
MINUTES

WEDNESDAY 12 DECEMBER 2012

**9.18am – 9.59am
9.52am – 9.59am (Public Excluded)**

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

PRESENT:

Councillor Gill (Chair) (9.18am – 9.47am, 9.51am – 9.59am)
Councillor Best (9.18am – 9.59am)
Councillor Lester (9.18am – 9.59am)
Councillor Morrison (9.18am – 9.59am)
Councillor Pepperell (9.18am – 9.25am, 9.26am - 9.59am)

APOLOGIES:

Mayor Wade-Brown
Councillor Foster (Council business)

101/12RP **APOLOGIES**
(1215/53/IM)

Moved Councillor Gill, seconded Councillor Best, the motion that the Regulatory Processes Committee receive apologies for absence from Mayor Wade-Brown and apologies for absence from Councillor Foster.

The motion was put and declared CARRIED.

RESOLVED:

THAT the Regulatory Processes Committee:

- 1. Receive apologies for absence from Mayor Wade-Brown and apologies for absence from Councillor Foster.*

102/12RP **MINUTES FOR CONFIRMATION**
(1215/53/IM)

Moved Councillor Morrison, seconded Councillor Best, the motion that the Regulatory Processes Committee approve the minutes of the ordinary meeting of Monday 19 November 2012, 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 of Monday 19 November 2012, having been circulated, be taken as an accurate record of that meeting.*

103/12RP **CONFLICT OF INTEREST DECLARATIONS**
(1215/53/IM)

NOTED:

Councillor Gill declared a conflict of interest in relation to Report 5 - Road Stopping and Disposal - 30A Seatoun Heights Road, Seatoun and advised that she would not take part in discuss or vote on the matter.

Moved Councillor Gill, seconded Councillor Lester, the motion that the Regulatory Processes Committee agree that Councillor Best chair the meeting for Report 5 due to Councillor Gill's conflict of interest.

The motion was put and declared CARRIED.

RESOLVED:

THAT the Regulatory Processes Committee:

- 1. Agree that Councillor Best chair the meeting for Report 5 due to Councillor Gill's conflict of interest.*

104/12RP **PROPOSED ROAD CLOSURES – JANUARY TO MARCH 2013**
Report of Charles Agate – Street Activities Co-ordinator
(1215/53/IM) (REPORT 1)

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

The substantive motion was put and declared CARRIED.

RESOLVED:

THAT the Regulatory Processes Committee:

1. *Receive the information.*
2. *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 Rugby 7's Street Parade – Assembly, Thursday 31 January 2013, from 7am to 1.30pm:*
 - (i) *Stout Street – between Lambton Quay and Ballance Street (Parade assembly only – no through traffic – access to Creative NZ dockway will be maintained).*
 - (ii) *Ballance Street – between Lambton Quay and Stout Street (Parade assembly only – no through traffic – access for Court vehicles will be maintained).*
 - (b) *For the Rugby 7's Street Parade – Parade, Thursday 31 January 2013, from 12.15pm to 1.30pm:*
 - (i) *Lambton Quay – between Whitmore and Willis Streets.*
 - (ii) *Willis Street – between Lambton Quay and Manners Street.*
 - (iii) *Mercer Street – between Willis and Victoria Streets.*
 - (iv) *Victoria Street – between Harris and Wakefield Streets.*
 - (v) *Wakefield Street – northern side between Victoria and Cuba Streets.*
 - (c) *For the Rugby 7's Street Closures – Saturday 2 February to Sunday 3 February 2013, from 5pm to 6am:*
 - (i) *Courtenay Place – between Cambridge Terrace and Taranaki Street.*
 - (ii) *Blair Street – between Courtenay Place and Wakefield Street (limited resident access).*
 - (iii) *Allen Street – between Courtenay Place and Wakefield Street (limited resident access).*
 - (iv) *Tory Street – between Wakefield and Tennyson Streets, including Holland Street and Forresters Lane (limited resident access).*
 - (v) *Taranaki Street – between Wakefield and Ghuznee Streets, including York Street, Lukes and Halleys Lanes (limited resident access)*
 - (vi) *Inglewood Place – between Taranaki and Dixon Streets (limited access to parking facility)*
 - (vii) *Dixon Street – between Taranaki and Victoria Streets, including Christeson Lane.*
 - (viii) *Manners Street – between Taranaki and Victoria Streets.*

