

NOTICE OF MEETING

KAWAU ISLAND ADVISORY COMMITTEE

TO: Michael Marris (Chairperson)
Lyn Hume
John Pryor
Crs Dave Parker
June Turner (for information only)
Grahame Powell (for information only)

The Kawau Island Advisory Committee will meet in the Mansion House Cafe, Bon Accord Harbour, Kawau Island on Thursday, 6 May 2010 at 1.00 p.m.

for: CHIEF EXECUTIVE
Rodger Kerr-Newell

OREWA
28 April 2010

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ITEM NO: 1

APOLOGIES

ITEM NO: 2

REPORT



TO Kawau Island Advisory Committee
ON 6 May 2010
FROM Warren Maclennan – Assistant Chief Executive
APPROVED BY Warren Maclennan – Assistant Chief Executive
SIGNATURE

A handwritten signature in black ink that reads "Warren Maclennan" with a period at the end.

SUBJECT MINUTES OF PREVIOUS MEETING
FILE REF CF1/1

The minutes of the previous meeting of the Kawau Island Advisory Committee held on 22 September 2009 are attached as **Appendix 1**.

RECOMMENDATION:

That the minutes of the previous meeting dated 22 September 2009 be received.

APPENDIX 1

KAWAU ISLAND ADVISORY COMMITTEE

MINUTES: of a meeting of the Kawau Island Advisory Committee which commenced at 2.00 p.m. in the Committee Room, Centreway Road, Orewa on Tuesday, 22 September 2009.

PRESENT: Michael Marris (Chairperson)
Lyn Hume
John Pryor
Cr Dave Parker

IN ATTENDANCE: Assistant Chief Executive (Warren Maclennan)
Harbour Master (David Thatcher)
Democracy Services Officer (Elaine Stephenson)

* * * * *

2.00 p.m. Manager: District Planning (Peter Vari), Manager: Building Consents (Richard Ritsma), Communications Advisor (Mike Isle) and Policy Planner (Wendy Robertshaw) in attendance.

Note: John Sinclair (Kawau Island resident) was present for the meeting.

623/09/09 APOLOGIES

AGENDA ITEM NO. 1

There were no apologies.

624/09/09 UPDATE ON KAWAU VISION STATEMENT

FILE REF EA/15/2; TP/9/72

AGENDA ITEM NO. 2

2.05 p.m. The Mayor, Penny Webster present.

Policy Planner (Wendy Robertshaw) provided copies of the Kawau Island Vision (hard copy on file).

John Sinclair congratulated the Council for producing the Vision Statement and highlighted the following points:

- the uniqueness of Kawau Island;
- the need to find the best way to protect the island;
- the establishment of the relationship between the Kawau Island Advisory Committee (KIAC) and the Council to give effect to the Vision Statement document;
- the possibility of the establishment of a design advisory group.

It was pointed out by Manager: District Planning (Peter Vari) that any recommendations made would be subject to legal constraints but that non statutory documents could be used as a base for decision making. Assistant Chief Executive (Warren Maclennan) said that the Waimauku Structure Plan had stood a similar test recently.

In discussions it was noted that Vision Rodney was the initial, wide-ranging document giving rise to Planning Rodney and asset management plans, which then contributed to RDC's Long Term Council Community Plan (LTCCP) and that the Kawau Vision Statement was in line with the District Plan, which would allow consent planners to give consideration to it with regard to resource consent applications.

2.20 p.m. Manager: Resource Consents (Ian Dobson) present.

The Mayor, Penny Webster, said that the Council's focus was on getting strategies into place before the amalgamation of councils into the Auckland Council in November 2010.

2.25 p.m. The Mayor, Penny Webster retired from the meeting.

The importance of a collaborative and strong relationship between KIAC and the Council was noted by Cr Parker and Mr Marris.

Mr Vari said the Vision was specific and detailed and that it withstood analysis in terms of the District Plan, allowing it to achieve its aims. The Vision Statement was included in the Auckland Transition Agency's (ATA's) list of strategies and plans.

In response to a question Ms Robertshaw said that the objective was that design guidelines would be completed before Oct 2010.

Hume/Pryor

That the report be received.

Carried

2.34 p.m. Policy Planner (Wendy Robertshaw) retired from the meeting.

625/09/09	UPDATE ON DISTRICT PLAN APPEALS AFFECTING KAWAU ISLAND
FILE REF	EA/15/2; TP/14/5/128
AGENDA ITEM NO.	3

Pryor/Hume

That the report be received.

Carried

626/09/09	SUMMARY OF RESOURCE CONSENT INFORMATION FOR KAWAU ISLAND: SEPTEMBER 2008 – SEPTEMBER 2009
FILE REF	EA/15/2
AGENDA ITEM NO.	4

Manager: Resource Consents (Ian Dobson) noted that, as was the general trend, the number of resource consent applications for the Island had reduced dramatically from the previous year.

Discussions followed on minimum lot sizes and Mr Dobson said that each subdivision application was considered on its own merits but that applications for smaller lot sizes would be subject to a higher threshold of scrutiny and were more likely to be publicly notified.

In response to a question regarding consultation with KIAC on all resource consent applications relating to Kawau Island, Mr Dobson said that notice of applications could be provided to KIAC for information but that KIAC should guard against the expectation of its wishes being taken into account and that there would be a tight timescale for its comments to be made. It was noted by the Chairperson (Michael Marris) that any KIAC comments would only be in an advisory capacity.

Assistant Executive (Warren Maclennan) pointed out that a similar system was in place with iwi and that it would be helpful if a process could be developed to deal with this.

2.42 p.m. Democracy Services Manager (Ellen Barrett) in attendance.

John Pryor brought up the issue of incorrectly addressed posted material from the Council to the Advisory Committee and requested that this be dealt with; Communications Advisor (Mike Isle) was requested to liaise with Mr Pryor and act upon this matter.

It was decided that Lyn Hume would be the contact person for KIAC with respect to resource consent application information and that email would be the best method of communication due to time constraints.

Pryor/Parker

That the information be received.

