



AGENDA

ORDINARY MEETING

FOXTON COMMUNITY BOARD

7 SEPTEMBER 2009

NOTICE IS HEREBY GIVEN that a meeting of the Foxton Community Board of the Horowhenua District Council will be held in the Chambers, Foxton Service Centre, Main Street, Foxton, on Monday, 7 September 2009 commencing at 6.30 p.m.

Members of the Foxton Community Board are:

Mr B P Vertongen QSM (Chair)
Ms N J Ellwood
Mr N G Gimblett
Mr J A Murdoch
Mr D J Roache
Cr D A Allan (HDC appointed representative)
Cr A M Hunt (HDC appointed representative)

Reporting Officer: D G Ward (Chief Executive Officer)
Meeting Secretary: Mrs K J Corkill (Meeting Secretary)

Business will be according to the attached Agenda.

AGENDA

7 SEPTEMBER 2009

ORDER OF BUSINESS:

APOLOGIES

ANNOUNCEMENTS

Horizons Regional Council - Regional Councillor Lynne Bailey

Regional Councillor Lynne Bailey will be in attendance at 6.30pm to update the Board on any issues relating to Horizons Regional Council and the Foxton Community Board area.

CONFIRMATION OF MINUTES

Ordinary Meeting 20 July 2009 (Minute Items 420-425)

MATTERS ARISING

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REPORTS

Item-428 Foxton Community Board Monitoring Report to 7 September 2009

File No 3996

**To: The Chairperson and Members
Foxton Community Board**

From: Chief Executive Officer

Date: 7 September 2009

1. Purpose

- a. To provide an update on the Foxton Community Board Monitoring Report to 7 September 2009.

2. Recommendation

- a. That Report 3996 be received.

Prepared

D G Ward
Chief Executive Officer

3. Attachments

- a. Foxton Community Board Monitoring Report to 7 September 2009

**MONITORING REPORT
FOXTON COMMUNITY BOARD**

Meeting Date	Item No.	Item Description	Resolved	Responsible Officer	Date to Action by	Date Completed	Officer Comment
9 Feb 2009	Item 397	Foxton Beach Motor Camp - Development Plan	<i>"THAT the Foxton Community Board recommend that the development plan for the Foxton Beach Motor Camp be consulted on with the Foxton Beach community."</i>	W Crockett			This matter is further discussed in the Chief Executive's report to today's meeting.
9 February 2009	Item 399 Part	Chief Executive Officer's Report	<i>"THAT the safety issues pertaining to the Busy Bee Dairy and the Rainbow Dairy be followed up."</i>	W Crockett			The bollards are in at the Rainbow Dairy. We are waiting for signage to arrive and other materials to complete the works. Plans are being prepared for the Busy Bee Dairy.
9 Feb 2009	Item 400	Foxton Community Board Monitoring Report to 9 February 2009	<i>THAT the provision of a playground be progressed.</i>	W Crockett			Officers are preparing for installation of playground mid September

**MONITORING REPORT
FOXTON COMMUNITY BOARD**

Meeting Date	Item No.	Item Description	Resolved	Responsible Officer	Date to Action by	Date Completed	Officer Comment
18 May 2009	Item 413	Proposed Granting of Freedom Charter	<i>"THAT the Foxton Community Board recommends to the Horowhenua District Council that the acknowledgement of 21 Supply Company's long involvement with Foxton by way of the granting of a Freedom Charter be further pursued."</i>			Completed	Council adopted recommendations from Foxton Community Board at its meeting held on 5 August 2009.
18 May 2009	Item 416	Chief Executive Officer's Report	<i>"THAT consideration of the proposed programme of works for the Foxton River Loop Playground be held over to the next Foxton Community Board Meeting (20 July 2009)."</i> <i>Forbes Road Subdivision Status</i>	D Ward			This matter is discussed in the Chief Executive Officer's Report for today's meeting. This matter is to be discussed in Committee at today's meeting.
20 Jul 2009	Item 420	Foxton Community Board Monitoring Report to 20 July 2009	<i>"THAT Report 3960 be received."</i>	D G Ward		Completed	

**MONITORING REPORT
FOXTON COMMUNITY BOARD**

Meeting Date	Item No.	Item Description	Resolved	Responsible Officer	Date to Action by	Date Completed	Officer Comment
20 Jul 2009	Item 421	Council Resolutions relating to Foxton Community Board	<i>"THAT Report 3957 be received."</i>	D G Ward		Completed	
20 Jul 2009	Item 422	Recycling Centre Upgrade	<p><i>"THAT this matter lay on the table pending:</i></p> <ul style="list-style-type: none"> <input type="checkbox"/> <i>a technical review of the Vertongen/Roache proposal;</i> <input type="checkbox"/> <i>an investigation into the state of the Foxton Beach Recycling Centre;</i> <p><u>AND FURTHER</u></p> <ul style="list-style-type: none"> <input type="checkbox"/> <i>that the report give consideration to maintenance issues, including capital expenditure and operating costs for all the options presented;</i> <input type="checkbox"/> <i>that the offer by Cairns Transport of an interim one month trial be explored;</i> <input type="checkbox"/> <i>that statistics be provided in relation to complaints received</i> 	D G Ward			A separate report will be circulated prior to today's meeting for discussion on this matter.

**MONITORING REPORT
FOXTON COMMUNITY BOARD**

Meeting Date	Item No.	Item Description	Resolved	Responsible Officer	Date to Action by	Date Completed	Officer Comment
			<i>on the state of the Foxton and Foxton Beach Recycling Centres."</i>				
20 Jul 2009	Item 423	Foxton Beach Freeholding Account - Strategy and Policy	<i>"THAT the matter of the Draft Foxton Beach Freeholding Account Strategy and Policy lay on the table pending the holding of a workshop on 3 August 2009."</i>	D M Clapperton			This matter is discussed in a report on today's agenda.
20 Jul 2009	Item 424	Chief Executive Officer's Report	<i>"THAT the Board reconfirms Cr Hunt's continuation in the position of Liaison Councillor between the Foxton Community Board and the Horowhenua District Council."</i>	D G Ward		Completed	
20 Jul 2009	Item 425	Resource Consents Issued	<i>"THAT the list of Land Use and Subdivision Resource Consents be received."</i>	T Thomas		Completed	

Item-429 Council Resolutions relating to Foxton Community Board

File No 3998

**To: The Chairperson and Members
Foxton Community Board**

From: Chief Executive Officer

Date: 7 September 2009

1. Purpose

- a. To inform the Board of resolutions that the Horowhenua District Council passed at its meeting on 5 August 2009.

2. Recommendation

- a. That Report 3998 be received.

3. Issues for Consideration

a. Meeting 5 August 2009

- (a) Item 1739 Proceedings Foxton Community Board 20 July 2009

*“THAT the Horowhenua District Council **receive** the minutes of the Foxton Community Board meeting held on 20 July 2009.”*

It was noted that at the Community Board workshop held on 3 August 2009, a date of 22 August 2009 had been proposed for the public meeting to be held on the Foxton Beach Freeholding Account (Foxton Beach School at 2.00 pm).

- (b) Item-1742 Monitoring Report Horowhenua District Council to 5 August 2009

Item 1182 63 Johnston Street, Foxton

The comment in the Monitoring Report was specific to the person Council had been dealing with. The property had been identified as surplus to requirements and other options for sale would be pursued.

Item 1880 Foxton Beach Freeholding Account Strategy and Policy Document

As previously advised, a public meeting was scheduled for 22 August 2009 to be held at the Foxton Beach School at 2.00 pm.

- (c) Item-1748 Proposed Granting of Freedom Charter

“THAT the Horowhenua District Council further pursue the granting of a Freedom Charter as acknowledgement of 21 Supply Company's long involvement with Foxton.”

“THAT upon formal approval being given by Army General Staff, Ministry of Defence, that Council Officers proceed with the development of a Charter document and arrangements for the presentation of the Charter at a Ceremonial Parade at a date and time to be agreed upon by all parties concerned.”

(d) Item-1749 Chief Executive Officer's Report to 5 August 2009

3b. Education Scholarships

“THAT Council agrees to establish an Education Scholarship Fund of \$5,000.00 per annum to assist with meeting fees for young persons residing in the Horowhenua District who will be undertaking tertiary qualifications in the fields of planning, environmental management or infrastructural engineering.”

“THAT the Chief Executive Officer be requested to prepare and advertise the criteria for which students proposing to enter tertiary establishments in the 2010 academic year may apply for a Horowhenua District Council Education Scholarship.”

“THAT an evaluation panel comprising Councillors Good, Keenan and McMeeken, together with the Chief Executive Officer, receive, consider and allocate scholarships for the 2010 academic year.”

Prepared

D G Ward
Chief Executive Officer

Item-430 Proposed Carpark - Stuart Donnelly Reserve

File No 4006

**To: The Chairperson and Members
Foxton Community Board**

From: Parks Assets Officer

Date: 7 September 2009

1. Executive Summary

a. Purpose of the report

To present to the Board a proposal from Coley Street School to provide car parking facilities at Stuart Donnelly Reserve.

b. Key issue

The key issue is creating safety improvements for pedestrians and vehicular traffic in and around Stuart Donnelly Reserve and Coley Street School.

2. Recommendation

a. That Report 4006 be received.

b. That this matter or decision be recognised as not significant in terms of s76 of the Local Government Act 2002.

c. That the Board support Option A - for Coley Street School to construct a carpark at Stuart Donnelly Reserve.

3. Context

a. Background

Council was approached by Coley Street School in early 2009 with a request to consider allowing further vehicle parking in Stuart Donnelly Reserve, next to the school.

The school have undertaken a preliminary design, are aware that no consents are required for works and are comfortable that funding can be sought to construct the car park at no cost to Council. Ongoing maintenance of the car park would also be at the schools expense.

Currently a footpath exists from the school through the park to bus stops on road reserve in Futter Street. It is proposed that the car park would be constructed at the southern end of Stuart Donnelly Reserve next to the existing footpath.

Since reduced levels of maintenance occurred for parks and reserves across the district last year, the school currently maintain the parks grounds mowing them on a regular basis.

There are good connections between the reserve and the school grounds, and where possible, increased utilisation of the reserve should be encouraged.

It is likely the creation of the secondary car park will also reduce traffic congestion and build up on Coley Street.

Council currently has similar relationships where clubs, schools or organisations make use of adjoining reserve lands.

The loss of green space immediately on the reserve is arguable, as the school adjoining green space and fields are often used to a higher degree than the reserve.

b. LTCCP

It is suggested that this proposal contributes to achieving the aims of the LTCCP in the following ways:

Community Outcome	Proposals Contribution
<p>Education A community where all people have the knowledge and skills they need to participate fully in a knowledge society.</p>	<p>The proposal aims to support education in the community.</p>
<p>Environment The natural and built environment in which people live in is sustainable.</p>	<p>The proposal aims to add to the amenity value of the site.</p>
<p>Safety A community where all people enjoy personal safety and security within their community.</p>	<p>The proposal aims to improve public and school user safety in and around the area.</p>

d. Legal Issues

It is proposed that a lease would be put in place before construction starts, clearing detailing the obligations of each party in regards to maintenance and other costs.

The current policy for lease of reserve land for community buildings is 1% of the land value.

e. Approach

The Reserve Management Plan for Stuart Donnelly Park, adopted by Council notes the following key aims:

- To develop and encourage harmonious use of the park and a cordial relationship with the Coley Street School.
- To provide a safe and user friendly neighbourhood park for local eastern residents of Foxtton for the enjoyment and relaxation of passive and active recreation.
- To provide facilities and amenities that benefit the local community.

It is suggested that this proposal is consistent with the aims of the Stuart Donnelly Reserve Management Plan.

Analysis

f. Views

The Horowhenua District Plan allows for car parking in public spaces and reserve sites as a permitted activity. Subsequently no resource consent or notification is required.

It is anticipated that council and the school would work together to ensure that any effect to neighbouring properties could be mitigated where practical and as resources allow.

Public views have not been explored at this time.

g. Options

Option A - support the proposal

The Board support the Coley Street School proposal.

Option B - not support the proposal

The Board do not support the Coley Street School proposal.

h. Costs

There are no costs to Council for either maintenance or construction of the proposed car park.

4. Conclusions

a. The preferred option is:

Option A - support the proposal

That the Board support the Coley Street School proposal.

This recommendation is made on the understanding that the proposal will be at no cost to Council and is consistent with the aims of the Reserve Management Plan.

b. Impact on Council Policy

No impacts on Council policy will occur.

d. Need for further consultation

Upon any construction occurring on site, Officers will ensure the school engages in discussion with the neighbouring properties.

	Name and title of signatories	Signature
Prepared by	DJ Tate Parks Assets Officer	
<u>Confirmation of statutory compliance</u>		
<p>In accordance with section 76 of the Local Government Act 2002, this report is approved as:</p> <ul style="list-style-type: none"> a. containing sufficient information about the options and their benefits and costs, bearing in mind the significance of the decisions; and, b. is based on adequate knowledge about, and adequate consideration of, the views and preferences of affected and interested parties bearing in mind the significance of the decision. 		
Approved by	B H Austin Manager - Community Assets	

Item-431 Bergin Road Subdivision, Foxton - Proposed Road Name

File No 3979

**To: The Chairperson and Members
Foxton Community Board**

From: Planning Services Manager

Date: 7 September 2009

1. Purpose

- a. To select road names for the new roads in the Bergin Road Subdivision, Foxton.

2. Recommendation

- a. That Report 3979 be received.
- b. That this matter or decision be recognised as not significant in terms of s76 of the Local Government Act 2002.
- c. That the names for the new roads in the Stuart Laurie Subdivision, 47 Bergin Road, Foxton, as contained in Horowhenua District Council file number RS1199/2005, be one of the following (in respect of the shorter road):
- Maury Court/Place/Close.
 - Neverson Court/Place/Close.
 - Wingtip Court/Place/Close.

And that the longer of the two roads in the subdivision be named Bergin Road, being an extension of Bergin Road.

3. Discussion

- a. The attached application (attachment A) has been received to name the new roads situated in the Stuart Laurie subdivision in bergin Road. A layout showing the new roads is attached as attachment B.

Each new road, street or right-of-way created servicing numerous properties requires a name. Council policy for the naming of streets requires that the applicant provide three names for Council to consider. This has been done. The applicant has expressed no preference for any particular name and it remains for the Board to make a recommendation in this regard. The applicant has also suggested that the longer of the two roads in the subdivision be named Bergin Road, being an extension of Bergin Road into the subdivision.

To be consistent with Council's adopted policy on nomenclature of roads it is suggested that the new road be named court/place or close.

The suggested names have been checked by staff to ensure that there is no conflict with existing road names in the District insofar as there is not likely to be confusion for emergency vehicles being able to locate the road. There is no conflict with existing road names.

	Name and title of signatories	Signature
Prepared by	D Hayman Planning Services Manager	
<u>Confirmation of statutory compliance</u>		
<p>In accordance with section 76 of the Local Government Act 2002, this report is approved as:</p> <ul style="list-style-type: none"> a. containing sufficient information about the options and their benefits and costs, bearing in mind the significance of the decisions; and, b. is based on adequate knowledge about, and adequate consideration of, the views and preferences of affected and interested parties bearing in mind the significance of the decision. 		
Approved by	T Thomas Environmental Services Manager	

4. Attachments

- a. Letter from Truebridge Associates Limited dated 23 June 2009.
- b. Layout Plan showing the new roads.



TRUEBRIDGE ASSOCIATES LIMITED
LICENSED CADASTRAL SURVEYORS
&
RESOURCE MANAGEMENT CONSULTANTS

Directors
William Loudon Flordan, B.SURV. M.N.Z.I.S.
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522 QUEEN STREET
LEVIN

23 June 2009

Horowhenua District Council
126 Oxford Street
Levin

Attention: Dorstan Hayman

Dear Dorstan

**Re Stuart Laurie
RS1199/2005
47 Bergin Road, Foxton**

Council have requested that 3 street names are supplied for the naming of the new road within this subdivision.

Please note the road that continues on from Bergin and goes around the corner to the west shall continue to be called Bergin Road.

The road the veers off to the right shall be named one of the following

- 3 options
- 1) Maury Road
 - 2) Neverson Road
 - 3) Wingtip Road.

Please can you inform us of Council's choice.

Please feel free to contact me should you have any queries.

