

Tuesday, 18 April 2023

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

Kaupapataka

Agenda

Te Rā Hui:
Meeting date: **Tuesday, 18 April 2023**

Te Wā:
Time: **3.00pm**

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**

Te Āpiha Matua:
Responsible
Officer: **Chief Executive - Nigel Bickle**

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HASTINGS DISTRICT COUNCIL
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TE KAUNIHERA Ā-ROHE O HERETAUNGA

Tuesday, 18 April 2023

Te Hui o Te Kaunihera ā-Rohe o Heretaunga

Hastings District Council

Council Meeting

Kaupapataka

Agenda

Tiamana

Chair: Mayor Sandra Hazlehurst

Mematanga:

Membership:

Ngā KaiKaunihera

Councillors: Ana Apatu, Marcus Buddo, Alwyn Corban, Malcolm Dixon, Michael Fowler, Damon Harvey, Henry Heke, Kellie Jessup, Tania Kerr (Deputy Mayor), Eileen Lawson, Renata Nepe, Simon Nixon, Ann Redstone, Wendy Schollum and Kevin Watkins

Tokamatua:

Quorum:

8 members

Apiha Matua

Officer Responsible:

Chief Executive – Nigel Bickle

*Te Rōpū Manapori me te
Kāwanatanga*

Democracy and

Governance Services:

Louise Stettner (Extn 5543)

Te Rārangi Take

Order of Business

1.0 Opening Prayer – *Karakia Whakatūwheratanga*

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

At the close of the agenda no apologies had been received.

At the close of the agenda no requests for leave of absence had been received.

3.0 Conflict of Interest – *He Ngākau Kōnatunatu*

Members need to be vigilant to stand aside from decision-making when a conflict arises between their role as a Member of the Council and any private or other external interest they might have. This note is provided as a reminder to Members to scan the agenda and assess their own private interests and identify where they may have a pecuniary or other conflict of interest, or where there may be perceptions of conflict of interest.

If a Member feels they do have a conflict of interest, they should publicly declare that at the start of the relevant item of business and withdraw from participating in the meeting. If a Member thinks they may have a conflict of interest, they can seek advice from the General Counsel or the Manager: Democracy and Governance (preferably before the meeting).

It is noted that while Members can seek advice and discuss these matters, the final decision as to whether a conflict exists rests with the member.

4.0 Confirmation of Minutes – *Te Whakamana i Ngā Minitī*

Minutes of the Council Meeting held Thursday 30 March 2023.

(Previously circulated)

5.0 Annual Plan, Long Term Plan Amendment and Development Contributions Policy 7

6.0 Appointments to the Hastings District Council: Tangata Whenua Wastewater Joint Committee 13

7.0 Hastings District Council - Cyclone Gabrielle Recovery Update – *Report to be circulated separately.* 15

8.0 **Minor Items – *Ngā Take Iti***

9.0 **Urgent Items – *Ngā Take Whakahihiri***

Tuesday, 18 April 2023

Item 5

Te Hui o Te Kaunihera ā-Rohe o Heretaunga
Hastings District Council: Council Meeting

Te Rārangi Take

Report to Council

Nā:
From: Lex Verhoeven, Strategy Manager

Te Take: **Annual Plan, Long Term Plan Amendment and Development**
Subject: **Contributions Policy**

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

1.1 The purpose of this report is to:

- Adopt the Long Term Plan Amendment and Development Contributions Policy (Future Growth Infrastructure Investment) for community consultation;
- Ratify the Council's approach to the 2023/24 Annual Plan, given the impact of Cyclone Gabrielle.

1.2 The recommendations in this report give effect to prior Council consideration of:

- The need to plan for and deliver additional network infrastructure capacity earlier than envisaged in order to provide development capacity for the period 2024-2029 and beyond (the details of which are summarised in the Statement of Proposal, Consultation Document and the updated Development Contributions Policy – all of which will be circulated separately).
- The impacts of Cyclone Gabrielle on Council's work programme for the 2023/24 year (the details of which are not fully scoped or quantified at this time) and that aside from the Cyclone no significant or material differences from the content of the Long Term Plan (other than those addressed formally through the LTP Amendment) are included for the 2023/24 year, therefore enabling Council to adopt an Annual Plan without undertaking consultation in accordance with section 95 (2) of the Local Government Act 2002.

Amendment to Long Term Plan 2021 -2031 and Development Contributions Policy

1.3 The Council have on a number of separate occasions been briefed on the need to plan for and deliver additional network infrastructure capacity earlier than envisaged in order to provide future development capacity. The key aspects of the proposal are:

- It responds to both known growth pressure, and new legislative requirements to provide sufficient infrastructure ready development capacity;

- It provides for the building of new wastewater main trunk infrastructure and ancillary water supply and roading infrastructure;
- The Government Infrastructure Acceleration Fund has contributed circa \$18m to the infrastructure solution;
- The total proposed investment of \$230m is separated into two stages, being the Growth Ready (stage 1) of \$85m for Years 1-3, and the Growth Reactive (stage 2) of \$145m over years 4-10;
- The project is primarily funded via Development Contributions, along with government funding and non-growth public good components funded via ratepayer debt;
- The Development Contributions Policy has been reviewed in the context of the proposed increase in growth-related expenditure. An economic assessment of the policy has been carried out and is attached.

- 1.4 Information on the proposal has been included in a flyer to the broader community, and a targeted consultation process with the development community is being put together that meets the requirements of the Local Government Act 2002.
- 1.5 Supporting information to the proposal in the form of an Infrastructure Constraints Report and Economic Analysis will also be made available through the consultation process – these will be circulated separately.
- 1.6 The Long Term Plan Amendment will also include a report from the Council's external auditor, outlining that the proposal is fit for purpose, which is a legal requirement.

Approach to 2023/24 Annual Plan

- 1.7 The impacts of Cyclone Gabrielle have had a profound effect on our community, and will have a profound impact over many years. The Council will need to work through the Council work programme priorities both for the coming 2023/24 financial year, and as it puts together its Long Term Plan for the next 10 years.
- 1.8 Ordinarily the council would consult the community on work priorities and new projects for the coming year via its Annual Plan. The 2023/24 year is different in a number ways, and for the reasons below the Council have undertaken to adopt an Annual Plan in June 2023 (without consultation) as provided for under section 95 (2A) of the Local Government Act 2002. This is a provision that has been used by many Councils in past years. The key considerations that underpin this approach are:
 - Given the impacts of the cyclone the 2023/24 work programme is still in a state of significant uncertainty and therefore any conversation around alternative budget considerations with the community would be adding little value;
 - The proposed budget is essentially the Long Term Plan Year 3 budget (5.7%), with further allowance for the inflationary pressures being felt across Council activities to set a budgeted increase in rates revenue for the coming year of (8.5%), which does not trigger any consultation requirements as nothing fundamentally new requires community discussion;
 - Another key contributor to the higher than projected rate increase is the effects of the purchase of the Tomoana Showgrounds which the community was consulted on in the 2022/23 Annual Plan consultation process which included information on the ongoing financial considerations of owning and operating this land;
 - Within the proposed budget, funds may be reallocated to meet community recovery needs;
 - Both the community and the Council are focussed on the recovery phase from the cyclone (and in some cases a response phase is still in place for isolated rural communities). Council efforts are best directed at that recovery, as are the efforts of key staff across the organisation. It is those same key staff that would be required to participate in any consultation process including evaluating and responding to submissions that are involved in Recovery Planning;

- The 2023 year will see a key focus on putting together the Council's Long Term Plan required under legislation, this covers a period of 10 years and will be the best vehicle to engage the community around future priorities for the Hastings District.

1.9 A specific stormwater proposition that affects properties in the Whakatu industrial area is being put forward after preliminary meetings held with properties in the area. That proposition relates to the construction of a pump station and formal detention area to increase the level of flood protection to properties in that area. Following the meetings held with property owners in the area, the Council is now moving to formalise a rating scheme to fund the project. Specific properties impacted by the proposal will be contacted directly for their views within a process that meets the requirements of the Local Government Act 2002.

2.0 Recommendations - *Ngā Tūtohunga*

- A) That the Council receive the report titled Annual Plan, Long Term Plan Amendment and Development Contributions Policy dated 18 April 2023.
- B) That the Council adopt the Statement of Proposal attached for community consultation which outlines the Amendment to the Long Term Plan for future growth infrastructure investment.
- C) That the Council adopt the Consultation Document attached for community consultation which outlines the Amendment to the Long Term Plan for future growth infrastructure investment.
- D) That the Council receives the Infrastructure Constraints Report and Economic Analysis, as supporting information to the Statement of Proposal to amend the Long Term Plan.
- E) That the Council adopt the Draft Development Contributions Policy attached for community consultation along with the updated schedule of fees and charges for the 2023/24 year (set under the Resource Management Act 1991).
- F) That the Council utilise the provisions of section 95 (2A) of the Local Government Act 2002 (which remove the requirement to consult in accordance with the requirements of section (82) before adopting an Annual Plan), and formally resolve not to consult on the 2023/24 Annual Plan.
- G) That the Council consult specifically with properties impacted by the proposed Whakatu Stormwater Targeted Rate and bring back a report on this proposal to Council in June 2023.
- H) That the Council adopt the attached updated fees and charges schedule for the 2023/24 financial year in accordance with the requirements of the Resource Management Act 1991 and publish these on Council's website for feedback.

Attachments:

1 [↓](#) SCHEDULE OF FEES AND CHARGES RMAr.docx CG-17-1-00192

SCHEDULE OF FEES AND CHARGES – SET UNDER THE RESOURCE MANAGEMENT ACT 1991

Planning

All fees and charges are inclusive of GST (except as noted *).

	Current Fee	Proposed Fee 23/24
Planning		
<i>Lodgement fee (unless otherwise stated) Current incl GST</i>		
<i>A lodgement fee shall be payable at the time of lodging, Resource Consent and Certificates of Acceptance, or other applications as listed in the following tables for Planning fees and charges:</i>		
<i>For applications and other approvals under the Resource Management Act 1991 the following lodgement fees represent a fixed charge in terms of Section 36(1) of the Resource Management Act 1991.</i>		
<i>All lodgement fees unless otherwise stated shall be subject to standard Clause 10 (Hourly Charges) where the costs exceed the lodgement fee</i>		
<i>A vehicle rate of \$0.81/km (including GST) return journey or portion thereof will be charged for all necessary inspections or site visits.</i>		
<i>In respect of any charges under the Resource Management Act 1991, hourly rates, vehicle rates and payment of balance/refund and penalties set out in this schedule shall be applicable to any additional charge payable in terms of Section 36(5) of the Act, where the actual and reasonable costs incurred exceed the fixed charge paid.</i>		
<i>Provided that for resource consents, private plan changes and any other application requiring notification, advertising, photocopying and postage costs incurred in public notification, agenda preparation and agenda distribution shall be charged at cost as disbursements.</i>		
<i>Where inspections or site visits are necessary in addition to the normal requirements, these will be charged at the applicable hourly rate. Any costs incurred through the engagement of external expertise will be charged to the applicant at cost.</i>		
Resource Consents - Land Use		
Controlled Activity	\$1,000.00	\$1,200.00
Restricted Discretionary Activity	\$1,200.00	\$1,400.00

	Current Fee	Proposed Fee 23/24
Discretionary Activity	\$1,500.00	\$1,800.00
Non Complying Activity	\$1,800.00	\$2,000.00
Permitted Boundary Activity	\$400.00	\$500.00
Resource Consents and Designation		
Fully Notified	\$16,000.00	\$16,000.00
Limited Notified	\$7,000.00	\$8,000.00
Hearing only	\$3,000.00	\$3,000.00
Alteration of Designation/Variation of Conditions	\$1,500.00	\$1,800.00
Resource Consent Extension of Lapse Date (s.125)	\$1,000.00	\$1,400.00
Resource Management Act Certificate of Compliance, Existing Use Right Certificate and Overseas Investment Certificate	\$1,200.00	\$1,200.00
Outline Plan Processing	\$1,000.00	\$1,200.00
Outline Plan Waiver	\$400.00	\$500.00
Pre-application Meeting	\$300.00	\$300.00
Resource Consents - Subdivisions		
Freehold and Leasehold	\$1,500.00	\$1,800.00
Amendment to Existing Leasehold Titles	\$800.00	\$1,000.00
Right of Way Survey Plans	\$800.00	\$1,000.00
Consent Notice (section 221 of RMA)(per document)	\$180.00	\$180.00
Section 223 Certification only	Hourly Rates	Hourly Rates
Section 224 Certification (this will also apply when 223 and 224 certification are applied for together)	Hourly Rates	Hourly Rates
Engineer Check for Section 224	Hourly Rates	Hourly Rates
Resource Management Act Section 226 Certificate	\$800.00	\$1,200.00
Certificate of Transfer and other legal documents	\$220.00	\$300.00
Hearings and associated Site Visit and Deliberations (both HDC Hearings Committee and HDC Hearings Commissioner(s) Hearings). The fee is per hour	\$400.00	\$400.00
Review of Delegated Decisions (Lodgement Fee)	\$800.00	\$1,000.00
Bond Administration Fee	\$700.00	\$1,400.00
Resource Consents - Policy		
Private Plan Change	\$40,000.00	\$40,000.00

	Current Fee	Proposed Fee 23/24
Gambling Act 2003		
Class 4 Gambling Venue Consent	\$1,200.00	\$1,800.00
District Plan		
Reserves, Facilities, Roading and Development Contributions	DC Policy	DC Policy
Hourly Rates (per hour)		
Team Leader Environmental Planning	\$230.00	\$242.00
Senior Environmental Planner	\$215.00	\$225.00
Environmental Planning Officer	\$190.00	\$200.00
EP (Grad)	\$150.00	\$158.00
Environmental Planning Assistant	\$140.00	\$147.00
Development Engineer	\$230.00	\$242.00

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Item 6

Te Hui o Te Kaunihera ā-Rohe o Heretaunga
Hastings District Council: Council Meeting

Te Rārangi Take

Report to Council

Nā:
From: Louise Stettner, Manager, Democracy & Governance Services

Te Take: Appointments to the Hastings District Council: Tangata Whenua
Subject: Wastewater Joint Committee

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

- 1.1 The purpose of this report is for Council to appoint Tangata Whenua members to the Hastings District Council: Tangata Whenua Wastewater Joint Committee.
- 1.2 On 8 December 2022 Council agreed the memberships of all Committees, Subcommittees and External Appointments for the 2022-2025 triennium.
- 1.3 Membership of the Hastings District Council: Tangata Whenua Wastewater Joint Committee comprises of: 5 councillors and one councillor alternate and 5 Tangata Whenua representatives, appointed by Council.
- 1.4 The 2022-2025 Schedule of Appointments notes that 3 Tangata Whenua members should be from Te Taiwhenua O Heretaunga and 2 from Mana Ahuriri. The following people are recommended to be appointed to this Committee for the 2022-2025 triennium:
 - Mr Marei Apatu (Te Taiwhenua O Heretaunga)
 - Ms Beverley Te Huia (Te Taiwhenua O Heretaunga)
 - Ms Evelyn Ratima (Mana Ahuriri)
 - Ms Darlene Carroll (Te Taiwhenua O Heretaunga)
- 1.5 Following these appointments there will be one Tangata Whenua vacancy on this Committee. A further report will be brought back to Council once this last member is confirmed.

2.0 Recommendations - *Ngā Tūtohunga*

- A) That the Council receive the report titled Appointments to the Hastings District Council: Tangata Whenua Wastewater Joint Committee dated 18 April 2023

- B) That Council appoint the following Tangata Whenua members to the Hastings District Council: Tangata Whenua Wastewater Joint Committee
- i. Mr Marei Apatu
 - ii. Ms Beverley Te Huia
 - iii. Ms Evelyn Ratima
 - iv. Ms Darlene Carroll

Attachments:

There are no attachments for this report.

Tuesday, 18 April 2023

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Hastings District Council: Council Meeting

Item 7

Te Rārangī Take

Report to Council

Nā:
From: Louise Stettner, Manager, Democracy & Governance Services

Te Take:
Subject: Hastings District Council - Cyclone Gabrielle Recovery Update

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

1.1 The Officer's Report will be circulated separately.

Attachments:

There are no attachments for this report.