

MINUTES

TITLE: Tasman District Council
DATE: Thursday 18 September 2008
TIME: 9.30 am
VENUE: Council Chamber, 189 Queen Street, Richmond.

PRESENT: Crs T B King (Deputy Mayor), S J Borlase, S G Bryant, B F Dowler, J L Edgar, B W Ensor, G A Glover, M J Higgins, J L Inglis, T E Norriss, N Riley and E J Wilkins.

IN ATTENDANCE: Chief Executive (P J Wylie), Manager Policy (G S Markham), Administration Officer (B D Moore).

APOLOGIES

Moved Crs Bryant/Inglis
CN08/09/01

THAT apologies for absence from Mayor Kempthorne and Cr Currie be sustained.
CARRIED

1. PUBLIC FORUM

Ms P Griffith asked that her comments in the public forum for the Council meeting of 7 August 2008 and recorded in the minutes for that meeting, read as follows:

“Ms P Griffith asked that LTCCP workshops assume reasonable rate increases. She also thanked Council for reinstatement of the Heritage Subcommittee.”

2. CONFIRMATION OF MINUTES

2.1 Tasman District Council Meeting – 7 August 2008

Moved Crs Borlase/Glover
CN08/09/02

THAT the comments in the public forum from Ms P Griffith read as follows:

“Ms P Griffith asked that LTCCP workshops assume reasonable rate increases. She also thanked Council for reinstatement of the Heritage Subcommittee.”
CARRIED

**Moved Crs Inglis/Bryant
CN08/09/03**

THAT the minutes of a meeting of the Tasman District Council held on 7 August 2008, as amended, containing resolutions CN08/08/01 to CN08/08/17, be approved as a correct record.

CARRIED

2.2 Tasman District Council Meeting – 21 August 2008

**Moved Crs Riley/Borlase
CN08/09/04**

THAT the minutes of a meeting of the Tasman District Council held on 21 August 2008, containing resolutions CN08/08/18 to CN08/08/26, be approved as a correct record.

CARRIED

3. MAYOR'S REPORT FOR SEPTEMBER 2008

Cr King referred the Council to the Mayor's report of 8 September 2008 contained within the agenda. Reference was made to meetings held exploring opportunities that may be available to the region during the Rugby World Cup 2011.

It was noted that meetings are continuing regarding the funding and operation of Nelson Tasman Tourism.

4. REGIONAL TRANSPORT COMMITTEE – PUBLIC HEALTH REPRESENTATION

A report of 2 September 2008 from the Engineering Manager advised that the Chief Executive of Nelson Marlborough District Health Board has nominated Peter Burton to represent the Public Health objective on the Regional Transport Committee.

**Moved Crs Norriss/Borlase
CN08/09/05**

THAT in accordance with Section 105 of the Land Transport Management Act 2003, the Tasman District Council appoints Peter Burton to its Regional Transport Committee to represent the Public Health objective.

CARRIED

5. McSHANE ROAD PROPOSED LOWER SPEED LIMIT CHANGE

The agenda contained a report of 18 September 2008 from Road Asset Engineer, S Elkington, proposing the change to the speed limit on McShane Road, Richmond from 100 kph to 80 kph, following a public consultation process.

**Moved Crs Norriss/Inglis
CN08/09/06**

THAT the Tasman District Council adopts into its Consolidated Bylaw, Chapter 4 – Speed Limits Bylaw 2004, the speed limit of 80 kph for McShane Road between Lower Queen Street and Appleby Highway (SH60), to come into force on 1 October 2008.

CARRIED

6. MACHINERY RESOLUTIONS

**Moved Crs Borlase/Riley
CN08/09/06**

THAT the execution of the following documents under the seal of Council be confirmed:

EASEMENT

Alpine Meadows Trust – Sanderson – RM041034 – Easement in gross in favour of Council for right to drain water and pedestrian access.

Arcadia Farms Ltd – RM060899 – easement in gross in favour of Council for right to drain sewage.

Cathedral Projects Limited – RM070681 – easement in gross in favour of Council for right to drain water and sewage.

