

Minutes of a meeting of the Policy Committee held in the Council Chambers, Waipa District Council offices, 101 Bank Street, Te Awamutu on Tuesday 11 November 2008 commencing at 9.00am.

## **1 PRESENT**

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Councillor GH Jull - Chairperson

### **Members**

His Worship the Mayor AD Livingston; Councillors – EH Barnes, MEH Cox, LWE Hoverd, PL Lee, EC Newlands [from 9.04am], GG Scaramuzza, DL Sharpe, GW Simmons, BJ Taranaki, BS Thomas.

### **Public**

Four

### **Others**

Chief Executive, J Inglis; Group Manager – Policy & Strategy, R McNeil; Group Manager – Assets, Community & Business Services, J Mills [Item 11]; Property Manager, C Windleborn [Item 11]; Corporate Planning Manager, S Toi [Items 9 & 10]; Policy Analyst, A Gregan [Items 9 & 10]; Environmental Safety Manager, J McFarlane [Item 8]; Environmental Health Officer & Liquor Licence Inspector, K Tutty [Item 8]; Business Analyst, T Hancock [Items 11 & 12]; Committee Secretary, S King.

## **2 APOLOGIES**

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### **RESOLVED**

2/08/89

*That the apology for non attendance from Councillor Webber be received.*

Cr Thomas / Cr Taranaki

## **3 LATE ITEMS**

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There were no late items.

Councillor Newlands joined the meeting at 9.04am.

## **4 CONFIRMATION OF ORDER OF MEETING**

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File: 01-85-12

### **RESOLVED**

2/08/90

*That the order of the meeting be confirmed.*

Cr Cox / Cr Barnes

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**5 DISCLOSURE OF MEMBERS' INTERESTS**

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There were no disclosures of interest.

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**6 VISITORS**

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There were no visitors.

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**7 MINUTES OF PREVIOUS MEETINGS**

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File: 01-85-12

**Minutes of Policy Committee meeting held on 14 October 2008 were included in the agenda.**

**RESOLVED**

2/08/91

*That the minutes of the meeting of the Policy Committee held on 14 October 2008 be confirmed as a true and accurate record of proceedings.*

Cr Scaramuzza / Cr Hoverd

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**8 PROPOSED WAIPA DISTRICT PUBLIC PLACES LIQUOR CONTROL BYLAW 2008 – CONSIDERATION OF SUBMISSIONS**

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File: 45-02-29

**Report of the Environmental Safety Manager, Jennie McFarlane, dated 30 October 2008 was included in the agenda.**

The Committee was reminded that the proposed bylaw was notified for public comment and submissions. It was noted that two submissions had been received, and that both submitters indicated that they wished to be heard.

The following individuals/groups that wished to make a verbal presentation in support of their submissions were heard.

- Vern Wilson
- Jasper Singh

Having heard all the submissions received on the proposed Bylaw, the Committee then considered each of the issues raised in the submissions.

Group Manager – Policy & Strategy, R McNeil summarised the concerns of the submitters into three key areas:

- a) The proposed bylaw,
- b) On-licences and operations in relation to on-licences,
- c) Council's policy in relation to allowing the use of footpaths for alfresco dining.

and advised that the Committee's role today was in relation to the bylaw. He advised the Committee that a comprehensive review of Council's policy will be conducted in 2009. He advised that on-licences are subject to a separate statutory review process.

Environmental Safety manager, J McFarlane advised that an establishment's on-licence is renewed every three years and involves public notification where objections can be made. These objections are lodged with the Authority in Wellington and hearings are usually heard in Hamilton.

NZ Police Senior Sergeant, D Simes advised that from a police perspective, the liquor ban is aimed at stopping people leaving licensed premises or entering public places with alcohol and drinking in areas where doing so may impinge on other people's ability to use these public places. He noted that there are rules and legislation that regulate the amount people can drink and the standard of behaviour expected inside an establishment, however problems can occur where people are migrating from one establishment to another. Mr Simes indicated that in most cases, breaches of the liquor ban would be dealt with by a verbal warning in the first instance. He commented that the proposed bylaw would give police the ability to 'nip problems in the bud' if a situation is developing.

