

**MINUTES OF A MEETING OF THE PLANNING AND REGULATORY COMMITTEE HELD
IN THE COUNCIL CHAMBER, WAITAKERE CENTRAL, 6 HENDERSON VALLEY
ROAD, HENDERSON, WAITAKERE, ON TUESDAY, 11 NOVEMBER 2008,
COMMENCING AT 9.32 AM**

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PRESENT: Councillors VS Neeson, JP (Chairman)
DQ Battersby, JP
LA Cooper, JP
AK Corban, OBE, JP
MM Jolley
PG Mitchell

Deputy Mayor PA Hulse (ex-officio) (from 9.35 am until 10.59 am)

OBSERVERS: Councillor BA Brady, JP

IN ATTENDANCE: Group Manager: Planning & Community Services
Legal Services Manager
Manager: Animal Welfare
Team Manager: Operational Compliance
Team Leader Legal: Regulatory
Team Leader: Sustainable Management
Contract Solicitor
Planner: Policy Implementation
Manager: Field Services
Committee Secretary: D Tukutama

ALSO

IN ATTENDANCE: M Absolum, Landscape Architects, Melean Absolum Limited

PART A - OPENING OF MEETING

1 APOLOGIES

1918/2008

MOVED by Cr Cooper, seconded Cr Jolley:

That apologies from Crs Chan, Flaunty and Lawley for absence 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

1919/2008

MOVED by Cr Mitchell, seconded Cr Battersby:

The Planning and Regulatory Committee resolved to:

Receive the minutes of the meeting of the Planning and Regulatory Committee held on Tuesday, 7 October 2008, as circulated, and that they be taken as read and now be confirmed.

CARRIED

PRECEDENCE OF BUSINESS

1920/2008

MOVED by Cr Neeson, seconded Cr Mitchell:

That Part C - District Plan/Structure Plans, Item 8: Proposed Plan Change 29: Coastal Amenity Strip, be accorded precedence at this time.

CARRIED

PART C - DISTRICT PLAN/STRUCTURE PLANS

8 PROPOSED PLAN CHANGE 29: COASTAL AMENITY STRIP

1921/2008

MOVED by Cr Cooper, seconded Cr Jolley:

The Planning and Regulatory Committee resolved to:

1. **Receive** the Proposed Plan Change 29: Coastal Amenity Strip report.
2. **Agree** that Council officers consult further with key stakeholders and affected communities regarding the proposed Plan Change 29: Coastal Amenity Strip on the issues raised in the report and to report back the results of the consultation to a future meeting of the Planning and Regulatory Committee for further consideration.

CARRIED

The Order of Business resumed at Item 5: Legal Update (As At 31 October 2008).

PART B - REGULATORY/ENFORCEMENT

5 LEGAL UPDATE (AS AT 31 OCTOBER 2008)

1922/2008

MOVED by Cr Cooper, seconded Cr Hulse:

The Planning and Regulatory Committee resolved to:

Receive the Legal Update (As At 31 October 2008) report.

CARRIED

6 ENFORCEMENT AND PROSECUTION PROCESSES

1923/2008

MOVED by Cr Mitchell, seconded Cr Jolley:

The Planning and Regulatory Committee resolved to:

1. **Receive** the Enforcement And Prosecution Processes report.
2. **Direct** the Chief Executive Officer to undertake a review of Council's enforcement and prosecution policies with a view to ensuring that they are relevant and accurate and consistently applied across the Council, and report the outcome of that review back to the Planning and Regulatory Committee at the meeting to be held in March 2009.

CARRIED

7 DOG CONTROL ACT 1996, SECTION 10A - ANNUAL REPORT FOR THE YEAR ENDED 30 JUNE 2008

1924/2008

MOVED by Cr Battersby, seconded Cr Mitchell:

The Planning and Regulatory Committee resolved to:

1. **Receive** the Dog Control Act 1996, Section 10A - Annual Report For The Year Ended 30 June 2008 report.
2. **Agree** that the Dog Control Act 1996, Section 10A - Annual Report For The Year Ended 30 June 2008 be approved and sent to the Department of Internal Affairs within one month following the Planning and Regulatory Committee's meeting, 11 November 2008.
3. **Agree** that a public notice be issued advising that the Dog Control Act 1996, Section 10A - Annual Report for the Year Ended 30 June 2008 report has been approved and is available for inspection at Animal Welfare, Libraries and the public counter at Waitakere Central in accordance with Section 10A(3) of the Dog Control Act 1996.

CARRIED

PART C - DISTRICT PLAN/STRUCTURE PLANS

8 PROPOSED PLAN CHANGE 29: COASTAL AMENITY STRIP

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

10.59 am Cr Hulse left the meeting.

PART D - ENVIRONMENTAL MANAGEMENT

9 AUCKLAND REGIONAL POLICY STATEMENT REVIEW

1925/2008

MOVED by Cr Mitchell, seconded Cr Cooper:

The Planning and Regulatory Committee resolved to:

1. **Receive** the Auckland Regional Policy Statement Review report.

2. **Agree** to endorse the submission tabled at the Planning and Regulatory Committee, 11 November 2008, to the background document of the Auckland Regional Policy Statement Review.

CARRIED

PART E - NOTICES OF REQUIREMENT

10 CLARK STREET EXTENSION ROADING DESIGNATION

1926/2008

MOVED by Cr Battersby, seconded Cr Jolley:

The Planning and Regulatory Committee resolved to:

1. **Receive** the Clark Street Extension Roding Designation report.
2. **Agree** that the Chief Executive Officer be authorised to lodge the Notice of Requirement for the proposed Designation for the Clark Street Extension.
3. **Direct** the Chief Executive Officer to work with ONTRACK to obtain written approval for the Designation for the Clark Street Extension to sit within the existing Railway designation.

CARRIED

PART F - REPORT OF THE SUBCOMMITTEE

11 SWIMMING POOL EXEMPTION SUBCOMMITTEE

1927/2008

MOVED by Cr Battersby, seconded Cr Cooper:

The Planning and Regulatory Committee resolved to:

Receive the meeting report of the Swimming Pool Exemption Subcommittee held on Thursday, 25 September 2008.

CARRIED

11.30 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:.....