



Confirmed Minutes Ordinary Council Meeting

22 February 2023



FLINDERS COUNCIL ORDINARY MEETING – CONFIRMED MINUTES WEDNESDAY 22 FEBRUARY 2023

Venue	Flinders Island Arts and Entertainment Centre
Commencing	1.00 pm
Attendees – Councillors	Mayor Rachel Summers Deputy Mayor Vanessa Grace Garry Blenkhorn Aaron Burke Carol Cox Peter Rhodes Ken Stockton
Apologies	Nil
Attendees- Staff	Warren Groves General Manager (1pm – 1.46pm) Kyra Newman Executive Assistant (minute taker) (1pm – 1.46pm) Jacci Smith Development Services Coordinator (1.14pm – 1.15pm) Vicki Warden Executive Officer (1pm – 1.46pm) Chris Wilson Infrastructure and Airport Manager (1pm – 1.46pm)

1. ACKNOWLEDGEMENT OF COUNTRY

The Mayor began by acknowledging the Traditional Owners of the land on which we met today, the palawa people of the trawulwai Nation. She recognised their continuing connection to the land, waters and culture of this island, and paid respects to Elders past, present and emerging.

2. CONFIRMATION OF MINUTES

RECOMMENDATION

That the Minutes from the Ordinary and Closed Council Meetings held 25 January 2023 be confirmed.

DECISION

22.02.2023 Moved: Cr Aaron Burke

Seconded: Cr Carol Cox

That the Minutes from the Ordinary and Closed Council Meetings held 25 January 2023 be confirmed.

CARRIED UNANIMOUSLY (7-0)

For: Mayor Rachel Summers, Deputy Mayor Vanessa Grace, Cr Garry Blenkhorn, Cr Aaron Burke, Cr Carol Cox, Cr Peter Rhodes and Cr Ken Stockton.

3. PUBLIC QUESTION TIME

Question 1: Chris Rhodes

I would like some clarification on the Mayor's reply to a post of Community Notice Board that was posted on Friday the 10th of February.

- A. What dates did the 2018/2022 councillors view the drawings of the proposed safe boat ramp?
- B. Whom were the key stakeholders that viewed these plans?
- C. Were the public ever going to be advised of the changes to this project?

Mayor's Response:

This question was taken on notice.

4. COUNCILLORS' QUESTIONS WITHOUT NOTICE

Question 1: Cr Carol Cox

In March 2020 Council passed the following motion:

Motion 58.03.2020

Dot point 2:

"That Council develops a project scope for the Flinders Island Marine Access and Safe Harbour Project to meet the available funding and agrees to then call for expressions of interest from up to five contractors (inclusive of Burbury Consulting), for the design and construction of the scoped project."

Could I and other recently elected Councillors please be supplied with the project scope that was developed? Can it please be confirmed or otherwise that the newly developed project scope was the one given to consultants to work to?

Mayor's Response:

The majority, if not all of the information about the Safe Harbour project has now been shared with Councillors through SharePoint (Councillor Resource Portal). A session with the Safe Harbour Project Designer, Rod Neville of Rare Innovations, has been organised to answer any questions that Councillors may have.

Councillor Rhodes asked for clarification around who could attend this meeting – just new Councillors, or all.

Mayor Rachel Summers confirmed the session was for all Councillors.

Question 2: Cr Carol Cox

The coastal wattles within Palana township are overgrown onto Palana Road, extending onto the road out passed the white posts causing risk to wheeled traffic and pedestrians. When will they be trimmed?

Mayor's Response:

The Infrastructure Manager responded on behalf of the Mayor. A contractor has been organised and we are waiting on them to schedule the work.

Question 3: Cr Carol Cox

Trucks entering Palana road from the lime pit (on the left going North) are tearing up the bitumen. Is a fix being developed?

Mayor's Response:

At the request of the Mayor, the Infrastructure Manager responded. The issue of trucks entering Palana Rd from the quarry is being investigated. Several potential solutions have been suggested. The main issues are whether the conditions of the quarry lease allow the work to be undertaken and who will pay for the work. No solution has been agreed at this time.

Cr Carol Cox asked if we need to fix this before the State Government takes over.

Chris Wilson will investigate the matter.

5. LATE AGENDA ITEMS

The following have been received as late agenda items:

- Half Yearly Budget Review
- Conservation of G.W. Wolff Anchor

Pursuant to S65(1) of the *Local Government Act 1993*, the General Manager confirms that:

- he has had sufficient time to consider the item and to provide expert advice in relation to the items;
- that it was not possible to include the first item on the agenda as the information was overlooked and the second item was not available;
- that the first matter is urgent as council's deliberation on this item is required before consideration of a closed council item of significant community interest and value; and
- that the second matter is urgent as treatment is required to prevent deterioration.

Under R8(6) of the Local Government (Meeting Procedures) Regulations 2015, these items may be considered at this meeting by absolute majority vote.

RECOMMENDATION

That under R8(6) of the Local Government (Meeting Procedures) Regulations 2015, the following items be considered at this meeting:

- Half Yearly Budget Review as item 15.3; and
- Conservation of G.W. Wolff Anchor as item 15.4.

DECISION

23.02.2023 Moved: Cr Peter Rhodes Seconded: Cr Garry Blenkhorn

That under R8(6) of the Local Government (Meeting Procedures) Regulations 2015, the following items be considered at this meeting:

- **Half Yearly Budget Review as item 15.3; and**
- **Conservation of G.W. Wolff Anchor as item 15.4.**

CARRIED UNANIMOUSLY (7-0)

For: Mayor Rachel Summers, Deputy Mayor Vanessa Grace, Cr Garry Blenkhorn, Cr Aaron Burke, Cr Carol Cox, Cr Peter Rhodes and Cr Ken Stockton.

6. DECLARATION OF PECUNIARY INTEREST

None received.

7. CONFLICT OF INTEREST

None received.

8. WORKSHOPS & INFORMATION FORUMS

File No. COU/0205

Council Workshop – 25 January 2023

Council held a workshop on the following subjects:

- Item 1 Planning Authority Report
- Item 2 Whitemark Tennis Court Options
- Item 3 Flinders Island Show Date
- Item 4 Islander Way Update
- Item 5 General Manager Update
- Item 6 Whitemark Footpaths

Councillors	In Attendance
Mayor Rachel Summers	Yes (items 1 – 3, 5, 6)
Deputy Mayor Vanessa Grace	Yes (items 1 – 6)
Councillor Aaron Burke	Yes (items 1 – 6)
Councillor Garry Blenkhorn	Yes (items 1 – 6)
Councillor Carol Cox	Yes (items 1 – 6)
Councillor Peter Rhodes	Yes (items 1 – 6)
Councillor Ken Stockton	Yes (items 4 - 6)

Staff and Consultants	In Attendance
Warren Groves General Manager	Yes (items 1 – 6)
Kyra Newman Executive Assistant	Yes (items 1 – 6)
Chris Wilson Infrastructure Manager	Yes (items 1 – 6)
Jacci Smith Development Services Coordinator	Yes (items 1 & 2)
Sammi Gowthorp Community Services Coordinator	Item 3
Dianne Dredge The Tourism CoLab	Item 3
Sarah Lebski The Tourism CoLab	Item 3 (via Zoom)
Vicki Warden Executive Officer	Items 6 & 7

Council Workshop – 8 February 2023

Council held a workshop on the following subjects:

- Item 1 General Manager Update
- Item 2 SharePoint Discussion
- Item 3 ½ Yearly Budget Review
- Item 4 Safe Harbour Project
- Item 5 Strategic Plan Review

