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**ORDINARY MEETING**

**OF**

**TRANSPORT AND URBAN DEVELOPMENT COMMITTEE**

**MINUTES**

**Time:** 9:15 am  
**Date:** Wednesday, 5 August 2015  
**Venue:** Committee Room 1  
Ground Floor, Council Offices  
101 Wakefield Street  
Wellington

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**PRESENT**

Mayor Wade-Brown  
Councillor Ahipene-Mercer  
Councillor Eagle  
Councillor Foster (Chair)  
Councillor Free  
Councillor Lee  
Councillor Lester  
Councillor Marsh  
Councillor Pannett  
Councillor Peck  
Councillor Sparrow  
Councillor Woolf  
Councillor Young



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## **1 Meeting Conduct**

### **1.1 Apologies**

**Moved Councillor Foster, seconded Councillor Pannett**

**Resolved**

That the Transport and Urban Development Committee:

Accept the apologies received from Councillor Coughlan and Councillor Ritchie for absence.

**Carried**

### **1.2 Conflict of Interest Declarations**

Nil

### **1.3 Confirmation of Minutes**

**Moved Councillor Foster, seconded Councillor Woolf**

**Resolved**

That the Transport and Urban Development Committee:

Approve the minutes of the Transport and Urban Development Committee Meeting held on 25 June 2015, having been circulated, that they be taken as read and confirmed as an accurate record of that meeting.

**Carried**

### **1.4 Public Participation**

#### **1.4.1 Tony Randle, Johnsonville Community Association**

Tony Randle addressed the committee regarding Report 3.3 Bus Rapid Transit - Business Case Funding.

(Councillor Eagle joined to the meeting at 09:21 am.)

#### **1.4.2 Helen Hughes and Janet Warren, Wellington Monthly Meeting of the Religions Society of Friends**

Helen Hughes and Janet Warren addressed the committee regarding Report 3.4 Built Heritage Incentive Fund round 1 (of 3) 2015/16.

### **Attachments**

- 1.4.1 Tony Randle, Johnsonville Community Association - Tabled Information

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### 1.5 Items not on the Agenda

No items not on the agenda were received.

## 2. Petitions

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### 2.1 Build a cycleway through Berhampore

**Moved Councillor Foster, seconded Councillor Free,** the amended officer's recommendations

#### **Resolved**

That the Transport and Urban Development Committee:

1. Receive the information.
2. **The Committee thanked Curtis Nixon and Willemijn Vermaat for their petition and noted that investigation for cycleways throughout Wellington was currently underway as part of the Cycling Framework.**

**Carried**

## 3. General Business

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### 3.1 Verandahs Bylaw: report on submissions and adoption of bylaw

**Moved Councillor Pannett, seconded Councillor Young**

#### **Recommendations**

That the Transport and Urban Development Committee:

1. Receive the information.
2. Note that public consultation has been undertaken for proposed new bylaw *Part 10: Structures in Public Places – Verandahs* of the Wellington City Consolidated Bylaw 2008 in accordance with section 86 of the Local Government Act 2002.
3. Note public consultation submissions and officers responses in the Summary of Submissions (Attachment 2).
4. Agree that proposed new bylaw *Part 10: Structures in Public Places – Verandahs* of the Wellington City Consolidated Bylaw 2008 be amended to:
  - i. delete the term “clean” (Sections 2.2.1 and 2.2.2)
  - ii. delete the term “weatherproof” and replace with “waterproof” (Sections 2.2.1 and 2.2.2)
  - iii. clarify the Council can only seek the alteration or removal of a verandah under for roading purposes, asset protection and/or public safety, and only following consultation with the building owner (Section 2.2.3).

5. Recommend that Council agree to adopt (as amended) *Part 10: Structures in Public Places - Verandahs* of the Wellington City Consolidated Bylaw 2008 (Attachment 1).
6. Note that the new bylaw will be due for review five years after the date of adoption.

**Moved Councillor Foster, seconded Councillor Lester**, the following amendment:  
That the Transport and Urban Development Committee:

- 7. Request officers that when the Encroachment Policy is next reviewed to consider whether balconies which also function as verandahs should be exempt from encroachment fees.**
- 8. Request officers to include in the bylaw wording to make clear why Council requires verandahs.**

**Carried**

(Councillor Eagle left the meeting at 10:10 am.)

**Resolved**

1. Receive the information.
2. Note that public consultation has been undertaken for proposed new bylaw *Part 10: Structures in Public Places – Verandahs* of the Wellington City Consolidated Bylaw 2008 in accordance with section 86 of the Local Government Act 2002.
3. Note public consultation submissions and officers responses in the Summary of Submissions (Attachment 2).
4. Agree that proposed new bylaw *Part 10: Structures in Public Places – Verandahs* of the Wellington City Consolidated Bylaw 2008 be amended to:
  - i. delete the term “clean” (Sections 2.2.1 and 2.2.2)
  - ii. delete the term “weatherproof” and replace with “waterproof” (Sections 2.2.1 and 2.2.2)
  - iii. clarify the Council can only seek the alteration or removal of a verandah under for roading purposes, asset protection and/or public safety, and only following consultation with the building owner (Section 2.2.3).
5. Recommend that Council agree to adopt (as amended) *Part 10: Structures in Public Places - Verandahs* of the Wellington City Consolidated Bylaw 2008 (Attachment 1).
6. Note that the new bylaw will be due for review five years after the date of adoption.
7. Request officers that when the Encroachment Policy is next reviewed to consider whether balconies which also function as verandahs should be exempt from encroachment fees.
8. Request officers to include in the bylaw wording to make clear why Council requires verandahs.

**Carried**

### **3.2 Traffic Bylaw Review - Statement of Proposal**

**Moved Councillor Foster, seconded Councillor Young**

#### **Recommendations**

That the Transport and Urban Development Committee:

1. Receive the information.
2. Agree that *Part 7: Traffic* of the Wellington City Consolidated Bylaw 2008 (the traffic bylaw) remains the most appropriate way of addressing these traffic and parking matters and that the proposed traffic bylaw is the most appropriate form of bylaw under the Local Government Act 2002 and Land Transport Act 1998.
3. Agree that the proposed traffic bylaw is not inconsistent with the New Zealand Bill of Rights Act 1990.
4. Agree to the proposed amendments to the traffic bylaw to;
  - i. ensure the traffic bylaw more clearly provides for the use of electronic technology to monitor parking space occupancy and the use of electronic parking receipts
  - ii. introduce more flexibility on road marking (mainly by removing the requirement that parking spaces be marked out)
  - iii. address public submission proposals that were out of scope of a review in 2011 and referred to this review
  - iv. make minor clarifications and remove references to repealed legislation (the Transport Act 1962).
5. Agree that the proposed amendments to the traffic bylaw described in the statement of proposal (Attachment 1) undergo public consultation in accordance with sections 83 and 86 of the LGA.
6. Agree to delegate to the Chair of the Transport and Urban Development Committee and the Chief Executive the authority to amend the statement of proposal to include any amendments agreed by the Committee, and any associated minor consequential edits.

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

That the Transport and Urban Development Committee:

- 7. Agree to establish a hearings subcommittee of 4 members to consider submissions and report back to the Transport and Urban Development Committee.**

**Carried**

#### **Resolved**

That the Transport and Urban Development Committee:

1. Receive the information.
2. Agree that *Part 7: Traffic* of the Wellington City Consolidated Bylaw 2008 (the traffic bylaw) remains the most appropriate way of addressing these traffic and parking matters and that the proposed traffic bylaw is the most appropriate form of bylaw

under the Local Government Act 2002 and Land Transport Act 1998.

3. Agree that the proposed traffic bylaw is not inconsistent with the New Zealand Bill of Rights Act 1990.
4. Agree to the proposed amendments to the traffic bylaw to;
  - i. ensure the traffic bylaw more clearly provides for the use of electronic technology to monitor parking space occupancy and the use of electronic parking receipts
  - ii. introduce more flexibility on road marking (mainly by removing the requirement that parking spaces be marked out)
  - iii. address public submission proposals that were out of scope of a review in 2011 and referred to this review
  - iv. make minor clarifications and remove references to repealed legislation (the Transport Act 1962).
5. Agree that the proposed amendments to the traffic bylaw described in the statement of proposal (Attachment 1) undergo public consultation in accordance with sections 83 and 86 of the LGA.
6. Agree to delegate to the Chair of the Transport and Urban Development Committee and the Chief Executive the authority to amend the statement of proposal to include any amendments agreed by the Committee, and any associated minor consequential edits.
7. Agree to establish a hearings subcommittee of 4 members to consider submissions and report back to the Transport and Urban Development Committee.

**Carried**

Councillor Foster, Free, Lee and Young indicated their expression of interest as an Elected Member of the Traffic Bylaw Review Subcommittee, the nominations were accepted by leave of the meeting.

**Carried**

#### **Attachments**

- 1 Terms of Reference - The Traffic Bylaw Review 2015 Subcommittee

The meeting adjourned for morning tea at 10:30 am, members present when the meeting reconvened at 10:45 am were Mayor Wade-Brown, Councillor Ahipene-Mercer, Eagle, Foster, Free, Lee, Lester, Pannett, Peck, Sparrow, Woolf and Young.

### **3.3 Bus Rapid Transit - Business Case Funding**

(Councillor Peck left the meeting at 11:04 am.)

(Councillor Peck returned to the meeting at 11:07 am.)

**Moved Councillor Foster, seconded Mayor Wade-Brown,** the amended officer's recommendations

#### **Recommendations**

That the Transport and Urban Development Committee:

1. Receive the information.

2. ~~Recommend that the Council~~ Adopts the Bus Rapid Transit Indicative Business Case as approved by the Ngauranga to Airport Governance Group.
3. ~~Recommend to the Council that it~~ Agree to the resolutions of the Ngauranga to Airport Governance Group Bus Rapid Transit in relation to the Indicative Business Case.
4. Recommend to the Council that it approves bringing forward \$1.5m of CAPEX funding for the Bus Rapid Transit Detailed Business Case and other Bus Rapid Transit related works (noting that GWRC will contribute \$375,000 and NZTA will contribute \$750,000) ~~and agrees any project overspend~~ **and notes that this will be reflected in the 2015/16 Annual Report as an capital expenditure overspend.**
5. **Requires the Detailed Business Case to give consideration to maintaining and/or improving city liveability, retail and walking amenity as identified in the Urban Growth Plan.**
6. **Requests the Greater Wellington Regional Council to progress towards a fully electric bus fleet as soon as practicable.**
7. **Notes that as the Detailed Business Case is approved and Bus Rapid Transit enters its implementation phase there will be public consultation, both as a result of this project and the need to secure funding through the 2016/17 Annual Plan.**
8. **Notes that the Public Transport Spine Study conclusions, agreed by Council on 14 May 2014, highlight the priority action as being to secure the core spine corridor thereby retaining the ability to consider other public transport modes in the future.**
9. **Notes that a higher level of bus priority than currently provided beyond the core spine may be desirable but that this doesn't form part of the current Bus Rapid Transit Detailed Business Case. Nevertheless it will be evaluated and consulted upon as a later piece of work.**

(Councillor Marsh returned to the meeting at 11:39 am.)

**Moved Councillor Young, seconded Councillor Eagle**, the following amendment:  
That the Transport and Urban Development Committee:

**Amended 2.**

2. **The Council defers any decision on Bus Rapid Transit until more detailed work can be completed, including choice of bus; with an update to be provided at the October Transport and Urban Development Committee Meeting.**

In accordance with standing order 3.12.4 withdraw the amendment with the leave of the meeting.

**Moved Councillor Pannett, seconded Councillor Marsh**, the following foreshadowed amendment:

That the Transport and Urban Development Committee:

**New 3.**

3. **Note that a final decision on whether Wellington City Council supports the full Bus Rapid Transit system will be made once all information on vehicles and**

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**route choices has been presented.**

Voting For: Mayor Wade-Brown, Councillor Ahipene-Mercer, Councillor Eagle, Councillor Foster (Chair), Councillor Free, Councillor Lee, Councillor Lester, Councillor Marsh, Councillor Pannett, Councillor Peck, Councillor Sparrow, Councillor Woolf and Councillor Young

Voting Against: Nil

Majority Vote: 13:0

**Carried**

(Councillor Lester left the meeting at 12:30 pm.)

The motion was taken in parts as voted on as follows:

Motion 1, 3, 6, 7, 8, 9, and 10 were voted on as follows:

Voting For: Mayor Wade-Brown, Councillor Ahipene-Mercer, Councillor Eagle, Councillor Foster (Chair), Councillor Free, Councillor Lee, Councillor Marsh, Councillor Pannett, Councillor Peck, Councillor Sparrow, and Councillor Woolf, Councillor Young

Voting Against: Nil

Majority Vote: 12:0

**Carried**

Motion 2 was voted on as follows:

Voting For: Mayor Wade-Brown, Councillor Ahipene-Mercer, Councillor Foster (Chair), Councillor Lee, Councillor Marsh, Councillor Sparrow and , Councillor Woolf

Voting Against: Councillor Eagle, Councillor Free, Councillor Pannett, Councillor Peck and Councillor Young

Majority Vote: 7:5

**Carried**

Motion 4 was voted on as follows:

Voting For: Mayor Wade-Brown, Councillor Ahipene-Mercer, Councillor Foster (Chair), Councillor Lee, Councillor Marsh, Councillor Sparrow and , Councillor Woolf

Voting Against: Councillor Eagle, Councillor Free, Councillor Pannett, Councillor Peck and Councillor Young

Majority Vote: 7:5

**Carried**

Motion 5 was voted on as follows:

Voting For: Mayor Wade-Brown, Councillor Ahipene-Mercer, Councillor Eagle, Councillor Foster (Chair), Councillor Free, Councillor Lee, Councillor Marsh, Councillor Peck, Councillor Sparrow, and Councillor Woolf, Councillor Young

Voting Against: Councillor Pannett

Majority Vote: 11:1

**Carried**

### **Resolved**

That the Transport and Urban Development Committee:

1. Receive the information.
2. Adopts the Bus Rapid Transit Indicative Business Case as approved by the Ngauranga to Airport Governance Group.
3. Note that a final decision on whether Wellington City Council supports the full Bus Rapid Transit system will be made once all information on vehicles and route choices has been presented.
4. Agree to the resolutions of the Ngauranga to Airport Governance Group Bus Rapid Transit in relation to the Indicative Business Case.
5. Recommend to the Council that it approves bringing forward \$1.5m of CAPEX funding for the Bus Rapid Transit Detailed Business Case and other Bus Rapid Transit related works (*noting that GWRC will contribute \$375,000 and NZTA will contribute \$750,000*) and notes that this will be reflected in the 2015/16 Annual Report as an capital expenditure overspend.
6. Requires the Detailed Business Case to give consideration to maintaining and/or improving city liveability, retail and walking amenity as identified in the Urban Growth Plan.
7. Requests the Greater Wellington Regional Council to progress towards a fully electric bus fleet as soon as practicable.
8. Notes that as the Detailed Business Case is approved and Bus Rapid Transit enters its implementation phase there will be public consultation, both as a result of this project and the need to secure funding through the 2016/17 Annual Plan.
9. Notes that the Public Transport Spine Study conclusions, agreed by Council on 14 May 2014, highlight the priority action as being to secure the core spine corridor thereby retaining the ability to consider other public transport modes in the future.
10. Notes that a higher level of bus priority than currently provided beyond the core spine may be desirable but that this doesn't form part of the current Bus Rapid Transit Detailed Business Case. Nevertheless it will be evaluated and consulted upon as a later piece of work.

**Carried**

### **3.4 Built Heritage Incentive Fund round 1 (of 3) 2015/16**

**Moved Councillor Pannett, seconded Mayor Wade-Brown**

**Resolved**

That the Transport and Urban Development Committee:

1. Receive the information.
2. Agree to the allocation of Built Heritage Incentive Fund Grants as recommended below and summarised in Attachment One.

**Carried**

### **3.5 Private Plan Change Request: Rezoning 320 The Terrace and De-listing the Gordon Wilson Flats**

**Moved Councillor Foster, seconded Councillor Young**

**Resolved**

That the Transport and Urban Development Committee:

1. Receive the information.
2. Agree to accept the private plan change request for the re-zoning of approximately 7,139m<sup>2</sup> of land located at 320 The Terrace from Inner Residential to Institutional Precinct and the de-listing of the 'Gordon Wilson Flats'.
3. Note that the request will be publicly notified in accordance with the First Schedule of the Resource Management Act 1991.

**Carried**

The meeting concluded at 12:49 pm.

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