

Notice is hereby given that an ordinary meeting of the Foxton Community Board will be held on:

Date: Monday 10 December 2018
Time: 6.00 pm
Meeting Room: Blue Room
Venue: Te Awahou Nieuwe Stroom
22 Harbour Street
Foxton

Foxton Community Board

OPEN AGENDA

MEMBERSHIP

Chairperson	Mr David Roache	
Deputy Chairperson	Ms Tricia Metcalf	
Members	Mr David Allan	
	Cr Neville Gimblett	
	Mr John Girling	
	Ms Jenny Lundie	
Reporting Officer	Mr Mark Lester	(Group Manager – Corporate Services)
Meeting Secretary	Mrs Karen Corkill	

Contact Telephone: 06 366 0999
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Website: www.horowhenua.govt.nz

Full Agendas are available on Council's website
www.horowhenua.govt.nz

Full Agendas are also available to be collected from:
Horowhenua District Council Service Centre, 126 Oxford Street, Levin
Te Awahou Nieuwe Stroom, Foxton,
Shannon Service Centre/Library, Plimmer Terrace, Shannon
and Te Takeretanga o Kura-hau-pō, Bath Street, Levin

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1 Apologies

2 Public Participation

Notification to speak is required by 12 noon on the day of the meeting. Further information is available on www.horowhenua.govt.nz or by phoning 06 366 0999.

See over the page for further information on Public Participation.

3 Late Items

To consider, and if thought fit, to pass a resolution to permit the Council to consider any further items which do not appear on the Agenda of this meeting and/or the meeting to be held with the public excluded.

Such resolution is required to be made pursuant to Section 46A(7) of the Local Government Official Information and Meetings Act 1987, and the Chairperson must advise:

- (i) The reason why the item was not on the Agenda, and
- (ii) The reason why the discussion of this item cannot be delayed until a subsequent meeting.

4 Declaration of interest

Members are reminded of their obligation to declare any conflicts of interest in writing they might have in respect of the items on this Agenda.

5 Confirmation of Minutes

5.1 Meeting minutes Foxton Community Board - 29 October 2018

6 Announcements

Student Appointee - Meghan Davenport

Acknowledgement of the contribution made by Meghan Davenport to the Board during her time as Student Appointee.

New Zealand Police

There will be an update from Acting Sergeant Mike McKenzie, Foxton Police.

Horowhenua District Council Update

There will be an update on matters of current Council focus.

Update from the Chair

There will be an update on matters that have been undertaken on behalf of the Board.

Foxton Beach Progressive Association Inc – Update

As provided for in the MOU.

Public Participation (further information):

The ability to speak at Council and Community Board meetings provides the opportunity for members of the public to express their opinions/views to Elected Members as they relate to the agenda item to be considered by the meeting.

Speakers may (within the time allotted and through the Chairperson) ask Elected Members questions as they relate to the agenda item to be considered by the meeting, however that right does not naturally extend to question Council Officers or to take the opportunity to address the public audience be that in the gallery itself or via the livestreaming. Council Officers are available to offer advice too and answer questions from Elected Members when the meeting is formally considering the agenda item i.e. on completion of Public Participation.

Meeting protocols

1. All speakers shall address the Chair and Elected Members, not other members of the public be that in the gallery itself or via livestreaming.
2. A meeting is not a forum for complaints about Council staff or Council contractors. Those issues should be addressed direct to the CEO and not at a Council, Community Board or Committee meeting.
3. Elected members may address the speaker with questions or for clarification on an item, but when the topic is discussed Members shall address the Chair.
4. All persons present must show respect and courtesy to those who are speaking and not interrupt nor speak out of turn.
5. Any person asked more than once to be quiet will be asked to leave the meeting.

Monitoring Report to 10 December 2018

File No.: 18/535

1. Purpose

To present to Foxton Community Board the updated monitoring report covering requested actions from previous meetings of the Community Board.

2. Recommendation

- 2.1 That Report 18/535 Monitoring Report to 10 December 2018 be received.
- 2.2 That this matter or decision be recognised as not significant in terms of s76 of the Local Government Act 2002.

Attachments

No.	Title	Page
A	Foxton Community Board Monitoring Report from July 2018	8
B	Foxton Beach Seawall - Change of Consent Conditions (Consent No 102904/1) 15 July 2009	13

Confirmation of statutory compliance

In accordance with section 76 of the Local Government Act 2002, this report is approved as:

- 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.

Signatories

Author(s)	David Clapperton Chief Executive	
Approved by	David Clapperton Chief Executive	

CItem No	Meeting Date	Item Description	Resolved/ Proposed Action	Responsible Officer	Action by	Status	Officer Comment
14/674	16 Nov 2016 30 July 2018 10 Sept 2018	<u>Target Reserve Strategic Plan</u>	Reactivation of the Target Reserve User Group requested	A Nelson 04.12.2018 04.12.2018		On-going	Target Reserve is not being considered under Council's Property Strategy Goal set to have Strategic Plan for Target Reserve completed by the end of 2018. Plan to be deferred so that it can be considered in parallel with the potential development of Victoria Park as per objective 9.7.3 in the recently adopted Combined Foxton Reserves Management Plan. The RMP recognises that an integrated development of these two major green spaces in Foxton provide a high-profile opportunity to develop the community as a destination. Discussion paper to be presented to FCB in proposed March meeting. Update requested Officers are endeavouring to arrange a meeting of the respective groups early in the New Year.
16/16	26 June 2017	<u>Chief Executive's Report – Kings Canal and Purcell Street Stormwater</u>	Report for the Board requested by year end	D Clapperton	March 2017	On-going	Storm water management for much of Foxton relies on soakage with consequential limitations, particularly in wet antecedent conditions and / or long duration storm events. As a consequence the existing reticulated network is limited. A summary of the

