

Minutes of a meeting of the Planning and Regulatory Committee

**Held in the Council Chamber, Civic House, 110 Trafalgar Street,
Nelson**

On Thursday 23 February 2017, commencing at 9.01am

Present: Councillor B McGurk (Co-Chairperson), Her Worship the Mayor
R Reese (Co-Chairperson), B Dahlberg, S Walker and Ms G
Paine

In Attendance: Councillor P Matheson, Group Manager Strategy and
Environment (C Barton), Group Manager Community Services
(C Ward), Manager Communications (P Shattock), and
Administration Adviser (E-J Ruthven), Youth Councillors (F
Sawyer and S Cronin)

Apologies: Councillors L Acland, I Barker, and K Fulton

Councillor McGurk took the Chair for the start of the meeting.

1. Apologies

Resolved PR/2017/001

That the Committee

***Receives and accepts apologies from Councillors
Acland, Barker and Fulton.***

McGurk/Walker

Carried

2. Confirmation of Order of Business

The Chairperson advised that item 7, Chairperson's Report, was
withdrawn from the agenda.

3. Interests

There were no updates to the Interests Register, and no interests with
items on the agenda were declared.

4. Public Forum

There was no public forum.

5. Confirmation of Minutes

4.1 1 December 2016

Document number M2239, agenda pages 8 - 11 refer.

Resolved PR/2017/002

That the Committee

Confirms the minutes of the meeting of the Planning and Regulatory Committee, held on 1 December 2016, as a true and correct record.

McGurk/Dahlberg

Carried

5. Status Report - Planning and Regulatory Committee - 23 February 2017

Document number R7161, agenda pages 12 - 14 refer.

Brief updates were provided for each of the items on the status report.

Resolved PR/2017/003

That the Committee

Receives the Status Report Planning and Regulatory Committee 23 February 2017 (R7161) and its attachment (A1155974).

Walker/Dahlberg

Carried

6. Chairperson's Report

Document number R7216, agenda pages 15 - 17 refer.

This item was withdrawn from the agenda.

REGULATORY

7. Strategy and Environment Report for 1 October to 31 December 2016

Document number R6887, agenda pages 18 - 34 refer.

Attendance: Councillor Dahlberg declared that he was chair of Warmer Healthier Homes Nelson/Tasman Marlborough, but this did not amount to an interest with the report.

Manager Consents and Compliance, Mandy Bishop, Manager Planning, Matt Heale, Manager Building, Chris Wood, Senior Planning Adviser, Mark Leggett, and Environmental Programmes Advisers, Richard Frizzell and Richard Popenhagen, presented the report.

Officers answered questions regarding damage to the air quality monitor at St Vincent Street, landlord applications to the Warmer Healthier Homes Nelson-Marlborough project, and the survey of fishers, local residents and iwi regarding the use of Delaware Estuary and Cable Bay.

It was noted that work on Natural Hazards was on-going and would be brought to a future Nelson Plan workshop.

Resolved PR/2017/004

That the Committee

Receives the report Strategy and Environment Report for 1 October to 31 December 2016 (R6887) and its attachment (A1673398).

Paine/Walker

Carried

Attendance: The meeting adjourned from 9.16am to 9.17am.

8. Parking and vehicle Bylaw (2011), No 207 Amendments to Schedules

Document number R6973, agenda pages 35 - 45 refer.

Team Leader Roading and Solid Waste, Marg Parfitt, presented the report.

Ms Parfitt answered questions about consultation undertaken with regards to the stopping restriction on Tahunanui Drive and no stopping lines on Fifeshire Crescent, and noted further work being undertaken in this area on Fifeshire Crescent.

Resolved PR/2017/005

That the Committee

Receives the report Parking and vehicle Bylaw (2011), No 207 Amendments to Schedules (R6973) and its attachments (A1709307, A1709319, A1709346, A1709339, A1709357, A1709366, 1709368); and

Approves amendments detailed in report R6973 to the following schedules of the Bylaw No 207, Parking and Vehicle control (2011):

- **Schedule 4: Special Parking Areas**
- **Schedule 9: No stopping**
- **Schedule 14: Give Way Signs**

Walker/Dahlberg

Carried

The Chairperson advised the meeting would consider item 11, Progressive Implementation Programme for Freshwater, prior to item 10, Biosecurity Annual Report.

