

MINUTES

TITLE: Environment and Planning Committee
DATE: Thursday 16 February 2012
TIME: 9.30 am
VENUE: Tasman Council Chamber, Richmond.

PRESENT: Cr S G Bryant (Chair), Mayor R G Kempthorne,
Crs M L Bouillir, J L Edgar, B W Ensor,
G A Glover, J L Inglis, T B King, C M Maling, T E Norriss,
P F Sangster, E J Wilkins

IN ATTENDANCE: Acting Chief Executive (D C Bush-King)
Environmental Information Manager (R Smith)
Policy Manager (S Markham)
Resource Consents Manager (P Doole)
Co-ordinator Compliance Monitoring (C Cheeseman)
Environmental Education Officer (R Francis)
Resource Scientist - Contaminants (J Easton)
Environmental Educator Co-ordinator (A Leng)
Administration Officer (G Woodgate)

APOLOGIES

Moved Crs Glover/Inglis
EP12-02-01

THAT apologies for absence from Crs B F Dowler and Z S Mirfin and Golden Bay Community Member (M Symmons) be received.

CARRIED

1 PUBLIC FORUM

1.1 Mr Albert Aubrey

Mr Aubrey was in attendance and outlined his concerns and opposition to the proposed \$20 targeted tourism rate.

1.2 Mr Colin Robinson

Mr Robinson was in attendance and outlined his concerns regarding the proposed amalgamation of the Nelson City Council and the Tasman District Council. Mr Robinson also advised that he objected to the costs of Maori wards 'who were appointed without a vote'.

1.3 Mr Doug Donaldson

Mr Donaldson was in attendance and advised that he was also opposed to the proposed \$20 targeted tourism rate.

Mr Donaldson outlined an issue that has continued for over 18 months regarding water from Council land encroaching onto his land in Wakefield that he was trying, unsuccessfully, to have resolved. He outlined Council's lack of action, Council staff he had spoken to and added that a walkway constructed across a secondary flow path had exacerbated the problem.

Mr Donaldson concluded by advising that he had now taken legal advice for insurance purposes.

1.4 Cr Paul Sangster

Cr Sangster outlined what he believed to be the 'unsatisfactory, unfair and frustrating' matters he had encountered with the Environment and Planning department of the Tasman District Council regarding his attempts to gain Resource Consent approval to turn a shed on his property into a motor cycle Museum.

Cr Sangster recommended Resource Consent applicants be allocated a Case Manager to make the whole Resource Consent process more user friendly.

1.5 Mr Mike Rodwell

Mr Rodwell was in attendance and raised concerns over rising rates and Council's debt levels.

2 VISIT BY HON MR NICK SMITH, MINISTER FOR LOCAL GOVERNMENT AND MINISTER FOR THE ENVIRONMENT

The Chair welcomed the Hon Mr Nick Smith, MP to the meeting.

Mr Smith gave Committee members a power point presentation that identified his priorities for the Nelson Tasman area as well as some of the issues likely to arise in his Environment and Local Government portfolios.

Mr Smith also provided Committee members with a Media release advising why he backs a single Council and he responded to questions from Councillors.

The Chair thanked the Hon Mr Nick Smith, MP for his presence and power point presentation.

10.50 – 11.05 am Morning tea break.

3 LATE ITEM – MOTUEKA VALLEY ASSOCIATION

A copy of a memorandum dated 16 February 2012 regarding a public meeting held on 19 October 2012 in Motueka Valley to discuss multiple dwellings was circulated.

**Moved Crs Norriss/Ensor
EP12-02-02**

THAT the Environment and Planning Committee accepts a late item for discussion later in the meeting from the Acting Chief Executive Officer under Section 3.7.5 of Model Standing Orders in order to table two resolutions made at a Motueka Valley Association meeting held on 19 October 2011.

