

MINUTES OF WAITARA COMMUNITY BOARD

FILE REFERENCE: DP-14-02 DM1522925
MEETING DATE: Friday 14 February 2014 at 9am.
VENUE: Waitara Library & Service Centre, Waitara
MEMBERS PRESENT: Joe Rauner (Chairperson), Andrew Larsen, Trevor Dodunski and Cr Colin Johnston

APOLOGIES: Bill Simpson

STAFF IN ATTENDANCE: Jan Higley, Julie Straka, Jayne Beer, Mark Hall, Suzanne Jones, Steve McGill, Colin Comber, Anaru Wilkie

NON-MEMBERS PRESENT: Mayor Andrew Judd, Crs Heather Dodunski, Craig McFarlane, Grant Coward, John McLeod, Shaun Biesiek and Ken Bedford (Chairperson Clifton Community Board)

DEPUTATIONS

- a) Juliet Larkin (Communications Manager) and Gary Riley (Engineer) from Methanex provided an overview about Methanex and explained the noise monitoring and mitigation that is currently being undertaken. They advised that they are working with the residents in the area surrounding the Waitara Valley Plant to monitor and manage any noise issues.
- b) Garnet Henderson from the Taranaki Car Club provided an update on the event being held on Saturday 15 February 2014.
- c) Ian Morton provided an update on the recent activities of the Waitara Leaseholders.

PART A

MATTERS FINALLY DETERMINED BY THE WAITARA COMMUNITY BOARD UNDER DELEGATED AUTHORITY AND REFERRED TO THE COUNCIL FOR INFORMATION AND RECORD

1. **Confirmation of Minutes**

Resolved:

That the minutes of the Waitara Community Board meeting held on 15 November 2014 were confirmed as a true and accurate record.

2. **Code of Conduct – Community Boards**

File Reference: DM 1517679

The purpose of this report is to provide community boards with the option of adopting a Code of Conduct based on the New Plymouth District Council Elected Members Code of Conduct.

Resolved:

That having considered all matters raised in the report the Waitara Community Board adopts the draft code of conduct attached to this report.

3. **Members Activity Report – Andrew Larsen**
File Reference: DP-09-05, DM1519033
The purpose of this report is to provide an update of the Waitara Community Board activities of Andrew Larsen in the period to 31 January 2014.
Resolved:
That having considered all matters raised in the report, that the report be received.
4. **Members Activity Report – Joe Rauner**
File Reference: DP-09-05, DM1518414
The purpose of this report is to provide an update of the Waitara Community Board activities of Joe Rauner in the period to 31 January 2014.
Resolved:
That having considered all matters raised in the report, that the report be received.
- Democracy Advisor's Note
Cr Johnston asked that it be recorded that the landowners and developers be thanked for supporting the Area A Plan Change through what has been a lengthy process.

PART B
ITEMS FOR FINAL DETERMINATION BY THE COUNCIL

5. **Application for Special Exemption from the Requirements of the Fencing of Swimming Pools Act 1987**
File Reference: RG-02-11-11 DM 1510264
The purpose of this report is to seek approval of several individual applications under section 6 of the Fencing of Swimming Pools Act 1987 for a special exemption from the requirement for spa pools and hot tubs to be fenced and an additional application for special exemption for where a section of pool fencing does not achieve 1200mm.
Resolved:
That having considered all matters raised in the report:
- a) Pursuant to section 6(1) of the Fencing of Swimming Pools Act 1987, grant a special exemption for each of the following spa pools and swimming pool:
1. Spa pool at 34 Seymour Street, Waitara
 2. Spa pool at 935 Mokau Road, Uruti
 3. Spa pool at 25 Takiroa Street, Urenui
 4. Spa pool at 23 Motukari Place, Urenui
 5. Spa pool at 108 Urenui Beach Road, Urenui
 6. Spa pool at 524 Kaipikari Road Upper, Urenui

7. Spa pool at 184 Ohanga Road, Urenui
8. Spa pool at 56 Bertrand Road, Waitara
9. Spa pool at 1 Arthur Road, Bell Block
10. Spa at 169B Heta Road, New Plymouth
11. Swimming pool fencing on stairs only at 12 Dowman Street, Urenui.

b) Pursuant to section 6(2) of the Fencing of Swimming Pools Act 1987, for each of the spa pool and hot tub special exemptions impose the following conditions which will be maintained at all times when the pool is full or partially full of water and not in use:

1. The top of the spa or hot tub stands at least 760 mm above the surrounding ground or deck.
2. The cover will be locked and clear of any climbable object (including the steps).
3. The locks shall not be able to be readily opened or released by a child of up to the age of six years.
4. When locked, the cover shall be fitted so that if lifted it does not release the locking device or provide an opening greater than 100 mm.
5. The cover shall be made of a material that if walked on cannot collapse and can withstand the weight of at least 20 kg to ensure that it will carry more than the weight of a child up to six years of age.
6. The cover shall be tapered from the centre hinge to the out edge of the cover so that water will not pond on top of it.
7. The cover, clips and locks shall be maintained at all times in a good state of repair.
8. A warning sticker shall be placed on the cover to advise that it shall be locked in place with the spa pool or hot tub is not being used or supervised.
9. Removable steps, moveable furniture, or other objects that can assist a young child to climb on the cover, shall be stored away at least 1200mm from the side of the pool.

c) Pursuant to section 6(2) of the Fencing of Swimming Pools Act 1987, for the swimming pool partial fencing on the stairs at 12 Dowman Street Urenui special exemption, impose the following condition which will be maintained at all times when the pool is full or partially full of water and not in use:

1. The wires which make up the balustrade on the stairs adjacent to the pool must remain tensioned at all times.

6. **Customer and Regulatory Services Report – Quarter 2 (October – December 2013/2014)**
File Reference: DM 1516080
This report presents data for the second quarter of 2013/2014 from Customer Support and the following regulatory areas: land use and subdivision consents and monitoring, building control, environmental health, animal control, parking, liquor and food licensing and control and bylaw enforcement.
Resolved:
That having considered all matters raised in the report the Council note the information provided.

7. **Activity Report – Environmental Strategy and Policy**
File Reference: DM 1517437 PP-05-05.v01
This report provides an update of the Environmental Strategy and Policy work programme.
Resolved:
That having considered all matters raised in the report this report be received for information.

8. **District Licensing Committee Administration Policy**
File Reference: DM1500820
The purpose of this report is to present the District Licensing Committee Administration Policy.
Resolved:
That having considered all matters raised in the report the District Licensing Committee Administration Policy (Appendix A) is adopted.

9. **Commercial Trading in Public Places Policy and Events in Parks and Reserves Policy**
File Reference: DM 1483329
The purpose of this report to is to adopt two new policies, one concerning the use of public space including parks and reserves and road reserves for commercial trading, and the second for events on parks and reserves.
Resolved:
That having considered all matters raised in the report:
 1. The Commercial Trading in Public Places Policy (Appendix One) be adopted.
 2. The Events on Parks and Reserves Policy (Appendix Two) be adopted.
 3. The fees structure at Appendix Three be adopted.
 4. The events (2.3.8) and commercial use (2.3.2) sections of the General Policies for Council Administered Reserves (2006) be revoked.
 5. Policy P05-014 Organised and Commercial Activity on the Coastal Walkway be revoked.

10. **Quarterly Report on Council Energy Management & Greenhouse Gas Reduction Programme - 1 October to 31 December 2013**

File Reference: CM 10 05 04 v03, DM 1504851

The purpose of this report is to table the Energy Management Services Team report on savings made across the spectrum of Council operations in respect of electricity, gas, and fuel consumption and consequential reduction in green house carbon emissions through an in-house Energy Management Programme first initiated in 2006. The report covers the quarterly period 1 October – 31 December 2013.

Resolved:

That having considered all matters raised in the report it is noted that:

- a) Since 2006, an Energy Management Policy Programme has been in place with the objective of optimising efficient energy use in order to reduce its impact on the environment; eliminate waste and reduce expenditure for the benefit (both current and future) of the community and ratepayers.
- b) The Energy Management Programme is a continuous improvement programme including monitoring, tracking and reviewing results/targets using quarterly reporting.
- c) The Energy Management Programme is a combination of behavioural change and alterations to existing infrastructure.
- d) The Energy Programme covers the spectrum of energy resources that includes electricity, natural gas and liquid fuels (petrol and diesel) used in buildings; pumping of water (both potable and waste); treatment of wastewater; and vehicle fleet running.
- e) Since inception of the Energy Management Programme actual savings of greater than \$1.1m, and savings against “Business as Usual” of greater than \$1.8m have been made in expenditure.
- f) The Energy Management Report for the quarterly period 1 October to 31 December 2013 is attached as Appendix A.
- g) Unless directed otherwise, further quarterly reports will be provided.

11. **Performance Report – 1 July to 31 December 2013**

File Reference: PP-05-05, DM 1510739

The purpose of this report is to advise of the Council’s performance against the objectives in the Long-Term Plan 2012-2022 for the first half of the 2013/14 financial year (1 July 2013 to 31 December 2013).

Resolved:

That having considered all matters raised in the report, that the report on the performance against objectives for the period ending 31 December 2013 be received.

12 **Installation of Pipeline in Road Reserve to Convey Effluent– Nelson & Parris Streets, West Quay, Waitara**

File Reference: RT 15-06; DM 1512477

The purpose of this report is to seek the Council's approval to allow a pipeline to be installed in the road reserve within Nelson Street, Parris Street and West Quay, Waitara pursuant to Section 338 of the Local Government Act 1974.

Resolved:

That having considered all matters raised in the report:

- a) A right pursuant to Section 338 of the Local Government Act 1974 be granted to Methanex New Zealand Limited to lay a pipeline for the purpose of conveyance of effluent product within Nelson Street, Parris Street and West Quay, Waitara as indicated on the drawing appended to this report (Appendix A).
- b) It is noted that the final routes within the above road reserve is subject to the approval of the Manager Roding Assets.
- c) The grant of right is approved for a twenty year period, with a renewal option for a further twenty year period, subject (but not limited to) the following conditions:
 - i) Payment by Methanex New Zealand Limited of an annual rental calculated on 8% of the land value of trench area (based on the average rateable land value of the adjoining properties) for the first twenty year term; such rental to be paid annually in advance, or as a one-off upfront payment.
 - ii) Rent to be reviewed on renewal, payment by Methanex New Zealand Limited, for the renewal term of 20 years; such rental to be paid annually in advance, or as a one-off upfront payment, based on 8% of the land value of trench area at the time of renewal, inclusive of safety margins (based on the average rateable land value of the adjoining properties).
 - iii) Pipelines being laid at an alignment and depth agreed to by the Manager Roding Assets; should any manholes be located in the carriageway Methanex New Zealand Limited will be required to fund modifications to the manholes as a consequence of any future road works.
 - iv) Disturbed road substrate and surface being reinstated at the expense of Methanex New Zealand Limited to the satisfaction of the Manager Roding Assets.
 - v) Methanex New Zealand Limited to liaise with all landowners and utility operators along the route well in advance of the work, particularly in respect to disturbance to their operations and reinstatement of driveways.

- vi) Inconvenience to traffic being minimised during the course of the works and a traffic management plan, acceptable to the Manager Roading Assets, being implemented by Methanex New Zealand Limited at its cost as well as the engagement of an independent qualified traffic management and quality assurance assessor throughout the works to ensure that disruption is minimised and road surfaces are reinstated satisfactorily.
- vii) As-built plans of the pipeline route being provided to the Council as soon as possible after completion of works and that a \$5,000 bond be paid which will be released upon the deposit of as-built plans to the Council.
- viii) All necessary Council regulatory approvals and resource consents being obtained by Methanex New Zealand Limited including in respect to working in the vicinity of other pipelines and services, on or within the road reserve.
- ix) Written notice being provided to the Manager Roading Assets prior to any work in the road reserve commencing; such notice period to be set by the Manager Roading Assets.
- x) A Corridor Access Request application is required, to formalise the terms and conditions of excavation of the road reserve, to include a 24 month maintenance period obligation upon Methanex New Zealand Limited, as set out in the National Code of Practice for Utility Operators in terms of the Utilities Access Act 2010.
- xi) Methanex New Zealand Limited meeting all costs in relation to this matter, including costs to prepare the Deed of Grant outlining the aforementioned conditions.

13. **Solid Waste Kerbside Collection Contract Renewal**

File Reference: WW-06-07-04; DM 1490575

The purpose of this report is to seek approval from the Council for Council officers to enter into contract negotiations with the preferred tenderer for the renewal the kerbside collection contract commencing October 2015.

Resolved:

That having considered all matters raised in the report and noting that tenders have been received for the renewal of the solid waste kerbside collection contract with effect from 1 October 2015:

- a) The inconsistency with the LTP forecast from 2015/16 onward is noted, along with the reasons for these inconsistencies as required by the section 80 of the Local Government Act.
- b) Council officers be authorised to enter into contract negotiations with the preferred tenderer and the Chief Executive be authorised to approve and execute the final contract agreement.

- c) Subject to successful tender negotiations, approval is given to adopt Option C of the solid waste kerbside collection contract, being the weekly collection of rubbish bags, fortnightly collection of 240L bin for mixed recyclables and fortnightly collection of a crate for glass (on alternating weeks).
- d) The opt-in greenwaste collection is not provided as part of the kerbside service.
- e) The purpose of the Solid Waste Development Fund (part of Council resolution of 1 November 1993) be revoked.
- f) The new purpose of the Solid Waste Development Fund be approved as follows:

To receive, hold and disburse monies primarily for capital, renewal and emergency maintenance works associated with the District's solid waste systems including landfills and transfer stations. Also to disburse monies to smooth the financial impacts of operational costs arising from service level changes. This may include expenditure on feasibility studies, design, land purchase, physical works and any other aspects of the overall project.
- g) It is noted that the Solid Waste Development Fund will be used to fund the purchase of the bins required for the new service and that \$1.5m from the fund will be used to fund a portion of operating costs in 2015/16 and 2016/17 in order to smooth the impact on rates of the new collection system.

13. **Waitara Cemetery – Public Toilet – supplementary report**

File Reference: PR 12 21 01, PID 2883, DM 1505115

The purpose of this report is to provide information to the Council to assist in its decision on the location and cost of a public toilet in the vicinity of the Waitara Cemetery.

Resolved:

That having considered all matters raised in the report:

- a) The installation of a Permacrete single accessible toilet at Waitara Cemetery at an estimated cost of \$82,000 be approved.
- b) The location for the new toilet is Area B as indicated in Appendix One.

14. **Road Naming – Naki Development Limited Subdivision, Browne Street, Waitara**

File Reference: PROPERTY ID 4001; DM1516911

The purpose of this report is to seek the Council's approval to a new road name at 40 Browne Street, Waitara, created by the recent subdivision consent SUB11/45624 by Naki Developments Ltd.

Resolved:

That having considered all matters raised in the report Nukuroa Close be approved and the General Manager Business Services allocate street numbers to the properties fronting this street.

The meeting closed at 10.51am.