

Report No:	REP11-07-07
File No:	R420
Date:	1 July 2011
<i>Information Only – no decision required</i>	

REPORT SUMMARY

Report to: Environment & Planning Committee

Meeting Date: 14 July 2011

Report Author: Steve Markham, Policy Manager

Subject: Resource Policy Programme Update July 2011

EXECUTIVE SUMMARY

This report updates the content and progress to date in the resource Policy programme of projects.

RECOMMENDATION/S

That the report be received.

DRAFT RESOLUTION

THAT the Environment & Planning Committee receives the Resource Policy Programme Update July 2011 REP11-07-07.

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Subject: **Resource Policy Programme Update July 2011**

1. Purpose of Report

1.1 This report provides an updated resource policy programme description and briefing on the current and likely situation with present and programmed projects.

2. Background

2.1 In December 2010 the Committee last considered the resource policy programme (EP 10/12/11 refers). Since December 2010 the following key achievements have taken place:

- Technical lead and collaborative work by the policy manager and resource policy staff in the cross-departmental project to review the Tasman District Growth Demand & Supply Model for the 2012 – 2022 LTP and AMPs. This key project took significant time resources from many council staff to provide a more robust, internally supported information system describing Council's long term growth strategy in the District.
- Proposed Change 22 Mapua - Ruby Bay development notified and order from the Environment Court applied for and made to give a set of four proposed rules addressing hazard risk reduction, immediate legal effect.
- TRMP Parts 5 (Water) and 6 (Discharges) approved and operative in part from February 2011.
- Draft change for Motueka west & central completed and circulated publicly for feedback; this is currently being assessed and a report is in the meeting agenda on key issues and options.
- Further submissions for 18 (Kina site rezoning), 19 (technical amendments to Parts 1 & 2), Changes 20 (Richmond East), 21 (fault rupture risk management), and Variation 71 (slope instability risk area review, Richmond) in, and reports on submission issues prepared and circulated for Hearing 61 to be held 19, 20 July 2011.

- Reports on submission issues prepared and Hearing 60 held in March for Change 16 on cultural heritage sites management, Proposed Part IV (Rivers & Lakes) as package of variations and a change, and two minor changes (greywater discharges, and technical amendments to Change 10). Decisions are being notified with update 40 in July.
- Appeal mediation on water allocation reviews Motueka and Moutere with has continued.
- Appeal mediation has informally continued with parties for some of the Change 10 Richmond West appeals, as without prejudice proposals for council being provided. More mediation sessions are yet to be scheduled by the Court after July.
- Further assessment of information from Takaka - South Takaka: Takaka floodplain modelling and risk assessment following workshop with Councillors in February 2011.
- Golden Bay landscapes change investigations work continues: identification and assessment of outstanding natural features and landscapes, and issues and options work, for use with community working group in July (report in agenda for this meeting).
- Collaborative work by the section's staff in the inter-departmental project for the Richmond CBD development plan, including urban design issues assessment and contracted retail demand and capacity assessment for Richmond.
- Further advice to the government on aquaculture development planning for PSC reporting on the Aquaculture Legislation Amendment bill (No 3) following collaboration between staff and Government officials in 2010.
- Submissions on the national standard for plantation forestry and national policy statement on biodiversity.

The outlook for the rest of 2011 and beyond is for further progress on a large number of live priority 1 projects. These are shown in the updated resource policy programme appended to this report. The programme update codes the life-cycle status of all projects (approval to start, live, paused, ongoing); completed projects are no longer shown.

3. Future priority projects

- 3.1 In December last the Committee agreed that it would approve the start of any new project only after considering a scoping paper for the project. It also agreed that the Brightwater and Wakefield development reviews and rural policy review were all priority 1 projects, but that they would not commence until Richmond East (Change 20) was heard and decided and changes notified for Mapua-Ruby Bay, Motueka west & central, and Golden Bay landscapes. This was principally to achieve milestones with key currently live projects and avoid too many projects being undertaken by the same staff.

3.2 Of these projects, the rural policy review project is being re-scoped and a report on this proposed work will come to the Committee in August. The other new projects remain in abeyance until live project work is further advanced.

3.3 Beyond current live projects and the above yet-to-commence projects, further priority projects shaping up are:

- Consideration of the pathway to review the Tasman regional Policy Statement and combine it with the Tasman Resource Management Plan, without unnecessary relitigation of settled issues in the TRMP.
- Consideration of the necessary changes to the TRMP to comply with obligations to implement the growing suite of national policy and regulatory instruments

Reporting on the scope and process matters for these areas of policy development is to come to the Committee later in 2011.

