

**MINUTES OF AN ORDINARY MEETING OF THE ENVIRONMENTAL MANAGEMENT  
COMMITTEE HELD IN THE CIVIC CENTRE, 6 WAIPAREIRA AVENUE,  
LINCOLN, WAITAKERE CITY, ON TUESDAY, 12 MARCH 2002,  
COMMENCING AT 9.05 AM.**

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**PRESENT:** Councillors PA Hulse (Chairperson)  
DA Yates, JP (Deputy Chairperson)  
DQ Battersby, JP (from 9.08 am)  
BA Brady, JP  
RP Dallow, QPM, JP (from 9.08 am until 11.30 am)  
AC Fenton (from 9.43 am)  
OE Hoskin, JP (from 9.20 am)  
JP Lawley  
GE Nash, JP  
VS Neeson, JP (until 12.00 noon)  
GB Presland  
GW Russell  
CA Stone (until 12.05 pm)

**OBSERVERS:** Mr DB Shaw, JP (Henderson Community Board)

**IN ATTENDANCE:** Director: City Services  
Director: Strategic Projects  
Manager: Animal Welfare Services  
Service Manager: Resource Management & Building  
Acting Business Unit Manager: EcoWater  
Manager: Transport Projects  
Manager: Field Services  
Project Manager: Sustainability Projects  
Acting District Plan Co-ordinator  
Contract Solicitors: R Enright  
Senior Analyst Environmental Policy  
Landscape Planning Coordinator  
Committee Secretary: S Hargis

**1 APOLOGIES**

393/2002

MOVED by Cr Brady, seconded Cr Lawley:

That apologies from Cr Clews for absence and Cr Hoskin for lateness be received and sustained.

**CARRIED**

**2 URGENT BUSINESS**

There was no Urgent Business.

**3 CONFIRMATION OF MINUTES**

394/2002

MOVED by Cr Presland, seconded Cr Yates:

That the minutes of the Ordinary Meeting of the Environmental Management Committee held on Tuesday, 12 February 2002, as circulated, be taken as read and now be confirmed.

**CARRIED**

9.08 am Crs Battersby and Dallow entered the meeting.

**PART I - REGULATORY / ENFORCEMENT**

9.20 am Cr Hoskin entered the meeting.

**4 LEGAL UPDATE (AS AT 28 FEBRUARY 2002)**

395/2002

MOVED by Cr Brady, seconded Cr Nash:

That the information be received.

**CARRIED**

**5 IMPROVING THE INTERFACE BETWEEN COUNCIL'S ENFORCEMENT ROLE AND THE COMMUNITY**

396/2002

MOVED by Cr Yates, seconded Cr Dallow:

1. That the information be received.
2. That it be recommended to the Annual Plan Special Committee that \$10,000 for a promotion and publicity programme aimed at improving the interface between Council's enforcement role and the community be considered with the 2002/2003 Annual Plan.

**CARRIED**

9.22 am Cr Presland left the meeting.

**PART II - PRESENTATIONS / DEPUTATIONS**

**6 DEPUTATIONS**

**A HABITAT FOR HUMANITY WAITAKERE LIMITED**

Peter Chainey and Alan Broadbent, on behalf of Habitat for Humanity Waitakere Limited, drew attention to the Community Facilities and Recreation Committee minutes of 14 February 2001 and requested support for the organisation.

397/2002

MOVED by Cr Neeson, seconded Cr Stone:

That the information be received and that the submission from Habitat for Humanity Waitakere Limited be referred to the Annual Plan Special Committee.

**CARRIED**

9.43 am Cr Fenton entered the meeting.

**B BROKEN GLASS**

Elizabeth Francke made submissions seeking the Council's support in urging the Government to reduce the number of glass bottles in circulation with a view to reducing the danger from broken glass in public places.

398/2002

MOVED by Cr Dallow, seconded Cr Neeson:

That the information be received.

**CARRIED**

10.02 am Cr Neeson left the meeting.

10.06 am Cr Neeson entered the meeting.

**PART III - DISTRICT PLAN / STRUCTURE PLANS**

**7 DISTRICT PLAN APPEALS UPDATE TABLE**

499/2002

MOVED by Cr Yates, seconded Cr Nash:

That the information be received.

**CARRIED**

**PART IV - ENVIRONMENTAL MANAGEMENT**

**8 LOCKABLE COVERS ON SPA POOLS**

400/2002

MOVED by Cr Battersby, seconded Cr Dallow:

That the information be received.

**CARRIED**

**ADJOURNMENT**

401/2002

MOVED by Cr Hulse, seconded Cr Stone:

That the meeting stand adjourned for 15 minutes.

**CARRIED**

10.30 am The meeting adjourned.

10.50 am The meeting reconvened. Cr Presland was present. Crs Dallow, Fenton and Neeson were not present.

**9 PROJECT TWIN STREAMS**

10.55 am Cr Fenton entered the meeting.

10.57 am Crs Dallow and Neeson entered the meeting.

402/2002

MOVED by Cr Fenton, seconded Cr Brady:

That the information be received.

**CARRIED**

11.07 am Cr Presland left the meeting.

403/2002

MOVED by Cr Dallow, seconded Cr Stone:

1. That the resolutions set out hereunder pertaining to Project Twin Streams passed at the Works and Services Committee meeting of 10 September 2001 be confirmed.

- “1. That the information be received.*
- 2. That the Twin Streams project be approved subject to the consideration of funding requirements through the 2002/2003 Annual Budget process.*
- 3. That all new development in the Oratia and Opanuku Stream catchments be required to mitigate the adverse effects of stormwater, provided that where the adverse effects can not be fully mitigated developers be given the option of providing partial mitigation and paying in part or in full for stormwater mitigation works to be carried out by the Council in the catchment.*
- 4. That stormwater mitigation charges of \$5,000 plus GST be applied to all new residential lots created by the subdivision process in the Oratia and Opanuku Stream catchments.*
- 5. That stormwater mitigation charges be applied to industrial and commercial development in the Oratia and Opanuku Stream catchment calculated on the percentage of impervious area created by the development compared to the total catchment area.”*

2111/2001

and:

*“That Councillor Stone be the spokesperson for the launch process.”*

2112/2001

2. That the ten year financial commitment required for the implementation of Project Twin Streams be considered through the draft 2002/2003 Annual Plan process.
3. That the Auckland Regional Council be advised of Council's commitment to Project Twin Streams.
4. That the Chairperson of this Committee be the spokesperson for the consultation programme.

**CARRIED**

404/2002

MOVED by Cr Dallow, seconded Cr Brady:

That the restoration and enhancement of the Oratia stream be treated as a priority and commenced immediately with appropriate plantings of suitable natives such as Kowhai and Flax and other plants that historically grow in the area with emphasis on the banks between Henderson and Waitakere Stadium.

**CARRIED**

**10 AVONDALE STREAM CATCHMENT MANAGEMENT PLAN**

405/2002

MOVED by Cr Nash, seconded Cr Fenton:

That the information be received.

**CARRIED**

11.12 am Cr Presland entered the meeting.

**11 SHOPPING TROLLEYS IN STREAMS**

11.20 am Cr Lawley left the meeting.

406/2002

MOVED by Cr Brady, seconded Cr Fenton:

1. That the information be received.
2. That the following Action Plan be implemented and be reviewed by November 2002:
  - Advocacy for shopping trolley control devices and liaising with supermarkets on the wider issues;
  - Communication and publicity;
  - Enforcement of existing bylaws;
  - Monitoring of trials conducted by supermarkets.
3. That Cr Brady and Mr DB Shaw, JP, be appointed to advocate at regional and national levels for the control of shopping trolleys.
4. That Council advocates directly to major retailers regarding:
  - a) adoption of a device that precludes removal of shopping trolleys from car parks; and
  - b) establishing a better collection system for trolleys.

**CARRIED**

407/2002

MOVED by Cr Battersby, seconded Cr Hoskin:

That the Chief Executive be requested to report to this Committee on the process for introducing a bylaw to control depositing shopping trolleys in public places, the report to include a draft of a suitable bylaw.

**CARRIED**

11.30 am Cr Dallow left the meeting.

**12 DOG REGISTRATION FEES - 2002/2003**

11.40 am Cr Lawley entered the meeting.

408/2002

MOVED by Cr Nash, seconded Cr Hoskin:

1. That the information be received.
2. That the current Funding Policy for Animal Welfare Services be confirmed as the basis for the setting of the 2002/2003 dog registration and associated fees, as follows:

<b>DOG REGISTRATION &amp; ASSOCIATED FEES 2002-2003</b>			
<b>REGISTRATION FEES</b>		<b>Fee for Late Registration after 1/8/02 (GST incl)</b>	<b>Fee if Paid On or Before 1/8/02 (GST incl)</b>
1.	Entire Dog (not castrated) and Entire Bitch (not spayed)	\$141	\$94
2.	Neutered Dog (castrated male and spayed female)	\$102	\$68
3.	Dog Owner Licence Holder with un-neutered dog	\$82.50	\$55
4.	Dog Owner Licence Holder with neutered dog Superannuitants	\$72	\$48
5.	Seeing Eye and Hearing Ear Dogs	\$4.50	\$3
<b>OTHER FEES</b>		<b>Fee</b>	
Replacement Registration Tags		\$3	
<u>Impoundings:</u>			
First		\$65	
Second		\$130	
Third		\$195	
Subsequent		\$260	
Sustenance Fee (day or part thereof)		\$15	
<u>Adoptions:</u>			
Adoption Fee		\$45	
Adoption Registration Fee (for SPCA adoptions into Waitakere City and Waitakere Animal Welfare Services adoptions)		\$20	

