

**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, 10 FEBRUARY 2009,  
COMMENCING AT 9.32 AM**

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**PRESENT:** Councillors VS Neeson, JP (Chairman)  
Cr Flaunty, QSM, JP (Deputy Chairman)  
DQ Battersby, JP  
LA Cooper, JP (from 9.35 am)  
AK Corban, OBE, JP (from 9.33 am)  
PG Mitchell

Deputy Mayor PA Hulse (ex-officio) (from 9.37 am until 10.00 am)

**OBSERVER:** Councillor RP Dallow, QPM, JP

**IN ATTENDANCE:** Group Manager: Planning & Community Services  
Manager: Field Services  
Manager: Sustainable Management  
Project Manager: Wellbeing Collaboration  
Team Leader: Legal Regulatory  
Contract Solicitor  
Principal Advisor: Heritage  
Senior Planner: Policy Implementation  
Casual Planner: Policy Implementation  
Committee Secretary: D Tukutama

**PART A - OPENING OF MEETING**

**1 APOLOGIES**

45/2009

MOVED by Cr Battersby, seconded Cr Lawley:

That apologies from Crs Chan and Jolley for absence and Cr Cooper for lateness be received and sustained.

**CARRIED**

9.33 am Cr Corban entered the meeting.

9.35 am Cr Cooper entered the meeting.

**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**

46/2009

MOVED by Cr Cooper, seconded Cr Mitchell:

The Planning and Regulatory Committee resolved to:

**Receive** the minutes of the meeting of the Planning and Regulatory Committee held on Tuesday, 9 December 2008, as circulated, and that they be taken as read and now be confirmed.

**CARRIED**

**PART B - REGULATORY/ENFORCEMENT**

**5 LEGAL UPDATE (AS AT 31 JANUARY 2009)**

9.37 am Cr Hulse entered the meeting.

47/2009

MOVED by Cr Neeson, seconded Cr Mitchell:

The Planning and Regulatory Committee resolved to:

**Receive** the Legal Update (As at 31 January 2009) report.

**CARRIED**

**6 GAMBLING VENUE POLICY**

**DECLARATION OF INTEREST**

9.49 am Cr Flaunty declared an interest and withdrew from the table, taking no part in the discussion or decision on Item 6: Gambling Venue Policy.

10.00 am Cr Hulse left the meeting.

48/2009

MOVED by Cr Mitchell, seconded Cr Lawley:

The Planning and Regulatory Committee resolved to:

1. **Receive** the Gambling Venue Policy report.
2. **Agree** to endorse the attached documents with amendments, including the Statement of Proposal for Waitakere City Council's draft Gambling Venue Policy, for public consultation.

**CARRIED**

10.05 am Cr Flaunty returned to the table.

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

**7 MINOR ALTERATION TO DISTRICT PLAN DESIGNATION TRANSIT NEW ZEALAND 4 - UPPER HARBOUR CORRIDOR**

49/2009

MOVED by Cr Cooper, seconded Cr Flaunty:

The Planning and Regulatory Committee resolved to:

1. **Receive** the Minor Alteration To District Plan Designation Transit New Zealand 4 - Upper Harbour Corridor report.
2. **Agree** that the Waitakere City Operative District Plan be amended to give effect to the notice of requirement for the minor alteration to the existing designation known as Transit New Zealand 4 - Upper Harbour Corridor, without further formality.

**CARRIED**

**NOTE:** Pursuant to Standing Order 32.12 Cr Corban requested that his vote against the motion be recorded.

**8 PARTIAL REMOVAL OF DESIGNATION MD 1 - UPPER HARBOUR DRIVE**

50/2009

MOVED by Cr Battersby, seconded Cr Cooper:

The Planning and Regulatory Committee resolved to:

1. **Receive** the Partial Removal Of Designation MD 1 - Upper Harbour Drive report.
2. **Agree** that the Waitakere City Operative District Plan be amended to partially uplift designation MD 1 - Upper Harbour Drive.

**CARRIED**

**NOTE:** Pursuant to Standing Order 32.12 Cr Corban requested that his vote against the motion be recorded.

**9 PROPOSED PLAN CHANGE 28: HERITAGE**

51/2009

MOVED by Cr Mitchell, seconded Cr Lawley:

The Planning and Regulatory Committee resolved to:

1. **Receive** the Proposed Plan Change 28: Heritage report.
2. **Approve** Proposed Plan Change 28: Heritage that will list additional heritage buildings in the Heritage Appendix of the District Plan and reflect those changes in the District Plan Maps.
3. **Agree** that Proposed Plan Change 28: Heritage be publicly notified in accordance with the provisions of the Resource Management Act 1991.

**CARRIED**

**PART D - ENVIRONMENTAL MANAGEMENT**

**10 WAITAKERE CITY COUNCIL SUBMISSION ON THE PROPOSED NATIONAL POLICY STATEMENT ON FRESHWATER MANAGEMENT 2008**

52/2009

MOVED by Cr Cooper, seconded Cr Lawley:

The Planning and Regulatory Committee resolved to:

1. **Receive** the Waitakere City Council Submission On The Proposed National Policy Statement On Freshwater Management 2008 report.
2. **Approve** retrospectively the Waitakere City Council submission to the Minister for the Environment on the Proposed National Policy Statement on Freshwater Management 2008.

**CARRIED**

**PART E - REPORT OF THE SUBCOMMITTEE**

**11 SWIMMING POOL EXEMPTION SUBCOMMITTEE**

53/2009

MOVED by Cr Battersby, seconded Cr Flaunty:

The Planning and Regulatory Committee resolved to:

**Receive** the meeting report of the Swimming Pool Exemption Subcommittee held on Thursday, 18 December 2008.

**CARRIED**

10.28 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:**.....