Item No	Meeting Date	Item Description	Resolved/ Proposed Action	Responsible Officer	Action by	Status	Officer Comment
	12 Feb 2018	<u>Catchment</u>	A report requested for the next Board meeting.	R Srivastava			CMP report to HRC will be presented to HDC – date pending. Horizons presented the proposed flood mitigation works at Kings Canal to the Foxton Community on 22 March 2018. Feedback received on HDC's LTP were responded and HDC also submitted its submission to the Horizons on the same. RFP for Foxton Relief Pipeline design and build is out to market.
	7 May 2018		Also update on submission to Horizons LTP <i>THAT the Foxton Community Board urges Horizons Regional Council to change the ratio of how the Foxton Stormwater Rate is being charged out between the exacerbator and the Foxton Township with the exacerbator to pay a higher share and with the Foxton portion of the rate to be harmonised over the whole of the Horowhenua District.</i> <u>OR</u> The CE to propose to Horizons that the HDC share could be changed to 60% and have HRC pay the remainder which could be rated over	D Clapperton			

Item No	Meeting Date	Item Description	Resolved/ Proposed Action	Responsible Officer	Action by	Status	Officer Comment
	30 July 18		the whole district.				Independent Consultant to be engaged
	21 Nov 2016 3 April 2017 26 June 17 7 Aug 2017 11 Dec 17 28 Mar 18 18 Jun 18 30 July 18	<u>Increasing parking capacity in Thomas Place</u>	<i>THAT the Foxton Community Board requests an Officer's report on increasing the parking capacity in Thomas Place, Foxton Beach.</i>	J Wallace		On-going	Design work has been completed. A schedule of prices is under negotiation with the contractor and a budget needs to be identified, with it proposed for the project to commence 2019/20 financial year.
17/39	26 March 2018 10 Sept 2018	<u>Foxton Beach Reserves Investment Plan</u>	Reporting on current projects to be provided on a quarterly basis		S Hester	Ongoing	A workshop was held on 15 October 2018. Quarterly reports on the Plan will commence in February 2019.
18/209	7 May 2018	<u>CE's Report – MAVtech</u>	A feasibility study on how the facility could be utilised in a sustainable manner going forward to be	D Clapperton		Ongoing	Workshop-e and Cathy McCartney working with Trust to develop business case model for a future

Item No	Meeting Date	Item Description	Resolved/ Proposed Action	Responsible Officer	Action by	Status	Officer Comment
18/423	10 Sept 2018	<u>Forbes Road Subdivision – Freeholding A/c</u>	undertaken	A Nelson			MAVtech timeline queried. Update requested for Oct FCB meeting Timeline of December 2018 advised by CE for the further report on the Forbes Road Subdivision. FCB briefed on Master Plan
	30 July 2018		Report on further development of the Subdivision to be brought to the Board in the near future.				
	10 Sept 2018	<u>Monitoring Report - Sand Dune Management</u>	As the fore-dunes were still an issue, this to remain on the Monitoring Report. A meeting requested between HRC, HDC and FCB				
	29 Oct 2018		<i>THAT the Foxton Community Board proceeds with consulting with the Foxton Beach community on funding a sand dune Ecological Assessment and Resource Consent Application, from the Foxton Beach Freeholding Fund.</i>				A public meeting is proposed for Sunday, 16 December 2019, 2.00 pm at the Foxton Beach School Hall. Subsequent to recent conversations between Cr Brannigan and the Consent Monitoring staff at HRC a further approach is being made to HRC to clarify their position on lowering the sand dunes. For information and to provide some context, attached is the HRC Change of Conditions for the Foxton Beach Seawall Consent 102904/1 dated 15 July 2009.

Item No	Meeting Date	Item Description	Resolved/ Proposed Action	Responsible Officer	Action by	Status	Officer Comment
		<u>Foxton Cemetery Stormwater</u>	<i>THAT should the public consultation be favourable, a recommendation is made to Council to use the Foxton Beach Freeholding Account to fund the Ecological Report and Resource Consent Application, assuming the ecological report is satisfactory. THAT the Foxton Cemetery Stormwater mitigation measures be reinstated on the Monitoring Report.</i>	A Nelson		On-going	Council Officers continue to monitor the site and currently have no concerns.
18/642	10 Sept 2018	<u>Marketing Plan/Te Awahou Signage</u>	<i>THAT an update on the Marketing Plan/Te Awahou Signage be presented to the next Foxton Community Board meeting.</i>	S Grant		Completed	There will be an update on the Te Awahou Riverside Cultural Park Marketing Plan and road signage at the October 2018 Board meeting

**DECISION ON AN APPLICATION FOR A NON-NOTIFIED
CHANGE OF CONSENT CONDITIONS
UNDER THE RESOURCE MANAGEMENT ACT 1991**

CONSENT HOLDER

Horowhenua District Council
Private Bag 4002
LEVIN 5540

DECISION DATE 15 July 2009	FILE REFERENCE 1/6/HDC
CONSENT NUMBER 102904/1	CONSENT TYPE Land Use
ADDRESS FOR ACTIVITY Marine Parade, Foxton Beach (Surf Club)	MAP REFERENCE S24:978-807
LEGAL DESCRIPTION Pt Lot 1 DP 17622	VALUATION NUMBER 14330/640/00
SENIOR CONSENT PLANNER Phillip Hindrup	

1. APPLICATION

The applicant, Horowhenua District Council, has applied for a retrospective variation to amend the conditions of consent 104904, which authorised the construction of a seawall structure at Foxton Beach in front of the car park adjacent to surf club. The application has been made to ensure the consent accurately reflects all work which has and will be undertaken.

The application is to change Condition 2 to authorise the construction of three additional rows of interlocking concrete blocks. The work to construct these blocks has been completed.

