

# MINUTES

**TITLE:** Environment & Planning Committee  
**DATE:** Wednesday, 22 November 2006  
**TIME:** 9.30 am  
**VENUE:** Tasman Council Chambers, 189 Queen Street, Richmond  
**PRESENT:** Cr R G Kempthorne (Chair), Mayor J C Hurley, Crs E M O'Regan, S G Bryant, P K O'Shea, E E Henry, E J Wilkins, N Riley, R G Currie, T E Norriss, J L Inglis, M J Higgins, S J Borlase

**IN ATTENDANCE:** Environment & Planning Manager (D C Bush-King), Consents Manager (J S Hodson), Minute Secretary (V M Gribble)

## APOLOGIES

**Moved Crs Bryant / Currie**  
**EP06/11/21**

**THAT apologies for absence from Cr T B King and for lateness from Cr S J Borlase for lateness, be sustained.**  
**CARRIED**

### 1. PUBLIC FORUM

#### 1.1 J Wickham

Mrs Wickham spoke to the Committee about red shade cloth being used on orchards. She urged Council to change the rules in relation to the use of the cloth.

#### 1.2 P Wratten

Mrs Wratten spoke on behalf of herself, Abel Tasman Wilson's Experiences Ltd, Abel Tasman Kayaks Ltd and Ocean River Ltd expressing concern at the spread of shade cloth horticultural enclosures within the region.

#### 1.3 S McCarthy

Mr McCarthy expressed his concerns about the proliferation of large areas of hail cloth being erected in the area.

#### 1.4 L Dannefoord

Mrs Dannefoord spoke about her concerns about the use of red shade cloth on orchards in the district.

#### 1.5 P Searancke

Mr Searancke tabled a letter and a petition concerning recreational motorcycling.

## **2. CONFIRMATION OF MINUTES**

### **2.1 Environment & Planning Committee, Commissioner Hearing, 3 November 2006**

**Moved Crs O'Regan / Norriss  
EP06/11/22**

**THAT the minutes of the Environment & Planning Committee Commissioner Hearing held on 3 November 2006 be confirmed as a true and complete record of the proceedings of that meeting.**

**CARRIED**

## **3. NELSON-TASMAN REGIONAL ALCOHOL STRATEGY – REPORT EP06/11/12**

Co-ordinator Regulatory Services, Mr D R Lewis, was in attendance to present his report.

The draft Nelson-Tasman Regional Alcohol Strategy (as attached to the agenda) has been adopted by the Nelson City Council following an intensive consultation process, which culminated in the hearing of public submissions by a joint Nelson-Tasman Committee.

Cr Higgins reported on the hearing and submissions made by Area Commander McGurg which were not well received by the Committee. Cr Higgins suggested it would be better to have a 1.30 am lock down and 3.00 am closing across the whole district.

Cr Currie concurred with Cr Higgins. He said Tasman District Council members were in support of the 1.30 am lock down.

Mr Lewis said there are Liquor Accords and through the agreement in Motueka there is a 2.00 am closing and he didn't want to see that compromised by allowing a 3.00 am closing.

Cr Bryant supported the 1.30 am lock down.

Cr O'Regan does not believe problems of abuse of alcohol will ever be solved. He hoped the strategy would make our towns a little more peaceful.

Cr Riley supported the 1.30 am lock down and 3.00 am closing. He was concerned about the vandalism that occurs in the early hours.

Cr Norriss was concerned that if a 1.30 am lock down happened, people would travel into Nelson after that time. He suggested looking at the Liquor Accord in Motueka and have it cover the whole District.

Cr Borlase supported Cr Norriss' suggestion that we look at the Motueka model and if it is working, have it apply over the whole District.

Cr Henry asked how the 2.00 am closing in Motueka was working and the effect it has had.

Mr Lewis said it is working quite well. He said people who are excluded from licensed premises often congregate outside those premises. He considered it was worth trying to get a 2.00 am closing. A lot of premises in Richmond do not open later than 1.00 am as the majority of their patrons migrate to Nelson.

Cr Kempthorne said he would prefer to see a charge on the Late Bus as if people are paying they value it more and the service is of great value at that time of the night.

Mr Lewis said the people running the bus are going beyond their call of duty and would like them to be recognised for the service they are providing.

