

HUTT CITY COUNCIL

Minutes of an ordinary meeting of The Hutt City Council held in the Council Chambers,
2nd Floor, 30 Laings Road, Lower Hutt on
Tuesday 10 October 2017 commencing at 6.00pm

PRESENT:

Mayor WR Wallace (Chair)	Deputy Mayor D Bassett
Cr G Barratt	Cr C Barry (via audio visual)
Cr L Bridson	Cr J Briggs
Cr MJ Cousins	Cr S Edwards
Cr T Lewis	Cr M Lulich
Cr G McDonald	Cr C Milne
Cr L Sutton	

APOLOGIES: There were no apologies.

IN ATTENDANCE:

Mr T Stallinger, Chief Executive
 Ms K Kelly, General Manager, City Transformation
 Mr M Reid, General Manager, City and Community Services
 Mr B Kibblewhite, Chief Financial Officer
 Mr B Hodgins, Divisional Manager Parks and Gardens (part meeting)
 Mr G Craig, Divisional Manager City Growth (part meeting)
 Mr T Johnson, Team Leader, Resource Consents (part meeting)
 Mr A Cumming, Divisional Manager District Plan (part meeting)
 Ms C Tessendorf, Senior Environmental Policy Analyst (part meeting)
 Mr B Cato, General Counsel (part meeting)
 Mr J Hoyle, Communications and Marketing Advisor (part meeting)
 Mr B Gall, Settings Co-ordinator (part meeting)
 Mr J Pritchard, Senior Research/Policy Advisor (part meeting)
 Mr L Dalton, Regional Manager Animal Services (part meeting)
 Ms E Jackman, Chair Youth Council (part meeting)
 Ms K Stannard, Divisional Manager Democratic Services
 Ms H Clegg, Minute Taker

PUBLIC BUSINESS1. APOLOGIES

RESOLVED: (Mayor Wallace/Cr Briggs)

Minute No. C 17401

"That the apology received from Cr C Barry for lateness via audio visual be accepted."

2. **PUBLIC COMMENT**

Comments are recorded under the item to which they relate.

3. **MAYORAL STATEMENT**

Mayor Wallace delivered his Mayoral Statement.

RESOLVED: (Mayor Wallace/Deputy Mayor Bassett)

Minute No. C 17402

"That the Mayoral Statement be noted and received."

4. **CONFLICT OF INTEREST DECLARATIONS**

Cr Cousins declared a conflict of interest in relation to item 5d) 4a) and took no part in discussion or voting on the matter. Cr Milne declared a conflict of interest in relation to item 5d) 4b) and took no part in discussion or voting on the matter.

5. **COMMITTEE REPORTS WITH RECOMMENDED ITEMS**

a) **Traffic Subcommittee**

11 September 2017

RESOLVED: (Cr Cousins/Cr Briggs)

Minute No. C 17403

"That the report of the meeting held on 11 September 2017 with the exception of items 4a), 4b), 4c), 4d), 4e), 4f), 4h), 4i), 4j), 4k) and 4j) be adopted."

Recommended Items**Item 4a) Randwick Road, Moera - Proposed P15 Parking, No Parking On Grass and No Stopping At All Times Restrictions (17/1361)**

In response to a question from a member, Cr Cousins advised that the New Zealand Automobile Association had been consulted and its suggestions were incorporated into the final design.

RESOLVED: (Cr Cousins/Cr Briggs) **Minute No. C 17404**

"That Council:

- (i) approves the installation of P15 Parking At All Times in Randwick Road, Moera, as shown in Appendix 1 attached to Report TRS2017/4/220;*
- (ii) approves the installation of No Parking On Grass Restrictions in Randwick Road, Moera, as shown in Appendix 1 attached to Report TRS2017/4/220; and*
- (iii) approves the installation of No Stopping At All Times Restrictions in Randwick Road, Moera, as shown in Appendix 1 attached to Report TRS2017/4/220."*

Item 4b) Bracken Street - Proposed No Stopping At All Times Restrictions (17/1259)

RESOLVED: (Cr Cousins/Cr Briggs) **Minute No. C 17405**

"That Council approves the installation of No Stopping At All Times Restrictions in Bracken Street, Petone as shown in Appendix 1 attached to Report TRS2017/4/209."

Item 4c) Hutt Road (144) - Proposed No Stopping At All Times Restrictions (17/1143)

RESOLVED: (Cr Cousins/Cr Briggs)

Minute No. C 17406

"That Council approves the installation of No Stopping At All Times Restrictions adjacent to the pedestrian crossing outside N° 144 Hutt Road attached as Appendix 1 to Report TRS2017/4/210."

