

Devonport-Takapuna Local Board

OPEN MINUTES

Minutes of a meeting of the Devonport-Takapuna Local Board held on Tuesday, 19 April 2022 at 2.00pm via Microsoft Teams. Either a recording or written summary will be uploaded on the Auckland Council website.

PRESENT

Chairperson	Ruth Jackson
Deputy Chairperson	Jan O'Connor, QSM
Members	Aidan Bennett, QSM Trish Deans George Wood, CNZM

ABSENT

Member	Toni van Tonder
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1 Welcome

The meeting was opened with a karakia

2 Apologies

Resolution number DT/2022/34

MOVED by Chairperson R Jackson, seconded by Member T Deans:

That the Devonport-Takapuna Local Board:

- a) **accept the apology from Member Toni van Tonder for her absence.**

CARRIED

3 Declaration of Interest

Member J O'Connor declared an interest in Item 13: New community lease to Takapuna Lawn Tennis Club Incorporated at Bracken Reserve, 5 Bracken Avenue, Takapuna, as she is a patron of the club and took no part in discussion or voting on this matter.

4 Confirmation of Minutes

Resolution number DT/2022/35

MOVED by Chairperson R Jackson, seconded by Member A Bennett:

That the Devonport-Takapuna Local Board:

- a) **confirm the ordinary minutes of its meeting, held on Tuesday, 15 March 2022, including the confidential section, as a true and correct.**

CARRIED

5 Leave of Absence

There were no leaves of absence.

6 Acknowledgements

There were no acknowledgements.

7 Petitions

There were no petitions.

8 Deputations

There were no deputations.

9 Public Forum

9.1 Takapuna Lawn Tennis Club - Community Lease Renewal

The president of the Takapuna Lawn Tennis Club, Peter Dean, was in attendance to address the board regarding the new community lease at Bracken reserve, 5 Bracken Avenue, Takapuna.

Resolution number DT/2022/36

MOVED by Chairperson R Jackson, seconded by Member A Bennett:

That the Devonport-Takapuna Local Board:

- a) **receive the presentation from Peter Dean and thank him for his attendance.**

CARRIED

9.2 Chris Mullane - O'Neill's Point Cemetery

Chris Mullane was in attendance to address the board regarding the O'Neill's Point Cemetery

Resolution number DT/2022/37

MOVED by Chairperson R Jackson, seconded by Deputy Chairperson J O'Connor:

That the Devonport-Takapuna Local Board:

- a) **receive the presentation from Chris Mullane and thank him for his attendance.**

CARRIED

10 Extraordinary Business

There was no extraordinary business.

11 Notices of Motion

Under Standing Order LBS 3.11.1 a Notice of Motion has been received from Member George Wood for consideration under item 12.

Precedence of Business

Resolution number DT/2022/38

MOVED by Chairperson R Jackson, seconded by Member G Wood:

That the Devonport-Takapuna Local Board:

- a) **agree that Item 13: New community lease to Takapuna Lawn Tennis Club Incorporated at Bracken Reserve, 5 Bracken Avenue, Takapuna, then Item 15 Proposal to list O'Neill's Point Cemetery, Bayswater as a Category 1 Historic Place, be accorded precedence at this time.**

CARRIED

13 New community lease to Takapuna Lawn Tennis Club Incorporated at Bracken Reserve, 5 Bracken Avenue, Takapuna

Documents were tabled at this item. Copies have been placed on the official minutes and are available on the Auckland Council website as a minutes attachment.

Member J O'Connor declared an interest in this item, as she is a patron of the club and took no part in discussion or voting on this matter.

Resolution number DT/2022/39

MOVED by Chairperson R Jackson, seconded by Member T Deans:

That the Devonport-Takapuna Local Board:

- a) note that the Takapuna Lawn Tennis Club Incorporated (Takapuna Tennis Club) has requested a new community lease of the site it occupies at 5 Bracken Avenue, Takapuna, for a total term of 30 years, as outlined in their tabled letter dated 17 June 2020;
- b) approve the public notification of Auckland Council's intention to grant Takapuna Lawn Tennis Club Incorporated a new community lease to be issued under the Reserves Act 1977 for an area comprising approximately 3,738 square meters (more or less) for the land legally described as Lot 87-88, Lot 95-96, Part Lot 86, and Part Lot 97 Deposited Plan 6879, on the tabled title NA457/188;
- c) agree any new community lease would be subject to the following terms and conditions: of
 - i. term – 10 years, commencing 1 December 2021, with two 10 year rights of renewal and a final expiry of 30 November 2051, noting the significant investment the club has made over the years in the facilities and amenities on the site, and their plans for further considerable investment in the coming years, as outlined in this agenda report;
 - ii. rent – \$1.00 plus GST per annum if demanded
 - iii. community outcomes plan - to be attached to the lease as a schedule of the lease agreement (as per Attachment B of this report)
- d) approve the other Terms and Conditions on the basis that these remain the same as the previous lease, noting that neither the Takapuna Tennis Club nor the Devonport-Takapuna Local Board have been provided with a copy of the proposed lease document, and have not been informed whether any changes to the Terms and Conditions are contemplated;

