

**ENVIRONMENTAL SERVICES COMMITTEE MEETING
HELD ON WEDNESDAY 21 OCTOBER 2009 IN
MEMORIAL HALL SUPPER ROOM, ESPLANADE,
KAIKOURA.**

AGENDA

1. Apologies

2. Matters of Importance to be raised as Urgent Business

3. Matters Arising from the Report of 16/9/2009 *page 69*

4. Minutes Action & Issues List Update

MEETING	ACTION REQUIRED	BY	DATE ACTIONED
	<i>15 JULY 2009</i>		
Environmental Services	Follow up with the New Zealand Transport Agency to obtain a copy of the consultants report on route security.	District Planner	Report not yet available

5. Environmental Services Report *page 13*

- *Dog/Stock/Noise Control & Security*
- *Building*
- *Resource Planning*
- *Resource Consent Update List*
- *District Planning & Environmental Planning*
- *Monitoring*
- *Biodiversity & Environmental Projects*
- *Environmental Health*
- *Environmental Services Budget Report* *page 28*

6. Urgent Business

• **Dog/Stock/Noise Control & Security**

Dog Control

1. September was an average month with a total of twenty five calls; some related to ongoing matters, three were for located dogs and the remainder for lost or wandering dogs.
2. The matter in Ludstone Road has been followed up and monitored after the service of a notice requiring the owner to provide motel type housing to restrict the dogs movement when the owner was not at home. The idea was to prevent the dogs from being able to see out the front of the section to bark at people passing or people trying to wind them up. This has since been done. The owner has also decided to destroy the younger dog as it was causing the main problems. This leaves only the older male. He is a settled dog and on his own I doubt will cause problem. I will continue to monitor the property
3. All three located dogs were not far from their and one was reunited with the owner after having been reported missing.
4. Complaints have been received from the Bayview Street area regarding barking dogs, I have patrolled the area. The only complainant we have does not want to be named and could not provide details of where the dog lives, to date I have not heard or located the offending dog/s.
5. One call was as of a result of an accident involving a ute with two dogs on it in the Hundalee's. The ute rolled and the dogs were thrown form the ute. I attended to try and locate the dogs. They were not found on the day but I spoke with locals and the dogs were located the following day and a relative of the accident victim came and picked them up.

Stock Control

1. Four calls were received regarding stock, two related to cattle in the Kiwa Road, 'Meatworks' area. The owner lives in Blenheim and I have spoken at length with him to address the poor fencing. The last complaint was from Railways, regarding cattle on the tracks. I spoke with the owner and he drove down to attend. He was informed that it was my intention to check the area. If cattle were found out and could cause a risk to rail, or other cars etc, they would be destroyed, as there would be no chase to impound them due to the location.
2. The two remaining calls related to the Oaro area and were both found to have been removed prior to my arrival.

Noise Control

1. Four calls were received from the Whitby address regarding Churchill Street. They were attended and no action required.

Closed Circuit Camera's – West End, and Toilet Facility

1. The system is performing well and during the period no council related incidents have been reported. The police have been pleased with these cameras and are using the recorded information in at least two cases.

- **Building**

There were 16 Building Consents with a combined construction value of \$676,200 for the month of September 2009. These consents were for:-

- 5 Alterations & extensions to dwellings
- Conversion of house into Dental Surgery
- Deck on residential dwelling
- Shed extension
- Swimming Pool
- Freestanding Fire
- Inbuilt Fire
- 2 Garages
- 2 Sheds
- Septic tank and drainage

There were 9 Code Compliance Certificates issued for completed projects in September 2009.

There were 12 Land Information Memorandums requested for the month of September 2009.

• **Resource Planning**

Resource Consent Update: From the 8th of September 2009 to the 13th of October 2009.

