

COUNCIL MEETING AGENDA

Monday 15 July 2024
Council Chambers, St Helens

John Brown, General Manager
Break O'Day Council
9 July 2024

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NOTICE OF MEETING

Notice is hereby given that the next meeting of the Break O'Day Council will be held at the St Helens Council Chambers on Monday 15 July 2024 commencing at 10.00am.

CERTIFICATION

Pursuant to the provisions of Section 65 of the *Local Government Act 1993*, I hereby certify that the advice, information and recommendations contained within this Agenda have been given by a person who has the qualifications and / or experience necessary to give such advice, information and recommendations or such advice was obtained and taken into account in providing the general advice contained within the Agenda.



JOHN BROWN
GENERAL MANAGER

Date: 9 July 2024

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AUDIO RECORDING OF ORDINARY MEETINGS OF COUNCIL

All ordinary meetings, special meetings and annual general meetings will be live streamed using audio/visual technology. A link to the audio/visual recordings will be made available to the public post the meeting on Council's website (within seven (7) days post the meeting in line with the uploading of the minutes from the meeting). The audio/visual recording of Council Meetings will only be retained for six (6) months.

Other than an official Council recording, no video or audio recording of proceedings of Council Meetings shall be permitted without specific approval by resolution of the Meeting.

The streaming platform utilised for recording and streaming is setup specifically for Break O'Day Council and Council has full control of which meetings are streamed or uploaded for viewing. There is no ability for the public to comment, edit or download recordings in anyway. They can only be viewed via the Council link.

Participation in person at the Council Meeting is considered as providing your consent to livestreaming of that meeting.

In accordance with the Local Government Act 1993 and Regulation 33 of the Local Government (Meeting Procedures) Regulations 2015, these audio files will be retained by Council for at least six (6) months and made available for listening online within seven (7) days of the scheduled meeting. The written minutes of a meeting, once confirmed, prevail over the audio recording of the meeting and a transcript of the recording will not be prepared.

OPENING

The Mayor to welcome Councillors and staff and declare the meeting open at 10.00am.

ACKNOWLEDGEMENT OF COUNTRY

We acknowledge the Traditional Custodians of the land on which we work and live, the Palawa people of this land Tasmania, and recognise their continuing connection to the lands, skies and waters. We pay respects to the Elders Past, present and future.

LIVE AUDIO/VISUAL STREAMING OF COUNCIL MEETINGS

Ladies and gentlemen, I would like to advise you that today's Council Meeting is being live streamed and recorded. This means that members of the public who are unable to attend in person can still observe the proceedings. By remaining in this chamber, you are consenting to being filmed and recorded. Please be mindful of your actions and contributions as they will be visible to the public. Thank you for your cooperation.

07/24.1.0 ATTENDANCE

07/24.1.1 Present

Mayor Mick Tucker
Deputy Mayor Kristi Chapple
Councillor Gary Barnes
Councillor Ian Carter
Councillor Janet Drummond
Councillor Liz Johnstone
Councillor Barry LeFevre
Councillor Vaughan Oldham
Councillor Kylie Wright

07/24.1.2 Apologies

Nil

07/24.1.3 Leave of Absence

07/24.1.4 Staff in Attendance

General Manager, John Brown
Corporate Officer, Wanita Wells

07/24.2.0 PUBLIC QUESTION TIME

07/24.2.1

07/24.3.0 DECLARATION OF INTERESTS OF A COUNCILLOR OR CLOSE ASSOCIATE

Section 48 or 55 of the Local Government Act 1993 requires that a Councillor or Officer who has an interest in any matter to be discussed at a Council Meeting that will be attended by the Councillor or Officer must disclose the nature of the interest in a written notice given to the General Manager before the meeting; or at the meeting before the matter is discussed.

A Councillor or Officer who makes a disclosure under Section 48 or 55 must not preside at the part of the meeting relating to the matter; or participate in; or be present during any discussion or decision making procedure relating to the matter, unless allowed by the Council.

07/24.4.0 CONFIRMATION OF MINUTES

07/24.4.1 Confirmation of Minutes – Council Meeting 24 June 2024

OFFICER’S RECOMMENDATION:

That the minutes of the Council Meeting held on the 24 June 2024 be confirmed.

07/24.5.0 COUNCIL WORKSHOPS HELD SINCE 24 JUNE 2024 COUNCIL MEETING

There was a workshop held on 8 July 2024 and the following items were listed for discussion.

- Presentation – Aboriginal Elders
- Presentation – Police Inspector Luke Manhood
- Pending Development Application Updates
- Proposed Options for St Marys Exhibition Building
- Consideration of Submissions - Review of Dog Management Policy
- Request for General Rate Remission and Service Rate Remission – PID 6414634 - 4 Dunn Street, Mathinna
- Animal Control Report
- Policy review – AM03 Street Lighting Policy
- Policy review – AM06 Footpath Construction Policy
- Policy review – AM08 Subdivision New Works & Infrastructure Construction Policy
- Policy review – AM10 Reserves Management Policy
- Policy review – AM14 Mowing Policy
- Ansons Bay Waste Transfer Station
- Evercreech Bridge #422 – Fire Damage Assessment
- Tree maintenance report – Falmouth
- Future use for the old Council offices, 29 Talbot Street, Fingal
- Local Government Association of Tasmania (LGAT) – Motions for Discussion at July General Meeting
- Overnight Stay Area at the recreation precinct, in particular visitors staying for lengthy periods of time. – Clr LeFevre

Pursuant to Section 25 of the Local Government (Meeting Procedures) Regulations 2015 the Mayor informed the Council that it was now acting as a Planning Authority under the Land Use Planning and Approvals Act 1993.

DA 065-2024 - Installation of Demountable Building & Storage Containers (3) - 21-23 Rex Court, St Helens

ACTION	DECISION
COUNCIL MEETING DATE	15 July 2024
PROPONENT	Spectura Studio – M. Purves
OFFICER	Senior Town Planner – D. Szekely
FILE REFERENCE	DA 2024 / 00065
ASSOCIATED REPORTS AND DOCUMENTS	<ol style="list-style-type: none"> Plans Representation no. 1 Planning scheme assessment

OFFICER'S RECOMMENDATION:

- A. After due consideration of the application received and pursuant to Section 57 of the *Land Use Planning & Approvals Act 1993* and the *Tasmanian Planning Scheme – Break O'Day*, that the application for Installation of Demountable Building & Storage Containers (3) on land situated at 21-23 Rex Court, St Helens described in Certificate of Title 107563/10 be APPROVED subject to the following plans / documents and conditions:

Approved Plans / Documents			
Plan / Document Name	Reference Number	Prepared By	Dated
Proposed Site Plan	A00 No.A.2	Spectura Studio	10/05/2024
Proposed Elevations 1	A01 No. A.2	Spectura Studio	10/05/2024
Proposed Elevations 2	A02 No. A.2	Spectura Studio	10/05/2024
Flood Hazard Overlay Plan	A03 No. A.1	Spectura Studio	18/04/2024
Drainage Plan	A04 No.A.2	Spectura Studio	10/05/2024

CONDITIONS

CONDITION	TIMING
1 Approved Plans and/or Document Undertake development in accordance with the approved plans and/or documents. These plans and/or documents will form part of the approval, unless otherwise amended by conditions of this approval.	Prior to commencement of use and to be maintained at all times.
2 Erosion and Sediment Control	

CONDITION		TIMING
A	The developer must ensure that pollutants such as mud, silt or chemicals are not released from the site.	Maintained at all times.
B	Methods must be employed to ensure material or debris is not transported onto the road reserve (including nature strip, footpath and road pavement). Should Council be required to clean or carry out works on any of their infrastructure	Prior to the commencement of works and maintained at all times.
3	Infrastructure Repair	
A	The owner must, at their expense, repair any Council services (e.g. pipes, drains) and any road, crossover, footpath or other Council infrastructure that is damaged as a result of any works carried out by the developer, or their contractors or agents pursuant to this permit. These repairs are to be in accordance with any directions given by the Council. If the owner does not undertake the required repair works within the timeframe specified by Council, the Council may arrange for the works to be carried out at the owner's expense.	Prior to submitting to the Council any request for approval of a plan of subdivision (i.e. a survey plan).
3	Stockpiles of Construction and Landscaping Materials	
	Locate any stockpiles of construction and landscaping materials and other site debris clear of drainage lines and clear of any position from which it could be washed onto any footpath, nature strip, roadway or into any drain or watercourse.	During site works.
4	Industrial Car Parking	
	The areas shown to be set aside for vehicle access and car parking must be / must: a. readily identifiable; b. constructed so that they are useable in all weather conditions; c. constructed in a manner that ensures sediment is neither tracked nor eroded across the property boundary; d. provided with space for access turning and manoeuvring of vehicles on-site to enable them to enter and leave the site in a forward direction; e. provided with a dust free surface and drained to Council's stormwater drainage system. f. Comply with <i>Australian Standard AS 2890 – Parking facilities, Parts 1 & 2.</i>	Prior to use and maintained at all times.
5	Nuisance	

CONDITION		TIMING
A	Use of the development must not create a nuisance as defined by the Environmental Management and Pollution Control Act 1994.	At all times.
B	All building wastes are to be removed to the appropriate waste disposal facility to prevent an environmental nuisance being caused outside of the works site.	During site works and prior to use.
6	Stormwater	
A	Stormwater must be collected from all buildings onsite, including shipping containers (x 3 – Class 10 buildings) with stormwater and any overflow, if utilizing stormwater collection tanks, directed to the stormwater connection point located within the property boundaries.	Prior to use and maintained at all times.
B	Stormwater connection must be in accordance with Standard Drawing TSD-SW27-V3 and completed by a licenced plumber.	Prior to use and maintained at all times.
C	An application for permission to connect to the public storm water system must be submitted to the Break O’Day Council.	Prior to use and maintained at all times.
D	Works must not commence until written notification has been received from council and a permit number received.	Prior to use and maintained at all times.
E	The development, including all structures, must not impede the flow of or re-direct stormwater overland flow paths for major events (1% AEP).	Prior to use and maintained at all times.
F	Any filling of land must not cause stormwater to be directed to adjoining properties.	During site works and maintained at all times.
7	Access - Crossover	
A	The vehicle crossover from the carriageway to the property boundary must be upgraded and maintained in accordance with Standard Drawing TSD-R09-V3. The construction of a standard duty vehicular crossover will provide effective, safe and nuisance-free vehicle access in connection with the proposed development and must be financed by the applicant.	Prior to use and maintained at all times.
B	No works are to commence on the crossover until a permit to undertake works in the road reservation has been issued by Council’s Works Operations Manager for the crossover.	Prior to works commencing.

ADVICE

1. The development site has an existing approval for the Use Class Storage and development including a shed, accessible toilet facilities and signage (DA222-2021). The permit associated with DA222-2021 was conditioned and conditions relating to upgrading the vehicle crossover, landscaping (as indicated on approved plans) and driveway construction ensuring sediment is not tracked across the property boundary remain outstanding.
2. Use or development which may impact on Aboriginal cultural heritage is subject to the *Aboriginal Relics Act 1975*. If Aboriginal relics are uncovered during works, then an Aboriginal site survey is required to determine the level of impact and the appropriate mitigation procedures.
3. Activities associated with construction works are not to be performed outside the permissible time frames listed:

Mon-Friday 7 am to 6 pm

Saturday 9 am to 6 pm

Sunday and public holidays 10 am to 6 pm

4. Be advised that in accordance with the *Building Act 2016* assessment for building approval cannot commence until such time as Council is provided with full Building Design Plans and Specifications prepared by a Tasmanian Licenced designer.

- B. That all external Referral Agencies for the development application be provided with a copy of the Council's decision (Permit).

	Applicable Y/NA	Referral Agency
That all external Referral Agencies for the development application be provided with a copy of the Council's decision (Permit)	NA	Nil

- C. That the following information be included in the Permit.

Development Permit Information	Details
<i>Development Description</i>	Installation of Demountable Building & Storage Containers (3)
<i>Relevant Period of Approval</i>	2 Years
<i>Other Necessary Permits</i>	Works Permit
<i>Attachments</i>	Nil
<i>Representations</i>	One (1)

INTRODUCTION:

Approval is being sought for development including:

1. Demountable office building (24 m²);
2. 1 x Shipping container (14.4 m²); and
3. 2 x Shipping containers (28.8 m² each).

The site has existing approval for the Use Class Storage and development including a 12m x12m shed and accessible toilet facilities (DA222-2021). The development site has been assigned the Use Class Storage due to operations describing a contractor's yard (excavation). This application seeks to extend the development on the site to include the above.

PREVIOUS COUNCIL CONSIDERATION:

On 18/10/2021 Council's delegate approved an outbuilding and signage associated with the Use Class 'Storage' at the subject premises. A minor amendment to the permit was approved on 4/09/2023 to include an accessible bathroom.

OFFICER'S REPORT:

1. The Proposal

The applicant is seeking approval for a demountable building to operate as an office building for the existing operations at 21-23 Rex Court St Helens. Additionally, use and development includes three (3) shipping containers to also be used for storage purposes. The site is used by an excavation company, Tolley's Excavations, and intends on continuing to use the site for the storage of vehicles and materials associated with the excavation company. The site does not form a shop front for general public access but instead forms a storage location for the machinery and operations for off-site excavation and earth moving activities.

The development site has an existing approval / permit (DA222-2021) for Use Class Storage (Excavation Company) and development including a shed (12m x 12m) and accessible bathroom (3m x 3m). The demountable building will provide an onsite office and the three (3) shipping containers will provide additional storage.

The site is an irregular shaped lot with a narrow frontage catering for a lengthy access way with the majority of land at the rear of the access way. As such all development is to be located well away from the servicing road.

Construction has commenced on the shed as part of DA222-2021.



Slab prepared for construction of approved outbuilding (DA222-2021)



Proposed demountable office.



Site Entrance

2. Applicable Planning Assessment

- 19.0 General Industrial Zone;
- BRE-S2.0 Stormwater Management Specific Area Plan;
- C2.0 Parking and Sustainable Transport Code; and
- C12.0 Flood-prone Areas Code.

3. Referrals

- Break O'Day Council – Works Department.

The application was referred for consideration in relation to access (crossover) and stormwater management.

4. Assessment

The application met the acceptable solutions for all issues except for reliance upon the performance criteria detailed below:

Tasmanian Planning Scheme – Break O'Day State Planning Provisions Version 6:

- C2.6.1 Construction of parking areas P1;
- C2.6.2 Design and layout of parking areas; and
- C12.6.1 Buildings and works within a flood-prone hazard area.

Detailed assessment against the provisions of the *Tasmanian Planning Scheme – Break O'Day* version 6 where the proposal was reliant on satisfying the performance criteria, is provided below.

The proposal is deemed to comply with the performance criteria applicable.

Planning Assessment

19.0 GENERAL INDUSTRIAL ZONE

The proposed use and development have been determined to satisfy all relevant Acceptable Solutions of the Use Standards and Development Standards of the General Industrial Zone.

BRE-S2.0 STORMWATER MANAGEMENT SPECIFIC AREA PLAN

The proposed use and development have been determined to satisfy all relevant Acceptable Solutions of the Development Standards of the Stormwater Management Specific Area Plan.

C2.0 PARKING AND SUSTAINABLE TRANSPORT

C2.6 DEVELOPMENT STANDARDS FOR BUILDINGS AND WORKS

C2.6.1 Construction of parking areas

Acceptable Solutions	Performance Criteria
A1 All parking, access ways, maneuvering and circulation spaces must: (a) be constructed with a durable all-weather pavement; (b) be drained to the public stormwater system, or contain stormwater on the site; and (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.	P1 All parking, access ways, maneuvering and circulation spaces must be readily identifiable and constructed so that they are useable in all weather conditions, having regard to: (a) the nature of the use; (b) the topography of the land; (c) the drainage system available; (d) the likelihood of transporting sediment or debris from the site onto a road or public place; (e) the likelihood of generating dust; and (f) the nature of the proposed surfacing.
Assessment against the Performance Criteria is required. Performance Criteria Assessment The parking, access and internal manoeuvring areas is compacted gravel. The permit will be conditioned to ensure no dust is generated and the area is trafficable in all conditions and does not transport sediment to the road easement. Importantly stormwater will also need to be managed. The development will be conditioned to satisfy the performance criteria.	

C2.6.2 Design and Layout of parking areas

Acceptable Solutions	Performance Criteria
A1.1 Parking, access ways, maneuvering and	P1 All parking, access ways, maneuvering and

<p>circulation spaces must either:</p> <p>(a) comply with the following:</p> <p>(i) have a gradient in accordance with <i>Australian Standard AS 2890 - Parking facilities, Parts 1-6</i>;</p> <p>(ii) provide for vehicles to enter and exit the site in a forward direction where providing for more than 4 parking spaces;</p> <p>(iii) have an access width not less than the requirements in Table C2.2;</p> <p>(iv) have car parking space dimensions which satisfy the requirements in Table C2.3;</p> <p>(v) have a combined access and maneuvering width adjacent to parking spaces not less than the requirements in Table C2.3 where there are 3 or more car parking spaces;</p> <p>(vi) have a vertical clearance of not less than 2.1m above the parking surface level; and</p> <p>(vii) excluding a single dwelling, be delineated by line marking or other clear physical means; or</p> <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> <p>(a) be located as close as practicable to the main entry point to the building;</p> <p>(b) be incorporated into the overall car park design; and</p> <p>(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>.</p>	<p>circulation spaces must be designed and readily identifiable to provide convenient, safe and efficient parking, having regard to:</p> <p>(a) the characteristics of the site;</p> <p>(b) the proposed slope, dimensions and layout;</p> <p>(c) useability in all weather conditions;</p> <p>(d) vehicle and pedestrian traffic safety;</p> <p>(e) the nature and use of the development;</p> <p>(f) the expected number and type of vehicles;</p> <p>(g) the likely use of the parking areas by persons with a disability;</p> <p>(h) the nature of traffic in the surrounding area;</p> <p>(i) the proposed means of parking delineation; and</p> <p>(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>.</p>
<p>Assessment against the Performance Criteria is required.</p> <p>Performance Criteria Assessment</p> <p>A1.1</p>	

The site is relatively flat and complies with standard regarding the gradient of the site. Vehicles are able to enter and exit in a forward direction with the access handle being able to accommodate traffic with a varying width starting with 8.6m.

Internal access arrangement complies with Table C2.2 with submitted plans demonstrating compliance with car parking space dimensions contained in Table C2.3. In regard to part (v) this requirement is not applicable as the development is only required to provide 2 car parking spaces. The proposed development is able to comply with A1.1 (a) (i) – (vi) but is unable to comply with A1.1(a)(vii). Carparking spaces and internal manoeuvring areas are unlikely to be delineated by line marking or other clear physical means. Site management will manage onsite car parking. Whilst the carparking is in a designated position and can provide the required dimensions line marking or physical delineation is not proposed. The nature of the use and the fact that the use is not open to the general public, allows onsite management to manage the car parking spaces for employees via site management protocol.

A1.2

The proposed office demountable and shipping containers are Class 5 and 10 buildings. Class 5 buildings (office demountable) require one accessible car park for every 100 car parking spaces or part thereof. The proposed accessible space is not strictly located as close as practicable to the main entry point to the building. Site management will be required to provide access in accordance with legislation as the need arises and when employee application becomes relevant. The site is not open to the general public and so consideration for customers with disabilities is unlikely to eventuate.

The proposed development is able to satisfy the performance criteria.

C12.0 FLOOD PRONE AREAS HAZARD CODE

C12.6 DEVELOPMENT STANDARDS FOR BUILDINGS AND WORKS

C12.6.1 Buildings and works within a flood-prone hazard area

Acceptable Solutions	Performance Criteria
A1 No Acceptable Solution.	P1.1 Buildings and works within a flood-prone hazard area must achieve and maintain a tolerable risk from a flood, having regard to: <ul style="list-style-type: none"> (a) the type, form, scale and intended duration of the development; (b) whether any increase in the level of risk from flood requires any specific hazard reduction or protection measures; (c) any advice from a State authority, regulated entity or a council; and (d) the advice contained in a flood hazard report. P1.2

	<p>A flood hazard report also demonstrates that the building and works:</p> <ul style="list-style-type: none"> (a) do not cause or contribute to flood on the site, on adjacent land or public infrastructure; and (b) can achieve and maintain a tolerable risk from a 1% annual exceedance probability flood event for the intended life of the use without requiring any flood protection measures.
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Assessment against the Performance Criteria is required.

Performance Criteria Assessment

The proposed development involves three shipping containers for storage purposes that are classified as Class 10 outbuildings. These are exempt under the Floor Prone Areas Code (C12.4.1 (b)(vii)). The application will however be conditioned to ensure that the shipping containers do not impede overland flow.

That part of the development that requires consideration is limited to the Site office demountable building and is located in mapped flood prone areas. The development also includes compacted fill in this area – 100mm above existing ground level.

The office will be situated in an area mapped as H1 which is generally safe for people, vehicles and buildings and is considered to be a tolerable risk (low risk).

The assessment has relied on Council mapping for flooding and Water Technology reports relating to the flooding.

Recently Council has adopted flood mapping developed as part of a commissioned investigation by Water Technology which included the following reports:

RO1- Inception Report (Water Technology 2019a);

R02 – Hydrology Report (Water Technology 2019b); and

R03 – Hydraulics Report (Water Technology 2019c).

These reports are referenced as:

Inglis, L & Li, A (2019), Hydrology Report: Break O'Day Flood Mapping (parts R01, R02, R03). Water Technologies, 15 Business Park Drive Notting Hill Victoria 3168.

5. Representations

The application was advertised 15 June 2024 until 28 June 2024 in the Examiner Newspaper, notices on-site and at the Council Chambers and notification by mail to all adjoining landowners. One (1) representation was received prior to the closing date and time. The issues raised within the representation are as follows:-

Issue	Response
Historic land sale matters	Not relevant to planning scheme assessment.
Accuracy of flood overlay and council stormwater mapping.	Council maintained data relevant to the assessment.

Inadequate provision of stormwater infrastructure in Rex Court.	Council's flood mapping (overland flow) and stormwater infrastructure has been utilised in the assessment of the application. Adequacy of stormwater infrastructure in Rex Court generally is not a matter for the development assessment process. The application must address stormwater capture due to development within the development site.
Development lot acts as a retention basin.	The development site is a private freehold lot within the General Industrial Zone and has been assessed against the relevant zone and codes and in particular the Flood-prone Areas Code. Assessment is contained within the body of the report.
Additional historic and general information on the Industrial Estate.	Opinions contained within the representation are for the information of Council. Planning Scheme assessment has been provided in the body of the report.

The recommendation for approval has been made following due consideration of the representation and comments.

6. Mediations

No mediation was entered into.

7. Conclusion

In accordance with 6.10 of the *State Planning Provisions (Tasmanian Planning Scheme – Break O'Day)*, the application has been assessed against the objectives of the Scheme, in particular the General Industrial Zone, all relevant Codes and issues. The application has demonstrated compliance with the Acceptable Solutions and three (3) Performance Criterion. The received representation has been considered.

It is recommended for approval with conditions.

STRATEGIC PLAN & ANNUAL PLAN:

Break O'Day Strategic Plan 2017-2027 (Revised March 2022)

Goal

Environment - To balance our use of the natural environment to ensure that it is available for future generations to enjoy as we do.

Key Focus Area

Appropriate Development - Encourage sensible and sustainable development through sound land use planning, building and design.

LEGISLATION & POLICIES:

Tasmanian Planning Scheme – Break O’Day

Land Use Planning and Approvals Act 1993

Local Government (Building and Miscellaneous Provisions) Act 1993

BUDGET; FUNDING AND FINANCIAL IMPLICATIONS:

Not applicable, all costs of the development are the responsibility of the developer.

VOTING REQUIREMENTS:

Simple Majority

The Mayor advised the Council that it had now concluded its meeting as a Planning Authority under Section 25 of the Local Government (Meeting Procedures) Regulations 2015.

07/24.7.0

COUNCIL MEETING ACTIONS

07/24.7.1

Outstanding Matters



COUNCIL RESOLUTIONS - MEETINGS - PUBLIC

08/07/2024

24

GOALS

72%

GOAL COMPLETION

COUNCIL RESOLUTIONS PLAN

COUNCIL RESOLUTIONS - JUNE 2024

Current Co...	Meeting ...	Due D...	Goal	Resolution / Action	Update	Owner
100%	24/06/2024	09/07/2024	06/24.6.1.380 DA 044-2023 Hotel Industry - Additions & Alterations to RSL Club Inc Signage & Carparking	1. After due consideration of the application received and pursuant to Section 57 of the <i>Land Use Planning & Approvals Act 1993</i> and the <i>Tasmanian Planning Scheme - Break O'Day</i> , that the application for Hotel Industry - Additions & Alterations to RSL Club Inc Signage & CARPARKING on land situated at 35 Quail Street, St Helens described in Certificate of Title 134932/1 be APPROVED subject to the following conditions:	Council approved the development application at its meeting on 24 June 2024. 06/24.6.1 DA 044-2023 Hotel Industry - Additions & Alterations to RSL Club Inc Signage & Carparking 06/24.6.1.380 Moved: Clr Carter/ Seconded: Clr Wright CARRIED UNANIMOUSLY	Senior Town Planner
100%	24/06/2024	09/07/2024	06/24.6.2.381 DA 013-2024 Residential - Retrospective Approval of Wall	1. After due consideration of the application received and pursuant to Section 57 of the <i>Land Use Planning & Approvals Act 1993</i> and the <i>Tasmanian Planning Scheme - Break O'Day</i> , that the application for RESIDENTIAL - RETROSPECTIVE APPROVAL OF WALL on land situated at 17 FOUR MILE CREEK ROAD, FOUR MILE CREEK described in Certificate of Title 39416/1 be APPROVED subject to the following plans / documents and conditions:	The development application was approved by Council at its meeting on 24 June 2024. 06/24.6.2 DA 013-2024 Residential - Retrospective Approval of Wall. 06/24.6.2.381 Moved: Clr LeFevre / Seconded: Clr Carter. CARRIED FOR: Clr Carter, Clr Chapple, Clr LeFevre, Clr Oldham AGAINST: Clr Drummond, Clr Wright	Senior Town Planner

Current Co...	Meeting ...	Due D...	Goal	Resolution / Action	Update	Owner
100%	24/06/2024	09/07/2024	06/24.6.3.382 DA 047-2024 Demolition of Dwelling & Shed, New Dwelling, Shed & Crossover	1. After due consideration of the application received and pursuant to Section 57 of the <i>Land Use Planning & Approvals Act 1993</i> and the <i>Tasmanian Planning Scheme – Break O’Day</i> , that the application for DEMOLITION OF DWELLING & SHED, NEW DWELLING, SHED & CROSSOVER on land situated at 193 ST HELENS POINT ROAD, STIEGLITZ described in Certificate of Title 236654/3 be APPROVED subject to the following plans / documents and conditions:	Development application was approved by Council at its meeting on 24 June 2024. 06/24.6.3 DA 047-2024 Demolition of Dwelling & Shed, New Dwelling, Shed & Crossover 06/24.6.3.382 Moved: Clr LeFevre / Seconded: Clr Oldham CARRIED UNANIMOUSLY	Senior Town Planner
100%	24/06/2024	09/07/2024	06/24.6.4.383 DA 238-2023 - RA 26 Tims Creek Road, Mathinna Storage – Storage Shed	1. After due consideration of the application received and pursuant to Section 57 of the <i>Land Use Planning & Approvals Act 1993</i> and the <i>Tasmanian Planning Scheme – Break O’Day</i> , that the application for STORAGE – STORAGE SHED on land situated at RA 26 TIMS CREEK ROAD, MATHINNA described in Certificate of Title 50063/1 be APPROVED subject to the following plans / documents and conditions:	This application was approved by Council at its meeting on 24 June 2024. 06/24.6.4 DA 238-2023 - RA 26 Tims Creek Road, Mathinna Storage – Storage Shed 06/24.6.4.383 Moved: Clr Chapple / Seconded: Clr Carter CARRIED UNANIMOUSLY	Senior Town Planner
100%	24/06/2024	09/07/2024	06/24.13.4.387 2024 – 2025 Budget Estimates	That Council adopt the budget estimates for the 2024/2025 FY.	Budget document circulated to all staff and placed on Council's website.	Corporate Services Coordinator
100%	24/06/2024	09/07/2024	06/24.13.5.388 2024 – 2025 Rates Resolution	That Council approve the Rates Resolution 2024-2025.	Rates raised in CouncilWise on the 1 July, rates notices will be ready to be sent around mid July and the rates resolution was advertised in the Examiner on Saturday 6 July.	Corporate Services Coordinator
22%	24/06/2024	31/07/2024	06/24.14.3.391 Speed Limits – North Ansons Bay Road and Ansons Bay	That Council adopt the recommendations made by Traffic & Civil Services as stated in this report.	Recommendations endorsed by the Council at the June 2024 Council meeting.	Manager Infrastructure and Development Services
100%	24/06/2024	31/07/2024	06/24.15.2.393 Scamander & Beaumaris Community Projects – Results of Survey	1. That Council supports the outdoor gym equipment to be located on the eastern side of the Scamander Bridge in the recreation space where toilets and other play equipment are located; and 2. Council supports the proposed Beaumaris community group's planting project so long as it does not come at the cost of other recreational facilities and activities the Park is used for.	Council have advised the Beaumaris Community Group of the decision and a meeting is being arranged to work with the community group	Manager Community Services
100%	24/06/2024	31/07/2024	06/24.16.2.395 Review of Dog Management Policy	That Council receive the report on public submissions on the <i>Draft Revised Dog Management Policy May 2024</i> .	That Council received the report on public submissions on the <i>Draft Revised Dog Management Policy May 2024</i> at its June Meeting.	NRM Facilitator
100%	24/06/2024	31/07/2024	06/24.17.2.397 2024-2025 Annual Plan	That Council adopt the 2024-25 Annual Plan as presented.	Annual Plan in the process of being loaded into Cascade	General Manager

COUNCIL RESOLUTIONS - MAY 2024

Current Co...	Meeting ...	Due D...	Goal	Resolution / Action	Update	Owner
75%	20/05/2024	24/06/2024	05/24.9.1.358 Developing walking trails around and within the Scamander Complex precinct – Cllr Carter	A report is sought providing advice in accordance with the requirements of Section 65 of the Local Government Act 1993 for the information of Council at a future meeting and consider any advice given by a person who has the qualifications or experience necessary to give such advice, information or recommendation: That Council considers options to develop walking trails around and within the Scamander Complex precinct.	The Council's Infrastructure and Development Services and Community Services Manager have viewed the area. Track dimensions confirmed on site and cost estimates are being prepared for August Councilor Workshop	Manager Infrastructure and Development Services
50%	20/05/2024	24/06/2024	05/24.15.2.370 RV Camping - Fingal	1. That Council consider relocating the RV caravan parking currently located within the Fingal Park area to the Fingal Recreation Ground; and 2. That Council engage with the Fingal Community to relocate the RV Caravan camping to the Fingal Recreation Ground and seek their comments on the proposed relocation.	Council staff have met to develop a fact sheet as to why the decision was made to remove the RV Campers from the Fingal Park. Staff are just finalising this document prior to it being forwarded to Fingal community	Manager Community Services
100%	20/05/2024	30/08/2024	05/24.16.3.376 Binalong Bay BBQ & Shelter Demolition & Replacement	That Council: 1. Proceed Community Consultation with three suggested site locations. 2. Allocate \$70, 000 in the 2024/2025 Capital works budget for demolition of the existing structure and installation of new.	Community Consultation has now concluded in relation to 3 Potential Site Locations. A report will be presented at a future Council meeting with a preferred option based on community feedback. The budget line has been included and approved in the 2024/2025 Capital works program.	Development Services Coordinator

COUNCIL RESOLUTIONS - APRIL 2024

Current Co...	Meeting ...	Due D...	Goal	Resolution / Action	Update	Owner
100%	15/04/2024	31/05/2024	04/24.16.4.354 Native Forest Restoration in Skyline Tier/Scamander Forest	That Council provide a statement of support for the work being done for ecological restoration and native forest regeneration on the Skyline Tier on areas of pine plantation harvested in the past.	A statement from Council was sent to the Northeast Bioregional Network and Timberland Pacific P/L, supporting the work being done for ecological restoration and native forest regeneration on the Skyline Tier on areas of pine plantation harvested in the past.	NRM Facilitator

COUNCIL RESOLUTIONS - MARCH 2024

Current Co...	Meeting ...	Due D...	Goal	Resolution / Action	Update	Owner
0%	04/03/2024	30/04/2024	03/24.9.1.323 Speed limit reduction – Cllr Le Fevre	<p><i>A report is sought providing advice in accordance with the requirements of Section 65 of the Local Government Act 1993 for the information of Council at a future meeting and consider any advice given by a person who has the qualifications or experience necessary to give such advice, information or recommendation:</i></p> <p>The Break O'Day Council petition the Department of State Growth for a speed limit reduction (60kmh-50kmh) from the Golden Fleece Bridge in St. Helens to the intersection of the Tasman Highway and St. Helens Point Rd.</p>	Item to be actioned.	Manager Infrastructure and Development Services
50%	04/03/2024	08/07/2024	03/24.9.3.325 Decision to demolish the Exhibition Hall at St Marys Recreation Ground – Cllr Drummond	<p><i>A report is sought providing advice in accordance with the requirements of Section 65 of the Local Government Act 1993 for the information of Council at a future meeting and consider any advice given by a person who has the qualifications or experience necessary to give such advice, information or recommendation:</i></p> <p>That Council rescind any former decision to demolish the Exhibition Hall at St Marys Recreation Ground and provide an assurance that the Exhibition Hall will not be demolished.</p>	<p>An inspection of the structural integrity of the building was conducted with Councils Consultant Engineer on Monday 6th May 2024.</p> <p>Council officers have received a further structural adequacy report and associated costings.</p> <p>Council officers have prepared a report for consideration at the July Council workshop</p>	Development Services Coordinator

COUNCIL RESOLUTIONS - JANUARY 2024

Current Co...	Meeting ...	Due D...	Goal	Resolution / Action	Update	Owner
15%	15/01/2024	05/02/2024	01/24.9.2.290 Binalong Bay Parking, Traffic and Pedestrian Safety – Mayor Tucker	<p><i>A report is sought providing advice in accordance with the requirements of Section 65 of the Local Government Act 1993 for the information of Council at a future meeting and consider any advice given by a person who has the qualifications or experience necessary to give such advice, information or recommendation:</i></p> <p>Council Officers review the existing Binalong Bay Foreshore Master Plan and develop a project scope that can be used to engage an expert to provide a report on the following:</p> <ol style="list-style-type: none"> 1. Improved Parking Accessibility 2. Assessment of Additional Parking Areas, traffic calming and pedestrian safety improvements. 	<p>The Binalong Bay Foreshore Master Plan has recently undergone a review to devise a project scope that can be utilised to engage an expert to provide a report on the following aspects: 1. Enhanced Parking Accessibility and 2—assessment of Additional Parking Areas, traffic calming, and pedestrian safety improvements. Further work will be undertaken to integrate with the current review of BBQ relocation and parking implications.</p>	Manager Infrastructure and Development Services

COUNCIL RESOLUTIONS 2023

Current Co...	Meeting ...	Due D...	Goal	Resolution / Action	Update	Owner
50%	20/03/2023	30/06/2023	03/23.15.7 St Helens Sports Complex	<ol style="list-style-type: none"> 1. That Council engage a landscape architect to design connectivity between the various areas of the St Helens Sports Complex identifying what amenities are required to service the area and its users as well as ensuring green spaces and vegetation management are addressed as part of the project. 2. That funds from Public Open Space – St Helens be used to engage a landscape architect to undertake this project. 	A draft Brief has been developed for this project. This project will now be incorporated into the St Helens and Binalong Bay Liveability Strategy which is currently being developed.	Manager Community Services
50%	26/06/2023	31/07/2023	06/23.9.2.131 Online Access Centre Funding – Cllr Carter	<p>That Council write to the State Government requesting:</p> <ol style="list-style-type: none"> 1. A definitive answer about the future funding of Online Access Centres in the Break O'Day area beyond the completion of the current funding contract expiring on 30 June 2024. 2. An explanation of the Hub approach that the Minister mentioned in a meeting with the Mayor and Acting General Manager in February 2023. 3. Clear articulation to the affected communities and relevant service providers of the State Government's plans for the future delivery of services currently delivered by Online Access Centres at St Helens, St Marys and Fingal including how and who will be delivering these services and what services may be lost under the new approach. The articulation should include the financial consequences of establishing Hubs and the efforts that will be undertaken to seek ratepayer and service provider input 	Follow up letter sent to Minister on 26/10/23 raising concerns. No response received as at 14/11/23. Further letter sent to Minister on 3/1/24. Next step was to be a Question in Parliament and then a State election was called. Letter sent to the new Minister responsible on 29/5/24 providing a recap of the situation and seeking clarification. Letter received from Minister failed to address questions, further letter sent re-asking the questions seeking an answer	General Manager
100%	18/12/2023	30/06/2024	12/23.16.2.278 Draft Amendments – Break O'Day Local Provisions Schedule	The Break O'Day Council, acting as the planning authority, submits the attached Section 40K Report to the Tasmanian Planning Commission in response to the exhibited substantial modifications to the Break O'Day Local Provisions Schedule.	The Break O'Day LPS was gazetted on 23 August 2023. Council as a planning authority is now operating under the Tasmanian Planning Scheme - Break O'Day.	Senior Town Planner
20%	18/12/2023	29/02/2024	12/23.9.1.265 Indigenous name for St Patricks Head – Cllr J Drummond	<p><i>A report is sought providing advice in accordance with the requirements of Section 65 of the Local Government Act 1993 for the information of Council at a future meeting and consider any advice given by a person who has the qualifications or experience necessary to give such advice, information or recommendation:</i></p> <p>That Council support the Indigenous name for St Patricks Head, which is Iumeragenena wuggelena according to the Department of Natural Resources and Environment Tasmania.</p>	Initial response received from PWS. Council's approach to dual naming has been raised as part of the Reconciliation Action Plan process with the discussion being about an all encompassing approach rather than adhoc naming	General Manager

Current Co...	Meeting ...	Due D...	Goal	Resolution / Action	Update	Owner
40%	18/12/2023	31/01/2024	12/23.9.3.267 Community landscape plan or policy for our townships – Deputy Mayor K Chapple	<p>A report is sought providing advice in accordance with the requirements of Section 65 of the Local Government Act 1993 for the information of Council at a future meeting and consider any advice given by a person who has the qualifications or experience necessary to give such advice, information or recommendation:</p> <p>That Council develop a community park / garden landscape plan / and or policy for our townships.</p>	Policies by other LGAs have been researched. The Council's existing Policy AM18—Nature Strip Planting Policy is being used as a policy statement about how the Council develops a community park/garden landscape plan and associated criteria.	Manager Infrastructure and Development Services

COUNCIL RESOLUTIONS 2022

Current Co...	Meeting ...	Due D...	Goal	Resolution / Action	Update	Owner
70%	21/02/2022	31/03/2022	02/22.16.5.39 - Management of Freshwater Resources and Water Quality	Council show leadership on freshwater management arrangements and seek input and advice from state water managers and independent experts on freshwater management arrangements and development initiatives in Tasmania, and their adequacy for ensuring the ecologically sustainable use and development of freshwater systems and resources in Break O'Day.	Freshwater water resources and water quality management issues in the state and for Break O'Day are an on-going topic for Council's NRM Committee. Opportunities to address with Council developments in management of them by Tasmanian Government agencies and bodies will continue to be sought.	NRM Facilitator
77%	27/06/2022	31/10/2022	06/22.15.3.123 - Outdoor Exercise Equipment - Scamander	That Council seek external funding to cover the cost of this project.	Council at their meeting in June, 2024, in consultation with the community changed the location of the proposed exercise gym equipment to the eastern side of the bridge	Manager Community Services

Nil

MOTION:

A report is sought providing advice in accordance with the requirements of Section 65 of the Local Government Act 1993 for the information of Council at a future meeting and consider any advice given by a person who has the qualifications or experience necessary to give such advice, information or recommendation:

That Council immediately pursue a lease/ management agreement for the front garden of the old hospital site at St Helens, from the State Government, and open it up as public open space.

