



*dorset*  
C O U N C I L

**UNCONFIRMED**  
**Minutes**

**Council Meeting**

22 April 2024

**COUNCIL CHAMBERS**

*it's in the making*

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## Council Meeting Minutes 22 April 2024

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**Meeting Opened:** 6:00 pm

**Present:** Commissioner Andrew Wardlaw

General Manager: John Marik, Director – Infrastructure: Michael Buckley, Acting Director  
– Corporate Services: Lauren Tolputt, Consultant Town Planner: George Walker, Executive  
Assistant: Sarah Forsyth

**Apologies:** Assistant General Manager / Director – Community & Development: Rohan Willis

### Acknowledgement of Country

Dorset Council acknowledges the deep history and culture of the First People who were the traditional owners of the lands and waterways where we live and work. We acknowledge the clans-people who lived here for over a thousand generations on the Country where Scottsdale is built and throughout the area we know as the north east region.

Dorset Council acknowledge the present-day Aboriginal custodians and the inclusive contribution they make to the social, cultural and economic essence of the municipality.

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**Item 58/24**                      **Confirmation of Ordinary Council Meeting Minutes – 18 March 2024**  
Ref: DOC/24/3161

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*The Chair reported that he had viewed the minutes of the Ordinary Meeting held on Monday, 18 March 2024 finds them to be a true record and recommends that they be taken as read and signed as a correct record.*

### DECISION

**MOVED / SECONDED:** Commissioner Wardlaw

That the Minutes of Proceedings of the Dorset Council Ordinary Meeting held on 18 March 2024 having been circulated to the Commissioner, be confirmed as a true record.

**CARRIED**

**DECISION****MOVED / SECONDED: Commissioner Wardlaw**

That Council confirm the Agenda and order of business for the 22 April 2024 Council Meeting.

**CARRIED**

**Item 60/24****Declaration of an Interest of the Commissioner or Close Associate**

In accordance with Regulation 8 of the *Local Government (Meeting Procedures) Regulations 2015* and Council's adopted Code of Conduct, the Commissioner is requested to indicate whether he has, or is likely to have a pecuniary interest (any pecuniary interest or pecuniary detriment) or conflict of interest in any item on the Agenda.

**INTEREST DECLARED**

Nil

**Item 61/24****Commissioner Communications**

Commissioner Wardlaw's Calendar | 14 March 2024 – 17 April 2024

**March 2024**

- 14 Local Government Association of Tasmania General Meeting with General Manager, Wrest Point, Hobart
- 14 TasWater Owners Representative Group General Discussion Meeting, Hobart
- 18 Weekly meeting with the Management team where the following was discussed
- 18 Meet and Greet, Branxholm Hall with the Management team
- 18 March Council Meeting, Branxholm Hall
- 19 Phone call with ratepayer
- 20 Scottsdale Visitor Information Centre Volunteers Annual Meeting, with the General Manager, Information Centre, Scottsdale
- 21 Meeting with ratepayers, Council Chambers
- 21 Visit Northern Tasmania and Tasmanian Hospitality Association's Great Customer Experience Program Networking Event, Bo & Barn, Jetsonville
- 27 Meeting with Tania Rattray MLC with Director – Infrastructure, Scottsdale
- 27 Site visit to ratepayer property with Assistant General Manager, Ringarooma
- 27 Barry Jarvis Education Scholarship discussion with Elizabeth Hadley, Council Chambers
- 28 MAST Drop-In Session – Bridport Pier, Bridport Hall

**April 2024**

- 8 North East Tasmania Chamber of Commerce meeting with General Manager, Scottsdale
- 9 April Council Briefing Workshop, Council Chambers

- 10 Future-Links Gladstone meeting, Gladstone Hall
- 11 Meeting with Frost Transformation with General Manager, Launceston Library
- 15 Meeting with Tasmania Irrigation with General Manager, Tas Irrigation Office, Launceston Airport
- 17 Meeting with Vena Energy with General Manager and Assistant General Manager, Council Chambers
- 17 Meeting with TasWater with the General Manager, Council Chambers

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**Item 62/24 Management Team Briefing Report**

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The purpose of this agenda item is to provide the Commissioner and the community with a briefing on matters of interest dealt with during the past month by Council’s Management Team.

