
Komiti mō te Whakarite Mahere, te Taiao, me ngā Papa Rēhia / Planning, Environment and Parks Committee

OPEN MINUTES

Minutes of a meeting of the Planning, Environment and Parks Committee held in the Reception Lounge, Auckland Town Hall, 301-305 Queen Street, Auckland on Thursday, 30 March 2023 at 10.05am.

TE HUNGA KUA TAE MAI | PRESENT

Chairperson	Cr Richard Hills	
Deputy Chairperson	Cr Angela Dalton	
Members	IMSB Member Edward Ashby	From 11.32am, Item 1
	Cr Andrew Baker	Via electronic attendance
	Cr Josephine Bartley	From 11.32am, Item 1
	Mayor Wayne Brown	Until 4.31pm, Item 14
	Cr Chris Darby	From 11.32am, Item 1
	Cr Julie Fairey	Until 6.08pm, Item C1
	Cr Alf Filipaina, MNZM	
	Cr Christine Fletcher, QSO	From 11.40am, Item 5.2
	IMSB Member Hon Tau Henare	From 11.32am, Item 1; Until 3.02pm, Item 10
	Cr Shane Henderson	
	Cr Mike Lee	From 11.32am, Item 1
	Cr Kerrin Leoni	Via electronic attendance
	Cr Daniel Newman, JP	Until 5.46pm, Item C1
	Cr Greg Sayers	From 11.32am, Item 1; Until 3.55pm, Item 10
	Deputy Mayor Desley Simpson, JP	From 12.47pm, Item 8; Until 6.22pm, Item C1
	Cr Sharon Stewart, QSM	
	Cr Ken Turner	
	Cr Wayne Walker	From 11.32am, Item 1
	Cr John Watson	Until 5.27pm, Item C1
	Cr Maurice Williamson	From 11.37am, Item 5.2

TE HUNGA KĀORE I TAE MAI | ABSENT

Member	Cr Lotu Fuli
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HE HUNGA ATU ANŌ I TAE MAI | IN ATTENDANCE

Cath Handley	Chair, Waiheke Local Board
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The meeting opened with a karakia and adjourned at 10.05am in order for an extraordinary meeting of the Governing Body to be held, and reconvened at 11.32am.

Mayor W Brown and Cr A Filipaina were not present.

1 Ngā Tamōtanga | Apologies

Resolution number PEPCC/2023/39

MOVED by Deputy Chairperson A Dalton, seconded by IMSB Member E Ashby:

That the Planning, Environment and Parks Committee:

a) **whakaae / accept the apologies from:**

Absence

Cr L Fuli

Lateness

Deputy Mayor, Cr D Simpson – on council business

Early departure

Cr J Fairey

Cr A Dalton

CARRIED

Note: An apology was subsequently received from Deputy Mayor Cr D Simpson for early departure, on council business.

Note: Subsequently, Cr A Dalton did not depart early.

2 Te Whakapuaki i te Whai Pānga | Declaration of Interest

There were no declarations of interest.

3 Te Whakaū i ngā Āmiki | Confirmation of Minutes

Resolution number PEPCC/2023/40

MOVED by Cr W Walker, seconded by Deputy Chairperson A Dalton:

That the Planning, Environment and Parks Committee:

a) **whakaū / confirm the ordinary minutes of its meeting, held on Thursday, [2 March 2023](#) as a true and correct record.**

CARRIED

4 Ngā Petihana | Petitions

There were no petitions.

5 Ngā Kōrero a te Marea | Public Input

5.1 Public Input: West Auckland is Flooding (WAIF) - On-going flooding issues in West Auckland

This item was withdrawn.

5.2 Public Input: Quiet Sky Waiheke - Excessive non-essential helicopter movements over Waiheke

Kim Whitaker, Quiet Sky Waiheke provided a PowerPoint presentation. A copy has been placed on the official minutes and is available on the Auckland Council website as a minutes attachment.

Cr A Filipaina entered the meeting at 11.35am

Cr M Williamson entered the meeting at 11.37am.

