

CANTERBURY REGIONAL COUNCIL
Kaunihera Taiao ki Waitaha

AGENDA|2018


REGULATION HEARING COMMITTEE

Thursday, 1 February 2018

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Time: 8.30am

Venue: Council Chamber,
200 Tuam Street, Christchurch





Regulation Hearing Committee

Membership

Chair

Councillor Peter Skelton

Members

Councillors Lan Pham, Tom Lambie
Elizabeth Cunningham





Regulation Hearing Committee

Table of Contents

	Page no.
1. Apologies	
2. Conflicts of Interest	
3. Minutes of Previous Meeting – 7 December 2017	7
4. Matters Arising	
5. Deputations and Petitions	
Items for discussion	
6. Decision Item	
6.1 Appointment of Hearing Commissioner to decide resource consent applications to be held by Christchurch Ready-Mix Concrete Ltd and Mr R M & Mrs M J Spencer-Bower	9
6.2 Appointment of Hearing Commissioner to decide an objection to decision – CRC041031 held by Aviemore Limited	
7. Extraordinary and Urgent Business	
8. Next Meeting – to be confirmed	
9. Closure	





REGULATION HEARING COMMITTEE

Minutes of the meeting held in the Council Chamber,
200 Tuam Street, Christchurch, on
Thursday, 7 December 2017 at 8.30am

CONTENTS

- 1.0 APOLOGIES
- 2.0 CONFLICTS OF INTEREST
- 3.0 MINUTES OF PREVIOUS MEETING – 30 November 2017
- 4.0 MATTERS ARISING FROM PREVIOUS MINUTES
- 5.0 DEPUTATIONS AND PETITIONS
- 6.0 DECISION ITEMS
 - 6.1 **Appointment of Hearing Commissioners to decide resource applications to be held by Mackenzie District Council**
- 7.0 EXTRAORDINARY AND URGENT BUSINESS
- 8.0 NEXT MEETING
- 9.0 CLOSURE

PRESENT

Councillors Peter Skelton (Chairperson), Lan Pham and Elizabeth Cunningham

OFFICERS PRESENT

Alison Cooper, Consents Hearings Officer

1. APOLOGIES

Councillor Tom Lambie

2. CONFLICTS OF INTEREST

No conflicts of interest were declared.

3. MINUTES OF PREVIOUS MEETING – 30 NOVEMBER 2017

Resolved:

That the Committee confirms as a true and correct record the minutes of the meeting held on 30 November 2017.

Cr Pham / Cr Skelton
CARRIED

4. MATTERS ARISING

There were no matters arising.

5.0 DEPUTATIONS AND PETITIONS

There were no deputations or petitions.

6.0 DECISION ITEMS

6.1 Appointment of Hearing Commissioner to decide resource applications to be held by Mackenzie District Council

Resolved:

That the Committee, in regard to resource applications CRC172310, and CRC172311, to be held by Mackenzie District Council:

- (a) ***Appoints Sharon McGarry as a Hearings Commissioner under s34A of the Resource Management Act 1991; and***
- (b) ***Delegates to Sharon McGarry pursuant to s34A(1) Resource Management Act 1991, the function, powers and duties required to: deal with any preliminary matters; consider; and decide the applications.***

Cr Pham/Cr Cunningham
CARRIED

7.0 EXTRAORDINARY AND URGENT BUSINESS

There was no extraordinary or urgent business.

8.0 NEXT MEETING

To be confirmed

9.0 CLOSURE

Chairman Skelton declared the meeting closed at 8.40am

CONFIRMED

DATE: _____

CHAIRPERSON: _____

Regulation Hearing Committee paper

General Information

Agenda item number	6.1	Date	1 February 2018
Portfolio	Operations Group - Consents	Commissioner	Regulation Hearing Committee
Author	Alison Cooper	Endorsed by	Virginia Loughnan

Title

Appointment of Decision Maker to decide resource consent applications

Purpose

To appoint a Hearing Commissioner to consider and decide resource consent applications to be held by Christchurch Ready Mix Concrete Limited; and Mr R M & Mrs M J Spencer-Bower

Recommendations

That the Committee, in regard to resource applications CRC181860, and CRC180861 to be held by Christchurch Ready-Mix Concrete Limited; and CRC181524, to be held by Mr R M & Mrs M J Spencer-Bower:

- (a) Appoints Sharon McGarry as a Hearings Commissioner under s34A of the Resource Management Act 1991; and*
- (b) Delegates to Sharon McGarry pursuant to s34A(1) Resource Management Act 1991, the function, powers and duties required to: deal with any preliminary matters; consider, and decide the application.*

Proposal

Background

Christchurch Ready-Mix Concrete Limited have applied for resource consent to establish and operate a proposed quarry at 1 Browns Road, Swannanoa. Consents are required to discharge dust into air, a land use to excavate and deposit over an unconfined/semi confined aquifer; and change conditions of an existing water permit to take and use groundwater.

A duration of 30 years is sought for the new consents.

Only application CRC180861 – discharge to air - was limited notified to four parties. The application was also jointly notified with the Waimakariri District Council. No submissions were received.

Waimakariri District Council will appoint the same decisionmaker. Resource consent applications CRC180860 and CRC181524 did not require notification but it is recommended that the decision-maker also decide these applications as they are related.

Discussion

The proposed commissioner, Sharon McGarry has satisfied Council staff she has the necessary criteria, including technical ability, RMA Accreditation certification, availability and timeframe commitments to carry out the duties required.

Legal compliance

S34A of the Resource Management Act 1991 allows Council to delegate functions to Hearing Commissioners appointed by the Canterbury Regional Council.

The Regulation Hearing Committee appoints Hearing Commissioners in relation to consent authority matters under the Resource Management Act 1991.

Regulation Hearing Committee paper

General Information

Agenda item number	6.2	Date	1 February 2018
Portfolio	Operations Group - Consents	Commissioner	Regulation Hearing Committee
Author	Alison Cooper	Endorsed by	Virginia Loughnan

Title

Appointment of Decision Maker to decide an objection to decision

Purpose

To appoint a Hearing Commissioner to hear and decide an objection to decision to extend a lapse date for resource consent CRC041031 held by Aviemore Limited

Recommendations

That the Committee, in regard to an objection to decision of resource consent CRC041031 – Aviemore Limited

- (a) *Appoints Kenneth Lawn as a Hearings Commissioner under s34A of the Resource Management Act 1991; and*
- (b) *Delegates to Kenneth Lawn pursuant to s34A(1) Resource Management Act 1991, the function, powers and duties required to: deal with any preliminary matters; hear; and decide the objection to decision.*

Proposal

Background

Aviemore Limited applied to extend the lapse date of the consent. The objection is against the decision to decline the extension of the lapse date for a period of 2 years 4 months to expire 31 March 2020. The current consent lapsed on 1 December 2017.

Discussion

The proposed commissioner, Kenneth Lawn, has satisfied Council staff he has the necessary criteria, including technical ability, RMA Accreditation certification, availability and timeframe commitments to carry out the duties required.

Legal compliance

S34A of the Resource Management Act 1991 allows Council to delegate functions to Hearing Commissioners appointed by the Canterbury Regional Council.

The Regulation Hearing Committee appoints Hearing Commissioners in relation to consent authority matters under the Resource Management Act 1991.