

AGENDA

Ordinary meeting of the

Joint Committee of Tasman District and Nelson City Councils

**Tuesday 6 July 2021
Commencing at 10.45a.m.
Council Chamber
Civic House
110 Trafalgar Street, Nelson**

Membership: Her Worship the Mayor of Nelson Rachel Reese (Chairperson), His Worship the Mayor of Tasman Tim King (alternating Chairperson)

Tasman District Councillors: Stuart Bryant, Barry Dowler, Mark Greening, Dean McNamara, Kit Maling, David Ogilvie, Trevor Tuffnell, Anne Turley, Dana Wensley, Celia Butler, Chris Hill, Trindi Walker and Christeen MacKenzie

Nelson City Councillors: Yvonne Bowater, Trudie Brand, Mel Courtney, Judene Edgar, Kate Fulton, Matt Lawrey, Brian McGurk, Gaile Noonan, Rohan O'Neill-Stevens, Pete Rainey, Rachel Sanson and Tim Skinner

Quorum: 14 - at least five must be from each local authority

Joint Committee of Tasman District and Nelson City Councils

Areas of Responsibility:

- Matters relating to Statements of Expectation for all jointly owned Council Controlled Organisations and Council Controlled Trading Organisations
- Receipt of six monthly presentations from Port Nelson Limited, Nelson Airport Limited and Tasman Bays Heritage Trust and from the Nelson Regional Development Agency (owned solely by Nelson City Council).
- Discussion of policies, initiatives or directives stemming from central Government or external agencies, that involve cross-boundary issues

Powers to Decide:

- To determine the strategic direction to be given to jointly owned CCOs and CCTOs through Statements of Expectation

Powers to Recommend to Councils:

- All other matters requiring decision will be recommended to Nelson City and Tasman District Council, subject to an equivalent resolution being adopted by the other Council

Quorum:

- The quorum at a meeting of the Joint Committee is set at 14, being a majority of members as the membership is an odd number.
- Of that quorum of 14 members, at least five must be from each local authority.

Procedure:

- The Standing Orders of the Council providing administration to the committee will be applied at each meeting.
- The Chairperson will alternate each meeting between the Mayor of Nelson City Council and the Mayor of Tasman District Council. In the absence of either Mayor, the committee will elect a chair as its first item of business for that meeting. No deputy chairperson will be appointed.
- The Chairperson will not have a casting vote
- These delegations/terms of reference may be varied by resolution of both Councils and any such resolution will be subject to adoption by the other Council unless it is a matter specific to one Council only
- Copies of minutes of meetings of the Joint Committee will be retained by each Council for record keeping purposes

1. Apologies

Nil

2. Confirmation of Order of Business

3. Interests

3.1 Updates to the Interests Register

3.2 Identify any conflicts of interest in the agenda

4. Public Forum

5. Confirmation of Minutes

5.1 16 March 2021

5 - 9

Document number M16495

Recommendation

That the Joint Committee of Tasman District and Nelson City Councils

1. Confirms the minutes of the meeting of the Joint Committee of Tasman District and Nelson City Councils, held on 16 March 2021, as a true and correct record.

6. Update on the preparation of a Future Development Strategy for Nelson-Tasman

10 - 15

Document number R25967

Recommendation

That the Joint Committee of Tasman District and Nelson City Councils

1. Receives the report Update on the preparation of a Future Development Strategy for Nelson-Tasman (R25967).

CONFIDENTIAL BUSINESS

7. Exclusion of the Public

Recommendation

That the Joint 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:***

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	Joint Committee Meeting - Confidential Minutes - 16 March 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)(h) To enable the local authority to carry out, without prejudice or disadvantage, commercial activities • Section 7(2)(i) To enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations) • Section 7(2)(a) To protect the privacy of natural persons, including that of a deceased person



Minutes of a meeting of the Joint Committee

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

On Tuesday 16 March 2021, commencing at 9.32a.m.