In response to a concern, Mrs McFarlane advised that currently the use of alfresco dining areas on the footpaths adjacent to licensed premises is not permitted after 10pm. In response to a question, Mrs McFarlane advised that the proposed bylaw made provision for exemptions to be granted for events, but noted that the fees for such exemptions are not currently proposed. If fees were to be set this intention would need to be publicly notified.

In relation to the proposed prohibited areas, Mr McNeil indicated that due to the bridge crossing Memorial Park, Te Awamutu that the whole reserve area is identified and included in the bylaw. Mr McNeil noted that if the Committee resolved to recommend adoption, the appropriate signage would be in place before the bylaw became operative.

**RESOLVED**

2/08/92

*That*

- a) *The report of the Environmental Safety Manager, Jennie McFarlane dated 30 October 2008 be received; and,*
- b) *Following consideration of submissions, the Policy Committee recommends that Council confirm the making of the Waipa District Public Places Liquor Control Bylaw, as amended to include all of the Memorial Park reserve area, to take effect from 15 December 2008, at its meeting on Tuesday 25 November 2008.*

Cr Cox / Mayor Livingston

Cr Cox left the meeting at 10.11am and rejoined the meeting at 10.12am.

In response to a question, Mrs McFarlane advised on the on-licence operations in both Waipa and neighbouring councils, and confirmed a similar approach is taken between councils.

The meeting adjourned for the morning tea break at 10.23am and recommenced at 10.35am. Mayor Livingston, Councillors Scaramuzza & Simmons & did not rejoin the meeting at that time.

Councillor Scaramuzza rejoined the meeting at 10.36am. Mayor Livingston rejoined the meeting at 10.37am. Councillor Simmons rejoined the meeting at 10.38am.

## **9 THE WASTE MINIMISATION ACT 2008**

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File: 92-03-02

**Report of Corporate Planning Manager, Sharon Toi, dated 22 October 2008 was included in the agenda.**

Group Manager – Policy & Strategy, R McNeil outlined the intent of the Act and the relationship between the Act and Council’s waste management plan.

In response to a question, Corporate Planning Manager, S Toi advised that a meeting has been scheduled with the Waikato & Bay of Plenty Waste Liaison Group to see how the Act would be implemented and the opportunity to reflect a consistent approach in the review of local waste management plans.

Mayor Livingston commented on the benefit of a consistent national implementation and how this may contrast with the initiatives signalled in local plans.

### **RESOLVED**

2/08/93

*That the information be received.*

Cr Barnes / Cr Taranaki

## **10 WAIPA DISTRICT PUBLIC TRANSPORT (BUS) SERVICES REVIEW – CONSIDERATION OF PUBLIC FEEDBACK**

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File: 01-69-09

**Report of Corporate Planning Manager, Sharon Toi, dated 21 October 2008 was included in the agenda.**

Mayor Livingston & Cr Lee left the meeting at 10.45am. Cr Newlands left the meeting at 10.45am.

Ms Toi advised that the review was signalled as part of the 10-year Plan process, and that the community were provided with a range of options on which to comment. She also noted that while the NRB survey results and the feedback on the level of service options were included in the report, the results from Environment Waikato’s bus user survey were not yet available. She advised that Environment Waikato were looking into the cost implications of additional routes, such as a suggested Cambridge-Te Awamutu service, and that these would be brought to the Committee for consideration prior to any proposals being confirmed as part of the draft 10-year Plan. She noted that Environment Waikato had indicated that bus services were not considered viable if left to the market.

Ms Toi noted that the recommendation reflects the majority of feedback received to improve the level of service and that the preferences signalled by the Committee would go into the draft LTCCP and be subject to further public consideration and comment. In response to a question, Ms Toi advised that the Government initiated 'gold card' would cover all public transport during off-peak hours.

Cr Newlands rejoined the meeting at 10.48am. Councillor Taranaki left the meeting at 10.48am.

**RESOLVED**

2/08/94

*That*

- a) *The report of the Corporate Planning Manager dated 21 October 2008 be received; and,*
- b) *Following consideration of public feedback on the options for bus services, the Policy Committee confirm the preferred options as:*
  - i) *Te Awamutu - an improved timetable of sixteen trips plus a weekend service (publicly notified as option 2); and*
  - ii) *Cambridge - an improved service of fourteen trips plus a weekend service (publicly notified as option 3),*

*And they be included in the draft 2009-19 Long Term Council Community Plan (the draft 10-year Plan) for public consideration and comment.*

- c) *The staff investigate and report back to the Committee on the costs of establishing a Te Awamutu-Cambridge service*

Cr Sharpe / Cr Hoverd

Councillor Taranaki rejoined the meeting at 10.54am.

