



Ashburton District Council AGENDA

A MEETING of the ASHBURTON DISTRICT COUNCIL
will be held as follows:

Date: Thursday 3 March 2011

**Venue: Council Chamber
5 Baring Square West
Ashburton**

Time: 1.30 pm

MEMBERS:

His Worship the Mayor, A R McKay
Cr N A Brown
Cr I J Burgess
Cr D M Favel
Cr R J Kilworth
Cr L J Leadley
Cr D G McLeod
Cr D N Nelson
Cr M J Nordqvist
Cr P W Reveley
Cr J Sparks
Cr A B Totty
Cr R S Wilson

B LESTER
Chief Executive

25 February 2011

AGENDA

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Ashburton District Council Report

File No 1/3/1
Date 3 March 2011
Report to Council
From Mayor
Subject Mayor's Report

4.1 Mayor's Report

4.1.1 Condolences

It is with sadness that I advise of the recent death of two former Ashburton District (and Borough) Councillors, Ian Bonisch and Gavin Marshall.

As a mark of respect and remembrance I will ask those present at the Council meeting on 3 March to observe a moment's silence at the beginning of the meeting.

- Ian Bonisch – dedicated a tremendous amount of his time to the Ashburton Borough and District Councils, both in his employment as Superintendent of Parks and Reserves for 22 years and, following his retirement as a Councillor with the Ashburton Borough Council (9 years) and Ashburton District Council (3 years) until his retirement in 1992.
- Gavin Marshall – was an Ashburton District Councillor for 12 consecutive years until his retirement in 2004. He has been a wonderful advocate for health services in the Ashburton district, having been the Ashburton District Council community representative on the Rural Canterbury Primary Health Organisation Board since its formation in 2004 and a member of the Ashburton District Health Committee.

4.1.2 Regional Land Transport Committee

A draft Regional Land Transport Strategy 2012-2042 will be presented at the June 2011 meeting to the Canterbury Regional Transport Committee for adoption before going out for public consultation.

The Draft Strategy will present to the people of Canterbury –

- a strategic direction
- role models and networks
- integration with land use fanfare
- role of parking
- pricing and enforcement
- role of alternative public services delivery
- commercial practices

This draft document will show a way forward for the future transport needs for Canterbury

4.1.3 Calendar

Some of the meetings and functions I have attended since my last report to Council are as follows:

- 2 Jan Attended Lake Clearwater Hutholders Association AGM
- 9 Jan Opened South island Cricket Tournament held in Ashburton
- 19 Jan Guest speaker at Ashburton Plains Rotary meeting
- 21 Jan Interview with Ashburton Boomtown Studies
- 24 Jan Opened Ashburton Golf Driving Range

- 26 Jan Met with representative from 'Courier' newspaper
Met with organisers of Waitangi Day 'Multi-Cultural Bite' event
Met with LGNZ President Lawrence Yule in Ashburton
Attended Hinds Ratepayers Group (pre- Annual Plan meeting)
- 30 Jan Attended Ashburton Pipe Band Festival
Attended Opening of Lake Hood River Trail Challenge
- 31 Jan Chaired Ashburton Silver Band AGM
- 1 Feb Guest Speaker at Ashburton Rotary Club meeting
- 3 Feb Opened Waitangi Day 'Multi-Cultural Bite' event
- 6 Feb Attended Concert in the Park, Ashburton Domain
- 7 Feb Met with representative from Digital TV
- 9 Feb Canterbury Economic Development Group AGM by telephone conference
Attended Land and Water Forum, Christchurch
- 11 Feb RDR Directors' telephone conference meeting
- 14 Feb Port FM Talkback
Speaker at Youth Leadership Course
Met with MP Jo Goodhew
Attended CWMS Regional Committee meeting, Timaru
- 16 Feb Attended Advance Ashburton Trust meeting
- 18 Feb Opened Vintage Car Rally held in Ashburton
- 19 Feb Attended opening of Metalcorp new offices, Ashburton
- 20 Feb Opened International Seniors Tennis Tournament held in Ashburton
- 21 Feb Attended Regional Transport Committee meeting, Christchurch
- 23 Feb Attended Mayfield Water Supply Upgrade meeting, Mayfield

A R McKAY
Mayor

Ashburton District Council Report

File No 1/3/3
Date 3 March 2011
Report to Council
From Chief Executive

4.3 Chief Executive's Report

4.3.1 Christchurch Earthquake

Councillors have been receiving updates from Mr Rouse. Emergency accommodation is being provided, as well as facilities for meals and showers. Our local infrastructure is fine.

A schedule of equipment, contractors, and staff has been provided and will be responded to as requested by the Emergency Control Centre. In the September quake, support was mainly to the Selwyn and Waimakariri Districts. I am pleased to confirm that these areas have not declared an emergency situation. Some further damage has occurred largely in areas that had already been impacted, but not major.

As part of the forward planning, a schedule of commercial space is being prepared and will be provided to the appropriate organisations in due course.

The various openings proposed on 25/26 February have been postponed due to demands on resources, issues around attendances and also having empathy with the Christchurch disaster. We will re-look at these at an appropriate time.

The Canterbury Regional Council building has been vacated. Their building has suffered some damage, however the threat of the possible collapse of a neighbouring building is their main concern. We have offered assistance.

4.3.2 Transport Planning

On 10 February I attended a session put together by LGNZ on roading issues. This was to develop a local government position for input into the next Government Policy Statement. We have a hierarchy of plans around the transport network.

Local plan → Regional Plan → National Plan

The previous Regional Plan was made somewhat redundant with the change in Government in 2008, particularly around the alternatives to roads, and the Government's priority to roads of national significance. Of the existing 93,000 km of roads, 82,000 are local roads. 95% of our exports by weight go by sea. Transport of imports / exports is expected to grow significantly, particularly through Auckland and Canterbury. The prediction for the next 20 years is that 60% of our population growth will be in Auckland (population 2 million, 2031).

It is predicted that the investment in rail will increase in the long term, driven by volume to Ports (Lyttelton expect to grow by 31% volume) and energy efficiency.

Some of the conclusions were

- essential to focus on a network approach
- increased funding for maintenance of existing infrastructure essential, but unlikely to be from current excise / RUC.
- need to commit to long term planning (Central Government)

4.3.3 Procurement / Shared Services

I attended a forum on 17/18 February. With respect to procurement, Central Government have taken an initiative through the Ministry for Economic Development. This is mandatory participation by Government Departments / agencies, and they are currently trialling with the Auckland Council. If this can work then it will be made available wider.

We currently utilise national buying in software licensing, and have been involved in regional initiatives on fuel and copying / stationery. We will monitor this further and utilise where benefits can accrue. Current work is being undertaken with respect to legal services, travel, electricity and ICT hardware.

With respect to shared services, Canterbury traditionally has worked well together to this end, on a needs basis. A stock take is currently being prepared. I believe there is scope for further option assessment and this will be worked on further by the Chief Executive Group (refer Triennial Agreement).

Current initiatives being considered in other parts of the country include combined district plans, asset management, building services. With respect to building services, I am attending a meeting in Timaru on 9 March with Department of Building and Housing representatives.

4.3.4 Land and Water Forum

A public meeting was held in Christchurch on the evening of 9 February and attended by the Mayor and myself. An outline of the forum findings was given, followed by break-out groups to discuss aspects to be fed back to the forum. Topics covered included

- Iwi (four well beings)
- MAF (quality / quantity)
- Dairy N Z (management practices)
- Meridian (allocation, transfer)
- Canterbury Water Strategy (Hugh Canard), infrastructure, storage
- Urban waterways, water services management, metering
- Governance, national direction, regional response, inter-agency sharing

The outcomes are very much based on the Canterbury Water Strategy. The general view is that collaboration works.

4.3.5 Rugby World Cup

Plans are progressing, however the earthquake in Christchurch will have an impact. This is still too early to assess.

Through the "Love New Zealand" recycling campaign, funds have been made available for recycling facilities, either short term or long term. There may be opportunities here for the District. This is being assessed.

The facilities are being worked through. There do not appear to be any issues here. We have a meeting with officials at the end of March.

The Romanian team management are likely to be here in May when we will be able to focus more specifically on their training timetables and community engagement.

4.3.6 ITF Tennis Tournament

The Mayor and I attended the opening ceremony on 20 February which was extremely well received.

Weather was not favourable for part of the week and the Christchurch quake also created challenges. The team of volunteers managed these extremely well, particularly hosting players arriving from Christchurch.

B LESTER
Chief Executive

Ashburton District Council Report

File No 0560-09
Date 3 March 2011
Report to Council
From Water Services Assets Information Officer
Subject Adoption of Revised Stockwater Race Guidelines & Policy document

4.6 Adoption of Revised Stockwater Race Guidelines & Policy Document

4.6.1 Summary

The Stockwater Race Closures Issues and Options and Closure Guidelines have been reviewed and updated to reflect changes in legislation, network statistics, and process.

The purpose of this report is to seek formal Council adoption of the revised Stockwater Race Closure Guidelines and Policy Document and delegation of authority to the Chief Executive Officer and the Operations Manager acting separately to close stockwater races that have met the "Not Significant" criteria.

4.6.2 Recommendation

- 1 **That** the document titled "Stockwater Race Closures Guidelines and Policy Document" be adopted by Council; and
- 2 **That** Council delegates authority to the Chief Executive Officer and the Operations Manager acting separately to close stockwater races that have met the "Not Significant" criteria as described in the "Stockwater Race Closures Guidelines and Policy Document".

4.6.3 Background

The Ashburton District Council operates and administers approximately 470 kilometres of mains and 2,450 kilometres of minor races within the stockwater network. The network services approximately 2,682 individual properties. Much of the farming sector is still reliant on the network as a source of water for stock use and to a lesser extent of water for potable use and fire fighting.

Council's consents to source water for stock use have been renewed and are to be granted on conclusion of an appeal process. The indicated consent conditions include a focus on water efficiency that will need to be considered in the ongoing management of the network. This combined with changing land use and an increasing number of customers requesting race closures mean that race rationalisation is becoming a priority.

From time to time possible race closures are identified by property owners, staff or elected representatives. Prior to July 2001, an application form was completed and a survey of the race beneficiaries was carried out. On almost every occasion the level of support indicated by the survey did not give Council clear mandate to proceed with the race closure. In some cases the property owners not supporting the race closure use the water provided for purposes other than the "core" uses of stock and potable use. Because there was no formal process to pursue these issues further or identify cost effective alternatives to the open race, closures could not proceed in a timely manner.

In April 2001, Council adopted for purposes of consultation with stakeholders the Stockwater Closures Issues and Options and Closures Guidelines. Submissions on the document were invited through advertisement and individual letters were sent to key stakeholders including Federated Farmers, Environment Canterbury, Department of Conservation, Te Runanga O Arawhenua and the Royal Forest and Bird Society.

In July 2001, Council adopted the finalised Stockwater Closures Issues and Options and Closure Guidelines. This policy/guideline document, in conjunction with Section 147 Discontinuance of Water Race in the Local Government Act 1978 outlined the formal process in which race closures could be progressed.

In July 2003, the Local Government Act 2002 (LGA) came into force which repealed Section 147 Discontinuance of Water Race. The decision-making process since then has been based upon Section 77 Requirements in relation to decisions and Section 78 Community views in relation to decisions with a high level of consultation being undertaken in the form of the Special Consultation Procedure in accordance with Section 83 for race closures where 100% support was not achieved.

In recent times, several race closures have come under increased scrutiny which has resulted in legal opinions being sought regarding the race closure process currently undertaken. The legal opinions have identified the outdated legislation reference and reinforced the requirement to consider "significance" in the decision making process in accordance with Council's Policy on Significance and have recommended an urgent review and update of the Guidelines and associated process.

The Guidelines have been reviewed and updated to reference the relevant legislation; include assessment criteria to assess the significance of the race closure and amended the process to reflect these minor changes. Refer page #.

The significance assessment criteria have been developed to include criteria related to the length of the proposed closure, the number of affected rateable properties and level of support for the closure. This is shown below:

	Not Significant	Moderately Significant	Significant
Number of properties directly affected by closure	Less than 10 properties	Less than or equal to 50 properties	Greater than 50 properties
Length of proposed race closure	Less than 10km	Less than or equal to 25km	Greater than 25km
Support for closure by core users	100%	Less than or equal to 100%	Less than or equal to 100%
Support for closure by other users	100%	Less than or equal to 100%	Less than or equal to 100%

For race closures that are less than 10 kilometres in length, have less than 10 affected rateable properties and have 100% support (have met "Not Significant" criteria), it is proposed that these closures can be progressed under authority delegated to the Chief Executive Officer (CEO) and the Operations Manager (acting separately).

All "Moderately Significant" race closures to be progressed will be the subject of Council consideration and resolution. All "Significant" race closures to be progressed will be subject of the Special Consultative Procedure, Council consideration and resolution.

These modifications to the policy, associated process and delegated authorities will meet the decision making requirements and allow small race closures that have 100% support to be progressed in a timely manner.

This report seeks adoption of the "Stockwater Race Closure Guidelines and Policy Document" and the granting of delegated authority to the CEO and Operations Manager acting separately to progress race closures that meet the "Not Significant" assessment criteria.

4.6.4 Options & Risks Considered

The options are set out below:

1. Adopt the Stockwater Race Closure Guidelines and Policy Document and delegate authority

Council formally adopts the Stockwater Race Closure Guidelines and Policy Document and delegates authority to the CEO and Operations Manager to progress race closures that meet the "Not Significant" assessment criteria. This will raise the status of the policy document that has been updated to meet current legislation, provide clear processes that include reference to significance and allow race closures that have met the "Not Significant" criteria to be progressed under delegated authority.

Risks

- None identified

2. Do Not Adopt the Stockwater Race Closure Guidelines and Policy Document

Council does not adopt the Stockwater Race Closure Guidelines and Policy Document. Staff will continue to use the current "Stockwater Race Closures Issues and Options and Closure Guidelines" which references repealed legislation and does not include reference to significance in the decision making process as required under current legislation.

Risks

- All race closures will require individual assessment of significance made by Council prior to any approval to close the race can be made. This will increase the reporting and administrative duties of staff and result in delays for to approval for small race closures that have 100% support.

The recommended option is **Option One**.

4.6.5 Statutory Implications

The Local Government Act 2002 whilst not directly detailing a specific process for the discontinuance of a water race, it does detail the decision making process a local authority must go through in Sections 77 to 79, sub-part 1, part 6, which are reproduced below:

77 Requirements in relation to decisions

- (1) *A local authority must, in the course of the decision-making process, -*
- a. *seek to identify all reasonably practicable options for the achievement of the objective of a decision; and*
 - b. *assess those options by considering -*
 - i. *the benefits and costs of each option in terms of the present and future social, economic, environmental and cultural well-being of the district or region; and*
 - ii. *the extent to which community outcomes would be promoted or achieved in an integrated and efficient manner by each option; and*
 - iii. *the impact of each option on the local authority's capacity to meet present and future needs in relation to any statutory responsibility of the local authority; and*
 - iv. *any other matters that, in the opinion of the local authority, are relevant; and*
 - c. *if any of the options identified under paragraph a. involves a significant decision in relation to land or a body of water, take into account the relationship of Maori and their culture and traditions with their ancestral land, water, sites, waahi tapu, valued flora and fauna, and other taonga.*
- (2) *This section is subject to section 79.*

78 Community views in relation to decisions

- (1) *A local authority must, in the course of its decision-making process in relation to a matter, give consideration to the views and preferences of persons likely to be affected by, or to have an interest in, the matter.*
- (3) *A local authority is not required by this section alone to undertake any consultation process or procedure.*
- (4) *This section is subject to section 79.*

79 Compliance with procedures in relation to decisions

- (1) *It is the responsibility of a local authority to make, in its discretion, judgements –*
 - (a) *about how to achieve compliance with sections 77 and 78 that is largely in proportion to the significance of the matters affected by the decision; and*
 - (b) *about, in particular, –*
 - (i) *the extent to which different options are to be identified and assessed; and*
 - (ii) *the degree to which benefits and costs are to be quantified; and*
 - (iii) *the extent and detail of the information to be considered; and*
 - (iv) *the extent and nature of any written record to be kept of the manner in which it has complied with those sections.*
- (2) *In making judgements under subsection (1), a local authority must have regard to the significance of all relevant matters and, in addition, to –*
 - (a) *the principles set out in section 14; and*
 - (b) *the extent of the local authority's resources; and*
 - (c) *the extent to which the nature of a decision, or the circumstances in which a decision is taken, allow the local authority scope and opportunity to consider a range of options or the views and preferences of other persons.*
- (3) *The nature and circumstances of a decision referred to in subsection (2)(c) include the extent to which the requirements for such decision-making are prescribed in or under any other enactment (for example, the Resource Management Act 1991).*
- (4) *Subsection (3) is for the avoidance of doubt.*

4.6.6 Consultation

Extensive consultation was undertaken in 2001 prior to the adoption of the current "Stockwater Race Closures Issues and Options and Closure Guidelines". This is detailed further in the Background section of this report.

A legal opinion has been sought for the updated Stockwater Race Closure Guidelines and Policy Document. Due to the earthquake, we were unable to receive comments in time for completion of this report. The Council will be verbally updated at the meeting regarding this if possible.

4.6.7 Strategic Links

The recommendations contained in this report are consistent with Outcomes and Strategic Objectives outlined in the LTTCP. In particular;

Outcome 1: A thriving and diverse local economy that provides the foundation for a quality lifestyle.

Strategic Objective – Our community has access to quality infrastructure (roading, water, footpaths, wastewater, and storm water) that is efficient and reliable (Priority Objective).