The applicant has sought to amend condition 2 to read as follows:

2. The activities authorised by this Land Use consent are:

- a. *Excavation and disturbance of sand and silt on Foxton Beach for the construction and installation of a new seawall of up to 107 metres in Length and reconstruction of an existing 22 metre trial seawall to stabilize sand movement between the beach and car park; and*
- b. *Maintenance of the new structure up to 107 metres in length and existing 22 metre trial structure adjacent dunes; and*
- c. *To maintain sand balance consistent with that required to avoid the effects of erosion and deposition to a point 100 metres north and 100 metres south of the car park edge*

As generally shown on drawing number 2213 entitled "Foxton Beach Sea Wall Revised Design 2006" prepared by Richard Reinen-Hamill which is attached hereto

Change of Consent Conditions
Consent No. 102904/1 – Horowhenua District Council

Prepared by Horizons Regional Council's Consents Team



1

*and forms part of the Land Use consent **subject to an additional three steps of interlocking concrete units over a distance of approximately 30 metres at the northern end of the sea wall as shown in the photograph attached hereto and otherwise generally in accordance with the application supplementary information provided in the reports and memoranda of Richard Reinen-Hamill dated 23 and 27 March 2006, except as otherwise required by the conditions of this Land Use Consent.***

The bolded text reflects the changes sought by the applicant.

2. NOTIFICATION

With regard to notification, Section 93(1) indicates that a consent authority must notify an application for resource consent unless:

- a. *the application is for a Controlled Activity; or*
- b. *the consent authority is satisfied that the adverse effects of the activity on the environment will be minor.*

In this case it is not considered necessary to publicly notify this application or serve notice of the application on any person as no parties were identified as being adversely affected and because effects are minor.

Fleur Maseyk, Council's Senior Scientist – Ecology, has assessed the proposed change of conditions with respect to the loss of habitat for indigenous plantings. Ms Maseyk notes that the active dune habitat is recognised in the Proposed One Plan as a rare habitat. However she notes that indigenous vegetation was absent from the area prior to the construction of the additional rows, as such there was no loss of habitat. Notwithstanding this Ms Maseyk recognises that with the construction of the additional three rows, there was a loss of potential opportunity for the creation of a rare habitat type.

Peter Blackwood, Council's Senior Engineer - Manager Investigations and Design, assessed the proposal with respect to the structural integrity of the structure and its impact on coastal processes. Mr Blackwood concludes that the additional 3 rows will not materially alter the beach profile and will have a minor increase in the reflected energy of incoming waves. He has confirmed that the bulk forces of incoming waves will be absorbed by the lower part of the wall.

The original application was publicly notified and received submissions from eight parties. I have carefully considered whether these parties will be adversely affected by the proposed change of conditions. Based on the assessments by Peter Blackwood and Fleur Maseyk, it is my opinion that the construction of the three additional rows of concrete blocks had and will continue to have minor effects on the environment and that the original submitters on the application to consent the wall have not and will not be adversely affected.

3. CONSIDERATION

This non-notified application for a change of condition(s) of Resource Consent 102904 is made under the provisions of Section 127 of the Resource Management Act 1991. Under Section 127 of the Resource Management Act 1991 this application will be assessed as a Discretionary Activity.

4. DISCUSSION

The proposed change of condition(s) is to authorise three additional rows of concrete blocks which have been constructed and to remove the need to continually clean out the voids in each of the concrete blocks.

In my opinion, and based on the assessments of Ms Maseyk and Mr Blackwood summarised above, allowing the three additional rows to remain will have minor effects on the environment.

To conclude, it is my opinion that the environmental effects of amending Condition 2 will be minor.

5. CONCLUSION

I consider the effects of the proposed change to the conditions of consent 102904 to be minor.

6. RECOMMENDATION

Pursuant to Section 127 of the Resource Management Act 1991 the conditions of resource consent 102904 are to be changed for the following reasons:

- Ms Maseyk and Mr Blackwood have confirmed that the change of conditions will have minor actual or potential adverse effects on the environment; and
- the change of conditions is consistent with the purpose and principles of the Resource Management Act 1991.

1. I recommend that Condition 2 be changed to the following:

2. *The activities authorised by this Land Use Consent are:*

- Excavation and disturbance of sand and silt on Foxton Beach for the construction and installation of a new seawall of up to 107 metres in length and reconstruction of an existing 22 metre trial seawall to stabilize sand movement between the beach and carpark; and*
- Maintenance of the new structure up to 107 metres in length, the existing 22 metre trial structure and adjacent dunes; and*

- c. *To maintain a sand balance consistent with that required to avoid the effects of erosion and deposition to a point 100 metres north and 100 metres south of the carpark edge.*
- d. **Construction of three additional rows of interlocking concrete blocks over a distance of 30 metres at the northern end of the existing wall as per the application to change the conditions of consent received 15 December 2008.**

as shown on drawing number 2213 entitled "Foxton Beach Sea Wall Revised Design 2006" prepared by Richard Reinen-Hamill which is attached hereto and forms part of this Land Use Consent and otherwise generally in accordance with the Application and supplementary information provided in the reports and memoranda of Richard Reinen-Hamill dated 23 and 27 March 2006, except as otherwise required by the conditions of this Land Use Consent.

- 2. I recommend that Condition 19 be cancelled and deleted from consent 102904.



Phillip Hindrup
SENIOR CONSENTS PLANNER

7. DECISION

For the reasons reported above, the Policy and Consents Manager of the Manawatu-Wanganui Regional Council (pursuant to delegated authority), grants this application by Horowhenua District Council to change Condition 2 and cancel Condition 19 of consent 102904 under Section 127 of the Resource Management Act 1991.