SUBMISSION IN SUPPORT OF MOTION:

While the long-term goal of Council should be the acquisition of the entire footprint of the old hospital, negotiations with the State Government will likely be slow. Meanwhile, the green space is being neglected and could serve as a wonderful space for ratepayers and the visiting public. Long-term locals greatly appreciate the history of this space and should be able to enjoy its serenity for quiet reminiscing or simply to find a shady spot.

Security fencing could be erected to separate the green space from the building, and providing access, seating and maintenance is achievable within Council's resources. Establishing a 'Friends of the Old Hospital' group could contribute to any revitalization program and perhaps assist with maintenance into the future.

In my view Council should prioritize purchasing the entire site from the State. The site could then be transformed into a vibrant hub providing essential opportunities to support community:

- Imagine dedicated meeting areas
- Consider relocating the OAC (Online Access Centre) to support life-long learning and essential accreditations
- Creating a space to celebrate local AFL (Australian Football League) history

Nil

Regulation 29 of the Local Government (Meeting Procedures) Regulations 2005 specifies that in putting a Question Without Notice a Councillor must not offer an argument or opinion, draw any inference or make any imputations except so far as may be necessary to explain the question.

The Chairperson must not permit any debate of a Question without Notice or its answer.

25.06.2024	St Helens	– Reconciliation Action Plan Working Group initial meeting with the people from Reconciliation Tasmania to discuss the process and how to deliver this Plan to community.
27.06.2024	MS Online	– TasWater General Meeting
01.07.2024	Canberra	– Michael Sukkar MP for Deakin meeting with General Manager John Brown and Deputy Mayor Krisit Chapple.
02-05.07.2024	Canberra	– Australian Local Government Association - National General Assembly.
12.07.2024	St Helens	– Meeting with Jeannie from the Lighthouse Café.
15.07.2024	St Helens	– Council Meeting.

This is for Councillors to provide a report for any Committees they are Council Representatives on and will be given at the Council Meeting.

- Break O'Day Chamber of Commerce and Tourism – Deputy Mayor Kristi Chapple
- NRM Special Committee – Clr Janet Drummond
- East Coast Tasmania Tourism (ECTT) – Clr Barry LeFevre
- Mental Health Action Group – Clr Barry LeFevre
- Access and Inclusion Advisory Committee – Clr Janet Drummond
- Bay of Fires Master Plan Steering Committee – Clr Ian Carter

07/24.13.0 BUSINESS AND CORPORATE SERVICES

07/24.13.1 Corporate Services Department Report

ACTION	INFORMATION
PROPONENT	Council Officer
OFFICER	Raoul Harper, Manager Business Services
FILE REFERENCE	018\018\001\
ASSOCIATED REPORTS AND DOCUMENTS	Nil

OFFICER'S RECOMMENDATION:

That the report be received.

INTRODUCTION:

The purpose of this report is to provide Councillors with an update on activities of the Business and Corporate Service Department since the previous Council Meeting.

PREVIOUS COUNCIL CONSIDERATION:

Provided as a monthly report – Council consideration at previous meetings.

OFFICER'S REPORT:

End of Financial Year

Council's systems rolled over for the new financial year on Monday and Council Officers are focussing on end of financial year activities, particularly in the finance area with Officer's reconciling accounts, payroll etc for the year end as well as other functions of Council including but not limited to, updating information and systems for receipting, websites, signage etc with the updated of fees and charges, which includes the requirement for new signage for waste management stations as well as other functions that require updating with new financial year information.

Rates

Rates are scheduled to be sent on the 16 July and should be hitting letter boxes a day or so following this.

Investments

The investment program for 2024/2025 has commenced with a number of investments already being made. Returns are continuing to perform reasonably well at this time. Council Officer's have made two (2) more investments in this last week a part payment of the Financial Assistance Grants (FAGS) was received.

The table below shows all investments made to date for the 2024-2025 Financial Year.

Date Rolled Over	Maturing	Term (Months)	Principle Amount	Interest	Total Amount	Interest Rate	Bank
01.02.2024	01.07.2024	5	1,000,000.00	20,188.49	\$ 1,020,188.49	4.88%	CBA
02.04.2024	01.08.2024	4	1,000,000.00	15,866.67	\$ 1,015,866.67	4.76%	CBA
21.09.2023	20.09.2024	12	2,000,000.00	106,200.00	\$ 2,106,200.00	5.31%	CBA
20.03.2024	21.10.2024	7	1,000,000.00	24,250.00	\$ 1,024,250.00	4.85%	CBA
10.11.2023	08.11.2024	12	1,000,000.00	54,100.00	\$ 1,054,100.00	5.41%	CBA
19.04.2024	19.12.2024	8	1,000,000.00	32,466.67	\$ 1,032,466.67	4.87%	CBA
09.05.2024	09.01.2025	8	1,000,000.00	34,000.00	\$ 1,034,000.00	5.10%	Bendigo
09.05.2024	07.02.2025	9	1,500,000.00	57,600.00	\$ 1,557,600.00	5.12%	Bendigo
01.07.2024	01.03.2025	8	1,000,000.00	34,904.11	\$ 1,034,904.11	5.20%	Bendigo
01.07.2024	01.04.2025	9	1,000,000.00	39,035.62	\$ 1,039,035.62	5.20%	Bendigo
			\$11,500,000.00	\$418,611.56	\$11,918,611.56		

2023/2024 Rates Summary - 30 June 2024

	2023/2024		2022/2023	
Rates Brought Forward	%	\$	%	\$
Outstanding Rate Debtors		695,682.00		470,736.59
Less Rates in Credit		-271,007.13		-280,014.02
Net Rates Outstanding at 30 June 2023	3.37	424,674.87	1.69	190,722.57
Rates and Charges Levied	95.60	12,048,610.77	97.23	10,953,469.51
Interest and Penalty Charged	1.03	129,887.72	1.08	121,475.85
Total Rates and Charges Demanded	100.00	12,178,498.49	100.00	11,074,945.36
Less Rates and Charges Collected	89.72	11,308,146.31	90.18	10,159,499.89
Less Credit Journals and Supp Credits	1.31	165,557.86	1.06	118,868.12
Remissions and Discount	4.86	611,964.62	5.00	563,560.61
Unpaid Rates and Charges 30 June 2024	4.11	517,504.57	3.76	423,739.31

Remissions and Discounts

	2023/2024	2022/2023
Early Payment Discount	116,854.39	105,396.70
Pensioner Rebates	495,110.23	443,432.90
	611,964.62	548,829.60

Number Rateable Properties	6,876	6,786
Number Unpaid Rateable Properties	655	909
% Properties Not fully paid	9.53	13.40

Right to Information (RTI) Requests

Nil

132 and 337 Certificates

	132	337
June 2024	34	15
May 2024	48	24
June 2023	23	18

Debtors/Creditors @ 4 July 2024

DEBTORS INFORMATION

Invoices Raised

Current			Previous Year	
Month	Mth Value	YTD 23/24	Month	YTD 22/23
66	\$ 485,908.62	899	63	827

CREDITORS INFORMATION

Payments Made

Current			Previous Year	
Month	Mth Value	YTD 23/24	Month	YTD 22/23
266	\$ 1,688,634.87	3624	280	2630

STRATEGIC PLAN & ANNUAL PLAN:

Break O'Day Strategic Plan 2017-2027 (Revised March 2022)

Goal

Services – To have access to quality services that are responsive to the changing needs of the community and lead to improved health, education and employment outcomes.

Strategy

- Work collaboratively to ensure services and service providers are coordinated and meeting the actual and changing needs of the community.
- Ensure Council services support the betterment of the community while balancing statutory requirements with community and customer needs.

LEGISLATION & POLICIES:

N/A

BUDGET AND FINANCIAL IMPLICATIONS:

N/A

VOTING REQUIREMENTS:

Simple Majority

ACTION	INFORMATION
PROPONENT	Council Officer
OFFICER	Raoul Harper, Manager Business Services
FILE REFERENCE	018\018\001\
ASSOCIATED REPORTS AND DOCUMENTS	Financial Reports

OFFICER'S RECOMMENDATION:

That the following reports for the month ending 30 June 2024 be received:

1. Profit and Loss Statements
2. Balance Sheet
3. Statement of Cash Flows
4. Capital Works 2023-2024

INTRODUCTION:

Presented to Council are the monthly financial statements.

PREVIOUS COUNCIL CONSIDERATION:

Council considers financial reports on a monthly basis.

OFFICER'S REPORT:

The financial statements as shown below show the financial position of Council as at 30 June 2024.

Profit and Loss

Break O'Day Council

For the 12 months ended 30 June 2024

Account	Actual YTD	Budget YTD	Budget Variance % YTD	Annual Budget	Notes
Trading Income					
Rates	11,920,705	11,845,314	1%	11,845,314	
User Fees	1,414,528	1,383,879	2%	1,383,879	
Operating Grants	3,911,703	3,897,036	0%	3,897,036	
Interest & Investment Income	1,217,327	816,457	49%	816,457	1
Contributions	57,782	15,900	263%	15,900	
Other Revenue	222,527	88,550	151%	88,550	2
Total Trading Income	18,744,572	18,047,136	4%	18,047,136	
Gross Profit	18,744,572	18,047,136	4%	18,047,136	
Capital Grants					
Grants - Commonwealth Capital	1,994,645	3,106,489	-36%	3,106,489	
Grants - Roads to Recovery	350,674	647,000	-46%	647,000	
Grants - State Capital	507,544	985,000	-48%	985,000	
Total Capital Grants	2,852,863	4,738,489	-40%	4,738,489	3
Other Non Operating Income					
Net Gain/Loss on Disposal of Assets	(25,796)	120,000	-121%	120,000	4
Total Other Non Operating Income	(25,796)	120,000	-121%	120,000	
Total Non Operating Revenue	2,827,067	4,858,489	-42%	4,858,489	
Operating Expenses					
Employee Costs	5,941,683	6,114,089	-3%	6,114,089	
Materials & Services	6,673,720	7,026,009	-5%	7,026,009	
Interest Expense	244,165	247,910	-2%	247,910	
Depreciation	4,652,688	4,657,790	0%	4,657,790	
Other Expenses	259,634	269,008	-3%	269,008	
Total Operating Expenses	17,771,890	18,314,806	-3%	18,314,806	
Operating Net Profit	972,682	(267,670)	-463%	(267,670)	
Net Profit (Including Non Operating Revenue)	3,799,748	4,590,819	-17%	4,590,819	
Work in Progress					
Capital Work in Progress	5,942,760	0	0%	0	
Total Work in Progress	5,942,760	0	0%	0	

Notes

1. Interest & Investment Income is up \$401k on budget YTD, which is mainly due to interest rates being higher than anticipated.
2. Other revenue is up \$134k on budget YTD, which primarily relates to insurance recoveries.
3. Capital grants are down \$1.89m on budget YTD, which primarily relates to the timing of grant payments in relation to project milestones.
4. Net Gain/Loss on Disposal of Assets are down \$146k on budget YTD, which is due to the disposal of the remaining Binalong Bay assets handed to the State Government (\$425K). This has been mostly offset by the profit on sale from the recent disposal of 2 Annie Street.

Balance Sheet

Break O'Day Council

As at 30 June 2024

Account	30-Jun-24	30 Jun 2023
Assets		
Current Assets		
Cash & Cash Equivalents	14,212,865	14,434,952
Trade & Other Receivables	715,124	1,056,053
Inventory	101,247	242,538
Other Assets	2,838	2,838
Total Current Assets	15,032,074	15,736,380
Non-current Assets		
Trade and Other Receivables	14,392	14,392
Property, Plant & Equipment	187,969,941	193,139,070
Right of Use Asset	792,141	792,141
Intangible Assets	20,918	46,147
Investment in Water Corporation	33,959,804	33,959,804
Other Investments	30,000	30,000
Total Non-current Assets	222,787,196	227,981,554
Total Assets	237,819,270	243,717,934
Liabilities		
Current Liabilities		
Trade & Other Payables	548,343	902,701
Contract Liabilities	0	1,021,755
Lease Liability	60,783	60,783
Interest Bearing Loans & Borrowings	278,055	407,685
Provisions	885,062	947,362
Trust Funds and Deposits	665,633	742,459
Total Current Liabilities	2,437,876	4,082,745
Non-current Liabilities		
Lease Liabilities	741,882	741,882
Interest Bearing Loans & Borrowings	3,321,488	5,459,137
Provisions	792,822	766,323
Total Non-current Liabilities	4,856,192	6,967,342
Total Liabilities	7,294,068	11,050,087
Net Assets	230,525,202	232,667,847
Equity		
Accumulated Surplus	41,522,388	43,665,033
Reserves	189,002,814	189,002,814
Total Equity	230,525,202	232,667,847

Statement of Cash Flows

Break O'Day Council

For the 12 months ended 30 June 2024

Account	YTD	2023
Operating Activities		
Receipts from customers	1,585,722	1,409,618
Receipts from rates	11,783,790	10,670,679
Receipts from Operational Grants	3,950,931	4,840,072
Contributions	63,430	155,057
Interest received	751,727	546,447
Dividends received	465,600	465,600
Payments to employees	(5,988,490)	(5,738,665)
Payments to suppliers	(7,372,263)	(6,976,112)
Finance Costs	(252,112)	(343,938)
Cash receipts from other operating activities	1,336,436	232,623
Cash payments from other operating activities	(2)	421
Net Cash Flows from Operating Activities	6,324,769	5,261,801
Investing Activities		
Payment for property, plant and equipment	(6,827,024)	(4,394,745)
Proceeds from sale of property, plant & equipment	743,045	86,000
Capital Grants received	1,871,298	1,987,754
Net Cash Flows from Investing Activities	(4,212,681)	(2,320,991)
Financing Activities		
Proceeds of trust funds and deposits	(66,896)	57,599
Repayment of loans	(2,267,279)	(389,024)
Repayment of lease liabilities	0	12,131
Net Cash Flows from Financing Activities	(2,334,175)	(319,294)
Net Cash Flows	(222,086)	2,621,516
Cash and Cash Equivalents		
Cash and cash equivalents at beginning of period	14,434,952	11,813,436
Net change in cash for period	(222,086)	2,621,516
Cash and cash equivalents at end of period	14,212,865	14,434,952

Break O'Day Council		
Capital Works 2023-2024		
For the period ended 30 June 2024		
Project Details	YTD @ 30/6/2024	Revised Budget 2024
Plant & Equipment		
Replace 1358 H66ZW - Kia Sportage	-	40,000
Vehicle Management Tracking System		30,000
Small Plant - VARIOUS	38,874	41,000
Replace 1050 - Crown LPG Forklift	34,578	35,000
Replace 1061 - John Deere 570B Grader	337,400	350,000
Replace 1223 - Hitachi EX7SUR-3 Excavator	-	-
Roller for replacement Grader	70,450	50,000
Woodchipper	-	130,000
Replace 1291 - Toro Mower	-	-
Replace 1329 - Toro Groundmaster 7200	-	-
Replace 1340 - Ferris IS3200 61" Mower	23,090	23,090
Replace 1360 - Dmax 4x4 Crew Cab	-	-
Replace 1361 - Kia Sportage H40ZN - Corporate Services	40,936	40,000
Replace 1363 - Toro Groundmaster 360	-	-
Replace 1364 - Ferris IS3200Z Mower	44,683	44,545
Replace 1379 - Toro G3 Z-Master 48"	19,288	17,148
Fuso Fighter (replace 1321)	26,860	17,060
All terrain Beach Wheelchair	2,843	2,843
Pavement Roller (replace 1097)	57,480	57,480
Wood Chipper NEW	99,945	
Total Plant & Equipment	796,426	878,166
Furniture & IT		
Desktop replacements 2022/23	-	14,400
Firewall	-	14,000
Livestream Equipment	15,340	8,000
Server Replacement	-	20,000
Phone system	1,452	25,000
Total Furniture & IT	16,792	81,400
Buildings		
Fingal Community Shed (Old Tas Hotel)	331,694	433,531
St Marys Indoor Recreation Facility	1,078,977	1,546,121
Portland Hall Upgrades	-	10,000
Scamander Sports Complex	21,083	16,000
Stadium repaint of floors and replace damaged equipment	40,746	140,000
St Helens Sports Complex new lighting towers	10,586	10,586

Project Details	YTD @ 30/6/2024	Revised Budget 2024
Council Chambers additions and improvements	27,268	56,592
Falmouth Community Centre - New Toilet, Demolish Old, Internal Alterations	-	-
Pyengana Recreation Ground Improvements	-	-
Pyengana Hall Building Renovations	25,104	-
Binalong Bay - Village Green BBQ Replacements	-	-
Memorial Park Toilet Block Replacement	-	-
Service Tasmania	11,589	30,000
Aerodrome Building Renovations	42,466	-
Marine Rescue Building Renovations	4,773	5,000
St Marys WTS Tip Shop Additions	486	23,160
Mangana Telecommunications Cell Tower	9,818	-
Total Buildings	1,604,591	2,270,990
Parks, Reserves & Other		
Special Project - Land Use Review Projects	-	-
Special Project - St Helens Wharf Foreshore Master Plan	-	50,000
Special Project - Feasibility Study Aquatic Centre & Hydrotherapy Pool	-	90,000
Special Project - Tas Police Project	(4,481)	200,000
Special Project - Parking Strategy St Helens and St Marys	-	20,000
Special Project: Scamander Coastal Hazards Project	3,433	95,574
Fingal Youth Playground/recreation hub	19,065	345,767
Pump Track/s	3,901	500,000
Playground equipment replacement program	21,657	49,867
Dog exercise area St Helens Improvements	5,890	7,803
St Marys Dog Park	8	6,554
Cornwall Soldiers Park - Track upgrade and SW works	1,399	34,660
St Marys Cemetery Master Plan - Columbarium Wall & garden	27,931	27,931
St Helens Cemetery Master Plan improvements	-	-
St Helens Sports Complex - Athletics Building	-	48,589
St Helens Football Grounds Fencing	-	15,000
Secret Sculpture Trail	9,600	7,000
Totals Parks, Reserves & Other	88,403	1,498,745
Roads - Streetscapes		
LRCI Phase 4 - Cecilia St/ Georges Bay Esp Junction	125,737	162,406
LCRI3 Cecilia St, Streetscape Southern End	25,554	24,404
Cecilia Street/Georges Bay Esplanade junction	35,313	37,500
Cecilia St - Northern End	500	15,000
Quail St Parking Bay	-	-
Total Streetscapes	187,104	239,310
Roads - Footpaths		
Main St Mathinna (Wilson St to Community Hall)	-	8,500
Parkside Foreshore Footpath	8,152	30,000
Grant Street Pathway, Falmouth	43,873	43,873
Young St, St Helens, Footpath	(1,219)	-

	YTD @ 30/6/2024	Revised Budget 2024
Project Details		
Maori Place, Akaroa	48	48
Irishtown Road	2,331	2,331
Parnella Drive	13,802	
Akaroa Ave	13,146	-
Cannel Place	15,018	-
Jason Street, St Helens	22,863	-
Main Road, Mathinna Footpath Project	7,180	
Total Footpaths	125,194	84,752
Roads - Kerb & Channel		
Penelope St St Helens	-	-
Total Kerb & Channel	-	-
Roads - Resheeting		
999 - Victoria St Part C	-	1,400
998 - Victoria St Part C	-	360
997 - Victoria St Part C	7,537	2,100
2138 - Franks St Fingal	4,166	3,795
1024 - Franks St Fingal	-	3,400
1081 - Sorell St	4,349	6,700
1053 - Louisa St	5,633	2,800
Fingal Streets	10,546	6,500
Canhams Road	30,489	30,489
Evercreech Road	59,573	64,160
Mathinna Plains Road	93,647	96,250
North Ansons Road	278,893	253,732
Macquarie Street	11,357	11,357
Champ St, Seymour	12,175	12,175
Davis Gully Road	52,761	38,800
Lyne Court	24,746	19,656
St Marys Area Resheeting	3,899	3,899
Total Resheeting	599,771	557,573
Roads - Reseals		
St Marys - Story Street Esk Main Road to Groom Street	-	55,084
794-Boronia St	4,326	6,730
656-Football Entry Rd	1,655	2,293
1036-Talbot St West C/W	12,783	5,328
1035-Talbot St West C/W	-	4,688
1004-Victoria St Part A	2,711	4,870
616-Charlotte Crt	50,416	29,250
621-Four Mile Creek Rd	65,152	18,206
644-Mangana Rd	104,137	30,108
307-Mangana Rd	-	39,597
306-Mangana Rd	-	10,051
305-Mangana Rd	-	33,069
636-Chapman St	1,788	3,574
623-Fonthill St	2,070	4,071
614-High St Mathinna	28,754	12,127
613-High St Mathinna	-	9,531
631-High St Mathinna	-	9,611
630-High St Mathinna	-	8,849
629-High St Mathinna	-	13,280
628-High St Mathinna	-	3,366
626-High St Mathinna	-	2,872
638-Wilson St	2,013	4,011
194-Mathinna Rd	14,677	14,942

Project Details	YTD @ 30/6/2024	Revised Budget 2024
572-Cherrywood Dve	9,020	5,420
543-Scamander Ave	-	18,121
565-Silver St	9,105	7,978
923-Ansons Bay Rd (Priory Rd)	53,574	53,861
432-Circassian St	6,816	11,935
439-Depot Rd	-	5,036
484 & 485-Netball Rd	7,960	11,412
689-St Helens Point Rd	77,583	31,993
688-St Helens Point Rd	-	23,223
Quail Street - off traffic lane resealing	7,684	50,000
Totals Reseals	462,225	544,487
Roads - Construction, Digouts & Other		
Aerodrome ring road - Erosion mitigation	-	30,000
Digouts and road edge remediation to be allocated	303,086	250,000
218 - Mathina Plains Road	129,686	129,686
Medeas St/Circassian St intersection upgrade	36,941	200,000
LRCI Phase 3 North Ansons Bay Sealing	107,477	93,458
Road Network - Sign Replacement	28,569	28,569
LRCI Program - Phase 4 Projects		
- LRCI 4: Rehabilitation of Alexander Street - Cornwall		-
- LRCI 4: St Columba Falls Road, Pyerigana	156,389	150,000
- LRCI 4: Scamander Avenue - Pedestrian footpath improvements	55,368	70,000
- LRCI 4: Ansons Bay Road Sealing	-	223,438
- LRCI 4: Sealing of Tasman Highway, Seymour LRCI 4	113,470	150,000
- LRCI 4: Gray Road - Ptahway Extension		-
LRCIP Phase 3 Project - Mt Paris Dam Road	19,206	27,922
Flood damage remediation works	249,259	300,000
Upper Scamander Road (Oct22 Flood Event FUNDED)	387,669	-
Gardens Road - STAGE ONE	-	-
St Helens Point Road - Parkside	19,590	85,602
Totals - Roads Construction, Digouts & Other	1,606,710	1,738,675
Totals Roads & Footpaths	2,981,004	3,164,797
Bridges		
B2293 - Cecilia St	54,184	221,563

Project Details	YTD @ 30/6/2024	Revised Budget 2024
B7027 - Mathina Plains Road	-	40,000
Culvert 5539 - Mathinna Road		40,000
B1243 - Binns Road	272	28,600
B1245 - Clellands Road	272	29,400
B1675 - Lower Germantown Road	61,810	220,000
B1605 - St Columba Falls Road	46,675	63,675
B7010 - Rattrays Road	-	-
Total Bridges	163,212	643,238
Stormwater		
Minor stormwater Jobs	55,757	58,000
Osprey Drive	-	10,000
Falmouth Street	-	-
Penelope Street	10,969	113,521
Victoria Street, Fingal	133,024	108,000
Aulichs Lane, St Marys	5,780	10,000
Freswater St / Lade Court Beaumnaris	6,382	6,382
Treloggens Track	46,027	46,027
Total Stormwater	257,937	351,930
Waste Management		
Scamander WTS - Waste Paint Container Station	4,041	14,283
Scamander WTS - Replace sump pit & pump	12,830	20,000
Scamander WTS - Waste Compactor	-	20,000
Scamander WTS - Inert Landfill study	17,524	25,000
Total Waste Management	34,395	79,283
Total Capital	5,942,760	8,968,548

ACTION	INFORMATION
PROPONENT	Council Officer
OFFICER	Raoul Harper, Manager Business Services
FILE REFERENCE	040\028\002\
ASSOCIATED REPORTS AND DOCUMENTS	Nil

OFFICER'S RECOMMENDATION:

That the report be received.

INTRODUCTION:

The purpose of this report is to provide Councillors with an update on the activities and services the delivered by the Visitor Information Centre since the previous Council Meeting.

PREVIOUS COUNCIL CONSIDERATION:

Provided as a monthly report – Council consideration at previous meetings.

OFFICER'S REPORT:**Visitor Information Report:**

- Main tourists this month were from VIC and QLD
- One Staff member is currently on Leave
- We received our results for our yearly TVIN Survey which is filled out by tourists who come into our centre. The survey runs from 1 January to 30 April. From the data collected the main reasons that tourists call into our Centre are to pick up maps & brochures and to talk to a local face-to-face. Over 50% said that the information they received they will stay longer in the area and would also recommend to family and friends.
- Even though our door count was down this month overall for this financial year we had 1851 more visitors to the St Helens Visitor Information Centre than 2022-2023.

The History Room Curator Report:

- **Curator on Annual Leave:** Returned on Tuesday 25 June 2024.
- **St Helens School Visit:** Planned for Friday 19 July 2024. Curator will be in attendance.
- **Exhibitions:** Work still pending on 'Cats and Dogs at Sea' from the Australian National Maritime Museum, Sydney and Aviation Travelling Exhibition. Current exhibition will be dismantled this month to be replaced by the SeaMuseum travelling exhibition.
- **New Volunteer:** Ready to commence.
- **Family History enquiries:** These have come from the Thompson family (NSW) and the Berwick family (Qld). Both have been in person visiting the St Helens History Room expressly for any archival records and surprised at the holdings here. Cemetery plans of both St Marys and St Helens were put to good use.
- **Donations:** Also had a visitor into the Backroom who was the Great-Great grandson of Mr Percy Steel. Mr Meech was leaving the state for SA and donated his collection of War

medals and memorabilia as a result. This will become known as the Steel Collection. Also, we have compiled the Tim McManus collection from his estate as well as other items/objects throughout the first half of this year. All donors receive thank you letters from the St Helens History Room whether in a digital format or hard copy.

- **New Specimens:** There is a range of native specimens that require taxidermy. The former Taxidermist that was used previously is no longer doing this work. Finally, have located another Tasmanian Taxidermist in Campania so that these specimens can be displayed. At the latest Friends' meeting (13 May 2024) they agreed to fund this work. Permits will now be obtained for this work to be completed.
- **Stats:** Comparable income and visitation from previous years.\

Statistics:

Door Counts

Month/Year	Visitor Numbers	Daily Average	History Room
June 2013	766	25.53	62
June 2014	880	29.33	54
June 2015	1,038	34.60	38
June 2016	803	26.77	35
June 2017	918	30.60	30
June 2018	820	27.33	49
June 2019	805	26.83	58
June 2020	196	14.00	8
June 2021	919	30.63	63
June 2022	1,000	33.33	34
June 2023	1,276	42.50	45
June 2024	1,191	39.70	33

Revenue 2022/2023

Month	VIC Sales	HR Entry	HR Donations/Sales
July	2,838.51	188.00	80.90
August	2,518.86	0	197.35
September	4,865.29	331.00	58.50
October	6,847.24	532.00	138.80
November	8,437.20	601.00	107.75
December	7,698.94	415.00	148.05
January	9,745.80	647.00	190.60
February	10,381.03	668.00	296.85
March	11,971.72	872.00	176.95
April	4,265.51	333.00	105.65
May	3,805.27	309.00	110.00
June	2,187.51	179.00	69.20

Revenue 2023/2024

Month	VIC Sales	HR Entry	HR Donations/Sales
July	3,108.79	174.00	149.50
August	4,459.92	0	131.05
September	5,654.13	311.00	85.20
October	6,891.47	356.00	162.80
November	8,255.03	519.00	127.50
December	7,284.50	369.00	51.00
January	8,438.70	518.00	157.75
February	9,845.73	565.00	272.90
March	8,884.98	661.00	215.90
April	4,440.14	397.00	164.35
May	2,922.06	185.00	165.50
June	1,766.86	133.00	211.30

STRATEGIC PLAN & ANNUAL PLAN:Break O'Day Strategic Plan 2017-2027 (Revised March 2022)Goal

Economy - To foster innovation and develop vibrant and growing local economies which offer opportunities for employment and development of businesses across a range of industry sectors.

Strategy

Create a positive brand which draws on the attractiveness of the area and lifestyle to entice people and businesses' to live and work in BOD.

LEGISLATION & POLICIES:

N/A

BUDGET AND FINANCIAL IMPLICATIONS:

N/A

VOTING REQUIREMENTS:

Simple Majority

ACTION	DECISION
PROPONENT	Mathinna Landcare Group
OFFICER	Angela Matthews, Corporate Services Coordinator
FILE REFERENCE	PID 6414634 - 24/11628
ASSOCIATED REPORTS AND DOCUMENTS	Request from Ratepayer – Mathinna Community Landcare Group

OFFICER'S RECOMMENDATION:

That in accordance with the provisions of s.129 of the *Local Government Act 1993* and Council's *Rating Exemptions and Remission Policy no LG11*, Council **approves a General Rate remission and a 50% Service Charge Remission to the total value of \$939.00** as requested for the property known as 4 Dunn Street, Mathinna identified as PID 6414634.

INTRODUCTION:

Council has received correspondence from the Mathinna Landcare Group requesting a rate remission for the church they have purchased at 4 Dunn Street Mathinna in August 2021.

PREVIOUS COUNCIL CONSIDERATION:

Council have previously approved the rates remission in the financial years 2022/2023 and 2023/2024.

OFFICER'S REPORT:

The Mathinna Landcare Group purchased the church at 4 Dunn Street, Mathinna previously owned by the Trustees of the Diocese of Tasmania (Anglican Church).

As per the attached correspondence, the community group is a not for profit organisation and all money made goes back into Mathinna community projects. The church is only used for community activities, funeral services and baptisms.

Council's Rating Exemptions and Remissions Policy LG11 allows for the option of remitting the general rate and a 50% service charge remission if the general rate remission is approved for non-profit community organisations who have a proven benefit to the Break O'Day community.

The rate remission policy states:

2. DISCRETIONARY REMISSIONS

Organisations which are not eligible for an exemption under Section 87 (d) of the Local Government Act 1993, may apply to Council for a rates remission.

Council will provide a remission of the General Rate to those ratepayers that are:

- *Charitable organisations that would otherwise be eligible for an exemption, except that they are the ratepayer/occupier of the property and not the owner.*
- *Religious institutions that own residential properties that are occupied solely by the Church Minister and his/her family.*
- *A cemetery that is owned by a religious institution.*
- *A Church where the owners are not eligible for a remission as they are not registered as a charitable organisation, only if the organisation or owner is not-for-profit.*
- *Any other property which Council believes offers a benefit to the community *.*

** Benefit to the community would include activities such as health promotion, advancement of education, relief of poverty, relief of needs for the aged, relief of sickness or distress or the advancement of religion. This needs to be assessed in the context of what has already been assessed as charitable by the Australia Taxation Office.*

3. CHURCH REMISSIONS – SERVICE CHARGES

In addition to exemptions and/or remission provided in relation to the General Rate, Council will also offer Churches a remission of 50% of the applicable service rates.

ELIGIBILITY

It is intended that this policy apply to churches owned by religious, not-for-profit or charitable organisations; that are:

- *Used exclusively as a place of worship; or*
- *Consecrated burial place; and*
- *Are eligible for an exemption and/or remission under this policy for General Rate.*

STRATEGIC PLAN & ANNUAL PLAN:

N/A

LEGISLATION & POLICIES:

Section 129 of the *Local Government Act 1993*
Rate Remissions and Exemptions Policy LG011 (4)

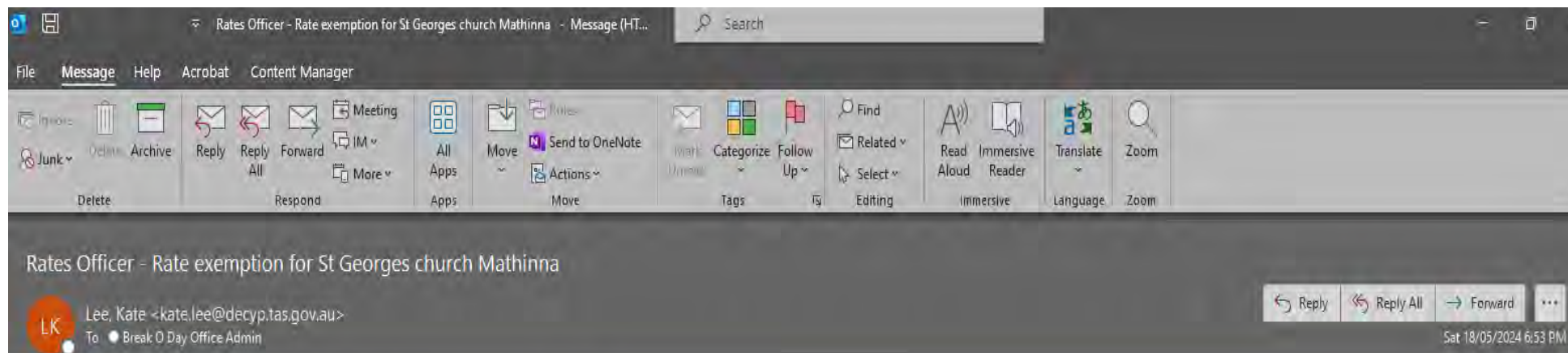
BUDGET; FUNDING AND FINANCIAL IMPLICATIONS:

Rates Remission applicable to 2024/2025 Rates and Charges are as follows:

General Rate	\$700.00
Service Charges	<u>\$239.00</u>
Total	<u>\$939.00</u>

VOTING REQUIREMENTS:

Absolute Majority



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To Whom it may concern,

I am writing regarding a rate exemption for St Georges church Mathinna. We have previously been granted an exemption on this property. The property is owned by the Mathinna community and is still utilised as a church with weekly church services and being used for weddings and funerals for community members. If you could please advise of what is needed to be completed for this exemption.

Kind Regards

Kate Lee
Mathinna Community and Land care Secretary

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ACTION	DECISION
PROPONENT	Council Officer
OFFICER	Angela Matthews, Corporate Services Coordinator Raoul Harper, Manager Business Services
FILE REFERENCE	018\017\004\
ASSOCIATED REPORTS AND DOCUMENTS	Nil

OFFICER'S RECOMMENDATION:

That Council adopt the following amendments to the Fees and Charges to be included in Councils Schedule of Fees & Charges 2024/2025.

Development Charges

- New Development (Subdivision/Adjustment) Section - Subdivision Application Fee - \$620.00 + \$170.00 per lot
- Building Services – Plumbing – Commercial Section - Commercial Certificate of Likely Compliance Plumbing – Plumbing Permit/Assessment - Greater than 151m2 - \$1,500
- Environmental Health - Nuisance - Abatement Costs Associated with Non-Compliance – Cost of Works + \$175.00

INTRODUCTION:

Council's Schedule of Fees & Charges is reviewed annually as part of the budget process. The review is informed by the Council Financial Management Strategy and its principles relating to Fees and Charges.

PREVIOUS COUNCIL CONSIDERATION:

The Schedule of Fees & Charges is reviewed and adopted annually; this is an amendment to the 2024/2025 schedule that was adopted at the April 2024 Council Meeting.

OFFICER'S REPORT:

Due to an administrative error some fees had been removed or not altered in the recent Fees and Charges schedule. Council continues to be committed to the implementation of user pays principle and would like to amend the schedule to allow for these fees to be included in 2024/2025.

Below is a summary of Amended Charges for 2024/2025

Please note the Fee Units have now also been updated for 132s and 337s Certificates.

