

Ashburton District Council

Agenda

Notice of Meeting:

An **Extraordinary Meeting of the Ashburton District Council** will be held on:

Date: Wednesday 9 November 2022
Time: 1.30pm
Venue: Council Chamber
137 Havelock Street, Ashburton

Membership

Mayor	Neil Brown
Deputy Mayor	Liz McMillan
Members	Leen Braam Carolyn Cameron Russell Ellis Phill Hooper Rodger Letham Lynette Lovett Tony Todd Richard Wilson

Meeting Timetable

Time	Item
1.30pm	Extraordinary Council meeting commences

1 Apologies

- Cr Leen Braam

2 Extraordinary Business

3 Declarations of Interest

Members are reminded of the need to be vigilant to stand aside from decision making when a conflict arises between their role as an elected representative and any private or other external interest they might have.

Reports

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4. Road Closure – Light Up the Night

Author	Mark Smith; Corridor Manager Roding
Activity Manager	Mark Chamberlain; Roding Manager
GM responsible	Neil McCann; Group Manager – Infrastructure Services

Summary

- The purpose of this report is to consider an application from Ashburton District Council’s Economic Development Team for the temporary road closure of East Street, Burnett Street, and Tancred Street, on Friday 2 December 2022, to hold the Light Up the Night ceremony.
- Following the road closure advertisement, one objection has been received from one individual who would have two of their businesses in the CBD affected by the road closure.
- Council is not obligated to approve any road closure. Our practice has been to approve such requests, subject to being confident that the event organisers can manage the event safely and have the support of the community.
- The road closure will operate in three stages which will lessen the effect on businesses and help with setting up the site.

Recommendation

1. **That** Council approves the closure of the following roads in the Ashburton CBD from 1:00pm until 12:00 midnight on Friday 2 December for the Light Up the Night ceremony.

STAGE ONE: 1:00pm until 5:00pm

EAST STREET, from Burnett Street to Havelock Street (**Full closure**)
EAST STREET, from Tancred Street to Burnett Street (**One-way closure**)
BURNETT STREET, to East Street and Heading South (**OPEN**)

STAGE TWO: 5:00pm until 10:00pm

FULL CLOSURE

EAST STREET, from Moore Street to Havelock Street
TANCREDE STREET, from East Street to Cass Street
BURNETT STREET, from East Street to Cass Street

STAGE THREE: 10:00pm until 12:00 midnight

EAST STREET, from Burnett Street to Havelock Street (**Full closure**)

EAST STREET, from Tancred Street to Burnett Street (**One-way closure**)

BURNETT STREET, to East Street and Heading South (**OPEN**)

Attachments

Appendix 1 Copy of the objection received

Appendix 2 Further information sent to the objector

Background

The current situation

1. Ashburton District Council's Economic Development Team has applied for a temporary road closure of East Street (from Havelock Street to Moore Street and Burnett Street/Tancred Street) on Friday 2 December to hold the Light Up the Night ceremony that includes lighting the Christmas tree on East Street opposite the intersection with Burnett Street.
2. Insurance, the health and safety plan and traffic management plan have been received from the event organiser.
3. This event was advertised with the objections period closing on 14 October 2022.
4. One objection was received on 7 October 2022 from an individual that has two businesses within the CBD affected by the closure.
5. Further correspondence in an email was sent to the objector on 10 October to provide additional information on all stages of the closures along with a diagram showing the one-way closure which would still allow access to their businesses.
6. On 19 October the objector was advised that they had the opportunity to speak in support of their objection and to add anything more to support the objection.
7. The objector replied verbally that they had nothing further to add and would not present at a hearing if there was to be one.
8. As an objection to the road closures has been received for this event, under the Transport Regulations 1965, Council must decide as to whether the road closure will go ahead.

Options analysis

Option one – Approve the road closures (recommended)

9. This event is aimed to bring the community together in the CBD area to witness the lighting of the Christmas tree. This area of the CBD was designed to cater for heavy structures for events like this.
10. Implementing the road closures in two stages will lessen the impact on the affected businesses.

