
MINUTES

THURSDAY 11 JUNE 2009

**9.17AM – 10.17AM
10.19AM – 10.34AM
10.48AM – 12.55PM
1.21PM – 1.50PM
1.51PM – 2.44PM**

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

PRESENT:

Mayor Prendergast (Deputy Chair)	(9.17am – 10.17am, 10.19am – 10.34am, 10.48am – 12.55pm, 1.21pm – 1.50pm, 1.51pm – 2.44pm)
Councillor Ahipene-Mercer	(9.17am – 10.17am, 10.19am – 10.34am, 10.48am – 12.55pm, 1.21pm – 1.50pm, 1.51pm – 2.44pm)
Councillor Best	(9.17am – 10.17am, 10.19am – 10.34am, 10.48am – 12.55pm, 1.21pm – 1.50pm, 1.51pm – 2.44pm)
Councillor Cook	(9.17am – 10.17am, 10.19am – 10.34am, 10.48am – 12.55pm, 1.21pm – 1.50pm, 1.51pm – 2.44pm)
Councillor Coughlan	(9.20am – 10.17am, 10.19am – 10.34am, 10.48am – 12.55pm)
Councillor Foster	(9.18am – 10.17am, 10.19am – 10.34am, 10.48am – 12.55pm, 1.21pm – 1.50pm, 1.51pm – 2.44pm)
Councillor Gill	(9.17am – 10.17am, 10.19am – 10.34am, 10.48am – 12.55pm, 1.21pm – 1.50pm, 1.51pm – 2.44pm)
Councillor Goulden	(10.48am – 11.37am, 11.45am – 12.55pm, 1.28pm – 1.50pm, 1.51pm – 2.44pm)
Councillor McKinnon (Chair)	(9.17am – 10.17am, 10.19am – 10.34am, 10.48am – 12.55pm, 1.21pm – 1.50pm, 1.51pm – 2.44pm)
Councillor Morrison	(9.17am – 10.17am, 10.19am – 10.34am, 10.48am – 12.55pm, 1.21pm – 1.45pm, 1.58pm – 2.31pm)
Councillor Pepperell	(9.17am – 10.17am, 10.19am – 10.34am, 10.48am – 12.55pm, 1.21pm – 1.29pm, 1.38pm – 1.50pm, 1.51pm – 2.44pm)
Councillor Ritchie	(9.17am – 10.17am, 10.21am – 10.34am, 11.03am – 12.29pm, 12.31pm – 12.55pm)

Councillor Wade-Brown	(9.24am – 10.17am, 10.21am – 10.34am, 10.48am – 12.55pm, 1.21pm – 1.50pm, 1.51pm – 2.44pm)
Councillor Wain	(9.17am – 10.17am, 10.19am – 10.34am, 10.48am – 12.55pm, 1.21pm – 1.50pm, 1.51pm – 2.44pm)

APOLOGIES:

Councillor Pannett

Councillor Wade-Brown (for lateness)

119/09P **APOLOGIES**
(1215/12/IM)

RESOLVED:*THAT the Strategy and Policy Committee:*

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

120/09P **CONFLICT OF INTEREST DECLARATIONS**
(1215/52/IM)

NOTED:

There were no conflicts of interest declared/

(Councillor Foster joined the meeting at 9.18am.)

121/09P **PETITION**
(1215/52/IM)

NOTED:

1. Daniel Warsaw presented a petition asking that the Council do not delay construction of the Westchester Drive Extension from the Motorway to Churton Park.

Moved Councillor McKinnon, seconded Mayor Prendergast the following motion that the Strategy and Policy Committee receive the petition and refer it to officers to inform their work.

The motion was put and declared CARRIED.

RESOLVED:*THAT the Strategy and Policy Committee:*

1. *Receive the petition and refer it to officers to inform their work.*

122/09P **PUBLIC PARTICIPATION**
(1215/52/IM)

NOTED:

1. Daniel Warsaw addressed the Committee regarding his petition. He asked that there be no further delay to the funding and construction of Westchester Drive.

(Councillor Coughlan joined the meeting at 9.20am)

Mr Warsaw said there is strong community support for the extension and substantial benefits will be gained. He noted that after 17 years of delay, the community are questioning whether the extension will ever go ahead.

(Councillor Wade-Brown joined the meeting at 9.24am.)

123/09P **CENTRE PLANNING FORWARD PROGRAMME**
Report of Sherilyn Grey, Senior Strategic Advisor.
(1215/52/IM)

(REPORT 1)

Moved Councillor Foster, seconded Councillor Gill the substantive motion, amended as follows:

1. Receive the information.
2. Agree to the recommended priorities for the development of centre plans for the five year period from 2009/10 to 2013/14 as **follows:**

Year	Centre plan areas	
Year 0 (now)	2008/09	Johnsonville (completed); Adelaide Road (completed); Newlands; Kilbirnie
Year 1	2009/10	Newlands; Kilbirnie; Central City
Year 2	2010/11	Central City; Miramar Peninsula
Year 3	2011/12	Miramar Peninsula
Year 4	2012/13	Tawa
Year 5	2013/14	Karori

3. Note that the recommended programme and priorities **in recommendation 2** will be reviewed as necessary in response to changing circumstances, place-based opportunities, and/or new emerging priorities.
4. Note that completed centre plans will inform future LTCCP prioritisation processes and Asset Management Plan reviews.

5. Note that the Public Space and Centre Development Programme (suburban centre upgrades) will be reviewed and aligned to the agreed five year centre planning programme. Any proposed sequencing and/or timing **and or scope** changes will be included for consideration as part of the 2010/11 **and subsequent** Annual Plans.
6. **Note that recommendation 5 allows for consideration of investment in other centres in addition to those centres listed as requiring centre plans in recommendation 2.**
7. Agree to consider as part of the draft LTCCP 2009-19 deliberations, the bringing forward of the growth spine centres funding for Kilbirnie to 2010/11 (\$220,000) and 2011/12 (\$1.7m) in order to align with the completion of the Kilbirnie Town Centre Plan.

Moved Councillor Best, seconded Councillor Wade-Brown the following amendment to recommendation 2:

2. Agree to the recommended priorities for the development of centre plans for the five year period from 2009/10 to 2013/14 as **follows:**

Year	Centre plan areas	
Year 0 (now)	2008/09	Johnsonville (completed adopted); Adelaide Road (completed adopted); Newlands; Kilbirnie
Year 1	2009/10	Newlands; Kilbirnie; Central City
Year 2	2010/11	Central City; Miramar Peninsula
Year 3	2011/12	Miramar Peninsula
Year 4	2012/13	Tawa
Year 5	2013/14	Karori

The amendment was put and declared CARRIED.

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

RESOLVED:

THAT the Strategy and Policy Committee:

1. *Receive the information.*
2. *Agree to the recommended priorities for the development of centre plans for the five year period from 2009/10 to 2013/14 as follows:*

Year	Centre plan areas	
Year 0 (now)	2008/09	Johnsonville (completed adopted); Adelaide Road (completed adopted); Newlands; Kilbirnie
Year 1	2009/10	Newlands; Kilbirnie; Central City
Year 2	2010/11	Central City; Miramar Peninsula

Year 3	2011/12	Miramar Peninsula
Year 4	2012/13	Tawa
Year 5	2013/14	Karori

3. *Note that the recommended programme and priorities in **recommendation 2** will be reviewed as necessary in response to changing circumstances, place-based opportunities, and/or new emerging priorities.*
4. *Note that completed centre plans will inform future LTCCP prioritisation processes and Asset Management Plan reviews.*
5. *Note that the Public Space and Centre Development Programme (suburban centre upgrades) will be reviewed and aligned to the agreed five year centre planning programme. Any proposed sequencing and/or timing **and or scope** changes will be included for consideration as part of the 2010/11 **and subsequent** Annual Plans.*
6. ***Note that recommendation 5 allows for consideration of investment in other centres in addition to those centres listed as requiring centre plans in recommendation 2.***
7. *Agree to consider as part of the draft LTCCP 2009-19 deliberations, the bringing forward of the growth spine centres funding for Kilbirnie to 2010/11 (\$220,000) and 2011/12 (\$1.7m) in order to align with the completion of the Kilbirnie Town Centre Plan.*

NOTED:

1. The resolutions differed from the recommendations in the officer's report as follows:

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

124/09P **LOWER SPEED LIMITS IN SUBURBAN SHOPPING CENTRES**
 Report of Stuart Bullen, Senior Traffic Engineer.
 (1215/52/IM) (REPORT 2)

Moved Councillor Wain, seconded Councillor Foster the substantive motion.

(The meeting adjourned at 10.17am for Councillor Pepperell to seek officer advice on a proposed amendment.)

(The meeting reconvened at 10.19. Mayor Prendergast and Councillors Ahipene-Mercer, Best, Cook, Coughlan, Foster, Gill, McKinnon, Morrison, Pepperell and Wain were present.)

Moved Councillor Pepperell, seconded Councillor Gill the following amendment:

New 3:

Agree that officers will report back to the Strategy and Policy Committee on the principle of lowering the speed limits in areas surrounding schools.

The amendment was put and declared CARRIED.

(Councillors Ritchie and Wade-Brown returned to the meeting at 9.21am.)

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

(The meeting reconvened at 10.48am. Mayor Prendergast and Councillors Ahipene-Mercer, Best, Cook, Coughlan, Foster, Gill, Goulden, McKinnon, Morrison, Pepperell, Wade-Brown and Wain were present.)

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

(Councillor Goulden left the meeting at 11.37am.)

(Councillor Goulden returned to the meeting at 11.45am.)

Recommendation 1 was put and declared CARRIED.

Recommendation 2 was put and a DIVISION called.

Voting for: Councillors Cook, Foster, McKinnon, Pepperell, Ritchie, Wade-Brown and Wain.

Voting against: Mayor Prendergast, Councillors Ahipene-Mercer, Best, Coughlan, Gill, Goulden and Morrison

Majority Vote: 7:7

Recommendation 2 was declared CARRIED on the Chair's casting vote.

Recommendation 3 was put and declared CARRIED.

Recommendation 4 was put and declared CARRIED.

RESOLVED:

THAT the Strategy and Policy Committee:

1. Receive the information.

2. *Agree in principle to lowering the speed limit in the following suburban shopping centres:*

<i>Aro Valley</i>	<i>Kelburn</i>	<i>Ngaio</i>
<i>Berhampore</i>	<i>Khandallah</i>	<i>Northland</i>
<i>Brooklyn</i>	<i>Kilbirnie</i>	<i>Seatoun</i>
<i>Hataitai</i>	<i>Linden</i>	<i>Strathmore</i>
<i>Island Bay</i>	<i>Marsden Village</i>	<i>Tawa</i>
<i>Johnsonville</i>	<i>Miramar</i>	<i>Tinakori shops</i>
<i>Karori</i>	<i>Newlands</i>	<i>Wadestown</i>

3. ***Agree that officers will report back to the Strategy and Policy Committee on the principle of lowering the speed limits in areas surrounding schools.***
4. *Agree that officers carry out consultation with the affected communities in accordance with the Wellington Consolidated Bylaw 2008 – Part 6 Speed Limits and report back to the Committee on the results of the consultation*

NOTED:

1. The resolutions differed from the recommendations in the officer's report as follows:
- The Committee added the words in **bold**.
2. Councillor Goulden requested that his dissenting vote for recommendation 4 be recorded.

125/09P **REVIEW OF SPEED LIMITS BYLAW**
Report of Hanita Shanilal, Policy Advisor.
(1215/52/IM)

(REPORT 3)

Moved Councillor Wain, seconded Councillor Foster the substantive motion.

The substantive motion was put and declared CARRIED.

RESOLVED AND RECOMMENDED TO COUNCIL:

THAT the Strategy and Policy Committee:

- 1. Receive the information.*
- 2. Note that the Council is required to review the Wellington City Consolidated Bylaw 2008 Part 6 – Speed Limits by 4 October 2009 pursuant to section 158 of the Local Government Act 2002.*

3. *Note that the Statement of Proposal contains a proposal to include the following in the Wellington City Consolidated Bylaw 2008 Part 6 – Speed Limits:*
 - *Allow the Council to set speed limits of 10km/hr in relation to roads or areas under its control in the district as per the Land Transport Rule: Setting of Speed Limits 2003 (as amended in 2005).*
 - *Allow the Council to set speed limits of 90km/hr on roads in rural areas which may be subject to conditions imposed by the New Zealand Transport Agency by notice in the Gazette as per the Land Transport Rule: Setting of Speed Limits 2003 (as amended in 2005).*
 - *Update the 2004 approved plans to reflect changes made by resolution of the Council over the last five years.*

4. *Authorise the Chief Executive Officer and the Urban Development and Transport Associate Portfolio Leader to make any minor editorial changes to the Statement of Proposal required as a result of the Strategy and Policy Committee deliberation, prior to it being referred to Council.*

5. *Recommend to Council that it:*
 - (a) *Note that the Council is required to review the Wellington City Consolidated Bylaw 2008 Part 6 – Speed Limits by 4 October 2009 pursuant to section 158 of the Local Government Act 2002.*
 - (b) *Agree that amending the Wellington City Consolidated Bylaw 2008 Part 6 – Speed Limits is the most appropriate way to address the perceived problem and it is the most appropriate form of bylaw.*
 - (c) *Agree that the proposed amendments to the Wellington City Consolidated Bylaw 2008 Part 6 – Speed Limits do not give rise to any implications under the New Zealand Bill of Rights Act 1990.*
 - (d) *Agree to initiate the Special Consultative Procedure on the proposed amended Wellington City Consolidated Bylaw 2008 Part 6 – Speed Limits, pursuant to sections 83, 86, 156, 158 and 160 of the Local Government Act 2002.*
 - (e) *Note that consultation will take place from 30 June 2009 to 7 August 2009.*

126/09P **LEISURE CARD AND OVER 65'S**
 Report of Julian Todd, Acting Manager Recreation Wellington
 (1215/52/IM) (REPORT 4)

Moved Councillor Best, seconded Councillor Gill the substantive motion.

Moved Councillor Foster, seconded Councillor Wain the following amendment:

New 4:

Agree that the quarterly monitoring report include information on the number of people with Community Service Cards and Super Gold Card using Wellington City Council pools.

Moved Councillor Wade-Brown, seconded Councillor Pepperell the procedural motion that the amendment be put.

The procedural motion was put and declared CARRIED.

(Councillor Ritchie left the meeting at 12.29pm.)

The amendment was put and declared CARRIED.

(Councillor Ritchie returned to the meeting at 12.31pm.)

Moved Mayor Prendergast, seconded Councillor Ritchie the following amendment:

2. Eligibility to the Passport to Leisure Scheme be extended to include all superannuitants **who are Wellington city residents.**
3. It agrees to authorise the Chief Executive Officer to carry out all further steps required to enable superannuitants to be eligible to the Passport to Leisure Scheme **as honoured citizens.**

Amendment to recommendation 2 was ACCEPTED with leave of the meeting.

Amendment to recommendation 3 was put and declared CARRIED.

The substantive motion was put and declared CARRIED.

RESOLVED AND RECOMMENDED TO COUNCIL:

THAT the Strategy and Policy Committee:

1. *Receive the information.*

Recommend to Council that:

2. *Eligibility to the Passport to Leisure Scheme be extended to include all superannuitants **who are Wellington city residents.***
3. *It agrees to authorise the Chief Executive Officer to carry out all further steps required to enable superannuitants to be eligible to the Passport to Leisure Scheme **as honoured citizens.***
4. *Agree that the quarterly monitoring report include information on the number of people with Community Service Cards and Super Gold Card using Wellington City Council pools.*

NOTED:

1. The resolutions differed from the recommendations in the officer's report as follows:

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

(The meeting adjourned at 12.55pm for lunch.)

(The meeting reconvened at 1.21pm. Mayor Prendergast and Councillors Ahipene-Mercer, Best, Cook, Foster, Gill, McKinnon, Morrison, Pepperell, Wade-Brown and Wain were present.)

- 127/09P **RESOLUTION TO CLASSIFY LAND VESTED IN THE COUNCIL THROUGH SUBDIVISION AS RESERVE LAND**
 Report of Heather Cotton, Property Advisor, Megan Duncan, Recreation Planner and Mike Oates, Open Space and Recreation Planning.
 (1215/52/IM) (REPORT 5)

NOTED:

This paper was withdrawn prior to the meeting.

- 128/09P **LITTER FINES**
 Report of Mike Mendonca, Manager, CitiOperations
 (1215/52/IM) (REPORT 6)

Moved Councillor Wade-Brown, seconded Councillor Wain the substantive motion, amended as follows:

3. Agree to recommend to Council that, pursuant to the Litter Act 1979;
 - a. The maximum fine for **littering infringement** offences in the Wellington District, to be in force from 1 August 2009, shall be \$400.