Four new applications were lodged during this period. All applications are for land use consent. No new notified applications were received. Notified applications currently in process include:

- **Kaikoura Investment Trust Ltd – Acacia Downs Stage II** – Additional discussions have occurred with the parties and an additional memorandum has been submitted to the Environment Court. All parties are now in agreement that public access (walking and cycling) shall be provided to Lake Rotorua. Discussions now focus on when the decision should be made as to the location of the access to the lake. If matters remain unresolved the Court will wish to hear the matter on 22nd October 2009.
- **Chesham Estate** – Subdivision on Scarborough Street – The late Section 274 parties (parties to the appeal) have been accepted into the process by the Environment Court. Mediation assisted by the Environment Court occurred in Kaikoura. General agreement has been reached however this is subject to Environment Court approval.
- **Global Property Investment** – Subdivision at Mangamaunu. Applicants are now talking directly to Historic Places Trust to refine the sensitive locations which are unsuitable for development.

The number of resource consent application remains flat. The follow up with unconsented visitor's accommodation continues. The reduction in consent applications has allowed for quick turnaround time for resource consents.

Council planning staff are starting to work through the ramifications of the changes to the Resource Management Act which came into effect on the 1st October 2009. As a result of these changes delegations for resource consents will require updating.

• Resource Consent List Update

RESOURCE CONSENT UPDATE LIST FOR THE PERIOD FROM 10 SEPTEMBER TO 12 OCTOBER 2009

Resource consents decisions issued:

Type of Consent	Applicant	Address of Activity	New Lots Guest No.
Land Use-Non complying recession plane	Murray and Joanne Hunt	26 Bayview Street	
Land Use-Visitor Accommodation up to 6 guests	GA & LM Nolan	184 Esplanade	6
Land Use -Dwelling breaks recession plane	Bruce & Carol Page	128 Torquay Street	
Visitor accommodation 4 & under	S Croot & C Rochford	57 Kotare Place	4

Active consent applications currently in process:

Type of Consent	Applicant	Address of Activity
Relocate dwelling	S Mansbridge	397b Inland Road
Land use –Non-compliance with density standard	Housing NZ	12-14 Kiwi Street
Build 6 units to provide accommodation for 16 guests	Serenity Lodge Kaikoura Ltd	Kincaid Road

Consent applications awaiting receipt of further information requested from applicant or on hold:

Type of Consent	Applicant	Address of Activity
1 Lot Subdivision in flood hazard area	GJ Boyd	Old Beach Road, Hapuku Settlement
9 Lot subdivision	R J Raw Limited	232-234a Beach Road
2 Lot subdivision	Tormar Holdings Ltd	Cnr Margate & Torquay Streets
Music festival	C Macfarlane/D Clouston	St Highway 1, Kekerengu
Sign Consent	The Woolshed - Davidson	Beach Road
Signs Consent	Wilson*	State Highway 1, Hapuku
Subdivision- Separation of existing title	Matariki Farms	State Highway 1 Clarence
Land Use – Visitors Accommodation 12 Chalets	MacFarlane	Kekerengu

Subdivision – Create one additional allotment	A & T Flavell	102A Torquay Street
Subdivision & Land use – Rural subdivision in Hapuku	Global property Investments Ltd	State Highway 1, Hapuku
Subdivision: 2 lot subdivision & dwellings	Reardon SJ & AR	19 Old Beach Rd
5 Lot subdivision, retain existing buildings	Nelson Diocesan Trust Board	16 Yarmouth St & 37 Torquay St
Land Use - Build 7 unit apartment	100 Torquay St	100 Torquay St
Visitor accommodation 2 guests and non-compliance with height standard	N Mitchell	13 Swyncombe Place
2 Lot Subdivision	Albatross Backpackers KK Ltd	Torquay Street

Consent applications subject to appeal under sections 120 and 358 of the Resource Management Act:

Type of Consent	Applicant	Address of Activity
Subdivision and Landuse	Kaikoura Investment Trust – Acacia Downs	Rakanui Road - Lake Rotorua
Subdivision and Landuse	Chesham Estates Ltd	Scarborough Street

Consent applications subject to objections under section 357 of the Resource Management Act:

Type of Consent	Applicant	Address of Activity
None		

Consent Applications declined:

Type of Consent	Applicant	Address of Activity
None		

Consents withdrawn

Type of Consent	Applicant	Address of Activity
Subdivision into 3 lots	Keung Corporation	114 Beach Road
Subdivision, create one additional allotment	Reader	State Highway 1, Meriburn
Build 19 residential apartments and 4 visitor accommodation units	Realworld	100-102 Torquay Street
Build 11 apartments	Realworld	102 Torquay St

Consent applications subject to application for declaration under section 311 of the Resource Management Act: Nil

- Denotes Retrospective Consent

• **District & Environmental Planning**

District Plan & Environmental Planning Report Covering October 2009

Change to Key Legislation

Resource Management (Simplifying and Streamlining) Amendment Act 2009.

