

**REPORT OF THE ENVIRONMENTAL SERVICES
COMMITTEE MEETING HELD AT 10.17AM ON
WEDNESDAY 20 APRIL 2011 IN MEMORIAL HALL
SUPPER ROOM, ESPLANADE, KAIKOURA.**

PRESENT: Councillor S Burrows (Chair), Mayor W Gray, Councillors J Diver, G Harmon, J Macphail, D Morgan, N Pablecheque.

IN ATTENDANCE: G Saidy (Acting Chief Executive Officer), S Syme (Executive Officer), M Hoggard, R Vaughan (District Planners), D Laughton (Senior Building Control Officer), D Shovel (Environmental Health Officer).

APOLOGIES: Councillor D Holmes

Moved by Mayor Gray seconded by Councillor Macphail and resolved that apologies be accepted.

1. MATTERS OF IMPORTANCE TO BE RAISED AS URGENT BUSINESS

1) Environment Canterbury Annual Plan Submission (Councillor Macphail)

2. ENVIRONMENTAL SERVICES REPORTS

a) Dog/ Noise/ Stock Control

March had been a quite month with only 11 complaints received regarding dogs. The majority of calls related to lost or roaming dogs.

Three complaints were received regarding noise. One involved serving notice on the occupier of the property. Police had also been required to visit the property on the same evening regarding noise and crowd disorder.

b) Building

The Senior Building Control Officer advised there had been 10 building consents with a combined construction value of \$1,071,400 issued for the month of March 2011. He advised he was currently working through consents that were on hold. An article would be published in the Building Sector news about the need to have a complete building consent application when it was lodged.

The Senior Building Control Officer advised he had undertaken significant investigation into the earthquake standards of buildings around town. He advised he was at a point where he had to categorize buildings. It would depend on the category that a building fell into as to when it would be required to meet the standards. He felt there were probably three or four buildings in the town which were high risk. He further advised the assessment of buildings was done using a combination of checking files for construction details and local knowledge. If a building was deemed to be an immediate threat then it

would be dealt with through the section of the Act which related to dangerous buildings.

The Senior Building Control Officer advised the Building Control Authority IANZ accreditation audit would take place the following week and he would report on the result of the audit at the next meeting.

b) Resource Planning

The District Planner advised the number of resource consent applications was increasing. He advised two notified consents one for South Bay Developments and one in Oaro had been granted.

A resource consent application had been received from Dolphin Encounter for storage and the use of an existing shed to undertake maintenance and repairs. An assessment had been undertaken by the Environmental Health Officer and as a result it was decided only the directly adjoining neighbors would be affected by the activity. When the decision to notify the application on a limited basis had been made two of the adjoining neighbors had given approval for the activity. It was noted the application would be considered by the Hearing and Application Committee.

c) District & Environmental Planning

Proposed National Policy Statement on Indigenous Biodiversity

The District Planner advised the current document required Council to identify and possibly map areas of indigenous biodiversity and this would cost Council. He further advised the approach taken by Council had been to let individuals decide how they would like to protect their land, whereas the Policy Statement would require legislative protection of significant indigenous vegetation. It was felt there were generally better results if there was willingness and a sense of ownership from the landowner. The District Planner advised the current approach was working quite well and the submission would be that this approach should be allowed for. It was noted New Zealand was losing biodiversity at an alarming rate.

Global Consent Discharge of 1080 and Pindone

The District Planner advised Council had received notification of the decision of the above application. He noted Council had neither supported nor opposed the application but had wanted the duration of the consent to be reduced from 15 years to 10 years. He advised the consent had been granted on the basis that the pesticides were both approved for aerial and ground based use in New Zealand. He further advised Council could only appeal on the timeframe of the consent. At the time of the submission Council had not known the outcome of the working party's investigations regarding 1080 in the District. The working party had since come up with a list of items to be considered when looking at 1080 applications.

The District Planner felt Council should wait and see if another party appealed the decision and Council could assist that party however

Council would need to provide clear evidence to justify a shorter timeframe.

**d) Environmental Health
Alcohol Reform Bill Submission**

The Environmental Health Officer was in attendance to present this item. It was noted a question had been raised in the public forum regarding whether Section 25, Special Licences, should state 'sale and supply of alcohol for consumption' over 'sale and /or supply of alcohol'. The Environmental Health Officer felt the two went together if you were selling alcohol then you were supplying it. He advised if you were not selling alcohol then you did not need a licence.

Councillor Pablecheque felt in Section 11 of the submission which related to age that the submission supported a purchase age and he felt Council should be supporting a drinking age. The Environmental Health Officer advised the buying age was quite specific but the drinking age must be controlled by parental supervision. He advised with the new legislation the minor must be under full supervision and they must take responsibly about whether a child could have alcohol. Councillor Pablecheque advised if the drinking age was 18 then parents would have no choice. The current rules meant licensed premises did not have any say. The Environmental Health Officer advised premises still had a duty of care and right of refusal under the Act.

Councillor Morgan enquired what could be done to lobby for a drinking age. The Environmental Health Officer advised drinking age would be controlled at a local level through the Local Alcohol Plan he was not aware if nationally there was anything which could specify what an appropriate drinking age was. Councillor Pablecheque advised if there was a drinking age a grandparent could take a grandchild to a supervised area for a meal. The Environmental Health Officer advised what was likely to happen was a multi designated site where a site would change designation at a specified time. This would be controlled through the Local Alcohol Plan.

Councillor Pablecheque advised with regard to Section 48, Sale and supply on the sacrosanct days, as a town Kaikoura should be supporting an exemption like Queenstown because Kaikoura was a tourist town. He further noted he did not support a one way door system for small towns as this required a doorman which cost money. The Environmental Health Officer advised the Local Alcohol Plan would dictate what happened at a local level and an exemption could be applied for on sacrosanct days through the plan. He advised currently a Liquor Licensing Subcommittee was used but a full Local Alcohol Pan would need to be developed which was like a bylaw.

Councillor Pablecheque advised in Section 53 regarding food available he felt substantive was not the right word and it should be substantial.

Moved by Councillor Macphail, seconded by Mayor Gray and resolved that Council endorse the submission to the Electoral Select Committee Reform Alcohol Bill.

Against: Councillor Pablecheque and Councillor Diver

Moved by Councillor Pablecheque, seconded by Councillor Morgan and resolved that the Environmental Services Reports be received.

3. URGENT BUSINESS

Environment Canterbury Annual Plan

Councillor Macphail advised the Environment Canterbury Annual Plan included a change regarding the Kaikoura Harbour Master service. He advised it was vague as to how this would change as there was no detail. He advised currently Environment Canterbury controlled the harbour and were to provide the harbour master service and look after moorings and marine buoys. He felt Kaikoura had been ignored for the last few years. He felt the service needed to be done by someone because at the moment it was being done by no one. Councillor Macphail noted the Kaikoura Coastguard currently voluntarily maintained navigational equipment.

Councillor Diver advised historically the Marlborough Harbour Board had given Council the harbour assets and control had gone to Environment Canterbury. He advised if control of the Harbour was to come back Council would have to rate for it.

There being no further business the meeting closed at 11.20am.