

HUTT CITY COUNCILPOLICY AND REGULATORY COMMITTEE

Report of a meeting held in the Woburn Room, Angus Inn, Corner Cornwall Street and Waterloo Road, Lower Hutt on  
Monday 9 March 2015 commencing at 5.30pm

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**PRESENT:** Cr M Cousins (Chair) Cr L Bridson  
Deputy Mayor D Bassett (from 5.43pm, until 8.20pm)  
Cr C Barry Cr B Branch (until 8.58pm)  
Cr A Finlayson Cr T Lewis  
Cr M Lulich Cr M Willard  
Mayor WR Wallace (from 5.43pm, until 6.40pm)

**APOLOGIES:** Mayor WR Wallace, Deputy Mayor Bassett and Cr Milne

**IN ATTENDANCE:** Cr M Shierlaw (part meeting)  
Ms K Kelly, General Manager, Strategic Services  
Ms J Foo, General Manager, Governance and Regulatory (part meeting)  
Ms W Moore, Divisional Manager, Strategy and Planning (part meeting)  
Ms C Tessendorf, Senior Environmental Policy Analyst  
Ms C Smith, Environmental Policy Analyst (part meeting)  
Mr C Hanna, Policy Advisor (part meeting)  
Ms J Van Walraven, Policy Advisor (part meeting)  
Mr R Govinda, Manager Environmental Inspections (part meeting)  
Ms V Coull, Senior Environmental Health Officer (part meeting)  
Mr T Johnstone, Development Liaison Manager  
Ms A Tindale, Intermediate Policy Analyst  
Ms K Glanville, Senior Committee Advisor

PUBLIC BUSINESS1. **APOLOGIES****RESOLVED:****Minute No. PandR 15101**

*"That the apology received from Cr Milne, and the apology for lateness/early departure received from Mayor Wallace and Deputy Mayor Bassett, be accepted and leave of absence be granted."*

## 2. PUBLIC COMMENT

Comments are recorded under the item to which they relate.

Mayor Wallace and Deputy Mayor Bassett joined the meeting at 5.43pm.

## 3. CONFLICT OF INTEREST DECLARATIONS

Cr Willard declared a conflict of interest in relation to item 8(b) Notable Trees – Draft Proposal Plan Change and took no part in discussion or voting on the matter.

Cr Finlayson declared a conflict of interest in relation to item 8(d) District Plan Update and took no part in discussion or voting on the matter.

## 4. RECOMMENDATIONS TO COUNCIL

### a) Hutt City Council - 19 March 2015

- i) Draft Development Contributions Policy 2015-2018 - changes being made before consultation (15/253)

The Policy Advisor elaborated on the report.

In response to a question from a member, Mr Steven Kerr, Chief Principal Planner, MWH Limited advised that the areas identified under the “catchment approach” could be made more granular if required. He noted this would involve additional work by officers and would be more complex due to the interconnectedness of main transport routes in some areas.

In response to questions from members, the Divisional Manager, Strategy and Planning advised that officers would provide further information about the reconsideration process of Development Contributions.

#### RESOLVED:

**Minute No. PandR 15102**

*“That the Committee:*

- (i) notes the changes outlined in this report; and*  
*(ii) notes that officers will provide further information on the reconsideration process prior to the Council meeting on 19 March 2015.”*

#### RECOMMENDED:

**Minute No. PandR 15103**

*“That the Committee recommends that Council approves the draft Development Contributions Policy 2015-2018, with minor changes, attached as Appendix 1 to the report, for consultation alongside the Long Term Plan from 30 March – 30 April 2015.”*

b) Hutt City Council - 24 March 2015

i) Engagement Plan for Community Boards and Community Committees  
(14/1626)

The Policy Advisor elaborated on the report.

Members noted the importance of effective two-way communication between Community Board and Community Committee members and the Mayor and Councillors.

Members asked that the matter be considered at such time that the Code of Conduct and Community Board and Community Committee Delegations were reviewed.