As at 1 October 2009 the above Act takes effect. The changes result in 167 clauses being changed and a copy of the full 173 page document is available from Council staff. The intent of the change is to:

- Reduce the time and effort councils spend undertaking administrative task
- Ensuring appeals on plans are focussed and do not unduly delay plan provisions that may be beneficial and of no concern.
- Reduce costs and delay in the resource consent process.
- To make it harder and less attractive for trade competitors to use the RMA as a means to delay or thwart projects of rivals.
- To reduce costs and delays associated with frivolous and vexatious objects and appeals.
- To provide greater disincentives in regard to non-compliance.

Some of the key changes are:

- Changes to district plans only have effect once Council's decisions are notified as opposed to when the plan change is notified.
- Changes to the Plan as a result of National Policy Statements do not need to go through the notification process for a Plan Change.
- Adjacent districts may combine plans and region and district plans may be combined.
- A limited number of requests for further information by council can be made. (1 request for non-notified applications and 2 requests for notified applications)
- Notification of consents now has a neutral starting point; this is different to the past as previously the presumption was that all applications required notification unless specific matters could be complied with.
- Pre 2005 consents which have outstanding information lapse in 12 months.
- Only the Attorney-General may represent the public interest as a party to an appeal where there has not made an original submission on the application (as opposed to interest groups in the past).
- A discount policy will be developed (in 9 months) specifying what discounts Council has to give if consents do not meet statutory timeframes. Council may also make their own policy on this issue.
- Independent commissioners can be requested by submitters however the submitter meets the additional costs.
- Applicants can request "Direct Referral" of an application directly to the Environment Court. Council has the right of decision on the direct referral and this decision is non-appealable.
- New requirement and penalties established to trade competitors including "surrogates" (those funded by a trade competitor). For penalties to be imposed the Environment Court must first find in favour of the applicant and then can apply to the High Court for damages. The onus is on the appellant to declare any trade interest.
- Application can be made to secure costs from appellants prior to Environment Court hearings.
- Maximum fines are now \$300,000 (natural persons) and \$600,000 (other) this in an increase from the \$200,000 past maximum. Councils now have the power to cancel resource consent where significant adverse effects arise from the exercise of consent.

- Environment Court filling fee is now \$500 as opposed to \$55.
- Enforcement action is now possible against the Crown but only by a Council.

Some key actions which the Council/Staff will look at undertaking include:

- Update delegations for Council approval
- Update internal manuals, templates letters, forms and protocols.
- Send out warning letter for pre-2005 resource consents with outstanding information requests.

National Policy Statements

Renewable Electricity Generation

A decision on the above is awaited.

National Freshwater Policy

Hearings are now completed and a decision from the Committee is awaited.

Canterbury Regional Council

Regional Policy Statement (RPS)

The RPS for chapters relating to Landscape, Ecosystems and Indigenous Biodiversity, Beds of Lakes and River and their Riparian Zones, Soils, The Coastal Environment are moving to formal consultation. Environment Canterbury are currently undertaking formal consultation and accepting comments until 31st October 2009. Recommendations from Environment Canterbury staff will be made to their Council on 11 November 2009. Notification is expected in mid 2010, providing another opportunity for input.

Regional Coastal Environment Plan

As of 23rd September, Environment Canterbury has accepted the Plan Change. As this plan change has not been notified it will be processed under Resource Management Act as amended 1st October 2009.

Pest Management

Jacqui Todd, the consultant working on the resource consent application for discharge of 1080 on behalf of Environment Canterbury has contacted staff to advise that the aim is to lodge the resource consent application in November. Jacqui Todd advised she would phone Steve Walker and let him know nearer the time.

Environment Canterbury has modified the application, with the most significant change being the narrowing of the proposed discharge area to private land only. This was largely to rule out all Department of Conservation land which contained a number of sensitive areas of concern (separate consents would need to be sought for any proposed operations on Department of Conservation land). Other public land like parks, schools was never really in the proposed discharge area anyway.

