

Minutes of the Regional Direction and Delivery Committee Meeting held in Mauao Rooms, Bay of Plenty Regional Council Building, 87 First Avenue, Tauranga on Thursday, 9 August 2018 commencing at 9.32 a.m.

Present:

Chairman: P Thompson

Deputy Chairman: A von Dadelszen

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

In Attendance: BOPRC: F McTavish (Chief Executive), N Poutasi (Acting General Manager, Strategy & Science), C Ingle (General Manager, Integrated Catchments), M Taylor (General Manager, Corporate Performance), S Omundsen (Acting General Manager, Regulatory Services), D Phizacklea (Regional Integrated Planning Manager), I Morton (Strategy & Science Manager), M Townsend (Engineering Manager), R Fraser (Consents Manager), A Miller (Compliance Manager – Primary Industry & Enforcement), G Corbett (Biosecurity Manager), S Stokes (Eastern Catchments Manager), N Steed (Programme Leader, Statutory Policy), K Thiel-Lardon (Senior Environmental Engineer), K Parcell (Senior Policy Analyst, Natural Resources Policy), K Gosling (Senior Community Engagement Advisor), R Waltham (Planner), J Mackle (Regulatory Compliance Officer), L Macdonald (Regulatory Compliance Officer), H Fraser (Programme Coordinator, Integrated Catchments), J Durham (Committee Advisor)

Apologies: M McDonald

1 Apologies

Resolved

That the Regional Direction and Delivery Committee:

- 1 Accepts the apology of Cr M McDonald tendered at the meeting.

Thompson/Bruning
CARRIED

2 Public Forum

Nil.

3 **Tabled Items**

Document No.	Agenda Item	Description
Tabled Document 1	8.2 Selection and Approval of Hearing Panel for Air Quality Plan Change (Proposed Plan Change 13)	Summary of Experience and Qualifications of John Graham Iseli
Tabled Document 2	8.6 Tauriko West Urban Development Update	Tauriko for Tomorrow – Project update August 2018

4 **Acceptance of Late Items**

Nil.

5 **General Business**

Resolved

That the Regional Direction and Delivery Committee consider the following General Business Items in Public Excluded as good reason for withholding exists under Section 48(1)(a) in order to maintain legal professional privilege:

- 1 Verbal Update on Three Waters Review.
- 2 Verbal Update on Plan Change 10.

Thompson/Nees
CARRIED

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

Nil.

7 **Declaration of Conflicts of Interest**

Cr Crosby declared an interest in Agenda Item 8.14, Changes to grazing lease at Pāpāmoa Hills Cultural Heritage Regional Park.

8 **Previous Minutes**

8.1 **Regional Direction and Delivery Committee Minutes - 27 June 2018**

Resolved

That the Regional Direction and Delivery Committee:

- 1 Confirms the Regional Direction and Delivery Committee Minutes - 27 June 2018 as a true and correct record.

Thompson/Nees
CARRIED

9 Reports

9.1 Draft National Planning Standards

Refer PowerPoint presentation, Objective ID A2935690.

Fiona McTavish (Chief Executive), David Phizacklea (Regional Integrated Planning Manager), and Nassah Steed (Programme Leader, Statutory Policy) outlined requirements and developments regarding the Draft National Planning Standards (DNPS).

Key points included:

- Chief Executives of Taranaki Regional Council, Environment Canterbury Regional Council, Greater Wellington Regional Council and Bay of Plenty Regional Council raised concerns through a letter to Minister Parker regarding the implications and costs of incorporating the DNPS into Council plans.
- Councils had 12 months to make plans available on websites and four years to fully implement the electronically accessible format.
- Joint procurement of electronic plan services was being considered.
- The definitions of earthworks and wetlands set out in the DNPS were of concern and significant consequence, likely triggering Schedule 1 plan change processes.
- Resourcing implications if the DNPS were brought into effect.
- Council's Submission suggested making guidelines rather than requiring mandatory changes e.g. to definitions.
- Territorial local authorities (TLAs) could benefit from the DNPS but it would cause difficulties for regional councils.

