

MINUTES OF CLIFTON COMMUNITY BOARD

- FILE REFERENCE:** DP-14-02 DM1550127
- MEETING DATE:** Wednesday 14 May 2014 at 2pm.
- VENUE:** Urenui Community Centre
- MEMBERS PRESENT:** Mr Ken Bedford (Chairperson), Mr John Hill, Mrs Judith Ransom, Mrs Elaine Selby and Cr Craig McFarlane
- APOLOGIES:** Mayor Andrew Judd, Cr Grant Coward, Ms Louise Tester and Mr Steve Bowden
- NON-MEMBERS PRESENT:** Cr Colin Johnston, Cr John McLeod and Mr Paul Cummings (Ngati Mutunga)
- STAFF IN ATTENDANCE:** Mr Richard Mowforth, Mr Alf Pieters and Mrs Jayne Beer

PART A

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

1. **Minutes of Previous Meeting**

File Reference: DM1535153

Resolved:

That the minutes of the Clifton Community Board meeting held on 26 March 2014 be confirmed as a true and accurate record.

2. **Minutes of Extraordinary Meeting**

File Reference: DM1543689

Resolved:

That the minutes of the Clifton Community Board Extraordinary meeting held on 15 April 2014 be confirmed as a true and accurate record.

3. **Members Activity Report for Ken Bedford**

File Reference: DP-14-03, DM1549087

This report advises of the community board activities of Ken Bedford in the period to 28 April 2014.

Resolved:

That having considered all matters raised in the report;

- (a) the report be received; and
- (b) The Clifton Community Board invite Ngati Mutunga to all future meetings and provide full speaking rights, at the discretion of the chairperson, on any item of each meeting agenda; and

- (c) The Clifton Community Board extend the invitation to attend meetings and have full speaking rights, at the discretion of the chairperson, to Ngati Tama and Te Atiawa.
- (d) The meeting of Clifton Community Board to be held on 1 October 2014, be held at Tikorangi Hall; and
- (e) The first meeting of the Clifton Community Board to be held in 2015 (date yet to be announced), to be held in Tongaporutu.

4. **Members Activity Report for John Hill**

File Reference: DP-14-03, DM1549088

This report advises of the community board activities of John Hill in the period to 5 May 2014.

Resolved:

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

5. **Regional Public Transport Plan For Taranaki 2014/2024**

File Reference: DM 1546862

This report recommends that Community Boards provide comments and feedback to be included in the Council's submission to the Regional Public Transport Plan for Taranaki 2014/2024. Submissions close on 20 May 2014. Council officers will work with elected members to develop a submission prior to this date. This submission will then be ratified retrospectively at the Policy Committee meeting on 3 June 2014.

Resolved:

That having considered all matters raised in the report:

- a) The Clifton Community Board receive the report.
- b) The Clifton Community Board's comments and feedback to be included in the Council's submission to the Regional Public Transport Plan for Taranaki 2014/2024, as follows:
 - i. Can people use the school service from Urenui?
 - ii. The Clifton Community Board endorse the investigation of the extension of services to Urenui;
 - iii. Would like to see the investigation of services extended to include a service to/from Tongaporutu at least once per week and other areas within the Clifton community.

PART B
ITEMS FOR FINAL DETERMINATION BY THE COUNCIL

6. **Property (Land) Sales Report**

File Reference: CM 08 28 01 v05, DM 1540731

This report provides a categorised schedule summary of the Council Land Sales estimate to 30 June 2014, for reporting purposes. The report outlines properties sold, progress on approved sales, potential sales and relevant highlighted commentary on the status of sales of note.

Recommendation

That having considered all matters raised in the report:

Appendix A Land Sales estimate to 30 June 2014 be noted:

- Sales since June 2013 and programmed for settlement by 30 June 2014.
 - Category 1 - Properties Approved for Sale.
 - Category 2 - Properties that are being considered for sale, but have yet to be formally considered or a final decision yet to be made by Council.
 - Category 3 - Properties with low sale potential.
 - Category 4 - Properties that have been considered for sale but to be retained.

7. **Water Restrictions 2013-14**

File Reference: WW 09 04 08 14; DM 1543520

Due to a lack of rainfall between February and April 2014, water restrictions were imposed for 58 days under delegated authority by the Manager Water & Wastes and in accordance with New Plymouth District Council's Consolidated Bylaw.

Recommendation

That having considered all matters raised in the report it is resolved to ratify the water restrictions imposed between 21 February and 16 April 2014 for the reasons outlined in this report.

8. **Quarterly Report on Council Energy Management & Greenhouse Gas Reduction Programme - 1 January To 31 March 2014**

File Reference: CM 10 05 04 v03, DM 1546125

The Council, through its operations, is a large user of energy including electricity, natural gas and liquid fuels (petrol and diesel). Energy use is primarily related to the operation of buildings; pumping of water (both potable and waste); wastewater treatment; and vehicle fleet running.

Current Council expenditure on energy exceeds \$3.3m per annum (about 3% of total expenditure).

In 2006 the Executive Leadership Team (ELT) committed to a policy programme of energy management throughout the Council's operations with the objective of optimising efficient energy use in order to reduce its impact on the environment; eliminate waste and reduce expenditure for the benefit (both current and future) of the community and ratepayers.

The Energy Management Programme is a continuous improvement programme including monitoring, tracking and reviewing results/targets using quarterly reporting. The active measures it takes are a combination of 'soft' and 'hard' activities:

- The 'soft' elements focus on behavioural changes such as turning off computers/lights etc; encouraging staff to come forward with ideas.
- The 'hard' activities include audits of systems and making changes such as replacing old equipment with new energy efficient models such as modern condensing boilers, LED lamps, heat pumps; and altering how the Council procures its energy. Some capital projects such as the upgrade to the wastewater treatment plant have also had energy efficiency requirements built in which have resulted in significant energy savings.

This report briefly outlines the energy programme and the quarterly report for the period 1 January – 31 March 2014 is attached as Appendix A.

Recommendation

That having considered all matters raised in the report it is noted that:

- iv. Since 2006, an Energy Management Policy Programme has been in place with the objective of optimising efficient energy use in order to reduce its impact on the environment; eliminate waste and reduce expenditure for the benefit (both current and future) of the community and ratepayers.
- v. The Energy Management Programme is a continuous improvement programme including monitoring, tracking and reviewing results/targets using quarterly reporting.
- vi. The Energy Management Programme is a combination of behavioural change and alterations to existing infrastructure.
- vii. The Energy Programme covers the spectrum of energy resources that includes electricity, natural gas and liquid fuels (petrol and diesel) used in buildings; pumping of water (both potable and waste); treatment of wastewater; and vehicle fleet running.

- viii. Since inception of the Energy Management Programme actual savings of greater than \$1.1m, and savings against “Business as Usual” of greater than \$1.8m have been made in expenditure.
- ix. The Energy Management Report for the quarterly period 1 January – 31 March 2014 is attached as Appendix A.
- x. Unless directed otherwise, further quarterly reports will be provided.

9. **Bylaw Review 2014 – Release of Statement of Proposal for Consultation**

File Reference: 1501711

As permitted under the Local Government Act 2002, (S145-148) the Council can make bylaws to address various problems or "nuisances" in the community. During 2013, the Council commenced a review of several bylaw parts. The Council resolved that ‘a’ bylaw was the most appropriate way of addressing a perceived problem in relation to the problems and nuisances that can occur in relation to signs, food, water, wastewater and stormwater, and specific issues as they relate to public places and trading in public places. Council made its determination following an assessment of the problems and nuisances in the given area, as required under S.155(1) of the Local Government Act 2002. This report and the accompanying Statement of Proposal completes the outstanding matters for that review and proposes that amendments are made to the signs, public places and trading in public places bylaw parts in order to ensure that they are in the most appropriate form, and that new bylaws are proposed for food and water, wastewater and stormwater services.

Recommendation

That having considered all matters raised in the report:

- a) In accordance with section 155(2) and 160 of the Local Government Act 2002, the Council determines that the following parts of the New Plymouth District Council Bylaw 2008 (subject to the amendments proposed in the attached Statement of Proposal) are the most appropriate forms of bylaw:
 - i. Part 1 Introductory;
 - ii. Part 5 Public Places(clause 10);
 - iii. Part 7 Signs;
 - iv. Part 12 Trading in Public Places (Licensing of Street Traders);
 - v. Part 14 Water, Wastewater and Stormwater Services; and
 - vi. Part 15 Food.
- b) In accordance with sections 155(3) and 160 of the Local Government Act 2002, the Council determines that the following parts of the New

Plymouth District Council Bylaw 2008 (subject to the amendments proposed in the attached Statement of Proposal) give rise to some implications under the New Zealand Bill of Rights Act 1990 but that the bylaw parts are not inconsistent with that Act:

- i. Part 1 Introductory;
 - ii. Part 5 Public Places (clause 10);
 - iii. Part 7 Signs;
 - iv. Part 12 Trading in Public Places (Licensing of Street Traders);
 - v. Part 14 Water, Wastewater and Stormwater Services; and
 - vi. Part 15 Food.
- c) That the Council has now concluded the review of the bylaw parts identified above, subject to the proposed amendments being made.
- d) That the proposed amendment bylaws meet the requirements of section 155 of the Local Government Act 2002, in that:
- i. the Council determines the bylaws are the most appropriate way of addressing the perceived problems identified; and
 - ii. the Council determines the proposed bylaws (subject to public consultation) are the most appropriate form of bylaw; and
 - iii. the Council determines the proposed amendment bylaws give rise to some implications under the New Zealand Bill of Rights Act 1990 but that the proposed amendment bylaws are not inconsistent with that Act.
- e) The draft Statement of Proposal for the following amendment bylaws is released for public consultation using the Special Consultative Procedure set out in section 83 of the Local Government Act 2002:
- i. New Plymouth District Council Introductory Amendment Bylaw 2014;
 - ii. New Plymouth District Council Public Places Amendment Bylaw 2014;
 - iii. New Plymouth District Council Signs Amendment Bylaw 2014;
 - iv. New Plymouth District Council Trading in Public Places (Licensing of Street Traders) Amendment Bylaw 2014;
- f) The draft Statement of Proposal for the following new bylaws is released for public consultation using the Special Consultative Procedure set out in section 83 of the Local Government Act 2002:
- i. New Plymouth District Council Water, Wastewater and Stormwater Services Bylaw 2014; and

ii. New Plymouth District Council Food Bylaw 2014

10. **Customer and Regulatory Services Activity Report – Quarter 3 (January – March 2014)**

File Reference: DM 1540821

This report presents data for the third quarter of 2013/2014 from Customer Support and the following Regulatory areas: land use and subdivision consents and monitoring, building control, environmental health, animal control, parking, liquor and food licensing and bylaw enforcement.

Recommendation

That having considered all matters raised in the report the Council note the information provided.

11. **Temporary Road Closures – Taranaki Car Club Inc**

File Reference: RT-15-14, DOC 1545694

This report recommends the temporary closure of various roads in the district to enable the Taranaki Car Club Inc to safely manage the Tarmac Rally, to be held on Saturday 12 July 2014.

Recommendation

That having considered all matters raised in the report,

a) The road closures for the following event be approved:

TARANAKI CAR CLUB TARMAC RALLY 2014

Roads to be closed to ordinary vehicular traffic on Saturday 12 July 2014:

Stage 1 Otaraoa Road: From 7.00am to 12.00pm.

- Otaraoa Road from 100m south of McKee Production station to Tarata Rd.
- Tarata Road from the intersection of Tarata and Otaraoa roads south to Tariki Road.
- Tariki Road from the intersection of Tarata and Tariki roads south to Ratapiko Road.
- Ratapiko Road from the intersection of Tariki and Ratapiko roads south to Makara Road.
- Makara Road from the intersection of Ratapiko and Makara roads south to Croydon Road (crosses into the Stratford District).

Side roads that will be marshaled to avoid non-competing vehicles entering onto the closed roads are: Taramoukou and Autawa roads, Amo and Mungu streets, Toetoe, Motukawa, Kohete and Mana roads.

Stage 4 Barrett Road: From 10.30am to 4.00pm.

- Barrett Road 100m south of the intersection of Barrett and Phenev roads south to the intersection of Frankley and Barrett roads.
- Frankley Road from the intersection of Barrett and Frankley roads south to Carrington Road.
- Carrington Road from the intersection of Frankley and Carrington roads south to the intersection of Carrington and Upper Pitone roads.
- Plymouth Road south from the intersection of Plymouth and Carrington roads.
- Upper Pitone Road from the intersection of Carrington and Upper Pitone roads west to 100m from the intersection of Upper Pitone and South roads (SH 45).

Side roads that will be marshaled to avoid non-competing vehicles entering onto the closed roads are: Tapuae and Albion roads.

Stage 5 Dover Road: From 11.30am to 4.30pm.

- Dover Road 100m from the intersection of South Road (SH 45) and Dover Road south to the intersection of Carrington and Dover roads.
- Carrington Road from the intersection of Dover and Carrington roads west to the intersection of Oxford and Carrington roads.
- Oxford Road from the intersection of Carrington and Oxford roads west to 100m from the intersection of Saunders and Oxford roads.

Stage 8 Saunders Road: From 1.30pm to 7.00pm.

- Saunders Road from the intersection of Wiremu and Saunders roads east to Carrington Road.
- Carrington Road from the intersection of Saunders and Carrington roads north to the intersection of Carrington and Plymouth roads.
- Plymouth Road from the intersection of Carrington and Plymouth roads north to 100m from the intersection of Plymouth and Kirihau roads.
- Plymouth Road south of the intersection of Plymouth and Carrington roads.

Okato Vehicle Service Area: From 12.00pm to 5.00pm.

- Carthew Street from the intersection of Carthew Street and South Road (SH 45) to Curtis Street.

- Curtis Street from Carthew Street to Oxford Road.

Please Note: These roads could be opened earlier.

- b) That TARANAKI CAR CLUB INC be required to:
- i. Give formal notice of the holding of the event to the Police and the New Zealand Fire and Ambulance Services. Failure to do so may result in the cancellation of the event. This is a requirement of the 10th schedule of the Local Government Act 1974.
 - ii. Ensure that an approved traffic management plan (TMP) shall be strictly adhered to throughout the closure and the barriers shall be removed as soon as possible after the event concludes.
 - iii. Provide 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.
 - iv. Provide all spectators parking on private property i.e. off road reserve.
 - v. Warning tape to be placed over any vehicle access ways to closed roads to ensure residents are aware of the event. Signage on the tape should provide warning to the effect that: “Rally event in progress – keep off road – contact details (provide mobile phone number).”
 - vi. Make adequate provisions to permit 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 are to be included in the traffic management plan required under condition ii.
 - vii. Upon completion of each stage of the event, and no later than the time specified for the end of the closure, remove all signs and barricades restricting access on that stage, and clear all litter and debris from the road.
 - viii. Advise the Council of any damage to the road surface, shoulders, drainage channels, verges, signs or other road furniture resulting from the event and pay all costs incurred by the Council in making good any such damage, whether reported or not.
 - ix. Where a late cancellation of the event takes place (i.e. after road closure signs, barriers etc have been placed at the venue), the full TMP shall remain in place for the approved road closure time period; and 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.

- x. Take out Public Liability Insurance to indemnify the Club and the Council against any claims or actions that may arise from the staging of the event to a minimum of \$1,000,000 in respect of any one claim or accident. A copy of the policy or cover note must be provided to the Council no less than 28 days prior to the meeting.
- xi. Comply with, and ensure that all competitors comply with, all relevant laws and regulations not waived by temporary road closure under Section 342 and the 10th Schedule of the Local Government Act 1974.

12. **Road Legalisation: Kaipikari & Matapo Roads, Urenui**

File Reference: ID 107567, ID 000660; DM 1538345

The Roding Assets Team has identified a need to create a turning point for heavy vehicles (truck and trailer units) on Kaipikari Road, Urenui. To achieve this, an area of 104 square metres of land is required to be acquired from the adjoining private property on Kaipikari Road to widen the legal road.

At the same time, an area of formed road on Matapo Road involving the same property and another adjoining property, can be legalised as road and vested in the Council. This will rectify an historical situation which has existed since the time the Clifton County Council was the local authority.

The two areas of road no longer required for road purposes are to be stopped and amalgamated as compensation for land so acquired for legal road. Compensation will also be assessed by a registered valuer in accordance with the Public Works Act 1981.

Recommendation

That having considered all matters raised in the report:

- a) It is noted that the Roding Assets Team has indicated that a road legalisation needs to be undertaken to acquire additional land required for road, and to stop and dispose of road no longer required for road, and as compensation for land acquired in respect of Kaipikari and Matapo roads, Urenui.
- b) Approval be given for the acquisition under the Public Works Act 1981 of four areas of land comprising 237 square metres and shown as Sections 4, 5, 6 & 7 on SO Plan 458521 and the first schedule below to vest as road with compensation to be paid as assessed by a registered valuer.
- c) The stopping of two areas of legal road comprising 764 square metres described in the second schedule shown as Sections 3 & 8 on SO Plan

458521 and disposal by amalgamation with the adjoining land as compensation for the land acquired for road be approved.

- d) Approval be given for the Minister of Land Information's delegate to be requested to declare the land described in the first schedule to be vested in New Plymouth District Council as legal road pursuant to Section 114(1) of the Public Works Act 1981 and to the road described in the second schedule being stopped and amalgamated pursuant to sections 116, 117 & 120 of the Public Works Act 1981.

FIRST SCHEDULE

Land to be acquired

SHOWN	DESCRIPTION	CFR	AREA
Section 4 SO 458521	Lot 1 DP 333614	463719	82m2
Section 5 SO 458521	Lot 1 DP 333614	463719	67m2
Section 6 SO 458521	Sec 1 SO 338939	463719	37m2
Section 7 SO 458521	Section 2 Block XII Waitara SD	TNC2/555	51m2

SECOND SCHEDULE

Road to be stopped

SHOWN	DESCRIPTION	CFR	AREA
Section 3 SO 458521	Lot 1 DP 333614	463719	440m2
Section 8 SO 458521	Section 2 Block XII Waitara SD	TNC2/555	324m2

The meeting closed at 3.05pm