Stage One: 1:00pm until 5:00pm

EAST STREET, from Burnett Street to Havelock Street (Full closure)

EAST STREET, from Tancred Street to Burnett Street (One-way closure)

BURNETT STREET, to East Street and Heading South (OPEN)

Will assist with the construction of the stage on East Street while allowing traffic movements along Burnett Street, East Street (south bound) and Tancred Street.

Stage Two: 5:00pm until 10:00pm

EAST STREET, from Moore Street to Havelock Street (Full closure)

TANCREDE STREET, from East Street to Cass Street (Full closure)

BURNETT STREET, from East Street to Cass Street (Full closure)

With a very high turnout expected for this event, closing East Street, Burnett Street and Tancred Street will make the movement of pedestrians safe during the ceremony.

Stage Three: 10:00pm until 12:00 midnight

EAST STREET, from Burnett Street to Havelock Street (Full Closure)

EAST STREET, from Tancred Street to Burnett Street (One-way closure)

BURNETT STREET, to East Street and Heading South (OPEN)

This is the same closure as Stage One which will enable the stage to be safely deconstructed.

Option two – Decline the road closures

11. The closure of roads within the CBD on a normal working day will restrict access and cause disruption to the businesses on East Street, Burnett Street, and Tancred Street due to the one-way system.
12. The staging of the closures has been made to reduce the impact.

Advantage

No road closure will mean there is no access disruption to the businesses on those roads.

Disadvantage

No road closure will mean the Light Up the Night event will not be able to proceed.

Legal/policy implications

13. Clause 6 of the Transport (Vehicular Traffic Road Closure) Regulations 1965 provides – *Where objections to closure received - If any objections are received within the prescribed time as a result of the said notice, the controlling authority – (a) shall consider the objections so received; and (b) if, after considering those objections, it decides to close the road in accordance with the terms of the said notice, shall, not later than 24 hours before the proposed period of closure, give further public notice in form B in Schedule 1 in at least 1 newspaper circulating in the locality in which the road is situated of the closure thereof to ordinary vehicular traffic, together with the other particulars specified in that form.*
14. Council has the discretion under clause 6 of these Regulations to decide whether to approve the road closure. Council's decision must take into account the objector's views on the application, as well as any points raised by the applicant.

Strategic alignment

15. The recommendation relates to the Council's community outcome of Social because the general public can interact.

Wellbeing		Reasons why the recommended outcome has an effect on this wellbeing
Economic	✓	Light Up the Night road closure will disrupt the businesses located on those roads.
Environmental		
Cultural	✓	Gives the opportunity to bring many people together
Social	✓	Light Up the Night would provide a venue where locals and visitors can interact and socialise.

Financial implications

Requirement	Explanation
What is the cost?	Quote: GST inclusive \$ 2,811.75
Is there budget available in LTP / AP?	Yes
Where is the funding coming from?	Existing budgets
Are there any future budget implications?	No
Reviewed by Finance	Erin Register; Finance Manager

Significance and engagement assessment

Requirement	Explanation
Is the matter considered significant?	No
Level of significance	Medium
Rationale for selecting level of significance	When assessed against the seven criteria and their thresholds in the Significance & Engagement Policy, the matters in the report scored LOW on four criteria and MEDIUM on three criteria. This gives an overall score of MEDIUM based on the technical application of the Policy. When assessed in the round, this overall score is appropriate.
Level of engagement selected	Council proposes to hold a hearing to allow the objector to the road closure to put their case. This is formal two-way communication and follows the formal notice for objections required under statute.
Rationale for selecting level of engagement	Given the statutory nature of the process, and the overall significance of the process, a hearing is an equitable and reasonable approach for public participation before council makes a decision on the application.
Reviewed by Strategy & Policy	Toni Durham: Strategy & Policy Manager

Appendix one: Copy of objection received

To whom it may concern

We are writing to you today as a formal objection to the proposed road closure on Friday the 2nd of December

The times of the closure are during our operating hours of two businesses and after the two years of disruptions from Covid and CBD redevelopment, another event that you have just chosen to change the location of again this year will directly affect our trade, especially at a time when we are trying to rebuild our businesses, along with already having large bookings for Christmas functions on that day.

Regards

Gareth and Jamie Cadogan
The Print Room Ltd
The Print Room
one ninety nine.

Appendix 2: Further information sent to the objector

From: Tayla Hampton
Sent: Wednesday, 19 October 2022 11:11
To: THE PRINT ROOM LTD
Subject: RE: Road closure objection - 2nd December

Hi Gareth,

To confirm the discussion we had this morning in regard to your objection to the Light Up the Night road closure.

- If given the opportunity to speak in support of your objection, you will not be present.
- You do not wish to add anything further to your objection email below.
- You wish to object to the Santa Parade event. I can confirm that it was advertised in the Ashburton Guardian on Tuesday 11 October, advertised in the Ashburton Guardian and Courier on Thursday 13 October, and it will be advertised again tomorrow in the Ashburton Guardian and Courier on Thursday 20 October.

I will contact you soon with further information as to how the objection process will proceed.

Kind regard

From: Tayla Hampton
Sent: Monday, 10 October 2022 09:36

To: THE PRINT ROOM LTD

Subject: RE: Road closure objection - 2nd December

Good morning

Thank you for your email regarding the advertised road closure of Tancred Street, Burnett Street and East Street for the purpose of holding Light up the Night on Friday 2 December 2022.

To provide you with some additional information, East Street will be closed only between Burnett and Havelock Street between the hours of 1:00pm – 5:00pm and 9:00pm - midnight. A one way system will be in place to allow traffic to access Burnett and Tancred Streets until the full closure is implemented (please see the attached image for clarification).

The full closure of all three streets will take place at 5:00pm on Friday until approximately 10:00pm.

After 10:00pm, Burnett and Tancred Street will be re-opened and the East Street closure will remain until all equipment from the event has been removed.

Council will acknowledge your email as an objection to the closure unless further correspondence is received.

Should you have any further queries, please do not hesitate to contact me.

Kind regards



From: THE PRINT ROOM LTD

Sent: Friday, 7 October 2022 10:09

To: ADC Customer Services

Subject: Road closure objection - 2nd December

To whom it may concern

We are writing to you today as a formal objection to the proposed road closure on Friday the 2nd of December.

The times of the closure are during our operating hours of two businesses and after the two years of disruptions from covid and cbd redevelopment, another event that you have just chosen to change the location of again this year will directly affect our trade, especially at a time when we are trying to rebuild our businesses, along with already having large bookings for Christmas functions on that day.

Regards

Gareth and Jamie Cadogan

The Print Room Ltd

The Print Room

one ninety nine.

5. Ashburton Car Club Road Closure – Gravel Bent Sprint

Author	<i>Mark Smith; Corridor Manager - Roading</i>
Activity Manager	<i>Mark Chamberlain; Roading Manager</i>
GM responsible	<i>Neil McCann; GM Infrastructure Services</i>

Summary

- This report considers an application from the Ashburton Car Club for temporary road closure of sections of Le Bretons Road and Chertsey Road on 20 November 2022 to hold the Gravel Bent Sprint Meeting event.
- Officers are satisfied that the Ashburton Car Club can meet these expectations, as they have repeatedly done so for many years. This event requires no detours and the roads concerned do not experience high traffic volumes. For these reasons, Officers recommend the request be approved.
- Objections closed on 21 October 2022 and no objections were received.

