
Council Kaunihera OPEN MINUTES

Minutes of a meeting of the Council held in Council Chamber, Municipal Building, Garden Place, Hamilton on Tuesday 3 December 2024 at 1:00pm.

PRESENT

Chairperson	Mayor Paula Southgate
<i>Heamana</i>	
Deputy Chairperson	Deputy Mayor Angela O’Leary
<i>Heamana Tuarua</i>	
Members	Cr Maxine van Oosten Cr Moko Tauariki Cr Ewan Wilson Cr Louise Hutt Cr Andrew Bydder Cr Tim Macindoe Cr Geoff Taylor Cr Sarah Thomson Cr Emma Pike Cr Maria Huata Cr Anna Casey-Cox

The meeting was adjourned from 1.01pm to 1.48pm.

- 1. Apologies – *Tono aroha***
Resolved: (Mayor Southgate/Cr van Oosten)
That the Council accepts the apologies of Cr Donovan, Cr Tauariki and Cr Naidoo Rauf for full absence.
- 2. Confirmation of Agenda – *Whakatau raarangi take***
Resolved: (Mayor Southgate/Deputy Mayor O’Leary)
That the Council confirms the agenda.
- 3. Declarations of Interest – *Tauaakii whaipaaanga***
No members of the Council declared a Conflict of Interest.
- 4. Public Forum – *AAtea koorero***
No members of the public wished to speak.
- 5. Recommendations from Open Committee Meetings**
Resolved: (Cr Thomson/Cr Pike)
That the Council approves public notification of Plan Change 14 – Flood Hazards.

Resolved: (Cr van Oosten/Cr Hutt)

That the Council:

- a) adopts the Annual Report 2023/24 and the Summary Annual Report 2023/24; and
- b) approves the letters of representation to Audit New Zealand be signed by the Chief Executive and the Mayor on behalf of Council.

Resolved: (Cr van Oosten/Cr Hutt)

That the Council approves 'Our Climate Statement 2023/24' – Hamilton City Council's climate change disclosure report alongside the 2023/24 Annual Report.

6. Alcohol Fees Bylaw - approval to consult

The Regulatory Services Manager and the Strategy and Policy Advisor spoke to the report noting a correction paragraph 23 of the report and in Attachment 1 that should read 83%. Staff responded to questions from elected members concerning cost recovery options (attached as **Appendix 2** of the minutes).

Resolved: (Cr Wilson/Cr Thomson)

That the Council:

- a) receives the report;
- b) determines that a bylaw is the most appropriate mechanism for setting alcohol licensing fees;
- c) approves the draft Statement of Proposal (**Attachment 1**) with amendments to reflect the below options:
 - i. Option 1 (preferred): Increase fees by 34% across all licenses in 2025/26, then 20% in 2026/27, and 3% for the following years of the bylaw.
 - ii. Option 2 (status quo): Do not adopt an Alcohol Fees Bylaw and continue to charge the alcohol licensing fees set by fees regulations.
- d) approves the Draft Alcohol Fees Bylaw 2025 (**Attachment 2**) for the purpose of consultation with amendments to reflect the fees proposed in c)i. above; and
- e) approves public consultation of the Draft Alcohol Fees Bylaw 2025 to occur from 21 January to 25 February 2025.

7. Wairere Drive Speed Limit Change - Approval to Consult

The Network and Systems Operations Manager introduced the report and summarised the process to date.

Resolved: (Deputy Mayor O'Leary/Cr Wilson)

That the Council:

- a) receives the report;
- b) notes that Foodstuffs North Island Limited need to have the speed limit on a section of Wairere Drive lowered to 60km per hour in order meet the consent requirements associated with the proposed development of a Pak n Save supermarket in Te Rapa;
- c) notes that due to the changes in legislation resulting from the Land Transport Rule: Setting of Speed Limits 2024, the previous Council approval (16 December 2021) for the speed limit on Wairere Drive to be lowered to 60km per hour for the section between Arthur Porter Drive and Pukete Road has ceased to have effect on 30 October 2024 because it had not yet been implemented;

- d) notes that New Zealand Transport Agency have recommended that the Council prepare an 'alternative method proposal' and reconsult the proposed speed limit change including the cost benefit disclosure statement before seeking approval of the speed limit change from the Director; approves **Option A** (outlined in the staff report) – Staff undertake formal consultation on the proposed Wairere Drive Speed Limit Reduction;
- e) approves the updated Draft Consultation Document (**Appendix 1** of the minutes) for the proposed Wairere Drive Speed Limit Reduction for public consultation in January and February 2025 subject to any minor amendments and feedback at this meeting; and
- f) notes that verbal submissions will be heard at a meeting of the Traffic, Speed Limit and Road Closure Panel in early April 2025 with recommendations from the panel being provided to the 1 May 2025 Council meeting for deliberations and approval.

Cr Bydder Dissenting.

8. Resolution to Exclude the Public

Resolved: (Cr Casey-Cox/Cr Huata)

Section 48, Local Government Official Information and Meetings Act 1987

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 Terms Sheet for Amberfield Development) Good reason to withhold) information exists under) Section 7 Local Government) Official Information and) Meetings Act 1987	Section 48(1)(a)
C2. Contract for Electoral Services for 2025 and 2028 Triennial Elections		
C3. Recommendations from Public Excluded Committee Meetings		
C4. Recommendation from the CE Review Committee		

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)
	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)
Item C2.	to maintain legal professional privilege	Section 7 (2) (g)

	to enable Council to carry out commercial activities without disadvantage	Section 7 (2) (h) Section 7 (2) (i)
Item C3.	to enable Council to carry out negotiations to prevent the disclosure or use of official information for improper gain or improper advantage	Section 7 (2) (j)
Item C4.	to protect the privacy of natural persons	Section 7 (2) (a)

The meeting moved into Public Excluded at 2.07pm.

The meeting was declared closed at 3.44pm

Appendix 1 – Updated Draft Consultation Document for Wairere Drive Speed Limit Change

Wairere Drive Speed Limit Reduction

Consultation Document

24 January - 7 March 2025

We're seeking feedback on a proposal to reduce the speed limit on Wairere Drive, between the intersection of Arthur Porter Drive and Pukete Road.

WHY ARE WE DOING THIS?

Hamilton is New Zealand's fastest growing city and to support that growth we need to create a city that's easy to get around and has access to all the things we need like parks, schools and shops and provides jobs for our people.

Foodstuffs North Island are planning to build a new PAK 'n SAVE supermarket in Te Rapa that will provide residents with better access to essential goods, create jobs, and support local businesses. However, the opportunity comes with important decisions to make sure the area near the supermarket remains safe and accessible for everyone.

Foodstuffs North Island Limited has been given resource consent to develop a ~~Pak'nSave~~ 6358m² PAK 'n SAVE supermarket on the corner of Te Rapa Road and Eagle Way. As a condition of the consent, Foodstuffs must install traffic signals at the intersection of Wairere Drive and Karewa Place to allow for a right turn into (but not out of) Karewa Place from Wairere Drive. For these changes to happen, the speed limit on a section of Wairere Drive (between Te Rapa Road and Pukete Road) must be permanently reduced from 80km/h to 60km/h.

The Land Transport Rule: Setting Speed Limits 2017 (Speed Limits Rule) requires a minimum length of 500m for a 60km/h speed limit. Because the distance between Te Rapa Road and Pukete Road is only 410m, we propose to extend the speed limit reduction further west to include part of Wairere Drive, between Arthur Porter Drive and Te Rapa Road. This will reduce the number of speed limit changes along Wairere Drive which would happen if a shorter section of the road changed.

