

CHRISTCHURCH CITY COUNCIL/ ENVIRONMENT CANTERBURY JOINT COMMITTEE

AGENDA

Christchurch City Council

Mayor Garry Moore
Cr Helen Broughton
Cr Sally Buck
Cr Graham Condon
Cr David Cox
Cr Barry Corbett
Cr Anna Crighton
Cr Carole Evans
Cr Pat Harrow
Cr Bob Shearing
Cr Gail Sheriff
Cr Sue Wells
Cr Norm Withers

Environment Canterbury

Chairman Cr Sir Kerry Burke
Cr Richard Budd
Cr Anne Carroll
Cr Elizabeth Cunningham
Cr Robert Johnston
Cr Bob Kirk
Cr Ross Little
Cr Angus McKay
Cr Alec Neill
Cr Mark Oldfield
Cr June Slee
Cr Nicky Wagner
Cr Judy Waters
Cr Bill Woods

DATE: **Tuesday, 28 February 2006 at 3.00 p.m.**
Afternoon tea will be available from 2.45 p.m.

VENUE: Council Chamber
Environment Canterbury
First Floor
Pegasus Building
58 Kilmore Street
CHRISTCHURCH

TOPICS

1. Apologies
2. Confirmation of minutes - 30 August 2005 (attached)
3. Matters Arising
4. Surface Water Protocol – (report attached)
5. Passenger Transport Progress Update
6. Passenger Transport Strategy and Passenger Transport Plan
7. Update on Bus Priority Corridors
8. Update on Suburban Bus Exchanges
9. Central City Bus Exchange Expansion
10. Marketing of Passenger Transport
11. Background/Update on Metro Fare Review

Dr Bryan Jenkins
CHIEF EXECUTIVE

**MINUTES OF MEETING OF THE
CHRISTCHURCH CITY COUNCIL / ENVIRONMENT CANTERBURY
JOINT COMMITTEE**

Draft

**Held in the Council Chamber
on Tuesday 30 August 2005 at 2.00pm**

PRESENT:

Christchurch City Council (CCC)

Cr Pat Harrow (Chair), the Mayor, Crs Norm Withers, Helen Broughton, Bob Shearing, Barry Corbett and Sue Wells.

Environment Canterbury (ECan)

Crs Anne Carroll, Judy Waters, Bob Kirk, Elizabeth Cunningham, Sir Kerry Burke, Nicky Wagner, Robert Johnston and Bill Woods.

1. APOLOGIES

Apologies for absence were received and accepted from:

CCC

Crs Gail Sheriff, Anna Crighton, Carole Evans, Graham Condon and David Cox

ECan

Crs Angus McKay, Alec Neill, June Slee, Mark Oldfield, Richard Budd and Ross Little.

Apologies for lateness were received and accepted from:

CCC

Cr Sally Buck and the Mayor

ECan

Crs Elizabeth Cunningham and Robert Johnston.

2. CONFIRMATION OF MINUTES

The minutes of the Joint Committee meeting held on Tuesday 31 May 2005 were confirmed.

3. **MATTERS ARISING**

None.

The Chairman, Cr Harrow reminded Committee members of their Terms of Reference that were drawn up to facilitate communication and understanding between the CCC and ECan. Cr Harrow encouraged them to work as a team.

4. **CLEAN HEAT LOAN SCHEME**

Ken Lawn of ECan reported to the Joint Committee on a proposed targeted-rate loan scheme that would provide financial assistance to Christchurch residents who voluntarily replace existing open fires and older wood burners with approved clean air appliances. The loan scheme was developed with input from both ECan and CCC, and a joint working party is currently sorting through implementation issues.

CCC expressed concerns about proposals to restrict the number of approved wood burners and the impact of the resulting conversions on the availability and reliability of the supply of electricity.

Discussion was held on the supply of electricity and how it would affect and be affected by the ECan scheme and NES targets of completion.

The Council asked when the start of the ban on open fires would begin. ECan's best estimate was not before 2007.

5. **STORM WATER MANAGEMENT AT CHRISTCHURCH AIRPORT**

Laurie McCallum of ECan reported to the Joint Committee on how ECan plans to handle storm water to protect the aquifers and the area around the Christchurch Airport.

Discussion took place on whether the water management plan should be expanded to include possible commercial expansion in the airport and Johns Road area, and not just mitigate the existing problems.

