
Minutes of a meeting of the Planning and Regulatory Committee

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

On Thursday 12 March 2015, commencing at 10.32am

Present: Councillors B McGurk (Chairperson), I Barker, R Copeland, K
Fulton (Deputy Chairperson), M Lawrey, and M Ward, and
Glenice Paine

In Attendance: Group Manager Strategy and Environment (C Barton),
Kaihautu (G Mullen), Manager Planning (M Heale), Manager
Building (M Brown), Manager Consents and Compliance (M
Bishop), Manager Administration (P Langley), and
Administration Adviser (S McLean)

Apologies: Her Worship the Mayor and Councillor Davy

1. Apologies

Resolved

***THAT apologies be received and accepted from
Her Worship the Mayor and Councillor Davy.***

Ward/Fulton

Carried

2. Confirmation of Order of Business

2.1 Joint Engineering Standards/Land Development Manual with Tasman
District Council

Resolved

***THAT the item regarding Joint Engineering
Standards/Land Development Manual with
Tasman District Council be considered at this
meeting as a major item not on the agenda,
pursuant to Section 46A(7)(a) of the Local
Government Official Information and Meetings
Act 1987, to enable the matter to be considered
by both Nelson City and Tasman District Council
within similar timeframes.***

McGurk/Ward

Carried

2.2 Fees and Charges: Resource Consents and Resource Management Act Planning Documents 2015-2016

Resolved

THAT the item regarding Fees and Charges: Resource Consents and Resource Management Planning Documents 2015-2016 be considered at this meeting as a major item not on the agenda, pursuant to Section 46A(7)(a) of the Local Government Official Information and Meetings Act 1987, to enable consultation on the matter to align with the Long Term Plan 2015-25 consultation.

McGurk/Paine

Carried

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 – 27 November 2014

Document number A1288319, agenda pages 7-16 refer.

Resolved

THAT the minutes of a meeting of the Planning and Regulatory Committee, held on 27 November 2014, be confirmed as a true and correct record.

McGurk/Ward

Carried

6. Status Report – 19 February 2015

Document number A1155974, agenda pages 17-18 refer.

Resolved

THAT the Status Report – Planning and Regulatory Committee 19 February 2015 (A1155974) be received.

McGurk/Lawrey

Carried

7. Chairperson's Report

Document number A1313063, agenda pages 19-22 refer.

The Chairperson highlighted that the Land, Air, Water Aotearoa video on the Maitai River was now available on YouTube. He summarised the Marlborough Marine Futures event and suggested a similar approach could be considered by Council in the future.

Resolved

THAT the Chairperson's Report (A1313063) be received and the contents are noted.

McGurk/Lawrey

Carried

8. Ngati Kuia Pakohe Management Plan

Document number A1294314, agenda pages 23-25 refer.

Manager Administration, Penny Langley, presented the report.

In response to questions, Group Manager Strategy and Environment, Clare Barton, advised that Council was legally required to give effect to the Pakohe Management Plan (the Plan). She said Ngati Kuia would be advised of this.

Ms Barton advised that in giving effect to the Plan, Council was required to undertake consultation. In response to a question, she said there were no conditions that precluded Council consulting with iwi of other areas.

Senior Planning Adviser, Lisa Gibellini, said a process for accidental discovery of pakohe in its raw form was followed by infrastructure officers.

In response to concerns raised about balancing competing and overlapping conditions of Council, the Plan and iwi, it was suggested that an appropriate forum for discussion would be an upcoming Nelson Plan workshop.

Resolved

THAT the report Ngati Kuia Pakohe Management Plan (A1294314) be received;

AND THAT the item Ngati Kuia Pakohe Management Plan which was left to lie on the table at the Planning and Regulatory Committee meeting held on 27 November 2014 requires no further consideration by the Committee.

McGurk/Ward

Carried

9. Strategy and Environment Report 1 October to 31 December 2014

Document number A1271834, agenda pages 26-54 refer.

Manager Building, Martin Brown, Manager Consents and Compliance, Mandy Bishop, and Manager Planning, Matt Heale presented the report.

In response to questions, Ms Bishop said the Council Harbourmaster had been in contact with paddle board hire operators and advised them of the requirement that paddle board users wear lifejackets. She highlighted that no infringement fee could currently be charged, but this would change in the future once a system had been established to issue infringements under the Maritime (Offences) Regulations rather than through Council's Navigation Safety Bylaw.

In response to a question, Group Manager Strategy and Environment, Clare Barton, advised that a report with options for Ecofest would be brought to Council in the near future.

Mr Heale highlighted the amended Nelson Plan workshop dates which were tabled (A1316002). He added that the community meeting on woodburners had been scheduled for 16 March 2015.

There was discussion on the lower than usual number of building consent applications. Mr Brown advised that several factors influenced application numbers, and highlighted a change in guidance for works that no longer required building consent. Mr Brown suggested a review could be carried out in the future if the decline in consent applications continued. He said there was flexibility in the use of contractors when processing building consents during slower periods.

In response to questions, Mr Brown advised that building alteration works was trending higher in comparison to new build work. Ms Bishop added that subdivisions were now likely occurring on hilly land which could impact development costs. She said there was no noticeable increase in consents for converting existing houses into multi-unit dwellings.

The Chairperson commended officers on the work done to develop and complete the HAIL site database.

Resolved

THAT the Strategy and Environment Report for 1 October to 31 December 2014 (A1271834) and its attachments (A1294825, A1272153, A1299949, A1289588, and A1280159) be received.

McGurk/Fulton

Carried

10. **Earthquake - Prone, Dangerous and Insanitary Buildings Policy 2006; Policy Wording Change**

Document number A1300766, agenda pages 55-57 refer.

Manager Building, Martin Brown, presented the report.

Resolved

THAT the report Earthquake-Prone, Dangerous and Insanitary Buildings Policy 2006; Policy Wording Change (A1300766) be received.

Recommendation to Council

THAT the Earthquake-Prone, Dangerous and Insanitary Buildings Policy 2006 be amended from:

'Nelson City Council will require buildings identified as earthquake prone to be strengthened to at least 67 percent of the standard NZS1170.5: 2004 Structural Design Actions Part 5: Earthquake Actions – New Zealand.'

To:

'Nelson City Council will require buildings identified as earthquake prone to be strengthened to at least 34 percent of the standard NZS1170.5:2004 Structural Design Actions Part 5: Earthquake Actions – New Zealand.'

Noting the section below is now no longer relevant so should also be deleted:

'In accordance with the recommendations of the New Zealand Society for Earthquake Engineering, the Council considers this to be an appropriate level for the requirement to reduce or remove the danger.'

Fulton/Copeland

Carried

11. **Joint Engineering Standards/Land Development Manual with Tasman District Council**

Document number A1317664, late item A1324685 refers.

Senior Planning Adviser, Lisa Gibellini, presented the report.

Resolved

THAT the report Joint Engineering Standards/Land Development Manual with Tasman District Council (A1317664) be received;

AND THAT the Committee confirms the officers continue to progress the joint standards to align with the development of the Nelson Plan.

Barker/Lawrey

Carried

12. Fees and Charges: Resource Consents and Resource Management Act Planning Documents 2015-2016

Document number A1317553, late item A1324685 refers.

Manager Consents and Compliance, Mandy Bishop, presented the report.

Resolved

THAT the report Fees and Charges: Resource Consents and Resource Management Act Planning Documents 2015-2016 (A1317553) and its attachments (A1317066 and A1316932) be received.

Recommendation to Council

THAT the draft Fees and Charges Resource Consents and Resource Management Act Planning Documents 2015-2016 be approved for public consultation and notification using the Special Consultative Procedure.

Fulton/McGurk

Carried

13. Parking and Vehicle Control Bylaw (2011), No.207 Amendments to Schedules

Document number A1310811, agenda pages 58-60 refer.

Manager Operations, Shane Davies, presented the report.

Mr Davies highlighted that additional development in Strawbridge Square had resulted in the requirement for additional temporary parking, and the new businesses were in support of this.

Resolved

THAT the report Parking Vehicle Control Bylaw (2011), No. 207 Amendments to Schedules (A1310811) and its attachment (A1310837) be received;

AND THAT the following addition to Schedule 8 of Bylaw No 207, Parking and Vehicle Control (2011) be approved:

P180 parking along the northern kerb of Neale Avenue, adjacent to its intersection with Songer Street.

Fulton/Paine

Carried

14. Hearings Panel – 17 November 2014

Document number A1276032, agenda pages 61-67 refer.

Resolved

THAT the minutes of a meeting of the Hearings Panel, held on 17 November 2014, be received.

Barker/Fulton

Carried

There being no further business the meeting ended at 11.15am.

Confirmed as a correct record of proceedings:

_____ Chairperson _____ Date