

**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 AUGUST 2010,
COMMENCING AT 9.32 AM**

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PRESENT:

Councillors	VS	Neeson, JP (Chairman) (until 10.32 am)
	DQ	Battersby, QSM, JP (presiding from 10.33 am)
	BA	Brady, JP
	JM	Clews, QSO, JP
	RI	Clow (from 9.35 am)
	LA	Cooper, JP (from 9.33 am)
	AK	Corban, OBE, JP (from 9.35 am)
	RP	Dallow, QPM, JP
	MM	Jolley
	JP	Lawley, JP
	PG	Mitchell (from 9.33 am)
Deputy Mayor	PA Hulse (ex-officio) (from 9.50 am)	

IN ATTENDANCE:

Group Manager: Planning & Community Services
Manager: Animal Welfare
Manager: Field Services
Contract Solicitor: D Collins
Senior Resource Planner
Committee Secretary: D Tukutama

ALSO IN ATTENDANCE:

P Hall, Boffa Miskell

PART A - OPENING OF MEETING

1 APOLOGIES

1090/2010

MOVED by Cr Neeson, seconded Cr Brady:

That apologies from Crs Chan and Flaunty for absence, and Cr Hulse for lateness, be received and sustained.

CARRIED

2 URGENT BUSINESS

There was no Urgent Business.

3 CONFLICTS OF INTEREST

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

1091/2010

MOVED by Cr Dallow, seconded Cr Lawley:

The Planning and Regulatory Committee resolved to:

Receive the minutes of the meeting of the Planning and Regulatory Committee held on Tuesday, 13 July 2010, as circulated, and that they be taken as read and now be confirmed.

CARRIED

PRECEDENCE OF BUSINESS

1092/2008

MOVED by Cr Neeson, seconded Cr Battersby:

That Part C - District Plan/Structure Plans, Item 7: Pakanui Structure Plan - Private Plan Change Application be accorded precedence at this time.

CARRIED

PART C - DISTRICT PLAN / STRUCTURE PLANS

7 PAKANUI STRUCTURE PLAN – PRIVATE PLAN CHANGE APPLICATION

9.33 am Crs Cooper and Mitchell entered the meeting.

9.35 am Crs Clow and Corban entered the meeting.

9.50 am Cr Hulse entered the meeting.

1093/2010

MOVED by Cr Mitchell, seconded Cr Cooper:

The Planning and Regulatory Committee resolved to:

1. **Receive** the Pakanui Structure Plan - Private Plan Change Application report.
2. **Receive** the private plan change request from the Bromley Park Hatcheries (on behalf of the Pakanui Development Group) for the notification of the Pakanui Structure Plan.
3. **Agree** to accept the private plan change for notification subject to the receipt of further information relating to the number of additional habitable buildings currently established.

CARRIED

The Order of Business resumed at Part B - Regulatory/Enforcement, Item 5: Legal Update (As At 31 July 2010).

PART B - REGULATORY/ENFORCEMENT

5 LEGAL UPDATE (AS AT 31 JULY 2010)

1094/2010

MOVED by Cr Neeson, seconded Cr Clews:

The Planning and Regulatory Committee resolved to:

Receive the Legal Update (as at 31 July 2010) report.

CARRIED

6 DOG CONTROL ACT 1996, SECTION 10A, ANNUAL REPORT FOR YEAR ENDED 30 JUNE 2010

1095/2010

MOVED by Cr Neeson, seconded Cr Dallow:

The Planning and Regulatory Committee resolved to:

1. **Receive** the Dog Control Act 1996, Section 10A, Annual Report for the Year Ended 30 June 2010 report.
2. **Agree** that the Dog Control Act 1996, section 10A, Annual Report for the Year Ended 30 June 2010, be approved and sent to the Department of Internal Affairs within one month following the Planning and Regulatory Committee's meeting on 10 August 2010.
3. **Agree** that a public notice be published advising that the Dog Control Act 1996, section 10A - Annual Report for the Year Ended 30 June 2010, 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.
4. **Agree** to give thank to Neil Wells – Manager: Animal Welfare and his team, on behalf of the Planning and Regulatory Committee and Waitakere for leading the region in Animal Welfare matters.

CARRIED

PART C - DISTRICT PLAN / STRUCTURE PLANS

7 PAKANUI STRUCTURE PLAN – PRIVATE PLAN CHANGE APPLICATION

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

PART D - PUBLIC EXCLUDED MATTER

8 OBJECTION TO DISQUALIFICATION AS A DOG OWNER BY NATALIE LYNNE REEVES, FORMERLY OF 56A GLENGARRY ROAD, GLEN EDEN

1096/2010

MOVED by Cr Lawley, seconded Cr Clews:

That the public be excluded from the following part of the proceedings of this meeting, namely Objection to Disqualification as a Dog Owner by Natalie Lynne Reeves, formerly of 56A Glengarry Road, Glen Eden.

1. 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.
Objection to Disqualification as a Dog Owner by Natalie Lynne Reeves, formerly of 56A Glengarry Road, Glen Eden	The withholding of information is necessary in order to: <ul style="list-style-type: none"> • Protect the privacy of natural persons, including that of deceased natural persons. 	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.

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)(a) of that Act which would be prejudiced by the holding of the relevant part of the proceedings of the meeting in public as follows:

- *To protect the privacy of natural persons, including that of deceased natural persons.*
2. That Natalie Lynn Reeves be permitted to remain at this meeting, after the public has been excluded, because of her knowledge of the matter to be discussed. This knowledge, which will be of assistance in relation to the matter to be discussed, is relevant to that matter because of background information and advice which will be required by the Council when assessing options available to it and in explaining any decision to the community.

CARRIED

10.26 am The public were excluded.

Minute Number 1097/2010 is recorded in the confidential section of these minutes.

11.15 am The public were re-admitted.

RESTATEMENT

The Committee resolved while the public were excluded (Moved by Cr Clow, seconded Cr Battersby) (Resolution 1097/2010 No. 3) ***“Agree that the Objection to Disqualification as a Dog Owner by Natalie Lynne Reeves, formerly of 56A Glengarry Road, Glen Eden report and associated resolutions remain confidential until such time as the reasons for confidentiality no longer exist.”***

11.16 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:.....