

4. RESCINDMENT OF RESERVE CONTRIBUTION FUNDS DECISION

General Manager responsible:	General Manager Regulation and Democracy Services
Officer responsible:	Secretariat Manager
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PURPOSE OF REPORT

1. The purpose of this report is to seek Board approval to rescind a decision to recommend to Council concerning the spending of reserve contribution funds.

EXECUTIVE SUMMARY

2. At its meeting on 23 March 2005 the Board considered a report that sought approval of a concept plan for Brownlee Reserve including the removal of some trees and associated native replanting as requested by the developer Globe Holdings Ltd. All costs would have been met by the applicant. Council approval was also sought to spend reserve contributions funds from the possible adjacent development on implementing the approved concept plan.

Three options relating to the proposed tree removal and replanting of part of Brownlee Reserve were identified and assessed by staff. They were:

- (a) Decline the application, with minimum pruning for safety of users and adjoining residents to Brownlee Reserve, as required.
- (b) Limit tree removal proposed in the application to a maximum of 30m (falling distance) from the boundary of Brownlee Reserve.
- (c) Allow removal of trees as shown on the Brownlee Reserve concept plan, incorporating immediate and potential health and safety risks of reserve users and adjoining residents and replanting with more sustainable native plants (the preferred option).

The staff recommendations to the Board were:

1. Approve the attached development concept plan for Brownlee Reserve.
2. Approve Globe Holdings Ltd application to remove trees from their boundaries and associated native replanting as generally shown in the development concept plan for Brownlee Reserve subject to on site approval of the City Arborist and Design Leader (landscape). All costs to be met by the applicant.
3. That the Board recommend that Council approve the expenditure of reserve contribution funds from the development of 116-118 Clifton Terrace on implementing the Brownlee Reserve Development Concept Plan, subject to on site approval of the City Arborist and Design Leader (landscape).

Resolution of Board

The Board did not adopt the staff recommendations (1) and (2) but instead adopted option (a) the status quo option. The Board also resolved that a management plan for Brownlee Reserve be made for the staging of any future work and/or enhancement and this plan be developed by liaising with local residents, groups and Globe Holdings Ltd.

Advice received from the General Manager Regulation and Democracy Services is that as the board adopted option (a) the status quo, there was no need for it to adopt the recommendation to Council regarding the expenditure of reserve contribution funds as that expenditure was clearly linked to the staff recommendation (1) option (a) and the development concept plan. Staff recommendation (3) therefore became redundant.

FINANCIAL AND LEGAL CONSIDERATIONS

3. No funding has been allocated in the LTCCP for development works on Brownlee Reserve.

STAFF RECOMMENDATION

It is recommended that the Board rescind the decision taken on 23 March 2005 to “recommend that the Council approve the expenditure of reserve contribution funds from the development of 116-118 Clifton Terrace on implementing the Brownlee Reserve Development Concept Plan, subject to on site approval of the City Arborist and Design Leader (landscape).”

CHAIRPERSON’S RECOMMENDATION

That the recommendation be adopted.