Item 4d) Hutt Road (56) - Proposed P30 Parking Restrictions (17/1293)

RESOLVED: (Cr Cousins/Cr Briggs)

Minute No. C 17407

"That the Traffic Subcommittee recommends that Council approves the installation of P30 Parking Restrictions outside 56 Hutt Road attached as Appendix 1 to Report TRS2017/4/211."

Item 4e) Knights Road - Proposed No Stopping At All Times Restrictions (17/1178)

RESOLVED: (Cr Cousins/Cr Briggs)

Minute No. C 17408

"That Council approves the installation of No Stopping At All Times Restrictions in Knights Road as shown in Appendix 1 attached to Report TRS2017/4/212."

Item 4f) Huia Street - Huia Pool Proposed Parking Changes (17/1294)

RESOLVED: (Cr Cousins/Cr Briggs)

Minute No. C 17409

"That Council:

- (i) rescinds all parking restrictions in Huia Street and Huia Place between Myrtle Street and Laings Road;*
- (ii) approves the P120 Parking Restrictions from 9:00am to 5:00pm, Monday to Sunday, in Huia Street and Huia Place between Myrtle Street and Laings Road as shown in Appendix 1 attached to Report TRS2017/4/219;*
- (iii) approves the installation of one Mobility Park At All Times Restriction in Huia Street as shown in Appendix 1 attached to Report TRS2017/4/219;*
- (iv) approves the installation of P120 At All Times Parking Restrictions in Huia Pool car parking as shown in Appendix 1 attached to Report TRS2017/4/219;*
- (v) approves the installation of four Mobility P120 At All Times Restrictions in Huia Pool car parking as shown in Appendix 1 attached to Report TRS2017/4/219;*
- (vi) approves the installation of P5 Loading Zone At All Times Restrictions in Huia Pool car parking as shown in Appendix 1 attached to Report TRS2017/4/219;*
- (vii) approves the use of three car parks in Huia Pool parking lot as reserved parking for Council Authorised vehicles (Huia Pool Staff) At All Times, as shown in Appendix 1 attached to Report TRS2017/4/219; and*

(viii) approves the installation of No Stopping At All Times Restrictions in Huia Street, Huia Place and Huia Pool car parking as shown in Appendix 1 attached to Report TRS2017/4/219."

Item 4h) Copeland Street - Proposed No Stopping At All Times Restrictions (17/1237)

RESOLVED: (Cr Cousins/Cr Briggs) Minute No. C 17410

"That Council approves the installation of No Stopping At All Times Restrictions in Copeland Street as shown in Appendix 1 attached to Report TRS2017/4/214."

Item 4i) Kerkwall Drive - Proposed No Stopping At All Times Restrictions (17/1219)

RESOLVED: (Cr Cousins/Cr Briggs) Minute No. C 17411

"That Council approves the installation of No Stopping At All Times Restrictions in Kerkwall Drive, Naenae as shown in Appendix 1 attached to Report TRS2017/4/215."

Item 4j) Taine Street - Proposed P15 At All Times Parking Restrictions (17/1147)

RESOLVED: (Cr Cousins/Cr Briggs) Minute No. C 17412

"That Council approves the installation of P15 At All Times Parking Restrictions in Taine Street, Taita as shown in Appendix 1 attached to Report TRS2017/4/217."

Item 4k) Taine Street (Walter Nash Centre) - Proposed Mobility Parks and No Stopping At All Times Restrictions (17/1231)

RESOLVED: (Cr Cousins/Cr Briggs) Minute No. C 17413

"That Council:

- (i) approves the installation of two Mobility Parks At All Times Restrictions in Taine Street, Taita as shown in Appendix 1 attached to Report TRS2017/4/217; and*
- (ii) approves the installation of No Stopping At All Times Restrictions in Taine Street, Taita as shown in Appendix 1 attached to Report TRS2017/4/217."*

**Item 4l) Lord Street - Proposed No Stopping At All Times Restrictions
(17/1226)**

RESOLVED: (Cr Cousins/Cr Briggs)

Minute No. C 17414

“That Council:

- (i) approves the installation of No Stopping At All Times Restrictions in Lord Street as shown in Section 1 of Appendix 1 attached to Report TRS2017/4/218;*
- (ii) approves the installation of No Stopping At All Times Restrictions in Lord Street as shown in Section 2 of Appendix 1 attached to Report TRS2017/4/218; and*
- (iii) asks officers to investigate erecting appropriate signage to alert to children playing in the area.”*

b) District Plan Committee

20 September 2017

RESOLVED: (Cr Bridson/Cr Cousins)

Minute No. C 17415

“That the report of the meeting held on 20 September 2017 with the exception of item 5 be adopted.”

Recommended Item

**Item Proposed Plan Change 43 Residential and Suburban Mixed Use (17/1331)
5)**

In accordance with Standing Order 21.16 Ms Ellen Jackman, Chair of the Youth Council, participated in discussion regarding this item.

Speaking under public comment, **Mr Warren Thessman** expressed concern with the Auckland situation and the stress on infrastructure that had occurred from infill developments. He asked Council to consider a third option which was to drop the proposal completely.

Speaking under public comment, **Mr Rob McDonald** expressed concern with proposed Plan Change 43. He elaborated on his recent communication with Mayor Wallace. He advised that his views were clear and went to the heart of open, transparent democracy. He also advised that Council needed to deal in facts and needs not aspirations. He asked Council to listen to the community. He also asked members to respect the reasonable rights and expectations of ratepayer property owners while remembering that they were elected by the community. He advised there were compelling reasons why proposed Plan Change 43 was unneeded, wrong and harmful.

Speaking under public comment, **Dr Desmond Darby** expressed concern at the residential intensification plans and the process Council was using to progress them. He questioned the reasons behind proposed Plan Change 43, believing the survey used to gauge support for the plans was flawed and unrepresentative. He urged Council to support business growth and development instead. He believed the District Plan Committee had overlooked important information. He also believed proposed Plan Change 43 encouraged loss of sunlight and privacy for properties and promoted reduced property values. He expressed concern that anyone was able to build a three-storied block without the neighbour's consent. He considered that with average size of sections in the proposed Medium Density Residential Zones, any such building would have a significant negative impact on the quality of life for adjacent ratepayers/residents, independently of recession-plane and side yard requirements.

Speaking under public comment, **Mr John Terris** expressed support for the previous public speakers. He expressed concern that the underlying need for proposed Plan Change 43 was not clear. He questioned the level of consultation which had occurred to date believing the public needed to be consulted at the time of formulation of ideas rather than have a plan change presented to them. He believed proposed Plan Change 43 favoured the development of tenements in the City and stated these had been a disaster where they had occurred in the past. He added that Housing New Zealand was not in favour of these types of developments. He believed the City had an existing character of a mix of all types of residential developments and that good things were already occurring and were already provided for in the existing Hutt City District Plan.

Speaking under public comment, **Ms Adrienne Holmes** expressed concern at the effect on her property that proposed Plan Change 43 could produce, namely that a three-storied development, sited one metre from her boundary could occur.

She also expressed concern at the lack of public consultation and advised that she had a petition from people opposed to proposed Plan Change 43. She believed proposed Plan Change 43 would be detrimental to the development of the City.

Speaking under public comment, **Ms Sue Lafrentz** requested that a decision on proposed Plan Change 43 be deferred. She believed it would encourage property devaluation, noise, shading, and loss of sunlight. She advised proposed Plan Change 43 needed to promote a balance of development and not three-storied developments in residential areas. She advocated for additional recreational areas within the City. She elaborated on photographs of a new housing development currently under construction in High Street explaining the closeness to boundary, shadowing and privacy issues arising. She expressed concern with the negative impact on existing infrastructure should infill occur. She recommended public consultation meetings should be held in each targeted area.

Speaking under public comment, **Ms Lorraine Girvan** stated that she was a local real estate agent. She advised that there was an excess of houses for sale and everyone wanted the same thing – sun, privacy, garage, children’s play area, locations on the main road or just off, public transport, preferable school zoning and off-street parking. She believed having fewer cars was a good idea, but that would not happen in reality. She was concerned at the amount of infill occurring now and the effect it was having on parking. She stated her opposition to proposed Plan Change 43.

Speaking under public comment, **Mr Spencer Logan** stated opposition to proposed Plan Change 43. He noted that the three-storied apartment development in Petone had not been successful.

Cr Barry joined the meeting via audio visual at 6.38pm.

Speaking under public comment, **Mr Lawrence Taylor** expressed concerned with proposed Plan Change 43. He believed the garden style to the City’s residential streets was unique and that Council was a custodian of this. He opposed three-storied developments being allowed in high grade residential streets as he believed they would degrade and reduce the existing residential amenity. He considered there were too many vacant sites throughout the City and that infill development was not required.

Cr Barry left the meeting via audio visual at 6.42pm.

Speaking under public comment, **Mr Matthew Young** expressed support for intensification of residential development around transport hubs, believing it to be sustainable growth. He expressed concern about the previous speakers’ alarmist discussions of three-storied developments, stating he would like to live in an apartment, close to transport hubs.

Speaking under public comment, **Mr Callum McKenzie** clarified that he was a Council employee but was not involved in the development of proposed Plan Change 43. He expressed support for proposed Plan Change 43 stating that housing availability and affordability were real issues which needed to be

addressed. He believed younger people were willing to make the sacrifice of space in order to get their foot in the property door. He added that with the increasing numbers of retirees, proposed Plan Change 43 allowed for choices for people, accounting for the future and being realistic about population growth.

Speaking under public comment, **Ms Catherine Urvin** expressed concern at bullying from neighbouring properties being able to build three-storied buildings next door to her property. She was concerned at the loss of sun and considered that the City's infrastructure would not be able to cope with the added demand from infill developments. She believed that Council was bringing in rules to attract people to the City in order to justify the capital works currently being undertaken.

Mayor Wallace thanked the public speakers for taking the time to present their views to Council.

In response to questions from Mayor Wallace, the General Counsel clarified the status of the recent media comments made by Mayor Wallace. He noted that on the facts there was no predetermination or bias issue, from what had been said in the media. He advised that the proposal was a Council initiated plan change, rather than a resource consent hearing. He noted that a plan change required Councillors to be on board as they were an inherent part of the process.

Mayor Wallace acknowledged the public speakers' concerns and stressed that Council had not made a decision on proposed Plan Change 43. He explained the process going forward should Council approve the recommendations from the District Plan Committee meeting, including the lengthy submission and further submission process. He concluded that this was the beginning of the public consultation phase.

Mayor Wallace elaborated on his additional recommendations as follows:-

- (iv) resolves to promulgate Proposed Plan Change 43 for consultation, attached as Appendices 1-5 to Report DPC2017/4/207 with the addition of the Lower Hutt CBD edge being removed from the Residential Intensification Plan Change until such time as a Spatial Plan for the Lower Hutt CBD is developed. This work to be undertaken in consultation with the community, business and Council representatives;
- (xiii) resolves the final decision from the hearings panel will be a recommendation to Council with Council having the final say on any plan change.

In response to questions from a member, the Divisional Manager District Plan advised that if Council agreed to the recommendations there would be two separate processes going forward. One process would be the Residential Intensification Plan Change with the addition of the Lower Hutt CBD edge being removed until such time as a Spatial Plan for the Lower Hutt CBD was developed. The other process would be the other areas of the Residential Intensification Plan Change. He highlighted that the design process for the CBD edge would not be a process controlled by the District Plan Division, it would be

an urban design led process.

In response to a question from a member, the Divisional Manager District Plan advised that the medium density design guide was part of the proposal and a more comprehensive document than the current design guide for residential development. He noted that the proposal did in fact reference the urban design protocols. He highlighted that more intensive developments would trigger a consent process and be required to consider the principles of the design elements of the design guide. He highlighted that part of a consent application would be a design statement that referenced those principles and described how the proposal effectively provided excellent design outcomes.

In response to a question from the Chair of the Youth Trust, the Divisional Manager District Plan advised that Council had been adamant there had to be strong protection for existing residents. He also advised that the proposal continued the boundary protections that were currently in Hutt City's District Plan including the setback distances, height to boundary and recession plane measures. He highlighted that public statements made regarding the proposal allowing three-storied buildings to be built one metre from the boundary were incorrect. The buildings would have to step back from the boundary as they became higher.

Cr Barratt advised that after listening to the public speakers, the most important words were to consult with the community as Council moves forward with the process. She expressed faith in members that they would keep the consultation transparent and honest.

Cr Edwards elaborated on ideas in proposed Plan Change 43 which he believed were useful and largely supported by the panel and survey. However, he considered where Council had gone wrong related to the medium density residential. He considered officers had correctly responded to the National Policy Statement on urban development capacity, however he noted that the main driver had an aspirational population goal set by Council. He also noted that the medium density zones were too extensive especially in the Central Ward and had the potential to block charming family friendly streets. He believed that there were certain streets within the proposed zones where renewal of this kind could have less impact on those streets. He also noted that the design guide kicked in above 10 metres and some of the drawings for apartment blocks looked attractive but they may not be built to look anything like the drawings. He queried why Council would consult with such extensive zones without first seeing how developers respond to what they actually built and considering the impact on neighbours. He noted that Council could extend the zones.

