

**MINUTES OF THE ORDINARY MEETING OF THE HOROWHENUA DISTRICT COUNCIL  
HELD IN THE COUNCIL CHAMBERS, 126-148 OXFORD STREET, LEVIN, ON WEDNESDAY,  
5 MAY 2010 COMMENCING AT 4:15 PM**

**PRESENT**

His Worship the Mayor, Mr B J Duffy (Chair)  
Cr D A Allan (until 7.30 pm)  
Cr G G Good  
Cr L E McMeeken  
Cr A M Hunt  
Cr B F Judd  
Cr P K Keenan  
Cr N D H Murray  
Cr A D Rush  
Cr R N Shaw

**IN ATTENDANCE**

Mr D G Ward (Chief Executive Officer)  
Mr D Law (Finance Manager)  
Mr P J T Shore (Facilities Assets Manager)  
Mr R R Nicholson (Infrastructure Assets Manager (Acting))  
Mr G O'Connor (Operations Manager)  
Mr M E Lepper (Regulatory Services Manager)(until 5.15 pm)  
Mr D McCorkindale (Project Manager - District Plan Review)(until 5.10 pm)  
Mr D J Tate (Parks Assets Officer)  
Ms E Ganley (Wastewater Engineer)  
Mr K Hale (Water Supply Engineer)  
Mrs K J Corkill (Meeting Secretary)

**ALSO IN ATTENDANCE**

Mr T Wearmouth, Kauri Park Nurseries Limited  
Mr G Carlyon (Horizons Regional Council)  
Ms C Carlyle (Group Support Officer)

**MEDIA IN ATTENDANCE**

Mr P Franklin ("Chronicle")  
Ms L Jackson ("Manawatu Standard")

**PUBLIC IN ATTENDANCE**

There were four members of the public in attendance at the commencement of the meeting.

**APOLOGIES**

There were no apologies recorded.

## **ANNOUNCEMENTS**

### **Speaking Rights Requested**

- Item 1892 Monitoring Report, Page 34 - Shannon Waste Water Treatment Plant  
Item 1883 Kuku Piped Water Race - Proposed Upgrade to Potable Standard  
Mr Bert Judd
- Item 1894 Provision of Toilets in the Levin CBD  
Mr Bryan Ten Have
- Item 1895 Foxton Beach Coastal Sand Dune Management  
Mrs Christina Paton

### **Late Items**

Report 4199 - MWLASS Exemption from CCO Status, was tabled by the Chief Executive Officer, to be addressed in conjunction with his report. This had been circulated to Councillors prior to the meeting.

### **Members' Conflict of Interest**

Mr Ward advised there were no members' conflicts of interest with regard to the Member's Interest Register in relation to items on today's agenda.

- Item 1902 Resource Consents Considered Under Delegated Authority  
Cr P K Keenan
- Item 1904 Horowhenua District Council Maintenance Contracts  
Cr L E McMeeken

### **Shannon Wastewater Treatment Plant**

Mr Terry Wearmouth, Director of Kauri Park, together with Mr Greg Carlyon from Horizons attending to update the Council on the Shannon Wastewater Treatment Plant.

Mr Nicholson, Council's Infrastructure Assets Manager (Acting), was joined at the table by Messrs Wearmouth and Carlyon to speak to the proposal to install a floating wetland in conjunction with the Shannon Wastewater Treatment Plan upgrade.

The meeting was advised that Councillors had visited the Marton Wastewater Treatment Plant earlier in the afternoon to view the floating wetland that had been installed there.

Messrs Nicholson and Wearmouth responded to Councillors' queries, particularly in relation to the experimental nature of the proposal and its likelihood of achieving the desired result. It was highlighted that although there were other areas, such as Marton, Ashburton and Nelson, that had installed the process, each site was unique and it was difficult to extrapolate individual result to other sites.

Mr Wearmouth commented that in Marton, the objective had been odour control. It had been thought that it would take 90 days for odour to be eliminated; in fact it had taken 9 days and there was no odour of any significance.

