

Date 8 June 2021, 9.30am

Venue: Taranaki Regional Council chambers, 47 Cloten Road, Stratford

Document: 2791946

Members	Councillors	D L Lean C S Williamson M J Cloke M G Davey C L Littlewood D H McIntyre E D Van Der Leden M P Joyce D N MacLeod	Committee Chairperson Committee Deputy Chairperson ex officio ex officio
Representative Members	Mr Ms Mr	K Holswich E Bailey M Ritai	Iwi Representative Iwi Representative Iwi Representative
Attending	Mr Mr Ms Mr Mr Mr Ms Ms Miss Mr	S J Ruru M J Nield A J Matthews A D McLay C McLellan B Pope V McKay K Holland L Davidson S Tamarapa	Chief Executive Director – Corporate Services Director - Environment Quality Director – Resource Management Consents Manager Compliance Manager Science Manager – Chemistry Communications Adviser Committee Administrator Iwi Communications Officer One member of the media and one member of the public.
Opening Karakia	The meeting opened with a group karakia.		
Apologies	There were no apologies.		
Notification of Late Items	Ahititi stock truck effluent site closure.		

1. Confirmation of Minutes – 27 April 2021

Resolved

That the Consents and Regulatory Committee of the Taranaki Regional Council:

- a) takes as read and confirms the minutes and resolutions of the Consents and Regulatory Committee meeting of the Taranaki Regional Council held in the Taranaki Regional Council chambers, 47 Cloten Road, Stratford on 27 April 2021 at 9.30am
- b) notes the recommendations therein were adopted by the Taranaki Regional Council on 18 May 2021.
Williamson/Cloke

Matters arising

There were no matters arising.

2. Resource Consents Issued Under Delegated Authority and Applications in Progress

- 2.1 Mr C McLellan, Consents Manager, spoke to the memorandum advising the Council of consents granted, consents under application and of consent processing actions since the last meeting.

Recommended

That the Taranaki Regional Council:

- a) receives the schedule of resource consents granted and other consent processing actions, made under delegated authority.
Lean/MacLeod

3. Consent Monitoring Annual Reports

- 3.1 Ms V McKay, Science Manager – Chemistry, spoke to the memorandum advising of six tailored compliance monitoring reports.
- 3.2 Councillor D H McIntyre and Councillor M Davey declared an interest in relation to Ravensdown.

Recommended

That the Taranaki Regional Council:

- a) receives the 20-12 New Plymouth District Council Closed and Contingency Landfills Monitoring Programme Annual Report 2019-2020 and notes the specific recommendations therein
- b) receives the 20-57 Dow AgroSciences Monitoring Programme Annual Report 2019-2020 and notes the specific recommendations therein
- c) receives the 20-64 Lower Waiwhakaiho Catchment Monitoring Programme Annual Report 2019-2020 and notes the specific recommendations therein
- d) receives the 20-77 Mangati Catchment Joint Monitoring Programme Annual Report 2019-2020 and notes the specific recommendations therein

- e) receives the 20-80 Waitaha Catchment Monitoring Programme Annual Report 2019-2020 and notes the specific recommendations therein
- f) receives the 20-101 South Taranaki District Council Water Supplies Monitoring Programme Annual Report 2019-2020 and notes the specific recommendations therein.

Cloke/Holswich

4. Incident, Compliance Monitoring Non-compliances and Enforcement Summary – 26 March 2021 to 12 May 2021

- 4.1 Mr B Pope, Compliance Manager, spoke to the memorandum allowing the Committee to consider and receive the summary of the incidents, compliance monitoring non-compliances and enforcement for the period 26 March 2021 to 12 May 2021.
- 4.2 Councillors D N MacLeod and C L Littlewood declared an interest in relation to Port Taranaki Limited.

Recommended

That the Taranaki Regional Council:

- a) receives this memorandum Incident, Compliance Monitoring Non-compliances and Enforcement Summary - 26 March 2021 to 12 May 2021
- b) receives the summary of the Incidents, Compliance Monitoring Non-compliances and Enforcement for the period from 26 March 2021 to 12 May 2021, notes the action taken by staff acting under delegated authority and adopts the recommendations therein.

Joyce/McIntyre

5. Generally Ceasing Discharges of Farm Dairy Effluent to Water on Consent Renewal

- 5.1 Mr A D McLay, Director - Resource Management, spoke to the memorandum advising the Committee of the intention to accelerate the removal of treated farm dairy effluent discharges from waterways, in most cases. On the upper ring plain land discharge may not be possible at all times and some discharge of highly treated waste water may be required. A study on the options for dairy shed and waste treatment systems in this high rainfall area is being investigated. The requirement to discharge to land, in most cases, addresses cultural and water quality concerns.

Recommended

That the Taranaki Regional Council:

- a) receives this memorandum
- b) agrees that from December 2022 consent holders applying for a consent renewal will be required to immediately start discharging to land once their consent has been issued
- c) agrees that those consent holders whose consents are about to expire be informed of the change to the transition period.

Holswich/Bailey

6. Farm Dairy Discharge Monitoring Programme Review

- 6.1 Mr A D McLay, Director – Resource Management, spoke to the memorandum presenting to Members the reviewed Farm Dairy Discharge Monitoring Programme (2021).
- 6.2 Mr K Holswich raised concerns around endorsing the paper as he felt there was a lack of consideration of tangata whenua values and the changes occurring through the Government’s Freshwater Management programme.
- 6.3 Councillor D MacLeod noted the document should not be endorsed at this time considering the broad changes that were nationally occurring and operationally the Council didn’t need to make any change in policy at this time. He noted the Council need to start looking at different processes and methods to what had traditionally been undertaken.
- 6.3 The matters raised were acknowledged by staff and it was noted the programme report could be amended, to address the above matters, if some additional contextual information was added. Recommendation (b) below was amended.
- 6.4 A vote was held on the recommendations that was passed with a close contest. There were no challenges to the vote. However, after the meeting had closed it was realised there was some doubt about the vote. The motion still stands but the additions to the programme report will be distributed to Members and will include acknowledgement that when the Councils freshwater policy has been confirmed, the document will be reviewed.

Recommended

That the Taranaki Regional Council:

- a) receives this memorandum Farm Dairy Discharge Monitoring Programme
- b) endorses the Farm Dairy Discharge Monitoring Programme noting the concerns raised by the Committee
- c) notes the programme utilises the latest technology and pragmatic approaches
- d) notes the programme delivers cost effective monitoring
- e) notes the programme, when benchmarked against others, could be considered best practice
- f) determines that this decision be recognised as not significant in terms of section 76 of the *Local Government Act 2002*
- g) determines that it has complied with the decision-making provisions of the *Local Government Act 2002* to the extent necessary in relation to this decision; and in accordance with section 79 of the Act, determines that it does not require further information, further assessment of options or further analysis of costs and benefits, or advantages and disadvantages prior to making a decision on this matter.

Lean/Cloke

7. Hearing Panels Decision on Remediation (NZ) Ltd Discharge Applications

- 7.1 Mr A D McLay, Director - Resource Management, spoke to the memorandum formally advising of the decision of the Hearing Panel which heard applications by Remediation (NZ) Ltd.
- 7.2 It was noted that Remediation (NZ) Ltd can continue to operate until the Environmental Court appeal process has been completed and the Court would also address the matters raised.

Recommended

That the Taranaki Regional Council:

- a) receives the report and decision of the Hearing Panel that heard applications by Remediation (NZ) Ltd to discharge to land, air and water.
- b) notes that the Hearing Panel have, under delegated authority from this Council, declined the resource consents sought
- c) notes that the decision can be appealed within 15 working days and in law Remediation (NZ) Ltd can continue to operate under their existing consents until any appeals are resolved

Lean/Williamson

8. Stock Effluent Site

- 8.1 Mr M J Cloke raised concerns around the closure of the long standing Ahititi stock effluent site.
- 8.2 It was clarified that Waka Kotahi New Zealand Transport Agency were able to renew their consent within 3-6 months of it expiring, however they failed to do so. So the system could not legally discharge to the river.
- 8.3 The facility could still be used to carefully store effluent, but the effluent would need to be pumped out and transported to a licenced facility for discharge.
- 8.4 There are serious safety concerns created by having this facility closed including effluent overflowing from trucks on to roads and associated environmental impacts.
- 8.5 It was agreed that the Chief Executive write a letter to Waka Kotahi New Zealand Transport Agency formally notifying the Council's concerns about the site closure and that they are able to carefully continue to use the facility for effluent storage and removal.

9. Public Excluded

In accordance with section 48(1) of the *Local Government Official Information and Meetings Act 1987*, resolves that the public is excluded from the following part of the proceedings of the Consents and Regulatory Committee meeting on Tuesday 8 June 2021 for the following reasons:

Item 10 – Confirmation of Public Excluded Minutes – 27 April 2021

THAT the public conduct of the whole or the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information where the withholding of the information is necessary to protect information where the making available of the information

would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information.

Lean/Williamson

There being no further business the Committee Chairman, Councillor D L Lean, declared the public meeting of the Consents and Regulatory Committee closed at 10.36am.

Confirmed

Consents and Regulatory

Committee Chairperson: _____

D L Lean

20 July 2021