



NOTICE OF AN EXTRA ORDINARY COUNCIL MEETING

**Opotiki District Council Chambers, 108 St John Street, Opotiki
Friday, 28 June 2019
Commencing at 9.00am**

ORDER PAPER

APOLOGIES

DECLARATION OF ANY INTERESTS IN RELATION TO MEETING AGENDA ITEMS

PUBLIC FORUM

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PUBLIC EXCLUDED BUSINESS

- ITEM 05 LIBRARY – TE TĀHUHU O TE RANGI TECHNOLOGY AND RESEARCH CENTRE
- ITEM 06 RESOLUTION TO RESTATE RESOLUTIONS AND READMIT THE PUBLIC

Chair: His Worship the Mayor – John Forbes

Members: Cr Lyn Riesterer (Deputy Mayor)

Cr Shona Browne

Cr Barry Howe

Cr Haki McRoberts

Cr Arihia Tuoro

Cr Ken Young

Committee Secretary: Gae Newell

Quorum: 4

LOCAL AUTHORITIES (MEMBERS' INTERESTS) ACT 1968

Councillors are reminded that if you have a pecuniary or non-pecuniary interest in any item on the agenda, then you must declare this interest and refrain from discussing or voting on this item, and are advised to withdraw from the Council chamber.

Aileen Lawrie

CHIEF EXECUTIVE OFFICER

REPORT

Date : 17 June 2019
To : Extra Ordinary Council Meeting, 28 June 2019
From : Finance and Corporate Services Group Manager, Bevan Gray
Subject : **ADOPTION OF 2019/20 ANNUAL PLAN**
File ID : A169068

EXECUTIVE SUMMARY

Under Section 95 of the Local Government Act 2002 Council must prepare and adopt an Annual Plan for each financial year before the commencement of the year to which it relates. The 2019/20 Annual Plan is now presented for adoption.

PURPOSE

To have Council adopt the 2019/20 Annual Plan and the Fees and Charges Schedule.

BACKGROUND

Annual Plans support long term plans and provide the basis for setting and assessing rates for the year to which they relate.

The Local Government Act 2002 (LGA 2002) requires Council to prepare and adopt an Annual Plan for each financial year. Circulated as a separate document is the proposed 2019/20 Annual Plan (year two of the 2018-2028 Long Term Plan) and a copy of the Fees and Charges Schedule.

In the past, the LGA required councils to run a Special Consultation Procedure (with submissions and hearings) as part of the annual plan development process. Amendments in 2014 to the LGA under section 95(2A) now mean that councils do not need to follow this procedure every annual plan year.

As Council has not made any significant changes or material differences from the content in the Long Term Plan, then, under the new Act, we have been able to save ratepayers the cost of conducting the Special Consultation Procedure.

Instead the 2019/20 Annual Plan Information document 'Your assets, your community, your future – our plan in action' was adopted for public release on 23 April 2019. The information document includes details of what rates are expected to be and tells how Council plans to progress our major projects for the 2019/20 year. While Council did not call for formal submissions it did still seek feedback. Feedback received from 22 November 2018 to 19 April 2019 was presented in a report to Council at the 23 April 2019 Council meeting, where it was confirmed that there were no issues raised that would result in a significant or material change in the position set out in the 2018-2028 Long Term Plan. Council has continued to seek feedback since the information document was published with the intention that this feedback could be taken into account during the development of future plans. A record of feedback received between the 23 April 2019 and 23 May 2019 is attached for information. This feedback and any further feedback received will be kept on record to enable it to be taken into account in future.

A significant amount of work went into preparing the 2018-2028 Long Term Plan and Council can be confident they have built a strong foundation and can therefore, with only a few minor differences, stick to the existing programme of work and levels of service.

THE 2019/20 ANNUAL PLAN

Overall capital expenditure planned for 2019/20 of \$31.1 million is similar to the \$31.3 million planned for year two of the 2018-28 LTP. There have been variations and movements in the proposed capital projects as new information has come to light regarding available funding, and investigation has identified some asset replacement as more critical than others. Council has been conscious of any changes and has strived to ensure that what we plan to do in the Annual Plan will have the same or less financial impact than what was proposed in the LTP.

Overall the variations across activities for both operational and capital expenditure are as follows:

Property

The library development project was planned to start in year two of the LTP and be spread over two financial years. This project has been delayed due to failed attempts to obtain external funding. At the end of 2018 Council resolved to consult the community about the option of proceeding with a loan

funded library redevelopment. Once re-costings are completed public consultation will go ahead to determine how residents feel about this option.

Parks and Reserves

Budget was allocated in the first year of the LTP for renovation of the Rose Gardens on Church Street. Council resolved at the end of 2018 to seek external funding to increase the investment in this reserve and upgrade the Rose Gardens to a destination reserve, including new public toilets, a substantial playground and additional facilities for community use. Whilst there is no change to budget set aside in the LTP, this decision requires a delay to this project.

Regulation and Safety

An increase in the budget allocated to this activity has been made in order to fund an additional member of staff to respond to growth and enable us to provide increased services to the community. Minor changes have also been made to the expected revenue from fees and charges.

Solid Waste

Changes will be made early in the financial year to the way solid waste is collected. The options were considered and consulted upon as part of the Long Term Plan, but the option Council agreed upon was found to be unfeasible when considered in more detail. The new option that Council has resolved to provide, along with increases in landfill tariffs and the global China plastic crisis, results in changes to budgets.

Stormwater

This year we completed a comprehensive iteration of stormwater modelling looking closely at the effects of climate change in the future and the proposed storage area, pipe and pump station upgrades. Designs for planned improvements to the primary trunk main along Richard St and the Tarawa Creek basin were revised to lower cost options.

Upgrades to pipelines on Goring Street, Potts Avenue and Buchanan Street were completed alongside street upgrades.

Wastewater

We completed a large amount of pipe relining this year across all the townships wastewater mainlines and carried out repairs to 50% of private pipelines. The project has been very successful to date with several smaller storm events showing significant reductions in the inflow of stormwater and infiltration

of groundwater. Progress through this second year puts the wastewater rehabilitation project on track toward early completion and under budget.

Ōpōtiki and Te Kaha Water supplies

Costs have increased for both the Ōpōtiki and Te Kaha water supplies, associated with the ratcheting up of water quality and security requirements by Central Government. This will include significant increases in depreciation. However, with optimisation of three waters infrastructure we are not required to fully fund depreciation, which has led to reductions in rates required for Ōpōtiki and Te Kaha.

Planned projects to extend water supply in Te Kaha was also expanded to take of advantage of remaining budget attained via subsidy from the Ministry of Health. The Southern Extension project originally planned to be completed at the same time was delayed while Council undertook consultation however having now attained the necessary approvals Council expects to complete this project in July.

FEES AND CHARGES

No changes have been made to proposed fees and charges for the 2019/20 year.

COMBINED IMPACT OF CHANGES TO DRAFT ANNUAL PLAN

The total rate increase as forecast by the 2019/20 Annual Plan is 3.78% compared to 6.24% proposed for year two in the 2018-28 LTP.

SIGNIFICANCE ASSESSMENT

Under Council’s Significance and Engagement Policy, on every issue requiring a decision, Council considers the degree of significance and the corresponding level of engagement required. The level of Significance for adoption of the 2019/20 Annual Plan is considered to be low as determined by the criteria set out in section 12 of the Significance and Engagement Policy. As the level of significance is considered to be of low the level of engagement required is determined to be at the level of inform according to Schedule 2 of the Significance and Engagement Policy.



COMMUNITY INPUT AND PUBLICITY

Council did not undertake the Special Consultative Procedure as part of the development of the 2019/20 Annual Plan. However, Council did produce an information document titled 'Your assets, your community, your future – our plan in action' which was distributed electronically via Council's website and social media channels and physical copies were available from the customer service desk at Council's main office, our *i*-SITE and our Library. A media release advising of the availability of the information document appeared in the Opotiki News newspaper.

RECOMMENDATIONS:

- 1. That the report titled "Adoption of the 2019/20 Annual Plan" be received.**
- 2. That Council:**
 - (a) Adopts the 2019/20 Annual Plan.**
 - (b) Adopts the Funding Impact Statement contained within the 2019/20 Annual Plan.**
 - (c) Adopts the Schedule of Fees and Charges**

Bevan Gray

FINANCE AND CORPORATE SERVICES MANAGER

Feedback received from:	Feedback received:	Staff response:
Motu Trails Charitable Trust	<p>Feedback to year two of the Opotiki 2018-2028 Long Term Plan</p> <p>Motu Trails Charitable Trust thanks Opotiki Council for the opportunity to submit on the above planning document.</p> <p>We acknowledge and thank Council for the strong partnership we continue to share in developing, governing and promoting the Motu Trails, as agreed in the Motu Trails memorandum of understanding.</p> <p>We note (Parks and Reserves section, p5) that significant enhancement and extension of the existing Motu Cycle Trails is planned by Council, subject to Council gaining external funding. We support Council in this endeavour. Extension/enhancement of Motu Trails will further grow the asset for cycling, walking, running at all ages and levels.</p> <p>Extension/enhancement will benefit both locals and visitors to our district, supporting social, recreation, health and economic gains.</p> <p>One minor enhancement that we ask Council to consider in the coming year is to form a car parking area by new Te Waiti stream bridge, securing space for about six cars.</p> <p>The popularity of the Pakihi Track means that several cars are parked by the bridge on many weekend days through the Dec-May period (see photos). A better formed parking area would ensure other Otara/Pakihī road users are not inconvenienced and risk of vehicle damage is minimised. This project could be expected to gain co-funding from The New Zealand Cycle Trail.</p> <p>More generally, as an update on Motu Trails, we note to Council:</p> <ul style="list-style-type: none"> · In the last year three new counters have been installed, to provide greater clarity to trail usage (funded by The New Zealand Cycle Trail). These counters show that approximately 40% of trail use on the Dunes Trail and Pakihī Track is foot-traffic, not cyclists: Motu Trails has appeal well beyond 'cycleway'. · The New Zealand Cycle Trail survey shows that Motu Trails generally gains positive user-perceptions. It is one of the highest 	<p>Staff are investigating this request as there is some uncertainty over land ownership in this area and will be in touch with Motu Trails Charitable Trust to follow up on the co-funding opportunity.</p>

	<p>profile of all 22 Great Rides around the country. The survey shows that average Motu Trails visitor spend is \$272 per person (12 months to 1 April 2019, sample size 105 responses).</p> <ul style="list-style-type: none"> · Several more-recent trail enhancements have required either no Opotiki Council investment, such as the giant Pakihi Track sign and picnic table; or have been supported by volunteer input from the Motu Trails Charitable Trust and other volunteers, such as new trails signage. · Motu Trails in the last year has benefited from funding from: Garth Barfoot, The New Zealand Cycle Trail, Activate Tairāwhiti, Opotiki District Council, Lion Foundation, Southern Trust, Whakatane District Council. Horizon Energy Group and OPAC are silver sponsors of the trails, and almost 30 official partner businesses each contribute \$550pa. <p>In the year ahead, Motu Trails Charitable Trust looks forward to working with Council and other trail governance partners to continue growing Motu Trails for the benefit of Opotiki and the wider region.</p> <p>Jim Robinson on behalf of Motu Trails Charitable Trust.</p>	
Karen Wells, Water Safety NZ	Submission to year two of LTP for various including funding of a Sport Bay of Plenty Water Safety Strategy Manager	Water Safety NZ have been contacted as more information is required, including amount of funding requested, in order to fully consider this request.
Carol Quirk	<p>While I realise there is to be formal consultation later on the new library, I want to support the redevelopment of the library. It is a very important community asset and is not just a library.</p> <p>In addition I would ask that contracts for re-sealing roads have a portion of the money withheld until it is established that the sealing has been done well. The part of Paerata Ridge Road which comes off the State Highway started cracking up almost immediately.</p>	Funding request is being considered.