Mr Carlyon spoke in support of the project from Horizons' perspective, saying that it could be an effective solution to an historical problem and if it was approved, physical work could take place over the coming summer.

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Mr Wearmouth and Mr Nicholson further commented:

- there were a number of ancillary benefits with such a proposal;
- this was a unique solution to a unique problem;
- there were very few seasonal factors that could hinder its effectiveness as although during the winter microbes slowed down in the colder temperatures, it was the roots providing the treatment, not the plants;
- there were about six species of plant that could be used, but probably only two would be used;
- if this project proved successful, it could be good news for small communities;
- it was not envisaged that there would be a huge amount of maintenance, although Kauri Park could look at an extended maintenance and warranty period past 12 months if required;
- the site would be monitored quarterly;
- the chance of failure was small; however if something extremely toxic was put through the system that could have an effect and Council would in all probability identify the perpetrator and seek redress;
- this was an extremely revolutionary idea and it was definitely the way forward as it was so easy to maintain and was very user friendly.

Mr Carlyon reiterated Horizons support for the proposal, agreeing that there was very little chance of failure as a consequence of the wetland not working. What was being proposed was not totally reliant on the wetland. It could be installed under the existing 1971 consent and he envisaged the whole package coming under a short term consent (4-6 years) to find out how the technology would work.

Concern was expressed in relation to the pipeline going into the Manawatu River, with Cr Shaw suggesting that it should be going through a rock filter so that it was not visible, which would also be more acceptable to local iwi.

His Worship the Mayor thanked Messrs Wearmouth and Carlyon for their attendance and comments.

## **CONFIRMATION OF MINUTES**

Ordinary Meeting 14 April 2010 (Minute Items 1871-1884)

### **Resolved**

(Rush / Judd)

*"That the minutes of the Ordinary Meeting held on 14 April 2010 (Minute Items 1871-1884), as submitted, be confirmed as a true and correct record."*

## **MATTERS ARISING**

Page 3 Item 1871 Proceedings Foxton Community Board 22 March 2010

Cr Hunt noted that the resolution in relation to the retention of the existing façade of the present Foxton Service Centre had been rescinded on 4 November 2009 and the confusion on this matter needed to be addressed.

Cr Allan said that the Board's position had consistently been that the façade be retained and this was the subject of a resolution at the Community Board's meeting of 3 May 2010. To avoid any doubt he reiterated the Community Board's resolution:

**Resolved**

(Allan / Hunt)

*"THAT the Foxton Community Board reconfirms its position that the existing façade of the present Foxton Service Centre be retained in any new building for the Te Awahou Nieuwe Stroom Project."*

Page 14 Item 1880 Shannon Wastewater Treatment Plant - Update

It was noted that the word "consider" should be included in the third resolution:

*"THAT Council consider installing floating wetlands on the existing oxidation pond ....."*

**PROCEEDINGS OF COMMITTEES**

**Item-1891 Proceedings Joint Transport and Health Services Subcommittee 19 March 2010**

**File No 4182**

**Purpose**

To present to the Horowhenua District Council the minutes of the Joint Transport and Health Services Subcommittee meetings held on 19 March 2010 and 1 April 2010.

**Resolved**

(Judd / Keenan)

*"THAT Report 4182 be received."*

*"THAT the Horowhenua District Council **receive** the minutes of the Joint Transport and Health Services Subcommittee meetings held on 19 March 2010 and 1 April 2010."*

**REPORTS**

**Item-1892 Monitoring Report Horowhenua District Council to 5 May 2010**

**File No 4183**

**Purpose**

To present to Council the updated monitoring report covering requested actions from previous meetings of Council.

## Resolved

(Allan / McMeeken)

*“THAT Report 4183 be received.”*

*“THAT this matter or decision be recognised as not significant in terms of s76 of the Local Government Act 2002.”*

Mr Bert Judd joined the table to speak in relation to Monitoring Report Item 1880 - Shannon Wastewater Treatment Plant update.

Mayor Duffy requested Mr Judd to give a short summation of his concerns in relation to this matter rather than giving a background to the whole issue.

Mr Judd said that there was no proof that what was being proposed would work because of the high water table in that locality and the adjacent streams and rivers. Originally the people of Shannon had indicated that they wanted a land based solution and if this had been pursued there would not be the problems there were today. He believed that what was proposed was a band aid system and wanting to discharge to water was wrong.

Following Mr Judd’s comments, Mr Ward worked through the Monitoring Report providing updates as required:

Page 25 Item 1833 Proceedings Major Events Subcommittee 26 November 2009  
The Major Events review had been completed and this would be on the 7 July 2010 Agenda.

Page 29 Item 1973 Proceedings Special Meeting Local Events Marketing Grant Subcommittee 1 March 2010  
The requested meeting to review the allocations of 1 March 2010 was scheduled for Wednesday 12 May 2010.

With the agreement of the meeting, the Chair proposed that Agenda Items 1896 and 1897 be the next items considered.

### **Item-1896 Plan Change 20 and 21 seeking Council approval to attend mediation on appeals**

**File No** 4194

#### **Purpose**

To obtain authority from the Council to enter into mediation in the Environment Court in respect of the decisions on Plan Change 20 (Rural Subdivision) and Plan Change 21 (Urban Growth and Greenbelt Residential), and to reach a settlement if possible.

## Resolved

(Good / Judd)

*“THAT Report 4194 be received.”*

## **Resolved**

(Allan / McMeeken)

*“THAT this matter or decision be recognised as not significant in terms of s76 of the Local Government Act 2002.”*

*“THAT the Council agree, if requested to participate in the proposed mediation in the Environment Court in relation to the decision on plan changes 20 and 21.”*

*“THAT the Council officers be authorised, along with legal and technical experts required, to represent the Council at mediation and to agree to any modification of the plan change decisions to the extent considered appropriate in consultation with the Chair of the Hearing Committee.”*

In response to a query if it would be preferable to specify the officer by name, Mr McCorkindale said that it was the position and expertise rather than the person that was required and Council officers would be led by Council’s legal advisor. This matter could also extend beyond the local body elections,

## **Item-1897 Building Act Review.**

**File No            4162**

### **Purpose**

To advise the Council of probable amendments to the Building Act and officer submissions on those matters.

## **Resolved**

(Murray / McMeeken)

*“THAT Report 4162 on Building Act Review be received.”*

## **Resolved**

(Allan / Judd)

*“THAT this matter or decision be recognised as not significant in terms of s76 of the Local Government Act 2002.”*

*“THAT, subject to any further comments from the Council, the officer submission on the Building Act review be noted and endorsed.”*

## **Item-1893 Kuku Piped Water Race - Proposed Upgrade to Potable Standard**

**File No            4193**

### **Purpose**

To advise council on options for upgrading the water supply to a potable standard, and to seek council’s approval to investigate an alternative approach.

## **Resolved**

(Shaw / Judd)

*“THAT Report 4193 on Kuku Piped Water Race - Proposed Upgrade to Potable Standard be received.”*

Mr Judd, in exercising his speaking rights, covered the various issues raised in this report. He was not in favour of any of the options proposed, but did suggest that using water from the aquifer rather than the river would provide better quality water.

Mr Nicholson, in speaking to this report, noted that the locals were quite happy to maintain the water race as a stock water supply and there were a few minor things that needed to be done to achieve that.

## **Resolved**

(Allan / Judd)

*“THAT this matter or decision be recognised as not significant in terms of s76 of the Local Government Act 2002.”*

*“THAT no further investigations be undertaken relating to meeting a potable standard for the Kuku Piped water race.”*

*“THAT officers continue to investigate appropriate works to reduce sediment risk to the existing supply, and report back by November 2010.”*

## **Item-1894 Provision of Toilets in the Levin CBD**

**File No**            **4174**

### **Purpose**

To advise Council that two new locations for a “CBD” toilet have been identified and, subject to planning approval and budget limitations, to gain Council’s approval for one of these sites as the location for a new “CBD” toilet.