Outcome 2: Natural and developed environments are sustained for the enjoyment of current and future generations.

Strategic Objective – Water, land and air are managed sustainably (Priority Objective).

4.6.8 Financial

There are no financial implications arising from the recommendation contained in this report.

Prepared By:

M McNALLY
**Water Services
Assets Information Officer**

Approved by:

R ROUSE
Operations Manager

Ashburton District Council Report

File No SK-AP01
Date 3 March 2011
Report to Council
From Water Services Manager
Subject Barrhill Rakaia Stockwater Race - Investigation into Partial Race Closure

4.7 Barrhill Rakaia Stockwater Race – Investigations into Partial Race Closure

4.7.1 Summary

The Water Subcommittee requested that an investigation be completed into options to partially close the Barrhill Rakaia stockwater race. The aim was to identify an option that would allow Council to progress closure of the race through those properties that no longer wanted it.

The purpose of this report is to update Council on the options identified and seek direction on whether to progress partial or full closure or not to proceed with closure of the race.

4.7.2 Recommendation

That Council approves the rerouting / upgrading of the Barrhill Rakaia stockwater race along Rakaia Barrhill Methven Road in accordance with Option 2C of this report.

4.7.3 Background

At its 2 December meeting, Council's Water Subcommittee requested that an investigation be completed into options to partially close the Barrhill Rakaia stockwater race. Council's engineering service provider was briefed on the investigation in December.

The purpose of the investigation was to-:

- Investigate options to facilitate closure of the race at an optimal location (or locations);
- Confirm the feasibility of the options by site inspection and preliminary survey;
- Prepare engineering cost estimates for implementation (including operational costs where appropriate);
- Evaluate any efficiency gains, in terms of water savings (if any), that may be achieved through the implementation of each option.

The investigation into options was completed by the service provider (in conjunction with water ranger staff) with a draft report provided on 21 January 2011.

The first phase of the work was to divide the race length area into general subset areas according to the property owner preference for either closing the race or leaving the race open. This provided some focus to develop the options. This identified four distinct areas as follows-: (Refer Page #).

Area 1 is 514 ha in area at the start of the race. Typically the blocks of land in this area are large and the predominant land use is cropping. The race is 8.8 km long over this section and generally the landowners would like the race closed in this area.

Note-: There was one property in the Barrhill Village that wanted the race left open for stockwater and household purposes.

Area 2 is directly downstream of Area 1 and 768 ha in area. This area contains typically large blocks of land where the land use is predominately cropping. The landowners would like the race left open over the 7.8 km section in this area.

Area 3 is downstream of Area 2 and 90 ha in area. Cropping is the predominant land use. The race is 1.9 km long in this area. The landowners would like the race closed.

Area 4 is the last part served by the race. It is 148 ha in area and is made up of smaller lifestyle blocks. Most of the landowners would like the race left open, although a few have indicated that closure is preferred. It is not economical to close small sections of race within this area given the size and number of properties that would like it closed. The total length of race in this area is 5.4 km. It has been assumed that the race is to stay open throughout Area 4.

To estimate the current flow in the race, the velocity was measured at key points. The subsequent analysis determined the following flows-:

- 85 L/s – At the start of Area 1 (crossing Rakaia Barrhill Methven Road):
- Out of Area 1 to a side race (Poplar Grove off-take crossing Rakaia Barrhill Methven Road): 35 L/s
- Into Area 2 (at Irwins Road): 30 L/s
- At Somerton Road: 25 L/s
- Into Area 3 (at McKays Road): 20 L/s
- Into Area 4 (at Wolseley Road): 17 L/s

The investigation has identified four options of which three have been investigated in detail within the report. The four options are-:

- Option A – Gravity pipeline (non-pressure system)
- Option B – Divert race from Back Track
- Option C– Re-route / upgrade race Rakaia Barrhill Methven Road
- Option D – Pressure pipeline

Option A - Gravity pipeline (non-pressure system) (Refer page #)

This option involves piping the open races in Areas 1 and 3. A gravity flow system is proposed; this means the pipeline would be a partial full pipe flowing under gravity flow but not under pressure. This provides the best self cleaning velocity making less prone to blockages.

The pipeline comprises 375mm diameter pipe from Accommodation Road to the Poplar Grove race off take, where the size would drop to 225mm diameter. To limit maintenance and access issues, it is preferred that the pipeline be laid mostly in the road berm as close to the property boundary as possible to avoid potential traffic loading. Allowance for cleaning (jetting points) would be provided every two hundred metres. A grated structure at the intake of the pipeline would be required to exclude thrash.

It should be noted that at the downstream end of Area 1 the proposed pipeline route goes through private property (cropped land). This is necessary to circumvent a high point in the road and to provide race water to the first property in Area 2. In this location the pipe could be laid in the existing race, the minimum cover should be 750 mm. Alternatively the pipeline could follow the road, however this would either need a deep pipeline or a pressure pipeline and the first property in Area 2 would not receive its current level of service.

Option B - Divert race from Back Track (Refer page #)

This option involves construction of a new race and diverting flows from an existing race on Back Track at Irwins Road (formally Jacksons Rd as shown on the topographical maps) across to the where the existing Barrhill Rakaia race crosses Rakaia Barrhill Methven Rd below Irwins Road.

There is 9.4 m of fall between the start and end points of the proposed diversion. Preliminary survey of the field along fence lines between Irwins and Mitcham Rd found relatively flat grades, however it should be feasible (with a more detailed survey) to locate a route with a continuous fall. Notwithstanding that a route may be able to be identified; this option would not service the first property in Area 2.

This option also requires upgrading of approximately 2.1 km of race on the south side of Rakaia Barrhill Methven Rd (from Accommodation Road) to handle an additional flow estimated at 50 L/s. The race along Back Track Rd is fed by three feeder races along its route. The option requires that the flow in each of the feeder races is increased by between 5 and 15 L/s (dependant on capacity) in order to achieve an additional 30 to 35 L/s in the race at the intersection of Back Track and Irwins Rd . The race at this section does have capacity for the extra flow, however there are pinch points and culverts with limited capacity along this route that will need upgrading. Only a preliminary survey of selected races and road crossings was carried out. A more detailed survey will be required during detailed design if this option is progressed.

