



Christchurch City Council

AKAROA/WAIREWA COMMUNITY BOARD AGENDA

WEDNESDAY 26 SEPTEMBER 2007

9.30 AM

LITTLE RIVER SERVICE CENTRE

Community Board: Stephen Lowndes, Stewart Miller, Bryan Morgan, Rod Naish, Bob Parker, Eric Ryder

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2. CONFIRMATION OF REPORT

The report of the ordinary meeting of the Akaroa-Wairewa Community Board held on Wednesday 22 August 2007 has been previously circulated.

STAFF RECOMMENDATION

That the report of the ordinary meeting held on Wednesday 22 August 2007 be confirmed.

3. PETITIONS

4. CORRESPONDENCE

4.1 Mount Herbert Parish - Little River Cemetery

Attached is a letter from the Rev. Indrea Alexander, the Vicar of the Mt. Herbert Parish, regarding the ashes berm at St. Andrews Church, Little River.

STAFF RECOMMENDATION

It is recommended that the Board receive this letter and pass it to staff for comment.

5. DEPUTATIONS BY APPOINTMENT

5.1 Transit New Zealand

Barry Stratton will be in attendance at the meeting to discuss issues relating to State Highway 75.

5.2 Noeline Allan

Ms Allan wishes to address the Board on a proposal for Meals on Wheels in Little River and a request for the Board to support the proposal.

6. TAKAPUNEKE/GREENS POINT, AKAROA - ENDOWMENT ISSUES

General Manager responsible:	Jane Parfitt City Environment, City Environment Group
Officer responsible:	Richard Holland, Planning and Investigations Team Manager
Author:	Robert O'Connor, Solicitor, Legal Services Unit

PURPOSE OF REPORT

1. The purpose of this report is to seek the Council's approval for Council staff to formally apply on behalf of the Council under section 140 (3) of the Local Government Act 2002 ("LGA") to the Minister of Local Government for his approval to alter the endowment purposes for which the land at Takapuneke/ Greens Point, Akaroa is held by the Council

EXECUTIVE SUMMARY

2. On 8 February 2006 the Banks Peninsula District Council ("BPDC") passed the following resolution:

"That Council instruct staff:

- (i) *in terms of the Reserves Act 1977, to initiate the making of Greens Point into an Historic Reserve and change the classification of Takapuneke Reserve from Local Purpose (Historic Site) Reserve into an Historic Reserve (as is the adjacent Britomark Historic Reserve)*
- (ii) *to obtain written evidence of the historical background of all three Historic Reserve areas to enable an Order-in-Council to be approved to make Greens Point, Takapuneke Reserve and the Britomark Historic Reserve into a National Reserve.*
- (iii) *that a Management Plan be prepared for the three Historic Reserves."*

("the BPDC resolution")

3. The land at Greens Point (as defined in paragraph 14 of this report) is in fact held by the Council (and was held by BPDC) as endowment land, the terms of the endowment being that the land be held by the Council in trust "in aid of Council funds".
4. The land known as Takapuneke Reserve (as defined in paragraph 15 of this report) is in fact held by the Council (and was held by BPDC) as endowment land, the terms of the endowment being that the land be held by the Council in trust "in aid of Council funds". Subsequently in 2001 Takapuneke Reserve was vested as local purpose (historic site) reserve under the Reserves Act 1977 by BPDC without account being taken of the endowment status of that land.
5. A Council Seminar on this subject matter was held on 3 July 2007. That seminar gave a very clear direction to staff that elected members wished to forgo the development opportunity presented by the 'residential' zoning of the land at Greens Point and concluded with the Chairman requesting that "staff be asked to bring forward a full report to provide clarity to the situation and fulfil the resolution of the previous Council."
6. The Legal Services Unit has advised that the achievement of the purposes specified in the BPDC resolution will need to be achieved by a staged process and that the first stage of that process should be to seek the agreement of the Minister of Internal Affairs ("Minister") to approve a change in the endowment purposes for which the Greens Point land is held by the Council to enable, as the second stage, the land to be vested as an 'historic reserve' under the Reserves Act 1977.

7. The Legal Services Unit has advised that the position of the Takapuneke Reserve land in relation to the endowment should also be regularised by the Council seeking the agreement of the Minister to approve a change in the endowment purposes for which the Takapuneke Reserve land is held.
8. As the first stage in the process to achieve the purposes of the BPDC resolution in respect of the Greens Point land, formal Council approval is therefore sought to permit staff to apply to the Minister pursuant to section 140(4) of the LGA seeking his approval for a change in the endowment purposes for which the land at Greens Point may be used from an “endowment in aid of Council funds” to an “endowment to facilitate and support firstly, the use of the land at Greens Point as an historic or national reserve and, secondly, the vesting of that land as an historic or national reserve under the Reserves Act 1977”. The Ministry of Internal Affairs has been approached by the Legal Services Unit and it has, subject to the Minister’s formal decision, approved this suggested wording.
9. To regularise the position of the Takapuneke Reserve land formal Council approval is therefore sought to permit staff to apply to the Minister pursuant to section 140(4) of the LGA seeking his approval for a change in the endowment purposes for which the Takapuneke Reserve land may be used from an “endowment in aid of Council funds” to an “endowment to facilitate and support firstly, the use of the land at Takapuneke/ Greens Point as an historic or national reserve and, secondly, the vesting of that land as an historic or national reserve under the Reserves Act 1977.”
10. Once the outcome of the application to the Minister under section 140(4) of the LGA is known it will be necessary for staff to report to the Council on the steps required from that point to implement the BPDC resolution. If the application to the Minister is successful it is envisaged that the next steps will be to have the Greens Point land vested as ‘historic reserve’ under the Reserves Act 1977 and the classification of the Takapuneke Reserve altered to ‘historic reserve’. It is expected that staff will at the same time report to the Council on the feasibility of the Greens Point land, Takapuneke Reserve and the neighbouring Britomart Historic Reserve being declared as a National Reserve under section 13 of the Reserves Act 1977.

FINANCIAL CONSIDERATIONS

11. Whilst the properties known as Greens Point land and the Takapuneke Reserve land are presently held by the Council as endowment land “in aid of Council funds”, in reality the land produces very little by way of income to the Council. The only income directly generated from the land is that from a sheep grazing licence and is likely that for the foreseeable future that such limited income stream would continue.
12. Accordingly the impact of the Council adopting the staff recommendations will have no financial impact on the Council.

Do the Recommendations of this Report Align with 2006-16 LTCCP budgets?

13. The staff recommendations contained in this report will not affect existing unit budgets.

LEGAL CONSIDERATIONS

Have you considered the legal implications of the issue under consideration?