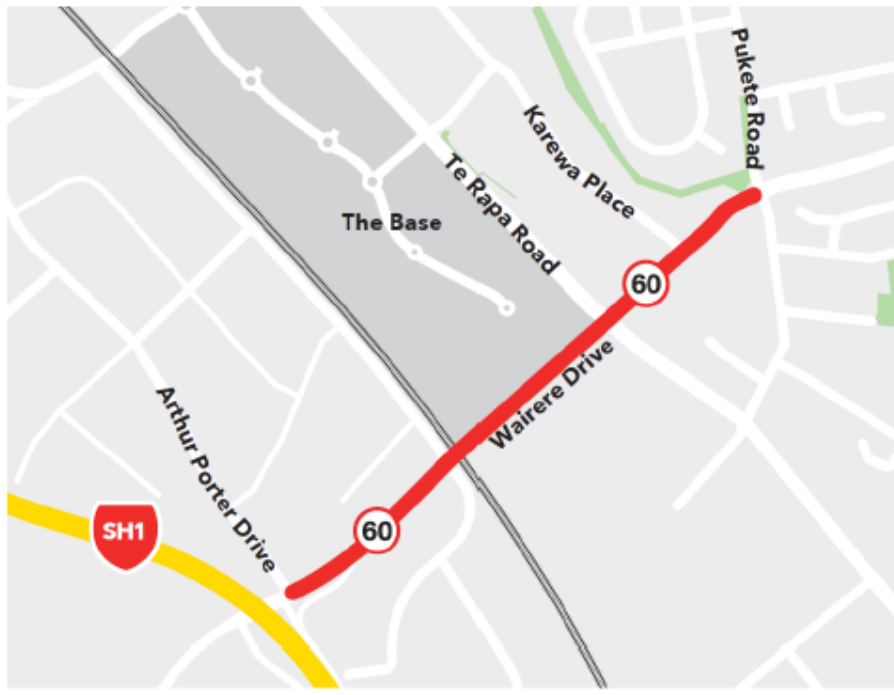
The new supermarket will not only give Hamiltonians in the north-west more choice about where they buy their groceries, it will also create around 150 new jobs in the city. It will have both short and long-term benefits for the Hamilton economy. In the short term, it will increase construction spending and create jobs, and in the long term add to the social and economic well-being of our community.

It is expected the supermarket will cater to an area where around 80,000 people live, and bring in customers from as far as Ngaaruawaahia, Rototuna, Rotokauri, Te Rapa and north of Forest Lake. Rotokauri North-West is a key growth area in Hamilton, with 16,000 new residents expected in Rotokauri and 4000 in Te Rapa North in the coming decades.

If the speed limit is not reduced, the supermarket cannot be developed under its current resource consent. Any changes to the consent, or its conditions, will have a significant and financial and time cost for both Foodstuffs North Island and Council.

PROPOSED CHANGES

We're proposing to reduce the speed limit from 80km/h to 60km/h on Wairere Drive, between Pukete Road and Arthur Porter Drive to allow the PAK 'n SAVE development to go ahead.



No physical changes are proposed to the Wairere Drive/Pukete Road and Wairere Drive/Te Rapa Road intersections apart from new signs and road markings.

The installation of traffic lights at the intersection of Karewa Place and Wairere Drive was considered as part of the resource consent granted for the development. This speed limit review does not revisit that decision, and no further feedback will be sought.

All changes to the intersection, new signs and road markings are paid for by Foodstuffs North Island.

FURTHER INFORMATION

Hamilton City Council
Garden Place, Private Bag 3010, Hamilton

 haveyoursay@hamilton.govt.nz

 07 838 6699

 hamilton.govt.nz/haveyoursay



REASONS FOR THE PROPOSAL

~~The proposed change is consistent with current traffic patterns with almost all traffic on this section of Wairere Drive travelling below or close to 60 km/h. Lowering the speed limit would allow the required traffic signals to be installed at the intersection of Karewa Place and Wairere Drive and enable the development of a supermarket to proceed.~~

A new supermarket in the northwest will bring massive social and economic benefits to our city. It not only means new jobs during construction and when it opens but creates better access to food and fuel for the community.

We consulted on this speed limit change in 2021, which we included in the 2023 Speed Management Plan. Council agreed to go ahead with the proposal, but the speed limit was not due to officially change until the supermarket was built. However, The recent introduction central Government recently introduced a new of the Land Transport Rule: Setting of Speed Limits 2024 which means the previous consultation and the 2023 Speed Management Plan are invalid and we are required to complete the consultation process again to meet the new requirements.

Wairere Drive is defined as an Urban Connector in the Speed Limits Rule 2024 and provides for the movement of people and goods between different parts of the city. ~~It has low levels of interaction between the adjacent land use and it is predominately mainly used by vehicles, and very few enter or exit the road to access properties or businesses directly on to this section of road.~~

Our traffic monitoring shows that all traffic on this section of Wairere Drive travels below or close to 60 km/h. Lowering the speed limit would allow the required traffic signals to be installed at the intersection of Karewa Place and Wairere Drive and enable the development of the supermarket to proceed.

COST BENEFIT DISCLOSURE STATEMENT

In accordance with the requirements of the Land Transport Rule: Setting of Speed Limits 2024, the following table sets out the cost benefit disclosure statement for the proposed speed limit change.

