

# MEETING — AGENDA —

Ngā Take

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Western Bay of Plenty  
District Council

# POLICY COMMITTEE

*Komiti Kaupapa Here*

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**INFORMATION PACK**

**Pikau Korero**

**PP18**

**Thursday, 21 February 2019**



## Advice to Councillors on Use of Information Packs

Council has agreed that Information Packs will be supplied with the agendas for Council and its Committees as well as Community Boards as required. Members are to present questions in writing on contents, provided these are received 48 hours prior to the meeting (i.e. by 5.00 pm on a Monday for a Thursday meeting). A copy of the questions and written replies will be made available to all Members and will be tabled at the meeting.

Any questions received later than the 48 hour deadline will be responded to within five days with copies of both questions and answers circulated to all Members.

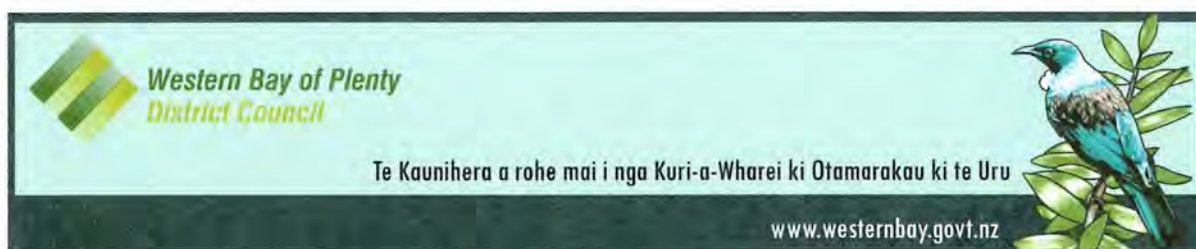
All questions to be **emailed** to the relevant Democracy Advisor.

In addition, should a more detailed report or presentation be required on any specific item, Councillors are invited to make an e-mail request to the Chief Executive Officer. Reports or presentations requested will be given at the first available opportunity.

Council	-	Aileen Alty
Community Committee	-	Michelle Parnell
Long Term and Annual Plan Committee	-	Michelle Parnell
Operations and Monitoring Committee	-	Aileen Alty
Policy Committee	-	Michelle Parnell
Rural Committee	-	Michelle Parnell
All Community Boards	-	Aileen Alty

Please include in any emailed questions and the following references from this Information Pack;

- Title of Item – Page reference for question.



# Open Items

## Policy Committee No. PP18 21 February 2019 Information Pack

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### Pages

#### Schedule of Contents

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| <b>1. Policy Committee Minute Action Sheets as at 12 February 2019</b>              | 4-11 |
| <ul style="list-style-type: none"><li>• Not completed</li><li>• Completed</li></ul> |      |

## Minute Actions Not Completed for Policy Committee (Open)

Remit Number	Remit Title	Owner	Remit Description	Owner Comments	Current Status
PP1418.4 06 Aug 2018	Deliberations on the Draft Reserves and Facilities Bylaw 2018	POLICY AND PLANNING MANAGER	<p>1. THAT the Senior Policy Analyst (Consultant) report dated 18 September 2018 and titled Deliberations on the Draft Reserves and Facilities Bylaw 2018 be received.</p> <p>2. THAT the report relates to an issue that is considered to be of medium significance in terms of Council's Significance and Engagement Policy.</p> <p>3. THAT the 'Beaches for Everyone' petition delivered to Council's Barks Corner office on 3 August 2018 opposing the proposed ban of horses at Tuapiro Point be received as a late submission to the Draft Reserves and Facilities Bylaw.</p> <p>4. That in response to Issue 3: Broader review of horse riding areas, the Policy Committee approves the following: Option 3A: Undertake a review to identify additional opportunities for the provision of horse riding areas in the district in the 2019/20 financial year with the key stakeholders. Reasons:</p> <ul style="list-style-type: none"> <li>• Responds to submission feedback on this issue.</li> <li>• Addresses concern of the limited number of safe horse riding opportunities in the Western Bay.</li> </ul> <p>5. THAT the Policy Committee recommends to Council for adoption the Reserves and Facilities Bylaw 2018 inclusive of the following amendments: Issue 1: Horses at Tuapiro Point Option 1C: Amended status quo (Appendix C) including the options outlined below: Permitted area amendments Continue to permit horses at Tuapiro Point subject to conditions outlined in Clause 13. Amend Schedule 1 of the bylaw to reflect proposed changes to permitted horse riding areas around Tuapiro Point including clarification regarding the parking area for horse floats and access to the permitted area connecting the public road to the foreshore.</p>	The final bylaw has been adopted by Council at its meeting on 1 November 2018. The investigations will be scheduled in the 2019/20 work programme, and progressed in due course.	UNDER ACTION