Councillors	In Attendance
Mayor Rachel Summers	Yes
Deputy Mayor Vanessa Grace	Yes
Councillor Aaron Burke	Yes
Councillor Garry Blenkhorn	Yes
Councillor Carol Cox	Yes
Councillor Peter Rhodes	No
Councillor Ken Stockton	Yes

Staff and Consultants	In Attendance
Warren Groves General Manager	Yes (items 1-5)

Kyra Newman Executive Assistant	Yes (items 1-5)
Chris Wilson Infrastructure Manager	Yes (items 1-5)
Sammi Gowthorp Community Services Coordinator	Items 2 & 5

Council Workshop – 15 February 2023

Council held a workshop on the following subjects:

- Item 1 General Manager Update
- Item 2 Budget Discussion

Councillor	In Attendance
Mayor Rachel Summers	Yes (via Zoom)
Deputy Mayor Vanessa Grace	Yes
Councillor Aaron Burke	No
Councillor Gary Blenkhorn	Apology
Councillor Carol Cox	Yes
Councillor Ken Stockton	Apology
Councillor Peter Rhodes	Yes

Staff and Consultants	In Attendance
Warren Groves General Manager	Yes (items 1 – 2)
Kyra Newman Executive Assistant	Yes (items 1 – 2)
Chris Wilson Infrastructure Manager	Yes (items 1 – 2)
Jade Boyes Corporate Services Coordinator	Part of item 2
Sammi Gowthorp Community Services Coordinator	Part of item 2
Jacci Smith Development Services Coordinator	Part of item 2
Marissa Walters Consultant Accountant	Part of item 2

RECOMMENDATION

That the Council Workshops held on 25 January 2023, 8 and 15 February 2023 be noted.

DECISION

24.02.2023 Moved: Deputy Mayor Vanessa Grace Seconded: Cr Aaron Burke
That the Council Workshops held on 25 January 2023, 8 and 15 February 2023 be noted.

CARRIED UNANIMOUSLY (7-0)

For: Mayor Rachel Summers, Deputy Mayor Vanessa Grace, Cr Garry Blenkhorn, Cr Aaron Burke, Cr Carol Cox, Cr Peter Rhodes and Cr Ken Stockton.

9. PUBLICATIONS AND REPORTS TABLED FOR COUNCIL INFORMATION

None received.

10. REPORTS TO BE RECEIVED

10.1 FLINDERS BOATING SPECIAL COMMITTEE

File Reference COM/0404
Annexures 10.1.1 Flinders Boating Special Committee Meeting 31 January 2023
Unconfirmed Minutes

OFFICER'S REPORT (Warren Groves | General Manager):

The unconfirmed minutes of the Flinders Boating Special Committee meeting held Tuesday 31 January 2023 have been provided for consideration. The minutes outline what the Committee has been working on to date and can now be noted by Council.

RECOMMENDATION

That the unconfirmed minutes of the Flinders Boating Special Committee meeting held 31 January 2023 be noted.

DECISION

25.02.2023 Moved: Cr Aaron Burke

Seconded: Cr Ken Stockton

That the unconfirmed minutes of the Flinders Boating Special Committee meeting held 31 January 2023 be noted.

CARRIED UNANIMOUSLY (7-0)

For: Mayor Rachel Summers, Deputy Mayor Vanessa Grace, Cr Garry Blenkhorn, Cr Aaron Burke, Cr Carol Cox, Cr Peter Rhodes and Cr Ken Stockton.

10.2 FURNEAUX GROUP SHIPPING SPECIAL COMMITTEE

File Reference COM/0404
Annexures 10.2.1 Furneaux Group Shipping Special Committee Meeting 14 February 2023 Unconfirmed Minutes

OFFICER'S REPORT (Warren Groves | General Manager):

The unconfirmed minutes of the Furneaux Group Shipping Special Committee meeting held Tuesday 14 February 2023 have been provided for consideration. The minutes outline what the Committee has been working on to date and can now be noted by Council.

RECOMMENDATION

That the unconfirmed minutes of the Furneaux Group Shipping Special Committee meeting held 14 February 2023 be noted.

DECISION

26.02.2023 Moved: Deputy Mayor Vanessa Grace

Seconded: Cr Aaron Burke

That the unconfirmed minutes of the Furneaux Group Shipping Special Committee meeting held 14 February 2023 be noted.

CARRIED UNANIMOUSLY (7-0)

For: Mayor Rachel Summers, Deputy Mayor Vanessa Grace, Cr Garry Blenkhorn, Cr Aaron Burke, Cr Carol Cox, Cr Peter Rhodes and Cr Ken Stockton.

11. MAYOR'S REPORT

Action	Information
Proponent	Mayor R Summers
File Reference	COU/0600
Annexures	Nil

APPOINTMENTS

DATE	ACTIVITY
18/01/2023	Councillor Workshop
22/01	Furneaux Islands Festival Community Barbeque
30/01	Meeting with Minister Ferguson and Councillors
30/01	Meeting with Minister Ferguson and Community Members
31/01	Meeting with Flinders Island Show Society Committee Members
31/01	Flinders Boating Special Committee Meeting
02/02	Meeting with Richard Broome – Housing
06/02	Municipal Emergency Management Committee meeting
07/02	Meeting with Inspector Luke Manhood, Tasmania Police
10/02	Meeting with Minister of Local Government, Nic Street
13/02	Whitemark Community Gym Special Committee meeting
14/02	Local Government Review – Office of Local Government
14/02	Furneaux Group Shipping Special Committee Meeting
15/02	Councillor Workshop

MAIL IN

DATE	FROM	SUBJECT
24/01/2023	Luke Edmonds MLC	Introduction Letter
25/01	Dermot Barry - TasFire	Tasmania Fire and Emergency Services Reform
06/02	Paul Lay	Council Rates Notice

MAIL OUT

DATE	TO	SUBJECT
26/01/2023	Dr Alice Morris – WorkSafe Tasmania	Flinders Island Show Change of Date
06/02	Paul Lay	Council Rates Notice
15/02	Grant Hall	Letter of appreciation for time on the Furneaux Group Special Shipping Committee

EMAIL

DATE	FROM	SUBJECT
12/12/2022	Amina Keygan – Tasmanian Labour Advisor	Arrangement of Council Meeting with Labour's Economic Team
18/01/2023	Allison Anderson – Northern Tasmanian Development Corporation	Regional Economic Development Cooperation
20/01	Edward Beswick – Thrive Group	Education and Care
20/01	Libby Smith	Emailed Rates Notice
20/01	Michael Ferguson MP	Invitation to Meeting
20/01	Dion Lester – Local Government Association of Tasmania	Local Government Engagement Review

23/01	Glenda Ballantyne – Swinburne University	Invitation to the Making Connections: Multiculturalism and interculturalism in Australia Conference
24/01	Alison Demuth – Department of Premier and Cabinet	January 2023 Meeting Confirmation
27/01	Dr Alice Morris – WorkSafe Tasmania	Flinders Island Show Change of Date
30/01	Denise Hook – President of the Flinders Island Show Society	Flinders Council response to the change of the Flinders Island Show Date
31/01	Denise Hook - President of the Flinders Island Show Society	Flinders Island Show Society Change of Date Documents
31/01	Sarah Sackville – Volunteering Tasmania	Expression of Interest for Emergency Volunteer Management Workshops
03/02	Nikita Heazlewood – TasWater	TasWater Key Representatives
07/02	Rachel Busbridge – Australian Catholic University	Furneaux Islands Festival Research Project
09/02	Matt Balfe – TasWater	Henderson Dam Official Opening Invitation

VOTING REQUIREMENTS

Simple Majority

RECOMMENDATION

That the Mayor's report be received.

DECISION

27.02.2023 Moved: Cr Peter Rhodes
That the Mayor's report be received.

Seconded: Cr Ken Stockton

CARRIED UNANIMOUSLY (7-0)

For: Mayor Rachel Summers, Deputy Mayor Vanessa Grace, Cr Garry Blenkhorn, Cr Aaron Burke, Cr Carol Cox, Cr Peter Rhodes and Cr Ken Stockton.

12. DEVELOPMENT SERVICES

At 1.13pm, Mayor Rachel Summers announced that pursuant to Section 25 of the Local Government (Meeting Procedures) Regulations 2015, the Council will now act as a Planning Authority under the Land Use Planning and Approvals Act 1993.

12.1 DEVELOPMENT APPLICATION

Action	Decision
Proponent	Prime Design
Officer	Consultant Planner
File Reference	DA2022/059
Annexures	12.1.1 Title 12.1.2 Plans 12.1.3 Geoton Waste Disposal Report 12.1.4 Representation

INTRODUCTION

Council acts as a Planning Authority for the assessment of this application under Section 57 of the *Land Use Planning and Approvals Act 1993* (the Act). Council as the Planning Authority must determine the application for a permit pursuant to Section 51(2) of the Act and 6.10 of the *Tasmanian Planning Scheme – Flinders Island Local Provisions Schedule* (the Scheme).

In determining an application, the Planning Authority must take into consideration:

- (a) *“all applicable standards and requirements in this planning scheme; and*
- (b) *any representations received pursuant to and in conformity with section 57(5) of the Act,*

but in the case of the exercise of discretion, only insofar as each such matter is relevant to the particular discretion being exercised.”

Compliance with the applicable standards (a) consists of complying with the Acceptable Solution or satisfying the Performance Criteria. The use of ‘or’ is to be read plainly in that if an application satisfies the Acceptable Solution, no consideration of the Performance Criteria is required.

The purpose of this report is for Council to consider a proposal for a single dwelling, outbuilding and associated onsite services at 14 Gunter Street, Lady Barron.

PREVIOUS COUNCIL CONSIDERATION

Nil

PREVIOUS COUNCIL DISCUSSION

Nil

POLICY/STRATEGIC IMPLICATIONS

1. Liveability - To protect and build upon our islands’ way of life.
 - 1.1. A viable population that enables the necessary services and activities required for the Community to prosper.
 - 1.1.1. Encourage and support an increased supply of affordable accommodation for long-term residential rental and purchase.

BUDGET AND FINANCIAL IMPLICATIONS

Financial impacts are normally limited to the application process and any appeal that may be lodged against the Planning Authority’s decision, provided statutory obligations are met.

OFFICER'S REPORT – PLANNING ASSESSMENT

Development application	DA2022059
Location	14 Gunter Street, Lady Barron
Planning Instrument	Tasmanian Planning Scheme – Flinders Local Provisions Schedule (The Scheme)
Use	Residential

State Planning Policy ZONING

10.0 Low Density Residential Zone

10.1 Zone Purpose

The purpose of the Low Density Residential Zone is:

- 10.1.1 To provide for residential use and development in residential areas where there are infrastructure or environmental constraints that limit the density, location or form of development.
- 10.1.2 To provide for non-residential use that does not cause an unreasonable loss of amenity, through scale, intensity, noise, traffic generation and movement, or other off site impacts.
- 10.1.3 To provide for Visitor Accommodation that is compatible with residential character.

10.2 Use Table

The Use Clause Table for this Zone nominates residential as No Permit Required but the application details rely on Performance Criteria within the development standards of the Zone and therefore the application is deemed to be Discretionary.

10.3 Use Standards – Not applicable

10.4 Development Standards for Dwellings

10.4.1 Residential density for multiple dwellings – Not applicable.

10.4.2 Building height

Objective:	That the height of dwellings is compatible with the streetscape and do not cause an unreasonable loss of amenity for adjoining properties.	
Acceptable Solutions	Performance Criteria	
A1 A dwelling must have a building height not more than 8.5m.	P1 The height of dwellings must be compatible with the streetscape and not cause an unreasonable loss of amenity to adjoining properties having regard to: (a) the topography of the site; (b) the height of buildings on the site and adjacent properties;	

	<ul style="list-style-type: none"> (c) the bulk and form of existing and proposed buildings; (d) sunlight to habitable rooms and private open space of dwellings; and (e) any overshadowing of adjoining properties.
<p>Officer assessment: Proposed dwelling height 4.7m and proposed outbuilding height 4.1m. Both structures meet the acceptable solution.</p>	

10.4.3 Setback

Objective:	That the siting of dwellings is compatible with the streetscape and does not cause an unreasonable loss of amenity for adjoining properties.	
Acceptable Solutions	Performance Criteria	
<p>A1</p> <p>Dwellings, excluding protrusions that extend not more than 0.9m into the frontage setback, must have a setback from a frontage not less than 8m.</p>	<p>P1</p> <p>The siting of a dwelling must be compatible with the streetscape and character of development existing on established properties in the area, having regard to:</p> <ul style="list-style-type: none"> (a) the topography of the site; (b) the setbacks of surrounding buildings; (c) the height, bulk and form of existing and proposed buildings; (d) the appearance when viewed from roads and public open space adjacent to the site; and (e) the safety of road users. 	
<p>Officer assessment:</p> <p>The proposed outbuilding is setback 7.5m from the front boundary and has a peak height of 4.1m with a skillion roof to 3.6m along the western elevation. The position of the outbuilding is between the building line of the buildings (dwelling and outbuilding) on the adjoining sites. A number of the developed sites within the neighbourhood (Gunter Street and Holloway Street) have outbuildings in front of the dwelling and similarly many existing dwellings are closer to the front boundary than 8m. Therefore, the proposed development is compatible with the streetscape and character of development in the area.</p> <p>When viewed from the road the single story building is in keeping with the character of the area with regard to bulk and form. The front portion of the outbuilding is the carport, which is open on 3 sides, and is therefore not a bulky, prominent structure that would dominate the streetscape.</p> <p>The proposal satisfies the performance criteria.</p>		

<p>A2</p> <p>Dwellings, excluding outbuildings with a building height of not more than 2.4m and protrusions that extend not more than 0.9m horizontally from the building, must have a setback from side and rear boundaries of not less than 5m.</p>	<p>P2</p> <p>The siting of a dwelling must not cause an unreasonable loss of amenity to adjoining properties, having regard to:</p> <ul style="list-style-type: none"> (a) the topography of the site; (b) the size, shape and orientation of the site; (c) the setbacks of surrounding buildings; (d) the height, bulk and form of existing and proposed buildings; (e) the existing buildings and private open space areas on the site; (f) sunlight to private open space and windows of habitable rooms on adjoining properties; and (g) the character of development existing on established properties in the area.
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Officer assessment:

The subject site is 20m wide which leaves a 10m strip in the centre that is developable (through acceptable solutions) for a dwelling and onsite services. The size, shape and orientation of the site is common within the subdivision and so variations to one or both side boundary setbacks is common in the neighbourhood.

The proposed 1-1.5m setback of the dwelling and outbuilding along the western boundary and eastern boundary and the 0.39m retaining wall setback is consistent with c), d) and g) above. There will be minimal to no loss of amenity to the adjoining land as there is over 8m separation between the dwelling at 12 Gunter and the proposed outbuilding. Likewise, there is over 13m separation between the outbuilding and the dwelling at 16 Gunter Street.

