MINUTES OF THE OPEN SESSION OF THE ORDINARY COUNCIL MEETING OF THE DEVONPORT CITY COUNCIL HELD IN THE ABERDEEN ROOM, LEVEL 2, paranaple centre, 137 ROOKE STREET, DEVONPORT ON MONDAY 22 JUNE 2026 COMMENCING AT 5:30 PM

Meeting	From	To	Time Occupied
Open Session	5:30pm	6:45pm	75 min
Closed Session	6:51pm	7:03 pm	12 min
Total			87 min

Present

Cr A Jarman (Mayor)
Cr G Enniss
Cr P Hollister
Cr S Martin OAM
Cr A Moore
Cr D Viney
Cr J Wilczynski

Council Officers:

Chief Executive Officer, M Atkins
Deputy Chief Executive Officer, J Griffith
Executive Manager, K Lunson
Executive Manager, M Skirving
Creative Director, G Dobson
Governance Officer, C Delphin
Development Services Manager, K Stone
Planning & Regulatory Coordinator, A Mountney
Conventions & Arts Centre Manager, F Duff
Finance Manager, N Maggs
Infrastructure Manager, J Bellchambers

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. and that the meeting was being live streamed on YouTube. The digital recording of this meeting will be made available to the public on Council's website for a minimum period of six months.

1 APOLOGIES

The following apologies were received for the meeting:

Cr L Murphy	Leave of Absence
Deputy Mayor Cr S Sheehan	Apology

2 DECLARATIONS OF INTEREST

The following Declaration of Interest was advised:

Councillor	Item No	Reason	Remaining in Meeting? Yes/No	If remaining, reason/s for decision
CEO, M Atkins	4.1	My brother being the developer is a minority shareholder of the Applicant	Yes	Not voting

3 PROCEDURAL

3.1 CONFIRMATION OF MINUTES

26/98 RESOLUTION

MOVED: Cr Martin OAM
SECONDED: Cr Viney

That the minutes of the Council meeting held on Monday 25 May 2026 as previously circulated be confirmed.

FOR: Cr Enniss, Cr Hollister, Cr Jarman, Cr Martin OAM, Cr Moore, Cr Viney and Cr Wilczynski
AGAINST: Nil

CARRIED 7 / 0

3.2 PUBLIC QUESTION TIME

3.2.1 RESPONSES TO QUESTIONS RAISED AT PRIOR MEETINGS

Nil

3.2.2 QUESTIONS ON NOTICE FROM THE PUBLIC

26/99 RESOLUTION

MOVED: Cr Martin OAM
SECONDED: Cr Wilczynski

That Council in relation to the correspondence received from Mr Robert "Bob" Vellacott and endorse the responses proposed and authorise their release.

FOR: Cr Enniss, Cr Hollister, Cr Jarman, Cr Martin OAM, Cr Moore, Cr Viney and Cr Wilczynski
AGAINST: Nil

CARRIED 7 / 0

3.2.3 QUESTIONS WITHOUT NOTICE FROM THE PUBLIC

JANET WOOLCOTT, 86 DAVID STREET, EAST DEVONPORT

Q1 My question is in regards to the Data Centre which is planned for Wesley Vale at the former Papermill site. Are the Councillor's aware of the negative health effects that are emitted from the data centres? These adverse effects are felt within a 12 kilometre radius which will include all of central Devonport. These negative health effects include, and are not limited to, EMFs (electromagnetic fields) and ELF (extremely low frequency) which can affect the nervous system. There is a community meeting at Wesley Vale Church on 4th July at 1pm – this is a community meeting regarding the above and all councillors are invited to attend.

Response
The Mayor responded that she is certainly aware there is consternation in different areas where they are looking at putting data centres and that there is a parliamentarian from the Greens who is asking for more information to be put to the state government. The Mayor advised that is the only knowledge she has at the moment, as she is still garnering more information about it. She further noted that the proposed site does not sit within Devonport's jurisdiction.

Mr RB (BOB) VELLACOTT, 11 COCKER PLACE, DEVONPORT

Preamble:
Subject – I refer to the following extract of the Tasmanian Planning Scheme re Stony Rise Development Decision 126. The Commission concludes that the intersection between Friends Street and Stony Rise Road needs to be upgraded, irrespective of the development proceeding, and that more work needs to be done to understand and mitigate the potential impacts to the adjoining properties where any future proposal would create increased vehicle movements and the need for road network upgrades. I note "the Commission concludes that the intersection between Friends Street and Stony Rise Road needs to be upgraded irrespective of the development proceeding".

Q1 Due to the fact that work has commenced on the Stony Rise Village site and plans are in progress to another site opposite, has Council been informed by State Growth

as to when the upgrades to the road system and the installation of traffic lights, if they are to be installed, will commence?

Response
The CEO responded that the upgrading of the intersection with traffic lights and some other changes is a condition on the permit and will need to be completed before the project is finished prior to the project being signed off and getting a Certificate of Occupancy.

Q2 Has Council any plans in progress in regard to the traffic safety issues that have been brought to your attention re council owned roads that are in the vicinity of the Stony Rise Shopping / Homemaker Centre complex?

Response
The CEO responded referring Mr Vellacott to Council's Road Network Strategy which identifies the areas where improvements are needed. A report with a status update on that strategy will be on the Agenda next month which will provide further detail including where we are at with those improvements. The strategy outlines Council's plans in regard to the whole road network.

Q3 I note the recent Vodafone mobile phone network outage has affected thousands of their customers, and my question is : when such an event occurs, does that affect motorists who use that network when they are utilising smart parking meters, and if so they happen to be issued with an infringement notice, do they still have to go through the formality of completing the usual forms to avoid payment, or does Council take the initiative to not issue or cancel the notices to save inconvenience of form filling during times such as this?

Response
Executive Manager, Kylie Lunson responded that the new parking machines allow a number of options for payment and provides customers with an alternative, so should phone lines be out or someone's credit card not available, then they can still pay with cash at the traffic meters.

ALLISON DUNSTER, EAST DEVONPORT

Q1 I have been trying to find some information about what constitutes an approval for a short stay application for an accommodation – what do the applicants have to prove to have that approved?

Response
Executive Manager, Kylie Lunson responded that there is a number of ways that residents could obtain the right approvals. It may be difficult to provide that answer to you without full context and will be happy to meet separately to run through all the requirements under the Planning Scheme.

3.3 QUESTIONS FROM COUNCILLORS

3.3.1 QUESTIONS ON NOTICE FROM COUNCILLORS

There were no Questions on Notice received from Councillors for the June 2026 Meeting.

3.3.2 QUESTIONS WITHOUT NOTICE FROM COUNCILLORS

Questions without notice may be asked by Councillors, in accordance with Regulation 34 of the *Local Government (Meeting Procedures) Regulations 2025*.

The Regulation provides that a Councillor may ask a question of the Chairperson, another Councillor, or the Chief Executive Officer (General Manager) (Regulation 34(1)).

In asking a question without notice at a meeting, a Councillor must not offer an argument or opinion, or draw any inference or make any imputations, except so far as may be necessary to explain the question (Regulation 34(2)).

The Chairperson must not permit any debate of a question without notice, or its answer (Regulation 34(3)).

The Chairperson, Councillor or Chief Executive Officer (General Manager) who is asked a question without notice at a meeting may decline to answer the question (Regulation 34(4)).

The Chairperson may refuse to accept a question without notice (Regulation 33(3)) - if it is:

- defamatory;
- contains offensive language;
- is unlawful;
- does not relate to the activities of the Council; or
- does not meet the requirements specified in Regulation 33(2).

The Chairperson must give reasons for the refusal (Regulation 33(4)). The Chairperson may require a Councillor to put a question without notice in writing (Regulation 34(5)).

3.4 NOTICES OF MOTION

Nil

4 PLANNING AUTHORITY MATTERS

4.1 PA2025.0198 - 2 & 12 GADSBY STREET STONY RISE - BULKY GOODS (USE AND DEVELOPMENT X 3 AND ASSOCIATED INFRASTRUCTURE)

26/100 RESOLUTION

MOVED: Cr Viney
SECONDED: Cr Martin OAM

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 PA2025.0198 and grant a Permit to use and develop land identified as 2 Gadsby Street & 12 Gadsby Street, Stony Rise for the following purposes:

- Bulky Goods (use and development x3 and associated infrastructure)

Subject to the following conditions:

1. The Use and Development is to proceed generally in accordance with the endorsed plans referenced as Proposed Development, job no. 5385, by Leffler Simes Architects, copies of which are attached and endorsed as documents forming part of this Planning Permit.
2. A landscape plan showing all planting including type, number, species, and mature size is to be submitted. This plan is to be approved by the Development Services Manager and endorsed as a document forming part of this Planning Permit, prior to any applications under the *Building Act 2016*.