- b. The following **littering infringement** offence descriptors and graduated scale of fines, to be in force from 1 August 2009, shall apply in the Wellington District:

Fines for disposal of waste in the Wellington District in a public place or on private land without the occupier's consent

Fine	Descriptors for typical offences
\$100	<ul style="list-style-type: none"> ○ Depositing litter of less than 1 litre
\$200	<ul style="list-style-type: none"> ○ Depositing litter from 1 to 20 litres ⊖ Depositing potentially hazardous waste
\$300	<ul style="list-style-type: none"> ○ Depositing litter from 20 to 120 litres ⊖ Depositing waste in a public green space ○ Depositing material from plants listed in the Council's Pest Plant Management Plan ○ Depositing material from plants listed in the Wellington Regional Council Pest Management Strategy 2002 – 2022, or as amended
\$400	<ul style="list-style-type: none"> ○ Depositing litter of more than 120 litres ○ Depositing hazardous waste
Definitions	Hazardous waste includes hazardous substances as classified under the Hazardous Substances and New Organisms Act 1996 and other potentially dangerous items including syringes and broken glass

- c. Where an offence fits more than one descriptor, the higher fine shall apply.
- d. For a repeat of the same offence within 12 months, the next higher fine level shall apply, if applicable.
4. Instruct Council officers to give the necessary 14 days public notification of the proposed resolution in accordance with section 13(2A) of the Litter Act 1979.

(Councillor Goulden returned to the meeting at 1.28pm.)

(Councillor Pepperell left the meeting at 1.29pm.)

(Councillor Pepperell returned to the meeting at 1.38pm.)

(Councillor Morrison left the meeting at 1.45pm.)

Moved Councillor Goulden, seconded Mayor Prendergast the following amendment:

(The meeting adjourned at 1.50pm for Councillor Goulden to seek officer advice on his amendment.)

(The meeting reconvened at 1.51pm.)

New 5:

Agree that officers investigate options for powers to be given to Walkwise and Parkwise officers to enforce litter infringements, and report back to the Strategy and Policy Committee.

(Councillor Morrison returned to the meeting at 1.58pm.)

The amendment was put and declared CARRIED.

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 the Litter Act (1979) requires 14 days public notification of the Council's intention to pass a resolution adopting infringement provisions. If the recommendations are consequently agreed by the Council, then public notification of that is also required before the resolution comes into force.*
3. *Agree to recommend to Council that, pursuant to the Litter Act 1979;*
 - a. *The maximum fine for littering **infringement offences** in the Wellington District, to be in force from 1 August 2009, shall be \$400.*
 - b. *The following **littering infringement** offence descriptors and graduated scale of fines, to be in force from 1 August 2009, shall apply in the Wellington District:*

Fines for disposal of waste in the Wellington District in a public place or on private land without the occupier's consent

<i>Fine</i>	<i>Infringement Offences</i>
\$100	<ul style="list-style-type: none"> • <i>Depositing litter of less than 1 litre</i>
\$200	<ul style="list-style-type: none"> • <i>Depositing litter from 1 to 20 litres</i>
\$300	<ul style="list-style-type: none"> • <i>Depositing litter from 20 to 120 litres</i> • <i>Depositing material from plants listed in the Wellington Regional Council Pest Management Strategy 2002 – 2022, or as amended</i>
\$400	<ul style="list-style-type: none"> • <i>Depositing litter of more than 120 litres</i> • <i>Depositing hazardous waste</i>
<i>Definitions</i>	<ul style="list-style-type: none"> • <i>Hazardous waste includes hazardous substances as classified under the Hazardous Substances and New Organisms Act 1996 and other potentially dangerous items including syringes and broken glass</i>

- c. *Where an offence fits more than one descriptor, the higher fine shall apply.*
- d. *For a repeat of the same offence within 12 months, the next higher fine level shall apply, if applicable.*
4. *Instruct Council officers to give the necessary 14 days public notification of the proposed resolution in accordance with section 13(2A) of the Litter Act 1979.*
5. *Agree that officers investigate options for powers to be given to Walkwise and Parkwise officers to enforce litter infringements, and report back to the Strategy and Policy Committee.*

NOTED:

1. The resolutions differed from the recommendations in the officer's report as follows:

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

129/09P **MAYORAL TRAVEL 2009 – REPORT BACK**

Report of Mayor Prendergast.

(1215/52/IM)

(REPORT 7)

Moved Mayor Prendergast, seconded Councillor McKinnon the substantive motion.

The substantive motion was put and declared CARRIED.

RESOLVED:

THAT the Strategy and Policy Committee:

1. *Receive the information.*

(Councillor Morrison left the meeting at 2.31pm.)

130/09P **REPORT BACK ON WASTEMINZ CONFERENCE**

Report of Councillor Wade-Brown.

(1215/52/IM)

(REPORT 8)

Moved Councillor Wade-Brown, seconded Councillor Ahipene-Mercer the substantive motion.

The substantive motion was put and declared CARRIED.

RESOLVED:

THAT the Strategy and Policy Committee:

1. *Receive the information.*

The meeting concluded at 2.44pm.

Confirmed: _____

Chair

/ /