

Notice of Meeting:

I hereby give notice that an ordinary meeting of the Proposed District Plan Subcommittee will be held on:

Date: Monday 27 July 2015
Time: 10.30am
Meeting Room: Kauri Room
Venue: Municipal Building, Garden Place, Hamilton

Richard Briggs
Chief Executive

Proposed District Plan Subcommittee OPEN AGENDA

Membership

Chairperson Her Worship the Mayor J Hardaker
Members Cr G Chesterman
Cr A O'Leary
Cr R Pascoe
Cr L Tooman

Quorum: A majority of members (including vacancies)

Meeting Frequency: When required

Jude Pani
Democracy Manager

22 July 2015
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Terms of Reference:

- To provide direction to Staff and the Chief Executive on the resolution of any appeal if the terms are outside the agreed parameters set out in Attachments 1 and 2 of the Staff Report (dated 30 October 2014 - Item C3 of the Council Public Excluded Minutes dated 30 October 2014).

Power to act:

- The Subcommittee has the delegated authority to resolve all appeals if the terms are outside the agreed parameters of Attachment 1 and 2 of the Staff Report.

Power to recommend:

- The Subcommittee may make recommendations to Council.

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1 Apologies

2 Confirmation of Agenda

The Committee to confirm the agenda.

3 Declaration of Interest

Members are reminded of the need to be vigilant to stand aside from decision making when a conflict arises between their role as an elected representative and any private or other external interest they might have.

Committee: Proposed District Plan (PDP) Subcommittee **Date:** 27 July 2015

Report Name: Proposed District Plan (PDP) Subcommittee - Open Minutes
- 16 June 2015 **Author:** Jude Pani

Status	<i>Open</i>
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Recommendation

That the Subcommittee confirm and adopt as a true and correct record the Open Minutes of the Proposed District Plan Subcommittee Meeting held on 16 June 2015.

1. Attachments

- Attachment 1 - Open Minutes - 16 June Subcommittee

Proposed District Plan Subcommittee

OPEN MINUTES

Minutes of a meeting of the Proposed District Plan Subcommittee held in Karaka Room, Municipal Building, Garden Place, Hamilton on Tuesday 16 June 2015 at 1.30pm.

PRESENT

Chairperson	Her Worship the Mayor J Hardaker
Members	Cr G Chesterman Cr A O’Leary Cr R Pascoe Cr L Tooman
In attendance:	Chief Executive and City Planning Manager, City Solicitor – Lachlan Muldowney, Tompkins Wake
Democracy Advisory:	Mrs J Pani

1. Apologies

There were no apologies.

2. Confirmation of Agenda

Resolved: (Her Worship the Mayor Hardaker/Cr Tooman)

That the Subcommittee confirm the agenda, noting that item C2 – Proposed District Plan Subcommittee Action List – is not required.

3. Declarations of Interest

No members of the Committee declared a Conflict of Interest.

Declarations of interest were noted from the Chief Executive and City Solicitor. Details of the conflicts were noted in the Public Excluded Minutes.

4. Proposed District Plan (PDP) Subcommittee - Open Minutes - 22 April 2015

Resolved: (Her Worship the Mayor Hardaker/Cr Chesterman)

That the Subcommittee confirm and adopt as a true and correct record the Open Minutes of the Proposed District Plan Subcommittee Meeting held on 22 April 2015.

5. Resolution to Exclude the Public

Resolved: (Her Worship the Mayor Hardaker/Cr Chesterman)

Section 48, Local Government Official Information and Meetings Act 1987

The following motion is submitted for consideration:

That the public be excluded from the following parts of the proceedings of this meeting, namely consideration of the public excluded agenda.

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 follows.

General subject of each matter to be considered	Reasons for passing this resolution in relation to each matter	Ground(s) under section 48(1) for the passing of this resolution
C1. Proposed District Plan Subcommittee - Public Excluded Minutes - 23 February 2015 and 22 April 2015) Good reason to withhold information exists under Section 7 Local Government Official Information and Meetings Act 1987	Section 48(1)(a)
C2. Proposed District Plan Subcommittee Action List (removed from agenda))	
C3. Proposed District Plan Appeals Update		

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 the holding of the whole or relevant part of the proceedings of the meeting in public, as follows:

Item C1.	to maintain legal professional privilege	Section 7 (2) (g)
Item C3.	to maintain legal professional privilege	Section 7 (2) (g)
	to enable Council to carry out negotiations	Section 7 (2) (i)
	to prevent the disclosure or use of official information for improper gain or improper advantage	Section 7 (2) (j)

That the City Solicitor remain in the Public Excluded Meeting to provide legal advice to the Subcommittee.

The Meeting moved into Public Excluded Session from 1.35pm until 3.15pm

Next Meeting – The Subcommittee agreed that the Subcommittee Meeting scheduled for 9 July is to be cancelled, with the next meeting to be held after 22 July 2015.

The Meeting was declared closed at 3.15pm

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General subject of each matter to be considered	Reasons for passing this resolution in relation to each matter	Ground(s) under section 48(1) for the passing of this resolution
C1. Proposed District Plan Subcommittee - Public Excluded Minutes - 16 June 2015) Good reason to withhold information exists under Section 7 Local Government Official Information and Meetings Act 1987	Section 48(1)(a)
C2. Proposed District Plan Appeals Update)	
C3. Fonterra Co-operative Specific Appeal Points		
C4. The Waikato Community Trust Incorporated Specific Appeal Points		
C5. Kiwi Income Property Trust and Others Appeal Point on Signs		

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 the holding of the whole or relevant part of the proceedings of the meeting in public, as follows:

Item C1.	to maintain legal professional privilege	Section 7 (2) (g)
Item C2.	on the grounds that a right of appeal lies to any	Section 48(2)
Item C3.	Court of Tribunal against the final decision of the	
Item C4.	Local Authority in this matter	
Item C5.		