**DECISION**

**MOVED / SECONDED: Commissioner Wardlaw**

**That Council receive and note the Management Team Briefing Report.**

**CARRIED**

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**Item 63/24 Council Workshops Held Since Last Council Meeting**

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9 April | Briefing Workshop

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**Item 64/24 Applications for Leave of Absence**

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Nil

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**Item 65/24 Public Question Time**

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The following question has been received on notice:

**Karl Willrath, Scottsdale | 6 April 2024**

*Further to publication in last month’s agenda of the types and amount of obesogenic foodstuffs that continue to be sold at the Scottsdale pool, apparently under the guise of financial efficiency which is coming at a great cost to the health and safety of the community. As the scope of health and safety officers clearly needs to be broadened, can Dorset apply to Equal Opportunity Tasmania for an exemption under the anti-discrimination act so they can advertise and employ work place health and safety officers that are within the healthy body mass index (BMI) guidelines?*

Supporting argument

*In its simplest form the storage of excess adipose tissue is induced via two main drivers, people move less and they also consume more. The stimulus to cause people to do this are multiple, some identified while others are not. The standardised mantra of health and safety officers over the years is to stop and assess the danger just to be “safe”. Because of this and other factors, the obesity pandemic is actually self-*

*perpetuating. Owing to their actions and inactions, governments at all levels have directly and indirectly mandated this pandemic.*

*A recent road safety report conducted by the legislative council highlighted this point. At no point did the committee take into account the obesity pandemic. From cognitive decline (dementia) induced via type two diabetes, practicalities of handling and transporting obese casualties, recorded lower seatbelt use of the obese, higher casualty and death due to sheer mass (body mass) etc. and obvious consequences of drive through obesogenic foodstuff sale points, road signing and road systems to facilitate easy if not mandatory access and consumption e.g. child pester power. The road safety report is defective to the point it should not have been tabled or at the very least, the deficiency declared.*

### [Road safety report](#)

*Note: as the BMI is still only used as a rule of thumb guide and it is not beyond the realms of possibility that a big brained, big boned individual may wish to argue the point on their application, it would be prudent to state that the successful applicant may be subject to a DEXA scan.*

### **Response from General Manager, John Marik:**

Dorset Council will not apply to Equal Opportunity Tasmania for an exemption under the Anti-Discrimination Act to allow Council to then advertise and employ work place health and safety officers that are within the healthy body mass index (BMI) guidelines for the following reasons:

1. Under the Anti-Discrimination Act the protected attribute is disability and being overweight, even obese, has not been recognised in Australia as a disability, and it would not likely fall within the definition of disability under the Act.
2. Your suggested approach to hire based on BMI exposes Council to legal risk under Workplace Health and Safety (WHS) law. WHS laws impose a positive obligation on the Council to prevent psychosocial hazards. This also applies to Council's recruitment process. Body shaming including fat shaming, subjects a person to humiliation and criticism for their bodily features. This sort of behaviour creates psychosocial risk and potentially physical risk because it can result in negative emotional effects, including lowered self-esteem and the development of issues such as eating disorders, anxiety, body image disturbance, body dysmorphic disorder and depression. There are some roles where there are legitimate WHS reasons why a person's weight may be relevant and need to be managed from a WHS point of view, either by imposing a precondition or by a fitness for work process. Unless a certain weight restriction has to apply as an inherent requirement of a role at Council for a safety reason, Council will not impose a restriction within the recruitment process based on a person's weight.
3. Your suggested approach does not align with organisational values, or the culture I want for this organisation. I want a high performance culture of engaged, motivated and passionate individuals that want to make a difference for the community. I want a culture of respect for people and a culture that provides equal opportunity. This approach will result in a team that has diversity of thought, diversity of approach, diversity of knowledge and diversity of skillset. I have a vision for Council to be an employer of choice in Dorset, the employer that local talent is proud to be part of and one that the community aspire to be part of. This means attracting the best and brightest thinkers and giving clear pathways for local talent so that we do not lose people to other regions, which includes moving away from Dorset or Tasmania. Discriminating against certain attributes, including physical attributes, will not assist Council to attain this vision.

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**Karl Willrath, Scottsdale | 12 April 2024**

*In the previous 12 months how many randomised alcohol and other drug tests were performed on Dorset Council employees, including all levels of office staff and commissioner Wardlaw in line with current acceptable practice for work place health and safety? What was the full breakdown of drugs detected and what action was taken?*

**Response from General Manager, John Marik:**

Dorset Council have not undertaken any random drugs or alcohol testing of staff, or the Commissioner, in the previous 12 months.

