

# MINUTES

**TITLE:** Environment and Planning Committee  
**DATE:** Thursday 10 March 2011  
**TIME:** 11.14 am  
**VENUE:** Council Chamber, 189 Queen Street, Richmond

**PRESENT:** Crs S G Bryant (Chair), Crs M Bouillir, B F Dowler, J L Edgar, B W Ensor, G A Glover, J L Inglis, T B King, K Maling, T E Norriss, N Riley and E J Wilkins

**IN ATTENDANCE:** Chief Executive Officer (P Wylie), Policy Manager (S Markham), Motueka Community Board Chair (D Ogilvie), Environmental Health Co-ordinator (G Caradus), Policy Planner (R Biss), Administration Officer (J A Proctor)

## APOLOGIES

Moved Crs Glover/Maling  
EP11-03-01

THAT apologies from Mayor R G Kempthorne and Cr Z Mirfin for absence be received by Environment and Planning Committee.  
CARRIED

## 1 CONFIRMATION OF MINUTES

1.1 Development Contributions Subcommittee (Seifried Winery, Golden Bay Air and TNL Properties Ltd) – 26 January 2011

Moved Crs Norriss/Bryant  
EP11-03-02

THAT the minutes of the Development Contributions Subcommittee (Seifried Winery, Golden Bay Air and TNL Properties Ltd) be received by the Environment and Planning Committee.  
CARRIED

1.2 Environment and Planning Committee – 27 January 2011

Moved Crs Inglis/Glover  
EP11-03-03

THAT the minutes of the Environment and Planning Committee meeting held on 27 January 2011 containing resolutions EP11-01-04 to EP11-01-26 be confirmed as a true and correct record by the Environment and Planning Committee.  
CARRIED

### 1.3 Environment and Planning Committee – 10 February 2011

**Moved Crs Glover/Edgar  
EP11-03-04**

**THAT the minutes of the Environment and Planning Committee Extraordinary meeting held on 10 February 2011 containing resolutions EP11-02-01 to EP11-02-04 be confirmed as a true and correct record by the Environment and Planning Committee.**

**CARRIED**

## **2 REPORTS**

### **2.1 Draft Freedom Camping Bylaw Report REP11-03-06**

Environmental Health Co-ordinator Mr Caradus was in attendance to speak to the report contained in the agenda and presented a PowerPoint.

The purpose of the report was to request that Council seek public feedback on a draft bylaw to control “freedom camping”.

Cr Glover left the meeting at 11.18 am.

Cr Glover returned to the meeting at 11.21 am.

A discussion ensued and it was noted that the Government needed to provide appropriate legislation to deal with this matter.

Amendment to Schedule 3 Campervan Waste Dumping Locations - Thorp Bush Toilets, Motueka to be deleted and New World Supermarket car park, Motueka\* *known as Hickmott Carpark, Motueka.*

Cr Wilkins left the meeting at 12.05 pm.

Cr Wilkins returned to the meeting at 12.07 pm.

**Moved Crs Dowler/Glover  
EP11-03-05**

**THAT the Environment and Planning Committee:**

- (a) Agrees that it proceed with the Draft Tasman District Council Consolidated Bylaw: Chapter 11: Freedom Camping 2011, and that the draft Bylaw contained in Part 4 of this statement of proposal be notified to commence the consultative procedure as required by the Local Government Act 2002.**
- (b) Requests Local Government New Zealand to pressure the Minister of Transport to amend the Transport Act or enact whatever legislation might be necessary to ensure that an infringement notice issues in respect of a breach of a freedom camping bylaw can be recovered from a vehicle owner.**

**CARRIED**

**RESOLUTION TO EXCLUDE THE PUBLIC**

Moved Crs Dowler/Riley  
EP11-03-06

**THAT** the public be excluded from the following part(s) of the proceedings of this meeting:

**Motueka Plan Change REP11-03-04**

The general subject of the matter 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 passing this resolution are as follows:

General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under Section 48(1) for the passing of this resolution
Motueka Plan Change REP11-03-04	Good reason to withhold exists under section 7	Section 48(1)(d)

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

Reason to withhold information under Section 6 or 7	Section
To enable the local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)	Section 7(2)(i)

**THAT** David Ogilvie be permitted to remain at this meeting, after the public has been excluded, because of his knowledge of the Motueka area. This knowledge, which will be of assistance in relation to the matter to be discussed, is relevant to that matter because he is the Chair of the Motueka Community Board.

**CARRIED**

(Refer to Confidential Minute Book containing resolution EP11-03-07)

**RESOLUTION TO RESUME PUBLIC MEETING**

Moved Crs Ensor/Inglis  
EP11-03-08

**THAT** open meeting be resumed.

**CARRIED**

## **2 REPORTS CONTINUED**

### **2.2 Nelson Tasman Urban Design Panel Report REP11-03-05**

Policy Planner Ms Biss was in attendance to speak to the report contained in the agenda.

The purpose of the report was to review the Nelson Tasman Urban Design Panel's first year of operation and recommend to Council how it should proceed.

Cr Bouillir and Cr Riley left the meeting at 2.00 pm.

Cr Riley returned to the meeting at 2.06 pm.

#### **Moved Crs Maling/Inglis EP11-03-09**

**THAT the Environment and Planning Committee receives report REP11-03-05 and agrees that:**

- 1. The Nelson Tasman District Urban Design Panel continues provided costs can be met from within existing budgets;**

**And;**

- 2. The existing membership of the Nelson Tasman District Urban Design Panel is retained;**

**And;**

- 3. The Tasman District Council continues to pay the Nelson Tasman District Urban Design Panel costs if the proposals are presented to the Nelson Tasman District Urban Design Panel prior to the resource or building consent being lodged and require the applicant to pay the Nelson Tasman District Urban Design Panel costs post application lodgement.**

**CARRIED**

### **2.3 Chair's Report REP11-03-07**

The Chair spoke to the report contained in the report.

Cr Dowler left the meeting at 2.12 pm.

#### **Moved Crs Bryant/Edgar EP11-03-10**

**THAT the Chair's Report REP11-03-07 be received by the Environment and Planning Committee.**

**CARRIED**

## **2.4 Environment and Planning Manager's Report REP11-03-08**

Policy Manager Mr Markham was in attendance to speak to the report contained in the agenda.

The purpose of the report was to update the Committee on various issues.

Cr Dowler returned to the meeting at 2.17 pm.

Staff tabled a letter from the Toru St Residents' Group of Mapua and spoke briefly regarding its contents.

### **Moved Crs Wilkins/Maling EP11-03-11**

**THAT the Environment and Planning Manager's report REP11-03-08 be received by the Environment and Planning Committee.  
CARRIED**

The meeting closed at 2.18 pm.

Date Confirmed:

Chair: