

## CHATHAM ISLANDS COUNCIL

### **Minutes of the Ordinary Monthly Meeting of the Chatham Islands Council, held in the Council Chambers, Tuku Road, Waitangi, on Thursday, 8 October 2009, commencing at 1.33 p.m.**

- PRESENT:** Deputy Mayor, A W M Preece (Chairman), and Councillors P R Christiansen, J I Clarke, M Croon, N C Ryan and E C Tuck.
- IN ATTENDANCE:** General Manager, Owen Pickles  
Corporate Services Manager, Deborah Goomes (from 2.25 p.m.)  
Council Secretary, Lynette Pickles
- APOLOGIES:** Apologies were received from His Worship the Mayor, Mr P F Smith, and Councillors A M Gregory-Hunt and N J Whaitiri.

**RESOLVED THAT** the apologies from His Worship the Mayor, Mr P F Smith, and Councillors Gregory-Hunt and Whaitiri be received.  
**N C Ryan / M Croon CARRIED**

**MINUTES:** **2.1 Ordinary Meeting, 27 August 2009**

**RESOLVED THAT** the Minutes of the Ordinary Meeting of the Chatham Islands Council, held on Thursday, 27 August 2009, be confirmed and adopted as a true and correct record.  
**J I Clarke / E C Tuck CARRIED**

**MATTERS ARISING:** Page 4, Kaingaroa Water Supply

Cr Ryan asked if Hokotehi Moriori Trust had signed the Memorandum of Understanding for the Kaingaroa Water Supply. The General Manager advised that the document had still not been signed.

Page 7, Whangatete Bridge Resource Consent

The General Manager advised that work on the Whangatete Bridge had commenced.

Page 8, CIET Wind Farm Resource Consent

Cr Croon asked when the Hearing for the Wind Farm Resource Consent would be held. The General Manager

advised that the submitters had signed off on the consent conditions, but he was still waiting for a response from the applicant. He was a little concerned that he had heard nothing because he was aware that gear for the wind farm was on its way to the Island.

## **DEMOCRACY:**

### **2.2 Use of a Recording Device at Council Meetings**

A report was presented from the General Manager on the need to use a recording device for Council Meetings when the Council Secretary, Lynette Pickles, was on leave. This was to assist the replacement Minute Taker with the production of Minutes from the meetings. Council's Standing Orders require Council approval to record meetings.

An explanation was given to Council on how the system would work with an omni-directional microphone in the middle of the room to pick up everyone's voices. Cr Tuck suggested that before speaking, each Councillor should give their name to assist the Minute Taker when she is transcribing from the recorder.

**RESOLVED THAT** the use of recording devices at Council Meetings be approved.

**E C Tuck / M Croon CARRIED**

## **FINANCE:**

### **3.1 Rates Remissions**

Section 54 of the Local Government (Rating) Act 2002 allows for the write-off of small rates balances that are uneconomic to collect.

The General Manager advised that the remission was a formality that Council needed to adopt each year.

**RESOLVED THAT** under Section 54 of the Local Government (Rating) Act 2002, rates balances under \$5.00 be written-off as uneconomic to collect.

**N C Ryan / M Croon CARRIED**

### **3.2 Rates Remission – Unoccupied Maori Land**

Under the Local Government (Rating) Act 2002, Maori Freehold Land is defined as land where beneficial ownership has been determined by an Order issued by the Maori Land Court. Only land that was subject to such an Order may qualify for a remission under Council's Postponements and Remission Policy on Maori Freehold

Land. Under the Policy, Council may give a remission or postponement of up to 100% of all rates based on the land being unoccupied and no income being derived from the use or occupation of the land.

Six blocks of unoccupied Maori land on the Chatham Islands qualify for a remission.