- (ix) *Cuba Street – between Manners and Wakefield Streets.*
 - (d) *For the St Anthonys' School Gala event, Saturday 16 February 2013, from 10am to 4pm:*
 - (i) *Ludlam Street – between Ferry Street and Falkirk Avenue.*
 - (e) *For the 'Golden Mile' Road Race event, Saturday 23 February 2013, from 11am to 5pm:*
 - (i) *Lambton Quay – between Whitmore and Willis Streets.*
 - (ii) *Stout Street – between Lambton Quay and Ballance Street.*
 - (iii) *Waring Taylor Street – between Maginnity Street and Lambton Quay.*
 - (iv) *Johnston Street – between Lambton Quay and Featherston Street (exit from the parking facility will be maintained).*
 - (v) *Brandon Street – between Featherston Street and Lambton Quay.*
 - (vi) *Panama Street – between Lambton Quay and Featherston Street.*
 - (vii) *Woodward Street*
 - (f) *For the Wellington Chinese New Year Parade event, Sunday 24 February 2013, from 8am to 2.30pm:*
 - (i) *Tennyson Street – between Tory Street and Cambridge Terrace.*
 - (g) *For the Contact Tri Series event, Saturday 9 March 2013, from 6am to 2pm:*
 - (i) *Barnett Street – exit from Te Papa carpark to be maintained.*
 - (ii) *Cable Street – between Tory Street and Oriental Parade (one seaward lane closed)*
 - (iii) *Oriental Parade – between Cable Street and Evans Bay Parade.*
 - (iv) *Evans Bay Parade – between Oriental Parade and just north of 301 Evans Bay Parade (Niwa Building).*
 - (v) *Carlton Gore Road – between Oriental Parade and Maida Vale Road.*
 - (h) *For the Kilbirnie Festival event, Sunday 10 March 2013, from 6am to 6pm:*
 - (i) *Bay Road – between Rongotai Road and Coutts Street.*
 - (i) *For the Alexandra Road Sealed Hillclimb event, Sunday 17 March 2013, from 7am to 6pm:*
 - (i) *Alexandra Road – between Constable Street and the Lookout Road.*
3. *Note that the 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.

105/12RP APPROVAL OF NAME FOR A NEW ROAD OFF MAULDETH TERRACE

Report of Michael Brownie – Team Leader, Land, Customer and Property Team.

(1215/53/IM)

(REPORT 2)

Moved Councillor Lester, seconded Councillor Morrison, the substantive motion.

The substantive motion was put and declared CARRIED.

RESOLVED:

THAT the Regulatory Processes Committee:

- 1. Receive the information.*
- 2. Agree to give approval for the name Trafford Terrace to be allocated to the new road built as a result of residential development in Churton Park as shown on Plan F 3049 (Appendix 1 of the officer's report).*

106/12RP APPROVAL FOR THE RENAMING OF PART OF TAKAPU ROAD AND A NAME FOR A NEW CUL-DE-SAC IN TAWA

Report of Michael Brownie – Team Leader, Land, Customer and Property Team.

(1215/53/IM)

(REPORT 3)

NOTED:

Malcolm Sparrow – Chair of the Tawa Community Board joined the meeting and spoke on behalf of the Board on the road naming.

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

(Councillor Pepperell left the meeting at 9.25am.)

(Councillor Pepperell returned to the meeting at 9.26am.)

Moved Councillor Lester, seconded Councillor Best, the following amendment.

THAT the Regulatory Processes Committee:

- 3. Agree to give approval for the name ~~Patukawenga~~ William Earp Place to be allocated to the new cul-de-sac, built as a result of**

redevelopment of Takapu Island, as shown on Plan F 3048 (Appendix 1 of the officer's report).

The amendment was put and declared CARRIED.

The substantive motion as amended was put and declared CARRIED.

RESOLVED:

THAT the Regulatory Processes Committee:

1. *Receive the information.*
2. *Agree to give approval to rename part of Takapu Road as Main Road Tawa. (This is the section of road from the corner of Main Road Tawa /Willowbank Road to the motorway as shown on Plan F 3048 (Appendix 1 of the officer's report)).*
3. *Agree to give approval for the name ~~Patukawenga~~ **William Earp** Place to be allocated to the new cul-de-sac, built as a result of redevelopment of Takapu Island, as shown on Plan F 3048 (Appendix 1 of the officer's report).*

NOTED:

The resolution differs from the recommendation in the officer's report as follows:

The Committee added the text in **bold**.

(Malcolm Sparrow left the table.)

107/12RP **GRANTING OF PREMISES LICENCE TO WELLINGTON TRIATHLON AND MULTISPORT CLUB INCORPORATED**
 Report of Hanita Shantilal, Senior Property Advisor, Property Management and Jacqueline Murray – Assets and Projects Manager, Parks, Gardens Assets and Projects.
 (1215/53/IM) (REPORT 4)

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

The substantive motion was put and 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 licence to the Wellington Triathlon and Multisport Club Incorporated in accordance with the Public Works Act 1981 and the Reserves Act 1977.*

3. *Note that the terms of the licence are as follows:
Location: Massey Road, Karaka Bay (outlined in red and shaded in red on Appendix 1 of the officer's report)
Term: 5 years plus a 5 year right of renewal
Annual Rental: \$176.00 per annum plus GST
Maintenance Fee: The maintenance fee will be applied as stipulated in the Leases Policy for Community and Recreation Groups.*

4. *Note that any approval to grant the licence is conditional on:*
 - (i) *appropriate consultation with Iwi being completed;*
 - (ii) *the licence 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 licence is met by the Licensee.*

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

(Councillor Gill withdrew from the table due to a conflict of interest and Councillor Best assumed the Chair.)

(Councillor Gill left the meeting at 9.47am.)

108/12RP **ROAD STOPPING AND DISPOSAL – 30A SEATOUN HEIGHTS ROAD, SEATOUN**

Report of Rosalind Luxford, Property Advisor, Property Services.

(1215/53/IM)

(REPORT 5)

NOTED:

This item was left to lie on the table at 19 November 2012 meeting of the Committee with officers being requested to work with the parties to resolve the application and any conditions that might be agreed.

Rosalind Luxford, Property Advisor, Property Services updated Committee on the road stopping and disposal. She advised that two of the objectors had withdrawn their objections. Further background information and amended recommendation for the Committee to consider were tabled.

TABLED INFORMATION: reference 108/12RP(a).

Moved Councillor Best, seconded Councillor Morrison, the substantive motion with changes to the recommendations in the officer's report as follows (highlighted in bold):

THAT the Regulatory Processes Committee:

1. Receive the information.
2. Recommend to Council that it:
 - (a) Agree not to uphold the objections (the "Objections") from the L and R Family Trust, the Salandos Family Trust, the Hinuera Trust, Mr Luigi Muollo and Mr and Mrs Graham and Valerie Parish to the proposal to the proposal to stop 77m² of road land adjoining 30A Seatoun Heights Road, Seatoun.
 - (b) Agree that the road stopping shall be subject to a restrictive covenant preventing the building of any fence or garage, or the creation of any new vehicle access through, the 77m² of road stopped land.**
 - (c) Authorise officers to refer the proposal to stop 77m² of road land adjoining 30A Seatoun Heights Road, Seatoun and one or more of the Objections to the Environment Court, if needed.
 - (d) Delegate to the Chief Executive Officer the power to approve and conclude any action relating to Environment Court proceedings, if needed.

The substantive motion with changes to the recommendations in the officer's report as follows (highlighted in bold) was put and declared CARRIED.

RESOLVED:

THAT the Regulatory Processes Committee:

1. *Receive the information.*
2. *Recommend to Council that it:*
 - (a) *Agree not to uphold the objections (the "Objections") from the L and R Family Trust, the Salandos Family Trust, the Hinuera Trust, Mr Luigi Muollo and Mr and Mrs Graham and Valerie Parish to the proposal to the proposal to stop 77m² of road land adjoining 30A Seatoun Heights Road, Seatoun.*
 - (b) Agree that the road stopping shall be subject to a restrictive covenant preventing the building of any fence or garage, or**

the creation of any new vehicle access through, the 77m² of road stopped land.

- (c) *Authorise officers to refer the proposal to stop 77m² of road land adjoining 30A Seatoun Heights Road, Seatoun and one or more of the Objections to the Environment Court, if needed.*
- (d) *Delegate to the Chief Executive Officer the power to approve and conclude any action relating to Environment Court proceedings, if needed.*

NOTED:

The resolution differs from the recommendations in the officer's report as follows:

The Committee added the text in **bold**.

(Councillor Gill returned to the meeting at 9.51am and returned to the Chair.)

109/12RP **RESOLUTION TO EXCLUDE THE PUBLIC**
(1215/53/IM)

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

The substantive 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 6 - Review of Schedule of Approved Hearings Commissioners
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) (a) to protect the privacy of natural persons.

*Report 7 - District Plan Change 73 Centres and Business Areas
Appeal – Progress*

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 8 - District Plan Change 73 Suburban Centres Appeal – Progress

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

The meeting went into public excluded session at 9.52am.

For item 110/12RP, 111/12RP and 112/12RP, please see the public excluded minutes.

The meeting concluded at 9.59am.

Confirmed: _____
Chair
/ /