

STAFF REPORT

TO: Environment & Planning Committee

FROM: Steve Markham, Policy Manager

REFERENCE: R420

SUBJECT: **RESOURCE POLICY PROGRAMME UPDATE - REPORT REP10-12-11** - Report prepared for meeting of 16 December 2010

1. PURPOSE OF REPORT

This report provides an updated resource policy programme description and briefing on the current and likely situation with present and programmed projects.

2. BACKGROUND

In July 2010 the Committee last considered the resource policy programme (EP 0/06/02 refers). Since July 2010 the following key achievements have taken place:

- Changes 5 & 11 (Richmond South), 6 (Coastal Tasman DG), 7 (stormwater management), 8 (Eastern GB settlement policies) and 9 (landscape policies) approved and operative
- Draft Change 22 Mapua - Ruby Bay development prepared and further work on subdivision options for EPC
- Draft change for Motueka west & central prepared for EPC
- Changes 20 (Richmond East), 21 (fault rupture risk management), and Variation 71 (slope instability risk area review, Richmond) notified and submissions all in
- Submissions all in for Plan Change 16 on cultural heritage sites management
- Submissions all in for Proposed Part IV (Rivers & Lakes) as package of variations and a change notified December 2009
- Appeals mediation on water allocation reviews Moutere and Motueka with two of three appeals settling
- Appeals (2) on Change 14 frost devices mediated

- Takaka - South Takaka: Takaka floodplain modelling and risk assessment completed (workshop with Councillors expected in the New Year).
- Golden Bay landscapes change at issues and options engagement for report to Environment & Planning Committee in early 2011
- Plan amendments for aquaculture in Aquaculture Legislation Amendments bill (No 3) following collaboration between staff and Government officials.
- Submissions on various national standards (contaminated sites, plantation forestry) and Nelson plan (Change 18 Nelson south).

The outlook for the rest of 2010 and beyond is for further progress on a large number of live priority 1 projects. These are shown in the updated resource policy programme appended to this report. The programme update codes the life-cycle status of all projects (approval to start, live, paused, ongoing); completed projects are no longer shown.

3. PRIORITY PROJECTS

We continue with a large number of high priority (priority 1) projects. Projected staff time budgets within the resource policy section from July 2010 onwards have increased over the previous year. The availability of key staff and capacity for related investigations work in other departments, on which policy planning work progress also relies, mean that Council is able to take up new projects ahead, only when key milestones with live projects are reached. This is because:

- Staff effort is not continuous on live projects (eg. other players such as community stakeholders are providing feedback) and so staff can work on several projects at the same time
- A number of Plan amendment projects have moved into the proposed stage with reporting work able to be staged because of submissions periods
- Individual staff have special areas for policy planning work and are best used in teams to apply their knowledge and skills
- Additional time resources have been made available.

In July 2010 priority adjustments were:

- Brightwater and Wakefield projects (approval to start): confirmed as priority 1 and to be scoped for commencement in 2011
- Eastern Golden Bay for the Pohara - Tata urban area (approval to start): moved from priority 1 to 2 (drivers are Port Tarakohe development and infrastructure links, and dealing with lifestyle development demand in a visible and sensitive coastal landscape more strategically than historical planning decisions from the 1990s)
- Rural policy review (approval to start): moved from priority 1 to 2 (drivers are need to review effectiveness of zones and rules to protect highly productive land and deal with residential and business developments in rural areas; deferred for nearly four years)

- Fate of Tasman RPS (not started; priority 2): agreement to combine with TRMP and defer start until late 2011 (drivers are RMA review, combination opportunity, need for reviewed section on Maori significant issues via Iwi environmental management plan support)

In addition to the programme, there are additional live projects as interdepartmental projects that require time of Resource Policy staff. These are:

- Urban stormwater management.
- Richmond central area development plan.
- Growth model review.

These will have peak needs in the first part of 2011.

In summary, between the current live projects and the Resource Policy section's progress with them, there is some limited capacity to have the Committee consider and approve the start of some new projects, identified in the programme and deferred for some time. The team is however close to the limit of what is required for effective management of the work programme.

Options for the Committee to direct on the resource policy programme are:

1. Allow continuation of current programme with no new projects
2. Direct the pausing of some live projects allow to others to progress or start
3. Allow new projects to start only after key live projects have passed milestones.

The first option is inefficient as there will be some additional capacity through 2011 and beyond. The second option redirects staff onto other priorities: while this is possible there are reorientation inefficiencies and stakeholders may not like this pause. The third option can take up some limited capacity increase in relation to urban environment planning but should be tuned to happen only after progress in key current projects. It is recommended that all new projects be approved to start by the Committee's considering a scoping paper, with resourcing implications and advice at the time.

4. RECOMMENDATION

It is recommended that the Committee:

1. **Note** the priority 1 project commitments for 2010/11 and the need and capacity to allow the start of limited new projects
2. **Agree** that approval to start any new project be resolved after considering a scoping paper for the project

3. **Agree** to receive scoping papers in early 2011 for Brightwater and Wakefield development reviews and rural policy review, but not commence any of these projects until Richmond East (Change 20) is heard and decided and changes notified for Mapua-Ruby Bay, Motueka west & central, and Golden Bay landscapes.

A handwritten signature in black ink, appearing to read 'S. Markham', followed by a long horizontal line extending to the right.

Steve Markham
Policy Manager

**2011 AND BEYOND RESOURCE POLICY PROGRAMME
AS AT 2 December 2010**

Project No	Priority No.	Project Description	Project Status	Process Steps and Current Situation	Staff	Next Steps
1.	1	Live appeals resolution	Live	Steps Resolution by consent order to EC, hearing by EC or withdrawal, of live appeals (13): Change 10 RWDA (8) Vars 55, 66 water allocation (3) Change 14 (2)	SM, NJ, MH, SN, DL, DH, MAB, JT	Mediation, Court hearings or consideration of consent memoranda.
2.	1	Richmond West development plan - Change 10	Live	Steps Planning investigations and structure planning to support plan change; notified variations (now Change 10); Submissions, hearings, decisions and appeals. Situation Decisions notified 26 September 2009; 8 appeals received. Variation 1 Change 10 notified 19 December 2009, Variation 2 notified 22 May 2010. Further subs notified and closed 22 Nov 2010 Appeals mediation 22 - 23 June, 7 - 8 Dec 2010, more to be scheduled.	SM, MH, DL, NJ, RS, SN	Complete appeals resolution. Development of integrated services & land rollout programme.
3.	1	Richmond CBD/central area development/intensification plan	Live	Steps Investigations into Nelson-Richmond urban intensification; assessment of options for locations and design; plan changes and infrastructure programming. Situation Approved as joint council and launched November 2007. Implementation programme recommended in July 2009 to include review of residential intensification regimes. This is the Richmond density study, to advance inquiry into locations and actions (briefing report July 2010). The CBD development plan has commenced as an interdepartmental project.	RB, SM, MH, SL, GC, DL, and others	Review of urban design framework for residential intensification Development of a CBD development plan
4.	1	Richmond East development plan Change 20	Live	Steps Report on services and intensification options; draft plan change; consultation; notification; submissions; decisions; appeals. Situation Joint council project for draft structure plan for Nelson south - Richmond East: project report considered 12 September 2007. Draft structure plan	MH, SM, DL	Submission summary for notification. Reporting and hearing of submissions.

				and services implementation programme community feedback April - May 2008, review and policy analysis of issues August 2008; further policy directions July 2009, draft plan change adopted for feedback December 2009. Change 20 notified 28 August 2010 with supporting amendments (C21, V71) for geohazard risk management. Submissions in 22 November 2010.		
5.	1	Mapua-Ruby Bay development	Live	<p>Steps Reporting on situation re services, and scope for rezoning; structure planning; plan changes and infrastructure provision in LTP</p> <p>Situation Reports to EPC June 2006, March 2007, and draft structure plan community feedback March - April 2008. Policy issues reported June 2008, progress updates December 2008, June 2009. Revised structure planning and coastal hazard risk assessment; waterfront development; reserves, all incorporated in draft change adopted for feedback May 2010. Feedback closed 10 July. Reporting to EPC 23 September with Change 22 for notification; further assessment of subdivision control options in hazard risk locations; report to 16 Dec 2010 EPC.</p>	RB, DL, JC, EV, RS	Decisions on subdivision control and adoption of Change 22 for notification Feb 2011.
6.	1	Golden Bay East settlement strategy: Takaka and south Takaka	Live	<p>Steps Takaka zoning review to avoid flood risk exposure of further land; and south Takaka (Park Avenue) structure planning to provide for first stage of concept additional township (refer EP07-09-06 for description)</p> <p>Situation Project priority confirmed May 2008 but paused pending appeals resolution Change 8. Takaka - south Takaka investigations and structure planning; draft SP considered December 2009 and now paused while Takaka floodplain modelling and risk assessment completed. Modelling report and options assessment report to EPC, 27 Jan 2011.</p>	LM, DL, SN, RS	Review of Takaka flood risk situation and mitigation options as context for decision on companion plan change for south Takaka.
7.	2	Golden Bay East settlement strategy: Pohara-Tarakohe-Ligar-Tata	Start	<p>Steps Investigations and structure planning to provide for shape and extent of settlement development in the area integrated with rural land management (non-settlement protection) (refer EP07-09-06 for description)</p> <p>Situation Project priority confirmed May 2008 but paused pending appeals resolution. Paused for settlement SP while other priority 1 projects advanced.</p>	LM, DL, SN, RS	Investigations and draft structure plan; plan change
8.	1	Golden Bay strategic planning: landscape and	Live	<p>Steps Strategic issues investigations;</p>	SN, DH, NJ	Review of investigations,

		West settlement strategy		<p>Issues and options paper; consultative process leading to TRMP changes 2008 onwards. This work is to include the addressing of rural land management (landscape, productive values and their protection) in Golden Bay (Kahurangi Point to Separation Point) integrated with GB East settlement and rural policy review projects.</p> <p>Situation Project commenced December 2007; investigations and targeted stakeholder engagement early 2008; preparatory to issues and options discussion paper and community feedback. Work recontinued from July 2010 to achieve notified change at least for whole of GB landscape management by July 2011.</p>		further targeted ones, development of draft plan change and re-engagement with communities.
9.	1	Motueka west & central development plan Refer	Live	<p>Steps Update on services; Demand estimates for urban land (business; residential); Structure plan options; Liaison with iwi landowners; Plan change and services programming.</p> <p>Situation Investigations for demand estimations and outline services plan to support concept structure plan. Liaison with iwi landowners. Report on demand and supply information and planning process March 2008; draft structure plan reported November 2008; community consultation February - April 2009. Issues reporting July 2009 with review of draft structure plan. Motueka transportation study commenced May 2009 and finalised February 2010. Draft change commenced September 2010 and to EPC on 16 December 2010.</p>	RB, DL, JC, GC	Develop draft plan change, consult and adopt proposed change.
10.	1	Change 14 frost protection devices	Live	<p>Steps Planning investigations; notified change; Submissions, hearing and decisions</p> <p>Situation Change notified 9 May 2009; submissions received; hearing; decisions notified 22 May 2010. Two appeals; mediation held 7 December 2010.</p>	NJ	Resolve appeals. Approval and operative.
11.	1	Change 16 cultural heritage sites management	Live	<p>Steps Planning investigations; notified change; Submissions, hearing and decisions</p> <p>Situation Change notified 26 September 2009; submissions close 11 Jan 2010</p>	SL	Further submissions; reporting and hearing August 2010
12.	1	Fault Rupture Risk Area	Live	<p>Steps</p>	NJ, SM	Summary and

		Change 21		Investigations into active fault systems; review of plan provisions; plan change. Situation Updated mapping and rupture hazard advice received 2006, 2008. Draft change adopted for feedback December 2009. Change notified 28 August 2010. Submissions in.		further submissions, reporting on issues for hearing.
13.	1	Review of Slope Instability Risk Area, Richmond Variation 71	Live	Steps Investigation into current information on Richmond east slope instability hazard risk; review of plan provisions; plan change. Situation Updated mapping and hazard risk advice received 2009. Draft change adopted for feedback December 2009. Change notified 28 August 2010. Submissions in.	NJ, SM	Summary and further submissions, reporting on issues for hearing.
14.	1	Land disturbance area - targeted review	Start	Steps Investigation into current issues with sediment and erosion risks in targeted situations eg. urban earthworks; review of plan provisions; plan change. Situation Priority programme of land disturbance management measures derived from workshops on erosion and sediment control in late 2009. Project scoping for regulatory review to commence.	MAB, LV, DS, WG, TJ, LP	Project scope and process to be agreed.
15.	1	TRMP land use administration issues requiring review	Ongoing	Steps Series of reports on specific issues arising from administration; Plan change processes for priority issues. Situation Reported on issues and priorities February 2007. Technical amendments Change 18 Technical amendments adopted and notified 22 May 2010. Report on recreational / commercial motorcycling activity due early 2011 (held over pending Ombudsman investigation-)	RB; NJ and team	Further assessment of priority issues.

16.	1	Brightwater strategic development planning	Start	<p>Steps Review of urban development strategy for Brightwater: issues paper; structure planning; TRMP change process (EP07-12-04 for description)</p>	RB, SN, DL, RS and others	Project scope and process paper to be agreed 2011
17.	1	Wakefield strategic development planning	Start	<p>Steps Review of urban development strategy for Wakefield: investigations; issues paper; structure planning; TRMP change process (EP07-12-04 for description)</p>	RB, SN, DL, RS and others	Project scope and process paper to be agreed 2011
18.	1	Change 4 (Variation 44) transport and ESP	Paused	<p>Steps Change notified; review of issues in light of Richmond planning, ESP review and Project Stormwater; further advice; further change.</p> <p>Situation Reporting on issues and options for ESC, EPC. Hearing of submissions on Change 4 deferred pending resolution of content in Plan and reviewed Engineering Standards and Policies.</p>	NJ, LM, DL, GC	Advice on issues and options and plan change.
19.	1	Variations 25/33 (Change 3) CE land disturbance	Paused	<p>Steps Hearings; decisions; appeals.</p> <p>Situation Reporting on submissions.</p>	LV, SM, MAB	Reporting; and hearing of submissions; linked with project 14
20.	2	Rural Futures: rural policy review	Start	<p>Steps Investigations and reporting on priority rural policy issues arising from Rural Futures feedback with updated situation assessment on productive values protection and built development; TRMP change processes.</p> <p>Situation Review of issues paused since 2006; project rescoping with updated situation assessment required.</p>	MH, MAB, SL, AB, SM and others	Briefing on situation update and rescope of project 2011.
21.	1	Indigenous biodiversity management and action plan for advocacy (Native Habitats Tasman)	Live	<p>Steps Situation report; SNA investigation.</p> <p>Situation Situation reports to EPC May, June 2007 on biodiversity management and SNA investigation agreement. Reporting to EPC December 2007. Commencement of SNA investigation tasks as agreed. Launch of Tasman Native Habitats project early 2008. Ongoing liaison in priority area of district</p>	LV, SM, external stakeholders	Ongoing advocacy with landowners across priority parts of district. Review in 2013 of biodiversity management

				with reporting and landowner assistance actions. Governance through oversight group.		achievements, risks and responses.
22.	1	Operative in part, Parts III (excluding aquaculture), V and VI	Live	Steps Approve in part the three parts and update text and maps for operative in part status	SM, NJ, MAB	Approval collation to EPC by Feb 2011
23.	1	Waimea Inlet and catchments integrated management strategy	Live	Steps Stocktake of resource values, issues; review of options; formulation of new actions for integration into informal strategy (refer EP07-12-04; EP09/10/2 for description) Situation Approval to commence project December 2007. Inception meeting July 2008 with key stakeholders. Project management proposal to July, October 2009 meetings. Project jointly with NCC launched late November 2009. Estuary vulnerability assessment April; public symposium May 2010. Draft strategy prepared; final strategy adopted August 2010 by both councils, NMFGC and DOC (NM). Community forum to set up and system for annual check on implementation progress.	NJ, TJ, RS, SM, BW with MW, PS of NCC	Implementation audit process by community and councils required.
24.	1	TRMP Part IV: Rivers and Lakes		Steps Draft policy paper for consultation; policy decisions; consultation with draft Part IV; TRMP variations notified; submissions; decisions; appeals. Situation Briefings on issues and draft policy options on 19 July and 23 August 2006; further drafting of regulatory means of implementing preferred policy options in paper ongoing through 2007 and into 2008 (EP08/12/12). Reporting on issues EP09/04/13; EP09/06/09. Draft part consultation July - September 2009. Revised draft adopted October 2009. Package of Change 17 and Variations 67 - 69 notified 27 February 2010. Submissions and further submissions in 22 November 2010.	MAB, EV, TJ, PD, AB, RS	Reporting and hearing March 2011.
25.	1	Deep Moutere groundwater allocation review and waiting lists - Change 12 & Variation 65	Live	Steps Resource statement and issues and options paper, consult with users; draft variation; notification; submissions; decisions; appeals Situation Reported to EPC on situation following investigations August 2006; reported 12 July 2007 on issues and preferred option; 23 August 2007 draft variation adopted for notification subject to staff management of waiting	MAB, JT	Appeals resolution.

				lists. Further reporting April 2008. Variation 65 (includes Change 12) notified 26 July 2008; hearing of submissions September 2009. Commissioner report and recommendations adopted November 2009. Decisions notified 19 December 2009. One appeal.		
26.	1	Motueka water allocation review - Change 13 and Variation 66	Live	<p>Steps Review of CPZ allocation limit following modelling results; review of reservation regime; plan variation process.</p> <p>Situation Variation preparation and report to EPC in October 2008. Variation 66/Change 13 notified 13 December 2008; Hearing of submissions September 2009. Commissioner report and recommendations adopted November 2009. Decisions notified 19 December 2009. Three appeals. Mediation Sept 2010.</p>	MAB, JT	Appeals resolution.
27.	1	Urban stormwater management	Live	<p>Steps Review of across-council stormwater management outcomes; systems and process issues; tasks; and review of planning documents and arrangements and other actions as required.</p> <p>Situation Review of outcomes for stormwater management, systems and processes 2006 - 2009. Briefing to managers May 2009. Priority workstreams identified; project is progressing as interdepartmental project.</p>	SL, LM, SE, consents, assets, community services staff	Confirmation of priority workstreams with management and funding to be confirmed.
29.	1	Advice on policy issues raised by central government or other agencies including iwi: legislation, policy statements, management plans, water conservation order processes	Ongoing	Reporting ongoing in response to government or iwi proposals	Policy team, Manager and others	Responses as required.
30.	2	Fate of Tasman Regional Policy Statement	Not started	<p>Steps Review content and consistency of TRMP with TRPS; assess options of retaining separate TRPS or combining with TRMP and process involved; review of essential TRPS content for merging with TRMP (Maori policy issues of significance); process management.</p> <p>Situation Support for Tasman iwi management plan to provide basis for review of Maori policy issues. Support EPC July 2010 for combining TRPS with TRMP.</p>	SM and team	Report on options mid 2011.

31.	2	Riparian land management strategy	Not started	Situation report; possible review of RLMS; plan change.	LV et al.	Situation report.
32.	2	Natural hazards strategic policy review	Not started	Steps Review of District approach: Specific investigations into floodplain, coastal, ground instability hazard risks; review of policy issues and options; TRMP change processes. Situation Specific investigations under way for hazards risk management at Mapua-Ruby Bay, Takaka, Motueka, and Richmond under separate projects. Review is an interdepartmental project will integrate investigations and planning approaches.	NJ, EV, GS, PD, SM	Project scope and process to be briefed.
33.	2	Coastal craft issues (incl. Abel Tasman coastline)	Not started	Steps Advice on craft management under foreshore reserve MP and TRMP. Situation Policy advice on managing effects of coastal craft following establishment of foreshore reserve management plan.	NJ	Policy advice to Council.
34.	2	Upper Motueka water allocation development	Not started	Steps Complete investigations; define issues and options; consult with stakeholders; draft variation; notification; submissions; decisions; appeals. Situation Investigations reported 28 August 2006.	MAB, JT	Reporting to EPC in 2011.
35.	2	Takaka catchment water management	Not started	Steps Issues and options with resource statement; TRMP change process	MAB, JT, GS	Resource investigations summary and issues paper in 2011.
36.	3	Onsite wastewater management:	Not started	Steps Review of district approach: Risk assessment of settlement pattern re domestic wastewater contamination; Investigations with policy review; TRMP change process	MAB, DL, JB	Issues and options paper
37.	3	Tasman (village) strategic development review Refer EP07-12-04 for description	Not started	Steps Investigations; issues paper; structure plan for Tasman; TRMP change process		Investigations report and issues paper
38.	3	Marahau to Kina strategic development review:	Not started	Steps Investigations; issues paper, settlement and rural land management issues	DH,SN, RB, DL and others	Investigations report and

		landscapes and settlements		and options; TRMP change process (refer EP08-04-13 for description). Situation The project is to deliver on contracted commitment to coastal landscape protection review.		issues paper
39.	3	Plan implementation monitoring, evaluation and reporting system development:	Not started	Steps RMA requires five yearly reporting on operative plans: Database and monitoring process development in conjunction with EMRS and website reporting. System setup required.	SM and team	2011 and ongoing

