

**SHIRLEY/PAPANUI COMMUNITY BOARD  
AGENDA**

**WEDNESDAY 17 OCTOBER 2012**

**AT 4PM**

**IN THE BOARD ROOM, PAPANUI SERVICE CENTRE  
CORNER LANGDONS ROAD AND RESTELL STREET, PAPANUI**

**Community Board:** Chris Mene (Chairperson), Anna Button, Ngaire Button, Kathy Condon, Pauline Cotter, Chris English and Aaron Keown.

**Community Board Adviser**  
Peter Croucher  
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- PART A - MATTERS REQUIRING A COUNCIL DECISION**
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**PART B 12. ELECTED MEMBERS INFORMATION EXCHANGE**

**PART B 13. QUESTIONS UNDER STANDING ORDERS**

**1. APOLOGIES**

**2. CONFIRMATION OF MINUTES**

The minutes of the Board's ordinary meeting of Wednesday 3 October 2012 are **attached**.

**CHAIRPERSON'S RECOMMENDATION**

That the minutes of the Board's ordinary meeting of Wednesday 3 October 2012 be confirmed.

**3. DEPUTATIONS BY APPOINTMENT**

**3.1 ASHLEIGH DAVIDSON – POSITIVE YOUTH DEVELOPMENT SCHEME REPORT**

Ashleigh Davidson will attend to report back to the Board on her representation of Canterbury Women's Ice Hockey at the National Ice Hockey Tournament held in Auckland from Thursday 30 August 2012 to Sunday 2 September 2012.

**3.2 BRIAN BURKE – PAPANUI VILLAGE BUSINESS ASSOCIATION**

Brian Burke of the Papanui Village Business Association, will advise the Board about the new projects and ideas that are being generated by the Association to improve and drive growth into the Papanui area moving forward.

**4. PRESENTATION OF PETITIONS**

**5. NOTICES OF MOTION**

**6. BRIEFINGS**

## 7. REDWOOD SCHOOL – VARIABLE SPEED LIMIT

<b>General Manager responsible:</b>	General Manager City Environment, DDI 941-8608
<b>Officer responsible:</b>	Unit Manager Transport and Greenspace
<b>Author:</b>	Michael Thomson, Senior Traffic Engineer and Jennie Hamilton, Consultation Leader

### PURPOSE OF REPORT

1. The purpose of this report is to request that the Board endorse the installation of a new variable speed limit (40 kilometres per hour school speed zone) on Prestons Road at Redwood School (refer **Attachment 1**), and that the Board recommend to the Council that it approve the new variable speed limit and include it in the Christchurch City Council Register of Speed Limits.

### EXECUTIVE SUMMARY

2. The Council has a commitment to improve road safety. Reducing excessive vehicle speeds, where appropriate, outside schools during peak arrival and departure periods improves safety for children. The Council has a programme of installing 40 kilometres per hour variable speed limits (known as “school speed zones”) outside schools according to a prioritisation process. This process, including the methodology behind it, was recently endorsed again by the Council as the most appropriate method of improving road safety outside certain schools.
3. Redwood School currently has the highest priority for the installation of a variable speed limit. To date 38 schools have benefited from the installation of a school speed zone.
4. The ‘school speed zone’ can operate on school days for a period of no more than 45 minutes in the morning before the start of school, and for a period of no more than 30 minutes in the afternoon, beginning no earlier than five minutes before the end of school. The ‘school speed zone’ can also operate for a period of 10 minutes at any other time when children cross the road, or enter/leave vehicles at the roadside.
5. The Council can resolve to set new variable speed limits in accordance with the Christchurch City Council Speed Limits Bylaw and the Land Transport Rule: Setting of Speed Limits 2003. Accordingly, infrastructure for these variable speed limits cannot be commissioned until they have been formally resolved by the Council.
6. Residents report high traffic speeds along this section of Prestons Road. During a site visit in August 2012 the Council’s Road Safety Co-ordinator and a Senior Traffic Engineer estimated speeds of between 45 and 49 kilometres per hour for traffic approaching the crossing when the school patrol was operating. During a 30 minute period 247 pedestrians crossed the road.
7. Redwood School, in its 23 August 2012 newsletter, noted that a 40 kilometre per hour zone before and after school would highlight the presence of the school patrol and crossing and also reduce the speed of passing traffic.