Resolved

That the Regional Direction and Delivery Committee:

- 1 Receives the report, Draft National Planning Standards.**
- 2 Approves the Bay of Plenty Regional Council submission on the Draft National Planning Standards, covering the key submission points set out in section 4 of this report.**

**Winters/von Dadelszen
CARRIED**

9.2 Selection and Approval of Hearing Panel for Air Quality Plan Change (Proposed Plan Change 13)

Refer Tabled Document 1.

Karen Parcell (Senior Policy Analyst, Natural Resources Policy) tabled the experience and qualifications of the proposed Independent Commissioner (John Iseli) for consideration.

Resolved

That the Regional Direction and Delivery Committee:

- 1 Receives the report, Selection and Approval of Hearing Panel for Air Quality Plan Change (Proposed Plan Change 13).**
- 2 Endorses that the Hearing Panel is made up of Councillor von Dadelszen, Councillor McDonald, and John Iseli for a panel total of three members.**

- 3 Delegates authority to the Chair of the Regional Direction and Delivery Committee to appoint a Chair and replacement members to the Hearing Panel, if necessary.**

**Thurston/Leeder
CARRIED**

9.3 Consultation Calendar Update

Kerry Gosling (Senior Community Engagement Advisor) outlined changes to the Consultation Calendar.

Staff follow up:

- Councillors suggested the use of different colours to identify events where the public could expect to provide feedback on a matter and where the public could expect to be informed of upcoming works and changes.
- Amend title of 'bus ticketing' engagement to 'bus user education'.

Resolved

That the Regional Direction and Delivery Committee:

- 1 Receives the report, Consultation Calendar Update.**
- 2 Notes the main changes outlined.**

**Thompson/Thurston
CARRIED**

9.4 Freshwater Futures Update

David Phizacklea (Regional Integrated Planning Manager) and Ian Morton (Strategy & Science Manager) outlined recent developments in the Freshwater Futures workstream.

Key points included:

- The next step for implementing the Kaituna River Document was to update the Regional Policy Statement to give effect to it.
- Regional Council processes would align with Iwi Authority resources to ensure their availability to be involved.
- Good Farming Practice had been released nationally and Council had assisted by providing advice to farmers on implementation.
- TLAs and Council were looking at opportunities to work together to increase efficiencies and share knowledge.

Staff follow up:

- A paper outlining; Regional Policy Statement changes, Regional Plan changes, and key national topics be reported to the September Committee meeting.

Resolved

That the Regional Direction and Delivery Committee:

- 1 Receives the report, Freshwater Futures.

Thompson/Marr
CARRIED

10 Change to Order of Business

The General Business items were considered next.

11 Public Excluded Section

Resolved

That the Regional Direction and Delivery Committee under its delegated authority exclude the public 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
General Business Item 1 – Verbal Update on Three Waters Review	Good reason for withholding exists under Section 48(1)(a)	To maintain legal professional privilege.
General Business Item 2 – Verbal Update on Plan Change 10	Good reason for withholding exists under Section 48(1)(a)	To maintain legal professional privilege.

Thompson/Thurston
CARRIED

11.06am – the meeting adjourned.

11.26am – the meeting reconvened.

12 Reports Continued

12.1 The Effects of Pāpāmoa Subdivisions on the Bell Road Flooding Issues

Refer PowerPoint presentation, Objective ID A2935752.

Mark Townsend (Engineering Manager) and Kathy Thiel-Lardon (Senior Environmental Engineer) outlined the investigation undertaken into the effect of Pāpāmoa subdivisions on Bell Road flooding.

Key points included:

- Further investigation would be undertaken to confirm the draining ponds were functioning as intended and groundwater levels would be considered.

11.35am – Cr Cronin **entered** the meeting.

Staff follow up:

- A holistic investigation be undertaken considering all factors (and their cumulative effects) on the flooding at Bell Road and be reported back to the Committee.