Yours truly,
TRUEBRIDGE ASSOCIATES LTD

Sophie Campbell
(Project manager)

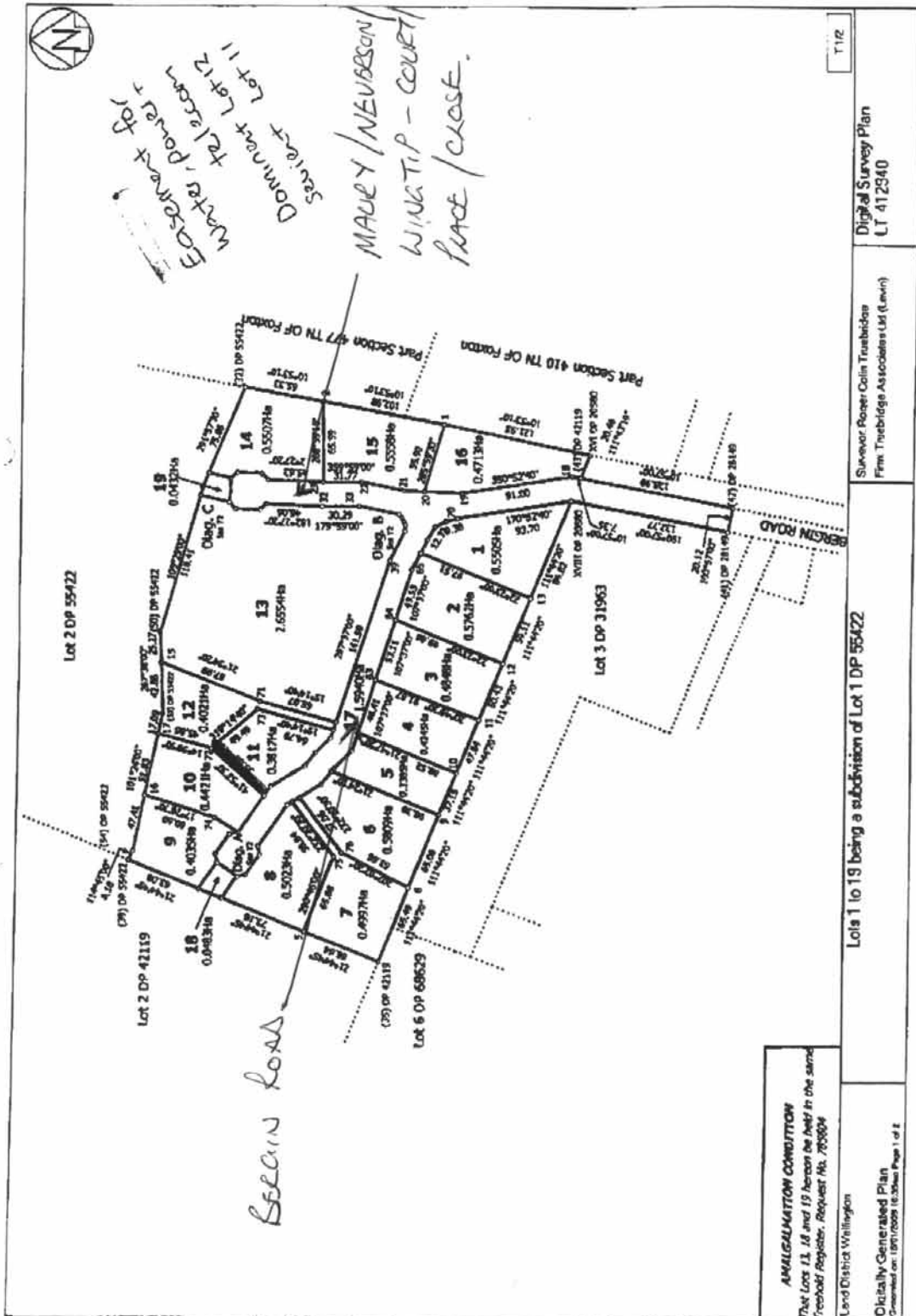
Offices at

LEVIN
Ph 06 368 6249
Fax 06 368 6049

FEILDING
Ph 06 323 7576
Fax 06 323 1134

KAPITI COAST
Ph 04 296 3063
Fax 04 296 3063

PALMERSTON NORTH
Ph 06 357 9765
Fax 06 357 9762



AMALGAMATION CONDITION
 THAT Lots 1, 18 and 19 herein be held in the same
 Freehold Register. Request No. 705504
 Land District Wellington

Digitally Generated Plan
 Generated on: 10/01/2009 10:30:00am Page 1 of 2

Lots 1 to 19 being a subdivision of Lot 1 DP 55422

Surveyor Roger Colin Traubinger
 Firm: Treebridge Associates Ltd (L.v.v.)

Digital Survey Plan
 LT 412540

T1/2

Item-432 Foxton Beach Freeholding Account - Strategy and Policy

File No 4011

**To: The Chairperson and Members
Foxton Community Board**

From: Strategic and Corporate Services Manager

Date: 7 September 2009

1. Purpose

- a. The purpose of this report is for members of the Foxton Community Board to recommend to Council the adoption of the Foxton Beach Freeholding Account Strategy and Policy.

2. Recommendation

- a. That Report 4011 be received.
- b. That the Foxton Community Board receives the submissions to the draft Foxton Beach Freeholding Account Strategy and Policy and recommends that Council adopt the Foxton Beach Freeholding Account Strategy and Policy with recommended amendments as follows:
 - a) Inclusion of a map showing the Kere Kere Ward boundaries
 - b) Para 6 page 10 to be amended to read:
Managed risk
The fund monies excess to current requirements shall be invested as per Council's Investment Policy, with all investment returns being retained in the Foxton Beach Freeholding Account.
 - c) Para 3 page 12 to be amended to read:
Investment Policy
The fund monies excess to current requirements shall be invested as per Council's Investment Policy with all investment returns being retained in the Foxton Beach Freeholding Account.

3. Issues for Consideration

a. Introduction

The strategy and policy document has been prepared by Council's Strategic and Corporate Services Manager following various workshops with members and community feedback from a survey completed in 2008. The document (**attached**) applies to the current and future use of the Foxton Beach freeholding account (also known as the Foxton Beach Endowment Fund).

The Foxton Community Board and Horowhenua District Council decided in 2006 that it would be wise to develop a strategy in consultation with the Foxton Beach community to guide the use of the fund to ensure that the considerable sum of money available from the

lease, freeholding and sale of the original land, additional and purchased and other investment return by the fund is used in a way that meets the legislative requirements of the endowment and provides for the wellbeing of the inhabitants of Foxtton Beach.

b. Issues for Discussion

At its meeting of 9 February 2009 the Foxtton Community Board accepted the draft Foxtton Beach Freeholding Account Strategy and Policy for public consultation with Foxtton Beach residents.

As part of the Council's LTCCP consultation process all Foxtton Beach residents were mailed a copy of the draft Foxtton Beach Freeholding Account Strategy and Draft. Foxtton Beach residents were asked to provide comment on the draft document.

Twenty (20) submissions were received by Council with no submitter requesting speaking rights to a hearing to be held 6 July 2009.

The following people submitted:

Mr Graham Pringle	10 Dustin Street	Foxtton Beach 4815
Mr Jim White	29 Hartley Street	Foxtton Beach 4815
Mr MA Grocott	9 Talbot Grove	Upper Hutt 5076
Mr BA Forno	10 Kent Terrace	Foxtton Beach 4815
Mr Ray Toy	10 Ocean Beach Street	Foxtton Beach 4815
Mr Robert Quigley	44 Signal Street	Foxtton Beach 4815
Mr R & Mrs C Gaw	56 Edinburgh Terrace	Foxtton Beach 4815
Marie Fearon	9 Harrod Avenue	Foxtton Beach 4815
Ms Shirley Bartosh	64 Nash Parade	Foxtton Beach 4815
Mr Adrian Lush	29 Thomas Place	Foxtton Beach 4815
Mr & Mrs C & E Burton	39 Thomas Place	Foxtton Beach 4815
Mr C Dunn	36 Thomas Place	Foxtton Beach 4815
V Alcorn	5 Hartley Street	Foxtton Beach 4815
Todd & Pauline McGuigan	9 and 15 Hall Place	Foxtton Beach 4815
6 anonymous submissions		

Copies of each submission are **attached** to this report.

At the 20 July 2009 Foxtton Community Board meeting it was resolved that:

“THAT the matter of the Draft Foxtton Beach Freeholding Account Strategy and Policy lay on the table pending the holding of a workshop on 3 August 2009.”

The Board held a workshop on the 3rd August and a public meeting was held at the Foxtton Beach School on Saturday 22 August 2009.

Of the 92 people attending the public meeting, all but two supported the Strategy and Policy document subject to the following amendments:

- a) Inclusion of a map showing the Kere Kere Ward boundaries
- b) Para 6 page 10 to be amended to read:
Managed risk
The fund monies excess to current requirements shall be invested as per Council's Investment Policy, with all investment returns being retained in the Foxtton Beach Freeholding Account

- c) Para 3 page 12 to be amended to read
 Investment Policy
 The fund monies excess to current requirements shall be invested as per Council's Investment Policy with all investment returns being retained in the Foxtton Beach Freeholding Account.

