

Minutes of the Regional Direction and Delivery Committee Meeting held in Mauao Rooms, Bay of Plenty Regional Council Building, 87 First Avenue, Tauranga on Tuesday, 15 May 2018 commencing at 9.32 a.m.

Present:

Chairman: P Thompson

Deputy Chairman: A von Dadelszen

Councillors: J Cronin, T Marr, L Thurston, D Love, A Tahana, J Nees, W Clark, S Crosby, K Winters

In Attendance: C Ingle (General Manager, Integrated Catchments), J Graham (General Manager, Corporate Solutions), S Omundsen (General Manager, Regulatory Services), E Grogan (Principal Regulatory Advisor), D Phizacklea (Regional Integrated Planning Manager), S Lamb (Natural Resources Policy Manager), N Poutasi (Water Policy Manager), G Corbett (Biosecurity Manager), K O'Brien (Strategic Engagement Manager), R Fraser (Consents Manager), S Pimlott (Project Manager – Water Programme), T Briggs (Project Manager – Water Programme), C Brewer (Regulatory Compliance Team Leader), S Pickles (Regulatory Compliance Team Leader), R Burton (Freshwater Team Leader), N Steed (Programme Leader, Statutory Policy), S Grayling (Biosecurity Team Leader), J Holst (Senior Regulatory Compliance Officer), R Waltham (Planner), H Singh (Marketing and Communications Advisor), M Pasengrouw (Committee Advisor), J Durham (Committee Advisor)

External: J Hughes (Infrastructure Resilience Specialist, Tonkin & Taylor), J Smith (Strategic Coordinator, COBOP)

Apologies: Crs J Nees and D Love (lateness), and Crs N Bruning, M McDonald, and Chairman D Leeder

1 Apologies

Resolved

That the Regional Direction and Delivery Committee:

- 1 Accepts the apologies of Crs J Nees and D Love (lateness), and Crs N Bruning, M McDonald and Chairman D Leeder tendered at the meeting.

Thompson/Crosby
CARRIED

2 Public Forum

Nil.

3 **Acceptance of Late Items**

Nil.

4 **General Business and Tabled Items**

It was advised a Regional Direction and Delivery Committee (RDD) freshwater workshop would be held on Thursday 17 May 2018 from 9.30am until 4pm.

Document Number	Item Number	Item Name	Document Name
Tabled Document 1	Agenda Item 9.3	Brown Bullhead Catfish - Incursion Update	Communications Strategy

5 **Confidential Business to be transferred into the Open**

Nil.

6 **Declaration of conflicts of interest**

Nil.

7 **Previous Minutes**

7.1 **Regional Direction and Delivery Committee minutes - 4 April 2018**

Resolved

That the Regional Direction and Delivery Committee:

- 1 **Confirms the Regional Direction and Delivery Committee minutes - 4 April 2018 as a true and correct record.**

Thompson/von Dadelszen
CARRIED

Chair's Announcement

The Chair announced all discussion regarding freshwater would be deferred to the RDD freshwater workshop.

8 **Presentations**

8.1 **Operating Environment**

Climate Change Local Initiatives

Presentation Id: A2878216

James Hughes (Infrastructure Resilience Specialist, Tonkin & Taylor) gave an overview of national and international climate change mitigation (reducing emissions) and

adaptation (reducing risks) work underway; climate change was rated as the top risk globally.

Attendance

Crs Nees and Love joined the meeting at 9.42am

Central government was looking to put more responsibility onto local government to address climate change. It was expected Minister Shaw would release an Options Report for Adaptation stating councils undertake asset risk assessments every five years to feed up to central government and identify the resilience of councils' infrastructure. Several councils had signed up to international climate change initiatives that provide support and resource networks.

Internationally and nationally, cities were quantifying emissions and setting reduction targets.

Mr Hughes showed footage of coastal inundation in Hawkes Bay in 2017. It was noted the situation was complex, any decisions would be precedent-setting, and discussion with the community on the best way forward and development of trigger points and flexible approaches was underway.

Concern was raised that coastal homes would begin facing insurance retreat and issues with bank lending. The Climate Commission was responsible for risk assessments and identifying trigger points on a national level.

Staff follow up:

- Latest forecasted sea level changes.
- Further information on climate change initiatives (including from a freshwater and natural hazards point).

Presentation Id: A2875817

Stephen Lamb (Natural Resources Policy Manager) outlined local initiatives addressing climate change. It was noted territorial local authorities in the region were carrying out risk assessments, developing sustainability strategies and action plans, quantifying emissions, and focussing on building resilient communities. It was noted transport was the biggest cause of emissions in Tauranga, whereas in Western Bay, Whakatāne, Rotorua, and Ōpōtiki, it was agriculture.

Staff follow up:

- Consideration of the effect of forestry offsetting emissions.

