

MINUTES

TITLE: Environment & Planning Committee
DATE: Thursday, 9 October 2008
TIME: 10.00 am
VENUE: Tasman Council Chambers, 189 Queen Street, Richmond
PRESENT: Crs M J Higgins (Chair), Mayor R J Kempthorne, Crs S J Borlase, S G Bryant, B F Dowler, J L Edgar, B W Ensor, G A Glover, J L Inglis, E J Wilkins, T E Norriss, T B King

IN ATTENDANCE: Environment & Planning Manager (D C Bush-King), Co-ordinator Compliance Monitoring (C Cheeseman), Environmental Education Officer (R Francis), Administration Officer (B D Moore)

APOLOGIES

Moved Crs Inglis / Wilkins
EP08/10/01

THAT apologies from Crs Currie and Riley for absence be received.
CARRIED

1. PUBLIC FORUM

1.1 Noise from Frost Protection Wind Turbines

Mr J Morris spoke about the noise from frost protection wind turbines on a vineyard at Greenacres Road, Redwoods Valley. He said that the wind turbines create excessive noise and have been running between 2.00 am and 7.00 am, and that these should be less loud and should not be allowed to start at such an early hour of the morning. He said that the noise level means that the neighbours loose sleep.

Mr R Heath spoke on the same subject of wind turbines and reported on the discussion held during a public meeting on 5 October 2008.

Mr C Jensen said that the vineyard frost protection wind turbines are too loud and the Council must require these to comply with consent conditions and the TRMP noise rules.

Mr B Mosely also spoke of the excessive night time noise created by frost protection wind turbines that prevent sleep.

The situation had been earlier reported to the Mayor.

The Council had issued a resource consent on 29 September 2008 in regard to frost protection turbines on the vineyard on Greenacres Road, Redwoods Valley, owned by J Marr and R Lankshire.

2. CONFIRMATION OF MINUTES

2.1 Environment & Planning Committee – 28 August 2008

**Moved Crs Borlase / Dowler
EP08/10/02**

THAT the minutes of the Environment & Planning Committee held on 28 August 2008, containing Resolutions EP08/08/04 to EP08/08/20 be approved as a correct record.

CARRIED

2.2 Environment & Planning Subcommittee – 8 September 2008

**Moved Crs Bryant / Edgar
EP08/10/03**

THAT the minutes of the Environment & Planning Committee held on 8 September 2008, containing Resolutions EP08/09/01 to EP08/09/03 be approved as a correct record.

CARRIED

2.3 Environment & Planning Committee – 9 September 2008

**Moved Crs Inglis / Norriss
EP08/10/04**

THAT the minutes of the Environment & Planning Committee held on 9 September 2008, containing Resolutions EP08/09/04 to EP08/09/05 be approved as a correct record.

CARRIED

2.4 Environment & Planning Committee – 16 September 2008

**Moved Crs Ensor / Glover
EP08/10/05**

THAT the minutes of the Environment & Planning Committee held on 16 September 2008, containing Resolutions EP08/09/06 to EP08/09/15 be approved as a correct record.

CARRIED

3. COMPLIANCE QUARTERLY REPORT - 1 JULY TO 30 SEPTEMBER 2008 – REPORT EP08/10/08

Co-ordinator Compliance Monitoring, Mr C Cheeseman, referred to his report EP08/010/08 and responded to questions from Councillors.

The Committee discussed the issue of Richmond Airshed monitoring and the installation of compliant wood burners.

Cr Norriss referred to the Enforcement Order for work on a relocated dwelling in the Riwaka area.

Cr Ensor questioned the need for such an open policy regarding outdoor burning, such as associated with orchards.

**Moved Crs Glover / Borlase
EP08/10/06**

**THAT Compliance Monitoring Quarterly Report EP08/10/08 be received.
CARRIED**

4. ENVIROSCHOOLS PRESENTATION - REPORT EP08/10/09

Environmental Education Officer, Mr R Francis, spoke to his report contained within the agenda and was accompanied by Regional Co-ordinator, Keryn Squires and Facilitors, Kate Cobb and Claire Webster.

The agenda also contained a copy of a pamphlet entitled "What is an Enviroschool", and the Committee was provided with a Powerpoint presentation and a video of the activities associated with Enviroschools.

**Moved Cr Borlase / Mayor Kempthorne
EP08/10/07**

**THAT the Enviroschools Presentation Report EP08/10/09 be received.
CARRIED**

5. ENVIRONMENT & PLANNING MANAGER'S REPORT - REPORT EP08/10/10

5.1 Sale of Liquor Act 1989 – Staff Delegations

Staff delegations pursuant to the Sale of Liquor Act required amendment following the appointment of the Co-ordinator Regulatory Services.

**Moved Mayor Kempthorne / Cr Norriss
EP08/10/08**

THAT pursuant to section 104 of the sale of Liquor Act, the Committee agrees to the following delegations to the identified staff positions and to accordingly amend the Delegations Register

Sale of Liquor Act 1989 (section 104)	
<u>Section 9</u> Power to issue Certificates of Compliance in regard to the Resource Management Act.	E&P Mgr, RCM, CP
<u>Section 9</u> Power to issue Certificates of Compliance in regard to the Building Act.	E&P Mgr, RegM, CBC, BCO, BI
<u>Section 12, 21, 34, 44, 46, 58, 67, 120, 125</u> Power to grant unopposed applications	E&P Mgr, RegM, CR, EHO

<u>Section 14, 16, 37, 39, 60</u> Power to impose conditions and vary conditions, give directions as to signage	E&P Mgr, RegM, CR, EHO, AO
<u>Section 24, 47,</u> Power to issue temporary authorities and Manager Certificates.	E&P Mgr, RegM, CR, EHO, AO
<u>Section 80, 82, 83</u> Power to issue uncontested special licences.	E&P Mgr, RegM, CR, EHO, AO
<u>Section 84</u> Power to exempt special licence holder from appointing managers	E&P Mgr, RegM, CR,
<u>Section 103</u> Power to appoint inspector	E&P Mgr
<u>Section 111</u> Power to waive certain omissions	E&P Mgr, RegM, CR,
<u>Section 133</u> Power to vary, suspend or revoke special licence	E&P Mgr, RegM, CR,
<u>Section 134</u> Power to suspend license for public health and fire safety reasons	E&P Mgr

Note: E&P Mgr = Environment & Planning Manager
RegM = Regulatory Manager
CR = Co-Ordinator Regulatory Services
EHO = Environmental Health Officer
AO = Administration Officer

CARRIED

5.2 National Environmental Standard For On-Site Waste Water Systems

The agenda contained a copy of a submission prepared in response to the Proposed National Environmental Standard for On-Site Waste Water Systems.

Moved Crs Ensor / Edgar
EP08/10/09

THAT the Environment & Planning Committee endorses the submission on the Proposed National Environmental Standard for On-Site Waste Water Systems.
CARRIED

5.3 National Policy Statement on Urban Design

The agenda contained a copy of a submission prepared in response to a Proposed National Policy Statement on Urban Design.

Moved Cr Edgar / Mayor Kempthorne
EP08/10/10

THAT the Environment & Planning Committee endorses the submission on the Proposed National Policy Statement on Urban Design.
CARRIED

5.4 Animal Health Board - Vector Management Contract Services

The agenda contained a copy of a letter dated 18 September 2008 from the Chairman of the Animal Health Board, Wellington. The writer sought Council's likely funding intentions beyond the 2008 / 2009 year, for the local share of Vector Control costs.

Cr Norriss suggested that Council seek to retain the Southern Pest Management Manager in the Tasman District.

Mayor Kempthorne spoke about the need for discussion of the matter as part of the LTCCP process and that should include a decision on the ability to either contain or eradicate Tb within this district.

Cr Higgins asked that the Environment & Planning Manager pursue the matter and respond to the Animal Health Board letter.

5.5 Frost Fans

This issue has been the subject spoken to by speakers at the Public Forum and was referred to in the Manager's report. Mr Bush-King noted in his report that provided the fans do not exceed the height standards, there is no control on noise or vibration as it is classed as "agricultural machinery".

Mayor Kempthorne sought that urgency be given to addressing the issues raised by speakers at the public forum including sound levels and operation times of frost fans.

**Moved Cr Bryant / Edgar
EP08/10/11**

**THAT urgency be given to the production of a staff report on the use and effects of frost fans and options available to Council.
CARRIED**

**Moved Cr Edgar / Borlase
EP08/10/12**

**THAT the Environment & Planning Manager's report EP08/10/10 be received.
CARRIED**

6. ENVIRONMENT & PLANNING COMMITTEE CHAIR'S REPORT - REPORT EP08/10/11

Cr Higgins referred to the future work of this Committee, including consideration of the Environment & Planning Department's requirements for the LTCCP and the Richmond West Zoning hearings.

**Moved Cr Higgins / Ensor
EP08/10/13**

**THAT the Environment & Planning Chair's report EP08/10/11 be received.
CARRIED**

Cr Higgins thanked members for their attendance and closed the meeting at 11.50 am.

Date Confirmed:

Chair: