



Ashburton District Council AGENDA

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

Date: Thursday 30 June 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

24 June 2011

AGENDA

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- Executive Committee Section 7(2)(h) Commercial activities
Section 7(2)(a) Protection privacy natural persons
- Future dog pound Section 7(2)(h) Commercial activities
- Extraordinary business – Canterbury Rural PHO Board appointee
Section 7(2)(a) Protection privacy natural persons

[Now in open meeting]

- Ashburton Business Estate Agency
- Freeholding Glasgow Lease – 106 South Street
- Award of Contract AM-AL Operations Professional Services
- Request for remission of Development Contributions – Lochlea Lifestyle Resort

5.1.2 Environmental Services Committee – 9/06/11

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Future Dog Pound Section 7(2)(h) Commercial activities

5.1.3 Operations Committee – 9/06/11

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- Award of Contract C583 - New street lighting operation & maintenance
Section 7(2)(h) Commercial activities
- Award of Contract C521 - Minor township maintenance contract, Rakaia
Section 7(2)(h) Commercial activities

5.1.4 Finance & Community Services Committee – 23/06/11

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- Property matters
Section 7(2)(h) Commercial activities
- Town Centre security
Section 7(2)(f) maintain effective conduct of public affairs
- Audit & Budget Subcommittee
Section 7(2)(h) Commercial activities
- Property & Investment Subcommittee
Section 7(2)(h) Commercial activities
- Art Gallery / Heritage Centre
Section 7(2)(h) Commercial activities

5.2 Property Matter

Tabled

Section 7(2)(h) Commercial activities

Timetable

**1.30 pm Ordinary Meeting commences
OPENING PRAYER**

2.45 pm Afternoon tea

24 June 2011

Ashburton District Council Report

File No 1/3/1
Date 30 June 2011
Report to Council
From Mayor

4.1 Mayor's Report

4.1.1 Trustpower Regional Community Awards

The presentation of the Regional Trustpower Community Awards was held on 20 June. The recipients in the respective categories are as follows:

Supreme Award

- Trev's BBQ

Heritage and Environment

- 1st Plains Railway and Historical Museum
- 2nd Methven Historical Society

Health and Wellbeing

- 1st New Life Church
- 2nd Mid Canterbury Newcomers Network

Arts and Culture

- 1st Multicultural Bite Committee
- 2nd Variety Theatre Ashburton

Sports and Leisure

- 1st Methven Lions Club
- 2nd Tennis Mid Canterbury

Education and Child Youth Development

- 1st Ashburton Cadet Unit
- 2nd Ashburton Toy Library
- 3rd Altrusa International of Ashburton

Congratulations to the above-named organisations, and to all who were involved in this year's Awards. Our district is very fortunate to have so many enthusiastic volunteers who give of their time and expertise so willingly.

4.1.2 Calendar

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

- 25 May Met with representatives of Ashburton Youth Health Trust
- 27 May Attended CWMS Regional Committee meeting (hosted at ADC)
- 30 May Attended ALT Charitable Trust meeting
- 31 May Attended ADC / ACL Liaison Group meeting
Attended Combined Building Society function
- 1 June Presented Certificates at adult cooking class
- 2 June Hosted Ashburton Christian School visit to Mayor's office
Attended Creative Communities Presentation evening
- 4 June Attended Jewel's Harness Racing event
- 7 June Attended RDR Management Ltd Strategy Workshop
- 8 June Attended Rugby World Cup planning meeting held at Temuka
- 10 June Officially opened Leap Ahead Early Childhood Centre, Methven
Attended Rural Women 80th Jubilee function
- 13 June Met with Enterprise Ashburton CEO, Rob Brawley (with CEO)
- 14 June Met with Consultant Steve Bramley

- 15 June Attended Age Concern World Elder Abuse Day meeting, Ashburton
Attended Advance Ashburton meeting
- 16 June Attended RDR Management Ltd Directors' meeting
Attended Seniors Centre meeting
Hosted Ashburton Civic Music Council's AGM at ADC
- 20 June Met with Chair and CEO, Rural PHO (with CEO)
Met with MP Jo Goodhew (with CEO)
Met with Trustpower & Ashburton Trust representatives
Attended Trustpower Regional Awards, Ashburton
- 21 June Attended CWMS Regional Committee meeting, Lincoln
- 24 June Attended meeting with ACL representatives

A R McKAY
Mayor

Ashburton District Council Report

File No 1/3/3
Date 30 June 2011
Report to Council
From Chief Executive

4.2 Chief Executive's Report

4.2.1 Rural / Provincial Sector Meeting

4.2.1.1 LGNZ Sector Issues

There was a quick review of current sector issues / scene setting by LGNZ.

Firstly, it focused on the Cabinet review, "Smarter Government, Stronger Communities". This paper has been circulated to Councillors. The last review initiated by Central Government, 2006-08, concluded there were "no systemic funding issues". The report did identify a small number of councils with funding problems (largely based on small and declining populations). By international standards, all councils are in good shape.

The current Government focus is on economic growth and on high population centres (RONS). Rural councils are not "focused on". Challenge for this sector is to demonstrate the significance of rural New Zealand, particularly in economic performance and contributions to the national economy. Where the population is, is where the wealth is consumed, not created.

The review paper refers to the Auckland model as a potential for other centres, whereas LGNZ suggests we wait and see to measure the success. A report back on Auckland is due in 2014.

LGNZ has allocated \$105,000 for economic research arising from the Transport Congress to demonstrate the contribution of the local government roading network, in order to facilitate fair sharing of petrol taxes / road user charging.

4.2.1.2 Rural Health, General Practitioners

This discussion was related to the ageing GP workforce, with few younger doctors electing general practice. It was noted we have more doctors in total, with 80% going to the cities.

New Zealand -- 84/100,000 population (Canterbury 94)

How can councils / communities help:

- encourage use / support of local services
- assist communications between service providers
 - recognise need for time off
- support rural clinical education
 - welcome students
 - provision of scholarships
 - make locums welcome
 - support social cohesiveness
- assist with resources / accommodation / premises
- make contact with, and keep in touch with new placements

4.2.1.3 Fonterra – “in your community”

Fonterra have employed an external relations team. They acknowledged that up until the present time they have been internally focused. The team was set up in January this year. Some initiatives have included:

Social

- kick start breakfast programme (with Sanitarium) in schools
- science road show
- funding community events / science awards (based around location of production sites)

Environmental

- water catchment care programmes (enhancements)
- nutrient management studies (Hurunui)
- waste management (90% now recycled)
- energy efficiency, targets to reduce emissions (17%)

Christchurch Earthquake

- Emergency response staff were involved in urban search and rescue, trains / tankers provided fresh water

They indicated they would be happy to discuss roading issues.

I noted that Ashburton district was the fourth largest production district, ahead of Waikato. Southland is now the largest. While we do not have a processing plant, we should look to them for support in community projects.

4.2.1.4 Minister for Local Government, Hon Rodney Hide

The Minister made brief comments again reiterating that local government is essential for our country to function, but often taken for granted by our communities and sometimes by central government.

The square one review of the Dog Control Act is back on the agenda after being sidelined by the Christchurch earthquakes (perhaps due to the two recent publicised attacks).

4.2.1.5 Weathertight Homes

The Bill proposing party contributions is currently at its third reading, expected to go live on 1 July 2011. Price Waterhouse Coopers have estimated 42,000 homes could be affected, with a cost of up to \$11 billion. The Bill provides for a shared responsibility, with a limit to councils (maximum 25%) as opposed to the current “joint and severable” liability. Cases to date typically have awarded costs against council 15-20%, but actual costs higher due to “joint and severable”, and with litigation costs accounting for 20% of total awards.

4.2.1.6 Minister of Transport, Hon Steven Joyce

A quick recap of the budget:

- aiming for surplus by 2014 to ensure interest rates remain low
- targeting internationally competitive tax rates
- savings - private borrowing dropping
 - public borrowing increasing
 - net effect New Zealand borrowing is steady
- mixed ownership model proposed for SOE’s to give investment options (private savings)

Infrastructure investment continues, recognising our “deficit” of investment. Easy to cut in difficult time as no-one notices immediately, but wrong decision for future. This major investment includes roads, rail, electricity and broadband. Also, social investment in education and skills.

On transport, the strategic direction focuses on RONZ's (economic growth and productivity), ensuring road users get value for "their money back".

Any changes / requests need to demonstrate value for money.

The roading discussion continued with a presentation from NZTA outlining their focus going forward:

- incentivising good behaviour (licensing, registration)
- integrated planning (land use, transport)
- classification of roads within the networks (prioritising expenditure!!)

The GPS is expected to be signed off mid-July.

FAR review (not formula) completed. We have not been advised of any change.

LGNZ commented:

- GPS, State highway investment up, maintenance flat lined.
Local roads, maintenance flat lined
- Overall conditions (smoothness) not improved over last 10 years despite spending increases. Cost changes outlined:
 - CPI + 36% (December 1999 – December 2010)
 - Construction index + 67%
 - Bitumen price + 91%

4.2.2 Review of Building Act

The sector is undergoing some specific legislative changes. Firstly, the No 3 Amendment Bill is due to be reported back by the Select Committee to the House at the end of this month.

The No 2 Bill includes:

- Licensed building practitioners scheme
- Owner / builder exemption for restricted building work
- Changes to the building warrant of fitness regime

A further amendment is proposed to be introduced by the end of this year. This is the No 4 Amendment Bill, yet to be prepared. This is proposed to share the risk of building failure. The No 3 Bill lightens the consenting framework, No 4 Bill is intended to spread the risk. Likely to include:

- Mandatory written contracts for work over \$20,000
- Disclosure by builders re: skills, qualifications, licensing status, financial / insurance backup, dispute history
- Warranties for a 10 year period
- 12 month guarantee provisions

While these amendments are proposed to balance the 1991 and 2004 Acts, the Department of Building and Housing are also reviewing options for alternative delivery of consenting services as part of a drive for improved performance of the whole building sector.

Alternatives to the status-quo that have been reviewed are national or regional consent processing ('back room'), with local service delivery (inspections, counter services). The likely recommendation by the Department of Building and Housing is for regional processing to be further developed / consulted on as the preferred option. They believe this will:

- give better access to a higher level of expertise
- provide centralised centres of specialisation
- provide greater consistency and standardisation
- provide a centralised platform for on-line consenting

Analysis on these options have included reports from Price Waterhouse Coopers and NZIER. It is expected that these reports will become available if Cabinet adopts the Department of Building and Housing recommendation for consultation with the sector. This position should be known by the time of the Council meeting.

Concern was expressed at the Rural Provincial Sector meeting. There will be further discussion at the next sector meeting when the Government position is clear and the background analysis is available.

4.2.3 Canterbury Mayoral Forum – 23 May 2011

The Canterbury Mayoral Forum met on 23 May at Rolleston. We received an update on the Canterbury Water Management Strategy Zone Committee establishment and progress. Work is being considered by ECan for further / ongoing public education. ECan have received \$160,000 from the Irrigation Fund (MAF) to continue infrastructure investigations.

The Triennial Agreement was approved and has been circulated for signature / seal.

4.2.4 Earthquake Debrief

I attended the debrief on 7 June. In conclusion the district responded extremely well, however there are always lessons to be learnt, nationally, regionally and at local level. We will take these into account in a review of the regional and local response plans. Locally the issue is around setting up a response centre to deal with an influx of people from outside of the district with initial "social" needs where there is no event in our own district.

4.2.5 Canterbury Rural Primary Health Organisation

The Mayor and I met with the Chair and CEO of the Canterbury Rural Primary Health Organisation on 20 June. This was a general catch up. The Chair noted the previous benefits they received through the local Ashburton District Health Committee in identifying local priorities, and would encourage this to continue. They see much merit in the Social Wellbeing Strategy. We will follow up on this.

B LESTER
Chief Executive

Ashburton District Council Report

File No 1/8/1
Date 30 June 2011
Report to Council
From Policy Advisor
Subject Adoption of the Annual Plan 2011-12

4.6 Adoption of the Annual Plan 2011-2012

4.6.1 Summary

The purpose of this report is to recommend that the Ashburton District Council Annual Plan 2011-11 be adopted by Council. ***[Copy attached separately]***

4.6.2 Recommendation

- 1 **That** Council adopts the Ashburton District Council Annual Plan 2011-12 as attached.
- 2 **That** Council adopts the fees and charges for the 2011-12 financial year as scheduled in the Ashburton District Council Annual Plan 2011-12.

4.6.3 Background

The Ashburton District Council Annual Plan 2011-12 has been developed based on year three of Council's Long Term Community Plan 2009-2019. Any significant variances from the Community Plan have been explained and the Annual Plan 2011-12 meets the requirements of the Local Government Act 2002.

4.6.4 Options & Risks Considered

The Council's available options were considered as part of the consideration of submissions.

4.6.5 Statutory Implications

Council is required, under section 95 of the Local Government Act 2002, to adopt an Annual Plan for the 2011-12 year before the commencement of the year to which it relates, 1 July 2011.

4.6.6 Consultation

Consultation on the Annual Plan 2011-12 has been undertaken which meets the requirements of sections 83 and 85 of the Local Government Act 2002. This has included six community meetings, advertisements, delivery of a summary of the Annual Plan to all households within the district, and submission hearings.

Consultation on the Annual Plan 2011-12 was undertaken from 28 March – 29 April 2011. Eighty-six submissions to the Annual Plan were received. Submission hearings were heard on 18 and 19 May and Council considered all submissions during May and June 2011.

4.6.7 Strategic Links

The Annual Plan 2011-12 covers year three of Council's Long Term Community Plan 2009-2019, and includes detailed and final budget information, work programmes and the fees and charges schedule for the 2011-12 financial year. The Annual Plan also provides explanations for any significant variances to the information provided in the Community Plan for the 2011-12 year.

4.6.8 Financial

Revised and up to date financial and rating information is included in the Annual Plan 2011-12.

- **Prepared By**

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- J SCOTT
- **Policy Advisor**

- **Approved By**

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- G THOMAS
- **Community Planning Manager**
-

Ashburton District Council Report

File No 3/13/1
Date 30 June 2011
Report to Council
From Finance Manager
Subject Setting of Rates for the 2011-12 Financial Year

4.7 Setting of Rates for the 2010-11 Financial Year

Recommendation

That the Ashburton District Council set the following rates under the Local Government (Rating) Act 2002 on rating units in the district for the financial year commencing on 1 July 2011 and ending on 30 June 2012.

All section references are to sections in the Local Government (Rating) Act 2002. All amounts are GST inclusive.

- *The definition of connected and serviceable is contained in Council's Funding Impact Statement and Rating Policy.*
- *The definition for the amenity rating areas is contained within Council's Funding Impact Statement and Rating Policy.*

Uniform Annual General Charge (UAGC)

A uniform annual general charge of \$178.20 per separately used or inhabited part of a rating unit, set under section 15(1)(b).

General Rate

A general rate set under section 13(2)(a) of 0.000333 cents in the dollar of capital value on every rating unit.

Roading Rate

A targeted rate for roading services set under s16(3)(a) and 16(3)(b) of \$0.000550 cents in the dollar of capital value on every rating unit.

Library Rate

A targeted rate for library services, set under s16(3)(a) and 16(4)(a) of \$57.00 on every separately used or inhabited part of a rating unit (excluding vacant sections).

Water Supply Rates

The following differential targeted rates are set under section 16(3)(b) and 16(4)(b) for each water supply. In each case the differential categories are:

- (1) connected rating units
- (2) serviceable rating units

The targeted rates are set as a fixed amount per separately used or inhabited part of a rating unit.

	Connected	Serviceable
Group	\$208.60	\$104.30
Ashburton	\$189.50	\$94.75
Methven	\$231.50	\$115.75
Rakaia	\$136.60	\$68.30
Fairton	\$432.20	\$216.10
Hakatere	\$364.40	\$182.20
Hinds	\$288.40	\$144.20
Mayfield	\$678.30	\$339.15
Chertsey	\$254.80	\$127.40
Mt Somers	\$358.80	\$179.40
Dromore	\$1,877.00	\$938.50
Winchmore	\$2,221.20	\$1,110.60
Lake Hood	\$154.60	\$77.30

The Group rate applies to all the above schemes except for Winchmore and Dromore

In addition to the above targeted rates, a targeted rate for water supply, set under section 19, of 74 cents per 1,000 litres of water consumed in excess of the daily 1,000 litre allowance to any rating unit defined as a metered supply. Metered supplies are defined as extraordinary connections and non residential connections. This rate is levied on a quarterly basis.

Lyndhurst Water Rate

A targeted rate under section 16(3)(b) and 16(4)(b) of \$298.20 on all rating units connected to the Lyndhurst stockwater scheme.

Wastewater Rates

The following differential targeted rates are set under section 16(3)(b) and 16(4)(b) for each wastewater (sewage) disposal. In each case the differential categories are:

- (1) connected rating units
- (2) serviceable rating units

The targeted rates are set as a fixed amount per separately used or inhabited part of a rating unit.

	Connected	Serviceable
Ashburton	\$456.20	\$228.10
Methven	\$216.60	\$108.30
Rakaia Maintenance Rate	\$372.00	\$186.00
Rakaia Loan Rate	\$289.20	\$144.60

The following uniform targeted rates set for wastewater pan charges under section 16(3)(b) and 16(4)(a) of a fixed amount on each pan or urinal (after the third) on every rating unit connected to the wastewater scheme:

Ashburton	\$152.10
Methven	\$72.20
Rakaia Maintenance Rate	\$124.00

Waste Collection Rates

The following targeted rates are set under section 16(3)(b) and 16(4)(a) for waste collection as a uniform fixed charge per separately used or inhabited part of a rating unit in each area to which the service is provided:

Ashburton Urban	\$27.90
Ashburton Inner Central Business Area	\$55.80
Methven	\$76.90
Rakaia	\$69.60
Hinds	\$52.40
Mayfield	\$52.40
Mt Somers	\$52.40
Lake Clearwater	\$32.00
Rangitata	\$20.30

Ashburton Community Pool Rate

A targeted rate for the Ashburton community pool under section 16(3)(b) and 16(4)(a) of \$10.40 per separately used or inhabited part of a rating unit within the Ashburton township area.

Amenity Rates

Targeted rates for amenity services under section 16 (3)(b) and 16(4)(b) are as follows:

Ashburton Urban Amenity Rate

0.000271 cents in the dollar of capital value on every rating unit in the Ashburton township area to meet the costs of stormwater and reserve board funding.

Ashburton Inner CBD Street Cleaning Rate

0.000400 cents in the dollar of capital value on every business rating unit within the Ashburton inner central business district (CBD) **as defined by Council maps**, for the provision of additional street cleaning.

Ashburton CBD (Expanded) Conveniences Rate

0.000302 cents in the dollar of capital value on every business rating unit within the Ashburton expanded central business district (CBD) **as defined by Council maps**, for the provision of public conveniences.

Ashburton Business Amenity Rate

0.001762 cents in the dollar of capital value on every business rating unit within the Ashburton township, for the provision of the following services:

- Parks and Open Spaces
- District Promotion & Visitor Industry
- Transportation - Footpaths
- Solid Waste Collection
- Community Safety & Wellbeing

Ashburton Residential Amenity Rate

0.000395 cents in the dollar of capital value on every non business rating unit within the Ashburton township, for the provision of the following services:

- Parks and Open Spaces
- Transportation - Footpaths

Methven Business Amenity Rate

0.002556 cents in the dollar of capital value on every business rating unit within the Methven township rating area (as defined by Council Maps), for the provision of the following services

- Parks and Open Spaces
- Transportation - Footpaths
- Public Conveniences
- Solid Waste Collection
- District Promotion & Visitor Industry

Methven Amenity Rate

0.000218 cents in the dollar of capital value on every rating unit in the Methven township area to meet the costs of stormwater services, and reserve board funding.

Methven Residential Amenity Rate

0.000767 cents in the dollar of capital value on every non business rating unit within the Methven township, for the provision of the following services:

- Parks and Open Spaces
- Transportation - Footpaths

Rakaia Residential Amenities Rate

0.000280 cents in the dollar of capital value on every non business rating unit in the Rakaia township area for the provision of the following services:

- Parks and Open Spaces

Rakaia Business Amenity Rate

0.001877 cents in the dollar of capital value on every business rating unit within the Rakaia township rating area (as defined by Council Maps), for the provision of the following services

- Parks and Open Spaces
- Solid Waste Collection
- Public Conveniences
- District Promotion & Visitor Industry

Rakaia Amenity Rate

0.000786 cents in the dollar of capital value on every rating unit in the Rakaia township area for the provision of the following services

- Stormwater
- Transportation - Footpaths
- Reserve Board Funding

Rural Amenity Rate

0.000045 cents in the dollar of capital value on every rating unit in the rural area, excluding the townships of Methven and Rakaia, for the provision of the following services:

- Parks & Open Spaces
- Transportation - Footpaths
- Emergency management

Hinds Stormwater Rate

0.000073 cents in the dollar of capital value on every rating unit in the Hinds township area for the provision of stormwater services.

Methven Community Board Rate

A targeted rate for the Methven community board under section 16(3)(b) and 16(4)(a) of 0.000165 cents in the dollar of capital value of all rating units within the Methven township area.

Methven Community Pool Rate

A targeted rate for the Methven community pool under section 16(3)(b) and 16(4)(a) of \$11.90 per separately used or inhabited part of a rating unit within the Methven township area.

Montalto Stockwater Rate.

A targeted rate under section 16(3)(b) and 16(4)(a) of \$617.80 per rating unit within or connected to the Montalto stockwater scheme, and \$21.00 per hectare of land within or connected to the Montalto stockwater scheme.

Methven/Springfield Rate

A targeted rate under section 16(3)(b) and 16(4)(a) of \$733.50 on all rating units connected to the Methven/Springfield stockwater scheme.

A targeted rate under section 19 of \$61.10 per 1,000 litres of water supplied in excess of 12,000 litres to any rating unit within the Methven/Springfield stockwater scheme.

General Stockwater Rate

A targeted rate under section 16(3)(b) and 16(4)(a) on all rating units within the general stockwater scheme in accordance with the following factors:

- a) \$51.60 in respect of any race, aqueduct or water channel not exceeding one hundred and sixty one metres in length, and
- b) in respect of any race, aqueduct or water channel exceeding one hundred and sixty one metres in length the sum of 32 cents per metre for every metre where the same passes through, along or adjacent to or abuts the land of such occupier or owner, and
- c) the sum of \$64.10 for each pond service, pipe service, ram service, pump service, water wheel or windmill, and
- d) the sum of \$32.00 for each dip service or extension pump service using water from the Council's water race system.

Due dates for payment of rates

That all rates will be payable in six equal instalments due on:

20 August 2011
20 October 2011
20 December 2011
20 February 2012
20 April 2012
20 June 2012

Where the 20th of a month in which rates are due does not fall on a working day, rate payments will be accepted without penalty up to and including the first working day after the 20th of that month.

Penalties

That the Council delegates to the Finance Manager to apply the following penalties on unpaid rates.

Under section 58(1)(a), a penalty of 10% on any instalment or part thereof that has been assessed after 1 July 2011 and which is unpaid after the due date.

Under section 58(1)(b), a further penalty of 10% on any unpaid rates and penalties to unpaid rates owed owing as at 30 June 2011, if unpaid as at 31 August 2011.

- **Prepared By**
- P BRAKE
- **Finance Manager**

- **Approved By**
- B LESTER
- **Chief Executive**

Ashburton District Council Report

File No
Date 30 June 2011
Report to Council Meeting
From Solid Waste Manager
Subject Constituting Agreement of the Canterbury Waste Joint Committee

4.8 Constituting Agreement of the Canterbury Waste Joint Committee June 2011

4.8.1 Summary

The Canterbury Waste Joint Committee consists of ten member councils, including Ashburton, who provide regional waste initiatives within the Canterbury district. Environment Canterbury (ECan) has indicated their intention to withdraw from the Committee, to be effective 30 July 2011, requiring an amendment to the Constituting Agreement.

The purpose of the report is to consider and approve the amended Constituting Agreement of the Canterbury Waste Joint Committee June 2011.

4.8.2 Recommendation

<p>That Council approves the amended Constituting Agreement of the Canterbury Waste Joint Committee June 2011.</p>

4.8.3 Background

The Canterbury Waste Joint Committee is a joint committee under the Local Government Act 2002 with delegated authority to deal with all matters relating to regional waste minimisation initiatives across the region. These regionally coordinated waste minimisation initiatives are in addition to what territorial authorities are achieving in terms of their individual waste management plans.

At present the following ten local authorities are members of the joint committee:

- Ashburton District Council
- Canterbury Regional Council (ECan)
- Christchurch City Council
- Hurunui District Council
- Kaikoura District Council
- Mackenzie District Council
- Selwyn District Council
- Timaru District Council
- Waimakariri District Council
- Waimate District Council

Introduction

On 14 February 2011, the Canterbury Waste Joint Committee considered a report to make some changes to its Constituting Agreement, brought about by the 2010 decision of ECan to withdraw from the Joint Committee as they considered solid waste minimisation to be a responsibility of territorial authorities, but not a responsibility of regional councils.

The proposed changes have been incorporated in the attached amended Constituting Agreement and are explained in the paragraph below. If the amended agreement is approved by all member councils then it is scheduled to come into effect on 1 July 2011. If, however, one or more member councils propose changes to the amended agreement then such changes would need to be referred back to the Joint Committee for consideration in the first instance, and then be re-submitted to all member councils for further consideration. The Waimakariri District Council was first to approve the amended agreement at its meeting in March 2011.

Pages 35-43

Changes to the Constituting Agreement

Funding

- ECan currently contributes 25 per cent of the annual \$150,000 budget, so as from 1 July 2011 the regional waste minimisation budget would be reduced by its contribution of \$37,500. An annual budget of \$110,000 as from 1 July 2011 is proposed, and the agreement has been updated with recent population statistics, which are used to apportion the budget contribution from member TLA's.

