



Meander Valley Council

W O R K I N G T O G E T H E R

MINUTES

COUNCIL MEETING

Tuesday 10th March 2015

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Minutes of the general meeting of the Meander Valley Council held at the Council Chambers Meeting Room, 26 Lyall Street, Westbury, on Tuesday 10 March 2015 at 1.30pm.

PRESENT: Mayor Craig Perkins, Deputy Mayor Michael Kelly, Councillors Andrew Connor, Tanya King, Ian Mackenzie, Bob Richardson, Rodney Synfield, Deborah White and Rodney Youd.

APOLOGIES: Nil

IN ATTENDANCE: Greg Preece, General Manager
Merrilyn Young Personal Assistant
Malcolm Salter, Director Corporate Services
David Pyke, Director Governance & Community Services
Martin Gill, Director Development Services
Dino De Paoli, Director Infrastructure Services
Matthew Millwood, Director Works
Jo Oliver, Senior Town Planner
Leanne Rabjohns, Town Planner
Justin Simmons, Town Planner

257/2015 CONFIRMATION OF MINUTES:

Councillor Mackenzie moved and Councillor King seconded, *“that the minutes of the Ordinary and Closed meeting of Council held on Tuesday 10th February, 2015, be received and confirmed.”*

The motion was declared CARRIED with Councillors Connor, Kelly, King, Mackenzie, Perkins, Richardson, Synfield, White and Youd voting for the motion.

258/2015 COUNCIL WORKSHOPS HELD SINCE THE LAST MEETING:

Date :	Items discussed:
24 th February 2015	<ul style="list-style-type: none">• NBN Presentation• TEER – Water Quality Improvement Plan• Proposed 150 Year Celebration – Ellenora Payne• Prospect Vale Structure Plan• World Heritage Report – Draft Council Submission• Meander Valley Interim Planning Scheme – Hearing Process

259/2015 DECLARATIONS OF INTEREST:

Nil

260/2015 TABLING OF PETITIONS:

Nil

261/2015 PUBLIC QUESTION TIME

1. QUESTIONS TAKEN ON NOTICE – FEBRUARY 2015

Nil

2. QUESTIONS WITHOUT NOTICE – MARCH 2015

Nil

262/2015 COUNCILLOR QUESTION TIME

1. COUNCILLOR QUESTIONS TAKEN ON NOTICE – FEBRUARY 2015

1.1 Cr A Connor– Resource Sharing

With talk of voluntary amalgamations in the air, resource sharing is often touted as an alternative.

What tangible benefits have eventuated for this Council from participation in so-called resource-sharing with others over recent years?

Response by Greg Preece, General Manager

Resource sharing has provided additional income for Council when our staffing resources allow us to provide a fee for service for other Councils, eg planning, building, environmental health, engineering services. This has also had an additional benefit for Council staff as it has provided an opportunity for a broader range of projects to work on and improve their skills.

There has been a reduction in costs when Council come together to scope and tender for the provision of services, eg new telephone system, Code of Conduct Panel Chairperson, Audit Panel Chairperson.

Other examples include regional groups of Council officers working together to develop standards, strategies and deliver programs for the region, eg. Infrastructure Services Group, Waste Management Officers Group, Asset Management Officers Group, Sub Regional Alliance Group.

2. COUNCILLOR QUESTIONS ON NOTICE – MARCH 2015

Nil

3. COUNCILLOR QUESTIONS WITHOUT NOTICE – MARCH 2015

3.1 Cr A Connor

The answers to my questions at the February meeting about Councils' Australia Day Awards submission system are inadequate:-

- a) What further evidence can be provided to back up the brief answers from last month?
- b) Are submissions for awards made via the web form logged in the council's document management system automatically or manually?

Response by David Pyke, Director Governance & Community Services

- a) *A further review has been carried out to the electronic web form system, and a decision will be made as to whether the Australia Day Nomination Form is considered appropriate or not for this type of electronic submission.*
- b) *All submissions are logged into Council's document management system.*

3.2 Cr R Synfield

What lessons can be learnt from the Glover Art Competition/Prize that may further enhance the Meander Valley Art Competition experience overall that may mean addressing issues such as size of prize pool/acquisitive modelling or what goes with the exhibition, ie other possible activities to improve same?