At this stage it is understood Environment Canterbury will ask J Todd to lodge the application and then hold public meetings later, as part of the notified submission process.

New Zealand Transport Agency (NZTA)

Walking and Cycling Strategy

The New Zealand Transport Agency have advised that direction has been given from Central Government that walking and cycling projects will now only be funded where traffic congestion

exists. This is a significant setback for walking and cycling in rural communities. Essentially this means in the Canterbury Region walking and cycling projects will only be funded within Christchurch. It has been suggested that some walking and cycling projects may be funded as “minor improvements” however these will have to be assessed on a case by case basis.

Beach Road and West End Intersection

Further discussions remain ongoing.

State Highway Route Security

NZTA have advised that consultation will be required with Council staff. A date is still to be set for consultation, follow-up messages have been left.

Truck Stop

A second meeting is still to be scheduled. The final scope for the truck stop concept has not been finalised. Councillors will be kept informed of the process.

Street Names

Old Beach Road and Old Beach Road

A second letter has been sent to parties outlining Councils support for a name change and a number of names have been suggested to residents. Seven parties have responded to date. These include four responses in favour of Hapuku Road, and one each for Beach Street, Hapuku Settlement Road and Harakeke Road. Given the low response rate further consultation will occur with residents and then a report will be provided to the road naming subcommittee.

Potential Plan Changes

Business/ Industrial Zone

Discussions are ongoing with the landowner how to best progress this project.

Ocean Ridge

The changes to the chapters are currently being finalised for peer review. Once a review is completed and changes agreed to the subcommittee a report will be submitted to Council.

Community for Climate Protection (CCP)

Ongoing work is occurring to reduce emissions and waste.

Street Light Reductions

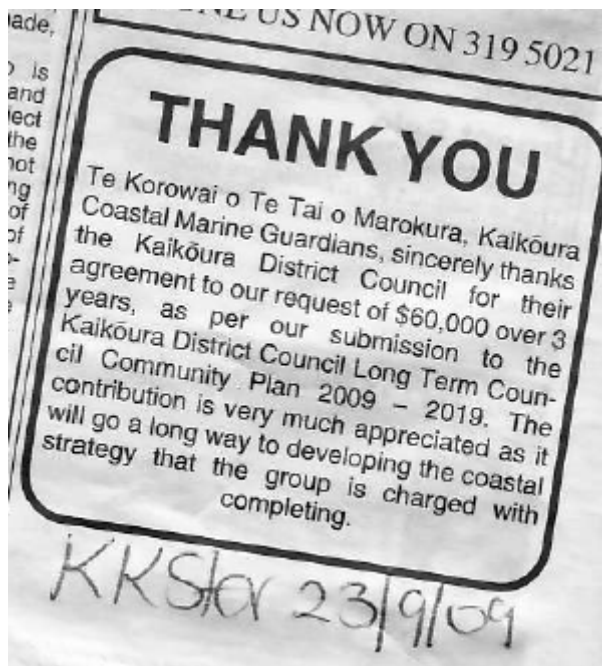
Mainpower have advised that a computer based assessment has been released which allows parties to make an assessment on existing street lights in relations to current technology. The Electricity Commission will be holding a seminar in November regarding use of this new technology. It is hoped that Council will be able to undertake both costs saving and carbon emission by ensuring appropriate lighting is used for new subdivision and replacement of existing lighting.

New Zealand Cycleway Project

Council staff are still awaiting application criteria.

Te Korowai

Written thanks to the Kaikoura District Council for ongoing funding was published in the Kaikoura Star on 23rd September 2009.



Recycling Centre

The recycling centre is continuing to be a proud asset for the community. Funding is being sought from outside organisations for kerbside recycling crates due to the new charge for plastic supermarket bags.

Composting Disposable Nappies, Incontinence and Sanitary products

The service is now fully operational; bags can be purchased at Innovative Waste Kaikoura. Around 29 households have taken up the initiative, with some tourists purchasing bags for the duration of their stay as well. Some promotion around short stay tourists will be undertaken.