Option C - Re-route / upgrade race Rakaia Barrhill Methven Road (Refer page #)

This option is simply realignment of the race into the road reserve. It involves the construction of a new race on the south or north side of Rakaia Barrhill Methven Road to be able to accommodate initially 85 L/s up to Polar Grove and 45 L/s until the existing Barrhill Rakaia race deviates across property into Area 2.

Some concern has been raised from landowners in regard to any increased flows in existing races in this area due to the perceived risk of scouring. This option has therefore allowed for the new race being constructed close to the boundary in the road reserve. There are safety issues associated with having a race in a road reserve that will need to be agreed with the Roding & Street Services Department before this option could be progressed.

Note-: It is envisaged that the issue of scouring can be addressed by correct sizing and shaping the new race during the initial construction. However, the cost estimates have allowed for the provision of some scour protection in areas more prone to scouring.

Option D - Pressure pipeline (Refer page #)

This option would involve a rough filtration of the race water at Accommodation Rd. A pressure gravity main would run along Rakaia Barrhill Methven Rd, from Accommodation Rd to the intersection of Hardys Rd and Wolseley Rd. The pipeline would comprise 9.0 km of 90mm diameter and 8.1km of 75 mm diameter polyethylene (PE) pipe.

Reticulation in Hardys, Wolseley and Johnston Roads would require 63mm diameter PE pipe. Even allowing for using trenchless methods of laying pipe, the pipe laying costs alone are estimated to be over \$1,000,000. This option has not been investigated any further as it is cheaper to implement a drinking water supply option for the Rakaia Settlement.

4.7.4 Options & Risks Considered

The following options are available.

Option 1 – Do Not Close Race

The closure of the Barrhill Rakaia race is not progressed. There are properties still utilising the race for stockwater purposes and not all of these properties have a cost-effective alternative to the stockwater network.

Risks

- *None identified.*

Option 2 – Progress Partial Closure through one of-:

Option 2A – Gravity Pipeline (Non-pressure system)

The partial closure of the Barrhill Rakaia race is progressed on the basis of implementing a gravity pipeline (non-pressure system).

Risks

- *Maintenance issues with long length of pipeline.*

Option 2B – Divert from Back-Track

The partial closure of the Barrhill Rakaia race is progressed on the basis of constructing a diversion race from Back Track.

Risks

- *Landowner agreement is required for new diversion.*

Option 2C – Reroute/upgrade race on Barrhill Rakaia Road

The partial closure of the Barrhill Rakaia race is progressed on the basis of re-routing / upgrading race Rakaia Barrhill Methven Road. This option addresses the immediate issues raised by the landowners at the upper reaches of the system and retains the service to the Rakaia Settlement area.

Note-: Under the proposed revised Stockwater Race Closure Guidelines any realignment of the existing race to match the level of support, the closure can be completed by a decision of Council.

Risks

- *Road safety.*

Option 3 – Proceed with Full Closure

This option involves proceeding with closure of the stockwater race as originally proposed. This process would only be commenced once the revised Stockwater Race Closure Guidelines have been adopted by Council. Given the sensitivity around this issue, the closure mechanism would be in accordance with the Special Consultative Procedure.

Risks

- *Challenges through statutory process.*

The recommended option is **Option 2C**. This is the only option that addresses the expectations of the large majority of parties affected by the Barrhill Rakaia stockwater race system.

4.7.5 Statutory Implications

Local Government Act 2002

Where there is insufficient support for closure, race closures are progressed in accordance with the Special Consultative Procedure as outlined in Section 83 of the Local Government Act 2002.

4.7.6 Consultation

The Barrhill Rakaia race closure has been the subject of significant consultation.

No consultation has been undertaken on the options identified in this report. If Council identifies a preferred option to progress the partial closure then consultation with affected parties will proceed at that time.

Should Council wish to proceed with full closure of this race system, then consultation would be conducted in accordance with the special consultative procedure.

4.7.7 Strategic Links

Approval of the recommendations contained in this report is consistent with Outcomes and Strategic Objectives outlined in the LTCCP. In particular;

Outcome 1: A thriving and diverse local economy that provides the foundation for a quality lifestyle.

Strategic Objective. Our community has access to quality infrastructure (roading, water, footpaths, wastewater and storm water) that is efficient and reliable (Priority Objective).

Outcome 2: A thriving and diverse local economy that provides the foundation for a quality lifestyle.

Strategic Objective. Water, land and air are managed sustainably (Priority Objective).

4.7.8 Financial

The cost implications of implementing the options identified in this report are set out in the table below-:

	Option 1	Option 2A	Option 2B	Option 2C	Option 3
	Do Not Close	Partial Closure			Full Closure
		Gravity Pipeline (non-pressure system)	Divert race from Back Track	Re-route / Upgrade along Rakaia Barrhill Methven Road	
Estimated Cost (Exc GST)	\$ 0	\$ 2,584,000	\$ 160,000	\$ 206,000	\$ 5,000

Funding of the works could be met from the stockwater reserve account which has a forecast balance at 30 June 2011 of \$258,000.

Prepared By:

A R Guthrie
Water Services Manager

Approved by:

R S Rouse
Operations Manager

Ashburton District Council Report

File No	Project File
Date	3 March 2011
Report to	Council
From	Community Planning Manager
Subject	Draft Tinwald Reserve Management Plan

4.8 Tinwald Reserve Management Plan

4.8.1 Summary

The purpose of this report is to have Council approve a draft management plan for the Tinwald Reserve for the purpose of consultation.

Council, as the administering body, is required to prepare a reserve management plan for reserve land vested in it. The management plan must meet the requirements of the Reserve Act 1977. The process used to prepare the management plan must also meet the requirements of that Act.