	Name and title of signatories	Signature
Prepared by	D M Clapperton Strategic and Corporate Services Manager	
<u>Confirmation of statutory compliance</u>		
<p>In accordance with section 76 of the Local Government Act 2002, this report is approved as:</p> <ul style="list-style-type: none"> a. containing sufficient information about the options and their benefits and costs, bearing in mind the significance of the decisions; and, b. is based on adequate knowledge about, and adequate consideration of, the views and preferences of affected and interested parties bearing in mind the significance of the decision. 		
Approved by	D G Ward Chief Executive Officer	

4. Attachments

- a. Draft Foxtton Beach Freeholding Account Strategy and Policy
- b. 20 Submissions received

ATTACHMENT A

FOXTON BEACH FREEHOLDING ACCOUNT STRATEGY AND POLICY

Introduction

This strategy and policy document applies to the current and future use of the Foxton Beach freeholding account (also known as the Foxton Beach endowment fund), and referred to herein as the fund.

The Horowhenua District Council decided it would be wise to develop a strategy in consultation with the Foxton Beach community to guide the use of the fund to ensure that the considerable sum of money available from the lease, freeholding and sale of the original land, additional land purchased and other investment return by the fund is used in a way that meets the legislative requirements of the endowment and provides for the wellbeing of the inhabitants of Foxton Beach.

Background

Land for the Foxton Harbour Board, initially 407 acres, was scheduled in 1876, but this was increased under pressure from Council and others and a new Harbour Board was established in 1908 with approximately 1000 acres of land endowed by the Minister of Marine.

What became the Freeholding account came from land (leasehold payments) endowed by the Crown under the Reserves and Other Lands Disposal Act 1956 to the Manawatu County Council as the Corporation administering and controlling the land after the Harbour Board's abolition in 1955. The Council paid a negotiated amount for the endowment, allowing for the need to upgrade roads, and was entitled to lease areas of land under 21 year perpetually renewable leases.

The lands were later increased by the freeholding of land after passage of the Reserves and Other Lands Disposal Act 1965 (acknowledging claims and making payment extinguishing Maori rights to certain parcels of land) and the Reserves and Other Lands Disposal Act 1968 (allowing the sale of freehold land to leaseholders and the sale of unleased land). The latter Act placed conditions on the use of funds:

"The Council shall from time to time spend the net proceeds from the sale or lease of any of the endowment land on the provision of services and public amenities for the benefit of the inhabitants of Foxton Beach township, or on the improvement, maintenance, or repair of any existing services on public amenities. For the purpose of this subsection, the term "services" includes roads, road lighting, water supply, drainage, sewerage, and other public works."

Freehold sections at Foxton Beach were sold by the Manawatu County and District Councils or subsequently the Horowhenua District Council to current owners under this legislation, and the proceeds of those sales have been added to the fund for use as provided for (offsetting reduced lease income after freeholding).

In November 1989 the Horowhenua District Council in line with the directions of the Local Government Commission on the vesting of property laid down in the Reorganisation Scheme for the Horowhenua District received property (and funds), located at Foxton Beach commonly known as the Foxton Beach Township Endowment Land.

Over the intervening years the Horowhenua District Council has with the support of the Foxton Community Board, utilised the Freeholding Fund to carry out both major and minor projects to the benefit of the beach community.

Over the period 1989 to the present time the Foxton Community Board has during its various terms of office recommended to Council the use of the fund to offset funding shortfalls from Council to advance projects/works that might not have progressed without this fund. Council was also able to bring forward works listed on the various Council programmes identified for Foxton Beach using the fund.

Use of Funds Since 1956

The Council has applied the fund towards capital works, primarily infrastructural, with grants towards community group Beach projects (eg Dawick Street Hall upgrade, Foxton Beach Community Centre improvements).

Usage of the fund since 1956 includes:

- Upgrading of roads within Foxton Beach
- Upgrading and enhancement of parks and reserves at Foxton Beach
- New footpaths at Foxton Beach
- Various Community building projects at the Beach
- Water sewerage capital works
- Subdivision costs

Projects completed outside Foxton Beach boundary but benefitting residents of Foxton Beach include:

- Foxton-Foxton Beach Cycleway
- Foxton Aquatic Centre

The subdivisional work has been the strategy used to regenerate the fund through section sales, offsetting declining leasehold rentals - following leasehold sales.

Strategy

Vision

Foxtton Beach will continue to benefit indefinitely from the fund realised through the lease and sale of endowment land and investment of those funds.

Principles

- Sustainability: The fund shall be applied to enhance the current and future wellbeing of the inhabitants of Foxtton Beach
- Beneficial: The fund shall be applied to services and amenities in ways that consider the social, environmental, cultural and economic wellbeing of the inhabitants of Foxtton Beach
- Complementary: The fund is not the sole resource for funding infrastructure and other development, and should be used in a way complementary to other sources to maintain a sense of community responsibility, ownership and fairness
- Responsiveness: The fund shall be applied for infrastructure, but also retain some flexibility to meet needs that are currently unforeseen
- Managed Risk: The fund monies excess to current requirements shall be invested as per Council's Investment Policy with all investment returns being retained in the Foxtton Beach Freeholding Account

Goal

Application of the fund shall enhance the wellbeing of inhabitants of Foxtton Beach. The fund shall be managed in such a way as to assist the inhabitants of Foxtton Beach in accessing or benefiting from services and amenities in the present, and to maintain the ability to continue to do so in the future.

Sustainability

To sustain the fund indefinitely Council will sell Endowment land and other land purchased by the fund. The proceeds through the sale of subdivided land, funded through the fund, will be retained in the fund.

Council will access expertise in order to maximise profits from the sale of Freeholding Account land or subdivided land funded through the fund.

Over the next 10 years the fund will be built up to \$5m worth of current assets, at which time this amount will become the minimum balance. Funds in excess of \$5m will be available for expenditure on services and amenities as per the policy.

Until the balance reaches \$5m Council will progressively increase the current balance (\$495k at 30 June 2008) whilst still applying the fund to priority expenditure identified in Council's 10 year plan.

An indicative budget will be prepared on an annual basis to show the management of the fund over the next 10 years.

The fund balance will be prudently managed as per Council's Investment Policy ensuring an acceptable return on investment.

Revenue and expenditure from the Pinewood Motor Camp will be included in the Freeholding Account balances.

Policy

Objectives of policy

The policy will ensure that the Foxtton Beach inhabitants' wellbeing is enhanced by the application of the fund to providing services and amenities, *and that the fund retains the capability to benefit both current and future inhabitants of the area.*

Purpose of policy

This policy has been developed to support the Foxtton Beach Freeholding Account Strategy, and to assist with decision-making on the application of funds and prioritisation of the use of the fund.

Investment Policy

The fund monies excess to current requirements shall be invested as per Council's Investment Policy (refer p90 10 Year Plan) with all investment returns being retained in the Foxtton Beach Freeholding Account.

The objectives of the Investment Policy are, in a hierarchy of priority:

- firstly, to minimise the risk of loss of capital
- secondly, to ensure that planned expenditures are not hindered by a lack of available funds, and
- thirdly, to maximise the returns from investment

Spending Policy

The fund has the potential to continue for an extended period, if managed appropriately. Proceeds from the ongoing sale/freehold of properties and remaining leases can be used to provide for current and future services and amenities, including infrastructure upgrades and other services.

An inflation-adjusted proportion of income from the fund will be retained with the base principal to ensure that future generations are also able to benefit from the endowment.

Expenditure shall be governed by the policy principles of being sustainable, beneficial, complementary and responsive.

The fund will be used for Capital Works only, on existing and future infrastructure. The fund will not be used for operating or maintenance costs of existing infrastructure, which will be funded from rates or other revenue sources.

The fund will only be used on items included in the Council's 10 year plan or Annual Plan.

Any works related to growth should be funded from Development Contributions and not the Freeholding Account.

Generally the fund will be used on capital projects within the Foxtan Beach boundary, but there is provision for the fund to be used where a service or amenity is now provided within the Foxtan Beach boundary but will benefit the residents of Foxtan Beach. The service or amenity must be located within the Kere Kere Ward.

Maximum level of contribution

The maximum contribution from the fund will be 50% of any total project cost.

Prioritisation

The following factors will be used by Council as a guide to the prioritisation of funds and how/where the funds will be used:

- Whether expenditure has been identified in the 10 Year Plan
- Priority will be given to items identified by the Foxtan Community Board in the Annual Plan or 10 Year Plan process
- Community consultation during the Annual Plan or 10 Year Plan process has occurred
- The principles of the Foxtan Beach Freeholding Account Policy have been met
- Whether the minimum account balance level will be breached during the proceeding 12 months

FOXTON BEACH FREEHOLDING ACCOUNT

RESIDENTS' FEEDBACK FORM

Council is asking for your feedback on the draft Strategy and Policy.
Please use the suggestion form below and return by post or deliver to:
Horowhenua District Council, 126 Oxford Street, Levin 5510 or Private Bag 4002, Levin 5540

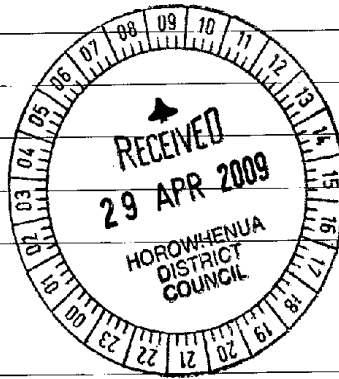
I ~~agree~~/disagree with the draft strategy

Comments:

*This Account should be solely for Foxton Beach
- not to help Foxton with its amenities when we have
amenities of our own we can afford to be generous
ie - storm water, channel clearing, footpaths
own swimming pool, library etc, shopping centre!*

I agree/disagree with the draft policy

Comments:



(Optional)

Name GRAHAM PRINGLE

Address 10 DUSTIN ST.
FOXTON BEACH.

This form is also available on Council's website www.horowhenua.govt.nz

FOXTONBEACH FREEHOLDING ACCOUNT

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Horowhenua District Council, 126 Oxford Street, Levin 5510 or Private Bag 4002, Levin 5540

I agree/~~disagree~~ with the draft strategy

Comments:

*I have read through the information given
and would like to say how well it reads, very
clear to understand*

I agree/disagree with the draft policy

Comments:



(Optional)

Name

Jim WHITE

Address

29 HARTLEY ST

FOXTON BEACH

This form is also available on Council's website www.horowhenua.govt.nz

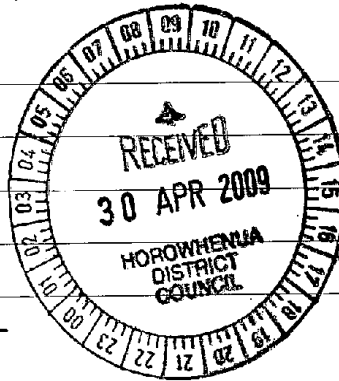
FOXTONBEACH FREEHOLDING ACCOUNT

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Horowhenua District Council, 126 Oxford Street, Levin 5510 or Private Bag 4002, Levin 5540

I agree/~~disagree with the draft strategy~~

Comments:



I agree/~~disagree with the draft policy~~

Comments:

(Optional)

Name

M SWICOTT

Address

9 TALBOT ST
LEVIN
5016

This form is also available on Council's website www.horowhenua.govt.nz

FOXTON BEACH FREEHOLDING ACCOUNT

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Please use the suggestion form below and return by post or deliver to:
Horowhenua District Council, 126 Oxford Street, Levin 5510 or Private Bag 4002, Levin 5540

I agree/disagree with the draft strategy

Comments:

I agree with the strategy
that money be spent within
the Foxton Beach Area

I agree/disagree with the draft policy

Comments:

Go for it



(Optional)

Name

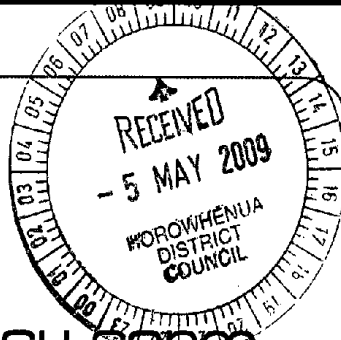
B. A. Forno

Address

10 Kent Terrace
Foxton Beach

This form is also available on Council's website www.horowhenua.govt.nz

FOXTON BEACH
FREEHOLDING ACCOUNT



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I agree/disagree with the draft strategy

Comments:

NEED TO HAVE AN APPOINTED
TRUSTEE TO OVERSEE THE BEACH
FREEHOLDING ACCOUNT (NOT COUNCIL)
TO ENSURE MONEY IS SPENT ONLY
WITHIN THE FOXTON BEACH BOUNDARIES.

I agree/disagree with the draft policy

Comments:

THE FREEHOLDING FUND SHOULD ONLY
BE USED WITHIN FOXTON BEACH
BOUNDARIES AND NOT INCLUDED
WITHIN THE KERE KERE WARD.
(eg. ANY CAPITAL WORKS ON FOXTON LIBRARY)

(Optional)

Name RAY TOY
Address 10 OCEAN BEACH STREET
FOXTON BEACH

This form is also available on Council's website www.horowhenua.govt.nz

FOXTONBEACH FREEHOLDING ACCOUNT

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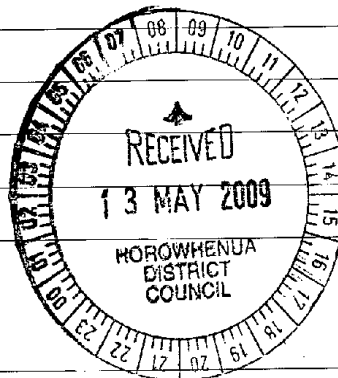
I agree / ~~disagree~~ with the draft strategy

Comments:

Thank you for listening to
the survey feedback & reflecting
that in the strategy & policy.

I agree / ~~disagree~~ with the draft policy

Comments:



(Optional)

Name

Robert Dugley

Address

4A Signal St
Foxton Beach.

This form is also available on Council's website www.horowhenua.govt.nz

**FOXTON BEACH
FREEHOLDING ACCOUNT**

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Please use the suggestion form below and return by post or deliver to:
Horowhenua District Council, 126 Oxford Street, Levin 5510 or Private Bag 4002, Levin 5540

I agree / disagree with the draft strategy

Comments:



I agree / disagree with the draft policy

Comments:

(Optional)
Name MR ROBERT and CATHERINE GAW.
Address 56, EDINBURGH TER,
FOXTON BEACH. 4815.

This form is also available on Council's website www.horowhenua.govt.nz

FOXTON BEACH
FREEHOLDING ACCOUNT

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I agree/~~disagree~~ with the draft strategy

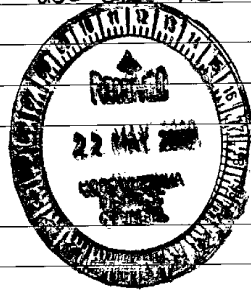
Comments:

Need to ensure that more discussion
is held before any major expenditure
outside the Foxton Beach area with
the ratepayers & residents of Foxton Beach.

I agree/~~disagree~~ with the draft policy

Comments:

Does the policy or strategy affect
the wording on the use of the
Free holding Account.



(Optional)

Name

Marie Featon

Address

9 Harrod Avenue
Foxton Beach

This form is also available on Council's website www.horowhenua.govt.nz

**FOXTON BEACH
FREEHOLDING ACCOUNT**



RESIDENTS' FEEDBACK FORM

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Please use the suggestion form below and return by post or deliver to:
Horowhenua District Council, 126 Oxford Street, Levin 5510 or Private Bag 4002, Levin 5540

I agree/disagree with the draft strategy

Comments:

I believe the Maximum level of Contribution from the fund should be much less than 50% of any total project cost.

I agree/disagree with the draft policy

Comments:

I also believe the Freeholding account should remain as the sole benefit of the Foxton Beach town ship (ie) ASIS.

(Optional)
Name

Address

Shirley Sartoh
64 Nash Parade
Foxton Beach

This form is also available on Council's website www.horowhenua.govt.nz

From: Adrian Lush [mailto:kimonomyhouse@ihug.co.nz] **Sent:** Sunday, 17 May 2009 3:26 p.m.
To: EXTERNAL Customer Services

Subject: Foxton Beach Freeholding Account newsletter no.2 feedback

FoxtonBeach

Freeholding Account

Residents' feedback form

[Council is asking for your feedback on the draft Strategy and Policy.](#)

[Please use the suggestion form below and return by post or deliver to:](#)

Horowhenua District Council, 126 Oxford Street, Levin 5510 or Private Bag 4002, Levin 5540

I disagree with the draft strategy

Comments:

I disagree with the draft policy

Comments:

“Use Of Funds Since 1956”

The Foxton Pools are misleadingly described as being the “Foxton Aquatic Centre”.

This fantasy “Foxton Aquatic Centre” is also misleadingly described as a project “completed outside Foxton Beach boundary [sic] but benefiting residents of Foxton Beach”. But the project was only to build a covered pool next to the outdoor pool that had originally been built expressly for the benefit of Foxton residents. And no evidence has been given to support the claim that Foxton Beach residents benefit by having a swimming pool miles from where they live. Given that the pool is unheated and only open in the summer, it represents poor value for the residents of Foxton, never mind Foxton Beach.

If the newsletter no.2 survey results are anything to go by, most Foxton Beach residents do not agree that they receive any benefit from having an expensive, half-closed, unheated pool miles from home.

For them to derive a benefit from the pool it would need to have been built in Foxton Beach.

“Foxton Beach Residents [sic] Survey”

The first “newsletter”, sent out in November 2008, is now described as an “information brochure”.

The “information brochure” is then incorrectly described as giving information about “The Foxton Freeholding Account”. This is not true. It was about the Foxton Beach Freeholding Account.

“Survey Results”

What had originally been described as being a request for “feedback and suggestion” suddenly becomes a fully fledged “Survey” in this newsletter, five months later.

The newsletter claims that “the survey asked residents” which of four pre-determined options they preferred. But, although the intention may have been for residents only to respond, the process was wide open for anyone to make suggestions.

Furthermore, only option ‘a’ was legitimate in terms of the law. Presenting bogus options again as if they are legitimate is misleading.

Thus, as far as a reliable survey goes, or as an exercise in accountable consultation, the suggestion/feedback/survey was a sham.

This is borne out in the claim that “most of the respondents to the survey preferred option a (67 per cent) or b (23 per cent)”, which is nonsense. The sentence makes no sense. It might make sense if put as a question [Did most of the respondents to the survey prefer option a (67 per cent) or b (23 per cent)?] but it hasn’t been phrased that way—it has been written in a way to portray the rejected option ‘b’ as a preferred option, which is untrue.

What it really tells is that *most* respondents preferred option ‘a’—*full stop*. Option ‘a’ *rejected* option ‘b’. *Most* respondents *rejected* option ‘b’. But the newsletter alludes to option ‘b’ as being a preferred option, which it was overwhelmingly not.

The newsletter even claims that “two respondents identified option d [to spend money from the Foxtton Beach Freeholding Account all over the Horowhenua District] as the preferred option” as if having two respondents preferring a bogus and unlawful option should be given serious consideration. Under any form of democracy currently observed in New Zealand, they would count for nought in the final analysis.

Then, finally, what had originally been described as being a request for “feedback and suggestion”, then a “Survey” five months later, suddenly becomes a fully fledged “community consultation” in the closing remark that is used to justify the Council’s Draft Strategy and Policy that follows.

“Strategy”

The “strategy” fails to mention the law that binds the Foxtton Beach Freeholding Account exclusively to the inhabitants of Foxtton Beach.

The start of the sentence under the sub-heading “**Vision**” merely states that “Foxtton Beach will continue to benefit indefinitely from the fund . . .” but the Freeholding Account is about benefiting the *inhabitants* of the township, not just the beach. The sentence should therefore be changed to read “The inhabitants of Foxtton Beach township . . .”

Under the sub-heading “**Principles**” the item “Responsiveness” is explained as to mean that “The fund shall be applied for infrastructure, but also retain some flexibility to meet needs that are currently unforeseen.” In other words, it can be applied to anything anytime something new pops up. This is far too vague and open to abuse. It also contradicts the “Spending Policy” that follows which states that “The fund will only be used on items included in the Council’s 10 year plan or Annual Plan.” Specific parameters for “Responsiveness” need to be spelt out otherwise it just represents another avenue to circumvent the law, never mind the “Spending Policy.”

Under the sub-heading “**Sustainability**” it is incredibly claimed that “Council will access expertise in order to maximise profits from the sale of Freeholding Account land or subdivided land funded through the fund.” In the midst of a worldwide economic crisis you’d think it was still too early to have forgotten that the global financial meltdown has been caused by so-called experts, but the Council staff member who wrote this has succeeded in forgetting already. For goodness sake, don’t put the Freeholding Account at risk with “expertise”.

The last item under “**Sustainability**” says that “Revenue and expenditure from the Pinewood Motor Camp will be included in the Free-holding [sic] Account balances.” This is outside the terms and scope of the law and should not be allowed. The Freeholding Account is not a dumping ground for Council balance sheets. The Motor Camp is a municipal facility and remains the responsibility of the Council like any other stand-alone business unit. The Foxtton Beach Freeholding Account is not “The Foxtton Beach Pinewood Motor Camp Freeholding Account.”

The Motor Camp has no special privileges under the Freeholding Account. Expenditure on expanding the Camp from the Fund would anyway breach the proposed "Spending Policy" which states that "any works related to growth should be funded from Development Contributions and not the Free-holding [sic] a/c." Trying to blend the Motor Camp's accounts into the Freeholding Account is a blind, putting at risk individual Councillors who are personally responsible for the misappropriation of funds. It did not feature in the first newsletter. It has been slipped into the second newsletter, mentioned as if in passing, as the last item under "Sustainability", itself the last item under "Strategy", when it has nothing to do with either. This serves to further discredit, on top of the previous eight pieces of misinformation in the second newsletter, the sincerity of the Council's interaction with Foxtton Beach inhabitants on the custody of the Freeholding Account.

"Policy"

The "policy" fails to mention the law that binds the Foxtton Beach Freeholding Account exclusively to the inhabitants of Foxtton Beach.

The "**Objectives of policy**" should be what the law says, but the newsletter tries to re-define the law. The newsletter says that the policy of the fund is ". . . to benefit both current and future inhabitants of the area." That is wrong. The law says that the Fund is to benefit "the inhabitants of Foxtton Beach township" not "the area". The wording of the policy has to reflect the law accurately so there can be no misunderstanding. This must be changed otherwise it's just another breach of the law.

Under the sub-heading "**Spending Policy**" it is stated that "The fund will only be used on items included in the Council's 10 year plan or annual Plan." These "items" need to be precisely identified as being of benefit to the inhabitants of Foxtton Beach and need to show exactly how much of a contribution from the Foxtton Beach Freeholding Account is expected, otherwise it's just making an already vague planning process even more opaque, and that's no help to anyone.

The last item under the sub-heading "**Spending Policy**" states that "Generally the fund will be used on capital projects within the Foxtton Beach boundary but there is provision for the fund to be used where a service or amenity is not provided within the Foxtton Beach boundary but will benefit the residents of Foxtton Beach. The service or amenity must be located within the Kere Kere Ward."

The clumsy first sentence makes some sort of sense by itself under the law but the second sentence invalidates it. There is no provision under the law for the fund to be used outside of the Foxtton Beach township and nothing has been tabled to suggest otherwise. The Foxtton Beach Freeholding Account is not "The Kere Kere Ward Freeholding Account". Foxtton Beach is within the Kere Kere Ward but the Kere Kere Ward is not within Foxtton Beach. The Foxtton Beach Freeholding Account exists to benefit the inhabitants of Foxtton Beach exclusively. If it was meant to benefit the inhabitants of the Kere Kere Ward, Foxtton, Shannon, Levin, Wellington, Christchurch, Scott Base, or wherever, it would have said so. It does not because that was never its intention. To try to make it so now is to try to circumvent the law. The inclusion of this clause also stupidly makes pointless everything else that has been provided for under the draft strategy and policy.

For example, under the "Principles" sub-heading, the item "Complementary" becomes ambiguous and misleading. It could be interpreted to mean that money from the Foxtton Beach Freeholding Account could be spent anywhere else on the pretext of maintaining "a sense of community responsibility, ownership and fairness." But that idea is not a requirement of the law. It is not the responsibility of the Freeholding Account to maintain a sense of community responsibility, ownership and fairness to anyone. If a sense of community responsibility, ownership and fairness is to be achieved, and that is desirable, then all that is needed is for the law to be observed. Plundering the Account for spending on projects outside of the Foxtton Beach

boundary will not achieve this principle. It would instead establish a sense of Council's failure to act as a responsible custodian (by diluting any benefit to the inhabitants of Foxtton Beach from the Freeholding Account), dispossession by theft (failing to observe the law), and compound unfairness (double-dipping by the Council—spending money from the Account outside of the Foxtton Beach boundary and expecting Foxtton Beach residents to pay more again through their rates for infrastructure that isn't there).

Besides, according to the newsletter, this idea of using the Freeholding Account outside of Foxtton Beach was resoundingly rejected by the residents. Yet here it is, a clause tacked on right near the end of the newsletter, confirming again that the newsletters and token attempt at feedback are merely an amateurish, deceptive-filled, crass charade of bogus consultation designed to give an air of respectability to the Council's real objective of hijacking the Foxtton Beach Freeholding Account irrespective of the law and the wishes of the residents of Foxtton Beach.

If there really was "provision for the fund" to be spent outside of the Foxtton Beach boundary, then feedback should, by rights, have been sought from everyone in the Horowhenua District Council area, not restricted to residents of Foxtton Beach. But only Foxtton Beach residents were canvassed (supposedly) and yet the view of the majority of those who count for something (the residents of Foxtton Beach) has been ignored.

Still, there is an easier way to deal with the Freeholding Account. Simply comply with the law. For example, instead of filching funds from the Foxtton Beach Freeholding Account to build a new library in Foxtton, build the library in Foxtton Beach. According to the Council newsletter's logic, this should not be a cause of any concern for Foxtton inhabitants because if Foxtton Beach inhabitants benefit by having the inconvenience of a library miles from where they live then equally the reverse must be true and Foxtton inhabitants will benefit by having a library built for them at the Beach. Indeed, if the proposed new rates structure is anything to go by, Council staff will agree that not only will the inhabitants of Foxtton benefit by such a decision, they will be happy to pay more in their rates for the inconvenience as well.

"Prioritisation"

The first indented item says "Whether expenditure has been identified in the 10 Year Plan." Again, this needs to be more specific and say "Whether expenditure *from The Foxtton Beach Freeholding Account* has been identified in the 10 Year Plan." Otherwise it's ambiguous—it could mean money from the Freeholding Account may be spent on anything in the 10 Year Plan at any time, retrospectively even, as if there isn't enough of an attempt to undermine the value of the Freeholding Account already. It would also make planning for the 10 Year Plan pointless.

This crude attempted re-write of the law by formulating a strategy and policy has another (at least) significant flaw under this section. It has no coherent strategy on spending priorities from the Freeholding Account *in Foxtton Beach*. For example, to spend in order of priority on the exposed drains, footpaths, road kerbing, and such like *in Foxtton Beach*. As it stands, the Draft Strategy and Policy could conceivably lead to no money from the Foxtton Beach Freeholding Account being spent in Foxtton Beach *ever*. That was not the intention of the law but, by omitting to specify spending priorities in Foxtton Beach in the Draft Strategy and Policy, the Draft Strategy and Policy has, inadvertently or otherwise, deigned to formally break the law. Without a coherent strategy on spending priorities from the Freeholding Account in Foxtton Beach the entire strategy and policy exercise is pointless.

"Residents' feedback form"

Once again, this is not true. The form and the availability to provide feedback is available to anyone.

No date is given by which feedback is required. Another careless omission which, as far as a meaningful consultation exercise goes, renders the call for feedback hollow.

(Optional)

Name

Address

This form is also available on Council's website www.horowhenua.govt.nz

FOXTONBEACH
FREEHOLDING ACCOUNT

RESIDENTS' FEEDBACK FORM

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Please use the suggestion form below and return by post or deliver to:
Horowhenua District Council, 126 Oxford Street, Levin 5510 or Private Bag 4002, Levin 5540

I agree/~~disagree~~ with the draft strategy

Comments:

I agree/~~disagree~~ with the draft policy

Comments:



(Optional)

Name

C. A. E. BURTON,

Address

39 THOMAS PLACE.

FOXTON BEACH

This form is also available on Council's website www.horowhenua.govt.nz

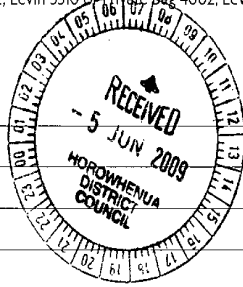
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I agree/disagree with the draft strategy

Comments: Excellent.



I agree/disagree with the draft policy

Comments: I disagree with the last paragraph of the spending policy. It leaves the whole strategy open to abuse.

(Optional)

Name: C. Dunn
Address: 36 Thomas Place
Foxton Beach

This form is also available on Council's website www.horowhenua.govt.nz

FOXTONBEACH
FREEHOLDING ACCOUNT



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Please use the suggestion form below and return by post or deliver to:
Horowhenua District Council, 126 Oxford Street, Levin 5510 or Private Bag 4002, Levin 5540

I agree/~~disagree~~ with the draft strategy

Comments:

I hope Council & Community Board
keep the Principles firmly in view.
I would want to read the annual
indicative budget for management of
the fund.

I agree/~~disagree~~ with the draft policy

Comments:

I would hope Foxton Beach can
remain a simple pleasant place to
live & holiday. No grandiose
plans please!

(Optional)

Name

Alcorn

Address

5 Hartley St.
Foxton Beach.

This form is also available on Council's website www.horowhenua.govt.nz

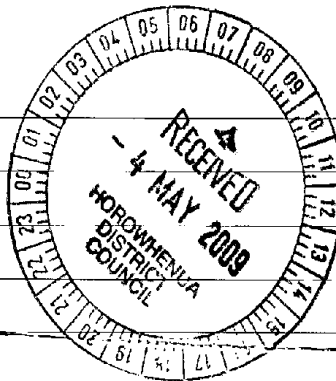
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I agree/~~disagree~~ with the draft strategy

Comments:



I agree/~~disagree~~ with the draft policy

Comments:

(Optional)

Name

Todd & Pauline McGuigan

Address

9 + 15 Hall Pt
Foxton Beach

This form is also available on Council's website www.horowhenua.govt.nz

FOXTONBEACH FREEHOLDING ACCOUNT

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Horowhenua District Council, 126 Oxford Street, Levin 5510 or Private Bag 4002, Levin 5540

I agree/disagree with the draft strategy

Comments:

I agree/disagree with the draft policy

Comments:

(Optional)

Name

Address



This form is also available on Council's website www.horowhenua.govt.nz

FOXTONBEACH

FREEHOLDING ACCOUNT

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Please use the suggestion form below and return by post or deliver to:
Horowhenua District Council, 126 Oxford Street, Levin 5510 or Private Bag 4002, Levin 5540

I ~~agree~~/disagree with the draft strategy

Comments:

78 residents do not represent the community.
Wind up the fund. It's an anomaly. No more
subdivisions. Private enterprise can do that,
at their own risk.

I ~~agree~~/disagree with the draft policy

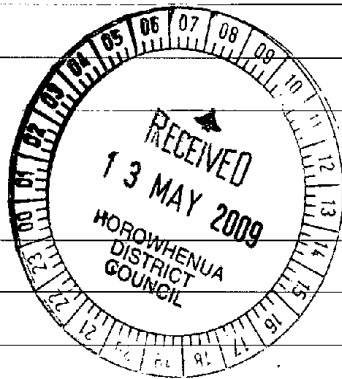
Comments:

Services and amenities ^{also} exist outside the
Kere Kere Ward boundaries

(Optional)

Name

Address



This form is also available on Council's website www.horowhenua.govt.nz

FOXTONBEACH FREEHOLDING ACCOUNT

RESIDENTS' FEEDBACK FORM

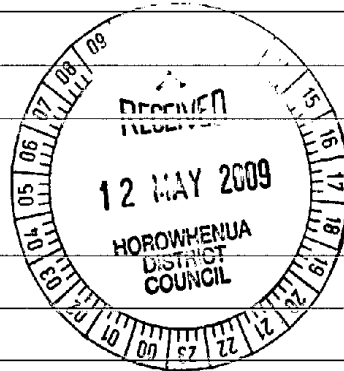
Council is asking for your feedback on the draft Strategy and Policy.
Please use the suggestion form below and return by post or deliver to:
Horowhenua District Council, 126 Oxford Street, Levin 5510 or Private Bag 4002, Levin 5540

I ~~agree~~/disagree with the draft strategy

Comments:

I ~~agree~~/disagree with the draft policy

Comments:



(Optional)

Name

Address

This form is also available on Council's website www.horowhenua.govt.nz

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FREEHOLDING ACCOUNT

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Please use the suggestion form below and return by post or deliver to:
Horowhenua District Council, 126 Oxford Street, Levin 5510 or Private Bag 4002, Levin 5540

I ~~agree~~ disagree with the draft strategy

Comments:

I ~~agree~~ disagree with the draft policy

Comments:

(Optional)

Name _____

Address _____

This form is also available on Council's website www.horowhenua.govt.nz

FOXTONBEACH FREEHOLDING ACCOUNT

RESIDENTS' FEEDBACK FORM

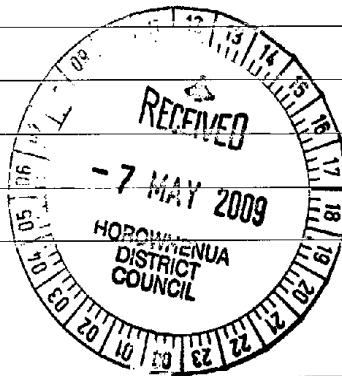
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Horowhenua District Council, 126 Oxford Street, Levin 5510 or Private Bag 4002, Levin 5540

I agree / disagree with the draft strategy

Comments:



I agree / disagree with the draft policy

Comments:

(Optional)

Name _____

Address _____

This form is also available on Council's website www.horowhenua.govt.nz

FOXTONBEACH FREEHOLDING ACCOUNT

RESIDENTS' FEEDBACK FORM

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Horowhenua District Council, 126 Oxford Street, Levin 5510 or Private Bag 4002, Levin 5540

I agree /disagree with the draft strategy

Comments:

The most important issue with us is
that the money is used only!! for what
Ratepayers voted for and NO changes made
without full consultation with Ratepayers

I agree/disagree with the draft policy

Comments:



(Optional)

Name _____

Address _____

This form is also available on Council's website www.horowhenua.govt.nz

Item-433 Chief Executive Officer's Report to 7 September 2009

File No 3990

**To: The Chairperson and Members
Foxton Community Board**

From: Chief Executive Officer

Date: 7 September 2009

1. Purpose

- a. To present to the Foxton Community Board, for information, issues relating to the Foxton Community Board area.