Worm Farms

Worms are now available for purchase at Innovative Waste for \$10. Worm Farms in schools will be rolled out as resources allow and in conjunction with Enviroschools.

Green Globe

The Green Globe benchmark report is complete for 2009. We are seeing some improvements in Environmental indicators, when all data is available, a full report will be made to Council.

Monitoring

Monitoring is ongoing and non compliances are being progressed towards resolution.

Complaints

There have been 3 complaints received since the last council meeting and they have either been rectified or are in the process of being rectified.

- Dumping of skins and offal on Council land, South Bay.
- Possible earthworks, Oaro.
- Swimming pool fence needing mending, Esplanade.

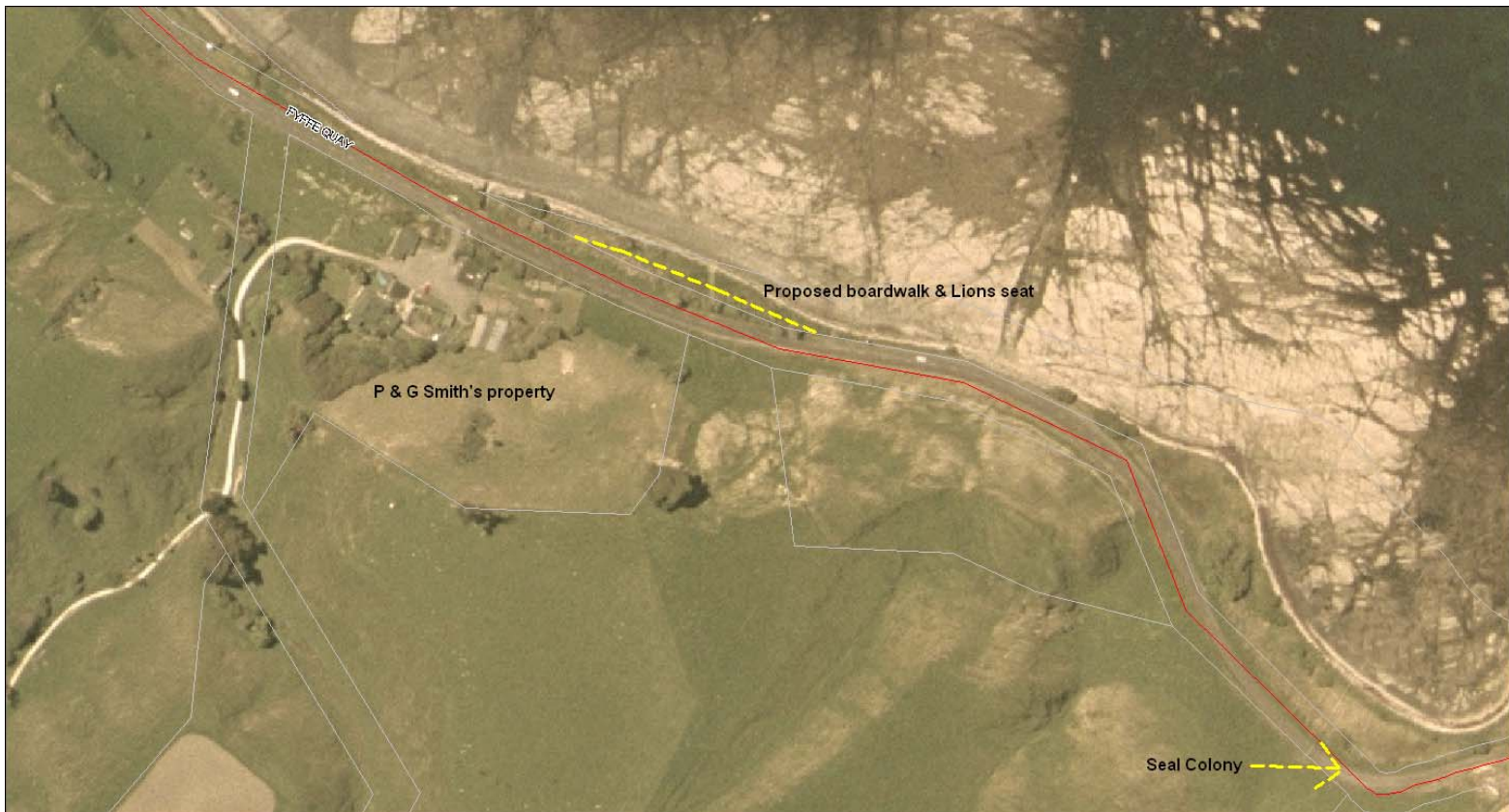
• **Biodiversity & Environmental Projects**

Walk & Cycleway from South Bay to Ocean Ridge.

