



# COUNCIL AGENDA

21 JANUARY 2025

COUNCIL CHAMBERS  
COMMUNITY ADMINISTRATION CENTRE (CAC)

# NOTICE OF MEETING

Notice is hereby given that the next meeting of the Sorell Council will be held at the Community Administration Centre (CAC), 47 Cole Street, Sorell on Tuesday, 21 January 2025 commencing at 6.00 pm.

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## C E R T I F I C A T I O N

I, Robert Higgins, General Manager of the Sorell Council, hereby certify that in accordance with Section 65 of the Local Government Act 1993, the reports in this Agenda have been prepared by persons who have the qualifications and experience necessary to give such information, recommendation or advice.

Council or a Council Committee is not to decide on any matter which requires the advice of a qualified person without considering such advice unless –

- (a) the General Manager certifies, in writing –
  - (i) that such advice was obtained; and
  - (ii) that the General Manager took the advice into account in providing general advice to the Council or Council Committee; and
- (b) a copy of that advice or, if the advice was given orally, a written transcript or summary of that advice is provided to the Council or Council Committee with the General Manager's certificate.

Notices of Motion and supporting documentation from Councillors are exempted from this certification.

ROBERT HIGGINS  
**GENERAL MANAGER**  
16 JANUARY 2025



## **AGENDA**

FOR THE COUNCIL MEETING TO BE HELD AT THE  
COMMUNITY ADMINISTRATION CENTRE (CAC), 47 COLE STREET,  
SORELL ON 21 JANUARY 2025

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## 1.0 ACKNOWLEDGEMENT OF COUNTRY – MAYOR GATEHOUSE

[^](#)

I would like to begin by paying respect to the traditional and original owners of this land the Mumirimina people, to pay respect to those that have passed before us and to acknowledge today's Tasmanian Aboriginal community who are custodians of this land.

## 2.0 ATTENDANCE

[^](#)

Mayor J Gatehouse  
Deputy Mayor C Wooley  
Councillor S Campbell  
Councillor M Miró Quesada Le Roux  
Councillor B Nichols  
Councillor M Reed  
Councillor N Reynolds  
Councillor C Torenus  
Councillor M Larkins

## 3.0 APOLOGIES

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## 4.0 DECLARATIONS OF PECUNIARY INTEREST

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## 5.0 CONFIRMATION OF THE MINUTES OF THE COUNCIL MEETING AND ANNUAL GENERAL MEETING 10 DECEMBER 2024

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### 5.1 CONFIRMATION OF THE MINUTES OF THE COUNCIL MEETING OF 10 DECEMBER 2024

#### RECOMMENDATION

"That the Minutes of the Council Meeting held on 10<sup>th</sup> December 2024 be confirmed."

### 5.2 CONFIRMATION OF THE MINUTES OF THE ANNUAL GENERAL MEETING OF 10 DECEMBER 2024

#### RECOMMENDATION

"That the Minutes of the Annual General Meeting held on 10<sup>th</sup> December 2024 be confirmed."



## 6.0 MAYOR'S REPORT



### RECOMMENDATION

"That the Mayor's communication report as listed be received."

This communication is provided as a courtesy, any items that require Council action and/or decision will be listed as separate agenda items. Any Councillor requiring information on any matter contained in the communication report please contact the Mayor at any time.

- BEST Board Catch up.
  - The BEST team have been successful in progressing to the next stage in their application for a TCF grant to continue the Youth Connector Program.
  - Update on the build of the new building and operation considerations.
- Southern Tasmanian Councils Authority (STCA) Board Meeting
  - Minister Kerry Vincent addressed the Board and spoke about his new role as Minister for Local Government and touched on his Infrastructure portfolio.
  - As the Southern Tasmanian Councils Authority is being wound up in its current form the Board agreed:
    1. In-principle to the formation and funding of a proposed Southern Tasmanian Council Network;
    2. To write to all twelve Southern Councils to seek their in-principle agreement to join the Network;
    3. To draft and agree to a Terms of Reference and name for the Network;
    4. To develop a Memorandum of Understanding (MOU) or Service Agreement with RDA Tasmania detailing roles, responsibilities, and funding commitments for the Network. This will include consideration of the continued involvement of the Network in key southern activities including Southern Tasmania Regional Land Use Strategy (STRLUS) and Regional Climate Change Initiative (RCCI);
    5. Subject to the completion of points 1 to 4, manage the winding up of the Southern Tasmania Councils Authority and transition arrangements (by 30 June 2025 or prior).
- Attended the opening of Andrew Jenner MP (JLN) Office in Midway Point.
- Internal Audit meeting with WLF (Teams Meeting).
- NRM Advisory Group - Brief summary of Peri-Urban deer control project by Eric Schwarz from Parks.



- Update on structural edit by Catherine Hughes of the NRM Strategy review and timeline for release for 2nd round of public consultation.
- Dunalley Primary School End of Year Presentation.
- Sorell School Primary Presentation.
- Met with GM and Minister Kerry Vincent.
- Sorell Times Article.
- Council Workshop.
- Australia Day Nomination Assessments.
- Councillor workshop with Jennifer Thain and Dr Denise Hardesty (expert in marine plastics and debris), in which they expanded and advocated for the motion presented at the Council AGM in December. General Manager and Director People & Performance also attended.
- Sorell Planning Authority Meetings.
- Councillor workshop with Dr Jeff Ross IMAS and General Manager Public Affairs and Communications Petuna (IMAS separately and then with Petuna representative).
- Assisted Salvos with the Men's Breakfast.
- Council Meeting.

## 7.0 SUPPLEMENTARY ITEMS



### RECOMMENDATION

"That the Council resolve by absolute majority to deal with any supplementary items not appearing on the agenda, as reported by the General Manager in accordance with the *Local Government (Meeting Procedures) Regulations 2015*."

In accordance with the requirements of Part 2 Regulation 8 (6) of the *Local Government (Meeting Procedures) Regulations 2015*, the Council by absolute majority may approve the consideration of a matter not appearing on the agenda, where the General Manager has reported:

- a) The reason it was not possible to include the matter on the agenda; and
- b) That the matter is urgent; and
- c) That advice has been provided under section 65 of the *Local Government Act 1993*.

## 7.1 TENDER C-25-T-006 – KELLEVIE ROAD SAFER RURAL ROADS PROGRAM (TO BE CONSIDERED IN THE CLOSED MEETING)



## 8.0 COUNCIL WORKSHOPS REPORT

[^](#)

The following Council Workshops were held:

Date	Purpose	Councillor Attendance	Councillor Apologies
7 <sup>th</sup> Jan 2025	<ul style="list-style-type: none"> <li>o Councillor briefing on motion passed at the Annual General Meeting.</li> <li>o Presentation by Jennifer Thain and Dr Denise Hardesty on Salmon Farming in the region.</li> </ul>	<ul style="list-style-type: none"> <li>o Gatehouse, Campbell (by phone), Larkins, Miro Quesada, Reed, Reynolds, Torenus</li> </ul>	<ul style="list-style-type: none"> <li>o Wooley, Nichols</li> </ul>
14 <sup>th</sup> Jan 2025	<ul style="list-style-type: none"> <li>o Councillor briefing on motion passed at the Annual General Meeting.</li> <li>o Presentation by Dr Jeff Ross (IMAS) and Jessica McInerney (Petuna) on Salmon Farming in the region.</li> </ul>	<ul style="list-style-type: none"> <li>o Gatehouse, Campbell, Larkins, Miro Quesada, Nichols, Reed, Reynolds, Torenus</li> </ul>	<ul style="list-style-type: none"> <li>o Wooley</li> </ul>

## 9.0 COUNCILLOR QUESTIONS ON NOTICE

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## 10.0 COUNCILLOR MOTIONS ON NOTICE

[^](#)

## 11.0 WORKGROUP REPORTS

[^](#)

### RECOMMENDATION

"That the workgroup reports as listed be received."

## 11.1 OFFICE OF THE GENERAL MANAGER

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### GENERAL MANAGER – ROBERT HIGGINS

- Met with Dodges Ferry AFL club President – 11<sup>th</sup> Dec
- Multiple STRLUS review Steering Committee meetings and associated matters
- Attended future of STCA meeting with Mayor – 16<sup>th</sup> Dec
- Met with Office of LG and GM's from Break O'Day and GSB Councils to discuss FoLG Review as it pertains to East Coast 'project' – 17<sup>th</sup> Dec



### AGENDA

ORDINARY COUNCIL MEETING  
21 JANUARY 2025



- Met with Secretary of DSG and STRLUS steering committee members to discuss ongoing and emerging issues with STRLUS review project – 18<sup>th</sup> Dec
- Jobs & Training Hub operational model meeting with Council staff – 19<sup>th</sup> Dec
- Met with Minister for LG and Infrastructure and Mayor – 20<sup>th</sup> Dec
- Multiple meetings with Insurers and staff re: Stadium flooring damage
- Meeting with WLF and Strategy & Risk Development Officer to discuss internal audit project on risk management – 20<sup>th</sup> Dec
- Meetings with SWS CEO on various Copping and Lutana matters – 8<sup>th</sup> & 17<sup>th</sup> Jan
- Met with Minister for LG & Infrastructure Chief of Staff and Director Service Delivery – 15<sup>th</sup> Jan
- Met with Rebecca White and Mayor – 21<sup>st</sup> Jan
- Met with Senator Tammy Tyrrell and Mayor – 21<sup>st</sup> Jan
- Staff meetings, Leadership Team meeting, workshops and SPA meetings.

#### **DIRECTOR SERVICE DELIVERY – NATALIE CAMERON**

- Commenced 9 January 2025

#### **DIRECTOR PEOPLE AND PERFORMANCE - JESS HINCHEN**

- Leave 25 December – 6 January & 20 January – 11 February

Meetings attended:

- South East Salvation Army & SEUFC RE: Canteen Operations.
- Various meetings re stadium matters.
- Various Workgroup Manager meetings.
- Various HR Matters.
- Cultivate People & Culture – RE EA Negotiations
- Council Workshop.

#### **EMPLOYEE SUPPORT COORDINATOR – HR**

(ANNUAL LEAVE: 2 – 10 January 2025)

#### **Appointment**

- Accounts Payable Officer (Part-Time) – Melaine Scott has been appointed to this role and commenced in the part-time position on 6 January 2025.
- Director – Service Delivery – Natalie Cameron has been appointed to this role and commenced in the full-time position on 9 January 2025.

#### **Meetings**

- Various meetings with Finance.
- Various interviews were held.

#### **Workers Compensation**

- 1 - new active claim



- 1 – claim closed

#### **EMPLOYEE SUPPORT - PAYROLL**

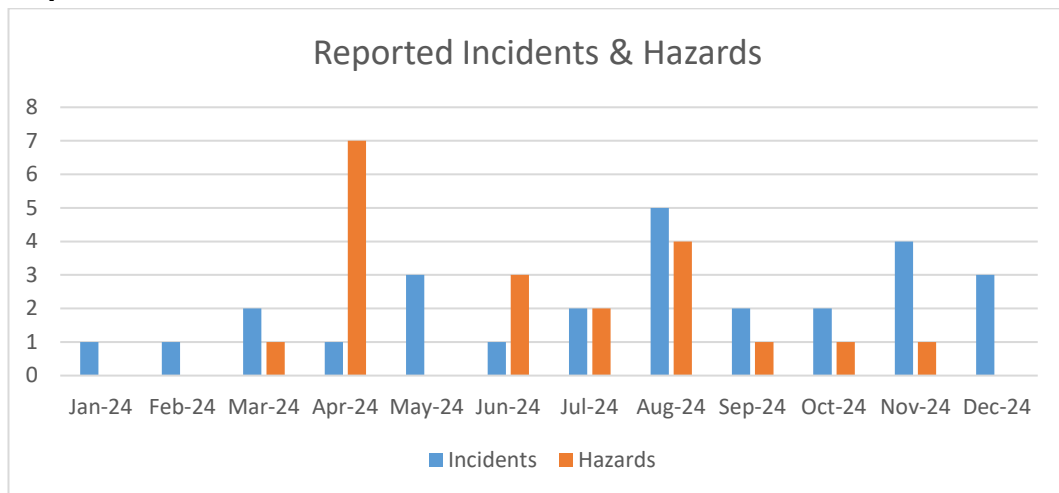
- Three pay runs completed.
- EOM Complete.
- Meetings with Manager Finance.

#### **DEVELOPMENT OFFICER – STRATEGY & RISK**

Meetings attended:

- Monthly Risk & Strategy GM, DPP
- Quarterly WHS Committee Meeting
- Training and Jobs Hub Operational Model
- WLF – Risk Management Internal Audit - Closeout Meeting
- JLT – Insurance Renewal

#### **Reported Incidents and Hazards for December**



- 3 x Incidents reported.
  - 2 x insect bite / sting
  - 1 x vehicle damage (unknown cause – third party damage occurred while vehicle parked and vacant)
- 2 x WHS incident investigations to be completed

## **11.2 FINANCE – STEPHANIE PERRY, MANAGER**



### **Financial Management**

During the month of December, the following key financial management tasks were completed:

- Finance staff completed all end-of-month (EOM) procedures for December, including the completion of EOM processing and balance sheet



reconciliations and the submission of Council's monthly Business Activity Statement (BAS) to the Australian Tax Office (ATO).

- Finance staff commended work on the Mid-Year Budget Review (MYBR) for the operating budget.
- Finance staff raised all monthly sundry debtor invoices and the monthly sundry debt recovery processes were completed.
- Finance staff completed three vendor payment runs, totalling \$2.2m in payments.
- Finance staff completed South East Region Development Association (SERDA) ad-hoc and monthly financial tasks.
- Finance staff completed and lodged Phase 2 of the 2023/2024 Consolidated Data Collection Survey.
- Finance staff completed the following grant related reports:
  - Finance staff assisted with completion of the final report for the Vulnerable Road User Program, Carlton River Road and lodged it with Department of State Growth.
  - Finance staff assisted with completion of the final report for the National Flood Mitigation Infrastructure Program 2021-22, Seventh Avenue and lodged it with Department of Police, Fire and Emergency Management.
  - Finance staff completed variation request and monetary claim for Local Roads and Community Infrastructure Program Phase IV and lodged it with Australian Government Department of Infrastructure, Transport, Cities and Regional Development.
  - Finance staff assisted with completion of the interim report for the Open Spaces Grant Program, skate park upgrade Dodges Ferry and lodged it with Local Government Association of Tasmania.
- Finance staff provided payroll support for the pay run fortnights ending 13<sup>th</sup> and 27<sup>th</sup> of December 2024.

### **Rates**

- At the end of December, 60.4% of rates had been paid, compared to 62.7% at the same time last year.
- Supplementary valuations were received from the Office of the Valuer-General, year to date totalling \$89k in general rates, \$40k in waste charges and \$4k in fire levy income.

### **Audit**

- Nil

### **Grants & Funding**

During the month of December, the following grants were invoiced:



- The State Government Department of State Growth was invoiced \$60k (excluding GST) for final instalment of the Vulnerable Road User Program 2022-2023 for works on Carlton River Road. This invoice was outstanding at the end of December.
- The State Government Department of Police, Fire and Emergency Management was invoiced \$350k (excluding GST) for final instalment of the National Flood Mitigation Infrastructure Program 2021-22, Seventh Avenue. This invoice was outstanding at the end of December.
- The Local Government Association of Tasmania was invoiced \$67k (excluding GST) for the first instalment of the Open Spaces Grant Program for skate park upgrade, Dodges Ferry. This invoice was outstanding at the end of December.

During the month of December, the following grant was received:

- An amount of \$85k (excluding GST) was received for Local Roads and Community Infrastructure Program Phase IV from the Australian Government Department of Infrastructure, Transport, Cities and Regional Development.
- An amount of \$2k (excluding GST) was received for school immunisations from the State Government Department of Health and Human Services.
- An amount of \$50k (excluding GST) was received for Local Roads and Community Infrastructure Program Roads to Recovery from the Australian Government Department of Infrastructure, Transport, Cities and Regional Development.

### **Insurance**

- The claim lodged with JMAPP (JLT Insurance) for property damage at the South East Sport Complex continued to be assessed.

### **Fleet Management**

- A capital budget allocation was made for fleet replacements during the 2024/2025 financial year. The General Manager has approved the light fleet procurement recommendation and the orders have been placed. One vehicle, a Ford Ranger utility, has been received. The remaining Four Mitsubishi Outlanders are expected to arrive in February.

### **Plant and Equipment Disposals**

- One vehicle remains to be disposed of from the 2023/2024 replacement schedule.



## Operational Plan

Operational Plan Item	Status
Finance D365BC – User Group Testing	Not started.
Finance & Payroll Audit Recommendation Implementation	Work in progress. System Change Log Reviews – system providers contacted and process considered. Authorisation of general journals and attaching supporting documentation – functionality developed in test system by system provider. Testing continued. Financial reporting risk assessment – added to risk register. Risk assessment not started. Payroll Off Boarding Checklist – review in final stages.
Finance & Payroll Procedures & Procedure Register	Work in progress. Procedures continue to be developed, reviewed and amended.
Finance Policies	Work in progress. Work continued on the Investment Policy and Credit Card Policy. 1 <sup>st</sup> Draft of Investment Policy went to Audit Panel in December
Finance Financial Management Strategy & Long Term Financial Plan	Not started.
Finance Financial Reporting Review	Not started.
Finance & Payroll D365BC – System Continuous Improvements	Work in progress. Planning/investigation stage.
Finance Account Payable System Research	Not started.
Finance Accounts Payable Fuel Analysis	Work in progress.

	New process developed Initial implementation has been delayed and is now expected in January 2024.
Finance Rates Property #1 Refunds	Work in progress. Three batches (approx. 15 – 20 transactions) sent to CBA for processing.
Finance Rates Process Mapping	Work in progress. Three process maps sent for development.
Finance Rates Staff Training	Work in progress. Training held by Senior Rates Officer with Finance Support Officer and Customer & Business Support Officer for a number of rates tasks.  On-going training schedule to be developed.
Payroll On Boarding	Work in progress. Review completed. Amendments to be completed.
Payroll Long Service Leave Portability Procedure	Work in progress. LGAT provided guidance. Manager Finance to review.

### Meetings

- Monthly Leadership Team Meeting – 4/12/2024.
- Monthly capital works meeting with Finance, Asset Management, Engineering and Depot staff – 11/12/2024.
- Monthly Finance Team Meeting – 4/12/2024.
- Monthly Meeting with Manager Finance and Director People & Performance – 19/12/2024.
- Training, Workplace Behaviour, Where is the Line – 12/12/2024.
- Various internal finance planning meetings to discuss task allocations and Mid-Year Budget Review.

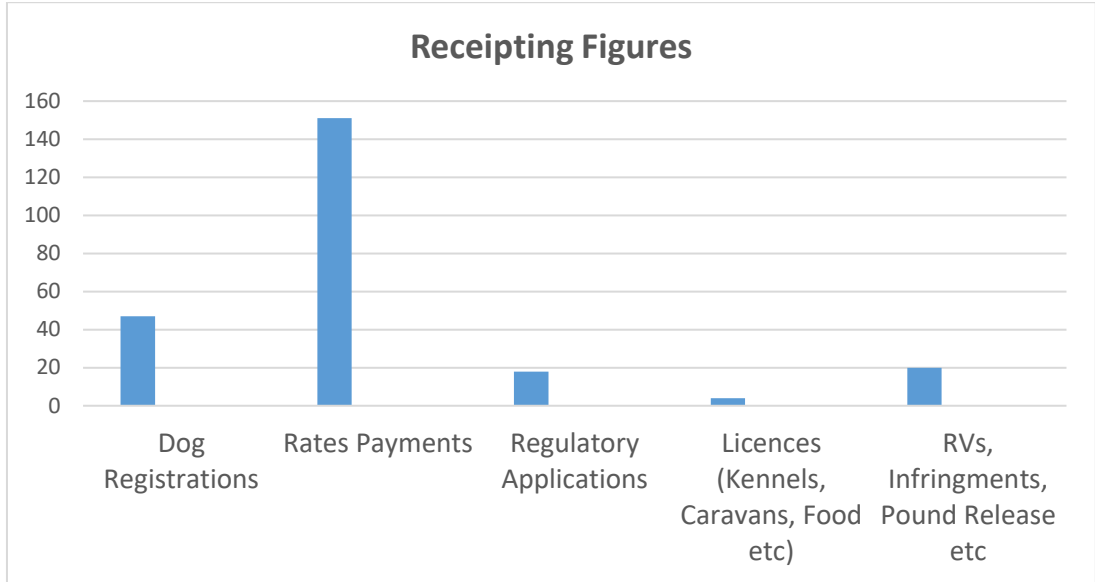


11.3 COMMUNITY RELATIONS – STACEY GADD, MANAGER



CUSTOMER & BUSINESS SUPPORT

Receipting figures – December



Green and Hard Waste Bookings – December

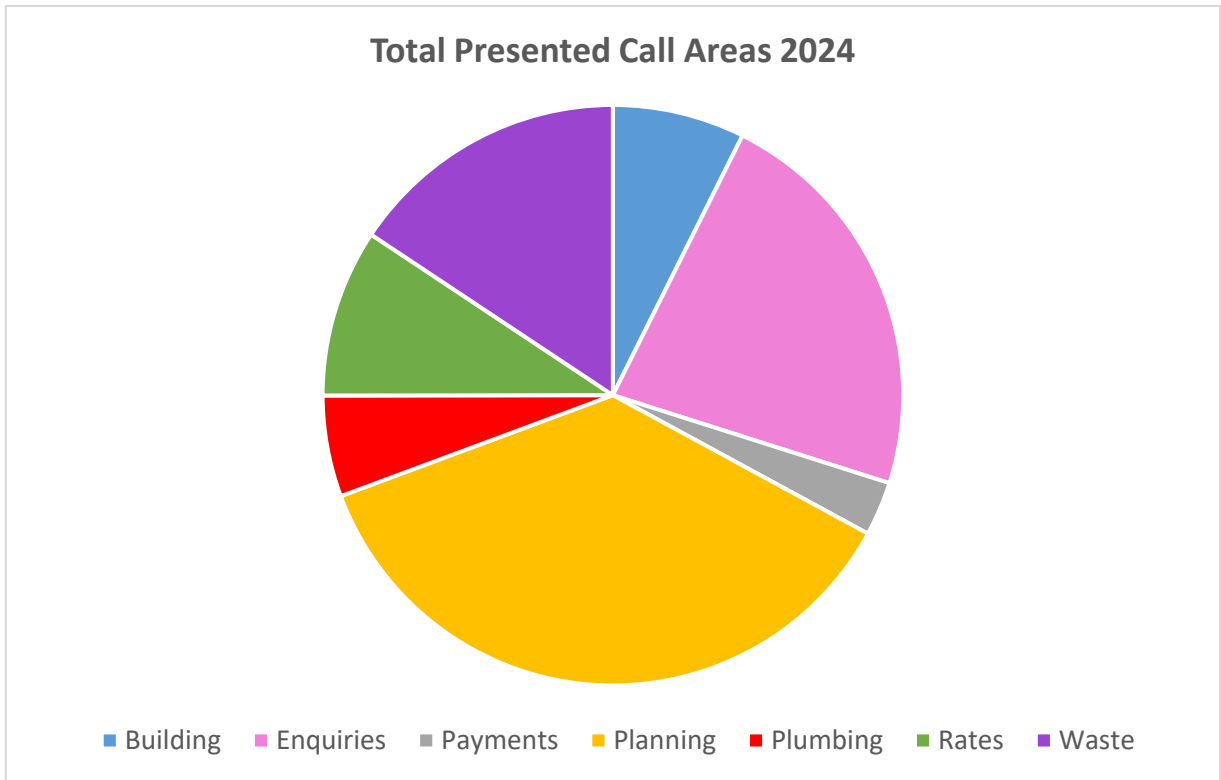
With the implementation of the new waste contract, you will see that bulk green waste bookings will be less as there is now monthly kerbside green waste collections.

No Bulk hard waste collection for December.



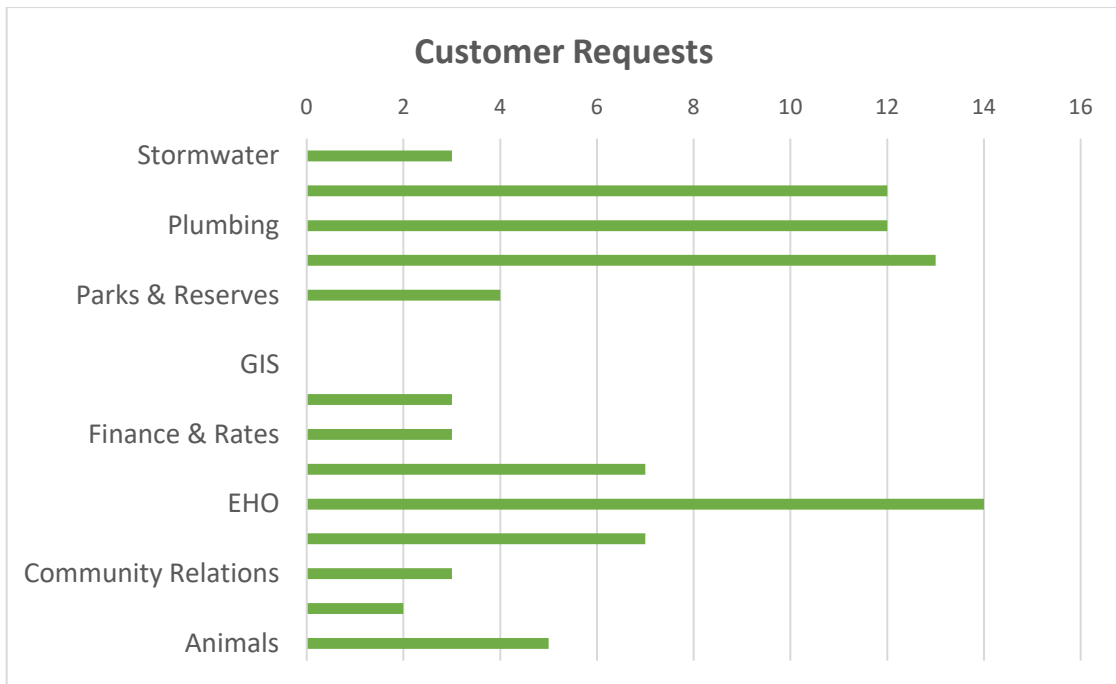
### Phone Call Reporting

Call summary reports were unavailable for December.



### Customer Requests

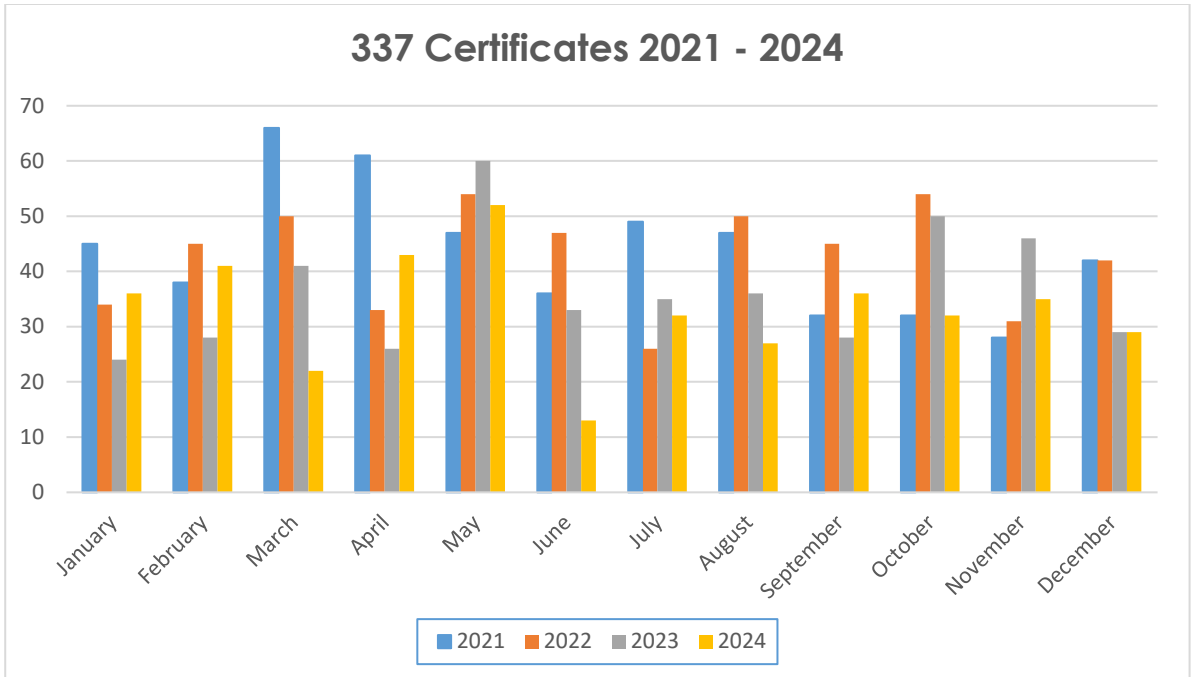
CRMs created for the month of December





### 337 Certificates

Council processed 29 - 337 Certificates in December which relate to the sale of properties as detailed in the graph below.



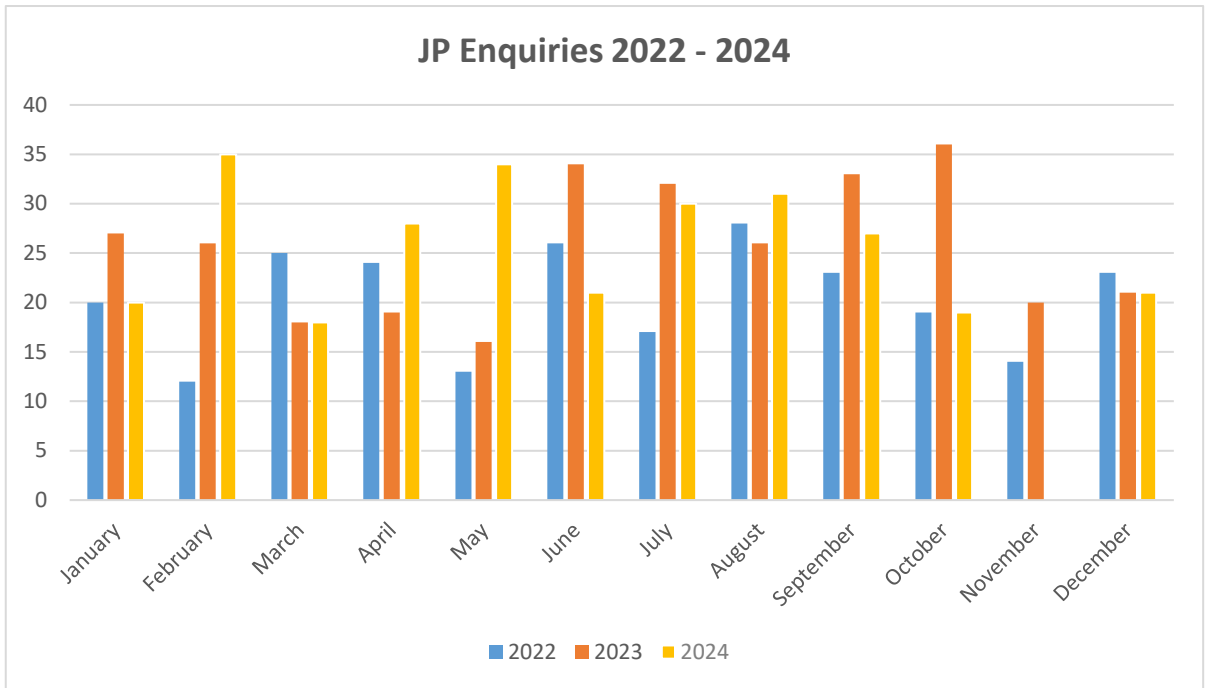
### 132 Certificates

Council processed 72 - 132 Certificates in December which relate to the sale of properties and rates owed at time of sale as detailed in the graph below.



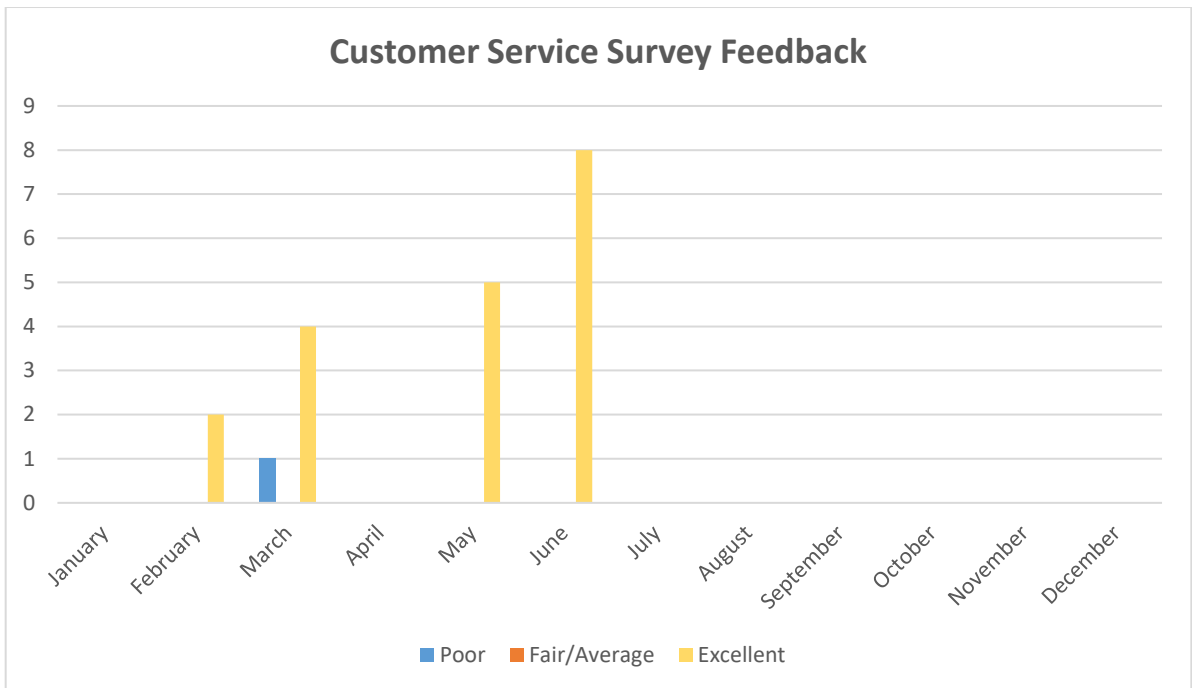
### Justice of the Peace Enquiries

We provided 21 Justice of the Peace signatories for the month of December.



### Customer Service Feedback

We didn't receive any completed customer service surveys for the month of December.



