

**Minutes of the Consents and Regulatory
Committee Meeting of the Taranaki
Regional Council, held in the Taranaki
Regional Council Chambers, 47 Cloten
Road, Stratford, on Tuesday 12 February
2008 at 10.30 am.**

Present	Councillors	D L Lean M J Cloke B R Jeffares	(Chairperson)
		D N MacLeod	(ex officio)
In attendance	Messrs	A D McLay G K Bedford M J Nield P D Ashe B E Pope P Ledingham	(Director-Resource Management) (Director-Environment Quality) (Director-Corporate Services) (Monitoring Manager) (Compliance Manager) (Information Officer)
	Mrs	K van Gameren	(Committee Administrator)
	Ms	K Spencer	(Consents Officer)
	Mr	S Dobson	(Consents Officer)

One member of the media.

Apologies The apologies from Councillors M G Davey, M A Irving, M P Joyce, B J Marsh, R F H Maxwell and N W Walker were received and sustained.

**Notification of
Late Items** General Business – update on abandoned Patea Freezing Works fire incident.

**1. Confirmed Minutes: Consents and Regulatory Committee
- 21 November 2007**

Recommended

THAT the Taranaki Regional Council

1. receives the confirmed minutes of the Consents and Regulatory Committee meeting held on Wednesday 29 August 2007 at 10.30 am.

Matters Arising

Forthcoming Hearing: Normanby Power Limited

It was noted that no date has been set for a Hearing due to Council staff still being involved in the pre-hearing process.

2. Non- notified resource consents and exercise of delegations

- 2.1 The Committee considered and discussed the memorandum advising the Committee of non-notified consents/certificates of compliance granted under delegated authority and of consent processing actions since the last meeting.
- 2.2 The exercise of delegations under the Resource Management Act 1991 was reported for information.
- 2.3 It was noted to the Committee that all appeals to the South Taranaki District Council's Eltham wastewater discharge, through the Fonterra outfall, application had been resolved with the resource consent issued by the Council in December 2007.

Recommended

THAT the Taranaki Regional Council

1. receives the schedule of non-notified resource consents/certificates of compliance granted under delegated authority; and
2. receives the schedule of consent processing delegations.

08/002

Cloke/Jeffares

3. Report on an application for a limited-notified resource consent: W Abraham Limited – air discharge

- 3.1 The Committee received and discussed the memorandum recommending the Council approve an application, by W Abraham Limited (the applicant), following a limited-notified resource consent process.
- 3.2 The applicant applied for a discharge permit to provide for the discharge of emissions to air from the operation of a cremator at the applicant's proposed crematorium at Bell Block in a new industrial subdivision off Corbett Road.
- 3.3 The Committee were advised of slightly amended resource consent special conditions to those in the agenda and were provided with a copy of the proposed amendments.

Members discussed the amended conditions, noted they were more restrictive, and that the applicant had supported the amendments.

Recommended

THAT the Taranaki Regional Council

1. receives the memorandum; and
2. approves the application by W Abraham Limited (application 4738 for consent 7147), subject to agreed general and amended special conditions.

08/003

MacLeod/Cloke

4. Report on an application for a limited-notified resource consent: Methanex Motonui Limited – discharge of contaminants into the air

- 4.1 The Committee received and discussed the memorandum recommending the Council approve an application for a resource consent by Methanex Motonui Limited. A limited notified resource consent process was followed for the application.
- 4.2 Methanex Motonui Limited applied to renew a consent to discharge contaminants into the air from the Motonui Methanol plant and ancillary facilities in North Taranaki.
- 4.3 A Hearing Committee was delegated the power to determine Methanex's application in November 2007 subject to an unsuccessful pre-hearing process. All submissions were resolved in January 2008 and the Committee is able to determine the application.

Recommended

THAT the Taranaki Regional Council

1. receives the memorandum; and
2. approves the application by Methanex Motonui Limited (application 4596 for consent 4042), subject to agreed general and special conditions.

08/004

MacLeod/Cloke

5. Report on an application for a limited-notified resource consent: South Taranaki District Council – land use consent

- 5.1 The Committee received and discussed the memorandum recommending the Council approve the South Taranaki District Council application for a pipeline crossing, following a limited-notified resource consent process.

- 5.2 The South Taranaki District Council has applied for a land use consent to erect, place, maintain and use a water supply pipeline under the bed of the Waingongoro River, disturb the bed of the river during the installation of the pipeline and construct rock protection in order to improve South Taranaki's municipal water supply.

Recommended

THAT the Taranaki Regional Council

1. receives the memorandum; and
2. approves the application by the South Taranaki District Council (application 4787 for consent 7172), subject to agreed general and special conditions.

08/005

Lean/Jeffares

6. Consent monitoring annual reports

- 6.1 The Committee considered the memorandum with respect to 7 tailored monitoring programme annual reports for the 2005-2007 and 2006-2007 monitoring periods.
- 6.2 Members noted and discussed the Pasture Irrigation Compliance Monitoring Annual report 2006-2007 requesting clarification on consent compliance levels. It was noted improvement was need by some irrigators and where necessary infringement notices would be used to achieve compliance.

Recommended

THAT the Taranaki Regional Council

1. receives the Shell Exploration NZ Limited Pohokura Offshore Monitoring Programme 2005-2007 and adopts the specific recommendations therein;
2. receives the Todd Taranaki Ltd McKee Production Station Monitoring Programme Annual Report 2006-2007 and adopts the specific recommendations therein;
3. receives the Swift Energy NZ Limited Brown Road Landfarm Monitoring Programme Annual Report 2006-2007 and adopts the specific recommendations therein;
4. receives the South Taranaki District Council Opunake Wastewater Treatment System Monitoring Programme Annual Report 2006-2007 and adopts the specific recommendations therein;
5. receives the A R Geary Monitoring Programme Annual Report 2006-2007 and adopts the specific recommendations therein;

6. receives the Swift Energy Limited Kauri-C Land Treatment Monitoring Programme Annual Report 2006-2007 and adopts the specific recommendations therein; and
7. receives the Pasture Irrigation Compliance Monitoring Annual Report 2006-2007 and adopts the specific recommendations therein.

08/006

MacLeod/Cloke

7. Farm Dairy Discharges – Compliance Assessment

- 7.1 Mr A D McLay, Director-Resource Management, spoke to the memorandum outlining a report on data and trends comparing the number of dairy discharge non-compliances for the first six months of the current dairy season with last year. Improved consent holder compliance was required.

Recommended

THAT the Taranaki Regional Council

1. receives the memorandum;
2. notes for the year to date the non-compliance rate is higher than in 2006/07;
3. notes the need for consent holders to strive for consent compliance; and
4. reinforces the strategic importance of the Farm Dairy Discharge Monitoring Programme in providing the framework for achieving high levels of consent compliance.

08/007

Lean/Jeffares

8. Unauthorised Incidents Register 1 November to 25 January 2008

- 8.1 The Committee considered the Unauthorised Incidents Register for the period 1 November 2007 to 25 January 2008.

Recommended

THAT the Taranaki Regional Council

1. receives the Unauthorised Incidents Register for the period 1 November 2007 to 25 January 2008 and adopts the recommendations therein.

08/008

Lean/MacLeod

9. **Forthcoming Hearing: Kohi Beach Farm Limited 4783(2518) – to take up to 2400 cubic metres per day (33 litres per second) of water from the Wairoa Stream for pasture irrigation purposes – change of conditions to increase the volume taken to 4128 cubic metres per day (53 litres per second); and Roger Dickie Family Trust 5807(4768) – to take and divert water from the Wairoa Stream to a water reservoir and subsequently to take water from that water reservoir for pasture irrigation purposes – review of consent conditions to reduce rate of taking**

Mr A D McLay, Director-Resource Management, spoke to the memorandum recommending that the Council delegates to a Hearing Committee the power to determine a review of consent conditions and a related application to change consent conditions, where the submission cannot be resolved via the pre-hearing process.

The application to change conditions is by Kohi Beach Limited. The review relates to a consent held by Roger Dickie Family Trust. The consents are to take water from the Wairoa Stream near Waverley and both consent processes were limited-notified.

Resolved

THAT the Taranaki Regional Council

1. receives the memorandum; and
2. subject to an unsuccessful pre-hearing process, delegates to a Hearing Committee [Cr D Lean] the power to determine application 2518, lodged by Kohi Beach Farm Ltd, and application 4678, a review of the conditions of a consent held by Roger Dickie Family Trust.

08/009

MacLeod/Cloke

10. General Business

Abandoned Patea Freezing Works Fire incident – update

Mr G K Bedford, Director-Environment Quality, provided a verbal update to the Committee on the fire of 6 February 2008 and the involvement of emergency management, subsequent site investigation work, and proceedings being lead by South Taranaki District Council.

11. Public Excluded

THAT the Taranaki Regional Council

resolves that the public be excluded from the following part of the proceedings of this Consents and Regulatory Committee meeting of the Taranaki Regional Council, held on Tuesday 12 February 2008, namely:

- Item 12: Confidential Minutes
Consents & Regulatory Committee
21 November 2007**
- Item 13: Unauthorised Incident**
- Item 14: Unauthorised Incident**

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	Grounds under section 48(1) for the passing of this resolution
Item 12 – Confidential Minutes	Where the disclosure of the information would likely prejudice the maintenance of the law, including the prevention, investigation and detection of offences, and the right to a fair trial.	NZS9202:2003 Incorporating Amendment No. 1 A1(a)
Item 13 – Unauthorised Incident	Where the disclosure of the information would likely prejudice the maintenance of the law, including the prevention, investigation and detection of offences, and the right to a fair trial.	NZS9202:2003 Incorporating Amendment No. 1 A1(a)
Item 14 – Unauthorised Incident	Where the disclosure of the information would likely prejudice the maintenance of the law, including the prevention, investigation and detection of offences, and the right to a fair trial.	NZS9202:2003 Incorporating Amendment No. 1 A1(a)

08/010

Lean/MacLeod

There being no further business, the Chairperson Mr D L Lean declared the Consents and Regulatory Committee meeting closed at 11.40 am.

Confirmed

Chairperson: _____
D N MacLeod

Date: **26 February 2008**