## **Resolved**

(Judd / Good)

*“THAT Report 4174 be received.”*

Mr Ten Have, in speaking to this item, commented:

- he believed that finance for the Community Centre had been deferred and he wondered if the provision of public toilets should also be deferred;
- would the proposed toilets on The Warehouse Carpark be removed when the Community Centre was built?
- signage for the proposed toilets could be difficult on the Queen Street/SH1 corner;
- would the travelling public using the facilities negatively impact on the use of the carpark for The Warehouse customers;
- the proposed location was not too far away from the toilets opposite the cinema;
- consultation on the proposal had been good;

- he did have a concern that the location of the toilets could affect the light into the adjacent coffee bar and perhaps this could be taken into account if/when the toilets were proceeded with;
- he was speaking from a personal perspective when noting the impact on the coffee bar, not on behalf of the owner of Caffeinate.

In response to a query from Mr Ten Have, Mayor Duffy confirmed that the carpark adjacent to The Warehouse was a Council owned facility provided for community use.

Mr Shore, in speaking to this report, noted that this was a very flexible option as it was relocatable. The facility could be picked up, retrofitted and moved quite simply should the need arise. The expected hours of operation were 6.00 am to 10.00 pm. As it was a self locking facility the hours could be altered to suit. Cleaning could be undertaken two or three times a day and with the size of the facility that would not be arduous.

Once the toilets were operating, the use of the Bath Street toilets would be reviewed.

## **Resolved**

(Good / McMeeken)

*“THAT this matter or decision be recognised as not significant in terms of s76 of the Local Government Act 2002.”*

*“THAT Council approve the provision of an Exaloo type toilet in the south-east corner of The Warehouse carpark adjacent to Caffeinate Coffee Shop.”*

Cr Good noted:

- the Bath Street toilets would continue to operate for a while longer, though for shorter hours;
- the target group for these toilets was not the travelling public but those people who were walking the CBD;
- it was important to note that the facility could be picked up and moved quite easily;
- in terms of consultation, a very good response had been received from the owner of Caffeinate;
- The Warehouse had also been consulted and dialogue would continue with them next week;
- good response had been received from older people during the consultation process;
- Mr Shore had received significant support from the businesses spoken to, but further discussion was needed with the Levin Business Association.

Cr McMeeken also commented:

- she was pleased to find a site for public toilets that was acceptable to a lot of people;
- she had been concerned at the prospect of using vital retail space to install toilets, which would also have been a costly option;
- it was good to identify a site on Council owned land;
- what was proposed was a safe location, a safe design and would be economical to run.

## Item-1895 Foxton Beach Coastal Sand Dune Management

File No 4197

### Purpose

To clarify Council's legal position in relation to sand dune encroachment on private properties, and to advise Council of the status of the sand dunes along Marine Parade and what provisions have been or can be made to mitigate the effects of sand dune encroachment.

### Resolved

(Allan / Judd)

*"THAT Report 4197 on Foxton Beach Coastal Sand Dunes Management be received."*

Mrs Paton was welcomed to the table. In her comments Mrs Paton covered:

- the use of marram grass, which she suggested should be discontinued;
- the revisiting of the proposal for a public walking track along the top of the dune system to eliminate the private walking tracks which caused blowouts;
- the dumping of rubbish and excrement on the reserve by adjacent property owners;
- the need for a proper sand ladder on the Mack Street pathway
- the tort of private nuisance and its interpretation, which she believed held that private property owners, not Council, should be responsible for repairing the damage caused by private tracks.

A copy of Mrs Paton's comments are **attached** to the official minutes.

Mr Shore, in speaking to this report, agreed with a number of comments made by Mrs Paton, particularly in relation to marram grass. However, one of the issues had been affordability with spinifex being a considerably more costly option.