### FINANCIAL IMPLICATIONS

8. The estimated cost for this school zone is \$50,000 and will be funded from an approved fund for urgent road safety.

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

9. The recommendations of this report align with 2009-19 Long Term Council Community Plan (LTCCP) budgets.

### LEGAL CONSIDERATIONS

10. The proposed variable speed limit complies with the conditions specified and published by the Director of the New Zealand Transport Agency in the New Zealand Gazette (21/4/2011, No. 55, p. 1284) approving a variable speed limit of 40 kilometre per hour in school zones, and setting out conditions for those speed limits. A copy of that notice is attached (refer **Attachment 2**). A Council resolution is required to implement the speed limit restrictions and traffic management changes.

**7 Cont'd**

11. The Land Transport Rule : Setting of Speed Limits 2003.
12. The Land Transport Rule: Traffic Control Devices 2004.
13. Christchurch City Council Speed Limits Bylaw 2010.

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

14. As above.

**ALIGNMENT WITH LCCTP AND ACTIVITY MANAGEMENT PLANS**

15. This report's recommendations support the project objectives as outlined in the 2009-19 LTCCP.
16. This project aligns with the Transport and Greenspace Units' "Our Community Plan 2009-2019".

**ALIGNMENT WITH STRATEGIES**

17. This project is consistent with key Council strategies including the Road Safety Strategy and the Pedestrian Strategy.

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

18. As above.

**CONSULTATION FULFILMENT**

19. Before the Council can set a variable speed limit pursuant to Clause 5(1) of the Christchurch City Speed Limits Bylaw 2010, the public consultation requirements set out in Section 7.1 of the Land Transport Rule Setting of Speed Limits 2003 Rule 54001 must be complied with. Section 7.1(2) provides that the persons who must be consulted before the Council sets a speed limit are:
  - (a) Road controlling authorities that are responsible for roads that join, or are near, the road on which the speed limit is to be set or changed;
  - (b) A territorial authority that is affected by the existing or proposed speed limit;
  - (c) Any local community that the road controlling authority considers to be affected by the proposed speed limit;
  - (d) The Commissioner of Police;
  - (e) The Chief Executive Officer of the New Zealand Automobile Association Incorporated;
  - (f) The Chief Executive Officer of the Road Transport Forum New Zealand;
  - (g) Other organisations or road user groups that the road controlling authority considers to be affected by the proposed speed limit; and
  - (h) The Director of Land Transport New Zealand now the New Zealand Transport Agency (NZTA).
20. Section 7.1(3) of the Rule provides:
  - (a) A road controlling authority must consult by writing to the persons in 7.1(2) advising them of the proposed speed limit and giving them a reasonable time, which must be specified in the letter, to make submissions on the proposal. In terms of Section 7.1(2)(a) and 7.1(2)(b) there are no road controlling authorities or territorial authorities that are required to be consulted in respect of any of the proposed variable speed limits.

**7 Cont'd**

21. Representatives of the Commissioner of Police, the Director of NZTA, the Chief Executive Officer of the New Zealand Automobile Association Incorporated, and the Chief Executive Officer of the Road Transport Forum of New Zealand have received written advice of the proposed new variable speed limit in accordance with Section 7.1(2) (d), (e), (f) and (h). No other organisation or road user group is considered to be affected by the proposed speed limits. No neighbouring road controlling authority is affected.
22. A spokesperson for the New Zealand Transport Agency supported the proposed variable speed limit outside Redwood School on Prestons Road. He noted that the requirements of the warrant as set out in Traffic Note 37 Section 4 have been met. The school exceeds the requirement of 50 children crossing the road or entering a vehicle, and has traffic speeds above the requirements and/or are on a main traffic route.
23. A memorandum was sent to the Shirley/Papanui Community Board on 17 August 2012 advising members of the Council's plans to install a school speed zone in Prestons Road in the vicinity of Redwood School.
24. The following week 170 information leaflets were delivered to local households and additional copies were left at Redwood Library and Redwood School. In addition the school included details of the proposal in its email newsletter and encouraged its school community to take part in the consultation process.
25. All six respondents supported the proposed school speed zone outside Redwood School. The Belfast Area Residents' Association said the proposed zone "makes sense particularly now that there is an increase in traffic post earthquake as residents find alternative routes north from the eastern suburbs."
26. Several respondents referred to cars and trucks speeding along Prestons Road and the need to slow vehicles, particularly before the start and at the end of school. According to one resident: "The traffic drives far too fast down this road and the worst would have to be the big trucks. You constantly think there are aftershocks in this street thanks to the speed of traffic."
27. One resident requested that in addition to the 40 kilometre per hour speed restriction, speed bumps should be installed from Main North Road to the 80 kilometre per hour zone to slow traffic. She was advised that speed bumps could create considerable traffic noise and they would not be considered for a minor arterial road like Prestons Road which has a current daily traffic volume of 9486 vehicles.
28. The same respondent also reported parents parking over driveways before and after school. Her comments have been referred to the Council's Parking Enforcement team which has officers who work outside and alongside schools on parking issues.
29. All respondents who commented on the proposed signalised pedestrian crossing were sent a letter thanking them for their input and a copy of the plan to be considered by the Community Board before making its recommendation to Council. The letter informed respondents when the plan would be presented to the Community Board. Details of the meeting (time, venue, etc) were also provided so that any interested people could attend or address the Community Board before a decision was made.

**STAFF RECOMMENDATION**

That the Shirley / Papanui Community Board recommend that the Council approve:

- (a) The installation of a 40 kilometre per hour variable speed limit on Prestons Road (school zone), as it meets the requirements of Section 7.1 of the Land Transport Setting of Speed Limits Rule 2003, and the New Zealand Gazette notice (21/04/2011, Number 55, page 1284) including the times of operation.
- (b) Subject to the Council approving recommendation (a), that pursuant to Clause 5(1) of the Christchurch City Speed Limits Bylaw 2010, a variable speed limit (40 kilometres per hour School Speed zone) apply on:



## 8. GIRL GUIDING NZ – SUBLESSOR’S CONSENT TO ERECT A ROPES COURSE AT THE GROYNES

<b>General Manager responsible:</b>	General Manager City Environment Group, DDI 941-8549
<b>Officer responsible:</b>	Unit Manager, Transport & Greenspace
<b>Author:</b>	Nick Jenkins , Leasing Consultant, DDI 941-8582

### PURPOSE OF REPORT

1. The purpose of this report is to seek the approval of the Shirley/Papanui Community Board to the granting of sub-lessor consent to Girl Guiding New Zealand to erect a ropes course within the sub-leased area at The Groynes.

### EXECUTIVE SUMMARY

2. Council entered into a Lease agreement with Environment Canterbury (ECan) for the Groynes commencing on 1 October 1996 for 20 years expiring on 30 September 2016 (“the head lease”).
3. Council subsequently entered into a sub-lease with Girl Guiding New Zealand (GGNZ) for part of the Groynes commencing on 1 November 1987 for five years. This was then varied and extended to 16 years with a right of renewal for a further 21 years, now expiring on 31 October 2024 (“the sublease”).
4. The sublease variation provides that Council may give six months notice or any shorter notice at any time to determine the sublease and such notice shall only be enforceable at such time as the Council receives notice, as lessee, from its leasing authority (Ecan).
5. GGNZ (“sub-lessee”) is seeking approval from Council (“sub-lessor”) to establish and operate a ropes course at the Groynes, as set out in the attached proposal. Subsequently Council will need to seek consent from ECan as required under the head lease.
6. The ropes course will be built and owned by the Kahikatea Adventure Education Trust (“the Trust”) – a charitable trust who until December 2011 owned and operated the Christchurch Ropes Course in South Brighton Domain. This course will replace the one that was removed as a result of damage occurring to South Brighton Domain by the February and June 2011 earthquakes.
7. Following the closure of the South New Brighton ropes course, the Trust consulted with a number of youth, community groups and agencies, identifying continued demand for the course and strong support for the facility to be replaced.
8. This project will be a partnership between GGNZ and the Trust, supported by the Council, and funded by community and corporate groups. It will present a number of unique benefits, including:
  - (a) Creating a leading urban outdoor education / youth development facility for Christchurch;
  - (b) Increasing the number of young people participating in outdoor recreation activities;
  - (c) Providing a highly valuable resource to the Christchurch community, being the only ropes course within the city limits.
9. GGNZ and the Trust will sign a memorandum of understanding detailing the relationship and working agreement. GGNZ will support and provide the land for the ropes course. The Trust will cover the cost of building the ropes course, own and maintain the physical ropes course structures and provide all the associated equipment (refer **Attachment**).
10. Council officers have already had a number meetings and discussions with GGNZ, the Trust and ECan with regard to this ropes course proposal. All parties are unanimously supportive of this proposal.



8 Cont'd

**FINANCIAL IMPLICATIONS**

11. There are no direct financial considerations.

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

12. Covered by existing unit budgets.

**LEGAL CONSIDERATIONS**

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

13. Council's Legal Services Unit has considered the ropes course proposal and believe that the ropes course improvements fall within the permitted use of the sublease.

14. Clause 6 of the Sublease provides that:

*The Sub-lessee shall not erect on the land any improvements or remove, alter or add to any existing improvements without the consent of the Council.*

The Shirley/Papanui Community Board has the power to make decisions as to alterations and/or additions to any building, fence or structure or construction of the same on any reserve land leased by the Council (administered by the Greenspace Unit) to a third party where the lease specifies the requirement of council consent.

15. Clause II (3) in Schedule B of the Head lease also provides that:

*That the lessee will throughout the said term keep and maintain all buildings and other erections and improvements of every kind now standing or being or which may hereafter at any time during the said term to be erected or made upon the demised...nothing in this clause shall prevent the lessee from seeking the consent of the lessor to do otherwise in respect of any such building erection or improvement.*

16. Therefore GGNZ will require both sub-lessor and head-lessor consent before erecting any new improvements on the land.

**ALIGNMENT WITH LTCCP AND ACTIVITY MANAGEMENT PLANS**

17. Not applicable.

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

18. Not applicable.

**ALIGNMENT WITH STRATEGIES**

19. Not applicable.

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

20. Not applicable.

**CONSULTATION FULFILMENT**

21. Not applicable.

**8 Cont'd**

**STAFF RECOMMENDATION**

It is recommended that the Shirley / Papanui Community Board:

- (a) Consent to the ropes course improvements being erected within the subleased area at the Groynes by Girl Guiding New Zealand, subject to the following conditions:
  - (i) Council obtaining written consent from Environment Canterbury.
  - (ii) Girl Guiding New Zealand shall be responsible for any costs associated with the installation and operation of the ropes course.
  - (iii) Girl Guiding New Zealand agree to obtain any other consent for the installation and operation of the ropes course including but not limited to any consents required under the Building Act 2004 or the Resource Management Act 1991, at its own cost.
  - (iv) Girl Guiding New Zealand will install and operate the ropes course at its own risk and agree that the Council will not be responsible for any loss damage or injury to any person or property arising out of the ropes course. Girl Guiding New Zealand will indemnify the Council and keep the Council indemnified from and against any claim, demands, losses, damages, costs or expenses suffered or incurred by the Council arising out of the installation, maintenance, operation, repair or removal of the ropes course.
  - (vi) Girl Guiding New Zealand developing a Health and Safety Plan for the proposed activity.

