

Marlborough District Council

*Notice of the Council Meeting
to be held in the Council Chambers,
Seymour Street, Blenheim on
Thursday, 5 August 2010
to commence at 3.00 pm*

BUSINESS

As per the Order Paper attached.

**ANDREW BESLEY
CHIEF EXECUTIVE**

Marlborough District Council

**Order Paper for the COUNCIL MEETING to be held in the
Council Chambers, Administration Building, Seymour Street, Blenheim
on THURSDAY, 5 AUGUST 2010 commencing at 3.00 pm**

Open Meeting

1.	Prayer	Page	1
2.	Apologies	Page	1
3.	Presentation to Clr Graeme Barsanti	Page	2
4.	Presentation on Rugby World Cup 2011 Progress	Page	3
5.	Minutes		
	5.1 Council – 24 June 2010	Pages	4 - 19
6.	Committee Reports		
	6.1 Resource Hearings Committee (refer to separate attachment)	Pages	20 - 84
	6.2 Commissioner Hearing Decisions (refer to separate attachment)	Pages	85 - 187
	6.3 Assets & Services Committee	Pages	188 - 195
	6.4 Community & Financial Planning Committee	Pages	196 - 201
	6.5 Environment Committee	Pages	202 - 208
	6.6 Enforcement & Prosecutions Committee	Pages	209 - 210
	6.7 Marlborough Civil Defence Emergency Management Group	Pages	211 - 213
7.	Proposed Navigation Bylaw 2009 (also refer to separate attachment)	Page	214
8.	Decision to Conduct Business with the Public Excluded	Page	215

Public Excluded

9.	Public Excluded - Confirmation of Minutes		
	9.1 Council – 24 June 2010	Pages	216 - 218
10.	Public Excluded - Confirmation of Committee Reports		
	10.1 Assets & Services Committee	Pages	219 - 221
	10.2 Community & Financial Planning Committee	Pages	222 - 223
	10.3 Environment Committee	Pages	224 - 226
	10.4 Enforcement & Prosecutions Committee	Pages	227 - 231
11.	Environment Monitoring	Page	232
12.	Determination of Items able to be Released to the Public	Page	233

Marlborough District Council

**Order Paper for the COUNCIL MEETING to be held in the
Council Chambers, Administration Building, Seymour Street, Blenheim
on THURSDAY, 5 AUGUST 2010 commencing at 3.00 pm**

1. Prayer

Almighty God,
Give your blessing to this District Council
And grant us such a measure of your wisdom
That we may have a right judgement in all things
And may worthily manage the affairs of this District.

Amen

2. Apologies

Clr J Bunting

3. Presentation to Clr Graeme Barsanti

The Mayor is to make a presentation to Clr Graeme Barsanti to acknowledge his recently awarded NZ Fire Service Gold Star (25 years service). Mr Dave McFarlane QSM from the NZ Fire Service Commission will be in attendance.

4. Presentation on Rugby World Cup 2011 Progress

Susan Witehira, the Regional Project Manager for the Rugby World Cup 2011, will be present to update members on progress with Marlborough's preparations for the Rugby World Cup 2011.

5. Minutes

- 5.1. Confirmation of the Minutes of the Council Meeting held on 24 June 2010
(Minute Nos. C.09/10.590 to C.09/10.602)

6. Committee Reports

6.1 Resource Hearings Committee (refer to separate attachment)

Resource Hearings Committee Meetings held on 11 and 19 May, 11, 17 and 28 June
(Minute Nos. H.09/10.583 to H.09/10.584, H.09/10.585, H.09/10.586 to H.09/10.587,
H.09/10.588 to H.09/10.589 and H.09/10.603 to H.09/10.604)

6. Committee Reports

6.2 Commissioner Hearing Decisions (refer to separate attachment)

Commissioner Hearings held on 17 & 18 March 2010 (U090479), 9 April 2010 (U090634 & U090660), 22 June 2010 (U100145) and 9 July 2010 (U100227)

6. Committee Reports

6.3 Assets & Services Committee

Assets & Services Committee Meeting held on 15 July 2010
(Minute Nos. P.10/11.5 to P.10/11.15)

6. Committee Reports

6.4 Community & Financial Planning Committee

Community & Financial Planning Committee Meeting held on 19 July 2010
(Minute Nos. A.10/11.16 to A.10/11.26)

6. Committee Reports

6.5 Environment Committee

Environment Committee Meeting held on 22 July 2010
(Minute Nos. R.10/11.27 to R.10/11.37)

6. Committee Reports

6.6 Enforcement & Prosecutions Committee

Enforcement & Prosecutions Committee Meeting held on 9 July 2010
(Minute No. N.10/11.4)

6. Committee Reports

6.7 Marlborough Civil Defence Emergency Management Group

Marlborough Civil Defence Emergency Management Group Meeting held on 9 July 2010
(Minute Nos. I.10/11.1 to I.10/11.3)

7. Proposed Navigation Bylaw 2009

(Clr Taylor) (Report prepared by M Porter)

L225-06

1. At its meeting on 10 June 2010 the Environment Committee discussed the recommendations made to the proposed Navigation Bylaw 2009 by the Committee that dealt with the general Navigation Bylaw review and resolved:
 1. *That Council approve in principle the recommendations contained in the Committee's report and authorise Officers to complete the specific adjustments to give effect to the recommendations for the amendments with the updated Bylaw then referred back to Council for formal adoption.*
 2. *That Council's approval in principle to the recommendations contained in the Hearing Committee report does not include those fees and charges in the schedule associated with risk management mitigation. Those fees and charges are to be reassessed following further communication with Central Government and subsequent investigations and consultation on additional safety systems required (if any) to manage harbour risk.*
 3. *That authority be given for the Mayor and Chief Executive to make contact with the Minister of Transport and Maritime New Zealand on the issues raised in the report, in particular the commentary in paragraph 34 et seq, the argument about the State Highway concept in paragraphs 8 and 44 and also about recreational boat operators in paragraph 45.*
2. The adjustments have now been completed.
3. The Bylaw is hereby **separately attached**.

RECOMMENDED

That pursuant to section 684B of the Local Government Act 1974, and the Local Government Act 2002 the Marlborough District Council Navigation Bylaw 2009, as separately attached, be adopted as from midnight on 16 August 2010.

8. Decision to Conduct Business with the Public Excluded

Decided That the public be excluded from the following parts of the proceedings of this meeting, namely:

- Confirmation of Public Excluded Minutes
- Committee Reports (Public Excluded Sections)
- Environment Monitoring

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:

General Subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under Section 48(1) for the passing of this resolution
Minutes and Committee Reports	As set out in the Minutes and Reports	That the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under Section 7 of the Local Government Official Information and Meetings Act 1987.
Environment Monitoring	In order to protect the privacy of natural persons, as provided for under Section 7(2)(a).	That the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists under Section 7 of the Local Government Official Information and Meetings Act 1987.

Record No: 10194357