

STRATEGY AND COMMUNITY COMMITTEE

MINUTES: of a meeting of the Strategy and Community Committee which commenced at 9.00 a.m. in the Council Chamber, Centreway Road, Orewa on Thursday, 3 December 2009 and reconvened at 10.15 a.m. in the Committee Room, Centreway Road, Orewa on Wednesday, 9 December 2009.

PRESENT: Penny Webster, Mayor
Crs Zane Taylor (Chairperson)
Pat Delich
Michael Goudie
Gaye Harding
John Kirikiri
Dave Parker, QSM
Grahame Powell
June Turner
Greville Walker
Wayne Walker
Suzanne Weld

IN ATTENDANCE: Assistant Chief Executive (Warren Maclennan)
Democracy Services Officer (Elaine Stephenson)

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9.00 a.m. Manager: Economic and Social Development (Anthony Dow) and Manager: Democracy Services (Ellen Barrett) in attendance.

873/12/09 APOLOGIES

AGENDA ITEM NO. 1

Powell/Delich

That the apologies from Cr Craig (for absence) be received and sustained.

Carried

874/12/09 PRESENTATION OF THE QUARTERLY REPORT OF ACTIVITIES BY RODNEY ECONOMIC DEVELOPMENT TRUST (REDT) FROM JULY TO SEPTEMBER 2009

FILE REF DG/2/1

AGENDA ITEM NO. 2

Note: Valerie Freeman, Chief Executive Officer of the Rodney Economic Development Trust (REDT), and Neil Barr, Chairperson of the REDT, were present for this item.

Anthony Dow introduced Valerie Freeman who gave a verbal update on the activities of the trust for the July to September period, highlighting the following points:

- there had been a good response to the new business support and training program;
- the draft business case had been delayed by a month;

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- the REDT had received a lot of support from the aquaculture industry and onshore farmers for the AquA branding concept;
- support had been shown by the food and beverage industry for the formation of a cluster and the establishment of a farmers market and an online growers register on a user pays basis;
- the REDT had been investigating what facilities existed at Woodhill Sands in relation to the proposed equestrian development and discussions were held with Franklin EDT regarding a joint mapping exercise and the provision of facilities from a regional perspective;
- focus on investment in Wellsford, noting the effect of the loss of employment in the area;
- the restructured Youth Transitions to Trades programme.

9.15 a.m. Senior Parks and Coastal Planning Engineer (Cameron Walker) and Communications Advisor (Allanah Jarman) in attendance.

Ms Freeman said that there was a slight improvement in the economic climate but that individual businesses were still struggling. Neil Barr noted that there was caution regarding larger investments, and that a mini lift in the climate was possible but he questioned whether it was sustainable.

Goudie/Powell

That the quarterly report and supporting presentation by the Rodney Economic Development Trust, covering the period July to September 2009, be received.

Carried

9.25 a.m. Recreation Policy Planner (Wendy Rutherford) in attendance.

875/12/09 BUSINESS IMPROVEMENT DISTRICT UPDATE

FILE REF RB/12/1

AGENDA ITEM NO. 16

Manager: Economic and Social Development (Anthony Dow) reported the results of the Business Improvement District polls in Warkworth and Orewa. Mr Dow said that there was positivity about the process and that Warkworth was in a good position to try to attract the required vote next year, whilst Destination Orewa Beach had decided to retain its current form and was looking for future options.

Mr Dow informed the Committee of his resignation and noted that the REDT would continue to support the Warkworth Business Association.

9.30 a.m. Manager: District Planning (Peter Vari), Manager: Urban Design and Development (Raewyn Catlow), Project Manager - Western Sector (Gavin Flynn) and Policy Planner (Sarah Gathercole) in attendance.

In discussion it was noted that more information was needed by the business community and that this was the responsibility of the business association with the Council's role being one of communication with the association.

Thanks were expressed for Mr Dow's work in the role of Manager: Economic and Social Development and Cr Parker thanked Mr Dow on behalf of the Warkworth Business Association.

Harding/Kirikiri

That the report be received.

Carried

9.35 a.m. Manager: Economic and Social Development (Anthony Dow) retired from the meeting.

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876/12/09 **AUCKLAND DRAFT REGIONAL PARKS MANAGEMENT PLAN**
FILE REF TP/16/22
AGENDA ITEM NO. 3

Note: Cleo Bergin, Project Leader, Regional Parks Management Plan Review, was present for this item.

