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**MINUTES**

**WEDNESDAY 14 SEPTEMBER 2011**

**1.01PM - 1.36PM  
1.19PM - 1.36PM (PUBLIC EXCLUDED)**

**Committee Room 1  
Ground Floor, Council Offices  
101 Wakefield Street  
Wellington**

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**PRESENT:**

Councillor Gill (Chair) (1.01pm - 1.36pm)  
Councillor Best (1.01pm - 1.36pm)  
Councillor Foster (1.14pm - 1.34pm)  
Councillor Lester (1.01pm - 1.34pm)  
Councillor Morrison (1.01pm - 1.36pm)  
Councillor Pepperell (1.01pm - 1.36pm)

**APOLOGIES:**

Mayor Wade-Brown  
Councillor Foster (for lateness)

**IN ATTENDANCE:**

Councillor Pannett

**DEMOCRATIC SERVICES OFFICER IN ATTENDANCE:**

Fiona Dunlop - Committee Adviser

054/11RP **APOLOGIES**  
(1215/53/IM)

**Moved Councillor Gill, seconded Councillor Lester, the motion that apologies for absence be accepted from Mayor Wade-Brown and apologies for lateness from Councillor Foster.**

**The motion was put and declared CARRIED.**

**RESOLVED:**

*THAT the Regulatory Processes Committee:*

1. *Accept apologies for absence from Mayor Wade-Brown.*
2. *Accept apologies for lateness from Councillor Foster.*

055/11RP **MINUTES FOR CONFIRMATION**  
(1215/53/IM)

**Moved Councillor Morrison, seconded Councillor Lester, the motion that the Regulatory Processes Committee approve the minutes of the ordinary meeting held on Wednesday 10 August 2011, having been circulated, be taken as an accurate record of that meeting.**

**The motion was put and declared CARRIED.**

**RESOLVED:**

*THAT the Regulatory Processes Committee:*

1. *Approve the minutes of the ordinary meeting held on Wednesday 10 August 2011, having been circulated, be taken as an accurate record of that meeting.*

056/11RP **CONFLICT OF INTEREST DECLARATIONS**  
(1215/53/IM)

**NOTED:**

1. Councillor Gill declared a conflict of interest in relation to Report 6 - Plan Change 72 and 73 Appeals. She advised that she would not take part in debate or vote on the matter.
2. Councillor Morrison declared a conflict of interest in relation to Report 4 - Granting of a Ground Lease to the Victoria Bowling Club Incorporated and would not vote on the matter.

057/11RP **PUBLIC PARTICIPATION**  
(1215/53/IM)

**NOTED:**

There was no public participation.

058/11RP **APPLICATION FOR EXEMPTION FROM THE FENCING OF SWIMMING POOLS ACT 1987** (1.02PM - 1.04PM)  
**- 11 CALCUTTA STREET**  
Report of Owen Williams - Team Leader Inspections, Building Consents and Licensing Services.  
(1215/53/IM) (REPORT 1)

**Moved Councillor Morrison, seconded Councillor Best, the substantive motion.**

**The substantive motion was put and was declared CARRIED.**

**RESOLVED:**

*THAT the Regulatory Processes Committee:*

1. *Receive the information.*
2. *Agree to grant an exemption for the double doors entering the pool area as it is deemed unreasonable in accordance with clause 11 of the schedule to the Act to require the applicant to reconfigure the existing doors.*
3. *Agree to impose the following conditions that need always be met by the applicant and any future owner of the property to enable this exemption to apply:*

*The doors entering the pool area are accepted to remain opening to the pool area as installed, provided that hardware is fitted and fully functional as listed below:*

- (a) *The doors have been fitted with an automatic door closure adjusted to close and latch automatically;*
- (b) *Latches and/or locks have been installed at above 1.5m from the finished floor level;*
- (c) *The doors must not be fitted with hold open devices.*

