

**MINUTES OF A MEETING OF THE CHRISTCHURCH CITY COUNCIL
HELD AT 9.30AM ON THURSDAY 19 JUNE 2008**

PRESENT: The Mayor, Bob Parker (Chairperson).
Councillors Helen Broughton, Sally Buck, Ngaire Button, Barry Corbett, David Cox,
Yani Johanson, Claudia Reid, Bob Shearing, Mike Wall, Sue Wells, Chrissie Williams and
Norm Withers.

1. APOLOGIES

Leave of absence was granted to Gail Sheriff.

An apology for lateness was received from Councillor Cox. An apology for early departure was received and accepted from Councillor Buck

2. DEPUTATIONS BY APPOINTMENT

Nil.

11. SUPPLEMENTARY ITEM

The Mayor referred to the following report which was separately circulated after the agenda had been distributed:

- Traffic and Parking Bylaw

The Mayor advised that it was not possible to include this item in the agenda as the information was not available at the time, but it was necessary for the item concerned to be dealt with at the present meeting.

It was **resolved** on the motion of Councillor Wells, seconded by Councillor Corbett, that the late item be considered at the present meeting.

3. CHAIRPERSON'S REPORT ON THE BYLAW REVIEWS

It was **resolved** on the motion of Councillor Wells, seconded by the Mayor, that the Council:

- (a) Thank the staff for the work that has been done on the bylaw reviews.
- (b) Ask the Chief Executive Officer, in consultation with the Mayor and Chairperson of the Regulatory and Planning Committee, to undertake a review of the bylaw process to date, and to report to the Council by 31 December 2008 on how matters which arose during the reviews are being dealt with.
- (c) Ask the Chief Executive Officer, in conjunction with the Regulatory and Planning Committee, to consider the process by which future bylaws will be made to ensure greater consistency across the organisation.
- (d) Ask staff to prepare advice for the Council on the implications of, and possible advocacy for, an infringement regime which is provided for but not yet enabled through the Local Government Act 2002.
- (e) Ask for a review of how adequate our current data collection system is in meeting the requirements to demonstrate nuisance when we make bylaws.

4. HEARING PANEL REPORT ON THE PROPOSED GENERAL BYLAW

It was **resolved** on the motion of Councillor Wells, seconded by Councillor Corbett, that the Council:

- (a) Adopt the Christchurch City Council General Bylaw 2008, as amended.
- (b) Give public notice as soon as practicable, that the Christchurch City Council General Bylaw has been adopted by Council, that it comes into effect on 1 July 2008, and that copies of the bylaw will be made available.
- (c) Send copies of the bylaw to those people or organisations that made submissions, and send a letter to those to whom the consultation notification was initially sent, advising them of the outcome.

5. HEARING PANEL REPORT ON THE PROPOSED DOG CONTROL POLICY AND BYLAW

It was **resolved** on the motion of Councillor Wells, seconded by Councillor Wall, that the Council:

- (a) Resolve to adopt the Christchurch City Council Dog Control Policy 2008 (Appendix 2A) and the Christchurch City Council Dog Control Bylaw 2008 (Appendix 2B), as amended;
- (b) Resolve that the necessary funding be allocated for signage to enable the implementation of the Dog Control Policy
- (c) Resolve to review the Dog Control Policy 2008 in 2010 with consideration given to:
 - (i) Establishing a Responsible Dog Owner sub-category for older persons (pensioners).
 - (ii) The inclusion of a property inspection as a criteria for Responsible Dog Owner status.
 - (iii) Investigating and resolving the 'Limitation on Dogs'/permit requirements for the Christchurch District.
 - (iv) The introduction of Honorary Dog Rangers in local communities particularly in Banks Peninsula.
 - (v) Documenting the criteria and decision process for determining the establishment of designated dog parks or dog exercise areas.
 - (vi) Investigating the possibility of establishing a specified dog exercise beach(es).
 - (vii) Releasing some areas in the Port Hills out of grazing lease to establish future dog exercise areas.
 - (viii) The inclusion of 'dog hitching posts' near children's playground areas.
 - (ix) Liaison with the Department of Conservation regarding their Controlled or Open Dog areas under the Conservation Act 1987, or National Parks Act 1980.
- (d) Give public notice as soon as practicable, that the Christchurch City Council Dog Control Policy and Bylaw has been adopted by the Council, that it comes into effect on 1 July 2008, and that copies of the bylaw will be made available.
- (e) Send copies of the Policy and Bylaw to those people or organisations that made submissions, and sends a letter to those to whom the consultation notification was initially sent, advising them of the outcome.

Note: The following correction to be made to the Bylaw: Page 99 of the Council agenda New Brighton: New Brighton Mall – pedestrian only area between *Oram Avenue and Marine Parade*.

7. HEARING PANEL REPORT ON THE TRAFFIC AND PARKING AND STOCK CONTROL BYLAWS

This report was considered at this stage of the meeting

It was **resolved** on the motion of Councillor Wells, seconded by Councillor Button, that the Council:

- (a) Resolve to adopt the Christchurch City Council Traffic and Parking Bylaw 2008, as amended, as attached.
- (b) Resolve to adopt the Christchurch City Council Stock Control Bylaw 2008, as amended, as attached.
- (c) Give public notice as soon as practicable, that the two Bylaws have been adopted by Council, that they come into effect on 1 July 2008, and that copies of the Bylaws will be made available.
- (d) Send a copy of the Traffic and Parking Bylaw to the Minister of Transport within one week of the Bylaw being made, as required by section 72(4) of the Transport Act 1962.
- (d) Send copies of the Bylaw to those people or organisations that made submissions, and send a letter to those to whom the consultation notification was initially sent, advising them of the outcome.
- (e) Direct staff to begin work on developing a Memorandum of Understanding with the New Zealand Police.
- (f) Direct staff to prepare an operational policy relating to the clause 'heavy vehicle parking on residential streets' in the Traffic and Parking Bylaw, including setting out the process and matters to be taken into consideration in decision-making.
- (g) Direct staff to prepare an operational policy relating to the clause 'prohibited times on roads' in the Traffic and Parking Bylaw, including setting out the process and matters to be taken into consideration in decision-making.
- (h) Direct staff to prepare an operational policy relating to the clause 'stock driving prohibited/restricted routes' in the Stock Control Bylaw, including setting out the process and matters to be taken into consideration in decision-making.
- (i) Direct staff to undertake an urgent review of the schedules to the Traffic and Parking Bylaw to ensure that they are up to date and correct, including any additions.
- (j) Direct staff to develop a process for adding further streets to the schedules in the Traffic and Parking Bylaw.
- (k) Direct the Chief Executive Officer to review the process leading to the development of the Traffic and Parking Bylaw and issues arising during deliberations, and to report back within six months.
- (l) Direct staff to report back quarterly on the implementation and enforcement of the Traffic and Parking Bylaw, including any requests for service.

(10.12am Councillor Cox arrived)

Note: The following correction to be made to the bylaw: Page 236 of the Council agenda:

6(1) first line: replace "each" with "the", i.e. ...must be placed on *the* side of the road...

12. TRAFFIC AND PARKING BYLAW

(10.27am Councillor Buck retired)

This report was considered at this stage of the meeting.

It was **resolved** on the motion of Councillor Wells, seconded by Councillor Corbett, that the Council:

- (a) Offer a refund to those persons who paid an infringement fee in the period between 27 February 2005 and 12 February 2008, upon confirmation by the Council that the person requesting the refund was the registered owner of the vehicle who paid an infringement ticket in Christchurch for an offence listed above (clause 4 of supplementary report).
- (b) Make recommendations to Local Government New Zealand and Land Transport New Zealand to seek a change to the Land Transport Rule: Traffic Control Devices 2004 to vary the signage requirement regarding these offences.

6. HEARING PANEL REPORT ON THE PROPOSED PARKS AND RESERVES BYLAW

It was **resolved** on the motion of Councillor Wells, seconded by Councillor Corbett, that the Council:

- (a) Resolve to adopt the Christchurch City Council Parks and Reserves Bylaw 2008, as amended.
- (b) Give public notice as soon as practicable, that the Christchurch City Council Parks and Reserves Bylaw 2008 has been adopted by Council, that it comes into effect on 1 July 2008, and that copies of the bylaw will be made available.
- (c) Send copies of the Bylaw to those people or organisations that made submissions, and send a letter to those to whom the consultation notification was initially sent, advising them of the outcome.

8. HEARING PANEL REPORT ON THE PROPOSED MARINE AND RIVER FACILITIES BYLAW

It was **resolved** on the motion of Councillor Wells, seconded by Councillor Williams, that the Council:

- (a) Adopt the Christchurch City Council Marine and River Facilities Bylaw 2008, as amended.
- (b) Give public notice as soon as practicable, that the Christchurch City Council Marine and River Facilities Bylaw 2008 has been adopted by Council, that it comes into effect on 1 July 2008, and that copies of the bylaw will be made available.
- (c) Send copies of the Bylaw to those people or organisations that made submissions, and send a letter to those to whom the consultation notification was initially sent, advising them of the outcome.
- (d) Specify under Clause 5(2) of the Marine and River Facilities Bylaw the maximum gross laden weight of service vehicles permitted on the Akaroa Wharf is 12 tonnes and the Wainui Wharf is 5 tonnes.

9. HEARINGS PANEL REPORT ON THE PROPOSED WATER RELATED SERVICES BYLAW

It was **resolved** on the motion of Councillor Wells, seconded by Councillor Wall, that the Council:

- (a) Resolve to adopt the new Christchurch City Council Water Related Services Bylaw 2008, which will come into effect on 1 July 2008.
- (b) Give public notice as soon as practicable, that the Christchurch City Council Water Related Services Bylaw has been made by the Council, that it comes into effect on 1 July 2008 and that copies of the bylaw may be inspected and obtained at the Council's offices or on its website, without payment.

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10. HEARING PANEL REPORT ON THE PROPOSED PUBLIC PLACES BYLAW

It was **resolved** on the motion of Councillor Wells, seconded by Councillor Wall, that the Council:

- (a) Resolve to adopt the Christchurch City Council Public Places Bylaw 2008, as amended.
- (b) Give public notice as soon as practicable, that the Christchurch City Council Public Places Bylaw has been adopted by the Council, that it comes into effect on 1 July 2008, and that copies of the Bylaw will be made available.
- (c) Send copies of the Bylaw to those people or organisations that made submissions, and send a letter to those to whom the consultation notification was initially sent, advising them of the outcome.
- (d) Consider the inclusion of a requirement to comply with Advertising Standards Authority guidance and rulings in the revised operational policy on signboards.

The meeting concluded at 11.10am

CONFIRMED THIS 24TH DAY OF JULY 2008

MAYOR