**RESOLVED THAT** the following unoccupied Maori land blocks be granted a rates remission for the 2009/10 rating year, and each subsequent year, in accordance with Clause 5(a) of Council's Postponements and Remission Policy on Maori Freehold Land:

- Wharekauri 1G2	\$ 53.40
- Otonga 1C1	.70
- Otonga 1E6	32.40
- Otonga 1E7	31.00
- Wharekauri 1R1 – Ohuru	56.20
- Wharekauri 1Q	<u>56.20</u>
	<u>\$ 229.90</u>

**E C Tuck / N C Ryan CARRIED**

Attempts had been made through the Maori Trustee and the Maori Land Court to identify the land owners of the unoccupied Maori land blocks, which have been under the Council's umbrella for some years. To date, no information had been forthcoming.

**RESOLVED THAT**

1. The details of the Maori land blocks be made public with the intention of finding family connected to the blocks.
2. Further work be undertaken to identify land owners.

**E C Tuck / N C Ryan CARRIED**

### **3.3 Rates Remission on Maori Freehold Land**

An application had been received from Kevin Thomas requesting a rates remission on a block of Maori freehold land, Kekerione 76C, Section 2. The application met the criteria under Clause 5(a) of Council's Postponements and Remission Policy on Maori Freehold Land.

The General Manager advised that the land had many owners. To date, Kevin Thomas had been paying the rates, but under the Policy, Council was obliged to remit them.

**RESOLVED THAT** a rates remission be granted for the amount of \$198.80 on the property known as Kekerione

76C, Section 2, and that the remission apply to all subsequent years, subject to any change in circumstance.  
**N C Ryan / M Croon CARRIED**

## **WORKS & SERVICES**

### **4.1 Downer EDi Works Report – August 2009**

**RESOLVED THAT** the Downer EDi Works Report for August 2009 be received.

**J I Clarke / P R Christiansen CARRIED**

The Chairman noted that Downers had put in a lot of effort to complete projects. He noted that another grader had arrived on the Island and more staff had been used, including bringing workers from the Mainland.

The General Manager advised that the workload was progressively getting bigger. Downers currently had a staff commitment of twelve on the Island, and another part-timer about to be employed. Cr Croon asked if Downers had mentioned the need to build more houses for staff. The General Manager advised that in the future they may decide that there was a need to boost their current housing stock of two houses.

### **4.2 Engineer's August 2009 Report**

**RESOLVED THAT** the Engineer's Report for August 2009 be received.

**J I Clarke / P R Christiansen CARRIED**

The Chairman advised that he had been approached by a Pages Corner property owner, concerned at the driving habits of Islanders at the Pages Corner intersection. People were disregarding the Give Way sign and he suggested that there may need to be some improvements made to the safety of the corner. People were also cutting the corner when turning right off Owenga Road.

The General Manager advised that the corner had been looked at regularly by Council's Engineers. People were ignoring basic road rules and he thought that the immediate solution would be to have a Police presence at the corner. He would speak to the Police about the matter.

Cr Christiansen stated that there was another problem at the Hight Place corner, with children on motorbikes disregarding general road rules and cutting the corner.

It was agreed that an item be placed in the Chatham Islander reminding people of their obligations at the corner.

It was noted that the Owenga Wharf construction was progressing well. The General Manager advised that the Contractor was hoping to be substantially finished before Christmas, which will be ahead of time. He suggested that there should be an Opening Ceremony early in 2010. Suggestions made on who should 'cut the ribbon' included a representative from the Ministry of Transport, the Minister himself, Hon Annette King MP and His Worship the Mayor.

### **4.3 Land Transport Programme 2009-2012**

The New Zealand Transport Agency released the National Land Transport Programme 2009-2012 at the end of August 2009. This included the Programme for the Chatham Islands.

An analysis of the approved funding, measured against the funding applied for, was presented to Council. It was noted that in years 2 and 3 of the programme, the biggest contributor to the gap was the zero inflation adjustment factor. Many Councils were aggrieved by the funding decisions.