Cr Kempthorne supports the earlier lock down and closing.

Cr Higgins said Area Commander McGurg pushed hard for 1.30 am door closing and requested that the Committee hear a submission from Area Commander McGurg.

**Moved Crs Higgins / Borlase  
EP06/11/23**

**THAT:**

**a) the Tasman District Council adopts the Nelson-Tasman Regional Alcohol Strategy and that this Strategy be used by staff as a basis for the revision of the Tasman District Council Sale of Liquor Policy;**

**b) further advice be sought on lock down and closing downs from the Police.**

**CARRIED**

**4. PRESENTATION BY BIOSECURITY NZ**

Mr M Ross, Biosecurity NZ was in attendance and gave a PowerPoint presentation on the eradication of termites found in upper Richmond.

**5. AIR QUALITY IN RICHMOND, MOTUEKA AND WAKEFIELD – REPORT  
EP06/11/11**

Resource Scientist, Mr T James, was in attendance for discussion on this item, gave a PowerPoint presentation and presented the report.

Cr Higgins left the meeting at 11.08 am.

The report presented results for air quality monitoring for the 2006 year to date and compared them to previous years and to other monitored air-sheds in New Zealand.

Mr James said the Tasman District Council website has graphs updated hourly and a prediction component could be built in linking with the Meteorological Service.

Cr Kempthorne noted the initiatives to install an automatic camera to take pictures at 15 minute intervals in order to determine inversion heights. He asked how much more monitoring is needed as we already know the pollution is there and where it comes from. He asked if monitoring was going to make a difference.

Mr James said inversion heights for air quality modelling purposes are critical.

Cr Kempthorne said there are budget implications that the Committee needs to be aware of.

**Moved Crs O'Regan / Inglis  
EP06/11/24**

**THAT:**

- a) **the Committee receives the report;**
- b) **the Committee, subject to inclusion in the 2008/2009 Annual Plan, support in principle a contract to model air dispersion in the greater Richmond area (to be carried out in conjunction with Nelson City Council) and detailed trend analysis.**

**CARRIED**

**6. PROGRESS REPORT ON TAKAKA EASTERN GOLDEN BAY GROWTH PROJECT – REPORT EP06/11/13**

S Leusink-Sladen was in attendance for presentation of this report.

The purpose of the report was to update the Committee on progress of the Takaka-East Golden Bay growth project and outlined the likely process and timeline for the work.

Ms Leusink-Sladen tabled a submission from Marg Braggins, which had been omitted from the report.

Cr Riley said the job has been well done and congratulated Ms Leusink-Sladen on her work.

Cr Borlase said the strategy has been well written and was well received by residents and he commented on the submission from Mr Wilson who submitted on the fragmentation of productive land.

Ms Leusink-Sladen said the opinion of submitters is that land should be protected from any further fragmentation or it should be specified as an area for people to live.

**Moved Crs Riley / Henry  
EP06/11/13**

**THAT the Progress Report on Takaka Eastern Golden Bay Growth Project be received.  
CARRIED**

**7. PROPOSED CHARGES FOR COUNCIL INVESTIGATIONS INTO ENVIRONMENTAL INCIDENTS AND COMPLAINTS – REPORT EP06/11/07**

Co-ordinator Compliance Monitoring, Mr C Cheeseman, was in attendance for presentation of this report.

The report presented the results of a public consultation programme seeking submissions on the proposed charges for Council investigations into environmental incidents and complaints.

Cr Borlase suggested compliance staff should give people more help as to where they can get advice to resolve a problem.

Discussion on this item continued later in the meeting.

Cr Bryant left the meeting at lunch time.

**8. BUILDING CONSENT FEES – REPORT EP06/11/14**

Mr P Hilleard was in attendance for presentation of the report which was contained in the agenda.

The report sought Council's approval to increase the building consent fees and other associated fees related to building work in light of increased costs Council has incurred and will continue to incur as a result of implementing the Building Act 2004.

Cr O'Regan noted that there was no charge for residential alterations of less than \$20,000.

Ms Hodson suggested adding a new category of Residential alterations and additions from \$2,001 to \$19,999.

