

**MINUTES OF A MEETING OF THE CHRISTCHURCH CITY COUNCIL
HELD AT 9.30AM ON THURSDAY 13 MARCH 2008**

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

1. APOLOGIES

Nil.

2. DEPUTATIONS BY APPOINTMENT

STRUTHERS LANE – BOLLARD TRIAL

(a) **Mr Dave Henderson**

Mr Henderson spoke in support of the proposed trial and advised that he felt the proposed restrictions on vehicle access would enhance the lane. He commented they would only impede access to the buildings which were owned by his company and he was willing to make alternative access available as required. He confirmed that he supported the proposal.

(b) **Mr Bruce Williamson**

Mr Williamson tabled a handout and attachments which he spoke to. He advised that he did not agree with the previous comments by Mr Henderson and spoke in some detail regarding his concerns about the proposal and the issues which were of specific concern to him as detailed in his written material.

The representations from Mr Williamson and Mr Henderson were considered in association with the relevant clause of the agenda.

**12. REPORT OF HAGLEY/FERRYMEAD COMMUNITY BOARD:
MEETING OF 30 JANUARY 2008**

Clauses 12, 13 and 14 were taken at this stage of the meeting:

(1) **Colombo Street – Proposed Bus Stop and No Stopping Proposed Restriction**

It was **resolved** on the motion of Councillor Corbett, seconded by Councillor Wells, that the Board's recommendation be adopted.

(2) **Madras Street - Proposed Motorcycle Stand Relocation**

It was **resolved** on the motion of Councillor Broughton, seconded by Councillor Corbett, that the Board's recommendation be adopted.

(3) **Lichfield Lane, Struthers Lane Bollard Trial**

It was **resolved** on the motion of Councillor Sheriff, seconded by Councillor Wall that the Board's recommendation be adopted.

It was noted that a report on safety issues would be provided to the Hagley/Ferrymead Community Board as soon as possible.

(Note: Councillor Johanson requested that his vote against the motion be recorded.)

(4) **Bridle Path Road Area Plan -
Options For Zoning/Development, Hazard Mitigation Funding**

This clause was not considered as it is to be the subject of a separate report from the Regulatory and Planning Committee to the Council meeting of 27 March 2008.

(5) **Bridle Path Road Draft Area Plan**

This clause was not considered as it is to be the subject of a separate report from the Regulatory and Planning Committee to the Council meeting of 27 March 2008.

It was **resolved** on the motion of the Mayor, seconded by Councillor Withers, that the report as a whole be adopted.

**13. REPORT OF THE HAGLEY/FERRYMEAD COMMUNITY BOARD:
MEETING OF 7 FEBRUARY 2008**

It was **resolved** on the motion of Councillor Corbett, seconded by Councillor Johanson, that the Board's report be received.

**14. JOINT REPORT BY THE CHAIRPERSONS OF THE HAGLEY/FERRYMEAD AND THE
SPREYDON/HEATHCOTE COMMUNITY BOARDS**

(1) **Moorhouse Avenue – No Stopping (10pm to 6am) Restriction**

It was **resolved** on the motion of Councillor Withers, seconded by Councillor Broughton, that the report by the Joint Chairpersons be adopted.

In addition, it was agreed that a report on the impact of these "No Stopping Restrictions" on the area within the four avenues, together with any other issues requiring similar action, be brought back to the Council.

(Note: Councillor Sue Wells requested that her vote against the above motion be recorded.)

3. PRESENTATION OF PETITIONS

Councillor Button presented a petition signed by 38 residents of Lagan Street, seeking the installation of speed humps in Lagan Street.

It was **resolved** that the petition be referred to the appropriate staff for action.

25. NOTICES OF MOTION

This clause was taken at this stage of the meeting.

(1) **Community Board Funding**

It was **resolved** that the notice of motion be received and that consideration be deferred to a subsequent Council meeting to allow for preparation of a staff report on this issue.

4. SUBMISSION ON TRANSIT NZ LAND TRANSPORT PROGRAMME

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

- (a) Adopt the attached submission, subject to it being amended to indicate the Council's view that a high priority should be given to the investigation of the Burwood Road/Travis Road intersection, and the Dyers Road improvements (clause 4.7 of the draft submission refers).
- (b) Approve the General Manager Strategy and Planning and Programme Manager – Liveable City, together with Councillors Williams, Shearing and Broughton, presenting the Council's submission to the regional hearings.

**15. REPORT OF THE RICCARTON/WIGRAM COMMUNITY BOARD:
MEETING OF 4 FEBRUARY 2008**

Clauses 15, 16 and 17 were taken at this stage of the meeting.

(1) Notice of Motion

It was **resolved** on the motion of the Mayor, seconded by Councillor Wells, that the Council undertake a review of the existing policy of vehicle entrances and footpaths.

The report as a whole was then adopted on the motion of the Mayor, seconded by Councillor Wells.

**16. REPORT OF THE RICCARTON/WIGRAM COMMUNITY BOARD:
MEETING OF 19 FEBRUARY 2008**

It was **resolved** on the motion of Councillor Wells, seconded by Councillor Corbett, that the report be received.

**17. JOINT REPORT OF THE CHAIRPERSONS OF THE SPREYDON/HEATHCOTE COMMUNITY
BOARD AND RICCARTON/WIGRAM COMMUNITY BOARD**

(1) Curletts Road Cycleway

It was **resolved** on the motion of Councillor Wells, seconded by Councillor Corbett, that the recommendation of the joint Chairpersons be adopted.

**5. REPORT OF THE AKARO/WAIREWA COMMUNITY BOARD:
MEETING OF 5 DECEMBER 2007**

It was **resolved** on the motion of Councillor Reid, seconded by Councillor Withers, that the Board's report be received.

**6. REPORT OF THE BURWOOD/PEGASUS COMMUNITY BOARD:
MEETING OF 4 FEBRUARY 2008**

It was **resolved** on the motion of Councillor Sheriff, seconded by Councillor Williams, that the Board's report be received.

**7. REPORT OF THE BURWOOD/PEGASUS COMMUNITY BOARD:
MEETING OF 18 FEBRUARY 2008**

It was **resolved** on the motion of Councillor Sheriff, seconded by Councillor Williams, that the Board's report be received.

**8. REPORT OF THE FENDALTON/WAIMAIRI COMMUNITY BOARD:
MEETING OF 4 DECEMBER 2007**

It was **resolved** on the motion of Councillor Buck, seconded by Councillor Wall, that the Board's report be received.

**9. REPORT OF THE FENDALTON/WAIMAIRI COMMUNITY BOARD RECESS COMMITTEE:
MEETING OF 21 JANUARY 2008**

It was **resolved** on the motion of Councillor Buck, seconded by Councillor Wall, that the Board's report be received.

**10. REPORT OF THE FENDALTON/WAIMAIRI COMMUNITY BOARD:
MEETING OF 19 FEBRUARY 2008**

(1) Burnside Park Classification

It was **resolved** on the motion of Councillor Reid, seconded by Councillor Wall, that the Board's recommendation be adopted.

It was then **resolved** on the motion of Councillor Wall, seconded by Councillor Buck, that the report as a whole be adopted.

**18. REPORT OF THE SHIRLEY/PAPANUI COMMUNITY BOARD:
MEETING OF 19 DECEMBER 2007**

It was **resolved** on the motion of Councillor Wall, seconded by Councillor Buck, that the Board's report be adopted subject to noting that the meeting had commenced at 3pm and that Councillor Withers was absent for clauses 11, 12, 13, 14 and part of clause 17 only.

**19. REPORT FROM THE CHAIRPERSON OF THE SHIRLEY/PAPANUI COMMUNITY BOARD OF
20 FEBRUARY 2008**

(1) St Albans Pavilion and Pool Group

It was **resolved** on the motion of Councillor Withers, seconded by Councillor Button, that the 30 March 2008 deadline be extended to 30 May 2008 to allow a further report to be considered by the Council.