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The following questions were received **without notice** from members of the public:

**Karl Willrath, Scottsdale**

*What are the obesity statistics in the Dorset area for the last five years?*

**Response from General Manager, John Marik:**

Council has attained the "Community Health Check 2023: Dorset LGA" (referred to below as "the report") from Health Consumers Tasmania. This report will be forwarded to Mr Willrath. Primary Health Tasmania are the authority that prepares this report. Mr Willrath can request past years reports directly from Primary Health Tasmania, with contact details included in the report.

*Mayor Howard continually spruiked about how the Scottsdale pool was going to be an asset for the health of the community. But it turned out, management has used the sale of obesogenic foodstuffs in the middle of an obesity pandemic in an attempted to prop up a loss making venture and then brag to the community that admission to the pool is free. When I asked a question on notice for that may have gone some way to deal with an inherent bias or conflict of interest, GM Marik conflated issues and went off on a tangent with his answer.*

*Could Commissioner Wardlaw write to Premier Rockliff and cite this interesting episode as evidence that a dedicated minister for science is an absolute imperative to have in any modern society?*

**Response from Commissioner Andrew Wardlaw:**

It is unclear to me how a dedicated Minister for Science would impact operational decisions at the Scottsdale Aquatic Centre. As Commissioner of the Dorset Council, I do not find it necessary to correspond directly with the Premier regarding his appointment of ministerial portfolios. However, if you hold a strong view, I encourage you to advocate for the recognition of science by reaching out directly to the Premier's Office or through your local Members of Parliament.

**Item 66/24**

**Deputations**

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Nil

The following questions were received without notice from the Commissioner:

Nil

Nil

*\*\*\* Council acting as a Planning Authority for Item 69*

**Planning Application – 12 Lot Subdivision and Construction of Vehicle Access and Crossings | 61 Henry Street, 31 Marilyn Drive and Wildflower Reserve BRIDPORT**

Reporting Officer: Consultant Town Planner, George Walker

Ref: DOC/24/4632 | Assessment Report: DOC/24/4634 | PLA/2024/1310

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**Purpose**

The purpose of this report is for Council to determine a planning application submitted by PDA Surveyors, Engineers and Planners on behalf of Barnett and Stanford Pty Ltd for the subdivision of one (1) lot into twelve (12) lots at 61 Henry Street, Bridport.

**Recommendation**

It is recommended that the proposal for 12-lot subdivision and construction of vehicle access and crossings at the subject land, be approved subject to the following conditions:

**1. Basis of Approval**

The use is approved and must be undertaken in accordance with the Endorsed Documents, except where specified otherwise in this permit and documents lodged with this application (PLA/2024/1310). Any substantial variation from this application will require the further planning consent of the Council.

**2. TasWater**

The development must be in accordance with the Submission to Planning Authority Notice issued by TasWater dated 9 April 2024 (Reference No. TWDA 2024/00358-DC, copy attached to this permit).

**3. Bushfire Hazard Management Plan**

- (a) The development must comply with the Bushfire Hazard Management Plan, and associated supporting content, provided within the 'Bushfire Hazard Management Report: Subdivision' prepared by Scott Livingston of Livingston Natural Resource Services, dated 13<sup>th</sup> November 2023, copy of which is attached to this permit.
- (b) Prior to the sealing of the Plan of Survey of any approved lot, documentation must be provided to the satisfaction of Council's Town Planner that demonstrates:
  - (a) fire hydrants have been installed for the development with the required pressure in accordance with the endorsed Bushfire Hazard Management Plan; or



- (b) an accredited person under Part 4A of the *Fire Service Act 1979* certifies that a static water supply for fire-fighting purposes is capable of being provided for each approved lot in accordance with all applicable requirements of the Bushfire-Prone Areas Code under the Tasmanian Planning Scheme.

