



## STAFF REPORT

**TO:** Environment & Planning Subcommittee

**FROM:** D C Bush-King, Environment & Planning Manager

**REFERENCE:** S611

**SUBJECT:** **MANAGER'S REPORT– REPORT EP05/08/09** - Report Prepared for 24 August 2005 Meeting

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### 1. LEGAL PROCEEDINGS

Since our last meeting in March a number of consent decisions have been appealed:

- Haywood
- Roo Enterprises
- Farndale
- Thomas Bros

See Annex 1 for update on the full status of appeals.

We have also received notice of an appeal to the High Court involving a costs award against Mr and Mrs D Freilich – we need not be involved.

We have also been involved in settling one Weathertight Homes claim and have received formal notification of one other.

The High Court also ruled on the application by Majac trust over the scope of the review application currently being considered to amend the Buller River national Water Conservation Order. We have also received copy of a further amending application in the name of the Fish and game Council. Depending on the Minister's response, it can be expected the Special Tribunal will reconvene the hearing in to Majac's application.

### 2. STAFF CHANGES

Deborah Hewitt has commenced as a Subdivision consent planner following Sonya Leusink's move to Policy.

### 3. FOOD SAFETY REFORMS

Ministry of health has yet invited comment on yet another component of food safety reforms, that specifically relating to non-commercial wild food. Staff have decided this is low priority for Council and will not respond unless directed otherwise. Details will be available at the meeting.

We have received a summary of submissions if Councillors wish to read them on papers prepared reviewing food safety regulation generally.

#### 4. DELEGATIONS

Arising from the enactment of the Aquaculture Reform (Repeals and Transitional Provisions) Act 2004, it is recommended that Council delegate the decision to process the review of marine farm licenses in the same way that certain staff have delegated authority to initiate reviews of resource consents. The new legislation which came into effect 1 January 2005 provides that marine farm licenses are to be reviewed within one year of the commencement. We have received advice from Ministry of Fisheries as to which licenses are to transfer gradually to the RMA regime and we are working with holders. The delegation is required to cover the administrative formalities.

There will also be a need to update delegations in light of the enactment of the Resource Management and Electricity legislation Amendment Act but at the time of writing we have still to see a copy of the consolidated legislation. If this is available before the meeting I will prepare the necessary recommendations.

I will also take this opportunity to correct one anomaly with the current Delegation Register. Section 114 of the RMA relates to notification of decisions. The power currently rests with the E&P Manager, Consents Manager and Co-Ordinator, Resource Consents. Where other staff exercise delegation to make a consent decision it seems proper for them to also sign the notification letter.

The Building Act was amended in June 2005 and introduced a new category of certificate concern public buildings. Prior to allowing use of a public building following the issue of a building consent, Council must be satisfied that it is safe for the public to enter. We need to allow for the issue of such certificates.

#### RECOMMENDATION

It is recommended that the Committee

i) Agree to amend the current delegation Register as follows:

1.	<b>Resource Management Act 1991</b>	
	<b><u>Section 114</u></b> <b>Power to issue notify decision</b>	<b>E&amp;P Mgr, MC, CRC, CCS, CP, CSO</b>
2.	<b>Aquaculture Reform (Repeals and Transitional Provisions) Act 2004</b>	
	<b><u>Sections 10, 20, 21</u></b> <b>Power to commence review of licences and permits</b>	<b>E&amp;P Mgr, MC, CRC</b>
3.	<b>Building Act 2004</b>	
	<b><u>Section 363</u></b> <b>Power to issue safety certificates for buildings</b>	<b>E&amp;P Mgr, MC, CR</b>

## **5. CHANGES TO SCHEDULE OF CHARGES**

Arising out of the above discussion on safety certificates under the Building Act, it is necessary to ensure we can recover the costs of having to issue such certificates. The Building Act allows Council to amend the fees and while power has been delegated to myself I wish to report that I have fixed the corresponding fee at \$150.00 which is commensurate with other similar inspection type services. I have also approved the setting of a charge for solar water heater installations which require a building consent at \$130.00 which is similar to that charged for wood burner consents. Otherwise the cost of consent could have been up to \$400.00 because of the value of the work and our scale of charges.

## **6. FENCING OF SWIMMING POOLS ACT**

Department of Internal Affairs has issued an updated guide of administration of the Fencing of Swimming Pools Act following a High Court ruling involving Waitakere City council last year. This has a number of implications for us as we are currently holding on to several applications for exemption. Staff will, other commitments permitting, work with the applicants to review their situations in light of the new guidelines before coming back for a hearing schedule.

## **7. NZ PORT AND HARBOUR MARINE SAFETY CODE**

Councillors have previously been alerted to our obligation to review port and harbour safety following MSA guidelines. We were required to complete this by June 2005. Because none of our harbour involves pilotage exemptions we have advised MSA that we will respond to this requirement over a longer time period and this has been accepted by MSA. Our immediate priorities were to finalise our Navigation Bylaw and to complete an audit and upgrade of navigation aids.

