



Otorohanga District Council

# MINUTES

6 October 2009

**OTOROHANGA DISTRICT COUNCIL**

6 October 2009

Minutes of an ordinary meeting of the Otorohanga District Council held in the Council Chambers, Maniapoto St, Otorohanga on Tuesday 6 October 2009 commencing at 10.03am.

**MINUTES**

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## **PRESENT**

Mr DF Williams (Mayor), Crs SR Adam, S Blackler, WH Earwaker, AG Ormsby and DM Pilkington.

## **IN ATTENDANCE**

Messrs GD Bunn (Finance & Administration Manager), AR Loe (Environmental Services Manager), RF Proffit (Policy Manager) and CA Tutty (Governance Supervisor).

## **OPENING PRAYER**

Cr Ormsby read the Opening Prayer.

## **APOLOGIES**

**Resolved** that the apologies received from Crs AL Gower and RJ Prescott and Mr Dave Clibbery (Chief Executive) be sustained.

**Cr Adam/ Cr Earwaker**

## **PROPOSED GENERAL BUSINESS ITEMS**

Cr Ormsby requested that in General Business the matter of the roadway outside the McDonald's Restaurant be discussed and Members informed as to where the plan is going. His Worship agreed a staff member would update Councillors on the matter.

## **CONFIRMATION OF MINUTES - 15 SEPTEMBER 2009**

**Resolved** that the minutes of the meeting of the Otorohanga District Council held on 15 September 2009, as previously circulated, be approved as a true and correct record of that meeting.

**Cr Pilkington / Cr Blackler**

## **MATTERS ARISING**

### **REQUEST TO REMIT DEVELOPMENT CONTRIBUTIONS**

In reply to Cr Adam, the Environmental Services Manager confirmed that he had written to Mr & Mrs Maitland since the meeting and had further discussions with them. He said he suggested to them that should they still not be happy with Council's decision, then they engage a Lawyer to act on their behalf.

## **REPORTS**

### **Item-257            OTOROHANGA COMMUNITY BOARD MINUTES - 10 SEPTEMBER 2009**

#### **Resolved**

That the minutes of the meeting of the Otorohanga Community Board held on 10 September 2009 be received and the recommendations contained therein adopted.

**Cr Earwaker / Cr Pilkington**

## **Item-258 NOTIFIED HEARING FOR FROSTBOS WIND MACHINE RM090046**

### **Discussion**

The District Planner attended the meeting and summarised her report. She informed Members that no date has yet been set for the Hearing however, she envisaged this would be around mid to late November 2009. The District Planner informed Members that a noise report submitted by the Applicant was currently being 'peer reviewed'.

His Worship informed Members he was an accredited Councillor able to conduct a Hearing, and queried whether any other Members would be interested in becoming accredited. Cr Adam said he would appreciate the opportunity. His Worship said the experience would be of benefit to individual Members. The Policy Manager suggested Members take advantage of the opportunity as preparation for future District Plan Review Hearings. Members were informed that under the Resource Management Act Amendments the Applicant can request an Independent Commissioner. Cr Pilkington expressed the opinion that an Independent Commissioner, one accredited and one non-accredited Councillor, provided a very good balance. She suggested that an Independent Commissioner be included in the Hearing Panel. Members were informed that these costs would rest on the Applicant. Cr Pilkington felt that money spent up-front by the Applicant may get a better result for them. The Environmental Services Manager said that non-notified consents were usually 'Neighbour vs Neighbour' hearings, whereas for a publicly notified Hearing it is more desirable to use an Independent Commissioner. The Policy Manager advised that once the draft District Plan is sent out, it would be necessary for Councillors to attend all Hearings on the submissions received to enable the intent of the review to be carried through.

It was agreed the District Planner engage a suitable Independent Commissioner (as outlined in the report) and that His Worship the Mayor and Cr Adam be the accredited and non-accredited Councillors.

### **Resolved**

That

1. An Independent Commissioner chairs the Limited Notified Hearing for the Frost Boss Application RM090046. It is suggested that one of the four identified Independent Commissioners below chair the Hearing:  
Alan Watson  
Alan Wilthy  
Peter Crawford  
Russel de Luca
2. Pursuant to Section 39b (3) and (4) of the RMA (1991) that the Local Authority gives authority for two additional Councillors to sit on the Hearings Committee alongside the Independent Commissioner. Only one of the Councillors would need to be accredited.

### **Cr Adam / Cr Blackler**

## **Item-259 MATTERS REFERRED FROM 15 SEPTEMBER 2009**

### **Discussion**

The Governance Supervisor took Members through the Matters Referred.

### **ROAD SAFETY COORDINATORS PROGRAMME**

Cr Blackler reported she had confirmed with the Road Safety Coordinator that her programme would include funding towards the Kawhia Liquor Ban.

## **ROAD SAFETY PLAN**

Members were informed that staff had prepared and forwarded a submission on the Road Safety Plan.

## **ZERO WASTE POLICY**

The Finance & Administration Manager reported that the re-writing of the Zero Waste Policy is on target to be completed by the end of 2009.

It was agreed items 1. i and 2. ii could be deleted from Matters Referred.

## **GENERAL**

### **ROADING ISSUES - STATE HIGHWAY 3/31**

Cr Ormsby requested an update on roading issues surrounding the McDonald's Restaurant. He said he has received reports that Council has changed its view on the road construction and queried whether Council has been consistent in its approach.

Council's Roding Manager, Mr Martin Gould, attended the meeting. He reported, in regard to the physical works, that a good job has been made however, the weather has stopped further work. He said the road is to be compacted, sealed and road markings put in place.