Opotiki District Council

2019/20 Fees and Charges

User fees and charges help fund the operation and maintenance of a variety of services provided to the community. User fee revenue reduces the rates revenue required to be collected from ratepayers.

Actual and reasonable costs as referred to in this document will vary, but will represent staff cost plus an allowance for overheads.

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Regulation and Safety

Animal Management

(All charges include GST)

	Charges 1 July 2018	Charges 1 July 2019
Dog Registration		
The following fees apply to registration of dogs in the Ōpōtiki District		
Discounted fee (applies if paid on or before 1 August)		
Complete dog	\$110.00	\$110.00
Neutered dog	\$55.00	\$55.00
Working dog*	\$40.00	\$40.00
Full fee (applies if paid after 1 August)		
Complete dog	\$165.00	\$165.00
Neutered dog	\$82.50	\$82.50
Working dog*	\$60.00	\$60.00
Certified disability assist dog	\$15.00	\$15.00
* At the Ordinary Council meeting on 23 April 2019, Council resolved that hunting dogs that are kept solely or principally for the purposes of hunting game by a person undertaking legal hunting activities, and that have completed avian awareness and aversion training, be declared to be working dogs for the purposes of the Dog Control Act 1996.		
Dog Pound and Other Fees		
Seizure of dogs – charge per dog		
1st occasion	\$50.00	\$50.00
2nd occasion	\$100.00	\$100.00
3rd and subsequent occasions (within 12 months)	\$150.00	\$150.00
Sustenance charge – per day per dog	\$10.00	\$10.00
Destruction/euthanasia – per dog	\$45.00	\$45.00
Replacement of registration tags	\$5.00	\$5.00
Implant of microchip transponder	\$25.00 – free for dogs with annual 2018/19 registration paid before 1 August	\$25.00 – free for dogs with annual 2019/20 registration paid before 1 August
Hireage of dog barking collar (per fortnight)	\$15.00	\$15.00
Application for permit to have more than 2 dogs on a property	Free	Free
Droving Charges		
Collection fee and costs incurred (plus impounding cost if appropriate) in leading, driving or conveying stock from the place where it is found to the pound or to the place where it is delivered to the owner. Mileage @ 95c/km plus actual cost of staff time. Note: Costs for after-hours will be as billed.	At cost	At cost

(All charges include GST)

**Charges
1 July 2018**

**Charges
1 July 2019**

Impounding of Stock		
Impounding per day per animal		
1st occasion	\$50.00	\$50.00
2nd occasion	\$100.00	\$100.00
3rd and subsequent occasions	\$150.00	\$150.00
Sustenance charge per head of stock per day	\$15.00	\$15.00
- Advertising fee for unclaimed stock	To be included in sale price	To be included in sale price
- Transport / horse float	To be included in sale price	To be included in sale price

Noise Control

(All charges include GST)

**Charges
1 July 2018**

**Charges
1 July 2019**

Return of seized equipment	\$100.00	\$100.00
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Environmental Health

(All charges include GST)

**Charges
1 July 2018**

**Charges
1 July 2019**

Registration and Verification under the Food Act 2014		
All fees and charges are based on an estimated time to process applications and verify (inspect). If more time is required, a further \$130 per hour will be invoiced.		
Application for registration of a new food control plan	\$260.00 (includes 2 hours of processing time)	\$260.00 (includes 2 hours of processing time)
Application for registration of a new national programme	\$130.00 (includes 1 hour of processing time)	\$130.00 (includes 1 hour of processing time)
Renewal of registration of a food control plan or national programme	\$130.00 (includes 1 hour of processing time)	\$130.00 (includes 1 hour of processing time)
Application for amendment to registration	\$130.00	\$130.00
Verification of a food control plan (including initial site visit, verification report, and any revisits)	\$130.00 per hour	\$130.00 per hour
All other services for which a fee may be set under the Food Act	\$130.00 per hour	\$130.00 per hour
A copy of template for food control plan	\$25.00	\$25.00
A copy of national programme guidance	\$25.00	\$25.00

Other

(All charges include GST)

	Charges 1 July 2018	Charges 1 July 2019
Camping Grounds		
Application for initial registration	\$260.00	\$260.00
Application for annual renewal of registration	\$240.00	\$240.00
Certificate of exemption from Camping-Grounds Regulations 1985	\$240.00	\$240.00
Hairdressers		
Annual premises registration fee (includes 30 minute visit)	\$200.00	\$200.00
Funeral Directors		
Registration of premises	\$130.00 per hour	\$130.00 per hour
Street Stall		
Charitable or non-commercial organisation	No charge	No charge
Commercial		
Food stalls	\$60.00 (per event)	\$60.00 (per event)
Non-food stalls	\$20.00 (per event)	\$20.00 (per event)
Hawker's Licence		
Hawker's licence (Any food sold must comply with the Food Act - refer to Environmental Health fees).	\$35.00	\$35.00
Mobile Traders		
Mobile Traders (non-food)	\$75.00 (6 months) \$150.00 (12 months)	\$75.00 (6 months) \$150.00 (12 months)
Mobile Traders (sale of food) (Compliance with the Food Act also required - refer to Environmental Health fees)	\$50.00	\$50.00
Amusement Devices (set under legislation)		
Approval to operate:		
(a) 1 device up to 7 days	\$11.50	\$11.50
(b) Additional device up to 7 days	\$2.30	\$2.30
(c) Each device for 7 day period after first 7 day period	\$1.30	\$1.30
Class 4 Gambling Venue		
Application fee	\$465.00	\$465.00
Any other certificate or amendments		
	\$130.00 per hour	\$130.00 per hour

Litter Infringements

(All charges include GST)

Offence	Charges 1 July 2018		Charges 1 July 2019	
	1st offence	2nd or subsequent offence within 1 year	1st offence	2nd or subsequent offence within 1 year
Litter, of less than or equal to 1L, left in a public place, or on private land without the occupier's consent	\$75	\$200	\$75	\$200
Litter, of more than 1L and less than or equal to 20L, left in a public place, or on private land without the occupier's consent*	\$100	\$400	\$100	\$400
Litter, of more than 20L and less than or equal to 120L, left in a public place, or on private land without the occupier's consent**	\$250	\$400	\$250	\$400
Litter, of more than 120L, left in a public place or on private land without the occupier's consent	\$400	\$400	\$400	\$400
Hazardous or offensive litter left in a public place or on private land without the occupier's consent	\$400	\$400	\$400	\$400

*20L is the approximate maximum capacity of two standard supermarket bags in normal conditions.

**120L is the approximate maximum capacity of a standard mobile garbage bin in normal conditions.

Hazardous litter refers to broken glass, barbed wire, jagged metal, medicines, and hazardous waste.

Offensive waste refers to rotting food, animal remains, faeces and discarded nappies.

Sale and Supply of Alcohol

The following risk matrix fees structure was implemented under the **Sale and Supply of Alcohol (Fees) Regulations 2013** effective from 18 December 2013.

(All charges include GST)

**Charges
1 July 2019**

Alcohol licensing fees – set by regulation		
Temporary authority	\$296.70	
Manager's certificate application	\$316.25	
Renewal of manager's certificate	\$316.25	
Special licence	Class 1 (1 large event; more than 3 medium events; more than 12 small events)	\$575.00
	Class 2 (3 to 12 small events; 1 to 3 medium events)	\$207.00
	Class 3 (1 or 2 small events)	\$63.25
On-licence/renewal application	See below for new risk matrix fee structure	
On-licence – BYO endorsed	See below for new risk matrix fee structure	
Off-licence/renewal application	See below for new risk matrix fee structure	
Club licence/renewal application	See below for new risk matrix fee structure	
Resource management and building certificates required under the Sale and Supply of Alcohol Act 2012	See below for new risk matrix fee structure	

Definitions

Type	Class	Description
Restaurants	1	A restaurant that has or applies for an on-licence and has, in the opinion of the territorial authority, a significant bar area and operates that bar area at least one night a week in the manner of a tavern.
	2	A restaurant that has or applies for an on-licence and has, in the opinion of the territorial authority, a separate bar area and does not operate that bar area in the manner of a tavern at any time.
	3	A restaurant that has or applies for an on-licence and, in the opinion of the territorial authority, only serves alcohol to the table and does not have a separate bar area.
	BYO	A restaurant for which an on-licence is or will be endorsed under section 37 of the Act.

Type	Class	Description
Clubs	1	A club that has or applies for a club licence and has at least 1,000 members of purchase age and in the opinion of the territorial authority, operates any part of the premises in the nature of a tavern at any time.
	2	A club that has or applies for a club licence and is not a class 1 or class 3 club.
	3	A club that has or applies for a club licence and has fewer than 250 members of purchase age and in the opinion of the territorial authority, operates a bar for no more than 40 hours each week.
Remote sales premises		Premises for which an off-licence is or will be endorsed under section 40 of the Act.
Enforcement holding		A holding as defined in section 288 of the Act, or an offence under the Sale of Liquor Act 1989 for which a holding could have been made if the conduct had occurred after 18 December 2013.

Latest alcohol sales time allowed for premises

Type of Premises	Latest trading time allowed (during 24 hour period)	Weighting
Premises for which an on-licence or club-licence is held or sought	2.00 am or earlier	0
	Between 2.01 and 3.00 am	3
	Any time after 3.00 am	5
Premises for which an off-licence is held or sought (other than remote sales)	10.00 pm or earlier	0
	Any time after 10.00 pm	3
Remote sales premises	Not applicable	0
On-licence	Class 1 restaurant, night club, tavern, adult premises	15
	Class 2 restaurant, hotel, function centre	10
	Class 3 restaurant, other premises not otherwise specified	5
	BYO restaurants, theatres, cinemas, winery cellar doors	2

Type of Premises	Latest trading time allowed (during 24 hour period)	Weighting
Off-licence	Supermarket, grocery store, bottle store	15
	Hotel, tavern	10
	Class 1, 2 or 3 club, remote sale premises, premises not otherwise specified	5
	Winery cellar doors	2
Club-licence	Class 1 club	10
	Class 2 club	5
	Class 3 club	2

Number of enforcement holdings in respect of the premises in the last 18 months	Weighting
None	0
One	10
Two or more	20

Fee categories for premises

A territorial authority must assign a fees category to any premises for which an on-licence, off-licence or club licence is held or sought in accordance with the table below except that it may, in its discretion and in response to particular circumstances, assign a fee category to premises that is one level lower but no premises may be assigned a category lower than very low.

The date on which the fees category must be determined is, for the purpose of an application fee, the day on which the application is made or, for the purpose of the annual fee, the day on which the annual fee is payable.

Cost/risk rating	Fees category	Application fee \$ incl GST	Annual fee \$ incl GST
0-2	Very low	\$368.00	\$161.00
3-5	Low	\$609.50	\$391.00
6-15	Medium	\$816.50	\$632.50
16-25	High	\$1,023.50	\$1,035.00
26 plus	Very high	\$1,207.50	\$1,437.50

(All charges include GST)

**Charges
1 July 2019**

Temporary licence	Fee payable to the territorial authority by a person applying under section 74 of the Act to sell alcohol pursuant to a licence from premises other than the premises to which the licence relates	\$296.70
Permanent Club Charter	Annual fee payable to the territorial authority in which the club's premises are located by the holder of a permanent club charter as described in section 414 of the Act	\$632.50
Extract from register	Fee payable to a licensing committee under section 66(2) of the Act for an extract from a register	\$57.50
	Fee payable to ARLA under section 65(2) of the Act for an extract from a register	\$57.50
Appeals	Fee payable to ARLA under section 154 of the Act (against a decision of a licensing committee)	\$517.50
	Fee payable to ARLA under section 81 of the Act (against a local alcohol policy)	\$57.50

Resource Management Services

(All charges include GST)

Charges
1 July 2018

Charges
1 July 2019

ALL CHARGES MINIMUM PLUS ACTUAL AND REASONABLE COSTS unless otherwise stated.

The amount stated is a fixed deposit, payable at the time of lodging an application or when making any other request for Council to perform any other function under the Resource Management Act 1991 (RMA). The below deposits are charges fixed under section 36(1) of the RMA and are payable in full at the time of lodging the application.

A charge additional to the fixed deposit paid may be made once the application has been determined, to cover the actual and reasonable costs incurred in determining the application.

Actual and reasonable costs will also be charged for applications that are withdrawn.

Actual and reasonable costs will include costs incurred by Council in respect of staff salaries and wages (including travel time, and on-costed to cover overheads), internal analytical costs, record keeping/storage (e.g. photocopying), external analytical costs or consultant costs, vehicle usage costs and any other direct costs or disbursements (including postage, advertising costs, etc.), plus GST. The charge out rate for Council officers is \$130.00 per hour.

Resource consent applications (see note above)

Land use applications (non-notified)	Charges 1 July 2018	Charges 1 July 2019
<ul style="list-style-type: none"> Non-notified 	\$1,040.00	\$1,040.00
<ul style="list-style-type: none"> Resource consent limited to non-compliance with Zone standards 	\$650.00	\$650.00
Subdivision (non-notified and includes full partitions)		
1 to 2 lots	\$1,560.00	\$1,560.00
3 plus lots	\$1,820.00	\$1,820.00
Boundary adjustment / Full partitions / Cross lease flats plan update (all inclusive)	\$1,000.00	\$1,000.00
All notified application (includes land use, subdivision and full partitions):		
Notified / limited notified requiring a hearing (includes private plan change, designation, and heritage order)	\$3,900.00	\$3,900.00
Hapu Partition and occupation orders (assessments)- up to 20 days to process	\$260.00	\$260.00
Additional urgency fee (under 5 days to process)	\$130.00	\$130.00
Trimming, disturbance or removal of a Notable tree, when supported by an arborist's report, for the purpose of maintaining the health of the tree, or for protecting human life and/or property	1 hour free processing time, \$130 per hour thereafter (maximum chargeable time = 2 hours)	1 hour free processing time, \$130 per hour thereafter (maximum chargeable time = 2 hours)
Trimming, disturbance or removal of a Pohutukawa tree within the Coastal, Coastal Settlement and/or Ōhiwa Harbour Zones, when supported by an arborist's report, for the purpose of maintaining the health of the tree, or for protecting human life and/or property (and where the activity is not permitted by the District Plan rules)	1 hour free processing time, \$130 per hour thereafter (maximum chargeable time = 2 hours)	1 hour free processing time, \$130 per hour thereafter (maximum chargeable time = 2 hours)

(All charges include GST)

Charges
1 July 2018

Charges
1 July 2019

Certificates and legal documents		
Section 124 – Renewal of resource consent	\$390.00	\$390.00
Section 125 – Lapsing consent application	\$260.00	\$260.00
Sections 127 – 132 Change, review or cancellation of consent conditions		
Land use	\$520.00	\$520.00
Sub division	\$390.00	\$390.00
Section 139 – Certificate of Compliance	\$455.00	\$455.00
Section 176 – Assessment of outline plan	\$585.00	\$585.00
– Outline plan waiver	\$260.00	\$260.00
Section 221 – Preparing consent notice	\$260.00+ legal costs	\$260.00+ legal costs
Section 221 – Change or cancellation of consent notice (221 (5))	\$325.00	\$325.00
Section 223 Survey plan	\$130.00	\$130.00
Section 224 (c) Certification including compliance with consent	\$455.00	\$455.00
Section 224 (f) Certificate	\$60.00	\$60.00
All other certificates reviewing, preparing, signing including peer review	\$260.00	\$260.00
Resource Management Plans - fixed charge		
District Plan Purchase	\$300.00	\$300.00
Or charged in components		
• Hard copy maps	\$125.00	\$125.00
• Hard copy District Plan	\$175.00	\$175.00
• Disc / USB	\$10.00	\$10.00
Resource Consent Conditions Monitoring - fixed charge		
Monitoring of resource consent conditions hourly rate Plus mileage @ 95c/km (if appropriate)	\$130.00	\$130.00
Local Government (Section 348)		
Section 348 – Easement approvals and revocation	\$280.00	\$280.00

Land Information Memorandum (LIM)

(All charges include GST)

Charges
1 July 2018

Charges
1 July 2019

The following fees are fixed fees		
Rural or residential LIM	\$335.00	\$335.00
Commercial/industrial LIM	\$630.00	\$630.00
Urgency fee (under 5 days)	\$160.00	\$160.00
Copy of Certificate of Title	\$30.00 Plus \$5 for additional instruments	\$30.00 Plus \$5 for additional instruments

Building Services

(All charges include GST)

Charges
1 July 2018

Charges
1 July 2019

Project Information Memorandum (PIM)		
It is recommended an owner apply for a PIM if they are considering carrying out building work and before lodging a building consent.		
All projects valued under \$50,000	\$130.00	\$130.00
All projects valued over \$50,000	\$215.00	\$215.00
Building Consents and Code of Compliance Certificate (CCC)		
This deposit is payable for all residential and commercial consent applications and is non-refundable. All fees are deposits unless otherwise stated. All deposits are non-refundable. An assessment of total fees will be made based on actual cost (including any specialist reviews). The deposit will be deducted from the actual cost. All fees and \$130.00 hourly rate are inclusive of GST and are payable before the Code of Compliance Certificate is issued.		
Category 1 Solid fuel burners, demolitions, decks and solar systems etc.	\$260.00	\$260.00
Category 2 Carport, deck, septic tank /on-site effluent treatment disposal systems	\$335.00	\$335.00
Category 3 (\$5,001 - \$20,000) Building work such as sleep-outs, garages, farm buildings without plumbing and drainage	\$780.00	\$780.00
Category 4 (\$5,001 - \$50,000) Building work such as sleep-outs, additions, garages and farm buildings including plumbing and drainage	\$1,300.00	\$1,300.00
Category 5 (\$50,001 - \$100,000) Large additions, alterations to dwellings, alterations to commercial buildings without plumbing and drainage	\$1,560.00	\$1,560.00
Category 6 (\$100,001 - \$300,000) New dwellings, large additions/alterations, commercial buildings with plumbing and drainage	\$2,600.00	\$2,600.00
Category 7 (over \$300,000 - \$500,000) New dwellings, commercial buildings	\$3,770.00	\$3,770.00
Category 8 (over \$500,000) New construction dwellings, commercial buildings.	\$4,290.00	\$4,290.00
BCA accreditation levy (per application) Per \$1,000 of work.	\$2.00	\$2.00
Compliance schedules Applies to new buildings with certain automatic systems that require annual maintenance.	\$260.00	\$260.00
Note: All building consent applications requiring a compliance schedule must include the compliance schedule application. The above fees do not include the costs of checks by structural engineers or Fire and Emergency New Zealand.		