## **8. VARROA AGENCY INC**

A copy of the Varroa Agency's six monthly report is attached as Annex 2 for Councillor's information. Tasman District Council is a contributing member.

## **9. OAG REPORT ON MANAGEMENT OF FRESHWATER RESOURCES**

The Office of the Auditor General recently released the results into the water management arrangements in place in the Otago and Manawatu-Wanganui regions. A summary of the findings is attached as Annex 3. Staff are in the process of conducting a self-audit to see how we measure up against the audit criteria contained within the report. My personal view is that we can be confident that our management arrangements are better than most.

## **10. NATIONAL POLICIES FOR CONSERVATION LAND**

The Department of Conservation has released a new set of policies guiding the management of all conservation land and waters around the country, and the NZ Conservation Authority has released a separate general policy for national parks. These will be circulated at the meeting

The policies should be of interest to local government as they will guide decisions on use of conservation land and waters nationwide. The conservation policy, while gradually phasing out all private baches on public land, allows for for exemptions where there are existing agreements about baches in particular areas, or exemptions in legislation. The national park policy also allows for some controlled use of mountain bikes in limited locations.

The policies are also be matters which we will have to “have regard to” when preparing or changing our resource management plan.

## **11. DEPARTMENTAL PROGRESS REPORT AND FINANCIAL STATEMENT**

The account summary for July is not yet available. However we have closed the accounts for the 2004/2005 financial year and the draft annual report is attached as annex 3. The figures have not yet been finalised.

### **RECOMMENDATION**

**It is recommended that this report be received.**

D C Bush-King  
**Environment and Planning Manager**

## ENVIRONMENT AND PLANNING COMMITTEE FOLLOW-UP LIST – AUGUST 2005

<b>ACTION/REQUEST</b>	<b>RESPONSE</b>
Water Metering report EP03/09/25	This meeting
Work with Marahau community to resolve tractor issue	Still to action

**This is a list of the consent appeals and their status at this point in time.**

**17 August 2005**

1. **Challenger NN980249 and NN980223 , RMA707/99 and 706/99**  
(One of these is Tasman Mussels and one is Golden Bay Mussels)  
  
Negotiations are proceeding in the hope of resolution.
2. **Challenger NN950420 and 421, Resource Management Act 1991 211/99**  
  
A term of 10 years from the date of a Consent Order has been agreed. Set down in pre-hearing conference list for 26 August 2005. Discussions held around possibility of withdrawing the appeal and pursuing one consent for all Challenger sites.
3. **H Wallace and R Cosslett (Living Light Candles) RM 010147 RMA913/01**  
  
Adjourned for pre-hearing conference in 2006 to give time for the business to relocate to Kotinga.
4. **Theo Blyth and Kevin McKenney v Tasman District Council ENV 176/04 (Applicant is Golden Beaches Umbrellas)**  
  
Set down for hearing 26 October (at applicant' request).
- 5A **B and S Haycock and S and J Matthews v Tasman District Council RM 040495 ENV W 0176/04**  
  
(Applicant is Appleby Village Development Ltd) see below)
- 5B **Transit NZ V Tasman District Council** (Applicant is Appleby Village Development Ltd)  
  
Awaiting draft consent order for signature. The matter has been set down for pre-hearing conference on 26 August 2005.
6. **Tom Harris v Tasman District Council (Motueka Autoparts Applicant) RM 040064 ENV C 0009/05**  
  
Mediation has been held, however the applicant and the appellant have both asked for a full hearing to be set down. Timetable set down, likely to be heard early 2006.
7. **Woollaston Estates v Tasman District Council RM 040837, ENVC 0062/05**  
  
Resolved at mediation on 29 July 2005. Consent order signed, awaiting Court decision.

**8. Marahau Valley Farm Community V Tasman District Council**

Appeal against Abatement Notice. Terms of stay on notice agreed. Resource consent application lodged. We will now agree to extend the stay for a further two months.

**9. Transit V Tasman District Council (Hinterland applicant) RM 031252 Env C 84/05**

Timetable to be set.

**10. Aquaculture consents for Waikato Marine Farms, 10 in all**

- Pakawau Perna Trust v Tasman District Council ENV C 0087/05
- RF Pooley (3) v Tasman District Council ENV C 0088/05,0089/05, 0096/05
- JE and MJ Solly v Tasman District Council ENV C 0091/05
- DM and SL Clark (2) v Tasman District Council ENV C 0093/05, 0095/05
- Atlas Marine Ltd v Tasman District Council ENV C 0094/05
- Sealord Marine Farm Ltd V Tasman District Council ENV C 0090/05
- Apple Bouys Ltd V Tasman District Council ENVC 0092/05

Mediation may resolve this. Friends of Nelson Haven and Tasman Bay have joined the appeal proceedings.

