

Legal compliance update

Meeting: Audit, Risk and Finance Committee
Date of meeting: 11 March 2021
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.

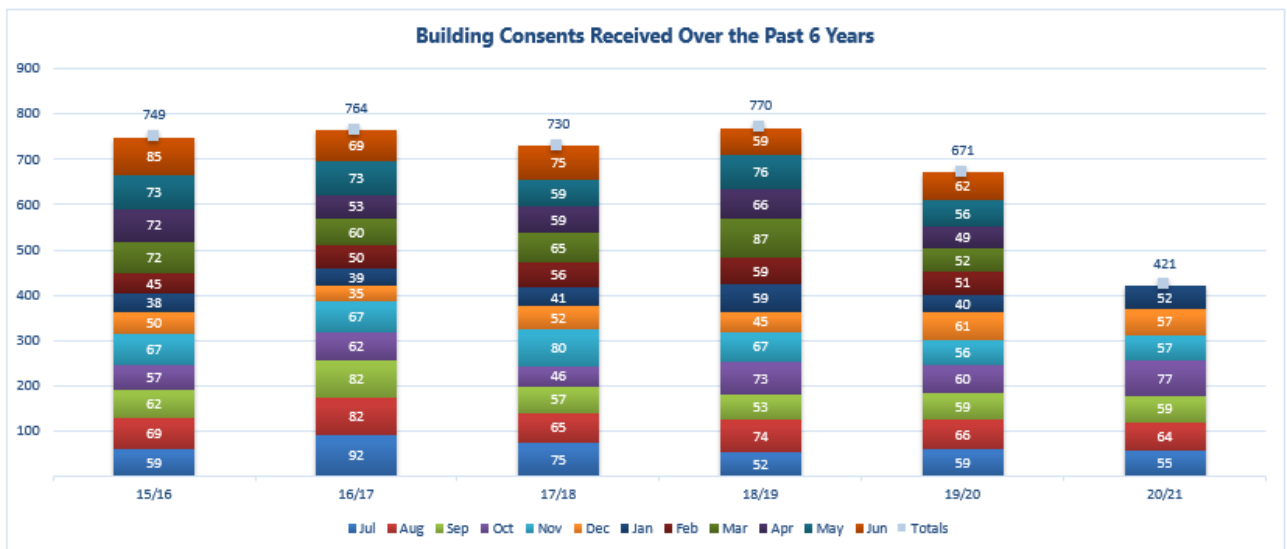
Building consents

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%	96%	96%

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

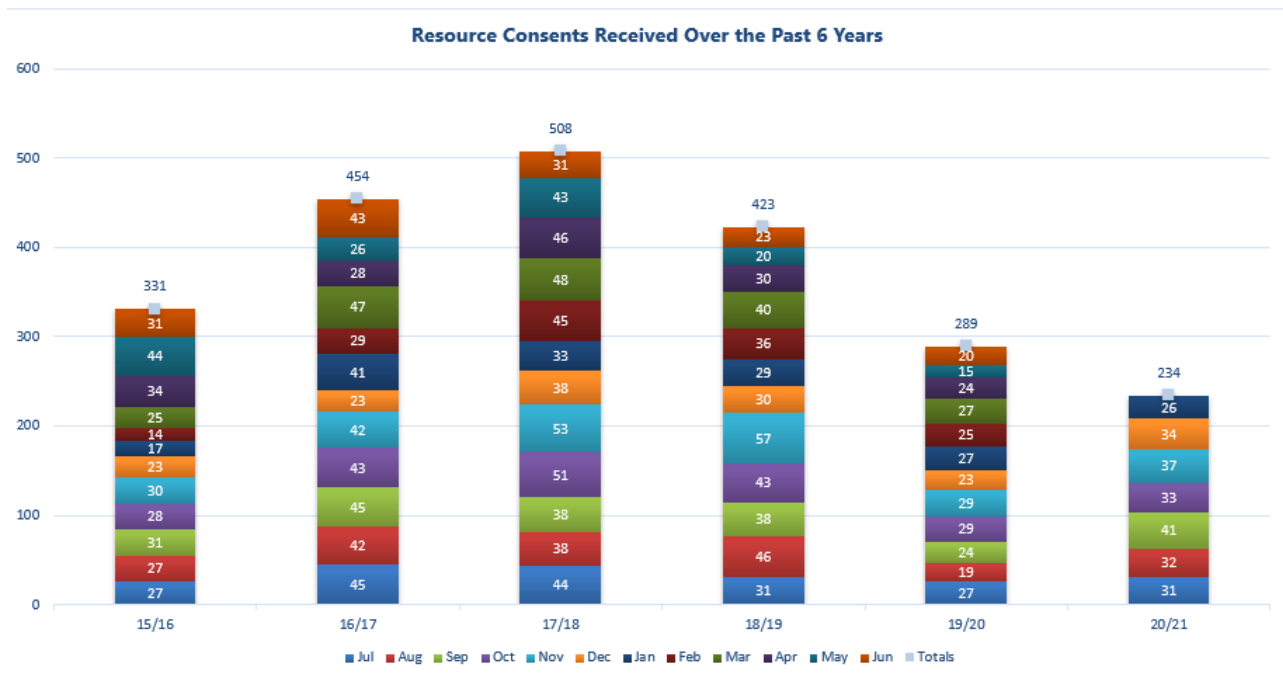
At present there are currently 337 swimming pools registered in the Kaipara District. 154 (46%) have not been inspected within the past three years, as required by legislation. We have now established an inspections schedule which will ensure that by September 1st 2021 (at the latest) all pools in the district have been inspected in accordance with the legislative requirements.



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%	99%	99%



Environmental health

There are currently six Kaihu properties that Council has been supplying bottled water to. We currently have a contractor helping us to get these remaining properties onto a roof water supply. The original quotes have been reconfirmed with the remaining residents and whilst there has been some hold ups regarding serious illness and cultural sensitivity surrounding the signing of the agreements we are hopeful that the other residents will soon sign up and follow suit. Only one property has refused to date.

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 is well aware of the issues of Paparoa. 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 fund a high-level community-based solution project plan and SWAT analysis report for the Paparoa community (to the sum of \$25K). This report will include finding alternative funding arrangements, unfortunately they are unable to fund such infrastructure projects. Whilst this is disappointing the Infrastructure team and Monitoring & Compliance team will continue to work / collaborate with the local community to find a local solution.

Infrastructure

Waters:

The discharges of treated effluent from the Kaiwaka and Te Kopuru wastewater treatment plants (WWTPs) are occasionally 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. Final commissioning to follow, after the testing is complete. The new membrane Kaiwaka Wastewater Treatment Plant has been in operation since 18 January 2021. We envisage that this will resolve the issues of high faecal coliforms.
- Te Kopuru –A refurbished aerator was installed, and an additional new aerator will be installed under the 3 Waters stimulus projects. Update: the new aerator was purchased and is to be delivered and installed by May 2021. High ammonia, which previously was an issue, seems to be resolved.

Solid Waste:

The NRC database shows that there are no closed landfill non compliances for the 20/21 period to date.

Significance and engagement/Hirahira me ngā whakapāpā

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.