



AGENDA

Ordinary Council meeting Monday, 27 May 2024

I hereby give notice that an Ordinary meeting of Council will be held on:

Date: Monday, 27 May 2024

Time: To start at the Conclusion of SmartGrowth
Leadership Group but not earlier than 3pm
(to adopt the draft SmartGrowth Strategy ONLY)

Location: Bay of Plenty Regional Council Chambers
Regional House
1 Elizabeth Street
Tauranga

Please note that this meeting will be livestreamed and the recording will be publicly available on Tauranga City Council's website: www.tauranga.govt.nz.

Marty Grenfell
Chief Executive

Terms of reference – Council

Membership

Chairperson	Commission Chair Anne Tolley
Members	Commissioner Shadrach Rolleston Commissioner Stephen Selwood Commissioner Bill Wasley
Quorum	<u>Half</u> of the members physically present, where the number of members (including vacancies) is <u>even</u> ; and a <u>majority</u> of the members physically present, where the number of members (including vacancies) is <u>odd</u> .
Meeting frequency	As required

Role

- To ensure the effective and efficient governance of the City.
- To enable leadership of the City including advocacy and facilitation on behalf of the community.

Scope

- Oversee the work of all committees and subcommittees.
- Exercise all non-delegable and non-delegated functions and powers of the Council.
- The powers Council is legally prohibited from delegating include:
 - Power to make a rate.
 - Power to make a bylaw.
 - Power to borrow money, or purchase or dispose of assets, other than in accordance with the long-term plan.
 - Power to adopt a long-term plan, annual plan, or annual report
 - Power to appoint a chief executive.
 - Power to adopt policies required to be adopted and consulted on under the Local Government Act 2002 in association with the long-term plan or developed for the purpose of the local governance statement.
 - All final decisions required to be made by resolution of the territorial authority/Council pursuant to relevant legislation (for example: the approval of the City Plan or City Plan changes as per section 34A Resource Management Act 1991).
- Council has chosen not to delegate the following:
 - Power to compulsorily acquire land under the Public Works Act 1981.
- Make those decisions which are required by legislation to be made by resolution of the local authority.
- Authorise all expenditure not delegated to officers, Committees or other subordinate decision-making bodies of Council.
- Make appointments of members to the CCO Boards of Directors/Trustees and representatives of Council to external organisations.
- Consider any matters referred from any of the Standing or Special Committees, Joint Committees, Chief Executive or General Managers.

Procedural matters

- Delegation of Council powers to Council's committees and other subordinate decision-making bodies.
- Adoption of Standing Orders.
- Receipt of Joint Committee minutes.
- Approval of Special Orders.
- Employment of Chief Executive.
- Other Delegations of Council's powers, duties and responsibilities.

Regulatory matters

Administration, monitoring and enforcement of all regulatory matters that have not otherwise been delegated or that are referred to Council for determination (by a committee, subordinate decision-making body, Chief Executive or relevant General Manager).

Order of Business

1 Opening karakia 7

2 Apologies 7

3 Public forum..... 7

4 Acceptance of late items 7

5 Confidential business to be transferred into the open..... 7

6 Change to the order of business 7

7 Confirmation of minutes..... 7

Nil

8 Declaration of conflicts of interest 7

9 Deputations, presentations, petitions 7

Nil

10 Recommendations from other committees..... 7

Nil

11 Business..... 8

11.1 Adoption of SmartGrowth Strategy 2024 - 2074 8

12 Discussion of late items 12

13 Public excluded session 12

Nil

14 Closing karakia 12

- 1 OPENING KARAKIA**
- 2 APOLOGIES**
- 3 PUBLIC FORUM**
- 4 ACCEPTANCE OF LATE ITEMS**
- 5 CONFIDENTIAL BUSINESS TO BE TRANSFERRED INTO THE OPEN**
- 6 CHANGE TO THE ORDER OF BUSINESS**
- 7 CONFIRMATION OF MINUTES**
Nil
- 8 DECLARATION OF CONFLICTS OF INTEREST**
- 9 DEPUTATIONS, PRESENTATIONS, PETITIONS**
Nil
- 10 RECOMMENDATIONS FROM OTHER COMMITTEES**
Nil