#### 4. Road Construction (Maxwell Street / Henry Street Extension)

- (a) The road must be fully sealed and constructed, from the road verge of Henry Street, complete with kerb and channel, in accordance with Council's urban road standards.
- (b) All works described in (a) above must be undertaken by, or under the supervision of, a tradesman/contractor who is registered with the Council as a "Registered Contractor", or a person who is otherwise approved by the Council's Town Planner to undertake the works. Prior to the commencement of any works, the Council's Director of Infrastructure must be notified of the contractor's name and registration number. The Council's Director of Infrastructure must also be informed of the commencement date, duration and nature of the works.
- (c) As constructed designs of all completed works in (a) above must be prepared and certified by a Practising Engineer. All works in (a) above must be carried out to Council's standards, to the satisfaction of the Council's Town Planner and under the direct supervision of a qualified civil engineer. Certification that all works have been carried out in accordance with the approved engineering design plans and to Council's standards will be required to be submitted to the Council's Director of Infrastructure prior to issue of the Certificate of Practical Completion.
- (d) All necessary line marking and signage (including street name signage) to be provided for the road must be completed/installed to the satisfaction of the Council's Director of Infrastructure.
- (e) Prior to the sealing of the Plan of Survey of any approved lot, works and requirements identified in (a), (b), (c), and (d) above must be completed to the satisfaction of the Council's Town Planner.

#### 5. Stormwater Management

- (a) A public drainage system to drain the road, footpath, nature strips within the road reserve and all land draining onto the road reserve must be provided within the subject land.
- (b) A DN 100 connection must be provided to the lowest point of each approved lot.
- (c) Drainage works must be constructed between the subject land and the nominated point of discharge (as identified in Drawing No. 48786CW SW 103 and Drawing No. 48786CW SW 102, each dated 01 November 2023). Drainage works must be designed and constructed to the satisfaction of Council's Town Planner.
- (d) Prior to the commencement of the applicable works identified in (a), (b) and (c), preliminary design plans prepared and certified by a Practising Engineer for the applicable works identified in (a), (b) and (c) above must be submitted to the Council's Town Planner and prepared to the satisfaction of the Council's Town Planner for approval.
- (e) Prior to the sealing of the Plan of Survey of any approved lot, works and requirements identified in (a), (b), (c) and (d) above must be completed to the satisfaction of the Council's Town Planner.

#### 6. Construction of Driveways

- (a) Vehicle access to each lot must be fully sealed and constructed, from the road verge to property boundary of each lot, in accordance with Council's urban roads driveways standards.

- (b) All works described in (a) above must be undertaken by, or under the supervision of, a tradesman/contractor who is registered with the Council as a "Registered Contractor", or a person who is otherwise approved by the Council's Director of Infrastructure to undertake the works. Prior to the commencement of any works the Council's Director of Infrastructure must be notified of the contractors name and registration number. The Council's Director of must also be informed of the commencement date, duration and nature of the works.
- (c) As constructed designs of all completed works in (a) and (b) above must be prepared and certified by a Practising Engineer. All works in (a) must be carried out to Council's standards, to the satisfaction of the Council's Director of Infrastructure under the direct supervision of a qualified civil engineer. Certification that all works have been carried out in accordance with the approved engineering design plans and to Council's standards will be required to be submitted to the Council's Director of Infrastructure prior to issue of the Certificate of Practical Completion.
- (d) Prior to the sealing of the Plan of Survey of any approved lot, works and requirements identified in (a), (b) and (c) must be completed to the satisfaction of the Council's Town Planner.

## **7. Demolition**

Any demolition works must ensure the protection of property and services which are to either remain on or adjacent to the site from interference or damage.

## **8. Easements**

Easements are required over all Council and third party services located in private property. The incorporation of any necessary easements including drainage easements over sewer and storm water pipelines are to be shown. Easements must include any overland drainage paths where concentrated water runs. The minimum width of any easement must be 3 metres for Council (public) mains.

## **9. Covenants**

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

- (a) such covenants or controls are expressly authorised by the terms of this permit; or
- (b) such covenants or similar controls are expressly authorised by the consent in writing of the Council; or
- (c) such covenants or similar controls are submitted for and receive written approval by Council prior to submission of a Plan of Survey and associated title documentation is submitted to Council for sealing.

## **10. Conveyance of Road**

All roads in the Subdivision must be conveyed to the Council upon the issue, by the Council's Director of Infrastructure, of the Certificate under Section 10 (7) of the *Local Government (Highways) Act 1982*. All costs involved in this procedure must be met by the person responsible.

## 11. Payment In Lieu of Public Open Space

Prior to the sealing of the Plan of Survey, the person responsible must pay to the Council a sum equivalent to 7/12ths of 5% of the unimproved value of the approved lots, as determined by either:

- (a) a registered land valuer procured at the expense of the person responsible; or
- (b) a fresh valuation, undertaken within the previous two years of date of this permit, by the Valuer-General of Tasmania.