(Note: Councillor Corbett requested that his vote against the above motion be recorded.)

(2) Deputation – Harewood Road Pedestrian and Cycle Safety

It was **resolved** on the motion of Councillor Buck, seconded by Councillor Wall, that the Council during the 2009/19 LTCCP process, consider funding the Harewood Road Pedestrian and Cycle Safety Traffic Management Plan as a priority under the Community Outcome of a "Safe City".

**20. REPORT OF THE SPREYDON/HEATHCOTE COMMUNITY BOARD:
MEETING 18 DECEMBER 2007**

It was **resolved** on the motion of Councillor Buck, seconded by Councillor Wall, that the Board's report be received.

21. REPORT BY THE CHAIRPERSON OF THE SPREYDON/HEATHCOTE COMMUNITY BOARD

(1) 56 Parklands Drive (Morven Terrace boundary) – Proposed Road Stopping

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

- (a) Approve the commencement of the road stopping procedure under the Public Works Act 1981, in respect of Section 1 on Scheme Plan SM1615-02 and approve in principle the declaration of the affected parcel of land as being surplus to roading requirements.
- (b) Sell to the owners of 56 Parklands Drive, at the price of \$55,000 (inclusive of GST) plus associated costs, the adjoining legal road (Morven Terrace) comprising 428m², conditional upon the amalgamated title not being subdivisible and that this be reflected in an appropriate covenant or caveat.
- (c) Defer consideration of the issue of a policy on the disposal of roading land surplus to requirements to allow this to be reported back to the Council in a more comprehensive way.

(2) **The Establishment of Easements as part of the Upper Sherrings Drive Project**

It was **resolved** on the motion of Councillor Wells, seconded by Councillor Corbett, that the Board's recommendation be adopted.

(3) **Faraday Street - Road Stopping**

It was **resolved** on the motion of Councillor Corbett, seconded by Councillor Wells, that the Board's recommendation be adopted.

It was then **resolved** on the motion of Councillor Corbett, seconded by Councillor Wells, that the report as a whole be adopted subject to the above amendment, in respect to clause 1.

22. CHRISTCHURCH CITY COUNCIL PERFORMANCE REPORT AS AT 31 JANUARY 2008

Consideration of this item was deferred until the Council meeting of 27 March 2008.

(Councillors Johanson and Sheriff retired at 12.35pm)

**23. REPORT OF THE REGULATORY AND PLANNING COMMITTEE:
MEETING OF 6 MARCH 2008**

(1) **Proposed Draft Traffic and Parking Bylaw 2008**

Councillor Williams moved by way of amendment *"That a new clause 9A be inserted in the bylaw as follows:*

Heavy Vehicles on Residential Streets – Parking Restrictions

1. *The Council may by resolution establish the Heavy Vehicles on Residential Streets – Parking Restrictions Register, which specifies any road or part of a road in a residential area which may not be used by heavy motor vehicles for the purposes of stopping, standing, or parking between 9pm and 7am.*
2. *The Council may subsequently amend by resolution the Heavy Vehicles on Residential Streets – Parking Restrictions Register by adding any road or part of a road in a residential area, deleting or changing any road or part of a road in a residential area.*
3. *No person may stop, stand or park a heavy motor vehicle on any road or part of a road in a residential area specified in the Heavy Vehicles on Residential Streets – Parking Restrictions between 9pm and 7am.*
4. *For the purposes of subclause (4)., residential area:*
 - (a) *means any land zoned "living" or "residential"; and*
 - (b) *includes any land that may not be zoned "living" or "residential" but has the following characteristics:*
 - (i) *continuous residential dwellings on one or both sides of the road; or*
 - (ii) *residential dwellings mixed with open spaces or local amenities such as hospitals, schools, clubrooms, medical centres and other similar activities.*
5. *Nothing in subclause (3) applies to heavy motor vehicles:*
 - (a) *providing an emergency service on the road or in the immediate vicinity*
 - (b) *loading or unloading that vehicle in the course of trade: or*
 - (c) *carrying out work as a network utility operator."*

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The amendment was seconded by Councillor Wells and on being put to the meeting was declared **carried**. In addition, it was agreed that the words "or storage" be included in clause 24(1) of the draft bylaw.