Collaboration Bay of Plenty (COBOP) – Climate Change Cluster

Presentation Id: A2874072

Jo Smith (Strategic Coordinator, COBOP) and James Graham (General Manager, Corporate Solutions) provided background to COBOP; which supported collaboration between 28 agencies operating in the Bay of Plenty.

Cluster groups were developed within COBOP to allow relevant agencies to collaborate effectively and efficiently in order to address relevant issues. Council was involved in the climate change cluster whose terms of reference were being developed.

Local Government New Zealand (LGNZ)

Cr Crosby discussed the 2018 Central and Local Government Forum, which had centred on the budget, four well-beings (likely to be incorporated into the Local Government Act 2002 shortly), poverty, water, and stronger communities.

Minister Shaw's focus was on climate change mitigation within the 2030 target. Asset risk profiles were undertaken, with 47,000 houses assessed as "at risk" to sea level and groundwater rises. National adaptation plans were being developed.

The provincial growth fund could be utilised for transport, infrastructure, getting people back to work, and would support the Rotorua forestry hub. Getting ultrafast broadband into regional black spots was also a priority.

Concern was raised around the Government Policy Statement on transport, particularly around spatial planning for rail, consideration of employment, health and social services, modal shift, and replacing old roads if new roads were not to be built.

Sir Michael Cullen would chair the Productivity Commission enquiry into local government funding which would link with a tax review. Terms of reference were being developed and the panel would be populated by skillset rather than representation.

Minister Davis was considering extra funding for tourism within the region which would be the first enduring revenue scheme outside of rates. Few details were available yet.

Adjournment

The meeting adjourned at 11.03am and reconvened at 11.21am

8.2 Region wide Land Use Mapping

Presentation Id: A2876856

Sharon Pimlott (Project Manager – Water Programme) outlined the region wide land use mapping undertaken for Proposed Plan Change 12 in 2017. All nine water management areas were mapped parcel-by-parcel.

Attendance

Cr Marr re-joined the meeting at 11.23am

Cr Cronin re-joined the meeting at 11.24am

The mapping strengthened and increased existing knowledge, and was validated by the community and relevant industry. It was suggested staff approach AvocadoNZ to validate avocado orchard data.

Various and transferrable uses of the data included forecasting climate change adaptation and mitigation, and development scenarios within catchment modelling. Existing maps, such as soil and slope, could also be overlaid. Ms Pimlott advised to keep the data valuable it needed to be kept current.

There had been public interest in the data through the online web application and the public were encouraged to provide correct information where inaccurate or no data was available.

Resolved

That the Regional Direction and Delivery Committee:

- 1 Receives the report, Region wide Land Use Mapping.

Thompson/Nees
CARRIED

8.3 Operating Environment Continued

Ministry for the Environment "Our Land 2018" Video

<https://vimeo.com/265463563>

9 Reports

9.1 Regional Policy Statement Implementation Strategy - Urban and Rural Growth Management Workstream

Presentation Id: A2876694

Nassah Steed (Programme Leader, Statutory Policy) and David Phizacklea (Regional Integrated Planning Manager) outlined the implementation strategy of the Regional Policy Statement Urban and Rural Growth Management. The successful implementation in Western Bay of Plenty was noted.

Councillors noted the following concerns:

- The implementation limitations due to insufficient transport infrastructure (State Highway 2 and Tauriko).

Attendance

Cr Cronin left the room at 11.56am

- Developments being approved in high-risk (flood and coastal inundation prone) areas. Staff were requested to write to councils within the region suggesting reconsideration of such high-risk developments.
- Any future investments needed to consider effects of climate change.
- Intensification objectives needed to be realistic and attainable.

Attendance

Cr Cronin re-joined the meeting at 12.11pm

- The effects of climate change and adaption and risk mitigation on the 40,000HA of land situated below sea level within the region.

Resolved

That the Regional Direction and Delivery Committee:

- 1 Receives the report, Regional Policy Statement Implementation Strategy - Urban and Rural Growth Management Workstream.

von Dadelszen/Thompson
CARRIED

- 2 Notes refining and streamlining of the RPS Urban and Rural Growth Management provisions is required, including consideration of natural hazards, transport, freshwater, and climate change matters, and should occur ahead of the formal review of the second generation RPS in 2024.

Thompson/Marr
CARRIED

- 3 Notes Western Bay of Plenty District Council has requested amendment to the urban limits maps of the Regional Policy Statement to provide for additional urban development in Katikati and Te Puke and to remove flood prone land at Waihi Beach from the urban limits. This matter will be dealt with after consideration of the Future Development Strategy for the Western Bay of Plenty sub-region developed under the National Policy Statement on Urban Development Capacity.