Richard Munneke
POLICY AND CONSENTS MANAGER

15 July 2009

**FOR THE PURPOSE OF CLARITY THE CONDITIONS OF 102904/1 SHALL NOW READ
AS FOLLOWS:**

CONDITIONS

1. This Land Use Consent issued by the Manawatu Wanganui Regional Council pursuant to LM Rule 1 of The Land and Water Regional Plan is granted for an unlimited term.
2. The activities authorised by this Land Use Consent are:
 - a. Excavation and disturbance of sand and silt on Foxton Beach for the construction and installation of a new seawall of up to 107 metres in length and reconstruction of an existing 22 metre trial seawall to stabilize sand movement between the beach and carpark; and
 - b. Maintenance of the new structure up to 107 metres in length, the existing 22 metre trial structure and adjacent dunes; and
 - c. To maintain a sand balance consistent with that required to avoid the effects of erosion and deposition to a point 100 metres north and 100 metres south of the carpark edge.
 - d. **Construction of three additional rows of interlocking concrete blocks over a distance of 30 metres at the northern end of the existing wall as per the application to change the conditions of consent received 15 December 2008.**

as shown on drawing number 2213 entitled "Foxton Beach Sea Wall Revised Design 2006" prepared by Richard Reinen-Hamill which is attached hereto and forms part of this Land Use Consent and otherwise generally in accordance with the Application and supplementary information provided in the reports and memoranda of Richard Reinen-Hamill dated 23 and 27 March 2006, except as otherwise required by the conditions of this Land Use Consent.

3. Reconstruction of the existing seawall shall be completed within 12 months of the date of commencement of this Land Use Consent.
4. No construction of the new wall, nor reconstruction of the trial wall in accordance with Condition 9 of this Land Use Consent, shall occur in the months December – March (inclusive) of any year for the term of this Land Use Consent.

Advice Note: Maintenance is not included in the above condition, however the Consent Holder has agreed to utilise its best endeavours to avoid maintenance between December and March (inclusive) of any year.

MONITORING

5.
 - i. The Consent Holder shall survey the beach profile in six locations on three occasions prior to construction of the new seawall of up to 107 metres in length, once at the commencement of this Consent, and on two subsequent occasions within three months and six months of the commencement of this Consent.
 - ii. Surveying will monitor six beach profiles at the following locations on the beach:

- a. 100 metres north of the Surf Club's northern road access to the beach;
- b. 250 metres north of the Surf Club's northern road access to the beach;
- c. Between the Surf Club and staircase access to the beach;
- d. Between the staircase access and the southern road access to the beach'
- e. 50 metres south of the southern road access to the beach; and
- f. 500 metres south of the southern road access to the beach.

Each survey location shall have benchmarks and levels established by a registered surveyor at least 50 metres landward of the vegetation line and landward of the foredune crest that are clearly marked for identification for future surveying.

- iii. Surveys shall occur at low tide and shall record:
 - a. Changes in level and or grade;¹ and
 - b. Changes to other key features including but not limited to the edge of vegetation and the observed swash line of the day.
- iv. During surveying on the Beach and in addition it (iii) above, levels shall be taken at no less than 25 metre intervals along the beach profile and shall extend at least 0.5 metres into the tide below the low tide mark. Photographs shall be taken at each survey profile from the vegetation line to show the shoreline to both the north and south of each profile.

6. Following construction of the seawall the Consent Holder shall survey the beach profile in six locations:

- a. 100 metres north of the Surf Club's northern road access to the beach;
- b. 250 metres north of the Surf Club's northern road access to the beach;
- c. Between the Surf Club and Staircase access to the beach;
- d. Between the staircase access and the southern road access to the beach;
- e. 50 metres south of the southern road access to the beach; and
- f. 500 meters south of the southern road access to the beach

every three months for the first three years of this Land Use Consent and thereafter no less than 12 monthly (once annually) for the term of this Land Use Consent. If a 12 month survey shows erosion, then surveys shall immediately recommence every three months at the discretion of the Regional Council, and at least four surveys over a one year period at three monthly intervals must be undertaken.

- i. Surveys shall occur at low tide and shall record:
 - a. Changes in level and or grade; and
 - b. Changes to other key features including but not limited to; the edge of vegetation and the observed swash line of the day.
- ii. During surveying on the beach, levels shall be taken at every 25 metre interval and shall extend at least 0.5 metres into the tide below the low tide mark. Photographs shall be taken at each survey profile from the vegetation line to show the shoreline to both the north and south of each profile.

MAINTENANCE AND REPORTING

7. The Consent Holder shall prepare in consultation with Manawatu-Wanganui Regional Council's Team Leader Compliance, a Management Plan for the maintenance of the seawall structure and sand transfer from the carpark and northern dunes to the southern dune formation at the southern end of the carpark to retain a balance in sand budget to avoid the effects of erosion on those southern dunes and the effects of prograding of the northern dunes. The Plan shall be received by Horizons Regional Council's Team Leader Compliance by **30 November 2006**. The Plan shall include but not limited to:
- a. The details and methodology for sand transfer between the wind blown dunes located at the rear of the beach carpark or from the landward dunes to the north of the carpark to the southern dunes from the edge of the carpark 100 metres south;
 - b. Monitoring details of the sand build up in the rear of the carpark;
 - c. Records of the frequency of sand transfer from the carpark or northern dunes to the southern dunes;
 - d. Methods for retaining dune contour and stabilisation on the southern and northern dunes following sand transfer; and
 - e. Details of planting programmes, planting density and fertilising regimes on those recontoured southern and northern dunes.
 - f. The management of the dune in front of the surf club, as well as in front of the carpark.
 - g. The management of the slope between the top of the seawall and the curbing of the carpark.

The Plan shall be reviewed every three years to reflect changes or innovations in seawall and sand management and submitted to Manawatu-Regional Council's Team Leader Consents by 30 August of each year, commencing **30 August 2009**.

