

**SPREYDON/HEATHCOTE COMMUNITY BOARD**

**AGENDA**

**TUESDAY 16 FEBRUARY 2010**

**AT 5.00PM**

**AT BECKENHAM SERVICE CENTRE**

**IN THE BOARDROOM,  
66 COLOMBO STREET, CHRISTCHURCH**

**Community Board:** Phil Clearwater (Chairperson), Oscar Alpers, Barry Corbett, Chris Mene, Karolin Potter, Tim Scandrett and Sue Wells.

**Community Board Adviser**

Jenny Hughey

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**PART A - MATTERS REQUIRING A COUNCIL DECISION**

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**CLAUSE**

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1. **APOLOGIES**

2. **CONFIRMATION OF MEETING REPORT – 5 FEBRUARY 2010**

The minutes of the Board's ordinary meeting of Friday 5 February 2010 are **attached**.  
Public excluded minutes have been **circulated separately**.

**CHAIRPERSON'S RECOMMENDATION**

That the minutes (both public and public excluded) of the Board's meeting of 5 February 2010 be **confirmed**.

3. **DEPUTATIONS BY APPOINTMENT**

3.1 Mr Mark Bradley will present a petition signed by residents of Cashmere View Street requesting installation of speed bumps.

4. **PETITIONS**

5. **NOTICE OF MOTION**

6. **CORRESPONDENCE**

6.1 Letter from Allenvale Special School (**attached**).

7. **BRIEFINGS**

7.1 Terry Howes, Asset And Network Planning Unit Manager, will outline the work of his unit to the Board.

**8. SPREYDON YOUTH COMMUNITY TRUST – CHRISTCHURCH SOUTH INTERMEDIATE 24-7**

<b>General Manager responsible:</b>	General Manager, Community Services Group, DDI 941-8607
<b>Officer responsible:</b>	Unit Manager, Community Support Unit
<b>Author:</b>	Jay Sepie, Community Development Adviser, DDI 941-5102

**PURPOSE OF REPORT**

1. The purpose of this report is to present a request for funding from the Spreydon Youth Community Trust to the Spreydon/Heathcote Community Board.
2. The request is for \$10,000 towards the cost of delivering 24-7 YouthWork with Christchurch South Intermediate School in 2010.
3. The Spreydon/Heathcote Community Board presently has \$35,151 available in its 2009/10 Discretionary Response Fund.

**EXECUTIVE SUMMARY**

4. The Spreydon Youth Community Trust (SYC) has operated in the South Christchurch area under the umbrella of the Spreydon Baptist Church for over ten years. The Trust develops and supports teams of youth leaders to provide a suite of participative activities for young people aimed at strengthening their capacity to enter adult life with confidence and positive choices. One of these activities is the 24-7 YouthWork (24-7YW) initiative whereby youth leaders commit to working between three and five years alongside youth in schools as friendly role models and mentors. In the Spreydon/Heathcote area Cashmere High School, Hillmorton High School, and most recently Christchurch South Intermediate School partner with the Trust in this work.
5. The 24-7YW initiative has proven successful not only within Spreydon/Heathcote, but also in other schools in the Christchurch area, and beyond. The programme is supported by the Metropolitan Strengthening Communities Fund (SCF) to work with Cashmere and Hillmorton High Schools over three years. This grant request seeks Discretionary Response Fund support to run the 24-7YW programme with Christchurch South Intermediate School for a second year in 2010. In 2008/09 the Spreydon/Heathcote Community Board approved \$14,000 discretionary funding in support of the initiative at the Intermediate School. Due to a planning oversight, the Trust did not apply to the 2009/10 SCF for this project, and finds that similar to last year, alternative sponsorship opportunities have shrunk in comparison to more buoyant economic times. The Trust seeks discretionary funding to support the project until the end of August 2010.

**COMMUNITY DEVELOPMENT CONTEXT**

6. In the first year of operation at Christchurch South Intermediate in 2009, two youth workers have built rapport and engagement with increasing numbers of students during non curricula activity times of the school. They have built a profile and credibility with staff members, and in response to a lack of group meeting space, secured a caravan to be based at the school during term times and available for youth community weekend and holiday activities. Feedback from the school shows that 24-7YW is making a significant difference with vulnerable and at risk pupils, of which there are up to 20 at any one time; usually facing very problematic home situations. The effect of the 24-7YW intervention is that these pupils are able to improve their attendance and receptivity to learning. The wider value noted by the school is that the youth workers strengthen the quality of class school trips and events; they are regarded as trusted and guaranteed constructive assistance to both pupils and staff.
7. Unlike the high school level programme which seeks to prepare teenagers for healthy and productive adulthood, at the intermediate level the intention has been to prepare pre-teen students for high school life and the challenges ahead as teenagers. It is expected by the Trust and school community that these intermediate level students will experience a seamless transition to high school as their 24-7YW support will be continued by youth workers at (predominantly) Cashmere and Hillmorton campuses.

## 8 Cont'd

8. While it is too early to determine the effects of the programme on student transition to high school, the 2009 24-7YW term reports to the school indicate needs are being met by the uptake of activity and engagement by students. The Youth Workers delivered slightly more than their reimbursed 10 hours per week, in the last two terms reporting the following total meaningful contact statistics: 382 hours; 708 one to one contacts; 695 group contacts; and 286 event attendances. The one to one contacts represent each youth worker working intensively alongside up to five young people per week in a mentoring buddy style, plus a range of more casual one to one supports to other individuals. Generally some 20 group activities are supported per week within and beyond the classroom setting at the school. The events that the youth worker adds value to and encourages participation in ranges across sports, camps, and social recreation.

**FINANCIAL IMPLICATIONS**

9. The SYC has received the following Council funding in support of its operations in the Spreydon/ Heathcote area over the past two financial years:

2008/09	Metro SCF Key Local Organisations Fund	\$27,000	Cashmere, Hillmorton 24-7
	Small Grant Fund	\$3,000	Activity costs 3 youth groups
	Discretionary Response Fund	\$14,000	South Intermediate 24-7
2009/10	Metro SCF KLO Fund	\$27,000	Cashmere Hillmorton 24-7

In addition to these funds, the Trust has managed three year Metro funds of \$80,000 per annum for the capacity building of the Christchurch wide 24-7YW Network.

10. At the time of application a statement of the financial position of the Trust has not yet been prepared for their 2009 calendar and financial year. Annual expenditure by the Trust in 2008 was \$559,403 from a total income of \$593,377. As at October 2009 the total of funds on hand was \$340,187 all of which was committed for existing operations. The most recent audit report was completed on 3 March 2009 and although qualified, expressed confidence that the financial position of the organisation was fairly reflected in its statements.
11. The SYC generally aims to resource its programme budget from 25 per cent trust funds, 25 per cent school partner investment, and 50 per cent from other sources. Total cost of the South Christchurch programme that delivers to Cashmere High School, Hillmorton High School, and now South Intermediate, is \$102,636. The South Intermediate programme requires salaries and overhead costs for two youth workers out of a total of ten operating in the area, which represents 20 per cent of anticipated delivery expenditure. South Christchurch budget projections indicate a shortfall of \$10,000 as below:

**Income**

User fees (schools) / registrations	\$30,500
Cogs grant	\$3,000
Lottery grant	\$17,000
CCC (Metro – KLO)	\$27,000
Other funds/fund raising	\$15,136
	<b>\$92,636</b>

**Expenditure**

Youth worker salaries (10)	\$68,240
Supervision & development	\$9,331
Administration / tools etc	\$18,065
Youth worker training	\$7,000
	<b>\$102,636</b>

The Trust seeks discretionary funding of \$9,000 towards youth worker salaries and \$1,000 towards training to a total of \$10,000 to assist expenditure costs to the end of August 2010.

**8 Cont'd**

12. Applications for funding of \$14,000 to each of the Lion Foundation and Air Rescue were unsuccessful. South Intermediate contributed \$7,000 to their programme last year and plan for a similar investment this year.
13. The Spreydon/Heathcote Community Board presently has \$35,151 available in its 2009/10 Discretionary Response Fund.

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

14. Yes.

**LEGAL CONSIDERATIONS**

15. There are no legal implications in regards to this application.

**ALIGNMENT WITH LTCCP AND ACTIVITY MANAGEMENT PLANS**

16. Aligns with LTCCP and Activity Management Plans, page 172 and 176.

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

17. Yes, Strengthening Communities. (p. 172 2009-19 LTCCP).

**ALIGNMENT WITH STRATEGIES**

18. This application meets the following Council Community Grants Funding Outcomes:
  - Support, develop and promote the capacity and sustainability of community, recreation, sports, arts, heritage and environment groups.
  - Increase participation in and awareness of community, recreation, sports, arts, heritage and environment groups, programmes and local events.
  - Provide community based programmes which enhance basic life skills.
  - Reduce and overcome barriers to participation.
  - Foster collaborative responses to areas of identified need.
19. It also helps to meet the following Community Board objectives:
  - Improve social well-being in Spreydon Heathcote
  - Empower communities and community groups to deliver services that contribute towards the achievement of the Community Outcomes
  - Increased participation of Spreydon Heathcote residents in local and city wide recreation events and programmes
  - The development and maintenance of safe and strong local communities

**Do the recommendations align with the Council's strategies**

20. Yes, Strengthening Communities Strategy.

**8 Cont'd**

**CONSULTATION FULFILMENT**

21. None required.

**STAFF RECOMMENDATION**

It is recommended that the Spreydon/Heathcote Community Board allocate \$10,000 from its 2009/10 Discretionary Response Fund to the Spreydon Youth Community Trust to deliver 24-7YW support activities with Christchurch South Intermediate School pupils up to 31 August 2010.

**CHAIRPERSONS RECOMMENDATION**

For discussion.

## 9. PARKING ON RIVERBANKS AND PUBLIC NUISANCE

<b>General Manager responsible:</b>	General Manager, City Environment Group DDI 941-8606
<b>Officer responsible:</b>	Unit Manager, City Environment Group
<b>Author:</b>	Malcolm Park, Maintenance Operations and Contracts Manager DDI 941-8928

### PURPOSE OF REPORT

1. The purpose of this report is to inform the Spreydon/Heathcote Community Board on the issues surrounding parking on riverbanks with regard to degradation of the riverbanks and associated matters of public nuisance, in a report as requested by the Community Board 18 August 2009.

### EXECUTIVE SUMMARY

2. Parking on riverbanks is causing some localised seasonal damage to Road Reserves and Parks Reserves adjacent to those riverbanks.

Currently, unauthorised vehicle movement and parking on Road Reserve is dealt with by the Enforcement Unit through the CCC Traffic and Parking Bylaw 2008 (and expected amendments). Unauthorised vehicle movement and parking on Parks Reserves is dealt with by the Park Rangers through the CCC Parks and Reserves Bylaw 2008.

3. The activities of whitebaiters on the riverbanks during whitebaiting season is also causing some localised degradation of the riverbank areas. These areas are generally designated Parks and Reserves, Road Reserve or Riverbank and varied sets of regulations and bylaws apply.
4. Council staff are amending procedures enabling Parking Enforcement officers to enforce the parking and vehicle movement provisions of the Parking Reserves Bylaw.
5. It is intended the Avon River/Otakaro (Central City) Masterplan together with the Mid-Heathcote River/Opawhao Linear Park Masterplan provide a structured method and design promoting long term protection of these areas.

### FINANCIAL IMPLICATIONS

6. No additional funding will be required.

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

7. Yes.

### LEGAL CONSIDERATIONS

8. The pertinent legislation that applies to these issues includes:

#### *Summary Offences Act*

Under this act it is an offence to cause damage to property [Section 11 (1) Wilful Damage].

#### *Land Transport Act 1998*

Under this Act and amendment a "road" is defined to include "a place to which the public have access".

#### *Land Transport (Road User) Rule 2004 (and 2009 amendment)*

A driver must not drive along a footpath [Section 2 (13) Driving along footpath]

2009 Amendment – "A driver or person in charge of a vehicle must not stop, stand, or park the vehicle on a roadway if he or she can stop, stand, or park it on the road margin without damaging ornamental grass plots, shrubs or flower beds laid out or planted on the margin" [Section 6.2 (1) parking vehicles off roadway].



9 Cont'd

*New Zealand Bill of Rights Act 1990*

"Everyone lawfully in New Zealand has the right to freedom of movement... in New Zealand"  
[Section 18, (1) Freedom of movement].

*CCC Parks and Reserves Bylaw 2008*

**Section 6**, Behaviour in Reserves (1) No person may, without the permission of an Authorised Officer: (a) bury or disturb any thing in a reserve.

**Section 8**, Vehicles, Other Traffic, Mechanical Devices and Vessels

- (a) No person may take, ride or drive any vehicle into or on any reserve –
  - (i) except in areas where vehicles are allowed, such as driveways, parking areas or cycle tracks; or
  - (ii) unless permission has been granted by an Authorised Officer.
- (b) No person may drive or ride a vehicle within any reserve area where vehicles are allowed in a manner, which having regard to all the circumstances of the case, is or might be dangerous to the public or to any person.
- (c) No person may park any vehicle in any reserve except in a place set aside by the Council.

*CCC Traffic and Parking Bylaw 2008*

**Section 9** Parking On Grass Berms or Verges (1) No person may stop, stand or park a motor vehicle on a grass berm or verge where prescribed signs indicate no stopping, standing or parking, as the case may be.

*Traffic and Parking Bylaw 2008 – Amendment 2009*

This amendment is the subject of a report to the Regulatory and Planning Committee advising an amendment to give Council a wider range of enforcement options.

*Water Related Services Bylaw 2008, Section 37, Protection of Waterways*

Unless authorised by the Council no person may:

- (d) Widen, deepen, make narrower or alter the course of any Waterway or interfere with the bank of any Waterway;
- (e) Remove trees, plants or vegetation from the banks, or disturb the banks of any Waterway.

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

9. As above.

**ALIGNMENT WITH LTCCP AND ACTIVITY MANAGEMENT PLANS**

- 10. Aligns with page 90 LTCCP, Enforcement and Inspections:
  - (a) Protect the public from hazards and nuisances;
  - (b) Enforce compliance with City Plan, legislation, bylaws and other regulations;
  - (c) Aligns with page 118 LTCCP, Neighbourhood Parks;
  - (d) Ensure that park design, development and maintenance is sustainable and timely.

9 Cont'd

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

11. As above.

**ALIGNMENT WITH STRATEGIES**

12. The Avon River/Otakaro (Central City) Masterplan together with the Mid-Heathcote River/Opawhau Linear Park Masterplan chart the future development of these sections of the rivers.

**Do the recommendations align with the Council's strategies?**

13. Yes.

**CONSULTATION FULFILMENT**

14. Dialogue has been held with some residents holding strong feelings on damage to the riverbanks.

**STAFF RECOMMENDATION**

It is recommended that the Spreydon Heathcote Community Board receive this report for information purposes.

**CHAIRPERSONS RECOMMENDATION**

For discussion.

Various issues need to be considered including damage to river banks and grass, signage and enforcement.

**BACKGROUND (THE ISSUES)**

15. An issue of concern is the problem of vehicle damage to the riverbank. This happens occasionally but on a continuing basis. This damage, usually in the form of tyre marks and ruts, has been occurring over time and is the result of soft bearing areas of soil and grass adjacent to the road.
16. One result of these soft areas is the appearance of prominent wheel ruts left by motorists as they drive over the grass. Some of the damage is unintentional, caused by motorists mistaking the grass area for a hard surface and some of the damage is clearly intentional, caused by motorists who are "skylarking", or "hooning" in their cars. During whitebaiting season, whitebaiters are known to park their vehicles close to their "stands" on a regular basis.
17. While some damage to the grass reserve areas can be considered a matter of wear and tear, other damage is more serious. This damage has been happening to some degree on the Avon, the Styx and the Heathcote riverbanks. In previous years the damage was not as serious or so widespread. Over time there has been a substantial increase in the total numbers of vehicles registered for road use. One product of this increase has been an associated increase in reports of vehicle damage to riverbank areas. Driving habits have also changed, with some drivers exhibiting anti social behaviour with their cars.
18. Damage to riverbanks by vehicles varies from some soil and grass disturbance, which repairs naturally in a short timeframe, to more substantial damage which can involve expensive remedial work by Council contractors. Over previous months white baiters have caused concern due to their parking and fishing activities. Their vehicles are parked repeatedly in the same place and create tyre ruts. Some white baiters have been known to modify the profile of the riverbank in order to position and hold their nets more easily.

