

STAFF REPORT

TO: Mayor and Councillors
FROM: Utilities Asset Engineer
REFERENCE: S302
DATE: 7 December 2005
SUBJECT: TDC Trade Waste Bylaw 2005

This report accompanies the reviewed TDC Trade Waste Bylaw 2005. The reviewed and amended bylaw has been accepted by the Engineering Services Committee and it is recommended by that committee that the bylaw be adopted by Council.

(A copy of the Bylaw will be circulated to Councillors prior to the meeting.)

BACKGROUND/CONSULTATION

The review of the trade waste bylaw is an outcome target of the adopted TDC Waste Management Plan. Clause 10.1.4 Methods 49a) specified that the bylaw would be reviewed in accordance with the New Zealand Standard Model General Trade Waste Bylaw by December 2005. This was carried out by TDC officers, and peer-reviewed by external consultants. The bylaw closely follows the NZ Standard and includes two parts, the second acting only as guideline to the first.

The draft 2005 bylaw was publicly advertised on 20 August 2005. It was distributed to all Council offices and district libraries for public consultation on 22 August 2005. It was advertised in the Nelson Mail, TDC Newline 'The Mag' and notifications were mailed to potential significant trade waste producers, namely all property owners consuming on average greater than 5m³ of water per day.

Public submissions on this document closed on 26 October 2005. There were two formal submissions returned, and the submitters declined the opportunity to speak to their submissions. Both submitters queried effects on their own business and did not request any changes to the bylaw.

Following requests to review the document, comments were received from the Associate Minister of Health and also Fletcher Vautier Moore.

An open public forum was held on 30 September 2005 in the TDC Chambers to provide an opportunity to explain the intention of the bylaw, to describe any likely changes for users and to record any questions and concerns. In spite of advertising

and individual invitations to potential significant trade wasters, interest and attendance in the forum was less than expected.

Amendments were made to the Draft and the document was accepted by the Engineering Services Committee on 10 November 2005 and recommended for adoption by Council.

CONCLUSION

The proposed changes to the Tasman District Council Trade Waste Bylaw have been extensively advertised during an extended consultation period. The responses to the proposal have been relatively few, minor in nature and have not impacted on the document. For the submissions received, the submitters declined the opportunity to speak to a hearing panel, discarding the requirement for a hearing.

Minor amendments have been made to the draft bylaw to incorporate any changes. The final document has been accepted by the Engineering Services Committee who recommended the adoption of the reviewed and amended bylaw by full Council.

RECOMMENDATION

That the reviewed TDC Trade Waste Bylaw 2005, as amended and reviewed, and as recommended by the Engineering Services Committee, be adopted by Council for implementation.

Kim Arnold
Utilities Asset Engineer