



14. MTB NITE RIDEZ COMMERCIAL MOUNTAIN BIKING - BOTTLE LAKE FOREST PARK

The Team Leader Consents (Parks) reported regarding the issuing of a licence to operate a guided mountain bike tour through Bottle Lake Forest Park in the evenings. An application has been received from Carl Crow, trading as MTB Nite Ridez Ltd. The Board **decided** to recommend to the Parks and Recreation Committee that Carl Crow be granted a non-exclusive licence pursuant to section 601 of the Local Government Act 1974 and section 61(2) of the Reserves Act 1977 in accordance with the provisions of section 7(c) of the Local Body Leases Act 1969, to operate a guided mountain bike tour through the designated mountain bike tracks in Bottle Lake Forest Park for a term of two years, with no right of renewal, subject to the following conditions:

1. The area covered by the licence agreement is to be available for public use at all times.
2. MTB Nite Ridez Ltd is to show proof of having obtained \$1,000,000 public liability to the Area Parks Officer (Consents) before commencing guided mountain bike tour operations upon the park.
3. The concession is to operate only during the early evening hours of 6.00 pm to 9.00 pm during the winter months and 8.00 pm to 11.00 pm during the summer months.
4. The route through the forest plantation used by the applicant is to be approved by the Bottle Lake Forest Parks Ranger, under designated authority from the Parks Manager, and is to take into account forestry operations occurring at the time and is not to cross or traverse along the road into the landfill site.
5. Smoking or cooking appliances are to be prohibited at all times the concession is operating.
6. The concession is to cease operation through the park should a fire outbreak occur or the forest is closed because of extreme fire or wind conditions.
7. An approved health and safety plan is to be lodged with the Council.
8. No advertising is to be placed within the Forest Park.
9. Any other tour guide, other than the owner, is to be approved by the Parks Manager, before being allowed to operate the tour in the Forest Park.
10. The rent for the commercial licence is to be negotiated with the Property Manager, in consultation with the Parks Manager.
11. The Parks Manager is to be the duly authorised officer of the Council to liaise with the licensee on any points requiring attention during operation of the licence.
12. Either party is to be able to terminate the licence on the giving of three months notice.

[David Close declared an interest in and took no part in the discussion or voting on clause 14.)