

**MINUTES OF WESTERN BAY OF PLENTY DISTRICT COUNCIL
DISTRICT PLAN COMMITTEE MEETING NO. DP22-2
HELD VIA ZOOM ONLY (AUDIO/VISUAL LINK) UNDER COVID-19 PROTECTION FRAMEWORK
RED (PHASE THREE) ON TUESDAY, 5 APRIL 2022, AT 9.50AM ON CONCLUSION OF THE
POLICY COMMITTEE MEETING HELD PRIOR**

1 MEMBERS PRESENT

Deputy Mayor J Scrimgeour (Chairperson), Cr G Dally, Cr M Dean, Cr J Denyer, Cr M Grainger, Cr M Gray, Cr A Henry and Cr M Murray-Benge

OTHERS PRESENT:

Cr A Sole, Cr D Thwaites and Mayor G Webber

2 STAFF ATTENDANCE

J Holyoake (Chief Executive Officer), R Davie (General Manager Strategy and Community), C Watt (Environmental Consents Manager), C-L Ertel (Asset and Capital Manager), C Nepia (Strategic Kaupapa Māori Manager), A Price (Senior Policy Analyst Resource Management), H Wi Repa (Governance Technical Support), J Osborne (Governance Support Administrator) and B Clarke (Senior Governance Advisor)

3 APOLOGIES

Nil.

4 DECLARATIONS OF INTEREST

Nil.

5 HEARING

Nil.

6 REPORTS

6.1 APPOINTMENT OF INDEPENDENT HEARINGS COMMISSIONER - MARCH / APRIL 2022

The Committee considered a report, dated 5 April 2022, from the Senior Policy Analyst Resource Management.

At the invitation of the Chairperson, she introduced the report, noting the following:

- The Resource Consent was for the stormwater upgrade works within the ecological feature at Bowentown. It was a small area within the feature, requiring the removal of vegetation.
- Resource Consent was not required for the main part of the stormwater upgrade works.

At the invitation of the Chairperson, the Asset and Capital Manager provided an overview in relation to the nature of the proposed stormwater upgrades as follows:

- The purpose of the work was to help improve the stormwater network in Pio Shores, where there had been ongoing flooding issues.
- Council had been working with the Pio Shores Ratepayers Association for some years now, and had funding in the Long Term Plan to consider stormwater solutions for stormwater improvements. This option was the top-ranked one for providing long term benefits.
- The work involved upgrading two of the pump stations. It was discovered that the pipes leading into the dunes, which uptake stormwater from the low-lying floodable land, were undersized. Council needed to upgrade the rising main from the pumpstation that pumped into the dunes as well.

Responses to questions:

- Only a small part of the total work within the ecological feature had triggered the need for a resource consent. There was a small area of vegetation that needed to be removed, to allow the work to proceed, and that was a Restricted Discretionary Activity. The plan was available for Councillors who may wish to see it.
 - An Assessment and Landscape Ecological Report had been provided with the application, showing the vegetation that would be replanted to rehabilitate the area following the work. On this basis, it was deemed there were less than minor effects and this was why it did not need to be notified.
 - The area of work was not within the residential area, it was in the dune area, so would not be affecting any local residents.
 - The project was funded by Council and included in its Long Term Plan.
 - The drain that ran through the Marae provided important drainage for the area, as the catchment was almost split in two. Council had a separate project in the Long Term Plan to work with the Marae to upgrade the drain. There would be a wide benefit.
 - In terms of stability of the dunes, Council had undertaken testing, monitoring and investigations over years, and more so in recent years. All engineering assessments had been positive, indicating the dunes could cope with the stormwater, and there was no risk to the dunes.
-

RESOLUTION DP22-2.1

Moved: Cr M Murray-Benge

Seconded: Cr M Gray

1. That the Senior Consent Planner's report dated 5 April 2022, titled "Appointment of independent Hearings Commissioner – March /April 2022" be received.
2. That the report relates to an issue considered of low significance in terms of Council's Significance and Engagement Policy.
3. That the District Plan Committee appoints the following Independent Hearings Commissioner to consider and determine the land use consent RC13400L, being the Western Bay of Plenty District Council's Stormwater upgrades at Bowentown, located at 517 Seaforth Road, Waihī Beach:
 - Commissioner Alan Withy.

CARRIED

Cr Henry requested that her vote against be recorded.

The meeting was declared closed at 10.00am.

Confirmed as a true and correct record by Council on 12 May 2022.