



COUNCIL

AGENDA

Extraordinary Meeting to be held

THURSDAY 2 NOVEMBER 2017

10.30AM

In the Manawatu District Council Chambers,
135 Manchester Street, Feilding

R.G. Templer

Dr Richard Templer
Chief Executive

MEMBERSHIP

Chairperson

Her Worship the Mayor, Helen Worboys

Deputy Chairperson

Deputy Mayor, Michael Ford

Members

Councillor Steve Bielski
Councillor Stuart Campbell
Councillor Barbara Cameron
Councillor Shane Casey
Councillor Hilary Humphrey
Councillor Phil Marsh
Councillor Andrew Quarrie
Councillor Alison Short
Councillor Howard Voss

ORDER OF BUSINESS

	PAGE
1. MEETING OPENING	
2. APOLOGIES	
3. DECLARATIONS OF INTEREST	
Notification from elected members of:	
3.1 Any interests that may create a conflict with their role as an elected member relating to the items of business for this meeting; and	
3.2 Any interests in items in which they have a direct or indirect pecuniary interest as provided for in the Local Authorities (Members' Interests) Act 1968	
4. OFFICER REPORTS	
4.1 ADOPTION OF RESOURCE MANAGEMENT FEES AND CHARGES	4
Report of the General Manager – Corporate and Regulatory dated 24 October 2017.	
5. MEETING CLOSURE	

Council

Meeting of 02 November 2017

Business Unit: Corporate and Regulatory
Date Created: 24 October 2017

Adoption of Resource Management Act Fees and Charges

Purpose

To seek adoption of the proposed fees and charges for additional functions introduced under the Resource Legislation Amendment Act 2017

Significance of Decision

The Council's Significance and Engagement policy is not triggered by matters discussed in this report.

Recommendations

1. That the Council adopts the proposed fees and charges under the Resource Management Act for:
 - Boundary activities – lodgement fee \$300
 - Marginal or temporary activities – lodgement fee \$300
2. That the adopted fees are effective from the date of adoption.

Report prepared by:
Karel Boakes
Regulatory Manager

Approved for submission by:
Shayne Harris
General Manager - Corporate and Regulatory

1 Contribution to the Council Vision and Council Outcomes

1.1 Relationship to the Council Outcomes that underpin the Council's Vision:

Connected, vibrant and thriving Manawatu – the best rural lifestyle in New Zealand

Manawatu District will improve the natural environment, stewarding the district in a practice aligned to the concept of kaitiakitanga.	The Manawatu will attract and retain residents.	Manawatu district develops a broad economic base from its solid foundation in the primary sector.	Manawatu and its people are connected via quality infrastructure and technology.	Manawatu's built environment is safe, reliable and attractive.	Manawatu District Council is an agile and efficient organisation.
✓					

2 Background

2.1 Recent amendments to the Resource Management Act (RMA) 1991 have created additional activities which require associated charges. These include:

- Boundary activities (under section 87BA) – Council must exempt 'boundary activities' from needing a resource consent if neighbour approval is provided.
- Marginal/temporary breaches (under section 87BB) – Council may exempt 'marginal or temporary breaches' activities from needing resource consent.

2.2 These activities came into effect on 18 October 2017.

2.3 Fees are required to cover the reasonable costs of processing the applications.

2.4 Section 36 of the RMA requires a local authority to use the Special Consultative Procedure (SCP) under section 83 of the LGA for setting fees.

2.5 The Special Consultation Procedure started on 22 September 2017 and closed on 20 October 2017.

2.6 Council has not received any submissions.

3 Operational Implications

3.1 As the Amendments to the RMA did not include specific transitional requirements for the setting of fees prior to the effective date of the new legislation it is important that the fees and charges are adopted at the earliest opportunity after the commencement date of 18th October 2017.

3.2 The closing date for the consultation period was 20 October 2017. No submissions were received and there is no requirement to proceed to a hearing.

3.3 This meeting is the next available opportunity to seek adoption of the proposed fees and charges.

4 Financial implications

- 4.1 Council are not be able to charge fees for any applications received for the additional activities between 18th October and the adoption date of the proposed fees and charges.

5 Statutory Requirements

- 5.1 The proposed fees and charges are required to be adopted by Council.

6 Delegations

- 6.1 Council has delegated authority to adopt the proposed fees and charges required under the Resource Management Act.

7 Consultation

- 7.1 No further consultation is required.

8 Cultural Considerations

- 8.1 There are no cultural considerations.

9 Conclusion

- 9.1 The proposed fees and charges for the addition activities introduced under the Resource Legislation Amendment Act 2017 are required in order to recover fair and reasonable costs.

- 9.2 There were no submissions received through the Special Consultative Procedure.

- 9.3 Approval is required for adoption of the following proposed fees:

Boundary activities – lodgement fee \$300

Marginal or temporary activities – lodgement fee \$300

- 9.4 The fees and charges will become effective from the date of adoption.

10 Attachments

- N/A