

Minutes of the Regional Direction and Delivery Committee Meeting held in Council Meeting Room One, Bay of Plenty Regional Council, 5 Quay Street, Whakatāne on Thursday, 23 February 2017 commencing at 9.30 am.

Present:

Chairman: P Thompson

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

In Attendance: A Miller (Project Implementation Officer), C Ingle (General Manager Integrated Catchments), D Phizacklea (Regional Integrated Planning Manager), E Grogan (General Manager Regulatory Services), F McTavish (Group Manager Strategy & Science), G Corbett (Biosecurity Manager), H Singh (Marketing & Communications Advisor), I Morton (Strategy & Science Manager), L Mason (Integrated Catchments Programme Manager), L Power (Senior Planner), M Macleod (Chief Executive), N Poutasi (Water Policy Manager), N Steed (Programme Leader (Statutory Policy)), N Zaman (Pollution Prevention Manager), N Moore (Committee Advisor), R Donald (Science Manager), S Omundsen (Tauranga Catchments Manager), S Lamb (Natural Resource Policy Manager), S Craig (Communications Manager)

Apologies: Chairman D Leeder, A von Dadelszen; P Ngaropo

1 General Business

The following items were raised for consideration under General Business:

- 1 Ministerial Announcement from the Minister of Environment

Resolved

That the Regional Direction and Delivery Committee under its delegated authority:

- 1 **Receives and considers the General Business item.**

Thompson/Thurston
CARRIED

2 Tabled Item

The following item was tabled for consideration:

- 1 Western Bay Settlement Pattern Update Report

Resolved

That the Regional Direction and Delivery Committee under its delegated authority:

- 1 **Under section 48(1)(a) of the Local Government Official Information and Meetings Act 1987, receives and considers Tabled Document 1 in public excluded, as part of Agenda Item 7.2.**

**Thompson/Thurston
CARRIED**

3 Declaration of conflicts of interest

There were no conflicts of interest declared.

4 Regional Direction and Delivery Committee minutes - 21 September 2016

Resolved

That the Regional Direction and Delivery Committee under its delegated authority:

- 1 **Confirms the minutes of the Regional Direction and Delivery Committee meeting held 21 September 2016.**

**Thompson/Bruning
CARRIED**

Attendance

Councillor Tahana entered the meeting at 9.40 am.

5 Reports

5.1 Presentation – Operating Environment

Refer PowerPoint Presentation Objective ID A2551613

General Manager, Strategy and Science Fiona McTavish presented on the operating environment and implications for Council. It was noted that three reports being presented today were about the complexity around urban development and water management.

A Council-facilitated workshop with elected members from Western Bay of Plenty District Council and Tauranga City Council was proposed to discuss operating environment complexities, implications and strategic direction.

The presentation was well received particularly as members were attending a Strategic Council Workshop on 28 February. Members thanked staff for an excellent presentation.

Resolved

That the Regional Direction and Delivery Committee under its delegated authority:

- 1 Receives the presentation, Operating Environment.**

**Thompson/Nees
CARRIED**

5.2 Regional Pest Management Plan: Discussion Document

Refer PowerPoint Presentation Objective ID A2545987

Natural Resources Policy Manager Stephen Lamb and Biosecurity Manager Greg Corbett presented the draft Regional Pest Management Plan.

Members provided feedback on cat control, landowner responsibility, good neighbour rules, working with others, and graphic maps. A presentation from the SPCA on cat control was requested by members.

Staff clarified that no recovery cost was sought from landowners, and that feedback received during consultation would be reported back to the committee. Members supported the proposed consultation process and cost benefit analysis for each pest identified in the proposed Plan.