ONGOING OPERATION

3. The use must operate within the following hours:
   a. 7.00am to 9.00pm Monday to Saturday; and
   b. 8.00am to 9.00pm Sunday and public holidays.
4. External lighting must not operate within the hours of 11.00pm to 6.00am, excluding any security lighting. If for security, lighting must be baffled so that direct light does not extend into the adjoining property in the General Residential zone.
5. Commercial vehicle movements and the unloading and loading of commercial vehicles for a use, must be within the hours of:
   a. 7.00am to 9.00pm Monday to Saturday; and
   b. 8.00am to 9.00pm Sunday and public holidays.

MINOR WORKS TO COUNCIL ASSETS (MANHOLES)

6. Where required as part of the civil works to alter the surface level of Council owned manholes, the developer must engage a suitably experienced contractor to undertake the works.
7. All works must be carried out to Council standards and in accordance with the IPWEA-LGAT Tasmanian Standard Drawings. The final level must be flush with any adjacent surfaces including concrete or asphalt roadways, parking areas or footpaths. Prior to fixing the finished level and placing any concrete, asphalt or similar, the developer must request a joint inspection with Council's Engineering and Development Officer (or their delegate).
8. Upon completion of the works to the manholes, an "as constructed" plan must be provided in accordance with Council's standard requirements for as constructed drawings.

DAMAGE TO COUNCIL INFRASTRUCTURE

9. The developer is liable for all costs associated with the repair of damage to Council infrastructure and assets resulting from non-compliance with the conditions of the Planning Permit and any by-law or legislation relevant to the development activity on the site.
10. Damage may also include the undertaking of unauthorised works to Council infrastructure such as driveways, footpaths and stormwater infrastructure. The developer may also be liable for all reasonable costs associated with the

enforcement of compliance with the conditions, by-laws and legislation relevant to the development activity on the site.

ROAD VERGE – NATURE STRIP

11. Prior to the commencement of the use of the development the applicant must reinstate the existing road verge in accordance with IPWEA-LGAT Tasmanian Standard Drawing SD-RF04.

STORMWATER CONNECTION

12. All stormwater collected from this work is to be directed into the existing property stormwater pipe in accordance with the National Construction Code.

13. Long sections and design calculations prepared by a suitably qualified engineer are to be provided to Council for approval with any subsequent applications under the *Building Act 2016*.

14. Stormwater discharge from the proposed development is to be hydraulically detailed and designed by a suitably qualified hydraulic engineer for all storm events up to and including a 20-year Average Recurrence Interval (ARI), and for a suitable range of storm durations to identify peak discharge flows.

15. The design is to limit stormwater discharge from the proposed development, by utilising a combination of pipe sizing and/or on-site detention, to that equivalent to only 80% of the development site being impervious. There is to be no uncontrolled overland flow discharge from the proposed development to any of the adjoining properties, for any storm events up to and including 100 year ARI. All design calculations are to be submitted for approval by the Engineering and Development Officer (or their delegate) prior to lodgement of any subsequent applications made under the *Building Act 2016*.

16. Subject to the above, and as part of any subsequent plumbing permit application, the proposed development is to have a suitably sized stormwater connection generally in accordance with the Tasmanian Standard Drawings. The size and location of the proposed stormwater connection is to be designed by a suitably qualified hydraulic engineer.

CARPARKING CONSTRUCTION AND MAINTENANCE

17. Before the use commences, areas set aside for parking vehicles and access lanes as shown on the endorsed plans must:

    a. be properly constructed to such levels that they can be used in accordance with the plans;

    b. be surfaced with an impervious all weather seal;

    c. be adequately drained to prevent stormwater being discharged to neighbouring property; and

    d. be line-marked or otherwise delineated to indicate each car space and access lanes.

18. Parking areas and access lanes must be kept available for these purposes at all times and maintained for the life of the development.

19. Any plans submitted for subsequent applications under the *Building Act 2016* must show external lighting to illuminate external vehicle parking areas and pathways.

PERMIT TO INSTALL OR ALTER VEHICULAR CROSSING IN ROAD RESERVE

20. No works to install, remove or modify a vehicular crossing, are to be undertaken without the issue of a Permit for such works. Modification of a vehicular crossing includes any widening of the kerb layback or the driveway apron, in any form

whatsoever.

21. All new works must be constructed to Council standards, specifically either Type KCR & B1 (Heavy Vehicles) In-situ poured reinforced or extruded on reinforced base as shown on TSD-R16, and include all necessary alterations to other services including lowering/raising pit levels, upgrading non trafficable trenches to a trafficable standard and/or relocation of services.

22. Permission to alter such services must be obtained from the relevant authority (e.g. TasWater, Telstra and TasNetworks etc.). Where applicable, any redundant crossovers and driveways must be removed once the new driveway and/or crossover works have been completed and use has commenced.

