

HUTT CITY COUNCILPOLICY AND REGULATORY COMMITTEE

Report of a meeting held in the James Coe 1, Dowse Art Museum, 45 Laings Road, Lower Hutt on

Monday 6 July 2015 commencing at 5.30pm

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**PRESENT:**

|                       |                  |
|-----------------------|------------------|
| Cr MJ Cousins (Chair) | Cr L Bridson     |
| Cr A Finlayson        | Cr T Lewis       |
| Cr M Lulich           | Cr C Milne       |
| Cr M Willard          | Mayor WR Wallace |

**APOLOGIES:** An apology was received from Deputy Mayor Bassett and Crs Barry and Branch.

**IN ATTENDANCE:**

Mr T Stallinger, Chief Executive  
 Ms K Kelly, General Manager, Strategic Services  
 Ms J Foo, General Manager, Governance and Regulatory (part meeting)  
 Mr B Hodgins, Divisional Manager, Parks and Gardens (part meeting)  
 Ms W Moore, Divisional Manager, Strategy and Planning (part meeting)  
 Mr G Stuart, Divisional Manager, Regulatory Services (part meeting)  
 Mr G Sewell, Principal Policy Advisor (part meeting)  
 Mr L Dalton, Regional Manager Animal Services (part meeting)  
 Mr A Cumming, Divisional Manager Environmental Policy  
 Ms R Bangi, Environmental Policy Analyst  
 Mr N Geard, Environmental Policy Analyst  
 Ms K Glanville, Senior Committee Advisor

PUBLIC BUSINESS1. APOLOGIESRESOLVED:**Minute No. PandR 15301**

*"That the apologies received from Deputy Mayor Bassett and Crs Barry and Branch be accepted and leave of absence be granted."*

2. PUBLIC COMMENT

Comments are recorded under the item to which they relate.

### 3. CONFLICT OF INTEREST DECLARATIONS

There were no conflict of interest declarations.

### 4. RECOMMENDATIONS TO COUNCIL - 28 July 2015

#### a) Dog Control Bylaw (15/678)

Speaking under public comment, **Ms Alice Collard** advised that she had established a Small Dog Socials Group that met at McEwan Park, Petone. She said she had understood it was a dog exercise area and it provided for public toilets, was away from busy roads and had flat, stable land for members with mobility issues. She informed members that the popularity and membership of the Group had increased. She asked that Council consider retaining Hikoikoi Reserve and McEwan Park as dog exercise areas. She suggested that the small part of reserve opposite Kirkcaldy Street be considered for the proposed fenced dog park.

The Divisional Manager, Regulatory Services elaborated on an amended Map 20 to be included in the public consultation. The amended Map 20 included the Disc Golf area of Hikoikoi Reserve as a dog exercise area following discussions with Ms Collard.

In response to questions from members, the Divisional Manager, Regulatory Services confirmed that officers would email notification of the public consultation to individuals on Council's Animal Control database of registered dog owners. He advised members that all maps would be reviewed to ensure that there were no inaccuracies. He said that the dog exercise park proposal was included in the consultation process.

The Principal Policy Advisor elaborated on the report.

In response to a question from a member, the Principal Policy Advisor advised that the submission form would have specific questions for the specific options such as Jackson Street.

The Chair noted that the unconfirmed minutes of the Western Community Committee required an amendment to resolution (ii)(b) and should read: "*(ii)(b) the affected residents in Accia Avenue and north having a letter box drop concerning the proposal;*"

**RECOMMENDED:****Minute No. PandR 15302**

*"That the Committee recommends that Council:*

- (i) notes that the Dog Control Act 1996 and its subsequent amendments requires the Council to review its Dog Control Policy to ensure that it complies with the matters set out in section 10(4) of the Dog Control Act;*
- (ii) notes that a review of the current policy has been undertaken and it has been found to have worked well, and subject to some minor amendments to the definition of working dogs, there is no need to recommend any changes to it;*
- (iii) agrees that, the draft Dog Control Policy attached as Appendix 2 to the report be approved, subject to any amendments the committee may wish to recommend to Council;*
- (iv) agrees to amend Schedule Three to the draft Dog Control Bylaw, attached as Appendix 3 to the report, as deemed appropriate after consideration of the resolutions made by the Community Boards and Community Committees, to establish the proposed dog exercise areas and dog prohibition areas for recommendation to Council;*
- (v) agrees to consult on the resolutions made by the Community Boards and Community Committees, attached as Appendix 7 to the report, noting the amendment to the Western Community Committee resolution;*
- (vi) agrees to consult on the Summary of Information, Statement of Proposal, draft Dog Control Policy, draft Dog Control Bylaw, and proposed Schedule of Dog Prohibition and Dog Exercise Areas attached as Appendices 1-5 to the report by means of the special consultative procedure;*
- (vii) agrees to establish at its meeting 28 July 2015 a subcommittee, to hear submissions on the draft Dog Control Policy, draft Dog Control Bylaw and proposed Dog Prohibition and Dog Exercise Areas, and recommend the appropriate policy and bylaw to Council for consideration and approval;*
- (viii) notes that if the Committee agrees to make the recommendations in (v), the Summary of Information, Statement of Proposal, draft Dog Control Policy, draft Dog Control Bylaw and proposed Dog Prohibition and Dog Exercise Areas, (subject to any changes requested by the Committee), will be reported to Council, together with the Committee's recommendation; and*
- (viii) notes the amendment to Map 20 to include the Disc Golf area of Hikoikoi Reserve and any further maps that have inaccurate information."*

b) Proposed Plan Change 36: Notable Trees and Vegetation Removal  
(15/869)

The Divisional Manager, Environmental Policy elaborated on the report. He advised that officers were awaiting on a response from Council's aborist as to whether the Standard Tree Evaluation Method assessments were still required.

In response to questions from members, the Divisional Manager, Environmental Policy confirmed that on 4 September 2015 any blanket tree protection would lapse. He advised that additional notable trees could be added through a submission received. He said that property owners were made aware if a tree on the notable tree list resided on their properties.

| <u>RECOMMENDED:</u>  | <b>Minute No. PandR 15303</b> |
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| <i>"That the Committee recommends that Council:</i>  |                               |
| <i>(i) notes the proposed plan change to provisions for Notable Trees and vegetation removal (attached as Appendix 1 to the report);</i>   |                               |
| <i>(ii) resolves to promulgate Proposed Plan Change 36 for consultation;</i>   |                               |
| <i>(iii) instructs officers to publicly notify Proposed Plan Change 36 as soon as possible, and before the relevant transitional provisions of the Resource Management Act 1991 lapse on 4 September 2015;</i> |                               |
| <i>(iv) authorises the Chair, Cr Margaret Cousins, and the Deputy Chair, Cr Lisa Bridson, to approve the final list of proposed Notable Trees included in Proposed Plan Change 36; and</i>                     |                               |
| <i>(v) allows officers to make any minor non-policy changes to the details of the proposed plan change should the need arise."</i>   |                               |

5. **PROPOSAL TO DECLARE AND CLASSIFY THE PROPERTY AT 23 WAIU STREET AS A RESERVE UNDER THE RESERVES ACT 1977** (15/820)

Report No. PandR2015/3/181 by the Divisional Manager, Parks and Gardens

The Divisional Manager, Parks and Gardens elaborated on the report.

The Chair advised that she had suggested to officers avenue planting of Waiu Street.

**RESOLVED:**

**Minute No. PandR 15304**

*"That the Committee agrees to publicly notify its intention to declare and classify the land at 23 Waiu Street as Scenic Reserve, in accordance with section 19(1)(b) of the Reserves Act 1977, in recognition of its value to Hutt City as in integral part of the Council's reserve network and home to the Wainuiomata mountain bike park."*

6. **NEW LEASES FOR 2015** (15/834)

Report No. PandR2015/3/182 by the Administration Officer

The Divisional Manager, Parks and Gardens elaborated on the report.

**RESOLVED:**

**Minute No. PandR 15305**

*"That the Committee:*

- (i) *notes that in accordance with the Reserves Act 1977 the Council has publicly notified its intention to issue new leases to the Wainuiomata Bowling Club and the Heretaunga Boating Club, with no objections received; and*
- (ii) *agrees to issue new leases to the Wainuiomata Bowling Club and the Heretaunga Boating Club for the terms proposed in the schedule attached as Appendix 1 to the report."*

7. **ACTIVITY 17 REVIEW - ADVICE AND SUPPORT** (15/956)

Report No. PandR2015/3/183 by the Divisional Manager, Strategy and Planning

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

In response to questions from members, the Divisional Manager, Strategy and Planning advised that officers were always looking at ways to improve community engagement. She noted the importance of defining the role between policy writing and providing policy advice. She informed members that engagement guidelines had been developed with the Community Boards and Community Committees. She confirmed that she would email out information about current consultation being undertaken.

The Chief Executive noted that the Strategic Leadership Team had recently discussed Council's consultation engagement process. He advised that a process had been formalised that would provide consistency across Council.

**RESOLVED:**

**Minute No. PandR 15306**

*"That the Committee notes the Activity 17 review on Strategy and Planning."*

8. **GENERAL MANAGER'S REPORT - GOVERNANCE AND REGULATORY** (15/958)

Report No. PandR2015/3/184 by the Solicitor

The General Manager, Governance and Regulatory elaborated on the report. She advised that the building consent application for 12 Adelaide Street (residential dwelling) had been granted, and that the resource consent applications for 14 Waiu Street and the Huia Pool were now out for public and limited notification respectively.

In response to questions from members, the General Manager, Governance and Regulatory advised she would inform members about any changes to the regulation of installing wood burners.

Members noted and were concerned about the time it took for the Office of the Ombudsman to respond to some complaints. The Chief Executive was asked to write a letter outlining the Committee's concern.

**RESOLVED:**

**Minute No. PandR 15307**

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

## 9. INFORMATION ITEMS

### a) District Plan Update (15/859)

Report No. PandR2015/3/141 by the Divisional Manager Environmental Policy

The Divisional Manager, Environmental Policy elaborated on the report. He asked that members consider a recommendation regarding the Epuni/Waterloo Residential Intensification briefings held to provide officers with guidelines to progress their work.

In response to a question from a member, the Divisional Manager, Environmental Policy advised that officers would report back to members in 6-8 weeks with further background information regarding residential intensification.

**RESOLVED:**

**Minute No. PandR 15308**

*"That the Committee:*

- (i) notes and receives the report;*
- (ii) agrees that the Divisional Manager, Environmental Policy circulates a memorandum outlining the agreed outcomes from the Epuni/Waterloo Residential Intensification briefing for comment by members; and*
- (iii) authorises the Chair, Cr Cousins, and the Deputy Chair, Cr Bridson, to consider members' comments and sign off the agreed outcomes for officers to progress their work."*

### b) Policy and Regulatory Committee Work Programme (15/955)

Report No. PandR2015/3/28 by the Senior Committee Advisor

**RESOLVED:**

**Minute No. PandR 15309**

*"That the information be noted."*

## 10. QUESTIONS

There were no questions.

There being no further business the Chair declared the meeting closed at 7.26 pm.

Cr MJ Cousins  
CHAIR

**CONFIRMED as a true and correct record**  
**Dated this 28<sup>th</sup> day of July 2015**