

15. 5. 2008

**AKAROA/WAIREWA COMMUNITY BOARD
20 MARCH 2008**

**A meeting of the Akaroa-Wairewa Community Board
was held on Thursday 20 March 2008 at 9.30am**

PRESENT: Stewart Miller (Chairman), Jane Chetwynd, Bryan Morgan,
Pam Richardson and Eric Ryder

APOLOGIES: An apology for absence was received and accepted from Claudia Reid.

The Board reports that:

PART A – MATTERS REQUIRING A COUNCIL DECISION

1. **PROPOSED ROAD STOPPING - PART OF UNFORMED PENLINGTON STREET BETWEEN
BEACH ROAD AND PENLINGTON PLACE**

General Manager responsible:	General Manager City Environment DDI 941-8608
Officer responsible:	Manager Transport & Greenspace
Author:	Weng-Kei Chen, Asset Policy Engineer

PURPOSE OF REPORT

1. The purpose of the report is to seek Council approval to declare two portions of unformed legal road between Beach Road and Penlington Place, as indicated on the attached plan S16463 as Sections 1 and 2, surplus to the Council's road network and commence road stopping pursuant to Section 116 of the Public Works Acts 1981.

EXECUTIVE SUMMARY

2. The unformed legal road is in difficult terrain and to achieve a road connection from Penlington Place and Beach Road the road formation will require realignment as shown on the attached plan. The proposed road will be required to be constructed by the developer as a condition of the Subdivision Consent.
3. The realignment of road renders two parcels of road land, section 1 and section 2, surplus to road requirements and hence can be declared surplus.
4. The disposal of these two parcels of road land to adjoining land owner Ngai Tahu Property Ltd is by way of "Land for Road" exchange Sections 1 and 2 with Lot 15 and Lot 16 for road proposed in the development.

FINANCIAL IMPLICATIONS

5. The land exchange will be carried out on land valuation and the developer has indicated that the Council will not incur any cost if land valuation for the parcels (Lot 15 and 16) exceeds that of Sections 1 and 2.
6. The Council will seek reimbursement for all costs incurred in the road stopping procedure, surveying and legal cost.

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

7. Yes

1 Cont'd

LEGAL CONSIDERATIONS

8. Section 116 Public Works Act 1981 – Stopping Road. This section states that subject to the consent in writing of the territorial authority and the owner(s) of the land adjoining the road proposed to be stopped, then the road can be declared formally stopped by notice in the Gazette.

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

9. Yes. There will be no loss of public access and in fact a proper road can be constructed on a different alignment.

ALIGNMENT WITH LTCCP AND ACTIVITY MANAGEMENT PLANS

10. Yes.

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

11. LTCCP page 152 “Streets and Transport Objectives” – to provide a sustainable network of streets.

ALIGNMENT WITH STRATEGIES

12. Yes.

Do the recommendations align with the Council’s strategies?

13. This action is consistent with traffic objectives stated in the City Plan.

CONSULTATION FULFILMENT

14. Not required.

STAFF RECOMMENDATION

It is recommended that the Council:

- (a) Declare the parcels of land described as section 1 and section 2 on the attached plan surplus to Council’s requirement.
- (b) Commence road stopping procedures pursuant to Section 116 of the Public Works Act 1981.

BOARD CONSIDERATION

The Board voiced the following concerns regarding this issue:

- the ability of traffic to be able to turn left from Julius Place into Beach Road, particularly vehicles towing boats, trailers etc.
- the amount of traffic that would be trying to access Beach Road.
- the locality of the retaining wall needed on the new road.
- walking access to Stanley Park.
- the narrow carriageway on parts of Julius Place.

Because of these concerns the Board asked that staff monitor the impact on Akaroa traffic when the new road was formed so that mitigation measures could be considered in the future, for example making the new road one way.

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The Board also suggested that the two pieces of current legal road which were not being formed (Sections 1 and 2 on the attached plan) could be retained within Stanley Park, however staff noted that this was an issue that would have to be decided by the developer.

BOARD RECOMMENDATION

That the Council, following consultation with the New Zealand Historic Places Trust and the Stanley Park Reserve Management Committee, and subject to the accessway to Stanley Park being retained to its current level or better:

- (a) Declare the parcels of land described as section 1 and section 2 on the attached plan surplus to Council's requirement
- (b) Commence road stopping procedures pursuant to Section 116 of the Public Works Act 1981.

PART B – REPORTS FOR INFORMATION

2. DEPUTATIONS BY APPOINTMENT



2.1 Akaroa Community Arts Council

A representative from the Akaroa Community Arts Council spoke to the Board on a proposal to display artist's work in Place de la Poste.

2.2 Bi-monthly Police Report

Senior Constable Steve Ditmer and Sergeant Chris Brooks updated the Board on police activities in the local community over recent months.

2.3 Transit New Zealand

Barry Stratton of Transit New Zealand attended the meeting to discuss State Highway 75 issues with the Board.

