
- Develop and manage sustainable built infrastructure
- Contribute to the preservation of the natural environment.

Council Sustainability and Governance

- Improve corporate governance
- Improve service provision
- Improve the Council's financial capacity to sustainably meet community expectations
- Effective communication and engagement
- Strengthen local-regional connections.

CONCLUSION

The Schedule is submitted for review. Amendments made at this meeting will then be reflected in the Schedule to be appended to the minutes as part of the decision.'

The report is supported."

The Executive Services Officer reported as follows:

"A copy of the current Schedule of Appointments to Statutory Bodies, Groups and Organisations, Council and Special Committees, Community Advisory Groups and Working Groups has been circulated to all Councillors."

■ Cr Hiscutt moved and Cr Overton seconded, "That the Schedule of Appointments to Statutory Bodies, Groups and Organisations, Council and Special Committees, Community Advisory Groups and Working Groups be and is hereby amended as provided for within the Schedule below (a copy being appended to and forming part of the minutes).

STATUTORY APPOINTMENTS	APPOINTMENT
Cradle Coast Authority – Representatives Group	Mayor (Standing appointment [Stdng Appt.]) General Manager (Stdng Appt.) Proxy: GM to appoint
Dulverton Regional Waste Management Authority – Representatives Group	Cr Fuller General Manager (Stdng Appt.) Proxy: Cr Carpenter
Local Government Association of Tasmania – Annual General Meeting and Members Conferences	Mayor (Stdng Appt.) Deputy Mayor (Stdng Appt.) General Manager (Stdng Appt.)

Local Government Association of Tasmania – General Management Committee	Mayor (Stdng Appt.) Proxy: Devonport City Council Mayor (Stdng Appt.)
Tasmanian Water and Sewerage Corporation Pty Ltd – Owners’ Representatives Group	Mayor (Stdng Appt.) Proxy: Cr Fuller
Central Coast Shared Audit Panel	Cr Carpenter Cr Viney Proxy: Cr Beswick General Manager (Stdng Appt.)

GROUPS AND ORGANISATIONS	APPOINTMENT
Bush Watch Western District Committee	Cr Diprose Proxy: Cr Carpenter
Central Coast Chamber of Commerce and Industry Inc.	Cr Overton Proxy: Cr Fuller
Mersey–Leven Emergency Management Planning Committee	Mayor (Stdng Appt.)
Penguin Surf Life Saving Club	Cr Hiscutt Proxy: Cr Fuller
Ulverstone Band	Cr Overton Proxy: Cr Beswick
Ulverstone Surf Life Saving Club	Cr Viney Proxy: Cr Diprose
Caves to Canyon Tourism Association	Cr Carpenter Proxy: Cr Hiscutt
Slipstream Circus Board Inc.	Cr Hiscutt Proxy: Cr Carpenter

GENERAL MANAGEMENT

Sprent Primary School Association	Cr Viney Proxy: Cr Fuller
-----------------------------------	------------------------------

COUNCIL AND SPECIAL COMMITTEES	APPOINTMENT
Development Support Committee	Mayor (Stdng Appt.) Cr Carpenter Cr Fuller Cr van Rooyen Cr Viney General Manager (Stdng Appt.) Proxy: Cr Beswick Proxy: Cr Hiscutt
East Ulverstone Swimming Pool Management Committee	Cr Diprose Proxy: Cr Overton
Penguin Miniature Railway Management Committee (Special)	Cr Fuller Proxy: Cr Hiscutt
Riana Community Centre Advisory Committee	Cr Fuller Proxy: Cr Carpenter
Central Coast Community Shed Management Committee	Cr Viney Proxy: Cr Beswick

COMMUNITY ADVISORY GROUPS	APPOINTMENT
Central Coast Community Safety Partnership Committee	Mayor (Stdng Appt.) Cr Fuller General Manager (Stdng Appt.) Rep. Community Services Department Proxy: Cr Diprose

Central Coast Youth Engaged Steering Committee	Cr Viney Proxy: Cr Diprose
Ulverstone Wharf Precinct Advisory Committee	Currently in abeyance.

WORKING GROUPS	APPOINTMENT
Australia Day Awards Committee	Cr Overton Cr van Rooyen
General Manager Performance Review Panel	Mayor (Stdng Appt.) Deputy Mayor (Stdng Appt.) Cr van Rooyen Proxy: Cr Fuller
Small Grants Panel	Cr Beswick Cr Overton Cr van Rooyen Two representatives of the Community Services Department Proxy: Cr Carpenter"

Carried unanimously

317/2018 Payment of allowances to the Mayor, Deputy Mayor and Councillors and the reimbursement of expenses (404/2011 – 12.12.2011)

The General Manager reported as follows:

"The Executive Services Officer provides the following report.

'PURPOSE

The purpose of this report is to record the payment of allowances and to review the Council's policy in respect of the reimbursement of expenses to the Mayor, Deputy Mayor and Councillors.

BACKGROUND

The payment of annual allowances and the reimbursement of expenses to the Mayor, Deputy Mayor and Councillors is determined by the *Local Government Act 1993* (“the Act”) and the *Local Government (General) Regulations 2015* (“the Regulations”).

Regulation 42 provides as follows:

“(1) In this regulation –

current period means a 12-month period commencing on 1 November in any calendar year after 2014;

inflationary factor, in respect of each calendar year, means the amount ascertained by dividing the Wage Price Index figure for the June quarter of that year by the Wage Price Index figure for the June quarter of the previous calendar year;

June quarter, in relation to a calendar year, means April, May and June of that year;

previous period, in respect of a current period, means the 12-month period immediately before the 1 November on which the current period commences.

(2) For the purposes of sections 340A(1) and (2) of the Act, the allowance for a councillor, or the additional allowance for a mayor or deputy mayor, is –

(a) for the 12-month period commencing on 1 November in 2014 – the allowance specified in Schedule 4; and

(b) for a current period, the amount calculated by multiplying the allowance for the previous period by the inflationary factor for the calendar year in which the current period commences and rounding the resulting amount to the nearest whole dollar.

(3) The allowances referred to in this regulation are to be paid in monthly or fortnightly instalments.”

As at 1 November 2018, the allowances specified in Schedule 4 as applicable to the Central Coast Council are:

- . Councillor \$22,271;

plus additional allowances as follows:

- . Deputy Mayor \$17,407;
- . Mayor \$55,679.

The Department of Premier and Cabinet has provided a Councillor Allowances Information Sheet. A copy is appended to this report.

Schedule 5 of the Act provides as follows:

“1. Expenses

- (1) A council, on or before 1 January 2006, is to –
 - (a) adopt a policy in respect of payment of expenses incurred by councillors in carrying out the duties of office; and
 - (b) make a copy of the policy available for public inspection.
- (2) A councillor is entitled to be reimbursed for reasonable expenses in accordance with the policy adopted under subclause (1) in relation to –
 - (a) any prescribed expenses; and
 - (b) any other expenses the council determines appropriate.

2. Loan of services, facilities and equipment

A council may decide to provide support services, facilities and equipment on loan to a councillor on any conditions it considers appropriate.”

Regulation 43 of the Regulations provides as follows:

“A councillor is entitled to be reimbursed for reasonable expenses in accordance with the policy adopted under Schedule 5 to the Act in relation to –

- (a) telephone rental and telephone calls and use of the internet; and
- (b) travelling; and
- (c) care of any person who is dependent on the Councillor and who requires the care while the Councillor is carrying out his or her duties or functions as a Councillor; and
- (d) stationery and office supplies.”

The Council’s existing policy is as follows:

- 1 That the Council pay allowances in accordance with Regulation 42 of the *Local Government (General) Regulations 2005* (“the Regulations”) and section 340A of the *Local Government Act 1993* (“the Act”). Regulation 42 specifies the allowances payable to Mayors, Deputy Mayors and Councillors and an indexation process has been established so that allowances are adjusted each year.
- 2 A Councillor may elect to receive the prescribed allowance in fortnightly, monthly or quarterly instalments. The prescribed allowance is paid in arrears. In accordance with section 340A of the Act, a Councillor who determines that he or she does not wish to accept all or part of the prescribed allowance is to notify the General Manager accordingly, in writing.
- 3 That the Council will reimburse Councillors \$40.00 per month towards the cost of telephone line rental and calls, and internet access. This payment will be made as part of the direct deposit of the Councillor allowance. A Councillor who determines that he or she does not wish to accept all or part of the allowance is to notify the General Manager accordingly, in writing.
- 4 That the Council provide a tablet computer with internet connectivity via wireless and NextG (remaining the property of the Council at all times) for use for Council business. Each tablet will be supplied with software for viewing and creating Microsoft Office compatible files and software for viewing and marking-up PDF documents. Other software deemed necessary for Council business will be loaded as and when needed (upon approval by the General Manager).

The cost of internet access will be monitored by and paid for by the Council.

Each Councillor will be supplied with a Council email address which will remain active for the duration of the Councillor's term of office.

The tablet will be provided with the following accessories:

- (a) case;
- (b) pen; and
- (c) bluetooth keyboard (provided upon request).

Training in the use of the tablets will be provided by the Council.

- 5 That on a half-yearly basis in the months of December and June, the Council reimburse a claim for travelling which has occurred as a result of a decision of the Council or the General Manager and is able to be automatically recorded within the records of the Council. The travel allowance payable will be at the "Required User" rates specified in the Tasmanian State Service Award 2000 (as amended from time to time). This payment will be made as part of the direct deposit of the Councillor allowance. A Councillor who determines that he or she does not wish to accept all or part of the allowance is to notify the General Manager accordingly, in writing.
- 6 That the Council will provide a fully serviced sedan (the sedan remaining the property of the Council at all times) for the Mayor in the exercise of his/her duties and functions as Mayor. The vehicle is only to be used for bona fide Council business and is to be garaged at the Mayor's residence.
- 7 That the Council reimburse a claim for the care of any person for whom the Councillor is responsible, where a copy of an account of the carer is provided and the period of the care matches the approved business of the Council.
- 8 That before any claim for carer expenses can be settled, a photocopy of a signed assessment by a qualified person stating the need for a carer presence for the person concerned to be cared for must be supplied with the application for refunding of carer expenses by the Councillor concerned.
- 9 That the Council accept responsibility for the payment of all reasonable costs of registration fees, travel, accommodation and meals in respect of the attendance by any Councillor at an approved conference,

meeting, training session or the like. Where possible, a receipt should be provided with the claim for payment.

- 10 That the Council will provide Councillors with insurance cover against loss arising from any claims incurred by them in their capacity as Councillors under the Directors and Officers Liability Policy, together with personal accident insurance cover for Councillors (subject to age limit) whilst engaged in Council activities, including travel to and from place of work and residence.
- 11 That all Councillors be urged to retain records of expenses for taxation purposes.

DISCUSSION

The current policy was updated by the Council at its meeting on 12 December 2011 (Minute No. 404/2011).

In conjunction with the General Manager and Senior Leadership Team, the policy has been reviewed. Whilst it is proposed that a number of the clauses remain, it is recommended that a number of changes be made which incorporate changes to legislation and reflect the current times.