Remit Number	Remit Title	Owner	Remit Description	Owner Comments	Current Status
			<p>Reasons:</p> <ul style="list-style-type: none"> <li>• Seeks to achieve a compromise between the issues raised by Ngati Te Wai and the issues raised by the horse riding community.</li> <li>• Tuapiro Point is a popular location for horse riders.</li> <li>• Majority of submissions did not support removing Tuapiro Point as a permitted site (96%).</li> <li>• Continues to provide six locations for horse riders to access in accordance with the Bylaw.</li> <li>• A range of potential improvements could be made within the bylaw and operationally (many suggested by submissions) to better manage the impact of the use of the area by horse riders.</li> </ul> <p>Code of conduct Develop horse riders code of conduct in conjunction with horse riding representatives and include code of conduct information in the bylaw, on Council's website and in Council communications.</p> <p>Reasons:</p> <ul style="list-style-type: none"> <li>• Sets out clear expectations of use.</li> <li>• Approach successfully used in Auckland Regional Parks.</li> <li>• Can be used by different clubs to encourage responsible use by their members.</li> </ul> <p>Issue 3: Broader Review of Horse Riding Areas To add to Clause 13.1 (c) In a reserve or on a beach where there is dedicated signposted horse riding trails.</p> <p>Issue 4: Drones Option 4B: Continue as per proposed bylaw (Appendix A)</p> <p>Reasons:</p> <ul style="list-style-type: none"> <li>• Reflects existing Council direction on this issue.</li> <li>• Recognises that there have been no known issues regarding the use of RPAS on Council land.</li> <li>• Clear and simple approach to allowing for this use to occur, avoiding confusion about where RPAS can and cannot fly.</li> <li>• Ensures compliance with CAA regulations and provides flexibility should these regulations change in the future.</li> </ul>		

Remit Number	Remit Title	Owner	Remit Description	Owner Comments	Current Status
			<p>Issue 5: Vehicles on Beaches  Option 5B:  Amendments to Clause 10 of operative bylaw  Reasons:</p> <ul style="list-style-type: none"> <li>• Ensures community are aware that regional provisions may also apply.</li> </ul> <p>6. THAT pursuant to s155 of the Local Government Act 2002, the Policy Committee recommends to Council that the Reserves and Facilities Bylaw 2018 as amended is the most appropriate way of addressing the perceived problem, is the most appropriate form of bylaw, and that the bylaw does not give rise to any implications under the New Zealand Bill of Rights Act 1990.</p> <p>7. THAT the Policy Committee recommends to Council that the Reserves and Facilities Bylaw 2018 become effective on 9 November 2018 and that the Reserves and Facilities Bylaw 2012 be revoked as at that date.</p> <p>8. THAT in response to Issue 2: Bylaw implementation, the Policy Committee approves the following:  Option 2A:  Implement a range of improvements to better manage the use of horses at Tuapiro Point:</p> <ul style="list-style-type: none"> <li>• Improve signage at Tuapiro Point</li> <li>• Improve education on bylaw requirements and values of Tuapiro Point</li> <li>• Monitoring approach</li> </ul> <p>Reasons:</p> <ul style="list-style-type: none"> <li>• Responds to submissions identifying potential improvements to the management of horses at Tuapiro Point.</li> <li>• Clarifies expectations of use.</li> <li>• Work with the Ngati Te Wai and the horse riding community to implement improvements to ensure they are effective.</li> </ul> <p>9. THAT the Policy Committee direct staff to develop a Decision Story that gives effect to the resolutions from this meeting, and recommends to Council that the Decision Story be adopted alongside adoption of the final bylaw and</p>		

Remit Number	Remit Title	Owner	Remit Description	Owner Comments	Current Status
			provided to submitters as a formal response to submissions made.		
PP1718.2 13 Dec 2018	Adoption of the Draft Early Payment of Rates for Subsequent Years Policy for Consultation	GROUP MANAGER FINANCE AND TECHNOLOGY	<p>1. THAT the Chief Financial Officer's report dated 16 November 2018 and titled Adoption of the Draft Early Payment of Rates for Subsequent Years Policy for Consultation be received.</p> <p>2. THAT the report relates to an issue that is considered to be of low significance in terms of Council's Significance and Engagement Policy.</p> <p>3. THAT the Committee adopts the draft early payment of rates for subsequent year's policy as attached in Appendix 1 of this report for consultation via a special consultative procedure.</p>	15/01/2019: The Draft Policy has been approved for release for consultation alongside the draft Annual Plan 2019/20 and will be finalised in time for implementation in the 2019/20 financial year. Work on compiling a statement of proposal for the policy has commenced and will be completed within the annual plan project timeframe.	UNDER ACTION

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## Minute Actions Completed for Policy Committee (Open)

Minutes Number	Remit Title	Owner	Remit Description	Owner Comments	Current Status
PP1618.4 18 Oct 2018	Housing Action Plan	SENIOR POLICY ANALYST	<ol style="list-style-type: none"> <li>1. THAT the Senior Policy Analyst's report dated 27 September 2018 and titled Housing Action Plan be received.</li> <li>2. THAT the report relates to an issue that is considered to be of low significance in terms of Council's Significance and Engagement Policy.</li> <li>3. THAT the Policy Committee adopts the draft Housing Action Plan, attached as Appendix A to this report with the noted amendment.</li> <li>4. THAT the Policy Committee directs staff to provide updates on the Housing Action Plan implementation at six-monthly intervals.</li> </ol>	Housing Action Plan uploaded to Council website. First action update currently being prepared.	COMPLETE