While the proposed dwelling may cause some overshadowing of the neighbouring lots in the morning or afternoon, more than 50% of the POS of these lots will be free from shadow for more than 3 hours on the winter solstice which is the acceptable industry standard. The retaining wall has a maximum height of 600mm and therefore the bulk and form will not impact amenity and will not overshadow any neighbouring property unreasonably.

The proposal will not cause an unreasonable loss of amenity to adjoining properties having regard to a) through g) above. Therefore, the proposal satisfies the performance criteria.

10.4.4 Site coverage

<p>Objective:</p>	<p>That site coverage:</p> <ul style="list-style-type: none"> (a) is consistent with the character of existing development in the area; (b) provides sufficient area for private open space and landscaping; and (c) assists with the management of stormwater runoff.
<p>Acceptable Solutions</p>	<p>Performance Criteria</p>

A1

Dwellings must have a site coverage of not more than 30%.

P1

The site coverage of dwellings must be consistent with that existing on established properties in the area, having regard to:

- (a) the topography of the site;
- (b) the capacity of the site to absorb runoff;
- (c) the size and shape of the site;
- (d) the existing buildings and any constraints imposed by existing development;
- (e) the provision for landscaping and private open space;
- (f) the need to remove vegetation; and
- (g) the site coverage of adjacent properties.

Officer assessment:

Site coverage calculates to <30% (~25.6%) and meets the Acceptable Solution.

10.4.5 Frontage fences for all dwellings

Objective:	That the height and transparency of frontage fences: (a) provides adequate privacy and security for residents; (b) allows the potential for mutual passive surveillance between the road and the dwelling; and (c) is reasonably consistent with fences in the street.	
Acceptable Solutions	Performance Criteria	
<p>A1</p> <p>No Acceptable Solution.¹</p>	<p>P1</p> <p>A fence (including a free-standing wall) for a dwelling within 4.5m of a frontage must:</p> <ul style="list-style-type: none"> (a) provide for security and privacy, while allowing for passive surveillance of the road; and (b) be consistent with the height and transparency of fences in the street, having regard to: <ul style="list-style-type: none"> (i) the topography of the site; and (ii) traffic volumes on the adjoining road. 	
<p>Officer assessment:</p> <p>Not applicable. No front fence details provided, no front fence proposed.</p>		

10.5 Development Standards for Non-dwellings – Not applicable

10.6 Development Standards for Subdivision – Not applicable



Figure 1 looking west to 12 Gunter



Figure 2 looking east to 16 Gunter

¹ An exemption applies for fences in this zone – see Table 4.6.

CODES

CODES	Applicable	Not Applicable
C1 Signs	<input type="checkbox"/>	<input checked="" type="checkbox"/>
C2 Parking and Sustainable Transport	<input checked="" type="checkbox"/>	<input type="checkbox"/>
C3 Road and Railway Asset	<input type="checkbox"/>	<input checked="" type="checkbox"/>
C4 Electricity Transmission Infrastructure Protection	<input type="checkbox"/>	<input checked="" type="checkbox"/>
C5 Telecommunications	<input type="checkbox"/>	<input checked="" type="checkbox"/>
C6 Local Historic Heritage	<input type="checkbox"/>	<input checked="" type="checkbox"/>
C7 Natural Assets	<input type="checkbox"/>	<input checked="" type="checkbox"/>
C8 Scenic Protection Code	<input type="checkbox"/>	<input checked="" type="checkbox"/>
C9 Attenuation	<input type="checkbox"/>	<input checked="" type="checkbox"/>
C10 Coastal Erosion	<input type="checkbox"/>	<input checked="" type="checkbox"/>
C11 Coastal Inundation	<input type="checkbox"/>	<input checked="" type="checkbox"/>
C12 Flood-Prone Areas	<input type="checkbox"/>	<input checked="" type="checkbox"/>
C13 Bushfire Prone Areas	<input type="checkbox"/>	<input checked="" type="checkbox"/>
C14 Potentially Contaminated Land	<input type="checkbox"/>	<input checked="" type="checkbox"/>
C15 Landslip Hazard	<input type="checkbox"/>	<input checked="" type="checkbox"/>
C16 Safeguarding of Airports	<input type="checkbox"/>	<input checked="" type="checkbox"/>

C2 Parking and Sustainable Transport

C2.5 Use Standards

C2.5.1 Car parking numbers

Objective:	That an appropriate level of car parking spaces are provided to meet the needs of the use.	
Acceptable Solutions	Performance Criteria	
<p>A1</p> <p>The number of on-site car parking spaces must be no less than the number specified in Table C2.1, excluding if:</p> <p>(a) the site is subject to a parking plan for the area adopted by council, in which case parking provision (spaces or cash-in-lieu) must be in accordance with that plan;</p> <p>(b) the site is contained within a parking precinct plan and subject to Clause C2.7;</p> <p>(c) the site is subject to Clause C2.5.5; or</p> <p>(d) it relates to an intensification of an existing use or development or a change of use where:</p>	<p>P1.1</p> <p>The number of on-site car parking spaces for uses, excluding dwellings, must meet the reasonable needs of the use, having regard to:</p> <p>(a) the availability of off-street public car parking spaces within reasonable walking distance of the site;</p> <p>(b) the ability of multiple users to share spaces because of:</p> <p>(i) variations in car parking demand over time; or</p> <p>(ii) efficiencies gained by consolidation of car parking spaces;</p>	

<p>(i) the number of on-site car parking spaces for the existing use or development specified in Table C2.1 is greater than the number of car parking spaces specified in Table C2.1 for the proposed use or development, in which case no additional on-site car parking is required; or</p> <p>(ii) the number of on-site car parking spaces for the existing use or development specified in Table C2.1 is less than the number of car parking spaces specified in Table C2.1 for the proposed use or development, in which case on-site car parking must be calculated as follows:</p> <p>$N = A + (C - B)$</p> <p>N = Number of on-site car parking spaces required</p> <p>A = Number of existing on-site car parking spaces</p> <p>B = Number of on-site car parking spaces required for the existing use or development specified in Table C2.1</p> <p>C = Number of on-site car parking spaces required for the proposed use or development specified in Table C2.1.</p>	<p>(c) the availability and frequency of public transport within reasonable walking distance of the site;</p> <p>(d) the availability and frequency of other transport alternatives;</p> <p>(e) any site constraints such as existing buildings, slope, drainage, vegetation and landscaping;</p> <p>(f) the availability, accessibility and safety of on-street parking, having regard to the nature of the roads, traffic management and other uses in the vicinity;</p> <p>(g) the effect on streetscape; and</p> <p>(h) any assessment by a suitably qualified person of the actual car parking demand determined having regard to the scale and nature of the use and development.</p> <p>P1.2</p> <p>The number of car parking spaces for dwellings must meet the reasonable needs of the use, having regard to:</p> <p>(a) the nature and intensity of the use and car parking required;</p> <p>(b) the size of the dwelling and the number of bedrooms; and</p> <p>(c) the pattern of parking in the surrounding area.</p>
<p>Officer assessment:</p> <p>Per Table C2.1, 2 spaces per 3 bedrooms has been provided on site. One will be in the outbuilding and the other will be tandem in the driveway. This complies with the Acceptable Solution.</p>	

C2.5.2 Bicycle parking numbers – Not applicable

C2.5.3 Motorcycle parking numbers – Not applicable

C2.5.4 Loading Bays – Not applicable

C2.5.5 Number of car parking spaces within the General Residential Zone and Inner Residential Zone – Not applicable