**CHAIRPERSON'S RECOMMENDATION**

That the staff recommendation be adopted.

**9. APPLICATION TO THE SHIRLEY/PAPANUI COMMUNITY BOARD 2012/13 DISCRETIONARY RESPONSE FUND – SPENCERVILLE RESIDENTS ASSOCIATION**

<b>General Manager responsible:</b>	General Manager, Community Services Group, DDI 941-8607
<b>Officer responsible:</b>	Community Support Unit Manager
<b>Author:</b>	Trevor Cattermole, Strengthening Communities Adviser

**PURPOSE OF REPORT**

1. The purpose of this report is for the Shirley/Papanui Community Board to consider one application for funding from the 2012/13 Discretionary Response Fund from Spencerville Residents Association who seeks \$1,120.

**EXECUTIVE SUMMARY**

2. In 2012/13, the total pool available for allocation for the Shirley/Papanui Discretionary Response Fund is \$81,035. The Discretionary Response Fund opens each year on 1 July and closes on 30 June the following year, or when all funds are expended.
3. The purpose of the Fund is to assist community groups where the project and funding request falls outside other council funding criteria and/or closing dates. This fund is also for emergency funding for unforeseen situations.
4. At the Council meeting of 22 April 2010, Council resolved to change the criteria and delegations around the local Discretionary Response Fund.
5. The change in criteria limited the items that the local Discretionary Response Fund does not cover to only:
  - (a) Legal challenges or Environment Court challenges against the Council, Council Controlled Organisations or Community Boards decisions;
  - (b) Projects or initiatives that change the scope of a Council project; and
  - (c) Projects or initiatives that will lead to ongoing operational costs to the Council.

Council also made a note that: *"Community Boards can recommend to the Council for consideration grants under (b) and (c)."*
6. Based on these criteria, the applications from Spencerville Residents Association for the Fireworks Evening is eligible for funding.
7. Detailed information on the applications and staff comments are included in the attached Decision Matrix (refer **Attachment**).

**FINANCIAL IMPLICATIONS**

8. At the time this report was prepared there is currently \$67,060 remaining in the Board's 2012/13 Discretionary Response Fund.

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

9. Yes, see page 184 of the LTCCP regarding community grants schemes including Board funding.

**LEGAL CONSIDERATIONS**

10. There are no legal considerations.

**ALIGNMENT WITH LTCCP AND ACTIVITY MANAGEMENT PLANS**

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

**9 Cont'd**

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

12. Yes, see LTCCP pages 176 and 177 regarding community grants schemes, including Board funding.

**ALIGNMENT WITH STRATEGIES**

13. Refer to the attached Decision Matrix.

**CONSULTATION FULFILMENT**

14. Not applicable.

**STAFF RECOMMENDATION**

It is recommended that the Shirley/Papanui Community Board approve a grant of \$1,120 from its 2012/13 Discretionary Response Fund to Spencerville Residents Association towards the cost of hosting a Guy Fawkes evening.

**CHAIRPERSON'S RECOMMENDATION**

That the staff recommendation be adopted.

**10. CORRESPONDENCE**

Items of correspondence have been received and **circulated** to members.

**11. COMMUNITY BOARD ADVISER'S UPDATE**

**11.1 CURRENT ISSUES**

**11.2 LOCAL EARTHQUAKE RECOVERY COORDINATION**

**11.3 GUIDING PRINCIPLES FOR COMMUNITY BOARD DECISION MAKING**

Refer to **Attachment**.

**12. ELECTED MEMBERS' INFORMATION EXCHANGE**

The purpose of this exchange is to provide a short brief to other members on activities that have been attended or to provide information in general that is beneficial to all members.

**13. QUESTIONS UNDER STANDING ORDERS**