Resolved

That the Regional Direction and Delivery Committee under its delegated authority:

- 1 Receives the report, Regional Pest Management Plan: Discussion Document.**
- 2 Approves the Regional Pest Management Plan: Discussion Document for consultation.**
- 3 Delegates to the General Manager, Strategy and Science the authority to approve any minor changes, including grammatical and formatting, to the Regional Pest Management Plan: Discussion Document prior to its release for consultation.**
- 4 Notes a consultation plan for the notified Regional Pest Management Plan will need to be approved by full Council to meet the requirements of the Biosecurity Act.**

**Love/Winters
CARRIED**

5.3 National Policy Statement on Urban Development Capacity

Regional Integrated Planning Manager David Phizacklea reported on the implications of the National Policy Statement on Urban Development Capacity to Council. The

main impact would be translating the NPS-UDC policy requirements into appropriate provisions in the Bay of Plenty Regional Policy Statement, through a change by December 2018.

Members noted the substantial operating costs and asset investment for councils experiencing growth. It was noted that over-provision of development capacity may not achieve the expected outcome; particularly as land developments were controlled by the developers and not by councils. Opportunities to optimise Māori land to develop Papakāinga could be a solution to some of the key challenges occurring in the Western Bay of Plenty and Tauranga districts.

Staff would continue to work with the three SmartGrowth councils on implementation of the NPS-UDC policy requirements, and a work programme was planned to look at responsive planning in policies and an appropriate response in terms of intensification and rezoning of additional greenfield land.

Staff advised that they would report on managing the release of land, potential changes and the effects and options to the RPS, to the next meeting; and noted that strategic discussions with other councils were required.

Resolved

That the Regional Direction and Delivery Committee under its delegated authority:

- 1 Receives the report, National Policy Statement Urban Development Capacity.**

**Thompson/Thurston
CARRIED**

5.4 SmartGrowth Strategic Direction

Regional Integrated Planning Manager David Phizacklea reported on the new strategic direction and structures for SmartGrowth.

Members supported the recommendations with one amendment to include monitoring progress against timeframes and priorities. It was noted that current and future budget implications to Council should be discussed if service roles were to change, as there was potential for committed funds to be appropriated for unplanned work programmes.

Resolved

That the Regional Direction and Delivery Committee under its delegated authority:

- 1 Receives the report, SmartGrowth Strategic Direction;**
- 2 Notes the intended new strategic direction of SmartGrowth, as set out in the briefing booklet attached to this report – “Building Our Futures Together”;**
- 3 Monitors progress in implementing the current SmartGrowth actions against timeframes and priorities set out in the 2013 SmartGrowth Strategy through the SmartGrowth Leadership Group;**

- 4 Notes additional resource implications are not yet quantified, particularly in regard to SmartGrowth's role in implementing the National Policy Statement on Urban Development Capacity;
- 5 Confirms the decision has a low level of significance.

Thompson/Crosby
CARRIED

Adjournment

The meeting adjourned at 10.45 am and reconvened at 11.00 am.

Change to order of business

The Chair advised, with the leave of the Committee, that the Late Item, Western Bay Settlement Pattern Update would be considered next in order to provide continuity with reporting matters.

6 Public Excluded Section

Resolved

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	Grounds under Section 48(1) LGOIMA 1987 for passing this resolution
7.2 - Western Bay Settlement Pattern Update	That the 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 where the withholding of the information is necessary to enable any local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).	That the 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.

Thompson/Crosby
CARRIED

Continuation of open section of the meeting

7 Reports continued

7.1 Submissions to Proposed Change 3 (Rangitaiki River) to the Bay of Plenty Regional Policy Statement

Regional Integrated Planning Manager David Phizacklea and Programme Leader (Statutory Policy) Nassah Steed provided a summary of submissions received to Proposed Change 3 (Rangitaiki River) to the Bay of Plenty Regional Policy Statement. The hearing had been scheduled for 2–4 May 2017 in Whakatāne with a briefing workshop to be held for the hearing committee prior to the hearing commencing.