Cr Briggs supported Mayor Wallace's comments regarding the changes that were critical to the future prosperity of the City. He reminded members of the oath they took to represent the best interests of the City at large. He supported Mayor Wallace's comments that the City did not have sufficient housing to satisfy the current population and growth. He elaborated on the City projects and the spending that Council had committed to over the last six years. He did not express support for Mayor Wallace's additional recommendation that the Lower Hutt CBD be removed, believing that Council needed to look at the City as a

whole and where Council was investing its money. He elaborated on the figures and trends relating to homeless people living in the City and the need to build more homes. He noted that it was important that full consultation was undertaken by officers in a meaningful way including engaging the community so everyone had the opportunity to speak and be fully informed about the process. He considered that excluding certain communities from the process would give them no opportunity to participate in the process.

Cr Barry expressed support for Cr Brigg's comments.

Cr Milne elaborated on the history of proposed Plan Change 43 and the Urban Growth Strategy. He highlighted that the proposed intensification was not a blanket intensification across the City. He also noted that the proposed intensification areas had been through an extensive process. He considered it was time for Council to move forward with the matter.

Cr Lewis expressed support for the Mayor's recommendations reminding members that Council had agreed to invest in the City to make it an even greater City.

Cr Cousins raised concern with Cr Edward's comments regarding the zones being too extensive which she highlighted was an appropriate issue for the District Plan Committee to consider and make appropriate adjustments based on recommendations and submissions made. She elaborated on the two step extensive consultation procedures with a proposed Plan Change under the Resource Management Act. This included public notification for submissions and public notification of summary of submission then further submissions before a hearing. She highlighted that the decision-making was made under the Resource Management Act and it was about resource management practices and principles and not about political decision making. She asked that, if Council agreed to removing the CBD edge from proposed Plan Change 43, that officers had authority to make any necessary consequential amendments.

Deputy Mayor Bassett advised that it was important when preparing a proposed plan change that it was correct before it was delivered to the community. He believed that this had not been achieved. He did not agree with proposed Plan Change 43 being promulgated in the form that it was. He considered that it was time to take stock of where Council was at. He also considered there were good ideas in proposed Plan Change 43 but listening to the community he believed the real concerns were the areas of height and density.

Mayor Wallace reminded members that the process started four years ago. He stressed that Council agreed that the City needed to grow. He considered that the City was limited in its greenfield. He acknowledged and understood the very valid concerns raised by the community. He expressed confidence in the process and believed the public concerns would be addressed. He considered that Council needed to ensure that the developments were erected in the appropriate areas of the City. He said that Council had given officers the mandate to go out and consult and further consult with the community. He acknowledged that it was not an easy decision for Council to make.

The motion was taken in parts. Parts (i)-(iii) and (v)-(xiii) were CARRIED on the voices.

RESOLVED:

Minute No. C 17416

"That Council:

- (i) notes the Proposed Plan Change 43 Residential and Suburban Mixed Use which is attached as Appendix 1 to Report DPC2017/4/207;*
- (ii) notes the accompanying Communications Plan attached as Appendix 6 to Report DPC2017/4/207;*
- (iii) instructs officers to change the Communications Plan to include hosting Public Information days in community venues;*
- (iv) resolves to promulgate Proposed Plan Change 43 for consultation, attached as Appendices 1-5 to Report DPC2017/4/207 with the addition of the Lower Hutt CBD edge being removed from the Residential Intensification Plan Change until such time as a Spatial Plan for the Lower Hutt CBD is developed and that officers have authority to make any necessary consequential amendments. This work to be undertaken in consultation with the community, business and Council representatives;*
- (v) instructs officers to publicly notify Proposed Plan Change 43 as soon as practicable;*
- (vi) allows officers to make any non-policy related changes to the details of the Proposed Plan Change should the need arise;*
- (vii) notes that residents will have direct input into the process;*
- (viii) notes that consultation has been extended to a four month period;*
- (ix) notes that residents directly affected will receive personal letters and information about the proposed changes;*
- (x) notes that there will be public information days for residents;*
- (xi) notes that residents in affected areas will have the opportunity to make submissions and further submissions and be heard on those submissions before any decisions are made;*
- (xii) notes that the hearings process will be chaired by an experienced independent commissioner; and*
- (xiii) resolves the final decision from the hearings panel will be a recommendation to Council with Council having the final say on any plan change."*

Part (iv) above was declared CARRIED by Division with the voting as follows:

For

Against

Mayor Wallace	Cr Barry
Deputy Mayor Bassett	Cr Briggs
Cr Barratt	Cr Milne
Cr Edwards	
Cr Lewis	
Cr Lulich	
Cr McDonald	
Cr Sutton	
Total: 8	Total: 3

Cr Barry left the meeting via audio visual.

c) **Policy and Regulatory Committee**

25 September 2017

RESOLVED: (Cr Cousins/Cr Bridson)

Minute No. C 17417

“That the report of the meeting held on 25 September 2017, with the exception of item 5, be adopted subject to an amendment to the Parking Policy item to read “Cr Edwards said that it would be inappropriate for developers/buyers of new-build apartments in the Central City where there was no provision made for on-site parking to demand on-street resident parking permits”.”

Recommended Item

Item 5) Smoke-free Policy – Report Back on First Year of Implementation (17/1335)

In accordance with Standing Order 21.16 Ms Ellen Jackman, Chair of the Youth Council, participated in discussion regarding this item.

The Settings Co-ordinator and the Senior Research/Policy Advisor elaborated on the report.

In response to a question from a member, the Chair of the Youth Council advised that the item would be discussed at the Youth Council's next meeting.

Mayor Wallace thanked officers for their work to date.

RESOLVED: (Cr Cousins/Deputy Mayor Bassett) **Minute No. C 17418**

"That Council:

- (i) notes the report of the first 12 months of implementing the Smoke-free Lower Hutt Action Plan 2016-19;*
- (ii) notes the decision of the Wainuiomata Community Board to work to increase awareness and support of current smoke-free areas before adding new areas;*
- (iii) agrees to Scott Court in Stokes Valley being designated as a smoke-free area under clause j of the Smoke-free Policy, attached as Appendix 1 Report PRC2017/4/223;*
- (iv) notes that officers will continue to explore designating areas in suburban shopping centres as smoke-free;*
- (v) notes that in 2017/18 officers will explore the following areas: the CBD, Jackson Street, Taita, Naenae, Moera and Queen Street (Wainuiomata); and*
- (vi) notes that officers will report back to Council with recommendations in relation to the above areas."*

d) Finance and Performance Committee

27 September 2017

RESOLVED: (Cr Milne/Cr Sutton)

Minute No. C 17419

"That the report of the meeting held on 27 September 2017 with the exception of items 4a), 4b) and 4d) be adopted."

Recommended Items

Item 4a) Report on Hutt City Community Facilities Trust for the Year Ended 30 June 2017 (17/1301)

Cr Cousins declared a conflict of interest and left the meeting for the duration of the item.

RESOLVED: (Cr Milne/Deputy Mayor Bassett) **Minute No. C 17420**

"That Council receives the final Annual Report (inclusive of the audit opinion) for the Hutt City Community Facilities Trust for the year ended 30 June 2017, attached as Appendix 1 to Report FPC2017/4/232."

Item 4b) Report on Seaview Marina Limited for the Year Ended 30 June 2017 (17/1300)

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

RESOLVED: (Mayor Wallace/Cr Sutton) **Minute No. C 17421**

"That Council receives the final Annual Report (inclusive of the audit opinion) for Seaview Marina Limited for the year ended 30 June 2017, attached as Appendix 1 to Report FPC2017/4/233."

Item 4d) Report on Special Consultative Procedure to Establish New Fees Under Resource Management Act (17/1362)

RESOLVED: (Cr Milne/Cr Edwards) **Minute No. C 17422**

"That Council:

- (i) approves the special consultative procedure attached as Appendix 1 to Report FPC2017/4/230; and*
- (ii) appoints a subcommittee to hear submissions on the proposed fees and make a recommendation to Council, for the following reasons:*
 - (a) Council is required to process the new application types created by the Resource Legislation Amendment Act;*
 - (b) Council can set fees to recover the costs of processing applications under the Resource Management Act, and this is consistent with its current approach to cost recover the actual time spent on resource consent applications and reduce the level of rates contribution to operating costs;*
 - (c) the proposed fees reflect the intention of the Resource Legislation Amendment Act to provide quicker and more cost-effective consenting pathways for the public; and*
 - (d) the special consultative procedure will follow the requirements set out*

in section 83 of the Local Government Act 2002."

6. **MISCELLANEOUS**

a) **Regional Climate Change Working Group** (17/1401)

Report No. HCC2017/4/245 by the Divisional Manager, Democratic Services

Speaking under public comment, **Mr Matthew Young** encouraged Council to take seriously any recommendations reported back from the Regional Climate Change Working Group.

Cr Bridson asked whether a Youth Council representative, with non-voting rights, could sit on the working group. The Chief Executive agreed to follow up the matter and report back.

RESOLVED: (Mayor Wallace/Cr McDonald)

Minute No. C 17423

"That Council:

- (i) receives the report;*
- (ii) notes that the proposed Regional Climate Change Working Group (the Working Group) is to address mitigation (reducing emissions) and adoption (preparing for impacts such as sea level rise) issues and is the group to which work progressed via the Regional Natural Hazards Management Strategy would be reported;*
- (iii) notes the proposal to establish the Working Group is a response to the NIWA report: "Climate change and variability - Wellington" August 2017 a summary of the report is attached as Appendix 1 to the report;*
- (iv) agrees to appoint Cr Bridson (as representative) and Cr Cousins (as alternate) as Climate Change Action Leader members of the Regional Climate Change Working Group;*
- (v) agrees that these appointments replace previous appointments by Council to the Councillor Leadership Group on the Natural Hazards Management Strategy; and*
- (vi) notes that recommended Terms of Reference for the Working Group will be reported back to Council for agreement prior to the Working Group proceeding."*

b) **Local Government New Zealand 2017 Young Elected Members Retreat** (17/1491)

Memorandum dated 26 September 2017 by the Senior Committee Advisor

Mayor Wallace elaborated on the memorandum. He asked Crs Barry and Briggs to report back after the conference.

RESOLVED: (Mayor Wallace/Deputy Mayor Bassett)

Minute No. C 17424

"That Council approves Councillors Barry and Briggs attending the 2017 Local Government New Zealand Young Elected Members Retreat to be held in Canterbury from Thursday, 9 November until Saturday, 11 November 2017."

c) **Schedule of Meetings for 2018** (17/1352)

Report No. HCC2017/4/244 by the Senior Committee Advisor

RESOLVED: (Mayor Wallace/Cr Lulich)

Minute No. C 17425

"That Council:

- (i) notes that a review of the committee structure will be undertaken in May 2018;*
- (ii) adopts the schedule of meetings attached as Appendix 1 to the report, which provides for six weekly meeting cycles in 2018, subject to approval by the community boards in respect of their meeting dates;*
- (iii) agrees that the venue for the meetings of Council and its committees/subcommittees, other than community boards, be the Council Chambers, Administration Building, 30 Laings Road, Lower Hutt; and*
- (iv) delegates authority to the Chief Executive in consultation with the Mayor or Committee Chair to alter the date, time or venue of a meeting, or cancel a meeting, should circumstances require this."*

7. MINUTES

RESOLVED: (Mayor Wallace/Cr Barratt)

Minute No. C 17426

"That the minutes of the meeting of the Hutt City Council held on Tuesday, 15 August 2017, be confirmed as a true and correct record."

8. COMMITTEE REPORT WITHOUT RECOMMENDED ITEMS

City Development Committee

26 September 2017

RESOLVED: (Cr Sutton/Cr Barratt)

Minute No. C 17427

"That the report of the meeting held on 26 September 2017 be adopted."

9. QUESTIONS

There were no questions.

10. **SEALING AUTHORITY** (17/1405)

Report No. HCC2017/4/13 by the Executive Assistant, Corporate Services

RESOLVED: (Mayor Wallace/Deputy Mayor Bassett) **Minute No. C 17428**

"That Council approve the affixing of the Common Seal to all relevant documents in connection with the items specified in Schedule 1 in accordance with Standing Order 18.2.

SCHEDULE 1 - General Sealing Authority

Agreement for Sale and Purchase

- a) *The Hutt City Council and Urban Plus Limited
Land adjacent to Avalon Park, off Taita Drive, Lower Hutt (Record number L17/138)*
- Sale of land to Urban Plus Limited for development, previously approved by Council.*

Covenant

- b) *The Hutt City Council and Jane Bridget Gillingham, Wayne Kelson Gillingham and Reuben Guy
12 Witako Street, Epuni, Lower Hutt WN12 168 (Record number L17/222)*
- Protection of a tree on this property, fulfilling a resource consent condition.*