Development Charges

- New Development (Subdivision/Adjustment) - Subdivision Application Fee - \$620.00 + \$170.00 per lot – The amount of \$620.00 was not included in the adopted schedule of fees and charges as it was removed in error.
- Building Services – Plumbing – Commercial Section - Commercial Certificate of Likely Compliance Plumbing – Plumbing Permit/Assessment - Greater than 151m² - \$1,500 this was listed incorrectly as “Greater than 301m²” instead of 151m².
- Environmental Health - Nuisance - Abatement Costs Associated with Non-Compliance – Cost of Works + \$175.00 – last years figure of \$161.00 was not updated.

STRATEGIC PLAN & ANNUAL PLAN:

Break O’Day Strategic Plan 2017 – 2027 (Revised March 2022)

Goal

Services - To have access to quality services that are responsive to the changing needs of the community and lead to improved health, education and employment outcomes.

Strategy

Ensure Council services support the betterment of the community while balancing statutory requirements with community and customer needs.

LEGISLATION & POLICIES:

Section 205 of the *Local Government Act 1993*

Break O’Day Council Financial Management Strategy

BUDGET; FUNDING AND FINANCIAL IMPLICATIONS:

Fees and charges directly relate to service provision. When setting fees and charges for any given year, Council will have regard to the user pays principle and where possible recover the full cost of operating or providing the goods and services in accordance with National Competition Policy guidelines. The Schedule of Fees and Charges presented for Council consideration includes increases where the cost of service delivery has occurred.

VOTING REQUIREMENTS:

Absolute Majority

ACTION	INFORMATION
PROPONENT	Council Officer
OFFICER	David Jolly, Manager Infrastructure and Development Services
FILE REFERENCE	014\002\001\
ASSOCIATED REPORTS AND DOCUMENTS	Nil

OFFICER'S RECOMMENDATION:

That the report be received by Council.

INTRODUCTION:


This is a monthly summary update of the works undertaken through the Works and Infrastructure Department for the previous month and a summary of the works proposed for the coming month, and information on other items relating to Council's infrastructure assets and capital works programs.

PREVIOUS COUNCIL CONSIDERATION:

Provided as a monthly report – Council consideration at previous meetings.

OFFICER'S REPORT:

Asset Management	
Aerodrome	<ul style="list-style-type: none"> • Hangar maintenance.
Boat Ramps	<ul style="list-style-type: none"> • Monthly inspections and cleaning undertaken.
Bridge 422	<ul style="list-style-type: none"> • Engineering solution for repair methodology has been finalised. Repair works scheduled for Spring 2024. Fire damage has not affected the load capability of the bridge and is under routine monitor and inspection until repaired.
Road Network	<ul style="list-style-type: none"> • Grading at Reids Road, Terryvale Road, Argonaut Road and Ansons Bay Road. • Urban roads – minor seal patching in the St Helens Area. • Stormwater pit and general drainage maintenance. • Guidepost and sign replacements.
Town & Parks	<ul style="list-style-type: none"> • Mowing/ground maintenance. • Garden/tree maintenance and weeding. • Footpath maintenance and repairs. • Routine playground inspections. • Community event support.
MTB	<ul style="list-style-type: none"> • Routine track maintenance.

Weed Management for June 2024	
Binalong Bay	<ul style="list-style-type: none"> • Mirror bush, capeweed
Seymour	<ul style="list-style-type: none"> • Spiny rush, gorse, blackberry
Scamander	<ul style="list-style-type: none"> • Spanish heath
St Helens	<ul style="list-style-type: none"> • Spanish heath, blackberry
Fingal	<ul style="list-style-type: none"> • Spanish heath, capeweed
	<p>Blackberries (<i>Rubus fruticosus</i>) are widely distributed throughout all the settled areas of Tasmania. They often grow in higher rainfall areas, wet gullies, along creeks and stream sides. Blackberry canes grow up to 6 metres and thickets can extend to hundreds of square metres in area. Canes die off after 2 to 3 years but are retained in the thickets making them largely impenetrable. Control methods include slashing and burning, grazing, physical removal of the crowns and much of the root system may be achieved by grubbing, cultivation or bulldozing.</p>

Waste Management – General Information

Municipal Bulk Waste to Copping Landfill													
Year	Jul	A	S	O	N	D	J	F	M	A	M	Jun	YTD
2023/24 (T)	187	232	224	214	240	274	361	233	228	301	222	185	2,901
2022/23 (T)	194	243	226	206	250	262	388	197	267	246	199	234	2,912

Kerbside Recyclables Collection – JJ's Waste service													
Year	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	YTD
2023/24 (T)	49	45	49	38	45	58	55	50	57	47	54	50	597
2022/23 (T)	53	56	66	64	67	65	81	63	69	61	50	61	756
Diff	-4	-11	-17	-26	-22	-7	-26	-13	-12	-14	4	-11	

The YTD difference in kerbside recyclables weight when compared to the previous financial year 2022-2023, is 159 tonnes lower, representing a decline of 21% by weight. Unfortunately, this decrease is not offset by an increase in material being directed to landfill. The reason for the decline remains unknown.

Ansons Bay Waste Transfer Station

Council engaged Spectran Pty Ltd (Asbestos removal specialists) to assist with the first stage in decontaminating the site of visible asbestos product fragments.

Council is working closely with regulatory agencies to have the site reopened as soon as reasonably practicable.

To ensure that the Ansons Bay community will still be able to dispose of their waste appropriately our Waste Collection Truck has been made available to received general household waste at Acacia Drive near the community noticeboard from Sunday 12noon to 2pm and Wednesday from 2pm to 4pm.

Only general household waste in bags or wheelie bins are being accepted. Normal fees apply with cash payments accepted. Other waste streams are not currently being accepted by the truck operator and residents will need to dispose of that waste at alternative waste transfer stations.

We would like to take this opportunity to remind the community that asbestos is a hazardous material and it must be disposed of legally. The Scamander Waste Transfer Station is the only site in Break O'Day that can accept this material and this is only with prior approval from Council staff – telephone 6376 7900 office hours.

You can find more information at either www.asbestosawareness.com.au or www.worksafe.tas.gov.au/asbestos.

CAPITAL WORKS

Activity	Update
Bituminous Surfacing Works 2023-2024	Completed
Cecilia Street/Georges Bay Esplanade Junction Upgrade	In-progress. The project is a Local Roads and Community Infrastructure- Phase 4 fully funded project, nearing completion.
Cecilia Street – Streetscape Design	In-progress. Draft concept developed for the northern end of Cecilia Street with community engagement undertaken in June 2024. Initial cost estimate established for further consideration by the Council.
Medea St/Circassian St Junction Upgrade	Minor delay - roundabout design is pending State Growth approval. Works re-scheduled for August and only when design is approved. This project is fully funded under the Australian Governments Road Blackspot Program. Minor stormwater upgrade works to support the upgrade were completed during May.
St Columba Falls Road – shoulder widening and sealing	Completed.

Storm water – Penelope Street	In-progress. Materials purchased. Installation deferred to Spring 2024 pending improved ground conditions.
Scamander Footpath - LRCI Round 4	In-progress with works largely completed. Minor works in progress. Works include upgrade of footpath segments and installation of new pedestrian crossovers. The project is a Local Roads and Community Infrastructure- Phase 4 fully funded project.
Bridge 2293 – Cecilia Street	In-progress. Design completed and precast superstructure components have been fabricated. Installation scheduled for August. Affected residents to be briefed in the coming weeks.
Bridge 1675 – Lower German Town Road	In-progress. Design completed and precast superstructure components have been fabricated. Installation scheduled for July/August Affected residents to be briefed in advance of works occurring.
Bridge 1243 – Binns Road	In-progress. Timber deck and runners to be replaced.
Bridge 1245 – Clelands Road	In-progress. Timber deck and runners to be replaced.
Bridge 2809 Argyle Street, Mangana	In-progress. Engineering specifications being prepared for subsequent tender process.
Scamander WTS – Waste Compactor	In-progress. NPV analysis for replacement options have been prepared and will be presented to Council next month for information and discussion.
Scamander Inert Landfill Development	In-progress. Request for Tender for Design Services was advertised on 29 June 2024.
2024-2025 Road Resealing	In-progress. Request for Tender for Resealing Services was advertised on 29 June 2024.

STRATEGIC PLAN & ANNUAL PLAN:

Break O'Day Strategic Plan 2017-2027 (Revised March 2022)

Goal

Infrastructure - To provide quality infrastructure which enhances the liveability and viability of our communities for residents and visitors.

Strategy

- Be proactive infrastructure managers by anticipating and responding to the growing and changing needs of the community and the area.
- Work with stakeholders to ensure the community can access the infrastructure necessary to maintain their lifestyle.
- Develop and maintain infrastructure assets in line with affordable long-term strategies.

LEGISLATION & POLICIES:

N/A

BUDGET AND FINANCIAL IMPLICATIONS:

N/A

VOTING REQUIREMENTS:

Simple Majority.

ACTION	INFORMATION
PROPONENT	Council Officer
OFFICER	Municipal Inspector
FILE REFERENCE	003\003\018\
ASSOCIATED REPORTS AND DOCUMENTS	Nil

OFFICER'S RECOMMENDATION:

That the report be received by Council.

INTRODUCTION:

This is a monthly update for animal control undertaken since the last meeting of Council.

PREVIOUS COUNCIL CONSIDERATION:

Provided as a monthly report – Council consideration at previous meetings.

OFFICER'S REPORT:

Dog control – activity summary

7th June 2024 - 30th June															Reporting Period Total	2023-2024
Category/Area	Ansons Bay	Binalong Bay, The Gardens	Cornwall	Fingal, Manganna	Falmouth	Four Mile Ck	Upper Esk, Mathinna, Evercreech	Beaumaris	Scamander	Seymour, Denison	Parnella, Stieglitz, Akarora	Goshen, Pyengana, Weidborough	St Helens	St Marys		
Dog - Attack on a person (Serious)															0	2
Dog - Attack on another animal (Serious)															0	6
Dog - Attack/Harassment - on another animal (Minor)															0	4
Dog - Attack/Harassment on a person (Minor)															0	4
Dog - Declared Dangerous															0	3
Dog - Dangerous Dogs Euthanised															0	3
Dog - Barking		1												1	2	20
Dog - Chasing a person											1				1	14
Dog - Impounded						1			1				2		4	19
Dog - in Prohibited Area															0	1
Dog - Lost Dogs Reported															0	5
Dog - Rehomed/kennel for rehoming															0	3
Dog - Wandering/at large									1				2		3	32
Verbal Warnings given to dog owners											1				1	44
Notice Issued - Unregistered Dog															0	1
Notice Issued - Bark Abatement Notice															0	0
Notice Issued - Caution Notice															0	12
Notice Issued - Infringement Notice															0	12
Infringement Notice - Disputes															0	1
Infringement Notice - Time Extension Request															0	0
Infringement Notice - Revoked															0	1
Written Letter - Various matters to Dog owners.		1		2									1		4	47
Patrols - Township/Urban Areas									1		1		1	3	6	110
Patrols - Beaches/Foreshore					1	1		2	2		1		1		8	139
Unregistered Dog - Notice to Register															0	1
Kennel Licence - No licence held				1											1	1
Kennel Licence - Issued															0	6
Other - Cat complaints															0	3
Other - Livestock															0	5
Other - Poultry															0	3
Other - Animal Welfare, RSPCA intervention														1	1	4
TOTAL	0	2	0	3	1	2	0	2	5	0	4	0	7	5	31	506

STRATEGIC PLAN & ANNUAL PLAN:

Break O'Day Strategic Plan 2017-2027 (Revised March 2022)

Goal

Environment - To balance our use of the natural environment to ensure that it is available for future generations to enjoy as we do.

Strategy

Ensure the necessary regulations and information is in place to enable appropriate use and address inappropriate actions.

LEGISLATION & POLICIES:

- *Dog Control Act 2000*
- *EP05 Dog Management Policy*

BUDGET AND FINANCIAL IMPLICATIONS:

N/A

VOTING REQUIREMENTS:

Simple Majority

ACTION	DECISION
PROPONENT	Council Officer
OFFICER	David Jolly, Manager Infrastructure and Development Services
FILE REFERENCE	002\024\003\
ASSOCIATED REPORTS AND DOCUMENTS	Draft Policy – AM03 Street Lighting policy

OFFICER’S RECOMMENDATION:

That Policy AM03 Street Lighting Policy be accepted without amendment.

INTRODUCTION:

Council has a schedule for regular review of Policies and this Policy is now due for revision.

PREVIOUS COUNCIL CONSIDERATION:

Adopted 19 March 2012 – **Minute No. 03/12.15.4.069**

Amended 17 November 2014 - **Minute No 11/14.12.4.323**

Amended 25 June 2018 – **Minute No. 06/18.13.3.133**

Amended 28 June 2021 – **Minute No 06/21.14.6.165**

OFFICER’S REPORT:

This Policy was previously reviewed in June 2021 and is therefore due for revision.

No amendments have been recommended to the policy.

STRATEGIC PLAN & ANNUAL PLAN:

Break O’Day Strategic Plan 2017 -2027 (Revised March 2022)

Goal

Infrastructure - To provide quality infrastructure which enhances the liveability and viability of our communities for residents and visitors.

Strategy

1. Be proactive infrastructure managers by anticipating and responding to the growing and changing needs of the community and the area
2. Work with stakeholders to ensure the community can access the infrastructure necessary to maintain their lifestyle
3. Develop and maintain infrastructure assets in line with affordable long-term strategies

LEGISLATION & POLICIES:

As identified in the policy.

BUDGET; FUNDING AND FINANCIAL IMPLICATIONS:

N/A

VOTING REQUIREMENTS:

Simple Majority



POLICY NO AM03 STREET LIGHTING POLICY

DEPARTMENT:	Works and Infrastructure
RESPONSIBLE OFFICER:	Manager Infrastructure and Development Services
LINK TO STRATEGIC PLAN:	To provide quality infrastructure which enhances the liveability and viability of our communities for residents and visitors
STATUTORY AUTHORITY:	Nil.
OBJECTIVE:	<p>The objectives of this policy are to:</p> <ul style="list-style-type: none">• Set guidelines for the review of existing street lights; and• Provide a standard approach to the connection of lights in new subdivisions.
POLICY INFORMATION:	<p>Adopted 19 March 2012 – Minute No. 03/12.15.4.069 Amended 17 November 2014 - Minute No 11/14.12.4.323 Amended 25 June 2018 – Minute No. 06/18.13.3.133 Amended 28 June 2021 – Minute No 06/21.14.6.165</p>

POLICY

1. INTRODUCTION

Council has an obligation to provide a safe environment for its community. Part of this obligation relates to the provision of an environment which is conducive to the safe and effective movement of vehicular and pedestrian traffic at night and the discouragement of illegal and anti-social acts.

Street and public place lighting is a critical factor in providing such an environment and amenity level.

This policy is intended to provide guidance and instruction as to what standard of street lighting will be provided within the council area and the process to be considered by Council in determining the provision of new lights.

2. SCOPE

This policy applies to all Council properties and roads, and to new subdivisions.

Where possible the provision of street and public place lighting will be in accordance with the lighting categories contained in AS/NZS 1158 - Lighting for Roads and Public Spaces.

3. ASSET AND COST RESPONSIBILITIES

Responsibility for street lighting is dependent upon the location, and detailed in the table below.

Location	Installation of new street lights	Replace defective street lights	Maintenance of street lights
State roads	State Government	State Government	State Government
Council roads	Local Government	Local Government	Local Government
New subdivision roads (before handover of roads to Council)	Developer	Developer	Developer
New subdivision roads (after handover of roads to Council)	Not applicable	Local Government	Local Government
Private roads	Private Owner	Private Owner	Private Owner

- Council shall be responsible for the cost of street and public lighting, electricity consumption and for the replacement of lamps and other luminaire parts as required in the form of an annual tariff as calculated by the distributor.
- The cost of the provision of street lighting in new subdivisions shall be borne by the subdivision developers including all design and implementation costs.
- The cost of the provision of public place lighting associated with Council owned and controlled public places shall be borne by Council.
- The cost of the provision of public place lighting associated with privately owned and controlled public places (e.g. shopping centers and their car parks) shall be borne by the private owners.
- Security lighting and street light shielding shall be borne by the property owner and all arrangements are to be through the electrical distributor.

4. LIGHTING IN EXISTING AREAS

4.1 Request for Additional Street Lights

Council regularly receives requests for additional street lights within existing settlements. With energy cost upwards of \$100.91 per annum per typical LED street light (June 2021 prices), it is easy to substantially increase street lighting costs without any additional capacity to collect more rates as opposed to new subdivisions where additional lots are created.

All public requests for new and improved lighting are to be investigated on their merits and for compliance with the standards to be achieved, subject to the availability of



funding, emerging technology and the availability of design and construction resources. Consideration will be given to traffic safety and needs of pedestrians.

If a request warrants a minor improvement the electricity company will be requested to erect lights as required. If a request involves a major improvement, the distributor or a public lighting consultant may be requested to design a public lighting scheme.

4.2 Audit of Existing Street Lights

There is a need for ongoing review of existing lights to ensure a requirement still exists. Circumstances occur where decisions made in the past for lights may well not still fulfil a viable need. If lights are removed there will be an immediate financial saving to Council or the possibility for the lights to be repositioned to a more appropriate site following a justified request.

Where required, Council staff will carry out random night time selected street lighting inspections to check for faulty lights. All faults found will be lodged into Council's system and repairs undertaken by the electricity provider.

4.3 Shielding of Street Lights

Council will only investigate and consider the provision of available shielding to lights where it will not substantially decrease the level of lighting in the vicinity of the light fitting, and all practical attempts to reduce light affecting the requester's property have been made by the requester to the satisfaction of Council's Responsible Officer.

Upon receiving an application for street light shielding Council will conduct an assessment and approval process.

The assessment process will include a risk assessment and will cover the following elements:

- Category of road;
- Vehicle and pedestrian usage of the road;
- Location of the street light on the road segment;
- Proximity of the street light to the residence in question;
- Existence of previous complaints about the light;
- Consideration of the neighbouring properties;
- Ability to shield the fitting to cut off spill light at the property boundary or just beyond without impacting on the road lighting.

The shielding would normally be a section of steel/aluminium provided by the light fitting manufacturer or purpose made for the fitting, fitted to the rear of the light fitting to prevent light spilling from the rear of the fitting.

5. LIGHTING IN NEW SUBDIVISIONS

5.1 Type of Lights

There is an increasing request to install decorative type lights in new subdivisions as opposed to the standard galvanized pole and light fitting. Although this may result in an upmarket streetscape theme, the end result is that Council has to take over responsibility for the street lights once the subdivision is off the statutory maintenance period. The cost of replacement of these fittings is a fivefold increase on the standard pole and light.

Where a developer proposes to install non-standard or lighting beyond the requirements of AS/NZS 1158, the request and predicted maintenance costs will be reported to council for decision.

5.2 Number of Lights

The standard for street lighting does provide a recommendation for a level of lighting in excess of that normally provided throughout the Municipality. Compliance with this standard would result in additional costs and may well lead to a level of lighting in excess of requirements.

The following to be the level of lighting in new subdivisions:

- Lights to be positioned at road junctions and intersections.
- Generally positioned at approximately 50 metre intervals, this can be adjusted to coincide with junctions and bends in streets.
- Positioned at the head of dead end streets.
- Unless other circumstances prevail, positioned on the same side as the footpath.

5.3 Connection of Street Lights

Following the installation of the street lights as part of subdivision works, the lights are not connected to the supply until such time as Council authorises the connection.

It is possible for no dwellings to be constructed in a specific area for some time after the subdivision works are completed; subsequently there is not a need for lighting.

As there is no charge to Council until the connection is made, there is the potential for significant savings to Council if the connection is delayed. Alternatively there is also the possibility of connecting individual lights in a street.

6. MONITORING AND REVIEW

This Policy will be reviewed every three (3) years in line with the Council's Policy Framework or earlier in the event of major changes to legislation or related policies, procedures or if deemed necessary by the General Manager.

ACTION	DECISION
PROPONENT	Council Officer
OFFICER	David Jolly, Manager Infrastructure and Development Services
FILE REFERENCE	002\024\003\
ASSOCIATED REPORTS AND DOCUMENTS	Draft Policy – AM06 Footpath Construction policy

OFFICER’S RECOMMENDATION:

That Policy AM06 Footpath Construction Policy be accepted without amendment.

INTRODUCTION:

Council has a schedule for regular review of Policies and this Policy is now due for revision.

PREVIOUS COUNCIL CONSIDERATION:

Adopted 19 March 2012 – **Minute No 03/12.15.4.069**

Amended 16 April 2018 – **Minute No 04/18.13.3.87**

Amended 17 May 2021 – **Minute No 05/21.14.5.115**

OFFICER’S REPORT:

This Policy was previously reviewed in May 2021 and is therefore due for revision.

No amendments have been recommended to the policy.

STRATEGIC PLAN & ANNUAL PLAN:

Break O’Day Strategic Plan 2017 -2027 (Revised March 2022)

Goal

Infrastructure - To provide quality infrastructure which enhances the liveability and viability of our communities for residents and visitors.

Strategy

1. Be proactive infrastructure managers by anticipating and responding to the growing and changing needs of the community and the area
2. Work with stakeholders to ensure the community can access the infrastructure necessary to maintain their lifestyle
3. Develop and maintain infrastructure assets in line with affordable long-term strategies

LEGISLATION & POLICIES:

As identified in the policy.

BUDGET; FUNDING AND FINANCIAL IMPLICATIONS:

N/A

VOTING REQUIREMENTS:

Simple Majority

POLICY NO AM06 FOOTPATH MANAGEMENT POLICY

DEPARTMENT:	Works & Infrastructure
RESPONSIBLE OFFICER:	Manager Infrastructure and Development Services
LINK TO STRATEGIC PLAN:	To provide quality infrastructure which enhances the liveability and viability of our communities for residents and visitors.
STATUTORY AUTHORITY:	Local Government Act 1993 Local Government Highways Act 1982
OBJECTIVE:	It is Councils objective to provide infrastructure that is equitable to all in relation to the construction and maintenance of pedestrian footpaths, within recognised urban areas throughout the municipality.
POLICY INFORMATION:	Adopted 19 March 2012 – Minute No 03/12.15.4.069 Amended 16 April 2018 – Minute No 04/18.13.3.87 Amended 17 May 2021 – Minute No 05/21.14.5.115

POLICY

1. CONSTRUCTION STANDARDS

All construction shall be in accordance with IPWEA / LGAT Tasmanian Standard Drawings. All footpaths are to be constructed in a professional manner with proper attention being given to all aspects of the construction phases including excavation, bedding material, bedding compaction, finished profile, final compaction etc., to the satisfaction of Council's Works Manager.

All cable and infrastructure locations (Dial B4 U Dig) must be determined before work commences.

A traffic management plan designed by a suitably qualified person (including pedestrian management) must be implemented and the associated signage maintained for the duration of the work.

2. CONSTRUCTION MATERIALS

The above standards may be varied to allow alternative construction materials to be used such as gravel. Standard dimensions may be varied for aesthetic reasons or to ensure integration with existing surroundings ensuring safety is never compromised. Any such variation shall be approved by the Manager Infrastructure and Development Services or his delegate prior to construction.

3. SCHEDULING OF WORKS

All construction or major reconstruction of footpaths shall be in accordance with the capital works program as adopted by Council's budget.

4. EXTRAORDINARY REQUESTS

Any requests received for footpath construction not included in the capital works program will be listed for consideration by Council for inclusion in a future capital works program.

5. CLASSIFICATIONS & INTERVENTION LEVELS

All footpaths (walkways) in the municipality are classified according to usage, standard of construction and location. This allows maintenance planning and compliance with risk management requirements. Intervention levels refer to the degree of unserviceability that needs to exist to trigger remedial action. This recognises that it is neither possible nor necessary to have perfect conditions everywhere at all times.

- **Class 1**
High use urban shopping zone
Hard surface
Intervention Level
 - Maximum joint deflection -15mm
 - Maximum edge drop off - 50mm
 - Pothole width - 200mm
 - Pothole depth - 20mm
- **Class 2**
Feeder paths to shops / Schools / Low medium use
Hard surfaces
Intervention Level
 - Maximum joint deflection -20mm
 - Maximum edge drop off - 50mm
 - Pothole width - 200mm
 - Pothole depth - 30mm
- **Class 3**
General urban path / Moderate Use
Hard surface
Intervention Level
 - Maximum joint deflection - 30mm
 - Maximum edge drop - 75mm
 - Pothole width - 300mm
 - Pothole depth - 30mm
- **Class 4**

Gravel Path low use
Intervention Level
 - Maximum surface irregularity 50mm
 - Pothole width - 400mm
 - Pothole depth - 75mm
 - Edge drop - 100mm
 - Surface washout - 75mm

- **Class 5**

Natural surface paths / Low use

Intervention Level

- Roots/unevenness - 100mm rise
- Depression width - 500mm
- Depression depth - 150mm

Corrective action will be based on the intervention levels above.

6. INSPECTIONS

Council inspections of all footpaths shall be carried out in accordance with the following regime.

- Class 1 every 4 months
- Class 2 every 6 months
- Class 3 every 12 months
- Class 4 every 6 months
- Class 5 every 12 months

All footpaths regardless of classification will be inspected for the following;

- Raised section
- Broken areas / bits missing
- Pot holes
- Loose materials or pavement
- Loose surface (gravel paths)
- Edge washouts
- Width reduced with grass
- Weeds
- Overhanging limbs
- Slippery surface
- Other trip hazards
- Service openings/lids
- Other

7. MONITORING AND REVIEW

This Policy will be reviewed every three (3) years in line with the Council's Policy Framework or earlier in the event of major changes to legislation or related policies, procedures or if deemed necessary by the General Manager.

ACTION	DECISION
PROPONENT	Council Officer
OFFICER	David Jolly, Manager Infrastructure and Development Services
FILE REFERENCE	002\024\003\
ASSOCIATED REPORTS AND DOCUMENTS	Draft Policy – AM07 Playground Management policy

OFFICER’S RECOMMENDATION:

That Policy AM07 Playground Management Policy be accepted with minor amendment.

INTRODUCTION:

Council has a schedule for regular review of Policies and this Policy is now due for revision.

PREVIOUS COUNCIL CONSIDERATION:

Adopted 19 March 2012 – **Minute No 03/12.15.4.069**

Amended 16 April 2018 – **Minute No 04/18.13.4.88**

Amended 17 May 2021 – **Minute No 05/21.14.4.114**

OFFICER’S REPORT:

This Policy was previously reviewed in May 2021 and is therefore due for revision.

Minor amendments have been recommended to the policy.

STRATEGIC PLAN & ANNUAL PLAN:

Break O’Day Strategic Plan 2017 -2027 (Revised March 2022)

Goal

Infrastructure - To provide quality infrastructure which enhances the liveability and viability of our communities for residents and visitors.

Strategy

1. Be proactive infrastructure managers by anticipating and responding to the growing and changing needs of the community and the area
2. Work with stakeholders to ensure the community can access the infrastructure necessary to maintain their lifestyle
3. Develop and maintain infrastructure assets in line with affordable long-term strategies

LEGISLATION & POLICIES:

As identified in the policy.

BUDGET; FUNDING AND FINANCIAL IMPLICATIONS:

N/A

VOTING REQUIREMENTS:

Simple Majority

POLICY NO AM07 PLAYGROUND MANAGEMENT POLICY

DEPARTMENT:	Works & Infrastructure
RESPONSIBLE OFFICER:	Manager Infrastructure and Development Services
LINK TO STRATEGIC PLAN:	To provide quality infrastructure which enhances the liveability and viability of our communities for residents and visitors.
STATUTORY AUTHORITY:	N/A
OBJECTIVE:	Council's objective is to provide a practical and balanced approach to playground management that seeks to maximise the use of playgrounds on Council land whilst ensuring public safety.
POLICY INFORMATION:	<p>Adopted 19 March 2012 – Minute No 03/12.15.4.069</p> <p>Amended 16 April 2018 – Minute No 04/18.13.4.88</p> <p>Amended 17 May 2021 – Minute No 05/21.14.4.114</p>

POLICY

1. INTRODUCTION

Council recognises the importance of Playgrounds in its commitment to provide high quality infrastructure for our community and visitors to enjoy.

2. CONSTRUCTION STANDARDS

Australian Standard AS4685 - Playground Equipment & Surfacing should be used to assist playground design, layout and inspection requirements.

3. INVENTORY

Council should maintain an inventory of all playground equipment.

The inventory will:

- Identify different pieces of play apparatus.
- Identify the manufacturer for each piece of play equipment.
- Record the approximate age of individual pieces of play equipment.
- Discern the physical location of play pieces located within the playground.
- Record playground surfacing data.
- Identify the remaining life.
- Record the Written Down Value of the individual assets.

Council shall also keep the following details for each playground:

- Works records.

- All correspondence and archived records.
- Maintenance costs.
- Condition monitoring including inspection program, inspection records, complaints/service requests and defect notices.
- Replacement program, including expected costs.

4. AUDIT

An independent audit should be carried out on all Council playgrounds every 12 months.

5. INSPECTIONS

Routine safety inspections are conducted at regularly used playgrounds (i.e. Binalong Bay, St Helens Foreshore, Lions Park and Scamander) weekly, and less frequented playgrounds are conducted every two weeks. Any required maintenance is conducted in conjunction with the inspection.

Operational inspections of all playground equipment shall be carried out every 3-6 months to precede times of expected heavy use e.g. Christmas and Easter holidays.

Playground inspections include:

- Damaged, broken, bent or missing components.
- Loose or poorly fitted components.
- Excessive wear of components.
- Damage to protective coating of components.
- Exposed rail or accessory ends that should be protected with caps.
- Worn or deformed 'S' hooks.
- Lack of lubrication on moving parts.
- Loose fasteners, nuts or bolts.
- Sharp or dangerous protruding bolt ends.
- Perished or damaged rubber components.
- Worn swing bearings, swing chains or swing chain mounts.

Site inspections shall include:

- Exposed, cracked or loose concrete footings.
- Worn, scattered or compressed surface material.
- Exposed roots, rocks or other environmental obstacles that form potential trip hazards.
- Broken glass, refuse or foreign objects around and on play equipment.
- Poor drainage areas.
- Vandalism.

6. EVALUATION OF EQUIPMENT

Criteria should be developed and established in the playground safety and maintenance plan to prioritise the levels of safety hazard discovered during the inspections.

- (a) High level of hazard
- i. Life or limb threatening hazard.
 - ii. Falls from heights.
 - iii. Inadequate soft fall.
 - iv. Head or neck entrapment.

- (b) Medium level of hazard- injury potential but not life threatening:



- i. Dynamic functions integrated with static items.
- ii. Finger, toe and limb entrapment.
- iii. Irregular and extended step distances.
- iv. Lack of grab bars on platforms.
- v. Lack of guard rails for dynamic equipment.

(c) Low level of hazard -minor injury from ground level activities that usually involve single users, such as:

- i. Rockers,
- ii. Roll over bars,
- iii. Climbing apparatus,
- iv. Tripping and blind spots, and
- v. Unguarded tunnels.

All High levels of safety hazard shall be removed from play immediately and replaced or repaired as the first or emergency priority of the playground provider.

Those areas or apparatus that scored a medium level of safety should be repaired or replaced as second priority of the provider and receive primary emphasis when budgeting for capital improvements, with in the financial year.

The lowest level of safety hazard should be repaired or replaced as third priority and receive secondary emphasis for capital improvement funds.

7. DESIGN FOR DIFFERENT AGE GROUPS

Playgrounds should be designed to facilitate activities from each of the four categories. These will need to be provided in different forms for different age groups, as children's play activities, their interests and their abilities change dramatically as they develop. Play areas need to cater for this range of interests and to facilitate the gradual development of skills.

Young children are generally unable to cope with the same challenges as older children, due to their smaller physical stature, lower level of skill development and because their conceptual ability does not enable them to anticipate danger. They are common victims to injury on playground equipment which is designed for older children. Play activities for junior children (between three and seven years) and play activities for senior children (between seven and fifteen years) should be designed within the one play space to ensure appropriate supervision and participation of children of all ages and abilities.

Toddlers

The kinds of environments which these age groups will enjoy will be small scaled and detailed environments with friendly surfaces and a familiar adult close by. These age groups cannot perceive danger and must be protected from hazards. Play areas for young children must be sited away from traffic.

Junior children

The ages from three to six years, cover a wide range of development in children. Coordination and physical skill development is relatively proficient by the age of 5 years. Equipment and spaces for these activities need to be designed to take into account that the skills of these age groups are still not fully developed and realistic limits to challenge and hazards must be set.

Although playgrounds may not be the main focus of activity for some older children, they are still likely to be used for certain activities.

Teenagers

Areas specifically designed to meet the needs of teenagers are rare in open space systems.

Teenagers need to be consulted about the ways that they would like to use open space. Any opportunities for their involvement in the design and construction of their own spaces are worth exploring, as a means for positive contribution into their environment and for social and skill development. The assistance of Council or other local youth workers should be sought regarding such consultation processes with the young people.

Adults

Adult use of parks and playgrounds has already been referred to in this paper, but mainly in the role as supervisors of children. It should also be noted that there is no good reason why adults should be excluded from using playgrounds and suitable play equipment in their own right. This topic will not be addressed in any detail here, but suffice to say that it is a good idea to ensure that some items of equipment in a play area are suitable for adult use.

The provision of swing seats which can accommodate adults, for example, is a pleasant way of encouraging adults to use park facilities either on their own or with their children.

8. SIGNAGE

Signage at each playground will outline basic "rules" of use, a phone number for reporting hazards and an emergency contact number (112 from mobile).

9. COMMUNITY

More 'genuine' participation in planning opens up the real decision-making processes to members of the community. Such processes can be challenging, will take time and may be costly. However there are many good reasons for including members of a community in planning, and for seeking detailed information from them about their play and recreation behaviour and preferences.

Some benefits of involving the community are the processes of discussion, research and decision-making which tend to empower people and result in 'community building' benefits, this can have a positive effect on many aspects of participant's lives. The benefits of these processes often seem to outweigh the benefits of the final 'product'.

The sharing of local people's personal observations and local information with designers is also a useful and important part of the design process. As an outsider a designer is rarely aware of all the details which affect a site. Careful observations of how and why people use parts of a site, and discussions with users reveal information which would otherwise be unavailable.

Participatory planning processes do also make good economic sense, in spite of the time needed to be spent on them. Through such a process, there is likely to be a better match between community needs and recreation or play provision, and the community's investment of limited resources is less likely to be wasted or underutilised.

10. MONITORING AND REVIEW

This Policy will be reviewed every three (3) years in line with the Council's Policy Framework or earlier in the event of major changes to legislation or related policies, procedures or if deemed necessary by the General Manager.

ACTION	DECISION
PROPONENT	Council Officer
OFFICER	David Jolly, Manager Infrastructure and Development Services
FILE REFERENCE	002\024\003\
ASSOCIATED REPORTS AND DOCUMENTS	Draft Policy – AM08 Subdivision New Works & Infrastructure Construction policy

OFFICER'S RECOMMENDATION:

That Policy AM08 Subdivision New Works & Infrastructure Construction Policy be accepted without amendment.

INTRODUCTION:

Council has a schedule for regular review of Policies and this Policy is now due for revision.

PREVIOUS COUNCIL CONSIDERATION:

Adopted 19 March 2012 – **Minute No 03/12.15.4.069**

Amended 15 April 2013 – **Minute No 04/13.12.6.101**

Amended 25 June 2018 – **Minute No 06/18.13.4.134**

Amended 28 June 2021 – **Minute No 06/21.14.3.162**

OFFICER'S REPORT:

This Policy was previously reviewed in June 2021 and is therefore due for revision.
No amendments have been recommended to the policy.

STRATEGIC PLAN & ANNUAL PLAN:

Break O'Day Strategic Plan 2017 -2027 (Revised March 2022)

Goal

Infrastructure - To provide quality infrastructure which enhances the liveability and viability of our communities for residents and visitors.

Strategy

1. Be proactive infrastructure managers by anticipating and responding to the growing and changing needs of the community and the area
2. Work with stakeholders to ensure the community can access the infrastructure necessary to maintain their lifestyle
3. Develop and maintain infrastructure assets in line with affordable long-term strategies

LEGISLATION & POLICIES:

As identified in the policy.

BUDGET; FUNDING AND FINANCIAL IMPLICATIONS:

N/A

VOTING REQUIREMENTS:

Simple Majority

POLICY NO AM08 SUBDIVISION NEW WORKS & INFRASTRUCTURE CONSTRUCTION POLICY

DEPARTMENT:	Works & Infrastructure
RESPONSIBLE OFFICER:	Manager Infrastructure & Development Services
LINK TO STRATEGIC PLAN:	To provide quality infrastructure which enhances the liveability and viability of our communities for residents and visitors
STATUTORY AUTHORITY:	Local Government (Highways) Act 1982 Sewers and Drains Act 1954 Break O'Day Council Planning Scheme Urban Drainage Act 2013
OBJECTIVE:	<p>This policy is intended to give clear guidelines to individuals or companies who wish to construct new infrastructure which <u>will subsequently be taken over by Council</u>. A copy of this Policy will be provided by Development Services to the proposed developer at the start of the Development Application process.</p> <p>The objective of this policy is to ensure that all works infrastructure being constructed by external parties is properly constructed with fully approved and compliant materials and correctly mapped before Council accepts responsibility for it.</p>
POLICY INFORMATION:	<p>Adopted 19 March 2012 – Minute No 03/12.15.4.069 Amended 15 April 2013 – Minute No 04/13.12.6.101 Amended 25 June 2018 – Minute No 06/18.13.4.134 Amended 28 June 2021 – Minute No 06/21.14.3.162</p>

POLICY

1. PROCEDURES

Identification and Design Requirements

All individuals or companies intending to carry out works involving the construction or installation of new infrastructure including sewers, water mains, stormwater, roads, sub soil drains, streets and footpaths etc., must submit plans for approval before any works commence.

All material used must be to the relevant Australian Standards unless otherwise agreed between Council and the developer in writing. Construction standards will be in accordance with Austroads for road geometry and LGAT/IPWEA Tasmanian Standard Drawing Specifications. It must be recognised that these are the minimum standard for development. For the purposes of the IPWEA Tasmanian Municipal Standard Specification the urban zone is that zone located within the Town Boundaries and/or those zones within a declared 50 Km/hr speed zone.

Within the urban area there is a minimum requirement that installation of new infrastructure including sewers, water mains, stormwater, roads, sub soil drains, streets, kerb and channel and footpaths must be designed for unless agreed to by Council in writing for an alternative design.



Plans should be presented with an overall proposal of all services on one sheet and individual sheets showing a separate service per sheet e.g. road, sewer, water, stormwater, underground power and Telstra.

As constructed plans may be submitted in electronic PDF format, subject to prior agreement with Council.

Sewer, stormwater and water reticulation plans must be certified by a qualified hydraulic engineer unless they are relatively minor additions to an existing system.

(Please Note: Water and sewerage infrastructure will require a separate approval and inspection process by TasWater).

When these plans are approved the developer must submit three (3) clear copies for endorsement by Council.

The plans then become the only copies which will be accepted or used for construction purposes.

Works which will take place in a Council road reservation require a works permit to be issued by Council before any works commence. Works permits are required by the Department of State Growth for similar works within Road Reservations under State Control.

When all construction is completed any changes made to the approved design during the construction process must be shown on the "As Constructed" plan as well as final dimensions of sewer, water and stormwater connections in relation to property boundaries. No changes can be made to the approved design without prior written approval of Council.

These final revised plans become the "As Constructed" plans and the works will not be taken over by Council until these plans are delivered to Council in an acceptable format which may be electronic. Minimum size A2 unless otherwise agreed. The statutory maintenance period does not commence until such time as the "As Constructed" plans are received.

2. SUPERVISION AND INSPECTION

Before work commences a pre start conference including on site visit must be held between the developer and Council works staff during which the following issues will be covered.

- Extent of works
- Construction methods and timetable
- Owner's supervisor on site
- Council's inspection regime
- Materials to be used and any tests needed including gravel certification
- All existing infrastructure must be checked before disturbing

The owner/constructor must notify Council who will be the responsible supervisor on site to discuss matters that may arise or to receive instructions regarding the works. This person must attend the pre-start site meeting and receive the inspection forms to be subsequently submitted. At this meeting a copy of the "Subdivision New Works and Infrastructure Construction Policy" will be formally presented to the Principal/ Contractor for endorsement to acknowledge the procedures contained in this policy.

If the supervisor/contractor changes at any time during the construction stage, an immediate stop work order will apply. The principal is to immediately notify Council within 24 hours of this occurring. Prior to the new supervisor/contractor restarting works, a new pre-start conference **MUST** be held on site with Council's Works staff. An additional inspection fee will apply for each meeting held. This fee will be prescribed in Council's schedule of fees and charges.

All inspections should be undertaken in normal Council hours with 24 hours notice given unless special circumstances exist and prior agreement is reached. The following principles are to be adhered to:

- It is not acceptable to have subcontractors on site carrying out works that have no authority or means of communication with the owner or contractor.
- Council has a formal documented inspection process for all phases of construction work which will be tailored to each individual project.
- Council may choose to use external consultants for some or all of the inspection requirements for a subdivision or new works.
- It is the Developer's Supervisor's responsibility to submit "requests for inspection forms" to the Works Department in adequate time to allow proper inspection of all works. It is not Council's responsibility to follow up contractors to secure these forms.
- Failure to comply with this process may lead to rejection of some or all of the works. It is the Developer's responsibility to obtain all underground service location's including Telstra, NBN, Tas Networks, water, sewer and storm water.
- Under no circumstances is a contractor to commence to connect to any Council services without prior authorisation from Council's Works staff.
- No backfilling of pipes etc. is to occur until an inspection has been completed by Council's staff and the appropriate Inspection Form has been signed by BOTH Council and Site Supervisor. Failure to comply may result in an immediate Stop Work Notice.
- When works are satisfactorily completed the works will be placed on maintenance for a period of 12 months unless specific problems require a longer period which will be nominated by Council.
- When works are due for final inspection the site should be presented in a clean tidy and completed condition. Final inspection of a project will not take place if obviously uncompleted works are visible e.g. unfinished nature strips etc., an additional inspection fee will apply.

3. STOP WORK

Staff will instruct the on-site Supervisor to stop work if an unsatisfactory operation has been carried out or is in the process of being carried out e.g. incorrect backfilling of pipe work or if a serious safety issue is evident.

4. INSPECTORS ROLE

It is not the responsibility of Council staff to advise a contractor how to carry out or rectify works. Staff may reject any particular method of construction if they believe it will not provide an acceptable result. They may make a suggestion as to what would be an acceptable solution however will not give direction as to how to carry out works.

5. LIMITATIONS

All provisions of this policy relate only to Works Department requirements and not to the Town Planning requirements which may have separate requirements. These should be discussed with the Town Planner before formally approaching the Works Department with plans for certification.

Any persons requiring clarification or discussion on any of these provisions should contact the Works Department.

6. MAINTENANCE PERIOD

A 12 month maintenance period will apply to all new infrastructure work. For minor works application can be made to the Manager Infrastructure and Development Services for a reduction in this period.



For subdivision works where the Final Plan of Survey has been lodged with the Titles Office prior to the expiry of the maintenance period a security bond is to be lodged on the following formula based on the value of works involved:

- Less than \$50,000.00 – 10% of works value with a minimum of \$4,000.00;
- \$51,000.00 to \$100,000.00 –10% of works value; or
- \$101,000.00 +/- 5 % of works value with a minimum of \$10,000.00.

At the expiration of the maintenance period it is the responsibility of the developer to forward a written request to Council seeking the clearance to end the maintenance period. Council will not initiate this process without written request. The supervisor / contractor who finished work on the project must be present at the release inspection.

7. MONITORING AND REVIEW

This Policy will be reviewed every three (3) years in line with the Council's Policy Framework or earlier in the event of major changes to legislation or related policies, procedures or if deemed necessary by the General Manager.

ACTION	DECISION
PROPONENT	Council Officer
OFFICER	David Jolly, Manager Infrastructure and Development Services
FILE REFERENCE	002\024\003\
ASSOCIATED REPORTS AND DOCUMENTS	Draft Policy – AM10 Reserves Management policy

OFFICER’S RECOMMENDATION:

That Policy AM10 Reserves Management Policy be accepted without amendment.

INTRODUCTION:

Council has a schedule for regular review of Policies and this Policy is now due for revision.

PREVIOUS COUNCIL CONSIDERATION:

Adopted 19 March 2012 – **Minute No 03/12.15.4.069**

Amended 16 April 2018 – **Minute No 04/18313.5.89**

Amended 17 May 2021 – **Minute No 05/21.14.3.113**

OFFICER’S REPORT:

This Policy was previously reviewed in May 2021 and is therefore due for revision.

No amendments have been recommended to the policy.

STRATEGIC PLAN & ANNUAL PLAN:

Break O’Day Strategic Plan 2017 -2027 (Revised March 2022)

Goal

Infrastructure - To provide quality infrastructure which enhances the liveability and viability of our communities for residents and visitors.

Strategy

1. Be proactive infrastructure managers by anticipating and responding to the growing and changing needs of the community and the area
2. Work with stakeholders to ensure the community can access the infrastructure necessary to maintain their lifestyle
3. Develop and maintain infrastructure assets in line with affordable long-term strategies

LEGISLATION & POLICIES:

As identified in the policy.

BUDGET; FUNDING AND FINANCIAL IMPLICATIONS:

N/A

VOTING REQUIREMENTS:

Simple Majority



POLICY NO AM10 RESERVES MANAGEMENT POLICY

DEPARTMENT:	Works & Infrastructure
RESPONSIBLE OFFICER:	Manager Infrastructure and Development Services
LINK TO STRATEGIC PLAN:	To provide quality infrastructure which enhances the liveability and viability of our communities for residents and visitors.
STATUTORY AUTHORITY:	N/A
OBJECTIVE:	It is Councils objective to ensure that all its reserves whether used for general use or as sporting facilities are maintained to a high standard and are safe for all users.
POLICY INFORMATION:	Adopted 19 March 2012 – Minute No 03/12.15.4.069 Amended 16 April 2018 – Minute No 04/18313.5.89 Amended 17 May 2021 – Minute No 05/21.14.3.113

POLICY

1. INTRODUCTION

Council is committed to providing quality reserves for all residents and visitors to the Break O'Day Municipality to enjoy.

2. RESERVES CLASSES

All reserves are classed in accordance with the following criteria:

- Class 1 - High use reserves in towns with population above 250. Inspected every 3 months
- Class 2 – Medium use reserves in towns with populations below 250. Inspected every 12 months
- Class 3 – Low use reserves. Inspected every 12 Months.

3. MOWING INTERVENTIONS LEVELS

- Class 1 - Grass level greater than 50mm excluding daisies.
- Class 2 – Grass level greater than 100mm.
- Class 3 – Grass level greater than 200mm.

4. INSPECTION PROGRAM

An essential component of the management of Council's reserves is the regular and thorough inspections of all its individual reserves. The frequency of inspections will be determined by the reserve class. The following criteria will be used to inspect all reserves.

- **Lawn Areas**
 - Potholes



- Loose stones
- Broken glass
- Sprinklers
- Water ponding/Poor drainage
- Suitable coverage of the cricket pitch during football season.
- Line markings – safe distance between marked edge of ground and other structures such as seating, fencing, ditches etc.
- ***Walkways/Footpaths***
 - Lifting
 - Cracking
 - Exposed edges
 - Potholes
 - Excessive slipperiness
 - Trip hazards
- ***Trees & Shrubs***
 - Broken limbs
 - Hanging limbs
 - Raised/Exposed roots
 - Excessive leaning
 - Trunk rot or splitting
- ***Litter***
 - Around bins
 - Under shrubs
 - General areas
- ***Vandalism***
- ***Fencing***
 - Damage/Vandalism
 - Exposed nails
- ***Signage/Advertising***
 - Appropriate
 - Damage/Vandalism
 - Sharp edges
 - Finger holes

Sporting and other associations which use Council's reserves are required to undertake inspections prior to using Council facilities as outlined in individual lease agreements.

5. MAINTENANCE PROGRAMS

The type of maintenance carried out depends on what the reserves are used for.

Buildings or structures on Council reserves will be inspected and maintained through the building maintenance program.

- High use reserves (class 1) shall be inspected every 3 months It is the responsibility of all sporting organisations who use any reserve to do inspections before each game



played. Any maintenance issues arising from these inspections will be rectified as soon as practicable and any serious defects with a high priority should be fixed within 24 hours of finding the defect.

- Medium use reserves (class 2) shall be inspected every 12 months and defects from these inspections will be rectified as soon as practicable.
- Low use reserves (class 3) shall be inspected every 12 months and any defect arising from these inspections will be completed as soon as practicable.

6. ASSESSMENT OF SUITABILITY

Sports fields shall be assessed for suitability before each season or prior to the lease agreement being signed for a new lease. Each assessment will be done by Council staff in consultation with the sporting clubs.

Any signs erected, including advertising/sponsorship signage must first have planning approval from Council. All signage must be in clean tidy condition and free from sharp edges/protrusions and any finger entrapments. Signage will be included in the inspection regime and included in the lease agreement. These must be inspected by the lessee prior to each game.

7. GROUND MARKINGS

Ground markings are the responsibility of the organisation with assistance of Council supplying the correct line marking paint. Organisations must not use lime under any circumstance in marking lines as it is banned for this purpose.

Distances from fences shall be in accordance with the affiliated association's rules. For example different distances are required for different sports and are currently determined by national bodies for each sport rather than an Australian Standard. Council is to complete spot inspections to ensure that these lines stay at the correct distance and do not creep closer to fences, ditches or other structures.

8. USE OF RESERVES

Reserves are there to be used by everyone but must be controlled to maintain safety and enjoyment by all. Sporting and other organisations using Council's reserves on a regular basis will be required to enter into a lease agreement with Council. Organisations who wish to hold one off events on Council's reserves must hold their own public liability insurance and follow the guidelines set out by Council in the permit issued by Council.

9. MONITORING AND REVIEW

This Policy will be reviewed every three (3) years in line with the Council's Policy Framework or earlier in the event of major changes to legislation or related policies, procedures or if deemed necessary by the General Manager.

ACTION	DECISION
PROPONENT	Council Officer
OFFICER	David Jolly, Manager Infrastructure and Development Services
FILE REFERENCE	002\024\003\
ASSOCIATED REPORTS AND DOCUMENTS	Draft Policy – AM14 Mowing policy

OFFICER’S RECOMMENDATION:

That Policy AM14 Mowing Policy be accepted without amendment.

INTRODUCTION:

Council has a schedule for regular review of Policies and this Policy is now due for revision.

PREVIOUS COUNCIL CONSIDERATION:

Adopted 16 June 2014 – **Minute 06/14.12.6.165**

Amended 25 June 2018 – **Minute No. 06/18.13.5.135**

Amended 28 June 2021 – **Minute No 06/21.14.4.163**

OFFICER’S REPORT:

This Policy was previously reviewed in June 2021 and is therefore due for revision.
No amendments have been recommended to the policy.

STRATEGIC PLAN & ANNUAL PLAN:

Break O’Day Strategic Plan 2017 -2027 (Revised March 2022)

Goal

Infrastructure - To provide quality infrastructure which enhances the liveability and viability of our communities for residents and visitors.

Strategy

1. Be proactive infrastructure managers by anticipating and responding to the growing and changing needs of the community and the area
2. Work with stakeholders to ensure the community can access the infrastructure necessary to maintain their lifestyle
3. Develop and maintain infrastructure assets in line with affordable long-term strategies

LEGISLATION & POLICIES:

As identified in the policy.

BUDGET; FUNDING AND FINANCIAL IMPLICATIONS:

N/A

VOTING REQUIREMENTS:

Simple Majority



POLICY No. AM14 MOWING POLICY

DEPARTMENT:	Works and Infrastructure
RESPONSIBLE OFFICER:	Manager Infrastructure and Development Services
LINK TO STRATEGIC PLAN:	To provide quality infrastructure which enhances the liveability and viability of our communities for residents and visitors
STATUTORY AUTHORITY:	Nil.
OBJECTIVE:	The objective of this policy is to define Council's responsibility and property occupants' role in relation to the mowing of nature strips and roadsides in order to provide a safe, functional and aesthetically pleasing streetscape.
POLICY INFORMATION:	Adopted 16 June 2014 – Minute 06/14.12.6.165 Amended 25 June 2018 – Minute No. 06/18.13.5.135 Amended 28 June 2021 – Minute No 06/21.14.4.163

POLICY

1. INTRODUCTION

This policy outlines Council's position and the level of service regarding the mowing of nature strips in urban areas and roadsides in rural areas.

2. SCOPE

This policy applies to all Council controlled lands between property boundaries and Council controlled roads, including the built-up areas of Ansons Bay, Beaumaris, Binalong Bay, Cornwall, Falmouth, Fingal, Four Mile Creek, Mangana, Mathinna, Pyengana, St Helens, St Marys, Scamander, Seymour, Stieglitz and Weldborough.

3. DEFINITIONS

Mowing

Mowing is the act of cutting a lawn or grassed area to an even height, which may include edging, trimming and whipper snipping and where deemed necessary; herbicide spraying.

Nature Strip (Urban)

The area of land within a road reservation bound by a property boundary and the edge of a roadway.

The primary purpose of this land is the provision of service infrastructure corridors and to facilitate pedestrian movement alongside the roadway.

Roadside (Rural)

The area of land within a road reservation bound by a property boundary and the edge of a roadway.



The primary purpose of this land is to accommodate roadside stormwater drainage, road delineation (e.g. guideposts), directional and information signage and roadside infrastructure (e.g. telecommunications wiring). Mowing will improve the visibility of wildlife, roadside infrastructure, signage and other vehicles using the road.

4. ACCEPTABLE CONDITION OF NATURE STRIPS AND ROADSIDES

A nature strip should be maintained to a reasonable level of appearance. This usually translates to the regular mowing of grass throughout the year, in order to keep the nature strip aesthetically pleasing and conforming to the overall streetscape of our urban areas.

Rural roadsides should be maintained to ensure roadside drains function properly and to provide and maintain safe sight distance for motorists and other road users

5. COUNCIL'S RESPONSIBILITY REGARDING MOWING

Council will maintain urban nature strips and rural roadsides according to four (4) levels:

Level	Level Description	Service Level	Frequency
1	Urban Public Amenity	<p>Council will maintain nature strips adjoining or within:</p> <ul style="list-style-type: none"> Public reserve areas such as parks, gardens and playgrounds; Council facilities such as public buildings, recreation grounds and sports grounds; and Central business areas; 	Normally four (4) to six (6) weeks rotation dependent on growing season.
2	Urban Other Areas	<p>Council does not maintain nature strips in front of private, commercial and industrial properties, including government agencies.</p> <p>If there is genuine and demonstrated hardship based on medical evidence or financial constraints, residents may apply to the General Manager for intervention.</p> <p>Written submissions will be assessed according to the resident's individual circumstances.</p> <p>If approved, council will only mow four (4) times during a twelve month period.</p>	No maintenance unless otherwise approved by the Councils General Manager.
3	Fingal Rural Living Blocks	Council will slash nature strips in front of private properties under this exemption.	Maximum of twice in a 12 month period.



4	Rural Roads	Roadside slashing Class 1 roads being – <ul style="list-style-type: none"> • Major Rural Road (sealed) • Carries heavy commercial traffic • Vehicle count greater than 2000 vehicles per day • Major tourist destination or route. 	Six (6) months
		Roadside slashing Class 2 roads being – <ul style="list-style-type: none"> • Rural collector road sealed or unsealed • Carries heavy commercial traffic • Vehicle count between 1,000 and 2,000 vehicles per day with seasonal high traffic count. 	Twelve (12) months.
		Roadside slashing Class 3 roads being – <ul style="list-style-type: none"> • Rural collector or through road sealed or unsealed. • Minor tourist and commercial traffic. 	No maintenance unless there is an emerging safety risk.
		Roadside slashing Class 4 roads being – <ul style="list-style-type: none"> • Gravel surfaced rural road • Not a through road • Minor commercial traffic • Vehicle count less than 100 vehicles per day. 	No maintenance unless there is an emerging safety risk
		Roadside slashing Class 5 roads being- <ul style="list-style-type: none"> • Unformed road 	No maintenance.



		<ul style="list-style-type: none">• Minimal or no drainage• Basically no pavement• Poor alignment• Track in a road reservation	
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6. PROPERTY OCCUPANTS' ROLE REGARDING NATURE STRIPS

Traditionally, property occupants have maintained nature strips adjoining their properties. Council lacks adequate resources to effectively maintain these diverse areas, which taken together constitute a large and sparsely spread area of land.

As such, Council encourages and relies on the goodwill and established community expectation that property occupants' will maintain nature strips throughout our urban areas to a reasonable condition.

Property occupants' maintenance of nature strips not only benefits the adjoining properties, but also enhances the utility, attractiveness and value of the community as a whole.

7. MONITORING AND REVIEW

This Policy will be reviewed every three (3) years in line with the Council's Policy Framework or earlier in the event of major changes to legislation or related policies, procedures or if deemed necessary by the General Manager.

07/24.15.0 COMMUNITY DEVELOPMENT

07/24.15.1 Community Services Report

ACTION	INFORMATION
PROPONENT	Council Officer
OFFICER	Chris Hughes, Manager Community Services
FILE REFERENCE	011\034\006\
ASSOCIATED REPORT AND DOCUMENTS	Nil

OFFICER'S RECOMMENDATION:

That the report be received.

INTRODUCTION:

The purpose of this report is to provide Councillors with an update of various activities which are being dealt with by the Community Services Department.

PREVIOUS COUNCIL CONSIDERATION:

Provided as a monthly report – Council consideration at previous meetings.

OFFICER'S REPORT:

2024 - 2025 Programs and Initiatives

Community Services	2024-2025 Budget
Community Grants	30,000
Youth Services	8,000
Misc Donations & Events	7,500
School Prizes	1,000

Community Event Funding	
Seniors Day	3,000
Australia Day Event	5,000
Swimcart	1,000
St Helens Athletic Carnival	2,500
Carols by Candlelight	1,600
Australia Day Event (including Woodchopping)	15,000
Fingal Valley Coal Festival	2,000
Pyengana Endurance Ride -	500
St Helens Game Fishing Comp	2,000
Wellbeing Festival	3,500
Marketing Valley Tourism	2,500
Volunteer Week	2,500

Bay of Fires Art Prize	10,000
Bay of Fires Winter Arts Market –	4,000
St Marys Community Car & Bike Show	2,000
East Coast Masters Golf Tournament	2,500
International Disability Day Events	1,000
Mental Health Week	500
Barn Dance	2,000
Suicide Prevention	1,000
Pyengana Easter Carnival	1,000
Mannalargenna Day	2,500
Christmas Donations	6,000

Council Sponsorship	
Funding for BEC Directory	2,000
St Helens Marine Rescue	3,000
Business Enterprise Centre (BEC)	28,000
Welcome to Town Christmas Signs	1,500

Below are updates on current projects being managed by Community Services:

Reconciliation Action Plan (RAP)

The Working Group has had its first meeting with the team from Reconciliation Tasmania. At this meeting, a timetable was developed with all future actions mapped out. The process is currently over a 12-month period. There are a number of workshops and meetings that will be scheduled over many months and Council staff will be assisted by a member of the Reconciliation Tasmania team, but this project will be a big demand on staff resources.

Reconciliation Tasmania are assisting Council to:

- Understand the overall process, and planning and managing the RAP development process;
- Develop cultural competency and awareness within the RAP development working group;
- Develop our organisation's vision
- Drafting the RAP and navigating the review and approval process with Reconciliation Australia;
- Making initial contact and building relationships with relevant Aboriginal organisations;
- Develop a concept for the RAP artwork and approaching Tasmanian Aboriginal artists who may be interested in being commissioned to produce the artwork; and
- After the RAP has been launched, ongoing advice and assistance to implement the RAP actions.

Bay of Fires Master Plan

The Bay of Fires Steering Committee has invited those consultants who had previously lodged an expression of interest in the development of the Bay of Fires Master Plan to resubmit. A revised Brief has been provided as the Scope has changed to include Deep Creek and we wanted to ensure that they consulted with people with disabilities and disability advocacy groups to ensure that we

improve accessibility and inclusion to the area in which the Master Plan covers. This opportunity has arisen due to the State Government providing additional funding for this project.

Pump Track Project

Construction is progressing quickly with the bulk of the base earthworks and stormwater drainage complete. Formation of the track is well underway and accelerating as other members of the trail building team have joined the on-ground crew. Soil and chipped vegetation has been retained for landscaping works.

Community Events/Activities

Community Services staff have been working with community members in ensuring that all the great events listed below are able to go ahead. We thank the volunteers who put a lot of their time into organising these events so that the community and visitors to our area can enjoy what we have in our municipality.

Council staff worked in collaboration with COTA TAS and both Neighbourhood Houses in hosting the Long Table Lunch at St Marys on Wednesday 12 June 2024. The Long Table Lunch was an event to showcase that elder abuse is everyone's problem and by learning the signs and knowing how to help. The event was very well attended with over 95 people attending the lunch event. A big thank you to the Scamander Flower Club for providing the centre pieces for the tables and also to those who volunteered to assist us on the day.



Some feedback from the day:

On behalf of the St Marys Day Centre, we would like to thank you for such a lovely community event. The atmosphere was lovely, the food was great and everyone involved should be very proud of the coordination of the day.

I just wanted to write a quick note to thank you for a wonderful event today.
Our group thoroughly enjoyed it and we were blown away by the table settings, food and amazing helpers, front and in the kitchen.
Please pass along our heartfelt thanks.
You all deserve a medal. Wonderful 🙌🙌

From the 'Here We Are' group in Bicheno, Gill Swadling.

July 2024

- 5- Dance with me St Helens – Bendigo Bank Community Stadium
- 12- Dance with me St Helens – Bendigo Bank Community Stadium
- 13- New age caravans – St Helens Foreshore

August 2024

- 12 – International Youth Day (Amplify Youth Collective still deciding on activity)

Learner Driver Mentor Program

The program is running well, and the car servicing the St Marys area is working great with two mentors working together to get the car to St Marys and back in the same day. We have another new mentor starting this month who has a passion for teaching in the manual car. the program saw 2 learners receive their provisional license last month.

Total road hours – 67.5 Hours

Total Mentors - 11

Learner in car - 33

Waiting list – 3

Graduated – 2

Community Wellbeing Project

The Wellbeing Certificate continues to recruit participants and will commence on 15 July. There are still more places available and any support to promote and encourage participants is warmly welcomed.

The Wellbeing Collective met on 11 June to discuss project delivery and continue planning the Festival of Wellbeing for Thurs 10 October, and the Wellbeing Summit. Summit planning has been centred on deciding the best question and theme to be the centre of our community conversation on Friday 11 October.

Youth

The Amplify Youth Collective met on 11 June and Council staff will continue to support the collective to plan their future direction. Young people and their supporters are keen to be involved in this year's Festival of Wellbeing. The next Youth Collective meeting is due on 11 July and more young people will be supported to attend as this will fall within the school holidays.

Youth Connect North East Coast Tasmania (YCNECT) is operating in reduced capacity due to funding winding down for outreach programs, making the role of the Collective an important touchstone for youth stakeholders and a collective voice for advocacy and seeking future funding.

A Community Youth Commitment Statement drafted by Community Services, and reviewed and revised by youth stakeholders, is now hosted on Council's website. The statement recognises that as a community we can all play a role in supporting our young people to thrive. The statement invites everyone to reflect on their role in putting the commitment messages into action and to use this

shared vision as a foundation for the ways they work with, support, and provide services to young people in our community.

The Partnership Group (of which Council is a member) and the Youth Crew of the Live4Life Program each continue to meet regularly to progress their activities and guidance of the project.

Health and Wellbeing

The Health and Social Services Network met on Monday 17 June at Fingal Valley Neighbourhood House and online. Shandell Elmer of UTAS was the guest speaker who spoke about the current review of the Tasmanian Health Literacy Action Plan. We also met our new RFDS Mental Health Worker, Dale Hunter and heard updates from health and social service stakeholders. Minutes and e-news available.

Hub4Health management is ongoing and staff are seeking quotes from consultants to develop a Management Plan that is informed by community engagement and can revitalise the facility for the future.

STRATEGIC PLAN & ANNUAL PLAN:

Break O'Day Strategic Plan 2017-2027 (Revised March 2022)

Goal

Community - To strengthen our sense of community and lifestyle through opportunities for people to connect and feel valued.

Strategy

- Build community capacity by creating opportunities for involvement or enjoyment that enable people to share their skills and knowledge.
- Foster a range of community facilities and programs which strengthen the capacity, wellbeing and cultural identity of our community.

LEGISLATION & POLICIES:

N/A

BUDGET AND FINANCIAL IMPLICATIONS:

N/A

VOTING REQUIREMENTS:

Simple Majority

ACTION	INFORMATION
PROPONENT	Department
OFFICER	Development Services Coordinator
FILE REFERENCE	031\013\003\
ASSOCIATED REPORTS AND DOCUMENTS	Nil

OFFICER'S RECOMMENDATION:

That the report be received.

INTRODUCTION:

The purpose of this report is to provide Councillors with an update of various activities which have been dealt with by the Development Services Department since the previous Council meeting.

PREVIOUS COUNCIL CONSIDERATION:

Provided as a monthly report – Council consideration at previous meetings.

OFFICER'S REPORT:**KEY DEPARTMENT STRATEGIC OR OPERATIONAL MATTERS**

1. Department Staff attended Building Surveying CPD training.

PLANNING REPORT

The following table provides data on the number of applications approved for the month including statistical information on the average days to approve and the type of approval that was issued under the *Land Use Planning and Approvals Act 1993*:

	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	YTD	EOFY 2023 / 2024
NPR	1	5	2	2	1		1	2	6	3	4	1	28	
Permitted	0	1	7	6			5	4	3	4	1	2	33	
Discretionary	12	8	22	13	10	9	14	6	9	9	12	13	137	
Amendment	3	2	3	5	2	1	1	1		1	3	2	24	
Strata		1				1				3		1	6	
Final Plan	3	2	1			1					1	2	10	
Adhesion														
Petition to Amend Sealed Plan					1		1		1		1		4	
Boundary Rectification														
Exemption														
Total applications	19	19	35	26	14	12	22	13	19	20	22	21	242	284

Ave Days to Approve Nett *	19	19	24.33	24.75	26.92	50.83	35.22	21.53	18.68	30.4	30.33	33.71	27.89	
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* Calculated as Monthly Combined Nett Days to Approve/Total Applications

The following table provides specific detail in relation to the planning approvals issued for the month:

June 2024

DA NO.	LOCATION	DESCRIPTION	SECTION	Day to Approve Gross	Days to Approve Nett
101-2024 STRATA	St Helens	2 Lot Strata	STRATA	0	0
084-2023 AMEND 2	Scamander	Internal changes to increase ceiling height of living area, window/door alterations, removal of garage, drive material (concrete to compacted gravel and increase water tank size and window/door alterations)	S56	1	1
307-2022	Pyengana	Change of Use from Existing Dwelling to Shed and Construction of a New Dwelling	S57	382	169
095-2024	St Helens	Dwelling & Garage	NPR	9	2
083-2024	Akaroa	Construction of Dwelling & Shed	S57	37	35
020-2023	Cornwall	Dwelling & Crossover	S57	500	42
075-2024	Scamander	Dwelling	S57	49	30
070-2024	Scamander	Additional Use for Visitor Accommodation	S57	31	30
069-2024	Scamander	Dwelling, Secondary Residence & Shed	S57	41	41
046-2024	Stieglitz	Dwelling & Shed	S57	98	36
309-2022	St Helens	Retrospective Approval of Deck & Carport	S57	389	0
087-2024	Scamander	Dwelling & Shed	S58	39	5
088-2024	St Helens	Shed	S57	43	38
066-2024	Scamander	Additional Use for Visitor Accommodation	S58	69	24
113-2021 AMEND	Gray	Minor Amendments relate to Outbuilding with Upper Store - Roller Door moved from South wall to East Wall; Door added to North wall on ground floor; Aluminium sliding window on East wall removed; Removal of carport and East and West walls extended.	S56	28	28
013-2024	Four Mile Creek	Retrospective Approval of Wall	S57	45	45
238-2023	Mathinna	Shed	S57	85	70
047-2024	Stieglitz	Demolition of Dwelling & Shed, New Dwelling, Shed & Crossover	S57	106	47
044-2023	St Helens	Additions & Alterations to RSL Club Inc Signage & Carparking	S57	51	51
159-2020 FINAL 1 & 2	St Helens	Final Plan of Survey 1 & 2 - Lots 1-4, 31, 33, 34, 42-46 (11 Lots & 1 Road Lot)	FINAL	102	3
253-2022 FINAL PLAN	Scamander	2 Lot Subdivision	FINAL	11	11

TOTAL 21

Denotes Applications Requiring a Planning Authority Decision due to representations being received.

Strategic Planning Projects in the 2023/2024 financial year

Description	Percentage Complete	Current Update
Low Density Residential Review - Review land area within the Low Density Residential Zone and quantify impact of State Planning Policy in relation to minimum lot size on supply.	50%	No progress has occurred in the last 3 months due to a focus on other activities. In the first 6 months vacant residential land within the Low Density Residential Zone has been investigated for the St Helens area and surrounds. An overlay has been incorporated into Council mapping software showing vacant residential land in St Helens, Binalong Bay, Stieglitz, Akaroa, Beaumaris, Scamander, St Marys, Falmouth and Fingal. This will be further refined and scrutinised.
Scamander/Beaumaris Township Structure Plans - Commence process for a detailed examination of the structure of this area to address growth which is occurring.	50%	Only minor progress has been made with this item over the last 3 months. A report was prepared and presented to Council at its Workshop on Monday 2 October 2023. Council instructed Development Services to progress the preparation of a Project Brief to further this body of work and to discuss with the State Planning Office opportunities for funding contributions. The State Planning Office and Council staff are working towards a final brief
Break O'Day Council Land Use Strategy 2015 - Review Strategy including progression of recommendations applicable to the Low Density Residential and Rural Living Zones.	50%	Minor progress over the last 3 months with development assessment activities taking precedence. Review of the Land Use Strategy has been completed. Review of Low Density Residential land has commenced. Review of Rural Living Zone has not yet commenced as there are substantial modifications to the LPS within this zone. Any review will need to consider these zone changes
Vacant Residential Land - Complete a comprehensive review to gain an understanding of life cycle of current lots and development trends.	50%	This project work aims to take the vacant residential land investigation one step further to understand how vacant land is being held in the municipality in order to consider the true availability of residential land in the municipality for development. Some data collection has commenced and is scheduled for further work in early 2024.
State Planning Policy - Participate in review of State Planning Policy by providing comments associated with the review of Regional Land Use Strategy (RLUS), State Planning Provisions and State Planning Policies	50%	Council Staff have volunteered to participate of several working groups which aim to conduct review of higher priority State Planning Policy. Council staff are also actively involved in the review of the Regional Land Use Strategy which has key linkages to Council's strategic priorities.
Regional Land Use Strategy - Actively participate in and support the review of the	75%	Participation in the review of the Regional Land Use Strategies continues. The strategic work being undertaken, including a proposed

Northern Tasmania Regional Land Use Strategy.		Scamander/Beaumaris Structure Plan, will feed into this process. A report on the Scamander Beaumaris Structure Plan has been presented to a Council Workshop (October) and Council has directed Development Services to progress this work. The State Planning Office has progressed the review of the framework with the release of Regional Planning Framework Consultation Report – Summary of submissions . A report is presented to Council separately. At the same time or shortly after the State Government will commence the review of the existing regional land use strategies. The work we are doing will feed into this process.
Local Provisions Schedule (LPS) - Progress the Approval of the LPS in accordance with requirements of the Tasmanian Planning Commission, and subsequent implementation actions once approved. The Approval of the LPS in accordance with requirements of the Tasmanian Planning Commission, and subsequent implementation actions once approved.	100%	The Tasmanian Planning Commission has approved the latest suite of modifications, the process is now finalised.
Industrial Land Use Strategy	50%	Data capture exercise and Initial draft report has been completed. Council Officers will prepare a report for Council consideration in a future meeting.

BUILDING PROJECTS REPORT

Projects Completed in the 2023/2024 financial year

Description	Location	Updates
New Lighting Towers	St Helens Sports Complex – Football Oval	Completed September 2023
Kitchen Upgrades & Renovations	Scamander Sports Complex	Completed September 2023
St Marys Waste Transfer Station Additions	St Marys Waste Transfer Station	Completed September 2023
Sports Floor Replacement & New Backboard	Bendigo Bank Community Stadium	Completed October 2023
Replacement of Signage & Repainting	Service Tasmania	Completed November 2023

Projects ongoing – Capital Works Program (Includes carried over projects previous financial years)

Description	Location	Updates
Building upgrades	St Marys Railway Station	<ul style="list-style-type: none"> Repainting identified as priority which has now commenced.
Old Tasmanian Hotel Site – New Community Shed	20 Talbot Street, Fingal	<ul style="list-style-type: none"> Works progressing as planned; Expected completion in August 2024
St Marys Indoor & evacuation Centre	St Marys Sports Complex	<ul style="list-style-type: none"> Works are progressing as planned; Expected Completion is December 2024.
External Repainting & new signage	Council Chambers	<ul style="list-style-type: none"> Repainting underway, nearing completion and expected to be completed prior to end July 2024.
New Toilet Addition & Further Design work	Scamander Sports Complex	<ul style="list-style-type: none"> Toilet addition regulatory approvals have been obtained; Works scheduled to commence Mid July 2024 and estimated to be completed in November 2024. Further design work scoping to be determined in consultation with community.
Air-conditioning upgrades & completion of external painting	Council Office	<ul style="list-style-type: none"> Finishing external repainting, signage upgrades & air-conditioning upgrades.

Approved Capital Works Program – Current & Previous Financial Year - not yet started

Description	Location	Updates
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Repair Render & Repaint Front Fascade	Portland Hall, St Helens	<ul style="list-style-type: none"> • Works scoping to be conducted.
Re-Roof and Weatherproofing of athletics building	St Helens Sports Complex	<ul style="list-style-type: none"> • Next phase of works pending outcomes of St Helens Sports Complex Masterplan consultation.
Community Consultation, Design & Development Approval Phase – Public Toilet	Falmouth Township	<ul style="list-style-type: none"> • Community engagement phase to commence as priority in conjunction with consultant designer.
Internal Alterations – Design only.	Falmouth Community Centre	<ul style="list-style-type: none"> • Community engagement phase to commence as priority in conjunction with consultant designer.
Demolition & Construction of New Public BBQ Facility and Associated work	Village Green, Binalong Bay	<ul style="list-style-type: none"> • Community Consultation nearing completion; • Community feedback to be reviewed and recommendation to be provided to Council.
Community Consultation, Design & Development Approval Phase – Public Toilet Replacement	Memorial Park, St Helens	<ul style="list-style-type: none"> • Community engagement phase to commence as priority in conjunction with consultant designer.
New Water Refill Stations	Various Locations, including Memorial Park	<ul style="list-style-type: none"> • Locations to be confirmed.
Small storage shed & Security System installation	St Marys Sports Centre	<ul style="list-style-type: none"> • Quotations being sourced from Councils Security contractor; • Store Shed consultation to be undertaken with committee

The below table provides a summary of the building approval issued for the month including comparisons to the previous financial year.