Response by Mayor Craig Perkins

The Senior Town Planner will pass on any information to the Community Services Department.

3.3 Cr B Richardson

a) Re: Requests to DSG re Roadside Spraying

Over previous Council meetings, I have asked for responses to questions relating to roadside spraying.

Have we received written responses from DSG to these questions?

Response by Matthew Millwood, Director Works

Yes we have and they will be circulated in the Briefing Report.

b) Re: Autumn Events & Touring Guide

- I. Does Meander Valley Council contribute to Tourism Northern Tasmania?
- II. If so, why does Westbury's Irish Festival not appear in that organisation's "Backstage Pass" brochure?

Response by Greg Preece, General Manager

- I. *Yes we do;*
- II. *Question taken on Notice*

c) When is Road Safety Week to be held in 2015?

Question taken on Notice

263/2015 DEPUTATIONS BY MEMBERS OF THE PUBLIC

Nil

264/2015 NOTICE OF MOTIONS BY COUNCILLORS

Nil

COUNCIL MEETING AS A PLANNING AUTHORITY

The Mayor advised that for item DEV1 Council is acting as a Planning Authority under the provisions of the *Land Use Planning and Approvals Act 1993*.

265/2015 RESIDENTIAL OUTBUILDING – 32 VROUKA PLACE, HADSPEN

1) Introduction

This report considers the planning application PA\15\0122 for a Residential Outbuilding on land located at 32 Vrouka Place, Hadspen (CT 147630/1).

2) Recommendation

That the application for use and development for a Residential Outbuilding for land located at 32 Vrouka Place, Hadspen (CT 147630/1) by K Rowlings, requiring the following discretions:

10.4.2 Setbacks and building envelope for all dwellings

be APPROVED, generally in accordance with the endorsed plans and subject to the following conditions:

1. The use and/or development must be carried out as shown and described in the endorsed Plans:

- Building Design Service – Plans – 1222 Pages 1 -2, Jan 2015.

to the satisfaction of the Council. Any other proposed development and/or use will require a separate application and assessment by Council.

2. The use of outbuilding is not permitted for human habitation and is limited to residential storage and related residential activities only.

Note:

1. This permit does not imply that any other approval required under any other by-law or legislation has been granted. At least the following additional approvals may be required before construction commences:

- a) Building permit
- b) Plumbing permit

All enquiries should be directed to Council's Permit Authority on 6393 5322.

2. This permit takes effect after:

- a) The 14 day appeal period expires; or
 - b) Any appeal to the Resource Management and Planning Appeal Tribunal is abandoned or determined; or.
 - c) Any other required approvals under this or any other Act are granted.
3. This permit is valid for two (2) years only from the date of approval and will thereafter lapse if the development is not substantially commenced. An extension may be granted if a request is received at least 6 weeks prior to the expiration date.
 4. A planning appeal may be instituted by lodging a notice of appeal with the Registrar of the Resource Management and Planning Appeal Tribunal. A planning appeal may be instituted within 14 days of the date the Corporation serves notice of the decision on the applicant. For more information see the Resource Management and Planning Appeal Tribunal website www.rmpat.tas.gov.au.
 5. If any Aboriginal relics are uncovered during works;
 - a) All works are to cease within a delineated area sufficient to protect the unearthed and other possible relics from destruction,
 - b) The presence of a relic is to be reported to Aboriginal Heritage Tasmania Phone: (03) 6233 6613 or 1300 135 513 (ask for Aboriginal Heritage Tasmania Fax: (03) 6233 5555 Email: aboriginal@heritage.tas.gov.au); and
 - c) The relevant approval processes will apply with State and Federal government agencies.

