

ASHBURTON DISTRICT COUNCIL REPORT

FILE NO: 1/3/1
DATE: 2 November 2006
REPORT TO: Ordinary Meeting of Council
FROM: Mayor

4.1. MAYOR'S REPORT

ASHBURTON DISTRICT COUNCIL REPORT

FILE NO: 1/3/3
DATE: 2 November 2006
REPORT TO: Ordinary Meeting of Council
FROM: Chief Executive

4. CHIEF EXECUTIVE'S REPORT

4.1 *Regent Theatre*

I met with the Trustees of the Ashburton Performing Arts Theatre Trust on 2 October for an update. The next round of Community Facilities Grant applications close mid-December and I will be reviewing their application prior to this date. The site has now been cleared, and the local fundraising as identified in the original application is on target. Costs to date have been within budget.

An option discussed to have capital available was for Council to purchase the site, with the theatre then leasing the site back. This is to be further investigated and will be reported to Council for consideration in due course.

4.2 *Veterans Awards*

The award presentations were held on 5 October, preceded by a visit from members of Government / Labour Party. The purpose of the visit was to see what is happening in the district. Following on from this meeting, I have received a response on the foam insulation issue, advising that a standard for application will be developed. This has not been received to date.

4.3 *ECan Representation Review*

ECan have adopted the base for their representation for the 2007 election. While their minutes show that they discounted some submissions on the basis that they were not supported by the position of the combined territorial authorities, it is very disappointing that they then chose not to accept the combined territorial authorities' position. This decision will be appealed to the Local Government Commission. The resolve of the territorial authorities has not diminished.

4.4 *Executive Committee*

The Executive Committee met on 20 October 2006, to consider ACL Directors' fees for the 2006/07 year. Based on an independent review, it was resolved at the ACL AGM on 24 October 2006 to increase the fees from \$81,000 to \$84,000. I can confirm that Mr Phillip Dunstan has been re-appointed as a director for a further period of three years.

4.5 *Lake Hood*

The Mayor and I met with representatives of the Ashburton Aquatic Park Charitable Trust on 18 October 2006 to be briefed on further developments at Lake Hood. These included:

- restaurant development
- public conveniences
- proposed walkway / cycleway link to State Highway 1
- control of dogs

We will be pursuing the acquisition of land for siting public conveniences. This is budgeted for the 2007/08 financial year. The review of the Dog Control Bylaw will take into account the restriction of dogs at the lake, given there is a mixture of public and private land.

4.6 Canterbury Strategic Water Study

I attended a forum at Darfield on 22 September, as part of Stage III (information / education). The development options are planned to be completed this calendar year (Stage II), and Stage III by June 2007. The Subcommittee will then look to implementation.

The Mayor and I met with the Mayor and Chief Executive from Selwyn District on 20 October to discuss shared water development issues, and the method to ensure the water study to be included in the NRRP process. We had a further meeting with representatives of Central Plains on 11 October which resulted in Central Plains being informed on both the Canterbury Water Strategy work and options as they relate to Mid-Canterbury.

4.7 Rural / Provincial Forum

The Mayor and I attended the forum in Wellington on 12/13 October. The prime focus was on road funding. The review of FAR has been ongoing for a number of years. The difficulty is in getting a consensus amongst territorial authorities themselves, because if the current cake is to be sliced in difference ways, there would be winners and losers. The discussion acknowledged that the current formula has strengths and weaknesses, however the real concern is the sharing of costs between properties and users.

Work is to be undertaken this on this funding aspect. Currently, on average, 50% is funded by rates and 50% (actually 51%) funded by users (via petrol tax, RUC, motor vehicle registration). In essence, the focus will be on increasing the size of the cake, and allocating on the current formula. With no change to the minimum FAR, major cities will not be worse off, but more of the additional funding is likely to go to the larger networks / rural areas.

Other items discussed included

- Rural Electricity Supply Guarantee, there is a review of the Electricity Act in 2007
 - Update on the Independent Inquiry into Rates (Eugene Bowen)
 - N Z Coastal Policy Statement Review, copy referred to Mr McKenzie
 - Fire Service Review
 - alternatives – Centralised v's Regional v's Regional / Local
 - funding – property charges, motor vehicle licensing
- (Note: no costing of the options has been undertaken)

4.8 Ashburton College Community Work Project

This will take place again this year. I will be meeting representatives from the College on 31 October. The proposed date is 29 November.

4.9 ECan / Land Care Environmental Awards

These awards are to be presented in Christchurch on 1 November 2006.

Ashburton nominations include:

- Ashburton Meat Processors
- Ashburton Farm Forestry Association

4.10 *Collective Agreements*

Discussions with the Union related to the Parks and Recreation staff were held on 18 October 2006, and a new agreement is ratified.

4.11 *East Street / West Street (northern entrance upgrade)*

I have been advised that funding for this project has been confirmed. Work is targeted to commence mid-November.

B LESTER
Chief Executive

ASHBURTON DISTRICT COUNCIL REPORT

FILE NO: 5/1/8/2
DATE: 2 November 2006
REPORT TO: Ordinary Meeting of Council
FROM: Administration Officer
SUBJECT: Road Closure – Ashburton Car Club

4.6 ROAD CLOSURE – ASHBURTON CAR CLUB

4.6.1 SUMMARY

To recommend the temporary closure of roads in Ashburton, for the purpose of allowing the Ashburton Car Club to hold a Standing and Flying Quarter Mile Street meeting.

4.6.2 RECOMMENDATION

“That the following road be closed to ordinary vehicular traffic from 10.00 am to 6.00 pm on Saturday 9 December 2006, for the purpose of allowing the Ashburton Car Club to hold a Standing and Flying Quarter Mile Street meeting:

CHERTSEY ROAD, from Singletree Road to Taverners Road.”

4.6.3 BACKGROUND

The Ashburton Car Club has applied for a temporary road closure, for the purpose of holding a Standing and Flying Quarter Mile meeting, on the following road in Ashburton:

- CHERTSEY ROAD, from Singletree Road to Taverners Road.

This application must be considered by Council because New Zealand Motorsport, of which the Ashburton Car Club is a member, requires roads to be closed for motor sport events under the Local Government Act, as event participants may be under 15 years of age.

The Ashburton Car Club has been advised of the conditions of closure as follows:

1. Approval by this Committee.
2. No objections being upheld against the closure in response to the statutory advertisement.
3. Arrangements are to be made for a pre-event and post-event inspection with a representative from the Council’s Operations Department. The inspections are to be completed within three days of the event and results of the inspections will be recorded by Council.
4. The road must be reinstated to the condition prior to the event. Any costs incurred by the Council as a result of this event, including maintenance costs or reinstatement costs, will be charged to the Ashburton Car Club. Any restoration work required is to be carried out to an arranged programme with Council.
5. Necessary arrangements are made for the tidying and clearing of the road on the closed section of the road and the disposal of any litter.

6. The Ashburton Car Club is required to arrange adequate insurance against its liability to pay damages to any person or entity in respect of any claim on account of damage to property or injury to persons where the damage or injury results from the holding of this event.
7. Provision of a Traffic Management Plan, conforming with the requirements of the Transit NZ Code of Practice for Temporary Traffic Management.
8. The Ashburton Car Club shall be responsible to ensure that the correct road signs and barricades are in place during the full period of the closure and promptly removed after the conclusion and clearance of the road.
9. The Ashburton Car Club is required to provide adequate safety marshals in distinctive clothing for the event.
10. Should weather conditions become sufficiently adverse that the road could be damaged as a result of holding the event the organisers shall take the necessary steps to protect the road. This may include delaying or cancelling the event.

4.6.4 OPTIONS

Not applicable.

4.6.5 STATUTORY IMPLICATIONS

Clause 11 of the Tenth Schedule of the Local Government Act 1974 provides –

“That Council may, subject to such conditions as it thinks fit... close any road or part of a road to all traffic (e)... for any exhibition, fair, market, concert, film making, race or other sporting event or public function.”

4.6.6 CONSULTATION

The proposed road closure has been publicly notified in the Ashburton Guardian on Wednesday, 18 October 2006 and objections called for by 4.00 pm Wednesday 1 November 2006.

4.6.7 STRATEGIC LINKS

Not applicable.

4.6.8 FINANCIAL

Not applicable.

SHARON ROBINSON
Administration Officer

ASHBURTON DISTRICT COUNCIL REPORT

FILE NO: 3/7/1
DATE: 2 November 2006
REPORT TO: Ordinary Meeting of Council
FROM: Administration Officer
SUBJECT: Creative Communities Funding

4.7 CREATIVE COMMUNITIES FUNDING

Report and Minutes of a meeting of the **Creative Communities Funding Assessment Committee**, held in the Council Chambers, 5 Baring Square West, Ashburton, on Wednesday 25 October, 2006, commencing at 10.10 am.

PRESENT: Cr R Beavan (Chair), Cr M Urquhart, Mr V Barrett, Mr D Favel, Ms B Leonard, Ms K Meehan, Mr J Ross, Ms J Wilkinson and Ms J Wright.

Also in attendance Administration Officer

Correspondence

The Committee acknowledged the thank you letters received.

Council Funding Application

The application from Miles of Tiles Revisited Committee has been referred from the Council Annual Grants by the Working Party for this Committee's consideration. The Committee discussed the application however were not certain of the projects eligibility under the schemes criteria. The Committee agreed that the project be referred to Creative New Zealand to confirm eligibility and if this was confirmed the organisation be invited to apply to the February 2007 funding round.

Additional Information

Creative New Zealand has advised that the project does not meet the required level of the schemes funding criteria and recommended that the application be declined. The organisation will be advised of the Ministry for Culture and Heritage's Grants to Publishers Scheme, as a possible source of funding for this project

Schedule of Applications

The Committee considered the applications and agreed that funding of \$12,080.68 be distributed as follows:

Number	Applicant	Amount Requested	Amount Granted
1	Raincliff Patchwork & Quilting Workshop Weekend Organising Committee	2000	1000
2	Malcolm Monteath	750	350
3	Lyn Historical Woodworking Trust Inc <i>Mr J Ross declared an interest in this application</i>	899	899
4	2bstamping	468	468
5	ACADS – Getto Togeda Dance Project	1990	720
6	Methven Theatre Company <i>Mr V Barrett declared an interest in this application</i>	12000	2500
7	Ruth Margaret Coppard	767	360

8	Association of New Zealand Embroiders Guild Inc (ANZEG)	830	450
9	Mt Hutt Elim Church	3000	750
10	Wastebusters Trust Canterbury Inc <i>Mr V Barrett declared an interest in this application</i>	435	300
11	Mid Canterbury Choir <i>Ms J Wilkinson declared an interest in this application</i>	1425	1250
12	Crescendo	9605	3000

The above funds have been granted with the following conditions imposed in accordance with the schemes eligible and ineligible activities.

Applicant	Conditions
Malcolm Monteath	Funding provided for organ tuning costs only
Ruth Coppard	Funding provided for framing costs only

It was agreed that the remaining funds of \$33.68 be carried forward to the next funding round in February 2007.

Presentation of Funding

Up to 5% of the scheme's annual allocation can be spent on promotion of the scheme. The Committee agreed to hold the presentation evening for the successful applicants, at 5 pm on Wednesday 15 November, for the successful applications.

The meeting concluded at 12.00 pm.

ASHBURTON DISTRICT COUNCIL REPORT

FILE NO: 6/4/1
DATE: 2 November 2006
REPORT TO: Council
FROM: Environmental Services Manager
SUBJECT: Delegations to Staff – Environmental Health Officer & General Inspectors

4.4 ENVIRONMENTAL SERVICES COMMITTEE Amendment to Attached Schedule

Delegations to Staff – Environmental Health Officers and General Inspectors

The recommendation to Council seeks to delegate authority to the Environmental Health Officers, Liquor Licensing Inspector and General Inspector. The schedule presented to the Committee on 19 October 2006, omitted to include reference to the Sale of Liquor Act, sections 103 and 131. The Schedule has been updated and is shown below. The statutory function of the General Inspector has been separately shown.

12.2 RECOMMENDATION TO COUNCIL

“That the Committee recommends to Council that it formally delegates authority to act in accordance with the provisions of the Health Act 1956, Local Government Act 2002, Resource Management Act 1991, Building Act 2004, the Sale of Liquor Act and the Fencing of Swimming Pools Act 1987, to the following staff as detailed in the amended schedule:

- Adrian John Humphries – Environmental Health Officer
- David McLean – Environmental Health Officer
- Alison Batcheler – Environmental Health Officer & Liquor Licensing Inspector
- Robert Alastair Banks – General Inspector & Building Official.”

Amended Schedule Regulatory / Building Act Delegation

The Council delegates to the staff listed in the attached report, the following delegations:-

Environmental Health Officers to act as and in accordance with:

- Sections 23 & 28 of the Health Act 1956.
- As an Enforcement Officer under Section 38 of the Resource Management Act 1991 and Section 177 of the Local Government Act 2002.
- As a Litter Control Officer under Section 5 of the Litter Act 1979.
- Has the authority to enter private land under Sections 171 to 174 of the Local Government Act 2002.
- Has the authority to seize property under Sections 164 to 168 of the Local Government Act 2002.
- Has authority to enter any dwelling house, buildings, land, ships or other premises under Section 128 of the Health Act 1956.
- As an Agent and Authorised Officer of Ashburton District Council under Sections 111 & 222 of the Building Act 2004.

- As an Inspector under the Food Act 1981 Part 3 Sections 12 & 13.
- Is authorised to issue infringement notices under Section 229 of the Building Act 2004.
- [As an inspector under sections 103 & 131 of the Sale of Liquor Act 1989.](#)
- As an Authorised Officer under the Ashburton District Council Bylaws.

This Warrant is issued pursuant to Sections 23 & 28 of the Health Act 1956, Section 206 of the Building Act 2004, Section 38(5) of the Resource Management Act 1991, Section 5(3) of the Litter Act 1979, Sections 103 and 131 of the Sale of Liquor Act 1989 and Sections 174 and 177 of the Local Government Act 2002.

General Inspectors to act as and in accordance with:

- [As an Enforcement Officer under Section 38 of the Resource Management Act 1991 and Section 177 of the Local Government Act 2002.](#)
- [As a Litter Control Officer under Section 5 of the Litter Act 1979.](#)
- [Has the authority to enter private land under Sections 171 to 174 of the Local Government Act 2002.](#)
- [Has the authority to seize property under Sections 164 to 168 of the Local Government Act 2002.](#)
- [As an Agent and Authorised Officer of Ashburton District Council under Sections 111 & 222 of the Building Act 2004.](#)
- [Is authorised to issue infringement notices under Section 229 of the Building Act 2004.](#)
- [As an Authorised Officer under the Ashburton District Council Bylaws.](#)

J McKENZIE
Environmental Services Manager

2 November 2006