8. in the event that:
- a. in the opinion of an independent and appropriately qualified or suitably experienced coastal engineer or scientist, four consecutive surveys over not less than 12 months indicates a material increase in medium or long term erosion of the 100 metre stretch of the southern dunes between the carpark and 100 metres south of the carpark or a material increase in sand deposition on the 100 metre stretch of the northern dunes between the carpark and 100 metres north of the carpark as compared with the "control" surveys completed prior to the construction of the 107 metre piece of seawall; or
 - b. at any time, the seawall is damaged such that it cannot be repaired without less than 20% reconstruction; or
 - c. fails structurally; or
 - d. becomes a coastal hazard

the seawall shall be removed if there is an instruction to do so by Manawatu Wanganui Regional Council's Team Leader Compliance within 90 days of the instruction to remove it, unless the Consent Holder makes an application to the Manawatu-Wanganui Regional Council to either carry out additional works on the seawall or makes an application to vary Condition 8 of this Land Use Consent. In the event that such application is not granted, the wall shall be removed within 90 days of such application being declined by the Council or by the Environment Court on

appeal. Once removed the Consent Holder shall take temporary measures including but not limited to:

- a. Wind fencing (should the wall removal occur from November to April (inclusive) outside the optimum period for dune planting), and/r
- b. Planting of spinifex if wall removal occurs between May to October, with spinifex seedlings planted at 0.5 m centres with 30 grams of slow release fertiliser incorporated into the sand at the time of planting.

to stabilise the area previously occupied by the seawall.

Advice note: An increase in erosion at profile 6e compared with that experienced at profile 6f and sand deposition to match the difference in profile would be required under 8a.

Note: At the time of accepting these conditions the Consent Holder did so in the knowledge that removal can be so ordered by the Team Leader Compliance for Manawatu-Wanganui Regional Council or equivalent and agreed that such an order would not be contested, (other than via an application under section 127 of the Resource Management Act 1991 or a fresh application)

Note: The Consent Holder agrees that on lodgement of any application to vary Condition 8 or any subsequent application for works on the seawall not authorised by this Land Use Consent, the parties to the Appeal of this Consent will be notified.

9. The Consent Holder, after the completion of the surveys required by Conditions 5 and 6 shall modify the existing design of the section of seawall known as the "trial wall" to improve its structural integrity by methods including but not limited to the following:
 - a. Formation of a sub grade to complement the works required by clause b of this Condition;
 - b. Installation of a suitable filter fabric with adequate laps and jointing;
 - c. Positioning of a graded quarry rock layer of a size that cannot be washed from the cavities in the concrete blocks over the filter fabric to protectively blanket the geotextile from the concrete block units comprising the wall;
 - d. Placement or confirmation of the presence of a complete and continuous concrete footing along the toe of the wall;
 - e. Installation of a concrete capping beam on the landward slope above the walls crest to reduce wave scour dislodging the concrete block units from the top of the wall; and
 - f. Realigning the existing structure (trial wall) if the results of surveying pursuant to Condition 5 of this consent show that the trial wall is not optimally aligned for the performance of its function.
10. The seawall is not to be located seaward of the location of the current trial seawall as confirmed by surveys.
11. The Consent Holder shall ensure that material excavated during construction of the new section of seawall, excluding beach sand, is removed from the beach and disposed of off site in an appropriate location.

CONSTRUCTION

12. The Consent Holder shall ensure that once complete, the construction area is left in a natural "beach" state such that it is smoothed, free of holes, mounds, depressions, stockpiles or surplus materials.
13. The Consent Holder shall undertake the works in a manner that does not cause increased exposure to the area in front of the surf club and carpark and risk accelerated erosion.
14. The Consent Holder shall ensure that on completion of works or maintenance all construction material and other material no longer required as part of the wall is removed from the beach and disposed of off-site in an appropriate location.
15. The Consent Holder shall remove all old riprap protection currently occupying the site of the seawall prior to its construction. The material shall be removed from the beach and disposed of off-site in an appropriate location.
16. The Consent Holder shall ensure that during construction and maintenance no uncured cement or cement product is released to the coastal marine environment. Measures shall be taken to ensure that new concrete or mortar is not exposed to the sea water until it has either hardened to a strength of 10mpa or 48 hours has passed since it was installed.
17. The Consent Holder shall erect signage at the public entrances to the Foxton Beach Carpark to advise that the seawall is under construction.
18. The Consent Holder shall take measures to minimise sand blow during construction or maintenance of the seawall to the extent that sand is not transported from the works site into neighbouring properties, car park or surf club. Measures shall include but not be limited to, watering the works area to increase the moisture content of the sand.
19. The Consent Holder shall ensure that the voids in the concrete block units on the seawall remain empty to allow them to dissipate wave energy as intended. They shall be regularly cleaned **once every three months** to correspond with survey monitoring required by Condition 6 in the first three years of this Land Use Consent and every three years thereafter, to maintain their energy dissipating function.

Note: Cleaning shall include the removal of litter and debris collecting in the voids but does not include the removal of sand from the voids.

20. The Consent Holder shall ensure that the works are maintained in an effective condition throughout the term of this consent. Maintenance shall include, but not be limited to, repairing any damage to the works or removing any debris that collects on the structure that will impede access or damage the structure.

Note: Maintenance is defined as restoration of a structure to a state of good repair and includes the reconstruction or alteration of part of a structure (maximum 20%) provided the maintenance activity does not increase the area occupied by the structure, or change the character, scale or intensity of any effects of the structure on the environment (except to reduce any adverse effects or increase any positive effects). Maintenance does not include extending, removing, demolishing, or replacing and reconstructing an entire structure if destroyed.

