

**MINUTES OF A MEETING OF THE PLANNING AND REGULATORY COMMITTEE
HELD AT WAITAKERE CENTRAL, 6 HENDERSON VALLEY ROAD, HENDERSON,
WAITAKERE, ON TUESDAY, 11 MARCH 2008,
COMMENCING AT 9.31 AM**

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PRESENT: Councillors VS Neeson, JP (Chairman) (until 10.25 am)
WW Flaunty, QSM, JP (Deputy Chairman)
DQ Battersby, JP (from 10.33 am)
MFP Chan, JP
LA Cooper, JP (from 9.40 am)
AK Corban, OBE, JP
MM Jolley
JP Lawley, JP (until 11.28 am)
PG Mitchell

ALSO PRESENT: Councillors BA Brady, JP
RP Dallow, QPM, JP

OBSERVERS: W Paki, JP (Chairman, Te Taumata Runanga)

IN ATTENDANCE: Group Manager: Planning & Community Services
Group Manager: Service Management
Group Manager: Consents
Manager: Animal Welfare
Team Leader Legal Services
Safe Waitakere: Team Leader
Solid Waste Engineer
Safe Waitakere Alcohol Project Leader
Committee Secretary: N Delamere

**ALSO
IN ATTENDANCE:** Warren Snow, Envision NZ Limited
Inspector Scott Webb, Area Operations Manager, NZ Police
Sergeant Dave Orr, Youth Operations, NZ Police
Constable Drew Shields, Police Intelligence Unit, NZ Police
Constable Kerri Hyndman, Police Intelligence Unit, NZ Police

PART A - OPENING OF MEETING

1 APOLOGIES

274/2008

MOVED by Cr Flaunty, seconded Cr Mitchell:

That apologies from Crs Battersby and Cooper for lateness be received and sustained.

CARRIED

2 URGENT BUSINESS

There was no Urgent Business.

3 CONFLICTS OF INTEREST

Elected Members were reminded via the agenda, of the need to be vigilant to stand aside from decision making when a conflict arises between their role as a member of the Council and any private or other external interest they might have.

4 CONFIRMATION OF MINUTES

275/2008

MOVED by Cr Lawley, seconded Cr Chan:

That the minutes of the Meeting of the Planning and Regulatory Committee held on Tuesday, 12 February 2008, as circulated, be taken as read and now be confirmed.

CARRIED

PRECEDENCE OF BUSINESS

276/2008

MOVED by Cr Flaunty, seconded Cr Mitchell:

That Item 7: Presentation by Envision NZ Limited on Waste Minimisation and Resource Recovery Bill be accorded precedence at this time.

CARRIED

7 PRESENTATION BY ENVISION NZ LIMITED ON WASTE MINIMISATION AND RESOURCE RECOVERY BILL

9.40 am Cr Cooper entered the meeting.

10.25 am Cr Neeson vacated the Chair and left the meeting and Cr Flaunty assumed the Chair.

277/2008

MOVED by Cr Lawley, seconded Cr Mitchell:

That the Presentation by Envision NZ Limited on Waste Minimisation and Resource Recovery Bill report be received.

CARRIED

The order of business resumed at Item 5: Legal Update (As at 29 February 2008).

10.33 am Cr Battersby entered the meeting.

PART B - REGULATORY / ENFORCEMENT

5 LEGAL UPDATE (AS AT 29 FEBRUARY 2008)

DECLARATION OF INTEREST

NOTE: Cr Flaunty declared an interest regarding the Metlife Pinesong District Court report in the Legal Update and took no part in the debate on Metlife Pinesong, 48-72 Avonleigh Road, Green Bay.

278/2008

MOVED by Cr Cooper, seconded Cr Chan:

1. That the Legal Update (As at 29 February 2008) report be received.
2. That the Group Manager: Consents be requested to progress and finalise the agreement between the parties to the Crystal Mountain appeals and, if agreement is reached, be authorised to seek that the Environment Court issue a consent order granting consent, subject to conditions that are acceptable to all parties.

CARRIED

PART C - ENVIRONMENTAL MANAGEMENT

6 DETERMINATION REPORT – REVIEW OF THE CONTROL OF LIQUOR IN PUBLIC PLACES BYLAW 2003

279/2008

MOVED by Cr Battersby, seconded Cr Cooper:

1. That the Determination Report – Review of the Control of Liquor in Public Places Bylaw 2003 report be received.
2. That the problem to be addressed, is to reduce the incidence of disorderly behaviour and criminal offending in the City linked to alcohol possession and consumption in public places.
3. That the most appropriate way of addressing the perceived problem is to extend the Control of Liquor in Public Places Bylaw 2003 to cover those parts of the City identified by the NZ Police as particularly affected by the problem.
4. That Council officers, in consultation with the NZ Police, prepare a draft Bylaw Statement of Proposal and Summary of Information around the control of liquor in public places for consideration and discussion at a future Planning and Regulatory Committee meeting.

CARRIED

11.28 am Cr Lawley left the meeting.

7 PRESENTATION BY ENVISION NZ LIMITED ON WASTE MINIMISATION AND RESOURCE RECOVERY BILL

This item was dealt with after Item 4: Confirmation of Minutes.

8 DOG CONTROL ACT 1996 – PUBLIC SAFETY POLICY OPTIONS AND DOG CONTROL AMENDMENT BILL

280/2008

MOVED by Cr Corban, seconded Cr Chan:

1. That the Dog Control Act 1996 - Public Safety Policy Options and Dog Control Amendment Bill report be received.
2. That the submission on the Department of Internal Affairs discussion document *Improving Public Safety under the Dog Control Act 1996: Policy Options* be approved.
3. That Council's submission on the Dog Control Amendment Bill (No. 2) forwarded by the Chief Executive Officer to the Local Government and Environment Select Committee be ratified.
4. That Council's submission on the discussion document *Improving Public Safety under the Dog Control Act 1996: Policy Options* be forwarded to the Department of Internal Affairs.

CARRIED

9 LAPSING OF DESIGNATIONS

281/2008

MOVED by Cr Battersby, seconded Cr Jolley:

1. That the Lapsing of Designations report be received.
2. That pursuant to Section 184 and 184A of the Resource Management Act 1991, the lapsing of designations attached at pages A120 to A125 to the Agenda as being 'still required' are rolled over for a further 5 years.

CARRIED

PART D - REPORTS FROM THE SUBCOMMITTEES

10 SWIMMING POOL EXEMPTION SUBCOMMITTEE

282/2008

MOVED by Cr Battersby, seconded Cr Jolley:

That the Meeting report of the Swimming Pool Exemption Subcommittee held on Thursday, 21 February 2008 be received.

CARRIED

11.32 am

The Chairman thanked Members for their attendance and attention to business and declared the meeting closed.

CONFIRMED AT A MEETING OF THE PLANNING AND REGULATORY COMMITTEE HELD ON

DATE:.....

CHAIRMAN:.....