CONSULTATION

Consultation is not relevant to this report; however, the policies of several other councils have been considered.

RESOURCE, FINANCIAL AND RISK IMPACTS

The Estimates provide a budgeted sum for the payment of allowances and the reimbursement of expenses to elected members.

CORPORATE COMPLIANCE

The *Local Government Act 1993* and the *Local Government (General) Regulations 2015* provide for the payment of allowances and the reimbursement of expenses to elected members.

CONCLUSION

It is recommended that the Council adopt the following policy in respect of payment of allowances and expenses incurred by Councillors in carrying out

the duties of office and in respect of the provision of support services, facilities and equipment on loan:

- “1 That the Council pay allowances and reimburse expenses in accordance with Regulations 42 and 43 of the *Local Government (General) Regulations 2015* and section 340A of the *Local Government Act 1993* (‘the Act’). Regulation 42 specifies the allowances payable to Mayors, Deputy Mayors and Councillors and an indexation process has been established so that allowances are adjusted each year, and Regulation 43 specifies that a Councillor is entitled to be reimbursed for reasonable expenses in accordance with the policy adopted under Schedule 5 of the Act.
- 2 A Councillor may elect to receive the prescribed allowance in monthly or fortnightly instalments. The prescribed allowance is paid in arrears. In accordance with section 340A(3) of the Act, a Councillor who determines that he or she does not wish to accept all or part of the prescribed allowance is to notify the General Manager accordingly, in writing.
- 3 That the Council will reimburse Councillors \$40.00 per month towards the cost of telephone usage. This payment will be made at the time of the direct deposit of the Councillor allowances. A Councillor who determines that he or she does not wish to accept all, or part of the allowance is to notify the General Manager accordingly, in writing.
- 4 That the Council provide an iPad with internet connectivity, via wireless and NextG (remaining the property of the Council at all times) for use for Council business. Each iPad will be supplied with software for viewing and creating Microsoft Office compatible files and Docs on Tap software for viewing and marking-up PDF documents. Other software deemed necessary for Council business will be loaded as and when needed (upon approval by the General Manager).

The cost of internet access will be paid for by the Council.

Each Councillor will be supplied with a Council email address which will remain active for the duration of the Councillor’s term of office.

The iPad will be provided with the following accessories:

- (a) case; and
- (b) bluetooth keyboard (provided upon request).

Training in the use of the iPads will be provided by the Council.

- 5 That on a half-yearly basis in the months of December and June, the Council reimburse a claim for travelling which has occurred as a result of a decision of the Council or the General Manager and is able to be automatically recorded within the records of the Council. The travel allowance payable will be at the 'Vehicle allowance' rates specified in the Local Government Industry Award 2010 (as amended from time to time). This payment will be made as part of the direct deposit of the Councillor allowance. A Councillor who determines that he or she does not wish to accept all, or part of the allowance is to notify the General Manager accordingly, in writing.
- 6 That the Council will provide a fully serviced sedan (the sedan remaining the property of the Council at all times) for the Mayor in the exercise of his/her duties and functions as Mayor. The vehicle is only to be used for bona fide Council business and is to be garaged at the Mayor's residence.
- 7 That the Council reimburse a claim for the care of any person for whom the Councillor is responsible, where a copy of an account of the carer is provided and the period of the care matches the approved business of the Council.
- 8 That the Council accept responsibility for the payment of all reasonable costs of registration fees, travel, accommodation and meals in respect of the attendance by any Councillor at an approved conference, meeting, training session or the like. An invoice and receipt are to be provided with the claim for payment.
- 9 That the Council will provide Councillors with insurance cover against loss arising from any claims incurred by them in their capacity as Councillors under the Directors and Officers Liability Policy, together with personal accident insurance cover for Councillors (subject to age limit) whilst engaged in Council activities, including travel to and from place of work and residence.

- 10 That all Councillors be urged to retain records of expenses for taxation purposes.” ’

The report is supported.”

The Executive Services Officer reported as follows:

“A copy of the Councillor Allowances Information Sheet provided by the Department of Premier and Cabinet has been circulated to all Councillors.”

■ Cr van Rooyen moved and Cr Beswick seconded, “That the following policy be adopted in respect of payment of expenses incurred by Councillors in carrying out the duties of office and in respect of the provision of support services, facilities and equipment on loan:

- 1 That the Council pay allowances and reimburse expenses in accordance with Regulations 42 and 43 of the *Local Government (General) Regulations 2015* and section 340A of the *Local Government Act 1993* (‘the Act’). Regulation 42 specifies the allowances payable to Mayors, Deputy Mayors and Councillors and an indexation process has been established so that allowances are adjusted each year, and Regulation 43 specifies that a Councillor is entitled to be reimbursed for reasonable expenses in accordance with the policy adopted under Schedule 5 of the Act.
- 2 A Councillor may elect to receive the prescribed allowance in monthly or fortnightly instalments. The prescribed allowance is paid in arrears. In accordance with section 340A(3) of the Act, a Councillor who determines that he or she does not wish to accept all or part of the prescribed allowance is to notify the General Manager accordingly, in writing.
- 3 That the Council will reimburse Councillors \$40.00 per month towards the cost of telephone usage. This payment will be made at the time of the direct deposit of the Councillor allowances. A Councillor who determines that he or she does not wish to accept all, or part of the allowance is to notify the General Manager accordingly, in writing.
- 4 That the Council provide an iPad with internet connectivity, via wireless and NextG (remaining the property of the Council at all times) for use for Council business. Each iPad will be supplied with software for viewing and creating Microsoft Office compatible files and Docs on Tap software for viewing and marking-up PDF documents. Other software deemed necessary for Council business will be loaded as and when needed (upon approval by the General Manager).

The cost of internet access will be paid for by the Council.

Each Councillor will be supplied with a Council email address which will remain active for the duration of the Councillor's term of office.

The iPad will be provided with the following accessories:

- (a) case; and
- (b) bluetooth keyboard (provided upon request).

Training in the use of the iPads will be provided by the Council.

- 5 That on a half-yearly basis in the months of December and June, the Council reimburse a claim for travelling which has occurred as a result of a decision of the Council or the General Manager and is able to be automatically recorded within the records of the Council. The travel allowance payable will be at the 'Vehicle allowance' rates specified in the Local Government Industry Award 2010 (as amended from time to time). This payment will be made as part of the direct deposit of the Councillor allowance. A Councillor who determines that he or she does not wish to accept all, or part of the allowance is to notify the General Manager accordingly, in writing.
- 6 That the Council will provide a fully serviced sedan (the sedan remaining the property of the Council at all times) for the Mayor in the exercise of his/her duties and functions as Mayor. The vehicle is only to be used for bona fide Council business and is to be garaged at the Mayor's residence.
- 7 That the Council reimburse a claim for the care of any person for whom the Councillor is responsible, where a copy of an account of the carer is provided and the period of the care matches the approved business of the Council.
- 8 That the Council accept responsibility for the payment of all reasonable costs of registration fees, travel, accommodation and meals in respect of the attendance by any Councillor at an approved conference, meeting, training session or the like. An invoice and receipt are to be provided with the claim for payment.
- 9 That the Council will provide Councillors with insurance cover against loss arising from any claims incurred by them in their capacity as Councillors under the Directors and Officers Liability Policy, together with personal accident insurance cover for Councillors (subject to age limit) whilst engaged in Council activities, including travel to and from place of work and residence.
- 10 That all Councillors be urged to retain records of expenses for taxation purposes."

Carried unanimously

318/2018 Council and Development Support Special Committee meeting schedule 2019 (397/2011 – 12.12.2011)

The General Manager reported as follows:

“The Executive Services Officer has prepared the following report:

‘PURPOSE

The purpose of this report is to propose and to list the Ordinary Council meeting and Development Support Special Committee (DSSC) meeting schedules for 2019.

BACKGROUND

The Council has a Policy in respect of holding Ordinary Council meetings on the third Monday of each month, with the exception of January and December. DSSC meetings are held on the second and last Monday of each month. This was adopted by the Council at its meeting on 12 December 2011 (Minute No. 397/2011).

DISCUSSION

The Council’s policy on the holding of Ordinary Council meetings ensures that certainty and regularity are provided to the community in the decision-making processes of the Council, as provided for in the *Local Government (Meeting Procedures) Regulations 2015* (the Regulations), Part 2 Division 1, Section 4.

The Council’s policy on the holding of its ordinary meetings states that meetings commence at 6.00pm and by adopting the proposed schedule, the Council satisfies Section 6(2) of the Regulations.

The policy for DSSC meetings provides for meetings to be held on the second and last Monday of the month unless otherwise resolved by the Council. The provisions of the *Local Government Act 1993* give the Council the flexibility to appoint and authorise a committee that is able to make planning and development determinations in a more timely and efficient manner than under the constraints of the timeframe and meeting procedure of ordinary meetings of the Council.

As provided for in Part 2 Division 1, Section 7(2) of the Regulations, the General Manager is to publish in a daily newspaper at least once in each year, of the times and places of the ordinary council meetings for the next 12 months, as well as council committees. The General Manager also ensures

that the notice referred to in sub-regulation (2) is made available to the public on the council's website.

CONSULTATION

Consultation is not required as the proposed meeting schedules for 2019 are in line with current Council policies.

RESOURCE, FINANCIAL AND RISK IMPACTS

This will have no impact on resources as all Council and Committee meetings are required to be advertised.

CORPORATE COMPLIANCE

The Central Coast Strategic Plan 2014–2024 includes the following strategies and key actions:

The Environment and Sustainable Infrastructure

- Develop and manage sustainable built infrastructure.

Council Sustainability and Governance

- Improve corporate governance
- Effective communication and engagement.

CONCLUSION

It is recommended that the meeting schedules for Ordinary Council and DSSC meetings for 2019 be adopted (a copy of the schedules are appended to this report).'

The report is supported."

The Executive Services Officer reported as follows:

"A copy of the meeting schedules for Ordinary Council and DSSC meetings for 2019 have been circulated to all Councillors."

■ Cr Fuller moved and Cr Viney seconded, "That the meeting schedules for Ordinary Council and Development Support Special Committee meetings for 2019 be adopted (copies being appended to and forming part of the minutes)."

Carried unanimously

COMMUNITY SERVICES

319/2018 Statutory determinations

The Director Community Services reported as follows:

“A Schedule of Statutory Determinations made during the month of October 2018 is submitted to the Council for information. The information is reported in accordance with approved delegations and responsibilities.”

The Executive Services Officer reported as follows:

“A copy of the Schedule has been circulated to all Councillors.”

■ Cr van Rooyen moved and Cr Viney seconded, “That the Schedule of Statutory Determinations (a copy being appended to and forming part of the minutes) be received.”

Carried unanimously

320/2018 Council acting as a planning authority

The Mayor reported as follows:

“The *Local Government (Meeting Procedures) Regulations 2015* provide that if a council intends to act at a meeting as a planning authority under the *Land Use Planning and Approvals Act 1993*, the chairperson is to advise the meeting accordingly.

The Director Community Services has submitted the following report:

‘If any such actions arise out of Minute No. 321/2018, they are to be dealt with by the Council acting as a planning authority under the *Land Use Planning and Approvals Act 1993*.’”

