
Planning Committee

OPEN MINUTES

Minutes of a meeting of the Planning Committee held in the Reception Lounge, Auckland Town Hall, 301-305 Queen Street, Auckland on Tuesday, 6 June 2017 at 9.31am.

PRESENT

Chairperson	Cr Chris Darby	
Deputy Chairperson	Cr Denise Lee	
Members	Cr Dr Cathy Casey	
	Deputy Mayor Bill Cashmore	
	Cr Fa'anana Efeso Collins	
	Cr Linda Cooper, JP	
	Cr Alf Filipaina	From 9.42am, Item 9
	Cr Hon Christine Fletcher, QSO	From 10.53am, Item 10
	Mayor Hon Phil Goff, CNZM, JP	From 11.10am, Item 10
	IMSB Member Hon Tau Henare	
	Cr Richard Hills	
	Cr Penny Hulse	From 9.50am, Item 9
	Cr Mike Lee	
	Cr Daniel Newman, JP	
	IMSB Member Liane Ngamane	
	Cr Desley Simpson, JP	
	Cr Sharon Stewart, QSM	Until 11.12am, Item 11
	Cr Sir John Walker, KNZM, CBE	From 9.35am, Item 9
		Until 11.24am, Item 14
	Cr Wayne Walker	From 9.37am, Item 9
	Cr John Watson	From 9.34am, Item 3

ABSENT

Cr Ross Clow
Cr Dick Quax
Cr Greg Sayers

ALSO PRESENT

Danielle Grant, Chair, Kaipātiki Local Board
Julia Parfitt, Chair, Hibiscus and Bays Local Board

1 Apologies

Resolution number PLA/2017/57

MOVED by Chairperson C Darby, seconded by Cr C Casey:

That the Planning Committee:

- a) **accept the apologies from Mayor P Goff for lateness on council business, from Cr C Fletcher and Cr G Sayers for absence, and from Cr S Stewart for early departure.**

CARRIED

Note: An apology for absence from Cr R Clow was subsequently received.

2 Declaration of Interest

Deputy Chairperson D Lee declared an interest in Item C2 – Auckland Unitary Plan (Operative in Part) - North/West Appeals – Okura.

3 Confirmation of Minutes

Resolution number PLA/2017/58

MOVED by Chairperson C Darby, seconded by Deputy Chairperson D Lee:

That the Planning Committee:

- a) **confirm the ordinary minutes of its meeting, held on Tuesday, 2 May 2017, including the confidential section, as a true and correct record.**

CARRIED

Cr J Watson entered the meeting at 9.34 am.

4 Petitions

There were no petitions.

5 Public Input

Note: Consideration of Item 5.1 – Public Input was deferred until after Item 9 – Use of Urban Renewal Tools by Panuku.

6 Local Board Input

Julia Parfitt, Hibiscus and Bays Local Board Chair spoke at Item C2 – Auckland Unitary Plan (Operative in Part) - North/West Appeals – Okura.

7 Extraordinary Business

There was no extraordinary business.

8 Notices of Motion

There were no notices of motion.

9 Use of Urban Renewal Tools by Panuku

Cr J Walker entered the meeting at 9.35 am.
Cr W Walker entered the meeting at 9.37 am.
Cr A Filipaina entered the meeting at 9.42 am.
Cr P Hulse entered the meeting at 9.50 am.

Note: Clause a) was amended and clauses a) ii) and a) iii) were incorporated with the agreement of the meeting.

Resolution number PLA/2017/59

MOVED by Chairperson C Darby, seconded by Deputy Chairperson D Lee:

That the Planning Committee:

- a) **endorse, the prudent use of statutory urban renewal tools (designation and compulsory acquisition) by Panuku Development Auckland in Unlock and Transform development locations, where:**
- i) **the relevant council committee and local board has endorsed a High Level Project Plan**
 - ii) **the location is within the High Level Project Plan area and in accordance with High Level Project Plan objectives**
 - iii) **negotiated acquisition is always undertaken in the first instance**
 - iv) **any designation proposal has the support of all relevant council-controlled organisations, particularly Auckland Transport and Watercare Services Limited, as required on a case-by-case basis**
 - v) **Panuku has the necessary budget provision.**

CARRIED

Note: Item 5.1 – Public Input was heard prior to Item 10.

