

9. POSSIBLE SITES FOR THE PERMANENT MOBILE FOOD STALLS IN AKAROA

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| General Manager responsible: | General Manager City Environment, DDI 941-8608 |
| Officer responsible: | Unit Manager Asset and Network Planning |
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PURPOSE OF REPORT

1. The purpose of this report is for the Board to consider the information gathered from community consultation in relation to each of the potential permanent mobile food stall sites in the business area of Akaroa, and identify two sites to be designated as permanent sites.

EXECUTIVE SUMMARY

2. In 2010 the Council worked through a public consultation process to develop the Trading and Events in Public Places Policy 2010 (the Policy), under the Public Places Bylaw 2008. The Policy identified the sites throughout Christchurch which would be tendered for permanent mobile food stall locations. As part of the process the Council requested the *“Akaroa/Wairewa Community Board to identify two sites in the Akaroa business area for permanent mobile stall sites.”* This process has been delayed due to the earthquakes and reprioritising related to these.
3. The Akaroa/Wairewa Community Board has now identified seven potential sites and this report summarises feedback in relation to each of those sites to enable the Community Board to identify the two sites for which tenders will be let.

FINANCIAL IMPLICATIONS

4. Current policy enforcement is undertaken on a ‘response to a complaint’ basis. It is not anticipated that the Council’s approach will change with the adoption of the reviewed policy.

Do the Recommendations of this Report Align with 2009-19 LTCCP budgets?

5. Yes – considered as part of the adoption of the Trading and Events in Public Places Policy 2010.

LEGAL CONSIDERATIONS

6. The adoption of the Trading and Events in Public Places Policy was undertaken in 2010. The consideration and adoption of such policies must be done in accordance with the Council’s usual decision-making processes under the Local Government Act 2002 (LGA02). Sections 83 and 87 of the LGA02 also apply, as it is recommended that the special consultative procedure be used in this instance, even though the Council is not required to use that procedure.
7. The identification of the two sites for permanent mobile food stalls in Akaroa, as part of the Policy, was directed to the Akaroa/Wairewa Community Board.

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

8. The legal implications were considered as part of the adoption of the Trading and Events in Public Places Policy 2010, and as above.

ALIGNMENT WITH LTCCP AND ACTIVITY MANAGEMENT PLANS

9. Alignment was considered and confirmed as part of the adoption process for the Policy in 2010. It aligns with the LTCCP sections: 5.3 City Promotions – 5.3.2 Promoting the City as an attractive place to live, learn and work. 7.0 Events and Festivals – 7.2.7 Manage Cathedral Square as an event venue. 9.0 Enforcement and Inspections – Protect public health and safety; enforce compliance.

Do the recommendations of this report support a level of service or project in the 2009-19 LTCCP?

10. As above

ALIGNMENT WITH STRATEGIES

11. This report is giving effect to the Trading and Events in Public Places Policy 2010, as part of the Public Places Bylaw 2008 and should be read in conjunction with the Council's General Bylaw 2008, Traffic and Parking Bylaw 2008, Parks and Reserves Bylaw 2008 and the relevant rules, policies and objectives in the District Plan/City Plan.
12. The Trading and Events in Public Places Policy 2010 is aligned to the following Christchurch City Council strategies, plans and policies:
 - (a) Central City Revitalisation Strategy.
 - (b) Safer Christchurch Strategy.
 - (c) Pedestrian Strategy.
 - (d) Parking Strategy.
 - (e) Equity and Access for People with Disabilities Policy.
 - (f) Long Term Council Community Plan.
 - (g) City for People Action Plan.

Do the recommendations align with the Council's strategies?

13. Yes – as above.

CONSULTATION FULFILMENT

14. The opportunity for the community to provide feedback on the proposed sites was advertised in the local paper (Akaroa Mail) and through the Community Board's email network. As a result people arranged to meet with the project manager to discuss the options or emailed their feedback to the project manager. Feedback was received from 11 people (five meeting face-to-face and six via email).
15. Local businesses were not contacted directly to make comment, (however some local businesses did give feedback) as the principles of considering applications under the Trading and Events in Public Places Policy 2010 are already identified as:
 - Trading and events in public places can have positive impacts economically, socially and culturally when managed appropriately.
 - The use of public places should provide opportunities for the public to participate in activities such as leisure, retail, recreation and entertainment.
 - Trading and events should add to the city's vibrancy, maintain public safety and strengthen the existing function of areas.
 - The effects on existing businesses, including potential economic impacts, will be taken into account, and where possible mitigated, when considering any public place trading or commercial activity application.
 - Businesses, groups and individuals that are permitted to use public places for trading and activities are responsible for managing these activities in accordance with Council policies, guidelines and conditions of use identified in the permit.
 - Consideration will be given to health and safety and traffic management issues when considering applications for trading or events in a public place
16. Any decision on the specific sites needs to take heed of the principles of the policy.
17. The table below (**Attachment 1**) summarises the feedback from the consultation in relation to each site.
18. In addition, feedback noted that any permanent mobile food stall:
 - Be charming in appearance
 - Have interesting food
 - Fit into the "look of Akaroa" i.e. guidelines for the appearance of the cart (In liaison with Akaroa Design and Appearance Advisory Committee)
 - Complement what is already available in Akaroa
 - Be on site year round (not just during the tourist season).
19. The feedback highlighted issues with all the sites proposed, which is likely to reflect feedback on any other site suggested in Akaroa

STAFF RECOMMENDATION

It is recommended that the Community Board resolve:

- (a) To adopt Site 2 Rue Brittan/Rue Jolie and Site 6 Beach Road adjacent to Fishermens Rest, as permanent mobile food stall sites, with caveats, if appropriate, on the type of food to be sold so it complements the neighbouring permanent food sales, and utilises the site throughout the year (not just during the tourist season).
- (b) That the two areas be restricted for the use as a Permanent Mobile Food Stall sites, with appropriate signage developed and installed.