CARRIED

4 CONFIRMATION OF MINUTES

4.1 Environment and Planning Subcommittee (Norton Family Trust, Pigeon Valley, Wakefield) 5 September 2011

**Moved Crs Ensor/Glover
EP12-02-03**

THAT the minutes of the Environment and Planning Subcommittee (Norton Family Trust, Pigeon Valley, Wakefield) meeting, held on 5 September 2011, containing resolutions numbered EP11-09-04 to EP11-09-06 be received.

CARRIED

4.2 Environment and Planning Subcommittee (Pentewan Farms Ltd, Tasman View Road, Upper Moutere) 19 October 2011

**Moved Crs Ensor/Maling
EP12-02-04**

THAT the minutes of the Environment and Planning Subcommittee (Pentewan Farms Ltd, Tasman View Road, Upper Moutere) meeting, held on 19 October 2011, containing resolutions numbered EP11-10-18 to EP11-10-20 be received

CARRIED

4.3 Commissioner Hearing (Tasman District Council (Nelson Cycle Trails Trust)) 7 and 8 November 2011

**Moved Crs Maling/Glover
EP12-02-05**

THAT the minutes of the Commissioner Hearing (Tasman District Council (Nelson Cycle Trails Trust)) 7 and 8 November 2011 be received.

CARRIED

4.4 Commissioner Hearing (J S Ewers Ltd, Blackbyre Road, Appleby) 14 November 2011

**Moved Crs Inglis/Wilkins
EP12-02-06**

THAT the minutes of the Commissioner Hearing (J S Ewers Ltd, Blackbyre Road, Appleby) 14 November 2011 be received.

CARRIED

4.5 Environment and Planning Committee 23 November 2011

An amendment was made to resolution EP11-11-09 where the following words were added: "and Golden Bay Community Board Member, M Symmons, be permitted to stay because of his knowledge of the matter to be discussed."

Moved Crs Inglis/Glover

EP12-02-07

THAT the minutes of the Environment and Planning Committee meeting held on 23 November 2011, containing resolutions numbered EP11-11-01 to EP11-11-18, as amended, be confirmed as a true and complete record.

CARRIED

4.6 Commissioner Hearing (P D and M T Hill, Paton Road, Hope)

5 December 2011

Moved Crs Maling/Norriss

EP12-02-08

THAT the minutes of the Commissioner Hearing (P D and M T Hill, Paton Road, Hope) 5 December 2011 be received.

CARRIED

4.7 Commissioner Hearing (Department of Conservation, Wainui Falls Road, Wainui Bay, Golden Bay) 9 December 2011

Moved Crs Norriss/Sangster

EP12-02-09

THAT the minutes of the Commissioner Hearing (Department of Conservation, Wainui Falls Road, Wainui Bay, Golden Bay) 9 December 2011 be received.

CARRIED

5 ENVIRONMENTAL EDUCATION REPORT – REPORT REP12-02-01

Environmental Education Officer, Rob Francis, was in attendance to present the report which was included in the agenda.

The report covered a number of general matters concerning the activities of the Environmental Education team as well as an overview of current status.

Moved Crs Maling/Bouillir
EP12-02-10

THAT the Environment and Planning Committee receives the Environmental Education report REP12-02-01
CARRIED

6 COMPLIANCE MONITORING QUARTERLY REPORT – 1 OCTOBER TO 31 DECEMBER 2011 - REPORT REP12-02-03

Co-ordinator Compliance Monitoring, Carl Cheeseman, was in attendance to present the report which was included in the agenda.

Tasman District Council operates its tailored monitoring programmes focussing on managing the range of activities seen as significant to the district either in terms of environmental resources, actual or potential adverse effects or community interest. Council also provides a 24 hour complaint response and undertakes a range of enforcement actions in response to detected non compliance.

Every quarter, a snapshot of these activities is presented to Council and this report outlined the complaints, incidents and general monitoring undertaken over the final quarter of the 2011 year.

Discussion took place regarding urgent river works required after a flood event and the legislation involved.

Moved Crs Glover/King
EP12-02-11

THAT a report come back to the Environment and Planning Committee on the outcome of discussions regarding Section 330 of the Resource Management Act and Part IV of the Tasman Resource Management Plan rules in relation to river works.
CARRIED

Moved Crs Norriss/Edgar
EP12-02-12

THAT the Environment and Planning Committee receives the Compliance Monitoring Quarterly report 1 October 2010 – 30 December 2011 - REP12-02-03.
CARRIED

7 SHEEP DIP PROJECT – REPORT REP12-02-02

Resource Scientist-contaminants, Jenny Easton, was in attendance to present the report which was included in the agenda.

The report covered the following matters:-

- Aim of the Sheep Dip Project
- Background
- Start up for October 2011 Investigations

- Site Investigation
- Results.

Ms Easton was asked 'Once Council was aware of contaminated sheep dip sites, who becomes responsible for these?' and she replied that this issue was being discussed at a meeting to be held on Friday 17 February 2012.

**Moved Crs Maling/Bouillir
EP12-02-13**

**THAT the Environment and Planning Committee receives the Sheep Dip Project report REP12-02-02.
CARRIED**

8 RESOURCE CONSENTS MANAGER'S SIX MONTH REPORT JULY TO DECEMBER 2011 – REPORT REP12-02-04

Resource Consents Manager, Phil Doole, was in attendance for discussion on this report which was included in the agenda.

The report presented a summary of the performance of the Resource Consent Section regarding compliance with statutory timeframes for the first six months of the 2011-2012 financial year. It also summarised current workloads and issues, and the status of appeals to the Environment Court on decisions made by Hearing Panels.

Concern was expressed by Committee members at the spiralling unbudgeted costs to Council of appeals to the Environment Court.

**Moved Crs Maling/Wilkins
EP12-02-14**

**THAT the Environment and Planning Committee receives the Resource Consents Manager's report REP12-02-04.
CARRIED**

12.15 – 12.50 pm: Lunch

9 LATE ITEM – MOTUEKA VALLEY ASSOCIATION

Acting Chief Executive Officer, Dennis Bush-King, was in attendance for discussion on this late item.

Mr Bush-King advised that this item was required to formally table the two resolutions passed at that meeting so that a reply could then be sent back to the Motueka Valley Association.

10 RESOURCE POLICY PROGRAMME UPDATE – REPORT REP12-02-05

Policy Manager, Steve Markham, was in attendance for discussion on this report which was included in the agenda.

The report updated the content and progress to date in the resource policy programme of projects.

Cr King stated that a brief plan change was all that was required to remove the fault line that portends to be the earthquake fault line in the Richmond foothills and asked why this could not be undertaken.

To questions as to why the Brightwater and Wakefield development reviews had not yet begun, Mr Markham replied that in December 2010 the Committee agreed that they would not commence until Richmond East was heard and decided and changes were notified for Mapua-Ruby Bay, Motueka west and central, and Golden Bay landscapes.

Mayor Kempthorne advised that Golden Bay east planning work was not a priority at this stage and that with the Motueka West project there were land issues that required to be resolved.

The need to prioritise the resource policy programme of projects further was then discussed.

**Moved Mayor Kempthorne/Cr Edgar
EP12-02-15**

THAT the Environment and Planning Committee:

- a) **Receives the Resource Policy Programme Update February 2012 report REP12-02-05.**
- b) **Notes that project outlines are in preparation for eventual Committee approval to commence for the following projects:**
 - i. **National RMA instruments implementation programme;**
 - ii. **Review and combination of Tasman Regional Policy Statement and TRMP**
 - iii. **Land disturbance area – targeted review.**
- c) **Requests a review by 29 March 2012 of the status of active fault lines under Change 21 with the intention of removing them where appropriate.**
- d) **Requests that a scoping paper for the Brightwater and Wakefield strategic development planning be brought to the 29 March 2012 Environment and Planning Committee meeting with a view to work commencing April 2012.**

CARRIED

The meeting adjourned at 1.55 pm and will resume at 9.30 am Wednesday 29 February 2012.

Date Confirmed:

Chair: