
MINUTES

WEDNESDAY 25 JUNE 2008

1.01PM

**Committee Room 2
Ground Floor, Council Offices
101 Wakefield Street
Wellington**

PRESENT:

Councillor Gill (Chair)
Councillor Best
Councillor Cook (1.01 – 1.36pm)
Councillor Goulden (Deputy Chair)
Councillor McKinnon (in the Mayor's absence)
Councillor Pannett
Councillor Wain

APOLOGIES:

Mayor Prendergast
Councillor Cook (for an early departure)

034/08RP **APOLOGIES**
(1215/53/IM)

RESOLVED:

THAT the Regulatory Processes Committee:

- 1. Accept apologies for absence from Mayor Prendergast.*
- 2. Accept apologies for an early departure from Councillor Cook.*

035/08RP **CONFLICT OF INTEREST DECLARATIONS**
(1215/53/IM)

NOTED:

1. Councillor Gill advised that when District Plan Change 30 came before the Committee she was unable to participate due to a conflict of interest as she knows one of the people involved in the development. She advised that the person now no longer is involved with the development.

036/08RP **PUBLIC PARTICIPATION**
(1215/53/IM)

NOTED:

1. Jonathon Williams addressed the meeting in relation to Report 2 - "Earthquake Prone Building Policy: Request for Extension of Time - 38 - 42 Willis Street" requesting an extension of time.
2. Con Anastasiou and Lorraine Edwards addressed the meeting in relation to Report 1 - "Earthquake Prone Building Policy: Request for Extension of Time - 112 The Parade, Island Bay" requesting an extension of time.

037/08RP **EARTHQUAKE PRONE BUILDING POLICY: REQUESTS FOR EXTENSION OF TIME – 112 THE PARADE, ISLAND BAY**

Report of Claire Stevens, Team Leader Bylaws, Building Consents and Licensing Services.

(1215/11/IM)

(REPORT 1)

(Councillor Cook left the meeting at 1.36pm.)

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. *Approve an extension of time related to 112 The Parade, to 30 June 2009 to reduce or remove the danger.*

038/08RP **EARTHQUAKE PRONE BUILDING POLICY: REQUESTS FOR EXTENSION OF TIME - 83 CONSTABLE STREET, 37 CLEVELAND STREET AND 38 - 42 WILLIS STREET**

Report of Claire Stevens, Team Leader Bylaws, Building Consents and Licensing Services.

(1215/11/IM)

(REPORT 2)

Moved Councillor Gill, seconded Councillor Pannett the substantive motion.

Moved Councillor Best, seconded Councillor Wain the following amendment to recommendation 1.

THAT the Regulatory Processes Committee approve an extension of time related to 38-42 Willis Street, to reduce or remove the danger by **30 June 2009**.

The amendment was put and declared carried.

The substantive motion as amended was put and declared CARRIED.

RESOLVED:

THAT the Regulatory Processes Committee:

1. *Approve an extension of time related to 38-42 Willis Street, to reduce or remove the danger by **30 June 2009**.*

039/08RP **ROAD STOPPING AND DISPOSAL: THE LOCAL GOVERNMENT ACT 1974: LEGAL ROAD ADJOINING 62 WELD STREET, WADESTOWN**

Report of Paul Davidson Property Adviser, Property Services.

(1215/11/IM)

(REPORT 3)

Moved Councillor Gill, seconded Councillor Goulden 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, pursuant to Section 40 of the Public Works Act 1981:*
 - a) *Agree that the area of approximately 61m² (subject to survey) of unformed legal road adjoining 62 Weld Street, Wadestown is not required for a Public Work.*

Note: 62 Weld Street, Wadestown is described as Lot 18, DP 299, being Computer Freehold Register WN94/273.

- b) Authorise Council officers to commission a section 40 report from suitably qualified consultants to identify whether the land must be offered back to its former owner or their successor, or whether an exemption from offer back applies.*
- 3. Note that once the Section 40 report has been received, a report will be presented to the Chief Executive Officer for approval under delegated authority to either offer the land back to its former owner or their successor, or to approve the exemption from offer back.*
- 4. Authorise Council officers to initiate the road stopping process in accordance with Section 342 and the Tenth Schedule of the Local Government Act 1974.*
- 5. Subject to all statutory and Council requirements being met with no objections to the road stopping being received, Council delegates to the Chief Executive Officer the power to formally approve the road stopping and issue the public notice to declare the road stopped.*
- 6. Note that if objections are received and the applicant wishes to continue with the road stopping, a further report will be presented to the Committee for consideration.*
- 7. Delegate to the Chief Executive Officer the power to negotiate the terms of sale and enter into a sale and purchase agreement, provided any such agreement is conditional upon the road being stopped.*

**040/08RP RESOLUTION TO EXCLUDE THE PUBLIC
(1215/53/IM)**

Moved Councillor Gill, seconded Councillor Best the motion to exclude the public

The motion was put and declared CARRIED.

RESOLVED:

THAT the Regulatory Processes Committee:

Pursuant to the provisions of the Local Government Official Information and Meetings Act 1987, resolve that the public be excluded from the following part of the proceedings of this meeting namely:

Report 4 - District Plan Change Appeal