Minutes Number	Remit Title	Owner	Remit Description	Owner Comments	Current Status
PP1718.1 13 Dec 2018	2019 Plan Change Works Programme	RESOURCE MANAGEMENT MANAGER	<p>1. THAT the Resource Management Manager's report dated 29 November 2019 and titled 2019 Plan Change Work Programme be received.</p> <p>2. THAT the report relates to an issue that is considered to be of low significance in terms of Council's Significance and Engagement Policy.</p> <p>3. That staff proceed with the following plan changes, and following their completion a full review of the District Plan will be commenced:</p> <ul style="list-style-type: none"> <li>i. Katikati urban growth area</li> <li>ii. Omokoroa Structure Plan Stage 3</li> <li>iii. Natural Hazards</li> <li>iv. Residential Zone Review</li> <li>v. Post Harvest Zone Review and seasonal worker accommodation.</li> <li>vi. Compliance with National Policy Statement and National Environmental Standards</li> <li>vii. Statutory Acknowledgements as a result of Treaty Settlements, including requirements for consultation with Tangata Whenua on activities affecting these sites and other matters of significance to Maori are given effect to in the District Plan.</li> <li>viii. Earthworks and cleanfil</li> <li>ix. Home enterprises</li> <li>x. Dwelling definition</li> <li>xi. Minor dwellings</li> <li>xii. Retaining walls and fences</li> <li>xiii. Natural hazards with respect to earthworks and overland flowpaths</li> <li>xiv. Frost fans and bird scarers</li> <li>xv. Accommodation facility numbers</li> <li>xvi. Rural Contractors Depots</li> <li>xvii. Industrial Zone internal noise standards</li> </ul> <p>AND</p> <p>xviii. Provision for cycleways</p>	Resolution Noted. Progress will be reported through the Quarterly Corporate Reporting system.	COMPLETE
PP1718.3 13 Dec 2018	Waste Management and Minimisation Investigations	SENIOR POLICY ANALYST	<p>1. THAT the Senior Policy Analyst's report dated 29 November 2018 and titled 'Waste Management and Minimisation Investigations' be received.</p> <p>2. THAT the report relates to an issue that is considered to be of high significance in terms of Council's Significance and Engagement Policy.</p>	Initial communications undertaken. Preparation for the annual plan process underway.	COMPLETE

Minutes Number	Remit Title	Owner	Remit Description	Owner Comments	Current Status
			<p>Kerbside Waste Services</p> <p>3. THAT in relation to Issues and Options Paper - Kerbside Waste Services (Attachment B), the Committee resolves its preferred option as Option 3, being: That Council takes an increased role in waste management. AND That Council delivers a kerbside collection service for glass and recyclables, to become operational in 2021 funded by a targeted rate; AND That Council delivers a kerbside collection service of food waste in urban areas, to become operational in 2021 funded by a targeted rate; AND That Council delivers a pay per pick-up kerbside rubbish collection service, to become operational in 2021. (Note: Option 5A in Eunomia report) ... with further clarification provided that Council would be contracting waste management and minimisation services rather than providing them in-house.</p> <p>Commercial Services</p> <p>4. THAT in relation to Issues and Options Paper - Commercial Services (Attachment C), the Committee resolves its preferred option as Option 2, being: That any Council led waste service includes 'commercial' and 'commercial transitional' zoned properties; AND That this be funded through a targeted rate, for glass, recyclables and food waste; AND That this rate be set at the same level as a residential property; AND That a Council led rubbish collection service would be paid on the same basis as the household; AND That this be an opt in service.</p> <p>Rural Recycling Drop-off Points</p> <p>5. THAT in relation to Issues and Options Paper - Rural Recycling Drop-off Points (Attachment D), the Committee resolves its</p>		

Minutes Number	Remit Title	Owner	Remit Description	Owner Comments	Current Status
			<p>preferred option as Option 2, being:            That Council includes \$266,000 in the 2020/2021 year to establish three rural recycling drop-off points;            AND            That the Council include \$18,521 in operational costs for the 2020/2021 year onwards;            AND            That Council recover the expenditure through a targeted rate;            AND            That Council consult with the relevant communities to determine suitable locations in the 2019/20 year.            Construction and Demolition Waste            6. THAT in relation to Issues and Options Paper - Construction and Demolition Waste (Attachment E), the Committee resolves its preferred option as Option 2, being:            That Council actively works with Tauranga City Council to investigate the establishment of a community led non-profit construction and demolition waste recovery facility in the Western Bay of Plenty - Tauranga area.            7. THAT the Committee directs staff to prepare a Long Term Plan Amendment and consultation document that is consistent with resolutions 3, 4, 5, and 6, and undertake a Special Consultative Procedure alongside the 2019/20 Annual Plan.</p>		

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