The Council expressed a preference for long-term planning that protects the environment and natural resources of the City while encouraging responsible economic development and the overall good of the City. The Council reaffirmed its commitment to work with ECan to act on the City's environmental problems, and asked for practical solutions, not just status updates.

6. **SURFACE WATER MANAGEMENT FOR NEW SUBDIVISIONS**

Ivan Thompson and Roy Eastman reported to the Joint Committee on how the City Council proposes to manage surface water within new residential development areas using an integrated approach called the Area Plans Program. The Program covers surface water management, infrastructure, and other urban amenities.

7. URBAN RIVERS MANAGEMENT

Jeff Page, a consultant with ECan reported to the Joint Committee on his historical review of the roles and responsibilities of various entities in the management of the Avon, Heathcote, Styx and Halswell Rivers. He found that legislation over the years has complicated the relationships of various local authorities responsible for river management. The legislative tangle should be sorted out to make cooperation easier for the City Council and ECan, but Mr. Page's study does confirm that both organisations are empowered to care for the waterways.

8. ECAN REPRESENTATION REVIEW

Cr R Johnston of ECan reported to the Joint Committee on the process his organisation went through to draft its formal proposal on representation as mandated by new legislation. The ECan Council has resolved to propose having representation of 14 councillors, and are now in the process of public consultations.

9. ITEMS FOR FUTURE MEETINGS

Air quality. ECan would like to propose a joint effort to make a case for central government assistance because there are issues coming up that are not covered by Christchurch funding.

Light Rail System. The City Council would like an update on the light rail system in the context of transport and urban development strategies.

Stop Banks. The City Council would like an update on stop banks.

The City Council requested that future Joint Committee meetings focus on integrated planning as well as identifying core goals and presenting solutions so both Councils can take action to solve problems.

The City Council thanked ECan for the opportunity to develop and strengthen cooperation and communication between the two councils. Such meetings signal that progress is being made.

Cr Harrow thanked all members for their attendance and participation. The meeting concluded at 4:38 pm.

CONFIRMED

DATE: _____ CHAIRPERSON

The next joint committee meeting is scheduled for
Tuesday, 29 November 2005 from 2pm at Environment Canterbury.

PROTOCOL FOR SURFACE WATER MANAGEMENT

General Manager responsible:	General Manager Strategy and Planning Group
Officer responsible:	Programme Manager Healthy Environment
Author:	Jenny Ridgen, Environmental Scientist, DDI 941-8407

PURPOSE OF REPORT

1. The purpose of this report is to advise Councillors of progress in developing "A Joint Christchurch City Council and Environment Canterbury Planning and Consents Protocol for Surface Water Management" (the Protocol) between Christchurch City Council and Environment Canterbury. The Committee's support is sought for the Protocol and for the process for adoption of the Protocol by both Councils. A copy of the draft Protocol can be found at: <http://www.ccc.govt.nz/parks/theenvironment/draftprotocolsurfacewatermanagement.pdf>

EXECUTIVE SUMMARY

2. The Protocol has been developed to provide an agreed approach on how the two councils will work together to achieve integrated catchment management. The Protocol is intended to be a "living document" which acts as a guide for Council processes as the first ICMP (for South West Christchurch) is developed.
3. The Proposed Natural Resources Regional Plan (PNRRP) provides policies and rules that promote integrated catchment management and requires the preparation of Integrated Catchment Management Plans (ICMP). This complements the CCC approach to managing Christchurch's waterways by addressing ecological, landscape, recreation, cultural, heritage, and drainage values, which has replaced the traditional approach focused primarily on drainage.
4. A draft Protocol has been prepared and a public meeting was held in October 2005 during a submission period which closed on 4 November 2005. Feedback on the draft has since been collated and staff from both Councils have discussed amendments to the draft.
5. Main issues raised in submissions included:
 - changes to Table 2.1 to make it clearer which areas are a priority
 - clarity on how the point of discharge will be determined (at the very least include a process for determining this e.g. through the pilot ICMP for South West Christchurch), and
 - commitment of resources from both Councils to implement the Protocol e.g. pre-application advice, and co-ordinating with developers
6. It is proposed that the draft Protocol be amended to provide clarity and to address issues raised in submissions. The two Councils will then be asked independently to adopt the joint Protocol.

