



Te Kaunihera-ā-Rohe o Ngāmotu

NEW PLYMOUTH DISTRICT COUNCIL

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## MEETING AGENDA

# REGULATORY COMMITTEE

**Thursday 12 May 2016  
at 4.30pm**

## Council Chamber

<b>Chairperson:</b>	Cr Shaun	Biesiek
<b>Members:</b>	Cr Roy	Weaver (Deputy)
	Cr Gordon	Brown
	Cr Grant	Coward
	Cr Heather	Dodunski
	Cr Richard	Handley
	Cr Richard	Jordan
	Cr Marie	Pearce
	Mayor Andrew	Judd

**REGULATORY COMMITTEE**  
**THURSDAY 12 MAY 2016**

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**REGULATORY COMMITTEE**

**Purpose:**

- a) Ensure effective and efficient exercise of statutory regulatory functions, implementation of the district Plan and enforcement of the Council's bylaws.
- b) To oversee, coordinate and direct the development and, where appropriate, the review of the district plan.

**Addressing the committee**

Members of the public have an opportunity to address the committee during the public forum section or as a deputation.

*A public forum section* of up to 30 minutes precedes all committee meetings. Each speaker during the public forum section of a meeting may speak for up to 10 minutes. In the case of a group a maximum of 20 minutes will be allowed.

A request to make a *deputation* should be made to the secretariat within two working days before the meeting. The chairperson will decide whether your deputation is accepted. The chairperson may approve a shorter notice period. No more than four members of a deputation may address a meeting. A limit of 10 minutes is placed on a speaker making a presentation. In the case of a group a maximum of 20 minutes will be allowed.

**Purpose of Local Government**

The reports contained in this agenda address the requirements of the Local Government Act 2002 in relation to decision making. Unless otherwise stated, the recommended option outlined in each report meets the purpose of local government and:

- Will help meet the current and future needs of communities for good-quality local infrastructure, local public services, and performance of regulatory functions in a way that is most cost-effective for households and businesses;
- Would not alter significantly the intended level of service provision for any significant activity undertaken by or on behalf of the Council, or transfer the ownership or control of a strategic asset to or from the Council.

**REGULATORY COMMITTEE  
THURSDAY 12 MAY 2016**

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**APOLOGIES**

None Advised

**CONFLICTS OF INTEREST**

None Advised

**PUBLIC FORUM**

None advised

**DEPUTATIONS**

Applicant re Item A1 – Garnett Henderson and Don O’Connor, Taranaki Car Club

Submitter re Item A1 – Donald and Martina Murray

**COMMITTEE MINUTES  
RECOMMENDATION**

That the minutes of the Regulatory Committee (31 March 2016), and the proceedings of the said meeting, as previously circulated, be taken as read and confirmed as a true and correct record.

**A ITEMS FOR DECISION BY COMMITTEE**

**A1 TEMPORARY ROAD CLOSURE TARANAKI CAR CLUB TARMAC RALLY**

The matter for consideration by New Plymouth District Council is to recommend the temporary closure of roads within the district to enable the Taranaki Car Club to hold the Taranaki Tarmac Rally.

**A2 EXEMPTIONS FROM FENCING OF SWIMMING POOLS AND SPAS**

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.

**A3 PARKING PROHIBITIONS**

The matter for consideration by the Council is the creation of parking prohibitions at various locations within the New Plymouth District.



**REGULATORY COMMITTEE  
THURSDAY 12 MAY 2016**

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## TEMPORARY ROAD CLOSURE – TARANAKI CAR CLUB TARANAKI TARMAC RALLY

PREPARED BY: KATE KEEGAN (BUSINESS ADMINISTRATOR)  
 TEAM: DISTRICT SERVICES  
 APPROVED BY: KATRINA BRUNTON (CUSTOMER AND REGULATORY SOLUTIONS MANAGER)  
 WARD/COMMUNITY: WHOLE DISTRICT  
 DATE: 22 APRIL 2016  
 FILE REFERENCE: ECM 7098773

### MATTER

The matter for consideration by New Plymouth District Council is to recommend the temporary closure of roads within the district to enable the Taranaki Car Club to hold the Taranaki Tarmac Rally.

### RECOMMENDATION FOR CONSIDERATION

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

#### Taranaki Car Club Taranaki Tarmac Rally

Roads to be closed to ordinary vehicular traffic:

#### Stages one and three

Date and period of closure: from 7am to 1pm on Saturday 18 June.

- Oxford Road from Saunders to Carrington roads.
- Carrington Road from Oxford to Dover roads.
- Dover Road from Carrington Road to South Road (SH 45).

#### Stages two and four

Date and period of closure: from 7.30am to 1.30pm on Saturday 18 June.

- Upper Pitone Road from 400m south of the intersection with South Road to Carrington Road.
- Albion Road.
- Carrington Road from Upper Pitone to Plymouth roads.
- Plymouth Road from Carrington to Kirihaui roads.

#### Stages five and seven

Date and period of closure: from 10.30am to 5pm on Saturday 18 June.

- Hursthouse Road from Little Lepper to Upland roads.
- Awai Road.

**ITEM A1****ITEM FOR DECISION**

- **Upland Road from Hursthouse Road to Junction Road (SH 3).**

**Stages six and eight**

**Date and period of closure: from 11am to 5.30pm on Saturday 18 June.**

- **Alfred Road from Peters to Thomason roads.**
- **Mangarawa Road.**
- **Thomason Road.**
- **Albert Road.**
- **Hill Road.**
- **Maude Road.**
- **Kent Road from Maude Road to 400m south from Junction Road.**
- **Scout Road.**
- **Korito Road.**

**Okato Vehicle Service Stage**

**Date and period of closure: from 9am to 2pm on Saturday 18 June.**

- **Carthew Street from South Road (SH 45) to Curtis Street.**
- **Curtis Street from Carthew Street to Oxford Road.**

**The above road closures are subject to the conditions outlined in a letter sent to the Taranaki Car Club dated 5 April 2016.**

<b>COMPLIANCE</b>	
Significance	This matter has been assessed as having some importance.
Options	<p>This report identifies and assesses the following reasonably practicable options for addressing the matter:</p> <ol style="list-style-type: none"> <li>1. Approval of the road closure application to allow the Taranaki Car Club to hold the Taranaki Tarmac Rally. This would result in a number of roads with the district being closed twice within a twelve month period.</li> <li>2. To not approve this road closure application, which would mean the Taranaki Car Club could not hold the Taranaki Tarmac Rally in 2016.</li> <li>3. Approval of the road closure application, with the exception of stages six and eight, to allow the Taranaki Car Club to hold stages of the Taranaki Tarmac Rally on roads where no objections were received.</li> </ol>

<b>COMPLIANCE</b>	
Affected persons	The persons who are affected by or interested in this matter are residents, businesses and industries in the road closure area, and people who use rural roads for weekend recreation. Motorsport enthusiasts will be interested in this matter as a decision on the road closure will determine their involvement with the Tarmac Rally as participants and spectators.
Recommendation	This report recommends option one for addressing the matter.
Long-Term Plan / Annual Plan Implications	No.
Significant Policy and Plan Inconsistencies	No.

### EXECUTIVE SUMMARY

This report recommends the temporary road closure of roads in the New Plymouth District to allow the Taranaki Car Club to hold the Taranaki Tarmac Rally.

### BACKGROUND

In accordance with the 10<sup>th</sup> Schedule of the Local Government Act 1974, the intention to close the roads was advertised in the *Taranaki Daily News*, the Council website and Facebook pages on Wednesday 6 April. Submissions closed at 4pm on Wednesday 20 April. One submission was received from Donald and Martina Murray, 335 Maude Road, and a copy is attached to this report.

The submitter has objected to stages six and eight of the Tarmac Rally taking place, outlining the frequency of motorsport events in the area, the noise generated and damage to property during such events as reasons why. The submitter also requested that the Council undertake consultation with people directly affected by a temporary road closure and consider the results when making a decision to approve or decline the request.

During the most recent Targa Rally on 28 October 2015, a gate on the Murray's property at 335 Maude Road was damaged when rally marshals taped it shut to prevent vehicles leaving the property. Council Officers worked alongside the Murray's and arranged for Targa New Zealand to cover costs for repair of the gate. At this time, the Murray's expressed their frustration at living on a road favoured by motorsport event organisers.

A copy of this submission will be kept on file and referred to when future road closure applications are received for motorsport events on this road.