**RECOMMENDED:**

**Minute No. PandR 15104**

*"That the Committee recommends that Council:*

- (i) notes that Council directed officers at its meeting held on 12 November 2013 to work with Community Boards and Community Committees to develop an Engagement Plan for the Boards and Committees;*
- (ii) notes that Community Boards and Community Committees have endorsed the Draft Community Engagement Plan through their formal meeting processes;*
- (iii) adopts the Draft Community Engagement Plan attached as Appendix 1 to the report and the Engagement Plan Template attached as Appendix 2 to the report; and*
- (iv) adopts the amendment to the Community Board and Community Committee Functions and Delegations attached as Appendix 3 to the report in relation to the delegation principles to read as follows:*  
  
*Community Boards and Community Committees should proactively and constructively engage with residents on local matters that affect the community they represent and raise with Council issues raised with them by their community and advocate on behalf of their community."*

- ii) Leisure and Well Being Strategy Final (15/202)

The Divisional Manager, Strategy and Planning elaborated on the report.

**RECOMMENDED:**

**Minute No. PandR 15105**

*"That the Committee recommends that Council:*

- (i) approves the final Leisure and Well Being Strategy, attached as Appendix 1 to the report, so that it can be finalised and published; and*
- (ii) notes that the Leisure and Well Being Strategy will be revised in five years."*

5. NOISE ISSUES AROUND THE STATION VILLAGE SPECIAL COMMERCIAL ACTIVITY AREA (15/232)

Report No. PandR2015/1/41 by the Senior Environmental Policy Analyst

Speaking under public comment, **Mrs Tania Sales** advised that she was a resident of Te Mome Road, Alicetown. She said that the noise levels generated by the end of year concerts held at the Station Village complex vibrated her house and had caused her and her children to leave the house.

In response to questions from members, Mrs Sales advised that she had made a complaint regarding the noise levels. She informed members that she had not been invited to attend a meeting with the manager from Station Village and affected parties. She said that she would like to attend any future meetings. She further advised that the noise levels from Station Village were satisfactory throughout the remainder of the year.

The Senior Environmental Policy Analyst elaborated on the report. She advised that District Plan provisions regarding temporary activities became operative in 2010.

In response to questions from members, the Senior Environmental Health Officer advised that she was unsure why Mrs Sales was not contacted to attend the meeting with the manager from Station Village and affected parties. She noted that this may be due to Mrs Sales not being a regular complainant. She outlined the process when a noise complaint was received and noted that with temporary activities three separate complaints must be received before Noise Control officers were asked to investigate. She further noted that bass music was a big issue and could not be separated from the rest of the music when being measured.

In response to questions from members, the Senior Environmental Policy Analyst advised that the noise provisions were applied the same for all temporary activities regardless of the zoning provisions of an area.

In response to a question from a member, the Manager Environmental Inspections advised that noise measurements were taken at the Station Village complex during the concerts and that it complied with the noise requirements set out in the Lower Hutt's District Plan.

Cr Shierlaw expressed concern regarding the three different noise complaints rule for temporary activities and asked that the process be reviewed.

MOVED: (Cr Branch / Cr Willard)

"Asks that officers review the three different noise complaints rule for temporary activities."

The motion was declared LOST on the voices.

The Chair advised that the Minister of Environment had asked to be informed if noise measurement was an issue and asked that officers contact the Ministry to see if they were doing any work on this issue.

RESOLVED:**Minute No. PandR 15106***"That the Committee:*

- (i) notes this report;*
- (ii) notes the options available;*
- (iii) asks that should Station Village organise another series of concerts that a further meeting be held with interested residents;*
- (iv) agrees not to make any changes to the work programme for the review of the District Plan at this stage; and*
- (v) agrees that Mrs Sales, a resident of Alicetown be involved in any future meetings held with interested residents."*

**6. DISTRICT PLAN TRANSPORT CHAPTER REVIEW (15/238)**

Report No. PandR2015/1/42 by the Divisional Manager, Environmental Policy

Speaking under public comment, **Mr Alan White representing the Hutt Cycle Network (HCN)** spoke in support of option four and the recommendations outlined in the officer's report. He advised that it was timely to undertake a full comprehensive review to better align strategies and policies. He noted that the HCN had been involved with the process to date and looked forward to working with Council going forward.

RESOLVED:**Minute No. PandR 15107***"That the Committee:*

- (i) notes the work undertaken by officers to investigate a range of options for reviewing the Transport Chapter; and*
- (ii) agrees that a comprehensive review is undertaken outlined in option four of the report to undertake a comprehensive review while considering options for car parking supply."*

7. **GENERAL MANAGER'S REPORT - GOVERNANCE AND REGULATORY** (15/137)

Report No. PandR2015/1/43 by the General Manager, Governance and Regulatory

The General Manager, Governance and Regulatory elaborated on the report.