4. RECOMMENDATION/S

That the report be received.

5. DRAFT RESOLUTION

THAT the Environment & Planning Committee receives the Resource Policy Programme Update July 2011 REP11-07-07.

Steve Markham
Policy Manager

Appendices:
2011 and Beyond Resource Policy Programme as At 1 July 2011

2011 AND BEYOND RESOURCE POLICY PROGRAMME AS AT 1 July 2011						
Project No	Priority No.	Project Description	Project Status	Process Steps and Current Situation	Staff	Next Steps
1.	1	Live appeals resolution	Live	Steps Resolution by consent order to EC, hearing by EC or withdrawal, of live appeals (12): Change 10 RWDA (8) Vars 55, 66 water allocation (2) Change 14 (2)	SM, NJ, MH, SN, DL, MAB, JT	Mediation, Court hearings or consideration of consent memoranda.
2.	1	Richmond West development plan - Change 10	Live	Steps Planning investigations and structure planning to support plan change; notified variations (now Change 10); Submissions, hearings, decisions and appeals. Situation Decisions notified 26 September 2009; 8 appeals received. Variation 1 Change 10 notified 19 December 2009, Variation 2 notified 22 May 2010. Further subs notified and closed 22 Nov 2010 Appeals mediation 22 - 23 June, 7 - 8 Dec 2010, 8 April, 4, 5 May, 2 June 2011. More to be scheduled.	SM, MH, DL, NJ, RS, SN	Complete appeals resolution. Development of integrated services & land rollout programme and implement.
3.	1	Richmond CBD/central area and development/intensification plan	Live	Steps Investigations into Nelson-Richmond urban intensification; assessment of options for locations and design; plan changes and infrastructure programming. Situation Approved as joint council and launched November 2007. Implementation programme recommended in July 2009 to include review of residential intensification regimes. This is the Richmond density study, to advance inquiry into locations and actions (briefing report July 2010). The CBD development plan has commenced as an interdepartmental project.	RB, SM, MH, SL, GC, DL, and others	Review of urban design framework for residential intensification (reporting September 2011) Development of a CBD development plan
4.	1	Richmond East development plan Change 20	Live	Steps Report on services and intensification options; draft plan change; consultation; notification; submissions; decisions; appeals.	MH, SM, DL	Reporting and hearing of submissions –

				<p>Situation Joint council project for draft structure plan for Nelson south - Richmond East: project report considered 12 September 2007. Draft structure plan and services implementation programme community feedback April - May 2008, review and policy analysis of issues August 2008; further policy directions July 2009, draft plan change adopted for feedback December 2009. Change 20 notified 28 August 2010 with supporting amendments (C21, V71) for geohazard risk management. Submissions in November 2010, further submissions in March 2011..</p>		Hearing 61 for July 2011.
5.	1	Mapua-Ruby Bay development	Live	<p>Steps Reporting on situation re services, and scope for rezoning; structure planning; plan changes and infrastructure provision in LTP</p> <p>Situation Reports to EPC June 2006, March 2007, and draft structure plan community feedback March - April 2008. Policy issues reported June 2008, progress updates December 2008, June 2009. Revised structure planning and coastal hazard risk assessment; waterfront development; reserves, all incorporated in draft change adopted for feedback May 2010. Feedback closed 10 July. Reporting to EPC 23 September with Change 22 for notification; further assessment of subdivision control options in hazard risk locations; report to 16 Dec 2010 EPC. Change 22 notified 26 February 2011, submissions in April 2011.</p>	RB, DL, JC, EV, RS	Further submissions; reporting on submissions and hearing.
6.	1	Golden Bay East settlement strategy: Takaka and south Takaka	Live	<p>Steps Takaka zoning review to avoid flood risk exposure of further land; and south Takaka (Park Avenue) structure planning to provide for first stage of concept additional township (refer EP07-09-06 for description)</p> <p>Situation Project priority confirmed May 2008 but paused pending appeals resolution Change 8. Takaka - south Takaka investigations and structure planning; draft SP considered December 2009 and now paused while Takaka floodplain modelling and risk assessment completed. Modelling report and options assessment considered by council February 2011 in workshop; further information refinement.</p>	LM, DL, SN, RS	Review of Takaka flood risk situation and mitigation Urban development issues and flood risk reduction options to consider, and decision on plan change for south Takaka.
7.	2	Golden Bay East settlement	Start	Steps	LM, DL, SN,	Investigations

		strategy: Pohara-Tarakohe-Ligar-Tata		<p>Investigations and structure planning to provide for shape and extent of settlement development in the area integrated with rural land management (non-settlement protection) (refer EP07-09-06 for description)</p> <p>Situation Project priority confirmed May 2008 but paused pending appeals resolution. Paused for settlement SP while other priority 1 projects advanced.</p>	RS	and draft structure plan; plan change
8.	1	Golden Bay strategic planning: landscape and West settlement strategy	Live	<p>Steps Strategic issues investigations; Issues and options paper; consultative process leading to TRMP changes 2008 onwards. This work is to include the addressing landscape management and the protection of outstanding natural features and landscapes (ONFLs) in Golden Bay (Kahurangi Point to Separation Point), integrated with reviews of settlement areas on GB east and west, and rural policy review projects.</p> <p>Situation Project commenced December 2007; investigations and targeted stakeholder engagement early 2008; preparatory to issues and options discussion paper and community feedback. Work recontinued from July 2010 to achieve comprehensive information base, to use in findings for ONFLs, and planning options assessment, community collaboration through working group, leading to notified change for whole of GB landscape management by early 2012. Separate plan change following review of western settlement pattern.</p>	SN, DH, NJ	Presentation to community working group of draft ONFL findings, further development of policy options assessment, development of draft plan change and further engagement with communities.
9.	1	Motueka west & central development plan Refer	Live	<p>Steps Update on services; Demand estimates for urban land (business; residential); Structure plan options; Liaison with iwi landowners; Plan change and services programming.</p> <p>Situation Investigations for demand estimations and outline services plan to support concept structure plan. Liaison with iwi landowners. Report on demand and supply information and planning process March 2008; draft structure plan reported November 2008; community consultation February - April 2009. Issues reporting July 2009 with</p>	RB, DL, JC, GC	Further development of draft change and adopt proposed change.

				review of draft structure plan. Motueka transportation study commenced May 2009 and finalised February 2010. Draft change commenced September 2010 and to EPC on 16 December 2010. Draft change circulated for community feedback March – April 2011.		
10.	1	Change 14 frost protection devices	Live	<p>Steps Planning investigations; notified change; Submissions, hearing and decisions</p> <p>Situation Change notified 9 May 2009; submissions received; hearing; decisions notified 22 May 2010. Two appeals; mediation held 7 December 2010. Further options for resolution considered by committee May 2011. Further mediation to be scheduled after July 2011.</p>	NJ	Resolve appeals. Approval and operative.
11.	1	Change 16 cultural heritage sites management	Live	<p>Steps Planning investigations; notified change; Submissions, hearing and decisions</p> <p>Situation Change notified 26 September 2009; submissions close 15 February 2010. Further submissions in September 2010; heard in Hearing 60 March 2011.</p>	SL	Decisions notification (July 2011) and any appeals.
12.	1	Fault Rupture Risk Area Change 21	Live	<p>Steps Investigations into active fault systems; review of plan provisions; plan change.</p> <p>Situation Updated mapping and rupture hazard advice received 2006, 2008. Draft change adopted for feedback December 2009. Change notified 28 August 2010. Submissions in. Reported, to be heard Hearing 61 July 2011.</p>	NJ, SM	Reporting and hearing of submissions – Hearing 61 for July 2011.
13.	1	Review of Slope Instability Risk Area, Richmond Variation 71	Live	<p>Steps Investigation into current information on Richmond east slope instability hazard risk; review of plan provisions; plan change.</p> <p>Situation Updated mapping and hazard risk advice received 2009. Draft change adopted for feedback December 2009. Change notified 28 August 2010. Submissions in. Reported, to be heard Hearing 61 July 2011.</p>	NJ, SM	Reporting and hearing of submissions – Hearing 61 for July 2011.

