



**Minutes of a meeting of the
Environment and Climate Committee**

Te Kōmiti Taiao / Āhuarangi

**Held in the Council Chamber, Civic House, 110 Trafalgar Street,
Nelson on Thursday 10 June 2021, commencing at 9.05a.m.**

Present: Councillor K Fulton (Chairperson), Councillors Y Bowater, T Brand, M Courtney, J Edgar, M Lawrey, B McGurk, G Noonan, R O'Neill-Stevens, P Rainey, R Sanson, T Skinner and Ms G Paine

In Attendance: Chief Executive (P Dougherty), Manager Environmental Management (C Barton), Group Manager Strategy and Communications (N McDonald), and Governance Adviser (J Brandt), Governance Support (P Boutle) and Youth Councillors (R Armstrong and J Harrison)

Apology: Mayor R Reese (Council business), Councillor Noonan (lateness)

Karakia and Mihi Timatanga

1. Apologies

Resolved EC/2021/020

That the Environment and Climate Committee

- 1. Receives and accepts an apology from Her Worship the Mayor R Reese (on other Council business) and Councillor G Noonan for lateness.***

Fulton/Edgar

Carried

2. Confirmation of Order of Business

The confidential item was considered after open agenda item 8.

3. Interests

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

4. Hearing of Submissions - Environmental Management Fees and Charges Review 2021

Document number R25869

Clive Lewis, Director of Clive Lewis Design (2004) Ltd, spoke to his submission (27189) on building fees and charges.

Attendance: Councillor Skinner joined the meeting at 9.09a.m. and Councillor Noonan at 9.19a.m.

Mr Lewis answered questions about his concerns in relation to building fees and charges, and emphasised the need for direct communication channels between council officers and the public.

5. Public Forum

There was no public forum.

6. Confirmation of Minutes

6.1 13 April 2021

Document number M16556, agenda pages 7 - 12 refer.

Resolved EC/2021/021

That the Environment and Climate Committee

1. Confirms the minutes of the meeting of the Environment and Climate Committee, held on 13 April 2021, as a true and correct record.

McGurk/Paine

Carried

7. Chairperson's Report

Document number R25917, agenda pages 13 - 26 refer.

Councillor Fulton noted the death of former Nelson City Councillor Eric Davy. Councillors acknowledged Mr Davy's contributions to Nelson City Council and the community during his four terms at Council.

Councillor Fulton gave a verbal addition to her Chair's report. She noted that the Climate Change Commission had released its final report laying out the roadmap for New Zealand to reduce emissions and become carbon neutral by 2050. She further noted her recent attendance at the Good Food Group launch at Fairfield House and answered questions about the submission on the Ministry of Business, Innovation and Employment Building Code Consultation.

Attendance: Councillor Rainey left the meeting at 9.46a.m. and returned at 9.57a.m.

Resolved EC/2021/022

That the Environment and Climate Committee

- 1. Receives the report Chairperson's Report (R25917) and its attachment (A2642611); and***
- 2. Approves retrospectively the attached Nelson City Council submission on the Ministry of Business, Innovation and Employment Building Code Consultation 2021 (A2642611).***

Courtney/Edgar

Carried

8. Environmental Management Fees and Charges Review 2021 - Deliberations Report

Document number R24824, agenda pages 27 - 143 refer.

Group Manager Environmental Management, Clare Barton, presented the report and answered questions. Two corrections were noted to the options presented on agenda page 32:

- For option 1 the second bullet point in 'Risks and Disadvantages' should read: "Lost income of about \$4,000 which will need to be met by the General Rate. [Remainder of sentence removed.]"
- For option 3, the summary should read "Increase fees and charges (hourly rate \$162 and licence fee \$255) (commencing 1 July 2021) recovering **51%** of the costs."

Councillor McGurk, seconded by Councillor Courtney, moved an alternative motion for clause 5:

That the Environment and Climate Committee

5. *Approves amendments to the Food Act 2014 fees and charges as outlined in Attachment 4 (A2661168) to commence from 1 July 2021; and*

Ms Barton answered questions about CPI increases in relation to the Food Act fees and charges.

The meeting was adjourned from 10.49a.m. until 11.20a.m.

Elected Members debated the motion. Councillor Edgar foreshadowed that should the alternative motion for clause 5 be lost, she would move the officer's recommendation.

The motion was put and lost.

That the Environment and Climate Committee

5. *Approves amendments to the Food Act 2014 fees and charges as outlined in Attachment 4 (A2661168) to commence from 1 July 2021; and*

McGurk/Courtney

Lost

Subsequently Councillor Fulton, seconded by Councillor Edgar, moved the the officer's recommendation.

Resolved EC/2021/023

That the Environment and Climate Committee

1. ***Receives the report Environmental Management Fees and Charges Review 2021 - Deliberations Report (R24824) and its attachments (A2621284, A2635824, A2635787, A2661168, A2652035 and A2669343); and***
2. ***Notes the submissions received as part of the special consultative procedure on the review of the Environmental Management fees and charges in Attachment 1 (A2621284); and***
3. ***Approves amendments to the fees and charges under the Building Act 2004 as outlined in Attachment 2 (A2635824) to commence from 1 July 2021; and***

4. ***Approves amendments to the charges under the Resource Management Act 1991 and Housing Accords and Special Housing Areas Act 2013 as outlined in Attachment 3 (A2635787) to commence from 1 July 2021; and***
5. ***Approves amendments to the Food Act 2014 fees and charges as outlined in Attachment 4 (A2661168) to commence from 1 December 2021; and***
6. ***Approves amendments to the Public Health Act 1956 fees and charges as outlined in Attachment 5 (A2652035) to commence from 1 July 2021.***

Fulton/Edgar

Carried

The Chairperson changed the order of business to accommodate external attendees, taking the confidential agenda items for consideration next.

9. Exclusion of the Public

John Murray was in attendance for Item 2 of the confidential agenda to answer questions and, accordingly, the following resolution was required to be passed:

Resolved EC/2021/024

That the Environment and Climate Committee

1. ***Confirms, in accordance with sections 48(5) and 48(6) of the Local Government Official Information and Meetings Act 1987, that John Murray remain after the public has been excluded, for Item 2 of the confidential agenda (Business Adviser report on Brook Waimarama Sanctuary Trust), as he has knowledge relating to the Brook Waimarama Sanctuary Trust that will assist the meeting.***

Noonan/Bowater

Carried

Resolved EC/2021/025

That the Environment and Climate Committee

1. ***Excludes the public from the following parts of the proceedings of this meeting.***
2. ***The general subject of each matter to be considered 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 the passing of this resolution are as follows:

Noonan/Bowater

Carried

Item	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Particular interests protected (where applicable)
1	Environment and Climate Committee Meeting - Confidential Minutes - 13 April 2021	Section 48(1)(a) The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7.	The withholding of the information is necessary: <ul style="list-style-type: none"> • Section 7(2)(a) To protect the privacy of natural persons, including that of a deceased person • Section 7(2)(h) To enable the local authority to carry out, without prejudice or disadvantage, commercial activities
2	Business Adviser report on Brook Waimarama Sanctuary Trust	Section 48(1)(a) The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7	The withholding of the information is necessary: <ul style="list-style-type: none"> • Section 7(2)(c)(i) To protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information would be likely to prejudice the supply of similar information or information from the same source and it is in the public interest that such information should continue to be supplied

The meeting went into confidential session at 11.36a.m. and resumed in public session at 12.42p.m.

10. Restatements

It was resolved while the public was excluded:

1 CONFIDENTIAL: Business Adviser Report on Brook Waimarama Sanctuary Trust

That the Environment and Climate Committee

- 1. Receives the report Business Adviser report on Brook Waimarama Sanctuary Trust (R24769) and its attachment (A2633080); and*
- 2. Agrees that Report (R24769) and the decision only be made publicly available; and*
- 3. Agrees that Attachment (A2633080) remain confidential at this time.*

The meeting was adjourned from 12.43p.m. until 12.45p.m.

11. Environmental Management Group Quarterly Report - 1 January - 31 March 2021

Document number R23741, agenda pages 144 - 215 refer.

Manager Science and Environment, Jo Martin, Manager Building, Mark Hunter, Team Leader City Development, Lisa Gibellini, Climate Change Adaptation Adviser, Daniela Ramirez, Manager Environmental Planning, Maxine Day, and Principal Adviser Environmental Management, Jane Budge, presented the report.

They answered questions about Nelson Plan funding, progress with applications made under the Housing Accord and Special Housing Areas Act, coastal inundation and estuarine work, IANZ accreditation, the climate action charter, and how the recent report from the climate commission would be integrated at local government level.

Attendance: Councillor Skinner left the meeting at 1.02p.m, Councillor Noonan at 1.15p.m. and Councillor Brand at 1.18p.m.

Resolved EC/2021/026

That the Environment and Climate Committee

- 1. Receives the report Environmental Management Group Quarterly Report - 1 January - 31 March 2021 (R23741) and its attachments (A2624202, A2616129, A2595956, A2611893, A2623840, A2623547, A2617445, and A2497431).***

Fulton/Sanson

Carried

Karakia Whakamutunga

There being no further business the meeting ended at 1.26p.m.

Confirmed as a correct record of proceedings:

_____ Chairperson _____ Date