Crosby/Nees
CARRIED

9.2 Approval to Notify Proposed Change 4 (Tauriko West Urban Limit) to the Bay of Plenty Regional Policy Statement

Rebekah Waltham (Planner) and David Phizacklea (Regional Integrated Planning Manager) recommended Proposed Plan Change 4 be notified. It was noted the section 32 report met the Minister for the Environment's requirements and staff had recommended an independent hearing panel be appointed.

Councillors sought clarification on what issues might arise from submissions, whether transport infrastructure would be sufficient to cater for the new growth area, and the requirements of the National Policy Statement on Freshwater Management in managing urban stormwater. The two main contentions were other developers wanting their developments to occur first and rural residents concerned with being rezoned as urban.

Resolved

That the Regional Direction and Delivery Committee:

- 1 Receives the report, Approval to Notify Proposed Change 4 (Tauriko West Urban Limit) to the Bay of Plenty Regional Policy Statement.
- 2 Confirms that it is satisfied that the requirements of the Resource Management Act 1991, in particular sections 60 and its referenced Schedule 1, 61 and 62, relating to the preparation of Proposed Change 4 (Tauriko West Urban Limit) to the Bay of Plenty Regional Policy Statement, up to its public notification stage, and requirements set out in the Ministers Direction have been fully met.

- 3 **Confirms that it has had particular regard to the Section 32 Evaluation Report for Proposed Change 4 (Tauriko West Urban Limit) to the Bay of Plenty Regional Policy Statement, and adopts it so that it is publicly available at the time of notification.**
- 4 **Adopts Proposed Change 4 (Tauriko West Urban Limit) to the Bay of Plenty Regional Policy Statement and approves its public notification pursuant to clause 5 of Schedule 1 to the Resource Management Act 1991.**
- 5 **Delegates to the General Manager Strategy & Science the authority to approve any minor changes, including grammatical and formatting, to Proposed Change 4 and the Section 32 Evaluation Report prior to notification.**
- 6 **Notes the Te Kauae a Roopu hapu members have recommended the appointment of independent commissioners with expertise in tikanga Maori.**
- 7 **Establishes a Hearing Committee under section 34A of the Resource Management Act 1991 and delegates authority to it to hold and conduct the hearings process (including any interlocutory matters, consideration of written submissions and hearing of oral submissions) on Proposed Change 4 (Tauriko West Urban Limit) to the Bay of Plenty Regional Policy Statement.**
- 8 **Delegates authority to the Hearing Committee to provide a written report and recommendations on those submissions back to the Minister for the Environment.**
- 9 **Appoints independent commissioners Elva Conroy, Greg Hill and Gina Sweetman for Proposed Change 4 (Tauriko West Urban Limit) to the Bay of Plenty Regional Policy Statement.**
- 10 **Delegates to the Chair of the Regional Direction and Delivery Committee to appoint a replacement should a panel member be unavailable or conflicted.**
- 11 **Confirms that the decision has a low level of significance.**

Crosby/von Dadelszen
CARRIED

9.3 **Brown Bullhead Catfish - Incursion Update**

Tabled Document 1 Id A2878732

Shane Grayling (Biosecurity Team Leader), Greg Corbett (Biosecurity Manager), and Harry Singh (Marketing and Communications Advisor) advised the Biosecurity Team were working with Te Arawa Lakes Trust to engage a Coordinator to support community action; the University of Waikato and NIWA were investigating options, and a communication strategy had been developed to resonate with the public message of "Remove weeds before leaving".

It was clarified that tagged catfish would be sexed and only males would be released. The classification of catfish in the Regional Pest Management Plan would need consideration.

Resolved

That the Regional Direction and Delivery Committee:

- 1 Receives the report, Brown bullhead catfish - incursion update.**

**Thurston/Winters
CARRIED**

9.4 Freshwater Futures Update

Toni Briggs (Project Manager – Water Programme), Namouta Poutasi (Water Policy Manager), and Reuben Fraser (Consents Manager) presented updates on Freshwater Futures.

Attendance

Cr Thurston left the room at 12.45pm

Proposed Plan Change 9 deliberations were delayed so the Recommendations Report would be presented to the 9 August 2018 RDD meeting.

Addressing cultural effects relating to groundwater take and use consents was implementation of an existing policy.

Attendance

Cr Thurston re-joined the meeting at 12.47pm

Councillors raised concern regarding customers' experiences in consent processing delays due to cultural impact assessments.

Staff follow up:

- A report on improving efficiencies in processing consents be prepared.

Resolved

That the Regional Direction and Delivery Committee:

- 1 Receives the report, Freshwater Futures Update.**
- 2 Notes staff will report back to the next RDD meeting on matters raised during discussions on this report.**

**Thompson/Thurston
CARRIED**

9.5 Integrated Catchments Management Update

Sarah Omundsen (General Manager, Regulatory Services) advised that during heavy rain and floods, alum dosing ceased until sediment settled back down.