We received 1 written form of appreciation for the month of December:

**Facilities:**

*Dear Sorell Councillors and Employees,*

*I just wanted to share my thoughts on one aspect of this wonderful community that fills me with pride.*

*Last night I attended the Sorell On Stage production of Cinderella - Rockafella and was very impressed. Not only was the performance brilliant, the costumes, the music and the general enthusiasm of all involved added to the wonderful atmosphere both on stage and amongst the audience.*

*It was a community production in every sense of the word. The production included children and adults from around 8 years of age, right up to mid eighties. The audience included babies, to Eileen Brooker at 102. Everyone had a wonderful time and came away smiling.*

*Thank you for supporting Sorell On Stage over the years. This organisation is a unique gem which should be treasured and encouraged.*

*Yours Sincerely,*

**COMMUNICATIONS**

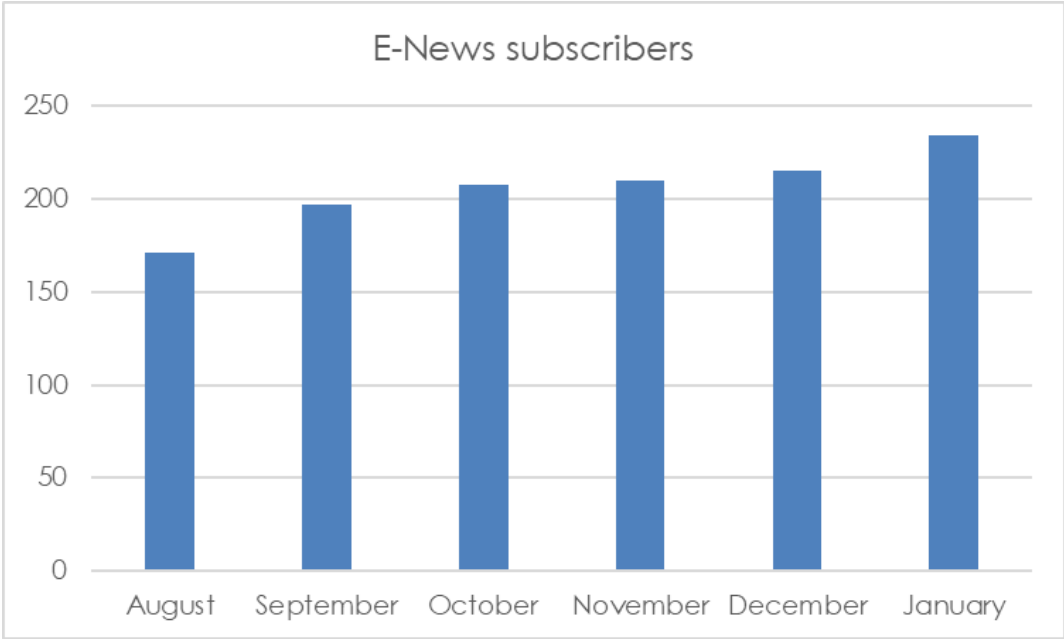
General

- Sorell Times – Regular monthly advert.
- Council Works Update – Monthly update compiled re current and soon to be commenced Council works, published on our website, Facebook and Instagram pages.
- Website – Updated with news and information including Council Works Updates.
- NRM - NRM Thursday posts on social media ongoing. NRM section ongoing in monthly Sorell Times advert re weed awareness and other NRM matters.
- Waste Education - Waste Wednesday social media posts ongoing.
- Advocacy - Regional Strengthening Projects Advocacy document update in progress.
- E-News – Sent out the January 2025 edition of Sorell Council E-News to subscribers.

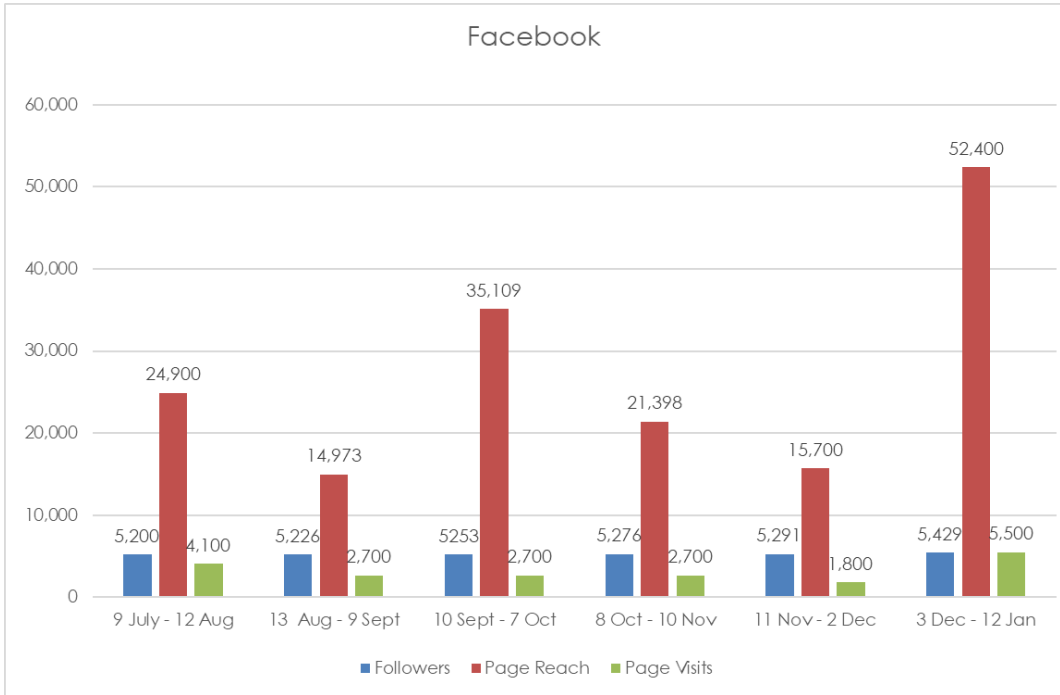


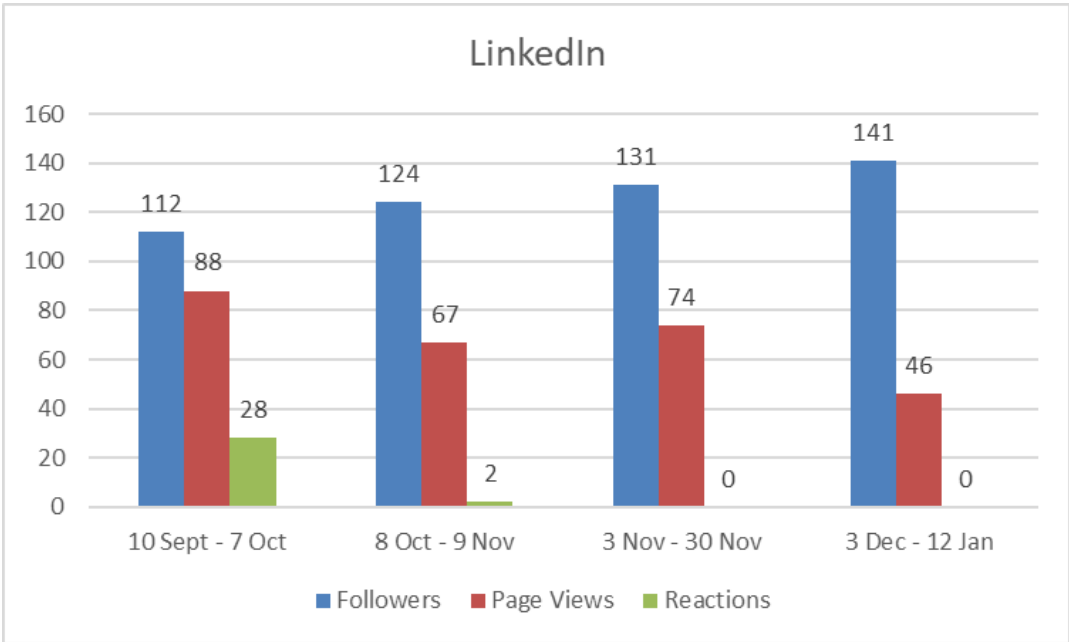
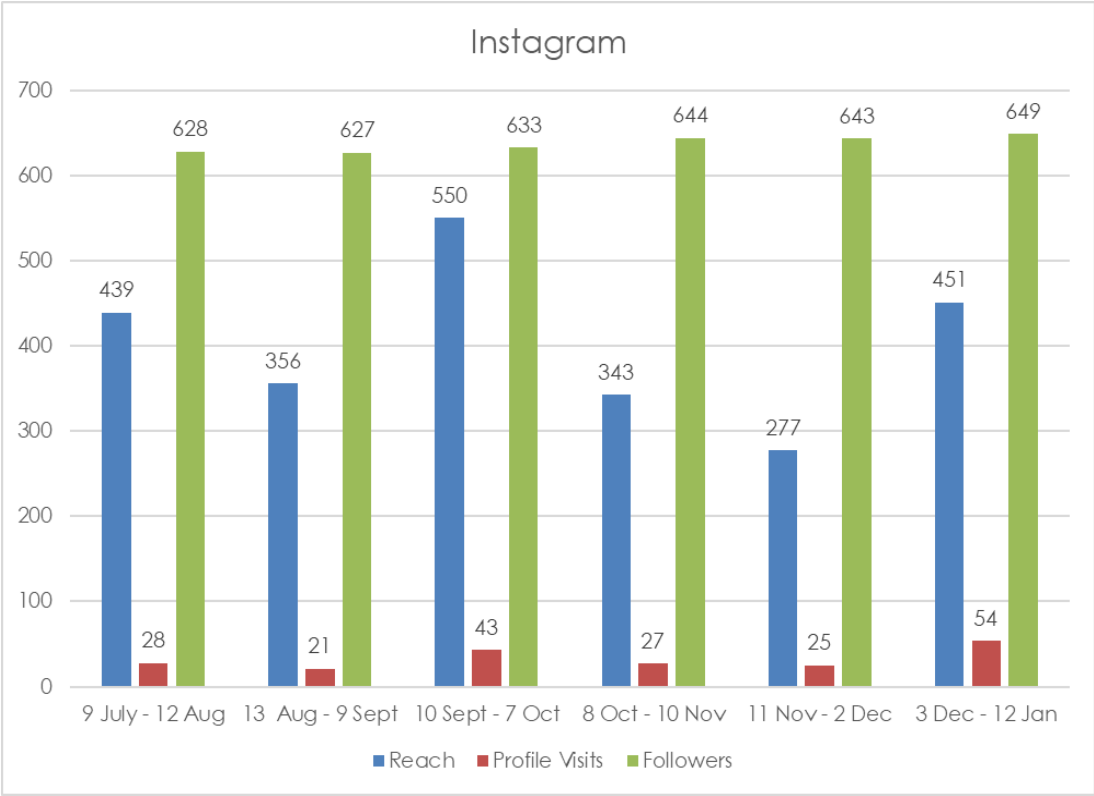
**AGENDA**

ORDINARY COUNCIL MEETING  
21 JANUARY 2025



Social Media





**COMMUNITY CONSULTATION/ENGAGEMENT**

- Southern Beaches Onsite Wastewater and Stormwater- Consultation ongoing.
- Responsible Dog Education video - Project under production.
- Playground Audit and Plan - Commenced preparations for community consultation.



- Blue Lagoon Weed Management Plan - Commenced preparations for community consultation.

### **MEDIA/PROMOTIONS**

- The Mercury newspaper – Information provided for the Mercury Newspaper Christmas Service Guide for 2024.

### **ARTS AND CULTURE**

- Nil

### **COMMUNITY DEVELOPMENT/COLLABORATIONS**

- Sorell Park Run – Officially launches Saturday 18 January after two successful trials with over 150 people.
- Youth Matters - In collaboration with Council providing a school holiday program for young people at the PCYC at South East Sports Complex.
- Poultry Amnesty - Council has again partnered with the Southern Tasmanian Poultry Club to hold another poultry amnesty at the Sorell Memorial Hall back car park on Saturday 8 February at 10.00am. The purpose of the amnesty is to provide an opportunity for people to surrender their poultry instead of them ending up in the local environment

### **COMMUNITY GRANTS PROGRAM**

#### Community Grants

- Nil

#### Individual Achievement

- Ashton Haw – Representing Tasmania U16 boys at the 2025 National Club Futsal Championships.

#### Quick Response

- Nil.

### **EVENTS**

- Australia Day Awards Presentation Event – 2025 Awards open for nominations and promotions ongoing. Planning for presentation event ongoing.
- International Women's Day – Council collaborating with BEST and SE Tas Salvos to provide interactive events with the theme this year being "Accelerate Action" - taking steps towards gender equality. We have a panel of guest speakers and will be taking photos of females in management roles.



## **AGENDA**

ORDINARY COUNCIL MEETING  
21 JANUARY 2025

## CORPORATE ADMINISTRATION

### Right to Information

- No Right to Information Requests were received.

### Policies under review

Policy	Policy Type	Update
Enforcement Policy	Council	Review complete. Associated Enforcement Procedure developed. Both require Council workshop before adoption.
Fraud and Corruption Prevention	Council	Review complete. Requires Council approval.
Property Access Policy	Council	Review complete. Requires Council approval.
Code of Tendering	Council	Officer review underway.
Investment Policy	Council	Officer review nearing completion.
Fees Refund and Remission	Council	Review complete. Requires Council approval.
Acknowledgement of Traditional Owners Policy	Council	Officer review complete. Consultation with indigenous representatives underway.
Related Party Disclosures Policy	Management	Officer review nearing completion.
Credit Card Policy	Management	Review complete. Requires delegate review and approval.
Asset Management Policy	Council	Officer review underway.
Personal Information Protection Policy	Council	Officer review complete. Requires Council approval.

### Leases & Licences

- Sorell Football Club Lease – With the club for review.
- Dodges Ferry Rec Centre – Variation to Lease negotiations re: Canteen.
- Crown Lease renewal – Boomer Bay Road, Boomer Bay – Carpark and Toilet. Request to enact further term sent.



## AGENDA

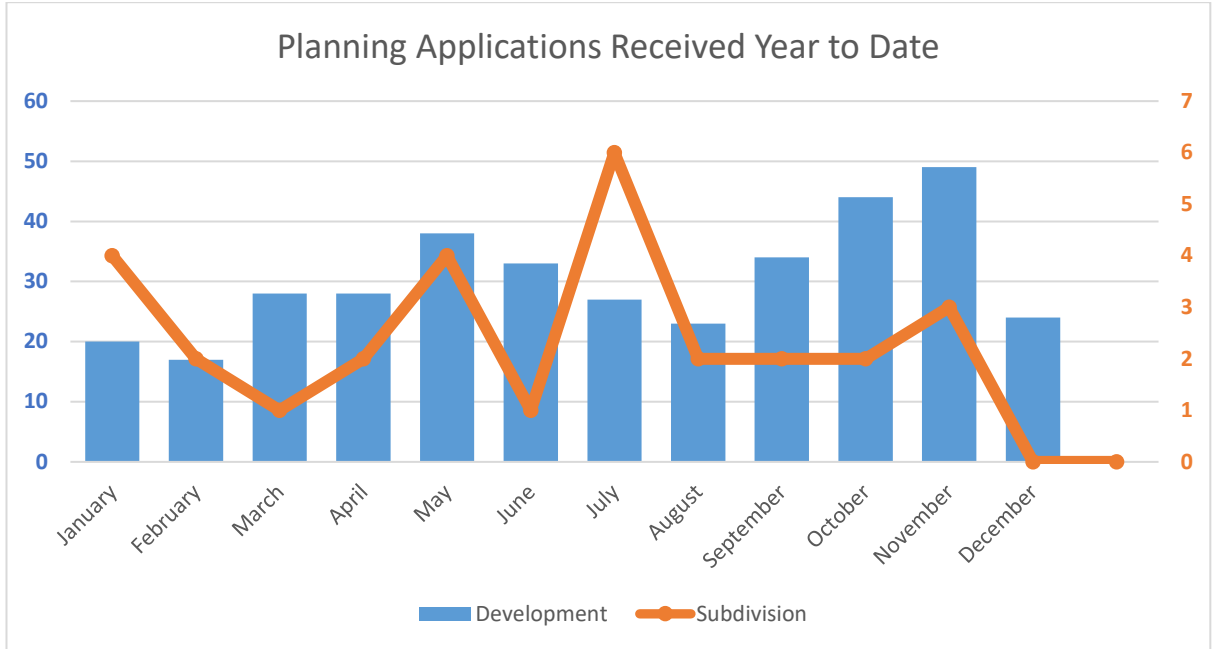
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**11.4 PLANNING – SHANE WELLS, MANAGER**



**Planning applications received for year 2024**

Analysis of planning applications received year to date including December 2024.



**Fees Waived**

During the month of December 2024, no requests to waive Planning fees were approved.

**DELEGATED AUTHORITY**

During the month of December 2024, a total of 48 Planning Approvals/Permits/Refusals/Exemptions have been issued including:

6	Applications approved as Permitted Development; issued under delegated authority
2	Applications presented as Permitted Developments for Council consideration at SPA/Council Meeting.
0	Application presented as Section 56 Amendment for Council consideration at SPA/Council Meeting.
1	Application received which complied with Section 56 Minor Amendment, issued under delegated authority
7	Applications received which complied with requirements for No Permit Required (not requiring a Planning Permit)





0	Applications received which complied with requirements for No Permit Required (not requiring a Planning Permit), for Council consideration at SPA/Council Meeting.
0	Application with the requirements for General Exemptions/Not applicable
29	Applications approved as Discretionary Developments; issued under delegated authority
3	Applications presented as Discretionary Developments for Council consideration at SPA/Council Meeting.

The following is a summary of approvals/permits issued for December 2024.

Description	Application Type	Property Address
Additions to Dwelling & Including works within Road Reserve	Discretionary	103 Bally Park Road, Dodges Ferry
Outbuilding (Sauna)	No Permit Required	10 Gypsy Place, Primrose Sands
Boat Shed	No Permit Required	Foreshore Lease, Connellys Marsh, Boat Shed and Haulage Slipway
Dwelling (CT187084/55)	Discretionary	53 Spoonbill Loop, Sorell (CT187084/55)
Dwelling [CT186811/44]	Discretionary	36 Spoonbill Loop, Sorell
Dwelling	Discretionary	83 Federation Drive, Sorell
Dwelling [CT187500/149]	Discretionary	6 Lytham Crescent, Midway Point
Dwelling [CT18784/46]	Discretionary	32 Spoonbill Loop, Sorell
Dwelling and Outbuilding (Shed)	Discretionary	28 Riviera Drive, Carlton
Business & Professional Services - Additions and Alterations	Permitted	4 Gordon Street, Sorell
Dwelling (CT187500/148)	Discretionary	4 Lytham Crescent Midway Point
Change of Use (Dwelling to Visitor Accommodation)	Discretionary	618 Carlton River Road, Carlton River
Outbuilding	No Permit Required	
Additions to Dwelling (Awning Over Concrete Area)	No Permit Required	21 Northsun Place, Midway Point
Additions to Dwelling (Swim Spa and Spa)	No Permit Required	13 Beach Road, Connellys Marsh
Additions to Dwelling	Discretionary	1 Cootamundra Court, Dodges Ferry



Dwelling	Discretionary	12 Lytham Crescent, Midway Point
Outbuilding	Discretionary	9 Sixth Avenue, Dodges Ferry
Additions	Discretionary	17 Linden Road, Primrose Sands
Dwelling	Discretionary	23 Cornelius Avenue, Sorell
Change of Use - Secondary Residence to Visitor Accommodation	Discretionary	16 Lateena Street, Dodges Ferry
Petition to Amend Sealed Plan	Permitted Use	252 Greens Road, Orielton
Strata Title x 3 Units	Permitted	125 Main Road, Sorell
Dwelling	Discretionary	8 Lytham Crescent, Midway Point
Ending of Part 5 Agreement	Permitted	Nugent Road, Wattle Hill
Change of Use (Dwelling to Visitor Accommodation)	Discretionary	8 Casuarina Close, Primrose Sands
Visitor Accommodation	Discretionary	53 Orielton Road, Orielton
Outbuilding (Carport)	Discretionary	4 Cootamundra Court, Dodges Ferry
Dwelling [CT187500/151]	Discretionary	10 Lytham Crescent, Midway Point
Additions to Dwelling (Awning to Deck)	Permitted	1 Lewis Court, Lewisham
Farm Shed	No Permit Required	Lot 3 Logie Farm Road, Orielton
Additions (Awning over rear deck)	No Permit Required	16 Cornelius Avenue, Sorell
Minor Amendment - Changes to Outbuilding Location	Discretionary	646 Primrose Sands Road, Primrose Sands
Outbuilding	Discretionary	22 Eighth Avenue, Dodges Ferry
Dwelling {CT187084/43}	Discretionary	38 Spoonbill Loop, Sorell
Dwelling [CT187084/21]	Discretionary	Spoonbill Loop, Sorell CT187084/21
Dwelling [CT187084/22]	Discretionary	24 Spoonbill Loop, Sorell CT187084/22
Outbuilding (demolition of existing carport)	Discretionary	9 Brookborough Court, Sorell
Dwelling	Discretionary	8 Parkside Place, Sorell
Additions to Outbuilding	Permitted	530 Old Forcett Road, Dodges Ferry
Multiple Dwellings x Two	Discretionary	6 Statesman Court, Sorell
Amenities Block	Permitted	30 Montagu Street, Sorell
Extension to Memorial Hall	Permitted	47 Cole Street, Sorell



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Outbuilding	Discretionary	45 Riviera Drive, Carlton
Dwelling & Garage	Discretionary	Nugent Road, Wattle Hill
Outbuilding and Additons (Carport and Verandah Roof)	Discretionary	37 Gatehouse Drive, Sorell
One Lot Subdivision	Discretionary	14 Knights Road, Connellys Marsh

**The following is a summary of Refusals issued for December 2024.**

No Refusals Issued for December 2024

**PLANNING COMPLIANCE**

During the month of December 2024, we received 1 new complaint that required further investigation.

Jan	Feb	March	April	May	June	July	Aug	Sep	Oct	Nov	Dec
-	2	2	2	2	0	0	1	2	1	0	1

Below statistics reflective of Notice of Intention/Enforcement Notice issued for December 2024:

Notice of Intention Issued:	0
Enforcement Notice Issued:	0

**SORELL PLANNING AUTHORITY (SPA)**

The Sorell Planning Authority (SPA) met on the 10<sup>th</sup> and 17<sup>th</sup> December 2024 and determined the following:

- Subdivision Application No. SA 2024 / 13 – 1 - One Lot Subdivision At 14 Knights Road, Connellys Marsh (Ct 80986/8) – Approved
- Subdivision Application No. 7.2020.7.1 - 2 Lot Plus Balance Subdivision At 51 Annie Street, Dunalley (Ct 207552/4) And Road Reservation – Approved
- Scheme Amendment No. 5.2024.214.1 - Section 40f – Rezone to Open Space To General Business And Site-Specific Qualifications At 3 Weston Hill Road, Sorell (Ct 239252/1 And 9444/4), 5 Cole Street, Sorell (Ct 230862/1) And 2 Pawleena Road, Sorell (Ct 52621/1, 61/654 And 222468/1) – Approved To Proceed To Public Exhibition
- Development Application No. 5.2024.267.1 - Extension to Memorial Hall At 47 Cole Street, Sorell (Ct 164990/1) – Approved
- Development Application No. 5.2024.261.1 - Amenities Block At 30 Montagu Street, Sorell (Ct 125722/1) - Approved



**AGENDA**

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## APPEALS

Item	Appeal Status
Approval of additions to dwelling at 59 Midway Point Esplanade	Withdrawn
Approval of subdivision at 701 Arthur Highway, Forcett	Mediation Scheduled for 24 January 2025

## STRATEGIC PLANNING

Item	Status (* indicates update since prior month)
Attended Bream Creek Farmers Market with regional planning coordinator for consultation on STRLUS State of Play document *	
State Planning Office (SPO) - Improving Residential Standards in Tasmania Project (General Residential Zone and Low Density Residential Zone).	Consultation process completed. Awaiting Outcome
Outer Hobart Residential Supply and Demand Study.	Complete. Public release pending
Statewide Planning Provisions – Ongoing Five Year Review	TPC hearings scheduled for hazard code changes
Tasmanian Planning Policies.	Approval Delayed
Regional Land Use Strategy Update.	State of Play public engagement underway

## NATURAL RESOURCE MANAGEMENT

Following key activities were conducted:

- Invasive Weeds grants works underway.
- Free Cat desexing and microchipping extended to all Sorell municipality and progressing.
- Bridal Creeper project in final stages with Clarence Council.
- Various grassy invasive weeds control program underway.
- CERMP phase 2 for 15 outfalls design underway.
- Urban rivers project RFI updates progressing.
- Fire management plans and reserve management plans finalised and sent to Council for endorsement.

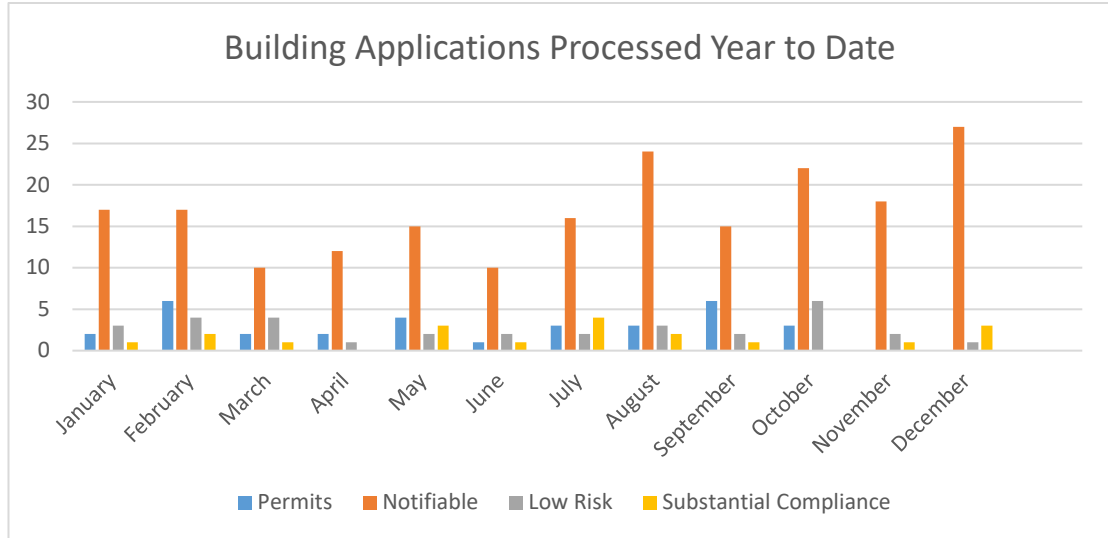


## 11.5 HEALTH AND COMPLIANCE – GREG ROBERTSON, MANAGER



### BUILDING

Analysis of applications approved year to date including December 2024. These include (Permit/Notifiable/Low Risk/Substantial Compliance).



Details of applications that were approved in December 2024 (details below). These include:

- 0 Permits
- 27 Notifiable
- 1 Low Risk
- 3 Substantial Compliance

Property Address	Propose Use of Building	Value Of Work
5 Muirfield Court, Midway Point	Dwelling	\$640,000.00
12 Clover Court, Carlton	Shed	\$40,000.00
25 Fitzroy Street, Sorell	New Solar Panels	\$6,000.00
428 Carlton River Road, Carlton River	Shed	\$30,000.00
5 Gary Street, Lewisham	Dwelling and Shed	\$80,000.00
20 Eularminner Street, Carlton	Dwelling and Outbuilding	\$450,000.00
36 Spoonbill Loop, Sorell	Dwelling	\$600,000.00
53 Spoonbill Loop, Sorell CT 187084/55	Dwelling	\$600,000.00
83 Federation Drive, Sorell	Dwelling	\$600,000.00
6 Lytham Crescent, Midway Point	Dwelling	\$550,000.00



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4 Lytham Crescent, Midway Point	Dwelling	\$600,000.00
32 Spoonbill Loop, Sorell CT 187084/46	Dwelling	\$620,000.00
2117 Nugent Road, Nugent	Dwelling	\$421,000.00
4 Dubs & Co Drive, Sorell	Solar Panels	\$9,900.00
33 Dubs & Co Drive, Sorell	Signage	\$0.00
172 Fulham Road, Dunalley	Dwelling	\$520,000.00
2 Verdant Close, Sorell	Solar panels	\$16,252.00
36 Cole Street, Sorell	Allied Health	\$100,000.00
1 Eighth Avenue, Dodges Ferry	Solar Panels	\$2,000.00
5 Oakview Court, Sorell	Shed	\$35,000.00
23 Kirabati Road, Midway Point	Solar Panel	\$5,000.00
2057 Arthur Highway, Copping (CT 186097/1)	Dwelling	\$360,000.00
10 Lytham Crescent, Midway Point	Dwelling	\$600,000.00
8 Lytham Crescent, Midway Point	Dwelling	\$550,000.00
12 Lytham Crescent, Midway Point	Dwelling	\$640,000.00
20 Dunalley Esplanade, Dunalley	Amendment - Dwelling	\$0.00
81 Federation Drive, Sorell	Dwelling	\$402,000.00
20 Clearys Lane, Bream Creek	Shed	\$32,000.00
20 Richards Avenue, Dodges Ferry	Alterations & Additions	\$50,000.00
4 Richards Avenue, Dodges Ferry	Additions & Alterations to Dwelling & New Outbuilding (Garag	\$100,000.00
9 Brookborough Court, Sorell	Outbuilding	\$10,000.00

### FEES WAIVED

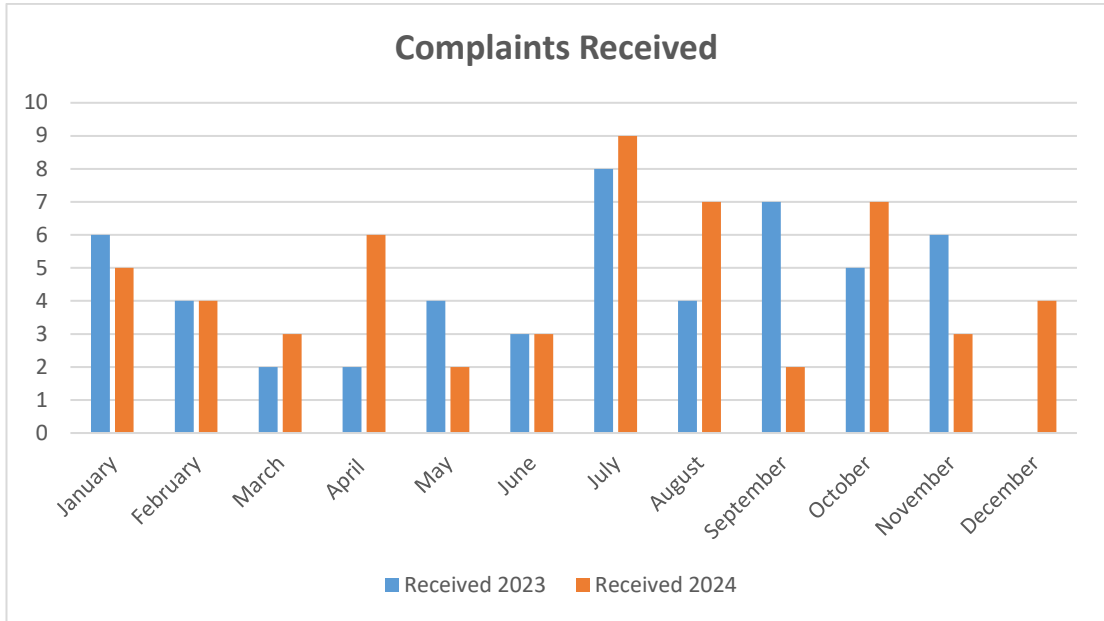
During the month of December 2024, there were no fees waived.



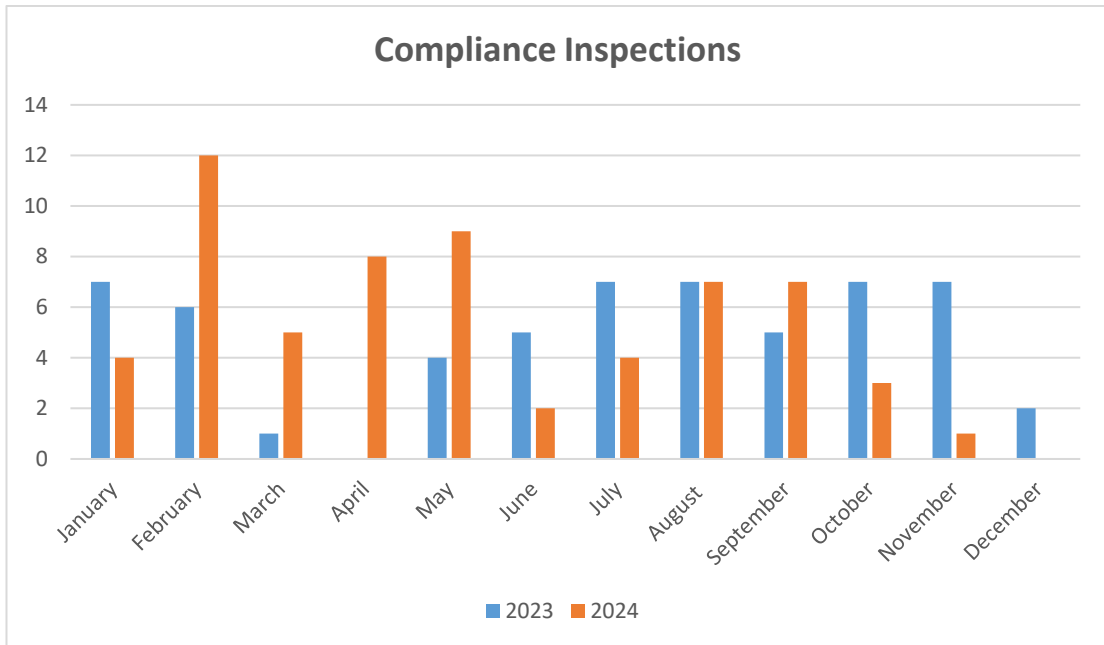
### BUILDING COMPLIANCE

Council compliance officers are continuing to investigate and inspect any incoming complaints in relation to potential illegal construction of works on a weekly basis.

During the month of December 2024, we received 4 new complaints that required further investigation.



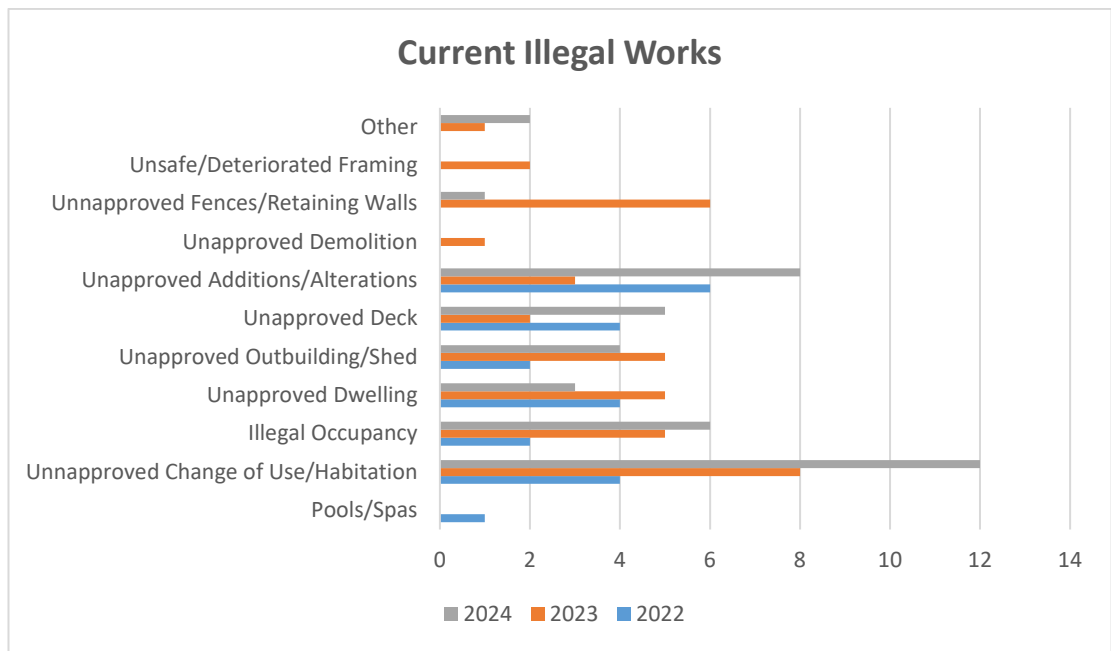
There were 0 on-site inspections completed for the month of December 2024.



We often receive other incoming queries/complaints that do not require inspections that can be completed as they comply or are low risk work not requiring permits.

Below statistics reflective of Notices/Orders issued for December 2024:

Building Notices issued:	1
Building Order issued:	0
Building Order (Including Notices) revoked:	1
Infringement Notices issued:	0
Emergency Order issued:	0



**PLUMBING**

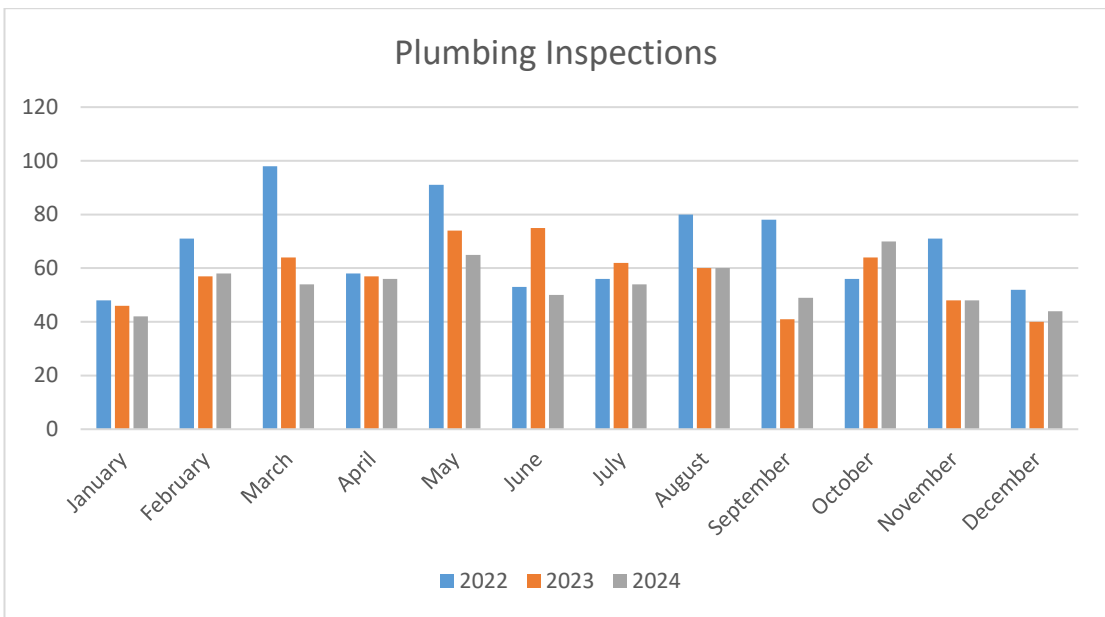
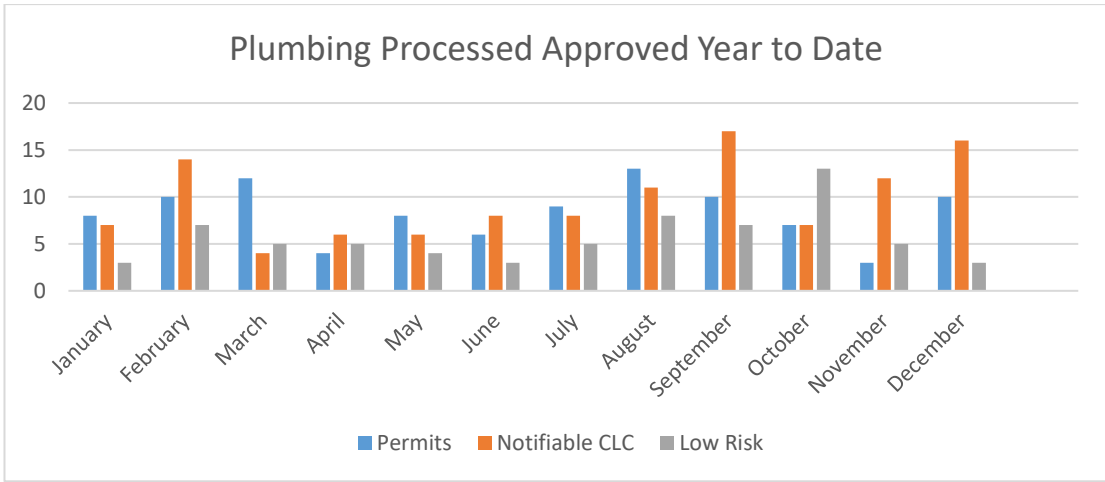
Analysis of applications approved year to date including December 2024. These include (Permit/Notifiable/Low Risk).

Details of applications that were processed in December 2024 (details below). These include:

- 10 Permits
- 16 Notifiable
- 3 Low Risk







In December, 44 plumbing inspections were conducted for new and existing plumbing works. These works are current Plumbing Permits and Certificates of Likely Compliance.

**PLUMBING COMPLIANCE**

Below statistics reflective of Plumbing Notices/Orders issued for December 2024:

Plumbing Notices issued:	0
Plumbing Order issued:	0
Plumbing Order (Including Notices) revoked:	0
Infringement Notices issued:	0
Emergency Order issued:	0

Plumbing Surveyor and Manager of Health & Compliance have been dealing with two ongoing complaints about plumbing work that has been completed and



subsequently identified as being defective. The rectification works have now been completed by the plumber.

## **ENVIRONMENTAL HEALTH**

### ***Building Act 2016***

Onsite wastewater management assessments completed for Plumbing Permit applications, mostly in the Southern Beaches. Several designs received were non-compliant and had to be re-designed. The Manager Health & Compliance will be contacting the Director of Building Control in relation to concerns about the quality of designs being submitted.

The operator of a commercial property in the Southern Beaches which discharges wastewater into Pittwater has not yet been resolved. The Licensee has engaged a plumbing business to install a new wastewater treatment system, a plumbing application has been issued for the new wastewater treatment system. The new design involves an aerated wastewater treatment system and irrigation area, which will avoid the need to discharge into Jones Bay. The owner has obtained finance and met the contractor in early December to plan the works.

### ***Land Use Planning & Approval Act 1993***

Development and subdivision application assessments completed including, a revised plan for a childcare centre in Sorell, unit development, re-zoning application, new houses, and subdivisions in the Southern Beaches, (where the Southern Beach On-site Wastewater and Stormwater Special Area Plan applies) including several new subdivisions plans assessment to ensure compliance with permit conditions.

Several complaints were investigated about operation of businesses without a planning permit. Information from the investigation was sent to our planning staff. One of the businesses has lodged a planning application.

### ***Food Act 2003***

All Food businesses have renewed their registrations certificates and inspections are ongoing to ensure registration of food business is consistent with the Food Standards Code. 12 Food business safety assessments were conducted during December 2024, including follow-up inspections to determine if required works from a previous inspection had been completed. One premises requiring significant cleaning had complied with the works contained in the inspection report.

The Food Safety Supervisor requirements have been implemented at most food businesses now comply. Follow up inspections continue to improve food safety culture and education and ensure food business comply with Food safety Standards. All food businesses inspections are currently up to date.



4 new food business have been registered, including a food van and homebased businesses. Several enquiries have been received for new food businesses.

The EHO and an officer from the Department of Natural Resources and Environment completed a joint inspection of a premise preparing ready-to-meal products without approval, following a complaint from a member of the public.

EHO attended the Great Escape Music Festival at Nugent on 31 December 2024 to inspect the food businesses.

### **Public Health Act 1997**

Renewal registrations for public health risk activities, regulated systems, private water suppliers and water carriers have been sent out and are being assessed.

One notifiable disease investigation (Salmonella) was completed and sent to the Director of Public Health.

Manager Health & Compliance completed and inspection of an unhealthy premises with the RSPCA. A rectification Notice was issued. The property owner was unable to comply with the Notice. In the interests of public health, subsequent action was taken to clean and disinfect the premises. Further works will be completed in January 2025 when the RSPCA removes the remaining animals.

EHO issued a Place of Assembly Licence for Great Escape Music festival, Tasmania Police were consulted and provided feedback. The festival was well run, and no complaints were received.

Recreational water quality sampling commenced in early December 2024, two high results were reported at Red Ochre Beach (south) and Tigerhead Beach following rainfall. Results returned to normal following re-sampling later in the week. In Mid-December, a high result occurred at Primrose Sands Beach, another very high result was reported on re-sampling. After consultation with the Director of Public Health, a warning was issued on 19 December to not swim at the beach and signage erected along the beach.

An investigation commenced to identify potential sources of pollution, including seepage near the boat ramp. Re-sampling at 3 locations on 19 December 2024 revealed that results had returned to normal. One sample of seepage was collected, however, this did not contain high bacterial levels.

Sanitary surveys have been completed at all recreational water sites, details will be included in the 2024/25 Recreational Water Quality report.





### **Environmental Management & Pollution Control Act 1994 (EMPCA)**

Noise, littering, smoke, backyard burning and odour issues/complaints were received including, loud music, trail bikes, smoke from incinerators.

A request was received to issue an Environment Protection Notice to authorise land spreading of aquaculture waste on a farm at Wattle Hill. The request is currently under consideration.

### **Waste Management**

#### 1. Waste collection statistics

Month	2024 - Participation rate (%)				
	Garbage	Recycling	Greenwaste (bins)	Bulk Greenwaste	Hardwaste
July	80	77	38		
August	81	78	33		16
September	81	77	41		
October	83	74	50	10	
November	85	82	49		
December	86	81	50	7	

Month	2024 Tonnage of waste collected				
	Garbage	Recycling	Greenwaste	Hardwaste	Greenwaste (bulk)
July	313	77	72		
August	383	76	103	109	
September	314	84	85		
October	323	106	103		32
November	309	96	86		
December	318	90	85	34	



Month	2024 Mornington Park Transfer Station - Sorell Residents (Tonnes)		
	Recoverables	Greenwaste	Garbage
July	12	17	134
August	15	21	122
September	16	23	128
October	21	37	140
November	10	34	148
December	21	42	171

The sixth greenwaste wheelie bin collection commenced in December 2024 with a participation rate of 50% (number collections divided by the total number of eligible properties) which was similar to November (49%) October (50%). The greenwaste bins have proved to be more popular than the former monthly bulk greenwaste collection.

Veolia provides monthly reports on greenwaste, garbage and recycling collection participation rates. These have been compared to participation rates for bulk Greenwaste and Hardwaste. Initially, bulk Greenwaste bookings and tonnages have declined since the introduction of Greenwaste bins.

2. Attended a meeting with TasWaste (South) and representatives of City of Hobart, City of Clarence and Brighton Council to discuss a regional expression of interest for a consultant to prepare a benchmarking study on potential hardwaste services for Southern Tasmania.
3. Veolia provided additional cardboard bins at each recycling centre to accommodate additional cardboard during the Christmas/New Year period.
4. Southern Waste Solutions (SWS) application for authorisation from ACCC to undertake a tender process for 5 short listed proponents for a design, build and operate organics facility at Copping was issued on 19 December 2024. The ACCC final determination was to decline the application. Failure to obtain authorisation does not necessarily prevent the project from progressing, it would have provided protection from legal action under the *Competition and Consumer Act 2010 (Cth)*. SWS will be providing Council with an update on the project early in the new year. I understand from SWS that all shortlist proponents are still interested.

### **Street Stall / Public place permits**

A new permit was issued for food vans in Dodges Ferry.

### **Dodges Ferry School sewage lagoons**

TasWater's consultant has finalised designs for the new wastewater treatment systems to replace the existing sewage lagoons on the recreation park that service the School, Okines House, and Dodges Ferry Football Club. The consultant has identified potential suitable areas in the Dodges Ferry Recreation reserve for a new wastewater land application area. The locations are outside of the priority



vegetation area included in the Reserve Management Plan, thus minimising impacts on the environmental values of the reserve.

TasWater and Department of Education will work with Council to finalise a proposed design before community consultation commences.

### ***Southern Beaches On-site Wastewater and Stormwater Strategy***

A survey for residents to complete has been released which includes questions about maintenance of on-site wastewater management systems (OWMS) and how concerned residents are about the impacts from OWMS and onsite stormwater. Results will be available in late January 2025.

The consultants preparing the strategy completed field work during early December 2024. An information session for residents was held at Okines House on 5 December 2024, 13 people attended including 3 Councillors. Residents provided helpful feedback that the consultants will incorporate into the Strategy.

### ***By-Laws***

The RIS and proposed Public Places by-law have been advertised for public comment, submissions closed on 13 December 2024. One submission was received, and this will be considered at the January 2025 Council meeting.

## **COMPLIANCE**

### **Dogs on beaches**

Council Officers commenced patrols of beaches to monitor compliance with dog exercise area restrictions. Officers are providing educational materials to members of the Public and taking enforcement action where non-compliance is observed.

Several out-of-hours patrols have been completed resulting in warnings and infringement notices being issued.

An advertising agency is creating an educational animated film clip promoting effective control and responsible behaviour of dogs on beaches and areas where dogs must be on leads. Hopefully, a draft version will be available for consideration shortly.

The aim of this clip is to assist Officers to conduct education through schools and promote via social media outlets and appear via QR codes on Council signage.

### **Dog attacks**

Council Officers investigated several dog attacks on people and other dogs.

One owner of a dog received an abatement notice for their dog attacking another dog with conditions requiring the dog to be on a lead and muzzled when walked in a public place.



### **Dogs at Large / Fines and impounded**

6 dogs were impounded and related infringement notices were issued, comprising the following offences, dog at large and failing to register a dog over 6 months of age.

Compliance Officers continued to engage with dog walkers, issuing fines when necessary to those with dogs off-lead on footpaths. In accordance with the *Dog Control Act 2000*, dogs must be kept on a lead on all roads and road-related areas within built-up area, including footpaths, roads, nature strips, and car parks, unless a designated off-lead area has been declared by Council.

### **Planning Compliance**

2 Complaints were received and investigated.

### **Parking**

Compliance Officers continued to deal with an increased amount of parking complaints (particularly near Madison Lyden Park) which were minor traffic parking offences. Other complaints related to parking on footpaths, exceeding time restrictions outside local businesses, illegal parking of heavy vehicles.

### **Noise Complaints including Dog Barking and Poultry**

Councils Compliance Officers dealt with barking dog complaints and rooster crowing complaints.

### **Littering**

One littering investigation was conducted in December, resulting in an infringement notice of more than \$1000 being issued.

The number of littering complaints and dumped rubbish is increasing, there is insufficient evidence for enforcement action to be taken.

### **Caravans**

Caravan Licence Applications were received because of Compliance inspections and letters that were sent to Landowners who had caravans identified on their land.

### **Fire Hazards**

Fire hazard inspections of private land were completed during November and December abatement notices have been issued. Inspections found that many vacant blocks had already been cleared.



Re-inspections will commence in January to determine if landowners have complied with the Notice. If not, Council's contractor will undertake the works at the owner's expense.

## 11.6 INFRASTRUCTURE AND ASSETS – JULIE MANN, MANAGER



### CAPITAL WORKS - TRANSPORT AND STORMWATER

There are several Capital Works projects that are being designed, advertised for construction, about to commence construction, have commenced or achieved practical completion across our Municipality.

Capital Works projects within the design phase:

- Whitlam Court, Lewisham – Stormwater – Land easement and negotiation with property owner delays – ongoing, currently looking at an alternative solution – ongoing. Will be contacting property owner upon their return in mid-December. Arranged meeting for 15/01/2025.
- Junction Street, Dodges Ferry – Footpath renewal - Design commenced (internal).
- Franklin Street, Dunalley, reconstruction, and associated drainage works. Design Stage.
- Three Street, Dodges Ferry upgrade and associated drainage works. Design Stage.
- Pearl Court, Dodges Ferry upgrade/stabilisation - Currently out for quotes, due back mid-January.
- Jacobs Court, Dodges Ferry upgrade with associated drainage works.
- Delmore and White Hill Road Intersection upgrade. Geotech investigation quotation requested, UDM have completed GPR survey to assist in the reconstruction design.
- Southeast Sports Complex – drainage works, materials quotation received from TEFCO. additional works required upstream pipe shows signs of significant damage.
- Shark Point Road and Penna Road Reconstruction design procurement underway, closes mid Jan 2025.

Capital Works construction projects within the procurement process.

- Reseals program Tender has closed, negotiations with preferred tenderer are underway.
- Parnella Road awaiting responses, due back early December.
- Sorell Main Road the vicinity of #'s 81 and 83 (School Grounds) flood retention and pipework. Progressing with property owners' approvals. Preparing RFQ.
- Oak Street Reconstruction tender has closed, negotiations with preferred tenderer are underway.
- Allambie Road reconstruction Tender has closed, contract in place, works to commence Jan 2025.
- Webb Street, Dodges Ferry, Road Safety works, Black Spot Funding (Grant) looking at pre-Christmas installation of CAMS & bollards.



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#### Capital Works Under Active Construction:

- Erle Street, Carlton, stormwater drainage project - completed.
- Erle Street stormwater pipe Relining & Headwall works (Nu-Jet) completed.
- Re-sheet Program – 2024/25 commenced (70%) complete, spot level survey undertaken for QA and compliance. Expected completion date early February 2025, ongoing.
- Allambie Road Reconstruction pre-start works January 2025
- Parnella Road Kerb and channel/drainage upgrade pre-start works late January 2025

#### Safer Rural Roads Program

- Kellevie Road project - detailed Engineering Survey for Planning and Design due to be completed in early December. Proposal approved by DSG late November. Vegetation and tree clearing on site has been successfully completed providing vastly improved visibility. Out to tender Pre-Christmas, Culvert components and guard rail requirements to be ordered for delivery to site when contractor on site. Tender submissions due 16<sup>th</sup> January 2025.

### **CAPITAL WORKS - LAND IMPROVEMENTS AND BUILDINGS**

#### **Footpaths**

- Red Ochre Beach Access – Local indigenous community groups have had another meeting with Council – Still waiting for advice on preferred course of action – no change.
- Sorell Streetscape
  - More seating, trees and bins will be installed during November/December. Project funds close to being fully expended.
  - Designs for areas adjacent to Live Eat for seating and protective barriers is continuing.

#### **Vulnerable Road User Program**

- Gate Five Rd – Construction of the concrete footpath has commenced.

### **BUILDINGS**

#### **Southeast Jobs Hub**

- Works progressing well.
  - Wall frames have been installed.
  - Structural steel (columns and beams) has been installed.
  - Roofing trusses have been installed.
  - Power supply to Jobs Hub to be from Dubs and Co with installation of conduit for potential expansion of Community Precinct.

#### **Sorell Memorial Hall**

- Development application has been lodged with Council.



### **AGENDA**

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- Engaging with consultants to get detailed design completed ASAP – Preference is to advertise the tender prior to Christmas.
- Quote received and awarded for air conditioning/ control unit to the existing Historical Society room
  - Historical Society have been informed that the works will be taking place.

## **PARKS AND RESERVES**

### **Dodges Ferry Skate Park**

- The design is nearly complete and will be sent for quotes shortly. - no change

### **Madison Lyden Park**

- Preliminary design for amenities block and car parking have commenced – no change

### **Pembroke Park – BMX Track - no change**

## **ASSETS, GIS & ICT UPDATES**

- Stadium floorboards on Court 1 damage – Patterson's (insurance building comp.) have done test sites and installed fans. Discussions set for early Jan to decide on course of action.
- Q1 capitalisation finalised in Assetic.
- Spatial data preparation for road condition survey in January.
- Various surveys using in-house GPS.
- Cyber risk review with Techquity.
- New on-boarding methodology with Techquity for laptop roll out and increasing end-user security.
- Local Government GIS Information day (Esk Spatial & ESRI Australia).



## **AGENDA**

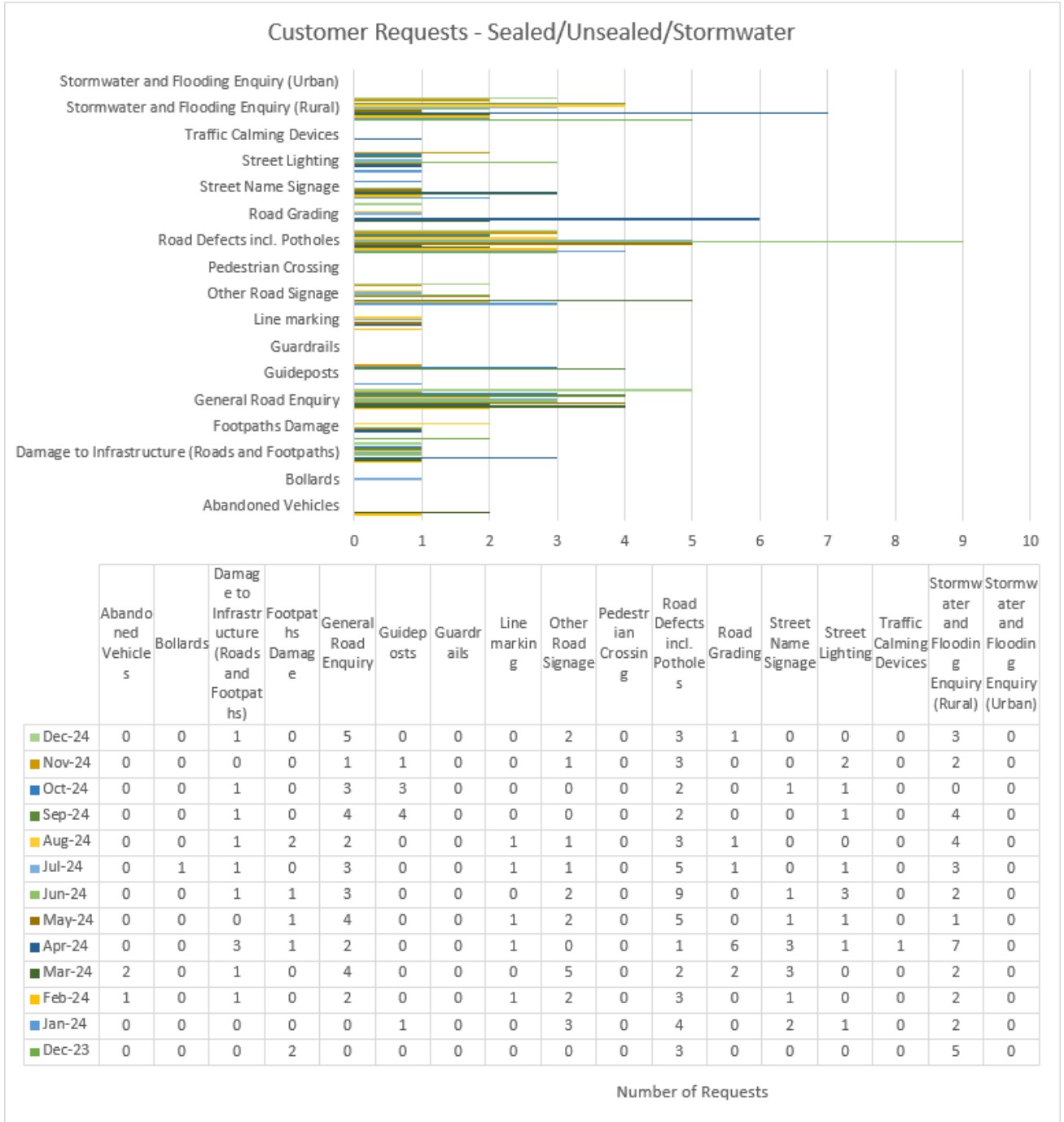
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11.7 ROADS AND STORMWATER - DAVID REARDON, MANAGER



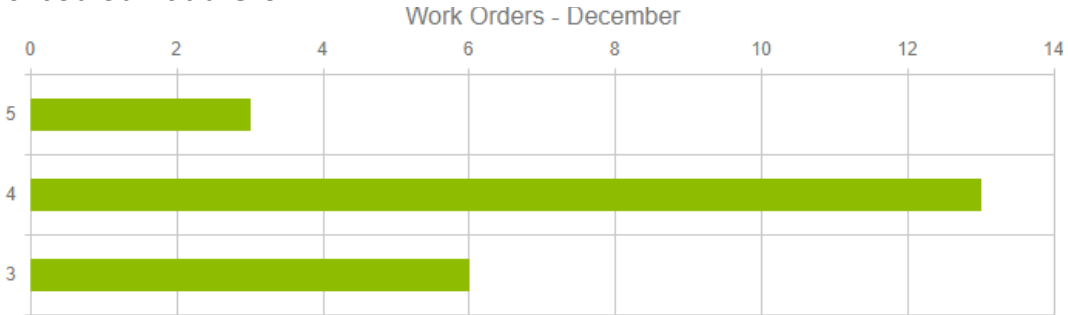
All Supervisors and Programmers have implemented project plans on all maintenance work that falls outside business-as-usual practices.

CRM's



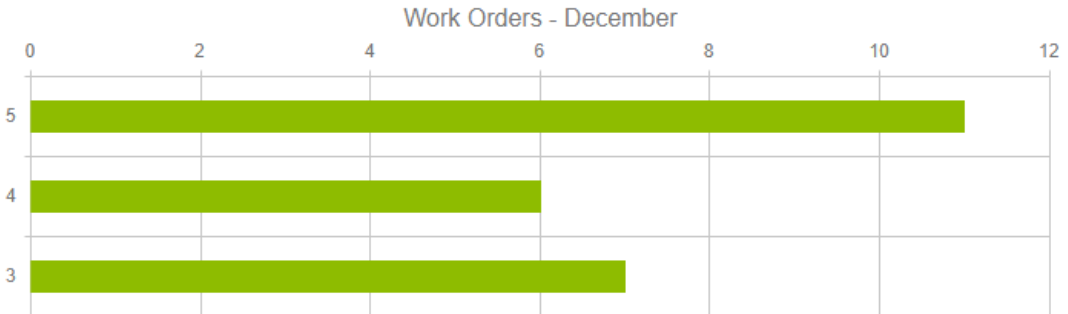
Priority 1	Urgent - 1 Day
Priority 2	Important- 6 Weeks
Priority 3	Required - 16 Weeks
Priority 4	Maintenance - 26 Weeks
Priority 5	Monitor - 52 Weeks

**Unsealed Road Crew**



- Grading on Esplanade West, Annie Street, Craigs Hill Road, Bryans Road, Imlay Street, Dunalley Esplanade, Booth Street South, Imlay Street Oval, Gellibrand Street, Boomer Road, Kellevie Road, and Bream Creek Road.
- Potholing on High Street, Longs Road, Allanby Street, Bezzants Road, Masons Road, Burnt Hill Road, and Nugent Road.
- Vegetation Control on Burdons Road.

**Sealed Road Crew**



- Potholes on Woolleys Road, Boyd Street, Shark Point Road, and Sugarloaf Road.
- Shoulders on Bay Road, Nugent Road, and Wolstenholme Drive.
- Clean Up Debris on Lewisham Road.
- Clean Drains on Nugent Road and Pembroke Park Access Major.
- Vegetation Control on Lewisham Scenic Drive and Fulham Road.
- Line Marking on Bay Road, Bayview Court, and Somerville Street.

Inspections carried out

- Sorell Roads
- Nugent Roads
- Lewisham Roads

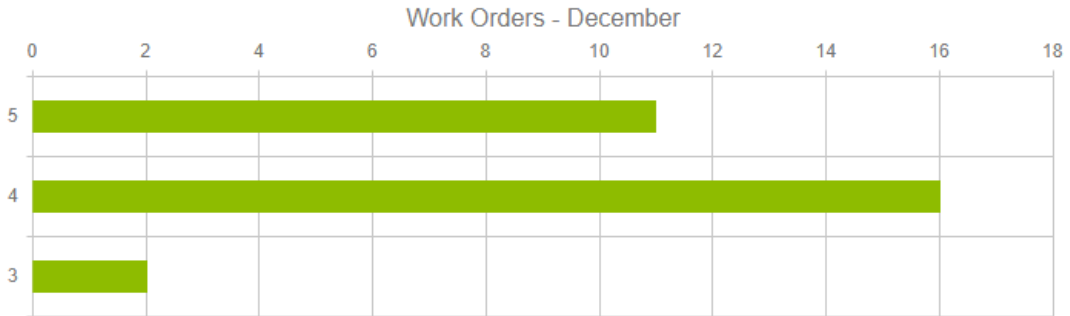


- Forcett Roads

Roadside Furniture

- Signs/Guideposts on Walker Street, Penna Road, Mary Street, and Primrose Sands Esplanade.

**Stormwater Crew**



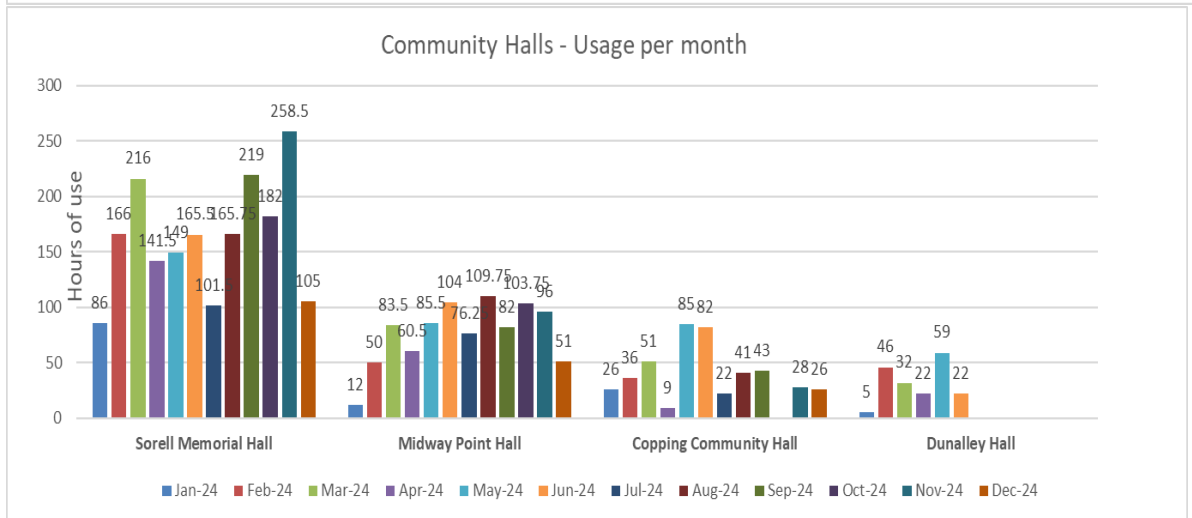
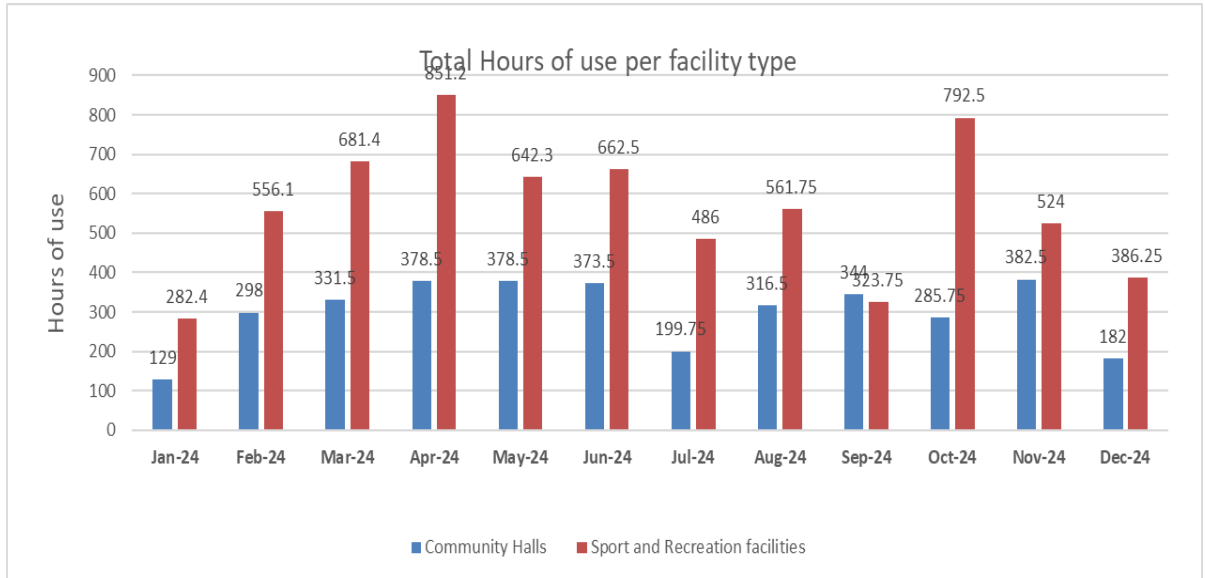
- Clean Drains on Amelia Court, Kannah Street, Montagu Street, Wolstenholme Drive, Raynors Road, Shark Point Road, and Little Falcon Street.
- Pump GPT on Lake Vue Parade and Arthur Street.
- Replace Lid/Lid Surround on Penna Road and Greenhaven Court.
- Vegetation Control on Carlton River Road, Constance Street, Grevillea Street, Boom Street, Boobyalla Street, Tiger Head Road, Lakeland Drive, Elizabeth Street, Lewisham Rain Garden, Lewisham Scenic Drive, Wattle Road, Valley View Close, Penna Road, Gatehouse Drive, Pennington Drive, and Barilla Court.

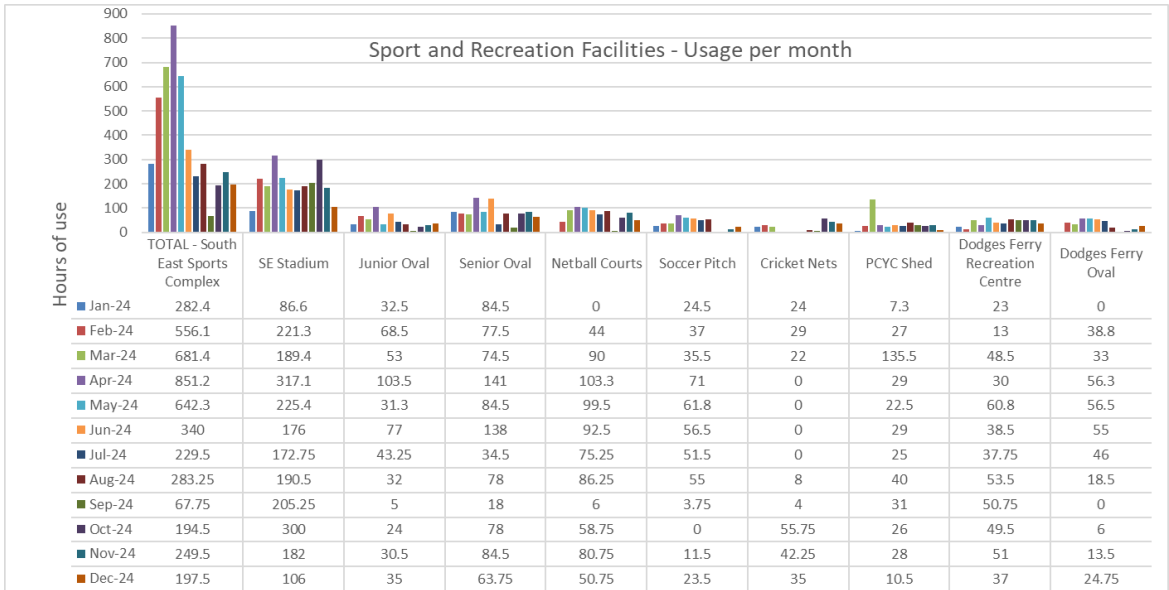


## 11.8 FACILITIES AND RECREATION



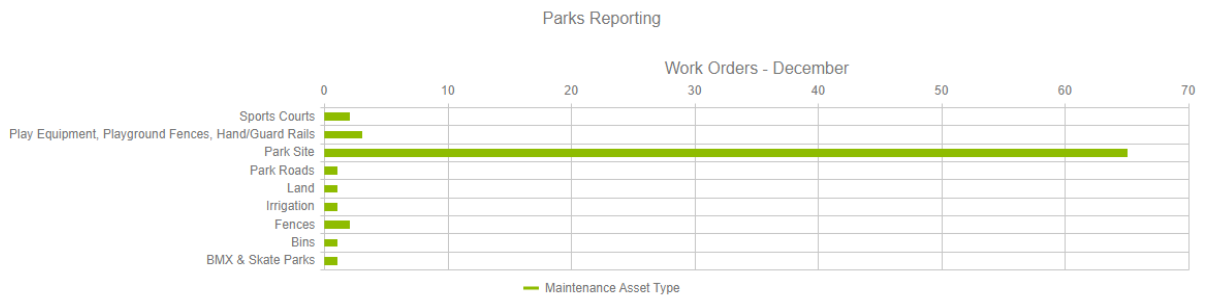
### FACILITY USAGE





**LAND IMPROVEMENTS**

- Tree work – Various locations
- Ongoing mowing and maintenance for Parks, Reserves and Walkways.
- CRM's.

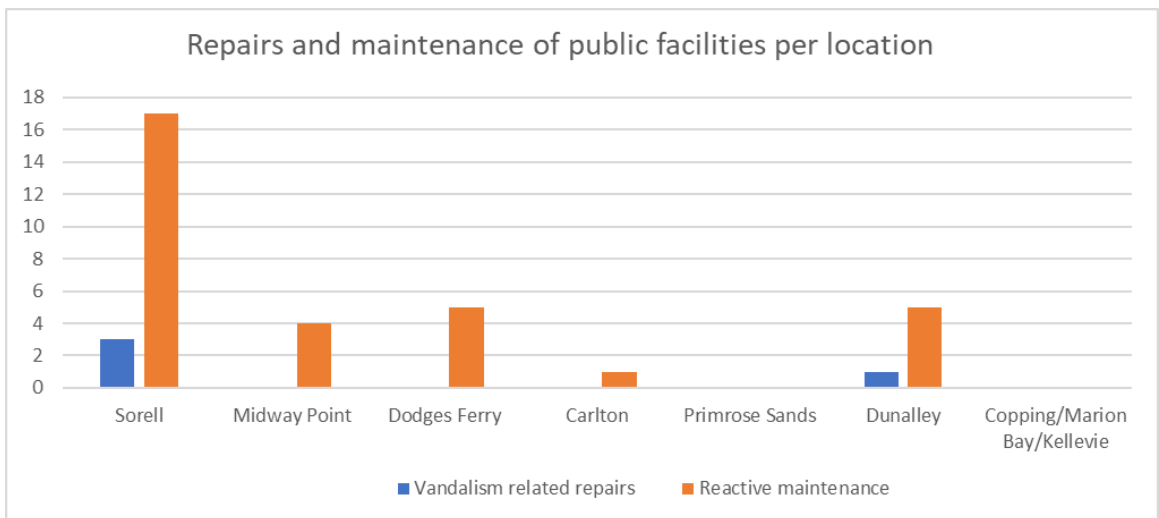


**FACILITY MAINTENANCE**

All Buildings - general maintenance requirements as per form 46. Repairs and maintenance summary per location, including vandalism related repairs and reactive maintenance:



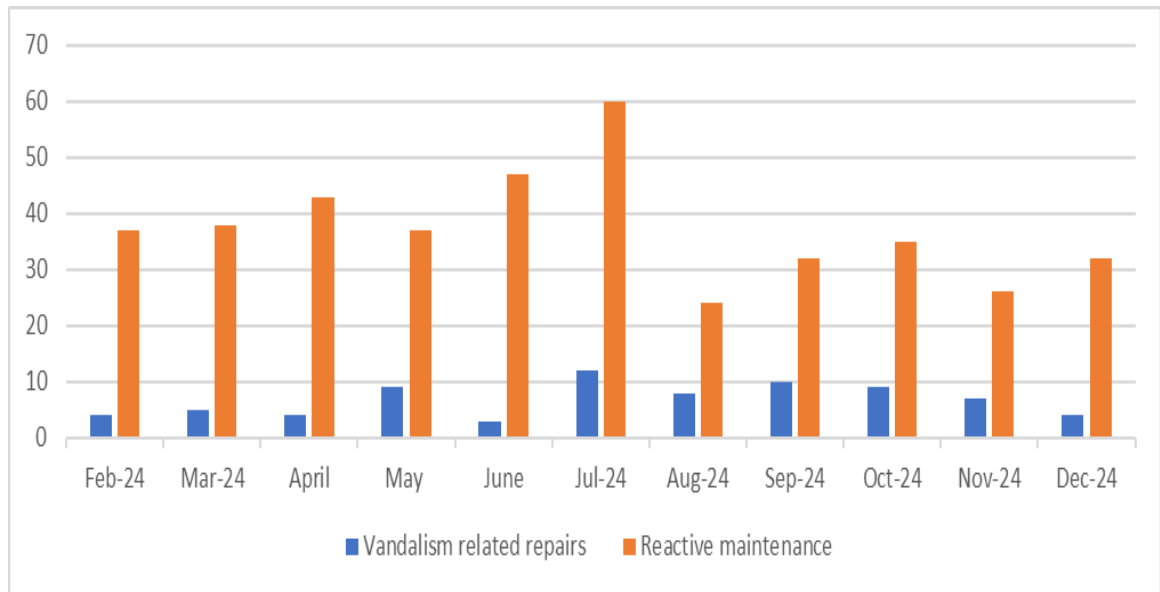
<b>Vandalism and reactive events per location – December 24</b>		
<b>Location</b>	<b>Vandalism related repairs</b>	<b>Reactive maintenance</b>
Sorell	3	17
Midway Point	0	4
Dodges Ferry	0	5
Carlton	0	1
Primrose Sands	0	0
Dunalley	1	5
Copping/Marion Bay/Kellevie	0	0



<b>Overall vandalism and reactive events per month by month</b>		
<b>Month</b>	<b>Vandalism related repairs</b>	<b>Reactive maintenance</b>
Oct-23	12	16
Nov-23	5	18
Dec-23	4	19
Jan-24	8	37
Feb-24	4	37
Mar-24	5	18
April-24	4	43
May-24	9	37
June-24	3	47
July-24	12	60
August-24	8	24
Sep-24	10	32
Oct-24	9	35
Nov-24	7	26
Dec-24	4	32







## 12.0 PETITIONS STILL BEING ACTIONED



Petition	Tabled at Council Meeting	Status
Withdrawal of the Blue Lagoon Draft Management Plan	18 <sup>th</sup> July 2023 ordinary Council meeting – S.58(2) LGA 1993.	<p>Council laid the matter on the table for further consultancy on review and options assessment for stormwater management at Blue Lagoon. Variation to the operating budget approved at August 2023 Council meeting to facilitate this - \$50k.</p> <p>Final consultant reports received April 2024.</p> <p>Council staff continue to progress matters with Red Handfish research team (NHRT) in first instance through exchange of consultant reports, development of an interim water level management SOP and ongoing engagement prior to determining further actions.</p> <p>Exchange of all project materials expanded to relevant state and federal agencies.</p> <p>Engagement with NRM EAG has also occurred.</p> <p>Alternative permanent outfall design exiting at Boat Ramp commenced.</p>



## 13.0 PETITIONS RECEIVED



At the time of preparation of this agenda no petitions had been received.

## 14.0 LAND USE PLANNING



The Mayor advised in accordance with the provisions of Part 2 Regulation 25 of the Local Government (Meeting Procedures) Regulations 2015, the intention of the Council to act as a planning authority pursuant to the Land Use Planning and Approvals Act 1993 is to be noted.

In accordance with Regulation 25, the Council will act as a planning authority in respect to those matters appearing under item 14 on this agenda, inclusive of any supplementary items.

### 14.1 SORELL PLANNING AUTHORITY MINUTES



#### RECOMMENDATION

“That the minutes of the Sorell Planning Authority (“SPA”) Meetings of 10<sup>th</sup> and 17<sup>th</sup> December 2024 and 14<sup>th</sup> January 2024 be noted.”



## 15.0 GOVERNANCE



### 15.1 RESOLUTION PASSED AT THE COUNCIL ANNUAL GENERAL MEETING REGARDING BONESEED ON FORESHORE LAND AT DODGES FERRY

#### RECOMMENDATION

That:

- a) The report on the resolution from the Annual General Meeting to remove and eradicate Boneseed from foreshore land adjacent to First Avenue Dodges Ferry be noted.
- b) Council continue to pursue the Public Trustee and Crown Law to finalise ownership of the foreshore land adjacent to First Avenue Dodges Ferry that enables land management / maintenance by a future owner.

#### BACKGROUND

The following motion was passed as a resolution at the Annual General Meeting (AGM) held on Tuesday 10 December 2024.

#### **BIGGAR/FOTHERINGHAM**

*"That Council consider removing and eradicating the Boneseed from the foreshore land in front of First Avenue, Dodges Ferry."*

Any resolutions for the AGM are to be considered at the next meeting of Council and the purpose of this report is to consider the resolution.

Two related motions were lost regarding the ownership of the foreshore land and reducing the height of trees on the land.

#### GENERAL MANAGER'S REPORT

Council does not have jurisdiction over this piece of private land and will continue to pursue the Public Trustee around establishing ownership. This has been ongoing for a number of years.

The Public Trustee referred the matter to Crown Law for direction on 3 July 2024. The Crown have confirmed they are very busy across a number of matters and it will be progressed as soon as able. It therefore appears this matter may still be some time away from being finalised.

Understanding that managing Boneseed requires a strategic and long-term approach, Council has developed a comprehensive draft weed strategy. Pending further consultation, this strategy will provide a pathway for weed management within the municipality. The strategy is not just a response to the current situation but a proactive measure to safeguard the municipality's environment for future generations.



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It aligns with the State's priorities and categorises weeds into two zones: Zone A species, which are targeted for immediate eradication, and Zone B species, which we manage to prevent further spread to larger areas. Boneseed falls under Zone B, so while it is not targeted for eradication, we aim to control and limit its spread through strategic interventions.

It is a significant weed across our municipality, particularly in the Southern Beaches, Sorell, Midway Point, and Penna regions. Managing it across these large areas would require substantial investment and consistent follow-up over several years.

Currently, our focus is on protecting important Council assets such as key roads, parks, and reserves. We've been planning toward managing Boneseed along our roadsides and in 2024 have undertaken work on Carlton River Road and parts of the reserves including Dodges Ferry Recreation Reserve based on the level of infestation. While this is only the beginning, even these targeted efforts have been costly.

The major challenge is with both cutting down the woody Boneseed and handling the resulting green waste. Managing Boneseed on foreshore areas remains a challenge that would require additional investment from Parks and Wildlife Service (PWS). Without substantial support from PWS, it will be difficult to make a significant impact. With foreshore infested by Boneseed, despite how hard our community tries, it returns for a number of years.

Regarding grassy weeds, Council has had more success because there are pockets of landowners willing to invest, and we've been able to support them through grants from the Weed Action Fund. Unfortunately, there aren't similar funding opportunities available for Boneseed, gorse, and boxthorn, which limits our ability to scale up our efforts.

We are actively seeking smart solutions to manage costs while still delivering visible outcomes for the community. Our current approach to Boneseed focuses on finding cost-effective and efficient methods to tackle it.

Recommendations are made accordingly.



## 15.2 RESOLUTION PASSED AT THE COUNCIL ANNUAL GENERAL MEETING REGARDING THE INTRODUCTION OF A TREE PROTECTION POLICY

### RECOMMENDATION

That:

- a) The report on the resolution from the Annual General Meeting to introduce a Tree Protection Policy be noted.
- b) That Council include as part of the annual budget process consideration of resourcing requirements for a tree removal by-law on private property.

### BACKGROUND

The following motion was passed as a resolution at the Annual General Meeting (AGM) held on Tuesday 10 December 2024.

#### **JAMISON/FRENCH**

*"That Council introduce a Tree Protection Policy for any local native tree species larger than 30cm in diameter to require a permit before they can be cut down on your own block."*

Any resolutions for the AGM are to be considered at the next meeting of Council and the purpose of this report is to consider the resolution.

### GENERAL MANAGER'S REPORT

Policies generally serve as guidelines for actions that align with regulatory requirements, rather than creating regulatory obligations for permits. As a policy is not legally enforceable, a By-law would be necessary. Legal advice would need to be sought to clarify whether a by-law could regulate tree removal, which is already governed by LUPA (Planning Scheme) and Forest Practices regulations.

Kingborough Council has proposed a Trees on Private Property By-law that is progressing through the formal regulatory approval process. The By-law will apply to any Tasmanian native tree with a trunk circumference greater than 80cm 1.4m above ground level, or meets the 'significant tree' criteria of their Significant Tree Policy, or is subject to a Part 5 agreement. The By-law was replicated (to an extent) for 20 years prior in a more general Health and Environmental Service By-law that expired.

Estimating the resources needed to implement a By-law permit system requiring Council approval for the removal of any Tasmanian native tree on private property with a trunk diameter greater than 30cm is challenging. However, it would likely be a substantial undertaking requiring at least a dedicated part-time resource, customer and business support resourcing as well as legal support to address non-compliance.

The matter should be appropriately considered as part of the annual budget process where resourcing and financial impacts of both ongoing and additional



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strategic and operational functions of the organisation are analysed and prioritised. An underpinning driver of this process is required rate revenue to fund service delivery, maintenance operations, asset management renewals and upgrades, and how this can be equitably and sustainably sourced from ratepayers.

Expectations on Council to expand our services, operations and asset base continues to grow without an appreciation nor appetite to increase rates above a forecast inflationary indexation (if at all).

Council has previously contemplated the introduction of a significant tree register/policy as part of a recent annual budget process. For practical, operational and cost reasons it was not further pursued.

Recommendations are made accordingly.



## 15.3

**RESOLUTION PASSED AT THE COUNCIL ANNUAL GENERAL MEETING REGARDING INSTALLATION OF SALMON FEEDLOTS IN STORM BAY****RECOMMENDATION**

That Council resolve to:

- a) Note the report on the resolution from the Annual General Meeting for Council to oppose installation of salmon feedlots in the Northeast of Storm Bay;
- b) Assist the community where relevant and appropriate by acting as a conduit between the proponent, regulatory agencies, IMAS and CSIRO;
- c) Advocate to relevant State and Federal elected members about the community feedback and sentiment strongly opposing the proposed establishment of salmon leases in the north east of Storm Bay;
- d) Further advocate to relevant State and Federal elected members that the community feedback and sentiment would equally apply to any potential future salmon leases in Frederick Henry and Norfolk Bays; and
- e) Review the EIS when available and prepare a submission as and if applicable and appropriate.

**BACKGROUND**

The following motion was passed as a resolution at the Annual General Meeting (AGM) held on Tuesday 10 December 2024.

**THAIN/DEAN**

*That Council resolves to agree to;*

- 1. Oppose the installation of salmon feedlots in the northeast of Storm Bay in order to defend the health of Sorell Council coastal communities, their amenities and the marine environment.*
- 2. Immediately make this opposition known to the Environmental Protection Agency, State Government Ministers, and Federal and State MPs and regulatory authorities."*

Any resolutions for the AGM are to be considered at the next meeting of Council and the purpose of this report is to consider the resolution.

A full copy containing other relevant information to the motion is included in the attachment below.

Since the AGM, the mover of the motion has provided Councillors with a range of additional information. Councillors have also been individually contacted by email from a substantial number of residents / ratepayers in support of the motion.

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### Motion to Sorell Council, Tasmania

Noting Priority 2 of the Council's Social Strategy (2024) to promote safe, healthy and active communities<sup>1</sup> and noting in addition that the statutory duties of local councils mandate actions that "provide for the health, safety and welfare of the community and to represent the interests of the community<sup>2</sup>" the Sorell Council:

1. Recognises community concerns over plans by the Atlantic salmon industry to expand its activities in Storm Bay to areas south and east of Betsey Island and just west of Slopen Main<sup>3</sup>.
2. Recognises the likelihood that such expansion will include the following impacts (among others):
  - the impact on the First Nation people of lutruwita who continue palawa cultural practices and food gathering on country and interconnected waterways.
  - water quality degradation bringing toxic algae to local beaches.
  - antibiotics and pesticides transferring into surrounding waters and food systems.
  - visual and noise pollution to the residents of the community who live on or near the bays.
  - the shrinking of healthy marine life on reefs and foreshores.
  - the negative effects on commercial and recreational fishing in the area due to the spread of disease from the farmed populations to the wild fish populations.
  - the further endangerment of the critically endangered Red Handfish, whose last known habitat is in the area.
  - the economic impacts resulting from environmental degradation, polluted waters and damaged ecosystems, such as loss of tourism, loss of Sorell municipality's reputation as being a place of natural beauty, and subsequent impacts on the real estate market.

The Sorell Council therefore resolves to agree to:

1. Oppose the installation of salmon feedlots in the northeast of Storm Bay in order to defend the health of Sorell council coastal communities, their amenities, and the marine environment.
2. Immediately make this opposition known to the Environmental Protection Agency, State Government Ministers, and Federal and State MPs and regulatory authorities.

<sup>1</sup> [https://www.sorell.tas.gov.au/wp-content/uploads/2024/10/12628240\\_GHD\\_RPT\\_Sorell-Social-Strategy\\_S4\\_1\\_FINAL.pdf](https://www.sorell.tas.gov.au/wp-content/uploads/2024/10/12628240_GHD_RPT_Sorell-Social-Strategy_S4_1_FINAL.pdf)

<sup>2</sup> <https://www.lgat.tas.gov.au/tasmanian-councils/what-is-local-government#:~:text=The principal legislation establishing the interests of the community>

<sup>3</sup> <https://petuna.com.au/what-we-stand-for/sustainable-growth/future-exploration-expansion/south-east>





### Further relevant information

**Water quality degradation:** The residents of Sorrell Council enjoy access to the beautiful sea waters and pristine beaches of the area which contribute significantly to their health and wellbeing. Fish farms often lead to nutrient enrichment in surrounding waters due to the accumulation of fish waste and uneaten feed, and these excess nutrients cause algal blooms, which produce harmful toxins<sup>1</sup>. These not only impact the health of the marine environment, but such exposure to harmful substances may also pose health risks to humans (on our local beaches for example).

**The use of antibiotics, pesticides, and other chemicals** used by fish farms may transfer through runoff into surrounding waters, into the local ecosystem and food sources, and potentially negatively impact non-target organisms and contribute to antibiotic resistance<sup>2</sup>.

**The fish from farms are unhealthy.** There are concerns regarding the consumption of fish from local farms containing antibiotics and other contaminants<sup>3</sup>, specifically regarding the long-term health implications for residents, including vulnerable populations such as children, pregnant women, and the elderly.

**Visual and Noise Pollution** generated by the presence of fish farms would alter the natural landscape of Storm Bay, leading to visual pollution, and the operational activities generate clamour, which may impact particularly vulnerable residents<sup>4</sup>.

**The salmon farms will negatively affect commercial and recreational fishing** as nearby fish farming can create competition with local fish populations for resources, and the subsequent changes in biodiversity can affect the commercial and recreational fishing activities in the region. In addition the diseases and parasites that concentrated fish populations are susceptible to can spread to wild fish populations. This can further threaten local fish diversity and health, and impact recreational fishing.<sup>5</sup>

**Habitat Destruction:** The physical infrastructure of fish farms, such as nets and pens, can alter local habitats and ecosystems, and lead to the destruction of seafloor habitats, and impact the habitat availability for local species, including important breeding or foraging grounds<sup>6</sup>. Already under threat of extinction in its natural habitat is the critically endangered handfish<sup>7</sup>, which is located only in this area.

**Impact on the First Nation people of lutruwita:** The First Nation people of lutruwita have been here for more than 47,000 years and are the custodians of these lands that were never ceded. They continue palawa cultural practices and food gathering on country and interconnected waterways and care for country with palawa cultural values.

There are many **economic challenges**<sup>8</sup> related to living in a degraded area when it is known for its natural beauty and recreational activities. For example the area may see a drop in tourism due to environmental degradation, thereby reducing income for local tourism businesses. People will be less inclined to buy homes in areas with polluted waters and damaged ecosystems, affecting the local real estate market and resulting in a drop in the value of real state in the area. Finally, while salmon farming does create jobs, the negative impacts on other industries like tourism and local fisheries can result in net job losses.

<sup>1</sup> Review of the environmental impacts of salmon farming in Scotland - University of the Highlands and Islands

<sup>2</sup> Use and Abuse of Antibiotics in Salmon Farming | Oceana

<sup>3</sup> Farmed Salmon Just as Toxic to Human Health as Junk Food - Beyond Pesticides Daily News Blog

<sup>4</sup> <https://www.sams.ac.uk/science/research-papers/sams-archive-papers/2018-papers/name-238744-en.html>

<sup>5</sup> ibid

<sup>6</sup> Review of the environmental impacts of salmon farming in Scotland - University of the Highlands and Islands

<sup>7</sup> Conservation of Spotted Handfish and their habitats - Marine and Coastal Hub

<sup>8</sup> Dead Loss: the high cost of poor salmon farming... | Just Economics

## GENERAL MANAGER'S REPORT

Petuna has an approved 430ha Marine Farming Development Plan (MFDP) in Storm Bay approximately 6km s/e of Betsey Island, 8km west of Roaring Beach and 24km from Carlton Bluff (separates Primrose Sands from Carlton/Dodges Ferry).



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The MFDP contains a maximum leasable area of 213ha and was approved in 2019.

Petuna are seeking to modify the MFDP by separating off and establishing a separate smolt growing site 6.2km to the n/e which will be approximately 7km s/e of Clifton Beach, 1.6km west of the Tasman Peninsula (approximately half way between North West Head and Outer North Head – the piece of coast that separates Sloping Main Beach and Roaring Beach) and 15km from Carlton Bluff.

As a result of Tasmanian bio-security requirements changing, separation is now required between smolt and grow out sites. It should be noted that the effect of this regulatory change is that the existing 2019 lease permit is effectively voided, with Petuna required to commence the permit application process under the revised assessment process.

The existing MFDP and lease area (reduced in size accordingly) will remain as the grow out site.

The total MFDP and lease areas will remain the same.

Huon and Tassal similarly have deep-water MFDP leases in Storm Bay with the former along the western side adjacent Bruny Island at approximately the same latitude (plus some further south toward Cape Queen Elizabeth) and the latter further south opposite Wedge Island. The MFDP and lease areas are larger for both Huon and Tassal compared to Petuna.

The requisite environmental licence being sought by Petuna is to establish the proposed MFDP lease areas in the two locations.

The statutory assessment and approval process has multiple stages with an associated lengthy timeframe. An estimated timeframe is unable to be provided by Petuna at this stage.

Petuna is part way through this and yet to conclude their Environmental Impact Statement (EIS) for submission to the regulator.

Statutory public exhibition of the proposed lease areas and Petuna's EIS is yet to occur. Public hearings may also be held as part of this process if requested.

Should approval be granted and the MFDP / lease areas formalised, a separate statutory farming licence is required to commence growing operations. This too requires formal assessment, with additional timeframes, prior to any commercial operations commencing by Petuna within Storm Bay.

It is difficult to accurately nominate when the statutory processes will be concluded and that if resolved in favour of Petuna, when farming operations could commence. It is reasonable to estimate this in the range of 3 – 5 years.



Regulation, licensing, monitoring and enforcement is the shared statutory responsibility of NRE – Primary Industry & Water Division (Aquaculture Branch), EPA, Bio-Security Tasmania and Environment, Heritage and Land.

CSIRO and IMAS are independent expert research bodies who play a key role in modelling and monitoring inclusive of recommending areas suitable for aquaculture operations that are then subject to detailed EIS proposals from proponents that must address a range of environmental and operational matters.

A Marine Farming Planning Review Panel (appointed by the Governor) makes recommendations to the Minister on Marine Farming Development Plan proposals.

Council has no direct statutory role or jurisdiction.

The south-east was investigated through an IMAS Statewide Finfish Aquaculture Spatial Planning Exercise (published December 2021) based a range of criteria to determine the suitability of areas to accommodate fish farming.

The proposed Petuna smolt MFDP lease area is located near the north-eastern extent of the area assessed as having high suitability.

The proposed Petuna operations are the closest in proximity to Frederick Henry Bay of the three operators.

Whilst no further MFDP proposals for Frederick Henry or Norfolk Bay currently exist, there is potential that more could be sought in the future. There are a range of considerations that would influence the viability and likelihood of establishing finfish farming operations in these waters.

The State government has a Tasmanian Salmon Industry Plan 2023 that seeks to deliver a number of priorities:

- Improved regulatory frameworks
- Continued improvement of legislation
- Improved environmental management outcomes
- Improved management of marine debris
- Investment certainty for industry
- Certainty for the community
- Improved penalties and compliance frameworks
- Greater transparency and improved communication
- Improved management of wildlife interactions
- Full cost recovery
- Appropriate return to community

The Plan is to be implemented by NRE in collaboration with other agencies, EPA and research organisations.

For a range of reasons and rationale, there exists a clear division between some individuals and communities and the industry (and/or elements of the industry).



There is in effect a lack of trust regarding transparency, oversight, regulation, enforcement, environmental and recreational impacts and economic benefits. This division has gone through various stages over the life of the industry with the recent change in ownership of the three producers further having a negative effect.

There are positive and negative impacts associated with the industry – social, economic, employment, tourism, recreational and environmental.

Both 'sides' strongly advocate their respective positions and have a variety of scientific and empirical data sources and modelling.

The matter of social licence is similarly challenged between those in support of, and those in opposition to, the industry.

This extends to an expectation that Council in accordance with provisions of the Local Government Act 1993 and our Strategic Plan, should and will advocate the interests of both parties.

The AGM motion for Council to oppose the installation of feedlots in the northeast of Storm Bay and to advocate this position to State and Federal elected members and regulatory authorities is similar to that requested from residents and ratepayers impacted by the Hobart Airport flight path review that has been ongoing since 2017.

And further, that matter also was of no detrimental impact or significant interest to other residents and ratepayers from the same locations.

Council did not form a position on that matter. The organisation had no jurisdiction or statutory role nor subject matter expertise on a highly technical / data driven subject.

Council did, however, advocate on behalf of impacted residents from 2017 to the regulatory authority (Air Services Australia), site operator (Hobart Airport Corporation), State and Federal elected members and appeared before a Senate enquiry to assist those impacted.

Turning to the current AGM motion, a proposal to relocate a portion of a previously approved MFDP lease area (for smolt) has been commenced by Petuna.

The proposal includes seeking (re)approval for the remainder of the original MFDP lease area (for grow out).

The EIS has not been completed by Petuna.

The statutory assessment process has commenced but has not progressed to public exhibition of any aspect of the EIS. When that occurs, any person / party can make submissions. Public hearings may then be held by the regulator if requested.



There is no doubt that the concerns and opposition expressed by parts of the community are genuine.

Since the AGM, Council has facilitated the opportunity for the mover of the motion to address Councillors (with support from an expert in Marine Debris). Councillors then extended a similar invitation to IMAS and Petuna.

It is considered appropriate in the circumstances that Council's actions in response to the AGM motions entail the following:

- To assist the community where relevant and as appropriate by acting as a conduit between the proponent, regulatory agencies, IMAS and CSIRO.
- To advocate to relevant State and Federal elected members about the community feedback and sentiment strongly opposing the proposed establishment of salmon leases in the north east of Storm Bay.
- To further advocate to relevant State and Federal elected members that the community feedback and sentiment would equally apply to any potential future salmon leases in Frederick Henry and Norfolk Bays.
- To review the EIS when available and prepare a submission as and if applicable and appropriate.

Recommendations are made accordingly.

#### **15.4 RESOLUTION PASSED AT THE COUNCIL ANNUAL GENERAL MEETING REGARDING MAINTAINING A HEALTHY WATER TANK AND DRINKING WATER**

##### **RECOMMENDATION**

That:

- a) The report on the resolution from the Annual General Meeting to partner with relevant agencies and circulate information to all ratepayers regarding safety around maintaining a health water tank and drinking water be noted.
- b) In response to the resolution it is recommended that Council continue to promote the topic of maintaining a healthy water tank.

##### **BACKGROUND**

The following motion was passed as a resolution at the Annual General Meeting (AGM) held on Tuesday 10 December 2024.

##### **MINNUCCI/FOTHERINGHAM**

*That Council in partnership with relevant agencies circulate information to all ratepayers regarding safety around maintaining a healthy water tank and drinking water.*

Any resolutions for the AGM are to be considered at the next meeting of Council and the purpose of this report is to consider the resolution.



## GENERAL MANAGER'S REPORT

Council currently provides information on maintaining and preventing contamination of water tanks on our website under the Health section ([Website link](#)). The website also includes a link to TasWater, which provides information on potable water.

We have previously featured related content in our Sorell Times publication and plan to enhance promotion on this topic through our social media channels, an upcoming e-news article and be considered for inclusion in the Sorell Community News July edition which is distributed with the annual rates notices.

Recommendations are made accordingly.

### 15.5 RESOLUTION PASSED AT THE COUNCIL ANNUAL GENERAL MEETING REGARDING SIGNAGE ALONG PARK BEACH FOR DUNE PROTECTION

#### RECOMMENDATION

That:

- a) The report on the resolution from the Annual General Meeting to place signage along Park Beach to Carlton Rier to encourage dune protection be noted.
- b) In response to the resolution, it is recommended that Council forward this request to the Department of Natural Resources and Environment for their consideration.

#### BACKGROUND

The following motion was passed as a resolution at the Annual General Meeting (AGM) held on Tuesday 10 December 2024.

#### **SIBLEY/MURDEN**

*That Council start putting up signage along Park Beach to the Carlton River to encourage protection of the sand dunes.*

Any resolutions for the AGM are to be considered at the next meeting of Council and the purpose of this report is to consider the resolution.

## GENERAL MANAGER'S REPORT

As the Department of Natural Resources and Environment (Parks and Wildlife Service) holds jurisdiction over the beaches in this area, Council has forwarded this request to them for consideration.

The Department will be able to assess the need for, and feasibility of, installing signage and any other protective measures for the dunes.



Council holds a Crown land licence for the western Park Beach car park and facilities and a small piece at the CPSLSC where a section of the clubhouse is sited on Crown land.

Separately, the Council has also requested consideration by the Department for improved advisory signage given the tragic drowning that occurred over the new year.

It may be an outcome where the Department seeks to partner with the Council for both types of signage.

Recommendations are made accordingly.

## 15.6 PROPOSED DISPOSAL OF PUBLIC LAND – PART OF LEWISHAM SCENIC DRIVE ROAD RESERVE

### RECOMMENDATION

"That Council:

1. resolve pursuant to Section 178 of the Local Government Act 1993 ("the Act") that Council intends to dispose, exchange or lease public land, being land ("the Land") described in - Certificate of Title Volume 35367 Folio 1 Part of Lewisham Scenic Drive Road reserve, Lewisham;
2. authorise the General Manager to take all actions necessary to complete public notification of Council's intent to exchange, sell or lease the Land in accordance with Section 178 of the Act; and
3. authorise the General Manager to consider and acknowledge any objection received pursuant to Section 178(6) of the Act and report to a future Council meeting."

### Introduction

The purpose of this report is to seek a Council resolution to authorise the General Manager to commence the statutory notification process to dispose a portion of road reserve along Lewisham Scenic Drive, Lewisham.

This initial step is the first stage of a number of statutory processes that are required prior to the land being disposed of should Council resolve to do so once these processes have concluded.

The proposed land is a portion of road reserve of approximately 266sqm Lewisham Scenic Drive, Lewisham – Figure 1 & 2 below.





Figure 1: Subject Site



Figure 2: Proposed Land Transfer

## Background

The adjoining property at 93 Lewisham Scenic Drive has been occupying the nominated area of road reserve for a number of decades. The owner has sought to purchase the affected nominated area.

Application 7.2024.23.1 – Boundary Adjustment was submitted and approved by Council acting as planning authority on 26 November 2024 which provides planning consent only.



## Strategic plan

The matter is neither inconsistent nor specifically contemplated by the Strategic Plan – the broader Surplus Land project was commenced in 2015 and remains a live consideration for Council.

There is an ongoing larger project for Council to resolve across the municipal area regarding the open Space Strategy and location, use, strategic need and financial impacts of walkways and to an associated extent, those road reserves also impacted by virtue of the transfer process not being correctly completed at time of title issue. These scenarios are spread across the built up areas (principally) and date back decades.

The following Objectives, Outcomes and Directions of the Strategic Plan are consistent with the matter and the intended purpose / benefit that would result should the site be disposed.

### *Objective 2 – Responsible Stewardship and a Sustainable Organisation*

*Outcomes – Long term financial sustainability.*

#### *Directions –*

1. Ensure decisions are financially responsible and sustainable.
3. Strategically manage our assets, facilities, services and structure, with a focus on continuous improvement.
7. Commitment to transparent and accountable governance and well informed decision making.

### *Objective 4 – Increased Community Confidence in Council*

*Outcomes – A well informed community that is engaged with Council.*

#### *Directions –*

6. Engage effectively with the community and other stakeholders, ensuring communication is timely, involving and consistent.

## Annual plan

The matter is not inconsistent nor specifically contemplated by the Annual Plan.

## Policy implications

No policies applicable to the disposal of Public or Council land.

## Environmental implications

No environmental implications.



### Asset management implications

The existing asset requires minimal routine maintenance and as it is unimproved land, there are no existing asset capital renewal requirements.

With any required works completed, the resulting road reserve boundary if approved would reflect the current fence line.

### Risk management implications

The Act provides the statutory framework for a Council to consider and dispose of Public Land. Risks associated with this process are considered low and manageable.

### Community implications

The land is considered to be Public Land as per Section 177A of the Act. The Act requires the General Manager to notify the public of Council's intention to sell Public Land. In particular to:

- *publish that intention on at least two separate occasions in a daily newspaper in the municipal area; and*
- *display a copy of the notice on any boundary of the public land; and*
- *notify the public that objection to the proposed lease may be made to the General Manager within 21 days of the date of the first publication.*

Sections 177 & 178 of the Act set forth the procedure for the sale or disposal of Public Land, as detailed below:-

#### **177. Sale and disposal of land**

- (1)** *A council may sell, lease, donate, exchange or otherwise dispose of land owned by it, other than public land, in accordance with this section.*
- (2)** *Before a council sells, leases, donates, exchanges or otherwise disposes of any land, it is to obtain a valuation of the land from the Valuer-General or a person who is qualified to practise as a land valuer under section 4 of the Land Valuers Act 2001 .*
- (3)** *A council may sell –*
  - (a)** *any land by auction or tender; or*
  - (b)** *any specific land by any other method it approves.*
- (4)** *A council may exchange land for other land –*
  - (a)** *if the valuations of each land are comparable in value; or*
  - (b)** *in any other case, as it considers appropriate.*
- (5)** *A contract pursuant to this section for the sale, lease, donation, exchange or other disposal of land which is public land is of no effect.*
- (6)** *A decision by a council under this section must be made by absolute majority.*

#### **177A. Public land**

- (1)** *The following land owned by a council is public land:*
  - (a)** *a public pier or public jetty;*



- (b) any land that provides health, recreation, amusement or sporting facilities for public use;
  - (c) any public park or garden;
  - (d) any land acquired under section 176 for the purpose of establishing or extending public land;
  - (e) any land shown on a subdivision plan as public open space that is acquired by a council under the Local Government (Building and Miscellaneous Provisions) Act 1993 ;
  - (f) any other land that the council determines is public land;
  - (g) any other prescribed land or class of land.
- (2) The general manager is to –
- (a) keep lists or maps of all public land within the municipal area; and
  - (b) make the lists and maps available for public inspection at any time during normal business hours
- 178. Sale, exchange and disposal of public land**
- (1) A council may sell, lease, donate, exchange or otherwise dispose of public land owned by it in accordance with this section.
- (2) Public land that is leased for any period by a council remains public land during that period.
- (3) A resolution of the council to sell, lease, donate, exchange or otherwise dispose of public land is to be passed by an absolute majority.
- (4) If a council intends to sell, lease, donate, exchange or otherwise dispose of public land, the general manager is to–
- (a) publish that intention on at least 2 separate occasions in a daily newspaper circulating in the municipal area; and
  - (ab) display a copy of the notice on any boundary of the public land that abuts a highway; and
  - (b) notify the public that objection to the proposed sale, lease, donation, exchange or disposal may be made to the general manager within 21 days of the date of the first publication.
- (5) If the general manager does not receive any objection under subsection (4) and an appeal is not made under section 178A , the council may sell, lease, donate, exchange or otherwise dispose of public land in accordance with its intention as published under subsection (4) .
- (6) The council must –
- (a) consider any objection lodged; and
  - (b) by notice in writing within 7 days after making a decision to take or not to take any action under this section, advise any person who lodged an objection of –
    - (i) that decision; and
    - (ii) the right to appeal against that decision under section 178A .
- (7) The council must not decide to take any action under this section if –
- (a) any objection lodged under this section is being considered; or
  - (b) an appeal made under section 178A has not yet been determined; or
  - (c) the Appeal Tribunal has made a determination under section 178B(b) or (c) .
- (8) . . . . .



## **Statutory implications**

As per Section 178 of the Local Government Act 1993, stated above.

## **Report**

The identified Council road reserve portion is zoned Low Density Residential under the Tasmanian Planning Scheme.

There has been substantial consultation between the owner since May 2024 to reach this point in the process.

It is not considered there will be any negative impacts to the public resulting from the proposed transfer.

## **Conclusion**

Consent is sought from Council to authorise the General Manager to progress with the initial statutory and associated matters under the Act.

**Robert Higgins**  
**GENERAL MANAGER**



## 16.0 INFRASTRUCTURE AND ASSETS



Nil Reports.

## 17.0 COMMUNITY RELATIONS



Nil Reports.

## 18.0 FINANCE



### 18.1 EXECUTIVE SUMMARY – FINANCIAL REPORT DECEMBER 2024 YTD

#### RECOMMENDATION

That the Executive Summary – FINANCIAL REPORT DECEMBER 2024 YEAR-TO-DATE be received and noted by Council.

Note: variances are only reported and discussed below if they are greater than \$10k and have a variance percentage of greater than 10%.

#### FINANCIAL REPORT DECEMBER 2024 YEAR-TO-DATE

The operating surplus for the period ended 31 December 2024 of \$10.661m is above the budget of \$9.479m by \$1,182m. The main drivers of this position are:

- Recurrent income year to date is \$21.574m, which is above budget by \$409k.
- Operating expenses year to date are \$10.913m, which is below budget by \$772k.

#### CASH & INVESTMENTS

The Council maintains deposits with four major banks (Commonwealth (CBA), Westpac, Bendigo Bank and MyState).

Council's cash position decreased during December, predominantly due to payment of payroll and vendors. In comparison with the 2023/2024 financial year, the current cash balance of \$21.487m is \$2.368m greater than the balance at the same time last year. Sorell Council continues to hold \$1.445m in grant income received in advance as reported in the Balance Sheet, this is \$604k less than the balance at the same time last year. Overall, the current cash balance movement of \$2.368m is a result of less year-to-date operating and capital expenditure than expected.



## CASH RESERVES

As at 31 December 2024, cash reserves being held by Council are as follows;

Land Sales	\$1,305,042
Public Open Space Contributions	\$1,903,455
Car Parking Cash in Lieu	\$ 23,423
Subdivision Traffic Management Contributions	\$ 150,790
Stormwater	<u>\$ 7,016</u>
	\$3,389,726

## RATES OUTSTANDING

Attached is a graph showing unpaid rates by month, for both the current and previous four years. The graph declines each month as rates are progressively paid throughout the financial year. The second graph reflects the percentage of rates debt outstanding at the end of each month, with four comparative financial years' data as well.

Collections have remained positive this financial year, with 60.4% of rates already paid by the end of December. At the same time last year, Council had received 62.7% of rates.

## ATTACHMENTS

MONTHLY DASHBOARD REPORT (Pages 5)

- a) Statement of Income and Expenditure for the period ending 31 December 2024 (Pages 1)
- b) Statement of Financial Position as at 31 December 2024 (Pages 1)
- c) Statement of Cash Position as at 31 December 2024 (Pages 1)
- d) Detailed Statement of Income and Expenditure for the period ending 31 December 2024 (Pages 5)
- e) Cash on Hand as at 31 December 2024 and Graph 1 – Total Cash Available (Pages 2)
- f) Graph 2 - Rates Outstanding (Pages 2)
- g) Grants Variance Analysis (Pages 2)

**SCOTT NICOL**  
**ACTING MANAGER FINANCE**

**SALLY FANG**  
**ACCOUNTANT**

Date: 10 January 2025  
Attachments (19 pages)



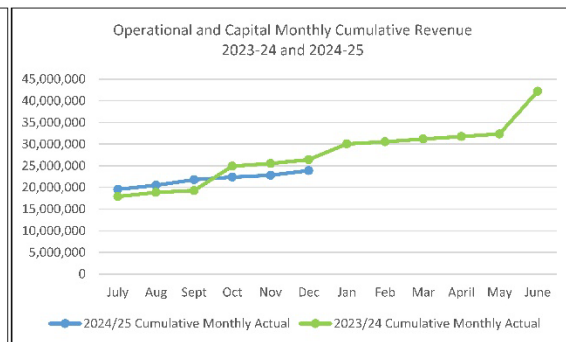
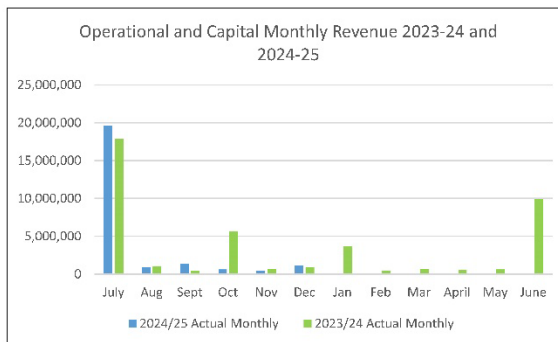
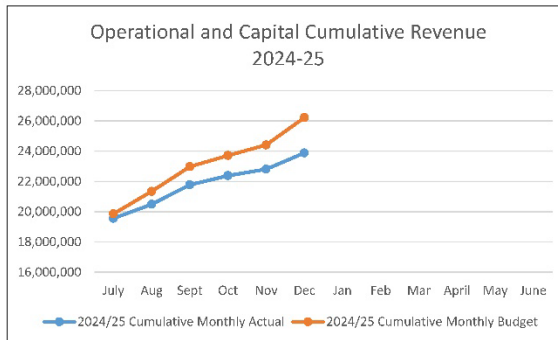
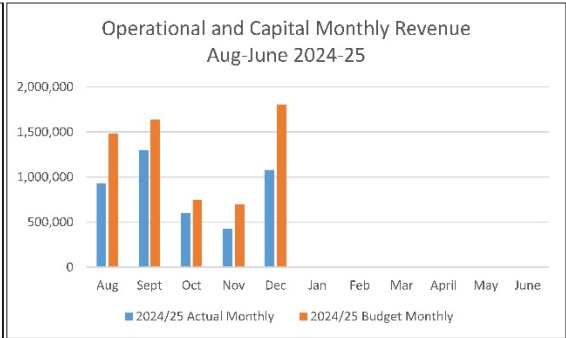
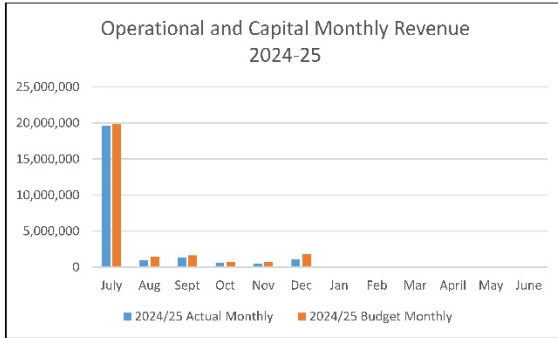
**AGENDA**  
ORDINARY COUNCIL MEETING  
21 JANUARY 2025

**SORELL COUNCIL – MONTHLY DASHBOARD REPORT DECEMBER 2024**

**DESCRIPTION:** The following contains graphical information on the financial performance of Council’s Operating Budget.

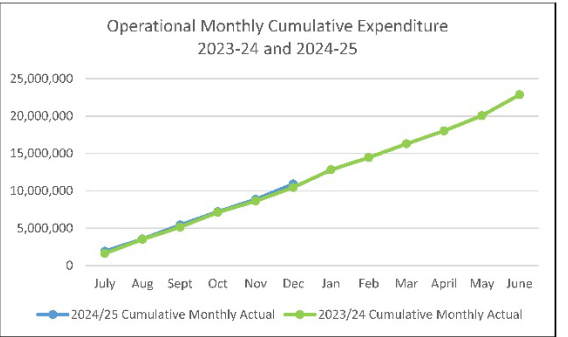
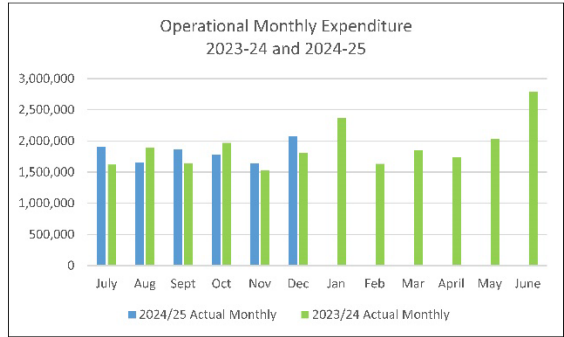
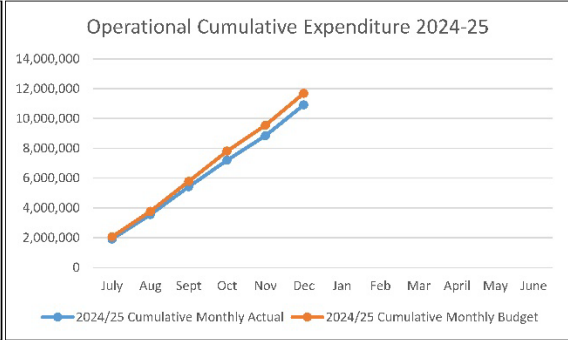
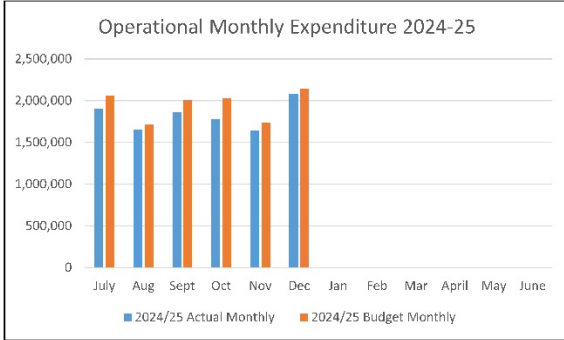
**REVENUE**

The most significant graphical variances displayed below relate to Grants Capital and net loss on disposal. Grants Capital is under budget by \$1.166m and disclosed in further detail in the Grants Variance Analysis report for the month (g). Disposal for quarter one were completed in Assetic in November with net loss of \$1.019m, which is under budget by \$1.419m.

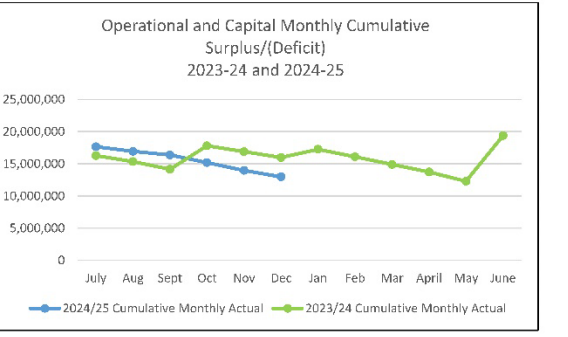
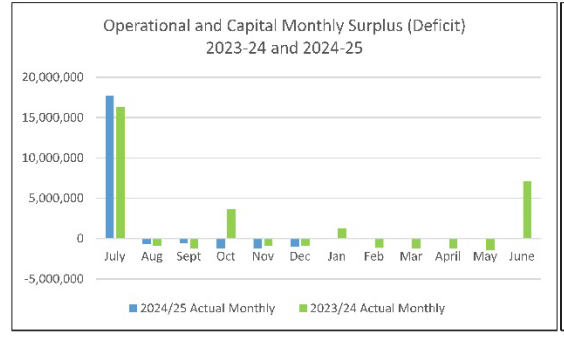
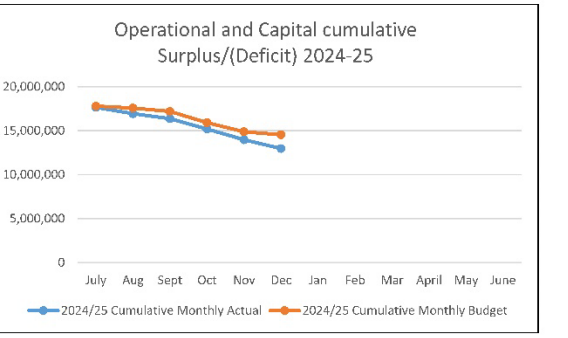
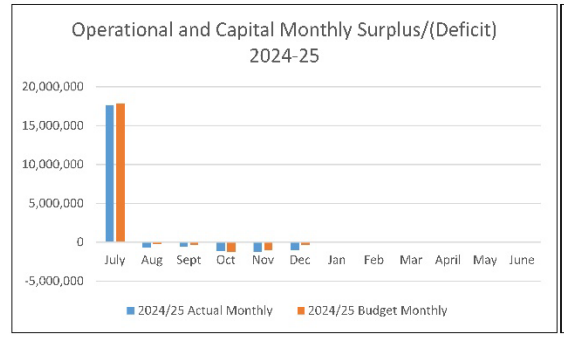


**EXPENDITURE**

Actual expenditure has been tracking slightly below budget throughout the financial year, with no significant graphical variances displayed below. These slight underspends are not expected to be permanent variances, as they are a result of delays in work and project schedules which are still expected to be completed before the end of the financial year.



**SURPLUS/DEFICIT**





**SORELL COUNCIL**  
**STATEMENT OF INCOME AND EXPENDITURE**  
For the period December 2024

	NOTES	ACTUAL YTD	BUDGET YTD	VAR	FULL YEAR BUDGET
<b>INCOME</b>					
<b>RECURRENT INCOME</b>					
Rates and Charges	1	19,645,939	19,512,446	133,493	19,519,937
Statutory fees and fines	2	306,902	289,532	17,370	544,611
User Fees	3	332,856	305,372	27,484	684,300
Grants Operating	4	280,103	218,470	61,633	452,700
Contributions received	5	130,823	130,000	823	230,000
Interest	6	374,735	255,058	119,677	974,296
Other income	7	340,259	291,296	48,963	574,498
Investment income from TasWater	8	162,000	162,000	0	388,800
		<b>21,573,617</b>	<b>21,164,175</b>	<b>409,442</b>	<b>23,369,141</b>
<b>EXPENSES</b>					
Employee benefits	9	3,712,725	3,749,711	36,986	8,031,663
Materials and services	10	2,892,034	3,672,900	780,866	7,734,672
Depreciation and amortisation	11	3,256,375	3,137,145	(119,230)	6,277,899
Finance costs	12	36,638	36,235	(403)	82,208
Other expenses	13	1,014,892	1,089,071	74,179	1,940,484
<b>TOTAL EXPENSES</b>		<b>10,912,664</b>	<b>11,685,061</b>	<b>772,397</b>	<b>24,066,926</b>
<b>OPERATING SURPLUS/(DEFICIT)</b>		<b>10,660,953</b>	<b>9,479,113</b>	<b>1,181,839</b>	<b>(697,785)</b>
<b>CAPITAL INCOME</b>					
Grants Capital	14	2,987,046	4,153,325	(1,166,279)	7,855,405
Contributions - non-monetary assets	15	343,301	502,500	(159,199)	2,010,000
Net gain/(loss) on disposal	16	(1,018,687)	400,000	(1,418,687)	400,000
Share of Interests in JVs	17	0	0	0	0
<b>TOTAL CAPITAL INCOME</b>		<b>2,311,661</b>	<b>5,055,825</b>	<b>(2,744,165)</b>	<b>10,265,405</b>
<b>SURPLUS/(DEFICIT)</b>		<b>12,972,613</b>	<b>14,534,939</b>	<b>(1,562,325)</b>	<b>9,567,619</b>



**SORELL COUNCIL**  
**STATEMENT OF FINANCIAL POSITION**  
**As At December 2024**

	Actual 2024/2025	Actual 30 June 2024	Movement
<b>ASSETS</b>			
<b>Current Assets</b>			
Cash and Cash Equivalents	18,215,175	13,978,607	4,236,568
Investments	3,271,850	5,190,522	(1,918,672)
Trade and Other Receivables	8,497,753	1,251,538	7,246,215
Inventories	57,336	57,336	-
Other Assets	77,459	557,423	(479,964)
<b>Total Current Assets</b>	<b>30,119,572</b>	<b>21,035,427</b>	<b>9,084,147</b>
<b>Non-Current Assets</b>			
Trade and Other Receivables	2,950	31,648	(28,698)
Assets Held for Sale	0	0	-
Intangible Assets	247,193	251,675	(4,482)
Property, Infrastructure, Plant and Equipment	367,516,642	370,768,379	(3,251,737)
Work in Progress	6,507,575	1,746,041	4,761,534
Investments	34,024,275	34,024,275	-
Other Non-Current Assets	13,894	13,894	-
<b>Total Non-Current Assets</b>	<b>408,312,528</b>	<b>406,835,913</b>	<b>1,476,615</b>
<b>TOTAL ASSETS</b>	<b>438,432,101</b>	<b>427,871,340</b>	<b>10,560,762</b>
<b>LIABILITIES</b>			
<b>Current Liabilities</b>			
Trade and Other Payables	432,562	1,941,265	(1,508,703)
Trust Funds and Deposits	650,313	694,007	(43,694)
Interest Bearing Loans & Borrowings	123,610	245,630	(122,020)
Provisions	1,382,562	1,401,932	(19,370)
Contract Liabilities	1,445,401	2,163,466	(718,065)
Other Current Liabilities	9,766	9,766	-
<b>Total Current Liabilities</b>	<b>4,044,213</b>	<b>6,456,065</b>	<b>(2,411,851)</b>
<b>Non-Current Liabilities</b>			
Interest Bearing Loans & Borrowings	2,126,485	2,126,485	-
Provisions	276,988	276,988	-
Contract Liabilities	-	-	-
Other Current Liabilities	4,709	4,709	-
<b>Total Non-Current Liabilities</b>	<b>2,408,182</b>	<b>2,408,182</b>	<b>-</b>
<b>TOTAL LIABILITIES</b>	<b>6,452,395</b>	<b>8,864,247</b>	<b>(2,411,851)</b>
<b>Net Assets</b>	<b>431,979,705</b>	<b>419,007,093</b>	<b>12,972,613</b>
<b>EQUITY</b>			
Accumulated Surplus	160,149,104	147,176,491	12,972,614
Reserves	271,830,602	271,830,602	-
<b>Total Equity</b>	<b>431,979,705</b>	<b>419,007,093</b>	<b>12,972,614</b>



**SORELL COUNCIL  
STATEMENT OF CASH POSITION  
As At December 2024**

	\$
Opening Balance Cash at Bank & Investments	19,169,130
Closing Balance Cash at Bank & Investments	21,487,026
<b>Cash Movement Year to Date</b>	<b><u>2,317,896</u></b>
 <i>Represented by:</i>	
Net Surplus / (Deficit)	12,972,613
Add: Depreciation	3,256,375
Net Cash Surplus / (Deficit)	<u>16,228,988</u>
Loan Repayments	(122,020)
Capital Expenditure (per capital report)	(4,761,534)
Capital Expenditure - Asset (Purchases) / Disposals	(4,638)
Balance Sheet Movements	(9,022,902)
<b>Cash Movement Year to Date</b>	<b><u>2,317,896</u></b>



**SORELL COUNCIL**  
**DEPARTMENTAL PROFIT & LOSS**  
**FOR THE PERIOD ENDED December 2024**  
**FOR COST CENTRE - All Cost Centres**

	ACTUAL	BUDGET	VAR	FULL YEAR BUDGET
0100 <b>Profit &amp; Loss</b>				
0500 <b>INCOME</b>				
1000 <b>RECURRENT INCOME</b>				
1100 <b>Rates and Charges</b>				
1105 Rates - General/Ordinary/Residential	(15,325,020)	(15,236,224)	88,795	(15,236,224)
1110 Rates General Written Off	7,526	2,750	(4,776)	5,500
1115 State Grant Rates Remission	(935,995)	(911,417)	24,578	(920,623)
1120 Rates Pensioner Concession	938,635	920,623	(18,012)	920,623
1125 Domestic Waste Annual Charge	(3,650,650)	(3,618,525)	32,125	(3,618,525)
1130 Fire Rates Levy Income	(697,095)	(692,609)	4,486	(692,609)
1150 Other Remissions	17,695	23,991	6,296	23,991
1160 AWTS Maintenance Fee Received	(1,036)	(1,035)	0	(2,070)
1199 <b>Rates and Charges Total</b>	<b>(19,645,939)</b>	<b>(19,512,446)</b>	<b>133,493</b>	<b>(19,519,937)</b>
1200 <b>Statutory Fees and Charges</b>				
1210 132 & 337 Certificate Fees	(69,038)	(74,832)	(5,794)	(149,664)
1220 Town Planning Fees	(229,875)	(206,525)	23,350	(380,791)
1225 Animal Infringements & Fines	(2,393)	(1,777)	616	(3,554)
1230 Other Infringements Fines & Penalties	(3,192)	(1,688)	1,504	(3,377)
1235 Licences & Permits	(2,278)	(3,293)	(1,015)	(4,391)
1240 Street Stall Permit Fee	(126)	(1,418)	(1,291)	(2,835)
1299 <b>Statutory Fees and Charges Total</b>	<b>(306,902)</b>	<b>(289,532)</b>	<b>17,370</b>	<b>(544,611)</b>
1300 <b>User Fees</b>				
1303 Animal Management Sundry Income -collars,signs etc	0	0	0	0
1306 Building Assessment Fees	(49,842)	(39,707)	10,134	(79,415)
1318 Caravan Licences	(10,661)	(18,816)	(8,155)	(18,816)
1327 Dog Impounding & Release Fees	(473)	(600)	(128)	(1,200)
1330 Dog Registration & Renewal	(39,171)	(36,343)	2,828	(105,162)
1331 Kennel Licences	(747)	(1,500)	(753)	(1,500)
1333 Driveway Approval and Inspection Fees	(5,793)	(8,211)	(2,419)	(16,423)
1335 Engineering Inspections & 1% Approval Fee	(22,644)	(40,717)	(18,074)	(81,435)
1336 Fire Abatement Charges	0	0	0	(15,000)
1342 Food Licences	(11,219)	0	11,219	(46,395)
1351 Photocopy Charges	(12)	0	12	0
1354 Plumbing Application Fees	(75,060)	(73,716)	1,343	(147,433)
1357 Plumbing Inspection	(82,508)	(70,108)	12,400	(140,216)
1360 Amended Plan Fees	(1,397)	(2,000)	(603)	(4,000)
1363 Recreational Vehicle Income	(7,691)	(13,653)	(5,962)	(27,306)
1369 Building Administration Fee (0.1%)	(9,783)	0	9,783	0
1372 TBCITB Training Levy (0.2%)	(15,856)	0	15,856	0
1399 <b>User Fees Total</b>	<b>(332,856)</b>	<b>(305,372)</b>	<b>27,484</b>	<b>(684,300)</b>
1400 <b>Grants Operating</b>				
1405 Commonwealth Financial Assistance Grant	(229,971)	(207,105)	22,866	(414,209)
1410 Comm'th Grants & Subsidies	0	0	0	0
1415 State Grants & Subsidies	(47,482)	(11,366)	36,117	(38,491)
1420 Other Grants & Subsidies	(2,650)	0	2,650	0
1430 Training Incentive Payment	0	0	0	0
1499 <b>Grants Operating Total</b>	<b>(280,103)</b>	<b>(218,470)</b>	<b>61,633</b>	<b>(452,700)</b>
1500 <b>Contributions Received</b>				



**SORELL COUNCIL**  
**DEPARTMENTAL PROFIT & LOSS**  
**FOR THE PERIOD ENDED December 2024**  
**FOR COST CENTRE - All Cost Centres**

	ACTUAL	BUDGET	VAR	FULL YEAR BUDGET
1505 Public Open Space Contributions	(107,400)	(100,000)	7,400	(200,000)
1506 Car Parking Cash in Lieu Contributions	(23,423)	(5,000)	18,423	(5,000)
1507 Subdiv Traffic Management Treatment Contributions	0	0	0	0
1508 Stormwater Contributions	0	0	0	0
1510 Contributions Received Other	0	(25,000)	(25,000)	(25,000)
<b>1549 Contributions Received Total</b>	<b>(130,823)</b>	<b>(130,000)</b>	<b>823</b>	<b>(230,000)</b>
<b>1550 Interest</b>				
1560 Rates Interest Penalty	(73,555)	(62,431)	11,123	(124,862)
1565 Rates Interest Written Off	170	160	(10)	400
1570 Rates Legal Costs Recovered	(1,916)	(609)	1,307	(1,218)
1575 Interest Received Banks & Other	(299,435)	(192,178)	107,257	(848,616)
<b>1599 Interest Total</b>	<b>(374,735)</b>	<b>(255,058)</b>	<b>119,677</b>	<b>(974,296)</b>
<b>1600 Other Income</b>				
1605 Bad Debts Recovered	0	0	0	0
1610 Diesel Fuel Rebate	(14,755)	(12,855)	1,899	(30,852)
1615 Donations Received	(300)	0	300	0
1620 Hall Hire	(32,697)	(27,266)	5,431	(64,697)
1625 Lease/Rent Fees Received	(35,882)	(60,457)	(24,575)	(123,647)
1627 Lease Fees - Copping Tip	(87,161)	(83,644)	3,517	(124,478)
1630 Other Facility Hire	(58,948)	(76,342)	(17,394)	(171,361)
1635 Other Sundry Income	(64,883)	(3,820)	61,063	(5,640)
1637 Insurance Recoveries	(11,089)	0	11,089	0
1645 Vehicle FBT Recoveries	(27,173)	(26,912)	262	(53,823)
1655 Workers Compensation - Reimbursement	0	0	0	0
1656 Copping Public Cemetery Trust Net Income	(4,045)	0	4,045	0
1660 Grave Site Sales - Dunalley Hall	(1,739)	0	1,739	0
1662 Wheelie Bin Stabiliser Income	(1,588)	0	1,588	0
<b>1689 Other Income Total</b>	<b>(340,259)</b>	<b>(291,296)</b>	<b>48,963</b>	<b>(574,498)</b>
<b>1690 Investment Income from TasWater</b>				
1694 TasWater Interim Dividend	(162,000)	(162,000)	0	(388,800)
<b>1699 Investment Income from TasWater Total</b>	<b>(162,000)</b>	<b>(162,000)</b>	<b>0</b>	<b>(388,800)</b>
<b>1999 Recurrent Income Total</b>	<b>(21,573,617)</b>	<b>(21,164,175)</b>	<b>409,442</b>	<b>(23,369,141)</b>
<b>2000 Capital Income</b>				
<b>2100 Grants Capital</b>				
2105 Roads to Recovery Funding	(50,000)	(340,822)	(290,822)	(681,644)
2110 Comm'th Grants new or upgraded assets	(1,357,498)	(1,405,937)	(48,439)	(2,217,006)
2115 State Grants for new or upgraded assets	(1,579,548)	(2,406,567)	(827,018)	(4,956,755)
2120 Other Grants for new or upgraded assets	0	0	0	0
<b>2199 Grants Capital Total</b>	<b>(2,987,046)</b>	<b>(4,153,325)</b>	<b>(1,166,279)</b>	<b>(7,855,405)</b>
<b>2200 Contributions - Non-monetary Assets</b>				
2205 Developer Contributions for assets	(343,301)	(502,500)	(159,199)	(2,010,000)
<b>2299 Contributions - Non-monetary Assets Total</b>	<b>(343,301)</b>	<b>(502,500)</b>	<b>(159,199)</b>	<b>(2,010,000)</b>
<b>2300 Net Gain/(Loss) on Disposal</b>				
2305 (Profit) / Loss on Disposal of Assets	1,018,687	(400,000)	(1,418,687)	(400,000)
2320 Recognition / De-recognition of Assets	0	0	0	0
<b>2399 Net (Gain) / Loss on Disposal Total</b>	<b>1,018,687</b>	<b>(400,000)</b>	<b>(1,418,687)</b>	<b>(400,000)</b>
<b>2400 Share of Interests in Joint Ventures</b>				
2410 Fair value adjustment - Investment in Associate	0	0	0	0



**SORELL COUNCIL**  
**DEPARTMENTAL PROFIT & LOSS**  
**FOR THE PERIOD ENDED December 2024**  
**FOR COST CENTRE - All Cost Centres**

	ACTUAL	BUDGET	VAR	FULL YEAR BUDGET
2420 Revenue from Investment in Associates	0	0	0	0
2499 <b>Share of Interests in Joint Ventures Total</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
2899 <b>CAPITAL INCOME TOTAL</b>	<b>(2,311,661)</b>	<b>(5,055,825)</b>	<b>(2,744,165)</b>	<b>(10,265,405)</b>
2999 <b>TOTAL INCOME</b>	<b>(23,885,278)</b>	<b>(26,220,000)</b>	<b>(2,334,723)</b>	<b>(33,634,546)</b>
3000 <b>Expenses</b>				
3100 <b>Employee Benefits</b>				
3102 ADO Expense	16,447	32,352	15,905	64,756
3103 Annual Leave	307,502	270,503	(36,999)	570,614
3109 Conferences	5,121	2,700	(2,421)	7,950
3111 Drug and Alcohol Testing	570	1,200	630	3,000
3112 FBT Expenses - Gift Cards / Gifts	354	1,000	646	3,000
3114 FBT Expenses - Entertainment (FBT)	2,442	1,350	(1,092)	4,200
3115 Fringe Benefit Taxes	6,995	18,234	11,239	44,948
3118 Health and Well Being	2,172	1,000	(1,172)	2,000
3124 Long Service Leave	80,040	102,129	22,089	185,929
3127 Medicals	1,815	1,700	(115)	3,400
3139 Overheads Recovered	(61,576)	(35,806)	25,770	(81,110)
3145 Payroll Tax	182,878	167,058	(15,821)	358,181
3148 Protective Clothing & Accessories	22,209	22,700	491	34,150
3151 Recruitment Costs	0	0	0	0
3154 Salaries	2,728,046	2,590,209	(137,837)	5,738,759
3156 Salaries transferred to WIP	(167,043)	(109,227)	57,815	(243,448)
3163 Staff Training	25,617	33,353	7,736	68,561
3166 Superannuation - Council Contribution	437,572	427,184	(10,388)	931,180
3169 Temp Staff Employed Through Agency	0	0	0	20,976
3172 Travel and Accommodation	132	750	618	1,500
3175 Uniforms / Clothes Purchased	7,741	5,400	(2,341)	10,800
3181 Workers Compensation Expense Claims	0	500	500	500
3184 Workers Compensation Insurance	113,692	215,423	101,732	301,815
3199 <b>Employee Benefits Total</b>	<b>3,712,725</b>	<b>3,749,711</b>	<b>36,986</b>	<b>8,031,663</b>
3200 <b>Materials and Services</b>				
3201 Abandoned Cars & Dumped Rubbish Disposal Costs	1,280	5,000	3,720	10,000
3202 Advertising	37,048	36,079	(969)	78,217
3204 AWTS Maintenance Charge	680	776	96	1,553
3206 Cleaning	139,891	139,659	(232)	335,183
3208 Computer Hardware / Hardware Maintenance	1,307	10,336	9,029	14,536
3212 Computer Software Maint and Licenses	213,505	202,534	(10,971)	305,996
3214 Consultants Other	77,427	177,868	100,441	359,826
3216 Contractors	193,093	287,681	94,588	554,382
3218 Copping Tip Disposal Costs	0	0	0	0
3220 Mornington Park transfer station disposal costs	43,291	66,156	22,865	158,774
3221 Electronic Notices / Reminders	0	0	0	0
3222 Electricity	94,993	102,553	7,561	233,975
3223 Emergency Management	0	1,000	1,000	2,000
3224 Fire Hazard Reduction (Private Land)	0	0	0	9,000
3226 Fuel	103,738	111,718	7,980	268,122
3227 Greenwaste Mobile Garbage Bin Collection	80,537	84,305	3,768	202,332
3228 Greenwaste Mobile Garbage Bin Disposal	28,000	32,043	4,044	64,087



**SORELL COUNCIL  
DEPARTMENTAL PROFIT & LOSS  
FOR THE PERIOD ENDED December 2024  
FOR COST CENTRE - All Cost Centres**

