
MINUTES

THURSDAY 8 OCTOBER 2009

**9.18AM – 10.34AM
10.53AM – 12.51PM
1.24PM – 3.14PM**

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

PRESENT:

Councillor Ahipene-Mercer (9.18am – 10.34am, 10.53am – 11.43am, 11.48am – 12.51pm, 1.25pm – 3.12pm)
Councillor Best (9.18am – 10.34am, 10.53am – 11.01am, 11.03am – 12.51pm, 1.24pm – 3.14pm)
Councillor Cook (9.18am – 10.34am, 10.53am – 11.12am, 11.15am – 12.51pm, 1.24pm – 1.48pm)
Councillor Coughlan (9.26am – 11.02am)
Councillor Foster (9.18am – 10.34am, 10.53am – 12.51pm, 1.24pm – 1.53pm, 1.54pm – 3.14pm)
Councillor Gill (9.18am – 9.49am, 9.55am – 10.34am, 10.49am – 11.51am, 11.51am – 12.51pm, 1.24pm – 3.13pm)
Councillor Goulden (9.46am – 9.48am, 9.49am – 10.34am, 10.53am – 11.03am, 11.06am – 12.51pm, 1.30pm – 2.58pm, 3.01pm – 3.14pm)
Councillor McKinnon (Chair) (9.18am – 10.34am, 10.53am – 12.51pm, 1.24pm – 3.14pm)
Councillor Morrison (9.18am – 10.34am, 10.53am – 12.51pm, 1.24pm – 2.37pm, 2.41pm – 3.14pm)
Councillor Pannett (9.18am – 10.34am, 10.53am – 12.51pm, 1.24pm – 3.14pm)
Councillor Ritchie (9.22am – 10.34am, 10.53am – 11.47am, 11.48am – 12.51pm, 1.24pm – 3.14pm)
Councillor Wade-Brown (9.32am – 10.34am, 10.53am – 12.51pm, 1.24pm – 3.14pm)
Councillor Wain (10.25am – 10.34am, 10.53am – 12.17pm, 12.19pm – 12.51pm, 1.24pm – 2.12pm, 2.14pm – 3.14pm)

APOLOGIES:

Mayor Prendergast
Councillor Cook (early departure)
Councillor Coughlan (lateness)
Councillor Pepperell
Councillor Wade-Brown (lateness)
Councillor Wain (lateness)

189/09P **APOLOGIES**
(1215/52/IM)

Moved Councillor McKinnon, seconded Councillor Foster that apologies for absence be accepted from Mayor Prendergast and Councillor Pepperell, apologies for lateness be accepted from Councillors Coughlan, Wade-Brown and Wain and apologies for an early departure be accepted from Councillor Cook.

RESOLVED:

THAT the Strategy and Policy Committee:

1. *Accept apologies for absence from Mayor Prendergast and Councillor Pepperell.*
2. *Accept apologies for lateness from Councillors Coughlan, Wade-Brown and Wain.*
3. *Accept apologies for an early departure from Councillor Cook.*

190/09P **CONFLICT OF INTEREST DECLARATIONS**
(1215/52/IM)

NOTED:

There were no conflicts of interest.

191/09P **PUBLIC PARTICIPATION**
(1215/52/IM)

NOTED:

1. Frances Lee addressed the Committee in relation to Report 2 Review of the Dog Policy 2009. Ms Lee advised that she is supportive of the proposed policy and conveyed her comments accordingly.

TABLED: Speaking notes from Frances Lee.

(Councillor Ritchie joined the meeting at 9.22am.)

(Councillor Coughlan joined the meeting at 9.26am.)

2. Mary Ellen Gordon, Doug Wilkins and Mike McKee on behalf of DAWGS (Dogs Are Wellingtons Greatest Secret) addressed the Committee in relation to Report 2 Review of the Dog Policy 2009. The group conveyed their desires to the meeting to make Wellington a better and more friendly dog city.

TABLED: Speaking notes from Mary Ellen Gordon, Doug Wilkins and Mike McKee.