21. The Consent Holder shall ensure that:
- a. no machinery leaking fuel, lubricants, hydraulic fluids or solvents shall work within the watercourse or near a watercourse where runoff may enter water or the coastal environment;
 - b. no refuelling of any vehicles, machinery or equipment, or storage of fuel shall take place within 200 metres of the coastal parabolic dunes, foredunes or beach or within the bed of a watercourse, or in a position where spills may enter water of the coastal environment;
 - c. contaminants, including but not limited to, oil, hydraulic fluid, petrol, diesel and other fuels and lubricants, but excluding sediment, are not released to water in a watercourse or the coastal environment.
22. The Consent Holder shall contact the Regional Council's Team Leader Compliance five working days prior to the commencement of the seawall construction works authorised by this Consent and on completion of the seawall construction works.
- Advisory note:** Inspections will be conducted as required over the duration of this Consent.
23. The Consent Holder shall contact the Regional Council's Team Leader Compliance at least two working days prior to the commencement of any maintenance of the seawall structure.
24. If remains, including koiwi or artefacts are uncovered during the activities authorised by this Consent, the Consent Holder shall immediately cease further work and inform the local iwi and the Manawatu-Wanganui Regional Council's Team Leader Compliance. Further work at the site shall be suspended while iwi carry out their procedures for removal of taonga. The Manawatu-Wanganui Regional Council's Team Leader Compliance will advise the Consent Holder when work at the site may recommence.
25. Subject to Conditions 5 and 6 of this Land Use Consent all survey data collected shall be electronically recorded for analysis by a Coastal Engineer or Scientist, who is suitably qualified for that purpose or has a level of experience required for that purpose, as determined by Horizons Regional Council's Team Leader Compliance. That analysis shall occur annually in August commencing August 2007 for the term of this Land Use Consent and shall be supplied to Horizons Regional Council Team Leader Compliance by 30 August of each year commencing **30 August 2007** and include but not be limited to:
- a. Details of observed changes in beach profile behaviour in front of and immediately north and south of the seawall authorised by this Land Use Consent.
- Note:** Horowhenua District Council shall make this analysis available to parties to the appeal on this Land Use Consent on request.
26. The Manawatu-Wanganui Regional Council may, under Section 128 of the Act, initiate of review of conditions of this Consent every three years in the month of October 2007, 2010, 2013, 2016, 2019, and 2022 and every third year following for the term of this Permit. The review shall be for the purpose of reviewing the

effectiveness of any of the conditions in avoiding or mitigating any adverse effects on the environment which may arise from the exercise of this Consent.

The review of conditions shall allow for:

- assessing the adequacy of the conditions;
- the deletion or amendment of any of the conditions of this Consent; and
- the addition of new conditions as necessary to avoid, remedy or mitigate any adverse effects on the environment.

Advice Note: Parties to the Appeal of this Land Use Consent shall be notified of any such review.

27. Charges, set in accordance with Section 36(1)c of the Resource Management Act 1991, and Section 150 of the Local Government Act 2002, shall be paid to the Manawatu-Wanganui Regional Council for the carrying out of its functions in relation to the administration, monitoring and supervision of this resource consent and for the carrying out of its functions under Section 35 (duty to gather information, monitor, and keep records) of the Act.

[Note: Section 36(1)c of the Act provides that the Manawatu-Wanganui Regional Council may from time to time fix charges payable by holders of resource consents. The procedure for setting administrative charges is governed by Section 36(2) of the Act and is currently carried out as part of the formulation of the Regional Council's LTCCP.]

Chief Executive's Report to 10 December 2018

File No.: 18/637

1. Purpose

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

2. Recommendation

- 2.1 That Report 18/637 Chief Executive's Report to 10 December 2018 be received.
- 2.2 That this matter or decision be recognised as not significant in terms of s76 of the Local Government Act 2002.
- 2.4 That be appointed as the liaison person between the Foxton Community Board and the Foxton Beach Progressive Association Inc.
- 2.5 That the Foxton Community Board:
 - (i) adopts the meeting schedule for the period January to December 2019;
 - (ii) it notes that additional ordinary or extraordinary meetings may be scheduled from time to time in consultation with the Chair and Chief Executive;
 - (iii) that the Terms of Reference in relation to meeting frequency be amended to reflect the change.
- 2.6 That Board Members Lundie and Allan be the attendees at the NZ Community Boards Conference scheduled for 11-13 April 2019 in New Plymouth.

3. Issues for Consideration

3.1 Foxton Beach Progressive Association Incorporated – Memorandum of Understanding

Following the approval at the last Foxton Community Board meeting of the Memorandum of Understanding between the Board and the Foxton Beach Progressive Association Inc, the now MOU needs to be signed and a liaison person needs to be appointed.

3.2 Foxton Community Board Meeting Schedule 2019

For 2019 it is proposed that the Foxton Community Board meet bi-monthly, with the commencement time of 6.00 pm to continue.

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
Foxton Community Board	28	-	25	-	27	-	29	-	23	-	25	-

There will also be an inaugural meeting on **30 October** following the Local Body Elections.

Bi-monthly meetings are proposed:

- (a) to better tie in with Council's meeting schedule for 2019, with Council having decided hold its meetings monthly;
- (b) so that Community Board agendas will have more meaningful content; and
- (c) extra-ordinary meetings can be called if urgent business should arise.

3.3 NZ Community Board's Conference 2019

The 2019 Community Boards Conference is scheduled for 11-13 April 2019 in New Plymouth. With the Chair, Tricia Metcalf and John Girling having gone the last Conference, it is suggested that the attendees for the 2019 conference be Jenny Lundie and David Allan.

3.4 Harbour Street Reserve

Following on from a submission received from Dr Hoskins on issues faced by SORT volunteers as they seek to maintain the Harbour Street Reserve area, attached is a Briefing Note providing an overview on the meetings that have been held to date, and will be held, with SORT, with a more detailed response to be available by 14 December 2018 which, as noted in the Briefing paper, will include:

- Clarifying land ownership and responsibilities;
- Council's view on the vandalism damage being suffered at this site, and the role of other organisations (e.g. Police);
- Council's strategic view on the River Loop area.

3.5 Signage – Foxton & Foxton Beach

Team members from Council's Roading and Parks teams have met independently with representatives of the Foxton Tourism and Development Agency (FTDA) to discuss directional and wayfinding signage for roads and parks in Foxton and Foxton Beach.