9 Cont'd

19. Vehicles often drive and park on riverbanks, grass berms and verges adjacent to the Avon, the Heathcote and the Styx. Various pieces of legislation apply to this practice.
- (a) If a vehicle is driven or parked on a Parks Reserve, Council has the authority to move the driver and vehicle on. There is no right to drive or park a vehicle on a Reserve without authority;
  - (b) If a vehicle is parked on a grassed area that is designated a Road Reserve, then currently a driver is allowed to drive and park on that area unless specifically prohibited. A challenge for immediate enforcement arises in this situation because it is often difficult to ascertain which part of the grass verge is Road Reserve and which part is Parks Reserve or natural riverbank;
  - (c) If a driver intentionally damages the grassed areas of either a Parks or Road Reserve, then the provisions of the Summary Offences Act may apply. The difficulty with charging someone for the damage under the Summary Offences Act lies in identifying the vehicles and drivers.
20. The government has enacted the Land Transport (Road User) Amendment Rule 2009. This new law will make it an offence to drive across an "ornamental grass plot" (our grass verges and berms may fit in with this term). To take full advantage of this rule, Council may need to modify its parking bylaw. This bylaw amendment is currently under investigation and discussion with staff.
21. Some motorists may still choose to disobey the Land Transport (Road User) Rule 2004 (and 2009 amendment) and park in unauthorised areas.

Council options will then include:

- (a) Do nothing - this option involves least expense, but no positive outcome;
  - (b) Install bollards- a possibly expensive option considering the length of the river(s) that need protection. Bollards delineate the road boundary, but do not stop access to the reserve area;
  - (c) Install temporary measures such as waratahs and wire, which is less expensive in initial cost, but constant erection and dismantling involves repeated operational expenditure. Wire fences stop access to the riverbank area, but relocates the offending to a position on the banks where there is no fencing. An additional safety issue is the risk of injury to cyclists and motorcyclists with wire fencing, should a loss of vehicle control occur;
  - (d) Design a road, footpath and riverbank treatment that will provide a permanent solution such as that advocated in the Mid Heathcote/Opawaho Linear Park Masterplan;
  - (e) Enforce provisions of related bylaws, road rules and national legislation already in existence. The actual enforcement of CCC bylaws may be a laborious and costly process. There are issues of vehicle and driver/owner identification, cost of enforcement, time of staff to prepare prosecutions and application of an appropriate penalty. While prosecution is a last resort, the ability to prosecute if appropriate, is required to give the bylaw(s) force.
22. To mitigate damage to unimproved riverbanks:
- (a) Regional Park Rangers and/or Parking Enforcement Officers will advise drivers of cars parked on Parks Reserve or Road Reserve of the parking regulations and, if appropriate, request they park their car on the road;
  - (b) Residents are encouraged to report instances of careless driving causing damage to the road Reserve (grass berms) to the Police;
  - (c) Staff will action appropriate remediation for those damaged riverbank areas reported to the Council Call Centre.

**10. APPROVAL OF THE SPREYDON/HEATHCOTE COMMUNITY BOARD SUBMISSION TO THE CHRISTCHURCH CITY COUNCIL**

**PURPOSE OF THE REPORT**

The Board discussed at it's 15 December 2009 meeting to develop a submission to the Councils Draft Public Open Space Strategy 2010-2040.

The submission has been circulated separately and retrospective ratification of the submission is requested.

**STAFF RECOMMENDATION**

That the Board consider and ratify the Spreydon/Heathcote Community Board's submission on the Christchurch City Council Draft Public Open Space Strategy 2010-2040.

**CHAIRPERSONS RECOMMENDATION**

That the staff recommendation be supported.

16. 2. 2010

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11. **COMMUNITY BOARD ADVISER'S UPDATE**
12. **ELECTED MEMBERS INFORMATION EXCHANGE**
13. **MEMBERS QUESTIONS UNDER STANDING ORDERS**