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# Waiheke Local Board

## OPEN MINUTES

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Minutes of a meeting of the Waiheke Local Board held in the Waiheke Local Board office, 10 Belgium Street, Ostend, Waiheke on Wednesday, 26 February 2025 at 1.00pm.

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### TE HUNGA KUA TAE MAI | PRESENT

<b>Chairperson</b>	Cath Handley
<b>Deputy Chairperson</b>	Kylee Matthews
<b>Members</b>	Bianca Ranson Robin Tucker

### TE HUNGA ĀPITI KUA TAE MAI | ALSO PRESENT

<b>Councillor</b>	Mike Lee	via electronic link
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### HE HUNGA ATU ANŌ I TAE MAI | IN ATTENDANCE

Blair Anderson      Ngāti Paoa Iwi Trust representative

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## 1 Nau mai | Welcome

Chair C Handley opened the meeting with a karakia.

Whakataka te hau ki te uru  
Whakataka te hau ki te tonga  
Kia mākinakina ki uta  
Kia mātaratara ki tai  
E hī ake ana te atakura  
He tio, he huka, he hauhū  
Tihei Mauri Ora!

Cease oh winds of the west and of the south  
Let the bracing breezes flow  
over the land and the sea  
Let the red-tipped dawn come  
with a sharpened edge,  
a touch of frost  
a promise of a glorious day!

## 2. Ngā Tamōtanga | Apologies

Resolution number WHK/2025/1

MOVED by Chairperson C Handley, seconded by Deputy Chairperson K Matthews:

That the Waiheke Local Board:

- a) accept the apologies from Member P Walden.

**CARRIED**

## 3 Te Whakapuaki i te Whai Pānga | Declaration of Interest

There were no declarations of interest.

## 4 Te Whakaū i ngā Āmiki | Confirmation of Minutes

Resolution number WHK/2025/2

MOVED by Chairperson C Handley, seconded by Member R Tucker:

That the Waiheke Local Board:

- a) whakaū / confirm the ordinary minutes of its meeting, held on Wednesday, 11 December 2024 as a true and correct record.

**CARRIED**

## 5 He Tamōtanga Motuhake | Leave of Absence

There were no leaves of absence.

## 6 Te Mihi | Acknowledgements

The Waiheke Local Board acknowledges the sad passing of Robyn (Bob) Bailey, and passes condolences to her partner Susan and her family. Bob was a long-time Waiheke resident, co-founder of the Blackpool Residents' Association, and founding member of Waiheke Extinction Rebellion. Bob is remembered for being brave, adventurous, optimistic, and a fierce advocate for social and environmental justice.

The Waiheke Local Board acknowledges the mahi of Mary Webb who is stepping down from the role of convenor for the Kennedy Point residents' group. Mary's initiative in communicating with her neighbours during the first days of the Covid-19 lockdown developed into a robust residents' network that is a model of community resilience and connection. We are grateful to Mary for her initiative.

## 7 Ngā Petihana | Petitions

### 7.1 Petition from James Stainton - Waiheke Native Tree and Kororā Habitat Project

Resolution number WHK/2025/3

MOVED by Chairperson C Handley, seconded by Member R Tucker:

That the Waiheke Local Board:

- a) receive the Waiheke Native Tree and Kororā Habitat Project petition from James Stainton.
- b) thank James Stainton for his presentation and attendance.

**CARRIED**

#### Attachments

A Petition - Waiheke Native Tree and Kororā Habitat Project

## 8 Ngā Tono Whakaaturanga | Deputations

There were no deputations.

## 9 Te Matapaki Tūmatanui | Public Forum

### 9.1 Michael Fleck - Gene Technology Bill 2025

Resolution number WHK/2025/4

MOVED by Chairperson C Handley, seconded by Member R Tucker:

That the Waiheke Local Board:

- a) thank Michael Fleck for speaking on the Gene Technology Bill 2025.

**CARRIED**

*Note: Cr Mike Lee joined the meeting via electronic link at 1.12pm*

## 10 Ngā Pakihi Autaia | Extraordinary Business

### Draft Storm Affected Land Use Policy

Resolution number WHK/2025/5

MOVED by Chairperson C Handley, seconded by Member R Tucker:

That the Waiheke Local Board:

- a) approve an extraordinary item as per Standing Order 2.4.5 regarding feedback on the council's Draft Storm Affected Land Use Policy at item 23 of this agenda, noting:
  - i) the reason this matter was not on the agenda is it was not available at the time of agenda publication, and
  - ii) the reason why the discussion of this matter cannot be delayed until a subsequent meeting is that feedback on the policy is due by 27 February 2025.

**CARRIED**

## 11 Chairperson's report

Resolution number WHK/2025/6

MOVED by Chairperson C Handley, seconded by Member R Tucker:

That the Waiheke Local Board:

- a) receive Chairperson C Handley's written report.
- b) thank Councillor M Lee for his verbal report.
- c) registers its significant concern at the council's issuing of a street trading license at Oneroa Beach for general merchandise from a temporary kiosk, noting:-
  - (i) The board has registered its concern for a number of years that officers have rights to issue such licenses without board feedback, and in this instance, without even advising the board.
  - (ii) The board raised it within the context of the enduring MOU between Auckland Transport and the board signed in 2019 and has subsequently raised it as an area of decision-making that should sit entirely with the local board.
  - (iii) The current Waiheke Local Board Plan (LBP) and the prior LBP, both have as their central premise Waiheke being a sanctuary in the Gulf. All council decisions are to reflect, respect and/or honour that central proposition.
  - (iv) Commercial trading of merchandise on reserve land adjacent to any of the local bays that are treasured by locals, and are a drawcard for visitors, is directly counter-intuitive to the sense of the natural beauty that successive boards have promoted and protected over decades.

- (v) It is the view of the board that commercial merchandise trading from temporary kiosks greatly devalues the amenity of the beaches and must not be permitted by council. The preservation of natural beauty marks the experience of visitors to Waiheke as distinctly different to the rampant commercialisation of beachfronts that is evident globally.
- (vi) The board seeks an affirmation from both Auckland Transport and the Council to the board's request that no street trading licenses be issued without the explicit approval of the board.

**CARRIED**

**12 Record of urgent decisions - February 2025**

Resolution number WHK/2025/7

MOVED by Chairperson C Handley, seconded by Deputy Chairperson K Matthews:

That the Waiheke Local Board:

- a) note the resolution made under urgency on 14 February 2025 relating to the proposed Gene Technology Bill 2025.

**CARRIED**

**13 Auckland Council's Quarterly Performance Report: Waiheke Local Board for quarter two 2024/2025**

Resolution number WHK/2025/8

MOVED by Chairperson C Handley, seconded by Member R Tucker:

That the Waiheke Local Board:

- a) receive the integrated performance report for quarter two ending 31 December 2024.
- b) note the financial performance report in Attachment B of the agenda report will remain confidential until after the Auckland Council Group half-year results for 2024/2025 are released to the New Zealand Exchange (NZX), which are expected to be made public on or about 28 February 2025.

**CARRIED**

#### 14 Local Board Transport Capital Fund Projects 2025-2026

Resolution number WHK/2025/9

MOVED by Chairperson C Handley, seconded by Member B Ranson:

That the Waiheke Local Board:

- a) approve the allocation of \$380,358 towards Waiheke Primary School raised crossing upgrade, subject to AT seeking the best investment price to achieve the aim.
- b) approve as its first priority, that any cost savings from its currently active Local Board Transport Capital Fund projects and/or any new additional funding that becomes available be applied to Waiheke Local Board's capital fund projects if they require additional funding to complete within the current 3-year local board programme.
- c) approve as its second priority, that any further cost savings from the completion of currently active Local Board Transport Capital Fund projects and or any new funding that becomes available be applied to these projects in the priority order:
  - i) Ostend road refuge islands - \$200,000

**CARRIED**

#### 15 Local board views on proposed plan change 106 for filming on Sites and Places of Significance to Mana Whenua

Resolution number WHK/2025/10

MOVED by Chairperson C Handley, seconded by Deputy Chairperson K Matthews:

That the Waiheke Local Board:

- a) receive the report
- b) note its objection to the processes that have excluded the Hauraki Gulf Islands from being consulted or included
- c) request the same processes and inclusion in the Hauraki Gulf Islands District Plan as for the Auckland Unitary Plan.
- d) express its concern for the process that is city-centric with no cognisance of the Hauraki Gulf Islands

**CARRIED**

**16 Local Board feedback on Fix and Finish fund**

Resolution number WHK/2025/11

MOVED by Chairperson C Handley, seconded by Member R Tucker:

That the Waiheke Local Board:

- a) support Option 2, the equitable distribution model, noting that the Straight Split is more desirable for Waiheke but advantages only 5 boards out of 13.
- b) oppose Option 3 Contestable Funding because of the extensive costs involved in staff time, project delays, the potential for this to become inequitable for Waiheke, and the possibility that the HGI receive no funding.

**CARRIED**

*Note: Cr Mike Lee left the meeting at 2.13pm*

**17 Grant new community lease to Ngāti Paoa Iwi Trust to occupy the Old Lions Club at Te Waero Awe Houkura Recreation Reserve / Blackpool, 23-35 Nikau Road, Oneroa, Waiheke Island**

Resolution number WHK/2025/12

MOVED by Chairperson C Handley, seconded by Member R Tucker:

That the Waiheke Local Board:

- a) grant a new community lease to the Ngāti Paoa Iwi Trust for an area comprising approximately 77m<sup>2</sup> located at Te Waero Awe Houkura Recreation Reserve / Blackpool Park, 23-35 Nikau Road, Waiheke Island on the land legally described as Lot 440 DP 25861 (Attachment A – Te Waero Awe Houkura Recreation Reserve / Blackpool Park, 23-35 Nikau Road, Waiheke Island), subject to the following terms and conditions:
  - i) term – 5 years, commencing date month year, with two 5 year rights of renewal.
  - ii) Rent - \$0.
  - iii) Maintenance fee/operational charge - \$0.
  - iv) Community outcomes plan – due to the unique circumstances of Ngāti Paoa settlement, a community outcomes plan is not required.
- b) approve all other terms and conditions in accordance with the Reserves Act 1977 and the Auckland Council Community Occupancy Guidelines 2012 (updated July 2023), and the Auckland Council standard form community lease agreement for a new community lease to the Ngāti Paoa Iwi Trust for an area comprising approximately 77m<sup>2</sup> located at 23-35 Nikau Road, Waiheke.
- c) acknowledge that there was public notification for Auckland Council's intention to grant a new community lease to Ngāti Paoa Iwi Trust located at Te Waero Awe Houkura Recreation Reserve / Blackpool Park, 23-35 Nikau Road, Waiheke Island, has been undertaken from 21 November 2024 to 20 December 2024.
- d) note no objections to the notified proposal of the new community lease to the Ngāti Paoa Iwi Trust at Te Waero Awe Houkura Recreation Reserve / Blackpool Park, 23-35 Nikau Road, Waiheke Island were received.

**CARRIED**



**18 Public feedback report on the traffic bylaw review**

Resolution number WHK/2025/13

MOVED by Member R Tucker, seconded by Chairperson C Handley:

That the Waiheke Local Board:

- a) support the proposed Vehicle Use and Parking Bylaw 2025, including the supporting proposals, included as Attachment B to this report.
- b) tāpae / delegate the chair and/or their delegate to represent these views to the Joint Bylaw Panel.
- c) request new signage to reflect the Bylaw at Waiheke beach locations.

**CARRIED**

**19 Waiheke Local Board - Resource Consent Applications - February 2025**

**20 Waiheke Local Board - Hōtaka Kaupapa Policy Schedule - February 2025**

**21 Waiheke Local Board - Workshop record - October 2024**

**22 Waiheke Local Board - Community Forum record - February 2025**

*Note: Items 19, 20, 21 & 22 were taken together.*

Resolution number WHK/2025/14

MOVED by Chairperson C Handley, seconded by Deputy Chairperson K Matthews:

That the Waiheke Local Board:

- a) note the list of resource consents applications (Attachment A) related to Waiheke Island and inner Hauraki Gulf islands 1 December 2024 to 8 February 2025.
- b) note the Hōtaka Kaupapa – Policy Schedule for the political term 2022-2025 as at 26 February 2025
- c) note the record of proceedings for the local board workshops held on 4, 11 and 18 December 2024, 29 January, and 5 and 12 February 2025.
- d) note the Community Forum record of proceedings dated 12 February 2025.

**CARRIED**

*Member B Ranson left the meeting at 2.34pm.*

*Member B Ranson returned to the meeting at 2.38pm.*

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

### Draft Storm Affected Land Use Policy

Resolution number WHK/2025/15

MOVED by Chairperson C Handley, seconded by Deputy Chairperson K Matthews:

That the Waiheke Local Board:

- a) tuku / provide the following requests and feedback on the draft Storm Affected Land Use Policy to the Governing Body, for consideration by the Policy and Planning Committee at its upcoming meeting:
  - i) the draft Storm Affected Land Use Policy has not been developed as per Auckland Council's own policy framework which gives effect to the local board's right to provide input into the development of policies that impacts its areas, as required under the section 48(J) of the Local Government Act 2002, section 15 of the Local Government (Auckland Council) Act 2009
  - ii) the process outlines community benefit as one of the matters to be considered however without local boards being part of the process for policy development and decisions, local views and preferences could be limited and not reflect wider community needs
  - iii) the Transport, Resilience and Infrastructure Committee endorsed in principle (Resolution number TICCC/2025/12) the draft policy on the 13 February 2025 without giving consideration to local board views as required by legislation.

#### General matters relating to the policy

- iv) request that the definition of Category (b) includes an explicit reference to Local Board Plans so that other locally determined priorities that go beyond core service needs may be considered
- v) enable local boards to acquire Category (a) properties for any local activities or community priorities provided they have a viable funding plan e.g., a service optimisation business case or local rates proposal

#### Policy principles

- vi) strengthen the policy principles by amending Principle 2 (Make best use of storm-affected land) to include an explicit reference to Local Board Plans or community priorities, thereby broadening and maximising the community value derived from the programme

#### Decision-making roles and responsibilities

- vii) support further discussion on the management of residual land and land retained for hazard management purposes, acknowledging that all council land within local board areas are vital components of local open space networks and ecological corridors
- viii) establish a clear escalation process when local board views on land use differ from staff recommendations, ensuring such matters are referred for a political decision rather than being resolved through staff delegation
- ix) alternatively, the policy could enable local boards to present their case to the Storm Recovery Political Advisory Group, in the event that a request is not supported by the staff assessment, before a final decision is made

Local board funding requirements

- x) remove the requirement for local boards to commit operational funding (OPEX) as a precondition for the internal transfer of properties already assessed as meeting a service need by the Auckland Council Group. This requirement creates an unnecessary barrier to addressing service gaps
- xi) request that if a property meets a service need and local boards support retaining or repurposing it, the Governing Body should expect that the necessary maintenance costs will be incorporated into the local boards existing maintenance contracts with any budget top-up requirements to be considered by the local board as part of its work programme process
- xii) request that if land is retained to meet a service need and it requires remediation, that the Governing Body, which holds statutory responsibility for the network of facilities and service capacity, should fund or contribute to the remediation rather than leaving these costs to local boards.

Implementation Approach: Service needs assessment

- xiv) ensure that service needs assessments consider not only local board plans but any other relevant service needs assessments undertaken by the affected local board.

**CARRIED**

Deputy Chair K Matthews closed the meeting with a karakia.

**Unuhia, unuhia  
Unuhia ki te uru tapu nui  
Kia wātea, kia māmā, te ngakau  
Te tinana. me te wairua, I te ara takatū  
Koa rā e Rongo  
Whakairia ake ki runga  
Kia tina! TINA!  
Haumi e. hui e,TAIKI E!**

Release, release  
Release us from this sacred state  
to clear and set free the heart  
body and spirit so that we are prepared  
Let peace and humility  
be raised among us  
And be made manifest (indeed!)  
Draw it together! Affirm! It is done!

2.47 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 WAIHEKE LOCAL BOARD  
HELD ON

**DATE:**.....

**CHAIRPERSON:**.....