

**MINUTES OF THE COUNCIL MEETING HELD  
FOLLOWING THE FINANCE AND POLICY COMMITTEE  
AT 10.52AM ON WEDNESDAY 20 SEPTEMBER 2006 IN  
MEMORIAL HALL SUPPER ROOM, ESPLANADE,  
KAIKOURA**

**PRESENT:** Mayor Heays (Chair), Councillors B Seddon, M McChesney, J Diver, J Macphail, S Thomas, M Pablecheque.

**IN ATTENDANCE:** L Copping (Executive Officer).

**LEAVE OF ABSENCE:** Councillor B Woods

**1. CONFIRMATION OF MINUTES**

**Council 16/08/2006**

**Amendment to minutes:**

***Page 63 Mayfair Theatre. Last line of paragraph 1 – change would to “may”.***

***Page 63 KITI/Tourism & Development Committee – 3<sup>rd</sup> line of paragraph 1 - add “approximately” before \$10,000.***

***Moved by Councillor Diver, seconded by Councillor Pablecheque and resolved that the minutes of the Council meeting held on 16 August 2006 be confirmed as a true and accurate record subject to the above amendments.***

**Special Freedom Camping Hearing 23/08/2006**

**Amendment to minutes:**

***Page 66 – replace name “Mark Solomon” with “Thomas Kahu”***

***Moved by Councillor Pablecheque, seconded by Councillor Thomas and resolved that the minutes of the Special Freedom Camping meeting held on 23 August 2006 be confirmed as a true and accurate record subject to the above amendment.***

**2. ADOPTION OF REPORTS**

**Works & Services Committee 16/08/2006**

***Moved by Councillor Pablecheque, seconded by Councillor Macphail and resolved that the report of the Works & Services Committee meeting held on 16 August 2006 be adopted.***

**Environmental Services Committee 16/08/2006**

***Moved by Councillor McChesney, seconded by Councillor Macphail and resolved that the report of the Environmental Services Committee meeting held on 16 August 2006 be adopted.***

**Finance & Policy Committee 16/08/2006**

*Moved by Councillor Macphail, seconded by Councillor Pablecheque and resolved that the report of the Finance & Policy Committee meeting held on 16 August 2006 be adopted.*

**Social Services Committee 06/09/2006**

*Moved by Councillor McChesney, seconded by Councillor Thomas and resolved that the report of the Social Services Committee meeting held on 06 August 2006 be adopted.*

**Tourism & Development Committee 13/08/2006**

*Moved by Councillor Thomas, seconded by Councillor Macphails and resolved that the minutes of the Tourism & Development Committee meeting held on 13 August 2006 be adopted.*

**3. MINUTES TO BE RECEIVED**

**Hearings & Applications Committee meeting 22/08/2006**

*Moved by Councillor Diver, seconded by Mayor Heays and resolved that the minutes of the Hearings & Applications Committee meeting held on 22 August 2006 be received.*

**4. MATTERS ARISING FROM CONFIRMED MINUTES**

**Council 16/08/2006**

**Tourism DVD of Kaikoura**

Councillor Seddon advised he had seen the recently made promotional DVD of Kaikoura when flying recently and thought it was brilliant. The most magical part was the swimming with the dolphins and the people feeding the albatross. Councillor Thomas advised the Tourism Officer had a copy of the 30 second section of the DVD, financed by the Tourism & Development Committee, if anyone wished to see it.

**Seaward Lions**

Councillor Macphail asked if any feedback had been received from the Seaward Lions regarding the naming of the small meeting room. It was noted a letter had not been sent to date and it was requested that one be sent.

**5. RATES REBATE SCHEME HANDBOOK**

For information. Councillor McChesney asked if Council had a process in place to fix errors as she noted Council was reimbursed by Department of Internal Affairs however if Council's Rates Officer was incorrect in calculations Council did not get reimbursed from the Department. It was suggested Councillor McChesney meet with the Rates Officer to clarify.

**6. CANTERBURY REGIONAL COUNCIL REGIONAL POLICY STATEMENT REVIEW**

Planning Officer, R Vaughan, advised under the Resource Management Act all Councils were required to have a plan in place. Plans were reviewable every 10 years and Environment Canterbury's plan was now due for review. Because of the many changes to the Resource Management Act, R Vaughan advised she believed it was very prudent that Council keep a good eye on things and had lodged feedback and now sought Council comment.

The Planning Officer advised one of the biggest issues of relevance to Council was the urban development strategy and the implications as to why districts such as Kaikoura were not included. She advised the next big thing that would affect Kaikoura were the Landscape rules.

