

MINUTES

WEDNESDAY 14 OCTOBER 2009

**1.04PM – 2.40PM
2.49PM – 2.54PM**

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

PRESENT:

Councillor Best (1.04pm – 2.40pm, 2.49pm – 2.54pm)
Councillor Cook (1.04pm – 2.40pm, 2.49pm – 2.54pm)
Councillor Goulden (Deputy Chair) (1.04pm – 2.40pm, 2.49pm – 2.54pm)
Councillor Pannett (1.04pm – 2.40pm, 2.49pm – 2.54pm)
Councillor Wain (1.04pm – 2.40pm, 2.49pm – 2.50pm)

APOLOGIES:

Mayor Prendergast
Councillor Cook (early departure)
Councillor Gill
Councillor Wain (early departure)

IN ATTENDANCE:

Councillor Foster (1.08pm – 2.54pm)

054/09RP **APOLOGIES**
(1215/53/IM)

Moved Councillor Goulden, seconded Councillor Pannett, the motion that apologies for absence be accepted from Mayor Prendergast and Councillor Gill.

The motion was put and declared CARRIED.

RESOLVED:

THAT the Regulatory Processes Committee:

1. *Accept apologies for absence from Mayor Prendergast and Councillor Gill.*
2. *Accept apologies for an early departure from Councillors Cook and Wain.*

055/09RP **MINUTES FOR CONFIRMATION**
(1215/53/IM)

Moved Councillor Goulden, seconded Councillor Best the motion that the Regulatory Processes Committee approve the minutes of the meeting held on Wednesday 9 September 2009 having been circulated, and agree that they be taken as an accurate record of that meeting.

The motion was put and declared CARRIED.

RESOLVED:

THAT the Regulatory Processes Committee:

1. *Approve the minutes of the meeting held on Wednesday 9 September 2009 having been circulated, and agree that they be taken as an accurate record of that meeting.*

056/09RP **CONFLICT OF INTEREST DECLARATIONS**
(1215/53/IM)

NOTED:

There were no conflicts of interest.

057/09RP **PUBLIC PARTICIPATION**
(1215/53/IM)

NOTED:

There was no public participation.

058/09RP **OBJECTION TO NOTICE TO LAY A PUBLIC DRAIN – 20
REDWOOD AVENUE, TAWA**
Report of John Boot – Team Leader, Public Drainage.
(1215/53/IM) (REPORT 1)

NOTED:

The Committee noted that the report had been withdrawn by officers.

059/09RP **GRANTING OF A LEASE AND LICENSE FOR A (1.08PM – 1.20PM)
COMMUNITY GARDEN TO INNERMOST GARDENS
INCORPORATED**
Report of Lucy Ross – Team Leader Property Management and Amber Bill
– Manager, Community Engagement and Reserves.
(1215/53/IM) (REPORT 2)

(Councillor Foster joined the meeting at 1.08pm.)

Moved Councillor Cook, seconded Councillor Goulden 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 terms and conditions noted below, the granting of a new lease and licence to the Innermost Garden Incorporated in accordance with the Reserves Act 1977.*
3. *Note that the terms of the lease and licence are:*

| | |
|---------------------|--|
| <i>Location</i> | <i>Lawson Lane, Mount Victoria, Wellington</i> |
| <i>Term:</i> | <i>Three years</i> |
| <i>Annual Rent:</i> | <i>\$91 per annum plus GST</i> |

4. *Note that any approval to grant a new licence and lease will be conditional on:*
- (a) *Appropriate consultation with Iwi being completed;*
 - (b) *The licence and lease being publicly notified in accordance with sections 119 and 120 of the Reserves Act 1977 together with any conditions set out in any approved Management Plans (e.g. Town Belt Management Plan);*
 - (c) *There being no sustained objections resulting from the required consultation or notification.*
 - (d) *The Innermost Garden Incorporated reimbursing Council for any costs incurred in advertising.*

060/09RP **GRANTING OF GROUND LEASE TO WELLINGTON NORTH BADMINTON ASSOCIATION INCORPORATED** (1.20PM – 1.21PM)
 Report of Heather Cotton – Property Adviser and Amber Bill – Manager,
 Community Engagement and Reserves.
 (1215/53/IM) (REPORT 3)

Moved Councillor Best, 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 terms and conditions noted in recommendations 3 and 4, the granting of a new ground lease to North Wellington Badminton Association Incorporated in accordance with the Reserves Act 1977.*
3. *Note that the terms of the lease are:*
 - Location:** Taylor Park and Play Area, Tawa
 - Term:** 10 years, with one renewal of 10 years
 - Annual Rental:** \$697 + GST
4. *Note that any approval to grant the lease is conditional on:*

- (a) *Appropriate consultation with iwi.*
- (b) *The lease being publicly notified in accordance with section 119 and 120 of the Reserves Act 1977.*
- (c) *There being no sustained objections resulting from the abovementioned consultation or notification.*
- (d) *Wellington North Badminton Association Incorporated pays for the legal and advertising costs associated with preparing the lease.*
- (e) *Approval from the Minister of Conservation in accordance with the Reserves Act 1977.*

061/09RP **RESOLUTION TO EXCLUDE THE PUBLIC**
(1215/53/IM)

Moved Councillor Goulden, 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 4 District Plan Change 30 – Environment Court Appeal – Proposal for Settlement

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.*

For items 062/09RP, please see the public excluded minutes.

The meeting went into public excluded session at 1.32pm.

(The meeting adjourned for afternoon tea at 2.40pm and reconvened at 2.49pm.)
(Councillor Wain left the meeting at 2.50pm.)

The meeting concluded at 2.49pm.

Confirmed: _____
Chair
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