The General Manager advised that the Chatham Islands Council was not affected as badly as some other Rural Authorities. There was not much in the way of a cut back for the Chatham Islands, just no inflation adjustment. He was hoping that the adjustments would be made as each year arrived, but there were no guarantees. He was reluctant at the moment to scale down the Programme.

Cr Croon asked if Local Government New Zealand had taken up the cause for Councils. The General Manager advised that they were working on it.

**RESOLVED THAT** the information on the National Land Transport Programme be received.

**J I Clarke / N C Ryan CARRIED**

### **4.4 Water Supplies**

The General Manager presented a progress report on the CAPs funding applications for the water supplies in Waitangi, Kaingaroa and Owenga. The applications, totalling \$2,543,800, had been submitted to the Ministry

of Health, along with a letter of intent for the Owenga supply. This is required to make a case for establishing a new supply.

The funding programme provided for a level of subsidy for the Chatham Islands based on a deprivation index level of 6 which attracts 85% subsidy. The index was developed by the Department of Public Health of the Otago University, Wellington Campus. At a dep. level of 6, a 15% local share of \$381,570 would be required. If the dep. level was 7, the local share would become 3%, or \$76,314.

The General Manager spoke with Professor Peter Crampton, Dean and Head of the Wellington Campus, regarding the ability to change the dep. rating, but found that it was not negotiable. The only avenue available for the Council to have it raised was to seek approval from the Minister of Health to recognise Owenga, Waitangi and Kaingaroa as separate communities, instead of all coming under the one community of the 'Chatham Islands'.

The Chairman stated that it was a shock to see the figures for Owenga. The General Manager advised that regardless of the figures, Council would not know if it could continue the project until the Government lifted the current hold on the CAPs funding scheme. \$2m from local funds was impossible for the Owenga scheme and raising the local share of \$380,000 would also be a struggle.

He was more concerned with the dep. level being at 6, but advised that if they could get the level to 7, the project would be achievable.

Cr Clarke suggested that there should be four communities, including Pitt Island in the project too. The General Manager stated that Pitt Island could be looked at later, and that Council needed to concentrate on the current applications in the meantime.

**RESOLVED THAT** the information be received and that the Mayor write to the Minister of Health seeking recognition of the community exception rule.

**N C Ryan / P R Christiansen CARRIED**

#### **4.5 Road Maintenance Contract Extension**

The General Manager reported that he, along with Deputy Mayor, Alfred Preece, and Engineer, Murray Keast, met

with Mark Yaxley, the Land Transport Authority's Regional Manager with responsibility for the Chatham Islands, in early September. They discussed the proposed Procurement Strategy and the Council's future relationship with its contractor, Downer EDi Works.

Mr Yaxley advised that Council's proposed Procurement Strategy was in a condition that could be approved. Permission had since been granted for the Council to extend its current contract with Downer EDi Works to 30 June 2010, which would provide time to gain approval for the Procurement Strategy and to establish a new contract going forward from 1 July 2010.

The General Manager advised that it taken over twelve months for the issue to be resolved. The meeting with Mark Yaxley was very positive. Mr Yaxley had assured them that Council's Procurement Strategy was near enough to being approved. Extra assurance was given to Council when notice was received that the contract with Downers could be extended until 2010. The General Manager stated that the extra time was needed by the Transport Authority to assess their own policies.

**RESOLVED THAT** the information be received and that the Downer EDi Works contract for Road Maintenance and Other Works be extended until 30 June 2010.

**E C Tuck / J I Clarke CARRIED**

## **COMMUNITY SERVICES:**

### **5.1 War Memorial Plaque**

A copy of a letter from the ANZAC Co-ordinators, Denise Thomas and Ali Reriti, seeking Council's support for correcting and updating the War Memorial plaque displayed in the Town Hall, was presented to Council. The General Manager reported that the better option would be to seek funding for a new plaque as it was not always possible to obtain a good match when correcting errors. Input from the general public would also be sought.

The General Manager advised that his items for the October Chatham Islander had already been circulated by email and he had received a reply from Diana Clough, the Council staff member responsible for having the original plaque produced. She advised that the spelling on the plaque was written as the family or serviceperson of the time had asked.

The General Manager stated that Diana Clough's email was very timely and helpful. He had passed the comments onto the ANZAC Co-ordinators.

**RESOLVED THAT** Council work with Denise Thomas and Ali Reriti to provide an accurate War Memorial plaque.

**E C Tuck / M Croon CARRIED**

### **5.2 Minutes of Housing Trust Meeting**

The Minutes of the Chatham Islands Housing Trust Meeting, held on Tuesday, 25 August 2009, were presented to Council.

**RESOLVED THAT** the Minutes of the Chatham Islands Housing Trust be received.

**J I Clarke / E C Tuck CARRIED**

Cr Tuck asked if there was any news on the Warm Homes Programme. The General Manager advised that it had stalled at the moment. The Council wanted to get a local person involved as a contractor, but it had been a mission to get a local who met the EECA criteria. The alternative was to go with a recognised EECA contractor, but make it a condition that they employ locals to assist with the work.

An applicant for Warm Homes assistance works through the contractor who then applies to EECA for the funding, meaning that the contractor has more of a role to play than just the installation of insulation, etc.

The General Manager advised that his intention was to get the programme started before mid-November if at all possible.

Cr Tuck asked if the Chatham Islands Enterprise Trust had responded to Council's request to lend the money to fund the project. The General Manager advised that he had received a positive verbal response, but so far nothing in writing.

Cr Tuck would like to see the project well underway before next winter. Cr Croon agreed, stating that there was a need to have it underway before the funding stopped. The General Manager advised that a local builder, James O'Neill, was working with the people at EECA.

### **5.3 Minutes of Creative Communities Meetings**

The Minutes of the Creative Communities Scheme Assessment Committee Meetings, held on 8 June 2009 and 6 July 2009, were presented to Council.

**RESOLVED THAT** the Minutes of the Creative Communities Scheme Assessment Committee Meetings be received.

**P R Christiansen / M Croon CARRIED**

### **5.4 Regional Sports Trust Coverage**

A letter received from Hon Murray McCully, Minister for Sport and Recreation, replying to a letter by Deputy Mayor, Alfred Preece, regarding how the Regional Partnership Fund aspect of the new Kiwisport initiative would work in the Chatham Islands, was presented to Council.

The Minister advised that Sport Canterbury was the Regional Sports Trust that covered the Chatham Islands.

Cr Croon asked what benefits there would be for the Chatham Islands by being part of the Canterbury Trust. The General Manager advised that any sports programme should be able to go through the Regional Sports Trust. The purpose of the Deputy Mayor's letter was to find out which Sports Trust the Chatham Islands came under.

An item would go in the next Chatham Islander advising that Sport Canterbury was the Regional Sports Trust that covered the Chatham Islands and that it would be necessary to go through that body to access funding under the Kiwisport initiative.

A general discussion ensued on the need for an area on the Island for children to skateboard and cycle and whether there was the opportunity to tap into the funding for such an initiative. The General Manager advised that the Community Trust of Canterbury or the Community Trust (pokies) would be the agencies to make application to as Sport Canterbury supported the traditional sports that children participated in. Cr Croon advised that there had been some discussion about introducing a skateboard park but there were no funds available at the moment.

**RESOLVED THAT** the information on the Regional Sports Trust be received.

**N C Ryan / P R Christiansen CARRIED**

## **5.5 Chatham Islands Museum**

A report was presented on the work currently being undertaken on a Museum and Heritage Project. A Strategic Plan is being developed to address the issues around the preservation and protection of 'taonga' currently housed in the Chatham Islands Museum, including archive information. George Hough, Bob Weston and Bill Carter had volunteered their services to get the project established, with the intention of setting up the Chatham Islands Cultural and Heritage Trust, with involvement from the wider community.

Cr Croon mentioned that she had visited the Museum with her children the previous week and thought it was looking great, with the displays well set out for visual enjoyment.

The Chairman stated that he had spoken to Bob Weston regarding his work cataloguing and digitising the photographs, and thought it was an exciting concept. The General Manager advised that Tas Carryer from Tastronics, the Council's computer network technician, had donated a computer with a touch screen system. All the photographs would eventually be loaded into the system for viewing by the public in the museum.

Cr Christiansen suggested that Council could make discs of photographs available to the public for purchase. He also stated that Iwi should be informed of the work being undertaken in the museum.

Cr Croon noted the advertisements on noticeboards around the Island advising of 'taonga' being found and seeking interest from claimants. She suggested that Council, as the museum caretakers, should present itself as a claimant in case there were no other claims from the Chatham Islands.

**RESOLVED THAT** the information on the work being undertaken on a Museum and Heritage Project be received.

**N C Ryan / J I Clarke CARRIED**

## **REGULATORY:**

### **6.1 Update from Environment Canterbury**

The report for September 2009 from Environment Canterbury was presented, covering the progress of the various activities being undertaken on behalf of the Chatham Islands Council.

**RESOLVED THAT** the September 2009 report on the various activities undertaken by Environment Canterbury be received.

**N C Ryan / E C Tuck CARRIED**

The General Manager reminded Council of the Workshop planned for Wednesday, 21 October 2009. This would cover the new RMA Document and biosecurity and border control issues. Council would assist with getting the work programmes in place for the on-Island person Environment Canterbury is planning to employ later in the year.

### **6.2 District Licensing Agency Annual Report**

A copy of the Chatham Islands District Licensing Agency Annual Report for the period ending 30 June 2009 was presented to Council.

**RESOLVED THAT** the Annual Report of the District Licensing Agency be received.

**P R Christiansen / E C Tuck CARRIED**

### **6.3 Resource Consent, Chatham Islands Organic Foods**

An application was received on 25 June 2009 from Chatham Islands Organic Foods Limited applying for a new consent for the exact same project as was granted resource consent in 2002. The earlier consent was granted an extension in 2007, but this expired on 11 April 2009, hence the new application.

Advice was sought from Council's Resource Management Consultant, Paul Whyte, who advised that if the same conditions imposed with the 2002 consent were agreeable to the original submitters, then the Council could issue a new consent. Ngati Mutunga O Wharekauri Iwi Trust and the Department of Conservation were the submitters, with both responding in writing agreeing to a new consent, provided that the same conditions were imposed on the applicant.

The General Manager advised that the 2002 application to establish a meatworks on land described as Kekerione 1"0", 14B2B, 14B4, 14B3B, located at North Road, Chatham Islands, was a very substantive one which included full plans and specifications.

**RESOLVED THAT** pursuant to Section 105 of the Resource Management Act 1991, the applications for Resource Consents be granted subject to the following conditions:

**Land Use Consent**

1. That the proposal proceed generally in accordance with the application and plans submitted provided that a minimum of seven (7) on-site car parks are provided and that these car parks are accessed from within the site, not directly from North Road.
2. That noise generated by the activity shall comply with Rule 5.3.4.5 (i) of the Chatham Islands Resource Management Document.
3. That the use, storage, disposal and transportation of hazardous substances associated with the activity comply with Rule 5.3.4.8 (i) of the Chatham Islands Resource Management Document.

**Consent for Discharge of Contaminants into Air.**

1. The discharge shall only be from the construction and operation of the aerated pond system, effluent irrigation areas, and on-site solid waste disposal area as described in the consent application, and shown on the accompanying plans.
2. The duration of this consent shall be 35 years.
3. The discharge shall not cause odour that is offensive or objectionable beyond the boundary of the property on which this consent is exercised.
4. A record of any complaints related to odour from the effluent treatment and disposal facilities shall be maintained, and shall include:
  - (a) location where the odour was detected by the complainant;
  - (b) date and time when the odour was detected by the complainant;
  - (c) the most likely cause of the odour detected; and
  - (d) any corrective actions undertaken by the consent holder to avoid, remedy, or mitigate the odour detected by the complainant.

This record shall be provided to the Chatham Islands Council before the last work day of April each year, and otherwise on request.
5. That mechanical aerators shall be installed and operated in the pond system, as described in the application.
6. Material collected from screening of effluent shall be stored at the plant in enclosed containers prior to disposal in the on-site solid waste disposal area.

7. That solid waste products shall be collected after each day's operation and removed to the on-site solid waste disposal area and shall be covered with soil after each slaughter operation in a manner that complies with Condition (3) above.
8. That Chatham Islands Council may, on any of the last five working days of April each year, serve notice of its intention to review the conditions of this consent for the purposes of:
  - (a) dealing with any adverse effect on the environment which may arise for the exercise of this consent and which is appropriate to deal with at a later stage; or
  - (b) requiring the adoption of the best practicable option to remove or reduce any adverse effect on the environment.

#### **Consent for Discharge of Contaminants onto Land**

1. The duration of this consent shall be 35 years.
2. The total volume of effluent discharged shall not exceed 45 cubic metres on any day.
3. The rate of application to land shall not exceed 0.4mm per day.
4. The consent holder shall maintain a record of the daily volumes of effluent discharged. The record shall include the following information:
  - (a) the date and duration of each discharge;
  - (b) the total volume discharged on any one day;
  - (c) summary details of the location(s) in the irrigation areas where discharges were undertaken;
  - (d) summary details of weather conditions.The record shall be made available to the Chatham Islands Council on request.
5. The discharge shall only occur on the irrigation disposal area described in the application, and shown on the plans accompanying the application. There shall be no surface run-off of effluent beyond the boundaries of the designated disposal areas.
6. There shall be no discharge within 30 metres of any watercourse, sinkhole or well.
7. That the consent holder shall visually monitor the discharge areas on an ongoing basis for signs of ponding. If ponding is occurring, those areas should be excluded from the discharge area until ponding ceases.
8. The consent holder shall:
  - (a) Monitor the condition of ground water under the site. The two existing bores on site that will

be monitored under the Animal Products Act may be used for the monitoring of this consent.

- (b) Ensure that all monitoring bores are secured prior to any irrigation of effluent onto the disposal area to ensure that surface contaminants cannot enter ground water.
  - (c) Within one month of the monitoring bores being secured, forward a report to the Chatham Islands Council confirming the work has been completed. The report shall include details of work undertaken and where appropriate, confirmatory details about the security of each bore.
  - (d) Supply to the Council sufficient information and details to support and justify the location of each bore to enable the monitoring of effects on ground water that may arise from the discharge of effluent onto the disposal area.
9. The consent holder shall sample ground water from the bores established in compliance with Condition 8. The sampling shall commence prior to the irrigation of effluent onto the disposal area.
10. Samples of groundwater shall be taken at least twice in every period of twelve consecutive months, with a minimum interval of sixty consecutive days between each sampling. Samples shall be taken from each monitoring bore on the same day.
11. The groundwater shall be analysed for the following determinants:
- (a) PH
  - (b) Electrical conductivity
  - (c) Nitrate nitrogen
  - (d) Ammoniacal nitrogen
  - (e) Faecal coliforms
- The results of all analyses shall be reported to the Chatham Islands Council within seven working days of the receipt of the results.
12. All analyses of samples of groundwater shall be undertaken in a laboratory with international and national laboratory accreditation to undertake current, scientifically recognized methods of analysis.
13. The consent holder shall sample surface water from the two unnamed creeks downstream of the effluent disposal area. The sampling shall commence prior to the irrigation of effluent onto the disposal area.
14. The consent holder shall supply Chatham Islands Council with information as to the locations from which surface water samples will be taken. The information supplied to the Council shall include sufficient information and details to support and

justify the locations to enable the monitoring of effects on surface waters that may arise from the discharge of effluent onto the disposal area. The information shall be provided prior to the irrigation of effluent onto the disposal area.

