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**MINUTES**  
of the  
**ENVIRONMENT AND PLANNING COMMITTEE MEETING**  
held  
**9.30am, Thursday, 30 May 2019**  
at  
**Tasman Council Chamber, 189 Queen Street, Richmond**

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**Present:** Councillor T King (Chair), Mayor R Kempthorne, Councillors S Brown, S Bryant, P Canton, M Greening, P Hawkes, D McNamara, D Ogilvie, P Sangster, A Turley, T Tuffnell and D Wensley

**In Attendance:** Environment and Planning Manager (D Bush-King), Senior Executive Assistant (R L Scherer)

**Part Attendance:** Chief Executive (J Dowding), Urban and Rural Development Policy Team Leader (M Day), Senior Resource Scientist – Environmental (T James), Regulatory Manager (A Humphries), Team Leader – Building Inspectors (M Feely), Team Leader – Monitoring and Enforcement (C Cheeseman), Environmental Policy Manager (B Johnson), Technical Lead – Building Assurance (P Beck), Planning Consultant (S Leusink-Sladen), Environmental Information Manager (R Smith), Team Leader – Natural Resources Policy (L McGlinchey), Administration Officer – Animal Control (R Connochie) and Team Leader – Building Support (C Lynn).

**1 OPENING, WELCOME**

**2 APOLOGIES AND LEAVE OF ABSENCE**

**Moved Cr Sangster/Cr Tuffnell**

**EP19-05-1**

**That apologies from Mayor R Kempthorne, Cr P Hawkes and Cr K Maling be accepted.**

**CARRIED**

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### 3 PUBLIC FORUM

**Richard Johns** spoke about an issue with a resource consent for water supply in Mapua. He suggested that the Council did not follow correct procedure regarding the resource consent and he would like an independent investigation into the issue. Mr Johns said that he did not accept the Chief Executive's position on this matter.

**Barry Dowler** spoke about freedom camping issues. He said that a lot of residents are not happy with the freedom camping issues in Tasman District and that many of the infringement fines that freedom campers receive are not being paid.

Mr Dowler said he would be reluctant to see the Council install barriers to stop motorcycles entering the Mapua wharf site. He asked if the Council could instead supply dedicated motorcycle parking in that area.

He also spoke about parking issues at both Kaiteriteri and Torrent Bay. He suggested that any barriers to parking would create more issues and people will find other places to park their vehicles. He urged the Council to liaise with the Kaiteriteri Domain Board to find a solution to the parking issues in Kaiteriteri.

### 4 DECLARATIONS OF INTEREST

Cr Canton declared an interest in the item on today's agenda regarding Plantation Forestry Monitoring Charges. Mr Canton's interest was declared to be minor.

### 5 LATE ITEMS

Cr Wensley, raised her concerns about Cr McNamara's criticism of the Council's decision making process and, by inference, Councillor's individual voting choices, particularly through social media channels. She proposed the following motion which was seconded by Cr Greening:

**That the late item, 9.8. Notion of Motion to Rescind Resolution, EP19-04-03 – Special Housing Area, Main Road Hope be postponed as there is no urgency to make a decision.**

The Chairman asked for a show of hands and the motion was lost.

**Moved Cr Sangster/Cr Tuffnell**

**That the late item, 9.8, Notice of Motion to rescind resolution, EP19-04-03 – Special Housing Area, Main Road Hope be considered at today's meeting.**

**EP19-05-2**

**CARRIED**

Cr Wensley asked that the minutes note her vote against the resolution.

The Chairman reminded the Councillors of the Council's Code of Conduct including their obligations around the use of social media.

### 6 CONFIRMATION OF MINUTES

Cr Wensley asked for an amendment to the minutes of the meeting held on 18 April 2019 to note that the applicant for the Special Housing Area in Main Road, Hope is also a shareholder in the Waimea Community Dam.