The teams are assessing the requests and will report back to FTDA prior to Christmas as to what signage can be erected. However, it should be noted that funding for this project has not been secured and as such any new signage will be dependent on identifying an appropriate budget, with the possibility of funding from the Foxton Beach Freeholding Account to be explored.

3.6 Foxton Police

A telephone call to the Foxton Police Station elicited that it is correct that Sergeant Fraser is no longer in Foxton. His replacement is in the process of being recruited; however it is unlikely that an appointment will occur until the New Year. In the meantime the Acting Sergeant at Foxton is Senior Constable Mike McKenzie who intends to be present at this meeting to provide an update to the Board.

3.7 Foxton Beach Freeholding Account

Attached to this report is a copy of the updated Foxton Beach Freeholding Fund projected forecast.

Attachments

No.	Title	Page
A	MEMORANDUM OF UNDERSTANDING - FCB and FBPAI	28
B	Briefing Note SORT group - 4 December 2018	29
C	Financial Reporting - Foxton beach free Holding Account - Forecast - Oct 18	30

Confirmation of statutory compliance

In accordance with section 76 of the Local Government Act 2002, this report is approved as:

- 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.

Signatories

Author(s)	David Clapperton Chief Executive	
Approved by	David Clapperton Chief Executive	

MEMORANDUM OF UNDERSTANDING

DATED the _____ day of _____ 2018

BETWEEN FOXTON COMMUNITY BOARD (FCB)

A N D FOXTON BEACH PROGRESSIVE ASSOCIATION INCORPORATED (FBPAI)

Both parties agree on the following principles underpinning the communicating relationship:-

1. Relevant views and information will be shared as needed between the entities in the interests of positive community outcomes. Interactions will be conducted in 'good faith', and on a 'no surprises' basis.
2. FCB as the duly elected body for its area will exercise its statutory responsibility to make final recommendations to HDC in what it believes to be in the best interests overall of its constituents.
3. A sound working relationship is desirable, as both entities support Community-led Development and believe that the best community outcomes are driven by the community itself.
4. While appropriate formal and informal contacts will occur between FBPAI and HDC on relevant matters, misunderstandings will be avoided by regular liaison and communication.
5. This relationship will evolve in a flexible manner, and will be reviewed at the next triennium at the latest.

It is therefore agreed that the mechanisms will be:-

- (a) Liaison persons from each party will maintain regular contact for information sharing purposes. Each party will appoint its own liaison persons. Initially the FCB appointee(s) will be the Chairperson and/or his nominee; and for FBPAI the Deputy Chairperson and/or Chairperson. It is recognised that the FCB persons are not advocates for the FBPAI, and will speak and act consistently with their wider FCB role and responsibility;
- (b) The FBPAI representative and the Board's liaison person will be able to speak at FCB meetings to provide updates. Notification of this will be included by way of a standing item in the Foxton Community Board agenda. FBPAI will advise the Chair of any matters of special significance or controversy prior to compilation of the Agenda;
- (c) FBPAI will follow normal procedure in requesting speaking rights on matters appearing on Agendas. FCB members have a standing invitation to attend and participate in FBPAI forums.

.....
David Roache
(Chair, Foxton Community Board)

.....
(Chair, Foxton Beach Progressive Association
Inc)

1. 'No surprises': the convention that both parties inform each other promptly, prior to wider public attention, of any significant matter which may become controversial.
2. 'Good faith': a sincere intention to deal fairly and honestly with each other.

Briefing Note

4 December 2018

To: Foxton Community Board
From: Sean Hester, Parks & Property Lead North
Cc: Arthur Nelson, Property & Parks Manager
Re: **Matters raised by the Save our River Trust (SORT) regarding the River Loop area, Foxton**

Dear Foxton Community Board members;

This briefing note is to provide an interim response to the correspondence that Dr Bob Hoskins has sent to the Foxton Community Board, regarding issues raised by the SORT group at the Foxton River Loop area.

I have met Dr Hoskins on site within the last fortnight, to go through the issues he has highlighted, and also had a discussion with the SORT volunteers who meet at the river loop every Wednesday.

I have also organised to meet Dr Hoskins again this Wednesday morning 5th December 2018, at the river loop area, to:

- Meet with the Environmental Engineer who is responsible for the Foxton Transfer Station (beside the Piriharakeke walkway), to discuss illegal dumping of rubbish in close proximity/alleged windblown rubbish from that facility (issues highlighted by SORT)
- Meet with Council's Open Space Maintenance contractor, to discuss maintenance cross-overs between the Council-owned land titles that HDC maintain, and remaining river loop area that SORT have undertaken work in

It is intended to respond directly to the specific concerns identified on Dr Hoskins submission of 26 August 2018 after the above meetings have taken place, with a detailed response by 14 December 2018.

This will include:

- Clarifying land ownership and responsibilities
- Council's view on the vandalism damage being suffered at this site, and the role of other organisations (e.g. Police)
- Council's strategic view on the River Loop area

A copy of this letter response to be sent to Dr Hoskins will be provided to the Chair of the Foxton Community Board, for the Board's information.