Road and e Extent of changes	Wairere Drive – east of Arthur Porter Drive to east of Pukete Road
Existing s Speed l Limit	80km/h
Proposed s Speed l Limit	60km/h
Street c Category based on the Land Transport Rule: Setting of Speed Limits 2024	Urban Connector

Crashes in last five years (2019-2023 inclusive)	15 minor injury & 53 non injury crashes
Estimated reduction in number and severity of crashes - average over five years	2.1 less minor injury crashes 7.5 less non injury crashes
Current m Mean o Operating s Speed	62km/h
Estimated m Mean o Operating s Speed when new speed limit in place	57km/h
Estimated Impact per vehicle (seconds/vehicle)	6 seconds per vehicle
Estimated c ollective impact based on average annual daily traffic volumes (AADT)	12,072 hours per year over 6.5 million vehicle movements (18,350 AADT)
Costs to implement the change including consultation and installation	\$33,000 for consultation and reporting \$4,000 for signage and roadmarking

Note: the above information has been prepared using the NZ Transport Agency Optional Cost Impact Analysis Tool.

~~ROAD SAFETY ASPECTS OF THE GPSS~~SAFE AND EFFICIENT ACCESS

We expect the new supermarket will bring lots more people and their cars to the area. Part of the reason for the consent conditions is to make sure that the safety of both new and existing road users is carefully considered and catered for in the new development.

The Government Policy Statement on Land Transport 2024 sets out the Government's expectations ~~for Road Safety~~, and references the recently released objectives, for road safety. The Wairere Drive speed limit change proposal addresses all ~~five~~ principles in the "New Zealand's road safety objectives" 2024 document. ~~as the~~ The proposed 60km/h speed limit:

- is supported by estimated reductions in the number and severity of crashes
- will have negligible economic or social outcomes as current measured mean speeds are practically the same as the speed limit proposed
- will deliver an estimated reduction in the number and severity of crashes in an efficient and cost effective way that achieves value for money, with negligible regulatory burden for New Zealanders
- reflects the changing land use in the area and reinforces the current safe behaviour of the majority of road users on this section of road demonstrated by current measured mean speeds being practically the same as the proposed speed limit
- will be fully consulted to ensure community views are considered, in turn ensuring public understanding of the process.

NEXT STEPS

We'd like your input before we make any final decisions. Please share your feedback between 24 January and 7 March 2025. All feedback will be analysed and presented at the Traffic, Speed Limits and Road Closures Panel meeting in early April 2025. Submitters who would like to speak to their written submission will be able to do so at this meeting.

A decision will be made on the proposed speed limit reduction after all views are considered.

[This is your opportunity as a community to shape the future of Hamilton's northwest. We want to hear your thoughts!](#)

FEEDBACK FORM

WAIRERE DRIVE SPEED LIMIT REDUCTION – 24 January to 7 March 2025.

Feedback forms can be:

- Completed online at hamilton.govt.nz/haveyoursay
- Posted to: Freepost 172189, Hamilton City Council, Communication and Engagement team, Wairere Drive Speed Limit Reduction, Private Bag 3010, Hamilton, 3240.
- Delivered to the Municipal Building Reception or any branch of Hamilton City Libraries.
- Emailed to: haveyoursay@hcc.govt.nz

Privacy statement:

The Local Government Act 2002 requires submissions to be made available to the public. Your name and/or organisation may be published with your submission and made available in a report to elected members and to the public. Other personal information supplied will be used for administration and reporting purposes only. Please refer to Council's Privacy Statement at hamilton.govt.nz for further information

YOUR FEEDBACK: (please print clearly)

WHICH OPTION DO YOU PREFER?

- ☐ Option 1: Reduce the speed limit from 80km/h to 60km/h and enable the supermarket to be developed [under the current resource consent.](#)
- ☐ Option 2: Retain the current 80km/h speed limit, do not make any changes and prevent the supermarket from being developed [under the current resource consent.](#)

Reasons

DO YOU THINK ANY OTHER PHYSICAL CHANGES ARE REQUIRED TO SUPPORT THE PROPOSED SPEED LIMIT CHANGE?

WHAT DO YOU USE WAIRERE DRIVE FOR? Please select all that apply

- | | |
|--|--|
| <input type="checkbox"/> It's a local road close to my house. | <input type="checkbox"/> Take children to/from school. |
| <input type="checkbox"/> Visiting The Base or other retailers/
businesses in Te Rapa. | <input type="checkbox"/> Travelling to work. |
| <input type="checkbox"/> Other (please specify): | |

Ran out of room? Feel free to attach additional pages.