The Executive Services Officer reported as follows:

“Councillors are reminded that the *Local Government (Meeting Procedures) Regulations 2015* provide that the general manager is to ensure that the reasons for a decision by a council acting as a planning authority are recorded in the minutes.”

■ Cr Fuller moved and Cr Hiscutt seconded, “That the Mayor’s report be received.”

Carried unanimously

321/2018 Sports and Recreation (urban bike park) – variation to E9 Traffic Generation and Parking Code at 29 and 57 Water Street, Ulverstone – Application No. DA2018070

Cr Viney, having declared an interest, retired from the meeting and left the Chamber for that part of the meeting relating to the consideration, discussion and voting on the matter of Sports and Recreation (urban bike park) – variation to E9 Traffic Generation and Parking Code at 29 and 57 Water Street, Ulverstone – Application No. DA2018070 at 6.59pm.

The Director Community Services reported as follows:

“The Land Use Planning Group Leader has prepared the following report:

<i>‘DEVELOPMENT APPLICATION No.:’</i>	DA2018070
<i>PROPOSAL:</i>	Sports and Recreation (urban bike park) – variation to E9 Traffic Generation and Parking Code
<i>APPLICANT:</i>	Andrew Midgley on behalf of the Lions Club of Ulverstone
<i>LOCATION:</i>	29 and 57 Water Street, Ulverstone
<i>ZONE:</i>	Recreation
<i>PLANNING INSTRUMENT:</i>	<i>Central Coast Interim Planning Scheme 2013</i> (the Scheme)
<i>ADVERTISED:</i>	26 September 2018
<i>REPRESENTATIONS EXPIRY DATE:</i>	10 October 2018
<i>REPRESENTATIONS RECEIVED:</i>	Two
<i>42-DAY EXPIRY DATE:</i>	2 November 2018 (extension of time until 19 November 2018)
<i>DECISION DUE:</i>	19 November 2018
<i>PURPOSE</i>	

The purpose of this report is to consider an application to construct an urban bike park facility that would be located in an open space area accessed via Water Street and Beach Road, Ulverstone.

Accompanying the report are the following documents:

- . Annexure 1 – location plan;
- . Annexure 2 – application documentation;
- . Annexure 3 – representations;
- . Annexure 4 – photographs; and
- . Annexure 5 – report to the Council dated February 2014.

BACKGROUND

Development description –

The development would result in an urban bike park that covers an area of 3,500m².

The bike park has been designed by Dirt Art Pty Ltd and incorporates three skill development trails:

- . a mountain bike skills track;
- . advanced “pump” track; and
- . beginners “pump” track.

Features would include loop tracks, rock and timber balance beams, “drop” features and A-frame rollovers with various “jump” and “berm” (banked corners) features.

Materials would primarily be earthen mounds with timber and rock features. Final track surfaces would be a combination of gravel and asphalt materials.

Site description and surrounding area –

The bike park would be located in an expanse of recreational parkland that is located between Water Street and Beach Road, Ulverstone. The area is known as Fairway Park.

The bike park would encompass a land area of approximately 3,500m², located at the eastern end of the parkland, adjacent to the Ulverstone Caravan Park and in close proximity to the Ulverstone Skate Park.

The land is able to be accessed via Water Street and Beach Road. A pedestrian and bicycle pathway is established in this area of Ulverstone and would link to the urban bike park site.

Land to the south, across the other side of Water Street, is zoned General Residential and is characterised by single dwelling development. The North West Community Health Centre is also located in this area of Water Street.

Land to the west accommodates the Ulverstone Caravan Park and a residential complex comprising five dwellings. Land to the north, across Beach Road, is shoreline land fronting Bass Strait that accommodates the Ulverstone Surf Club and vegetated Crown land.

Land to the east is a further expanse of parkland accommodating barbeque and playground facilities.

The land is able to connect to reticulated stormwater, sewer and water systems.

History –

In September 2009, the Council received a petition with 349 signatories requesting that a BMX track be constructed in Ulverstone.

In January 2014, the Council received a petition with 90 signatories requesting that a proposed BMX “jump and pump” park not be proceeded with.

In February 2014, the Council considered a report (50/2014 – 17.02.2014) by the Assets Group Leader in relation to a proposal for a dirt jump and pump park to be located in Fairway Park. The report included the results of a community consultation process. The 2014 report is reproduced as Annexure 5.

The resolution of the Council at that time was:

- “1 The Council approve the location of the proposed Dirt Jump and Pump Park in Fairway Park as shown on Drawing No. 1702.04; and
- 2 The Council approve the location of the proposed Bike Safety Park in Fairway Park as shown on Drawing No. 1702.04.”

DISCUSSION

The following table is an assessment of the relevant Scheme provisions:

Recreation

CLAUSE	COMMENT
18.3 Use Standards	
18.3.1 Discretionary Permit Use	
<p>18.3.1–(P1) Discretionary permit use must:</p> <p>(a) be consistent with local area objectives;</p> <p>(b) be consistent with any applicable desired future character statement; and</p> <p>(c) minimise likelihood for adverse impact on amenity for residential use on adjacent land in the zone.</p>	<p>Not applicable.</p> <p>Sports and Recreation is a Permitted Use Class.</p>
18.4.1 Suitability of a site or lot for use or development	
<p>18.4.1–(A1) A site or each lot on a plan of subdivision must:</p> <p>(a) have an area of not less than 1,000m²; and</p> <p>(b) if intended for a building, have a building area:</p>	<p>(a) Compliant. Site area is greater than 1,000m².</p> <p>(b)(i) Compliant. Buildings (including structures) will not exceed 300m².</p>

<ul style="list-style-type: none"> (i) not less than 300m²; (ii) clear of any applicable setback from a frontage, side, or rear boundary; (iii) clear of any applicable setback from a zone boundary; (iv) clear of any registered easement; (v) clear of any registered right-of-way benefiting other land; (vi) clear of any restriction imposed by a utility; (vii) not including an access strip; (viii) clear of any area required for on-site disposal of sewage or stormwater; and (ix) accessible from a frontage or access strip. 	<ul style="list-style-type: none"> (b)(ii) Compliant. Development would be clear of applicable front, side and rear boundaries. Development would be approximately 40m from the Water Street primary frontage and approximately 60m from the Beach Road secondary frontage. No side boundary setback standards apply. (b)(iii) Compliant. Development would be located greater than 4m from a General Residential zone boundary. (b)(iv) Compliant. Development would be clear of any easements. (b)(v) Not applicable. No right-of-way. (b)(vi) Not applicable. No restriction imposed by a utility. (b)(vii) Not applicable. No access strip. (b)(viii) Compliant. Development would be clear of any required on-site stormwater disposal area. (b)(x) Compliant. Land is accessible from Water Street and Beach Road.
<p>18.4.1–(A2) A site or each lot on a subdivision plan must have a separate access from a road:</p>	<ul style="list-style-type: none"> (a) Compliant. Frontage to Water Street has a length of approximately 320m.

<p>(a) across a frontage over which no other land has a right of access with a width of not less than 10.0m; and</p> <p>(b) if an internal lot, by an access strip connecting to a frontage over land not required as the means of access to any other land with a width of not less than 6.0m; or</p> <p>(c) by a right of way connecting to a road:</p> <p style="padding-left: 40px;">(i) over land not required as the means of access to any other land; and</p> <p style="padding-left: 40px;">(ii) not required to give the lot of which it is a part the minimum properties of a lot in accordance with the acceptable solution in any applicable standard; and</p> <p style="padding-left: 40px;">(iii) with a width of not less than 6.0m; and</p> <p>(d) the relevant road authority in accordance with the <i>Local Government (Highways) Act 1982</i> or the <i>Roads and Jetties Act 1935</i> must have advised it is satisfied adequate arrangements can be made to provide vehicular access between the carriageway of a road and the frontage, access strip or right-of-way to the site or each lot on a proposed subdivision plan.</p>	<p>(b) Not applicable. Not an internal lot.</p> <p>(c)(i) Not applicable. Satisfied by (a).</p> <p>(c)(ii) Not applicable. Satisfied by (a).</p> <p>(c)(iii) Not applicable. Satisfied by (a).</p> <p>(d) Compliant. Access to the site is able to be provided via Water Street and Beach Road.</p>
----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

COMMUNITY SERVICES

<p>18.4.1–(A3) A site or each lot on a plan of subdivision must be capable of connecting to a water supply:</p> <ul style="list-style-type: none"> (a) provided in accordance with the <i>Water and Sewerage Industry Act 2008</i>; or (b) from a rechargeable drinking water system ^{R19} with a storage capacity of not less than 10,000 litres if: <ul style="list-style-type: none"> (i) there is not a reticulated water supply; and (ii) development is for a use with an equivalent population of not more than 10 people per day. 	<ul style="list-style-type: none"> (a) Compliant. The site is connected to the reticulated water system. (b) Not applicable. Satisfied by (a).
<p>18.4.1–(A4) A site or each lot on a plan of subdivision must be capable of draining and disposing of sewage and liquid trade waste:</p> <ul style="list-style-type: none"> (a) to a sewerage system provided in accordance with the <i>Water and Sewerage Industry Act 2008</i>; or (b) by on-site disposal if: <ul style="list-style-type: none"> (i) sewage or liquid trade waste cannot be drained to a reticulated sewer system; and (ii) the development: 	<ul style="list-style-type: none"> (a) Compliant. The site is connected to the reticulated sewer system. (b) Not applicable. Satisfied by (a).

<ul style="list-style-type: none"> a. provides for an equivalent population of not more than 10 people per day; or b. creates a total sewage and waste water flow of not more than 1,000 litres per day; and (iii) the site has capacity for on-site disposal of domestic waste water in accordance with AS/NZS 1547:2012 On-site domestic-wastewater management, clear of any defined building area or access strip. 	
<p>18.4.1–(A5) A site or each lot on a plan of subdivision must be capable of draining and disposing of stormwater:</p> <ul style="list-style-type: none"> (a) to a stormwater system provided in accordance with the <i>Urban Drainage Act 2013</i>; or (b) if stormwater cannot be drained to a stormwater system: <ul style="list-style-type: none"> (i) for discharge to a natural drainage line, water body, or watercourse; or (ii) for disposal within the site if: <ul style="list-style-type: none"> a. the site has an area of not less than 5,000m²; 	<ul style="list-style-type: none"> (a) Compliant. The site is able to connect to a reticulated stormwater system, although in this case, stormwater would be allowed to pool and soak away on site. (b) Not applicable. Satisfied by (a).

<ul style="list-style-type: none"> b. the disposal area is not within any defined building area; c. the disposal area is not within any area required for the disposal of sewage; d. the disposal area is not within any access strip; and e. not more than 50% of the site is impervious surface. 	
18.4.2 Location and configuration of development	
<p>18.4.2-(A1) A building must be set back from a frontage:</p> <ul style="list-style-type: none"> (a) not less than 4.5m from a primary frontage; and (b) not less than 3.0m from any secondary frontage; or (c) not less than or not more than the setbacks for any existing building on each of the immediate adjoining sites; (d) not less than for any building retained on the site; (e) in accordance with any building area shown on a sealed plan; or 	<ul style="list-style-type: none"> (a) Compliant. Development would be approximately 40m from Water Street frontage. (b) Compliant. Development would be approximately 60m from Beach Road frontage. (c) Not applicable. No applicable side setbacks. (d) Compliant. Setbacks are not less than any other buildings on the site. (e) Not applicable. No building area shown on a sealed plan.