14. For the purposes of this report the Greens Point land is considered to be the land containing
 - (a) 4.0611 hectares being legally described as Lot 1 on Deposited Plan 73274 and comprised in Certificate of Title CB42B/680; and
 - (b) 1741m2 being legally described as Lot 3 on Deposited Plan 73274 and comprised in Certificate of Title CB42B/682

15. For the purposes of this report the Takapuneke Reserve land is all that land containing 9.6087 hectares being legally described as Lot 1 on Deposited Plan 76825 and comprised in Certificate of Title CB40A/795.
16. The Greens Point land is in fact held by the Council (and was held by BPDC) as endowment land, the terms of the endowment being that the land be held by the Council in trust "in aid of Council funds".
17. Takapuneke Reserve is in fact held by the Council (and was held by BPDC) as endowment land, the terms of the endowment being that the land be held by the Council in trust "in aid of Council funds". Subsequently in 2001 Takapuneke Reserve was vested as local purpose (historic site) reserve under the Reserves Act 1977 by BPDC without account being taken of the endowment status of that land. Complicating matters further, whilst the official action to vest Takapuneke Reserve as local purpose (historic site) reserve was taken (the required notice appeared in the NZ Gazette on 28 March 2002) the reserve status of this land has not been noted on certificate of title to the land.
18. The effect of the "endowment" is that both pieces of land are presently held by the Council in trust to provide an income in support of Council's funds and cannot legally be used for any other purpose. The Greens Point and the Takapuneke Reserve lands are therefore not strictly Council owned land that can be freely disposed of or dealt with by the Council at will. Any transaction involving these lands must therefore account for the existence of the endowment and the terms of the endowment must, in the absence of anything else, be complied with.
19. It is therefore not legally possible for the Council to simply move to vest the Greens Point land as historic reserve under the Reserves Act 1977 without complying with the formal statutory requirements governing dealings with endowment land.
20. The LGA does make express provision for dealings or proposed dealings with endowment land. Specifically, and of direct relevance to these circumstances at issue, section 140 of the LGA does expressly allow local authorities holding endowment land to change the purpose for which that land is held, provided that certain specified processes are first complied with.
21. Specifically, under section 140(4)(a) of the LGA a local authority may apply to the Minister of Local Government to have the purpose for which endowment land may be used or the purpose for which the income derived from the endowment land may be used altered.
22. Staff has engaged in a number of preliminary communications with the Ministry of Internal Affairs around this issue and have been assisted in this regard by personal contact made by Councillor Parker with the Minister. These enquiries indicate that there is a good probability that the Minister would approve an application to change the endowment purpose.
23. In relation to the Greens Point land, the achievement of the purposes specified in the BPDC resolution will need to be achieved by a staged process and that the first stage of that process should be to seek the agreement of the Minister of Internal Affairs ("Minister") to approve a change in the endowment purposes for which the Greens Point land is held by the Council to enable, as the second stage, the land to be vested as an 'historic reserve' under the Reserves Act 1977.
24. The position of the Takapuneke Reserve land in relation to the endowment should also be regularised by the Council seeking the agreement of the Minister to approve a change in the endowment purposes for which the Takapuneke Reserve land is held.
25. An application to the Minister of Local Government under section 140(4) (a) can only be made on the authority of a formal council resolution.
26. As noted in paragraph 38(b) below, that part of the original block of endowment land originally acquired by the Akaroa County Council at Greens Point/ Takapuneke referred to in paragraph 38(b) was sold by BPDC to a private interest in 1997. It is not known whether the statutory procedures applicable at the time (section 230(4) of the Local Government Act 1974) were

complied with or not in respect of this sale. The Council's Corporate Finance Unit staff have advised that the BPDC financial records held by the Council do not extend back to 1997 and that it is therefore thought to be impossible to determine whether the appropriate accounting and legal steps were taken in respect to that sale

ALIGNMENT WITH LTCCP AND ACTIVITY MANAGEMENT PLANS

27. Adoption of the staff recommendations will support the following community outcomes listed in the 2006-16 LTCCP:

- (a) "We protect the integrity of heritage buildings, places and objects"
- (b) "We all have access to excellent facilities and environments for physical activities"

Do the recommendations of this report support a level of service or project in the 2006-16 LTCCP?

28. The purpose of this report is align the Council's decision making on this issue with statutory requirements thus supporting the good decision making activity referred to in the 2006-16 LTCCP.

ALIGNMENT WITH STRATEGIES

29. Not applicable.

Do the recommendations align with the Council's strategies?

30. Not applicable.

CONSULTATION FULFILMENT

31. Not applicable.

STAFF RECOMMENDATION

It is recommended that the Council:

- (a) authorise Council staff to apply to the Minister of Internal Affairs pursuant to section 140(4) of the LGA seeking his approval for a change in the endowment purposes for which Greens Point land may be used from an "endowment in aid of Council funds" to an "endowment to facilitate and support firstly, the use of the land at Greens Point as an historic and/or national reserve and, secondly, the vesting of that land as an historic and/or national reserve under the Reserves Act 1977."
- (b) authorise Council staff to apply to the Minister of Internal Affairs pursuant to section 140(4) of the LGA seeking his approval for a change in the endowment purposes for which the Takapuneke Reserve land may be used from an "endowment in aid of Council funds" to an "endowment to facilitate and support firstly, the use of the land at Takapuneke/ Greens Point as an historic and/or national reserve and, secondly, the vesting of that land as an historic and/ or national reserve under the Reserves Act 1977."

BACKGROUND

32. There is considerable significant local and national historical value associated with this site. The following articles or papers are attached detailing the historical background:

- (a) Article from "Heritage New Zealand" 2005, which provides a synopsis of relevant historical events.
- (b) Pages 155-9 of 'Banks Peninsula: Cradle of Canterbury' by Gordon Ogilvie.