## ITEM A1

## ITEM FOR DECISION

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Previous to its closure in October 2015 for the Targa Rally, the last time Maude Road was closed for a motorsport event was November 2013. This was also for the Targa Rally. The Taranaki Car Club held a Tarmac Rally in 2014 but did not request the use of Maude Road. In April 2015 the Taranaki Car Club held a motorsport event on Korito Road, which is near Maude Road.

Before submitting the Tarmac 2016 road closure application, the Taranaki Car Club requested a list of all roads closed for the 2015 Targa Rally to limit using identical routes. As the Targa Rally was in October 2015, any property situated on a road that could be closed for both events, would be experiencing two temporary road closures within an eight month period. The Taranaki Car Club has avoided the use of identical routes, but there are several instances where the roads they have applied to close were also used in the 2015 Targa Rally; all roads in stages six and eight, in stages two and four, Carrington and Plymouth roads, and in stages one and three Dover Road.

Council records indicate that the Targa Rally, the Tarmac Rally and other local motorsport events also run by the Taranaki Car Club, favour use of a select number of rural roads for their events, Maude Road being one such road. The Taranaki Car Club has indicated the narrow and winding rural roads utilised by themselves and the Targa Rally, are favourable routes for motorsport events as they provide a good test of driver ability.

When Taranaki Regional Council (TRC) was notified of the proposed 2016 Tarmac road closure, communication took place with Council Officers regarding the frequent use of Carrington Road for motorsport events as each closure prevents access to Pukeiti Gardens. At the time of the proposed Tarmac Rally event, Pukeiti will be undergoing a redevelopment so TRC was not concerned about the Tarmac road closure going ahead. TRC has suggested that organisers of future motorsport events using Carrington Road consider adjusting the route to place Pukeiti at the beginning or end of a stage. This suggestion has potential for mutual benefits for TRC and motorsport event organisers, through sharing of spectators and access to Pukeiti Gardens remaining open. Council Officers have relayed this proposal to the Taranaki Car Club.

### **SIGNIFICANCE AND ENGAGEMENT**

In accordance with the Council's Significance and Engagement Policy, this matter has been assessed as having some importance because it does not have a large impact on the public. It does have an increased impact on people with properties on rural roads that are regularly closed for motorsport events.

The Taranaki Car Club has visited all properties affected by the proposed road closures, to provide a letter advising them of the road closure application, details about the Tarmac Rally and to advise on the submission process. If personal contact could not be made a letter was left at the property. A list of all properties visited by the Car Club has been provided to Council Officers.

At the time of receiving the road closure application, Council Officers advised emergency services, heavy traffic operators working within the dairy and energy industries, and all other road user stakeholders of the proposed closure and submission period.

### FINANCIAL IMPLICATIONS

The Taranaki Car Club is required to meet all financial costs for running the Taranaki Tarmac Rally.

If the road closure application is approved the Council will arrange an inspection of the road surface and surrounding fixtures to take place before and after the rally. Any additional cost generated by repairing damage caused by the rally to road assets or private property is also the responsibility of the Taranaki Car Club.

### OPTIONS

- Option 1** Approval of the road closure application to create a safe environment for all road users and allow the Taranaki Car Club to hold the Taranaki Tarmac Rally. This would result in a number of roads within the district being closed twice within a twelve month period.
- Option 2** To not approve the road closure application, which would mean the Taranaki Car Club would not be able to hold the Taranaki Tarmac Rally. Without road closures in place this event could not safely take place.
- Option 3** Approval of the road closure application, with the exception of stages six and eight, to allow the Taranaki Car Club to hold stages of the Taranaki Tarmac Rally on roads where no objections were received.

#### Recommended Option

This report recommends option one for addressing the matter.

### APPENDICES

1. Letter to the Taranaki Car Club outlining conditions of temporary road closure. ECM 7082753.
2. Map of the affected area for 2016 Taranaki Tarmac Rally. ECM 7083876.
3. Submission from Donald and Martina Murray in response to an Application for Temporary Road Taranaki Car Club Tarmac Rally. ECM 7103434.



**APPENDIX 1**

When replying please quote Application Number – RTC16/00198

5 April 2016

TARANAKI CAR CLUB INC  
PO Box 704  
Taranaki Mail Centre  
NEW PYLMOUTH 4340

Attention: Garnett Henderson

Dear Garnett,

**ROAD CLOSURE UNDER THE LOCAL GOVERNMENT ACT 1974 – TARANAKI TARMAC RALLY**

We acknowledge your application requesting the closure of roads in the New Plymouth District to enable the Taranaki Car Club Inc to stage the above event.

Roads to be closed to ordinary vehicular traffic:

**Stages one and three**

Date and period: from 7am to 1pm on Saturday 18 June.

- Oxford Road from Saunders to Carrington roads.
- Carrington Road from Oxford to Dover roads.
- Dover Road from Carrington Road to South Road (SH 45).

**Stages two and four**

Date and period of closure: from 7.30am to 1.30pm on Saturday 18 June.

- Upper Pitone Road from 400m south of the intersection with South Road to Carrington Road.
- Albion Road.
- Carrington Road from Upper Pitone to Plymouth roads.
- Plymouth Road from Carrington to Kirihaui roads.

**Stage five and seven**

Date and period of closure: from 10.30am to 5pm on Saturday 18 June.

- Hursthouse Road from Little Lepper to Upland roads.

- Awai Road.
- Upland Road from Hursthouse Road to Junction Road (SH 3).

### Stages six and eight

Date and period of closure: from 11am to 5.30pm on Saturday 18 June.

- Alfred Road from Peters to Thomason roads.
- Mangarawa Road.
- Thomason Road.
- Albert Road.
- Hill Road.
- Maude Road.
- Kent Road from Maude Road to 400m south from Junction Road.
- Scout Road.
- Korito Road.

### Okato Vehicle Service Stage

Date and period of closure: from 9am to 2pm on Saturday 18 June.

- Carthew Street from South Road (SH 45) to Curtis Street.
- Curtis Street from Carthew Street to Oxford Road.

These roads could be opened earlier.

Council will consider this application on 12 May 2016 in accordance with Schedule 10 of the Local Government Act 1974.

The Council must give public notice of the proposed closure in accordance with the Act and then consider any objections or submissions received in that respect.

The Council requires your organisation to:

- Pay the cost of the public notice.
- Make personal contact with all residential and commercial property occupiers affected by the proposed closure, to inform them of the event. Where personal contact cannot be made, a letter outlining the proposed closure and the right to make a submission must be given to the affected party instead. This contact should be completed at least seven days before closure of the submissions on 20 April 2016 (and in any event allowing sufficient time for an affected party to make a submission). **A copy of your visitation list and/or letter to affected parties is required by the Council immediately after that date.**

- c) Provide a traffic management plan (TMP) compiled by an authorised Site Traffic Management Supervisor to the Council before 20 April 2016 setting out signage, barrier details, crowd control procedures and access arrangements.

#### ROAD CLOSURE CONDITONS

If the Council gives its consent to the closure and the event, you must comply with the following conditions:

1. You must give formal notice of the event to the Police and the New Zealand Fire and Ambulance Services
2. You must ensure that the approved TMP is strictly adhered to throughout the event.
3. You must provide at your cost sufficient marshals to control and direct vehicles and pedestrians at all points where the closed road intersects with any open road and elsewhere as necessary. All marshals shall wear traffic safety vests or other high visibility clothing whilst on or adjacent to the roadway.
4. Please ensure that warning tape is placed over any vehicle access to closed road, to ensure residents are aware of the event. Signage on the tape should provide warning to the effect that: 'Rally in progress – keep off road – contact details (*Provide mobile phone number(s)*).'
5. You must make adequate provisions to give emergency vehicles, property owners and occupiers within the area and their invitees, customers or employees reasonable access to and from properties on the closed road. For through roads make adequate provisions for reasonable access through the closed section. Details must be included in the TMP required under condition 2.
6. Upon completion of the event, and no later than the time specified for the end of the closure, you must remove all signs and barricades restricting access, and clear all litter and debris from the road to the satisfaction of the Council.
7. You are required to advise the Council of any damage to the road surface, shoulders, drainage channels, verges, signs or other Council Property whatsoever resulting from the event.
8. You are responsible to pay all costs incurred in making good any damage to Council Property or any third party property and pay all costs incurred by the Council or any third party in making good any such damage, whether reported or not.
9. You must notify the Police, New Zealand Fire and Ambulance Services and the Council in the event that the road closure is no longer needed.