As a brief update – stage 1 is complete. Directional signage has been ordered and expected to arrive soon. The track is getting used on a daily basis by folks walking their dogs, riding their bikes or just walking. Although some motorbikes have tested it out since its completion, there has been little ‘adverse’ use on a whole. Timing for stage two (Ludley to Ocean Ridge) will come from the Chief Executive Officer.

Coastal Management Strategy – Point Kean Walkway.

Over the last while the local Lions group have constructed a section of boardwalk leading walkers into the Seal Colony area. This section is now complete and getting well used. As of 13th October the Lions will be commencing a second section of boardwalk – again to take walkers off the road carriage. It is anticipated this will be finished well before Christmas. Its location is shown approximately below.



South Bay Foreshore enhancement work.

The Environmental Projects Officer is awaiting a project plan for the area (from the volunteer group) and approximate costs.

Biodiversity Contestable Fund

Is now open. The purpose of the fund is to encourage and assist individuals and groups with voluntary work that increases the biodiversity of the district. It is aimed at residents and

ratepayers of the Kaikoura district and for work generally on private land. (Fencing, pest & weed control, plantings, restoration work, stream enhancement etc)

Time will be spent in the next month or so checking up on previously funded projects.

Project Management Course, Canterbury University.

The Biodiversity Officer attended a two day Project Management Course at Canterbury University during September, through their Professional and Executive Development section. It was a very worth while course with some good templates and techniques that can be used to suit the environment, application and size of the project.

Canterbury Restoration Field Days, Motukarara Nursery, 19th & 20th September.

Bringing Back Biodiversity - "Get Inspired, Get Involved, Get it Right!"

Canterbury's biodiversity – the variety of indigenous life and ecosystems - helps to define the region's identity and character, from the cheeky kea to the bell-bird songster. After decades of decline, the work of groups and individuals is helping to restore some of Canterbury's unique biodiversity.

On the 19th and 20th of September the Canterbury Restoration Field-days have been organised to celebrate this success and to provide help for those seeking answers to the 'how', 'what' and 'where' of biodiversity restoration.

The Saturday of this event was attended. It was an event run by the Regional Biodiversity Coordinator and Environment Canterbury and was attended by approximately 200. It was an event of a larger scale to Kaikoura's Biodiversity Bonanza and some good ideas were collected for possible future events here. For more information on the day, see <http://www.canterburybiodiversity.org.nz/news-and-events.html>

Regional Policy Statement – Indigenous Biodiversity and Ecosystems Chapter.

A workshop meeting is to be held here on Monday 19th October with policy staff of Environment Canterbury, to discuss the draft chapter. This is following on from previous meetings and discussion with Environment Canterbury staff and their subsequent recommendations to Environment Canterbury Councillors.

Annual Canterbury Biodiversity Advisory Group meeting.

Will be attended in Rolleston Tuesday 20th October – As the representative for the northern TA's the Biodiversity Officer will be reporting to the meeting on what's been happening collectively in the northern area of Canterbury.

• Environmental Health

Kaikoura District Council
Water Monitoring Monthly Report – 30th September 2009

Winz Code	Sample Site and Code	Reference Number	Total Coliforms	E.coli	FAC
TP00217	Kaikoura Suburban KAIWS (1) @ Brunnels Road	DJS3320	HYDRANT LOCKED NO SAMPLE OBTAINED		
TP00217	Kaikoura Suburban KAIWR (1) @ Postmans Road	DJS3321	>201	>201	0.10
TP02772	Kaikoura Township Source KAINMB (1) Main Bore @ Mt Fyffe Road (Mackle Bore)	DJS3322	<1.1	<1.1	0.45
KAI004KU	Kaikoura Township Reticulation KAIUR (1) Alt @ Jimmy Armers Beach Toilet Block	DJS3323	<1.1	<1.1	0.33
KAI004KU	Kaikoura Township Reticulation KAISR (2) Alt @ O Woods: Mt Fyffe Road				
KAI004SB	South Bay Reticulation KAISBR (1) Alt @ DOC Toilets: South Bay	DJS3324	<1.1	<1.1	0.15
KAI004SB	South Bay Reticulation KAISBR (2) Alt @ Coastguard: Sewer Pump Station				
TP01001	Kincaid Source (KINS (1) @ Grange Road Bridge	DJS3325	<1.1	<1.1	0.54
KIN003KI	Kincaid Reticulation KINR (1) @ Hapuku School	DJS3326	<1.1	<1.1	0.36
TP01002	Fernleigh Source FERNS (1) @ Dairy Farm Inland Road Junction	DJS3329	HYDRANT LOCKED NO SAMPLE OBTAINED		
FER003FE	Fernleigh Reticulation FERNR (1) Alt @ R Jones: Lake Hills	DJS3330	<1.1	<1.1	0.52
FER003FE	Fernleigh Reticulation FERNR (2) Alt @ Kowleigh Inland Road				
OAR001OA	Oaro Reticulation OARNS (1) Alt @ T Smith: Oaro M				
OAR001OA	Oaro Reticulation OARNS (2)	DJS3332	1.1	<1.1	N/A

Alt @ K Semmens: North Side					
TP01003	Clarence / East Coast System Source CLECS (1) @ Wellhead at pumpshed	DJS3333	<1.1	<1.1	N/A
KAI021EA	Clarence / East Coast System Reticulation CLECR (1) @ hydrant behind Woodbank School	DJS3334	<1.1	<1.1	N/A
Winz Code	Sample Site and Code	Reference Number	Total Coliforms	E.coli	Turbidity
TP01000	Peketa Source PEKS (1) @ Bore R Hails, Rakauni Road	DJS3327	<1.1	<1.1	*
PEK002PE	Peketa Reticulation PEKR (1) @ hydrant tap pn Bullens Road	DJS3328	<1.1	<1.1	*
TP00998	Oara Source OARNS (1) @ New Bore: Oaro River	DJS3331	NOT PUMPING NO SAMPLE OBTAINED		
TOTAL SAMPLES, % COMPLIANCE		11	81%	90%	
RESAMPLES:		Reference Number	Total Coliforms	E.coli	Turbidity
03.10.09	Postmans Road	DJS3350	<1.1	<1.1	*
04.10.09	Postmans Road	DJS3351	<1.1	<1.1	*
05.10.09	Postmans Road	DJS3352	<1.1	<1.1	*
Definitions: -					
Total Coliforms: The bacteria used as indicators that organic, possibly faecal contamination of the water may have occurred.					
E.coli: The bacteria used to indicate that faecal contamination has probably occurred and that the water needs to be treated given the likelihood that pathogens are present.					



FOOD AND HEALTH STANDARDS (2006) LIMITED

WEEKLY DRINKING WATER SAMPLES ANALYSES KAIKOURA DISTRICT COUNCIL

Sample Date: 09.09.09

Method: ReadyCult

Weather Condition:

Fine

Lab Ref No:	WINZ Code	Sample Point	Tests	Results	Units
MAX0013	KAI004KU	Kaikoura Township	Reticulation		
			E. coli	<1.1	100mL
			FAC	NA	mg/L
			Total Coliforms	<1.1	100mL
MAX0014	KAI004SB	South Bay, Kaikoura			
			E. coli	<1.1	100mL
			FAC	NA	mg/L
			Total Coliforms	<1.1	100mL

Sample Date: 16 September 2009

Method: ReadyCult

Weather Condition:

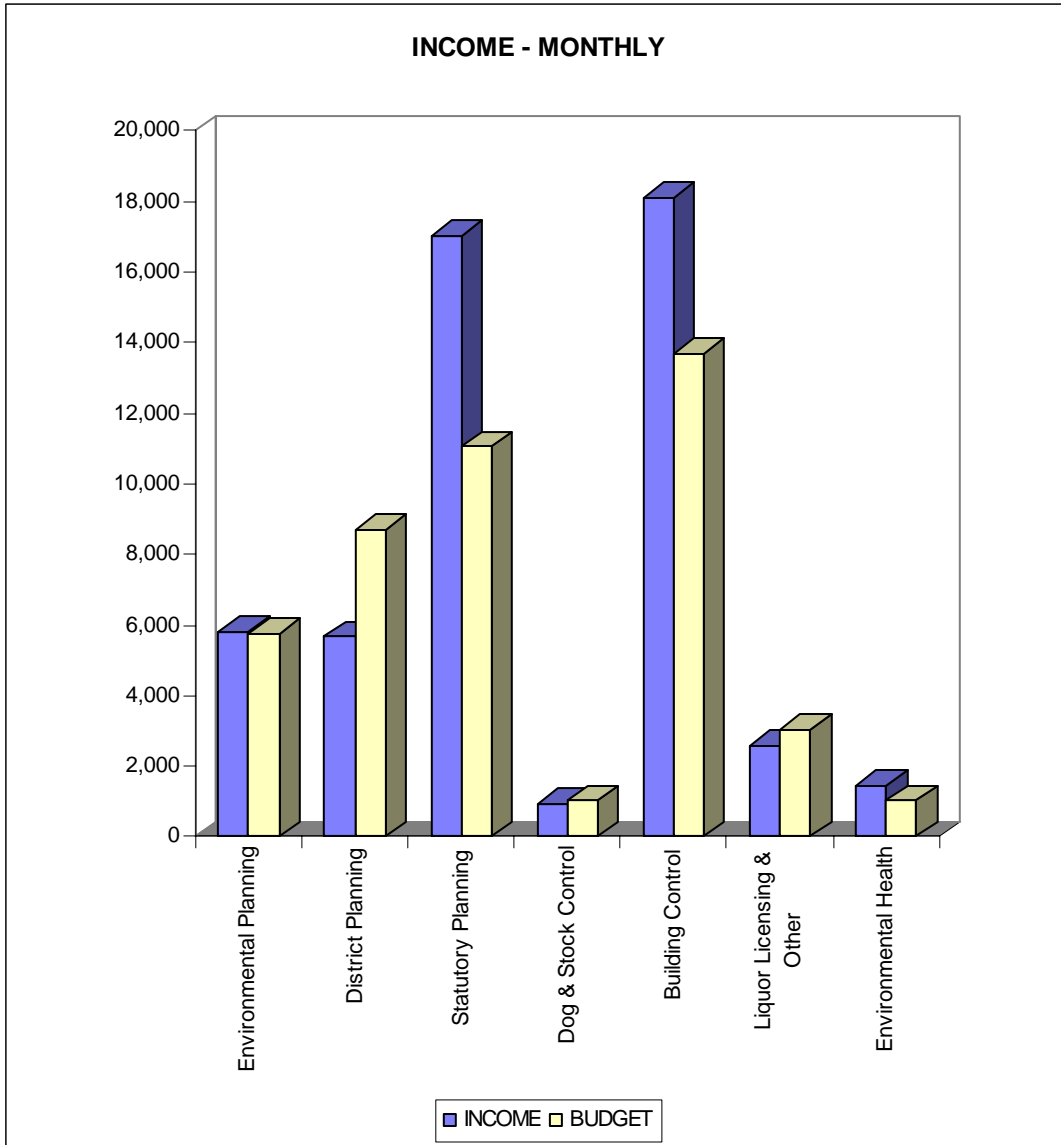
Fine

Lab Ref No:	WINZ Code	Sample Point	Tests	Results	Units
MAX0015	KAI004KU	Kaikoura Township	Reticulation		
			E. coli	<1.1	100mL
			FAC	NA	mg/L
			Total Coliforms	<1.1	100mL
MAX0016	KAI004SB	South Bay, Kaikoura			
			E. coli	<1.1	100mL
			FAC	NA	mg/L
			Total Coliforms	<1.1	100mL

"The microbiological methods used were in accordance with registered methods which are available upon request. Results apply only to samples as received. This report may not be reproduced except in full".

District Environmental Health Officer

Environmental Services Budget Report



EXPENDITURE - MONTHLY

