

Legal compliance update

Meeting: Audit, Risk and Finance Committee
Date of meeting: 10 September 2020
Reporting officer: Sue Davidson, General Manager Sustainable Growth and Investment

Purpose/Ngā whāinga

This report summarises our legal compliance with Council's statutory obligations. It provides oversight to the approach to risk and complying with regulatory and statutory requirements.

Executive summary/Whakarāpopototanga

This report details instances of non-compliance and progress with addressing the instances of actual or potential non-compliance.

Recommendation/Ngā tūtohunga

That the Audit, Risk and Finance Committee:

- a) Notes the legal compliance update report.

Context/Horopaki

The Audit, Risk and Finance Committee (the Committee) is responsible for identifying and monitoring risks associated with legislative compliance. This report provides details where council is not complying and how this is looking to be remedied

Discussion/Ngā kōrerorero

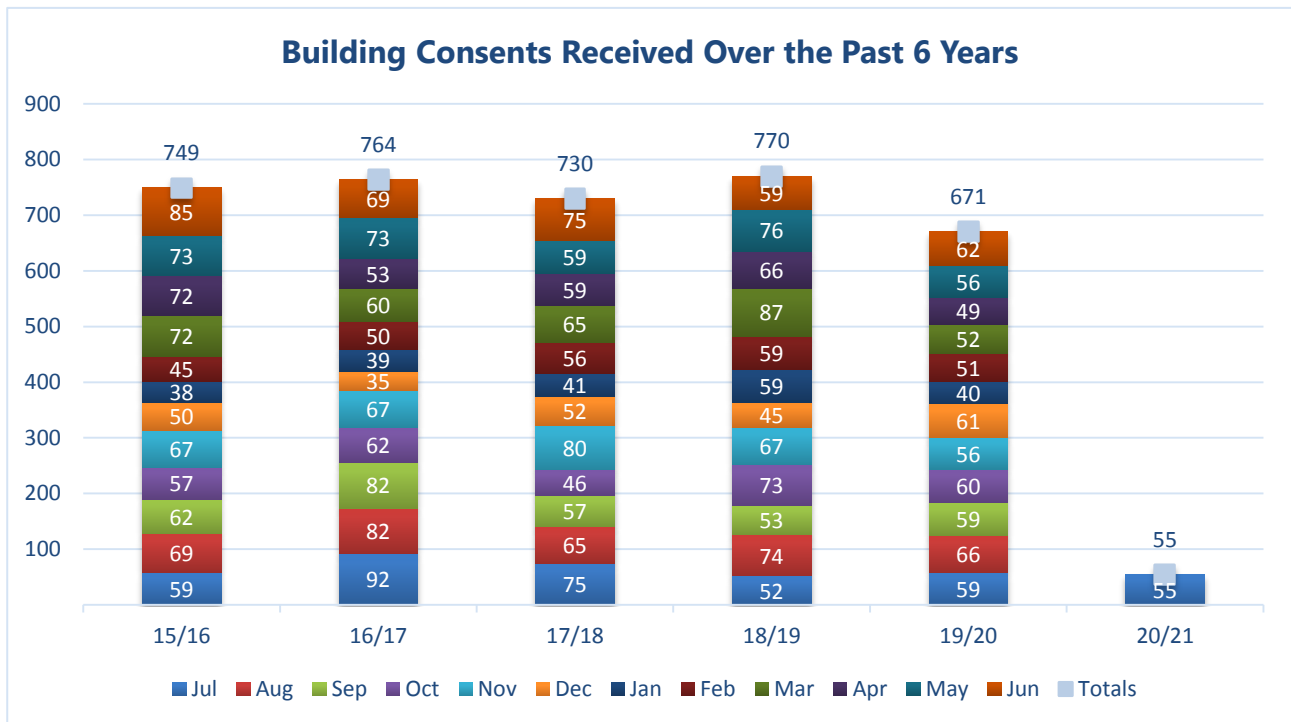
Council provides the following information.

Building consents

The aim is to have 100% of building consents processed within the statutory timeframe.

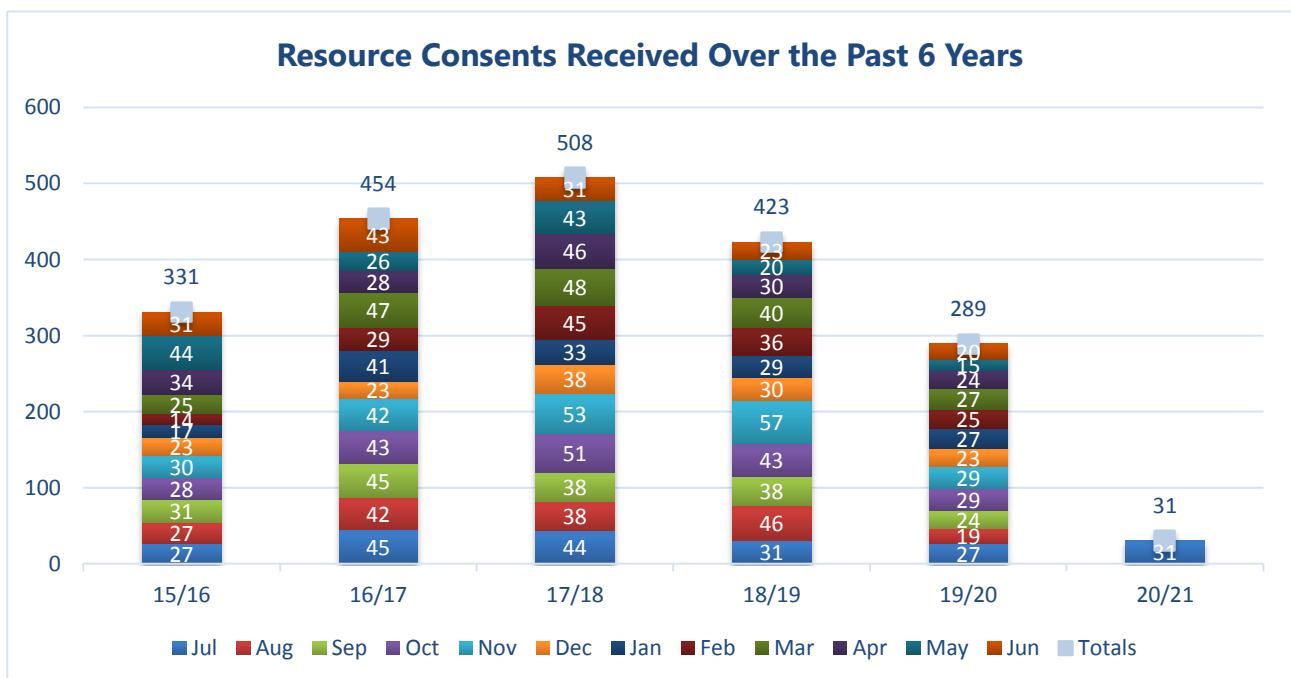
Percentage of building consents processed within statutory timeframes						
2015/2016	2016/2017	2017/2018	2018/2019	2019/2020	2020/2021	YTD
100%	100%	99%	96%	96%	98%	98%

This is a good result with high work levels continuing, and Council at the upper end of meeting the statutory compliance rate.



Resource consents

The aim is to have all non-notified land use and subdivision consents processed within the statutory timeframe.



Percentage of resource consents processed within statutory timeframes						
2015/2016	2016/2017	2017/2018	2018/2019	2019/2020	2020/2021	YTD
94%	100%	100%	67%	92%	95%	95%

Environmental health

There are currently nine Kaihu properties connected to a raw water supply that Council has been supplying bottled water to. We currently have a contractor helping us to get these properties onto a roof water supply. The original quotes have been reconfirmed. Update – Two of the residential premises have recently signed an agreement with Council. We are hopeful that the other residents will soon sign up and follow suit. Only one has refused.

The Council has a wastewater bylaw and is proactively monitoring a percentage of the district housing with onsite domestic wastewater systems. The monitoring being undertaken has resulted in several areas being identified where there are pollution / nuisance issues. The Council have been made aware of the issues of Paparoa and Spring Street, Dargaville at a Council meeting. Update – The Paparoa community are looking for alternative funding options for a community wastewater supply (with the Council collaboration). An advisor from Foundation North will be onsite shortly attending an onsite meeting to assess the physical environment surrounds and discuss the next steps.

Infrastructure

Waters:

The discharges of treated effluent from the Kaiwaka and Te Kopuru wastewater treatment plants (WWTPs) have been consistently outside of the discharge limits set by Northland Regional Council (NRC).

Investigations have been undertaken to identify what is causing these issues and what we can do to rectify them.

- **Kaiwaka**

The Kaiwaka Wastewater treatment plant has been constructed and commissioned. Fine tuning of the new treatment plant is underway. This will improve the treated water quality from Kaiwaka to the standard that meets the Resource Consent conditions.

- **Te Kopuru**

Council could not find an affordable aerator for Te Kopuru. We are intending to take a refurbished aerator from Dargaville, and it is currently awaiting Teflon seals with a view to complete installation in September.

Solid Waste:

- **Kaiwaka closed landfill** – listed as low risk noncompliance due to high copper concentration – no action by KDC requested by NRC.
- **Ruawai closed landfill** – listed as low risk noncompliance due to high copper concentration – no action by KDC requested by NRC.
- **Pahi closed landfill** – listed as low risk noncompliance due to high zinc concentration – no action by KDC requested by NRC.
- **Glinks Gully closed landfill** – listed as mod risk noncompliance due to a high concentration of lead and copper at this site, consent levels are set lower than usual due to the close proximity of the Glinks Gully secondary water supply, however this supply has been decommissioned for several years. No current action required by NRC.

Significance and engagement/Hirahira me ngā whakapapa

The decisions or matters of this report do not trigger the significance criteria outlined in Council's Significance and Engagement Policy, and the public will be informed via agenda on the website.

Next steps/E whaiake nei

Continue to monitor and work towards compliance.