

Agenda for a meeting of the Proposed District Plan Subcommittee to be held in the Councillors' Lounge, District Office, 15 Galileo Street, Ngaruawahia on **THURSDAY, 22 JUNE 2023** commencing at **9.00am.**

**1. APOLOGIES AND LEAVE OF ABSENCE**

**2. CONFIRMATION OF STATUS OF AGENDA**

**3. DISCLOSURES OF INTEREST**

The register of interests is no longer included on agendas; however, members still have a duty to disclose any interests under this item.

**4. CONFIRMATION OF OPEN MINUTES**

4

**5. EXCLUSION OF THE PUBLIC**

8

GJ Ion  
**CHIEF EXECUTIVE**

## PROPOSED DISTRICT PLAN SUBCOMMITTEE

|                            |  |
|----------------------------|--|
| <b>Reports to:</b>         | Policy & Regulatory Committee  |
| <b>Chairperson:</b>        | Deputy Mayor Carolyn Eyre  |
| <b>Deputy Chairperson:</b> | Cr Eugene Patterson  |
| <b>Membership:</b>         | Her Worship the Mayor<br>Cr Crystal Beavis<br>Cr C Eyre<br>Cr Eugene Patterson<br>Cr Kandi Ngataki |
| <b>Meeting frequency:</b>  | As and when required   |
| <b>Quorum:</b>             | A majority of members (including vacancies)  |

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### Purpose and Terms of Reference

#### Purpose

- I. To assist the Chief Executive and officers to make timely decisions on any matters relating to the hearings on submissions and further submissions on the Proposed Waikato District Plan (including Stages 1, 2 and any variations) (“the Proposed District Plan”) and any appeals or other proceedings relating to Council’s decisions on the Proposed District Plan.

#### The Subcommittee is delegated the following powers to act:

- I. To make decisions in relation to any direction sought by the Chief Executive and/or officers in relation to any matters relating to:
  - a) The hearings on submissions and further submissions on the Proposed District Plan; and
  - b) Any appeals or other proceedings relating to Council’s decisions on the Proposed District Plan.

**NOTE:** The authority under paragraphs I a) and b) includes the power to direct the Chief Executive or officers to engage any expert or legal counsel.

2. To determine an approach for resolving any appeals or other proceedings on Council’s decisions on the Proposed District Plan.

3. To delegate to the Chief Executive or any officer participating in an alternative disputes resolution process (“ADR process”) (as defined in section 268(4) of the Resource Management Act 1991) in relation to any Environment Court proceeding arising from Schedule 1 of the Act or any other ADR process directed in any other proceedings), the authority to make decisions on behalf of Council, within any parameters given by the Subcommittee, on any matters that may reasonably be expected to arise in the ADR process.
4. To authorise the Chief Executive, or his delegate, together with any other member of the Executive Leadership Team, to jointly consider and approve, within any parameters given by the Subcommittee, the content of any draft consent order to be submitted to the Environment Court to resolve any appeal on Council’s decisions on the Proposed District Plan.
5. To report to the Policy & Regulatory Committee on a quarterly basis (as a minimum) with a summary of the matters considered and decisions made by the Subcommittee.

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|---------------------|--|
| <b>To</b>           | <b>Proposed District Plan Subcommittee</b> |
| <b>Report title</b> | <b>Confirmation of Minutes</b>             |
| Date:               | 22 June 2023                               |
| Report Author:      | Rosa Leahy, Democracy Advisor              |
| Authorised by:      | Gaylene Kanawa, Democracy Manager          |

## **1. Purpose of the report**

### **Te Take moo te puurongo**

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To confirm the open minutes for a meeting of the Proposed District Plan Subcommittee held on Thursday, 25 May 2023.

## **2. Staff recommendations**

### **Tuutohu-aa-kaimahi**

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**THAT the open minutes for a meeting of the Proposed District Plan Subcommittee held on Thursday, 25 May 2023 be confirmed as a true and correct record.**

## **3. Attachments**

### **Ngaa taapirihanga**

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Attachment 1 – PDP Minutes - Thursday, 25 May 2023

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Minutes for the meeting of the Proposed District Plan Subcommittee of Waikato District Council held in the Boardroom, District Office, 15 Galileo Street, Ngaruawahia on **THURSDAY, 25 MAY 2023** commencing at **9.00AM**.

**Present:**

Cr E Patterson (Acting Chairperson)  
Her Worship the Mayor, Mrs JA Church (*until 10.10am in the public excluded session*)  
Cr C Beavis  
Cr K Ngataki (*from 10.10am*)

**Attending:**

Ms S Kelly (Senior Programme Co-ordinator – District Plan)  
Ms C Wratt (Principal Planner) – *via audio visual conference*  
Mr J Ebenhoh (Planning & Policy Manager)  
Ms K Ridling (Senior Solicitor)  
Ms G Shaw (Democracy Advisor)

Mrs B Parham (Tompkins Wake)  
Ms K Lepoutre (Consultant Planner)

**APOLOGIES AND LEAVE OF ABSENCE**

**Resolved: (Her Worship the Mayor/Cr Beavis)**

**THAT:**

- a. the apology for lateness from Cr Ngataki be accepted; and
- b. the apology for non-attendance from Cr Eyre be accepted.

**CARRIED**

**PDP2305/01**

**CONFIRMATION OF STATUS OF AGENDA**

**Resolved: (Cr Beavis/Her Worship the Mayor)**

**THAT the agenda for the meeting of the Proposed District Plan Subcommittee held on Thursday, 25 May 2023:**

- a. be confirmed and all items therein be considered in open meeting with the exception of those items detailed at agenda item 4, which shall be considered with the public excluded; and
- b. all reports be received.

**CARRIED**

**PDP2305/02**

**DISCLOSURES OF INTEREST**

There were no disclosures of interest.

**CONFIRMATION OF OPEN MINUTES**

**Resolved: (Crs Beavis/Patterson)**

**THAT the open minutes for meetings of the Proposed District Plan Subcommittee held on Thursday, 23 February 2023, Thursday, 23 March 2023 and Thursday, 27 April 2023 be confirmed as a true and correct record.**

**CARRIED**

**PDP2305/03**

**EXCLUSION OF THE PUBLIC**

**Resolved: (Cr Beavis/Her Worship the Mayor)**

**THAT the public be excluded from the following parts of the proceedings of this meeting.**

**The general subject of each 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) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:**



|                     |  |
|---------------------|--|
| <b>To</b>           | <b>Proposed District Plan Subcommittee</b> |
| <b>Report title</b> | <b>Exclusion of the Public</b>             |
| Date:               | 22 June 2023                               |
| Report Author:      | Rosa Leahy, Democracy Advisor              |
| Authorised by:      | Gaylene Kanawa, Democracy Manager          |

## 1. Staff recommendations

### Tuutohu-aa-kaimahi

- a. THAT the public be excluded from the following parts of the proceedings of this meeting.

The general subject of each 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) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

| General subject of each matter to be considered   | Reason for passing this resolution in relation to each matter   | Ground(s) under section 48(1) for the passing of this resolution |
|---|---|--|
| <p><b>Item PEX 1.1</b><br/> <b>Appeals to the Proposed Waikato District Plan:</b></p> <ul style="list-style-type: none"> <li><b>a. Rezoning ROD – Diamond Creek</b></li> <li><b>b. Infrastructure All other matters – The Surveying Company</b></li> <li><b>c. Stormwater and Natural Hazards and Climate Change</b></li> </ul> | <p><b>Good reason to withhold exists under Section 6 or Section 7 Local Government Official Information and Meetings Act 1987</b></p> | <p><b>Section 48(1)(a)</b></p>                                   |



This resolution is made in reliance on section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by Section 6 or Section 7 of that Act which would be prejudiced by the holding of the whole or relevant part of the proceedings of the meeting in public, as follows:

| Item No.   | Section                | Interest  |
|--|------------------------|---|
| <b>Item PEX 1.1</b><br><b>Appeals to the Proposed Waikato District Plan:</b> <ul style="list-style-type: none"> <li><b>a. Rezoning ROD – Diamond Creek</b></li> <li><b>b. Infrastructure All other matters – The Surveying Company</b></li> <li><b>c. Stormwater and Natural Hazards and Climate Change</b></li> </ul> | 7(2)(g)<br><br>7(2)(i) | <b>To protect legally privileged information.</b><br><br><b>To enable negotiations to carry on without prejudice or disadvantage.</b> |

- b. THAT Mrs Bridget Parham and Mrs Carolyn Wratt be permitted to remain at this meeting, after the public has been excluded, because of their knowledge of the Proposed District Plan process. This knowledge, which will be of assistance in relation to the matter to be discussed, is relevant to that matter to inform and advise the Subcommittee members.

## 2. Attachments

### Ngaa taapirihanga

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There are no attachments for this report.

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