## 12. Completion of Works and Construction Documentation

- (a) All works required by Conditions 4, 5, and 6 above must be carried out to Council standards and to the satisfaction of Council's Town Planner.
- (b) Construction documentation sufficient to illustrate that the works are completed in accordance with Council standards and are locatable for maintenance or connection purposes must be provided to the satisfaction of Council's Town Planner. The construction documentation is to consist of:
  - i. 'as-constructed' plans, prepared in accordance with Council's standard requirements for as-constructed drawings;
  - ii. compaction and soil test results, where required, for earthworks and pavement works; and
  - iii. an engineer's certificate that each component of the works comply with the approved engineering plans and Council standards.

## 13. Sealing Plans of Subdivision

No Plan of Survey will be sealed for any approved lot until the following matters have been completed to the satisfaction of the Council's Town Planner and made at cost to the person responsible:

- (a) the satisfactory completion of public and private infrastructure and service works/installation in accordance with the Council's and any other responsible authority/s requirements (including the provision of engineering certification where required); and
- (b) any payment or action required by a planning permit condition to occur prior to the sealing of the Final Plan of Survey.

## 14. Final Plans

Subject to satisfying Condition 13, a Final Plan of Survey and three (3) copies are to be lodged, for the respective stage, for the approval of the Council.

**NOTE:** For the purpose of this permit "the person responsible", depending on the context, means:

- (a) the person who has and takes the benefit of this permit for the undertaking of the use or development authorised pursuant to it;
- (b) the person or persons who undertake development or use pursuant to this permit; and
- (c) servants, agents and contractors, in each case of such persons.

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## Amended Recommendation – Commissioner Wardlaw

Inclusion of new Condition No. 13 and subsequent changes to following conditions:

### **13. Conveyancing of Lot 201 (Walkway)**

Prior to the submission of the final plan for Council's seal, the final plan of survey must show Lot 201 as being integrated with Lot 8 with the area of land shown as Lot 201 on the approved plan to be delineated and marked within Lot 8 as 'to be acquired by the Highway Authority' pursuant to Section 97(1) of the *Local Government (Building and Miscellaneous Provisions) Act 1993*.

### **14. Sealing Plans of Subdivision**

No Plan of Survey will be sealed for any approved lot until the following matters have been completed to the satisfaction of the Council's Town Planner and made at cost to the person responsible:

- (a) the satisfactory completion of public and private infrastructure and service works/installation in accordance with the Council's and any other responsible authority/s requirements (including the provision of engineering certification where required);
- (b) any payment or action required by a planning permit condition to occur prior to the sealing of the Final Plan of Survey; and
- (c) the satisfactory completion of Condition 13.

### **15. Final Plans**

Subject to satisfying Condition 14, a Final Plan of Survey and three (3) copies are to be lodged, for the respective stage, for the approval of the Council.

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## **DECISION**

### **MOVED / SECONDED: Commissioner Wardlaw**

**It is recommended that the proposal for 12-lot subdivision and construction of vehicle access and crossings at the subject land, be approved subject to the following conditions:**

#### **1. Basis of Approval**

The use is approved and must be undertaken in accordance with the Endorsed Documents, except where specified otherwise in this permit and documents lodged with this application (PLA/2024/1310). Any substantial variation from this application will require the further planning consent of the Council.

#### **2. TasWater**

The development must be in accordance with the Submission to Planning Authority Notice issued by TasWater dated 9 April 2024 (Reference No. TWDA 2024/00358-DC, copy attached to this permit).

#### **3. Bushfire Hazard Management Plan**

- (a) The development must comply with the Bushfire Hazard Management Plan, and associated supporting content, provided within the 'Bushfire Hazard Management Report: Subdivision' prepared by Scott Livingston of Livingston Natural Resource Services, dated 13<sup>th</sup> November 2023, copy of which is attached to this permit.
- (b) Prior to the sealing of the Plan of Survey of any approved lot, documentation must be provided to the satisfaction of Council's Town Planner that demonstrates:

- (a) fire hydrants have been installed for the development with the required pressure in accordance with the endorsed Bushfire Hazard Management Plan; or
- (b) an accredited person under Part 4A of the *Fire Service Act 1979* certifies that a static water supply for fire-fighting purposes is capable of being provided for each approved lot in accordance with all applicable requirements of the Bushfire-Prone Areas Code under the Tasmanian Planning Scheme.

