



MINUTES

Planning and Regulations Committee Meeting

2 March 2021

**MINUTES OF MACKENZIE DISTRICT COUNCIL
PLANNING AND REGULATIONS COMMITTEE MEETING
HELD AT THE COUNCIL CHAMBERS, FAIRLIE
ON TUESDAY, 2 MARCH 2021**

PRESENT: Cr Anne Munro (chairperson), Cr Stuart Barwood, Deputy Mayor James Leslie, Mayor Graham Smith, Cr Emily Bradbury, Cr Murray Cox, Cr Matt Murphy

IN ATTENDANCE: Not noted

1 OPENING

The chairperson opened the meeting and welcomed everyone.

2 APOLOGIES

Apologies were received from chief executive Suzette van Aswegen and governance advisor Arlene Goss.

3 DECLARATIONS OF INTEREST

There were no declarations of interest.

4 VISITORS

There were no visitors.

5 REPORTS

5.1 MINUTES OF PLANNING AND REGULATIONS COMMITTEE MEETING - 15 DECEMBER 2020

COMMITTEE RESOLUTION PRC/2021/98

Moved: Cr Stuart Barwood

Seconded: Cr Matt Murphy

That the Minutes of the Planning and Regulations Committee Meeting held on Tuesday 15 December 2020 be received and confirmed as an accurate record of the meeting.

CARRIED

5.2 RESOURCE CONSENTING UPDATE

The purpose of the report was to update the Planning and Regulations Committee on resource consenting activities related to the Planning Team. Aaron Hakkaart spoke to this report.

Processing timeframe targets were achieved through December and January, although numbers were down on last year. A number of consents were sitting because applicants had requested a hold.

5.3 UPDATE ON POLICIES AND BYLAW REVIEW

The purpose of the report was to update the committee on the review of council's policies and bylaws. Council also has several new bylaws that are recommended to be introduced, being:

- The Mackenzie District Council Keeping of Animals, Poultry and Bees Bylaw 2021; and
- The Mackenzie District Council Parking Bylaw 2021.

All policies and bylaws will be consulted upon in accordance with statutory requirements. Additional pre-engagement will also occur on many of the policies and bylaws to ensure they meet the needs of the community.

Council workshopped the parking bylaw late last year. Draft bylaw still there, looking to engage further with wider community then go through the formal process to actually adopt it.

If we go out with 10 different bylaws two weeks apart it can cause difficulty, if we go out with all at once, can carry out process much more efficiently.

Early engagement was being worked on to carry out those that need to be passed by end of year and so we meet our requirements under the Local Government Act.

5.4 UPDATE ON SPATIAL PLAN AND DISTRICT PLAN REVIEW PROJECTS

The purpose of the report was to update the Planning and Regulatory Committee on the Spatial Planning and District Plan Review projects.

Spatial Plans to be finalised and adopted by the end of the financial year. Will need to procure some support for heavy engagements and the community, staff and elected members to carry that.

5.5 UPDATE ON PLAN CHANGE 18

The purpose of the report was to update the committee on progress with Plan Change 18 to the Operative Mackenzie District Plan 2004.

Plan Change 18 was notified in December 2017 as part of Stage One to the District Plan Review. Proposed Plan Change 18 inserts Section 19 – Indigenous Biodiversity - into the District Plan, which focuses on managing indigenous biodiversity. Revised rules controlling indigenous vegetation clearance are included in the new Section 19, and the existing indigenous vegetation clearance rules in Section 7 – Rural are deleted. Plan Change 18 has immediate legal effect within the Mackenzie Basin Subzone. 21 submissions were received on Plan Change 18 with 13 further submissions also received.

The Hearing for Plan Change 18 will be heard by independent Commissioners between the 8th – 11th of March 2021.

5.6 MACKENZIE DISTRICT COUNCIL SUBMISSION ON THE WATER SERVICES BILL

The purpose of this report was to consider the draft submission on the Water Services Bill prepared on behalf of Council, and suggest any changes prior to resolving that the submission be lodged with the Select Committee. The submission was not attached to the agenda, but was circulated before the meeting.

COMMITTEE RESOLUTION PRC/2021/99

Moved: Cr Stuart Barwood

Seconded: Mayor Graham Smith

1. That the report be received.
2. That a submission on the Water Services Bill be lodged with the Health Committee by Mackenzie District Council.

CARRIED

5.7 REPORT ON COUNCIL BUILDING CONTROL AUTHORITY

The committee received a Building Control Management report for January 2021, for their information.

This is the first time this report has been generated and presented to Council. The report is based on reporting compliance against Councils Quality Policy and Manual with regards to its activities as a Building Control Authority (BCA).

Staff will present reports to the committee on a regular basis.

5.8 COMPLIANCE ENFORCEMENT POLICY

The Mackenzie District Council Organisation Review in 2018 identified a gap in regulatory policy; that Council did not have a Regulatory Compliance Enforcement Policy. This policy has been drafted to address this.

This policy provides guidance both internally and for the public about how Council intends to deliver the statutory requirements to make sure national legislature and district bylaws are complied with.

Discussion took place on the need to allocate resources to ensure this policy was followed through.

<p>COMMITTEE RESOLUTION PRC/2021/100</p> <p>Moved: Cr Murray Cox Seconded: Cr Emily Bradbury</p> <p>1. That the report be received. 2. That the new Compliance Enforcement Policy be adopted by Council.</p> <p style="text-align: right;">CARRIED</p>

6 PUBLIC EXCLUDED

RESOLUTION TO EXCLUDE THE PUBLIC

<p>COMMITTEE RESOLUTION PRC/2021/101</p> <p>Moved: Cr Anne Munro Seconded: Cr Stuart Barwood</p> <p>That the public be excluded from the following parts of the proceedings of this meeting.</p> <p>The general subject matter of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter, and the specific grounds under section 48 of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:</p>		
General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under section 48 for the passing of this resolution
<p>6.1 - Update on Monitoring and Compliance Activities</p>	<p>s6(a) - the making available of the information would be likely to prejudice the maintenance of the law, including the prevention, investigation, and detection of offences, and the right to a fair trial</p> <p>s7(2)(a) - the withholding of the information is necessary to protect the privacy of natural persons, including that of deceased natural persons</p>	<p>s48(1)(a)(i) - 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 under section 6 or section 7</p>
<p>6.2 - Minutes of Public Excluded Planning and Regulations Committee Meeting - 15 December 2020</p>	<p>s7(2)(b)(ii) - the withholding of the information is necessary to protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information</p>	<p>s48(1)(a)(i) - 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 under section 6 or section 7</p>

<p>6.3 - Procurement of Services for Spatial Plan and District Plan Review Projects</p>	<p>s7(2)(b)(ii) - the withholding of the information is necessary to protect information where the making available of the information would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information</p>	<p>s48(1)(a)(i) - 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 under section 6 or section 7</p>
<p>CARRIED</p>		

COMMITTEE RESOLUTION PRC/2021/102

Moved: Cr Emily Bradbury
 Seconded: Cr Matt Murphy

That the Planning and Regulations Committee moves out of closed meeting into open meeting.

CARRIED

The Meeting closed at .

The minutes of this meeting were confirmed at the Planning and Regulations Committee Meeting held on .

.....
CHAIRPERSON