**11. D Lund and A Balck RM 041260, ENV C 0108/05**

On list for pre-hearing conference on 26 August 2005.

**12. H Denize V Tasman District Council (Applicant D Haywood) RM 040905, ENV C 0129/05**

Mediation held on 26 July, outcome was successful. Hope to have a draft consent memorandum for the Court by 26 August.

**13. Roo Enterprises Ltd V Tasman District Council RM 041408, ENVC 0155/05**

On list for pre-hearing conference on 26 August 2005

**14. A and H Farndale V Tasman District Council RM 041427**

On list for pre-hearing conference on 26 August 2005

**15. Thomas Bros Ltd V Tasman District Council RM 040946, ENVC 0143/05**

## ENVIRONMENT AND PLANNING

### RESOURCE POLICY

#### What We Do

This activity involves the analysis and development of policy and plans required under the Resource Management Act and the Biosecurity Act and the provision of policy advice on matters of national importance affecting Tasman District.

#### Why We Do It

Council is required by law and community expectation to manage the environment of Tasman District and the consequence of human activity. This requires sound analysis and robust policy development.

#### Our Goal

We aim to provide an appropriate policy framework for identifying and responding to resource management policy issues and which lead to sustainably managing the District's natural and physical resources including biosecurity risks.

#### Major Activities for the Next Three Years

<i>Maintaining and Improving Services</i>	
To undertake strategic development planning for urban and rural growth areas in the District.	Work advanced on development opportunities in Richmond south and west with release of discussion papers and, in relation to Richmond South, draft variations. Investigations into development opportunities in Motueka South also proceeded to the point of policy decisions and a discussion paper on development options in the Takaka-Eastern Golden Bay area was released in July 2005. A Coastal Landscape Assessment was also completed and released for submissions in August 2005

#### Major Ongoing and Long Term Activities

<i>Maintaining and Improving Services</i>	
To monitor implementation and progressively combine the Tasman Regional Policy Statement with the Tasman Resource Management Plan.	Little activity in this area because of other commitments. This activity is scheduled to be undertaken during the next financial year.



<p>To resolve all outstanding references on the Tasman Resource Management Plan, and to progressively seek Environment Court approval and make operative the TRMP.</p>	<p>Progress continues to be made on resolving outstanding references; the total number of live references is down to 40 at 30 June 2005 (cf 54 at 1 July 2004). Pleasing to record that the aquaculture references were resolved after 5 years of litigation. The Coastal Part of the TRMP was approved by the Minister of Conservation on 14 June 2005.</p>
<p>To obtain policy direction from Council as required on policy review priorities and promote any variations as may be directed by Council.</p>	<p>Council continues to work on a wide range of policy initiatives and reconsidered the order of priority at a workshop on 27 January 2005. Variations 40 – 42 were notified during the year (12 submissions received), and further submissions on Variations 32 to 39 were also notified (42 further submissions received). Work continued on policy development work on a number of other proposals concerning such matters as air quality, transport rules, temporary activities which will be notified in due course. Council commenced hearings on Variation 32 concerning the Coastal Tasman and released interim decisions in May 2005 deleting the proposal to require sewerage reticulation.</p> <p>Commenced policy development of Part IV of the TRMP on rivers and lakes.</p>
<p>To respond to any plan change requests and provide policy advice to Council on legislative changes and other significant resource management policy initiatives requiring Council response such as water conservation orders.</p>	<p>No plan change requests received. The Buller River Water Conservation Order hearings commenced but stopped pending High Court action. Submissions were lodged on Foreshore and Seabed, Aquaculture Law Reform, and Resource Management Act Amendments, and proposed National Environmental Standards on air quality and raw drinking water.</p>
<p>To administer the Regional Pest Management Strategy approved under the Biosecurity Act and respond as appropriate to any national strategies and requests for further regional strategies.</p>	<p>Signed up as a contributor to the Varroa Bee Mite National Pest Management Strategy.</p>

## ENVIRONMENT AND PLANNING

2004 Actual \$	Resource Policy	2005 Actual \$	2005 Budget \$
	OPERATING COSTS		
4,528	Regional Policy Statement	387	21,556
788,888	TRMP	929,521	870,947
40,463	Policy Advice	66,511	64,081
11,909	Pest Management Strategy	33,211	35,995
20,700	Depreciation	18,548	18,547
866,488	TOTAL OPERATING COST	1,048,178	1,011,126
	INCOME		
27,239	Fees and Recoveries	13,629	17,000
	Targeted Rates		-
27,239	TOTAL INCOME	13,629	17,000
839,249	NET COST OF SERVICE (SURPLUS)	1,034,549	994,126
839,249	TOTAL FUNDS REQUIRED	1,034,549	994,126
	SOURCE OF FUNDS		
-	Restricted Reserves Applied	-	-
839,249	General Funds	1,034,549	994,126
839,249		1,034,549	994,126

## ENVIRONMENT AND PLANNING

### RESOURCE INFORMATION

#### What We Do

This activity involves establishing and maintaining an efficient resource information base to allow Council to properly discharge its resource management functions and to provide advice to the public on environmental conditions and issues affecting the District. It also involves investigation, monitoring and analysis of significant environmental issues affecting or likely to affect the District.