(Councillor Wade-Brown joined the meeting at 9.32am.)

3. Maria van der Meel addressed the meeting regarding the proposal to return traffic to Manners Street. She provided to the meeting a copy of a survey prepared by the Wellington Chamber of Commerce to local businesses in 1978. She also provided a copy of a newspaper article from when Manners Mall was officially opened.

TABLED: Papers of interest.

4. Donald McDonald addressed the meeting over various issues of concern to him. He had photos to show the Committee of his concerns.

TABLED: A copy of Mr McDonalds presentation.

(Councillor Goulden joined the meeting at 9.46am.)

192/09P **PETITION**
(1215/52/IM)

NOTED:

There were no petitions.

193/09P **DEPUTATION**
(1215/52/IM)

NOTED:

There were no deputations.

(Councillor Goulden left the meeting at 9.48am.)

(Councillor Gill left the meeting at 9.49am.)

194/09P **NEWLANDS CENTRE PLAN** (9.48AM – 11.35AM)
Report of Sherilyn Gray - Senior Strategic Advisor.
(1215/52/IM) (REPORT 1)

(Councillor Goulden returned to the meeting at 9.49am.)

Moved Councillor Foster, seconded Councillor Ritchie the substantive motion.

(Councillor Gill returned to the meeting at 9.54am.)

Moved Councillor Best, seconded Councillor Goulden the following amendment.

“THAT the Strategy and Policy Committee:

Amend the draft Newlands Centre Plan as follows:

- (a) On the Short term vision map:
 - (i) show the site as a reserve with no buildings or improvements (to reflect the removal of the current building by the end of 2009)
 - (ii) add a additional Key Element (18) with wording as follows "Investigate the opportunities (and their feasibility) for redevelopment of the Community House site" - this is consistent with Action 9 in the draft action plan and signals that we will be investigating the opportunities for the site over the next 1-5 years.

- (b) On the Long term vision map:
 - (i) remove the words “residential – apartments up to 3 stories (suggest limit overall max height to 11 metres)” from the map
 - (ii) remove stylised building and carparking on the former community house site
 - (iii) amend the wording for Key Element 11 as follows "Potential redevelopment of Council reserve land - dependant on the results of the feasibility study to be undertaken in years 1-5" - this reflects that the redevelopment of the site will be dependent on the results of the feasibility study under Action 9 and could be any number of possibilities.”

(Councillor Wain joined the meeting at 10.25am.)

(The meeting adjourned for morning tea at 10.34am and reconvened at 10.53am.)

(When the meeting reconvened Councillors Ahipene-Mercer, Best, Cook, Coughlan, Foster, Gill, Goulden, McKinnon, Morrison, Pannett, Ritchie, Wade-Brown and Wain were present.)

Leave was granted to amend the amendment as follows:

“THAT the Strategy and Policy Committee:

Amend the draft Newlands Centre Plan as follows:

- (a) On the Short term vision map:
 - (i) show the site ~~as a reserve~~ with no buildings or improvements (to reflect the removal of the current building by the end of 2009)
 - (ii) add a additional Key Element (18) with wording as follows "Investigate the opportunities (and their feasibility) for

redevelopment of the **former** Community House site" - this is consistent with Action 9 in the draft action plan and signals that we will be investigating the opportunities for the site over the next 1-5 years.

- (b) On the Long term vision map:
- (i) remove the words "residential – apartments up to 3 stories (suggest limit overall max height to 11 metres)" from the map
 - (ii) remove stylised building and carparking on the former community house site **and replace with the icon referring to "potential redevelopment site"**
 - (iii) **amend the legend (page 43) to show new icon "potential redevelopment site (refer key element 18)**
 - (iv) amend the wording for Key Element 11 as follows "Potential redevelopment of Council reserve land - dependant on the results of the feasibility study to be undertaken in years 1-5" - this reflects that the redevelopment of the site will be dependent on the results of the feasibility study under Action 9 and could be any number of possibilities."

The amendment was put and declared CARRIED.

(Councillor Coughlan left the meeting at 11.02am.)

(Councillor Best left the meeting at 11.01am.)

(Councillor Best returned to the meeting at 11.03am.)

(Councillor Goulden left the meeting at 11.03am.)

(Councillor Goulden returned to the meeting at 11.06am.)

(Councillor Cook left the meeting at 11.12am.)

(Councillor Cook returned to the meeting at 11.15am.)

The substantive motion as amended was put and declared CARRIED.

RESOLVED:

THAT the Strategy and Policy Committee:

1. *Receive the information.*
2. *Agree to consult on the revised draft Newlands Centre Plan as **amended** during November 2009.*
3. *Note that the results of the consultation and a final Newlands Centre Plan, including an implementation action plan, will be reported back to the Committee in early 2010 for further consideration.*

195/09P

REVIEW OF THE DOG POLICY 2009

(11.35AM – 2.38PM)

Report of Aroha Rangi – Senior Policy Adviser.

(1215/52/IM)

(REPORT 2)

Moved Councillor Pannett, seconded Councillor Best the substantive motion with changes as follows to recommendation 4:

4. Agree to making the following changes to the policy:
- (a) Include the following as new designated dog exercise areas:
 - Chelmsford Reserve, Ngaio
 - Vice Regal North, Newtown
 - Alexandra Road West, Newtown
 - Seatoun beach (Hector Street South to Point Dorset) – as an exercise area (specified times)
 - Worsler Bay beach (entire beach) – as an exercise area (specified times).
 - (b) Change the classification of Arthur Carman Park and Kaiwharawhara Park from Exercise Areas to Prohibited places (specified times).
 - (c) Maintain Waitangi Park and Karori Cemetery as controlled public places where dogs are allowed on-leash under control of their owners.
 - (d) Change the current restrictions for the central city to provide ‘direct right of passage’ through the central business district to the waterfront and other parts of the city for all dog owners and their dogs on-leash at all times.
 - (e) Accept two new public place classifications of ‘Exercise area (specified times)’ and ‘Prohibited place (specified times)’.
 - (f) Accept the proposed extensions/reductions to all exercise areas listed in point 5.2.3 including extending the designated dog exercise area in Trelissick Park.
 - (g) Maintain Macalister Park as a designated dog exercise area where dogs are allowed off-leash under control of their owners.
 - (h) **Agree that owners with Responsible Dog Owner status will be allowed a 31 day grace period before they lose their status. The 1 July statutory registration deadline will be promoted but Responsible Dog Owner holders will only lose their Responsible Dog Owner status if they fail to pay by 31 July.**
 - (i) **Accept the proposed changes to the ‘Responsible Dog Owner’ application and maintenance criteria as amended.**
 - (j) **Agree that a third provision be included under 5.3.1 ‘Right of access to a prohibited area’ that states “Dogs are allowed on-leash under the control of their owners /handlers outside of the boundary of a sports field, however the dog must not go onto the sports field area”.**

RELATED POLICY CHANGES

1) Amend 7.1.2 (e) of the policy to state:

Fails to pay dog registration fees by 31 July (allowing a 31 day grace period). NOTE: Owners should pay their dog registration fee by the statutory deadline of 1 July but will only lose their Responsible Dog Owner

status if they fail to pay by 31 July. Payments after 31 July will incur a loss of Responsible Dog Owner status, a requirement to pay standard registration fees for their desexed or entire dog and a 50% penalty fee.

2) Amend wording of 5.3.1 'Right of access to a prohibited area' (page 100) - "Dogs are allowed on-leash under the control of their owners /handlers outside of the boundary of a sports field, however the dog must not go onto the sports field area".

(Councillor Ahipene-Mercer left the meeting at 11.43am.)

(Councillor Ritchie left the meeting at 11.47am.)

(Councillor Ahipene-Mercer returned to the meeting at 11.48am.)

(Councillor Ritchie returned to the meeting at 11.48am.)

(Councillor Gill left the meeting at 11.49am.)

(Councillor Gill returned to the meeting at 11.51am.)

Moved Councillor Ritchie, seconded Councillor Goulden the following amendment:

THAT the Strategy and Policy Committee:

Amend 4(c)

4. (c) Maintain ~~Waitangi Park and~~ Karori Cemetery as controlled public place where dogs are allowed on-leash under control of their owners.

New 4(k) **Agree that Waitangi Park is a place where dogs are prohibited.**

(Councillor Wain left the meeting at 12.17pm.)

Councillor Goulden advised that he was withdrawing his seconding of the amendment. The Chair pursuant to Standing Order 156 sought a new seconder for the amendment. Councillor Foster advised that he would second the amendment.

(Councillor Wain returned to the meeting at 12.19pm.)

The amendment was put and declared LOST.

(The meeting adjourned for lunch at 12.51pm and reconvened at 1.24pm.)
(When the meeting reconvened Councillors Best, Cook, Foster, Gill, McKinnon, Morrison, Pannett, Ritchie, Wade-Brown and Wain were present.)

(Councillor Ahipene-Mercer returned to the meeting at 1.25pm.)

(Councillor Goulden returned to the meeting at 1.30pm.)

Moved Councillor Cook, seconded Councillor Morrison the following amendments:

“THAT the Strategy and Policy Committee:

4(d) Agree that the Lawn Cemetery of Karori Cemetery become an off lead exercise area for dogs under control of their owners before 9.00am and after 7.00pm year round.

New 4(l) Change to map boundaries for Island Bay beach to exclude revegetation area at top of dog exercise area on the western side of Island bay beach (revegetation area near Beach Street).

New 10. Agree to a comprehensive review of the Dog Policy, in 2011 taking into account a proposed review of Central Government legislation.”

(Councillor Cook left the meeting at 1.48pm.)

Pursuant to Standing Order 156, the Chair sought a new seconder for the amendments moved by Councillor Cook. Councillor Ahipene-Mercer advised that he would second the amendments.

(Councillor Foster left the meeting at 1.53pm.)

(Councillor Foster returned to the meeting at 1.54pm.)

The amendment new 4(d) was put and a DIVISION called.

Voting for: Councillors Ahipene-Mercer, Foster, Gill, Morrison, Pannett and Wade-Brown.

Voting against: Councillors Best, Goulden, McKinnon, Ritchie and Wain.

Majority vote: 6:5

The amendment new 4(d) was declared CARRIED.

The amendment new 10 was put and a DIVISION called.

Voting for: Councillors Ahipene-Mercer, Best, Gill, Goulden, Morrison, Pannett and Wade-Brown.

Voting against: Councillors Foster, McKinnon, Ritchie and Wain.

Majority vote: 7:4

The amendment new 10 was declared CARRIED.

The amendment new 4(l) was put and declared CARRIED.

Moved Councillor Gill, seconded Councillor McKinnon the following amendment:

“THAT the Strategy and Policy Committee:

Amend 4(a)

4(a) - Seatoun Beach (Hector Street South to Point Dorset) – as an exercise area ~~(specified times)~~”

(Councillor Wain left the meeting at 2.12pm.)

(Councillor Wain returned to the meeting at 2.14pm.)

The amendment was put and declared CARRIED.

(Councillor Morrison left the meeting at 2.27pm.)

(Councillor Morrison returned to the meeting at 2.41pm.)

The substantive motion as amended was put and declared CARRIED.

RESOLVED AND RECOMMENDED TO COUNCIL:

THAT the Strategy and Policy Committee:

1. *Receive the information.*
2. *Note that 381 written submissions were received and 33 oral submissions were heard on the proposed Dog Policy 2009 during the special consultative procedure undertaken in accordance with section 10(8) of the Dog Control Act 1996 and section 83 of the Local Government Act 2002.*
3. *Note that a summary of issues raised by the submitters is attached at Appendix One of the officers report.*
4. *Agree to making the following changes to the policy:*
 - (a) *Include the following as new designated dog exercise areas:*
 - *Chelmsford Reserve, Ngaio*
 - *Vice Regal North, Newtown*
 - *Alexandra Road West, Newtown*
 - *Seatoun beach (Hector Street South to Point Dorset) – as an exercise area ~~(specified times)~~*
 - *Worser Bay beach (entire beach) – as an exercise area (specified times).*
 - (b) *Change the classification of Arthur Carman Park and Kaiwharawhara Park from Exercise Areas to Prohibited places (specified times).*

- (c) *Maintain Waitangi Park and Karori Cemetery as controlled public places where dogs are allowed on-leash under control of their owners.*
 - (d) ***Agree that the Lawn Cemetery of Karori Cemetery become an off lead exercise area for dogs under control of their owners before 9.00am and after 7.00pm year round.***
 - (e) *Change the current restrictions for the central city to provide 'direct right of passage' through the central business district to the waterfront and other parts of the city for all dog owners and their dogs on-leash at all times.*
 - (f) *Accept two new public place classifications of 'Exercise area (specified times)' and 'Prohibited place (specified times)'.*
 - (g) *Accept the proposed extensions/reductions to all exercise areas listed in point 5.2.3 including extending the designated dog exercise area in Trelissick Park.*
 - (h) *Maintain Macalister Park as a designated dog exercise area where dogs are allowed off-leash under control of their owners.*
 - (i) ***Agree that owners with Responsible Dog Owner status will be allowed a 31 day grace period before they lose their status. The 1 July statutory registration deadline will be promoted but Responsible Dog Owner holders will only lose their Responsible Dog Owner status if they fail to pay by 31 July***
 - (j) ***Accept the proposed changes to the 'Responsible Dog Owner' application and maintenance criteria as amended.***
 - (k) ***Agree that a third provision be included under 5.3.1 'Right of access to a prohibited area' that states "Dogs are allowed on-leash under the control of their owners /handlers outside of the boundary of a sports field, however the dog must not go onto the sports field area".***
 - (l) ***Change to map boundaries for Island Bay beach to exclude revegetation area at top of dog exercise area on the western side of Island bay beach (revegetation area near Beach Street)***
5. *Agree to officers developing a new initiative to provide funding for signage for all exercise areas, the central business district and key prohibited areas for consideration as part of the 2010/11 Draft Annual Plan process.*
 6. *Note that officers do not recommend developing a Dog Destination Park at this time.*
 7. *Agree to officers continuing to evaluate provision of bins as part of all play area upgrades when play areas are located in or near to a dog exercise area.*
 8. *Agree to signage and dog owner education materials being used to promote a 'pick up and take home' message to dog owners/handlers who use exercise areas without bins.*

9. *Recommend to the Council that it agree to the amended Dog Policy 2009 as amended, as set out in Appendix Two of the officer's report.*
10. *Agree to a comprehensive review of the Dog Policy, in 2011 taking into account a proposed review of Central Government legislation.*

NOTED:

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

The Committee added the text in **bold** and deleted the text in ~~strikethrough~~.

196/09P **REVIEW OF THE WELLINGTON** (2.38PM – 2.40PM)
CONSOLIDATED BYLAW 2008: PART 2 - ANIMALS
Report of Aroha Rangi – Senior Policy Adviser.
(1215/52/IM) (REPORT 3)

Moved Councillor Pannett, seconded Councillor Best the substantive motion.

Moved Councillor Wade-Brown, seconded Councillor Foster the following amendment:

“THAT the Strategy and Policy Committee:

Amended bylaw 3.1.4

All animals, other than **domestic/owned cats**, found at large and not within their owner's property may be seized and impounded by an authorised officer.”

The amendment was put and declared CARRIED.

The substantive motion as amended was put and was declared CARRIED.