4.8.2 Recommendation

- 1 **That** Council approves the draft reserve management plan for Tinwald Reserve for the purpose of community consultation and feedback.
- 2 **That** Council agrees to a working group considering any submissions received to the draft management plan and recommending a final management plan to Council; that working group to be Councillors Kilworth, Leadley and Nelson, the Chair of the Tinwald Reserve Board and Council staff – Property Manager, Parks Manager and Community Planning Manager.

4.8.3 Background

Legislative requirements

Since 1999 the Tinwald Domain has been vested in the Ashburton District Council. Prior to this the Council was simply appointed to control and manage the land on behalf of the Crown.

The Reserves Act 1977 (section 41) requires that the administering body of a recreation reserve prepares a management plan that meets the requirements of that section.

The legislation requires the following process be used in preparing a management plan:

- Public notice be given of the intention to prepare a management plan inviting persons and organizations with an interest to provide written suggestions on the proposed plan
- That these suggestions be given full consideration in preparing a management plan
- That a draft management plan be prepared which is then made available to the community for consultation.
- That a consultation process be undertaken that provides a period of at least 2 months for interested parties to object to or comment on the draft plan.

Preparation of a reserve management plan is considered to be a Council responsibility as the reserve is vested in Council.

Purpose of the reserve management plan

The Reserves Act 1977 (section 41(3)) states "the management plan shall provide for and ensure the use, enjoyment, maintenance, protection and preservation, as the case may require, and, to the extent that the administering body's resource permit, the development, as appropriate, of the reserve for the purposes for which it is classified, and shall incorporate and ensure compliance with the principles set out in sections 17 – 23 ..." of the Act.

The management plan has statutory standing and may include provisions which will enable the administering body (or a delegated body) to undertake periodic reviews of facilities. The management plan will therefore provide a mechanism to facilitate the preparation and implementation of a development plan which has no statutory standing on its own.

The Tinwald Reserve Board has, over the past three years, prepared a Development Plan to guide future development and use of the Tinwald Domain. The investment in the preparation of the Development Plan by the Tinwald Domain Board is approximately \$89,000. Without an approved reserve management plan being in place (that complies with the Reserves Act) the development plan has no standing.

Management Plan Preparation Process

An indicative process outline is provided below. A detailed project plan will be drawn up as soon as possible.

1. Desk-top review of relevant legislation and approaches taken by other Council's and administering authorities
2. Review of written suggestions received in response to the public notice advising of Council's intention to prepare a Reserve Management Plan
3. Preparation of a draft Reserve Management Plan
4. Workshop with Council
5. Workshop with Tinwald Reserve Board
6. Council approves the draft Plan for consultation
7. Consultation process in accordance with the requirements of the Reserves Act 1977 (sec 41(5,6))
8. Consider submissions and make changes as considered appropriate
9. Council approves Reserve Management Plan

4.8.4 Options & Risks Considered

The only alternative option available is for Council not to undertake the preparation of a Reserve Management Plan. As preparation of a management plan is a statutory requirement this option is not considered viable.

Not preparing a management plan would also risk undermining the investment the Tinwald Reserve Board has made in preparing a development plan (\$89,000 to date) and making it problematic for the Board to implement a development plan effectively.

4.8.5 Statutory Implications

The Reserves Act 1977 (section 41) requires that the administering body of a recreation reserve prepares a management plan that meets the requirements of that section.

4.8.6 Consultation

The Reserves Act 1977 (section 41) details the consultation requirements for preparing a reserve management plan.

The Act requires the following process be used (as a minimum) in preparing a management plan:

- Public notice be given of the intention to prepare a management plan
- Persons and organizations with an interest be invited to provide written suggestions on the proposed plan
- That these suggestions be given full consideration in preparing a management plan
- That a draft management plan to be prepared which is then made available to the community for consultation.
- The consultation must provide a period of at least 2 months for interested parties to object to or comment on the draft plan.

The first two requirements above were carried out in August/ September 2010. One submission was received and this has been considered in the development of the draft management plan.

The two month period of consultation on the draft management plan will commence with notification of the draft plan (on the Saturday following Council approving the draft plan).

Copies of the draft plan will be sent to key stakeholders with an invitation to provide feedback/ suggestions on any changes. Advertising of the draft plan and consultation will be aimed the wider community and will run in the Council's community noticeboard and District Diary as appropriate.

It is proposed that a working group of Council members (Kilworth, Leadley and Nelson), the chair of the Tinwald Reserve Board and Council staff (Property Manager, Parks Manager and Community Planning Manager) will review submissions, make changes to the draft reserve management plan and recommend a final plan to Council.

Council will then adopt a final reserve management plan for Tinwald Reserve.

4.8.7 Strategic Links

A reserve management plan for the Tinwald Domain has linkages with community outcomes, specifically:

Outcome 2: Natural and developed environments are sustained for the enjoyment of current and future generations

- a. Water, land and air are managed sustainably (Priority Objective)*
- b. Towns and rural areas are developed in a way which enhances the local environment and meets the needs of the community (Priority Objective)*

Outcome 6: A community with access to a variety of cultural, recreational and heritage experiences and facilities that enrich our quality of life

- a. Cultural, recreational and heritage experiences and facilities are accessible to the community and actively used*
- b. Cultural, recreational and heritage facilities are maintained and developed to meet community needs (Priority Objective)*

A reserve management plan for the Tinwald Domain has linkages with the Ashburton District Sport and Recreation Strategy, specifically:

Our district has outstanding facilities and environments for sport and recreation

- We have quality indoor and outdoor sport facilities catering for a range of needs, from community based participation to national level competitions.
- Our natural environments provide unique sport and recreation opportunities

We are actively involved in sport and recreation throughout our lives

- Our young people are involved in sport and recreation from primary school.
- Sport and recreation is used as a great way to make new residents feel a part of the community.

4.8.8 Financial

Council has agreed to costs of up to \$15,000 for the preparation of the reserve management plan to come from the Reserves Contribution account.

The costs incurred to this point indicate the costs will be significantly lower than the budgeted figure.

Prepared By:

Gavin Thomas
Community Planning Manager

Approved by:

John Rollinson
Manager Democracy and Community Services

Ashburton District Council Report

File No	Project File
Date	3 March 2011
Report to	Council
From	Policy Advisor
Subject	Primary Schools Cluster – Kiwi Sport Co-ordinator Project

4.9 Primary Schools Cluster - KiwiSport Co-ordinator Project

4.9.1 Summary

The purpose of this report is to brief Council on a new sports initiative for schools proposed for Ashburton District and to assess a request received for a Council funding contribution for the project.

The five primary schools involved in the project have requested funding of \$5,000 from Council to enable this project to proceed with the required community contribution.

4.9.2 Recommendation

That Council approves total funding of \$5,000 for one year to the 'Primary School Cluster' for the Kiwi Sport Co-ordinator Project from the 2010/11 Sport and Recreation Strategy budget.

4.9.3 Background

Five primary schools in the District (Allenton, Hampstead, St Josephs, Rakaia and Wakanui) have been successful in obtaining funding from the Ministry of Education and the Canterbury West Coast Sports Trust Regional Partnership Fund for the establishment of a Kiwi Sport Co-ordinator position in their schools.

The total cost of the project is \$40,790 for one year. The five schools are contributing their allocated 'bulk funding' for sport and recreation from the Ministry of Education 'Direct Fund' of \$10,790 to the project. The position has attracted funding of \$25,000 for one year from the Canterbury West Coast Sports Trust Regional Partnership Fund (funded by SPARC), subject to local community investment.

3.1 What is the project?

The Kiwi Sport co-ordinator will be responsible for improving school sport opportunities, including the coordination and development of after school activity, out of hours learning, intra and inter school competition and club links.

The co-ordinator will have the responsibility of engaging and involving more young people in sport and identifying adults and young people to be sports coaches, leaders and officials. The role will require a proactive approach in involving local sports organisations with schools and supporting primary teachers in developing school sport in the schools.

The Kiwi Sport Co-ordinator will be based at Hampstead Primary School. The position will be managed by the primary schools involved in the cluster. Sport Mid Canterbury has assisted the primary schools cluster in developing the application for funding.

3.2 What is Kiwi Sport?

Kiwi Sport is a central government funding initiative supporting sport for school aged children. The fundamental aims of Kiwi Sport are to:

- Increase the number of school aged children participating in organised sport
- Increase the availability and accessibility of sport opportunities for all school aged children
- Support children to develop skills that will enable them to participate effectively in sport

The initiative was launched in August 2009 to provide funding for primary and secondary schools via the Ministry of Education and SPARC (Sport and Recreation New Zealand). The purpose of allocating funding through both direct funding and regional partnership funding channels is to ensure that schools and communities have the flexibility and freedom to address specific needs to help more children to play sport.

3.3 How will this be funded?

The five primary schools involved have pooled 85% of their sport and recreation 'direct funding' to establish a Kiwi Sport Co-ordinator position for their schools, a total of \$10,790. The project has also been successful in obtaining Regional Partnership funding from the Canterbury West Coast Sports Trust for one year - \$25,000.

A requirement of this funding is to have an appropriate level of local community investment also. Investment of \$5,000 is being sought from Council to support this project for one year (the 2011 school year).

There is sufficient funding in the current year's budget for the implementation of the district Sport and Recreation Strategy to cover this request. Other initiatives that have been funded from this budget include developing the Sport and Recreation Directory, supporting the development of the sports partnership project in Rakaia and investing in the successful Skate Skool programme.

Without Council's investment in the project, alternative sources of local community funding will need to be found. The turn-around time for finding community funding for the first year is short. It is expected in future years the project will have more time to apply to alternative community funding sources, reducing or eliminating the need for further Council investment.

3.4 How project success / progress will be measured

To ensure the project is achieving the intended outcomes, the Kiwi Sport Co-ordinator will be measured each term on the following indicators:

- Total number of individual participants across all sessions participating in the project
- Total number of sport related sessions delivered through the project
- Total number of hours of sport related activity delivered through the project
- Total number of individual coaches delivering sport across all sessions
- Total number of volunteers supporting this project.

Sport Mid Canterbury will provide Council with an update of progress through their biannual report to Council.

4.9.4 Options & Risks Considered

1 Support the proposal

Council funding will enable the project to meet its local funding requirement, enabling the Regional Partnership funding from the Canterbury West Coast Sports Trust to be accessed.

Council currently budgets \$15,000 per annum for the implementation of the Sport and Recreation Strategy. This proposal would mean an investment of \$5,000 from the current budget.

There is no requirement for additional funding from Council for this option.

Risks

Currently the project is for one year only. If it is successful (and the cluster schools continue to invest their Direct Funding) the Canterbury West Coast Sports Trust has indicated it is likely there will be ongoing funding available from the Regional Partnership Fund for up to three years, subject to continued community investment.

If the project is successful other primary schools in the district may opt to either join the current proposed project or form a new cluster to also employ a Kiwi Sport Co-ordinator. If an additional cluster(s) were formed the issue of community investment may be raised again. If funding from other community sources were to prove difficult to access Council could run the risk of having set a precedent of investment for similar future initiatives by investing in this project.

2 Do not support the proposal

Council could choose to not be a partner in this project. As the Regional Partnership Fund requires local community investment into the project this would mean that the Primary School Cluster would need to find an alternative community investor before the beginning of the school year, inevitably delaying the commencement of the project.

If no alternative community funding source is found the Regional Partnership Fund will not be able to be accessed and the initiative would probably not be able to proceed in the 2011 year.

Risks

There are no risks to Council associated with this option. However, if the local community investment funding was not able to be found the project may be lost for the community.

Recommended Option

Option 1 – support the project.

Ensuring young people are engaged in sport and recreation from an early age has been shown to increase the likelihood of lifelong participation. This has benefits to the community in terms of healthier residents and improved social cohesion.

The initiative is supported by the schools participating which have placed the majority of their direct funding allocation to the project.

The Canterbury West Coast Sports Trust Regional Partnership Fund cannot be accessed without a community funding contribution.

The financial impact and risks associated with Council providing the funding requested is low.

The project contributed to achieving community outcomes and strategic goals Council has identified.

4.9.5 Statutory Implications

Not applicable.

4.9.6 Consultation

The proposed project has been discussed by the Active Ashburton group (the working / implementation group for the Sport and Recreation Strategy). This group includes representation from Sport Mid Canterbury, Mid Canterbury Primary School Principals Association, Community and Public Health, Methven Community Board, Pacific Island Health, Hakatere Marae Komiti and Council. The view of the representatives on the Active Ashburton group was that the project is an exciting opportunity to better promote involvement in sport and recreation to the young people of our district.

4.9.7 Strategic Links

Community Outcomes: Providing support to this application will mean we are one step closer to achieving results that are likely to reach the following community outcome.

Outcome 5: Healthy, active people enjoying a good quality of life in a caring and safe community

a. We have healthy, active people with good access to health services. **(Priority)**

Sport and Recreation Strategy:

The Sport and Recreation Strategy, adopted by Council in 2010, identified the importance of ensuring that young people in our district are involved in sport and recreation from an early age through the development of fundamental sport skills and youth-specific sport and recreation initiatives.

Strategy Goal Four: We are actively involved in sport and recreation throughout our lives

a) Our young people are involved in sport and recreation from primary school

4.9.8 Financial

The cost of Option 1, the preferred option, is a commitment of \$5,000 from the current Sport and Recreation Strategy budget. There is sufficient budget in the current year to cover this.

The cost of Option 2 is nil.

Prepared By:

Alicia Jenkins
Policy Advisor

Approved by:

Gavin Thomas
Community Planning Manager

Ashburton District Council Report

File No 3/7/1
Date 3 March 2011
Report to Council
From Community Services Officer
Subject Creative Communities Scheme Assessment Committee and Terms of Reference

4.10 Creative Communities Scheme Assessment Committee and Terms of Reference

4.10.1 Summary

The Ashburton District Council has signed a further three year agreement with Creative New Zealand for the continued administration and allocation of the Creative Communities Scheme within the Ashburton District. The new agreement allows for \$21,423 (excluding GST) to be distributed annually, for three years.

Currently the funds are distributed to applicants in two funding rounds each financial year with applications closing 30 September and 31 March.

The allocated funding is based on a funding formula of:

- A base grant of \$5000
- \$.60 per capita
- A GST component

The previous assessment committee has completed their three year term and a process has been commenced to form a new Creative Communities Assessment Committee for a further three year term.

4.10.2 Recommendation

- 1 **That** the report be received.
- 2 **That** the Terms of Reference for the Ashburton District Creative Communities Assessment Committee, as attached, be adopted.
- 3 **That** the process to form a new Assessment Committee proceed using the process outlined in the terms of reference.

4.10.3 Background

Ashburton District Council has called for nominations for the Creative Communities Assessment Committee every three years following Local Body Elections, the most recent being March 2008. The Council has then appointed two councillors to the Committee, one of which is appointed Chair.

There has been no limit on the number of terms members can sit on the Creative Communities Assessment Committee.

The Creative Communities Scheme has been subject to evaluation and changes and as of 1 July 2010, Creative New Zealand has requested that the Assessment Committee composition adhere to the new provisions, as set out in the Administrator's Guide.

The changes to the recommended composition and selection of the assessment committee have been incorporated into the proposed terms of reference.

Full details of the recommendations are available in the Creative Communities Scheme Administrators Guide.

4.10.4 Options & Risks Considered

Not applicable.

4.10.5 Statutory Implications

Not applicable.

4.10.6 Consultation

Not applicable.

4.10.7 Strategic Links

The formation of the committee contributes to achieving the following community outcomes

Outcome 6: A community with access to a variety of cultural, recreational and heritage experiences and facilities that enrich our quality of life

Strategic Objectives

- Cultural, recreational and heritage facilities are maintained and developed to meet community needs. (Priority Objective)
- Cultural, recreational and heritage experiences and facilities are accessible to the community and actively used.

4.10.8 Financial

Not applicable.

Prepared By:

J NAYLOR
Community Services Officer

Approved by:

G THOMAS
Community Planning Manager

CREATIVE COMMUNITIES ASSESSMENT SCHEME COMMITTEE

Terms of Reference

- Reports to:** Finance and Community Services Committee
- Constitution:** Seven to eleven members (Quorum is 50% of Committee)
- Membership:** Elected member representatives X 2
Hakatere Marae representative X 1
Ashburton Art Gallery representative X 1
Elected or appointed Community representatives X 3 - 7
- Terms of Reference:**
- Advertise and otherwise promote the Creative New Zealand fund to organisations and individuals likely to have an interest in applying and to the wider Ashburton District community
 - Hold two funding application rounds each year
 - Assessment of applications for Creative New Zealand funds and awarding of funds
 - Disbursement of Creative New Zealand funds in the Ashburton District Council in line with Creative New Zealand funding requirements
 - Provide Creative New Zealand with an annual report detailing funding provided
 - Provide Creative New Zealand with an annual update on the composition of the assessment committee
- Appointments:**
- Committee members will be appointed or elected for a term of three years
 - Members may serve a maximum of two consecutive terms
 - The Ashburton District Creative Communities Scheme Assessment Committee members will include the following representatives appointed by the respective organisations:
 - 2 X Ashburton District Council elected members
 - 1 X Hakatere Marae representative (or Te Runanga o Arowhenua representative)
 - 1 X Ashburton Art Gallery representative
 - There will be 3 - 7 Community representatives elected by the appointed representatives
 - The appointed representatives may appoint committee members to constitute the committee. Once constituted the committee as a whole may appoint additional members up to the maximum of 7
 - Elected members or community board members may not serve as community representatives
 - Community representatives should have demonstrable knowledge and or skills appropriate to the tasks to be undertaken by the committee
 - The Chairman will be elected annually by the Assessment Committee and will serve no more than two consecutive years
- Key support staff:**
- Manager Democracy & Community Services
 - Community Services Officer