C2.6 Development Standards for Buildings and Works

C2.6.1 Construction of parking areas

Objective:	That parking areas are constructed to an appropriate standard.	
Acceptable Solutions	Performance Criteria	
<p>A1</p> <p>All parking, access ways, manoeuvring and circulation spaces must:</p> <p>(a) be constructed with a durable all weather pavement;</p> <p>(b) be drained to the public stormwater system, or contain stormwater on the site; and</p> <p>(c) excluding all uses in the Rural Zone, Agriculture Zone, Landscape Conservation Zone, Environmental Management Zone, Recreation Zone and Open Space Zone, be surfaced by a spray seal, asphalt, concrete, pavers or equivalent material to restrict abrasion from traffic and minimise entry of water to the pavement.</p>	<p>P1</p> <p>All parking, access ways, manoeuvring and circulation spaces must be readily identifiable and constructed so that they are useable in all weather conditions, having regard to:</p> <p>(a) the nature of the use;</p> <p>(b) the topography of the land;</p> <p>(c) the drainage system available;</p> <p>(d) the likelihood of transporting sediment or debris from the site onto a road or public place;</p> <p>(e) the likelihood of generating dust; and</p> <p>(f) the nature of the proposed surfacing.</p>	
<p>Officer assessment:</p> <p>The proposed parking area will be all weather pavement (hard-packed gravel) and drained to the public stormwater system. As the driveway surface is not sealed it must be assessed against the Performance Criteria.</p> <p>The hardstand material of the driveway makes the parking, access, circulation and manoeuvring spaces readily identifiable and will be capable of being used in all weather conditions. Low vehicle numbers are expected in and out of the site, being a single dwelling and therefore dust generation and sediment transporting is not expected to be detrimental or create a disturbance to the road network. The driveway material allows minimal infiltration of stormwater into the soil, but, drainage of stormwater from the site will be directed to the public system in Gunter Street. The proposal satisfies the performance criteria.</p>		

C2.6.2 Design and layout of parking areas

Objective:	That parking areas are designed and laid out to provide convenient, safe and efficient parking.	
Acceptable Solutions	Performance Criteria	
<p>A1.1</p> <p>Parking, access ways, manoeuvring and circulation spaces must either:</p> <p>(a) comply with the following:</p> <ul style="list-style-type: none"> (i) have a gradient in accordance with <i>Australian Standard AS 2890 - Parking facilities, Parts 1-6</i>; (ii) provide for vehicles to enter and exit the site in a forward direction where providing for more than 4 parking spaces; (iii) have an access width not less than the requirements in Table C2.2; (iv) have car parking space dimensions which satisfy the requirements in Table C2.3; (v) have a combined access and manoeuvring width adjacent to parking spaces not less than the requirements in Table C2.3 where there are 3 or more car parking spaces; (vi) have a vertical clearance of not less than 2.1m above the parking surface level; and (vii) excluding a single dwelling, be delineated by line marking or other clear physical means; or <p>(b) comply with <i>Australian Standard AS 2890- Parking facilities, Parts 1-6</i>.</p> <p>A1.2</p> <p>Parking spaces provided for use by persons with a disability must satisfy the following:</p> <ul style="list-style-type: none"> (a) be located as close as practicable to the main entry point to the building; (b) be incorporated into the overall car park design; and 	<p>P1</p> <p>All parking, access ways, manoeuvring and circulation spaces must be designed and readily identifiable to provide convenient, safe and efficient parking, having regard to:</p> <ul style="list-style-type: none"> (a) the characteristics of the site; (b) the proposed slope, dimensions and layout; (c) useability in all weather conditions; (d) vehicle and pedestrian traffic safety; (e) the nature and use of the development; (f) the expected number and type of vehicles; (g) the likely use of the parking areas by persons with a disability; (h) the nature of traffic in the surrounding area; (i) the proposed means of parking delineation; and (j) the provisions of <i>Australian Standard AS 2890.1:2004 - Parking facilities, Part 1: Off-street car parking</i> and <i>AS 2890.2 - 2002 Parking facilities, Part 2: Off-street commercial vehicle facilities</i>. 	

(c) be designed and constructed in accordance with <i>Australian/New Zealand Standard AS/NZS 2890.6:2009 Parking facilities, Off-street parking for people with disabilities.</i> ²	
Officer assessment: The proposed parking layout complies with AS2890 with regard to parking and manoeuvring gradient, access width and clearance and parking dimensions. This complies with A1.1 (b). A1.2 is not applicable.	

C2.6.3 Number of accesses for vehicles

Objective:	That: <ul style="list-style-type: none"> (a) access to land is provided which is safe and efficient for users of the land and all road network users, including but not limited to drivers, passengers, pedestrians and cyclists by minimising the number of vehicle accesses; (b) accesses do not cause an unreasonable loss of amenity of adjoining uses; and (c) the number of accesses minimise impacts on the streetscape.
Acceptable Solutions	Performance Criteria
A1 The number of accesses provided for each frontage must: <ul style="list-style-type: none"> (a) be no more than 1; or (b) no more than the existing number of accesses, whichever is the greater.	P1 The number of accesses for each frontage must be minimised, having regard to: <ul style="list-style-type: none"> (a) any loss of on-street parking; and (b) pedestrian safety and amenity; (c) traffic safety; (d) residential amenity on adjoining land; and (e) the impact on the streetscape.
Officer assessment: One access onto Gunter Street proposed.	
A2 Within the Central Business Zone or in a pedestrian priority street no new access is provided unless an existing access is removed.	P2 Within the Central Business Zone or in a pedestrian priority street, any new accesses must: <ul style="list-style-type: none"> (a) not have an adverse impact on:

² Requirements for the number of accessible car parking spaces are specified in part D3 of the National Construction Code 2016.

	(i) pedestrian safety and amenity; or (ii) traffic safety; and (b) be compatible with the streetscape.
Officer assessment: Not applicable.	

C2.6.4 Lighting of parking areas within the General Business Zone and Central Business Zone – Not applicable

C2.6.5 Pedestrian access – Not applicable

C2.6.6 Loading bays – Not applicable

C2.6.7 Bicycle parking and storage facilities within the General Business Zone and Central Business Zone – Not applicable

C2.6.8 Siting of parking and turning areas – Not applicable

C2.7 Parking Precinct Plan – Not applicable

Local Provisions Schedule PARTICULAR PURPOSE ZONE

PPZ	Applicable	Not Applicable
FLI-P1.0 Particular Purpose Zone – truwana - Cape Barren Island and Outer Islands	<input type="checkbox"/>	<input checked="" type="checkbox"/>

SPECIFIC AREA PLANS

SAP	Applicable	Not Applicable
FLI-S1.0 Coastal Settlement Specific Area Plan	<input type="checkbox"/>	<input checked="" type="checkbox"/>
FLI-S2.0 Whitemark Rural Living Specific Area Plan	<input type="checkbox"/>	<input checked="" type="checkbox"/>
FLI-S3.0 Coastal Areas Specific Area Plan	<input type="checkbox"/>	<input checked="" type="checkbox"/>
FLI-S4.0 Lady Barron Port Specific Area Plan	<input type="checkbox"/>	<input checked="" type="checkbox"/>

SITE SPECIFIC QUALIFICATIONS

SSQ	Applicable	Not Applicable
FLI-10.1 17 Patrick Street Whitemark	<input type="checkbox"/>	<input checked="" type="checkbox"/>
FLI-11.1 Palana Road, Palana	<input type="checkbox"/>	<input checked="" type="checkbox"/>
FLI-11.2 180 Badger Corner Road, Lady Barron	<input type="checkbox"/>	<input checked="" type="checkbox"/>
FLI-11.3 Part of 57 Franklin Parade, Lady Barron	<input type="checkbox"/>	<input checked="" type="checkbox"/>
FLI-11.4 Part of Pot Boil Road, Lady Barron	<input type="checkbox"/>	<input checked="" type="checkbox"/>
FLI-22.1 154 Big River Road, Loccota	<input type="checkbox"/>	<input checked="" type="checkbox"/>
FLI-25.1 Part of 16 Esplanade, Whitemark shown on an overlay map as FLI-25.1	<input type="checkbox"/>	<input checked="" type="checkbox"/>
FLI-25.2 Part of 16 Esplanade, Whitemark shown on an overlay map as FLI-25.1	<input type="checkbox"/>	<input checked="" type="checkbox"/>
FLI-26.1 Flinders Island Airport – 351-355 Palana Road, Whitemark	<input type="checkbox"/>	<input checked="" type="checkbox"/>

REFERRAL

The proposal was referred to EHO and Infrastructure Manager. No objections were raised.

NOTIFICATION

The application was notified for the required 14 day period in accordance with the Act. Full copies of the representations received during the public exhibition period were provided as Attachment 3 to this report. Consideration of any representation is a requirement under both the Scheme and the Act.

The number of representations received during this time was one.

Issued raised	Officer comments
<p>The plans, which show a real property interest, are not certified, signed nor endorsed by a registered land surveyor or someone working under their supervision. This is not in compliance with the advice the State Government has provided to Councils.</p>	<p>The letter referenced by the representor was from the Office of the Surveyor General and read:</p> <p>“...unless a person is a registered land surveyor, or acting under the direct supervision of a registered land surveyor, they must not show title boundaries or legal real property interests in relation to other site features on any document or plan prepared to show the result of the survey....My advice relates specifically to survey work where boundary or title and other legal property interests are depicted on electronic or hard copy documents or plans produced to show the result of the survey...”</p> <p>This statement was later clarified by the author and was to be interpreted as; Councils and/or developers who rely on</p>

publicly available data sets (such as found on LISTmap to show conceptual site arrangements) are **not** in conflict with the *Surveyors Act 2002*.

Where conceptual plans show offsets to site boundaries this is **not** in conflict with the *Surveyors Act 2022*, unless there has been site work undertaken to determine the boundary. Such site work (surveying) can only be done by a registered surveyor.

The conceptual plans drawn by Prime Design are not in contravention of the *Surveyors Act 2002* and it has been confirmed with the applicant that the site was surveyed by a registered surveyor (Michael Rose of Whitemark).

OFFICER'S RECOMMENDATION

That the application for a single dwelling and outbuilding in the Low Density Zone by Prime Design for land located at 14 Gunter Street, Lady Barron (Lot 17 on Plan 213391) be APPROVED subject to the following conditions:

ENDORSED PLANS

1. The use and/or development must be carried out as shown on the Endorsed plans by Prime Design dated 16.01.2023 Project no: PD22250 and described in the endorsed documents to the satisfaction of the Council. Any other proposed development and/or use will require a separate application to and assessment by the Council.

OUTBUILDINGS

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

SOIL, WATER AND DUST CONTROL

3. Soil, water and dust must be managed on the site during construction to:
 - a) prevent the escape of soil and sediments beyond site boundaries; and
 - b) direct water runoff to a lawful point of discharge without causing nuisance for neighbours.

Commenced development stop

Where development has commenced on site and then stops for two weeks or more, interim stormwater, erosion and dust control measures must:

- a) be installed and maintained on site to the satisfaction of the Infrastructure Manager;
- b) ensure that overland flows do not become a nuisance to adjoining properties or Councils infrastructure; and
- c) be maintained until work recommences on site.

DECISION

28.02.2023 Moved: Cr Carol Cox

Seconded: Cr Peter Rhodes

That the application for a single dwelling and outbuilding in the Low Density Zone by Prime Design for land located at 14 Gunter Street, Lady Barron (Lot 17 on Plan 213391) be APPROVED subject to the following conditions:

ENDORSED PLANS

- 1. The use and/or development must be carried out as shown on the Endorsed plans by Prime Design dated 16.01.2023 Project no: PD22250 and described in the endorsed documents to the satisfaction of the Council. Any other proposed development and/or use will require a separate application to and assessment by the Council.**

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- a) be installed and maintained on site to the satisfaction of the Infrastructure Manager;**
- b) ensure that overland flows do not become a nuisance to adjoining properties or Councils infrastructure; and**
- c) be maintained until work recommences on site.**

ADVISORY NOTES

The following notes are not conditions of this permit and are supplied for the assistance of the applicant only.

- A. This permit was issued based on the proposal documents submitted for DA2022/059. You should contact Council with any other use or developments, as they may require the separate approval of Council.**
- B. 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 agreement that is required by this permit pursuant to Part V of the Land Use Planning and Approvals Act 1993 is executed; or**
 - d) any other required approvals under this or any other Act are granted.****
- C. 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. A once only extension may be granted if a request is received within 6 months after the expiration date.**

Restrictive Covenants

D. The granting of this permit takes no account of any covenants applicable to the land. The permit holder and any other interested party should make their own enquires as to whether the proposed development is affected, restricted or prohibited by any such covenant. If the proposal is non-compliant with any restrictive covenants, those restrictive covenants should be removed from the title prior to construction commencing or the owner will carry the liability of potential legal action in the future.

Access for People with a Disability

E. This permit does not ensure compliance with the Disability Discrimination Act, furthermore the developer may be liable to complaints under the said Act. The developer is directed to Australian Standard 1428 Parts 1-4 for technical direction on how to cater for people with disabilities.

Appeal Provisions

F. 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

Permit Commencement

G. If an applicant is the only person with a right of appeal pursuant to section 61 of the Land Use Planning and Approvals Act 1993 and wishes to commence the use or development for which the permit has been granted within that 14 day period, the Council must be so notified in writing. A copy of Council's Notice to Waive Right of Appeal is attached.

Aboriginal Heritage

H. 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 the relevant approval processes will apply with state and federal government agencies.**

CARRIED UNANIMOUSLY (7-0)

For: Mayor Rachel Summers, Deputy Mayor Vanessa Grace, Cr Garry Blenkhorn, Cr Aaron Burke, Cr Carol Cox, Cr Peter Rhodes and Cr Ken Stockton.

At 1.15pm, Council concluded its meeting as a Planning Authority under Section 25 of the Local Government (Meeting Procedures) Regulations 2015.

13.1 INFRASTRUCTURE MANAGER'S REPORT – FEBRUARY 2023

Action	Information
Proponent	Council Officer
Officer	Chris Wilson Infrastructure Manager
File References	WOR/3000
Annexures	13.1.1 Infrastructure Manager's Report – February 2023

INTRODUCTION

The purpose of this report is to provide Councillors with an update of monthly activities undertaken by the Works and Services and Airport departments.

OFFICER'S REPORT

This report is provided on a monthly basis at the request of Council.

VOTING REQUIREMENTS

Simple Majority

RECOMMENDATION

That the Infrastructure Manager's Report – February 2023 be received and accepted by Council.

DECISION

30.02.2023 Moved: Deputy Mayor Vanessa Grace Seconded: Cr Ken Stockton
That the Infrastructure Manager's Report – February 2023 be received and accepted by Council.