The meeting adjourned for the Armistice Day celebration at 10.54am followed by a workshop and reconvened at 1.38pm. Councillors Hoverd, Newlands and Taranaki did not rejoin the meeting at that time. Councillor Taranaki rejoined the meeting at 1.39pm.

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**11 TO PURCHASE APPROXIMATELY 0.8175 HECTARES OF LAND ADJACENT TO THE TE AWAMUTU CEMETERY AND TO DECLARE SURPLUS AND DISPOSE OF LAND UNSUITABLE FOR CEMETERY PURPOSES**

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File: 01-84-26

**Report of the Property Manager dated 14 October 2008 was included in the agenda.**

Property Manager, C Windleborn provided an overview of the proposed purchase, the classification for cemetery purposes and the sale of unsuitable land. He advised that the land to be purchased would be fenced and leased until required. The land would be then be progressively brought into the cemetery with the balance continued to be leased.

Councillor Lee left the meeting at 1.42pm and rejoined the meeting at 1.43pm. Councillor Hoverd rejoined the meeting at 1.43pm.

In response to a question, Mr Windleborn commented that the area of land to be purchased was deemed sufficient for the next fifty years. He also noted that surrounding land is subject to a plan change which is under appeal at this time. Mr Windleborn also advised that the funding would come from the asset sales general account and would be offset by the sale of the unsuitable portion of land.

**RESOLVED**

2/08/95

*That -*

- a) *The report of the Property Manager dated 14 October 2008 be received; and*
- b) *Pursuant to S.16(2A) of the Reserves Act 1977 to classify the Te Awamutu cemetery reserve [described in the Schedule] as a local purpose (cemetery) reserve.*

*Schedule*

*1.947ha Lot 1, DPS8278, Lot 1 DPS3741, Lot 1 DP31501 and DP7858  
(all Computer Freehold Register SA3A/943)*

- c) *Pursuant to S17(1) of the Public Works Act 1981 to enter into an agreement to purchase as cemetery reserve, subject to the Reserves Act 1977, Section 1, SO408219 of 0.8175 hectares for a value supported by Council Policy and further, on vesting in Council by way of proclamation in the New Zealand Gazette; and,*
- d) *Pursuant to S16.(2A) of the Reserves Act 1977 to classify Section 1, SO408219 as a local purpose (cemetery) reserve and to amalgamate the addition with the land in Computer Freehold Register SA3A/943; and,*
- e) *The purchase of the property be funded by Reserve and any return from disposal of surplus cemetery reserve be used to offset the purchase price; and*
- f) *Pursuant to S.61(2A)(b) of the Reserves Act 1977 to lease the additional land for grazing in accordance with Council policy; and*
- g) *Pursuant to S24(1) of the Reserves Act 1977 to notify the Minister of Conservation of an intention to revoke the reservation over the land shown on the Scheme Plan forming part of the Property Managers report so the land can be better utilised for development with adjacent residential holdings; and*
- h) *Council authorise staff to designate the additional land and to revoke the designation of the surplus land; and*
- i) *The Common Seal of the Waipa District Council be affixed to all the sale, transfer and subsequent lease documents.*

Cr Lee / Cr Barnes

**12 MEETING DATES 2009**

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File: 01-69-09

Group Manager – Policy & Strategy, R McNeil advised members that the date for the meeting in May 2009 may be changed in order to hear and deliberate on submissions on the draft 10-year Plan (LTCCP), and also on the District Growth Strategy.

**RESOLVED**

2/08/96

*That in accordance with the Local Government Act 2002, Schedule 7 Clause 19(6)(i) the Policy Committee adopts the following schedule of meeting dates for 2009 (generally being the second Tuesday of each month except for January) –*

*10 February*

*10 March*

*14 April*

*12 May*

*9 June*

*14 July*

*11 August*

*8 September*

*13 October*

*10 November*

*8 December*

Cr Sharpe / Cr Simmons

Cr Newlands rejoined the meeting at 1.52pm.

There being no further business, the meeting closed at 1.52pm.

**CONFIRMED AS A TRUE AND CORRECT RECORD**

**CHAIRPERSON:**

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**DATE:**

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