

**MINUTES OF AN EXTRAORDINARY MEETING OF THE HURUNUI DISTRICT  
COUNCIL HELD IN THE COUNCIL CHAMBERS, 66 CARTERS ROAD AMBERLEY  
ON TUESDAY 17 FEBRUARY 2009 AT 9.30 AM**

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**PRESENT:** Mayor Jackson (Chairperson), Councillors W Dalley, V Daly, W Doody, M Malthus, J Meikle, K Prenter, A Smart.

**APOLOGIES:** Councillors R Black, J Coster.

MOVED THAT THE APOLOGIES BE ACCEPTED.

Jackson/Meikle

CARRIED

**IN ATTENDANCE:** Mr A Dalziel (Chief Executive Officer), Mrs M Brown (Council Secretary).

**PART MEETING:** Mrs J Batchelor (Customer Services Manager) Mr A Feierabend (Manager Environmental Services), Ms J Weaver (Policy Planner), Mr B Yates (Manager of Engineering Services). Mr J Beck (Manager of Financial Services) Ms A van der Monde (Manager of Community and Corporate Services), Ms H Rigg (Consents Planner), Miss L Atkins (Customer Service Planning), Mr A Parish (Policy Planner).

**BUSINESS:**

*Council were advised that the Treasury Policy report will be addressed at the Council meeting on 26 February 2009.*

**1. URGENT BUSINESS**

**1.1 STATUS OF THE HURUNUI CONSERVATION ORDER**

**1.2 UPDATE FROM THE REGIONAL TRANSPORT COMMITTEE**

**2. AFFIRMATION**

The affirmation was read by Mayor Jackson.

### **3. CONFLICT OF INTEREST DECLARATIONS**

Nil

### **4. RECORDING DEVICE**

The Councillors were advised that a recording device was in use for the purpose of accurately recording the minutes.

### **5. BUSINESS**

#### **5.1 RECOMMENDATIONS OF THE HEARING COMMITTEE FOR THE PROPOSED PLAN CHANGE 13 - AMBERLEY**

The Manager of Environmental Services reported that the Hearing Panel was established to consider the Proposed Plan Change 13. The Panel prepared a report that consisted of 20 recommendations. There were a comprehensive set of reasons that responded to the issues and the submissions that were received.

Mayor Jackson tabled presentation notes that provided a summary of the historical information from 2004 of the time frames, the key steps and events of the proposed Plan Change 13. This information was read out to Council by Mayor Jackson.

In summary the key stages were:

- Establishment of the Amberley Concept Plan presented to the public
- Council accepting the finalised Concept Plan
- Amberley Ward Committee recommended to Council to prepare a plan change
- An Amberley Town Plan Committee was established
- Council accepted the Draft Plan Change for pre-consultation and submissions sought
- Hearing Panel appointed and submissions heard
- Hearing Panel have made their recommendations to Council

Mayor Jackson commented on the point that the status and the legislative role of the Council in this Plan Change were important factors in determining the outcome. The zoning and the infrastructure were equally important factors to support the Plan Change.

It was also pointed out by Mayor Jackson that the growth and development for Amberley was born with the Amberley Ward Committee and the establishment of the Amberley Town Plan Committee.

Mayor Jackson expressed the opinion that this Plan Change was important to the development and vision for the growth of Amberley and must be considered in the content and the overall outcome. He sought confirmation from Council that their original vision for Amberley was unchanged and that it encompassed a comprehensive foundation and framework for sustainable growth and development across residential, business, industrial and servicing activities, and land uses with growth and development in synergy with other initiatives and opportunities.

THAT COUNCIL COMMITS TO THE CONTINUING DEVELOPMENT AND IMPLEMENTATION OF A GROWTH AND DEVELOPMENT STRATEGY FOR AMBERLEY BEYOND PLAN CHANGE 13, AND THAT THIS STRATEGY WILL BE DESIGNED NOT ONLY TO ACHIEVE THE VISION FOR AMBERLEY SPECIFIED IN OBJECTIVE 21, BUT WILL EXTEND IT TO ACHIEVE A WIDER SET OF OUTCOMES INCLUDING THE STRONGEST POSSIBLE LEVELS OF BUSINESS CONFIDENCE IN AMBERLEY, COUNCIL PERFORMANCE THAT EXHIBITS PROACTIVE PLANNING LEADERSHIP AND SERVICE DELIVERY AND POSITIVE RELATIONSHIPS WITH ALL EXISTING AND POTENTIAL INVESTORS AND DEVELOPERS IN AMBERLEY AND SURROUNDING AREAS.