15. Samples of surface water shall be taken at least twice in every period of twelve consecutive months, with a minimum interval of sixty consecutive days between each sampling. Samples shall be taken from each creek on the same day and shall occur immediately after irrigation and when the unnamed creeks contain flowing water.
16. The surface water shall be analysed for the following determinants:
  - (a) PH
  - (b) Visual inspection of water clarity
  - (c) Visual inspection for the presence and change in cover of any algal or fungal growths
  - (d) Electrical conductivity
  - (e) Dissolved oxygen
  - (f) BOD
  - (g) Ammoniacal nitrogen
  - (h) Nitrate nitrogen
  - (i) Faecal coliformsThe results of all analyses shall be reported to the Chatham Islands Council within seven working days of the receipt of the results.
17. All analyses of samples of surface water shall be undertaken in a laboratory with international and national laboratory accreditation to undertake current, scientifically recognized methods of analysis.
18. The discharge of sewerage tank effluent shall comply with Rule 5.3.4.17 (i) of the Chatham Islands Resource Management Document.
19. The Chatham Islands Council may, on any of the last five working days of April and October each year, serve of its intention to review the conditions of this consent for the purposes of:
  - (a) dealing with any adverse effect on the environment which may arise for the exercise of this consent and which is appropriate to deal with at a later stage; or
  - (b) requiring the adoption of the best practicable option to remove or reduce any adverse effect on the environment.
20. The consent holder may, pursuant to Section 127 of the Resource Management Act 1991, apply to Council, after two years of the issue of the consent, to change conditions 10 and 15 of this consent relating

to the frequency of monitoring of ground water and surface water quality.

#### **Consent for Water Permit**

1. The duration of this consent shall be 35 years.
2. The volume of water taken shall not exceed 45 cubic metres per day.
3. The Chatham Islands Council may, on any of the last five working days of April each year, serve notice of its intention to review the conditions of this consent for the purposes of:
  - (a) dealing with any adverse effect on the environment which may arise for the exercise of this consent and which is appropriate to deal with at a later stage; or
  - (b) requiring the adoption of the best practicable option to remove or reduce any adverse effect on the environment.

#### **General Conditions Applying to all Consents**

1. That the consent holder shall prepare an Environmental Contingency Plan based on the draft contained in the application for Council's approval prior to the operation commencing. The plan shall include contingencies for the following matters:
  - (a) excess of effluent in difficult irrigation conditions;
  - (b) leakage from pipework or holding ponds;
  - (c) loss of power supply or mechanical failure;
  - (d) overtopping of holding ponds;
  - (e) diesel spillage.
2.
  - (a) Pay to the Council the relative costs for the considering and processing of this application.
  - (b) Meet any reasonable costs incurred by Council with administering, including monitoring these Consents.

Dated at Waitangi, Chatham Islands, 8 October 2009

**N C Ryan / J I Clarke CARRIED**

#### **6.4 Tuanui Subdivision**

A revised application was received from a Surveyor on behalf of the Tuanui Family, to subdivide Lots 3-6, DP 22735 and Parts Wharekauri 1, 4 Block (ML 2499) (CT WN 950/81) into Lots 1-17, and situated at Maunganui on Chatham Island. An earlier application was considered by Council in March 2009.

The General Manager advised that when the application was brought to Council earlier in the year, a lot of road

closing was required. The Surveyor had taken another view on the application and now the road closing was less onerous.

Council's RMA Consultant, Paul Whyte, was asked to report on the application. He recommended that pursuant to Sections 93 and 94 of the Act, the application should be considered as a non-notified application.

**RESOLVED THAT**

1. Pursuant to Sections 93 and 94 of the Resource Management Act, the application be considered as a non-notified application.
2. Pursuant to Section 104 of the Resource Management Act, Council grant consent to subdivide Lots 3-6, DP 22735 and Part 3 Wharekauri 1, 4 Block into Lots 1-17 in accordance with the plan submitted with the application, subject to the following conditions:
  - (a) That Lots 1, 3, 7, 8, 9, 13 and 15 are to be held in one Certificate of Title.
  - (b) That Lots 10, 11 and 12 are to be held in one Certificate of Title.
  - (c) That Lots 4, 5, 6, 14 and 16 are to be held in one Certificate of Title.
  - (d) That Lot 17 vest in the Council as Road.

**N C Ryan / J I Clarke CARRIED**

**The Corporate Services Manager, Deborah Goomes, entered the meeting at 2.25 p.m.**

**EMERGENCY  
MANAGEMENT:**

**7.1 Earth Hour 2010**

The General Manager reported that Earth Hour 2010 would be held world wide on 27 March 2010, 8.30 p.m. to 9.30 p.m. (local time). An invitation was received from the organisers for the Chatham Islands Council to be involved.

The General Manager advised that not a lot was done on the Islands for this year's event. There had been a couple of media interviews with His Worship and himself as the Chatham Islands' were the first in the world to turn off the lights. The supportive promotion of free light bulbs benefited the Chatham Islands, along with the publicity associated with being the first in the world.

The General Manager suggested that a local organisation could be given the task of promoting the occasion. A

notice would be placed in the Chatham Islander to seek interest.

**RESOLVED THAT** the Chatham Islands Council participate in the 2010 Earth Hour promotion.  
**E C Tuck / M Croon CARRIED**

**GOVERNMENT:**

**8.1 Local Government New Zealand Conference**

The General Manager presented a report on the Local Government New Zealand Conference held in Christchurch 26-29 July, and attended by His Worship the Mayor, Councillor Gregory-Hunt and himself.

He summarised his report stating that the brief meeting held with Prime Minister, John Key, was the highlight. The Prime Minister had given them a lot of encouragement with what he said about support for the Islands, so they were hopeful of a good outcome.

He warned Council that the reorganisation of Auckland had led other regions to begin talking about 'super sizing' their regions, something which could ultimately affect the Chatham Islands.

**RESOLVED THAT** the General Manager's report on the Local Government New Zealand Conference be received.  
**E C Tuck / J I Clarke CARRIED**

**IN CAMERA AGENDA: Minutes of In Camera Meeting, 27 August 2009**

**MOVED BY DEPUTY MAYOR, A W M PREECE, AT 2.33 p.m., SECONDED BY, CR E C TUCK,** that the public be excluded from the following part of the proceedings of the meeting:

The general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter and the specific grounds under Section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

<b>Item no.</b>	<b>Minutes/ Report of:</b>	<b>General subject of each matter to be considered</b>	<b>Reason for passing this resolution in relation to each matter</b>	<b>Ground(s) under Section 48(1) for the passing of this resolution</b>
1	Minutes of In Camera Meeting 27 August 2009	Minutes	Good reason to withhold exists under Section 7	Section 48(1)(a)

This resolution is made in reliance on Section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by Section 6 or Section 7 of that Act which would be prejudiced by holding the whole or relevant part of the proceedings of the meeting in public are as follows:

<b>Item No.</b>	
1	To enable Council to carry on, without prejudice or disadvantage, negotiations. 7(2)(j)

**RESOLVED THAT** the Minutes of the In Camera Meeting of the Chatham Islands Council, held on Thursday, 27 August 2009, be confirmed and adopted as a true and correct record.

**J I Clarke / N C Ryan CARRIED**

**CLOSURE:**

**Meeting Closure**

After consideration of the In Camera Agenda and there being no further business, the meeting was declared closed at 2.35 p.m.

**CONFIRMED THIS 12<sup>th</sup> DAY OF NOVEMBER 2009**

**MAYOR**