WAIMAKARIRI DISTRICT COUNCIL

MINUTES OF A MEETING OF THE RESOURCE MANAGEMENT AND REGULATION COMMITTEE HELD IN THE COUNCIL CHAMBERS, 215 HIGH STREET, RANGIORA, ON TUESDAY 16 FEBRUARY 2016 AT 1.00PM

PRESENT

Councillor C Faass (Chairperson), Mayor D Ayers, Councillors P Allen, N Atkinson and K Barnett

IN ATTENDANCE

Deputy Mayor Kevin Felstead
Messrs J Palmer (Chief Executive), N Harrison (Manager Planning and Regulation Manager), Mrs V Caseley (District Plan Manager), Messrs B Wiremu (Emergency Management Advisor), Mrs L Beckingsale (Policy Analyst) and Mrs A Smith (Committee Advisor)

Present for the Briefing: Mr T Ellis (Development Planning Manager), Mrs B Bray (Planner – Policy), Ms S Thompson (Resource Management Planner)

1. APOLOGIES

An apology was received and sustained from Councillor J Gerard.

2. CONFLICTS OF INTEREST

No conflicts of interest were noted.

3. CONFIRMATION OF MINUTES

3.1 Minutes of a meeting of the Resource Management and Regulation Committee held on 21 July 2015

Moved Councillor Allen seconded Councillor Barnett

THAT the Resource Management and Regulation Committee:

(a) Confirms as a true and correct record the minutes of a meeting of the Resource Management and Regulation Committee held on 21 July 2015.

CARRIED

3.2 Minutes of a meeting of the Resource Management and Regulation Committee held on 18 August 2015

Moved Councillor Allen seconded Councillor Atkinson

THAT the Resource Management and Regulation Committee:

(a) Confirms as a true and correct record the minutes of a meeting of the Resource Management and Regulation Committee held on 18 August 2015.

CARRIED
4. **MATTERS ARISING FROM THE MINUTES**

There were no matters arising.

5. **PRESENTATION**

There were no presentations.

6. **REPORTS**


Mrs Beckingsale presented this report, seeking to revoke the District Plan Change – Recovery of Council’s Costs Policy, is deemed to be surplus to requirement. Fees and charges for District Plan changes are now covered in the Resource Management Act 1991 and charges are reviewed and set through the Annual Plan Process.

The report also noted the management team have approved the host Responsibility Policy which reflects the requirements of the Sale and Supply of Alcohol Act 2012.

Moved Councillor Allen seconded Councillor Atkinson

**THAT** the Resource Management & Regulation Committee recommends:

**THAT** the Council:

(a) **Receives** report No. 160113002006.

(b) **Revokes** the District Plan Changes – Recovery of Council’s Costs Policy

(c) **Notes** the Management Team have approved the Host Responsibility Policy

**CARRIED**

6.2 **Appointments of Malcolm Johnston and Murray Sinclair a CDEM Local Controllers – Brennan Wiremu (Emergency Management Advisor)**

Mr Brennan Wiremu presented this report, seeking approval to appoint additional CDEM Local Controllers. Currently the Council has four appointed CDEM Local Controllers but normally maintains five. This number has been sufficient to cover previous events in the District. Mr Wiremu noted having these two additional Local Controllers would enhance succession planning for the role. It is considered that the two candidates are well experienced in the field of civil defence and crisis management.

Moved Councillor Atkinson seconded Councillor Allen

**THAT** the Resource Management and Regulation Committee:

(a) **Receives** report No. 140331032488
(b) **Appoints** Malcolm Johnston as a CDEM Local Controller

(c) **Appoints** Murray Sinclair as a CDEM Local Controller.

CARRIED

Councillor Atkinson agreed that these are both quality candidates for this position

Mayor Ayers noted that it is important that Murray Sinclair is given the opportunity to familiarise himself with Council staff, especially those who would be involved in an emergency situation, prior to an emergency event occurring.

6.3 **Draft Submission to the Local Government and Environment Select Committee on the Resource Legislation Amendment Bill** – Geoff Meadows (Policy Manager)

Mr Geoff Meadows presented this report, seeking the approval of the Committee that this submission goes to Council for approval.

Mr Meadows advised he had attended a seminar on the Bill recently and has been working with other Canterbury Councils on a joint submission, noting that there is a fair amount of common ground with all these Councils. It was noted that there is a big cost impost to Councils having to amend their current District Plan.

Councillor Atkinson, re fixed charges, questioned should there be something in the submission regarding the legalities of these. Mrs Caseley said the fixed charge is for the cost of the Commissioner, not for the cost of the Hearing. The concern that she has on behalf of the Council, is that if there is a fixed fee for such Commissioners, it may create a shortage as some Commissioners may not make themselves available for hearings at the fee that is fixed. Any excess charges, if above the fixed fee, come under Administrative charges.

There was discussion on Section 3.3 of the Submission – National Planning Template and the concerns noted of the costs and inefficiency involved in amending and notifying existing documents to be consistent with the proposed requirements. An alternative is to amend current plans during the statutory plan review process over a longer timeframe. It was also noted that Canterbury Councils (through the RMA decision making process) reflect their communities and this could lead to differences between Councils approach for similar issues. It was noted that judgement calls will always need to be made.

Mr Palmer said a paper was brought to the Chief Executives forum, for which there was brief discussion, with further consideration to be given to this.

Moved Councillor Allen seconded Mayor Ayers

**THAT** the Resource Management and Regulation Committee:

(a) **Receives** report No. 1601190035531

(b) **Endorses** the attached submission and;

(c) **Recommends** to Council the approval of the submission.

CARRIED
Councillor Allen noted a number of interesting proposed changes have been introduced and supports the Blue Skies approach.

Mayor Ayers said how the RMA is changed is very important to the country, is fundamental to the way our country operates. Mayor Ayers hopes that out of this process, some partnerships can emerge, so that every change of government does not impact on this.

Councillor Atkinson, in supporting the submission, has concerns with the changes with the RMA, which can lead to its interpretation and delivery being more confused. The RMA is there to help people, though not all people see it that way. Councillor Atkinson suggests that any change to the RMA will make the process more difficult and complicated and cost more.

Councillor Barnett expressed thanks to the staff for sifting through this information and presenting the submission. It was noted that there are more and more costs being pushed back on local government, rather than pushed on to the end user where it should be. Councillor Barnett would like to see more collaboration with local Canterbury Councils to have consistency in the district and region as a whole, though did acknowledge the difference between the urban environment of Christchurch and the rural environments in Selwyn and Waimakariri.

Councillor Faass also thanked staff for their work on this submission.

7. MATTERS TO BE CONSIDERED WITH THE PUBLIC EXCLUDED

Section 48, Local Government Official Information and Meetings Act 1987

Moved Councillor Allen seconded Councillor Atkinson

THAT the public be excluded from the following parts of the proceedings of this meeting.

The general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter and the specific grounds under section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution, are as follows:

<table>
<thead>
<tr>
<th>Item No</th>
<th>Minutes/Report of:</th>
<th>General subject of each matter to be considered</th>
<th>Reason for passing this resolution in relation to each matter</th>
<th>Ground(s) under section 48(1) for the passing of this resolution</th>
</tr>
</thead>
<tbody>
<tr>
<td>7.1</td>
<td>Minutes of the Public Excluded portion of the meeting of the Resource Management and Regulation Committee of 21 July 2015</td>
<td>Confirmation of minutes</td>
<td>Good reason to withhold exists under Section 7</td>
<td>Section 48(1)(a)</td>
</tr>
</tbody>
</table>

This resolution is made in reliance on section 48(1)(a) of the Local Government Official Information and Meetings Act 1987, and the particular interest or interests protected by section 6 or section 7 of that Act which would be prejudiced by the holding of the whole or relevant part of the proceedings of the meeting in public are as follows:

<table>
<thead>
<tr>
<th>Item No</th>
<th>Reason for protection of interests</th>
<th>Ref NZS 9202:2003 Appendix A</th>
</tr>
</thead>
<tbody>
<tr>
<td>7.1</td>
<td>Protection of privacy of natural persons To carry out commercial activities without prejudice</td>
<td>A2(a) A2(b)ii</td>
</tr>
</tbody>
</table>
Closed Meeting

Resolution to resume in Open Meeting

Moved Councillor Atkinson seconded Councillor Allen

THAT open meeting resumes and the business discussed with the public excluded remains public excluded.

CARRIED

Open Meeting

8. PORTFOLIO UPDATES

8.1 District Plan - Councillor Kirstyn Barnett

No further update.

8.2 Environmental Health and Civil Defence – Councillor Caroline Faass

Councillor Faass noted thanks to the staff for the prompt email messages that came out following the earthquakes on Sunday. This was well received and appreciated.

8.3 Kaiapoi and Rangiora Town Centres – Councillor Neville Atkinson

Councillor Atkinson noted that the progress of the town centres is evident to see. It was noted that though there is general community approval of the work currently underway to improve the main street in Kaiapoi, there has been concerns raised from some business owners that the disruption is impacting on their businesses. These concerns were acknowledged as valid but the work is progressing to the planned timetable. Councillor Atkinson noted that there is good progress for the future of both towns.

9. QUESTIONS

There were no questions.

10. URGENT GENERAL BUSINESS

There was no urgent general business.

There being no further business, the meeting closed at 1.46pm.

CONFIRMED

___________________________
Chairman

___________________________
Date
STAFF BRIEFING

At the conclusion of the meeting, Trevor Ellis conducted a staff briefing on the District Plan Review.