23. The construction of the new crossover and driveway and removal of the unused crossover and driveway will be at the applicant's expense.

24. A permit to work within the road reserve must be sought and granted prior to any works being undertaken within the road reserve.

25. There is to be no uncontrolled overland flow of stormwater from the proposed development to any of the adjoining properties.

SOIL AND WATER MANAGEMENT

26. Prior to the commencement of the development works the applicant must install all necessary silt fences and cut-off drains to prevent the soil, gravel and other debris from escaping the site. Additional works may be required on complex sites.

27. No material or debris is to be transported onto the road reserve (including the nature strip, footpath and road pavement). Any material that is deposited on the road reserve as a result of the development activity is to be removed by the applicant. The silt fencing, cut off drains and other works to minimise erosion are to be maintained on the site until such time as the site has revegetated sufficiently to mitigate erosion and sediment transport.

28. Plumbing work must not be carried out over, or within, the service easement unless written consent has first been obtained from the benefitting party to the easement, in accordance with section 42 of the *Building Regulations 2016*.

OTHER CONDITIONS

29. The illuminated signs must not:

    a. cause an unreasonable loss of amenity to nearby properties in regard to the intensity of the lighting; or

    b. create the effect of flashing, animation or movement.

30. No additional signage shall be located on site without further planning permission.

31. The developer is to comply with the conditions specified in the Submission to Planning Authority Notice which TasWater has required to be included in the planning permit pursuant to section 56P(1) of the *Water and Sewerage Industry Act 2008*. A copy of this notice is attached.

Note: The following is provided for information purposes.

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

Hours of Construction shall be: Monday to Friday Between 7am - 6pm, Saturday between 9am -6pm and Sunday and statutory holidays 10am - 6pm.

During the construction or 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*.

The new driveway is to remain 3 metres away from the TasNetworks Turret.

It is recommended the owner/developer contact TasNetworks' Early Engagement team at early.engagement@tasnetworks.com.au at their earliest convenience.

Any Strata Scheme is to be in accordance with Council's Strata Scheme Policy.

In regard to condition 31 the applicant/developer should contact TasWater – Ph 136992 with any enquiries.

In regard to conditions 6-28 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 Enniss, Cr Hollister, Cr Jarman, Cr Martin OAM, Cr Moore, Cr Viney and Cr Wilczynski
AGAINST: Nil

CARRIED 7 / 0

4.2 PA2026.0076 - UNIT 2, 33 MURRAY STREET EAST DEVONPORT - VISITOR ACCOMMODATION

26/101 RESOLUTION

MOVED: Cr Moore
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 PA2026.0076 and grant a Permit to use land identified as 2/33 Murray Street, East Devonport for the following purposes:

- Visitor Accommodation

Subject to the following conditions:

1. The Use is to proceed generally in accordance with the *Short Stay Accommodation Act, 2019*.
2. The parking spaces adjacent to Units 1 & 3 are to be identified as being for the use of those units and must not be made available to guests using the property for visitor accommodation.
3. During the use of these facilities all measures are to be taken to prevent nuisance.

Note: The following is provided for information purposes.

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

The owner is to ensure the building complies with the Director's Determination - *Short or Medium-Term Visitor Accommodation*.

Regarding condition 2 – The garage adjoining Unit 2 is to be the sole parking space provided on-site for guests. Guests are to be advised that should additional parking be required it is available on the street.

Regarding condition 3 - air, noise and water pollution matters are subject to provisions of the *Environmental Management and Pollution Control Act 1994*.

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

FOR: Cr Enniss, Cr Hollister, Cr Jarman, Cr Martin OAM, Cr Moore, Cr Viney and Cr Wilczynski

AGAINST: Nil

CARRIED 7 / 0

4.3 PA2026.0064 - 17 GATENBY DRIVE MIANDETTA - RESIDENTIAL (SINGLE DWELLING AND OUTBUILDING)

26/102 RESOLUTION

MOVED: Cr Martin OAM

SECONDED: Cr Moore

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 PA2026.0064 and grant a Permit to use and develop land identified as 17 Gatenby Drive, Miandetta for the following purposes:

- Residential (single dwelling and outbuilding)

Subject to the following conditions:

1. The use and development is to proceed generally in accordance with the submitted plans referenced as Proposed New Dwelling & Shed – Project No: MUR-2607 (REV A, dated 29.04.26) by Murchison Pty Ltd, a copy of which is attached and endorsed as documents forming part of this Planning Permit.
2. The developer is to ensure that all stormwater run-off is managed in accordance with the recommendations contained in the document, Erosion and Sediment Control - The fundamentals for development in Tasmania (refer to notes).
3. There is to be no uncontrolled overland flow of stormwater from the proposed development to any of the adjoining properties.