#### Why We Do It

Council is required by law and community expectation to monitor the state of the environment of Tasman District Council and to undertake resource investigations that allow us to better understand and manage the effects of resource use and changes in the quality and quantity of our land, water, air, and coastal resources.

#### Our Goal

We aim to achieve a robust and cost effective approach to environmental monitoring and resource investigations which will provide a good understanding of the District's resources, an ability to assess environmental trends and manage risks to the environment.

## Major Activities for the Next Three Years

<i>Maintaining and Improving Services</i>	
To revise and continue implementing the State of the Environment Monitoring Strategy.	State of the Environment Monitoring Strategy revision initiated but completion held over until the 05/06 year to allow for an urgent but unplanned programme to be undertaken investigating and addressing the contamination of waterways and marine aquaculture areas
To prepare an updated report on the State of the Environment.	State of the Environment report on the surface waters of Tasman District released and two public presentations given. Other issue based reports will be released as they are completed.
To participate in, and support the Landcare / Cawthron sponsored "Motueka Integrated Catchment Management Programme	Support for this programme is ongoing. The TDC has many monitoring programmes leveraging off the ICM work with information being released as it is completed. 04/05 examples include Motueka gravel resource report, and an interactive CD learning tool due for release at Ecofest in August 2005.

## Major Ongoing & Long Term Activities

<i>Maintaining and Improving Services</i>	
To monitor, collect and maintain resource data/records and report on environmental resources condition and trends as provided for in Council's State of the Environment Monitoring Strategy.	<p><b>Groundwater</b></p> <ul style="list-style-type: none"> <li>- Hydrological and water quality data were collected and interpreted for projects such as the Upper Motueka Groundwater study.</li> <li>- Coastal Golden Bay domestic and wastewater survey completed.</li> <li>- Completed a study into land cover affecting the Moutere Recharge Area.</li> </ul> <p><b>Soils</b></p> <ul style="list-style-type: none"> <li>- Continued soil mapping work in the district although unavailability of consultant has delayed completion.</li> <li>- Report released addressing the state of Tasman soils.</li> <li>- Work contributing to benchmarking Tasman's soils against national trends has been undertaken.</li> </ul> <p><b>Biodiversity</b></p> <ul style="list-style-type: none"> <li>- Continued with the Natural Areas Enhancement Programme on private land.</li> </ul> <p><b>Rivers</b></p> <ul style="list-style-type: none"> <li>- River cross sections surveys of the Waimea and Wairoa Rivers were completed,</li> <li>- Takaka and Motueka river sections are initiated but are awaiting survey completion.</li> <li>- Completed Stage 1 of the wetland creation project in the Waimea bermlands, and stage 2 monitoring has been initiated.</li> </ul> <p><b>Surface Water Quality</b></p> <ul style="list-style-type: none"> <li>- Annual bathing water quality survey for</li> </ul>

	<p>both marine and freshwater undertaken over the Summer period.</p> <ul style="list-style-type: none"> <li>- Freshwater quality monitoring programme – quarterly sampling completed. Review of the programme 50% completed.</li> <li>- Survey of farm streams from Collingwood to Puponga completed and report published. Additional detailed sampling of six small streams in Golden Bay completed.</li> <li>- Four presentations to farmers about surface water quality on farms completed in June.</li> <li>- Survey work undertaken to investigate the state of fish passage in the coastal areas of Tasman.</li> </ul> <p><b>Coastal</b></p> <ul style="list-style-type: none"> <li>- Tarakoe baseline survey and analysis completed with reporting due 05/06.</li> <li>- Moutere Inlet broadscale survey of habitat and substrate completed.</li> <li>- Ruby Bay coastal cross section programme has been initiated.</li> </ul> <p><b>Air Quality</b></p> <ul style="list-style-type: none"> <li>- Monitored and reported on winter air pollution levels in Richmond.</li> <li>- Initiated limited air quality monitoring in Motueka.</li> <li>- Procured equipment and established a new site to install a continuous air quality monitor for Richmond.</li> </ul>
<p>To initiate and respond to flood warnings and continue water resource investigations in the Waimea, Buller, Golden Bay, Moutere and Motueka catchments.</p>	<p><b>Hydrology</b></p> <ul style="list-style-type: none"> <li>- Flood warnings were issued on a number of occasions during the year with a major flood causing some damage in the upper Motueka/Motupiko area in March 2005.</li> <li>- The telemetry system performed well during all weather alerts.</li> <li>- Contract hydrology services were provided to Nelson City Council.</li> <li>- The TDC 'Flowphone' and web page continue to be widely used by anglers, canoeists and others.</li> <li>- Report initiated into the flood history of the Waimea.</li> <li>- Installed tidal monitoring station in Tarakoe harbour for use in local and national programmes.</li> </ul> <p><b>Targeted Water Resource Investigations</b></p> <ul style="list-style-type: none"> <li>- Major effort has been put into Waimea Water Augmentation project. Public consultation meetings have been held. An investigation contract has been let into the Waimea Water Augmentation project.</li> <li>- Embarked on a review of the Motueka Central Plains allocation limits using monitoring information from wells drilled the previous year.</li> </ul>

	<ul style="list-style-type: none"> <li>- Resource investigation work for the Wai-iti water augmentation project undertaken.</li> <li>- Completed survey work for the Waimea Nitrate survey.</li> <li>- Undertook a major assessment of surface water quality in the District.</li> </ul>
To conduct investigations into pollution and contamination related issues.	Maintained Council's Site Contamination Register and carried out further work with owners affected by the Hazardous Facilities Screening Process. Responded to enquiries regarding pesticide residues in Horticulture soils and provided advice for landowners with unwanted agrichemicals. Had to undertake an unbudgeted clean-up of Council owned land to remove DDT and Dieldrin at a cost of \$11,600.

## ENVIRONMENT AND PLANNING

2004 Actual \$	Resource Information	2005 Actual \$	2005 Budget \$
	<b>OPERATING COSTS</b>		
335,406	Water Resource Investigations	547,838	511,672
654,182	Environmental Monitoring	800,063	884,056
35,423	Flood Management	46,552	50,194
60,666	Pollution Investigations	72,643	62,648
7,845	Loan Interest	7,077	7,732
55,104	Depreciation	51,309	51,308
1,148,626	<b>TOTAL OPERATING COST</b>	1,525,482	1,567,610
	<b>INCOME</b>		
285,429	Fees and Recoveries	618,045	426,500
285,429	<b>TOTAL INCOME</b>	618,045	426,500
863,197	<b>NET COST OF SERVICE (SURPLUS)</b>	907,437	1,141,110
	<b>TOTAL FUNDS REQUIRED</b>		
863,197	Net Cost of Service (Surplus)	907,437	1,141,110
21,065	Capital	38,796	20,800
5,300	Loan Principal Repaid	5,300	5,300
889,562	<b>SOURCE OF FUNDS</b>	951,533	1,167,210
889,562	General Funds	951,533	1,167,210
-	Loans raised	-	-
-	Restricted Reserves Applied	-	-
889,562		951,533	1,167,210

## ENVIRONMENT AND PLANNING

### RESOURCE CONSENTS & COMPLIANCE

#### What We Do

This activity involves the assessment and processing of resource consent applications for the development and use of land, air, water or coastal resources, and related compliance monitoring and enforcement.

#### Why We Do It

Council is required by law to receive and process resource consent applications and to monitor and enforce compliance with plan rules and conditions of consent. There is also an expectation from the community that we will respond to environmental and nuisance complaints.

#### Our Goal

We aim to see development of the District's resources that achieves high standards within sustainable limits set by Council's plans and with minimum environmental impact and to provide excellent customer service in processing consents.

#### Major Ongoing and Long Term Activities

<i>Maintaining and Improving Services</i>	
To respond to enquiries and undertake the necessary consultation, analysis and processing of resource consent applications related to Council's resource management functions.	<p>Council continues to respond to enquiries and all other aspects of resource consent applications on an ongoing basis (see Appendix 1 for details). Staff serviced, by way of providing reports and attending, 56 Consent hearings held during the year (53 Consent Committee and 3 Commissioner hearings). 27 appeals against Council decisions were received with 2 withdrawn.. Of the 16 other appeals pending resolution as at 1 July 2004, 5 were settled by consent, 3 withdrawn and 3 determined in favour of the Council by the Environment Court, with the balance still awaiting resolution. The consent workload involved some significant projects for the District including the first Rural 3 subdivision by Carter Holt Harvey, a review of marine farming applications in Golden Bay, and consents for a new retirement home and 2 large churches in Richmond.</p> <p>63% of the 1173 resource consent applications were processed within the statutory timeframes (cf 78% of 1123 in 2003/2004).</p>

To implement monitoring programmes on resource consents that have potentially significant resource and environmental impacts, and to undertake post-consent and rule compliance monitoring and necessary enforcement including responding to environmental nuisance complaints.