Hazardous Waste Subcommittee

- The Constituting Agreement currently provides that the Joint Committee's hazardous waste subcommittee is chaired by an Environment Canterbury representative and it has historically been jointly funded by ECan and the territorial authorities. The amended Agreement deletes ECan's membership. ECan will however continue to fund its hazardous waste reduction initiatives, and fund it internally without requiring territorial authority contributions.

Membership and quorum

- Updated to reflect the reduction in number of representatives from 13 to 11 due to ECan withdrawing

Alternates

- Over the years, Timaru District Council has maintained and has provided legal advice that the provision in the current Constituting Agreement for alternates (clause 11) is ultra vires and should be deleted. This clause is in fact not required and no attendance issues have been encountered so there is no need for it anymore and it has been removed.

New Clause

- To provide for attendance of meetings by phone or video conference. It is recommended that the agreement be amended by adding a clause to allow phone or video attendances.

Venues used for phone or video attendances will need to also be publicly notified in the usual manner, and be open to the public. An introductory section setting out the background to the Constituting Agreement has been updated and shortened.

Approval of the changes to the Constituting Agreement of the Canterbury Waste Joint Committee will allow regional waste minimisation work to continue

4.8.4 Options

Option 1

To approve the amended Constituting Agreement of the Canterbury Waste Joint Committee June 2011.

Option 2

To not approve the amended Constituting Agreement of the Canterbury Waste Joint Committee June 2011. This will require further consultation with the Joint Committee and member Councils.

The recommended option is Option1 - to approve the amended Constituting Agreement of the Canterbury Waste Joint Committee June 2011.

4.8.5 Statutory Implications

The delegation of the Canterbury Waste Joint Committee to deal with all matters relating to regional waste minimisation initiatives across the region is consistent with the Local Government Act 2002.

4.8.6 Consultation

Consultation was carried out at a meeting of the elected representative members on the Canterbury Waste Joint Committee. The amended document was approved for consideration by member Councils.

4.8.7 Strategic Links

Approval of the recommendation in this report is consistent with the Council's objective in the LTCCP 2009/19

"To provide recycling, reuse and waste management services that are sustainable, minimise impact on the environment and that meet requirements of the Resource Management Act 1991".

"To provide the community with safe, convenient and effective solid waste services that contribute to the overall wellbeing of the District".

4.8.8 Financial

The proposed changes have no financial impact on the Council, which will continue to contribute its share to the Joint Committee's budget as set out in paragraph 21 of the Constituting Agreement. The withdrawal of ECan from the Joint Committee does however reduce its annual budget and future regional waste minimisation actions will be accommodated within the new budget limit, with no proposed increased contributions from member councils.

Prepared By:

C COOMBS
Solid Waste Manager

Approved by:

R ROUSE
Operations Manager

Ashburton District Council Report

File No 0560-10
Date 30 June 2011
Report to Council
From Operations Manager
Subject Stockwater Race Closure – Application Number 110602

4.9 Closure of Stockwater Race – Application 110602

4.9.1 Summary

This race closure commences on property number 4793 to where it terminates at two discharge points - a private stormwater drain and an Environment Canterbury drain, both on and alongside property number 4606.

Total length of closure is 13.6 kilometres.

There are 15 property owners involved and all parties support race closure.

There are seven road reserve road crossings involved.

The purpose of this report is to seek Council approval to proceed with closure.

4.9.2 Recommendation

That Council approves the closure of the stockwater race from PN 4793 – Lot 2 DP 6062 down to a two drains on and alongside PN 4606 – Lot 53 57 Pt 55 DP 885 - a total distance of 13.6 kilometres, effective from 8 July 2011.

4.9.3 Background

This stockwater race closure was initiated by a farming property owner who is developing the property for dairy farming.

This closure has received 100% support from all 15 property owners affected by the race being closed and covers a distance of 13.6 kilometres.

A soak hole is to be installed where the race will stop on PN 4793 – this is to enable the property owner above this property to retain the use of the stockwater race on his property for stock use. The property has no other alternative for stockwater.

The soak hole will be constructed at the property owner's expense and to Council specifications.

This race closure affects seven road crossings (Boundary Road, Surveyors Road, Poplar Road, two on Isleworth Road and two on Trigpole Road). Four will be filled in and paid for by Council when contractors are working in the area. The remaining three will remain for discharge of stormwater, as per Roading Department instructions.

This race has been the tail end of the Lismore Main and has serviced this area reliably. Due to the change of land use, the race is no longer required.

Closure of this race will allow water to be transferred into an adjacent race network that has depended on spring drains, which are beginning to reduce in capacity, and therefore improve the level of service in the part of the network.

The closure has the full support of the Council stockwater ranger.

4.9.4 Options & Risks Considered

Option 1 – Retain stockwater race

Race would remain. Council will be obligated to maintain a service for this race and property owners will be required to continue ongoing maintenance.

Option 2 – Partial stockwater race closure

Council resolves to the partial closure of the race in accordance with the *Stockwater Race Closure Guidelines and Policy Document*.

The recommended option is **Option 2**.

4.9.5 Statutory Implications

The recommendation in this report is consistent with LGA requirements and the Stockwater Race Closures Guidelines & Policy Document.

Under the above policy, even though there is 100% support for closure, this race closure is considered of 'moderate significance' because it involves more than 10 properties and 10 kilometres in length.

Council can resolve to close the race directly without recourse through the special consultative process defined in the Local Government Act.

4.9.6 Consultation

All affected property owners were consulted with by either the applicant or Council stockwater ranger and all affected property owners have given 100% support for the race closure. All the relevant Council application and affected party consent forms have been filled out and signed.

Application received 20 February 2011.

Acknowledgement letter sent to applicant confirming that more consenting party signatures were required – 22 February 2011.

Follow up letter sent to applicant to notify waiting for final two signatures – 9 March 2011.

Acknowledgement letter sent to the applicant and all affected parties, notifying that all information had been received and a report is to go to Council – 24 May 2011.

Regular telephone and on-site consultation between applicants, stockwater ranger/s and office staff has taken place.

Full consultation with Roding Department regarding road crossings requirements has taken place.

This report was considered by the Water Subcommittee on 22 June 2011. The Subcommittee supports the recommendation.

4.9.7 Strategic Links

The recommendation contained in this report is consistent with Outcomes and Strategic Objectives 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 stormwater) 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)

4.9.8 Financial

The financial implications for Council will be costs incurred to fill in four existing road reserve stockwater road crossings that will no longer be required. This work will be carried out in conjunction with other work in the area.

Prepared By:

K CHAPMAN
Administration Officer

Approved by:

R ROUSE
Operations Manager

Ashburton District Council Report

File No 0510-71
Date 30 June 2011
Report to Council
From Town Centre Subcommittee
Subject Ashburton Parking Strategy

4.10 Town Centre Subcommittee

Minutes of a meeting of the Town Centre Subcommittee held on 14 June, 2011, in the Council Chamber, commencing at 10.30 am.

Present

Crs Darryl Nelson (Chair), Donna Favel and John Leadley.

In attendance

Crs D McLeod and S Wilson; Senior District Planner, Roading & Street Services Manager and Committee Secretary.

1 Apologies

Crs Jac Sparks (lateness) and Robin Kilworth (absence) Sustained

2 Extraordinary Business

That pursuant to Section 7(2)(A) of the Local Government Official Information and Meetings Act 1987 the following items be introduced as extraordinary business:

- Cycleway extension
Reason: referred from the Annual Plan submission process
- Mobility park – Burnett Street
Reason: alternative park required due to earthquake damage of adjacent building

Leadley/Favel Carried

3 Confirmation of Minutes

It was noted that Cr Wilson was in attendance on 14 March.

That the minutes of the Town Centre Subcommittee meeting held on 14 March 2011, as amended, be taken as read and confirmed.

Leadley/Favel Carried

4 Matters Arising

• CBD Project priority

The Senior District Planner advised that prioritising the 18 projects identified as part of the CBD upgrade is yet to be progressed.

• Licensed premises – use of footpath

The Roading & Street Services Manager will progress the report requested by the Subcommittee on requests that have been received from licensed premises wishing to to utilise the footpaths for alfresco dining.

Cr Sparks attended the meeting at 10.40 am.

5 Baring Square East Design Project – Update

The Senior District Planner reported the project consultant, Nik Kneale, is unable to attend today but will be present at the next meeting.

Mr Stevenson presented the draft engineering plans which have been progressed by Nik Kneale of Boffa Miskell with input from the Staff Reference Group and engineering consultants including Opus (roading, civil) and e2solutions (stormwater). Key points of the plans were discussed.

- Initially perpendicular parking along frontage of Cameron St (shown on plans at the developed design stage) – now looking at parallel parking.
- Tree species not specified– there will be further discussion with the Parks Manager.
- Median strip in centre of East Street to remain as is without garden as initially proposed.

Since the meeting, it has been clarified that there will be a garden in the central median strip to improve the pedestrian link across East Street. There will be sufficient space provided for traffic queuing, particularly those vehicles turning right into Havelock.

- Proposed design incorporates power points (potential to set up for stage / music) but that detail is not yet shown on plans.
- M Stevenson will check whether in-ground lighting has been included along pedestrian areas, noting that up-lighting for trees is included. It was suggested that solar lights and coloured lighting (under seats) be investigated.

Up-lighting is provided to key trees, all four monuments, and the water features. Options for lighting under seats and along paths can also be incorporated but given there is lighting from poles as well it may be more than required. The ends of seats / decks feature coloured steel surfaces which would therefore only necessitate white lighting. With regard to solar lighting a product has not been identified that is suitable for public spaces such as this.

- Bike parking provided for.
- Retention of parking along East Street frontage of the Square. Discussion regarding retention of taxi stand but no formal designated taxi stand at present.

Kerb crossing points have been changed as a result of previous decision of the Subcommittee. M Stevenson to discuss with Brian Fauth.

The Subcommittee was reminded that the total budget for design and consultation was \$150,000 and a further \$14,000 was approved to fund a shortfall in December 2010, to fund. Mr Stevenson reported that only \$8,000 of the additional funding has been required.

Council endorsed the concept on the basis that the approved design will be considered for funding through the LTP with costs being spread over a period of time. Three upgrade options were considered ranging from \$1.7m to \$3⁺m. Council opted for the medium treatment at \$2.8m with the intention of identifying further cost savings throughout the project.

M Stevenson confirmed that with the engineering plans in place the project and its implementation will be reviewed in the LTP. Staff will identify and put forward projects that, subject to Council approval, will be staged over a number of years.

6 Ashburton Parking Strategy

The Roading & Street Services Manager presented the updated Ashburton Parking Strategy prepared by Opus Consultants. Mr Fauth reported that the initial investigation into parking in the CBD and suburban commercial centres was carried out in 2007, resulting in the formation of a working group.