In response to questions from members, the General Manager, Governance and Regulatory advised that she would report back on the following: whether the building consent application for the demolition of the Horticultural Hall had been approved; whether Council had any grounds to take legal action against Greater Wellington Regional Council regarding the toxic algae in the Hutt River; and whether the Village Market on Wainuiomata Road had re-opened.

**RESOLVED:**

**Minute No. PandR 15108**

*"That the Committee notes the contents of the report."*

## 8. INFORMATION ITEMS

### a) Trans-Pacific Partnership Agreement (15/66)

Memorandum dated 17 February 2015 by the Policy Advisor

Speaking under public comment, **Mr Antony Maddock** spoke in support of adoption of the 12 point public interest resolutions presented by the Climate Action Group, The Renewables Motueka.

In response to questions from members, Mr Maddock advised that he was concerned with the level of secrecy of trade deals and wanted to see trade deals be more transparent.

Speaking under public comment, **Mr Greg Rzesniowiecki representing the Climate Action Group, The Renewables Motueka** spoke in support of adoption of the 12 point public interest resolutions. He advised he was not aware that Local Government New Zealand had written to the Minister of Trade and queried whether a response from the Minister had been received.

In response to questions from members, Mr Rzesniowiecki advised that further information could be found on the Ministry of Trade website and on the 'It's Our Future NZ' website - [www.itsourfuture.org.nz](http://www.itsourfuture.org.nz). He noted that awareness and support against the Trans-Pacific Partnership Agreement was growing.

The Policy Advisor elaborated on the report.

The Chair considered that with the involvement of Local Government New Zealand that the matter be dealt with through that process.

#### RESOLVED:

**Minute No. PandR 15109**

*"That the Committee:*

- (i) *notes the information contained in the memorandum; and*
- (ii) *notes that Local Government New Zealand has become involved in the matter and officers will update Councillors in case of any developments."*

#### RECOMMENDED:

**Minute No. PandR 15110**

*"That the Committee recommends that Council endorses the 12 point public interest resolution presented by the Climate Action Group, The Renewables Motueka attached as Appendix 1 to the report."*

Deputy Mayor Bassett and Cr Shierlaw left the meeting at 8.20pm.

b) **Notable Trees - Draft Proposed Plan Change** (15/184)

Report No. PandR2015/1/48 by the Environmental Policy Analyst

Cr Willard declared a conflict of interest and took no part in discussion or voting on the matter.

The Environmental Policy Analyst elaborated on the report. She advised of an amended recommendation regarding carrying out STEM assessments on notable trees on public land that had been nominated in the Great Hutt Trees campaign.

**RESOLVED:**

**Minute No. PandR 15111**

*“That the Committee:*

- (i) notes and receives the report; and*
- (ii) instructs officers to carry out STEM assessments on those notable trees on public land which have been nominated in the Great Hutt Trees campaign.”*

c) **Recreation Chapter Review - Update** (15/250)

Report No. PandR2015/1/49 by the Environmental Policy Analyst

**RESOLVED:**

**Minute No. PandR 15112**

*“That the report be noted and received.”*

d) **District Plan Update** (15/237)

Report No. PandR2015/1/50 by the Divisional Manager, Environmental Policy

Cr Finlayson declared a conflict of interest and took no part in discussion or voting on the matter.

The Intermediate Environmental Policy Analyst presented on the findings of the survey of residents for the discussion document on providing for Residential Growth in Waterloo, Epuni and CBD edge. She advised that a summary of the findings could be found on Council's website.

The Development Liaison Manager elaborated on the ecological assessment of the greenfield development in Kelson. He advised that it was now proposed that the plan change work would focus on a smaller area at the end of Major Drive.

**RESOLVED:**

**Minute No. PandR 15113**

*"That the Committee notes the report, in particular that the proposed plan change work for Kelson will focus on a smaller area at the end of Major Drive."*

Cr Branch left the meeting at 8.58pm.

e) **Policy and Regulatory Committee**  
**Work Programme** (15/251)

Report No. PandR2015/1/7 by the Senior Committee Advisor

**RESOLVED:**

**Minute No. PandR 15114**

*That the information be noted.*

9. **QUESTIONS**

There were no questions.

There being no further business the Chair declared the meeting closed at 9.05 pm.

Cr MJ Cousins  
**CHAIR**

**CONFIRMED as a true and correct record**  
**Dated this 24th day of March 2015**