

MINUTES OF CLIFTON COMMUNITY BOARD

FILE REFERENCE: ECM8105362
MEETING DATE: Thursday 22 August at 4pm.
VENUE: Urenui Community Centre
MEMBERS PRESENT: Mr Ken Bedford (Chair), Mr Warren Petersen
Mrs Pamela Street, Mr John McLean and
Cr John Williams

NON-MEMBERS PRESENT: Councillors Harry Duynhoven, Alan Melody and
Murray Chong

STAFF IN ATTENDANCE: Nadia Phillips, Mitchell Dyer, Stuart Scarle, Ian
Baker, John Ferreira, Cheryl McGrath and David
Langford.

PUBLIC FORUM

Mr Rodney Baker - Request to NZTA for pedestrian crossing in Urenui.

CONFIRMATION OF MINUTES OF PREVIOUS MEETING

Moved: Mrs Street)
Seconded: Mr Petersen)

Resolved:

That the minutes of the following meetings, as previously circulated, be received and the proceedings of the said meeting be taken as read and confirmed as a true and accurate record.

11 July 2019
14 August 2019 (Extraordinary)

Carried

MATTERS FINALLY DETERMINED BY THE CLIFTON COMMUNITY BOARD UNDER DELEGATED AUTHORITY AND REFERRED TO THE COUNCIL FOR INFORMATION AND RECORD

1. Members Activity Report – Pamela Street

File Reference: ECM8092767

This report advises of the community board activities of Ken Bedford in the period to 10 August 2019.

Resolved:

Moved: Mrs Street)
Seconded: Mr Bedford)

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

Carried

2. Members Activity Report – Ken Bedford

File Reference: ECM8092804

This report advises of the community board activities of Ken Bedford in the period to 13 August 2019.

Resolved:

Moved: Mr Bedford)

Seconded: Mr Petersen)

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

Carried

Committee Adviser's note

In addition to his written activity report, Mr Bedford acknowledged the contribution of Mrs Street and Mr McLean during their time as Community Board members.

3. Members Activity Report – Warren Petersen

File Reference: ECM8097505

This report advises of the community board activities of Warren Petersen in the period to 10 August 2019.

Resolved:

Moved: Mr Petersen)

Seconded: Mr Bedford)

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

Carried

ITEMS FOR FINAL DETERMINATION BY THE COUNCIL

4. Freedom Camping Update Report

File Reference: ECM8021589

The purpose of this report is to provide a summary of freedom camping in the New Plymouth district over the period December 2018 to March 2019, following the adoption of the amended Freedom Camping Bylaw. The amendments adopted to the Freedom Camping Bylaw became operative on 14 December 2018.

The Council adopted an amended bylaw, which became operative on 14 December 2018. The Bylaw restricts not self-contained (NSC) freedom camping to three areas and 15 carpark spaces at those three locations. NSC campers are restricted to staying one 24 hour period in any 30 day period at any of these three sites. The Bylaw is significantly stricter in its controls than any previous bylaw due to the feedback received by the community in 2017 and 2018.

A total of 149 infringement fines have been issued for the period December 2018 to May 2019. The majority of fines were issued at the three NSC locations, Lake Rotomanu, Corbett Park, and Battiscombe Terrace.

There has been no negative feedback directed at either the Parks team or Armourguard staff from the community. Freedom camping areas were kept tidy with no loose rubbish, vandalism or damage.

Designated parking areas and improved signage contributed to a better understanding of the rules for freedom camping in the district by campers, however additional monitoring checks at night and in the morning would likely result in greater compliance with the Bylaw.

Recommendation:

Moved: Mr Bedford)

Seconded: Cr Williams)

That, having considered all matters raised in the report:

- a) the report be noted; and
- b) The Clifton Community Board request further discussion on the regulatory approach to freedom camping including compliance monitoring and enforcement operations of the Bylaw.

Carried

5. Animals Bylaw – Initiation of Review

File Reference: ECM8073041

The matter for consideration by the Council is whether or not to approve the initiation of a review of the Animals Bylaw (Part 2), and to determine that a bylaw is the most appropriate way of addressing the nuisance or problem relevant to the Animal Bylaw as per the Local Government Act 2002.

Recommendation:

Moved: Mr Bedford)

Seconded: Cr Williams)

That, having considered all matters raised in the report, the Council:

- a) Determines that a bylaw continues to be the most appropriate way of addressing the perceived problems that arise in relation to animals in accordance with section 155(1) of the Local Government Act 2002, and
- b) Approves the initiation of a review of the New Plymouth District Bylaw 2008, Part 2 Animals, in accordance with section 158 of the Local Government Act 2002.

- c) Notes the review will consider the option to create a standalone Animals Bylaw as an alternative to its continued incorporation within the existing consolidated New Plymouth District Bylaw 2008.

Carried

6. Housing and Business Capacity Assessment for New Plymouth District

File Reference: ECM8075187

The matter for consideration by the Council is the Housing and Business Capacity Assessment for New Plymouth (June 2019). The purpose of the Housing and Business Capacity Assessment (HBCA) is to enable local authorities to make informed decisions about planning for growth. The HBCA has greatly assisted the drafting of the Proposed District Plan through providing an evidence base to inform planning decisions.

Recommendation:

Moved: Mr Bedford)

Seconded: Mr McLean)

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

Carried

7. Cemeteries and Crematoria Bylaw Review - Adoption of Statement of Proposal for Public Consultation

File Reference: ECM8001593

The matter for consideration by the Council is adoption of the Cemeteries and Crematoria Bylaw Statement of Proposal for public consultation.

Recommendation:

Moved: Mr McLean)

Seconded: Cr Williams)

That having considered all matters raised in the report the Council:

- a) Determines that the form of the bylaw as proposed is the most appropriate form of bylaw in light of the requirements of the Local Government Act 2002.
- b) Determines that the bylaw as proposed does not give rise to any implications under the New Zealand Bill of Rights Act 1990.
- c) Adopts the Cemeteries and Crematoria Bylaw Statement of Proposal for public consultation using a special consultative procedure as set out in section 83 of the Local Government Act 2002.

Carried

8. Infrastructure Professional Services Collaborative Contract: Post Implementation 3 Year Review and Benefits Realisation

File Reference: ECM8078259

The purpose of this report is to inform the Council of how the Infrastructure Professional Services Collaborative Contract has performed over its first three years, including an assessment of the benefits realisation compared to the approved business case.

Recommendation:

Moved: Mr Bedford)

Seconded: Mrs Street)

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

Carried

9. Yearly Report on Council Energy Management and Associated Emissions 1 July 2018 – 30 June 2019

File Reference ECM8074183

The purpose of this report is to present the Energy Management Services Team's report on savings made across the spectrum of Council operations in respect of electricity, gas, and fuel consumption and consequential reduction in green house carbon emissions through an in-house Energy Management Programme first initiated in 2006.

Recommendation:

Moved: Mr Bedford)

Seconded: Mr McLean)

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

Carried

10. District-wide Road Safety Review

File Reference: EC8077645

The purpose of this report is to provide the Council with an update on the District-Wide Road Safety Review and a summary of the community feedback received. This report also outlines the next steps to be taken in order to develop a safer road environment and reduce the number of fatal and serious harm crashes on New Plymouth district roads.

Recommendation:

Moved: Mrs Street)

Seconded: Mr McLean)

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

Carried

11. Road Stopping and Disposal to Adjoining Owners – Purdie Street, Huirangi

File Reference: ECM8077987

The matter for consideration by the Council is an application to stop a section of unformed legal road vested in Council ownership (part Purdie Street) under Section 316(1) of the Local Government Act 1974, pursuant to the provisions of the Public Works Act 1981.

It is proposed that once stopped, (ceases to be legal road) the land of approximately 2,400m² (total, subject to cadastral survey), be sold to the two adjoining owners. The total market value of the land has been independently assessed at \$15,750 + GST (if any). As the land will be sold to two parties, the price for each piece of land will be determined on a pro-rata basis according to the final surveyed area.

Recommendation:

Moved: Mr Bedford)

Seconded: Cr Williams)

That, having considered all matters raised in the report, the Council:

- a) Notes that the Transportation team has indicated that it has no objection to the disposal to the two applicant adjoining owners of the area of part of unformed legal road comprising Purdie Street on the basis that there is no proposal in the foreseeable future to form the road as it is not required to service access to existing residential development.
- b) Notes that the Water and Waste Team has no issues with the road stopping and disposal. No Water and Waste services are located within the land.
- c) Notes that conditional agreement has been entered into with the Applicants for the sale of the two parcels of land based on the independently assessed market valuation of \$15,750 (plus GST if any). The sale is subject to stopping, necessary approvals and the purchasers meeting all costs including valuation, survey, Land Information NZ Accredited Agents costs and any legal costs (estimated to be in total, \$10,000).
- d) Approves stopping an unformed section of part Purdie Road, situated at Huirangi of approximately 2,400m² (subject to survey), pursuant to the Public Works Act 1981.
- e) Approves the sale of the estate in fee simple (freehold) of the stopped road by way of vesting and amalgamation in the adjoining registered owners Record of Title.
- f) Authorises the Chief Executive to request the consent of the Minister of Land Information's delegate to undertake the

necessary gazettal declaration to stop the parcels (subject to cadastral survey) of unformed legal road and vest the estate in fee simple by way of amalgamation into adjoining land owners Record of Title, pursuant to Sections 116(1) and 117(1) and 120(3) of the Public Works Act 1981.

Carried

12. Valedictories

Mr Bedford again acknowledged the contribution of outgoing community board members, Mrs Pam Street and Mr John McLean.

Mrs Street and Mr McLean reflected on their time as Clifton Community Board members, and thanked Ngāti Mutunga representatives for their continued support. They also acknowledged fellow community board members, Councillors and Council staff for their support and assistance.

The meeting closed at 4.55pm.