2. Recommendation

- a. That Report 3990 be received.
b. That the Foxton Community Board request staff to remove shrubs on the reserve at the Victoria Street/Park Street, Foxton intersection and replace them with an appropriate setback.

3. Issues for Consideration

- a. Foxton Community Board Liaison Officer

At its meeting of 20 July 2009 the Board reconfirmed Cr Hunt's continuation in the position of Liaison Councillor between the Foxton Community Board and the Horowhenua District Council. Subsequent to that meeting I have received a letter from Councillor Hunt, copy **attached**, reaffirming her decision to stand down from this position.

At tonight's meeting the Board will need to consider whether it will receive Councillor Hunt's resignation, and if it does, whether it wishes to make a new appointment into the position of Foxton Community Board Liaison Councillor.

To remind the Board of the guidelines appropriate for the position of Foxton Community Board Liaison Councillor, I reproduce the main criteria identified in my report to the meeting of 20 July 2009:

- The appointed Councillor will represent the views of the Council to the Foxton Community as is necessary
- The appointed Councillor will represent the views of the Foxton Community Board to Council as is necessary
- The liaison Councillor will be accountable to each entity for presentations in a transparent and factual manner in accordance with relevant legislation, and with Council's code of conduct
- The liaison Councillor is not precluded from espousing their personal views on a matter, provided that it is clearly stated that the view is personal, and only after having previously stated the formal view of either the Council or the Community Board.

b. Pinewood Motor Camp - Fencing

Our consultant has been looking into the preparation of resource consent applications for the Pinewood Motor Camp at Foxton Beach. The boundary of the RAMSAR site passes directly through the middle of the existing camp area and will require some further investigation. As the Board will be aware in July 2005 the Manawatu Estuary was declared a Wetland of International Importance under the RAMSAR Convention Treaty of 1971. This listing recognised the ecological importance of the Estuary for indigenous and migratory birds, as well as for its vegetation and landform values. A requirement of gaining RAMSAR listing is that a Management Plan be produced for the site. The Manawatu Estuary Management Plan was prepared in 2007 following several years work and consultation with the local community by the Department of Conservation (DoC), Manawatu Estuary Trust, Horizons Regional Council (HRC), and Horowhenua District Council (HDC). This Plan sets out how the site will be managed, the roles of the statutory managers (DoC, HRC, and HDC), and what the site is being managed for (objectives).

This Plan is a **non-regulatory** document. That is, the Plan does not, and cannot, set rules or regulations for the Manawatu Estuary or how it is to be used or managed. Instead, the Plan sets out in broad terms what the community has agreed it wants to see achieved at the site (eg. bird numbers are maintained/enhanced), and specifies the split in roles/responsibilities for the statutory managers.

As such, the Management Plan itself does not impose any statutory requirements under the Resource Management Act 1991. However, there is a clear consultation requirement, and a thorough assessment would be required to ascertain the effects of any development within the RAMSAR boundary. The presence of the RAMSAR site will be a key matter the Council's will consider in their assessment of the resource consent application for the campground.

With regard to the fencing of the site. I have been informed that there can be no physical structures including fences put in place until we have obtained the appropriate consents. With the proximity to the RAMSAR site the Board should reconsider it's desire to have a closed board fence on the perimeter and consider options that provide the same desired result but are more in keeping with the environment that the camp resides in.

It is likely that the resource consent applications may cost in the vicinity of \$50,000 to complete. The budget includes \$10,000 for resource consent applications and \$25,000 for professional services. So far we have spent \$11,200 on professional services and it is now likely that a further \$22,000 is required to prepare the applications to cover a complete Assessment of Environmental Effects. The actual consent processing may also be more costly to process given the above issues especially if they are notified applications.

I would like the board to confirm that they wish to continue on this basis and officers will arrange the appropriate meetings with interested parties to resolve the RAMSAR issues.

c. Riverloop Playground

Construction on this playground is due to start at the end of September 2009. The Board's comments from the previous meeting have been taken into account with regard to the location of the playground. Officers have met with the Chair on site to finalise the location.

d. Victoria Street/Park Street, Foxton Intersection

On 13 August 2009 I met with Mr Andrew Benson to understand his concerns with regard to safety issues and visibility at this intersection. During the course of our meeting it was clear that there were some genuine concerns that needed to be responded to.

As a result Council staff have removed the shrubs that were causing visibility issues and replaced them with some new shrubbery which has been planted further back in the reserve.

Prepared

D G Ward
Chief Executive Officer

4. Attachments

- a. Letter from Councillor Hunt

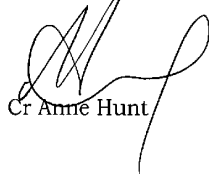
17 Nash Parade
Foxton Beach
21st July 2009

Chief Executive Officer
Horowhenua District Council
Private Bag 4002
Levin

Dear Sir,

As a direct consequence of the comments made by the Chair of the Foxton Community Board on Monday 20 July, I hereby re-affirm my decision to stand down from the position as liaison councillor for the Foxton Community Board.

Yours sincerely



Cr Annie Hunt

Item-434 Resource Consents Issued

File No 4000

**To: The Chairperson and Members
Foxton Community Board**

From: Regulatory Services Manager

Date: 7 September 2009

1. Purpose

- a. To receive the listing of land use and subdivision resource consent applications approved under delegated authority.

2. Recommendation

- a. That Report 4000 be received.
- b. That the list of Land Use and Subdivision Resource Consents be received.

**Foxton Subdivision Resource Consents Granted Under Delegated Authority
10/07/09 to 27/08/09**

Date	File Ref	Subdivider	Address
		None during this period	

**Foxton Land Use Resource Consents Granted Under Delegated Authority
10/07/09 to 27/08/09**

Date	File Ref	Applicant	Address
14-Jul-09	LUC/2789	Ross & Jill Caske	35 Bond Street, Foxton Beach
23-Jul-09	LUC/2794	New Zealand Fire Service Commission	3 Dawick Street, Foxton Beach
3-Aug-09	LUC/2800	Trevor & Mina Teal	14A Robbie Street, Foxton Beach
12-Aug-09	LUC/2812	Ross Brannigan	2 Hart Street, Foxton Beach

3. Issues for Consideration

a. Below is a summary of all Resource Consents issued under delegated authority since January 2007 in the Foxton area:

	Jan 2007	Feb 2007	March 2007	June 2007	July 2007	Sept 2007	Oct 2007	Nov 2007	Dec 2007	Total for 2007
Land Use	4	5	Nil	11	11	7	6	3	1	48
Sub-division	2	2	Nil	5	5	6	1	0	3	24

	Jan/Feb 2008	March 2008	May 2008	June/July 2008	Aug/Sept 2008	Oct 2008	Nov/ Dec 2008	Total for 2008
Land Use	3	1	3	8	1	2	0	18
Sub-division	7	4	2	8	3	1	1	26

	Jan/Feb 2009	March/April 2009	May/June 2009	July/August 2009	Total for 2009
Land Use	2	1	4	2	9
Subdivision	2	0	0	1	3

Prepared

T Thomas
Environmental Services Manager

MOTION TO EXCLUDE THE PUBLIC

“THAT the Foxton Community Board pursuant to Section 48, Local Government Official Information and Meetings Act 1987, resolves that the public be excluded from the following parts of the proceedings of this meeting.

This resolution is made in reliance on Section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by Section 6 or Section 7 of that Act or Section 6 or Section 7 or Section 9 of the Official Information Act 1982, as the case may require, which would be prejudiced by the holding of the whole or the relevant part of the proceedings of the meeting in public.”

Confirmation of Minutes 20 July 2009 (Minute Items 426-427)

Item-435 - In Committee Foxton Community Board Monitoring Report to 7 September 2009

Reason for Confidentiality

These reports are **CONFIDENTIAL** in accordance with Section 48(1) of the Local Government Official Information and Meetings Act 1987, which permits the meeting to be closed to the public for business relating to the following grounds: -

48(1a) 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 for which good reason for withholding would exist.

Subject to sections 6, 8 and 17 of the Local Government Official Information Act 1987, the withholding of the information is necessary to:

7(2a) Protect the privacy of natural persons, including that of deceased natural persons.

7(2j) Prevent the disclosure or use of official information for improper gain or improper advantage.