RESOLVED AND RECOMMENDED TO COUNCIL:

THAT the Strategy and Policy Committee:

1. *Receive the information.*
2. *Note that 114 written submissions were received and 5 oral submissions were heard on the draft Wellington Consolidated Bylaw 2008: Part 2 – Animals, as a result of the special consultative procedure undertaken in accordance with section 10(8) of the Dog Control Act 1996 and section 83 of the Local Government Act 2002.*

3. *Agree to making the following changes to the bylaw:*
 - (a) *Remove proposed clause 2.2.3 ‘Keeping poultry in an urban area’ and replace it with a new offence provision 4.1 (a) Everyone commits an offence who keeps animals and bees in a manner that is, or is likely to become a nuisance, dangerous, offensive, or injurious to health.*
 - (b) *Amend the wording of proposed clause 2.2.4 (now 2.2.3 in amended bylaw) to ‘An owner or occupier of any premises (other than rural premises) keeping more than three dogs in total on a property. Permission will be required for more than three dogs over the age of three months, whether or not the dogs are registered or the owner/occupier is the registered owner of the dogs’.*
 - (c) *Remove proposed clause 3.1.4 ‘All animals capable of confinement must be confined within their owner’s property.’*
 - (d) *Amend the wording of the proposed clause 3.1.5 (now 3.1.4 in amended bylaw) to exclude cats.*
 - (e) *Amend clause 3.2.1 ‘Feeding Animals’ to state that the ‘Feeding of animals can attract rats or other vermin or cause excessive fouling to public places. Where restrictions are required for specific areas, they will be clearly signposted. Animals must not be fed in these signposted areas.’*
 - (f) *Agree to include four new classifications of public places, where dogs will be allowed on and off-leash at specific times or prohibited, to enforce the Dog Policy 2009.*
4. *Note that a summary of issues raised by the submitters is attached at Appendix One of the officers report.*
5. *Agree to the amended Wellington Consolidated Bylaw 2008: Part 2 – Animals **as amended**, attached at Appendix Two of the officer’s report.*
6. *Recommend to the Council that it agree to the proposed Wellington Consolidated Bylaw 2008: Part 2 – Animals **as amended**, as set out in Appendix Two of the officer’s report.*

NOTED:

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

The Committee added the text in **bold** and deleted the text in ~~striketrough~~.

197/09P **TRAFINZ CONFERENCE REPORT BACK** (2.40PM – 3.01PM)
Report of Councillor Foster.
(1215/52/IM) (REPORT 4)

Moved Councillor Foster, seconded Councillor Wade-Brown the substantive motion.

(Councillor Goulden left the meeting at 2.58pm.)

The substantive motion was put and was declared CARRIED.

RESOLVED:

THAT the Strategy and Policy Committee:

1. *Receive the information and refer to officers for their consideration.*

198/09P **FORWARD PROGRAMME** (3.01PM – 3.14PM)
Report of Svea Cunliffe-Steel – City Secretary.
(1215/52/IM) (REPORT 5)

Moved Councillor McKinnon, seconded Councillor Wade-Brown the substantive motion.

(Councillor Goulden returned to the meeting at 3.01pm.)

Moved Councillor Ritchie, seconded Councillor Foster the following amendment.

“THAT the Strategy and Policy Committee:

New (3) Request that officers prepare a report on the issues of pedestrian, cycling and safety in the Johnsonville and surrounding areas and that it be provided to the Strategy and Policy Committee no later than 19 November 2009.

New (4) Request that officers prepare a report on the Community Facilities Review and the Thorndon Quay Priorities for consideration by the Strategy and Policy Committee in December 2009.

The amendment was put and declared CARRIED.

(Councillor Ahipene-Mercer left the meeting at 3.12pm.)

The substantive motion as amended was put and was declared CARRIED.

RESOLVED:

THAT the Strategy and Policy Committee:

1. *Receive the information.*
2. *Note that the Forward Programme as currently drafted is an interim report, and the amended programme containing the final policy programme will be presented to Councillors in November 2009.*
- (3) *Request that officers prepare a report on the issues of pedestrian, cycling and safety in the Johnsonville and surrounding areas and that it be provided to the Strategy and Policy Committee no later than 19 November 2009.*
- (4) *Request that officers prepare a report on the Community Facilities Review and the Thorndon Quay Priorities for consideration by the Strategy and Policy Committee in December 2009.*

The meeting concluded at 3.14pm.

Confirmed: _____
Chair
/ /