

13. **PROPOSED BARBADOES STREET (KILMORE STREET TO LICHFIELD STREET) CYCLE LANE AND AMENDMENT TO SCHEDULE 2 OF THE TRAFFIC AND PARKING BYLAW 2008**



<b>General Manager responsible:</b>	General Manager City Environment, DDI 941-8608
<b>Author:</b>	Special Vehicle Lanes Hearings Panel

**PURPOSE OF REPORT**

1. The purpose of this report is to present the Hearings Panel recommendations for the Barbadoes Street (Kilmore to Lichfield) kerb and channel renewal project and seek the Council's approval to adopt the Christchurch City Council Traffic and Parking Amendment (Barbadoes Street, Kilmore to Lichfield) Bylaw 2009 as an amendment to Schedule 2 of the Christchurch City Council Traffic and Parking Bylaw 2008.
2. The report also contains a number of recommendations to implement parking restrictions associated with the proposed Barbadoes Street (Kilmore to Lichfield) kerb and channel renewal project, if the proposal is approved.

**EXECUTIVE SUMMARY**

3. The Barbadoes Street (Kilmore to Lichfield) kerb and channel renewal project is located on Barbadoes Street between Kilmore Street and Lichfield Street. This section of Barbadoes Street is classified as a major arterial road with an average daily traffic count of approximately 13,500 vehicles per day.
4. The surrounding area is a mixture of residential and commercial land use.
5. On 24 September 2009, Council resolved to commence the special consultative procedure to undertake an amendment to Schedule 2 of the Christchurch City Council Traffic and Parking Bylaw 2008.
6. This kerb and channel renewal project includes the provision of cycle lanes (special vehicle lane on both sides of Barbadoes Street between Kilmore Street and Lichfield Street. In order to do this, it is necessary to amend Schedule 2 of the Christchurch City Council Traffic and Parking Bylaw 2008 (the Bylaw) which came into force on 1 July 2008.
7. The amended plans (TP307801, Issue 5 and TP307802, Issue 5) showing the proposed road layout incorporating changes recommended by the Hearing Panel is shown in **Attachment 1**. The full Amendment Bylaw to be adopted by the Council is shown in **Attachment 2**. A summary of the submissions including staff comments and Hearing Panel's response is shown in **Attachment 3**. A full set of the original submissions is available.
8. The Council appointed a Hearings Panel comprising of David Cox (Chair), Gail Sherriff and Mike Wall, who deliberated on all written and verbal submissions prior to confirming the Hearing Panel's recommendations on the proposed Barbadoes Street (Kilmore to Lichfield) kerb and channel renewal project for the Council to consider.
9. Several changes to the original proposal were recommended by the Hearings Panel. These changes related to resolving issues raised in submissions. The recommended changes are covered in more detail further on in the report under the section titled "Recommended changes to the plan"
10. A list of the key features of the proposed plan being recommended by the Hearing Panel is shown below:
  - (a) Replacement of the existing kerb and dish channel generally on the same alignment with new kerb and flat channel.
  - (b) Two 3.0–3.4 metre wide northbound traffic lanes.
  - (c) Continuous 1.5-1.8 metre wide northbound cycle lanes on both sides of Barbadoes Street between Kilmore Street and Lichfield Street.

- (d) Parking is located adjacent to the kerbs where possible on both sides of Barbadoes Street.
- (e) Inclusion of mid block build outs to accommodate increased tree planting and landscaping.
- (f) 89 of the existing 104 car parks are retained. I.e. a reduction of 15 car parking spaces spread along the length of the project. The reduction in parking is due to the inclusion of the buildouts for trees
- (g) Improved pedestrian crossing points by the addition of build outs to reduce the crossing distance at several intersections.
- (h) Construction is planned for the 2010/11 financial year to be completed prior to the Rugby World Cup.

#### **FINANCIAL IMPLICATIONS**

- 11. The proposed construction works for Barbadoes Street are included in the Transport and Greenspace Unit's capital programme for implementation in the 2010/2011 financial year.
- 12. Recent project cost estimates indicate that this project can be achieved within the allocated budget.

#### **CONSULTATION FULFILMENT**

- 13. The consultation period for the special consultative procedure took place from 30 September 2009 to 30 October 2009. The consultation documents were sent directly to a range of groups, organisations and individuals, and hand-delivered to all businesses on the route. Public notices appeared in relevant newspapers, and the consultation documents were made available at service centres, Council libraries and on-line via the Council's "Have Your Say" web page. A public information evening was also held in the project area on Wednesday, 15 October 2009 for interested people to drop-in and talk to project staff.
- 14. At the close of the consultation period a total of 38 submissions had been received. Five people requested to be heard by the Hearings Panel in support of their submissions. The hearings were held on 3 December 2009. The panel deliberated and considered the submissions on 3 December 2009, 15 December 2009 and 3 February 2010 and requested staff to amend the proposed plan in line with their recommended changes. The full Summary of Submissions, including staff comments and the Hearing Panel's recommendation is shown in **Attachment 3**.
- 15. Of the 38 submissions received, 18 submitters were generally in support of the proposal, seven were opposed, and 12 did not indicate if they supported or opposed the plan.
- 16. Common submission themes included support for the addition of street trees and cycle lanes and concerns about the loss of parking.

#### **RECOMMENDED CHANGES TO THE PLAN**

- 17. The Hearings Panel has recommended various changes to the plan that was distributed for consultation. These changes mainly relate to rationalising the number of proposed trees and build out locations to achieve the appropriate balance between the landscaping enhancements and the amount of available parking. The Hearings Panel also recommended the retention of six existing street trees that were originally proposed to be removed.

#### **LEGAL CONSIDERATIONS**

- 18. Public consultation has been completed via the special consultative procedures, as described above.

19. The Hearings Panel has no decision-making powers, but can make recommendations to Council as a result of considering written and oral submissions. The Council can then accept or reject those recommendations, as it sees fit. However, the Local Government Act states that the views presented during consultation should be received by the Council with an open mind and should be given "due consideration in decision-making"<sup>8</sup>.
20. The Local Government Act<sup>9</sup> requires that the Council give public notice of the amendment of a bylaw as soon as practicable after the bylaw is made. This is covered in recommendation (c) providing the Council adopts the proposed bylaw amendment.
21. The Legal Services Unit considers that the form of the bylaw, as proposed, is the most appropriate form, and that the bylaw does not give rise to any implications under the New Zealand Bill of Rights Act 1990 (in accordance with section 155 of the Local Government 2002).

#### HEARING PANEL RECOMMENDATIONS

The Hearing Panel recommends that the Council:

- (a) Approve the proposed Barbadoes Street (Kilmore to Lichfield) kerb and channel renewal project, as shown on the attached plans (TP307801, Issue 5 and TP307802, Issue 5) in **Attachment 1**, to proceed to detailed design and construction.
- (b) Adopt the Christchurch City Council Traffic and Parking Amendment (Barbadoes Street, Kilmore to Lichfield) Bylaw 2009 as an amendment to Schedule 2 of the Christchurch City Council Traffic and Parking Bylaw 2008, as shown in **Attachment 2**.
- (c) Give public notice as soon as practicable, that the Christchurch City Council Traffic and Parking Amendment (Barbadoes Street, Kilmore to Lichfield) Bylaw 2009 has been made by the Council, and that it comes into effect on 1 August 2010, and that copies of the Bylaws will be made available.
- (d) Send a copy of the amended 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.
- (e) Sends copies of the Bylaw and approved plan to those people or organisations that made submissions, advising them of the outcome.
- (f) Revocation of existing no stopping restrictions:
  - (i) That all existing no stopping restrictions on the west side of Barbadoes Street between Lichfield Street and Kilmore Street be revoked.
  - (ii) That all existing no stopping restrictions on the east side of Barbadoes Street between Lichfield Street and Kilmore Street be revoked.
  - (iii) That all existing no stopping restrictions on the north side of Lichfield Street commencing at its intersection with Barbadoes Street and extending 18 metres in a westerly direction be revoked.
  - (iv) That all existing no stopping restrictions on the south side of Cashel Street commencing at its intersection with Barbadoes Street and extending 6 metres in a westerly direction be revoked.
  - (v) That all existing no stopping restrictions on the south side of Armagh Street commencing at its intersection with Barbadoes Street and extending 11 metres in a westerly direction be revoked.

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<sup>8</sup> Section 82(1)(e). This is also supported by the Council's Consultation Policy, which states: "we will receive presented views with an open mind and will give those views due consideration when making a decision".

