

REGULATORY COMMITTEE

FILE REFERENCE: ECM 7056839
MEETING DATE: Thursday 31 March 2016 at 4.30pm.
VENUE: Council Chamber
MEMBERS PRESENT: Councillor Shaun Biesiek (Chairperson), Mayor Andrew Judd, Councillors Gordon Brown, Grant Coward, Heather Dodunski, Richard Handley, Richard Jordan, Marie Pearce and Roy Weaver

NON-MEMBERS PRESENT: Councillor Harry Duynhoven

Community Board Chairpersons Ken Bedford (Clifton), Doug Hislop (Kaitake) and Andrew Larsen (Deputy Chair Waitara)

STAFF IN ATTENDANCE: Sue Davidson, Liam Hodgetts, Alan Bird, David Langley, Lois McNeil, Julie Straka, Delwyn Masters, Katrina Brunton, Carl Whittleston, Karl Osten and Jayne Beer

MINUTES

Regulatory Committee Resolution

Cr Pearce)

Cr Biesiek)

That the minutes of the Regulatory Committee meeting on 18 February 2016 and the proceedings of the said meeting, as previously circulated, be taken as read and confirmed as a true and accurate record.

PART A

MATTERS FINALLY DETERMINED BY THE COMMITTEE UNDER DELEGATED AUTHORITY AND REFERRED TO THE COUNCIL FOR INFORMATION AND RECORD

1. **District Plan Review Update Report**

File Reference: ECM 7043992

The purpose of this report is to provide an update on progress with the District Plan Review. The current focus of the review is on the preparation of a Draft District Plan for informal comments. Regular update reports will be provided to the Regulatory Committee on the District Plan Review to report on key phases. The last update report was provided to the October 2015 Regulatory Committee (ECM6650806). This report also discusses the Resource Management Reform Bill and comments to inform a submission on the Bill.

Regulatory Committee Resolution:

Cr Biesiek)

Mayor Judd)

That, having considered all matters raised in the report, the report be noted.

Carried

2. **Temporary Road Closure – New Plymouth and Inglewood Anzac Day Commemorations**

File Reference: ECM 7058951

The matter for consideration by New Plymouth District Council is to recommend the temporary closure of roads in New Plymouth and Inglewood to enable Returned Services Associations (RSA) to hold Anzac Day commemorations.

Regulatory Committee Resolution:

Cr Dodunski)

Cr Pearce)

That having considered all matters raised in the report the road closures for the following events be approved:

a) New Plymouth Anzac Day commemorations.

Roads to be closed:

- Queen Street from Devon Street West to St Aubyn Street (SH 44).
- King Street from Dawson to Egmont streets.
- Young Street from Dawson to Queen streets.
- St Aubyn Street from Dawson to Egmont streets.

Date and period of closure: from 5.30am to 11.30am on Monday 25 April 2016.

Please note: St Aubyn Street will have through access between the dawn and civic ceremonies.

b) Inglewood Anzac Day commemorations.

Roads to be closed:

- Rata Street from Cutfield Street to Rimu Street (SH 3a).
- Matai Street (SH 3) from Rata Street to Kelly Street.

Date and period of closure: from 5.30am to 7.30am on Monday 25 April 2016.

The above road closures are subject to the conditions outlined in letters sent to the New Plymouth and Districts RSA on 15 February and Inglewood and Districts RSA on 22 February.

Carried

3. **Temporary Road Closure – Super Rugby Chiefs Vs Sharks**

File Reference: ECM 7043472

The matter for consideration by New Plymouth District Council is to recommend the temporary closure of Maratahu Street and other temporary traffic controls on 29 April 2016. This is to enable New Plymouth District Council Venues to safely manage traffic and pedestrians during the Chiefs v Sharks Super Rugby match at Yarrow Stadium.

Regulatory Committee Recommendation:

Cr Dodunski)

Cr Pearce)

That having considered all matters raised in the report the road closure for the following event be approved:

Yarrow Stadium Super Rugby Chiefs v Sharks

Road to be closed: Maratahu Street from Tukapa Street to 3m west of Yarrow Stadium's main vehicle entrance (adjacent to the Maara Tahu Centre).

Date and period of closure: from 3.30pm to 10pm on Friday 29 April.

Temporary traffic controls to be in place during the above road closure:

- P2 drop-off parking zone on the south side of Tukapa Street from 31 Tukapa Street east to Maratahu Street.
- Bus parking only around the perimeter of Sanders Park on Wallace Place, Cutfield and Gladstone roads.

Please note: these roads could reopen and normal parking restrictions reinstated earlier than advertised.

The above road closure is subject to the conditions outlined in a letter sent to NPDC Venues dated 10 February 2016.

Carried

4. **Temporary Road Closure – National Rugby League Match**

File Reference: ECM 7060949

The matter for consideration by New Plymouth District Council is to recommend the temporary closure of roads and other temporary traffic controls to enable New Plymouth District Council Venues to safely manage traffic and pedestrians during the New Zealand Warriors v Canberra Raiders National Rugby League match at Yarrow Stadium.

Regulatory Committee Recommendation:

Cr Dodunski)

Cr Pearce)

That having considered all matters raised in the report the road closures for the following event be approved:

New Zealand Warriors v Canberra Raiders National Rugby League Match.

Date and period of closure: from 4.30pm to 10pm on Saturday 21 May 2016.

Road to be closed: Maratahu Street from Tukapa Street to 3m west of Yarrow Stadium's main vehicle entrance (adjacent to the Maara Tahu Centre).

Temporary traffic controls to be place during the above road closure:

- P2 drop-off parking zone on the south side of Tukapa Street from 31 Tukapa Street east to Maratahu Street.
- Bus parking only around the perimeter of Sanders Park on Wallace Place, Cutfield and Gladstone roads.

If crowd numbers are greater than expected the following is also requested:

Roads to be closed:

- Maratahu Street from Tukapa Street to Frankley Road.
- Tukapa Street from the Sanders Avenue roundabout to Wallace Place.
- Cutfield Road from Tukapa Street to Wallace Place.

Temporary traffic controls:

- Bus parking only on the west side of Frankley Road between Clawton and Maratahu streets.
- No right turn onto Sanders Avenue out of Westown School.

Please note: These roads could reopen and normal parking restrictions reinstated earlier than advertised.

The above road closure and temporary traffic controls are subject to the conditions outlined in a letter sent to NPDC Venues dated 1 March 2016.

Carried

5. Parking Prohibitions, Restrictions, Traffic Control Measures And Bus Stops

File Reference: ECM 7031834

The matter for consideration by the Council is the creation and revocation of traffic controls, parking prohibitions, restrictions and bus stops at various locations within New Plymouth.

Regulatory Committee Recommendation:

Cr Weaver)

Cr Brown)

That having considered all matters raised in the report and pursuant to the New Plymouth District Council Consolidated Bylaws 2008 Part 13: Traffic, the following parking prohibitions, restrictions, traffic control measures and bus stops in the New Plymouth District be imposed or revoked as appropriate:

NEW PLYMOUTH

Belair Avenue

1. Revoke the existing Give Way control on the western leg of Belair Avenue at the intersection with Omata Road.

Tupoki Street

2. Create a Give Way control on Tupoki Street at the intersection with Atiawa Street.

Belt Road

3. Prohibit parking on the east side of Belt Road from 0.0m – 6.0m measured in a northerly direction from the prolongation of the north kerb of Gaine Street.

Gaine Street

4. Prohibit parking on the north side of Gaine Street from 0.0m – 7.5m measured in an easterly direction from the prolongation of the east kerb of Belt Road.

Ngamotu Road

5. Prohibit parking on the west side of Ngamotu Road from 0.0m – 62.8m measured in a northerly direction from the prolongation of the north kerb of Scott Street.
6. Prohibit parking on the east side of Ngamotu Road from 2.6m – 27.6m measured in a northerly direction from the prolongation of the north kerb of Scott Street.

Carrington Street

7. Prohibit parking on the west side of Carrington Street from 0.0m – 15.0m measured in a southerly direction from the prolongation of the south kerb of Essex Street.

Essex Street

8. Prohibit parking on the south side of Essex Street from 0.0m – 7.5m measured in a westerly direction from the prolongation of the west kerb of Carrington Street.

Cumberland Street

9. Prohibit parking on the south side of Cumberland Street from 0.0m – 48.0m measured in a westerly direction from the prolongation of the west kerb of Mangorei Road.

Fillis Street

10. Revoke an existing Bus Stop on the south side of Fillis Street from 3.6m – 18.6m measured in a westerly direction from the prolongation of the west kerb of Liardet Street.

11. Create P120 parking '8am – 6pm, Monday – Friday' (two parallel bays) on the south side of Fillis Street from 4.6m – 18.6m measured in a westerly direction from the prolongation of the west kerb of Liardet Street.
12. Prohibit parking on the south side of Fillis Street from 0.0m - 4.6m measured in a westerly direction from the prolongation of the west kerb of Liardet Street.
13. Revoke existing P120 parking '8am – 6pm, Monday – Friday' on the south side of Fillis Street from 85.5m – 97.0m measured in an easterly direction from the prolongation of the east kerb of Liardet Street.
14. Create a Bus Stop on the south side of Fillis Street from 85.5m – 101.5m measured in an easterly direction from the prolongation of the east kerb of Liardet Street.

Devon Street East

15. Revoke an existing Bus Stop '6am – 10pm' and Taxi Stand '10pm – 6am, every night' on the north side of Devon Street East from 23.4m – 38.5m measured in an easterly direction from the prolongation of the east kerb of Liardet Street.
16. Create Pay at Machine 120 minute parking (two parallel bays) on the north side of Devon Street East from 25.8m – 38.5m measured in an easterly direction from the prolongation of the east kerb of Liardet Street.
17. Create a P5 Loading Zone on the north side of Devon Street East from 17.4m – 25.8m measured in an easterly direction from the prolongation of the east kerb of Liardet Street.
18. Revoke existing Pay at Machine 120 minute parking (two parallel bays) on the north side of Devon Street East from 46.8m – 60.1m measured in an easterly direction from the prolongation of the east kerb of Liardet Street.
19. Create a Bus Stop '6am – 10pm' and Taxi Stand '10pm – 6am, every night' on the north side of Devon Street East from 46.8m – 60.1m measured in an easterly direction from the prolongation of the east kerb of Liardet Street.

Barrett Road

20. Revoke an existing bus stop on the west side of Barrett Road from 31.4m – 44.2m measured in a southerly direction from the prolongation of the south kerb of Tiverton Crescent.
21. Create a bus stop on the west side of Barrett Road from 41.8m – 57.8m measured in a southerly direction from the prolongation of the south kerb of Tiverton Crescent.

Hobson Street

22. Prohibit parking on the east side of Hobson Street from 181.0m – 203.m measured in a northerly direction from the prolongation of the north kerb of Hendrie Street.
23. Prohibit parking on the west side of Hobson Street from 0.0m – 11.0m measured in a southerly direction from the prolongation of the south kerb of Niger Terrace.

St Aubyn Street (SH44)

24. Revoke existing parking prohibitions on the south side of St Aubyn Street (SH44) from 103.8m – 115.8m measured in a westerly direction from the prolongation of the west kerb of Weymouth Street.
25. Create P30 parking (two parallel bays) on the south side of St Aubyn Street (SH44) from 103.8m – 115.8m measured in a westerly direction from the prolongation of the west kerb of Weymouth Street.
26. Revoke existing P30 parking (one parallel bay) on the south side of St Aubyn Street (SH44) from 145.6m – 153.1m measured in an easterly direction from the prolongation of the east kerb of Morley Street.
27. Create P120 parking ‘8am – 6pm, Monday – Friday’ (two parallel bays) on the south side of St Aubyn Street (SH44) from 138.3m – 153.1m measured in an easterly direction from the prolongation of the east kerb of Morley Street.

WAITARA

North Street

28. Prohibit parking on the south side of North Street from 45.0m – 70.0m measured in a westerly direction from the prolongation of the west kerb of Manukorihi Road.

OAKURA

Donnelly Street

29. Prohibit parking on the south side of Donnelly Street from 119.0m – 135.0m measured in an easterly direction from the prolongation of the east kerb of Hussey Street.

INGLEWOOD

Kelly Street

30. Revoke an existing Bus Stop on the south side of Kelly Street from 84.4m – 94.6m measured in a westerly direction from the prolongation of the west kerb of Rewa Street.
31. Create a Bus Stop on the south side of Kelly Street from 61.0m – 75.5m measured in a westerly direction from the prolongation of the west kerb of Rewa Street.

Carried

Exemptions From Fencing Of Swimming Pools And Spas

File Reference: Document Set ID 7067096

The purpose of this report is to seek approval to grant special exemptions for a number of applications from the requirement for spa pools to be fenced pursuant to section 6 of the Fencing of Swimming Pools Act and a swimming pool with door alarms.

Regulatory Committee Recommendation:

Cr Pearce)

Cr Coward)

That, having considered all matters raised in the report, the Council grants, subject to the conditions set out below, special exemptions pursuant to section 6(1) of the Fencing of Swimming Pools Act 1987 for the following spa pools:

1. Spa pool at 30 Bayly Road, New Plymouth
2. Spa pool at 299 Surrey Hill Road, Oakura
3. Spa pool at 40 Kaitake Place, Oakura
4. Spa pool at 40 McFarlane Street, Oakura
5. Spa pool at 27A Mace Terrace, Oakura
6. Spa pool at 18 McKellar Street, Oakura
7. Spa pool at 89A South Road, New Plymouth
8. Spa pool at 451J Lower Pitone Road, Okato
9. Spa pool at 917 South Road, New Plymouth
10. Spa Pool at 82 Te Ngahoro Road, New Plymouth
11. Spa pool at 22 Sutton Road, New Plymouth
12. Swimming Pool with minor variations of non-compliance at 353 Lower Timaru Road, New Plymouth falling short of the Fencing of Swimming Pools Act requirements (see the discussion for further details).

For each of the spa pool special exemptions above the Council imposes the following conditions which apply when the pool is full or partially full of water and not in use:

1. The top of the spa or hot tub stands at least 760 mm above the surrounding ground or deck.
2. The cover will be locked and clear of any climbable object (including the steps).
3. The locks shall not be able to be readily opened or released by a child of up to the age of six years.
4. When locked, the cover shall be fitted so that if lifted it does not release the locking device or provide an opening greater than 100 mm.

5. The cover shall be made of a material that if walked on cannot collapse and can withstand the weight of at least 20 kg to ensure that it will carry more than the weight of a child up to six years of age.
6. The cover shall be tapered from the centre hinge to the out edge of the cover so that water will not pond on top of it.
7. The cover, clips and locks shall be maintained at all times in a good state of repair.
8. A warning sticker shall be placed on the cover to advise that it shall be locked in place with the spa pool or hot tub is not being used or supervised.
9. Removable steps, moveable furniture, or other objects that can assist a young child to climb on the cover, shall be stored away at least 1200mm from the side of the pool.

Note: Councillors Brown, Handley and Weaver requested their vote against this item be recorded

The Regulatory Committee meeting closed at 5.16pm.