**Moved Cr Canton/Cr Wensley**

**EP19-05-3**

**That the minutes (as amended) of the Environment and Planning Committee meeting held on Thursday, 18 April 2019, be confirmed as a true and correct record of the meeting.**

**CARRIED**

**Moved Cr Bryant/Cr McNamara**

**EP19-05-4**

**That the minutes of the Submissions Hearing (Plantation Forestry Monitoring Charges) held on Thursday, 15 April 2019, be confirmed as a true and correct record of the meeting.**

**CARRIED**

## **7 REPORTS OF COMMITTEE**

Nil

## **8 PRESENTATIONS**

Nil

## **9 REPORTS**

### **9.1 Approval to notify Proposed Plan Change 69: Nelson Tasman Land Development Manual**

Urban and Rural Development Policy Team Leader, Maxine Day spoke to the report contained in the agenda, which was taken as read. Ms Day noted that the changes contained in the report would give effect to the Nelson Tasman Land Development Manual through the Tasman Resource Management Plan.

Ms Day tabled the following amendments to the report included in the agenda papers:

#### **Chapter 16:**

- 16.2.2.1 (i) and 16.2.2.1 (l) to (p) are to be shown as deleted.
- 16.2.2.1(r)(ii) should show the deletion of (b) as well as (a)
- 16.3.6.1 matter (3) is also to be included

Add words to heading for 16.2.2.1 to say “Access and Vehicle Crossings” rather than just “Access”.

Delete heading 16.2.20 “Location of Vehicle Crossings in Relation to Intersections” as content below heading has been removed.

Amend the first two rows in Figure 16.2C to show as standard text as they were already in the text and never part of Change 4.

**Chapter 18:**

Reinsert the following and show as to be deleted as it has been replaced with the new condition (d) (in 18.8.3.1).

Road Construction Standards

<p><b>Proposed as at 1 November 2008</b></p> <p>(d) All roads are laid out, constructed or reconstructed, and vested in the Council in accordance with the standards specified in figures 18.8A and 18.8B, except in the Richmond South Development Area where minor access roads and lanes meet the standards specified in Figure 18.8C.</p> <p>Proposed]</p> <p><i>[(c) and (d) Proposed deleted]</i></p>	<p><b>C4 8/05</b></p>
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The Councillors discussed the “readability” of the document with the use of Track Changes. In response, Ms Day confirmed that the public document would include an explanatory statement and a summary of proposed changes. A table will also be available to help people understand the extent of the changes from the current Tasman Resource Management Plan.

**Moved Cr Bryant/Cr Greening**

**EP19-05-5**

**That the Environment and Planning Committee:**

- i) receives the Approval to Notify Proposed Plan Change 69: Nelson Tasman Land Development Manual report including the tabled amendments; and**
- ii) approves the amended Proposed Plan Change 69: Nelson Tasman Land Development Manual included as Attachment 1 to REP19-05-01 for public notification.**

**CARRIED**

**9.8 Notice of Motion to rescind resolution EP19-04-03 – Special Housing Area, Main Road Hope**

Cr Greening advised that he would be calling for a division on the proposed resolution.

The Councillors discussed the use of productive land for this Special Housing Area. It was suggested that the decision to build the Waimea Dam focused on the provision of water for productive land.

It was suggested that there was no new information to support the notice of motion to rescind the resolution.

Several councillors spoke in support of the resolution noting that the proposal will create affordable housing and that the land is sited close to the Richmond town centre which will encourage residents to use active transport modes. It was agreed that infrastructure such as schools and community amenities are already in place in the area and that the land itself is not

economically productive.

In response to a question about costs, Environmental Policy Manager, Barry Johnson said that the applicant had said that the price of a combined house and land package would be in the vicinity of \$400,000 to \$440,000.

It was noted that Special Housing Area applications to the Government were to be lodged by 30 April 2019 and this application would need to be presented to the Minister for approval in order for it to advance prior to the legislation expiring in September.

Cr Greening asked that the minutes record that three of the Councillors who voted for the original resolution to decline the application were not present at today's meeting.

In response to a question, Mr Johnson said that the Council would enter into a legal agreement with the developer to ensure that they do provide affordable housing.

### **Moved Cr Sangster/Cr Brown**

#### **EP19-05-6**

**That the Environment and Planning Committee:**

- 1. receives the Notice of Motion to rescind resolution EP19-04-03 - Special Housing Area, Main Road Hope REP19-05-8; and**
- 2. agrees to rescind resolution EP19-04-03 – Special Housing Area, Main Road Hope; and**
- 3. recommends to the Minister of Housing and Urban Development that the Hope SHA – 115 Main Road Hope (T02-11) as reported in REP19-04-01, is established.**

Cr Greening, seconded by Cr Wensley, called for a division.