5.1 Public Input - Rob Weir, The Rail Opportunity Network (TRON)- passenger rail service from Hamilton to Auckland

Resolution number PLA/2017/60

MOVED by Chairperson C Darby, seconded by Cr W Walker:

That the Planning Committee:

- a) **receive the presentation from Rob Weir, representing the Rail Opportunity Network, on passenger rail service from Hamilton to Auckland and thank him for his attendance.**

CARRIED

10 Consideration of passenger rail service from Hamilton to Auckland

Cr C Fletcher entered the meeting at 10.53 am.

MOVED by Chairperson C Darby, seconded by Cr W Walker:

That the Planning Committee:

- a) **support the preparation of a high-level review to identify the key constraints, benefits and options of a passenger rail service between Auckland/Hamilton, including an**

- updated assessment of customer demand, with a recommendation as to whether or not to proceed towards a detailed feasibility study.
- b) recognise the current network access and rolling stock constraints which cannot be resolved without significant capital expenditure.
 - c) acknowledge the importance of working together with the partner organisations, but considers a passenger rail service between Hamilton and Auckland to be a low priority for Auckland Council at this point in time.
 - d) request that the high-level review be reported back to the Planning Committee.

Resolution number PLA/2017/61

MOVED by Cr C Casey, seconded by Cr M Lee, an amendment by way of addition:

That the Planning Committee:

- e) **support in principle the provision of a passenger rail service between Hamilton and Auckland.**

A division was called for, voting on which was as follows:

<u>For</u>	<u>Against</u>	<u>Abstained</u>
Cr C Casey	Cr D Newman	
Deputy Mayor B Cashmore		
Cr E Collins		
Cr L Cooper		
Chairperson C Darby		
Cr A Filipaina		
Cr C Fletcher		
IMSB Member T Henare		
Cr R Hills		
Cr P Hulse		
Deputy Chairperson D Lee		
Cr M Lee		
IMSB Member L Ngamane		
Cr D Simpson		
Cr S Stewart		
Cr J Walker		
Cr W Walker		
Cr J Watson		

The motion was declared CARRIED by 18 votes to 1.

CARRIED

IMSB Member T Henare left the meeting at 11.08 am.

Cr A Filipaina left the meeting at 11.10 am.

Mayor P Goff entered the meeting at 11.10 am.

The substantive motion was put.

Resolution number PLA/2017/62

MOVED by Chairperson C Darby, seconded by Cr W Walker:

That the Planning Committee:

- a) **support the preparation of a high-level review to identify the key constraints, benefits and options of a passenger rail service between Auckland/Hamilton, including an updated assessment of customer demand, with a recommendation as to whether or not to proceed towards a detailed feasibility study.**
- b) **recognise the current network access and rolling stock constraints which**

cannot be resolved without significant capital expenditure.

- c) acknowledge the importance of working together with the partner organisations, but considers a passenger rail service between Hamilton and Auckland to be a low priority for Auckland Council at this point in time.
- d) request that the high-level review be reported back to the Planning Committee.
- e) support in principle the provision of a passenger rail service between Hamilton and Auckland.

CARRIED

11 Regional Historic Heritage Grants Programme 2016/2017 Allocation

Cr S Stewart left the meeting at 11.12 am.

Cr A Filipaina returned to the meeting at 11.14 am.

IMSB Member T Henare returned to the meeting at 11.15 am.

Resolution number PLA/2017/63

MOVED by Cr D Newman, seconded by Cr C Fletcher:

That the Planning Committee:

- a) approve the grant allocations for the 2016/2017 Regional Historic Heritage Grants Programme funding round, as listed below and in Attachment B of the agenda report:

Organisation/Individual	Amount recommended	Term
St. Patrick's Cathedral Heritage Foundation	\$20,000	One Year
Rawinia Iraihi Rangī Henderson	\$2,248	One Year
Helensville District Health Trust	\$12,420	One Year
Friends of Waikumete Inc	\$3,450	One Year
Friends of Onehunga Community House	\$20,000	One Year
Pitt St Methodist Trust	\$6,337	One Year
Antony Waterhouse	\$16,289	One Year

CARRIED

12 Summary of Planning Committee information memos and briefings - 6 June 2017

Resolution number PLA/2017/64

MOVED by Cr W Walker, seconded by IMSB Member L Ngamane:

That the Planning Committee:

- a) receive the Summary of Planning Committee information memos and briefings – 6 June 2017.

CARRIED

13 Consideration of Extraordinary Items

There was no consideration of extraordinary items.

14 Procedural motion to exclude the public

Resolution number PLA/2017/65

MOVED by Chairperson C Darby, seconded by Cr E Collins:

That the Planning 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:

C1 Auckland Unitary Plan (Operative in Part) - Self Family Trust Environment Court Appeal (ENV-2016-AKL-000199) - Ngā Kapua Kohuora (Crater Hill) and Pūkaki

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 report contains discussion of matters that are subject of an appeal to the Environment Court and any public disclosure could compromise the council's case.	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.

C2 Auckland Unitary Plan (Operative in Part) - North/West Appeals - Okura

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 report contains a discussion of matters that are the subject of appeals to the Environment Court and any public disclosure could compromise the council's case.	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.

C3 Auckland Council Unitary Plan (Operative in Part) Waitakere Ranges Protection Society Appeal (CIV-2016-404-002290)

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	s7(2)(g) - The withholding of the information is necessary to maintain legal professional privilege.	s48(1)(a) The public conduct of the part of the meeting would be likely to result in the disclosure of

reason for withholding exists under section 7.	In particular, the report contains legal advice that relates to a High Court appeal	information for which good reason for withholding exists under section 7.
--	---	---

C4 Auckland Unitary Plan (Operative in Part) - Record of Urgent Decisions Made Under Delegated Authority

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 report contains discussion of matters that are subject of appeals to the High Court and Environment Court and any public disclosure could compromise the council's case.	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

11.24am The public was excluded.

Resolutions in relation to the confidential items are recorded in the confidential section of these minutes and are not publicly available.

11.58am The public was re-admitted.

RESTATEMENTS

It was resolved while the public was excluded:

C1 Auckland Unitary Plan (Operative in Part) - Self Family Trust Environment Court Appeal (ENV-2016-AKL-000199) - Ngā Kapua Kohuora (Crater Hill) and Pūkaki

Resolution number PLA/2017/66

MOVED by Chairperson C Darby, seconded by Cr C Casey:

That the Planning Committee:

- c) note that the report and attachment relating to ENV-2016-AKL-000199 Self Family Trust will remain confidential until the final determination of the appeal by the Environment Court, any appeal or review of that decision by any Court, and any decision made in relation to costs for any associated proceeding.

C2 Auckland Unitary Plan (Operative in Part) - North/West Appeals - Okura

Resolution number PLA/2017/67

MOVED by Cr J Watson, seconded by Cr W Walker:

That the Planning Committee:

- b) agree that reports and decisions relating to Okura (appeals ENV-2016-AKL-000196 and 000211) will remain confidential until the final determination of the appeals by the Environment Court, any appeal or review of that decision by any Court, and any decision made in relation to costs for any associated proceeding.

C3 Auckland Council Unitary Plan (Operative in Part) Waitakere Ranges Protection Society Appeal (CIV-2016-404-002290)

Resolution number PLA/2017/68

MOVED by Cr D Newman, seconded by Deputy Mayor B Cashmore:

That the Planning Committee:

- c) agree that the report relating to Wāitakere Ranges (CIV-2016-404-002290) will remain confidential until the final determination of the appeal by the High Court and/or the Environment Court, any appeal or review of that decision by any Court, and any decision made in relation to costs for any associated proceeding.

C4 Auckland Unitary Plan (Operative in Part) - Record of Urgent Decisions Made Under Delegated Authority

Resolution number PLA/2017/69

MOVED by Cr A Filipaina, seconded by Cr C Fletcher:

That the Planning Committee:

- c) agree that the decisions, report and attachments relating to the urgent decisions made by the delegated members of the Planning Committee in respect of the Auckland Unitary Plan appeals will remain confidential until the final determination of the appeals by the Environment Court, any appeal or review of that decision by any Court, and any decision made in relation to costs for any associated proceeding.

11.58 am

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 PLANNING COMMITTEE
HELD ON

DATE:.....

CHAIRPERSON:.....