

POLICY & SERVICES COMMITTEE

TUESDAY 26 FEBRUARY 2008 AT 3.00 PM

03032

A G E N D A

APOLOGIES

ANNOUNCEMENTS

Speakers to Submissions on TSB Pool Complex Upgrade

File P1592

The Chairman welcomes everyone to the Policy & Services Committee Meeting. It is reinforced to Councillors that they are to hear submissions on the TSB Pool Complex. Councillors are asked to hear all submissions with an open mind, to restrict their question time to the submitters to points of clarification or issues pertaining to subject matter. Councillors are requested not to get into direct dialogue with submitters as there is a tight timeframe scheduled for the day. Councillors may take notes whilst submitters are speaking. Councillors please note that submissions will be debated with a covering report from Managers later in the agenda.

1. ACKNOWLEDGEMENT OF SUBMISSIONS

(No Report)

File P1592

Council received 287 submissions on the TSB Pool Complex Upgrade.

RECOMMENDATIONS

1.1 **THAT** each of the 287 submissions be received.

1.2 **THAT** each submitter be individually thanked for their submission, and a copy of the minutes of this Policy and Services Committee Meeting and subsequent meetings be provided to each submitter.

Recommended Reason

So that each submission is formally received and the submitter provided with information on decisions made.

2. SUBMITTERS TO BE HEARD - TSB POOL SUBMISSIONS

(No Report)

File P1592

Fourteen submitters have requested an opportunity to be heard in support of their submission.

1. Renee Mischeski (Submission No. 40)
2. Leo Carrington (Submission No. 141)
3. Darryl Washer (Submission No. 154)
4. Barrie & Dorothy Smith (Submission No. 206)
5. Nancye Weir (Submission No. 214)
6. Tricia Jamieson (Submission No. 218)
7. B J Coles (Submission No. 226)
8. John O'Connor (Submission No. 238)
9. Swimming Taranaki Inc, C/- Kevin Mace (Submission No. 241)
10. Ron Hayward (Submission No. 246)
11. Keith Grove (Submission No. 279)
12. Aimee Woodhead (Submission No. 280)
13. Caroline Gilbert (Submission No. 282)
14. Michelle Hofmans (Submission No. 285)

3. **MATTERS OUTSTANDING**

(Page 1)

Attached is the Matters Outstanding Report for Councillors information.

RECOMMENDATION

THAT the matters outstanding be received.

4. **FINANCE REPORT – AS AT 31 JANUARY 2008**

(Pages 2-9)

File 06010

RECOMMENDATION

3.1 THAT the finance report be received.

5. **OPERATIONS MANAGER'S REPORT**

(Pages 10-13)

File 18030

RECOMMENDATION

THAT the Operations Manager's report be received.

6. **PLANNING & REGULATORY MANAGER'S REPORT**

(Pages 14-21)

File 18030

RECOMMENDATION

THAT the Planning & Regulatory Manager's report be received.

7. **COMMUNITY ACTIVITIES REPORT**

(Pages 22-53)

File 18030

RECOMMENDATION

THAT the report be received.

8. **STATUS OF COUNCIL'S ARCHIVES**

(Pages 54-93)

File 18002

The Corporate Services Manager's report is to inform Council on the status of Council's archive facilities.

RECOMMENDATION

7.1 THAT the report be received.

Recommended Reason

The report is to inform Council on the status of Council's archives. The Stratford District Council archive is under resourced and needs upgrading to comply with Archives New Zealand mandatory standard for the storage of records and archives.

9. **TSB POOL - COMPLEX UPGRADE**

(Pages 94-143)

File P1592

The Operations Manager's report is to provide an update on the submissions received during the public consultation period that ran from 12 December 2007 to 1 February 2008. The submissions were sought as part of the 'Special Consultative Procedure' described in Section 83 of the Local Government Act 2002.

RECOMMENDATION

7.1 THAT Council does not proceed with re-roofing the pool (Option 3), and carries out further investigations of Option 4, and other possible enhancements for inclusion in the 2009 LTCCP.

Recommended Reason

The future of the TSB Pool is significant in terms of Part 1 of Council's Policy on Significance and Section 90(1)(a) of the Local Government Act 2002. Therefore Council is required to use planning and decision-making processes Part 6, Sub-part 1 of the Local Government Act 2002.