<sup>9</sup> Section 157

- (vi) That all existing no stopping restrictions on the north side of Armagh Street commencing at its intersection with Barbadoes Street and extending 14 metres in a easterly direction be revoked.
- (vii) That all existing no stopping restrictions on the south side of Chester Street East commencing at its intersection with Barbadoes Street and extending 17 metres in a westerly direction be revoked.
- (viii) That all existing no stopping restrictions on the south side of Chester Street East commencing at its intersection with Barbadoes Street and extending 13 metres in a easterly direction be revoked.
- (g) Revocation of existing parking restrictions:
  - (i) That all existing parking restrictions on the west side of Barbadoes Street between Lichfield Street and Kilmore Street be revoked.
  - (ii) That all existing parking restrictions on the east side of Barbadoes Street between Lichfield Street and Kilmore Street be revoked.
- (h) New no stopping restrictions:

**New No Stopping – Lichfield Street to Cashel Street.**

- (i) That the stopping of vehicles be prohibited at any time on the west side of Barbadoes Street commencing at its intersection with Lichfield Street and extending 13.5 metres in a northerly direction.
- (ii) That the stopping of vehicles be prohibited at any time on the west side of Barbadoes Street commencing at a point 50 metres north of its intersection with Lichfield Street and extending 14 metres in a northerly direction.
- (iii) That the stopping of vehicles be prohibited at any time on the west side of Barbadoes Street commencing at its intersection with Cashel Street and extending 22.5 metres in a southerly direction.
- (iv) That the stopping of vehicles be prohibited at any time on the east side of Barbadoes Street commencing at its intersection with Lichfield Street and extending 23.5 metres in a northerly direction.
- (v) That the stopping of vehicles be prohibited at any time on the east side of Barbadoes Street commencing at a point 56.5 metres north of its intersection with Lichfield Street and extending 11 metres in a northerly direction.
- (vi) That the stopping of vehicles be prohibited at any time on the east side of Barbadoes Street commencing at its intersection with Cashel Street and extending 12 metres in a southerly direction.

**New No Stopping – Cashel Street to Hereford Street.**

- (vii) That the stopping of vehicles be prohibited at any time on the west side of Barbadoes Street commencing at its intersection with Cashel Street and extending 47 metres in a northerly direction.
- (viii) That the stopping of vehicles be prohibited at any time on the west side of Barbadoes Street commencing at its intersection with Hereford Street and extending 6 metres in a southerly direction.

- (ix) That the stopping of vehicles be prohibited at any time on the east side of Barbadoes Street commencing at its intersection with Cashel Street and extending 40 metres in a northerly direction.
- (x) That the stopping of vehicles be prohibited at any time on the east side of Barbadoes Street commencing at its intersection with Hereford Street and extending 18.5 metres in a southerly direction.

**New No Stopping – Hereford Street to Worcester Street**

- (xi) That the stopping of vehicles be prohibited at any time on the west side of Barbadoes Street commencing at its intersection with Hereford Street and extending 40.5 metres in a northerly direction.
- (xii) That the stopping of vehicles be prohibited at any time on the west side of Barbadoes Street commencing at a point 78.5 metres north of its intersection with Hereford Street and extending 12.5 metres in a northerly direction.
- (xiii) That the stopping of vehicles be prohibited at any time on the west side of Barbadoes Street commencing at its intersection with Worcester Street and extending 7 metres in a southerly direction.
- (xiv) That the stopping of vehicles be prohibited at any time on the east side of Barbadoes Street commencing at its intersection with Hereford Street and extending 25 metres in a northerly direction.
- (xv) That the stopping of vehicles be prohibited at any time on the east side of Barbadoes Street commencing at its intersection with Worcester Street and extending 19 metres in a southerly direction.

**New No Stopping –Worcester Street to Gloucester Street**

- (xvi) That the stopping of vehicles be prohibited at any time on the west side of Barbadoes Street commencing at its intersection with Worcester Street and extending 36 metres in a northerly direction.
- (xvii) That the stopping of vehicles be prohibited at any time on the west side of Barbadoes Street commencing at a point 53.5 metres north of its intersection with Worcester Street and extending 12.5 metres in a northerly direction.
- (xviii) That the stopping of vehicles be prohibited at any time on the west side of Barbadoes Street commencing at its intersection with Gloucester Street and extending 12 metres in a southerly direction.
- (xix) That the stopping of vehicles be prohibited at any time on the east side of Barbadoes Street commencing at its intersection with Worcester Street and extending 38.5 metres in a northerly direction.
- (xx) That the stopping of vehicles be prohibited at any time on the east side of Barbadoes Street commencing at a point 55.5 metres north of its intersection with Worcester Street and extending 13 metres in a northerly direction.
- (xxi) That the stopping of vehicles be prohibited at any time on the east side of Barbadoes Street commencing at its intersection with Gloucester Street and extending 16 metres in a southerly direction.

**New No Stopping – Gloucester Street to Armagh Street**

- (xxii) That the stopping of vehicles be prohibited at any time on the west side of Barbadoes Street commencing at its intersection with Gloucester Street and extending 25.5 metres in a northerly direction.

- (xxiii) That the stopping of vehicles be prohibited at any time on the west side of Barbadoes Street commencing at a point 62 metres north of its intersection with Gloucester Street and extending 12 metres in a northerly direction.
- (xxiv) That the stopping of vehicles be prohibited at any time on the west side of Barbadoes Street commencing at its intersection with Armagh Street and extending 8 metres in a southerly direction.
- (xxv) That the stopping of vehicles be prohibited at any time on the east side of Barbadoes Street commencing at its intersection with Gloucester Street and extending 30 metres in a northerly direction.
- (xxvi) That the stopping of vehicles be prohibited at any time on the east side of Barbadoes Street commencing at a point 62 metres north of its intersection with Gloucester Street and extending 10 metres in a northerly direction.
- (xxvii) That the stopping of vehicles be prohibited at any time on the east side of Barbadoes Street commencing at its intersection with Armagh Street and extending 13 metres in a southerly direction.

**New No Stopping – Armagh Street to Chester Street**

- (xxviii) That the stopping of vehicles be prohibited at any time on the west side of Barbadoes Street commencing at its intersection with Armagh Street and extending 22 metres in a northerly direction.
- (xxix) That the stopping of vehicles be prohibited at any time on the west side of Barbadoes Street commencing at a point 63 metres north of its intersection with Armagh Street and extending 7 metres in a northerly direction.
- (xxx) That the stopping of vehicles be prohibited at any time on the west side of Barbadoes Street commencing at its intersection with Chester Street and extending 14 metres in a southerly direction.
- (xxxi) That the stopping of vehicles be prohibited at any time on the east side of Barbadoes Street commencing at its intersection with Armagh Street and extending 23 metres in a northerly direction.
- (xxxii) That the stopping of vehicles be prohibited at any time on the east side of Barbadoes Street commencing at a point 51 metres north of its intersection with Armagh Street and extending 14 metres in a northerly direction.
- (xxxiii) That the stopping of vehicles be prohibited at any time on the east side of Barbadoes Street commencing at its intersection with Chester Street and extending 15 metres in a southerly direction.

**New No Stopping – Chester Street East to Kilmore Street**

- (xxxiv) That the stopping of vehicles be prohibited at any time on the west side of Barbadoes Street commencing at its intersection with Chester Street and extending 8 metres in a northerly direction.
- (xxxv) That the stopping of vehicles be prohibited at any time on the west side of Barbadoes Street commencing at a point 51.5 metres north of its intersection with Chester Street and extending 13 metres in a northerly direction.
- (xxxvi) That the stopping of vehicles be prohibited at any time on the west side of Barbadoes Street commencing at its intersection with Kilmore Street and extending 10.5 metres in a southerly direction.

- (xxxvii) That the stopping of vehicles be prohibited at any time on the east side of Barbadoes Street commencing at its intersection with Chester Street and extending 14.5 metres in a northerly direction.
- (xxxviii) That the stopping of vehicles be prohibited at any time on the east side of Barbadoes Street commencing at a point 47 metres north of its intersection with Chester Street and extending 14.5 metres in a northerly direction.
- (xxxix) That the stopping of vehicles be prohibited at any time on the east side of Barbadoes Street commencing at its intersection with Kilmore Street and extending 18 metres in a southerly direction.

**New No Stopping – Lichfield Street**

- (xi) That the stopping of vehicles be prohibited at any time on the north side of Lichfield Street commencing at its intersection with Barbadoes Street and extending 13.5 metres in a westerly direction.