- (c) Article entitled "The Future of the Land at Green Point" by Harry Evison.
 - (d) Article written by the former editor of the NZ Historic Places Trust John Wilson.
33. In addition to the historical and archaeological implications of this site there are issues of cultural sensitivity to be considered. The Historic Places Trust in 2002 registered this site under the Historic Places Act 1993 as a 'Wahi Tapu'. 'Wahi Tapu' is defined in the Historic Places Act as "a place sacred to Maori in the traditional, religious, ritual or mythological sense."
 34. The original block of endowment land, including Greens Point and Takapuneke Reserve, was purchased by the Akaroa County Council in 1978 from T. A. Robinson for the sum of \$118,000.00. The purchase was funded from the proceeds of sale of rural endowment land held by the Akaroa County Council at Ashburton.
 35. As was then required by section 230(4) of the Local Government Act 1974 the Akaroa County Council applied for and obtained the consent of the Minister of Internal Affairs to sell the endowment land at Ashburton and acquire the land at Greens Point/ Takapuneke in lieu of the Ashburton property. That consent was expressly given by the Minister on the basis that the Greens Point/Takapuneke land "is to be designated as an endowment in aid of county funds". Effectively all the Minister consented to was the sale of the Ashburton land and its replacement with the Green Point land. The Greens Point/ Takapuneke land was explicitly to remain as endowment land.
 36. Following the original purchase in 1978 part of the original site was utilised as the local Akaroa refuse dump. The dump was established in 1979 and closed in 1994. It has been subject to continual monitoring and management since that time. It appears that additional ground cover may be required in the next few years and the site could well be suitable for road clearance 'slip' spoil and excess road materials.
 37. The original block of endowment land was comprised within one certificate of title. However, in 1997 the Banks Peninsula District Council undertook a subdivision of the original block and created four new legal allotments or titles and dealt with them as follows:
 - (a) 4.0611 hectares being Lot 1 Deposited Plan 73274 - this land is still held by the Council in fee simple and is now zoned 'residential' under the Banks Peninsula District Plan.
 - (b) 2864m2 being Lot 2 Deposited Plan 73274 - this site was sold in 1997 to a private interest.
 - (c) 1741 m2 being Lot 3 Deposited Plan 73274 – this site is still held by the Council in fee simple and is now zoned for reserve purposes under the Banks Peninsula District Plan. This land has been valued by the Council's valuer, Ford Baker, at \$510,000.
 - (d) 9.6087 hectares being Lot 1 Deposited Plan 76825 – this site is now held by the Council as "local purpose (historic site) reserve" subject to the Reserves Act 1977. This land has been valued by the Council's valuer, Ford Baker, at \$740,000.
 38. That part of the Greens Point land containing 4.0611 hectares and being described as Lot 1 Deposited Plan 73274 is zoned under the Banks Peninsula District Plan as 'residential' and has the potential to be subdivided in such a way as to yield approximately 47 residential sections. This land has been valued by the Council's valuer, Ford Baker, at \$5,400,000.
 39. On 8 February 2006 the Banks Peninsula District Council ("BPDC") passed the following resolution:

"That Council instruct staff:

 - (i) *in terms of the Reserves Act 1977, to initiate the making of Greens Point into an Historic Reserve and change the classification of Takapuneke Reserve from Local Purpose*

(Historic Site) Reserve into an Historic Reserve (as is the adjacent Britomark Historic Reserve)

- (ii) to obtain written evidence of the historical background of all three Historic Reserve areas to enable an Order-in-Council to be approved to make Greens Point, Takapuneke Reserve and the Britomark Historic Reserve into a National Reserve.*
- (iii) that a Management Plan be prepared for the three Historic Reserves.”*

40. A Council Seminar on this subject matter was held on 3 July 2007. That seminar concluded with the Chairman requesting that “staff be asked to bring forward a full report to provide clarity to the situation and fulfil the resolution of the previous Council.”

7. CHRISTCHURCH TO LITTLE RIVER RAIL TRAIL – LITTLE RIVER TOWNSHIP SECTION

General Manager responsible:	Jane Parfitt, General Manager, DDI 941 8568
Officer responsible:	Terry Howes, Manager
Author:	Michael Ferigo Transport Planner

PURPOSE OF REPORT

1. The purpose of this report is to inform the Community Board on the progress made in gathering assessment information on the Rail Trail route options into Little River Township and to meet the Boards request for a report to it prior to the Council. The assessment information is due to be reported to Council at its meeting on the 11 October 2007.

EXECUTIVE SUMMARY

2. This report is responding to the Akaroa/Wairewa Community Board members' request 25 July 2007 (following the Councils' 19 July 2007 resolution calling for a further staff report to Council before November) that staff report back to the Board on this subject prior to reporting to the Council.
3. A staff report is being prepared for the Councils 11 October meeting which as resolved by Council further investigates the feasibility and technical issues for the options in the development of the Rail Trail.
4. This report presents the assessment information to date for the feasibility phase of the project and staff will be reporting to Council towards gaining confirmation of both a preferred 'long term' option for the Rail Trail to progress into the public consultation phase and an immediate term option to implement.
5. Since the initial report further information is now reported on drainage, land use and construction issues with rough order costs attached (public excluded) and associated information included from consultation with other potential stakeholders.
6. The Community Boards preferred long term option to take to public consultation is covered in this report. The details of each option are described briefly and the significant or potentially significant issues are noted.

FINANCIAL IMPLICATIONS

7. The work associated with the consultation and adoption of a preferred Railtrail route can be accommodated within existing budgets, but it is not appropriate to consult on a project prior to funding being confirmed. The capital costs for any such route will be submitted as part of the 2009/19 LTCCP review.

Do the Recommendations of this Report Align with 2006-16 LTCCP budgets?

8. The capital funding for the Little River Township section of the Railtrail is not included in the 2006/16 LTCCP.

LEGAL CONSIDERATIONS

9. There are considered to be no legal implications however dependent on options selected some resource consent, legal easements etc will need to be gained.

Have you considered the legal implications of the issue under consideration?

10. As above

ALIGNMENT WITH LTCCP AND ACTIVITY MANAGEMENT PLANS

11. As per above

Do the recommendations of this report support a level of service or project in the 2006-16 LTCCP?

12. As per above

ALIGNMENT WITH STRATEGIES

13. The project aligns with the Councils Walking and Cycling Strategies. It also aligns with the Strategic Plan for Banks Peninsula.

Do the recommendations align with the Council's strategies?

14. Yes

CONSULTATION FULFILMENT

15. Consultation with directly involved significant stakeholders and interested parties has been undertaken to a level commensurate with a feasibility study. If the project is to be progressed the preferred long term option will be used as a basis for public consultation as part of the standard capital projects development process.

STAFF RECOMMENDATION

It is recommended that the Community Board consider the additional feasibility information provided along with the Councils resolutions to date and then confirm its preference for both long term and short term option/s for the Little River Township section of the Christchurch to Little River Rail Trail.

(However no work can commence until project funding is authorised by the Council in the 09/19 LTCCP.)

BACKGROUND (THE ISSUES)

16. Members will recall the staff report and feasibility study on the Rail Trail presented at the Boards 23 May 2007 meeting to gain its view on a preferred short and long term option. The Community Board recommended to the Council:
- (a) 'That in the long term, the final section of the Christchurch-little River Rail Trail, from the Little River Hotel to Little River Township, stay on the eastern side of the State Highway, tracking along its corridor to a point opposite the Little River Historic Rail Station car park where a crossing is developed.'
 - (b) The Community Boards considerations were added to the report to the Council meeting on the 19 July 2007 where the Council resolved:
 - (i) That the Council support the concept of the Rail Trail shared pathway in Little River.
 - (ii) That the Council support the recommendations within the attached feasibility report for the immediate actions to be progressed.
 - (iii) That staff be asked to further investigate options for the successful development of the Rail Trail in consultation with local landowners and Transit NZ, and report back to the Council before 1 November 2007.

17. The feasibility study recommended immediate improvements for giving Railtrail users access into Little River - refer to section 4 of the study - these were:
 - Arrange Railtrail shared pathway access along the length of the rail embankment on property 4165 Christchurch - Akaroa Road.
 - Install railtrail markers.
 - Utilise the existing footpath between Morrisons and Barclays Roads and possibly mark a cycle lane for north bound cyclists.
18. Discussions with Transit New Zealand are in progress and the outcome/ progress of this will be reported at the meeting.
19. Discussions with landowners have progressed and the details are reported within the relevant route options.
20. The Community Board requested that staff consult further with stakeholders towards identifying better short term options and to report back to the Board.
21. Now that both the Board and the Council have expressed their preferences, staff have subsequently been able to further investigate the feasibility of the options and are now able to report on the findings for consideration and guidance.
22. The rough order costs that include estimated values for gaining access to private properties are reported in the public excluded section.
23. This report should be read in conjunction with the attached previous report and feasibility study (both attached).

THE OBJECTIVES

24. In 2003, the Christchurch-Little River Railtrail Trust was formed as an incorporated charitable trust to transform the former railway route into a trail catering for walkers and cyclists wishing to view the region at close quarters, while avoiding the traffic on the busy road between Little River and Christchurch.
25. The objective of the Christchurch to Little River Rail Trail Trust is to achieve a mainly off road walkway/cycleway linking Christchurch to Little River and the communities between.
26. The Trust works closely with its partners in developing the Railtrail - Department of Conservation, Wairewa Runanga, Selwyn District Council, Christchurch City Council, Environment Canterbury and Transit New Zealand. The Trust has key objectives of raising funds to complete the Trail and to engage in consultation with the wide range of interest groups.
27. Whilst the Wairewa Runanga has formal responsibility for the trail development up to the vicinity of the area opposite the Little River Hotel (Department of Conservation land) it is also acting in an informal facilitating and advocacy role in the process of establishing a route for the remaining section of the Trail into the Little River Township on behalf of the CLRRTT. The Christchurch to Little River Rail Trail Trust has maintained the overall responsibility to ensure the objectives of the Trail are met.
28. The Wairewa Runanga and CLRRTT representatives met in August to discuss their collective stance on the Trail development into Little River Township. If the Trail travels across the SH 75 in a high speed area the Runanga would require an Underpass. Whilst recognising that the decision making rests with the Council and Transit NZ, the west side of SH 75 is seen as feasible by the Runanga but its preference is for the Trail to remain on the eastern side of SH 75 until it crosses within the lower speed environment of the township.

29. The Trust also sees both the eastern and western options as feasible but its preference is for the Trail to be developed on the west. It would prefer some type of formalised crossing facility in the high speed area on the SH 75 with preference for an underpass. If the Trail were to progress along the eastern side and cross in the township (currently 70 kph) it would still prefer some type of formalised crossing facility
30. Short term options were also discussed between the two organisations with the Runanga having a preference for the Trail to be developed on the eastern side as it isn't supportive of the level crossing of SH 75 to access the western options. The Trust recognises that the existing Trail crossing point on SH 75 meets Transit NZ's crossing requirements and whilst it wants a better grade crossing in the long term, the short term existing level crossing is acceptable to it.

THE OPTIONS

31. The Railtrail route options are segmented into section elements that can be linked in differing combinations to make up complete routes. These section elements are individually detailed on maps in the options report attached to assist the Community Board and Council in their selection process.
32. The Council has resolved an immediate option be implemented but added resolutions that are linked, requiring staff to investigate and report back prior to November 2007.
33. The long term options for public consultation described below should be read in reference to the maps attached.
34. Generally securing of access through private properties will be sought via way of legal easements.
35. No legal surveys have been undertaken on the routes and the land boundaries have been deduced from existing generic mapping data.
36. The Community Boards preferred long term option from a route from Wairewa Pa Road to the Historic Rail Station following the road corridor was investigated – Transit New Zealand are unsupportive of this option as it would need to substantially utilise the road carriageway. There would also be considerable drainage costs involved and some form of separation costs to segregate the railtrail users from the carriageway traffic. In addition it is probable that most on road car parking would need to be removed along the eastern side. However other options that would achieve an eastern route for the Railtrail in this section have been investigated and are presented below (Options D1 and D2).

Options Reference: Section elements

Option A1

- (a) The construction of an underpass for the Railtrail pathway to cross SH 75 in the southern area immediately next to the Little River Hotel and the continuation of the Railtrail pathway north along the western side of the Highway for 350 metres.
- (b) The underpass is predicted to require the use of an area of land owned by the Hotel which includes housing the underpass ramp area and use of the parking area frontage. Widening of the existing culvert just north of the Hotel will be needed to allow the trail physical passage way past.
- (c) Suggested piping of drain area on road corridor in front of number 4111 Christchurch to Akaroa Road (Historic Cottage) approx 130 metres north of proposed under pass rather than resumption of strip of flat land closer to the cottage that is also on legal road corridor but used as a cottage garden.

Issues:

- (i) Council will need the continued involvement and agreement of Transit New Zealand to the underpass on SH 75. Progress of a management approach to Transit New Zealand will be reported at the meeting.
- (ii) Topographical and legal surveys will need to be undertaken to progress investigations of any underpass. Staff advice is that the underpass appears viable but technically difficult to build and if pursued will require more site work investigations.
- (iii) Use of the Little River Hotel land will require careful design to ensure safety of users especially around the car park area and also successful negotiation for securing the access with the owners.

Option A2

- (a) The Railtrail pathway underpass construction in the northern area alongside the existing SH 75 culvert crossing, just north of the Little River Hotel and the continuation of the Railtrail pathway north for 300 metres along the western side of the Highway.
- (b) The notes and issues under this element are identical to A1 with the exception that no private property access will be needed for in and around the underpass and there are no extra costs for widening the existing culvert. It also utilises more of the existing pathway hence requiring less new pathway construction. For these reasons if an underpass option is pursued this option (A2) is considered preferable to option A1.

Option A3

- (a) The Railtrail pathway follows the existing trail path to the existing (unofficial) level crossing point at the finish of the existing path.
- (b) This option utilises the existing path and may require formalisation of a crossing point with some extra facility such as holding rails and path alignment if crossing SH 75 is progressed instead of staying on the eastern side of the highway.

Issues:

- (i) Management is approaching Transit New Zealand to discuss the best way forward in regard to speed reduction possibilities in this area. Progress will be reported to the meeting.

Option B1

- (a) The Railtrail pathway travels along the historic railway the length of the private property to Morrisons Road. By using the rail embankment only a surface treatment is required for the pathway development along with a stock gate at each end of the property.

Issues:

- (i) Successful negotiation for securing the pathway access with the owners although they are very positive about this facility as it complements their property development plans.
- (ii) Planning staff from the Environmental Policy and Approvals advise that a resource consent is needed to develop the walking and cycling pathway in the small settlement zone – this may take six months to gain.

Option B2

- (a) The Railtrail pathway crosses Morrisons Road from gateway at property number 4165 to SH 75 on the northern berm. A 2.5 metre sealed pathway will be constructed on the road corridor and will likely necessitate some resumption of land and the repositioning of a fence, posts and some work ensuring adequate path width around a culvert at the intersection of SH 75.
- (b) It may require some drainage being allowed for. This is a very quiet rural road providing a relatively safe road crossing environment and the northern side has only one residential driveway crossing.

Issues:

- (i) This section will probably involve some resumption of land.

Option B3

- (a) The Railtrail pathway travels along the historic railway for approximately two thirds of the length of the private property towards Morrisons Rd and then detours east towards SH 75 where it then tracks north alongside the western side of the road corridor where it is constructed as a 2.5 metre sealed pathway up to the intersection with Morrisons Road.

Issues:

- (i) The owners of the private property linking from Morrisons Rd to (approx 460 metres south) the State Highway are currently considering the option of detouring the pathway from the historic rail trail through the centre of their property a response should be available for the meeting.
- (ii) This alignment would skirt the pathway around the Small Settlement Zone and therefore not require the gaining of a resource consent.
- (iii) There may be some width issues utilising the western berm that may require some securing of access over private land.
- (iv) The detour would move the path off the historic rail trail alignment and its associated advantages or disadvantages would need to be considered alongside the chosen overall long term route.

Option B4

- (a) The Railtrail pathway travels along the western side of the SH 75 as a 2.5 metre sealed pathway from the existing crossing point to the intersection with Morrisons Road.

Issues:

- (i) There may be some width issues utilising the western berm that may require some securing of access over private land.

Option C1

- (a) A corridor and Railtrail pathway would be developed through two private properties to link the path directly from Morrisons Road to Barclays Road to a point opposite Council owned land on the northern side of Barclays Road.
- (b) This will involve securing access of a 4 to 5 metre corridor with the owners of the two properties - both are agreeable to considering this option subject to agreed negotiation conclusion.

Issues:

- (i) There is likely to be some need to re position one residential septic tank in providing a relatively direct link. The proposed concept alignment will allow regaining alignment onto the historic railway line north of Barclays Road. Some fencing and landscaping may be required.

Option C2

- (a) The Railtrail route travels alongside SH 75 from the intersection of Morrisons Road to Barclays Road.
- (b) The footpath would be a minimum 2.5 metre sealed pathway and likely provide contra flow shared usage.

Issues:

- (i) There would likely be some land resumption needed over all or part of the length of this link if the road carriage way isn't significantly utilised for the route.
- (ii) Transit New Zealand is not in favour of the narrowing of the carriageway such as with any physical works. Transit would accept use of their road corridor away from or separated from the carriageway.

Option C3

- (a) The Railtrail pathway is constructed on the southern berm side of Barclays Road, from the intersection with SH 75, to the historic railway line.

Issues:

- (i) There are no significant issues with only two residential driveways to cross. The northern side of the road has a drain close to the edge of the road that makes the southern side the better option of the two.

Option C4

- (a) The Railtrail pathway route follows the footpath alongside the western side of SH 75 from Barclays Road to the Little River Historic Railway Station. To create a contra flow shared path the existing footpath would need to be widened towards the residential properties. Transit does not support the narrowing of the carriageway on this section.
- (b) There are five residential driveways to cross along this length as well as a petrol station forecourt, and then travel through or across the Little River Townships main car park.

Issues:

- (i) All the property frontages along this section occupy legal road, some resumption would be required.
- (ii) The pathway would lead through the petrol station forecourt. It is not possible to segregate pathway users and petrol station traffic as the petrol pumps are also located on legal road.
- (iii) The Trail users would need to be accommodated in and amongst the traffic parking within the Little River Townships main car park.

Option C5

- (a) The Railtrail pathway route would be developed following the historic Railway alignment from Barclays Road north to the Little River Historic Railway Station. This option element is on Council owned land.

Option C6

- (a) The Railtrail pathway route would use the existing gravel road from Barclays Road north to the Little River Historic Railway Station. This route has the public recycling centre near the southern end of the gravel road. From the recycling centre north there is a plan to close the road off to motor vehicles leaving the area north to the Historic Rail Station free of motorised vehicles. Careful design that recognises the historic values will be particularly needed in this area nearing the Historic Rail Station.

Option D1

- (a) A corridor for public access would be secured with land owners and a Railtrail pathway constructed along a 5 metre wide strip of land on the east side of SH 75. It would extend south from a point near the Little River Historic Rail Station, parallel to the SH to a midway point where it veers east to alongside the river and follows this to Wairewa Pa Road.
- (b) The land owners involved have given support in principle to negotiate with them for this access way.

Issues:

- (i) There are a number of drainage issues from replacing an old culvert with piping near the northern end to traversing ditches further south.

Option D2

- (a) A corridor for public access would be secured with land owners and a Railtrail pathway constructed along a 5 metre wide strip of land on the east side of SH 75. It would extend south from a point near the Little River Historic Rail Station, parallel to the SH to the intersection with Wairewa Pa Road.
- (b) The land owners involved have given support in principle to negotiate with them for this access way.
- (c) This option would also require using the road carriageway to navigate around the existing culvert at Wairewa Pa Road. Substantial tree and plant removal would be needed in the property on the north eastern corner of the intersection at SH 75 and Wairewa Pa Road.

Issues:

- (i) There are a number of drainage issues from replacing an old culvert with piping at the northern end to traversing ditches further south.
- (ii) This option offers less benefit to Railtrail users than option D1 being closer to the SH 75 and using the road carriageway at the intersection; it also has more impact on the Wairewa Pa Road corner property requiring considerable planting removal.

Option E1

- (a) The Railtrail pathway is constructed on the east side of SH 75 following the highway to Wairewa Pa Road from the existing end point of the Railtrail. The southern section is

narrow in places and will likely require some retaining works. There will also be tree trimming and likely removal in places to create adequate width for the pathway.

Issues:

- (i) Transit New Zealand will need to agree to any scheme plan and have advised that it wants an emphasis on separation between the Railtrail pathway and the highway carriageway.
- (ii) Resource Consent will probably need to be gained for this section for the work near the river and tree felling.
- (iii) It looks likely that the Railtrail will be able to be constructed on a combination of road reserve and Department of Conservation land however this will be reliant on legal surveys confirming the generic mapping boundary indications.

Option E2

- (a) The Railtrail pathway is constructed on the east side of SH 75 following the highway from the existing end point of the Railtrail path to a point where the river veers east away from the highway at which point the pathway follows the riverside to intersect with Wairewa Pa Road.
- (b) This eastern section is able to be constructed on a combination of road reserve and Department of Conservation land. Fencing will be required between the pathway and the adjoining private property
- (c) The southern section is narrow in places and will likely require some retaining works. There will also be tree trimming and likely removal in places to create adequate width for the pathway.

Issues:

- (i) Transit New Zealand will need to agree to any scheme plan and have advised that it wants an emphasis on separation between the Railtrail pathway and the highway carriageway. This may require extra retaining work and / or total width for the pathway.
- (ii) Resource Consent will probably need to be gained for this section for the work near the river and tree felling.

Option E3

- (a) The Railtrail Pathway is developed on the southern berm of Wairewa Pa Road between the river and the SH 75 intersection. This section element would be used to link the other options if relevant.

8. AKAROA-WAIREWA COMMUNITY BOARD OBJECTIVES

General Manager responsible:	General Manager Regulation & Democracy Services DDI 941-8462
Officer responsible:	Democracy Services Manager
Author:	Community Board Adviser – Liz Carter

PURPOSE OF REPORT

1. The purpose of this report is to present to the Board its draft objectives for the Akaroa-Wairewa area, for consideration and adoption.

EXECUTIVE SUMMARY

2. Several seminars have been held at which the Board has worked through the development of objectives; what it wants to achieve for its community, and how it will achieve those objectives.
3. A set of joint objectives for the Banks Peninsula ward for the 2007-2009 period was developed last year in conjunction with the Lyttelton-Mt Herbert Community Board, and it is those objectives which have now been further developed with a local focus on the Akaroa-Wairewa area. In developing the local objectives the Board has amended the objective relating to visitor and event growth to protect residents amenity values. It has also added an extra objective regarding the economic wellbeing of Akaroa-Wairewa communities (Objective 10).
4. The proposed local objectives for the Akaroa-Wairewa area are attached to this report as Appendix A.

FINANCIAL IMPLICATIONS

5. There are no financial implications.

Do the Recommendations of this Report Align with 2006-16 LTCCP budgets?

6. Not applicable.

LEGAL CONSIDERATIONS

Have you considered the legal implications of the issue under consideration?

7. There are no legal implications in adopting these objectives.

ALIGNMENT WITH LTCCP AND ACTIVITY MANAGEMENT PLANS

8. The objectives are specifically linked to Community Outcomes from the Christchurch City Council LTCCP and also those developed in the 2004-14 Banks Peninsula District Council LTCCP.

Do the recommendations of this report support a level of service or project in the 2006-16 LTCCP?

9. As above.

ALIGNMENT WITH STRATEGIES

10. A link to the Council's Strategic Directions has been identified for each objective.

Do the recommendations align with the Council's strategies?

11. Yes.

CONSULTATION FULFILMENT

12. Specific consultation is not required on this issue, as the objectives already align with the Long Term Council Community Plan, which includes the communities' desired outcomes for the future.

STAFF RECOMMENDATION

It is recommended that the Board consider the draft local objectives for the Akaroa-Wairewa area, as attached in Appendix A, for adoption.

9. AKAROA-WAIREWA COMMUNITY BOARD FUNDING ACCOUNTABILITY REPORT - 2006/2007

General Manager responsible:	General Manager, Regulation and Democracy Services, DDI 941-8462
Officer responsible:	Democracy Services Manager
Author:	Liz Carter, Community Board Adviser

PURPOSE OF REPORT

1. The purpose of this report is to submit, for the Board’s information, accountability details for the end of year outcomes regarding the funding allocations of \$35,000 made by the Akaroa-Wairewa Community Board in 2006/07.

EXECUTIVE SUMMARY

2. At various meeting throughout the year, the Board allocated its funding for 2006/07 as follows:

Project Reserves Funding	20,000
Discretionary Funding	15,000
	<u>\$35,000</u>

3. Staff, will be in attendance to respond to any questions of clarification and to elaborate on the outcomes achieved from the funding support provided by the Board.

FINANCIAL IMPLICATIONS

4. The **attached** accountability matrix summarises the various project outcomes against the allocations made by the Board during the 2006/07 period.
5. Details of the Board’s project funding allocations are set out on Page 177 of the Council's Our Community Plan 2006-16, Volume 1.

Do the Recommendations of this Report Align with 2006-16 LTCCP budgets?

6. Yes, as in 5. above.

LEGAL CONSIDERATIONS

7. There are no direct legal considerations.

Have you considered the legal implications of the issue under consideration?

8. As in 7. above.

ALIGNMENT WITH LTCCP AND ACTIVITY MANAGEMENT PLANS

9. **LTCCP
Democracy and Governance**

Yes, Pages 113 and 173, Volume 1 of Our Community Plan 2006/16 refer.

Do the recommendations of this report support a level of service or project in the 2006-16 LTCCP?

10. As in 9. above

ALIGNMENT WITH STRATEGIES/POLICIES

11. Social Wellbeing Strategy

Recreation and Sports Strategy
Natural Asset Management Strategy
Environmental Policy
Community Boards' Discretionary Funding Policy

Do the recommendations align with the Council's strategies?

12. As in 11 above

STAFF RECOMMENDATION

It is recommended that the information be received.

10. AKAROA HARBOUR ISSUES WORKING PARTY

Attached are the minutes of the Akaroa Harbour Issues Working Party meeting held on 24 July 2007.

STAFF RECOMMENDATION

That the board receive the minutes of the Akaroa Harbour Issues Working Party meeting held on 24 July 2007.

11. AKAROA DESIGN AND APPEARANCE ADVISORY COMMITTEE - 21 AUGUST 2007

AKAROA DESIGN AND APPEARANCE ADVISORY COMMITTEE 21 AUGUST 2007

A meeting of the Akaroa Design and Appearance Advisory Committee
was held on Tuesday 21 August 2007 at 10.04am

PRESENT: Stewart Miller (Acting Chairman), Victoria Andrews, Lynda Wallace
and Tony Ussher

IN ATTENDANCE: Rod Naish Akaroa-Wairewa Community Board member
Kent Wilson Planner, Environmental Policy & Approvals Unit
Keri Davis-Miller Planner, Environmental Policy & Approvals Unit
Liz Carter Community Board Adviser

APOLOGIES: Apologies for absence were received and accepted from David
Margetts (Historic Places Trust) and Joanne Easterbrook (Historic
Places Trust).

An apology for lateness was received and accepted from Kent
Wilson who entered the meeting at 10:25am and was absent for
clauses 1 and 2 and part of clause 3.

