

ORDINARY MEETING

OF

REGULATORY PROCESSES COMMITTEE

MINUTES

Time: 9:30am
Date: Wednesday, 4 March 2020
Venue: Ngake (16.09)
Level 16, Tahiwī
113 The Terrace
Wellington

PRESENT

Mayor Foster
Councillor Condie
Councillor Free
Councillor Matthews
Councillor O'Neill
Councillor Sparrow (Chair)
Councillor Woolf

TABLE OF CONTENTS
4 MARCH 2020

Business	Page No.
1. Meeting Conduct	5
1.1 Karakia	5
1.2 Apologies	5
1.3 Conflict of Interest Declarations	5
1.4 Confirmation of Minutes	5
1.5 Items not on the Agenda	5
1.6 Public Participation	5
2. General Business	6
2.1 New lease for the Wellington Marine Conservation Trust: Existing Lease	6
2.2 New licence for Southern Environmental Association: Existing Licensee	6
2.3 Approval of Name for Private Right-of-Way Off Homebush Road	7
2.4 Approval of name for new private right-of-way off Havana Rise	8
2.5 Approval of Name for Private Right-of-Way off Ohiro Road	8
2.6 Traffic Resolutions	8
2.7 Proposed Road Stopping and Land Exchange - 5 Tawa Terrace, Tawa	9
3. Public Excluded	10
3.1 Proposed Road Stopping - Rongotai	10

1. Meeting Conduct

1.1 Karakia

The Chairperson declared the meeting open at 9:30 am and invited members to stand and read the following karakia to open the meeting.

**Whakataka te hau ki te uru,
Whakataka te hau ki te tonga.
Kia mākinakina ki uta,
Kia mātaratara ki tai.
E hī ake ana te atākura.
He tio, he huka, he hauhū.
Tihei Mauri Ora!**

Cease oh winds of the west
and of the south
Let the bracing breezes flow,
over the land and the sea.
Let the red-tipped dawn come
with a sharpened edge, a touch of frost,
a promise of a glorious day

1.2 Apologies

No apologies were received.

1.3 Conflict of Interest Declarations

No conflicts of interest were declared.

1.4 Confirmation of Minutes

Moved Councillor Sparrow, seconded Councillor Matthews

Resolved

That the Regulatory Processes Committee:

1. Approves the minutes of the Regulatory Processes Committee Meeting held on 4 February 2020, having been circulated, that they be taken as read and confirmed as an accurate record of that meeting.

Carried

1.5 Items not on the Agenda

There were no items not on the agenda.

1.6 Public Participation

1.6.1 Judy Hutt and Victor Anderlini – Island Bay Marine Education Centre

Judy Hutt and Victor Anderlini, representing the Island Bay Marine Education Centre, spoke to the meeting regarding 'Item 2.1 New lease for the Wellington Marine Conservation Trust: Existing Lease'.

1.6.2 James Hart - Corporate Cabs

James Hart, representing Corporate Cabs, spoke to the meeting regarding 'Item 2.6 Traffic Resolutions'.

(Councillor O'Neill arrived at 9:37)

2. General Business

2.1 New lease for the Wellington Marine Conservation Trust: Existing Lease

Moved Councillor Sparrow, seconded Councillor Free

Resolved

That the Regulatory Processes Committee:

1. Receive the information.
2. Agree to grant one premises lease for a three year term, with one renewal term of two years, to the Wellington Marine Conservation Trust for:
 - a. The building known as the Island Bay Surf Club on recreation reserve and legally described as Part Section 9, Town District being part of the land described in the Record of Title WN428/133.
3. Note that the new lease will include the following Special Provisions:
 - a. The Lessee acknowledges that the Common Areas (marked blue on the plan) do not form part of the Premises and for the avoidance of doubt, the Lessee will not have a right of exclusive possession of the Common Area.
 - b. Notwithstanding the above, the Council agrees that the Lessee will manage the bookings of the community hall located in the Common Area. Notwithstanding clause 14.4 in the Lease regarding hireage, the Council acknowledges that the Lessee hires out the community building to recreation and community groups. The Lessee will ensure that recreation and community uses of the Premises, whether by the Lessee or another community group, are given priority over private bookings.
4. Note that approval to grant the lease on Reserve land is conditional on:
 - a. Appropriate iwi consultation
 - b. Public notification as required under sections 119 and 120 of the Reserves Act
 - c. No sustained objections resulting from the above notification
 - d. Legal and advertising costs being met by the Lessee (where applicable).