Resolved

That the Regional Direction and Delivery Committee:

- 1 Receives the report, The Effects of Pāpāmoa Subdivisions on the Bell Road Flooding Issues.**
- 2 Notes a further report will be provided including the RSS development updates.**

**Thompson/Leeder
CARRIED**

12.2 **Tauriko West Urban Development Update**

Refer Tabled Document 2.

David Phizacklea (Regional Integrated Planning Manager) and Rebekah Waltham (Planner) answered questions relating to the Tauriko West Urban Development.

Key points included:

- Concern was raised that the New Zealand Transport Agency (NZTA) had the ability to refuse funding of the corridor realignment and the effect that could have on the development.
- Plan Change 4 could be stopped up until the time it was given to the Minister for consideration.
- Staff outlined the process and steps involved in the Tauriko West Urban Development.

Resolved

That the Regional Direction and Delivery Committee:

- 1 Receives the report, Tauriko West Urban Development Update and summary of submissions.**

**Love/Crosby
CARRIED**

12.3 **Sub-Regional Consultation with Iwi and Hapū on Resource Consents Policy**

Reuben Fraser (Consents Manager) outlined the draft policy that was developed in collaboration with Tauranga City Council and Western Bay of Plenty District Council and the current practice used by Council to consult with iwi.

Key points included:

- The policy would give consistency across the three councils.
- The policy would be subservient to Te Mana Whakahono a Rohe Agreements; it was suggested a note be included in the Agreements confirming same.

- Noted consent applicants were concerned with costs and delays.
- Councillors raised concern for the confusion consent applicants faced with what iwi to consult, particularly given the recent Hauraki Iwi Treaty Settlement.

Resolved

That the Regional Direction and Delivery Committee:

- 1 Requests a report come back to the Committee considering the concerns discussed, including consideration of costs and timeframes.**

**Thompson/Bruning
CARRIED**

12.4 Regulatory Compliance Update: August 2018

Refer PowerPoint presentation, Objective ID A2935128.

Sarah Omundsen (Acting General Manager, Regulatory Services), Alex Miller (Compliance Manager – Primary Industry & Enforcement), Reuben Fraser (Consents Manager), Jacqui Mackle (Regulatory Compliance Officer), and Lucas Macdonald (Regulatory Compliance Officer) presented the Regulatory Compliance Update.

Key points included:

- Tauranga City Council was operating two wastewater treatment plants to a high level with good quality discharges and regularly engaged with tāngata whenua and the public through committee processes.
- Concern was raised over the logs that washed into the Matahina Dam and what mitigation was underway.
- Council staff and Whakatāne District Council (WDC) staff were working closely to improve standards and discharges regarding compliance issues at Ōhope.
- Staff considered WDC were doing everything they could to become compliant and that the new consent had higher standards to achieve, making compliance harder but environmental outcomes better.
- The process and timeframes to investigate and prosecute breaches in the Environment Court were highlighted.
- Concern was raised over dairy effluent compliance rates.
- Councillors suggested increased monitoring and enforcement, including of TLAs found to be breaching consents.
- It was noted the Annual Report would include more detail.

Staff follow up:

- Details of breaches and unconsented discharges, along with their environmental impacts be reported back to the Committee, modelled similar to Taranaki Regional Council's compliance reports.

Resolved

That the Regional Direction and Delivery Committee:

- 1 Receives the report, Regulatory Compliance Update: August 2018.**

**Tahana/Nees
CARRIED**

12.5 **Inter-regional Marine Pest Pathway Management Plan - Discussion Document**

Chris Ingle (General Manager, Integrated Catchments) and Greg Corbett (Biosecurity Manager) outlined the Top of the North Marine Biosecurity Partnership with Northland Regional Council, Auckland Council, and Waikato Regional Council to stop the spread of marine pests throughout the area. The Partnership and an inter-regional plan would give joint stakeholders a consistent regulatory framework to comply with.