10. **DRAFT 2008/2009 ANNUAL PLAN - STATEMENT OF PROPOSAL**

(Pages 144-304)

File 01076

The Corporate Services Manager's report is to adopt the Statement of Proposal for the draft Annual Plan, and seek public comment.

RECOMMENDATIONS

7.1 **THAT** the draft 2008/2009 Annual Plan – Statement of Proposal for the Stratford District be adopted, noting that in adopting the draft Annual Plan the Stratford District Council is adopting proposals for:

- Funding Impact Statement that meets Clause 13 of Schedule 10;
- Fees and Charges for 2008/2009.

In addition, in adopting the draft Annual Plan the Stratford District Council is signalling an intention to adopt proposals for a resolution under Section 23(1) of the Local Government (Rating) Act 2002 for the setting of rates as specified in the Funding Impact Statement included in the draft Annual Plan, and authorising penalties on unpaid rates under Section 57 of the same Act.

7.2 **THAT** the draft 2008/2009 Annual Plan for the Stratford District, and Summary of Information, be publicly notified and invites submissions for the period Wednesday 12 March 2008 to Thursday 24 April 2008, provides an opportunity for submitters to be heard at a special Policy and Services Committee meeting on Thursday 8 May 2008; and signals an intention to adopt the final plan on Tuesday 10 June 2008; pursuant to the special consultative procedure of the Local Government Act 2002.

Recommended Reason

The Local Government Act 2002 requires Council to adopt a statement of proposal and carry out a special consultative procedure.

11. **STATEMENT OF PROPOSAL - STRATFORD DISTRICT COUNCIL BYLAWS REVIEW**

(Pages 305-473)

File 02002

The Planning & Regulatory Consents Officer and Compliance Officer's report is to:

- 1.1 review all of the current bylaws which were initiated under the Local Government Act 1974, as required under the Local Government Act 2002 (LGA).
- 1.2 Recommend the reviewed bylaws for public consultation.

RECOMMENDATION

35.1 **THAT** the review of the Stratford District Council Bylaws be publicly notified and invites submissions for the period Wednesday 12 March 2008 to Thursday 24 April 2008, provides an opportunity for submitters to be heard at a special Policy and Services Committee meeting on Thursday 8 May 2008; and signals an intention to adopt the Bylaws on Tuesday 10 June 2008; pursuant to the special consultative procedure of the Local Government Act 2002.

Introductory Bylaw

- 35.2 THAT the Introductory Bylaw be retained in its current form with amendments and additions as required and shown in Appendix A to this report.
- 35.3 THAT minor changes to definitions for "Hours of Daylight" and "Public Place" be made to bring them into line with the relevant legislative definitions.

Recommended Reason

The changes required are due to changes in statute and the interpretation and fees referred to have not been valid for a number of years.

Public Places Bylaw

- 35.4 THAT the Public Places Bylaw be retained in its current form with amendments and additions as required and shown in Appendix B to this report.

Recommended Reason

The bylaw as it stands works well and the changes required are of a superficial nature which will not inhibit the use of the bylaw in any way.

Mobile or Travelling Shops Bylaw

- 35.5 THAT the Mobile or Travelling Shops Bylaw be retained in its current form as shown in Appendix C to this report.

Recommended Reason

The bylaw as it stands allows mobile traders to operate under conditions imposed to prevent nuisances and provides the means to deal with any nuisances arising.

Licences for Vehicle Stands on Streets Bylaw

- 35.6 THAT the Licences for Vehicle Stands on Streets Bylaw attached as Appendix D to this report be repealed.

Recommended Reason

The bylaw deals with the licensing of stands for buses and taxis and therefore the appropriate place for the bylaw is within the Parking Chapter of the General Bylaws.

Water Supply Bylaw

- 35.7 THAT the Water Supply Bylaw be retained in its current form with amendments and additions as required and shown in Appendix E of this report.

Recommended Reason

The Water Supply Bylaw as it stands works well and the changes required are of a superficial nature which will not inhibit the use of the bylaw in any way.

Advertising Signs Bylaw

35.8 THAT the Control of Advertising Signs Bylaw be retained in its current form with the deletions as required and shown in Appendix F to this report.

Recommended Reason

The sections are deleted as they are covered in the District Plan.