Caveat

- c) *The Hutt City Council and Keneco Property Pty Limited
69 Waione Street, Petone (Record number L17/228)*
- A caveat to protect Council while funds were outstanding for a piece of land Council had sold to be amalgamated with an adjacent title.*
- Subdivision related documents – including Easements to Council and Esplanade Strips*
- Standard easements and related requirements granting rights to Council as part of the subdivision process.*
- d) *The Hutt City Council and Yanhua Ll
Subdivision consent, LT Plan 741240, 741241, 741243, 741242
2 and 8 Poto Road, Normandale, Lower Hutt (Record number L17/129)*
- e) *The Hutt City Council and Jane Bridget Gillingham, Wayne Kelson Gillingham and Reuben Guy
Subdivision consent
12 Witako Street, Epuni, Lower Hutt WN12 168 (Record number L17/222)*
- f) *The Hutt City Council and Raymond Cheong Went Soong and Christine Sooi Kim Soong
Subdivision consent and esplanade strip
347 Moores Valley Road, Wainuiomata, Lower Hutt (Record number L17/227)*
- g) *The Hutt City Council and Nicole Lisa Fisher and Judith Ann Fisher*

*Subdivision consent and esplanade strip
98 Crowther Road, Wainuiomata, Lower Hutt (Record number L17/224)*

h) The Hutt City Council and The Wise Group Corporation Limited

*Subdivision consent
220 and 220A Wise Street, Wainuiomata, Lower Hutt (Record number L17/163)*

*i) The Hutt City Council and Michael Francis Thrup and Helen Susan Campbell
Subdivision consent and esplanade strip
335/363 Moores Valley Road, Wainuiomata, Lower Hutt (Record number L17/221)*

j) The Hutt City Council and JAH Developments Limited

*Subdivision consent
39 Vincent Street, Lower Hutt (Record number L17/223)*

*k) The Hutt City Council and Urban Plus Limited
Transfer of land and easement instrument
12 Shaftesbury Grove, Stokes Valley, Lower Hutt
(Record number L17/202)*

Deed of Lease

*l) The Hutt City Council and Wellington Regional Council at James Grove Playground,
corner of James Grove and Stokes Valley Road, Lower Hutt
(Record number L17/128)*

*A seven year extension of a lease to Council from the Regional Council for the James Grove
Playground land."*

11. EXCLUSION OF THE PUBLIC

RESOLVED: (Mayor Wallace/Deputy Mayor Bassett)

Minute No. C 17429

"That the public be excluded from the following parts of the proceedings of this meeting, namely:

12. Committee Report with Recommended Item - Traffic Subcommittee - 11 September 2017

13. Minutes - 15 August 2017

14. Mitchell Park (17/1492)

15. Property Purchase (17/1489)

*16. Committee report without recommended item - Finance and Performance
Committee - 27 September 2017*

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:

(A) <i>General subject of the matter to be considered.</i>	(B) <i>Reason for passing this resolution in relation to each matter.</i>	(C) <i>Ground under section 48(1) for the passing of this resolution.</i>
<i>Report of the Traffic Subcommittee held on 11 September 2017</i>	<i>The withholding of the information is necessary to protect the privacy of natural persons.(s7(2)(a)).</i>	<i>That the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding exist.</i>
<i>Report of the Finance and Performance Committee held on 27 September 2017</i>	<i>The withholding of the information is necessary to enable the local authority to carry out, without prejudice or disadvantage, commercial activities(s7(2)(h)).</i>	<i>That the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding exist.</i>
<i>Minutes of the Hutt City Council held on 15 August 2017</i>		
<i>Mitchell Park</i>	<i>The withholding of the information is necessary to enable the local authority to carry out, without prejudice or disadvantage, commercial activities (s7(2)(h)).</i>	<i>That the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding exist.</i>
	<i>The withholding of the information is necessary to enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations) (s7(2)(i)).</i>	
<i>Property Purchase</i>	<i>The withholding of the information is necessary to enable the local authority to carry on, without prejudice or disadvantage, negotiations (including</i>	<i>That the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding exist.</i>

*commercial and
industrial negotiations)
(s7(2)(i)).*

This resolution is made in reliance on section 48(1) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by section 6 or 7 of that Act which would be prejudiced by the holding of the whole or the relevant part of the proceedings of the meeting in public are as specified in Column (B) above."

RESOLVED: (Mayor Wallace/Deputy Mayor Bassett)

Minute No. C 17430

"That Mr Roy Simmons from Medispace be permitted to remain after the public has been excluded at the beginning of the item as he has knowledge of the matter to be discussed that may assist Council in relation to this item."

There being no further business the Chair declared the meeting closed at 8.25pm. The non-public portion of the meeting finished at 9.25pm.

WR Wallace
MAYOR

**CONFIRMED as a true and correct record
Dated this 12th day of December 2017**