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**MINUTES**  
of the  
**ENVIRONMENT AND PLANNING COMMITTEE MEETING**  
held  
**9.30 am, Thursday, 16 March 2017**  
at  
**Tasman Council Chamber, 189 Queen Street, Richmond**

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**Present:** Councillor T King (Chair), Mayor R Kempthorne, Councillors S Brown, S Bryant, P Canton, M Greening, P Hawkes, K Maling, D McNamara, D Ogilvie, P Sangster, A Turley, T Tuffnell, D Wensley

**In Attendance:** Environment and Planning Manager (D Bush-King), Executive Assistant (H Simpson)

**Part Attendance:** Resource Scientist (B Simmonds), Resource Scientist (T James), Environmental Information Manager (R Smith), Resource Consents Manager (P Doole), Principal Planner (S Markham)

**1 OPENING, WELCOME**

**2 APOLOGIES AND LEAVE OF ABSENCE**

**Moved Cr Bryant/Cr Maling**  
**EP17-03-1**

**That apologies be accepted for absence for Mayor Richard Kempthorne.**

**CARRIED**

**3 PUBLIC FORUM**

Nil.

**4 DECLARATIONS OF INTEREST**

Nil.

**5 LATE ITEMS**

Nil.

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## 6 CONFIRMATION OF MINUTES

Councillors asked that their request for the addition of an item on the action sheet, for a report back from staff on water harvesting, be noted in the minutes.

**Moved Cr Canton/Cr Tuffnell**  
**EP17-03-2**

**That the minutes of the Environment and Planning Committee meeting held on Thursday, 9 February 2017, be confirmed as amended as a true and correct record of the meeting.**

**CARRIED**

**Moved Cr Wensley/Cr McNamara**  
**EP17-03-3**

**That the In Committee minutes of the Environment and Planning Committee meeting held on Thursday, 9 February 2017, be confirmed as amended as a true and correct record of the meeting.**

**CARRIED**

## 7 REPORTS OF COMMITTEE

Nil

## 8 PRESENTATIONS

Nil

## 9 REPORTS

### 9.5 Environment & Planning Manager's Report

Councillors agreed to take the decision items of the Environment & Planning Manager's Report first. The report was taken as read and Environment & Planning Manager, Dennis Bush-King was present to answer questions.

Councillors noted the need to include receipt of the petition lodged by Cheryl and Tony Dennehy and 16 others requesting action to stop dust emanating from an access road in Brightwater.

**Moved Cr Sangster/Chair Hawkes**  
**EP17-03-4**

**That the Environment and Planning Committee:**

- 1. receives the Environment & Planning Manager's Report REP17-03-05; and**
- 2. agrees to delegate to the Environment and Planning Manager the following duties and powers:**

<b>Power delegated</b>	<b>Section of ARA(2004)</b>	<b>Delegated to</b>
<b>Notify CEO when the allocation of authorisations to Trustee is completed</b>	<b>Section 44(1)(b)</b>	<b>Environment and Planning Manager</b>

<b>Extend period for negotiation</b>	<b>Section 44(4)</b>	<b>Environment and Planning Manager</b>
<b>Power to notify consent applicants to negotiate</b>	<b>Section 44B(2)(b)</b>	<b>Environment and Planning Manager</b>
<b>Allocate authorisations to Trustees in accordance with agreement</b>	<b>Section 44D(2)(b)</b>	<b>Environment and Planning Manager</b>

3. **approves:**
- (a) **the removal of the Deferred zone status over the lands at:**
- 118, 126, and 134 Champion Road, Richmond; and
  - part of 144 Champion Road, below the 62.5m contour,
- as shown in planning maps tabled at the meeting as Attachment 1 of REP 17-03-06; and
- (b) **their rezoning to Residential Zone and Rural Residential (serviced), respectively, in accordance with Schedule 17.14A of the Tasman Resource Management Plan; and**
- (c) **pursuant to section 17.14.2(c) of the Tasman Resource Management Plan, the effective zone upon removal of deferral takes effect over those lands from the date of this resolution; and**
4. **receives the petition from Cheryl and Tony Dennehy and 16 others.**

**CARRIED**

### **9.1 Riparian Land Management Strategy Update**

Resource Scientist, Bernard Simmonds spoke to this report with the aid of a PowerPoint presentation. Councillors thanked Mr Simmonds for his presentation and commended staff on their work with the riparian land management strategy.

When asked about the grading criteria, Mr Simmonds advised that the criteria were all new and looked at all relevant variables. Councillors asked whether Council staff were actively telling farmers when they identified wetlands of the assessment criteria.

In response to a question, Resource Scientist Trevor James advised that Nelson Forests would not be required to fence their wetlands, as this related more to concerns with livestock.

**Moved Cr Ogilvie/Cr Maling  
EP17-03-5**

**That the Environment and Planning Committee**

- 1. receives the Riparian Land Management Strategy Update report REP17-03-01; and**
- 2. notes the amendments to the Regional Land Management Strategy providing a more robust assessment criteria as included in Attachment 1 to REP17-03-01.**

**CARRIED**

## **9.2 Waimea Soil Mapping Report**

Resource Scientist, Bernard Simmonds spoke to this report with the aid of a PowerPoint presentation.

Councillors asked whether current irrigation rates are insufficient, given the new data and whether some valuable land capabilities had been lost. In response, Mr Simmonds said that the new data does not mean the Plains are less versatile than originally thought, or that current irrigation rates are not sufficient. He said that historic land use tells a lot about the capabilities of the different areas of the Plains. The biggest implications of the new soils data is that landowners are now able to make better decisions on land management. Farmers often have multiple soil types on their property and this information will enable them to make fine scale adjustments to fertilisers, irrigation or other management activities.

### **Moved Cr Greening/Cr Turley**

**EP17-03-6**

**That the Environment and Planning Committee receives the Waimea Soil Mapping Report REP17-03-02.**

**CARRIED**

## **9.3 Resource Consent Manager's Report - July 2016 to January 2017**

Resource Consents Manager, Phil Doole spoke to this report. Mr Doole explained to Councillors that this was the first of a series of half-yearly reports he would present to them over the course of the year.

Current resourcing and future requirements of the Resource Consents team were discussed and the impacts to service. The consent process for activities in Rural 1 zones was also discussed.

Council asked for an update on the Judicial Review in relation to the request for an extension to the existing consent for water bottling at Golden Bay. Mr Doole advised that Court proceedings were held this week and that Council were now awaiting a decision from the High Court.

Motueka ward Councillors expressed concerns from their community about temporary dwellings for seasonal workers. Environment & Planning Manager, Dennis Bush-King suggested that Councillors discuss this matter in more depth with Compliance officers following the meeting.

### **Moved Cr Maling/Cr Wensley**

**EP17-03-7**

**That the Environment and Planning Committee receives the Resource Consent Manager's Report - July 2016 to January 2017 report REP 17-03-03.**

**CARRIED**

## **9.4 Resource Management (National Environmental Standards for Telecommunications Facilities) Regulations 2016**

Environmental Policy Planner, Tania Bray was present to speak to this report, with assistance from Environment & Planning Manager, Dennis Bush-King and Resource Consents Manager, Phil Doole.

Ms Bray advised Councillors that the provisions in the NES TF override the District Plan rules where they apply, except where the proposed activity is in a heritage, landscape, ecological, coastal or visual amenity area or is not covered/permitted by the NES e.g. 40m high cell phone tower in sundial square. In that case, the activity is processed under the existing rules in the District Plan. She also advised that just because the NES does not provide for a 40m high cell phone tower in sundial square, for instance, as a permitted activity does not stop an organisation or individual from applying to Council for consent.

**Moved Cr Bryant/Chair Hawkes**

**EP17-03-8**

**That the Environment and Planning Committee receives the Resource Management (National Environmental Standards for Telecommunications Facilities) Regulations 2016 report REP17-03-04.**

**CARRIED**

**9.5 Environment & Planning Manager's Report continued**

Councillors revisited the Environment & Planning Manager's Report to consider the information items. Sampling of both the Communitrak and the National Research Bureau customer surveys was discussed.

Councillors discussed recommendations of the Council's submission to the Local Government and Environment Select Committee on the Resource Legislation Amendment Bill (RLAB). Mr Bush-King said that he expected, once a decision was made on the Bill, staff would need to start implementing any changes from around July 2017 although some, like removal of financial contributions on reserves, come into effect five years after Royal Assent.

Mr Bush-King tabled an additional summary document prepared by staff on the recently released 'Clean Water' document by the Government, including new swimmability targets. Crs Brown, Bryant, Maling and McNamara asked to be included in discussions and future planning for Councils response to the Clean Water package.

Councillors requested an In Committee discussion at the end of the meeting to enable the Mr Bush-King to provide a more in depth debrief on the Health & Safety incident referenced in his report.

**9.6 Environment & Planning Chair's Report**

Environment & Planning Chair, Tim King gave a report back to Councillors on the two Takaka Freshwater Land Advisory Group (FLAG) public information sessions held in Golden Bay on Friday 10 March. Principal Planner, Steve Markham advised that the Takaka FLAG will hold a de-briefing meeting on 24 March to discuss their findings and feedback from the public information sessions.

Chairperson King noted his disappointment that much of the criticism from members of the public directed towards the Takaka FLAG process had become quite personal. He again expressed his appreciation of the work done by the Takaka FLAG group and Council's support of the work they have done. When asked, Mr Markham advised Councillors that the Waimea FLAG was expected to be reactivated later this year.

Councillors asked that their thanks to Katie Greer for her work as Committee Secretary be noted in the minutes.

**Moved Cr King/Cr Sangster  
EP17-03-9**

**That the Environment and Planning Committee**

**1. receives the Environment & Planning Chair's Report REP17-03-06.**

**CARRIED**

## **CONFIDENTIAL SESSION**

**Procedural motion to exclude the public**

**Moved Cr Sangster/Cr Turley  
EP17-03-10**

**That the public be excluded from the following part(s) of the proceedings of this meeting. 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 follows.**

**This resolution is made in reliance on section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by section 6 or section 7 of that Act which would be prejudiced by the holding of the whole or relevant part of the proceedings of the meeting in public, as follows:**

### **9.5 Environment & Planning Manager's Report**

<b>Reason for passing this resolution in relation to each matter</b>	<b>Particular interest(s) protected (where applicable)</b>	<b>Ground(s) under section 48(1) for the passing of this resolution</b>
The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.	<p>s7(2)(a) - The withholding of the information is necessary to protect the privacy of natural persons, including that of a deceased person.</p> <p>s7(2)(d) - The withholding of the information is necessary to avoid prejudice to measures protecting the health and safety of members of the public.</p>	<p>s48(1)(a)</p> <p>The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.</p>

**CARRIED**

The meeting resumed in open session at 12.09pm and was concluded.

Date Confirmed:

Chair:

Confirmed