A map showing the properties along Marine Parade was tabled which very clearly delineated tracks from properties to the beach.

The following was raised in discussion:

- whilst there were future options for management, what could be done now by way of education, management and enforcement;
- signage had been successfully used in the past, as well as public meetings/workshops to raise awareness of the environmental issues;
- the dumping of rubbish and excrement needed to be addressed promptly;
- private contributions had been provided by property owners in the past;
- there were some residents in Nelson Street having problems with sand in their roof and this could be an issue in such areas, particularly because of the prevailing wind;
- netting fences, as used in places such as Perth, could be a solution to stop people inappropriately accessing the dunes;
- currently a walkway strategy for Foxton Beach was being developed;
- the question as to who should pay, and the appropriate legislation, needed to be clarified;
- there were difficulties in proving that damage was caused by particular property owners;
- there would be some value in an education campaign;
- rectifying issues in relation to the sand dunes was not a permitted use of the Foxton Beach Freeholding Fund;

- there were some serious challenges at Foxton Beach, which were different than those that existed at Waitarere;
- it was important for property owners to work with Council when it came to providing a solution;
- management of the dunes was included in the Foxton Beach Coastal Reserves Management Plan.

### **Resolved**

(Allan / Judd)

*“THAT this matter or decision be recognised as not significant in terms of s76 of the Local Government Act 2002.”*

*“THAT Council re commit Capex and maintenance funding (via the LTCCP process) to the ongoing conservation and management of Coastal “reserve” dunes, with particular emphasis placed on those dune fields adjacent to residential properties.”*

### **Resolved**

(Rush / McMeeken)

*“THAT Council liaise with the affected landowners over the issues.”*

*“THAT officers, in conjunction with the Foxton Community Board, meet to discuss solutions.”*

*“THAT officers consider a statement to property owners identifying Council’s position.”*

*“THAT the Chief Executive Officer explores the interpretation of the tort of the private nuisance.”*

*“THAT officers explore an appropriate walkway on the top of the dunes.”*

**CARRIED**

The meeting adjourned for a meal break at 6.20 pm and resumed at 6.50 pm.

### **Item-1898 NZ Planning Institute International Conference 21st to 23rd April 2010**

**File No            4198**

#### **Purpose**

To present to Council a report on Cr Good’s attendance at the New Zealand Planning International Conference 21 to 23 April 2010.

### **Resolved**

(Good / McMeeken)

*“THAT Report 4198 be received.”*

*“THAT this matter or decision be recognised as not significant in terms of s76 of the Local Government Act 2002.”*

## Item-1899 Chief Executive Officer's Report to 5 May 2010

**File No**            **4184**

### **Purpose**

This report is prepared to update Councillors on a number of current matters that the Chief Executive Officer is dealing with.

### **Resolved**

(Allan / Judd)

*"THAT Report 4184 be received."*

*"THAT these matters or decisions be recognised as not significant in terms of s76 of the Local Government Act 2002."*

Mr Ward tabled Report 4199 - MWLASS Exemption from CCO Status, advising that this Report would come back to Council at its July 2010 meeting.

### **Resolved**

(McMeeken / Judd)

*"THAT Report 4199 - MWLASS Exemption from CCO Status, as tabled, be received."*

Mr Ward worked through the various issues for consideration contained in his report, commenting as required.

3.a.    Land Transport Rule: Vehicle Dimensions and Mass Amendment 2010 by Minister Steven Joyce

Cr Murray noted that, despite the issues with regard to possible road damage, what was proposed provided efficiencies for the country. There would be fewer trucks on the road and more money going into the New Zealand economy.

3.e.    Improving Voter Turn Out

In response to a query, Mr Ward said that approximately 20 Councils had responded positively to the proposal. He also clarified that, should Councillors agree to the proposal, funding could be sourced from the Election budget, or the Economic Development budget if necessary.

Whilst committed to improving voter turn out, concern was expressed that there was no identified source of funding and there had been no consultation with the community. Some Council projects had been dropped because of funding issues and spending unbudgeted money was not generally supported.

### **Resolved**

(Rush / Hunt)

*"THAT Council advise Local Government New Zealand of its financial support for the proposed national approach to improving voter turn out for the 2010 local authority elections."*

On being put, this motion was LOST.

3.f. Shannon/Eketahuna Cycleway

It was suggested it was very important to use local people who had local knowledge rather than using consultants. A study had already been done when a road had been contemplated, which could also assist with this project.

3.g. Horowhenua District Health Transportation Trust

**Resolved**

(McMeeken / Keenan)

*“THAT Council rescind its resolution to appoint Cr Barry Judd to the Horowhenua District Health Transportation Trust that was passed on 3 February 2010.”*

**Resolved**

(McMeeken / Judd)

*“THAT Council appoints Mr David Colling as its representative on the Horowhenua District Health Transportation Trust effective from the date of this meeting.”*

3.h. Financial Reports

**Resolved**

(McMeeken / Murray)

*“THAT the issue of Council’s forestry holdings be included on the Monitoring Report.”*

3.i. Monitoring Report

Page 92 Item 3 Projects for Shannon CBD

In response to a query on the Shannon lights, Mr Doug Tate advised that Council officers would be having a meeting with NZTA next week and an update would be provided at the next Council meeting.

Item 9 Consultation with Maori

The value of these meetings was queried, with it suggested that the ancillary meetings were more constructive.

Mr Ward, however, again commented on the very positive comments received at a recent meeting with Rangitaane about the relationship between members of that iwi and Council staff.

**Item-1900 Liquor Licensing Matters from 21 January 2010 to 20 April 2010**

**File No** 4192

**Purpose**

To update matters relating to liquor licensing for the period 21 January 2010 to 20 April 2010.

## Resolved

(McMeeken / Keenan)

*“THAT Report 4192 be received.”*

*“THAT the Licences and Managers’ Certificates as scheduled in Part 3(a) of this report, which have been granted or renewed under delegation, be ratified.”*

*“THAT the information in Part 3(b) of this report be noted.”*

## Item-1901 Documents Executed and Electronic Transactions Signed

**File No**                **4186**

### Purpose

To present to Council the documents that have been executed and Electronic Transactions and Contracts that have been signed by two elected Councillors, which now need ratification.

## Resolved

(Judd / Good)

*“THAT Report 4186 be received.”*

*“THAT this matter or decision be recognised as not significant in terms of s76 of the Local Government Act 2002.”*

*“THAT the Horowhenua District Council hereby ratifies the signing of the documents and electronic transactions authorities as scheduled:*

- i) Performance Bond binding Tze Keung Soo and Lorna Susanne Soo as owners to Horowhenua District Council in the sum of Twenty Thousand Dollars (to comply with conditions set out in Deed under Part 6 of the Resource Management Act 1991 relating to land contained in Certificate of Title WN43C/278 - Palmer Road, Foxton Beach*
- ii) Variation of Lease between David Campbell and Diane Margaret Goodin and Horowhenua District Council relating to lease of Playford Park Camp, Parker Avenue, Levin*
- iii) Grazing Licence between Horowhenua District Council and Blazing Trails Limited (Allan Wallbank, Director) relating to land at Hokio Sands Road, Levin described as Lot 7 DP 71501, Pt N2 Horowhenua, pt Lot 1 DP 4063 and Part H2A Horowhenua, having a total area of 108.49 hectares.”*

*“THAT the Horowhenua District Council confirms the decision in accepting the following contracts and that authority be given to the signing of Electronic Transactions Authorities:*

*Contract No. 09/15 : Levin Raw Water Reservoir  
Contract No. 09/20 : Levin Wastewater Renewals  
Contract No. 09/26 : Foxton Watermain Renewals.”*

Cr Keenan withdrew from the table.

## Item-1902 Resource Consents Considered Under Delegated Authority

File No 4185

### Purpose

To receive the Land Use and Subdivision Resource Consent applications approved under delegated authority by the Environmental Services Department.

### Resolved

(Murray / Judd)

*"THAT Report 4185 be received."*

*"THAT this matter or decision be recognised as not significant in terms of s76 of the Local Government Act 2002."*

*"THAT the Land Use and Subdivision Resources be received as listed:*

#### **All Subdivision Resource Consents Granted Under Delegated Authority 19/03/10 to 22/04/10**

<b>Granted Date</b>	<b>File Ref</b>	<b>Subdivider</b>	<b>Address</b>
22-Mar-10	SUB/2886	Philip Kilsby	875 State Highway 1, Foxton- Waitarere Rural
23-Mar-10	SUB/2910	Hugh & Margaret Campbell, & Eric Rose	31 Salisbury Street, Levin
31-Mar-10	SUB/2923	Cutts Development Trust	40-46 Weraroa Road, Levin
8-Apr-10	SUB/2895	Jonathan Chapman	16 Brown Street, Foxton
21-Apr-10	SUB/2905	Richard & Nan Hirini	563 State Highway 1, Waitarere Rural

#### **All Land Use Resource Consents Granted Under Delegated Authority 19/03/10 to 22/04/10**

<b>Granted Date</b>	<b>File Ref</b>	<b>Applicant</b>	<b>Address</b>
19-Mar-10	LUC/2919	Colin & Jennifer Loveridge	42 Edinburgh Terrace, Foxton Beach
19-Mar-10	LUC/2917	Graham & Linda Hales	216 Bath Street, Levin
1-Apr-10	LUC/2925	Te Koa Trust, David Russ & Bruce Stewart	63 Norbiton Road, Foxton
13-Apr-10	LUC/2922	Mark & Christine Treadwell & Ken MacKrell	36 Marine Parade South, Foxton Beach
13-Apr-10	LUC/2881	Josef & Angelika Kieninger	1-7 Heatherlea East Road, Levin Rural
19-Apr-10	LUC/2924	Alan & Elizabeth Swanson	283 Kimberley Road, Levin Rural
20-Apr-10	LUC/2906	Richard & Nan Hirini	Paeroa Road, Waitarere Rural."

Cr Keenan rejoined the table.

## MOTION TO EXCLUDE THE PUBLIC

### Resolved

(McMeeken / Rush)

*"THAT the Horowhenua District Council 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 Ordinary Meeting 14 April 2010 (Minute Items 1886-1890)**  
**Item 1903 - In Committee Horowhenua District Council Monitoring Report to 3 May 2010**  
**Item 1904 - Horowhenua District Council Maintenance Contracts 2010 to 2015**

### Reasons 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: -

- 7(2a) *Protect the privacy of natural persons, including that of deceased natural persons.*
- 7(2b) *Protect information where the making available of the information-*
  - (i) *Would disclose a trade secret; or*
  - (ii) *Would be likely unreasonably to prejudice the commercial position of the person who supplied or who is the subject of the information.*
- 7(2c) *Protect information which is subject to an obligation of confidence or which any person has been or could be compelled to provide under the authority of any enactment, where the making available of the information-*
  - (i) *Would be likely to prejudice the supply of similar information, or information from the same source, and it is in the public interest that such information should continue to be supplied;*
  - (ii) *Would be likely otherwise to damage the public interest.*
- 7(2g) *Maintain legal professional privilege.*
- 7(2h) *Enable any local authority holding the information to carry out, without prejudice or disadvantage, commercial activities.*
- 7(2i) *Enable any local authority holding the information to carry out, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations).*
- 7(2j) *Prevent the disclosure or use of official information for improper gain or improper advantage.*

**MEETING CLOSURE**

There being no further business the meeting concluded at 8.40 pm.

CONFIRMED this            day of

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**Chairperson**