**New No Stopping – Cashel Street**

- (xli) That the stopping of vehicles be prohibited at any time on the south side of Cashel Street commencing at its intersection with Barbadoes Street and extending 8 metres in a westerly direction.

**New No Stopping – Armagh Street**

- (xlii) That the stopping of vehicles be prohibited at any time on the south side of Armagh Street commencing at its intersection with Barbadoes Street and extending 13 metres in a westerly direction.
- (xliii) That the stopping of vehicles be prohibited at any time on the north side of Armagh Street commencing at its intersection with Barbadoes Street and extending 6 metres in a easterly direction.

**New No Stopping – Chester Street East**

- (xliiv) That the stopping of vehicles be prohibited at any time on the south side of Chester Street commencing at its intersection with Barbadoes Street and extending 19 metres in a westerly direction.
- (xlv) That the stopping of vehicles be prohibited at any time on the south side of Chester Street commencing at its intersection with Barbadoes Street and extending 15 metres in a easterly direction.

- (i) New parking restrictions:

**New Parking Restriction – P5**

- (i) That the parking of vehicles be restricted to a maximum period of 5 minutes At Any Time on the east side of Barbadoes Street commencing at a point 43 metres north of its intersection with Gloucester Street and extending 6 metres in a northerly direction.

**New Parking Restriction – P30**

- (ii) That the parking of vehicles be restricted to a maximum period of 30 minutes At Any Time on the west side of Barbadoes Street commencing at a point 6 metres south of its intersection with Hereford Street and extending 12 metres in a southerly direction.

- (iii) That the parking of vehicles be restricted to a maximum period of 30 minutes At Any Time on the west side of Barbadoes Street commencing at a point 21.5 metres north of its intersection with Armagh Street and extending 31.5 metres in a northerly direction.

**New Parking Restriction – P60**

- (iv) That the parking of vehicles be restricted to a maximum period of 60 minutes At Any Time on the west side of Barbadoes Street commencing at a point 13.5 metres north of its intersection with Lichfield Street and extending 40 metres in a northerly direction.
- (v) That the parking of vehicles be restricted to a maximum period of 60 minutes At Any Time on the west side of Barbadoes Street commencing at a point 67 metres north of its intersection with Lichfield Street and extending 18 metres in a northerly direction.
- (vi) That the parking of vehicles be restricted to a maximum period of 60 minutes At Any Time on the east side of Barbadoes Street commencing at a point 23.5 metres north of its intersection with Lichfield Street and extending 27 metres in a northerly direction.
- (vii) That the parking of vehicles be restricted to a maximum period of 60 minutes At Any Time on the east side of Barbadoes Street commencing at a point 89.5 metres north of its intersection with Lichfield Street and extending 6 metres in a northerly direction.
- (viii) That the parking of vehicles be restricted to a maximum period of 60 minutes At Any Time on the west side of Barbadoes Street commencing at a point 87 metres north of its intersection with Chester Street and extending 12 metres in a northerly direction.
- (ix) That the parking of vehicles be restricted to a maximum period of 60 minutes At Any Time on the east side of Barbadoes Street commencing at a point 81 metres north of its intersection with Chester Street and extending 11 metres in a northerly direction.

**New Parking Restriction Armagh Street – P60**

- (x) That the parking of vehicles be restricted to a maximum period of 60 minutes At Any Time on the north side of Armagh Street commencing at a point 6 metres east of its intersection with Barbadoes Street and extending 6 metres in a easterly direction.

**New Parking Restriction – P120**

- (xi) That the parking of vehicles be restricted to a maximum period of 120 minutes At Any Time on the east side of Barbadoes Street commencing at a point 40 metres north of its intersection with Cashel Street and extending 49 metres in a northerly direction.

**New Parking Restriction - Residents Parks**

- (xii) That the parking of vehicles be restricted to authorised resident permit holders At Any Time on the east side of Barbadoes Street commencing at a point 44.5 metres north of its intersection with Armagh Street and extending 6.5 metres in a northerly direction.
  - (xiii) That the parking of vehicles be restricted to authorised resident permit holders At Any Time on the west side of Barbadoes Street commencing at a point 76 metres north of its intersection with Chester Street and extending 7 metres in a northerly direction.
- (j) That recommendations (f) to (i) take effect once the respective no stopping lines are painted on the road associated with the new kerbs in the Barbadoes Street (Kilmore Street to Lichfield Street) Kerb and Channel Renewal Project.