Councillor Diver asked if any minutes had been received from the urban design strategy meetings. R Vaughan advised her concerns were based on no minutes having been received and the lack of information available and stemmed from any fallout there may be to roading and changes to the existing settlement policies

Councillor Diver suggested Mayor Heays might like to outline Councils concerns at the next Mayoral Forum.

***Moved by Councillor Diver, seconded by Councillor McChesney and resolved that Council make the following determinations:***

- 1. Triennial Agreement***  
***That Council should endorse the addition of the wording to the Triennial Agreement to read "This Triennial Agreement will apply to the review of the Canterbury Regional Policy Statement".***
- 2. Discussion***  
***That Council receive the information outlined in this report.***
- 3. Feedback***  
***That Council endorse the feedback of formal comments on the scoping report for the review of the Canterbury Regional Policy Statement.***

***The motion was put and carried.***

## ***7. NEW WHARF PLANS***

Included in the agenda was a copy of the new wharf. plans. It was advised that Council's consultants, Ocel, were in the process of preparing a resource consent to be lodged to Environment Canterbury.

Councillor Seddon advised he did not believe a resource consent was needed. Mayor Heays advised the committee secretary had contacted Ocell earlier in the day and they had advised under the proposed 1994 Regional Coastal Environment Plan (RCEP) the Kaikoura wharf area

was not designated as a port operational area. The plan was now operative (2005) and stated that alterations, changes, and maintenance were only permitted inside a port operation area and the new wharf did not fit the permitted activity status. D Todd of Ocell had advised he hoped Environment Canterbury would deal with the resource consent as non-notified as the scale of affect was minor and advised a draft report could be prepared and presented to Council by 16 October.

Councillor Seddon advised the new wharf was condemned and should be closed. Councillor Macphail asked for the resource consent to be pushed through as soon as possible.

Councillor Seddon believed Council should endeavor to speed things up as everything was ready to go out for tender, the funding was available, and the designs were all approved. He suggested Council write to Regional Council management advising Council had been promising its community a new wharf for 4-5 years.

## **8. COMMITTEE UPDATES**

### **Social Services**

Councillor McChesney advised a replacement Strengthening Families Coordinator was still to be appointed.

Councillor McChesney advised discussions for Senior Net to come under the Social Services umbrella were still taking place. Joining Senior Net into the Social Services Committee would allow Senior Net to function as a committee without having to hold meetings. If the committee was to fold then the computers Senior Net used would be lost from the district.

### **Sport Tasman**

Councillor Diver advised Sport Tasman's Annual General Meeting would be held in Nelson mid October.

### **Airport Committee**

Councillor Diver advised an email had been sent to Airport user groups seeking agenda items however there appeared to be no issues as no responses were received. A meeting was therefore not expected to be scheduled in the very near future.

*The meeting adjourned at 11.38am for lunch.*

*The meeting re-adjourned at 1.00pm.*

## **9. TRAFFIC CONTROL BYLAW – FREEDOM CAMPING**

This item was referred to the Council meeting from the Environmental Services meeting held earlier in the day by Deputy Chairperson Councillor S Thomas.

Following on from deliberations at the Freedom Camping hearing held late August, the Chief Executive Officer had proposed that by resolution Council could enact Section 2.1.1 of the Kaikoura Traffic Bylaw.

Included in the agenda were maps and a list of all Council reserves for Council to select which reserves it deemed inappropriate for overnight camping, to be included in Council's existing Traffic Control Bylaw.

***Moved by Councillor McChesney, seconded by Councillor Macphail and resolved that all reserves, as listed below, be included in the Kaikoura Traffic Control Bylaw as being inappropriate for overnight camping:***

- 1. Gooches Beach Recreation Reserve (CU2046.012) SEC 468  
Town of Kaikoura Blk XI Mt Fyffe SD – Kaikoura Rec Reserve.***
- 2. Churchill Street Park (CU2046.009) Secs 308-314 317 Pt 316.***
- 3. Kaikoura Cemetery (GAZ 1964-63) Pt Sec 264 Blk XI Mt Fyffe  
SD – (Cemetery)-***
- 4. Seal Colony Carpark (CU 2046.007) Sec 36 Blk XI Mt Fyffe SD  
– Kaikoura Rec Reserve.***
- 5. Jimmy Armers Beach (CU 2046.008) Sec 350 Blk XI Mt Fyffe  
SD – Kaikoura Rec Reserve.***
- 6. South Bay Commercial Boat Park, Moa Point and small craft  
marine facility area. Section 43 Blk XI Mt Fyffe SC – Rec  
Reserve Pde Sth Bay 8/3/89***
- 7. Garden of Memories – War Memorial Plot***
- 8. Rewervoir Site, Scarborough Terrace. Lot 1/2DP 1597 Blk XI  
Mt Fyffe SD.***
- 9. West End (between SH1 and Esplanade) Sec 353 Kaikoura SBU  
Blk X Mt Fyffe SD – Parking Reserve.***
- 10. South Bay Recreation Reserve (South Bay Foreshore)Section 43  
Blk XI Mt Fyffe SD – Rec Reserve Pde Sth Bay 8/3/89***
- 11. South Bay Recreation Reserve (Start of walkway to Seal Colony)  
Section 38 Blk XI Mt Fyffe SD – Kaikoura Rec Reserve***
- 12. South Bay Domain (South Bay Parade to Kowhai River) (CU  
2046) Sec 5 Blk 1X Pt Sc 9 Blk X Mt Fyffe SD – TNA – Kaikoura  
Rec Reserve.***

- 13. South Bay Domain (Racecourse) Lot 11 DP 7341 Sec 30 Blk XI Pt Sec 9 Blk X Mt Fyffe SD – Kaikoura Rec Res (PT CU 2046.2&3).**
- 14. South Bay Recreation Reserve (rest area on south bank of the Kowhai River) (No legal description).**
- 15. Kiwa Road Mangamaunu (No legal description).**
- 16. Council Reserve Peketa (GAZ-55-378) Lot 8 DP 2070 Pt Kahutara Maori Res G Blk 1X Mt Fyffe Esplanade Res.**
- 17. Council Reserves Old Beach Road (Four legal descriptions available).**
- 18. Clarence Pine Plantation (Lots 1-2 Pt Lot 4 DP 9890 Sec 4 SO 7430).**

***The motion was put and carried.***

Councillor Seddon asked if including Councils reserves into the Traffic Bylaw would provide teeth to exercise enforcement with regard to freedom camping. Councillor Thomas advised the Traffic Bylaw would enable existing “No Camping” signs to be enforced.

Included in the agenda were estimated costs for implementation, provided by the Environmental Development Officer. Councillor Diver advised implementation was up to the Chief Executive Officer rather than the Council. Councillor Macphail disagreed advising it was not up to the Chief Executive Officer’s discretion whether he wanted to enforce it.

Councillor McChesney requested a true indication from the Environmental Development Officer as to how many signs would be required and a true indication of the cost for such signage.

The Environmental Development Officer advised a meeting was scheduled with key stakeholders for 13 October, and she would also be attending a meeting in Greymouth with West Coast groups who were currently dealing with the same problem. Councillor McChesney requested a report from the West Coast meetings be provided to Council.

Councillor Seddon noted the implementation costs included in the agenda and suggested the Environmental Development Officer research where funding could come from for such implementation. He advised all funding was required to go through an annual process and the amount of funding other key stakeholders were prepared to put into it was also important as he believed it was not just a ratepayer problem. He advised there was no point having a policy that was not policed and policing came down to funding.

## 10. COUNCIL PUBLIC EXCLUDED SESSION

*Moved by Councillor Pablecheque, seconded by Councillor Seddon that the public be excluded from the following parts of the proceedings of this meeting, namely*

- a) Confirmation of Minutes of Council Public Excluded meeting on 16/08/2006
- b) Confirmation of Minutes of Works & Services Public Excluded meeting on 16/08/2006
- c) Confirmation of Minutes of Finance & Policy Public Excluded meeting on 16/08/2006

The general subject matter 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) and 7(2)(i) of the Local Government Information and Meetings Act 1987 for the passing of this resolution are as follows:

<b>General subject of each to be considered</b>	<b>Reason for passing this resolution in relation to each matter</b>	<b>Grounds of the Act under which this resolution is made</b>
Minutes of the Council Public Excluded meeting held 16 August 2006.	The exclusion of the public from the whole or the relevant part of the proceedings of the meeting is necessary to enable the Local Authority to deliberate in private on its decision or recommendation.	<b>Section 48(1)(a) and 7(2)(b)</b>
Minutes of the Works & Services Committee Public Excluded meeting on 16/08/2006.	The exclusion of the public from the whole or the relevant part of the proceedings of the meeting is necessary to enable the Local Authority to deliberate in private on its decision or recommendation.	<b>Section 48(1)(a) and 7(2)(b)</b>
Minutes of the Finance & Policy Committee Public Excluded meeting on 16/08/2006.	The exclusion of the public from the whole or the relevant part of the proceedings of the meeting is necessary to enable the Local Authority to deliberate in private on its decision or recommendation.	<b>Section 48(1)(a) and 7(2)(b)</b>