Present: Her Worship the Mayor of Nelson R Reese (Co-Chairperson), His Worship the Mayor of Tasman T King (Chairperson), Tasman District Councillors B Dowler, C MacKenzie, K Maling, D Ogilvie, T Tuffnell, A Turley, T Walker, and Nelson City Councillors Y Bowater, M Courtney, J Edgar, K Fulton, B McGurk, G Noonan, R O'Neill-Stevens, P Rainey and T Skinner

In Attendance: Tasman District Council Chief Executive (J Dowding), Engineering Services Manager (R Kirby), Corporate and Governance Services Manager (M Drummond), Nelson City Council Group Manager Community Services (A White), Group Manager Corporate Services (N Harrison), and Governance Adviser (J Brandt)

Apologies: Tasman District Councillors C Butler, C Hill and D Wensley; T Tuffnell for early departure, and
Nelson City Councillors M Lawrey, T Brand, and R Sanson; G Noonan for early departure

A Karakia Timatanga was given.
His Worship Mayor T King chaired the meeting.

1. Apologies

Resolved JC/2021/001

That the Joint Committee

- 1. Receives and accepts the apologies for attendance from Tasman District Councillors C Butler, C Hill and D Wensley, and Nelson City Councillors M Lawrey, T Brand and R Sanson, and for early departure from Nelson City***

***Councillor G Noonan and Tasman District
Councillor T Tuffnell.***

Courtney/Turley

Carried

2. Confirmation of Order of Business

There was no change to the order of business.

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

5.1 10 November 2020

Document number M15253, agenda pages 5 - 10 refer.

Resolved JC/2021/002

***That the Joint Committee of Tasman District and
Nelson City Councils***

- 1. Confirms the minutes of the meeting of the
Joint Committee of Tasman District and Nelson
City Councils, held on 10 November 2020, as a
true and correct record.***

McGurk/Maling

Carried

6. Chairperson's Report

There was no Chairperson's report.

**7. Nelson Regional Development Agency Six Monthly
Strategic Presentation**

Toni Power, Acting Chief Executive and Sarah-Jane Weir, Acting Chair of the Nelson Regional Development Agency (NRDA) gave their six monthly strategic presentation (A2593621). They spoke about highlights and challenges in the face of the COVID-19 epidemic, and plans for the next 3-5 years.

Ms Powers and Ms Weir answered questions about the regional housing shortage, the shortage of horticulture workers,

initiatives to address these shortages; the provincial growth fund restructure; climate change and resilience; eco tourism and ecological restoration work; and overall regional economic recovery from the impacts of COVID-19.

Attachments

- 1 A2593621 - Nelson Regional Development Agency Six Monthly Strategic Presentation 16Mar2021

8 Port Nelson Ltd six monthly strategic presentation

Board Chair, Geoff Dangerfield, and Port Nelson CEO, Hugh Morrison, gave a PowerPoint presentation (A2593737).

Mr Dangerfield answered questions about the extreme volatility in shipping movements. Mr Morrison answered questions about the Port's financial performance, wine exports, international markets and net carbon.

Attachments

- 1 A2593737 - Port Nelson Ltd Six Monthly Strategic Presentation 16Mar2021

The meeting was adjourned from 10.40a.m. to 10.45a.m.

9. Exclusion of the Public

Nelson Airport Ltd Board of Directors Chairperson, Paul Steere, and Interim Chief Executive, Andy Wotton, were in attendance for Item 2 (Nelson Airport Ltd six month strategic presentation) of the Confidential agenda to answer questions and, accordingly, the following resolution was required to be passed:

Resolved JC/2021/003

That the Joint Committee

1. ***Confirms, in accordance with sections 48(5) and 48(6) of the Local Government Official Information and Meetings Act 1987, that Paul Steere and Andy Wotton remain after the public has been excluded, for Item 2 of the confidential agenda (Nelson Airport Ltd six month strategic presentation), as they have knowledge that will assist the meeting.***

McGurk/Edgar

Carried

Resolved JC/2021/004

That the Joint 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:**

Her Worship the Mayor/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	Joint Committee Meeting - Public Excluded Minutes - 10 November 2020	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)(h) To enable the local authority to carry out, without prejudice or disadvantage, commercial activities • Section 7(2)(i) To enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)
2	Nelson Airport Limited six month strategic presentation	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

The meeting went into confidential session at 10.46a.m. and resumed in public session at 11.41a.m. at which time His Worship T King and Councillor P Rainey left meeting.