059/11RP **PROPOSED ROAD CLOSURES –25 NOVEMBER 2011 TO 3  
DECEMBER 2011** (1.04PM - 1.05PM)  
Report of Gael Reeves - Street Activities Coordinator.  
(1215/53/IM) (REPORT 2)

**Moved Councillor Morrison, seconded Councillor Best, the substantive motion.**

**The substantive motion was put and was declared CARRIED.**

**RESOLVED:**

*THAT the Regulatory Processes Committee:*

1. *Receive the information.*
2. *Note that recommendations in this report should not be amended without first carrying out further consultation with affected parties and verification from the Council's Traffic Engineer that the amendment is not likely to cause unreasonable impact on traffic.*
3. *Agree to close the following roads for the events as shown, to vehicles only, subject to the conditions listed in the Proposed Temporary Road Closure Impact Reports:*
  - (a) *For the White Ribbon Day Race event:*
    - (i) *Lambton Quay (seaward side only between Bunny Street and Panama Street, and then both sides from Panama Street to Willis Street)*
    - (ii) *Willis Street (between the Lambton Quay/Willeston Street intersection to Manners Street)*
    - (iii) *Mercer Street (between Willis Street and Victoria Street)*
    - (iv) *Victoria Street (between Harris Street and Mercer Street), on Friday 25 November 2011, from 11.50am to 12.20pm and;*
  - (b) *For the Kirkcaldies Charity Street Party event:*
    - (i) *Brandon Street – (between Featherston Street and Lambton Quay), on Saturday 26 November 2011, from 5am to 6pm and;*
  - (c) *For the Northern Wellington Festival and Christmas Parade event, Saturday 3 December 2011:*
    - (i) *Wanaka Street (6am to 4pm)*
    - (ii) *Dr Taylor Terrace (6am to 1.30pm)*
    - (iii) *Moorefield Road (between the Haumia Street and Johnsonville Road roundabouts – 10.45am to 12.30pm)*
    - (iv) *Moorefield Road (between the Johnsonville Road and Middleton Road roundabouts -11am to 12.30pm)*

- (v) *Rotoiti Street (closed to through traffic -11am to 12.30pm)*
- (vi) *Broderick Rd (Phillip Street to Johnsonville Road - 11am to 12.30pm)*
- (vii) *Johnsonville Road (between the Fraser Avenue intersection and the Moorefield Road roundabout - 11am to 12.30pm)*
- (viii) *Frankmoore Avenue (between Earp Street and Moorefield Rd - 11am to 12.30pm)*
- (ix) *Parking Restrictions 6.30am to 3pm - Moorefield Road (western side between Wanaka Street and Frankmoore Avenue)*
- (x) *Parking Restrictions 7am to 1pm - Bannister Avenue, Broderick Road (Bannister Avenue to Phillip Street), Phillip Street, Frankmoore Avenue (Phillip Street to Earp Street) and Earp Street*
- (xi) *Detour Route - Johnsonville Road, Fraser Avenue, Haumia Street, Bannister Avenue, Broderick Road, Phillip Street, Frankmoore Avenue, Earp Street, Ironside Road, Middleton Road and State Highway 1.*

060/11RP **GRANTING OF A GROUND LEASE TO THE MIRAMAR BOWLING CLUB INCORPORATED** (1.05PM - 1.13PM)  
 Report of Vanessa Whitwell - Property Adviser, Property Management and Amber Bill, Manager, Community Engagement & Reserves.  
 (1215/53/IM) (REPORT 3)

**Moved Councillor Gill, seconded Councillor Morrison, the substantive motion.**

**The substantive motion was put and was declared CARRIED.**

**RESOLVED:**

*THAT the Regulatory Processes Committee:*

1. *Receive the information.*
2. *Agree, subject to the terms and conditions noted below, the granting of a ground lease to the Miramar Bowling Club Incorporated in accordance with the Reserves Act 1977.*
3. *Note that the terms of the lease are as follows:  
 Location: 75A Darlington Road, Miramar  
 Term: 5 years  
 Annual Rental: \$3,124.00 per annum plus GST.*
4. *Note that any approval to grant the lease is conditional on:*