Carried

2.2 New licence for Southern Environmental Association: Existing Licensee

Moved Councillor Sparrow, seconded Councillor O'Neill

Resolved

That the Regulatory Processes Committee:

1. Receive the information.
2. Agree to grant one community nursery licence for a five year term, with one renewal term of five years, to the Southern Environmental Association for:
 - a. The land at Tawatawa Reserve, Happy Valley, and is legally described as Part

Lot 1, Deposited Plan 9934 and contained in Certificate of Title 622532.

3. Note that the lease will include the following Special Provisions:
 - a. Plants grown at the nursery located in the Licensed Area must:
 - i. be native, locally sourced plants;
 - ii. not be sold, unless prior written consent has been obtained from the Council; and
 - iii. only be used for re-planting on Council reserves in accordance with the requirements of the Memorandum of Understanding between the parties.
 - b. A Health & Safety Plan, including specific guidelines for working on a closed landfill site, must be prepared by the Licensee and approved by the Council's Parks Ranger.
 - c. The Council will pay the first \$1,000 (plus GST, if any) per annum of any water usage costs incurred in relation to the Licensed Use. Any costs over and above this level will be on charged to the Licensee as an outgoing and paid by the Licensee to the Council.
4. Note that approval to grant the licence on Reserve land is conditional on:
 - a. Appropriate iwi consultation
 - b. Public notification as required under sections 119 and 120 of the Reserves Act 1977
 - c. No sustained objections resulting from the above notification
 - d. Legal and advertising costs being met by the Lessee (where applicable).

Carried

2.3 Approval of Name for Private Right-of-Way Off Homebush Road

Moved Councillor Sparrow, seconded Councillor Condie

Resolved

That the Regulatory Processes Committee:

1. Receive the information.
2. Agree to name the private right-of-way off Homebush Road, shown on F Plan 3111, Nanda Way.

Carried

2.4 Approval of name for new private right-of-way off Havana Rise

Moved Councillor Sparrow, seconded Councillor O'Neill

Resolved

That the Regulatory Processes Committee:

1. Receive the information.
2. Approve the name Saba Way for the new right-of-way off Havana Rise shown on F Plan 3114.

Carried

2.5 Approval of Name for Private Right-of-Way off Ohiro Road

Moved Councillor Sparrow, seconded Councillor Condie

Resolved

That the Regulatory Processes Committee:

1. Receive the information.
2. Approve the name Rua Kai Way for the private right-of-way off Ohiro Road, as shown on F Plan 3111.

Carried

2.6 Traffic Resolutions

Moved Councillor Condie, seconded Councillor Sparrow

Resolved

That the Regulatory Processes Committee:

1. Receive the information.
2. Approve the following amendments to the Traffic Restrictions, pursuant to the provision of the Wellington City Council Consolidated Bylaw 2008:
 - a. TR 01-20 Pirie Street – Resident Parking
 - b. TR 04-20 Pickering Street Fore Street – P60 Time restricted parking
 - c. TR 05-20 Upton Terrace – Resident Parking
 - d. TR 08-20 Park Road – P120 Time Restricted Parking
 - e. TR 09-20 Burma Road – No Stopping At All Times
 - f. TR 11-20 Colway Street – Multiple Parking Changes
 - g. TR 12-20 Portland Crescent – P10-P120 Time Restricted Parking
 - h. TR 13-20 Ballantrae Place – Motorcycle Restricted Parking
 - i. TR 17-20 Mahora Street – P30 Time Restricted Parking
 - j. TR 19-20 Main Road – P60 Time Restricted Parking
 - k. TR 21-20 Adelaide Road – Resident Parking

- l. TR 24-20 Balfour Street – No Stopping At All Times
- m. TR 26-20 Grey Street – Taxi Restricted Parking
- n. TR 28-20 Holloway Road – No Stopping At All Times
- o. TR 32-20 Thorndon Quay – P10 Time Restricted Parking
- p. TR 33-20 Ballantrae Place – Parking Restrictions
- q. TR 34-20 Harriett Street – No Stopping At All Times
- r. TR 35-20 Carlton Gore Road – No Stopping At All Times
- s. TR 36-20 Palliser Road - No Stopping At All Times
- t. TR 37-20 Tannadyce Street - No Stopping At All Times
- u. TR 38-20 Nevay Road - No Stopping At All Times
- v. TR 39-20 Hutt Road - No Stopping At All Times
- w. RT 47-20 McLintock Street – Relocate Bus Stop 3040
- ~~x. TR 48-20 Para Street (near 44) – New Bus Stop~~
- y. TR 49-20 Para Street (opposite Holy Cross School) – reconfigure Bus Stop 7274
- z. TR 50-20 Park Road – P60 Time Restricted Parking
- aa. TR 51-20 Hanson Street – Resident Parking
- bb. TR 52-20 Park Road – P120 Time Restricted Parking

Carried

Secretarial Note: With the leave of the meeting the motion moved differed from the one printed in the agenda. TR48-20 was removed from the motion.

2.7 Proposed Road Stopping and Land Exchange - 5 Tawa Terrace, Tawa

Moved Councillor Sparrow, seconded Councillor Condie

Resolved

That the Regulatory Processes Committee:

1. Receive the information.
2. Recommend to the Council that it:
 - a. Declare that approximately 12.5m² (subject to survey) of unformed legal road land in Tawa Terrace, Tawa, shown outlined red in Attachment 2 (the Land), and adjoining 5 Tawa Terrace (being Lot 2 DP 31661 ROT WN8C/1000) is not required for a public work and is surplus to Council requirements.
 - b. Agree to dispose of the Land.
 - c. Agree to acquire, in exchange, approximately 15m² of land, shown coloured green on Attachment 3, and vest it as road pursuant to Section 114 of the Public Works Act.
 - d. Delegate to the Chief Executive Officer the power to conclude all matters in relation to the road stopping and disposal of the Land and the vesting of the new road, including all legislative matters, declaring the road stopped, negotiating the terms of sale or exchange, imposing and reasonable covenants, and anything else necessary.
3. Note that:
 - a. This land exchange will be cost neutral to Council borrowings.
 - b. The Council legal costs associated with this project will be covered in full by Council and the cost of survey will be paid for solely by the owner of 5 Tawa

Terrace.

- c. The land exchange will provide a better alignment of Tawa Terrace and allow Council to legalise the pedestrian footpath where it encroaches into 5 Tawa Terrace.

Carried

Secretarial Note: The references to 'Attachment 2' and 'Attachment 3' refer to attachments to Item 2.7 in the agenda for this meeting.

Secretarial Note: In accordance with Standing Order 3.8.6, the Chair temporarily adjourned the meeting for morning tea at 10:30 am. The meeting reconvened at 10:43 am. When the meeting reconvened, members present were Councillor Jenny Condie, Councillor Sarah Free, Councillor Rebecca Matthews, Councillor Teri O'Neill, Councillor Malcolm Sparrow and Councillor Simon Woolf.

3. Public Excluded

Moved Councillor Sparrow, seconded Councillor Condie

Resolved

That the Regulatory Processes Committee:

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

General subject of the matter to be considered	Reasons for passing this resolution in relation to each matter	Ground(s) under section 48(1) for the passing of this resolution
3.1 Proposed Road Stopping - Rongotai	7(2)(i) The withholding of the information is necessary to enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).	s48(1)(a) That the public conduct of this item would be likely to result in the disclosure of information for which good reason for withholding would exist under Section 7.

Carried

The meeting went into public excluded session at 10:44 am.

(Mayor Foster arrived at 10:52 am and declared a conflict of interest relating to Item 3.1 Proposed Road Stopping – Rongotai. He did not participate in debate or vote in relation to this item.)

The meeting returned from public excluded session and concluded at 10:55 am with the reading of the following karakia:

Unuhia, unuhia, unuhia ki te uru tapu nui	Draw on, draw on
Kia wātea, kia māmā, te ngākau, te tinana, te wairua	Draw on the supreme sacredness To clear, to free the heart, the body and the spirit of mankind
I te ara takatū	
Koia rā e Rongo, whakairia ake ki runga	Oh Rongo, above (symbol of peace)
Kia wātea, kia wātea	Let this all be done in unity
Āe rā, kua wātea!	

Confirmed: _____
Chair