10. Where a late cancellation of the event takes place (i.e. after road closure signs, barriers etc have been placed at the venue), you will ensure that the full TMP shall remain in place for the approved road closure time period; or until such time as the Site Traffic Management Supervisor can liaise with the Police to ensure that there would be no risk to vehicular or pedestrian traffic if the event was cancelled and the TMP conditions removed.
11. You are responsible for taking out public liability insurance to indemnify the Council against any claims or actions that may arise from the staging of the event to a minimum of \$1 million in respect of any one claim or accident. A copy of the policy or a cover note must be provided to the Council no less than 28 days prior to the meeting of the Council that will make the decision.
12. You must comply with, and ensure that all participants comply with, all relevant laws and regulations not waived by the temporary road closure under Section 342 and Schedule 10 of the Local Government Act 1974.
13. You are responsible for meeting all costs associated with the temporary closure of the road(s) including the costs to contract a person/company qualified to prepare the TMP and undertake traffic management for the activity and to hire signs or other traffic controls devices. You will also be required to meet the reasonable cost of any Council staff required in relation to the event.

The Local Government Act 1974 requires the Council to give public notice of any intended road closure. We will place an appropriate public notice for the event in the *Taranaki Daily News* on Wednesday 6 April. We will forward the account for the *Taranaki Daily News* advertisement to you. The public notice will also be uploaded to the Council website and Facebook pages.

We will contact you after the Council meeting on 12 May and advise you of the Council's decision. If you require any further information please do not hesitate to call.

For further information, you can also check the Council's Temporary Road Closure and Disruption to Traffic Policy and Guidelines on New Plymouth District Council's website by following the link below:

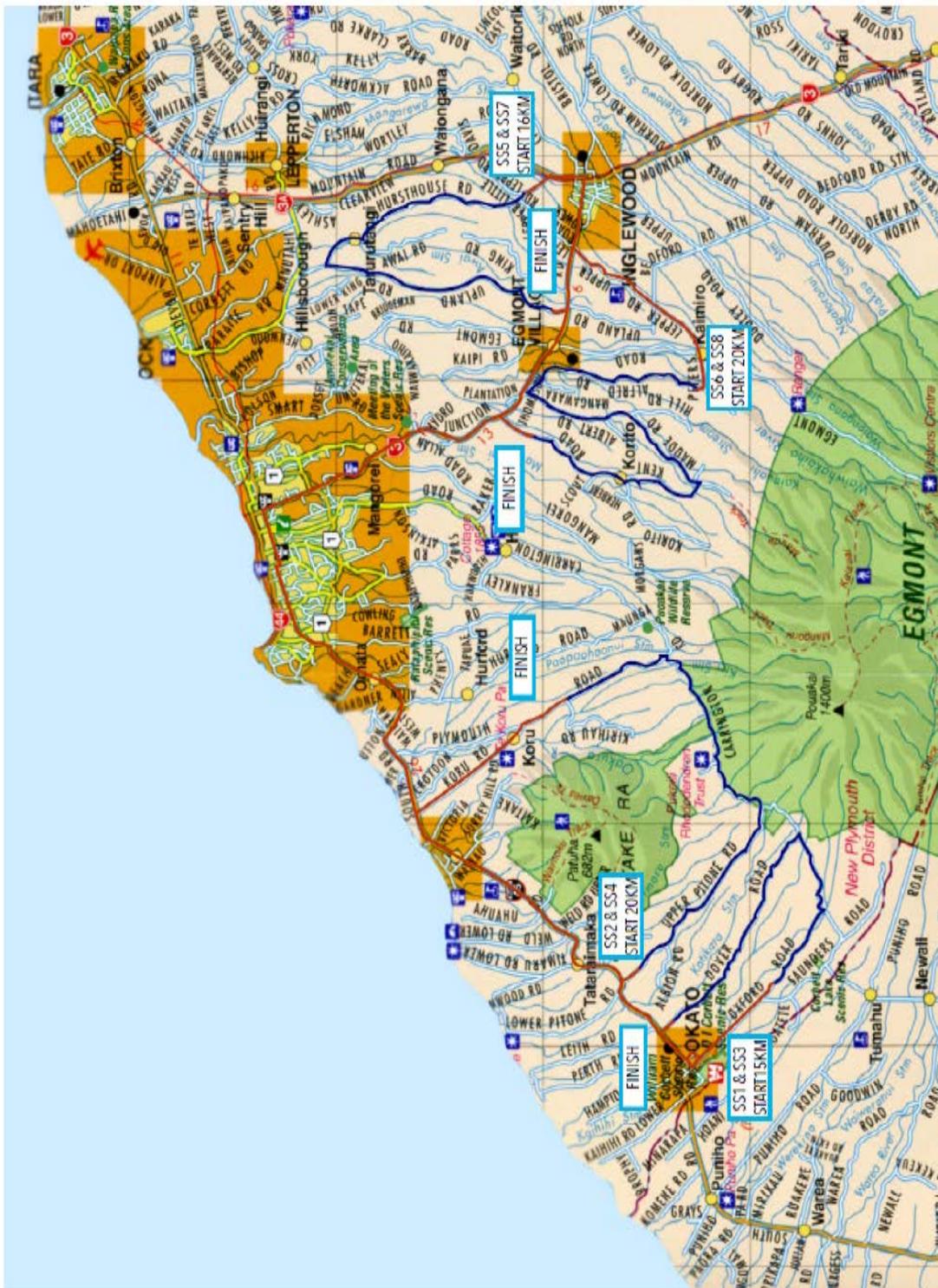
<http://www.newplymouthnz.com/CouncilDocuments/Policies/TemporaryRoadClosureandDisruptiontoTrafficPolicyandGuidelines.htm>

Yours faithfully

Katrina Brunton  
CUSTOMER AND REGULATORY SOLUTIONS MANAGER

cc:     Roading Approvals  
        Emergency Services  
        Transportation, New Plymouth District Council

APPENDIX 2



## APPENDIX 3

335 Maude Road RD1.  
New Plymouth 4371

19 April 2016

New Plymouth District Council,  
Private Bag 2025,  
New Plymouth

**Objection to the Proposed Tarmac Car Rally Stage 6 and 8; 18 June 2016**

We object to your proposal to allow a car rally on these roads yet again, and so soon after the recent Targa rally which damaged our property.

We cannot see any consideration for the residents and land owners to prevent harm to their property. There is no fair access to their properties, nor monitoring of the noise and damage these races make.

The council should be monitoring and limiting the actual noise levels. The council should also be recording any damage to property and insuring that this damage to other peoples property is not occurring.

It is wrong that the same roads are being repeatedly used without any consultation with the affected residents and property owners and ignoring all their concerns and the harm that occurs. We feel that the council should survey all affected residents and land owners for their views and experiences rather than placing so much emphasis on those who want the races but are not negatively affected by the races.

We feel that the council should require that these races are not held consecutively on the same roads year in and year out.

Yours sincerely,



Donald and Martina Murray

20 APR 2016

9:45  
am

 Te Kaunihera-ā-Rohe o Ngāmotu  
NEW PLYMOUTH DISTRICT COUNCIL  
newplymouthnz.com





## EXEMPTIONS FROM FENCING OF SWIMMING POOLS AND SPAS

PREPARED BY: Lois McNeil (Swimming Pools Compliance Officer)  
 TEAM: Building  
 APPROVED BY: Peter Scantlebury (Building Lead)  
 WARD/COMMUNITY: District Wide  
 DATE: 19 April 2016  
 FILE REFERENCE: Document Set ID 7102352

### PURPOSE

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.

### RECOMMENDATION

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 143 Richmond Road, Brixton
2. Spa pool at 41 Alberta Road, New Plymouth
3. Spa pool at 243 Hampton Road, Okato
4. Spa pool at 276 Hampton Road, Okato

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.**

**SIGNIFICANCE AND ENGAGEMENT**

This matter has been assessed as having some importance because the options considered will have no impact on levels of service or the Council's ability to perform its role and carry out its activities.

**DISCUSSION**

The Fencing of Swimming Pools Act 1987 (FoSP Act) requires all pool owners to ensure that their pool is fenced by a fence that complies with the requirements of the New Zealand Building Code. A spa pool and hot tub is currently included in the definition of a swimming pool.

Section 6(1) of the FoSP Act enables the Council to grant an exemption from some or all of the requirements of the Act in the case of fencing any particular pool so long as the exemption would not significantly increase danger to young children.

The Council has delegated its powers and functions of section 6 of the FoSP Act to the Regulatory Committee. The legislation does not provide for the delegation of this power to officers.

Each individual application has been assessed against the requirements and safety considerations of the FoSP Act and officers consider that the safety conditions set out in the recommendation of this report are reasonable in the circumstances. The conditions are sufficient as safety measures to ensure that the omission of a fence does not significantly increase the danger to young children and therefore complies with the requirements of section 6(1) of the Act. Accepting lockable covers for spa pools as a safety measure is consistent with the provisions of New Zealand Standard 8500:2006 *Safety Barriers and Fences around Swimming Pools, Spas and Hot Tubs*.

**OPTIONS**

The Regulatory Committee has the option to approve the recommendation in this report or to refer the matter for a formal hearing at considerable cost to the pool owners.

**FINANCIAL AND RESOURCING IMPLICATIONS**

The process of special exemptions for unfenced spa pools or hot tubs is incorporated in the building budget and is funded by the registration and audit fee paid by the applicant.

**IMPLICATIONS ASSESSMENT**

This report confirms that the matter concerned has no particular implications and has been dealt with in accordance with the Local Government Act 2002. Specifically:

- Council staff have identified and assessed all reasonably practicable options for addressing the matter and considered the views and preferences of any interested or affected persons (including Māori), in proportion to the significance of the matter;
- Any decisions made will help meet the current and future needs of communities for good-quality local infrastructure, local public services, the performance of regulatory functions in a way that is most cost-effective for households and businesses;
- Unless stated above, any decisions made can be addressed through current funding under the Long-Term Plan and Annual Plan;
- Any decisions made are consistent with the Council's plans and policies; and
- No decisions have been made that would alter significantly the intended level of service provision for any significant activity undertaken by or on behalf of the Council, or would transfer the ownership or control of a strategic asset to or from the Council.



**PARKING PROHIBITIONS**

PREPARED BY: Carl Whittleston (Manager Transportation)  
 TEAM: Transportation  
 APPROVED BY: David Langford (Infrastructure Manager)  
 WARD/COMMUNITY: District Wide  
 DATE: 1 April 2016  
 FILE REFERENCE: ECM 7076495

**MATTER**

The matter for consideration by the Council is the creation of parking prohibitions at various locations within the New Plymouth District.

**RECOMMENDATION FOR CONSIDERATION**

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 in the New Plymouth District be imposed:

**NEW PLYMOUTH***Awanui Street*

1. Prohibit parking on the west side of Awanui Street from 0.0m – 26.0m measured in a northerly direction from the prolongation of the north kerb of Kendal Place.

*Kendal Place*

2. Prohibit parking on the north side of Kendal Place from 0.0m – 10.0m measured in a westerly direction from the prolongation of the west kerb of Awanui Street.

**URENUI***Ngakoti Street*

3. Prohibit parking on the west side of Ngakoti Street from 60.0m – 79.5m measured in a northerly direction from the prolongation of the north kerb of Nikorima Street (SH3).

**COMMUNITY BOARD RECOMMENDATION**

The Clifton Community Board endorsed the officer's recommendation.

**COMPLIANCE**

Significance

This matter is of some importance.

**ITEM A3****ITEM FOR DECISION**

<b>COMPLIANCE</b>	
Options	This report identifies and assesses the following reasonably practicable options for addressing the matter:  1. Endorse the proposed parking prohibitions.  2. Do nothing and retain the existing arrangement.
Affected persons	The persons who are affected by or interested in this matter are the residents/property owners in the various locations. The views of these persons are discussed in the report.
Recommendation	This report recommends option 1 for addressing the matter.
Long-Term Plan / Annual Plan Implications	No.
Significant Policy and Plan Inconsistencies	No.

**BACKGROUND****NEW PLYMOUTH****Items 1 – 2 Awanui Street and Kendal Place**

These items recommend the introduction of parking prohibitions at the intersection of Awanui Street and Kendal Place. This issue was raised by a local resident due to safety concerns at the intersection as a result of on-street parking on Awanui Street. Visibility is particularly reduced to the north for vehicles turning out of Kendal Place when vehicles park close to the intersection on Awanui Street. By introducing parking prohibitions at this location, vehicles will not be able to park so close to the intersection and as a result there will be improved visibility and safety at this intersection.

**URENUI****Item 3 Ngakoti Street**

This item recommends parking prohibitions across the vehicle accessways to No. 21 and No. 23 Ngakoti Street. This issue was raised by the owners of No. 21 and No. 23 Ngakoti Street due to vehicles parking across the vehicle accessway to their properties. The site is opposite local businesses, including the Mud Bay Café, Four-Square and a hair and beauty salon, so at times there are a number of vehicles requiring parking in the area. It is illegal to park across a vehicle accessway, however the length of the vehicle accessway to No. 21 and No. 23 Ngakoti Street, combined with the layout of the off-street parking (in front of the building at No. 23) may result in drivers mistaking parts of the vehicle accessway as not in use, or that

they are can park without blocking access. By marking no stopping lines across this vehicle accessway it will reinforce to drives that they should not park in this location. As a result access will be maintained to the private dwelling and business at No. 21 and No. 23 Ngakoti Street.