Regards,

Sean Hester
Parks & Property Lead North

Foxton Beach Free Holding Account - Projected Forecast to 30/06/2021									
	Annual Report 30/06/2018	Actual Cash only 31/10/2018	Projected LTP 2018-2038						
			30/06/2019	30/06/2020	30/06/2021	30/06/2022	30/06/2023	30/06/2024	
	\$000	\$000	\$000	\$000	\$000	\$000	\$000	\$000	\$000
Income									
Interest (est) 4.3% pa	191	70	213	215	212	125	126	135	
Land Lease Income from Pinewood Camp	34	11	30	30	30	30	30	30	
Rents (full year charged in October)	65	50	65	98	98	95	95	95	
Gain on Assets sales	0	-	-	-	-	-	-	-	
Total Income	290	131	308	343	340	250	251	260	
Less: funded items									
Grant - Foxton & Beach Bowling Club	-	(87)	-	-	-	-	-	-	
Loss on Assets sales		-	-	-	-	-	-	-	
Development Contributions	(140)	-	-	-	-	-	-	-	
Administration	Note 1 (69)	(20)	(160)	(164)	(170)	(170)	(170)	(170)	
Maintenance	Note 2 (19)	-	(29)	(29)	(29)	(29)	(29)	(29)	
Rates/Depreciation (if any)	Note 3 (55)	(11)	(14)	(14)	(14)	(14)	(14)	(14)	
Total Expenditure	(283)	(118)	(203)	(207)	(213)	(213)	(213)	(213)	(213)
Surplus/(Deficit) 30th June	7	13	101	130	127	37	251	260	
Balance at 1 July	4,780	5,320	5,320	5,386	5,302	3,129	3,139	3,364	
A. Section Sales per year	718	-	-	-	-	-	-	-	
B. Endowment Properties freeholding	457	-	60	60	60	60	60	60	
Foxton Beach Reserves Projects per LTP 2015-2025 incl pump track	(318)	-	(95)	(92)	(90)	(87)	(85)	(82)	
Forbes Road Sub division extention	-	-	-	(183)	(2,270)	-	-	-	
Bond Street and Nash Parade Stormwater approved 30 Aug 17 \$432,000 +/-	(315)	(3)	-	-	-	-	-	-	
Installation of 2 lamps Foxton Beach launching Wharf and Ramp area	(9)	-	-	-	-	-	-	-	
Surplus(Deficit) from Trading	7	13	101	130	127	37	251	260	
Balance 30th June	5,320	5,330	5,386	5,302	3,129	3,139	3,364	3,602	
A. Sales of sections are proceeds received less commission and GST for Forbes Road Subdivision									
B. Sales of Endowment Freeholding is net proceeds received									

Resource Consenting (Planning) Matters Considered Under Delegated Authority

File No.: 18/537

1. Purpose

To present details of decisions made under delegated authority in respect of Resource Consenting (Planning) Matters.

2. Recommendation

- 2.1 That Report 18/537 Resource Consenting (Planning) Matters Considered Under Delegated Authority be received.
- 2.2 That this matter or decision be recognised as not significant in terms of s76 of the Local Government Act 2002.

3. Issues for Consideration

The following decisions were made under delegated authority:

- (i) Subdivision and Land Use Consents Approved:

Subdivision Resource Consents Approved – 17/10/18 – 20/11/2018

Date	File Ref	SUB – Applicant	Address
17/10/2018	502/2018/82	P J Jamieson	21 Linklater Avenue, Foxton Beach
24/10/2018	502/2018/83	G P Heine	15 Roore Street, Foxton Beach
25/10/2018	502/2018/85	Horowhenua District Council	Palmer Road, Foxton/Himatangi
30/10/2018	502/2018/87	A Soong	3 Lakeview Drive, Foxton/Himatangi
16/11/2018	502/2018/97	T A Bishop	22 Seabury Avenue, Foxton Beach

Land Use Resource Consents Approved – 17/10/18 – 20/11/2018

Date	File Ref	LUC - Applicant	Address
02/11/2018	501/2018/52	D M Robertson	26 Linklater Avenue, Foxton Beach
16/11/2018	501/2018/48	N Bromley	45B Norbiton Road, Foxton

- (ii) Road Names Approved

None during the reporting period.

Attachments

There are no attachments for this report.

Confirmation of statutory compliance

In accordance with section 76 of the Local Government Act 2002, this report is approved as:

- 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.

Signatories

Author(s)	Megan Leyland Consents Manager	
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Approved by	Ian McLachlan Group Manager - Customer & Regulatory Services	
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Recording of Foxton Community Board Meetings

File No.: 18/661

1. Purpose

For the Foxton Community Board to consider putting in place a mechanism to regulate the recording (both audio and visual), of its meetings by Elected Members and members of the public.

2. Recommendation

- 2.1 That Report 18/661 Recording of Foxton Community Board Meetings be received.
- 2.2 That this matter or decision be recognised as not significant in terms of s76 of the Local Government Act 2002.
- 2.3 That the filming and recording of Foxton Community Board meetings (including In Committee) is not permitted by Elected Members or members of the public unless resolved otherwise by the Board on a case by case basis.
- 2.4 That Standing Orders be amended to reflect the change.

3. Issues for Consideration

- 3.1 Currently the Board's Standing Orders (11.4) allows for the recording of meetings by the public as long as the Chair is notified at the commencement of the meeting.
- 3.2 Council's Standing Orders also had that proviso. However, because of some recent issues, at its 10 October 2018 meeting Horowhenua District Council considered a Notice of Motion in relation to if, when and how its meetings could be recorded by Elected Members and members of the public.

It resolved:

That filming and recording of Council and all Committee meetings (including In Committee) and Council briefings is not permitted by Elected Members or members of the public unless resolved otherwise by the Council or the Committee on a case by case basis.

Council also resolved that its Standing Orders be amended to reflect the change.

- 3.3 The Board now has the opportunity to consider aligning its Standing Orders with those of Council, and providing a mechanism to regulate the recording of meetings going forward. Anyone wishing to record the meeting would need to submit a request to the Chair prior to, or at the commencement of, a meeting, which would then be considered by those around the table.
- 3.4 Any amendment to Standing Orders must be made by the Community Board through a vote of not less than 75% of the members present (see Standing Orders 3.2).

Attachments

There are no attachments for this report.

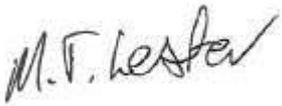
Confirmation of statutory compliance

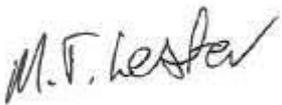
In accordance with section 76 of the Local Government Act 2002, this report is approved as:

- 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.

Signatories

Author(s)	Mark Lester Group Manager - Corporate Services	
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Approved by	Mark Lester Group Manager - Corporate Services	
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