The Committee reports that:

1. MINUTES OF MEETING HELD ON 20 MARCH 2007

The Committee **resolved** that the report of the meeting held on 20 March 2007 be confirmed.

2. CORRESPONDENCE

Nil

3. PLANS TO CONSIDER

3.1 TWEED MILL LIMITED - 7 CHURCH STREET - ALTERATIONS

Mr Terry Luxon (Tweed Mill Ltd) was in attendance and spoke to his proposal for alterations and refurbishment of the buildings at 7 Church Street, Akaroa. He explained that it was his intention to convert the buildings into four retail premises. Plans of the proposal had been previously circulated to members.

Members discussed the proposal and questioned Mr Luxon on several aspects, including:

- replacement of battens
- size of windows on the south elevation
- size of corner window on west elevation

Overall the Committee was comfortable with the project and congratulated Mr Luxon on his proposal, however there were concerns expressed regarding the requirement to incorporate on-site carparking. It was felt that this area was a walking environment, rather than a vehicular one. There were also concerns at the general demise of cottage gardens in the Akaroa town centre due, to lawns and gardens being converted for car parking.

The Committee **resolved** to support the proposal for alterations to the buildings at 7 Church Street Akaroa, but questioned the need to provide on-site carparking which could compromise the existing streetscape and amenity values of the historic area.

Members also noted that the carparking was in close proximity to the Akaroa Area School and an intersection, which could create traffic and pedestrian safety issues.

The meeting concluded at 10.40am

(Next Meeting – Tuesday 18th September 2007)

STAFF RECOMMENDATION

That the Board receive this report.

12. AKAROA DESIGN AND APPEARANCE ADVISORY COMMITTEE - 18 SEPTEMBER 2007

The report of this committee will be either forwarded under separate cover or tabled at the meeting.

STAFF RECOMMENDATION

That the Board receive this report. (Please note this report will not have been confirmed by the Committee)

13. AKAROA MUSEUM ADVISORY COMMITTEE - 12 SEPTEMBER 2007

AKAROA MUSEUM ADVISORY COMMITTEE
12 SEPTEMBER 2007

A meeting of the Akaroa Museum Advisory Committee
was held on Wednesday 12 September 2007 at 10:00 am

PRESENT: Steve Lowndes - Chairman
Jane Chetwynd - Friends of Akaroa Museum
Victoria Andrews - Community representative
Elizabeth Haylock - Friends of Akaroa Museum
Lynda Wallace - Museum Director

APOLOGIES: Apologies were received and approved for Meri Robinson (Onuku Rūnanga)

The Committee reports that:

1. **MINUTES OF MEETING HELD ON 4 JULY 2007**

The Committee **resolved** that the report of the meeting held on 4 July 2007 be confirmed, subject to the following alteration:

Item 5 Paragraph 1 - Add "which had previously been purchased by the Friends."

She informed members that the Art Gallery had agreed to donate the frame for the "Rehutai" photo by Neil Pardington, *which had previously been purchased by the Friends.*

2. **MATTERS ARISING**

2.1 **KATAORE**

It was agreed that it would be more timely to pursue the possibility of having a loan of the greenstone mere known as Kataore, from the Auckland Museum, after Takapuneke / Greens Point had been gazetted as a reserve.

2.2 **AKAROA MUSEUM COLLECTION POLICY**

The Akaroa Museum Collection Policy had been circulated to the committee. The Director tabled a finalised version on which some minor alterations had been made, from the version which had been circulated.

The Committee **resolved** to adopt the Akaroa Museum Collection Policy, as tabled by the Museum Director and as attached to this report as Appendix A.

2.3 **INTERPRETATION PANELS**

The Director reported that this work would be progressed as staff time allowed.

3. **DIRECTOR'S UPDATE**

The Museum Director spoke briefly on each item of her update:

3 Cont'd

3.1 VISITOR NUMBERS

- Statistics show more Australians visiting in recent months, apparently due to intense advertising by Tourism NZ

3.2 EXHIBITIONS

- Dairy Industry
- Refreshment of Frank Worsley exhibition. Interest in this topic increasing every year. Concept had been prepared by Chris Curry, an exhibition designer. The Committee suggested that the exhibition be peer reviewed when it was completed.

3.3 COLLECTIONS

- Return of artworks
- Backlog of accessioning

3.4 EVENTS

- Curators Seminar. Board members expressed an interest in attending this event. It was agreed that this could be possible, but noted that the seminar needed to maintain focus on its agenda.

3.5 PROJECTS

- Building project. To be discussed later in the meeting. The Director noted that the project may not commence immediately in July 2008, but would be in the new financial year sometime.
- Website. Members questioned what effect this would have on the workload at the Museum as it was envisaged that it would generate an increased number of electronic enquiries.
- Building and Grounds Maintenance. Members expressed concern regarding the delay in the painting of the Langlois-Eteveneaux Cottage, which was urgently in need of attention.

The Committee **received** the report of the Museum Director.

4. FRIENDS OF AKAROA MUSEUM - PRESIDENT'S REPORT

Ms Chetwynd spoke briefly on the activities of the Friends of the Museum.

4.1 ANNUAL GENERAL MEETING

- Friday 21 September 2007. Guest speaker will be Jenny Harper, Director Christchurch City Art Gallery.

4.2 FRANK WORSLEY EXHIBITION

- The Akaroa & Bays Lions Club have donated \$5,000 to the Friends, towards the refreshment of this exhibition.

4.3 ORAL HISTORY PROJECT

- This project is continuing with excellent results.

4 Cont'd

4.4 MUSEUM GROUNDS

- The Friends are having a working bee in the grounds today.

5. AKAROA MUSEUM - ALTERATIONS

Members discussed the proposed alterations to the Akaroa Museum. The Director tabled the plans for the alterations and outlined some pertinent points relating to the project:

- Plans drawn up by architect Alun Wilkie of Wilkie Bruce.
- Site coverage limited by zoning.
- Plans include an effective link to the current building.
- Design for the interior provides for the most flexible possible use.
- Hipped roof relates well to surrounding buildings.
- Architect wanted building to have a residential feel to it, rather than industrial or commercial, hence the inclusion of a veranda and window facing the street.
- Building will still retain a generous setback from the street.
- 2 cabbage trees will be retained.
- There will be a variation of ceiling heights.
- Access via a loading bay will be from the current driveway at the back of the Museum.
- A "dumb waiter" is included for lifting articles to the mezzanine floor, in consideration of staff safety and protection of the collection.
- Current kitchen will be partitioned to become totally separated from other areas.
- Part of current storage room will become a preparation and inspection area, part possibly a small meeting/multi purpose room.
- Environmental controls in new building will be an air-conditioning system using heat exchange units and fans. Will involve an operational cost increase although not substantial.
- Staff will investigate what can be fitted in new building in the way of mobile shelving units, drawers etc.
- Ground floor will need to accommodate a diverse range of objects.
- A fee simple subdivision is proceeding so the new building will be on an individual title rather than the current cross-lease situation.
- It is still questionable as to whether the resource consent will need to be a notified process.
- Fire sprinkler system has been quoted as \$19,000 for new building. To extend that to the rest of the museum buildings would cost an additional \$72,000.
- A memorandum has been circulated to elected representatives regarding the new building.

6. OTHER BUSINESS

6.1 SCULPTURE PROPOSAL FOR MUSEUM GROUNDS

Ms Siene de Vries had written to the Museum Director and the Community Board requesting that consideration be given to his sculpture "Where to?" being located somewhere in the Akaroa township, possibly in the Museum grounds.

The Director reported that Christchurch City Council was currently reviewing the Terms of Reference for its Public Art Advisory Group. As part of that review, Banks Peninsula would need to be incorporated into the new Terms of Reference.

Members noted that this proposal did not comply with the newly adopted Collections Policy for the Museum, and that the Museum did not have an acquisitions fund for such works.

The Director undertook to reply to Mr de Vries explaining the points that were covered in this discussion.

6 Cont'd

6.2 NGĀI TAHU EXHIBITION

It was reported that there was a DVD featuring an abstract visual presentation as part of the Ngāi Tahu exhibition, currently showing at Te Papa. It was suggested that the Museum could obtain a copy of the DVD for educational purposes. The Director agreed to make enquiries.

6.3 PETER MCKAY EXHIBITION

It was suggested that an exhibition featuring the work of Akaroa local, Peter McKay, which was currently touring nationally, could culminate at the Akaroa Museum when it finished touring sometime in 2009. The Director also agreed to make enquiries about this possibility.

6.4 CRADLE OF CANTERBURY – GORDON OGILVIE

It was reported that in the near future Gordon Ogilvie would be re-releasing an updated version of his book – Cradle of Canterbury. It was suggested that a local launch could be arranged, with the Akaroa Civic Trust and the Friends of the Museum jointly hosting the occasion. Members agreed that this suggestion should be followed up.

6.5 LOCAL ARTEFACTS

It was noted that many local artefacts had been donated to other museums, particularly the Canterbury Museum, before the Akaroa Museum came into existence. Artefacts from Goughs Bay, and also the Vangioni Collection, were cited as examples of this. Attempts by the donors to have the artefacts transferred to the Akaroa Museum collection had failed, however it was suggested that there could be a possibility of having some of the items on long term loan to the Museum.

6.6 VOTE OF THANKS

The Committee resolved that a vote of thanks be given to Mr Lowndes for his work on this Committee over recent years. Members noted that it had been an advantage to the Committee to be able to work with a Chairman who had such a good understanding of the Akaroa Museum and a working knowledge of what museums do.

The meeting closed at 11.35am

STAFF RECOMMENDATION

That the Board receive this report. (Please note this report will not have been confirmed by the Committee)

14. BRIEFINGS

14.1 Asset Engineer

David McNaughton will attend the meeting to update the Board on roading issues.

14.2 Visitor Information and Interpretation Project

Malcolm Anderson and Frank Ash will give a presentation on this project.

15. COMMUNITY BOARD ADVISERS UPDATE

15.1 BP MEATS SITE - UPDATE

Council staff have completed a draft report for the BP Meats site. The report was completed around the same time as the Draft Akaroa Harbour Basin Settlements Study. The Settlements Study, which is now available as a working draft, makes specific mention of the BP Meats site and identifies potential long term uses for this property.

Council staff are currently reviewing the Draft Akaroa Harbour Basin Settlements Study with the view of incorporating some of its findings as part of the BP Meats site report. Once the report is completed it will be presented to the Board for consideration. The timing for this to occur is dependent on the schedule of Board meetings post Local Government elections.

15.2 ROD DONALD BANKS PENINSULA TRUST

Members may wish to discuss a submission to the Special Consultative Procedure on the establishment of a trust using the funds from the sale of former Banks Peninsula District Council endowment properties.

Information has previously been sent to members on this issue. Basically the Christchurch City Council proposes to establish a charitable trust that will engage in environmental, historical and community based projects in the Banks Peninsula area, using the proceeds of endowment properties owned and sold by the former Banks Peninsula District Council.

Consultation, through submissions closes on 3 October 2007. The Board is able to make a submission in its own right to this process.

15.3 CUSTOMER SERVICES REQUEST – REPORT FROM 14 JULY – 14 SEPTEMBER 2007

A printout is attached for Board members information.

16. NOTICES OF MOTION

17. QUESTIONS

Members may at any ordinary meeting put a question to the Chairman concerning any matter relevant to the role or function of the Community Board concerning any matter that does not appear on the order paper. All questions are subject to Standing Orders 4.1.1 to 4.1.5.

18. BOARD MEMBERS' INFORMATION EXCHANGE

18.1 Public Places and Signs Bylaw

Mr Lowndes (the Board's representative on the Bylaws Review Committee) wishes to discuss this issue with the Board.

19. RESOLUTION TO EXCLUDE THE PUBLIC

Section 48, Local Government Official Information and Meetings Act 1987.

I move that the public be excluded from the following parts of the proceedings of this meeting, namely item 19 - Christchurch-Little River Rail Trail.

The general subject of each matter to be considered while the public is excluded, the reason for passing this resolution in relation to each matter and the specific grounds under Section 48(1) of the Local Government Official Information and Meetings Act 1987 for the passing of this resolution are as follows:

GENERAL SUBJECT OF EACH MATTER TO BE CONSIDERED	REASON FOR PASSING THIS RESOLUTION IN RELATION TO EACH MATTER	GROUND(S) UNDER SECTION 48(1) FOR THE PASSING OF THIS RESOLUTION
PART C 19. LITTLE RIVER RAIL TRAIL) GOOD REASON TO) WITHHOLD EXISTS) UNDER SECTION 7	SECTION 48(1)(a)

This resolution is made in reliance on Section 48(1)(a) of the Local Government Official Information and Meetings Act 1987 and the particular interest or interests protected by Section 6 or Section 7 of that Act which would be prejudiced by the holding of the whole or relevant part of the proceedings of the meeting in public are as follows:

Item 19 Commercial Negotiations (Section 7(2)(i))

“Enable the local authority holding the information to carry on, without prejudice or disadvantage, negotiations (including commercial and industrial negotiations)”

Recommendation: That the foregoing motion be adopted.

Note

Section 48(4) of the Local Government Official Information and Meetings Act 1987 provides as follows:

“(4) Every resolution to exclude the public shall be put at a time when the meeting is open to the public, and the text of that resolution (or copies thereof):

- (a) Shall be available to any member of the public who is present; and
- (b) Shall form part of the minutes of the local authority.”