(All charges include GST)

**Charges
1 July 2018**

**Charges
1 July 2019**

Government Levies	Charges 1 July 2018	Charges 1 July 2019
Building research levy collected by the Council under the Building Research Levy Act 1969 to be paid to the Building Research Association (BRANZ).	\$1 per \$1,000 or part thereof of building works \$20,000 or more	\$1 per \$1,000 or part thereof of building works \$20,000 or more
Building levy collected by the Council under the Building Act 2004 to be paid to MBIE.	\$2.01 per \$1,000 or part thereafter of building works \$20,444 or more	\$2.01 per \$1,000 or part thereafter of building works \$20,444 or more
Following minimum charges plus actual and reasonable costs		
Application for change of use of a building Applies to buildings in relation to fire safety and access for persons with disabilities (includes one inspection). Plus mileage at 95c/km	\$500.00	\$500.00
Amendment to Consent Plans Minor changes	\$200.00	\$200.00
Significant changes	\$300.00	\$300.00
Extension of time to start or complete building work	\$50.00	\$50.00
All other applications under the Building Act	Actual and reasonable costs, including mileage if appropriate.	Actual and reasonable costs, including mileage if appropriate.
Code Compliance Certificate (excludes category 1, where CCC is included in the fee)	\$100.00	\$100.00
Inspection	Actual cost (minimum charge \$130.00)	Actual cost (minimum charge \$130.00)
WOF Inspection Existing Compliance Schedules (Auditing)		
Audits and inspection fees	Actual cost (minimum charge \$130.00)	Actual cost (minimum charge \$130.00)
Building WOF annual renewal fee	\$130.00	\$130.00
Certificate of Acceptance		
Application for Certificate of Acceptance	Actual cost (minimum charge \$1,000.00)	Actual cost (minimum charge \$1,000.00)
Application for Certificate of Public Use	\$200.00	\$200.00
Mileage	95c/km	95c/km
Fencing of Swimming Pools Inspection of pool fence under Building Act, as required by the Building (Pools) Amendment Act 2016 (supersedes the Fencing of Swimming Pools Act 1987). Inspections include an audit every 3 years and any follow-up inspections required to ensure any identified issues are addressed.	\$150.00 first inspection 2nd inspection free if the pool has been made compliant.	\$150.00 first inspection 2nd inspection free if the pool has been made compliant.

(All charges include GST)

	Charges 1 July 2018	Charges 1 July 2019
Issuing of a Notice to fix		
Service of a notice to fix	\$260.00	\$260.00
Request for Information – Regular		
Annual subscription for the regular provision of copies or summaries of building consents, or applications or ancillary information:		
• Request for 1 month	\$50.00	\$50.00
• Per year	\$200.00	\$200.00

Engineering Charges

(All charges include GST)

	Charges 1 July 2018	Charges 1 July 2019
(a) Road, street, footpath and infrastructure damage		
• Bond	\$850.00	\$850.00
• Inspection fee	\$160.00	\$160.00
(b) Water supply connection fee For Ōpōtiki, Ōhiwa, Te Kaha plus actual costs of any additional materials, plant, and labour required.	\$310.00	\$310.00
(c) Sewer connection fee For Ōpōtiki plus actual costs of any additional materials, plant, labour required.	\$350.00	\$350.00
(d) Stormwater discharge Fee for discharge to land administered by Council	\$250.00	\$250.00
(e) Vehicle entrance – approved contractor		
Specification		
Entrance		
Description		
R08		
1 Lot – Residential	\$3,600.00	\$3,600.00
2 Lots – Residential	\$4,100.00	\$4,100.00
R09		
Heavy Industrial Single	\$9,700.00	\$9,700.00
Heavy Industrial Double	\$13,800.00	\$13,800.00
Light Industrial Single	\$9,200.00	\$9,200.00
Light Industrial Double	\$13,300.00	\$13,300.00
R10		
1 Lot – Existing Residential	\$3,600.00	\$3,600.00
2 Lots – Existing Residential	\$4,100.00	\$4,100.00
R28		
1 Lot – Rural Vehicle Entrance	\$5,100.00	\$5,100.00
2-3 Lots – Rural Vehicle Entrance	\$6,100.00	\$6,100.00
Inspection fee	\$160.00	\$160.00
Entrance cost refundable if approved contractor used and entrance installed to specification.		
(f) Peer review of engineering specifications	At cost	At cost
Note: Where costs exceed bonds applicants will be required to meet the difference after receiving invoice.		

Community Facilities

CBD and i-SITE Public Toilets Usage

(All charges include GST)

	Charges 1 July 2018	Charges 1 July 2019
i-SITE showers	\$3.00	\$3.00

Hire of Reserve Land

Leases or licence for exclusive use of reserve land shall be determined by public tender or valuation. Community groups may be granted preferential exclusive use of reserve land where the reserve meets the group's specific requirements.

Temporary use of Council reserves for a commercial operation charged \$100.00 application fee plus \$50.00 per day. For example circus or similar.

A commercial concession may be granted for a food or beverage stall occupying less than 10 square metres to operate on reserve land - charge \$50 application fee, \$10 per day or \$50 per week.

No charge shall apply for A&P Association use of the Showgrounds for the annual show.

Hire of Sports Pavilions

	Cost / Session 1 July 2018	Cost / Hour 1 July 2018	Cost / Session 1 July 2019	Cost / Hour 1 July 2019
Community group (non-profit)	\$40.00	\$15.00	\$40.00	\$15.00
Private (i.e. family function, no entry fee)	\$100.00	\$25.00	\$100.00	\$25.00
Corporate/commercial use	\$150.00 + GST	\$50.00 + GST	\$150.00 + GST	\$50.00 + GST
* Session is defined as: 7 am – midday, midday – 5 pm, 5 pm – midnight				
* A refundable bond up to \$500 may be charged.				

Library Fees and Charges

(All charges include GST)

**Charges
1 July 2018**

**Charges
1 July 2019**

Membership		
Replacement card (lost)	Nil	Nil
Temporary members and visitors – deposit	\$50.00	\$50.00
Temporary members and visitors – refund (on return of library card and all resources borrowed)	Nil	Nil
Loans		
Rental fees	\$0.00 - \$5.00	\$0.00 - \$5.00
Holds	\$1.00	\$1.00
Fines (per day)	\$0.20	\$0.20
Lost / damaged / unreturned items	Replacement cost	Replacement cost
Interloans U18	Nil	Nil
Interloans (where reciprocal borrowing applies)	\$4.00	\$4.00
Interloans (where reciprocal borrowing does not apply)	\$15.00	\$15.00
Printing and Photocopying		
A4 B&W	\$0.20	\$0.20
A4 Colour	\$1.00	\$1.00
A3 B&W	\$0.40	\$0.40
A3 Colour	\$2.00	\$2.00
Faxing / Emailing		
New Zealand	\$1.00	\$1.00
Other countries		
Sale of old stock		
	As marked	As marked
APNK Internet Service (Internet access, email, word-processing etc.)		
	Nil	Nil

Cemetery Fees and Charges

(All charges include GST)

Charges
1 July 2018

Charges
1 July 2019

Cemetery Plots			
Purchase plot (also reserve plot)	Adult	\$1,315.00	\$1,315.00
	Child	\$630.00	\$630.00
Interment fee	Adult	\$525.00	\$525.00
	Child	\$235.00	\$235.00
	Stillborn	\$235.00	\$235.00
	Saturday	\$740.00	\$740.00
Ashes – niche wall	Ashes	\$115.00	\$115.00
	Adult/Child	\$315.00	\$315.00
Ashes – cremation strip			
• Purchase plot	Adult/Child	\$370.00	\$370.00
• Interment fee	Adult/Child	\$125.00	\$125.00
Monument permit		\$48.00	\$48.00

Water Supply

Bulk Water Take From Hydrants

(All charges include GST)

	Charges 1 July 2018	Charges 1 July 2019
All bulk water supplies using Council's hydrants must comply with Section 11 Tankard Drinking Water compliance criteria of the Drinking Water Standards for New Zealand 2005 (Revised 2008).		
Bulk water cost to fill tankers from hydrants from Ōpōtiki and Te Kaha water supplies	\$10.00 / m ³	\$10.00 / m ³

Water Meter Charges

Any property that is connected to the Ōpōtiki, Te Kaha or Ōhiwa Water supplies, where there is a water meter, the metered volumes of water used shall be charged to the following rates per cubic meter

	Charges 1 July 2018	Charges 1 July 2019
Ōpōtiki	65.5 c/m ³	65.5 c/m ³
Te Kaha	\$1.15 /m ³	\$1.15 /m ³
Ōhiwa	\$1.15 /m ³	\$1.15 /m ³

Request Water Meter Reading

(All charges include GST)

	Charges 1 July 2018	Charges 1 July 2019
Request water meter reading	\$60.00	\$60.00

Water Testing

(All charges include GST)

	Charges 1 July 2018	Charges 1 July 2019
This charge covers transport, testing and reporting on private water samples from Ōpōtiki by the laboratory in Whakatāne. Test covers bacterial compliance.	\$60.00	\$60.00

Land Transport

Temporary Road Closure Fees

(All charges include GST)

	Charges 1 July 2018	Charges 1 July 2019
Processing fee	\$110.00	\$110.00
+ Advertising costs If full road closure under statutory requirements (road closure), two advertisements are required. If temporary road closure under statutory requirements (disruption to traffic), one advertisement is required.	\$160-\$220 per advertisement	\$160-\$220 per advertisement

Road Stopping Fees

(All charges include GST)

	Charges 1 July 2018	Charges 1 July 2019
+ Deposit fee: For contribution to initial evaluation – to accompany application.	\$950.00	\$950.00
+ Additional fees: The actual and reasonable costs incurred by the Council will be charged for all applications. Therefore, a charge additional to the deposit fee may be made once the application has been determined. Actual and reasonable costs will also be charged for applications that are withdrawn.	Actual and reasonable costs	Actual and reasonable costs

Rapid Number Assessment

(All charges include GST)

	Charges 1 July 2018	Charges 1 July 2019
Assignment of rapid number (excludes number plates)	\$90.00	\$90.00

Solid Waste

Ōpōtiki District Resource Recovery Centers (RRC)

(All charges include GST)

Household/ Domestic Waste	Green Waste	% Recyclable				Non- Recyclable
		100%	75%	50%	25%	
Cars	\$5.00	\$5.00	\$8.00	\$10.00	\$12.00	\$15.00
Ute, station wagon, van, small trailers (up to 1m ³)	\$8.00	\$8.00	\$11.00	\$14.00	\$17.00	\$20.00
Large trailers (1m ³ to 2m ³)	\$16.00	\$16.00	\$22.00	\$28.00	\$34.00	\$40.00
Loads greater than 2m ³ (per cubic metre charge)	\$10.00	\$10.00	\$25.00	\$40.00	\$55.00	\$70.00
Plastic bags (each)	Small - less than 25 litres \$2.00	Large - up to 75 litres \$3.00	Extra large - over 75 litres and wheelie bins \$5.00	Wool fadge \$20.00		
Commercial/Industrial/Business Waste						
Depending on ease of handling, price by negotiation, but generally \$70.00 per m ³ . For loads greater than 2m ³ , waste depositors may have to arrange for their own transport to landfill. Note: Council reserves the right to reject any commercial, business or industrial loads.						
Whiteware, TVs, PCs etc.		\$5.00 each				
Car bodies: empty (no fuel or oil)		\$25.00 (car bodies are only accepted at the Ōpōtiki RRC)				
Gas bottles	Empty	With gas				
Up to 9.00 kg	\$5.00	\$10.00				
Over 9.00 kg	\$10.00	\$20.00				
Tyres	Without rims	With rims				
Car / van	\$3.00	\$4.00				
4x4 ute or truck	\$7.50	\$10.00				
Tractor or truck	\$11.00	\$15.00				
Waste definitions						
Household / Domestic Waste	The amount of refuse that would normally be generated from a residential property up to a volume of 2m ³ load.					
Commercial / Industrial / Business Waste	Any load greater than 2m ³ in volume. Any waste generated from commercial, industrial or business activities, inclusive of forestry, orchard, farming and property rental activities.					
Green waste	Vegetation and garden waste with tree limbs up to a maximum of 100mm in diameter.					
WE DO NOT ACCEPT:						
Ōpōtiki						
Asbestos						
Explosives (including flares and bullets)						
Soil						
Hypodermic needles						
Hot fire place embers						
Vegetation other than household garden material and trees.						
Te Kaha and Waihou Bay						
As for Ōpōtiki above and including:						
External and internal wall and roof linings						
Commercial quantities of timber framing/ building framing and materials						
Lawn clippings						
Agricultural chemicals and poisons.						
Note: these additional categories of materials will be accepted if deposited at Ōpōtiki RRC.						

Other

Copying and Access to Records

(All charges include GST)

	Charges 1 July 2018	Charges 1 July 2019
a) Copying of information, photocopying and printing		
• A4 B/W	\$0.50	\$0.50
• A4 Colour (maximum 40% coverage)	\$1.50	\$1.50
• A3 B/W	\$1.00	\$1.00
• A3 Colour (maximum 40% coverage)	\$5.00	\$5.00
• A2 B/W	\$2.00	\$2.00
• A2 Colour (maximum 40% coverage)	\$10.00	\$10.00
• A1 B/W	\$4.00	\$4.00
b) Published documents		
Fee fixed per document to include the cost of printing, postage and may include actual and reasonable costs in preparing the document. Search fee (first 30 minutes free)	\$45.00 per hour	\$45.00 per hour

Hire of Chambers Meeting Room

Plus reasonable charges

(All charges include GST)

	Charges 1 July 2018	Charges 1 July 2019
Government/other council use – per hour	\$69.00	\$69.00
Full day	\$414.00	\$414.00

Access to Records and Subdivision Records

(All charges include GST)

	Charges 1 July 2018	Charges 1 July 2019
All charges minimum plus actual and reasonable costs		
Property file administration – hard and digital copies	\$5.00	\$5.00
Hard copies – per page and size charges, per A4 equivalent	.50	.50
Digital copies – A4	.20	.30
Digital copies – A3	.40	.40
Digital copies – A2	.80	.80
Digital copies – A1	1.60	1.60
Note: Additional actual and reasonable charges, postage and media fees may apply.		
Note: Your request will generally be processed within 24 hours however please allow between 3-5 working days.		

Official Information Requests

(All charges include GST)

	Charges 1 July 2018	Charges 1 July 2019
Search fee (first 1 hour free)	\$38.00 per half hour	\$38.00 per half hour
Plus photocopying	20c per page in excess of 20 pages	20c per page in excess of 20 pages

REPORT

Date : 09 May 2019

To : Extra Ordinary Council Meeting, 28 June 2019

From : Finance and Corporate Services Group Manager, Bevan Gray

Subject : **SETTING OF 2019/20 RATES, DUE DATES FOR PAYMENT, AND THE PENALTIES REGIME**

File ID : A169175

EXECUTIVE SUMMARY

With Council having adopted the 2019/20 Annual Plan, Council has to set the rates, due dates for payment and penalties regime for the financial year from 1 July 2019 to 30 June 2020.

PURPOSE

The purpose of this report is to present the rates for the 2019/20 year for Council to set. Under the Local Government (Rating) Act 2002 it is necessary to set the rates, due dates for payment, and penalties regime by Council resolution.

BACKGROUND

The various rates are set out in the Funding Impact Statement included in the 2019/20 Annual Plan. The total rate requirement as forecast by the 2019/20 Annual Plan has increased by 3.78% when compared to the current financial year. This comes in below the 2018-28 Long Term Plan rate increase for 2019/20 year of 6.24%.

The rates and charges are detailed exclusive of GST.

SIGNIFICANCE ASSESSMENT

Rate income represents the majority of Council's revenue and is therefore considered significant. The rate requirement for the 2019/20 financial year was established through the 2019/20 Annual Plan and

Revenue and Financing Policy process set in 2018-28 Long Term Plan which was subject to special consultative procedure under the Local Government Act.

OPTIONS

There are no realistic alternative options. Council must set the rates for the 2019/20 rating year based on the adopted 2019/20 Annual Plan. Rates should be set now to allow them to be assessed and invoiced in time according to the Council’s usual timeframes which are recommended to be continued in the 2019/20 year.

COMMUNITY INPUT AND PUBLICITY

The rate requirement for the 2019/20 financial year was established through the 2019/20 Annual Plan and Revenue and Financing Policy process set in 2018-28 Long Term Plan which was subject to special consultative procedure under the Local Government Act.

RECOMMENDATIONS:

- 1. That the report titled “Setting of 2019/20 Rates, Due Dates for Payment, and the Penalties Regime” be received.
- 2. That the Ōpōtiki District Council, pursuant to the provisions of the Local Government (Rating) Act 2002, set the following rates for the period 1 July 2019 to 30 June 2020:

1 GENERAL RATES

(a) General Rate

Pursuant to Section 13 of the Local Government (Rating) Act 2002, a general rate of 0.3502 cents in the Dollar of Capital Value on all rateable rating units in the Ōpōtiki District.

Revenue Sought **\$6,869,481**

(b) Uniform Annual General Charge

Pursuant to Section 15 of the Local Government (Rating) Act 2002, a uniform annual general charge of \$434.97 on every rateable rating unit in the district.

Revenue Sought **\$2,070,040**

2 TARGETED RATES

(a) Water Supply Charges

Pursuant to Section 16 of the Local Government (Rating) Act 2002, a targeted rate for water supply shall be set within the following water supply areas as follows:

	Supply Name	
(i) A full charge for the ordinary supply of water in respect of each separately used or inhabited part of a rating unit to which water is supplied.	Ōpōtiki/	215.61
	Hikutaia	
	Te Kaha	303.39
	Ohiwa	749.30
(ii) A half charge in respect of every rating unit to which water can be, but is not supplied, situated within 100m of any part of the waterworks.	Ōpōtiki/	107.81
	Hikutaia	
	Te Kaha	151.70
	Ohiwa	374.65
<i>Revenue Sought:</i>	<i>Ōpōtiki/</i>	<i>\$492,787</i>
	<i>Hikutaia</i>	
	<i>Te Kaha</i>	<i>\$107,369</i>
	<i>Ohiwa</i>	<i>\$16,110</i>

Pursuant to section 19 of the Local Government (Rating) Act 2002, a targeted rate for water supplied by meter is applied as well as the connection charge outlined above as follows:

Any property that is connected to one of the above water supplies where there is a water meter, the metered volumes of water used shall be charged at the following rates per cubic meter:	Ōpōtiki	57 c/m ³
	Te Kaha	\$1.00 m ³
	Ohiwa	\$1.00 m ³
<i>Revenue Sought:</i>	<i>Ōpōtiki</i>	<i>\$285,000</i>
	<i>Te Kaha</i>	<i>\$62,500</i>
	<i>Ohiwa</i>	<i>\$5,000</i>

(b) Sewerage Drainage Charges

Pursuant to Sections 16 of the Local Government (Rating) Act 2002, a targeted rate shall be set in each urban drainage area as follows:

	Scheme Name	2019/20
(i) One full charge in respect of every separately used or inhabited part of a rating unit connected to a public sewerage drain.	Ōpōtiki	476.17
	Waihou Bay	418.47
(ii) Half of the full charge in respect of each rating unit to which sewer drainage can be, but is not connected, situated within 30m from any part of the public sewerage drain.	Ōpōtiki	238.09
	Waihou Bay	209.24
(iii) 80% of the full charge in respect of every separate toilet pan, water closet, or urinal where there are multiple connections on one rating unit.	Ōpōtiki	380.94

Note:

A residence of not more than one household shall be deemed to have not more than one water closet, toilet pan, or urinal.

<i>Revenue Sought</i>	<i>Ōpōtiki</i>	<i>\$808,639</i>
	<i>Waihou Bay</i>	<i>\$10,671</i>

(c) Waioeka Wastewater Extension

Pursuant to Sections 16 of the Local Government (Rating) Act 2002, a targeted rate shall be set as a fixed amount per rating unit connected to the Waioeka Wastewater Extension of \$20,248.50.

<i>Revenue Sought:</i>	<i>Waioeka Extension</i>	<i>\$40,497</i>
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(d) Kerbside Refuse Collection Charge

Pursuant to Section 16 of the Local Government (Rating) Act 2002, a targeted rate for kerbside refuse collection within the defined Ōpōtiki Ward and Waiotahi/Waioeka Ward collection areas set as follows:

- (i) A full charge of \$193.08 per separately used or inhabited part of a rating unit (except those not used or inhabited) within the defined Ward collection areas
- (ii) A half charge of \$96.54 per rating unit that is not used or inhabited within the defined Ward collection areas.

<i>Revenue Sought</i>	<i>\$422,848</i>
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(e) Communities of interest

Pursuant to Section 16 of the Local Government (Rating) Act 2002, a communities of interest targeted rate set as an amount per rating unit as follows:

- (i) Residential communities of interest
\$34.41 per rateable rating unit within the defined rating areas.

<i>Revenue Sought</i>	<i>\$72,300</i>
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- (i) Rural communities of interest
\$22.16 per rateable rating unit within the defined rating areas.

<i>Revenue Sought</i>	<i>\$53,974</i>
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- (ii) Commercial/industrial communities of interest
\$724.24 per rateable rating unit in the district where land use is commercial or industrial.