(f) not less than 50.0m if the site abuts the Bass Highway.	(f) Not applicable. Site does not abut the Bass Highway.
18.4.2-(A2) Building height must not be more than 15.0m.	Compliant. Maximum height of dirt mounds would be approximately 1.5m.
18.4.2-(A3) An external car parking and loading area, and any area for the display, handling, or storage of goods, materials, or waste must be located behind the primary frontage elevation of a building.	Not applicable. No car parking, loading area or goods storage or handling area proposed.
18.4.3 Setback from zone boundaries	
<p>18.4.3-(A1) Development of land with a boundary to a zone must:</p> <p>(a) be set back from the boundary of land in an adjoining zone by not less than the distance for that zone shown in the Table to this Clause;</p> <p>(b) not include within the setback area required for a boundary to land in a zone shown in the Table to this Clause:</p> <p>(i) a building or work;</p> <p>(ii) vehicular or pedestrian access from a road if the boundary is not a frontage;</p>	<p>(a) Compliant. Setback to General Residential zone would be approximately 65m (4m is required).</p> <p>(b)(i) Compliant. Works would be setback approximately 56m from a General Residential zone boundary.</p> <p>(b)(ii) Compliant. Setback to a General Residential zone would be approximately 65m (4m is required).</p> <p>(b)(iii) Compliant. Should loading and parking occur in Water Street, activity would be approximately 7m from a General Residential zone boundary (4m required).</p>

<ul style="list-style-type: none"> (iii) vehicle loading or parking area; (iv) an area for the display, handling, operation, manufacturing, processing, servicing, repair, or storage of any animal, equipment, goods, plant, materials, vehicle, or waste; (v) an area for the gathering of people, including for entertainment, community event, performance, sport, or for a spectator facility; (vi) a sign orientated to view from land in another zone; or (vii) external lighting for operational or security purposes; and <p>(c) a building with an elevation to a zone boundary to which this clause applies must be contained within a building envelope determined by:</p> <ul style="list-style-type: none"> (i) the setback distance from the zone boundary as shown in the Table to this Clause; and (ii) projecting upward and away from the zone boundary at an angle of 45 degrees above the horizontal from a 	<ul style="list-style-type: none"> (b)(iv) Compliant. Urban bike park facility would be setback 56m from a General Residential zone boundary. (b)(v) Compliant. Generally, participants would gather in an area 56m from a General Residential zone boundary. If the participants chose to gather on the northern side of the Water Street road reserve, the gathering area would be setback 7m from a General Residential boundary. (b)(vi) No signage proposed. (b)(vii) No lighting proposed. (c)(i) Compliant. Works proposed are greater than the required setback of 4m to a General Residential zone. (c)(ii) Compliant. Works proposed are greater than the required setback of 4m to a General Residential zone. (d) Compliant. No external openings within 4m of the required setback.
-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

<p>wall height of 3.0m at the setback distance from the zone boundary; and</p> <p>(d) the elevation of a building to a zone boundary must not contain an external opening other than an emergency exit, including a door, window to a habitable room, loading bay, or vehicle entry.</p>	
18.4.4 Subdivision	
<p>18.4.4–(A1) Each new lot on a plan of subdivision must be:</p> <p>(a) a lot required for public use by the State government, a Council, a Statutory authority or a corporation, all the shares of which are held by or on behalf of the State, a Council or by a statutory authority.</p>	<p>Not applicable.</p> <p>No subdivision proposed.</p>
<p>18.4.4–(P1) Each new lot on a plan of subdivision must be:</p> <p>(a) for a purpose permissible in the zone.</p>	<p>Not applicable.</p> <p>No subdivision proposed.</p>
CODES	
E1 Bushfire-Prone Areas Code	Not applicable. Not a subdivision, vulnerable or hazardous use.
E2 Airport Impact Management Code	Not applicable. No Code in the Scheme.

E3 Clearing and Conversion of Vegetation Code	Not applicable. No clearing or conversion of native vegetation species or area that meet Code definitions.
E4 Change in Ground Level Code	
E4.2 Application of Code	Applicable. Earth mounding would be greater than 1m in height.
E4.4 Exemption	Not exempt. Works involve fill in excess of 1m in height.
E4.6 Development Standards	
E4.6.1 Change in existing ground level or natural ground level	
<p>E4.6.1–(A1) Cut or fill must:</p> <p>(a) not be on land within the Environmental Living zone or the Environmental Management zone;</p> <p>(b) be required to:</p> <p>(i) provide a construction site for buildings and structures;</p> <p>(ii) facilitate vehicular access;</p> <p>(iii) mitigate exposure to a natural or environmental hazard;</p>	<p>(a) Compliant. Land not within the Environmental Living or Environmental Management zone.</p> <p>(b)(i) Required for the construction of an urban bike park.</p> <p>(b)(ii) Not applicable. Satisfied by (b)(i).</p> <p>(b)(iii) Not applicable. Satisfied by (b)(i).</p> <p>(b)(iv) Not applicable. Satisfied by (b)(i).</p> <p>(b)(v) Not applicable. Satisfied by (b)(i).</p> <p>(b)(vi) Not applicable. Satisfied by (b)(i).</p>

<ul style="list-style-type: none"> (iv) facilitate provision of a utility; (v) assist the consolidation or intensification of development; or (vi) assist stormwater management; <p>(c) not result in a modification of surface stormwater water flow to increase:</p> <ul style="list-style-type: none"> (i) surface water drainage onto adjacent land; (ii) pooling of water on the site or on adjacent land; or (iii) the nature or capacity of discharge from land upstream in a natural or artificial drainage channel; <p>(d) not destabilise any existing building or increase the requirements for construction of any potential building on adjacent land;</p> <p>(e) manage disposal of intersected ground water;</p> <p>(f) safeguard the quality of receiving waters through measures to minimise erosion and release of sediments and other contaminants during each of the site preparation, construction</p>	<p>(c)(i) Compliant. Development would not result in surface stormwater drainage onto adjoining land.</p> <p>(c)(ii) Compliant. The current situation will not change due to the proposed development. Currently, the site acts as a stormwater detention area. Council's stormwater system that drains sections of Water Street and Fulton Street passes under this area and surfaces at the edge of Beach Road, to the north. During periods of heavy rain and high stormwater flow, a 'back-up' of stormwater occurs that results in an overflow and pooling of stormwater into the area subject to this application.</p> <p>This means that at times the urban bike park will be inundated with stormwater overflow, until such time that the overflow is able to soak away into the soil sub-base.</p> <p>(c)(iii) Compliant. Development would not modify the capacity or nature of discharge from land upstream.</p> <p>(d) Compliant. Development would not destabilise adjoining land or require additional works on adjoining land.</p>
-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

<p>and rehabilitation phase in accordance with <i>Soil and Water Management on Building and Construction Sites 2009</i>;</p> <p>(g) not require a retaining or support structure that would result in a 'line of influence' of more than 450mm into any adjacent land unless the owner of adjacent land has provided written consent to enter into an agreement under Part 5 <i>Land Use Planning and Approvals Act 1993</i> registered on the title of adjacent land to provide for the level of constraint; and</p> <p>(h) not encroach upon or expose, disturb, or reduce cover over an underground utility to less than 1.0m unless the relevant regulatory entity has advised:</p> <p>(i) it is satisfied the cut or fill will not result in harm to the utility; and</p> <p>(ii) any condition or requirement it determines are appropriate to protect the utility.</p>	<p>(e) Compliant. The application is accompanied by a "Construction Environmental Management Plan" that details ground water management.</p> <p>(f) Compliant. The application is accompanied by a "Construction Environmental Management Plan" that details erosion and sediment risks and controls.</p> <p>(g) Not applicable. No support structure required.</p> <p>(h)(i) Not applicable. No underground utility would be exposed.</p> <p>(h)(ii) Not applicable. No underground utility would be exposed.</p>
E5 Local Heritage Code	Not applicable. No Local Heritage Code in the Scheme.
E6 Hazard Management Code	Not applicable. Not within a hazard mapped area.
E7 Sign Code	Not applicable. No signage proposed.
E8 Telecommunication Code	Not applicable. No telecommunications proposed.

E9 Traffic Generating Use and Parking Code	
E9.2 Application of this Code	Code applies to all development.
E9.4 Use or development exempt from this Code	Not exempt. No Local Area Parking Scheme applies to the site.
E9.5 Use Standards	
E9.5.1 Provision for parking	
<p>E9.5.1–(A1) Provision for parking must be:</p> <p>(a) the minimum number of on-site vehicle parking spaces must be in accordance with the applicable standard for the use class as shown in the Table to this Code;</p>	<p>(a) Non-compliant. For Sports and Recreation Use Class, Table E9A requires 15 car parking spaces per playing field or 8 spaces per 100m² of gross site area, whichever is the greater.</p> <p>The proposed site area would be approximately 3,500m². This would equate to a requirement of 437 car parking spaces. No spaces are to be provided on site</p> <p>Refer to “Issues” section of the report.</p>

E9.5.2 Provision for loading and unloading of vehicles	
<p>E9.5.2-(A1) There must be provision within a site for:</p> <p>(a) on-site loading area in accordance with the requirement in the Table to this Code; and</p> <p>(b) passenger vehicle pick-up and set-down facilities for business, commercial, educational and retail use at the rate of one space for every 50 parking spaces.</p>	<p>(a) Non-compliant. No area provided for loading and unloading.</p> <p>(b) Non-compliant. No area provided for passenger pick up and set-down facilities.</p> <p>Refer to "Issues" section of this report.</p>
E9.6 Development Standards	
E9.6.2 Design of vehicle parking and loading areas	
<p>E9.6.2 A1.1 All development must provide for the collection, drainage and disposal of stormwater; and</p>	<p>Not applicable.</p> <p>No car park or loading area proposed.</p> <p>Refer to "Issues" section of this report.</p>
<p>E9.6.2 A1.2 Other than for development for a single dwelling in the General Residential, Low Density Residential, Urban Mixed Use and Village zones, the layout of vehicle parking area, loading area, circulation aisle and manoeuvring area must –</p> <p>(a) Be in accordance with AS/NZS 2890.1 (2004) – Parking</p>	<p>Non-compliant.</p> <p>No car park or loading area proposed.</p> <p>Refer to "Issues" section of this report.</p>

<p>Facilities – Off-Street Car Parking;</p> <p>(b) Be in accordance with AS/NZS 2890.2 (2002) Parking Facilities – Off-Street Commercial Vehicles;</p> <p>(c) Be in accordance with AS/NZS 2890.3 (1993) Parking Facilities – Bicycle Parking Facilities;</p> <p>(d) Be in accordance with AS/NZS 2890.6 Parking Facilities – Off-Street Parking for People with Disabilities;</p> <p>(e) Each parking space must be separately accessed from the internal circulation aisle within the site;</p> <p>(f) Provide for the forward movement and passing of all vehicles within the site other than if entering or leaving a loading or parking space; and</p> <p>(g) Be formed and constructed with compacted sub-base and an all-weather surface.</p>	
<p>E9.6.2–(A2) Design and construction of an access strip and vehicle circulation, movement and standing areas for use or development on land within the Rural Living, Environmental Living, Open Space, Rural Resource, or Environmental Management zones must be in accordance with the principles and requirements for in the current edition of Unsealed Roads Manual – Guideline for Good Practice ARRB.</p>	<p>Not applicable.</p> <p>Land is zoned Recreation.</p>

COMMUNITY SERVICES

E10 Water and Waterways Code	<p>Not applicable.</p> <p>An open channel extends a short length into the site, however constructed channels and rural dams are exempt from application of the Code's standards.</p> <p>Site is approximately 90m from Bass Strait.</p>
Specific Area Plans	<p>No Specific Area Plans apply to this location.</p>

Issues –

1 Site access and car parking –

For the development of a Sports and Recreation Use Class, Table E9A of the Scheme's "Traffic Generating Use and Parking Code" is not specific in relation to the provision of car parking for a recreational skate park or urban bike park. The closest comparison is a requirement of 15 car parking spaces per playing field or eight spaces per 100m² of gross site area, whichever is the greater.