### SIGNIFICANCE AND ENGAGEMENT

In accordance with the Council's Significance and Engagement Policy, this matter has been assessed as of some importance because the changes herein can be funded from current roading budgets.

There are interested and affected parties affected regarding the matters raised in this report. Consultation has already been undertaken with these parties to obtain their views and preferences on the matters proposed in this report. Their views are covered in the options assessment section of this report.

### OPTIONS

**Option 1** Endorse the proposed parking prohibitions.

- a) **Financial and Resourcing Implications**  
The costs for implementing this option are for roadmarking and signage and these costs are covered within approved operational budgets.
- b) **Risk Analysis**  
The crash record for New Plymouth will not improve if road safety is not addressed via on-going measures such as those proposed in this report. The two measures proposed in this report are in response to community requests relating to improving safety at particular locations on the transport network.
- c) **Promotion or Achievement of Community Outcomes**  
This option promotes the 'Our Community' outcome by improving safety and transport connections for the community.
- d) **Statutory Responsibilities**  
The measures must comply with Council bylaws, relevant standards, regulation and statutes, particularly the Traffic Control Devices Manual and NPDC Bylaws Part 13: Traffic.
- e) **Consistency with Policies and Plans**  
This option is consistent with the Long Term Plan and one of the key performance indicators for Roads and Footpaths which is reducing the number of fatal and serious crashes in the District.
- f) **Participation by Māori**  
There are considered to be no specific issues relating to Maori with this option.

## g) Community Views and Preferences:

The following information provides a summary of the consultation undertaken for each matter proposed in this report.

**NEW PLYMOUTH****Items 1 – 2 Awanui Street and Kendal Place**

This item was raised by a local resident. The owner of No. 2 Kendal Place was consulted and supports the proposal. The owner of No. 110 Awanui Street was consulted and no response was received.

**URENUI****Item 3 Ngakoti Street**

This item was raised and supported by the owner of No. 21 and No. 23 Ngakoti Street. No further consultation was undertaken.

## h) Advantages and Disadvantages

This option is recommended for addressing the matter as it is cost effective and contributes to meeting the expectations of the community in regards to the matters raised by them.

**Option 2** Do nothing and retain the existing arrangement.

## a) Financial and Resourcing Implications

This option comes with no immediate cost but it may leave the Council exposed to cost at a later date to address consequences of not addressing some safety issues at this time.

## b) Risk Analysis

Some of the matters proposed are to address a current issue of non-compliance with standards, good practice or bylaws. Not addressing these matters may expose the Council to risk for failure to act on a known issue.

## c) Promotion or Achievement of Community Outcomes

This option will not promote any community outcomes.

## d) Statutory Responsibilities

This option may prevent the Council performing some statutory responsibilities.

## e) Consistency with Policies and Plans

This option would be inconsistent with the Long Term Plan with regards to meeting community expectations and improving safety on the transportation network.

## f) Participation by Māori

There are considered to be no specific issues relating to Maori with this option.

- g) Community Views and Preferences

### NEW PLYMOUTH

#### Items 1 – 2 Awanui Street and Kendal Place

This item was raised by a local resident. The owner of No. 2 Kendal Place was consulted and supports the proposal. The owner of No. 110 Awanui Street was consulted and no response was received.

### URENUI

#### Item 3 Ngakoti Street

This item was raised and supported by the owner of No. 21 and No. 23 Ngakoti Street. No further consultation was undertaken.

- h) Advantages and Disadvantages  
This option is not recommended due to the risk involved with not addressing the matters and that community consultation generally supports all the measures promoted.

#### **Recommended Option**

This report recommends option 1 which endorses the parking prohibitions as proposed for addressing these matters.

### APPENDICES

- Appendix A: Awanui Street and Kendal Place (Items 1 – 2)  
Appendix B: Ngakoti Street (Item 3)

APPENDIX A Awanui Street and Kendal Place



APPENDIX B Ngakoti Street