14.	1	Land disturbance area - targeted review	Start	<p>Steps Investigation into current issues with sediment and erosion risks in targeted situations eg. urban earthworks; review of plan provisions; plan change.</p> <p>Situation Priority programme of land disturbance management measures derived from workshops on erosion and sediment control in late 2009. Project scoping for regulatory review to commence.</p>	MAB, LV, DS, WG, TJ, LP	Project scope and process to be agreed.
15.	1	TRMP land use administration issues requiring review	Ongoing	<p>Steps Series of reports on specific issues arising from administration; Plan change processes for priority issues.</p> <p>Situation Reported on issues and priorities February 2007. Technical amendments Change 18 Technical amendments adopted and notified 22 May 2010. Report on recreational / commercial motorcycling activity due early 2011 (held over pending Ombudsman investigation). Wall offset rule to be assessed for change.</p>	RB; NJ and team	Further assessment of priority issues.
16.	1	Brightwater strategic development planning	Start	<p>Steps Review of urban development strategy for Brightwater: issues paper; structure planning; TRMP change process (EP07-12-04 for description)</p>	RB, SN, DL, RS and others	Project scope and process paper to be agreed late 2011
17.	1	Wakefield strategic development planning	Start	<p>Steps Review of urban development strategy for Wakefield: investigations; issues paper; structure planning; TRMP change process (EP07-12-04 for description)</p>	RB, SN, DL, RS and others	Project scope and process paper to be agreed late 2011
18.	1	Change 4 (Variation 44) transport and ESP	Paused	<p>Steps Change notified; review of issues in light of Richmond planning, ESP review and Project Stormwater; further advice; further change.</p> <p>Situation Reporting on issues and options for ESC, EPC. Hearing of</p>	NJ, LM, DL, GC	Advice on issues and options and plan change.

				submissions on Change 4 deferred pending resolution of content in Plan and reviewed Engineering Standards and Policies.		
19.	1	Variations 25/33 (Change 3) CE land disturbance	Paused	Steps Hearings; decisions; appeals. Situation Reporting on submissions.	LV, SM, MAB	Reporting; and hearing of submissions.
20.	2	Rural Futures: rural policy review	Start	Steps Investigations and reporting on priority rural policy issues arising from Rural Futures feedback with updated situation assessment on productive values protection and built development; TRMP change processes. Situation Review of issues paused since 2006; project rescoping with updated situation assessment required.	MH, MAB, SL, AB, SM and others	Briefing on situation update and rescope of project late 2011.
21.	1	Indigenous biodiversity management and action plan for advocacy (Native Habitats Tasman)	Live	Steps Situation report; SNA investigation. Situation Situation reports to EPC May, June 2007 on biodiversity management and SNA investigation agreement. Reporting to EPC December 2007. Commencement of SNA investigation tasks as agreed. Launch of Tasman Native Habitats project early 2008. Ongoing liaison in priority area of district with reporting and landowner assistance actions. Governance through oversight group.	LV, SM, external stakeholders	Ongoing advocacy with landowners across priority parts of district. Review in 2013 of biodiversity management achievements, risks and responses.
22.	1	Operative Regional coastal Plan (Part 3; parts of Part 5, 6)	Live	Steps Approve the remaining components of the regional coastal plan and update text and maps for operative status	SM, NJ, MAB	Awaiting legislative action for this operative status.
23.	1	Waimea Inlet and catchments integrated management strategy	Live	Steps Stocktake of resource values, issues; review of options; formulation of new actions for integration into informal strategy (refer EP07-12-04; EP09/10/2 for description) Situation Approval to commence project December 2007. Inception meeting July 2008 with key stakeholders. Project management proposal to July, October 2009 meetings. Project jointly with NCC launched late November 2009. Estuary vulnerability assessment April; public symposium May 2010. Draft strategy prepared; final strategy	NJ, TJ, RS, SM, BW with MW, PS of NCC	Implementation audit process by community and councils required.

				adopted August 2010 by both councils, NMFGC and DOC (NM). Community forum meetings in February 2011; set up internal system for annual check on implementation progress.		
24.	1	TRMP Part IV: Rivers and Lakes		<p>Steps Draft policy paper for consultation; policy decisions; consultation with draft Part IV; TRMP variations notified; submissions; decisions; appeals.</p> <p>Situation Briefings on issues and draft policy options on 19 July and 23 August 2006; further drafting of regulatory means of implementing preferred policy options in paper ongoing through 2007 and into 2008 (EP08/12/12). Reporting on issues EP09/04/13; EP09/06/09. Draft part consultation July - September 2009. Revised draft adopted October 2009. Package of Change 17 and Variations 67 - 69 notified 27 February 2010. Submissions and further submissions in 22 November 2010. Reporting and hearing March 2011. Decisions to be notified Update 40 in July 2011.</p>	MAB, EV, TJ, PD, AB, RS	Decisions notification (July 2011) and any appeals.
25.	1	Deep Moutere groundwater allocation review and waiting lists - Change 12 & Variation 65	Live	<p>Steps Resource statement and issues and options paper, consult with users; draft variation; notification; submissions; decisions; appeals</p> <p>Situation Reported to EPC on situation following investigations August 2006; reported 12 July 2007 on issues and preferred option; 23 August 2007 draft variation adopted for notification subject to staff management of waiting lists. Further reporting April 2008. Variation 65 (includes Change 12) notified 26 July 2008; hearing of submissions September 2009. Commissioner report and recommendations adopted November 2009. Decisions notified 19 December 2009. One appeal.</p>	MAB, JT	Appeals resolution.
26.	1	Motueka water allocation review - Change 13 and Variation 66	Live	<p>Steps Review of CPZ allocation limit following modelling results; review of reservation regime; plan variation process.</p> <p>Situation Variation preparation and report to EPC in October 2008. Variation 66/Change 13 notified 13 December 2008; Hearing of submissions September 2009. Commissioner report and recommendations adopted November 2009. Decisions notified 19 December 2009.</p>	MAB, JT	Appeals resolution.

				Three appeals. Mediation Sept 2010.		
27.	1	Urban stormwater management	Live	<p>Steps Review of across-council stormwater management outcomes; systems and process issues; tasks; and review of planning documents and arrangements and other actions as required.</p> <p>Situation Review of outcomes for stormwater management, systems and processes 2006 - 2009. Briefing to managers May 2009. Priority workstreams identified; project is progressing as interdepartmental project.</p>	SL, LM, SE, consents, assets, community services staff	Confirmation of priority workstreams with management and funding to be confirmed via LTP.
29.	1	Advice on policy issues raised by central government or other agencies including iwi: legislation, policy statements, management plans, water conservation order processes	Ongoing	Reporting ongoing in response to government or iwi proposals	Policy team, Manager and others	Responses as required.
30.	2	Fate of Tasman Regional Policy Statement	Not started	<p>Steps Review content and consistency of TRMP with TRPS; assess options of retaining separate TRPS or combining with TRMP and process involved; review of essential TRPS content for merging with TRMP (Maori policy issues of significance); process management.</p> <p>Situation Support for Tasman iwi management plan to provide basis for review of Maori policy issues. Support EPC July 2010 for combining TRPS with TRMP.</p>	SM and team	Report on options late 2011.
31.	2	Riparian land management strategy	Not started	Situation report; possible review of RLMS; plan change.	LV et al.	Situation report.
32.	2	Natural hazards strategic policy review	Not started	<p>Steps Review of District approach: Specific investigations into floodplain, coastal, ground instability hazard risks; review of policy issues and options; TRMP change processes.</p> <p>Situation Specific investigations under way for hazards risk management at Mapua-Ruby Bay, Takaka, Motueka, and Richmond under separate projects. Review is an interdepartmental project will integrate investigations and planning approaches.</p>	NJ, EV, GS, PD, SM	Project scope and process to be briefed.

33.	2	Coastal craft issues (incl. Abel Tasman coastline)	Not started	<p>Steps Advice on craft management under foreshore reserve MP and TRMP.</p> <p>Situation Policy advice on managing effects of coastal craft following establishment of foreshore reserve management plan.</p>	NJ	Policy advice to Council.
34.	2	Upper Motueka water allocation development	Not started	<p>Steps Complete investigations; define issues and options; consult with stakeholders; draft variation; notification; submissions; decisions; appeals.</p> <p>Situation Investigations reported 28 August 2006.</p>	MAB, JT	Reporting to EPC in late 2011/early 2012.
35.	2	Takaka catchment water management	Not started	<p>Steps Issues and options with resource statement; TRMP change process</p>	MAB, JT, GS	Resource investigations summary and issues paper in late 2011.
36.	3	Onsite wastewater management:	Not started	<p>Steps Review of district approach: Risk assessment of settlement pattern re domestic wastewater contamination; Investigations with policy review; TRMP change process</p>	MAB, DL, JB	Issues and options paper
37.	3	Tasman (village) strategic development review Refer EP07-12-04 for description	Not started	<p>Steps Investigations; issues paper; structure plan for Tasman; TRMP change process</p>		Investigations report and issues paper
38.	3	Marahau to Kina strategic development review: landscapes and settlements	Not started	<p>Steps Investigations; issues paper, settlement and rural land management issues and options; TRMP change process (refer EP08-04-13 for description).</p> <p>Situation The project is to deliver on contracted commitment to coastal landscape protection review.</p>	SN, RB, DL and others	Investigations report and issues paper
39.	3	Plan implementation monitoring, evaluation and reporting system development:	Not started	<p>Steps RMA requires five yearly reporting on operative plans: Database and monitoring process development in conjunction with EMRS and website reporting. System setup required.</p>	SM and team	2011 and ongoing