<i>Revenue Sought</i>	<i>\$157,161</i>
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3 INSTALMENT DATES

That the Ōpōtiki District Council resolves that all rates are payable in four equal instalments, due on or before:

- Instalment One : 23 August, 2019**
- Instalment Two : 22 November, 2019**
- Instalment Three : 21 February, 2020**
- Instalment Four : 22 May, 2020**

That the Ōpōtiki District Council resolve that all metered water charges are payable in six monthly instalments based on usage, due on or before:

- Instalment One : 18 December, 2019**
- Instalment Two : 17 June, 2020**

4 ADDITIONAL CHARGES ON UNPAID RATES

That the Ōpōtiki District Council authorise the addition of penalties to unpaid rates in accordance with the following regime:

Under the provisions of Sections 57 and 58 of the Local Government (Rating) Act 2002, a penalty of 10% will be added to the amount of the first instalment of rates remaining unpaid after the due date, on 23 August, 2019; of the second instalment of rates remaining unpaid after the due date, on 22 November, 2019; of the third instalment of rates remaining unpaid after the due date, on 21 February, 2020; and of the fourth instalment of rates remaining unpaid after the due date, on 22 May, 2020.

5 GOODS AND SERVICES TAX

The rates stated above are exclusive of goods and services tax payable. GST should be applied at the current rate of 15% to rates payable on invoices and to any voluntary prepayments made.

Bevan Gray

FINANCE AND CORPORATE SERVICES MANAGER

REPORT

Date : 17 June 2019

To : Extra Ordinary Council Meeting, 28 June 2019

From : Sarah Jones, Corporate Planner and Executive Officer

Subject : **SUBMISSION ON THE BAY OF PLENTY REGIONAL COUNCIL ANNUAL PLAN 2019-20**

File ID : A170205

EXECUTIVE SUMMARY

This report seeks to provide Council with information in respect of the submission made in response to the consultation carried out by the Bay of Plenty Regional Council on their 2019-20 Annual Plan.

PURPOSE

To present to Council the submission made on the Bay of Plenty Regional Council Annual Plan.

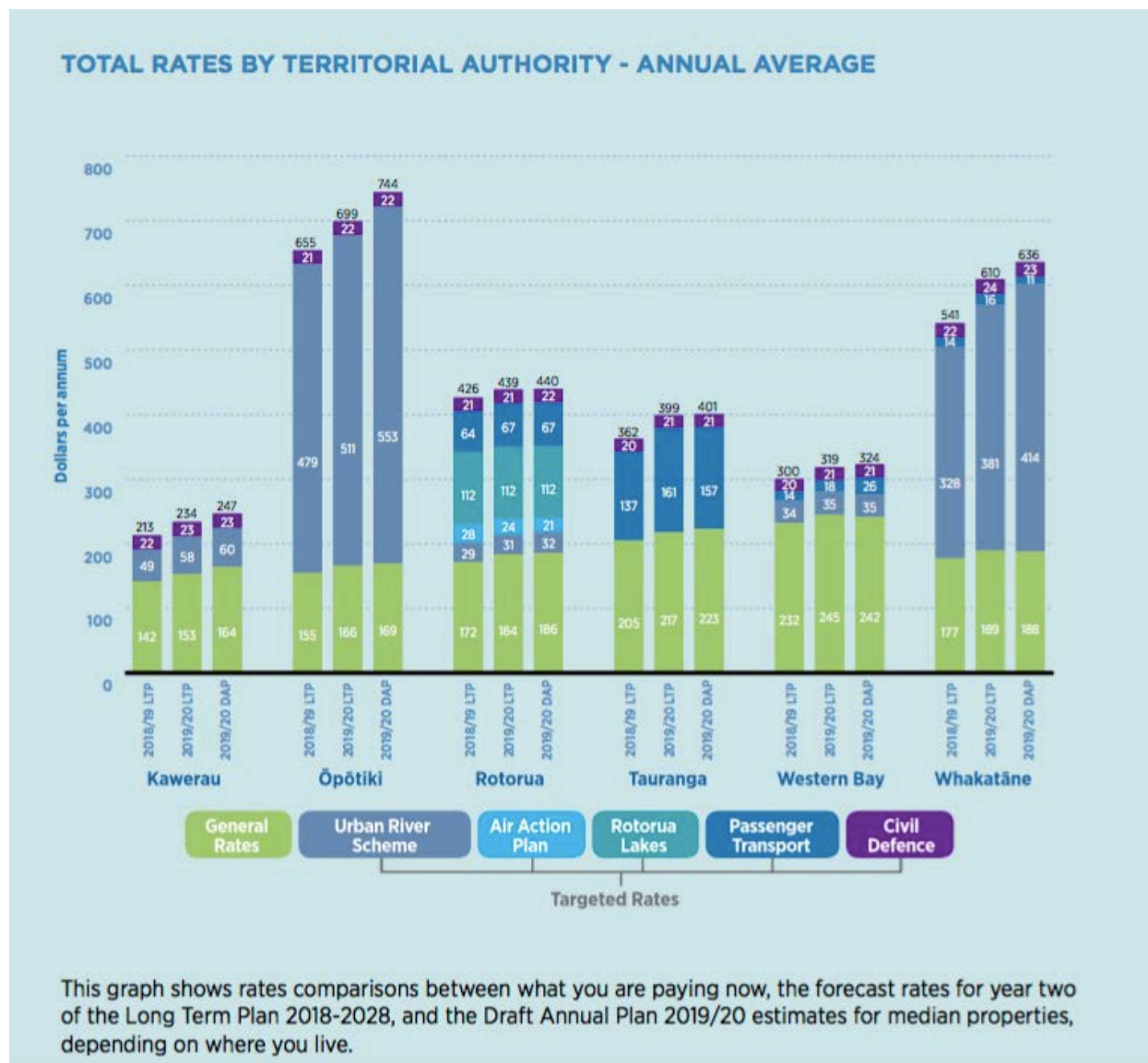
BACKGROUND AND DISCUSSION

The Bay of Plenty Regional Council carried out consultation on its proposed Annual Plan 2019-20 between the 18 March to 6 May 2019. They produced a Consultation Document which drew attention to the following parts of the Annual Plan that the Regional Council were seeking feedback on:

- Climate change – where should our focus be when it comes to action on climate change?
- Safety and rescue services – how should we support charities that provide regional safety and rescue services?
- Passenger transport – a proposal to provide improved tertiary and commuter bus services funded through targeted rates; and a proposal to trial fare-free bus services for school students in Tauranga, replacing fare revenue with targeted rates.

The Consultation Document also noted that the Annual Plan would set the level of rates for the 2019-20 financial year. An average rates increase of 6.5% was proposed in the consultation document,

higher than the 5.3% increase that was forecast in the Long Term Plan. Proposed rates increases were summarised in a graph (taken from pg. 29 of the Consultation Document) which is reproduced below:



In response to the Consultation Document, a submission was drafted and this was sent to the Regional Council on the 6 May. A copy of the submission is attached.

Regional Council staff produced a number of 'Deliberation Papers' attached to the agenda to be considered by Councillors at a Council meeting on 13 June. ODC staff noted in advance of the meeting that the submission made by ODC was not mentioned in any of the 'Deliberation Papers', nor were the points raised in the submission mentioned or responded to. Staff raised this concern with Regional Council staff on Friday, 7 June. In response, Regional Council staff confirmed on Sunday, 9 June that the full pack of submissions was sent out to their Councillors on 31 May and that there was a delay

publishing submissions on their website, but they were now available. Regional Council staff have noted that they will be contacting stakeholders to advise of key decisions and respond to issues raised in submissions before the end of July. Any response provided by the Regional Council will be reported verbally at the Council meeting on 28 June.

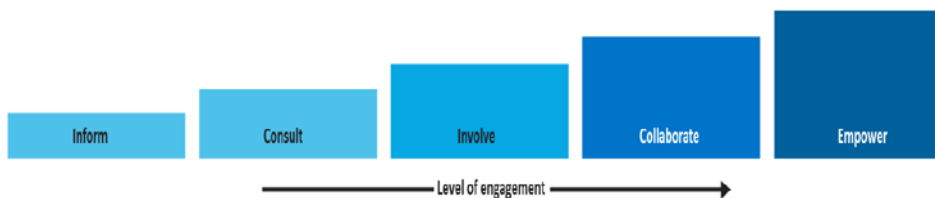
SIGNIFICANCE ASSESSMENT

Assessment of significance

Under Council's Significance and Engagement Policy, on every issue requiring a decision, Council considers the degree of significance and the corresponding level of engagement required. The level of Significance for the Submission on the Bay of Plenty Regional Council 2019-20 Annual Plan is considered to be low as determined by the criteria set out in section 12 of the Significance and Engagement Policy.

Assessment of engagement requirements

As the level of significance for the Submission on the Bay of Plenty Regional Council 2019-20 Annual Plan is considered to be of low significance the level of engagement required is determined to be at the level of 'inform' according to Schedule 2 of the Significance and Engagement Policy.



RECOMMENDATION:

- 1. That the report titled "Submission on the Bay of Plenty Regional Council 2019-20 Annual Plan" be received.**

Sarah Jones

CORPORATE PLANNER AND EXECUTIVE OFFICER



FROM THE MAYOR'S OFFICE

Our Ref: A166952

6 April 2019

Bay of Plenty Regional Council
PO Box 364
WHAKATĀNE 3158

Electronic letter to: annualplan@boprc.govt.nz

To Whom it May Concern

SUBMISSION ON THE BAY OF PLENTY REGIONAL COUNCIL DRAFT 2019/20 ANNUAL PLAN

We write to object to the rating increase proposed in 2019/20 draft Annual Plan and to once again implore elected members to reconsider the way the rating system works in respect of the River Scheme. We also wish to make a brief comment in respect of decisions being made around future actions on climate change.

As elected representatives you have a collective responsibility to act in the best interest of all ratepayers. The way the Regional Council's rating system currently works results in some of the poorest and most deprived residents in the region being faced with the highest rates. Despite our repeated attempts to urge the Regional Council to reconsider this rating model, the rates imposed continue to affect the residents of Ōpōtiki disproportionately when compared to residents in the rest of the Bay of Plenty. Those struggling the most, often do not voice their views on such matters. The absence of submissions or complaints from our residents in relation to this matter does not mean residents are happy or satisfied with the situation.