WOULD YOU LIKE TO MAKE A VERBAL SUBMISSION?

A verbal submission is around ~~five~~5 to 10 minutes and is a chance for you to strengthen the key points in your written submission at the Council meeting.

- ☐ Yes ☐ No

Verbal submissions will take place in April 2025 and we will contact you to arrange a time. Please give us your contact details in the next section.

ABOUT YOU:

This section tells us a bit more about you. By capturing this information, we will be able to better understand who is, and isn't, providing feedback.

Name: (required)

Phone:

Email: (required)

Are you giving feedback on behalf of an organisation?

No, these are my own personal views

Yes, I am the official spokesperson for the organisation

If yes, what is the name of the organisation?

If responding on behalf of an organisation, please do not complete the rest of this form.

WHERE DO YOU LIVE?

I live in Hamilton, my suburb is:

I live outside Hamilton:

☐ Waipa ☐ Waikato ☐ Elsewhere in New Zealand ☐ Overseas

WHAT IS YOUR AGE GROUP? (at your last birthday)

☐ Under 16 ☐ 16-19 ☐ 20-24 ☐ 25-29 ☐ 30-34
☐ 35-39 ☐ 40-44 ☐ 45-49 ☐ 50-54 ☐ 55-59
☐ 60-64 ☐ 65-69 ☐ 70-74 ☐ 75-79 ☐ 80+

WHICH ETHNIC GROUP DO YOU IDENTIFY AS? (select all that apply)

☐ NZ European ☐ Maaori ☐ Indian ☐ Chinese ☐ Samoan
☐ British ☐ Filipino ☐ Tongan ☐ South African
☐ Cook Islands Maaori ☐ Other (please specify if you wish)

WHICH OF THE FOLLOWING BEST DESCRIBES YOUR HOUSEHOLD SITUATION?

☐ Living alone ☐ Household with dependants
(e.g.children/other family)
☐ Living with others that are not family ☐ Household with no dependants
(e.g. no children/no other family)

Please get your feedback to us by 7 March 2025.

Appendix 2 – Options for alcohol licensing fee increases/cost recovery

Options for alcohol licensing fee increases / cost recovery

A: Increase fees by 34% across all licenses in 2025/26, then 19% in 2026/27, and 3% for the following years of the bylaw.

Staff comment: This option was provided to Members during a feedback request in October and was not included in the staff report as no feedback indicated interest in this option. However, recent feedback does indicate Member interest in a higher proportion of cost-recovery than the two other identified options. Staff note that 95% is a practical maximum recovery rate to reflect the public good of alcohol licensing activities (as recommended by Ministry of Justice guidelines for calculating costs).

Cost recovery projections:

	2025/2026	2026/2027	2027/2028	2028/2029	2029/2030
	34% increase	20% increase	3% increase	3% increase	3% increase
Fees and Charges	\$636,000	\$763,000	\$786,000	\$810,000	\$834,000
Expenditure	\$673,000	\$807,000	\$839,000	\$865,000	\$892,000
Cost Recovery	95%	95%	94%	94%	94%

Licensing fees:

	Assigned category / class	Current fees (set by legislation)	2025/2026	2026/2027	2027/2028	2028/2029	2029 - ongoing
Application fee (\$)	Very low	\$320	\$429	\$515	\$530	\$546	\$562
	Low	\$530	\$710	\$852	\$878	\$904	\$931
	Medium	\$710	\$951	\$1,142	\$1,176	\$1,211	\$1,248
	High	\$890	\$1,193	\$1,431	\$1,474	\$1,518	\$1,564
	Very high	\$1,050	\$1,407	\$1,688	\$1,739	\$1,791	\$1,845
Annual fee (\$)	Very low	\$140	\$188	\$225	\$232	\$239	\$246
	Low	\$340	\$456	\$547	\$563	\$580	\$597
	Medium	\$550	\$737	\$884	\$911	\$938	\$966
	High	\$900	\$1,206	\$1,447	\$1,491	\$1,535	\$1,581
	Very high	\$1,250	\$1,675	\$2,010	\$2,070	\$2,132	\$2,196
Special licence	Class 1	\$500	\$670	\$804	\$828	\$853	\$879
	Class 2	\$180	\$241	\$289	\$298	\$307	\$316
	Class 3	\$55	\$74	\$88	\$91	\$94	\$97
Temporary Authority		\$258	\$346	\$415	\$427	\$440	\$453
Temporary Licence		\$258	\$346	\$415	\$427	\$440	\$453

B: Increase fees by 20% across all licenses in 2025/26, and 3% for the following years to keep up with average inflation increases.