CARRIED

Resolution number DT/2022/40

MOVED by Member T Deans, seconded by Chairperson R Jackson:

That the Devonport-Takapuna Local Board:

- e) require that any proposed changes to the Terms and Conditions be brought to a future meeting of the Devonport-Takapuna Local Board for approval;

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

<u>For</u>	<u>Against</u>	<u>Abstained</u>
Member T Deans Chairperson R Jackson	Member A Bennett Member G Wood	Deputy Chairperson J O'Connor

The motion was declared EQUAL.

The chair exercised their casting vote for so the motion was Carried.

CARRIED

Resolution number DT/2022/41

MOVED by Chairperson R Jackson, seconded by Member T Deans:

That the Devonport-Takapuna Local Board:

- f) **note that all Terms and Conditions will be in accordance with the Reserves Act 1977 and the Auckland Council Community Occupancy Guidelines 2012;**
- g) **appoint a hearings panel comprising Devonport-Takapuna Local Board Chair Ruth Jackson and members Trish Deans and George Wood to deal with any requests to be heard in relation to the proposal to grant the community lease to the Takapuna Lawn Tennis Club Incorporated;**
- h) **grant chair Ruth Jackson the authority to appoint a replacement hearings panellist if any of the above named in g) are unable to carry out that duty.**

CARRIED

Attachments

- A 19 April 2022, Devonport-Takapuna Local Board - Item 13: New community lease to Takapuna Lawn Tennis Club Incorporated at Bracken Reserve, 5 Bracken Avenue, Takapuna - Takapuna Tennis Club lease application cover letter
- B 19 April 2022, Devonport-Takapuna Local Board - Item 13: New community lease to Takapuna Lawn Tennis Club Incorporated at Bracken Reserve, 5 Bracken Avenue, Takapuna - Land Title for 5 Bracken Avenue, NA457-188

15 Proposal to list O'Neill's Point Cemetery, Bayswater as a Category 1 Historic Place

Resolution number DT/2022/42

MOVED by Member T Deans, seconded by Chairperson R Jackson:

That the Devonport-Takapuna Local Board:

- a) **approve the following remarks, to be placed on a separate document as a formal submission to Heritage New Zealand and submitted directly to Heritage New Zealand by Friday 22 April, in response to the Heritage New Zealand proposal to list O'Neill's Point Cemetery, Bayswater, as a Category 1 Historic Place:**
 - i. **thanks Heritage New Zealand for their report and supports their proposal to list O'Neill's Point Cemetery, Bayswater as a Category 1 Historic Place, as identified in the "Map of Extent" on page 39 of the Heritage New Zealand report shown as Attachment B to this agenda item (page 93 of the agenda);**
 - ii. **endorses the Heritage New Zealand report outlining the history and significance of the cemetery – in particular that:**
 - A. **the cemetery meets the criteria for inclusion on the list as a place of significant archaeological, historical, social, cultural and spiritual value;**
 - B. **as well as the graves and memorials, the "extent of place" proposed includes the grounds, all other structures, historic plantings lining the main avenue (notably 5 cabbage trees, 11 pohutukawa, 3 oak, and 2 puriri), and 4 pine trees adjoining the cemetery's north-western boundaries, and considers that these are integral to the function, meaning and relationship of the place;**

- iii. asks that Heritage New Zealand seeks to have O'Neill's Point Cemetery added to the Commonwealth War Graves Commission's list of significant sites for war graves;
- iv. asks that Heritage New Zealand consider the provision of signage which identifies the location of blocks within the cemetery, and links to online or other resources to assist people in locating graves within the cemetery;
- b) requests that the Heritage New Zealand report and this resolution be distributed to relevant council departments, staff, and contractors, so that they are aware of the need for particular care during maintenance of the site, given the historic significance of the cemetery grounds and its memorials.