Cr C Fletcher entered the meeting at 11.40am

Resolution number PEPCC/2023/41

MOVED by Cr M Lee, seconded by Cr W Walker:

That the Planning, Environment and Parks Committee:

- a) **whiwhi / receive the public input from Kim Whitaker on behalf of Quiet Sky Waiheke regarding excessive non-essential helicopter movements over Waiheke and whakamihi / thank them for their attendance.**

CARRIED

Attachments

- A 30 March 2023, Planning, Environment and Parks Committee, Item 5.2 - Public Input: Quiet Sky Waiheke - Excessive non-essential helicopter movements over Waiheke - PowerPoint presentation

5.3 Public Input: Herne Bay Residents Association - Helicopter activity

Dirk Hudig and Don Matheson, Co-chairs – Herne Bay Residents Association provided a PowerPoint presentation. A copy has been placed on the official minutes and is available on the Auckland Council website as a minutes attachment.

Mayor W Brown entered the meeting at 11.49am.

Resolution number PEPCC/2023/42

MOVED by Cr M Lee, seconded by Cr J Fairey:

That the Planning, Environment and Parks Committee:

- a) **whiwhi / receive the public input from Dirk Hudig and Don Matheson on behalf of the Herne Bay Residents Association regarding helicopter activity and whakamihi / thank them for their attendance.**

CARRIED

Attachments

- A 30 March 2023, Planning, Environment and Parks Committee - Item 5.3 - Public Input: Herne Bay Residents Association - Helicopter activity - PowerPoint presentation

5.4 Public Input: Quiet Sky Waitematā - issues and impacts of private helicopters in residential areas and the coastal marine environment

Jeanette Budgett, Quiet Sky Waitematā provided a PowerPoint presentation. A copy has been placed on the official minutes and is available on the Auckland Council website as a minutes attachment.

Resolution number PEPCC/2023/43

MOVED by Cr C Darby, seconded by Cr J Watson:

That the Planning, Environment and Parks Committee:

- a) **whiwhi / receive the public input from Elena Keith and Jeanette Budgett on behalf of Quiet Sky Waitematā regarding issues and impacts of private helicopters in residential areas and the coastal marine environment and whakamihi / thank them for their attendance.**

CARRIED

Attachments

- A 30 March 2023, Planning, Environment and Parks Committee - Item 5.4, Public Input: Quiet Sky Waitematā - issues and impacts of private helicopters in residential areas and the coastal marine environment - PowerPoint presentation

6 Ngā Kōrero a te Poari ā-Rohe Pātata | Local Board Input

6.1 Local Board Input: Waiheke Local Board - Helicopter activity

A document was tabled in support of the item showing the local board's resolutions. A copy has been placed on the official minutes and is available on the Auckland Council website as minutes attachment.

Cr W Walker left the meeting at 12.26pm.

Resolution number PEPCC/2023/44

MOVED by Cr M Lee, seconded by Cr C Darby:

That the Planning, Environment and Parks Committee:

- a) **whiwhi / receive the Waiheke Local Board input regarding helicopter activity**
- b) **whakamihi / thank Waiheke Local Board chair Cath Handley for attending.**

CARRIED

Attachments

- A 30 March 2023, Planning, Environment and Parks Committee - Item 6.1, Local Board Input: Waiheke Local Board - Helicopter activity - resolutions

7 Ngā Pakihi Autaia | Extraordinary Business

There was no extraordinary business.

8 Regional Event Fund Grants Allocation 2022/2023 Round 2

Mayor W Brown left the meeting at 12.28pm.
Cr W Walker returned to the meeting at 12.29pm.
Mayor W Brown returned to the meeting at 12.45pm.
Deputy Mayor Cr D Simpson entered the meeting at 12.47pm.

Resolution number PEPCC/2023/45

MOVED by Cr A Filipaina, seconded by Cr J Bartley:

That the Planning, Environment and Parks Committee:

- a) **whakaae / approve the following funding allocations for the 2022/2023 Regional Events Grant Programme Round 2:**

Applicant	Event	Recommended funding allocation
Aotearoa Latin American Community Incorporated	Family Day (Latin American)	12,500
New Zealand Eid Day Trust	NZ Eid Day - Eid Al Fitr 2023	12,000
Te Pou Theatre	Whānau Day - Kōanga Festival 2023	12,000
Te Whānau o Waipareira	Matariki KI Waipareira	15,000
The Polyfest Trust	ASB Polyfest	100,000
Pacific Music Awards Trust	Pacific Music Awards	25,000
Total		\$176,500

- b) **whakaae / approve the application of the unallocated grant programme budget of \$98,500 towards meeting council savings targets for the current financial year.**

CARRIED

The meeting adjourned at 12.52pm and reconvened at 1.39pm.

9 Helicopter Activity - Compliance Monitoring Findings

A PowerPoint presentation was given. A copy has been placed on the official minutes and is available on the Auckland Council website as a minutes attachment.

Staff also demonstrated the Radar 24 website which can be found at this link - <https://globe.adsbexchange.com/>

Resolution number PEPCC/2023/46

MOVED by Cr C Darby, seconded by Deputy Mayor D Simpson:

That the Planning, Environment and Parks Committee:

a) **whiwhi / receive the report.**

CARRIED

Attachments

A 30 March 2023, Planning, Environment and Parks Committee, Item 9 - Helicopter Activity - Compliance Monitoring Findings - PowerPoint presentation

10 Helicopter Activity - Compliance and Monitoring update; findings and options

A PowerPoint presentation was given.

Also tabled was information relating to the Notice of Motion - Chairperson Izzy Fordham – Helipad consents, as part of the Aotea/Great Barrier Local Board meeting held on 28 March 2023.

Copies have been placed on the official minutes and are available on the Auckland Council website as a minutes attachments.

Note: changes were made to the original recommendations, amending clause a) and adding new clauses c), d), e), f) and g) as Chair's recommendations.

IMSB Member T Henare retired from the meeting at 3.02pm.

MOVED by Chairperson R Hills, seconded by Cr C Darby:

That the Planning, Environment and Parks Committee:

- a) whakaae / approve a plan change to the Hauraki Gulf Islands District Plan to urgently implement the National Planning Standard 15 for helicopter noise measurement with no averaging (as outlined in option 2 in the agenda report)
- b) tuhi ā-taipitopito / note that the implementation of the National Planning Standard 15 for helicopter noise measurement is not subject to the normal Schedule 1 process, therefore no public submissions will be sought
- c) tuhi ā-taipitopito / note that while option 3 enables a wider range of effects to be considered in the Hauraki Gulf Islands District Plan, taking into account the timeframes associated with pre-notification engagement, completing a section 32 evaluation with specialist input, public notification for submissions and further submissions, a hearing and decision with likely appeals, it could take more than two years for the plan rules to have effect. This would be less than a year before November 2026 when the council is required to commence a full review and incorporate the Hauraki Gulf Islands into the Auckland Unitary Plan
- d) tonono / request that option 3 is prioritised as part of the full review and incorporate the Hauraki Gulf Islands into the Auckland Unitary Plan noting that there is no budget for this work now but that it is to be budgeted for within the full review

- e) tono / request council make it clearer on the Auckland Council website how to give feedback about helicopter noise
- f) tono / request the Civil Aviation Authority review the need for and spatial extent of additional controlled airspace across the Auckland region
- g) tono / request an explanation from the Civil Aviation Authority as to why it is not mandatory for transponders to be turned on at all times that aircraft are in operation and express its concern that this is not currently the case.

Resolution number PEPCC/2023/47

MOVED by Cr M Lee, seconded by Cr W Walker an amendment by way of addition:

- h) in response to public concerns, specifically the resolutions of the Aotea Great Barrier Local Board (vii) of 28 March 2023, and the public submissions of Quiet Sky Waitemata and the Herne Bay Residents Association at this meeting, the preference for which is option 4 (prohibited activity in residential areas) the officers be requested to report back on how a plan change to give effect to option 4 could feasibly be included in the budget for future public and private plan changes for the Hauraki Gulf Island District Plan and the Auckland Unitary Plan.

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

<u>For</u>	<u>Against</u>	<u>Abstained</u>
IMSB Member E Ashby	Mayor W Brown	Cr C Fletcher
Cr A Baker	Deputy Chairperson A Dalton	
Cr J Bartley	Cr S Henderson	
Cr C Darby	Deputy Mayor D Simpson	
Cr J Fairey	Cr S Stewart	
Cr A Filipaina	Cr M Williamson	
Chairperson R Hills		
Cr M Lee		
Cr K Leoni		
Cr D Newman		
Cr G Sayers		
Cr K Turner		
Cr W Walker		
Cr J Watson		

The motion was declared CARRIED by 14 votes to 6.

CARRIED

Debate on the substantive motion continued.

Resolution number PEPCC/2023/48

MOVED by Chairperson R Hills, seconded by Cr C Darby:

That the Planning, Environment and Parks Committee:

- a) **whakaae / approve a plan change to the Hauraki Gulf Islands District Plan to urgently implement the National Planning Standard 15 for helicopter noise measurement with no averaging (as outlined in option 2 in the agenda report)**
- b) **tuhi ā-taipitopito / note that the implementation of the National Planning Standard 15 for helicopter noise measurement is not subject to the normal Schedule 1 process, therefore no public submissions will be sought**
- c) **tuhi ā-taipitopito / note that while option 3 enables a wider range of effects to be considered in the Hauraki Gulf Islands District Plan, taking into account the timeframes associated with pre-notification engagement, completing a section 32 evaluation with specialist input, public notification for submissions and**

- further submissions, a hearing and decision with likely appeals, it could take more than two years for the plan rules to have effect. This would be less than a year before November 2026 when the council is required to commence a full review and incorporate the Hauraki Gulf Islands into the Auckland Unitary Plan
- d) **tono / request that option 3 is prioritised as part of the full review and incorporate the Hauraki Gulf Islands into the Auckland Unitary Plan noting that there is no budget for this work now but that it is to be budgeted for within the full review**
 - e) **tono / request council make it clearer on the Auckland Council website how to give feedback about helicopter noise**
 - f) **tono / request the Civil Aviation Authority review the need for and spatial extent of additional controlled airspace across the Auckland region**
 - g) **tono / request an explanation from the Civil Aviation Authority as to why it is not mandatory for transponders to be turned on at all times that aircraft are in operation and express its concern that this is not currently the case.**
 - h) **in response to public concerns, specifically the resolutions of the Aotea Great Barrier Local Board vii) of 28 March 2023, and the public submissions of Quiet Sky Waitemata and the Herne Bay Residents Association at this meeting, the preference for which is option 4 (prohibited activity in residential areas) the officers be requested to report back on how a plan change to give effect to option 4 could feasibly be included in the budget for future public and private plan changes for the Hauraki Gulf Island District Plan and the Auckland Unitary Plan.**

CARRIED

Note: Under Standing Order 1.8.6, the following councillors requested their dissenting votes be recorded:

- Deputy Mayor Cr D Simpson against clauses a), b), d) and h)
- Cr A Dalton against clause h)

Attachments

- A 30 March 2023, Planning, Environment and Parks Committee, Item 10 - Helicopter Activity - Compliance and Monitoring update; findings and options - PowerPoint presentation
- B 30 March 2023, Planning, Environment and Parks Committee, Item 10 - Helicopter Activity - Compliance and Monitoring update; findings and options - tabled document Aotea/Great Barrier Local Board

At 3.55pm, it was:

Extension of Meeting Time

Resolution number PEPCC/2023/49

MOVED by Cr W Walker, seconded by Chairperson R Hills:

That the Planning, Environment and Parks Committee:

- a) **whakaae / agree under Standing Order 1.1.3, that an extension of time until the business of the agenda is complete, be granted.**

CARRIED

Cr Greg Sayers retired from the meeting at 3.55pm.

The meeting adjourned at 3.55pm and reconvened at 4.01pm.

Cr J Bartley, Cr J Fairey, Cr M Lee, Cr S Stewart and Cr J Watson were not present.

11 Auckland Unitary Plan - consideration of private plan change request - Riverhead South

This item was withdrawn.

12 Making operative Private Plan Change 62 - Onewa Road to the Auckland Unitary Plan (Operative in Part)

A PowerPoint presentation was given. A copy has been placed on the official minutes and is available on the Auckland Council website as a minutes attachment.

Cr J Watson returned to the meeting at 4.02pm.

Cr M Lee returned to the meeting at 4.04pm.

Cr J Bartley returned to the meeting at 4.05pm.

Resolution number PEPCC/2023/50

MOVED by Chairperson R Hills, seconded by Cr C Darby:

That the Planning, Environment and Parks Committee:

- a) **whakaae / approve Private Plan Change 62 to the Auckland Unitary Plan (Operative in Part) under clause 17(1) of Schedule 1 of the Resource Management Act 1991.**
- b) **tono / request staff to complete the necessary statutory processes to publicly notify the date on which Private Plan Change 62 becomes operative as soon as possible, in accordance with the requirements in clause 20(2) of Schedule 1 of the Resource Management Act 1991.**

CARRIED

Attachments

- A 30 March 2023, Planning, Environment and Parks Committee, Item 12 - Making operative Private Plan Change 62 - Onewa Road to the Auckland Unitary Plan (Operative in Part) - PowerPoint Presentation

13 Making operative Private Plan Change 69 - Spedding Block to the Auckland Unitary Plan (Operative in Part)

A PowerPoint presentation was given. A copy has been placed on the official minutes and is available on the Auckland Council website as a minutes attachment.

Cr S Stewart returned to the meeting at 4.07pm.

Cr J Fairey returned to the meeting at 4.08pm.

Resolution number PEPCC/2023/51

MOVED by IMSB Member E Ashby, seconded by Cr K Turner:

That the Planning, Environment and Parks Committee:

- a) **whakaae / approve Private Plan Change 69 to the Auckland Unitary Plan (Operative in Part) under clause 17(1) of Schedule 1 of the Resource Management Act 1991 as shown in Attachments A to C of the agenda report**
- b) **tono / request staff to complete the necessary statutory processes to publicly notify the date on which Private Plan Change 69 becomes operative as soon as possible, in accordance with the requirements in clause 20(2) of Schedule 1 of the Resource Management Act 1991.**

CARRIED

Attachments

- A 30 March 2023, Planning, Environment and Parks Committee, Item 13 - Making operative Private Plan Change 69 - Spedding Block to the Auckland Unitary Plan (Operative in Part) - PowerPoint presentation

14 Endorsement of Watercare's draft Drought Management Plan 2023

Mark Bourne, Chief Operations Officer and Amanda Singleton, Chief Customer Officer, Watercare provided a PowerPoint presentation. A copy has been placed on the official minutes and is available on the Auckland Council website as a minutes attachment.

Cr C Fletcher left the meeting at 4.16pm.

Deputy Mayor D Simpson left the meeting at 4.29pm.

Mayor W Brown retired from the meeting at 4.31pm.

Cr S Stewart left the meeting at 4.31pm.

Cr C Fletcher returned to the meeting at 4.35pm.

Resolution number PEPCC/2023/52

MOVED by Cr W Walker, seconded by Cr K Turner:

That the Planning, Environment and Parks Committee:

- a) **ohia / endorse the 2023 Drought Management Plan (2023 DMP) produced by Watercare.**
- b) **tuhi / note that council staff and Watercare will work collaboratively to develop a peak demand management plan and ensure integration with drought response in alignment with the Auckland Water Strategy.**

CARRIED

Attachments

- A 30 March 2023, Planning, Environment and Parks Committee, Item 14 - Endorsement of Watercare's draft Drought Management Plan 2023 - PowerPoint presentation

15 **Infrastructure Strategy 2024: Long-term issues for Auckland's infrastructure**

A PowerPoint presentation was given. A copy has been placed on the official minutes and is available on the Auckland Council website as a minutes attachment.

Note: changes to the original motion, amending clause a), were made with the agreement of the meeting.

Resolution number PEPCC/2023/53

MOVED by Chairperson R Hills, seconded by Deputy Chairperson A Dalton:

That the Planning, Environment and Parks Committee:

- a) **tautoko / endorse the significant infrastructure and technology issues to inform the 2024 Infrastructure Strategy - greenhouse gas emissions, resilience, growth, inequity, funding gaps, Te Ao Māori infrastructure and environmental degradation.**
- b) **tuku / propose to the Governing Body that investment plans developed in the long-term plan be considered against these seven significant infrastructure issues.**
- c) **tono / request that a copy of this report be provided to the chairs of the Governing Body and the Transport and Infrastructure Committee.**

CARRIED

Note: Under Standing Order 1.8.6, the following councillors requested that their dissenting vote be recorded:

- Cr A Filipaina
- Cr S Henderson
- Cr W Walker

Attachments

A 30 March 2023, Planning, Environment and Parks Committee - Item 15 - Infrastructure Strategy 2024: Long-term issues for Auckland's infrastructure - PowerPoint presentation

16 **Summary of Planning, Environment and Parks Committee information memoranda, workshops and briefings (including the Forward Work Programme) - 30 March 2023**

Cr S Stewart returned to the meeting at 5.17pm.

Resolution number PEPCC/2023/54

MOVED by Deputy Chairperson A Dalton, seconded by Cr A Filipaina:

That the Planning, Environment and Parks Committee:

- a) **tuhi ā-taipitopito / note the progress on the forward work programme appended as Attachment A of the agenda report**
- b) **whiwhi / receive the Summary of the Planning, Environment and Parks Committee information memoranda, workshops and briefings – 30 March 2023.**

CARRIED

17 Te Whakaaro ki ngā Take Pūtea e Autaia ana | Consideration of Extraordinary Items

There was no consideration of extraordinary items.

18 Procedural motion to exclude the public

Resolution number PEPCC/2023/55

MOVED by Chairperson R Hills, seconded by Cr C Darby:

That the Planning, Environment and Parks Committee:

- a) whakaae / agree to exclude the public from the following part(s) of the proceedings of this meeting.
- b) whakaae / agree that David Mead, Planning Consultant, be permitted to remain for Confidential Item C1 – CONFIDENTIAL: Auckland Unitary Plan – Proposed Plan Change 78 – Intensification – Submissions on building height controls after the public has been excluded, because of his knowledge of the item, which will help the Planning, Environment and Parks Committee in its decision-making.

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 CONFIDENTIAL: Auckland Unitary Plan - Proposed Plan Change 78 - Intensification - Submissions on building height controls

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.	<p>s7(2)(g) - The withholding of the information is necessary to maintain legal professional privilege.</p> <p>s7(2)(i) - The withholding of the information is necessary to enable the local authority to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).</p> <p>In particular, the report contains advice in relation to the council's case before the independent hearings panel established to hear and make recommendations on submissions relating to Proposed Plan Change 78 - Intensification</p>	<p>s48(1)(a)</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>

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

5.27pm The public was excluded.

Cr J Watson retired from the meeting at 5.27pm.

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

6.49pm The public was re-admitted.

RESTATEMENTS

It was resolved while the public was excluded:

C1 CONFIDENTIAL: Auckland Unitary Plan - Proposed Plan Change 78 - Intensification - Submissions on building height controls

Resolution number PEPCC/2023/56

MOVED by Chairperson R Hills, seconded by Deputy Chairperson A Dalton:

- c) whakaae / agree that the agenda report and attachments remain confidential until Plan Change 78 is made operative;
- d) whakaae / agree that resolution a) and b) remain confidential, until the hearing on the height topics for Plan Change 78 have been concluded.

6.49pm

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, ENVIRONMENT
AND PARKS COMMITTEE HELD ON

DATE:.....

CHAIRPERSON:.....