9. Progressive Implementation Programme for Freshwater

Document number R6960, agenda pages 95 - 108 refer.

Manager Planning, Matt Heale, and Planning Adviser, Diana Worthy, presented the report.

Along with Group Manager Strategy and Environment, Clare Barton, officers answered questions regarding freshwater directives from central government, the potential for some catchments to be over-allocated and how information was being gathered to inform this issue, how water use was monitored, and work being undertaken by the Cawthron Institute regarding water quality, flows and volumes.

There was a discussion regarding the manner in which the North Nelson Freshwater Working Group would come to consensus, and how, and to whom, recommendations would be presented. Ms Barton clarified that the word 'suggestions' should replace the word 'recommendations' in clause 6 of the Operating Philosophy in the Terms of Reference for the North Nelson Freshwater Working Group.

Resolved PR/2017/006

That the Committee

Receives the report Progressive Implementation Programme for Freshwater (R6960) and its attachments (A1693613, A1693614, A1693618, and A1694507).

Paine/Dahlberg

Carried

Her Worship the Mayor, seconded by Ms Paine, moved the remaining clauses of the recommendation in the officer report, including additional words at the end of the final clause.

Resolved PR/2017/007

That the Committee

Approves for public notification the revised progressive implementation programme (Attachment 2 (A1693614)) to give effect to the National Policy Statement for Freshwater Management 2014; and

Approves the 2016 summary of implementation report (Attachment 3 (A1693618)) which details the extent to which the programme has been implemented during 2016 in Nelson, for publication on Council's website; and

Approves the Freshwater Working Groups' revised terms of reference including duration of establishment (Attachment 4 (A1694507)), noting that clarification is required as to whether the Freshwater Working Group is to provide recommendations to elected members or feedback.

Her Worship the Mayor/Paine

Carried

10. Biosecurity Annual Report

Document number R6995, agenda pages 46 - 94 refer.

Environmental Programmes Adviser, Richard Frizzell, Tasman District Council Coordinator – Biodiversity and Biosecurity, Paul Sheldon, and Tasman District Council Biosecurity Officer, Robin van Zoelen, presented the report, and gave a power point presentation (A1724861).

Officers answered questions regarding the use of native or indigenous plants as biocontrol agents, pest control on Department of Conservation land, challenges regarding pest control in the marina, the proposed Top of the South Small Scale Management Plan to control *Sabella* in Top of the South marinas, Council's involvement in ant control, and Council's provision of education and advice in relation to pest control.

It was noted that the word 'efficiently' should replace the word 'deficiently' in paragraph 2.5.4 of the report.

Resolved PR/2017/008

That the Committee

Receives the report Biosecurity Annual Report (R6995) and its attachments (A1692237 and A1692242); and

Approves the 2016-17 Biosecurity Operational Plan for the Tasman-Nelson region (A1692242).

Her Worship the Mayor/Dahlberg

Carried

Attachments

- 1 A1724861 - Power Point Presentation Annual Biosecurity Report 2015-2016

Attendance: The meeting adjourned from 10.29am to 10.47am.

The Chairperson advised that the meeting would move to consider item 15, National Policy Statement Urban Development Capacity, and item 16, Nelson Tasman Land Development Manual, before returning to consider the remaining items on the agenda.

11. National Policy Statement Urban Development Capacity

Document number R7054, agenda pages 131 - 141 refer.

Senior Infrastructure Planner, Lisa Gibellini, presented the report.

Ms Gibellini answered questions regarding the timeframe of the National Policy Statement Urban Development Capacity (NPS UDC), the affect it might have on the development of Asset and Activity Management Plans in preparation for the Long Term Plan 2018-2028, how to ensure infrastructure and services were rolled out at appropriate times, potential effects for the Development Contributions policy, and the types of roads included in the NPS UDC.