2.4 Stanley Park Reserve Management Committee

Kit Grigg, Chairman of the Reserve Management Committee addressed the Board regarding concerns his Committee had about the road stopping proposal adjacent to Stanley Park. The Board's recommendation is recorded in clause 1 of this report.

Board members commented that they felt it was appropriate that staff should consult with the Reserve Management Committee's on issues such as this.

3. CORRESPONDENCE

3.1 Akaroa Community Arts Council – Art Display

The Akaroa Community Arts Council had written to the Board regarding a proposal for the display of artist's work in Place de la Poste, Akaroa.

The Board **received** this correspondence and referred it to Corporate Support Unit staff and Inspections and Enforcement Unit staff, for comment.

3.2 Victoria Andrews and Angus Davis – Le Race

Ms Andrews and Mr Davis had written to the Board regarding concerns they had about the impact that *Le Race* and similar events had on the local community.

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The Board **received** the letter and asked that it be passed to staff for comment, including whether the Board could be informed about large events that were going to take place in the Board area.

The Board also commented that in the case of *Le Race*, members felt that it would be better if it started in Akaroa and finished in Christchurch.

3.3 Roger Lascelles – Summit Road Proposal

A letter from Mr Lascelles regarding a proposal to complete the Summit Road was considered.

The Board **received** Mr Lascelles letter and referred it to staff to investigate as part of the LTCCP considerations, and from the perspective of a walking and cycling opportunity only. The Board believed the cost to form the road as a vehicle accessway would be too prohibitive.

3.4 Wairewa Runanga – Little River Rail Trail

The Wairewa Runanga had written to the Board outlining its support for the Board's previous decision that the final portion of the Little River Rail Trail be generally on a route along the east side of State Highway 75.

The Board **received** this correspondence and agreed to consider it in conjunction with the report on the Little River Rail Trail, later in the meeting.

3.5 Christchurch - Little River Rail Trail Trust

The Trust had written to the Board indicating its support for the agreed short term option for the final stage of the rail trail. The Trust reiterated its support for a long term option that would use an underpass to cross State Highway 75 and incorporate the historical railway embankment. In saying this the Trust also noted that there may be other long term options under consideration which they may find equally acceptable, if they aligned with the goals of the Trust

The Board **received** this letter and agreed to consider it in conjunction with the report on the Little River Rail Trail, later in the meeting.

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

The Board considered a staff report regarding both the short and long term options for the final leg of the Christchurch-Little River Rail Trail.

The report and accompanying recommendations from the Board were submitted to the Council meeting on 10 April 2008 as a report from the Chairman.

5. BRIEFINGS

5.1 Local Roding Projects Update – David McNaughton, Asset Engineer

David McNaughton (Asset Engineer, Asset & Network Planning Unit) attended the meeting and updated the Board on local roading issues. He also raised an issue concerning the suggestion of a bus shelter in Place de la Poste, which would combine a facility for the placement of advertising.

6. ELECTED MEMBERS INFORMATION EXCHANGE

Members made specific mention of the following matters:

- Bylaws Review - it was suggested that the Board should consider preparing submissions, where appropriate, to the bylaws currently being reviewed.

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- Takamatua Residents Association – a letter from the Association requesting answers to several questions, was tabled.
- Bus Parking in Akaroa – members requested that the issue of bus parking be included in discussions for suggestions regarding Place de la Poste.
- Mobile Shop/Commercial Food Operation – details were given of a mobile shop that had recently been operating in Akaroa in contravention to the licence that had been issued for it. Members asked that this matter be referred to the Inspections and Enforcement Unit for comment.
- Cruise Ship Visits – it was reported that a cruise ship would be visiting Akaroa on Boxing Day 2008, bringing some 2,000 visitors to the town. Members were concerned that the community could not absorb that number of additional visitors on such a busy day of the year and they questioned what control, if any, the Council had on allowing such visits. Staff were asked to investigate.
- Public Toilets, Akaroa – members noted that they were still receiving constant complaints regarding the lack of cleanliness in the public toilets in Akaroa and asked that their frustration over the non-resolution of this issue be passed to staff.
- Grass area at Akaroa Beach – the Board noted that this area was “tired” and asked that staff investigate ways of rejuvenating it, including the possibility of installing a gas barbeque for public use. Staff were asked to comment.
- Garden of Tane – members asked that staff arrange a seminar on the status and future progress of a management plan for the Garden of Tane.
- Wainui Sewerage Scheme – it was reported that there were local residents who felt they would be adversely affected by the implementation of this sewerage scheme, and that their approaches to staff had not allayed their fears. It was advised that the residents concerned could make a deputation to a Community Board meeting to discuss their concerns.
- Akaroa Area School Swimming Pool – members requested that staff arrange a meeting of interested parties to discuss issues surrounding the school development, including parking and resource consent issues.
- Wairewa Community Development Trust - it was reported that this Trust was now defunct and needed a legal means of winding up, which was proving difficult in the absence of most of the original trustees. The Board agreed that it was prepared, if legally able, to make an official application for the dissolution of the Trust and the transfer of any remaining funds to an appropriate community group. It was suggested that this issue be referred to the Legal Services Unit for investigation and comment.

PART C – DELEGATED DECISIONS

7. CONFIRMATION OF REPORT

The Board **resolved** that the report of the ordinary meeting held on Tuesday 19 February 2008 be confirmed.

8. LE BONS BAY DOMAIN REDEVELOPMENT

The Board considered a report seeking its approval to proceed to detailed design and construction of the Le Bons Bay Domain Redevelopment.

The Board **resolved** to approve the plan, File Reference LP219802 (presented as Attachment 3), to proceed to detailed design and construction of the Le Bons Bay Domain Redevelopment.

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9. ENVIRONMENT CANTERBURY – CHRISTCHURCH AREA COMMITTEE – BOARD REPRESENTATION

The Board considered a report inviting it to appoint a representative to be a member of Environment Canterbury's Christchurch Area Committee.

The Board **resolved** to appoint Board member Pam Richardson to Environment Canterbury's Christchurch Area Committee.

10. LITTLE AKALOA DOMAIN REDEVELOPMENT

The Board considered a report seeking its approval to proceed to detailed design and construction of the Little Akaloa Domain Redevelopment and also seeking funding from the 2007/08 Community Board Reserves Project Fund for park furniture.

The Board congratulated staff on the way in which they had worked with the community and the Reserve Management Committees on both the Le Bons Bay and the Little Akaloa developments, and the high quality of the consultation that had been carried out in both instances.

The Board **resolved** to:

- (a) Approve the plan File Reference LP222502 (presented as attachment 3) to proceed to detailed design and construction of the Little Akaloa Domain Redevelopment.
- (b) Allocate \$2,500 from 2007/08 Community Board Reserves Project Fund to the Capital Programme Unit for the 2007/2008 Little Akaloa Domain Redevelopment project for the installation of a picnic table and a park bench.

11. BOARD REPRESENTATION ON OUTSIDE ORGANISATIONS AND COMMITTEES

The Board at its December 2007 meeting, made appointments to various local community organisations and committees, subject to those appointments being reviewed once the extraordinary vacancy on the Board was filled. With that vacancy having now been filled, a report was presented proposing that the Board give consideration to reviewing the appointments of its representatives on local outside organisations and committees.

The Board **resolved** to confirm the following appointments to outside organisations and committees:

- Akaroa Library Committee - Pam Richardson
- Akaroa-Wairewa Community Development Trust - Bryan Morgan
- Halswell River District Rating Committee - Stewart Miller
- Orton-Bradley Park Board -
- *(Leave vacant until advice is sought from the current Board)*
- Okains Bay Maori and Colonial Museum -
- *(Leave vacant until clarification can be sought on the nature of the appointment)*
- Rural Canterbury Primary Health Organisation - Pam Richardson
- Banks Peninsula Pest Liaison Committee - Pam Richardson
- Akaroa District Promotions - Jane Chetwynd (Liaison position)
- Akaroa Harbour Issues Working Party - Pam Richardson (Liaison position)
- Banks Peninsula War Memorial Society - Chairman and Eric Ryder
- Little River Community Centre Committee - Bryan Morgan (Liaison position)
- Little River Rail Trail Trust - Bryan Morgan (Liaison position)
- Takamatua Residents Association - Eric Ryder (Liaison position)
- Wainui Residents Association - Jane Chetwynd (Liaison position)
- Little River Wairewa Promotion Group - Bryan Morgan (Liaison position)
- Banks Peninsula Conservation Trust - Stewart Miller (Liaison position)

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12. APPOINTMENT OF MEMBERS TO COMMITTEES

The Board at its December 2007 meeting, made appointments to its two committees, subject to those appointments being reviewed once the extraordinary vacancy on the Board was filled. With that vacancy having now been filled, a report was presented proposing that the Board give consideration to reviewing its appointments to the Akaroa Design & Appearance Advisory Committee and the Akaroa Museum Advisory Committee.

The Board **resolved** to confirm the following appointments to its Committee's:

- Akaroa Design & Appearance Advisory Committee - Eric Ryder
- Akaroa Museum Advisory Committee - Pam Richardson

13. CONSIDERATION OF SUPPLEMENTARY ITEM

The Chairman, referred to the following supplementary item which had been separately circulated after the agenda had been distributed:

- Application to Akaroa/Wairewa Community Board's Discretionary Fund

The Chairman advised that it had not been possible to circulate this item with the agenda as the required information was not available at the time , but it was necessary for the item to be dealt with at the present meeting.

The Board **resolved** that the supplementary item be received and considered at the present meeting.

14. APPLICATION TO AKAROA-WAIREWA COMMUNITY BOARD'S DISCRETIONARY FUND

The Board **resolved** to allocate \$320 to Nathan Pryor from the 2007/08 Community Board Discretionary/Youth Development Fund.

15. RESOLUTION TO EXCLUDE THE PUBLIC

The Board **resolved** that the resolution to exclude the public, as set out on page 107 of the agenda, be adopted.

The meeting concluded at 1.30 pm

CONFIRMED THIS 17TH DAY OF APRIL 2008

**STEWART MILLER
CHAIRMAN**