FINANCIAL AND LEGAL CONSIDERATIONS

7. The Protocol will commit both Councils to providing resources. Each Council will need to ensure that relevant staff are well informed on the agreed principles and practices set out in the Protocol and that they are able to commit time to its implementation.
 - Environment Canterbury staff will be expected to provide pre-application advice, give clear direction to developers, and work with CCC staff in the development of ICMP's (particularly for the pilot ICMP for South West Christchurch).
 - CCC will need to review planning procedures to better co-ordinate land use planning with catchment planning. To improve surface water quality, CCC will also need to commit to significant upgrading and installation of new infrastructure. Funding for the pilot ICMP (South West Christchurch) has been anticipated through the LTCCP process. It is recognised that considerable funding will be required for CCC to work methodically towards improving surface water quality across the City and that future LTCCP funding requirements will be better informed as the pilot ICMP progresses.
8. In advance of the PNRRP becoming operative, the Protocol encourages interaction and information exchange between the two Councils, and provides detail on where responsibilities

lie, and how ICMPs will be developed. This will help to reduce the uncertainty that interim arrangements can bring.

9. The Protocol supports the “no surprises” provision in the Canterbury Local Authorities Triennial Agreement between Councils, by setting out agreed processes for dealing with issues arising from surface water management.

STAFF RECOMMENDATIONS

It is recommended that the Committee:

- (a) Support amending the draft Protocol to address issues raised in submissions
- (b) Support adoption of an amended Protocol by the two Councils

BACKGROUND ON THE SURFACE WATER PROTOCOL

10. CCC currently holds over 100 resource consents, incorporating over 800 conditions, for the operation and maintenance of the City’s land drainage system. A change in focus from individual sites, to a catchment-wide approach, is required to improve in surface water quality. The Protocol sets out a number of Key Principles and Agreed Practices that provide the basis for this approach.
11. Key Principles outlined in the Protocol include:
 - Integrated Land Use Planning – land use planning will consider catchment-wide impacts and incorporate surface water management into planning decision making.
 - Interim Consenting – Environment Canterbury will continue to process applications on a site-by-site basis until an ICMP is in place
 - Interim Arrangements for Integrating Discharge Permits and Subdivision Consents – in the absence of an ICMP, subdivision consents and discharge permits shall be applied for at the same time and joint hearings held.
 - PNRRP Requirements – implementation of the Protocol shall reflect Rule WQL7 of the PNRRP, but without prejudicing CCC’s right to argue its submissions on PNRRP provisions. It is expected that the Protocol will be amended during the life of the PNRRP and will still be used once the PNRRP is operative.
 - Rule WQL7 – this rule concerns the discharge of stormwater within areas covered by an ICMP. CCC will apply for consents under this rule and the two Councils will work together to co-ordinate pre-application advice and, during processing, ensure that the appropriate scale of assessment is provided.
12. Agreed Practices outlined in the Protocol include:
 - Ensuring that actions governed by the Protocol are consistent with the PNRRP
 - Prioritising catchments within Christchurch for preparation of ICMPs and applications for catchment wide consents
 - Continuing to process applications for individual discharges until catchment-wide consents are obtained
 - CCC and ECan focus on catchment-wide management rather than individual non-compliances
 - Taking sewer overflows into account when preparing ICMPs
 - Surrendering relevant existing discharge permits once catchment-wide consents have been obtained
 - Using a pilot area for preparation of an ICMP and catchment-wide consent process
 - Authorisation by CCC of discharges into the stormwater network system where catchment-wide consents have been obtained
13. The Protocol has been developed to encompass the area within the Christchurch City boundary. Banks Peninsula areas have not been prioritised in the Protocol, however extension of the Key Principles and Agreed Practices would be readily applicable to the wider Banks Peninsula area.

COMMUNITY CONSULTATION ON THE SURFACE WATER PROTOCOL

14. Public consultation on the Protocol was carried out through the "Have Your Say" webpage on the CCC website from September to November last year. Information was sent to over 75 parties including to planning, engineering, and surveying consultants, developers, environmental law firms, all other District councils in the region, residents groups and non-governmental organisations. A public meeting held in October 2005 was attended by approximately 35 people representing a range of expertise and views including those of developers, consultants, and interested members of the public.
15. Nine written submissions were received. These have been collated and recommendations made for amendments to the Protocol. All submitters gave their support in principle for the Protocol. The main issues raised included a need to clarify which catchment areas are a priority, to provide better guidance on how the point of discharge will be determined, and to adequately resource implementation of the Protocol.