Building Services Approvals Report

June 2024



No.	BA No.	Town	Development	Value
1.	2023/00037	Binalong Bay	New Dwelling	\$800,000.00
2.	2023/00084	Scamander	New Dwelling, Deck & Shed	\$200,000.00
3.	2023/00176	Scamander	New Dwelling, Deck, Shed with Amenities, Carport & Paved area	\$256,000.00
4.	2024/00055	St Helens	Addition - Deck & Veranda)	\$20,000.00
5.	2023/00267	Stieglitz	New (Shed & Boat wash) & Alterations (Dwelling)	\$35,000.00
6.	2024/00089	St Helens	New Shed	\$26,000.00
7.	2024/00027	St Helens	Alterations - Beer Garden & Opening	\$30,000.00
8.	2024/00099	St Helens	Change of Use & Alterations (Garage to bedroom with Ensuite)	\$35,000.00
9.	2024/00067	Scamander	Alterations & Additions (Dwelling)	\$100,000.00
10.	2023/00251	Beaumaris	New Enclosed pool house, pool & amenities	\$490,000.00
11.	2019/00139 – STAGE 2	Falmouth	Plumbing only approval (stage 2) – Onsite wastewater installation	N/A

ESTIMATED VALUE OF BUILDING APPROVALS FINANCIAL YEAR TO DATE	2022/2023	2023/2024
	\$32,305,743.00	\$29,083,209.00

ESTIMATED VALUE OF BUILDING APPROVALS FOR THE MONTH	MONTH	2023	2024
	June	\$2,105,500.00	\$1,992,000.00

NUMBER BUILDING APPROVALS FOR FINANCIAL YEAR TO DATE	MONTH	2022/2023	2023/2024
	June	198	173

ENVIRONMENTAL REPORT

Description	Updates
Dog Management	<p>Council is considering community feedback and submissions on the Draft Revised Dog Management Policy, including an analysis the input to prepare a final revised Policy. Community views were divergent but spread fairly evenly between dog, public safety and wildlife interests. To ensure Break O'Day has consistent rules for dog access particularly to beaches, consultation with the Parks and Wildlife Service may delay new dog zones being declared. Current dog zones remain in force.</p>  <p>The Break O'Day shorebird working group met and will work towards formalising the collaboration by community groups, PWS and Council, for dog management and other issues.</p>
Drought Resilience	<p>A number of federally funded 'drought' and 'resilience' themed programs are running in the state. Tasmanian Leaders are offering another community-leaders development short course in September.</p>  <p>Drought Resilience Plans are being prepared for all three regions and the NRM Facilitator is part of the advisory group for the northern plan, which met recently. This 'Drought Ready' program will follow up with funding to start implementing plans next year. Themes emerging for the Plan include Flourishing Communities, Prosperous Local Economies, Resilient Landscapes, and Resilient Built Environment. Break O'Day's Wellbeing program has been identified as a possible case study for success.</p>
Community Awareness and Engagement	<p>Organising of the annual <i>Irapuna Community Weekend</i> series of beach walks for 2024 is underway and again as of National Science Week in August. Council is providing logistical support to this Wildcare community event, with Parks and Wildlife Service, Tasmanian Walking Company, Tasmanian Aboriginal Land Council, and Ansons Bay community groups. The walks to help clean-up sea spurge and marine debris from 60km of coastline will be on 16-18 August and 24 August.</p>
Climate Change	<p>The Northern Tasmania Alliance for Resilient Councils has produced a Council Carbon & Energy Footprint draft report covering energy consumption and emissions from 2019 to 2023. The reporting program involves all northern</p>

councils. It will provide a baseline for Council to use the carbon emissions accounting tools and experience behind the reports to monitor current energy use and emissions and inform actions by Council to reduce its carbon emissions and energy costs.

Immunisations

The *Public Health Act 1997* requires that Councils offer immunisations against a number of diseases. The following table provides details of the rate of immunisations provided by Council through its school immunisation program.

MONTH	2023/2024		2022/2023	
	Persons	Vaccinations	Persons	Vaccinations
July - December	19	20	60	64
January - June	153	154	54	54
TOTAL	172	174	114	118

Sharps Container Exchange Program as at 4 July 2024

Current Year	Previous Year
YTD 2023/2024	YTD 2022/2023
84	79

STRATEGIC PLAN & ANNUAL PLAN:

Break O'Day Strategic Plan 2017-2027 (Revised March 2022)

Goal

Environment – To balance our use of the natural environment to ensure that it is available for future generations to enjoy as we do.

Strategy

- Ensure the necessary regulations and information is in place to enable appropriate use and address inappropriate actions.
- Undertake and support activities which restore, protect and access the natural environment which enables us to care for, celebrate and enjoy it.

LEGISLATION & POLICIES:

N/A

BUDGET; FUNDING AND FINANCIAL IMPLICATIONS:

N/A

VOTING REQUIREMENTS:

Simple Majority

ACTION	DECISION
PROPONENT	Council Officer
OFFICER	Development Services Coordinator
FILE REFERENCE	DA159-2020
ASSOCIATED REPORTS AND DOCUMENTS	Nil

OFFICER’S RECOMMENDATION:

That Council approve the use of the name “Lynda Place” for the cul de sac currently un-named off Annabel Drive, St Helens (Subdivision Reference – DA159-2020)

INTRODUCTION:

The provision of official street names and property numbering is important to ensure quick and correct property identification for private, commercial and emergency purposes and enable connections to be made to reticulated service systems.

PREVIOUS COUNCIL CONSIDERATION:

Nil

OFFICER’S REPORT:

The Developer has recently completed stages 1 and 2 of the subdivision and has requested the official name “Lynda Place” be assigned to the cul de sac running east/west off the southern end of Annabel Drive, St Helens approved under DA 159-2020 (see snippet below of approved subdivision plan).



A search of the Placenames Tasmania website has indicated that there are no other instances of “Lynda” in the north of Tasmania, only “Linda Vale Road” at Pyengana. A representative from Placenames Tasmania has indicated that this name should be acceptable.

Therefore the recommendation to Council is to approve the use of the name Lynda Place as requested by the Developer.

STRATEGIC PLAN & ANNUAL PLAN:

Break O’Day Strategic Plan 2017-2027 (Revised March 2022)

Goal

Infrastructure - To provide quality infrastructure which enhances the live ability of our communities for residents and visitors.

LEGISLATION & POLICIES:

N/A

BUDGET AND FINANCIAL IMPLICATIONS:

Provide and erect street sign - approximately \$100.00.

VOTING REQUIREMENTS

Simple Majority

ACTION	DECISION
PROPONENT	Officer
OFFICER	NRM Facilitator, Polly Buchhorn Executive Officer, Jayne Richardson
FILE REFERENCE	003\003\014\
ASSOCIATED REPORTS AND DOCUMENTS	Dog Management Policy Review 2024 – Consultation Report Proposed Revised Dog Management Policy – July 2024

OFFICER'S RECOMMENDATION:

That Council adopt the revised *Dog Management Policy 2024* including dog zones (Declared areas), having considered public submissions on a draft and noting the Declared areas it identifies are subject to the Parks and Wildlife Service agreeing to authorise the same on Reserves they manage.

INTRODUCTION:

The *Dog Management Act* requires Council to consider all submissions before deciding on a revised Policy and making Declared areas. Council has reviewed and considered input received in 77 submissions from the community and stakeholders on its Draft Revised Dog Management Policy.

PREVIOUS COUNCIL CONSIDERATION:

Council reviewed and considered public submissions it received and discussed a final revised Policy, at its July Workshop.

Council Meeting 24 June 2024

06/24.16.2.395 Moved: Clr Chapple / Seconded: Clr Wright

That Council receive the report on public submissions on the *Draft Revised Dog Management Policy May 2024*.

CARRIED UNANIMOUSLY

04/24.16.2.350 Moved: Clr K Chapple / Seconded: Clr K Wright

Council adopt the draft *Revised Dog Management Policy 2024*, including intended Declared areas, and invite community comment and submissions on the draft.

An amendment was moved:

04/24.16.2.351 Moved: Clr L Johnstone / Seconded: Clr J Drummond

Council adopt the draft *Revised Dog Management Policy 2024*, including intended Declared areas, and invite community comment and submissions on the draft, with an amendment to include Templestowe Beach, Seymour as an on lead area.

CARRIED UNANIMOUSLY

The amendment becomes the motion

CARRIED UNANIMOUSLY

Council Meeting 17 December 2018

12/18.15.5.315 Moved: Clr G McGuinness / Seconded: Clr J Drummond

1. That Council adopt the amended and revised Dog Management Policy 2018.
2. That Council declare the Declared Areas in the revised Dog Management Policy 2018, to apply for a period of six (6) years, in accordance with the Dog Control Act 2000.

CARRIED UNANIMOUSLY

OFFICER'S REPORT:

Council called for submissions in late April on the *Draft Revised Dog Management Policy 2024*, which comprised the current Dog Management Policy and Declared areas with several 'draft revisions' Council proposed. That community input and a Consultation Report, analysing all submissions and the range of agreement or disagreement, views and suggestions, has been reviewed and considered by Council to identify revisions and draft a final *Dog Management Policy 2024*, including Declared areas.

A copy of the Consultation Report and a *Proposed Revised Dog Management Policy 2024* is attached to the Meeting Agenda. The Consultation Report and subsequent revisions Council considered at its July Workshop was also shared with the Parks and Wildlife Service.

Council must collaborate with the Parks and Wildlife Service to review its Policy. To mediate public demand for dog access to reserves with the PWS, Council relies on the PWS to represent the wildlife conservation objectives for Reserves they are responsible for. The Policy has for many years been successful with collaborative agreement with PWS on consistent rules for dog access and management in Break O'Day by Council and PWS, including this regular review with community input, which is required by the Tasmanian *Dog Control Act*.

Since the Parks and Wildlife Service (PWS) manages National Parks and Reserves for legislated objectives and must authorise any dog access under their regulations, Council's role also supports community engagement in providing dog access to Reserves. At the same time this means the community and Council must consider input from the PWS on the legislated nature conservation and recreation objectives and management of Reserves they are responsible for.

Weighing-up community and stakeholder input

A semi-qualitative analysis of submissions was used for the Consultation Report to support an unbiased consideration of input Council received. Both the relative numbers for and against the Policy provisions and dog zones and the merits of submitters arguments are important for determining the Policy provisions and dog zones that will balance community views on achieving the Objective of the Dog Management Policy:

Council aims to achieve a balance between the reasonable expectations of dog owners and the community. Dogs and their owners shall have the opportunity to enjoy what the Break O'Day Municipality has to offer them, whilst safety and amenity for the community are maintained and wildlife are protected from harm.

In this 2024 review, dog owners have sought good and more opportunities to enjoy life in Break O'Day with their companion animals. Others (and some dog owners) have expressed their concerns for safety and health threats from dogs in public places. Shorebirds and other wildlife do not get to make submissions, their advocates in the community however have made strong arguments based on long-run data on the presence, global significance and declining numbers of shorebirds, obligations in law to protect them from harm (many are listed threatened species), and insights into disturbance threats, which include dogs.

Much public input on this draft has raised issues with compliance and enforcement effort, signage, and information and education efforts. Input on these 'implementation' matters for the Policy is welcome. Apart from the Code for responsible dog ownership in the Policy calling on Council and the community at large to play a role in application of the Policy, funding and operations to implement the Policy are not something for it to provide.

A revised Dog Management Policy

After considering at its July Workshop the submissions it received on the *Draft Revised Dog Management Policy* in April/May and consulting with the PWS, Council has identified changes, for a final updated Policy and Declared areas, which are listed in the following table.

Consultation with the PWS however is not complete. While details have been well exposed and discussed at a regional level with the PWS, authority and in particular for a decision to authorise dog access to Reserves (consistent with the Declared areas Council intends to make) resides at a state level in the Tasmania Parks and Wildlife Service.

Council can adopt as 'policy' the Declared areas it intends to make under the *Dog Control Act*. And await agreement and confirmation from PWS that it will authorise the same on its Reserves, before publishing a public notice that would formally make and bring in to force the Declared areas under the *Dog Control Act*.

Draft revision -consulted on (With reference to sections of the Policy)	Policy changes – recommendations reflecting consultation input for discussion
Policy purpose and principles (Objective & Sec. 2)	<i>Adopt.</i> Objectives and Code of Responsible Dog Ownership are generally supported around the views from the three perspectives of dogs, community safety and wildlife being. Compliance, enforcement and signage raised as concerns for their achievement.
New dog zones map using areas with boundaries, translated from linear	<i>Adopt</i> interpretation of existing Declared areas and new ones, with alterations (see below) to specific dog zones and locations proposed. New map was well received.

coastal dog zones. (Sec. 3 & maps)	
Off Lead beaches (Sec 3.1.1) Retained apart from minor extensions to Steiglitz Beach (east) and Mariposa Beach. For dog exercise and wellbeing, while protecting public health & safety and wildlife.	Off Lead beaches are viewed as a privilege and opportunities for dogs and owners that is traded-off against their compliance to protect other areas <i>Adopt</i> suggestion for Ansons Bay, moving boundary 25m south of boat ramp for safety reasons <i>Adopt</i> Stieglitz and Mariposa extensions – some input against, supported by PWS <i>Re-declare</i> other existing Off Lead areas, and include Chain of Lagoons in Policy list. <i>Do not adopt</i> suggestions (various) on Dianas–Steeles Beach coastline, Scamander (south), Four Mile Creek
Dog Exercise Parks (Sec 3.1.2, 3.1.3, 3.2) Includes new proposed dog parks at St Marys. For dog exercise and wellbeing.	<i>Adopt</i> both strongly supported St Marys areas (intent to develop facilities, then Declare them) <i>Re-declare</i> St Helens Exercise and Training areas.
On Lead areas (Sec. 3.3.1) For reasons of public health & safety and to protect wildlife.	On Lead beaches are viewed as a privilege and opportunities for dogs and owners that is traded-off against their compliance to protect other areas. <i>Adopt</i> Margerys Corner beach extension (supported by PWS) Change dog access to rockpools at Boat Harbour Point (Binalong Bay), swapping zoning of two currently On Lead with the outer one (currently seasonally Restricted) <i>Adopt</i> at Falmouth and Four Mile Creek inclusion of Council reserves <i>Do not adopt</i> new On Lead area for Seymour wetlands and Templestowe Beach (not supported by submissions and PWS) <i>Adopt</i> Poimena day use area On Lead (requested by PWS).
Restricted beaches (Sec. 3.3.2) With seasonal restrictions for public health & safety reasons and to protect wildlife.	<i>Adopt</i> changes to Taylors Beach and Scamander River mouth bird refuge areas (supported by PWS. Would also support the Scamander bird refuge being Prohibited - raised by other submissions.) <i>Re-declare</i> other current seasonally restricted beaches.
Dog swims provision in On Lead areas (3.3.3)	<i>Do not adopt</i> the dog swims proposal. (PWS strongly opposes the proposal.) Acknowledging the benefit of ‘dogs swims’ for dogs and their owners It would however create significant safety risks for other people and dogs and threaten wildlife It is also impractical to interpret, enforce and comply with, over a very wide area, and dog owners would be more likely to make poorer choices.

<p>Restricted - other dog-prohibited areas (Sec. 3.3.4) For public health & safety reasons and to protect wildlife.</p>	<p><i>Adopt</i> St Columba Falls, MTB Trails prohibited areas (supported by PWS) <i>Adopt</i> St Helens Aerodrome <i>Make</i> current Restricted Boat Harbour Point rockpool On Lead, and the two rockpools on its Skeleton Bay side seasonally Restricted instead, for public health & safety reasons <i>Re-declare</i> other existing restricted areas at St Helens Wharf and Recreation Grounds, and provision applying to other sports grounds in the municipality.</p>
<p>Prohibited areas (Sec. 3.4) Areas containing sensitive wildlife habitat. Includes several new areas adding to current areas.</p>	<p><i>Adopt</i> additions at Dianas Basin and in Georges Bay at Stockyard Flats, Dora Point and Humbug Point Nature Recreation Area (supported by PWS) <i>Make</i> Prohibited Moulting Bay shores from Sams Spit (Public Reserve) to Tuckers Arm (Humbug Point NRA) excluding the camping area <i>Make</i> Prohibited the Seymour wetlands and Templestowe Beach (Conservation Area), instead of the 'On Lead' proposed (supported by PWS) <i>Do not adopt</i> suggestions for additional Prohibited areas at Scamander River mouth and other seasonally Restricted beaches - until they can be clarified and the need discussed in the community and with PWS <i>Adopt</i> the temporary wildlife protection provision.</p>
<p>Policy Notes Declared areas (map) and Policy are not the only regulation of dogs in Break O'Day (Sec. 1) In a 'On Lead' area (incl. 'built-up areas') the Act stipulates leads no longer than 2m long (Sec. 3.3).</p>	<p>Include the policy information notes. It is not practical or legally credible to include in the policy and its maps all regulations that apply to dogs in the municipality, many of which Council does not control.</p>

The attached Proposed *Revised Dog Management Policy – 2024* includes these changes and some minor edits and corrections to the earlier draft revised version. It also includes a note regarding the Declared areas in the Policy document being contingent on PWS agreement and publishing of a public notice to bring them into force. The existing dog zones in Break O'Day will continue to apply until then.

Additional issues from consultation for the future

Implementation of the Policy (enforcement, signage, education/information) is an on-going issue for the next five years, and challenge for Council to attend to and in collaboration with the PWS and community partners. The new Declared areas for example will, when in force, require new regulatory signage to be installed.

Some other issues and ideas were raised in the consultation, and some are on-going ones. These will be considered over next five years and for the next policy revision.

- Off Lead opportunities in Binalong Bay area
- Dog exercise park facilities and opportunities - Scamander and other townships. And new special needs and provisions for dogs such as greyhounds
- Investigate safe controls and possible specific locations (zones) where dogs might enjoy a swim off lead, under effective control and safely for others
- Suggestions and community support for Prohibited areas to protect particularly sensitive shorebird habitat at Scamander River mouth and other seasonally Restricted beaches and locations
- Seasonal nesting patterns of nesting shorebirds and an earlier start to seasonal restrictions (currently 1 October) designed to increase their breeding success
- Monitoring of responsible dog ownership, community health and safety and threatened and migratory wildlife, to evaluate achievement of the Policy's objectives.

STRATEGIC PLAN & ANNUAL PLAN:

Break O'Day Strategic Plan 2017 – 2027 (Revised March 2022)

Goal

Environment - To balance our use of the natural environment to ensure that it is available for future generations to enjoy as we do.

Strategy

1. Ensure the necessary regulations and information is in place to enable appropriate use and address inappropriate actions.
4. Recognise and alleviate the issues and risks to the environment from our use, and the risk to us from a changing environment.

Break O Day Annual Plan 2024 – 2025

Key Focus Area:

Land and Water Management - Develop and implement strategies and activities that prevent land degradation and improve water quality within our rivers, estuaries and coastal areas.

Actions:

3.3.1.5 Dog Management - Review Dog Management Policy collaboratively with Parks & Wildlife Service, interest groups and the community and continue implementation.

LEGISLATION & POLICIES:

Dog Control Act 2000

(Including amendments in 2019, after Council's current Policy was made).

National Parks and Reserves Management Act 2002

BUDGET; FUNDING AND FINANCIAL IMPLICATIONS:

Council's operational budget provides for the Policy review.

When adopted, the revised policy will have financial implications as changes to Council's Declared areas will require new signage for them to be produced and installed, which is required by the *Dog Control Act*.

Changes to the Policy provisions and Declared areas would also have implications for Council expenditure on education and information and enforcement operations.

VOTING REQUIREMENTS:

Simple Majority



Break O'Day
COUNCIL

Dog Management Policy Review Consultation Report



Version: 1 – Date: July 2024

from the **mountains** to the **sea** | www.bodc.tas.gov.au

Introduction

Council reviews its Dog Management Policy every five years and has consulted stakeholders and the community input on a draft revision of the current Policy and dog zones (Declared areas).

The Dog Control Act 2000 requires Council to have a Dog Management Policy, review it regularly and, consult the community and stakeholders on the Policy and Declared areas, which it can also make under the Act.

This report aims to support Council's consideration of community and stakeholder input on the draft revised policy and a final revised Dog Management Policy and dog zones (Declared areas) that it will make under the Act. It outlines the consultation process undertaken for the 2024 review and provides an analysis of submissions received to be considered in the final Dog Policy and Dog zones.

The draft policy consultation follows on from previous comments and suggestions from the community on Council's current Policy as well as discussions and input from the Parks and Wildlife Service, Birdlife Tasmania and other interest groups and stakeholders.

Aims of Consultation

1. Give community and stakeholder groups from all points of view and interests across the community the opportunity to have their say to ensure equal access and say in making of the Policy by Council.
2. To balance the reasonable expectations of dog owners and the community in the Dog Policy; providing for dogs and their owners whilst public health, safety and amenity are maintained, and wildlife are not unduly harmed.

Preparing for the Dog Management Policy Review

Changes to the Dog Zone Mapping

How the dog zones are defined has been an underlying change for this updated Policy. To remove ambiguity around the extent of the linear coastal dog zones, these were translated into two dimensional areas with boundaries.

Since these coastal dog zones in particular are on Reserve managed (including regulation of dog access) by the Parks and Wildlife Service (PWS) they were closely involved in developing the new 2D dog zones map. At the same time this was an opportunity to consider changes PWS and Council had in mind from their work with the Break O'Day Shorebird working group as well as community suggestions.

Substantial changes from the previous Policy.

The revised policy is based on and follows the current one. Substantive differences include;

- Linear coastal dog zones translated into 2D areas with boundaries
- Off Lead beaches generally extend inland to edge of dune area, but keeping dogs leashed down access tracks to the beach proper
- Several new areas Prohibited to dogs: MTB Trails (20m corridor and trailheads, except at Blue Tier), St Columba Falls, Dora Point/Humbug NRA, St Helens Aerodrome, Dianas Basin
- Margerys Corner beach to Dog On Lead next to shacks
- Consider a 'dog swims' provision for On Lead areas
- Stieglitz Off Lead beach extended a short distance to public access track at Akaroa end
- Adjust southern boundary of Scamander seasonal bird refuge and provide for 'wet sand' beach transit north/south
- Future Off Lead exercise area on St Marys Railway Station reserve and retained previous plan at St Marys Sports Grounds
- Dog On Lead extended at Falmouth and Four Mile Creek to include Council reserves
- Mariposa Off Lead beach extended southward a short distance
- Seymour wetlands Dog On Lead
- Denison Rivulet dog zones coordinated with Glamorgan Spring Bay Council
- Policy clarifications: Declared areas (map) are not the only regulation of dog access in the municipality; requirement in Act for in a '2m lead' in 'built-up area' or Declared Dog On Lead area; and provision for temporary Prohibited areas for wildlife protection.

Community Engagement Process

The community engagement for this project was conducted in three phases:

Phase 1: Feedback and Engagement since the last Policy review

Since the last Policy update in 2018, we have received occasional community requests and feedback on how dog management in Break O'Day is going and requests for change. For example, requests for an alternative off lead area at Ansons Bay from community members and for a dog exercise park at St Marys.

A Community Workshop was held at the St Marys Hall on 21 February to hear from the community their ideas and feedback for an off-lead dog exercise area in St Marys. This was promoted with a poster, sent to the St Marys Township Email Database, St Marys Sports Complex and St Marys Dog Group as well as being shared on Council's Facebook page and January Newsletter. Approximately 10 people attended the session which included members from the St Marys Dog Group.

There were also suggestions for an alternative off lead area at Ansons Bay which was discussed during the Township Plan review. Residents and Council Officers discussed and investigated a suggested new location with the Ansons Bay Group.

Council has also been part of a Shorebird Working group which formed after 'implementation' of the previous Policy. Involved in the group are community shorebird advocates including; NE Bioregional Network, Hooded Plover Guardians, Seymour Community Action Group, the Parks and Wildlife Service, Break O'Day Council and NRM North. This policy review has been informed by the very good work of this group and their views for improving responsible dog ownership and the survival of shorebirds.

Phase 2: Broader Community Engagement

Engagement platforms in phase 2 for making a formal submission included an online survey/questionnaire as well as formal submission in writing to Council.

The online survey was designed to focus feedback on specific elements of the Draft Revised Dog Management Policy. Written submissions allowed people to respond from their own perspective to the draft revised policy and dog management.

Promotion of Engagement Opportunities

A Public Notice was published on 24 April in the Examiner newspaper announcing the Draft Revised Dog Management Policy and inviting submissions. Submissions were received until 14 May 2024, in accordance with the Dog Control Act.

The draft revised dog policy and opportunity to comment on it was promoted in the following ways;

- Council's facebook page
- Council's website
- Council's newsletter
- Direct email to previous submitters and contacts from past Dog Management Policy Review
- Email to newsletter database (approx. 600 community members)
- Media Release which was picked up by the Examiner and Valley Voice

Dog Management Policy Review Survey Report

4

There were 74 responses to the online survey. The survey questions were not mandatory and could be skipped, so not all respondents answered every question with 11 of 74 responders answering none of the questions (beyond their name and contact details).

We received 14 written submissions, all by email. They were variable with some very extensive with attachments to support their comments, and others brief and specific.

Assessment Process

To assess the community input received Council's NRM Officer and Executive Officer read and reviewed all submissions (88 in total) made through the online survey and written submissions. Submissions were also provided to Councillors prior to the development of this report as de-identified as possible.

Survey

The online survey platform recorded the numbers of responses that agreed or disagreed with questions on parts of the policy, and this is reported here. Respondents could also provide detailed comments on their response to these distinct questions. Common themes in these comments were identified, and summaries by theme for comments on each question have been provided. Typically, around a third to a half of those who answered the initial agree/disagree question went on to make further comments on their views about the part of the policy being addressed.

Written Submissions

The written submissions were reviewed and summarised individually and to identify what they supported or wanted different in the draft revised policy. These summaries were used to also relate the written submissions to the survey questions (agree/disagree and comments), to enable all submissions to be assessed on a common platform. The summaries of the written submissions are also available to Council to be considered in their own right.

Combined Assessment

The 14 written submissions were included with the online survey responses using the summaries, to give a total of 88 submissions in the online survey platform and framework. Collating all responses together allowed us to gain an understanding of all the community input and views holistically. Common themes for each question were applied to the text of the 'comments' questions (described above) and used to summarise comments by theme.

The relative numbers and the narratives of support, or not, of the different proposed policy provisions are intended to inform consideration of where the balance lies in the views of the community and stakeholders. The merits of their different arguments also need to be considered.

Findings

Questions 1 and 2: Name

This question recorded the respondents first and last name. This question was answered by 65 respondents doing the survey online and could be skipped if respondents wanted to remain anonymous (9 were).

Question 3. would like to be added to our email list for this project?

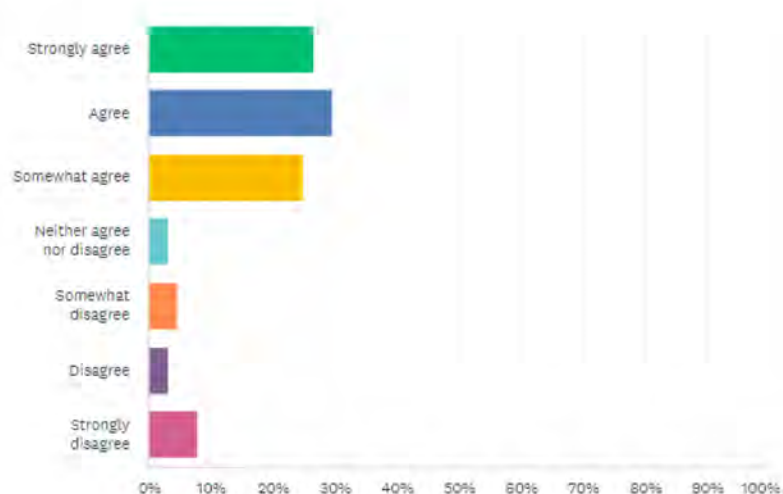
This question was included so that we can keep respondents and the community updated on the review and policy outcome and future reviews. Including written submitters, there were 61 responses to this question.

Question 4. Objective Statement

This question had 64 responses and asked whether people agreed or disagreed with the Policy's Objective Statement:

"Council aims to achieve a balance between the reasonable expectations of dog owners and the community. Dogs and their owners shall have the opportunity to enjoy what the Break O'Day Municipality has to offer them, whilst safety and amenity for the community are maintained and wildlife are protected from harm."

Answered: 64 Skipped: 24



Question 5: Do you have any other feedback regarding the Objective Statement?

24 respondents provided thoughts and comments on the statement in more detail, which are summarised from the perspective of some common themes raised.

It is worth noting this was the first opportunity in the online survey for people to articulate their particular concerns with dog management and the policy. Several referred to specific dog zones, which are addressed in the questions to follow.

Balance

The comments reflect a mixed response to the policy. Some appreciate the policy for its efforts to conserve shorebird populations, recognising it as a positive step. Yet others are critical and argue that the policy fails to adequately protect shorebirds and believe that shorebird data (science) should have more influence over the policy than the preferences of dog owners. On the other hand, there is a significant concern that the policy does not achieve a fair balance between shorebird protection and dog access, and dogs and owners should have more opportunities and access in public places. Conversely, supporters felt Council has struck the right balance between the interests of dog owners, wildlife protection and the public and its safety, emphasising the importance of fairness and respect for the community and our natural environment.

Compliance

The comments call for stricter enforcement of existing regulations by the Council and Parks. There is a demand for more control over dogs being off-lead in areas designated for on-lead only, emphasizing the need for better enforcement to ensure the safety of wildlife and beachgoers. There is also concern about operators of offroad vehicles that ignore boundaries for permitted use and drive along the entire beach without regard for nesting birds and swimmers and called for enforcement of the rules. (Management of offroad vehicles is not within the scope of Council's Dog Management Policy).

More dog access

Around half the commenters were generally in favour of dogs and their owners and were concerned opportunities, for off-leash access in particular, was not enough. At Scamander for example, particularly during holiday seasons when these areas become crowded with fishers and other dog walkers. Dog owners feel that the current restrictions, including the expectation to leash dogs when near others, are unfair and make it difficult to properly exercise their pets. There is a call for more expansive off-leash zones to alleviate congestion and provide dogs with sufficient space to run freely. Specifically, areas like the south of Dune Street entrance and north of Diana's Basin beach are suggested for extension to better accommodate the needs of dogs and their owners. Dog owners said they are serious about shorebird security and hygiene, yet feel constrained and oppressed by the current limitations, claiming they turn designated off-lead areas effectively into on-lead zones due to other users (and dogs).

Owner Responsibility

The comments present a divided view. Some believe that the proposed zones strike a fair balance between dog owners' expectations and wildlife protection. However, there is concern that what some dog owners consider "reasonable expectations" may not ensure a safe environment, as dogs deemed "safe" by their owners can still be aggressive. There is a call for stronger wording emphasizing dog owners' responsibilities and a greater focus on wildlife protection. Critics argue that while the policy's objectives are fair, they are unattainable in off-lead areas if

dog owners do not properly control their pets. They also suggest that many dog owners' expectations surpass what is best for wildlife and other beach users.

Safety

Some respondents said that some dog owners' "reasonable expectations" for off-lead areas often do not ensure safety for other dogs or their owners, as many dogs can be aggressive despite owners' assurances. While the policy's objective is commendable, critics argue that the Council has failed to maintain community safety and protect wildlife. Calls for more extensive off-lead areas, such as at Scamander, where related to other beach goers and congestion during holiday seasons, causing conflicts between dog owners, fishers, and families. Some dog owners felt need to leash their dogs near others was restricting them and turning off-lead areas into on-lead zones, which they find unfair. Specific suggestions were made for Scamander (south of "Dune Street entrance") and expanding off-lead access north over Diana's Basin beach.

Overall, on safety, there is a consensus that dog owners' expectations often exceed what is best for wildlife and other beach users, calling for a better balance between the needs of dogs and environmental protection.

Wildlife /shorebirds

Again, comments reflect a mix of perspectives. Supporters acknowledge the policy as a positive step for shorebird conservation, appreciating the balance between dog owners' expectations and wildlife protection through proposed zones. However, many believe the policy fails to achieve a fair balance, arguing that it inadequately protects shorebirds and they have been negatively impacted by dogs, potentially violating protection laws. Critics assert that dog owners are unfairly restricted, feeling oppressed by the limitations, which impedes the ability to exercise dogs freely. They emphasise the need for a stronger focus on wildlife protection and greater responsibility from dog owners, questioning whether the Council wants to be remembered for allowing species to become extinct.

Untagged

There were seven untagged comments. Significant points included emphasising the physical, social, and emotional benefits of dog ownership; asking for a clearer, more concise, and easily understood policy; and believing that having dogs on leads should suffice to protect wildlife.

One comment called for the policy to be more inclusive of pet greyhounds. They asserted that under state law greyhounds do not have the same access to off-leash parks and was advocating for a designated off-leash park in every municipality or allowing greyhounds in specific areas at certain times on weekends.

Conclusions:

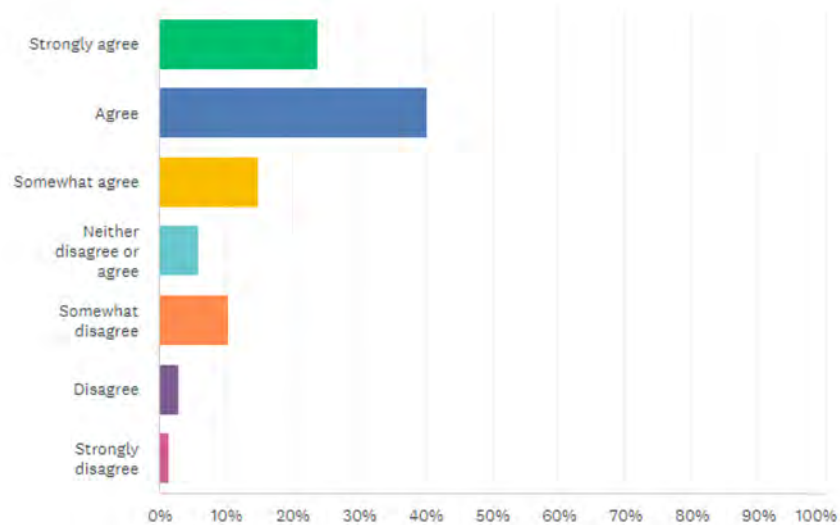
Overall, the Objective statement was supported with over 80% of respondents stating they either, strongly agreed, agreed or somewhat agreed with it recognising and balancing different needs. However, respondents also wanted to see more done to ensure community and shore bird safety, with an emphasis on owner responsibility. There were also a number of specific suggestions to adjusting the dog zoning and a request for special needs of greyhounds.

Question 6: Code Relating to Responsible Ownership of Dogs (Section 2).

A total of 67 respondents responded to this question - Do you support the Code Relating to Responsible Ownership of Dogs? 79% either Strongly agreed, Agreed or Somewhat agreed.

(Including a Code in the Policy is a specific requirement under the Dog Control Act.)

Answered: 67 Skipped: 21



Question 7. Do you have any other feedback regarding the Code?

There were 29 comments from the community providing feedback on the Code, which are summarised from the perspective of some common themes raised. Again, many referred to specific issues or dog zones, which are addressed in the questions to follow.

Balance

The comments indicate mixed reactions to the Break O'Day Council's policy. While some believe the Council has successfully balanced dog owners' expectations and wildlife protection through the proposed zones, others feel the policy is heavily biased against dog owners, particularly during the summer months when access to beach areas is significantly constrained. One comment called for *"No private breeding or sale of dogs"*.

There is an acknowledgment of the need for places where dogs can access the beach, such as Seymour. Others however highlighted an abundance of prohibited areas and restrictive zones (marked in red and orange on maps), leading them to argue the policy does not adequately consider the needs of dog owners. This has caused frustration among those who feel the balance between protecting breeding shorebirds and allowing recreational access for dogs is not correctly achieved.

Compliance

The responses highlight several concerns regarding dog ownership and regulation enforcement in the Scamander area. Respondents unanimously agree that carrying dog poo bags and cleaning up after dogs should be mandatory, emphasizing the need for responsible pet ownership. Observations reveal widespread non-compliance with leash requirements and prohibited areas, suggesting a lack of accountability among dog owners.

Respondents argued that existing codes of conduct are rendered ineffective without proper enforcement, citing minimal patrols at Four Mile Creek for example and non-compliance at Stieglitz. They express frustration that dogs are left to roam freely for the majority of the year due to infrequent policing. To address these issues, respondents propose that the council allocate funds for a full-time dog ranger dedicated to enforcing regulations consistently. This, they believe, would enhance compliance, improve public safety, and better preserve local environments.

Education and Signage

The survey responses highlight significant dissatisfaction with the Council's efforts in educating the public and enforcing dog regulations, particularly in areas significant for wildlife conservation. At Seymour, for instance, increasing pressures on shorebirds and wildlife despite attempts to inform dog owners, calling for more proactive measures from the council. The respondents stress the importance of robust education for dog owners, especially regarding the protection of shorebirds during nesting periods. They critique the effectiveness of current signage, citing instances where signs have been vandalized or inadequately placed, undermining their purposes for regulation and education. Additionally, there is a plea for clearer delineation of off-leash areas and explanation of what constitutes 'effective control' of dogs. Overall, there is a strong call to enhance educational efforts, improve signage quality, and enforce regulations more rigorously to mitigate conflicts and protect local wildlife effectively.

Wildlife / Shore birds

Several issues regarding dog management and wildlife protection are highlighted in the responses. At Stieglitz Beach, there was concern over dog owners disregarding leash regulations, with many allowing their dogs to roam freely and even encouraging them to chase birds. Instances of dogs hunting wildlife through bush tracks, sometimes with owners found far from their pets, were reported.

At Seymour, while the need for dog-friendly spaces was acknowledged, disturbance by dogs was increasing pressures on shorebirds, despite efforts by individuals to educate dog owners. The responses emphasise the importance of clearer, more durable signage to inform visitors and locals about designated dog areas. Overall, there's a plea for better balance between dog owners' expectations and wildlife protection across the municipality, particularly in ensuring adequate beach access during peak seasons while safeguarding nesting shorebirds.

More access for dogs

The comments agree with existing dog zones but criticize their allocation, arguing they do not provide sufficient space for dogs to exercise adequately. They believe the current zones are poorly located in crowded areas, restricting the majority of responsible dog owners who seek to exercise their pets freely on wet sand under effective control. The responses advocate for larger designated areas where dogs can be off-leash and still under effective control, emphasizing the importance of allowing more extensive stretches along wet sand for this purpose.

Less access for dogs

There were two comments untagged for this theme:

- *I would like to see all of Four Mile Creek Beach be a "Dog on Lead" beach.*
- *Seasonal areas should also be lead only.*

Owner Responsibility

The comments reflect widespread issues with responsible dog ownership in the municipality. At Stieglitz Beach, there's significant disregard for leash requirements, with dogs often chasing birds and tracking native wildlife through bush areas. There's a strong call for mandatory dog poo bag usage to address hygiene concerns. Observations at Scamander highlight ongoing non-compliance with on-leash zones, indicating insufficient enforcement and responsibility among dog owners. And despite efforts to educate dog owners at Seymour, more was needed to better protect wildlife.