	ACTUAL	BUDGET	VAR	FULL YEAR BUDGET
3232 Internet, Telephone & Other Communication Charges	25,807	27,282	1,475	57,413
3234 Land Survey Costs	0	6,250	6,250	12,500
3236 Legal Fees (Advice etc)	66,862	54,500	(12,362)	109,000
3237 Line Marking - Transport Infrastructure	41,965	20,000	(21,965)	40,000
3239 Mobile Garbage Bin Replacement	2,634	3,750	1,116	7,500
3241 Operating Capital	17,657	20,550	2,893	28,800
3244 Plant & Motor Vehicle Repairs & Services	52,868	68,102	15,234	136,204
3246 Plant Hire - External	26,729	19,492	(7,238)	42,268
3248 Plant Hire - Internal Usage	7,924	13,171	5,246	26,342
3250 Plant Hire Recovered	(46,510)	(38,587)	7,923	(77,175)
3252 Plant Registration Fees	39,485	40,359	874	40,359
3254 Printing	18,585	19,200	615	32,670
3256 Recycling Centres	71,156	74,677	3,521	179,224
3257 Recycling Hub	1,295	1,443	149	2,887
3258 Registrations, Licenses and Permits	4,433	2,352	(2,081)	2,352
3260 Repairs and Maintenance	643,192	950,956	307,764	1,894,040
3261 Road Kill Collection Fees	887	1,933	1,046	4,640
3262 Kerbside Green Waste Collection	18,783	50,973	32,190	101,945
3263 Kerbside Green Waste Disposal	3,545	5,413	1,867	21,651
3264 Kerbside Hard Waste Collection	40,938	55,897	14,959	111,793
3265 Kerbside Hard Waste Disposal	5,975	15,473	9,499	30,947
3266 Kerbside Recycling Collection	129,730	142,852	13,122	342,845
3267 Kerbside Recycling Disposal	93,328	88,838	(4,490)	213,211
3268 Kerbside Garbage Collection	195,847	265,922	70,076	638,214
3269 Kerbside Garbage Disposal	147,361	141,032	(6,328)	338,477
3270 Security	7,087	12,094	5,007	23,504
3273 Signage & Guide Posts	20,774	21,250	476	60,500
3276 Settlement Costs ONLY	0	2,500	2,500	5,000
3278 Stationery & Office Consumables	15,975	21,675	5,700	40,519
3279 Street Bin Collection Contract	97,540	120,283	22,743	288,680
3280 Tools/Equipment Expensed (under \$1,000)	3,242	12,750	9,508	23,200
3282 Tyres	10,825	8,325	(2,500)	16,649
3284 Valuation Expenses	38,450	84,150	45,700	199,000
3290 Water Charges (Works Order)	72,875	80,334	7,459	141,532
3292 Wheelie Bin Stabiliser Expenses	0	0	0	0
<b>3299 Materials and Services Total</b>	<b>2,892,034</b>	<b>3,672,900</b>	<b>780,866</b>	<b>7,734,672</b>
<b>3390 Impairment of Debts</b>				
<b>3399 Impairment of Debts Total</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>3400 Depreciation and Amortisation</b>				
3405 Depreciation Expense	3,251,893	3,132,662	(119,230)	6,259,802
3410 Amortisation Expense	4,482	4,482	0	8,965
3415 Amortisation Expense (Right of Use Asset)	0	0	0	9,133
<b>3499 Depreciation and Amortisation Total</b>	<b>3,256,375</b>	<b>3,137,145</b>	<b>(119,230)</b>	<b>6,277,899</b>
<b>3500 Finance Costs</b>				
3505 Interest on Loans	36,638	36,235	(403)	81,945
3515 Interest on Overdue Accounts	0	0	0	0
3521 Interest Expense (Lease Liability)	0	0	0	263
<b>3599 Finance Costs Total</b>	<b>36,638</b>	<b>36,235</b>	<b>(403)</b>	<b>82,208</b>



**SORELL COUNCIL  
DEPARTMENTAL PROFIT & LOSS  
FOR THE PERIOD ENDED December 2024  
FOR COST CENTRE - All Cost Centres**

	ACTUAL	BUDGET	VAR	FULL YEAR BUDGET
<b>3600 Other Expenses</b>				
3604 Audit Fees	43,720	47,733	4,013	64,465
3606 Audit Panel Expenses	3,500	3,500	0	7,000
3608 Bad & Doubtful Debts	409	0	(409)	0
3612 Bank Fees & Charges	20,996	20,438	(559)	40,875
3616 Bank Fees Recovered	(2,726)	(2,396)	330	(4,793)
3620 Cashiers Rounding Adjustments	2	12	11	25
3624 Commissions Paid	7,493	10,939	3,445	26,253
3636 Councillor Allowances	79,371	78,841	(530)	159,294
3640 Councillor Expenses	0	1,000	1,000	2,000
3644 Councillor Vehicle Allowance	3,237	3,700	463	7,400
3656 Deputy Mayors Allowance	8,377	8,321	(56)	16,812
3660 Dog Pound & Other Animal Management Expenses	4,679	4,000	(679)	6,000
3661 Dog Home & Vet Fees	522	916	394	1,832
3664 Donations and Section 77 Expenses	30,284	23,200	(7,084)	60,000
3668 Election Expenses	12,682	8,225	(4,457)	8,225
3672 Employee Sub, Licences and Memberships	74,931	103,007	28,075	114,572
3676 Functions & Programs	5,782	50,900	45,118	93,300
3680 Insurance Claims Related Expenses	7,155	7,500	345	15,000
3688 Food & Beverages	1,417	2,260	843	4,521
3692 General Insurance	182,628	182,435	(193)	182,435
3704 Government Fire Contributions	166,226	166,226	0	664,905
3712 Immunisations	1,286	351	(935)	3,629
3720 Land Tax	102,678	103,658	980	103,658
3724 Mayor's Allowance	22,046	21,899	(147)	44,246
3731 NRM Expenses	13,685	10,000	(3,685)	27,500
3732 Motor Vehicle Insurance	42,054	37,105	(4,948)	37,105
3736 Other roundings	9	12	4	25
3740 Other Sundry Expenses	1,619	3,911	2,292	6,821
3744 Photocopier Leases & Operating Costs	10,267	10,683	416	23,486
3748 Postage	24,063	24,341	278	58,059
3752 Public Liability Insurance	113,803	127,061	13,259	127,061
3760 Reference Materials	0	1,500	1,500	2,750
3768 Sampling, Testing and Monitoring	3,933	1,500	(2,433)	9,000
3770 Storage Costs	522	521	(1)	1,250
3784 Contributions (SES)	28,243	25,775	(2,468)	25,775
<b>3799 Other Expenses Total</b>	<b>1,014,892</b>	<b>1,089,071</b>	<b>74,179</b>	<b>1,940,484</b>
<b>3990 EXPENSES TOTAL</b>	<b>10,912,664</b>	<b>11,685,061</b>	<b>772,397</b>	<b>24,066,926</b>
<b>3995 (SURPLUS)/DEFICIT</b>	<b>(12,972,613)</b>	<b>(14,534,939)</b>	<b>(1,562,325)</b>	<b>(9,567,619)</b>





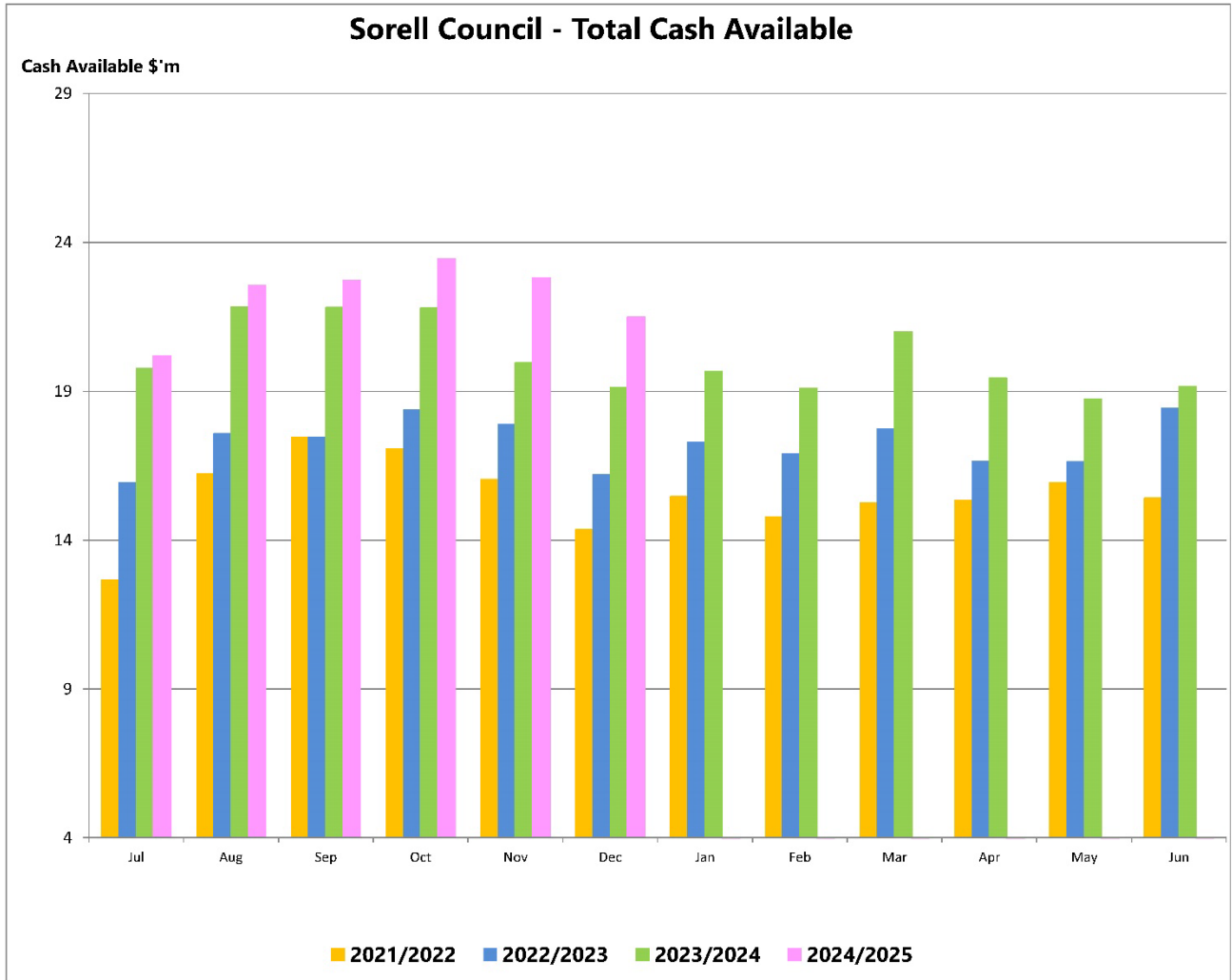
### Sorell Council - Cash on Hand as at 31 December 2024

Financial Institution	Product	Deposit Date	Maturity Date	Face Value	Interest rate
Bendigo Bank Term Deposit	12 Month Term Deposit	6/06/2024	6/06/2025	\$ 1,626,521	5.05%
MyState Term Deposit	12 Month Term Deposit	8/08/2024	8/08/2025	\$ 1,645,329	5.00%
MyState Term Deposit	12 Month Term Deposit	27/06/2024	27/06/2025	\$ 1,379,000	5.30%
MyState Term Deposit	12 Month Term Deposit	23/08/2024	22/08/2025	\$ 1,578,534	4.95%
Westpac Term Deposit	12 Month Term Deposit	1/02/2024	31/01/2025	\$ 1,000,000	4.95%
Westpac Term Deposit	12 Month Term Deposit	19/02/2024	18/02/2025	\$ 2,000,000	5.08%
Westpac Term Deposit	12 Month Term Deposit	28/08/2024	28/08/2025	\$ 2,000,000	4.80%
Westpac Term Deposit	6 Month Term Deposit	28/08/2024	28/02/2025	\$ 2,000,000	4.85%
Westpac Term Deposit	4 Month Term Deposit	<b>18/12/2024</b>	17/04/2025	\$ 2,000,000	4.97%
CBA Investment Account	At Call			\$ 2,461,818	4.35%
CBA Special Purpose Account	At Call			\$ 3,372,727	4.35%
CBA Operating Account	Current			\$ 394,084	4.35%
Various Petty Cash and Floats	In house			\$ 1,100	N/A
Various Halls Bank Balances				\$ 27,912	N/A
<b>Total Funds Available</b>				<b>\$ 21,487,026</b>	

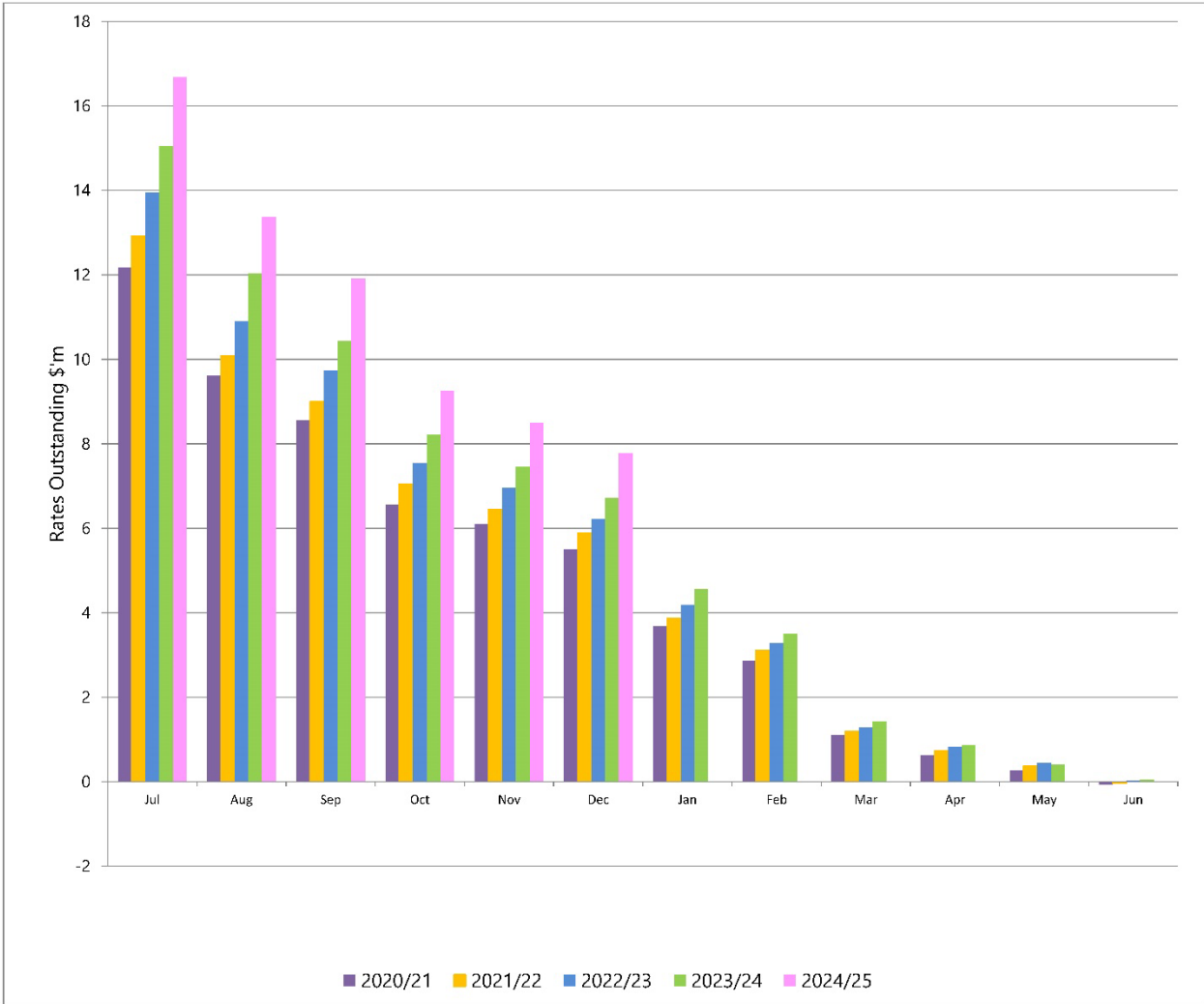
The above investments have been made in accordance with Sorell Council's Investment Policy (Resolution Number 84/2019).



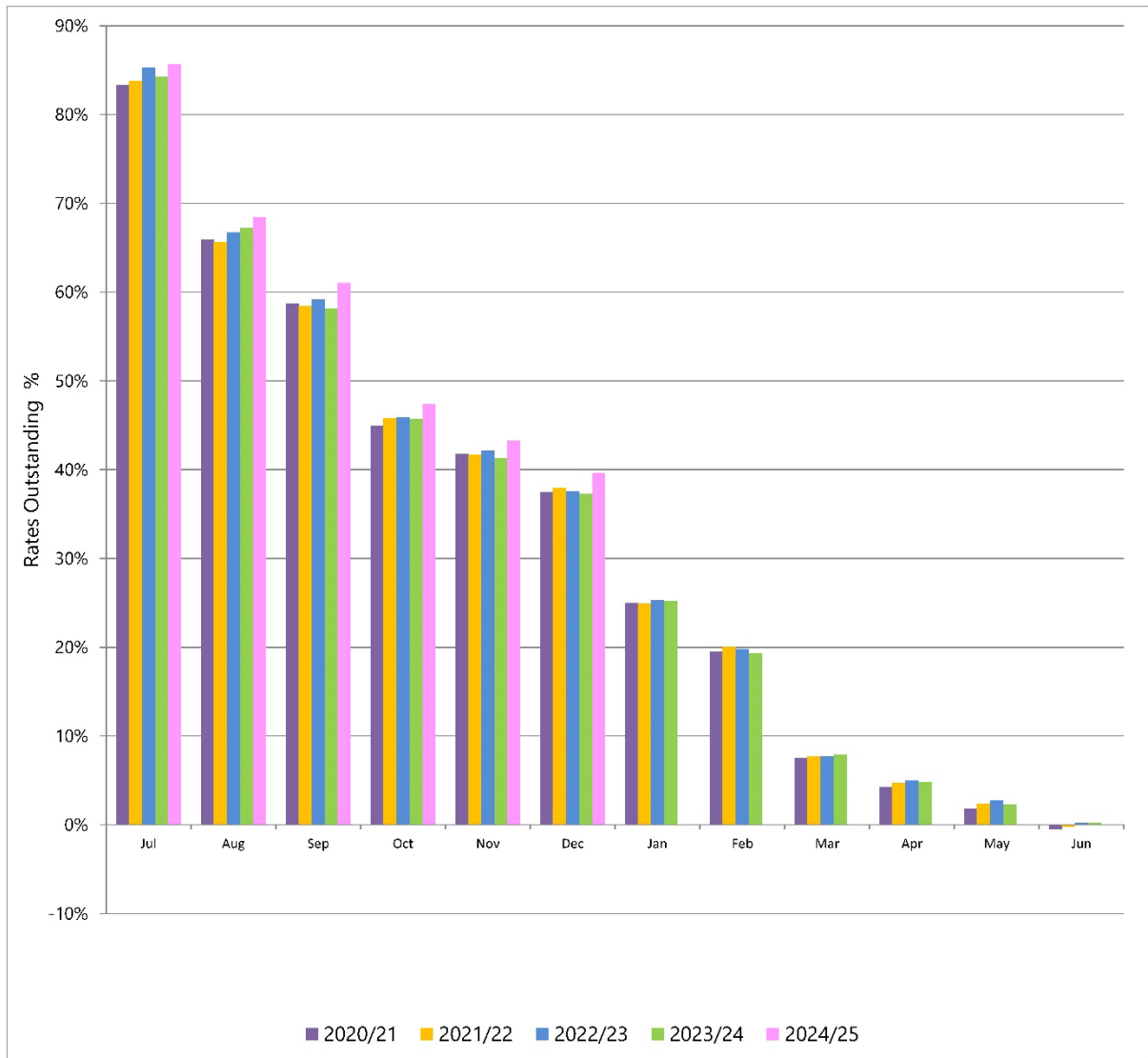
**SORELL COUNCIL  
TOTAL CASH AVAILABLE**



**SORELL COUNCIL  
OUTSTANDING RATES BY MONTH \$'m**



### SORELL COUNCIL OUTSTANDING RATES BY MONTH %



**GRANT VARIANCE ANALYSIS - 31 December 2024**

Grant Details	Actual	Budget	Variance	Comments
<b>GL 1415 Grants Operating - State Grants &amp; Subsidies</b>				
Immunisations	\$ 1,774	\$ 1,428	\$ 346	Complete.
Weeds Action Fund	\$ 8,587	\$ -	\$ 8,587	Works have commenced early, original budgeted activity was June 2025. Note. Actual grant receivable will now be \$25,595 an increase of \$12,470.
Paterson's Curse	\$ 9,938	\$ 9,938	\$ -	Complete.
Safer Rural Roads Program 22-23	\$ 27,183	\$ -	\$ 27,183	Unbudgeted grant. Total funds received
	<u>\$ 47,482</u>	<u>\$ 11,366</u>	<u>\$ 36,116</u>	
<b>GL 1420 Grants Operating - Other Grants &amp; Subsidies</b>				
Garage Sale Trail 2024	\$ 2,000	\$ -	\$ 2,000	Unbudgeted grant. Total funds received.
Government Energy Support	\$ 650	\$ -	\$ 650	Unbudgeted grant. Total funds received.
	<u>\$ 2,650</u>	<u>\$ -</u>	<u>\$ 2,650</u>	
	<u>\$ 50,132</u>	<u>\$ 11,366</u>	<u>\$ 38,766</u>	
<b>GL 2110 Grants Capital - Commonwealth Grants</b>				
C-25-T-007 Pawleena Road Widening LRCI Stage 4	\$ -	\$ 52,531	-\$ 52,531	Commencement of works has been delayed.
C-24-B-005 Sorell Carriage Shed LRCI Stage 4	\$ 57,093	\$ 40,000	\$ 17,093	Works are nearing completion. More works were carried forward from 2023/2024 than expected.
C-24-LI-005 Sorell Streetscape Upgrade LRCI Stage 4	\$ 250,405	\$ 263,403	-\$ 12,998	Works are nearing completion. A final instalment will be received in due course.
C-24-S-009 NFMIP - Seventh Avenue, Dodges Ferry	\$ 1,050,000	\$ 1,050,000	\$ -	Complete.
	<u>\$ 1,357,498</u>	<u>\$ 1,405,934</u>	<u>-\$ 48,436</u>	
<b>GL 2115 Grants Capital - State Grants</b>				
C-24-LI-003/004 Health Promotion - Mienna Park and Penna Beach Walkway	\$ 92,744	\$ 96,000	-\$ 3,256	Works essentially complete. A final decision is to be made regarding some additional fencing.
C-24-T-037 Wiggins Road Pavement Widening	\$ 149,827	\$ 138,000	\$ 11,827	Complete. Over budget due to 23/24 works carried forward.
C-24-T-035 Carlton River Road Guard Rails, Paths (Gate 5)	\$ 116,768	\$ 112,000	\$ 4,768	Complete. Over budget due to 23/24 works carried forward.
C-24-S-CERMP-A/B/C Southern Beaches, Coastal & Estuarine Risk Mitigation Project	\$ 90,498	\$ 112,000	-\$ 21,502	Delays experienced to date. These are substantial works and they will continue throughout the financial year.
C-24-T-038 Black Spot Program - Carlton Beach Rd/Webb St	\$ -	\$ 40,000	-\$ 40,000	Will be completed in January.

**GRANT VARIANCE ANALYSIS - 31 December 2024**

Grant Details	Actual	Budget	Variance	Comments
<b>GL 2115 Grants Capital - State Grants cont.</b>				
C-23-B-002 BEST/SE Jobs Hub & Training Facility	\$ 1,055,805	\$ 1,800,000	-\$ 744,195	This project is behind initial estimated timelines. This should rectify itself sometime during April.
C-25-T-017 Dodges Ferry 35 Carlton Beach Rd - bus stop upgrades	\$ -	\$ 17,158	-\$ 17,158	Works have been rescheduled, with a completion date of May 2025.
C-25-T-016 Sorell Park & Ride - bus stop upgrades	\$ -	\$ 17,158	-\$ 17,158	Works have been rescheduled, with a completion date of May 2025.
C-25-T-006 SRRP Kellevie Rd	\$ 41,740	\$ -	\$ 41,740	Minor works have began ahead of schedule, with an estimated completion date of May 2025.
C-25-LI-007 BMX LED Lighting	\$ 32,166	\$ -	\$ 32,166	Minor works have began ahead of schedule, with an estimated completion date of March 2025.
C-25-T-014 VRUP - Penna Road footpath	\$ -	\$ 74,250	-\$ 74,250	Works have been rescheduled, with a completion date of May 2025.
	<u>\$ 1,579,548</u>	<u>\$ 2,406,567</u>	<u>-\$ 827,018</u>	
	<u>\$ 2,937,046</u>	<u>\$ 3,812,501</u>	<u>-\$ 875,454</u>	



## 18.2 2024-2025 CAPITAL BUDGET ADJUSTMENTS

### RECOMMENDATION

"That Council resolve pursuant to Section 82 of the Local Government Act 1993 to accept and adopt the below adjustments to the 2024/2025 Capital Budget estimates."

Capital expenditure to the end of December 2024 is \$5,516,738 (as per Capital Works Budget run on 6 January 2025).

The following Capital Budget adjustments have been requested in January 2025.

Below is a summary of the requested adjustments.

<b>Original Budget approved in June 2024 Council meeting</b>	<b>\$16,986,295</b>
<b>Budget approved in December 2024 Council meeting</b>	<b>\$17,488,278</b>
<b>Budget adjustments requested for approval in January 2025 Council meeting:</b>	
Total adjustments on capital jobs with variances of over 10%	-\$148,786
Total adjustments on completed capital jobs with variances of over 10%	-\$7,964
Total adjustments on new capital jobs	\$0
<b>Budget requested for approval in January 2025 Council meeting</b>	<b>\$17,331,528</b>

Below is a detailed explanation of the requested adjustments.

The following capital job adjustments have been requested because the jobs have a variance of over 10%, or are expected to have a variance of over 10% in the 2024/2025 financial year:

<b>Job Name and No.</b>	<b>Approved Budget</b>	<b>Adjusted Budget</b>	<b>Adjustment</b>
C-25-T-002 Orielton Allambie Road Reconstruction			-\$145,357
C-25-T-003 Primrose Sands Oak Street Reconstruction			-\$3,429
<b>Total Adjustments</b>	<b>\$1,210,000</b>	<b>\$1,061,214</b>	<b>-\$148,786</b>



- C-25-T-002 Orierton Allambie Road Reconstruction – Original budget was an estimated amount. Tenders had been received and new project budget approved in November Council Meeting.
- C-25-T-003 Primrose Sands Oak Street Reconstruction – Original budget was an estimated amount. Tenders had been received and new project budget approved in December Council Meeting. This adjustment is less than 10%. Budget is adjusted to reflect actual total project budget approved by Council Meeting.

The following capital job adjustment has been requested because it is completed and have variances of 10% or greater in the 2024/2025 financial year:

<b>Job Name and No.</b>	<b>Approved Budget</b>	<b>Adjusted Budget</b>	<b>Adjustment</b>
C-25-T-018 Bream Creek Road Repair Works			-\$7,964
<b>Total Adjustments</b>	<b>\$49,008</b>	<b>\$41,044</b>	<b>-\$7,964</b>

- C-25-T-018 Bream Creek Road Repair Works – During excavations it was evident that less area was in as poor a condition than first estimated.

## ATTACHMENTS

- a) Capital Works Budget for the period ending 31 December 2024 (Pages 11)

**SCOTT NICOL**  
**ACTING MANAGER FINANCE**

**SALLY FANG**  
**ACCOUNTANT**

Date: 10 January 2025  
Attachments (11 pages)



6/01/2025		SORELL COUNCIL CAPITAL WORKS BUDGET FOR 2024/2025			
Location	Detailed Description	Original Approved Budget 2024/2025	Adjusted Budget Approved by Council	This Financial year	Commitments
<b>LAND</b>					
<b>TOTAL Land 2024/25</b>		\$ -	\$ -		
<b>CARRY OVERS - LAND</b>					
Pawleena, Pawleena Road and Arthur Highway Roundabout	Land acquisition costs.			\$ -	\$ -
<b>TOTAL Carry Overs - Land</b>		\$ 34,000	\$ 34,000		
<b>LAND IMPROVEMENTS (PARKS &amp; RESERVES)</b>					
Midway Point, Brady Street - Billy Kessarinos Memorial Park	Table and seat.			\$ 5,857	\$ -
Primrose Sands, Community Hall	Benches, footbridge and garden beds.			\$ -	\$ -
Sorell, Rose Gardens	Bin at bus stop near the rose gardens.			\$ -	\$ -
Dodges Ferry, Boat Park	Perimeter Fence - approx. 300m replace wire fencing with 1.2m pool fencing and gates.			\$ 39,454	\$ -
Dunalley, Canal	Walkway pool fencing.			\$ 12,495	\$ -
Municipality - Various	Minor capital jobs for ad hoc renewals (e.g. shade sail, seating or bins).			\$ -	\$ -
Midway Point, Flyway Island Park	Bike Rack			\$ 1,119	\$ -
Dodges Ferry, Dodges Ferry IGA	2 x Bench Seats			\$ 941	\$ -
Sorell, Pembroke Park	BMX track, lighting.			\$ 16,123	\$ 26,651
Dodges Ferry, Rec Reserve	Skate park upgrades.			\$ -	\$ -
Sorell, Pembroke Park & Dodges Ferry Rec Reserve	Goal nets behind senior oval x 2 & DF ground x 2 - 25m x 9m.			\$ -	\$ -
Sorell, Pembroke Park	Goal net behind soccer oval x 1 - southern end - 70m x 9m.			\$ -	\$ -
Sorell, Pembroke Park	Soccer perimeter fence - 480m long x 1.2m high.			\$ -	\$ -
Sorell, Pawleena Road	Carpark for POS / Lyden Park off Pawleena Rd frontage.			\$ -	\$ -
Sorell, Pawleena Road	Irrigation for 3 x Open Space areas - Stage 1 dog/general.			\$ -	\$ -
Sorell, Whitelea Court	POS lot - fencing.			\$ 3,295	\$ -
Sorell, Pembroke Park	Lockable rubbish bin enclosure.			\$ 14,655	\$ -
<b>TOTAL Land Improvements (Parks &amp; Reserves) 2024/25</b>		\$ 698,618	\$ 692,113		





6/01/2025		SORELL COUNCIL CAPITAL WORKS BUDGET FOR 2024/2025			
Location	Detailed Description	Original Approved Budget 2024/2025	Adjusted Budget Approved by Council	This Financial year	Commitments
<b>CARRY OVERS - LAND IMPROVEMENTS (PARKS &amp; RESERVES)</b>					
Dodges Ferry, Red Ochre Beach	Foreshore access steps.			\$ 676	\$ -
Primrose Sands, Tamarix Road	Nerine Street to Carlton Bluff Road. Gravel path at 1.5 m wide x 580 m length.			\$ 65,328	\$ -
Sorell, Sorell Memorial Hall	RSL memorial wall.			\$ -	\$ -
Sorell, 12 Tarbook Court	Boundary adjustment and new fence.			\$ 1,950	\$ 7,100
Primrose Sands, Primrose Sands Hall	Playground equipment with re-aligned fencing.			\$ -	\$ -
Penna, Penna Beach	Gravel path extension. 430 m link track at 1.5 - 2.0 m wide across. TW land to existing car park track, including bridge.			\$ 22,238	\$ -
Sorell, Miena Park	250m link track at 1.5 metre wide behind Chromy Sub as Stage 1.			\$ 70,506	\$ 73
Sorell	Streetscape upgrades. Stage 4 (a).			\$ 263,817	\$ -
Sorell, Pembroke Park	Irrigation. TW conformance upgrade required - new backflow prevention device - high hazard.			\$ -	\$ -
<b>TOTAL Carry Overs - Land Improvements (Parks &amp; Reserves)</b>		<b>\$ 565,021</b>	<b>\$ 535,628</b>		
<b>BUILDINGS</b>					
Dunalley, Canal	BBQ shelter.			\$ -	\$ -
Depot	Depot toilet block.			\$ 2,422	\$ -
Sorell, Pawleena Road	Toilet for POS / Lyden Park - triple cubicle DDA & change table.			\$ -	\$ -
Midway Point, Malunna / LGT child care centre	Kitchen renewal / replacement to comply with food standards.			\$ -	\$ -
<b>TOTAL Buildings 2024/25</b>		<b>\$ 389,000</b>	<b>\$ 389,000</b>		



6/01/2025		SORELL COUNCIL CAPITAL WORKS BUDGET FOR 2024/2025			
Location	Detailed Description	Original Approved Budget 2024/2025	Adjusted Budget Approved by Council	This Financial year	Commitments
<b>CARRY OVERS - BUILDINGS</b>					
Sorell, BEST / SE Jobs Hub & Training Facility	BEST / SE Jobs Hub & Training Facility.			\$ 1,049,755	\$ 1,573,907
Sorell, Pembroke Park	Scope and design to re-purpose old football change rooms plus netball concrete toilets / change room.			\$ -	\$ -
Sorell, Sorell Memorial Hall	Extension for Historical Society storage, including change rooms and toilets.			\$ 20,084	\$ 29,857
Sorell, Carriage Shed	Mandatory features for occupancy, including glass entrance, plus design, brackets, project management fees and site surrounds.			\$ 76,445	\$ 3,749
<b>Total Carry Overs - Buildings</b>		<b>\$ 4,376,000</b>	<b>\$ 4,420,529</b>		
<b>LEASEHOLD IMPROVEMENTS</b>					
Copping, 20 Marion Bay Road	Land easement costs (survey, AC fees, land title fees, valuation) for already completed works.			\$ -	\$ -
<b>TOTAL Leasehold Improvements 2024/25</b>		<b>\$ 10,500</b>	<b>\$ 10,500</b>		
<b>PLANT &amp; EQUIPMENT</b>					
CAC & Depot	Light fleet replacement.			\$ 57,425	\$ 155,582
Depot	Portable traffic lights x 1 set.			\$ -	\$ -
Depot	Stormwater CCTV camera (seca airHD).			\$ -	\$ -
CAC	Waste Bins - Additional Bins			\$ 4,734	\$ -
<b>TOTAL Plant &amp; Equipment 2024/25</b>		<b>\$ 260,500</b>	<b>\$ 265,234</b>		
<b>CARRY OVERS - PLANT &amp; EQUIPMENT</b>					
CAC & Depot	Light fleet replacement.			\$ 91,761	\$ 1
Depot	Fleet management GPS tracking and dashcam deployment (17 light fleet & 6 heavy fleet (trucks)).			\$ -	\$ -
<b>TOTAL Carry Overs - Plant &amp; Equipment</b>		<b>\$ 160,670</b>	<b>\$ 160,670</b>		



6/01/2025		SORELL COUNCIL CAPITAL WORKS BUDGET FOR 2024/2025			
Location	Detailed Description	Original Approved Budget 2024/2025	Adjusted Budget Approved by Council	This Financial year	Commitments
<b>FIXTURES, FITTINGS &amp; FURNITURE</b>					
Midway Point, Midway Point Hall	Heat pump installation.			\$ 14,734	\$ -
<b>TOTAL Fixtures, Fittings &amp; Furniture 2024/25</b>		<b>\$ 16,800</b>	<b>\$ 14,734</b>		
<b>COMPUTERS &amp; TELECOMMUNICATIONS</b>					
CAC & Depot	iPads x 12.			\$ -	\$ -
Sorell, Pembroke Park Stadium	PA system.			\$ -	\$ -
<b>TOTAL Computers &amp; Telecommunications 2024/25</b>		<b>\$ 27,000</b>	<b>\$ 27,000</b>		
<b>CARRY OVERS - COMPUTERS &amp; TELECOMMUNICATIONS</b>					
CAC	Fibre connection & hardware to Emergency Hub (for the purpose of CCTV footage direct to the Police).			\$ -	\$ -
CAC	PC and monitor renewal project for all staff (excluding the engineering department).			\$ 121,065	\$ -
CAC, Depot, & Midway Point	Security system integration renewal - scoping and design only.			\$ -	\$ -
<b>TOTAL Carry Overs - Computers &amp; Telecommunications</b>		<b>\$ 165,000</b>	<b>\$ 165,000</b>		
<b>RECONSTRUCTION (ROADS)</b>					
Forcett, Delmore Road / White Hill intersection	Partial reconstruction and reseal.			\$ 3,850	\$ 3,000
Orielton, Allambie Road	Reconstruction with chip seal surface			\$ 6,574	\$ -
Primrose Sands, Oak Street	Reconstruction with chip seal surface			\$ 9,155	\$ -
Forcett, Edith Close	Potential reconstruction - further investigation required to determine treatment).			\$ -	\$ -
Sorell, BEST / SE Jobs Hub & Training Facility	Dubs & Co Drive on street parking x 20 spaces.			\$ -	\$ -
Kellevie, Kellevie Road	Corner widening, stabilisation and guard rail.			\$ 41,740	\$ 36,483
Pawleena, Pawleena Road	Road widening - widen 900m section.			\$ -	\$ -
Bream Creek, Bream Creek Road	Bream Creek Road repair works.			\$ 41,044	\$ -
<b>TOTAL Reconstruction (ROADS) 2024/25</b>		<b>\$ 2,332,499</b>	<b>\$ 2,381,507</b>		



6/01/2025		SORELL COUNCIL CAPITAL WORKS BUDGET FOR 2024/2025			
Location	Detailed Description	Original Approved Budget 2024/2025	Adjusted Budget Approved by Council	This Financial year	Commitments
<b>CARRY OVERS - RECONSTRUCTION (ROADS)</b>					
Dodges Ferry, Payeena Street	Near Carlton Beach Road junction. Formalise verge parking - seal, line mark, drain.			\$ -	\$ -
Primrose Sands, Primrose Sands Road and Grevillea Street	Design and reconstruction. Primrose Sands Road with AC surface and Grevillea Street with chip seal surface.			\$ 28,746	\$ -
Forcett, 532 Wiggins Road	Road widening. Land acquisition cost only.			\$ 116,047	\$ 5,500
<b>TOTAL Carry Overs - Reconstruction (Roads)</b>		<b>\$ 109,500</b>	<b>\$ 250,246</b>		
<b>RESHEETING</b>					
Boomer Bay, Bay Road	7 segments, 100mm new gravel.			\$ 1,408	\$ 152,799
Bream Creek, Bream Creek Road	9 segments, 100mm new gravel.			\$ 1,207	\$ 184,799
Marion Bay, Marion Bay Road				\$ 291	\$ 51,667
Kellevie, Kellevie Road	9 segments, 100mm new gravel.			\$ 145,224	\$ -
Kellevie, Burdons Road	2 segments, 100mm new gravel.			\$ 34,525	\$ -
Kellevie, Woods Road	5 segments, 100mm new gravel.			\$ 64,000	\$ -
Kellevie, Woolleys Road	4 segments, 100mm new gravel.			\$ 70,049	\$ -
Pawleena, Hillcrest Road	3 segments, 100mm new gravel.			\$ 83	\$ 59,393
Forcett, Hetherbell Road				\$ -	\$ 23,051
<b>TOTAL Resheeting 2024/25</b>		<b>\$ 912,662</b>	<b>\$ 912,662</b>		



6/01/2025	<b>SORELL COUNCIL CAPITAL WORKS BUDGET FOR 2024/2025</b>				
Location	Detailed Description	Original Approved Budget 2024/2025	Adjusted Budget Approved by Council	This Financial year	Commitments
<b>RESEALS</b>					
Forcett, White Hill Road	Reseal with significant prep required.			\$ -	\$ -
Penna, Brinktop Road	Reseal with box out prep required.			\$ 93,941	\$ -
Boomer Bay, Bay Road	Prep and spray seal.			\$ 50,806	\$ -
Dunalley, Booth Street	Prep and spray seal.			\$ 12,554	\$ -
Dunalley, Florence Street	Prep and spray seal.			\$ 3,707	\$ -
Nugent, Nugent Road	Prep and spray seal.			\$ 32,208	\$ -
Lewisham, Mary Street	Prep and spray seal.			\$ 2,405	\$ 909
Forcett, Jayville Rise	Prep and spray seal.			\$ 2,427	\$ -
Forcett, Delmore Road	Prep and spray seal.			\$ 12,833	\$ -
Dunalley, Ryans Lane	Prep and spray seal.			\$ -	\$ -
Forcett, Alomes Road	Prep and spray seal.			\$ 11,206	\$ -
Forcett, Matthews Road	Prep and spray seal.			\$ 7,813	\$ -
Forcett, Grierson Drive	Prep and spray seal.			\$ 3,491	\$ -
Carlton, Riviera Drive	Prep and spray seal. (asphalt turning head).			\$ 18,720	\$ -
Sorell, Wolstenholme Drive	Prep and spray seal.			\$ 57,605	\$ -
<b>TOTAL Reseals 2024/25</b>		<b>\$ 857,209</b>	<b>\$ 857,209</b>		



6/01/2025		SORELL COUNCIL CAPITAL WORKS BUDGET FOR 2024/2025			
Location	Detailed Description	Original Approved Budget 2024/2025	Adjusted Budget Approved by Council	This Financial year	Commitments
<b>FOOTPATHS &amp; CYCLEWAYS</b>					
Dodges Ferry, Bally Park Road	Asphalt renewal.			\$ -	\$ -
Midway Point, Raynors Road	Concrete renewal.			\$ 61	\$ 98,792
Carlton, Carlton Beach Road	Line marking or barrier posts in carpark to delineate footpath.			\$ 140	\$ -
Sorell, BEST / SE Jobs Hub & Training Facility	Surrounding works, including landscaping.			\$ -	\$ -
Midway Point, Penna Road	Penna Road pedestrian footpath and refuges.			\$ -	\$ 68,964
<b>TOTAL Footpaths &amp; Cycleways 2024/25</b>		<b>\$ 591,809</b>	<b>\$ 591,809</b>		
<b>CARRY OVERS - FOOTPATHS &amp; CYCLEWAYS</b>					
Dodges Ferry, Bally Park Road and Junction Street	Asphalt footpath renewal. Renewal of footpath from Carlton Beach Road to Bingham Street- 1.5m asphalt; and Bally Park Road Asphalt renewal.			\$ 122	\$ 170,154
Carlton, Carlton Beach Road	Renewal of footpath from Park Beach access to East Street - 1.3m asphalt.			-\$ 78	\$ 165,054
Midway Point, Brady Street, Midway Street & Suncrest Street	Renewal of footpath - Brady Street 1.3m concrete. From Reynolds Road to Flyway Park - 1.3m concrete. 1.5m concrete, to access the bus stop and Midway Point Neighbourhood House (includes 5 x kerb ramps and stormwater lids).			\$ 447,762	\$ -
Carlton, Carlton River Road	Path and guard rail from bus stop to Gate Five Road.			\$ 125,959	\$ -
<b>TOTAL Carry Overs - Footpaths &amp; Cycleways</b>		<b>\$ 1,024,474</b>	<b>\$ 1,024,474</b>		



6/01/2025		<b>SORELL COUNCIL CAPITAL WORKS BUDGET FOR 2024/2025</b>			
Location	Detailed Description	Original Approved Budget 2024/2025	Adjusted Budget Approved by Council	This Financial year	Commitments
<b>KERB &amp; CHANNEL</b>					
Dodges Ferry, Paneminner Street	Kerb & channel along #88 and connect into existing SEP.			\$ -	\$ -
<b>TOTAL Kerb &amp; Channel 2024/25</b>		<b>\$ 54,600</b>	<b>\$ 54,600</b>		
<b>CARRY OVERS - KERB &amp; CHANNEL</b>					
Dodges Ferry, Parnella Road	New kerb and channel assets to existing chip seal road.			\$ -	\$ -
Midway Point, Reynolds Road	Lot 101 Reynolds Road - 2 no. Kerb ramps.			\$ -	\$ -
<b>TOTAL Carry Overs - Kerb &amp; Channel</b>		<b>\$ 141,853</b>	<b>\$ 141,853</b>		
<b>STORMWATER</b>					
Municipality - Various	Minor capital works.			\$ -	\$ -
Sorell, Pembroke Park	Between cricket nets and stadium carpark - connect to SP109860.			\$ 375	\$ -
Dodges Ferry, Wattle Road	Upgrade drain into SD106967 opposite #36.			\$ -	\$ -
Sorell	Upgrade pipe above Gatehouse Detention Basin (headworks upgrade).			\$ -	\$ -
Carlton, Erle Street	66m lining of SD106814.			\$ -	\$ -
<b>TOTAL Stormwater 2024/25</b>		<b>\$ 357,200</b>	<b>\$ 357,200</b>		



6/01/2025		SORELL COUNCIL CAPITAL WORKS BUDGET FOR 2024/2025			
Location	Detailed Description	Original Approved Budget 2024/2025	Adjusted Budget Approved by Council	This Financial year	Commitments
<b>CARRY OVERS - STORMWATER</b>					
Primrose Sands, 17 Robinia Street and 5 Rowan Avenue	Kerb and channel, pit and pipe.			\$ -	\$ -
Carlton, Shamrock Court	Stormwater outfall remediation-CERMP			\$ -	\$ -
Lewisham, Whitlam Court	Stormwater upgrade design and construction.			\$ 999	\$ -
Carlton, Erle Street	Stormwater upgrade.			\$ 198,019	\$ -
Dodges Ferry, Seventh Avenue	Installation of box culvert.			\$ 1,494,844	\$ -
Southern Beaches, Coastal Outfalls	Coastal & Estuarine Risk Mitigation Project (CERMP Grant). Upgrade stormwater and outfalls, rehabilitation, protection coastal estuary, weed control, improve ecological and hydrological study.			\$ 389,528	\$ 102,800
Southern Beaches, Blue Lagoon	Coastal & Estuarine Risk Mitigation Project (CERMP Grant). Upgrade stormwater and outfalls, rehabilitation, protection coastal estuary, weed control, improve ecological and hydrological study.			\$ 1,929	\$ 13,960
Southern Beaches, Carlton Estuary	Coastal & Estuarine Risk Mitigation Project (CERMP Grant). Upgrade stormwater and outfalls, rehabilitation, protection coastal estuary, weed control, improve ecological and hydrological study.			\$ 3,376	\$ -
Municipality - Various	Grate replacement - various roads.			\$ -	\$ -
Sorell, Main Road	Stormwater pipe and pit			\$ 624	\$ -
Promrose Sands, Grevillea Street	Grevillea Street Stormwater Upgrade			\$ 500	\$ -
<b>TOTAL Carry Overs - Stormwater</b>		<b>\$ 3,358,861</b>	<b>\$ 3,659,791</b>		
<b>OTHER TRANSPORT</b>					
Dodges Ferry, Carlton Beach Road	Bus stop upgrade at 35 Carlton Beach Road.			\$ -	\$ -
Sorell, Park & Ride	Bus stop upgrade.			\$ -	\$ -
<b>TOTAL Other Transport 2024/25</b>		<b>\$ 187,520</b>	<b>\$ 187,520</b>		





6/01/2025		SORELL COUNCIL CAPITAL WORKS BUDGET FOR 2024/2025			
Location	Detailed Description	Original Approved Budget 2024/2025	Adjusted Budget Approved by Council	This Financial year	Commitments
<b>CARRY OVERS - OTHER TRANSPORT</b>					
Dodges Ferry, corner of Carlton Beach Road and Webb Street	Installation of bollards and chevron alignment markers to highlight the curve to westbound motorists.			\$ 20,385	\$ -
Municipality - Various	Replacement signs for rural towns / districts / areas.			\$ -	\$ -
<b>TOTAL Carry Overs - Other Transport</b>		<b>\$ 55,000</b>	<b>\$ 55,000</b>		
<b>PRELIMINARY WORK IN 2024/25</b>					
Penna, Shark Point Road	Geotech, survey and design for potential reconstruction.			\$ 683	\$ 6,500
Midway Point, Penna Road	Geotech, survey and design for potential reconstruction.			\$ 683	\$ 9,500
Dodges Ferry, Carlton Beach Road - Raprunner to East Street	Survey provision - gravel path @ 1.8m wide x 1800m.			\$ -	\$ -
Dodges Ferry Recreation Reserve OR 7th Avenue internal POS lot	Design / comms / DA provision - potential pump track.			\$ -	\$ -
Lewisham, Scenic Drive - Quarry Road to Gregory Street	Survey provision - gravel path @ 1.5m wide x 780m.			\$ -	\$ -
Primrose Sands	Survey provision - Stage 2 continuation of Tamarix Road loop to Petrel Street access to beach via Grebe - 250m & 80m across Crown land.			\$ -	\$ -
Sorell, Gatehouse Drive - Weston Hill Drive	Survey provision - concrete path @ 1.80m wide x 430m.			\$ -	\$ -
Sorell, Valleyfield Road	Survey / design provision - easement acquisition and drain treatment to convey road runoff through private property #43 to #188 Arthur Highway.			\$ -	\$ -
Sorell, Valleyview Close	Survey / design provision - 5 Valleyview Close detention basin.			\$ -	\$ -
<b>TOTAL PRELIMINARY WORK 2024/25</b>		<b>\$ 160,000</b>	<b>\$ 160,000</b>		



6/01/2025	<b>SORELL COUNCIL CAPITAL WORKS BUDGET FOR 2024/2025</b>				
Location	Detailed Description	Original Approved Budget 2024/2025	Adjusted Budget Approved by Council	This Financial year	Commitments
<b>CARRY OVERS - PRELIMINARY WORK</b>					
Dunalley, Franklin Street	Reconstruction with chip seal surface - design only.			\$ 83	\$ -
Dodges Ferry, Jacobs Court	SW design.			\$ -	\$ -
Carlton, Carlton River Road	Reconstruction - design only.			\$ 83	\$ 5,400
Dodges Ferry, Pearl Court	Chip seal and lime stabilisation and stormwater culvert - design only.			\$ 42	\$ -
Dodges Ferry, Three Street	SW and transport upgrade: Provision for initial stage of works to address property impacts. Potential seal (2-coat seal with kerb and channel). Design only			\$ 83	\$ -
<b>TOTAL Carry Overs - Preliminary Work</b>		<b>\$ 140,000</b>	<b>\$ 140,000</b>		
	<b>Total Capital Jobs Carried Over to 2024/2025</b>	<b>\$ 10,130,379</b>	<b>\$ 10,587,191</b>		
	<b>Total 2024/2025 New Jobs</b>	<b>\$ 6,855,916</b>	<b>\$ 6,901,088</b>		
	<b>TOTAL 2024/25 CAPITAL BUDGET</b>	<b>\$ 16,986,295</b>	<b>\$ 17,488,278</b>	<b>\$ 5,516,738</b>	<b>\$ 2,955,645</b>



## 19.0 PLANNING



Nil reports.

## 20.0 HEALTH AND COMPLIANCE



### 20.1 SUBMISSIONS – NEW PUBLIC PLACES BY-LAW 1 of 2025

#### RECOMMENDATION

“That Council resolves in accordance with Section 159 of the Local Government Act 1993 that in consideration of the submission received the proposed by-law contained in Appendix 1 does not require amending.”

#### Introduction

Sorell Council currently has a Public Places by-law that was approved in 2015. The proposed by-law will replace the existing by-law which automatically lapses after 10 years.

At the August 2024 ordinary Council meeting, Council passed a motion agreeing to make a new Public Places By-Law.

A draft By-law and Regulatory Impact Statement has been advertised for public comment.

#### Strategic plan

Consistent with objective 2 - Responsible Stewardship and a Sustainable Organisation to deliver contemporary governance and compliance practices.

#### Annual plan

The 2024/25 annual plan includes an allocation to obtain legal advice to prepare the By-law.

#### Policy

- Local Government Act 1993
- Director of Local Government – Good Practice Guidelines for Making By-Laws
- There is no Council policy that relates to this matter.

#### Environmental implications



The By-law includes provisions that regulate activities on Council Land, which include provisions that prohibit removal or damage to vegetation, protect wildlife, and prohibit lighting of fires and appropriate waste disposal of recreational vehicles.

Regulating activities or events on Council land reduces the risk of those activities creating pollution or nuisance, such as from noise and waste.

### **Asset management implications**

Prohibiting activities aim to reduce the impacts on Council facilities and land from damage. In particular, prohibiting structures or works on Council land, closure of reserves or sports grounds, damage to trees, graffiti and closure of entrances onto Council reserves.

The General Manager will have the power to sign user agreements with individuals of organisations that hire Council land or facilities. Agreements can include a requirement for a bond which provides an incentive to 'look after' facilities. If damage is caused the bond can be accessed to pay for repairs.

### **Risk management implications**

The By-law regulates a range of activities that impact on public safety, amenity and the environment. It aims to reduce the incidence of 'hazards' associated with public and sporting events, gatherings, alfresco dining, management of facilities, car parking and the use of playgrounds.

Permits are required for a range of activities. The application process enables a risk assessment to be completed and a permit to be issued with appropriate conditions. Where appropriate, public liability insurance will be required for activities on Council land or facilities.

### **Community implications**

As stated under risk management the By-law introduces controls on activities that may impact on health, safety, amenity and the environment. The community will have the opportunity to make a submission on the By-law after the Regulatory Impact Statement (RIS) is completed and the Director of Local Government has authorised.

Regulating activities allows the community to have access for sport, recreation and entertainment. Effective controls provide confidence that these facilities and land will be protected from damage, thus enabling them to be used and enjoyed by residents and visitors.

### **Statutory implications**

The By-law must be prepared in accordance with *Local Government Act 1993* Part 11 – By-Laws.



## Report

Council currently has a *Public Places By-law 2015* that regulates activities that are prohibited on Council land and matters that require a permit. The By-law was approved in June 2015 and will lapse after 10 years in accordance with Section 155 of the *Local Government Act 1993*.

The proposed By-Law and Regulatory Impact Statement was published on Councils' website and Facebook page and advertised in the Mercury Newspaper on Saturday 16 November 2024. Public submissions were invited up until 13 December 2024. One submission was received, the below table includes a summary of the submission and a response.

The person that made the submission has been notified that their submission will be considered by Council at the January 2025 Council meeting.

Submission	Response
Fully supports the by-law	Noted
Would like the by-law to protect Primrose Sands Beach from bikes, cars and other vehicles. Requests further enforcement and issuing penalties for non-compliance.	<p>Primrose Sands Beach is not Council land. The by-law only applies to land owned or under the control of Council.</p> <p>Existing signage and restrictions of vehicles on the beach are administered by the Department of Natural Resources and Environment.</p> <p>The By-law would however apply to the Car Park which is leased by Council from the Crown.</p> <p>No alteration to the by-law is required.</p>

The process for making a new By-law involves:

Process steps	Progress update
Council must pass a resolution by <b>absolute majority</b> that it intends to make a By-law	Motion Passed at August 2024 Council meeting
Undertake consultation with identified stakeholders	Consultation completed and included in the RIS
Prepare a regulatory impact statement (RIS)	Prepared
Submit the RIS to the Director of Local Government, and if the Director is	Director has approved public consultation to commence



satisfied with the RIS allow the Council to commence the public consultation process	
Publish within a local newspaper and display within the municipal office notice of the By-law	Advertised in the Mercury Public Notices on Saturday, 16 November 2024
Make the RIS & By-law available for inspection	Uploaded to Councils' website and copies available in the municipal office
Submissions received on the By-law must be considered by Council and if Council decides to alter a By-law it must be by absolute majority. If the alteration significantly changes the By-law council must give notice to the public	One submission received, being considered at the January 2025 Council meeting
The By-law is certified by a legal practitioner and the General Manager	Not yet completed
The certified By-law is sent to the Director of local Government	Not yet completed
By-law is published in the Tasmanian Government Gazette	Not yet completed
The By-law is made available for purchase and is put on Council's website	Not yet completed
By-law is sent to subordinate Legislation Committee	Not yet completed
By-law is tabled in parliament	Not yet completed

The draft By-law is attached to this report below.



**GREG ROBERTSON**  
**MANAGER HEALTH & COMPLIANCE**

Date: 2 January 2025

Attachments (35 pages)





# PUBLIC PLACES BY-LAW

BY-LAW 1 OF 2025

BY-LAW MADE UNDER SECTION 145

OF THE LOCAL GOVERNMENT ACT 1993

FOR THE PURPOSE OF

REGULATING MATTERS IN PUBLIC PLACES WITHIN THE  
MUNICIPAL AREA

## PART 1 - PRELIMINARY

### Short Title

1. This By-law may be cited as the *Public Places By-law 2025*.

### Application

2. This By-law:
  - (a) applies to the Municipal Area;
  - (b) does not apply to a councillor or an employee of the Council or a contractor or agent of the Council where such person is carrying out authorised activities in or on any Council land or premises in the course of performing duties for and on behalf of Council; and
  - (c) does not apply to any Council land or premises which is the subject of a lease from the Council to any person or entity under Division 1 of Part 12 of the *Local Government Act 1993 (Tas)*.



### Interpretation

3. In this By-law, the following terms have the following meanings:-

**“Authorised Officer”** means:

- (a) the General Manager; or
- (b) an employee of Council authorised by the General Manager for the purposes of this By-law’;

**“Boat Ramp”** means an access ramp for launching boats into the sea;

**“Busking”** means conducting a performance in a public place for the purpose of obtaining fee or reward;

**“By-law”** is a reference to this Public Places By-law No. 1 of 2025;

**“Camp”** includes

- (a) to erect portable shelter suitable for sleeping in overnight, whether or not that portable shelter is on or attached to a vehicle; or
- (b) being in any such portable shelter at any time during a night; or
- (c) to sleep at any time during a night in the open or in any vehicle or shelter or a building.

**“Children’s Playground”** means any area in which children’s play equipment is installed and extends for a distance of ten (10) metres in all directions from such play equipment;

**“Council”** means the Sorell Council (ABN 12 690 767 695);

**“Council land”** means:

- (d) all public land as defined by section 177A(1) of the *Local Government Act 1993* and as recorded on the municipal map maintained on behalf of Council;
- (e) any other land owned by Council; and
- (f) any land in which Council has an interest including by way of a lease or licence; and includes:
- (g) any road, footpath, nature strip or parking area within any of those areas; and any structure or building erected on those areas;
- (h) a nature area;
- (i) a park;

but does not include a highway;

**“Dump Point”** means a facility to receive the discharge from any holding tank or device installed in any caravan or recreational vehicle containing toilet waste and/or greywater;



**“Food Business”** has the meaning given to that term in section 6 of the *Food Act 2003* (Tas);

**“General Manager”** means the General Manager appointed by the Council pursuant to section 61 of the *Local Government Act 1993*;

**“Hunting Equipment”** has the meaning given to that term in section 3(1) of the *Nature Conservation Act 2002* (Tas);

**“Liquor”** has the meaning given to that term in section 3(1) of the *Police Offences Act 1935* (Tas);

**“Marine Facility”** means a jetty or boat ramp owned or operated by Council.

**“Municipal Area”** means the municipal area of the Sorell Council defined in accordance with section 16 of the *Local Government Act*;

**“Overnight Parking Area”** means any area of Council land designated by the General Manager for the overnight parking of recreational vehicles, caravans, motorhomes or similar motor vehicles;

**“Owner”** means the registered proprietor of any land and includes, without limitation, an Occupier or any other person having the control and management of any land;

**“Parking Area”** means any area designated by Council for the parking of vehicles and includes all equipment, signs, access ways, fences and structures used in conjunction with or in any way connected with same;

**“Parking Space”** means any space within a Parking Area delineated by lines or other markings on the ground or indicated by any other method, of sufficient clear space to accommodate a vehicle;

**“Penalty unit”** means the amount of money set under the *Penalty Units and Other Penalties Act 1987*

**“Permit”** means a statement in writing, with or without conditions, issued by an Authorised Officer which permits the carrying out of an activity regulated by this By-law, applications for which are made in accordance with Part 9 of this By-law;

**“Public Building”** means a structure or building owned, occupied by or under the control of the Council and includes the land upon which such building is situated;

**“Public Reserve”** means:

- (a) all reserves, beaches, coastal or river foreshore areas, rockeries, areas of bushland, footpaths, natural areas, planted embankments, nature strips, median strips, areas reserved by

Council specifically for the parking of caravans or recreational vehicles, plantations, sports grounds, recreation grounds, swimming pools, parks or gardens, water storage areas (including but not limited to dams or ponds) which are owned by, or under the care, control and management of, the Council; and:

- i. all Council Public Buildings;
- ii. all Recreation facilities; and
- iii. all Council Parking Areas;

**“Recreational Facility”** means a sports centre, recreational area, sports court or playing field, hall, marine facility, boat ramp or any part thereof of such facility;

**“Road”** has the meaning given to that term in section 3(1) of the *Roads and Jetties Act 1935* (Tas);

**“Smoke”** means to:

- (a) smoke, hold or otherwise have control over an ignited cigarette, cigar or pipe; or
- (b) permit the release of smoke or fumes from a burning cigarette, cigar or pipe;

**“User Agreement”** means an agreement between Council and a person or organisation using Council land or recreational facility.

**“Wheeled Recreational Vehicle”** means a trail bike, motor bike, buggy, or similar vehicle that is powered by an internal combustion engine or battery. But does not include an electric power assisted bike that is intended or capable of being peddled or an electric wheelchair or other similar mobility device;

**“Wildlife”** has the meaning given to that term in section 3(1) of the *Nature Conservation Act 2002* (Tas).

## PART 2 – USE OF PUBLIC RESERVES

### 4. **Management and control of public places**

- (1) The General Manager may by notice make rules for and regulate the management, control and use of Council land, public reserves, recreational facilities and all other Council land in accordance with this By-law;
- (2) A notice made under sub-clause (1) may be placed on the council land or otherwise published or displayed as the General Manager considers appropriate;
- (3) A person on Council land must obey the terms and conditions of any notice issued under sub-clause (1);
- (4) An Authorised Officer may issue directions to any person in relation to their use or treatment of or presence on Council land or recreational facility;
- (5) A direction by an Authorised Officer may be in writing or given orally;
- (6) An Authorised Officer may remove a person from Council land or recreational facility if they reasonably believe that person has is offending against this By-law; and
- (7) A person must obey the request and directions of an Authorised Officer concerning the use of Council land.

**PENALTY: a fine not exceeding 10 penalty units**

### 5. **Closure of Council Land or Recreational Facility**

- (1) An Authorised Officer may close Council land or a recreational facility or any part of Council land to members of the public.
- (2) A person must not enter upon or remain in Council land, or part thereof, or recreational facility that has been closed to members of the public without first obtaining a permit to do so.

**PENALTY: a fine not exceeding 5 penalty units**

### **Hire of Council Land or Recreational Facilities**

6.

- (1) An Authorised Officer may grant a Permit for the letting or hiring of all or part of a Council Land or Recreational Facility to any person or entity.
- (2) An Authorised Officer may impose such terms and conditions upon a Permit issued pursuant to sub-clause 6(1) of this By-law as the Authorised Officer sees fit in all of the relevant circumstances, with respect to:
  - (a) The duration the permit applies;
  - (b) Location of where an activity is authorised to be undertaken or conducted;
  - (c) The number of person/s that are authorised to use Council land or a recreational facility;
  - (d) The type of activity that is or is not permitted;
  - (e) Conduct or behavior of person/s undertaking an activity on Council land or recreational facility;
  - (f) The qualifications and/or experience of a person/s working on Council land or within a recreational facility;
  - (g) Payment of a bond or provision of security;
  - (h) The responsibility for repairing damage to Council land or a Recreational Facility; and
  - (i) The sale of alcohol or other goods or services;
- (3) An Authorised Officer may instead of, or in addition to, issuing a permit under clause 6(1) may require:
  - (a) a person to sign a User Agreement prior to hiring any Council land or recreational facility in place of granting a permit. An agreement has no effect until any prescribed Council fee has been paid; and
  - (b) a permit holder or hirer to pay a bond to the General Manager in such sums as the General Manager may determine to ensure performance of that person's obligations and requirements under a permit or user agreement.
- (4) A person wishing to hire a Recreational Facility may apply to the General Manager to use a Recreational Facility for a specified period of time. The Authorised Officer in determining a request to hire a Council facility will take into consideration the following matters:
  - (a) The availability of the facility;

- (b) If the proposed use of the facility is likely to cause damage to the facility;
  - (c) If the proposed activity is likely to cause offence or a nuisance to the public;
  - (d) Any impacts on other users of that facility or adjoining facilities; and
  - (e) Payment of prescribed hire fees.
- (5) An Authorised Officer may refuse a request to hire a Recreational Facility made under sub-clause 6(4), if the Authorised Officer refuses a request, reasons must be provided.
- (6) A person on being notified of a refusal issued pursuant to sub-clause 6(5) may within 7 days of receiving notification of refusal apply to the General Manager for a review of the decision. The General Manager at their sole discretion may either dismiss the appeal or agree to hire the recreational facility to the person under terms and conditions that the General Manager considers appropriate.
- (7) A User Agreement may contain any or all of the following matters:
- (a) conditions on how and when the facility may be used;
  - (b) the duration of the agreement;
  - (c) required insurance;
  - (d) cleaning and maintenance of the facility;
  - (e) a requirement to provide security;
  - (f) the availability of the facility during an emergency or natural disaster.
- (8) The General Manager may at their discretion cancel a User Agreement if the terms and conditions of the User Agreement are not being complied with.
- (9) A User Agreement only comes into effect once signed by the General Manager and the user of the facility.

#### **Non-compliance with hire conditions**

- (10) A person or entity must not fail to comply with the terms and conditions of a Permit or agreement issued pursuant to sub-clause 6(1) or 6(3) of this By-law.

**PENALTY: a fine not exceeding 20 penalty units.**

(11) If a permit holder or a hirer fails to carry out any obligation or requirement of a permit or agreement the General Manager may carry out the obligation or requirement and may deduct the cost of the works from the bond paid under clause 6(3), or the General Manager may recover in a court of competent jurisdiction from the person any expenses incurred by it in doing so less the amount of the bond paid by the person for that purpose, if any, as a debt due to it.

#### **Sub-lease of Council land or Recreational Facility**

7. A person or entity who has leased or hired all or part of a Public Reserve must not sub-lease or re-let the relevant area without first obtaining a Permit to do so.

**PENALTY: a fine not exceeding 20 penalty units.**

#### **Peaceable use of Council Land**

8. Whilst on Council Land, a person must not do or perform any act which unreasonably interferes with, or is likely to unreasonably interfere with, the lawful or peaceable use of the Council Land by any member of the public.

**PENALTY: a fine not exceeding 10 penalty units.**

#### **Functions**

9. Within a Public Reserve, a person must not conduct any public or private function, party or reception at which more than fifty (50) people are present unless the person has first obtained a Permit to do so.

**PENALTY: a fine not exceeding 5 penalty units.**

#### **Creation of entrances to Council Land**

10. (1) A person who owns or Occupies land adjoining Council Land must not have or create an entrance from that land to the Council Land (an "**Entrance**") unless the person has sought and obtained a Permit to do so.

**PENALTY: a fine not exceeding 10 penalty units.**

- (2) At any time, an Authorised Officer may direct in writing the owner or Occupier of any land to permanently close any unauthorised Entrance and may specify the method of closure.
- (3) Any person who receives a written direction under sub-clause 10(2) of this By-law must within two (2) weeks of receiving the direction close the Entrance and, if a method of closure is specified in the direction, comply with that method.

**PENALTY: a fine not exceeding 10 penalty units.**

- (4) The Council may carry out any and all works reasonably required to give effect to a direction issued under sub-clause 10(2) of this By-law in the event that:
  - (a) the person to whom the direction is issued fails to comply within the stipulated time frame; or
  - (b) the Entrance has not been closed using the method specified in the relevant direction,
 and if Council takes such action clause 55 and 56 of this By-law will apply.

**11. Overnight Parking Areas for caravan, motor homes and other Recreational Vehicles**

- (1) The General Manager may in relation to Overnight Parking Areas for caravans, motor homes and other Recreational Vehicles:
  - (a) establish rules specifying how the area may or may not be used; and
  - (b) designate the maximum number of days that a vehicle may be parked in an overnight parking area;
- (2) Council may charge daily or weekly fees for parking vehicles in a designated Overnight Parking Area.

- 12.
- (1) A person with a vehicle parked in an Overnight Parking Area must:
- (a) obey any of the General Manager's rules or instructions displayed on signage in the Overnight Parking Area;
  - (b) not play loud music or operate a noisy generator or other equipment that causes annoyance to another person staying in the overnight parking area or any nearby residential property;
  - (c) dispose of all toilet waste and other wastewater into the designated 'wastewater dump point' or other location specified by the General Manager; and
  - (d) dispose of all rubbish or recycling materials into a designated waste or recycling bin or receptacle.

**PENALTY: a fine not exceeding 10 penalty units**

- 13.
- (1) An Authorised Officer may direct a person to leave an Overnight Parking Area or to remove a vehicle or other equipment from an Overnight Parking Area if that person is not complying with General Manager's rules made in accordance with clause 4 and 11(1).
- (2) A person must comply with a direction from an Authorised Officer given under sub-clause (1).

**PENALTY: a fine not exceeding 10 penalty units**

### PART 3 – DISALLOWED ACTIVITIES

#### Erection of structures

- 14.
- (1) A person must not erect a building, stairs, tent, booth or other structure on Council Land unless the person has sought and obtained a Permit to do so.

**PENALTY: a fine not exceeding 10 penalty units.**

- (2) An Authorised Officer may remove any unauthorised building, stairs, tent, booth or other structure and take any reasonable measure to return Council Land to the condition it was in before the structure was erected.



### Erection of signs

15.

- (1) A person must not erect or allow to be erected a sign, banner or billboard on Council Land, unless the person has sought and obtained a Permit to do so.

For the purposes of this sub-clause, erecting includes mounting a sign on or within a vehicle or trailer.

**PENALTY: a fine not exceeding 10 penalty units.**

- (2) An Authorised Officer may remove any unauthorised sign, banner or billboard erected on Council Land and store and detain such unauthorised sign, banner or billboard in a secure location.

### Dining on Council Land

16.

- (1) In this clause 16, the term "Outside Dining" means the consumption of food or beverages from a Food Business by a customers of that business.
- (2) A person must not place, permit or allow to be placed, on Council Land any furniture which encourages or facilitates, or may encourage or facilitate, Outside Dining on Council Land unless the person has sought and obtained a Permit to do so.

**PENALTY: a fine not exceeding 10 penalty units and for a continuing offence 1 penalty unit per day**

### Conducting trade or commerce

17.

- (1) On Council Land, a person must not offer for sale, lease or hire any goods or carry on any business involving the provision of services unless the person has sought and obtained a Permit to do so.
- (2) A person must not store, operate or otherwise conduct business from a vehicle, tent, stall or the like situated on Council Land other than in a location specifically designated by the General Manager where businesses may operate.

**PENALTY: a fine not exceeding 10 penalty units.**

- (3) The General Manager may designate one or more locations on Council Land within the Municipal area where businesses may operate.
- (4) This clause does not apply to a community organisation or sporting club undertaking fund raising activities on Council land or facilities where that club or organisation has a current hire agreement or lease in place.

**Distribution of advertising materials**

- 18. On Council Land a person must not distribute or arrange to be distributed any advertisement, book, card, notice, pamphlet, print, paper or placard unless the person has sought and obtained a Permit to do so.

**PENALTY: a fine not exceeding 5 penalty units.****Busking, preaching, concerts and similar activities**

- 19. On Council Land, a person must not engage in:
  - (a) Busking; or
  - (b) an assembly or concert; or
  - (c) preaching; or
  - (d) organise or participate in an assembly, rally, public speaking or similar activity

or any similar activity unless the person has sought and obtained a Permit to do so.

**PENALTY: a fine not exceeding 10 penalty units.****Organised sports**

20. On Council Land, a person must not conduct any organised sport (including training) or organised sporting contest unless the person has sought and obtained a Permit to do so.

**PENALTY: a fine not exceeding 20 penalty units.**

#### **Other organised activities**

21. On Council Land, a person must not conduct any organised amusement, or entertainment for financial reward unless the person has sought and obtained a Permit to do so.

**PENALTY: a fine not exceeding 20 penalty units.**

#### **Use of Children's Playground or exercise equipment**

22. (1) A person must not misuse or damage any Children's Playground or exercise equipment situated on Council Land.

**PENALTY: a fine not exceeding 10 penalty units.**

- (2) On Council Land, a person must not consume liquor on or within ten (10) metres of any Children's Playground.

**PENALTY: a fine not exceeding 10 penalty units.**

#### **Playing golf**

23. On Council Land, a person must not play or practice golf or permit any person to play or practice golf except where signs or notice boards installed by Council permit such activity.

**PENALTY: a fine not exceeding 5 penalty units.**

#### **Use of radios and loudspeakers**

24. On Council Land, a person must not use or operate any television, radio, loudspeaker, microphone, tape recorder, compact disc or other equipment used to amplify sound or play recorded music at volumes that interfere with, or are likely to interfere with, the

peaceable use and enjoyment of the Public Reserve by other members of the public unless the person has sought and obtained a Permit to do so.

**PENALTY: a fine not exceeding 10 penalty units.**

#### **Use of change rooms and public toilets**

25.

(1) On Council Land or recreational facility, a person over the age of ten (10) years must not enter a change room or public toilet reserved for the use of people of the opposite sex except where such entry is for the sole purpose of assisting one or more people who are:

- (a) injured, being threatened or are otherwise in danger; or
- (b) elderly, disabled, or under the age of ten (10) years.

(2) Sub-clause (1) does not apply to a designated unisex toilet.

**PENALTY: a fine not exceeding 5 penalty units.**

#### **Collection of money**

26. On Council Land, a person must not take up a collection of money unless the person has sought and obtained a Permit to do so.

This clause does not apply to a community organisation or sporting club undertaking fund raising activities on Council land or facilities where that club or organisation has a current hire agreement or lease in place.

**PENALTY: a fine not exceeding 5 penalty units.**

#### **Camping**

27. On Council Land, a person must not camp or set up a caravan or motorhome unless the person has sought and obtained a Permit to do so.

**PENALTY: a fine not exceeding 10 penalty units.**

### Animals

28.

- (1) Subject to sub-clause 28(2), On Council Land a person must not:
- (a) ride any Prescribed Animal; or
  - (b) permit any Prescribed Animal to walk, exercise, stray, forage or graze, unless the person has sought and obtained a Permit to do so.

**PENALTY: a fine not exceeding 5 penalty units.**

- (2) The activities prescribed in sub-clause 28(1) may be conducted:
- (a) on Roads, paths, tracks or other areas on Council Land that Council has specifically provided for such activities; or
  - (b) where signs or notice boards installed by Council indicate that such activities are permissible.
- (3) In this clause 28, the term "**Prescribed Animal**" means any live vertebrate animal other than:
- (a) a dog as defined by in section 3 of the *Dog Control Act 2000* (Tas); or
  - (b) native birds and animals.

### Projectiles

29.

- (1) On Council Land, a person must not:
- (a) use a slingshot, catapult, bow, or any other similar device;
  - (b) release, fire or otherwise discharge fireworks; or
  - (c) discharge a firearm.
- Unless the person has sought and obtained a Permit to do so;

**PENALTY: a fine not exceeding 10 penalty units**

### Breaking of glass

30. On Council Land, a person must not intentionally or willfully break any item comprised wholly or partly of glass.

**PENALTY: a fine not exceeding 5 penalty units.**

#### **Abuse of an Authorised Officer**

31. A person must not threaten, intimidate, or use abusive language towards an Authorised Officer acting in the course of their employment in relation to or in connection with any matter relating to Council Land including the enforcement of this By-law.

**PENALTY: a fine not exceeding 10 penalty units.**

#### **Liquor free areas**

- 32.
- (1) The General Manager may by notice declare Council land, a Public Reserve or Recreational Facility or part thereof, as “**Liquor Free Area**”.
  - (2) Within a Liquor Free Area, a person must not:
    - (a) have in their possession, custody or control any Liquor; or
    - (b) consume any Liquor;
 unless the person has sought and obtained a Permit to do so.
  - (3) A notice declaring a “Liquor Free Area” made under sub-clause (1) must be displayed on signage situated on Council Land or within a Recreational Facility where the notice applies.

**PENALTY: a fine not exceeding 10 penalty units.**

#### **33. Marine facility**

- (1) A person must not moor or leave a vessel at a Marine Facility that obstructs another vessel, other than while that vessel is being launched into or retrieved from, marine waters;

- (2) A person must not park a motor vehicle or boat trailer on a boat ramp in a manner that obstructs access to a boat ramp other than while a boat is being launched or retrieved from the water; and
- (3) A person must not clean fish, leave any remains of fish or bait on a boat ramp or associated jetty.

**PENALTY: a fine not exceeding 10 penalty units.**

#### PART 4 - DAMAGE TO PROPERTY

##### Damage to Council property

34. On Council land a person must not move, remove, disturb, tamper with, destroy or cause any damage to:
  - (1) trees, wood, shrubs, flowers, grasses, vegetation or any other plants;
  - (2) sod, turf, loam, sand, gravel, stone or any similar materials;
  - (3) pipes, taps, sprinklers, hoses, fountains (both decorative and drinking), ponds, or other infrastructure concerned with the storage and/or reticulation of water; or
  - (4) any other item of Council property installed or otherwise located on Council land or within a Public Reserve.

unless a person has a permit or authorization from an Authorised Officer or the person is mowing a nature strip on the side of a Council road immediately adjoining that person's place of residence.

**PENALTY: a fine not exceeding 10 penalty units.**

**Damage to items of architectural, archaeological, &c., interest**

35. On Council Land, a person must not remove, damage, deface or disturb any object of architectural, archaeological, historical or scientific significance or interest unless the person has sought and obtained a Permit to do so.

**PENALTY: a fine not exceeding 10 penalty units.**

**Protection of Wildlife**

36. On Council Land or within a Public Reserve, a person must not:
- (1) take or have in his or her possession, control or custody any Wildlife or the products of Wildlife;
  - (2) interfere with the nest, breeding place or habitation or any Wildlife; or
  - (3) intentionally rouse or disturb any Wildlife,
- unless the person has sought and obtained a Permit to do so.

**PENALTY: a fine not exceeding 20 penalty units.**

**Hunting equipment**

37. On Council Land, a person must not:
- (1) use or have in his or her possession any Hunting Equipment;
  - (2) lay or set any trap or snare; or
  - (3) deposit any poisonous or chemical substance,
- unless the person has sought and obtained a Permit to do so.

**PENALTY: a fine not exceeding 20 penalty units.**

**Lighting fire**

38. On Council Land, a person must not light a fire other than within a fireplace or other designated location provided by Council for such



use by the public, unless the person has sought and obtained a Permit to do so.

**PENALTY: a fine not exceeding 10 penalty units.**

#### **Graffiti**

39. On Council Land or within a Public Reserve, a person must not mark, draw on, write on or in any other way deface any thing on Council Land or recreational facility Council property unless the person has sought and obtained a Permit to do so.

**PENALTY: a fine not exceeding 10 penalty units.**

#### **Removal of wood**

40. A person must not collect or remove any wood or timber from a Public Reserve unless the person has sought and obtained a Permit to do so.

**PENALTY: a fine not exceeding 10 penalty units.**

#### **Setting up 'unattended' video, audio or surveillance equipment**

41. A person must not setup, operate, establish or use unattended video or audio recording devices on Council Land unless that person has obtained a Permit under Part 9 of this By-Law.

In this clause unattended means not being in close proximity to the person who is operating the recording device.

**PENALTY: a fine not exceeding 10 penalty units.**

## **PART 5 – VEHICLES**

#### **Parking of vehicles**

42. (1) On Council Land, a person must not park a vehicle:
- (a) in an area that is not a Parking Area;
  - (b) otherwise than as directed by an Authorised Officer or by signs and notice boards erected by Council; or

- (c) in a position where it obstructs the entry or exit of any vehicle to any Parking Space or any Parking Area.

**PENALTY: a fine not exceeding 5 penalty units**

- (2) An Authorised Officer may remove, or arrange for the removal of, any vehicle found in breach of sub-clause 42(1) and store and detain such vehicle in a secure location.

**Driving of vehicles**

43. A person must not drive a vehicle on Council Land,
- (1) except on a Road, path, or track provided for that purpose; or
  - (2) at a speed greater than twenty (20) kilometres per hour or at any speed that is unsafe in all of the circumstances.

**PENALTY: a fine not exceeding 5 penalty units.**

**Parking when Public Reserve is closed**

- 44.
- (1) An Authorised Officer may close a Public Reserve in whole or in part to vehicular traffic.
  - (2) When a Public Reserve is closed to vehicular traffic a person must not:
    - (a) enter the relevant Public Reserve with a vehicle; or
    - (b) fail to remove their vehicle, or any vehicle driven upon the Public Reserve by them, from the Public Reserve when requested to do so by an Authorised Officer.

**PENALTY: a fine not exceeding 5 penalty units.**

**Entry and exit of Parking Area**

45. A person driving a vehicle in a Public Reserve must not enter or leave a Parking Area except by an appropriately marked access or egress point.

**PENALTY: a fine not exceeding 5 penalty units.**

**Reserved Parking Spaces**

46.

- (1) An Authorised Officer may specify:
  - (a) the location of reserved Parking Areas and reserved Parking Spaces; and
  - (b) the conditions that apply to the use of reserved Parking Areas and reserved Parking Spaces.
- (2) A person must not park or leave a vehicle in a Parking Space or Parking Area which is designated by the General Manager to be "Reserved" unless the vehicle displays a Permit issued by an Authorised Officer which entitles the holder of that Permit to park in a "Reserved" area.

**PENALTY: a fine not exceeding 5 penalty units.**

- (3) An Authorised Officer may remove, or arrange for the removal of, any vehicle found in breach of sub-clause 47(2) and store and detain such vehicle in a secure location.

**Washing, operating, dismantling and/or repairing vehicles**

47.

- (1) Subject to sub-clause 47(2), on Council land a person must not dismantle, paint, wash, sweep out, service or repair any vehicle unless the person has sought and obtained a Permit to do so.

**PENALTY: a fine not exceeding 5 penalty units.**

- (2) Sub-clause 47(1) does not apply to any activity which is reasonably necessary to enable any vehicle to move from, or to be removed from, Council Land.
- (3) A person must not on Council Land ride, drive or use a Wheeled Recreational Vehicle unless;
  - (a) In accordance with a permit issued under Part 9 of this By-Law;
  - or

(b) On roads, paths or tracks where signs or notices indicate that the use of wheeled recreational vehicles is allowed.

**PENALTY: a fine not exceeding 5 penalty units.**

#### **Non-derogation**

48. This Part 5 does not detract from or otherwise affect the operation of Part VII of the *Local Government (Highways) Act 1993* (Tas).

## **PART 6 – MISCELLANEOUS**

#### **Commission of offence**

49. Any person who contravenes or fails to comply with any provision of this By-law is guilty of an offence and liable on conviction to the penalty set out in the relevant part of this By-law.

#### **Powers of Authorised Officers**

50. For the purposes of this By-law, Authorised Officers are authorised to:

- (a) remove any person from Council Land or Recreational Facility whom they reasonably believe is offending against this By-law; and
- (b) remove anything which is on Council Land or within or on a Recreational Facility without the approval of the General Manager.

#### **Powers of Police Officers**

51.

(1) For the purposes of this By-law, police officers are authorised to:

- (a) assist any Authorised Officer to carry out an action specified in clause 45;

- (b) remove any person from Council Land or Recreational Facility whom they reasonably believe is offending against this By-law;
  - (c) remove anything which is on Council Land or within or on a Recreational Facility without the approval of the Council; and
  - (d) arrest a person who is on Council Land or on or within a Recreational Facility and whom the police officer reasonably believes is offending against this By-law.
- (2) Subject to the provisions of any Act, the General Manager, an Authorised Officer or a Police Officer is not liable to any person against whom any action is taken pursuant to this By-law, for any honest act or omission done or made in the exercise or purported exercise of the power or in the performance or purported performance of any function, power or authorization under this By-law.

#### **Regulation of activities**

52.

- (1) An Authorised Officer may give reasonable directions to any person using, playing or engaging in any game, sport or other activity on Council Land or within a Recreational Facility which regulates the manner in which the activity is conducted with the aim of avoiding inconvenience or risk of danger to any other lawful users of Council Land or Recreational Facility.
- (2) A person must not fail to comply with a reasonable direction given by an Authorised Officer under sub-clause 52(1).

**PENALTY: a fine not exceeding 5 penalty units.**

#### **Supply of name and address**

53. If an Authorised Officer reasonably believes that a person is offending or has offended against a provision of this By-law, the Authorised Officer may request that the person give the Authorised Officer the person's name and address. A person must not:
- (a) fail to comply with a request made by an Authorised Officer pursuant to this clause 53; or

- (b) knowingly provide false information to an Authorised Officer in response to a request made pursuant to this clause 53.

**PENALTY: a fine not exceeding 5 penalty units**

## PART 7 – RECTIFICATION NOTICE & COSTS RECOVERY

### Rectification notices

- 54.
- (1) An Authorised Officer may give notice to a person who has done anything in contravention of this By-law which is capable of being rectified by any work or thing, requiring that person to do the work or thing that the Authorised Officer considers is reasonably required to rectify the consequences of that contravention.
  - (2) A notice given under sub-clause 55(1):
    - (a) is to be in writing, signed by an Authorised Officer; and
    - (b) is to be given to the person who contravened this By-law; and
    - (c) is to identify the relevant contravention of this By-law; and
    - (d) is to state the work or thing to be done that is required to rectify the contravention; and
    - (e) is to state the time by which the work or thing is to be completed; and
    - (f) may state the time by which the work or thing is to be commenced or any timetable for the commencement or completion of any part of the work or thing to be done; and
    - (g) may require that the work or thing be done only by such other person who has appropriate qualifications and experience.
  - (3) A person must not fail to comply with a notice given pursuant to sub-clause 54(1).

**PENALTY: a fine not exceeding 10 penalty units**

- (4) The Council may perform, or arrange for the performance of, any work or other matter required by a notice given under sub-clause 54(1) if such notice is not complied with within any timeframe stipulated in the notice or, where no timeframe is stipulated, upon the expiration of a reasonable period of time.

#### **Recovery of Council's expenses**

55.
  - (1) In addition to any penalty imposed, all expenses reasonably incurred by the Council as a consequence of any failure to comply with, or any contravention of, this By-law are recoverable by the Council as a debt payable by the person whose act or omission constituted the failure or contravention.
  - (2) A debt accrued pursuant to sub-clause 55(1) is recoverable by Council in a court of competent jurisdiction in addition to any penalty imposed in relation to a failure to comply with, or any contravention of, this By-law.

#### **Removed articles**

56. Council may retain any article removed from land by Council pursuant to a power contained in this By-law until such time as all fees, costs and charges pertaining to the removal, maintenance and storage of the article have been paid in full.

#### **Dealing with removed articles**

57. If a removed article is not claimed by the owner (or a person acting on the owner's behalf) within forty eight (48) hours following its removal pursuant to this By-law, the General Manger is to give notice in writing to the owner (if ascertainable) of the article containing the following particulars:
  - (a) a description of the article;
  - (b) the location from which the article was removed;
  - (c) the date of removal;

- (d) the location from which the article can be claimed;
  - (e) the fees, costs and charges payable in respect of the removal, maintenance and storage of the article; and
  - (f) that if the article is not claimed within fourteen (14) days of the issue of the notice that the article may be disposed of by Council.
58. If the owner of a removed article cannot be ascertained or found after making reasonable enquiries, and the General Manager is of the opinion that the value of the article is such that it warrants the costs of advertising, the General Manager is to publish on at least one (1) occasion a notice containing the particulars specified in clause 57 in a local newspaper circulating within the Municipal Area.

#### **Disposal of unclaimed articles**

59. Council may dispose of any removed article if:
- (a) the article is not claimed within fourteen (14) days of the issue of the notice referred to in clause 58; or
  - (b) the fees, costs and charges payable in respect of the removal and storage of the article have not been paid within fourteen (14) days of the issue of the notice referred to in clause 58; or
  - (c) where the owner is not ascertainable and has not come forward in response to the public advertisement, fourteen (14) days have elapsed from the date of the publication of the public advertisement in accordance with clause 58.
60. A removed article may be disposed of under clause 60:
- (a) by tender or public auction following notification in a local newspaper circulating within the Municipal Area; or
  - (b) in such manner as the General Manager sees fit if:
    - (i) no tender is received or no bids are made at a public auction; or
    - (ii) the General Manager is of the opinion (reasonably held) that the article is of such low value that it does not warrant the costs of a tender or public auction.



61. If a removed article is disposed of under clause 61, the General Manager must notify the owner of the article as soon as practicable if the owner can be ascertained or found after making reasonable enquiries. If the owner of the article so requests, then the proceeds obtained from the disposal of the article must be paid to the owner, less any fees that are due to Council, advertising costs, and any other costs incurred by the Council in the removal, storage, maintenance and disposal of the article.

## PART 8 – INFRINGEMENT NOTICES

- 62.
- (1) In this clause 63:
    - (a) the term **“Specified Offence”** means an offence against the clause of this By-law specified in Column 1 of Schedule 1 to this By-law;
    - (b) the term **“Infringement Notice”** means a notice which:
      - (i) is authorised under this Bylaw;
      - (ii) sets out the particulars of an alleged Specified Offence; and
      - (iii) gives an alleged offender the option of paying the penalty set out in the notice or having the matter dealt with in court.
  - (2) An Authorised Officer may:
    - (a) issue an Infringement Notice to any person that the Authorised Officer has reason to believe is guilty of a Specified Offence;
    - (b) issue one (1) Infringement Notice in respect of more than one Specified Offence; and
    - (c) impose a monetary penalty for the Specified Offence in respect of which the Infringement Notice is issued.

- (3) The penalties listed in Column 3 of Schedule 1 to this By-law are the prescribed penalties for the Specified Offences listed in Column 1 of that Schedule to which they respectively relate.
- (4) Payment of a monetary penalty must be made to the General Manager within twenty eight (28) days of the issue of the Infringement Notice to avoid the Infringement Notice being referred to the Director, Monetary Penalties Enforcement Service.
- (5) In addition to any other method of service, an Infringement Notice alleging that a vehicle has been used in relation to a Specified Offence may be duly served by affixing the Infringement Notice to that vehicle.
- (6) The *Monetary Penalties Enforcement Act 2005* (Tas) applies to all Infringement Notices issued pursuant to this By-law.
- (7) All monies payable to the Council under this By-law are a debt due to the Council and recoverable at law in a court of competent jurisdiction.

## PART 9 - PERMITS

### Applications for Permits

63. All applications for Permits to conduct activities regulated by this By-law must be lodged with the General Manager and accompanied by the following:
  - (a) a statement in writing of the type and nature of the activity proposed to be undertaken by the applicant; and
  - (b) a safety management plan or a description of any necessary safety measures that are appropriate for the proposed activity.

### Additional information

64. Upon receipt of an application for a Permit, an Authorised Officer or Council may request such other or additional information as the Authorised Officer or Council deems to be necessary in order to conduct a full and proper assessment of the application. Including but not limited to:

- (a) Evidence of public liability Insurance; and
- (b) a scaled drawing showing the location and extent of the proposed activity;

#### **Matters taken into account**

65. In deciding whether or not to grant a Permit, Council will have regard to the following matters (as applicable):
- (a) the potential for damage to Council infrastructure or land;
  - (b) public nuisance, amenity and safety;
  - (c) public access in the area;
  - (d) the maintenance of peace and good order;
  - (e) the movement of traffic in an area;
  - (f) the manner of any proposed advertising;
  - (g) the nature, size, shape extent and location of any proposed road furniture;
  - (h) the availability of suitable parking for motor vehicles in the area;
  - (i) representations made by any police officer;
  - (j) disturbance of existing business or commercial activities;
  - (k) Potential to impact on the environmental values of a public reserve or adjoining land;
  - (l) Any other relevant Council policy or legislation including, but not limited to, the *Building Act 2016* or *Land Use Planning and Approvals Act 1993*; and
  - (m) any other matters that are relevant to the application.

#### **Conditions of a Permit**

66. A Permit issued under this By-law may be subject to such terms and conditions as an Authorised Officer or General Manager considers appropriate in all of the circumstances.

**Compliance with terms and conditions**

67. The holder of a Permit must comply with the terms and conditions of that Permit.

**PENALTY: a fine not exceeding 10 penalty units**

**Form of Permit**

68. Every Permit issued under this By-law is to:
- (a) be in writing;
  - (b) bear the date on which it was granted;
  - (c) bear the name of the person or entity to which it is issued; and
  - (d) include all terms and conditions imposed by an Authorised Officer or General Manager.

**Duration of Permit**

69. All Permits will, unless otherwise specified in the Permit:
- (a) commence on the date of issue; and
  - (b) expire automatically at the conclusion of a specified period, or earlier if cancelled or suspended pursuant to clause 71 of this By-law.

**Cancellation and suspension of Permits**

70. The General Manager may suspend or cancel any Permit in the event that any term or condition of the relevant Permit is not complied with. In the event that the General Manager suspends or cancels a Permit, the General Manager must notify the Permit holder of the cancellation or suspension and provide written reasons for taking such action.

71. The cancellation or suspension of a Permit takes effect from the date of receipt of notice (oral or written) of suspension or termination (respectively) by the Permit holder.
72. When a Permit is suspended in accordance with clause 71:
  - (a) the activity authorised by the Permit cannot be carried out during the period of suspension; and
  - (b) the period of suspension will end upon the General Manager being satisfied that the suspension is no longer required and notifying the Permit holder of same.
73. The General Manager may cancel a suspended Permit at any time during the period of suspension. In the event that the General Manager cancels a suspended Permit, the General Manager must notify the Permit holder of the cancellation and provide written reasons for taking such action.

#### **Assignment of Permits**

74. A Permit must not be assigned, novated or in any other way transferred to any other person or entity except with the written consent of an Authorised Officer or General Manager.

#### **Recovery of debt through civil action**

75. All monies payable to the council or general manager in respect of an infringement notice are a debt due to the council and recoverable at law.

**SCHEDULE 1**  
**Public Places By-law No. 1 of 2025**

**INFRINGEMENT NOTICE OFFENCES**

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
<b>CLAUSE</b>	<b>GENERAL DESCRIPTION OF OFFENCE</b>	<b>PENALTY UNITS</b>
4(7)	Failure to obey directions of authorize officer	2.5
5(2)	Enter or remain in a closed Council Land	1.25
6(10)	Non-compliance with hire conditions	5
7	Sub-lease of Council Land or Recreational Facility	5
8	Interfere with peaceable use of a Council Land	2.5
9	Conducting functions	1.25
10(1)	Creation of entrance to Council Land	2.5
10(3)	Failure to close entrance to Council Land	2.5
12(1)	Failure to comply with rules of use of Overnight Parking Area	2.5
13(2)	Failure to comply with	2.5
14(1)	Erecting structures	2.5
15(1)	Erecting signs	2.5
16(2)	Placing furniture on Council Land without a Permit	2.5 plus 1 per day
17(2)	Sale of items	2.5
18	Distribution of advertisement	1.25
19	Busking, preaching, concerts and similar activities	2.5
20	Organised sport	5

Column 1	Column 2	Column 3
CLAUSE	GENERAL DESCRIPTION OF OFFENCE	PENALTY UNITS
21	Other organised activities	5
22(1)	Misuse or damage of Children's Playground or exercise equipment	2.5
22(2)	Consuming Liquor near Children's Playground	2.5
23	Playing golf	1.25
24	Use of radio and loudspeakers	2.5
25	Use of change rooms and public toilets	1.25
26	Collection of money	1.25
27	Camping in Council Land	2.5
28(1)	Animals in Public Reserves	1.25
29	Projectiles	2.5
30	Willfully breaking a glass item	1.25
31	Abusing Authorised Officers	2.5
32(2)	Possess or consume Liquor in Liquor free area	2.5
33	Obstruct access, leave vessel or clean fish at marine facility	2.5
34	Damaging, taking, &c., Council property	2.5
35	Damage to items of architectural, archaeological, &c., interest	2.5
36	Protection of Wildlife	5
37	Hunting Equipment	5
38	Lighting fire	2.5
39	Graffiti	2.5
40	Removal of wood	2.5
41	Setup recording equipment with a permit	2.5

Column 1	Column 2	Column 3
CLAUSE	GENERAL DESCRIPTION OF OFFENCE	PENALTY UNITS
42 (1)	Parking of vehicles	1.25
43	Driving of vehicles	1.25
44(2)	Parking when Public Reserve closed	1.25
45	Entry and exit of Parking Area	1.25
46(2)	Parking in reserved Parking Space	1.25
47(1)	Washing, dismantling and/or repair of vehicles	1.25
47(3)	Ride recreational vehicle in public reserve	1.25
52(2)	Failure to comply with a direction of an authorised officer	1.25
53	Failure to supply correct name and address	1.25
54(3)	Failure to comply with rectification notice	2.5
67	Failure to comply with Permit	2.5



Certified as being in accordance with the law by:  
, Australian Legal Practitioner

Dated this            day of                                  , 2025 at Hobart

Certified as being made in accordance with the Local Government Act  
1993:

.....  
General Manager

Dated this            day of                                  , 2025 at Hobart

The Common Seal of the Sorell Council was hereunto affixed in the  
presence of:

..... ) Mayor.

..... ) Deputy Mayor.

..... ) General Manager

Confirmed by me this            day of                                  , 2025 at Hobart.



## 21.0 ROADS AND STORMWATER

△

Nil Reports.

## 22.0 FACILITIES AND RECREATION

△

Nil Reports.

## 23.0 QUESTIONS FROM THE PUBLIC

△

In accordance with Regulation 31 of the Local Government (Meeting Procedures) Regulations 2015, Council will conduct a Public Question Time.

At each meeting the Mayor will invite those members of the public present to ask questions. When requested please:

- Stand up; and
- State clearly your name and address.

This time is allocated for questions from the public. Questions are to be kept brief and specific to the topic to which they relate.

Members of the public are reminded that questions and any answers to such questions are not to be debated.

Questions may be submitted to Council in writing at least seven (7) days before an ordinary Council meeting.

### 23.1 PUBLIC QUESTION ON NOTICE

Karena Gregory of Connelly's Marsh submitted the following questions on notice.

*Question 1.*

*Given that Council will receive no rates for Storm Bay developments, but the impacts will be borne by coastal communities as they have been both within Tasmania and globally, how does Council propose to budget for and implement coastal cleanups for plastics, debris and filamentous algae, or will this responsibility fall to communities?"*

General Manager response:

Marine debris from aquaculture operations is the responsibility of the operator to manage and is regulated by the NRE - Aquaculture Branch.



The NRE – Aquaculture website specifies requirements and regulations for the management of marine debris inclusive of instructions and a hotline for public to report occurrences.

The likelihood of biological debris occurring along the Sorell municipal coastline from the proposed smolt lease area 15klms to the south and the proposed grow out lease area 24klms to the south would form part of the proponents EIS that will be the subject of statutory assessment and a public exhibition and hearing process.

*Question 2.*

*An Australia Institute analysis of the real return to Tasmania suggests we will not reap any rewards but bear all the environmental and social consequences, in addition to impacting businesses that leverage our pristine waterways. Will the council request detailed socioeconomic modelling and assurances of economic contribution for the Storm Bay developments?*

**General Manager Response:**

The matters to be considered in the EIS must include socio-economic aspects. Upon exhibition of the EIS, Council will then be in a position to determine if additional analysis is necessary and further, that such a request forms part of a public submission from Council.

*Question 3.*

*Council highly regulates stormwater and sewage discharges to waterways. Given that open-pen salmon farming is permitted to discharge untreated waste to the marine environment, how does the Council propose to reconcile the discrepancy in such close proximity?*

**General Manager Response:**

Council carries out a regular recreational water sampling program at specified public swimming beaches. Results are analysed by the Public Health Laboratory and assessed by qualified staff in consultation with Public Health Tasmania.

Inputs from human and natural sources are varied and influenced by climatic and environmental conditions.

Recreational water sampling guidelines relate to bacterial indicators from warm blooded animals not from fish. Any potential impact on recreational water quality would be included in the EIS.

The extent to which salmon farming operations a minimum of 15 and 24klms respectively from the Sorell coastline would result in negative impacts to recreational water quality levels are not known. The type, quantity and timing of inputs from farming operations into Storm Bay must form part of the EIS to enable an informed assessment of potential impacts and their likelihood.



**AGENDA**

ORDINARY COUNCIL MEETING  
21 JANUARY 2025

*Question 4.*

*The LegCo Parliamentary inquiry found significant issues with salmon farming and the process that sees sole decision-making by a Minister. Given that Sorell Council has no say and no right of appeal over developments that will directly affect their coastal rate-paying communities, what plans does Council have to seek compensation or funds to address impacts, or does Council simply want to ignore the lived history of other councils in Tasmania?*

## General Manager Response:

At this stage Council has made no decision on seeking compensation or funds to address impacts.

The proponent has advised they are seeking to establish a revised MFDP lease area configuration in an area of Storm Bay assessed by IMAS as highly suitable for finfish farming. The proponent is preparing the requisite EIS.

It is submitted that until such time the EIS is publicly exhibited, Council is not in a position that would be considered to form a reasonable or robust evidentiary basis to seek compensation or funds to address potential but as yet unquantified impacts.

*Question 5.*

*Residents bought coastal properties without being made aware of the potential for adjacent industrial operations to be approved, with 24/7 impacts from noise, light, and marine debris. How will the Council ensure that conveyancing processes are sufficient to warn potential residents of marine zoning so they can make informed decisions and select not to buy in Sorell municipality should they choose to live in peace?*

## General Manager Response:

Statutory S.337 certificates issued pursuant to the Local Government Act 1993 contained prescribed questions determined by the State Government. Review and update of the specified matters occurs infrequently.

Council could advocate through the LGAT for this to be considered given aquaculture operations are applicable to a number of LGA's.

*Question 6.*

*Given the prevalence of noise complaints in other Tasmanian municipalities and the inaction of the EPA to deal with these, how does Sorell Council propose to ensure the amenity of affected residents?*

## General Managers Response:

Evidence based noise complaints associated with salmon farming would be a matter for the EPA noting Council would have a statutory role and input if noise impacts to residents breach regulated limits.

**AGENDA**

ORDINARY COUNCIL MEETING  
21 JANUARY 2025

With the proposed MFDP lease areas, given their distance from the Sorell coastline and that vessels servicing the sites would be travelling from Margate, the likelihood of noise complaints is very low.



## CLOSED MEETING

Members are advised that items listed below in the CLOSED SESSION AGENDA are classified as CONFIDENTIAL ITEMS in accordance with the provisions of the Local Government Act 1993.

A Councillor must not discuss any item listed in a CLOSED SESSION AGENDA with any person (except another elected member, the General Manager or the author of a report to the closed session of Council or a Council Committee) without a specific resolution of the Council or a Council Committee that considered the report.

Section 338A (1) of the Local Government Act 1993 states that a Councillor must not disclose information:

*(a) seen or heard by the Councillor at a meeting or part of a meeting of a council or council committee that is closed to the public that is not authorised by the council or council committee to be disclosed; or*

*(b) given to the Councillor by the mayor, deputy mayor, chairperson of a meeting of the council or council committee or the general manager on the condition that it be kept confidential.*

Section 338A (3) states that a member must not disclose information acquired as such a member on the condition that it be kept confidential.

Additionally, Section 339 of the Local Government Act 1993 states that:

- (1) A councillor or a member must not make improper use of any information acquired as a councillor or member.*
- (3) Improper use of information includes using the information –*
  - (a) to gain, directly or indirectly, an advantage or to avoid, directly or indirectly, a disadvantage for oneself, a member of one's family or a close associate; or*
  - (b) to cause any loss or damage to any council, controlling authority, single authority, joint authority or person.*



## 24.0 CLOSED MEETING

△

The General Manager advised that in his opinion the listing of agenda item/s:

Reference	Item
24.1	Confirmation of the Closed Council Minutes of the Council Meeting of 10 December 2024– <i>Regulation 34(3)</i>
24.2	Disclosure of confidential information – <i>Regulation 15(8)</i>
24.3	Audit Panel Meeting Minutes November 2024 – <i>Regulation 15(2)(g)</i>
24.4	Tender C-25-T-006 Kellevie Road Safer Rural Roads Program – <i>Regulation 15(2)(d)</i>

As prescribed items in accordance with Regulations 15 and 34 of the Local Government (Meeting Procedures) Regulations 2015, and therefore Council may by absolute majority determine to close the meeting to the general public.

### RECOMMENDATION

That the meeting be closed to the public to enable Council to consider agenda items 24.1 - 24.4 which are confidential matters as prescribed in Regulations 34 and 15 of the Local Government (Meeting Procedures) Regulations 2015.

## 24.1 CONFIRMATION OF THE CLOSED MINUTES OF THE COUNCIL MEETING OF 12 DECEMBER 2023

△

### RECOMMENDATION

"That the Closed Minutes of the Council Meeting held on 10th December 2024 be confirmed."

## 24.2 AUTHORISATION TO DISCLOSE CONFIDENTIAL INFORMATION

△

### RECOMMENDATION

"That in accordance with Regulation 15(9) of the Local Government (Meeting Procedures) Regulations 2015, the Mayor and General Manager be authorised to disclose information from this 'Closed Section' of this meeting in the course of implementing the decisions of Council."



**24.3 SORELL COUNCIL AUDIT PANEL MEETING MINUTES**

**24.4 TENDER C-25-T-006 KELLEVIE ROAD SAFER RURAL ROADS PROGRAM**





## 25.0 ACRONYMS



AGM	Annual General Meeting
AFL	Australian Football League
AIR	Australian Immunisation Register
ASU	Australian Services Union
ATO	Australian Taxation Office
AWTS	Aerated Wastewater Treatment Systems
BEST	Business and Employment Southeast Tasmania
CAC	Community Administration Centre
CEO	Chief Executive Officer
CLRS	Councillors
CPR	Cardiopulmonary Resuscitation
CRM	Customer Request Management
CRDSJA	Copping Refuse Disposal Site Joint Authority
DEDTA	Department Economic Development, Tourism & The Arts
DECYP	Department for Education, Children and Young People
DPAC	Department of Premier & Cabinet
DPFEM	Department of Police, Fire and Emergency Management
DSG	Department of State Growth
DST	Destination Southern Tasmania
EBA	Enterprise Bargaining Agreement
EOI	Expressions of Interest
EOFY	End of Financial Year
EPA	Environment Permit Authority
EWaste	Electronic Waste
FMAC	Fire Management Assessment Committee
GM	General Manager
ICT	Information Communication Technology
LGAT	Local Government Association of Tasmania
LPS	Local Provisions Schedule
LTFP	Long Term Financial Plan
LTI	Lost Time Injury
MAST	Marine & Safety Tasmania
MEMC	Municipal Emergency Management Committee
NBN	National Broadband Network
NRE	Department of Natural Resources and Environment Tasmania
NRM	Natural Resource Management
PWS	Parks and Wildlife Service
RACT	Royal Automobile Club of Tasmania
RDA	Regional Development Australia
RSL	Returned Services League
RTI	Right to Information
SBIP	School Based Immunisation Program
SEI	South East Irrigation
SEBA	South East Basketball Association
SENA	South East Netball Association



### AGENDA

ORDINARY COUNCIL MEETING  
21 JANUARY 2025

SERDA	South East Region Development Association
SEUFC	South East United Football Club
SES	State Emergency Service
SFC	Sorell Football Club
SFL	Southern Football League
SMH	Sorell Memorial Hall
SPA	Sorell Planning Authority
STCA	Southern Tasmanian Councils Association
STRWA	Southern Tasmanian Regional Waste Authority
SWSA	Southern Waste Strategy Association
SWS	Southern Waste Solutions
TasCAT	Tasmanian Civil and Administrative Tribunal
TAO	Tasmanian Audit Office
TCF	Tasmanian Community Fund
TOR	Terms of Reference
UTAS	University of Tasmania