Note: The following is provided for information purposes.

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

In regard to condition 2 - refer to the following link https://www.derwentestuary.org.au/assets/Best_practice_erosion_and_sediment_control_book.pdf

During the construction or 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*.

Permitted hours of demolition/construction work are Monday to Friday from 7am - 6pm, Saturday from 9am - 6pm and Sunday and statutory holidays from 10am - 6pm.

No burning of any waste materials (including cleared vegetation) is to be undertaken on site. Any waste material is to be removed and disposed of at a licensed refuse waste disposal facility.

The developer is liable for all costs associated with the repair of damage to Council infrastructure and assets resulting from non-compliance with the conditions of the Planning Permit and any by-law or legislation relevant to the development activity on the site. Damage may also include the undertaking of unauthorised works to Council infrastructure such as driveways, footpaths and stormwater infrastructure.

The developer may also be liable for all reasonable costs associated with the enforcement of compliance with the conditions, by-laws and legislation relevant to the development activity on the site.

In regard to condition 2 the applicant should contact Council's Infrastructure & Works Department – Ph 6424 0511 with any enquiries.

General enquiries regarding this permit (including notes) can be directed to Council's Development Services Department – Ph 6424 0511.

FOR: Cr Enniss, Cr Hollister, Cr Jarman, Cr Martin OAM, Cr Moore, Cr Viney and Cr Wilczynski
AGAINST: Nil

CARRIED 7 / 0

5 REPORTS

5.1 ANNUAL PLAN AND BUDGET ESTIMATES

26/103 RESOLUTION

MOVED: Cr Martin OAM
SECONDED: Cr Viney

RECOMMENDATION

A. ANNUAL PLAN

That in accordance with section 71 of the *Local Government Act 1993* (as amended) Council adopts the Annual Plan for the financial year ending 30 June 2027 and instructs the Chief Executive Officer to:

a. make a copy of it available for public inspection at the Council's Offices and on the website; and

b. provide a copy of it to the Director of Local Government and to the Director of Public Health.

B. ANNUAL ESTIMATES (REVENUE AND EXPENDITURE)

That:

a. in accordance with section 82 of the *Local Government Act 1993,* the Council by absolute majority adopts the estimates of revenue and expenditure (excluding estimated capital works) for the 2026/27 financial year as detailed in the Annual Plan;

b. in accordance with section 82(6) of the *Act* the Council, by absolute majority, authorises the Chief Executive Officer to make minor adjustments up to $75,000 to any individual estimate item (including capital works) as deemed necessary during the 2026/27 financial year provided that the total of the Estimates remains unaltered.

C. RATES AND CHARGES 2026/27

That Council makes the following General Rate, Service Rates and Service Charges under the provisions of the *Local Government Act 1993* and the *Fire Services Act 1979* for the financial year 1 July 2026 to 30 June 2027 in respect to land in the municipal area which is separately valued under the *Valuation of Land Act 2001*.

Definitions and Interpretations

Unless the context otherwise requires, in the following resolutions, words and expressions defined in the *Local Government Act 1993* have the same meaning as they have in that Act.

Unless the context otherwise requires, in the following resolutions, the following words and expressions have the meaning set out below:

'Act' means the *Local Government Act 1993*;

'AAV' means the assessed annual value as determined by the Valuer-General under the *Valuation of Land Act 2001 and adjusted under the Act*;

'land' means a parcel of land which is shown as being separately valued in the valuation list prepared under the *Valuation of Land Act 2001*;

'land used for primary production' means all land used or predominantly used for primary production and includes all land coded 'L' in the valuation list;

'land used for residential purposes' means all land used or predominately used for residential purposes and includes all land coded 'R' in the valuation list;

'municipal area' means the valuation district of the Council under the Valuation of Land Act 2001;

'non-used land' means all land coded 'V' in the valuation list;

'supplementary valuation' means a supplementary valuation made under the *Valuation of Lands Act 2001*.

'tenancy' means a portion of land which the Valuer-General has determined is capable of separate occupation and so has separately determined the AAV of that portion, pursuant to section 11(3)(c) of the *Valuation of Land Act 2001; and*

'valuation list' means, in respect of the financial year, the valuation list, supplementary valuation list or particulars of adjustment factors provided to the Council by the Valuer-General under section 45 of the *Valuation of Land Act 2001*.

