

**MINUTES**

**WEDNESDAY 25 MAY 2005**

**5.30PM**

**COUNCIL CHAMBER  
FIRST FLOOR, TOWN HALL  
WAKEFIELD STREET  
WELLINGTON**

**PRESENT:**

Mayor Prendergast  
Councillor Ahipene-Mercer  
Councillor Armstrong  
Councillor Cook  
Councillor Foster  
Councillor Gill  
Councillor Goulden  
Councillor McKinnon  
Councillor Morrison  
Councillor Pepperell  
Councillor Ritchie (5.37 – 6.01pm)  
Councillor Ruben  
Councillor Shaw  
Councillor Wade-Brown  
Councillor Wain

086/05C **APOLOGIES**  
(1215/11/IM)

**NOTED:**

There were no apologies.

087/05C **PUBLIC PARTICIPATION**  
(1215/11/IM)

**NOTED:**

There was no public participation.

088/05C **ANNOUNCEMENTS BY THE MAYOR**  
(1215/11/IM)

**NOTED:**

There were no announcements from the Mayor.

089/05C **PETITIONS**  
(1215/11/IM)

**NOTED:**

There were no petitions to be presented.

090/05C **CONFLICT OF INTEREST DECLARATIONS**  
(1215/11/IM)

**NOTED:**

There were no conflicts of interest declared.

**Reports from Committees**  
**Part A – Committee Decisions requiring Council approval.**

091/05C **STRATEGY AND POLICY COMMITTEE**  
**Meeting of Thursday 19 May 2005**  
(1215/11/IM)

(REPORT 1)

1. **ITEM 109/05P LIONS RUGBY TOUR**  
(1215/52/IM) (REPORT 1)

**Moved Councillor Morrison, seconded Councillor McKinnon, the substantive motion.**

**The substantive motion was put.**

Voting for: Mayor Prendergast, Councillors Ahipene-Mercer, Armstrong, Cook, Foster, Gill, Goulden, McKinnon, Morrison, Pepperell, Ruben, Shaw, Wade-Brown and Wain.

Voting against: Nil.

Majority Vote: 14:0

**The substantive motion was declared CARRIED.**

**RESOLVED:**

*THAT Council:*

1. *Resolve to invoke a liquor ban prohibiting the possession or consumption of liquor in public places in the central area, as defined by the District Plan, from noon on Wednesday 15 June 2005 until 6am on Thursday 16 June 2005 under the provisions of Clause 23.2.2 of the Consolidated Bylaw.*
2. *Resolve to invoke a liquor ban prohibiting the possession or consumption of liquor in public places in the central area, as defined by the District Plan, on Saturday 2 July 2005 from 6am to 5pm under the provisions of Clause 23.2.2 of the Consolidated Bylaw.*

2. **ITEM 116/05P LOCAL GOVERNMENT NEW ZEALAND  
CONFERENCE, CHRISTCHURCH, 24 - 27 JULY 2005**  
(1215/52/IM) (REPORT 7)

**Moved Councillor Shaw, seconded Councillor Wain the substantive motion.**

(Councillor Ritchie joined the meeting at 5.37pm.)

**Councillors were requested to express an interest in attending that LGNZ Conference. Councillors Ahipene-Mercer, Armstrong and Wade-Brown advised that they were interested in attending. As there**

**were three nominations for three places there was no need for a French presidential vote.**

**The substantive motion recommendation 1 with the addition of Councillors Ahipene-Mercer, Armstrong and Wade-Brown as attendees was put.**

Voting for: Mayor Prendergast, Councillors Ahipene-Mercer, Armstrong, Cook, Foster, Gill, Goulden, McKinnon, Morrison, Shaw and Wade-Brown and Wain.

Voting against: Councillors Pepperell, Ritchie and Ruben.

Majority Vote: 12:3

**The substantive motion recommendation 1 with the addition of Councillors Ahipene-Mercer, Armstrong and Wade-Brown as attendees was declared CARRIED.**

**The substantive motion recommendations 2 – 3 were put:**

Voting for: Mayor Prendergast, Councillors Ahipene-Mercer, Armstrong, Cook, Foster, Gill, Goulden, McKinnon, Morrison, Ritchie, Ruben, Shaw, Wade-Brown and Wain.

Voting against: Councillor Pepperell.

Majority Vote: 14:1

**The substantive motion recommendations 2 – 3 were declared CARRIED.**

**The substantive recommendation 4 was put.**

Voting for: Mayor Prendergast, Councillors Ahipene-Mercer, Armstrong, Cook, Foster, Gill, Goulden, McKinnon, Morrison, Ruben, Shaw, Wade-Brown and Wain.

Voting against: Councillors Pepperell and Ritchie.

Majority Vote: 13:2

**Moved Councillor Wade-Brown, seconded Councillor Goulden the motion that Councillor Wade-Brown be the alternate presiding delegate.**

**The motion was put.**

Voting for: Mayor Prendergast, Councillors Ahipene-Mercer, Armstrong, Cook, Foster, Gill, Goulden, McKinnon, Morrison, Pepperell, Ritchie, Ruben, Shaw, Wade-Brown and Wain.

Voting against: Nil.

Majority Vote: 15:0

**The motion was declared CARRIED.****RESOLVED:**

*THAT Council:*

1. *Approve the attendance of the Mayor and Councillors Ahipene-Mercer, Armstrong and Wade-Brown at the Local Government New Zealand Conference to be held in Christchurch from 24-27 July 2005 and that the costs associated in attending the conference be met from the Elected Members' budget (GVEM01).*
2. *Appoint:*
  - (a) *Mayor Prendergast as its presiding delegate;*
  - (b) *Councillor Wade-Brown as alternate presiding delegate (in the event that the Mayor is absent from the floor of the meeting at any time); and*
  - (c) *Councillors Ahipene-Mercer and Armstrong as delegates to attend the Local Government New Zealand AGM to be held on Wednesday 27 July 2005.*
3. *Agree to support the nomination of Basil Morrison for the position of President of Local Government New Zealand.*
4. *Agree to the nomination of Mayor Prendergast for the position of Vice President of Local Government New Zealand.*

092/05C **REGULATORY PROCESSES COMMITTEE**  
**Meeting of Tuesday 24 May 2005**  
 (1215/11/IM)

(REPORT 2)

**Moved Councillor Gill, seconded Councillor Goulden, the substantive motion clauses 1 – 6.**

(Councillor Ritchie left the meeting at 6.01pm.)

**The substantive motion clauses 1 – 6 were put.**

Voting for: Mayor Prendergast, Councillors Ahipene-Mercer, Armstrong, Cook, Foster, Gill, Goulden, McKinnon, Morrison, Pepperell, Ruben, Shaw, Wade-Brown and Wain.

Voting against: Nil.

Majority Vote: 14:0

**The substantive motion clauses 1 – 6 were declared CARRIED.**

**RESOLVED:**

1. ***ITEM 023/05RP PROPERTY FOR DISPOSAL UNDER SECTION 40 PUBLIC WORKS ACT 1981 – STAGE ONE: 32 CARLTON STREET, MELROSE***  
*(1215/53/IM) (REPORT 1)*

*THAT Council:*

1. *Pursuant to Section 40 of the Public Works Act 1981:*
  - a) *Agree that the area of unformed legal road adjoining 32 Carlton Street, Melrose, (Appendix 1) is not required for a Public Work.*
  - 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 in title, or whether an exemption from offer back applies.*
2. *Note that once the Section 40 report has been received, a further report will be presented to Council for their approval to either offer the land back to its former owner or their successor in title, or to approve the exemption from offer back.*

2. ***ITEM 024/05RP PROPERTY FOR DISPOSAL UNDER SECTION 40 PUBLIC WORKS ACT 1981 – STAGE ONE: LERWICK TERRACE ADJOINING 58 QUEENS DRIVE, LYALL BAY***  
*(1215/53/IM)(REPORT 2)*

*THAT Council:*

1. *Pursuant to Section 40 of the Public Works Act 1981:*
  - a) *Agree that the area of unformed legal road at Lerwick Terrace adjoining 58 Queens Drive, Lyall Bay, (Appendix 2) is not required for a Public Work.*

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 in title, or whether an exemption from offer back applies.

2. Note that once the Section 40 report has been received, a further report will be presented to Council for their approval to either offer the land back to its former owner or their successor in title, or to approve the exemption from offer back.

3. **ITEM 025/05RP PROPERTY FOR DISPOSAL UNDER SECTION 40 PUBLIC WORKS ACT 1981 – STAGE ONE: LEGAL ROAD ADJOINING 517 OHARIU VALLEY ROAD AND 20 TAKARAU GORGE ROAD**  
(1215/53/IM)(REPORT 3)

THAT Council:

1. Pursuant to Section 40 of the Public Works Act 1981:

a) Agree that the area of unformed legal road adjoining 517 Ohariu Valley Road and 20 Takarau Gorge Road, Ohariu Valley (Appendix 3) is not required for a Public Work.

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 in title, or whether an exemption from offer back applies.

2. Note that once the Section 40 report has been received, a further report will be presented to Council for their approval to either offer the land back to its former owner or their successor in title, or to approve the exemption from offer back.

4. **ITEM 026/05RP PROPERTY FOR DISPOSAL UNDER SECTION 40 PUBLIC WORKS ACT 1981 – STAGES ONE AND TWO: 31 THE RIGI, NORTHLAND**  
(1215/53/IM)(REPORT 4)

THAT Council:

1. Pursuant to Section 40 of the Public Works Act 1981:

(a) Agree that the area of unformed legal road adjoining 31 The Rigi, Northland (Appendix 4) is not required for a Public Work.

- (b) *Agree that the land adjoining 31 The Rigi is exempt from offer-back based on Section 40 (2) and Section 40 (4) of the Public Works Act 1981, and advice received from Land Information New Zealand accredited agents and Council's solicitors' opinion:*
  - *31 The Rigi, (being approximately 67m<sup>2</sup> as outlined on the aerial photograph).*
- (c) *Authorise Council officers to proceed with the road stopping process under Section 342 and 345 of the Local Government Act 1974.*

5. ***ITEM 027/05RP PROPERTY FOR DISPOSAL UNDER SECTION 40 PUBLIC WORKS ACT 1981 – STAGE TWO: (ROAD STOPPING) 270 MASSEY ROAD, MAHANGA BAY (1215/53/IM)(REPORT 5)***

*THAT Council:*

- 1. *Agree that the Council, pursuant to Section 40 of the Public Works Act 1981:*
  - (a) *Agree that the land adjoining 270 Massey Road is exempt from offer-back based on Section 40 (2) and Section 40 (4) of the Public Works Act 1981, and advice received from Land Information New Zealand accredited agents and Council's solicitors' opinion:*
    - *270 Massey Road, (being approximately 226m<sup>2</sup> as outlined on the aerial photograph in Appendix 5)*
  - (b) *Authorise Council officers to proceed with the road stopping process under Section 342 and 345 of the Local Government Act 2002.*

6. ***ITEM 028/05RP PROPOSED ROAD STOPPING ADJACENT 41 UPLAND ROAD KELBURN (1215/53/IM)(REPORT 6)***

*THAT Council:*

- 1. *Agree that Council resolve to publicly notify that the portion of Upland Road, Kelburn, adjoining 41 upland road described as Lot 12 and Part Lot 13, Block IV Deposited Plan 1197, comprising 102m<sup>2</sup> as shown in Appendix 6 of the officer's report, be declared stopped in accordance with the Tenth Schedule of the Local Government Act 1974 and in so declaring that the following matters are to be noted and actioned:*

- (a) *The area of stopped road (Section 1 on SO 341430) will be amalgamated with adjoining land being Lot 12 and Part Lot 13, Block IV Deposited Plan 1197 held in Certificate of Title WN272/277.*
  - (b) *That all service authority requirements in respect of their assets/services located within the area of road to be stopped be complied with.*
  - (c) *That all costs associated with the compliance of the above conditions be met by the proponent, including all survey, administration and legal costs involved in this application.*
2. *Authorise the Manager, Property and Standards to negotiate and complete terms of sale.*

## **Reports from Committee**

### **Part B – Committee decisions for Council to note.**

093/05C **RECEIPT OF INFORMATION FROM COMMITTEES FOR NOTING**  
(1215/12/IM)

**Moved Mayor Prendergast seconded Councillor Shaw the substantive motion, that Council Receive the information for noting from the Strategy and Policy Committee meetings of Thursday 5 May 2005 and Thursday 19 May 2005.**

**The substantive motion was put.**

**Voting for:** Mayor Prendergast, Councillors Ahipene-Mercer, Armstrong, Cook, Foster, Gill, McKinnon, Morrison, Pepperell, Ruben, Shaw, Wade-Brown and Wain.

**Voting against:** Councillor Goulden.

**Majority Vote:** 13:1

**The substantive motion was declared CARRIED.**

**RESOLVED:**

*THAT Council*

1. *Receive the information for noting from the Strategy and Policy Committee meetings of Thursday 5 May 2005 and Thursday 19 May 2005.*

**STRATEGY AND POLICY COMMITTEE***Meeting of Thursday 5 May 2005**(1215/11/IM)**(REPORT 3)*

1. **ITEM 101/05P DRAFT PRINCIPLES FOR URBAN DEVELOPMENT  
IN WELLINGTON CITY**  
*(1215/52/IM) (REPORT 1)*

*THAT the Strategy and Policy Committee:*

1. *Receive the information.*
2. *Endorse the Draft Principles as amended for use in further technical work on the Urban Development Strategy.*
3. *Agree to the Draft Principles as **amended** being consulted on with the Draft Regional Growth Framework. The Draft Principles are as follows:*

***Principle 1: Sustainable rural uses and protection of natural systems within the urban environment***

*Growth must not diminish our natural capital. In rural and urban areas the natural environment is a key part of our sense of place and also provides a range of environmental services (eg. natural cycles), and existing and potential economic and social benefits. These values and benefits must be acknowledged and carefully managed as a bottom-line requirement for future urban development.*

***Principle 2: Building on what we treasure - enhancing sense of place***

*Wellington's success as a city relates closely to its sense of place. Wellington has a dramatic setting, is compact, with good public transport. It is at the centre of the nation and is the national capital. It has high quality public spaces and recognises the legacy of the past through the protection and conservation of its natural and cultural heritage. Future growth and development of the city must protect and enhance these qualities in a balanced way that respects and values our heritage and embraces the future.*

***Principle 3: Urban containment and growth through intensification in appropriate areas***

*This principle builds on our current strategy of containing development within the established edges of the city. The Outer Green Belt and rural areas effectively establish clear edges to the city. The resulting compact urban form minimises transport distances, makes public transport more viable and results in better use of existing infrastructure. Greenfield developments provided for*

*in the Northern Growth Management Plan are consistent with the containment principle in terms of scale and location. Consideration of greenfield development beyond the Northern Growth Management Plan will need to recognise the Wellington Regional Strategy*

***Principle 4: Development focused on appropriate centres and nodes along main transport routes***

*The principle of containment must be matched by a development focus on appropriate centres and nodes along main transport routes, particularly for commercial and retail activities. This will strengthen the existing centre hierarchy, provide a focus for investment in public space, reduce transport costs and avoid potential for major retail development to be located away from existing centres and nodes. This principle also ensures that most areas –particularly the existing residential neighbourhoods are areas of relative stability within the wider urban environment.*

***Principle 5: Permissive land use approach in the Central Area and suburban centres***

*Commercial, office and industrial uses are encouraged to occur as of right in the Central Area and suburban centres adjacent to main transport routes (subject to appropriate conditions). Opportunities for residential intensification in these areas should be encouraged in major centres in a manner that maintains a range of economic activities as part of a mixed-use composition. Maintaining a permissive approach will allow building owners and developers to respond readily to changing market needs and at the same time maximise compactness and travel choice.*

***Principle 6: Managed infill development within existing residential areas***

*This principle goes hand in hand with the containment principle and is necessary to provide housing choice and ensure existing suburban populations do not decline. Infill is the subdivision and development of vacant land and developable sites within existing residential areas. To be sustainable it must be done in a careful and considered manner, taking account of local sense of place values and the potential effects on neighbouring property owners. A managed approach to infill acknowledges that some change will take place in most parts of the city and that a variety of tools may be used to manage the potential effects of infill on existing suburban values.*

***Principle 7: High accessibility and transport choice***

*Good access from home to shops, places of work and play and to services is essential in any successful city economy. This is reliant on recognising the roles of all types of transport (car, bus, train, cable car, ferries, commercial vehicles, walking and cycling) and*

*the ‘interconnectedness’ of road, pedestrian and passenger transport systems, locally, city and region-wide.*

***Principle 8: High quality urban design –buildings and spaces***

*A focus on quality in urban design is critical to successfully applying the other seven principles and achieving sustainable long term urban development. A focus on urban design will integrate the planning of buildings and spaces, and the networks that connect them, at all scales across the city. Quality urban design will promote excellence in all forms of architecture and public space investment.*

2. ***ITEM 103/05P PROJECT BRIEF: DEVELOPMENT OF AN ENVIRONMENTAL STRATEGY***  
*(1215/52/IM) (REPORT 3)*

***RESOLVED:***

*THAT the Strategy and Policy Committee:*

1. *Receive the information.*
2. *Agree to the development of an Environmental Strategy as proposed in the officer’s report.*

3. ***ITEM 104/05P REPORT ON THE BOULEVARD PROPOSAL – GREENING THE QUAYS***  
*(1215/52/IM) (REPORT 2)*

*THAT the Strategy and Policy Committee:*

1. *Receive the information.*
2. *Agree that the Central Sector of the Wellington Waterfront Route Improvement Study Opus Ltd report, that retains the existing lane configuration with a widened planted median, be designed and implemented.*
3. *Agree that the funding \$0.5million be brought forward from the 2006/07 financial year to the 2005/06 financial year to enable design and construction of the Central Sector and that this is reflected in the 2005/06 annual plan.*
4. *Agree to undertake a traffic and pedestrian amenity assessment once the inner city by-pass is completed.*
5. *Agree that our preferred option in the future is to reduce the number of lanes from six to four.*

**STRATEGY AND POLICY COMMITTEE**

**Meeting of Thursday 5 May 2005**

(1215/11/IM)

(REPORT 4)

1. **ITEM 110/05P OPTIONS FOR PROVIDING ASSISTANCE TO SRI LANKA FOLLOWING THE 2004 BOXING DAY TSUNAMI**  
(1215/52/IM) (REPORT 3)

*THAT the Strategy and Policy Committee:*

1. *Receive the information.*
2. *Note that a number of Councils have taken a pro-active role in providing assistance to the recovery efforts in tsunami affected countries, principally North Shore City Council and Hamilton City Council.*
3. *Agree to establish an officer working party to explore possible initiatives that Wellington City Council could undertake towards providing assistance to overseas disaster-affected areas.*

2. **ITEM 111/05P SUBMISSION ON WESTERN CORRIDOR TRANSPORTATION STUDY – PHASE 2**  
(1215/52/IM) (REPORT 4)

*THAT the Strategy and Policy Committee:*

1. *Receive the information.*
2. *Approve the submission on the Western Corridor Transportation Study – Phase 2, attached as Appendix 2 to the officer's report, subject to any changes by the Committee.*
3. *Agree to delegate to the Mayor and Chief Executive the authority to make any minor drafting changes necessary before forwarding the submission to Maunsell Limited, the consultants undertaking the Study.*

3. **ITEM 114/05P QUARTERLY REPORT (JANUARY – MARCH 2005)**  
(1215/52/IM) (REPORT 5)

*THAT the Strategy and Policy Committee:*

1. *Receive the information.*

4. **ITEM 115/05P WELLINGTON REGIONAL STRATEGY – DRAFT REGIONAL PRINCIPLES**  
(1215/52/IM) (REPORT 6)

