

PLANNING COMMITTEE

File Reference: ECM 7289816
Meeting Date: Tuesday 29 November 2016 at 4.30pm
Venue: Council Chamber

Members Present: Councillor Roy Weaver (Chairperson); Mayor Neil Holdom, Councillors Stacey Hitchcock, Shaun Biesiek, Murray Chong, Alan Melody, Mike Merrick

Apologies:

Councillor Richard Handley

Non-members Present:

Councillors Richard Jordan, Marie Pearce, Gordon Brown, Colin Johnston, Craig McFarlane, Harry Duynhoven, John McLeod

Community Board Chairpersons Doug Hislop (Kaitake), Ken Bedford (Clifton), Kevin Rowan (Inglewood), Andrew Larsen (Waitara), Community Board Member Jonathan Marshall (Waitara)

Staff in Attendance:

Barbara McKerrow, Liam Hodgetts, Alan Bird, Sue Davidson, Jacqueline Baker, Jan Holdt, Julie Straka, Jayne Beer, Craig Campbell-Smart, Mitchell Dyer, Katrina Brunton, Delwyn Masters

Declarations of Interest:

- Councillor Weaver declared an interest in the item re Transfer of Specific Resource Management Act Responsibilities Relating to Landfarms to the Taranaki Regional Council.
- Councillor Melody declared an interest in the item Easter Sunday Shop Trading Policy Options

MATTERS FINALLY DETERMINED BY THE COMMITTEE UNDER DELEGATED AUTHORITY AND REFERRED TO THE COUNCIL FOR INFORMATION AND RECORD

1 Impact of Recent Reduction in Community Funding

File Reference: ECM 7247962

The matter for consideration by the Council is the impact of the recent reduction in community funding, which is to be monitored, and a report on the options presented to Council, prior to the development of the draft Annual Plan 2017/18.

Planning Committee Resolution:

Cr Biesiek)

Cr Hitchcock)

That having considered all matters raised in the report, the Council consider increasing the funding budget as a per annum increase through the 2018-2028 Long Term Plan.

Carried

Crs Chong and Merrick requested that their votes against the motion be recorded.

ITEMS FOR FINAL DETERMINATION BY THE COUNCIL

2. Easter Sunday Shop Trading Policy Options

File Reference: ECM 7261076

This supplementary report notes there is potential for a regional conversation on adopting an Easter Sunday Shop Trading Policy and seeks deferral of the issue for further advice.

Procedural Motion

Cr Weaver)

Cr Hitchcock)

That having considered all matters raised in the report, the Council:

- a) Notes that, since development of the report on the Easter Sunday Shop Trading Policy, Council officers have been approached by South Taranaki District Council officers about a potential option for regional collaboration (with Stratford District Council as well).
- b) Defer the matter to the 13 December 2016 Council meeting to enable Council officers to provide further advice about the potential option for regional collaboration, including a draft statement of proposal.

Carried

Cr Chong requested that his vote against the motion be recorded.

Cr Melody having declared an interest, withdrew from the table and took no part in the discussion or voting on the preceding matter.

3. Transfer of Specific Resource Management Act Responsibilities Relating to Landfarms to the Taranaki Regional Council

File Reference: ECM7210723

The matter for consideration by the Council is approval to seek transfer of specific landfarm related consenting, monitoring and enforcement functions of the Resource Management National Environmental Standard for Assessing and Managing Contaminants in Soil to Protect Human Health Regulations 2011 (NES CS), to the Taranaki Regional Council as part of a regionally co-ordinated approach to manage landfarms.

Planning Committee Recommendation:

Cr Biesiek)

Mayor Holdom)

That having considered all matters raised in the report:

- a) Pursuant to section 33 of the Resource Management Act 1991, New Plymouth District Council agrees in principle to the draft transfer agreement for the transfer of NES CS functions, powers and duties that relate to the activities of landfarming, mixed bury cover, surface application and similar contaminant remediation where such activities require discharge consent from Taranaki Regional Council under section 15 of the RMA, as the transfer is desirable on all of the following grounds:
 - i) the Taranaki Regional Council represents the appropriate community of interest relating to the exercise or performance of the function, power, or duty:
 - ii) efficiency: and
 - iii) technical or special capability or expertise.
- b) That following the process prescribed in section 33(4)(b) of the RMA, notice of the proposed transfer be served on the Minister for the Environment.
- c) That as required by section 33(4)(a) of the RMA, approval be given to commence the Special Consultative Procedure of section 83 of the Local Government Act 2002 for the proposed Transfer of Powers in early 2017 using the Statement of Proposal appended to the report.

Carried

Cr Weaver having declared an interest, withdrew from the table and took no part in the discussion or voting on the preceding matter. Cr Hitchcock took the chair for this period.

Cr Weaver resumed the Chair.

4. **Rangimarie Maori Arts and Crafts Society – Proposal to Relocate To Marfell Park**

File Reference: ECM6657195

The matter for consideration by the Council is the opportunity to provide a site at Marfell Park where the Rangimarie Maori Arts and Crafts Society can re-establish to enable the centre to provide training for the local community.

Planning Committee Recommendation:

Cr Melody)

Cr Hitchcock)

That having considered all matters raised in the report, the Council:

- a) Approves a public notice proposing to amend the Marfell Park Management Plan and to grant a ground lease over part of Marfell Park (part of Lot 1 DP 9485) as identified in Appendix One to Rangimarie Maori Arts and Crafts Society, for a period of 30 years. The management plan amendment if the lease proceeds will identify that 'An area has been set aside in the park for the occupation by Rangimarie Maori Arts and Crafts Society to facilitate the organisations recreation, education and training activities'.
- b) Agrees officers will report back to Council the results of the public notice unless there are no objections received in which instance, officers will proceed with the lease and the amendment to the management plan on the basis that Council has approved these matters.
- c) Notes that the cost of the solicitor's fee for preparing the lease document (estimated to be \$850 exclusive of GST) will be invoiced to Rangimarie.
- d) Agrees that Rangimarie meet the criteria for a Community Concessional Lease under the Council's Community Funding Investment Policy and therefore a lease rental of \$1 per annum is approved.
- e) The Property Manager is authorised to approve the final lease terms and any adjustment to the ground lease area.

Carried

5. **Exclusion of the Public from the Remainder of the Meeting**

File Reference: ECM 7271279

This report details items that are recommended should be considered with the public excluded, and the reason for excluding the public.

Planning Committee Resolution:

Cr Biesiek)

Cr Hitchcock)

That having considered all matters raised in the report, the Council hereby resolves that, pursuant to the Local Government Official Information and Meetings Act 1987, the public be excluded from the following parts of the proceedings of this meeting:

- a) Marfell Third Party Proposal
The withholding of the information is necessary to protect information, where the making available of that information would be likely to unreasonably to prejudice the commercial position of

the person who supplied or who is the subject of the information, this particular interest being protected by Section 7(2)(b)(ii) of the Act.)

b) Residential Development in Area Q

The withholding of the information is necessary to protect information, where the making available of that information would be likely to unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information, this particular interest being protected by Section 7(2)(b)(ii) of the Act.)

The withholding of the information is necessary to maintain legal professional privilege, this particular interest being protected by section 7 (2)(g) of the Act.

This resolution is made in reliance on Section 48(1)(a) of the Local Government Official Information and Meetings Act 1987.

Carried