DEEDS

Nelson Regional Sewerage BU – Deed of Lease for TDC land in Richmond for sewerage reception & screening.

Wanderers Rugby – Deed of Lease for Wanderers Football Club, Brightwater Recreation Reserve.

Remote Adventures – Deed of Surrender of part premises at Takaka Aerodrome.

T M & V M Fox – Mapua Smoke House – Deed of Rent Review

COVENANT

E J & A L Taylor – RM060150 – covenant in relation to use of second dwelling.

ESPLANADE STRIP INSTRUMENT

Amberglen Trust – RM080350 – esplanade strip to be created as condition of subdivision consent.

LICENCES

Goldpine – 5000L1 – Licence to Occupy – carparks on TDC land.

MEMORANDUM

P Soane & F Thomas – RM070926 – Memorandum of Encumbrance – to hold two titles together

AGREEMENT

**Alison Rae – Partial cancellation of agreement which is no longer applicable
CARRIED**

7. APPROVAL OF PARTS I AND II, TASMAN RESOURCE MANAGEMENT PLAN FOR OPERATIVE STATUS

Policy Manager, G S Markham, spoke to his report of 27 August 2008, contained within the agenda, which recommended approval of Parts I and II of the Tasman Resource Management Plan (TRMP) and an operative date of 1 November 2008. Mr Markham explained that because of the content of these two parts is the subject to a number of current variations, the provisions affected by these variations cannot be approved and made operative yet. He said that these must remain as proposed provisions within the operative parts until the relevant processes are completed. Mr Markham explained that making the plan operative, makes change requests possible. He said that the Council still has to resolve the topics of cultural heritage and landscape issues.

Mr Markham said that the TRMP had been developed over a period of 12 years from May 1999. Cr Higgins commended Mr Markham on his work concerning the development of the TRMP saying that he was very appreciative of Mr Markham's work and referred to him as always impeccably professional. Crs King and Riley endorsed Cr Higgins remarks and extended their appreciation to the Environment and Planning Manager, Mr Bush-King, and the Policy Planning team.

**Moved Crs Norriss/Riley
CN08/09/07**

THAT the Tasman District Council:

- 1 Approves Parts I and II of the Tasman Resource Management Plan (other than those identified provisions that cannot yet be made operative) including text and planning maps, under Clause 17 of Schedule 1 of the Resource Management Act;**

- 2 Agrees that the date on which these provisions will become operative, is Saturday 1 November 2008, to be publicly notified both before and on this date as required;
- 3 Effects this approval by affixing the Council seal to the TRMP as required.

CARRIED

8. REAPPOINTMENT OF DIRECTORS, PORT NELSON LIMITED

The Council considered a recommendation from the Chief Executive, to reappoint directors to the board of Port Nelson Limited.

**Moved Crs Bryant/Edgar
CN08/09/08**

THAT Mr Phil Lough and Mr Nick Patterson be appointed as directors to Port Nelson Limited for a period of approximately three years ending in October 2011.

CARRIED

9. RESOLUTION TO EXCLUDE THE PUBLIC

**Moved Crs Bryant/Edgar
CN08/09/09**

THAT the public be excluded from the following part(s) of the proceedings of this meeting:

CEO's Report
Appointment of Directors

The general subject of the matters 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 passing this resolution are as follows:

General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under Section 48(1) for the passing of this resolution
CEO's Report	Good reason to withhold exists under section 7	Section 48(1)(a)
Appointment of Directors	Good reason to withhold exists under section 7	Section 48(1)(a)

This resolution is made in reliance on Section 48(1)(a) of the Local Government Official Information and Meetings Act 1987, and the particular

interests protected by Section 6 or 7 of the Act which would be prejudiced by the holding of the whole or relevant part of the proceedings of the meeting in public are as follows:

Reason to withhold information under Section 7	
To enable the Council to carry out, without prejudice or disadvantage, negotiations	Section 7(2)(i)
To enable the Council to carry out, without prejudice or disadvantage, negotiations	Section 7(2)(i)

CARRIED

Cr King thanked members for their attendance and closed the meeting at 12.20 pm.

Date Confirmed:

Mayor: