

Minutes for the meeting of the Policy & Regulatory Committee of the Waikato District Council held via Audio Visual Conference on **WEDNESDAY, 24 NOVEMBER 2021** commencing at **9.30am**.

**Present:**

Cr NMD Smith (Chairperson)  
His Worship the Mayor, Mr AM Sanson  
Cr AD Bech  
Cr JA Church  
Cr C Eyre  
Cr JM Gibb  
Cr SL Henderson  
Cr SD Lynch  
Cr RC McGuire  
Cr FM Mclnally  
Cr EM Patterson  
Cr LR Thomson  
Cr CT Woolerton

**Attending:**

Mr GJ Ion (Chief Executive)  
Mr T Whittaker (Chief Operating Officer)  
Mrs S O’Gorman (General Manager Customer Support)  
Mr R MacCulloch (General Manager Service Delivery)  
Mr C Morgan (General Manager Community Growth)  
Mr M Horsfield (Democracy Advisor)  
Mrs LM Wainwright (Democracy Advisor)  
Mrs T Heera (Strategic Planner)  
Mr F Bell (Strategic Planner)  
Mr A Pipe (Environmental Health Team Leader)  
Mr G Bellamy (Senior Transportation Engineer)  
Ms L Hood (Corporate Planner)  
Ms J Bell-Wymer (Corporate Planner)  
Mrs S Bourke (Community Safety Manager)  
Ms H Beaven (Corporate Planner)  
Ms M Russo (Corporate Planning Team Leader)  
Ms A Sayer (Policy Advisor)  
Ms A Diaz (Chief Financial Officer)  
Mr J Ebenhoh (Planning & Policy Manager)  
Ms M May (Community Connections Manager)  
Ms Z Al-Khaleefa (Three Waters Contract Engineer)

**Attending (continued):**

Ms K Ridling (Senior Solicitor RMA)  
Ms S Baker (Community Venues & Events Team Leader)  
Ms R Law (Reserves Planner)  
Mr J Fuller (Strategic Planner)  
Ms T Oakes (Animal Control Team Leader)

**APOLOGIES AND LEAVE OF ABSENCE**

**Resolved: (Crs Smith/Thomson)**

**THAT the Policy & Regulatory Committee accepts the:**

- a) apologies from Cr Sedgwick and Ms Moana-Tuwhangai for non-attendance;  
and
- b) apology from Cr Patterson for early departure.

**CARRIED**

**P&R2111/01**

**CONFIRMATION OF STATUS OF AGENDA ITEMS**

**Resolved: (Crs Smith/Gibb)**

**THAT:**

- a) the agenda for the meeting of the Policy & Regulatory Committee held on **Wednesday, 24 November 2021** be confirmed;
- b) all reports be received;
- c) in accordance with **Standing Order 9.4** the order of business be changed with agenda item 6.8 [*Chief Executive's Business Plan*] being considered after agenda item 5; and
- d) the following matter be discussed at an appropriate time during the course of the meeting:
  - **Item 6.9 – Community Connections Strategic Portfolio Review.**

**CARRIED**

**P&R2111/02**

**DISCLOSURES OF INTEREST**

There were no disclosures of interest.

## **CONFIRMATION OF MINUTES**

**Resolved: (Crs Patterson/Eyre)**

**THAT the minutes for the meeting of the Policy & Regulatory Committee held on Wednesday, 13 October 2021 be confirmed as a true and correct record.**

**CARRIED**

**P&R2111/03**

## **ACTIONS REGISTER**

Agenda Item 5

The report was received [*P&R2111/02 refers*] and the following points were raised:

### External facing policies

**ACTION:** This item to remain on the register pending completion of the project.

### Resource Recovery Centre – Huntly Resource Recovery Centre

**ACTION:** This item to be closed and removed from the register.

### Resource Recovery Centre – Northern Resource Recovery Centre

**ACTION:** This item to remain on the register pending an update to the Committee's scheduled meeting of Tuesday, 25 January 2022.

### Future of Local Government

**ACTION:** This item to be closed and removed from the register.

### Policy and Bylaw Review Programme

**ACTION:** Staff to forward a copy of the Stock Underpasses - Financial Assistance Policy to Councillor Eyre.

### Annual Dog Control Report

**ACTION:** This item to be closed and removed from the register.

## **REPORTS**

### Chief Executive's Business Plan

#### Agenda Item 6.8

The report was received [P&R2111/02 refers] and the following points were raised:

- COVID was impacting capex delivery. A report would be submitted to the Infrastructure Committee on the impact of COVID on the waters programme.
- The relationship between Waikato District Council and Central Government was developing well.

### Update on Policy and Bylaw Review Programme November 2021

#### Agenda Item 6.1

The report was received [P&R2111/02 refers] and the following points were raised:

- The Livestock Movement Bylaw was out for consultation and to date, nine (9) submissions had been received.
- The Waste Management and Minimisation Bylaw had been delayed due to the release of the Draft Emissions Plan from central government which would have a significant affect on the content of the bylaw.
- The 2022 World Rally championship would return to New Zealand on Thursday, 29 September 2022 to Sunday, 2 October 2022. The "Road Closure for Motor Sports Events" policy would be reviewed prior to the rally event.

National Policy Statement on Urban Development 2020: Insertion of Housing Bottom Lines  
Agenda Item 6.2

The report was received [P&R2111/02 refers]. No discussion was held.

**Resolved: (Crs Bech/Patterson)**

**THAT:**

- a) the recommended mandatory changes to the Operative Waikato District Plan (OWDP) (Waikato and Franklin Sections) are approved as outlined in Section 4, option 1 as follows:

*“Option 1: The NPS-UD’s requirement to insert minimum housing bottom lines for the short term, medium term and long term, within the OWDP (Waikato Section and Franklin Section) is mandatory. The OWDP will be updated on Thursday, 16 December 2021 to meet this mandatory requirement. The insertion of the housing bottom lines will be made without using the process outlined in Schedule 1 of the Resource Management Act 1991, i.e. without public submissions and hearings; and*

- b) these changes take place prior to Thursday, 16 December 2021 with public notice issued within five (5) working days following implementation.

**CARRIED**

**P&R2111/04**

Approval for Consultation: Proposed Waikato District Council Dog Control Bylaw and Policy  
Agenda Item 6.3

The report was received [*P&R2111/02 refers*]. No discussion was held.

**Resolved: (Crs Patterson/Gibb)**

**THAT, as required under Section 83 of the Local Government Act 2002, the Policy & Regulatory Committee:**

- a) **adopts the Statement of Proposal for the Proposed Waikato District Council Dog Control Bylaw and Policy (Attachments 1 and 2);**
- b) **approves the commencement of public consultation on the proposed Waikato District Council Dog Control Bylaw 2015 (Attachments 3 and 4) and Dog Control Policy (Attachments 5 and 6) to be undertaken between Wednesday, 1 December 2021 and Sunday, 16 January 2022;**
- c) **agrees to hear submissions on the Waikato District Council Dog Control Bylaw being considered, and if requested by submitters, be heard by the Committee at a hearing to be held in February 2022;**
- d) **recommends to Council that:**
  - i. **the Waikato District Council Dog Control Bylaw is the most appropriate form of Bylaw;**
  - ii. **the Waikato District Council Dog Control Bylaw is the most appropriate way of addressing the perceived problems; and**
  - iii. **Council confirm the Bylaw does not give rise to any implications under the New Zealand Bill of Rights Act 1990 and that it is satisfied that the Bylaw can be justified as a reasonable limitation on people's rights and freedoms;**
- e) **agrees that in the event the consultation period is affected by the Covid pandemic, alternative means of consultation and hearing of submitters, including audio visual, may be used as required to meet the timeframe for consultation with communities.**

**CARRIED**

**P&R2111/05**

Adoption of the Gambling Venues Policy 2021

Agenda Item 6.4

The report was received [*P&R2111/02 refers*] and the following point was raised:

- Terminology within the legislation had been amended to reflect the name change from the Racing Act 2003 to the Racing Industry Act 2020 as the Racing Board was now known as The TAB New Zealand.

**Resolved: (His Worship the Mayor/Cr Bech)**

**THAT the Policy & Regulatory Committee recommends that Council adopt the Gambling Venues Policy 2021 as set out in Attachment 2 of the report.**

**CARRIED**

**P&R2111/06**

The Corporate Planning Team Leader introduced Ms Leisa Hood (Corporate Planner).

Approval for Consultation on Easter Trading Policy 2022

Agenda Item 6.5

The report was received [*P&R2111/02 refers*]. No discussion was held.

**Resolved: (Crs Patterson/Gibb)**

**THAT the Policy & Regulatory Committee:**

- a) approves the proposed Easter Trading Policy 2022 for consultation under Section 83 of the Local Government Act 2002; and
- b) adopts the Statement of Proposal on the proposed Easter Trading Policy 2022.

**CARRIED**

**P&R2111/07**

Revocation of Policies

Agenda Item 6.6

The report was received [P&R2111/02 refers]. No discussion was held.

**Resolved: (Crs Church/Eyre)**

**THAT the Policy and Regulatory Committee recommends to Council that the policies listed below be revoked with immediate effect:**

- a) **Halls and Community Centres Policy,**
- b) **Rural Halls (Operation and Election of Hall Committees) Policy,**
- c) **Rural Halls – Administration Services for – Policy,**
- d) **Town Halls – Administration Policy,**
- e) **Fencing of Council Reserves Land Policy,**
- f) **Footpath Prioritisation Policy,**
- g) **Reserves – Committees of Management Policy,**
- h) **Rural Road Lighting Prioritisation Policy,**
- i) **Trade Waste Agreements Policy,**
- j) **Trade Waste Bylaw Charging Policy, and**
- k) **Water Rates – Discontinuing Supply Policy.**

**CARRIED**

**P&R2111/08**

Proposed 2021 Amendments to the Schedules of the Waikato District Council Speed Limits Bylaw 2011  
Agenda Item 6.7

The report was received [P&R2111/02 refers] and the following points were raised:

- The proposed amendments focussed on school roads and the alignment of speeds between existing and newly developed areas.
- An information page and interactive maps would be placed on Council's website.

**Resolved: (His Worship the Mayor/Cr Church)**

**THAT as required under Section 83 of the Local Government Act 2002, the Policy & Regulatory Committee:**

- a) adopts the Statement of Proposal (Attachment 1);
- b) approves the commencement of public consultation on the proposed Waikato District Council Speed Limits Bylaw 2011 schedules (Attachment 2) to be undertaken between Wednesday, 1 December 2021 and Sunday, 23 January 2022;
- c) agrees that submissions on the Waikato District Council Speed Limits Bylaw schedules be considered, and if requested by submitters, be heard by Policy & Regulatory Committee at a hearing to be held in February 2022;
- d) recommends to Council that the Waikato District Council Speed Limits Bylaw:
  - i) is the most appropriate form of Bylaw;
  - ii) is the most appropriate way of addressing the perceived problem;
  - iii) does not give rise to any implications under the New Zealand Bill of Rights Act 1990; and
  - iv) recommends that Council make a public resolution in accordance with s16(2)(a)(i) to update the date of the Land Transport Rules.
- e) notes that in the event that the consultation period is affected by the COVID pandemic, alternative means of consultation and hearing of submitters, including audio visual, may be used as required to meet the timeframe for consultation with communities; and

**CARRIED**

**P&R2111/09**