Scaffolding and Deposit of Building Materials Bylaw

35.9 THAT the Scaffolding and Deposit of Building Materials Bylaw as shown in Appendix G to this report be retained in its current form.

Recommended Reason

The bylaw in its current form achieves the objectives of the bylaw.

Amusement Devices and Shooting Galleries Bylaw

35.10 THAT the Amusement Devices and Shooting Galleries Bylaw as shown in Appendix H to this report be retained in its current form.

Recommended Reason

The bylaw works well to protect the safety of the public and property by ensuring such devices are adequately maintained and used in a responsible manner.

Nuisances Bylaw

35.11 THAT the current Nuisances Bylaw be retained in its current form with amendments and additions as required and shown in Appendix I to this report.

Recommended Reason

This bylaw allows Council to deal with nuisance complaints.

Dog Control Bylaw

35.12 THAT the Dog Control Bylaw as shown in Appendix J to this report be retained in its current form.

Recommended Reason

The current Dog Control Bylaw is working well as it stands through education and enforcement. The low number of complaints indicates its effectiveness.

Keeping of Animals and Poultry Bylaw

35.13 THAT the Keeping of Animals and Poultry Bylaw be retained in its current form with alterations and additions as required and shown in Appendix K to this report.

Recommended Reason

This bylaw helps ensure that Council has measures in place to meet its Community Outcome “A built environment that is attractive, safe and healthy to live in”.

The distances within 1210.4 have been changed to reflect the need to ensure separation from dwellings and poultry houses, runs etc. The distances are arbitrary but are those commonly found in other similar bylaws.

Cemeteries Bylaw

- 35.14 THAT the Cemeteries Bylaw be retained in its current form with amendments and additions as required and shown in Appendix L to this report.

Recommended Reason

The amendments and additions to the bylaw are required so that the bylaw is able to function in line with current management practices.

Public Libraries Bylaw

- 35.15 THAT the Public Libraries Bylaw as shown in Appendix M be repealed; and

- 35.16 THAT this bylaw be replaced with a Library Management Policy.

Recommended Reason

A Library Management Policy would enable the library facility to function in a smooth manner with any potential issues being dealt with in-house as opposed to being open to the judicial system.

Parks & Reserves Bylaw

- 35.17 THAT the Parks and Reserves Bylaw as shown in Appendix N to this report be retained in its current form.

Recommended Reason

The bylaw in its current form is adequate to deal with issues that may arise from activities which may take place in the Districts parks and reserves.

Food Safety Bylaw

- 35.18 THAT the Food Safety Bylaw as shown in Appendix O to this report be retained in its current form to cover issues not addressed in the Food Hygiene Regulations 1974.

Recommended Reason

The bylaw as it stands deals with public safety that can be compromised when issues not covered in the current legislation arise.

Urban Fire Prevention Bylaw

- 35.19 THAT the Urban Fire Prevention Bylaw and shown in Appendix P to this report be retained in its current form.

Recommended Reason

The current bylaw works well and gives the opportunity to burn open fires in the urban area with little effect on the safety and health of the community.

Damage Deposit Bylaw

- 35.20 THAT the Damage Deposit Bylaw be retained in its current form with amendments and additions as required and shown in Appendix R to this report.

Recommended Reason

The bylaw is an appropriate way to help keep the roading infrastructure in a safe standard.

Intruder Alarm Systems Bylaw

- 35.21 THAT the Intruder Alarm Systems Bylaw in its current form be incorporated into the Nuisance Chapter of the General Bylaws and attached as Appendix S to this report.

Recommended Reason

The bylaw as it stands deals with the nuisance that can be caused due to prolonged activation and therefore the appropriate place for the bylaw is within the Nuisance Chapter.

Parking Control Bylaw

- 35.22 THAT the Parking Control Bylaw as shown in Appendix T to this report be retained in its current form.

Recommended Reason

The Parking Control Bylaw in its current form is working well and is allowing Council to enforce it with a high degree of compliance.

Wastewater Bylaw

- 35.23 THAT the Wastewater Bylaw be retained in its current form as shown in Appendix U to this report.

Recommended Reason

The bylaw as it stands allows wastewater users to operate under conditions imposed to prevent nuisances and provides the means to deal with any nuisances arising.

12. **QUESTION TIME**

File 03096