DECISION:

Cr Kelly moved and Cr Connor seconded *“that the application for use and development for a Residential Outbuilding for land located at 32 Vrouka Place, Hadspen (CT 147630/1) by K Rowlings, requiring the following discretions:*

10.4.2 Setbacks and building envelope for all dwellings

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 - Building Design Service – Plans – 1222 Pages 1 -2, Jan 2015.

to the satisfaction of the Council. Any other proposed development and/or use will require a separate application and assessment by Council.

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- c) The relevant approval processes will apply with State and Federal government agencies.

The motion was declared CARRIED with Councillors Connor, Kelly, King, Mackenzie, Perkins, White and Youd voting for the motion and Councillors Richardson and Synfield voting against the motion.

266/2015 TASMANIAN WILDERNESS WORLD HERITAGE AREA – DRAFT MANAGEMENT PLAN

1) Introduction

The purpose of this report is to seek Council endorsement of the Meander Valley Council representation on the Tasmanian Wilderness World Heritage Area – Draft Management Plan.

12) Recommendation

It is recommended that Council makes a representation to the Director of National Parks and Wildlife that includes the following points:

- *there are areas within the TWWHA that are remote and should not be subject to use or development*
- *there is support for more flexible interaction with tourism within nominated areas in the TWWHA*
- *there is strong support for the development of a Tourism Master Plan*
- *the Tourism Master Plan should include consideration of townships and communities in areas adjacent to the TWWHA, including:*
 - *Meander in the Meander Valley local government area*
- *Meander Valley Council has a formal role in the preparation of:*
 - *Tourism Master Plan*
 - *Plans for the 2013 extension areas referred to in Key Development Outcome 6.12 in the Draft Management Plan*

DECISION:

Cr Connor moved and Cr White seconded *“that Council makes a representation to the Director of National Parks and Wildlife that includes the following points:*

- *there is support for more flexible interaction with tourism within nominated areas in the TWWHA*
- *there is strong support for the development of a Tourism Master Plan*
- *the Tourism Master Plan should include consideration of townships and communities in areas adjacent to the TWWHA*
- *Meander Valley Council has a formal role in the preparation of:*
 - *Tourism Master Plan*
 - *Plans for the 2013 extension areas referred to in Key Development Outcome 6.12 in the Draft Management Plan*
- *That communications, infrastructure requirements are taken into consideration in this Plan.*

The motion was declared CARRIED with Councillors Connor, Kelly, King, Mackenzie, Perkins, Synfield, White and Youd voting for the motion and Cr Richardson voting against the motion.

267/2015 REVIEW OF POLICY NO. 57 – ROADSIDE VENDORS

1) Introduction

The purpose of this report is to review Policy No. 57 - Roadside Vendors.

2) Recommendation

It is recommended that Council deletes the following Policy 57 - Roadside Vendors:

POLICY MANUAL

Policy Number: 57	Roadside Vendors
Purpose:	The purpose of this Policy is to provide for the granting of permits for roadside vendors.
Department:	Development Services
Author:	Tim Watson, Director
Council Meeting Date:	14 th August 2012
Minute Number:	128/2012
Next Review Date:	<i>March 2015</i>

POLICY

1. Definitions

Roadside Vendors are individuals or legal entities wishing to sell goods at a road side stall. A road side stall is as defined in the definitions of the Meander Valley Planning Scheme 1995 at Section 8.2.1 and as per Section 56C of the Vehicle Traffic Act 1999.

2. Objective

The objective of this policy is to establish the guidelines under which Council may grant permits for roadside vendors.

3. Scope

The policy shall apply to anyone wanting to carry out roadside vending within the municipality.

4. Policy

The Meander Valley Council will consider applications for permits for Roadside Stalls on any road in its Council area that is not part of the State Road Network or within State Forests, National Parks and Conservation Areas, and Public Reserves. It should be noted that where the Policy is in conflict with provisions within the Planning Scheme, the provisions of the Planning Scheme will prevail.

In deciding as to whether to issue a permit the Council will take into account the following matters:-

- A report from Tasmania Police as to the traffic and safety conditions and any other impact of the operation;
- Whether the operation is within one (1) kilometre of an established permanent business operation;
- All health and safety aspects of the operation that would be considered by Council if the operation was to be a permanently sited business within a recognised commercial area.
- The relevant provisions of the Planning Scheme.