The Rangitāiki River Forum provided its recommendation for hearing commissioners supporting Antoine Coffin and Karamea Insley. Members noted that Antoine Coffin was a candidate in the Mauao Māori Constituency By-election. Staff clarified that there would be no conflict for Mr Coffin to undertake the hearing commissioner role should he win the by-election. In considering the make-up of the hearing panel, a member advised caution regarding the appointment of three Māori commissioners to a hearing panel of four. Chief Executive Mary-Anne McLeod spoke in support of the recommendation advising that there were no potential conflicts of interest arising and that the proposed panel members held hearing commissioner accreditation.

Staff provided clarification on the delegated authority and Council's decision-making process.

Resolved

That the Regional Direction and Delivery Committee under its delegated authority:

- 1 Receives the report, Submissions to Proposed Change 3 (Rangitaiki River) to the Bay of Plenty Regional Policy Statement;**
- 2 Establishes a Hearing Committee under section 34 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 3 (Rangitaiki River) to the Regional Policy Statement;**
- 3 Delegates authority to the Hearing Committee to provide a written report and recommendations on those submissions back to the Regional Direction and Delivery Committee; and**
- 4 Appoints independent commissioners Karamea Insley and Antoine Coffin to the Hearing Committee for Proposed Change 3 (Rangitāiki River).**
- 5 Appoints Councillors Cronin and Tahana to the Hearing Committee for Proposed Change 3 (Rangitāiki River).**
- 6 Confirms the decision has a low level of significance.**

**Thurston/Bruning
CARRIED**

Councillor Clark requested that his vote against resolution 5 be recorded.

Change to order of business

The Chair advised, with the leave of the Committee, that the General Business Item, Ministerial Announcement from the Minister of Environment would be provided with the Freshwater Futures Update in order to provide continuity with reporting matters.

7.2 Freshwater Futures Update

Refer PowerPoint Presentation Objective ID A172775

A joint presentation was provided by Strategy & Science Manager Ian Morton, Water Policy Manager Namouta Poutasi and Communications Manager Sue-Ellen Craig on key activities in regard to the implementation of the National Policy Statement for Freshwater Management (NPSFM), together with an update on national freshwater matters.

Information packs would be provided to all members following the Ministerial announcement from the Environment Minister, Dr Nick Smith. Members supported a focus on the activities being delivered to improve water quality in the region. An analysis of the data used to populate the information maps would be undertaken and staff would consider impacts arising from the NPSFM to meet the proposed 90 per cent swimmability target by 2040.

Members approved the delegations for the Lake Rotorua Nutrient Management Plan Change 10 hearing panel and received an outline on Plan Change 9 and the key topics raised in submissions.

Members noted that there were a large number of plan changes proposed in the Ten Year Plan. The Councillor workshop scheduled for 16 March 2017 would cover setting water quality and quantity objectives, and progress to the implementation of the NPSFM.

Resolved

That the Regional Direction and Delivery Committee under its delegated authority:

- 1 Receives the report, Freshwater Futures Update;**
- 2 That the Regional Direction and Delivery Committee under its delegated authority:**
 - a) Notes the Regional Council's appointment of the Independent Hearings Panel for proposed Plan Change 10 on 30 June 2016;**
 - b) Notes the appointment of Retired Judge Gordon Whiting as Chair of the Independent Hearing Panel on 30 June 2016;**
 - c) Delegates authority to the Independent Hearing Panel to hold and conduct the hearings process (including any interlocutory matters, consideration of written submissions and hearing of oral submissions);**
 - d) Delegates authority to the Independent Hearing Panel to provide a written report and recommendations on those submissions (including a recommended draft Plan Change document) back to the Regional Direction and Delivery Committee; and**

- e) **Notes that the Regional Directions and Delivery Committee maintains the final approval role in relation to the Panel's report and recommendations for Plan Change 10.**

**Thurston/Thompson
CARRIED**

Attendance

Councillors S Crosby and J Nees left the meeting at 11.45 am.

7.3 National Policy Statement for Freshwater Management Implementation - Progress Report for 2016

Water Policy Manager Namouta Poutasi and Natural Resources Policy Manager Stephen Lamb reported on the Council's programme of staged implementation of the National Policy Statement for Freshwater Management 2014, implemented in 2016.

Resolved

That the Regional Direction and Delivery Committee under its delegated authority:

- 1 Receives the report, National Policy Statement for Freshwater Management Implementation - Progress Report for 2016;**
- 2 Notes that Council is currently progressing National Policy Statement for Freshwater Management implementation as scheduled.**

**Winters/Bruning
CARRIED**

7.4 Update on Regional Direction and Delivery working parties

The update report on Regional Direction and Delivery working parties was taken as read. Representation on the Rotorua Geothermal Liaison Group was discussed and considered appropriate as the Waiariki Māori Geothermal Advisory Group was able to provide a cultural view on geothermal resources.

Resolved

That the Regional Direction and Delivery Committee under its delegated authority:

- 1 Receives the report, Update on Regional Direction and Delivery working parties.**
- 2 Notes that these are collaborative groups established for the purpose of progressing key work programmes.**

**Thompson/Winters
CARRIED**

7.5 Presentation – Operations and Monitoring News

Refer PowerPoint Presentation Objective ID A172671

General Manager Regulatory Services Eddie Grogan and Biosecurity Manager Greg Corbett presented on weed harvesting and lake monitoring activities at Wairau Bay, Lake Rotoiti.

Resolved

That the Regional Direction and Delivery Committee under its delegated authority:

- 1 Receives the presentation, Weed Harvester.**

**Thompson/Bruning
CARRIED**

7.6 Te Awanui Tauranga Harbour Programme: six month report 2016/17

Refer PowerPoint Presentation Objective ID A2550051

General Manager Integrated Catchments Chris Ingles and Tauranga Catchments Manager Sarah Omundsen provided a summary of activities under the Te Awanui Tauranga Harbour Programme during the first six months of the 2015/16 year.

Resolved

That the Regional Direction and Delivery Committee under its delegated authority:

- 1 Receives the report, Te Awanui Tauranga Harbour Programme: six month report 2016/17.**

**Thompson/Winters
CARRIED**

7.7 District Plans Update

An update was provided on Regional Council's involvement with district and city plan reviews, changes and variations. The last update was provided on 9 December 2014.

Resolved

That the Regional Direction and Delivery Committee under its delegated authority:

- 1 Receives the report, District Plans Update.**

**Thompson/Love
CARRIED**

7.8 2015/2016 Regulatory Compliance Report

Refer PowerPoint Presentation Objective ID A2552938

Group Manager Regulatory Services Eddie Grogan, Pollution Prevention Manager Nick Zaman and Regulatory Compliance Team Leader Alex Miller presented the 2015/2016 Regulatory Compliance Report. An overview was provided of findings from compliance monitoring, complaints response and enforcement activity undertaken to improve environmental management.

Resolved

That the Regional Direction and Delivery Committee under its delegated authority:

- 1 Receives the report, 2015/2016 Regulatory Compliance Report;

Thompson/Winters
CARRIED

7.9 Regional Direction and Delivery Committee Work Programme 2017

General Manager Strategy and Science Fiona McTavish provided an update on the 2017 work programme and outlined priorities for strategy and policy work.

Resolved

That the Regional Direction and Delivery Committee under its delegated authority:

- 1 Receives the report, Regional Direction and Delivery Committee Work Programme 2017;

Thompson/Thurston
CARRIED

Public Excluded Section**Resolved**

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	Grounds under Section 48(1) LGOIMA 1987 for passing this resolution
7.1 – Public Excluded Regional Direction and Delivery Committee Minutes – 21 September 2016	Please refer to the relevant clause in the meeting minutes.	That the 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.

Thompson/Thurston
CARRIED

The meeting closed at 12.55 pm.