#### **4. Road Construction (Maxwell Street / Henry Street Extension)**

- (a) The road must be fully sealed and constructed, from the road verge of Henry Street, complete with kerb and channel, in accordance with Council's urban road standards.
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- (c) As constructed designs of all completed works in (a) above must be prepared and certified by a Practising Engineer. All works in (a) above must be carried out to Council's standards, to the satisfaction of the Council's Town Planner and under the direct supervision of a qualified civil engineer. Certification that all works have been carried out in accordance with the approved engineering design plans and to Council's standards will be required to be submitted to the Council's Director of Infrastructure prior to issue of the Certificate of Practical Completion.
- (d) All necessary line marking and signage (including street name signage) to be provided for the road must be completed/installed to the satisfaction of the Council's Director of Infrastructure.
- (e) Prior to the sealing of the Plan of Survey of any approved lot, works and requirements identified in (a), (b), (c), and (d) above must be completed to the satisfaction of the Council's Town Planner.

#### **5. Stormwater Management**

- (a) A public drainage system to drain the road, footpath, nature strips within the road reserve and all land draining onto the road reserve must be provided within the subject land.
- (b) A DN 100 connection must be provided to the lowest point of each approved lot.
- (c) Drainage works must be constructed between the subject land and the nominated point of discharge (as identified in Drawing No. 48786CW SW 103 and Drawing No. 48786CW SW 102, each dated 01 November 2023). Drainage works must be designed and constructed to the satisfaction of Council's Town Planner.
- (d) Prior to the commencement of the applicable works identified in (a), (b) and (c), preliminary design plans prepared and certified by a Practising Engineer for the applicable works identified in (a), (b) and (c) above must be submitted to the Council's Town Planner and prepared to the satisfaction of the Council's Town Planner for approval.
- (e) Prior to the sealing of the Plan of Survey of any approved lot, works and requirements identified in (a), (b), (c) and (d) above must be completed to the satisfaction of the Council's Town Planner.

#### **6. Construction of Driveways**

- (a) Vehicle access to each lot must be fully sealed and constructed, from the road verge to property boundary of each lot, in accordance with Council's urban roads driveways standards.
- (b) All works described in (a) above must be undertaken by, or under the supervision of, a tradesman/contractor who is registered with the Council as a "Registered Contractor", or a

person who is otherwise approved by the Council's Director of Infrastructure to undertake the works. Prior to the commencement of any works the Council's Director of Infrastructure must be notified of the contractors name and registration number. The Council's Director of must also be informed of the commencement date, duration and nature of the works.

- (c) As constructed designs of all completed works in (a) and (b) above must be prepared and certified by a Practising Engineer. All works in (a) must be carried out to Council's standards, to the satisfaction of the Council's Director of Infrastructure under the direct supervision of a qualified civil engineer. Certification that all works have been carried out in accordance with the approved engineering design plans and to Council's standards will be required to be submitted to the Council's Director of Infrastructure prior to issue of the Certificate of Practical Completion.
- (d) Prior to the sealing of the Plan of Survey of any approved lot, works and requirements identified in (a), (b) and (c) must be completed to the satisfaction of the Council's Town Planner.

## 7. Demolition

Any demolition works must ensure the protection of property and services which are to either remain on or adjacent to the site from interference or damage.

## 8. Easements

Easements are required over all Council and third party services located in private property. The incorporation of any necessary easements including drainage easements over sewer and storm water pipelines are to be shown. Easements must include any overland drainage paths where concentrated water runs. The minimum width of any easement must be 3 metres for Council (public) mains.

## 9. Covenants

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

- (a) such covenants or controls are expressly authorised by the terms of this permit; or
- (b) such covenants or similar controls are expressly authorised by the consent in writing of the Council; or
- (c) such covenants or similar controls are submitted for and receive written approval by Council prior to submission of a Plan of Survey and associated title documentation is submitted to Council for sealing.

## 10. Conveyance of Road

All roads in the Subdivision must be conveyed to the Council upon the issue, by the Council's Director of Infrastructure, of the Certificate under Section 10 (7) of the *Local Government (Highways) Act 1982*. All costs involved in this procedure must be met by the person responsible.

## 11. Payment In Lieu of Public Open Space

Prior to the sealing of the Plan of Survey, the person responsible must pay to the Council a sum equivalent to 7/12ths of 5% of the unimproved value of the approved lots, as determined by either:

- (a) a registered land valuer procured at the expense of the person responsible; or
- (b) a fresh valuation, undertaken within the previous two years of date of this permit, by the Valuer-General of Tasmania.

## 12. Completion of Works and Construction Documentation

- (a) All works required by Conditions 4, 5, and 6 above must be carried out to Council standards and to the satisfaction of Council's Town Planner.
- (b) Construction documentation sufficient to illustrate that the works are completed in accordance with Council standards and are locatable for maintenance or connection purposes must be provided to the satisfaction of Council's Town Planner. The construction documentation is to consist of:
  - i. 'as-constructed' plans, prepared in accordance with Council's standard requirements for as-constructed drawings;
  - ii. compaction and soil test results, where required, for earthworks and pavement works; and
  - iii. an engineer's certificate that each component of the works comply with the approved engineering plans and Council standards.

## 13. Conveyancing of Lot 201 (Walkway)

Prior to the submission of the final plan for Council's seal, the final plan of survey must show Lot 201 as being integrated with Lot 8 with the area of land shown as Lot 201 on the approved plan to be delineated and marked within Lot 8 as 'to be acquired by the Highway Authority' pursuant to Section 97(1) of the *Local Government (Building and Miscellaneous Provisions) Act 1993*.

## 14. Sealing Plans of Subdivision

No Plan of Survey will be sealed for any approved lot until the following matters have been completed to the satisfaction of the Council's Town Planner and made at cost to the person responsible:

- (a) the satisfactory completion of public and private infrastructure and service works/installation in accordance with the Council's and any other responsible authority/s requirements (including the provision of engineering certification where required);
- (b) any payment or action required by a planning permit condition to occur prior to the sealing of the Final Plan of Survey; and
- (c) the satisfactory completion of Condition 13.

## 15. Final Plans

Subject to satisfying Condition 14, a Final Plan of Survey and three (3) copies are to be lodged, for the respective stage, for the approval of the Council.

**NOTE:** For the purpose of this permit "the person responsible", depending on the context, means:

- (d) the person who has and takes the benefit of this permit for the undertaking of the use or development authorised pursuant to it;
- (e) the person or persons who undertake development or use pursuant to this permit; and
- (f) servants, agents and contractors, in each case of such persons.

**CARRIED**

**Purpose**

The purpose of this agenda item is to recommend Council continue membership with the Northern Tasmania Development Corporation (NTDC) until 30 June 2026 to align with the existing agreements between northern councils and the NTDC.

**Recommendation**

That Council:

- a. continue membership with the Northern Tasmania Development Corporation to 30 June 2026; and
  - b. conduct a review of the Northern Tasmania Development Corporation, no later than 31 March 2026 with the other northern councils, to determine membership value and possible continuation of membership post 30 June 2026.
- 

**DECISION**

**MOVED / SECONDED: Commissioner Wardlaw**

That Council:

- a. continue membership with the Northern Tasmania Development Corporation to 30 June 2026; and
- b. conduct a review of the Northern Tasmania Development Corporation, no later than 31 March 2026 with the other northern councils, to determine membership value and possible continuation of membership post 30 June 2026.

**CARRIED**

**Purpose**

The purpose of this agenda item is to present an update to Council on the Bridport Seaside Caravan Park (the Park) following the implementation of the temporary operating model approved in the August 2023 Council Meeting (Item 129/23).

**Recommendation**

That Council receive the Bridport Seaside Caravan Park Quarterly Report for the period ended 31 March 2024.

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**DECISION**

**MOVED / SECONDED: Commissioner Wardlaw**

That Council receive the Bridport Seaside Caravan Park Quarterly Report for the period ended 31 March 2024.

**CARRIED**

**Item 72/24                      2023/24 Budget Estimates Variation – Capital Works Road Resheeting | Cape Portland Road**

Reporting Officer: Director – Infrastructure, Michael Buckley  
Ref: DOC/24/4351

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**Purpose**

The purpose of this agenda item is to approve a variation to the 2023/24 capital works road re-sheeting budget by reallocating \$139,000 of unallocated funds to re-sheeting works on Cape Portland Road, Little Musselroe Bay.

	2023/24 Original Budget	2023/24 Year Allocated Budget	Budget Variance
Capital Works Road Re-sheeting	\$1,080,000	\$940,479	\$139,000
Cape Portland Road Re-sheeting Project	\$0	\$0	\$139,000
Capital Works Road Re-sheeting	\$1,080,000	\$1,080,000	\$0

**Recommendation**

That Council approve a variation to the 2023/24 capital works road re-sheeting budget by reallocating \$139,500 of unallocated funds to re-sheeting works on the unsealed section of Cape Portland Road from the end of seal through to Rushy.

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**DECISION**

**MOVED / SECONDED: Commissioner Wardlaw**

That Council approve a variation to the 2023/24 capital works road re-sheeting budget by reallocating \$139,500 of unallocated funds to re-sheeting works on the unsealed section of Cape Portland Road from the end of seal through to Rushy.

**CARRIED**

**Item 73/24                      Draft CCTV and Remote Camera Policy (No. 62) for Community Consultation**

Reporting Officer: Director – Infrastructure, Michael Buckley  
Ref: DOC/24/4349 | Draft Policy: DOC/24/4018

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**Purpose**

The purpose of this agenda item is to table Council’s newly developed draft Policy No.62 – CCTV and Remote Camera (the Policy) for endorsement by Council for community consultation to take place.

## Recommendation

That Council endorse the newly developed draft Policy No.62 - CCTV and Remote Camera for a community consultation period of 28 days.

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## DECISION

**MOVED / SECONDED: Commissioner Wardlaw**

That Council endorse the newly developed draft Policy No.62 - CCTV and Remote Camera for a community consultation period of 28 days.

**CARRIED**

**Item 74/24**

**2023/24 Annual Plan | March Quarterly Report and Variations**

Reporting Officer: General Manager, John Marik

Ref: DOC/24/4346 | March Quarterly Report: DOC/24/2323

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## Purpose

The purpose of this agenda item is to update Council and the community on the progress of the 2023/24 Annual Plan as at 31 March 2024.

## Recommendation

That Council:

1. receive and note the attached 2023/24 Annual Plan - March Quarterly Report; and
2. adopt the attached revised 2023/24 Annual Plan with the following variations:
  - a. deferral of the following activities for inclusion in the 2024/25 Annual Plan -
    - i. Activity 5 – Austins Road Residential Development;
    - ii. Activity 6 – Scottsdale Light Industrial Rezoning;
    - iii. Activity 7 – Bridport Structure Plan;
    - iv. Activity 8 – Derby Master Plan;
    - v. Activity 26 – Policy No. 56 Bridport Seaside Caravan Park - Annual Site;
  - b. change department name from Administration / Finance to Corporate Services in the responsibility column to reflect structural changes in the management team; and
  - c. include a Strategic Plan imperative reference in Activity 1: Strategic Plan review.

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## DECISION

**MOVED / SECONDED: Commissioner Wardlaw**

That Council:

1. receive and note the attached 2023/24 Annual Plan - March Quarterly Report; and
2. adopt the attached revised 2023/24 Annual Plan with the following variations:
  - a. deferral of the following activities for inclusion in the 2024/25 Annual Plan -
    - i. Activity 5 – Austins Road Residential Development;

- ii. Activity 6 – Scottsdale Light Industrial Rezoning;
  - iii. Activity 7 – Bridport Structure Plan;
  - iv. Activity 8 – Derby Master Plan;
  - v. Activity 26 – Policy No. 56 Bridport Seaside Caravan Park - Annual Site;
- b. change department name from Administration / Finance to Corporate Services in the responsibility column to reflect structural changes in the management team; and
  - c. include a Strategic Plan imperative reference in Activity 1: Strategic Plan review.

CARRIED

Item 75/24 Closure of Meeting to the Public

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### DECISION

MOVED / SECONDED: Commissioner Wardlaw

That the Meeting be closed to the public pursuant to Regulation 15 of the *Local Government (Meeting Procedures) Regulations 2015*, and that members of the public be required to leave the meeting room.

Time Meeting Closed to the Public: 7:23 pm

CARRIED

Meeting Adjourned: 7:23 pm

Reason: Tea break with the public

Meeting Resumed: 7:28 pm

## CLOSED SESSION ITEMS

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The following matters were listed in the Closed Session Meeting section of the Council Agenda in accordance with Regulation 15 of the *Local Government (Meeting Procedures) Regulations 2015*:

Item 76/24 Confirmation of Ordinary Council Meeting Closed Session Minutes – 18 March 2024

Item 77/24 Varied General Rate Remissions

The reports on these matters were listed in the Closed Meeting section of the Council Agenda in accordance with Regulation 15 of the *Local Government (Meeting Procedures) Regulations 2015* as the detail covered in the respective reports relates to:

- personal and confidential information

Time Meeting Closed: 7:29 pm

Minutes Confirmed: 20 May 2024

Minute No:

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Commissioner