Cr O'Regan was concerned at the specialist consultant charges recovered on basis of actual cost plus 10%.

Cr Kempthorne left the meeting at 1.40 pm and Cr O'Regan took the Chair.

Cr Borlase asked if Council is being premature in raising fees if there is any likelihood that government dilutes the Building Act.

Mr Bush-King said these fees are recovering the costs of staff resources and other external resources that we will need. He suggested the government is under pressure over costs but probably can not expect any back down from the government. Mr Bush-King suggested the charge for the new category of Residential alterations and additions from \$2,001 to \$19,000 be \$700.

**Moved Crs O'Shea / Borlase  
EP06/11/26**

**THAT the Environment and Planning Committee agree to the fees and charges set out in Appendix 1 of this report, with the addition of a Residential alterations and additions from \$2,001 to \$19,000 with a charge of \$700, and that they become effective 1 January 2007.**

**CARRIED**

Cr Norriss noted that Council is losing money from building consent fees now.

Mr Bush-King said under the Building Act Council can set charges without having to go through the special consultative process but there was an issue as to which fee should apply to applications lodged before 1 January but not processed until after that date.

**Moved Crs Henry / Inglis  
EP06/11/27**

**THAT building consent applications received from 1 January 2007 be subject to the new fees.**

**CARRIED**

**9. PROPOSED CHARGES FOR COUNCIL INVESTIGATIONS INTO ENVIRONMENTAL INCIDENTS AND COMPLAINTS - REPORT EP06/11/07 (Continued)**

Cr Borlase was concerned about travel time being charged when it is included in the staff salary. Mr Bush-king advised that the time was calculated from the nearest service centre.

Mr Cheeseman said there is no charge for a first visit, it is only incurred on the second and subsequent visits.

**Moved Crs Henry / Wilkins  
EP06/11/28**

**THAT:**

- a) the Environment and Planning Committee receives the Proposed Charges for Council Investigations into Environmental incidents and Complaints report;**
- b) the Environment and Planning Committee adopts the policy on Charges for Council Investigations into Environmental Incidents and Complaints, incorporating the amendments listed in Section 4 of the report.**

**CARRIED**

Cr Riley informed the meeting that Mrs J Butts did not wish to further pursue her submission

**10. RESOLUTION TO EXCLUDE THE PUBLIC**

**Moved Crs Borlase / Riley  
EP06/11/29**

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

- **Waimea Water Augmentation Proposal**
- **Iwi Plan Appeals – Water Reservation**

**The general subject of the matter to be considered while the public is excluded, the reason for passing this resolution in relation to the matter, and the specific grounds under Section 48(1) of the Local Government Official Information and Meetings Act 1987 for passing this resolution are as follows:**

<b>General Subject of each matter to be considered</b>	<b>Reason for passing this resolution in relation to each matter</b>	<b>Ground(s) under Section 48(1) for the passing of this resolution</b>
<b>• Iwi Plan Appeals – Water Reservations</b>	<b>To receive policy advice</b>	<b>Section 48(1)(d)</b>
<b>• Waimea Water Augmentation Proposal</b>	<b>To enable the local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)</b>	

**CARRIED**

(Refer to Confidential Minute Book, resolutions numbered EP06/11/ to EP06/11/).

**Moved Crs Henry / Wilkins  
EP06/11/30**

**THAT public meeting be resumed and the business transacted while the public was excluded be confirmed in open meeting.**

**CARRIED**

**Moved Crs O’Shea / Henry  
EP06/11/31**

**THAT the Environment and Planning Committee approve the plan amendments (subject to any non substantive amendments agreed by the parties during the final negotiations) in the draft consent memorandum concerning the cluster of nine appeals by iwi groups.**

**CARRIED**

**Moved Crs Norriss / Inglis  
EP06/11/**

**THAT:**

- a) The Environment and Planning Committee receive the Waimea Water Augmentation Study report;**
- b) Council Environment and Planning and Engineering staff be requested to include in Council estimates as outlined in the above report for Council's proposed role in the Phase 2 WWAC Feasibility Study, and present these for further consideration at Council's 2007/2008 budget workshops in December 2006.**

**CARRIED**

The meeting concluded at 3.06 pm.

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**Date Confirmed:**

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**Chair:**