The proposed site area would be approximately 3,500m². Under the Scheme standards, this would equate to a requirement of 437 car parking spaces on the site. No spaces are to be provided on the site and the Scheme's requirement would seem to be excessive for the proposed use.

The Code E9's Performance Criteria E9.5.1–(P1) requires that either:

- (a) it must be unnecessary or unreasonable to require arrangements for the provision of vehicular parking; or
- (b) that adequate and appropriate provision has been made on site to meet anticipated need and intensity of use.

In relation to the proposed urban bike park, the provision of on-site parking is considered to be unnecessary and unreasonable. The application is accompanied by a Traffic Assessment by CSE Tasmania Pty Ltd. The assessment examines areas that surround the site and are available for parking; including Water Street, Beach Road, the existing Skate Park parking area and the Fulton Street car park, near the Bowling Club site.

The traffic assessment concludes that it is reasonable not to require parking on the site, as most participants may ride to the site, or else parking will be found on the road network, outside the recreational park environs.

2 Loading and unloading and vehicle access from a road –

For the development of a Sports and Recreation Use Class, Acceptable Solution E9.5.2–(A1) of the Scheme's E9 "Traffic Generating Use and Parking Code" requires that provision be made for a loading and

unloading area. The proposal details no loading and unloading area on site.

The Codes' Performance Criteria E9.5.1–(P1) requires that either:

- (a) it must be unnecessary or unreasonable to require arrangements for the provision of a loading and unloading area; or
- (b) that adequate and appropriate provision has been made on site to meet anticipated need and intensity of use.

Similar to the reasoning outlined above, the provision of an on-site loading and unloading area is considered to be unnecessary and unreasonable.

3 *Stormwater drainage –*

This is not a discretionary matter for the Planning Authority. Nevertheless, the matter has been raised in representations and the following comments in relation to stormwater are made for information purposes.

Currently, the development site acts as a stormwater detention area. Council's stormwater system, that drains sections of Water Street and Fulton Street, passes under this area and surfaces at the edge of Beach Road, to the north. During periods of heavy rain and high stormwater flow and the elevation of land in this area, a "back-up" of stormwater regularly occurs that results in an overflow and pooling of stormwater into the area subject to this application.

This means that at times the urban bike park would be inundated with stormwater overflow, until such time that the overflow is able to soak away into the soil sub-base. The proposed development will not alter the current or future flow and disposal of stormwater in this area.

Referral advice –

Referral advice from the various Departments of the Council and other service providers is as follows:

SERVICE	COMMENTS/CONDITIONS
Environmental Health	No comment.
Infrastructure Services	Refer to Statement of Compliance from the Road Authority and Stormwater Authority.
TasWater	No comment.
Department of State Growth	Referral not required.
Environment Protection Authority	Referral not required.
TasRail	Referral not required.
Heritage Tasmania	Referral not required.
Crown Land Services	Referral not required.
Other	Referral not required.

CONSULTATION

In accordance with s.57(3) of the *Land Use Planning and Approvals Act 1993*:

- . a site notice was posted;
- . letters to adjoining owners were sent; and
- . an advertisement was placed in the Public Notices section of The Advocate.

Representations –

Two representations were received within the prescribed time, copies of which are provided at Annexure 3.

The representations are summarised and responded to as follows:

MATTER RAISED	RESPONSE
REPRESENTATION 1	
1 Proximity of urban bike park to residential units 1 to 7/55 Water Street, Ulverstone.	<p>The proposed urban bike park would be located greater than 60m from the dwellings at 55 Water Street that are zoned General Residential.</p> <p>The Scheme requires a setback of 4m from a General Residential zone.</p>
2 Loss of property value.	This is not a matter for consideration under the Scheme or by the Planning Authority.
3 Loss of privacy.	<p>The Scheme requires that development and use be setback a minimum of 4m from a General Residential zone boundary.</p> <p>The proposed development satisfies this standard.</p>
4 Visual impact.	Under the Standards for development in the Recreation zone, this is not a matter for consideration under the Scheme or by the Planning Authority, unless development would be within 4m of a General Residential zone boundary. The proposed development would be setback greater than 4m.
5 Dust from the track and a significant increase in noise levels.	Environmental nuisance from dust and noise would be managed under the <i>Environmental Management and Pollution Control Act 1994</i> and as such are not a matter for consideration by the Planning Authority.

6	Loss of vegetation and landscape and detracting from the natural beauty of the family park environment.	<p>The facility would not result in any structures or modified landforms greater than 1.5m in height and as such views across the land, to Bass Strait, would remain unimpeded.</p> <p>The development would reduce the amount of grass cover over the site and small trees, with a diameter less than 100mm, may need to be removed for track construction. This means the outlook and general landscape of the park land in this location will alter somewhat. However, this is considered to be an acceptable trade-off in the provision of a recreational facility.</p>
7	Loutish behavior and foul language.	These are not matters for consideration under the Scheme nor by the Planning Authority.
8	Vandalism.	This is not a matter for consideration under the Scheme or by the Planning Authority.
REPRESENTATION 2		
1	The application is not in the best interests of families and residents who may wish to enjoy the pristine park.	This is not a matter for consideration under the Scheme nor by the Planning Authority.
2	No objection to the concept – but objection to the location.	<p>The site is zoned Recreation under the Scheme. The development of a sports and recreation facility in the zone is “Permitted” under the Scheme.</p> <p>The only discretionary matters for consideration by the Planning Authority are in relation to the lack</p>

	of on-site car parking and a loading and unloading area.
3 Why is the Council pressing ahead with the proposal when 90 plus signatures against such a proposal, were previously presented to the Council?	This is not a matter for consideration under the Scheme nor by the Planning Authority.
4 During winter the area is prone to extensive flooding.	Refer to comments on stormwater in the "Issues" section of this report.
5 The traffic study did not give much consideration to the restricted access to private property during weekends when football and bowls events are taking place. Also Surf Club activity.	<p>The traffic study examined areas surrounding the site that may be available for car parking.</p> <p>It is true that other activity in this area; including football, bowls, surf club, the waterslide, the Community Health facility, Skate Park, picnic and barbeque facilities and playgrounds will all need to compete for car parking space in Water Street, and Beach Road and Fulton Street.</p>
6 Elderly residents who like to walk the pathway may feel intimidated by people gathering with BMX bikes which, by their nature are ridden aggressively.	This is not a matter for consideration under the Scheme nor by the Planning Authority.

RESOURCE, FINANCIAL AND RISK IMPACTS

The proposal has no likely impact on Council resources outside those usually required for assessment and reporting, and possibly costs associated with an appeal against the Council's determination should one be instituted.

CORPORATE COMPLIANCE

The Central Coast Strategic Plan 2014–2024 includes the following strategies and key actions:

The Environment and Sustainable Infrastructure

- Develop and manage sustainable built infrastructure.

CONCLUSION

The representations do not contain sufficient merit to justify the addition of any restrictive condition to a Permit issued, or refusal of the development.

It is considered the relevant Performance Criteria of the Scheme have been addressed and adequately satisfied and the issue of a Permit is justified, subject to conditions.

Recommendation –

It is recommended that the application for Sports and Recreation (urban bike park) – variation to E9 Traffic Generation and Parking Code at 29 and 57 Water Street, Ulverstone be approved subject to the following conditions and notes:

- 1 The development must be substantially in accordance with the plans and documents by Dirt Art Pty Ltd dated 20 August 2018.

Please note:

- 1 A Planning Permit remains valid for two years. If the use and/or development has not substantially commenced within this period, an extension of time may be granted if a request is made before this period expires. If the Permit lapses, a new application must be made.
- 2 “Substantial commencement” is the submission and approval of a Building Permit or engineering drawings and the physical commencement of infrastructure works on the site or bank guarantee to undertake such works.
- 3 Signage does not form part of this application. Any signs on the site, other than signs for safety purposes, may require a Permit.’

The report is supported.”

The Executive Services Officer reported as follows:

“A copy of the Annexures referred to in the Land Use Planning Group Leader’s report have been circulated to all Councillors.”

■ Cr Fuller moved and Cr Diprose seconded, “That the application for Sports and Recreation (urban bike park) – variation to E9 Traffic Generation and Parking Code at 29 and 57 Water Street, Ulverstone be approved subject to the following conditions and notes:

- 1 The development must be substantially in accordance with the plans and documents by Dirt Art Pty Ltd dated 20 August 2018.

Please note:

- 1 A Planning Permit remains valid for two years. If the use and/or development has not substantially commenced within this period, an extension of time may be granted if a request is made before this period expires. If the Permit lapses, a new application must be made.
- 2 ‘Substantial commencement’ is the submission and approval of a Building Permit or engineering drawings and the physical commencement of infrastructure works on the site or bank guarantee to undertake such works.
- 3 Signage does not form part of this application. Any signs on the site, other than signs for safety or directional purposes, may require a Permit.”

Voting for the motion

(7)

Cr Bonde

Cr Beswick

Cr Carpenter

Cr Diprose

Cr Fuller

Cr Hiscutt

Cr Overton

Voting against the motion

(1)

Cr van Rooyen

Motion

Carried

Cr Viney returned to the meeting at 7.14pm.

INFRASTRUCTURE SERVICES

322/2018 Tenders for resealing of urban and rural roads 2018–2019

The Director Infrastructure Services reported as follows:

“The Engineering Group Leader has prepared the following report:

‘PURPOSE

The purpose of this report is to make recommendation on tenders received for the 2018–2019 urban and rural roads resealing program.

BACKGROUND

For sealing of Council roads there is an established practice of calling for expressions of interest from suppliers to be listed on a Multiple Use Register for a three-year term.

Expressions of interest for sprayed bituminous surfacing were invited on 22 June 2018 as part of the Council’s Standing Tenders for 2018–2021. Submissions were received from Hardings Hotmix Pty Ltd, Roadways Pty Ltd and Venarchie Contracting Pty Ltd.

All three companies were placed on the Multiple Use Register after being assessed for compliance.

They were invited to provide tenders for the resealing of urban and rural roads during 2018–2019, via the Council’s on-line e-tendering portal, Tenderlink, on 2 October 2018. Tenders closed at 2.00pm on Wednesday, 24 October 2018.

DISCUSSION

Tenders were received as follows (including GST):

TENDERER	PRICE \$
Hardings Hotmix Pty Ltd	548,567.10
Roadways Pty Ltd	598,146.99
Venarchie Contracting Pty Ltd	609,584.60
<i>ESTIMATE</i>	<i>586,000.00</i>

Initial verification of price extensions revealed some minor rounding off and mathematical errors.

After adjustment the following tender prices have been used to assess the tenders.

TENDERER	PRICE \$
Hardings Hotmix Pty Ltd	548,567.00
Roadways Pty Ltd	598,741.22
Venarchie Contracting Pty Ltd	609,584.60

The Council uses a weighted tender assessment method based on

- . compliance with tender documents;
- . previous experience;
- . proposed construction period;
- . WHS system and record; and
- . tender price/value for money.

Based on the evaluation, Hardings Hotmix Pty Ltd was assessed as the preferred tender.

CONSULTATION

This item has utilised the Council's Multiple Use Register for sprayed bituminous sealing in an invited tendering process.

RESOURCE, FINANCIAL AND RISK IMPACTS

The total budget for urban and rural resealing for 2018–2019 is \$850,000. The tender from Hardings Hotmix Pty Ltd can be accommodated within the budget.

The balance is utilised for reseal preparation works carried out by the Council's Construction and Maintenance Group and overheads.

Under this urban and rural road reseal 2018–2019 tender, 1.88km of urban roads and 15.06km of rural roads will be resealed, and 11.74km of road sections affected by resealing will be re-linemarked.

This year's successful tender rate comparisons with last year's successful tender are as follows:

RESEAL AREA	THIS YEAR'S TENDER
Rural	-0.4%
Urban	+4.2%
Linemarking	-46.1%

CORPORATE COMPLIANCE

The Central Coast Strategic Plan 2014–2024 includes the following strategies and key actions:

A Connected Central Coast

- Provide for a diverse range of movement patterns
- Connect the people with services.

The Environment and Sustainable Infrastructure

- Develop and manage sustainable built infrastructure.

Council Sustainability and Governance

- Improve service provision.

CONCLUSION

It is recommended that the tender from Hardings Hotmix Pty Ltd in the amount of \$548,567.00 (including GST) for urban and rural road resealing 2018–2019 be accepted and approved by the Council.'

The Engineering Group Leader's report is supported."

■ Cr Fuller moved and Cr Viney seconded, "That the tender from Hardings Hotmix Pty Ltd in the amount of \$548,567.00 (including GST) for urban and rural road resealing 2018–2019, be accepted."

Carried unanimously

ORGANISATIONAL SERVICES

323/2018 Contracts and agreements

The Director Organisational Services reported as follows:

“A Schedule of Contracts and Agreements (other than those approved under the common seal) entered into during the month of October 2018 has been submitted by the General Manager to the Council for information. The information is reported in accordance with approved delegations and responsibilities.”

The Executive Services Officer reports as follows:

“A copy of the Schedule has been circulated to all Councillors.”

■ Cr Diprose moved and Cr Beswick seconded, “That the Schedule of Contracts and Agreements (a copy being appended to and forming part of the minutes) be received.”

Carried unanimously

324/2018 Correspondence addressed to the Mayor and Councillors

The Director Organisational Services reported as follows:

“PURPOSE

This report is to inform the meeting of any correspondence received during the period 16 October 2018 to 19 November 2018 and which was addressed to the ‘Mayor and Councillors’. Reporting of this correspondence is required in accordance with Council policy.

CORRESPONDENCE RECEIVED

The following correspondence has been received and circulated to all Councillors:

- . Letter providing the Audit of Financial Reports for Year Ended 30 June 2018.
- . Letter providing suggestions for improvements to the Coles Furners car park toilets after recent incident with toilet door.
- . Letter expressing disappointment regarding the cancellation of the last two Councillor workshops.

- . Letter of appreciation thanking the Council for the leadership and funding to support the Penguin 7 Day Makeover.
- . Letter advising of Ratepayers opinions towards not voting at recent Local Government elections.
- . Letter expressing concern in relation to cat issues within the community and a possible desexing program.
- . Letter seeking council support for a local government led campaign to ensure asylum seekers and refugees receive income support.
- . Letter congratulating the Mayor and Councillors elected in the 2018 Local Government elections.
- . Letter requesting additional lighting in Hiscutt Park, Penguin.
- . Letter congratulating the Council on the implementation of the no smoking signage in Reibey Street, Ulverstone.
- . Letter requesting an update of progression of the pontoon for West Ulverstone boat slip.
- . Letter of thanks for support with the recent Navy Day and the Dedication of the Tasmanian Naval Memorial.
- . Representation submission in relation to Development Application for Forth Road landfill site.

Where a matter requires a Council decision based on a professionally developed report the matter will be referred to the Council. Matters other than those requiring a report will be administered on the same basis as other correspondence received by the Council and managed as part of the day-to-day operations.”

- Cr Hiscutt moved and Cr Beswick seconded, “That the Director’s report be received.”

Carried unanimously

325/2018 Common seal

The Director Organisational Services reported as follows:

“A Schedule of Documents for Affixing of the Common Seal for the period 16 October 2018 to 19 November 2018 is submitted for the authority of the Council

to be given. Use of the common seal must first be authorised by a resolution of the Council.

The Schedule also includes for information advice of final plans of subdivision sealed in accordance with approved delegation and responsibilities.”

The Executive Services Officer reported as follows:

“A copy of the Schedule has been circulated to all Councillors.”

■ Cr Diprose moved and Cr Hiscutt seconded, “That the common seal (a copy of the Schedule of Documents for Affixing of the Common Seal being appended to and forming part of the minutes) be affixed subject to compliance with all conditions of approval in respect of each document, and that the advice of final plans of subdivision sealed in accordance with approved delegation and responsibilities be received.”

Carried unanimously

CLOSURE OF MEETING TO THE PUBLIC

326/2018 Meeting closed to the public

The Executive Services Officer reported as follows:

“The *Local Government (Meeting Procedures) Regulations 2015* provide that a meeting of a council is to be open to the public unless the council, by absolute majority, decides to close part of the meeting because one or more of the following matters are being, or are to be, discussed at the meeting.

Moving into a closed meeting is to be by procedural motion. Once a meeting is closed, meeting procedures are not relaxed unless the council so decides.

It is considered desirable that the following matters be discussed in a closed meeting:

Matter	<i>Local Government (Meeting Procedures) Regulations 2015</i> reference
Confirmation of Closed Session Minutes	15(2)(g) Information of a personal and confidential nature or information provided to the council on the condition it is kept confidential
Minutes and notes of other organisations and committees of the Council	15(2)(g) Information of a personal and confidential nature or information provided to the council on the condition it is kept confidential.”
. Cradle Coast Authority Board – meeting held 6 September 2018	
. Dulverton Waste Management Audit and Risk Committee – meeting held 29 October 2018	
. Dulverton Waste Management Board – meeting held 29 October 2018.	

■ Cr Fuller moved and Cr Beswick seconded, “That the Council close the meeting to the public to consider the following matters, they being matters relating to:

Matter	<i>Local Government (Meeting Procedures) Regulations 2015</i> reference
Confirmation of Closed Session Minutes	15(2)(g) Information of a personal and confidential nature or information provided to the council on the condition it is kept confidential
Minutes and notes of other organisations and committees of the Council . Cradle Coast Authority Board – meeting held 6 September 2018 . Dulverton Waste Management Audit and Risk Committee – meeting held 29 October 2018 . Dulverton Waste Management Board – meeting held 29 October 2018.	15(2)(g) Information of a personal and confidential nature or information provided to the council on the condition it is kept confidential.”

Carried unanimously and by absolute majority

The Executive Services Officer further reported as follows:

- “1 The *Local Government (Meeting Procedures) Regulations 2015* provide in respect of any matter discussed at a closed meeting that the general manager is to record in the minutes of the open meeting, in a manner that protects confidentiality, the fact that the matter was discussed and a brief description of the matter so discussed, and is not to record in the minutes of the open meeting the details of the outcome unless the council determines otherwise.
- 2 While in a closed meeting, the council 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.
- 3 The *Local Government Act 1993* provides that a councillor must not disclose information seen or heard at a meeting or part of a meeting that is closed to the public that is not authorised by the council to be disclosed.

Similarly, an employee of a council must not disclose information acquired as such an employee on the condition that it be kept confidential.

- 4 In the event that additional business is required to be conducted by a council after the matter(s) for which the meeting has been closed to the public have been conducted, the Regulations provide that a council may, by simple majority, re-open a closed meeting to the public.”

The Council moved into Closed session at 7.21pm.

327/2018 Confirmation of Closed session minutes

The Executive Services Officer reported as follows:

“The Closed session minutes of the previous ordinary meeting of the Council held on 15 October 2018 have already been circulated. The minutes are required to be confirmed for their accuracy.

...

The *Local Government (Meeting Procedures) Regulations 2015* provide in respect of a matter discussed at a closed meeting –

‘34(1)(b) in relation to a matter discussed at the closed meeting –

(i) the fact that the matter was discussed at the closed meeting; and

(ii) a brief description of the matter so discussed –

are to be recorded in the minutes of that part of the meeting that is open to the public, but are to be recorded in a manner that does not disclose any confidential information and protects confidentiality; and

(c) in relation to a matter discussed at the closed meeting, the details of the discussion of the matter, and the outcome of the discussion, are not to be recorded in the minutes of that part of the meeting that is open to the public unless the council, or council committee, determines otherwise.’

The details of this matter are accordingly to be recorded in the minutes of the closed part of the meeting.”

GENERAL MANAGEMENT

328/2018 Minutes and notes of other organisations and committees of the Council

The General Manager reported as follows:

“The following minutes and notes of committees of the Council and other organisations on which the Council has representation have been received:

- . Cradle Coast Authority Board – meeting held 6 September 2018
- . Dulverton Waste Management Audit and Risk Committee – meeting held 29 October 2018
- . Dulverton Waste Management Board – meeting held 29 October 2018.

The minutes and notes have been provided to the Council on the condition they are kept confidential.

...

The *Local Government (Meeting Procedures) Regulations 2015* provide in respect of a matter discussed at a closed meeting –

‘34(1)(b) in relation to a matter discussed at the closed meeting –

- (i) the fact that the matter was discussed at the closed meeting; and
- (ii) a brief description of the matter so discussed –

are to be recorded in the minutes of that part of the meeting that is open to the public, but are to be recorded in a manner that does not disclose any confidential information and protects confidentiality; and

- (c) in relation to a matter discussed at the closed meeting, the details of the discussion of the matter, and the outcome of the discussion, are not to be recorded in the minutes of that part of the meeting that is open to the public unless the council, or council committee, determines otherwise.’

The details of this matter are accordingly to be recorded in the minutes of the closed part of the meeting.”

There being no further business, the Mayor declared the meeting closed at 7.23pm.

CONFIRMED THIS 17TH DAY OF DECEMBER, 2018.

Chairperson

(lb:Imm)

Appendices

- Minute No. 311/2018 – Certificate of Election
- Minute No. 316/2018 – Schedule of Appointments to Statutory Bodies, Groups and Organisations, Council and Special Committees, Community Advisory Groups and Working Groups
- Minute No. 318/2018 – Meeting schedules for Ordinary Council and Development Support Special Committee meetings for 2019
- Minute No. 319/2018 – Schedule of Statutory Determinations
- Minute No. 323/2018 – Schedule of Contracts & Agreements
- Minute No. 325/2018 – Schedule of Documents for Affixing of the Common Seal

QUALIFIED PERSON'S ADVICE

The *Local Government Act 1993* provides (in part) as follows:

. A general manager must ensure that any advice, information or recommendation given to the council is given by a person who has the qualifications or experience necessary to give such advice, information or recommendation.

. A council is not to decide on any matter which requires the advice of a qualified person without considering such advice unless the general manager certifies in writing that such advice was obtained and taken into account in providing general advice to the council.

I therefore certify that with respect to all advice, information or recommendation provided to the Council within these minutes:

(i) the advice, information or recommendation was given by a person who has the qualifications or experience necessary to give such advice, information or recommendation; and

(ii) where any advice was directly given by a person who did not have the required qualifications or experience that person has obtained and taken into account in that person's general advice the advice from an appropriately qualified or experienced person.



Sandra Ayton
GENERAL MANAGER

Appendices

2018 LOCAL GOVERNMENT ELECTIONS

Certificate of Election

Central Coast Council

In accordance with the Local Government Act 1993 I have declared the following candidates elected to the positions shown below.

9 Councillors

Elected for a period of 4 years

Jan BONDE

Cheryl FULLER

Garry CARPENTER

Tony VAN ROOYEN

Philip VINEY

Amanda DIPROSE

Annette OVERTON

John BESWICK

Casey HISCUTT

Mayor

Elected for a period of 4 years

Jan BONDE

Deputy Mayor

Elected for a period of 4 years

Garry CARPENTER



Sherri Nolan RETURNING OFFICER

Friday 2 November 2018

**Schedule of Appointments to Statutory Bodies,
Groups and Organisations, Council and Special Committees,
Community Advisory Groups and Working Groups**

APPOINTMENTS TO STATUTORY BODIES

Cradle Coast Authority – Representatives Group (Establishment Rules) (22/2006)

Mayor
General Manager

Note. The General Manager has the authority to appoint a substitute representative whenever a representative is unable to attend.

**Dulverton Regional Waste Management Authority – Representatives Group
(Establishment Rules)**

Cr Fuller
General Manager

Note: Cr Carpenter is the proxy appointment.

Note. The General Manager has the authority to appoint a substitute representative whenever a representative is unable to attend.

The Dulverton Regional Waste Management Authority – Representatives Group meets Quarterly, on a weekday. Meeting time and duration is generally from 10.00am for approximately two hours. Location of meeting rotates between the four partners – Latrobe, Kentish, Devonport and Central Coast Councils.

Local Government Association of Tasmania – Annual General Meetings, General Meetings and Special General Meetings (Establishment Rules)

Mayor, Deputy Mayor and General Manager as delegates, with the Mayor as the voting delegate, and in her absence, the Deputy Mayor.

**Local Government Association of Tasmania – General Management Committee
(Establishment Rules)**

Representative of Devonport City and Central Coast Councils – currently:
Mayor – Central Coast Council

Note. Devonport City Council Mayor is the proxy appointment.

**Tasmanian Water and Sewerage Corporation Pty Ltd – Owners’ Representatives
Group (Establishment Rules) (224/2012 – 20.08.2012)**

Mayor

Note. Cr Fuller is the proxy appointment.

*Tasmanian Water and Sewerage Corporation Pty Ltd – Owners’ Representatives
Group have two Quarterly Briefings held in February and August each year and two
General Meetings held in May and November (AGM). Meetings are held on
weekdays, in various locations.*

Central Coast Shared Audit Panel (28A/2015)

Robert Atkinson (external member and Chairperson)

John Howard (external member)

Cr Carpenter

Cr Viney

General Manager

Note. Cr Beswick is the proxy appointment

*The Central Coast and Shared Audit Panel meet four times annually, with meetings
scheduled for March, June, August and November. Meetings are held on a Monday,
with times varying between am and pm and duration is up to three hours. Meeting
venues are alternated between Devonport City and Central Coast Councils.*

**Schedule of Appointments to Statutory Bodies,
Groups and Organisations, Council and Special Committees,
Community Advisory Groups and Working Groups**

APPOINTMENTS TO GROUPS AND ORGANISATIONS

Bush Watch Western District Committee

Cr Diprose is the Council's liaison person

Note. Cr Carpenter is the proxy appointment.

The Bush Watch Western District Committee meets four to five times per year and meetings are held at the Forico Building in Ridgley. Dates and times are confirmed closer to the allocated meeting date and are held mid-week around 11.00am.

Cr's Diprose and Carpenter to alternate attendance, pending other commitments.

Central Coast Chamber of Commerce and Industry – Council Representative

Cr Overton

Note. Cr Fuller is the proxy appointment.

The Central Coast Chamber of Commerce and Industry (CCCCI) meets monthly on the second Wednesday of each month, from 7.00pm at the CCCCCI offices.

Mersey–Leven Emergency Management Planning Committee (472/2003)

Mayor

Central Coast Municipal Emergency Management Coordinator

Central Coast Deputy Municipal Emergency Management Coordinator

Central Coast Municipal Community Recovery Coordinator

Central Coast Deputy Municipal Community Recovery Coordinator

Penguin Surf Life Saving Club

Cr Hiscutt is the Council's liaison person

Note. Cr Fuller is the proxy appointment.

The Penguin Surf Life Saving Club meets monthly on a Wednesday from 7.00pm.

Ulverstone Band

Cr Overton is the Council's liaison person

Note. Cr Beswick is the proxy appointment.

The Ulverstone Band does not have a regular meeting schedule. One to two meetings are held annually, notification is provided to committee members. Meetings are generally held mid-week in the evenings.

Ulverstone Surf Life Saving Club

Cr Viney is the Council's liaison person

Note. Cr Diprose is the proxy appointment.

The Ulverstone Surf Life Saving Club's meetings schedule to be confirmed.

Caves to Canyon Tourism Association

Cr Carpenter is the Council's liaison person

Note. Cr Hiscutt is the proxy appointment.

The Caves to Canyon Tourism Association meets monthly on the second Tuesday of each month. Meetings are held mid-week in the afternoon or evening, with the duration around two hours.

Slipstream Circus Board Inc. (111/2013)

Cr Hiscutt is the Council's liaison person

Note. Cr Carpenter is the proxy appointment.

The Slipstream Circus Board meets monthly on Monday evening at 6.00pm.

Sprent Primary School Association (242/2013)

Cr Viney is the Council's liaison person

Note. Cr Fuller is the proxy appointment.

The Sprent School Association has quarterly meetings on a Wednesday from 7.00pm, duration approximately two hours.

**Schedule of Appointments to Statutory Bodies,
Groups and Organisations, Council and Special Committees,
Community Advisory Groups and Working Groups**

APPOINTMENTS TO COUNCIL AND SPECIAL COMMITTEES

Development Support Special Committee (210/2005)

Mayor
Cr Carpenter
Cr Fuller
Cr van Rooyen
Cr Viney
General Manager

Note. Crs Beswick and Hiscutt are the proxy appointments.

The Development Support Special Committee meeting schedule is approved annually by the Council. Meetings are allocated to the second and last Monday of each month. Meetings commence at 6.00pm and are held prior to Councillor Workshops.

East Ulverstone Swimming Pool Management Committee (709/1994)

Principal, East Ulverstone Primary School
Teacher In-charge – Co-ordinator Water Safety Program – Mr Alan Graham
Principal Education Office – Sport and Physical Activity – Ms Wendy Cracknell
Pool Caretaker (Education Department representative)
Central Coast Council Community Wellbeing Officer
Pool Supervisor

Community representative – Mr Steve Crocker
Cr Diprose is the Council's Representative

Note. Cr Overton is the proxy appointment.

The East Ulverstone Swimming Pool Management Committee meets quarterly on a Thursday between 3.30 and 4.30pm at the Pool complex.

Penguin Miniature Railway Management Committee (85/1993)

Mr Maurice Jones
Mr Cor Vander Vlist
Mr Matey Ray
Mr Brandon Richardson (as a junior member)
Mr Janzen Reynolds (as a junior member)
Mr Simon Hutchinson
Mr Chris Cripps
Cr Fuller is the Council's liaison person

Note. Cr Hiscutt is the proxy appointment.

The Committee is currently in abeyance.

Riana Community Centre Advisory Committee (85/1993)

Mrs Verlie Duff
Mrs Beth Tobin
Mr Robert Langham
Mr Darren Fielding
Mrs Glenda Fielding
Mrs Annette Langham
Mrs Leonie Millhouse
Cr Fuller is the Council's liaison person

Note. Cr Carpenter is the proxy appointment.

The Riana Community Centre Advisory Committee meets quarterly on a Tuesday at the Riana Community Centre from 7.30pm, duration of meeting approximately one hour.

Central Coast Community Shed Management Committee (267/2011)

Chairperson
Community Shed Liaison/Coordinator/Treasurer
Safety Officer
Two Supervisor Representatives
Program/user representatives
Women's Group Representative
Coffin Club (Care Beyond Cure) Representative

Community/Services Organisation representative
School Representative; and
Cr Viney is the Council Representative.

Note. Cr Beswick is the proxy appointment.

The Central Coast Community Shed Management Committee meets monthly on the first Monday of the month from approximately 1.00–2.00pm. Committee meetings are held at the Community Shed.

**Schedule of Appointments to Statutory Bodies,
Groups and Organisations, Council and Special Committees,
Community Advisory Groups and Working Groups**

APPOINTMENTS TO COMMUNITY ADVISORY GROUPS

Central Coast Community Safety Partnership Committee (326/2003)

Mayor
Cr Fuller
General Manager
Representative of the Community Services Department

Note. Cr Diprose is the proxy appointment.

The Central Coast Community Safety Partnership Committee meets bi-monthly on a Wednesday from 10.00am in the Council Chamber, with the meeting duration approximately one to two hours.

Youth Engaged Steering Committee

Cr Viney is the Council's liaison person

Note. Cr Diprose is the proxy appointment.

The Youth Engaged Steering Committee meets monthly on the last Thursday of the month, during the school terms. Meetings are held in the Council Chamber or on rotation between the participating schools between 9.00–10.00am for approximately one hour.

Ulverstone Wharf Precinct Advisory Committee (140/2014 and 141/2014)

Cr is the Council's representative

Note. Cr is the proxy appointment.

Committee currently in abeyance, upon notification appointments to the Committee will be undertaken.

**Schedule of Appointments to Statutory Bodies,
Groups and Organisations, Council and Special Committees,
Community Advisory Groups and Working Groups**

APPOINTMENTS TO WORKING GROUPS

Australia Day Awards Committee

Cr Overton
Cr van Rooyen
Mr Glen Lutwyche

The Australia Day Awards Committee meets annually in November.

General Manager Performance Review Panel (197/2003)

Mayor, Deputy Mayor and one other Councillor (being Cr van Rooyen)

Note. Cr Fuller is the proxy appointment.

Small Grants Panel (257/2002)

Cr Beswick
Cr Overton
Cr van Rooyen
Two representatives of the Community Services Department

Note. Cr Carpenter is the proxy appointment.

The Small Grants Panel meets each April to allocate grants and consider applications.

Notation: In appointing members or representatives to any organisation, committee or working party it is essential that the rules or minute establishing those groups be consulted prior to making an appointment in order to ensure that the rules and minute are complied with.

COUNCIL

MEETING DATES 2019


Ordinary meetings of the Council are held on the third Monday monthly, except for January and December as shown below.

Meetings are held in the Council Chamber, Administration Centre, 19 King Edward Street, Ulverstone and are open to the general public. Meetings commence at 6.00pm, and at 6.40pm 30 minutes is allocated to the public to ask questions of the Council.

The current agenda and minutes are available from either the Administration Centre or the Service Centre, Penguin, or can be accessed on the Council's website at www.centralcoast.tas.gov.au. (Agendas are available from the Thursday prior to each meeting.)

Meeting dates for 2019 are scheduled as follows:

*Tuesday 29 January
Monday 18 February
Monday 18 March
Monday 15 April
Monday 20 May
Monday 17 June
Monday 15 July
Monday 19 August
Monday 16 September
Monday 21 October
Monday 18 November
Monday 16 December



SANDRA AYTON
General Manager

DEVELOPMENT SUPPORT SPECIAL COMMITTEE

MEETING DATES 2019


Meetings of the Development Support Special Committee are held in the Council Chamber, Administration Centre, 19 King Edward Street, Ulverstone. This Committee deals with matters of a land-use planning nature, particularly determination of applications. Although scheduled, meetings are only held if required. Persons interested in attending should contact the Land Use Planning Group (tel. 6428 8952) to find out if the meeting will be required on the scheduled date.

The current agenda and minutes are available from either the Administration Centre or the Service Centre, Penguin, or can be accessed on the Council's website at www.centralcoast.tas.gov.au

Meeting dates for 2019 are scheduled as follows:

Monday 14 January
Monday 11 February
Monday 25 February
*Tuesday 12 March
Monday 25 March
Monday 8 April
Monday 29 April
Monday 13 May
Monday 27 May
*Tuesday 11 June
Monday 24 June

Monday 8 July
Monday 29 July
Monday 12 August
Monday 26 August
Monday 9 September
Monday 30 September
Monday 14 October
Monday 28 October
Monday 11 November
Monday 25 November
Monday 9 December



SANDRA AYTON
General Manager

Central Coast Council
List of Development Applications Determined
Period from: 1 October 2018 to 31 October 2018

Application Number Display	Address	DA Type	Proposed use	Application Date	Decision Date	Day determined
DA2018017	6 Southwood Avenue PENGUIN,TAS,7316	Discretionary	Residential (subdivision - 36 lots)	5/07/2018	8/10/2018	11
DA2018053	65A Alexandra Road ULVERSTONE,TAS,7315	Discretionary	Residential (covered deck)	15/08/2018	4/10/2018	27
DA2018056	1121 Wilmot Road KINDRED,TAS,7310	Permitted	Residential - as constructed deck and gazebo	17/08/2018	2/10/2018	8
DA2018059	Goulds Road PRESTON,TAS,7315	Discretionary	Utilities (Telecommunication monopole and associated structures)	29/08/2018	8/10/2018	34
DA2018066	2 Arnold Street PENGUIN,TAS,7316	Discretionary	Residential (outbuilding)	6/09/2018	30/10/2018	20
DA2018067	8 Starlight Court ULVERSTONE,TAS,7315	Discretionary	Residential (outbuilding - shed)	6/09/2018	19/10/2018	37
DA2018073 - 1	8 Jetty Street ULVERSTONE,TAS,7315	Discretionary	Resource Processing (factory addition and the relocation of tank farm, fat, oil and grease recovery plant and foaming station)	6/09/2018	17/10/2018	35
DA2018075	30 Bowman Drive PENGUIN,TAS,7316	Discretionary	Residential (outbuilding)	14/09/2018	19/10/2018	22
DA2018080	125 Ironcliffe Road PENGUIN,TAS,7316	Permitted	Sports and recreation (covered spectator stand & kiosk)	14/09/2018	16/10/2018	20

Central Coast Council
List of Development Applications Determined
Period from: 1 October 2018 to 31 October 2018

DA2018085	107 Main Road PENGUIN,TAS,7316	Discretionary	Business and Professional Services (medical centre extension)	20/09/2018	31/10/2018	26
DA2018092	133 South Road WEST ULVERSTONE,TAS,7315	Permitted	Visitor Accommodation	24/09/2018	9/10/2018	12
DA2018093	5 Maisie Place ULVERSTONE,TAS,7315	Permitted	Residential (dwelling)	28/09/2018	22/10/2018	6
DA2018098	1201-1221 Pine Road RIANA,TAS,7316	Discretionary	Community meeting and entertainment/Sport & Recreation - deck extension to Riana Community Centre	1/10/2018	30/10/2018	22
DA2018100	27 Parsons Street ULVERSTONE,TAS,7315	Permitted	Sport & recreation (shipping container - storage of cricket equipment)	4/10/2018	16/10/2018	5
DA2018101	1 Crescent Street ULVERSTONE,TAS,7315	Discretionary	Hotel industry (covered deck adjacent to function room) and boundary adjustment	4/10/2018	30/10/2018	15
DA2018102	36 Allegra Drive HEYBRIDGE,TAS,7316	Permitted	Residential (dwelling)	5/10/2018	24/10/2018	6
DA2018103	1 Turners Beach Road TURNERS BEACH,TAS,7315	Permitted	Residential - as constructed deck	8/10/2018	19/10/2018	3
DA2018111	10 Riverside Avenue ULVERSTONE,TAS,7315	Permitted	Residential (dwelling extension and major renovation)	15/10/2018	24/10/2018	5
DA2018122	10 Wyllies Road RIANA,TAS,7316	Permitted	Agricultural storage shed	19/10/2018	30/10/2018	7

Central Coast Council
List of Development Applications Determined
Period from: 1 October 2018 to 31 October 2018

DA216219	Johnsons Beach Road Penguin,TAS,7316	Discretionary	Community meeting and entertainment (storage shipping container)	7/06/2017	16/10/2018	24
DA217241	161 Hardys Road PENGUIN,TAS,7316	Discretionary	Residential (subdivision - 3 lots)	4/06/2018	2/10/2018	41

**SCHEDULE OF STATUTORY DETERMINATIONS
MADE UNDER DELEGATION**

Period: 1 October 2018 to 31 October 2018

Building Permits – 11

• New dwellings	7	\$1,826,250
• Outbuildings	1	\$27,000
• Additions/Alterations	3	\$473,600
• Other	0	\$0.00
• Units	0	\$0.00

Demolition Permit 0 \$0.00

Permit of Substantial Compliance – Building – 0

Notifiable Work – Building – 13

• New dwellings	4	\$1,073,750
• Outbuildings	5	\$219,613
• Additions/Alterations	3	\$131,000
• Other	1	\$7,000

Building Low Risk Work – 1

Plumbing Permits – 4

Certificate of Likely Compliance – Plumbing – 12

No Permit required– Plumbing – 4

Food Business registrations (renewals) – 21

Food Business registrations – 1

Temporary Food Business registrations – 4

Temporary 12 month Statewide Food Business Registrations – 3

Public Health Risk Activity Premises Registration – 0

Public Health Risk Activity Operator Licences – 0

Temporary Place of Assembly licences – 0



Cor Vander Vlist
DIRECTOR COMMUNITY SERVICES



SCHEDULE OF CONTRACTS AND AGREEMENTS

(Other than those approved under the Common Seal)

Period: 1 to 31 October 2018

Contracts

- . Contract for sale of property
4 Arnold Street
Penguin
- . Contract for sale of property
Lot 1 Overall Street
Sulphur Creek
- . Contract for sale of property
Lot 2 Overall Street
Sulphur Creek

Agreements

- . Infrastructure Relocation and Works Agreement
Tasmanian Networks Pty Ltd (TasNetworks) and Central Coast Council
Quadrant Car Park East, Ulverstone – Case Number CS18-3414
Cost of project – \$19,886.34 (incl. GST)
- . Grant Agreement (Building Better Regions Fund Infrastructure Projects Stream Round 2)
Department of Industry, Innovation and Science and Central Coast Council
Construction of the Ulverstone Museum and Art Gallery complex
Amount of Grant – up to \$2,500,000 (plus GST if applicable)
- . Infrastructure Relocation and Works Agreement
Tasmanian Networks Pty Ltd (TasNetworks) and Central Coast Council
Quadrant Car Park East, Ulverstone – Case Number CS18-3414
Cost of project – \$19,886.34 (incl. GST)
- . Licence Agreement
APRA
Public Performance Licence – Central Coast Council

- . Deed of variation of lease
Department of Primary Industries, Parks, Water and Environment
Crown land at Picnic Point, West Ulverstone
- . Tenancy Agreement
Unit 5 Ganesway, 51-55 Queen Street, West Ulverstone
- . APH Agreement
Unit 1, Alexandra Apartments
9-11 Alexandra Road, Ulverstone
- . APH Agreement
Unit 11 Coinda
35-37 Main Street, Ulverstone
- . Occupancy Agreement
52 Richardson Street, Ulverstone
1 January 2019 to approx. January 2020



Sandra Ayton
GENERAL MANAGER

**SCHEDULE OF DOCUMENTS FOR AFFIXING OF
THE COMMON SEAL**

Period: 16 October 2018 – 19 November 2018

Documents for affixing of the common seal

Nil

Final plans of subdivision sealed under delegation

- . Final Plan of Survey
Explorer Drive, Turners Beach
Application No. SUB2007.29
- . Final Plan of Survey
15 Scurrah Street, Ulverstone (subdivision – 3 lots).
Application No. DA217170
- . Final Plan of Survey
2 Main Street, Ulverstone (boundary adjustments and amalgamation of Titles)
Application No. 217245
- . Final Plan of Survey
3 Alexandra Road, Ulverstone (subdivision and amalgamation of Titles)
Application No. DA212158
- . Final Plan of Survey
6 and 4 Charles Street, Ulverstone (subdivision 3 lots)
Application No. DA217090
- . Final Plan of Survey
38 Mission Hill Road, Penguin (subdivision 2 lots)
Application No. DA216258



Sandra Ayton
GENERAL MANAGER