The Compliance Monitoring team has carried out consent compliance monitoring in accordance with the Compliance Monitoring Strategy. Staff responded to written and verbal complaints and maintained a file of complaints with record of actions taken. Water meter monitoring was undertaken prior to the irrigation season and a water use report has been generated following the seasons completion. Completed dairy effluent discharge monitoring on 75% of the districts dairy farms.

Received and responded to complaints. The following breakdown records the type of complaints received over the year.

Noise	536
Odour	35
Compliance issues	59
Discharges	351
Rubbish	62
Safety Hazards	43
Environmental Health	14
Coastal	23
Other	<u>373</u>
	1496

(cf 1371 2003/2004)

62 abatement notices (cf 64 in 2003/2004) and 76 infringement notices were issued during the year (cf 58 in 2003/2004). Burn-offs, dumped cars, stormwater and gravel management issues were significant issues.

## ENVIRONMENT AND PLANNING

2004 Actual \$	Resource Consents & Compliance	2005 Actual \$	2005 Budget \$
1,551,743	OPERATING COSTS		
721,293	Resource Consent Processing	1,762,055	1,516,722
42,300	Compliance Monitoring	775,173	723,383
	Depreciation	39,443	39,442
2,315,336	TOTAL OPERATING COST	2,576,671	2,279,547
	INCOME		
889,202	Fees and Recoveries	844,963	956,000
889,202	TOTAL INCOME	844,963	956,000
1,426,134	NET COST OF SERVICE (SURPLUS)	1,731,708	1,323,547
1,426,134	TOTAL FUNDS REQUIRED	1,731,708	1,323,547
	SOURCE OF FUNDS		
1,426,134	General Funds	1,731,708	1,323,547
-	Restricted Reserves Applied	-	-
1,426,134		1,731,708	1,323,547

## ENVIRONMENT AND PLANNING

### ENVIRONMENTAL EDUCATION, ADVOCACY AND OPERATIONS

#### What We Do

This activity involves those Council activities that seek to encourage good environmental outcomes through education and advocacy and other non-regulatory methods and also the undertaking of works and services in conjunction with land owners. In any one year the Council is involved with around 60 to 80 land owners who undertake catchment stabilisation, riparian protection and habitat enhancement work.

#### Why We Do It

Council is keen to promote good environmental outcomes by non-regulatory means where this is cost effective and in those situations where active involvement in work programmes yields community support and involvement.

#### Our Goal

We aim to see improved practices in the use, development and protection of the District's resources and minimise damage to the environment through inappropriate practices or the incidence of pests and other threats to the environment.



## Major Ongoing & Long Term Activities

<i>Maintaining and Improving Services</i>	
<p>To identify and promote opportunities for achieving sustainable management of natural and physical resources through implementing Council's Environmental Education Strategy including sector codes of compliance, and education and advocacy for sustainable environmental management practices.</p>	<p>A very successful Environmental Festival "Ecofest" was held in August 2004. Planning underway for the 2005 event. Ran the annual Environmental Awards programme in November 2004. Undertook a number of other education and advocacy initiatives including These included</p> <ul style="list-style-type: none"> <li>• World Wetlands Day (2 February 2005)</li> <li>• Smart Living Month (March 2005)</li> <li>• Seaweek (second week in March 2005)</li> <li>• World Water Day (22 March 2005)</li> <li>• Arbour Day (5 June 2005)</li> <li>• Conservation week (August 2004)</li> <li>• Clean Up New Zealand Week (second week in September 2004)</li> <li>• Initiating Enviroschools into Tasman schools</li> </ul> <p>General environmental publicity through Newsline and a weekly radio slot, published articles and brochures to targeted audiences. Continued collaborative work with Nelson City Council for example with The Energy Smart Competition</p>
<p>To undertake pest management operations, including control of designated plants in sites of high public value in accordance with criteria specified in the Nelson Tasman Regional Pest Management Strategy.</p> <p>To undertake a programme for the eradication of Hawthorne and Fireblight in Riwaka.</p>	<p>Pest management operations were carried out on an ongoing basis in accordance with the Operational Plan prepared under the Nelson Tasman Regional Pest Management Strategy. A separate and more detailed annual report is available for review.</p> <p>The Riwaka Fireblight Programme was completed in October 2004, at a cost of approximately \$98,000.</p> <p>Council continued to provide funds as a contribution to the Animal Health Board's Bovine Tb Vector Management programme, with the management being contracted to Southern Pest Management Services.</p>

