

**Minutes of the Planning Authority Committee of the Devonport City Council  
held in the Aberdeen Room, Level 2, paranple centre,137 Rooke Street, Devonport  
on Tuesday 2 November 2021 commencing at 5:00 PM**

**Present** Cr A Rockliff (Mayor) in the Chair  
Cr J Alexiou  
Cr P Hollister  
Cr S Milbourne  
Cr L Murphy

**Councillors in Attendance** Nil

**Council Officers:** General Manager, M Atkins  
Deputy General Manager, J Griffith  
Development Services Manager, K Lunson  
Land Use Planning Coordinator, A Mountney

**Audio Recording:** All persons in attendance were advised that it is Council policy to record Council meetings, in accordance with Council's Digital Recording Policy. The meeting was live streamed via YouTube.

## 1 APOLOGIES

The following apology was received for the meeting.

Cr L Perry

## 2 DECLARATIONS OF INTEREST

The following Declarations of Interest were advised:

Councillor	Item No	Reason	Remain in the Meeting? Yes/No	If remaining, reason/s for decision
Cr J Alexiou	4.2	Knows the applicant	No	
Cr L Murphy	4.1	Property is managed by the company employed with	Yes	Property managed through commercial arm of business employed with, to which Councillor Murphy has no involvement in
Cr L Murphy	4.2	Knows the proponent and has visited proponent's business	Yes	Never received a discount or pecuniary benefit from patronising the proponent's business

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### 3 DELEGATED APPROVALS

#### 3.1 PLANNING APPLICATIONS APPROVED UNDER DELEGATED AUTHORITY

##### PAC21/13 RESOLUTION

MOVED: Cr Murphy  
SECONDED: Cr Milbourne

That the list of delegated approvals be received.

FOR: Cr Alexiou, Cr Hollister, Cr Milbourne, Cr Murphy and Cr Rockliff  
AGAINST: Nil

CARRIED 5 / 0

### 4 DEVELOPMENT REPORTS

#### 4.1 PA2021.0138 - 40 DON ROAD, DEVONPORT - GENERAL RETAIL AND HIRE

##### PAC21/14 RESOLUTION

MOVED: Cr Hollister  
SECONDED: Cr Alexiou

That the Planning Authority, pursuant to the provisions of the *Tasmanian Planning Scheme - Devonport* and Section 57 of the *Land Use Planning and Approvals Act 1993*, approve application PA2021.0138 for General Retail and Hire (adult sex product shop) subject to the following condition:

1. The use and development is to proceed generally in accordance with the site application documentation by Neil Newman, a copy of which is attached and forming part of this planning permit.
2. Any external lighting for operational and security purposes is to be baffled to reduce impacts to the residential properties located to the north of the site.
3. The developer is to ensure that the 4 parking spaces located between the property and the building can satisfy AS2890- *Parking facilities, Parts 1-6*.

Note: The following is provided for information purposes.

The developer is to note that the site does not have legal access rights to the rear of the property where additional parking spaces have been nominated. Therefore, this parking area cannot be utilised unless a right-of-way is executed, or the garage is demolished to facilitate access.

The developer is encouraged to install bicycle parking infrastructure for bikes as per clause C2.5.2 of the planning scheme.

The development is to comply with the requirements of the current National Construction Code. The developer is to obtain the necessary building & plumbing approvals & provide the required notifications in accordance with the *Building Act 2016* prior to commencing building or plumbing work.

Any signage proposed is subject to the Signs Code of the *Tasmanian Planning Scheme – Devonport* and will be subject to further planning consideration.

In regard to condition 3, the applicant should contact Council's Infrastructure & Works Department – Ph 6424 0511 with any enquiries.

Enquiries regarding other conditions can be directed to Council's Development Services Department – Ph 6424 0511.

FOR: Cr Alexiou, Cr Hollister, Cr Milbourne, Cr Murphy and Cr Rockliff

AGAINST: Nil

CARRIED 5 / 0

## **4.2 PA2021.0148 - UNIT 1 130 NORTH FENTON STREET - VISITOR ACCOMMODATION**

Cr Alexiou left the meeting at 05:03 pm.

### **PAC21/15 RESOLUTION**

MOVED: Cr Milbourne

SECONDED: Cr Hollister

That the Planning Authority, pursuant to the provisions of the *Tasmanian Planning Scheme – Devonport 2020* and Section 57 of the *Land Use Planning and Approvals Act 1993*, approve application PA2021.0148 and grant a Permit to use land identified as 1/130 North Fenton Street, Devonport for the following purposes:

- Visitor Accommodation

Subject to the following conditions:

1. The Use is to proceed generally in accordance with the submitted floor plan as submitted by the applicant, a copy of which is attached and endorsed as documents forming part of this Planning Permit.
2. The Use is to comply with the Director's Determination for short or medium term visitor accommodation.

Note: The following is provided for information purposes.

During use of these facilities all measures are to be taken to prevent nuisance. Air, noise and water pollution matters are subject to provisions of the *Building Regulations 2016* or the *Environmental Management and Pollution Control Act 1994*.

If any food products are supplied, prepared and/or cooked for guests, the business operator must contact the Council prior to the opening of the business to confirm their requirements under the *Food Act 2003*.

Enquiries regarding conditions can be directed to Council's Development Services Department – Ph 6424 0511.

FOR: Cr Hollister, Cr Milbourne, Cr Murphy and Cr Rockliff  
AGAINST: Nil

CARRIED 4 / 0

Cr Alexiou returned to the meeting at 5:06pm.

## **5 CLOSURE**

**There being no further business on the agenda the Mayor declared the meeting closed at 5:06pm.**

Confirmed

Chairperson