The Roding Manager then referred to the Resource Consent and reported that the extension of the Consent had expired at the end of last month however, Council was working with the Applicants to have the job finished. He said the original plan which included two right turn bays, had been approved. He said however, a safety audit was carried out by Transit which resulted in the loss of five to six car parking spaces outside the Otorohanga Club. The Roding Manager reported Mr John Haddad has been campaigning to retain these car parking spaces. He said limited consultation has been carried out and that the Otorohanga Club is aware of the situation however, Council has received no formal comment from them. The Roding Manager said Council has lobbied Transit in order to retain the car parking spaces. He said some of the work carried out at a cost to McDonalds could be subsidised by NZTA. The Roding Manager reported that the surface of the road at the intersection is beginning to break up. He confirmed, with the provision of right bay turns, a total of eight car parking spaces will be lost. In reply to Cr Earwaker, the Roding Manager advised it was unclear who had offered the car parking spaces however, this was a result of the proposal. His Worship said the Otorohanga Club has a huge carpark behind its premises and Subway provide onsite parking. He said however, when there is a loss of 'something', people express their grievance. He said with the establishment of McDonalds Restaurant there will be a significant increase in traffic movement across the State Highway. His Worship referred to the proposed painted road markings and said should the issue be revisited in 6-12 months time any adjustments could be made. He said in order to save the car parking spaces, that a right turn bay not be installed. His Worship informed Members there is speculation as to what is happening and he does not wish to see McDonald's carrying the blame. In addition Council is only the third party in this matter. He suggested a round table discussion be held with those affected where the situation and process can be explained. He suggested the Otorohanga Community Board convene a discussion with the Otorohanga Business Association and other interested businesses. Mr Ormsby agreed there was a need to formulate a meeting. In reply to Cr Ormsby regarding the provision of a safety area within the median strip, the Roding Manager advised this is still there however, to date it has not yet been built. He said it is proposed to install this outside the Beattie Home entrance. It was agreed Cr Ormsby obtain the approval of the Otorohanga Community Board to convene a meeting of interested parties.

His Worship reported on discussions as to the preferred functions of the Boards and said it has been agreed this would include the Management of relationships, domestic matters, the need to communicate and convene discussions and to manage peoples 'expectations'.

## **CLEANING OF CULVERTS**

Cr Blackler queried who was responsible to keep the culverts under driveways clean and free of debris. The Roading Manager replied this was Council's responsibility. Reference was made to the Engineering Manager's memo dated 29 September 2009 on Contract requirements. Cr Earwaker expressed the opinion that the intended process is fine however, this is not actually being carried out. His Worship suggested Council should select three or four culverts which they believe are an issue and in conjunction with the Engineering Manager, have these monitored. His Worship referred to the Contract which states that culverts should be cleared at least once a year. Cr Blackler reported that the culverts under driveways are not numbered therefore Council will most likely have no record of these. Cr Adam reported that the inspection of culverts is very labour intensive and in the norm this is usually carried out from the vehicle. He said it is up to the Contract management to ensure that the culverts are actually inspected. Members were informed that blocked culverts can lead to drop-outs occurring. His Worship said this was a matter that Council wishes to be addressed and that staff be asked to focus on is, with caution, in the future. Cr Ormsby reported that some culverts, due to their positioning, are self-cleaning. Cr Adam said there is a need for Council staff to ensure the Contractor is carrying out this task. It was agreed that the Finance & Administration Manager have discussions with the Engineering Manager on this issue and how it can be best addressed for consideration at the next Council meeting.

## **TE TAHI ROAD PROPERTY OWNERS**

Cr Adam referred to emails from Mr & Mrs Yeates and queried whether the District Planner could deal with them. The Environmental Services Manager replied that the District Planner had made contact with Mr & Mrs Yeates this morning. His Worship said, in Cr Adams position, it would be best to acknowledge receipt of their correspondence and to pass any relevant matters on to staff.

## **AGENDA**

Cr Adam pointed out that there were no Proposed General Business Items identified on the Agenda for this meeting.

## **WAIKERIA PRISON COMMUNITY LIAISON COMMITTEE**

The Environmental Services Manager informed Members that a meeting will be held at the Waikeria Prison on 19 November 2009 commencing at 10.00am. Members were advised that Cr Gower and Prescott are Council's representatives on the Community Liaison Committee, with Cr Blackler as back up.

## **SUPER COUNCIL**

His Worship referred to information supplied by Mayor Bob Simcock from Central Government outlining how the Auckland Super Council and Local Boards will be established. He said the powers that are given to the proposed Community Boards will be very broad however, they will have a great deal of power. The Executive Assistant was requested to circulate this information to Members.

## **HAMILTON AIRPORT**

His Worship informed Members that the AGM of the Hamilton Airport is to be held on Thursday 23 October 2009 commencing at 11.00am. His Worship reported he will be in attendance and for any other interested Councillors to advise Council's Executive Assistant.

## **MORRISON HEARING**

His Worship reported on his attendance, along with Crs Earwaker and Pilkington at the Morrison Hearing. He said it will be interesting to hear of the decision as in his opinion the only real issue

related to the erosion risk. Cr Pilkington reported representatives of KHPS were present at the Hearing.

### **CITIZENSHIP CEREMONIES**

Following discussion it was agreed that a small District related gift be presented to Candidates receiving their Certificates of Citizenship.

### **MEETING CLOSED**

The meeting concluded at 11.20am.

**MAYOR:**

**DATE:** 27 October 2009