11 BUSINESS

11.1 Adoption of SmartGrowth Strategy 2024 - 2074

File Number: A15984144

Author: Andy Mead, **Manager: City Planning & Growth**

Authoriser: Jeremy Boase, **Acting General Manager, Strategy, Growth & Governance**

PURPOSE OF THE REPORT

1. The purpose of this report is to seek adoption from Council of the SmartGrowth Strategy 2024 – 2074.

RECOMMENDATIONS

That the Council:

- (a) Receives the report "Adoption of SmartGrowth Strategy 2024 - 2074".
- (b) Adopts the SmartGrowth Strategy 2024 – 2074 as recommended by the SmartGrowth Leadership Group at its meeting earlier on 27 May 2024, including amendments recommended by the SmartGrowth Leadership Group (if any).

BACKGROUND

2. The revised SmartGrowth Strategy was developed over an 18-month period through a collaborative process with partners and stakeholders, including a SmartGrowth Informal Workshop held on 18 August 2023. The Strategy was notified for submissions under the Local Government Act "Special Consultative Procedure" (SCP).
3. The revised Strategy incorporates the 30-year Future Development Strategy requirements from the National Policy Statement on Urban Development which addresses housing and business land development capacity shortages identified through the Housing & Business Assessment process.
4. Submissions were open from 18 September 2023 to 20 October 2023. 86 submissions were received. A full copy of the submissions and a summary of submissions is available on the SmartGrowth website: www.smartgrowthbop.org.nz/news/smartgrowth-strategy-submissions
5. In June 2023, the SmartGrowth Leadership Group appointed a Hearings Panel and delegated it the authority to:
 - a) Hear and consider submissions.
 - b) Make recommendations to the SmartGrowth Leadership Group on changes to the Draft SmartGrowth Strategy 2024-2074 (SmartGrowth Strategy) in response to submissions.
6. Hearings of submissions on the Draft SmartGrowth Strategy 2024-2074 (SmartGrowth Strategy) were held on 4 and 5 December 2023. The Hearings Panel heard from 34 submitters.
7. The Hearings Panel held an informal workshop on 7 and 8 February 2024 where it considered draft "Issues and Options Papers" (IOPs) prepared by "Topic Leads" from the various SmartGrowth Partner organisations to inform deliberations. The workshop focused on whether the draft information would be sufficient and appropriate to support its

deliberations on submissions. Guidance was given on reporting, and no substantive decisions were made. Notes from the Deliberations Workshop are available on the SmartGrowth Website.

https://assets-global.website-files.com/639c0b75c31ac6442f8d9994/660e12d512a09f027d6d9762_SmartGrowth%20Strategy%20Workshop%20Notes%207%20and%208%20Feb%202024.pdf

8. Site visits to inform deliberations took place on Tuesday 20 February. The notes from the site visits are available on the SmartGrowth Website.
https://assets-global.website-files.com/639c0b75c31ac6442f8d9994/660dec82f0193af19ad5be01_Site%20Visit%20Report%20Appendix%206%20-%2020%20Feb%202024%20v3%20with%20photos.pdf
9. Formal deliberations took place at meetings of the Hearings Panel on 28 February, 1 March and 19 March 2024. These meetings were open to the public and live streamed.
10. Topic Leads attended the deliberations meetings where they presented their IOPs, identifying the key issues, answering questions from the Panel, and assisting the Panel with formulating recommendations and reasons supporting these. The IOPs are available on the SmartGrowth website and provide background to the recommendations.
<https://www.smartgrowthbop.org.nz/articles/smartgrowth-strategy-issues-and-options-papers>
11. The SmartGrowth Leadership Group (“SLG”) considered recommendations from the Panel at its meeting on 23 April 2024.
12. The SLG resolved to refer several matters back to the Hearings Panel for further consideration. The Hearings Panel reconvened on 13 May 2024 where it considered a further report from advisors. These matters are outlined in the minutes from the Hearings Panel meeting and included the impact of changes in government policy settings on the Strategy and its implementation.
13. Further amendments to the Strategy were recommended by the Hearings Panel at its 13 May meeting and are included in the updated version of the Strategy reported to the 27 May SmartGrowth Leadership Group meeting which is directly before the TCC Council meeting to consider this report. The Leadership Group is being asked to endorse the Strategy to the SmartGrowth Partners for adoption.
14. The following link is to the SmartGrowth Leadership Group Meeting of 27 May [SmartGrowth Leadership Group Extraordinary Meeting Agenda - 27 May 2024](#). It includes:
 - (a) Minutes from the various Hearings Panel deliberations meetings
 - (b) Proposed wording changes following the Hearings Panel reconvening on 13 May
 - (c) An updated SmartGrowth Strategy document for adoption.

SMARTGROWTH FUNDING & IMPLEMENTATION PLAN

15. Separate to the SmartGrowth Strategy, a Funding & Implementation Plan will be developed over the coming months to guide implementation and delivery with more detail around key actions, timing, funding and responsibilities.

OPTIONS ANALYSIS

16. The options are:
 - (a) To adopt the revised SmartGrowth Strategy (**recommended**).
 - (b) To seek further changes to the SmartGrowth Strategy before it is considered for adoption.
 - (c) Not to adopt the SmartGrowth Strategy.

17. A number of matters have been raised by TCC through the development of the Strategy. These have been addressed and we believe the Strategy is now able to be adopted by TCC without the need for further revision.
18. If the Strategy was not adopted (either now or in future), TCC would not meet its Future Development Strategy requirements under the National Policy Statement for Urban Development. This may compromise our urban growth partnership with the government.

FINANCIAL CONSIDERATIONS

19. This report does not have any financial implications. Implementation of the SmartGrowth Strategy has significant financial implications for TCC and other organisations. These are considered through other processes.
20. One of the key financial considerations is the funding and financing challenge for urban growth. Presently funding commitments and current tools are inadequate. These matters are being addressed through a range of other processes and will feature in the Funding & Implementation Plan.

LEGAL IMPLICATIONS / RISKS

21. As noted above we have a statutory requirement to adopt the Future Development Strategy component of the SmartGrowth Strategy. No other legal implications or risks have been identified in respect to adopting the revised Strategy.
22. However, there is significant risk associated with successfully executing and delivering the Strategy, especially in regard to funding and financing of infrastructure. This issue is identified in the Strategy itself and remains a key focus area.

CONSULTATION / ENGAGEMENT

23. Formal consultation on the revised Strategy, including submissions and hearings, has occurred using the SCP provisions of the Local Government Act 2002.

SIGNIFICANCE

24. The Local Government Act 2002 requires an assessment of the significance of matters, issues, proposals and decisions in this report against Council's Significance and Engagement Policy. Council acknowledges that in some instances a matter, issue, proposal or decision may have a high degree of importance to individuals, groups, or agencies affected by the report.
25. In making this assessment, consideration has been given to the likely impact, and likely consequences for:
 - (a) the current and future social, economic, environmental, or cultural well-being of the district or region
 - (b) any persons who are likely to be particularly affected by, or interested in, the decision.
 - (c) the capacity of the local authority to perform its role, and the financial and other costs of doing so.
26. In accordance with the considerations above, criteria and thresholds in the policy, it is considered that the decision is of medium significance.

ENGAGEMENT

27. Taking into consideration the above assessment, that the decision is of medium significance, and the fact that public consultation occurred on the draft Strategy, officers are of the opinion that no further engagement is required prior to Council making a decision given consultation undertaken to date.

NEXT STEPS

28. The next steps are as follows:

- (a) All SmartGrowth Partners to consider and adopt the revised Strategy.
- (b) Commence implementation and monitoring, including the development of a Funding & Implementation Plan for adoption later this year.

ATTACHMENTS

Nil

12 DISCUSSION OF LATE ITEMS

13 PUBLIC EXCLUDED SESSION

Nil

14 CLOSING KARAKIA