CARRIED

Attachments

- A 19 April 2022 Devonport-Takapuna Local Board Business Meeting Item 15: Proposal to list O'Neill's Point Cemetery, Bayswater as a Category 1 Historic Place - Submission

12 Notice of Motion - Member George Wood - Police issues in the DTLB area

Resolution number DT/2022/43

MOVED by Member G Wood, seconded by Chairperson R Jackson:

That the Devonport-Takapuna Local Board:

- a) receive the Notice of Motion from Member George Wood along with the copy of the opinion article from Helen White, List MP based in Auckland Central, describing the problems in the Auckland City Centre;
- b) note with concern the continuing range of crime being committed in the Devonport-Takapuna Local Board area;
- c) Seek a briefing with Police Area Commander Stefan Sagar to discuss concerns around crime in the local board area, police availability to attend requests for service and to carry out proactive policing, and extending public counter service hours at both the North Shore Police Station and Takapuna Police Station.
- d) Express strong concern that both the North Shore Police Station at Parkway Drive (Constellation Drive), and the Takapuna Police Station in Anzac Street, are only open from 8am to 4pm Monday to Friday, and strongly advocate for these hours to be extended to provide public services after hours during the week and at weekends.
- d) request that a copy of this motion be forwarded to Kaipatiki, Hibiscus-Bays, Upper Harbour and Waitematā local boards.

CARRIED

Note: Item 13: New community lease to Takapuna Lawn Tennis Club Incorporated at Bracken Reserve, 5 Bracken Avenue, Takapuna took precedence and was taken ahead of Item 15: Proposal to list O'Neill's Point Cemetery, Bayswater as a Category 1 Historic Place

14 Approval of concept design for Sunnynook Square skate park

Resolution number DT/2022/44

MOVED by Chairperson R Jackson, seconded by Member T Deans:

That the Devonport-Takapuna Local Board:

- a) approve the concept design provided as Attachment A of the agenda report and request staff to progress to detailed design and construction of the skate park at Sunnynook Square
- b) approve the allocation of the full amount of locally driven initiatives capex funding of \$128,673 towards the Sunnynook Square skate
- c) note that the proposed BMX/pump track at Sunnynook Park should be considered for allocation of future locally driven initiatives capex funding when it becomes available.

CARRIED

Note: Item 15: Proposal to list O'Neill's Point Cemetery, Bayswater as a Category 1 Historic Place took precedence of business and was taken ahead of item 12: Notice of Motion - Member George Wood - Police issues in the DTLB area

16 Local board views on plan change to amend Historic Heritage Schedule

Resolution number DT/2022/45

MOVED by Member T Deans, seconded by Chairperson R Jackson:

That the Devonport-Takapuna Local Board:

- a) provide the following summary of views and feedback on council's proposed change to the Auckland Unitary Plan to amend Schedule 14 Historic Heritage Schedule, Statement and Maps in relation to the Category A* historic heritage places within the Devonport-Takapuna Local Board area:
 - i. note that 56 properties in the Devonport-Takapuna Local Board area were assessed, and staff have recommended that 13 now be classified as Category A, 33 be classified as Category B, several be merged to form a collection, and 7 be removed from the historic heritage register.
 - ii. the board considers that the following 10 places are of national significance and should be accorded Category A status, rather than Category B:
 - A. War Memorial gates and coronation oak trees – Takapuna Primary School, Anzac Street (ID: 01062)
 - B. Memorial Drive – Lake Rd, Devonport (ID: 01146)
 - C. Devonport Post Office (former) / Devonport Borough Council building (former) – 3 Victoria Road, Devonport (ID: 01121)
 - D. May's Building – 5-15 and 19 Victoria Rd, Devonport (ID: 01122)
 - E. Post Office (former) – 10 Victoria Rd, Devonport (ID: 01123)
 - F. Bank of New Zealand (former) – 14 Victoria Rd, Devonport (ID: 01124)
 - G. Devonia Building – 61-67 Victoria Rd, Devonport (ID: 01134)
 - H. Alison's Building – 73-79 Victoria Rd, Devonport (ID: 01136)
 - I. Earnscliffe – 44 Williamson Ave, Belmont (ID: 01143)
 - J. Pumphouse and Green Shed – Killarney Park, Takapuna (ID: 01054)

- iii. the board considers that the Shell Path – Queens Parade Reserve, Queens Parade, and King Edward Parade, Devonport (ID: 01147) should not be deleted from the historic heritage schedule, but be accorded Category A status
 - iv. support the other officer recommendations as detailed in Attachment A of this agenda report, which outlines which places in the Devonport-Takapuna Local Board Area would be classified as Heritage A, Heritage B, merged with other items to form a collective of heritage items, or removed from the register.
- b) endorse the full submission and supporting information in relation to the views summarised in resolution a), which will be tabled at the board meeting and attached to the minutes of the meeting, to be submitted to the plan change process;
 - c) appoint member Trish Deans and chair Ruth Jackson to speak to the local board views at a hearing on the plan change to enable council's amendments to 91 A* historic heritage places;
 - d) delegate authority to the chairperson of the Devonport-Takapuna Local Board to appoint a replacement or replacements in the event that either or both of the board members appointed in resolution c) cannot attend.

CARRIED

Attachments

- A 19 April 2022 Devonport-Takapuna Local Board Business Meeting Item 16: Local board views on plan change to amend Historic Heritage Schedule - Submission

17 Transport Emissions Reduction Plan

Resolution number DT/2022/46

MOVED by Chairperson R Jackson, seconded by Member G Wood:

That the Devonport-Takapuna Local Board:

- a) receive the progress update provide on the Transport Emissions Reduction Plan (TERP);
- b) note the scale of the challenge to meet Auckland's transport emissions reduction target and that transport mode-shift is a powerful lever for reducing transport emissions;
- c) support the intent of the Transport Emissions Reduction Plan and the need to take action to reduce the negative environmental and climate change effects of transport emissions;
- d) note that the TERP update remains a very high-level document outlining the challenges and the need for change – but that much of the work needed to decide the detailed solutions on how this can be achieved and implemented on a day-to-day basis has yet to be undertaken;
- e) request that local boards form an integral part of that assessment and detailed decision-making process from the outset, enabling boards to understand the real-world daily effects of the changes being contemplated, and have the opportunity to provide local knowledge and perspectives to avoid unintended

- negative effects and to ensure the best possible outcome for everyone in our communities;
- f) request that wide community consultation form an integral part of all proposed changes, to ensure we have considered all views, fully understand the effects of the proposed changes on our residents and businesses, and ensure that any changes implemented ensure the best possible outcome for everyone in our communities;
- g) provide the following broad initial feedback for consideration:
- i. that public transport is the highest priority in reducing reliance on private (and company) vehicles, as it enables mass movement of people. For public transport to provide a realistic, convenient, and attractive alternative we must focus on frequency, routes, and affordable (or free) fares – all of which can be key barriers to public transport uptake. We note a particular need in our area for increased feeder buses connecting with Northern Expressway stations, particularly in Sunnynook, and local ‘loop’ routes which serve smaller shopping centres as well as the larger ones.
 - ii. that local boards require significantly increased funding to implement existing cycling, walking, and greenways plans which provide safe and accessible routes for our communities. We note, as just one example, that the Devonport-Takapuna Local Board’s Francis to Esmonde shared path (which is the missing link in a crucial safe route which provides an alternative to the very busy Lake Road) is still not fully funded after many years on our work programme. We note that even seemingly small and simple improvements such as wayfinding signage for walking and cycling connections is sometimes simply beyond the funding available to local boards – which provides a barrier to these modes.
 - iii. we must ensure that change is nuanced and tailored to local needs – and does not fall into the ‘one size fits everyone in the city’ trap. We must consider the specific needs of our local communities and businesses to ensure that change is positive. We must understand the reasons people use private and company vehicles, to better understand how we can provide practical and realistic public transport or other alternatives for as many of them as possible. We must also recognise that there are very valid reasons why people will continue to need to use private vehicles, and ensure we also continue to meet that need.
 - iv. consider that public education is also key – including understanding the true cost of private and company vehicle use – including the financial costs such as insurance, fuel taxes, maintenance, and registration, and the lesser-known negative environmental impacts such as the material wearing off vehicle tyres polluting our streams, waterways, and beaches.
 - v. accept the need to investigate a congestion tax to offset the cost of public transport, keep fares at affordable levels and to reduce traffic congestion.
 - vi. note that all of the above will require significant funding.

CARRIED

18 Auckland Transport - Activities in the Road Corridor Bylaw 2022

Resolution number DT/2022/47

MOVED by Chairperson R Jackson, seconded by Member T Deans:

That the Devonport-Takapuna Local Board:

- a) **provide the following feedback on the draft Activities in the Road Corridor Bylaw 2022 ahead of it being submitted to the Auckland Transport Board in May 2022 for final approval:**
 - i. **note that public consultation was held in January and February 2022;**
 - ii. **express strong concern that the public hearing on this bylaw was held on 11 March 2022, prior to the matter being placed on our local board agenda for consideration of our feedback – so the board had no opportunity to speak to its feedback at the hearing;**
 - iii. **urge that the bylaw include a clear explanation of what is covered in this bylaw, and what is covered in the Traffic Bylaw, to avoid misunderstanding and confusion;**
 - iv. **recommend that the bylaw include a link to the Auckland Transport and Auckland Council bylaw websites, where people can appreciate the full range of bylaws and view/download them as they wish;**
 - v. **note that both the cost and the application processes and timeframes for licensing fees and traffic management plans can be prohibitive – and can have the unintended consequence of hampering events and activities which aid economic recovery and success. We urge that these be examined with a view to simplifying the processes and reducing fees and charges, particularly for regular and recurring events;**
 - vi. **request Auckland Transport provide information to the Devonport-Takapuna Local Board relating to the roles, functions and responsibilities of monitoring the movement over dimensional and overweight loads such as house relocations, especially when damage is caused along the roads that these loads are being moved between Waka Kotahi NZTA and Auckland Transport.**
 - vii. **request that council provides the necessary funding and resources to ensure the provisions of this bylaw can be enforced;**
 - viii. **request that council urgently seeks the power to issue infringements (fines) in any instances where those powers are not already conferred under applicable legislation.**

CARRIED

19 Wairau catchment working group meeting, Friday 8 April, 2022

Resolution number DT/2022/48

MOVED by Chairperson R Jackson, seconded by Member G Wood:

That the Devonport-Takapuna Local Board:

- a) **receive the following documents from the Wairau catchment working group meeting held on Friday 8 April 2022 virtually by Microsoft Teams:**
 - i. **Wairau Catchment Working Group Meeting Agenda**
 - ii. **Milford Mariners presentation on Milford Marina**
 - iii. **Auckland Council Staff presentation on Milford Marina**
 - iv. **Stormwater ponds in the Wairau Catchment**

CARRIED

20 Chairpersons' Report

A document was tabled at this item. A copy has been placed on the official minutes and is available on the Auckland Council website as a minutes attachment.

Resolution number DT/2022/49

MOVED by Member G Wood, seconded by Member T Deans:

That the Devonport-Takapuna Local Board:

- a) **receive and thank Chairperson R. Jackson for her tabled report**

CARRIED

Attachments

- A 19 April 2022, Devonport-Takapuna Local Board - Item 20 Chairpersons Report - Ruth Jackson April 2022 Report

21 Elected Members' Reports

A document was tabled at this item. A copy has been placed on the official minutes and is available on the Auckland Council website as a minutes attachment

Resolution number DT/2022/50

MOVED by Chairperson R Jackson, seconded by Member T Deans:

That the Devonport-Takapuna Local Board:

- a) **receive and thank member George Wood for his written report.**
- b) **receive and thank members for their verbal reports.**
- c) **receive the tabled report from North Shore Ward Councillor C Darby.**

CARRIED

Attachments

- A 19 April 2022, Devonport-Takapuna Local Board - Item 21: Elected Members Reports - Cr Chris Darby April 2022 Report

22 Devonport-Takapuna Local Board - Record of Workshops March 2022

Resolution number DT/2022/51

MOVED by Chairperson R Jackson, seconded by Member A Bennett:

That the Devonport-Takapuna Local Board:

- a) **receive the records of the workshops held in March 2022**

CARRIED

23 Governance Forward Work Calendar

Resolution number DT/2022/52

MOVED by Chairperson R Jackson, seconded by Member T Deans:

That the Devonport-Takapuna Local Board:

- a) **note the Devonport-Takapuna Local Board governance forward work calendar for April 2022 as set out in Attachment A of this agenda report.**

CARRIED

24 Consideration of Extraordinary Items

There was no consideration of extraordinary items.

25 Procedural motion to exclude the public

Resolution number DT/2022/53

MOVED by Chairperson R Jackson, seconded by Member G Wood:

That the Devonport-Takapuna Local Board:

- 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 Acquisition of land from Watercare at part R178 East Coast Road, Forrest Hill

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	s7(2)(i) - The withholding of the information is necessary to enable the local authority to carry on,	s48(1)(a)

<p>which good reason for withholding exists under section 7.</p>	<p>without prejudice or disadvantage, negotiations (including commercial and industrial negotiations). In particular, the report contains details regarding negotiations not yet finalised</p>	<p>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.</p>
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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

5.13 pm 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.

5.29 pm The public was re-admitted.

RESTATEMENTS

It was resolved while the public was excluded:

C1 Acquisition of land from Watercare at part R178 East Coast Road, Forrest Hill

Resolution number DT/2022/54

MOVED by Chairperson R Jackson, seconded by Member T Deans:

That The Devonport-Takapuna Local Board

- b) confirm that the resolutions, report and attachment remain confidential until reasons for confidentiality no longer exist.**

CARRIED

5.31 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 DEVONPORT-TAKAPUNA
LOCAL BOARD HELD ON

DATE:.....

CHAIRPERSON:.....