NEXT STEPS

16. It is planned to take a report to the CCC's Healthy Environment Portfolio Councillors meeting on 1 March, and to make a short presentation on the Protocol to CCC Councillors at a Council seminar on 14 March. Once a finalised draft has been prepared, the Protocol will then go to each Council for adoption. A letter will be sent to submitters providing a summary of, and response to, the points raised, and thanking them for their submission.
17. It is recognised that the Protocol will need to be a living document that can be updated when necessary e.g. when the pilot ICMP (for South West Christchurch) has been prepared. In its current form the Protocol recognises that a number of issues remain outstanding and cannot be confirmed until they have been worked through during the development of the first ICMP.

The Joint CCC and ECan Planning and Consents Protocol for Surface Water Management

What is the Protocol ?

- Process to achieve integrated catchment-wide surface water management
- Joint process between CCC and ECan
- In line with Proposed Natural Resource Regional Plan (PNRRP)
- Currently over 100 separate resource consents
- Current approach unlikely to achieve catchment-wide improvement

What is its Purpose?

- To clarify roles and facilitate the relationship between Councils
- Progressively cover the whole of the Christchurch district
- ICMPs will be produced in line with the schedule for Area Plans
- A precursor for the requirements in the PNRRP
- Provide guidance to others, including developers and the wider community

What are its Objectives?

- Working together on ICMP development.
- Targeted investments in water quality and quantity controls.
- Areas of future urban intensification anticipated and provided for.
- Increased efficiency in processing land use and water consent applications.
- Cumulative effects better addressed.

What are its Objectives? (cont)

- Improved co-ordination of landowners, developers, and consultants.
- Ensuring that the Protocol and CCC's Area Planning Protocol are complementary.
- Ensuring significant new zoning doesn't occur without first having a consented ICMP.

Statement of Principles and Agreed Practices

Surface Water Management Protocol



Principle 1: Integrated Land Use Planning

- Manage stormwater impacts across an entire catchment.
- Better incorporate surface water management into land use planning.
- Undertake area planning and integrated catchment investigations at the same time.
- As far as practicable, undertake integrated catchment management (ICM) investigations before any decisions on a variation/change to the City Plan.

Principle 2: Interim Consenting for Stormwater System in Absence of ICMP

- ECan will continue to process applications for discharge permits until an ICMP is consented.
- Action on unauthorised discharges will be undertaken in consultation with CCC.

Principle 3: Interim Principle for Further Integration between the Councils when Consenting Discharge Permits and Subdivision Consents.

- In the absence of an ICMP, subdivision consents (CCC) and discharge permits for stormwater (ECan) applied for at the same time
- Joint hearings

Principle 4: The Requirements of the PNRRP

- Acknowledge Rule WQL7 (Catchment Wide Management) prior to the PNRRP becoming operative.
- Support for the Protocol is without prejudice to CCC's rights to argue its submissions on the PNRRP.
- Protocol can be amended and used once the PNRRP is operative.

Principle 5: ICMP Preparation and Prioritization

- CCC to adhere to a Flow Chart provided in the Protocol (Figure 2.1) and be guided by a Prioritisation Table (Table 2).
- South West Christchurch first priority (pilot)

Principle 6: Rule WQL7 of the PNRRP

- CCC will apply for consents to discharge contaminants and water into water and into and onto land as a controlled or discretionary activity for each catchment within the City for which an ICMP is prepared.
- Councils to work together to co-ordinate pre-application advice and processing of applications.

Agreed Practices

- Ensure actions governed by the Protocol are consistent with the PNRRP
- Continue to process applications for individual discharges until catchment-wide consents obtained
- Prioritise catchments within the City for ICMPs and consents
- CCC will be the holder of each catchment-wide consent
- CCC to authorise discharges into the stormwater network system where catchment-wide consent has been obtained

Agreed Practices (cont)

- CCC and ECan to focus on catchment-wide management rather than individual non-compliances
- Take sewer overflows into account when preparing ICMPs
- Surrender existing discharge permits once catchment-wide consents obtained
- Use pilot area (South West Christchurch)

Next Steps

- Respond to submitters
- Prepare final draft
- Report separately to each Council and seek adoption of the Protocol
- A “living” document