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

- (a) That the following Bylaws be revoked and replaced by the draft Traffic and Parking Bylaw 2008, as amended above:
 - BPDC Traffic and Parking Bylaw 1998
 - CCC Traffic and Parking Bylaw 1991
 - BPDC Stock Control Bylaw 1994
 - BPDC Licences for Vehicle Stands on Streets
- (b) That the following Registers be established:
 - (i) One Way Streets Register
 - (ii) Restricted Vehicles on Specified Roads Register
 - (iii) Prohibited Times on Roads for Vehicles below 3,500kg Register
 - (iv) Vehicles on Grass Verges Register
 - (v) Heavy Vehicles on Residential Streets Register
 - (vi) Stock Droving Routes Register
 - (vii) Stock Droving Prohibited/Restricted Routes Register
 - (viii) Heavy Vehicles on Residential Streets – Parking Restrictions Register
- (c) That the content in the Schedules be transferred onto the following registers:
 - (i) the content in the Fifth Schedule of the Christchurch City Council Traffic and Parking Bylaw 1991 be transferred onto the One Way Streets Register
 - (ii) the content in the Third Schedule of the Banks Peninsula District Council Traffic and Parking Bylaw 1998 be transferred onto the One Way Streets Register
 - (iii) the content in the Second Schedule and the Sixth Schedule of the Christchurch City Council Traffic and Parking Bylaw 1991 be transferred onto the Restricted Vehicles on Specified Roads Register
 - (iv) the content in the Fourth Schedule of the Banks Peninsula District Council Traffic and Parking Bylaw 1998 be transferred onto the Restricted Vehicles on Specified Roads Register
 - (v) the content in the Ninth Schedule of the Christchurch City Council Traffic and Parking Bylaw 1991 be transferred onto the Prohibited Times on Roads for Vehicles below 3,500kg Register
- (d) That the draft Bylaw, in terms of section 155 of the LGA 2002
 - (i) is the most appropriate way to address perceived problems relating to traffic, parking, and movement of livestock issues in the City;
 - (ii) is the most appropriate form of bylaw; and
 - (iii) does not give rise to any implications under the New Zealand Bill of Rights Act 1990.

- (e) That the draft bylaw:
 - (i) is authorised by the LGA 1974, the LGA 2002 and the Transport Act 1962;
 - (ii) is not repugnant to the general laws of New Zealand;
 - (iii) is certain; and
 - (iv) is reasonable.
- (f) That the draft Statement of Proposal (Attachment 6) is adopted
- (g) That the draft Summary of Information (Attachment 7) is adopted
- (h) That the special consultative procedure commences on 29 March 2008 and the last submission date shall be 1 May 2008;
- (i) That a hearings panel be appointed at the 27 March 2008 Council meeting.

2. **Proposed Submission Health Bill 2007**

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

- (a) Approve the draft submission to be sent to the Health Select Committee.
- (b) Agree that it wishes to appear in support of its submission on the bill and that Councillor Wells represent the Council together with appropriate staff.

24. **LTCCP VARIATION**

This item was withdrawn from the agenda to be considered at the meeting of 27 March 2008.

34. **SUPPLEMENTARY ITEM**

The Mayor referred to the following late item which had been separately circulated after the agenda had been distributed:

- Report of the Regulatory and Planning Committee Meeting of 11 March 2008.

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

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

27. **RESOLUTION TO EXCLUDE THE PUBLIC**

It was **resolved** on the motion of Councillor Corbett, seconded by Councillor Withers, that the resolution to exclude the public set out on page 181 of the agenda be adopted.

The meeting concluded at 3.09pm

CONFIRMED THIS 27TH DAY OF MARCH 2008

MAYOR