- (i) *appropriate consultation with Iwi being completed;*
- (ii) *the lease being publicly notified in accordance with section 119 and 120 of the Reserves Act 1977;*
- (iii) *there being no sustained objections resulting from the abovementioned consultation or notification; and*
- (iv) *the legal and advertising costs associated with preparing the lease is met by the Lessee.*

5. *Agree that Council officers will finalise and negotiate the lease details.*

061/11RP **GRANTING OF A GROUND LEASE TO THE VICTORIA BOWLING CLUB INCORPORATED** (1.13PM - 1.19PM)  
 Report of Vanessa Whitwell - Property Adviser, Property Management and Amber Bill, Manager, Community Engagement & Reserves.  
 (1215/53/IM) (REPORT 4)

**Moved Councillor Gill, seconded Councillor Best, the substantive motion.**

(Councillor Foster joined the meeting at 1.14pm.)  
 (Councillor Morrison withdrew from the table.)

**The substantive motion was put and was declared CARRIED.**

**RESOLVED:**

*THAT the Regulatory Processes Committee:*

1. *Receive the information.*
2. *Agree subject to the terms and conditions noted below, the granting of a ground lease to the Victoria Bowling Club Incorporated in accordance with the Reserves Act 1977.*
3. *Note that the terms of the lease are as follows:*  
*Location: 125 Pirie Street, Mt Victoria*  
*Term: 10 years*  
*Annual Rental: \$2,516.00 per annum plus GST*
4. *Note that any approval to grant the lease is conditional on:*
  - (i) *appropriate consultation with Iwi being completed;*
  - (ii) *the lease being publicly notified in accordance with section 119 and 120 of the Reserves Act 1977;*
  - (iii) *there being no sustained objections resulting from the abovementioned consultation or notification;*
  - (iv) *the legal and advertising costs associated with preparing the lease are met by the Lessee; and*

(v) *the lessee providing Council with a maintenance schedule of deferred maintenance to be undertaken within the next 10 years.*

5. *Agree that Council officers will finalise and negotiate the lease details.*

(Councillor Morrison returned to the table.)

062/11RP **RESOLUTION TO EXCLUDE THE PUBLIC**  
(1215/53/IM)

**Moved Councillor Gill, seconded Councillor Foster, the motion to exclude the public.**

**The motion was put and declared CARRIED.**

**RESOLVED:**

*THAT the Regulatory Processes Committee:*

1. *Pursuant to the provisions of the Local Government Official Information and Meetings Act 1987, resolve that the public be excluded from the following part of the proceedings of this meeting namely:*

*Report 5 - District Plan Change 73 - Suburban Centres Environment Court Appeal*

*Grounds: Section 48(1) (a) that public conduct of the whole or 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 7*

*Reason: Section 7(2) (g) maintain legal professional privilege.  
Section 7(2) (i) to enable the Council to carry out negotiations without prejudice or disadvantage*

*Report 6 - Plan Change 72 and 73 Appeals*

*Grounds: Section 48(1) (a) that public conduct of the whole or 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 7*

*Reason: Section 7(2) (g) maintain legal professional privilege.  
Section 7(2) (i) to enable the Council to carry out negotiations without prejudice or disadvantage*

*Report 7 - District Plan Change 48 Central Area Review*

*Grounds: Section 48(1) (a) that public conduct of the whole or 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 7*

*Reason: Section 7(2) (g) maintain legal professional privilege.  
Section 7(2) (i) to enable the Council to carry out negotiations without prejudice or disadvantage*

For items 063/11RP, 064/11RP, 065/11RP and 066/11RP, please see the public excluded minutes.

The meeting went into public excluded session at 1.19pm.

The meeting concluded at 1.36pm.

Confirmed: \_\_\_\_\_  
Chair  
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