
MINUTES

WEDNESDAY 11 FEBRUARY 2009

1.00PM

**Committee Room 2
Ground Floor, Council Offices
101 Wakefield Street
Wellington**

PRESENT:

Councillor Gill (Chair)
Councillor Best (1.08 – 1.27pm)
Councillor Cook (1.02 – 1.27pm)
Councillor Goulden (Deputy Chair)
Councillor Pannett (1.01 – 1.27pm)
Councillor Wain

APOLOGIES:

Mayor Prendergast
Councillor Best (for lateness)

001/09RP **APOLOGIES**
(1215/53/IM)

RESOLVED:

THAT the Regulatory Processes Committee:

- 1. Accept apologies for absence from Mayor Prendergast.*
- 2. Accept apologies for lateness from Councillor Best.*

002/09RP **MINUTES FOR CONFIRMATION**
(1215/53/IM)

RESOLVED:

THAT the Regulatory Processes Committee:

1. *Approve the minutes of the meeting held on Wednesday 10 December 2008 having been circulated, and agree that they be taken as an accurate record of that meeting.*

(Councillor Pannett joined the meeting at 1.01pm.)

003/09RP **CONFLICT OF INTEREST DECLARATIONS**
(1215/53/IM)

NOTED:

There were no conflicts of interest.

004/09RP **PUBLIC PARTICIPATION**
(1215/53/IM)

NOTED:

There is no public participation.

(Councillor Cook joined the meeting at 1.02pm.)

005/09RP **GRANTING OF A FRESH LEASE TO THE GIRL GUIDES ASSOCIATION INCORPORATED**

Report of Heather Cotton – Property Adviser and Paul Andrews – Manager, Parks and Gardens.

(1215/53/IM)

(REPORT 1)

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

The substantive motion was put and was declared CARRIED.

RESOLVED:

THAT the Regulatory Processes Committee:

1. *Receive the information.*

2. *Approve subject to the conditions below, the granting of a fresh ground lease to the Girl Guides Association of New Zealand Incorporated under the Reserves Act 1977:*

<i>Location</i>	<i>Term</i>	<i>Annual Rental</i>
<i>Kipling Street Play Area, Kipling Street, Johnsonville</i>	<i>10 years and one renewal of 10 years</i>	<i>\$236 + GST per annum</i>

Any approval to grant a new lease is conditional upon:

1. *Appropriate consultation with iwi;*
2. *The lease being publicly notified in accordance with sections 119 and 120 of the Reserves Act 1977 (the Act) and any approved Management Plan;*
3. *There being no objections or sustained objections resulting from the abovementioned consultation or notification; and*
4. *The lessee pays for the legal and advertising costs associated with preparing the leases.*

006/09RP **GRANTING OF A NEW LEASE TO SOUTHERN ENVIRONMENTAL ASSOCIATION (WELLINGTON) INCORPORATED**

Report of Heather Cotton – Property Adviser, Amber Bill – Manager, Community Engagement and Reserves and David Halliday - Walkways and Reserves Officer.

(1215/53/IM)

(REPORT 2)

Moved Councillor Cook, seconded Councillor Pannett, the substantive motion.

The substantive motion was put and was declared CARRIED.

RESOLVED:

THAT the Regulatory Processes Committee:

1. *Receive the information.*
2. *Approve subject to the conditions below, the granting of a new lease to the Southern Environmental Association under the Local Government Act 2002 (the Act):*

<i>Location</i>	<i>Term</i>	<i>Annual Rental</i>
<i>Preston's Gulley Closed Landfill, Happy Valley</i>	<i>10 years</i>	<i>\$1, if demanded</i>

Any approval to grant a lease is conditional upon:

- 1. Appropriate consultation with iwi;*
- 2. The Lease being publicly notified in accordance with sections 119 and 120 of the Act and any approved Management Plan;*
- 3. There being no objections or sustained objections resulting from the abovementioned consultation or notification.*
- 4. The lessee pays for the legal and advertising costs associated with preparing the leases.*

007/09RP GRANTING OF A FRESH LEASE TO WELLINGTON TENNIS INCORPORATED

Report of Heather Cotton – Property Adviser.
(1215/53/IM)

(REPORT 3)

NOTED:

The report was withdrawn by officers.

008/09RP ORDER OF BUSINESS
(1215/53/IM)

RESOLVED:

THAT the Regulatory Processes Committee:

- 1. Take Report 5 “Granting of Grazing Leases to Two Groups Occupying Reserve and Open Space Land and then Report 4 “District Plan Change 33 – Ridgeline and Hilltops – Best Farms Limited – Appeal Mediation”.*

009/09RP GRANTING OF GRAZING LEASES TO TWO GROUPS OCCUPYING RESERVE AND OPEN SPACE LAND

Report of Heather Cotton – Property Adviser and Mike Oates – Manager Open Space and Recreation Planning.
(1215/53/IM)

(REPORT 5)

Moved Councillor Cook, seconded Councillor Wain, the substantive motion.

The substantive motion was put and was declared CARRIED.

RESOLVED:

THAT the Regulatory Processes Committee:

1. *Receive the information.*
2. *Approve subject to the conditions below, the granting of fresh and new licences to the following groups under the Local Government Act 2002 and the Reserves Act 1977 (Reserves Act):*

<i>Group</i>	<i>Location</i>	<i>Term</i>	<i>Annual Rental</i>
<i>Newlands Paparangi Horse Riding Society</i>	<i>Middleton Road, Glenside</i>	<i>5 years</i>	<i>\$350</i>
<i>Wellington City Light Horse Club</i>	<i>Preston's Gulley Closed Landfill, Happy Valley</i>	<i>5 years + 1 renewal of 5 years</i>	<i>\$1,000</i>
<i>Wellington City Light Horse Club</i>	<i>Houghton Bay Road</i>	<i>5 years + 1 renewal of 5 years</i>	<i>\$976</i>

Any approval to grant a new licence is conditional upon:

1. *Appropriate consultation with iwi;*
2. *The licence proposed to be granted to Newlands/Paparangi Horse Riding Society Incorporated being publicly notified in accordance with sections 119 and 120 of the Reserves Act and any approved Management Plan;*
3. *The licences proposed to be granted to Wellington City Light Horse Club Incorporated being publicly notified in accordance with sections 138 of the Local Government Act 2002 and any approved Management Plan;*
4. *There being no objections or sustained objections resulting from the abovementioned consultation or notification.*
5. *The lessees pay for the legal and advertising costs associated with preparing the licences.*

**010/09RP DISTRICT PLAN CHANGE 33 – RIDGELINE AND HILLTOPS –
BEST FARMS LIMITED – APPEAL MEDIATION**

Report of Brett McKay – Chief Planner.
(1215/53/IM)

(REPORT 4)

Moved Councillor Gill, seconded Councillor Wain the substantive motion.

The substantive motion was put and was declared CARRIED.

RESOLVED:

THAT the Regulatory Processes Committee:

1. *Receive the information.*
2. *Agree to settle the appeal from Best Farms Limited by delineating the ridgeline and hilltop overlay lines on the appellant's property in lower Stebbings Valley, as shown on Map 1 appended to this report.*
3. *Agree to include appropriate wording in the consent order to the effect that in respect of Marshall Ridge, the land owner, and/or the Council will consult with the Glenside Progressive Association regarding any work or activity on land above the ridgeline and hilltop overlay line prior to the land being vested in the Council as reserve.*

(Councillor Best joined the meeting at 1.08pm.)

011/09RP **RESOLUTION TO EXCLUDE THE PUBLIC**
(1215/11/IM)

Moved Councillor Gill, seconded Councillor Cook the motion to exclude the public.

The motion was put and was 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 - District Plan Change 48

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 1.09pm.

For items 012/09RP please see the public excluded minutes.

The meeting concluded at 1.27pm.

Confirmed: _____

Chair

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