Attendance: Her Worship the Mayor left the meeting from 10.56am to 10.57am.

Strategy and Environment Analyst, Brylee Wayman, answered questions regarding how growth classifications were calculated, and the expected timeframe for release of updated classifications.

There was a discussion regarding the difficulty of planning for good land development if the state highway, active transport and public transport networks were excluded from the NPS UDC. It was agreed that Her Worship the Mayor should write to the Ministers for the Environment, Transport and Business, Innovation and Employment on this matter.

Resolved PR/2017/009

That the Committee

Receives the report National Policy Statement Urban Development Capacity (R7054); and

Notes that infrastructure projects needed to support residential and business growth in the Asset Management Plans, Long Term Plan and Infrastructure Strategy will be influenced by the capacity requirements undertaken under the National Policy Statement Urban Development Capacity with Tasman District Council; and

Directs Her Worship the Mayor to write to the Ministers for the Environment, Transport and Business, Innovation and Employment, raising concerns that not including the state highway, active transport and public transport infrastructure within the National Policy Statement Urban Development Capacity undermines the benefit of integrated land development.

Her Worship the Mayor/McGurk

Carried

12. Nelson Tasman Land Development Manual

Document number R7162, agenda pages 142 - 148 refer.

Senior Infrastructure Planner, Lisa Gibellini, presented the report, and answered questions regarding potential minimum ground and floor levels.

Resolved PR/2017/010

That the Committee

Receives the report Nelson Tasman Land Development Manual (R7162).

Dahlberg/Walker

Carried

Attendance: Councillor McGurk vacated the Chair and Her Worship the Mayor took the Chair for the remainder of the meeting.

13. Nelson Plan - Draft Regional Policy Statement

Document number R6958, agenda pages 109 - 115 refer.

Manager Planning, Matt Heale, presented the report. He answered questions regarding the feedback received to date, the timelines for consultation on the draft Regional Policy Statement, and how the draft Regional Policy Statement would inform rules within the Nelson Plan.

There was a discussion regarding whether the next iteration of the draft Regional Policy Statement should be brought to the May, rather than

April, committee meeting, to allow sufficient time to consider the significant number of feedback points. A variety of views were expressed, and the Committee agreed to make no changes to the timeline at this stage.

Resolved PR/2017/011

That the Committee

Receives the report Nelson Plan - Draft Regional Policy Statement (R6958); and

Notes that the next iteration of the draft Regional Policy Statement will be provided to the April 2017 Planning and Regulatory Committee meeting on the completion of a planning peer review.

McGurk/Walker

Carried

14. Nelson Plan - Community Engagement during 2017

Document number R7080, agenda pages 116 - 127 refer.

Manager Planning, Matt Heale, and Senior Planning Adviser, Mark Leggett, presented the report.

Officers answered questions regarding the setting up of the Iwi Working Group, how public engagement would phase with the sequencing of Nelson Plan workshops, and the type of engagement to be undertaken in relation to notable trees.

Resolved PR/2017/012

That the Committee

Receives the report Nelson Plan - Community Engagement during 2017 (R7080) and its attachments (A1705193, A1702560, and A1702553); and

Approves Option 1, targeted engagement with specific parties, as detailed in report R7080, in advance of the draft Nelson Plan release.

McGurk/Paine

Carried

15. Freedom Camping Strategy and Bylaw

Document number R7149, agenda pages 128 - 130 refer.

Group Manager Community Services, Chris Ward, presented the report and answered questions regarding the process for Council to follow in deciding whether to develop a bylaw.

Resolved PR/2017/013

That the Committee

Receives the report Freedom Camping Strategy and Bylaw (R7149); and

Refers any decision on progressing a Freedom Camping Bylaw to the Council meeting scheduled for 23 March 2017.

Her Worship the Mayor/Dahlberg

Carried

There being no further business the meeting ended at 11.30am.

Confirmed as a correct record of proceedings:

_____ Chairperson _____ Date