



**MINUTES OF MEETING OF THE
RESOURCE MANAGEMENT & REGULATORY
COMMITTEE**

**HELD IN THE COUNCIL CHAMBERS, 35 COLES CRESCENT, PAPA KURA ON
TUESDAY 8TH SEPTEMBER 2009 COMMENCING AT 1.01 P. M.**

PRESENT:

Chairperson	Clr Conroy	
Deputy Chairperson	Clr Jones	
	Clr Auva'a	(from 1.02pm, until 2.24pm)
	Clr Catchpole	
	Clr Goldsmith	
	Clr O'Connor	(until 2.24pm)
	Clr Pringle	

ATTENDING:

J Hames	Director Policy & Democracy Services
G McCarrison	Director Regulatory Services
R Seth	Democracy Services Officer
S Andrewartha	Manager Resource Consents
S Hull	Manager Building & Environmental Health
A Christensen	Community Services Planner
N Savage	Senior Policy Planner
E Clark	Policy Advisor
M Baker	Communications Advisor

PAPAKURA DISTRICT COUNCIL

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PAPAKURA DISTRICT COUNCIL

**MINUTES FOR THE MEETING OF THE RESOURCE MANAGEMENT AND
REGULATORY COMMITTEE HELD IN THE COUNCIL CHAMBERS,
35 COLES CRESCENT, PAPAKURA ON TUESDAY 8TH SEPTEMBER 2009
COMMENCING AT 1.01 P.M.**

1. APOLOGIES

CLR CONROY MOVED
CLR PRINGLE SECONDED

THAT THE APOLOGIES RECEIVED ON BEHALF OF CLR PIGGOTT, HIS
WORSHIP THE MAYOR FOR ABSENCE AND CLR AUVA'A FOR LATENESS BE
SUSTAINED.

CARRIED

2. CONFIRMATION OF MINUTES

- (a) That the Minutes of the Resource Management and Regulatory Committee Meeting held on Tuesday 11th August 2009 be confirmed.

CLR CONROY MOVED
CLR PRINGLE SECONDED

- (A) THAT THE MINUTES OF THE RESOURCE MANAGEMENT AND
REGULATORY COMMITTEE MEETING HELD ON TUESDAY 11TH AUGUST
2009 BE CONFIRMED.

CARRIED

3. DEPUTATIONS AND PETITIONS

4. PLAN CHANGES

**(a) STATUS SCHEDULE OF PROPOSED
DISTRICT PLAN CHANGES - SUMMARY**

REPORTING OFFICER: Nathanael Savage
Senior Policy Planner

ATTACHMENT: Plan Change Schedule as of September 2009
(Attachment No. 1)

RECOMMENDATIONS

1. That the information be received.

CLR CONROY MOVED
CLR JONES SECONDED

1. THAT THE INFORMATION BE RECEIVED.

CARRIED

4. PLAN CHANGES

(b) PAPAURA DISTRICT PLAN – CLAUSE 20A CHANGES

REPORTING OFFICER: Nathanael Savage
Senior Policy Planner

ATTACHMENT: Summary of proposed cl20A changes
District Plan text as amended by cl20A changes

(Attachment No. 2)

RECOMMENDATIONS

1. That the information be received.
2. That pursuant to Clause 20A of the First Schedule of the Resource Management Act 1991, Council approve under seal the Clause 20A amendments numbered 59 to 71 to the Operative Papakura District Plan, described in the attachments to this report.

CLR CONROY MOVED
CLR JONES SECONDED

1. THAT THE INFORMATION BE RECEIVED.
2. THAT PURSUANT TO CLAUSE 20A OF THE FIRST SCHEDULE OF THE RESOURCE MANAGEMENT ACT 1991, COUNCIL APPROVE UNDER SEAL THE CLAUSE 20A AMENDMENTS NUMBERED 59 TO 71 TO THE OPERATIVE PAPAURA DISTRICT PLAN, DESCRIBED IN THE ATTACHMENTS TO THIS REPORT EXCLUDING THE AMENDMENT NUMBER 66, OLIVE TREE.

CARRIED

This item was dealt with at 1.22pm after item 6(b).

5. OTHER PLANNING MATTERS

6. REGULATORY AND ENFORCEMENT

(a) ANNUAL REPORT DISTRICT LICENSING AGENCY

REPORTING OFFICER: Steve Hull
Secretary, District Licensing Agency
June Walden
Licensing Inspector

ATTACHMENT: Annual Report Papakura District Licensing Agency

(Attachment No. 3)

RECOMMENDATIONS

1. That the information be received.
2. That the Committee endorse the Annual Report of the District Licensing Agency.

CLR CONROY MOVED
CLR PRINGLE SECONDED

1. THAT THE INFORMATION BE RECEIVED.
2. THAT THE COMMITTEE ENDORSE THE ANNUAL REPORT OF THE DISTRICT LICENSING AGENCY.

CARRIED

This item was dealt with at 1.06pm after item 4(a).

6. REGULATORY AND ENFORCEMENT

**(b) OBJECTION TO NOISE ABATEMENT
NOTICE FOR "DEACON" AT 8 OREGON
PLACE, PAPA KURA**

**REPORTING OFFICER: Graeme McCarrison
Director Regulatory Services**

**ATTACHMENT: Report on Noise Abatement Notice dated 4
August 2009**

**Letter of objection from Christopher
Abernethy dated 11 May 2009**

(Attachment No. 4)

RECOMMENDATIONS

1. That the information be received.
2. That the objection under Section 55 (2) of the Dog Control Act 1996 to the issuing of a Noise Abatement Notice under Section 55 for "Deacon" at 8 Oregon Place, Papakura be rescinded under the condition that any further substantiated complaints of excessive barking will result in the notice being re-issued to the dog owner.

CLR CONROY MOVED
CLR PRINGLE SECONDED

1. THAT THE INFORMATION BE RECEIVED.
2. THAT THE OBJECTION UNDER SECTION 55 (2) OF THE DOG CONTROL ACT 1996 TO THE ISSUING OF A NOISE ABATEMENT NOTICE UNDER SECTION 55 FOR "DEACON" AT 8 OREGON PLACE, PAPA KURA BE RESCINDED UNDER THE CONDITION THAT ANY FURTHER SUBSTANTIATED COMPLAINTS OF EXCESSIVE BARKING WILL RESULT IN THE NOTICE BEING RE-ISSUED TO THE DOG OWNER.

CARRIED

This item was dealt with at 1.11pm after item 6(a).

Item 4(b) was dealt with at 1.22pm after this item.

6. REGULATORY AND ENFORCEMENT

**(c) NOTICE OF REQUIREMENT FOR HINGAIA
PRIMARY SCHOOL AND EARLY
CHILDHOOD EDUCATION CENTRE
DESIGNATION – RECOMMENDATION OF
HEARING PANEL**

**REPORTING OFFICER: Marian Whitehead
Senior Resource Consents Planner**

**ATTACHMENT: Report and recommendation of the Hearing
Panel**

(Attachment No. 5)

RECOMMENDATIONS

1. That the information be received.
2. That the attached recommendation of the Hearings Panel on the notice of requirement by the Minister of Education for:
 - the construction, undertaking, establishment, management, operation, and maintenance of early childhood and primary school facilities; and
 - every use of the land for education purposes where the relevant education authority constructs, undertakes, establishes, manages, operates, or maintains land for such work or use

at 171 Hingaia Road being described as Part Lot 2 DP 201220 shown as Section 1 on SO 393559, be adopted as the Council recommendation to the Minister of Education, pursuant to section 171(2) of the Resource Management Act 1991.

CLR JONES MOVED
CLR AUVA'A SECONDED

1. THAT THE INFORMATION BE RECEIVED.
2. THAT THE ATTACHED RECOMMENDATION OF THE HEARINGS PANEL ON THE NOTICE OF REQUIREMENT BY THE MINISTER OF EDUCATION FOR:
 - THE CONSTRUCTION, UNDERTAKING, ESTABLISHMENT, MANAGEMENT, OPERATION, AND MAINTENANCE OF EARLY CHILDHOOD AND PRIMARY SCHOOL FACILITIES; AND
 - EVERY USE OF THE LAND FOR EDUCATION PURPOSES WHERE THE RELEVANT EDUCATION AUTHORITY CONSTRUCTS, UNDERTAKES, ESTABLISHES, MANAGES, OPERATES, OR MAINTAINS LAND FOR SUCH WORK OR USE

AT 171 HINGAIA ROAD BEING DESCRIBED AS PART LOT 2 DP 201220 SHOWN AS SECTION 1 ON SO 393559, BE ADOPTED AS THE COUNCIL RECOMMENDATION TO THE MINISTER OF EDUCATION, PURSUANT TO SECTION 171(2) OF THE RESOURCE MANAGEMENT ACT 1991.

CARRIED

This item was dealt with at 1.28pm after item 4(b).

6. REGULATORY AND ENFORCEMENT

(d) REGULATORY SERVICES REPORT FOR JULY 2009

**REPORTING OFFICER: Graeme McCarrison
Director Regulatory Services**

**ATTACHMENT: Statistical Data
Food Grading List of Premises
(Attachment No. 6)**

RECOMMENDATION

1. That the information be received.

CLR CONROY MOVED
CLR O'CONNOR SECONDED

1. THAT THE INFORMATION BE RECEIVED.

CARRIED

CLR CONROY MOVED
CLR PRINGLE SECONDED

THAT THE MEETING BE ADJOURNED FROM 1.40 PM UNTIL 1.55 PM.

CARRIED

The meeting reconvened at 1.58pm.

6. REGULATORY AND ENFORCEMENT

(e) BYLAW REVIEW HEARINGS

REPORTING OFFICER: Erin Clarke
Policy Advisor

ATTACHMENT: Summary of submissions from those who wish to be heard by the committee

Copies of submissions

(Attachment No. 7)

RECOMMENDATIONS

1. That the information be received.

CLR CONROY MOVED
CLR PRINGLE SECONDED

1. THAT THE INFORMATION BE RECEIVED.

CARRIED

7. NOTICES OF MOTION

8. CONFIDENTIAL

The meeting closed at 2.25pm.

CONFIRMED THIS 13TH DAY OF OCTOBER 2009

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CHAIR