

Thursday, 18 July 2024

*Te Hui o Te Kaunihera ā-Rohe o Heretaunga*  
**Hastings District Council**  
**Hearings Committee Meeting**

*Kaupapataka*

# Agenda (Part 3)

**(Oderings Nurseries CHCH Limited - 55 and 57 Brookvale Road, H Nth)**

*Te Rā Hui:*  
Meeting date: **Thursday, 18 July 2024**

*Te Wā:*  
Time: **9.30am**

*Te Wāhi:*  
Venue: **Council Chamber  
Ground Floor  
Civic Administration Building  
Lyndon Road East  
Hastings**

*Te Hoapā:*  
Contact: **Democracy and Governance Services  
P: 06 871 5000 | E: [democracy@hdc.govt.nz](mailto:democracy@hdc.govt.nz)**

*Te Āpiha Matua:*  
Responsible  
Officer: **Group Manager: Planning & Regulatory Services - John  
O'Shaughnessy**

## Hearings Committee – Terms of Reference

### Fields of Activity

The Hearings Committee is established to assist the Council by hearing and determining matters where a formal hearing is required in respect of a planning or regulatory function of the Council, including under the provisions of the:

- Resource Management Act 1991
- Building Act 2004
- Health Act 1956
- Dog Control Act 1996
- Litter Act 1979
- Hastings District Council Bylaws
- Local Government Act 1974
- Local Government Act 2002; and
- Hastings District Council Class 4 Gambling Venue Policy.

### Membership - Up to 10 Hearings Commissioners (comprising up to 7 elected members of Council and at least 3 external appointed Independent Hearings Commissioners)

- Chair appointed by Council from the membership including external appointed members.
- Deputy Chair appointed by the Council from the membership including external appointed members.
- Under s. 39B of the Resource Management Act, the Chair must be accredited, and unless there are exceptional circumstances, appointees on hearings panels must have accreditation to make decisions on;
  - Applications for Resource Consents.
  - Notice of Requirements given under s. 168 or 189 of the Resource Management Act.
  - Requests under clause 21(1) of Schedule 1 of the Resource Management Act for a change to be made to a Plan.
  - Reviews of Resource Consents.
  - Applications to change or cancel Resource Consent Conditions.
  - Proposed Policy Statements and plans that have been notified.
  - Any hearing of an objection under s. 357C of the Resource Management Act.

### Quorum

- a) For Hearings other than Council Initiated Plan Change hearings, a maximum of three members including the Chair (or Deputy Chair, in the Chair's absence) to meet for any one hearing, with the exception of b) below.
- b) That on a one-off basis, up to a maximum of five accredited members to meet to consider and decide on the Oderings Nurseries CHCH Limited resource consent application for medium density housing at 55-57 Brookvale Road, with this specific hearing composition being:
  - Two external Independent Commissioners (with one acting as the Chair for this hearing – being Mr Bill Wasley)
  - 3 accredited members of the Hearings Committee.
- c) For Council Initiated Plan Change hearings, all members may attend and take part in the decision-making process unless the Chair exercises the power of delegation to assign any function, power or duty of the Hearings Panel to any one or more Commissioners.
- d) For Hearings other than Council Initiated Plan Change hearings the quorum shall be two members.
- e) For Council Initiated Plan Change Hearings, the quorum shall be three members.

- f) Members to sit on any hearing other than a Council Initiated Plan Change Hearing shall be selected by agreement between the Chair (or Deputy Chair, in the Chair's absence) and the Group Manager: Planning and Regulatory Services.
- g) For the purpose of hearing any objection in respect of the matters detailed under the Dog Control Act 1996 the Hearings Committee will consist of any three members selected by the Chair.

## *Kaupapataka*

# Agenda

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*Ngā mema o te Komiti*

**Committee Members:**

**Hearing Panel Members:**

Chair: Bill Wasley (Commissioner Chair - External appointee)

George Lyons (Commissioner - External appointee)

Councillors Marcus Buddo, Alwyn Corban and Wendy Schollum

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*Apiha Matua*

**Officer Responsible:**

Group Manager: Planning and Regulatory Services - John

O'Shaughnessy

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**Reporting Planner**

Consultant Planner – Rowena Macdonald

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*Te Rōpū Manapori me te  
Kāwanatanga*

**Democracy**

**Governance Services**

Christine Hilton (Ext 5633)

*Te Rārangī Take*  
**Order of Business**

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1.0 *Apologies & Leave of Absence – Ngā Whakapāhatanga me te Wehenga ā-Hui*

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2.0 **Oderings Nurseries CHCH Limited - Resource Consent application for residential development of 55 and 57 Brookvale Road, Havelock North (RMA20230145)**

**DOCUMENTS CIRCULATED FOR HEARING - COMPRISING A NUMBER OF SEPARATE VOLUMES**

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**Document 1**      The covering administrative report

**Pg 1**

**The Application, Submissions and other documents can be viewed on the Council website.**

Thursday, 18 July 2024

*Te Hui o Te Kaunihera ā-Rohe o Heretaunga***Hastings District Council: Hearings Committee Meeting***Te Rārangi Take*

# Report to Hearings Committee

**Nā:**  
**From:** Christine Hilton, Democracy and Governance Advisor

**Te Take:**  
**Subject:** Oderings Nurseries CHCH Limited - Resource Consent application for residential development of 55 and 57 Brookvale Road, Havelock North (RMA20230145)

## 1.0 Purpose and summary - *Te Kaupapa Me Te Whakarāpopototanga*

- 1.1 This is a covering report relating to a resource consent application made by Oderings Nurseries CHCH Limited for residential development of 55 and 57 Brookvale Road, Havelock North (RMA20230145).
- 1.2 This covering report has been set up in order to be able to generate some of the attachment documents relating to this application.

## 2.0 Recommendations - *Ngā Tūtohunga*

That the covering report titled Oderings Nurseries CHCH Limited - Resource Consent application for residential development of 55 and 57 Brookvale Road, Havelock North (RMA20230145), the hearings report and associated attachments, dated 18 July 2024, be received.

### Attachments:

<a href="#">A</a>	S92 Further Information Required Letter	RMA20230145#0239	Volume 3
<a href="#">B</a>	Complete s92 response Letter	RMA20230145#0055	Volume 3
<a href="#">C</a>	Applicant's Assessment of HDP Objectives and Policies	RMA20230145#0056	Volume 3
<a href="#">D</a>	JGH Letter re NPS-HPL	RMA20230145#0042	Volume 3
<a href="#">E</a>	Lighting Concept Plan	RMA20230145#0043	Volume 3
<a href="#">F</a>	Urban Design RFI Response	RMA20230145#0044	Volume 3
<a href="#">G</a>	Architectural Plans	RMA20230145#0045	Volume 3
<a href="#">H</a>	Geotechnical Assessment	RMA20230145#0046	Volume 3

I⇨	Large Truck Tracking	RMA20230145#0047	Volume 4
J⇨	Refuse Collection	RMA20230145#0048	Volume 4
K⇨	Revised Scheme Plan	RMA20230145#0057	Volume 4
L⇨	Revised Engineering Drawings	RMA20230145#0058	Volume 4
M⇨	Revised Civil Infrastructure Report	RMA20230145#0059	Volume 4
N⇨	Stormwater Management Report	RMA20230145#0060	Volume 4
O⇨	Landscape Plans	RMA20230145#0061	Volume 4