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# Auckland Development Committee

## OPEN MINUTES

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Minutes of a meeting of the Auckland Development Committee held in the Reception Lounge, Auckland Town Hall, 301-305 Queen Street, Auckland on Thursday, 28 November 2013 at 9.38am.

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### PRESENT

<b>Chairperson</b>	Cr Penny Hulse	
<b>Deputy Chairperson</b>	Cr Chris Darby	
<b>Members</b>	Cr Anae Arthur Anae	From 1.27pm, Item 19
	Cr Cameron Brewer	
	Mayor Len Brown, JP	Until 12.46pm, Item 14
	Cr Dr Cathy Casey	From 11.56am, Item 12
	Cr Bill Cashmore	
	Cr Ross Clow	
	Cr Linda Cooper, JP	
	Cr Alf Filipaina	
	Cr Hon Chris Fletcher, QSO	
	Cr Denise Krum	
	Cr Mike Lee	From 10.58am, Item 10
	Cr Calum Penrose	
	Member Josie Smith	Until 1.17pm, Item 15
	Cr Sharon Stewart, QSM	
	Cr Sir John Walker, KNZM, CBE	Until 1.27pm, Item 19
	Cr Wayne Walker	Until 1.53, Item 19
	Cr John Watson	From 9.59am, Item 5.1
	Member Glenn Wilcox	
	Cr George Wood, CNZM	

### APOLOGIES

Mayor Len Brown, JP	Early departure
Cr Penny Webster	Absence
Cr Anae Arthur Anae	Lateness
Cr Dick Quax	Absence
Cr Dr Cathy Casey	Lateness
Cr Mike Lee	Lateness

### ALSO PRESENT

Brian Neeson, Chair Upper Harbour Local Board

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## 1 Apologies

Resolution number AUC/2013/1

MOVED by Chairperson PA Hulse, seconded by Cr CE Brewer:

**That the Auckland Development Committee:**

- a) **accept the apologies from Cr MP Webster Cr AJ Anae, and Cr Quax for non-attendance, Cr C Casey, Cr M Lee and Cr J Watson for lateness and Mayor LCM Brown and Cr A Filipaina for early departure.**

**CARRIED**

## 2 Declaration of Interest

Member Josie Smith declared a conflict of interest in Item 19.

Cr Sharon Stewart declared an interest in Item 17.

## 3 Confirmation of Minutes

There were no minutes to be confirmed.

## 4 Petitions

There were no petitions.

## 5 Public Input

### 5.1 Ben Ross

Resolution number AUC/2013/2

MOVED by Deputy Chairperson P Hulse, seconded by Cr L Cooper:

**That the Auckland Development Committee:**

- a) **grant Ben Ross an extension of 10mins (15 minutes total) to complete their address to the Auckland Development Committee.**

**CARRIED**

*Cr J Watson joined to the meeting at 9:59 am.*

A presentation was given in support of the item.

A copy of the presentation is attached to the official copy of these minutes and is available on the Auckland Council website.

Resolution number AUC/2013/3

MOVED by Deputy Chairperson C Darby, seconded by Cr WD Walker:

**That the Auckland Development Committee:**

- b) receive the presentation from Mr Ben Ross and thank him for his attendance at the Auckland Development Committee.**

**CARRIED**

Resolution number AUC/2013/4

MOVED by Cr GS Wood, seconded by Cr WB Cashmore:

**That the Auckland Development Committee:**

- c) organise a site visit of the Manukau City Centre to understand the layout of the area.**

**CARRIED**

#### **Attachments**

- A Presentation
- B Booklet
- C Concept Drawings

## **6 Local Board Input**

There was no local board input.

## **7 Extraordinary Business**

### **7.1 Selection Process for Mataawaka Representatives on Independent Maori Statutory Board – Judicial Review Action**

Resolution number AUC/2013/5

MOVED by Chairperson PA Hulse, seconded by Cr GS Wood:

**That the Auckland Development Committee:**

- a) consider an extraordinary item regarding Funding - Mataawaka Selection Process - Judicial Review Action at item 19 on this agenda:**
  - i) the reason the matter was not on the agenda is that the legal position had not been clarified at the time of agenda close.**
  - ii) the reason for urgency is that a decision must be made because affidavits' must be filed in the high court this week.**

**CARRIED**

Resolution number AUC/2013/6

MOVED by Chairperson PA Hulse, seconded by Cr GS Wood:

**That the Auckland Development Committee:**

- b) agree that this item of extraordinary business be taken at the end of all other business.**

**CARRIED**

## 8 Notices of Motion

There were no notices of motion.

## 9 An overview of the City Transformation and Urban design programme

*Cr CE Fletcher left the meeting at 10:25 am.*

*Cr CE Fletcher returned to the meeting at 10:30 am.*

Resolution number AUC/2013/7

MOVED by Cr LA Cooper, seconded by Cr RI Clow:

**That the Auckland Development Committee:**

- a) **note that the regional development and transformation work programme for Auckland (including the city centre) focuses on the delivery and implementation of place-based transformational projects, which demonstrate Council's commitment to ensuring Auckland's urban design quality and long-term sustainability, is significantly improved.**
- b) **note key projects within the 2013-2016 regional development and city transformation programme.**
- c) **endorse officers' recommendation to hold a workshop with the Auckland Development Committee in February 2014, to establish an Integrated Project Delivery Programme for the City Centre, in response to the implications of the delivery and construction timeframes of the City Rail Link.**
- d) **note the key activities and projects within the 2013-2016 urban design work programme.**
- e) **nominate Cr C Darby as Auckland Council's Political Design Champion, in accordance with Council's obligations as a signatory to the New Zealand Urban Design Protocol (MfE).**

**CARRIED**

## 10 Submission to the Board of Inquiry on the Pūhoi to Warkworth Section of the Ara Tūhono Pūhoi to Wellsford Road of National Significance Proposal

A presentation was given in support of this item.

A copy of the presentation is attached to the official copy of these minutes and is available on the Auckland Council website.

*Cr ME Lee joined to the meeting at 10:58 am.*

Resolution number AUC/2013/8

MOVED by Chairperson PA Hulse, seconded by Deputy Chairperson C Darby:

**That the Auckland Development Committee:**

- a) **receive the report.**

**CARRIED**

Resolution number AUC/2013/9

MOVED by Mayor LCM Brown, seconded by Cr RI Clow:

**That the Auckland Development Committee:**

- b) support the proposal and seek appropriate conditions to mitigate effects in the submission to the Board of Inquiry on the application by NZ Transport Agency for the construction and maintenance of the Pūhoi to Warkworth section of the Pūhoi to Wellsford Road of National Significance.**

**CARRIED**

Secretarial Note: Pursuant to Standing Order 3.15.5, Councillors Hulse, Darby and W Walker requested their dissenting vote be recorded.

Resolution number AUC/2013/10

MOVED by Chairperson PA Hulse, seconded by Mayor LCM Brown:

**That the Auckland Development Committee:**

- c) delegate to Crs LA Cooper, M Lee, P Webster, C Darby, GS Wood, W Walker and C Fletcher, a member of the Independent Maori Statutory Board and a member of the Rodney Local Board, the consideration and approval of a submission to the Board of Inquiry on the application by NZ Transport Agency for the construction and maintenance of the Pūhoi to Warkworth section of the Pūhoi to Wellsford Road of National Significance.**

**CARRIED**

Resolution number AUC/2013/11

MOVED by Chairperson PA Hulse, seconded by Mayor LCM Brown:

**That the Auckland Development Committee:**

- d) instruct the delegated committee members to oversee the preparation and lodgment of the submission in consultation with the Rodney Local Board.**
- e) request that a copy of the report be forwarded to the Rodney Local Board.**

**CARRIED**

#### **Attachments**

- A Presentation

## **11 Heritage Update**

*Mayor LCM Brown left the meeting at 11:32 am.  
Member Wilcox left the meeting at 11:42 am.*

Resolution number AUC/2013/12

MOVED by Cr GS Wood, seconded by Cr LA Cooper:

**That the Auckland Development Committee:**

- a) receive the report.**

**CARRIED**

## 12 Auckland Plan Annual Implementation Update 2013/2014

A copy of the Annual Implementation Update 2012/2013 had been made available to Committee members.

A presentation was given in support of the item.

A copy of the Annual Implementation Update 2012/2013 and presentation are attached to the official copy of these minutes and are available on the Auckland Council website.

*Member Wilcox returned to the meeting at 11:48 am.  
Cr CE Fletcher left the meeting at 11:49 am.  
Cr ME Lee left the meeting at 11:49 am.  
Cr CM Penrose left the meeting at 11:49 am.  
Cr CE Brewer left the meeting at 11:54 am.  
Cr CM Penrose returned to the meeting at 11:55 am.  
Cr CM Casey joined the meeting at 11:56 am.  
Mayor LCM Brown returned to the meeting at 12:01 pm.*

Resolution number AUC/2013/13

MOVED by Cr GS Wood, seconded by Cr LA Cooper:

**That the Auckland Development Committee:**

- a) **request that the report be circulated to the Local Boards, Council Controlled Organisation's and the Independent Maori Statutory Board.**
- b) **provide feedback on the Auckland Plan Annual Implementation Update from the committee members early in the new year.**

**CARRIED**

### **Attachments**

- A Annual Implementation Update 2012/2013
- B Presentation

## 13 Update on recent submissions regarding offshore petroleum exploration

*Cr CE Brewer returned to the meeting at 12:07pm.  
Cr ME Lee returned to the meeting at 12:09 pm.  
Cr CE Fletcher returned to the meeting at 12:09 pm.  
Cr RI Clow left the meeting at 12:11 pm.*

Resolution number AUC/2013/14

MOVED by Chairperson PA Hulse, seconded by Cr GS Wood:

**That the Auckland Development Committee:**

- a) **receive the report.**
- b) **request Auckland Council work with Local Government New Zealand and other councils to share submissions, information and advocacy opportunities in relation to offshore oil exploration.**
- c) **request all relevant information be circulated to all Local Boards.**

**CARRIED**

**14 Proposed private Plan Change 42 - Albany centre Business 11 zoning amendments**

The Chair of the Upper Harbour Local Board, Mr Brian Neeson was in attendance to speak to this item.

*Cr AM Filipaina left the meeting at 12:16 pm.*

*Cr CM Penrose left the meeting at 12:26 pm.*

*Cr RI Clow returned to the meeting at 12:30 pm.*

*Cr SL Stewart left the meeting at 12:36 pm.*

*Cr ME Lee left the meeting at 12:38 pm.*

*Cr SL Stewart returned to the meeting at 12:42 pm.*

*Cr ME Lee returned to the meeting at 12:44 pm.*

Resolution number AUC/2013/15

MOVED by Cr GS Wood, seconded by Cr WD Walker:

**That the Auckland Development Committee:**

- a) **accept and process the private plan change request by Albany City Development Corporation Ltd (PPC 42) seeking to enable ground floor residential development in the Business 11A and 11B zones of the Albany metropolitan centre, as provided for under Clause 25 of the First Schedule to the Resource Management Act 1991, and endorse the intention to publicly notify the request early in 2014.**

**CARRIED**

Secretarial Note: Pursuant to Standing order 3.15.5 Councillor Darby requested his dissenting vote be recorded.

The meeting adjourned at 12.46pm.

Lunch Break.

The meeting reconvened at 1.17pm

Mayor L Brown and Member J Smith were not present when the meeting reconvened.

Cr ME Lee left the meeting at 01:18 pm.

**15 Approval of Plan Change 33 – Business Built Heritage Areas – Auckland Council District Plan (North Shore section)**

Resolution number AUC/2013/16

MOVED by Deputy Chairperson C Darby, seconded by Cr GS Wood:

**That the Auckland Development Committee:**

- a) **approve Plan Change 33 to the North Shore section of the Auckland District Plan, set out in full as Attachment A, in accordance with Clause 17 of the First Schedule to the Resource Management Act 1991.**
- b) **authorise the Manager North West Planning to complete the statutory processes under Clause 20 of the First Schedule to the Resource Management Act 1991 to make the Plan Change operative in the District Plan.**

**CARRIED**



**16 Proposed Plan Change 14 (PC 14) Auckland Council District Plan (Franklin Section) - To be made Operative**

Resolution number AUC/2013/17

MOVED by Cr WB Cashmore, seconded by Cr DA Krum:

