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## **Minutes of a meeting of the Nelson City Council – Policy and Planning**

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

**On Thursday 14 March 2013, commencing at 9.08am**

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Present: His Worship the Mayor (A Miccio), Councillors I Barker, G Collingwood, R Copeland, K Fulton (Co-Portfolio Holder), R Reese, D Shaw and M Ward (Co-Portfolio Holder)

In Attendance: Chief Executive (C Hadley), Executive Manager Strategy and Planning (M Schruer), Executive Manager Regulatory (R Johnson), Acting Executive Manager Community Services (R Ball), Executive Manager Network Services (A Louverdis), Chief Financial Officer (N Harrison), Manager Community Relations (A Ricker), Manager Administration (P Langley), Administration Adviser (E-J Ryan), and Youth Councillors (C Lindley and M Smithline)

Apologies: Councillors A Boswijk, E Davy, P Matheson and J Rackley, and Councillor K Fulton (for lateness)

### **Opening Prayer**

His Worship the Mayor gave the opening prayer.

#### **1. Apologies**

Resolved

***THAT the apologies from Councillors Boswijk, Davy, Matheson and Rackley, and Councillor Fulton for lateness, be received.***

His Worship the Mayor/Collingwood

Carried

#### **2. Conflicts of Interest**

There were no updates to the Interests Register. His Worship the Mayor reminded Councillors to declare any interests relating to agenda items as they arose over the course of the meeting.

#### **3. Confirmation of Order of Business**

There were no changes to the order of business on the agenda.

Attendance: Councillor Fulton joined the meeting at 9.10am.

#### **4. Public Forum**

##### **4.1 Dallas Woods**

Ms Woods gave a PowerPoint presentation (1474649) regarding the protection of landscape overlays, and amateur radio aerials.

Ms Woods said that the Nelson Resource Management Plan controlled lighting structures and poles, but not amateur radio aerials. She showed photos illustrating the size of some amateur radio aerials, and spoke about the impact these had on the view from the Port Hills. She requested a Plan Change to require resource consent for large amateur radio aerials to be erected.

In response to questions, Ms Woods explained that her primary concern related to the adverse landscape values of large amateur radio aerials, but that she also had concerns relating to the potential health effects of such aerials. She said she would prefer neighbours' consent to be sought prior to an aerial being erected.

In response to a question, the Chief Executive said that a staff report on this matter would be brought to a future Council meeting.

##### **4.2 Nigel Whinney**

Document number 1460086, agenda pages 7-10 refer.

Mr Whinney spoke about the activities of the Port Nelson Mission to Seafarers. He noted the financial difficulties facing the Mission to Seafarers, and the requirement for on-going funding to ensure that the Mission continued.

In response to a question, Mr Whinney explained that the Mission was able to access interest on Port Nelson funds held within a Trust, but not the substantive Trust-funds. In response to further questions, Mr Whinney explained that he had had on-going discussions with Port Nelson representatives, and confirmed that the Mission was continuing to operate out of a building designated as Earthquake-Prone.

#### **5. Confirmation of Minutes**

13 December 2012

Document number 1430971, agenda pages 11-21 refer.

It was noted that Councillor Reese sat back from the table during the deliberations on the Dog Control Policy and Bylaw 2012, as she had not heard the submissions, and therefore had not attended the deliberations workshop.

Resolved

***THAT the minutes of a meeting of the Nelson City Council – Policy and Planning, held on 13 December 2012, as amended, be confirmed as a true and correct record.***

Reese/Barker

Carried

## **6. Mayor's Report**

There was no Mayor's report.

## **7. Status Report – Policy and Planning**

Document number 1034725 v8, agenda pages 22-24 refer.

In response to a question regarding the item "Pedestrian Malls", Executive Manager Strategy and Planning, Mr Schruer, explained that a report regarding Upper Trafalgar Street would come to a future Council meeting.

Resolved

***THAT the Status Report – Policy and Planning (1034725 v8) be received.***

His Worship the Mayor/Copeland

Carried

## **8. Portfolio Holder's Report**

Councillor Ward tabled a copy of his Portfolio Holder's report (1475402), and spoke to it. He spoke about the Urban Development provisions within the Nelson Resource Management Plan, and noted the aspirations of diversity and good design were included within the Plan objectives. However, he suggested that the language relating to comprehensive housing developments could be altered to fit better with the Plan objectives.

Councillor Ward also paid tribute to the late Eelco Boswijk, and noted his influence on Nelson City.

## **9. Nelson Resource Management Plan: Draft Efficiency and Effectiveness Review**

Document number 1370161, agenda pages 25-54 refer.

Principal Adviser Resource Management Planning, Mr Heale joined the meeting and presented the report. He explained that less weight had been placed on the Nelson Landscape Study within the Draft Efficiency and Effectiveness Review than previously, and he added that the review also noted the need to seek feedback from plan users and iwi. He added

that the words “key recommendations for further work” for the landscape chapter could be changed to “Council’s future planning” to incorporate a broader range of strategic planning documents.

In response to questions, Mr Heale explained that the references to performance indicators and significant landscapes referred to in the Draft Efficiency and Effectiveness Review came from the Nelson resource Management Plan and explained that clarification of this point would be within the scope of minor changes delegated to the Chief Executive, as per the recommendation in the staff report.

Councillors discussed the staff recommendation that targeted feedback be sought from Plan users and iwi. It was clarified that feedback would be specifically sought from iwi and all groups holding copies of the Nelson Resource Management Plan.

The discussion also noted that feedback was being sought on the Draft Efficiency and Effectiveness Review, and that consideration regarding future development on the hills surrounding Nelson was a separate question for which future policy direction would be required.

Resolved

***THAT the Draft Efficiency and Effectiveness Review of the Nelson Resource Management Plan be received;***

***AND THAT the Chief Executive be delegated authority to make minor amendments to the Draft Efficiency and Effectiveness Review, prior to release;***

***AND THAT targeted feedback be sought from plan users and iwi;***

***AND THAT the Nelson Landscape Study prepared by Boffa Miskell Ltd in November 2005 be received and be incorporated into the Draft Efficiency and Effectiveness Review of the Nelson Resource Management Plan as outlined in Attachment 3 to report 1370161.***

His Worship the Mayor/Collingwood

Carried

## **10. Issues and Options: National Policy Statement on Electricity Transmission 2008**

Document number 1352206, agenda pages 55-101 refer.

Attendance: Councillor Barker sat back from the table and did not take part in the discussion or decision-making relating to this item.

Councillors agreed that adopting a "status quo" position was the most cost-effective method of dealing with this matter.

Resolved

***THAT Council adopt a "status quo" position accepting that operative Nelson Resource Management Plan provisions are sufficient to give effect to the National Policy Statement on Electricity Transmission 2008.***

Ward/Reese

Carried

## REPORTS FROM COMMITTEES

### 11. Resource Management Act Procedures Committee – 13 December 2012

Document number 1424583, agenda pages 102-104 refer.

Resolved

***THAT the minutes of the meeting of the Resource Management Act Procedures Committee, held on 13 December 2012, be received.***

Reese/His Worship the Mayor

Carried

Attendance: The meeting adjourned for morning tea from 10.07am to 10.41am.

### 12. Exclusion of the Public

Resolved

***THAT the public be excluded from the following parts of the proceedings of this meeting.***

***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	Public Excluded Council - Policy and Planning minutes, 13 December 2012	Section 48(1)(a) The public conduct of this matter would be likely to result in	The withholding of the information is necessary:

	These minutes contain information regarding:	disclosure of information for which good reason exists under section 7	
	The classifications of certain heritage precincts, including references to specific addresses.		<ul style="list-style-type: none"> <li>• Section 7(2)(a) To protect the privacy of natural persons</li> </ul>
	Details of a proposal for a lease on Council land.		<ul style="list-style-type: none"> <li>• Section 7(2)(b) To protect information that may disclose a trade secret or the commercial position of a person</li> <li>• Section 7(2)(i) To carry out negotiations</li> <li>• Section 7(2)(j) To prevent improper gain or advantage</li> </ul>
<b>2</b>	<p><b>Public Excluded Policy and Planning Status Report – 14 March 2013</b></p> <p>This report contains information regarding:</p>	<p>Section 48(1)(a)</p> <p>The public conduct of this matter would be likely to result in disclosure of information for which good reason exists under section 7</p>	<p>The withholding of the information is necessary:</p>
	A decision to withdraw and re-draft a Statement of Proposal, including an update that this decision has now been released to the public.		<ul style="list-style-type: none"> <li>• Section 7(2)(g) To maintain legal professional privilege</li> </ul>
	The classifications of certain heritage precincts, including references to specific addresses.		<ul style="list-style-type: none"> <li>• Section 7(2)(a) To protect the privacy of natural persons</li> </ul>
	A proposal for a lease on Council land		<ul style="list-style-type: none"> <li>• Section 7(2)(b) To protect information that may disclose a trade secret or the commercial position of a person</li> <li>• Section 7(2)(i) To carry out negotiations</li> <li>• Section 7(2)(j) To prevent</li> </ul>

			improper gain or advantage
<b>3</b>	<b>Contract with Cawthron Institute: City Water Supply Resource Consents</b>  This report contains information regarding the negotiation of a contract.	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	<ul style="list-style-type: none"> <li>Section 7(2)(i) To carry out negotiations</li> </ul>
<b>4</b>	<b>Public Excluded Resource Management Act Procedure Committee minutes, 13 December 2012</b>  These minutes contain information regarding discussions with appellants with regards to a Plan Change 14 Appeal.	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	<ul style="list-style-type: none"> <li>Section 7(2)(i) To carry out negotiations</li> </ul>

His Worship the Mayor/Fulton

Carried

The meeting went into public excluded session at 10.41am and resumed in public session at 10.58am.

### **13. Re-admittance of the Public**

Resolved

***THAT the public be re-admitted to the meeting.***

His Worship the Mayor/Copeland

Carried

There being no further business the meeting ended at 10.58am.

Confirmed as a correct record of proceedings:

\_\_\_\_\_ Chairperson \_\_\_\_\_ Date