Her Worship Mayor R Reese assumed the chairing of the meeting.

10 Tasman Bays Heritage Trust - Six Month Strategic Presentation

Chair of the Tasman Bays Heritage Trust, Olivia Hall, and Chief Executive of the Nelson Provincial Museum, Lucinda Blackley-Jimson, gave a PowerPoint presentation (A2593654). Ms Blackley-Jimson spoke about the Museum's strategic goals and upcoming exhibitions.

Attendance: Councillor T Tuffnell left the meeting at 11.55a.m.

Ms Blackley-Jimson answered questions about targeting young audiences and taking exhibitions to more rural locations.

Attachments

- 1 A2593654 - Tasman Bays Heritage Trust - Six Month Strategic Presentation 16Mar2021

A Karakia Whakamutunga was given.

There being no further business the meeting ended at 12.01p.m.

Confirmed as a correct record of proceedings:

_____ Chairperson _____ Date

Item 6: Update on the preparation of a Future Development Strategy for Nelson-Tasman



Joint Committee of Tasman District and Nelson City Councils

6 July 2021

Report Title: Update on the preparation of a Future Development Strategy for Nelson-Tasman

Report Author: Jacqui Deans - Urban Growth Co-ordinator
Gabrielle Thorpe, Senior City Development Adviser

Report Number: R25967

1. Purpose of Report

- 1.1 To provide an update on the preparation of a Future Development Strategy for Nelson-Tasman.
- 1.2 For clarity, this report refers to Future Development Strategy (FDS) in the following manner:
 - 1.2.1 “FDS 2019” means the current adopted FDS prepared under the National Policy Statement on Urban Development Capacity 2016 (NPS UDC (2016)).
 - 1.2.2 “FDS” means a new FDS to be developed under the National Policy Statement on Urban Development 2020 (NPS UD).

2. Summary

- 2.1 The Joint Committee of Tasman District and Nelson City Councils (Joint Committee) adopted the [Nelson-Tasman Future Development Strategy](#) on 26 July 2019 (FDS 2019). It sets out the high level 30 year vision for where and how housing and business growth will be provided for both across the Nelson Urban Area (defined then to include Nelson and Richmond and Hope) and the wider Nelson-Tasman regions. This strategy represented a step change in how the councils plan for the nature, direction and sequencing of development across both regions.
- 2.2 A new national policy statement, the [National Policy Statement on Urban Development 2020](#) (NPS UD), came into force on 20 August 2020. The NPS UD identifies Nelson-Tasman as a Tier 2 Urban Environment and

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requires the councils to work together to jointly prepare and review an FDS for the shared urban environment. A Future Development Strategy (FDS) is required in time to inform the councils' 2024 Long Term Plans (LTPs).

- 2.3 The NPS UD also contains a number of changes for FDSs from the previous NPS UDC (2016). The implication of these changes is that a new FDS will need to be prepared to meet the requirements of the NPS UD with consultation on the FDS in its entirety, by way of a special consultative procedure.
- 2.4 The adopted FDS 2019 can form a starting point, but all aspects of the FDS 2019 will need to be assessed in light of the NPS UD requirements and a new FDS promulgated, to ensure the new requirements are met and processes followed.
- 2.5 Officers are proposing to commence the preparation of the FDS in July 2021 in order for it to feed into the preparation of the councils' next LTPs, as required under the NPS UD.

3. Recommendation

That the Joint Committee of Tasman District and Nelson City Councils

- 1. Receives the report Update on the preparation of a Future Development Strategy for Nelson-Tasman (R25967).***

4. Background

- 4.1 The Joint Committee adopted the current Nelson Tasman Future Development Strategy on 26 July 2019 (FDS 2019). This was the first future development plan that both councils had jointly adopted. The FDS 2019 is a high level strategy that identifies potential housing and business growth areas and their phasing for the next 30 years. The FDS 2019 is used to inform other Council plans and processes, including each Council's Resource Management Plan, Infrastructure Strategy and LTP.
- 4.2 Since adoption of the FDS 2019, the NPS UDC (2016) has been replaced by the NPS UD (2020). The NPS UD identifies Nelson and Tasman as a Tier 2 Urban Environment and requires the Councils to jointly prepare and review an FDS for the shared urban environment. An urban environment means any area of land that is intended to be predominantly urban in character and is, or is intended to be, part of a housing and labour market of at least 10,000 people. The Ministry for the Environment has also confirmed to the Councils that the urban environment can include non-contiguous areas of urban land – so long as they are part of the same housing and labour market.

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- 4.3 On 10 November 2020, the Joint Committee approved the inclusion of the settlements of Nelson, Richmond, Motueka, Mapua, Wakefield, Brightwater, Cable Bay and Hira as the 'Tier 2 Urban Environment' in recognition that these communities are part of the same labour and housing market.
- 4.4 The NPS UD requires that every Tier 1 and Tier 2 local authority must prepare an FDS every six years and must regularly review its FDS every three years to determine whether it needs updating, in time to inform the next LTP. The NPS UD requires the first FDS under the NPS UD to be made publicly available in time to inform the 2024 LTP.

Purpose of a FDS

- 4.5 The purpose and content of a FDS is set out in clause 3.13 of the NPS UD:

- (1) The purpose of an FDS is:
- (a) To promote long-term strategic planning by setting out how a local authority intends to:
 - I. achieve well-functioning urban environments in its existing and future urban areas; and
 - II. provide at least sufficient development capacity, as required by clauses 3.2 and 3.3, over the next 30 years to meet expected demand; and
 - (b) assist the integration of planning decisions under the Act (Resource Management Act) with infrastructure and funding decisions.
- (2) Every FDS must also spatially identify:
- (a) the broad location in which development capacity will be provided over the long term, in both existing and future urban areas; and
 - (b) the development infrastructure and additional infrastructure required to support or service that development capacity, along with the general location of corridors and other sites required to provide it; and
 - (c) any constraints on development.

- 4.6 The FDS is informed by findings from both Councils' 2021 Housing and Business Assessments that are due to be adopted by each Council by 31 July 2021. It is also required to be informed by a number of other things, such as a consideration of advantages and disadvantages of different spatial scenarios, Māori and tangata whenua values and aspirations for urban development, feedback from consultation and engagement and other relevant National Policy Statements.

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Timing of the preparation of the new FDS

- 4.7 The report to 10 November 2020 Joint Committee informed the Councils that officers would report back to the Joint Committee closer to the commencement of the project.
- 4.8 The Councils have their own in house processes for growth modelling and preparing LTPs and these are different, requiring different amounts of lead in time. At Tasman District Council the FDS informs its growth model, the review of which occurs in advance of preparing the LTP. The Tasman growth model review commences late 2022, hence the officers' proposal for the preparation of the FDS to commence in July 2021 and finish by 1 July 2022, so as to be able to inform the LTP 2024-2034. Whereas Nelson City Council commences preparation of its growth model to inform its LTP approximately one year later.
- 4.9 Officers in both Councils are currently jointly procuring a consultant, or consortium of consultants to assist with the preparation of the new FDS to commence in July 2021 and finish by 1 July 2022.
- 4.10 Once the preparation of the FDS commences, there are joint Council workshops tentatively planned for 19 October, 2 November (afternoon only) and 16 November. More workshops will be needed in 2022. Joint Committee meetings are already scheduled, with the next one on 2 November 2021 and officers will report back on progress with preparation of the FDS at these meetings.

New requirements of FDSs under the NPS UD

- 4.11 The NPS UD contains new requirements for the FDS additional to what was required for the adopted FDS 2019 and it will be important that the new FDS fulfils these. They include:
- 4.11.1 broadening the purpose of the FDS to promote long term strategic planning and integration of planning, infrastructure, and funding decisions;
 - 4.11.2 facilitation of special consultation and engagement requirements: local authorities must now use the special consultative procedure in section 83 of the Local Government Act 2002 when developing an FDS and where it decides updates are required as part of future reviews and there is a specific list of who must be engaged with when preparing a draft FDS, including other relevant councils, central government, hapū and iwi, infrastructure providers and the development sector;
 - 4.11.3 broadening what an FDS must show: along with the locations of development capacity over the long term, it must show infrastructure required (including corridors and sites), and 'constraints on development'. 'Constraints' are not defined, but may include hazards, for example, high-risk flood zones or areas with land instability. It may also include areas already protected

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for their environmental values, or important historic, landscape or cultural values;

- 4.11.4 including a clear statement of hapū and iwi values and aspirations for urban development;
- 4.11.5 broadening of what the FDS is informed by, to include the advantages and disadvantages of different spatial scenarios, Māori and tangata whenua values and aspirations for urban development, feedback from consultation and engagement, and other national policy required by, or issued under legislation;
- 4.11.6 updated preparation requirements, review timeframes and requirements for an implementation plan.

Scope of FDS

- 4.12 Under the NPS UD, the Councils are required to prepare a new FDS and consult on that in its entirety, by way of the special consultative procedure. The new FDS then requires a review after three years and if updates are required, the Councils are required to consult by way of special consultative procedure, noting that consultation can be limited to its proposed changes only.
- 4.13 This is not to say that the FDS 2019 cannot form a starting point for the FDS, but all aspects of the FDS 2019 will need to be assessed in light of the NPS UD 2020 requirements including but not limited to its content and what it is informed by, and follow the necessary engagement and consultation processes to ensure the requirements of the NPS UD are met.
- 4.14 According to the NPS UD, the new FDS must apply at least to the urban environment of the Councils but may apply to any wider area (3.12(2) of the NPS UD). The approach of the FDS 2019 was to cover the urban environment as well as the whole of the Tasman District. Tasman is a large district encompassing over 17 towns. As at 2019, 55% of Tasman's population resides in the urban environment. This means a significant proportion of the District's population resides in the smaller towns and some of these towns have their own growth needs, some of which are acute based on anecdotal evidence. Officers are therefore proposing the same approach is undertaken in preparation of the new FDS, that it covers the entirety of the land area of both authorities.
- 4.15 The population scenarios of the two Councils have both been updated since the last FDS 2019 and it is expected that new growth sites will be needed to meet demand. For example, provisional estimations predict that the 2021 medium population scenario is similar to the high scenario in the FDS 2019 meaning that approximately 21,760 additional dwellings (medium growth scenario) to 29,570 additional dwellings (high growth scenario) may be needed over the 30 years to 2051. This amounts to approximately 7,700 additional dwellings under the high growth scenario of the FDS 2019.

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Other matters

- 4.16 There is also a need to engage early and meaningfully with iwi/hapū in the preparation of the new FDS. Officers have been in early contact with iwi/hapū and will continue to seek advice and take further steps to engage with iwi/hapū to ensure the requirements for engagement under the NPS UD are met.
- 4.17 During the preparation of FDS 2019, a Mayoral Liason Group was established that met from time to time to discuss cross boundary matters in relation to shared growth planning. The forum is for discussion only with all decisions made by the Joint Committee. In the report to the Joint Committee 10 November 2020 it was suggested that the Mayoral Group be made up of both Mayors and the Chair of each Council's planning committee, along with each relevant Group Manager and officers responsible for the project from both Councils. It is proposed that the Mayoral Liason Group as set out above continues to meet as required during the preparation of the FDS.
- 4.18 There are significant reform proposals currently concerning three waters delivery, the repeal and reform of the Resource Management Act and on the future of Local Government. While the outcome of these reforms may influence the future direction and scope of FDS this does not change the requirement to have a FDS in time to inform the 2024 LTPs. As reform detail becomes clearer it can be worked into the FDS process as necessary or required.

5. Conclusion and next steps

- 5.1 Nelson City and Tasman District Councils adopted the FDS in 2019. Since adoption of the current FDS, a new national policy statement on urban development has come into effect (NPS UD) that requires preparation of a FDS to meet its requirements. While the FDS 2019 can form a starting point, all aspects of the new FDS will need to be addressed including content, what it is informed by and the engagement and consultation to ensure the new NPS UD requirements are met.
- 5.2 Officers in both Councils are currently jointly procuring a consultant, or consortium of consultants, to assist with the preparation of the FDS. The process will also involve Joint Council workshops and these are planned later this year to discuss progress with preparation of the new FDS.
- 5.3 Following this meeting, both council's communications teams will work together to inform the public through a joint statement on the preparation of the FDS and outline the timeline and how they might be involved.

Attachments

Nil