Recommendation

1. **That** Council permits the following roads to be closed from 8.30am Sunday 20 November 2022 until 5.30pm the same day to allow the Gravel Bent Sprint Meeting to be held:-
 - Le Bretons Road**, from Christys Road intersection
 - Le Bretons Road**, from Denshires Road South intersection
 - Chertsey Road**, from Le Bretons Road intersection for two kilometres

Background

The current situation

1. The Ashburton Car Club have applied to Council for temporary road closure to allow them to hold the Gravel Bent Sprint Meeting on 20 November 2022.
2. The Ashburton Car Club have run car racing events safely and successfully for over 17 years. Their events are well organised and every risk and precaution is taken by the organisers to ensure that the highest levels of safety are maintained. Their events are highly supported by the local community and are a valued attraction to the District.
3. Council is not obliged to approve any road closures. Our practice has been to approve such requests, subject to being confident that the event organisers can manage the event safely, and that the road will be restored to pre-race condition.
4. Officers are satisfied that the Ashburton Car Club can meet these expectations, as they have repeatedly done so for many years. This event requires no detours and the roads concerned do not experience high traffic volumes. For these reasons, Officers recommend the request be approved.
5. Objections closed on 21 October 2022 and no objections were received.
6. The required insurances and traffic management plan have been received.
7. This application must be considered by Council under Paragraph 11(e) of the Tenth Schedule of the Local Government Act 1974, because New Zealand Motorsport, of which the Ashburton Car Club is a member, requires roads to be closed for motor sport events under the Local Government Act, as event participants may be under 16 years of age.

Options analysis

Option 1 – Approve Road Closure (Recommended)

8. Our practice has been to approve such requests, subject to being confident that the event organisers can manage the event safely, and that the road will be restored to pre-race condition.
9. Ashburton Car Club has a strong record of safe and successful management of these events in the district for over 17 years.
10. The responsibility for risk free operation lie with the organisers and all contingencies are covered in the conditions of closure.
11. The road condition will be inspected by Roading staff before and after the event. Staff are confident that the asset will be returned to its pre—existing condition after the event.
12. For these reasons, Officers recommend Option 1.

Advantage

The event gives an opportunity for both local and visiting motorsport enthusiasts to take part in and enjoy an event on local roads.

Disadvantage

The road closure will cause disruption to local traffic.

Option 2 – Decline Road Closure

13. This is not preferred. As mentioned in Option 1 these events have been held for a number of years without incident and are well supported by the local community. Many people look forward to these types of events and they provide a positive attraction to the District.

Advantage

No road closure or event will mean there are no disruptions to local traffic.

Disadvantage

There will be no event held for local and visiting motorsport enthusiasts.

Legal/policy implications

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

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

15. As noted previously, our practice is to enable these events to proceed subject to ensuring the safety of road users, residents and spectators.

Strategic alignment

16. The recommendation relates to Council’s community outcome of *“residents are included and have a voice”* because they are given the opportunity to comment on and participate in a community event.

Wellbeing		Reasons why the recommended outcome has an effect on this wellbeing
Economic		
Environmental		
Cultural		
Social	✓	An opportunity for people to take part in, observe and enjoy an event on local roads.

Financial implications

Requirement	Explanation
What is the cost?	No cost to Council
Is there budget available in LTP / AP?	NA
Where is the funding coming from?	NA
Are there any future budget implications?	No
Reviewed by Finance	Erin Register; Finance Manager

Significance and engagement assessment

17. Property owners in the affected areas have been approached and letters dropped off so they are aware of the road closures and the event. The event has also been publicly notified.
18. Other local organisations are actively involved with marshalling, security etc.
19. Emergency services are provided with a copy of road closure information after approval has been given.
20. There will also be publicity around this road closure due to the normal media coverage of public meeting agenda items.
21. The advance communications and notifications are consistent with the overall significance of this decision and the legal requirements.

Requirement	Explanation
Is the matter considered significant?	No
Level of significance	Medium
Rationale for selecting level of significance	This level of engagement is required to meet statutory requirements.
Level of engagement selected	Level 3 – Consult. Council must advertise the closure and consider objections, if any are received.
Rationale for selecting level of engagement	This level of engagement is required to meet statutory requirements.
Reviewed by Strategy & Policy	Toni Durham; Strategy & Policy Manager