



Regulatory and Consents Committee

OPEN MINUTES

Minutes of a meeting of Regulatory and Consents Committee held in the Council Chamber, 20 Don Street, Level 2, Invercargill on Wednesday, 2 June 2021 at 9am.

PRESENT

Chairperson	Paul Duffy Mayor Gary Tong
Councillors	Darren Frazer Julie Keast Christine Menzies Margie Ruddenklau

IN ATTENDANCE

Group Manager, Environmental Services	Fran Mikulicic
Committee Advisor	Alyson Hamilton

1 Apologies

There were no apologies.

2 Leave of absence

There were no requests for leave of absence.

3 Conflict of Interest

There were no conflicts of interest declared.

4 Public Forum

There was no public forum.

5 Extraordinary/Urgent Items

There were no Extraordinary/Urgent items.

6 Confirmation of Minutes

Resolution

Moved Cr Ruddenklau, seconded Cr Frazer and resolved:

That the minutes of Regulatory and Consents Committee meeting held on 25 March 2021 be confirmed as a true and correct record of that meeting.

Reports

7.1 Regulatory and Consents Committee to be appointed to a hearings panel

Record No: R/21/5/23903

Manager environmental planning - Marcus Roy was in attendance for this item.

Mr Roy advised the purpose of the report is to identify a member of the Regulatory and Consents Committee who would be appointed to a hearings panel for a resource consent under the Operative Southland District Plan 2018.

The committee noted Fulton Hogan have applied for a resource consent to extract gravel from a site near Fairlight. This application was limited notified by Southland District Council (SDC) staff and two submissions were received in opposition.

The committee was advised that resource consent was also sought from Environment Southland (ES) for air discharge and cleanfill. This application was also limited notified with

two submissions received in opposition (one common submitter between the two notifications).

Officers advised that in order to effectively manage the hearings and minimise costs, it has been determined that a joint hearing combining the consents for SDC and ES would be beneficial to all parties.

During discussion the committee agreed to appoint Councillor Menzies and as an alternate Chairperson Duffy to sit on a hearings panel.

Resolution

Moved Cr Ruddenklau, seconded Cr Keast recommendations a to c, d with changes (as indicated with underline and ~~striketrough~~) and resolved:

That the Regulatory and Consents Committee:

- a) **Receives the report titled “Regulatory and Consents Committee to be appointed to a hearings panel” dated 24 May 2021.**
- b) Determines that this matter or decision be recognised as not significant in terms of Section 76 of the Local Government Act 2002.
- c) Determines that it has complied with the decision-making provisions of the Local Government Act 2002 to the extent necessary in relation to this decision; and in accordance with Section 79 of the act determines that it does not require further information, further assessment of options or further analysis of costs and benefits or advantages and disadvantages prior to making a decision on this matter.
- d) Appoints ~~one member~~ Councillor Menzies and as an alternate Chairperson Duffy of the Regulatory and Consents Committee who ~~is are an~~ accredited decision ~~maker makers~~ to sit on a hearings panel for this application.

7.2 Resource consent RMA/2020/53219 - N J Hogg - Objection pursuant to Section 357b of the Resource Management Act 1991

Record No: R/21/5/22436

Manager environmental planning - Marcus Roy and resource management planner – Scott Dickson were in attendance for this item.

Mr Hogg addressed the committee in support of his application for the waiver of the processing costs associated with his resource consent.

Mr Dickson advised the purpose of this report is for the Regulatory and Consents Committee to determine an objection pursuant to Section 357b of the Resource Management Act 1991 (RMA).

The committee noted the objection was received from N J Hogg (the applicant) and relates to costs associated with Resource consent RMA/2020/53219 (Resource consent 20/219).

Resolution

Moved Cr Menzies, seconded Mayor Tong and resolved:

That the Regulatory and Consents Committee:

- a) **Receives the report titled “Resource consent RMA/2020/53219 - N J Hogg - Objection pursuant to Section 357b of the Resource Management Act 1991”** dated 17 May 2021.
- b) Determines that this matter or decision be recognised as not significant in terms of Section 76 of the Local Government Act 2002.
- c) Determines that it has complied with the decision-making provisions of the Local Government Act 2002 to the extent necessary in relation to this decision; and in accordance with Section 79 of the act determines that it does not require further information, further assessment of options or further analysis of costs and benefits or advantages and disadvantages prior to making a decision on this matter.
- d) Declines the request for a deduction of costs associated with Resource Consent 20/219.

The meeting concluded at 9.35am

CONFIRMED AS A TRUE AND CORRECT RECORD AT A
MEETING OF THE REGULATORY AND CONSENTS
COMMITTEE HELD ON WEDNESDAY, 2 JUNE 2021

DATE:.....

CHAIRPERSON:.....