Staff comment: This option is currently presented as the preferred Council option for public consultation.

	2025/2026	2026/2027	2027/2028	2028/2029	2029/2030
	20% increase	3% increase	3% increase	3% increase	3% increase
Fees and Charges	\$588,000	\$583,000	\$601,000	\$619,000	\$638,000
Expenditure	\$673,000	\$807,000	\$839,000	\$865,000	\$892,000
Cost Recovery	83%	72%	72%	72%	72%

	Assigned category / class	Current fees (set by legislation)	2025/2026	2026/2027	2027/2028	2028/2029	2029 - ongoing
Application fee (\$)	Very low	\$320	\$384	\$396	\$407	\$420	\$432
	Low	\$530	\$636	\$655	\$675	\$695	\$716
	Medium	\$710	\$852	\$878	\$904	\$931	\$959
	High	\$890	\$1,068	\$1,100	\$1,133	\$1,167	\$1,202
	Very high	\$1,050	\$1,260	\$1,298	\$1,337	\$1,377	\$1,418
Annual fee (\$)	Very low	\$140	\$168	\$173	\$178	\$184	\$189
	Low	\$340	\$408	\$420	\$433	\$446	\$459
	Medium	\$550	\$660	\$680	\$700	\$721	\$743
	High	\$900	\$1,080	\$1,112	\$1,146	\$1,180	\$1,216
	Very high	\$1,250	\$1,500	\$1,545	\$1,591	\$1,639	\$1,688
Special licence	Class 1	\$500	\$600	\$618	\$637	\$656	\$675
	Class 2	\$180	\$216	\$222	\$229	\$236	\$243
	Class 3	\$55	\$66	\$68	\$70	\$72	\$74
Temporary Authority		\$258	\$310	\$319	\$328	\$338	\$348
Temporary Licence		\$258	\$310	\$319	\$328	\$338	\$348

C: Increase fees by 20% across all licenses in 2025/26, an additional 18% in 2026/27, and 3% for the following years of the bylaw.

Staff comment: This is currently presented as option 2 for the purpose of public consultation.

Cost recovery projections:

	2025/2026	2026/2027	2027/2028	2028/2029	2029/2030
	20% increase	18% increase	3% increase	3% increase	3% increase
Fees and Charges	\$558,000	\$668,000	\$688,000	\$709,000	\$730,000
Expenditure	\$673,000	\$807,000	\$839,000	\$865,000	\$892,000
Cost Recovery	83%	83%	82%	82%	82%

Licensing fees:

	Assigned category / class	Current fees (set by legislation)	2025/2026	2026/2027	2027/2028	2028/2029	2029 - ongoing
Application fee (\$)	Very low	\$320	\$384	\$453	\$467	\$481	\$495
	Low	\$530	\$636	\$750	\$773	\$796	\$820
	Medium	\$710	\$852	\$1,005	\$1,036	\$1,067	\$1,099
	High	\$890	\$1,068	\$1,260	\$1,298	\$1,337	\$1,377
	Very high	\$1,050	\$1,260	\$1,487	\$1,531	\$1,577	\$1,625
Annual fee (\$)	Very low	\$140	\$168	\$198	\$204	\$210	\$217
	Low	\$340	\$408	\$481	\$496	\$511	\$526
	Medium	\$550	\$660	\$779	\$802	\$826	\$851
	High	\$900	\$1,080	\$1,274	\$1,313	\$1,352	\$1,393
	Very high	\$1,250	\$1,500	\$1,770	\$1,823	\$1,878	\$1,934
Special licence	Class 1	\$500	\$600	\$708	\$729	\$751	\$774
	Class 2	\$180	\$216	\$255	\$263	\$270	\$279
	Class 3	\$55	\$66	\$78	\$80	\$83	\$85
Temporary Authority		\$258	\$310	\$365	\$376	\$388	\$399
Temporary Licence		\$258	\$310	\$365	\$376	\$388	\$399