Resolved

That the Regional Direction and Delivery Committee:

- 1 Receives the report, Inter-regional Marine Pest Pathway Management Plan - Discussion Document.**
- 2 Endorses the development of a joint discussion document, with supporting information and engagement programme, on inter-regional marine pathway management.**
- 3 Notes the draft discussion document will be presented to the committee for approval prior to its release.**

**Winters/Bruning
CARRIED**

12.6 **National Biosecurity Projects update - Kauri dieback, Wallabies and Tauranga Moana - Biosecurity Capital**

Refer PowerPoint presentation, Objective ID A2931133.

Chris Ingle (General Manager, Integrated Catchments) and Greg Corbett (Biosecurity Manager) provided an update on Kauri dieback, including consultation underway on a proposed standalone management agency.

Resolved

That the Regional Direction and Delivery Committee:

- 1 Receives the report, National Biosecurity Projects update - Kauri dieback, Wallabies and Tauranga Moana - Biosecurity Capital.**

**Thompson/Winters
CARRIED**

12.7 **Integrated Catchment Management Update**

Chris Ingle (General Manager, Integrated Catchments) and Heidi Fraser (Programme Coordinator, Integrated Catchments) provided an update on Integrated Catchment Management workstreams.

Key points included:

- All farms in the Waiōtahe catchment had completed a Farm Environmental Plan.

Staff follow up:

- An update on mangrove management to be provided to the Committee.

Resolved

That the Regional Direction and Delivery Committee:

- 1 **Receives the report, Integrated Catchment Management Update.**

Thompson/Winters
CARRIED

12.8 Rangitāiki Integrated Catchment Programme: Annual Work Plan 2018/2019

Refer PowerPoint presentation, Objective ID A2932387.

Chris Ingle (General Manager, Integrated Catchments) and Simon Stokes (Eastern Catchments Manager) outlined work underway in the Rangitāiki Catchment and TLA involvement.

Councillors raised concern regarding the flooding in the Rangitāiki River and logs hitting the Matahina Dam. Staff advised a risk assessment had been undertaken and would be presented to the Audit & Risk Committee.

Resolved

That the Regional Direction and Delivery Committee:

- 1 **Receives the report, Rangitāiki Integrated Catchment Programme: Annual Work Plan 2018/2019.**

Thompson/von Dadelszen
CARRIED

12.9 Eastern Integrated Catchments Programme: Annual Work Plan 2018/2019

Refer PowerPoint presentation, Objective ID A2932387.

Chris Ingle (General Manager, Integrated Catchments) and Simon Stokes (Eastern Catchments Manager) outlined work underway in the Eastern catchments, including; river scheme repair work, Coast Care, biosecurity projects, and the Ōhiwa Harbour programme.

Resolved

That the Regional Direction and Delivery Committee:

- 1 **Receives the report, Eastern Integrated Catchments Programme: Annual Work Plan 2018/2019.**

Thompson/von Dadelszen
CARRIED

12.10 Changes to grazing lease at Pāpāmoa Hills Cultural Heritage Regional Park

As Cr Crosby declared an interest in the item, he did not take part in discussions.

Chris Ingle (General Manager, Integrated Catchments) confirmed sheep would continue to graze at Pāpāmoa Hills Cultural Heritage Regional Park however steeper slopes would be clad with native forest.

Resolved

That the Regional Direction and Delivery Committee:

- 1 Receives the report, Changes to grazing lease at Pāpāmoa Hills Cultural Heritage Regional Park.**

Thompson/von Dadelszen
CARRIED

13 Public Excluded Section

Resolved

That the Regional Direction and Delivery Committee under its delegated authority exclude the public 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
Public Excluded Regional Direction and Delivery Committee Minutes - 27 June 2018	Good reason for withholding exists under Section 48(1)(a)	Please refer to the relevant clause in the open meeting minutes.

Thompson/von Dadelszen
CARRIED

1.21pm – the meeting **closed**.

Confirmed

Chairperson

Date