5. Legislation

Meander Valley Planning Scheme 1995
Section 56C – Vehicle Traffic Act 1999

6. Responsibility

Responsibility for the operation of the policy rests with the Director Development Services .

DECISION:

Cr White moved and Cr King seconded *“that Council deletes the following Policy 57 - Roadside Vendors:*

POLICY MANUAL

Policy Number: 57

Roadside Vendors

Purpose:

The purpose of this Policy is to provide for the granting of permits for roadside vendors.

Department:

Development Services

Author:

Tim Watson, Director

Council Meeting Date:

14th August 2012

Minute Number:

128/2012

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- A report from Tasmania Police as to the traffic and safety conditions and any other impact of the operation;
- Whether the operation is within one (1) kilometre of an established permanent business operation;
- All health and safety aspects of the operation that would be considered by Council if the operation was to be a permanently sited business within a recognised commercial area.
- The relevant provisions of the Planning Scheme.

5. Legislation

Meander Valley Planning Scheme 1995
Section 56C – Vehicle Traffic Act 1999

6. Responsibility

Responsibility for the operation of the policy rests with the Director Development Services.

The motion was declared CARRIED with Councillors Connor, Kelly, King, Mackenzie, Perkins, Synfield, White and Youd voting for the motion and Cr Richardson voting against the motion.

268/2015 BASS HIGHWAY PROPOSED SPEED LIMIT REDUCTION – ELIZABETH TOWN

1) Introduction

The purpose of this report is to provide information to Council on the reduction of speed limit being considered by the Department of State Growth for the Bass Highway east of Elizabeth Town, from Samuel Street to the Bengo Road turnoff, and to obtain a decision from Council on its position concerning this proposal.

2) Recommendation

It is recommended that Council:

writes to the Department of State Growth in support of the proposal to reduce the speed limit on the Bass Highway from Samuel Street to Bengo Road from 110km/h to 90km/h.

OR

writes to the Department of State Growth to indicate it does not support the proposal to reduce the speed limit on the Bass Highway from Samuel Street to Bengo Road from 110km/h to 90km/h.

DECISION:

Cr Connor moved and Cr White seconded *“that Council writes to the Department of State Growth in support of the proposal to reduce the speed limit on the Bass Highway from Samuel Street to Bengo Road from 110km/h to 90km/h.”*

As an amendment to the motion Cr Richardson moved “subject to Council writing to Department of State Growth to have a Highway by-pass upgrade at Elizabeth Town.”

The amendment lapsed for want of a seconder.

The motion was declared LOST with Councillors Connor and White voting for the motion and Councillors Kelly, King, Mackenzie, Perkins, Richardson, Synfield and Youd voting against the motion.

Comment by Cr Bob Richardson

One should see the recommendation(s) of lowering speed limits as being a temporary move only.

The medium-term solution should be a highway bypass of Elizabeth Town.

Since the highway bypasses of Deloraine and Westbury, in particular, there has been an escalation in commercial activity at Elizabeth Town, which is not consistent with the concept of a highway or freeway.

As a temporary measure, lowering of the speed limit is likely to reduce risk of vehicle collisions.

Councillor Youd moved and Councillor Mackenzie seconded "*that, pursuant to Section 15(1) of the Local Government (Meeting Procedures) Regulations, Council close the meeting to the public.*"

*The motion was declared **CARRIED** with Councillors Connor, Kelly, King, Mackenzie, Perkins, Richardson, Synfield, White and Youd voting for the motion.*

ITEMS FOR CLOSED SECTION OF THE MEETING:

269/2015 APPLICATIONS FOR LEAVE OF ABSENCE

The meeting closed at 2.24pm

.....
CRAIG PERKINS (MAYOR)

This report is submitted in closed meeting of Council in accordance with the requirements of the Local Government (Meeting Procedures) Regulations 2005, Part 2, Section 15 (2) in dealing with matters relating to applications by Councillors for leave of absence.

269/2015 APPLICATIONS FOR LEAVE OF ABSENCE

Nil