3. That it be recommended to Council that all dog owners who book to sit the Dog Owner Licence test prior to the penalty date of 1 August 2002 pay the reduced fee within a week of passing the test; or pay the fee which they would have otherwise paid within a week of failing the test, otherwise the late fee applies to whatever category each dog falls into.

4. That it be recommended to Council that for all newly acquired dogs (providing the owners have not been served an infringement notice), a reduced pro-rata fee based on the months of the year be applicable.
5. That it be recommended to Council that where an adult dog is impounded and unregistered, or for which the owner is served an infringement notice, the full registration fee including the penalty be applied.
6. That the dog registration fees adopted for the 2002/2003 financial year be publicly notified in accordance with Section 37(6) of the Dog Control Act 1996.

**CARRIED**

**13 STATE HIGHWAY 18 UPDATE**

The report on State Highway 18 Update was withdrawn.

**14 PROGRESS REPORT ON STRATEGIC PLANNING FOR THE HAURAKI GULF MARINE PARK**

409/2002

MOVED by Cr Yates, seconded Cr Nash:

That the information be received.

**CARRIED**

**15 CLIMATE PROTECTION PROGRAMME**

410/2002

MOVED by Cr Nash, seconded Cr Fenton:

That the information be received.

**CARRIED**

11.50 am Cr Neeson left the meeting.

11.55 am Cr Neeson entered the meeting.

12.00 noon Cr Neeson left the meeting.

411/2002

MOVED by Cr Russell, seconded Cr Brady:

1. That Council adopts the Cities for Climate Protection programme but continues discussions with Local Government New Zealand and other agencies with regard to participating in a national programme if one is established.
2. That Council, within its internal procedures adopt measures toward implementing a climate protection programme.

**CARRIED**

16 **PAINTED APPLE MOTH UPDATE REPORT FROM THE MINISTRY OF AGRICULTURE AND FORESTRY**

412/2002

MOVED by Cr Nash, seconded Cr Yates:

That the information be received.

**CARRIED**

12.05 pm Cr Stone left the meeting.

17 **CONTAMINATION ON HORTICULTURAL SITES - GUIDELINES FOR COPPER**

413/2002

MOVED by Cr Hoskin, seconded Cr Lawley:

1. That the information be received.
2. That this Committee confirm that for copper, the trigger level for further site specific risk assessment and investigation is 80 mg kg<sup>-1</sup> dry weight (80ppm) as per the New Zealand "Health and Environmental Guidelines for Selected Timber Treatment Chemicals" for residential setting with 50% produce ingestion.
3. That further information to assist the public to understand the soil contamination issue be prepared as it is required.

**CARRIED**

**18 PROPOSED SH16/18 - DISCHARGE CONSENT DECISION**

**PROCEDURAL MOTION TO EXCLUDE THE PUBLIC**

414/2002

MOVED by Cr Nash, seconded Cr Battersby:

That the public be excluded from the following part of the proceedings of this meeting, Proposed SH16/18 - Discharge Consent Decision.

The general subject of the matter to be considered while the public is excluded, the reason for passing this resolution in relation of the 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:

General subject of the matter to be considered.	Reason for passing this resolution in relation to the matter.	Ground(s) under Section 48(1)(a) for the passing of this resolution.
<ul style="list-style-type: none"><li>Proposed SH16/18 - Discharge Consent Decision</li></ul>	<p>The withholding of information is necessary in order to:</p> <ul style="list-style-type: none"><li>Enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations.</li></ul>	<p>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 would exist.</p>

This resolution is made in reliance on Section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by Section 7(2)(i) of that Act which would be prejudiced by the holding of the relevant part of the proceedings of the meeting in public as follows:

- The information contains advice that could be raised in Court and therefore prejudice Council's negotiating position.*

**CARRIED**

12.15 pm      The public were excluded.

Minute Number 415/2002 is recorded in the Confidential Section of these Minutes.

12.24 pm      The public were readmitted.

12.25 pm

The Chairperson thanked members for their attendance and attention to business and declared the meeting closed.

CONFIRMED AT AN ORDINARY MEETING OF  
THE ENVIRONMENTAL MANAGEMENT  
COMMITTEE HELD ON

**DATE:**.....

**CHAIRPERSON:**.....