Recreation Planner (Wendy Rutherford) gave a copy of the draft Regional Parks Management Plan to the Chairperson (Cr Taylor) and councillors requested that three copies be provided for the councillors' office.

Cleo Bergin provided an overview of the document via a PowerPoint presentation (hard copy on file), noting that the Management Plan was intended to be a living piece of information and that it would be an online resource.

9.45 a.m. Group Manager: Policy and Planning (Laura White) and Natural and Coastal Policy Advisor (Craig Pratt) in attendance.

Discussion followed Ms Bergin's presentation in which it was decided that all councillors would like to be involved in compiling the Council's submission. Ms Bergin confirmed that the Council would be granted an extension of time to make its submission. Points raised included:

- that roads leading to the Rodney parks were well utilised by people from all over Auckland but that no assistance with road maintenance was provided;
- the review period had been extended from five to ten years;
- the Muriwai infrastructure issues relating to wastewater treatment;
- that as the largest farmer in the region, the ARC should ensure it was farming for profit;
- the possible implications of moving vehicles further back from the foreshore;
- that thought should be given to removing the burden of the cost of maintaining parks from the ratepayers;
- possible provision for discreet cafés in remote parks which would assist with park maintenance costs,
- costs for the relocation of the Muriwai surf club;
- the importance of access to the Kaipara harbour;
- the lack of mention of boating or beach access in the overview;
- whether the Te Araroa walkway would be going through Wenderholm Park;
- a possible breach of the original agreement relating to Te Rau Pūiri Park;
- climate change.

10.20 a.m. Executive Manager (Paul Garbett) and Senior Water Services Operations Engineer (Philip du Plooy) in attendance.

Kirikiri/ Webster

- (a) That a councillor workshop be held in December to develop a submission on the Auckland Regional Council draft Regional Park Management Plan.**
- (b) That the submission be presented for approval at the 17 December 2009 Council meeting.**

Carried

10.35 a.m. Manager: Urban Design and Development (Raewyn Catlow) and Senior Water Services Operations Engineer (Philip du Plooy) retired from the meeting.

10.35 – 10.50 a.m. Morning tea adjournment.

10.50 a.m. Open Space Planner (Leo Jew) in attendance.

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877/12/09 **WARKWORTH RECREATION STUDY UPDATE**
FILE REF TP/9/76
AGENDA ITEM NO. 5

Note: Assistant Chief Executive (Warren Maclennan) did not take part in this item. The inclusion of Mr Maclennan's signature on the agenda report was an administrative error.

11.05 a.m. Assistant Chief Executive (Warren Maclennan) retired from the meeting.

11.10 a.m. Senior Policy Planner (Ian Bayliss) and Communications Advisor (Mike Isle) in attendance.

In discussion regarding hockey, it was decided that both options 1 and 3 in the agenda report would be recommended.

Turner/Webster

- (a) That, subject to minor formatting and editing changes, the Warkworth Recreation Study report, as set out in Appendix 1 to the agenda report, and the recommendations contained therein, be adopted.
- (b) That the report be made available to the community.
- (c) That decisions (b) and (c) of minute number 261/05/09 as noted in section 2 of the agenda report, made by the Strategy and Community Committee on 7 May 2009, regarding the Mahurangi Gymnastics Club, be rescinded.

Carried

878/12/09 **ESTABLISHMENT OF PUHOI PIONEERS MEMORIAL PARK ADVISORY COMMITTEE**
FILE REF RC/59/1
AGENDA ITEM NO. 6

Webster/Kirikiri

- (a) That the Council establish a Puhoi Pioneer Memorial Park Advisory Committee (with standard delegations to such Committees as shown at Appendix 2 to the agenda item).
- (b) That Councillor Powell be appointed as the Council's representative on the Committee.
- (c) That a public meeting be advertised for February 2010 to elect the public representatives on the Committee.

Carried

11.35 a.m. Executive Manager (Paul Garbett) retired from the meeting.

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11.40 a.m. Assistant Chief Executive (Warren MacLennan) in attendance.

879/12/09 OMERU SCENIC RESERVE DRAFT RESERVE MANAGEMENT PLAN
FILE REF RC/303/1
AGENDA ITEM NO. 7

Recreation Planner (Wendy Rutherford) outlined the draft plan and in the discussion that followed it was noted that no iwi response had been received regarding a question about the name of the reserve that had been raised in submissions to the plan. A request was made that this be followed up by the Council's Poutakawaenga (Jeremy Hema) at the next Taumata.

Webster/Delich

- (a) That the Draft Reserve Management Plan for the Omeru Scenic Reserve, attached as Appendix 1 to the agenda report, be received.
- (b) That the Draft Reserve Management Plan for the Omeru Scenic Reserve, incorporating any amendments agreed at the meeting, be advertised for public comment using the process set out in Section 41 of the Reserves Act 1977.

Carried

880/12/09 DRAFT RESERVE MANAGEMENT PLAN FOR WELLSFORD MEMORIAL PARK
FILE REF RC/76/1
AGENDA ITEM NO. 8

Note: A concept plan omitted from the appendices to the agenda item was tabled at the meeting (copy on file).

In discussion regarding the draft plan, it was noted that the exact location of the helicopter pad needed to be confirmed with emergency services. A question was raised regarding the removal of trees on Rodney Street and Policy Planner (Wendy Robertshaw) said that the exact number of trees was not known at this stage but that the design could be amended to show the area concerned.

Turner/Delich

That the draft Reserve Management Plan for Wellsford War Memorial Park, attached as Appendix 1 to the agenda report, be notified for public comment in accordance with Section 41 of the Reserves Act 1977.

Carried

881/12/09 OPEN SPACE STRATEGY
FILE REF TP/9/75
AGENDA ITEM NO. 9

Note: A tabular summary of the strategic policies and objectives of the Strategy was tabled at the meeting (copy on file).

Leo Jew provided a PowerPoint presentation (copy on file) outlining the objectives and highlighting the trends and growth scenarios shown in the Strategy.

11.55 a.m. Policy Planner (Wendy Robertshaw) retired from the meeting.

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Discussion took place which included:

- the report did not include an acquisition strategy which the development community was anticipating;
- reserve land acquisition should be given priority;
- bridleways, off-road cycleways and walkways should be encouraged;
- a considerable amount of recreational land in the district had been gifted to the Council;
- sustainability issues, including rising water levels;
- the document was 'wordy' and required a glossary;
- the strategy did not take the area's beaches into account;
- the need for more active recreation land in the Huapai-Kumeu area;
- the possibility of clubs using recreation land being responsible for the development costs,
- planning for subdivisions needed to cater for walkways and take connectivity into consideration;
- Council policies should incorporate roading and engineering policies;
- that road reserves be given the same priority as the roads themselves;
- the importance of the strategy as a legacy project.

Taylor/Powell

That the Open Space Strategy, as set out in Appendix 1 to the agenda report, be adopted.

Carried

Cr Kirikiri requested that his vote against this decision be recorded.

Assistant Chief Executive (Warren Maclennan) introduced Manager: Urban Design and Development (Raewyn Catlow) to the Committee, noting that her appointment was a secondment from Auckland City Council.

1.00 p.m. Senior Policy Planner (Ian Bayliss), Open Space Planner (Leo Jew), Recreation Policy Planner (Wendy Rutherford) and Communications Advisor (Mike Isle) retired from the meeting.

1.00 to 1.30 p.m. Lunch adjournment.

882/12/09 MAHURANGI ACTION PLAN

FILE REF FC/71/2

AGENDA ITEM NO. 10

1.30 p.m. Policy Planner (Ryan Bradley) in attendance.

Natural and Coastal Policy Advisor (Craig Pratt) acknowledged Cr Powell's active engagement in this project. The investigation of the sources of sedimentation affecting the Mahurangi River was discussed, where it was noted that a strong observance of the river monitoring system was required. With regard to pollution rating, Mr Pratt advised that there were several monitoring points along the river and that certain parts of the river were acceptable whilst others were not.

1.40 p.m. Senior Wastewater Engineer (Philip du Plooy) in attendance.

W Walker/Kirikiri

That the report be received.

Carried

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883/12/09 HERITAGE ITEM ASSISTANCE FUND 2009/10: ALLOCATION OF FUNDS**FILE REF** TP/14/2/7/1**AGENDA ITEM NO.** 11

1.45 p.m. Cr Parker retired from the meeting.
Communications Advisor (Allanah Jarman) in attendance.

Policy Planner (Ryan Bradley) explained that the fund was under-subscribed this year, that every eligible application had received funding, and that there was \$10,000 of fund money remaining.

A possible change in criteria was discussed for next year's fund.

W Walker/Goudie

- (a) That a further report be provided with options for the remaining fund monies.
- (b) That the Council allocate its 2009/10 heritage assistance fund budget to the following projects and appropriate agreements be entered into with the applicants for the amounts specified (with reference to the conditions):

#	H#	Name	Address	Area	Work	Amount	Conditions
2	H045	School house	15 Wainui Road	Silverdale	To replace spouting on all sides of Schoolhouse.	\$922.50	Coloursteel coated product to be used for spouting (not PVC). *
4	N/A	West Homestead	34 Garfield Road	Helensville	House roof replacement.	\$5,000.00	All works to be carried out on a 'like for like' basis. Roof covering to match profile and detailing of the existing. *
5	N/A	Mullet Point School	44 Martins Bay Road	Warkworth	Repainting after 13 years.	\$505.00	Colour to match existing or to be agreed in writing by the Council prior to the commencement of works.
7	H155	Port Albert Temperance Hall	Port Albert Road	Wellsford	Replace and repair five windows in same style as existing windows, due to rot.	\$5,000.00	Where possible, glass from the existing windows to be reused. Windows are to match the existing, with details and dimensions of the existing windows taken and documented for the fabrication of the new. *
8	H483 H484 H485 H486 H487	Archaeological sites / historical sites	700 Pukapuka Road	Mahurangi West	Fencing of significant archaeological and historical sites at Mahurangi Estate, Pukapuka Peninsula.	\$5,000.00	

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10	H077	Historic Villa	7 Saleyards Road	Puhoi	Replace lean-to roof in Coloursteel (corrugated) in 'Ironsand' colour, as prelude to replacing main roof (not heritage profile or colour).	\$5,000.00	*
11	H053	St Martins Church	912 State Highway 16	Waimauku	1. To replace rotting weatherboards on all sides of the church. 2. Improve drainage of grounds. 3. Provide protection of stained glass windows.	\$5,000.00	Funding not to be used for the path around the Church. *
14	H212	St Stephen's Church	5 Stanmore Bay Road	Whangaparaoa	Conservation Plan preparation for St Stephen's Church.	\$5,000.00	
1	H035	Church of St Peter and Paul	83 Puhoi Road	Puhoi	Replace plastic spouting on Church with copper spouting, as in the original 1881 Church. Downpipes will be plastic.	\$3,000.00	Downpipes to match replacement rainwater gutters or coated metal (not PVC). *
6	H037	Puhoi Centennial Hall	88 Puhoi Road	Puhoi	Repaint exterior of hall.	\$5,000.00	Colour to match existing or to be agreed in writing by the Council prior to the commencement of works.
13	H113	Helensville Court house	98 Mill Road	Helensville	Repairing and replacing broken floorboards in Courthouse.	\$1,000.00	More detail needed on what timber will be used for repairs. *
TOTAL						\$40,427.50	

* Detailed specification of the works to be supplied to and approved in writing by the Council prior to the commencement of any works.

Carried

Cr Kirikiri requested that his vote against this decision be recorded.

1.55 p.m. Manager: Building Consents (Richard Ritsma) and Social Policy Advisor (Michael Sinclair) in attendance.
Policy Planner (Ryan Bradley) retired from the meeting.

**884/12/09 SUMMARY OF RESOURCE AND BUILDING CONSENT INFORMATION
– SEPTEMBER / OCTOBER 2009**

FILE REF TP/9/17

AGENDA ITEM NO. 12

Manager: Building Consents (Richard Ritsma) reported that double the number of Code Compliance Certificate applications was being received compared to the number of building consent applications. He said that a lot of consents were currently being completed. It was noted that a reduced number of tree applications had been received.

W Walker/Goudie

That the information be received.

Carried

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2.00 p.m. Cr Parker in attendance.
Bylaws Consultant (Geoff Ward) and Senior Policy Planner (Jason Evans) in attendance.

**885/12/09 UPDATE ON THE DEVELOPMENT OF THE HIBISCUS COAST
(WHANGAPARAOA) FAMILY CENTRE**

FILE REF CF/1/1

AGENDA ITEM NO. 13

Discussion took place regarding the preferred site for the family centre and the history of the project.

2.13 p.m. Manager: District Planning (Peter Vari) in attendance.

Goudie/Kirikiri

- (a) That the Council continue to support the Hibiscus Coast Family Centre Reference Group and the Hibiscus Coast Family Centre Trust Board in their efforts to advance the development of a family Centre in Whangaparaoa.
- (b) That the previous decision (Confidential Minute no: 1478/12/07) continue to be progressed.

Division

For the motion

Goudie
Harding
Kirikiri
Parker
Taylor
G Walker
Webster

Against the motion

Delich
Powell
Turner
W Walker

Carried

Cr Powell requested that his vote against clause (b) of the decision be recorded on the grounds that the cost of committing to the purchase of the Ministry of Education land was unknown.

Cr Turner requested that her reason for voting against clause (b) of the decision be recorded on the grounds that she felt that the Link Crescent site should be the preferred site.

Cr W Walker asked that his vote against clause (b) of the decision be recorded.

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886/12/09 GENERAL BYLAW 1998: REVIEW OF CHAPTER 17 - TRADE WASTE - STATEMENT OF PROPOSAL**FILE REF** BC/1/4**AGENDA ITEM NO.** 14

Senior Wastewater Engineer (Philip du Plooy) outlined the changes to the bylaw, which included:

- restrictions on tankered waste;
- changed definitions to keep in line with modern technology;
- permitted mercury levels.

Mr du Plooy said that the bylaw had helped to control and regulate industries in the district and that in his opinion; this bylaw would be one of the better bylaws going forward to the new Auckland Council.

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

The draft amended Chapter 17 – Trade Waste – Statement of Proposal is attached as **Appendix 1** to the meeting minutes.

W Walker/Weld**(a) That the Committee confirm:**

- (i) That the use of the reviewed amended Chapter 17 - Trade Waste of General Bylaw 1998 is an appropriate mechanism for the management of trade waste discharged into Council wastewater and stormwater systems in Rodney District and that the draft amended Chapter 17 - Trade Waste Bylaw in the Statement of Proposal is appropriate to Rodney District and in keeping with the NZ Waste Strategy 2002 and the Rodney District Zero Waste Plan 2005.
- (ii) That options have been considered and the making of a bylaw continues to be a reasonable and practical option for the management and control of trade waste.
- (iii) That the likely benefits of having a trade waste bylaw in place will outweigh the costs of administering the bylaw and the potential costs arising from the inappropriate discharge of trade waste to Council's wastewater and stormwater systems.
- (iv) That the level of consultation with the community and interested parties already undertaken and that is still proposed under the special consultative procedure and set out in the Agenda Report, is appropriate in the circumstances.
- (v) That this report, the Statement of Proposal, the Summary of Information and minutes of the Council's decisions will provide sufficient record of the manner in which the Council has complied with requirements of the Local Government Act 2002.
- (vi) That the draft amended Chapter 17 - Trade Waste Bylaw is consistent with other plans and policies of the Council.
- (vii) That the draft amended Chapter 17 - Trade Waste Bylaw is not inconsistent with the New Zealand Bill of Rights Act 1990.

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- (b) That a copy of the notice be sent under section 148(2) of the Local Government Act 2002 to all those trade premises contained in the Council's Register of Trade Premises.
- (c) That it be recommended to the Council:
- (i) That the Statement of Proposal including the draft amended Chapter 17- Trade Waste Bylaw of General Bylaw 1998 (Appendix 1 to the agenda report) and the accompanying Summary of Information in Appendix 2 to the agenda report, be adopted and be publicly notified under sections 83 and 148(2) of the Act, seeking submissions including representations from owners and occupiers of trade premises in the District, with the intention of making the bylaw.
- (ii) That submissions and representations be received by the Council until 4.00 p.m. on Monday 1 March 2010.

Carried

887/12/09 **GENERAL BYLAW 1998:**
PROPOSED AMENDMENTS TO CHAPTER 18, ROAD SPEED LIMITS -
STATEMENT OF PROPOSAL

FILE REF BC/1/4, RF/228/5

AGENDA ITEM NO. 15

Note: Consultant Transportation Engineer, David Mitchell was present for this item.

Discussion on the proposed changes as a result of the annual review of speed limits took place which included:

- the Orewa Boulevard 20 kph limit and the issue of traffic diverting on to Centreway Road;
- whether a speed limit of 80 kph was suitable for Wharf Road, Port Albert;
- the legend for Sheet 23 of the Statement of Proposal needed clarification;
- the removal of a reference from Sheet 24a;
- that the Council had no jurisdiction over State Highway 17 until July 2010.

The draft Chapter 18 – Road Speed Limits – Statement of Proposal is attached as **Appendix 2** to the meeting minutes.

Turner/G Walker

That it be recommended to the Council:

- (a) That the proposed road speed limit amendments to General Bylaw, 1998 Chapter 18 – Road Speed Limits shown in section 3.1 of the GHD report 'Report for Rodney District 2009 Speed Limit Review – October 2009' attached as Appendix 1 to the agenda report, with the exception of that referring to State Highway 17 (section 2.37 page 7) which is dealt with in recommendation (b), be approved.
- (b) That, for the purpose of providing feedback to the NZTA, public comment be invited on the road speed limit changes on State Highway 17 as set out in section 2.37 of the GHD report 'Report for Rodney District 2009 Speed Limit Review - October 2009', attached as Appendix 1 to the agenda report and in section 2.3 of the agenda report.

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- (c) That the proposed amendments to General Bylaw, 1998 Chapter 18 - Road Speed Limits set out in Schedules 1 – 4 and Map numbers RDC 17690 – 1 to 23, 24A (deletions struck through), 25 – 26, attached as Appendix 2 to the agenda report, be adopted and public consultation proceed under Section 82 of the Local Government Act 2002, and in accordance with Land Transport Rule 54001 – Setting of Speed Limits 2003.

Carried

888/12/09 **PROGRESS REPORT ON IMPLEMENTATION OF COMMITTEE DECISIONS**

FILE REF CF/1/1

AGENDA ITEM NO. 17

W Walker/Delich

That the information be received.

Carried

889/12/09 **PUBLIC EXCLUDED**

AGENDA ITEM NO. 18

W Walker/Delich

That the public be excluded from the following parts of the proceedings of this meeting, namely:

Minute No(s) 890/12/09, 891/12/09, 892/12/09, 893/12/09, 894/12/09, 895/12/09 and 896/12/09

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:

General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Grounds under section 48(1) for the passing of this resolution
Update on Appeals to District Plan 2000	Refer grounds	That the exclusion of the public from the whole or the relevant part of the proceedings of the meeting is necessary to enable the Local Authority to deliberate in private on its decision or recommendation in any proceedings before it where: (i) a right of appeal lies to any court or tribunal against the final decision of the Local Authority in those proceedings; or (ii) the Local Authority is required, by any enactment, to make a recommendation in respect of the matter that is the subject of those proceedings. (section 48(1)(d) Local Government Official Information and Meetings Act 1987.)

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Orewa West – Proposed Variation 137	Refer grounds	That the exclusion of the public from the whole or the relevant part of the proceedings of the meeting is necessary to enable the Local Authority to deliberate in private on its decision or recommendation in any proceedings before it where: (i) a right of appeal lies to any court or tribunal against the final decision of the Local Authority in those proceedings; or (ii) the Local Authority is required, by any enactment, to make a recommendation in respect of the matter that is the subject of those proceedings. (section 48(1)(d) Local Government Official Information and Meetings Act 1987.)
Proposed Plan Change to shift Metropolitan Urban Limit	Refer grounds	That the exclusion of the public from the whole or the relevant part of the proceedings of the meeting is necessary to enable the Local Authority to deliberate in private on its decision or recommendation in any proceedings before it where: (i) a right of appeal lies to any court or tribunal against the final decision of the Local Authority in those proceedings; or (ii) the Local Authority is required, by any enactment, to make a recommendation in respect of the matter that is the subject of those proceedings. (section 48(1)(d) Local Government Official Information and Meetings Act 1987.)
Proposed Plan Change to shift Metropolitan Urban Limit	Refer grounds	That the exclusion of the public from the whole or the relevant part of the proceedings of the meeting is necessary to enable the Local Authority to deliberate in private on its decision or recommendation in any proceedings before it where: (i) a right of appeal lies to any court or tribunal against the final decision of the Local Authority in those proceedings; or (ii) the Local Authority is required, by any enactment, to make a recommendation in respect of the matter that is the subject of those proceedings. (section 48(1)(d) Local Government Official Information and Meetings Act 1987.)
Proposed Variation 133	Refer grounds	That the exclusion of the public from the whole or the relevant part of the proceedings of the meeting is necessary to enable the Local Authority to deliberate in private on its decision or recommendation in any proceedings before it where: (i) a right of appeal lies to any court or tribunal against the final decision of the Local Authority in those proceedings; or (ii) the Local Authority is required, by any enactment, to make a recommendation in respect of the matter that is the subject of those proceedings. (section 48(1)(d) Local Government Official Information and Meetings Act 1987.)

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<p>Conduct of Public Affairs – Tree Protection</p>	<p>The disclosure of information would not be in the public interest because of the greater need to maintain the effective conduct of public affairs through the protection of members, officers, employees or persons acting under contractual agreement with the council (in the manner defined in section 2(5) of the Act) from improper pressure or harassment (section 7(2)(f)(ii) Local Government Official Information and Meetings Act 1987).</p>	<p>That the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding would exist, under section 6 or section 7 (except section 7(2)(f)(i) of the Act). (section 48(1)(a) Local Government Official Information and Meetings Act 1987.)</p>
<p>Progress report on implementation of confidential committee decisions</p>	<p>As per the reasons given for excluding the public at the meeting(s) when these decisions were made</p>	<p>As per the grounds given for excluding the public at the meeting(s) when these decisions were made.</p>

Delich/Powell

That Consultant, David Wren be permitted to remain at this meeting, after the public has been excluded, because his knowledge will be of assistance in relation to the matters to be discussed in confidential agenda items 20, 21 and 22.

Carried

Goudie/Webster

That Standing Order 3.3.7 (duration of meetings and time limits) be suspended in order that the business of the day may be concluded.

Carried

The meeting was adjourned at 4.30 p.m.

The meeting reconvened at 10.15 a.m. on Wednesday 9 December 2009, in the Committee Room, Centreway Road, Orewa.

PRESENT:

- Penny Webster, Mayor
- Crs Zane Taylor (Chairperson)
- Pat Delich
- Michael Goudie
- Gaye Harding
- John Kirikiri
- Grahame Powell
- Greville Walker

IN ATTENDANCE:

- Assistant Chief Executive (Warren Maclennan)
- Project Manager - Western Sector (Gavin Flynn)
- Policy Planner (Sarah Gathercole)
- Bylaws Consultant (Geoff Ward)
- Democracy Services Officer (Elaine Stephenson)

Delich/Powell

That the apologies from Crs Craig, Parker, Turner, W Walker and Weld be received and sustained.

Carried

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**897/12/09 PROPOSED VARIATION 127 TO THE DISTRICT PLAN 2000 –
OPERATIVE IN PART RELATING TO THE REZONING OF LAND FOR
RESIDENTIAL AND LOCAL SHOPS PURPOSES AT HUAPAI NORTH****FILE REF TP/14/4/127****AGENDA ITEM NO. 4**

Project Manager - Western Sector (Gavin Flynn) provided a PowerPoint presentation (copy on file).

10.20 a.m. Manager: Environmental Assets and Programmes (Kim Buchanan) in attendance.

Mr Flynn outlined the background leading up to proposed variation 127, noting the stages involved and the consultation that had taken place.

Policy Planner (Sarah Gathercole) spoke of the key concepts involved.

10.32 a.m. Group Manager: Policy and Planning (Laura White) in attendance.

Discussion followed in which councillors' questions were answered. Cr Kirikiri requested that more details on the Auckland Regional Growth Strategy shortfall for the area be provided before the 17 December Council meeting.

The importance of listening to the wishes of the residents of the area was noted.

G Walker/Delich**That it be recommended to the Council:**

- (a) That the Section 32 report prepared in conjunction with Proposed Variation 127, as set out in Appendix 2 to the agenda report, be adopted on the basis that the report satisfies the requirements of the Resource Management Act 1991.
- (b) That pursuant to Section 73 and the First Schedule of the Resource Management Act 1991, Variation 127 to the Rodney District Plan 2000 – operative in part, as set out in Appendix 1 to the agenda report, be initiated.
- (c) That unless any further significant issues are raised following the results of consultation with the Ministry for the Environment, Auckland Regional Council, Ngati Whatua Nga Rima O Kaipara, OnTrack and the New Zealand Transport Agency, the variation be publicly notified as soon as practicable after 10 January 2010.

Carried

Cr Kirikiri requested that his vote against this decision be recorded.

3 and 9 December 2009

The following decisions were made with the public excluded and then restated in open meeting:

898/12/09 **OREWA WEST - PROPOSED VARIATION 137 SPECIAL 22 (OREWA WEST) ZONE**
FILE REF TP/9/35
AGENDA ITEM NO. 20

Webster/Taylor

- (a) That Proposed Variation 137 Special 22 (Orewa West) Zone, as set out in Confidential Appendices 2 and 3 of this agenda report (subject to minor amendments and corrections), be adopted for pre notification consultation with statutory bodies in accordance with Clause 3 of the First Schedule to the Resource Management Act 1991.
- (b) That the draft Integrated Catchment Management Plan for the Orewa catchment be released for consultation.
- (c) That the resolution and the agenda report be restated in open meeting.

Carried

899/12/09 **PROPOSED PLAN CHANGE REQUEST TO THE AUCKLAND REGIONAL POLICY STATEMENT TO SHIFT METROPOLITAN URBAN LIMIT AT THE HIBISCUS COAST GATEWAY AREA AT SILVERDALE**
FILE REF TP/9/45/2
AGENDA ITEM NO. 21

Weld/Webster

- (a) That the proposed request to change the Auckland Regional Policy Statement to shift the Metropolitan Urban Limit and the proposed variation to the Regional Air Land Water Plan as set out in Confidential Appendices 2, 3, 4 and 5 to this report (subject to minor amendments and corrections) be adopted and that they be lodged with the Auckland Regional Council pursuant to Schedule 1 Part 2 Section 21 clause (3) of the Resource Management Act 1991.
- (b) That it be noted that a variation to the Proposed District Plan to rezone the land for recreation and entertainment purposes is also required and was the subject of an item to the District Plan Committee on 2 December 2009.
- (c) That it be noted that Proposed Variation 123 will be notified at the same time as the Proposed Metropolitan Urban Limit shift request.
- (d) That it be noted that a draft Integrated Catchment Management Plan has been prepared and will be lodged with the Auckland Regional Council around the same time as the Metropolitan Urban Limit shift request is lodged.
- (e) That the resolution and the agenda report be restated in open meeting.

Carried

3 and 9 December 2009

900/12/09 PROPOSED PLAN CHANGE REQUEST TO THE AUCKLAND REGIONAL POLICY STATEMENT TO SHIFT THE METROPOLITAN URBAN LIMIT FOR INDUSTRIAL LAND AT SILVERDALE

FILE REF TP/9/45/3

AGENDA ITEM NO. 22

Webster/Powell

- (a) That the Committee adopt the proposed request to change the Auckland Regional Policy Statement to shift the Metropolitan Urban Limit and the proposed change to the Regional Air Land Water Plan as set out in Appendices 2, 3 and 4 of this report (subject to minor amendments and corrections) and that they be lodged with the Auckland Regional Council pursuant to Schedule 1 Part 2 Section 21 clause (3) of the Resource Management Act 1991.
- (b) That it be noted that a variation to the Proposed District Plan to rezone the land for industrial purposes is also required and that this variation was the subject of an item to the District Plan Committee on 2 December 2009.
- (c) That it be noted that the Proposed Variation to the District Plan will be notified at the same time as the Proposed MUL shift request is lodged.
- (d) That it be noted that a draft Integrated Catchment Management Plan has been prepared and a discharge consent will be lodged with the Auckland Regional Council around the same time as the MUL shift request.
- (e) That the resolution and the agenda report be restated in open meeting.

Carried

901/12/09 TREE PROTECTION – LEGAL DECLARATION

FILE REF TP/14/2/23; TD/1/1

AGENDA ITEM NO. 24

Delich/Turner

- (a) That Rodney District Council collaborate with other councils in a joint application to the Environment Court, applying for a declaration on section 76 (4A) of the Resource Management Act 1991, as outlined in section 2.2 of this agenda report.
- (b) That the decision and agenda report be restated in open meeting.

Division

For the motion

Delich
Kirikiri
Parker
Turner
G Walker

Against the motion

Goudie
Harding
Powell
Taylor
Weld
Webster

Lost

3 and 9 December 2009

The meeting closed at 11.07 a.m.

CONFIRMED AS A TRUE AND CORRECT RECORD THIS 4TH DAY OF MARCH 2010

MAYOR

* * * * *

3 and 9 December 2009

CONFIDENTIAL