Carried

2.55 p.m. Manager: District Planning (Peter Vari) retired from the meeting.

627/09/09 NAVIGATIONAL SAFETY REPORT – KAWAU BAY AREA
FILE REF EA/15/2; RG/37/1
AGENDA ITEM NO. 5

The Harbour Master (David Thatcher) expanded on the key points of the report. Discussions followed on mooring licences which included the following issues:

- relinquishment of mooring licences when properties were sold;
- Council policy on moorings that have not been in use for six months;
- the priority of allocation for mooring.

It was noted by Mr Thatcher that Kawau Island had special needs and it should be remembered that leniency with regard to the six months use policy was required as it was a holiday area and that in a recent visit to the island he noted that only one quarter of the moorings were in use.

In response to a question from the Chairperson (Michael Marris), as to whether it would be helpful if the Kawau Island Residents' and Ratepayers' Association (KIRRA) and KIAC collaborated to produce a document together on the issues, Mr Thatcher said that he would be happy to receive this but that Council policies were also required to take any other NZ legislation into account.

Parker/Hume

- (a) **That the report be received.**
- (b) **That the Harbour Master work with KIAC to develop a draft set of mooring licence conditions for RDC to consider.**

Carried

3.12 p.m. Manager: Building Consents (Richard Ritsma) retired from the meeting.

628/09/09 SANDSPIT REFUELLING FACILITIES
FILE REF EA/15/2; PK/29/1
AGENDA ITEM NO. 6

The Harbour Master (David Thatcher) said that the Council was looking at future options for refuelling, noting that a marine fuel supply was important. He said that an Oil Spill Response Plan was being finalised and that for the present, it was felt that the provision of diesel fuel by Minitankers was the best option.

Pryor/Hume

That the report be received.

Carried

629/09/09 KAWAU VOLUNTEER RURAL FIRE FORCE

FILE REF EA/15/2; RG/37/1

AGENDA ITEM NO. 7

It was pointed out by John Pryor that the correct name for the force was the Kawau Island Volunteer Rural Fire Force and that the force had been established by a group of local residents. The Committee were assured that the correct information would be included in the formal report to the Infrastructure and Environment Committee.

It was decided that John Pryor and Marty Duytshoff would work with Manager: Community Development (Paul Green) and Communications Advisor (Mike Isle) to establish a liaison.

Parker/Hume

(a) That the report be received.

(b) That any comments from members of the Kawau Island Advisory Committee be tabled at the 8 October meeting of the Infrastructure and Environment Committee.

Carried

630/09/09 KIAC SUBMISSION TO THE LOCAL GOVERNMENT SELECT COMMITTEE

FILE REF EA/15/2

The Chairperson (Michael Marris) tabled a copy of the KIAC submission on the Auckland Council Bill to the Local Government Select Committee which had been presented to the Select Committee by Paul Harper and himself (hard copy on file).

631/09/09 KAWAU ISLAND REPRESENTATION

FILE REF EA/15/2

The members of KIAC pointed out that they had concerns regarding representations made to the Council on behalf of the island, when in fact KIAC was the only authority representing the island. A request was made that the Council assist KIAC to ensure the island spoke with one voice and present any requests through KIAC. Assistant Chief Executive (Warren Maclennan) said that the Council must have regard to the democratic right of any individuals to make requests of it, this point was noted by the Chairperson (Michael Marris) who clarified that KIAC's concerns were only with representations made to the Council on behalf of the island, as KIAC should be recognised as the source of pan-island representation acting on behalf of the whole island community.

Communication Advisor (Mike Isle) pointed out the uniqueness of KIAC and the need to raise its profile. Cr Parker said that the meeting had been of value for all concerned and should continue on a more regular basis; a six monthly meeting cycle was suggested.

Mr Maclennan said that the next phase in the Auckland Governance Reform was that the Local Government Commission was starting to determine the boundaries of wards and local boards and would call for public submissions on 20 November 2009 with a final determination being made by 31 March 2010. He said that KIAC needed to think about its submission, commenting that it might be valuable to mention the uniqueness of KIAC and of the Vision Statement.

Note: Manager Democracy Services (Ellen Barrett) clarified the process for committee members when claiming allowances and expenses, noting that it was important that specific reasons were given for meetings, that travel receipts were provided and requesting that claims be forwarded regularly. A

request was also made that minutes of any KIAC meetings taking place without the Council be forwarded to the Council, this was noted by Mr Marris, who said they would be provided.

The meeting closed at 3.50 p.m.

CONFIRMED AS A TRUE AND CORRECT RECORD THIS 5TH DAY OF NOVEMBER 2009

MAYOR

* * * * *

REPORT



TO Kawau Island Advisory Committee
 ON 6 May 2010
 FROM Wendy Robertshaw – Policy Planner
 APPROVED BY Warren Maclennan – Assistant Chief Executive
 SIGNATURE

SUBJECT DRAFT KAWAU ISLAND DEVELOPMENT GUIDELINES
 FILE REF TP/9/72

PURPOSE OF REPORT:

<input type="checkbox"/> Information only	<input type="checkbox"/> Strategic decision	<input checked="" type="checkbox"/> Policy decision	<input type="checkbox"/> Statutory process
<input type="checkbox"/> Community issue	<input type="checkbox"/> Contract decision	<input type="checkbox"/> Delegation	<input type="checkbox"/> Appointment
<input type="checkbox"/> Administrative matter			

IMPLICATIONS:

(i)	Is this matter significant in terms of Council's Policy on Significance? No
(ii)	Implications in terms of Vision Rodney? The development guidelines will give effect to the following key intent: <i>"We will maintain and enhance the character of our townships and rural areas through excellent urban and rural planning and the intelligent management of growth".</i>
(iii)	Implications in terms of Long Term Council Community Plan / Annual Plan? None
(iv)	Implications in terms of other Council Strategic documents or Council Policy? The Kawau Island Development Guidelines will help give effect to the Kawau Island Vision Statement.
(v)	Is a budget amendment required? No
(vi)	Have the views of affected or interested persons been obtained and is any further public consultation required? No, however extensive public consultation was undertaken to develop the Kawau Island Vision Statement. The Kawau Island Development Guidelines have been formulated to reflect the key aspirations set out in the Vision Statement, and it is recommended that the Development Guidelines be circulated amongst the Kawau Island Advisory Committee for comment.

(vii)	Does a decision on this matter require Auckland Transition Agency approval?
	No

FINANCIAL IMPLICATIONS:

Capital cost implications	None
Is it currently budgeted for?	Not applicable
Funding source of capital costs	Not applicable
Ongoing operational cost implications	Not applicable
Is it currently budgeted for?	Not applicable
Funding and rating impact (whether resulting from capital expenditure or arising directly)	Not applicable

SUMMARY:

At the 30 July 2009, Strategy and Community meeting the Committee resolved to adopt the Kawau Island Vision Statement. The Vision Statement outlines the key values and aspirations for the community. In addition to the Vision Statement being adopted, the Committee also made the follow resolution:

- ...(c) *That Council Officers report back on a set of land-use specific principles to Kawau Island which will ultimately accompany the vision statement and serve as non-statutory guidelines for development on Kawau Island that are sympathetic to the Island's character and will achieve high level amenity and ecological enhancements.*

A set of draft Kawau Island Guidelines (see **Appendix 1**) has now been prepared and it is recommended that these guidelines be approved to be circulated amongst the members of the Kawau Island Advisory Committee (KIAC) for comment. In particular it has been difficult to source examples of preferred architectural styles for Kawau Island without actually using existing Kawau Island residences. Any good non-Kawau Island examples would be useful as part of comments to be received. Once the consultation period is complete, the feedback will be considered and appropriate changes made if necessary, then the document will be presented to the Strategy and Community Committee for adoption.

RECOMMENDATION:

- (a) **That this report be received.**
- (b) **That the draft Kawau Island Development Guidelines be made available to KIAC for comment for a period of one month.**
- (c) **That appropriate changes made to the draft if necessary and presented to the 24 June 2010 Strategy and Community Committee for adoption.**

1.0 Background

Due to Kawau Island's reliance on sea access and the use of wharves and moorings, much of the Island's development has occurred close to the sea. Poor building design can have significant adverse effects on the natural character of the coastal environment, and on the native vegetation and the cliff and ridgelines.

Chapter 7 - *Rural* - of the Proposed District Plan 2000 contains some Kawau specific planning provisions for development opportunities. Kawau Island is covered by two policy areas, these being the Settlement Policy Area and the Bush Policy Area. There are limited lifestyle coastal/rural residential opportunities within the Bush Policy Area, while a greater level of development can occur within the Settlement Policy Area.

The construction of buildings in the Bush Policy Area requires resource consent approval, which involves an assessment based on specific criteria. However, new buildings within the Settlement Policy Area do not generally require resource consent approval, provided the proposed development complies with the development controls specified in the District Plan. The development controls set limits on building height and yard setbacks, and it is considered that these provisions are generally in line with the key aspirations of the recently adopted Vision Statement.

The Vision Statement only provides a general guide on how the landowners would like to see Kawau developed. The draft Kawau Island Development Guidelines therefore seek to provide a more detailed tool to accompany the Vision Statement that landowners can follow when designing a building to ensure that it will complement the surrounding landscape rather than dominate it.

2.0 Development Guidelines (see Appendix 1)

The draft Kawau Island Development Guidelines encourage the construction of buildings and other structures in coastal locations to have an obvious marine character and identity. The guidelines also promote the continuation of the traditional bach theme where buildings are typically narrow, small scale and single storey. The development of buildings on ridgelines is discouraged as they can be visually intrusive and have adverse effects on the skyline and dominate the surrounding landscape. The use of natural materials and landscaping is also encouraged.

3.0 Consultation

No pre-consultation has been undertaken in the development of the draft Kawau Island Development Guidelines. However, extensive consultation was undertaken in the creation of the Vision Statement and the Development Guidelines have been created to reflect the key aspirations of the Vision Statement. It is recommended that the draft Development Guidelines be circulated amongst the Kawau Island Advisory Committee for comment then any appropriate changes made and reported back to the Strategy and Community Committee for consideration and final adoption.

4.0 Conclusion

To give effect to the resolution made at the 30 July 2009 Strategy and Community meeting it is recommended the draft Kawau Island Development Guidelines be circulated to KIAC for consultation, and that KIAC liaise with the members of KIRRA as appropriate over the proposed Development Guidelines. Once any comments are received and considered, appropriate changes will then be made if necessary and the finalised guidelines presented to the Strategy and Community Committee for adoption.

APPENDIX 1

ITEM NO: 4

REPORT



TO Kawau Island Advisory Committee
ON 6 May 2010
FROM Ian Dobson – Manager: Resource Consents
APPROVED BY Warren Maclennan – Assistant Chief Executive
SIGNATURE

A handwritten signature in black ink that reads "Warren Maclennan".

SUBJECT SUMMARY OF RESOURCE CONSENT INFORMATION FOR KAWAU ISLAND: 1 SEPTEMBER 2009 – 20 APRIL 2010
FILE REF TP/9/72

PURPOSE OF REPORT:

<input checked="" type="checkbox"/> Information only	<input type="checkbox"/> Strategic decision	<input type="checkbox"/> Policy decision	<input type="checkbox"/> Statutory process
<input type="checkbox"/> Community issue	<input type="checkbox"/> Contract decision	<input type="checkbox"/> Delegation	<input type="checkbox"/> Appointment
<input type="checkbox"/> Administrative matter			

IMPLICATIONS:

(i)	Is this matter significant in terms of Council's Policy on Significance? No
(ii)	Implications in terms of Vision Rodney? Provides information by which achievement of Vision Rodney can be measured.
(iii)	Implications in terms of Long Term Council Community Plan/Annual Plan? No
(iv)	Implications in terms of other Council Strategic documents or Council Policy? Collection of information may result in changes to District Plan.
(v)	Is a budget amendment required? No
(vi)	Have the views of affected or interested persons been obtained and is any further public consultation required? Public consultation is not required as this report provides information only.
(vii)	Does a decision on this matter require Auckland Transition Agency approval? (yes / no / advice being sought?) No

FINANCIAL IMPLICATIONS:

Capital cost implications	Not applicable
Is it currently budgeted for?	Not applicable
Funding source of capital costs	Not applicable
Ongoing operational cost implications	Not applicable
Is it currently budgeted for?	Not applicable
Funding & rating impact (whether resulting from capital expenditure or arising directly)	Not applicable

SUMMARY:

This report provides a combined summary of information for the period between 1 September 2009 and 20 April 2010. The purpose is to report on trends in development activity upon Kawau Island.

RECOMMENDATION:

That the information be received.

1.0 Number, type and nature of applications received, Kawau Island

- 1.1 Within the period 1 September 2009 to 20 April 2010 - 6 applications were received for Resource Consent on Kawau Island. This comprised 2 land use consents, 2 coastal applications, 1 subdivision application and 1 variation to conditions.
- 1.2 The following table provides further details on the nature of applications received:

Table 1. Nature of applications received – 1 September 2009 – 20 April 2010

Nature	01/09/09 – 20/04/10
Alterations and Additions	0
Accessory Buildings and Structures	0
New Dwelling Unit (single dwelling per site)	0
Additional Dwelling(s) (two or more per site)	0
Minor Household units	0
Second hand dwellings / accessory buildings	0
Subdivision Rural	1
Subdivision Urban	0
Business	0
Utilities	0
Coastal Permits	2
Air Discharge applications	0
Signs	0
Earthworks (Rural)	0
Earthworks (Urban)	0
Trees (Rural)	2
Trees (Urban)	0
Extension of time	0
Change of conditions	1
Certificates of Compliance	0
Outline plan of works	0
Other Matters	0
Total	6

2.0 Decisions on applications, Kawau Island

Notified, Limited Notified and Non Notified Decisions, Kawau Island

2.1 The number of decisions regarding public notification/non notification is set out in the following table.

Table 2. Notified, Limited Notified and Non Notified Decisions – 1 September 2009 – 20 April 2010

Decision	01/09/09 – 20/04/10
Notified	0
Limited Notified	0
Non Notified	3

Approval v Refusal

2.2 No applications for resource consent on Kawau Island were refused during 1 September 2009-20 April 2010.

3.0 Nature of consents issued, Kawau Island

3.1 The following table provides details on the nature of the consents that were granted during 1 September 2009 – 20 April 2010.

Table 3. Nature of applications granted – 1 September 2009 – 20 April 2010

Nature	01/09/09 – 20/04/10
Alterations and Additions	0
Accessory Buildings and Structures	0
New Dwelling Unit (single dwelling per site)	0
Additional Dwelling(s) (two or more per site)	0
Minor Household units	0
Second hand dwellings / accessory buildings	0
Subdivision Rural	0
Subdivision Urban	0
Business	0
Utilities	0
Coastal Permits	2
Air Discharge applications	0
Signs	0
Earthworks (Rural)	0
Earthworks (Urban)	0
Trees (Rural)	0
Trees (Urban)	0
Extension of time	0
Change of conditions	1
Certificates of Compliance	0
Outline plan of works	0
Other Matters	0
Total	3

4.0 Appeals

No Appeals were received for the period 1 September 2009 – 20 April 2010.

5.0 Processing Timeframes

5.1 67% of all applications lodged for development on Kawau Island were completed within statutory timeframes during the period of 1 September 2009 – 20 April 2010.

6.0 Compliance, Kawau Island 01/09/09 – 20/04/10

Number of Requests for Service Received, Kawau Island 01/09/09 – 20/04/10

6.1 The number of requests to investigate activities is set out in the following table.

Table 4. Number of service requests received and response times 01/09/09 – 20/04/10

Month		% completed on time
01/09/09 – 20/04/10	5	100%

Nature of Requests Received, Kawau Island 01/09/09 – 20/04/10

6.2 The nature of requests received is set out in the following table.

Table 5. Nature of complaints received

Nature	01/09/09 – 20/04/10
Earthworks	1
Signs	0
Trees	0
Non-compliance with conditions	2
Carwrecks/Rubbish	0
Illegal Business	0
Stormwater run off/Silt Control	0
Illegal Coastal Structures	1
Illegal Homes	1
Financial Contributions	0
Other Matters	0
Total	5

Abatement/Infringement Notices

6.3 Two abatement notices were served for the period of 01/09/09 – 20/04/10 relating to a minor household unit and infringing the shoreline yard.

Prosecutions

6.4 No prosecutions were initiated for 01/09/09 – 20/04/10

Enforcement Orders

6.5 No enforcement orders were initiated for 01/09/09 – 20/04/10

7.0 Conclusion

The number of resource consents received for development activity on Kawau Island has declined, following the trend of all applications submitted to RDC. The level of subdivision has shown a marked decline with only one application for subdivision received, and this is currently suspended with the likelihood that the applicant will withdraw the proposal.

REPORT



TO Kawau Island Advisory Committee
 ON 6 May 2010
 FROM David Thatcher – Harbourmaster
 APPROVED BY Warren Maclennan – Assistant Chief Executive
 SIGNATURE

SUBJECT HARBOURMASTER REPORT
 FILE REF CF/2/1

PURPOSE OF REPORT:

<input checked="" type="checkbox"/> Information only	<input type="checkbox"/> Strategic decision	<input type="checkbox"/> Policy decision	<input type="checkbox"/> Statutory process
<input type="checkbox"/> Community issue	<input type="checkbox"/> Contract decision	<input type="checkbox"/> Delegation	<input type="checkbox"/> Appointment
<input type="checkbox"/> Administrative matter			

IMPLICATIONS:

(i)	Is this matter significant in terms of Council's Policy on Significance? No
(ii)	Implications in terms of Vision Rodney?
(iii)	Implications in terms of Long Term Council Community Plan / Annual Plan?
(iv)	Implications in terms of other Council Strategic documents or Council Policy?
(v)	Is a budget amendment required? No
(vi)	Have the views of affected or interested persons been obtained and is any further public consultation required?
(vii)	Does a decision on this matter require Auckland Transition Agency approval? (yes / no / advice being sought?) No

FINANCIAL IMPLICATIONS:

Capital cost implications	Not applicable
Is it currently budgeted for?	Not applicable
Funding source of capital costs	Not applicable
Ongoing operational cost implications	Not applicable
Is it currently budgeted for?	Not applicable
Funding and rating impact (whether resulting from capital expenditure or arising directly)	Not applicable

SUMMARY:

The following is the Harbourmaster's Report which includes information on mooring licence conditions. It also covers activities around Kawau Island over the 09/10 summer period together with projects planned for the 2010/11 year and refuelling facilities at Sandspit.

RECOMMENDATION:

That the report be received.

1.0 ISSUES

1.1 Mooring Licence Conditions

Following the Kawau Island Advisory Committee meeting on 22 September 2009, consultation has been undertaken with members of the Kawau Island community, largely through the medium of the Kookaburra Magazine, regarding development of mooring licence conditions which address the special circumstances surrounding access to moorings at Kawau Island. Feedback from this consultation has been minimal but what has been received has highlighted the following consensus of opinion:

- Yes to a set of unique licence conditions for Kawau Island
- Yes to Kawau Islanders having priority access to mooring sites at the island
- No to community owned moorings
- Yes to shared use of moorings
- No to any increase in mooring numbers for Kawau Island
- Yes to moorings being transferred with the sale of a property to the new property owner
- Yes to more active management of moorings including allocation of mooring position according to size and draft of vessel
- Lack of use of many moorings is an issue

As a result of the above the following set of draft licence conditions for Kawau Island has been prepared which would be combined with existing mooring licence conditions. These draft conditions now need to be taken back to the Kawau Island community to gauge the level of support.

Draft Kawau Island Mooring Licence Conditions

- *Only 1 x mooring licence per property, unless it can be demonstrated that there is a genuine need for additional mooring licences. An example of such a situation might be the need for multiple moorings to safely moor vessels on the exposed NW coast.*

- *On the sale of a Kawau Island property the mooring licence must be relinquished so that the site can be reallocated; or the licence may be transferred to the purchaser of the property subject to approval by the Harbourmaster.*
- *When a mooring is not being used by the licensee it is encouraged that the mooring be available for use by other Kawau Island residents. This is to be managed by the Honorary Harbourmaster for the area.*
- *Each mooring buoy is to be tagged with the allocated buoy number; the maximum size of vessel allowed on the mooring; and the inspection due date.*
- *Mooring sites are to be allocated according to the size of vessel to avoid the situation where smaller vessels are moored in positions which are suitable for larger vessels. Allocation of site position is at the discretion of the Harbourmaster and will be managed by the local honorary HM.*

The Kawau Island local Honorary Harbourmaster, Peter Connell, resigned from his position at the beginning of the year as he is now living on the mainland. We have been in discussion with Dave Jeffries who is interested in taking on this role with help from another person.

Rodney District Council has been actively auditing all moorings on Kawau Island over recent months with a number of instances of non use of moorings, and clarification of mooring ownership being followed up. We are also actively following up on overdue mooring inspections. It is hoped that with the appointment of new Honorary Harbourmasters on the island that we can continue with a more proactive approach to mooring management.

1.2 Summer Activity

We had a moderate level of boating activity over the past summer, certainly not as busy as previous years. The season also seemed to be much shorter. Either myself or Maritime Officer, Graeme Kearney, were out on the water most days during the holiday season monitoring boating activity and engaging with boaties. On the whole we found behaviour to be very good with no reported incidents on Rodney waters over the summer.

1.3 Projects 2010–11 Year

Subsequent to the KIAC meeting in September of last year we have completed the installation of two lit 5 knot marker buoys at the entrance to North Cove, and the lit Port Hand Buoy at the reef to the north western end of Rabbit Island.

The only planned new work for the Kawau Bay area over the coming year is a much needed upgrade to the Matakana River entrance light. The Kawau Island/Kawau Bay area is now very well serviced with navigation aids and we need to be careful not to put in so many that we create a situation where we have difficulty keeping up with the maintenance of these assets in years to come. We are however always happy to give consideration to new navigation aids if there is a demonstrated need.

1.4 Refuelling at Sandspit Wharf

Mini-Tankers Ltd has continued to provide a refuelling service to vessels at the Sandspit Wharf. There was some suggestion by Mini-Tankers pre Christmas of withdrawing this service but after discussions with affected vessel operators the service has been maintained, but with some rationalisation by Mini-Tankers as to how the service is delivered. Demand for this service by local vessel operators has been steady but with the expected peak over the January period not eventuating. Mini-Tankers are refuelling an average of 6 vessels a week at the wharf.

REPORT



TO Kawau Island Advisory Committee
 ON 6 May 2010
 FROM Warren MacLennan – Assistant Chief Executive
 APPROVED BY Warren MacLennan – Assistant Chief Executive
 SIGNATURE

SUBJECT UPDATE ON AUCKLAND REGIONAL GOVERNANCE
 FILE REF CF/2/1

PURPOSE OF REPORT:

<input checked="" type="checkbox"/> Information only	<input type="checkbox"/> Strategic decision	<input type="checkbox"/> Policy decision	<input type="checkbox"/> Statutory process
<input type="checkbox"/> Community issue	<input type="checkbox"/> Contract decision	<input type="checkbox"/> Delegation	<input type="checkbox"/> Appointment
<input type="checkbox"/> Administrative matter			

IMPLICATIONS:

(i)	Is this matter significant in terms of Council’s Policy on Significance?
	No
(ii)	Implications in terms of Vision Rodney?
	No
(iii)	Implications in terms of Long Term Council Community Plan / Annual Plan?
	No
(iv)	Implications in terms of other Council Strategic documents or Council Policy?
	No
(v)	Is a budget amendment required?
	No
(vi)	Have the views of affected or interested persons been obtained and is any further public consultation required?
	Not applicable
(vii)	Does a decision on this matter require Auckland Transition Agency approval?
	No

FINANCIAL IMPLICATIONS:

Capital cost implications	Nil
Is it currently budgeted for?	Not applicable
Funding source of capital costs	Not applicable
Ongoing operational cost implications	Nil
Is it currently budgeted for?	Not applicable
Funding and rating impact (whether resulting from capital expenditure or arising directly)	Not applicable

SUMMARY:

A submission has been made by the Council to the Third Bill, as well as feedback provided on discussions documents prepared by the Auckland Transition Agency on Watercare's structure, Local Boards and CCOs.

The Auckland Transition Agency continues to co-ordinate a series of workstreams to implement the transition to a new Auckland Council, with a substantial amount of work now being undertaken on the organisational structure.

Rodney District Council is involved through officer participation in the workstreams, secondment of staff to projects, and reviews of legislation and discussion documents.

The purpose of this report is to update the Committee on the current situation, and to outline the approach being taken by the Transition Agency and Council staff in implementing the legislation to consider the future role of Kawau Island Advisory Committee.

RECOMMENDATION:

- (a) That the update on Auckland Regional Governance be received.
- (b) That the Kawau Island Advisory Committee consider its desired future having regard to the changes in Auckland governance.

1.0 Background

The Local Government (Tamaki Makaurau Reorganisation) Act 2009 came into force on 24 May 2009. The Local Government (Auckland Council) Act 2009 came into force on 22 September 2009, after a select committee process involving several thousand submissions.

Both of these Acts are proposed to be substantially amended by a third piece of legislation, the Local Government (Auckland Law Reform) Bill, which has been introduced to Parliament and is proceeding through the select committee process.

2.0 Issues

2.1 Legislation

The Local Government (Tamaki Makaurau Reorganisation) Act 2009 (First Act) established the Auckland Transition Agency (ATA), placed some restrictions around the decision making powers of the existing councils, and outlined the disestablishment of existing councils and establishment of a new Auckland Council as of 1 Nov 2010.

The Local Government (Auckland Council) Act 2009 (Second Act) confirmed that all of Rodney District would be included in the new Super-City, more formally established the Auckland Council, described the governance arrangements, including Mayor, councillors and local boards, and stated obligations around annual plans and annual reports.

The third piece of legislation, the Local Government (Auckland Law Reform) Bill, was introduced to Parliament on 15 December 2009 and is currently going through a submission process. Rodney District Council has made a submission and is now waiting for the select committee to complete its process with an expected report back date to Parliament of late May 2010 and passed in late June 2010.

The Bill goes into much more detail than previous legislation around the roles and functions of various organisations and the processes to be followed. In preparing the Council's submission, consideration was given to the following fifteen main areas covered by the Bill:

1. Role of Auckland Transition Agency
2. Local Boards
3. Elections
4. Rating
5. Council-Controlled Organisations
6. Auckland Transport
7. Water Supply & Wastewater Services
8. Spatial plan
9. Maori
10. Development Contributions
11. Property
12. Employment Provisions
13. Bylaws
14. Transitional Provisions
15. Repeals and Amendments

More recently, at an Extraordinary Council meeting in March 2010, the Council resolved to prepare and progress a Local Bill for the Rodney District Council to become a unitary authority. This is currently being considered by the Clerk of the House.

2.2 Local Government Commission

The Local Government Commission received more than 700 submissions on its proposal for the lines for the northern and southern boundaries of the Auckland Council, as well as internal boundaries for local boards and electoral wards. It has now produced a Final Determination, which has resulted in an additional ward and a further two local boards from what was originally proposed. There are now 13 Wards to elect 20 Councillors and 21 Local Boards.

Of relevance to Rodney District is that the northern boundary has been confirmed, as have the electoral wards (there will be a Rodney Ward and an Albany Ward, which includes the Hibiscus Coast). However, the proposed Hibiscus-Albany-East Coast Bays Local Board has now been spit into two, namely the Hibiscus and Bays Local Board and the Upper Harbour Local Board. Maps of the Rodney Ward and Local Board are attached as **Appendix 1**.

Kawau Island is located in Rodney Ward, logically due to main access from Sandspit. Rodney Ward's population of 54,100 is considerably smaller than the average Auckland ward population of nearly 72,000 per councillor.

Rodney Local Board covers the same area as Rodney Ward. Due to its area, it has 4 subdivisions. Kawau Island is included in Warkworth subdivision which will elect 3 members towards the Local Board number of 9 members.

2.3 Auckland Transition Agency (ATA) Actions

Work continues within the sixteen workstreams that ATA has identified as making up the overall transition programme:

- Governance
- Workforce & Human Resources
- Community Services
- Customer Services

- Finance & Treasury
- Communications & Public Affairs
- CCOs, Trusts, Investments & Infrastructure
- Business Processes & Systems
- Legal
- Planning & Environment – Environment
- Planning & Environment – Policy & Planning
- Planning & Environment – Regulatory
- Property & Assets
- Economic Development
- Transport
- Watercare.

These sixteen workstreams are broken down into 98 sub-streams, each with attached project teams that have been tasked with meeting key milestones and deliverables.

As well as the ongoing work to identify the systems and processes that Auckland will need in place to operate from 1 November 2010, there has been a substantial amount of work undertaken on developing detailed designs for the operational structures.

2.4 Structure for New Auckland Organisations

As well as the new single Auckland Council, which will be a unitary authority having the powers of both a regional and local Council, there are to be a set of Council Controlled Organisations (CCOs) to undertake various functions.

To date, the following seven CCOs have been proposed:

- Watercare Services Limited – existing organisation with functions and powers to be extended as outlined in First Act
- Auckland Transport – established as part of Third Bill
- Waterfront Development Agency – instruction to establish within the Third Bill
- Property Holdings & Development – outlined in ATA discussion document
- Economic Development, Tourism & Events Agency – outlined in ATA discussion document
- Major Regional Facilities – outlined in ATA discussion document
- Council Investments – outlined in ATA discussion document.

2.5 Service Delivery Model

ATA has announced a service delivery model which outlines the principles to be used in determining how services will be delivered under the new structure and where service centres are intended to be located for Day One (1 November 2010).

A key concept identified within the principles is that existing service levels will be maintained or possibly enhanced.

The Head Office of the Auckland Council will be located in the Auckland CBD, and there will be four types of service centres.

Full Service Centres: There will be four of these located in the North (Takapuna), the West (Henderson), the Central/East (Central Auckland) and the South (Manukau). These are to deliver all Auckland Council and some CCO services.

Local Service Centres: There will be four of these located at Orewa, Waiheke, Papakura and Pukekohe. These will generally provide the services that are currently delivered out of them.

Neighbourhood Service Centres: There will be five of these located at Warkworth, Huapai, Helensville, Great Barrier and Waiuku and they will continue to provide the services currently provided.

Specialist Service Centres: These will be identified and provided as required, including Auckland CBD (for resource and building consents), Botany (for building consents), Newmarket (for Watercare) and an as yet unconfirmed location for Transport.

There is still some uncertainty as to what services these centres will actually provide but the model starts to identify the intentions behind a structure of offices.

2.6 Recruitment within the New Structure

Recruitment is currently proceeding for the top three levels of Auckland Council, Auckland Transport and Watercare Services Limited.

Appointments to date are Ian Parton to the position of Watercare Transition Chief Executive (appointed 11 Dec 2009), and Doug McKay to the position of Interim Chief Executive for Auckland Council.

Work continues on the structure beneath these levels with a 'mapping' process just completed to identify the functions that fit within each reporting area. Following this a 'matching' process will be undertaken to determine which existing individual positions match positions in the new structure, meaning that those employees can immediately be offered a role. Those not immediately matched will then most likely have an opportunity to apply for the remaining unmatched jobs.

3.0 **Future of Kawau Island Advisory Committee**

There is no specific recommendation to continue the Kawau Island Advisory Committee in the future but in response to the Rodney District Council's submission, the Local Government Commission concluded (page 4)

"We are conscious that there are other governance mechanisms which will be important in achievement of the goals of effective regional decision-making and local engagement. We believe serious consideration needs to be given to retention of a range of other existing governance mechanisms including the Auckland CBD Board and the Kawau Island Advisory Committee."

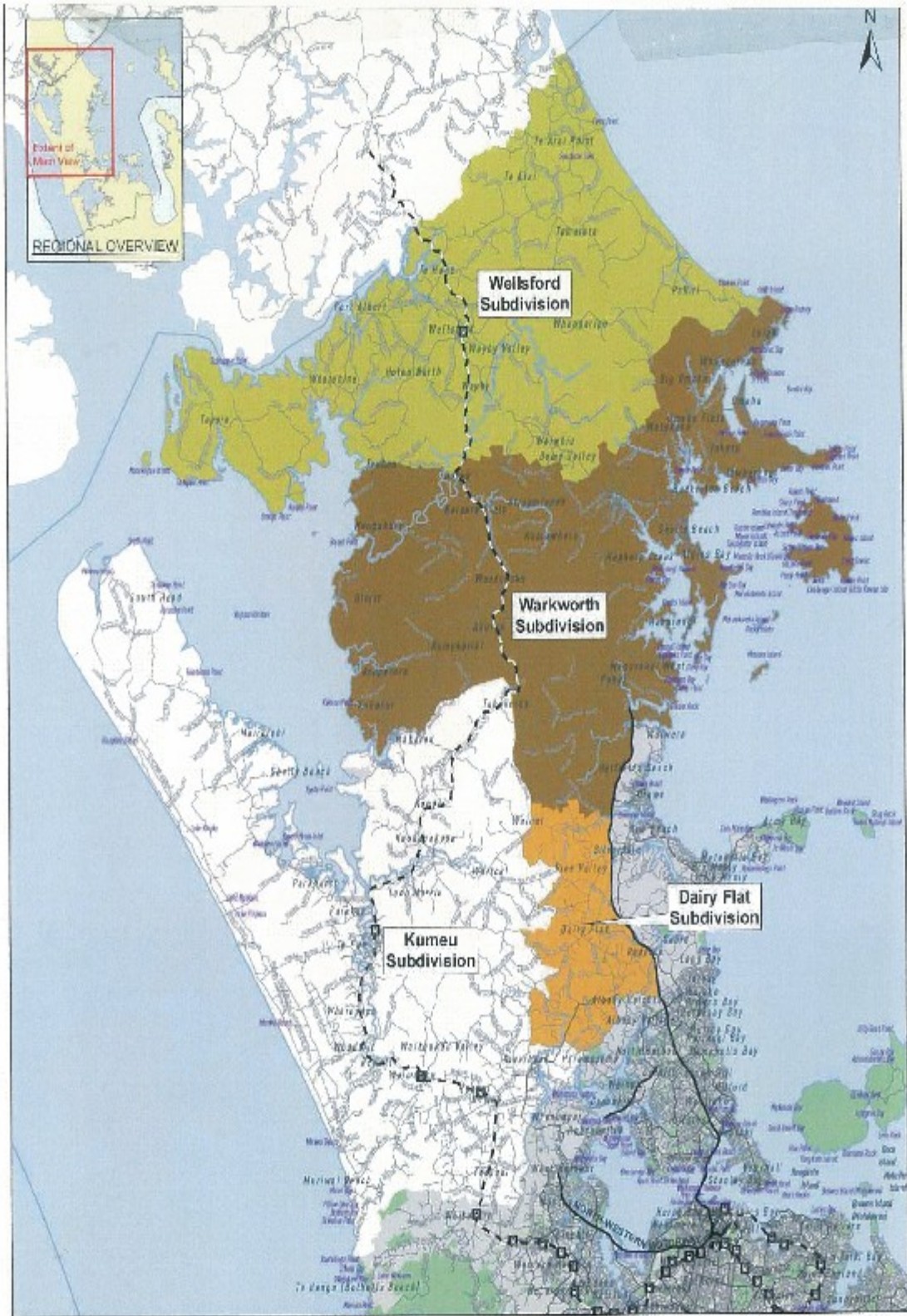
Attached as **Appendix 2** are the Council's current delegations to KIAC. Normally, following RDC elections, a report is prepared for the consideration of Councillors recommending that the Committee continues; that a Councillor representative be appointed; and that nominations be called and an informal poll be held to determine the two Island representatives on the Committee. These must be either normally resident on Kawau Island or whose names appear on the ratepayer electoral roll in respect of property on Kawau Island. Voters are those whose names are on the roll of electors used for the most recent triennial elections.

Several options are available for the future:

- (a) KIAC may wish to continue in a similar way as at present either as a sub-committee of the Auckland Council or the Rodney Local Board. In that case, it is suggested that KIAC might request that the Rodney District Council recommends its continuance to the Auckland Council in the first instance.
- (b) Alternatively, KIAC could be dissolved and the Islanders rely on KIRRA to represent its concerns in the same way that many other communities are represented by their ratepayer associations.

The matter is set down for discussion as to a preferred approach.

APPENDIX 1

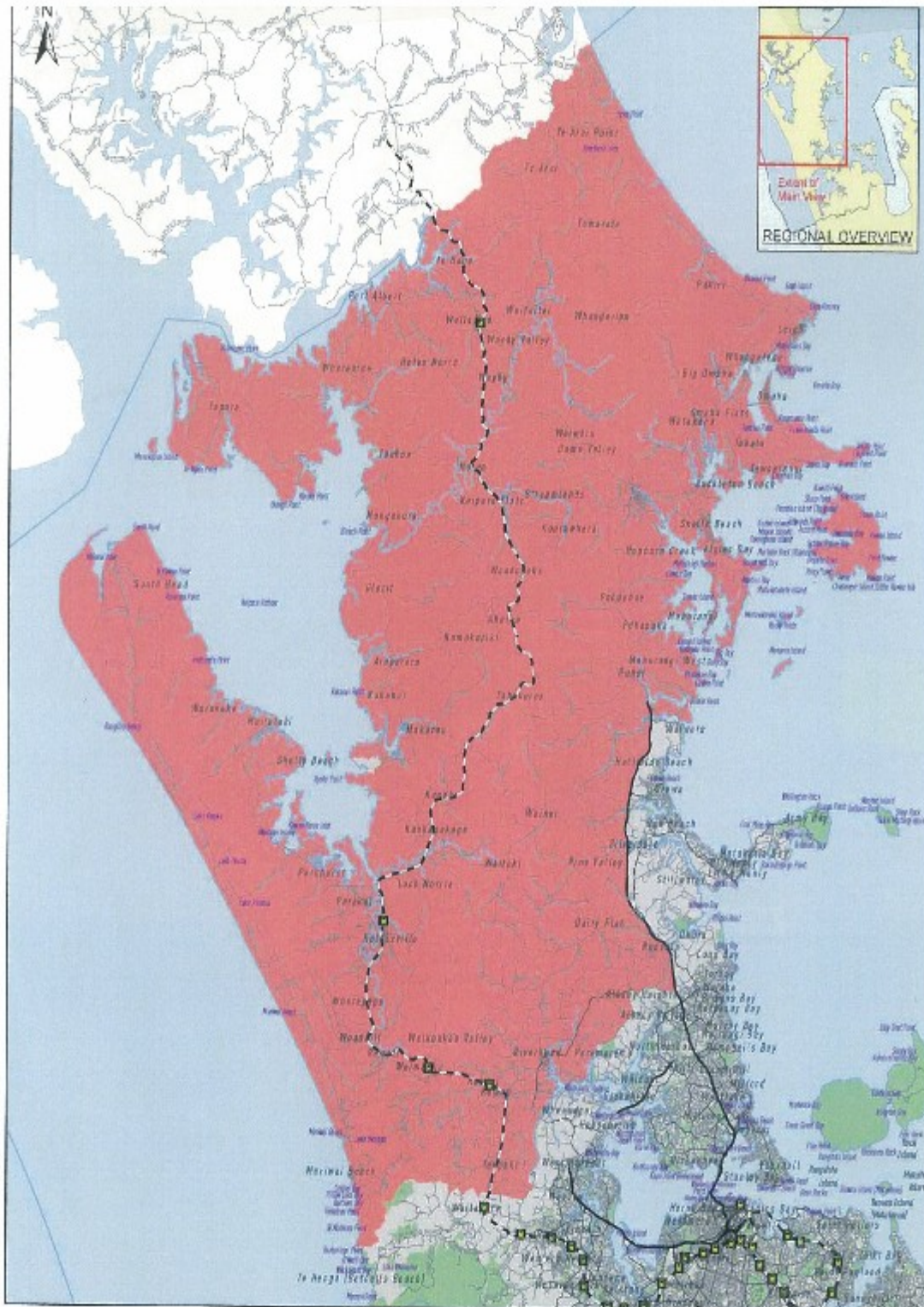


Legend

Motorway	Rail
Arterial Road	Rail Station
Major Road	Public Open Space

Rodney Local Board

LGC-Ak-181



Legend	
Motorway	Rail
Arterial Road	Rail Station
Major Road	Public Open Space

Rodney Ward

16C-AK-W1

APPENDIX 2

Purpose of Committee

The general purpose of the Kawau Island Advisory Committee shall be:

- (i) To co-ordinate and express to Council the views of Island residents and property owners on any matter of concern to Kawau Island.
- (ii) Within the limits of Council to take such actions in the interest of the Kawau Island, with respect to any matter of concern to island residents and property owners, as are appropriate, expedient and practicable.

Note: The Committee is delegated the power to make submissions to other parties on matters affecting Kawau Island. That in view of its role to co-ordinate and express the views of Island residents and property owners, any submissions shall make clear the extent of consultation that has been carried out with Island residents and property owners on that particular issue. If the matter being submitted on has wider implications for the District, submissions shall be by way of recommendation to the Council.

- (iii) To undertake, encourage and co-ordinate activities for the general well-being of the residents and property owners of Kawau Island.
- (iv) To perform such other functions, and exercise such other powers, as may from time to time be delegated to it by the Council.