Ms Omundsen was congratulated on her appointment as Acting General Manager, Regulatory Services.

Resolved

That the Regional Direction and Delivery Committee:

- 1 Receives the report, Integrated Catchments Management Update.

Thompson/Thurston
CARRIED

Adjournment

The meeting adjourned at 1pm and reconvened at 1.24pm

Chair's Announcement

The Chair announced Agenda Item 9.9 (Freshwater Compliance Snapshot) would follow Agenda Item 9.6 (Regulatory Compliance Snapshot), to enable staff efficiencies.

9.6 Regulatory Compliance Snapshot Report Months 1-9 2017/2018

Chris Brewer (Regulatory Compliance Team Leader), Steve Pickles (Regulatory Compliance Team Leader), and Eddie Grogan (Principal Regulatory Advisor) discussed the benefits of Accela, particularly in terms of the ability to generate accurate information in a timely fashion, allowing easier reporting. Accela would help ensure the Council was proactive not reactive to issues, and allowed the Compliance Team to be more mobile and spend more time in the field.

Attendance

Cr Cronin re-joined the meeting at 1.27pm

Cr Thompson vacated the Chair and Cr von Dadelszen assumed the Chair at 1.30pm.

Cr Thompson resumed the Chair at 1.31pm.

It was noted most dairy non-compliance was due to pond mismanagement during heavy rain and a failure to maintain infrastructure. Abatement notices, infringements, and further enforcement procedures were issued accordingly.

Resolved

That the Regional Direction and Delivery Committee:

- 1 Receives the report, Regulatory Compliance Snapshot Report Months 1-9 2017/2018.

Thompson/von Dadelszen
CARRIED

9.7 Freshwater Compliance Snapshot

Chris Brewer (Regulatory Compliance Team Leader), Steve Pickles (Regulatory Compliance Team Leader), and Eddie Grogan (Principal Regulatory Advisor) updated Councillors on regulatory compliance work in relation to freshwater management. Work was aligned to four priorities; compliance monitoring, measuring water takes and reporting, data systems and reporting, and non-consented water takes. It was noted meters needed re-verifying every five years.

Resolved

That the Regional Direction and Delivery Committee:

- 1 Receives the report, Freshwater Compliance Snapshot.

Thompson/Nees
CARRIED

9.8 **Update on He Korowai Matauranga (Matauranga Maori Framework)**

Kataraina O'Brien (Strategic Engagement Manager) advised operating costs of the Matauranga Māori Framework report was included in the Long Term Plan 2018-2028 deliberations agenda.

Resolved

That the Regional Direction and Delivery Committee:

- 1 Receives the report, He Korowai Matauranga Implementation.

Thompson/Cronin
CARRIED

9.9 **Update on Geothermal Plan Change Process**

Stephen Lamb (Natural Resources Policy Manager) advised Proposed Geothermal Plan Change engagement would begin in Ōhinemutu on 15 May 2018 and three hui would take place in Rotorua. It was noted how complex the science was, and education and clear information was important.

Resolved

That the Regional Direction and Delivery Committee:

- 1 Receives the report, Update on Geothermal Plan Change Process.

Thurston/Thompson
CARRIED

10 **Public Excluded Section**

Resolution to exclude the public

THAT the public be excluded from the following parts of the proceedings of this meeting.

The general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter, and the specific grounds under section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

General Subject of Matter to be Considered	Reason for passing this resolution in relation to this matter	Ground(s) under Section 48(1) for the passing of this resolution
10.1 Public Excluded Regional Direction and Delivery Committee minutes - 4 April 2018	Good reason for withholding exists under Section 48(1)(a)	Please refer to the relevant clause in the open meeting minutes.
10.2 BOPRC Enforcement and prosecutions 2017/2018 – update	Good reason for withholding exists under Section 48(1)(a)	Such disclosure would be likely to prejudice the maintenance of the law, including the prevention, investigation, and detection of offences, and the right to a fair trial.
10.3 Plan Change 10: Lake Rotorua Nutrient Management - Update on Environment Court proceedings and Implementation	Good reason for withholding exists under Section 48(1)(a)	To maintain legal professional privilege.
10.4 Te Mana Whakahono a Rohe: Update	Good reason for withholding exists under Section 48(1)(a)	To protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information would be likely to prejudice the supply of similar information, or information from the same source, and it is in the public interest that such information should continue to be supplied
10.5 Update on Actions Undertaken by Industrial Site Operators in the Mount Industrial Area	Good reason for withholding exists under Section 48(1)(a)	Such disclosure would be likely to prejudice the maintenance of the law, including the prevention, investigation, and detection of offences, and the right to a fair trial.

Thompson/Thurston
CARRIED

11 Consideration of General Business

Nil.

The meeting closed at 2.40pm

Confirmed

Chair, Regional Direction and Delivery Committee

Date