Cr Leadley suggested that the Central Parking Working Group be reconstituted and that the Business Association and public again be given the opportunity to review the recommendations and solutions that have been identified in the updated Strategy.

B Fauth confirmed that the Strategy will be expanded to address overall parking needs, noting the suggested inclusion of the Riverside sports centre. He said the consultants are also looking at options to upgrade parking in the vicinity of the Allenton retail area, including the Council owned car park at the rear of the Allenton shopping centre. Their report will be available early next year and will identify minor improvement work to be carried out.

Recommendations to Council

That the Ashburton Parking Strategy 2010 be referred to the Central Parking Working Group.	Sparks/Favel	Carried
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That the Central Parking Group working group be reconstituted, with Council representatives being Crs Nelson (Chair), Favel, Kilworth, Leadley and Sparks.	Leadley/Nelson	Carried
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7 Extraordinary Business

• Cycleway extension

A submission to the Annual Plan from the Braided Waters Trail Trust asked that consideration be given to extending the cycleway, which presently ends at Moore St, through the Ashburton area and along the eastern side of the railway line.

B Fauth advised that funding is available to progress this in the coming year, but the proposal is to extend the cycleway from Moore Street to Havelock Street through the West Street car park. The design work is completed but construction has been delayed pending a decision on the final location.

M Stevenson reported that there had been discussion at a previous Town Centre Subcommittee meeting on the cycleway extension with the view that it could run through the green area adjacent to East Street, which is also identified for improvements in the Town Centre Concept Plan. While that option is still available no budget has been provided for the consultants to investigate in more detail.

Cr Sparks commented on the Trust's aim to link the pedestrian and cycleway with the East Street businesses and i-Site and to provide a safer access for cyclists through town. The intention is to eventually extend the cycleway to Racecourse Road.

Cr Leadley agreed that a combined pedestrian and cycleway should be investigated but doesn't believe that the West Street car park is appropriate because it would compromise parking spaces.

M Stevenson and B Fauth will provide a report to the Committee on 7 July.

• Mobility park – Burnett Street

The Customer Services Manager reported that access to the Burnett Street mobility park has been temporarily closed because of earthquake damage to adjacent buildings. Mr van Noord asked that consideration be given to relocating the mobility park as a short term solution.

That the option to site a temporary mobility car park on East Street be investigated.

Leadley/Sparks Carried

The meeting concluded at 11.40 am.

Ashburton District Council Report

File No 10/13
Date 30 June 2011
Report to Council
From Property Manager
Subject Disposal of houses on 327 & 329 West Street, Ashburton

4.11 Disposal of Houses – 327 & 329 West Street, Ashburton

4.11.1 Summary

To consider the disposal of two houses situated at 327 and 329 West Street, Ashburton.

4.11.2 Recommendation

That the two houses situated at 327 and 329 West Street, Ashburton, be disposed of either by sale and removal or demolition.

4.11.3 Background

The two houses situated at 327 and 329 West Street have been in Council ownership since 1984 at which time Council acquired the property, being Lots 1-4 DP46522, ex Railways.

The houses are typical Government staff houses of the early 1960's and consist of three bedroom weatherboard houses with concrete tile roofing. They have at various times been tenanted, most recently as temporary housing for Council staff.

Whilst some maintenance work has been carried out on them they are currently not in a tenatable condition. They were brought up to a tenatable condition following the Christchurch earthquake in February. This work involved the reinstatement of stoves and reconnection of power.

Some interest was shown by Christchurch based families in February and offers were made for temporary tenancies, however these offers were declined (rental offered was \$130 per week).

In early May, the houses were illegally entered and the hot water cylinders were stolen. Police were informed and are investigating. The person(s) responsible for the removal of the cylinders simply disconnected the water supply at the cylinders and as a result the houses were flooded. The effect of the flooding is that floor coverings and some wall linings will need replacement.

Given that the land on which the houses are located is the site for the proposed new Art Gallery and Heritage Centre no action has been taken to reinstate the houses other than to dry the interiors to prevent rot. Security measures to protect the houses has been put in place.

Considerable expenditure will be required to reinstate the houses and given that even in a time of supposed high demand for emergency houses no tenants were interested, it is considered that such expenditure would not be warranted.

There has been one recent enquiry regarding the availability of the houses for relocation. It is proposed that tenders be called giving tenderers the option to either pay Council on a sale and removal basis or submit a price to demolish.

4.11.4 Options & Risks Considered

The option to retain and refurbish is not considered viable given the lack of interest in tenanting.

4.11.5 Statutory Implications

Not applicable.

4.11.6 Consultation

The use of the land on which the houses are located is the proposed site for the proposed new Art Gallery / Heritage Centre and the aspect (siting) of the latter project has been widely consulted on both in the initial stages and as part of the resource consent process. The consultation and consent process (whilst subject to a hearing) have confirmed the site for the new facility. It follows therefore that the removal of the houses is supported by the consultation carried out.

4.11.7 Strategic Links

The houses have no strategic value.

4.11.8 Financial

The tender documents for the disposal have been prepared in-house and will invite tenders for either a sale and removal process (purchase) or demolition.

It is proposed that the tender most advantageous to Council will be accepted.

The rating value of the houses is currently \$120,000 each.

Prepared by

J M ROONEY
Property Manager

Approved by

B LESTER
Chief Executive