To undertake soil conservation, land management and stream protection works in conjunction with affected landowners.	Soil conservation, land management and stream protection works in conjunction with affected landowners continued in accordance with the approved programme, including this year contributing to protection and fencing of riparian and wetland areas. Provided assistance to the Tasman Environmental Trust and the Tasman Natural Areas Enhancement Group.
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<b>ENVIRONMENT AND PLANNING</b>			
<b>2004 Actual \$</b>	<b>Environmental Education, Advocacy and Operations</b>	<b>2005 Actual \$</b>	<b>2005 Budget \$</b>
	<b>OPERATING COSTS</b>		
115,592	Land Management	144,084	171,669
250,940	Promotion of Good Practice	262,272	243,185
270,734	Plant Pest Management	335,999	297,798
178,041	Animal Pest Management	215,870	214,609
-	Fireblight	98,516	-
-	Loan Interest	1,179	-
20,304	Depreciation	18,568	18,569
835,611	<b>TOTAL OPERATING COST</b>	<b>1,076,489</b>	<b>945,830</b>
	<b>INCOME</b>		
104,556	Targeted Rates	104,778	101,211
179,846	Fees and Recoveries	150,772	148,500
284,402	<b>TOTAL INCOME</b>	<b>255,551</b>	<b>249,711</b>
551,209	<b>NET COST OF SERVICE (SURPLUS)</b>	<b>820,938</b>	<b>696,119</b>
	<b>TOTAL FUNDS REQUIRED</b>		
551,209	Net Cost of Service (Surplus)	820,938	696,119
-	Capital	-	-
-	Loan Principal Repaid	833	-
551,209		821,771	696,119
	<b>SOURCE OF FUNDS</b>		
551,209	General Funds	720,938	696,119
-	Loans raised	100,000	-
-	Restricted Reserves Applied	-	-
551,209		820,938	696,119

## ENVIRONMENT AND PLANNING

### MAPUA REHABILITATION

#### What We Do

This activity involves the site rehabilitation works at the former Fruitgrowers Chemical Company site at Mapua. Council has been working with Government over recent years to investigate the clean up options available and also to better understand the nature and extent of contamination at the Mapua site. A suitable technology has been chosen, tenders awarded, consents obtained and work commenced in 2004.

#### Why We Do It

Council now owns most of the contaminated land subject to this project and there is community expectation that the site will be rehabilitated.

#### Our Goal

The rehabilitation of a significant contamination risk to the Mapua community and environment.

#### Major Activities for the Next Three Years

<i>Maintaining and Improving Services</i>	
Complete site remediation and prepare for eventual use and/or disposition of the land as agreed by Council in consultation with the community.	The contract is now the responsibility of Ministry for the Environment. Council is a funding partner and is committed to a loan of up to \$2m and continues to monitor compliance with the resource consent conditions and is assisted in this task by a Peer Review Panel.

2004 Actual \$	Mapua Rehabilitation	2005 Actual \$	2005 Budget \$
	OPERATING COSTS		
-	Rehabilitation	343,723	5,836,268
37,005	Loan Interest	35,111	36,450
37,005	TOTAL OPERATING COST	378,835	5,872,718
	INCOME		
100,664	Interest Received	-	140,000
358,207	Reversal of Provision	-	-
-	Fees and Recoveries	0	4,450,000
458,871	TOTAL INCOME	0	4,590,000
-421,866	NET COST OF SERVICE (SURPLUS)	378,835	1,282,718
	TOTAL FUNDS REQUIRED		
-421,866	Net Cost of Service (Surplus)	378,835	1,282,718
-	Capital	-	-
350,000	Advance Given	-	-
24,999	Loan Principal Repaid	26,042	25,000
-46,867		404,876	1,307,718
	SOURCE OF FUNDS		
-46,867	General Funds	154,876	1,307,718
-	Restricted Reserves Applied	-	-
-	Advance Repaid	-	-
-	Loans raised	250,000	-
-46,867		404,876	1,307,718

## ENVIRONMENT AND PLANNING

### REGULATORY SERVICES

#### What We Do

This activity involves the provision of advice and discharging statutory functions in the areas of public health, building, sale of liquor, hazardous substances, animal control, rural fire, parking and maritime administration. It involves assessing and processing permit and registration applications, the administration of bylaws, and associated monitoring and enforcement action.

#### Why We Do It

Council is required by law to receive and process license applications and statutory registration systems, to inspect, monitor and enforce compliance with these statutory regimes. There is also an expectation from the community that we will uphold and administer these regimes.

#### Our Goal

We aim to see development of the District that achieves high standards of safety, design and operation with minimum impact and public nuisance and to provide excellent customer service in providing information on development opportunities and in processing permits and licenses.

#### Major Ongoing and Long Term Activities

<i>Maintaining and Improving Services</i>	
To respond to enquiries and discharge inspectorial responsibilities under the Health Act, Building Act, Sale of Liquor Act, and the Hazardous Substances and New Organisms Act, and associated Council by-laws.	<p>Inspectorial responsibilities under the Health, Building, and Sale of Liquor Acts and Council bylaws were discharged using professionally trained and qualified staff and contractors.</p> <p>63% of 1,955 building consents were processed within the statutory processing time limit (cf 2003/2004 = 62%). The average processing time was 14 days, in part a reflection of new inspection requirements (cf 2003/2004 = 10)..</p>
To carry out Harbour Board functions including implementation of the Joint Oil Spill Contingency Plan (with Nelson City Council).	<p>Harbourmaster functions were undertaken over the busy summer period with no major incidents being reported. Revised Navigation and Safety Bylaw in November 2004. Registered 48 commercial operators to operate within Tasman District harbour limits (cf 26 in 2003/2004).</p> <p>The Office of Harbour Master has kept up a regular liaison with the Council's 24 voluntary launch wardens, the Maritime Safety Authority and the Department of Conservation.</p>

<p>To carry out animal control responsibilities, including registration of dogs and responding to wandering stock and dog complaints.</p>	<p>The Council has continued to administer the Dog Control Bylaw although it has contracted out the service delivery aspects of this function to Control Services (Nelson) Ltd. There were 5,526 rural and 5,105 urban dogs registered in Tasman District as at 30 June 2005. Council's contractors responded to complaints regarding wandering stock and dogs and impounded animals as required. 54 Dog Control Infringement Notices were issued (cf 13 in 2003/2004)..</p>
<p>To carry out parking control responsibilities under Council's Parking By Law.</p>	<p>Parking Enforcement responsibilities were contracted out to Control Services (Nelson) Ltd. 656 infringement notices were issued (cf 2003/2004 = 591) during the year along with other advisory warnings concerning parking. Public assistance continues to be offered while wardens are on duty.</p>

<b>ENVIRONMENT AND PLANNING</b>			
2004 Actual \$	Regulatory Services	2005 Actual \$	2005 Budget \$
	<b>OPERATING COSTS</b>		
1,206,612	Building Control	1,416,675	1,154,357
179,287	Liquor/Health/Registered Premises	172,181	186,826
507,441	Animal Control, Rural Fire	501,073	486,038
180,307	Maritime , Parking & Hazardous Substances	228,931	184,749
-	Loan Interest	-	7,305
67,500	Depreciation	64,392	64,392
2,141,147	<b>TOTAL OPERATING COST</b>	2,383,253	2,083,667
	<b>INCOME</b>		
1,653,879	Fees and Recoveries	1,581,607	1,575,000
1,653,879	<b>TOTAL INCOME</b>	1,581,607	1,575,000
487,268	<b>NET COST OF SERVICE (SURPLUS)</b>	801,645	508,667
	<b>TOTAL FUNDS REQUIRED</b>		
487,268	Net Cost of Service (Surplus)	801,645	508,667
80,995	Capital	16,838	220,000
-	Loan Principal Repaid	-	4,625
568,263		818,483	733,292
	<b>SOURCE OF FUNDS</b>		
558,263	General Funds	818,483	548,292
-	Loans raised	-	185,000
10,000	Restricted Reserves Applied	-	-
568,263		818,483	733,292

**Environment and Planning Department  
Applications Processed  
1 July 2004 to 30 June 2005**

<b>1. Resource Management Act</b>		
<b>Type of Consent</b>	<b>Outcomes 2004/05</b>	<b>Outcomes 2003/04</b>
Land Use	711	765
Subdivision	181	236
Title Plans	198	179
Completion Certificates	199	174
Certificates of Compliance	60	77
Water	183	69
Discharge	85	42
Coastal	13	11
Resource Consent Transfers	61	57

<b>2. Building Act</b>				
<b>Type of Consent</b>	<b>2004/05</b>		<b>2003/04</b>	
	<b>No. Issued</b>	<b>Value</b>	<b>No. Issued</b>	<b>Value</b>
Dwelling	340	69.1M	518	92M
Commercial	155	36.5M	194	35.2M
Other	1207	26.6M	1,589	27.3M
<b>Totals</b>	<b>1955</b>	<b>132.2M</b>	<b>2,301</b>	<b>154.5M</b>

<b>3. Licences</b>		
<b>Type</b>	<b>2004/05</b>	<b>2003/04</b>
	<b>No. of Certificates Issued</b>	<b>No. of Certificates Issued</b>
Food Premises	289	270
Hairdressers	34	38
Camp Grounds	32	31
Hawkers/Mobile Shops	14	32
Others	8	6
Commercial Vessel Operators	48	56

<b>4. Sale of Liquor</b>		
<b>Type of Licence</b>	<b>2004/05</b>	<b>2003/04</b>
	<b>No. of Licences Issued</b>	<b>No. of Licences Issued</b>
Manager's Certificate	247	217
On and Off Licence	103	106
Club Licence	10	16
Special Licence	125	80
Temporary Authority Order	61	55

<b>5. Other</b>		
<b>Type</b>	<b>2004/05</b>	<b>2003/04</b>
Land Information Memoranda	602	414
Complaints Received	1496	1,368
Abatement Notices Issued	62	64
Infringement Notices Issued	76	58
Enforcement Orders	0	0
Excessive Noise Direction	223	N/A