

MEETING OF THE SOUTHERN COMMITTEE

TO THE CHAIRPERSON AND MEMBERS OF
THE COMMITTEE

MEMBERSHIP OF THE COMMITTEE

Cr M E Oldfield (Chairperson)

Cr T K Burke
Cr J M Kane
Cr B S Murray
Cr A G Neill

A meeting of the Committee will be held on

Wednesday, 21 October 2009 at 10.30 a.m.

VENUE: Waimate District Council
Local Government Centre
Queen Street
Waimate

BUSINESS: As per Order Paper attached
Agendas are available on our website three days prior to the date of the meeting -
<http://ecan.govt.nz/news-and-notice/minutes/Pages/Default.aspx>

Dr Bryan Jenkins
CHIEF EXECUTIVE

**RECOMMENDATIONS IN REPORTS ARE NOT TO BE TAKEN
AS COUNCIL POLICY UNTIL ADOPTED BY COUNCIL**

58 Kilmore Street,
PO Box 345,
Christchurch,
Telephone: (03) 365-3828,
Fax: (03) 365-3194
Website: www.ecan.govt.nz



COMPLIANCE WITH LOCAL GOVERNMENT ACT 2002 DECISION-MAKING REQUIREMENTS

Except as below, a statement of compliance and a completed decision checklist is required for any agenda item on a council committee or the council recommending that a decision be made. This will be the responsibility of the person signing off the agenda item.

The compliance statement and checklist will not be used for:

- Recommendations that information be received or that the Council make a decision.
- Decisions taken under the Resource Management Act 1991 or the Biosecurity Act 1993 in relation to resource consents, decisions required when following the procedures set out in Schedule 1 of the Resource Management Act 1991, other permissions, submissions on plans, or references to the Environment Court.
- Decisions taken to proceed with enforcement procedures under various primary or secondary legislation or regulations, including procedures under the Resource Management Act 1991, the Biosecurity Act 1993, the Local Government Act 2002, and Environment Canterbury Bylaws.
- Administrative and personnel decisions that are entirely internal to Environment Canterbury.
- Other decisions where the procedures to be followed are set out in Legislation.

COMPLIANCE STATEMENT

The council committee (or the council) must formally certify that:

- (a) It is satisfied that it has sufficient information about the options and their benefits and costs, in terms of the region's social, economic, environmental and cultural well-being and the effects on community outcomes, bearing in mind the significance of the decisions.
- (b) It is satisfied that it knows enough about and has given adequate consideration to the views and preferences of affected and interested parties bearing in mind the significance of the decision.

INFORMATION CHECKLIST

(a)	A Statement of the Proposed Decision
(b)	A Statement of the Objective of the Proposed Decision and the Issue or Problem being addressed
(c)	A list of all reasonably practicable options, (including doing nothing).
(d)	For each option in (c): An evaluation of the Benefits and Costs, in terms of the region's social, economic, environmental and cultural well-being.
(e)	For each option in (c): A statement of the extent to which community outcomes would be promoted or achieved in an integrated and efficient manner.
(f)	For each option in (c): A statement of the Impact, if any, on Environment Canterbury's capacity to undertake its statutory responsibilities
(g)	If the Proposed Decision is a significant decision in relation to land or a body of water, a statement of how Maori values have been taken into account
(h)	A Statement of significant inconsistencies, if any, with any Existing Policy, Plan or Legislation arising from the Proposed Decision.
(i)	A statement how the views and preferences of affected or interested persons have been given adequate consideration during the definition of the problem or issue, the objective, the assessment of options and the development of the proposed decision, including the particular contribution of Maori to the decision-making process.

Notes:

The significance of proposals and decisions determines how much time, money and effort is put into exploring and evaluating options and obtaining the views of affected and interested parties. The significance of proposals and decisions is determined through reference to criteria contained in the policy on significance.

The policy on significance together with Section 76 of the Local Government Act 2002 set out the Council's requirements in relation to decisions. Some decisions can only be made through the Long-Term Council Community Plan, or after the Special Consultative Procedures set out in the Act have been used, (refer to the policy on significance and the Act).

All decisions of Environment Canterbury are subject to the decision-making requirements of section 76 of the Act unless inconsistent with specific requirements of other legislation.

ENVIRONMENT CANTERBURY
SOUTHERN COMMITTEE
ORDER PAPER

1. APOLOGIES
2. MINUTES OF 8 JUNE 2009 MEETING AND MATTERS ARISING
3. DEPUTATIONS AND PETITIONS
4. CHIEF EXECUTIVE'S REPORT
5. SOUTHERN AREA COMMITTEE STRUCTURE
6. CANTERBURY STRATEGIC WATER STRATEGY
7. WAITAKI WATER ISSUES
8. GENERAL BUSINESS
9. NEXT MEETING DATE
10. CLOSURE

SOUTHERN COMMITTEE

MINUTES OF THE 6TH MEETING OF THE SOUTHERN COMMITTEE HELD IN THE COUNCIL CHAMBER, WAITAKI DISTRICT COUNCIL, THAMES STREET, OAMARU, ON 8 JUNE 2009 AT 11.00 A.M.

CONTENTS

11. APOLOGIES
12. CONFLICTS OF INTEREST
13. MINUTES OF MEETING – 23 MARCH 2009 AND MATTERS ARISING
14. DEPUTATIONS AND PETITIONS
15. CHIEF EXECUTIVE'S UPDATE
16. GENERAL BUSINESS
17. NEXT MEETING - 21 SEPTEMBER 2009
18. CLOSURE

PRESENT

Crs Mark Oldfield (Chairperson), Kerry Burke, Alec Neill, Jo Kane and Bronwen Murray.

IN ATTENDANCE

Mayor Alex FAMILTON, Crs Pam Spite, Helen Stead, Peter Twiss, Alistair Mavor, Gary Kircher, Jim Hopkins, Struan Munro, Michael Ross, Craig Dawson, Michael Blackstock, Robin Murphy, Matt Ross and Finlay McKenzie.

Apologies were received from Peter Shutt and Jay Graybill.

MANAGEMENT PRESENT – ENVIRONMENT CANTERBURY

Ken Taylor (Director Investigations and Monitoring) and Sue Seymour (Office Manager Timaru)

1. APOLOGIES

Dr Bryan Jenkins

2. CONFLICTS OF INTEREST

There were no conflicts of interest.

3. MINUTES OF MEETING AND MATTERS ARISING

Cr Kane asked that the words "if submissions 'in opposition' come in from those Councils" be added to the paragraph on item 5 in the Matters Arising from the previous meeting.

Resolved

That the minutes of 23 March 2009 be confirmed as a true and correct record, incorporating the above change, and be adopted.

Cr Kane/Cr Burke

4. DEPUTATIONS AND PETITIONS

Mr Finlay McKenzie, Chairman of the Waitaki Huts group spoke of the flooding problems being experienced at the South Huts on the Waitaki River due to high flows in recent weeks. Discussions will be held with the rating district at a meeting following a site examination of the river system being carried out by river engineering staff today.

Following today's meeting, Councillors will visit the huts to familiarise themselves with the area and its associated issues.

Matt Ross then spoke on behalf of the Waitaki Mid River New Applicants Group. He spoke of their frustrations of the long wait of approximately 11 years for called in consents to be granted when Meridian is able to lodge a new consent (North Bank Tunnel) and get it approved in two years. The same could happen for the Hunter Downs Irrigation scheme consent.

Significant costs have been spent by the group, in excess of \$500,000 to date.

The matter of these called in consents will be discussed at the Regional Planning Committee meeting in Christchurch on Wednesday 10 June. An active way forward is sought by the group and they implored the council to make it a matter of their highest urgency.

Resolved

That the Southern Committee of Environment Canterbury

- (a) Notes the policies and principles of the Waitaki Catchment Water Allocation Regional Plan.*
- (b) Notes the outcomes sought by the Waitaki Mid River New Applicants Group as expressions of natural justice and equity.*
- (c) Requests the Regional Planning Committee to pursue the most efficient and timely method of ensuring an outcome consistent with the intention of resolutions (a) and (b).*
- (d) Advise the Commissioners accordingly on or before 15 June 2009.*

Cr Neill/Cr Kane

5. CHIEF EXECUTIVE'S UPDATE

Ken Taylor spoke to the Chief Executives report; he outlined the main points and clarified matters when discussion arose.

Concern was expressed over the cost of the renewal of the Otematata water supply consent which was \$80,000 – made up of \$30,000 ECan costs and \$50,000 Waitaki staff time and consultants. Cr Neill commented that we are endeavouring to streamline our processes and keep costs to a minimum.

Cr Kane spoke of her involvement with the Regional Land Transport committee and updated the meeting on the Government Transport Funding and freight and network efficiency groups work to revalidate the Canterbury Freight Action Plan.

Cr Murray gave an update on navigation safety matters as chair of that committee.

Discussion followed on our role in by-laws on the lakes; Ruataniwha is coming up for review; ski lane at Pumpkin Bay has removed a safe swimming location? Discussion also on the number of signs at Sailors Cutting and signage in the 'neck' region of the gorge was queried.

Action point: Cr Murray to work with Waitaki Shoreline Committee regarding sign issues at Sailors Cutting (too many?), Pumpkin Bay ski lane and 5 knot speed sign through the gorge on Lake Benmore. New terms of reference needed for Shoreline Committee?

Resolved

That the information be received.

Cr Oldfield/Cr Kane

6. GENERAL BUSINESS

Discussion followed on how our Councils interact together and Cr Kane reminded those present that these meetings are an opportunity to put matters for discussion forward on the table rather than through the media. Councillors represent Canterbury and our communities and should work together to achieve outcomes.

The power of this committee was then discussed and Cr Burke commented that we are unable to delegate power where members other than ECan councillors have decision making rights. Something similar to the format of the Regional Land Transport committee could be an option to be considered.

7. NEXT MEETING

To be held in the Waimate District 21 October 2009. (Rescheduled from 21 September).

8. CLOSURE

The meeting closed at 2.40 p.m.

CONFIRMED

DATE _____ CHAIRPERSON _____