**That the Auckland Development Committee:**

- a) **approve subject to confirmation of the location of content on Map 110B and 110D the consent order issued by the Environment Court dated 8 October that the Runciman Countryside Living provisions which form part of Proposed Plan Change 14 to the Auckland Council District Plan (Franklin Section), be made operative in accordance with Clause 17 of the First Schedule of the Resource Management Act 1991.**
- b) **authorise the Manager Planning South to co-ordinate the statutory processes required under Clause 20 to the First Schedule to the Resource Management Act 1991, to make the Runciman Countryside Living zone provisions, being part of Proposed Plan Change 14 to the Operative Auckland Council District Plan (Franklin Section) operative, including the determination of the operative date and notification date.**

**CARRIED**

*Cr ME Lee returned to the meeting at 01:23 pm.*

**17 Request to make Proposed Plan Change 37 (Additions to Schedule 6B - Notable Trees and Stands of Trees to be Protection) to the Auckland Council District Plan (Manukau Section) operative**

Cr S Stewart declared an interest in this item and took not part in discussion or voting on this matter.

Resolution number AUC/2013/18

MOVED by Cr CM Casey, seconded by Cr RI Clow:

**That the Auckland Development Committee:**

- a) **in accordance with Consent Order (ENV-2012-AKL-000228) issued by the Environment Court approve Proposed Plan Change 37 (*Additions to Schedule 6B – Notable Trees and Stands of Trees to be Protected*) to the Auckland Council District Plan (Manukau Section) to be made operative in accordance with Clause 17 of Schedule 1 of the Resource Management Act 1991.**
- b) **authorise the Manager, Planning South to complete the statutory process required to make Proposed Plan Change 37 (Additions to Schedule 6B – Notable Trees and Stands of Trees to be Protected) to the Auckland Council District Plan (Manukau Section) operative pursuant to Clause 20 of Schedule 1 of the Resource Management Act 1991.**

**CARRIED**

**18 Private Plan Change 159 to the Auckland Council District Plan (Rodney Section) 2011 - Peninsula Golf Course Rezoning**

Resolution number AUC/2013/19

MOVED by Cr LA Cooper, seconded by Cr GS Wood:

**That the Auckland Development Committee:**

- a) **approve Private Plan Change 159 - Peninsula Golf Course Rezoning to the District Plan, as set out in Attachment B to this report, pursuant to Clause 17 of the First Schedule of the Resource Management Act 1991.**
- b) **authorise the Manager Planning North/West to complete the statutory processes under Clause 20 of the First Schedule of the Resource Management Act 1991 to make Private Plan Change 159 operative in the District Plan.**

**CARRIED**

Secretarial Note: Pursuant to Standing Order 3.15.5, Crs J Watson and W Walker requested their dissenting votes recorded.

**19 Consideration of Extraordinary Items**

**19.1 Selection Process for Mataawaka Representatives on Independent Maori Statutory Board – Judicial Review Action**

The Chairperson advised that this matter would be taken in confidential.

**Public Excluded**

Resolution number AUC/2013/20

MOVED by Cr Wood, seconded by Cr Hulse:

**That the Auckland Development Committee:**

- a) **exclude the public from the following part(s) of the proceedings of this meeting.**

**The general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter, and the specific grounds under section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution follows.**

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

**19.1 Selection Process for Mataawaka Representatives on Independent Maori Statutory Board – Judicial Review Action**

Reason for passing this resolution in relation to each matter	Particular interest(s) protected (where applicable)	Ground(s) under section 48(1) for the passing of this resolution
The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.	s7(2)(g) - The withholding of the information is necessary to maintain legal professional privilege.  In particular, the legal opinions provided in the report could be used against Council in future court action.	s48(1)(a)  The public conduct of the part of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under section 7.

The text of these resolutions is made available to the public who are present at the meeting and form part of the minutes of the meeting.

**CARRIED**

*Cr JG Walker left the meeting at 01:27 pm.  
Cr WD Walker left the meeting at 01:27 pm.  
Cr AJ Anae joined to the meeting at 01:27 pm.*

1.27pm           The public was excluded.

2.53 pm

The Chairperson thanked Members for their attendance and attention to business and declared the meeting closed.

CONFIRMED AS A TRUE AND CORRECT RECORD  
AT A MEETING OF THE AUCKLAND  
DEVELOPMENT COMMITTEE HELD ON

**DATE:**.....

**CHAIRPERSON:**.....