CARRIED UNANIMOUSLY (7-0)

For: Mayor Rachel Summers, Deputy Mayor Vanessa Grace, Cr Garry Blenkhorn, Cr Aaron Burke, Cr Carol Cox, Cr Peter Rhodes and Cr Ken Stockton.

Mayor Rachel Summers passed the chair to Deputy Mayor Vanessa Grace at 1.19pm.

14. NOTICE OF MOTION

14.1 NOTICE OF MOTION – RECOMMENDATION FROM FLINDERS BOATING SPECIAL COMMITTEE – UPGRADES TO WHITEMARK BOAT RAMP

Action	Decision
Proponent	Mayor Rachel Summers
Officer	Warren Groves
File Reference	COM/0404
Annexures	10.1.1 Flinders Boating Special Committee Meeting 31 January 2023 Unconfirmed Minutes

NOTICE OF MOTION

That the following work be undertaken at the Whitemark boat ramp:

- Extension of additional fenders to 300mm off the seabed;
- Extra fender, if not two, and one ladder on the end of the jetty;
- Access ladder on the boat ramp side of the jetty and handrail included;
- White rubber strips on all the fenders;
- An appropriate life saving device; and
- Rubbers on all of the jetty, with fittings to be stainless steel.

COUNCILLOR'S REPORT

As part of the 2021 State Election, the Liberal Government included an investment of \$120,000 to upgrade existing boat ramps on Flinders Island. The Flinders Boating Special Committee was appointed to provide recommendations to Flinders Council regarding boating matters and associated infrastructure.

After almost two years since the election, the Committee is keen to progress some initial works that they feel are critical.

At the 18 October 2022 council meeting, Council appointed four new community members to the Committee and resolved to defer any decision on the Committee's recommendations relating to structural changes to the Whitemark Boat Ramp, until the matter could be re-considered by the expanded Committee. It was also considered more appropriate that any decisions were deliberated by the new Council.

At the meeting of the 31 January 2023, after considerable debate had occurred, the Committee passed the following motion:

"Moved: Dennis Cooper Seconded: Robin Walker

A recommendation be made to Council that the following work is undertaken at the Whitemark boat ramp:

- *Extension of additional fenders to 300mm of the seabed;*
- *Extra fender, if not two, and one ladder on the end of the jetty;*
- *Access ladder on the boat ramp side of the jetty and handrail included;*
- *White rubber strips on all the fenders;*
- *An appropriate life saving device; and*
- *Rubbers on all of the jetty, with fittings to be stainless steel.*

CARRIED".

PREVIOUS COUNCIL CONSIDERATION

200.10.2022 18 October 2020

PREVIOUS COUNCIL DISCUSSION

Nil

OFFICER'S REPORT

The purpose of the Flinders Boating Special Committee is stated within the Terms of Reference (TOR) as follows, "The purpose of the Flinders Boating Special Committee (hereafter referred to as 'the Committee') is to provide recommendations to Flinders Council regarding boating matters and associated infrastructure, as they apply to the Flinders Municipality."

At section 1.5 of the TOR, it states in part that "Council may, from time to time: vary the number of members".

At section 1.11 of the TOR, it states that, "All recommendations are to be moved and seconded and recorded in the minutes. The Chair is to take all recommendations to Council for consideration via a Notice of Motion."

Accordingly, the minuted recommendation subject of this Notice of Motion is within the TOR of the Flinders Boating Special Committee and open to Councillors for consideration.

STATUTORY REQUIREMENTS

Nil

POLICY/STRATEGIC IMPLICATIONS

2. Accessibility/Infrastructure and Services - Quality infrastructure and services for community benefit.
- 2.2 Safe and reliable air and sea access to the islands.
- 2.2.2 Engage with key stakeholders to support and improve commercial and community sea access.
- AP-11 Support the Flinders Boating Special Committee to improve the Whitemark Boat Ramp.

BUDGET AND FINANCIAL IMPLICATIONS

The recommended works are within the scope of the funding agreement available for this project.

RISK/LIABILITY

The recommended works will create improved usability and a safer boat ramp for recreational boating users of the facility.

VOTING REQUIREMENTS

Simple Majority

MOTION

31.02.2023 Moved: Mayor Rachel Summers Seconded: Cr Carol Cox

That the following work be undertaken at the Whitemark boat ramp, funded by the grant received from the State Government:

- **Extension of additional fenders to 300mm of the seabed;**
- **Extra two fenders and one ladder on the end of the jetty;**
- **Access ladder on the boat ramp side of the jetty and handrail included;**
- **White rubber strips on all the fenders;**
- **An appropriate life saving device; and**
- **Rubbers on all of the jetty, with fittings to be stainless steel.**

CARRIED UNANIMOUSLY (7-0)

For: Mayor Rachel Summers, Deputy Mayor Vanessa Grace, Cr Garry Blenkhorn, Cr Aaron Burke, Cr Carol Cox, Cr Peter Rhodes and Cr Ken Stockton.

Deputy Mayor Vanessa Grace passed the chair to Mayor Rachel Summers at 1.22pm.

15. GOVERNANCE

15.1 HOUSING WORKING GROUP REPORT – FEBRUARY 2023

Action	Information
Proponent	Council Officer
Officer	Warren Groves General Manager
File Reference	GOV/1102
Annexures	Nil

INTRODUCTION

At the 25 January 2023 council meeting, council resolved to form a Housing Working Group with the membership being D/Mayor Vanessa Grace, Cr Garry Blenkhorn, Cr Peter Rhodes, Cr Ken Stockton, the General Manager and the Development Services Coordinator. At this meeting, Council also requested a monthly report from the working group.

PREVIOUS COUNCIL CONSIDERATION

18.01.2023 25 January 2023
A report will be presented monthly.

PREVIOUS COUNCIL DISCUSSION

Council Workshop 25 January 2023

STATUTORY REQUIREMENT

Local Government Act 1993

POLICY/STRATEGIC IMPLICATIONS

1. Liveability - To protect and build upon our island's way of life.
 - 1.1 A viable population that enables the necessary services and activities required for the Community to prosper.
 - 1.1.1 Encourage and support an increased supply of affordable accommodation for long-term residential rental and purchase.
- AP-3 Identify Council land/assets for potential sale and improved land utilisation.

OFFICER'S REPORT

The first meeting of the Housing Working Group will be held on Friday 17 February 2023, after the release of this agenda.

Accordingly, the first report to Council of a meeting of the Working Group will be presented at the 22 March 2023 Council Meeting. During the first meeting, a Chair will be elected along with priorities and governance of the group.

VOTING REQUIREMENTS

Simple Majority

RECOMMENDATION

That the Housing Working Group Report - February 2023 be noted.

DECISION

32.02.2023 Moved: Cr Carol Cox

Seconded: Deputy Mayor Vanessa Grace

That the report from the first Housing Working Group meeting be tabled at the March general meeting.

CARRIED UNANIMOUSLY (7-0)

For: Mayor Rachel Summers, Deputy Mayor Vanessa Grace, Cr Garry Blenkhorn, Cr Aaron Burke, Cr Carol Cox, Cr Peter Rhodes and Cr Ken Stockton.

15.2 COUNCILLOR RESOLUTION REPORT

Action	Information
Proponent	Council Officer
Officer	Warren Groves General Manager
File Reference	GOV/0300
Annexures	15.2.1 Councillor Resolution Report February 2023

INTRODUCTION

The Councillor Resolution Report identifies resolutions passed by elected members and the actions taken to implement the decisions.

PREVIOUS COUNCIL CONSIDERATION

The Report is presented on a monthly basis.

OFFICER'S REPORT

Please read Annexure 15.2.1 – Councillor Resolution Report February 2023.