The situation is demonstrated most clearly in the graph included on page 29 of the Annual Plan Consultation Document (extract included below) and what it shows is totally unacceptable. If the information in this graph was overlaid with information relating to level of deprivation (images showing relative deprivation across the region attached, together with GDP growth indicator), this would clearly illustrate that the way the regional council chooses to fund its activities, results in the highest burden on those with the least ability to pay. As elected representatives, we know that this is not something you would wish to be accountable for. Whilst we understand the simple logic behind the way you rate the River Scheme, and in an ideal world it is the way things ought to be done, the reality is much more complicated and less clear cut. When the cost of a service a Council is choosing to provide is unaffordable for the residents who benefit from that service, but that service must be provided in order to protect those residents from something that is outside of their control, a Council must look to alternative ways to fund that service. Either that, or that Council needs to come up with an alternative way to provide the service.

We understand that the Regional Council has adopted a "user pays" approach to providing its services. However, this form of targeted rate cannot be considered "user pays". This is not a service our residents are opting in to or choosing to benefit from, nor is it a service they can opt out of. In this circumstance, the only way residents can opt out, is by moving away, and perhaps in the case of other

targeted rates, this may be a reasonable assumption. But in the case of this River Scheme, the majority of the residents affected do not have the ability or financial mobility that would enable them to move away and "opt out". For this reason, this particular service cannot be accurately or reasonably described as "user pays".

In comparison to the Regional Council's overall budget, these are not large sums of money. However, when that cost is forced to be borne by a small number of residents in a highly deprived area, those costs become unreasonable and unacceptable. We urge you as elected representative to ask your staff to reconsider the way this service is funded and look at alternative options. We understand that this rating system has existed in similar form as long as the River Schemes have existed, but that does not make it right. There is no merit in consistency for consistency's sake. The Local Government Act requires local authorities to manage their finances in a manner that "promotes the current and future interests of the community". With respect, it is our view that the Regional Council is failing in this respect.

Last year we raised the point that the scheme should be funded differently because of the large areas on non-rateable (Crown) land in the catchment, and the utilities that benefit, but do not pay. We discussed this matter recently with the Productivity Commission staff as part of their inquiry. We think these matters need far more prominence in rates decisions and again we seek the Regional Council take a different approach in the Waioeka-Otara catchment. The Regional Council and Regional Sector Group should be prominent in the debate with Government around the non-contribution from Crown land.

The Regional Council Annual Plan Consultation Document proposes a significant rate rise, above that anticipated in the Long Term Plan. For the same reasons set out above, any increase in rates is experienced disproportionately by the residents of our district. Whilst we have no objection to a rate rise per se, we once again urge you to reconsider the way the Regional Council funds the River Scheme and who contributes to the cost of that service. We urge you to act in the interest of all your residents, not just in the interest of the many or the few.

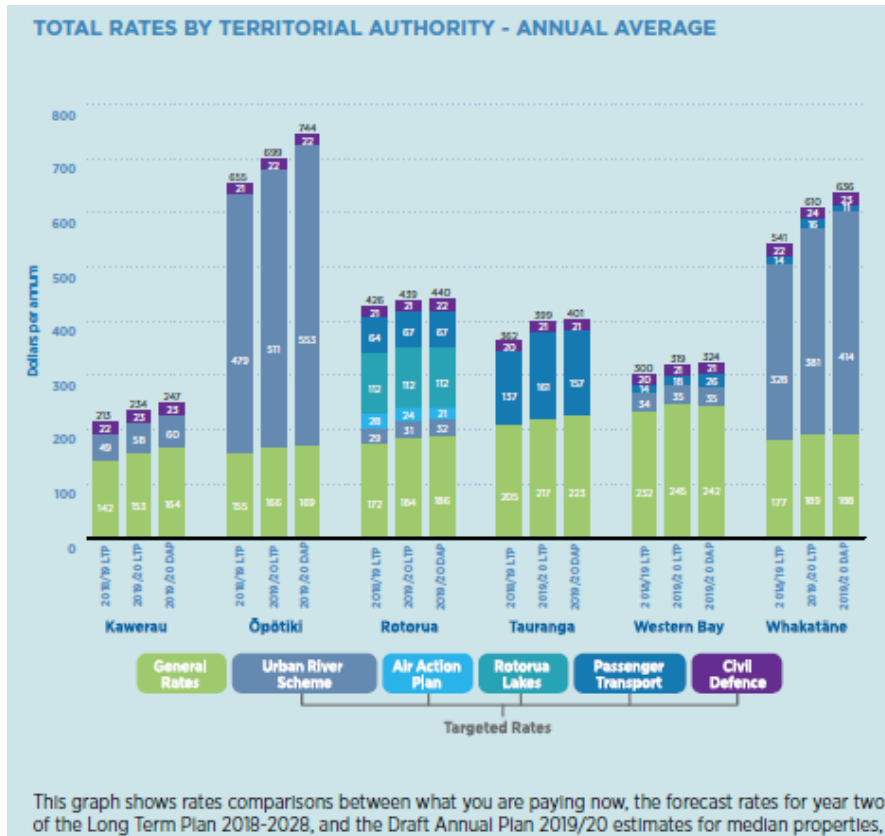
For similar reasons, we wish to submit briefly in relation to decisions being made about how the Regional Council addresses climate change in future. Any decision around climate change, including the workstreams that feed into this, need to be coherent and fully integrated with the work programmes and financial plans of all territorial authorities within the region. All too often we find decisions being made at a regional level that work well for the larger well-resourced territorial authorities, but give little thought to how they will be resourced, or translate on the ground in the Ōpōtiki district. We remain committed to assisting the Regional Council in managing the effects of climate change and look forward to being involved in the development of a strategy that is locally responsive to the needs of our community.

Ōpōtiki District Council wishes to be heard in support of this submission.

