



AGENDA

**Ordinary meeting of the
Nelson City Council**

Policy and Planning

**Tuesday 26 June 2012
Commencing at 1.00pm
Council Chamber
Civic House
110 Trafalgar Street, Nelson**

Membership:

His Worship the Mayor Aldo Miccio, Councillors Ian Barker, Ali Boswijk (Deputy Mayor), Gail Collingwood, Ruth Copeland, Eric Davy, Kate Fulton (Co-portfolio Holder), Paul Matheson, Jeff Rackley, Pete Rainey, Rachel Reese, Derek Shaw and Mike Ward (Co-portfolio Holder)

Apologies

Opening Prayer

1. Conflicts of Interest

- 1.1 Updates to the Conflicts of Interest Register
- 1.2 Identify any conflicts of interest in the agenda

2. Public Forum

- 2.1 Occupation of Trafalgar Street Footpath

Mr Glen James, Glen James Jewellers, will speak about the occupation of the Trafalgar Street footpath.

3. Confirmation of Minutes

1-9

17 May 2012

Document number 1293717

Recommendation

THAT the minutes of the meeting of the Nelson City Council – Policy and Planning, held on 17 May 2012, be confirmed as a true and correct record.

4. Mayor's Report

5. Status Report – Policy and Planning

10-11

Document number 1034725 v3

Recommendation

THAT the Status Report – Policy and Planning (1034725 v3) be received.

6. Portfolio Holder's Report

During this part of the meeting the Mayor will be joined by the Policy and Planning Co- Portfolio Holder, Councillor Fulton.

7. Chief Executive Report – Policy and Planning 12-14

Document number 1296818

Recommendation

THAT the Chief Executive Report – Policy and Planning (1296818) be received.

7.1 Operative Plan Change A2

Recommendation

THAT Council approves, pursuant to Cl.17(1) of the First Schedule of the Resource Management Act 1991, Plan Change A2 to the Nelson Air Quality Plan, as per the decisions notified on 7 April 2012;

AND THAT Plan Change A2 to the Nelson Air Quality Plan be made operative on 9 July 2012, pursuant to Cl.20(1) of the First Schedule of the Resource Management Act 1991.

8. Lewis Stanton – Trafalgar Street Footpath Occupation – The Way Forward 15-27

Document number 1310190

Recommendation

THAT should Council be inclined to issue a special permit to Mr Stanton that this special permit includes, as a minimum, the following conditions:

- That Mr Stanton collect and suitably dispose of all his horse manure;***
- That the term of any special permit issued to Mr Stanton be for a maximum period of 12 months, followed by a review;***
- That Mr Stanton be prohibited from using open fires for cooking or heating;***

- ***That Mr Stanton be allowed to use a contained fire (brazier or similar) for heating and the use of a barbeque for cooking purposes for the period permitted in the Nelson Air Quality Plan;***
- ***That Mr Stanton be allowed a maximum of three nights stay at any site;***
- ***That the permit not allow any commercial activity;***
- ***That any special permit allow Mr Stanton access to camp in the following areas close to existing ablution facilities:***
 - ***Branford Park;***
 - ***QEII Drive mounds (adjacent to Founders Path boundary);***
 - ***Guppy Park surrounds;***
 - ***Pioneers Park (St Vincent/Hastings Street corner).***
- ***That access to the following be specifically excluded:***
 - ***All Sports fields;***
 - ***All Horticulture Parks;***
 - ***All public playgrounds;***
 - ***Within 50m of a playground;***
 - ***No closer than 50m within the boundary of any park or reserve;***
 - ***Where there is no access to suitable toilet facilities.***

AND THAT should Mr Stanton break the conditions of any special permit that said permit be cancelled immediately.

9. Orana Wildlife Trust – Natureland’s Future

28-59

Document number 1305944

Recommendation

THAT an Expressions of Interest process be undertaken, which seeks to identify potential new operators for Natureland or an alternative use for the site;

AND THAT Councillors Boswijk, Barker, Reese, Rainey and His Worship the Mayor be appointed to a Working Group to consider the expressions of interest received;

AND THAT the Working Group recommend to Council options regarding the future of Natureland after Expressions of Interest have been assessed.

10. Submission to Road Maintenance Task Force, Review of Road Maintenance Regime – Interim Report

60-132

Document number 1306055

Recommendation

THAT the submission to the Road Maintenance Task Force on their Review of Road Maintenance Regime – Interim Report (1303147) be confirmed;

AND THAT the submission be lodged with the Road Maintenance Taskforce.

11. Parking Policy and Inner City Zone Prohibited Area Boundaries of the Parking and Vehicle Control Bylaw 2011

133-149

Document number 1264720

Recommendation

THAT the Statement of Proposal (1266643) including the draft Parking Policy (1079202) and map of the revised Inner City Zone prohibited area (1271274,) be released for consultation in accordance with Section 83 of the Local Government Act 2002;

AND THAT Council hear submissions on the draft Parking Policy (1079202) and the amendment to the Parking and Vehicle Control Bylaw 2011 (No 207) which provides for a revised Inner City Zone prohibited area (map 1271274) at a Council hearing on 4 September 2012;

AND THAT Council make decisions on submissions on the draft Parking Policy (1079202) and the amendment to the Parking and Vehicle Control Bylaw 2011 (No 207) which provides for a revised Inner City Zone prohibited area (map 1271274) at the Council meeting on 1 November 2012.

REPORTS FROM COMMITTEES

12. Regional Funding Forum – 30 April 2012 150-154

Document number 1282727

Recommendation

THAT the minutes of the meeting of the Regional Funding Forum, held on 30 April 2012, be received.

13. Meeting to Hear and Deliberate on Submissions to the Proposed Rates Remission Policy for Land Affected by Natural Calamity – 3 April 2012 155-157

Document number 1266800

Recommendation

THAT the minutes of the meeting to hear and deliberate on submissions to the proposed Rates Remission Policy for Land Affected by Natural Calamity, held on 3 April 2012, be received.

14. Discussion of Public Forum Items

PUBLIC EXCLUDED BUSINESS

15. Exclusion of the Public

Recommendation

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	<p>Public Excluded Policy and Planning Minutes - 17 May 2012</p> <p>These minutes contain 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>
	<p>Confirmation of public excluded minutes of the Policy and Planning meeting of 5 April 2012, including discussion regarding the National Policy Statement on Electricity Transmission Plan Change.</p>		<ul style="list-style-type: none"> • Section 7(2)(a) To protect the privacy of natural persons • Section 7(2)(i) To carry out negotiations
	<p>Proposed Purchase of Land for a Footpath.</p>		<ul style="list-style-type: none"> • Section 7(2)(i) To carry out negotiations
2	<p>Public Excluded Status Report – Policy and Planning</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>
	<p>A joint proposal from two commercial parties for the development of land which includes Council infrastructure.</p>		<ul style="list-style-type: none"> • Section 7(2)(b) To protect information that may disclose a trade secret or the commercial position of a person • Section 7(2)(h) To carry out

			commercial activities <ul style="list-style-type: none"> Section 7(2)(i) To carry out negotiations
	Advice to the Minister regarding issues involving the National Policy Statement on Electricity Transmission.		<ul style="list-style-type: none"> Section 7(2)(a) To protect the privacy of natural persons Section 7(2)(i) To carry out negotiations
	Proposed Purchase of land for a Footpath		<ul style="list-style-type: none"> Section 7(2)(i) To carry out negotiations
3	<p>Maitai Walkway – Access Arrangements</p> <p>This report contains information regarding negotiations with a landowner to secure long-term public access along the Maitai Walkway</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> <ul style="list-style-type: none"> Section 7(2)(a) To protect the privacy of natural persons Section 7(2)(i) To carry out negotiations

16. Re-admittance of the public

Recommendation

THAT the public be re-admitted to the meeting.

Note:

- Lunch will be provided at 12.30pm, prior to the start of the meeting.**