1. RATES RESOLUTION- PART 1 (A)

Pursuant to sections 90 and 91 of the *Local Government Act 1993,* the Council makes a General Rate ("the General Rate") in respect of all rateable land (except land which is exempt pursuant to section 87 of the *Local Government Act 1993)* consisting of two components being:

a. 8.6486 cents in the dollar of assessed annual value (the AAV component);

b. a fixed charge of $350 on all land or tenancy.

2. RATES RESOLUTION – PART 1(B)

Pursuant to section 107 of the *Local Government Act 1993*, the Council by absolute majority hereby declares that the AAV component of the General Rate (as previously made) varies for land within the municipal area which is used or predominantly used for residential purposes to 6.4865 cents in the dollar of assessed annual value of such rateable land.

3. RATES RESOLUTION PART 1(C)

Pursuant to section 88A of the *Local Government Act 1993,* the Council determines by absolute majority:

a. and declare a maximum percentage increase in the General Rate for land within the municipal area which is separately assessed and is used or predominately used for residential purpose of 15 per cent

b. to qualify for the maximum increase cap in subparagraph (a), the rateable land must not have been subjected to a supplementary valuation issued by the Valuer-General during the period from 1 July 2025 to 30 June 2026.

4. RATES RESOLUTION PART 1(D)

Pursuant to section 88A of the *Local Government Act 1993,* the Council determines by absolute majority:

a. and declare a maximum percentage increase in the General Rate for land within the municipal area which is separately assessed and is used or predominately used for primary production of 15 per cent;

b. to qualify for the maximum increase cap in subparagraph (a), the rateable land must not have been subjected to a supplementary valuation issued by the Valuer-General during the period from 1 July 2025 to 30 June 2026.

5. RATES RESOLUTION PART 1(E)

Pursuant to section 88A of the *Local Government Act 1993,* the Council determines by absolute majority:

a. and declare a maximum percentage increase in the General Rate for land within the municipal area which is separately assessed and is used or predominately used as vacant land of 50 per cent;

b. to qualify for the maximum increase cap in subparagraph (a), the rateable land must not have been subjected to a supplementary valuation issued by the Valuer-General during the period from 1 July 2025 to 30 June 2026.

6. RATES RESOLUTION – PART 2

6.1 Pursuant to section 94 of the *Local Government Act 1993*, the Council makes the following service charges for land within the municipal area (including land which is otherwise exempt from rates pursuant to section

87, but excluding land owned by the Crown to which Council does not supply any of the following services) for the period 1 July 2026 to 30 June 2027:

a. a waste management service charge of $375 upon all land or tenancy to which Council supplies or makes available a kerbside collection service ("the Waste Management Service Charge")

b. Pursuant to section 94(3) of the *Local Government Act 1993* (Tas) the Council by absolute majority makes a service charge for waste management services to offset a levy payable by the Council to the State Government under the *Waste and Resource Recovery Act 2022* (a Waste Management Levy Offset Service Charge) of $39 upon all land or tenancy to which the Council supplies or makes available a kerbside collection service.

6.2 Pursuant to section 107 of the *Act,* the Council by absolute majority declares that the Waste Management Service Charge and the Waste Management Levy Offset Service Charge is varied by reference to the use or predominant use of land as follows:

a. for all land which is used or predominately used for any purpose other than residential or primary production to which Council supplies or makes available a kerbside collection service the Waste Management Service Charge is varied to $1,125;

b. for all land which is used or predominately used for any purpose other than residential or primary production to which Council supplies or makes available a kerbside collection service the Waste Management Levy Offset Service Charge is varied to $117;

c. for all land which is non-used land the Waste Management Service Charge and Waste Management Levy Offset Service Charge is varied to $0.00;

d. for all land which is used or predominately used for primary production and not containing a residential dwelling the Waste Management Service Charge and the Waste Management Levy Offset Service Charge is varied to $0.00.

7. RATES RESOLUTION – PART 3

Pursuant to section 93A of the *Local Government Act 1993* and the provisions of the *Fire Service Act 1979* (as amended), the Council makes the following rates for land within the municipal area for the period 1 July 2026 to 30 June 2027:

a. a Devonport Urban Fire District Rate of 1.1635 cents in the dollar of assessed annual value, subject to a minimum amount of $52 in respect of all rateable land within the Devonport Urban Fire District.

b. a Forth/Leith Fire District Rate of 0.31699 cents in the dollar of assessed annual value, subject to a minimum amount of $52 in respect of all rateable land within Forth/Leith Fire District.

c. a General Land Fire Rate of 0.25865 cents in the dollar of assessed annual value, subject to a minimum amount of $52 in respect of all rateable land within the municipal area, which is not within the Devonport Urban Fire District, or the Forth/Leith Fire District.

8. SEPARATE LAND

In relation to all rates and charges for the 2026/27 year, as previously made, for the purpose of these resolutions the rates and charges shall apply to each parcel of land which is shown as being separately valued in the valuation list prepared under the *Valuation of Land Act 2001*.

9. ADJUSTED VALUES

For the purposes of each of these resolutions any reference to assessed annual value includes a reference to that value as adjusted pursuant to sections 89 and 89A of the *Local Government Act 1993*.

10. PAYMENT OF RATES AND CHARGES

Pursuant to section 124 of the *Local Government Act 1993,* the rates for 2026/27 shall be payable in four instalments, the dates by which the rates are due to be paid are:

First Instalment	31 August 2026
Second Instalment	31 October 2026
Third Instalment	28 February 2027
Fourth Instalment	30 April 2027

Where a ratepayer fails to pay any instalment within 21 days from the date on which it is due, the ratepayer must pay the full amount owing.

Penalties

Pursuant to section 128 of the *Local Government Act 1993,* if any rate or instalment is not paid on or before the date it falls due, a penalty of 5% of the unpaid instalment or part thereof, shall be applied except:

a. where the ratepayer has adhered to an approved payment arrangement plan and the total rates are paid in full by 30 April 2027; and

b. where the ratepayer has an approved bank direct debit payment arrangement.

Supplementary Rates

a. Pursuant with sections 89A, 92 and 109N of the *Local Government Act 1993* if a supplementary valuation is made of any land prior to 30 June 2027, the Chief Executive Officer (being the General Manager as appointed by Council pursuant to section 61 of the Local Government Act 1993) ("the CEO") may at their discretion adjust the amount payable in respect of any or all rates for that land for that financial year in line with the new valuation; and

b. If a rates notice is issued by the CEO under sub-clause (a), the amount shown as payable on that notice is due to be paid in accordance with the remaining instalments or within 30 days of the date on which that notice is issued, whichever is the latter.

D. CAPITAL WORKS PROGRAM

That Council pursuant, to section 82 of the *Local Government Act 1993* adopts the Capital Works Program for the 2026/27 financial year as detailed and note the 10-year Forward Capital Program.

E. FEES AND CHARGES

That in accordance with section 205 of the *Local Government Act 1993,* Council adopts the Fees and Charges Schedule for the 2026/27 financial year as detailed.

FOR: Cr Enniss, Cr Hollister, Cr Jarman, Cr Martin OAM, Cr Moore, Cr Viney and Cr Wilczynski
AGAINST: Nil

CARRIED 7 / 0

5.2 TENDER REPORT CB0160 - DEPOT UPGRADE FACILITIES

26/104 RESOLUTION

MOVED: Cr Viney
SECONDED: Cr Moore

That Council, in relation to "Project CB0160 - Depot Upgrade Facilities":

a. award the contract to VOS Construction & Joinery for the tendered sum of $1,181,426 (ex GST);
b. note project design, management and administration costs for the project are estimated at $83,247 (ex GST); and
c. note a construction contingency of $94,514 (ex GST).

FOR: Cr Enniss, Cr Hollister, Cr Jarman, Cr Martin OAM, Cr Moore, Cr Viney and Cr Wilczynski
AGAINST: Nil

CARRIED 7 / 0

5.3 UPDATE OF ENVIRONMENT STRATEGY

26/105 RESOLUTION

MOVED: Cr Martin OAM
SECONDED: Cr Wilczynski

That Council adopt the updated Environment Strategy 2025-2030, incorporating seven additional actions focused on weed management.

FOR: Cr Enniss, Cr Hollister, Cr Jarman, Cr Martin OAM, Cr Moore, Cr Viney and Cr Wilczynski
AGAINST: Nil

CARRIED 7 / 0

5.4 MOTION OF INTENTION TO MAKE A BY-LAW (PARKING)

26/106 RESOLUTION

MOVED: Cr Moore

SECONDED: Cr Viney

That pursuant to section 156(1) of the *Local Government Act 1993*, Council resolves, by absolute majority, that it intends to make a new Parking By-Law for the purpose of regulating and controlling the parking of vehicles both in Council car parks and on highways.