Safety concerns arise from incidents at Beaumaris Beach where off-leash dogs were not adequately controlled, emphasizing the need for clearer signage and education on wildlife protection. The comments stress the importance of respecting both dogs' needs and public space, urging explicit rules to maintain cleanliness and safety in community areas.

Safety

The feedback highlights various concerns related to dogs on beaches. There are instances of dogs not under effective control on designated leash-required sections of Beaumaris Beach, posing safety risks. *"The dog owner was apologetic, nonetheless her dog was not under effective control."* Emphasis is placed on the need for better education of dog owners regarding wildlife protection, supported by clear signage delineating on-lead, off-lead,

and prohibited areas. Criticism is directed towards the inadequate placement of signage, with calls for more durable installations to prevent removal.

There is also dissatisfaction with the allocation of dog zones, viewed as insufficient for allowing dogs adequate exercise on wet sand under effective control. Concerns about dog socialization in parks are raised, suggesting a need for respectful consideration among pet owners to avoid conflicts. Additionally, there's a broader critique of beach access policies during peak seasons, with a call for better balance between recreational use and wildlife conservation.

Untagged

There were four untagged responses to this question. Three related to a broken link within the survey. When investigated it was found that the link was not working for the last period of the survey. One other related specifically to wording of one section of the policy regarding how many dogs could be owned.

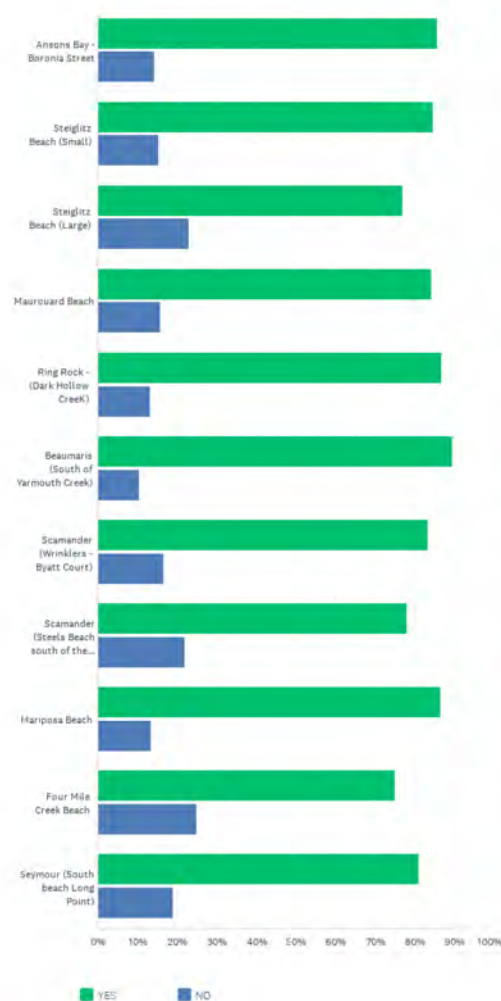
Conclusions:

Overall, the Code Relating to Responsible Ownership of Dogs was supported by about 80% of respondents either, 'strongly' to 'somewhat' agreeing with it. Many focussed on public safety and wildlife protection through the Code, highlighting the roles of education and information and enforcement. While some dog owners felt dog management was biased against them.

Question 8: Off Lead (exercise) beaches (Section 3.1.1) Do you support the following Off Lead (exercise) beaches?

This question was answered by 56 respondents with more than three quarters in support the Off Lead beaches (75-90%)

Q9 Off Lead (exercise) beaches (Section 3.1.1) Do you support the following Off Lead (exercise) beaches?



Question 9: Why you do or do not agree?

There were 42 comments from the community on Off Lead (exercise) beaches, which are summarised from the perspective of some common themes they raised. Respondents were asked to make sure they referred to locations of the Off Lead beaches they were commenting on.

Balance

Many respondents appreciated the balance struck adequately met the community's requirements, between dog exercise, public safety, and wildlife protection in these designated areas. Others however felt there was not enough and long enough stretches of beach available for off leash exercise. The current allocation off-leash dog beach at Seymour Beach was viewed as adequate for the community's needs and supported. Specific suggestions include adjusting boundaries slightly while preserving ample space for off-leash exercise, for example to ensure safety near the boat ramp at Ansons Bay.

Compliance

The feedback emphasizes several concerns regarding various locations. There is a strong call for clearer signage marking the start of dog exclusion zones to prevent off-leash dogs from entering restricted areas. The Parks and Wildlife Service (PWS) supports the extensions to off-leash areas proposed where they simplify enforcement activities.

For compliance reasons some suggested designated dog access areas be either strictly on-leash or completely dog-free. During breeding seasons, using movable/temporary fencing was suggested to protect wildlife and for better public safety, particularly for children playing in these areas. Enforcement of dog waste cleanup is also highlighted as critical for maintaining a safe and healthy environment. Instances of dogs harassing wildlife and people further underscore the need for effective management and enforcement to mitigate such incidents on beaches.

Congestion

The feedback highlights dissatisfaction with the current size and location of off-leash dog areas along Scamander Beach. Commenters feel these areas are too small and frequently congested, particularly impacting interactions between dog owners and fishers. There's a call to extend off-leash zones to alleviate these issues, suggesting that larger stretches of beach, such as Ring Rock and Steeles Beach, could accommodate more dogs if restrictions were loosened to the wet sand areas only. The emphasis is on ensuring dogs are under effective control to avoid conflicts with other beach users. The commenters advocate for fair enforcement, penalizing those who do not comply while not unfairly restricting responsible dog owners who adhere to regulations

Dog Owners

The comments emphasize responsible dog ownership as a primary concern regarding off-leash beach regulations. They stress the need for stricter rules and clearly marked boundaries in off-leash areas to protect shorebirds during breeding seasons. Advocates suggest dogs should be leashed on access tracks to beaches and allowed off-leash only on wet sand to minimize disturbance to nesting birds. The importance of educating dog owners about wildlife conservation was also raised.

Regarding accessibility, a concern was raised regarding the distance to travel to the Ring Rock off lead beach was becoming increasingly costly and hard to meet. A suggestion was to relax restrictions at Ring Rock, contingent upon dogs staying on the wet sand, to balance accessibility with environmental conservation efforts.

Criticism is directed at the size and location of off-leash areas in Scamander, seen as inadequate and prone to congestion. The choice of heavily used beaches for off-leash zones is questioned, particularly regarding conflicts with fishers and potential entanglements with fishing lines along the water's edge.

Wildlife / Shore birds

The comments highlight concerns about wildlife protection on beaches, especially in areas like Stockyard Flats in Georges Bay, recognized for its bird life. Critics question why sections of coastal reserves, vital for bird breeding, dogs are allowed off-leash at all, advocating for stricter regulations during shorebird nesting periods. They emphasize the need for clearly marked boundaries in off-leash areas to prevent dogs from encroaching into sensitive zones.

Confusion over designated off-leash areas, particularly near Steels Beach and Scamander River Mouth, underscores the importance of good mapping and clear signage. There's a strong call for enforcing leash rules to enhance public safety and reduce disturbance to wildlife. Suggestions include rationalizing of on/off-leash areas to better protect shorebirds, driven by concerns over dogs harassing wildlife on beaches.

More Off Lead areas

The comments emphasize a strong desire for expanded off-leash dog areas across various beaches. Perceptions of limited off-leash zones at Scamander and Steeles Beach caused frustration and they are seen as congested and inadequate for dog owners and fishers alike. Suggestions include extending existing off-leash areas to cover longer stretches of beach (EG merge Beaumaris and Ring Rock), contingent on dogs off-leash being kept to the wet sand and 'effectively controlled'. Rationalizing current on/off-leash designations would create larger, more connected dog-friendly zones that respect both wildlife and dog owners' needs they argued. Overall, there's a plea for more accessible and expansive off-leash areas to accommodate local residents and holidaymakers alike.

Additionally, there was a suggestion to adjust the Four Mile Creek southern boundary to a more recognizable physical feature, such as rocks 100 meters south of the current boundary, while the northern boundary is considered appropriate as it is. And there was a comment on the need for an area near Binalong Bay.

Less Off Lead Areas

A number of commentators called for there being no off-lead beaches at all or at current locations, mainly for reasons of the health and safety of beach goers, but also to protect shorebirds. Specific comments objected the two proposed extensions - at Stieglitz (while another suggested merging the two already there) and at Mariposa Beach (as being unsafe). Others commented they saw a lack of off lead beaches already.

Safety

The comments highlight concerns about safety and hygiene on beaches, advocating for stricter regulations and enforcement to ensure public safety and wildlife protection. There's a strong stance against unrestricted off-leash areas due to risks posed by aggressive dogs and inadequate waste management, which threatens beachgoers, especially children. Criticism is directed towards negligent dog owners for failing to control their pets and clean up after them, suggesting that busy beaches might need to be dog-free during peak times to ensure a safe and enjoyable environment for all visitors.

Untagged

There were three untagged responses to this question. Respondents made mapping suggestions and stated it was important that people were aware of where they can walk their dog.

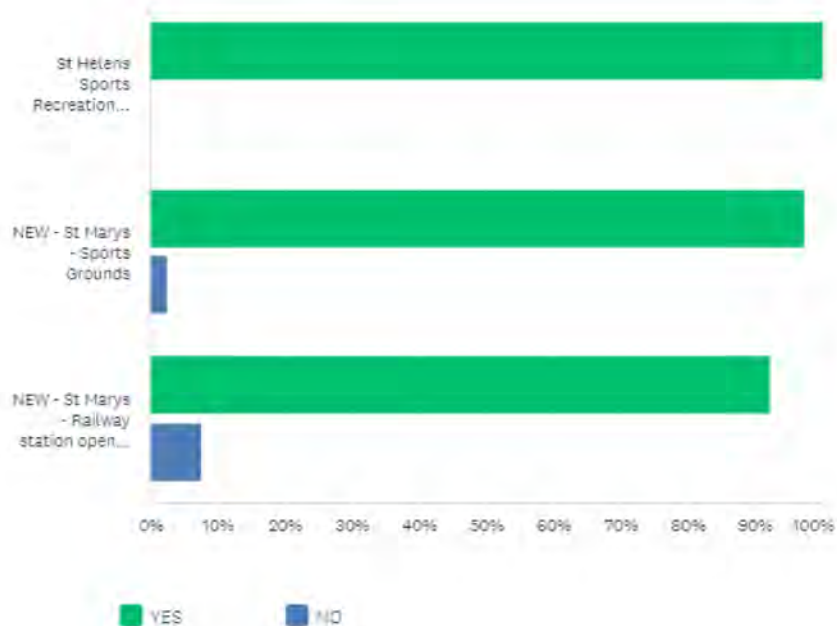
Conclusions:

More than a third of respondent provided further comments on these Off Lead beaches. Around half advocated for more and easier off-leash beach opportunities. Roughly similar numbers were concerned about the impacts on public health and safety and wildlife with the existing Off Lead beaches. Records and research on shorebirds, referred to by some submitters, show dogs (on and off lead) are one of several sources of disturbance to shorebirds on beaches that impact them and are implicated in several being listed as protected threatened species. Concern for compliance, signage and education was again prominent.

Question 10: Off Lead Dog Exercise parks (Section 3.1.2, 3.1.3 and 3.2).

This question – Do you support the following Off Lead Dog Exercise parks? – was answered by 41 respondents. 100% of respondents supported the current dog park in St Helens at the Sports Complex. Respondents were alerted to two proposed two exercise areas at St Marys and 97% of respondents supported the site at the St Marys Sports Complex and 92% supported the site near the old rail yard.

Answered: 41 Skipped: 47



Question 11: What do you like/dislike about these areas?

There were 24 respondents provided additional feedback on the Dog Exercise yards.

Railway site

The respondents enthusiastically support the concept of a dog yard in St Marys similar to the one in St Helens, praising the fenced areas that allow for safe off-leash exercise for dogs. They emphasise the importance of daily exercise for their active dogs and believe a local dog yard would greatly benefit both residents and tourists, enhancing the town's appeal. They highlight concerns about safety at this old railway station, Site B, due to it being alongside Esk Main Road and advocated for a spacious, well-fenced location to ensure dogs' safety. That the proposed location is within an area on the Tasmanian Historic Register was also a concern.

St Marys Complex site

The respondents expressed strong support for establishing a dog yard at the St Marys Complex site, similar to the setup in St Helens. They believe a dog yard at the St Marys Complex would be beneficial for local residents, providing daily exercise opportunities that could prevent restlessness and excessive barking at home. They also emphasize the appeal of dog-friendly spaces for tourists and newcomers to St Marys, enhancing the town's attractiveness as a destination for dog-friendly travel.

St Helens

Responses appreciated the safety of multiple fenced areas in St Helens, where they can safely exercise their two dogs off-leash without concerns about other dogs. Some questioned why dogs are prohibited in recreational grounds outside the designated dog park. One responder suggested having two dog yards for the St Helens area due to the growing dog population. They also highlight practical improvements needed at the St Helens dog park, such as fixed drink bowls and bench seats. Additionally, they raise concerns about management issues, suggesting that gates between different areas should be locked to prevent uncontrolled access and ensure the safety and socialization of dogs.

Fencing

The responses emphasize the importance of good fences in potential dog yards in St Marys, particularly near roads, to ensure safety and prevent escape. They also express concern about the unfenced open space near St Marys Railway Station, highlighting its proximity to a main road as a safety issue.

Safety

The responses raise concerns about safety due to lack of fencing in dog areas, doubting safety for dogs if owners don't comply with leash restrictions. They highlight risks at the St Marys Railway Station site, being unfenced and near a main road without visible street access/parking. They support new dog areas in St Marys as assets, emphasizing the need for safe spaces where residents and tourists can exercise and train dogs securely.

Wildlife

There was only one response applying to this theme and it related specifically to platypus observed near the St Marys Rail site.

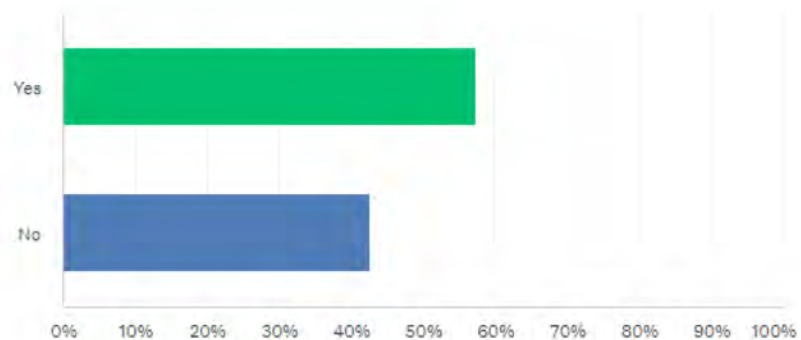
Conclusions:

The existing Dog Exercise Park at St Helens is fully supported and was held as an example for the overwhelming support of both of the proposed new Dog Exercise parks at St Marys. Ensuring Dog Exercise parks are well set up and safe is a concern.

Question 12: Various Dog On Lead areas (Section 3.3.1)

This question was addressing numerous places across in the municipality where dogs would be required to always be on a lead. It was answered by 54 respondents with 57% in support of the designated On Lead Areas and 42% not in support.

Answered: 54 Skipped: 34



Question 13: Why do you agree or disagree with the various Dog On Lead areas?

There were 36 responses to this question.

For

Survey respondents generally support designated 'On Lead' areas for dog exercise, with some highlighting issues of non-compliance and suggesting stricter enforcement measures, such as fines and improved signage. A few sought On Lead being applied to more areas, for example Binalong Bay beach, or as a rule.

Against

Survey responses reflect varied opinions on what on-leash dog access is appropriate, including the balance between on-lead and off-lead and other dog zones. Some respondents saw the on-leash areas as too restrictive and more off-lead areas were called for, and accessible in populated areas. Many emphasized the need for stricter enforcement to ensure compliance with existing rules and there's also criticism of the current map's clarity.

Compliance

Compliance remains a significant concern across various beaches and natural areas. Instances in designated on-lead zones include dogs running freely, chasing wildlife and, for example: *"I frequently see dog owners walking along the beach with a lead in their hand while their dog/s roam free."* There is a call for stricter enforcement through regular monitoring and fines, as well as improved signage to reinforce rules and facilitate reporting of non-compliance to local authorities.

Education and Signage

One response mentioned this theme and in association with comments on compliance/enforcement, that there should be *"improved signage both in information and locations to reinforce the requirements. Also, perhaps on signage an option to report people if they are not complying with the rules and are being a nuisance, is this reported to the local council or parks and wildlife?"*

Wildlife / Shore Birds

The survey responses highlight significant concerns about the impact of dogs on shorebirds and wildlife in various coastal areas:

- At Stieglitz Beach (north), there's frequent disregard for leash rules, with some owners allowing dogs to chase birds and roam through sensitive bush tracks.
- Compliance with leash regulations is inconsistent at Steeles, Wrinklers, Beaumaris, and Dianas Beaches, leading to uncontrolled dogs running into dunes and threatening nesting shorebirds.
- Rather than proposed 'On Lead', there's strong support for Prohibiting dogs at Moulting Bay, Scamander River mouth and Seymour Conservation Area due to their impact on wildlife habitats.
- Concerns are raised about dogs disrupting nesting areas on Denison Beach and Denison Rivulet Conservation Area, crucial for species like hooded plovers.
- Calls for better enforcement and signage to ensure compliance with leash regulations to protect coastal birds and wildlife are emphasized across several areas.

Overall, preserving birdlife and wildlife habitats from dog disturbances emerges as a central theme in these responses.

More dog access

Responses emphasized the need for increasing off-lead dog areas into the proposed On Lead areas.

- A larger off-lead area at Scamander on Steeles Beach towards Winifred Curtis to Falmouth, advocating being kept on the wet sand and under effective control to avoid disturbing birds. Longer beach stretches are desired for dog walking and mental health benefits were highlighted.
- Similar requests are made at Dark Hollow (Ring Rock Off Lead), south towards Beaumaris and north towards Diana's Basin, again advocating for off-lead access under effective control on wet sand.
- Concerns are raised about the current size of the off-lead area at Four Mile Creek, suggesting it should be expanded or reverted to its previous larger size between major rock areas for better recognition, especially for visitors.

There is a perception of too few off-lead areas without restrictions and a desire to convert many current on-lead areas to off-lead, reflecting a preference for more expansive dog exercise areas.

Less dog access

The responses emphasize stricter regulations and restrictions, with prohibitions on dog access and all dogs on lead at all times if suitable off-lead areas are not available.

In some locations, rather than the On Lead access proposed, Prohibiting dogs was advocated at:

- Moulting Bay from Sams Spit to the camping area.
- Scamander River mouth surrounding bird refuge area (and on the seasonally Restricted refuge area), due to very high shorebird values
- Seymour end of Templestowe Beach, rocky islet and Seymour Conservation Area (wetlands), due to significant wildlife presence.

Concerns are raised about dogs being off lead on beaches frequented by families and small children at Boat Harbour Point (rockpools, at Binalong Bay). Suggestions here were to prohibit dogs on the second and third rockpools from the end of the Point due to the safety concerns, while shifting the current on-lead access to the outer rockpool beach (which is currently seasonally restricted to dogs).

On Binalong Bay beach there was a suggestion that on-lead access apply, limited to 'near the water' during breeding times to protect birds and minimize disturbance.

Conclusions:

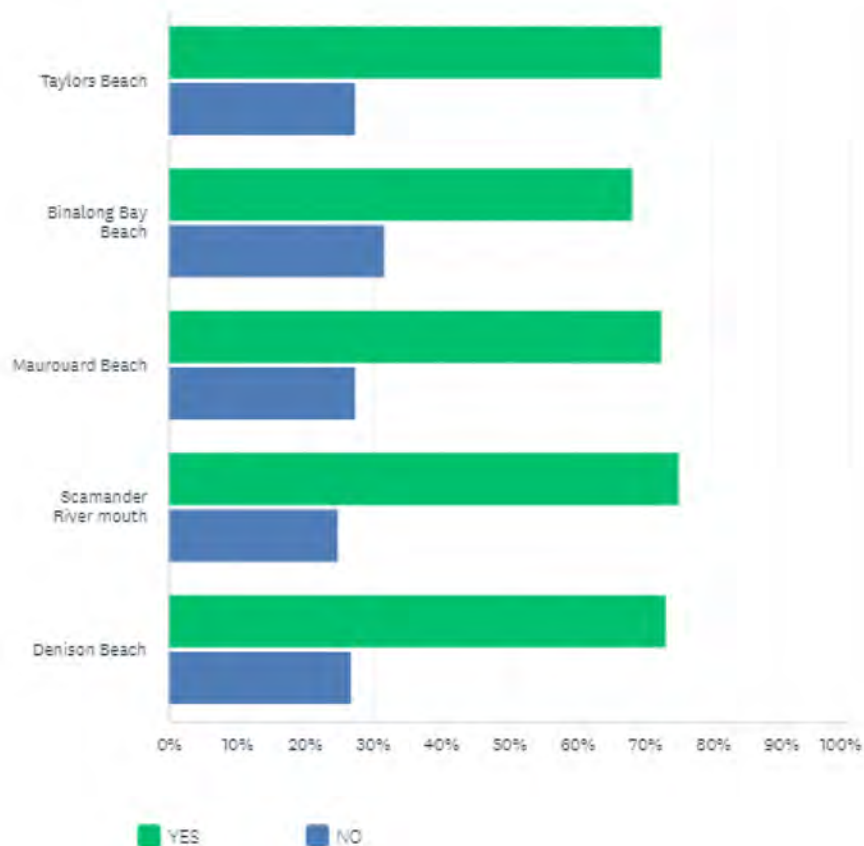
There was general support for On Lead beaches but also a split in support. There were two areas of concern, and desire, firstly for dogs to have more off lead access instead, and on the other hand dog being prohibited from some On Lead beaches instead. Several suggestions to zone areas differently have been put forward from these perspectives.

There was particular concern for dog owners not keeping their dogs on lead in these areas, bringing public safety risks and impacts on shorebirds, and calls for stricter enforcement.

Question 14: Beaches with Seasonal Restrictions - (Section 3.3.2)

There were 48 responses to this question with around 70% of respondents supporting the six current areas with Seasonal Restrictions (“Dogs prohibited from 1 October to 31 March and On Lead at all other times”) that were being proposed unchanged, apart from a minor reduction on Taylors Beach north.

Answered: 48 Skipped: 40



Question 15: Please explain why you disagree or agree and why?

There was an increased proportion of respondents who provided further comments on the (35 of the 48). And the proportion expressing concerns for community safety and protection of shorebirds was greater than those focussed on dog access.

For

There is strong support for seasonal restrictions on dog access to sensitive wildlife areas. However, it arises from some respondents favouring prohibiting dogs year-round at locations like the Scamander River Mouth bird refuge, emphasizing the importance of protecting shorebirds during nesting and breeding seasons to maintain their populations sustainably. While others advocated for dogs, for example being allowed On Lead during sensitive bird nesting periods, with Off Lead access during less critical times. Weighing these different perspectives up together, overall, the seasonally restricted areas provide a balanced approach. The needs of wildlife and the safety of beachgoers are respected, especially during peak summer months when beaches are heavily used by both. They view this zoning strategy as a reasonable compromise that accommodates both conservation efforts and public recreation needs effectively.

Against

Some respondents oppose allowing dogs on the family-oriented second and third beaches at Boat Harbour Point, citing concerns about potential disruptions to beachgoers, especially children. They suggest the less accessible furthest beach could permit dogs on leash without affecting others.

As noted for the 'For' theme above views are qualified by differing suggestions to change these areas. Some criticize extensive bans and seasonal restrictions proposed for Taylors, Maurouard Beaches, and the Scamander River mouth, arguing they are confusing and often ignored due to signage vandalism and inadequate enforcement. They prefer clearer signage and stricter enforcement over complete bans, advocating for more dog access with 'practical solutions' to also meet wildlife protection with public access concerns. And on the other hand, seeking prohibition of dogs all the time rather than seasonally.

Compliance

Respondents argue for stricter regulations at sensitive areas like Taylors and Maurouard Beaches, advocating for their return to being fully Prohibited to simplify compliance. They emphasize that areas like Scamander River mouth, highly significant for shorebirds and seabirds, should be completely Prohibited to dogs to protect nesting habitats. Concerns are raised about confusion due to unclear signage and ineffective enforcement of seasonal and daily restrictions across all areas, which they believe complicates compliance and leads to rule violations. Some suggest keeping dogs strictly on lead rather than banning them altogether, citing difficulties in managing popular areas where seasonal restrictions are often disregarded.

Education and Signage

Respondents emphasize the importance of clear education and signage about dog regulations in various beach areas. They propose clearer seasonal signage, such as "NO dogs on the beach" during summer and "Dogs on leash" in winter at locations like Boat Harbour Point and Binalong Bay to enhance clarity and compliance. They express frustration over confusion caused by seasonal and daily restrictions across all areas, advocating for consistent enforcement and frequent policing of policies to address vandalism and ensure adherence. Some stressed there is

a need for education to increase community understanding and support, for their suggestion of prohibiting dogs year-round in bird nesting areas like Scamander River Mouth for better protection to be effective.

Wildlife / Shore Birds

Respondents express strong support for protecting shorebirds and wildlife in beach areas, advocating for prohibitions on dog access to nesting and breeding habitats year-round. Specific mentions include seasonally restricted areas at Scamander, Taylors, Maurouard and Denison Beaches, returning them to completely prohibited to simplify compliance and ensure nesting success for shorebirds. Amongst these responses consensus was strong for Scamander River Mouth being a significant habitat area that should be completely prohibited to dogs throughout the year, emphasizing the need for community understanding and clear signage to enforce these protections effectively. The PWS also preferred the Scamander bird refuge area being Prohibited to dogs.

One respondent, expert in shorebirds of the area and their conservation, proposed seasonal restrictions start earlier, from August instead of October, to safeguard nesting shorebirds more effectively. Overall, there is a shared sentiment about the necessity of respecting and protecting wildlife habitats against potential disturbances from dogs, underlining the importance of conservation efforts in these sensitive environments.

More dog access

Respondents express a desire for expanded off-lead areas on beaches, advocating for more opportunities for dogs to be off-leash, particularly during the off-season or extended times in summer. They question why beaches like Maurouard [north] cannot be leash-free outside of peak periods and suggest cordoning off specific wildlife-sensitive areas rather than imposing complete prohibitions on entire beaches like Taylors, Maurouard and Denison. Overall, there is a call for more flexibility in beach regulations to accommodate dog owners while also respecting wildlife protection measures.

Less dog access

Respondents advocate for fewer off-lead areas to protect shorebirds and wildlife. They support seasonal restrictions prohibiting dogs during bird nesting seasons and prefer dogs to be on-lead at all times on popular family beaches. A total ban on dogs on certain beaches throughout the year was suggested due to the presence of vulnerable species, such as penguins, which are at risk from dog attacks. Locations suggested by different numbers of respondents included Taylors, Binalong Bay, Scamander (most support), Maurouard and Denison Beaches. There is a call for stricter on-lead policies and better monitoring to ensure compliance and enhance safety for both wildlife and beachgoers.

Untagged

There were three untagged responses to this question. Two were considered invalid while the third mentioned the need for off road vehicle and 4WD provisions to be catered for. While this is a valid point this is not something that the Dog Management Policy has provision for.

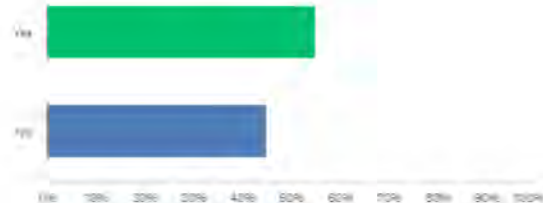
Conclusions:

Support for seasonally restricted beaches was qualified by views for less and relaxed restricted areas, versus more restriction by making areas prohibited at all times and enforcing compliance. While this can be interpreted as community support for the seasonally restricted areas being fairly balanced, there were more respondents arguing for tighter restrictions and prohibiting dogs from these areas instead, particularly at Scamander. Concern Effective implementation and compliance with of these seasonally restricted areas was a frequent concern.

Question 16: Dog Swims in Dog On Lead areas (Section.3.3.3)

This question was answered by 49 responders with 55% being in support of Dog Swims and 44% against the proposed provision. The proportion 'against' is significantly higher compared to all the other questions.

49 Responses 49 Support: 29



Question 17: Why do you agree / disagree with the Dog Swims provision?

Most of the respondents (37) went on to provide comments on this question.

For

The comments in support of Dog Swims reflect a general consensus that swimming is beneficial for dogs, particularly mature ones, as it provides low-impact exercise. Many agree that dogs need the opportunity to swim off-lead, as leads can tangle and restrict them. Specific areas like Wrinklers lagoon are seen as suitable for this activity. Some raise concerns about what constitutes "brief" swimming time and suggest clear definitions. While supporting the idea of designated swimming areas for dogs, there are concerns about owners' ability to control their dogs and ensure compliance. Overall, there is appreciation for safeguarding both beach users and dogs, with emphasis on the need for responsible ownership and well-trained dogs.

Against

Responses against Dog Swims showed strong opposition to allowing dogs off-lead in on-lead areas due to concerns about compliance, wildlife protection, and enforcement. Critics argue that dogs off-lead would chase birds, escape owner control, and disturb beach users, complicating enforcement for council and parks staff. Observations show frequent non-compliance with on-lead rules, and the proposed provision would likely worsen this issue. At sensitive areas like the Scamander River mouth, significant for shorebird habitats, dogs should be prohibited entirely to protect wildlife. Seasonal restrictions are confusing and poorly enforced, making consistent on-lead rules essential. The idea of allowing brief swims is seen as unenforceable and risky to other beachgoers and wildlife, leading to calls that the requirement for dogs to remain on-lead at all times in such areas be maintained.

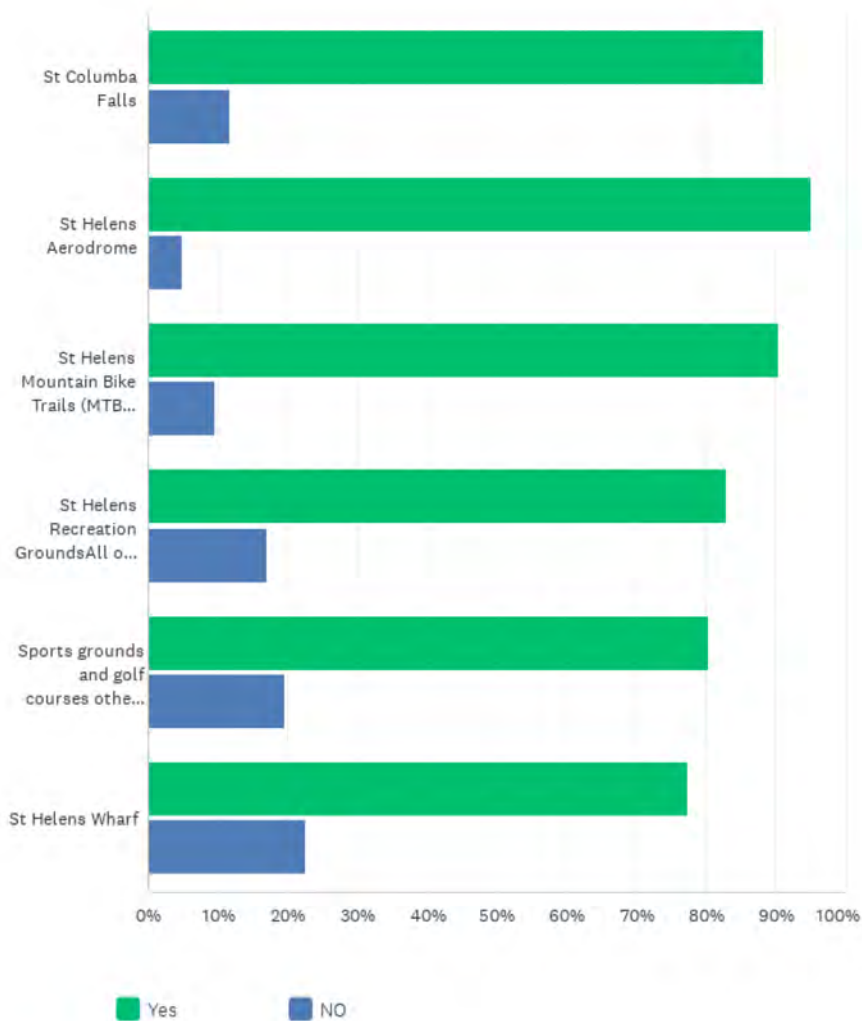
There were no untagged responses to this question.

Conclusions:

Dog owners wanted this opportunity of being able to give their companion dogs a swim off the leash within On Lead only areas, and it would help them and their dogs. However, there were strong arguments from others that the provision was not workable given past observations of leash-behaviour by dog owners, the safety risks near waterways to other people, children and other dogs, and to wildlife, and difficulties interpreting and applying the provision and achieving compliance. The PWS has strongly opposed this 'dog swims' in on-lead areas provision.

Question 18: Other Restricted Areas where dogs are not allowed. (Section 3.3.4)

This question was answered by 46 responders with the majority agreeing with all proposed Restricted Areas.



Question 19: Why do you agree or disagree?

34 responders took the opportunity to provide more detailed feedback about why they agreed or disagreed with these restricted areas.

For

There was support for prohibiting dogs on the Mountain Bike trails (with the Poimena MTB trailhead kept as 'On Lead'), at St Columba Falls and St Helens Aerodrome. Commenters agree that dogs should not be in these areas, except perhaps in cars, due to safety and cleanliness concerns. Many emphasize that wildlife in high-value habitats people at high-traffic well used sites should be able to use such areas without dogs being present. This is seen as a common-sense approach to maximize safety and amenity. These areas are considered unsuitable for dogs, and prohibiting them is considered reasonable, responsible, and necessary for health and safety. Specific mention is made of children's playgrounds and sportsgrounds, where safety and managing risk must be prioritized. Overall, these prohibitions are viewed as sensible measures to protect humans, wildlife, and ecosystems.

Against

Those against the prohibitions feel that the regulations favour certain groups and over-regulate others, reducing quality of life and creating divisions. They argue that responsible owners are being unfairly restricted due to a minority's actions and believe dogs should be allowed on lead at these sites as long as owners clean up after them. There is a concern that these restrictions are unnecessary and that issues at specific facilities should not lead to blanket regulations elsewhere. Additionally, there is a call for accurate mapping of prohibited areas, such as children's playgrounds and sportsgrounds, to avoid confusion.

St Columba Falls

Residents and visitors express concern over allowing dogs at St Columba Falls due to its high natural values, including vulnerable wildlife like platypus and pink robins. However, there are suggestions supporting dogs on lead at St Columba Falls, citing limited wildlife encounters on the walking path and proposing alternative dog-friendly trails during less busy times.

St Helens Aerodrome

The dog prohibition at the St Helens Aerodrome is supported, with comments highlighting significant safety issues if dogs were allowed. The prohibition is considered sensible, protecting humans at the airport and recreation ground. The general agreement is that the prohibition ensures safety and aligns with responsible management of the area.

St Helens MTB

The dog prohibition on the St Helens MTB trails and trailheads is generally supported, with one commentator noting that the Poimena MTB trailhead will still be 'On Lead'. It is considered a sensible prohibition, protecting wildlife and ecosystems. There are concerns about safety issues if dogs were allowed on the MTB trails. However, one comment suggests that dogs should be allowed on lead on specific trails, like the Flagstaff to Lions Park Trail, during less busy times.

St Helens Recreation Ground

Residents have varying opinions about dogs at the St Helens Recreation Ground. There's a call to open up the often unused and empty spaces on St Helens Sports Complex for dog enjoyment. For example, with a suggestion of allowing dogs but not on playing surfaces. Conversely, there are voices don't want the restrictions here to change

and others advocating for all recreational grounds being made dog-free due to concerns over odour, faeces, and threats from dogs that affecting the recreational amenity value. Overall, opinions on this matter are divided, reflecting different perspectives on managing dog access in recreational areas.

Other Sports and Recreation Grounds

Several comments were made about Scamander, expressing concerns about limited off-lead areas for dogs, and the Scamander golf course. Residents feel that responsible dog owners should not be penalized and argue that local wildlife causes more damage than dogs. Additionally, there is a sentiment against over-regulation, which some believe diminishes quality of life and creates unnecessary division within the community. Scamander residents highlight their frustration with restrictions on letting dogs off-lead at the Scamander Golf Club. They argue that responsible dog owners already avoid interfering with golfers and diligently clean up after their pets. Some residents even find mental health benefits in walking their dogs at the golf course. However, there are also contrasting views suggesting that recreational grounds should be dog-free due to concerns over maintenance and cleanliness issues associated with dogs.

St Helens Wharf

Comments about the St Helens Wharf show mixed opinions. Some support the prohibition due to safety concerns, citing experiences with uncontrolled dogs jumping into boats and creating disturbances. Others disagree with the prohibition, arguing that dogs on a lead should be allowed as it is a popular area for walking and relaxing with dogs. Some believe that responsible dog ownership, with dogs kept on leads, would make the area safe without the need for a complete prohibition.

Untagged

Two other comments to this question called for safety and hygiene standards to be maintained. Another wanted to see all the 'other' playgrounds and sports grounds included on the zone map.

Conclusions

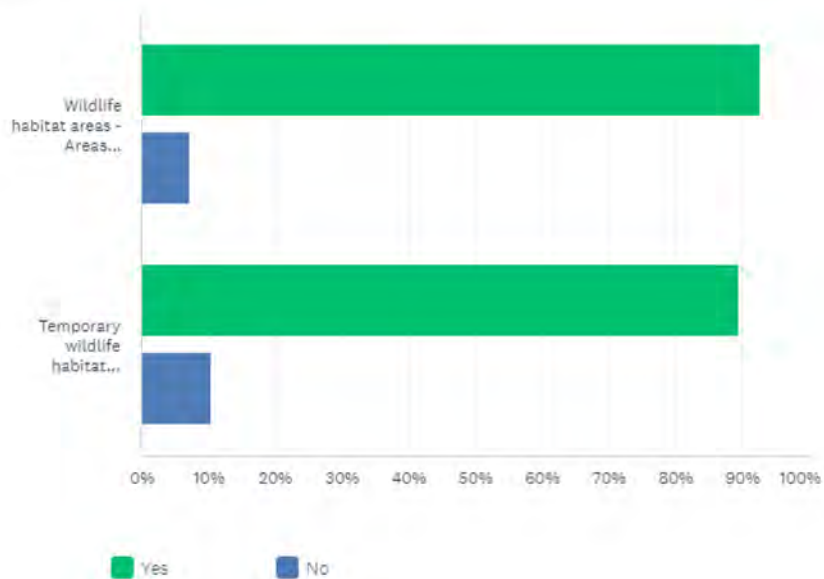
While support for these other restricted areas was quite clear, those making further comments were divided fairly evenly. Some wanted the restrictions relaxed to allow dogs while others felt the high levels and nature of use of them by people meant dogs needed to be restricted for public safety reasons. The most contentious locations were St Helens Recreation Ground (where dog would be prohibited) and Break O'Day's other sports and recreation grounds, including Scamander Sports Complex, (where they are prohibited from playing fields/surfaces at all times).

Question 20: Prohibited Areas (Section. 3.4)

55 Respondents answered this question. Respondents were asked to consider areas where dogs are Prohibited due to sensitive habitat for native wildlife and a provision for temporary Prohibited areas to be made to protect areas containing sensitive habitat for native wildlife from time to time, such as seasonal bird nesting areas.

Both statements were supported by the majority with Prohibited areas receiving 92% support and the Temporary wildlife protection measure with 89% support.

Answered: 55 Skipped: 33



Question 21: Tell us why you agree or disagree with these Prohibited Areas.

31 respondents provided additional commentary around their thoughts on the statements and dominantly from the perspectives of wildlife protection and improved information and enforcement.

For

The responders supporting the Prohibited areas emphasize several key points. Firstly, they agree with the new dog Prohibited areas at Dianas Basin and Dora Point, stressing the high value of these habitats for shorebirds and wildlife that require protection from disturbance and harm. And they advocate for improved signage at Dianas Beach, to clearly show dog exclusion zones and reduce incidents of dogs off-leash in sensitive areas. Responders agree that the current and new areas should be dog-prohibited year-round to ensure consistent wildlife conservation efforts, citing a need for clear boundaries and for easy compliance and enforcement, to uphold these protections effectively.

Against

There was one comment specifically against the Prohibited areas which seemed to support the idea of people being able to take their dogs anywhere so long as they were on lead: *"Too broad a definition. If humans can attend then so should dogs on leads."*

Compliance

Responders concerned with compliance highlight several key issues. They emphasize the lack of regard shown by some dog owners for wildlife protection in dog-prohibited areas, stressing the urgent need for clear signage and effective enforcement measures. They critique temporary wildlife habitat protections as ineffective without consistent policing and advocate for year-round prohibitions in sensitive areas to safeguard nesting shorebirds and other wildlife from disturbance. Additionally, they call for marked boundaries in sensitive areas and penalties for non-compliant behaviours, underscoring the importance of adequate resources to support Parks and Wildlife in their conservation efforts.

Ownership

The comments about dog ownership highlighted varying perspectives. Some emphasize personal responsibility and agree with wildlife protection measures, committing to keeping their dogs out of habitat areas. There was a call for reasonable discretion, suggesting dogs on beaches could run along the wave line but be kept away from habitat areas. However, there were also concerns about dogs being unpredictable and some owners being physically unable to restrain them are also raised.

Education and Signage

Responders mentioned the need for improved education and signage at Dianas Beach to clearly mark the dog exclusion zone, as dogs off lead are often observed in the area. Concerns are voiced about owners not respecting wildlife protection, emphasizing the necessity for clear signs and rigorous enforcement measures to address these issues effectively.

Wildlife and Shorebirds

The comments relating to wildlife and shore birds emphasize strong support for protecting wildlife and shorebirds from disturbance and harm caused by dogs in sensitive areas. There is widespread agreement amongst these comments on the need for extending prohibited zones at places like Dora Point and Dianas Basin due to their high shorebird and habitat values. Concerns are raised about inadequate enforcement of temporary wildlife protections,

advocating for year-round prohibitions and clearer signage to aid compliance. Many express a general commitment to wildlife protection over dog owner preferences, emphasizing the importance of stringent rules and enforcement to safeguard habitats and biodiversity.

Conclusions

Support for dog Prohibited areas protecting sensitive wildlife and habitats was very clear in numbers and comments. There some concerns these areas unduly limited opportunities for dogs and their owners, but also concerns about non-compliance and enforcement to make these areas effective. The provision for temporary Prohibited areas to protect sensitive wildlife locations was also supported.

Comments on previous questions had also suggested other dog zones be made Prohibited areas, at Scamander River mouth and on Taylors, Binalong Bay, Maurouard, Templestowe and Denison Beaches.

Question 23: Do you have any further feedback you would like to share regarding the Dog Management Policy Review?

Nearly two thirds (48) of survey respondents took this opportunity to provide additional feedback and comments.

Signage /Education

The survey responses highlight issues with signage about dog regulations on Break O'Day beaches. Respondents suggest clear, simple signs and more permanent solutions such as steel posts with riveted metal signs. Improved strategic placement is suggested, visible from the beach and in transition zones in areas like Dianas Beach and Seymour. Enhanced clarity and consistency in signage, including dual signs showing on-lead and off-lead directions, are recommended.

Additionally, there is a strong call for better education on responsible dog ownership and the impact of dogs on wildlife. Community engagement initiatives and increased enforcement, including regular patrols and consistent penalties, are suggested. Improving communication through a comprehensive plan involving Parks and Council, regular monitoring of policy compliance and bird populations, and better accessibility of online resources and waste management facilities are critical points. The overall feedback emphasizes the need for more effective signage, enhanced education, and stronger enforcement to protect wildlife and ensure harmonious coexistence between beachgoers and their pets.

Wildlife / Shorebirds

Survey responses underscore the critical need for enhanced protection of shorebirds and wildlife on Break O'Day beaches. Many participants highlight the presence of coastal birdlife of international significance inhabiting many beach and stream and lagoon mouth locations, such as Taylors Beach, Dora Point, Stockyard Flats, Beaumaris Beach, Scamander River mouth to name some. Several responses cited decades of monitoring and scientific research of shorebirds and their conservation. They highlighted many are listed and protected threatened species and international migratory species and called for Council to allocate dog access to beaches based more on the science and with PWS.

The main concerns include the detrimental impact of uncontrolled dogs and off-road vehicles on nesting shorebirds. Respondents call for more permanent and strategically placed signage, increased enforcement of dog regulations, and a shift in policy to prioritize wildlife habitat more over dog access. Suggestions include better fencing during breeding seasons, a comprehensive communication and compliance plan involving both Parks and Council and establishing human exclusion zones at shorebird breeding sites.

Overall, the feedback highlights the need for a balanced approach that respects the ecological value of the beaches while addressing the needs of responsible dog owners through clear guidelines and robust enforcement.

Responsible Ownership

Many of these further comments emphasized the need for responsible dog ownership and stricter enforcement of dog regulations on Break O'Day beaches. Many respondents expressed concerns about non-compliance with leash laws, noting that some dog owners only leash their pets when others approach, leading to uncontrolled dogs disturbing wildlife and other beachgoers. Additionally, increased enforcement and patrols are deemed necessary to ensure compliance, with some suggesting penalties for both off-leash violations and failure to pick up dog waste.

Respondents also highlight safety issues caused by aggressive, off-leash dogs, especially in areas like St Helens and around Scamander. They advocate for a balanced approach that educates dog owners while enforcing regulations to protect both wildlife and the community. Some respondents suggest that dog owners should be rewarded with more off-leash areas if they demonstrate responsible behavior, while others argue for prohibiting certain breeds in public places due to safety concerns. Overall, there is a strong sentiment that responsible dog ownership should be a priority to ensure the safety and enjoyment of all beach users.

Compliance

Survey responses reveal significant concerns about compliance with dog regulations on Break O'Day beaches. Respondents say that dog owners frequently ignore leash laws leading to uncontrolled dogs disturbing wildlife and other beachgoers.

Respondents suggest there is a lack of enforcement and patrols, resulting in rampant non-compliance, and many respondents call for more frequent patrols by Animal Control Officers and greater cooperation with the Parks and Wildlife Service. Incidents of aggressive dog behaviour, including attacks on other dogs and humans, are reported.

Recommendations for improvement include increasing enforcement resources, implementing a more hands-on approach to wildlife protection and educating dog owners. Respondents stress the need for a balanced approach that respects both dog owners and wildlife conservation.

More dog access

A strong desire for more off-lead areas for dogs was indicated in some responses. While acknowledging the necessity of prohibited and on-lead zones, many respondents feel that the current off-lead areas are too limited, particularly along Scamander. During peak holiday seasons, these areas become congested with dog walkers and people fishing, leading to conflicts and the need for dog owners to constantly leash their pets. Many respondents argue that responsible dog owners should be trusted and rewarded with longer stretches of beach where their dogs can exercise off-lead under effective control. Specific suggestions include extending the off-lead area from Dune Street south of Steels Beach towards Falmouth. Another called for exercise opportunities or areas to be provided suitable for greyhounds that have retired or never raced.



Respondents believe that by respecting the environment and ensuring the safety of all beach users, the privilege of off-lead areas can be maintained and expanded.

Less dog access

Survey responses show a strong preference for reducing off-lead areas for dogs and increasing restrictions. Many respondents emphasize the negative impacts of uncontrolled dogs on wildlife and other beachgoers, supporting the prohibition of dogs at specific locations like Dora Point/Humbug NRA and Dianas Basin campground. They argue that dogs should not be allowed to run unrestrained on any beaches, as this leads to disturbances, aggression, and harm to wildlife. There is a clear call for stricter enforcement and more designated on-lead or no-dog zones to ensure the protection of vulnerable species and to create a safer environment for all.

Other

There were survey responses show strong support for the council's dog management policy and appreciating the opportunity to comment and contribute to it. There is appreciation for the provision of safe off-leash spaces accessible to all dogs, recognizing the importance of equal opportunities for exercise and safety. Equitable resolution of barking dog issues was raised.

A suggestion was also made to monitor dog access and compliance on beaches and shorebird populations to inform Council's dog policy and reviews.

Parks and Wildlife Service

The written submission from the Parks and Wildlife Service (PWS) needs particular attention.

The PWS has legislated authority over dog access to the Reserves it manages. Council needs to align its responsibility under the Dog Control Act for its Dog Management Policy and Declared areas with PWS management of Reserves. Council has collaborated closely with PWS on this for many years. This is important on Break O'Day's beaches, which are largely PWS managed Reserves, because they are critical habitat for many significant and threatened shorebird species, while also being sought after by dog owners for recreation and exercise with their dogs. As do many other beach goers too.

The following points outline implications for parts of the draft revised policy from the written submission from the PWS. (The position and views of PWS is wider and go beyond these points alone.)

- Minor extensions to Mariposa Beach and Stieglitz Beach supported, no other Off Lead area changes. (The Off-leash Area at Lagoons Beach should be listed with others in Section 3.1.1 of the Policy.)
- Make seasonally restricted beaches, including the change to the restricted area boundary at the north end of Taylors Beach (Margerys Corner on Lead extension).
- PWS strongly opposes including the provision proposed for 'dog swims' in on-lead areas.
- Make the Restricted (prohibited at all times) areas, notably: St Columba Falls and MTB trails network (while also making 'On Lead' the area proposed at Poimena MTB trailhead).
- Supports Prohibited areas, including making the Prohibited areas at Dianas Basin and South of Dora Point, and 'temporary prohibited' provision.
- Prefers that the Scamander River Mouth seasonal closure area (bird refuge) be Prohibited to dogs. And would support at Seymour, prohibiting dogs from the wetland area (in Seymour Conservation Area) and Templestowe Beach (rather than the On Lead proposed).
- Implementation: all 8 access points on Taylors Beach (seasonally restricted) be signed in future to support compliance efforts.

Policy Implementation

Comments and suggestions were often made regarding signage, education and information and particularly enforcement of compliance with dog management regulations.

The Code Relating to Responsible Ownership of Dogs (Section 2 in the Policy, questions 6 and 7 in the survey) includes entitlements and responsibilities for everyone. These include for Council to apply its role under the Dog Control Act and undertake education, awareness and enforcement activities to promote responsible dog ownership.

The feedback received on things like dog zone and shorebird information signage, enforcement of dog access rules and information and education for the community is helpful for the implementation of the Dog Management Policy that will follow. Some proposals, such as the 'dog swims' provision, raised concerns about the practicality of implementing them. However, funding and delivery of the Policy is a matter for Council and others it collaborates with, such as PWS, and the whole community, not the Policy itself.

Marshalling the resources needed and then undertaking this work is not something the Policy can do for itself. The feedback on these implementation matters is welcomed; it will be informative for the community and will be helpful to Council and its partners.

DRAFT FOR CONSIDERATION

2024 Revision of DOG MANAGEMENT POLICY 2018

DEPARTMENT:	Development Services
RESPONSIBLE OFFICER:	Manager Infrastructure & Development Services
LINK TO STRATEGIC PLAN:	To balance our use of the natural environment to ensure that it is available for future generations to enjoy as we do.
STATUTORY AUTHORITY:	Dog Control Act 2000
OBJECTIVE:	Council aims to achieve a balance between the reasonable expectations of dog owners and the community. Dogs and their owners shall have the opportunity to enjoy what the Break O'Day Municipality has to offer them, whilst safety and amenity for the community are maintained and wildlife are protected from harm.
POLICY INFORMATION:	<p>Adopted 8 November 2010 – Minute No 11/10.14.3.284</p> <p>Amended 9 November 2011 – Minute No 8/11.14.3.302</p> <p>Amended 17 September 2012 – Minute No 09/12.14.8.250</p> <p>Amended 17 June 2013 – Minute No 06/13.11.14.160</p> <p>Amended 15 December 2014 – Minute No 12/14.14.5.370</p> <p>Amended 17 December 2018 – Minute No 12/18.15.5.315</p> <p>Corrected (map) 9 January 2019 - Minute No 12/18.15.5.315</p> <p><i>Working Draft for Council & PWS consideration - July 2024</i></p>

POLICY

1 PREAMBLE

In the Break O'Day Municipality, the *Dog Control Act 2000* regulates the control and management of dogs. It requires Break O'Day Council develop and implement a policy on dog management in the municipality and gives it certain powers in relation to the management of dogs, including declaring dog access areas.

Dogs are the valued companions of many residents and visitors, young and old and some keep one or more working dogs. All have legal and ethical responsibilities to their dogs and the community. However not everyone in Break O'Day values dogs the same. Community health, safety and enjoyment of urban life and the outdoors can be detrimentally affected by poor care and control of dogs.

Break O'Day is also home to a diverse range of native animals. Some of our wildlife can be harmed by dogs; unwittingly or carelessly, in play or through natural behaviours and hunter instincts. Our coasts are the habitat for many 'shorebirds' and most of these are in reserves such as National Park and Conservation Area, which are managed primarily for the conservation of natural values by Tasmania Parks and Wildlife Service.

Shorebirds face enough natural challenges to their survival as it is; some migrate thousands of kilometres to feed and breed here. Because our beaches are so popular with people many shorebirds face additional pressures which have reduced their numbers and pushed some species

to the brink. Several species are threatened with extinction and are listed in state and national laws to protect them. Among other factors, disturbance and harm from dogs is a known factor of shorebird decline.

Council, with the community and Parks and Wildlife Service, can create guidelines and set boundaries to provide an equitable balance between people, dogs and wildlife. This policy provides for those who do not own dogs or may be adversely impacted by them, those who own a dog and need places for the enjoyment and exercise of their dog, and those who speak up for the native wildlife and natural values of the municipality.

This policy and its Declared areas do not represent all regulation of dogs or all dog access rules in Break O'Day municipality. Other conditions do apply elsewhere on Reserves, other authority land and also under the Dog Control Act. Dog owners must check for and be aware of other requirements and regulations.

2 CODE RELATING TO RESPONSIBLE OWNERSHIP OF DOGS

2.1 Entitlements

- Individuals are entitled to own one or more dogs.
- The community is entitled to expect that dog owners will be responsible and not create a nuisance and responsible dog owners are entitled to the community's respect as a dog carer.
- Individuals and the community are entitled to be consulted on plans that are likely to affect enjoyment of their local area in relation to the management of animals.
- Council is entitled to expect that dog owners will be responsible and register their dogs.

2.2 Responsibilities

Individuals are responsible for ensuring:

- a) their dog is well fed and cared for.
- b) their dog is provided with adequate shelter from the elements.
- c) their dog is fully vaccinated.
- d) their dog is exercised in an appropriate manner.
- e) their dog is exercised in public areas in designated locations.
- f) their dog is always under effective control including when off lead.
- g) their dog does not cause a nuisance to neighbours or the community.
- h) their dog is not a threat or menace to members of the community or other animals.
- i) they collect the faeces their dog drops promptly and dispose of them properly.
- j) they are aware of the rights and responsibilities for the care and exercise of dogs.
- k) compliance with all regulations under the *Dog Control Act 2000*, including this policy.

Council is responsible for:

- a) Ensuring that sufficient public consultation is carried out regarding any changes that may affect the community or dog owners.
- b) Fulfilling its obligations under the *Dog Control Act 2000*.
- c) Dealing with nuisances, complaints and non-compliance in a timely, fair and effective manner.
- d) Establishing dog zones to provide access to areas for the reasonable exercise needs of dogs and their owners and to protect public health and safety, natural values and amenity.
- e) Encouraging responsible dog ownership through education, awareness and enforcement and public facilities for dogs.
- f) Supporting pensioners, guide dogs and early payment of registration with discounted fees.
- g) Undertaking regular reviews of this policy.

3 DOG MANAGEMENT ZONES – DECLARED AREAS

This section sets out Council's policy in relation to Declared areas having considered community views and consulted the Tasmania Parks and Wildlife Service (PWS) on a draft revised Policy and Declared areas. The current areas Council Declared for six years from 14 January 2019 remain in force.

These new Declared areas are subject to the Tasmania Parks and Wildlife Service support to authorise the same dog access conditions under their Reserve management legislation. These new Declared areas are Council policy, but will not come into force until Council publishes a public notice in accordance with Sec. 25 of the *Dog Control Act 2000*.

3.1 Exercise Areas

Access for the exercise and general recreation of dogs while under effective control on sections of beaches and areas of parks and reserves with facilities. Providing for the welfare, good care and wellbeing of dogs and their owners. These are off lead areas.

3.1.1 Dog Off Lead (exercise) beaches

Areas where dogs are allowed off lead under escort by their owner or competent person and must remain under effective control. Dog controllers are to remain mindful of other people and wildlife in the area.

Beaches with sections available for dog off lead exercise are at:

- 3.1.1.1 Ansons Bay (Boronia Street)
- 3.1.1.2 Steiglitz beach (two)
- 3.1.1.3 Maurouard Beach (middle, area designated for recreational vehicle use)
- 3.1.1.4 Ring Rock (Dianas Beach, opp. Paddys Island)
- 3.1.1.5 Beaumaris (south of Yarmouth Creek.)
- 3.1.1.6 Scamander (Byatt Court to Wrinklers Lagoon and section of Steeles Beach south of River mouth)
- 3.1.1.7 Mariposa Beach
- 3.1.1.8 Four Mile Creek Beach (middle)
- 3.1.1.9 Chain of Lagoons campground (section north of day use carpark)
- 3.1.1.10 Seymour (Long Point south beach)

Dog Off Lead exercise beaches and are shown on the attached maps.

3.1.2 St Helens Sports Recreation Grounds – 'Dog Yard'

At the corner of Eagle and Young Streets, access off Eagle Street.

3.1.3 Two Exercise areas at St Marys

Two dog park areas are proposed for St Marys for off lead dog exercise and are shown on the attached maps. One at the St Marys Sports Grounds and one near the old railway station open space land on Main St. These two Exercise areas would not be formally Declared by Council until after necessary infrastructure is installed.

Dog Off Lead exercise areas (dog parks) are shown separately on the attached maps.

3.2 Training Areas

Areas of Council parks and reserves where dogs may be trained subject to any specified conditions.

3.2.1 St Helens Sports Recreation Grounds

Attached to the St Helens Sports Recreation Grounds 'Dog Yard', at corner of Eagle and Young Streets, access off Eagle Street. As shown on the attached map.

3.3 Restricted Areas

Areas where dog access is restricted: to certain hours, days or seasons when kept on a lead, or not allowed at any time.

Note: Section 4 of the Dog Control Act 2000 stipulates a dog lead must be no less than 2 metres in length in these Declared 'Dog On Lead' areas and is also required for dogs in public places when "on a road or road-related area in a built-up area".

3.3.1 Dog On Lead areas

'Dog On Lead' access opportunities for dogs and their owners to various coastal, foreshore, township open space areas and streets are provided to also protect public health and safety and wildlife. Includes Mt Poimena day use area (and MTB trailhead) in Blue Tier Regional Reserve. Dogs must be kept on a lead at all times in these areas.

These areas are shown as 'Dog On Lead' on the attached maps.

3.3.2 Beaches with seasonal and daily restrictions

3.3.2.1 Taylors Beach

Area: From Big Lagoon Creek to Sloop Lagoon

Restriction: Dogs prohibited from 1 October to 31 March, to protect wildlife. On lead at all other times.

3.3.2.2 Binalong Bay Beach

Area: Length of the beach and including Gants Lagoon mouth and spit, as far as the northern beach access at Lyall Road.

Restriction: Dogs prohibited from 1 October to 31 March for public health and safety and the protection of wildlife. On lead at all other times.

3.3.2.3 Boat Harbour Point, Binalong Bay

Area: Two sheltered rockpools opposite Bay View Avenue and surrounds.

Restriction: Dogs prohibited from 1 October to 31 March for public health and safety. On lead at all other times.

3.3.2.4 Maurouard Beach

Area: Northern section outside area designated for recreational vehicle use.

Restriction: Dogs prohibited from 1 October to 31 March to protect wildlife. On lead at all other times.

- 3.3.2.5 Scamander River mouth
 Area: The northern bank, sand spit and shoals area at the river mouth. Southern boundary is 50m from rock-wall lining the south bank and then a line due east.
 Restriction: Dogs prohibited from 1 October to 31 March for the protection of wildlife (high significance, breeding area) and public health and safety. On lead at all other times.
 On the eastern (seaward) edge of this area only, when a dog is On Lead and *on the wet sand* (below the last high tide mark), transit directly between the On Lead areas north and south is permitted from 1 October to 31 March.
- 3.3.2.6 Denison Beach
 Area: From Porch Rocks to Denison Rivulet.
 Restriction: Dogs prohibited from 1 October to 31 March to protect wildlife. On lead at all other times.

Beaches with seasonal and daily restrictions are shown on the attached maps.

3.3.3 Other Restricted Areas where dogs are not allowed.

In certain places dogs are not allowed at all (prohibited at all times), to protect public amenity, health and safety and wildlife.

- 3.3.3.1 St Columba Falls
 Area: Area at of St Columba Falls walking trail and carpark on St Columba Falls Road.
 Restriction: Dogs are prohibited at all times, to protect public health and safety and wildlife.
- 3.3.3.2 St Helens Aerodrome
 Area: St Helens Aerodrome fenced airstrip and aerodrome facilities area, Aerodrome Road St Helens.
 Restriction: Dogs are prohibited at all times, to protect public health and safety.
- 3.3.3.3 St Helens Mountain Bike Trails (MTB Trails)
 Area: Flagstaff Stacked Loops and Town Link Trail (20m corridor) and trailheads. And Bay of Fires Trail and Blue Teir Decent (20m corridor), but not the Mt Poimena (Blue Tier Regional Res.) day use area (and MTB trailhead).
 Restriction: Dogs are prohibited at all times, to protect public health and safety and wildlife. At Council's discretion organised events involving dogs may be individually and conditionally allowed.
- 3.3.3.4 St Helens Recreation Grounds
 Area: All of the sports complex regardless of whether sport is being played, except for the Declared Dog Exercise and Training Areas on the corner of Eagle and Young Streets.
 Restriction: Dogs are prohibited at all times, to protect public health and safety. At Council's discretion organised events involving dogs may be individually and conditionally allowed.

- 3.3.3.5 Sports grounds and golf courses other than St Helens Recreation Ground.
 Area The playing fields and playing areas (regardless of whether sport is being played).
 Restriction: Dogs are prohibited at all times (from surfaces of playing fields and playing areas) to protect public health and safety but may be taken elsewhere if on a lead at all times. At Council's discretion organised events involving dogs may be individually and conditionally allowed.
- 3.3.3.6 St Helens Wharf
 Area The loading area designated by Marine and Safety Tasmania.
 Restriction: Dogs are prohibited at all times, to protect public health and safety including marine produce.

These other Restricted areas (except for 3.3.3.5) are shown on the attached maps. Note that while they are Declared as 'Restricted' under the Dog Control Act (Sec. 23), those that prohibit dogs at all times are shaded on the maps the same as 'Prohibited' areas (3.4 below).

3.4 Prohibited Areas

3.4.1 Wildlife habitat areas

Areas containing sensitive habitat for native wildlife.

- Area Various sections of coastline and beaches, islands and islets and other inland native habitat areas, including parts of reserves where dogs are not permitted. These are shown on the attached maps.
- Prohibited: Dogs are prohibited at all times to protect shorebirds, migratory birds and other wildlife from disturbance from disturbance and harm.

3.4.2 Temporary wildlife habitat protection

Localised areas containing sensitive habitat for native wildlife from time to time, such as seasonal bird nesting areas.

- Area An area identified at the General Manager's discretion and following a request of the Parks and Wildlife Service, that is marked by fencing on the ground, signs and public communications indicating the temporary exclusion area. These are not shown on the attached maps.
- Prohibited: Dogs are prohibited from these areas marked by temporary fencing and signage, to protect significant shorebirds, migratory birds or other wildlife from disturbance and harm. The need for such protection can occur at short notice.

Note: Under Section 28 of the Dog Control Act 2000 the following areas are prohibited public areas.

- a) any grounds of a school, preschool, kindergarten, crèche or other place for the reception of children without the permission of a person in charge of the place; or
- b) any shopping centre or any shop; or
- c) the grounds of a public swimming pool; or
- d) any playing area of a sportsground on which sport is being played; or

- e) any area within 10 metres of a children's playground.

In National Park and several other classes of Reserve the *Tasmanian National Parks and Reserves Management Act* and its Regulations will not permit dogs at all.

4 FEE STRUCTURE

Council utilises its current *Schedule of Fees and Charges* as an additional method of promoting responsible dog ownership. Discounts are provided to those who make early payment.

5 APPLICATION

This policy applies to the Break O'Day municipal area in its entirety. However as noted in the Preamble, the Declared areas included do not represent all dog access, regulation and control of dogs in the municipality.

6 REVIEW

This Policy will be reviewed every five (5) years in line with Council's Policy Framework or earlier in the event of major changes to legislation or related policies, procedures or if deemed necessary by the General Manager.

*Intended Declared areas maps - for Council/PWS confirmation
Draft Dog Management Policy July 2024*



Index Map and Legend

-  Dog Off Lead Exercise Beach
-  Dog On Lead
-  Exercise area (dog park)
-  Restricted (seasonal conditions)
-  Training area
-  Prohibited

Refer to the Policy text for detail on conditions and terms applying to Restricted and other Declared dog management zones.

To view these dog zones in detail on [an online map click here](#). For a copy of the draft revised Policy and an online comments form, view the *Community Consultation and Dogs* pages of Council's website - www.bodc.tas.gov.au, or contact Council on (03) 6376 7900 or admin@bodc.tas.gov.au.

These mapped dog zones and this Policy do not represent all dog access rules or all regulation of dogs in Break O'Day municipality. Dog owners must check for and be aware of other requirements and regulations. Further legislated conditions and controls apply elsewhere on PWS managed Reserves and other public land.



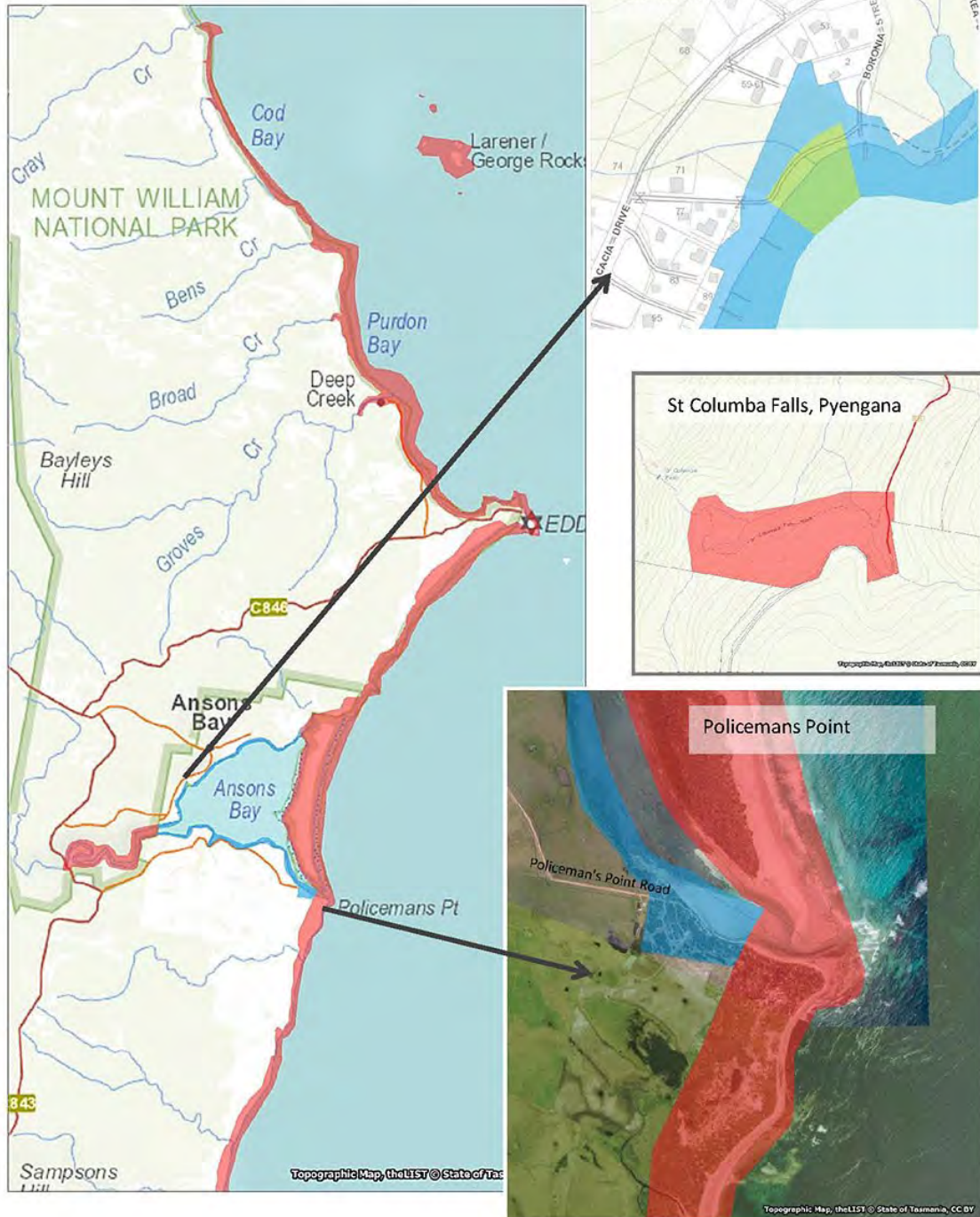
TBC_Rev_DogZones_BODC_020724.TAB

Base image by TASMAP (www.tasmap.tas.gov.au)

Base data from theLIST (www.thelist.tas.gov.au).

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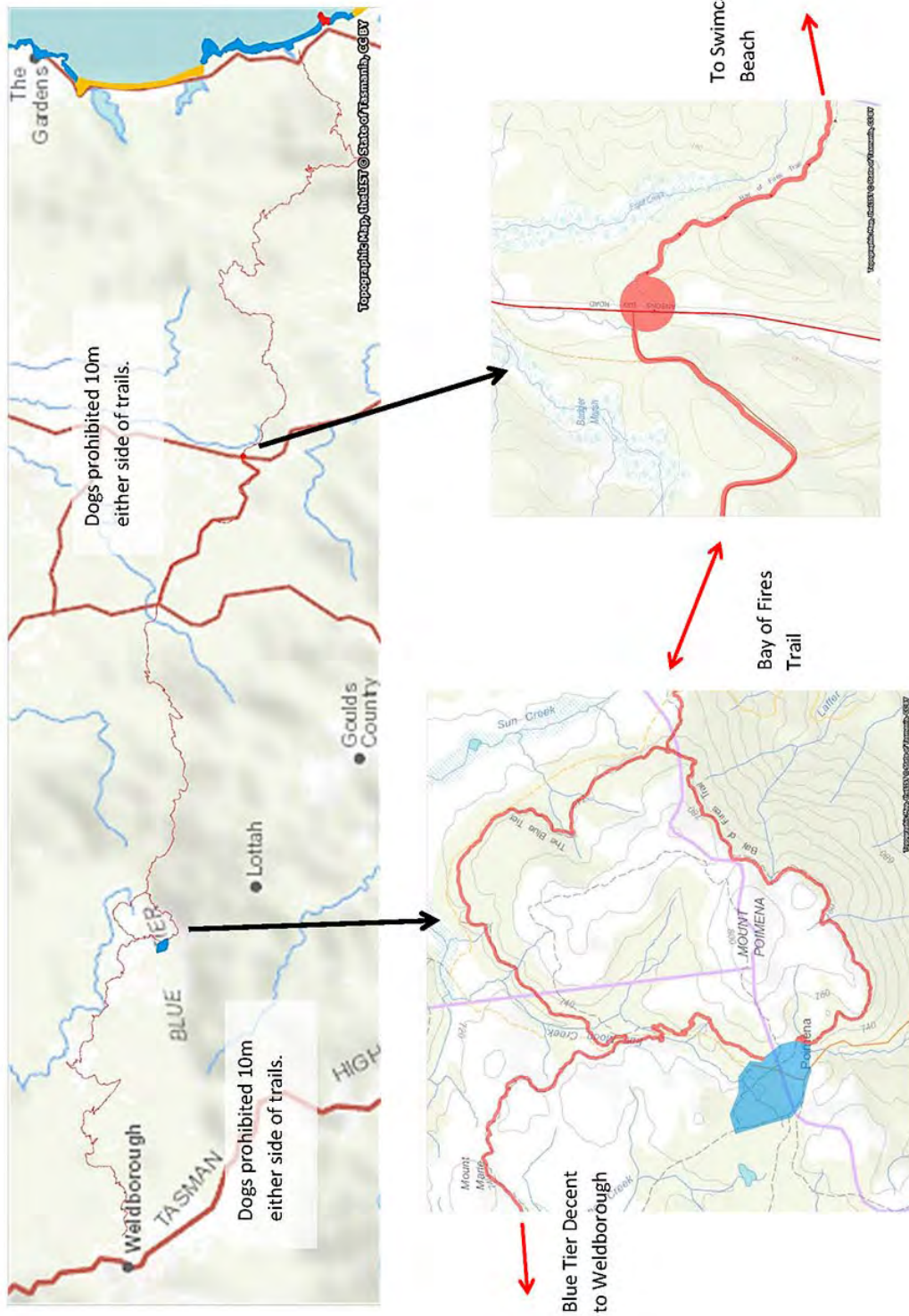
A wukalina/Mt William - Irapuna/Bay of Fires
And St Columba Falls, Pyengana



B The Gardens – Binalong Bay

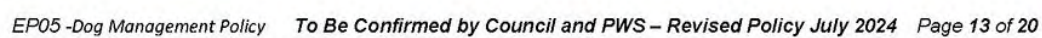


B Blue Tier/Piomena Mountain Bike Trails



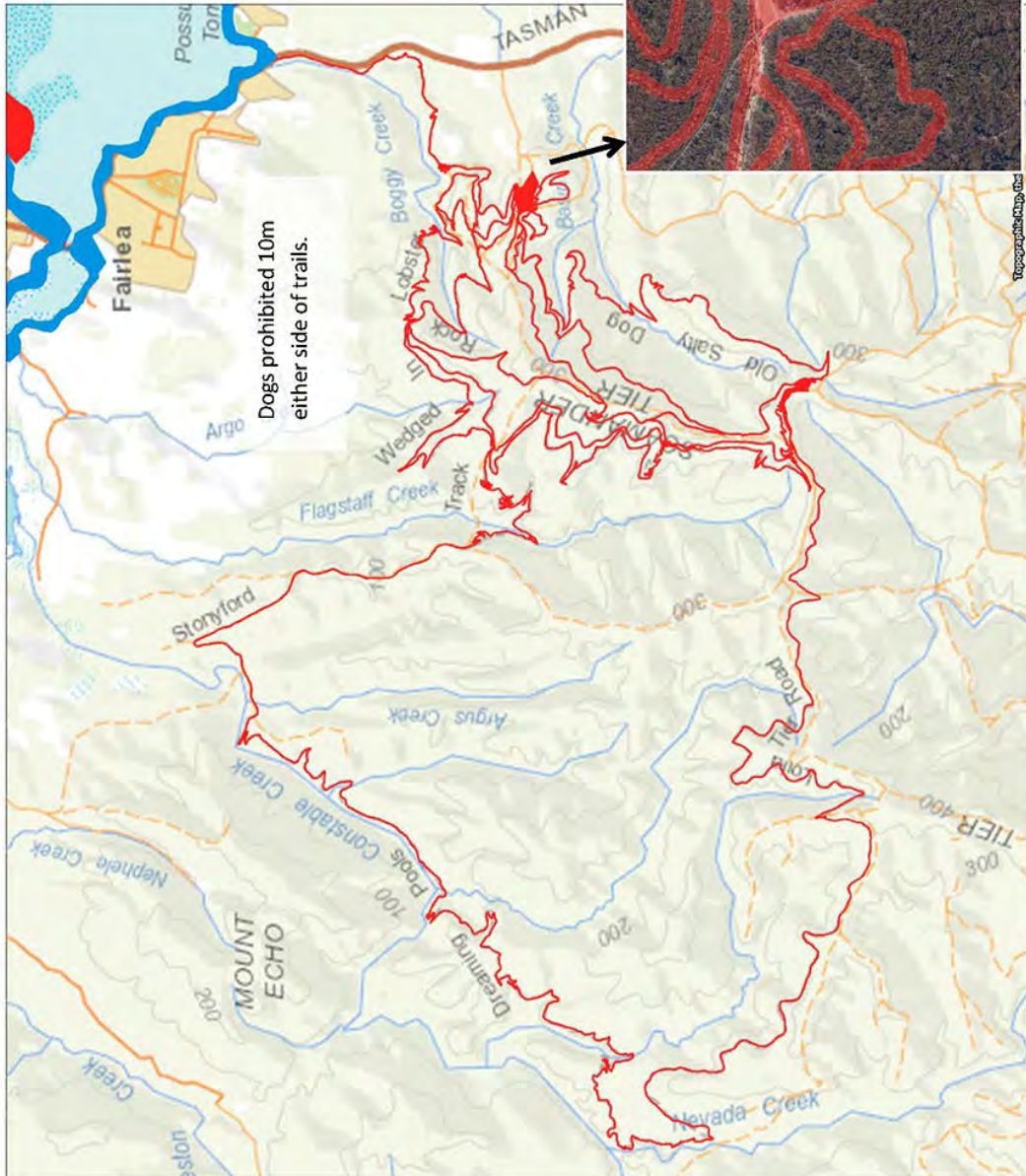
B Binalong Bay



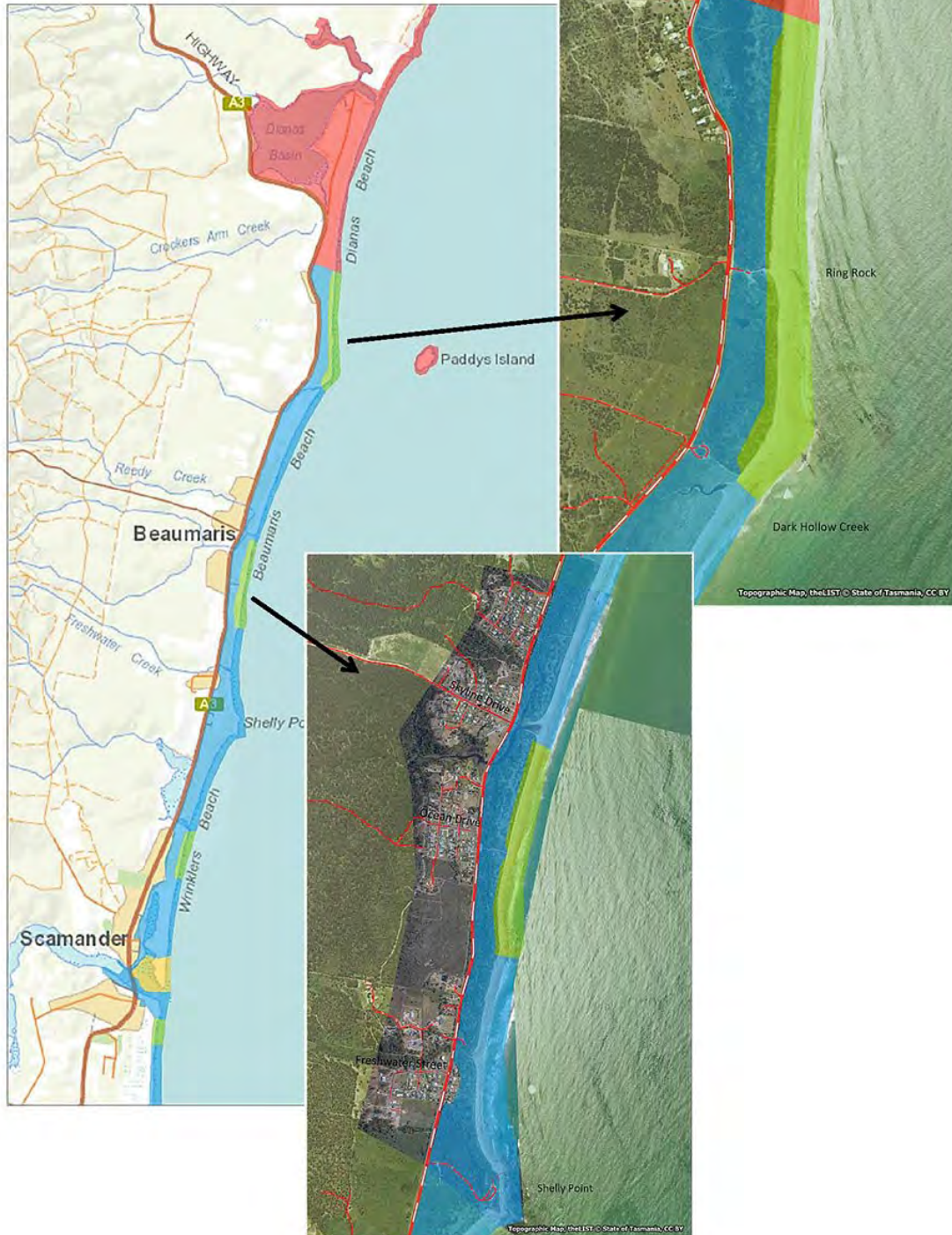


C Flagstaff Stacked loops
Mountain Bike Trails

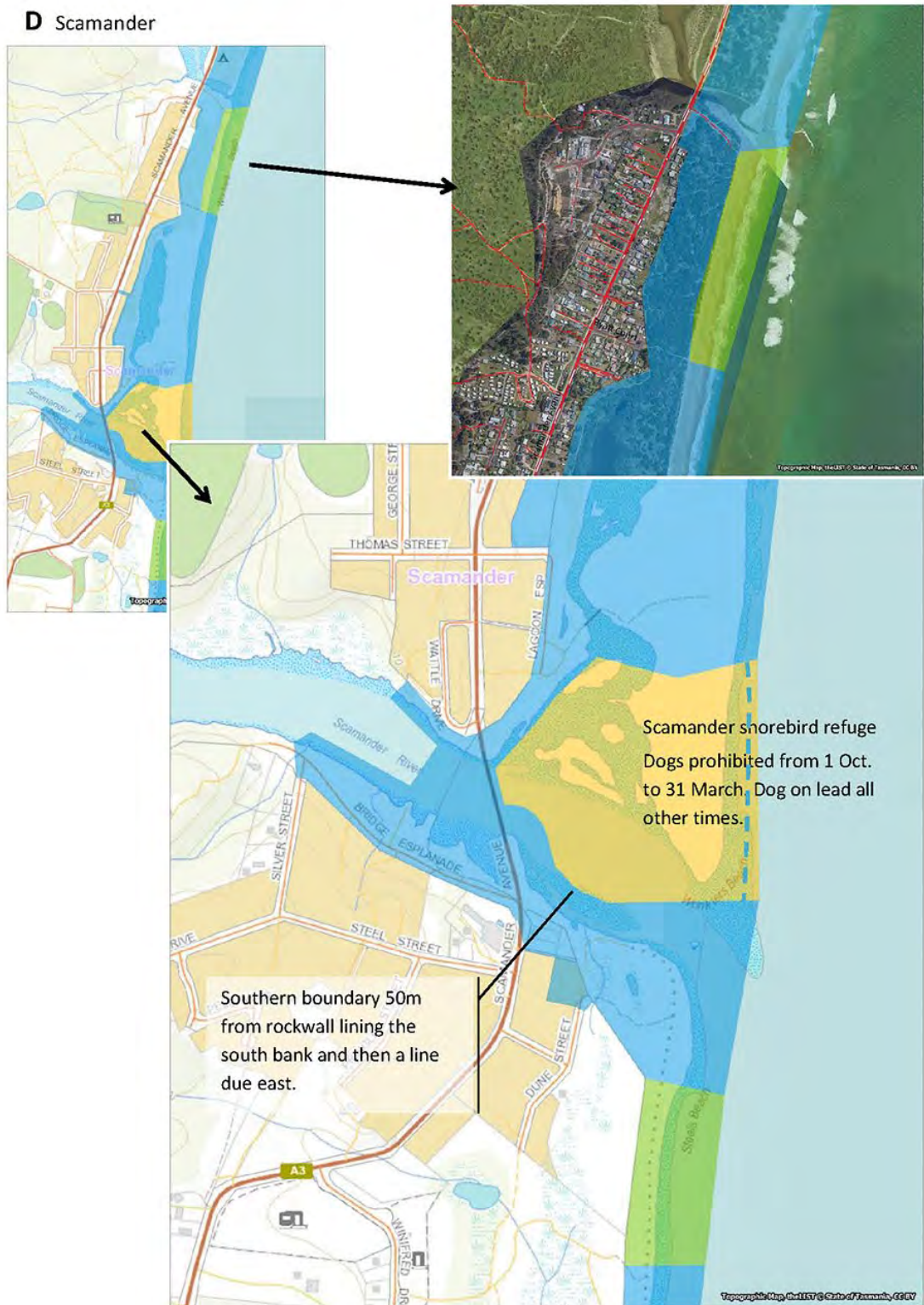
Dogs prohibited at
Trailhead and 10m
either side of trails.



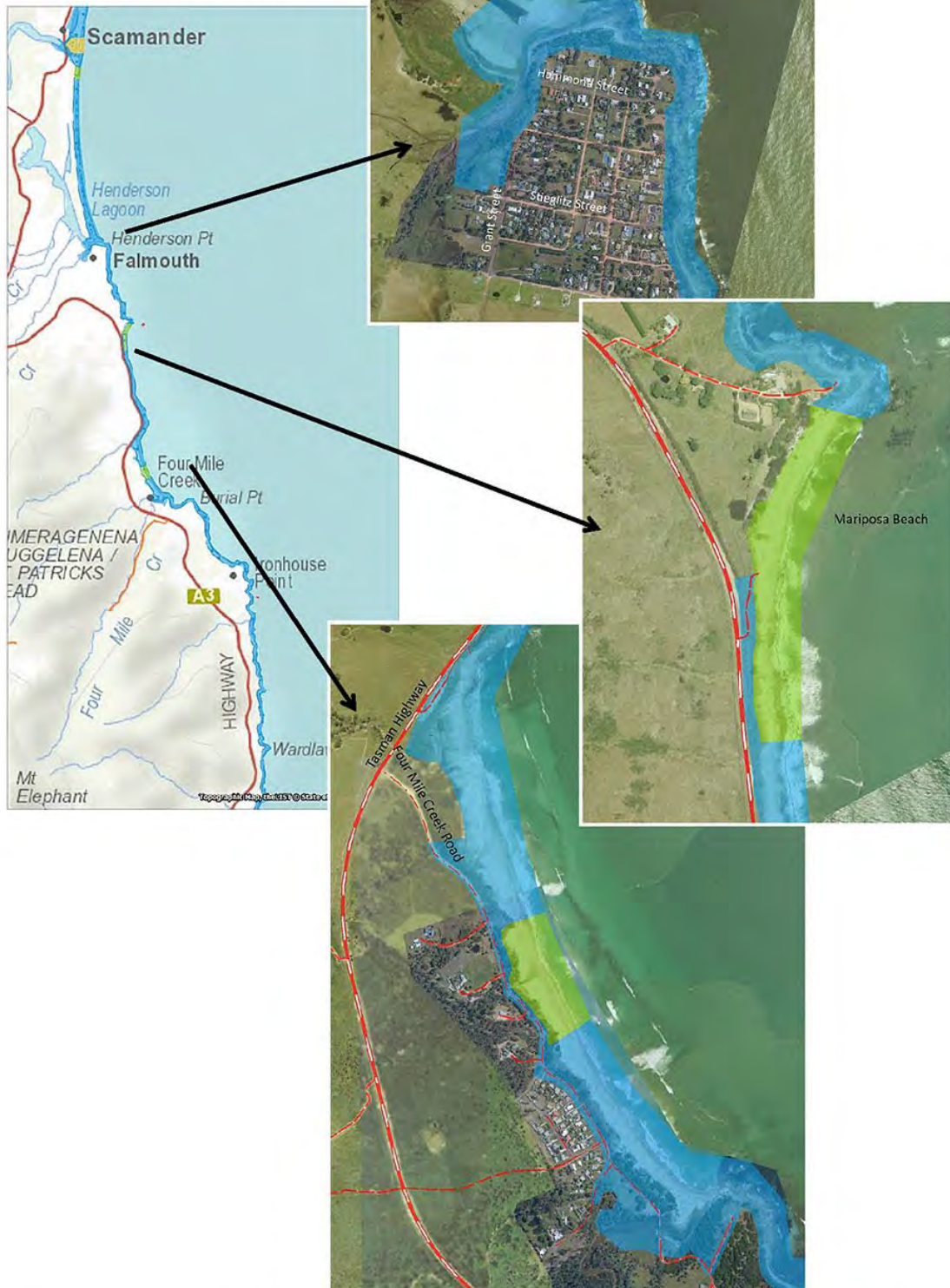
D Dianas Basin - Scamander



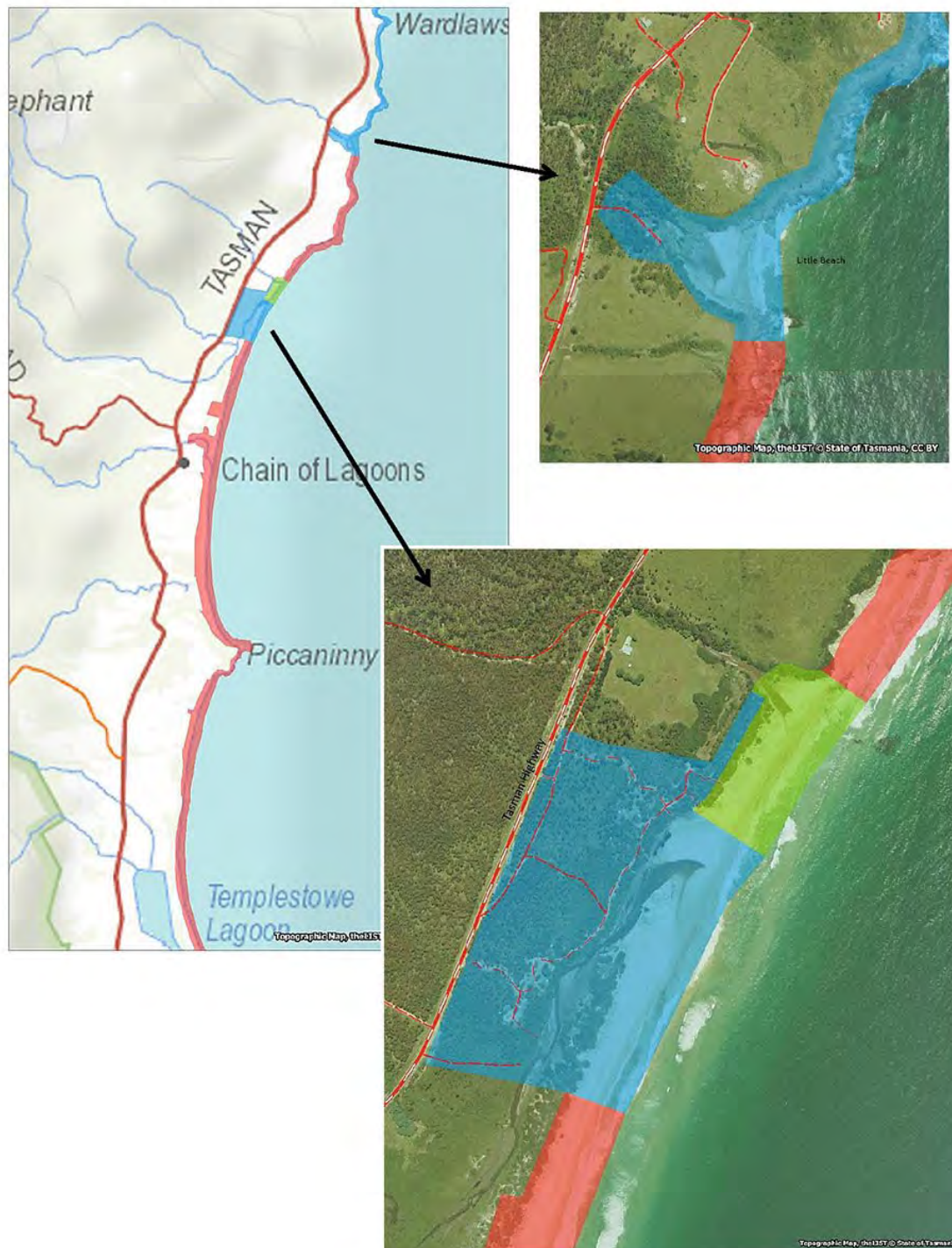
D Scamander



E Falmouth - Wardlaws Point



F Chain of Lagoons to Templestowe Beach

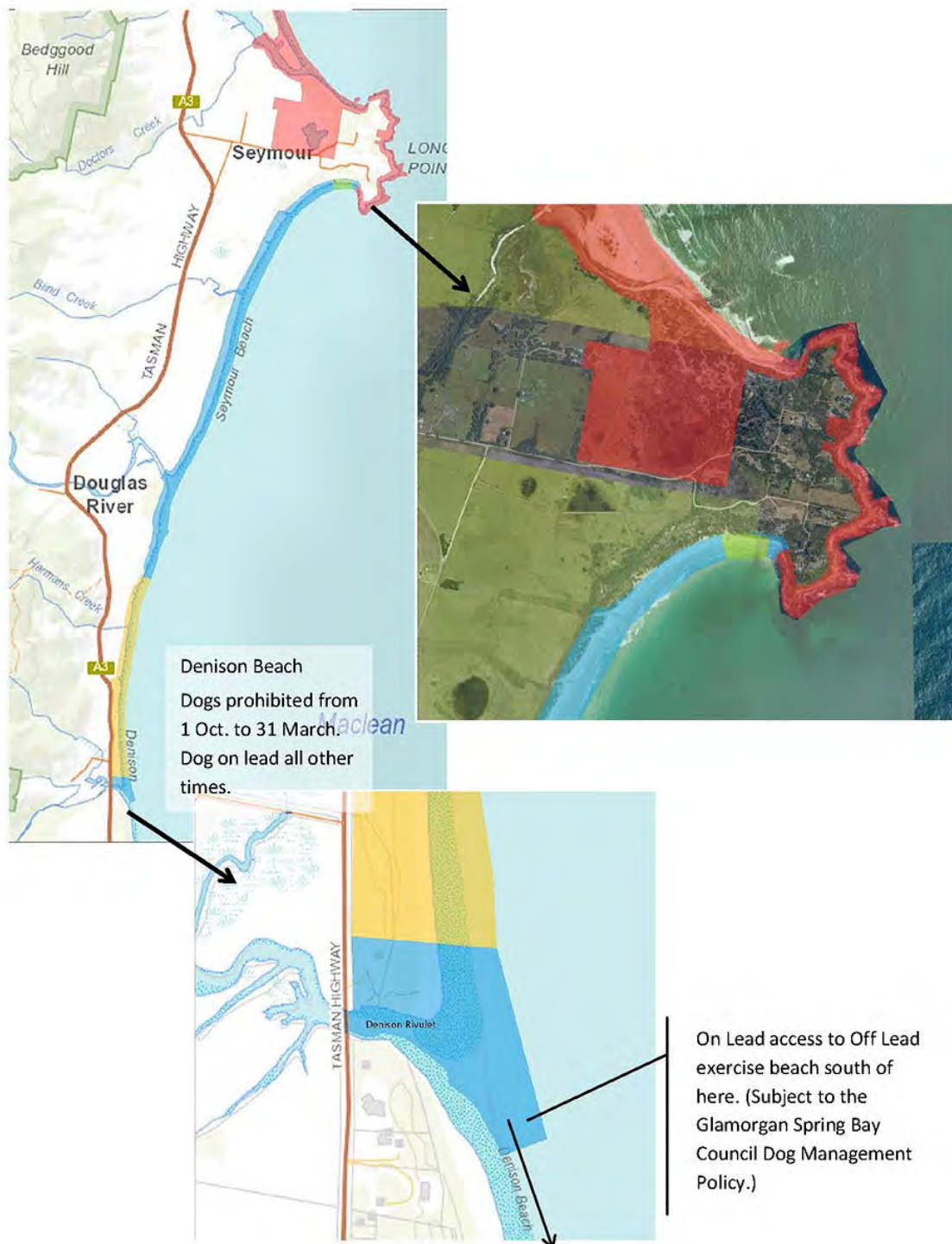


F St Marys – Future dog parks for
Off Lead exercise

These two Exercise areas would not be formally Declared by Council and available for use until after necessary infrastructure is installed.



G Seymour - Denison Rivulet



ACTION	INFORMATION
PROPONENT	Council Officer
OFFICER	John Brown, General Manager
FILE REFERENCE	002\012\001\
ASSOCIATED REPORTS AND DOCUMENTS	Nil

OFFICER'S RECOMMENDATION:

That the General Manager's report be received.

INTRODUCTION:

The purpose of this report is to provide Councillors with an update of various matters which are being dealt with by the General Manager and with other Council Officers where required.

PREVIOUS COUNCIL CONSIDERATION:

Provided as a monthly report – Council consideration at previous meetings.

OFFICER'S REPORT:**Meeting and Events attended:**

25.06.2024	St Helens	– Reconciliation Action Plan Working Group initial meeting with Reconciliation Tasmania to discuss the process and how to deliver this Plan to community. Really interesting and positive meeting and I look forward to being involved in the plan development.
25.06.2024	St Helens	– Temporary Helicopter Landing Area, meeting with Rotolift, Tas Ambulance Service and St Helens Hospital to discuss the location and construction of a Temporary HLA
28.06.2024	Launceston	– Circular North (NTWMP) Steering Committee meeting - Briefing on final draft of the Strategy, ReThink Waste Proposal, Program report
28.06.2024	Launceston	– General Manager's Regional Meeting
01.07.2024	Canberra	– Michael Sukkar MP for Deakin Shadow Minister for Housing and Homelessness, NDIS and Social Services meeting with Mayor Tucker and Deputy Mayor Krisit Chapple.
02-04.07.2024	Canberra	– Australian Local Government Association National General Assembly attended with Mayor Tucker and Deputy Mayor Chapple
05.07.2024	Canberra	– Australian Council of Local Government Forum, attended with Mayor Tucker and Deputy Mayor Chapple. The key topics of discussion were: <ul style="list-style-type: none"> ○ Service Delivery, Housing, Communications, Skills and Capacity ○ Disaster Recovery and resilience ○ Climate Change and Renewable Energy

Meetings & Events Not Yet Attended:

11.07.2024	St Helens	– Italian Day Centre Meeting
15.07.2024	St Helens	– Council Meeting

General – The General Manager held regular meetings with Departmental Managers and individual staff when required addressing operational issues and project development. Meetings with community members included, Steve Walley & Andrew MacGregor (Regional Study Hub project), Darren Bramich (Scamander River Golf Club)

Brief Updates:

Shadow Minister Michael Sukker Meeting

Discussions with the Shadow Minister focussed on the barriers to housing and construction which exist with a focus on the availability of labour; ageing workforce; difficulty in accessing training pathways in rural and regional locations. Council's experiences with community attitudes towards affordable living were discussed with us reinforcing the need for more work being done to build community acceptance. Opportunities for projects to provide worker accommodation and Independent Living Units were discussed with discussions centering around the role that the Federal Government could play in funding the infrastructure such as roads, water, sewerage etc in developments for this purpose. Also raised concerns regarding the National Housing Infrastructure Facility where Loans require a long-term lease of 99 years with a community housing provider, houses would be past end of life well before then, also the facility is too narrow with a focus on frontline essential workers.

East Coast Strategic Regional Partnership – Regional Study Hub Investigation

The Fingal Valley Neighbourhood House has been funded through the East Coast SRP to undertake an investigation in relation to the nature and extent of need for assistance with education and training pathways which might lead to the establishment of a Regional Study Hub. The consultancy has two key elements which are linked but are likely to result in separate but complementary solutions leading to a cohesive approach

Investigate the extent and nature of need to explore the potential of an Australian Government Department of Education funded Regional Study Hub provision. The investigation would consider the nature and extent of need for all ages of learners. The feasibility will investigate the need, and level of readiness in both the Dorset and Break O' Day Local Government regions. Additional to the analysis of need, investigating and report will include possible study hub models most likely to be suitable to the Break O' Day context. If there are strong indicators of viability the intention beyond the investigation would be to submit an application to the Federal Governments cohort 5 round of funding for the Break O' Day Region.

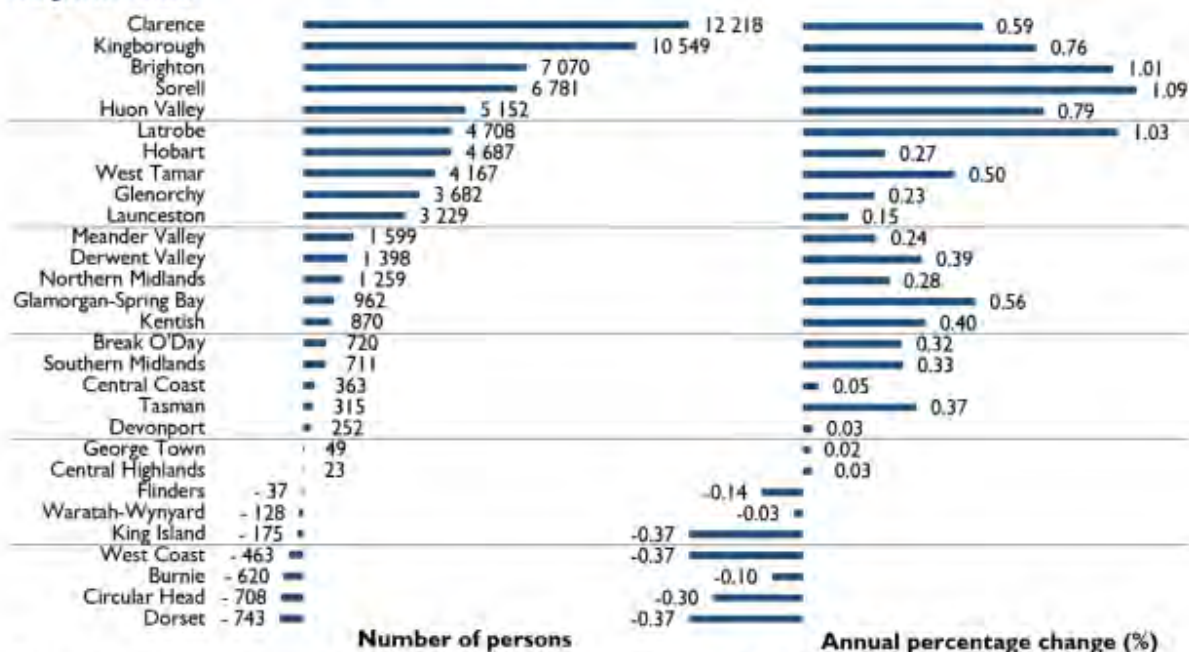
Investigate the nature and extent of barriers to full participation, engagement and attainment of educational outcomes for all ages with an in-depth analysis of the barriers and circumstance of eight to nineteen years olds and their families. The investigation will examine transition points including transitions beyond school/college to employment and career pathways into the region's projected industry workforce demands. Additional to identifying the nature and extent of barriers, seeking advice and inputs to possible solutions from community members will be an expected outcome of the investigation and reporting. The applied methodology would include a deep connection into the current reality of young people, families and providers. The consultancy

reporting will also include relevant examples of promising solutions being implemented in other Tasmanian, National and International settings.

Break O'Day Population Review

Recently the Department of Treasury and Finance released its most recent examination of population, the *Tasmanian and Local Government Area Population Projections – 2023 to 2053, Final Report and Results*. The report provides projections at the High, Medium and Low series, the following is the middle of the road.

Chart 9 - Projected LGA population growth, medium series, 30 June 2023 to 30 June 2053



Source: *Regional population and Regional population by age and sex, ABS; TasPOPP projections*

Following the release of this information, timing was right for Dr Lisa Denny to be engaged to undertake an analysis of the population situation in Break O'Day. Dr Denny has previously provided a similar analysis. The report has now been completed and it provides a detailed analysis of the projected population change for Break O'Day and an insight into the drivers of that change. There is a lot of very valuable information in this latest piece of work which could shape our directions over the next 5-10 years. When the last review was undertaken, Dr Denny provided a presentation to Council and also provided an online presentation hosted by Council, the General Manager believes that there is a lot of value in a similar approach this time.

Communications Report

TOPIC	ACTIVITY	PROGRESS
GENERAL COMMS	BODC Newsletter	<p>Included stories on:</p> <ul style="list-style-type: none"> • Long Table Lunch supporting World Elder Abuse Awareness Day • Updates on Community Engagement activities: <ul style="list-style-type: none"> - Binalong Bay BBQ Area survey - Dog Management Policy review - Beaumaris/Scamander survey report • Rate Notices information
SOCIAL MEDIA	Break O'Day Council	<ul style="list-style-type: none"> • Employment opportunities – Truck/Plant Operator, Assistant Works Manager, VIC Information Officer, Project Development Facilitator. • Learner Driver Mentor Program.
	Shared Social Media Posts	<ul style="list-style-type: none"> • Stem Expo • Free bowel screening tests – Department of Health • Georges River Farmer Landcare Meeting. • Get In2 Gear – Learner Driver Mentor Program.
EMAIL DATABASES	Continuing to develop	Continuing to collect email addresses for the newsletter and township databases. This has been going well with all the consultation underway, which is used as an opportunity to promote our EDMs.

Actions Approved under Delegation:

NAME/DETAILS	DESCRIPTION OF USE OF DELEGATION	DESCRIPTION	DELEGATION NO / ACT
Learner Drivers Program Department of State Growth	Affixing Common Seal	Deed of Variation	Number 21 – Miscellaneous Powers and Functions to the General Manager
General Manager of Break O'Day Council	Affixing Common Seal	Contract of Employment	Number 21 – Miscellaneous Powers and Functions to the General Manager
Lot Subdivision, 12 Cherrywood Drive, Scamander	Affixing Common Seal	Final Plan of Survey	Number 21 – Miscellaneous Powers and Functions to the General Manager
Tully Street, St Helens	Affixing Common Seal	Final Plan of Survey	Number 21 – Miscellaneous Powers and Functions to the General Manager

General Manager's Signature Used Under Delegation for Development Services:

DATE	DOCUMENT	ADDRESS	PID OR DA
03.06.2024	337 Certificate	36 Beaulieu Street, St Helens	9411381
06.06.2024	337 Certificate	1735 Upper Esk Road, Upper Esk	7896524
07.06.2024	337 Certificate	15c Osprey Drive, Stieglitz	9489897
07.06.2024	337 Certificate	260 St Helens Point Road, Stieglitz	6786761
07.06.2024	337 Certificate	26 Albert Street, Fingal	6410318
11.06.2024	337 Certificate	235 Ansons Bay Road, St Helens	7818622
11.06.2024	337 Certificate	33 Lawry Heights, St Helens	3435309
18.06.2024	337 Certificate	21 Telemon Street, St Helens	6782234
20.06.2024	337 Certificate	45 North Ansons Road, Ansons Bay	7432471
20.06.2024	337 Certificate	24-26 Telemon Street, St Helens	6782066
20.06.2024	337 Certificate	112 Dakins Road, St Marys	9535085
24.06.2024	337 Certificate	9 Peron Street, Stieglitz	6785603

Tenders and Contracts Awarded:

Tender Closing Date	Description of Tender	Awarded To
Friday 10 May 2024	Aquatic Facility Feasibility Study - 030\006\006\	Otuim Planning

STRATEGIC PLAN & ANNUAL PLAN:Break O'Day Strategic Plan 2017-2027 (Revised March 2022)Goal

Services - To have access to quality services that are responsive to the changing needs of the community and lead to improved health, education and employment outcomes.

Strategy

- Work collaboratively to ensure services and service providers are coordinated and meeting the actual and changing needs of the community.
- Ensure Council services support the betterment of the community while balancing statutory requirements with community and customer needs.

LEGISLATION & POLICIES:

N/A

BUDGET AND FINANCIAL IMPLICATIONS:

N/A

VOTING REQUIREMENTS:

Simple Majority

ACTION	DECISION
PROPONENT	Council Officer
OFFICER	John Brown, General Manager
FILE REFERENCE	039\002\008\
ASSOCIATED REPORTS AND DOCUMENTS	Burnie City Council – Motion – Proposed amendment to the pensioner rates remission guidelines

OFFICER'S RECOMMENDATION:

For noting

INTRODUCTION:

The next General Meeting for LGAT is scheduled to be held on the 26 July 2024 and the attached motions have been submitted for consideration at this meeting.

PREVIOUS COUNCIL CONSIDERATION:**Council Workshop 8 July 2024****OFFICER'S REPORT:**

LGAT have provided advice that the following motions have been tabled for the next General Meeting and therefore they have been listed for Councils discussion and consideration prior to the meeting. Unfortunately, Council does not always get the opportunity to consider motions prior to a meeting but in this instance, they have been submitted early enough for them to be circulated to Councils prior to the meeting.

1. Proposed amendment to the pensioner rates remission guidelines. – submitted by Burnie City Council

STRATEGIC PLAN & ANNUAL PLAN:Break O'Day Strategic Plan 2017-2027 (Revised March 2022)Goal

Services - To have access to quality services that are responsive to the changing needs of the community and lead to improve health, education and employment outcomes.

Economy - To foster innovation and develop vibrant and growing local economies which offer opportunities for employment and development of businesses across a range of industry sectors.

Break O Day Annual Plan 2023 – 2024

Actions:

Stakeholder Management - Local Government Association of Tasmania (LGAT) and Australian Local Government Association (ALGA) - Participate actively at the State and National level in Local Government matters including policy development.

LEGISLATION & POLICIES:

N/A

BUDGET; FUNDING AND FINANCIAL IMPLICATIONS:

There would be no financial implications for Council.

VOTING REQUIREMENTS:

Simple Majority



Call for Submission of Motions
*Councils are invited to submit motions for debate
to be Included at General Meetings*

Name of Council : Burnie City Council

Contact person (name, title) Bel Lynch, Director Corporate and Commercial Services

Phone: 0427 276 974**Email:** blynch@burnie.tas.gov.au

Date of General Meeting for Motion to be Included – at the determination of LGAT, after the GMC have considered this matter.....

Motion Requirements:

In order for a Motion to be considered please indicate if the proposed Motion:

- ☐ Addresses the objectives of the Association¹.
- ☒ Concerns a local government matter.
- ☒ Is a matter of common concern to councils and not a specific local issue.
- ☐ Is linked to LGAT's current Annual Plan, available [here](#)
- ☐ It not an existing resolution of the sector (please refer to the Follow up of Resolutions Report in the preceding General Meeting for a list of current resolutions).
- ☒ Has not been considered at a General Meeting in the 12 months prior.
- ☐ Relates to existing, or sought activities/policy of the Tasmanian Government and would benefit from members understanding the Tasmanian Government position prior to considering².

LGAT staff are happy to assist you in developing your motion. Please phone 03 6146 3740 in the first instance.

Please attach –

The proposed Motion, which should clearly articulate the action required of LGAT or the policy position being sought from the sector.

The attachment should also include additional background comments to ensure members have a complete understanding of what is being sought and how the Motion addresses the requirements listed above.

Email to admin@lgat.tas.gov.au

¹ The objectives of LGAT are

- (a) Protect and represent the interests and rights of Councils in Tasmania;
- (b) Promote an efficient and effective system of local government in Tasmania; and
- (c) Provide services to Members, councillors and employees of Councils.

Details of Motion

Motion Title PROPOSED AMENDMENT TO THE PENSIONER RATES REMISSION GUIDELINES

Decision Sought

That the local government sector calls upon the State Government to amend its Pensioner Rates Remission Guidelines to benefit pensioners who receive an eligible card within a financial year, post the 1st July.

Background Comment

- The Department of Treasury and Finance manage the Pensioner Rate Remission Scheme, under the Guidelines.
- This scheme enables residents to claim a pension remission from their rates in specific circumstances, and where they hold an eligible card under the Guidelines, that was issued on or before 1 July in the applicable financial year.
- Eligible residents who have a card issued to them post 1 July of a financial year, subsequently do not qualify for the pension remission discount towards their rates and charges. They must wait until the new financial year to claim.
- This means that residents who may have their eligible card issued on 14th July in the same year for example, is not eligible for the 30% remission from rates and 20% remission from the fire levy. This is despite the pensioner holding their card in this example for most of the financial year.
- We all know that the cost of living has increased significantly over the past several years and may continue to do so for some time. Our pensioners that are granted access to this scheme (Pension Concession Cards; Health Care Cards; and Repatriation Health Cards), are often living at the lower end of the socio-economic index. As such, the present Pensioner Rates Remission Scheme does not provide equitable access to what could be a significant remission from their rates (up to \$531 in some cases).
- Research undertaken across all other states, indicates that the Tasmanian Pensioner Remission Guidelines appear to be the only jurisdiction with this anomaly.
- It is recommended that council's advocate for the State Government to extend the eligibility criteria to those with an eligible card issued post 1st July to enable them to benefit from the remission of rates granted under the Pensioner Rates Remission Scheme – consistent with other mainland jurisdictions.

Pursuant to Regulation 15(1) of the Local Government (Meeting Procedures) Regulations 2015 that Council move into Closed Council.

IN CONFIDENCE

07/24.18.0 CLOSED COUNCIL

07/24.18.1 Confirmation of Closed Council Minutes – Council Meeting 24 June 2024.

07/24.18.2 Outstanding Actions List for Closed Council

07/24.18.3 Closed Council Item Pursuant to Section 15(2)D of the Local Government (Meeting Procedures) Regulations 2015 - Evercreech Bridge #422 – Fire Damage Assessment

07/24.18.4 Closed Council Item Pursuant to Section 15(2)(h) of the Local Government (Meeting Procedures) Regulations 2015 - Cllr Gary Barnes Leave of Absence

Pursuant to Regulation 15(1) of the Local Government (Meeting Procedures) Regulations 2005 that Council move out of Closed Council.

07/24.19.0 MEETING CLOSED

Mayor Tucker thanks everyone for their attendance and declared the meeting closed at ...pm.