COUNCIL REQUIRES THAT AN APPROPRIATE COMPREHENSIVE AND ROBUST WORK PLAN SUPPORTING THIS STRATEGY TO BE TABLED NO LATER THAN THE MARCH 2009 COUNCIL MEETING, AND THAT THIS WORK PLAN CONTAIN SUFFICIENT ACTION IN THE MARCH TO JUNE PERIOD SO THAT THE FIRST SIGNS OF ACHIEVEMENT OF THE THREE SPECIFIED OUTCOMES ARE EVIDENT BY 30 JUNE 2009, ALBEIT MEASURED QUALITATIVELY.

Jackson/Smart

CARRIED

Mayor Jackson asked that consideration now be given to the recommendations of the Hearing Panel on Plan Change 13. The Council staff were asked whether there were any new options that needed to be considered. Mr Feierabend advised that there were no new options regarding the Hearing Panel's decision.

Mayor Jackson questioned whether there were any other Council's that had accepted only parts of a plan change and was advised that legal opinions had been sought on these matters but had not been pursued any further.

John Milligan, Chair of the Hearing Panel presented to the Council a short summary of the key findings of the panel. A number of questions ensued from Councillors Prenter and Smart concerning the panel's view on why growth should be contained to the current urban boundary. Mr Milligan provided a detailed explanation relating to current demand and potential costs of inefficient use of

infrastructure if new development areas were brought into being. In the Panel's view this was inconsistent with the purposes of the Resource Management Act in the context of sustainable management of physical and natural resources.

THAT COUNCIL RESOLVES TO RECEIVE THE REPORT FROM THE HEARING PANEL ON PROPOSED PLAN CHANGE 13 – AMBERLEY.

THAT COUNCIL RESOLVED TO ADOPT THE RECOMMENDATIONS AND REASONS FOR DECISIONS OF THE HEARING PANEL AS ITS DECISION ON PROPOSED PLAN CHANGE 13 AND GIVE PUBLIC NOTICE OF THIS ACTION PURSUANT TO CLAUSE 10(3) OF THE RESOURCE MANGEMENT ACT 1991.

THAT THE INFRASTRUCTURE STRATEGIES BE UPDATED AS RECOMMENDED IN APPENDIX A OF THE HEARINGS PANELS FINDINGS AND BE BROUGHT BACK TO COUNCIL FOR APPROVAL.

Smart/Dalley

CARRIED

Mayor Jackson asked that Council staff now need to integrate the adoption of the Plan Change 13 recommendations into their work for the wider growth and development strategy and a work plan in line with the foregoing earlier resolution as part of their report back to Council by the required date.

*meeting adjourned for morning tea at 10.37 am*

*meeting resumed at 10.56 am.*

## **5.2 STATUS OF THE HURUNUI RIVER CONSERVATION ORDER**

Mr Feierabend updated Council regarding the next meeting to be held on 13 March 2009 to discuss procedural issues and those who will be taking part in the process with an exchange of evidence from these parties. The formal hearings will commence on 30 March 2009.

Council was questioned by Mr Feierabend on how it would want to proceed with this strategy, including bearing a share of the costs regarding witnesses' information and whether the support of others was needed on the matter. It was agreed that Cr Dalley, Cr Meikle, Mayor Jackson and Mr Feierabend form a working party and manage the process carefully and if need be, determine the need to share expert witnesses.

## **5.3 REGIONAL TRANSPORT COMMITTEE UPDATE**

Cr Dalley updated Council on the content of the last meeting of the Regional Transport Committee. It was pointed out that there is a ten year plan with the approved projects in mind and the associated funding issues. This has revealed a shortfall of Government funding and the need to either introduce tolling, or a regional fuel tax to fund these projects. A report from the meeting will be circulated to the Councillors on what had been discussed.

The matter of the consideration of the lowering of the blood alcohol level was also raised, as this was brought up at the last Road Safety Committee meeting. Derek Erasmus from the New Zealand Police has been invited to talk at the next Council meeting.

Cr Meikle raised the matter on the article titled **ZONING UPROAR**, that was on the front page of the Northern Outlook issue of 14 February 2009. Cr Meikle pointed out that there was absolutely no truth in what was suggested by Mr Munro who had been quoted as saying, "*...that there was a subversive element within the senior bureaucracy that managed to cleverly coerce well-intentioned panellists into continuing to freeze Amberley's growth into a time warp.*" Cr Meikle strongly objected to the remarks made.

MOVED SESSION INTO PUBLIC EXCLUDED SESSION.

Jackson/ Malthus

CARRIED

MOVED OUT OF THE PUBLIC EXCLUDED SESSION AND AGREED THAT WHAT WAS DISCUSSED IN COMMITTEE REMAIN PRIVATE AND CONFIDENTIAL.

Jackson/Smart

CARRIED

MEETING CLOSED AT 11.44 AM.

Confirmed\_\_\_\_\_Date\_\_\_\_\_