
MINUTES

WEDNESDAY 4 JUNE 2008

1.03PM

**Committee Room 1
Ground Floor, Council Offices
101 Wakefield Street
Wellington**

PRESENT:

Councillor Gill (Chair)
Councillor Best
Councillor Cook
Councillor Goulden (Deputy Chair)
Councillor Pannett
Councillor Wain

APOLOGIES:

Mayor Prendergast

IN ATTENDANCE:

Councillor Foster (1.52 – 2.26pm)

016/08RP **APOLOGIES**
(1215/53/IM)

RESOLVED:

THAT the Regulatory Processes Committee:

- 1. Accept apologies for absence from Mayor Prendergast.*

017/08RP **MINUTES FOR CONFIRMATION**
(1215/53/IM)

RESOLVED:

THAT the Regulatory Processes Committee:

1. *Approve the minutes of the ordinary meeting held on Wednesday 7 May 2008 having been circulated, be taken as read and confirmed as an accurate record of that meeting.*

NOTED:

1. The Committee noted that Recommendation 3 of Report 1 “Earthquake Prone Building Policy Requests for Extension of Time – 129 Taranaki Street and 86 Kent Terrace” which related to 86 Kent Terrace was to be considered by this meeting as the Committee had asked for representatives from Transit New Zealand to come and explain their plans for the site. They were unable to attend and the matter will now be considered at the meeting on Thursday 12 June 2008.

018/08RP **CONFLICT OF INTEREST DECLARATIONS**
(1215/53/IM)

NOTED:

1. Councillor Cook declared a conflict of interest in relation to Report 1 “Earthquake Prone Building Policy: Requests for Extension of Time - 16 Fettes Crescent and 240 – 242 Cuba Street” and in particular to the building at 240 – 242 Cuba Street. She advised that she would not take part in discussion or voting on the matter.

019/08RP **PUBLIC PARTICIPATION**
(1215/53/IM)

NOTED:

The public participant had not arrived at the appointed time. The Committee were agreeable to taking public participation at the time the participant arrived.

020/08RP **ORDER OF BUSINESS**
(1215/53/IM)

RESOLVED:

THAT the Regulatory Processes Committee:

1. *Consider the agenda as follows:*
 - *Report 4 - Application for Road Stopping and Disposal, The Local Government Act 1974: Legal Road Adjoining 270 Massey Road, Mahanga Bay*
 - *Report 2 - Earthquake Prone Building Policy: Request for Extension of Time – Papua New Guinea High Commission at 279 Willis Street*
 - *Report 1 - Earthquake Prone Building Policy: Requests for Extension of Time -16 Fettes Crescent and 240 – 242 Cuba Street*
 - *Report 3 - Earthquake Prone Building Policy: Requests for Extension of Time - 83 Constable Street, 37 Cleveland Street and 38-42 Willis Street*
 - *Report 5 - District Plan Change Mediation*

021/08RP **APPLICATION FOR ROAD STOPPING AND DISPOSAL, THE LOCAL GOVERNMENT ACT 1974: LEGAL ROAD ADJOINING 270 MASSEY ROAD, MAHANGA BAY**

Report of Paul Davidson Property Adviser, Property Services.
(1215/53/IM)

(REPORT 4)

Moved Councillor Gill, seconded Councillor Pannett, the substantive motion.

The substantive motion was put and declared CARRIED.

RESOLVED AND RECOMMENDED TO COUNCIL:

THAT the Regulatory Processes Committee:

1. *Receive the information.*
2. *Recommend that the Council resolves to publicly notify that the portion of road adjoining 270 Massey Road, Mahanga Bay, comprising 226m², being Sec 3 S O 391376 Watts Peninsula District, as shown highlighted red in Appendix 1 of the officer's report, be declared stopped in accordance with the Tenth Schedule of the Local Government Act 1974.*

3. *Recommend that Council authorises the Chief Executive Officer to negotiate and complete final terms of sale.*
4. *Note the area to be road stopped (see Appendix 2 of the officer's report S.O. 391376) will be amalgamated with adjoining land being Pt Sec 2, Watts Peninsula District, Computer Freehold Register WN50A/48.*
4. *Note that all of Council's business units requirements in respect of their assets/services located within the area of road to be stopped have been complied with.*
5. *Note that all costs associated with compliance with the above conditions will be met by the applicant. These include all survey, administration, advertising, and legal costs for this application.*

022/08RP **EARTHQUAKE PRONE BUILDING POLICY: REQUEST FOR EXTENSION OF TIME – PAPUA NEW GUINEA HIGH COMMISSION AT 279 WILLIS STREET**

Report of Katharine Wheeler - Building Group Manager – Policy, Building Consents and Licensing Services.

(1215/53/IM)

(REPORT 2)

Moved Councillor Gill, seconded Councillor Goulden, the substantive motion.

The substantive motion was put and declared CARRIED.

RESOLVED:

THAT the Regulatory Processes Committee:

1. *Receive the information.*
2. *Grant the request for an extension of time to 30 June 2010 to reduce or remove the danger, without conditions.*

023/08RP **PUBLIC PARTICIPATION**

(1215/53/IM)

NOTED:

1. Nagin Gopal addressed the meeting regarding Report 1 “Earthquake Prone Building Policy: Requests for Extension of Time - 83 Constable Street, 37 Cleveland Street and 38-42 Willis Street”. As the owner of the building at 83 Constable Street, he had applied to Wellington City

Council for an extension of time to the request for earthquake strengthening.

024/08RP **EARTHQUAKE PRONE BUILDING POLICY: REQUESTS FOR EXTENSION OF TIME -16 FETTES CRESCENT AND 240 – 242 CUBA STREET**

Report of Katharine Wheeler - Building Group Manager – Policy, Building Consents and Licensing Services.

(1215/53/IM)

(REPORT 1)

Moved Councillor Gill, seconded Councillor Cook, the substantive motion.

Moved Councillor Goulden, seconded Councillor Pannett the following amendment.

“THAT the Regulatory Processes Committee lay recommendation 3 of the report (240-242 Cuba Street) on the table until the meeting on Thursday 12 June 2008.”

The amendment was put and declared CARRIED.

The substantive motion as amended was put and declared CARRIED.

RESOLVED:

THAT the Regulatory Processes Committee:

1. *Receive the information.*
2. *With regard to 16 Fettes Crescent, approve an extension of time to reduce or remove the danger for two years from the date of purchase.*
3. *Lay the recommendation 3 of the officer’s report (240-242 Cuba Street) on the table until the next meeting of the Committee to be held on Thursday 12 June 2008*

NOTED:

The resolutions differ from the recommendations in the officer’s report as follows:

The Committee added the text in **bold**.

025/08RP **EARTHQUAKE PRONE BUILDING POLICY: REQUESTS FOR EXTENSION OF TIME - 83 CONSTABLE STREET, 37 CLEVELAND STREET AND 38-42 WILLIS STREET**
Report of Katharine Wheeler - Building Group Manager – Policy, Building Consents and Licensing Services.
(1215/53/IM) (REPORT 3)

Moved Councillor Gill, seconded Councillor Cook the substantive motion.

(Councillor Foster joined the meeting at 1.52pm.)

Moved Councillor Best, seconded Councillor Goulden the following amendment.

“THAT the Regulatory Processes Committee lay recommendation 4 of the report (38-42 Willis Street) on the table until the meeting on Wednesday 25 June 2008.”

The amendment was put and declared CARRIED.

The substantive motion as amended was put and declared CARRIED.

RESOLVED:

THAT the Regulatory Processes Committee:

1. *Receive the information.*
2. *Decline the request for an extension of time related to 83 Constable Street, to reduce or remove the danger.*
3. *Decline the request for an extension of time related to 37 Cleveland Street, to reduce or remove the danger.*
4. ***Lay recommendation 4 of the report (38-42 Willis Street) on the table until the meeting on Wednesday 25 June 2008.***

NOTED:

The resolutions differ from the recommendations in the officer’s report as follows:

The Committee added the text in **bold**.