<b>Brown</b>	<b>For</b>
<b>Bryant</b>	<b>For</b>
<b>Canton</b>	<b>Against</b>
<b>Greening</b>	<b>Against</b>
<b>King</b>	<b>For</b>
<b>McNamara</b>	<b>For</b>
<b>Ogilvie</b>	<b>Against</b>
<b>Sangster</b>	<b>For</b>
<b>Tuffnell</b>	<b>For</b>
<b>Turley</b>	<b>For</b>

**CARRIED**

### **9.4 Plantation Forestry Monitoring Charges**

Team Leader – Monitoring and Enforcement, Carl Cheeseman presented the report which was taken as read.

In response to a question about set back provisions for forestry planted on Separate Point granite soils, Mr Cheeseman said that the National Environmental Standard for Plantation Forestry does not include any specific set back provisions.

In response to a question about compliance costs and the effect on smaller forestry operations, Mr Cheeseman said that the monitoring regime will concentrate on areas where there is a high

risk as noted in the National Environmental Standard for Plantation Forestry.

### **Moved Cr Turley/Cr Canton**

**EP19-05-7**

**That the Environment and Planning Committee**

- 1. receives the Plantation Forestry Monitoring Charges report; and**
- 2. notes the recommendations of the Hearing Panel relating to Monitoring Charges for permitted activities under the Resource Management (National Environmental Standard for Plantation Forestry) Regulations 2017, contained in the minutes of the deliberations meeting held on 15 April 2019; and**
- 3. agrees to amend the wording of the Plan as per the Hearing Panel recommendations contained in the minutes of the deliberations meeting held on 15 April 2019; and**
- 4. adopts, in accordance with section 93 of the Local Government Act 2002, the Monitoring Charges for permitted activities under the Resource Management (National Environmental Standard for Plantation Forestry) Regulations 2017 as contained in Attachment 3 to report REP19-05-04**

**CARRIED**

*The meeting adjourned at 10.31 am and resumed at 10.48 am*

*Cr Canton did not return to the meeting*

### **9.7 Environment and Planning Manager's Report**

Environment and Planning Manager, Dennis Bush-King presented the report which was taken as read.

In response to a question about the wetlands project noted in his report, Mr Bush-King said that staff are finalising property visits within each catchment before working on new catchments. He noted that some properties will be visited once more before information about their property is included in any Land Information Memoranda.

It was suggested that the Council staff should contact all landowners to tell them what is happening with respect to their Land Information Memoranda. Mr Bush-King agreed to provide an update to the next meeting regarding the next steps in the project and when it is expected that the District-wide information will be available on the Council's website.

In response to a question, Mr Bush-King agreed to provide a copy of the information regarding the conversion of productive land that was used for the work on the future development strategy.

It was noted that an item regarding urban streams had been missed off the action sheet provided in Mr Bush-King's report. Mr Bush-King said he would investigate what has happened and report back to the Committee. In response to a question, Senior Resource Scientist, Trevor James agreed that staff were happy to work with schools on urban stream issues.

### **Moved Cr Sangster/Cr Brown**

**EP19-05-8**

**That the Environment and Planning Committee receives the Environment and Planning Manager's Report REP19-05-7**

**CARRIED**

**9.2 Update on Catchment Enhancement Fund Projects**

Mr James spoke to the report contained in the agenda which was taken as read.

Mr James took the opportunity to speak about some individual project highlights. He noted that the fund has made a real difference to river health outcomes and staff were working with farmers to provide tangible solutions.

Mr James stressed the importance of collaboration and communication with the community, which had resulted in more interest in restoration projects.

He said that applications for the Marahau erosion control project had recently closed.

Mr James also spoke about catchment enhancement projects in Motupipi, Fish Creek, Go Ahead Creek and in various urban waterways. He noted that staff have been working with both the Landcare Trust and various stream restoration experts to develop a strategy for the projects and to ensure that the Council can maximise the funding available.

*Cr Wensley exited the meeting at 11:17 am.*

In response to a question about the presence of *E.coli* in the Sherry River, Mr James suggested that some farms continue to provide source areas for *E.coli* and this would need to be addressed through better farm management practice.

*Cr Wensley returned to the meeting at 11:20 am.*

Mr James advised that he has been working with the Tasman Area Community Association regarding work around the Tasman Valley Stream. He noted that this catchment has been identified as a priority in the catchment enhancement programme.

In response to a question about the turtles that were seen in Borck Creek, Mr James said that the animals are now hibernating and staff will not make any attempts to catch them until late spring. He said that the turtles are a pest under the Biosecurity Act.

In response to a question about nitrate levels and other contamination in the Lower Queen Street, area, Mr James said that there had been *E.coli* detected and this may have come from a local stock truck washing operation. Staff are currently awaiting on results from the laboratory and Mr James will provide an update to the next committee meeting.

The Councillors thanked Mr James for his comprehensive report.

**Moved Cr Tuffnell/Cr Turley**

**EP19-05-9**

**That the Environment and Planning Committee receives the Update on Catchment Enhancement Fund Projects REP19-05-02;**

**CARRIED**

### **9.3 Regulatory Manager's Six Monthly Report**

Regulatory Manager, Adrian Humphries presented the report which was taken as read.

Mr Humphries noted that a new contractor is now managing dog control and parking enforcement services on behalf of the Council. He said that parking enforcement had increased by 25 hours per week across the District and that there had been a 287% increase in parking infringement notices compared to last year.

Mr Humphries spoke about the issues with motorcycles entering and parking at the Mapua wharf. He suggested that this issue would not be easily resolved because it is happening more frequently and that our enforcement staff cannot be on site all of the time. He also noted that the Council can only ticket stationary vehicles; we cannot fine people who ride their motorcycles on to the wharf area. Discussions have been held with businesses at Mapua wharf.

In response to a question about cancellation of parking infringement tickets in Richmond, Mr Humphries said that no Council staff had had their tickets cancelled.

Mr Humphries noted that the number of abandoned vehicles had decreased. He suggested this could be due to the increase in scrap metal prices.

In response to a question about parking issues at Kaiteriteri and Martin Farm Road, in particular, Mr Humphries said that there was no easy solution to this ongoing problem. It was suggested that the Council may have to start thinking differently about how to address illegal parking issues across the District and especially in areas that have high tourism numbers.

*Cr Wensley exited the meeting at 11:49 am.*

Mr Humphries said that staff had issued 218 tickets for freedom camping infringements. He noted that if the person committing the offence is not a New Zealand resident it is likely that the Ministry of Justice will write off the fine.

Mr Humphries spoke about the safety in schools programme which involved a number of agencies providing safety advice to school children including the Police, Fire Service, the Council's Harbourmaster and Council road safety staff. He noted that over 700 school children attended the annual programme which is well received.

In response to a question about camping ground regulations, Mr Humphries said that staff regularly check camping grounds to ensure they are adhering to the regulations.

In response to a question about the action plans resulting from the recent Pigeon Valley fire event, Mr Humphries confirmed that these plans will be made available to the Council. He noted that FENZ staff are leading this work which includes input from people who were evacuated during the fire event. Mr Humphries agreed that feedback from Councillors could be included in the action plans.

**Moved Cr Ogilvie/Cr Brown**

**EP19-05-10**

**That the Environment and Planning Committee receives the Regulatory Manager's Six Monthly Report REP 19-05-03**

**CARRIED**

### **9.5 Building Assurance Manager's Report 12 Months ending December 2018**



Mr Bush-King presented the report on behalf of the Building Assurance Manager. The report was taken as read. Mr Bush-King reported that the Building Assurance Manager had recently resigned and the Council is currently recruiting for a replacement.

Mr Bush-King also noted that the Building Assurance Group is scheduled for the bi-annual accreditation audit from IANZ in October.

**Moved Cr McNamara/Cr Sangster**

**EP19-05-11**

**That the Environment and Planning Committee receives the Building Assurance Manager's Report 12 Months ending December 2018.**

**CARRIED**

### **9.6 Environment & Planning Committee Chair's Report 30 May 2019**

The Councillors referred to the climate emergency declaration recently made by Nelson City Council.

**Moved Cr McNamara/Cr Brown**

**EP19-05-2**

**That the Environment and Planning Committee receives the Environment & Planning Committee Chair's Report 30 May 2019, REP19-05-6.**

**CARRIED**

## **10 CONFIDENTIAL SESSION**

Nil

The meeting concluded at 12.10 pm.

Date Confirmed:

Chair: