

Agenda for a meeting of the Policy & Regulatory Committee to be held in the Council Chambers, District Office, 15 Galileo Street, Ngaruawahia on **MONDAY, 12 OCTOBER 2020** commencing at **9.30am**.

**1. APOLOGIES AND LEAVE OF ABSENCE**

**2. CONFIRMATION OF STATUS OF AGENDA**

**3. DISCLOSURES OF INTEREST**

**4. CONFIRMATION OF MINUTES**

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**5. ACTIONS REGISTER – OCTOBER 2020** 13

**6. REPORTS**

6.1 Delegated Resource Consents Approved for the month of July 16

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6.5 2019/2020 Annual Dog Control Report 62

GJ Ion  
**CHIEF EXECUTIVE**

## POLICY & REGULATORY COMMITTEE

<b>Reports to:</b>	Council
<b>Chairperson:</b>	Cr Jan Sedgwick
<b>Deputy Chairperson:</b>	Cr Noel Smith
<b>Membership:</b>	The Mayor, all Councillors and Mrs Maxine Moana-Tuwhangai (Maangai Maaori)
<b>Meeting frequency:</b>	Six-weekly
<b>Quorum:</b>	Majority of the members (including vacancies)

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### Purpose

The Policy & Regulatory Committee is responsible for the Council's governance policies and bylaws, reviewing the District Plan and overseeing civil defence and emergency management issues.

***In addition to the common delegations on page 10, the Policy & Regulatory Committee is delegated the following Terms of Reference and powers:***

### Terms of Reference:

1. To establish, implement and review the governance policy framework that will assist in achieving the Council's strategic priorities and outcomes.
2. To develop, review and approve the consultation process for Council bylaws.
3. To consider and determine changes to the schedules and parking restrictions in the Public Places Bylaw 2016, including hearing any submissions relating to those proposed changes.
4. To hear and determine matters arising under current bylaws, including applications for dispensation from compliance with the requirements of bylaws, unless such matters are otherwise delegated by Council.
5. To administer the Council's District Plan in accordance with the Resource Management Act 1991.
6. To monitor the performance of regulatory decision-making by the District Licensing Committee<sup>1</sup>, Regulatory Subcommittee and officers under their respective delegations.
7. To monitor the Council's Civil Defence and Emergency Management framework.

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<sup>1</sup> For clarity, the District Licensing Committee is a committee of Council under the Sale and Supply of Alcohol Act 2012.

**The Committee is delegated the following powers to act:**

***Governance Policies***

- Develop and agree governance policies for the purpose of consultation/engagement.
- Recommend to Council policy for adoption, amendment or revocation.
- Monitor and review policy, including recommending amendments to any policy as and when required.

***Bylaws***

- Develop and approve the statement of proposal for new or amended bylaws for consultation.
- Recommend to Council new or amended bylaws for adoption.

***District Plan***

- Review and approve for notification a proposed district plan, a proposed change to the District Plan, or a variation to a proposed plan or proposed plan change (excluding any plan change notified under clause 25(2)(a), Schedule 1 of the Resource Management Act 1991)
- Withdraw a proposed plan or plan change under clause 8D, Schedule 1 of the Resource Management Act 1991.
- Make the following decisions to facilitate the administration of plan changes, variations, designation and heritage order processes:
  - a. To decide whether a decision of a Requiring Authority or Heritage Protection Authority will be appealed to the Environment Court by the Council and authorise the resolution of any such appeal, provided such decisions are consistent with professional advice.
  - b. To consider and approve Council submissions on a proposed plan, plan changes, and variations.
  - c. To monitor the private plan change process.
  - d. To accept, adopt or reject private plan change applications under clause 25, Schedule 1, Resource Management Act 1991.

***Other Resource Management Issues***

- Pursuant to Section 34(1) of the Resource Management Act 1991, to exercise all of the Council's functions, powers and duties under that Act, except the functions, powers and duties:
  - a. that cannot be delegated or that are otherwise retained by the Council under its terms of reference; or
  - b. expressly delegated to other Council committees or decision-making bodies, or officers.
- Monitor and approve submissions in relation to National Policy Statements.

***Civil Defence and Emergency Management***

- Monitor the performance of Waikato District's civil defence and emergency management response against Council's requirements under the Civil Defence and Emergency Management Act including:
  - a. implementation of Government requirements; and
  - b. co-ordinating with, and receiving reports from, the Waikato Region Civil Defence and Emergency Management Group Joint Committee.

***Other Delegations***

- Exercise all of the Council's functions, powers and duties under the Building Act 2004, the Health Act 1956, and the Food Act 2014, and the respective regulations made under these Acts, except the functions, powers and duties:
  - a. that cannot be delegated or that are otherwise retained by the Council under its terms of reference; or
  - b. expressly delegated to other Council committees or decision-making bodies, or officers.
- Approval of attendance of elected members at conferences, seminars, training or events, in accordance with Council policy.

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### **Open Meeting**

<b>To</b>	Policy & Regulatory Committee
<b>From</b>	Gavin Ion Chief Executive
<b>Date</b>	2 October 2020
<b>Prepared by</b>	Lynette Wainwright Committee Secretary
<b>Chief Executive Approved</b>	Y
<b>Reference #</b>	GOV1318
<b>Report Title</b>	Confirmation of Minutes

### **1. EXECUTIVE SUMMARY**

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To confirm the minutes of a meeting of the Policy & Regulatory Committee held on Monday, 31 August 2020.

### **2. RECOMMENDATION**

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**THAT the minutes of a meeting of the Policy & Regulatory Committee held on Monday, 31 August 2020 be confirmed as a true and correct record of that meeting.**

### **3. ATTACHMENTS**

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P&R Minutes – 31 August 2020

Minutes of a meeting of the Policy & Regulatory Committee of the Waikato District Council held in the Council Chambers, District Office, 15 Galileo Street, Ngaruawahia on **MONDAY, 31 AUGUST 2020** commencing at **9.30am**.

**Present:**

Cr JD Sedgwick (Chairperson)  
His Worship the Mayor, Mr AM Sanson  
Cr AD Bech  
Cr JA Church  
Cr C Eyre  
Cr JM Gibb  
Cr SL Henderson  
Cr SD Lynch  
Ms M Moana-Tuwhangai  
Cr EM Patterson  
Cr NMD Smith  
Cr LR Thomson  
Cr CT Woolerton

**Attending:**

Mr D Whyte (Huntly Community Board Chair)  
Mr S Jackson (Onewhero-Tuakau Community Board Chair)

Mr GJ Ion (Chief Executive)  
MRs S O’Gorman (General Manager Customer Support)  
Mr W Hill (Consents Team Leader)  
Mr J Ebenhoh (Planning and Policy Manager)  
Ms K Jenkins (Risk Advisor)  
Ms Solomon (Corporate Planner)  
Ms K Ridling (Senior Solicitor)  
Ms J Bell –Wymer (Corporate Planner)  
Mr A Pipe (Environmental Health Team Leader)  
Mrs LM Wainwright (Committee Secretary)

**APOLOGIES AND LEAVE OF ABSENCE**

**Resolved: (Crs Thomson/Lynch)**

**THAT an apology be received from Crs McNally and McGuire.**

**CARRIED**

**P&R2008/01**

## **CONFIRMATION OF STATUS OF AGENDA ITEMS**

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

**THAT the agenda for a meeting of the Policy & Regulatory Committee held on Monday, 31 August 2020 be confirmed;**

**AND THAT all reports be received;**

**AND FURTHER THAT in accordance with Standing Order 9.4 the order of business be changed with agenda item 6.6 [*Chief Executive's Business Plan*] being considered before agenda item 6.1;**

**AND FURTHER THAT the Chair of the Huntly Community Board, Mr Whyte be given speaking rights for the duration of the open section of this meeting.**

**CARRIED**

**P&R2008/02**

## **DISCLOSURES OF INTEREST**

There were no disclosures of interest.

## **CONFIRMATION OF MINUTES**

**Resolved: (Crs Thomson/Eyre)**

**THAT the minutes of a meeting of the Policy & Regulatory Committee held on Monday, 20 July 2020 be confirmed as a true and correct record of that meeting.**

**CARRIED**

**P&R2008/03**

## **ACTIONS REGISTER**

Agenda Item 5

The report was received [*P&R2008/02 refers*]. No discussion was held on this item.

## **REPORTS**

Chief Executive's Business Plan

Agenda Item 6.6

The report was received [*P&R2008/02 refers*] and the following points were raised:

- Recovery Plan and Economic Stimulus Package – funding had been approved for the Te Awa Cycleway, Raglan Wharf and the 3 Waters Reform Programme. A Memorandum of Understanding had been signed by His Worship the Mayor and Chief Executive and had been acknowledged by the Department of Internal Affairs.

- Hamilton to Auckland Corridor – Alignment between Waikato 2070, the Metro Spatial Plan and the Detailed Business Case for the wastewater plants, both to the north and south of Hamilton.
- Relationship with NZTA had been rebuilt. A meeting had been held between His Worship the Mayor, WDC Chief Executive and the NZTA Partnership Director and team.

Delegated Resource Consents Approved for the month of July  
Agenda Item 6.1

The report was received [P&R2008/02 refers] and the Consents Team Leader noted:

- Pokeno School resource consent process - the contamination covered a small area of the school carpark.

Summary of Applications Determined by the District Licensing Committee April to June 2020  
Agenda Item 6.2

The report was received [P&R2008/02 refers]. No discussion was held on this item.

Plan Change 22 Builtsmart Now Operative  
Agenda Item 6.3

The report was received [P&R2008/02 refers]. No discussion was held on this item.

Update on Policy and Bylaw Review Programme – August 2020  
Agenda Item 6.4

The report was received [P&R2008/02 refers] and the following points were raised:

- The report provided a broad oversight of the upcoming workplan for Policy & Bylaw Reviews.
- Keeping of Animals and Livestock Movement Bylaw would be available for consultation within the next six months.
- Polices that had expired were still effective until revoked.

**ACTION:** Charters for Pokeno Community Committee and Tamahere Community Committee to be included in the Register of External Policies.



**ACTION:** Livestock Movement Policy and Bylaw, and the Stock Underpass Policy, to be linked for review.

**ACTION:** Information on the Leasing of Rural Halls to be provided to elected members.

Approval for Consultation Proposed Waikato District Council Alcohol Control Bylaw 2020  
Agenda Item 6.5

The report was received [*P&R2008/02 refers*] and the following points were raised:

- It was noted that a correction had been made in section 6.3. The liquor ban times should read 9pm to 9am not 7pm to 7am.
- The bylaw, recommended for consultation, superseded the expired Waikato District Council and Franklin District Council Liquor Control Bylaw. The report's information was based on feedback and evidence from the NZ Police. Community feedback would be critical and add value when considering the bylaw.
- The seasonal alcohol control areas in Raglan were too restrictive. NZ Police and Raglan Community Board to work together on feedback from the Raglan community.
- The bylaw was not final but prepared for consultation and would be amended when the consultation process had been completed.
- Confusion on boundaries in the plans.

**ACTION:** Hall Committees to be advised of the consultation process.

**ACTION:** Urban limits to be inserted into the consultation document as an option to be considered for all communities.

**ACTION:** Communications to provide guidance to communities on what is required when submitting on the draft proposal. Include examples of what types of evidence would be required.

**Motion: (Cr Eyre/His Worship the Mayor)**

THAT the report from the General Manager Customer Support be received;

AND THAT, as required under section 83 of the Local Government Act 2002, the Committee:

- a. adopts the Statement of Proposal; and
- b. approves the commencement of public consultation on the proposed Waikato District Council Alcohol Control Bylaw 2020 to be undertaken between 02 September 2020 and 05 October 2020.

AND FURTHER THAT the Committee recommends that Council confirms it is satisfied that:

- a. The Bylaw can be justified as a reasonable limitation on people's rights and freedoms; and
- b. There is evidence that the areas to which the Bylaw is intended to apply has experienced a high level of crime or disorder that can be shown to have been caused or made worse by alcohol consumption; and
- c. The Bylaw is appropriate and proportionate in the light of the crime and disorder.

**Amendment: (Crs Smith/Mrs Moana-Tuwhangai)**

THAT the report from the General Manager Customer Support be received;

AND THAT, as required under section 83 of the Local Government Act 2002, the Committee:

- a. adopts the Statement of Proposal, subject to all maps being amended to include shading for urban limits; and
- b. approves the commencement of public consultation on the proposed Waikato District Council Alcohol Control Bylaw 2020 to be undertaken between 02 September 2020 and 05 October 2020.

AND FURTHER THAT the Committee recommends that Council confirms it is satisfied that:

- a. The Bylaw can be justified as a reasonable limitation on people's rights and freedoms; and
- b. There is evidence that the areas to which the Bylaw is intended to apply has experienced a high level of crime or disorder that can be shown to have been caused or made worse by alcohol consumption; and
- c. The Bylaw is appropriate and proportionate in the light of the crime and disorder.

The Amendment was PUT and carried on a show of hands.

The Amendment was CARRIED and became the substantive motion.

**Resolved: (Cr Smith/Mrs Moana-Tuwhangai)**

**THAT** the report from the **General Manager Customer Support** be received;

**AND THAT**, as required under section 83 of the **Local Government Act 2002**, the **Committee**:

- a. adopts the **Statement of Proposal**, subject to all maps being amended to include shading for urban limits; and
- b. approves the commencement of public consultation on the proposed **Waikato District Council Alcohol Control Bylaw 2020** to be undertaken between **02 September 2020** and **05 October 2020**.

**AND FURTHER THAT** the **Committee** recommends that **Council** confirms it is satisfied that:

- a. The **Bylaw** can be justified as a reasonable limitation on people's rights and freedoms; and
- b. There is evidence that the areas to which the **Bylaw** is intended to apply has experienced a high level of crime or disorder that can be shown to have been caused or made worse by alcohol consumption; and
- c. The **Bylaw** is appropriate and proportionate in the light of the crime and disorder.

**CARRIED**

**P&R2008/04**

Climate Response and Resilience Policy (2020)

Agenda Item 6.7

The report was received [P&R2008/02 refers] and the following points were raised:

- The policy was significant and would impact on the LTP process.
- The Policy would be a living document and would be amended as required.

**Resolved: (Crs Bech/Church)**

**THAT** the report from the **General Manager Community Growth** be received;

**AND THAT** the **Policy & Regulatory Committee** approve the internal policy, *Climate Response and Resilience Policy (2020)*, as attached to the staff report.

**CARRIED**

**P&R2008/05**

There being no further business the meeting was declared closed at 11.06am.

Minutes approved and confirmed this                      day of                      2020.

JD Sedgwick  
**CHAIRPERSON**

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**Open Meeting**

<b>To</b>	Policy and Regulatory Committee
<b>From</b>	Sue O’Gorman General Manager Customer Support
<b>Date</b>	30 September 2020
<b>Prepared by</b>	Emma Kiddie Team Administrator
<b>Chief Executive Approved</b>	Y
<b>Reference#</b>	GOV1318 / 2755542
<b>Report Title</b>	Actions Register – October 2020

**1. EXECUTIVE SUMMARY**

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Purpose of this report is to provide the Policy and Regulatory Committee with an update on Actions arising the previous meeting.

**2. RECOMMENDATION**

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**THAT the report from the General Manager Customer Support be received.**

**3. ATTACHMENTS**

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Policy and Regulatory Committee’s Action Register – October 2020

Date	Action	Team Responsible	Status
31/8/2020	<p><b>Item 6.4 - Update on Policy and Bylaw Review Programme – August 2020</b></p> <p><b>Actions required:</b></p> <ol style="list-style-type: none"> <li>1. Charters for Pokeno Community Committee and Tamahere Community Committee to be included in the Registry of External Policies.</li> <li>2. Livestock Movement Policy and Bylaw and the Stock Underpass Policy to be linked for review.</li> <li>3. Information on the Leasing of Rural Halls to be provided to elected members.</li> </ol>	Community Growth / Stacey Solomon	<ol style="list-style-type: none"> <li>1. These Charters have been added to the master register and will be captured in the next report to the Committee, being 12 October 2020.</li> <li>2. The master register has been updated and these policies will be linked for review. This will be captured in the next report to the committee, being 12 October 2020.</li> <li>3. We are following up with Jordy Wiggins and the Community Venues and Events team.</li> </ol>
	<p><b>Item 6.5 – Approval for Consultation Proposed Waikato District Council Alcohol Control Bylaw 2020</b></p> <p><b>Actions required:</b></p>	Community Growth / Jodi Bell-Wymer	<ol style="list-style-type: none"> <li>1. Consultation and request for feedback has been sent to Hall Committees.</li> <li>2. Option two urban limits was included in the consultation document as an option.</li> </ol>

	<ol style="list-style-type: none"><li>1. Hall Committees to be advised of the consultation process.</li><li>2. Urban limits to be inserted into the consultation document as an option to be considered for all communities.</li><li>3. Communications to provide guidance to communities on what is required when submitting on the draft proposal. Include examples of what types of evidence would be required.</li></ol>		<ol style="list-style-type: none"><li>3. No official information regarding what constitutes evidence was officially put out. However, Jodi Bell-Wymer and Tony Pipe, both attended the Huntly and Raglan Community Board meetings to answer any questions the boards may have had. It was mentioned by Tony that when a submission is made to include any eye-witness accounts, experiences or problematic areas which could be considered evidence - Legislation is not specific as to what evidence is. A further online Zoom drop-in session took place on 22 September 2020 with some other Board and Committee chairs to address their questions.</li></ol>
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### **Open Meeting**

<b>To</b>	Policy & Regulatory Committee
<b>From</b>	Sue O’Gorman General Manager Customer Support
<b>Date</b>	18 <sup>th</sup> September 2020
<b>Prepared by</b>	Jessica Thomas Senior Consents Administrator
<b>Chief Executive Approved</b>	Y
<b>Reference #</b>	GOV1301
<b>Report Title</b>	Delegated Resource Consent Approved for the months of August 2020

## **1. EXECUTIVE SUMMARY**

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This report gives information relating to all delegated Resource Consents processed for the months of August 2020 excluding hearings.

## **2. RECOMMENDATION**

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**THAT the report of the General Manager Customer Support be received.**

## **3. APPOINTMENT OF COMMISSIONERS**

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Commissioners appointed in the month of August 2020

**Ian Munro** Appointed for the hearing scheduled for Monday 23 November 2020 & Tuesday 24<sup>th</sup> November 2020 (if required) of the application by Quattro Property Holdings Ltd to construct and operate a seven unit commercial development which comprises retail, takeaways, a hair salon and superette with associated carparking, signage and earthworks in the Country Living Zone.

## **4. ATTACHMENTS**

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Delegated Authority Reports - attached

- August 2020



# Delegated Authority Report

Period from 1 August 2020 to 31 August 2020

Awaroa ki Tuakau		Ward Total: 19		
Applicant	ID No	Address	Details	Decision
Watercare Services Ltd	DES0002/21	29 Hayward Road TUAKAU	Earthworks, site establishment, building and operation of an interim water treatment plant, water tanks and contractors yard associated with site upgrades.	AcceptPlan
Van Den Brink Poultry Limited	FLUCL05230.05	18 Ryders Road TUAKAU	Change of condition to condition (g) parking and new conditions g(a) and g(b) parking encumbrances in the Business Zone	Granted
Waikato District Council	LUC0008/21	72 George Street TUAKAU	Resource consent is required under the Operative Waikato District Plan – Franklin Section for the addition of a new building and undertaking alterations to the Tuakau Library where the required number of car parking spaces are not provided for on site.	Granted
Faith Group Limited	LUC0010/21	2 Bellenden Crescent POKENO	To undertake earthworks to establish a new dwelling and provide a non-compliant outdoor living court in the Residential 2 Zone.	Granted
Tachelle Consulting Services	LUC0014/21	Horace Russell Road MERCER	Planning Certificate for a change in ownership for the Sale and supply of alcohol - On Licence.	Approved
S D D Tipokoroa, J V Tipokoroa	LUC0020/21	82 Hitchen Road POKENO	Undertake earthworks that exceed the permitted volumes within the Residential 2 Zone to establish a suitable building platform for a residential dwelling	Granted
Boston Incorporation Limited	LUC0025/21	52 Hillpark Drive POKENO	Construction of a single dwelling with attached garage, failing earthworks cut depth and setback standards in the Residential 2 Zone	Granted
S P Sankey, A M Sankey	LUC0028/21	44 Rapana Drive TUAKAU	To erect a dwelling which has an attached garage that encroaches into the road setback for garages	Granted

# Delegated Authority Report

Period from 1 August 2020 to 31 August 2020

			and has an outdoor living court which includes a 'building' in the Rural-Residential Zone	
B Mio, M Tapaevalu	LUC0038/21	105 Hillpark Drive POKENO	Building coverage exceedance for a dwelling in the Residential 2 Zone.	Granted
L Robinson, R Robinson	LUC0042/21	8 Calder Crescent POKENO	Construction of a dwelling in the Residential 2 Zone that infringes on the 6 metre diameter Outdoor Living Court Area	Granted
Double 9 Limited	LUC0043/21	25 Market Street POKENO	Planning Certificate application for The Bottle-O Pokeno store.	Approved
Summit Homes NZ Limited	LUC0050/19	60 Munro Road POKENO	Alteration of a building to install a second kitchen creating a second dwelling in the Residential 2 Zone with an outdoor living court that fails the minimum diameter by 0.6 m and the minimum size by 30 m <sup>2</sup> .	Granted
Janelle Homes Ltd	LUC0050/21	6 Kirklee Lane POKENO	Earthworks to construct a building platform for a dwelling that exceeds the maximum permitted cut depth of 1.5 m by 0.6 m and fill height of 1.5 m by 0.3 m. Construction of a dwelling with an outdoor living court inside the southern quadrant of the property.	Granted
D J P Gussey	LUC0420/20	76 Geraghtys Road TUAKAU	To establish two attached household units within one residential building in the Franklin Rural Zone.	Granted
C K Muthuramalingam	LUC0481/20	46 Harriet Johnston Drive POKENO	Construct a principal dwelling with an attached second dwelling which fails outdoor living court, setbacks and onsite manoeuvring requirements in the Franklin Residential 2 Zone.	Granted
Pokeno Village Holdings Limited	SUB0132/19.01	201 Hitchen Road POKENO	Application to split Stage 13A into 13A1 and 13A2 and alter some of the 224c timing conditions along with	Granted

# Delegated Authority Report

Period from 1 August 2020 to 31 August 2020

			consequential changes to Stage 13B conditions as a result of changes to Stage 10 (SUB0276/18.02).	
J M Aarts	SUB0157/20	240 Pukekohe East Road PUKEKOHE	Undertake a boundary adjustment between two records of title in the Franklin Rural Zone.	Granted
Pokeno Village Holdings Limited	SUB0161/20	119 Hitchen Road POKENO	To create 13 vacant residential lots on land zoned Residential 2 with one JOAL.	Granted
J C Balchin, M D Balchin	SUB0346/18	27 Macks Road POKENO	Application for Concept Plan for a proposed two staged, seven lot development within the Village Zone.	Granted

## Eureka Ward Total: 2

Applicant	ID No	Address	Details	Decision
Matangi Hillcrest Sports Club Incorporated	LUC0491/20	643 Tauwhare Road TAUWHARE	Planning Certificate for the Sale and supply of alcohol – Club License	Approved
I D W Ross, J L Ross	SUB0003/21	598 Ruakura Road NEWSTEAD	Partial surrender of a conditional easement in association with S348 to create a right of way at 598 Ruakura Road	Granted

## Hukanui - Waerenga Ward Total: 7

Applicant	ID No	Address	Details	Decision
Urban Property Group LP	LUC0127/20.01	328C Gordonton Road ROTOTUNA	S127 to change/cancel conditions 1, 4 and 5 of resource consent LUC0127/20 to provide for a building coverage and earthworks increase to construct a shed.	Granted
Urban Homes NZ Limited	LUC0339/20.01	328A Gordonton Road ROTOTUNA	S127 Application to change Condition 1 and 3 and the addition of condition 3A of LUC0339/20.	Granted

# Delegated Authority Report <sup>20</sup>

Period from 1 August 2020 to 31 August 2020

Redline Holdings Limited	LUC0532/18.02	2189 Gordonton Road GORDONTON	Change of conditions to allow a Taco Bell restaurant and associated signage to be constructed and operate on site instead of Retail Building 2 (B) which is restricted to retail activities, as imposed under the original consent decision. Conditions 1, 3, 5, 9, 10, 12, 26 and 27 need to be amended, imposed as part of the original consent decision.	Granted
J Titulaer, K Titulaer	SUB0007/21	400 Dawson Road TAUPIRI	Undertake general subdivision to create one additional allotment that does not comply with vehicle separation distance in the Rural Zone.	Granted
H Singh	SUB0088/20	131 Tenfoot Road ORINI	Undertake a General Subdivision in the Rural Zone to create one additional allotment.	Granted
Murvale Farm Limited	SUB0155/20	603 Matahuru Road MATAHURU	Undertake a boundary relocation between two viable Records of Title in the Rural Zone with a non-compliance relating to Child Title size.	Granted
Chardor Global Investments Limited	SUB0163/20	1779 Gordonton Road TAUPIRI	To undertake boundary relocation between to record of titles that is under different ownership and will result in both allotments being over 20ha in the Rural Zone.	Granted

## Huntly Ward Total: 4

Applicant	ID No	Address	Details	Decision
S M Driver	LUC0034/21	98 Bailey Street HUNTLY	To undertake earthworks and alterations to an existing dwelling and construct a new carport within the Huntly East Mine Subsidence Area and in a Flood Risk Area.	Granted
J E Nickel, G I Ashford	LUC0049/21	25 Kauri Lane HUNTLY	To construct an extension to an existing building that will encroach upon a boundary setback, and which will be partly used as a dependent person's dwelling where there is no shared outdoor	Granted

# Delegated Authority Report <sup>21</sup>

Period from 1 August 2020 to 31 August 2020

			living court, and where the existing vehicle entranceway is unable to comply with the minimum separation distance, within the Country Living Zone.	
Webb Trustees Limited	LUC0318/20.01	65 Harris Street HUNTLY	Objection to the decision to Decline LUC0318/20 to establish a second dwelling on a site in the Living Zone.	Granted
Design Subdivisions Limited	LUC0493/20	19 Starr Street HUNTLY	To relocate a second hand dwelling to the site, that will be the second dwelling on the site for a temporary period and that is unable to meet onsite car parking requirements, in the Living Zone.	Granted

## Newcastle Ward Total: 3

Applicant	ID No	Address	Details	Decision
P J L Christensen, R M Christensen	LUC0438/20	494 Ngaruawahia Road NGARUAWAHIA	Construction of a dwelling in the Rural Zone that encroaches on a side boundary setback	Granted
S J I Readman, B M Readman, TK Airfield Land Limited	SUB0010/21	98 Limmer Road TE KOWHAI	Boundary Relocation between two properties in the Rural Zone that are less than 20 ha in area with records of titles issued later than 06 December 1997. The creation of a new lot boundary that will cause 25 m setback encroachment from an existing building by 23.5 m.	Granted
M J Clark, N Kumar	SUB0065/18.01	56 Lockerbie Lane WHATAWHATA	To amend the conditions of consent of SUB0065/18 to change condition I and include two new conditions to reflect an additional right of way area.	Granted

## Ngaruawahia Ward Total: 6

Applicant	ID No	Address	Details	Decision
Parangon Building Limited	LUC0015/21	21 North Street NGARUAWAHIA	To construct a new dwelling where the earthworks required exceeds the permitted volume and includes imported fill, and that is unable to meet onsite car parking requirements, and where the existing vehicle entranceway	Granted

# Delegated Authority Report <sup>23</sup>

Period from 1 August 2020 to 31 August 2020

			is unable to achieve minimum separation distance, within the Living Zone.	
C J Patterson, E M Patterson	LUC0046/21	75 Galbraith Street NGARUAWAHIA	Construct a second Dependent Persons Dwelling (DPD) on a site in the Country Living Zone where the second DPD is within the setback to the northern boundary; within the setback to an intensive farming activity; and, where total permitted building coverage is exceeded.	Granted
M R Sinclair	LUC0482/20	27B Struve Street NGARUAWAHIA	To construct a garage that does not comply with on-site manoeuvring, setback from the road boundary, setback from other boundaries, and protrudes through daylight admission in the Living Zone.	Granted
Barnsview Farms Limited	SUB0011/21	277 Driver Road TAUPIRI	Four Lot Rural Subdivision creating one additional allotment and boundary relocating two further allotments as a non-complying activity and allowing three dwellings within the balance allotment.	Granted
Mountain View Developments	SUB0160/20	28 Button Lane TAUPIRI	To create two additional lots in the Living Zone and in the Residential Zone of the Proposed District Plan where entranceways will be deferred until building consent time.	Granted
V L Blanchett, A M Starnes	SUB0165/20	2848A River Road NGARUAWAHIA	To create three additional lots in the New Residential Zone where entranceways do not comply with sight and separation distances and additional traffic will be generated.	Granted
<b>Onewhero-Te Akau</b>		<b>Ward Total: 2</b>		
<b>Applicant</b>	<b>ID No</b>	<b>Address</b>	<b>Details</b>	<b>Decision</b>
L J Crisp, D L Crisp	SUB0012/21	90 Fleming Road TUAKAU	To revoke in full the existing Right of way easement on Survey Plan DP519512	Granted

# Delegated Authority Report <sup>23</sup>

Period from 1 August 2020 to 31 August 2020

H E Smythe, G B Smythe	SUB0273/17.03	600 Onewhero-Tuakau Bridge Road TUAKAU	To change conditions relating to the provision of power and telecommunications for Lot 8	Granted
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Raglan		Ward Total: 7		
Applicant	ID No	Address	Details	Decision
Parangon Building Limited	LUC0017/21	21 Rangitahi Road RAGLAN	A new dwelling that protrudes through the eastern boundary height control plane and where earthworks to create the building platform are in exceedance of permitted volumes within the Rangitahi Living Zone.	Granted
D J Gardner, L A Gardner	LUC0027/21	4 Pekapeka Street RAGLAN	Operative District Plan To construct a dwelling that will protrude through the daylight admission height control plane and where the total earthworks volume exceeds that permitted, in the Rangitahi Living Zone. Proposed District Plan To undertake earthworks within a Significant Natural Area for works associated with the construction of a dwelling, within the Rangitahi Peninsula Zone.	Granted
T R Mason	LUC0153/19.01	11 Earles Place RAGLAN	Application to amend condition 1, delete conditions 3, 4, 5 & 6 and add condition 3a of LUC0153/19 to reflect changes in the approved plans.	Granted
Lee Property Solutions Limited	LUC0201/20.01	78M Greenslade Road RAGLAN	Variation to Conditions 1 (General Accordance), 3 (Height Encroachment) and 9 (Surveyors Certificate) for a dwelling that encroaches the height control plane in the Living Zone	Granted
L R Shortland, Rakaunui IB Ahu Whenua Trust, A Jackson, M Newton-Kare Kare, K Clarke, M Thompson, P Waretini	LUC0423/20	113 Wainui Road RAGLAN	To construct a new private road that will service more than 3 activities and associated earthworks to prepare the site for Papakainga housing in the Pa Zone of the Operative District Plan and development within the 32 metre waterbody setback in the Rural Zone of the Proposed District Plan	Granted

# Delegated Authority Report <sup>24</sup>

Period from 1 August 2020 to 31 August 2020

K S Bettley, O S Gansell	LUC0475/20	472 Wainui Road RAGLAN	To relocate a used building to the site, that will encroach upon the permitted setback from a neighbouring boundary, will exceed the permitted gross floor area of all accessory buildings and where the existing vehicle entrance fails minimum separation distance, in the Country Living Zone.	Granted
R S Janson	SUB0132/18	450 Te Mata Road TE MATA	Conservation House subdivision creating three additional allotments in exchange for the protection of areas of indigenous vegetation, at a site within the Rural Zone	Granted

## Tamahere Ward Total: 1

Applicant	ID No	Address	Details	Decision
S J Harrison	LUC0052/21	11A Platinum Place TAMAHERE	To construct an accessory building within the Country Living Zone that exceeds 80m <sup>2</sup> and will encroach the permitted setback from an adjoining property.	Granted

## Whangamarino Ward Total: 8

Applicant	ID No	Address	Details	Decision
M A Bishop, S M Bishop	FST0001/21	248B Mangatangi Road MANGATANGI	Relocate a used dwelling onto a property within the Rural Zone.	Granted
G Lata	LUC0024/21	5 Rongopai Close TE KAUWHATA	To construct a dwelling within the Living Zone Te Kauwhata West that exceeds building coverage, impervious surfaces and with a proposed garage located closer to the road than any other part of the building.	Granted
G W Hunt, L J Stenbert	LUC0035/21	131 Wattle Road TE KAUWHATA	Extend existing dwelling, exceeding building coverage, and setback rules in the Rural Zone	Granted
J D Napier, A H Napier, S R Watts	LUC0040/21	1 Muscat Place PVT TE KAUWHATA	To construct a dwelling and a dependent person's dwelling on a site less than 900m <sup>2</sup> in area, which is unable to meet onsite car parking requirements, and where the required earthworks exceed the permitted volume and include	Granted



# Delegated Authority Report <sup>25</sup>

Period from 1 August 2020 to 31 August 2020

			imported fill, in the Living Zone Te Kauwhata West.	
H B Clow	LUC0045/21	86 Plantation Road TE KAUWHATA	To undertake a rural industrial activity for the processing and storage of honey with associated earthworks which exceed the permitted area in the Rural Zone.	Granted
Paragon Building Limited	LUC0461/20	7 Syrah Grove TE KAUWHATA	To construct a dwelling and associated paving that exceeds earthworks volume, area and impervious surface, retaining wall that is within 1.5m from the boundary and locate 2 stormwater tanks within the building setback that exceed 1m in height in the Living Zone Te Kauwhata West.	Granted
Holdom Family Trust	SUB0095/20	567 Island Block Road MEREMERE	Subdivision consent application to create one General Lot and four Conservation Lots through the protection of approximately 17 hectares of a Naturally Functioning Freshwater Wetland being a Significant Natural Area (SNA).	Granted
Hornsby Earthmovers Limited	SUB0107/17.03	40 Te Kauwhata Road TE KAUWHATA	Application to change or cancel the consent conditions of SUB0107/17.02 under S127 of the Resource Management Act 1991 (RMA) to reflect the revised staging for the subdivision and various other changes proposed.	Granted

### Open Meeting

<b>To</b>	Policy and Regulatory Committee
<b>From</b>	Vishal Ramduny Acting General Manager Community Growth
<b>Date</b>	24 September 2020
<b>Prepared by</b>	Stacey Solomon Corporate Planner
<b>Chief Executive Approved</b>	Y
<b>Reference#</b>	GOV1318 / 2754545
<b>Report Title</b>	Update on Policy and Bylaw Review Programme – October 2020

## 1. EXECUTIVE SUMMARY

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The purpose of this report is to update the Policy and Regulatory Committee on progress made on the Policy and Bylaw Review Programme since August 2020. Staff have worked on a number of bylaws and policies since August 2020. In addition, work is also currently being scoped on other policies and bylaws.

## 2. RECOMMENDATION

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**THAT the report from the Acting General Manager Community Growth be received.**

## 3. BACKGROUND AND UPDATE

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### Progress made

Policies and bylaws are key decision-making and regulatory monitoring documents. They need to be kept up-to-date so any decision or enforcement action using the bylaw or policy that is taken by Council is appropriate and consistent.

The following bylaws and policies have had work carried out on them since August (details provided in attachments):

- Alcohol Control Bylaw
- Keeping of Animals Bylaw
- Livestock Movement Bylaw and related policies
- Significance and Engagement Policy.

Worked is being scoped for the following:

- Petitions Policy
- Dog Control Bylaw and Policy

- All Waters-related Policies
- Water Supply Bylaw.

The review timings noted in the attachments are an estimate only. If the committee would like to see the review of a policy or bylaw fast-tracked, then direction for staff is requested so that another review can be re-prioritised or delayed. This is because resourcing in the Corporate Planning team as well as from subject matter experts is limited.

Staff plan to present a report for the revocation of the following external policies at the November Policy and Regulatory Committee Meeting (as noted in attachment 2 of the staff report):

- Control of Coastal Erosion on Council Reserves
- Temporary Road Closures and Events on Roads and Banners
- Code of Conduct – Council and Community Committees
- Leasing – Rural Halls.

## **Policies**

Council has a number of policies that relate to a broad range of Acts. These policies cover a variety of activities and while some are on legislated review cycles, policies not required by legislation are intended to be reviewed every 3-5 years or as required. Policies that are required by legislation are generally given higher priority than those that are not.

## **Bylaws**

Under s.156 of the Local Government Act 2002 (LGA), bylaws must be reviewed 5 years after they are made and every 10 years thereafter. The LGA gives a grace period of 2 years (ie years 6 and 7 of the bylaw on its first review or years 11 and 12 on the second review cycle), within which the bylaw must be reviewed or it will expire automatically two years after the date on which it should have been reviewed by. It is generally considered best practice to review a bylaw before the start of the grace period.

## **Review Process**

The process of review often starts with discussion in a Council workshop environment to identify any improvements / corrections / issues related to the policy or bylaw. Once these have been discussed and considered by Council, staff work through these and produce a report seeking consultation approval from the Policy and Regulatory Committee. Consultation then occurs as appropriate under s.82 or s.83 (which includes a hearing) of the LGA. The results of the consultation are presented to the committee who can request further changes or corrections to the policy or bylaw in response to submissions. The committee may recommend that the Council formally adopt the policy or bylaw. The adopted policy or bylaw is publicly notified, and the review is complete. The whole process can take anywhere from 6 to 18 months depending on the complexities of the document and related issues.

A review may be triggered by a legislated review period or change in legislation, a political driver or an issue having been identified that requires an amendment.

## **4. ATTACHMENTS**

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The following are attached to this report:

1. Register of bylaws
2. Register of external policies.

NOTE: Attachment 2 - Policies in red indicate they are overdue for review, policies in green are current and policies in beige have been tagged to be revoked. Charters are noted in purple.

## Register of Bylaws

Bylaw	Status	Priority	Full Review Date	Bylaw Revoked (full review + 2 years)	P&R to approve draft for Consultation	Consultation	P&R Committee to recommend adoption	Progress Made at August 2020	Progress Made at October 2020	Comments	Related Legislation
<b>Alcohol Control Bylaw</b>	new	1	Dec-18	Dec-18	Aug-20	Sep-20	Nov-20	Police have provided evidence to assist in drafting bylaw as required by legislation. Workshop with Councillors in August 2020 for staff to confirm Council's position and prepare documents for consultation. Consultation Approval Report to P&R August 2020, Report to November P&R for recommendation to Council to adopt new Bylaw at CCL December 2020 meeting.	Consultation on this bylaw opened 2 September and closed 5 October. Submitters are invited to attend a hearing scheduled for 27 October, after which deliberations will occur, with the adoption of a final bylaw anticipated in December 2020.	S.11 of the Local Government Alcohol Reform Amendment Act 2012 gave all existing bylaws made prior to the commencement of the act an expiration date of December 2018	Sale and Supply of Alcohol Act 2012 and the Local Government (Alcohol Reform) Amendment Act 2012
<b>Livestock Movement Bylaw</b>	new	2	Jul-17	Jul-19	May-21	Jun-21	Sep-21	Earlier this year the Legal team confirmed this bylaw had lapsed without review in July of 2019. Work has started again to make a new bylaw and a number of councillors have been identified as being able to assist with the creation of this bylaw. A meeting with Federated Farmers has been scheduled for September.	Staff have met with Federated Farmers to discuss the review of this bylaw, with further meetings planned for later in 2020. The Livestock Movement Policy and the Stock Underpass Policy are also to be reviewed concurrently with the bylaw.		Land Transport Act 1998
<b>Water Supply Bylaw 2014</b>	current	3	Oct-19	Oct-21	May-21	Jun-21	Sep-21	Watercare has been advised of upcoming review of the bylaw. A consultant has been engaged and it is anticipated the review process will start end of 2020 with consultation first half of 2021	Policies related to the bylaw are currently being scoped for review – waters-related policies and the bylaw will be reviewed concurrently.		Health Act 1956
<b>Speed Limit Bylaw 2011</b>	expired	4	Jun-16	n/a	TBC	TBC	TBC	This bylaw has expired but is still enforceable. Council have consulted with the community for the last 3-4 years on the schedules to the bylaw - this part of the process was completed this year. Staff will be looking into the review of this bylaw within the next 2 years. Should Council wish for this review to occur earlier then a discussion around reprioritisation will need to occur.	This bylaw has expired but is still enforceable. Staff will be looking into the review of this bylaw within the next 2 years	Section 6 of the Land Transport (Speed Limits Validation and Other Matters) Act 2015 validates the Speed Limits Bylaw ie: this bylaw can expire but cannot lapse	Land Transport Act 2015
<b>Dog Control Bylaw 2015</b>	Reached start of 2 year grace period	5	May-20	May-22	May-21	Jun-21	Sep-21	Animal Control Team advised of grace period having been reached. AC Team to look into resourcing for the review with first Council workshop (tentatively) September/October 2020	Work for this bylaw review is being scoped. The Dog Control Policy will need to be reviewed concurrently with the bylaw.	Dog Control Policy must be reviewed at the same time (s.10AA Dog Control Act).	Dog Control Act 1996

<b>Keeping of Animals Bylaw 2015</b>	Reached start of 2 year grace period	6	May-20	May-22	Nov-20	Nov-20	Mar-21	First Workshop with Council was held in July 2020. Workshop feedback to be collated and drafted into bylaw for further consideration at follow up workshop August/September 2020.	Staff have completed a second workshop with Council (September) and are now preparing a draft bylaw for legal review and then approval for consultation from P&R in November 2020.		Health Act 1956
<b>Freedom Camping Bylaw 2016</b>	current	7	Oct-21	Oct-23	Sept-21	Oct-21	Feb-22	Query received from RCB in July regarding timings of the review. Advised work on the review unlikely to occur before July 2021, should Council wish for this review to occur earlier then a discussion around reprioritisation will need to occur.	Work on the review unlikely to occur before July 2021.		Freedom Camping Act 2011
<b>Public Places Bylaw 2016</b>	current	8	Apr-21	Apr-23	Sept-21	Oct-21	Feb-22	Work has not yet started on this bylaw review. Noted that the Part 2 - Parking as well as the related schedules will need particular consideration when the bylaw is reviewed. The bylaw, when it is reviewed, will be rationalised to provide more clarity and consistency with other policies and bylaws we have. At this time The Public Places Bylaw is a "catch-all" and deals with many different issues.	Work has not yet started on this bylaw review.		Land Transport Act 1998
<b>Cemeteries Bylaw 2016</b>	current	9	Jul-21	Jul-23	TBC	TBC	TBC	An amendment was made to this bylaw during 2019. Work has not yet started on this bylaw review.	Work has not yet started on this bylaw review.		Burial and Cremation Act 1964
<b>Reserves and Beaches Bylaw 2016</b>	current	10	Sep-21	Sep-23	TBC	TBC	TBC	Work has not yet started on this bylaw review.	Work has not yet started on this bylaw review.		Reserves Act 1977
<b>Trade Waste and Wastewater Bylaw 2016</b>	current	11	Sep-21	Sep-23	TBC	TBC	TBC	Work has not yet started on this bylaw review.	Work has not yet started on this bylaw review.		Health Act 1956
<b>Solid Waste Bylaw</b>	new	-	-	-	-	-	-	The development of this bylaw is in response to the action plan contained in the Waste Minimisation Management Plan (WMMP)			

## Register of External Policies

	Council (WDC/FDC)	Group	Policy Owner	Date approved	Next review date	Required under Statute? If so, which act?	Comments	Status	Update since last Committee meeting?
Control of Coastal Erosion on Council Reserves	FDC	Customer Support	Megan May (Community Connections Manager)	Jan 1997	Jan 2001	N/A	Much of this policy is now contrary to current thinking around foreshore / erosion management. Useful content has been identified and will be included as appropriate into other policies/plans/documents. Staff have been consulted and recommend that the policy be revoked. Report recommending revocation to go to November 2020 P&R.	REVOKE	
Temporary Road Closures and Events on Roads and Banners	WDC	Service Delivery	Ross Bayer (Roading Team Leader)	Jan 2008	Jan 2011	N/A	Unable to locate, recommend revoking. Report recommending revocation to go to November 2020 P&R.	REVOKE	
Code of Conduct – Council and Community Committees	WDC	Governance	Brendan Stringer (Democracy Manager)	Oct 2013	Oct 2016	N/A	This Policy is redundant. All that is required by legislation is for the Council to have a Code of Conduct in Place, which was revised and approved at the Council meeting in December 2019. No additional Policy is required, and staff don't believe it would be helpful to have such a policy. Revoke/discard. Report recommending revocation to go to November 2020 P&R.	REVOKE	
Leasing – Rural Halls	FDC	Service Delivery	Jordy Wiggins (Community Venues and Events Team Leader)	Jan 1998	Jan 2001	N/A	This policy is no longer relevant as per the Terms of Reference that now cover our halls that are receiving a targeted rate. At this time, any leases for community halls would fall under the Community Leasing Policy (this sits with the Properties team). Recommend this policy for revocation. Report recommending revocation to go to November 2020 P&R.	REVOKE	YES – identified for revocation
Vehicle Crossings	FDC	Service Delivery	Ross Bayer (Roading Team Leader)	Jan 1997	Jan 2000	N/A		REVIEW	
Reserve Contributions & Conservation Covenants	WDC	Service Delivery	Megan May (Community Connections Manager)	Jan 1998	Jan 2001	N/A		REVIEW	
Control of Business Advertising Signs/Displays in public places	FDC	Customer Support	Tanya O'Shannessey (Monitoring Team Leader)	Jan 1998	Jan 2002	N/A		REVIEW	
Sponsorship of, and advertising on, council properties and assets	WDC	Service Delivery	Megan May (Community Connections Manager)	Jan 2002	Jan 2005	N/A	Higher priority. Megan to check with Gavin if he wants it to go to Council. Review with Plaques Memorials and Monuments Policy	REVIEW	
Rating for services		Finance	Alison Diaz (Chief Finance Officer)	Jan 2005	Jan 2008	N/A	Review all rating policies together	REVIEW	
Stock Underpass Policy	WDC	Service Delivery	Ross Bayer (Roading Team Leader)	Dec 2006	Dec 2009	N/A	Needs to be reviewed in conjunction with the Livestock Movement Bylaw during 2020/21	REVIEW	YES – to be timed with the Bylaw review currently underway
Bus Shelter - Public and Private	WDC	Service Delivery	Ross Bayer (Roading Team Leader)	Jan 2007	Jan 2010	N/A		REVIEW	

Fencing - Council Reserves Land	WDC	Service Delivery	Nicolas Wells (Strategic Property Manager)	Jan 2007	Jan 2010	N/A		REVIEW	
Non-Standard Road Name Signs and Entrance Structures	FDC	Service Delivery	Ross Bayer (Roading Team Leader)	Not stated	Not stated	N/A		REVIEW	
Cellular Network Site Policy	FDC	Customer Support	Ana Maria d'Aubert (Consents Manager)	Jan 2008	Jan 2011	N/A		REVIEW	
Footpath prioritisation	WDC	Service Delivery	Ross Bayer (Roading Team Leader)	Jan 2009	Jan 2011	N/A		REVIEW	
Funding for road closures for community events	WDC	Community Growth	Lianne van den Bemd (Community Development Adviser)	Jan 2009	Jan 2011	N/A		REVIEW	
Rating Rural Community Centre Areas	FDC	Finance	Alison Diaz (Chief Finance Officer)	Jan 2009	Jan 2012	N/A	Review all rating policies together	REVIEW	
Relocatable Home Parks & Camping Grounds Policy	FDC	Service Delivery	Megan May (Community Connections Manager)	Jan 2009	Jan 2012	N/A		REVIEW	
Roadside weedspraying – no spray zones	WDC	Service Delivery	Ross Bayer (Roading Team Leader)	Jan 2009	Jan 2012	N/A		REVIEW	
Rural road lighting prioritisation	WDD	Service Delivery	Ross Bayer (Roading Team Leader)	Jan 2009	Jan 2012	N/A		REVIEW	
Vehicle Entrance Policy	WDC	Service Delivery	Ross Bayer (Roading Team Leader)	Jan 2009	Jan 2012	N/A		REVIEW	
Application of Interest to Council Reserves Policy	WDC	Finance	Alison Diaz (Chief Finance Officer)	Jan 2010	Jan 2013	N/A		REVIEW	
Leases to Individuals and Commercial Organisations Policy	WDC	Service Delivery	Nicolas Wells (Strategic Property Manager)	Jan 2010	Jan 2013	N/A	Will be merged into General Occupancy Policy. Revoke once General Occupancy Policy is reviewed.	REVIEW	
Leasing of Reserve Land	WDC	Service Delivery	Nicolas Wells (Strategic Property Manager)	Jan 2010	Jan 2013	N/A		REVIEW	
Property Management	WDC	Service Delivery	Nicolas Wells (Strategic Property Manager)	Jan 2010	Jan 2013	N/A		REVIEW	
Trade Waste Bylaw Charging Policy	FDC	Service Delivery	Roger MacCulloch General Manager Service Delivery)	Jan 2010	Jan 2013	N/A		REVIEW	
Livestock Movement Policy	WDC	Service Delivery	Ross Bayer (Roading Team Leader)	Jan 2011	Jan 2014	N/A	Needs to be reviewed in conjunction with the Livestock Movement Bylaw during 2020/21	REVIEW	YES – to be timed with the Bylaw review currently underway
Road Closure for Motor Sport Events Policy	WDC	Service Delivery	Gareth Bellamy (Road Safety Engineer)	Mar 2012	Mar 2015	N/A	To be reviewed in Jan 2021	REVIEW	
Refuse Collection and Disposal	WDC	Service Delivery	Phil Ellis (Solid Waste Team Leader)	Jan 2014	Jan 2017	N/A		REVIEW	
Appointing Directors and Trustees to Council Controlled Organisations Policy	WDC	Governance	Chief Executive	Feb 2014	Feb 2017	N/A		REVIEW	
Heritage Policy	WDC	Community Growth	Betty Connolly (Planner-Community development)	Apr 2014	Apr 2017	N/A	Hold off for now- Wait for work around Heritage Strategy to provide a better direction	REVIEW	



Easements Policy	WDC	Service Delivery	Roger MacCulloch (General Manager Service Delivery)	Dec 2014	Dec 2017	N/A		REVIEW	
District Tree Policy	WDC	Service Delivery	Megan May (Community Connections Manager)	Apr 2015	Apr 2018	N/A		REVIEW	
Declaration on Open and Transparent Government Policy	WDC	Information Management	Geoff King (Chief Information Officer)	Jun 2015	Jun 2018	N/A		REVIEW	
Rural Halls – Administration Services for	FDC	Service Delivery	Megan May (Community Connections Manager)	Jan 1997	Jan 2000	P & R Committee	The contents of this policy are now covered under the Terms of Reference for halls. Delete when General Halls Policy is adopted	REVIEW	
Petitions Policy	WDC	Community Growth	Melissa Russo (Corporate Planning Team Leader)	Dec 2015	Dec 2018	N/A	Looking in to replacing the policy with a set of guidelines. Progress anticipated by October 2020.	REVIEW	YES – staff will be preparing material to workshop with Council before end of 2020.
Roadside Fencing Policy	WDC	Service Delivery	Ross Bayer (Roading Team Leader)	Mar 2016	Feb 2019	N/A		REVIEW	
Plaques, Memorials and Monuments Policy	WDC	Service Delivery	Megan May (Community Connections Manager)	Sep 2016	Sep 2019	N/A		REVIEW	
Grass Verge Policy	WDC	Service Delivery	Roger MacCulloch (General Manager Service Delivery)	Sep 2016	Oct 2019	N/A		REVIEW	
Significance and Engagement Policy	WDC	Community Growth	Corporate Planner	Oct 2014	Oct 2020	Local Government Act 2002	Currently being reviewed as part of LTP 2021-31. Proposed amendments to the policy were presented to Councillors and Community Board and Committee Chairs in June, and the P&R Committee received a report on this Policy in July 2020. The amendments proposed largely reflect changes to the LGA and provide more flexibility for determining the significance of an issue or decision.	Current	YES – Consultation on this policy occurred in August / September 2020
Risk Management Policy	WDC	Projects and Innovation	Katja Jenkins (Risk Advisor)	Mar 2018	Mar 2021	N/A		Current	
Development Contributions Policy 2018	WDC	Community Growth	Trish Forsyth (Development Contributions Officer)	Jun 2018	Jun 2021	Local Government Act 2002	Need to include a superseded or “date valid between” clause.	Current	

Discretionary Grants Policy	WDC	Community Growth	Lianne van den Bemd (Community Development Adviser)	Jun 2018	Jun 2021	N/A		Current	
Gambling Venues Policy	WDC	Customer Support	Tony Pipe (Regulatory Manager)	Oct 2018	Oct 2021	Gambling Act 2003 and Racing Act 2003		Current	
Treasury Risk Management Policy (including Liability and Investment Policies)	WDC	Finance	Alison Diaz (Chief Finance Officer)	Dec 2018	Dec 2021	Local Government Act 2002		Current	
Easter Trading Policy	WDC	Community Growth	Melissa Russo (Corporate Planning Team Leader)	Apr 2017	Apr 2022	N/A		Current	
Local Alcohol Policy 2017	WDC	Customer Support	Tony Pipe (Regulatory Manager)	Dec 2016	Dec 2022	N/A		Current	
Psychoactive Substances Policy	WDC	Customer Support	Tony Pipe (Regulatory Manager)	Jul 2019	Jul 2024	N/A		Current	
Library Policy	WDC	Customer Support	Brian Cathro (Customer Delivery Manager)	Oct 2019	Oct 2024	N/A	Replaces Library services policy and library lending policy. New single policy. Incorporates aspects of Library Services Policy and Library Lending Policy.	Current	
Strategic Land Acquisition and Disposal Policy	WDC	Service Delivery	Nicolas Wells (Strategic Property Manager)	Oct 2019	Oct 2024	N/A		Current	
Water Policy	WDC	Service Delivery	Roger MacCulloch (General Manager Service Delivery)	Sept 2016	Sept 2021	N/A	To be reviewed concurrently with the Water Supply Bylaw	Current	YES – work will be scoped to occur with the review of the Water Supply Bylaw
CHARTER - Meremere Community Committee Charter	WDC	Governance	Brendan Stringer (Democracy Manager)	Oct 2013	Oct 2016	N/A	This was updated after the 2016 elections and will shortly be reviewed for this triennium. Therefore, no need for separate policy to be in place in addition to the Charter itself. Once charters have been updated and all delegations have been reviewed, the policy can be revoked.	To be revoked	
CHARTER - Te Kauwhata Community Committee Charter	WDC	Governance	Brendan Stringer (Democracy Manager)	Oct 2013	Oct 2016	N/A	Was updated after the 2016 elections (current versions in the Delegations Register) and will shortly be reviewed for this triennium. Again, no need for separate policy to be in place in addition to the Charter itself. Once charters have been updated and all delegations have been reviewed, this can be revoked.	To be revoked	
CHARTER – Pokeno Community Committee	WDC	Governance	Brendan Stringer (Democracy Manager)	Oct 2013	Oct 2016	N/A	Once charters have been updated and all delegations have been reviewed, this can be revoked.	To be revoked	YES – Added to register

CHARTER – Tamahere Community Committee	WDC	Governance	Brendan Stringer (Democracy Manager)	Oct 2013	Oct 2016	N/A	Once charters have been updated and all delegations have been reviewed, this can be revoked.	To be revoked	YES – Added to register
Backflow Prevention Policy	FDC	Service Delivery	Roger MacCulloch (General Manager Service Delivery)	Jan 2008	Jan 2011	Health (Drinking Water) Amendment Act 2007	<del>Retain, will need to be updated shortly. Merge Water Policy, Backflow Prevention Policy and Flow Restrictor Removal and Reinstallation in Rural and Country Living Zones of the District Policy into one water policy. Was not reviewed with bylaw.</del>  This policy was previously revoked by Council decision WDC1609/07/1/6 (September 2016 meeting)	REVIEW DELETE	YES – removed from register
Flow Restrictor Removal and Reinstallation in Rural and Country Living Zones of the District Policy	WDC	Service Delivery	Roger MacCulloch (General Manager Service Delivery)	Jan 2010	Jan 2013	N/A	<del>Merge Water Policy, Backflow Prevention Policy and Flow Restrictor Removal and Reinstallation in Rural and Country Living Zones of the District Policy into one water policy.</del>  This policy was previously revoked by Council decision WDC1609/07/1/6 (September 2016 meeting)	REVIEW DELETE	YES – removed from register
Water Policy	WDC	Service Delivery	Roger MacCulloch (General Manager Service Delivery)	Jan 2005	Jan 2008	N/A	<del>Merge Water Policy, Backflow Prevention Policy and Flow Restrictor Removal and Reinstallation in Rural and Country Living Zoning of the District Policy into one water policy. Was not reviewed with bylaw.</del>  This policy was previously revoked by Council decision WDC1609/07/1/6 (September 2016 meeting)	REVIEW DELETE	YES – removed from register

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### **Open Meeting**

<b>To</b>	Policy & Regulatory Committee
<b>From</b>	Gavin Ion Chief Executive
<b>Date</b>	25 September 2020
<b>Chief Executive Approved</b>	Y
<b>Reference #</b>	GOV1318
<b>Report Title</b>	Chief Executive's Business Plan

## **1. EXECUTIVE SUMMARY**

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The Chief Executive's Business Plan is a summary of progress on the Chief Executive's Performance Agreement. This report covers 2020/2021 items.

## **2. RECOMMENDATION**

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**THAT the report from the Chief Executive be received.**

## **3. BACKGROUND**

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The Chief Executive's Business Plan is a summary of progress on a number of issues targeted by Councillors.

## **4. DISCUSSION AND ANALYSIS OF OPTIONS**

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### **4.1 DISCUSSION**

The Plan is a summary of progress on specific issues. It enables staff and Councillors to focus on the big issues and ensures that attention is given to those things that really matter.

The Plan is in line with the Chief Executive's Performance Agreement which was updated in June 2020 in preparation for the new financial year.

### **4.2 OPTIONS**

The list of projects has been agreed by Council.

The Plan is consistent with the Chief Executive's Performance Agreement approved through workshops and the meeting of the Chief Executive Performance Review Sub-committee in June 2020.

## 5. CONSIDERATION

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### 5.1 FINANCIAL

Nil at this stage.

### 5.2 LEGAL

As part of undertaking the work detailed in this plan, Council needs to ensure that the approach taken is consistent with the Purpose of Local Government.

In other words, to meet the current and future needs of communities for good quality local infrastructure, local public services and performance of regulatory functions in a way that is most cost-effective for households and businesses.

### 5.3 STRATEGY, PLANS, POLICY AND PARTNERSHIP ALIGNMENT

This report contains the strategic issues that Council is focused on. The Chief Executive's Business Plan has been updated to align to the Chief Executive's Performance Agreement. The underpinning criteria is the council vision of "liveable, thriving and connected communities"

Iwi and Tangata Whenua have been, or will be consulted on at least some of the key projects or initiatives referred to in the report. Iwi are involved as a strategic partner of Council (evidenced at Team Up 2020 and in the Raglan Wastewater Consent renewal process).

Iwi have been engaging in the waters management project and with Council and central government on the Hamilton to Auckland Corridor.

The list has been updated in line with the Chief Executive's Performance Agreement which was updated in June 2020 in preparation for the new financial year.

### 5.4 ASSESSMENT OF SIGNIFICANCE AND ENGAGEMENT POLICY AND OF EXTERNAL STAKEHOLDERS

The report does not trigger any concerns about significance of the projects being discussed.

Highest levels of engagement	Inform	Consult	Involve	Collaborate	Empower
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	The report provides a summary of what progress is being made on the various issues. It is for information at this stage of the year.				

State below which external stakeholders have been or will be engaged with:

Planned	In Progress	Complete	
		✓	Internal
	✓		Community Boards/Community Committees
	✓		Waikato-Tainui/Local iwi
	✓		Households
	✓		Business
			Other Please Specify

The assessment depends on the issues involved.

## **6. CONCLUSION**

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The schedule summarises progress on the key issues agreed with Council.

## **7. ATTACHMENTS**

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Chief Executive's KPI worksheet

**Chief Executive's KPIs – 2020/2021**

**Overarching Council Vision: “Liveable, Thriving and Connected Communities”**

**Staff & Wellbeing Vision: “Work Safe, Home Safe”**

Key project/priority	Key deliverables/KPIs		Progress	Final Achievement Met/Not Met
1. Delivery and achievement of LTP year 3 (covers normal business activities, financial and non-financial performance measures and the delivery of the annual work programme)	1.1	The 2020/2021 Annual Plan is delivered within the agreed budget, and in accordance with variations approved by Council. Provide regular updates to the Strategy & Finance Committee on progress.	<p>Planning and co-ordination work underway for the 2020/21 Annual Plan projects and carry forwards from prior years.</p> <p>Approximately \$3.0 million of capital work had been completed by the end of August. Progress is expected to be made in coming months particularly as Watercare proceed with tendered capital projects.</p>	
	1.2	Demonstrate alternative effective approaches to reducing the level of carry forwards.	<p>Several different approaches have been taken. A comprehensive review of the outstanding projects has been completed through Councillor feedback.</p> <p>The Service Delivery General Manager has explained our approach at the August Infrastructure Committee meeting.</p>	
	1.3	Provide evidence (tangible examples) of alignment between the implementation of Council's work plan and the Council vision of Liveable, Thriving and Connected Communities.	<p>The work being undertaken to consider the formation of man whenua forums is an example of attempts being made to improve engagement and to connect with hapu and marae.</p> <p>An electronic newsletter has also been established to provide another point of connection to the community.</p>	
2. To deliver the 2021-2031 Draft LTP	2.1	The 2020-2031 Draft LTP incorporating agreed targeted Covid-19 related areas, is complete by 30 June 2021.	A number of workshops have been undertaken to establish the foundations for the 2021-2031 LTP.	

Key project/priority	Key deliverables/KPIs		Progress	Final Achievement Met/Not Met
	2.2	Ensure the financial sustainability of Council, including staying within banking covenants and treasury policies as a result of Covid-19.	Banking covenants and treasury policies are being met in the context of Covid-19.	
3. Complete the development of a targeted Recovery Plan in respect of Covid-19 for the organisation and the District.	3.1	<p>Ensure the Plan incorporates and defines the role of the Council and organisation as a facilitator, coordinator and/or leader in:</p> <p>a) Getting people sustainably back to work, and the organisation fully effective as quickly as possible.</p> <p>b) Economy and community recovery and development.</p>	<p>3.1 (a) Levels of service are being maintained and technology to support more flexible working is being rolled out or procured as part of a replacement programme. Most of the technology required to enable a more flexible mobile workforce has now been received and will be rolled out in the next few weeks.</p> <p>(b) Economic stimulus is coming through the Raglan Wharf project, Te Awa Cycleway and through grants available to council as a result of the government three waters reform programme. The Council is expected to sign off the Funding Agreement on September 28.</p> <p>A further community and business survey is planned when the wage subsidies finish to get a further update on the economic and social state of our District.</p>	
	3.2	Fully implement all agreed strategies to agreed parameters and deadlines.	The Recovery Plan is still being shaped.	
4. Strategic Management & Delivery (key projects and priorities includes regional and national matters)	4.1	Hamilton to Auckland Corridor - At each performance review, demonstrate the role that the Chief Executive has played in unlocking the opportunities for the Waikato District in relation	<p>The focus at present is to align Waikato 2070 with the Metro Spatial Plan and the detailed business case for the Southern Wastewater Plant (to the south of Hamilton).</p> <p>Council's representative to the Southern</p>	



Key project/priority	Key deliverables/KPIs		Progress	Final Achievement Met/Not Met
		to the Hamilton to Auckland Corridor e.g. objective feedback, tangible progress.	Wastewater Plant Governance Group is making a difference to the discussions and the quality of the decision making.	
	4.2	Strategic Review of Waters Management - Provide updates at each performance review of progress on the strategic review of the waters business and future direction. The updates should focus on the role that the Chief Executive has played in advancing the process.	To date, the Watercare contract is going well. The Waters Governance Board approved participation in the government three waters reform programme – stage 1. This is non-binding but will involve the council in discussions with neighbouring local authorities.	
	4.3	Blueprints - Demonstrate that the Blueprints project aligns with the Council vision, that it will inform the 2021-2031 LTP process, and that it will be communicated with our community.	Work on Blueprints is progressing.	
	4.4	Solid Waste Review - By 30 June 2021, complete a review of solid waste and agree a Council strategy about how waste will be managed in the future, which is aligned with the Council's vision.	A project manager (internal resource) has been appointed to support this project. The project is now advancing through discussion at a recent council workshop.	
5. Partnerships and Relationships (includes relationships with other Councils, NZTA, Iwi and the Waikato District Alliance)	5.1	Provide evidence of initiatives, collaboration and engagement with Iwi, including the key outcomes achieved.	Staff engage with Iwi at a number of levels – meeting with mana whenua, through the Waikato-Tainui Joint Management Agreement and other informal hui.	
	5.2	NZTA – Provide regular updates on how the relationship with NZTA is developing, with	The Mayor and Chief Executive met with the Regional Partnership Director recently to discuss growth opportunities and have also presented to a	

Key project/priority	Key deliverables/KPIs		Progress	Final Achievement Met/Not Met
		particular emphasis on the benefits to Waikato District.	Waikato Regional group .	
6. Staff and Culture (including leadership, engagement and retention)	6.1	Outline what initiatives have been undertaken to strengthen the internal culture and leadership of the organisation, and provide supporting information on the impact of these initiatives.	Staff engagement levels around flexible working has been high. Staff engagement through recent all staff briefings (in person during July and more recently by zoom) has been high. The results of a recent staff survey will be available soon.	
	6.2	Demonstrate progress in relation to the organisational Cultural Enrichment programme. This includes how the programme is developing, is being kept alive and broadening the perspective of staff.	Two additional staff have been employed to support our Iwi and Community Partnership Manager to build our internal and our external capability.	
7. Zero Harm (Work Safe, Home Safe)	7.1	Lead initiatives that clearly demonstrate progress towards safety leadership in the way the organisation operates.	Training undertaken for Councillors regarding the role of officers. A similar course will be run for the remaining Councillors, Chair of Audit & Risk and the Executive Leadership Team. Safety improvements signalled in the KPMG report are being addressed.	
	7.2	Complete the Strategic Plan work for 2020/2021 by 30 June 2021.	The plan has been completed and approved by Council.	
8. Climate Action	8.1	(a) Ensure that a Climate Action Plan is developed and submitted to Council for approval by 31 December 2020.  (b) Give effect to the goals identified in the Climate Action Plan scheduled for	(a) Work on the Climate Action Plan is progressing.  (b) This requires finalisation of the Climate Action Plan with the workplan proceeding in early 2021.	

Key project/priority	Key deliverables/KPIs		Progress		Final Achievement Met/Not Met
		completion in 2020/21 (i.e. before 1 July 2021).			

**Footnote:**

- I. The Chief Executive has agreed to deliver KPIs, subject to any changes due to Council's change of direction on any of the KPIs, in which case such changes would be taken into account.

### Open Meeting

<b>To</b>	Policy and Regulatory Committee
<b>From</b>	Vishal Ramduny Acting General Manager Community Growth
<b>Date</b>	23 September 2020
<b>Prepared by</b>	Kelly Nicolson Senior Policy Planner
<b>Chief Executive Approved</b>	Y
<b>Reference #</b>	GOV1318 / 2756141
<b>Report Title</b>	Submission on the Proposed Waikato District Plan (Stage Two)

## I. EXECUTIVE SUMMARY

The purpose of this report is to inform the Policy and Regulatory Committee of Council's submission on the Proposed District Plan (Stage Two), which was approved by the Submission Forum<sup>1</sup> and lodged prior to the close of submissions at 5pm on 23 September 2020.

The submission was considered necessary to rectify significant inaccuracies in the flood modelling for the Waipa River and a mapping error in the Waikato River flood modelling. The submission also provides scope for the hearings panel, through the submission, to include detailed shoreline mapping of the Coastal Sensitivity Area (Erosion) around the residential zoned properties at Te Akau South and address some other minor issues.

<sup>1</sup> The following excerpt from the Council's "Terms of Reference and Delegations for Council, and Committees of Council," provides details on the Submission Forum and associated processes:

#### **Submissions and legislation**

7. Approve submissions to external bodies/organisations on legislation and proposals that impact governance policy or matters.

**NOTE:** The following process can be used in the event that a submission cannot be presented to the relevant committee prior to the due date for submission:

a. The Mayor, Deputy Mayor and Chairpersons of the Infrastructure, Policy & Regulatory and Strategy & Finance Committees ('the Submission Forum') may jointly approve a submission.

b. Officers will circulate the submission to the Submission Forum for approval, providing at least 24 hours for the review of the submission.

c. Each member of the Submission Forum will confirm by response whether they approve the submission or have any feedback on the submission.

d. Where possible, a consensus of the Submission Forum members should be sought. If required, a majority view will prevail.

e. Any submission approved via this process must be presented to the next relevant committee meeting for noting.

The inaccuracies in the modelling and other issues only became evident during the focused public engagement that occurred following public notification of the Proposed Waikato District Plan (Stage Two) on 27 July 2020. The inaccuracies in the Waipa flood modelling are due to the modelling becoming oversimplified during the process that converted the data from a 'polyline' to a 'polygon'.

A request was made to the Waikato Regional Council to rectify the errors in the Waipa and the Waikato River flood modelling and to confirm if they could provide updated versions of the modelling prior to the close of the submission period.

Due to the timeframes of the submission period and timing of Council committee meetings it was not possible to attain approval for the submission through the Policy and Regulatory Committee prior to the submission period closing and for this reason approval was sought through the Submission Forum. All Councillors were given a short opportunity to provide feedback on the draft submission.

Councillors Gibb and Sedgwick were not involved in the submission preparation, review or approval because of a perceived conflict due to them being on the Hearing Panel.

## **2. RECOMMENDATION**

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**THAT the report from the Acting General Manager Community Growth be received;**

**AND THAT the Policy and Regulatory Committee notes that the approved submission on the Proposed Waikato District Plan (Stage Two), as attached to the staff report, was lodged with the Waikato District Council on 23 September 2020.**

## **3. ATTACHMENTS**

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1. Covering Letter - Waikato District Council Submission on PDP (Stage 2)
2. Form 5 - Waikato District Council Submission on PDP (Stage 2)
3. Table I - Waikato District Council Submission on PDP (Stage 2)

23 September 2020

## **Submission on Proposed Waikato District Plan (Stage 2) Natural Hazards and Climate Change by the Chief Executive of Waikato District Council**

### **Introduction**

1. The attached documents comprise the submission from Waikato District Council's Chief Executive on the Waikato District Proposed District Plan (Stage 2) Natural Hazards and Climate Change and include:
  - (a) This covering letter from the Chief Executive introducing the submission;
  - (b) The completed submission Form 5; and
  - (c) Table I, which replaces the table on page 2 of Form 5.
  
2. Table I outlines the specific provisions and planning maps that the submission seeks to amend in Chapter 15 of the Proposed Waikato District Plan (Stage 2). Table I commences with amendments to specific maps and works through to amendments to the Plan text. The table structure uses the following key headings:
  - (i) Submitter;
  - (ii) Submission point number;
  - (iii) Plan provision or map description;
  - (iv) Position (Support/Amend/Oppose);
  - (v) Summary of Decisions Requested; and
  - (vi) Reason for submission point.

Table I also includes four attachments which are referenced within the table.

3. The submission in Table I identifies a number of errors or omissions in the Plan text and errors in the planning maps of the Proposed Waikato District Plan (Stage 2) and seeks corrective amendments that will improve the administration of the plan, as well as its accuracy and clarity for plan users.

### **Relief sought**

#### Specific relief sought

4. Table I identifies the relief sought in respect of the introductory text, specific plan provisions and planning maps in the form of specific amended wording to the plan text, plan provisions or mapped hazard areas (including data file names where data is owned

by an external agency). Wherever amended wording is sought to a specific provision, the submission expressly defines the text to be amended.

#### General relief

5. Table I does not identify every consequential amendment resulting from the relief sought. As such, this submission also expressly seeks to:
  - (a) Make any consequential amendments resulting from the relief sought in Table I; and
  - (b) Any other change necessary to give effect to the intent of the relief sought in Table I and to achieve the purpose of the Resource Management Act 1991.

#### **Further information**

For clarification of any of the submission points raised in this submission, please contact Will Gauntlett phone 07 824 8633 or email [Will.Gauntlett@waidc.govt.nz](mailto:Will.Gauntlett@waidc.govt.nz) in the first instance.

  
Gavin J Ion  
**CHIEF EXECUTIVE**

**48**  
**Proposed Waikato District Plan –**  
**Stage 2 and Variation 2 Natural Hazards**  
Submission form

ECM Project: DPRPh10-07
ECM # .....
Submission # .....
Customer # .....
Property # .....

RMA Form 5

**Closing date for submissions: 5pm on Wednesday 23 September 2020**

**Submitter details:** (please note that the (\*) are required fields and must be completed)

Name of submitter*:	
Contact person for communications*:	
Agent (if applicable):	
Postal address*:	
Suburb:	Town/City*:
Country:	Postal code*:
Daytime phone:	Mobile:
Email address for submitter*: Email address for agent (if applicable):	
Please tick your preferred method of contact* <input type="checkbox"/> Email <input type="checkbox"/> Postal	Correspondence to* <input type="checkbox"/> Submitter <input type="checkbox"/> Agent <input type="checkbox"/> Both
Trade competition and adverse effects*: <input type="checkbox"/> I could <input type="checkbox"/> I could not gain an advantage in trade competition through this submission. Only if you ticked "I could" above, please check the box that applies: I am <input type="checkbox"/> /am not <input type="checkbox"/> directly affected by an effect of the subject matter of the submission that: (a) adversely affects the environment; and (b) does not relate to trade competition or the effects of trade competition. <b>Note:</b> If you are a person who could gain an advantage in trade competition through the submission, your right to make a submission may be limited by clause 6(4) of Part I of Schedule I of the Resource Management Act 1991	
Would you like to present your submission in person at a hearing? <input type="checkbox"/> Yes <input type="checkbox"/> No  If others make a similar submission I will consider presenting a joint case with them at the hearing. <input type="checkbox"/> Yes <input type="checkbox"/> No	



Please complete a line for every submission point, adding as many additional lines as you need:

<p>The specific provisions of the proposal that my submission relates to e.g provision number, map or natural hazard area</p>	<p>Do you:</p> <ul style="list-style-type: none"> <li>• Support?</li> <li>• Oppose?</li> <li>• Amend?</li> </ul>	<p>What decision are you seeking from Council?</p> <p>What action would you like:</p> <ul style="list-style-type: none"> <li>• Retain?</li> <li>• Amend?</li> <li>• Add?</li> <li>• Delete?</li> </ul>	<p>Reasons</p>
<p>e.g Policy 1.6 - Managing natural hazard risk generally</p>	<p>e.g Support</p>	<p>e.g Retain Policy 1.6 Managing natural hazard risk generally</p>	<p>e.g Development should be enabled where natural hazards have been identified and can be appropriately managed.</p>

Please return this form **no later than 5pm on Wednesday 23 September 2020** to:  
 Waikato District Council, 15 Galileo Street, Private Bag 544, Ngaruawahia 3742, or e-mail: [districtplan@waide.govt.nz](mailto:districtplan@waide.govt.nz)

Signed: ..... Date: .....  
 (A signature is not required if you make your submission by electronic means)

PRIVACY ACT NOTE: Please note that all information provided in your submission will be used to progress the process for this proposed district plan, and may be made publicly available.

**Table 1**

<b>Submitter #</b>	<b>Point #</b>	<b>Plan Provision</b>	<b>Position</b>	<b>Summary of Decision Requested</b>	<b>Reason</b>
Waikato District Council	1	Maps - Floodplain Management Area (Waipa River 1% AEP Flood Extent from Saalbrey Road to the Waikato District Territorial Boundary south of Whatawhata).	Amend	Amend the Floodplain Management Area by replacing the mapped area along the Waipa River between the Waikato district boundary and Saalbrey Road, with the corrected flood extent in Attachment 1.	The section of the Floodplain Management Area between the Waikato district boundary and Saalbrey Road shown on the notified Planning Maps is presented inconsistently with the mapping of the rest of the of the Floodplain Management Area. This section of the map is over simplified and does not adequately indicate land subject to 1% AEP flood risk. The replacement map in Attachment 1 contains the necessary corrections to the flood risk areas and to implement the notified objectives, policies and rules. The replacement map provides consistency of presentation with the rest of the Floodplain Management Area.
Waikato District Council	2	Maps – Floodplain Management Area (Waikato River 1% AEP Flood Extent west of Pioneer Road, Pokeno)	Amend	Amend the Floodplain Management Area map for the Waikato River to remove the section of the 1% AEP floodplain where it overlaps with the Defended Area. Amend with Shapefile LW_HAZ_EXTENT_1_AEP_POLY_ALTERATION_SEP2020 (See location map in Attachment 2).	The 1% AEP flood extent should not overlap a Defended Area with a 1% AEP level of service.
Waikato District Council	3	Maps – Coastal Sensitivity Area (Erosion) overlay area on Residential Zoned properties in Te Akau South.	Amend	Carry out detailed slope analysis based on local shoreline around Te Akau South residential zoned properties and amend the Coastal Sensitivity Area (Erosion) map accordingly (See location map in Attachment 3).	Te Akau South consists of an enclave of residential zoned properties. To be consistent with the approach taken in other coastal locations, a detailed slope analysis based

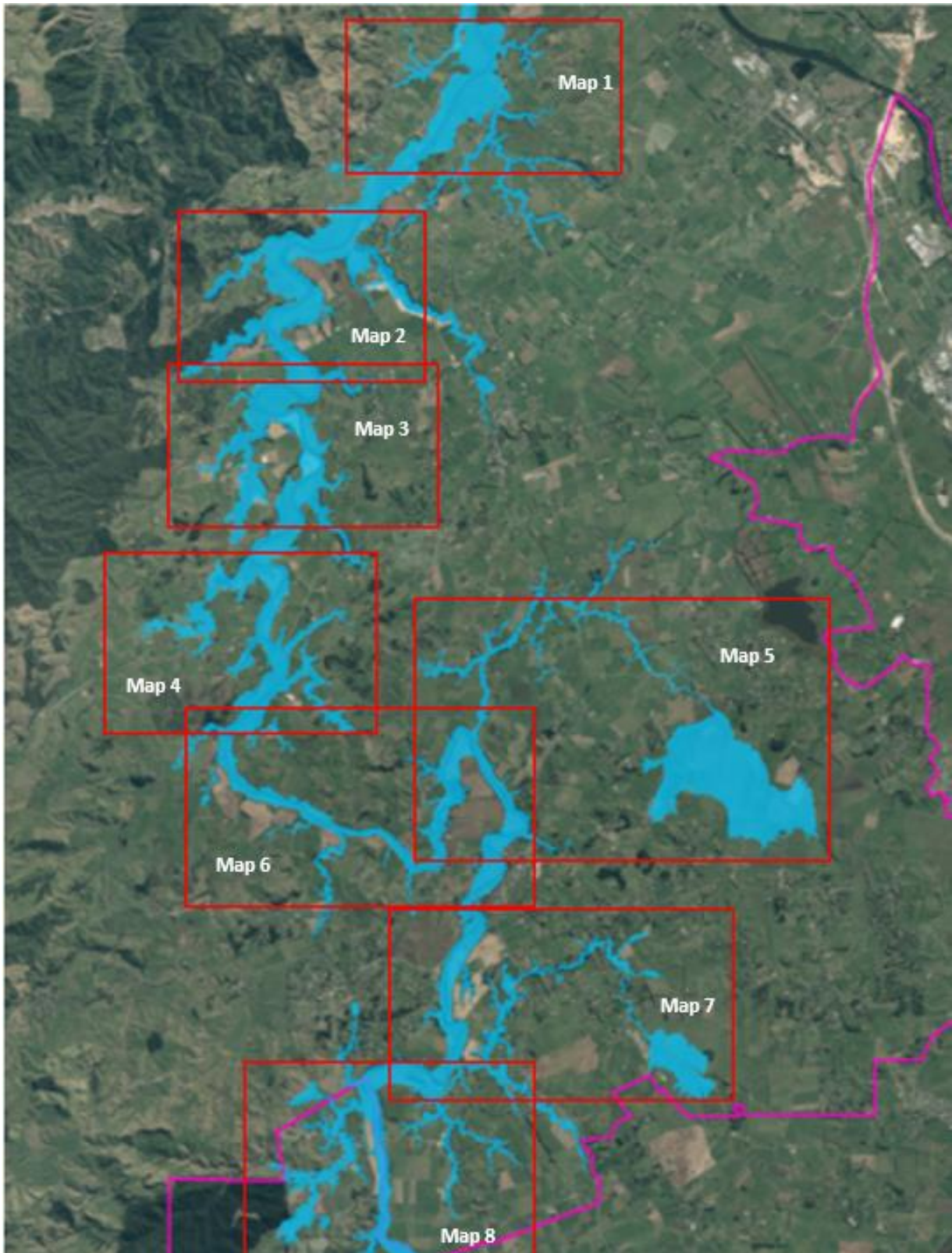
					on the shoreline type should be carried out and the Coastal Sensitivity Area (Erosion) maps amended accordingly.
Waikato District Council	4	All mapped areas where adjacent polygons of the same hazard overlay area have not been merged and polygons are not continuous.	Amend	Merge hazard overlay area polygons where adjoining polygons of the same hazard overlay area have not been merged (See examples of unmerged polygons in Attachment 4)	Unmerged polygons of the same overlay area have occurred where the generalised overlay adjoins the detailed mapping and applies mostly to the Coastal Sensitivity Area (Erosion) and the Coastal Sensitivity Area (Open Coast). Merging of the hazard overlay areas at the junctions between two areas of the same hazard overlay provides a continuous polygon and reduces confusion.
Waikato District Council	5	Applies to all hazard overlay area map styles.	Amend	Make changes to overlay map styles if necessary to change colours or patterns to ensure the difference between overlay areas is clear and there is no conflict between Stage 1 and Stage 2 overlay map styles.	It is difficult to tell the difference between the Coastal Sensitivity Area (Erosion) and the Coastal Sensitivity Area (Open Coast). Also changes to Stage 1 overlay areas are to be consistent with the planning standards and this may result in styles being similar to the styles used in Stage 2.
Waikato District Council	6	All maps	Amend	Amend maps to reference the most up to date national vertical datum NZVD2016.	From 27 June 2016 New Zealand Vertical Datum 2016 (NZVD2016) replaces NZVD2009 as the official national vertical datum for New Zealand. The Waikato District Plan maps should reference NZVD2016.
Waikato District Council	7	All mapped hazard areas	Amend	Consider amending the names of hazard overlay areas to make them easier to recognize.	The names of overlays are long and some are quite similar. This makes it

				Include any consequential amendments to the policies, rules and definition where these reference the hazard overlay areas.	difficult to readily recognise the purpose of layer and may cause confusion. Long naming conventions may also cause issues for software.
Waikato District Council	8	<b>Policy 15.2.1.2 2</b> - Liquefaction-prone land risk assessment	Amend	<p><b>Policy 15.2.1.22</b> Add a sub-section (iii) and minor consequential amendments to sub-sections (i) and (ii) as follows:</p> <p>(a) On land potentially prone to liquefaction, ensure that:</p> <p>(i) an assessment by a geotechnical specialist occurs before new subdivision, use or development takes place; <del>and</del></p> <p>(ii) the level of assessment reflects the type and scale of the subdivision, use or development and the overall vulnerability of the activity to the effects of liquefaction; <del>and</del></p> <p>(iii) <u>the assessment confirms that the land is suitable for the proposed development.</u></p>	Sub-section (iii) makes it clear that the ultimate purpose of the assessment is to confirm that the land is suitable for the proposed development.
Waikato District Council	9	<b>Rule 15.4.1 P8</b> - Earthworks	Amend	<p>Amend Rule 15.4.1 P8 (a), (b) and (c) as follows:</p> <p>(a) In the Residential, Village and Country Living Zones - a maximum volume of filling above natural ground level of 10m<sup>3</sup> per site, and <del>a maximum cumulative volume of filling and excavation of the earthworks do not result in a reduction of flood water storage capacity on the site of more than 20m<sup>3</sup>; or</del></p> <p>(b) In the Rural Zone - a maximum volume of filling above natural ground level of 100m<sup>3</sup> per site, and <del>a maximum cumulative volume of filling and excavation of the earthworks do not result in a reduction of flood water storage capacity on the site of more than 200m<sup>3</sup> per site; or</del></p> <p>(c) All other zones - a maximum volume of filling above natural ground level of 20m<sup>3</sup> per site, and <del>a maximum cumulative volume of filling and excavation of the earthworks do not result in a</del></p>	Suggested amendments build on the term “flood storage capacity” used in rule 15.4.2 RD1, that directs attention to the amount of water being displaced by the earthworks. The proposed rule unnecessarily controls filling above flood levels. For example, a building platform filling in a ponding area will displace water up to the flood level. Above that level, the volume of fill makes no difference.

				<u>reduction of flood water storage capacity on the site of more than 50m<sup>3</sup> per site; and</u>	
Waikato District Council	10	Definitions	Amend	Move all definitions in chapter 15 to chapter 13.	For consistency all definitions should be located in the same chapter
Waikato District Council	11	Chapter 15.1 Introduction paragraphs 10, 11 and 12	Amend	<p>Amend introductory text in Chapter 15.1 paragraph 10 to clearly identify that the 2D 1 % AEP flood modelling includes climate change, i.e. 2D modelling from Horotiu and Saalbrey Road to Ohinewai identifying High Flood Risk Flood Area and Flood Plain Management Area based on the RCP 6.0 scenario over a 100 year period to 2120 and that the rest of the Floodplain Management Area does not include climate change;</p> <p>And: Amend introductory text in Chapter 15.1 paragraph 11 to clearly identify that the 2D 1 % AEP Flood Ponding Area around Lake Puketirini also includes climate change based on the RCP 6.0 climate change scenario over a 100 year period to 2120;</p> <p>And: Amend introductory text in Chapter 15.1 paragraph 12 to make it clear that the Defended Areas are defended up to the 1% AEP flood level without climate change.</p>	Including this information in the introductory text in Chapter 15.1 helps developer know when the modelled flood extents include the effects of climate change and what climate change scenario the information is based on.

## Attachment 1: Map correction for Floodplain Management Area (Waipa)

Replace the 1% AEP Flood Extent for the Waipa River shown on the planning maps as Floodplain Management Area between Saalbrey Road and the Waikato District Territorial Boundary (south of Whatawhata) and replace it with the Waikato Regional Council Flood modelling data GIS\_ALL.HAZ\_WAIPA\_FLOOD\_EXTENT\_1\_AEP\_POLY\_WaikatoDCSubset\_Sept\_2020.



Map 1: Entire GIS\_ALL.HAZ\_WAIPA\_FLOOD\_EXTENT\_1\_AEP\_POLY\_WaikatoDCSubset\_Sept 2020 flood extent.



Map 2.



Map 3.



Map 4.



Map 5.





Map 6.



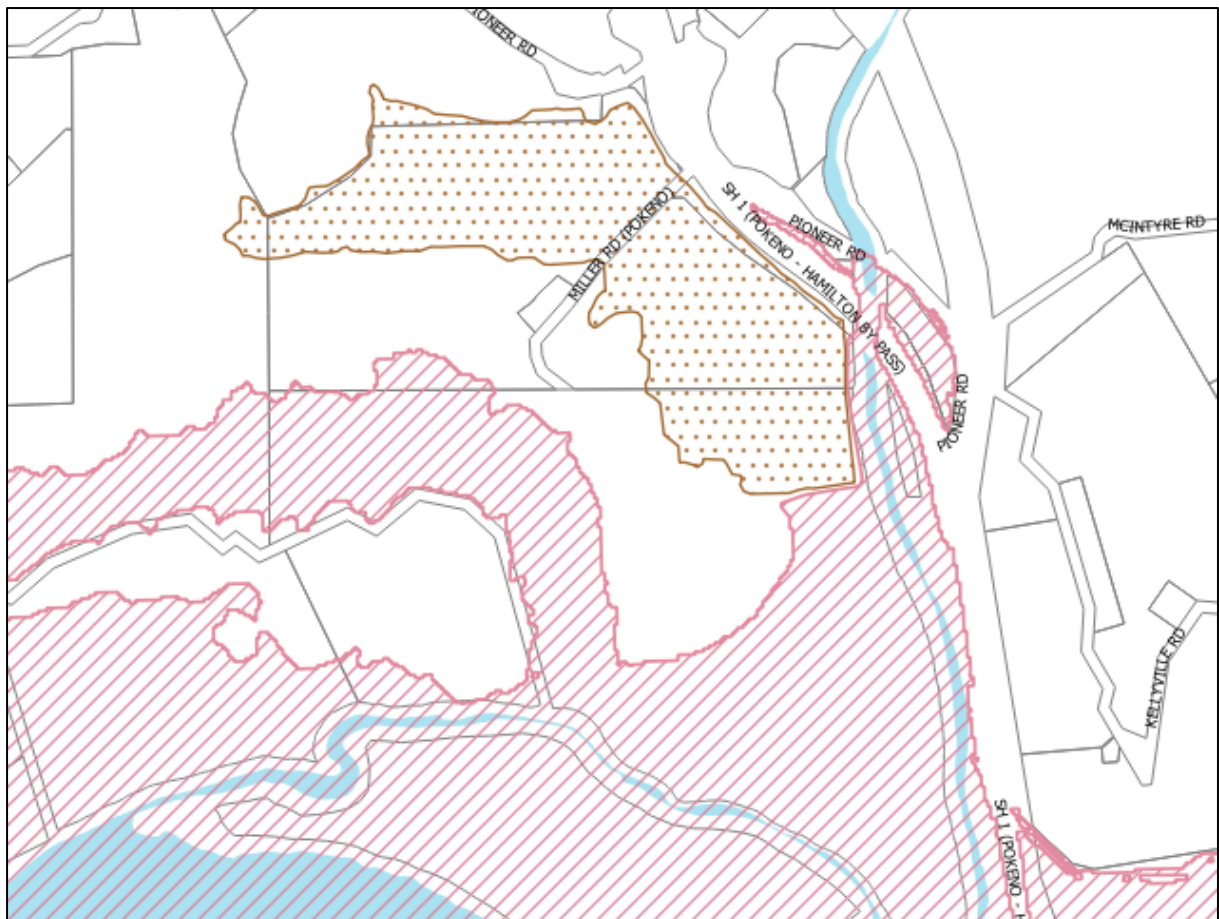
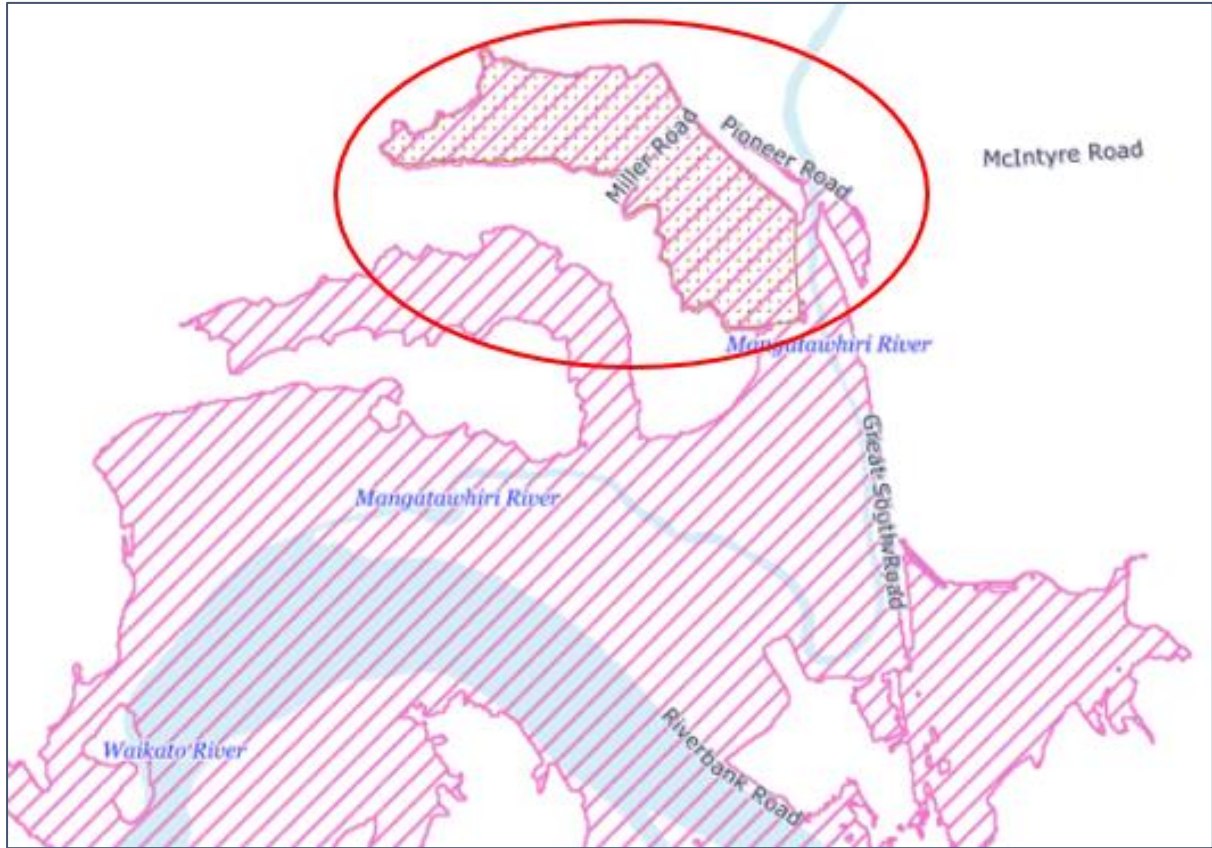
Map 7.



Map 8.

**Attachment 2:**

Proposed 1% AEP Flood Extent conflicts with Defended Area near Pioneer Road, Pokeno. This area is defended by a stopbank with a 1% AEP level of service and will not flood during a 1% AEP flood event.



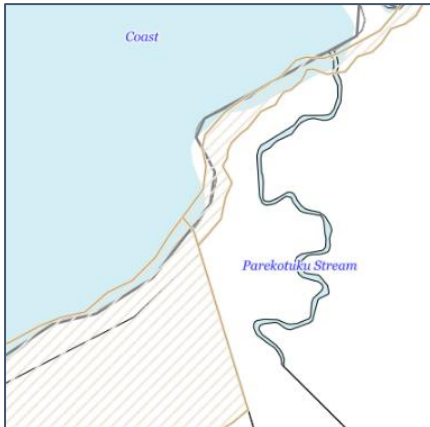
Attachment 3: Te Akau South Location Maps



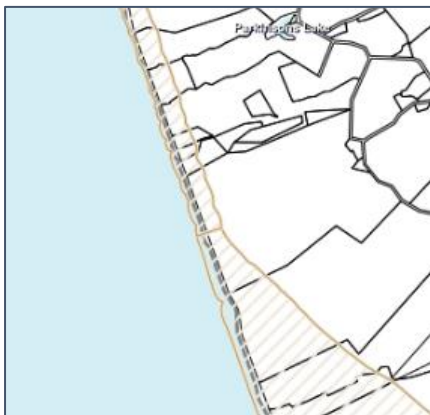
### Attachment 4: Examples of unmerged polygons



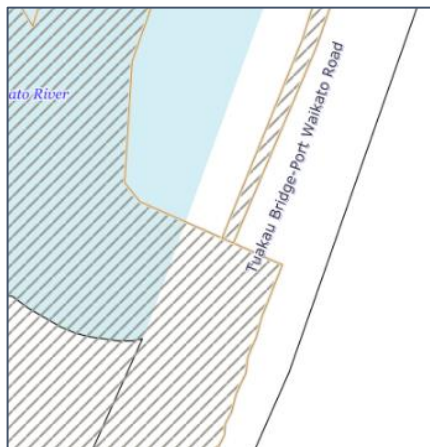
Coastal Sensitivity Area (Open Coast) north of entrance to Raglan Harbour



Coastal Sensitivity Area (Open Coast) west of Whale Bay



Coastal Sensitivity Area (Open Coast) north of Port Waikato



Coastal Sensitivity Area (Erosion) Port Waikato

### Open Meeting

<b>To</b>	Waikato District Council
<b>From</b>	Sue O’Gorman General Manager Customer Support
<b>Date</b>	30 September 2020
<b>Prepared by</b>	Tracey Oakes Animal Control Team Leader
<b>Chief Executive Approved</b>	Y
<b>Reference #</b>	GOV1318
<b>Report Title</b>	2019/2020 Annual Dog Control Report

## I. EXECUTIVE SUMMARY

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Section 10A of the Dog Control Act 1996 requires each Territorial Authority to report annually on the administration of Council’s Dog Control Policy, adopted under section 10 of the Act, and any other dog control practices being carried out by the Council. The Territorial Authority must give public notice and make the report publicly available.

A Dog Control Report is compiled annually by this Council and contains the information required under section 10A along with additional information for the public.

The purpose of this report is to obtain Council’s approval for the 2019/2020 Dog Control Report (as attached) so that Council can give public notice and the report can be placed on the Council website for the community, in accordance with our legislative obligations.

## 2. RECOMMENDATION

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**THAT** the report from the **General Manager Customer Support** be received.

**AND THAT** the **Policy & Regulatory Committee** recommends that Council approves the **2019/20 Annual Dog Control Report (as attached to the staff report)** for release to the community.

## 3. BACKGROUND

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Section 10A of the Dog Control Act 1996 states;

**10A Territorial authority must report on dog control policy and practices**

- (1) A territorial authority must, in respect of each financial year, report on the administration of—  
(a) its dog control policy adopted under [section 10](#); and

- (b) its dog control practices.
- (2) The report must include, in respect of each financial year, information relating to—
- (a) the number of registered dogs in the territorial authority district;
  - (b) the number of probationary owners and disqualified owners in the territorial authority district;
  - (c) the number of dogs in the territorial authority district classified as dangerous under [section 31](#) and the relevant provision under which the classification is made;
  - (d) the number of dogs in the territorial authority district classified as menacing under [section 33A](#) or [section 33C](#) and the relevant provision under which the classification is made;
  - (e) the number of infringement notices issued by the territorial authority;
  - (f) the number of dog related complaints received by the territorial authority in the previous year and the nature of those complaints;
  - (g) the number of prosecutions taken by the territorial authority under this Act.
- (3) The territorial authority must—
- (a) give public notice, as defined in [section 5\(1\)](#) of the Local Government Act 2002, of the report; and
  - (b) make the report publicly available, as described in [section 5\(3\)](#) of that Act.

## 4. DISCUSSION AND ANALYSIS OF DATA

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### 4.1 DISCUSSION

The Section 10A report is attached as Schedule One to this report for the 2019/2020 period. The 2020/2021 year will be reported on in the next financial year.

The key information is summarised below, for comparative purposes *Table 1: Key Data 2018/19 and 2019/20* is included to show any emerging trends.

**Table 1: Key Data – 2018/19 and 2019/2020**

<b>Requests for Service</b>	<b>2018/2019</b>	<b>2019/2020</b>
Dog Nuisance	300	259
Stray/Trespass	1258	1220
Property Visit (owner classifications/unregistered etc)	363	368
Dog Welfare	50	75
Trap Required	19	20
Dog to collect (Surrendered)	55	66
Dog Attack	282	358
Other (includes Livestock Trespassing, Animal Charges for impounded dogs, missing dog reports, assisting police etc)	1094	957
Subsidised Dog Desexing Project	49	51
Total number of Complaints	3470	3374

<b>Classifications</b>	<b>2018/2019</b>	<b>2019/2020</b>
Total Number of Probationary Owners	0	2
Total Number of Disqualified Owners	12	12
Total Number of dogs classified as Dangerous	23	22
Dangerous by Owner Conviction Under S31(1)(a)	3	0
Dangerous by Sworn Evidence S31(1)(b)	19	22
Dangerous by Owner Admittance in Writing S31(1)(c)	1	0
Total Number of Dogs Classified as Menacing	196	187
Menacing under S33A(1)(b)(i) by Behaviour	79	84
Menacing under S33A(1)(b)(ii) by Breed Characteristics	3	3
Menacing under S33C(1) by Schedule 4 Breed	114	100

<b>Registration</b>	<b>2018/2019</b>	<b>2019/2020</b>
Total number of known dogs	14,963	14,736
Total number of registered dogs	13,451	13,735
Percentage of registered dogs	89.9%	93.21%

<b>Infringements Issued</b>	<b>2018/2019</b>	<b>2019/2020</b>
Number of infringements issued	188	407

<b>Prosecutions</b>	<b>2018/2019</b>	<b>2019/2020</b>
Number of prosecutions initiated	4	2
Number of prosecutions completed	4	2

<b>Impounded Dogs</b>	<b>2018/2019</b>	<b>2019/2020</b>
Total number of impounded dogs	791	672
Impounded dogs returned to owner	373	307
Impounded dogs euthanased	217	155
Impounded dogs rehomed	201	208
Held pending prosecution	4	2

In comparing the two years of data, the emerging trends are as follows:

- There has been an increase in welfare jobs attended by Animal Control. Animal Control continues to work with the SPCA when appropriate and is working strengthen that relationship for the benefit of both dogs and owners. In some cases, due to staffing and financial restraints, the SPCA has been unable to attend complaints and the public have called us for more immediate action.
- The significant increase in dog attacks seen this year, relates to the level 4 lockdown period due to COVID-19. Animal Control saw two separate spikes in cases during this period. The first spike in the initial 2 weeks of lockdown was due to the higher number of dogs being walked in public areas, and the second spike during the last 2 weeks of lockdown related to dogs rushing off their own properties. Some dog owners appeared to become complacent about containment as the lockdown was extended.



- There is a continuing trend down in the number of impounded dogs. We believe this is due to the continued engagement and education in our communities by our Animal Control Officers. This is also a direct result of our desexing program which is causing dogs to stay in families longer and reducing the number of unwanted dogs in our community. 53% of our known dog population is desexed.
- The subsidised desexing program has improved the public perception of Animal Control and continues to be an excellent relationship builder in our communities.
- The decline in Other work is spread across the topics of Livestock Trespassing, and missing dog reports. There was a decrease of 101 current livestock trespassing jobs lodged, although we do still have some target areas where we are working to decrease the incidences of stock wandering.
- The increase in infringements has a direct correlation to the increase in registration compliance. Dog owners are engaged with and then if the dog is not registered a 14 day compliance infringement is issued. This is an infringement that comes into effect if they do not register their dogs. If the dog is registered within 14 days of the infringement being issued, the infringement is reversed. 169 of the infringements above were reversed as the dog owner became compliant with registration.
- There is a continuing trend in the decrease of dogs being euthanised. This is a combination of our strong rehoming program and fewer unwanted dogs being impounded.

We note that the Act requires us to report on our Dog Control Policy. The current Dog Control Policy is dated 2015 and is currently under review, together with the Dog Control Bylaw. Council will be engaged with the review of these documents over the coming months. The next 10A report for the 2020/2021 year will likely report on any new or amended Dog Control Policy and Bylaw adopted by Council.

## **5. CONSIDERATION**

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By releasing the report and making it available for public viewing, the activities of Animal Control will be transparent and accessible to our communities.

Public notice will be given to advise of the release of the report and the document will be made available on the Council website once approved for release.

### **5.1 FINANCIAL**

There are no financial implications of releasing this document.

### **5.2 LEGAL**

Section 10A of the Dog Control Act 1996 requires that the report is prepared, advertised by public notice and made available to the public.

### **5.3 STRATEGY, PLANS, POLICY AND PARTNERSHIP ALIGNMENT**

By releasing the report and making it available for public viewing, activities of Animal Control will be transparent and accessible to our communities.

## **6. CONCLUSION**

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Section 10A of the Dog Control Act 1996 requires that each Territorial Authority reports on the administration of its dog control policy and its dog control practices. The attached 2019/2020 Dog Control Report provides this information and is an informative document that can be used to recognise the achievements of the Animal Control Team, and to highlight areas for improvement.

## **7. ATTACHMENTS**

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- A Section 10A Report for 2019/2020
- B Waikato District Council Dog Control Policy 2015

# ANIMAL CONTROL

1 JULY 2019  
- 30 JUNE 2020



## ABOUT THIS REPORT

Section 10A of the Dog Control Act 1996 requires each local council to report on its dog control policy and practices each financial year. This report covers the financial year 1 July 2019 to 30 June 2020.

## OUR DISTRICT

The Waikato district covers more than 400,000 hectares – both rural and urban. There are 14,736 known dogs in the Waikato district, owned by 9,688 owners (as of 30 June 2019). Approximately 15% of the registered dogs in our district are registered on a Farm Owner Policy.

## OUR TEAM

We have 12 staff to deliver animal control services in the district:

- 1 Team Leader
- 8 Animal Control Officers
- 2 Pound Keepers
- 1 Education & Engagement Officer

The team is also supported by administrators in the Community Safety Support team (2 staff members dedicated to the Animal Control team).



## OUR POLICIES & RULES

The Waikato District Council Animal Control team operates under the following policies and rules:

- Waikato District Council Dog Control Policy 2015
- Waikato District Council Dog Control Bylaw 2015

- Dog Control Act 1996
- Impounding Act 1955.

The Dog Control Policy and Dog Control Bylaw are currently under review and will be up for public consultation in the next 12 months. The revised documents are due for publication in 2022.

## OUR SERVICES

Our Animal Control team provide a 24 hour/7 day service. Staff have a work roster to cover after-hour emergencies.

### THE 3E APPROACH

We follow the '3E' approach: engagement and education before enforcement.

This means our staff take the approach of engaging with our customers in the first instance, taking every opportunity to educate them and then, if necessary, taking the appropriate enforcement action.

This approach has resulted in better relationships with dog owners in our communities. As a result, we have seen a number of key benefits:

- improved culture of dog ownership in the district
- less aggression towards staff
- registration compliance remains high
- We are able to build relationships in communities that previously would not have engaged with Animal Control.



## OUR COMMUNITY ENGAGEMENT ACTIVITIES

### DOG SMART EDUCATION VISITS

Our Education & Engagement Officer has been focusing on keeping children safe around dogs by presenting our Dog Smart programme to education facilities around our district. They have also been developing and leading community events so that dog owners from all over the Waikato and beyond can come and enjoy a fun and safe day out with their dog. A future project is to present the program in Te Reo.



*After a safety discussion on how to behave around dogs at Glen Massey Primary School, the class did an art project.*

*Each child selected a breed of dog with the right characteristics for a personal pet suited the child's lifestyle.*

*The artwork was displayed in the customer area of the Ngaruawahia office for 4 weeks and Mayor Sanson picked a winner!*

### DOGS IN LIBRARIES

Our 'Dogs in Libraries' reading programme continues to be very popular. In the last year we held 40 Dogs in Libraries sessions at our 6 libraries. People can practice their reading skills by reading aloud to one of our education dogs, at any of the libraries in the Waikato district.

This type of programme has been shown to increase a person's relaxation while reading because it is a lot less intimidating than reading to other people and you can proceed at your own pace.

The dogs we use are owned by some of our Animal Control Officers and they are all previously Pound dogs. The dogs have been extensively temperament tested to make sure they have the right temperament to ensure Council provides a safe environment. Our Education & Engagement Officer is always present to help facilitate the session.

While it is very popular with children, the programme is also available to adults or new immigrants that want to practice their reading.

### TRUNK OR TREAT – HUNTLY KIDS HALLOWEEN

Trunk or Treat was a community event held in Huntly during October 2019 to provide local children with a safe and fun environment to experience an evening of trick or treating. Our Animal Control team went along with their horse truck of horrors – a makeshift horror scene where children could enter and engage with a number of Animal Control staff who were all dressed up in costumes. This event helped to build rapport and raise the profile of Animal Control in the Huntly community.

### GET YOUR PUPS OUT FOR BREAST CANCER – POKENO AND HOROTIU

Our Animal Control team, along with more than 100 people and their dogs, hit the pavements of Pokeno and Horotiu in support of the Breast Cancer Foundation.

Decorated in pink, the event helped raise awareness of breast cancer but also provided a great atmosphere for people to get out and get some exercise with their dogs.

This event raised more than \$300 for the Breast Cancer Foundation and is currently booked in to take place again in October 2020.



## THE EFFECT OF COVID 19 ON COMMUNITY EVENTS

At the end of March 2020, the pandemic was announced and, as a result, several of our engagement activities were stopped.

Schools cancelled all external providers and, under the Alert Level restrictions, the Dogs In Libraries programme was also suspended. Due to the close nature of the work involved, social distancing was not able to be observed. Rescheduling of these events had recommenced at level 1 however with the second outbreak they were both once again put on hold.

Our Pound Pup Pool parties, scheduled in Tuakau and Ngaruawahia in March, were cancelled. These events usually have 200 dogs attend each event.

The Dirty Dog Event scheduled for June 2020 was also cancelled. It was then rescheduled for September 2020 but was once again cancelled after the second outbreak of COVID 19. Council had successfully run this event for two years prior. The event is a chance for responsible dog owners to enjoy an organised event with their dogs. The dog owners and their dogs enjoy a 2.5 or 6km run in the mud at the Christian Youth Camp in Ngaruawahia. Waikato District Council run this event in conjunction with Hamilton City Council. Last year (in June 2019) more than 300 dogs attended the event.

These community events are well received, and it was with immense disappointment to all involved that the events had to be cancelled.



## PROHIBITED, LEASH ONLY AND OFF-LEASH DOG EXERCISE AREAS

The Waikato District Council Dog Control Bylaw 2015 provides details of the areas where dogs are prohibited, where they are allowed for exercise and where they may be exercised off-leash.

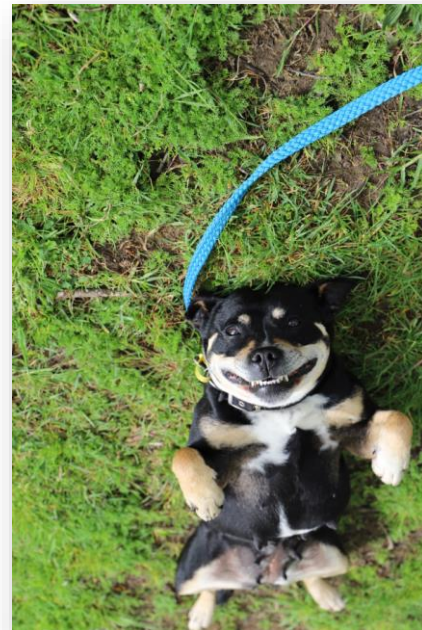
### PROHIBITED DOG AREAS

Dogs are prohibited from the following areas:

- CBD Huntly
- CBD Ngaruawahia
- recreation domain area in Raglan
- within 10 metres of permanently installed children's play equipment
- areas which are developed or marked out as sports fields.

### OFF-LEASH EXERCISE AREAS

We have 25 dog exercise areas in the Waikato district – 7 fenced parks and another 18 unfenced areas where dogs can be run off-leash but they must be under control.



Here is a list of our off-leash exercise areas:

- Karioitahi Beach
- Sunset Beach, Port Waikato
- Tuakau:
  - Les Batkin Reserve
  - Alexandra Redoubt Reserve
  - Kowhai Reserve
  - Centennial Park
- Pokeno Domain (fenced)

- Huntly:
  - on the shore of Lake Hakanoa (fenced)
  - dog park on the corner of Fairfield Avenue and Graham Place (fenced)
  - grassed area at Riverview Reserve
- Te Kauwhata Recreation Reserve (fenced)
- Ngaruawahia:
  - on the corner of Great South Road and Ellery Street (fenced)
  - Regent Street Reserve
  - Lower Waikato Esplanade Reserve to Belt Street
  - Waipa Esplanade Reserve
- Horotiu:
  - AFFCO park on Horotiu Road and State Highway 1 (fenced)
  - Riverside Reserve on Horotiu Bridge Road
- Bob Byrne Park, Taupiri
- Te Awa Reserve, Tamahere (suffering from erosion)
- Whatawhata Recreation Reserve
- Te Kowhai Recreation Reserve
- Raglan:
  - Aro Reserve, John Street (fenced)
  - from the boat ramp in the Oporuru inlet to the Aerodrome bridge
  - from Wainui Reserve carpark to just south of the Ngarunui Beach walkway
  - the beach area from the wharf, the Cliffs, Cox's Bay, Lorenzen Bay, The Doughboys and Moonlight Bay.

#### ON-LEASH/SUPERVISED DOG AREAS

In all other areas, dogs are required to be on leash and under control at all times.



## OUR FUNDING: DOG REGISTRATION AND OTHER FEES

### DOG REGISTRATION FEES

Waikato District Council has a scaled fee structure for registration. This rewards dog owners who have no history of offences, have continuously registered their dog/s and who meet the property requirements specified within our policies.

We also offer a reduced registration fee to dog owners who have registered their dogs before 20 July. The Animal Control team engages with dog owners that have not registered their dogs in an appropriate time frame to ensure compliance is achieved. We have 14,736 known dogs in our district and 13,735 of these were compliant with registration – a percentage of 93.21%

### OTHER FEES

Our fees for impounding, seizure, sustenance and microchipping are based on a user-pays system. This means that dog owners who offend will be paying the biggest cost towards our animal control services in the district.

### DESEXING - PUP PROGRAMME

In 2017 Council approved an initiative to give \$1 from every dog registration to a desexing programme now known as PUP – Prevent Unwanted Puppies.

Owners who hold a community services card are able to access discounted desexing for their dog at a rate of \$80. In the 19/20 year 51 dogs were desexed for families that otherwise could not afford to. This makes a huge impact on the greater community and will have the flow on effect of fewer unwanted dogs in our community.

This programme has also enabled us to assist people to keep the dog that they have. Desexed dogs are less likely to roam and are not a burden to the family by adding extra mouths to feed.



## DOG POUND FACILITIES

We have two facilities where we impound dogs – one in Ngaruawahia and one in Pukekohe, which is leased from Auckland Council.

The pound facility at Ngaruawahia can hold 25 dogs while the Pukekohe/Tuakau facility can hold 40 dogs.

All staff have the necessary skills to handle dogs of all natures and maintain a high standard of cleanliness and welfare within the facility.

### SAVING LIVES

In the last financial year our team has continued to focus on rehoming as many impounded dogs as possible (they must be a suitable breed and temperament). As a result we have kept euthanasia rates at a low level and this is something we are very proud of!

We work closely with local rescue organisations including Fundraising for Impounded Dogs, Humane Society, Paws 4 Life, DC Rescue, Tokoroa Animal Rescue and Auckland Puppy Rescue. Any profits made from our community events are given to one of our chosen charities to support the incredible work they do in our communities.

### PARTNERING FOR SUCCESS

Here are some examples of the work we have done with local rescue organisations:

In December 2019, a female dog was surrendered to the Animal Control team. She was clearly heavily pregnant and was quite malnourished. Her people had tried to do the best thing for her, but circumstances had changed, and they were unable to give her the care and attention she needed. Overnight she delivered 8 little bundles. Despite the turmoil in her life, 'Joy' was a real hit with the Animal Control team. Fundraising for Impounded Dogs was contacted. They fundraised for ongoing costs including desexing and contacted Saving Hope Foundation. Saving Hope Foundation were able to take Joy and her family the very next day.



CareVets Glen Eden

June 17 · 🌐

We have a story for you today that although starts sadly has a beautiful ending. This gorgeous boy was found with a heavy chain embedded around his neck, painful enough on its own however he also had a broken leg, both conditions as you can imagine causing him considerable pain and suffering. Thanks to the amazing team at [Waikato Pound Pups](#) and the awesome work of [Fundraising for Impounded Dogs - New Zealand](#) he made his way to us today for our wonderful surgeon Boet to evaluate and surgically repair with a bone plating. Not an easy surgery as the fracture had been there for a while but Boet did an awesome job and this lucky boy can now look forward to a life where he will be loved and respected. We are expecting him to make a full recovery and once he has healed he will be able to run free chasing the wind and enjoying life with his new family. Massive thanks once again to everyone who so kindly donated funds for this boy, you have made a huge difference in his life and we are very grateful! ❤️

## KEY HIGHLIGHTS: THE NUMBERS AT A GLANCE

### RESPONDING TO COMMUNITY NEEDS

Between 1 July 2019 and 30 June 2020 our team responded to more than 3,370 complaints from members of the public. This is a reduction of approximately 100 from the previous year. These complaints included dog attacks, threatening dogs, barking nuisances, surrenders, welfare and roaming complaints. As well as responding to complaints and requests, our team also carried out proactive patrols during their daily routine activities.



## IMPOUNDED DOGS

Our team impounded 668 dogs this year, a significant drop from the previous year which was 791. The number has steadily been decreasing for the past five years.

With the help of social media and strong relationships with various rescue groups, we are able to rehome 30% of impounded dogs. This is particularly important work for our Animal Control Officers and Engagement & Education Officer.

These dogs are thoroughly temperament tested, vaccinated, treated for fleas and worms, micro-chipped, registered and desexed prior to going to their new homes. Our new owners are vetted, their properties are checked and every effort is made to ensure the appropriate dog is matched with the right owner. Our adoption dogs are rehomed not only to Waikato district owners but across all of New Zealand and we work closely with other territorial authorities to ensure comprehensive checks are done.



We have also seen a large percentage of dogs returned to their owners as a result of the education we have been doing. Whilst fees do need to be paid for impounded dogs, we will engage with the dog owner to discuss options around ensuring containment and compliance.

Of the 672 dogs impounded:

- 307 were returned to owner
- 208 were adopted
- 155 were euthanased
- 2 are held subject to the outcome of prosecution currently ongoing

## DOGS IN OUR DISTRICT

In the past 5 years the known numbers of dogs has been steadily increasing every year. This year we had a decrease of 227 dogs from the previous year.

We believe that the desexing work being done by the Animal Control team is having an impact on the number of dogs in our district. Our records show that 53% of our dog population is desexed.

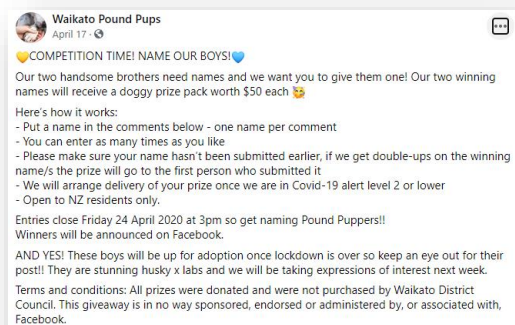
In the future we expect to see a continued increase in the numbers of dogs in our area due to the residential growth being seen in our district.

## WAIKATO POUND PUPS FACEBOOK GROUP

We now have more than 18,400 people following our Waikato Pound Pups Facebook group. This number has increased by over 2000 in the past year and continues to grow every week. This page helps us to find loving homes for our available adoption dogs and to promote our community events. Our followers are from all around New Zealand.

During the pandemic restrictions we used this forum to engage with our community. Posts were put up giving helpful tips to be a responsible dog owner and a naming competition was run. The naming competition reached 12,909 people and had more than 570 comments. A local All Black and his family picked the winners.

Waikato Pound Pups has seen an increase in requests for adopting dogs since the start of the Alert Level system. Dogs have been adopted faster from our pound during this period.



## DOG ATTACKS

The team has responded to a significant increase of dog attacks this year with 358 complaints lodged.

A large increase happened during the Alert Level 4 restrictions in place during April and May of 2020. During this time there was an increase in people walking their dogs in a public place. Reports included dogs rushing out at people walking past private properties and people walking dogs that had not had much experience with leaving the property.

We believe that the increase in reporting is also due to the ongoing education efforts of our team to encourage people to report incidents. Because of this, more people know what to do in these situations and they are now coming forward and reporting this type of incident so we can manage the situations appropriately.

Animal Control has a range of measures that can be taken as a result of such offending. These can be as simple as sending an infringement for lower levels of offending, or as serious as prosecuting the dog owner which can lead to a criminal conviction, destruction of the dog and disqualification as a dog owner for 5 years.

In the 2019/20-year, two dog owners were made probationary, 2 prosecutions were initiated and 2 prosecutions were completed.



## WANDERING STOCK

Part of our job in keeping the public safe is to respond to incidents of livestock on roads. This includes horses, cows, sheep, goats, pigs and more

It is high priority for our staff to respond to wandering stock reports as this is a huge public safety risk to our community. Our staff attended more than 320 stock related jobs this year.

These include:

- A sheep tangled in black berry was released and returned to its paddock
- Nine 2-year-old 500kg steers were discovered on the Hakarimata Walkway. They were moved by stock trailer to the stock pound
- A kunekune pig was caught on the street and impounded
- 2 horses were found wandering in the construction area of a new expressway. The team loaded them on to trucks during the early hours of the morning, as there was no safe place to contain them
- A pig was returned to its property. Animal Control then worked with Monitoring to get fencing compliance
- A horse got itself stuck in an exceptionally boggy part of the paddock. 3 Animal Control Officers rolled up their sleeves and assisted the horse to safety.



## IN SUMMARY

2019/2020 has been a challenging but fulfilling year for the Animal Control team. COVID 19 brought its own set of challenges, but the team stepped up and provided essential services throughout this period. Keeping the public safe is the number one priority and, with this in mind, all dog attacks, privately impounded dogs and welfare concerns were attended during this period.

We are thrilled to see that our community is becoming more dog savvy, we are seeing less dogs in the pound, and we are able to rehome a higher percentage of the dogs impounded and not claimed.

Animal Control is looking ahead to the future and is actively considering the changing needs of the Waikato District. We are proud of the spaces provided to the public for exercising dogs and proud of the engagement levels within our community.

## THE NUMBERS IN DETAIL

REQUESTS FOR SERVICE	
Dog Nuisance	259
Stray/Trespass	1,220
Property Visit (owner classifications/unregistered etc)	368
Dog Welfare	75
Trap Required	20
Dogs to collect (surrendered)	66
Dog Attack	358
Other (includes Animal charges for impounded dogs, missing dog reports etc)	957
Subsidised Dog Desexing Project - PUP	51
<b>TOTAL NUMBER OF COMPLAINTS</b>	<b>3,374</b>

REGISTRATION	
Total number of known dogs	14,736
Total number of registered dogs	13,735
Percentage of registered dogs	93.21

PROSECUTIONS	
Number of prosecutions initiated	2
Number of prosecutions completed	2

IMPOUNDED DOGS	
Total number of impounded dogs	672
Impounded dogs returned to owner	307
Impounded dogs euthanased	155
Impounded dogs rehomed	208
Held pending prosecution	2
CLASSIFICATIONS	
Total Number of Probationary Owners	2
Total Number of Disqualified Owners	12
Total Number of dogs classified as Dangerous	22
Dangerous by Owner Conviction Under S31(1)(a)	0
Dangerous by Sworn Evidence S31(1)(b)	22
Dangerous by Owner Admittance in Writing S31(1) (c)	0
Total Number of Dogs Classified as Menacing	187
Menacing under S33A(1)(b)(i) by Behaviour	84
Menacing under S33A(1)(b)(ii) by Breed Characteristics	3
Menacing under S33C(1) by Schedule 4 Breed	100

INFRINGEMENTS ISSUED		
SECTION	NUMBER	OFFENCE
18	Wilful obstruction of dog control officer or ranger	0
19(2)	Failure or refusal to supply information or wilfully providing false particulars	0
19A(2)	Failure to supply information or wilfully providing false particulars	2
20(5)	Failure to comply with any bylaw authorised by the section	28
23A(2)	Failure to undertake dog owner education programme or dog obedience course (or both)	0
24	Failure to comply with obligations of probationary owner	0
28(5)	Failure to comply with the effects of disqualification	0
32(2)	Failure to comply with the effects of classification of dog as dangerous dog	1
32(4)	Fraudulent sale or transfer of dangerous dog	0
33EC(1)	Failure to comply with effects of classification of dog as menacing dog	25
33F(3)	Failure to advise person of muzzle and leashing requirement	0
36A(6)	Failure to implant microchip transponder in dog	1
41	False statement in relation to dog registration	0
41A	Falsely notifying death of dog	0
42	Failure to register dog	279
46(4)	Fraudulent procurement or attempt to procure replacement dog registration label or disc	0
48(3)	Failure to advise change of ownership	0
49(4)	Failure to advise change of address	0
51(1)	Removal, swapping, or counterfeiting of registration label or disc	0
52A	Failure to keep dog controlled or confined	44
53(1)	Failure to keep dog under control	20
54(2)	Failure to provide proper care and attention, to supply proper and sufficient food, and to provide adequate exercise	5

54A	Failure to carry a leash in public	1
55(7)	Failure to comply with barking dog abatement notice	1
62(4)	Allowing dog known to be dangerous to be at large unmuzzled or unleashed	0
62(5)	Failure to advise of muzzle and leashing requirements	0
72(2)	Releasing dog from custody	0
<b>Total Number of Infringements</b>		<b>407</b>

# Dog Control Policy

Policy Owner	General Manager – Customer Support
Policy Sponsor	
Approved By:	Policy & Regulatory Committee
Approval Date:	13 April 2015
Resolution Number	WDC1504/06/1/9/6
Effective Date	1 May 2015
Next Review Date:	

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## Introduction

This document contains Waikato District Council's policy on dogs pursuant to the Dog Control Act 1996 ("the Act"). The Waikato District Council Dog Control Bylaw gives effect to this policy.

## Objective(s)

- (a) to minimise danger, distress, and nuisance to the community
- (b) to avoid the inherent danger in allowing dogs to have uncontrolled access to public places that are frequented by children, whether or not the children are accompanied by adults
- (c) to enable, to the extent that is practicable, the public (including families) to use streets and public amenities without fear of attack or intimidation by dogs
- (d) to promote the exercise and recreational needs of dogs and their owners

## Significance

This policy affects all dog owners within the Waikato District, or people bringing dogs into the district, as well as members of the public.

## Relevant Documents/Legislation

- Dog Control Act 1996
- Waikato District Council Dog Control Bylaw 2015

## Policy Review

This policy will be reviewed as deemed appropriate by the Chief Executive, and must be reviewed in conjunction with Council's Dog Control Bylaw, within its statutory timeframe.

## Policy Statements

### Responsible dog ownership

Council will encourage responsible dog ownership within the Waikato District through public education and enforcement of Council's Bylaw, and other relevant legislation.

Responsible ownership requires owners to have an understanding of how to appropriately care for their dogs and how to control their dogs in public places as to not cause a nuisance or risk to the safety of other animals, or members of the public.

Council requires dog owners to control dogs on a leash when in public places, except within designated exercise areas, and to remove faeces from public places. Council provides dog exercise areas within the district to promote opportunities for dog owners to exercise and socialise their dogs in an appropriate environment.

### **Provision of dog control services / Regulation and enforcement**

Council will provide a comprehensive and robust dog control service to protect members of the public from nuisance, minimize the danger of dogs in public places, and to ensure that dogs within the district are appropriately cared for by their owners.

Council's Dog Control Bylaw will provide public spaces for exercising dogs, but also set restrictions prohibiting dogs from certain public places, or requiring dogs to be leashed and controlled to promote the safety of members of the public, these areas are specified in Appendix one. Council will provide signage, where practicable, to ensure dog owners are made aware of their obligations under Council's Dog Control Bylaw.

Council will also regulate the number of dogs that can be kept on properties in more densely populated areas to minimise nuisance issues and enhance public safety.

A permit to exceed these provisions may be applied for, and will be considered on a case by case basis.

Council requires all dogs classified as menacing, by behaviour or breed, under section 33A of the Dog Control Act to be neutered.

### **Funding**

Council will set fees and charges for dog registration and other dog control services in order to fund dog management services primarily on a user pays basis.

Through the schedule of fees and charges, Council will annually set:

- a reasonable annual registration fee, with discounts being available to incentivise responsible dog ownership and the prompt payment of registration fees.
- a fee for the release of an impounded dog in order to recover costs associated with the provision of pound facilities.

Council will use income from fines to contribute to the costs associated with providing its dog control service and provide for otherwise irrecoverable costs through general rate funding.



## Appendix one: Control of Dogs in public places

Unless provided for in the Animal Control Act 1996 or Waikato District Council Dog Control Bylaw, a dog that enters or remains in a public place must be secured on a leash and kept under continuous control. Exceptions apply where otherwise specified in this Appendix.

### Prohibited Areas (District Wide)

No person shall permit any dog to enter or remain in a prohibited area whether it is under control or not, except a working dog while it is working, a dog confined in or on a vehicle, a dog being taken to or from veterinary premises.

Guidance note: exceptions to these restrictions are listed in section 5.6 of the Bylaw.

Locality	Description of area and times	Map #
Huntly	Any street or public place within the central business area of Huntly, including Main Street and rear accesses, at all times including public holidays.	19
Ngaruawahia	Any street within the central business area of Ngaruawahia township including Jesmond Street, from the pedestrian crossing between the Waipa Hotel and Pharo's Postshop, Stationary and Lotto to the area between the Plunket Rooms and the Anglican Church, at all times including public holidays. Business side of SH1 Ngaruawahia between Martin and Market Streets	20
Raglan	Within the Raglan Kopua Camping Grounds, the domain, the playground and picnic area of the foreshore of Oporu inlet from the footbridge to the boat ramp, at all times including public holidays	9
Port Waikato	Within 250 metres north or south of any lifesaving patrolled areas on Port Waikato Beach and Sunset Beach from 10am to 6pm on weekends, public holidays and school holidays from the beginning of Labour Weekend to the end of March the following year.	22
Hakarimata Scenic Reserve	Area from Brownlee Avenue to the dam site on the walkway.	23
Waireinga Scenic Reserve	Carpark area leading up to Department of Conservation walkway.	24

**On-lead areas**

Dogs are allowed in the following areas if **under control** and on a leash, but should not be left unattended and/or tethered.

Locality	Description of area and times	Map #
Te Kauwhata	In or on any part of any street or public place within the central business area of Te Kauwhata township more particularly defined as Main Road from the Te Kauwhata Trust Tavern and business premises opposite to Saleyard and Te Kauwhata Road intersection, at all times including public holidays.	12
Raglan	In or on any part of any street or public place within the central business area of Raglan township more particularly defined as: <ul style="list-style-type: none"> <li>• Bow Street from the Cliff Street intersection to 43 Bow Street,</li> <li>• Wainui Road from Bow Street to the Bankart Street intersection,</li> <li>• Wallis Street from Bow Street to the end of the business premises,</li> <li>• Volcom Lane between Wainui Road and Bow Street.</li> </ul> at all times including public holidays	8
Tuakau	Any street within the central business area of Tuakau township more particularly defined as George Street, between Madil street and the corner of Dominion Road and Ryders Road at all times including public holidays. This includes Central Park and extends to the Dominion Road shopping area.	21

## Dog Exercise Areas

A dog may be exercised in the areas below free of restraint if kept under continuous control by its owner. Where there is a presence of stock, all dogs must remain leashed.

**Note:** Council may from time to time by resolution under the Dog Control Bylaw designate additional dog exercise areas.

Locality	Description of area	Map #
Huntly	A fenced area on the shore of Lake Hakanoa situated at the end of Onslow Street in the Huntly Domain	1
	The grassed area along the Waikato River on Riverview Road known as the Riverview Reserve.	2
	Fenced dog park on the corner of Fairfield Avenue and Graham Place	3
Taupiri	Bob Byrne Park on Great South Road.	4
Ngaruawahia	Regent Street Reserve. The grassed area from Great South Road to the end of area bordering Turangawaewae Marae.	5
	From the Great South Road bridge pilings on Lower Waikato Esplanade along the grassed area known as the Waikato Esplanade Reserve to Belt Street.	5
	The fenced area on the corner of Great South Road and Ellery Street (old dump site).	6
	Waipa Esplanade Reserve from the Pony Club along the grassed area to the area below Princess Street.	7
Raglan	The fenced area on the corner of Wallis Street and John Street known as Aro Aro Reserve.	8
	The grassed area and foreshore from the boat ramp in the Oporuru inlet to the Aerodrome Bridge.	9
	From the Wainui Reserve carpark at the western end of Te Riria Kereopa Memorial Drive to 300 metres south of the northern walkway at Ngarunui Beach below the Wainui Reserve.	10
	Beach areas from the wharf, the Cliffs, Cox's Bay, Lorenzen Bay, The Doughboys and Moonlight Bay.	11
Te Kauwhata	Fenced areas on the Te Kauwhata Recreation Reserve.	12
Horotiu	Fenced AFFCO Park on Horotiu Road and State Highway 1.	13
	Riverside Reserve on Horotiu Bridge Road.	14
Whatawhata	Whatawhata Recreation Reserve, except when the reserve is being used for sporting activities.	15
Te Kowhai	Te Kowhai Recreation Reserve, except when the reserve is being used for sporting activities.	16
Karioitahi Beach	The beach area known as Karioitahi beach	N/A
Port Waikato	Sunset beach, beyond 250 metres north or south of any lifesaving patrolled areas. This extends along the shoreline to Maretai Bay, but does not include the reserve area.  Note: The area within the lifesaving patrolled areas is prohibited from 10am to 6pm on weekends, public holidays and school holidays from the beginning of Labour Weekend to the end of March from the following year.  This is specified in the Prohibited areas schedule.	N/A

Tuakau	Les Batkin Reserve, in the marked areas specified from Tuakau Bridge to (but excluding) the toilet block and from the carpark entrance to the northern boundary	17
Tuakau	Alexandra Redoubt Reserve in the marked areas specified	18