FOR: Cr Enniss, Cr Hollister, Cr Jarman, Cr Martin OAM, Cr Moore, Cr Viney and Cr Wilczynski
AGAINST: Nil

CARRIED 7 / 0

5.5 DEVONPORT WALKING & RIDING STRATEGY 2026-2031

26/107 RESOLUTION

MOVED: Cr Martin OAM
SECONDED: Cr Hollister

That Council note the community feedback and adopt the Devonport Walking & Riding Strategy 2026-2031.

FOR: Cr Enniss, Cr Hollister, Cr Jarman, Cr Martin OAM, Cr Moore, Cr Viney and Cr Wilczynski
AGAINST: Nil

CARRIED 7 / 0

6 INFORMATION

6.1 WORKSHOPS AND BRIEFING SESSIONS HELD SINCE THE LAST COUNCIL MEETING

26/108 RESOLUTION

MOVED: Cr Viney
SECONDED: Cr Wilczynski

That the report advising of Workshop Sessions held since the last Council meeting be received and the information noted.

FOR: Cr Enniss, Cr Hollister, Cr Jarman, Cr Martin OAM, Cr Moore, Cr Viney and Cr Wilczynski
AGAINST: Nil

CARRIED 7 / 0

6.2 MAYOR'S REPORT

26/109 RESOLUTION

MOVED: Cr Viney
SECONDED: Cr Wilczynski

That the Mayor's Monthly Report be received and noted.

FOR: Cr Enniss, Cr Hollister, Cr Jarman, Cr Martin OAM, Cr Moore, Cr Viney and Cr Wilczynski
AGAINST: Nil

CARRIED 7 / 0

6.3 CEO'S REPORT

26/110 RESOLUTION

MOVED: Cr Wilczynski
SECONDED: Cr Hollister

That the Chief Executive Officer's Report be received and noted, and correspondence from the Tasmanian Electoral Commission in regard to the 2026 local government ordinary elections, as attached, also be received and noted.

FOR: Cr Enniss, Cr Hollister, Cr Jarman, Cr Martin OAM, Cr Moore, Cr Viney and Cr Wilczynski
AGAINST: Nil

CARRIED 7 / 0

6.4 MONTHLY OPERATIONAL REPORT - MAY 2026

26/111 RESOLUTION

MOVED: Cr Wilczynski
SECONDED: Cr Moore

That Council receive and note the Monthly Operational Report for the period ending 31 May 2026.

FOR: Cr Enniss, Cr Hollister, Cr Jarman, Cr Martin OAM, Cr Moore, Cr Viney and Cr Wilczynski
AGAINST: Nil

CARRIED 7 / 0

7 CLOSED SESSION

26/112 RESOLUTION

MOVED: Cr Martin OAM
SECONDED: Cr Viney

That in accordance with Regulation 17 of the *Local Government (Meeting Procedures) Regulations 2025*, the following be dealt with in Closed Session.

Item No	**Matter**	***Local Government (Meeting Procedures) Regulations 2025* Reference**
3.1	Confirmation of Closed Minutes – Council Meeting – 25 May 2026	17(2)(h)
3.2	Requests and Notifications for Leave of Absence or Parental Leave	17(2)(i); 17(2)(j)
4.1	Confidential Attachments	17(2)(h)
5.1	paranaple Convention Centre Business Plan	17(2)(c); 17(2)(h)
5.2	2025 Audit Panel Evaluation Report	17(2)(h)
5.3	Lease Renewal - 17 Fenton Way Devonport	17(2)(g)

FOR: Cr Enniss, Cr Hollister, Cr Jarman, Cr Martin OAM, Cr Moore, Cr Viney and Cr Wilczynski
AGAINST: Nil

CARRIED 7 / 0

The Mayor adjourned the meeting at 6:45 pm to reconvene in Closed Session at 6:51 pm. The Council moved out of Closed Session at 7:03 pm.

Council resumed in open session at 7:03 pm.

The Closed Session of Council having met and dealt with its business resolved to report that it had determined the following:

Item No	**Matter**	**Outcome**
3.1	Confirmation of Closed Minutes – Council Meeting – 25 May 2026	Confirmed
3.2	Requests and Notifications for Leave of Absence or Parental Leave	Approved
4.1	Confidential Attachments	Noted
5.1	paranaple Convention Centre Business Plan	Received and endorsed
5.2	2025 Audit Panel Evaluation Report	Report received and noted
5.3	Lease Renewal - 17 Fenton Way Devonport	CEO authorised to execute lease agreement

8 CLOSURE

There being no further business on the agenda the Mayor declared the meeting closed at 7:03 pm.

Confirmed: Minutes Confirmed 27 July 2026 MIN Refers 26/120

Chairperson – Mayor Alison Jarman