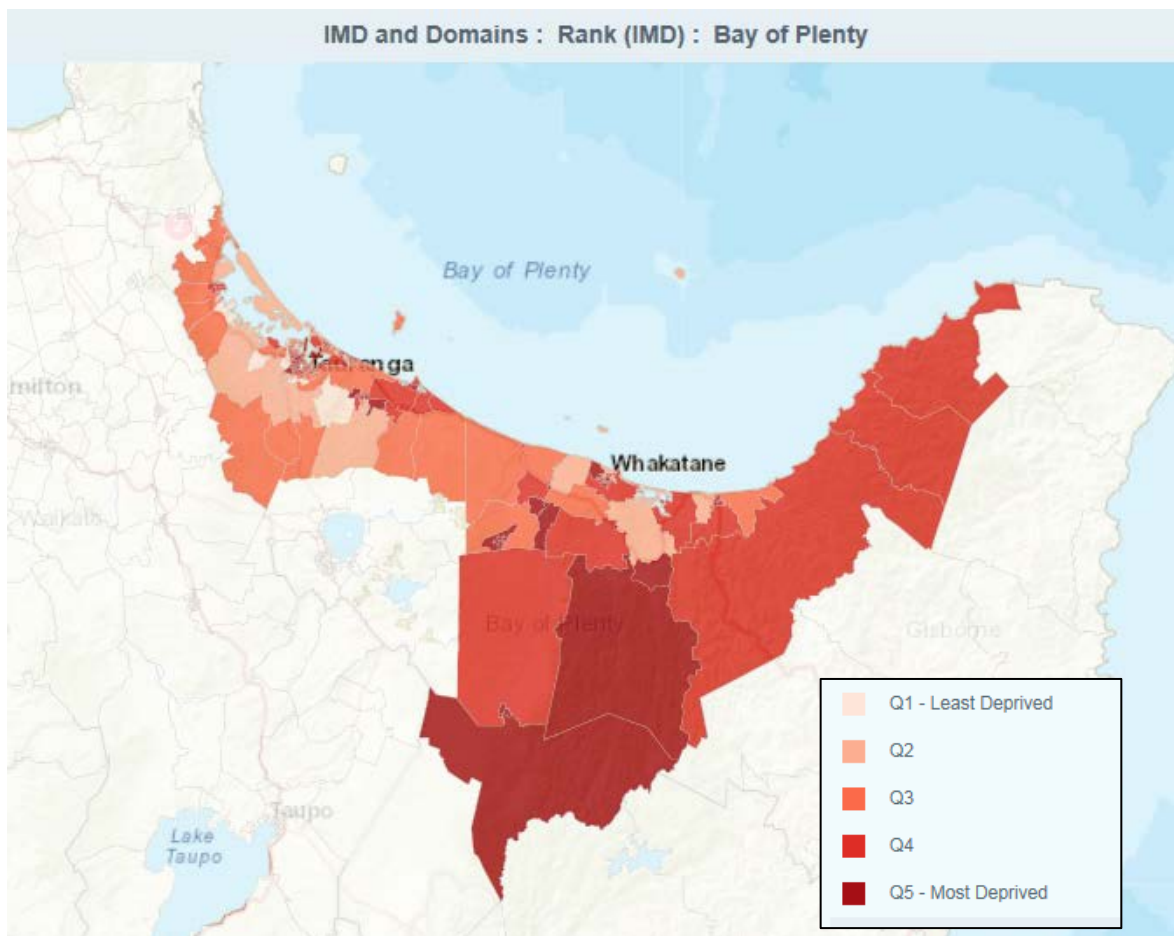
Yours sincerely,



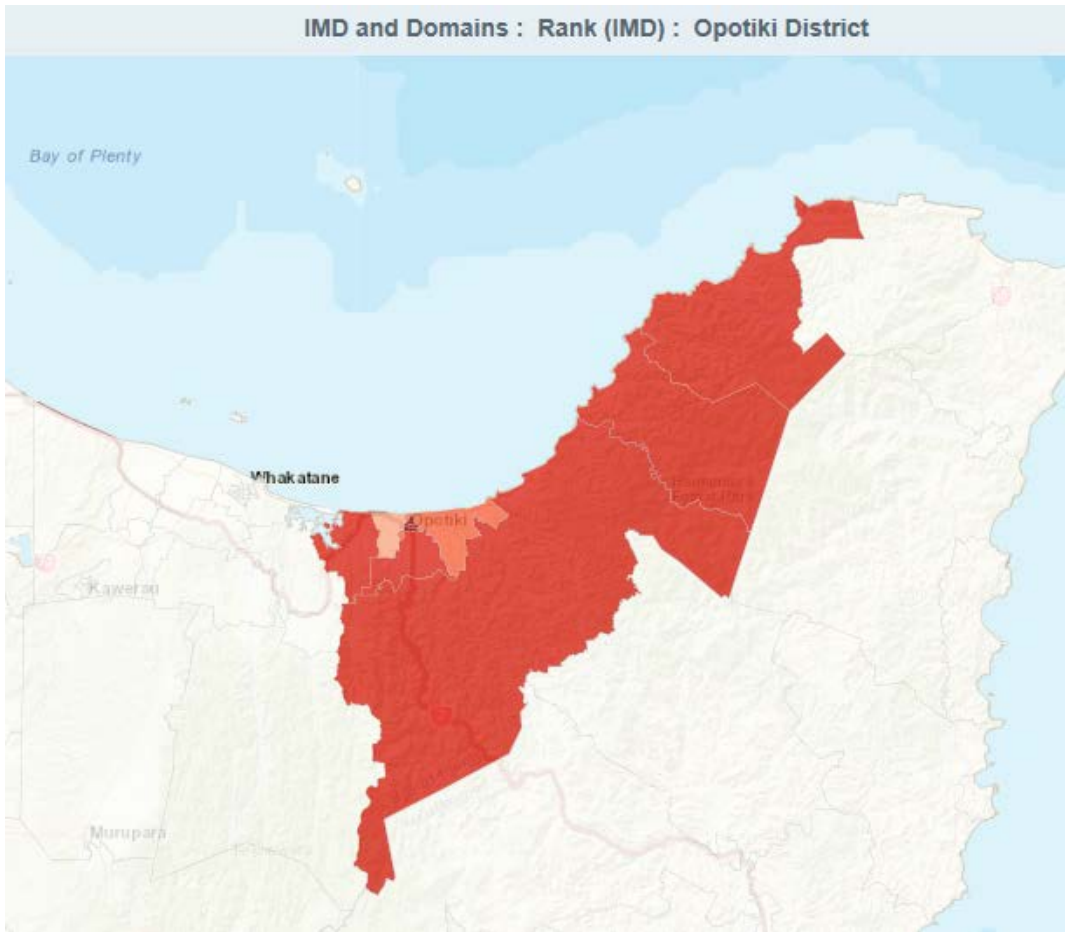
John Forbes
MAYOR OF ŌPŌTIKI



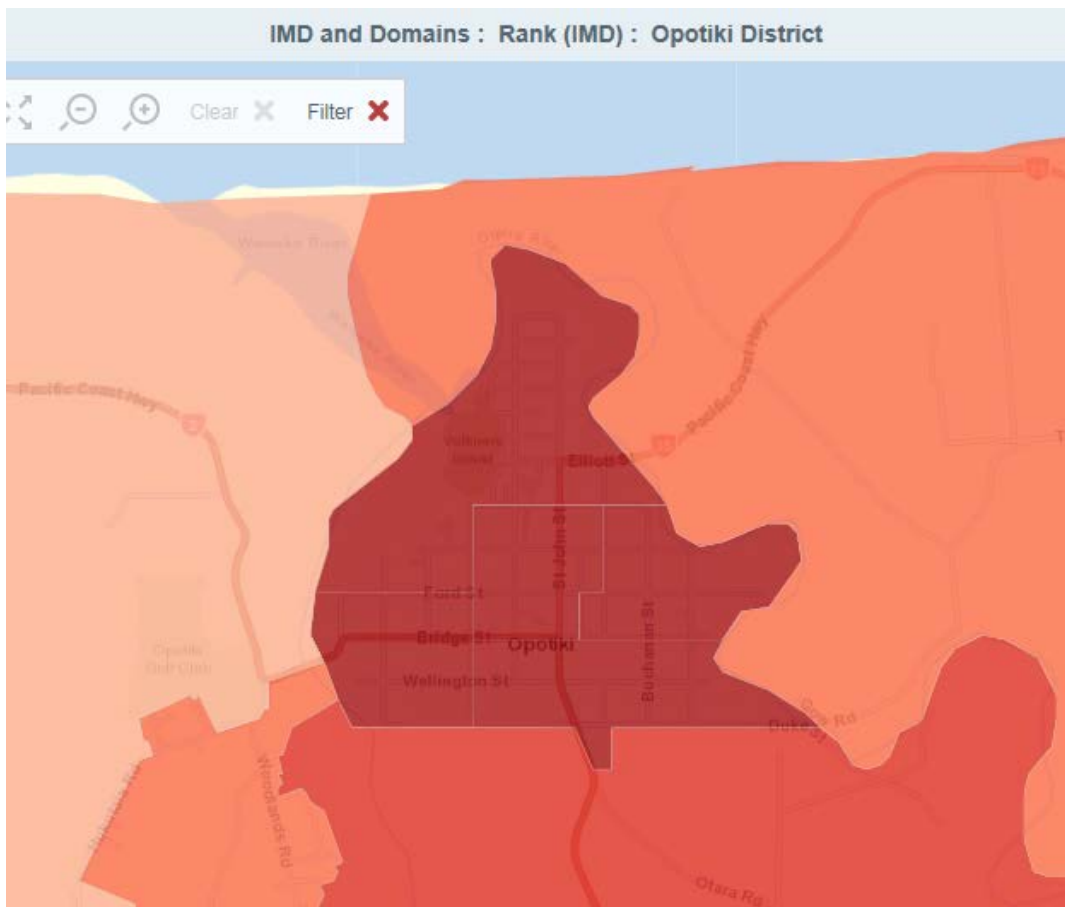
Source: Bay of Plenty Regional Council Annual Plan Consultation Document, pg. 29



Levels of Deprivation – Bay of Plenty Region. Source: Atkinson J, Salmond C, Crampton P. 2014 NZDep2013 Index of Deprivation. Wellington. University of Otago - <https://www.otago.ac.nz/wellington/departments/publichealth/research/hirp/otago020194.html>



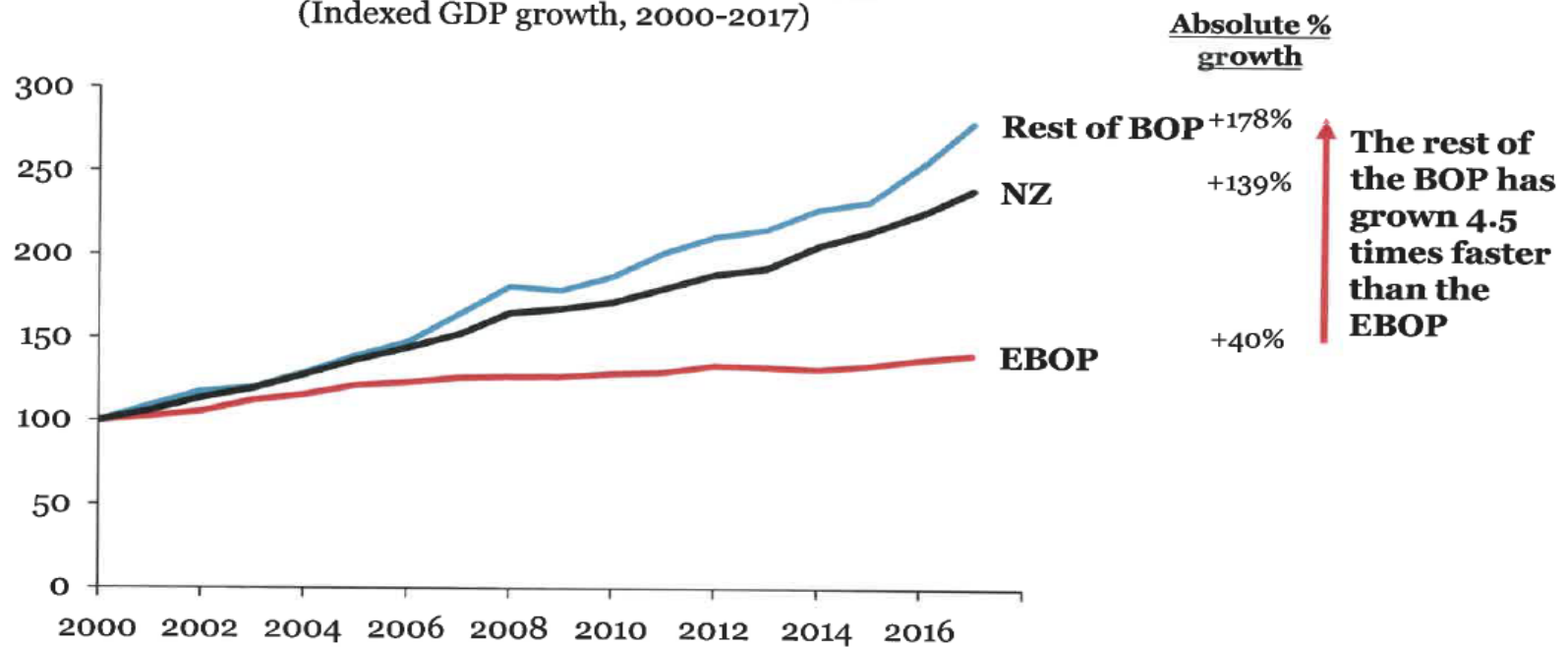
Levels of Deprivation – Opotiki District. Source: As above



Levels of Deprivation – River Scheme targeted rate area. Source: As above

BASELINE GROWTH RATE HAS LAGGED BOP & NZ

EBOP vs BOP vs NZ Economic Growth
(Indexed GDP growth, 2000-2017)



Notes: Each region's GDP was indexed to 100 in 2000, and growth tracked. Rest of BOP is BOP minus EBOP. Source: Stats NZ, Infometrics



REPORT

Date : 17 June 2019

To : Extra Ordinary Council Meeting, 28 June 2019

From : Chief Executive Officer, Aileen Lawrie

Subject : **RESOLUTION TO EXCLUDE THE PUBLIC**

SECTION 48 LOCAL GOVERNMENT OFFICIAL INFORMATION & MEETINGS ACT 1987

THAT the public be excluded from the following parts of the proceedings of this meeting, namely:

5. Library – Te Tāhuhu o Te Rangi Technology and Research Centre.

The general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter, and the specific grounds under section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

Item No	General subject of each matter to be considered	Reason for passing this resolution in relation to each matter	Ground(s) under section 48(1) for the passing of this resolution
5.	Library – Te Tāhuhu o Te Rangi Technology and Research Centre	That the public conduct of the relevant part of the proceedings of the meeting would be likely to result in the disclosure of information for which good reason for withholding exists.	Section 48(1)(a)

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 are as follows:

5.	Protect the privacy of natural persons Protect information	Section 7(2)(a) Section 7(2)(b)(i) & (ii)
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