VOTING REQUIREMENTS

Simple Majority

RECOMMENDATION

That the Councillor Resolution Report February 2023 be noted.

DECISION

33.02.2023 Moved: Deputy Mayor Vanessa Grace Seconded: Cr Peter Rhodes
That the Councillor Resolution Report February 2023 be noted.

CARRIED UNANIMOUSLY (7-0)

For: Mayor Rachel Summers, Deputy Mayor Vanessa Grace, Cr Garry Blenkhorn, Cr Aaron Burke, Cr Carol Cox, Cr Peter Rhodes and Cr Ken Stockton.

15.3 LATE AGENDA ITEM - CAPITAL WORKS BUDGET REVIEW 2022-2023

Action	Decision
Proponent	Council Officer
Officer	Marissa Walters Contract Accountant
File Reference	FIN/0100, FIN/0701
Annexures	15.3.1 Capital Works Budget Review

INTRODUCTION

The Capital Works Budget has been reviewed primarily to consider any carried forward capital works projects not completed from the prior year; to recognise any known grant-funded projects that are likely to be carried out in full or partially in the current year that weren't already recognised in the original budget; and to consider any additional changes recommended by officers.

PREVIOUS COUNCIL CONSIDERATION

Budget 2022-2023

PREVIOUS COUNCIL DISCUSSION

15 February 2023 Council Workshop

OFFICER'S REPORT

The changes to the budget at a project level have been highlighted in the attachment.

All carried forward funds have been identified and grant projects noted. Whilst grant-funded projects have received a commitment from either the State or Federal Governments at this stage, not all have a signed agreement and Council has not necessarily received any or all of the funds. Most grant-funded projects are tied to milestones and funds are paid on completion of reported milestones.

Not all these grant-funded projects will be fully completed in the current year - some may span in to coming years and will be required to carry over at the end of the year.

The most significant change to the budget impacting Council funds is the additional work proposed to reconstruct and stabilise sections of Lackrana Rd, Memana Rd and Gunter St. The work to mobilise a contractor to complete these works is significant and the more work that can be completed in one go, the better value for money. Given the state of the roads, that it is a renewal of an existing asset, and that Council has sufficient cash to complete the works, it is recommended to include these in the budget.

It is proposed that the re-sheeting budget and carried forward funds are reallocated to the reconstruction projects for this year.

It may mean that in future years there will be less Council funds available for road works.

STATUTORY REQUIREMENT

Local Government Act 1993

POLICY/STRATEGIC IMPLICATIONS

2. Accessibility/Infrastructure and Services - Quality infrastructure and services for community benefit.

2.1 Quality public infrastructure, roads and footpaths.

2.1.1 Maintain and develop an affordable network of safe roads and pedestrian pathways that recognises the changing needs of the Community.

BUDGET AND FINANCIAL IMPLICATIONS

The total of the revised capital works budget is \$8.609 million with \$6.445 million of these projects funded from state and federal grants. Leaving \$2.163 million funded by Council.

The total increase to the capital works budget is \$2.03 million from the original capital works budget. \$117,000 relates to Council-funded projects carried forward from the previous year. \$1.411 million relates to grant-funded projects carried forward from the prior year and \$501,572 relates to new Council funds for road renewal projects.

Current forecasts on this year's operating budget, estimate that \$925,000 will be available from the current year's revenue to fund projects that are not grant related. The remaining \$1.238 million of Council-funded projects will come from existing cash reserves.

Council currently has sufficient cash reserves to cover these works.

RISK/LIABILITY

Nil

VOTING REQUIREMENTS

Absolute Majority

RECOMMENDATION

That Council adopts the revised Capital Works Budget for 2022-2023.

DECISION

34.02.2023 Moved: Cr Peter Rhodes Seconded: Cr Garry Blenkhorn
That Council adopts the revised Capital Works Budget for 2022-2023.

CARRIED UNANIMOUSLY (7-0)

For: Mayor Rachel Summers, Deputy Mayor Vanessa Grace, Cr Garry Blenkhorn, Cr Aaron Burke, Cr Carol Cox, Cr Peter Rhodes and Cr Ken Stockton.

15.4 LATE AGENDA ITEM - CONSERVATION OF G.W. WOLFF ANCHOR

Action	Decision
Proponent	Council Officer
Officer	Warren Groves General Manager
File Reference	ASM/0202
Annexures	15.4.1 Quote for Treatment of G.W. Wolff Anchor (Elected Members only)

INTRODUCTION

As a result of community concern in relation to the deteriorating condition of the G.W. Wolff anchor outside the Council building, council officers have investigated appropriate preservation options to immediately address this issue. This is one of three anchors from the G. W. Wolff that was wrecked in the Furneaux Group. These works are of immediate concern and require prompt attention.

PREVIOUS COUNCIL CONSIDERATION

Nil

PREVIOUS COUNCIL DISCUSSION

22 February 2023 Council Workshop

OFFICER'S REPORT

Council's Infrastructure Manager has located an appropriately qualified conservator on the Island who has assessed the condition of the anchor and supplied a detailed quote to undertake conservation and preservation treatment.

As per section 2.1 Non-application of the quotation process of Council's Code for Tenders and Contracts, the General Manager is authorised under his discretion to allow for a reduced number of quotes in any particular situation, and or to appoint a sole supplier, or a particular service provider, if an acceptable reason exists. In this instance, the acceptable reasons are the work required is a non-routine service; is required under strict timeframes; and the expertise is available on-island which will provide significant savings.

It is recommended that it is appropriate to access public open space contribution funding for the conservation of this community asset, under section 6.4 of the Council's Public Open Space Policy, permitting use of funds for conservation and heritage purposes. Under, section 6.4 of this policy, a resolution of Council is required for the use of public open space funding.

STATUTORY REQUIREMENT

Local Government (Building and Miscellaneous Provisions) Act 1993

POLICY/STRATEGIC IMPLICATIONS

Code for Tenders and Contracts
Public Open Space Policy

BUDGET AND FINANCIAL IMPLICATIONS

There are sufficient funds available within the public open space account to undertake the work.

RISK/LIABILITY

If conservation and preservation treatment is not undertaken promptly, the anchor will deteriorate beyond repair.

VOTING REQUIREMENTS

Simple Majority

RECOMMENDATION

That Council resolves to use public open space funds for the conservation and preservation treatment of the G.W. Wolff anchor situated outside the Council building.

DECISION

35.02.2023 Moved: Cr Peter Rhodes Seconded: Deputy Mayor Vanessa Grace
That Council resolves to use public open space funds for the conservation and preservation treatment of the G.W. Wolff anchor situated outside the Council building.

CARRIED UNANIMOUSLY (7-0)

For: Mayor Rachel Summers, Deputy Mayor Vanessa Grace, Cr Garry Blenkhorn, Cr Aaron Burke, Cr Carol Cox, Cr Peter Rhodes and Cr Ken Stockton.

That for Agenda Item 16.2 Road Stabilisation Tender, the discussions held, and motions passed in Closed Council remain confidential except to note that Council has approved the General Manager to negotiate a contract with the preferred tenderer to undertake stabilising works in line with the half yearly revised capital budget and to manage stabilising works for the State Government.

CARRIED UNANIMOUSLY (7-0)

For: Mayor Rachel Summers, Deputy Mayor Vanessa Grace, Cr Garry Blenkhorn, Cr Aaron Burke, Cr Carol Cox, Cr Peter Rhodes and Cr Ken Stockton.'

At 1.46pm Mayor Rachel Summers declared that the meeting was closed.

MEETING CLOSED 1.46PM
